

VILLAGE OF SPRINGVILLE  
2015 MINUTES

February 2, 2015

7:00 P. M.

The Regular Meeting of the Trustees of the Village of Springville was held at the Village Municipal Building, 65 Franklin Street, Springville, New York at the above date and time. Present were:

Mayor	William J. Krebs
Trustees	Alan L. Chamberlin Robert J. Moriarty, Jr. Terry W. Skelton Nils A. Wikman
Administrator Village Attorney	Timothy Horner Paul Weiss, Esq.
Superintendent of Public Works	Kenneth Kostowniak
Building Inspector/ Code Enforcement	Michael Kaleta-absent
Police Sargent	John Fox
Fire Chief	Dennis Dains-absent
Clerk	Jennifer Blumenstein
Also Attending	Colleen Mahoney-Springville Journal John Shaw-661 Franklin St. Tim Siepel-W. Valley

Mayor Krebs called the meeting to order at 7:00 PM.

1. Minutes Minutes of the Regular Meeting of January 20, 2015, were approved by motion of Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Moriarty, Wikman, Skelton and Chamberlin voting yes, none opposed.

**PUBLIC HEARING**

2. Rezoning Dr. Timothy Siepel, the owner of three (3) parcels of property located at 34 Barnstead Drive, is looking to have the two parcels located at the back of the property Rezoned from CIP to RM. He would be leaving the front parcel of property with road frontage on W. Main Street Zoned as CIP as recommended by the Planning Board on December 9, 2014.

The reason for the Rezoning would be to build apartments in the existing building. Dr. Siepel is looking to make the property more profitable.

Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Moriarty, Wikman, Skelton and Chamberlin voting yes, none opposed to approve the Rezoning as outlined in the Public Hearing Notice.

February 2, 2015

Page (2)

STATE OF NEW YORK  
COUNTY OF ERIE  
VILLAGE OF SPRINGVILLE

*In the Matter of the Proposed Re-zoning of certain property at 34 Barnstead Drive, Village of Springville,  
Erie County, New York.*

NOTICE OF PUBLIC HEARING PURSUANT TO VILLAGE LAW §7-700, ET. AL., AND THE  
ZONING ORDINANCES OF THE VILLAGE OF SPRINGVILLE.

NOTICE IS HEREBY GIVEN that a public hearing will be held on February 2, 2015 at 7:00 PM on the second floor of the Village of Springville Municipal Building at 65 Franklin Street, Springville, New York, to consider changes to the Village Zoning Law and the Village Zoning Map. These changes will align current/prospective residential and business uses on Barnstead Drive with the Village Zoning Law and update zoning boundaries on the official Village Map.

PLEASE NOTE: Complete versions of the current zoning ordinance, proposed zoning ordinance and the proposed zoning map are now available to the public for inspection at the office of the Springville Village Clerk located at 5 West Main Street, Springville NY and on the Village's website at <http://www.villageofspringvilleny.com>.

PROPOSED RESIDENTIAL RE-ZONE AREA

The current property located at 34 Barnstead Drive is currently zoned Commercial Industrial Park District ("CIP"). A "residential" use zoning ("RM") is being proposed to allow for the affordable operation of apartments in a former commercial building. The area south of 34 Barnstead Drive, the proposed rezone area, is currently zoned Residential. This change would allow Springville residents the ability to own and rent apartments on the subject property while maintaining the residential nature of Springville neighborhoods.

SPRINGVILLE ZONING MAP CHANGES

The proposed zoning map changes include re-zoning of certain areas within the Village of Springville to allow for the residential uses.

Permitted RM uses, as well as the permitted uses within other zones, can be found in Article IV of the draft of the proposed ordinance available during regular business hours at the office of the Springville Village Clerk.

At the aforesaid public hearing, the Village Board of the Village of Springville will consider the advisability of the proposed zoning change and also whether to declare itself lead agency for review under the State Environmental Quality Review Act, and also whether completion of an Environmental Impact Statement should be required.

All persons interested in the matter will be heard at the public hearing.

Dated: January 5, 2015.

BY ORDER OF THE SPRINGVILLE VILLAGE BOARD.

**PUBLIC COMMENT**

NOTHING THIS EVENING.

## **DEPARTMENT REPORTS**

### **ADMINISTRATOR REPORT**

NOTHING THIS EVENING.

### **SUPERINTENDENT REPORT**

#### **3. Grant Update**

Ken Kostowniak has been searching for some grant opportunities and he found a grant offered through the DEC. It is called the Water Quality Grant 604B, and it is a funding source for Regional Economic Development Agencies. There are 10 Regional Development Agencies in New York State with Southern Tier West Group located in Salamanca being the closest one to the Village of Springville. Our plan is to be included in the Southern Tier West Group Application. The project we are presenting to them is the mapping of the storm water and sanitary sewer lines. If there is enough funding available, Mr. Kostowniak would also like to map all of our water lines as well. This mapping would be collected into GIS database where we could have everything collectively together on a map where we could quantify all of our assets and identify areas that need improvement such as, areas that have poor drainage, in a larger capacity and more efficiently.

The funding for this grant will be four (4) years and the matching of this grant is 90% - 10%. Our 10% of the cost will come from man hours. The mapping would be only the first phase of this Grant and would occur in the first year of the grant.

In the years going forward, the goal is to develop areas for green infrastructure and develop a Storm Water Mitigation Plan which is the ultimate goal. The Storm Water Mitigation Plan will provide supporting information for larger grant opportunities which would include Transportation and GIP Grants.

Ken Kostowniak is also applying for a grant through the Great Lakes Commission. This grant is specifically for putting infrastructure in the ground to clear ground water. He is hoping this will be awarded in time to help offset costs to the Franklin Street Project. This Grant is to clean sediment and phosphorous out of tributaries going into Lake Erie.

Mayor Krebs said that Community Development along with Economic Development is very important to the Village of Springville. grants help to offset the costs and make it possible for the Village to build our community.

### **POLICE DEPARTMENT**

Sargent Fox updated everyone on the following;

- ❖ The NYS traffic ticket reports for the week of January 23, 2015 thru January 29, 2015 have been completed and forwarded to the NYS DMV.

### **FIRE REPORT**

NOTHING TO REPORT TONIGHT.

February 2, 2015

Page (4)

## **BUILDING INSPECTOR/CEO**

With the absence of Mike Kaleta, the BI/CEO, Mayor Krebs informed the Village Board that the property located at 64 E. Main Street has been accepted by BENLIC. This will take effect in September 2015.

## **CONTROL CENTER**

NOTHING THIS EVENING.

## **OLD BUSINESS**

4. Legal Fees      Mayor Krebs informed the Board about the legal fees for the matter of the electric fence at 359 W. Main Street. The professional services provided by Rupp, Baase, Pfalzgraf, Cunningham & Coppola, LLC. totaled \$5,964.50. The majority of the cost came from the work involved in answering the many complaints and abundant amount of FOIL requests. The cost for this service has exceeded the money set aside in our legal account, so we will need to transfer funds from another line item to provide the money to pay for this service.

Motion was made by Trustee Chamberlin, seconded by Trustee Skelton; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Skelton and Moriarty voting yes, none opposed to paying the legal fees associated with 359 W. Main Street.

## **NEW BUSINESS**

NOTHING THIS EVENING.

## **BILLS**

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts #187 through #198, total of \$238,939.28 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Wikman, seconded by Trustee Chamberlin; carried, Mayor Krebs, Trustees Moriarty, Skelton, Chamberlin and Wikman voting yes, none opposed.

## **CONSENT AGENDA**

Motion was made by Trustee Wikman, seconded by Trustee Chamberlin; carried, Mayor Krebs, Trustees Chamberlin, Skelton, Wikman and Moriarty voting yes, none opposed to accept the consent agenda as follows:

Building applications received by the Building Inspector/CEO Kaleta, Planning Board,  
Zoning Board of Appeal as follows:

PROJECT: 0000007302 – VIOLATION                      TYPE: UNSAFE BUILDING  
PROPERTY: 56 N. BUFFALO ST.  
ISSUED DATE: 01/16/15  
ISSUED TO: PT MANAGEMENT  
PO BOX 204  
BOSTON, NEW YORK 14025

PROJECT: 0000007303 – PLANNING BORAD            TYPE: SUBDIVISION  
PROPERTY: 0 W. MAIN ST.  
ISSUED DATE: 01/16/15  
ISSUED TO: LLOYD LAMB  
1627 VALLEY DRIVE  
VENICE, FL 34292

PROJECT: 0000007304 – PLANNING BOARD            TYPE: POLE BARN  
PROPERTY: 532 MILL ST.  
ISSUED DATE: 01/16/15  
ISSUED TO: RUTH SMITH  
7160 SERPENTINE DRIVE  
ORCHARD PARK, New York 14127

PROJECT: 0000007305– PLUMBING                      TYPE: ADDITIONAL METER  
PROPERTY: 52 WOODWARD AVE.  
ISSUED DATE: 01/21/15  
ISSUED TO: RANDAL PUTNAM  
11650 SHARP STREET  
EAST CONCORD, NEW YORK 14055

PROJECT: 0000007306– PLUMBING                      TYPE: REPAIR SEWER LINE  
PROPERTY: 140 PEARL ST.  
ISSUED DATE: 01/23/15  
ISSUED TO: BRYAN MILKS  
PO BOX 249  
DELEVAN, NEW YORK 14042

PROJECT: 0000007307– VIOLATION                      TYPE: PROPERTY  
MAINTENANCE  
PROPERTY: 227 NORTH ST.  
ISSUED DATE: 01/29/15  
ISSUED TO: MARK MANAHER  
227 NORTH STREET (UPPER)  
SPRINGVILLE, NEW YORK 14141

**TRUSTEE NOTES:**

Trustee Wikman wanted to thank the Fire Department for the invitation to the Installation Dinner. He also wanted to thank Mike Kaleta for all the work on the new Village Website.

Mayor Krebs wanted to thank the Fire Department for the invitation to the Installation dinner and Trustee Moriarty for attending the Erie County Water Quality Commission meetings.

Trustee Chamberlin wanted to let everyone know that there will be a Health Fair on Saturday, February 7, 2015 at the SpringCreek Athletic Club from 1pm-4pm and to thank Mike Kaleta for all of the work on the new Village Website.

5. Adjourn      Motion was made by Trustee Wikman, seconded by Trustee Moriarty; carried, Mayor Krebs, Trustees Moriarty, Skelton, Chamberlin and Wikman voting yes, none opposed to adjourn the Regular Session at 7:30 pm.

Respectfully submitted,

Jennifer Blumenstein