



**Town of Porter**  
**Town Board Meeting**

3265 Creek Road  
Youngstown, NY 14174  
[TownofPorter.Net](http://TownofPorter.Net)

~ Minutes ~

John

**Monday, July, 9, 2007**

**7:00 PM**

**Town Hall Auditorium**

**I. Call to Order**

7:00 PM Meeting called to order on July 9, 2007 at Town Hall Auditorium, 3265 Creek Rd., Youngstown, NY.

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Mert Wiepert	Town of Porter	Supervisor	Present	
Thomas Baia	Town of Porter	Deputy Supervisor	Present	
Nancy Orsi	Town of Porter	Councilwoman	Present	
Jeff Baker	Town of Porter	Councilman	Present	
Larry White	Town of Porter	Councilman	Present	
Gail Zachary	Town of Porter	Deputy Town Clerk	Present	
Scott Hillman	Town of Porter	Hwy Supt	Present	
Roy Rogers	Town of Porter	Bldg Inspector	Present	
Mike Dowd	Town of Porter	Attorney	Present	
Norm Ault	Town of Porter	Bookkeeper	Present	
Karen Schmidt	Town of Porter	Assessor	Absent	
John Mac Arthur	Town of Porter	Town Clerk	Absent	
Dave Britton	CRA	Engineer	Absent	

**2. Public Hearings**

**1. NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that the Town Board of the Town of Porter will hold a Public Hearing on the 9th day of July, 2007, at 7:00 P.M., at the Town of Porter Offices, 3265 Creek Road, Youngstown, New York 14174 to hear all interested persons regarding the expenditure of \$170,000.00 ONE HUNDRED SEVENTY THOUSAND DOLLARS AND NO CENTS from the Town of Porter Water Capital Reserve Fund to finance the purchase of 1,100 Orion Meters.

**BY ORDER OF THE TOWN BOARD**

**JOHN H. MAC ARTHUR**

**TOWN CLERK**

**RESULT:** CLOSED [UNANIMOUS]  
**MOVER:** Jeff Baker, Councilman  
**SECONDER:** Nancy Orsi, Councilwoman  
**AYES:** Wiepert, Baia, Orsi, Baker, White

2. Report 2007-104

**Public Hearing Comments**

When asked about the Orion meters, Superintendent Hillman said the new meters are read from the road, in the water van, using a laptop. This will keep Town workers out of residents' yards, etc. The battery in each meter will last approximately 10 years and will not be activated until it's installed.

**RESULT:** REPORT ISSUED

3. Resolution 2007-87

**Purchase Orion Meters**

Authorize the purchase of 1,100 Orion Meters @ \$148.80 each.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jeff Baker, Councilman  
**SECONDER:** Larry White, Councilman  
**AYES:** Wiepert, Baia, Orsi, Baker, White

II. Public Portion

1. Report 2007-105

**Public Comments**

Robin Krzyscin, of the Town of Wilson, began the public comment period by asking the Town Board the status of the lagoon, which is situated on Lake Road in the Town of Porter just west of the Town of Wilson town line. Apparently this lagoon will replace the existing temporary lagoon, being built by Flevie Danielewicz who owns a very large dairy farm in the Town of

Wilson. Code Enforcement Officer, Roy Rogers, stated that a temporary permit was issued in the spring of 2006. He checked with the DEC who said they were monitoring it.

Ray Emblidge, 2643 Lake Road, asked if the assessor will lower assessments on property in that area because of the smell. Councilman Baker said this probably won't happen unless a sale warrants a reduction.

Steve Skrlin, 2623 Lake Road wanted to know what the Town's responsibility is. He is concerned about methane gas emanating from the lagoon and that the Town should be enforcing the DEC and Town regulations and restrictions. He suggested that the Town Board read the CAFO, put out by the Federal Government. Mr. Skrlin asked if the Health Department could do another study. He also asked whether anyone had measured the piles of dirt to see whether any dirt is being removed. He strongly encouraged everyone to read the CAFO (Concentrated Animal Feeding Operation) put out by the DEC.

John Minnick, son-in-law of Isabel Canfield, 2630 Lake Road, informed the Board that, Bill Smythe, DEC inspector, has not been going back to the lagoon to check its progress or status. He also stated that Mr. Smythe has not been returning phone calls and that dump trucks have been traveling back and forth to Mawhiney's in Wilson.

Carla Benedict, Village of Wilson, daughter of Mrs. Canfield, reported there were two buyers for her mother's home but, when they were made aware of the lagoon, and smelled the stench, they both backed out of their deal.

John Hope, 2655 Lake Road, is also very unhappy with Mr. Danielewicz's lack of regard for his neighbors because of the odor, roadway filth and methane gas.

Joe Flori suggested that a turn-over time (manure) would be appreciated. He also feels Mr. Danielewicz should be more concerned about his neighbors' quality of life and "good neighbor" issues.

Robert Reese, Jr., 1821 Lake Rd, asked if there was a different way of containment. He brought up the question of why, if Flevie Danielewicz doesn't have the facilities and money to process the manure, why is he buying more cows?

Mr. Dowd stated that the Town cannot adopt a law that's more restrictive than the DEC. Fines can't be levied until a law is in place. The Town will send a letter to the DEC requesting the need for enforcement of their laws.

Mr. Skrlin added that Mr. Danielewicz realizes now that it's easier to come to Porter because the Town of Wilson has now become more restrictive with their regulations.

Bill O'Connor, 2285 Youngstown-Wilson Road, cautioned that the poisonous gases (methane, sulfur dioxide and hydrogen sulfide), rather than the smell, are more of a danger. He suggested air monitoring by the DEC.

Joanne Basta, 12 Porter-Center Road Extension, asked the Town Board to proceed with some sort of condemnation of 18 Porter-Center Road Extension

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**III. Reports**

**1. Resolution 2007-81**

**Minutes Approval**

Resolution approving the June 11, 2007 Town of Porter Town Board Meeting as presented.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

**2. Resolution 2007-82**

**Payment of Audited Vouchers**

**TOWN OF PORTER**

<b>WARRANT:</b>	<b>POST AUDIT - JUNE 2007</b>	<b>6/30/07</b>
<b>FUND 01</b>		6,521.48
<b>FUND 02</b>		10,020.22
<b>FUND 04</b>		230.02
<b>FUND 06</b>		3,149.82
<b>FUND 07</b>		3,183.90
		<b><u>23,105.44</u></b>
<b>VOUCHER 'S</b>	<b>9444 THRU 9467</b>	
<b>WARRANT:</b>	<b># 7 JULY 2007</b>	<b>7/9/07</b>
<b>FUND 01</b>		33,053.02
<b>FUND 02</b>		32,064.70
<b>FUND 04</b>		103,111.26
<b>FUND 06</b>		6,433.49
<b>FUND 07</b>		3,993.61
<b>FUND 10</b>		741.36
<b>FUND 28</b>		7,550.00

TOTAL		<u>186,947.44</u>
VOUCHER 'S	9468 THRU 9554	
		<u>210,052.88</u>

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Thomas Baia, Deputy Supervisor
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

**3. Report 2007-88**

**Supervisor**

1. Supervisor’s Monthly report for June 2007 was distributed to all Town Board members.
2. May Sales Tax \$77,987.13. This is up \$2,782.30 from May last year.
3. Received our semi-annual Mortgage Tax payment in the amount of \$42,476.84. This is down from 2006 by \$30,420.71.
4. Resolution to accept the Supervisor’s Report for both May and June 2007.
5. Resolution acknowledging the receipt of the 2006 Justice Court records and further accepting the audit of these records by Brown & Company, LLP.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**4. Resolution 2007-88**

**Justice Records Audit**

To accept and acknowledge that the Town of Porter’s Town Justice Court Records and Dockets have been examined and audited by Brown and Company, LLP Certified Public Accountants for the year ending December 31, 2006.

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<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

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**5. Resolution 2007-75****Supervisor's Report**

Resolution to accept the Supervisor's Report for the month of May 2007.

**HISTORY:**

06/11/07	Board	TABLED
Next: 07/09/07		

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<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Nancy Orsi, Councilwoman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

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**6. Resolution 2007-89****Supervisor's Report**

Resolution to accept the Supervisor's Report for the month of June 2007.

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<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Nancy Orsi, Councilwoman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

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**7. Report 2007-89****Town Clerk****Town Clerk's Report for June 2007**

Water Receipts Collected for June, 2007: \$27,103.11  
 Sewer Receipts Collected for June, 2007: 2,640.54  
 License and Fees Paid To Supervisor: 713.14  
 S.P.C.A. Report: 15

Need resolution authorizing the Town Clerk to send a letter to the NYS Department of Transportation to establish a lower speed limit on *Lake Road* between Jackson Street in the Village of Youngstown, and (1) one mile north & east.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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#### 8. Resolution 2007-94

##### Speed Limit Reduction

Authorize Town Clerk, John MacArthur, to request of the NYS Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on *Lake Road* between Jackson Street, in the Village of Youngstown, and one mile north and east.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Nancy Orsi, Councilwoman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

#### 9. Report 2007-90

##### Supervisor's Assistant

Monthly Report - June 2007

1. Completed processing all June 2007 Vouchers and Journal Entries.
2. Prepared Supervisor's Monthly Report for June 2007 and distributed it to the Supervisor and Town Board members.
3. Completed Bi-weekly and Monthly payrolls.
4. Completed Check registers for all check payments.

- 5. Continued maintenance on the Web Page - [www.townofporter.net](http://www.townofporter.net)
- 6. New web-page is up and running.
- 7. Continues working with Deputy Town Clerk on the Minute Traq program.
- 8. Started working on 2008 Budget.
- 9. Need resolution increasing the borrowing amount in resolution 2007-61 from \$81,000.00 to \$96,000.00.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**10. Resolution 2007-90**

**Sewer Equipment**

Resolution increases the amount authorized to borrow in Resolution 2007-61, (using available funds through the Lakeshore Sewer District Grant), approved unanimously at the May 14, 2007 Town Board meeting, from \$81,000.00 to \$96,000.00.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

**11. Report 2007-91**

**Assessor**

RE: June 2007

- 1. Completed monthly inspections for verification of sale and completion of building projects. Completed additional inspections for grievance applications.
- 2. Processed monthly sales transfers and splits.
- 3. Completed and filed the final assessment roll for 2007.
- 4. Continued working with developers on the East Garrison project.
- 5. Attended the public information meeting regarding the East garrison project.
- 6. Attended the Land Use/Zoning update meeting.

**RESULT:      REPORT ISSUED**

**12. Report 2007-103**

**Historian**

I respectfully request your consideration of monies to support a historical project and program of World War II Allied Prisoners of War. During the war, Porter was a G.I. town. Thousands of Western New York soldiers were inducted at the fort. Prior to the first German POW arriving in Porter, some American soldiers were being held as prisoners in Europe and Japan.

On October 6, 2007 at the Fellowship Hall of the First Presbyterian Church in Youngstown there will be a series of talks by former Allied WWII POWs from 1:00 - 4:00 P.M. (with two short breaks). These men are from a POW Support Group. Most were inducted at Fort Niagara. They were pilots, radio operators, gunners, Rangers, and infantry. Their experience as POWs in the midst of war was in contrast to the treatment of German POWs at the fort.

Part of this historical endeavor is to videotape as many of these men as possible. These tapes will be available for future research. Please consider supporting this project as follows:

Stipend for Fellowship Hall	\$ 25.00
Postage for mailing out programs	350.00
Printing fliers & handout	100.00
Luncheon for exPOWs	210.00
Paper products, coffee etc.	<u>75.00</u>
<b>Total</b>	<b>\$760.00</b>

The luncheon will be at the VFW Post in Youngstown. This is an estimated item based on 35 people at \$6.00/per person, which includes the exPOWs and any Honor Guards. Please note that I am using monies from the historian's budget for videotaping and converting the tapes to DVDs. The Porter Historical Society and Historical Association of Lewiston are planning to help with the costs of refreshments during the program. The County Historical Society is also helping coordinating the mailing out of the program and responses for reservations.

This is a wonderful opportunity for our community to honor former POWs and learn more about the history of our soldiers held by Germany and Japan. Thank you for your consideration.

**RESULT:      REPORT ISSUED**

**13. Resolution 2007-95****World War II POW Program**

Authorize Town Historian, Suzanne Dietz, to spend \$760.00 for the support of the World War II Allied Prisoners of War project and program on October 6, 2007 at the Youngstown Presbyterian Church.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Jeff Baker, Councilman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

**14. Report 2007-92****Recreation**

Sign-up for this years Summer recreation Program was Wednesday & Thursday, June 27<sup>th</sup> & 28<sup>th</sup>. The following is a record of who signed up for each group:

Group A (grades 1 & 2)	52
Group B (grades 3 & 4)	65
Group C (grades 5 & 6)	70
Group D (grades 7 to 10)	76
<b>TOTAL</b>	<b>263</b> as of Monday evening.

The first days attendance was **186**.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**15. Resolution 2007-91****Recreation Leader Replacements**

Resolution hiring the following Recreation Leaders P/T:

<b>Letts, Sean</b>	2304 Braley Rd	<b>Wiepert, Jeffrey</b>	1701 Lake Rd
	Ransomville, NY 14131		Youngstown, NY 14174

These two people replace Bradley Richards & Teresa Skimin who were approved last month.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Nancy Orsi, Councilwoman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

## 16. Report 2007-101

### Department of Public Works

Department of Public Works  
Monthly Report for June 2007

Highway Department:

1. Completed monthly brush pickup.
2. Completed the Cold In-Place Recycling on Dickersonville Rd.
3. Completed the 1<sup>st</sup> round of roadside mowing on town and state roads.
4. We are hauling stone to stock for the cold mix resurfacing of Dickersonville Rd. scheduled for the second week of July.

Drainage Department:

1. We are continuing the mowing program.
2. We have completed the drainage project off Ransomville Rd. south of the school.
3. An additional drainage project has been completed by Fournier Trucking east of Ransomville Rd. behind 3903 Ransomville Rd.
4. I attended the public information meeting on June 18<sup>th</sup> regarding the proposed Sanger Project. I have subsequently met with the engineer from Niagara County Soil and Water and visually surveyed the drainage structures down stream from the proposed project. He is going to evaluate the info and will forward his findings.

Water and Sewer Department:

1. Completed monthly meter reading.
2. Completed repairs of 2 water main leaks.
3. The Lateral and Manhole Cameras that were authorized last month have been delivered and placed in service.
4. We received a single bid on the emergency standby generators for both Lakeshore Stations. I recommend that bid for 2 generators in the amount of \$34,066.00 from Cummins Northeast Inc. be accepted.

**RESULT: REPORT ISSUED**

**17. Resolution 2007-85**

**Standby Generators Bid**

Resolution authorizing the acceptance of the bid from Cummins Northeast, Inc in the amount of \$34,066 for the purchase of two standby generators for the Lakeshore lift stations.

**RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Thomas Baia, Deputy Supervisor  
**SECONDER:** Nancy Orsi, Councilwoman  
**AYES:** Wiepert, Baia, Orsi, Baker, White

**18. Report 2007-94**

**Building Inspector**

<u>Town of Porter</u>		<u>June 2007</u>			
<u>Permits Issued</u>					
<b>PERMIT No.</b>	<b>NAME</b>	<b>ADDRESS</b>	<b>ISSUED FOR</b>	<b>COST</b>	<b>FEE:</b>
48-07	Pollow, Dennis	3575 Ransomville Road	Porch	2,000	25
49-07	Best, Theodore	1991 Lockport Road	Shed	300	25
50-07	Gifford, Bonnie	450 Fieldcrest Drive	Shed	3,000	25
51-07	Pollow, James	1229 Cain Road	Shed	4,600	25
52-07	Shearman, Crystal	3645 River Road	Pool	2,000	25
53-07	Schmitz, Kendra	3571 Porter Center Road	Shed	7,500	25
54-07	Carlin, Christopher	2644 Lake Road	Porch	2,500	25
55-07	Trazska, James	3 P-C Road, Ext.	Garage	9,800	35
56-07	Myers, Irene	2426 Lockport Road	Shelter	600	25
57-07	Jackson, Beverly	1573 Lockport Road	Shed	1,100	25
58-07	Grace, Sr., Matt	3533 Ransomville Road	Deck	1,500	25
59-07	Bradley, Thomas	3046 Ransomville Road	Pole Barn	8,800	25
60-07	Sutherland, Karen	1745 Harrison Lane	Shed	3,000	25
<b><u>Estimated Total Cost of Construction</u></b>				<b>46,700</b>	<b>335</b>

<u>C/O #</u>	<u>Certificate of Occupancy Issued</u>	
9-07	Jeffords, Ronald	3474 Creek Road Commercial Resturant
10-07	Nowacki Enterprise	2000 Lake Road R-1 Motel (4 Cabins) <b>Temporary</b>

<b>RESULT:      REPORT ISSUED</b>
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**19. Report 2007-102****Engineer****Project Status Report- June 2007**

1) Water Tank Rehabilitation: Bids for the Balmer Road and Ransomville road water tanks were received on June 21, 2007. Low Bid for the base bid (Balmer Road water tank) was \$324,000 while the alternate bid for Ransomville tank was in the amount of \$181,000 for a total project cost of \$505,000.

- BOARD ACTION REQUESTED: Consideration to award or to reject all bids received.

1) MS4 SPDES 2008 Permit: Presentation by Mary Rosi from the ECDEP representing the stormwater coalition has been scheduled for July 19<sup>th</sup> at 4:00 pm. Neighboring municipalities have been invited to attend the presentation.

- Note: Prior to January 7, 2008 the Town is required, as specified under the MS4 permit, to adopt a local law to prohibit illicit discharges and adoption of a Storm water management plan

- BOARD ACTION REQUESTED: none

3) Drainage Evaluation - Provided and discussed with the Town Board a technical approach at the June 27, 2007 work session to investigate and evaluate the drainage issues associated with the watershed tributary to the northwest area of the Town. CRA to provide a cost estimate to complete the evaluation.

- BOARD ACTION REQUESTED: Authorization to proceed pending acceptance of the proposal

<b>RESULT:      REPORT ISSUED</b>
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**20. Resolution 2007-92****Drainage Evaluation**

## Drainage Evaluation

Resolution to authorize CRA Infrastructure & Engineering, Inc. to proceed with the investigation and evaluation of drainage issues associated with the watershed tributary to the northwest area of Town, and not to exceed the proposed contract amount of \$28,000.00.

<b>RESULT:</b>	<b>TABLED [UNANIMOUS]</b>	<b>Next: 8/13/2007 7:00 PM</b>
<b>MOVER:</b>	Nancy Orsi, Councilwoman	
<b>SECONDER:</b>	Thomas Baia, Deputy Supervisor	
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White	

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**21. Resolution 2007-84****Water Tank Bid**

## Water Tank Rehabilitation

Resolution rejecting all bids received on June 21, 2007, to paint the water towers in the Town of Porter.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeff Baker, Councilman
<b>SECONDER:</b>	Larry White, Councilman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

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**22. Report 2007-96****Attorney**

Nothing to report this month. Attorney Dowd will look into the Lagoon problem and report back to the Board at the next work session.

<b>RESULT:</b>	<b>REPORT ISSUED</b>
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**23. Report 2007-97**

**Master Plan**

Report to Porter Town Board

July 2007

Comprehensive Plan Implementation Committee

A committee meeting was held with the consultant on June 25<sup>th</sup> at the Porter Town Hall.

The consultant briefly reviewed the latest additions to the draft zoning document and the input from the public meetings held in early June. The committee also received an update on the progress of the LWRP and the next steps for SEQRA. Involved and interested agencies have until July 2 to respond to the Town’s Declaration of Intent to be Lead Agency. A draft resolution of Declaration of Lead Agency was given to Supervisor Wiepert and pending no response, the Town will adopt the resolution at their July Town Board meeting.

Zoning and Land Use Committee members from the Village of Youngstown and the Town will now begin holding separate meetings. Town Committee members will meet for a work session on Monday, July 16, at 7PM at the Porter Town Hall. Comments and suggested changes on the draft zoning document will be recorded at this meeting and forwarded to the consultant. Copies of the draft document have also been provided to all members of the Planning and Zoning Boards for their input and comment.

All information on the planning process is available on our website, [www.porterplanning.com](http://www.porterplanning.com)  
Submitted by

Patricia Lynch  
CPIC Co-chair

William Choboy  
CPIC Co-chair

**RESULT:      REPORT ISSUED**

**24. Resolution 2007-93**

**Master Plan Committee**

Resolution authorizing the Land Use Update Committee to pay Donna Jeffs \$140.00 per meeting, by voucher, as recording secretary, including use of a cassette tape, typed minutes and copies. Amount to be paid by the Town and charged to the grant.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Nancy Orsi, Councilwoman
<b>SECONDER:</b>	Thomas Baia, Deputy Supervisor
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

## 25. Resolution 2007-83

### Zoning Law/Declaration of Lead Agency

Town of Porter Zoning Law  
Resolution  
Declaration of Lead Agency

WHEREAS, The Town Board has designated a Steering Committee consisting of the members of the Town of Porter Planning Board, Town Bard, residents and consultant, peter j. smith & company, inc., to develop a Zoning Law for the Town of Porter; and

WHEREAS, the Committee has begun work on the Zoning Law and wishes to initiate the SEQRA process with the Town Board; and

WHEREAS, the Town Board has the authority to adopt the Zoning Law for Porter and wishes to pursue this possibility; and

WHEREAS, the Town Board passed a resolution and sent this resolution to involved and interested agencies declaring its intent to be lead agency on May 31, 2007; and

WHEREAS, the Town Board offered interested parties a thirty day response period to concur or object to this designation; and

WHEREAS, the Town Board received no objections to this designation;

IT IS HEREBY RESOLVED that the Porter Town Board will serve as Lead Agency in accordance with the NYS Environmental Quality Review Act, 6 NYCRR Part 617.6;

AND BE IT FURTHER RESOLVED THAT the Town Board will send a copy of this resolution to all involved and interested agencies.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Thomas Baia, Deputy Supervisor
<b>SECONDER:</b>	Nancy Orsi, Councilwoman
<b>AYES:</b>	Wiepert, Baia, Orsi, Baker, White

**26. Report 2007-98****Correspondence**

No correspondence to report on this month.

<b>RESULT:      REPORT ISSUED</b>
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**27. Report 2007-99****Town Board Comments**

Councilman Baia announced that the Niagara Pioneer Soccer Tournament, at Fort Niagara, was a great success. There were approximately 155 teams participating over this past weekend. He congratulated Pioneer Soccer for bringing in all those teams.

William Leggett, Sr., Ransomville Volunteer Fire Company trustee asked if anything could be done about the pavement in front of the Ransomville Fire Hall on Route 93. Superintendent Hillman said it would be addressed at the Commissioners' meeting July 10, 2007. He also stated that he had some prices for the paving.

With no further business before the Board, the meeting was adjourned at 8:40PM.

Gail Zachary  
Deputy Town Clerk

<b>RESULT:      REPORT ISSUED</b>
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**28. Report 2007-100****Calendar of Events**

**July 26<sup>th</sup>      Zoning Board of Appeals - Town Hall - 7:30PM**

**August 2<sup>nd</sup>      Planning Board - Town Hall - 7:00PM**

**August 11 Ransomville Fire Co. Summer Raffle at Firehall 4-11pm**

**August 13<sup>th</sup> Town Board Meeting - Town Hall - 7:00PM**

**Thursdays Concerts in the Country - Gazebo, behind the William J. McLaughlin Free Library, Ransomville, NY**

**Fridays Band Concerts - Falkner Park, Youngstown, NY**

<b>RESULT: REPORT ISSUED</b>
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