

November 25, 2013

Trustee Ianni opened the Committee meeting at 6:35 pm, followed by the Pledge of Allegiance.

Members present: Trustees Ianni, Lauer and Busch. Also present was Officer Retzlaff and three residents. Deputy Mayor Bielec and Mayor Peterson were absent.

Motion was made by Trustee Busch and seconded by Trustee Lauer to appoint Trustee Ianni to be in charge of the meeting in the absence of Deputy Mayor Bielec.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>			<b>2</b>
<b>RESULTS</b>	<b>PASS</b>			

Communications:

- 1) Rec'd ck#8509 in amt of \$50.00 from Corfu-Darien Veterinary Clinic for Winterfest donation.
- 2) Rec'd ck#46335 in amt of \$61.20 from EASCO for scrap metal.
- 3) Rec'd ck#4803 in amt of \$5.00 from Kelly & Swetz Attys for Tax search.
- 4) Rec'd ck#4330 in amt of \$250,072.00 from Town of Pembroke, \$250,000 for Sewer Project and \$72.00 for Sewer bill payment for Community Center.
- 5) Rec'd notice from CSEA to start dues deductions with dues schedule and membership applications.
- 6) Rec'd Performance questionnaire from Insko Ins. Svc. Re: Gerwitz & McNeil, Electrical contractors on Sewer Project.
- 7) Rec'd Victim Claims questionnaire from Genesee Co. Probation re: Presentence Investigation on Brandi Watts.
- 8) Rec'd Official Statement and certification of filing for BAN amount of \$1,652,496.00 from Municipal Solutions.

Trustee Ianni questioned minutes of November 11, 2013 and the date mentioned in those minutes on which failed motion took place regarding all part-time officers being restricted to 19.5 hours per week. Clerk agreed to reconfirm the date for the next meeting.

Affidavit of Collector for unpaid property taxes was presented to Board for signatures, with list of those unpaid to be sent to Genesee County for Collection.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to move the following resolution:

**RESOLVED:** That the offices to be filled at the Annual Village of Corfu Election to be held on March 18, 2014 are as follows:

Trustee (2) Term ----- 2 Years 4/07/14 – 4/03/16

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			

Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>			<b>2</b>
<b>RESULTS</b>	<b>PASS</b>			

Clerk advised the Board that Genesee County Planning had approved the adoption of the Neighborhood Business District.

Motion was made by Trustee Ianni and seconded by Trustee Busch to move the following Resolution:

**RESOLUTION ADOPTING LOCAL LAW No. 4 of 2013**

**WHEREAS**, proposed Local Law #4 of 2013 of the Village of Corfu entitled "A Local Law Amending the Law known as the Village of Corfu Zoning Law", which proposed Local Law was presented to the Village Board at the meeting held on September 23, 2013, and a copy thereof was kept with the Village Clerk and copies both laid upon the desks of the members of said Village Board and mailed to each member of the Village Board not in attendance at said meeting; and

**WHEREAS**, a public hearing on the advisability of enacting said proposed Local Law was held on October 7, 2013 before this Village Board, pursuant to Public Notice duly published in The Daily News according to Law, at which all interested persons were heard; and

**WHEREAS**, the Village Board of the Village of Corfu, New York and Genesee County Planning Board are of the opinion that the adoption of said Local Law #4 of 2013 is in the best interest of the Village of Corfu, New York,

**NOW THEREFORE BE IT RESOLVED**, by the Village Board of the Village of Corfu, New York that said proposed Local Law #4 of 2013 be and the same hereby is adopted; and

**BE IT FURTHER RESOLVED**, that a certified copy of said Local Law #4 of 2013 be filed with the New York State Secretary of State in accordance with Law.

Dated November 25, 2013

See attached for Local Law #4 of 2013.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>			<b>2</b>
<b>RESULTS</b>	<b>PASS</b>			

Trustee Ianni requested Officer Retzlaff give a police update. Officer Retzlaff informed the Board that the plate reader is repaired and updated, and is working great. He also said all the police vehicles are ready for winter. He added that all the radars are certified and passed. He did mention that the office computers are in need of updating and that some of the officers need new flash drives.

Clerk requested approval for payment of the following bills due prior to the December 9<sup>th</sup> bill paying meeting: National Grid \$2,145.29, Pamela Yasses Sept-Oct reimbursement of \$262.34, SJB Services \$1,620.00, State Comptroller for Oct. 2013 fines \$3,083.00, Verizon Wireless for Police Air cards \$76.96, Independent Health \$5,029.66 and Sandra Thomas reimbursement \$226.95. Board reviewed the mentioned

bills.

Motion was made by Trustee Lauer and seconded by Trustee Busch to approve payment of the following bills due prior to the December 9<sup>th</sup> bill paying meeting: National Grid \$2,145.29, Pamela Yasses Sept-Oct reimbursement of \$262.34, SJB Services \$1,620.00, State Comptroller for Oct. 2013 fines \$3,083.00, Verizon Wireless for Police Air cards \$76.96, Independent Health \$5,029.66 and Sandra Thomas reimbursement \$226.95.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>			<b>2</b>
<b>RESULTS</b>	<b>PASS</b>			

Brief discussion took place regarding the passage of a motion at the November 11, 2013 meeting to limit all part-time police officers to 19.5 hours per week. Trustee Ianni said in light of the letter received from the CSEA Union giving a deadline of December 1, 2013 to rescind the motion, he agreed it would be best to rescind that previous motion.

Motion was made by Trustee Ianni and seconded by Trustee Busch to rescind the motion passed at the November 11, 2013 meeting to limit all part-time police officers to 19.5 hours per week and allow competitive officers to work over 19.5 hours per week.

The motion was NOT passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			
Trustee Ken Lauer		X		
<b>VOTE TOTAL</b>	<b>2</b>	<b>1</b>		<b>2</b>
<b>RESULTS – DID NOT</b>	<b>PASS</b>			

**Motion did not pass due to lack of quorum.**

Trustee Lauer read the definition of Part-time Employment from the Genesee County Civil Service Rules Manual which states “Part-time Employment” means any employment or a combination of one or more employments in a civil division in which an individual works less than twenty hours per week or wherein the employee earns not more than one-half of the annual salary assigned to the position. Trustee Ianni argued that the Village would be breaking with precedent that had been previously set.

Trustee Busch informed the Board that he had spoken to Tim Hens of Genesee County Highway Department regarding the bridge on Depot Street and it was confirmed that the bridge is the County’s responsibility. Mr. Hens said they plan to fix it in Spring 2014.

Pam Ware gave an update on the progress on the Winterfest, informing those present that Jay Terkel has developed a Logo for the current Winterfest comprised of four Snow People for photographs. She also mentioned they will be having a contest for a Logo for their organization ACT. She said the Community Band and Larry Kohorst magic are both confirmed for the tent, and she will be attending the next Town meeting requesting use of the courtroom for the basket raffle.

Clerk Thomas mentioned that the Zoning Board of Appeals met regarding an area variance for Ron Witkop at Genesee Heights. It was also mentioned that the Board is short two people. Pam Ware said she would be willing to serve on the Board of Appeals.

After brief conversation, the Board agreed to plan on having the Committee meeting as scheduled on December 23<sup>rd</sup>. It was also suggested to start drafting a list of dates for budget meetings.

Officer Retzlaff confirmed that all radios in Genesee County are to be replaced in three or four months. He also mentioned having noticed a lot of screws in the parking lot from the roof repair. Trustee Ianni said he would talk to the contractors.

There were no public comments or questions.

Motion was made by Trustee Busch and seconded by Trustee Lauer to adjourn the meeting.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Ralph Peterson				X
Trustee Keith Busch	X			
Trustee Dave Bielec				X
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>			<b>2</b>
<b>RESULTS</b>	<b>PASS</b>			

Meeting was adjourned at 7:25 pm.

Sandra Thomas  
Clerk Treasurer

Village of Corfu – Local Law No. 4 of 2013

A LOCAL LAW AMENDING THE LAW KNOWN AS THE VILLAGE OF CORFU ZONING LAW

The Law(s) of the Village of Corfu, New York, known as the Village of Corfu Zoning Law is hereby amended as follows:

A. Section 403A is hereby added providing in full as follows:

**“SECTION 403–A NEIGHBORHOOD BUSINESS NB**

The NB District is designed:

- To provide areas within the Village for the location of commercial uses serving the day-to-day convenience shopping and personal service needs of a neighborhood area and to ensure the compatibility of such areas with surrounding residential development.
- Accommodate a range of housing and scaled commercial uses with compatible building and site design at an appropriate neighborhood scale.
- Reduce reliance on automobile use for local neighborhood travel.
- Site plan review is required for all uses in NB Districts.

A. The following uses are permitted in NB Districts.

(1) Principal structures and uses.

(a) Stores.

[1] Food store.

[2] Bakery and confectionery shops, including the manufacture of baked and confectionery goods primarily for on-site retail sale.

[3] Apparel and accessories store.

[4] Home furnishing store.

[5] Restaurant.

[6] Drugstore.

[7] Antiques and secondhand merchandise store.

[9] Book and stationery store.

[10] Sporting goods and bicycle store.

[11] Home garden store.

[12] Jewelry store.

[13] Laundromat, cleaning and dyeing outlets and pickup station.

[14] Photographic supply store.

[15] Florist.

[16] Newspapers and magazines.

[17] Gifts, novelties and souvenirs.

[18] Optical goods.

[19] Hardware store.

[20] Ice Cream Parlor

[21] Coffee/Doughnut shop

(b) Beauty and barber shop.

(c) Apparel repair and alterations and shoe repair shop.

(d) Finance, insurance, real estate services and travel agencies.

(e) Medical and other health services.

(f) Legal, engineering, architectural, educational and scientific research, accounting, auditing and bookkeeping and community planning services.

(g) Day-care center, nursery and other private schools.

(h) Art, dance or music studios.

(i) Printing and photocopying store.

(j) All uses permitted in an R-2 Zone

(2) Accessory buildings, structures and uses.

(3) Up to fifty percent of the allowed square footage of a parcel used for a permitted Business Use may be used for residential development.

**B.** The following uses are permitted in NB Districts upon issuance of a Special Use Permit.

[1] Liquor store.

[2] Cigar and/or Cigarette Store.

[3] Light Manufacturing; limited to small product assembly and such activities as woodworking, furniture making, lamp making, craft/artisan work and similar activities using small machinery.

[4] Convenience Store (not to include the sale of gasoline)

[5] Storage Units

[6] Golf Driving Range, Miniature Golf

[7] Small Engine Repair

[8] All Uses permitted with a Special Use Permit in an R-2 District.

C. Design regulations.

(1) Minimum lot area if Business use is involved: one acre. For Residential only use, R-2 regulations shall apply.

(2) Minimum lot width if Business use involved: 100 feet. For Residential only use, R-2 regulations shall apply.

(3) Minimum yards for structures, parking, loading and stacking areas if Business use involved:

Yard	Structures (feet)	Parking, Loading and Stacking Area (feet)
Front, from right-of-way of a dedicated street	60	20*
Side and rear, abutting a residential district	50	25*
Side and rear, abutting a nonresidential district	25	10*

NOTE:

\*The entire area must be landscaped.

\* For Residential only use, R-2 regulations shall apply.

(4) Maximum building height: 30 feet.

(5) Maximum lot coverage: as uses, yard and off-street parking, loading and stacking, and landscaping requirements permit.

(6) Enclosure. All principal and accessory uses, except signs, landscaping and off-street parking, loading and stacking, shall be conducted within completely enclosed structures.

[7] Drive Thru facilities are prohibited.

[8] Maximum Building size: 10,000 Square feet.”

B. The lead in Sentence to Subsection E of Section 507 is hereby amended to provide in full as follows:

“The following business signs are permitted in C, I, NB or PUD Districts upon issuance of a zoning permit.”

C. Subsection B of Section 512 is hereby amended to provide in full as follows:

“B. Process

An applicant may apply to the Planning Board for a special use permit to establish a home occupation in the R-1, R-2 or NB Districts.”

- D. The Zoning Map of the Village of Corfu is hereby amended to provide as follows in its entirety:

Copy of the amended Zoning Map is on file at the Village Office at 116 East Main Street, Corfu, New York.

{Certification}

{State of New York}

{County of Genesee}

{Village of Corfu}

I, Sandra S. Thomas, the duly certified and acting Clerk of the Village of Corfu, New York, do hereby certify that the above Resolution was adopted by the governing body of the Village of Corfu, New York on November 25, 2013, and is on file and record, and that said Resolution is a true and correct copy and has not been altered, amended or revoked and is in full force and effect. Resolution has been recorded in official minutes in the Village of Corfu Clerk’s Office.

In witness thereof, I have hereunto set my hand this 26<sup>th</sup> day of November 2013.

Sandra S. Thomas

Clerk Treasurer