

**Regular Board Meeting of the Village of Solvay Board of Trustees
Tuesday, May 22, 2012**

**OFFICE OF THE CLERK/TREASURER
MICHAEL FECCO**

The **REGULAR BOARD MEETING of the SOLVAY BOARD OF TRUSTEES** was called to order by Mayor Marinelli at the Town of Geddes Conference Room, 1000 Woods Road, Solvay, NY 13209 at 6:00 pm

PLEDGE TO THE FLAG **Jamie Colucci**

There was a moment of silence for Louis Iannicello

ATTENDANCE ROLL CALL:	Trustees:	Jamie Colucci	Present
		Ronald Benedetti	Present
		Daniel Bellotti	Excused
		Thomas Tarolli	Present
		John Fall, Sr.	Present
	Deputy Mayor	John McPeak	Present
	Mayor	Kathleen Marinelli	Present

PUBLIC HEARINGS:

Mayor Marinelli opened the Public Hearing at 6:02 p.m.
**Village of Solvay 2011-12 Stormwater Management Plan (SWMP) Annual Meeting
Highlights of the Annual Report
Introduction**

Minimum Control Measure 1: Public Education & Outreach in Stormwater Impacts

• Central New York Regional Planning & Development Board (CNYRPDB) provided the following Maintenance of a regional stormwater website and information library.

- Developed a 4-page broadsheet pullout to be distributed in the main section of the Post Standard daily edition.
- Developed a series of three, seasonally focused stormwater informational articles for publication in the Green CNY section of the Syracuse Post Standard.
- Developed 2 large format stormwater “posters” for display in CENTRO bus shelters across the Syracuse metropolitan area.
- Provided direct information on topics of interest to construction developers with a focus on current construction permit requirements and changes to the NYS Design manual.
- Updated the “Stormwater Program Overview for Municipal Officials” developed in March 2009, to reflect the evolving responsibilities of various municipal officials under the 2010 stormwater general permits.
 - Provided continuing education for local planning & zoning boards.
 - Conducted a full-day Pollution Prevention and Municipal Good Housekeeping Workshop.
 - The Village continued to maintain stormwater information on its website.

Minimum Control Measure 2: Public Involvement/Participation

The Village hosted/coordinated 3 cleanup events during the report year.

- Continued to participate in an Inter Municipal Agreement (IMA) w/Onondaga County which provides a public hotline (435-3157) for illicit discharges.
- Provides a copy of the Annual Report & Stormwater Management Plan at Village Hall and Library for public review.
 - Conducts a public meeting to present the report and provide an opportunity for comments which closes May 28, 2012. Email engineer at tonyd@espeedusa.com.

Minimum Control Measure 3: Illicit Discharge Detection & Elimination (IDDE)

- Participates in an IMA w/Onondaga County which provides routine outfall inspections & investigation of possible illicit discharges.
- Provided inspections of restaurants, swimming pools, churches, commercial laundry/dry cleaners & vehicle maintenance/repair shops.
 - Identified, detected, confirmed and eliminated 1 illegal discharge (Solvay Elementary School sanitary sewer overflow) during the report year.
 - Has an IDDE local law in place equivalent to the NYS Model IDDE Law.

Minimum Control Measure 4: Construction Site Stormwater Runoff Control

- Has a local law in place that provides equivalent protection to the NYS SPDES General Permit for Stormwater Discharges from Construction Activities which is equivalent to the NYSDEC Sample Local Law for Stormwater Management & Erosion & Sediment Control.
- Has yet to have a development meet or exceed the minimum requirements for a SPDES construction permit, i.e. we have yet had the opportunity to review a SWPPP.

Minimum Control Measure 5: Post-Construction Stormwater Management

- Although none have been installed, the Village has been actively researching Low Impact Development/Better Site Design/Green Infrastructure principles.
- To date, no post-construction stormwater management facilities have been installed so none have been inspected.

Minimum Control Measure 6: Stormwater Management for Municipal Operations

- Has provisions in its Stormwater Management Plan to address street & bridge maintenance, winter road maintenance, salt storage, solid waste management, new municipal construction & land disturbance, ROW maintenance, parks & open space, municipal buildings, stormwater system maintenance & vehicle & fleet maintenance.
- Swept 25 acres of parking lots.
- Swept 168 miles of streets.
- Inspected & cleaned 75 catch basins.
- Applied 0 pounds of phosphorus/nitrogen fertilizer and pesticide/herbicide.

Comments on Annual Report

- As I mentioned at last year’s meeting, the Village did not take advantage of all of the training opportunities presented to it. It is important that key officials of the Board of Trustees, ZBA, Highway Department, Code Enforcement and the Engineer attended stormwater training on an annual basis. Most are free (as a part of our Coalition fees) or of little cost.

John McPeak moved and John Fall seconded to close the Public Hearing for the Stormwater Management

2. Public Hearing Mayor Marinelli opened the Public Hearing at 6:09 p.m. regarding the New Definition for Cold War Veteran (Local Law 4 of 2012) A discussion took place.

John McPeak moved and Ronald Benedetti seconded to close the Public Hearing at 6:13 p.m.

Resolved that this Board of Trustees move into Executive Session to discuss a personnel issue with respect to a particular employee. Time 6:14 p.m.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 NAYES: 0 MOTION CARRIED

Resolved that the Executive Session be closed and that this Board return to the regular meeting. Time 6:41 p.m.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 NAYES: 0 MOTION CARRIED

No Action was taken

PETITIONS: Patricia Delperuto of 327 Essex Street spoke about the continued drainage problems behind her property. She wanted to know if the Village made any progress. A plumbing company did some work for Ms Delperuto and thought possibly a pipe might have been rerouted or possibly recapped. Kim Richardson also spoke about the water in her basement and the Village will no longer pump the water out. Mark Cazzolli said it is clean water and it is not a Village responsibility. Other neighbors were concerned with mosquitoes on standing water as there may be a health situation. The board will discuss this again at the Special Board meeting on Tuesday, May 29, 2012.

Solvay Bank presented their site plan to add to their property - a 3800 ft addition on Freeman Ave and Caroline Avenue.

CORRESPONDENCE: Received a letter from Patty Baldwin, 122 Caroline Ave concerned with the safety of the children living on Caroline Avenue. She would like signs saying “Children at Play” in

the 100 and 200 block of Caroline Avenue. Police Chief Cox recommended that if the Village makes these signs, it will set a precedence for all of the village and it will not fix the problem.

Judy Pangborn thanked Trustee Tarolli for getting the answers for a soot problem on her vehicle and house. Anthony Destefano, Village Engineer, called the DEC and confirmed it is coming from Frazers and Jones which they will try to resolve.

Past Solvay Fire Chief, Peter Woodworth thanked the Village for their support and gift certificate.

Stanley Gonzalski, from the Highway Department, is retiring on June 1, 2012. He also thanked the Village Board for letting him take time off to take care of his mother.

Solvay Tigers Little League thanked the Village with a plaque in appreciation for their generosity and commitment to the youth and committee.

COMMITTEE REPORTS:

Administrative

Legal Kevin Gilligan, Village Attorney spoke with the attorney from RockTen. They showed Mr Gilligan plans for the development of a new boiler they want to build and a steam pipe-line that will run along Industrial Drive W. The pipeline would be within the road right of way along Industrial Drive. They also want to relocate a water line under the paved area. The Village needs to see the plans for the steam pipe line. Mark Cazzolli and Donna Taggart will make recommendations.

Mathews Ave – We couldn't certify the title of Mathews Ave and Boyd Avenue and should proceed to get the titles squared away with National Grid...

Caroline Avenue - When we get grants and apply for "Save the Rain" They want us to certify the title. The village is still examing the title. They will reapply for a grant.

Solvay Tigers project – The village was promised \$75,000 from the Environment Benefit fund which is funded by the DEC for erosion control to stabilize the hill it as it is eroding and the second part is the bio-retention at the north end of the building to collect the water led to infiltration. We were awarded the money for the bio-retention part of the project and are waiting to hear from Albany for the \$75000 for the erosion control portion of it. If we do not receive the (\$75000) money for the erosion control, it is not worth doing the bio-retention because we need to stop the sediment from coming down the hill. Anthony Destefano is waiting to hear from the DEC. When we receive title from the Solvay Tigers, they will have to research title and grant the easement to the village.

Treasurer Michael Fecco reported an estimated deficit of \$50,000 for the current year. going into the year we had a \$130,000 surplus. The main cause of the deficit is an extra Bond Principal payment made for the Library of \$56,450 which was not in the budget. Also not budgeted for was two lawnmowers for \$18,602 and Woods Road ball fields expense of \$10,000. Joe Solon asked about the sidewalk BANS which are actually ten year serial bonds. Mike said the first one will be paid up in 2015, next in 2016 and the last two in 2017.

Police Chief Cox reported 839 calls for the month of April, 2012. The Police Chief spoke at the senior citizen meeting and suggested they receive an identification card if they do not have any photo identification.

Electric John Montone reported at the Electric Commission meeting, the Mathews Substation is about 95% complete. John has been meeting with National Grid on our interconnection that will be connected to the Transmission grid to our substation. They should start this construction June 4th, 2012 and John hopes to have the interconnection agreement in place within the next few weeks. Once the substation is energized, we can then work on transformer loading and the feeder testing. The Electric Department would then start to transfer the Village load back to Mathews substation. The Village crews are working on the Honeywell pump project rebuilding the distribution lines' that will feed these pumps. All of the costs are charged to Honeywell for the time and material.

On the agenda is the renewal of fixed price (TCC's). They will be reaching the anniversary of its' initial effective date by July 2012. At the last commission meeting they approved and recommended to the trustees to request the renewal with NYISO and NYPA.

Also John Montone wanted to let you know we now have the Lifepack-Defibrillators on the Bucket and some of the pick-up trucks for the Electric Department. The Electric Department personal has had training on these for required operation.

DPW/Highway Mark Cazzolli has started mowing grass. The Highway Department will start to pave major streets the month of July. The streets that will be paved are: Arlington St, Third Street,

Gertrude St, Cogswell Ave, Woods Road, Hall Ave to Summit Ave and Lamont Ave to Freeman Ave and North Orchard Rd to Scarboro Drive.

The Village will get funding from FEMA to paint the pool and the Highway Department will paint the pool in house. The project on Montrose Ave is 90% finished.

Library Cara Burton reported that the proposals were passed at the Solvay and Westhill school district budgets. The library received \$30,000 from Solvay and \$20,000 from Westhill.

Codes Donna Taggart has several people with “high grass”. There are two new projects in the village: A Family Dollar in Westvale Plaza and Solvay Bank expansion. She contacted the owners of 210 Lamont Ave and will work with them to let the village demolish the house.

Stormwater Anthony DeStefano reported at the **Village of Solvay Regular Board Meeting May 22, 2012 - Stormwater Report**
CNY Stormwater Coalition May 8, 2012 Meeting

Heard a presentation from the Herkimer-Oneida Counties Comprehensive Planning Program concerning stormwater sewershed and system mapping in a GIS application. At some time in the foreseeable future, the Village needs to work at doing likewise.

Heard a presentation from the NYSDEC concerning MS4 audits and suggestions for improving the Stormwater Management Plan (SWMP).

Discussed the Onondaga Lake Watershed draft TMDL which does not impose discrete load reduction allocations for individual MS4s, but only for the group of watershed MS4s collectively.

Discussed the Stormwater Banking and Credit System which would allow one pollutant source to meet its regulatory obligations by using pollutant reductions created by another source with lower pollutant control costs.

The Coalition was prepared to act on the Finance Committee’s recommended fixed-rate fee of \$3600 per MS4 but didn’t have a sufficient number of voting representatives to form a quorum.

“Save the Rain” Program

The Village was awarded \$62,394 for a bioretention project at the Solvay-Geddes Youth Center. This bioretention system is designed to capture nearly a million gallons of water per year. The Village is currently waiting to hear from the NYSDEC concerning a \$75,000 grant to install the erosion control portion of the project. At this point, it doesn’t make sense to install the bioretention system if we aren’t able to significantly reduce the sediment coming off the hill during rain events.

Mathews Avenue Biofiltration Project

As you probably know already, the Village lost the \$252,000 grant from EFC due to a property ownership issue which I’ll let the Village Attorney speak to.

That notwithstanding, I think I speak for all those who attended our final conference call with EFC at how disappointed we were with all the eleventh hour concerns and requests for additional information, most of which were already provided in the application.

EFC announced Round 4 of the Green Innovation Grant Program (GIGP) with an application deadline of July 16, 2012. We were encouraged to re-submit the project for consideration, assuming the title issue can be resolved.

This is a worthwhile project which will enable the Village to significantly reduce or eliminate the amount of phosphorous from the existing wetlands, Geddes Brook and ultimately Onondaga Lake.

Caroline Avenue Green Wall Project

My recommendation is to also re-apply for this project under the GIGP program. The Village Attorney is currently investigating title at this location.

Stormwater Training

Mark Cazzolli, Donna Taggart and myself are registered to attend a half-day training session on June 12, 2012 concerning “Developing and Assessing an Effective Municipal Good Housekeeping Program”.

The workshop will include a short course dealing with “Strategies for Elimination of Illicit Discharges to Storm Sewers”.

Engineering Report

Soot Complaints

After being contacted by residents along Lionel Avenue re: soot on their cars and homes, Trustee Tarolli asked me to contact NYSDEC concerning the matter.

Their investigation determined that a malfunction at Frasier and Jones was the cause and repairs were scheduled to be completed last weekend.

Residents can contact NYSDEC directly concerning a possible environmental violation at 1-800-847-7332 or email them at r5dsptch@gw.dec.state.ny.us.

RESOLUTIONS:

1. Authorization from the Board of Trustees to approve the minutes from the April 24, 2012 Regular Board Meeting and the Reading of the Minutes be herewith dispensed.

MOTION: John Fall Sr
SECOND: Tom Tarolli
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

2. Authorization from the Board of Trustees to approve the minutes from the Organizational Meeting, April 24, 2012 Special Board Meeting be accepted and the Reading of the Minutes be herewith dispensed.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

3. Authorization from the Board of Trustees to approve the minutes from May 15, 2012 Special Board Meeting be accepted and the Reading of the Minutes be herewith dispensed.

MOTION: Ronald Benedetti
SECOND: John Fall Sr
AYES: 6 **NAYES:** 0 **MOTION CARRIED**

4. VILLAGE OF SOLVAY - RESOLUTION VILLAGE BOARD MEETING - May 22, 2012

The following resolution was offered by **Trustee Colucci**, who moved its adoption, seconded by **Trustee McPeak**, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law No. A of 2012, to Amend Chapter 134 of the Code of the Village of Solvay regarding Stormwater Management, was presented and introduced at a regular meeting of the Village Board of the Village of Solvay held on January 24, 2012; and

WHEREAS, a public hearing was held on such proposed local law on the 28th day of February 2012 by the Village Board of Trustees of the Village of Solvay and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Village Board of the Village of Solvay in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, at its January 24, 2012 meeting, this Board determined that the enactment of Proposed Local Law A of 2012 is a Type II action thus concluding the SEQR review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. A of 2012.

NOW, THEREFORE, it is

RESOLVED, that the Village Board of the Village of Solvay, Onondaga County, New York, does hereby enact Proposed Local Law No. A of 2012 as Local Law No. 3 of 2012 as follows:

**VILLAGE OF SOLVAY
LOCAL LAW 3-2012
A Local Law to Amend Chapter 134 of the Code of the
Village of Solvay regarding Stormwater Management**

Be it enacted by the Trustees of the Village of Solvay that this local law amends Chapter 134 of the Code of the Village of Solvay as follows:

Section 1.

Subsections A and B of section 134-2 of the Code of the Village of Solvay, titled "Purpose", are hereby amended to read, in their entireties, as follows:

- A. Meet the requirements of minimum measures 4 and 5 of the current SPDES General Permit for Stormwater Discharges from Municipal Separate Stormwater Sewer Systems (MS4s), as amended or revised;
- B. Require land development activities to conform to the substantive requirements

of the current NYS Department of Environmental Conservation State Pollutant Discharge Elimination System (SPDES) General Permit for Construction Activities, as amended or revised;

Section 2.

Section 134-4 of the Code of the Village of Solvay, title “Definitions”, is hereby amended to add the following definitions:

QUALIFIED PROFESSIONAL – a person that is knowledgeable in the principles and practices of stormwater management and treatment, such as a licensed Professional Engineer, Registered Landscape Architect or other Department endorsed individual(s). Individuals preparing SWPPPs that require the post-construction stormwater management practice component must have an understanding of the principles of hydrology, water quality management practice design, water quantity control design, and, in many cases, the principles of hydraulics in order to prepare a SWPPP that conforms to the Department’s technical standard. All components of the SWPPP that involve the practice or engineering, as defined by the NYS Education Law (see Article 145), shall be prepared by, or under the direct supervision of, a professional engineer licensed to practice in the State of New York.

TRAINED CONTRACTOR – an employee from the contracting (construction) company that has received four (4) hours of Department endorsed training in proper erosion and sediment control practices from a Soil and Water Conservation District or other Department endorsed entity. After receiving the initial training, the trained contractor shall receive four (4) hours of training every three (3) years.

Section 3.

The following definitions found in Section 134-4 of the Code of the Village of Solvay, title “Definitions”, are hereby amended to read in their entirety, as follows:

SPDES GENERAL PERMIT FOR CONSTRUCTION ACTIVITIES – A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to developers of construction activities to regulate disturbance of one or more acres of land.

SPDES GENERAL PERMIT FOR STORMWATER DISCHARGES FROM MUNICIPAL SEPARATE STORMWATER SEWER SYSTEMS – A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to municipalities to regulate discharges from municipal separate storm sewers for compliance with EPA established water quality standards and/or to specify stormwater control standards.

Section 4.

Section 134-5 of the Code of the Village of Solvay, title “Applicability”, is hereby amended to read in its entirety, as follows:

§134-5. Applicability

- A. This Chapter shall be applicable to all land development activities as defined in this Chapter.
- B. The municipality shall designate a Stormwater Management Officer who shall accept and review all stormwater pollution prevention plans and forward such plans to the applicable municipal board. The Stormwater Management Officer may (1) review the plans, (2) upon approval by the Village Board of the Village of Solvay, engage the services of a registered professional engineer to review the plans, specifications and related documents at a cost not to exceed a fee schedule established by said governing board, or (3) accept the certification of a qualified professional that the plans conform to the requirements of this law.
- C. An owner or operator of a land development activity that is subject to the requirements of this Chapter must first develop of SWPPP in accordance with all applicable requirements of this Chapter and then have its SWPPP reviewed and accepted by the Stormwater Management Officer prior to submitting the Notice of Intent (NOI) to the Department. The owner or operator shall have the “MS4 SWPPP Acceptance” form signed by the Stormwater Management Officer and then submit that form along with the NOI to the address referenced under “Notice of Intent (NOI) Submittal” in the applicable SPDES permit.

- D. All land development activities subject to review and approval by the applicable board of the Village of Solvay under subdivision, site plan, and/or special permit regulations shall be reviewed subject to the standards contained in this Chapter.
- E. All land development activities not subject to review as stated in subsection C above shall be required to submit a Stormwater Pollution Prevention Plan (SWPPP) to the Stormwater Management Officer who shall approve the SWPPP if it complies with the requirements of this Chapter.

Section 5.

Article II, title Stormwater Pollution Prevention Plans, of Chapter 134 of the Code of the Village of Solvay is hereby amended to read in its entirety, as follows:

Article II

Stormwater Pollution Prevention Plans

§134-7. Stormwater Pollution Prevention Plan Requirement

No application for approval of a land development activity shall be reviewed until the appropriate board has received a Stormwater Pollution Prevention Plan (SWPPP) prepared in accordance with the specifications in this Chapter.

§ 134-8. Contents of Stormwater Pollution Prevention Plans.

- A. All SWPPPs shall provide the following background information and erosion and sediment controls:
 - (1) Background information about the scope of the project, including location, type and size of project;
 - (2) Site map/construction drawing(s) for the project, including a general location map with a scale no smaller than 1"=100 ft.; contour intervals with a minimum of 10 feet. At a minimum, the site map should show the total site area; all improvements; areas of disturbance; areas that will not be disturbed; existing vegetation; on-site and adjacent off-site surface water(s); wetlands and drainage patterns that could be affected by the construction activity; existing and final slopes; locations of off-site material, waste, borrow or equipment storage areas; and location(s) of the stormwater discharges(s); locations or known presence of agricultural tile drains or other existing features that cause artificial drainage of the site and their impact on the hydrology;
 - (3) Description of the soil(s) present at the site;
 - (4) Construction phasing plan describing the intended sequence of construction activities, including clearing and grubbing, excavation and grading, utility and infrastructure installation and any other activity at the site that results in soil disturbance. Consistent with the New York Standards and Specifications for Erosion and Sediment Control (Erosion Control Manual), not more than five (5) acres shall be disturbed at any one time unless pursuant to an approved SWPPP;
 - (5) Description of the pollution prevention measures that will be used to control litter, construction chemicals and construction debris from becoming a pollutant source in stormwater runoff;
 - (6) Description and volume of construction and waste materials expected to be stored on-site with updates as appropriate, and a description of controls to reduce pollutants from these materials including storage practices to minimize exposure of the materials to stormwater, and spill prevention and response;
 - (7) Temporary and permanent structural and vegetative measures to be used for soil stabilization, runoff control and sediment control for each stage of the project from initial land clearing and grubbing to project close-out;
 - (8) A site map/construction drawing(s) specifying the location(s), size(s) and length(s) of each erosion and sediment control practice;
 - (9) Dimensions, material specifications and installation details for all erosion and sediment control practices, including the siting and sizing of any temporary sediment basins;
 - (10) Temporary practices that will be converted to permanent control measures;

- (11) Implementation schedule for staging temporary erosion and sediment control practices, including the timing of initial placement and duration that each practice should remain in place;
 - (12) Maintenance schedule to ensure continuous and effective operation of the erosion and sediment control practice;
 - (13) Name(s) of the receiving water(s);
 - (14) Delineation of SWPPP implementation responsibilities for each part of the site;
 - (15) Description of structural practices designed to divert flows from exposed soils, store flows, or otherwise limit runoff and the discharge of pollutants from exposed areas of the site to the degree attainable;
 - (16) Any existing data that describes the stormwater runoff at the site;
 - (17) A description and location of any stormwater discharges associated with industrial activity other than construction at the site, including but not limited to, stormwater discharges from asphalt plants and concrete plants located on the construction site;
 - (18) Identification of any elements of the design that are not in conformance with the requirements in the most current version of the technical standard, New York State Standards and Specifications for Erosion and Sediment Control. Include the reason for the deviation or alternative design and provide information which demonstrates that the deviation or alternative design is equivalent to the technical standards;
 - (19) Identification of any elements of the design that are not in conformance with The New York State Stormwater Management Design Manual (hereinafter the "Design Manual"). Include the reason for the deviation or alternative design and provide information which demonstrates that the deviation or alternative design is equivalent to the technical standards;
 - (20) A detailed summary (including calculations) of the sizing criteria that was used to design all post-construction stormwater management practices. At a minimum the summary shall address the required design criteria from the applicable chapter of the Design Manual, including the identification of an justification for any deviations from the Design Manual, and identification of any design criteria that are not required based on the design criteria or waiver criteria included in the Design Manual.
- B. Land development activities as defined in Section 1 of this Article and meeting Condition "A", "B" or "C" below shall also include water quantity and water quality controls (post-construction stormwater runoff controls) as set forth in Subsection C below as applicable:
- (1) **Condition A** - Stormwater runoff from land development activities discharging a pollutant of concern to either an impaired water identified on the Department's most recent 303(d) list of impaired waters or a Total Maximum Daily Load (TMDL) designated watershed for which pollutants in stormwater have been identified as a source of the impairment.
 - (2) **Condition B** - Stormwater runoff from land development activities disturbing five (5) or more acres.
 - (3) **Condition C** - Stormwater runoff from single family residential subdivisions with 25% or less impervious cover at total site build-out and not located in one of the Total Maximum Daily Load (TMDL) designated watersheds and not directly discharged to one of the Department's most recent 303(d) list of impaired waters.
- C. SWPPP Requirements for Condition A, B and C:
- (1) All information in Subsection A of this Section;
 - (2) Description of each post-construction stormwater management practice;
 - (3) Site map/construction drawing(s) showing the specific location(s) and size(s) of each post-construction stormwater management practice;
 - (4) Map showing watershed area used for hydrological and hydraulic analyses;
 - (5) All references for data;
 - (6) Hydrologic and hydraulic analysis for all structural components of the stormwater management system for the applicable design storms;

- (7) Comparison of post-development stormwater runoff conditions with pre-development conditions;
- (8) Dimensions, material specifications and installation details for each post-construction stormwater management practice;
- (9) Maintenance schedule to ensure continuous and effective operation of each post-construction stormwater management practice;
- (10) Maintenance easements to ensure access to all stormwater management practices at the site for the purpose of inspection and repair. Easements shall be recorded on the plan and shall remain in effect with transfer of title to the property;
- (11) Inspection and maintenance plan binding on all subsequent landowners served by the on-site stormwater management measures in accordance with Article 2, Section 12 of this Chapter. Said plan shall include inspection and maintenance schedules and actions to ensure continuous and effective operation of each post-construction stormwater management practice and said plan shall identify the entity that will be responsible for the long term operation and maintenance of each practice; and
- (12) For Condition A, the SWPPP shall be prepared by a landscape architect, certified professional or professional engineer and must be signed by the professional preparing the plan, who shall certify that the design of all stormwater management practices meet the requirements in this Chapter.

§134-9. Other Environmental Permits

The applicant shall assure that all other applicable environmental permits have been or will be acquired for the land development activity prior to approval of the final stormwater design plan.

§134-10. Contractor Certification

- A. Each contractor and subcontractor identified in the SWPPP who will be involved in soil disturbance and/or stormwater management practice installation shall sign and date a copy of the following certification statement before undertaking any land development activity : “I hereby certify that I understand and agree to comply with the terms and conditions of the SWPPP and agree to implement any corrective actions identified by the qualified inspector during a site inspection. I also understand that the owner or operator must comply with the terms and conditions of the most current version of the New York State Pollutant Discharge Elimination System (“SPDES”) general permit for stormwater discharges from construction activities, and that it is unlawful for any person to cause or contribute to a violation of water quality standards. Furthermore, I understand that certifying false, incorrect or inaccurate information is a violation of the referenced permit and the laws of the State to New York and could subject me to criminal, civil and/or administrative proceedings.”
- B. The certification must include the name and title of the person providing the signature, address and telephone number of the contracting firm; the address (or other identifying description) of the site; and the date the certification is made.
- C. The certification statement(s) shall become part of the SWPPP for the land development activity.
- D. A copy of the SWPPP shall be retained at the site of the land development activity during construction from the date of initiation of construction activities to the date of final stabilization.

§134-11. Performance and Design Criteria for Stormwater Management and Erosion and Sediment Control

All land development activities shall be subject to the following performance and design criteria:

- A. Technical Standards. For the purpose of this Chapter, the following documents shall serve as the official guides and specifications for stormwater management. Stormwater management practices that are designed and constructed in accordance with these technical documents shall be presumed to meet the standards imposed by this law:
 - (1) The New York State Stormwater Management Design Manual (New York State Department of Environmental Conservation, most current version or its successor, hereafter referred to as the Design Manual)

- (2) New York Standards and Specifications for Erosion and Sediment Control, (Empire State Chapter of the Soil and Water Conservation Society, 2004, most current version or its successor, hereafter referred to as the Erosion Control Manual).
- B. Equivalence to Technical Standards. Where stormwater management practices are not in accordance with technical standards, the applicant or developer must demonstrate equivalence to the technical standards set forth in paragraph A above and the SWPPP shall be prepared by a qualified professional that is knowledgeable in the principles and practices of stormwater management and treatment.
- C. Water Quality Standards. Any land development activity shall not cause an increase in turbidity that will result in substantial visible contrast to natural conditions in surface waters of the state of New York or cause a violation of New York State water quality standards.

§134-12. Maintenance, Inspection and Repair of Stormwater Facilities

- A. Maintenance and Inspection During Construction
- (1) The applicant or developer of the land development activity or their representative shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the applicant or developer to achieve compliance with the conditions of this Chapter. Sediment shall be removed from sediment traps or sediment ponds whenever their design capacity has been reduced by fifty (50) percent.
 - (2) Prior to the commencement of construction activity, the owner or operator must identify the contractor(s) and subcontractor(s) that will be responsible for installing, constructing, repairing, replacing, inspecting and maintaining the erosion and sediment control practices included in the SWPPP and the contractor(s) and subcontractor(s) what will be responsible for constructing the post-construction stormwater management practices included in the SWPPP. The owner or operator shall have each of the contractors and subcontractors identify at least one person from their company that will be responsible for implementation of the SWPPP. This person shall be known as the trained contractor. The owner or operator shall ensure that at least one trained contractor is on site in a daily basis when soil disturbance activities are being performed.
 - (3) For construction sites where soil disturbance activities are on-going, the qualified inspector shall conduct a site inspection at least once every seven (7) calendar days.
 - (4) For construction sites where soil disturbance activities are on-going and the owner or operator has received authorization to disturb greater than five (5) acres of soil at any one time, the qualified inspector shall conduct at least two (2) site inspections every seven (7) calendar days. The two (2) inspections shall be separated by a minimum of two (2) full calendar days
 - (5) For construction sites where soil disturbance activities have been temporarily suspended (e.g. winter shutdown) and temporary stabilization measures have been applied to all disturbed areas, the qualified inspector shall conduct a site inspection at least once every thirty (30) calendar days. The owner or operator shall notify the Stormwater Management Officer in writing prior to reducing the frequency of inspections.
 - (6) For construction sites where soil disturbance activities have been shut down with partial project completion, the qualified inspector can stop conducting inspections if all areas disturbed as of the project shutdown date have achieved final stabilization and all post-construction stormwater management practices required for the completed portion of the project have been constructed in conformance with the SWPPP and are operational. The owner or operator shall notify the Stormwater Management Officer in writing prior to the shutdown. If soil disturbance activities are not resumed within two (2) years from the date of shutdown, the owner or operator shall have the qualified inspector perform a final inspection and certify that all disturbed areas have

achieved final stabilization, and all temporary, structural erosion and sediment control measures have been removed, and that all post-construction stormwater management practices have been constructed in conformance with the SWPPP by signing the "Final Stabilization" and "Post-Construction Stormwater Management Practice" certification statements on the Notice of Termination.

- (7) The applicant or developer or their representative shall be on site at all times when construction or grading activity takes place and shall inspect and document the effectiveness of all erosion and sediment control practices.
- B. Maintenance Easement(s). Prior to the issuance of any approval that has a stormwater management facility as one of the requirements, the applicant or developer must execute a maintenance easement agreement that shall be binding on all subsequent landowners served by the stormwater management facility. The easement shall provide for access to the facility at reasonable times for periodic inspection by the Village of Solvay to ensure that the facility is maintained in proper working condition to meet design standards and any other provisions established by this Chapter. The easement shall be recorded by the grantor in the office of the County Clerk after approval by the counsel for the Village of Solvay.
- C. Maintenance after Construction. The owner or operator of permanent stormwater management practices installed in accordance with this law shall ensure they are operated and maintained to achieve the goals of this law. Proper operation and maintenance also includes as a minimum, the following:
- (1) A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of this law.
 - (2) Written procedures for operation and maintenance and training new maintenance personnel.
 - (3) Discharges from the SMPs shall not exceed design criteria or cause or contribute to water quality standard violations in accordance with Section 134-11(C).
- D. Maintenance Agreements
- (1) The Village of Solvay shall approve a formal maintenance agreement for stormwater management facilities binding on all subsequent landowners and recorded in the office of the County Clerk as a deed restriction on the property prior to final plan approval. The maintenance agreement shall be in a form acceptable to the Village.
 - (2) The Village of Solvay, in lieu of a maintenance agreement, at its sole discretion may accept dedication of any existing or future stormwater management facility and creation of a drainage district, provided such facility meets all the requirements of this Chapter and includes adequate and perpetual access and sufficient area, by easement or otherwise, for inspection and regular maintenance.

§134-13A. Amendments, Ownership Changes and Termination

- A. The owner or operator must keep the SWPPP current so that it at all times accurately documents the erosion and sediment control practices that are being used or will be used during construction and all post-construction stormwater management practices that will be constructed on the site. At a minimum, the owner or operator shall amend the SWPPP:
- (1) whenever the current provisions prove to be ineffective in minimizing pollutants in stormwater discharges from the site;
 - (2) Whenever there is a change in design, construction or operation at the construction site that has or could have an effect on the discharge of pollutants; and
 - (3) To address issues or deficiencies identifies during an inspection by the qualified inspector, the Department or other regulatory authority.
- B. The owner or operator shall notify the Stormwater Management Officer in writing of any planned amendment or modifications to the post-construction

stormwater management practice component of the SWPPP. Unless otherwise notified by the Stormwater Management Officer, the owner or operator shall have the SWPPP amendments or modifications reviewed and accepted by the Stormwater Management Officer prior to commencement of construction of the post-construction stormwater management practice.

- C. When property ownership changes or when there is a change in operational control over the construction plans and specifications, the original owner or operator must notify the new owner or operator, in writing, of the requirement to obtain permit coverage by submitting a NOT to the Department. Once the new owner or operator obtains permit coverage, the original owner or operator shall then submit a completed Notice of Termination (NOT) with the name and permit identification number of the new owner or operator to the Department. If the original owner or operator maintains ownership of a portion of the construction activity and will disturb soil, they must maintain their coverage under the permit.
- D. Prior to termination of any SPDES permit obtained in accordance with this Chapter, the owner or operator shall have the Stormwater Management Officer sign the "MS4 Acceptance" statement on the NOT. Prior to signing this statement, the Stormwater Management Officer shall determine that it is acceptable for the owner or operator to submit the NOT in accordance with the requirements of the applicable SPDES permit. The Stormwater Management Officer can make this determination by performing a final site inspection themselves or by accepting the qualified inspector's final site inspection certificate(s).

Section 6.

Chapter 134 of the Code of the Village of Solvay is hereby amended such that Schedule B is deleted in its entirety.

Section 7. Effective Date.

This Local Law shall be effective upon filing with the office of the Secretary of State. The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Jamie Colucci	Trustee	Voted	Yes
Ronald Benedetti	Trustee	Voted	Yes
Daniel Bellotti	Trustee	Voted	Excused
Thomas Tarolli	Trustee	Voted	Yes
John Fall, Sr.	Trustee	Voted	Yes
John McPeak	Trustee	Voted	Yes
Kathleen A. Marinelli	Mayor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: May 22, 2012

- 5. In accordance with Section 15-104(1)(c) of the New York State Election Law, the Solvay Village Board of Trustees determines, subject to Permissive Referendum, that Village elections held in and after March, 2013, for elective offices in the Village, shall be conducted by the Onondaga County Board of Elections, all in accordance with the full resolution which has been circulated to Village Board members.

Motion was made to table this resolution to the Special Board Meeting on May 29, 2012

MOTION: Jamie Colucci

SECOND: John McPeak

AYES: NAYES: MOTION CARRIED

- 6. Authorization from the Board of Trustees to approve a 3% salaries increase for non-union employees effective June 1, 2012.

MOTION: Ronald Benedetti

SECOND: Jamie Colucci

AYES: 6 NAYES: 0 MOTION CARRIED

7. Authorization from the Board of Trustees to approve a 3% pay increase for Michael Fecco with a salary of \$67,586.13 to \$69,613.71 and John Montone with a salary of \$83,467.92 to \$85,971.95 effective June 1, 2012.

MOTION: Ronald Benedetti
SECOND: Tom Tarolli
AYES: 6 NAYES: 0 MOTION CARRIED

8. Authorization from the Board of Trustees to approve that the hiring of (14) fourteen lifeguards for the Village of Solvay Pool at rates of \$8 to \$10.40 per hour. (Mike Warner, Chrissy Hanley, Tom Hanley, Bekah Elmer, Hannah Elmer, Tom Trendowski, Matt Trendowski, Allison McVey, Justin Trombetta, Kylie Avery, Tyler Avery, Ryan Avery, Megan Visconti, and Patrick Visconti)

MOTION: Jamie Colucci
SECOND: Tom Tarolli
AYES: 6 NAYES: 0 MOTION CARRIED

9. **BE IT RESOLVED**, that the Solvay Village Board be and hereby establishes the following as a standard workday for the purpose of determining days worked reportable to the New York State and Local Employees Retirement System:

Five (5) work week, eight (8) hour day

- Clerk I – Highway department
- Superintendent of Public Works
- Electric Dept Superintendent
- Assistant Electric Dept Superintendent
- Library Director I
- Village Clerk/Treasurer
- Code Enforcement Officer

Five (5) day work week, six (6) hour day

- Custodial Worker I

The Village Clerk reported that NYS requires this resolution be adopted.

MOTION: Ronald Benedetti
SECOND: Tom Tarolli
AYES: 5 NAYES: 1 MOTION CARRIED

10. Authorization from the Board of Trustees to pay Independent Title Company for work performed in connection with the Mathews Ave. project up to \$2500 for work done to date.

MOTION: Ronald Benedetti
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

11. Authorization from the Board of Trustees to approve the Budget Modifications: *tabled from April 24, 2012 Regular Board Meeting.* **Motion was made to rescind this motion.**

To: Mayor Marinelli & Trustees

April 24, 2012

From: Mike Fecco

**Village of Solvay General Fund
 Schedule of Proposed Budget Modifications
 For Approval at the April 2012 Regular Board Meeting**

Account	Title	(as modified) Current Budget	Proposed Budget Mod	newly modified Budget Amount
<u>Revenue</u>				
410900A	Interest & Penalties on Tax	22,702	1,528	24,230
411200A	County Sales Tax Distribution	602,731	27,000	629,731
411300A	Utility Gross Receipt Tax	28,000	1,132	29,132
424400A	Rental - Other	45,981	591	46,572
424500A	Commissions - CATV	108,000	(4,663)	103,337

426550A	Misc. Sales - Other	19,487	826	20,313
426600A	Sale of Real Property	25,100	189	25,289
426800A	Insurance Recoveries	13,047	680	13,727
428000A	Interfund Transfers		212,354	212,354
430890A	State Aid - Other		1,500	1,500
440890A	Federal Aid - Other	60,732	23,127	83,859
				0
	Total	925,780	264,264	1,190,044

Expenses

516401A	Central Garage - Wages	56,623	2,754	59,377
519304A	Judgements & Claims	4,506	4,192	8,698
536201A	Code Enforcer - Wages	90,000	(5,000)	85,000
536204A	Code Enforcer - Other	12,000	5,000	17,000
551421A	Snow Removal - Wages	101,523	(15,000)	86,523
571101A	Parks & Recs - Wages	47,605	2,000	49,605
571204A	Pool - Other	6,303	85	6,388
581201A	Sanitary Sewer - Wages	5,206	2,000	7,206
581204A	Sanitary Sewer - Other	67,000	27,000	94,000
581401A	Storm Sewer - Wages	28,436	3,000	31,436
581601A	Refuse Collection - Wages	232,061	6,000	238,061
597112A	Library Bond - Principal		56,450	56,450
597113A	Library Bond - Interest		3,233	3,233
597306A	BAN - Principle		172,550	172,550
	Total	651,263	264,264	915,527

MOTION: John McPeak
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

12. Authorization from the Board of Trustees to approve the Budget Modifications:

To: Mayor Marinelli & Trustees
 From: Mike Fecco
 May 22, 2012

**Village of Solvay General Fund
 Schedule of Proposed Budget Modifications
 For Approval at the May 2012 Regular Board Meeting**

<u>Account</u>	<u>Title</u>	(as modified) <u>Current Budget</u>	<u>Proposed Budget Mod</u>	<u>newly modified Budget Amount</u>
410900A	Interest & Penalties on Tax	22,702	1,528	24,230
411300A	Utility Gross Receipt Tax	28,000	1,365	29,365
412550A	Village Clerk Fees	1,000	48	1,048
415200A	Police Fees	8,000	(2,269)	5,731
415600A	Safety Inspection Fees	20,000	(298)	19,702
415610A	Safety Registration Fees	13,000	(2,675)	10,325
415890A	Other Public Safety Income	16,103	(14,358)	1,745
424010A	Interest Income on Deposits	1,600	73	1,673
424400A	Rental - Other	45,981	591	46,572
424500A	Commissions - CATV	108,000	(4,663)	
424600A	Internet Service Commission	15,000	2,093	17,093
426550A	Misc Sales - Other	19,487	2,667	22,154
426600A	Sale of Real Property	25,100	189	25,289
426800A	Insurance Recoveries	13,047	1,700	14,747
427700A	Other Authorized Revenues	3,302	113	3,415
428000A	Interfund Transfers		179,110	179,110
430890A	State Aid - Other		1,500	1,500
440890A	Federal Aid - Other	60,732	23,127	83,859
				0

	Total	401,054	189,841	487,558
Expenses				
511102A	Police Justice - Equipment	17,161	214	17,375
512104A	Mayor - Other	4,500	123	4,623
516204A	Building - Other	66,000	(25,000)	41,000
516401A	Central Garage - Wages	56,623	2,754	59,377
516404A	Central Garage - Other	78,000	(3,000)	75,000
519304A	Judgements & Claims	4,506	4,192	8,698
536201A	Code Enforcer - Wages	90,000	(7,000)	83,000
536204A	Code Enforcer - Other	12,000	3,000	15,000
551421A	Snow Removal - Wages	101,523	(15,000)	86,523
551424A	Snow Removal - Other	123,000	(53,000)	70,000
571101A	Parks & Recs - Wages	47,605	2,000	49,605
571102A	Parks & Recs - Equipment		18,602	18,602
571204A	Pool - Other	6,303	135	6,438
581201A	Sanitary Sewer - Wages	5,206	2,000	7,206
581204A	Sanitary Sewer - Other	67,000	27,000	94,000
581401A	Storm Sewer - Wages	28,436	3,000	31,436
581601A	Refuse Collection - Wages	232,061	6,000	238,061
581604A	Refuse Collection - Other	177,000	(15,000)	162,000
590508A	NYS Unemployment	17,158	(4,103)	13,055
597112A	Library Bond - Principal		56,450	56,450
597113A	Library Bond - Interest		3,233	3,233
597306A	BAN - Principle		172,550	172,550
599019A	Interfund Transfer		10,691	10,691
	Total	1,134,082	189,841	1,323,923

MOTION: John McPeak
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

13. Authorization from the Board of Trustees to pay Costello, Cooney & Fearon, PLLC \$12,663.99 for services rendered for the month of April, 2012.

MOTION: Jamie Colucci
SECOND: John McPeak
AYES: 6 NAYES: 0 MOTION CARRIED

14. Authorization from the Board of Trustees to approve the renewal for a fixed price Transmission Congestion Credit in the amount of 46 megawatts and notifies the NYISO that the load service entity has appointed the NY Power Authority and have the Mayor sign for the purpose of extending Transmission Congestion Credit for one more year.

MOTION: John Fall Sr
SECOND: Tom Tarolli
AYES: 6 NAYES: 0 MOTION CARRIED

15. Authorization from the Board of Trustees to approve

WHEREAS, the property described by the following tax map number(s) and located at the following address(s) is/are in the Village of Solvay, is/are owned by the following owner(s); and

WHEREAS, as the aforesaid property owner(s) allows the property to accumulate high weeds, brush, grass, trash, debris, or other matter, in a manner that is unhealthy, hazardous, or dangerous and in violation of Chapter 56; and

WHEREAS, the owner(s) was notified by certified mail and/or posted on site and a follow up revealed the violation still exists

NOW, be it resolved that the Village of Solvay Board shall authorize the property to be cut, trimmed, and removed by the Village Representatives, and all actual costs of work or services rendered at the direction of the Village Board, shall be assessed and collected in the same manner and time as the taxes levied on the premises.

<i>STREET ADDRESS</i>	<i>TAX MAP</i>	<i>NAME OF OWNER</i>
<i>407 Montrose Ave</i>	<i>015.-06-09.0</i>	<i>Anna Met</i>
<i>201 Center Street</i>	<i>004.-07-24.0</i>	<i>Lawrence Gettino</i>
<i>209 Bacon Street</i>	<i>009.-01-03.0</i>	<i>Thomas Cappetta</i>

<i>113 Charles Ave</i>	<i>010.-09-09.0</i>	<i>Patrick Leblanc</i>
<i>210 Lamont Ave</i>	<i>010.-05-10.0</i>	<i>Mercedes Jones</i>
<i>401 N Orchard Rd</i>	<i>012.-01-18.0</i>	<i>E Masella/Catherine Maalouf</i>
<i>120 Worth Ave</i>	<i>005.-07-11.0</i>	<i>Tina Baum</i>
<i>226 Charles Ave</i>	<i>011.-09-10.0</i>	<i>Frederick Wilson</i>

MOTION: **Jamie Colucci**
SECOND: **Tom Tarolli**
AYES: **6** **NAYES:** **0** **MOTION CARRIED**

**16. VILLAGE OF SOLVAY - RESOLUTION VILLAGE BOARD MEETING
 May 22, 2012**

The following resolution was offered by **Trustee Fall**, who moved its adoption, seconded by **Trustee Tarolli**, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. C of 2012, “A Local Law Amending Chapter 144 of the Code of the Village of Solvay, Section 144-22 Thereof, to Provide a New Definition for Cold War Veteran” was presented and introduced at a regular meeting of the Village Board of the Village of Solvay held on April 24, 2012; and

WHEREAS, a public hearing was held on such proposed local law on the 22nd day of May, 2012 by the Village Board of Trustees of the Village of Solvay and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Village Board of the Village of Solvay in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, at its April 24, 2012 meeting, this Board determined that the enactment of Proposed Local Law C of 2012 is a Type II action thus concluding the SEQR review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. C-2012.

NOW, THEREFORE, it is

RESOLVED, that the Village Board of the Village of Solvay, Onondaga County, New York, does hereby enact Proposed Local Law No. C of 2012 as Local Law No. 4 of 2012 as follows:

**VILLAGE OF SOLVAY
 LOCAL LAW 4-2012**

**A Local Law Amending Chapter 144 of the Code of the Village of Solvay,
 Section 144-22 Thereof, to Provide a New Definition for Cold War Veteran**

Be it enacted that Chapter 144 of the Code of the Village of Solvay, Section 144-22 thereof is amended so that the definition of “Cold War Veteran”, shall read in full, as follows:

“Cold War Veteran. A person, male or female, who served on active duty in the United States Armed Forces during the time period from September 2, 1945 to December 26, 1991, was discharged or released therefrom under honorable conditions.”

Effective Date.

This Local Law shall take effect upon its filing with the New York Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Jamie Colucci	Trustee	Voted	Yes
Ronald Benedetti	Trustee	Voted	Yes
Daniel Bellotti	Trustee	Voted	Excused
Thomas Tarolli	Trustee	Voted	Yes
John Fall, Sr.	Trustee	Voted	Yes
John McPeak	Trustee	Voted	Abstained
Kathleen A. Marinelli	Mayor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

DATED: May 22, 2012

17. RESOLUTION - Village of Solvay Board of Trustees - May 22, 2012 Solvay Bank Site Plan

The following resolution was offered by Trustee McPeak, who moved its adoption, seconded by Trustee Colucci, to wit:

WHEREAS, Solvay Bank has submitted an application for site plan approval dated April 12, 2012, and

WHEREAS, the Bank proposes to construct a 16,430 SF addition to its existing bank structure at 1537 Milton Ave., in the Village, and

WHEREAS, the addition includes a proposed second story on the eastern side of the existing structure and a proposed two story addition to the rear of the existing bank complex; and

WHEREAS, because this project was located within 500 feet of the Village/City of Syracuse border, this matter was referred to the Onondaga County Planning Board, pursuant to NY General Municipal Law, Section 239; and

WHEREAS, that board, by resolution dated May 9, 2012 held that there were “no significant adverse inter-community or county-wide implications” thus exhausting its jurisdictional involvement, however, offered three comments, as follow:

- Encouraged the applicant and Village to retain and enhance local character by using the same exterior materials (brick) on all building facades and the addition of low brick walls topped with decorative fencing, reducing onsite parking and minimizing the number of driveway curb cuts; and

- Reference to the County Settlement Plan regarding use of form-based codes and Traditional Neighborhood Development to enhance village character and encourage “walkable communities”; and

- Reduction of stormwater runoff by reducing impermeable surfaces and utilizing green infrastructures; and

WHEREAS, these comments were referred to the applicant for response and the Village was advised that these enhancements would render the project cost-prohibitive; and **WHEREAS**, along with this application for site plan approval, the applicant also submitted an application for subdivision approval, combining several separate parcels into one main bank parcel; and

WHEREAS, in accordance with the Village of Solvay Code, Sections 159-2 and 159-4, the subdivision application will be processed by the Village Code Enforcement Officer as a “simple subdivision”; and

WHEREAS, the subject property is located within the Milton Avenue District; and

WHEREAS, the project includes the addition of new parking spaces so that available parking exceeds that which is required pursuant to the Solvay Village Code; and

WHEREAS, the Village of Solvay Planning Board met to review and consider this application on April 30, 2012, making several recommendations that have been incorporated into the site plan, as revised; and

WHEREAS, the Village Engineer has reviewed the application and has addressed the issue raised by the County Planning Board with regard to drainage, issuing a report dated April 27, 2012 in which he advised that the area to be disturbed is approximately .475 acres of land, that therefore no SWPPP is required and that he has “no further concerns or comments that need to be resolved by the owner or his project team”.

NOW, THEREFORE be it

RESOLVED AND DETERMINED, that there are no other involved agencies with respect to this proposed project, the Village of Solvay Board of Trustees will act as lead agency, this is an unlisted action and hereby renders a **negative declaration** for purposes of SEQR; and it is further

RESOLVED AND DETERMINED, that this negative declaration is based upon the following findings:

Project involves joining twelve separate lots into one main bank lot, which hosts the main office of Solvay Bank.

- Village Engineer has reviewed the project and has no further concerns or comments, the minor issues he identified having been resolved by the applicant.

- The applicant will construct a 16,430 SF addition to its existing main bank location at 1537 Milton Avenue.

- See responses to Short EAF completed in connection to the review of this project.
- Property already owned by the applicant and used for banking purposes.
- Impacts are likely to be restricted to construction phase (noise, dust, traffic, etc.) which can be minimized by mitigative measures to control impacts.
- The proposed configuration of access aisles and parking spaces allows adequate circulation within the site.
- Although a new driveway access to be installed just south of the new two-story addition is approximately 50' north of an existing driveway and NYSDOT ordinarily would require a minimum separation of 75' between access points, this distance is acceptable due to the constrained site conditions.
- The current site drains to the Village's storm system on Milton Avenue. An increase in stormwater runoff can be expected due to the increase in impervious area (0.108 acres, or approximately 10% of the drainage area) and the installation of larger pipes in the east parking lot. The increase is minor, approximately 0.3 cubic feet per second (cfs) for major storm events (25 & 100 year storms).
- All erosion and sediment control materials and practices will be in general compliance with NYSDEC standards.
- The Village has encouraged the applicant to use green infrastructure practices (porous pavement, rain gardens, etc.) where applicable.
- All work in public areas will be restored to Village specifications.
- Using trip generation software, the Village Engineer determined that the project might generate an additional 50 trips during the am peak hour and 60 new trips during the pm peak hour. As this is an addition and not new construction, the actual number of trips is likely to be less. The existing street system has the reserve capacity to manage this additional traffic flow;

and it is further

RESOLVED AND DETERMINED, that the site plan for Solvay Bank be and the same is hereby **approved**, in accordance with the following plans:

<u>Document</u>	<u>Date</u>	<u>Prepared By</u>
Title Sheet (T1.1)	3/12/12	Schopfer Architects, LLP
Title Sheet (T1.2)	3/12/12	Schopfer Architects, LLP
Topographic Survey	rev 3/20/12	Ianuzi & Romans Surveying, PC
Site Demo Plan (L1.1)	3/12/12	Schopfer Architects, LLP
Site Plan (L1.2)	rev 5/9/12	Schopfer Architects, LLP
Site Details (L2.1)	3/12/12)	Schopfer Architects, LLP
Erosion, Sediment Control & Landscaping Plan (C201)	April, 2012	Schopfer Architects, LLP
Erosion, Sediment Control & Landscaping Plan (C202)	April, 2012	Schopfer Architects, LLP
Paving, Grading & Drainage Systems (C301)	April, 2012	Schopfer Architects, LLP
Paving, Grading & Drainage Systems (C302)	April, 2012	Schopfer Architects, LLP
Exterior Elevations (A2.1)	4/2/12	Schopfer Architects, LLP.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Name	Trustee	Voted	Yes
Jamie Colucci	Trustee	Voted	Yes
Ronald Benedetti	Trustee	Voted	Yes
Daniel Bellotti	Trustee	Voted	Excused
Thomas Tarolli	Trustee	Voted	Yes
John Fall, Sr.	Trustee	Voted	Yes
John McPeak	Trustee	Voted	Yes
Kathleen A. Marinelli	Mayor	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

DATED: May 22, 2012

18. Authorization from the Board to approve the submission of the Section 211 waiver for Conliff Richard Cox to New York State Civil Service Commission. The Village canvassed the complete and most current Civil Service list which contained ten (10) names.

MOTION: Ronald Benedetti
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

19. Authorization from the Board of Trustees to approve Lawrence Kinne, who previously worked for Commonwealth Electric Inspection Co. and now is operating his own business (CNY Electric Inspector Service LLC) in his own electrical business field, be added to the Village of Solvay's list of acceptable Electrical Inspectors providing the Village with a Certified of Liability insurance in accordance with Village requirements.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 NAYES: 0 MOTION CARRIED

20. Authorization from the Board of Trustees to authorize the Mayor to sign the MS4 Municipal Compliance Certification (MCC) Form accompanying the 2011-12 MS4 Annual Report to be submitted to the New York State Department of Environmental Conservation by June 1, 2012.

MOTION: Ronald Benedetti
SECOND: John Fall Sr.
AYES: 6 NAYES: 0 MOTION CARRIED

21. Authorization from the Board of Trustees to pay \$2500 for Cristofferson for a survey on Mathews Avenue project.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 NAYES: 0 MOTION CARRIED

22. Authorization from the Board of Trustees for John Montone to contact the other electrical services to get the same certificates. (Certified of Liability insurance in accordance with Village requirements)

MOTION: John McPeak
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

23. Authorization from the Board of Trustees to approve an unpaid leave of absence for Raymond M. Dafoe for a maximum period of twelve weeks due to medical issues effectively immediately.

MOTION: John McPeak
SECOND: Ronald Benedetti
AYES: 6 NAYES: 0 MOTION CARRIED

NEW BUSINESS

ADJOURNMENT:

The regular meeting of the Solvay Board of Trustees be adjourned at 9:00 p.m.

MOTION: Ronald Benedetti
SECOND: John Fall Sr
AYES: 6 NAYES: 0 MOTION CARRIED

Respectfully submitted,

Michael Fecco, Treasurer/Village Clerk