

October 21, 2013

- REGULAR MEETING:** The Regular Meeting of the Village of Honeoye Falls Board of Trustees was called to order by Mayor Milne at 7:00 p.m. with the Pledge. The meeting was held at the Honeoye Falls Lima Middle School Auditorium.
- TRUSTEES PRESENT:** Trustee Stottler, Trustee Alfieri, Trustee Worboys, Trustee Pavelsky
- ALSO PRESENT:** Greg Emerson, Mike Tobin, Gina Hurley, many area residents
- MINUTES:** Motion by Trustee Alfieri, seconded by Trustee Worboys to approve the minutes of September 16, 2013 as presented. Motion carried.

ABSTRACT NO. 5: Motion by Trustee Alfieri, seconded by Trustee Worboys that upon an audit of Abstract No.4 that approval be given for payment of the General Fund in the amount of \$106,997.80; Sewer Fund in the amount of \$69,163.18 to include vouchers #140125 - 140246; Prepaid for payment in the General Fund in the amount of \$77,159.08; Sewer Fund in the amount of \$52,896.74 to include vouchers #PP140125 – 140181. Motion carried.

MAYOR'S REPORT:

Association of Villages – Executive meeting this past Thursday (10/17) – hosted by Pittsford.

December – Association of Villages Executive Dinner to be hosted by Honeoye Falls (December 19th) – Will most likely have the dinner at the Rabbit Room.

NYCOM Executive committee Meeting and Legislative Priorities Meeting (Nov 17/18) – Albany

November – Village Board Meeting is Monday 18th. I will be returning from Albany but expect to be back in time for the meeting. (However: will review all subjects with Deputy Mayor Pavelsky in case I can not get back)

Reminder: Cemetery Tour (Lynne Menz) next Saturday evening. I may be out of the Village but it would be nice if any trustees or staff available could attend the event.

Letter sent to NYS DOT regarding no passing zone on Monroe Street. (attached). Supervisor Moffitt and Assemblyman Nojay to send letter of support as well. (copies to F. Bassette and J. Iaculli as well as they has asked about this)

Sending letter of thanks to owners of Chinese Restaurant for building maintenance and façade improvement.

LIMA – RRDC event – next weekend. Will try to attend some of this. I have sent you all information.

Association of Villages Annual Dinner to be in January but will be hosted and held on West Side by Hilton.

TRUSTEE REPORTS

TRUSTEE STOTTLER: Trustee Stottler toured the Village Waste Water Treatment Plant recently and met the staff.

TRUSTEE ALFIERI: No report

TRUSTEE WORBOYS: Recreation Commission was scheduled to meet in October but that meeting was cancelled as all four municipalities involved this year are participating next year.

TRUSTEE PAVELSKY: Trustee Pavelsky attended the 10/17/13 Assets Committee monthly meeting. Will attend the 11/21/13 meeting. He mentioned the Cemetery Tour on 10/26 to the Committee members.

Fiona Swannepool has resigned as President of the Honeoye Falls – Mendon Chamber of Commerce and Pam Scully has stepped up to be President for the remainder of this year’s term of office.

The Upstate NY Municipal Workers Comp Program held an Executive Board meeting on 10/3/13 that Trustee Pavelsky attended.

**DEPARTMENT
REPORTS**

**ADMINISTRATOR'S
REPORT:**

No report

CLERK'S REPORT:

Gina Hurley has prepared the final report to the County on the Village Taxes for the 2013 year which is here for your signatures. She will file the report by November 11, 2013.

OLD BUSINESS

**COMPREHENSIVE
PLAN:**

Mayor Milne told the Board the Steinmetz Group is working to complete the community forum. In March a youth workshop was held at HFL high school. The students expressed fondness of our parks system. Input provided was used in our survey. Thanks to all who responded. Hope to have a document in draft form by the first of the year and another community meeting after that.

**PINEBROOK
APARTMENT
PROJECT:**

This project is still on hold. Mayor Milne will follow up with George Kaleh and talk about a balloon test to show what the height of the buildings would look like.

**CHAPTER 190-6
TRAILERS & ACCESSORY
VEHICLES:**

The Trustees have discussed continuation of the trailer code and potential changes. Mayor Milne would like to keep it open and fully reviewed to discuss in detail at the next Board meeting and possibly set a public hearing in December.

NEW BUSINESS

APPROVE

HFMVA

VOLUNTEER:

Motion by Trustee Worboys, seconded by Trustee Pavelsky to approve Alex Kase as a new BLS volunteer with the Honeoye Falls Mendon Volunteer Ambulance. Motion carried.

JCAP GRANT

APPLICATION:

Motion by Trustee Alfieri, seconded by Trustee Stottler to approve the Justice Court Assistance Program Grant Application in the amount of \$999.00 to replace outdated courtroom computer and printer. Motion carried.

ANNUAL

CERTIFICATE

SURRENDER

OF TAXES:

Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve the Certificate of Village Surrender of Unpaid Village Tax Accumulated Interest Returned Amount. The unpaid taxes are: \$21,873.67; interest is: \$1,749.87; for a total of \$23,623.54. Motion carried.

APPROVE

LIVING

NATIVITY:

Motion by Trustee Stottler, seconded by Trustee Worboys to approve the use of HAP on December 22, 2013 from 6:00 pm – 7:00 pm for the Annual Living Nativity Pageant. Motion carried.

APPROVE

ANNUAL

FIRE DEPT

CHRISTMAS

PARADE:

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to approve the Honeoye Falls Fire Department Annual Christmas Parade on Wheels on December 14, 2013 at 6:30pm. Motion carried.

SCHEDULE PUBLIC

HEARING ON UTV

VEHICLE:

Motion by Trustee Stottler, seconded by Trustee Worboys to schedule a public hearing to approve expending funds from the Fire Equipment Capital Reserve Fund to purchase

a UTV vehicle on November 18, 2013 at 7:30pm. Motion carried.

**PUBLIC HEARING
RESTAURANTS
WITH DRIVE
THRU SERVICES:**

Motion by Trustee Worboys, seconded by Trustee Alfieri, to open the public hearing at 7:30 pm. Motion carried.

The public notice was read by the Clerk. The public commented as follows:

Mayor Milne

He is privileged and honored that this group of people can come together in such a positive way even though we don't agree with each other. Thank you all for your positive comments no matter what side you are on.

Trustee Stottler

Thanks everyone for coming out this evening. Appreciate your respectful comments. A reminder that this discussion is not really about Dunkin Donuts but drive thru services. Would we feel the same if it were another type of business. When it comes to the code that we have in place there are several items that are in a bit of conflict with this change. Would like the Village to become more walkable; more bikeable. I think that we want Honeoye Falls to remain unique but we want it to become a destination. How do we make it a destination? Very concerned about making this change without the Comprehensive Plan in place. Why can't we wait? I see that as a concern.

Trustee Worboys

Appreciate the fact that so many people are here. He has watched a lot of changes happen in the Village over the years. Seems the area on West Main Street has become our commercial district. Active commercial area is on West Main Street. He would welcome a new business in the Village and supports restaurants with drive thru services.

Vicki Bush

108 Longview Blvd, Livonia NY

It would create jobs, beautify village. The property has been for sale for a long time. Planning Board would need to approve the building and aesthetics of the property.

Danny Bassette

181 Monroe St., Honeoye Falls

While he thinks the Village is more restrictive; this change is less restrictive and therefore beneficial.

Bob Balmer

47 Ontario St., Honeoye Falls

Asked who received the surveys. Village residents and businesses received them. It was also posted on Village website and there was a banner about it at the Masonic Temple. Of the surveys returned 47% favored drive thru services and 53% opposed them.

Jim Ryan

31 Peer St., Honeoye Falls

The Village government is a business and needs to be run like a business. You have to grow or you wither on the vine. We have to have new business and we need to grow. If we don't do that we will die. Commended the Village in bringing on Tractor Supply and Josh Landscape.

Eric Smith

57 Ontario St., Honeoye Falls

Has there been a traffic study done? If so, who performed the study? When was it done and who paid for it and where are the proposed apts that were incorporated into the traffic study? How many drive thrus were modeled in that traffic study? These zoning rules have been in place for a long time. I can appreciate these laws being put into place for a reason. To preserve a way of life and a life style. Why many of us moved here and bought historic homes. Respectfully request that no changes be made to the zoning laws. Last couple of weeks there have been many conversations etc and taking this village in a difference direction that fast food.

Melissa Matson

77 West Main St, Honeoye Falls

Moved here 15 years ago for the character of the Village. She is opposed. Feels Honeoye Falls doesn't need restaurants with drive thru services.

Paul Kammermeier

55 Ontario St, Honeoye Falls

Has any studies been done on pedestrian traffic? Concerned for seniors @ Totiakton, etc.

Dan Harris

4 Livingston St, Honeoye Falls

Resident for over 23 years. Had opportunity to move to Detroit area. Chose to stay here for the character. Somehow would like to maintain the vintage of the past. Recommends not passing a change in the zoning law.

Rob Wolfe

35 North Main St, Honeoye Falls

He is an architect working at the 4 corners. He is conflicted. As a resident he shares some of the concerns that have been raised. Village has a rich history. Also natural beauty. At the same time as a \business owner I know how important it is for a village to thrive. Commend village board for being concerned and caring. The comprehensive plan is a wonderful of idea.

Pam Scully

1 West Main St, Honeoye Falls

Owner of BodyWorks Kneaded

Bought building because wanted to be part of the character of the Village and its walkability. Drive thrus will detract from why she bought in the Village. Please don't put a drive thru in; a business like that may shut down another business in the village.

Growth can be done but it doesn't have to be a drive thru.

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Gary Albright

96 West Main St, Honeoye Falls

15 years ago my wife and I looked into neighborhoods to live. In Avon we saw a McDonald's and my wife said we did not want to live there. Ended up moving to Honeoye Falls instead. We like the character here and hope you do not decide to allow drive thru services.

Robert Taylor

77 West Main St, Honeoye Falls

Against drive thrus. Increased traffic on West Main; affect the character of the village; not locally owned franchise but nationally owned.

John Chaffer

53 Plains Road, Honeoye Falls

Can put in a Dunkin Donuts and have it done tastefully. We have drive thrus with banks now. Also with Rite Aid drug store.

Jordan Pratt

57 Ontario St, Honeoye Falls

A healthy town doesn't need fast food; there are lots of locally owned places to go to eat; next door there is a family owned business that makes donuts and coffee.

Amy Harris

4 Livingston St, Honeoye Falls

Drive thrus will cheapen the Village. Will hurt locally owned businesses. It will increase traffic and litter. Was any studies done on air quality issues from idling cars?

Comprehensive Plan is a vision of our future growth.

Don Oppedisano

11 Cheese Factory Rd, Honeoye Falls

He is in strong support of the drive thru services. Loves the village and am concerned about the vitality of the village. Needs to have people who will come and patronize the businesses here. By allowing drive thrus this is a step in the right direction.

Kylena Payne

50 East St, Honeoye Falls

Took kids to Moes for dinner. Discussed with kids meeting about Dunkin Donuts. Like the tone of the town and not overgrown of big businesses. One of reasons live here is small town atmosphere. Can have a fun family outing going to other areas to get to drive thru.

Deb Milne-O'Brien

18 Fairlawn Drive, Honeoye Falls

Great points on both sides. We have at least three bars, two pizza places, etc. We are only talking about two drive thru service businesses. A lot of people coming into and leaving Honeoye Falls later in the day and would be stopping at Dunkin Donuts for coffee, etc. Safer if they are driving a distance to stop and get a coffee instead of a drink. Village should stand together.

Geoff Poor

96 East St, Honeoye Falls

Why do members of the Board think its better to make this decision now other than to wait til we have a comprehensive plan in place. How much is the Village paying for the comprehensive plan? Why make this change before the comprehensive plan is in place.

Mary McCabe

674 Quaker Mtg House, Honeoye Falls

Have lived here 17 years and is opposed to drive thru services.

Scott Wild

2 High St, Honeoye Falls

Not opposed. The planning board can control the looks of the restaurant with their design recommendations. It used to be an air strip with a mobile home.

Roger Greiten

42 Village Trail, Honeoye Falls

This will put a greater demand on our fire department and dpw and those thing will cost more. Don't be short sighted. Have your coffee at home and get donuts at Market Place.

Steve Harrow

435 Lanning Road, Honeoye Falls

In favor of drive thru services. Can control the looks of the building. Businesses attract other businesses.

Sue Hoh

217 East St, Honeoye Falls

Talk about traffic. She lived on East St before they built the Ambulance Facility right across the street from her and the Manor School. Unfortunately, traffic is going to be a part of the Village. In the core downtown there is more walkers than up by the bowling

alley that is more commercial area. Seniors would not have to cross the road. Approve of drive thru services. Something the community will adapt to.

Ock Hee Hale

2 Lehigh St, Honeoye Falls

Last week someone came to my store distributing flyers. I like to recommend to my customers places where they can have breakfast or lunch. Someplace to have coffee, etc. Feels drive thru services will be good for the Village.

Mike Monnet

32 Peer St, Honeoye Falls

Having worked with Troop #10 it would be a great opportunity to give the boys a course of part time and even fulltime jobs. Wanted to hear opposing arguments. How in the world was GM allowed in our village when they created all that traffic and bright lights. Do you know that we have three banks with drive thrus already.

Catherine Faurot

41 Monroe St, Honeoye Falls

A few years ago my husband interviewed in Colorado. In Bolder I found a new concept of a Village with walking streets. This development model is based on the 18th Century model. One of things is that we live in a place with in a place where the emphasis is on walking not driving. Which makes the Village more desirable. If you emphasis businesses around cars, you have a decline in business in this walking neighborhood. Finally, I have been proud to be part of a living village.

Glenn Clark

26 Locust St, Honeoye Falls

We moved here because of the small town feel. I love Honeoye Falls and I don't think drive thrus will change this. That area has been ready to develop for a decade. This is an opportunity we may not get again if we turn it away. There is development around that area it: Family Eye Care, Townline Auto, Josh Landscape. We are geographically isolated. We are not going to be a Victor or Henrietta, etc. Approve the drive thru services.

Mary Szlosek

45 Brigham Circle, Honeoye Falls

As planning board chair we will be able to maintain and enhance our village. We also have village character code to keep the building in alignment with the village character. Note Central Tractor and Custom Brewcrafters. As a village resident I am in favor of this code change. I believe there is a need for this in our community.

Ken Bedel

674 Quaker Meeting House, Honeoye Falls

This is a lovely town. Just left Trumansburg. Like the charm here. Opposed to approve drive thru services.

Jane Ryan

32 Peer St, Honeoye Falls

We need to embrace change in a considerate way but not try to restrict the change. We have make this a nice looking structure. It just happens to have a drive thru that goes all the way around. Approve the drive thru services.

Joshua Land

448 Maplewood Ave, Rochester

Looking at opening a couple of businesses in downtown proper. Waiting to see what happens with the drive thru services issue.

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to close the public hearing at 9:10 p.m. Motion carried.

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to adopt the following resolution:

WHEREAS, correct copies of a resolution proposing Amend the General Commercial District regulations of the Zoning Code of the Village of Honeoye Falls Code to permit restaurants with drive thru services and to establish regulations for the construction and use of said restaurants in the General Commercial District were placed upon the desks of all members of the Board of Trustees of the Village of Honeoye Falls, New York, more than seven (7) days, exclusive of Sunday prior to the Public Hearing, and

WHEREAS, there was duly published in the Sentinel and posted upon the bulletin board, maintained by the Village Clerk of the Village of Honeoye Falls, New York, a notice of public hearing on the 21st day of October, 2013, and

WHEREAS, the said public hearing was held on the 21st day of October 2013, at 7:30 pm, local time, at the Village Hall, 5 East Street, Honeoye Falls, New York, and all persons present were given an opportunity to be heard, proposing to Amend the General Commercial District regulations of the Zoning Code of the Village of Honeoye Falls Code to permit restaurants with drive thru services and to establish regulations for the construction and use of said restaurants in the General Commercial District whether speaking in favor of or against the resolution

Now, on motion duly made and seconded, it was

RESOLVED, proposing to Amend the General Commercial District regulations of the Zoning Code of the Village of Honeoye Falls Code to permit restaurants with drive thru services and to establish regulations for the construction and use of said restaurants in the General Commercial District and,

Trustee Stottler – Nay
Trustee Alfieri – Aye
Trustee Worboys – Aye
Trustee Pavelsky – Aye
Mayor Milne - Aye

The resolution was duly adopted.

SEQR REVIEW:

The SEQR was read by Mayor Milne. Motion by Trustee Pavelsky, seconded by Trustee Worboys to name the Village of Honeoye Falls as Lead Agency. Motion carried.

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to approve a negative declaration.

Trustee Stottler – Nay
Trustee Alfieri – Aye
Trustee Worboys – Aye
Trustee Pavelsky – Aye
Mayor Milne - Aye

ADJOURN:

Motion by Trustee Worboys, seconded by Trustee Alfieri to adjourn the meeting at 9:20pm. Motion carried.