

A Special Session Meeting was called by the Town Board of the Town of Orchard Park, Erie County, New York, held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 26th day of February 2014 at 6:00 PM, (local time) and there were:

PRESENT:	Patrick J. Keem	Supervisor
	Michael Sherry	Councilmember
Absent	Eugene Majchrzak	Councilmember
	John Bailey	Town Attorney

1) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER SHERRY, TO WIT:

RESOLVED, that the Town Board does hereby call for a Special Session Meeting, Public Hearing held to discuss the following Resolution for a Conservation Easement renewal to be approved.

The resolution was unanimously adopted.

PUBLIC HEARING

At 6:00 PM (local time) Supervisor Keem called for the Public Hearing to hear all interested parties for or against the following requests for a Conservation Easement Renewal.

- Mr. & Mrs. Gayle Thelen, 6552 Bunting Road, for a 15 year Conservation Easement for 28.4 acres of vacant land.

Affidavits and Publication of the Legal Notice of the Public Hearing were presented, read aloud and filed with the Town Board by the Town Clerk.

Supervisor Keem asked if there was anyone in the audience who would like to speak for or against the Conservation Easements.

Frank and Rosetta Newton – Mr. Newton is a neighbor of the Thelen and he and his wife are in favor of the Conservation Easement to keep the rural touch in the area.

No one spoke against this

2) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER SHERRY, TO WIT:

RESOLVED, that the Public Hearing for the request of Conservation Easement renewal is hereby closed at 6:10 PM.

The resolution was unanimously adopted.

3) THE FOLLOWING RESOLUTION WAS OFFERED BY, COUNCILMEMBER SHERRY WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR KEEM, TO WIT:

WHEREAS, after a Public Hearing held by the Town of Orchard Park and based on the recommendation of the Conservation Board of the Town of Orchard Park concerning the extension of a Conservation Easement or certain real property located in the Town of Orchard Park, locally known as 6524 Bunting Road, presently owned by Gayle J. Thelen and Sarah L. Thelen, and further identified by SBL number 197.00-1-3.311/E,

BE IT HEREBY RESOLVED, that 28.4 acres of the said real property be set aside in a Conservation Easement as provided under Article X of the Code of the Town of Orchard Park entitled "Conservation Easement Agreement Exemption", and

BE IT FURTHER RESOLVED, that the term of said easement be fifteen (15) years from the date hereof with the corresponding appropriate tax exemption to be assigned, and

BE IT FURTHER RESOLVED, that the residence and associated outbuildings with surrounding land of approximately 1.3 acres be excluded from said conservation easement.

The resolution was unanimously adopted.

There being no further business at 6:10 pm on a motion duly made by Supervisor Keem, seconded by Councilmember Sherry, the Special Session Meeting was close.

The resolution was unanimously adopted.

Respectfully Submitted,

Handwritten signature of John Bailey in cursive script.

John Bailey
Town Attorney