

June 10, 2024

A meeting of the Town Board of the Town of Aurora took place on Monday, June 10, 2024, beginning at 6:30 p.m. The Board met in-person at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York. The meeting was streamed via Zoom and YouTube.

Present:	Luke Wochensky	Councilman
	Joseph McCann	Councilman
	James F. Granville	Councilman
	Raymond M. Wrazen	Councilman
	Charles D. Snyder	Supervisor

Others Present:	Brigid Maloney	Town Attorney
	Elizabeth Cassidy	Code Enforcement Officer
	Chris Musshafen	Recreation/Aquatics Director
	Paul Ernst	ZBA Chairman
	Rod Simeone	ZBA Member
	Doug Crow	Planning Board Chairman
	Shane Krieger	Chief of Police
	Elizabeth Wilber	Live Stream Coordinator

Supervisor Snyder opened the meeting at 6:30 p.m. with the recitation of the Pledge of Allegiance to the Flag.

The first item on the agenda was a Public Hearing on a proposed local law to rezone 12 Old Glenwood Road from C2 (commercial) to R3 (residential). Supervisor Snyder opened the hearing at 6:32 p.m. and asked if any wished to comment. Mona Cook, agent for the property owner, stated this is a good option and that changing the zoning to allow apartments instead of a vacant bar or an operating bar is good for the neighborhood. Hearing no one else, the Supervisor closed the hearing at 6:33 p.m.

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The next item on the agenda was a Public Hearing on the proposed Cable Television Agreement between Spectrum Northeast, LLC and the Town of Aurora. Supervisor Snyder opened the hearing at 6:34 p.m. and asked if anyone wished to comment on the agreement. Hearing no one, the Supervisor closed the hearing at 6:34 p.m.

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Councilman McCann moved to approve the consent agenda consisting of the May 28, 2024 work session and meeting minutes and the June 10, 2024 Abstract of Claims consisting of vouchers 673 to 730 to be paid from the following funds:

General	\$ 21,005.15
Highway/DB	19,491.24
Special Districts	<u>43,271.13</u>
Grand Total Abstract	\$ 83,767.52

Action #211
5/28/24
minutes &
6/10/14
abstract of
claims aprvd

Councilman Wochensky seconded the motion. Upon a vote being taken:
ayes – five noes – none Motion carried.

AUDIENCE I: none

UNFINISHED BUSINESS:

Councilman Wrazen moved that the Special Use Permit for a campground at 988 Sweet Road will not result in any adverse environmental impacts as it does not involve construction or physical alteration of land and therefore for purposes of SEQR a negative declaration is issued. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five
noes – none Motion carried.

Action #212
Neg Dec
issued for
988 Sweet
SUP for
campground

Councilman Wochensky moved to adopt the following resolution; seconded by Councilman McCann:

RESOLUTION APPROVING SPECIAL USE PERMIT
988 Sweet Road (SBL#187.01-2-6; 187.01-2-5; and 187.01-2-4)

WHEREAS, Wilson and Karen Curry have applied for a Special Use Permit for a campground at 988 Sweet Road, East Aurora, NY, and two adjacent vacant lots; and

WHEREAS, Chapter 116 Section 116-8.5B(1) states that this type of activity in an A (agricultural) zoned district requires a Special Use Permit from the Town Board; and

WHEREAS, the Town Board of the Town of Aurora referred the Special Use Permit application to the Town of Aurora Planning Board for their review and recommendation; and

WHEREAS, the Planning Board voted unanimously to recommend that the Town Board approve the Special Use Permit; and

WHEREAS, as an unlisted action under SEQRA the Town Board found that the project will not result in any significant adverse environmental impacts.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 116 – Zoning, Article III of the Code of the Town of Aurora, the Town Board of the Town of Aurora does hereby grant the attached Special Use Permit, including conditions, to Wilson and Karen Curry for a campground at 988 Sweet Road, East Aurora, NY, and two adjacent vacant lots owned by the Curry’s.

SPECIAL USE PERMIT

Pursuant to Chapter 116 Article III of the Zoning Code of the Town of Aurora, a Special Use Permit is hereby granted by the Town Board of the Town of Aurora in accordance with the following:

APPLICANT: Wilson and Karen Curry

PROPERTY

ADDRESS: 988 Sweet Road, East Aurora, NY, and two adjacent vacant parcels: (SBL#187.01-2-6; 187.01-2-5; and 187.01-2-4)

PROPERTY

OWNER: Wilson and Karen Curry
mailing address: 988 Sweet Road, East Aurora, NY 14052

CODE: Chapter 116 – Zoning §116-8.5B(1)

SPECIAL PERMIT

USE: Campground

The Town of Aurora Town Board received an application for a Special Use Permit for a campground from the applicants at their April 22, 2024 meeting. At that time the application was referred to the Planning Board. On May 1, 2024, the Planning Board recommended that the Town Board approve the Special Use Permit for a campground with conditions. A public hearing was held by the Town Board, at which hearing there were positive comments from the public and the Town received emails supporting the campground from several Town residents.

Background. The three (3) parcels owned by the Curry’s total 25.40±-acres. The applicant wishes to use a portion of the property as a campground during the weekend of the Borderland Music Festival. The properties are zoned RR (rural residential) for the first 300 feet from the right-of-way of Sweet Road and are zoned A (agriculture) beyond the rural residential portion.

This permit is contingent and subject to the following:

1. CODE REQUIREMENTS: Full compliance with all sections of the Aurora Code as presently codified or as may be amended from time to time.
2. APPLICATION AND PLANNING BOARD: Subject to all plans and specifications submitted with the application, recommendations of the Planning Board and additional conditions and terms as adopted by the Town Board.
3. VIOLATION: Any violation of the provisions of the Permit or any other applicable law, code, rule or regulation of any government or department shall subject this Permit to suspension or revocation in the discretion of the Town Board.

4. ATTACHMENT: This permit is subject to any and all special conditions attached hereto.

ACKNOWLEDGEMENT: the undersigned as applicant for this Special Use Permit for a campground at 988 Sweet Road, East Aurora, NY and two adjacent vacant parcels, does hereby acknowledge receipt of a copy of this Special Use Permit, agrees, and accepts the provisions herein. The applicant further acknowledges that a violation or breach of any covenants, provisions or conditions of this Special Use Permit will result in suspension or revocation of this Special Use Permit. The undersigned agrees to all terms and provisions of this Special Use Permit as herein stated or as hereafter may be amended.

SPECIAL USE PERMIT - SPECIAL CONDITIONS
988 Sweet Road, East Aurora, NY
(SBL#'s: 187.01-2-6; 187.01-2-5; and 187.01-2-4)

1. USE: Campground
2. SIGN(S): Shall be in accordance with Section 116.34 of the Town Code of the Town of Aurora.
3. CAMPGROUND:
 - a. Campground use is limited to sixty (60) hours or less per calendar year.
 - b. This permit is only for that period when the Borderland Music Festival is being held.
 - c. No more than fifty camping sites.
 - d. All campsites shall be on the agriculture zoned portions of the properties.
 - e. Quite time will be from 11:00 p.m. to 7:30 a.m.
 - f. Applicant will provide sanitary facilities (porta-potties).
4. OTHER CONDITIONS:
 - a. Access for emergency vehicles is required when the campground area is occupied.
 - b. Complaints brought to the Town regarding the use of this property for the activities associated with the special use permit/campground will be brought to the Code Enforcement Officer and, if necessary, be brought to the Town Board for further action. The Town of Aurora may terminate this Special Use permit at any time for failure of the Applicant to abide by the conditions of the Special Use Permit, terms of the Aurora Town Code and/or NYS Building Code.
 - d. The property must remain under the Applicant's ownership. Transfer of the property to another owner or use of this permit by another individual or entity will terminate this special use permit.
 - e. This special use permit will terminate at that time that the Borderland Music Festival ceases to operate.

Upon a vote being taken: ayes – five * * * * *	noes – none	Motion carried.	Action #213 SUP for campground at 988 Sweet aprvd
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Councilman Wrazen moved to set 6:30 p.m. Monday, June 24, 2024 at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, NY, as the time, date and place for a public hearing on the site plan for a Bed and Breakfast at 910 Olean Road, East Aurora, NY. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #214 Public Hrg set for 910 Olean BnB
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NEW BUSINESS:

Councilman McCann moved to approve the purchase of hardware at a cost of \$1,750.00 and a software subscription at an annual cost of \$1,700.00 for onsite and offsite data backup from IDrive, Inc. 25115 Mureau Rd, Calabasas, CA 91302. Funds will be disbursed from A1680.401. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #215 Purch of IT backup from IDrive, Inc aprvd
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Councilman Granville moved to accept a \$200 donation to the Aurora Senior Center from the Lions Club of EA. Funds will be deposited to TA1000-0090. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – five noes – none	Motion carried.	Action #216 Donation to SrCtr accepted
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Quotes to upgrade the video and audio systems in the main meeting room at the Aurora Municipal Center were received from:

- Robert Mark Audio, Cheektowaga, NY \$12,300.00
- Southtown Audio Video, Hamburg, NY \$25,547.93
- PCC (Presentation Concepts Corp), E. Syracuse, NY \$21,373.00

Councilman Wochensky moved to approve the quote from Robert Mark Audio, 93 Groell Ave., Cheektowaga, NY, in the amount of \$12,300.00 for the installation (parts, delivery, installation labor, testing and final adjustment) of video and audio system upgrades at the Aurora Municipal Center. Funds will be disbursed from A7110.454 ARPA. Councilman McCann seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #217
Upgrades to
AMC mtg rm
audio &
video systems
aprvd

Councilman Granville moved to approve a Temporary Use Permit for Moog Inc. to use the Town managed portion of Knox Farm State Park for parking for their annual company picnic (being held on the State managed portion of the park) on Friday, August 16, 2024 from 7:00 a.m. to 7:00 p.m. Approval is contingent upon final determination of fees, including crossing guards, and proof of insurance. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #218
TUP for
Moog to use
Town parking
at KFSP
aprvd with
contingencies

Shannon Hiczewski, representing Phil Vander Burgt and the Buffalo Polo Club (BPC), presented a \$1,000 check for the annual fee from the BPC per the Town's agreement with the BPC. Ms. Hiczewski noted that the July 20, 2024 Polo event is scaled down this year.

Councilman Granville moved to approve a Temporary Use Permit for Buffalo Polo Club to use the Town managed portion of Knox Farm State Park for a polo match fundraiser to benefit Kevin Guest House on July 20, 2024. Councilman Wrazen seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #219
TUP for Polo
match at
Town side of
KFSP aprvd

Councilman McCann moved to approve a Temporary Use Permit for the Rural Outreach Center – Dream Big Program to bring approximately 25 to 30 children from the program to Community Pool open swim on the following dates: 7/11; 7/18; 8/1; 8/8 and 8/15, 2024 at a cost of \$40 per day. Councilman Wochensky seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #220
TUP for ROC
to attend
open swim at
Community
Pool at
reduced rate
aprvd

Councilman Wochensky moved to authorize the Supervisor to sign and send a letter of support to the NYSEFC on behalf of the Erie County Water Authority for the Authority's application for \$5 million in grant funding for the replacement of lead service lines. Councilman Granville seconded the motion. Upon a vote being taken: ayes – five noes – none Motion carried.

Action #221
Supv auth to
sign letter of
support for
ECWA grant
application

COMMUNICATIONS AND REPORTS:

- Town Clerk/Tax – May 2024 report
- Town Clerk – May 2024 report
- Town Clerk/Water – May 2024 report
- Senior Center – May 2024 report
- Dog Control – May 2024 report
- Work Requisitions – May 2024 report
- Supervisor – May 2024 report

BUSINESS FROM BOARD MEMBERS/LIAISONS:

Councilman Wochensky stated he and Supervisor Snyder met with the Town Justices regarding JCap grants and improvements to the court facilities. Mr. Wochensky noted that the Community Solar Campaign site is up and running and that sign-up by residents is needed and that use of the \$10,000 grant funds through the Clean Energy Program needs to be decided soon.

Councilman Wrazen noted that the Freedom Energy rep has the information needed to evaluate the Town's utility use for competitive pricing. Mr. Wrazen stated that the "dogs or no dogs in Majors Park" issue is with the WNY Land Conservancy at this time.

Supervisor Snyder stated he attended the ceremony held by the South Wales Fire Department honoring the good Samaritan who recently rescued a young girl from a fire on Olean Road, noting that it was a very moving and emotional event.

AUDIENCE II:

Rod Simeone, Byeberry Court, asked if the Village was contributing to the cost of the audio/video upgrades proposed for the meeting room.

STAFF REPORTS:

Police Chief Krieger noted that this year's Music Fest was uneventful until after dark and he announced that he will be retiring at the end of this month after a 30+ year career with the EAPD.

Chris Musshafen stated that Community Pool opened June 6th and that approximately 25 lifeguards have been retrained. Mr. Musshafen noted that the Father/Daughter dance was a success and that there are only 4 openings left for the JP Nicely West Falls Park day camp.

Code Enforcement Officer Liz Cassidy noted that the NYSDEC is updating the MS4 (stormwater management plan) which affects the Town's plan.

Councilman McCann moved to adjourn at 7:00 p.m.	Seconded by	Action #222
Councilman Wrazen. Upon a vote being taken: ayes – five	noes – none	Meeting
	Motion carried.	adjourned

Martha L. Librock
Town Clerk