

**TOWN OF HOLLAND
TOWN BOARD MINUTES
June 8, 2022**

REGULAR TOWN BOARD MEETING- Holland Supervisor Geoffrey Hack called the Regular Town Board Meeting to order at 7:00 p.m., open to the public at the Holland Town Hall, 47 Pearl St., Holland, NY 14080. Roll Call followed.

Town Board Members Present:

- Councilman Dan Lotito
- Councilwoman Laura Pfister
- Councilman Bill Kolacki
- Councilwoman Karen Kline
- Supervisor Geoffrey Hack

Other Officials Present:

- Town Clerk Jill Dix
- Highway Superintendent Jason Simmons
- Town Engineer Dave Pratt
- Bookkeeper Peg Koss
- Planning Board Chairman Marty Regan
- Dog Control Officer Bill Newell
- Building Inspector Justin Quant
- Zoning Officer Mike Sluce

APPROVAL OF TOWN BOARD MEETING MINUTES

RESOLUTION # 77-2022

Motion made by Councilwoman Kline and seconded by Councilman Kolacki to approve the May 2022 Town Board Minutes.

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED.

SUPERVISOR’S REPORT

A. Service Award-Michael Sluce- 32 years- Code Enforcement Officer

B. Diminution of Strykersville Fire Protection District

RESOLUTION # 78-2022

**RESOLUTION OF THE TOWN OF HOLLAND
AUTHORIZING A PUBLIC HEARING
REGARDING THE DIMINUTION OF THE
STRYKERSVILLE FIRE PROTECTION DISTRICT**

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, on August 25, 1952, the Towns of Holland, Sheldon and Java had established a

Fire Protection District known as the Strykersville Fire Protection District; and

WHEREAS, in 2021, the Town of Holland withdrew from the Fire Protection District, leaving the Towns of Java and Sheldon as the Strykersville Fire Protection District; and

WHEREAS, on November 17, 2021, the Town of Java and the Town of Sheldon entered into a contract for Fire Protection & Emergency Ambulance Service, said contract expires on December 31, 2022; and

WHEREAS, the Town Boards of the Towns of Java and Sheldon have determined it to be in the best interest of the Towns to amend the existing boundaries of the Strykersville Fire Protection District to exclude areas located in the Town of Holland; and

WHEREAS, under the authority of Town Law and 172-C, towns are permitted to amend the boundaries of an existing fire protection district upon the majority vote of the jointly acting Town Boards who are included within the district; and

WHEREAS, the geographic boundaries of the Strykersville Fire Protection District, excluding the Town of Holland is as follows:

The following is a statement of the boundaries and description of the proposed fire protection district as described in said petition to wit.
Town of Sheldon, Wyoming County, New York, Beginning at the southwest corner of the Town of Sheldon; thence north along said Town of Sheldon's west line to the north line of a parcel of land owned by Eugene Musty; thence east along said Musty's north line to the west line of a parcel owned by Edward Conrad; thence North along said Conrad's west line to the north line of a 64 acre parcel owned by Edward Conrad; thence east along said Conrad's north line to a highway known as Dutch Hollow Road; thence south along said highway to the north line of a parcel owned by Edward and Earl Conrad; thence east along the north line of said parcel to the northeast corner of said Conrad's parcel; thence south along said Conrad's east line to the north line of a parcel owned by Aloysius George; thence east along said George's north line to the northeast corner of said George's parcel; thence south along the east line of said George's parcel to the north line of parcel owned by Otto Barvian; thence east along said Barvian's north line and the north line of a parcel owned by Anna Schiltz to the northeast corner of said Schiltz's parcel: thence south along said Schiltz east line to a highway known as Perry Road; thence east along said Perry Road to a highway known as Cattaraugus Road to the south line of the town of Sheldon; thence west along said Town Line to the southwest corner of the Town of Sheldon.

Town of Java, Wyoming County, New York: -- All that property in the Town of Java west of the highway known as Cattaraugus Road.

WHEREAS, the Town Board of the Town of Holland believes it to be in the best interest of the Town of Holland to hold a joint public hearing with the Town of Sheldon and the Town of Java to further discuss and hear public opinion with regard to the diminution of the Strykersville Fire

Protection District and the revision of the legal description of the Strykersville Fire Protection District to remove the Town of Holland; and

NOW ON MOTION OF Councilwoman Pfister which has been duly seconded by **Councilman Lotito**, be it

RESOLVED, that Town Board of the Town of Holland will hold a joint public hearing with the Town of Sheldon and the Town of Java with regard to the diminution of the Strykersville Fire Protection District on the 27th day of June 2022 at 7:00 p.m., at which time all interested parties and citizens for or against the proposed diminution of the fire district will be heard; and

ROLL CALL VOTE: Councilman Lotito –YEA
Councilwoman Pfister – YEA
Councilman Kolacki – YEA
Councilwoman Kline– YEA
Supervisor Hack – YEA

5 YEA / 0 NAY / 0 ABSTAIN

MOTION CARRIED

C. NYS Equalization Rate for the Town of Holland will be 64% for the 2022 Assessment Roll

D. Recodification- Review Meeting

RESOLUTION #79-2022

Motion made by Councilman Kolacki and seconded by Councilman Lotito to set a public meeting to discuss the Code of the Town of Holland for June 21, 2022 at 6:00pm

5 YEA / 0 NAY / 0 ABSTAIN

MOTION CARRIED.

E. Supervisor Hack met with Charter Communications representative Mark Meyerhofer regarding broadband availability in the Town of Holland

F. Erie County Highway Department will increase the size of the stop signs at Vermont Street and Vermont Hill Road. They will also add signs to announce cross traffic does not stop after a fatal accident at the intersection in May 2022.

G. American Legion Post 607 requested permission to sell alcohol at Community Days/Reunion Weekend, July 15th and July 16th at the Town Park.

RESOLUTION #80-2022

Motion made by Councilman Kolacki and seconded by Councilwoman Pfister to allow American Legion Post 607 to sell alcohol on July 15th and 16th at the Town Park.

5 YEA / 0 NAY / 0 ABSTAIN

MOTION CARRIED.

COMMITTEE REPORTS

Buildings- Councilman Kolacki- following up with Neff and Sons regarding the Town Hall roof project.

Constabulary- Councilman Kolacki

Town Park and Community Center- Councilman Lotito

Planning Board- Councilwoman Kline- Planning Board

Environmental Committee- Councilman Lotito

Beautification- Councilwoman Pfister- Music in the Park starts June 30th and the flowers in town are all planted and look beautiful.

COMMUNICATIONS

- A. Planning Board minutes.
- B. NYSEG- power to the light poles on Main Street will not be allowed by NYSEG

BUILDING/ZONING OFFICER –Justin Quant. Report submitted.

ZONING ENFORCEMENT OFFICER – Michael Sluce. Report submitted.

DOG CONTROL OFFICER – William Newell. Report submitted.

GRANT WRITER – Jill Dix

HIGHWAY SUPERINTENDENT AND FACILITIES- Jason Simmons. Report Submitted.

- A. Surplus Inventory

RESOLUTION #81-2022

Motion made by Councilman Kolacki and seconded by Councilman Lotito to declare two old chip boxes from the Highway Department as surplus inventory to allow for the sale of these items. Estimated value \$200.

5 YEA / 0 NAY / 0 ABSTAIN

MOTION CARRIED.

- B. “Cross traffic does not stop” signs have been installed at Canada St and Pearl St.

WATER REPORT- Jason Simmons

- A. Pressure switches are in to start pumping from the new well into the water system

CEMETERY REPORT- Jason Simmons

- A. Multiple footers, headstones and lawn were damaged from a vehicle accident, claims will be submitted.

NEW BUSINESS

- A. **Special Use Permit Request- 60 Taylor Heights- Mark Messerschmidt-**chickens for personal use.

RESOLUTION #82-2022

Councilwoman Kline motioned to refer the Special Use Permit application for 60 Taylor Heights, Mark Messerschmidt, to the Planning Board. Councilman Lotito seconded the motion.

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED

OLD BUSINESS

- A. **Special Use Permit - 66 Pearl St- Steven Grybowski- Chickens for personal use**

RESOLUTION #83-2022

Councilwoman Kline motioned to approve the Special Use Permit application for 66 Pearl Street, Steven Grybowski, with the following special conditions. Councilman Kolacki seconded the motion.

- Building permit must be obtained for coop (if required)
- Chickens must be kept on the property

- Feed must be kept in a sealed container that is rodent proof
- Proper disposal of manure
- Limit of 6 chickens – no roosters
- Noise and dust must be controlled

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED

**B. Special Use Permit - 7238 Olean Rd- Performance Drilling and Installation LLC
RESOLUTION #84-2022**

Councilwoman Kline motioned to approve the Special Use Permit application for 7238 Olean Rd- Performance Drilling and Installation LLC with the following additional conditions.

Councilman Lotito seconded the motion.

- All trucks/trailers must be kept neat and organized in the back of building
- Any material stored outside must be kept neat and orderly
- Keep noise and dust under control
- A fence or berm may be deemed necessary at a later date
- All vehicle and equipment must be in working order. No storage of junk or damaged equipment

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED

**C. Special Use Permit - 7 South Main- Josey Rivera- Nova Performance LLC
RESOLUTION #85-2022**

Councilwoman Kline motioned to approve the Special Use Permit application for 17 South Main St- Nova Performance with the following additional conditions. Councilman Lotito seconded the motion.

- No excessive noise, loud music

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED

**D. Special Use Permit-9620 Savage Rd- Morningstar- pet pigs
RESOLUTION #86-2022**

Councilwoman Kline motioned to approve the Special Use Permit application for 9620 Savage Rd- Morningstar- pet pigs with the following additional conditions. Councilwoman Pfister seconded the motion.

- Notify neighbors of intent to have pigs
- House the pigs in a structure that is more than 100 feet from neighbor's property line
- Feed must be kept in sealed containers that are rodent proof
- Proper disposal of manure
- Odor must be controlled
- No additional pigs can be added

5 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED

**E. Special Use Permit- 5 North Main Street- Eames- The Wandering Goose
RESOLUTION #87-2022**

ADJOURNMENT –Supervisor Hack adjourned the Regular Town Board Meeting at 7:49 pm in honor of James Keily and Thomas Keele

RESPECTFULLY SUBMITTED,

Jill Dix
Holland Town Clerk