

**TOWN OF BETHANY**  
**REGULAR TOWN BOARD MEETING**

**12 July 2021**

**\*\*\*Please note that this meeting is being held outside of Executive Order 202.1. The Town of Bethany is not technologically equipped to hold virtual meetings and therefore, must meet in person to conduct essential business. The public is welcome to attend however, facial covering and social distancing regulations must be adhered to.**

Supervisor Hyde opened the July 12, 2021, Regular Town Board Meeting at 7:08 p.m. with the Pledge of Allegiance followed by a prayer lead by Councilman Embt.

Town Officials in Attendance were:

Carl Hyde, Jr., Deputy Supervisor	Jeffrey Fluker, Deputy Supervisor
Timothy Embt, Councilman	Daniel Street, Councilman
Diane Fowler, Councilwoman	Tom Douglas, Town CEO & ZEO
Barbara Czworka, Highway Superintendent	
Ruth A. Bodkins, Town Clerk	

Attendees to the Meeting were:

Jim Phillips	Joe Nowakowski
Mike and Noreen Adam	Jim Kirch
Bill Elsasser	Mark George
Greg Miller	Tina Frank
Don Frank	Ramon Cipriano
Nic Pelton	Gabe Meyers
Mike Meyers	Tara Weidman
John Weidman	
Calvin Whitmore	

**FINANCES**

Monthly Statement of Accounts and Revenues:

General Fund	\$	1,056,257.68
Highway Fund	\$	845,436.59
AP/PR Account	\$	71,035.54
Trust & Agency Account	\$	2,547.33
Highway Checking	\$	28,722.44
Supervisor	\$	299,632.47
Water District #2	\$	51,573.85
Water District #4	\$	10,171.02
Water District #5	\$	00.00
Petty Cash	\$	200.00
Total		\$2,365,576.92

**Revenues Received**

Tompkins INS	\$	00.00
Dept of Trans – WIRP	\$	2,812.74
Dept of Trans – CHIPS	\$	15,632.18
Dept of Trans – PAVE NY	\$	3,568.20
Verizon – Refund	\$	00.00

NYS Dept of Labor	\$	00.00
Ruth A. Bodkins, Town Clerk	\$	710.64
County of Genesee – Mortgage Tax	\$	00.00
County of Genesee – Voluntary Dist	\$	34,177.00
US Post Office	\$	100.00
Village of Warsaw	\$	00.00
Ruth A. Bodkins, Tax Collector	\$	00.00
Nicholas Falcone, Justice	\$	00.00
Total Revenue	\$	57,000.76
Total Interest	\$	206.26
Total Revenue	\$	57,207.02

### **Town Clerk Report – Ruth A. Bodkins:**

- June Town Board Minutes have been delayed for final approval. A copy of the minutes was provided via email and hard copy to Town Board Members and Town Supervisor for review and a motion will be made at the August Town Board Meeting for final approval.
- The Town Clerk Monthly Report for June and bank statements for May and June 2021 were reviewed by the Town Board.

### **CEO/ZEO – Thomas Douglas:**

- Permits still coming in weekly and being completed.
- Area Variances for Fietz and Frisby have been closed and letters drafted and mailed to the applicants by the Town Clerk.
- Two Special Use Permit packages prepared and processed by the Town Clerk for Weidman and Whitmore will be addressed tonight at the scheduled Public Hearing.

### **Highway Superintendent Report – Barbara Czworka:**

- Touch ups to both dirt roads (Mayne and Dublin) have been done.
- The first round of roadside mowing is complete.
- We mowed the cemetery located on Putman Road.
- Patched Silver Road with the grader and the Silver road extension.
- This month we have helped the following: Batavia, Covington, Byron, Bergen, Stafford, and County.
- Here is a list of who helped us: Batavia, County, Pavilion and Stafford.

### **Board Committee Reports**

**Deputy Supervisor and Fire Chief Fluker:** The Fire Department still needs volunteer fire department members. Please contact Fire Chief Fluker with any questions.

**Councilman Street:** Attended the Town Planning Board meeting re: Two Special Use permits.

**Councilman Embt:** Attended the Town Zoning Board meeting.

**Councilwomen Fowler:** Spoke about discussion surrounding water resources.

**Supervisor Hyde:** Public Hearing, Old business, and new business.

**PUBLIC HEARING****Special Use Permit Application (SA21003) with State Environmental Quality Review (SEQR)**

- Supervisor Hyde opened the Public Hearing at 7:15pm regarding the Special Use Permit application submitted by Bethany resident John Weidman, for an Agriculturally based business to sell used farm equipment and new attachments located at 5615 Little Canada Road, Tax Map Number (TMN2.-1-43.1 East Bethany, NY 14054.
- Supervisor Hyde went on to present the SEQR by reading it out loud.
- Discussion surrounding modifications from the explanation section of the Genesee County Department of Planning, Referrals Notice of Final Action (GCDP) form T-04-BETH-7-21 included a natural separation verses a fence, no fuel holding areas and no docking station area on the property.
- Neighbors and community members came to support Mr. Weidman and expressed the business helps to maintain the agricultural community we live in.
- A recommendation of approval from the GCDP with modifications was received and the Bethany Town Board agree with all in favor the following modifications will take place: A natural buffer consisting of trees along the West side of Fargo Road will be put in and paid for by Mr. Weidman.

**Special Use Permit Application (SA21005) with State Environmental Quality Review (SEQR)**

- Supervisor Hyde presented the Special Use Permit application submitted by Bethany resident Calvin Whitmore, for the build of a farm equipment service shop and planting of crop located off Route 20 at Section Block Number (SBL)/Tax Map Number 7.-1-14, East Bethany, NY 14054.
- Supervisor Hyde went on to present the SEQR by reading it out loud.
- Discussion surrounding modifications from the explanation section of the Genesee County Department of Planning, Referrals Notice of Final Action (GCDP) form T-05-BETH-7-21 include limiting the amount of fuel being stored on the property to 1000 gallons at a time, a Septic system installation and possibly moving the current driveway to the east of the pole barn about 30ft.
- A recommendation of Approval from GCDP with Modifications was received and the Bethany Town Board agree with all in favor the following Modifications will take place: The minimum amount of fuel storage needed will always take place and a Septic system will be installed and paid for by Calvin Whitmore.

**Supervisor Hyde, closed the Public Hearing at 8:25pm and opened the Regular Town Board meeting back up presenting the following:**

**OLD BUSINESS****Water District Updates**

**Water District #4:** Flooding issues brought up and discussed. A manhole needs to be created.

**Water District #5:** Still waiting for decision from the State Comptroller office.

**Water District #6:** This District option has been closed for several months. The community residents in this area responded by about 40% and no one came forward to petition.

**NEW BUSINESS**

Supervisor Hyde presented a letter addressed to the New York State Senate and Assembly Leaders re: recent impacts of the bail reforms passed by the New York State Legislature.

The Bethany Town Board members signed it as his request. A copy has been filed in the Town Clerks office and available upon request.

**Warrant #6**

- The Board approved payment of the bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$2,608.46	\$15,812.13
Highway Fund	\$ 00.00	\$82,746.34
Capital Project	\$64,418.08	\$64,665.58
Fire Protection Fund	\$ 00.00	\$ 00.00
Highway Capital Funds Project	\$ 00.00	\$ 00.00
Water Fund	\$ 00.00	\$ 00.00
Justice Fund	\$ 00.00	\$ 00.00

**Adjournment**

A **MOTION** was made by Deputy Supervisor Fluker, duly seconded by Councilman Street, to adjourn the meeting at 8:30 p.m. The motion **PASSED** with All in Favor.

BY ORDER OF THE  
BETHANY TOWN BOARD  
DATED: 12 July 2021

Respectfully Submitted,

Ruth A. Bodkins  
Town Clerk, Tax Collector, Registrar