

MINUTES - TOWN OF ALLEGANY SPECIAL BOARD MEETING  
TUESDAY, SEPTEMBER 25, 2007 7:00 PM AT TOWN HALL

PRESENT WERE: Supervisor Eaton                      Councilman Higgins  
                    Councilman Potter                      Councilman Hitchcock  
                    Councilman Wolf                      Comptroller C. Hemphill  
                    Town Clerk M. Peck

Also present: M. Lombardo, J.Elling, and townspeople

Salute to the Flag opened the meeting at 7:00 pm

#1-MOTION TO SET PUBLIC HEARING ON CASTLE DRIVE R.O.W.

Motion by Eaton whereas, the Town of Allegany Town Board has received an application from COR Development Company to abandon a portion of the right of way of Castle Drive, and Whereas, the portion of the right of way requested to be abandoned is 0.0543 acres in size, is located entirely on land now owned by St. Bonaventure University, is intended to be part of the University Commons project and is shown on the site plan (dated August 22, 2007) presented in the SEIS as part of the application for the University Commons project, now therefore be it resolved that the Town Board of the Town of Allegany sets a public hearing on the proposed roadway abandonment on October 16, 2007 at 7:00 PM in the Allegany Town Hall. 2<sup>nd</sup> by Wolf. Higgins-aye, Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#2-MOTION TO ESTABLISH LEAD AGENCY IN SEQRA FOR WATER DISTRICT

Motion by Eaton Whereas, the Town of Allegany (the Town) is proposing the "Comprehensive Water District" in the Town of Allegany, Cattaraugus County, New York (the "Project"); and Whereas, pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act ("SEQRA"), and the implementing regulations at 6 NYCRR part 617 (the "Regulations"), the Town desires to comply with SEQRA and the Regulations with respect to the Project; and Whereas, the Town has directed that a map, plan, and report for this project be prepared in accordance with NYS State Law Art.12, Section 192, and that such map, plan, and report has been prepared, delivered to the Town Board, and filed with the Town Clerk; and Whereas, the Town has determined that the Project is an unlisted action under SEQRA, and has directed its engineer to prepare an Environmental Assessment Form (EAF) for this Project; and Whereas, there are no specific capital improvements contemplated under this Project, and hence, there are no other "involved agencies" or "interested agencies" (as these quoted terms are defined in the regulations) with whom to consult to effect this Project; Now, Therefore, be it resolved, that the Town hereby establishes the Town Board as lead agency under SEQRA and the Regulations for the Project. 2<sup>nd</sup> by Potter. Higgins-aye, Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

MINUTES - TOWN OF ALLEGANY SPECIAL BOARD MEETING  
TUESDAY, SEPTEMBER 25, 2007 7:00 PM AT TOWN HALL

#3-MOTION TO SET PUBLIC HEARING ON COMPREHENSIVE WATER DISTRICT

Motion by Eaton to set a Public Hearing on the proposed Comprehensive Town Wide Water District for October 23, 2007 at 7:00 PM at the Senior Center on Birch Run Road. 2<sup>nd</sup> by Potter. Higgins-aye, Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

\*\*\* Also, per Supervisor Eaton, the Assessor and Code Enforcement Office will not be changing offices as per noted in last meeting minutes. \*\*\*

#4-MOTION TO ADJOURN MEETING

Motion by Potter to adjourn meeting. 2<sup>nd</sup> by Higgins. Higgins-aye, Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 7:05 pm.

Respectfully submitted,

Mary M. Peck  
Town Clerk  
9/27/07