

Town Board Minutes  
October 10, 2017  
**Local Law 2-2017**  
**Establishing Residency Requirements for appointed office of**  
**Building Inspector/ Enforcement Code Officer**

The monthly meeting of the Torrey Town Board was held on Tuesday October 10, 2017 at 56 Geneva St. Dresden New York and called to order by Supervisor Flynn at 7:30PM.

Present: Supervisor Patrick Flynn, Councilmen; Burge Morris, Colby Petersen, Peter Martini, Lawrence Martin

Others present: George Thompson, Tim Chambers- Hwy Supt., Dave Granzin, John Ghidiu, Rohit Mirchandani, Phil Bracht, Ken Campbell, Jeremy DeLyser

Mr. Flynn led the pledge of allegiance.

Mr. Flynn opened the hearing on Local Law 2- 17 Establishing the residency requirements for Building Inspector/ Code Officer for the Town of Torrey.

There being no one desiring to speak in support or opposition of this law, Mr Flynn went on to other business.

Mr. Flynn presented the abstract of vouchers for review.

Motion by Mr. Petersen, 2<sup>nd</sup> Martini, that the bills on the General A & B accounts in the amount of \$ 16,750.59 be paid, carried.

Motion by Mr. Morris, 2<sup>nd</sup> d Mr. Martin, that the bills on the Highway DA & DB accounts, in the amount of \$ 19,203.03 be paid carried by all.

Motion by Mr. Morris 2<sup>nd</sup> Mr. Martini authorizing the Supervisor to sign 2018 Fire contract with Village of Dresden for \$ 96,900. Carried by all.

Motion by Mr. Petersen, 2<sup>nd</sup> Mr. Martin, authorizing the Supervisor to sign 2018 Snow & Ice Agreement with Yates County, carried by all.

The 2018 Assessor contract with Town of Benton was tabled for more information.

Revised September 2017 Map Plan Report on Water District 1 was reviewed by the Water Committee members and was the consensus to reject this revised plan. Due to the financial numbers changing the project would need to be restarted

from the beginning. Mr. Flynn stated the Town will stay with the Map Plan Report dated June 2016 as adopted in February 2017.

Mr. Flynn presented the application to the Office of State Comptroller for Water District 1 to review and comment for November meeting.

Clerk presented 2018 Tentative Budget, public hearing scheduled for November 1<sup>st</sup>, 2017 at 7:30PM.

Motion by Mr. Martini, 2<sup>nd</sup> Mr. Morris to approve September minutes carried.

Rohit Mirchandani 701 Rte 14 asked why go with the original MPR, why are the findings on the revised plan being overlooked?

EDU assignment: any connection is 1 EDU, the wineries are 4 EDU's unless water usage proof was provided, which could lower EDU.

Jeremy Delyser stated that although he requested information a couple wineries did not submit water usage records.

Mr. Mirchadani stated he was not approached about usage until this year after he was informed by friends that the water district was created. He never received notices about first informational hearings or public hearings on the Water District progress. He does not get the local papers to check the legal notices. He is not opposed to the district but wants EDU assignment to be equitable. He does not have water in their winery, they have a holding tank. This is a small hobby winery. His winery cannot compare to Fox Run Winery -4 EDUs.

Mr. Delyser stated after the first year water usage will determine the EDU assignment and if lower can be reassessed. USDA may require the EDU adjustments before project can be approved.

Mr. Mirchandani asked if he paid the first year repayment and the EDU's were lowered would he be reimbursed, would his property be subject to reassessment of EDU's in the future. Can he have something in writing on this??

A water usage law will be drafted to address EDU assignments for subsequent years for the district in entirety. Sample laws will be requested from Jeremy and Town Attorney.

Mr. Mirchandani does not want to file an Article 78 but if he has no other recourse he may have to, to show the unfair EDU assignment.

Perry Point Water District- no update or correspondence from Villages involved.

Dave Granzin asked if Town of Benton has replied to letters requesting water testing service for both districts. He urged the Town Board to take the action and inquire as to the problem or holdup on these requests, the water projects have been delayed far too long.

Mr. Flynn will contact both the Benton Supervisor for water testing, and the Mayor of Dresden for update on water supply request, letter dated December 2016.

Tim Chambers presented the highway report. Long Point is Oil & stoned. The approach on Hopeton Rd is repaved. Culvert pipe is rusting out and will need to be replaced. Helped Village of Dresden pave around street drains.

Mowed all roadsides, cut trees back on Serenity Rd. New sander was installed in the pick up truck. T-4 needs rear tires will contact Parmenters.

Dwight James gave the code report. 6 permits issued, 1 Area variance application, 2 site visits, 2 Landslide event, 1 Fire event ,11 building progress inspections, 1 violations issues, 3 meetings, 245 miles.

Ken Campbell Arrowhead Beach appeared before the board to speak of the deteriorating condition of the public tennis courts in the village.

He went before the Village with this concern but was told lack of funds to repair the courts. He presented an estimate for cleaning and re lining the courts. He also presented an estimate for resurfacing the entire court. He left the estimates for the board.

Mr. Chambers will go look at the courts and talk to the Village.

Discussion on the wastewater spill into Keuka Outlet, how can the public be better informed when emergency/hazardous events occur

Mr. Petersen will contact emergency services regarding a Nixle alert or reverse 911 .

Mr. Flynn asked if there was anyone wanting to speak on the local law 2-17  
He then closed the public hearing at 8:55pm.

Mr Flynn offered the following resolution 2<sup>nd</sup> by Mr. Morris,

**WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Torrey for a public hearing to be held by said Town Board on October 10, 2017, at 7:30 p.m. at the Torrey Town Hall, 56 Geneva Street, Dresden, New York, to hear all

interested parties on a proposed Local Law entitled, “A Local Law to Establish the Residency Requirements for the Appointed Office of Building Inspector/Code Enforcement Officer for the Town of Torrey”; and

**WHEREAS**, notice of said public hearing was duly advertised in the official newspaper of the Town of Torrey, on September 27, 2017 and other notices required to give by law were properly served, posted or given; and

**WHEREAS**, said public hearing was duly held on October 10, 2017, at 7:30 p.m. at the Torrey Town Hall, 56 Geneva Street, Dresden, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

**WHEREAS**, the Town Board of the Town of Torrey, after due deliberation, finds it in the best interest of the Town of Torrey to adopt said Local Law.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Torrey hereby adopts said Local Law No. 2 of 2017, entitled “A Local Law to Establish the Residency Requirements for the Appointed Office of Building Inspector/Code Enforcement Officer for the Town of Torrey”, a copy of which is attached hereto and made a part of this resolution, and be it further

**RESOLVED**, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Torrey, and to give due notice of the adoption of said local law to the Secretary of State of New York.

This by roll call vote, Mr. Flynn-Aye, Mr. Petersen –Aye , Mr. Morris – Aye,  
Mr. Martini- Aye Mr. Martin –Aye        5 Ayes 0 Nays

Motion to adjourn by Mr. Flynn, 2<sup>nd</sup> Mr. Morris carried at 9:05pm  
Respectfully submitted,