

TOWN OF WHEATLAND & VILLAGE OF SCOTTSVILLE JOINT MEETING

To Access this Meeting

Call 1-585-491-9963 and enter

Conference ID: 899 490 221#

Wheatland Municipal Building

6:00 P.M.

August 4, 2020

Call to Order Supervisor Dobson called to order the joint and open the joint Public Hearing between the Village of Scottsville and Town of Wheatland regarding the establishment of the Wheatland-Scottsville Joint Fire District pursuant to Article 11 and Article 11-a of the Town Law at 6:00 pm.

Salute to the Flag

Roll Call of the Town Board

Present: Councilman Hazelton
Councilman Schoenthal
Councilman Shero
Councilwoman Wasson
Supervisor Dobson

Also Present: Raymond DiRaddo, Town Attorney
Laurie Czapranski, Town Clerk

Roll Call of the Village Board

Present: Mayor Hansen
Deputy Mayor Carl
Trustee Offen
Trustee Shero
Trustee Wagar

Also Present: Thomas Rzepka, Village Attorney
Anne Hartman, Village Clerk

Acknowledgement of Posting & Publishing of the Notice of Public Hearing by the Town Clerk

Laurie Czapranski: published in the Sentinel, posted on the Town of Wheatland website and on the door of the Municipal Building.

Acknowledgement of Posting & Publishing of the Notice of Public Hearing by the Village Clerk

Anne Hartman: noticed in the Sentinel paper on July 23rd, the Sentinel website, the Village website and Facebook page. And in several locations throughout the Village.

Presentation of the proposal and background material by Town of Wheatland Supervisor

included number 1: the proposal to establish the Wheatland-Scottsville Joint Fire District. Number 2: The article from the desk of Linda Dobson, Town of Wheatland Supervisor. Thirdly, the basic fire department structure article dated February 22nd, 2017. Fourth, Fire Protection in New York State., How is it Provided in Your Community? It was published by the New York State Comptroller's Office in March of 2017. The fifth item is Strategic Plan, which is the Village of Scottsville Fire Department and Rescue Squad publication that was made on March 2nd, 2009. And the sixth item is the final report to the

Wheatland Town Supervisor from Special Advisory Committee, January 28th, 2013. Lastly, the Town of Wheatland, Village of Scottsville informational meeting PowerPoint from November 2019.

Review of SEQRA

The establishment of the fire district is an unlisted action under the New York State Quality Review Act.

Because this SEQRA analysis involves both the establishment of a fire district under Town Law, there is a second component, and that second component is the dissolution of the Wheatland Fire Protection District, which is process that is going simultaneously with the process of establishing the fire district.

It is because of the two things going on simultaneously that the Village has nothing to say about the dissolution of the fire protection district. That is why in the last meeting the Village allowed the Town of Wheatland to assume lead agency status under SEQR.

A short environmental Assessment form has been prepared and based upon Part One and Part Two and Three of that form the Town Board will, after commencement and close of the public hearing make a SEQR resolution of significance. That is really the background of SEQR.

Public Comment Period

Robert Emerson, 228 Briarwood Lane, Scottsville - good idea, wanted to come in person and put name in to get appointed as Fire Commissioner

Steve Leasure, 610 North Road, Scottsville - reviewed all the material that has been provided, neither for nor against the proposal, against the procedure that has been taken. Would like to see more financial projections, it will net higher taxes

Motion to close the Public Hearing by the Town of Wheatland

Motion made by Councilwoman Wasson and seconded by Councilman Hazelton to close the public hearing by the Town of Wheatland at 6:18 pm.

Vote: Carries (5-0)

Councilman Hazelton	AYE	Councilwoman Wasson	AYE
Councilman Shero	AYE	Supervisor Dobson	AYE
Councilman Schoenthal	AYE		

Motion to close the Public Hearing by the Village of Scottsville

Motion made by Deputy Mayor Carl and seconded by Trustee Wagar to close the public hearing by the Town of Wheatland at 6:18 pm.

Vote: Carries (5-0)

Mayor Hansen	AYE	Trustee Christie Offen	AYE
Deputy Mayor Carl	AYE	Trustee Leslie Wagar	AYE
Trustee Todd Shero	AYE		

SEQRA Determination

Establishment of the Wheatland-Scottsville Joint Fire District

Dissolution of the Wheatland Fire Protection District

Resolution Adopting Environmental Significance Determination

Whereas, the Town Board of the Town of Wheatland, and the Village Board of the Village of Scottsville (the Boards), have proposed to establish a Joint Fire District, known as the Wheatland-Scottsville Joint Fire District encompassing part of the Town of Wheatland and the Village of Scottsville, and, if so established, to dissolve the Town of Wheatland Fire Protection District; and,

Whereas, the establishment of the Wheatland-Scottsville Joint Fire District, and the Dissolution of the Town of Wheatland Fire Protection District are actions subject to the New York State Environmental Quality Review Act (SEQRA); and,

Whereas, the proposed actions are unlisted actions pursuant to SEQRA; and,

Whereas, the Boards are the only agencies involved in the actions and on July 16th 2020, the Village Board of Scottsville and the Town Board of Wheatland designated the Town Board of the Town of Wheatland as Lead Agency in the SEQRA review of this action and, accordingly, that the determination of the Lead Agency shall be binding on the involved agencies pursuant to 6NYCRR 617.6(b)(3)(iii);

Whereas, such determination has been sent to all involved or interested agencies,

Whereas, the proposal has been accompanied by a Short Environmental Assessment Form (SFEAF) which has been reviewed by the boards as involved agencies; and,

Whereas, a joint public hearing on the proposal was conducted on August 4th, 2020 by the Town Board of Wheatland and the Village Board of Trustees of Scottsville, and the comments and testimony heard at that hearing have been taken into consideration by the Boards; and,

Whereas, a separate meeting was held by the Town Board of The Town of Wheatland on July 16, 2020, the Town Board of Wheatland endorsed the Dissolution Plan for the Wheatland Fire Protection District and set a public hearing on the Dissolution Plan for August 20, 2020; and,

Whereas, a separate public hearing on the Dissolution Plan is to be conducted by the Town Board of the Town of Wheatland on August 20, 2020, and the comments and testimony heard at those hearings will be taken into consideration by the Town Board in making its determination to dissolve, and,

Whereas, the Town Board of the Town of Wheatland, as Lead Agency, has completed the Parts 1, II and III of the SFEAF, which has been reviewed by the Boards.

Accordingly, the Town Board of the Town of Wheatland, as Lead Agency and in accordance with 6NYCRR Part 617, determines that based on the information and analysis cited above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impact.

Motion by Town Board to approve Resolution adopting Environmental Determination

Motion made by Councilman Schoenthal and seconded by Councilman Hazelton of the Town Board to approve the resolution adopting the environmental determination.

Vote: *Carries (5-0)*

Councilman Hazelton	AYE	Councilwoman Wasson	AYE
Councilman Shero	AYE	Supervisor Dobson	AYE
Councilman Schoenthal	AYE		

Motion to establish the Wheatland-Scottsville Joint Fire District

**ESTABLISHMENT OF THE WHEATLAND-SCOTTSVILLE JOINT FIRE DISTRICT
RESOLUTION**

WHEREAS, *The Board of Trustees of the Village of Scottsville and the Town Board of the Town of Wheatland, Monroe County, New York (The Boards) having determined it to be in the public interest of the citizens of the Village of Scottsville and those citizens in the Town of Wheatland within the geographic area of the Wheatland Fire Protection District to participate in a joint meeting to consider the proposal regarding the establishment of a joint fire district, to be called the Wheatland-Scottsville Joint Fire District,(Joint Fire District or Fire District) and*

WHEREAS, *The Boards having met at such joint meeting held on July 16th, 2020 whereby the Boards determined it to be in the public interest to make the proposal dated July 8, 2020 to establish a joint fire district to be called the Wheatland-Scottsville Joint Fire District, and*

WHEREAS, *said proposed joint fire district is to encompass the entire Village of Scottsville and the Town of Wheatland excepting those land within the Mumford Fire District all located within the County of Monroe State of New York.*

WHEREAS, *the object and purposes for which it is proposed that a new fire district be created is to provide fire protection within the areas of the proposed Wheatland-Scottsville Joint Fire District, and*

WHEREAS, *at said joint meeting held on July 16,2020, the Boards determined it to be in the public interest to hold a public hearing on the proposal to establish the Joint Fire District, pursuant to Article 11 and 11-A of the Town Law, encompassing the area as stated herein, and the Boards having set the Public Hearing for this date, and*

WHEREAS, *at said joint meeting held on July 16, 2020 the Boards designated the Town Board of the Town of Wheatland as lead agency for the purposes of environmental review pursuant to the New York State Environmental Quality Review Act (SEQRA) regarding the establishment of the joint fire district, and*

WHEREAS, *prior to the plan's adoption the Village and Town requested special legislation from the New York State legislature, (Assembly bill A10403 and Senate Bill S 8133), to facilitate the establishment of the joint district, that special legislation's passage was dubious because of the legislative agenda in Albany having matters of higher priority and importance, and*

WHEREAS, *recent communication from Albany make the passage of such special legislation possible, though not certain and if such legislation be enacted, it will facilitate the establishment of the fire district, and by the content of the special legislation modify the proposal date July 8, 2020, in certain respects,*

WHEREAS, *a joint public hearing was held at the Wheatland Municipal Building in the Village of Scottsville, Town of Wheatland, State of New York on August 4, 2020 at 6:00 P.M, at which time all persons interested in the establishment of the joint fire district were heard, either in person or remotely, and at the public hearing the proposal of July 8, 2020 was discussed as was the impact of the special legislation on the proposal if passed and made into law, and*

WHEREAS *the following resolution was presented for discussion at the public hearing:*

A RESOLUTION AUTHORIZING THE BOARD OF TRUSTEES OF THE VILLAGE OF SCOTTSVILLE AND THE TOWN BOARD OF THE TOWN OF WHEATLAND, MONROE COUNTY, NEW YORK, TO ESTABLISH A JOINT FIRE DISTRICT TO BE KNOWN AS THE WHEATLAND-SCOTTSVILLE JOINT FIRE DISTRICT, WHICH FIRE DISTRICT WILL ENCOMPASS THE ENTIRE VILLAGE OF SCOTTSVILLE AND THE TOWN OF WHEATLAND EXCEPTING THOSE LAND WITHIN THE MUMFORD FIRE DISTRICT ALL LOCATED WITHIN THE COUNTY OF MONROE STATE OF NEW YORK., SUBJECT TO THE TERMS AND CONDITIONS AS SET FORTH IN THE PROPOSAL DATED JULY 8, 2020, AS MAY BE MODIFIED OR IMPACTED BY SPECIAL LEGISLATION CONTAINED IN ASSEMBLY BILL A10403 AND SENATE BILL S 8133 AND PASSED INTO LAW , AND

WHEREAS, Prior to the adoption of this resolution, the Town Board of the Town of Wheatland, as lead agency, pursuant to SEQRA has determined that the establishment of the joint fire district will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared. Accordingly, The Town Board of the Town of Wheatland pursuant to SEQRA, has issued a Negative Declaration and Notice of Determination of Non-Significance, regarding the creation of such joint district.

NOW THEREFORE BE IT

RESOLVED That based upon the evidence given at the public hearing, the prior reports and studies mentioned at such Public Hearing as part of the record and after considering the objections to the Establishment of the Wheatland-Scottsville Joint Fire District and after discussion of the proposal dated July 8, 2020, (as may be modified or impacted by Special Legislation contained In Assembly Bill A10403 and Senate Bill S 8133), the Board of Trustees of the Village of Scottsville and the Town Board of the Town of Wheatland, Monroe County, New York (The Boards), it is in the public interest to hereby establish a joint fire district pursuant to New York State Law , to be known as the Wheatland-Scottsville Joint Fire District, which fire district will encompass the entire Village of Scottsville and the Town of Wheatland excepting those land within the Mumford Fire District all located within the County of Monroe State of New York, and it is further

RESOLVED, That in accordance with the proposal date July 8, 2020, the following five (5) individuals are appointed by the Boards as the initial Board of Fire Commissioners of the Wheatland-Scottsville Joint Fire District, the above appointment to expire on December 31, 2020

Jay Coates
127 South Road
Scottsville, NY 14546

Dr. Theodore Hirokawa
1313 North Road
Scottsville, NY 14546

Tim Hallock
19 Rochester Street
Scottsville, NY 14546

Jon Barker
6 Sanhurst Drive
Scottsville, NY 14546

Dave Merritt
21 Caledonia Avenue
Scottsville, NY 14546, and

That Carol Brown
89 West Cavalier Road
Scottsville, New York 14546,

is appointed the Treasurer of the Wheatland-Scottsville Joint Fire District, the above appointment to expire on December 31, 2020, and it is further

RESOLVED that the resolution that was presented to the Board for their consideration to wit.

A RESOLUTION AUTHORIZING THE BOARD OF TRUSTEES OF THE VILLAGE OF SCOTTSVILLE AND THE TOWN BOARD OF THE TOWN OF WHEATLAND, MONROE COUNTY, NEW YORK, TO ESTABLISH A JOINT FIRE DISTRICT TO BE KNOWN AS THE WHEATLAND-SCOTTSVILLE JOINT FIRE DISTRICT, WHICH FIRE DISTRICT WILL ENCOMPASS THE ENTIRE VILLAGE OF SCOTTSVILLE AND THE TOWN OF WHEATLAND EXCEPTING THOSE LAND WITHIN THE MUMFORD FIRE DISTRICT ALL LOCATED WITHIN THE COUNTY OF MONROE STATE OF NEW YORK., SUBJECT TO THE TERMS AND CONDITIONS AS SET FORTH IN THE PROPOSAL DATED JULY 8, 2020 , AS MAY BE MODIFIED OR IMPACTED BY SPECIAL LEGISLATION CONTAINED IN ASSEMBLY BILL A10403 AND SENATE BILL S 8133 AND PASSED INTO LAW , and be it further

RESOLVED

The Wheatland-Scottsville Joint Fire District, established herein, by its Board of Fire Commissioners of are allowed to acquire real property or easements, without the permission of the Board of Trustees of the Village of Scottsville and the Town Board of the Town of Wheatland,

On the motion of the Boards, this resolution is subject to a permissive referendum this entire resolution was thereupon duly declared to have been adopted, subject to a permissive referendum, and shall not take effect until 30 days has elapsed after its adoption, or unless approved at a special election of the qualified voters of the Village of Scottsville and the Wheatland Fire Protection District after a proper petition calling for such special election is filed with the Village Clerk of the Village of Scottsville and Town Clerk of the Town of Wheatland within the time permitted by law.

Village Board

Vote: Carries (5-0)

Mayor Hansen	AYE	Trustee Christie Offen	AYE
Deputy Mayor Carl	AYE	Trustee Leslie Wagar	AYE
Trustee Todd Shero	AYE		

Town Board

Vote: Carries (5-0)

Councilman Hazelton	AYE	Councilwoman Wasson	AYE
Councilman Shero	AYE	Supervisor Dobson	AYE
Councilman Schoenthal	AYE		

Adjournment

Town Board

Motion made by Councilman Carl Schoenthal and seconded by Councilman Lisa Wasson to close the joint meeting.

Vote: Carries (5-0)

Councilman Hazelton	AYE	Councilwoman Wasson	AYE
Councilman Shero	AYE	Supervisor Dobson	AYE
Councilman Schoenthal	AYE		

Village Board

Motion made by Trustee Leslie Wagar and seconded by Trustee Christie Offen to close the joint meeting.

Vote: Carries (5-0)

Mayor Hansen	AYE	Trustee Christie Offen	AYE
Deputy Mayor Carl	AYE	Trustee Leslie Wagar	AYE
Trustee Todd Shero	AYE		

Respectfully submitted by,



Anne Hartman
Village Clerk