VILLAGE OF WOLCOTT

VILLAGE HALL CONFERENCE ROOM

BOARD OF TRUSTEES

October 11, 2022

7:00 pm

Members Present: Mayor Henner, Trustees: Dave Lewis, Andrew Marshall and Dan Smith

Absent: Misty Harper

Others Present: Fran Acker, Toni M. Kellam, and Kara Chapin

Mayor Henner called the meeting to order at 7:00 pm with the Pledge of Allegiance.

**Planning/Zoning**

A variance application was received from the new owners of 11906 W. Main Street to have 4 pigs with in a residential zoned area. A Variance Hearing is scheduled for November 1st, 2022 at 7:00 pm. Neighbors will be notified and 3 day ad will be put in Finger Lakes Times along with notification posted in the Village.

**Cybersecurity Grant**

The Village of Wolcott was awarded $38,457 in federal funding under the FY2020 Cyber Security Grant Program by the U.S. DHSES. A decision on how to spend will be tabled until Clerk-treasurer Acker can meet with Mr. Wazinski and Mr. Mettler, Department Heads with water and sewer to determine if their needs can be met with funds also. 3 different estimates have been received.

**FEMA-4480-DR-NY Grants Manager project #151692-First Appeal Response-COVID expense reimbursement**

Clerk-Treasurer Acker had originally submitted COVID expenses incurred by the Village of Wolcott in the amount of $19,497.51 for force account labor of overtime to enforce curfew between March 11 and July 21, 2020, plus $506.95 for personal protective equipment but they were denied. She worked with contacts from DHSES and filed an appeal. On October 6, 2022 the Village received a determination that the appeal had been accepted and that the Grants Manager amended the claim to include $19,888.54 in FAL costs and $506.95 in PPE for a total project costs of $20,395.49.

**Meeting Minutes**

Trustee Smith made a motion to accept and approve the minutes from the September 27, 2022 DH Meeting. Trustee Marshall 2nd the motion. All present voted in favor.

**Abstract**

Trustee Smith made the motion to approve Abstract #005 in the amount of $129,821.37, with vouchers numbered 220-289 and checks numbered 31616-31685. Total claims from the General Fund are $40,771.91. Total claims from the Water Fund are $32,242.26. Total claims from the Sewer Fund are $56,807.20. Trustee Marshall seconded the motion. All present voted in favor.

**Resolution 2022-15**

**AUTHORIZATION TO ADOPT WAYNE COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

(Name of Jurisdiction) Village of Wolcott

(Governing Body) Village Board

(Address) 6015 New Hartford Street, Wolcott NY 14590

**RESOLUTION**

WHEREAS, The Village of Wolcott, with the assistance from Bold Planning, has gathered information and prepared the Wayne County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Wayne County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, Village of Wolcott is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, Village of Wolcott have reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by The Village Board that Village of Wolcott adopts the Wayne County Multi-Jurisdictional Hazard Mitigation Plan as this jurisdiction’s NaturalHazard Mitigation Plan, and resolves to execute the actions in the Plan.

Adopted by the following vote:

Ayes: Mayor Chris Henner, Trustees Dave Lewis, Dan Smith and Andrew Marshall

Nays: None

Absent: Trustee Misty Harper

Office of the Village Clerk

Village of Wolcott

County of Wayne

I hereby certify that I have compared the foregoing copy of a resolution with the original duly adopted by the above mentioned Board at a meeting held on the 11th day of October, 2022 and that the same is a true copy of said original and of the whole thereof.

In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the said Board this 11th day of October, 2022.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Village Clerk

**Resolution 2022-16**

**SPECIFICATION OF OTHER TYPES OF OPERATING PERMITS WITHIN THE VILLAGE OF WOLCOTT**

WHEREAS, Village of Wolcott local law[§ 42-10 Operating permits](https://ecode360.com/14546000#14546000)states that other types of operating permits can be specified by resolution of the Village Board: and

WHEREAS, Village of Wolcott Board and Code Enforcement/Zoning Officer have reviewed the current types of permits and last update; and

NOW THEREFORE, BE IT RESOLVED by The Village Board has determined by resolution the following activities shall require an operating permit in accordance with Chapter 42 of the Village of Wolcott Municipal Code:

[**(1)**](https://ecode360.com/12355728#12355728)

Manufacturing, storing or handling hazardous materials in quantities listed in Table 67-6, attached hereto.

|  | **Table 1 Hazardous Materials** | | | | |
| --- | --- | --- | --- | --- | --- |
|  | Type | | | Amounts To Be Reported | Permit Permit Required |
|  | 1. | Combustible liquids (Class II and IIIA): | | 25 gals inside and/or | ab |
|  |  |  | | 60 gals outside | d |
|  | 2. | Flammable liquids (Class I): | | 5 gals inside and/or | ac |
|  |  |  | | 10 gals outside | d |
|  | 3. | Explosive materials/blasting agents: | | Any quantitye | e |
|  | 4. | Corrosive materials: | | Gas: 200 cubic feet |  |
|  |  |  | | Liquid: 55 gals |  |
|  |  |  | | Solid: 1,000 lbs |  |
|  | 5. | Poisonous, toxic and/or irritating materials | | Any quantity |  |
|  | 6. | Oxidizers: | |  |  |
|  |  | Gas: 200 cubic feet | |  |  |
|  |  | Liquid or solid: | |  |  |
|  |  |  | Class 4 or 3: Any quantity |  |  |
|  |  |  | Class 2 or 1: 50 lbs |  |  |
|  | 7. | Organic peroxides: | |  |  |
|  |  |  | Class I or II: | Any quantity |  |
|  |  |  | Class III or IV: | 10 lbs |  |
|  | 8. | Pyrophoric materials: | | Any quantity |  |
|  | 9. | Unstable/reactive materials: | | Any quantity |  |
|  | 10. | Water-reactive materials | | Any quantity |  |
|  | 11. | Radioactive materials: | | Any quantity |  |
|  | 12. | Etiologic (biohazard) materials: | | Any quantity | NA |
|  | 13. | Liquefied petroleum gas (propane) | | >2,000 gals | f |
|  | 14. | Nonflammable gas | | >6,000 cubic feet |  |
|  | 15. | Flammable gas | | 200 cubic feet |  |
|  | 16. | Flammable solid | | Any quantity |  |

[**(2)**](https://ecode360.com/12355733#12355733)

Temporary membrane structures and tents having an area in excess of 200 square feet, and canopies having an area in excess of 400 square feet. The Code Enforcement Officer may waive the requirement for an operating permit for temporary membrane structures, tents and canopies when, in his or her opinion, doing so will not endanger public health and safety.

(3)

The operation of any food service establishment or mobile food service establishment, defined as follows:

Food service establishment: a place or operation where food is prepared and intended to be served to the public, whether consumption occurs on or off the premises. The term excludes food processing establishments, retail food stores, private homes where food is prepared or served for family consumption, and food service operations where a distinct group mutually provides, prepares, serves and consumes the food such as a "potluck dinner" limited to a congregation, club or fraternal organization.

Mobile food service establishment: a self-contained food service operation, located in a vehicle, cart, or movable stand, used to store, prepare, display or serve food intended for the public. Vehicles intended and used for private recreation shall not be considered mobile food service establishments.

[**(4)**](https://ecode360.com/12355734#12355734)

Manufactured home parks.

[**(5)**](https://ecode360.com/30511657#30511657)

Storage of scrap tires and tire byproducts that exceeds 2,500 cubic feet of total volume of scrap tires and for indoor storage of scrap tires and tire byproducts.

[**(6)**](https://ecode360.com/30511658#30511658)

To operate a special amusement building, defined as follows:

Special amusement building: any temporary or permanent building or portion thereof that is occupied for amusement, entertainment or educational purposes and that contains a device or system that conveys passengers or provides a walkway along, around or over a course in any direction so arranged that the means of egress path is not readily apparent due to visual or audio distractions or is intentionally confounded or is not readily available because of the nature of the attraction or mode of conveyance through the building or structure.

[**(7)**](https://ecode360.com/30511659#30511659)

Special events. The term “special event” shall mean a nonroutine sports event, pageant, celebration, historical reenactment, entertainment, exhibition, parade, fair, festival, or similar activity by one or more persons that is reasonably likely to attract a crowd.

[**(8)**](https://ecode360.com/30511660#30511660)

The setting and detonation of explosives in construction excavation, demolition or mining.

[**(9)**](https://ecode360.com/30511661#30511661)

The storage and handling of combustible fibers in quantities greater than 100 cubic feet.

Exception: Agricultural storage at farms.

[**(10)**](https://ecode360.com/30511663#30511663)

Lumber yards, wood processing and woodworking facilities (including but not limited to wood flour plants, woodworking plants, lumber mills, and composite board plants) that occupy areas of more than 2,000 square feet.

[**(11)**](https://ecode360.com/30511664#30511664)

Hot work operations, except where in accordance with an approved hot work program or conducted by building contractors where a building permit is in effect.

[**(12)**](https://ecode360.com/30511665#30511665)

High-piled combustible storage (greater than 12 feet in height) exceeding 500 square feet.

[**(13)**](https://ecode360.com/30511666#30511666)

Storage in any building or upon any premises in excess of 2,500 cubic feet of combustible empty packing cases, boxes, barrels or similar containers, wood or plastic pallets, rubber tires, rubber, cork or similar combustible material.

[**(14)**](https://ecode360.com/30511667#30511667)

Storage, sales, display or manufacturing of upholstered furniture and/or mattresses that exceeds 2,500 square feet.

[**(15)**](https://ecode360.com/30511668#30511668)

The kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to. Open burning permits shall be limited to 30 days.

Exception: recreational fires (campfires) as defined in the NYS Fire Code or NYSDEC regulations.

[**(16)**](https://ecode360.com/30511671#30511671)

Drying rooms, kilns and dry kilns installed within a building.

Exception: kilns that are used for ceramics, have a maximum interior volume of 20 cubic feet, and are used for hobby and noncommercial purposes.

[**(17)**](https://ecode360.com/30511673#30511673)

To operate a dry-cleaning plant.

[**(18)**](https://ecode360.com/30511674#30511674)

To operate an incinerator or crematory.

[**(19)**](https://ecode360.com/30511675#30511675)

To operate a boatyard, defined as a facility used for constructing, repairing, servicing, or storing boats.

[**(20)**](https://ecode360.com/30511676#30511676)

To produce, store, transport on site, use, handle or dispense cryogenic fluids.

[**(21)**](https://ecode360.com/30511677#30511677)

The manufacturing, storing or handling of an aggregate quantity of Level 3 aerosol products in excess of 500 pounds net weight.

[**(22)**](https://ecode360.com/30511678#30511678)

Laboratory use of hazardous chemicals.

(23)

A building, structure, or portion thereof used for servicing or repairing motor vehicles.

Exception: Private garages accessory to a residence and not operated as a business.

ALSO BE IT RESOLVED; Effective immediately, the fee for operating permits within the Village of Wolcott will be $50.00

Adopted by the following vote:

Ayes: Mayor Chris Henner, Trustees: Dave Lewis, Dan Smith and Andrew Marshall

Nays: None

Absent: Trustee Misty Harper

Office of the Village Clerk

Village of Wolcott

County of Wayne

I hereby certify that I have compared the foregoing copy of a resolution with the original duly adopted by the above mentioned Board at a meeting held on the 11th day of October, 2022 and that the same is a true copy of said original and of the whole thereof.

In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the said Board this 11th day of October, 2022.

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Village Clerk

**Mayor Henner**

Mayor Henner presented a quote from the Fire Department for Finger Lakes Communications in the amount of $1,286.96 to repair pagers. Trustee Smith made the motion to approve quote #106020621 from Finger Lakes Communications. Trustee Marshall 2nd the motion. All present voted in favor.

**Trustee Harper-absent**

**Trustee Marshall**

Trustee Marshall asked if Rollie Egnor would be kept on payroll for highway. It was confirm he would be in case he is need for plowing or other short staff needs for highway.

There was vandalism at the Falls Park. OIC Ritchie is looking at the tape to try and determine who the culprit is. Chris Breen has tried to clean up as much as possible.

Nick Rizzo and Trustee Marshall is still looking at what needs to be done to Willow Lane.

Scott Hall has offered to help with the Village Christmas lights.

**Trustee Smith**

Trustee Smith has asked for an update with Roger Smith’s building on Main Street. If nothing has started by October 15, 2022, fines start to be issued for violations.

**Trustee Lewis**

Trustee Lewis shared updated info on EV charging system. The Village needed to sign up by 10/12/2022 to be part of the GM sponsored chargers.(this has been done). Grants are available for the infrastructure.

**Toni M. Kellam**

Toni made the board aware she has received several dig requests due to RG&E putting in new poles around the village.

**Kara Chapin**

Kara stated kick off for “Old Wolcott Memory Books” is a couple of weeks later than expected due to printing issues and will be at the Ohman Theater in Lyons.

A planning meeting for the Old Wolcott Jamboree is scheduled for November 10, 2022 at 6:30 pm at the Huron Town Hall. This is going to a joint effort with the Strawberry Festival.

**Executive Session**

Trustee Smith made the motion to move the meeting to executive session for both personnel and contractual purposes at 7:33 pm Trustee Marshall 2nd the motion. All present voted in favor. Clerk-Treasurer Acker was asked to stay.

Trustee Marshall made the motion to move the meeting back to regular session at 8:21 pm. Trustee Smith 2nd the motion. All present voted in favor.

Otis Vezzose was terminated as Zoning and Code Enforcement Officer Effective October 1, 2022.

**Adjournment**

Trustee Marshall made the motion to adjourn the meeting at 8:39 pm. Trustee Lewis second the motion. All present voted in favor.

The next regularly scheduled Village Board of Trustees Meeting will be held on October 25, 2022 at 7:00pm in the Village of Wolcott Conference Room.

Respectfully Submitted,

Fran Acker

Fran Acker

Clerk-Treasurer