

Town Board Minutes July 11, 2007

Present: Councilmen Brien M. Hopkins, Richard K. Hawkins, Dennis J. Mead, Councilwoman Cathleen M. Dobson and Supervisor William A. Eagan.

Also Present: Highway Superintendent Telaak, Town Attorney Downey, Code Enforcement Officer Ferguson and Deputy Code Enforcement Officers Lisowski and Juda.

A motion was made by Councilman Mead and seconded by Councilman Hopkins to approve a request for Couzins, 7115 Boston State Road, to begin live entertainment at 7:30 p.m. on July 21, 2007.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins to adopt the minutes of the June 20, 2007 regular meeting.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Hopkins, upon review by the Town Board, that fund bills on the Abstract dated July 5, 2007 in the amount of \$299,044.26 be paid.

five (5) Ayes Carried

Received and filed a Town of West Seneca Resolution regarding Spartan II Assault Vests.

Town Attorney Downey was directed to draft a Town of Boston Resolution of support regarding Spartan II Assault Vests.

REQUESTS FROM THE FLOOR:

Roger Rogers, 9856 Emerling Road, regarding Gallagher's stable, complained that Emerling Road is not zoned for business. An advertisement appeared in the Hamburg Sun and a Day Care business was slated to start, but didn't. Code Enforcement Officer Ferguson was to contact the Town Attorney.

Code Enforcement Officer Ferguson, Town Attorney Downey and Mr. Rogers will schedule a meeting to discuss possible violations and notify the Town Board.

A motion was made by Supervisor Eagan and seconded by Councilman Hopkins to approve the Use of Facilities application for Three Girls Café for August 1, 2007.

five (5) Ayes Carried

Councilman Hopkins inquired where the material would be coming from regarding a Special Permit request for Dumping of Material for 9000 Boston State Road, LLC.

Deputy Code Enforcement Officer Lisowski responded that John Artmeier, the contractor for 9000 Boston State Road, noted the material will be for the Emerlings and/or the Cider Mill.

Supervisor Eagan pointed out to Code Enforcement that "Specific Origin of Material" must be specified or applications for Dumping of Materials will not be approved.

A motion was made by Supervisor Eagan and seconded by Councilwoman Dobson to table and refer to Code Enforcement the Special Permit request for Dumping of Material for 9000 Boston State Road, LLC.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Mead, on the recommendation of Foit-Albert Engineers to table the Special Permit request for Dumping of Material for Stony Point Holdings, Boston State Road, LLC. until all provisions of the SEQR process have been completed for the project as a whole.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Supervisor Eagan to approve a Soil Removal Permit for Schreiber & Winkelman, Inc., Mill St., behind Boston Fire Dept.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Hopkins to approve an application for an Additional Accessory Building from Daniel and Mary Genzel, 7580 Lower East Hill Road.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Mead to refer an application for a Site Plan Review from Crawford Broadcasting, 9001 Zimmerman Road, to the Planning Board and Town Attorney for review and recommendation.

five (5) Ayes Carried

A motion was made by Supervisor Eagan and seconded by Councilman Mead to table the Mobile Home Park Licenses for the Boston Hills Homes & Estates and the Sprague Mobile Home Park until Code Enforcement confirms violations have been addressed.

five (5) Ayes Carried

A motion was made by Councilman Hopkins and seconded by Supervisor Eagan, on the recommendation of the Planning Board, to appoint Jonathan R. King to the Planning Board as an Alternate Member, term to expire 12/31/09.

five (5) Ayes Carried

A motion was made by Councilman Mead and seconded by Councilman Hopkins, on the recommendation of Foit Albert Engineers, to table a Special Permit request for Dumping of Material from Ray Webber, 7074 Boston State Road, until all provisions of the SEQR process have been completed for the project as a whole.

five (5) Ayes Carried

Received and filed a monthly report from the Supervisor.

A motion was made by Supervisor Eagan and seconded by Councilman Mead to designate two additional handicap parking spaces behind the Town Hall.

five (5) Ayes Carried

Supervisor Eagan reported that all map plans and reports have been completed for the continuation of Water District No. 2 Ext., Water District No. 3 Ext. and West Hillcroft.

Supervisor Eagan noted that regarding the State Police Barracks and Parks projects, due to the findings of the archeological study, construction will be delayed. The artifacts found in the study most likely donated to the Boston Historical Society.

A motion was made by Councilman Mead and seconded by Supervisor Eagan to schedule a Public Hearing for August 8, 2007 at 7:45 p.m. on Proposed Local Law No. 4 of the Year 2007, A Local Law for

An Extension of a Moratorium on Applications for the Approvals of Subdivisions, Planned Unit Developments, Cluster Developments, and Multiple Dwellings Over Two Units.

five (5) Ayes Carried

Councilwoman Dobson reported that she met with the fire companies and Emergency Squad to discuss contract negotiations. More meetings are scheduled in August.

Councilman Hawkins reported the ditch in front of the Boston Post Office has been cleaned.

Councilman Hawkins reported that he met with Assemblyman Quinn, Erie County Legislator Reynolds, and Mark Gaston, Erie County Soil & Water, regarding Eighteen Mile Creek.

A motion was made by Supervisor Eagan and seconded by Councilman Hawkins to adjourn the meeting at 8:00 p.m.

five (5) Ayes Carried

DAVID J. SHENK, TOWN CLERK