

Canandaigua Town Board

Meeting Agenda for

July 22, 2024

Onnalinda Room - 6:00pm

ZOOM MEETING INFORMATION:

Please register in advance of this meeting using the following link:

https://us02web.zoom.us/join/92PBu15q7_hCirh9kEvA6VV

After registering, you will receive a confirmation email containing information about joining the meeting.

Please be aware all participants will be muted upon entry to the meeting and will only be able to speak after being acknowledged. Participants should use the "raise hand" feature or the chat box to request to speak. No screen sharing will be permitted. All meetings are recorded. Individuals will be removed from the meeting for inappropriate behavior.

- Call To Order and Pledge of Allegiance
 - Pledge led by Terry Fennelly
- Roll Call
 - Town Clerk Confirmation meeting was properly advertised
- Circulation of Written Communications and Correspondence – Most recent correspondence has been included in **Attachment 1**
- Privilege of the Floor
- Priority Business
 - Birthdays
- Presentations
 - Uptown Landing Presentation- Jeff Cook Properties

New Public Hearings:

- A PUBLIC HEARING ON THE PROPOSED CABLE TELEVISION FRANCHISE AGREEMENT OF SPECTRUM NORTHEAST LLC **(RESOLUTION NO. 2024-206)**
- A PUBLIC HEARING ON A LOCAL LAW TO AUTHORIZE BUDGET AMENDMENT AND INCREASE OF SALARY FOR HIGHWAY SUPERINTENDENT **(RESOLUTION NO. 2024-195)**
- A PUBLIC HEARING ON A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS. **(RESOLUTION NO. 2024-187)**
- Reports of Town Officials and Department Heads –(Attachment **#2**)
 - A. Highway / Water Superintendent
 - B. Assessor
 - C. Historian
 - D. Town Clerk
 - E. Planner
 - F. Human Resources & Parks Coordinator
 - G. Supervisor / Deputy Supervisor
 - 1. Monthly Financial Reports
 - a. Revenue & Expense Report and Cash Summary Report
 - b. Overtime Report – All Departments
 - c. Overtime Report – Highway & Water
- Reports of Town Board Standing Committees
 - A. Town Board Committees
 - a. Finance
 - b. Planning & Public Works
 - c. Ordinance
 - d. Economic Development

B. Reports of Citizen Boards, Committees and Commissions

- Privilege of the Floor
- Continuing Resolutions and Motions

RESOLUTION 2024-184: AUTHORIZING THE CREATION OF A DISTRICT MANAGEMENT ASSOCIATION FOR THE UPTOWN BUSINESS IMPROVEMENT DISTRICT

WHEREAS, on December 20, 2021 the Town Board adopted a local law to establish the Uptown Business Improvement District, subject to permissive referendum and otherwise in accordance with General Municipal Law Article 19-A; and

WHEREAS, on December 20, 2021 the Town Board adopted a District Plan for the Uptown Business Improvement District, also in accordance with General Municipal Law Article 19-A; and

WHEREAS, the Town Board exercises such local legislative powers for the Uptown Business Improvement District as are enumerated in General Municipal Law § 980-C, including (a) providing for the construction and installation of district improvements, (b) providing for the operation and maintenance of district improvements, (c) providing for additional maintenance or other additional services required for the enjoyment and protection of the public and the promotion and enhancement of the district whether or not in conjunction with improvements; and

WHEREAS, General Municipal Law § 980-M requires that a district management association be established for any business improvement district;

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes and directs the creation of a district management association pursuant to General Municipal Law § 980-M; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Town Attorney shall take such steps as may be required to create said district management association in accordance with law.

- Resolutions and Motions

FINANCE

- **RESOLUTION NO. 2024-185: AUTHORIZING BUDGET AMENDMENTS AND INCREASE OF SALARY FOR SENIOR CLERK OF HIGHWAY AND WATER DEPARTMENTS**
- **RESOLUTION NO. 2024-186: ACKNOWLEDGEMENT AND AUTHORIZATION OF BUDGET TRANSFERS BY TOWN SUPERVISOR**

PLANNING / PUBLIC WORKS

ORDINANCE

- **RESOLUTION NO. 2024-187: SEQOR DETERMINATION OF NON-SIGNIFICANCE AND ADOPTION OF A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS**
- **RESOLUTION NO. 2024-188: SETTING A PUBLIC HEARING ON A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR 2025 BUDGET**

ECONOMIC DEVELOPMENT / GENERAL

- **RESOLUTION NO. 2024-189: APPOINTMENT OF FULL TIME CLERK**
- **RESOLUTION NO. 2024-190: APPOINTMENT OF SEASONAL EMPLOYEES**
- **RESOLUTION NO. 2024-191: APPOINTING JOHN FALBO AS TOWN MANAGER**
- **RESOLUTION NO. 2024-192: ACCEPTING RESIGNATION OF TRANSFER STATION OPERATOR**

- **RESOLUTION NO. 2024-193: AMENDMENTS TO 2024 FEE SCHEDULE**
- **RESOLUTION NO. 2024-194: ADOPTING A LOCAL LAW TO INCREASE THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT**
- **RESOLUTION NO. 2024-195: AUTHORIZING BUDGET AMENDMENTS TO INCREASE THE SALARY FOR HIGHWAY SUPERINTENDENT AND INCREASING THE SALARY OF THE HIGHWAY SUPERINTENDENT**
- **RESOLUTION NO. 2024-196: ACCEPTANCE OF MAINTENANCE BOND FOR MAE'S LANDING**
- **RESOLUTION NO. 2024-197: ACCEPTANCE OF DEDICATION OF MAE'S LANDING ROAD AND RIGHT OF WAY, AND RELATED EASEMENTS AND DIRECTING TOWN CLERK TO RECORD DOCUMENTS AT ONTARIO COUNTY CLERK'S OFFICE**
- **RESOLUTION NO. 2024-198: MAINTENANCE SURETY CHECK ACCEPTANCE FOR PIERCE BROOK PHASE 2A**
- **RESOLUTION NO. 2024-199: SURETY LETTER OF CREDIT ACCEPTANCE FOR PIERCE BROOK SUBDIVISION SECTION 2A (TAX MAP #97.02-1-52.100 & 97.00-2-2.100)**
- **RESOLUTION NO. 2024-200: MRB PROPOSAL FOR MS 4 ASSISTANCE WITH NYSDEC MS4 GENERAL PERMIT REQUIREMENTS**
- **RESOLUTION NO. 2024-201: MRB PROPOSAL FOR outhouse ROAD WEST STORM WATER MIDIGATION**
- **RESOLUTION 2024-202: REQUESTING PLANNING BOARD ADVISORY REPORT REGARDING A REQUEST TO REZONE PARCELS IN THE UPTOWN CANANDAIGUA FORM BASED CODE DISTRICT TO INCENTIVE ZONING**
- **RESOLUTION NO. 2024-203: ACCEPTANCE OF SOIL EROSION CONTROL SURETY**
- **RESOLUTION NO. 2024-204: SUPPORT & AUTHORIZATION FOR THE TOWN OF CANANDAIGUA 2024 NEW YORK STATE CONSOLIDATED FUNDING APPLICATION**
- **RESOLUTION NO. 2024-205: DECLARING CANANDAIGUA CITY SCHOOL DISTRICT SIGN AS CIVIC SIGN FOR ZONING COMPLIANCE PURPOSES**
- **RESOLUTION NO. 2024-206: GRANTING A CABLE TELEVISION FRANCHISE AGREEMENT HELD BY SPECTRUM NORTHEAST LLC IN THE TOWN OF CANANDAIGUA**

RESOLUTION NO. 2024-185: AUTHORIZING BUDGET AMENDMENTS AND INCREASE OF SALARY FOR SENIOR CLERK OF HIGHWAY AND WATER DEPARTMENTS

WHEREAS This Resolution replaces Resolution 2024-160 that was approved at the June 24th, 2024, Town Board Meeting to amend the account codes that were stated in that resolution; and

WHEREAS The Senior Clerk of the Highway and Water Departments Courtney Aten has consistently demonstrated exceptional performance, reliability, and beneficial contributions to the Town of Canandaigua and

WHEREAS the senior clerks' duties have lengthened significantly this current year, showcasing their commitment to taking on additional tasks and delivering results beyond expectations and

WHEREAS it is important to the Town of Canandaigua to retain leading talent, foster employee satisfaction, and maintain a positive work culture by fulfilling and recognizing outstanding performance; and

WHEREAS the Canandaigua Town Board is recommending an increase to the hourly rate from \$ 22.66 per hour to 26.66 per hour and

WHEREAS the following budget amendments are required to be completed to fund the increase in salary for the additional compensation:

Increase:

AA100.5010.131	Highway. Senior Clerk	\$ 2,080.00
SW500.8310.122	Water Admin. Senior Clerk	\$ 2,080.00
Decrease:		
AA100.5010.130	Highway. Clerk	\$ 2,080.00
SW500.8310.121	Water Admin. Clerk	\$ 2,080.00

THEREFORE, IT BE RESOLVED that the Town Board hereby approve the following increase to each budget line to be effective June 24, 2024, and that the Town Clerk will provide a resolution to the Human Resource and Payroll Coordinator and Highway and Water Superintendent.

BE FINALLY RESOLVED that the Town Clerk is hereby directly to provide a copy of this resolution to the Town Supervisor, Town Highway and Water Superintendent, Director of Human Resources and Finance Clerk II.

RESOLUTION NO. 2024-186: ACKNOWLEDGEMENT AND AUTHORIZATION OF BUDGET TRANSFERS BY TOWN SUPERVISOR

WHEREAS, the Town of Canandaigua Town Board (hereinafter referred to as “Town Board”) has authorized the Town Supervisor and/or Clerk (Finance) to make interfund transfers in an amount less than \$5,000 by Resolution No. 2023-015; and

WHEREAS, the Town Supervisor and/or Clerk (Finance) have made budget transfers to compensate for expenses that exceeded the budgeted amount; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby acknowledges and authorizes these budget transfers; and

BE IT FINALLY RESOLVED, the Town Board directs the Town Clerk to provide a copy of this resolution to the Finance Clerk II. **(ATTACHMENT #4)**

RESOLUTION NO. 2024-187: SEQR DETERMINATION OF NON-SIGNIFICANCE AND ADOPTION OF A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS

WHEREAS, the Town Board of the Town of Canandaigua (herein after referred to as “Town Board”) is considering the adoption of a Local Law to execute a text code amendment to Town Code Chapters §1-17, §220-14(B)(8), §220-18(c)(7), and §220-58 that would clarify regulations surrounding the use of farm labor housing in the Town of Canandaigua; and

WHEREAS, the Town of Canandaigua Town Board Ordinance Committee and the Planning Board have all reviewed the draft law at their respective meetings; and

WHEREAS, the Ontario County Planning Board has reviewed and provided comment on the draft law; and

WHEREAS, the Town Board of the Town of Canandaigua held a public hearing(s) on the proposed local law on July 22, 2024; and

WHEREAS, the Town Board determines said proposed action is classified as a Type I Action under the SEQR Regulations per §617 of the NYS Department of Environmental Conservation Law; and

WHEREAS, the Town Board of the Town of Canandaigua has given consideration to the criteria for determining significance as set forth in § 617.7(c)(1) of the SEQR Regulations and the information contained in the Full Environmental Assessment Form Part 1; and

WHEREAS, the Town Board of the Town of Canandaigua has completed Part 2 and Part 3 of the Full Environmental Assessment Form; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby designates itself as lead agency for the described action; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua has reasonably concluded there would not be any substantial adverse impact on the following: land use planning or zoning regulations; intensity of use of the land; character or quality of the existing community; environmental characteristics; existing level of traffic or infrastructure, use of energy; public or private water supplies; public or private wastewater treatment utilities; character or quality of important historic, archaeological, architectural or aesthetic resources; natural resources; potential for erosion, flooding or drainage problems; or creation of a hazard to environmental resources or human health; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua determines upon the information and analysis documented, the proposed action will not result in any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua does hereby make a Determination of Non-Significance on the proposed action; and

BE IT FURTHER RESOLVED, the Town Supervisor is hereby directed to sign the Full Environmental Assessment Form Part 3 and file with the Town Clerk as evidence the Town Board has determined the proposed action will not result in any significant adverse environmental impact; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua, after due deliberation, finds it in the best interest of the Town of Canandaigua and the community to adopt said Local Law; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua hereby adopts Local Law No. _____ of the Year 2024; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua directs the Town Clerk to include SEQR, findings, and narrative of the Town Board of the Town of Canandaigua as it pertains to this Local Law for filing purposes; and

BE IT FINALLY RESOLVED, the Town Board of the Town of Canandaigua hereby directs the Town Clerk to enter Local Law No. _____ of the Year 2024 in the minutes of this meeting, and in the Local Law Book of the Town of Canandaigua, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

(ATTACHMENT #5)

RESOLUTION NO. 2024-188: SETTING A PUBLIC HEARING ON A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR 2025 BUDGET

WHEREAS, the Town Board of the Town of Canandaigua (herein after referred to as “Town Board”) is considering a Local Law that would override the tax levy limit established in General Municipal Law 3-c; and

WHEREAS, the Town Board would like to hear from residents about the proposed Local Law; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby establishes a public hearing for the proposed Local Law to be held on August 26, 2024 at 6:00 pm via Zoom and at the Canandaigua Town Hall located at 5440 Route 5 & 20 West, Canandaigua, NY 14424; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide notice of said public hearing.

RESOLUTION NO. 2024-189 : APPOINTMENT OF FULL TIME CLERK

WHEREAS, the Town of Canandaigua Town Board (herein after referred to as ‘Town Board’) understands a vacancy exists in the Highway and Water Department for Full Time Clerk; and

WHEREAS, the Highway and Water Superintendent has determined a need to fill the position in order to continue to provide necessary services to the Town; and

WHEREAS, the Full Time Clerk position is a competitive position and required the successful completion on an exam through Ontario County, and

WHEREAS, the Human Resources and Payroll Coordinator requested the Eligibles List from Ontario County which contained three individuals on the list; and

WHEREAS, the Highway and Water Superintendent and the HR and Payroll Coordinator are recommending the hiring of Shena Edington-Bright who ranked number one on the Eligibles List; and

WHEREAS; Ms. Edington-Bright will be paid at a rate of \$20.00/hour evenly paid from budget lines AA100.5010.130 and SW500.8310.121; and

NOW THEREFORE BE IT RESOLVED, that the Canandaigua Town Board hereby approves the hiring of Ms. Edington-Bright at an hourly rate of \$20.00/hour with a start date of July 11, 2024; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute all documents necessary; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide a copy of this resolution to the Human and Resources and Payroll Coordinator.

RESOLUTION NO. 2024-190: APPOINTMENT OF SEASONAL EMPLOYEES

WHEREAS, the Human Resources and Payroll Coordinator is recommending the appointment of the following individuals for summer staff at our Parks; and

WHEREAS, the proposed hourly rate for each positions is identified in the following table:

Grace Fletcher	Laborer, Seasonal	\$16.50/hour	AA100.7010.143
Holly Thiel	Recreation Attendant	\$15.00/hour	AA100.7110.142

WHEREAS, these positions are seasonal and are therefore per the employee handbook are not benefit eligible; and

WHEREAS, hiring is contingent upon the Ontario County Department of Human Resources certifying the above individuals meet the required training, certification or experience standards, and the completion of the new hire paperwork prior to the first day of work; and

WHEREAS, the funding for this expense is included in the 2024 Adopted Town Budget; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves of the hiring of the seasonal positions noted in the above table at the stated hourly rate and budget lines; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute all documents necessary; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide a copy of this resolution to the Human and Resource and Payroll Coordinator.

RESOLUTION NO. 2024-191: APPOINTING JOHN FALBO AS TOWN MANAGER

WHEREAS the position of Town Manager exists in the Town of Canandaigua to assist the Town Supervisor and The Town Board in the operations for the Town of Canandaigua; and

WHEREAS the Town Board has worked with an outside consultant, and conducted a thorough and competitive search process to identify and select a qualified candidate for the position of Town Manager; and

WHEREAS the Town Board has determined that John Falbo, who has recently served as Chief Deputy of the Ontario County Sheriff's Department, possesses the skills, experience, and qualifications necessary to perform the duties and responsibilities of the Town Manager; and

WHEREAS the Town Board and John Falbo have negotiated and agreed upon the terms and conditions of his employment as Manager, as set forth in his Employment Agreement; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby appoints John Falbo as Town Manager of the Town of Canandaigua, effective August 12, 2024; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes and directs the Town Supervisor to execute the Employment Agreement with John Falbo on behalf of the Town; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board authorizes and directs the Human Resources Director to execute all other necessary documents pertaining to his employment; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby expresses its appreciation and gratitude to John Falbo for his willingness to serve the Town of Canandaigua as Manager and welcomes him to the Town government.

NOW THEREFORE, BE IT RESOLVED that copy of this resolution be provided to the Human Resources Director, Town Supervisor, and Mr. John Falbo.

(ATTACHMENT #7)

RESOLUTION NO. 2024-192: ACCEPTING RESIGNATION OF TRANSFER STATION OPERATOR

WHEREAS, Spencer Havens has resigned from the position of Transfer Station Operator effective June 17, 2024; and

WHEREAS, during their tenure with the Town of Canandaigua they assisted many of our Town Residents at the Transfer Station; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby accepts Mr. Havens resignation as Transfer Station Operator; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute any and all personnel documents associated with the transition; and

BE IT FINALLY RESOLVED, the Town Board appreciates all of Mr. Havens hard work throughout their employment and thanks them for their service to the Town of Canandaigua and its residents and wishes them well with future endeavors.

RESOLUTION NO. 2024-193: AMENDMENTS TO 2024 FEE SCHEDULE

WHEREAS, there are multiple items in the Town of Canandaigua's 2024 Fee schedule that need to be edited across multiple departments; and

WHEREAS, the Town Parks Director along with support from the Parks and Recreation Committee and Inclusion in Motion are adding Motion Junction Pavilion to the fee schedule so the public has the option of renting out the picnic tables under the pavilion or the concession stand side; and

WHEREAS, the credit card processing fee is being increased to 3% for all park credit card transactions to cover the charges that the Town incurs from the credit card processing company; and

WHEREAS, the Town Clerk is recommending these amendments to the 2024 Adopted Fee Schedule; and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Canandaigua has reviewed these recommendations and hereby approves these amendments to the adopted 2024 Fee Schedule effective July 22, 2024.

(ATTACHMENT #8)

RESOLUTION NO. 2024-194: ADOPTING A LOCAL LAW TO INCREASE THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT

WHEREAS, The Town Highway and Water Superintendent James Fletcher has consistently demonstrated exceptional performance, dedication, and beneficial contributions to the Town of Canandaigua for more than fifteen years; and

WHEREAS, the Highway and Water Superintendent's responsibilities have expanded significantly showcasing his commitment to taking on additional tasks and delivering exceptional results resulting in significant financial savings in overall Town expenses; and

WHEREAS, currently the Highway and Water Superintendent receives a salary of \$60,000 as Highway Superintendent and a salary of \$75,000 for Water Superintendent per employment agreement dated August 21, 2023, for a combined compensation of \$135,000; and

WHEREAS, in April 2024 the Highway and Water Superintendent approached the Canandaigua Town Board requesting a salary increase to remain competitive and retain his services; and

WHEREAS, it is important to the Town of Canandaigua to retain leading talent with fair and competitive remuneration, foster employee satisfaction, and maintain a positive work culture by fulfilling and recognizing outstanding performance; and

WHEREAS, the Town Board held a public hearing on the proposed local law on July 22, 2024; and

WHEREAS, the Town Board has before it a local law pursuant to NYS Town Law 27(1) to increase the salary of elected Highway Superintendent James Fletcher for the remainder of the 2024 fiscal year by \$15,000.00 above the amount specified in the notice of hearing on the preliminary budget for 2024 from \$60,000.00 to \$75,000.00, bringing his combined compensation to \$150,000; and

WHEREAS, the Town Board is recommending a \$15,000 increase in budget line AA100.5010.110 Highway Superintendent Elected from \$60,000 to \$75,000; and

NOW THEREFORE BE IT RESOLVED, that the Town Board, after due deliberation, finds it in the best interest of the Town of Canandaigua and the community to adopt the Local Law; and

BE IT FURTHER RESOLVED, that the Town Board hereby adopts Local Law # ____ of the Year 2024; and

BE IT FURTHER RESOLVED, that pursuant to NYS Municipal Home Rule Law § 24(2)(h) this Local Law # ____ of 2024 is subject to a 45-day permissive referendum.

BE IT FURTHER RESOLVED, that a copy of this resolution be provided to the Human Resources Director, Highway and Water Superintendent, and Town Supervisor.

(ATTACHMENT #9)

RESOLUTION NO. 2024-195: AUTHORIZING BUDGET AMENDMENTS TO INCREASE THE SALARY FOR HIGHWAY SUPERINTENDENT AND INCREASING THE SALARY OF THE HIGHWAY SUPERINTENDENT

WHEREAS, the Town Board is recommending a \$15,000 salary increase for Town Highway Superintendent James Fletcher from \$60,000 to \$75,000; and

WHEREAS, the following budget amendment is required to be completed to fund the increase in salary:

Increase: AA100.5010.110 Highway Superintendent \$ 15,000.00
Decrease: AA100.0917.000 Unassigned fund balance \$ 15,000.00

BE IT FURTHER RESOLVED, that the Town Board hereby approves the following budget transfer to fund a contemplated increase to the Town Highway Superintendent salary in the event a local law to increase the salary of the elected Highway Superintendent is passed:

Increase: AA100.5010.110 Highway Superintendent \$ 15,000.00
Decrease: AA100.0917.000 Unassigned fund balance \$ 15,000.00

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a copy of this Resolution to the Human Resource and Payroll Coordinator, Finance Clerk II, and the Highway and Water Superintendent.

RESOLUTION NO. 2024-195: ACCEPTANCE OF MAINTENANCE BOND FOR MAE’S LANDING

WHEREAS, the Town Board is considering the acceptance of proposed dedication of the roadway known as Mae’s Landing (“Mae’s Landing”); and

WHEREAS, the proposed dedication requires that a two-year maintenance bond be provided by the developer and/or property owner’ and

WHEREAS, the Town Engineer has reviewed the proposed estimates and found them to be satisfactory to meet the needs of the Town of Canandaigua as they relate to acceptance of the proposed dedication; and

WHEREAS, the Town Board has received United Fire & Casualty Company Maintenance Bond # 54-257421 in the amount of \$30,817.50 (“Maintenance Bond”); and

NOW THEREFORE BE IT RESOLVED, that the Town Board accepts and approves the Maintenance Bond in the total amount of \$30,817.50. **(ATTACHMENT #10)**

RESOLUTION NO. 2024-197: ACCEPTANCE OF DEDICATION OF MAE’S LANDING ROAD AND RIGHT OF WAY, AND RELATED EASEMENTS AND DIRECTING TOWN CLERK TO RECORD DOCUMENTS AT ONTARIO COUNTY CLERK’S OFFICE

WHEREAS, the Town Board is considering the acceptance of dedication of the roadway known as Mae’s Landing (“Mae’s Landing”); and

WHEREAS, the owner of the property on which Mae’s Landing is located has made an offer of cession to the Town of Mae’s Landing; and

WHEREAS, the Highway Superintendent has inspected the roadway and no deficiencies were identified, and the Highway Superintendent has recommended that the Town Board accept the proposed dedication; and

WHEREAS, the Town Engineer has inspected the roadway and no deficiencies were identified and the Town Engineer has recommended that the Town Board accept the proposed dedication; and

WHEREAS, the Town Attorney has reviewed the documentation associated with the proposed dedication and has approved the same as to form; and

WHEREAS, the Town Highway and Water Superintendent has reviewed the proposed easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Engineer has approved the easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Attorney has approved the easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Board has accepted a two year maintenance bond related to the proposed dedication; and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby accepts the proposed dedication of Mae's Landing; and

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to arrange for the filing of all necessary paperwork related to the proposed dedication at the Ontario County Clerk's Office. (ATTACHMENT #11)

RESOLUTION NO. 2024-198: MAINTENANCE SURETY CHECK ACCEPTANCE FOR PIERCE BROOK PHASE 2A

WHEREAS, the Town of Canandaigua Town Board (herein after referred to as 'Town Board') has requested a two-year Maintenance Bond to be provided as part of the dedication process for Section 2A of the Pierce Brook Subdivision; and

WHEREAS, the Town Board has determined that a Maintenance Surety is to be provided and accepted by the Town Board; and

WHEREAS, the Town Engineer (MRB Group) has reviewed the project estimate and provided a letter of recommendation dated June 18, 2024, recommending a maintenance surety be provided in the amount of \$19,975.00; and

WHEREAS, a two-year Maintenance Surety check in the amount of \$19,975.00 has been provided to the Town (Check #45573 submitted by S&J Morrell Inc) for the purposes of stabilization and grading of the dedicated section of Parrish Street associated with PIERCE BROOK SECTION 2A; and

NOW THEREFORE BE IT RESOLVED, the Town Board does hereby approve and accept a two-year Maintenance Surety Check in the total amount of \$19,975.00. (ATTACHMENT #12)

RESOLUTION NO. 2024-199: SURETY LETTER OF CREDIT ACCEPTANCE FOR PIERCE BROOK SUBDIVISION SECTION 2A (TAX MAP #97.02-1-52.100 & 97.00-2-2.100)

WHEREAS, Town of Canandaigua Town Board has requested a Surety Letter of Credit Estimate for Earthwork, Erosion Control, Watermain System, Sanitary Sewer System, Storm Sewer System, Roadway System, Landscaping, and Miscellaneous construction costs for the Pierce Brook Subdivision Section 2A, and Roadway System for Section 2B (Tax Map # 97.02-1-52.100 & 97.00-2-2.100), owned by Morrell Builders; and

WHEREAS, the Town of Canandaigua Town Board has determined that a Surety Letter of Credit is to be provided and accepted by the Town Board; and

WHEREAS, the Town Engineer (MRB Group) has reviewed the proposed estimates and found them to be satisfactory to meet the conditions of approval and the work to be completed; and

WHEREAS, the applicant has provided a Surety Letter of Credit in the amount of \$2,236,055.18 for the purposes of Earthwork, Erosion Control, Watermain System, Sanitary Sewer System, Storm Sewer System, Roadway System, Landscaping, and Miscellaneous construction costs for the Pierce Brook Subdivision Section 2A, and Roadway System for Section 2B which has been reviewed and approved by Town Attorney Chris Nadler; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves and accepts the Surety for the total amount of \$2,236,055.18 in the form of a Letter of Credit. (ATTACHMENT #13)

RESOLUTION NO. 2024-200: MRB PROPOSAL FOR MS 4 ASSISTANCE WITH NYSDEC MS4 GENERAL PERMIT REQUIREMENTS

WHEREAS, The NYS DEC has been updating the general permit requirements for municipalities that are designated Municipal Separate Storm Sewer Systems (MS 4) for several years and

WHEREAS In January of 2024 the NYS DEC informed all the municipalities that there are new requirements that will be mandatory to be accomplished and

WHEREAS the town of Canandaigua does have a MS 4 program that will need to be revised to meet the new requirements that is being obligated to be completed by the NYS DEC and

WHEREAS MRB Group has provided the Town of Canandaigua with a proposal to provide the professional services to assist with the town on meeting the timeline of items to be completed per the NYS DEC calendar for 2024 and 2025 and

WHEREAS the Planning and Public works committee has reviewed the proposal from MRB Group and approves of the proposal and is asking the town board to approve the proposal to hire MRB Group to proceed with assisting the town with meeting the requirements set forth by the NYS DEC for the MS 4 requirements and

WHEREAS, the MRB proposal will be paid from line HH100.8597.400.00018 in the amount not to exceed \$39,500.00

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves the proposal to hire MRB Group to provide the assistance needed to meet the requirement of the NYS DEC for municipal separate storm sewer systems MS 4 and the town supervisor to sign the agreement with MRB Group. (ATTACHMENT #14)

RESOLUTION NO. 2024-201: MRB PROPOSAL FOR OUTHOUSE ROAD WEST STORM WATER MIDIGATION

WHEREAS, On July 9, 2023, the town of Canandaigua had experienced a flooding event that caused significant damage to the area of Outhouse Road and

WHEREAS Motion Junction Park, Outhouse Park and Happiness house properties all received extensive damage to the facilities from the July 9, 2023, storm event and

WHEREAS, for the past year the Town of Canandaigua, the Canandaigua Lake Watershed council and Happiness house have been working to secure funding from FEMA to help with the cost of constructing storm water facilities to prevent future flooding of the properties and

WHEREAS MRB Group has provided the Town of Canandaigua with a proposal to provide the engineering on what to construct upland of the facilities to prevent future flooding in the amount of \$ 14,350.00 and

WHEREAS the Planning and Public works committee has reviewed the proposal from MRB Group and approves of the proposal and is asking the town board to approve the proposal to hire MRB Group to proceed with providing a plan to construct a storm water facility

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves the proposal for storm water services of the Outhouse Park West and the town supervisor to sign the agreement with MRB Group.

(ATTACHMENT #15)

RESOLUTION NO. 2024-202: REQUESTING PLANNING BOARD ADVISORY REPORT REGARDING A REQUEST TO REZONE PARCELS IN THE UPTOWN CANANDAIGUA FORM BASED CODE DISTRICT TO INCENTIVE ZONING

WHEREAS The Town Board of the Town of Canandaigua adopted a Form Based Code in 2021 in the Uptown are of the Town to promote mixed use development, walkability, and design standards that are compatible with the existing character of the area; and

WHEREAS The Town Board has received a petition to rezone certain parcels from Form Based Code zoning district to Incentive Zoning district which allows for flexibility in development standards in exchange for public benefits; and

WHEREAS The Uptown Landing project, “Uptown Landing,” is a proposed mixed use development that includes residential, commercial, and office uses; and

WHEREAS The Town Board has the authority to grant or deny incentive zoning requests, subject to the review and recommendation of the Planning Board; and

WHEREAS The Town Board wishes to refer the rezoning request to the Planning Board in order for them to provide an advisory report to the Town Board, which would include a thorough review and analysis of the proposed project, the public benefits, the potential impacts, and the consistency with the Town's Comprehensive Plan, Incentive Zoning code, the Uptown Feasibility Study and Uptown Form Based Code; and

NOW THEREFORE BE IT RESOLVED That the Town Board hereby refers the Uptown Landing request to rezone certain parcels from Form Based Code to Incentive Zoning to the Planning Board for an advisory opinion; and

BE IT FURTHER RESOLVED That the Planning Board shall review the Uptown Landing request to rezone to incentive zoning, and shall provide a written report to the Town Board with its findings and recommendations within; and

BE IT FURTHER RESOLVED That the Town Board shall not take any action on the Uptown Landing request to rezone to incentive zoning until it receives the report from the Planning Board; and

BE IT FINALLY RESOLVED That the Town Clerk shall forward a copy of this resolution and the Uptown Landing request to rezone to incentive zoning to the Planning Board Chair, the Town Planner, the Town Supervisor, The Town Highway Superintendent, and the applicant.

(ATTACHMENT #16)

RESOLUTION NO. 2024-203: ACCEPTANCE OF SOIL EROSION CONTROL SURETY

WHEREAS, the Town of Canandaigua Planning Board has granted a Site Plan approval for the property located at 3530 Middle Cheshire Rd (Tax Map #97.04-1-70.100), owned by Ron Cecere; and

WHEREAS, the Town of Canandaigua Planning Board has determined that soil erosion and sediment control sureties are to be provided and accepted by the Town Board prior to the issuance of building permits; and

WHEREAS, the Town Supervisor has reviewed the proposed estimates and found them to be satisfactory to meet the conditions of approval and the work to be completed; and

WHEREAS, the applicant has provided a check in the amount of \$19,312.50 for the purposes of the soil erosion and sediment control surety: (3530 Middle Cheshire Rd- Check 1001); and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves and accepts a soil erosion and sediment control surety payment in the total amount of \$19,312.50. (ATTACHMENT #17)

RESOLUTION NO. 2024-204: SUPPORT & AUTHORIZATION FOR THE TOWN OF CANANDAIGUA 2024 NEW YORK STATE CONSOLIDATED FUNDING APPLICATION

WHEREAS, the Town of Canandaigua, Ontario County, supports the submission of the 2024 Consolidated Funding Application (CFA) on behalf of the Town, for funding to improve accessibility and upgrade the infrastructure of Onanda Park; and

WHEREAS, the Town's and Finger Lakes Region's planning documents recognize the importance of our recreational assets and lays out a vision for modern and accessible parks throughout the Town; and

WHEREAS, the Town is dedicated to offering all residents an opportunity to enjoy our beautiful parks while fostering a sense of pride and community; the Town's offerings are a cornerstone of what makes Canandaigua special and encourage residents to participate to fully take advantage of our beautiful area; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board on behalf of the Town of Canandaigua, New York authorizes the Town Supervisor to submit a NYSOPRHP Environmental Protection Fund grant application for accessibility and infrastructure improvements to Onanda Park and be considered the authorized representative for the project, able to execute all necessary documents relative to this project; and

BE IT FURTHER RESOLVED, the Town Board understands that by accepting such a grant, the Town would be obligated to provide matching local 50% funds that would be appropriated from the General Fund Budget; and

BE IT FURTHER RESOLVED; that the Town of Canandaigua recognizes and fully supports the submission of this 2024 Park Grant CFA submission for improvements to Onanda Park so that residents of Canandaigua can continue to enjoy what the park has to offer.

RESOLUTION NO. 2024-205: DECLARING CANANDAIGUA CITY SCHOOL DISTRICT SIGN AS CIVIC SIGN FOR ZONING COMPLIANCE PURPOSES

WHEREAS, The Town Board of the Town of Canandaigua is aware that the Development Office is in receipt of a permit application to erect a sign on a building belonging to the Canandaigua City School District located at 5262 Parkside Drive in the Town of Canandaigua; and

WHEREAS, said facility is located in the Uptown Canandaigua Form Based Code zoning district of the Town of Canandaigua; and

WHEREAS, per the Uptown Canandaigua Form Based Code Section IV.D.4.B Civic or Community Signs, civic signs are exempt from the Form Based Code zoning district regulations if the Town Board finds those signs to be necessary to a civic service or otherwise necessary to serve the public interest; and

THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby declares the proposed signage for the Canandaigua City School District facility located at 5262 Parkside Drive to be necessary to a civic service and necessary to serve the public interest; and

BE IT FURTHER RESOLVED, the Town Board directs the Town Clerk to provide a copy of this resolution to the Town Planner and Mr. Michael McClain with the Canandaigua City School District. (ATTACHMENT #18)

RESOLUTION 2024-206: GRANTING A CABLE TELEVISION FRANCHISE AGREEMENT HELD BY SPECTRUM NORTHEAST LLC IN THE TOWN OF CANANDAIGUA

WHEREAS, an application has been duly made to the Town Board of the **Town of Canandaigua, County of Ontario**, New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. (“Charter”), a limited liability company organized and existing under the laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the NYS Public Service Commission; and

WHEREAS, the franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings; and

WHEREAS, the Town Board set a public hearing on this matter, and notice of said public hearing was duly published according to law; and

WHEREAS, a public hearing was held at the Canandaigua Town Hall, located at 5440 Routes 5 & 20 W, in the Town of Canandaigua, County of Ontario, State of New York on July 22, 2024 at 6:00 P.M.; and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Canandaigua finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in the proposed Franchise Agreement; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED, that the Town Board of the **Town of Canandaigua** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Town of Canandaigua** for fifteen (15) years commencing with the date of approval by the NYS Public Service Commission and expiring fifteen (15) years thereafter; and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized and directed to execute the proposed Franchise Agreement on behalf of the **Town of Canandaigua, and to deliver same to the Town Clerk of the Town of Canandaigua.** (ATTACHMENT #19)

Approval of the following Town Board Meeting Minutes:

- 05/13/24 Town Board Meeting Minutes
- 05/14/24 Town Board Meeting Minutes
- 05/16/24 Town Board Staff Agenda Review
- 05/20/24 Town Board Meeting Minutes
- 06/10/24 Town Board Meeting Minutes
- 06/12/24 Town Board Meeting Minutes
- 06/20/24 Town Board Staff Agenda Review
- 06/24/24 Town Board Meeting Minutes
- Payment of the Bills
Abstract Claim Fund Totals presented by Town Clerk
Voucher Summary Report for Town Board Signatures
(By signing, Town Board members represent they have reviewed the purchases for compliance with the Town’s approved policies & approve of the prepared Voucher Summary Report and the attached invoices)

HSA Special Abstract dated 06/25/2024 totaling \$ 53,000.00

General Fund	\$ 23,750.00
Highway Fund	\$ 24,250.00
Water Districts	\$ 5,000.00

Special Abstract (Sureties/Fireworks) dated 06/27/2024 totaling \$ 95,891.37

General Fund	\$ 95,891.37
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Utility Abstract dated 07/10/2024 totaling \$ 47,159.48

General Fund	\$ 19,063.69
Highway Fund	\$ 23,754.47
Capital Projects	\$ 509.35
Lighting Districts	\$ 1,206.10
Water Districts	\$ 2,625.87

Town Board Abstract dated 07/22/2024 totaling \$ 799,198.98

General Fund	\$ 157,694.04
Highway Fund	\$ 455,422.99
Capital Projects	\$ 17,682.61
Fire Protection	\$
Water Districts	\$ 168,399.34

- Other Business
- Privilege of the Floor
- Adjournment

Canandaigua Town Board
Meeting Agenda for
July 22, 2024
Onnalinda Room - 6:00pm

ZOOM MEETING INFORMATION:

Please register in advance of this meeting using the following link:

https://us02web.zoom.us/join/92PBu15q7_hCirh9kEvA6VV

After registering, you will receive a confirmation email containing information about joining the meeting.

Please be aware all participants will be muted upon entry to the meeting and will only be able to speak after being acknowledged. Participants should use the "raise hand" feature or the chat box to request to speak. No screen sharing will be permitted. All meetings are recorded. Individuals will be removed from the meeting for inappropriate behavior.

- Call To Order and Pledge of Allegiance
 - Pledge led by Terry Fennelly
- Roll Call
 - Town Clerk Confirmation meeting was properly advertised
- Circulation of Written Communications and Correspondence – Most recent correspondence has been included in **Attachment 1**
- Privilege of the Floor
- Priority Business
 - Birthdays
- Presentations
 - Uptown Landing Presentation- Jeff Cook Properties

New Public Hearings:

- A PUBLIC HEARING ON THE PROPOSED CABLE TELEVISION FRANCHISE AGREEMENT OF SPECTRUM NORTHEAST LLC **(RESOLUTION NO. 2024-206)**
- A PUBLIC HEARING ON A LOCAL LAW TO AUTHORIZE BUDGET AMENDMENT AND INCREASE OF SALARY FOR HIGHWAY SUPERINTENDENT **(RESOLUTION NO. 2024-195)**
- A PUBLIC HEARING ON A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS. **(RESOLUTION NO. 2024-187)**
- Reports of Town Officials and Department Heads –(Attachment **#2**)
 - A. Highway / Water Superintendent
 - B. Assessor
 - C. Historian
 - D. Town Clerk
 - E. Planner
 - F. Human Resources & Parks Coordinator
 - G. Supervisor / Deputy Supervisor
 - 1. Monthly Financial Reports
 - a. Revenue & Expense Report and Cash Summary Report
 - b. Overtime Report – All Departments
 - c. Overtime Report – Highway & Water
- Reports of Town Board Standing Committees
 - A. Town Board Committees
 - a. Finance
 - b. Planning & Public Works
 - c. Ordinance
 - d. Economic Development

B. Reports of Citizen Boards, Committees and Commissions

- Privilege of the Floor
- Continuing Resolutions and Motions

RESOLUTION 2024-184: AUTHORIZING THE CREATION OF A DISTRICT MANAGEMENT ASSOCIATION FOR THE UPTOWN BUSINESS IMPROVEMENT DISTRICT

WHEREAS, on December 20, 2021 the Town Board adopted a local law to establish the Uptown Business Improvement District, subject to permissive referendum and otherwise in accordance with General Municipal Law Article 19-A; and

WHEREAS, on December 20, 2021 the Town Board adopted a District Plan for the Uptown Business Improvement District, also in accordance with General Municipal Law Article 19-A; and

WHEREAS, the Town Board exercises such local legislative powers for the Uptown Business Improvement District as are enumerated in General Municipal Law § 980-C, including (a) providing for the construction and installation of district improvements, (b) providing for the operation and maintenance of district improvements, (c) providing for additional maintenance or other additional services required for the enjoyment and protection of the public and the promotion and enhancement of the district whether or not in conjunction with improvements; and

WHEREAS, General Municipal Law § 980-M requires that a district management association be established for any business improvement district;

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes and directs the creation of a district management association pursuant to General Municipal Law § 980-M; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Town Attorney shall take such steps as may be required to create said district management association in accordance with law.

- Resolutions and Motions

FINANCE

- **RESOLUTION NO. 2024-185: AUTHORIZING BUDGET AMENDMENTS AND INCREASE OF SALARY FOR SENIOR CLERK OF HIGHWAY AND WATER DEPARTMENTS**
- **RESOLUTION NO. 2024-186: ACKNOWLEDGEMENT AND AUTHORIZATION OF BUDGET TRANSFERS BY TOWN SUPERVISOR**

PLANNING / PUBLIC WORKS

ORDINANCE

- **RESOLUTION NO. 2024-187: SEQR DETERMINATION OF NON-SIGNIFICANCE AND ADOPTION OF A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS**
- **RESOLUTION NO. 2024-188: SETTING A PUBLIC HEARING ON A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR 2025 BUDGET**

ECONOMIC DEVELOPMENT / GENERAL

- **RESOLUTION NO. 2024-189: APPOINTMENT OF FULL TIME CLERK**
- **RESOLUTION NO. 2024-190: APPOINTMENT OF SEASONAL EMPLOYEES**
- **RESOLUTION NO. 2024-191: APPOINTING JOHN FALBO AS TOWN MANAGER**
- **RESOLUTION NO. 2024-192: ACCEPTING RESIGNATION OF TRANSFER STATION OPERATOR**

- **RESOLUTION NO. 2024-193: AMENDMENTS TO 2024 FEE SCHEDULE**
- **RESOLUTION NO. 2024-194: ADOPTING A LOCAL LAW TO INCREASE THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT**
- **RESOLUTION NO. 2024-195: AUTHORIZING BUDGET AMENDMENTS TO INCREASE THE SALARY FOR HIGHWAY SUPERINTENDENT AND INCREASING THE SALARY OF THE HIGHWAY SUPERINTENDENT**
- **RESOLUTION NO. 2024-196: ACCEPTANCE OF MAINTENANCE BOND FOR MAE'S LANDING**
- **RESOLUTION NO. 2024-197: ACCEPTANCE OF DEDICATION OF MAE'S LANDING ROAD AND RIGHT OF WAY, AND RELATED EASEMENTS AND DIRECTING TOWN CLERK TO RECORD DOCUMENTS AT ONTARIO COUNTY CLERK'S OFFICE**
- **RESOLUTION NO. 2024-198: MAINTENANCE SURETY CHECK ACCEPTANCE FOR PIERCE BROOK PHASE 2A**
- **RESOLUTION NO. 2024-199: SURETY LETTER OF CREDIT ACCEPTANCE FOR PIERCE BROOK SUBDIVISION SECTION 2A (TAX MAP #97.02-1-52.100 & 97.00-2-2.100)**
- **RESOLUTION NO. 2024-200: MRB PROPOSAL FOR MS 4 ASSISTANCE WITH NYSDEC MS4 GENERAL PERMIT REQUIREMENTS**
- **RESOLUTION NO. 2024-201: MRB PROPOSAL FOR OUTHUSE ROAD WEST STORM WATER MIDIGATION**
- **RESOLUTION 2024-202: REQUESTING PLANNING BOARD ADVISORY REPORT REGARDING A REQUEST TO REZONE PARCELS IN THE UPTOWN CANANDAIGUA FORM BASED CODE DISTRICT TO INCENTIVE ZONING**
- **RESOLUTION NO. 2024-203: ACCEPTANCE OF SOIL EROSION CONTROL SURETY**
- **RESOLUTION NO. 2024-204: SUPPORT & AUTHORIZATION FOR THE TOWN OF CANANDAIGUA 2024 NEW YORK STATE CONSOLIDATED FUNDING APPLICATION**
- **RESOLUTION NO. 2024-205: DECLARING CANANDAIGUA CITY SCHOOL DISTRICT SIGN AS CIVIC SIGN FOR ZONING COMPLIANCE PURPOSES**
- **RESOLUTION NO. 2024-206: GRANTING A CABLE TELEVISION FRANCHISE AGREEMENT HELD BY SPECTRUM NORTHEAST LLC IN THE TOWN OF CANANDAIGUA**

RESOLUTION NO. 2024-185: AUTHORIZING BUDGET AMENDMENTS AND INCREASE OF SALARY FOR SENIOR CLERK OF HIGHWAY AND WATER DEPARTMENTS

WHEREAS This Resolution replaces Resolution 2024-160 that was approved at the June 24th, 2024, Town Board Meeting to amend the account codes that were stated in that resolution; and

WHEREAS The Senior Clerk of the Highway and Water Departments Courtney Aten has consistently demonstrated exceptional performance, reliability, and beneficial contributions to the Town of Canandaigua and

WHEREAS the senior clerks' duties have lengthened significantly this current year, showcasing their commitment to taking on additional tasks and delivering results beyond expectations and

WHEREAS it is important to the Town of Canandaigua to retain leading talent, foster employee satisfaction, and maintain a positive work culture by fulfilling and recognizing outstanding performance; and

WHEREAS the Canandaigua Town Board is recommending an increase to the hourly rate from \$ 22.66 per hour to 26.66 per hour and

WHEREAS the following budget amendments are required to be completed to fund the increase in salary for the additional compensation:

Increase:

AA100.5010.131	Highway. Senior Clerk	\$ 2,080.00
SW500.8310.122	Water Admin. Senior Clerk	\$ 2,080.00
Decrease:		
AA100.5010.130	Highway. Clerk	\$ 2,080.00
SW500.8310.121	Water Admin. Clerk	\$ 2,080.00

THEREFORE, IT BE RESOLVED that the Town Board hereby approve the following increase to each budget line to be effective June 24, 2024, and that the Town Clerk will provide a resolution to the Human Resource and Payroll Coordinator and Highway and Water Superintendent.

BE FINALLY RESOLVED that the Town Clerk is hereby directly to provide a copy of this resolution to the Town Supervisor, Town Highway and Water Superintendent, Director of Human Resources and Finance Clerk II.

RESOLUTION NO. 2024-186: ACKNOWLEDGEMENT AND AUTHORIZATION OF BUDGET TRANSFERS BY TOWN SUPERVISOR

WHEREAS, the Town of Canandaigua Town Board (hereinafter referred to as “Town Board”) has authorized the Town Supervisor and/or Clerk (Finance) to make interfund transfers in an amount less than \$5,000 by Resolution No. 2023-015; and

WHEREAS, the Town Supervisor and/or Clerk (Finance) have made budget transfers to compensate for expenses that exceeded the budgeted amount; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby acknowledges and authorizes these budget transfers; and

BE IT FINALLY RESOLVED, the Town Board directs the Town Clerk to provide a copy of this resolution to the Finance Clerk II. (ATTACHMENT #4)

RESOLUTION NO. 2024-187: SEQR DETERMINATION OF NON-SIGNIFICANCE AND ADOPTION OF A TEXT CODE AMENDMENT TO CERTAIN TOWN CODE CHAPTERS THAT WILL CLARIFY FARM LABOR HOUSING PROTECTIONS

WHEREAS, the Town Board of the Town of Canandaigua (herein after referred to as “Town Board”) is considering the adoption of a Local Law to execute a text code amendment to Town Code Chapters §1-17, §220-14(B)(8), §220-18(c)(7), and §220-58 that would clarify regulations surrounding the use of farm labor housing in the Town of Canandaigua; and

WHEREAS, the Town of Canandaigua Town Board Ordinance Committee and the Planning Board have all reviewed the draft law at their respective meetings; and

WHEREAS, the Ontario County Planning Board has reviewed and provided comment on the draft law; and

WHEREAS, the Town Board of the Town of Canandaigua held a public hearing(s) on the proposed local law on July 22, 2024; and

WHEREAS, the Town Board determines said proposed action is classified as a Type I Action under the SEQR Regulations per §617 of the NYS Department of Environmental Conservation Law; and

WHEREAS, the Town Board of the Town of Canandaigua has given consideration to the criteria for determining significance as set forth in § 617.7(c)(1) of the SEQR Regulations and the information contained in the Full Environmental Assessment Form Part 1; and

WHEREAS, the Town Board of the Town of Canandaigua has completed Part 2 and Part 3 of the Full Environmental Assessment Form; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby designates itself as lead agency for the described action; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua has reasonably concluded there would not be any substantial adverse impact on the following: land use planning or zoning regulations; intensity of use of the land; character or quality of the existing community; environmental characteristics; existing level of traffic or infrastructure, use of energy; public or private water supplies; public or private wastewater treatment utilities; character or quality of important historic, archaeological, architectural or aesthetic resources; natural resources; potential for erosion, flooding or drainage problems; or creation of a hazard to environmental resources or human health; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua determines upon the information and analysis documented, the proposed action will not result in any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua does hereby make a Determination of Non-Significance on the proposed action; and

BE IT FURTHER RESOLVED, the Town Supervisor is hereby directed to sign the Full Environmental Assessment Form Part 3 and file with the Town Clerk as evidence the Town Board has determined the proposed action will not result in any significant adverse environmental impact; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua, after due deliberation, finds it in the best interest of the Town of Canandaigua and the community to adopt said Local Law; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua hereby adopts Local Law No. _____ of the Year 2024; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua directs the Town Clerk to include SEQR, findings, and narrative of the Town Board of the Town of Canandaigua as it pertains to this Local Law for filing purposes; and

BE IT FINALLY RESOLVED, the Town Board of the Town of Canandaigua hereby directs the Town Clerk to enter Local Law No. _____ of the Year 2024 in the minutes of this meeting, and in the Local Law Book of the Town of Canandaigua, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

(ATTACHMENT #5)

RESOLUTION NO. 2024-188: SETTING A PUBLIC HEARING ON A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT FOR 2025 BUDGET

WHEREAS, the Town Board of the Town of Canandaigua (herein after referred to as “Town Board”) is considering a Local Law that would override the tax levy limit established in General Municipal Law 3-c; and

WHEREAS, the Town Board would like to hear from residents about the proposed Local Law; and

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby establishes a public hearing for the proposed Local Law to be held on August 26, 2024 at 6:00 pm via Zoom and at the Canandaigua Town Hall located at 5440 Route 5 & 20 West, Canandaigua, NY 14424; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide notice of said public hearing.

RESOLUTION NO. 2024-189 : APPOINTMENT OF FULL TIME CLERK

WHEREAS, the Town of Canandaigua Town Board (herein after referred to as ‘Town Board’) understands a vacancy exists in the Highway and Water Department for Full Time Clerk; and

WHEREAS, the Highway and Water Superintendent has determined a need to fill the position in order to continue to provide necessary services to the Town; and

WHEREAS, the Full Time Clerk position is a competitive position and required the successful completion on an exam through Ontario County, and

WHEREAS, the Human Resources and Payroll Coordinator requested the Eligibles List from Ontario County which contained three individuals on the list; and

WHEREAS, the Highway and Water Superintendent and the HR and Payroll Coordinator are recommending the hiring of Shena Edington-Bright who ranked number one on the Eligibles List; and

WHEREAS; Ms. Edington-Bright will be paid at a rate of \$20.00/hour evenly paid from budget lines AA100.5010.130 and SW500.8310.121; and

NOW THEREFORE BE IT RESOLVED, that the Canandaigua Town Board hereby approves the hiring of Ms. Edington-Bright at an hourly rate of \$20.00/hour with a start date of July 11, 2024; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute all documents necessary; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide a copy of this resolution to the Human and Resources and Payroll Coordinator.

RESOLUTION NO. 2024-190: APPOINTMENT OF SEASONAL EMPLOYEES

WHEREAS, the Human Resources and Payroll Coordinator is recommending the appointment of the following individuals for summer staff at our Parks; and

WHEREAS, the proposed hourly rate for each positions is identified in the following table:

Grace Fletcher	Laborer, Seasonal	\$16.50/hour	AA100.7010.143
Holly Thiel	Recreation Attendant	\$15.00/hour	AA100.7110.142

WHEREAS, these positions are seasonal and are therefore per the employee handbook are not benefit eligible; and

WHEREAS, hiring is contingent upon the Ontario County Department of Human Resources certifying the above individuals meet the required training, certification or experience standards, and the completion of the new hire paperwork prior to the first day of work; and

WHEREAS, the funding for this expense is included in the 2024 Adopted Town Budget; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves of the hiring of the seasonal positions noted in the above table at the stated hourly rate and budget lines; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute all documents necessary; and

BE IT FINALLY RESOLVED, the Town Clerk is directed to provide a copy of this resolution to the Human and Resource and Payroll Coordinator.

RESOLUTION NO. 2024-191: APPOINTING JOHN FALBO AS TOWN MANAGER

WHEREAS the position of Town Manager exists in the Town of Canandaigua to assist the Town Supervisor and The Town Board in the operations for the Town of Canandaigua; and

WHEREAS the Town Board has worked with an outside consultant, and conducted a thorough and competitive search process to identify and select a qualified candidate for the position of Town Manager; and

WHEREAS the Town Board has determined that John Falbo, who has recently served as Chief Deputy of the Ontario County Sheriff's Department, possesses the skills, experience, and qualifications necessary to perform the duties and responsibilities of the Town Manager; and

WHEREAS the Town Board and John Falbo have negotiated and agreed upon the terms and conditions of his employment as Manager, as set forth in his Employment Agreement; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby appoints John Falbo as Town Manager of the Town of Canandaigua, effective August 12, 2024; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes and directs the Town Supervisor to execute the Employment Agreement with John Falbo on behalf of the Town; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board authorizes and directs the Human Resources Director to execute all other necessary documents pertaining to his employment; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby expresses its appreciation and gratitude to John Falbo for his willingness to serve the Town of Canandaigua as Manager and welcomes him to the Town government.

NOW THEREFORE, BE IT RESOLVED that copy of this resolution be provided to the Human Resources Director, Town Supervisor, and Mr. John Falbo.

(ATTACHMENT #7)

RESOLUTION NO. 2024-192: ACCEPTING RESIGNATION OF TRANSFER STATION OPERATOR

WHEREAS, Spencer Havens has resigned from the position of Transfer Station Operator effective June 17, 2024; and

WHEREAS, during their tenure with the Town of Canandaigua they assisted many of our Town Residents at the Transfer Station; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby accepts Mr. Havens resignation as Transfer Station Operator; and

BE IT FURTHER RESOLVED, the Town Supervisor is authorized to execute any and all personnel documents associated with the transition; and

BE IT FINALLY RESOLVED, the Town Board appreciates all of Mr. Havens hard work throughout their employment and thanks them for their service to the Town of Canandaigua and its residents and wishes them well with future endeavors.

RESOLUTION NO. 2024-193: AMENDMENTS TO 2024 FEE SCHEDULE

WHEREAS, there are multiple items in the Town of Canandaigua's 2024 Fee schedule that need to be edited across multiple departments; and

WHEREAS, the Town Parks Director along with support from the Parks and Recreation Committee and Inclusion in Motion are adding Motion Junction Pavilion to the fee schedule so the public has the option of renting out the picnic tables under the pavilion or the concession stand side; and

WHEREAS, the credit card processing fee is being increased to 3% for all park credit card transactions to cover the charges that the Town incurs from the credit card processing company; and

WHEREAS, the Town Clerk is recommending these amendments to the 2024 Adopted Fee Schedule; and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Canandaigua has reviewed these recommendations and hereby approves these amendments to the adopted 2024 Fee Schedule effective July 22, 2024.

(ATTACHMENT #8)

RESOLUTION NO. 2024-194: ADOPTING A LOCAL LAW TO INCREASE THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT

WHEREAS, The Town Highway and Water Superintendent James Fletcher has consistently demonstrated exceptional performance, dedication, and beneficial contributions to the Town of Canandaigua for more than fifteen years; and

WHEREAS, the Highway and Water Superintendent's responsibilities have expanded significantly showcasing his commitment to taking on additional tasks and delivering exceptional results resulting in significant financial savings in overall Town expenses; and

WHEREAS, currently the Highway and Water Superintendent receives a salary of \$60,000 as Highway Superintendent and a salary of \$75,000 for Water Superintendent per employment agreement dated August 21, 2023, for a combined compensation of \$135,000; and

WHEREAS, in April 2024 the Highway and Water Superintendent approached the Canandaigua Town Board requesting a salary increase to remain competitive and retain his services; and

WHEREAS, it is important to the Town of Canandaigua to retain leading talent with fair and competitive remuneration, foster employee satisfaction, and maintain a positive work culture by fulfilling and recognizing outstanding performance; and

WHEREAS, the Town Board held a public hearing on the proposed local law on July 22, 2024; and

WHEREAS, the Town Board has before it a local law pursuant to NYS Town Law 27(1) to increase the salary of elected Highway Superintendent James Fletcher for the remainder of the 2024 fiscal year by \$15,000.00 above the amount specified in the notice of hearing on the preliminary budget for 2024 from \$60,000.00 to \$75,000.00, bringing his combined compensation to \$150,000; and

WHEREAS, the Town Board is recommending a \$15,000 increase in budget line AA100.5010.110 Highway Superintendent Elected from \$60,000 to \$75,000; and

NOW THEREFORE BE IT RESOLVED, that the Town Board, after due deliberation, finds it in the best interest of the Town of Canandaigua and the community to adopt the Local Law; and

BE IT FURTHER RESOLVED, that the Town Board hereby adopts Local Law # ____ of the Year 2024; and

BE IT FURTHER RESOLVED, that pursuant to NYS Municipal Home Rule Law § 24(2)(h) this Local Law # ____ of 2024 is subject to a 45-day permissive referendum.

BE IT FURTHER RESOLVED, that a copy of this resolution be provided to the Human Resources Director, Highway and Water Superintendent, and Town Supervisor.

(ATTACHMENT #9)

RESOLUTION NO. 2024-195: AUTHORIZING BUDGET AMENDMENTS TO INCREASE THE SALARY FOR HIGHWAY SUPERINTENDENT AND INCREASING THE SALARY OF THE HIGHWAY SUPERINTENDENT

WHEREAS, the Town Board is recommending a \$15,000 salary increase for Town Highway Superintendent James Fletcher from \$60,000 to \$75,000; and

WHEREAS, the following budget amendment is required to be completed to fund the increase in salary:

Increase: AA100.5010.110 Highway Superintendent \$ 15,000.00
Decrease: AA100.0917.000 Unassigned fund balance \$ 15,000.00

BE IT FURTHER RESOLVED, that the Town Board hereby approves the following budget transfer to fund a contemplated increase to the Town Highway Superintendent salary in the event a local law to increase the salary of the elected Highway Superintendent is passed:

Increase: AA100.5010.110 Highway Superintendent \$ 15,000.00
Decrease: AA100.0917.000 Unassigned fund balance \$ 15,000.00

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a copy of this Resolution to the Human Resource and Payroll Coordinator, Finance Clerk II, and the Highway and Water Superintendent.

RESOLUTION NO. 2024-195: ACCEPTANCE OF MAINTENANCE BOND FOR MAE’S LANDING

WHEREAS, the Town Board is considering the acceptance of proposed dedication of the roadway known as Mae’s Landing (“Mae’s Landing”); and

WHEREAS, the proposed dedication requires that a two-year maintenance bond be provided by the developer and/or property owner’ and

WHEREAS, the Town Engineer has reviewed the proposed estimates and found them to be satisfactory to meet the needs of the Town of Canandaigua as they relate to acceptance of the proposed dedication; and

WHEREAS, the Town Board has received United Fire & Casualty Company Maintenance Bond # 54-257421 in the amount of \$30,817.50 (“Maintenance Bond”); and

NOW THEREFORE BE IT RESOLVED, that the Town Board accepts and approves the Maintenance Bond in the total amount of \$30,817.50. **(ATTACHMENT #10)**

RESOLUTION NO. 2024-197: ACCEPTANCE OF DEDICATION OF MAE’S LANDING ROAD AND RIGHT OF WAY, AND RELATED EASEMENTS AND DIRECTING TOWN CLERK TO RECORD DOCUMENTS AT ONTARIO COUNTY CLERK’S OFFICE

WHEREAS, the Town Board is considering the acceptance of dedication of the roadway known as Mae’s Landing (“Mae’s Landing”); and

WHEREAS, the owner of the property on which Mae’s Landing is located has made an offer of cession to the Town of Mae’s Landing; and

WHEREAS, the Highway Superintendent has inspected the roadway and no deficiencies were identified, and the Highway Superintendent has recommended that the Town Board accept the proposed dedication; and

WHEREAS, the Town Engineer has inspected the roadway and no deficiencies were identified and the Town Engineer has recommended that the Town Board accept the proposed dedication; and

WHEREAS, the Town Attorney has reviewed the documentation associated with the proposed dedication and has approved the same as to form; and

WHEREAS, the Town Highway and Water Superintendent has reviewed the proposed easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Engineer has approved the easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Attorney has approved the easements and recommends their acceptance by the Town Board; and

WHEREAS, the Town Board has accepted a two year maintenance bond related to the proposed dedication; and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby accepts the proposed dedication of Mae's Landing; and

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to arrange for the filing of all necessary paperwork related to the proposed dedication at the Ontario County Clerk's Office. (ATTACHMENT #11)

RESOLUTION NO. 2024-198: MAINTENANCE SURETY CHECK ACCEPTANCE FOR PIERCE BROOK PHASE 2A

WHEREAS, the Town of Canandaigua Town Board (herein after referred to as 'Town Board') has requested a two-year Maintenance Bond to be provided as part of the dedication process for Section 2A of the Pierce Brook Subdivision; and

WHEREAS, the Town Board has determined that a Maintenance Surety is to be provided and accepted by the Town Board; and

WHEREAS, the Town Engineer (MRB Group) has reviewed the project estimate and provided a letter of recommendation dated June 18, 2024, recommending a maintenance surety be provided in the amount of \$19,975.00; and

WHEREAS, a two-year Maintenance Surety check in the amount of \$19,975.00 has been provided to the Town (Check #45573 submitted by S&J Morrell Inc) for the purposes of stabilization and grading of the dedicated section of Parrish Street associated with PIERCE BROOK SECTION 2A; and

NOW THEREFORE BE IT RESOLVED, the Town Board does hereby approve and accept a two-year Maintenance Surety Check in the total amount of \$19,975.00. (ATTACHMENT #12)

RESOLUTION NO. 2024-199: SURETY LETTER OF CREDIT ACCEPTANCE FOR PIERCE BROOK SUBDIVISION SECTION 2A (TAX MAP #97.02-1-52.100 & 97.00-2-2.100)

WHEREAS, Town of Canandaigua Town Board has requested a Surety Letter of Credit Estimate for Earthwork, Erosion Control, Watermain System, Sanitary Sewer System, Storm Sewer System, Roadway System, Landscaping, and Miscellaneous construction costs for the Pierce Brook Subdivision Section 2A, and Roadway System for Section 2B (Tax Map # 97.02-1-52.100 & 97.00-2-2.100), owned by Morrell Builders; and

WHEREAS, the Town of Canandaigua Town Board has determined that a Surety Letter of Credit is to be provided and accepted by the Town Board; and

WHEREAS, the Town Engineer (MRB Group) has reviewed the proposed estimates and found them to be satisfactory to meet the conditions of approval and the work to be completed; and

WHEREAS, the applicant has provided a Surety Letter of Credit in the amount of \$2,236,055.18 for the purposes of Earthwork, Erosion Control, Watermain System, Sanitary Sewer System, Storm Sewer System, Roadway System, Landscaping, and Miscellaneous construction costs for the Pierce Brook Subdivision Section 2A, and Roadway System for Section 2B which has been reviewed and approved by Town Attorney Chris Nadler; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves and accepts the Surety for the total amount of \$2,236,055.18 in the form of a Letter of Credit. (ATTACHMENT #13)

RESOLUTION NO. 2024-200: MRB PROPOSAL FOR MS 4 ASSISTANCE WITH NYSDEC MS4 GENERAL PERMIT REQUIREMENTS

WHEREAS, The NYS DEC has been updating the general permit requirements for municipalities that are designated Municipal Separate Storm Sewer Systems (MS 4) for several years and

WHEREAS In January of 2024 the NYS DEC informed all the municipalities that there are new requirements that will be mandatory to be accomplished and

WHEREAS the town of Canandaigua does have a MS 4 program that will need to be revised to meet the new requirements that is being obligated to be completed by the NYS DEC and

WHEREAS MRB Group has provided the Town of Canandaigua with a proposal to provide the professional services to assist with the town on meeting the timeline of items to be completed per the NYS DEC calendar for 2024 and 2025 and

WHEREAS the Planning and Public works committee has reviewed the proposal from MRB Group and approves of the proposal and is asking the town board to approve the proposal to hire MRB Group to proceed with assisting the town with meeting the requirements set forth by the NYS DEC for the MS 4 requirements and

WHEREAS, the MRB proposal will be paid from line HH100.8597.400.00018 in the amount not to exceed \$39,500.00

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves the proposal to hire MRB Group to provide the assistance needed to meet the requirement of the NYS DEC for municipal separate storm sewer systems MS 4 and the town supervisor to sign the agreement with MRB Group. (ATTACHMENT #14)

RESOLUTION NO. 2024-201: MRB PROPOSAL FOR OUTHOUSE ROAD WEST STORM WATER MIDIGATION

WHEREAS, On July 9, 2023, the town of Canandaigua had experienced a flooding event that caused significant damage to the area of Outhouse Road and

WHEREAS Motion Junction Park, Outhouse Park and Happiness house properties all received extensive damage to the facilities from the July 9, 2023, storm event and

WHEREAS, for the past year the Town of Canandaigua, the Canandaigua Lake Watershed council and Happiness house have been working to secure funding from FEMA to help with the cost of constructing storm water facilities to prevent future flooding of the properties and

WHEREAS MRB Group has provided the Town of Canandaigua with a proposal to provide the engineering on what to construct upland of the facilities to prevent future flooding in the amount of \$ 14,350.00 and

WHEREAS the Planning and Public works committee has reviewed the proposal from MRB Group and approves of the proposal and is asking the town board to approve the proposal to hire MRB Group to proceed with providing a plan to construct a storm water facility

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves the proposal for storm water services of the Outhouse Park West and the town supervisor to sign the agreement with MRB Group.

(ATTACHMENT #15)

RESOLUTION NO. 2024-202: REQUESTING PLANNING BOARD ADVISORY REPORT REGARDING A REQUEST TO REZONE PARCELS IN THE UPTOWN CANANDAIGUA FORM BASED CODE DISTRICT TO INCENTIVE ZONING

WHEREAS The Town Board of the Town of Canandaigua adopted a Form Based Code in 2021 in the Uptown are of the Town to promote mixed use development, walkability, and design standards that are compatible with the existing character of the area; and

WHEREAS The Town Board has received a petition to rezone certain parcels from Form Based Code zoning district to Incentive Zoning district which allows for flexibility in development standards in exchange for public benefits; and

WHEREAS The Uptown Landing project, “Uptown Landing,” is a proposed mixed use development that includes residential, commercial, and office uses; and

WHEREAS The Town Board has the authority to grant or deny incentive zoning requests, subject to the review and recommendation of the Planning Board; and

WHEREAS The Town Board wishes to refer the rezoning request to the Planning Board in order for them to provide an advisory report to the Town Board, which would include a thorough review and analysis of the proposed project, the public benefits, the potential impacts, and the consistency with the Town's Comprehensive Plan, Incentive Zoning code, the Uptown Feasibility Study and Uptown Form Based Code; and

NOW THEREFORE BE IT RESOLVED That the Town Board hereby refers the Uptown Landing request to rezone certain parcels from Form Based Code to Incentive Zoning to the Planning Board for an advisory opinion; and

BE IT FURTHER RESOLVED That the Planning Board shall review the Uptown Landing request to rezone to incentive zoning, and shall provide a written report to the Town Board with its findings and recommendations within; and

BE IT FURTHER RESOLVED That the Town Board shall not take any action on the Uptown Landing request to rezone to incentive zoning until it receives the report from the Planning Board; and

BE IT FINALLY RESOLVED That the Town Clerk shall forward a copy of this resolution and the Uptown Landing request to rezone to incentive zoning to the Planning Board Chair, the Town Planner, the Town Supervisor, The Town Highway Superintendent, and the applicant.

(ATTACHMENT #16)

RESOLUTION NO. 2024-203: ACCEPTANCE OF SOIL EROSION CONTROL SURETY

WHEREAS, the Town of Canandaigua Planning Board has granted a Site Plan approval for the property located at 3530 Middle Cheshire Rd (Tax Map #97.04-1-70.100), owned by Ron Cecere; and

WHEREAS, the Town of Canandaigua Planning Board has determined that soil erosion and sediment control sureties are to be provided and accepted by the Town Board prior to the issuance of building permits; and

WHEREAS, the Town Supervisor has reviewed the proposed estimates and found them to be satisfactory to meet the conditions of approval and the work to be completed; and

WHEREAS, the applicant has provided a check in the amount of \$19,312.50 for the purposes of the soil erosion and sediment control surety: (3530 Middle Cheshire Rd- Check 1001); and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby approves and accepts a soil erosion and sediment control surety payment in the total amount of \$19,312.50. (ATTACHMENT #17)

RESOLUTION NO. 2024-204: SUPPORT & AUTHORIZATION FOR THE TOWN OF CANANDAIGUA 2024 NEW YORK STATE CONSOLIDATED FUNDING APPLICATION

WHEREAS, the Town of Canandaigua, Ontario County, supports the submission of the 2024 Consolidated Funding Application (CFA) on behalf of the Town, for funding to improve accessibility and upgrade the infrastructure of Onanda Park; and

WHEREAS, the Town's and Finger Lakes Region's planning documents recognize the importance of our recreational assets and lays out a vision for modern and accessible parks throughout the Town; and

WHEREAS, the Town is dedicated to offering all residents an opportunity to enjoy our beautiful parks while fostering a sense of pride and community; the Town's offerings are a cornerstone of what makes Canandaigua special and encourage residents to participate to fully take advantage of our beautiful area; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board on behalf of the Town of Canandaigua, New York authorizes the Town Supervisor to submit a NYSOPRHP Environmental Protection Fund grant application for accessibility and infrastructure improvements to Onanda Park and be considered the authorized representative for the project, able to execute all necessary documents relative to this project; and

BE IT FURTHER RESOLVED, the Town Board understands that by accepting such a grant, the Town would be obligated to provide matching local 50% funds that would be appropriated from the General Fund Budget; and

BE IT FURTHER RESOLVED; that the Town of Canandaigua recognizes and fully supports the submission of this 2024 Park Grant CFA submission for improvements to Onanda Park so that residents of Canandaigua can continue to enjoy what the park has to offer.

RESOLUTION NO. 2024-205: DECLARING CANANDAIGUA CITY SCHOOL DISTRICT SIGN AS CIVIC SIGN FOR ZONING COMPLIANCE PURPOSES

WHEREAS, The Town Board of the Town of Canandaigua is aware that the Development Office is in receipt of a permit application to erect a sign on a building belonging to the Canandaigua City School District located at 5262 Parkside Drive in the Town of Canandaigua; and

WHEREAS, said facility is located in the Uptown Canandaigua Form Based Code zoning district of the Town of Canandaigua; and

WHEREAS, per the Uptown Canandaigua Form Based Code Section IV.D.4.B Civic or Community Signs, civic signs are exempt from the Form Based Code zoning district regulations if the Town Board finds those signs to be necessary to a civic service or otherwise necessary to serve the public interest; and

THEREFORE BE IT RESOLVED, the Town Board of the Town of Canandaigua hereby declares the proposed signage for the Canandaigua City School District facility located at 5262 Parkside Drive to be necessary to a civic service and necessary to serve the public interest; and

BE IT FURTHER RESOLVED, the Town Board directs the Town Clerk to provide a copy of this resolution to the Town Planner and Mr. Michael McClain with the Canandaigua City School District. (ATTACHMENT #18)

RESOLUTION 2024-206: GRANTING A CABLE TELEVISION FRANCHISE AGREEMENT HELD BY SPECTRUM NORTHEAST LLC IN THE TOWN OF CANANDAIGUA

WHEREAS, an application has been duly made to the Town Board of the **Town of Canandaigua, County of Ontario**, New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. ("Charter"), a limited liability company organized and existing under the laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the NYS Public Service Commission; and

WHEREAS, the franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings; and

WHEREAS, the Town Board set a public hearing on this matter, and notice of said public hearing was duly published according to law; and

WHEREAS, a public hearing was held at the Canandaigua Town Hall, located at 5440 Routes 5 & 20 W, in the Town of Canandaigua, County of Ontario, State of New York on July 22, 2024 at 6:00 P.M.; and

NOW THEREFORE BE IT RESOLVED, that the **Town Board** of the Town of Canandaigua finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in the proposed Franchise Agreement; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED, that the Town Board of the **Town of Canandaigua** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Town of Canandaigua** for fifteen (15) years commencing with the date of approval by the NYS Public Service Commission and expiring fifteen (15) years thereafter; and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized and directed to execute the proposed Franchise Agreement on behalf of the **Town of Canandaigua**, and to deliver same to the **Town Clerk of the Town of Canandaigua**.
(ATTACHMENT #19)

Approval of the following Town Board Meeting Minutes:

- 05/13/24 Town Board Meeting Minutes
 - 05/14/24 Town Board Meeting Minutes
 - 05/16/24 Town Board Staff Agenda Review
 - 05/20/24 Town Board Meeting Minutes
 - 06/10/24 Town Board Meeting Minutes
 - 06/12/24 Town Board Meeting Minutes
 - 06/20/24 Town Board Staff Agenda Review
 - 06/24/24 Town Board Meeting Minutes
- Payment of the Bills
Abstract Claim Fund Totals presented by Town Clerk
Voucher Summary Report for Town Board Signatures
(By signing, Town Board members represent they have reviewed the purchases for compliance with the Town's approved policies & approve of the prepared Voucher Summary Report and the attached invoices)

HSA Special Abstract dated 06/25/2024 totaling \$ 53,000.00

General Fund	\$ 23,750.00
Highway Fund	\$ 24,250.00
Water Districts	\$ 5,000.00

Special Abstract (Sureties/Fireworks) dated 06/27/2024 totaling \$ 95,891.37

General Fund	\$ 95,891.37
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Utility Abstract dated 07/10/2024 totaling \$ 47,159.48

General Fund	\$ 19,063.69
Highway Fund	\$ 23,754.47
Capital Projects	\$ 509.35
Lighting Districts	\$ 1,206.10
Water Districts	\$ 2,625.87

Town Board Abstract dated 07/22/2024 totaling \$ 799,198.98

General Fund	\$ 157,694.04
Highway Fund	\$ 455,422.99
Capital Projects	\$ 17,682.61
Fire Protection	\$
Water Districts	\$ 168,399.34

- Other Business
- Privilege of the Floor
- Adjournment

ATTACHMENT 1

COMMUNICATIONS



TRAFFIC REPORT



During the Month of June 2024, Deputies continued to work the Enhanced Law Enforcement traffic patrol in the Town of Canandaigua. During this time, Deputies worked a total of 30 hours conducting traffic operations. Combined, they initiated 37 traffic stops and issued 23 citations consisting of the following:

County Road 16 - 11 citations
- 10 speed in zone
- 1 disobey traffic device

Middle Cheshire Road – 3 citations
- 3 speed in zone

County Road 50 – 7 citation
- 4 speed in zone
- 1 illegal tint
- unlicensed operator
- AUO 2nd (MISD)

County Road 32 – 1 citation
- 1 uninspected vehicle

Hickox Road – 1 citation
- 1 no plate

In addition to the above enforcement efforts, the deputies reported the following activity:

Radar County Road 16 6/05 1000-1145

6/06 1030-1200

06/11 0900-1030

06/17 0900-1130

06/25 0730-1100

Radar Middle Cheshire Road 06/05 0730-1000

06/06 0830-1030 no violators

06/11 0745-0900 no violators

06/17 0730-0900 no violators

06/25 0730-1100

County Road 50 06/06 1215-1315

Respectfully,

Sergeant Dana Egburtson

State of New York Department of Health
Geneva District Office
624 Pre-Emption Road
Geneva, NY 14456-
(315) 789-3030
gedo@health.ny.gov

Bathing Beach Inspection Summary Report

Operation: WEST LAKE ROAD- BUTLER BEACH (ID: 325743)
Facility Name: WEST LAKE ROAD - BUTLER BEACH
Facility Code: 34-3879
Facility Address: 3660 West Lake Road, Canandaigua, NY 14424

To the Attention of:

Jared Simpson
TOWN OF CANANDAIGUA
5440 Routes 5 & 20 West
Canandaigua, NY 14424
Email: jsimpson@townofcanandaigua.org

Inspection

Date: July 3, 2024 03:00 PM
Inspector: Richard M. Gardner (richard.gardner@health.ny.gov)
Responsible Person: Emailed To Operator

Summary

Number of Public Health Hazards Found:	0
Number of Public Health Hazards NOT Corrected:	0
Number of Other Violations Found:	0

Each item found in violation is reported below along with the code requirement.

NO PUBLIC HEALTH HAZARDS REPORTED

NO NON-PUBLIC HEALTH HAZARDS REPORTED

Additional Information Collected During Inspection

Supervision Level at Time of Inspection: IIb
Temporary Residence/ Campground: No

Comments: No violations observed



Inspector: Richard M. Gardner (richard.gardner@health.ny.gov)

ATTACHMENT 2

REPORTS OF OFFICIALS & DEPARTMENT HEADS

Assessor Report July 2024

The Final Roll was filed with Ontario County Real Property July 1, 2024. The Final Roll is posted on the Town website on the home page and on the Assessor's page.

The Assessor's Office presented Exemption 101 to the Finance Committee on July 11, 2024. This presentation was to bring a greater understanding of exemptions and how they impact the Town of Canandaigua budget.

Michelle and Heather will both be attending the Cornell Seminar on Professional Advancement in Ithaca, July 14-19, 2024. The classes will be held at Hotel Ithaca and Cornell University. This Annual Conference is sponsored by the New York State Assessor's Association.

Respectfully submitted,

Michelle Rowlinson

Heather Robson

Town Clerk Report for the July 24, 2024, Town Board Meeting

1. **Monthly Financial Report:** Revenues collected in the Town Clerk's office for the month of June 2024 totaled \$39,316.25 (see attached).

2. **Resolutions:**
 - **Acceptance of Erosion Control Surety- 3530 Middle Cheshire Road**
 - **Acceptance of Maintenance Surety Check- Pierce Brook Phase 2A Grading**
 - **Acceptance of Erosion Control Surety LOC – Pierce Brook Phase 2A**
 - **Acceptance of Dedication & Easements- Mae's Landing**
 - **Acceptance of Maintenance Bond- Mae's Landing**
 - **Setting a Public Hearing to Override Tax Levy Limit for 2025 Budget**
 - **Adoption of 15 year Agreement with Charter Spectrum**
 - We had to redo this hearing and resolution because the notice did not include the required verbiage. (I was not sent the required verbiage until after the fact)

Please let me know if you have any questions.

Submitted by,

Crystelyn Laske
Town Clerk

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Marriage Lic.	Marriage License Fees	13	227.50
	One Day Officiant License	One Day Officiant License	1	25.00
		Sub-Total:		\$252.50
AA100.1255	Conservation	Conservation	4	4.70
	Misc. Fees	Marriage Cert	10	100.00
		Sub-Total:		\$104.70
AA100.1603	Misc. Fees	Death Cert	19	190.00
		Sub-Total:		\$190.00
AA100.2001	Blue Heron Pavilion	Blue Heron Pavilion	1	36.00
	Cabins / Halls / Pavillions	Onanda Halls/Lodging	14	3,375.00
	Cart Fee	CC Cart Fee	210	10.50
	Credit Card Processing Fee	Credit Card Processing Fee	235	362.41
	Facility Alcohol Permit	Facility Alcohol Permit	3	360.00
	General Lic.	Park Permit Res	35	1,904.00
		Park Permits Non	4	320.00
	Onanda Cabin NON Residential Daily	Onanda Cabin NON Residential Daily	11	2,598.00
	Onanda Cabin NON Residential Weekly	Onanda Cabin NON Residential Weekly	1	432.00
	Onanda Cabin Residential Daily	Onanda Cabin Residential Daily	5	646.80
	Onanda Park Pavilion	Onanda Park Pavilions	22	1,822.40
	Outhouse Park Hall Full Day	Outhouse Park Hall Full Day	8	1,278.00
	Outhouse Park Pavilion	Outhouse Park Pavilion	4	199.80
	Park Rentals	Onanda Cabin Residential Weekly	2	604.80
	Pavilion rental	Pierce Park Pavilions	3	75.60
	Refund Processing Fee	Park Rental Cancelation Processing Fee	1	50.00
	Reservation Fee (Firefly)	Reservation Fee (Firefly)	66	231.00
	Walk Ins	Onanda Receipts	911	6,432.00
	WL Schoolhouse Weekend	WL Schoolhouse Weekday	4	168.00
		WL Schoolhouse Weekend	4	288.00
		Sub-Total:		\$21,194.31
AA100.2110	Plan & Zone	Zoning Fee	8	1,375.00
	Short-Term Rental Registration	Short-Term Rental Registration	4	1,200.00
		Sub-Total:		\$2,575.00
AA100.2120	Plan & Zone	Soil Erosion	1	150.00
		Sub-Total:		\$150.00
AA100.2544	Dog Licensing	Female, Spayed	24	528.00
		Female, Unspayed	2	60.00
		Male, Neutered	32	704.00
		Male, Unneutered	4	120.00
	Late Fees	Late Fees	16	80.00
		Sub-Total:		\$1,492.00
AA100.2590	Building Fee	Building Fee	35	7,239.05
	Plan & Zone	Site Development	4	1,750.00

Account#	Account Description	Fee Description	Qty	Local Share
			Sub-Total:	\$8,989.05
AA100.2591	Misc. Fees	Transfer Coupons	1094	2,188.00
			Sub-Total:	\$2,188.00
SW500.2140	Rents Payments	Rents Payments	8	1,234.50
			Sub-Total:	\$1,234.50
SW500.2142	Water Sales	Water Sales	6	472.25
			Sub-Total:	\$472.25
SW500.2148	Penalty	Penalty	5	27.14
			Sub-Total:	\$27.14
			Total Local Shares Remitted:	\$38,869.45

Amount paid to: NYS Ag. & Markets for spay/neuter program 74.00
Amount paid to: NYS Environmental Conservation 80.30
Amount paid to: State Health Dept. For Marriage Licenses 292.50

Total State, County & Local Revenues: \$39,316.25

Total Non-Local Revenues: \$446.80

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Kristelyn Laska, Town Clerk, Town of Canadaigua during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date

Town Clerk

Date

NYS DOH Marriage	Ck # 1079	\$292.50
NYS Ag Markets (dog)	Ck # 1080	\$74.00
NYS DEC (decals)	EFT	\$80.30
Pytm To Town Park & Rec Fees		\$0.00
Original Pytm To Town		\$38,869.45
Firefly Reservation Fees		-\$269.50
Infintech (Credit Card Charges) May 2024		-\$514.52
Infintech (Cart Fee 5¢/Trans) May 2024		-\$21.85
Total W/drawals from TC Ckg Act		-\$805.87
Pytm to Town Receipts	Ck # 1081	\$38,063.58
Total of Checks Written/Transfer:		\$39,316.25

Automatically Withdrawn from TC Checking Account 6/28/2024
Automatically Withdrawn from TC Checking Account (6/05/2024)
Automatically Withdrawn from TC Checking Account (6/20/2024)

Code Enforcement July Report

June was a busy month for our office with 50 new permits issued and several large storms that hit our area. We have been fortunate to not see damage at the rate we did last year around this time of year, but we did see 4 structures with damage from various storms that passed through our region. All but one of those structures have been remedied and the last should be completed here in the next week. We have also seen an increase spike in complaints this past month mostly attributed to property maintenance, we are proud that of the 78 cases this year only 2 have had to escalate to a judicial level, this shows our department has a willingness to work with people as we solely utilize compliance methods instead of punitive measures. Our office has also sent out reminder letters to properties in the vicinity of town operated parks, this is a direct result of several complaints our office has received, these are reminders as to restricted conduct within town parks as well as who to contact with complaints with a QR code right to our complaints submission page.

Year to Date Totals (as of 07/11/2024):

310 Applications submitted with a total estimated cost of construction of \$23,742,694.39

290 Permits issued with a total of \$151,145.28 in fees associated. Total estimated cost of construction of \$29,757,779.73

16 New Dwellings

3 New Commercial

12 Commercial Renovations/Alterations

1,644 Construction Inspections were performed.

78 Code Enforcement Cases.

32 Site Plan Reviews Completed.

21 Active SWPPP's.

411 Storm Water Site Inspections.

17 Floodplain Development permits.

3 MS4 Illicit Discharge Investigations.

19 After Hours Call Outs.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Michael Murphy', with a large, sweeping flourish extending from the end of the signature.

Michael Murphy

Lead Code Enforcement Officer



Town of Canandaigua , NY

Budget Report-JM

Account Summary

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: AA100 - GENERAL FUND							
Revenue							
AA100.1001.00000	REAL PROPERTY TAXES	544,873.00	544,873.00	0.00	544,873.00	0.00	0.00 %
AA100.1030.00000	SPECIAL ASSESSMENT/PILOT	23,809.00	23,809.00	0.00	57,524.83	33,715.83	241.61 %
AA100.1090.00000	PENALTY ON TAXES	11,000.00	11,000.00	0.00	0.00	-11,000.00	100.00 %
AA100.1120.00000	NON PROPERTY SALES TAX	2,875,000.00	2,875,000.00	0.00	1,433,830.20	-1,441,169.80	50.13 %
AA100.1170.00000	CABLE TV FRANCHISE FEES	90,000.00	90,000.00	0.00	43,891.73	-46,108.27	51.23 %
AA100.1255.00000	TOWN CLERK FEES	3,000.00	3,000.00	262.09	1,067.03	-1,932.97	64.43 %
AA100.1603.00000	VITAL STATISTICS FEE	4,600.00	4,600.00	380.00	1,774.00	-2,826.00	61.43 %
AA100.2001.00000	PARK & RECREATION FEES	140,000.00	140,000.00	15,418.53	50,901.78	-89,098.22	63.64 %
AA100.2110.00000	ZONING FEES	50,000.00	50,000.00	6,199.00	67,399.00	17,399.00	134.80 %
AA100.2120.00000	SOIL EROSION CONTROL	4,500.00	4,500.00	800.00	4,600.00	100.00	102.22 %
AA100.2148.00000	RETURNED CHECK FEE	100.00	100.00	20.00	100.00	0.00	0.00 %
AA100.2192.00000	CEMETERY SERVICES	350.00	350.00	0.00	350.00	0.00	0.00 %
AA100.2302.00000	SERVICES/OTHER GOVERNMENTS	67,000.00	67,000.00	1,000.00	5,000.00	-62,000.00	92.54 %
AA100.2401.00000	INTEREST & EARNINGS	80,000.00	80,000.00	8,993.13	69,572.13	-10,427.87	13.03 %
AA100.2410.00000	RENTAL OF REAL PROPERTY	16,360.00	16,360.00	900.00	5,850.00	-10,510.00	64.24 %
AA100.2544.00000	DOG LICENSES	30,000.00	30,000.00	1,711.00	9,067.00	-20,933.00	69.78 %
AA100.2590.00000	SITE DEVELOPMENT FEES	75,000.00	75,000.00	5,727.60	76,568.78	1,568.78	102.09 %
AA100.2591.00000	TRANSFER STATION FEES	25,000.00	25,000.00	2,284.00	8,289.00	-16,711.00	66.84 %
AA100.2610.00000	FINES & FORFEITED BAIL	110,000.00	110,000.00	33,190.00	84,204.00	-25,796.00	23.45 %
AA100.2651.00000	RECYCLING REVENUE	15,000.00	15,000.00	2,021.25	7,942.05	-7,057.95	47.05 %
AA100.2701.00000	REFUND PRIOR YEARS EXP	0.00	0.00	5,422.56	10,625.75	10,625.75	0.00 %
AA100.2705.00000	GIFTS & DONATIONS	1,000.00	1,000.00	900.00	1,150.00	150.00	115.00 %
AA100.2770.00000	MISCELLANEOUS INCOME	0.00	0.00	0.00	313.36	313.36	0.00 %
AA100.3005.00000	ONTARIO CO MORTGAGE TAX	275,000.00	275,000.00	114,649.68	114,649.68	-160,350.32	58.31 %
AA100.3089.00000	ST AID.OTHER	0.00	0.00	0.00	8,308.59	8,308.59	0.00 %
AA100.5031.00000	INTERFUND TRANSFERS	15,000.00	15,000.00	0.00	0.00	-15,000.00	100.00 %
AA100.5031.0000H	INTERFUND TRANSFERS.CAPITAL P...	0.00	100,384.59	0.00	0.00	-100,384.59	100.00 %
AA100.5031.000CM	INTERFUND TRANSFERS.PARK FUND	150,000.00	150,000.00	0.00	0.00	-150,000.00	100.00 %
AA100.9000.00000	APPROPRIATED FUND BALANCE FOR..	536,611.00	1,950,811.00	2,500,000.00	3,064,200.00	1,113,389.00	157.07 %
Revenue Total:		5,143,203.00	6,657,787.59	2,699,878.84	5,672,051.91	-985,735.68	14.81%
Expense							
AA100.1010.110.00000	TOWN BOARD.ELECTED	22,792.00	22,792.00	1,753.20	11,395.80	11,396.20	50.00 %
AA100.1010.400.00000	TOWN BOARD.CONTRACTUAL	2,750.00	3,750.00	382.33	2,835.82	914.18	24.38 %
AA100.1110.110.00000	JUSTICES.ELECTED	57,218.00	57,218.00	4,401.40	28,609.10	28,608.90	50.00 %
AA100.1110.120.00000	JUSTICES.COURT CLERK, FT	62,826.00	62,826.00	4,859.83	31,440.01	31,385.99	49.96 %
AA100.1110.130.00000	JUSTICES.COURT CLERK, PT	1,000.00	1,000.00	0.00	59.73	940.27	94.03 %
AA100.1110.140.00000	JUSTICES.COURT CLERK, PT	33,488.00	33,488.00	1,955.00	13,702.25	19,785.75	59.08 %
AA100.1110.200.00000	JUSTICES.CAPITAL.EQUIPMENT	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00 %
AA100.1110.400.00000	JUSTICES.CONTRACTUAL	9,050.00	9,050.00	169.45	998.31	8,051.69	88.97 %
AA100.1110.401.00000	JUSTICES..CONTR.COURTSECURITY	13,500.00	13,500.00	0.00	6,072.48	7,427.52	55.02 %
AA100.1220.110.00000	SUPERVISOR.ELECTED	68,873.00	68,873.00	5,297.92	34,436.48	34,436.52	50.00 %
AA100.1220.120.00000	SUPERVISOR.DEPUTY SUPERVISOR	2,060.00	2,060.00	158.46	1,027.68	1,032.32	50.11 %
AA100.1220.142.00000	SUPERVISOR.CONFIDENTIAL SECRE...	1.00	28,001.00	687.50	4,378.00	23,623.00	84.36 %
AA100.1220.400.00000	SUPERVISOR.CONTRACTUAL	5,250.00	5,250.00	65.00	4,204.79	1,045.21	19.91 %
AA100.1230.100.00000	TOWN MANAGER.PERSONAL SERVI...	140,690.00	94,690.00	0.00	24,347.55	70,342.45	74.29 %
AA100.1230.144.00000	TOWN MGR. CLERK FINANCE P/T	20,000.00	20,000.00	0.00	1,586.68	18,413.32	92.07 %
AA100.1230.145.00000	TOWN MGR.FINANCE CLERK F/T	62,500.00	62,500.00	4,807.70	31,250.05	31,249.95	50.00 %
AA100.1230.200.00000	TOWN MANAGER.CAPITAL.EQUIPM...	3,750.00	3,750.00	0.00	0.00	3,750.00	100.00 %
AA100.1230.400.00000	TOWN MANAGER.CONTRACTUAL	9,060.00	23,060.00	64.60	9,226.44	13,833.56	59.99 %
AA100.1320.400.00000	AUDITOR.CONTRACTUAL	20,376.00	20,376.00	9,288.50	9,288.50	11,087.50	54.41 %

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
AA100.1340.400.00000	BUDGET.CONTRACTUAL	3,000.00	3,000.00	0.00	0.00	3,000.00	100.00 %
AA100.1345.400.00000	PURCHASING.CONTRACTUAL	1,750.00	1,750.00	53.59	1,136.31	613.69	35.07 %
AA100.1355.120.00000	ASSESSOR.PERSONAL SERVICES	78,796.00	78,796.00	6,061.24	39,398.06	39,397.94	50.00 %
AA100.1355.132.00000	ASSESSOR.REAL PROPERTY AIDE FT	47,133.00	47,133.00	3,625.60	22,487.22	24,645.78	52.29 %
AA100.1355.150.00000	ASSESSOR.BAR REVIEW SALARY	2,035.00	2,035.00	508.75	1,017.50	1,017.50	50.00 %
AA100.1355.200.00000	ASSESSOR.CAPITAL.EQUIPMENT	500.00	500.00	0.00	0.00	500.00	100.00 %
AA100.1355.400.00000	ASSESSOR.CONTRACTUAL	38,040.00	37,440.00	470.61	10,225.28	27,214.72	72.69 %
AA100.1355.420.00000	ASSESSOR.BAR REVIEW CONTRACT...	750.00	750.00	126.00	126.00	624.00	83.20 %
AA100.1380.400.00000	FISCAL.AGENT.FEES	0.00	14,900.00	12,611.50	14,900.00	0.00	0.00 %
AA100.1410.110.00000	TOWN CLERK.ELECTED	74,638.00	74,638.00	5,741.38	37,318.97	37,319.03	50.00 %
AA100.1410.131.00000	TOWN CLERK.FIRSTDEPUTY	53,560.00	53,560.00	4,139.31	26,065.45	27,494.55	51.33 %
AA100.1410.141.00000	TOWN CLERK.DEPUTY #2	47,133.00	47,133.00	3,744.57	22,937.61	24,195.39	51.33 %
AA100.1410.142.00000	TOWN CLERK.DEPUTY#3	47,133.00	47,133.00	3,605.25	7,722.00	39,411.00	83.62 %
AA100.1410.200.00000	TOWN CLERK.CAPITAL.EQUIPMENT	850.00	850.00	0.00	289.95	560.05	65.89 %
AA100.1410.400.00000	TOWN CLERK.CONTRACTUAL	25,725.00	25,725.00	734.52	5,755.72	19,969.28	77.63 %
AA100.1420.400.00000	ATTORNEY.CONTRACTUAL	9,500.00	25,800.00	5,712.00	17,388.75	8,411.25	32.60 %
AA100.1430.132.00000	PERSONNEL.HR AND PAYROLL COO...	93,500.00	93,500.00	7,192.30	46,749.95	46,750.05	50.00 %
AA100.1430.200.00000	PERSONNEL.CAPITAL.EQUIPMENT	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00 %
AA100.1430.410.00000	PERSONNEL.CONTRACTUAL	7,120.00	7,120.00	242.30	669.69	6,450.31	90.59 %
AA100.1430.420.00000	PERSONNEL.EAP HUMAN RESOURCE	1,550.00	1,550.00	0.00	0.00	1,550.00	100.00 %
AA100.1440.400.00000	ENGINEERING.CONTRACTUAL	20,003.00	73,363.00	550.00	17,567.24	55,795.76	76.05 %
AA100.1440.406.00000	ENGINEERING. SEWERS	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.1450.400.00000	ELECTIONS.CONTRACTUAL	11,250.00	11,250.00	0.00	51.11	11,198.89	99.55 %
AA100.1460.200.00000	RECORDS MANAGEMENT.CAPITAL....	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00 %
AA100.1460.400.00000	RECORDS MANAGEMENT.CONTRAC...	36,223.00	36,223.00	102.85	2,517.80	33,705.20	93.05 %
AA100.1480.100.00000	PUBLICSERVINFO.CONTRACTUAL.P...	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.1480.400.00000	PUBLICSERVINFO.CONTRACTUAL.C...	3,351.00	18,351.00	2,080.00	2,561.90	15,789.10	86.04 %
AA100.1620.200.00000	BUILDINGS.CAPITAL.EQUIPMENT	15,002.00	254,902.00	0.00	242,600.00	12,302.00	4.83 %
AA100.1620.400.00000	BUILDINGS.CONTRACTUAL	5,000.00	5,000.00	0.00	1,844.99	3,155.01	63.10 %
AA100.1620.403.00000	BUILDINGS..TOWNHALL.CONTR.UTI...	49,350.00	54,350.00	3,259.14	16,607.38	37,742.62	69.44 %
AA100.1620.404.00000	BUILDINGS..HIGHWAYBLDG.CONTR...	114,850.00	264,850.00	10,428.33	42,987.24	221,862.76	83.77 %
AA100.1620.405.00000	BUILDINGS..PARKS.CONTR.UTILITY....	37,500.00	37,500.00	3,148.06	15,386.49	22,113.51	58.97 %
AA100.1620.410.00000	BUILDINGS.JANITORIAL	6,500.00	6,500.00	391.71	1,826.56	4,673.44	71.90 %
AA100.1670.400.00000	PRINTING & MAILING.CONTRACTU...	16,500.00	16,500.00	4,692.63	13,711.29	2,788.71	16.90 %
AA100.1680.100.00000	CENTRAL DATA PROCESSING.PERS...	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.1680.125.00000	CENTRAL DATA PROCESSING..PT PE...	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.1680.200.00000	DATA PROCESSING.CAPITAL.EQUIP...	109,502.00	114,207.00	0.00	43,479.63	70,727.37	61.93 %
AA100.1680.400.00000	DATA PROCESSING.CONTRACTUAL	134,800.00	134,800.00	7,022.03	120,235.78	14,564.22	10.80 %
AA100.1910.400.00000	UNALLOCATED INSURANCE	135,000.00	135,000.00	39,946.50	66,393.94	68,606.06	50.82 %
AA100.1920.400.00000	MUNICIPAL ASSOCIATION DUES	1,750.00	1,750.00	0.00	1,500.00	250.00	14.29 %
AA100.1940.200.00000	PURCHASE OF LAND/RIGHT OF WAY...	15,000.00	15,000.00	0.00	0.00	15,000.00	100.00 %
AA100.1940.400.00000	PURCHASE OF LAND/RIGHT OF WAY...	7,500.00	7,500.00	0.00	1,500.00	6,000.00	80.00 %
AA100.1990.400.00000	CONTINGENCY	144,409.00	119,937.78	0.00	0.00	119,937.78	100.00 %
AA100.3120.400.00000	POLICE.CONTRACTUAL	29,000.00	29,000.00	0.00	5,819.81	23,180.19	79.93 %
AA100.3189.200.00000	OTHER TRAFFIC SAFETY	15,000.00	27,952.00	0.00	13,979.73	13,972.27	49.99 %
AA100.3310.200.00000	TRAFFIC.CAPITAL.EQUIPMENT	15,000.00	0.00	0.00	0.00	0.00	0.00 %
AA100.3310.400.00000	TRAFFIC.CONTRACTUAL	105,000.00	105,000.00	2,041.35	9,622.83	95,377.17	90.84 %
AA100.3510.400.00000	DOG CONTROL CONTRACTUAL	30,000.00	30,000.00	0.00	26,456.00	3,544.00	11.81 %
AA100.4020.100.00000	REGISTRAR.PERSONAL SERVICES	3,000.00	3,000.00	750.00	1,500.00	1,500.00	50.00 %
AA100.4020.400.00000	REGISTRAR.CONTRACTUAL	400.00	400.00	0.00	0.00	400.00	100.00 %
AA100.4540.400.00000	AMBULANCE CONTRACTUAL	9,000.00	9,000.00	0.00	9,000.00	0.00	0.00 %
AA100.5010.110.00000	HIGHWAY SUPT.ELECTED	60,000.00	60,000.00	4,615.38	29,999.97	30,000.03	50.00 %
AA100.5010.120.00000	HIGHWAY.DEPUTY	5,305.00	5,305.00	408.08	2,652.52	2,652.48	50.00 %
AA100.5010.130.00000	HIGHWAY. CLERK	20,353.00	20,353.00	-0.06	4,921.85	15,431.15	75.82 %
AA100.5010.131.00000	HIGHWAY.SENIOR CLERK	23,567.00	23,567.00	1,886.45	11,961.71	11,605.29	49.24 %
AA100.5182.200.00000	STREET LIGHTS RT 332	1.00	800,385.59	0.00	0.00	800,385.59	100.00 %
AA100.5182.400.00000	STREET LIGHTING.CONTRACTUAL	25,000.00	25,000.00	2,366.83	17,630.10	7,369.90	29.48 %
AA100.6989.400.00000	ECONOMIC DEVELOPMENT.CONTR...	25,000.00	25,000.00	0.00	25,000.00	0.00	0.00 %

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
AA100.7020.141.00000	RECREATION.SR LIFEGUARD	16,160.00	16,160.00	2,365.00	2,770.00	13,390.00	82.86 %
AA100.7020.400.00000	RECREATION.CONTRACTUAL	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00 %
AA100.7110.121.00000	PARKS.MAINTENANCE ASSISTANT	56,160.00	56,160.00	4,836.38	29,794.52	26,365.48	46.95 %
AA100.7110.130.00000	PARK.LABORER F/T	68,640.00	68,640.00	6,519.25	35,007.51	33,632.49	49.00 %
AA100.7110.131.00000	PERSONAL SERVICES.PT	51,251.00	51,251.00	11,568.74	31,072.72	20,178.28	39.37 %
AA100.7110.142.00000	REC.ATTENDANTS GATEHOUSE	17,000.00	17,000.00	1,743.75	1,931.25	15,068.75	88.64 %
AA100.7110.143.00000	PARK.LABORERS P/T SEASONAL	75,600.00	75,600.00	4,275.50	11,555.75	64,044.25	84.71 %
AA100.7110.200.00000	PARKS.NORMAL.CAP.MAINTENANC...	258,507.00	311,307.00	0.00	34,665.15	276,641.85	88.86 %
AA100.7110.201.00000	PARKS.PRKFUND.NEWREC.EXP.PAR...	150,002.00	150,002.00	0.00	0.00	150,002.00	100.00 %
AA100.7110.400.00000	PARK.CONTRACTUAL	51,761.00	57,178.00	5,527.64	30,983.18	26,194.82	45.81 %
AA100.7110.402.00000	PARKS.LANDSCAPING	14,950.00	14,950.00	2,595.22	4,007.97	10,942.03	73.19 %
AA100.7110.404.00000	PARKS AUBURN TRAIL	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.7140.141.00000	PLAYGROUND/RECREATION.LIFEG...	65,718.00	65,718.00	16,101.00	16,974.00	48,744.00	74.17 %
AA100.7140.400.00000	PLAYGROUND/RECREATION.CONTR...	30,800.00	30,800.00	1,112.45	23,586.85	7,213.15	23.42 %
AA100.7140.405.00000	RECREATION.EVENTS.MOVIE NIGHT	3,500.00	3,500.00	0.00	0.00	3,500.00	100.00 %
AA100.7450.410.00000	MUSEUM.CONTRACTUAL	10,000.00	10,000.00	0.00	10,000.00	0.00	0.00 %
AA100.7510.120.00000	HISTORIAN.PERSONAL SERVICES	3,789.00	3,789.00	947.25	1,894.50	1,894.50	50.00 %
AA100.7510.400.00000	HISTORIAN.CONTRACTUAL	1,750.00	2,350.00	0.00	43.95	2,306.05	98.13 %
AA100.7550.400.00000	CELEBRATIONS.CONTRACTUAL	18,450.00	18,450.00	15,000.00	16,679.59	1,770.41	9.60 %
AA100.7620.400.00000	ADULT RECREATION.CONTRACTUAL	3,000.00	3,000.00	0.00	473.06	2,526.94	84.23 %
AA100.8010.120.00000	PLANNER.PERSONAL SVCS	56,650.00	56,650.00	4,784.12	30,199.37	26,450.63	46.69 %
AA100.8010.124.00000	ZONING.OFFICER F/T	113,300.00	113,300.00	8,715.40	56,650.10	56,649.90	50.00 %
AA100.8010.141.00000	ZONING.INSPECTOR P/T	13,125.00	13,125.00	1,095.40	6,074.15	7,050.85	53.72 %
AA100.8010.146.00000	ZONING.SENIOR CLERK	1.00	1.00	0.00	0.00	1.00	100.00 %
AA100.8010.147.00000	ZONING.OFFICE SPECIALIST I	0.00	38,000.00	2,963.25	17,496.00	20,504.00	53.96 %
AA100.8010.200.00000	ZONE.PLANNER.CAPITAL.EQUIPME...	5,000.00	5,000.00	65.00	180.00	4,820.00	96.40 %
AA100.8010.400.00000	ZONING INSPECTOR.CONTRACTUAL	2,840.00	2,840.00	64.60	419.90	2,420.10	85.21 %
AA100.8010.420.00000	ZONING.PLANNER.CONTRACTUAL	6,020.00	6,020.00	344.25	4,236.28	1,783.72	29.63 %
AA100.8020.120.00000	PLANNING BOARD.PERSONAL SERV...	16,015.00	16,015.00	3,793.75	7,797.50	8,217.50	51.31 %
AA100.8020.140.00000	PB STENOGRAPHER P/T.PERSONAL ...	6,930.00	6,930.00	450.00	3,825.00	3,105.00	44.81 %
AA100.8020.150.00000	ECB.PERSONAL SERVICES	4,822.00	4,822.00	1,046.25	2,092.50	2,729.50	56.61 %
AA100.8020.160.00000	PLANNING.SECRETARY STENOGRAP...	13,080.00	13,080.00	1,825.00	10,520.00	2,560.00	19.57 %
AA100.8020.400.00000	PLANNING BOARD.CONTRACTUAL	12,750.00	12,750.00	1,677.23	7,109.26	5,640.74	44.24 %
AA100.8020.410.00000	PLANNING.ENGINEERING.CONTRAC...	2,400.00	2,400.00	825.00	1,950.00	450.00	18.75 %
AA100.8020.422.00000	PLANNING.OPEN SPACE TEAM & C...	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00 %
AA100.8020.424.00000	PLANNING.UPTOWN	1,000.00	1,000.00	0.00	0.00	1,000.00	100.00 %
AA100.8020.428.00000	PLANNING.HISTORICAL PROJECT TE...	200.00	200.00	0.00	0.00	200.00	100.00 %
AA100.8020.450.00000	PLANNING.ECB.CONTRACTUAL	1,800.00	1,800.00	0.00	60.00	1,740.00	96.67 %
AA100.8040.120.00000	ZONING BOARD OF APPEALS.PERS...	6,460.00	6,460.00	1,510.00	3,160.00	3,300.00	51.08 %
AA100.8040.140.00000	ZONING BOARD OF APPEALS SECRE...	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
AA100.8040.400.00000	ZONING BOARD OF APPEALS CONT...	5,000.00	5,000.00	101.59	2,062.94	2,937.06	58.74 %
AA100.8140.200.00000	STORMSEWERS.CAPITAL.EQUIPME...	500.00	500.00	0.00	0.00	500.00	100.00 %
AA100.8140.400.00000	STORMSEWERS.CONTRACTUAL	12,000.00	12,000.00	1,007.50	3,180.00	8,820.00	73.50 %
AA100.8160.130.00000	WASTE & RECYCLING MEO.PERSON...	66,921.00	66,921.00	5,083.20	33,885.25	33,035.75	49.37 %
AA100.8160.140.00000	WASTE & RECYCLING LABORS PT.PE...	41,600.00	41,600.00	2,875.15	17,956.27	23,643.73	56.84 %
AA100.8160.200.00000	WASTE & RECYCLING EQUIPMENT	15,000.00	15,000.00	0.00	0.00	15,000.00	100.00 %
AA100.8160.400.00000	WASTE & RECYCLING CONTRACTUAL	114,000.00	114,000.00	10,089.28	38,031.05	75,968.95	66.64 %
AA100.8540.400.00000	DRAINAGE.CONTRACTUAL	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
AA100.8664.121.00000	CODE ENFORCEMENT	78,000.00	78,000.00	-11,884.65	39,000.00	39,000.00	50.00 %
AA100.8664.122.00000	CODE ENFORCEMENT	20,851.00	20,851.00	1,532.08	8,596.72	12,254.28	58.77 %
AA100.8664.124.00000	CODE ENFORCEMENT	92,500.00	54,500.00	0.00	4,038.34	50,461.66	92.59 %
AA100.8664.126.00000	CODE ENFORCEMENT	62,000.00	62,000.00	21,490.50	21,490.50	40,509.50	65.34 %
AA100.8664.200.00000	CODE ENFORCEMENT.CAPITAL.EQU...	35,000.00	48,000.00	47,800.00	47,800.00	200.00	0.42 %
AA100.8664.400.00000	CODE ENFORCEMENT.CONTRACTU...	9,440.00	9,440.00	855.36	7,108.90	2,331.10	24.69 %
AA100.8710.400.00000	CONSERVATION.PROGRAM.CONTR...	3,300.00	3,300.00	0.00	0.00	3,300.00	100.00 %
AA100.8710.401.00000	CONSERVATION.AG COMMITTEE.C...	500.00	500.00	0.00	0.00	500.00	100.00 %
AA100.8730.450.00000	FORESTRY TREE ADVISORY BOARD	500.00	500.00	0.00	0.00	500.00	100.00 %
AA100.8810.400.00000	CEMETERIES CONTRACTUAL	15,400.00	15,400.00	288.89	5,288.89	10,111.11	65.66 %

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
AA100.8989.400.00000	CDGA LAKE MANAGEMENT PLAN	31,000.00	31,210.00	0.00	31,210.00	0.00	0.00 %
AA100.9010.800.00000	NYS RETIREMENT	212,000.00	212,000.00	0.00	0.00	212,000.00	100.00 %
AA100.9030.800.00000	SOCIAL SECURITY/MEDICARE	132,000.00	132,000.00	12,231.45	63,899.31	68,100.69	51.59 %
AA100.9040.800.00000	WORKERS COMPENSATION	113,510.00	113,510.00	0.00	113,509.26	0.74	0.00 %
AA100.9050.800.00000	UNEMPLOYMENT INSURANCE	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
AA100.9055.800.00000	DISABILITY INSURANCE	1,750.00	1,750.00	0.00	222.72	1,527.28	87.27 %
AA100.9060.810.00000	MEDICAL INSURANCE	202,000.00	202,000.00	15,225.88	84,147.51	117,852.49	58.34 %
AA100.9060.811.00000	DENTAL INSURANCE	12,500.00	12,500.00	1,069.68	6,903.79	5,596.21	44.77 %
AA100.9060.820.00000	HOSPITAL/MEDICAL BUY-OUT	8,000.00	8,000.00	769.20	4,230.60	3,769.40	47.12 %
AA100.9060.830.00000	HSA ACCOUNT	51,700.00	51,700.00	23,849.00	48,706.38	2,993.62	5.79 %
AA100.9710.600.00000	SERIAL BONDS.PRINCIPAL	220,000.00	220,000.00	0.00	0.00	220,000.00	100.00 %
AA100.9710.700.00000	SERIAL BONDS.INTEREST	63,775.00	63,775.00	31,887.50	31,887.50	31,887.50	50.00 %
AA100.9785.600.00000	LEASE INSTALLMENT.PRINCIPAL	39,151.00	40,239.00	0.00	40,238.70	0.30	0.00 %
AA100.9785.700.00000	LEASE INSTALLMENT.INTEREST	3,357.00	2,269.00	0.00	2,268.37	0.63	0.03 %
AA100.9901.900.00000	INTERFUND TRANSFER	0.00	0.00	700,000.00	700,000.00	-700,000.00	0.00 %
AA100.9950.900.00000	INTERFUND TRANSFER.CAPITAL PR...	0.00	7,361.22	849,615.41	1,156,061.53	-1,148,700.31	115,604.75 %
Expense Total:		5,143,204.00	6,492,022.59	1,987,787.54	4,133,298.59	2,358,724.00	36.33%
Fund: AA100 - GENERAL FUND Surplus (Deficit):		-1.00	165,765.00	712,091.30	1,538,753.32	1,372,988.32	-828.27%
Fund: AA231 - CONTINGENT/TAX RESERVE							
Revenue							
AA231.2401.00000	INTEREST & EARNINGS.CONT TAX R...	0.00	0.00	4,499.05	27,069.44	27,069.44	0.00 %
Revenue Total:		0.00	0.00	4,499.05	27,069.44	27,069.44	0.00%
Fund: AA231 - CONTINGENT/TAX RESERVE Total:		0.00	0.00	4,499.05	27,069.44	27,069.44	0.00%
Fund: AA232 - CAMPUS REPAIR RESERVE							
Revenue							
AA232.2401.00000	INTEREST & EARNING.BUILDING RE...	0.00	0.00	957.56	5,761.25	5,761.25	0.00 %
Revenue Total:		0.00	0.00	957.56	5,761.25	5,761.25	0.00%
Fund: AA232 - CAMPUS REPAIR RESERVE Total:		0.00	0.00	957.56	5,761.25	5,761.25	0.00%
Fund: AA233 - TECHNOLOGY RESERVE							
Revenue							
AA233.2401.00000	INTEREST & EARNING.TECHNOLOGY...	0.00	0.00	214.66	1,291.58	1,291.58	0.00 %
Revenue Total:		0.00	0.00	214.66	1,291.58	1,291.58	0.00%
Fund: AA233 - TECHNOLOGY RESERVE Total:		0.00	0.00	214.66	1,291.58	1,291.58	0.00%
Fund: AA234 - OPEN SPACE RESERVE							
Revenue							
AA234.2401.00000	INTEREST & EARNING.OPEN SPACE ...	0.00	0.00	3,717.39	22,409.58	22,409.58	0.00 %
Revenue Total:		0.00	0.00	3,717.39	22,409.58	22,409.58	0.00%
Fund: AA234 - OPEN SPACE RESERVE Total:		0.00	0.00	3,717.39	22,409.58	22,409.58	0.00%
Fund: AA235 - NYS EMPLOYEE SYSTEM RESERVE							
Revenue							
AA235.2401.00000	INTEREST & EARNING.NYS RETIREM...	0.00	0.00	868.01	5,222.66	5,222.66	0.00 %
Revenue Total:		0.00	0.00	868.01	5,222.66	5,222.66	0.00%
Fund: AA235 - NYS EMPLOYEE SYSTEM RESERVE Total:		0.00	0.00	868.01	5,222.66	5,222.66	0.00%
Fund: AA237 - BONDED INDEBTEDNESS RESERVE							
Revenue							
AA237.2401.00000	INTEREST & EARNINGS.BONDED IN...	0.00	0.00	1,006.17	6,053.80	6,053.80	0.00 %
Revenue Total:		0.00	0.00	1,006.17	6,053.80	6,053.80	0.00%
Fund: AA237 - BONDED INDEBTEDNESS RESERVE Total:		0.00	0.00	1,006.17	6,053.80	6,053.80	0.00%
Fund: AA238 - SOLID WASTE MANAGEMENT RESERVE							
Revenue							
AA238.2401.00000	INTEREST & EARNINGS.SOLID WAST...	0.00	0.00	3,740.77	22,507.08	22,507.08	0.00 %
Revenue Total:		0.00	0.00	3,740.77	22,507.08	22,507.08	0.00%
Fund: AA238 - SOLID WASTE MANAGEMENT RESERVE Total:		0.00	0.00	3,740.77	22,507.08	22,507.08	0.00%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: CM100 - NEW RECREATION REVENUE FUND							
Revenue							
CM100.2001.00000	PARK & RECREATION FEES	0.00	0.00	0.00	12,000.00	12,000.00	0.00 %
CM100.2401.00000	INTEREST & EARNINGS	0.00	0.00	1,575.28	9,493.12	9,493.12	0.00 %
Revenue Total:		0.00	0.00	1,575.28	21,493.12	21,493.12	0.00%
Fund: CM100 - NEW RECREATION REVENUE FUND Total:		0.00	0.00	1,575.28	21,493.12	21,493.12	0.00%
Fund: DA100 - HIGHWAY							
Revenue							
DA100.1001.00000	REAL PROPERTY TAXES	925,000.00	925,000.00	0.00	925,000.00	0.00	0.00 %
DA100.1120.00000	NON PROPERTY SALES TAX	2,600,000.00	2,600,000.00	0.00	0.00	-2,600,000.00	100.00 %
DA100.2302.00000	SERVICES/OTHER GOVERNMENTS	171,500.00	171,500.00	83,538.00	171,168.36	-331.64	0.19 %
DA100.2303.00000	SALE OF FUEL	5,000.00	5,000.00	976.99	4,278.07	-721.93	14.44 %
DA100.2401.00000	INTEREST & EARNINGS	25,000.00	25,000.00	2,122.86	24,391.89	-608.11	2.43 %
DA100.2410.00000	RENTAL OF LABOR/INDIVIDUALS	12,000.00	12,000.00	0.00	4,117.77	-7,882.23	65.69 %
DA100.2414.00000	RENTAL OF EQUIPMENT	5,000.00	5,000.00	0.00	0.00	-5,000.00	100.00 %
DA100.2665.00000	SALE OF EQUIPMENT	35,000.00	35,000.00	0.00	10,840.00	-24,160.00	69.03 %
DA100.2680.00000	INSURANCE RECOVERIES	0.00	0.00	0.00	6,125.00	6,125.00	0.00 %
DA100.2701.00000	REFUND PRIOR YEAR EXP	0.00	0.00	0.00	118.18	118.18	0.00 %
DA100.3501.00000	NYS STATE AID CHIPS	487,935.00	487,935.00	0.00	0.00	-487,935.00	100.00 %
DA100.4960.00000	FEMA - EMERGENCY DISASTER	0.00	0.00	0.00	34,745.49	34,745.49	0.00 %
DA100.5031.00000	INTERFUND TRANSFERS	0.00	0.00	700,000.00	700,000.00	700,000.00	0.00 %
DA100.9000.00000	APPROPRIATED FUND BALANCE FOR...	489,690.00	1,189,690.00	0.00	0.00	-1,189,690.00	100.00 %
Revenue Total:		4,756,125.00	5,456,125.00	786,637.85	1,880,784.76	-3,575,340.24	65.53%
Expense							
DA100.1420.400.00000	HWY.ATTORNEY.CONTRACTUAL	1,000.00	1,000.00	0.00	0.00	1,000.00	100.00 %
DA100.1440.400.00000	HWY.ENGINEERING.CONTRACTUAL	5,000.00	9,500.00	175.00	5,285.00	4,215.00	44.37 %
DA100.5010.400.00000	HWY.ADMIN.CONTRACTUAL	17,920.00	17,920.00	1,765.00	6,406.95	11,513.05	64.25 %
DA100.5110.130.00000	GENERAL REPAIRS.WAGES F/T	696,000.00	696,000.00	76,754.65	293,567.99	402,432.01	57.82 %
DA100.5110.131.00000	GENERAL REPAIRS.VACATIONBUYB...	10,000.00	10,000.00	0.00	0.00	10,000.00	100.00 %
DA100.5110.400.00000	GENERAL REPAIRS.CONTRACTUAL	1,250,000.00	1,950,000.00	104,049.76	177,130.88	1,772,869.12	90.92 %
DA100.5112.200.00000	HWY.PERMANENT IMPROVEMENTS...	487,935.00	487,935.00	395,117.20	395,117.20	92,817.80	19.02 %
DA100.5130.200.00000	MACHINERY.CAPITAL.EQUIPMENT	390,002.00	489,869.00	0.00	134,200.00	355,669.00	72.60 %
DA100.5130.400.00000	MACHINERY.CONTRACTUAL..	218,950.00	137,287.47	3,542.97	50,171.65	87,115.82	63.46 %
DA100.5130.400.00110	MACHINERY.CONTRACTUAL CAR #1...	0.00	123.98	38.99	123.98	0.00	0.00 %
DA100.5130.400.00201	MACHINERY.CONTRACTUAL.TRUCK...	0.00	840.88	812.00	840.88	0.00	0.00 %
DA100.5130.400.00203	MACHINERY.CONTRACTUAL.TRUCK...	0.00	2,810.06	0.00	2,810.06	0.00	0.00 %
DA100.5130.400.00205	MACHINERY.CONTRACTUAL.TRUCK...	0.00	2,911.79	2,503.69	2,911.79	0.00	0.00 %
DA100.5130.400.00206	MACHINERY.CONTRACTUAL.TRUCK...	0.00	135.82	135.82	135.82	0.00	0.00 %
DA100.5130.400.00207	MACHINERY.CONTRACTUAL.TRUCK...	0.00	541.79	0.00	541.79	0.00	0.00 %
DA100.5130.400.00208	MACHINERY.CONTRACTUAL.TRUCK...	0.00	7,211.09	0.00	7,211.09	0.00	0.00 %
DA100.5130.400.00212	MACHINERY.CONTRACTUAL.TRUCK...	0.00	1,427.57	0.00	1,427.57	0.00	0.00 %
DA100.5130.400.00213	MACHINERY.CONTRACTUAL.TRUCK...	0.00	5,432.83	0.00	5,432.83	0.00	0.00 %
DA100.5130.400.00218	MACHINERY.CONTRACTUAL.TRUCK...	0.00	1,329.25	0.00	1,329.25	0.00	0.00 %
DA100.5130.400.00233	MACHINERY.CONTRACTUAL.TRUCK...	0.00	299.11	0.00	299.11	0.00	0.00 %
DA100.5130.400.00236	MACHINERY.CONTRACTUAL.TRUCK...	0.00	2,336.32	1,368.44	2,336.32	0.00	0.00 %
DA100.5130.400.00237	MACHINERY.CONTRACTUAL.TRUCK...	0.00	652.60	40.17	652.60	0.00	0.00 %
DA100.5130.400.00238	MACHINERY.CONTRACTUAL.TRUCK...	0.00	1,983.56	0.00	1,983.56	0.00	0.00 %
DA100.5130.400.00239	MACHINERY.CONTRACTUAL.TRUCK...	0.00	2,872.14	0.00	2,872.14	0.00	0.00 %
DA100.5130.400.00240	MACHINERY.CONTRACTUAL.TRUCK ...	0.00	4,632.23	0.00	4,632.23	0.00	0.00 %
DA100.5130.400.00242	MACHINERY.CONTRACTUAL.TRUCK...	0.00	431.23	130.00	431.23	0.00	0.00 %
DA100.5130.400.00246	MACHINERY.CONTRACTUAL.TRUCK...	0.00	7,349.50	0.00	7,349.50	0.00	0.00 %
DA100.5130.400.00247	MACHINERY.CONTRACTUAL.TRUCK...	0.00	72.50	0.00	72.50	0.00	0.00 %
DA100.5130.400.00248	MACHINERY.CONTRACTUAL.BUCKE...	0.00	3,917.92	0.00	3,917.92	0.00	0.00 %
DA100.5130.400.00249	MACHINERY.CONTRACTUAL.VAC T...	0.00	1,726.27	0.00	1,726.27	0.00	0.00 %
DA100.5130.400.00252	MACHINERY.CONTRACTUAL.TRUCK...	0.00	470.00	235.00	470.00	0.00	0.00 %
DA100.5130.400.00320	MACHINERY.CONTRACTUAL.EXCAV...	0.00	2,691.73	1,364.05	2,691.73	0.00	0.00 %
DA100.5130.400.00324	MACHINERY.CONTRACTUAL.EXCAV...	0.00	305.84	0.00	305.84	0.00	0.00 %

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
DA100.5130.400.00326	MACHINERY.CONTRACTUAL.TRACT...	0.00	3,296.48	465.34	3,296.48	0.00	0.00 %
DA100.5130.400.00340	MACHINERY.CONTRACTUAL.SWEEP...	0.00	2,423.38	24.92	2,423.38	0.00	0.00 %
DA100.5130.400.00355	MACHINERY.CONTRACTUAL.DOZER...	0.00	3,071.67	2,210.54	3,071.67	0.00	0.00 %
DA100.5130.400.00359	MACHINERY.CONTRACTUAL.MOW...	0.00	1,647.73	15.00	1,647.73	0.00	0.00 %
DA100.5130.400.00363	MACHINERY.CONTRACTUAL.LOADE...	0.00	654.13	0.00	654.13	0.00	0.00 %
DA100.5130.400.00365	MACHINERY.CONTRACTUAL.EXCAV...	0.00	193.50	0.00	193.50	0.00	0.00 %
DA100.5130.400.00366	MACHINERY.CONTRACTUAL.EXCAV...	0.00	7,915.36	0.00	7,915.36	0.00	0.00 %
DA100.5130.400.00371	MACHINERY.CONTRACTUAL.LOADE...	0.00	254.18	0.00	254.18	0.00	0.00 %
DA100.5130.400.00373	MACHINERY.CONTRACTUAL.MOW...	0.00	393.78	138.72	393.78	0.00	0.00 %
DA100.5130.400.00374	MACHINERY.CONTRACTUAL.MOW...	0.00	144.70	0.00	144.70	0.00	0.00 %
DA100.5130.400.00375	MACHINERY.CONTRACTUAL.LOADE...	0.00	175.18	0.00	175.18	0.00	0.00 %
DA100.5130.400.00377	MACHINERY.CONTRACTUAL.ROLLER...	0.00	175.84	23.16	175.84	0.00	0.00 %
DA100.5130.400.00378	MACHINERY.CONTRACTUAL.EXCAV...	0.00	367.99	0.00	367.99	0.00	0.00 %
DA100.5130.400.00380	MACHINERY.CONTRACTUAL.SKID S...	0.00	209.35	209.35	209.35	0.00	0.00 %
DA100.5130.400.00381	MACHINERY.CONTRACTUAL.MOW...	0.00	88.81	0.00	88.81	0.00	0.00 %
DA100.5130.400.00382	MACHINERY.CONTRACTUAL.MOW...	0.00	1,034.21	0.00	1,034.21	0.00	0.00 %
DA100.5130.400.00384	MACHINERY.CONTRACTUAL.HYDRO...	0.00	189.52	0.00	189.52	0.00	0.00 %
DA100.5130.400.00404	MACHINERY.CONTRACTUAL.WATER...	0.00	309.75	0.00	309.75	0.00	0.00 %
DA100.5130.400.00405	MACHINERY.CONTRACTUAL.WATER...	0.00	28.77	28.77	28.77	0.00	0.00 %
DA100.5130.400.00406	MACHINERY.CONTRACTUAL.WATER...	0.00	625.89	0.00	625.89	0.00	0.00 %
DA100.5130.400.00503	MACHINERY.CONTRACTUAL.PARK T...	0.00	72.62	0.00	72.62	0.00	0.00 %
DA100.5130.400.00504	MACHINERY.CONTRACTUAL.PK UTV...	0.00	90.37	0.00	90.37	0.00	0.00 %
DA100.5130.400.00510	MACHINERY.CONTRACTUAL.PKTRU...	0.00	2,372.14	0.00	2,372.14	0.00	0.00 %
DA100.5130.400.00511	MACHINERY.CONTRACTUAL.PARKS ...	0.00	951.38	0.00	951.38	0.00	0.00 %
DA100.5130.400.00512	MACHINERY. CONTRACTUAL. PARKS...	0.00	500.00	500.00	500.00	0.00	0.00 %
DA100.5130.400.00999	MACHINERY.CONTRACTUAL.CHESH...	0.00	1,969.79	0.00	1,969.79	0.00	0.00 %
DA100.5130.410.00000	MACHINERY.FUEL METERING	210,000.00	210,000.00	10,086.33	72,649.94	137,350.06	65.40 %
DA100.5142.130.00000	SNOW REMOVAL.WAGES F/T	460,000.00	460,000.00	0.00	262,639.72	197,360.28	42.90 %
DA100.5142.400.00000	SNOW REMOVAL.CONTRACTUAL	511,500.00	511,500.00	799.60	221,164.83	290,335.17	56.76 %
DA100.9010.800.00000	NYS RETIREMENT	151,000.00	151,000.00	0.00	0.00	151,000.00	100.00 %
DA100.9030.800.00000	SOCIAL SECURITY/MEDICARE	77,500.00	77,500.00	5,673.78	42,860.68	34,639.32	44.70 %
DA100.9040.800.00000	WORKERS COMPENSATION	29,238.00	29,238.00	0.00	29,237.23	0.77	0.00 %
DA100.9050.800.00000	UNEMPLOYMENT INSURANCE	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00 %
DA100.9055.800.00000	DISABILITY INSURANCE	600.00	600.00	0.00	103.68	496.32	82.72 %
DA100.9060.810.00000	MEDICAL INSURANCE	164,730.00	164,730.00	11,972.59	78,319.16	86,410.84	52.46 %
DA100.9060.811.00000	DENTAL INSURANCE	14,750.00	14,750.00	999.72	7,501.36	7,248.64	49.14 %
DA100.9060.820.00000	HOSPITAL/MEDICAL BUY-OUT	4,000.00	4,000.00	461.52	2,999.88	1,000.12	25.00 %
DA100.9060.830.00000	HSA ACCOUNT	54,000.00	54,000.00	24,250.00	46,500.00	7,500.00	13.89 %
Expense Total:		4,756,125.00	5,560,492.00	645,892.08	1,907,518.68	3,652,973.32	65.70%
Fund: DA100 - HIGHWAY Surplus (Deficit):		0.00	-104,367.00	140,745.77	-26,733.92	77,633.08	74.38%
Fund: DA230 - HWY EQUIPMENT RESERVE							
Revenue							
DA230.2401.00000	INTEREST & EARNING.EQUIPMENT ...	0.00	0.00	1,455.91	8,759.54	8,759.54	0.00 %
Revenue Total:		0.00	0.00	1,455.91	8,759.54	8,759.54	0.00%
Fund: DA230 - HWY EQUIPMENT RESERVE Total:		0.00	0.00	1,455.91	8,759.54	8,759.54	0.00%
Fund: DA232 - HWY IMPROVEMENT RESERVE							
Revenue							
DA232.2401.00000	INTEREST & EARNING.HWY IMPRO...	0.00	0.00	1,557.15	9,368.85	9,368.85	0.00 %
Revenue Total:		0.00	0.00	1,557.15	9,368.85	9,368.85	0.00%
Fund: DA232 - HWY IMPROVEMENT RESERVE Total:		0.00	0.00	1,557.15	9,368.85	9,368.85	0.00%
Fund: DA235 - SNOW/ICE REMOVAL RD REPAIR RESERVE							
Revenue							
DA235.2401.00000	INTEREST & EARNING.SNOW&ICE R...	0.00	0.00	958.80	5,768.70	5,768.70	0.00 %
Revenue Total:		0.00	0.00	958.80	5,768.70	5,768.70	0.00%
Fund: DA235 - SNOW/ICE REMOVAL RD REPAIR RESERVE Total:		0.00	0.00	958.80	5,768.70	5,768.70	0.00%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: HH100 - CAPITAL PROJECTS							
Revenue							
HH100.2401.00018	INTEREST & EARNINGS.SUCKERBR...	0.00	0.00	74.83	494.19	494.19	0.00 %
HH100.2401.00031	INTEREST & EARNINGS.HISTORICAL ...	0.00	0.00	0.00	0.60	0.60	0.00 %
HH100.2401.00033	INTEREST & EARNINGS.ARP FUNDS	0.00	0.00	2,004.26	6,151.44	6,151.44	0.00 %
HH100.2401.00034	INTEREST & EARNINGS.GATEWAY S...	0.00	0.00	10.27	67.81	67.81	0.00 %
HH100.2401.00035	INTEREST & EARNINGS.UPTOWN IN...	0.00	0.00	0.00	189.83	189.83	0.00 %
HH100.2401.00037	INTEREST & EARNINGS.FIRE STATIO...	0.00	0.00	40.04	89.46	89.46	0.00 %
HH100.2401.00038	INTEREST & EARNINGS.COMPLETE ...	0.00	0.00	83.40	581.69	581.69	0.00 %
HH100.2401.00039	INTEREST & EARNINGS.HWY ROAD...	0.00	0.00	3.03	117.41	117.41	0.00 %
HH100.2401.00042	INTEREST & EARNINGS.TH RENO	0.00	0.00	194.94	536.68	536.68	0.00 %
HH100.2401.00043	INTEREST & EARNINGS.NORTH RD ...	0.00	0.00	74.49	523.46	523.46	0.00 %
HH100.5031.00031	INTERFUND TRANSFER.HISTORICAL ...	0.00	0.00	0.00	-620.34	-620.34	0.00 %
HH100.5031.00032	INTERFUND TRANSFER.LGMRIF	0.00	0.00	0.00	-294.76	-294.76	0.00 %
HH100.5031.00035	INTERFUND TRANSFER.UPTOWN IN...	0.00	0.00	-100,384.59	-100,384.59	-100,384.59	0.00 %
HH100.5031.00037	INTERFUND TRANSFER.FIRE STATIO...	0.00	0.00	100,000.00	100,000.00	100,000.00	0.00 %
HH100.5031.00040	INTERFUND TRANSFER.CR 4 SEWER	0.00	0.00	0.00	7,361.22	7,361.22	0.00 %
HH100.5031.00042	INTERFUND TRANSFER.TH RENO	0.00	0.00	250,000.00	550,000.00	550,000.00	0.00 %
HH100.5031.00044	INTERFUND TRANSFER.SENeca POI...	0.00	0.00	600,000.00	600,000.00	600,000.00	0.00 %
Revenue Total:		0.00	0.00	852,100.67	1,164,814.10	1,164,814.10	0.00%
Expense							
HH100.1440.200.00037	ENGINEERING.CAP.FIRE STATION 2 ...	0.00	0.00	7,500.00	7,500.00	-7,500.00	0.00 %
HH100.1440.200.00038	ENGINEERING.CAPITAL.COMPLETE ...	0.00	0.00	1,137.34	25,515.74	-25,515.74	0.00 %
HH100.1440.200.00039	ENGINEERING.CAPITAL.HWY ROA...	0.00	0.00	0.00	4,980.00	-4,980.00	0.00 %
HH100.1440.200.00041	ENGINEERING.CAPITAL.JULY 2023 F...	0.00	0.00	4,045.00	13,837.53	-13,837.53	0.00 %
HH100.1440.200.00042	ENGINEERING.CAPITAL.TH RENO	0.00	0.00	5,589.10	7,137.96	-7,137.96	0.00 %
HH100.1440.200.00043	ENGINEERING.CAPITAL.NORTH RD ...	0.00	0.00	8,586.17	23,171.18	-23,171.18	0.00 %
HH100.1440.202.00036	ENGINEERING.OUTHUSE WEST.P...	0.00	0.00	0.00	937.50	-937.50	0.00 %
HH100.1440.205.00033	ENGINEERING.CAPITAL.ARP.ONAN...	0.00	0.00	4,840.20	24,759.20	-24,759.20	0.00 %
HH100.1620.200.00042	BUILDINGS.CAPITAL EQUIP & OUTL...	0.00	300,000.00	0.00	0.00	300,000.00	100.00 %
HH100.7110.200.00041	PARKS.EQUIP & CAP OUTLAY.JULY ...	0.00	0.00	0.00	1,164.96	-1,164.96	0.00 %
HH100.7110.202.00036	PARK CAPITAL.OUTHUSE WEST.P...	0.00	0.00	14,628.45	75,145.50	-75,145.50	0.00 %
Expense Total:		0.00	300,000.00	46,326.26	184,149.57	115,850.43	38.62%
Fund: HH100 - CAPITAL PROJECTS Surplus (Deficit):		0.00	-300,000.00	805,774.41	980,664.53	1,280,664.53	426.89%
Fund: SD600 - RT 332 DRAINAGE DISTRICT							
Revenue							
SD600.1030.00000	SPECIAL ASSESSMENT.RT 332 DRAI...	9,912.00	9,912.00	0.00	9,912.00	0.00	0.00 %
SD600.2401.00000	INTEREST & EARNINGS.RT 332 DRA...	200.00	200.00	42.06	277.78	77.78	138.89 %
SD600.9000.00000	APPROPRIATED FUND BALANCE FOR...	4,900.00	4,900.00	0.00	0.00	-4,900.00	100.00 %
Revenue Total:		15,012.00	15,012.00	42.06	10,189.78	-4,822.22	32.12%
Expense							
SD600.8520.400.00000	MAINTENANCE..RT 332 DRAINAGE ...	15,012.00	15,012.00	0.00	0.00	15,012.00	100.00 %
Expense Total:		15,012.00	15,012.00	0.00	0.00	15,012.00	100.00%
Fund: SD600 - RT 332 DRAINAGE DISTRICT Surplus (Deficit):		0.00	0.00	42.06	10,189.78	10,189.78	0.00%
Fund: SD605 - LAKEWOOD MEADOWS DRAINAGE DISTRICT							
Revenue							
SD605.1030.00000	SPECIAL ASSESSMENT.LAKEWOOD ...	1,932.00	1,932.00	0.00	1,932.00	0.00	0.00 %
SD605.2401.00000	INTEREST & EARNINGS.LAKEWOOD...	70.00	70.00	8.62	56.96	-13.04	18.63 %
Revenue Total:		2,002.00	2,002.00	8.62	1,988.96	-13.04	0.65%
Expense							
SD605.8520.400.00000	MAINTENANCE..LAKEWOOD MEAD...	2,002.00	2,002.00	0.00	0.00	2,002.00	100.00 %
Expense Total:		2,002.00	2,002.00	0.00	0.00	2,002.00	100.00%
Fund: SD605 - LAKEWOOD MEADOWS DRAINAGE DISTRICT Surplus ...		0.00	0.00	8.62	1,988.96	1,988.96	0.00%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: SD610 - ASHTON DRAINAGE DISTRICT							
Revenue							
SD610.2401.00000	INTEREST & EARNINGS.ASHTON DR...	45.00	45.00	4.98	32.87	-12.13	26.96 %
Revenue Total:		45.00	45.00	4.98	32.87	-12.13	26.96%
Expense							
SD610.8520.400.00000	MAINTENANCE..ASHTON DRAINAGE..	45.00	45.00	0.00	0.00	45.00	100.00 %
Expense Total:		45.00	45.00	0.00	0.00	45.00	100.00%
Fund: SD610 - ASHTON DRAINAGE DISTRICT Surplus (Deficit):		0.00	0.00	4.98	32.87	32.87	0.00%
Fund: SD615 - FOX RIDGE DRAINAGE DISTRICT							
Revenue							
SD615.1030.00000	SPECIAL ASSESSMENT.FOX RIDGE D...	10,472.00	10,472.00	0.00	10,472.00	0.00	0.00 %
SD615.2401.00000	INTEREST & EARNINGS.FOX RIDGE ...	120.00	120.00	15.25	100.72	-19.28	16.07 %
SD615.9000.00000	APPROPRIATED FUND BALANCE FOR..	21,528.00	21,528.00	0.00	0.00	-21,528.00	100.00 %
Revenue Total:		32,120.00	32,120.00	15.25	10,572.72	-21,547.28	67.08%
Expense							
SD615.8520.400.00000	MAINTENANCE..FOX RIDGE DRAIN...	32,120.00	32,120.00	0.00	0.00	32,120.00	100.00 %
Expense Total:		32,120.00	32,120.00	0.00	0.00	32,120.00	100.00%
Fund: SD615 - FOX RIDGE DRAINAGE DISTRICT Surplus (Deficit):		0.00	0.00	15.25	10,572.72	10,572.72	0.00%
Fund: SD620 - LANDINGS DRAINAGE DISTRICT							
Revenue							
SD620.2401.00000	INTEREST & EARNINGS.LANDINGS ...	20.00	20.00	2.61	17.21	-2.79	13.95 %
Revenue Total:		20.00	20.00	2.61	17.21	-2.79	13.95%
Expense							
SD620.8520.400.00000	MAINTENANCE..LANDINGS DRAINA...	20.00	20.00	0.00	0.00	20.00	100.00 %
Expense Total:		20.00	20.00	0.00	0.00	20.00	100.00%
Fund: SD620 - LANDINGS DRAINAGE DISTRICT Surplus (Deficit):		0.00	0.00	2.61	17.21	17.21	0.00%
Fund: SD625 - OLD BROOKSIDE DRAINAGE DISTRICT							
Revenue							
SD625.2401.00000	INTEREST & EARNINGS.OLD BROOKS..	60.00	60.00	4.69	30.93	-29.07	48.45 %
Revenue Total:		60.00	60.00	4.69	30.93	-29.07	48.45%
Expense							
SD625.8520.400.00000	MAINTENANCE..OLD BROOKSIDE D...	60.00	60.00	0.00	0.00	60.00	100.00 %
Expense Total:		60.00	60.00	0.00	0.00	60.00	100.00%
Fund: SD625 - OLD BROOKSIDE DRAINAGE DISTRICT Surplus (Deficit)..		0.00	0.00	4.69	30.93	30.93	0.00%
Fund: SD630 - LAKESIDE ESTATES DRAINAGE DISTRICT							
Revenue							
SD630.2401.00000	INTEREST & EARNINGS.LAKESIDE ES...	45.00	45.00	3.24	21.38	-23.62	52.49 %
Revenue Total:		45.00	45.00	3.24	21.38	-23.62	52.49%
Expense							
SD630.8520.400.00000	MAINTENANCE..LAKESIDE ESTATES ...	45.00	45.00	0.00	0.00	45.00	100.00 %
Expense Total:		45.00	45.00	0.00	0.00	45.00	100.00%
Fund: SD630 - LAKESIDE ESTATES DRAINAGE DISTRICT Surplus (Defic..		0.00	0.00	3.24	21.38	21.38	0.00%
Fund: SD635 - WATERFORD POINT DRAINAGE DISTRICT							
Revenue							
SD635.1030.00000	SPECIAL ASSESSMENT.WATERFORD...	805.00	805.00	0.00	805.00	0.00	0.00 %
SD635.2401.00000	INTEREST & EARNINGS.WATERFORD..	70.00	70.00	5.38	35.53	-34.47	49.24 %
Revenue Total:		875.00	875.00	5.38	840.53	-34.47	3.94%
Expense							
SD635.8520.400.00000	MAINTENANCE..WATERFORD POINT..	875.00	875.00	0.00	0.00	875.00	100.00 %
Expense Total:		875.00	875.00	0.00	0.00	875.00	100.00%
Fund: SD635 - WATERFORD POINT DRAINAGE DISTRICT Surplus (Def..		0.00	0.00	5.38	840.53	840.53	0.00%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: SD640 - STABLEGATE DRAINAGE DISTRICT							
Revenue							
SD640.1030.00000	SPECIAL ASSESSMENT.STABLEGATE...	6,213.00	6,213.00	0.00	6,213.00	0.00	0.00 %
SD640.2401.00000	INTEREST & EARNINGS.STABLEGATE...	90.00	90.00	8.26	54.58	-35.42	39.36 %
SD640.9000.00000	APPROPRIATED FUND BALANCE	9,000.00	9,000.00	0.00	0.00	-9,000.00	100.00 %
Revenue Total:		15,303.00	15,303.00	8.26	6,267.58	-9,035.42	59.04%
Expense							
SD640.8520.400.00000	MAINTENANCE..STABLEGATE DRAI...	15,303.00	15,303.00	0.00	0.00	15,303.00	100.00 %
Expense Total:		15,303.00	15,303.00	0.00	0.00	15,303.00	100.00%
Fund: SD640 - STABLEGATE DRAINAGE DISTRICT Surplus (Deficit):		0.00	0.00	8.26	6,267.58	6,267.58	0.00%
Fund: SF450 - FIRE PROTECTION							
Revenue							
SF450.1001.00000	REAL PROPERTY TAXES.FIRE PROTE...	1,750,000.00	1,750,000.00	0.00	1,750,000.00	0.00	0.00 %
SF450.2401.00000	INTEREST & EARNINGS.FIRE PROTE...	2,500.00	2,500.00	16.13	1,803.11	-696.89	27.88 %
SF450.9000.00000	APPROPRIATED FUND BALANCE FOR..	2,500.00	2,500.00	0.00	0.00	-2,500.00	100.00 %
Revenue Total:		1,755,000.00	1,755,000.00	16.13	1,751,803.11	-3,196.89	0.18%
Expense							
SF450.3410.400.00000	FIRE PROTECTION DISTRICT AGREE...	1,755,000.00	1,755,000.00	0.00	1,755,000.00	0.00	0.00 %
Expense Total:		1,755,000.00	1,755,000.00	0.00	1,755,000.00	0.00	0.00%
Fund: SF450 - FIRE PROTECTION Surplus (Deficit):		0.00	0.00	16.13	-3,196.89	-3,196.89	0.00%
Fund: SL700 - CENTERPOINT LIGHTING DISTRICT							
Revenue							
SL700.1001.00000	REAL PROPERTY TAXES.CENTERPOI...	1,910.00	1,910.00	0.00	1,910.00	0.00	0.00 %
SL700.2401.00000	INTEREST & EARNINGS.CENTERPOI...	12.00	12.00	0.92	7.14	-4.86	40.50 %
Revenue Total:		1,922.00	1,922.00	0.92	1,917.14	-4.86	0.25%
Expense							
SL700.5182.400.00000	UTILITIES ELECTRIC..CENTERPOINT L...	1,922.00	1,922.00	145.59	962.66	959.34	49.91 %
Expense Total:		1,922.00	1,922.00	145.59	962.66	959.34	49.91%
Fund: SL700 - CENTERPOINT LIGHTING DISTRICT Surplus (Deficit):		0.00	0.00	-144.67	954.48	954.48	0.00%
Fund: SL705 - FOX RIDGE LIGHTING DISTRICT							
Revenue							
SL705.1001.00000	REAL PROPERTY TAXES.FOX RIDGE L...	15,432.00	15,432.00	0.00	15,432.00	0.00	0.00 %
SL705.2401.00000	INTEREST & EARNINGS.FOX RIDGE L...	40.00	40.00	4.22	33.56	-6.44	16.10 %
Revenue Total:		15,472.00	15,472.00	4.22	15,465.56	-6.44	0.04%
Expense							
SL705.5182.400.00000	UTILITIES ELECTRIC..FOX RIDGE LIG...	11,000.00	11,000.00	960.97	4,734.26	6,265.74	56.96 %
SL705.5182.401.00000	STREET LIGHTING.MAINTENANCE.F...	4,472.00	4,472.00	0.00	0.00	4,472.00	100.00 %
Expense Total:		15,472.00	15,472.00	960.97	4,734.26	10,737.74	69.40%
Fund: SL705 - FOX RIDGE LIGHTING DISTRICT Surplus (Deficit):		0.00	0.00	-956.75	10,731.30	10,731.30	0.00%
Fund: SL710 - LANDINGS LIGHTING DISTRICT							
Revenue							
SL710.2401.00000	INTEREST & EARNINGS.LANDINGS L...	5.00	5.00	0.43	2.83	-2.17	43.40 %
Revenue Total:		5.00	5.00	0.43	2.83	-2.17	43.40%
Expense							
SL710.5182.400.00000	UTILITIES ELECTRIC..LANDINGS LIG...	5.00	5.00	0.00	0.00	5.00	100.00 %
Expense Total:		5.00	5.00	0.00	0.00	5.00	100.00%
Fund: SL710 - LANDINGS LIGHTING DISTRICT Surplus (Deficit):		0.00	0.00	0.43	2.83	2.83	0.00%
Fund: SL715 - LAKEWOOD MEADOWS LIGHTING DISTRICT							
Revenue							
SL715.1001.00000	REAL PROPERTY TAXES.LAKEWOOD...	1,475.00	1,475.00	0.00	1,475.00	0.00	0.00 %
SL715.2401.00000	INTEREST & EARNINGS.LAKEWOOD...	15.00	15.00	1.53	10.27	-4.73	31.53 %
Revenue Total:		1,490.00	1,490.00	1.53	1,485.27	-4.73	0.32%

Budget Report-JM

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		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Expense							
SL715.5182.240.00000	UTILITIES-EQUIPMENT.LAKEWOOD...	1,095.00	1,095.00	0.00	0.00	1,095.00	100.00 %
SL715.5182.400.00000	UTILITIES-ELECTRIC.LAKEWOOD ME...	395.00	395.00	25.03	148.78	246.22	62.33 %
Expense Total:		1,490.00	1,490.00	25.03	148.78	1,341.22	90.01%
Fund: SL715 - LAKEWOOD MEADOWS LIGHTING DISTRICT Surplus (...)		0.00	0.00	-23.50	1,336.49	1,336.49	0.00%
Fund: SL720 - FALLBROOK PARK LIGHTING DISTRICT							
Revenue							
SL720.1001.00000	REAL PROPERTY TAXES.FALLBROOK...	2,118.00	2,118.00	0.00	2,118.00	0.00	0.00 %
SL720.2401.00000	INTEREST & EARNINGS.FALLBROOK ...	10.00	10.00	1.07	7.90	-2.10	21.00 %
Revenue Total:		2,128.00	2,128.00	1.07	2,125.90	-2.10	0.10%
Expense							
SL720.5182.400.00000	UTILITIES ELECTRIC.FALLBROOK PA...	1,700.00	1,700.00	147.32	693.55	1,006.45	59.20 %
SL720.5182.401.00000	STREET LIGHTING.MAINTENANCE.F...	428.00	428.00	0.00	0.00	428.00	100.00 %
Expense Total:		2,128.00	2,128.00	147.32	693.55	1,434.45	67.41%
Fund: SL720 - FALLBROOK PARK LIGHTING DISTRICT Surplus (Deficit):		0.00	0.00	-146.25	1,432.35	1,432.35	0.00%
Fund: SM900 - UPTOWN BUSINESS IMPROVEMENT DISTRICT							
Revenue							
SM900.1001.00000	REAL PROPERTY TAXES.UPTOWN BID	105,000.00	105,000.00	0.00	105,000.00	0.00	0.00 %
SM900.2401.00000	INTEREST & EARNINGS.UPTOWN BID	400.00	400.00	39.46	261.11	-138.89	34.72 %
Revenue Total:		105,400.00	105,400.00	39.46	105,261.11	-138.89	0.13%
Expense							
SM900.5182.401.00000	STREET LIGHTING-UTILITIES.UPTO...	15,400.00	15,400.00	0.00	0.00	15,400.00	100.00 %
SM900.8510.400.00000	COMMUNITY BEAUTIF - CONT.UPT...	15,000.00	15,000.00	0.00	0.00	15,000.00	100.00 %
SM900.9730.700.00000	BAN DEBT INTEREST	75,000.00	75,000.00	0.00	0.00	75,000.00	100.00 %
Expense Total:		105,400.00	105,400.00	0.00	0.00	105,400.00	100.00%
Fund: SM900 - UPTOWN BUSINESS IMPROVEMENT DISTRICT Surplu...		0.00	0.00	39.46	105,261.11	105,261.11	0.00%
Fund: SS800 - SANITARY SEWER							
Revenue							
SS800.1030.00000	SPECIAL ASSESSMENTS..PURDY/M...	18,210.00	18,210.00	0.00	18,210.00	0.00	0.00 %
SS800.2401.00000	INTEREST & EARNINGS.SEWER	90.00	90.00	6.20	40.95	-49.05	54.50 %
Revenue Total:		18,300.00	18,300.00	6.20	18,250.95	-49.05	0.27%
Expense							
SS800.9710.600.00000	SERIAL BONDS.PRINCIPAL.PURDY/...	18,300.00	18,300.00	0.00	0.00	18,300.00	100.00 %
Expense Total:		18,300.00	18,300.00	0.00	0.00	18,300.00	100.00%
Fund: SS800 - SANITARY SEWER Surplus (Deficit):		0.00	0.00	6.20	18,250.95	18,250.95	0.00%
Fund: SW500 - CANANDAIGUA CONSOLIDATED WATER DISTRICT							
Revenue							
SW500.1001.00000	REAL PROPERTY TAXES.CANDGA C...	791,001.00	791,001.00	0.00	791,001.00	0.00	0.00 %
SW500.2140.00000	WATER QUARTERLY SALES.CANDGA...	725,000.00	725,000.00	12,074.14	202,084.49	-522,915.51	72.13 %
SW500.2142.00000	WATER FILL STATION SALES.CANDG...	2,000.00	2,000.00	199.75	629.10	-1,370.90	68.55 %
SW500.2144.00000	WATER NEW SERVICES.CANDGA C...	12,000.00	12,000.00	2,985.00	11,835.00	-165.00	1.38 %
SW500.2148.00000	PENALTY ON WATER.CANDGA CONS..	5,000.00	5,000.00	625.35	1,542.39	-3,457.61	69.15 %
SW500.2389.00000	INTEREST OTHER GOVT	1,452.00	1,452.00	0.00	0.00	-1,452.00	100.00 %
SW500.2401.00000	INTEREST & EARNINGS.CANANDAI...	55,000.00	55,000.00	6,225.42	33,727.84	-21,272.16	38.68 %
SW500.2655.00000	SALES - OTHER-REPAIRS/REPLACEM...	500.00	500.00	0.00	667.62	167.62	133.52 %
SW500.5031.00000	INTERFUND TRANSFERS.CANDGA C...	19,093.00	19,093.00	19,093.00	19,093.00	0.00	0.00 %
SW500.9000.00000	APPROPRIATED FUND BALANCE FOR..	361,714.00	361,714.00	0.00	0.00	-361,714.00	100.00 %
Revenue Total:		1,972,760.00	1,972,760.00	41,202.66	1,060,580.44	-912,179.56	46.24%
Expense							
SW500.1910.400.00000	UNALLOCATED INS.CONTRACTUAL....	16,500.00	17,531.64	0.00	17,531.64	0.00	0.00 %
SW500.1990.400.00000	CONTINGENCY.CONTRACTUAL.CAN...	25,000.00	23,968.36	0.00	0.00	23,968.36	100.00 %
SW500.8310.120.00000	WATER ADMIN.SUPER.SALARY.CAN...	75,000.00	75,000.00	5,769.24	37,500.06	37,499.94	50.00 %
SW500.8310.121.00000	WATER ADMIN.CLERK.CDGA CONS...	20,353.00	20,353.00	0.00	5,675.31	14,677.69	72.12 %
SW500.8310.122.00000	WATER ADMIN.SENIOR CLERK.CDGA..	23,567.00	23,567.00	1,812.80	11,305.47	12,261.53	52.03 %

Budget Report-JM

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		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
SW500.8310.131.00000	WATER ADMIN.MAINASST.CANDGA...	195,000.00	195,000.00	15,280.79	104,887.74	90,112.26	46.21 %
SW500.8310.200.00000	WATER ADMIN.CAP EQUIP.CANDGA...	35,000.00	35,000.00	0.00	0.00	35,000.00	100.00 %
SW500.8310.400.00000	WATER ADMIN.CONTRACTUAL.CA...	5,760.00	5,760.00	210.87	1,584.26	4,175.74	72.50 %
SW500.8310.410.00000	WATER ADMIN.LEGAL SERVICES.CA...	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
SW500.8310.420.00000	WATER ADMIN.METER READING.C...	39,000.00	39,000.00	3,755.58	17,021.50	21,978.50	56.36 %
SW500.8310.423.00000	WATER ADMIN.VEHICLE GPS.CAND...	1,000.00	1,000.00	0.00	220.10	779.90	77.99 %
SW500.8310.424.00000	WATER ADMIN.TRAINING & DUES....	9,179.00	9,179.00	600.00	1,452.00	7,727.00	84.18 %
SW500.8310.450.00000	WATER ADMIN.ENGINEERING.CAN...	30,000.00	42,843.00	6,054.96	15,442.45	27,400.55	63.96 %
SW500.8320.400.00000	WATER PURCHASES.CONT.CANDGA...	525,000.00	525,000.00	0.00	98,692.27	426,307.73	81.20 %
SW500.8320.420.00000	WATER PURCHASES.UTILITIES.CAN...	58,000.00	58,000.00	3,782.14	23,419.30	34,580.70	59.62 %
SW500.8340.440.00000	SERVICES & MAINT.SERVICES & MA...	163,000.00	163,000.00	6,998.71	80,169.53	82,830.47	50.82 %
SW500.8397.200.00000	WATER CAP PROJECTS.CAP EQUIP....	250,000.00	250,000.00	0.00	0.00	250,000.00	100.00 %
SW500.8397.400.00000	WATER CAPITAL PROJECTS.CONT.C...	100,000.00	100,000.00	489.15	17,301.16	82,698.84	82.70 %
SW500.9010.800.00000	NYS RETIREMENT..CANDGA CONS ...	24,000.00	24,000.00	0.00	0.00	24,000.00	100.00 %
SW500.9030.800.00000	SOCIAL SECURITY...CANDGA CONS ...	16,500.00	16,500.00	1,548.81	11,678.47	4,821.53	29.22 %
SW500.9040.800.00000	WORKERS COMPENSATION...CAND...	5,200.00	5,200.00	0.00	5,159.51	40.49	0.78 %
SW500.9050.800.00000	UNEMPLOYMENT INSURANCE.CAN...	1,000.00	1,000.00	0.00	0.00	1,000.00	100.00 %
SW500.9055.800.00000	DISABILITY INSURANCE...CANDGA ...	100.00	100.00	0.00	17.28	82.72	82.72 %
SW500.9060.810.00000	HOSPITAL/MEDICAL INSURANCE.C...	32,300.00	32,300.00	3,007.87	18,504.01	13,795.99	42.71 %
SW500.9060.811.00000	DENTAL INSURANCE.CANDGA CONS...	2,500.00	2,500.00	290.42	1,989.39	510.61	20.42 %
SW500.9060.820.00000	HOSPITAL/MEDICAL INSURANCE.B...	4,000.00	4,000.00	153.84	1,538.40	2,461.60	61.54 %
SW500.9060.830.00000	HOSPITAL/MEDICAL INS.HSA ACCO...	11,500.00	11,500.00	5,000.00	10,000.00	1,500.00	13.04 %
SW500.9090.876.00000	EMP BENEFIT VAC BUYBACK	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00 %
SW500.9710.600.00000	SERIAL BONDS PRINCIPAL	240,000.00	240,000.00	0.00	0.00	240,000.00	100.00 %
SW500.9710.700.00000	SERIAL BONDS INTEREST	57,300.00	57,300.00	28,650.00	28,650.00	28,650.00	50.00 %
SW500.9950.900.00000	TRNSF.CITY.WATERPLANTRESERVE	1.00	1.00	0.00	0.00	1.00	100.00 %
Expense Total:		1,972,760.00	1,985,603.00	83,405.18	509,739.85	1,475,863.15	74.33%
Fund: SW500 - CANANDAIGUA CONSOLIDATED WATER DISTRICT Su...		0.00	-12,843.00	-42,202.52	550,840.59	563,683.59	4,389.03%
Fund: SW505 - CANANDAIGUA BRISTOL JOINT WATER DISTRICT							
Revenue							
SW505.1001.00000	REAL PROPERTY TAXES.CANDGA BR...	16,962.00	16,962.00	0.00	16,962.00	0.00	0.00 %
SW505.1030.00000	SPECIAL ASSESSMENT.CANDGA BRI...	61,336.00	61,336.00	0.00	61,336.00	0.00	0.00 %
SW505.2401.00000	INTEREST & EARNINGS.CANANDAI...	325.00	325.00	27.47	177.06	-147.94	45.52 %
SW505.9000.00000	APPROPRIATED FUND BALANCE FOR...	826.00	826.00	0.00	0.00	-826.00	100.00 %
Revenue Total:		79,449.00	79,449.00	27.47	78,475.06	-973.94	1.23%
Expense							
SW505.8340.400.00000	SERVICES & MAINTENANCE.CONT....	10,325.00	10,325.00	0.00	0.00	10,325.00	100.00 %
SW505.9710.600.00000	SERIAL BONDS BRISTOL.PRINCIPAL....	25,000.00	25,000.00	0.00	0.00	25,000.00	100.00 %
SW505.9710.700.00000	SERIAL BONDS BRISTOL.INTEREST.C...	36,750.00	36,750.00	18,375.00	18,375.00	18,375.00	50.00 %
SW505.9903.900.00000	TRANSFER/WATER-MAINT.CANDGA...	2,545.00	2,545.00	2,545.00	2,545.00	0.00	0.00 %
SW505.9903.901.00000	TRANSFER/WATER-MAINT...CANDG...	4,829.00	4,829.00	4,829.00	4,829.00	0.00	0.00 %
Expense Total:		79,449.00	79,449.00	25,749.00	25,749.00	53,700.00	67.59%
Fund: SW505 - CANANDAIGUA BRISTOL JOINT WATER DISTRICT Sur...		0.00	0.00	-25,721.53	52,726.06	52,726.06	0.00%
Fund: SW515 - CANANDAIGUA-FARMINGTON WATER DISTRICT							
Revenue							
SW515.1001.00000	REAL PROPERTY TAXES.CANDGA-FA...	286,919.00	286,919.00	0.00	286,919.00	0.00	0.00 %
SW515.2401.00000	INTEREST & EARNINGS.CANANDAI...	350.00	350.00	35.32	365.87	15.87	104.53 %
Revenue Total:		287,269.00	287,269.00	35.32	287,284.87	15.87	0.01%
Expense							
SW515.8350.400.00000	FARM.COMMON WATER.CONTRAC...	285,288.00	285,288.00	0.00	285,288.00	0.00	0.00 %
SW515.8389.400.00000	CDGA.COMMON WATER.CONTRAC...	1,981.00	1,981.00	0.00	0.00	1,981.00	100.00 %
Expense Total:		287,269.00	287,269.00	0.00	285,288.00	1,981.00	0.69%
Fund: SW515 - CANANDAIGUA-FARMINGTON WATER DISTRICT Surp...		0.00	0.00	35.32	1,996.87	1,996.87	0.00%
Fund: SW525 - MCINTYRE ROAD WATER DISTRICT							
Revenue							
SW525.1001.00000	REAL PROPERTY TAXES.MCINTYRE ...	8,451.00	8,451.00	0.00	8,451.00	0.00	0.00 %

Budget Report-JM

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		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
SW525.2401.00000	INTEREST & EARNINGS.MCINTYRE ...	45.00	45.00	3.10	26.34	-18.66	41.47 %
SW525.9000.00000	APPROPRIATED FUND BALANCE FOR...	3,200.00	3,200.00	0.00	0.00	-3,200.00	100.00 %
Revenue Total:		11,696.00	11,696.00	3.10	8,477.34	-3,218.66	27.52%
Expense							
SW525.8340.400.00000	SERVICES & MAINTENANCE.CONT....	3,988.00	3,988.00	0.00	0.00	3,988.00	100.00 %
SW525.9710.600.00000	SERIAL BONDS.PRINCIPAL.MCINTYR...	3,000.00	3,000.00	0.00	0.00	3,000.00	100.00 %
SW525.9710.700.00000	SERIAL BONDS.INTEREST.MCINTYRE...	3,225.00	3,225.00	1,612.50	1,612.50	1,612.50	50.00 %
SW525.9903.900.00000	TRANSFER/WATER-MAINTENANCE...	1,483.00	1,483.00	1,483.00	1,483.00	0.00	0.00 %
Expense Total:		11,696.00	11,696.00	3,095.50	3,095.50	8,600.50	73.53%
Fund: SW525 - MCINTYRE ROAD WATER DISTRICT Surplus (Deficit):		0.00	0.00	-3,092.40	5,381.84	5,381.84	0.00%
Fund: SW530 - EMERSON ALLEN TOWNLINE RD WATER DISTRICT							
Revenue							
SW530.1001.00000	REAL PROPERTY TAXES.EMERSON A...	19,567.00	19,567.00	0.00	19,567.00	0.00	0.00 %
SW530.2401.00000	INTEREST & EARNINGS.EMERSON A...	25.00	25.00	1.25	19.42	-5.58	22.32 %
Revenue Total:		19,592.00	19,592.00	1.25	19,586.42	-5.58	0.03%
Expense							
SW530.8389.400.00000	COMMON WATER.CONTRACTUAL....	6,260.00	6,260.00	0.00	6,282.00	-22.00	-0.35 %
SW530.9710.600.00000	SERIAL BONDS.PRINCIPAL.EMERSON..	8,000.00	8,000.00	0.00	8,000.00	0.00	0.00 %
SW530.9710.700.00000	SERIAL BONDS.INTEREST.EMERSON...	5,332.00	5,332.00	0.00	5,332.00	0.00	0.00 %
Expense Total:		19,592.00	19,592.00	0.00	19,614.00	-22.00	-0.11%
Fund: SW530 - EMERSON ALLEN TOWNLINE RD WATER DISTRICT Su...		0.00	0.00	1.25	-27.58	-27.58	0.00%
Fund: SW535 - EX 36 - COUNTY ROAD #30 WATER DISTRICT							
Revenue							
SW535.1001.00000	REAL PROPERTY TAXES.COUNTY RO...	19,944.00	19,944.00	0.00	19,944.00	0.00	0.00 %
SW535.2401.00000	INTEREST & EARNINGS.EX 36 - COU...	75.00	75.00	6.58	54.39	-20.61	27.48 %
Revenue Total:		20,019.00	20,019.00	6.58	19,998.39	-20.61	0.10%
Expense							
SW535.8340.400.00000	SERVICES & MAIN.CONT.CO RD #30...	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
SW535.9710.600.00000	SERIAL BONDS.PRINCIPAL.EX 36 - C...	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
SW535.9710.700.00000	SERIAL BONDS.INTEREST.CO RD #30...	8,475.00	8,475.00	4,237.50	4,237.50	4,237.50	50.00 %
SW535.9903.900.00000	TRANSFER/WATER-MAINTENANCE....	1,544.00	1,544.00	1,544.00	1,544.00	0.00	0.00 %
Expense Total:		20,019.00	20,019.00	5,781.50	5,781.50	14,237.50	71.12%
Fund: SW535 - EX 36 - COUNTY ROAD #30 WATER DISTRICT Surplus ..		0.00	0.00	-5,774.92	14,216.89	14,216.89	0.00%
Fund: SW540 - HOPKINS GRIMBLE WATER DISTRICT							
Revenue							
SW540.1001.00000	REAL PROPERTY TAXES.HOPKINS GR...	18,272.00	18,272.00	0.00	18,272.00	0.00	0.00 %
SW540.2401.00000	INTEREST & EARNINGS.HOPKINS GR...	70.00	70.00	5.85	50.02	-19.98	28.54 %
SW540.9000.00000	APPROPRIATED FUND BALANCE FOR...	5,000.00	5,000.00	0.00	0.00	-5,000.00	100.00 %
Revenue Total:		23,342.00	23,342.00	5.85	18,322.02	-5,019.98	21.51%
Expense							
SW540.8340.400.00000	SERVICES & MAIN.CONT.HOPKINS ...	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00 %
SW540.9710.600.00000	SERIAL BONDS.PRINCIPAL.HOPKINS...	10,000.00	10,000.00	0.00	0.00	10,000.00	100.00 %
SW540.9710.700.00000	SERIAL BONDS.INTEREST.HOPKINS ...	4,638.00	4,638.00	2,318.75	2,318.75	2,319.25	50.01 %
SW540.9903.900.00000	TRANSFER/WATER-MAINTENANCE....	3,704.00	3,704.00	3,704.00	3,704.00	0.00	0.00 %
Expense Total:		23,342.00	23,342.00	6,022.75	6,022.75	17,319.25	74.20%
Fund: SW540 - HOPKINS GRIMBLE WATER DISTRICT Surplus (Deficit):		0.00	0.00	-6,016.90	12,299.27	12,299.27	0.00%
Fund: SW545 - HICKOX ROAD WATER DISTRICT							
Revenue							
SW545.1001.00000	REAL PROPERTY TAXES.HICKOX RO...	3,855.00	3,855.00	0.00	3,855.00	0.00	0.00 %
SW545.2401.00000	INTEREST & EARNINGS.HICKOX RO...	30.00	30.00	0.98	12.59	-17.41	58.03 %
Revenue Total:		3,885.00	3,885.00	0.98	3,867.59	-17.41	0.45%
Expense							
SW545.8350.400.00000	COMMON WATER.CONTRACTUAL.H...	636.00	636.00	0.00	0.00	636.00	100.00 %
SW545.9795.600.00000	DEBT PRIN OTHER GOVT DUE TO O...	2,500.00	2,500.00	2,500.00	2,500.00	0.00	0.00 %

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
SW545.9903.900.00000	TRANSFER/WATER-MAINTENANCE....	749.00	749.00	749.00	749.00	0.00	0.00 %
	Expense Total:	3,885.00	3,885.00	3,249.00	3,249.00	636.00	16.37%
	Fund: SW545 - HICKOX ROAD WATER DISTRICT Surplus (Deficit):	0.00	0.00	-3,248.02	618.59	618.59	0.00%
Fund: SW550 - NOTT RD EXT. 40 WATER DISTRICT							
Revenue							
SW550.1001.00000	REAL PROPERTY TAXES.NOTT RD EX...	6,680.00	6,680.00	0.00	6,680.00	0.00	0.00 %
SW550.2401.00000	INTEREST & EARNINGS.NOTT RD EX...	35.00	35.00	2.37	18.79	-16.21	46.31 %
SW550.9000.00000	APPROPRIATED FUND BALANCE FOR..	300.00	300.00	0.00	0.00	-300.00	100.00 %
	Revenue Total:	7,015.00	7,015.00	2.37	6,698.79	-316.21	4.51%
Expense							
SW550.8340.400.00000	SERVICES & MAINTENANCE.CONTR...	611.00	611.00	0.00	0.00	611.00	100.00 %
SW550.9710.600.00000	SERIAL BONDS.PRINCIPAL.NOTT RD ...	4,000.00	4,000.00	0.00	0.00	4,000.00	100.00 %
SW550.9710.700.00000	SERIAL BONDS.INTEREST.NOTT RD ...	1,488.00	1,488.00	744.00	744.00	744.00	50.00 %
SW550.9903.900.00000	TRANSFER/WATER-MAINTENANCE....	916.00	916.00	916.00	916.00	0.00	0.00 %
	Expense Total:	7,015.00	7,015.00	1,660.00	1,660.00	5,355.00	76.34%
	Fund: SW550 - NOTT RD EXT. 40 WATER DISTRICT Surplus (Deficit):	0.00	0.00	-1,657.63	5,038.79	5,038.79	0.00%
Fund: SW555 - CO RD 32 EXT. 41 WATER DISTRICT							
Revenue							
SW555.1001.00000	REAL PROPERTY TAXES.CO RD 32 EX...	12,944.00	12,944.00	0.00	12,944.00	0.00	0.00 %
SW555.2401.00000	INTEREST & EARNINGS.CO RD 32 EX...	65.00	65.00	2.05	34.98	-30.02	46.18 %
	Revenue Total:	13,009.00	13,009.00	2.05	12,978.98	-30.02	0.23%
Expense							
SW555.8340.400.00000	SERVICES & MAIN.CONT.CO RD 32 ...	1,649.00	1,649.00	0.00	0.00	1,649.00	100.00 %
SW555.9795.650.00000	DEBT PRINCIPAL DUE TO OTHER G...	9,085.00	9,085.00	0.00	0.00	9,085.00	100.00 %
SW555.9795.700.00000	DEBT INTEREST DUE TO OTHER GO...	1,452.00	1,452.00	1,451.31	1,451.31	0.69	0.05 %
SW555.9903.900.00000	TRANSFER/WATER-MAINTENANCE....	823.00	823.00	823.00	823.00	0.00	0.00 %
	Expense Total:	13,009.00	13,009.00	2,274.31	2,274.31	10,734.69	82.52%
	Fund: SW555 - CO RD 32 EXT. 41 WATER DISTRICT Surplus (Deficit):	0.00	0.00	-2,272.26	10,704.67	10,704.67	0.00%
	Report Surplus (Deficit):	-1.00	-251,445.00	1,588,098.76	3,446,920.10	3,698,365.10	1,470.84%

Group Summary

Account Typ...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: AA100 - GENERAL FUND						
Revenue	5,143,203.00	6,657,787.59	2,699,878.84	5,672,051.91	-985,735.68	14.81%
Expense	5,143,204.00	6,492,022.59	1,987,787.54	4,133,298.59	2,358,724.00	36.33%
Fund: AA100 - GENERAL FUND Surplus (Deficit):	-1.00	165,765.00	712,091.30	1,538,753.32	1,372,988.32	-828.27%
Fund: AA231 - CONTINGENT/TAX RESERVE						
Revenue	0.00	0.00	4,499.05	27,069.44	27,069.44	0.00%
Fund: AA231 - CONTINGENT/TAX RESERVE Total:	0.00	0.00	4,499.05	27,069.44	27,069.44	0.00%
Fund: AA232 - CAMPUS REPAIR RESERVE						
Revenue	0.00	0.00	957.56	5,761.25	5,761.25	0.00%
Fund: AA232 - CAMPUS REPAIR RESERVE Total:	0.00	0.00	957.56	5,761.25	5,761.25	0.00%
Fund: AA233 - TECHNOLOGY RESERVE						
Revenue	0.00	0.00	214.66	1,291.58	1,291.58	0.00%
Fund: AA233 - TECHNOLOGY RESERVE Total:	0.00	0.00	214.66	1,291.58	1,291.58	0.00%
Fund: AA234 - OPEN SPACE RESERVE						
Revenue	0.00	0.00	3,717.39	22,409.58	22,409.58	0.00%
Fund: AA234 - OPEN SPACE RESERVE Total:	0.00	0.00	3,717.39	22,409.58	22,409.58	0.00%
Fund: AA235 - NYS EMPLOYEE SYSTEM RESERVE						
Revenue	0.00	0.00	868.01	5,222.66	5,222.66	0.00%
Fund: AA235 - NYS EMPLOYEE SYSTEM RESERVE Total:	0.00	0.00	868.01	5,222.66	5,222.66	0.00%
Fund: AA237 - BONDED INDEBTEDNESS RESERVE						
Revenue	0.00	0.00	1,006.17	6,053.80	6,053.80	0.00%
Fund: AA237 - BONDED INDEBTEDNESS RESERVE Total:	0.00	0.00	1,006.17	6,053.80	6,053.80	0.00%
Fund: AA238 - SOLID WASTE MANAGEMENT RESERVE						
Revenue	0.00	0.00	3,740.77	22,507.08	22,507.08	0.00%
Fund: AA238 - SOLID WASTE MANAGEMENT RESERVE Total:	0.00	0.00	3,740.77	22,507.08	22,507.08	0.00%
Fund: CM100 - NEW RECREATION REVENUE FUND						
Revenue	0.00	0.00	1,575.28	21,493.12	21,493.12	0.00%
Fund: CM100 - NEW RECREATION REVENUE FUND Total:	0.00	0.00	1,575.28	21,493.12	21,493.12	0.00%
Fund: DA100 - HIGHWAY						
Revenue	4,756,125.00	5,456,125.00	786,637.85	1,880,784.76	-3,575,340.24	65.53%
Expense	4,756,125.00	5,560,492.00	645,892.08	1,907,518.68	3,652,973.32	65.70%
Fund: DA100 - HIGHWAY Surplus (Deficit):	0.00	-104,367.00	140,745.77	-26,733.92	77,633.08	74.38%
Fund: DA230 - HWY EQUIPMENT RESERVE						
Revenue	0.00	0.00	1,455.91	8,759.54	8,759.54	0.00%
Fund: DA230 - HWY EQUIPMENT RESERVE Total:	0.00	0.00	1,455.91	8,759.54	8,759.54	0.00%
Fund: DA232 - HWY IMPROVEMENT RESERVE						
Revenue	0.00	0.00	1,557.15	9,368.85	9,368.85	0.00%
Fund: DA232 - HWY IMPROVEMENT RESERVE Total:	0.00	0.00	1,557.15	9,368.85	9,368.85	0.00%
Fund: DA235 - SNOW/ICE REMOVAL RD REPAIR RESERVE						
Revenue	0.00	0.00	958.80	5,768.70	5,768.70	0.00%
Fund: DA235 - SNOW/ICE REMOVAL RD REPAIR RESERVE Total:	0.00	0.00	958.80	5,768.70	5,768.70	0.00%
Fund: HH100 - CAPITAL PROJECTS						
Revenue	0.00	0.00	852,100.67	1,164,814.10	1,164,814.10	0.00%
Expense	0.00	300,000.00	46,326.26	184,149.57	115,850.43	38.62%
Fund: HH100 - CAPITAL PROJECTS Surplus (Deficit):	0.00	-300,000.00	805,774.41	980,664.53	1,280,664.53	426.89%
Fund: SD600 - RT 332 DRAINAGE DISTRICT						
Revenue	15,012.00	15,012.00	42.06	10,189.78	-4,822.22	32.12%
Expense	15,012.00	15,012.00	0.00	0.00	15,012.00	100.00%
Fund: SD600 - RT 332 DRAINAGE DISTRICT Surplus (Deficit):	0.00	0.00	42.06	10,189.78	10,189.78	0.00%
Fund: SD605 - LAKEWOOD MEADOWS DRAINAGE DISTRICT						
Revenue	2,002.00	2,002.00	8.62	1,988.96	-13.04	0.65%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

Account Typ...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Expense	2,002.00	2,002.00	0.00	0.00	2,002.00	100.00%
Fund: SD605 - LAKEWOOD MEADOWS DRAINAGE DISTRICT Surplus ..	0.00	0.00	8.62	1,988.96	1,988.96	0.00%
Fund: SD610 - ASHTON DRAINAGE DISTRICT						
Revenue	45.00	45.00	4.98	32.87	-12.13	26.96%
Expense	45.00	45.00	0.00	0.00	45.00	100.00%
Fund: SD610 - ASHTON DRAINAGE DISTRICT Surplus (Deficit):	0.00	0.00	4.98	32.87	32.87	0.00%
Fund: SD615 - FOX RIDGE DRAINAGE DISTRICT						
Revenue	32,120.00	32,120.00	15.25	10,572.72	-21,547.28	67.08%
Expense	32,120.00	32,120.00	0.00	0.00	32,120.00	100.00%
Fund: SD615 - FOX RIDGE DRAINAGE DISTRICT Surplus (Deficit):	0.00	0.00	15.25	10,572.72	10,572.72	0.00%
Fund: SD620 - LANDINGS DRAINAGE DISTRICT						
Revenue	20.00	20.00	2.61	17.21	-2.79	13.95%
Expense	20.00	20.00	0.00	0.00	20.00	100.00%
Fund: SD620 - LANDINGS DRAINAGE DISTRICT Surplus (Deficit):	0.00	0.00	2.61	17.21	17.21	0.00%
Fund: SD625 - OLD BROOKSIDE DRAINAGE DISTRICT						
Revenue	60.00	60.00	4.69	30.93	-29.07	48.45%
Expense	60.00	60.00	0.00	0.00	60.00	100.00%
Fund: SD625 - OLD BROOKSIDE DRAINAGE DISTRICT Surplus (Deficit)..	0.00	0.00	4.69	30.93	30.93	0.00%
Fund: SD630 - LAKESIDE ESTATES DRAINAGE DISTRICT						
Revenue	45.00	45.00	3.24	21.38	-23.62	52.49%
Expense	45.00	45.00	0.00	0.00	45.00	100.00%
Fund: SD630 - LAKESIDE ESTATES DRAINAGE DISTRICT Surplus (Defic..	0.00	0.00	3.24	21.38	21.38	0.00%
Fund: SD635 - WATERFORD POINT DRAINAGE DISTRICT						
Revenue	875.00	875.00	5.38	840.53	-34.47	3.94%
Expense	875.00	875.00	0.00	0.00	875.00	100.00%
Fund: SD635 - WATERFORD POINT DRAINAGE DISTRICT Surplus (Def..	0.00	0.00	5.38	840.53	840.53	0.00%
Fund: SD640 - STABLEGATE DRAINAGE DISTRICT						
Revenue	15,303.00	15,303.00	8.26	6,267.58	-9,035.42	59.04%
Expense	15,303.00	15,303.00	0.00	0.00	15,303.00	100.00%
Fund: SD640 - STABLEGATE DRAINAGE DISTRICT Surplus (Deficit):	0.00	0.00	8.26	6,267.58	6,267.58	0.00%
Fund: SF450 - FIRE PROTECTION						
Revenue	1,755,000.00	1,755,000.00	16.13	1,751,803.11	-3,196.89	0.18%
Expense	1,755,000.00	1,755,000.00	0.00	1,755,000.00	0.00	0.00%
Fund: SF450 - FIRE PROTECTION Surplus (Deficit):	0.00	0.00	16.13	-3,196.89	-3,196.89	0.00%
Fund: SL700 - CENTERPOINT LIGHTING DISTRICT						
Revenue	1,922.00	1,922.00	0.92	1,917.14	-4.86	0.25%
Expense	1,922.00	1,922.00	145.59	962.66	959.34	49.91%
Fund: SL700 - CENTERPOINT LIGHTING DISTRICT Surplus (Deficit):	0.00	0.00	-144.67	954.48	954.48	0.00%
Fund: SL705 - FOX RIDGE LIGHTING DISTRICT						
Revenue	15,472.00	15,472.00	4.22	15,465.56	-6.44	0.04%
Expense	15,472.00	15,472.00	960.97	4,734.26	10,737.74	69.40%
Fund: SL705 - FOX RIDGE LIGHTING DISTRICT Surplus (Deficit):	0.00	0.00	-956.75	10,731.30	10,731.30	0.00%
Fund: SL710 - LANDINGS LIGHTING DISTRICT						
Revenue	5.00	5.00	0.43	2.83	-2.17	43.40%
Expense	5.00	5.00	0.00	0.00	5.00	100.00%
Fund: SL710 - LANDINGS LIGHTING DISTRICT Surplus (Deficit):	0.00	0.00	0.43	2.83	2.83	0.00%
Fund: SL715 - LAKEWOOD MEADOWS LIGHTING DISTRICT						
Revenue	1,490.00	1,490.00	1.53	1,485.27	-4.73	0.32%
Expense	1,490.00	1,490.00	25.03	148.78	1,341.22	90.01%
Fund: SL715 - LAKEWOOD MEADOWS LIGHTING DISTRICT Surplus (...	0.00	0.00	-23.50	1,336.49	1,336.49	0.00%
Fund: SL720 - FALLBROOK PARK LIGHTING DISTRICT						
Revenue	2,128.00	2,128.00	1.07	2,125.90	-2.10	0.10%
Expense	2,128.00	2,128.00	147.32	693.55	1,434.45	67.41%
Fund: SL720 - FALLBROOK PARK LIGHTING DISTRICT Surplus (Deficit):	0.00	0.00	-146.25	1,432.35	1,432.35	0.00%

Budget Report-JM

For Fiscal: 2024 Period Ending: 06/30/2024

Account Typ...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: SM900 - UPTOWN BUSINESS IMPROVEMENT DISTRICT						
Revenue	105,400.00	105,400.00	39.46	105,261.11	-138.89	0.13%
Expense	105,400.00	105,400.00	0.00	0.00	105,400.00	100.00%
Fund: SM900 - UPTOWN BUSINESS IMPROVEMENT DISTRICT Surplu...	0.00	0.00	39.46	105,261.11	105,261.11	0.00%
Fund: SS800 - SANITARY SEWER						
Revenue	18,300.00	18,300.00	6.20	18,250.95	-49.05	0.27%
Expense	18,300.00	18,300.00	0.00	0.00	18,300.00	100.00%
Fund: SS800 - SANITARY SEWER Surplus (Deficit):	0.00	0.00	6.20	18,250.95	18,250.95	0.00%
Fund: SW500 - CANANDAIGUA CONSOLIDATED WATER DISTRICT						
Revenue	1,972,760.00	1,972,760.00	41,202.66	1,060,580.44	-912,179.56	46.24%
Expense	1,972,760.00	1,985,603.00	83,405.18	509,739.85	1,475,863.15	74.33%
Fund: SW500 - CANANDAIGUA CONSOLIDATED WATER DISTRICT Su...	0.00	-12,843.00	-42,202.52	550,840.59	563,683.59	4,389.03%
Fund: SW505 - CANANDAIGUA BRISTOL JOINT WATER DISTRICT						
Revenue	79,449.00	79,449.00	27.47	78,475.06	-973.94	1.23%
Expense	79,449.00	79,449.00	25,749.00	25,749.00	53,700.00	67.59%
Fund: SW505 - CANANDAIGUA BRISTOL JOINT WATER DISTRICT Sur...	0.00	0.00	-25,721.53	52,726.06	52,726.06	0.00%
Fund: SW515 - CANANDAIGUA-FARMINGTON WATER DISTRICT						
Revenue	287,269.00	287,269.00	35.32	287,284.87	15.87	0.01%
Expense	287,269.00	287,269.00	0.00	285,288.00	1,981.00	0.69%
Fund: SW515 - CANANDAIGUA-FARMINGTON WATER DISTRICT Surp...	0.00	0.00	35.32	1,996.87	1,996.87	0.00%
Fund: SW525 - MCINTYRE ROAD WATER DISTRICT						
Revenue	11,696.00	11,696.00	3.10	8,477.34	-3,218.66	27.52%
Expense	11,696.00	11,696.00	3,095.50	3,095.50	8,600.50	73.53%
Fund: SW525 - MCINTYRE ROAD WATER DISTRICT Surplus (Deficit):	0.00	0.00	-3,092.40	5,381.84	5,381.84	0.00%
Fund: SW530 - EMERSON ALLEN TOWNLINE RD WATER DISTRICT						
Revenue	19,592.00	19,592.00	1.25	19,586.42	-5.58	0.03%
Expense	19,592.00	19,592.00	0.00	19,614.00	-22.00	-0.11%
Fund: SW530 - EMERSON ALLEN TOWNLINE RD WATER DISTRICT Su...	0.00	0.00	1.25	-27.58	-27.58	0.00%
Fund: SW535 - EX 36 - COUNTY ROAD #30 WATER DISTRICT						
Revenue	20,019.00	20,019.00	6.58	19,998.39	-20.61	0.10%
Expense	20,019.00	20,019.00	5,781.50	5,781.50	14,237.50	71.12%
Fund: SW535 - EX 36 - COUNTY ROAD #30 WATER DISTRICT Surplus ..	0.00	0.00	-5,774.92	14,216.89	14,216.89	0.00%
Fund: SW540 - HOPKINS GRIMBLE WATER DISTRICT						
Revenue	23,342.00	23,342.00	5.85	18,322.02	-5,019.98	21.51%
Expense	23,342.00	23,342.00	6,022.75	6,022.75	17,319.25	74.20%
Fund: SW540 - HOPKINS GRIMBLE WATER DISTRICT Surplus (Deficit):	0.00	0.00	-6,016.90	12,299.27	12,299.27	0.00%
Fund: SW545 - HICKOX ROAD WATER DISTRICT						
Revenue	3,885.00	3,885.00	0.98	3,867.59	-17.41	0.45%
Expense	3,885.00	3,885.00	3,249.00	3,249.00	636.00	16.37%
Fund: SW545 - HICKOX ROAD WATER DISTRICT Surplus (Deficit):	0.00	0.00	-3,248.02	618.59	618.59	0.00%
Fund: SW550 - NOTT RD EXT. 40 WATER DISTRICT						
Revenue	7,015.00	7,015.00	2.37	6,698.79	-316.21	4.51%
Expense	7,015.00	7,015.00	1,660.00	1,660.00	5,355.00	76.34%
Fund: SW550 - NOTT RD EXT. 40 WATER DISTRICT Surplus (Deficit):	0.00	0.00	-1,657.63	5,038.79	5,038.79	0.00%
Fund: SW555 - CO RD 32 EXT. 41 WATER DISTRICT						
Revenue	13,009.00	13,009.00	2.05	12,978.98	-30.02	0.23%
Expense	13,009.00	13,009.00	2,274.31	2,274.31	10,734.69	82.52%
Fund: SW555 - CO RD 32 EXT. 41 WATER DISTRICT Surplus (Deficit):	0.00	0.00	-2,272.26	10,704.67	10,704.67	0.00%
Report Surplus (Deficit):	-1.00	-251,445.00	1,588,098.76	3,446,920.10	3,698,365.10	1,470.84%

Fund Summary

Fund	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)
AA100 - GENERAL FUND	-1.00	165,765.00	712,091.30	1,538,753.32	1,372,988.32
AA231 - CONTINGENT/TAX RESERV	0.00	0.00	4,499.05	27,069.44	27,069.44
AA232 - CAMPUS REPAIR RESERVE	0.00	0.00	957.56	5,761.25	5,761.25
AA233 - TECHNOLOGY RESERVE	0.00	0.00	214.66	1,291.58	1,291.58
AA234 - OPEN SPACE RESERVE	0.00	0.00	3,717.39	22,409.58	22,409.58
AA235 - NYS EMPLOYEE SYSTEM R	0.00	0.00	868.01	5,222.66	5,222.66
AA237 - BONDED INDEBTEDNESS I	0.00	0.00	1,006.17	6,053.80	6,053.80
AA238 - SOLID WASTE MANAGEM	0.00	0.00	3,740.77	22,507.08	22,507.08
CM100 - NEW RECREATION REVEN	0.00	0.00	1,575.28	21,493.12	21,493.12
DA100 - HIGHWAY	0.00	-104,367.00	140,745.77	-26,733.92	77,633.08
DA230 - HWY EQUIPMENT RESERV	0.00	0.00	1,455.91	8,759.54	8,759.54
DA232 - HWY IMPROVEMENT RES	0.00	0.00	1,557.15	9,368.85	9,368.85
DA235 - SNOW/ICE REMOVAL RD I	0.00	0.00	958.80	5,768.70	5,768.70
HH100 - CAPITAL PROJECTS	0.00	-300,000.00	805,774.41	980,664.53	1,280,664.53
SD600 - RT 332 DRAINAGE DISTRIC	0.00	0.00	42.06	10,189.78	10,189.78
SD605 - LAKEWOOD MEADOWS D	0.00	0.00	8.62	1,988.96	1,988.96
SD610 - ASHTON DRAINAGE DISTR	0.00	0.00	4.98	32.87	32.87
SD615 - FOX RIDGE DRAINAGE DIS	0.00	0.00	15.25	10,572.72	10,572.72
SD620 - LANDINGS DRAINAGE DIS	0.00	0.00	2.61	17.21	17.21
SD625 - OLD BROOKSIDE DRAINAC	0.00	0.00	4.69	30.93	30.93
SD630 - LAKESIDE ESTATES DRAIN	0.00	0.00	3.24	21.38	21.38
SD635 - WATERFORD POINT DRAI	0.00	0.00	5.38	840.53	840.53
SD640 - STABLEGATE DRAINAGE D	0.00	0.00	8.26	6,267.58	6,267.58
SF450 - FIRE PROTECTION	0.00	0.00	16.13	-3,196.89	-3,196.89
SL700 - CENTERPOINT LIGHTING D	0.00	0.00	-144.67	954.48	954.48
SL705 - FOX RIDGE LIGHTING DIST	0.00	0.00	-956.75	10,731.30	10,731.30
SL710 - LANDINGS LIGHTING DIST	0.00	0.00	0.43	2.83	2.83
SL715 - LAKEWOOD MEADOWS LI	0.00	0.00	-23.50	1,336.49	1,336.49
SL720 - FALLBROOK PARK LIGHTIN	0.00	0.00	-146.25	1,432.35	1,432.35
SM900 - UPTOWN BUSINESS IMPR	0.00	0.00	39.46	105,261.11	105,261.11
SS800 - SANITARY SEWER	0.00	0.00	6.20	18,250.95	18,250.95
SW500 - CANANDAIGUA CONSOLI	0.00	-12,843.00	-42,202.52	550,840.59	563,683.59
SW505 - CANANDAIGUA BRISTOL	0.00	0.00	-25,721.53	52,726.06	52,726.06
SW515 - CANANDAIGUA-FARMINC	0.00	0.00	35.32	1,996.87	1,996.87
SW525 - MCINTYRE ROAD WATER	0.00	0.00	-3,092.40	5,381.84	5,381.84
SW530 - EMERSON ALLEN TOWNL	0.00	0.00	1.25	-27.58	-27.58
SW535 - EX 36 - COUNTY ROAD #3	0.00	0.00	-5,774.92	14,216.89	14,216.89
SW540 - HOPKINS GRIMBLE WATE	0.00	0.00	-6,016.90	12,299.27	12,299.27
SW545 - HICKOX ROAD WATER DI	0.00	0.00	-3,248.02	618.59	618.59
SW550 - NOTT RD EXT. 40 WATER	0.00	0.00	-1,657.63	5,038.79	5,038.79
SW555 - CO RD 32 EXT. 41 WATEF	0.00	0.00	-2,272.26	10,704.67	10,704.67
Report Surplus (Deficit):	-1.00	-251,445.00	1,588,098.76	3,446,920.10	3,698,365.10



Fund Balance Report

As Of 06/30/2024

Fund	Beginning Balance	Total Revenues	Total Expenses	Ending Balance
AA100 - GENERAL FUND	1,400,872.97	5,672,051.91	4,133,298.59	2,939,626.29
AA231 - CONTINGENT/TAX RESERVE	1,026,811.28	27,069.44	0.00	1,053,880.72
AA232 - CAMPUS REPAIR RESERVE	218,537.25	5,761.25	0.00	224,298.50
AA233 - TECHNOLOGY RESERVE	48,993.50	1,291.58	0.00	50,285.08
AA234 - OPEN SPACE RESERVE	1,049,424.85	22,409.58	0.00	1,071,834.43
AA235 - NYS EMPLOYEE SYSTEM RESERVE	198,108.52	5,222.66	0.00	203,331.18
AA237 - BONDED INDEBTEDNESS RESERVE	229,636.52	6,053.80	0.00	235,690.32
AA238 - SOLID WASTE MANAGEMENT RESERVE	853,747.81	22,507.08	0.00	876,254.89
CM100 - NEW RECREATION REVENUE FUND	588,996.37	21,493.12	0.00	610,489.49
CR100 - PARKS & REC FBC REVENUE FUND	0.00	0.00	0.00	0.00
DA100 - HIGHWAY	644,055.74	1,880,784.76	1,907,518.68	617,321.82
DA230 - HWY EQUIPMENT RESERVE	332,272.04	8,759.54	0.00	341,031.58
DA232 - HWY IMPROVEMENT RESERVE	355,382.60	9,368.85	0.00	364,751.45
DA235 - SNOW/ICE REMOVAL RD REPAIR RESERVE	218,820.26	5,768.70	0.00	224,588.96
HH100 - CAPITAL PROJECTS	1,946,733.85	1,164,814.10	184,149.57	2,927,398.38
SD600 - RT 332 DRAINAGE DISTRICT	114,507.34	10,189.78	0.00	124,697.12
SD605 - LAKEWOOD MEADOWS DRAINAGE DISTRICT	23,578.09	1,988.96	0.00	25,567.05
SD610 - ASHTON DRAINAGE DISTRICT	14,723.54	32.87	0.00	14,756.41
SD615 - FOX RIDGE DRAINAGE DISTRICT	34,641.50	10,572.72	0.00	45,214.22
SD620 - LANDINGS DRAINAGE DISTRICT	7,708.68	17.21	0.00	7,725.89
SD625 - OLD BROOKSIDE DRAINAGE DISTRICT	13,859.79	30.93	0.00	13,890.72
SD630 - LAKESIDE ESTATES DRAINAGE DISTRICT	9,574.45	21.38	0.00	9,595.83
SD635 - WATERFORD POINT DRAINAGE DISTRICT	15,098.86	840.53	0.00	15,939.39
SD640 - STABLEGATE DRAINAGE DISTRICT	18,233.05	6,267.58	0.00	24,500.63
SF450 - FIRE PROTECTION	51,005.62	1,751,803.11	1,755,000.00	47,808.73
SL700 - CENTERPOINT LIGHTING DISTRICT	1,763.24	1,917.14	962.66	2,717.72
SL705 - FOX RIDGE LIGHTING DISTRICT	1,780.97	15,465.56	4,734.26	12,512.27
SL710 - LANDINGS LIGHTING DISTRICT	1,266.27	2.83	0.00	1,269.10
SL715 - LAKEWOOD MEADOWS LIGHTING DISTRICT	3,202.04	1,485.27	148.78	4,538.53
SL720 - FALLBROOK PARK LIGHTING DISTRICT	1,736.13	2,125.90	693.55	3,168.48
SM900 - UPTOWN BUSINESS IMPROVEMENT DISTRICT	11,704.53	105,261.11	0.00	116,965.64
SS800 - SANITARY SEWER	132.77	18,250.95	0.00	18,383.72
SW500 - CANANDAIGUA CONSOLIDATED WATER DISTRICT	1,796,527.72	1,060,580.44	509,739.85	2,347,368.31
SW505 - CANANDAIGUA BRISTOL JOINT WATER DISTRICT	46,708.83	78,475.06	25,749.00	99,434.89
SW515 - CANANDAIGUA-FARMINGTON WATER DISTRICT	54,645.16	287,284.87	285,288.00	56,642.03
SW525 - MCINTYRE ROAD WATER DISTRICT	3,810.75	8,477.34	3,095.50	9,192.59
SW530 - EMERSON ALLEN TOWNLINE RD WATER DISTRICT	3,724.41	19,586.42	19,614.00	3,696.83
SW535 - EX 36 - COUNTY ROAD #30 WATER DISTRICT	5,293.49	19,998.39	5,781.50	19,510.38
SW540 - HOPKINS GRIMBLE WATER DISTRICT	5,044.62	18,322.02	6,022.75	17,343.89
SW545 - HICKOX ROAD WATER DISTRICT	-17,724.94	3,867.59	3,249.00	-17,106.35
SW550 - NOTT RD EXT. 40 WATER DISTRICT	1,983.90	6,698.79	1,660.00	7,022.69
SW555 - CO RD 32 EXT. 41 WATER DISTRICT	-45,144.80	12,978.98	2,274.31	-34,440.13
Report Total:	11,291,779.57	12,295,900.10	8,848,980.00	14,738,699.67

ATTACHMENT 3

REPORTS OF BOARDS, COMMITTEES & PROJECT TEAMS

ATTACHMENT 4



Town of Canandaigua , NY

Budget Adjustment Register

Adjustment Detail

Packet: GLPKT03081 - 2024-07-09 JM Town Supervisor BA

Adjustment Number	Budget Code	Description	Adjustment Date
BA0000420	2024 Adopted Budget	TS BA to increase Town Board Contractual	6/30/2024

Summary Description: Increase Town Board contractual due to higher than budgeted training expenditures

Account Number	Account Name	Adjustment Description	Before	Adjustment	After
<u>AA100.1010.400.00000</u>	TOWN BOARD.CONTRACTUAL	TS BA to increase Town Board Contractual	2,750.00	1,000.00	3,750.00
June: 1,000.00					
<u>AA100.1990.400.00000</u>	CONTINGENCY	TS BA to increase Town Board Contractual	120,937.78	-1,000.00	119,937.78
July: -1,000.00					

Budget Code Summary

Budget	Budget Description	Account	Account Description	Before	Adjustment	After
2024 Adopted	2024 Adopted Budget	<u>AA100.1010.400.00000</u>	TOWN BOARD.CONTRACTUAL	2,750.00	1,000.00	3,750.00
		<u>AA100.1990.400.00000</u>	CONTINGENCY	120,937.78	-1,000.00	119,937.78
			2024 Adopted Total:	123,687.78	0.00	123,687.78
			Grand Total:	123,687.78	0.00	123,687.78

Fund Summary

Fund	Before	Adjustment	After
Budget Code:2024 Adopted - 2024 Adopted Budget Fiscal: 2024			
AA100	123,687.78	0.00	123,687.78
Budget Code 2024 Adopted Total:	123,687.78	0.00	123,687.78
Grand Total:	123,687.78	0.00	123,687.78

REQUEST FOR BUDGET TRANSFER

Effective Date: 6/30/2024

Requested By: Jessica Mull

Please review the following budget transfers for approval:

Account	Account Description	Current Balance	DR	CR
AA100.1010.400	Town Board. Contractual	-85.82	1000.00	
AA100.1990.400	Contingency. Contractual	120,937.78		-1000.00
TOTAL			1000.00	-1000.00

Approved By:

Jared Simpson, Town Supervisor/Budget Officer

Date _____

Transfer Completed By: _____

Jessica Mull, Finance Clerk II

Date _____

ATTACHMENT 5

MEMO

TOWN OF CANANDAIGUA

To: Town Board
From: Town Planner
CC:
Date: 6/14/2024
Re: Proposed updates to Town Code regarding Farm Labor Housing

COMMENTS: NY State Agriculture and Markets Law § 305-a protects farm operations within NY State agricultural districts. It states that local governments shall not unreasonably restrict or regulate such farming operations.

The Town's Ordinance Committee, along with the staff in the Development Office and members of the Town's farming community have weighed in and provided comments and suggestions for improving town code to clarify and simplify regulations relating to farm labor housing in the Town of Canandaigua.

The proposed changes will edit four different sections of town code as outlined in the proposed draft LL language.

The proposed changes will:

- update the definitions for farm labor and agricultural buildings.
- remove the regulations for special use permits for farm labor housing in the town.
- add farm labor housing as a permitted use in the AR-1, AR-2, RR-3, and SCR-1 zoning districts.

149-2024	Town of Canandaigua	Town Board	Reynolds, Sarah	Text Amendment – 2 / A
n/a	Text Amendment to Town Code Chapters §1-17, §220-14(B)(8), §220-18(C)(7), and §220-58 to clarify regulations surrounding the use of farm labor housing in the Town of Canandaigua.			

<https://ontariocountyny.gov/DocumentCenter/View/44572/149-2024-Draft-LL-T-Canandaigua-Text-Amendment>

The Town Planner had the following remarks in a memo to the Town Board:

NY State Agriculture and Markets Law §305-a protects farm operations within NY State agricultural districts. It states that local governments shall not unreasonably restrict or regulate such farming operations.

The Town's Ordinance Committee, along with the staff in the Development Office and members of the Town's farming community have weighed in and provided comments and suggestions for improving town code to clarify and simplify regulations relating to farm labor housing in the Town of Canandaigua.

The proposed changes will edit four [4] different sections of Town code as outlined in the proposed draft LL [Local Law] language.

The proposed changes will:

- Update the definitions for farm labor and agricultural buildings. The term farm labor applies to those who work at least 30 hours per week on the farm, whose earned income is predominantly from on-farm employment either year-round or seasonally, and who is not a partner or owner of the farm or farm operation.
- Remove the regulations for special use permits for farm labor housing in the Town.
- Add farm labor housing as a permitted use in the AR-1, AR-2, RR-3, and SCR-1 zoning districts. These addition to permitted use lists requires documentation of occupancy by farm labor and that such housing will be removed within a reasonable amount of time in the event farm labor operations are no longer taking place on the property or properties served by said farm labor housing.

Board Motion: To retain referral 149-2024 as a class 2 and return to the local board with recommendation for approval with comments. **Motion made by: Tammy Worden Seconded by: Leonard Wildman**

Vote: 13 in favor, 0 opposed, 0 abstentions. Motion Carried.

DRAFT
Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Canandaigua

Local Law No. _____ **of the year 20** ²⁴ _____

A local law to execute a text code amendment to Town Code Chapters §1-17, §220-14(B)(8),
(Insert Title)
§220-18(c)(7), and §220-58 that would clarify regulations surrounding the use of farm labor
housing in the Town of Canandaigua

Be it enacted by the Town Board _____ **of the**
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village
(Select one:)

of Canandaigua _____ **as follows:**

See attachment "Exibit A"

(If additional space is needed, attach pages the same size as this sheet, and number each.)

TOWN OF CANANDAIGUA
LOCAL LAW # _____ OF 2024

EXHIBIT A

SECTION ONE. Intent. Agriculture and farming are an important part of the Town of Canandaigua. It is the intent of this local law to clarify Town Code such that farm labor housing is recognized as an important aspect of farm operations and to fulfill the Town's obligations under NYS Agriculture and Markets law 305-a not to unreasonably restrict farming operations.

SECTION TWO. The definition of AGRICULTURAL BUILDING contained in Town Code § 1-17 shall be replaced in its entirety with the following:

BUILDING, AGRICULTURAL

A detached building or structure used to support an agricultural use and/or farm operations.

SECTION THREE. The definition of FARM LABOR contained in Town Code § 1-17 shall be replaced in its entirety with the following:

FARM LABOR

A person or persons working at least 30 hours per week on farm such that the hours worked and income earned by said person or persons are predominantly from on-farm employment, either year round or seasonally, who is not a partner or owner of the farm or the farm operation.

SECTION FOUR. The following permitted use shall be added to the AR-1 Agricultural Rural Residential District as §220-14(B)(8):

Farm labor housing, provided that the property owner provides acceptable documentation that the housing will be provided to farm labor as defined in this code and further provided that such farm labor housing will be removed within a reasonable amount of time in the event farm labor operations are no longer taking place on the property or properties served by said farm labor housing. Farm labor housing shall be subject to the area and bulk standards set forth in Schedule 1 of this chapter for Agricultural Uses and Structures (Principal Building).

SECTION FIVE. The following permitted use shall be added to the SCR-1 Southern Corridor Residential District as §220-18(C)(7):

Farm labor housing, provided that the property owner provides acceptable documentation that the housing will be provided to farm labor as defined in this code and further provided that such farm labor housing will be removed within a reasonable amount of time in the event farm labor operations are no longer

taking place on the property or properties served by said farm labor housing. Farm labor housing shall be subject to the area and bulk standards set forth in Schedule 1 of this chapter for Agricultural Uses and Structures (Principal Building).

SECTION SIX. Town Code § 220-58, Farm Labor Housing Within Established Ontario County Agriculture Districts located within RR3, AR1 and AR2 Districts shall be removed in its entirety

Severability. If any portion of this local law is determined to be invalid or unenforceable by a court of competent jurisdiction, the remainder of this local law shall remain in full force and effect.

SECTION SEVEN. Effective Date. This local law shall take effect immediately upon its filing with the New York State Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2024 of the (County)(City)(Town)(Village) of Canandaigua was duly passed by the Town Board on _____ 2024, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*)
on _____ 2024, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. (Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. Such local (Elective Chief Executive Officer*)
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.

Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

(Seal)

Date: _____

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either “Yes” or “No”. If the answer to the initial question is “Yes”, complete the sub-questions that follow. If the answer to the initial question is “No”, proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Proposed local law to update town code regulations regarding farm labor housing		
Project Location (describe, and attach a general location map): Town of Canandaigua (townwide, local law)		
Brief Description of Proposed Action (include purpose or need): The Town Board of the Town of Canandaigua is considering the adoption of a Local Law to execute a text code amendment to Town Code Chapters §1-17, §220-14(B)(8), §220-18(c)(7), and §220-58 that would clarify regulations surrounding the use of farm labor housing in the Town of Canandaigua.		
Name of Applicant/Sponsor: Town Board, Town of Canandaigua	Telephone: 585-394-1120	
	E-Mail: info@townofcanandaigua.org	
Address: 5440 Rtes 5 & 20 West		
City/PO: Canandaigua	State: NY	Zip Code: 14424
Project Contact (if not same as sponsor; give name and title/role): Sarah Reynolds, Town Planner	Telephone: 585-337-4731	
	E-Mail: sreynolds@townofcanandaigua.org	
Address: same as above		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone:	
	E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Town Board	July 22, 2024
b. City, Town or Village <input type="checkbox"/> Yes <input type="checkbox"/> No Planning Board or Commission		
c. City, Town or <input type="checkbox"/> Yes <input type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
e. County agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
f. Regional agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☒Yes ☐No

- If Yes, complete sections C, F and G.
- If No, proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☒Yes ☐No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐Yes ☒No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☐Yes ☐No

If Yes, identify the plan(s):

The proposed action involves the adoption of a local law. No actual site work is proposed as part of this action. No other questions in section C apply to the proposed action.

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☐No

If Yes, identify the plan(s):

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☐ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?

b. Is the use permitted or allowed by a special or conditional use permit? ☐ Yes ☐ No

c. Is a zoning change requested as part of the proposed action? ☐ Yes ☒ No

If Yes,

i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? _____

b. What police or other public protection forces serve the project site?

c. Which fire protection and emergency medical services serve the project site?

d. What parks serve the project site?

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

b. a. Total acreage of the site of the proposed action? _____ acres
b. Total acreage to be physically disturbed? _____ acres
c. Total acreage (project site and any contiguous properties) owned
or controlled by the applicant or project sponsor? _____ acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☐ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☐ No

If Yes,

i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No

iii. Number of lots proposed? _____

iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☐ Yes ☐ No

i. If No, anticipated period of construction: _____ months

ii. If Yes:

- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____ year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, show numbers of units proposed.				
	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes,	
<i>i.</i> Total number of structures _____ <i>ii.</i> Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length <i>iii.</i> Approximate extent of building space to be heated or cooled: _____ square feet	

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes,	
<i>i.</i> Purpose of the impoundment: _____ <i>ii.</i> If a water impoundment, the principal source of the water: <input type="checkbox"/> Ground water <input type="checkbox"/> Surface water streams <input type="checkbox"/> Other specify: _____ <i>iii.</i> If other than water, identify the type of impounded/contained liquids and their source. _____ <i>iv.</i> Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres <i>v.</i> Dimensions of the proposed dam or impounding structure: _____ height; _____ length <i>vi.</i> Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____ _____	

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? <input type="checkbox"/> Yes <input type="checkbox"/> No (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) If Yes:	
<i>i.</i> What is the purpose of the excavation or dredging? _____ <i>ii.</i> How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site? <div style="margin-left: 20px;"> • Volume (specify tons or cubic yards): _____ • Over what duration of time? _____ </div> <i>iii.</i> Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____ _____ _____	
<i>iv.</i> Will there be onsite dewatering or processing of excavated materials? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, describe. _____ _____ _____	
<i>v.</i> What is the total area to be dredged or excavated? _____ acres <i>vi.</i> What is the maximum area to be worked at any one time? _____ acres <i>vii.</i> What would be the maximum depth of excavation or dredging? _____ feet <i>viii.</i> Will the excavation require blasting? <input type="checkbox"/> Yes <input type="checkbox"/> No <i>ix.</i> Summarize site reclamation goals and plan: _____ _____ _____	

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes:	
<i>i.</i> Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____ _____ _____	

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐ Yes ☐ No
If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐ Yes ☐ No
If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? ☐ Yes ☐ No
If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐ Yes ☐ No
If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No
- Do existing lines serve the project site? ☐ Yes ☐ No

iii. Will line extension within an existing district be necessary to supply the project? ☐ Yes ☐ No
If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐ Yes ☐ No
If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☐ Yes ☐ No
If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐ Yes ☐ No
If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No

<ul style="list-style-type: none"> • Do existing sewer lines serve the project site? _____ • Will a line extension within an existing district be necessary to serve the project? _____ <p>If Yes:</p> <ul style="list-style-type: none"> • Describe extensions or capacity expansions proposed to serve this project: _____ _____ _____ 	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No	
<p>iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? _____</p> <p>If Yes:</p> <ul style="list-style-type: none"> • Applicant/sponsor for new district: _____ • Date application submitted or anticipated: _____ • What is the receiving water for the wastewater discharge? _____ 	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<p>v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans): _____ _____ _____</p>		
<p>vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____ _____ _____</p>		
<p>e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? _____</p> <p>If Yes:</p> <p>i. How much impervious surface will the project create in relation to total size of project parcel?</p> <p style="padding-left: 40px;">_____ Square feet or _____ acres (impervious surface)</p> <p style="padding-left: 40px;">_____ Square feet or _____ acres (parcel size)</p> <p>ii. Describe types of new point sources. _____</p> <p>iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)? _____ _____</p> <ul style="list-style-type: none"> • If to surface waters, identify receiving water bodies or wetlands: _____ _____ • Will stormwater runoff flow to adjacent properties? _____ 	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No	
<p>iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? _____</p>		
<p>f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? _____</p> <p>If Yes, identify:</p> <p>i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles) _____</p> <p>ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers) _____</p> <p>iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation) _____</p>	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<p>g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? _____</p> <p>If Yes:</p> <p>i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) _____</p> <p>ii. In addition to emissions as calculated in the application, the project will generate:</p> <ul style="list-style-type: none"> • _____ Tons/year (short tons) of Carbon Dioxide (CO₂) • _____ Tons/year (short tons) of Nitrous Oxide (N₂O) • _____ Tons/year (short tons) of Perfluorocarbons (PFCs) • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆) • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs) • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs) 		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No

<p>h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate methane generation in tons/year (metric): _____</p> <p>ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____</p>			
<p>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____</p>			
<p>j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. When is the peak traffic expected (Check all that apply): <input type="checkbox"/> Morning <input type="checkbox"/> Evening <input type="checkbox"/> Weekend <input type="checkbox"/> Randomly between hours of _____ to _____.</p> <p>ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____</p> <p>iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____</p> <p>iv. Does the proposed action include any shared use parking? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____</p> <p>vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>			
<p>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate annual electricity demand during operation of the proposed action: _____</p> <p>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____</p> <p>iii. Will the proposed action require a new, or an upgrade, to an existing substation? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>			
<p>l. Hours of operation. Answer all items which apply.</p> <table style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> <td style="width: 50%; vertical-align: top;"> <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> </tr> </table>		<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____
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<p>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Provide details including sources, time of day and duration:</p> <p>_____</p> <p>_____</p>	
<p>ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Describe: _____</p> <p>_____</p>	
<p>n. Will the proposed action have outdoor lighting? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:</p> <p>_____</p> <p>_____</p>	
<p>ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Describe: _____</p> <p>_____</p>	
<p>o. Does the proposed action have the potential to produce odors for more than one hour per day? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____</p> <p>_____</p> <p>_____</p>	
<p>p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Product(s) to be stored _____</p> <p>ii. Volume(s) _____ per unit time _____ (e.g., month, year)</p> <p>iii. Generally, describe the proposed storage facilities: _____</p> <p>_____</p>	
<p>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe proposed treatment(s):</p> <p>_____</p> <p>_____</p> <p>_____</p>	
<p>ii. Will the proposed action use Integrated Pest Management Practices? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p>r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</p> <ul style="list-style-type: none"> • Construction: _____ tons per _____ (unit of time) • Operation : _____ tons per _____ (unit of time) <p>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:</p> <ul style="list-style-type: none"> • Construction: _____ • Operation: _____ <p>iii. Proposed disposal methods/facilities for solid waste generated on-site:</p> <ul style="list-style-type: none"> • Construction: _____ • Operation: _____ 	

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☐ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☐ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site																																							
<p>a. Existing land uses.</p> <p>i. Check all uses that occur on, adjoining and near the project site.</p> <div style="display: flex; flex-wrap: wrap;"> <div style="margin-right: 10px;"><input type="checkbox"/> Urban</div> <div style="margin-right: 10px;"><input type="checkbox"/> Industrial</div> <div style="margin-right: 10px;"><input type="checkbox"/> Commercial</div> <div style="margin-right: 10px;"><input type="checkbox"/> Residential (suburban)</div> <div style="margin-right: 10px;"><input type="checkbox"/> Rural (non-farm)</div> <div style="margin-right: 10px;"><input type="checkbox"/> Forest</div> <div style="margin-right: 10px;"><input type="checkbox"/> Agriculture</div> <div style="margin-right: 10px;"><input type="checkbox"/> Aquatic</div> <div style="margin-right: 10px;"><input type="checkbox"/> Other (specify): _____</div> </div> <p>ii. If mix of uses, generally describe: _____</p>																																							
<p>b. Land uses and covertypes on the project site.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 40%;">Land use or Covertypes</th> <th style="width: 15%;">Current Acreage</th> <th style="width: 25%;">Acreage After Project Completion</th> <th style="width: 20%;">Change (Acres +/-)</th> </tr> </thead> <tbody> <tr> <td>• Roads, buildings, and other paved or impervious surfaces</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Forested</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Agricultural (includes active orchards, field, greenhouse etc.)</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Surface water features (lakes, ponds, streams, rivers, etc.)</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Wetlands (freshwater or tidal)</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Non-vegetated (bare rock, earth or fill)</td> <td></td> <td></td> <td></td> </tr> <tr> <td>• Other Describe: _____</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>				Land use or Covertypes	Current Acreage	Acreage After Project Completion	Change (Acres +/-)	• Roads, buildings, and other paved or impervious surfaces				• Forested				• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)				• Agricultural (includes active orchards, field, greenhouse etc.)				• Surface water features (lakes, ponds, streams, rivers, etc.)				• Wetlands (freshwater or tidal)				• Non-vegetated (bare rock, earth or fill)				• Other Describe: _____			
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c. Is the project site presently used by members of the community for public recreation? i. If Yes: explain: _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? If Yes, i. Identify Facilities: _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
e. Does the project site contain an existing dam? If Yes: i. Dimensions of the dam and impoundment: <ul style="list-style-type: none"> • Dam height: _____ feet • Dam length: _____ feet • Surface area: _____ acres • Volume impounded: _____ gallons OR acre-feet ii. Dam's existing hazard classification: _____ iii. Provide date and summarize results of last inspection: _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? If Yes: i. Has the facility been formally closed? <ul style="list-style-type: none"> • If yes, cite sources/documentation: _____ ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes: i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? If Yes: i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 5px;"> <div style="width: 45%;"> <input type="checkbox"/> Yes – Spills Incidents database <input type="checkbox"/> Yes – Environmental Site Remediation database <input type="checkbox"/> Neither database </div> <div style="width: 50%;"> Provide DEC ID number(s): _____ Provide DEC ID number(s): _____ </div> </div> ii. If site has been subject of RCRA corrective activities, describe control measures: _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s): _____ iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No

v. Is the project site subject to an institutional control limiting property uses? <input type="checkbox"/> Yes <input type="checkbox"/> No <ul style="list-style-type: none"> If yes, DEC site ID number: _____ Describe the type of institutional control (e.g., deed restriction or easement): _____ Describe any use limitations: _____ Describe any engineering controls: _____ Will the project affect the institutional or engineering controls in place? <input type="checkbox"/> Yes <input type="checkbox"/> No Explain: _____ _____ 	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? _____ feet	
b. Are there bedrock outcroppings on the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %	
c. Predominant soil type(s) present on project site: <div style="display: flex; justify-content: space-between;"> <div>_____</div> <div>_____ %</div> </div> <div style="display: flex; justify-content: space-between;"> <div>_____</div> <div>_____ %</div> </div> <div style="display: flex; justify-content: space-between;"> <div>_____</div> <div>_____ %</div> </div>	
d. What is the average depth to the water table on the project site? Average: _____ feet	
e. Drainage status of project site soils: <input type="checkbox"/> Well Drained: _____ % of site <input type="checkbox"/> Moderately Well Drained: _____ % of site <input type="checkbox"/> Poorly Drained: _____ % of site	
f. Approximate proportion of proposed action site with slopes: <input type="checkbox"/> 0-10%: _____ % of site <input type="checkbox"/> 10-15%: _____ % of site <input type="checkbox"/> 15% or greater: _____ % of site	
g. Are there any unique geologic features on the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, describe: _____ _____	
h. Surface water features. <div style="margin-left: 20px;"> i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? <input type="checkbox"/> Yes <input type="checkbox"/> No ii. Do any wetlands or other waterbodies adjoin the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes to either <i>i</i> or <i>ii</i>, continue. If No, skip to E.2.i. iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? <input type="checkbox"/> Yes <input type="checkbox"/> No iv. For each identified regulated wetland and waterbody on the project site, provide the following information: <div style="margin-left: 20px;"> <ul style="list-style-type: none"> Streams: Name _____ Classification _____ Lakes or Ponds: Name _____ Classification _____ Wetlands: Name _____ Approximate Size _____ Wetland No. (if regulated by DEC) _____ </div> </div>	

<p>m. Identify the predominant wildlife species that occupy or use the project site: _____</p> <p>_____</p> <p>_____</p>
<p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Describe the habitat/community (composition, function, and basis for designation): _____</p> <p style="margin-left: 20px;">ii. Source(s) of description or evaluation: _____</p> <p style="margin-left: 20px;">iii. Extent of community/habitat:</p> <ul style="list-style-type: none"> • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres
<p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Species and listing (endangered or threatened): _____</p> <p>_____</p> <p>_____</p>
<p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Species and listing: _____</p> <p>_____</p> <p>_____</p>
<p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes, give a brief description of how the proposed action may affect that use: _____</p> <p>_____</p> <p>_____</p>
<p>E.3. Designated Public Resources On or Near Project Site</p>
<p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, provide county plus district name/number: _____</p>
<p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="margin-left: 20px;">i. If Yes: acreage(s) on project site? _____</p> <p style="margin-left: 20px;">ii. Source(s) of soil rating(s): _____</p>
<p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature</p> <p style="margin-left: 20px;">ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____</p> <p>_____</p> <p>_____</p>
<p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. CEA name: _____</p> <p style="margin-left: 20px;">ii. Basis for designation: _____</p> <p style="margin-left: 20px;">iii. Designating agency and date: _____</p>

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District ii. Name: _____ iii. Brief description of attributes on which listing is based: _____
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? <input type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Describe possible resource(s): _____ ii. Basis for identification: _____
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Identify resource: _____ ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____ iii. Distance between project and resource: _____ miles.
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Identify the name of the river and its designation: _____ ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? <input type="checkbox"/> Yes <input type="checkbox"/> No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Town Board/ Town of Canandaigua Date _____

Signature _____ Title Town Supervisor

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]

Project : _____

Date : _____

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer “**Yes**” to a numbered question, please complete all the questions that follow in that section.
- If you answer “**No**” to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box “Moderate to large impact may occur.”
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the “whole action”.
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If “Yes”, answer questions a - j. If “No”, move on to Section 2.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input type="checkbox"/>	<input type="checkbox"/>		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input type="checkbox"/>	<input type="checkbox"/>		
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input type="checkbox"/>		
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input type="checkbox"/>	<input type="checkbox"/>		
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input type="checkbox"/>	<input type="checkbox"/>		
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>		

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)

☒ NO☐ YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____ _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)

☒ NO☐ YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

l. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems.

☒ NO

☐ YES

(See Part 1. D.2.j)

If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy.

☒ NO

☐ YES

(See Part 1. D.2.k)

If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting.

☒ NO

☐ YES

(See Part 1. D.2.m., n., and o.)

If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.)

☒ NO

☐ YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. (See Part 1. C.1, C.2. and C.3.) <i>If "Yes", answer questions a - h. If "No", go to Section 18.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

Project :

Date :

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☐ Type 1 ☐ Unlisted

Identify portions of EAF completed for this Project: ☐ Part 1 ☐ Part 2 ☐ Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the _____ as lead agency that:

☐ A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

☐ B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

☐ C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action:

Name of Lead Agency:

Name of Responsible Officer in Lead Agency:

Title of Responsible Officer:

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

Contact Person:

Address:

Telephone Number:

E-mail:

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)
Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

ATTACHMENT 6

DRAFT

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village

(Select one:)

of Canandaigua

Local Law No. _____ of the year 20²⁴

A local law Override tax cap levy for 2025 Budget

(Insert Title)

Be it enacted by the Town Board _____ of the
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village

(Select one:)

of Canandaigua _____ as follows:

See Attachment A

(If additional space is needed, attach pages the same size as this sheet, and number each.)

DRAFT

Local Law No _____ of the year 2024

Town of Canandaigua, County of Ontario

A local law to override the tax levy limit established in General Municipal Law 3-c

Be it enacted by the Town Board of the Town of Canandaigua as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Canandaigua pursuant to General Municipal Law § 3-c, and to allow the Town of Canandaigua to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Canandaigua, County of Ontario is hereby authorized to adopt a budget for the fiscal year 2025 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2024 of the (County)(City)(Town)(Village) of Canandaigua was duly passed by the Town Board on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.

Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

(Seal)

Date: _____

Local Law No _____ of the year 2024

Town of Canandaigua, County of Ontario

A local law to override the tax levy limit established in General Municipal Law 3-c

Be it enacted by the Town Board of the Town of Canandaigua as follows:

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Canandaigua pursuant to General Municipal Law § 3-c, and to allow the Town of Canandaigua to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Canandaigua, County of Ontario is hereby authorized to adopt a budget for the fiscal year 2024 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

ATTACHMENT 7

EMPLOYMENT AGREEMENT

Between John Falbo and the Town of Canandaigua

This Employment Agreement ("Agreement"), between John Falbo ("Employee") and the Town of Canandaigua ("Employer") is entered into as of the ____ day of July, 2024. This Agreement was approved by Town Board Resolution _____ passed on July 22, 2024.

Employee will be employed as Town Manager of Employer, and shall perform such duties and responsibilities as are set forth in Town of Canandaigua Town Code for the position of Town Manager, and such other duties and responsibilities as are assigned by the Town Supervisor and the Town Board.

Employment Terms

- Employee's start date will be August 12, 2024.
- Employee's annual base salary will be \$140,000, payable in accordance with Employer's payroll policies and subject to applicable taxes and withholdings. Employee will receive an annual increase in base salary of 3%. The first such increase will take effect on the first day of the 2026 budget year.
- Employee will be eligible for a health insurance buyout of \$5,000 per year, payable in 12 equal monthly installments each year, subject to the Employer's policies and procedures.
- Employee will be entitled to 15 vacation days per year, starting immediately, in addition to Employer's statutory and public holidays. Employee will be subject to Employer's vacation policies and procedures, including the accrual, carryover, and forfeiture of vacation days. Employee will be able to carry over up to 80 hours of vacation time 18 months after hire date. Employee will have to use personal and floating holidays by Employee's anniversary date. Each year, Employee will get credited time of accruals on Employee's anniversary date.
- Employee will be subject to the policies and procedures of Employer, as amended from time to time.
- Employee will perform his duties faithfully, diligently, and professionally, and will uphold the highest standards of ethics and integrity.
- Employee will not engage in any activities that may conflict with the interests of Employer, or that may adversely affect the reputation or goodwill of the Employer.
- Employee will not disclose any confidential or proprietary information of Employer, or of any third parties that Employer has an obligation to protect, during or after the term of his employment, except as authorized or required by law.

- Employee will return all property and materials belonging to Employer upon the termination of his employment, or upon the request of Employer.

At Will Employment

Pursuant to Town of Canandaigua Town Code § 69-3, Employee shall serve at the pleasure of the Town Board. The Employee's employment with the Employer will be at will, meaning that either party may terminate the employment relationship at any time, with or without cause, and with or without notice, subject to the provisions of Town of Canandaigua Town Code § 69-4. Termination by Employer will require a majority vote of the Town Board. Employee will not be entitled to any severance pay or benefits upon termination, unless otherwise agreed by the parties or required by law.

Acknowledgment

By signing below, the parties acknowledge that they have read and understood this document and agree to the terms and conditions outlined herein.

John Falbo

Date

Jared Simpson, Town Supervisor

Date

ATTACHMENT 8

Town of Canandaigua

2024 Fee Schedule

Effective May 20, 2024

No permit or certificate shall be issued, no approval shall be granted, no application shall be considered complete, no park reservation shall be confirmed, and no public hearing shall be scheduled or held until the fees, as established by the Town Board, have been paid in full. Accepted forms of payment are: cash, check, or credit card (Visa, MasterCard, and Discover).

CABIN / PAVILION / LODGE / HALL RENTALS:

- All lakeside cabins will be rented weekly when reservations are made prior to May 1 (Saturday 3pm to Saturday 10am).
- There is a two-night minimum for lakeside cabin rentals made May 1 through October 31.
- Upland cabins can be rented at any time for a two-night stay during the rental season.
- Upland Cabins are available May 1 to October 31
- Lakeside Cabins are available May 1 to October 31
- Onanda Park Parking Fees are in effect Memorial Day Weekend through Labor Day
- King Hall is available May 1 to October 31
- Gorham Lodge, Crouch Hall, Outhouse Park Hall, West Lake Road Schoolhouse, and all pavilions are available year-round.
- The cost for a multi-day cabin reservation shall not exceed the cost to rent a cabin for one week.
- All reservations must be paid for at the time of booking with a debit / credit card.
- To qualify for Town resident rates, a Town resident must make the reservation and be the primary user.
- The Town resident rate does not apply to reservations made by or on behalf of a company, organization, club, or association.
- Reservations made for a company, organization, club, or association shall provide their Certificate of Liability Insurance to the Town Clerk's office at the time the reservation is paid for.
- The resident must call the Town Clerk's office to obtain the discount code before making the online reservation. The discount is 30% off the non-resident rate.
- Public school districts will be charged the Town resident rate for all rentals.
- Cancellations made a minimum of 2 weeks prior to the arrival date will be eligible for a refund minus a \$50 cancellation fee. The Town Clerk has the authority to refund the entire reservation amount for extenuating circumstances.
- There are no refunds for pavilion cancellations, except for the Rotary Pavilion.
- Cancellations made a minimum of 2 weeks prior to the arrival date for a multiple facility reservation, will be eligible for a refund minus a \$50 cancellation fee for each canceled facility.
- Cancellations due to extenuating circumstances, may be rescheduled within the same calendar year without penalty.

Onanda Park Cabins: Weekly Rentals (2 weeks max)	Town Resident	Non-Resident
<u>Upland Cabins:</u> Oawensa, Chowat, Adsila	\$239.40	\$342
<u>Lakeside Cabins:</u> Anekule (7), Tilipe (5), Haeho (14), Wapoos (11), Wequash (13), and Little House (2)	\$302.40	\$432

Abode (3)	\$407.40	\$582
Hayowentha (12)	\$554.40	\$792
Onanda Park Cabins: Daily Rentals (3pm to 10am)		
<u>Upland Cabins:</u> Oawensa, Chowat, Adsila	\$75.60	\$108
<u>Lakeside Cabins:</u> Anekule (7), Tilipe (5), Haeho (14), Wapoos (11), Wequash (13), and Little House (2)	\$84	\$120
Abode (3)	\$96.60	\$138
Hayowentha (12)	\$138.60	\$198
Onanda Park Cabins: Off-Season Weekly Rates (Lakeside Cabins Only – May 1 to Thursday before Memorial Day Weekend and Tuesday after Labor Day to October 31)		
<u>Lakeside Cabins:</u> Anekule (7), Tilipe (5), Haeho (14), Wapoos (11), Wequash (13), and Little House (2)	\$260.40	\$372
Abode (3)	\$302.40	\$432
Hayowentha (12)	\$512.40	\$732
Onanda Park Cabins: Off-Season Daily Rates (2 Night Minimum) (Lakeside Cabins Only – May 1 to Thursday before Memorial Day Weekend and Tuesday after Labor Day to October 31)		
<u>Lakeside Cabins:</u> Anekule (7), Tilipe (5), Haeho (14), Wapoos (11), Wequash (13), and Little House (2)	\$71.40	\$102
Abode (3)	\$84	\$120
Hayowentha (12)	\$126	\$180
Onanda Park Parking Fees:		
Season Passes	\$56	\$80
Weekday per Vehicle	\$5	\$5
Weekends and Holidays per Vehicle	\$10	\$10
Water Trail (access from water by non-motorized craft)	\$0	\$0

		Town Resident	Non- Resident
Motion Junction Pavilion Concession Area	9am to 9pm	\$122.50	\$175
Motion Junction Pavilion	9am to 9pm	\$105	\$150
Gorham Lodge	Overnight Rental (3pm to 10am)	\$357	\$510
	Full Day Rental (9am to 9pm)	\$273	\$390
	½ Day Rental (9am to 3pm OR 3pm to 9pm)	\$147	\$210
Crouch Hall @ Onanda Park	9am to 9pm	\$189	\$270
King Hall @ Onanda Park	9am to 9pm	\$168	\$240
Pavilions @ Onanda Park (9am – 9pm)	Rotary	\$92.40	\$132
	Holden	\$71.40	\$102
	Upland Pavilions (31, 38, or 42)	\$63	\$90
Bundles of Wood @ Onanda Park (when available)		\$5	\$5
West Lake Road Schoolhouse (9am – 9pm)	Monday Friday	\$29.40	\$42
	Saturday or Sunday	\$50.40	\$72
Outhouse Hall	9am to 9pm	\$126	\$180
Outhouse Park Pavilion	9am to 9pm	\$37.80	\$54
Pierce Park Pavilion #1	9am to 9pm	\$25.20	\$36
Pierce Park Pavilion #2	9am to 9pm	\$25.20	\$36
Blue Heron Pavilion	9am to 9pm	\$25.20	\$36
Credit Card Convenience		2.53 %	2.53 %
Processing Fee Cart Fee		5¢	5¢
FireFly Reservation Fee		\$3.50	\$3.50
Facility Alcohol Permit		\$84	\$120

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Sponsorships:		
Bench Sponsorship with Engraved Plaque	\$400	\$400
Tree Sponsorship with a Tree and Engraved Stone	\$400	\$400
Parks Event Sponsorship (Movie Night – Concert Nights)	\$250	\$250

DEVELOPMENT OFFICE:	
Permit fees are non-refundable. No fee may be waived without Town Board approval.	
Zoning Board of Appeals:	
Area Variance, Use Variance, Interpretation (per requested variance)	\$150
Planning Board:	
Special Use Permit Application, Sketch Plan Application	\$150
Site Plan Review – Single-Family Dwelling and Manufactured Home	\$250
Site Plan Review – Multiple-Family Dwelling - Preliminary	\$250 plus \$50 per unit
Site Plan Review – Multiple-Family Dwelling - Final	\$250 plus \$50 per unit
Site Plan Review – Commercial and Industrial - Preliminary	\$500
Site Plan Review – Commercial and Industrial - Final	\$500
Extension of Site Plan Approval, 90-day / 1-year (per request)	\$100
Lot Line Adjustments	\$100 plus \$50 per lot
Major Subdivision (5 or more lots) – Preliminary Approval	\$1,000 plus \$100 per lot
Major Subdivision (5 or more lots) – Final Approval	\$1,000 plus \$100 per lot
Minor Subdivision (up to and including 4 lots) – Preliminary Approval	\$300 plus \$50 per lot
Minor Subdivision (up to and including 4 lots) – Final Approval	\$300 plus \$50 per lot
Park and Recreation Fee – New residential development (per dwelling unit)	\$1,500
Form Based Code:	
Administrative Review	\$150
Site Plan Review (Minor – Under 5,000 sf)	\$250
Site Plan Review (Major – 5,000 sf or greater)	\$500

Park and Recreation Fee - Form Based Code (per dwelling unit)	\$1,500

Building and Operating Permits:		
One and two-family dwellings (Group R-3)		
Category	Description	Fee
New home	Construction of a new one- or two-family home	\$100.00 + \$0.25/square foot (\$400.00 minimum)
Accessory structures	New or addition to garage, carport, breezeway, deck, greenhouse, etc.	\$0.10/square foot (\$75.00 minimum)
Fireplace/solid fuel appliance	Installation or replacement of a fireplace/solid fuel appliance and its associated equipment.	\$75.00
Building equipment/systems	Installation, replacement, extension, alterations, or repair to any electrical, mechanical, septic, sewer, etc. system when not part of other construction	\$100.00
Addition	Construction of an addition with habitable space	\$75.00 + \$0.20/square foot (\$100.00 minimum)
Conversion of non-habitable space	Convert existing non-habitable space to habitable space	\$75.00 + \$0.20/square foot (\$100.00 minimum)
Remodel	Renovate existing space, including alteration from one-family to two-family and fire damage repair	\$75.00 + \$0.15/square foot (\$100.00 minimum)
Minor alterations	Minor work, replacement of insulation, etc., provided no change to habitable space	\$75.00
Roof	Residential Tear off and Re-Roof.	\$100.00
Consultant Fees		See Town Code Chapter 111
Multiple dwellings (Group R-1, R-2, R-4)		
Category	Description	Fee
New building	Construction of a new R-1, R-2, R-4 building	\$0.35/square foot (\$400.00 minimum) + \$150/ unit
Accessory structures	New or addition to garage, carport, breezeway, deck, greenhouse, etc.	\$0.10/square foot (\$75 minimum)
Fireplace/solid fuel appliance	Installation or replacement of a fireplace/solid fuel appliance and its associated equipment.	\$75.00
Building equipment/systems	Installation, replacement, extension, alterations, or repair to any electrical, mechanical, septic, sewer,	\$150.00

	etc. system when not part of other construction	
Addition	Construction of an addition with habitable space	\$0.30/square foot (\$200.00 minimum) + \$150/unit
Conversion of non-habitable space	Convert existing non-habitable space to habitable space	\$0.30/ square foot (\$200.00 minimum) + \$150/unit
Remodel	Renovate existing space, including alteration from one-family to two-family and fire damage repair	\$0.25/square foot (\$100.00 minimum) + \$150/unit
Minor alterations	Minor work, such as replacement of insulation, etc., provided no change to habitable space	\$75.00
Roof	Residential Tear off and Re-Roof or New Roofing System.	\$150.00
Consultant Fees	Expenses incurred by the Town of Canandaigua through provision of services or processing and/or reviewing any application to the Town of Canandaigua.	See Town Code Chapter 111

Commercial (Group A, B, E, F, H, I, M, S, U)		
Category	Description	Fee
New or added construction	Construction of new building, or addition to existing, with tenants	\$0.35/square foot +\$500.00 Per Tenant
New shell	Construction of basic structure of building, no tenant	\$0.25/square foot + \$500.00 Per Tenant Space
Alter, remodel, renovate	Alteration of interior space.	\$0.30/square foot +\$500.00 Per Tenant Space
Accessory structures	New or addition to garage, carport, breezeway, deck, greenhouse, etc.	\$0.15/square foot (\$75.00 minimum)
Building equipment /systems	Installation, replacement, extension, alterations, or repair to any electrical, mechanical, septic, sewer, etc. system when not part of other construction	\$200.00
Roof	New Roof system or tear off and Re-Roof	\$250.00
Consultant Fees	Expenses incurred by the Town of Canandaigua through provision of services or processing and/or reviewing any application to the Town of Canandaigua.	See Town Code Chapter 111

Manufactured homes (Group R-3)

Category	Description	Fee
Unit inspection	Installation of a new home	\$400.00
Accessory structures	New or addition to garage, carport, breezeway, deck, greenhouse, etc.	\$0.10/square foot (\$75.00 minimum)
Fireplace/ solid fuel appliance	Installation or replacement of a fireplace/solid fuel appliance and its associated equipment.	\$75.00
Building equipment/systems	Installation, replacement, extension, alterations, or repair to any electrical, mechanical, septic or sewer system when not part of other construction	\$100.00
Remodel	Renovate existing space, including fire damage repair	\$75.00 + \$0.15/square foot (\$100.00 minimum)
Minor alterations	Minor work, replacement of insulation, etc., provided no change to habitable space	\$75.00
Consultant Fees	Expenses incurred by the Town of Canandaigua through provision of services or processing and/or reviewing any application to the Town of Canandaigua.	See Town Code Chapter 111

General		
Category	Description	Fee
Short Term Rental	Permit to operate a short-term rental (per dwelling unit).	\$300.00
Consultant Fees	Expenses incurred by the Town of Canandaigua through provision of services or processing and/or reviewing any application to the Town of Canandaigua.	See Town Code Chapter 111
Parks and Recreation Fee	Per dwelling unit subject to Planning Board Condition.	\$1,500.00
Pool	Installation of new pool	
	Above ground (includes barrier and up to 200 sq ft of deck.)	\$100.00 plus \$.10 sq ft for decks greater than 200 sq ft
	In-ground (includes barrier)	\$150.00
Signs	Installation of sign excluding directional signs as defined by Town Code .	\$200.00
Demolition	Removal of any existing building, pool, structure, etc., when not part of new construction	
	Accessory Structure	\$75.00
	Single Family Residential	\$150.00
	Multi-Family Residential	\$250.00

	Commercial Structure	\$450.00
Agricultural Structure	Agricultural Structure, used to house farm implements, hay, grain, poultry, livestock or other horticultural products.	\$50.00
Fence	Installation of fence (Residential)	\$50.00
	Installation of fence (Commercial)	\$150.00
Solar	Small Scale Solar Facility	\$150.00
	Tiers 1, 2, 3 & 4 Solar Facility	\$150.00 plus \$7.00 per KW
Renewal fee	Extension of permit	1/3 rd Original Fee
No show or Covered prior to inspection	Re-inspection, covered prior to inspection, failure to notify for inspection at the discretion of the CEO.	\$50.00 Per Inspection
Compliance permit	Visual inspection of previously existing conditions following failure to obtain a building permit.	Two times the permit amount.
Stop Work Order Release	Fee to be paid prior to the release of a Stop Work Order that has been issued. At the discretion of the CEO.	\$250.00 1 st order. \$500.00 2 nd order. \$1,000.00 3 rd order and subsequent orders.
Operating permits	Assembly (Tax-exempt properties may have fee waived if accompanied by current proof of 501-C3 Exemption.)	\$300.00
	Hazardous occupancy	\$250.00
	Operating permit re-inspection	\$100.00
	Tents	\$75.00
	Pyrotechnic	\$75.00
Soil Erosion and Sedimentation Control.	Soil, Erosion and Sedimentation.	\$200.00
	MS4 Acceptance Certificate	\$150.00
	Flood Plain Development Permit	\$50.00
Site Development	Less than 1 acre of total disturbance	\$100.00
	1 to 5 acres of total disturbance	\$150.00 per acre
	5 + acres of total disturbance	\$200.00 per acre
Communication Towers (New)	New construction of a communication tower.	\$5.00 per ft in height
Communication Tower Antenna.	New or replacement antenna on an existing communication tower.	\$75.00 per unit.
UDML Related	Tier One Dock & Boat Accessory Structure	\$0.20/square foot.

		(\$100.00 Minimum)
	Tier One Mooring	\$50.00/Mooring
	Tier Two & Tier 3	\$75.00/Slip + \$500.00
	Tier Two & Tier 3 Mooring	\$75.00/Mooring

See Zoning and/or Code Enforcement Officer for Permit Requirements.

ATTACHMENT 9

DRAFT

Local Law Filing

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.ny.gov

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village

(Select one:)

of Canandaigua

Local Law No. _____ of the year 20²⁴

A local law TO INCREASE THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT BY

(Insert Title)

\$15,000 ABOVE THE AMOUNT SPECIFIED IN THE NOTICE OF HEARING ON THE

PRELIMINARY BUDGET FOR 2024 FROM \$60,000 TO \$75,000

Be it enacted by the Town Board _____ of the
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village

(Select one:)

of Canandaigua _____ as follows:

PURSUANT TO NYS TOWN LAW 27(1) THE SALARY OF THE ELECTED HIGHWAY SUPERINTENDENT JAMES FLETCHER IS HEREBY INCREASED BY \$15,000.00 ABOVE THE AMOUNT SPECIFIED IN THE NOTICE OF HEARING ON THE PRELIMINARY BUDGET FOR 2024 FROM \$60,000.00 TO \$75,000.00 FOR THE REMAINDER OF THE 2024 FISCAL YEAR, EFFECTIVE AS OF MAY 20, 2024.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2024 of the (County)(City)(Town)(Village) of Canandaigua was duly passed by the Town Board on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*)
on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. (Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. Such local (Elective Chief Executive Officer*)
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.

Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

(Seal)

Date: _____

Ad Preview

Public Hearing Notice

PLEASE TAKE NOTICE that the Canandaigua Town Board will be holding two public hearings to discuss:

- Setting a local law to authorize a budget amendment and increase of salary for Highway Superintendent.

- A text code amendment to certain town code chapters that will clarify farm labor housing protections.

The public hearings will take place on Monday, July 22, 2024, at 6:00 p.m. in the Onnalinda Conference Room on the lower level of the Canandaigua Town Hall, located at 5440 Routes 5 & 20 West, Canandaigua, New York. The meeting will also be available by Zoom. Registration is required to join the meeting and can be found at this link:

<http://us02web.zoom.us/join/register/tZYqc-GtqTotH92P-Bu15q7-hC1rh9kEvA6VV>.

All persons interested will be heard at this time and date.

Any questions regarding this proposed request can be directed to Town Supervisor Jared Simpson at jsimpson@townofcanandaigua.org

or by calling Town Hall at (585) 394-1120 ext. 2224.

By order of the Canandaigua Town Board, Monday, June 24, 2024.

ATTACHMENT 10

June 28, 2024

Mrs. Crystelyn Laske, Town Clerk
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: MAE'S LANDING SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
MAINTENANCE BOND - REVIEW
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 21-005
MRB PROJECT NO.: 0300.12001.000 PHASE 213

Dear Mrs. Laske,

It is our understanding that the applicant is in the process of dedicating the watermain, storm sewer system, and the roadway (excluding top coat) for the Mae's Landing Subdivision. Prior to dedication and closing out the Letter of Credit associated with this project, a 2-year maintenance bond is required to be provided to the Town.

As requested, MRB has completed a review of the approved Letter of Credit Estimate to determine the appropriate maintenance bond amount to be provided. These items were taken from the approved Letter of Credit Estimate for the project; the required maintenance bond amount immediately follows:

	<u>Total Construction Cost</u>	<u>10% Maintenance Bond Amount</u>
Watermain	\$53,660.00	\$5,366.00
Storm Sewer	\$55,185.00	\$5,518.50
Roadway*	\$199,330.00	\$19,933.00
*Does not include Top Course	\$308,175.00	\$30,817.50

Therefore, a Maintenance Bond in the amount of **\$30,817.50** is recommended to be provided to and accepted by the Town of Canandaigua Town Board prior to dedication and prior to the closing out of the Letter of Credit. The maintenance bond for the items described above is to remain on file for a period of two (2) years from the time it is accepted by the Town of Canandaigua Town Board.

Please feel free to contact our office with any comments and/or questions you may have in this regard.

Respectfully submitted,



Lance S. Brabant, CPESC
Director of Planning & Environmental Services

Enclosures:

- Applicant's Engineers Estimate dated June 28, 2023, revised August 8, 2023

C Jim Fletcher, Highway and Water Superintendent
Sarah Reynolds, Town Planner
Mike Murphy, Code Enforcement Officer
Brennan Marks – Marks Engineering



Marks Engineering

4303 Routes 5 & 20
Canandaigua, NY 14424

Town of Canandaigua Letter of Credit Estimate

Prepared by Marks Engineering, P.C.

42 Beeman Street Canandaigua N.Y. 14424

Project: Metrose 10-Lot Residential Conservation Subdivision

Date: 6/28/2023 Revised 8/8/2023

This letter of credit represents the probable construction costs in 2022 dollars to complete the site improvements as shown on the plans entitled "10-LOT RESIDENTIAL CONSERVATION SUBDIVISION" last revised 6/28/23. The plans and letter are subject to changes for town and agency final comments and approvals.

Section	Section Description	Amount (\$)
1	EROSION CONTROL	
	TOTAL	\$29,196
2	WATER DISTRIBUTION	
	TOTAL	\$53,660.00
3	STORMWATER INFASTRUCTURE	
	TOTAL	\$55,185.00
4	PAVEMENTS AND RAODWAY	
	TOTAL	\$236,080.00
5	MISCELLANEOUS	
	TOTAL	\$56,000.00
	ESTIMATE	\$430,121
	10% CONTINGENCY	\$43,012
	TOTAL ESTIMATE	\$473,133

Please refer to attached documents for calculation details.

Estimate prepared by:

Brennan Marks, P.E.
President
Marks Engineering, P.C.



**MarksEngineering**

Design-It. Build-It.

42 Beeman St

Canandaigua, NY 14424

Phone (585) 458-770

Item Description	Unit	Quantity	Unit Cost (\$)	Amount (\$)
Section 1: EROSION CONTROL				
Stabilize Construction Entrance	EA	1	\$625	\$625.00
Silt Fence	LF	1,500	\$3.00	\$4,500.00
Temporary Seed and Mulch	SY	9,075	\$0.75	\$6,806.25
Earthwork (Stripping and Grading)	CY	4,404	\$3.75	\$16,515.00
Concrete Wash Out Area	LS	1	\$750.00	\$750.00
			Subtotal:	\$29,196.25
Section 2: WATER DISTRIBUTION				
Water Taps	EA	10	\$450.00	\$4,500.00
Water Line 1" CTS	LF	830	\$12.00	\$9,960.00
Water Line 6" DR-14 PVC	LF	690	\$30.00	\$20,700.00
Fire Hydrants & Guard Valve Assembly Complete	EA	1	\$8,500.00	\$8,500.00
Testing & Disinfection w/ tap	EA	2	\$1,250.00	\$2,500.00
Tapping Sleeve and Valve	EA	1	\$7,500.00	\$7,500.00
			Subtotal:	\$53,660.00
Section 3: STORMWATER INFRASTRUCTURE				
Catch Basin	EA	6	\$1,250	\$7,500.00
End Section	EA	16	\$280	\$4,480.00
15" CPP Drain	LF	70	\$38	\$2,660.00
12" HDPE pipe	LF	330	\$34	\$11,220.00
8" CPP Drain	LF	580	\$31	\$17,980.00
6" CPP Roof Leader	LF	600	\$15	\$9,000.00
Cleanout	EA	1	\$185	\$185.00
Scour Stop	SF	180	\$12.00	\$2,160.00
			Subtotal:	\$55,185.00
Section 4: PAVEMENT and ROADWAY				
Road Grading & Compaction	SF	24,500	\$1.50	\$36,750
Geotextile	SF	24,500	\$1.00	\$24,500
Subbase	SF	24,500	\$1.50	\$36,750
Road Paving – Binder Coat	SF	24,500	\$1.50	\$36,750
Road Paving – Top Coat	SF	24,500	\$1.50	\$36,750
Concrete Gutter w/ weep & geotextile fabric	LF	950	\$18.00	\$17,100.00
Sidewalks	SF	5,141	\$7.00	\$35,987.00
Stop Sign	EA	1	\$750.00	\$750.00
Road Sign	EA	1	\$1,000.00	\$1,000.00
Road Paint	LF	40	\$4.50	\$180.00
Curb (Cul-de-Sac)	LF	255	\$37.50	\$9,562.50
			Subtotal:	\$236,080
Section 6: MISCELLANEOUS				
Tree Plantings	EA	10	\$650.00	\$6,500.00
Monumentation	LS	1	\$5,000	\$5,000
Infiltration Basin	EA	1	\$9,500.00	\$9,500.00
Engineering, Permitting & Records	LS	1	\$35,000	\$35,000
			Subtotal:	\$56,000.00

UNITED FIRE & CASUALTY COMPANY

118 Second Avenue SE, P.O. Box 73909 CEDAR RAPIDS, IOWA 52407-3909

MAINTENANCE BOND

Bond Number 54 - 257421

KNOW ALL BY THESE PRESENTS: That we City Hill Excavating, Inc.
of Penn Yan, NY

as Principal, and **UNITED FIRE & CASUALTY COMPANY**, an Iowa corporation of Cedar Rapids, Iowa, and authorized to do business
in the State of NY as Surety, are held and firmly bound unto _____
Town of Canandaigua

in the penal sum Thirty Thousand Eight Hundred Seventeen and Fifty Cents

of (\$ 30,817.50) Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made,
the Principal and Surety bind themselves, their, and each of their heirs, executors, and administrators, successors and assigns, jointly
and severally, firmly by these presents.

WHEREAS, the said Principal entered into a certain contract, dated August 8, 2023, to furnish all the material and labor
necessary for the construction of

Metrose Subdivision – 5100 AND 5150 BRISTOL ROAD, Letter of Credit Estimate Review, Tax Map
No. 83.00-1-7.150 & 83.00-1-8.000, CPN No. 21-005, MRB Project No.: 0300.12001.000 Phase 213

in conformity with certain specifications; and

WHEREAS, a further condition of said contract is that the said Principal should furnish a bond of indemnity, guaranteeing to remedy
any defects in workmanship or materials that may develop in said work within a period of two years from the date of acceptance
of the work under said contract and

WHEREAS, the said **UNITED FIRE & CASUALTY COMPANY**, of Cedar Rapids, Iowa, for a valuable consideration, has agreed to join
with said Principal in such bond or guarantee, indemnifying said Town of Canandaigua
as aforesaid;

NOW, THEREFORE, the Condition of This Obligation is Such, that if the said Principal does and shall, at his/her own cost and
expense, remedy any and all defects that may develop in said work, within the period of two years from the date of acceptance of
the work under said contract, by reason of bad workmanship or poor material used in the construction of said work, and shall keep all
work in continuous good repair during said period, and shall in all other respects, comply with all the terms and conditions of said
contract with respect to maintenance and repair of said work, then this obligation to be null and void; otherwise to be and remain in full
force and virtue in law.

SIGNED, AND DELIVERED this 11 day of July A.D., 20 24

City Hill Excavating, Inc.

Principal

By [Signature]

UNITED FIRE & CASUALTY COMPANY

By [Signature]

Attorney-in-Fact, Belinda M. Ferciot



UNITED FIRE & CASUALTY COMPANY, CEDAR RAPIDS, IA
UNITED FIRE & INDEMNITY COMPANY, WEBSTER, TX
FINANCIAL PACIFIC INSURANCE COMPANY, LOS ANGELES, CA
CERTIFIED COPY OF POWER OF ATTORNEY

Inquiries: Surety Department
118 Second Ave SE
Cedar Rapids, IA 52401

(original on file at Home Office of Company – See Certification)

KNOW ALL PERSONS BY THESE PRESENTS, That United Fire & Casualty Company, a corporation duly organized and existing under the laws of the State of Iowa; United Fire & Indemnity Company, a corporation duly organized and existing under the laws of the State of Texas; and Financial Pacific Insurance Company, a corporation duly organized and existing under the laws of the State of California (herein collectively called the Companies), and having their corporate headquarters in Cedar Rapids, State of Iowa, does make, constitute and appoint

REGINALD P. JARVIS, DEBRA L. STEWART, BELINDA M. FERCIOT, MICHAEL E. SCHENDEL, EUGENE A. BARTOLI, MICHAEL COMINSKY, ANDREW J. PORTER, BRITTANY H. FERCIOT, MICHAEL GALLOPS, MEREDITH N. JOHNSON, EACH INDIVIDUALLY

their true and lawful Attorney(s)-in-Fact with power and authority hereby conferred to sign, seal and execute in its behalf all lawful bonds, undertakings and other obligatory instruments of similar nature provided that no single obligation shall exceed \$30,000,000.00 and to bind the Companies thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Companies and all of the acts of said Attorney, pursuant to the authority hereby given and hereby ratified and confirmed.

The Authority hereby granted shall expire the 5th day of December, 2025 unless sooner revoked by United Fire & Casualty Company, United Fire & Indemnity Company, and Financial Pacific Insurance Company.

This Power of Attorney is made and executed pursuant to and by authority of the following bylaw duly adopted by the Boards of Directors of United Fire & Casualty Company, United Fire & Indemnity Company, and Financial Pacific Insurance Company.

"Article VI – Surety Bonds and Undertakings"

Section 2, Appointment of Attorney-in-Fact. "The President or any Vice President, or any other officer of the Companies may, from time to time, appoint by written certificates attorneys-in-fact to act in behalf of the Companies in the execution of policies of insurance, bonds, undertakings and other obligatory instruments of like nature. The signature of any officer authorized hereby, and the Corporate seal, may be affixed by facsimile to any power of attorney or special power of attorney or certification of either authorized hereby; such signature and seal, when so used, being adopted by the Companies as the original signature of such officer and the original seal of the Companies, to be valid and binding upon the Companies with the same force and effect as though manually affixed. Such attorneys-in-fact, subject to the limitations set of forth in their respective certificates of authority shall have full power to bind the Companies by their signature and execution of any such instruments and to attach the seal the Companies thereto. The President or any Vice President, the Board of Directors or any other officer of the Companies may at any time revoke all power and authority previously given to any attorney-in-fact.

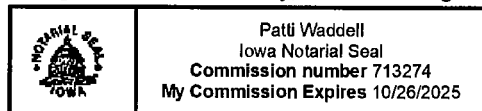
IN WITNESS WHEREOF, the COMPANIES have each caused these presents to be signed by its vice president and its corporate seal to be hereto affixed this 5th day of December, 2023

UNITED FIRE & CASUALTY COMPANY
UNITED FIRE & INDEMNITY COMPANY
FINANCIAL PACIFIC INSURANCE COMPANY

By: *Kyanna M. Saylor*
Vice President

State of Iowa, County of Linn, ss:

On 5th day of December, 2023, before me personally came Kyanna M. Saylor to me known, who being by me duly sworn, did depose and say; that she resides in Cedar Rapids, State of Iowa; that she is a Vice President of United Fire & Casualty Company, a Vice President of United Fire & Indemnity Company, and a Vice President of Financial Pacific Insurance Company the corporations described in and which executed the above instrument; that she knows the seal of said corporations; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporations and that she signed her name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporations.



Patti Waddell
Notary Public
My commission expires: 10/26/2025

I, Mary A. Bertsch, Assistant Secretary of United Fire & Casualty Company and Assistant Secretary of United Fire & Indemnity Company, and Assistant Secretary of Financial Pacific Insurance Company, do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the bylaws and resolutions of said Corporations as set forth in said Power of Attorney, with the ORIGINALS ON FILE IN THE HOME OFFICE OF SAID CORPORATIONS, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto subscribed my name and affixed the corporate seal of the said Corporations
this 11th day of July, 2024



By: *Mary A. Bertsch*
Assistant Secretary,
UF&C & UF&I & FPIC

UNITED FIRE AND CASUALTY COMPANY

P.O Box 73909, Cedar Rapids, IA. 52407

Statement of Financial Condition

As Of December 31, 2023

ASSETS

Bonds	\$780,057,261
Stocks	385,310,556
Real Estate and Equipment	40,933,883
Cash in Banks and Offices and Short Term Investments	227,291,252
Premiums in Course of Collection (less than 90 days old)	344,360,341
Reinsurance and Other Accounts Receivable	65,553,114
Deposits and Other Non Invested Assets	127,678,907
Total Admitted Assets	<u>\$1,971,185,314</u>

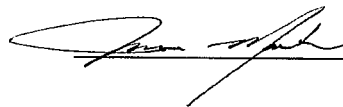
LIABILITIES, SURPLUS AND OTHER FUNDS

Reserve for Unearned Premiums	\$314,174,089
Reserve for Claims and Claim Expense	921,471,241
Reserve for Taxes and Expense	<u>100,065,681</u>
Total Liabilities	<u>\$1,335,711,011</u>
Capital Stock and Paid In Capital	\$213,986,808
Surplus Notes	50,000,000
Surplus	371,487,495
Surplus as regards Stockholders	<u>635,474,303</u>
Total	<u>\$1,971,185,314</u>

Securities carried at \$112,004,998 in the above statement are deposited as required by law.

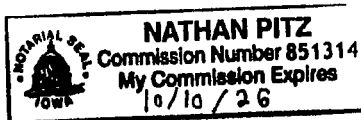
Securities carried on the basis prescribed by the National Association of Insurance Commissioners. On the basis of December 31, 2023 market quotations for all bonds and stocks owned, the Company's total admitted assets would be \$1,971,185,314 and surplus as regards shareholders \$635,474,303.


I, Janice A. Martin, Treasurer of United Fire and Casualty Company, do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company on the 31st day of December, 2023.


Treasurer

State of Iowa
City of Cedar Rapids } SS:

Subscribed and sworn to, before me, a Notary Public of the State of Iowa in the City of Cedar Rapids, this 21st day of March, 2024.




Notary Public

**STATE OF NEW YORK
DEPARTMENT OF FINANCIAL SERVICES**

**CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK INSURANCE
LAW**

It is hereby certified that

United Fire & Casualty Company
of Cedar Rapids, Iowa

a corporation organized under the laws of Iowa and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$711,841,873. (Capital \$7,000,000), as is shown by its sworn financial statement for the quarter ending, March 31, 2023, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.



In Witness Whereof, I have here-
unto set my hand and affixed the
official seal of this Department
at the City of Albany, this 21st
day of July 2023.

Adrienne A. Harris
Superintendent

By

A black and white photograph of a handwritten signature in dark ink, appearing to read "Rawle Lewis". The signature is written over a light-colored, textured background.

Rawle Lewis
Acting Special Deputy Superintendent

State of New York

DEPARTMENT OF FINANCIAL SERVICES

WHEREAS IT APPEARS THAT

United Fire & Casualty Company

Home Office Address Cedar Rapids, Iowa

Organized under the Laws of Iowa

has complied with the necessary requirements of or pursuant to law, it is hereby

licensed to do within this State the business of

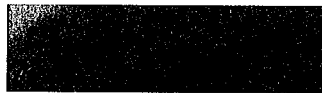
accident and health, fire, miscellaneous property, water damage, burglary and theft, glass, boiler and machinery, elevator, animal, collision, personal injury liability, property damage liability, workers' compensation and employers' liability, fidelity and surety, credit, motor vehicle and aircraft physical damage, marine and inland marine and marine protection and indemnity insurance, as specified in paragraph(s) 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20 and 21 of Section 1113(a) of the New York Insurance Law and also such workers' compensation insurance as may be incident to coverages contemplated under paragraphs 20 and 21 of Section 1113(a), including insurances described in the Longshoremen's and Harbor Workers' Compensation Act (Public Law No. 803, 69 Cong. as amended; 33 USC Section 901 et seq. as amended) to the extent permitted by certified copy of its charter document on file in this Department until July 1, 2025.



**In Witness Whereof, I have hereunto set
my hand and affixed the official seal of this
Department at the City of Albany, New York, this
1st day of July, 2024**

Adrienne A. Harris
Superintendent

By



Rawle Lewis
Special Deputy Superintendent



LAW OFFICES OF
CHRISTIAN M NADLER

July 12, 2024

Jared Simpson
Town of Canandaigua
5440 Routes 5 & 20 W
Canandaigua, NY 14424

RE: MAE'S LANDING ROAD DEDICATION & MAINTENANCE BOND

Dear Supervisor Simpson,

I have reviewed the proposed dedication paperwork and maintenance bond, and hereby conditionally approve the same as to form, subject to the following conditions:

1. Applicant shall obtain approval from Town Engineer for all legal descriptions, maps, and/or plans if such approval has not already been obtained.
2. Applicant shall submit signed originals to the Town Clerk's Office for placement on a Town Board Agenda to obtain Town Board acceptance of the dedication and maintenance bond.

If you have any questions, please do not hesitate to contact me.

Sincerely,

LAW OFFICES OF
CHRISTIAN M NADLER

Christian M. Nadler, Esq.

CC: Ryan Stebbins
Town Clerk
Highway Superintendent
Town Engineer

ATTACHMENT 11

November 4, 2022

Mr. Chris Nadler, Town Attorney
Town of Canandaigua, Planning Board
5440 Routes 5 & 20 West
Canandaigua, NY 14424

**RE: METROSE SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
CONSERVATION EASEMENT REVIEW
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 21-005
MRB PROJECT NO.: 0300.12001.000 PHASE 213**

Dear Mr. Nadler:

MRB Group has completed a review of the maps and boundary descriptions for the approved final site plan for the above referenced project, prepared by Freeland-Parrinello Land Surveyors dated March 30, 2022 for the following:

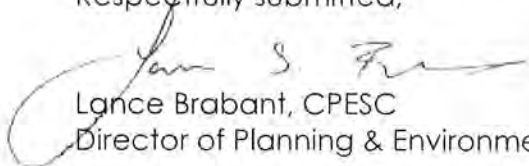
- Proposed Map and Description of William Metrose, LTD Residential Conservation Easement

Based on our review of the above-referenced boundary descriptions and easement mapping, we find the documents to be accurate and complete.

This has been forwarded to your attention for review and approval as required by the Town of Canandaigua. Please complete your review and forward your findings to the Town Development Office.

Please feel free to contact our office with any comments or questions you may have in this regard. Thank you.

Respectfully submitted,



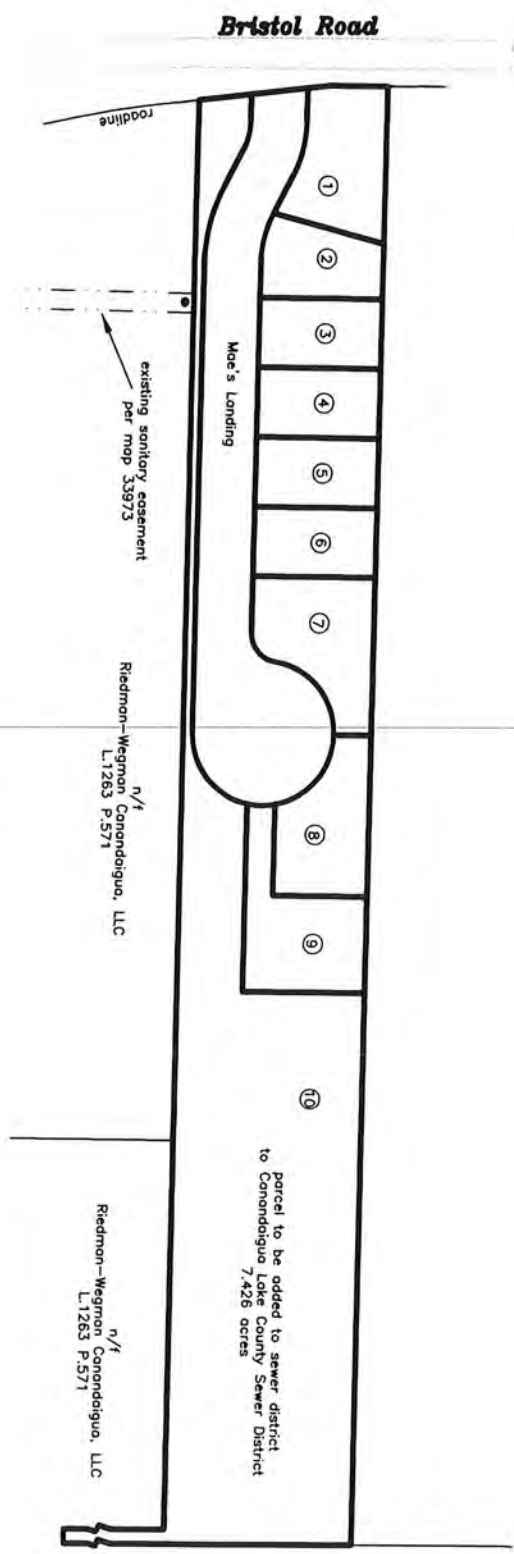
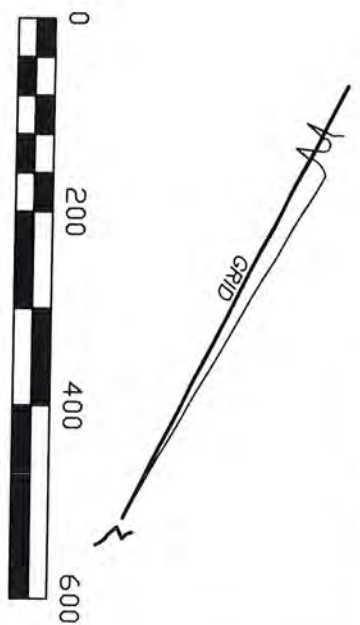
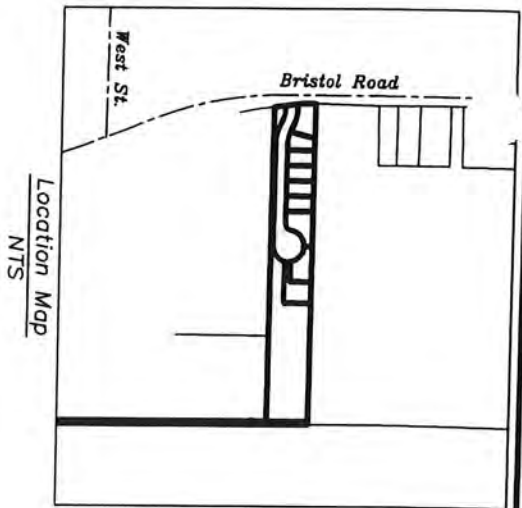
Lance Brabant, CPESC
Director of Planning & Environmental Services

Cc: Doug Finch, Town Manager
Chris Jensen, P.E., Code Enforcement Officer
Jim Fletcher, Highway and Water Superintendent
Shawna Bonshak, Town Planner
Jean Chrisman, Town Clerk
Brennan Marks, P.E. – Marks Engineering

Proposed Description of a Conservation Easement to
Town of Canandaigua
5150 & 5100
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southwest corner of lands of Riedman-Wegman Canandaigua, LLC by deed, Liber 1263, Page 571, thence;

1. S56°16'51"W a distance of 55.53 feet to a point on the said northerly road line, thence;
2. N27°00'06"W a distance of 25.99 feet to a point, thence;
3. Along a curve to the right with a radius of 70.00 feet and an arc length of 31.61 feet to a point, thence;
4. N00°27'30"W a distance of 43.15 feet to a point, thence;
5. Along a curve to the left with a radius of 180.00 feet and an arc length of 71.36 feet to a point, thence;
6. N26°57'35"W a distance of 496.79 feet to a point, thence;
7. Along a curve to the left with a radius of 75.00 feet and an arc length of 69.68 feet to a point, thence;
8. N27°00'00"W a distance of 367.77 feet to a point, thence;
9. S63°00'00"W a distance of 160.00 feet to a point, thence;
10. N27°00'00"W a distance of 411.61 feet to a point, thence;
11. N62°42'20"E a distance of 1704.71 feet to a point, thence;
12. S27°00'00"E a distance of 15.00 feet to a point, thence;
13. S62°42'20"W a distance of 1504.71 feet to a point, thence;
14. S27°00'00"E a distance of 1479.35 feet to the point of beginning. All as shown on a Ten Lot Residential Conservation Subdivision of William Metrose, LTD, by Marks Engineering, job number 19-094, March 31, 2022.



n/f
John J. Burkard & Julie Simmons
L.984 P.248

Sanitary Sewer District Extension Plan
William Metrose, LTD
Residential Conservation Subdivision

Town of Canandaigua
 Ontario County, New York
 Scale: 1 inch = 200 feet March 30, 2022

I certify that this plan was prepared March 31, 2022 from notes of an instrument survey completed August 18, 2020 and from materials referenced hereon.

David M. Parrinello NYSPLS 049724



Freeland-Parrinello
 LAND SURVEYORS
 42 Beeman Street
 Canandaigua, New York 14424
 (585) 704-5110



Ontario County Clerk Recording Page

Return To

CANANDAIGUA TOWN CLERK
5440 STATE ROUTES 5 AND 20
CANANDAIGUA, NY 14424

Matthew J. Hoose, County Clerk

Ontario County Clerk
20 Ontario Street
Canandaigua, New York 14424
(585) 396-4200

Document Type: **EASEMENT**

Receipt Number: 649897

Grantor (Party 1)

WILLIAM METROSE LTD BUILDER DEVELOPER

Grantee (Party 2)

CANANDAIGUA TOWN

Fees

Recording Fee	\$20.00
TP-584 Form Fee	\$5.00
Pages Fee	\$30.00
State Surcharge	\$20.00
Total Fees Paid:	\$75.00

Consideration: \$0.00

Control #: 202212210531
Ref #: TX 2022 001560

Property located in **Town of Canandaigua**

State of New York
County of Ontario

Recorded on December 21st, 2022 at 1:23:19 PM
in Liber **01510** of **Deeds**
beginning at page **0496**, ending at page **0501**,
with a total page count of **6**.

CANANDAIGUA TOWN CLERK
MAR 20 2023
RECEIVED

Ontario County Clerk

This sheet constitutes the Clerk's endorsement required by section 319 of the Real Property Law of the State of New York

Record & Return:
Canandaigua Town Clerk
5440 State Routes 5 & 20
Canandaigua, NY 14424

**CONSERVATION EASEMENT
AND
DECLARATION OF RESTRICTIONS**

This agreement made this 10TH day of NOVEMBER 2022, by and between **William Metrose Ltd. Builder/Developer**, A New York Corporation, with offices at 55 Sully's Trail, Suite C, Pittsford, NY 14534, party of the first part, and the **Town of Canandaigua**, A New York Municipal Corporation, with offices at 5440 Routes 5 & 20 West, Canandaigua, NY 14424, party of the second part.

WHEREAS, the party of the first part is the owner of premises situate in the **Town of Canandaigua**, Ontario County, New York, known as **5100 Bristol Road (Tax Map #83.00-1-7.150 and 5150 Bristol Road (Tax Map #83.00-1-8.000)**, as shown on a map thereof made by Marks Engineering (**Project No. CPN-22-026**); and

WHEREAS, the party of the first part is desirous of preserving the natural character of that portion of said subdivision, as described in Schedule "A" attached hereto and made a part hereof, for the benefit of the party of the second part, and of assuring the uniform development of said subdivision for the benefit of all present or future owners of lots therein.

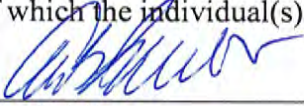
NOW, THEREFORE, in consideration of One Dollar (\$1.00) paid by party of the second part to party of the first part, it is hereby agreed that the premises described in Schedule "A", attached hereto shall be subject to:

A perpetual conservation easement restricting development of the open space land and allowing use only for passive recreation, protection of natural resources or similar conservation purposes, pursuant to § 247 of the general municipal law and/or §§ 49-0301 through 49-0311 of the environmental conservation laws, shall be granted to the town, with the approval of the town board.

The conservation easement shall prohibit residential, industrial or commercial use of open space land and shall not be amendable to permit such use. Local utility distribution lines, stormwater management facilities shall be allowed as indicated on the proposed site plans. Future trails and agricultural structures may be permitted on preserved open space land with planning board approval provided that they do not impair the conservation value of the land.

The intention is to preserve the Conservation Easement Area in its natural state. The purpose of this easement is to conserve open space within the town's residential areas. Walking trails and other passive recreation shall be allowed on the conserved land provided no motor vehicles shall be permitted on said walking trails. .

same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

ANTHONY B. IACOVANGELO
Notary Public, State of New York
No. 021A5056300
Qualified in Ontario County
Commission Expires March 4, 2026

IN WITNESS WHEREOF, the party of the second part has hereunto set his hand and seal to be affixed hereto, on the day and year first above written.

Party of the Second Part:

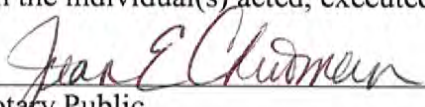
Town of Canandaigua

By: 

Douglas E. Finch, Town Manager

STATE OF NEW YORK)
COUNTY OF Ontario) ss:

On the 21st day of December in the year 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared **Douglas E. Finch**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

JEAN E CHRISMAN
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CH6304003
Qualified in Ontario County
My Commission Expires 05-19-2026

Proposed Description of a Conservation Easement to
Town of Canandaigua
5150 & 5100
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southwest corner of lands of Riedman-Wegman Canandaigua, LLC by deed, Liber 1263, Page 571, thence;

1. S56°16'51"W a distance of 55.53 feet to a point on the said northerly road line, thence;
2. N27°00'06"W a distance of 25.99 feet to a point, thence;
3. Along a curve to the right with a radius of 70.00 feet and an arc length of 31.61 feet to a point, thence;

4. N00°27'30"W a distance of 43.15 feet to a point, thence;
5. Along a curve to the left with a radius of 180.00 feet and an arc length of 71.36 feet to a point, thence;
6. N26°57'35"W a distance of 496.79 feet to a point, thence;
7. Along a curve to the left with a radius of 75.00 feet and an arc length of 69.68 feet to a point, thence;
8. N27°00'00"W a distance of 367.77 feet to a point, thence;
9. S63°00'00"W a distance of 160.00 feet to a point, thence;
10. N27°00'00"W a distance of 411.61 feet to a point, thence;
11. N62°42'20"E a distance of 1704.71 feet to a point, thence;
12. S27°00'00"E a distance of 15.00 feet to a point, thence;
13. S62°42'20"W a distance of 1504.71 feet to a point, thence;
14. S27°00'00"E a distance of 1479.35 feet to the point of beginning. All as shown on a Ten Lot Residential Conservation Subdivision of William Metrose, LTD, by Marks Engineering, job number 19-094, March 31, 2022.

June 28, 2024

Mrs. Crystelyn Laske, Town Clerk
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: MAE'S LANDING SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
MAINTENANCE BOND - REVIEW
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 21-005
MRB PROJECT NO.: 0300.12001.000 PHASE 213

Dear Mrs. Laske,

It is our understanding that the applicant is in the process of dedicating the watermain, storm sewer system, and the roadway (excluding top coat) for the Mae's Landing Subdivision. Prior to dedication and closing out the Letter of Credit associated with this project, a 2-year maintenance bond is required to be provided to the Town.

As requested, MRB has completed a review of the approved Letter of Credit Estimate to determine the appropriate maintenance bond amount to be provided. These items were taken from the approved Letter of Credit Estimate for the project; the required maintenance bond amount immediately follows:

	<u>Total Construction Cost</u>	<u>10% Maintenance Bond Amount</u>
Watermain	\$53,660.00	\$5,366.00
Storm Sewer	\$55,185.00	\$5,518.50
Roadway*	\$199,330.00	\$19,933.00
*Does not include Top Course	\$308,175.00	\$30,817.50

Therefore, a Maintenance Bond in the amount of **\$30,817.50** is recommended to be provided to and accepted by the Town of Canandaigua Town Board prior to dedication and prior to the closing out of the Letter of Credit. The maintenance bond for the items described above is to remain on file for a period of two (2) years from the time it is accepted by the Town of Canandaigua Town Board.

Please feel free to contact our office with any comments and/or questions you may have in this regard.

Respectfully submitted,



Lance S. Brabant, CPESC
Director of Planning & Environmental Services

Enclosures:

- Applicant's Engineers Estimate dated June 28, 2023, revised August 8, 2023

C Jim Fletcher, Highway and Water Superintendent
Sarah Reynolds, Town Planner
Mike Murphy, Code Enforcement Officer
Brennan Marks – Marks Engineering



Marks Engineering

4303 Routes 5 & 20
Canandaigua, NY 14424

Town of Canandaigua Letter of Credit Estimate

Prepared by Marks Engineering, P.C.

42 Beeman Street Canandaigua N.Y. 14424

Project: Metrose 10-Lot Residential Conservation Subdivision

Date: 6/28/2023 Revised 8/8/2023

This letter of credit represents the probable construction costs in 2022 dollars to complete the site improvements as shown on the plans entitled "10-LOT RESIDENTIAL CONSERVATION SUBDIVISION" last revised 6/28/23. The plans and letter are subject to changes for town and agency final comments and approvals.

Section	Section Description	Amount (\$)
1	EROSION CONTROL	
	TOTAL	\$29,196
2	WATER DISTRIBUTION	
	TOTAL	\$53,660.00
3	STORMWATER INFASTRUCTURE	
	TOTAL	\$55,185.00
4	PAVEMENTS AND RAODWAY	
	TOTAL	\$236,080.00
5	MISCELLANEOUS	
	TOTAL	\$56,000.00
	ESTIMATE	\$430,121
	10% CONTINGENCY	\$43,012
	TOTAL ESTIMATE	\$473,133

Please refer to attached documents for calculation details.

Estimate prepared by:

Brennan Marks, P.E.
President
Marks Engineering, P.C.



**MarksEngineering**

Design-It. Build-It.

42 Beeman St

Canandaigua, NY 14424

Phone (585) 458-770

Item Description	Unit	Quantity	Unit Cost (\$)	Amount (\$)
Section 1: EROSION CONTROL				
Stabilize Construction Entrance	EA	1	\$625	\$625.00
Silt Fence	LF	1,500	\$3.00	\$4,500.00
Temporary Seed and Mulch	SY	9,075	\$0.75	\$6,806.25
Earthwork (Stripping and Grading)	CY	4,404	\$3.75	\$16,515.00
Concrete Wash Out Area	LS	1	\$750.00	\$750.00
			Subtotal:	\$29,196.25
Section 2: WATER DISTRIBUTION				
Water Taps	EA	10	\$450.00	\$4,500.00
Water Line 1" CTS	LF	830	\$12.00	\$9,960.00
Water Line 6" DR-14 PVC	LF	690	\$30.00	\$20,700.00
Fire Hydrants & Guard Valve Assembly Complete	EA	1	\$8,500.00	\$8,500.00
Testing & Disinfection w/ tap	EA	2	\$1,250.00	\$2,500.00
Tapping Sleeve and Valve	EA	1	\$7,500.00	\$7,500.00
			Subtotal:	\$53,660.00
Section 3: STORMWATER INFRASTRUCTURE				
Catch Basin	EA	6	\$1,250	\$7,500.00
End Section	EA	16	\$280	\$4,480.00
15" CPP Drain	LF	70	\$38	\$2,660.00
12" HDPE pipe	LF	330	\$34	\$11,220.00
8" CPP Drain	LF	580	\$31	\$17,980.00
6" CPP Roof Leader	LF	600	\$15	\$9,000.00
Cleanout	EA	1	\$185	\$185.00
Scour Stop	SF	180	\$12.00	\$2,160.00
			Subtotal:	\$55,185.00
Section 4: PAVEMENT and ROADWAY				
Road Grading & Compaction	SF	24,500	\$1.50	\$36,750
Geotextile	SF	24,500	\$1.00	\$24,500
Subbase	SF	24,500	\$1.50	\$36,750
Road Paving – Binder Coat	SF	24,500	\$1.50	\$36,750
Road Paving – Top Coat	SF	24,500	\$1.50	\$36,750
Concrete Gutter w/ weep & geotextile fabric	LF	950	\$18.00	\$17,100.00
Sidewalks	SF	5,141	\$7.00	\$35,987.00
Stop Sign	EA	1	\$750.00	\$750.00
Road Sign	EA	1	\$1,000.00	\$1,000.00
Road Paint	LF	40	\$4.50	\$180.00
Curb (Cul-de-Sac)	LF	255	\$37.50	\$9,562.50
			Subtotal:	\$236,080
Section 6: MISCELLANEOUS				
Tree Plantings	EA	10	\$650.00	\$6,500.00
Monumentation	LS	1	\$5,000	\$5,000
Infiltration Basin	EA	1	\$9,500.00	\$9,500.00
Engineering, Permitting & Records	LS	1	\$35,000	\$35,000
			Subtotal:	\$56,000.00

RECORD AND RETURN TO:

Phillips Lytle LLP
28 East Main Street, Suite 1400
Rochester, New York 14614
Attn: Alson J. McKenna, Esq.

**RELEASE OF PART OF MORTGAGED PREMISES FROM
CONSTRUCTION LINE OF CREDIT MORTGAGE**

* * * * *

THIS INDENTURE, made the 10th day of July, 2024, by and between **CACHET CAPITAL LLC**, a New York limited liability company with an address of or place of business at 3662 Lake to Lake Road, Stanley, New York 14561 (the "Mortgagor") and **THE LYONS NATIONAL BANK**, whose address is 35 William Street, P.O. Box 380, Lyons, New York 14489 (the "Mortgagee").

WHEREAS, Mortgagor, by the following indentures, for the consideration therein mentioned and to secure the payment of the sums therein specified, did mortgage certain lands, of which the lands hereinafter described are part, unto Mortgagee as follows:

Construction Line of Credit Mortgage made by **CACHET CAPITAL LLC** to **THE LYONS NATIONAL BANK** made effective as of May 31, 2024, given to secure a Construction Line of Credit Note of even date therewith in the original amount of \$465,000.00, which mortgage was recorded in the Ontario County Clerk's Office on June 4, 2024 in Book/Liber 03265 of Mortgages, beginning at page 0453 as Control #: 202406040100.

WHEREAS, Mortgagee, at the request of Mortgagor, has agreed to give up and surrender the lands hereinafter described unto Mortgagor, and to hold and retain the residue of the mortgaged lands as security for the money remaining due on said mortgage.

NOW, THIS INDENTURE WITNESSETH, that Mortgagee, in consideration of One Dollar (\$1.00) and more, lawful money of the United States and other good and valuable consideration, paid by the Mortgagor, the receipt of which is hereby acknowledged, does grant, release, and quitclaim unto the Mortgagor, only that part of said mortgaged lands described on Schedule A attached hereto.

TOGETHER with the hereditaments and appurtenances thereunto belonging, and all the right, title and interest of the Mortgagee, of, in and to the same, to the intent that the lands hereby released may be discharged from said mortgage, and that the rest of the land in said mortgage specified shall remain mortgaged to the Mortgagee.

TO HAVE AND TO HOLD, the lands and premises hereby released and quitclaimed to the Mortgagor, the heirs, distributes, successors and assigns of the Mortgagor, to them and their own proper use, free, clear and discharged of and from all lien and claim under and by virtue of the indenture of mortgage aforesaid.

IN WITNESS WHEREOF, Mortgagee has signed these presents.

MORTGAGEE:

THE LYONS NATIONAL BANK

By: 

Ryan M. Hallings, Senior Vice President

STATE OF NEW YORK)

COUNTY OF Yates)

ss.:

On the 10 day of July, in the year 2024, before me, the undersigned, a Notary Public in and for said State, personally appeared **Ryan M. Hallings**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

NATASHA RANDALL
Notary Public, State of New York
Registration No. 01RA6434686
Qualified in Ontario County
Commission Expires June 13, 2026


Notary Public

SCHEDULE A

Legal Description of Portion of Mortgaged Property to be Released

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map no. 38697, thence;

1. N 27°00'06" W a distance of 33.06 feet to a point, thence;
2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
8. S 26°57'35" E a distance of 496.79 feet to a point, thence;
9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
10. S 00°27'30" E a distance of 43.15 feet to a point, thence;
11. Along a curve to the left with an arc length of 31.61 feet, and a radius of 70.00 feet, thence;
12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

RECORD AND RETURN TO:

Phillips Lytle LLP
28 East Main Street, Suite 1400
Rochester, New York 14614
Attn: Alson J. McKenna, Esq.

**RELEASE OF PART OF PREMISES FROM
ASSIGNMENT OF LEASES AND RENTS**

This Indenture made this 10th day of July, 2024 between **THE LYONS NATIONAL BANK**, whose address is 35 William Street, P.O. Box 380, Lyons, New York 14489 ("Assignee") and **CACHET CAPITAL LLC**, a New York limited liability company with an address of or place of business at 3662 Lake to Lake Road, Stanley, New York 14561 ("Assignor").

W I T N E S S E T H:

That the Assignee is the owner and holder of an Assignment of Leases and Rents given by the Assignor to the Assignee, dated May 31, 2024 and recorded in the Ontario County Clerk's Office on June 4, 2024 in Book/Liber 01539 of Deeds, beginning at page 0628 as Control #: 202406040103 ("Assignment").

That the Assignee, in consideration of Ten Dollars (\$10.00) lawful money of the United States, and other good and valuable consideration paid by the Assignor to the Assignee, does hereby grant and release unto the Assignor, its successors and assigns forever, any lien or interest the Assignee has under the Assignment in all that certain tract, piece or parcel of land together with improvements situate thereon located in the Town of Canandaigua, County of Ontario, State of New York more particularly described at Schedule A attached hereto and made a part hereof.

Together all the right, title and interest of the Assignee of, and to the same, to the extent that the lands hereby released may be discharged from said Assignment and that the rest of the land covered and secured by said Assignment, not heretofore released, may remain assigned to the Assignee and subject to all of the terms, conditions and provisions contained in the Assignment, which shall continue in full force and effect in relation thereto.

To have and to hold the lands and premises hereby released and quitclaimed to the Assignor, its successors and assigns, for their own proper use, benefit and behoof, forever, free, clear and discharged of and from all lien and claim under and by virtue of the aforesaid Assignment.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, this Instrument has been duly executed by the Assignee the year and date above mentioned.

ASSIGNEE:

THE LYONS NATIONAL BANK

By: 


Ryan M. Hallings, Senior Vice President

STATE OF NEW YORK)

COUNTY OF Yates) ss.:

On the 10 day of July, in the year 2024, before me, the undersigned, a Notary Public in and for said State, personally appeared **Ryan M. Hallings**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

NATASHA RANDALL
Notary Public, State of New York
Registration No. 01RA6434686
Qualified in Ontario County
Commission Expires June 13, 2026


Notary Public

SCHEDULE A

Legal Description of Portion of Mortgaged Property to be Released

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

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1. N 27°00'06" W a distance of 33.06 feet to a point, thence;
2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
8. S 26°57'35" E a distance of 496.79 feet to a point, thence;
9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
10. S 00°27'30" E a distance of 43.15 feet to a point, thence;
11. Along a curve to the left with an arc length of 31.61 feet, and a radius of 70.00 feet, thence;
12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

TOWN OF CANANDAIGUA
STATE OF NEW YORK COUNTY OF ONTARIO

In the Matter of the Dedication of

5150 BRISTOL ROAD, CANANDAIGUA, NY 14424

BILL
OF
SALE

to the Town of Canandaigua

by CACHET CAPITAL LLC

KNOW ALL MEN BY THESE PRESENTS,

THAT CACHET CAPITAL LLC, having an office at 3120 County Road 18, Stanley, NY 14561, party of the first part, for and in consideration of sum of ONE DOLLARS (\$1.00), lawful money of the United States to it in hand paid, at or before the unsealing and delivery of these presents by the TOWN OF CANANDAIGUA, 5440 Routes 5 & 20; Canandaigua, NY 14424 1000, party of the second part, the receipt whereof is hereby acknowledged, has bargained and sold, and by these presents does grant and convey unto the said party of the second part, its successors and assigns thereof:

All monuments, sewer lines, water lines, pumps and other appurtenances and any other improvements included within the real estate described on the attached Schedule A.

TO HAVE AND TO HOLD the same unto the said party of the second part, its successors and assigns forever. AND it does for its successors and assigns, covenant and agree to and with the said party of the second part, to warrant and defend the sale of the aforesaid items hereby sold unto the said party of the second part, its successors and assigns, against all and every person and persons whomever.

[Signature page follows]

IN WITNESS WHEREOF, the party of the first part has caused these presents to be signed by its Members, this 11th day of July, 2024.

CACHET CAPITAL LLC

By: 

Jonathan Horst

Member

STATE OF NEW YORK }
COUNTY OF Ontario }ss.:

On the 11th day of July in the year 2024 before me, the undersigned a notary public in and for the State of New York, personally appeared Jonathan Horst, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual, or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public

RYAN STEBBINS
Notary Public, State of New York
Reg. No. 02ST6370183
Qualified in Seneca County
Commission Expires 01/29/2026

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

Schedule A

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map no. 38697, thence;

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TOWN OF CANANDAIGUA
STATE OF NEW YORK COUNTY OF ONTARIO

In the Matter of the Dedication of

5150 BRISTOL ROAD, CANANDAIGUA, NY 14424

to the Town of Canandaigua

HOLD HARMLESS
AND
INDEMNITY
AGREEMENT

by CACHET CAPITAL LLC

To the fullest extent provided by law, the undersigned and all of its employees, agents, and assigns agree to indemnify and hold harmless the Town of Canandaigua, a New York State municipal corporation, from and against any and all liability, loss, or damage from any claims, demands, payments, suits, actions, recoveries and judgments of any nature and description brought or recovered against it, including reasonable attorneys' fees by reason of any act or conduct, including negligence, omission, tortious act, willful conduct or otherwise of CACHET CAPITAL LLC, its agents or representatives, arising out of the construction, engineering, maintenance, or dedication related to the above-referenced project.

CACHET CAPITAL LLC

By: 
Jonathan Horst,
Member

[NOTARY PAGE TO FOLLOW]

STATE OF NEW YORK }
COUNTY OF Ontario } ss.:

On the 11th day of July in the year 2024 before me, the undersigned a notary public in and for the State of New York, personally appeared Jonathan Horst, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual, or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public

RYAN STEBBINS
Notary Public, State of New York
Reg. No. 02ST6370183
Qualified in Seneca County
Commission Expires 01/29/2026

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

Schedule A

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map no. 38697, thence;

1. N 27°00'06" W a distance of 33.06 feet to a point, thence;
2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
8. S 26°57'35" E a distance of 496.79 feet to a point, thence;
9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
10. S 00°27'30" E a distance of 43.15 feet to a point, thence;
11. Along a curve to the left with an arc length of 31.61 feet, and a radius of 70.00 feet, thence;
12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

TOWN OF CANANDAIGUA
STATE OF NEW YORK COUNTY OF ONTARIO

In the Matter of the Dedication of

5150 BRISTOL ROAD, CANANDAIGUA, NY 14424

to the Town of Canandaigua

OFFER OF
CESSION

by CACHET CAPITAL LLC

THIS IRREVOCABLE OFFER OF CESSION, made this 11th day of July, 2024 is made by Cachet Capital LLC, whose principal place of business is located at 3120 County Road 18, Stanley, NY 14561 (hereinafter referred to as "Developer"), to the Town of Canandaigua, a municipal corporation whose principal place of business is located at 5440 Routes 5 & 20, Canandaigua, NY 14424, hereinafter referred to as "Canandaigua."

WHEREAS, Developer is the owner of certain lands located within the Town of Canandaigua, County of Ontario, State of New York, more particularly described in a deed recorded in the Ontario County Clerk's Office in Liber 01521 of Deeds at Page 0906, which are shown on the attached map entitled "A ROAD DEDICATION OF LANDS OF CACHET CAPITAL LLC WILLIAM METROSE, LTD RESIDENTIAL CONSERVATION SUBDIVISION SHOWING LAND IN: BRISTOL ROAD TOWN OF CANANDAIGUA", dated June 25, 2024, prepared by Marks Engineering, and being further bounded and described as follows: SEE SCHEDULE A ATTACHED HERETO AND MADE A PART HEREIN.

WHEREAS, the Town of Canandaigua, as a condition for the dedication to and acceptance of the roads, utilities, public improvements, and easements

required by the Town Highway and Water Superintendent and the Town Planning Board has required Developer to file with the Town a formal irrevocable offer of cession of the proposed subdivision roadways, utilities, public improvements, and easements.

NOW THEREFORE, Developer hereby irrevocably offers to grant, cede, and convey to Canandaigua all that tract, piece or parcel of land as is more particularly described in Schedule A annexed hereto, said property to be used for public purposes all as shown on the aforementioned map(s).

This irrevocable offer of cession shall continue indefinitely and may be accepted by the Town of Canandaigua at any time, it being the intent that this offer will be accepted at the discretion of the Town Board. It is expressly understood that the receipt of this offer of cession by the Town of Canandaigua, and/or the recording hereof, does not constitute any actual acceptance of the offer herein contained.

IN WITNESS WHEREOF, Developer has executed this irrevocable Offer of Cession as of the day and year first written above.

CACHET CAPITAL LLC

By: 

Jonathan Horst

Member

[NOTARY PAGE TO FOLLOW]

STATE OF NEW YORK }
COUNTY OF Ontario } ss.:

On the 11th day of July in the year 2024 before me, the undersigned a notary public in and for the State of New York, personally appeared Jonathan Horst, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual, or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public

RYAN STEBBINS
Notary Public, State of New York
Reg. No. 02ST6370183
Qualified in Seneca County
Commission Expires 01/29/2026

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2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
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9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
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12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

RESOLUTIONS OF THE MEMBERS OF

Cachet Capital LLC


RESOLVED: That Cachet Capital LLC, a New York limited liability company (the "Company"), the undersigned being all of the members of the Company, enter into and execute and deliver to the Town of Canandaigua, New York, all documents necessary and relative to the dedication of the property located at 5150 Bristol Road, Canandaigua, NY for the sales price of one dollar and no cents (\$1.00);

RESOLVED: That the form and substance of each of the Transfer Documents presented to this meeting (with such changes therein as may be approved by the officer of the Company executing the same) be and hereby are approved;

RESOLVED: That Javin A. Hoover, member, and/or Jonathan R. Horst, member are authorized and directed to execute and deliver to the Buyer by and on behalf of the Company each of the Transfer Documents in substantially the form presented to and approved at this meeting, with all such changes therein as may be approved by Javin A. Hoover and/or Jonathan R. Horst, their execution thereof to be conclusive evidence of their approval and the approval of the members, and upon such execution, a copy thereof be filed with the official records of the Company;

RESOLVED: That the corporate proceedings authorizing the execution and delivery of the Transfer Documents were duly and properly held; and further,

RESOLVED: That Javin A. Hoover and/or Jonathan R. Horst are hereby authorized and directed for and on behalf of the Company to execute all agreements and other documents adopted in any of the foregoing resolutions, and to take all steps and execute all other documents, instruments, financing statements, certificates, affidavits and agreements necessary or convenient to effectuate the purposes of the foregoing resolutions.



Javin A. Hoover, Member

7-9-24

Date



Jonathan R. Horst, Member

7-11-24

Date

FOR COUNTY USE ONLY

C1. SWIS Code

C2. Date Deed Recorded

Month Day Year

C3. Book

C4. Page

New York State Department of
Taxation and Finance

Office of Real Property Tax Services

RP- 5217-PDF

Real Property Transfer Report (8/10)

PROPERTY INFORMATION

1. Property Location 5150 Bristol Road
* STREET NUMBER * STREET NAME
Canandaigua 14424
* CITY OR TOWN VILLAGE * ZIP CODE

2. Buyer Name Town of Canandaigua
* LAST NAME/COMPANY FIRST NAME
LAST NAME/COMPANY FIRST NAME

3. Tax Billing Address
Indicate where future Tax Bills are to be sent if other than buyer address(at bottom of form)
* LAST NAME/COMPANY FIRST NAME
STREET NUMBER AND NAME CITY OR TOWN STATE ZIP CODE

4. Indicate the number of Assessment Roll parcels transferred on the deed 1 # of Parcels OR ☒ Part of a Parcel (Only if Part of a Parcel) Check as they apply:
4A. Planning Board with Subdivision Authority Exists ☐
4B. Subdivision Approval was Required for Transfer ☐
4C. Parcel Approved for Subdivision with Map Provided ☐

5. Deed Property Size X * FRONT FEET OR 1.26 * DEPTH * ACRES

6. Seller Name Cachet Capital LLC
* LAST NAME/COMPANY FIRST NAME
LAST NAME/COMPANY FIRST NAME

*7. Select the description which most accurately describes the use of the property at the time of sale:
C. Residential Vacant Land

Check the boxes below as they apply:
8. Ownership Type is Condominium ☐
9. New Construction on a Vacant Land ☐
10A. Property Located within an Agricultural District ☐
10B. Buyer received a disclosure notice indicating that the property is in an Agricultural District ☐

SALE INFORMATION

11. Sale Contract Date

* 12. Date of Sale/Transfer

*13. Full Sale Price 0.00
(Full Sale Price is the total amount paid for the property including personal property. This payment may be in the form of cash, other property or goods, or the assumption of mortgages or other obligations.) Please round to the nearest whole dollar amount.

14. Indicate the value of personal property included in the sale 0.00

15. Check one or more of these conditions as applicable to transfer:
☐ A. Sale Between Relatives or Former Relatives
☐ B. Sale between Related Companies or Partners in Business.
☐ C. One of the Buyers is also a Seller
☒ D. Buyer or Seller is Government Agency or Lending Institution
☐ E. Deed Type not Warranty or Bargain and Sale (Specify Below)
☐ F. Sale of Fractional or Less than Fee Interest (Specify Below)
☐ G. Significant Change in Property Between Taxable Status and Sale Dates
☐ H. Sale of Business is Included in Sale Price
☐ I. Other Unusual Factors Affecting Sale Price (Specify Below)
☐ J. None

Comment(s) on Condition:

ASSESSMENT INFORMATION - Data should reflect the latest Final Assessment Roll and Tax Bill

16. Year of Assessment Roll from which information taken(YY) 23 *17. Total Assessed Value 27,700

*18. Property Class 314 *19. School District Name Canandaigua City

*20. Tax Map Identifier(s)/Roll Identifier(s) (If more than four, attach sheet with additional identifier(s))
p/o 83.00-1-8.000

CERTIFICATION

I Certify that all of the items of information entered on this form are true and correct (to the best of my knowledge and belief) and I understand that the making of any willful false statement of material fact herein subject me to the provisions of the penal law relative to the making and filing of false instruments.

SELLER SIGNATURE

SELLER SIGNATURE 7-11-24
DATE

BUYER SIGNATURE

BUYER SIGNATURE DATE

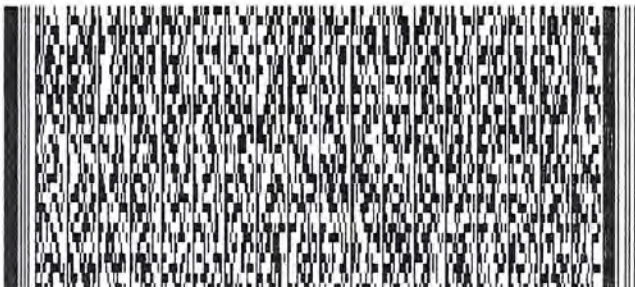
BUYER CONTACT INFORMATION

(Enter information for the buyer. Note: If buyer is LLC, society, association, corporation, joint stock company, estate or entity that is not an individual agent or fiduciary, then a name and contact information of an individual/responsible party who can answer questions regarding the transfer must be entered. Type or print clearly.)

* LAST NAME FIRST NAME
(585) 394-1120
* AREA CODE * TELEPHONE NUMBER (Ex: 9999999)
5440 Route 5 & 20 West
* STREET NUMBER * STREET NAME
Canandaigua NY 14424
* CITY OR TOWN * STATE * ZIP CODE

BUYER'S ATTORNEY

Nadler Christopher
* LAST NAME FIRST NAME
(585) 315-4767
* AREA CODE * TELEPHONE NUMBER (Ex: 9999999)





Department of Taxation and Finance

TP-584 (9/19)

Recording office time stamp

**Combined Real Estate Transfer Tax Return,
Credit Line Mortgage Certificate, and
Certification of Exemption from the
Payment of Estimated Personal Income Tax**

See Form TP-584-I, Instructions for Form TP-584, before completing this form. Print or type.

Schedule A – Information relating to conveyance

Grantor/Transferor	Name (if individual, last, first, middle initial) (<input type="checkbox"/> mark an X if more than one grantor)	Social Security number (SSN)
<input type="checkbox"/> Individual	Cachet Capital LLC	
<input type="checkbox"/> Corporation	Mailing address	SSN
<input type="checkbox"/> Partnership	3120 County Road 18	
<input type="checkbox"/> Estate/Trust	City State ZIP code	Employer Identification Number (EIN)
<input type="checkbox"/> Single member LLC	Stanley NY 14561	92-1895599
<input checked="" type="checkbox"/> Multi-member LLC	Single member's name if grantor is a single member LLC (see instructions)	Single member EIN or SSN
<input type="checkbox"/> Other		
Grantee/Transferee	Name (if individual, last, first, middle initial) (<input type="checkbox"/> mark an X if more than one grantee)	SSN
<input type="checkbox"/> Individual	Town of Canandaigua	
<input checked="" type="checkbox"/> Corporation	Mailing address	SSN
<input type="checkbox"/> Partnership	5440 Routes 5 & 20	
<input type="checkbox"/> Estate/Trust	City State ZIP code	EIN
<input type="checkbox"/> Single member LLC	Canandaigua NY 14424	
<input type="checkbox"/> Multi-member LLC	Single member's name if grantee is a single member LLC (see instructions)	Single member EIN or SSN
<input type="checkbox"/> Other		

Location and description of property conveyed

Tax map designation – Section, block & lot (include dots and dashes)	SWIS code (six digits)	Street address	City, town, or village	County
p/o 83.00-1-8.000	322400	5150 Bristol Road	Canandaigua, NY	Ontario

Type of property conveyed (mark an X in applicable box)

1 <input type="checkbox"/> One- to three-family house	6 <input type="checkbox"/> Apartment building	Date of conveyance <table border="1"><tr><td>month</td><td>day</td><td>year</td></tr></table>	month	day	year	Percentage of real property conveyed which is residential real property _____ % (see instructions)
month	day		year			
2 <input type="checkbox"/> Residential cooperative	7 <input type="checkbox"/> Office building					
3 <input type="checkbox"/> Residential condominium	8 <input type="checkbox"/> Four-family dwelling					
4 <input type="checkbox"/> Vacant land	9 <input checked="" type="checkbox"/> Other <u>Road Dedication</u>					
5 <input type="checkbox"/> Commercial/industrial						

Condition of conveyance (mark an X in all that apply)

- | | | |
|---|--|--|
| a. <input checked="" type="checkbox"/> Conveyance of fee interest | f. <input type="checkbox"/> Conveyance which consists of a mere change of identity or form of ownership or organization (attach Form TP-584.1, Schedule F) | i. <input type="checkbox"/> Option assignment or surrender |
| b. <input type="checkbox"/> Acquisition of a controlling interest (state percentage acquired _____ %) | g. <input type="checkbox"/> Conveyance for which credit for tax previously paid will be claimed (attach Form TP-584.1, Schedule G) | m. <input type="checkbox"/> Leasehold assignment or surrender |
| c. <input type="checkbox"/> Transfer of a controlling interest (state percentage transferred _____ %) | h. <input type="checkbox"/> Conveyance of cooperative apartment(s) | n. <input type="checkbox"/> Leasehold grant |
| d. <input type="checkbox"/> Conveyance to cooperative housing corporation | j. <input type="checkbox"/> Syndication | o. <input type="checkbox"/> Conveyance of an easement |
| e. <input type="checkbox"/> Conveyance pursuant to or in lieu of foreclosure or enforcement of security interest (attach Form TP-584.1, Schedule E) | k. <input type="checkbox"/> Contract assignment | p. <input type="checkbox"/> Conveyance for which exemption from transfer tax claimed (complete Schedule B, Part 3) |
| | | q. <input type="checkbox"/> Conveyance of property partly within and partly outside the state |
| | | r. <input type="checkbox"/> Conveyance pursuant to divorce or separation |
| | | s. <input type="checkbox"/> Other (describe) _____ |

For recording officer's use	Amount received	Date received	Transaction number
	Schedule B, Part 1 \$ _____		
	Schedule B, Part 2 \$ _____		

Schedule B – Real estate transfer tax return (Tax Law Article 31)**Part 1 – Computation of tax due**

- 1 Enter amount of consideration for the conveyance (if you are claiming a total exemption from tax, mark an X in the Exemption claimed box, enter consideration and proceed to Part 3) ☐ **Exemption claimed**
- 2 Continuing lien deduction (see instructions if property is taken subject to mortgage or lien)
- 3 Taxable consideration (subtract line 2 from line 1)
- 4 Tax: \$2 for each \$500, or fractional part thereof, of consideration on line 3
- 5 Amount of credit claimed for tax previously paid (see instructions and attach Form TP-584.1, Schedule G)
- 6 Total tax due* (subtract line 5 from line 4)

1.		0
2.		0
3.		0
4.		0
5.		0
6.		0

Part 2 – Computation of additional tax due on the conveyance of residential real property for \$1 million or more

- 1 Enter amount of consideration for conveyance (from Part 1, line 1)
- 2 Taxable consideration (multiply line 1 by the percentage of the premises which is residential real property, as shown in Schedule A) ...
- 3 Total additional transfer tax due* (multiply line 2 by 1% (.01))

1.		
2.		
3.		

Part 3 – Explanation of exemption claimed on Part 1, line 1 (mark an X in all boxes that apply)

The conveyance of real property is exempt from the real estate transfer tax for the following reason:

- a. Conveyance is to the United Nations, the United States of America, New York State, or any of their instrumentalities, agencies, or political subdivisions (or any public corporation, including a public corporation created pursuant to agreement or compact with another state or Canada) a ☐
- b. Conveyance is to secure a debt or other obligation b ☐
- c. Conveyance is without additional consideration to confirm, correct, modify, or supplement a prior conveyance c ☐
- d. Conveyance of real property is without consideration and not in connection with a sale, including conveyances conveying realty as bona fide gifts d ☐
- e. Conveyance is given in connection with a tax sale e ☐
- f. Conveyance is a mere change of identity or form of ownership or organization where there is no change in beneficial ownership. (This exemption cannot be claimed for a conveyance to a cooperative housing corporation of real property comprising the cooperative dwelling or dwellings.) Attach Form TP-584.1, Schedule F f ☐
- g. Conveyance consists of deed of partition g ☐
- h. Conveyance is given pursuant to the federal Bankruptcy Act h ☐
- i. Conveyance consists of the execution of a contract to sell real property, without the use or occupancy of such property, or the granting of an option to purchase real property, without the use or occupancy of such property i ☐
- j. Conveyance of an option or contract to purchase real property with the use or occupancy of such property where the consideration is less than \$200,000 and such property was used solely by the grantor as the grantor's personal residence and consists of a one-, two-, or three-family house, an individual residential condominium unit, or the sale of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold covering an individual residential cooperative apartment j ☐
- k. Conveyance is not a conveyance within the meaning of Tax Law, Article 31, § 1401(e) (attach documents supporting such claim) k ☐

* The total tax (from Part 1, line 6 and Part 2, line 3 above) is due within 15 days from the date of conveyance. Make check(s) payable to the county clerk where the recording is to take place. For conveyances of real property within New York City, use Form TP-584-NYC. If a recording is not required, send this return and your check(s) made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, *Designated Private Delivery Services*.

Schedule C – Credit Line Mortgage Certificate (Tax Law Article 11)

Complete the following only if the interest being transferred is a fee simple interest.

This is to certify that: *(mark an X in the appropriate box)*


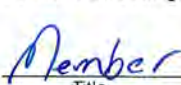
1. ☒ The real property being sold or transferred is not subject to an outstanding credit line mortgage.
 2. ☐ The real property being sold or transferred is subject to an outstanding credit line mortgage. However, an exemption from the tax is claimed for the following reason:
 - a ☐ The transfer of real property is a transfer of a fee simple interest to a person or persons who held a fee simple interest in the real property (whether as a joint tenant, a tenant in common or otherwise) immediately before the transfer.
 - b ☐ The transfer of real property is (A) to a person or persons related by blood, marriage or adoption to the original obligor or to one or more of the original obligors or (B) to a person or entity where 50% or more of the beneficial interest in such real property after the transfer is held by the transferor or such related person or persons (as in the case of a transfer to a trustee for the benefit of a minor or the transfer to a trust for the benefit of the transferor).
 - c ☐ The transfer of real property is a transfer to a trustee in bankruptcy, a receiver, assignee, or other officer of a court.
 - d ☐ The maximum principal amount secured by the credit line mortgage is \$3 million or more, and the real property being sold or transferred is **not** principally improved nor will it be improved by a one- to six-family owner-occupied residence or dwelling.

Note: for purposes of determining whether the maximum principal amount secured is \$3 million or more as described above, the amounts secured by two or more credit line mortgages may be aggregated under certain circumstances. See TSB-M-96(6)-R for more information regarding these aggregation requirements.

 - e ☐ Other *(attach detailed explanation)*.
3. ☐ The real property being transferred is presently subject to an outstanding credit line mortgage. However, no tax is due for the following reason:
 - a ☐ A certificate of discharge of the credit line mortgage is being offered at the time of recording the deed.
 - b ☐ A check has been drawn payable for transmission to the credit line mortgagee or mortgagee's agent for the balance due, and a satisfaction of such mortgage will be recorded as soon as it is available.
4. ☐ The real property being transferred is subject to an outstanding credit line mortgage recorded in _____ (insert liber and page or reel or other identification of the mortgage). The maximum principal amount of debt or obligation secured by the mortgage is _____. No exemption from tax is claimed and the tax of _____ is being paid herewith. *(Make check payable to county clerk where deed will be recorded.)*

Signature (both the grantors and grantees must sign)

The undersigned certify that the above information contained in Schedules A, B, and C, including any return, certification, schedule, or attachment, is to the best of their knowledge, true and complete, and authorize the person(s) submitting such form on their behalf to receive a copy for purposes of recording the deed or other instrument effecting the conveyance.

 _____ Grantor signature	 _____ Title	_____ Grantee signature	_____ Title
_____ Grantor signature	_____ Title	_____ Grantee signature	_____ Title

Reminder: Did you complete all of the required information in Schedules A, B, and C? Are you required to complete Schedule D? If you marked e, f, or g in Schedule A, did you complete Form TP-584.1? Have you attached your check(s) made payable to the county clerk where recording will take place? If no recording is required, send this return and your check(s), made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, *Designated Private Delivery Services*.

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date

Addendum to Forms TP-584, TP-584-NYC and NYC-RPT¹

FORM	RESIDENTIAL PROPERTY ²	CONDO UNIT	OTHER PROPERTY
NYS TP-584	Complete both Sections 1 and Section 2	Not required ³	Not required ³
NYC RPT	Complete both Sections 1 (with TIN Column) and Section 2	Complete Section 1 Only (with TIN Column)	Complete Section 1 Only (with TIN Column)

SECTION 1

Cachet Capital LLC, the ☒ Grantor ☐ Grantee is a limited liability company (the "LLC")

List the names, business addresses, and tax identification number⁴ (TIN Required NYC Only)³ of all members, managers and other authorized persons of the LLC. The term "authorized person" includes any person, whether or not a member, who is authorized by the operating agreement, or otherwise, to act on behalf of the LLC.

NAME	BUSINESS ADDRESS	TIN (Required NYC Only) ³
Javin A. Hoover	3120 County Road 18, Stanley, NY 14561	
Jonathan R. Horst	3120 County Road 18, Stanley, NY 14561	

SECTION 2

If any member of the LLC listed above is itself an LLC or other business entity (the "Member Entity"), enter the names, business addresses of any shareholders, directors, officers, members, managers and/or partners of the Member Entity. Continue disclosing each level of ownership until 100% of the ultimate ownership by natural persons⁵ is disclosed.

NAME	BUSINESS ADDRESS

USE ADDITIONAL SHEETS IF NECESSARY

- Pursuant to Section 1409(a) of the New York Tax Law and Section 11-2105 h of the Administrative Code of the City of New York.
- Residential Property includes a building containing 1 to 4 family dwelling units or mixed-use building containing 1 to 4 dwelling units.
- If the LLC is a single member LLC, then member name and TIN must be listed on Schedule A of TP-584.
- Tax Identification Number or TIN includes a Social Security number (SS) or Employer Identification Number (EIN).
- The term natural person means a human being, as opposed to an artificial person, who is the beneficial owner of the real property. A natural person does not include a corporation or partnership, natural person(s) operating a business under a d/b/a (doing business as), an estate (such as the estate of a bankrupt or deceased person), or a trust.

TOWN OF CANANDAIGUA
STATE OF NEW YORK COUNTY OF ONTARIO

In the Matter of the Dedication of

WARRANTY DEED

5150 BRISTOL ROAD, CANANDAIGUA, NY 14424

to the Town of Canandaigua

by CACHET CAPITAL LLC

THIS INDENTURE, made this 11th day of July, 2024, between CACHET CAPITAL LLC, having an office at 3120 County Road 18, Stanley, NY 14561, hereinafter referred to as "Grantor," and the Town of Canandaigua, a municipal corporation having its principal place of business at 5440 Routes 5 & 20; Canandaigua, NY 14424, hereinafter referred to as "Grantee."

WITNESSETH, that the Grantor, in consideration of \$1.00 lawful money of the United States paid by the Grantee, does hereby grant and release unto the Grantee, its successors and/or assigns forever,

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Canandaigua, County of Ontario, and State of New York, more particularly described in SCHEDULE A which is attached hereto and made a part herein.

Together with the appurtenances and all of the estate rights of the Grantor in and to the said premises. To have and to hold unto the Grantee, its successors and assigns forever.

The Grantor hereby covenants that nothing has been done or suffered whereby said premises have been encumbered in any way whatever and that the Grantee shall quietly enjoy the said premises and further that the Grantor will forever WARRANT the title to said premises.

The Grantor hereby dedicates, releases and conveys the above-described lands to the Grantee for highway and other municipal purposes.

The Grantor hereby applies to the Town Superintendent of Highways to make an order laying out a highway over and on the lands hereinbefore described and dedicated above and further requests the Town Board of the Town of Canandaigua consent thereof.

The Grantor hereby releases the Grantee from any and all damages that it may suffer, directly or indirectly, by reason of the laying out and opening of said highway.


Together with all monuments, water lines, hydrants, culverts, sanitary and storm sewer lines or mains lying within said highways and above described premises are dedicated, released, and conveyed to the Grantee for highway purposes and all other public uses, including the right to construct and maintain underground conduits for water, gas, sewers, electric and other necessary lines, pipes, mints, conduits or wires for public benefit.

Grantor agrees that it will assume full responsibility and liability for any and all claims against the Grantee arising out of the construction of said streets, and will assume full responsibility and liability for maintenance of said streets during the life of the maintenance bond which is filed for MAES LANDING with the Grantee, and it will hold and save harmless the Grantee, its successors, assigns and special improvement districts, for any and all claims by it, its assigns, grantees, invitees or the general public incurred on said streets or easements during that period.

IN WITNESS WHEREOF, the Grantor has signed these presents this, 11th day of July, 2024.

CACHET CAPITAL LLC

By:


Jonathan Horst
Member

[NOTARY PAGE TO FOLLOW]

STATE OF NEW YORK }
COUNTY OF Ontario } ss.:

On the 11th day of July in the year 2024 before me, the undersigned a notary public in and for the State of New York, personally appeared Jonathan Horst, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual, or the person upon behalf of which the individual(s) acted, executed the instrument.



Notary Public

RYAN STEBBINS
Notary Public, State of New York
Reg. No. 02ST6370183
Qualified in Seneca County
Commission Expires 01/29/2026

Record and return to: Town of Canandaigua Town Clerk
5440 Routes 5 & 20
Canandaigua, NY 14424

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

Schedule A

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map no. 38697, thence;

1. N 27°00'06" W a distance of 33.06 feet to a point, thence;
2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
8. S 26°57'35" E a distance of 496.79 feet to a point, thence;
9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
10. S 00°27'30" E a distance of 43.15 feet to a point, thence;
11. Along a curve to the left with an arc length of 31.61 feet, and a radius of 70.00 feet, thence;
12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

Town of Canandaigua

5440 Route 5 & 20 West
Canandaigua, NY 14424
(585) 394-1120
Fax (585) 394-9476
Established 1789

APPENDIX: **G - 8.0**

DATE: 2023

SCALE: N.T.S.

MRB | group

DEDICATION FORM

DATE: 7/12/2024

RE: Mae's Landing Subdivision

(PROJECT NAME)

THE TOWN OFFICIALS LISTED BELOW, AS MAY BE APPROPRIATE, HAVE COMPLETED A FINAL INSPECTION OF THE ABOVE REFERENCED PROJECT AND RECOMMEND THE TOWN BOARD TAKE ACTION TO ACCEPT FOR DEDICATION THE BELOW DESCRIBED COMPONENTS.

- | | |
|---|--|
| <input checked="" type="checkbox"/> PUBLIC STREET(S) | <input checked="" type="checkbox"/> DRAINAGE FACILITIES/GREEN INFRASTRUCTURE |
| <input checked="" type="checkbox"/> PUBLIC WATERMAIN AND/OR FIRE HYDRANTS | <input checked="" type="checkbox"/> SIDEWALKS |
| <input checked="" type="checkbox"/> STORM SEWERS | <input checked="" type="checkbox"/> PARKLAND/OPEN SPACE AREA |
| <input type="checkbox"/> LANDSCAPING | <input type="checkbox"/> OTHER (SPECIFY) _____ |
| <input type="checkbox"/> STREET LIGHTS | |

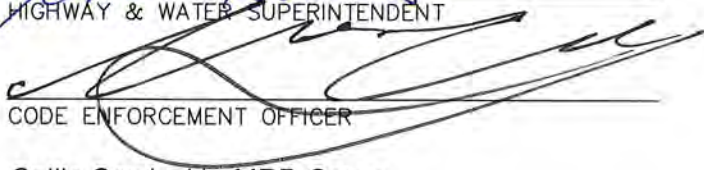
THIS RECOMMENDATION IS BASED UPON OUR UNDERSTANDING THAT THE FOLLOWING HAVE BEEN PROVIDED:

- ☒ A FINAL INSPECTION WAS COMPLETED AND THE TOWN OF CANANDAIGUA FINAL INSPECTION FORM (APPENDIX G-7.0) WAS COMPLETED AND SIGNED.
- ☒ ALL R.O.W. DESCRIPTIONS, EASEMENT(S) AND DEED(S), BILLS OF SALE, AND MAPS HAVE BEEN REVIEWED AND APPROVED BY THE ATTORNEY FOR THE TOWN AND PROVIDED TO THE TOWN BOARD.
- ☒ RECORD MAPS HAVE BEEN REVIEWED AND ACCEPTED BY THE HIGHWAY & WATER SUPERINTENDENT, CODE ENFORCEMENT OFFICER, AND TOWN ENGINEER.
- ☒ THE GIS DATA AS SPECIFIED WITHIN THE TOWN OF CANANDAIGUA SITE DESIGN AND DEVELOPMENT CRITERIA MANUAL HAS BEEN PROVIDED TO THE TOWN OF CANANDAIGUA AND TOWN ENGINEER.
- ☒ THE MAINTENANCE GUARANTEE HAS BEEN REVIEWED AND APPROVED BY THE ATTORNEY FOR THE TOWN AND BY THE TOWN ENGINEER AND HAS BEEN ACCEPTED BY THE TOWN BOARD.
- ☒ PAYMENT OF ALL FEES HAS BEEN PROVIDED TO THE TOWN BY THE APPLICANT.

☐ 
HIGHWAY & WATER SUPERINTENDENT

DATE

7/15/24

☐ 
CODE ENFORCEMENT OFFICER

DATE

7-15-24

☐ Collin Sowinski - MRB Group
TOWN ENGINEER

July 12, 2024
DATE

Town of Canandaigua

5440 Route 5 & 20 West
Canandaigua, NY 14424
(585) 394-1120
Fax (585) 394-9476
Established 1789

APPENDIX: **G - 7.0**

DATE: 2023

SCALE: N.T.S.

MRB | group

INSPECTION FORM

DATE: July 12, 2024

NAME: Mae's Landing Subdivision

- ☒ NO DEFICIENCIES WERE FOUND DURING THIS FINAL INSPECTION AND IT IS RECOMMENDED THAT THE TOWN BOARD TAKE DEDICATION OF THE ITEMS IDENTIFIED WITHIN THE TOWN OF CANANDAIGUA DEDICATION FORM AND THE DEDICATION PACKAGE PROVIDED BY THE TOWN ATTORNEY.
- ☐ DEFICIENCIES WERE FOUND DURING THE FINAL INSPECTION AND IT IS RECOMMENDED THAT THE TOWN BOARD NOT TAKE DEDICATION AT THIS TIME UNTIL THE ITEMS IDENTIFIED BELOW HAVE BEEN ADDRESSED TO THE SATISFACTION OF THE TOWN.
- ☐ DEFICIENCIES WERE FOUND DURING THE FINAL INSPECTION AND IT IS RECOMMENDED THAT THE TOWN BOARD DIRECT THESE DEFICIENCIES TO BE CORRECTED WITHIN THE NEXT THIRTY (30) DAYS AND/OR REQUIRE THAT THERE BE A ONE-YEAR EXTENSION TO THE EXPIRING SURETY.

NOTES: _____

☐ PICTURES

☐ 
HIGHWAY & WATER SUPERINTENDENT

7/15/24
DATE

☐ 
CODE ENFORCEMENT OFFICER

7-15-24
DATE

☐ Collin Sowinski - MRB Group
TOWN ENGINEER

July 12, 2024
DATE

July 12, 2024

Mr. Michael Murphy, CEO
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

**RE: MAE'S LANDING SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
AS-BUILT RECORD PLAN - REVIEW
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 22-026
MRB PROJECT No.: 0300.12001.000 PHASE 213**

Dear Mr. Murphy:

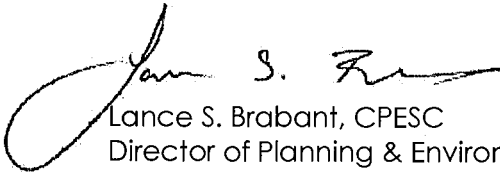
MRB Group has completed a review of the submitted As-Built Record Plan dated June 27, 2024, prepared by Marks Engineering.

Based on our review of the above-referenced record drawings, we find the document to be accurate and complete.

This has been forwarded to your attention for review and approval as required by the Town of Canandaigua. Please complete your review and forward your findings to the Town Development Officer.

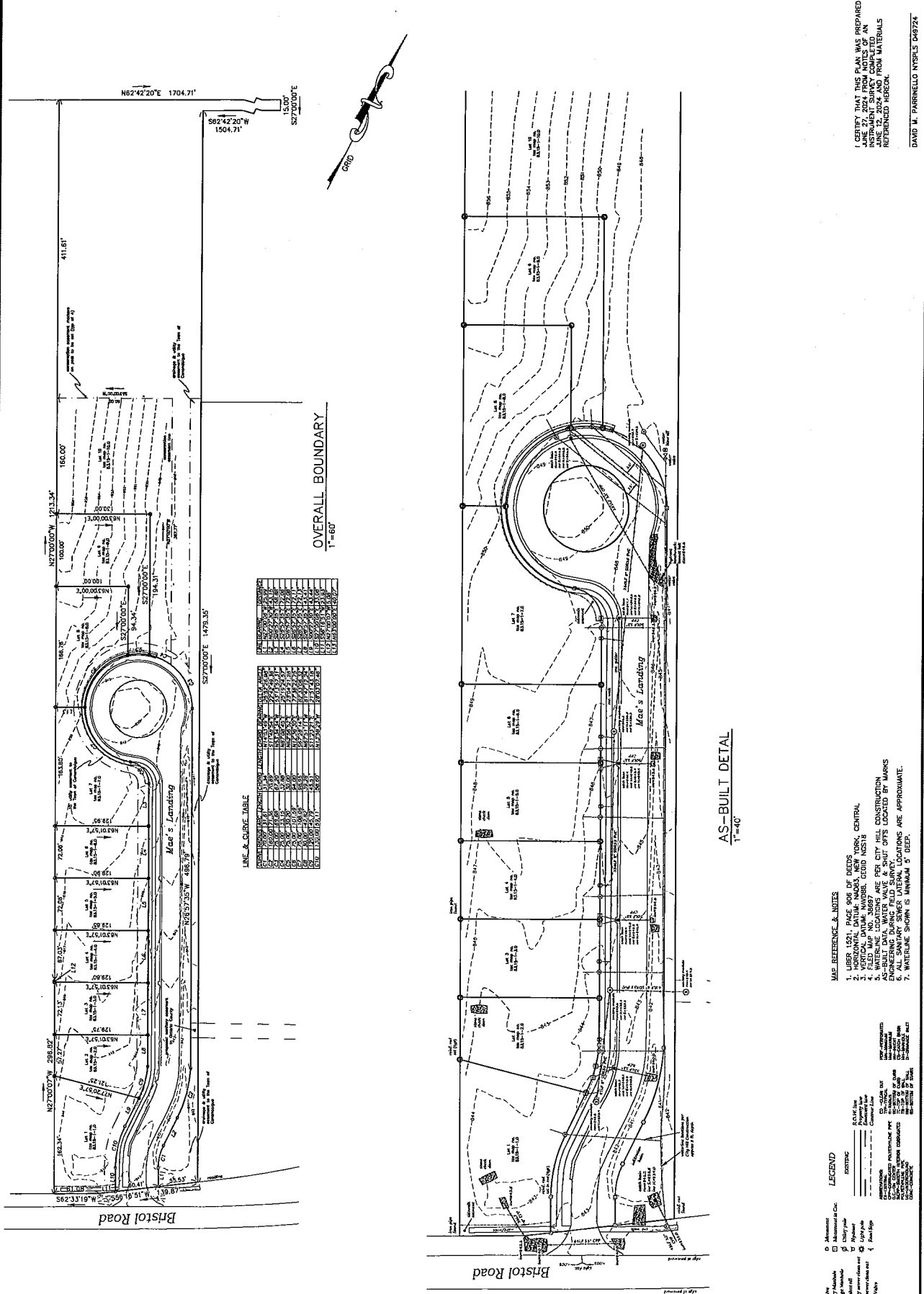
Please feel free to contact our office with any comments or questions you have may have in this regard. Thank you.

Sincerely,



Lance S. Brabant, CPESC
Director of Planning & Environmental Services

Cc: Jim Fletcher, Highway and Water Superintendent
Sarah Reynolds, Planner



July 12, 2024

Mr. Chris Nadler, Town Attorney
Town of Canandaigua, Planning Board
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: METROSE SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
Drainage & Utility Easement (DE) Review
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 22-026
MRB PROJECT NO.: 0300.12001.000 PHASE 213

Dear Mr. Nadler,

MRB has completed a review of the maps and boundary descriptions for the approved final site plan for the above referenced project, prepared by Freeland-Parrinello Land Surveyors dated April 7, 2022 for the following:

- Proposed Map and Description of William Metrose, LTD Drainage & Utility Easement (DE)

Based on our review of the above-referenced boundary descriptions and easement mapping, we find the documents to be accurate and complete.

This has been forwarded to your attention for review and approval as required by the Town of Canandaigua. Please complete your review and forward your findings to the Town Development Office.

Please feel free to contact our office with any comments or questions you may have in this regard. Thank you.

Sincerely,

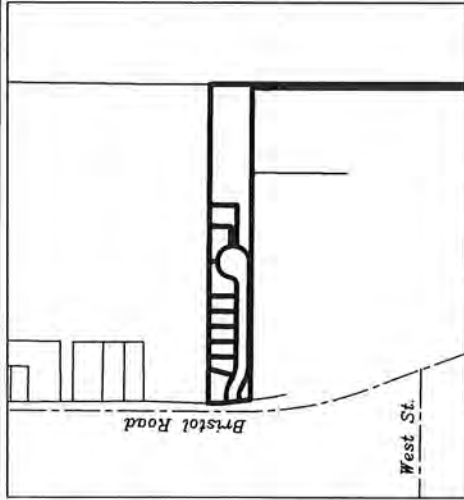


Lance S. Brabant, CPESC.
Director of Planning & Environmental Services

Proposed Description of a Drainage & Utility Easement to
Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southwest corner of lands of Riedman-Wegman Canandaigua, LLC by deed, Liber 1263, Page 571, thence;

1. S56°16'51"W a distance of 55.53 feet to a point on the said northerly road line, thence;
2. N27°00'06"W a distance of 25.99 feet to a point, thence;
3. Along a curve to the right with a radius of 70.00 feet and an arc length of 31.61 feet to a point, thence;
4. N00°27'30"W a distance of 43.15 feet to a point, thence;
5. Along a curve to the left with a radius of 180.00 feet and an arc length of 71.36 feet to a point, thence;
6. N26°57'35"W a distance of 496.79 feet to a point, thence;
7. Along a curve to the left with a radius of 75.00 feet and an arc length of 27.78 feet to a point, thence;
8. N27°00'00"W a distance of 400.72 feet to a point, thence;
9. N63°00'00"E a distance of 15.00 feet to a point, thence;
10. S27°00'00"E a distance of 1081.72 feet to the point of beginning. All as shown on a Utility Easement Plan of the William Metrose, LTD Residential Conservation Subdivision, by Freeland_Parrinello Land Surveyors, job number 19-094DE, April 7, 2022.



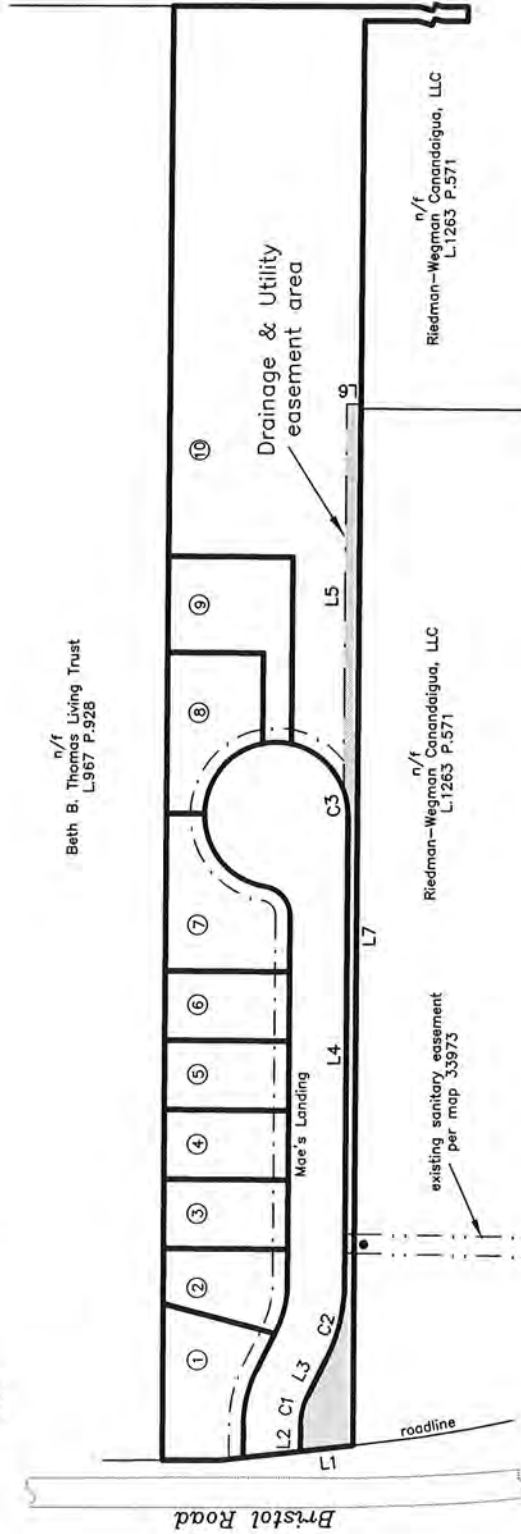
Line Table

LINE	BEARING	DISTANCE
L1	S56°16'51"W	55.53'
L2	N27°00'06"W	25.99'
L3	N00°27'30"W	43.15'
L4	N26°57'35"W	496.79'
L5	N27°00'00"W	400.72'
L6	N63°00'00"E	15.00'
L7	S27°00'00"E	1081.72'

Curve Table

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	70.00'	31.61'	31.34'	N14°03'49"W	25°52'27"
C2	180.00'	71.36'	70.89'	S11°48'54"E	22°42'49"
C3	75.00'	27.78'	27.62'	N37°34'18"W	21°13'26"

Location Map
NTS



Drainage & Utility Easement Plan William Metrose, LTD Residential Conservation Subdivision

Town of Canandaigua
Ontario County, New York

Scale: 1 inch = 200 feet April 7, 2022

I certify that this plan was prepared
April 7, 2022 from notes of an
instrument survey completed August 18,
2020 and from materials referenced
hereon.



Freeland-Parrinello
LAND SURVEYORS
42 Beeman Street
Canandaigua, New York 14424
(585)394-5110

David M. Parrinello NYSPLS 049724

19-094DE

July 12, 2024

Mrs. Crystelyn Laske, Town Clerk
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

**RE: MAE'S LANDING SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
DEDICATION PACKAGE
TAX MAP NO. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 21-005
MRB PROJECT NO.: 0300.12001.000 PHASE 213**

Dear Mrs. Laske,

It is our understanding that the applicant is in the process of completing site construction for the above referenced Mae's Landing Subdivision. Prior to issuance of building permits, dedication of the roadway, water, and storm sewer are to occur.

Based on our review of the Town of Canandaigua Dedication Checklist (attached), all required items have been completed. Therefore, we have attached the dedication package for your review and approval. Please note that the Town Clerk is to review and sign the dedication checklist once completed and place on the next available Town Board agenda for dedication.

Please feel free to contact our office with any comments and/or questions you may have in this regard.

Respectfully submitted,



Lance S. Brabant, CPESC

Director of Planning & Environmental Services

Enclosures:

- Dedication Checklist
- Final Inspection Form (Appendix G-7.0)
- Dedication Form (Appendix G-8.0)
- Conservation Easement Approval Letter dated November 4, 2022
- Drainage & Utility Easement Approval Letter dated July 12, 2024
- Sidewalk Easement Approval Letter dated July 12, 2024
- Utility Easement Approval Letter dated July 12, 2024
- Maintenance Bond Letter – Dated June 28, 2024
- Legal Documents
- Record Drawings & Approval Letter dated July 12, 2024

C Jared Simpson, Town Supervisor
 Christian Nadler, Esq. Town Attorney
 Jim Fletcher, Highway and Water Superintendent
 Sarah Reynolds, Town Planner
 Mike Murphy, Town CEO
 Brennan Marks – Marks Engineering

July 12, 2024

Mr. Chris Nadler, Town Attorney
Town of Canandaigua, Planning Board
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: METROSE SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
Sidewalk Easement Review
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 22-026
MRB PROJECT No.: 0300.12001.000 PHASE 213

Dear Mr. Nadler,

MRB has completed a review of the maps and boundary descriptions for the approved final site plan for the above referenced project, prepared by Freeland-Parrinello Land Surveyors dated June 27, 2024 for the following:

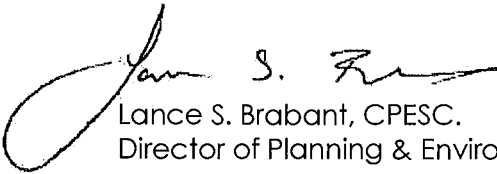
- Proposed Map and Description of William Metrose, LTD Sidewalk Easement

Based on our review of the above-referenced boundary descriptions and easement mapping, we find the documents to be accurate and complete.

This has been forwarded to your attention for review and approval as required by the Town of Canandaigua. Please complete your review and forward your findings to the Town Development Office.

Please feel free to contact our office with any comments or questions you may have in this regard. Thank you.

Sincerely,



Lance S. Brabant, CPESC.
Director of Planning & Environmental Services

Proposed Description of a Sidewalk Easement
Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

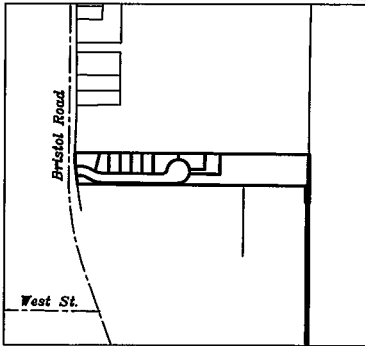
ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map 38697, thence;

1. Along the westerly road line of Mae's Landing N 27°00'06" W a distance of 10.07 feet to a point, thence;
2. S 56°16'51" W a distance of 24.56 feet to a point, thence;
3. S 62°33'19" W a distance of 60.53 feet to a point, thence;
4. S 27°26'41" E a distance of 10.00 feet to a point on the northerly road line of Bristol Road, thence;
5. Along said road line N 62°33'19" E a distance of 61.08 feet to a point, thence;
6. N 56°16'51" E a distance of 23.93 feet to the point of beginning. All as shown on a Sidewalk Easement Plan by Freeland-Parrinello Land Surveyors, dated June 27, 2024, job no. 19-094SWE

ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Commencing at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map 38697, thence; along the westerly road line of Mae's Landing N 27°00'06" W a distance of 33.06 feet to a point, thence; Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence; N 00°27'30" W a distance of 43.44 feet to a point, thence; Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence; N 26°57'35" W a distance of 390.68 feet to the true point or place of beginning, thence;

7. S 63°02'25" W a distance of 5.00 feet to a point, thence;
8. Along a curve to the left with an arc length of 35.69 feet, and a radius of 25.00 feet, thence;

9. Along a reverse curve to the right with an arc length of 266.46 feet, and a radius of 80.00 feet, thence;
10. S 07°54'31" E a distance of 5.00 feet to a point, thence;
11. Along a curve to the left with an arc length of 249.81 feet, and a radius of 75.00 feet, thence;
12. Along a reverse curve to the right with an arc length of 42.82 feet, and a radius of 30.00 feet to the point of beginning. All as shown on a Sidewalk Easement Plan by Freeland-Parrinello Land Surveyors, dated June 27, 2024, job no. 19-094SWE



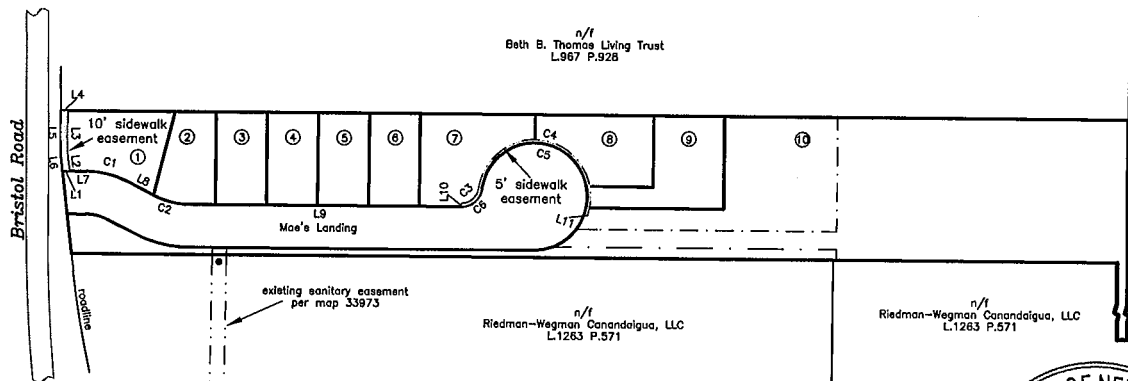
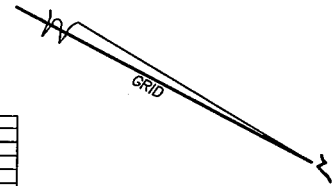
Location Map
NTS

Line Table

LINE	BEARING	DISTANCE
L1	N27°00'06" W	10.07'
L2	S56°16'51" W	24.58'
L3	S62°33'19" W	60.53'
L4	S27°26'41" E	10.00'
L5	N62°33'19" E	61.08'
L6	N56°16'51" E	23.93'
L7	N27°00'06" W	33.06'
L8	N00°27'30" W	43.44'
L9	N26°57'35" W	380.88'
L10	S63°02'25" W	5.00'
L11	S07°54'31" E	5.00'

Curve Table

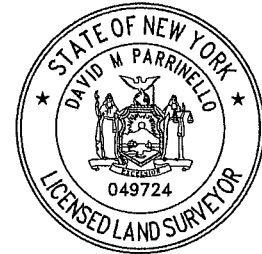
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	130.00'	59.11'	58.60'	N13°58'29" W	25°03'07"
C2	120.00'	45.79'	45.51'	N11°23'21" W	21°51'43"
C3	75.00'	35.69'	32.73'	S67°51'11" E	81°47'12"
C4	80.00'	266.46'	159.28'	N13°19'38" W	190°50'16"
C5	75.00'	249.81'	149.33'	N13°19'38" W	190°50'16"
C6	30.00'	42.82'	39.28'	N67°51'11" W	81°47'12"



n/i
John J. Burkard & Julie Simmons
L894 P.248

Sidewalk Easement Plan
William Metrose, LTD
Residential Conservation Subdivision

Filed map 38697
Town of Canandaigua
Ontario County, New York
Scale: 1 inch = 200 feet June 27, 2024



I certify that this plan was prepared
June 27, 2024 from notes of an
instrument survey completed June 12,
2024 and from materials referenced
hereon.

David M. Parrinello
David M. Parrinello NYSPLS 049724



Freeland-Parrinello
LAND SURVEYORS
42 Beeman Street
Canandaigua, New York 14424
(585)394-5110 19-094SWE

July 12, 2024

Mr. Chris Nadler, Town Attorney
Town of Canandaigua, Planning Board
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: METROSE SUBDIVISION – 5100 AND 5150 BRISTOL ROAD
Utility Easement (UE) Review
TAX MAP No. 83.00-1-7.150 & 83.00-1-8.000
CPN No. 22-026
MRB PROJECT NO.: 0300.12001.000 PHASE 213

Dear Mr. Nadler,

MRB has completed a review of the maps and boundary descriptions for the approved final site plan for the above referenced project, prepared by Freeland-Parrinello Land Surveyors dated April 7, 2022 for the following:

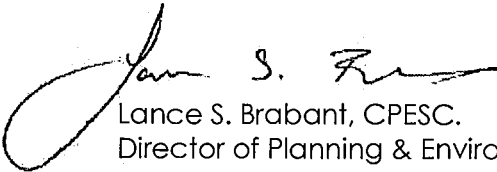
- Proposed Map and Description of William Metrose, LTD Utility Easement (UE)

Based on our review of the above-referenced boundary descriptions and easement mapping, we find the documents to be accurate and complete.

This has been forwarded to your attention for review and approval as required by the Town of Canandaigua. Please complete your review and forward your findings to the Town Development Office.

Please feel free to contact our office with any comments or questions you may have in this regard. Thank you.

Sincerely,



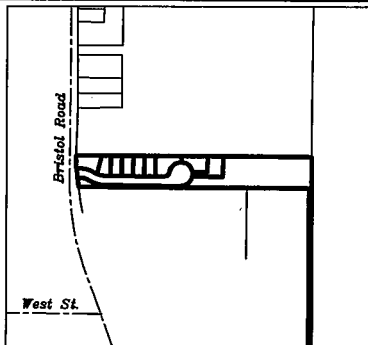
Lance S. Brabant, CPESC.
Director of Planning & Environmental Services

Proposed Description of a Utility Easement to
Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, thence;

1. S56°16'51"W a distance of 15.10 feet to a point on the said northerly road line, thence;
2. N27°00'06"W a distance of 34.82 feet to a point, thence;
3. Along a curve to the right with a radius of 145 feet and an arc length of 66.00 feet to a point, thence;
4. N00°27'30"W a distance of 43.51 feet to a point, thence;
5. Along a curve to the left with a radius of 105.00 feet and an arc length of 39.48 feet to a point, thence;
6. N26°57'35"W a distance of 390.06 feet to a point, thence;
7. Along a curve to the left with a radius of 15.00 feet and an arc length of 21.41 feet to a point, thence;
8. Along a curve to the right with a radius of 90.00 feet and an arc length of 121.90 feet to a point, thence;
9. S27°00'00"E a distance of 29.55 feet to a point, thence;
10. Along a curve to the left with a radius of 75.00 feet and an arc length of 314.90 feet to a point, thence;
11. Along a curve to the right with a radius of 60.00 feet and an arc length of 42.82 feet to a point, thence;
12. S26°57'35"E a distance of 390.68 feet to a point, thence;
13. Along a curve to the right with a radius of 120.00 feet and an arc length of 45.79 feet to a point, thence;
14. S00°27'30"E a distance of 43.44 feet to a point, thence;
15. Along a curve to the left with a radius of 130.00 feet and an arc length of 59.11 feet to a point, thence;

16. S27°00'06"E a distance of 33.06 feet to the point of beginning. All as shown on a Utility Easement Plan of the William Metrose, LTD Residential Conservation Subdivision, by Freeland_Parrinello Land Surveyors, job number 19-094UE, April 7, 2022.

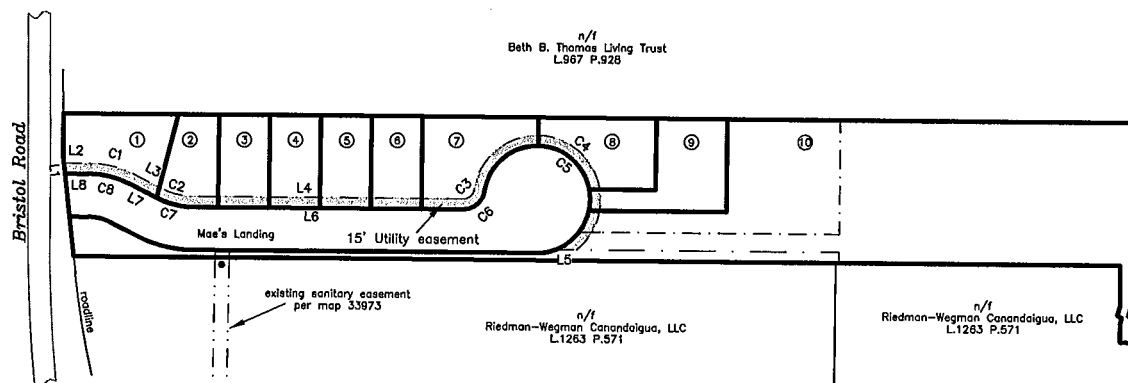
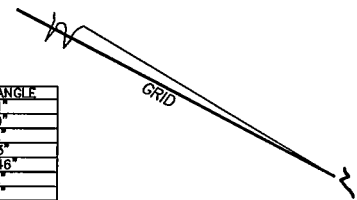


Line Table

LINE	BEARING	DISTANCE
L1	S56°16'51"W	15.10'
L2	N27°00'06"W	34.82'
L3	N00°27'30"W	43.51'
L4	N26°57'35"W	390.06'
L5	S27°00'00"E	29.55'
L6	S26°57'35"E	390.68'
L7	S00°27'30"E	43.44'
L8	S27°00'06"E	33.06'

Curve Table

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	145.00'	66.00'	65.43'	N13°57'42"W	26°04'41"
C2	105.00'	39.48'	39.24'	N11°3'44"W	21°32'29"
C3	15.00'	21.41'	19.64'	N67°51'11"W	81°47'12"
C4	90.00'	121.90'	112.80'	S12°36'30"W	77°36'23"
C5	75.00'	314.90'	129.53'	S11°32'06"W	240°33'46"
C6	30.00'	42.82'	39.28'	N67°51'11"W	81°47'12"
C7	120.00'	45.79'	45.51'	S11°23'21"E	21°51'43"
C8	1130.00'	59.11'	58.60'	S13°58'29"E	26°03'07"



Utility Easement Plan
William Metrose, LTD
Residential Conservation Subdivision

Town of Canandaigua
 Ontario County, New York
 Scale: 1 inch = 200 feet April 7, 2022

I certify that this plan was prepared
 April 7, 2022 from notes of an
 instrument survey completed August 18,
 2020 and from materials referenced
 hereon.

David M. Parrinello NYSPLS 049724



Freeland-Parrinello
 LAND SURVEYORS
 42 Beeman Street
 Canandaigua, New York 14424
 (585)394-5110 19-094UE

A true copy of the original. Recorded 27 May, 1930, at 3:40 P. M. and examined.

H. J. Reed

Clerk.

IN CONSIDERATION of the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations receipt of which is hereby acknowledged, we do hereby grant to the

ROCHESTER GAS AND ELECTRIC CORPORATION, a domestic corporation having its principal office and place of business in the City of Rochester, New York, the right and easement to erect and maintain poles and necessary wire including guy wires for the transmission of electric current upon, over and across our property situated in the TOWN OF FARMINGTON, County of Ontario, State of New York, described as follows: Being the Blazey Property located on the east side of the Victor-Canandaigua Road. Said line of poles to run approximately as follows: Beginning at the extreme north line and following along on the east side of said highway to the extreme south line of property.

TOGETHER with the right to the said Company by its servants, agents and employees to enter upon said property whenever necessary for the purpose of constructing, operating, maintaining or repairing the said poles and wires, and to trim branches of the trees along said line when necessary to prevent interference with the operation of said electric wires. This grant is made upon the express condition that after the erection of said poles and wires the said grounds and surroundings shall be left in as good condition as found, and the further condition that a reasonable compensation shall be paid for any injury done, and that the Rochester Gas and Electric Corporation shall not be obligated to construct at its own expense any extensions beyond the statutory limits prescribed by Section 62 of the Transportation Corporation Law.

And we WARRANT that we have good title to said premises and the right to make this grant.

Witness:

Signed:

Charles J. Blazey

Jennie R. Blazey

STATE OF NEW YORK, County of Ontario, Town of Farmington, ss:

On this 2nd day of May, 1930, before me, the subscriber, personally appeared Charles J. Blazey and Jennie R. Blazey to me known and known to me to be the same persons described in and who executed the foregoing instrument, and they duly acknowledged to me that they executed the same.

W. J. Graham, Notary Public, Monroe County.
Certificate filed in Ontario County.

A true copy of the original. Recorded 27 May, 1930, at 4:30 P. M. and examined.

H. J. Reed

Clerk.

IN CONSIDERATION of the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, we do hereby grant to the

ROCHESTER GAS AND ELECTRIC CORPORATION, a domestic corporation having its principal office and place of business in the City of Rochester, New York, the right and easement to erect and maintain poles and necessary wire including guy wires for the transmission of electric current upon, over and across our property situated in the TOWN OF CANANDAIGUA, County of Ontario, State of New York, described as follows: Being the Behan property located on the north side of the Bristol Road; said line of poles to run approximately as follows: Beginning at the extreme east line and following along on the north side of the Bristol Road to the extreme west line of property.

TOGETHER with the right to the said Company by its servants, agents and employees to enter upon said property whenever necessary for the purpose of constructing, operating, maintaining

or repairing the said poles and wires, and to trim branches of the trees along said line when necessary to prevent interference with the operation of said electric wires under owner's supervision. This grant is made upon the express condition that after the erection of said poles and wires the said grounds and surroundings shall be left in as good condition as found, and the further condition that a reasonable compensation shall be paid for any injury done, and that the Rochester Gas and Electric Corporation shall not be obligated to construct at its own expense any extensions beyond the statutory limits prescribed by Section 62 of the Transportation Corporation Law.

And we WARRANT that we have good title to said premises and the right to make this grant.

Witness:

Signed:

Albert L. Beahan

Theodora H. Beahan

STATE OF NEW YORK, County of Ontario, City of Canandaigua, ss:

On this 19th day of May, 1930, before me, the subscriber, personally appeared Albert L. Beahan and Theodora H. Beahan to me known and known to me to be the same persons described in and who executed the foregoing instrument, and they duly acknowledged to me that they executed the same.

W. J. Graham, Notary Public, Monroe County
Certificate filed in Ontario County.

A true copy of the original. Recorded 27 May, 1930, at 4:30 P. M. and examined.

Clerk.

IN CONSIDERATION of the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, we do hereby grant to the

ROCHESTER GAS AND ELECTRIC CORPORATION, a domestic corporation having its principal office and place of business in the City of Rochester, New York, the right and easement to erect and maintain poles and necessary wire including guy wires for the transmission of electric current upon, over and across our property situated in the TOWN OF CANANDAIGUA, County of Ontario, State of New York, described as follows: Being the P. W. Case property located on the north side of the Bristol Road; said line of poles to run approximately as follows: Beginning at the extreme east line and following along on the north side of the Bristol Road to the extreme west line of property.

TOGETHER with the right to the said Company by its servants, agents and employees to enter upon said property whenever necessary for the purpose of constructing, operating, maintaining or repairing the said poles and wires, and to trim branches of the trees along said line when necessary to prevent interference with the operation of said electric wires. This grant is made upon the express condition that after the erection of said poles and wires the said grounds and surroundings shall be left in as good condition as found, and the further condition that a reasonable compensation shall be paid for any injury done, and that the Rochester Gas and Electric Corporation shall not be obligated to construct at its own expense any extensions beyond the statutory limits prescribed by Section 62 of the Transportation Corporation Law.

And we WARRANT that we have good title to said premises and the right to make this grant.

Witness:

Signed:

P. W. Case

Elmer E. Davis

STATE OF NEW YORK, County of Ontario, Town of Canandaigua, ss:

On this 19th day of May, 1930, before me, the subscriber, personally appeared P. W. Case and Elmer E. Davis to me known and known to me to be the same persons described in and who executed the foregoing instrument, and they duly acknowledged to me that they executed the same.

W. J. Graham, Notary Public, Monroe County.
Certificate filed in Ontario County

This Indenture

Made the 6th day of February, Nineteen Hundred and Fifty-two.

Between GRIFFITH J. WINTROP and FRANCES B. WINTROP, husband and wife, both of Thad Chapin Street, City of Canandaigua, County of Ontario and State of New York,

parties of the first part, and
ALBERT KAUFMAN and RHODA KAUFMAN, husband and wife, both of 195 Gibson Street, City of Canandaigua, County of Ontario and State of New York,

parties of the second part,
Witnesseth, that the parties of the first part, in consideration of
-----One-----Dollar
(\$ 1.00) lawful money of the United States, and other good and sufficient consideration paid by the parties of the second part,

do hereby grant and release unto the parties of the second part, as tenants by the entirety, and the survivor of them, and his or her distributees and assigns forever, all THAT TRACT OR PARCEL OF LAND situate in the City of Canandaigua, County of Ontario and State of New York, bounded and described as follows: Commencing at a stake in the west line of Thad Chapin Street 253.24 feet northerly from the intersection of the north line of Bristol Street with the west line of Thad Chapin Street, thence running N-08-29-E along the west line of Thad Chapin Street 95 feet to a stake at the southeast corner of property conveyed by the parties of the first part to Harold Y. D. Bonsole and wife by deed recorded in the Ontario County Clerk's Office in Liber 517 of Deeds at page 532; thence running N-82-04-W along Bonsoles' south line 300 feet to a stake; thence running S-08-29-W 95 feet to a stake; thence running S-82-04-E, 300 feet to the point or place of beginning.

This conveyance is made by the parties of the first part and accepted by the parties of the second part upon the following express covenants and restrictions which it is hereby stipulated are to run with the land conveyed, to wit:

1. That the said premises shall be used only for the purpose of dwellings and such other buildings thereon as are appurtenant to the use and occupation of said premises for residential purposes, and no business of any kind shall be conducted thereon.

2. That no more than one house and one garage shall be erected upon said lot or upon any part thereof.

3. That no building of any kind shall be erected upon said premises within fifteen (15) feet of the line of an adjoining lot or within thirty (30) feet of Thad Chapin Street.

4. That no residence shall be erected upon said lot or upon any part thereof, which shall cost less than the sum of \$15,000.00 exclusive of furniture or fixtures, nor contain less than 1500 square feet of living space.

5. That the parties of the first part may determine upon the location and character of all cesspools and drains upon the said lot, and that the parties of the second part will not construct or maintain any cesspool or drain except at the place or places and of the character determined upon by the parties of the first part.

6. That the parties of the first part, their executors, distributees and assigns, are to have the right and privilege of entering upon the westerly fifteen (15) feet of said lot and the westerly fifteen (15) feet of said lot at any and all reasonable times and in any reasonable manner, for the purpose of laying, constructing, altering, removing and maintaining any water, gas, sewer, drain, electric or other pipes or conduits and any poles, wires and lines, together with the usual and necessary appurtenances and accessories therefor which form or may form a part of any sewer, drainage, heating, lighting, water supply, or any similar system which the said parties of the first part have heretofore installed or which they may at any time hereafter desire to lay, construct, erect, alter, remove or maintain in or upon said lot.

Upon exercising any of the rights or privileges granted in this paragraph such party or parties shall proceed diligently and shall restore the said lot to as good a condition as said lot was in immediately prior thereto, the presence of said sewer, pipes, drains, poles, wires and lines excepted.

7. That no nuisance of any kind shall be kept upon said premises.

8. That said lot together with all the buildings thereon shall be kept in a wholesome, healthful and sanitary condition by the parties of the second part.

9. The parties of the first part covenant that they, their heirs, legal representatives and assigns, will not dispose of any portion of the land lying on the west side of Thad Chapin Street and extending 300 feet westerly from said street and situate to the south of the herein described parcel nor the lot of 95' x 300' deep situate adjacent to the north of the parcel of land conveyed to Harold Y. Bonsols and wife by deed recorded in Liber 517 of Deeds at page 532 except by deed containing restrictive covenants substantially equivalent to the covenants herein contained. X

Together with the appurtenances and all the estate and rights of the part 100 of the first part in and to said premises,

To have and to hold the premises herein granted unto the part 100 of the second part, as tenants by the ~~entirety~~ entirety, and the survivor of them, and his or her distributees and assigns forever.

And said Griffith J. Winthrop and Frances B. Winthrop, parties of the first part, covenant as follows:

First. That the part 100 of the second part shall quietly enjoy the said premises;

Second. That said Griffith J. Winthrop and Frances B. Winthrop, parties of the first part, will forever WARRANT the title to said premises.

In Witness Whereof, the part 100 of the first part have hereunto set their hands and seals the day and year first above written.

In Presence of



50¢

25¢

Griffith J. Winthrop
Griffith J. Winthrop

Frances B. Winthrop
Frances B. Winthrop

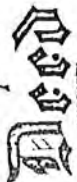


State of New York }
County of ONTARIO } ss.

of
On this 6th day of February, Nineteen Hundred and
Fifty-two, before me, the subscriber, personally appeared
Griffith J. Vinthrop and Frances B. Vinthrop

to me personally known and known to me to be the same person as described
in and who executed the within Instrument, and they severally and duly
acknowledged to me that they executed the same

Barbara M. Lown
Notary Public in the State of New York
Ontario County No. 38-7612780, N.Y.
Commission expires March 30, 1952.



GRIFFITH J. VINTHROP
and
FRANCES B. VINTHROP

TO
ALBERT KAUFMAN 1204
and
RHODA KAUFMAN
145 4th St.
Canastota, N.Y.

Dated, February 6th, 1952

State of New York
County of Ontario ss.

RECORDED ON THE
6 day of February AD 1952
at 4:50 o'clock P.M.
in LIBER 512 of DEEDS
at Page 268 and determined

John M. Bell
by David H. St. George, Dep. Clerk

EDWARD J. COLMEY
ATTORNEY AT LAW
ONTARIO COUNTY, N.Y.
CANASTOTA, N.Y.



Ontario County Clerk Recording Page

Return To

CANANDAIGUA TOWN CLERK
5440 STATE ROUTES 5 AND 20
CANANDAIGUA, NY 14424

Matthew J. Hoose, County Clerk

Ontario County Clerk
20 Ontario Street
Canandaigua, New York 14424
(585) 396-4200

Document Type: EASEMENT

Receipt Number: 649897

Grantor (Party 1)
WILLIAM METROSE LTD BUILDER DEVELOPER

Grantee (Party 2)
CANANDAIGUA TOWN

Fees	
Recording Fee	\$20.00
TP-584 Form Fee	\$5.00
Pages Fee	\$30.00
State Surcharge	\$20.00
Total Fees Paid:	\$75.00

Consideration: \$0.00

Control #:	202212210531
Ref #:	TX 2022 001560

Property located in **Town of Canandaigua**

State of New York
County of Ontario

Recorded on December 21st, 2022 at 1:23:19 PM
in Liber **01510** of **Deeds**
beginning at page **0496**, ending at page **0501**,
with a total page count of **6**.

Ontario County Clerk

This sheet constitutes the Clerk's endorsement required by section 319 of the Real Property Law of the State of New York

SC

Do Not Detach

Record & Return:
Canandaigua Town Clerk
5440 State Routes 5 & 20
Canandaigua, NY 14424

**CONSERVATION EASEMENT
AND
DECLARATION OF RESTRICTIONS**

This agreement made this 10TH day of NOVEMBER 2022, by and between William Metrose Ltd. Builder/Developer, A New York Corporation, with offices at 55 Sully's Trail, Suite C, Pittsford, NY 14534, party of the first part, and the Town of Canandaigua, A New York Municipal Corporation, with offices at 5440 Routes 5 & 20 West, Canandaigua, NY 14424, party of the second part.

WHEREAS, the party of the first part is the owner of premises situate in the Town of Canandaigua, Ontario County, New York, known as \$100 Bristol Road (Tax Map #83.00-1-7.150 and 5150 Bristol Road (Tax Map #83.00-1-8.000)), as shown on a map thereof made by Marks Engineering (Project No. CPN-22-026); and

WHEREAS, the party of the first part is desirous of preserving the natural character of that portion of said subdivision, as described in Schedule "A" attached hereto and made a part hereof, for the benefit of the party of the second part, and of assuring the uniform development of said subdivision for the benefit of all present or future owners of lots therein.

NOW, THEREFORE, in consideration of One Dollar (\$1.00) paid by party of the second part to party of the first part, it is hereby agreed that the premises described in Schedule "A", attached hereto shall be subject to:

A perpetual conservation easement restricting development of the open space land and allowing use only for passive recreation, protection of natural resources or similar conservation purposes, pursuant to § 247 of the general municipal law and/or §§ 49-0301 through 49-0311 of the environmental conservation laws, shall be granted to the town, with the approval of the town board.

The conservation easement shall prohibit residential, industrial or commercial use of open space land and shall not be amendable to permit such use. Local utility distribution lines, stormwater management facilities shall be allowed as indicated on the proposed site plans. Future trails and agricultural structures may be permitted on preserved open space land with planning board approval provided that they do not impair the conservation value of the land.

The intention is to preserve the Conservation Easement Area in its natural state. The purpose of this easement is to conserve open space within the town's residential areas. Walking trails and other passive recreation shall be allowed on the conserved land provided no motor vehicles shall be permitted on said walking trails.

Mowing of grass shall be allowed. Mowing should not impact the preservation of trees and forest.

Prohibited activities:


1. No clear cutting of trees. Landowner may remove dead trees and perform normal forestry management practices involving occasional cutting of live softwoods and brush. Landowner may remove trees growing up under larger trees to help the larger trees. Live older hardwoods are not to be cut down for any reason, especially (but not limited to) oak, maple and hickory. No cutting of large trees neither for sale of their lumber nor for firewood use unless they are dead.
2. No commercial mining or gravel or clay extracting, or of any other minerals, no deep well drilling, for water, or oil, or gas.
3. No use for motorized vehicles, whose tires tend to make ruts and damage the moss and grass covering of the trails.
4. Any gravel trails are to be used for hiking only, on soil or natural materials. No paving of trails with cement or asphalt. Landowner has the right to restrict who may hike there.
5. Benches and rustic seats may be added for meditation and resting to enjoy nature.
6. No permanent roads to be built through the property. Foot Bridges and stepping stones may be added, as long as they don't require deep foundations.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and seal to be affixed hereto, on the day and year first above written.

Party of the First Part:

William Metrose Ltd. Builder/Developer

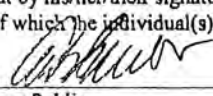
By:


Tabitha Casamento, Vice-President

STATE OF NEW YORK)
COUNTY OF MONROE) ss.

On the 10th day of NOVEMBER in the year 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Tabitha Casamento, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the

same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

ANTHONY B. IACOVANGELO
Notary Public, State of New York
No. 021A5056300
Qualified in Ontario County
Commission Expires March 4, 2026

IN WITNESS WHEREOF, the party of the second part has hereunto set his hand and seal to be affixed hereto, on the day and year first above written.

Party of the Second Part:

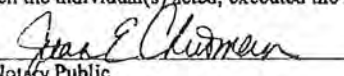
Town of Canandaigua

By: 

Douglas E. Finch, Town Manager

STATE OF NEW YORK)
COUNTY OF Ontario) ss:

On the 21st day of December in the year 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Douglas E. Finch, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

JEAN E CHRISMAN
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CH6304003
Qualified in Ontario County
My Commission Expires 05-19-2026

404U

LIBER 757 PAGE 562

T 420 - Warranty Deed, Assignment of Mortgages and Lien Conveyance.
Individual, Plotted and Recorded.JULIUS BLUMBERG, INC., LAW BLANK PUBLISHERS
90 EXCHANGE PLACE AT BROADWAY, NEW YORK

THIS IS A LEGAL INSTRUMENT AND SHOULD BE EXECUTED UNDER SUPERVISION OF AN ATTORNEY.

THIS INDENTURE, made the 4th day of August, nineteen hundred and seventy sevenBETWEEN Charles J. Normand, residing at 2369 West Henrietta Road,
Town of Brighton, Monroe County, New York,

grantor

Charles J. Normand Builder, Inc., a domestic corporation existing under
the laws of the State of New York, with offices at 2369 West Henrietta
Road, Town of Brighton, Monroe County, New York,

grantee

WITNESSETH, that the grantor, in consideration of

(\$1.00) One and more dollars ----- Dollars.

lawful money of the United States, and other good and sufficient consideration
paid by the grantee do hereby grant and release unto the grantee

its successors and assigns forever,

X
ALL THAT TRACT OR PARCEL OF LAND, situate in the CITY AND TOWN OF CAN-
ANDAIGUA, bounded and described as follows:Commencing at a stake in the northerly line of New York State Highway
Route 21, which stake is also the southwest corner of property conveyed to
the grantor herein by Griffith J. Winthrop and Frances B. Winthrop by deed
dated May 22, 1970 and recorded in the Ontario County Clerk's Office in Liber
704 of Deeds at page 157; thence running N 67° 17' 00" E 61.10 feet to a New
York State monument; thence running N 61° 12' 15" E 164.02 feet to a New York
State monument; thence running northeasterly 476.04 feet along a curve with
a radius of 1383.35 feet to a New York State monument; thence running N 47°
34' 00" E 187.94 feet to a New York State monument; thence running N 56° 53'
15" E 91.73 feet to a stake; thence running N 47° 53' 40" E 88.20 feet to a
stake; thence running N 21° 43' 25" W 148.69 feet to a corner post; thence
running N 66° 52' 20" E 458.10 feet to an iron stake; thence running N 67°
49' 30" E 107.88 feet to a stake; thence running N 11° 01' 30" E 280.87 feet
to a stake; thence running S 82° 18' 00" E 53.72 feet to a stake; thence
running N 08° 29' 00" E 475.32 feet to a stake; thence running N 82° 04' 00"
W 400 feet to a stake; thence running N 22° 26' 00" W 315.88 feet to a stake;
thence running S 67° 25' 15" W 1504.34 feet to a stake; thence running S 22°
16' 30" E 1197.88 feet to a stake; ~~thence running S 22° 16' 30" E 1197.88 feet to a stake;~~
~~thence running S 67° 18' 50" W 200.01 feet to a stake; thence~~
~~running S 22° 16' 30" E 296.82 feet to the place of beginning.~~
The above described premises are subject to a Right of Way 20 feet wide
along the westerly side of said premises, being about 296 feet deep from the
north edge of New York State Highway Route 21.Said premises are conveyed Subject to an Easement given by Albert L.
Beahan and Theodora H. Beahan to Rochester Gas and Electric Corp. recorded
in the Ontario County Clerk's Office in Liber 357 of Deeds at page 437.Being and hereby intending to convey the same premises conveyed to the
grantor herein by deed from Griffith J. Winthrop and Frances B. Winthrop
dated May 22, 1970 and recorded in the Ontario County Clerk's Office in Liber
704 of Deeds at page 157. XTHIS conveyance is made and accepted subject to an indebtedness secured by a mortgage upon said premises
executed by Charles J. Normand
to Griffith J. Winthrop and Frances B. Winthrop as mortgagee.
which mortgage is dated 19 and was recorded in Ontario CountyOffice, on the day of 19
in book of mortgages at page , on which there is an unpaid principal of
Thirty Six Thousand One Hundred Seventy Five and 75/100 ----- Dollars
(\$ 36,175.75), with interest from June 4, 1976 , at the rate of
six (6%) per cent per annum, which said mortgage debt the grantee hereby assumes and agrees to pay,
as part of the consideration for this conveyance.

TOGETHER with the appurtenances and all the estate and rights of the grantor in and to said premises.
TO HAVE AND TO HOLD the premises herein granted unto the grantee **Charles J. Normand Builder, Inc., its successors** and assigns forever.

AND the said grantor covenants as follows:

FIRST.—That the grantee shall quietly enjoy the said premises;

SECOND.—That the grantor will forever warrant the title to said premises;

THIRD.—That the grantor, in compliance with Section 13 of the Lien Law, covenants that the grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and that the grantor will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above



STATE OF NEW YORK,
COUNTY OF MONROE

On the 4th day of August 1976,
before me came **Charles J. Normand**

to me known to be the individual described in, and who executed the foregoing instrument, and acknowledged that he executed the same.

Fred B. Goodeull
FRED B. GOODELL
Notary Public, State of New York
MONROE COUNTY, N. Y.
Commission Expires March 20, 1977

Charles J. Normand
Charles J. Normand, L.S.
CHARLES J. NORMAND BUILDER, INC.
by: *Charles J. Normand*
Charles J. Normand, Pres.

STATE OF NEW YORK,
COUNTY OF MONROE

On the 4th day of August 1976,
before me came **Charles J. Normand**

to me known to be the individual described in, and who executed the foregoing instrument, and acknowledged that he executed the same.
I, *Fred B. Goodeull*, being by me duly sworn, did depose and say that he resides at 2369 W. Henrietta Rd, Brighton, New York; that he is the president of Charles J. Normand Builder, Inc., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like Order for the purpose of assuming the payment of the above described Bond and Mortgage by said Charles J. Normand Builder, Inc.

Fred B. Goodeull
FRED B. GOODELL
Notary Public in the State of New York
MONROE COUNTY, N. Y.
Commission Expires March 20, 1977

1754
CHARLES J. NORMAND
TO
CHARLES J. NORMAND BUILDERS,
INC.

Deed

WARRANTY - INDIVIDUAL
WITH ASSUMPTION OF MORTGAGE

19.
The land affected by the within instrument is in

RECORD AND RETURN
GOODELL & NEWMAN
520 Temple Bldg.
Rochester, N.Y. 14604

Reserve this space for use of Recording Office.

ONTARIO COUNTY, N.Y.
Recorded on the 6th day of AUG. 1976
at 2:25 PM. by the County Clerk
of Ontario County, N.Y.
and returning to the County Clerk
of Ontario County, N.Y.

RECEIVED
\$260.25
REAL ESTATE
AUG - 6 1976
TRANSF. ONTARIO COUNTY

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

Alson James McKenna, Esq.

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Phillips Lytle LLP
28 East Main Street, Suite 1400
Rochester, New York 14614

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #

Control #: 202406040104 filed June 4, 2024

1b. This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS.



2. ☐ TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. ☐ CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ☐ ASSIGNMENT (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c, and also give name of assignor in item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects ☐ Debtor or ☐ Secured Party of record. Check only one of these two boxes.

Also check one of the following three boxes and provide appropriate information in items 6 and/or 7

☐ CHANGE name and/or address. Please refer to the detailed instructions in regards to changing the name/address of a party.

☐ DELETE name: Give record name to be deleted in item 8a or 8b.

☐ ADD name: Complete item 7a or 7b, and also item 7c; also complete items 7e-7g (if applicable).

6. CURRENT RECORD INFORMATION

6a. ORGANIZATION'S NAME

Cachet Capital LLC

OR 6b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7. CHANGED (NEW) OR ADDED INFORMATION

7a. ORGANIZATION'S NAME

OR 7b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

7d. SEE INSTRUCTIONS

ADD'L INFO RE
ORGANIZATION
DEBTOR

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any

Not Applicable

☐ NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.

Describe collateral ☒ deleted or ☐ added, or give entire ☐ restated collateral description, or describe collateral ☐ assigned.

Legal Description of Portion of Mortgaged Property to be Released on Schedule "A" attached

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here ☐ and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME

The Lyons National Bank

OR 9b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

10. OPTIONAL FILER REFERENCE DATA

Doc #5374959.1

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

11. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)

Control #: 202406040104 filed June 4, 2024

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

12a. ORGANIZATION'S NAME

The Lyons National Bank

OR

12b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME, SUFFIX

13. Use this space for additional information

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

Legal Description of Portion of Mortgaged Property to be Released on Schedule "A" attached

SCHEDULE A

Legal Description of Portion of Mortgaged Property to be Released

Mae's Landing Road Dedication to
the Town of Canandaigua
William Metrose, LTD
Residential Conservation Subdivision
Bristol Road, Canandaigua, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Canandaigua, Ontario County, State of New York, and being more particularly described as follows: Beginning at a point on the northerly road line of Bristol Road, said point being the southeast corner of Lot 1 of the William Metrose, LTD Residential Conservation Subdivision, filed map no. 38697, thence;

1. N 27°00'06" W a distance of 33.06 feet to a point, thence;
2. Along a curve to the right with an arc length of 59.11 feet, and a radius of 130.00 feet, thence;
3. N 00°27'30" W a distance of 43.44 feet to a point, thence;
4. Along a curve to the left with an arc length of 45.79 feet, and a radius of 120.00 feet, thence;
5. N 26°57'35" W a distance of 390.68 feet to a point, thence;
6. Along a curve to the left with an arc length of 42.82 feet, and a radius of 30.00 feet, thence;
7. thence with a reverse curve to the right with an arc length of 342.68 feet, and a radius of 75.00 feet, thence;
8. S 26°57'35" E a distance of 496.79 feet to a point, thence;
9. Along a curve to the right with an arc length of 71.36 feet, and a radius of 180.00 feet, thence;
10. S 00°27'30" E a distance of 43.15 feet to a point, thence;
11. Along a curve to the left with an arc length of 31.61 feet, and a radius of 70.00 feet, thence;
12. S 27°00'06" E a distance of 25.99 feet to a point on the northerly road line of Bristol Road, thence;
13. Along said road line S 56°16'51" W a distance of 60.41 feet to the point of beginning.

ATTACHMENT 12

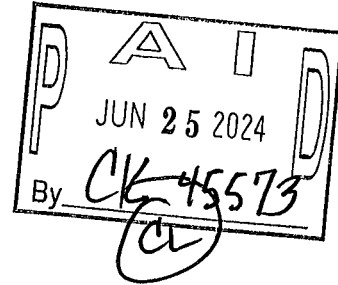
Town of Canandaigua

5440 Routes 5 & 20 West • Canandaigua, NY 14424 • (585) 394-1120

June 18th, 2024

Jared Simpson, Town Supervisor
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

RE: MARATHON ENGINEERING & MORRELL BUILDERS
PIERCE BROOK PHASE 2A GRADING PERMIT
TAX MAP No. 97.07-1-203.000
CPN No. CPN 2023-145
ADDRESS: 0000 PARRISH STREET EXT.



Dear Mr. Simpson,

Please be advised that I have completed a review of the submitted Erosion Control Surety Estimate dated June 18th, 2024 prepared by Robert P. Bringley for the above referenced project.

Based on our review of the submitted estimate we recommend that an Erosion Control Surety be approved in the amount of **\$19,975.00 (Nineteen Thousand Nine Hundred Seventy-Five Dollars and Zero Cents)**. The breakdown of this amount is on the attached estimate.

Surety must be paid by cash or check to Town Clerk prior to issuance of building permits.

Any questions and/or comments you may have in this regard, please feel free to contact me at your earliest convenience.

Sincerely,

A large, stylized handwritten signature in black ink.

Michael Murphy
Town of Canandaigua – Lead Code Enforcement Officer

cc: Crystelyn Laske - Town Clerk
Property File
Parcel Owner

APPROVED
 Jared Simpson Town Supervisor
6/20/24 Date



Morrell Builders

1501 Pittsford Victor Road
Suite 100, Victor, NY 14564

T: 585-249-1330
F: 585-249-1333

Surety estimate for grading permit application

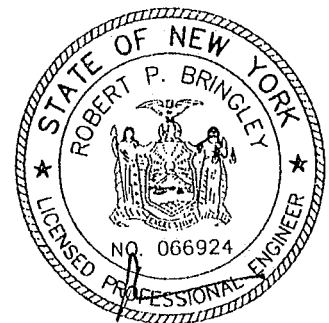
Project: PIERCE BROOK SUBDIVISION PHASE 2A

Date: 6/18/2024

This estimate represents the probable construction costs in 2024 dollars to complete the Erosion & Sediment Control measures and stabilize the site for Section 2A, as shown on the overall preliminary plan entitled "Final Plans for Pierce Brook Subdivision sections 2A & 2B" dated: 05/01/23 prepared by Marathon Engineering. The purpose of this surety is to provide a grading permit to the site, while the Town accepts and establishes the bank letter of credit.

Summary of Costs

Section No.	Section Description	Amount (\$)
1	EARTHWORK	
	TOTAL	\$ 6,540.00
2	EROSION CONTROL	
	TOTAL	\$ 13,435.00
OVERALL TOTAL		19,975.00



1501 Pittsford Victor Road
Suite 100, Victor, NY 14564

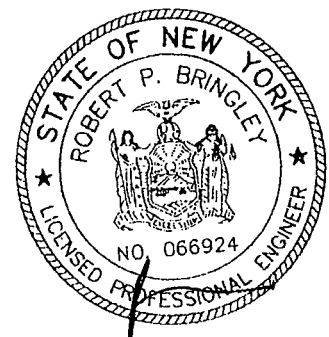
T: 585-249-1330
F: 585-249-1333

SECTION 1: EARTHWORK

Item Number	Item Description	Quantity	Unit	Unit Price (\$)	Amount (\$)
1.1	TOPSOIL STRIP AND RESTORE OR STOCKPILE	2,180	CY	3.00	6,540.00
				TOTAL	\$6,540.00

SECTION 2: EROSION CONTROL

Item Number	Item Description	Quantity	Unit	Unit Price (\$)	Amount (\$)
2.1	SILT FENCE	550	LF	4.00	2,200.00
2.3	TEMPORARY STONE CHECK DAM	3	EA	550.00	1,650.00
2.4	CONSTRUCTION ENTRANCE	1	LS	2,500.00	2,500.00
2.7	EROSION CONTROL MAT	800	SF	0.40	320.00
2.8	TEMPORARY SEDIMENTATION TRAP	130	CY	3.00	390.00
2.9	TEMPORARY STABILIZATION	5	AC	1,275.00	6,375.00
				TOTAL	\$13,435.00



ATTACHMENT 13

April 24, 2024

Mrs. Crystelyn Laske, Town Clerk
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424

**RE: PIERCE BROOK SUBDIVISION SECTION 2A
LOC ESTIMATE REVIEW
TAX MAP No. 97.02-1-52.100 & 97.00-2-2.100
CPN No. 23-038
MRB PROJECT No.: 0300.12001.000 PHASE 330**

Dear Mrs. Laske,

Please be advised that MRB Group has completed a review of the submitted Section 2A Letter of Credit Estimate dated April 22, 2024 for the approved Final Subdivision Plans titled: Final Plans for Pierce Brook Subdivision Sections 2A & 2B, prepared by Marathon Engineering.

Based on our review, the quantities and unit prices identified in the Section 2A Letter of Credit Estimate are consistent with the approved plans and private contractor pricing respectively. Therefore, we recommend that a Letter of Credit be approved for Section 2A in the amount of **\$2,236,055.18**. A copy of the Applicant's Engineers Estimate is enclosed for your file.

Please note that the original surety documentation regarding the establishment of the Letter of Credit is required to be submitted to the Town Clerk for processing. Once the original is received by the Town Clerk, all information will be forwarded to the Town Attorney for review prior to being placed onto the Town Board agenda.

Any questions and/or comments you may have in this regard, please feel free to contact us at your earliest convenience.

Sincerely,



Lance S. Brabant, CPESC
Director of Planning & Environmental Services

Enclosures: Applicant's Engineers Estimate dated April 22, 2024

C Jared Simpson, Town Supervisor
Sarah Reynolds, Town Planner
Jim Fletcher, Highway and Water Superintendent
Michael Murphy, Code Enforcement Officer
Kristen Smith, Zoning Officer
Michael Warner, Zoning Officer
Cole Papasergi – Marathon Engineering



39 Cascade Drive / Rochester, NY 14614 / Phone (585) 458-7770

Date: April 22, 2024

ESTIMATE FOR TOWN OF CANANDAIGUA LETTER OF CREDIT

Project: PIERCE BROOK SUBDIVISION PHASE 2A

Prepared For: MORRELL BUILDERS

Prepared By: MARATHON ENGINEERING

Summary of Costs

This is estimate that represents the probable construction costs in 2024 dollars to complete the site improvements as shown on the overall preliminary plan entitled "Final Plans for Pierce Brook Subdivision sections 2A & 2B" dated: 05/01/23 prepared by Marathon Engineering. The roadway system for section 2B total = construction cost + roadway system.

Section #	Description	Engr Est of Cost
1	EARTHWORK	\$ 226,124.00
2	EROSION CONTROL	\$ 118,611.70
3	WATERMAIN SYSTEM	\$ 186,990.00
4	SANITARY SEWER SYSTEM (In Ontario County LOC)	\$ -
5	STORM SEWER SYSTEM	\$ 481,633.00
6	ROADWAY SYSTEM	\$ 572,847.90
7	MISCELLENEOUS	\$ 35,000.00
8	LANDSCAPING	\$ 33,537.00
Est'd Total Construction Cost:		\$ 1,654,743.60
10% Contingency:		\$ 165,474.36
6% Municipal Observation:		\$ 99,284.62
Total Budgetary Engr Estimate:		\$ 1,919,502.58
TOTAL LOC		
9	ROADWAY SYSTEM FOR SECTION 2B.	1 LS 316,552.60 \$ 2,236,055.18

**Section 1: EARTHWORK**

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
1.1	TOPSOIL STRIP AND STOCKPILE FOR REUSE	5,670	CY	5.60	\$ 31,752.00
1.2	TOPSOIL PLACEMENT BY GENERAL CONTRACTOR	1,980	CY	5.60	\$ 11,088.00
1.3	TOPSOIL PLACEMENT BY HOME BUILDER	3,700	CY	5.60	\$ 20,720.00
1.4	EARTHWORK FILL TO CUT	35,340	CY	4.60	\$ 162,564.00
TOTAL EARTHWORK:					\$ 226,124.00

Section 2: EROSION CONTROL

Item No.	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
2.1	SILT FENCE	3,826	LF	4.00	\$ 15,304.00
2.2	PAVED INLET PROTECTION	12	EA	250.00	\$ 3,000.00
2.3	TEMPORARY STONE CHECK DAM	9	EA	550.00	\$ 4,950.00
2.4	CONSTRUCTION ENTRANCE	1	LS	2,500.00	\$ 2,500.00
2.5	CONCRETE WASHOUT AREA	1	LS	2,000.00	\$ 2,000.00
2.6	DROP INLET PROTECTION	2	EA	300.00	\$ 600.00
2.7	EROSION CONTROL MAT	73,703	SF	0.40	\$ 29,481.20
2.8	TEMPORARY SEDIMENTATION TRAP (A, A-1 and A-2.)	418	CY	4.25	\$ 1,776.50
2.9	TEMPORARY STABILIZATION	15.25	AC	2,000.00	\$ 30,500.00
2.10	SAND BAG COFFER DAM INCLUDING ALL PUMPING, COMPLETE	1	LS	7,500.00	\$ 7,500.00
2.11	PERMANENT STABILIZATION	5.25	AC	4,000.00	\$ 21,000.00
TOTAL EROSION:					\$ 118,611.70



Section 3 WATERMAIN SYSTEM

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
3.1	8" PVC DR-18 WATERMAIN, INCLUDES, BEDDING,BACKFILL,COMPLETE	1,310	LF	66.00	\$ 86,460.00
3.2	8" GATE VALVE AND BOX	3	EA	3,000.00	\$ 9,000.00
3.3	WATER SAMPLING & DISINFECTION TAP	1	EA	1,000.00	\$ 1,000.00
3.4	HYDRANTS AND GUARD VALVE ASSEMBLY,COMPLETE	3	EA	7,000.00	\$ 21,000.00
3.5	CONNECT TO EXISTING MAIN	1	EA	1,000.00	\$ 1,000.00
3.6	1" TYPE K COPPER WATER SERVICES	1,065	LF	40.00	\$ 42,600.00
3.7	CURB STOP AND BOX	35	EA	600.00	\$ 21,000.00
3.8	2" BLOW OFF	1	EA	1,000.00	\$ 1,000.00
3.9	TESTING	1,310	LF	3.00	\$ 3,930.00
TOTAL WATER SYSTEM:					\$ 186,990.00

Section 4: SANITARY SEWER SYSTEM (IN ONTARIO COUNTY LOC)

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
4.1	CONNECT TO EXISTING MANHOLE, COMPLETE	1	LS		
4.2	8" PVC SDR-35 MAIN, INCLUDES EXCAVATION, BACKFILL,BEDDING,COMPLETE	1,377	LF		
4.3	4'-0" DIA. SANITARY MANHOLE,COMPLETE	8	EA		
4.4	4" PVC SANITARY LATERAL WITH CLEANOUTS, COMPLETE	1,212	LF		
4.5	ANTI SEEP COLLAR	2	EA		
4.6	TESTING	1,377	LF		
TOTAL SANITARY:					\$ -

**Section 5: STORM SEWER SYSTEM**

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
5.1	4'-0" DIA. STORM MANHOLE, COMPLETE	13	EA	4,500.00	\$ 58,500.00
5.2	24" X 24" DROP INLET, COMPLETE	11	EA	2,600.00	\$ 28,600.00
5.3	OUTLET CONTROL STRUCTURES	1	EA	4,000.00	\$ 4,000.00
5.4	12" PE STORM SEWER, INCLUDES EXCAVATION,BEDDING, AND BACKFILL, COMPLETE	565	LF	35.00	\$ 19,775.00
5.5	15" PE STORM SEWER, INCLUDES EXCAVATION,BEDDING, AND BACKFILL, COMPLETE	29	LF	45.00	\$ 1,305.00
5.6	18" PE STORM SEWER, INCLUDES EXCAVATION,BEDDING, AND BACKFILL, COMPLETE	659	LF	55.00	\$ 36,245.00
5.7	24" PE STORM SEWER, INCLUDES EXCAVATION,BEDDING, AND BACKFILL, COMPLETE	635	LF	70.00	\$ 44,450.00
5.8	30" PE STORM SEWER, INCLUDES EXCAVATION,BEDDING, AND BACKFILL, COMPLETE	149	LF	86.00	\$ 12,814.00
5.9	18" METAL END SECTIONS	1	EA	500.00	\$ 500.00
5.10	30" METAL END SECTIONS	1	EA	900.00	\$ 900.00
5.11	CONNECT TO EXISTING STRUCTURE	1	EA	2,500.00	\$ 2,500.00
5.12	6" PVC SDR-21 STORM LATERALS, INCLUDES CLEANOUTS, EXCAVATION,BEDDING, AND BACKFILL, COMPLETE (INCLUDES CLUBHOUSE)	1,113	LF	56.00	\$ 62,328.00
5.13	STORM DIVERSION SWALE	712	LF	4.00	\$ 2,848.00
5.14	MEDIUM STONE FILL	688	CY	99.00	\$ 68,112.00
5.15	SWMF ACCESS PATH	14,178	SF	2.00	\$ 28,356.00
5.16	PLUNGE POOL, INCLUDES EXCAVATION, COMPLETE	1	EA	1,500.00	\$ 1,500.00
5.17	FLUSHING OF STORM SYSTEM	1	LS	2,500.00	\$ 2,500.00
5.18	FINAL CLEANING OF POND	1	LS	1,000.00	\$ 1,000.00
5.19	BIO RETENTION AREAS	13,175	SF	8.00	\$ 105,400.00
				TOTAL STORM:	\$ 481,633.00

**Section 6: ROADWAY SYSTEM**

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
6.1	ROADBOX INCLUDING, EXCAVATION, SHAPING, ROLLING AND PROOF ROLLING, COMPLETE (32682 SF) INCLUDES TURN AROUND FOR FIRE TRUCK.	2,333	CY	8.00	\$ 18,664.00
6.2	TENSAR TRIAX TX 160	3,917	SY	2.70	\$ 10,575.90
6.3	(2) 6" LIFTS OF TYPE 2 CRUSHER RUN STONE (NYS DOT GRADATION TABLE 733-04)	1,306	CY	42.00	\$ 54,852.00
6.4	(1) 3" LIFT FINE CRUSHER RUN STONE (NYS DOT SPEC. 304.02 TYPE 1)	342	CY	42.00	\$ 14,364.00
6.5	3" TYPE 3 BINDER (NYS DOT ITEM NO. 403.138902)	3,631	SY	20.00	\$ 72,620.00
6.6	1 1/2" TYPE 7F TOP (NYS DOT ITEM NO. 403.198902)	3,078	SY	13.00	\$ 40,014.00
6.7	4" WEEPS, COMPLETE	2,518	LF	10.00	\$ 25,180.00
6.8	CONCRETE GUTTER	2,518	LF	19.00	\$ 47,842.00
6.9	CONCRETE SIDEWALKS	6,092	SF	8.00	\$ 48,736.00
6.10	BRIDGE, INCLUDING WATER PROOFING, HEADWALLS, WINGWALLS, DECKING, DRAINAGE, WATERPROOFING, WROUGHT IRON METAL RAILING, COMPLETE	1	LS	240,000.00	\$ 240,000.00
TOTAL ROADWAY:					\$ 572,847.90

Section 7: MISCELLANEOUS

Item No	Description	Qty	Unit	Unit Cost (\$)	Amount (\$)
7.1	ROW MONUMENTS	6	EA	500.00	\$ 3,000.00
7.2	CONSERVATION MARKERS	18	EA	500.00	\$ 9,000.00
7.3	CONSTRUCTION STAKEOUTS	1	LS	15,000.00	\$ 15,000.00
7.4	AS-BUILTS	1	LS	8,000.00	\$ 8,000.00
TOTAL MISC:					\$ 35,000.00



Section 8: LANDSCAPING

Item No	Description-Common Name	Qty	Unit	Unit Cost (\$)	Amount (\$)
8.1	RED SUNSET MAPLE	12	EA	500.00	\$ 6,000.00
8.2	SUGAR MAPLE	6	EA	500.00	\$ 3,000.00
8.3	NORTHERN RED OAK	11	EA	500.00	\$ 5,500.00
8.4	NORWAY SPRUCE	2	EA	500.00	\$ 1,000.00
8.5	RIVER BIRCH	3	EA	500.00	\$ 1,500.00
8.6	RED TWIG DOGWOOD	10	EA	500.00	\$ 5,000.00
8.7	VERNAL WITCHHAZEL	7	EA	500.00	\$ 3,500.00
8.8	MOWED NATURAL TRAIL SURFACE	2,679	LF	3.00	\$ 8,037.00
TOTAL LANDSCAPING:				\$	33,537.00



Five Star Bank

IRREVOCABLE STANDBY LETTER OF CREDIT

NO. 70501211531

DATE: **June 20, 2024**

TO: **TOWN OF CANANDAIGUA**

REGARDING: *Section 2A and excess land in Section 2B of the Pierce Brook Subdivision, Pierce Brook Trail off NYS Route 21 - Bristol Road, Town of Canandaigua, County of Ontario and State of New York (totaling approximately 50.5 acres in the aggregate)*

Ladies and Gentlemen:

For the account of **S & J Morrell, Inc.** ("Borrower"), we hereby authorize you to draw on us up to an aggregate amount of \$2,236,055.18, which amount is available by payment against the following documents:

1. Your draft or drafts drawn on us and bearing the clause: "Drawn Under **Five Star Bank** Letter of Credit Number 70501211531".
2. The original of this Credit and all amendments, if any, for our endorsement. If your demand represents a partial drawing hereunder, we will endorse the original Letter of Credit and return same to you for possible future claims. If however, your demand represents a full drawing or if such drawing is presented on the day of the Expiration Date hereof, we will hold the original for our files and remove same from circulation.

Partial drawings are permitted under this Credit.

This Credit shall expire on July 1, 2025 (such date being the "Expiration Date"). This Credit shall terminate on the earlier of (a) 5:00 p.m. prevailing eastern time on the Expiration Date, or (b) the date on which we honor a draw which exhausts the entire stated amount, however, this Credit shall automatically renew annually provided Five Star Bank does not notify you thirty (30) days prior to the Expiration Date that this Credit will not be renewed.

This Credit sets forth in full the terms of our undertaking. This undertaking shall not in any way be revoked, modified, amended, or amplified by reference to any document, instrument or contract referred to herein or in which this Credit is referred to or to which this Credit relates and any such reference shall not be deemed to incorporate herein by reference any document or instrument.



Member FDIC
NMLS# 408838

100 Chestnut Street, Rochester, NY 14604 | [Five-StarBank.com](https://www.fivestarbank.com)

We hereby agree with you that any draft or drafts drawn under and in compliance with the terms and conditions of this Credit shall be duly honored if presented at our counters at **Five Star Bank**, Attention: Todd W. Andrews, Senior Vice President, 100 Chestnut Street, Rochester, New York 14604 together with document(s) as specified and the original of this Credit on or before the above stated Expiration Date. The proceeds of each such draft shall be paid directly to the applicable Contractor(s).

This Credit is irrevocable and unconditional. This Credit is not assignable or transferable.

This Credit shall be governed by and subject to the International Standby Practices 1998, International Chamber of Commerce Publication 590 (the "ISP") and to the extent not inconsistent with the ISP, the laws of the State of New York.

[SIGNATURE PAGE FOLLOWS]

Dated as of the first day and year above written.

Lender Name: **FIVE STAR BANK**

Very truly yours,

Signature:



Print Name:

Todd W. Andrews

Print Title:

Senior Vice President

CANANDAIGUA TOWN CLERK
JUN 21 2024
RECEIVED

Crystelyn Laske

From: CHRIS NADLER <cnadler@cnadlerlaw.com>
Sent: Friday, July 12, 2024 3:29 PM
To: Crystelyn Laske
Subject: Re: Pierce Brook LOC

Importance: High

Follow Up Flag: Follow up
Flag Status: Completed

I hereby approve the letter of credit.

Chris
LAW OFFICES OF
CHRISTIAN M. NADLER
9 Mima Circle
Fairport, NY 14450
Phone # 585-315-4767



----- Original Message -----

Subject: RE: Pierce Brook LOC
Date: 2024-07-12 13:02
From: Crystelyn Laske <claske@townofcanandaigua.org>
To: "cnadler@cnadlerlaw.com" <cnadler@cnadlerlaw.com>

Please approve the verbiage of this letter of credit ASAP. Your letter approves a maintenance bond. This is not a maintenance bond, so I would like your specific approval that this LOC is adequately written to cover building costs.

Thank you.

Crystelyn Laske

Town Clerk-Receiver of Taxes

Town of Canandaigua

5440 Route 5 & 20 West

Canandaigua NY 14424

Office: 585-394-1120 Ext 2258

Fax: 585-394-9476

From: Crystelyn Laske

Sent: Thursday, July 11, 2024 2:18 PM

To: CHRISTIAN M. NADLER (cnadler@cnadlerlaw.com) <cnadler@cnadlerlaw.com>; lance.brabant@mrbgroup.com

Cc: Michael Murphy <mmurphy@townofcanandaigua.org>; Jim Fletcher <jfletcher@townofcanandaigua.org>; Jared Simpson <jsimpson@townofcanandaigua.org>

Subject: RE: Pierce Brook (EASEMENTS- ROAD DEDICATION- MAINT BOND- LOC SURETY)

Importance: High

Good afternoon,

I'm sending this email because these items have been very difficult to work through for this month's meeting and the deadline is tomorrow afternoon. I'm going to outline and attach everything I have. I'm not sure if I should be combining resolutions, or doing all of these separately. Separately seemed a little easier. Here is what I have and any pertaining questions for each item after speaking with Chris and Lance:

1. Acceptance of Maint Surety Check- Phase 2A GRADING SURETY \$19,975.00- Fairly simple- However see my notes highlighted in yellow below in #2.
2. Acceptance of Letter of Credit- Section 2A \$2,236,055.18- The letter from MRB says Section 2A. The estimate from Marathon on page 2 of the attachment references Roadway system for Sect 2B. LANCE SAYS THAT IF THIS IS FULFILLED- WHY ARE WE DEPOSITING THE GRADING SURETY ABOVE? DO WE WANT TO ACCEPT IT OR JUST GIVE THEM BACK THE CHECK? THE MAINT SURETY FOR GRADING WAS SIMPLY REQUESTED SO THAT THEY COULD GET THE GRADING PERMIT AND START WORK BEFORE JULY 22. DO WE REMOVE THE ACCEPTANCE RESOLUTION ABOVE #1 AND ACCEPT LOC #2? ALSO, THE ACTUAL LETTER OF CREDIT STILL REQUIRES CHRIS NADLER'S APPROVAL. Please review the resolution and approve.

3. Acceptance of Pierce Brook Easements-2A & 2B- The Easement language varies as far as location goes on several of the easements. I spoke to Lance and wrote a resolution attached that lumps everything together. I have not received an approval letter from Chris Nadler regarding the easement documents. Last correspondence received by me, was June 20th indicating that changes were needed. At this point all changes should have been made and I should be getting an unconditional letter with final approval from Chris. Please review the resolution and approve.
4. Dedication of Pierce Brook Parrish Street Ext. – I do not have a copy of the inspection report, Dedication Form, or statement indicating that I do not need them (from MRB – I spoke to Lance about this). I also need approval of dedication language and documentation from Chris (could be included in the same letter as #3 above) Please review the resolution and approve.

If there is something I'm missing, please let me know ASAP.

Thank you!

Crystelyn Laske

Town Clerk-Receiver of Taxes

Town of Canandaigua

5440 Route 5 & 20 West

Canandaigua NY 14424

Office: 585-394-1120 Ext 2258

Fax: 585-394-9476

From: Crystelyn Laske

Sent: Tuesday, July 9, 2024 9:05 AM

To: CHRISTIAN M. NADLER (cnadler@cnadlerlaw.com) <cnadler@cnadlerlaw.com>

Subject: FW: Pierce Brook Easements

Importance: High

Chris

Please do not forget to get back to me on this so that I can get it on the agenda for 7/22/2024 meeting.

Thank you!

Crystelyn Laske

Town Clerk-Receiver of Taxes

Town of Canandaigua

5440 Route 5 & 20 West

Canandaigua NY 14424

Office: 585-394-1120 Ext 2258

Fax: 585-394-9476

From: Crystelyn Laske

Sent: Friday, June 21, 2024 2:06 PM

To: cnadler@cnadlerlaw.com; Sarah Reynolds <sreynolds@townofcanandaigua.org>; Michael Murphy <mmurphy@townofcanandaigua.org>; Lbrabant <lbrabant@mrbgroupp.com>; Jim Fletcher <jfletcher@townofcanandaigua.org>

Cc: Richard Tiede <Richard.Tiede@morrellbuilders.com>; Daniel Bryson <DBryson@lacykatzen.com>

Subject: RE: Pierce Brook Easements

Importance: High

Please note that surety payment of \$2,236,055.18 is received in my office on behalf of S & J Morrell Inc, in the form of an original letter of credit issued by Five Star Bank. I have attached a copy for your review. It is my understanding that after this is approved by you, Chris, it gets slotted for the next Town Board meeting on July 22, 2024, for approval.

I have also received original paperwork from Lacy Katzen Attorneys on 6/18/2024 as follows:

Bridge Maint Easement

Water Utility Easement

Temporary Access and Utility Easement

Sidewalk Easement

Drainage Easement

Conservation Easement

Dedication Documents received:

Bill of Sale

Warranty Deed

Offer of Cession

Indemnity Agreement

Title Commitment

Copy of Partial Release of Mortgage

Release to Town of Canandaigua

Transfer Tax Form

Equalization

I have scanned those documents into this email as well. Please let me know if there is anything else you need from me.

Please advise.

Crystelyn Laske

Town Clerk-Receiver of Taxes

Town of Canandaigua

5440 Route 5 & 20 West

Canandaigua NY 14424

Office: 585-394-1120 Ext 2258

Fax: 585-394-9476

From: CHRIS NADLER <cnadler@cnadlerlaw.com>

Sent: Thursday, June 13, 2024 8:38 AM

To: Sarah Reynolds <sreynolds@townofcanandaigua.org>; Michael Murphy <mmurphy@townofcanandaigua.org>; Crystelyn Laske <claske@townofcanandaigua.org>; Lbrabant <lbrabant@mrbgroup.com>; Jim Fletcher <jfletcher@townofcanandaigua.org>; Daniel Bryson <DBryson@lacykatzen.com>; Richard Tiede <Richard.Tiede@morrellbuilders.com>

Subject: Pierce Brook Easements

Please see attached conditional approval letter for the Bridge Maintenance Easement and Water Utility Easement. Please let me know if you have any questions, or if you would like to discuss. Word versions of the redlined easements are also attached for Dan's convenience.

In an effort to make sure we are all on the same page, my understanding is that the following conditions requiring legal review are still outstanding, and will need to be addressed before 2A building permits can be issued:

1. Condition # 3: I received HOA documents from Rich earlier today and will commence review on those shortly.
2. Condition # 7: Stormwater/drainage easements, Temporary access (turnaround) and utility easement, and possibly others have not yet been reviewed.
3. Condition # 8: Revised Conservation and Trail Easement and associated Maintenance Agreement including the ability for the Town to chargeback if trails are not adequately maintained has not yet been reviewed.
4. Condition # 11: Surety for road completion (2B) has not yet been reviewed.
5. Condition # 12: Dedication documents have not yet been reviewed.

That being said, would it be helpful to have a meeting to discuss the issuance or a grading permit? Please let me know.

Thanks,

--

Chris
LAW OFFICES OF
CHRISTIAN M. NADLER
9 Mima Circle
Fairport, NY 14450
Phone # 585-315-4767



ATTACHMENT 14

July 3, 2024

Supervisor Jared Simpson
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, NY 14424

**RE: PROPOSAL FOR PROFESSIONAL SERVICES
TOWN OF CANANDAIGUA MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) ASSISTANCE
WITH NYSDEC MS4 GENERAL PERMIT 0-24-001 REQUIREMENTS**

Dear Supervisor Simpson:

Thank you for the opportunity to assist the Town of Canandaigua with addressing its MS4 General Permit 0-24-001 requirements. The following represents our proposal to provide those professional engineering services necessary for the above referenced project.

I. Background

As of January 3, 2024, the updated New York State Department of Environmental Conservation (NYSDEC) General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Permit GP 0-24-001 became effective. The new General Permit requirements are for all MS4 communities and provide a timeline for compliance. Each MS4 is responsible for drafting and adopting a Stormwater Management Program (SWMP) Plan meeting the Minimum Control Measures (MCMs) set forth by NYSDEC. The MCMs include:

MCM 1: Public Education and Outreach Program

The MS4 Operator must develop and implement an education and outreach program to increase public awareness of pollutant generating activities and behaviors. This MCM is designed to inform the public about the impacts of stormwater on water quality, the general sources of stormwater pollutants, and the steps the general public can take to reduce pollutants in stormwater runoff.

MCM 2: Public Involvement/Participation

The MS4 Operator must provide opportunities to involve the public in the development, review, and implementation of the SWMP. This MCM is designed to give the public the opportunity to include their opinions in the implementation of this SPDES general permit.

MCM 3: Illicit Discharge Detection and Elimination

The MS4 Operator must develop, implement, and enforce a program that systematically detects, tracks down, and eliminates illicit discharges to the MS4. This MCM is designed to manage the MS4 so it is not conveying pollutants associated with flows other than those directly attributable to stormwater runoff.

MCM 4: Construction Site Stormwater Runoff Control

The MS4 Operator must develop, implement, and enforce a program to ensure construction sites are effectively controlled. This MCM is designed to prevent pollutants from construction related activities, as well as promote the proper planning and installation of post-construction SMPs.

MCM 5: Post-Construction Stormwater Management

The MS4 Operator must develop, implement, and enforce a program to ensure proper operation and maintenance of post-construction SMPs for new or redeveloped sites. This MCM is designed to promote the long-term performance of post-construction SMPs in removing pollutants from stormwater runoff.

MCM 6: Pollution Prevention and Good Housekeeping

The MS4 Operator must develop and implement a pollution prevention and good housekeeping program for municipal facilities and municipal operations to minimize pollutant discharges. This MCM is designed to ensure the MS4 Operator's own activities do not contribute pollutants to surface waters of the State.

MS4 communities must develop and implement their SWMP Plan in accordance with the timeframes set forth in this MS4 General Permit. Annually, after the end of the Reporting Year and by April 1, the SWMP Plan must be updated to ensure the permit requirements are implemented.

II. Scope of Services and Compensation

The following Scope of Services represents the tasks necessary to provide the Town of Canandaigua with MS4 Assistance to meet the NYSDEC MS4 General Permit 0-24-001 requirements for this year.

A. Inventory and Analysis

1. Audit of the currently adopted Town of Canandaigua MS4 Program & Plan
2. Determine what MS4 mapping is available (Town & MRB)
3. What updates have occurred from the adoption date of the SWMP for each MCM (1-6)
4. Meeting with Staff to discuss findings (1-2 meetings)

Subtotal of A, Items 1-4..... \$3,000.00

B. Administrative Updates

1. Create or update Town of Canandaigua MS4 Staffing Plan/Organization Chart
2. Identify and Adopt Certifying MS4 Official Stormwater Coordinator by Resolution
3. Review/ Update Alternative Implementation Agreements (Intermunicipal Agreements)
4. Create list of Municipal Staff training status on Pollution Prevention measures and activities
5. Meeting with Staff to discuss findings (1-2 meetings)

Subtotal of B, Items 1-5..... \$3,000.00

C. Prepare Comprehensive System Mapping

1. MRB to update the existing Comprehensive System Mapping using record drawing information and information provided by the Town including GPS data, inspection information, mapping, etc. to identify:
 - MS4 Outfalls
 - Interconnections
 - Storm Sewershed Boundaries
 - Storm Sewer Infrastructure

- MS4 Areas
 - Surface Waters
 - Land Use
 - Roads
 - Topography
 - Stormwater Management Facility (SMF) Locations (Town & Private)
2. Meeting with Staff to discuss findings (1-2 meetings)

Subtotal of C, Items 1-2..... \$8,000.00

D. Enforcement Response Plans & Tracking

1. MCM 3 – Illicit Discharge Elimination (IDE) Program
 - Update Illicit Discharge Detection Inspection Process
 - Identify the IDD Inspection Form
 - Update Monitoring Inventory List
 - Create Enforcement Response Plan Flow Chart
 - Create Public Reporting of Illicit Discharge Hotline or Web-Contact
2. MCM 4 – Active Construction Sites
 - Update MS4 SWPPP inspection process
 - Create/ Adopt MS4 SWPPP Inspection form
 - Create list of approved '23-'24 projects with SWPPP/ Notice of Intent (NOI)
 - Create list of active '23-'24 projects with SWPPP/ NOI
 - Create list of '23-'24 projects that were issued a Notice of Termination (NOT)
 - Create Enforcement Response Plan Flow Chart
 - Update Construction Site Inventory and Inspection Tracking List
 - Create Public Reporting of Construction Site Complaints
3. MCM 5 – Post Construction
 - Update MS4 SMF inspection process
 - Create/ Update Stormwater Maintenance Agreement
 - Update Post-Construction SMP Inventory & Inspection Tracking Lists

- Update Post-Construction SMP Inspection & Maintenance Program
 - Tracking Lists
 - Update Name/ Contact Info of Individuals Trained in Post-Construction Procedures
 - Create a list of private and Town owned SMF's
 - Create Enforcement Response Process Flow Chart
4. MCM 6 – House Keeping (Municipal Buildings)
- Develop and implement procedures for sweeping and/or cleaning streets, bridges, parking lots, and rights-of-ways
 - Create a list of Best Management Practices (BMP's)
 - Update Name/Contact Info of Individuals Trained Municipal Facilities Procedures
 - Update Municipal Operations Program
 - Update Municipal Facility Inventory
 - Create Enforcement Response Plan
5. Meetings with Town Staff to discuss findings
- Attendance up to (4) conference call meetings
 - Attendance up to (4) in person meetings
 - Total of (8) meetings in this section
6. MS4 Progress Certification Reporting
- Prepare interim progress certification Form
 - Submit to NYSDEC
 - Deadline October 1, 2024

Subtotal of D, Items 1-6 \$16,000.00

E. Adopt Updated SWMP Plan & Annual Report

1. Prepare updated 2025 Goals for each MCM (1-6)
2. Update SWMP Plan with updated documents as referenced above (Sections B-D)
3. Meet with Town Staff and Present DRAFT SWMP (up to 2 meetings)

4. Provide (2) Hard copies & (1) PDF of the Updated SWMP Plan
5. Prepare Town Board Adoption Resolution
6. Prepare County Referral Form and Submission
7. Complete State Environmental Quality Review (SEQR) including the following:
 - Full Environmental Assessment Form (FEAF) Parts 1-3
 - SEQR Resolutions (3)
 - Assistance with Coordination Requirements
 - Attendance up to (2) meetings
 - First Annual Report Under GP-0-24-001
 - Assist with the preparation of the Interim Progress Certification to NYSDEC
 - Assist with the preparation and submission of the 1st Annual Report
 - Deadline April 1st 2025

Subtotal of E, Items 1-7 \$9,500.00

Total Compensation \$39,500.00

The cost figures shown above represent our hourly not-to-exceed amount. Any additional work beyond this fee and outside the scope of this proposal would be reviewed with the Client. MRB Group shall submit monthly statements for services rendered during each invoicing period based on the efforts performed during that period. MRB Group Standard Rates are subject to annual adjustment.

III. Additional Services

The following items, not included in the above services can be provided on a personnel time-charge basis, but would only be performed upon receipt of your authorization.

- A. Town Code Audit and Updates
- B. Meetings beyond the number stated in the base scope
- C. Preparation of an Environmental Impact Statement (EIS)
- D. Additional reconnaissance of inventory and mapping
- E. GPS Data Collection

- F. Updates to the Towns GIS System
- G. MCM 1 & MCM 2 Program Updates

IV. Commencement of Work

Upon receipt of the signed proposal, MRB Group will begin work on the project.

V. Standard Terms and Conditions

Attached hereto and made part of this Agreement is MRB Group's *Standard Terms and Conditions*.

If this proposal is acceptable to you, please sign where indicated and return one copy to our office. Thank you for your consideration of our firm. We look forward to working with you on this project.

Sincerely,

Lance S. Brabant
Dir. of Planning & Environmental Services

Gregory J. Hotaling, PE
Senior Project Manager

C:\Users\lbrabant\Mrbgroup.com\Proposals - Documents\New York\Canandaigua, Town of\2024 MS4 Assistance & SWMP Update\Canandaigua MS4 Proposal.docx

c: James Fletcher – Town of Canandaigua Highway & Water
Superintendent/MS4 Officer

PROPOSAL ACCEPTED BY:

Signature

Title

Date



**MRB GROUP, ENGINEERING, ARCHITECTURE, SURVEYING, D.P.C.
AGREEMENT FOR PROFESSIONAL SERVICES
STANDARD TERMS AND CONDITIONS**

A. TERMINATION

This Agreement may be terminated by either party with seven days' written notice in the event of substantial failure to perform in accordance with the terms hereof by one party through no fault of the other party. If this Agreement is so terminated, the Professional Services Organization (hereinafter referred to as P.S.O.) shall be paid for services performed on the basis of his reasonable estimate for the portion of work completed prior to termination. In the event of any termination, the P.S.O. shall be paid all terminal expenses resulting therefrom, plus payment for additional services then due. Any primary payment made shall be credited toward any terminal payment due the P.S.O. If, prior to termination of this Agreement, any work designed or specified by the P.S.O. during any phase of the work is abandoned, after written notice from the client, the P.S.O. shall be paid for services performed on account of it prior to receipt of such notice from the client.

B. OWNERSHIP OF DOCUMENTS

All reports, drawings, specifications, computer files, field data and other documents prepared by the P.S.O. are instruments of service and shall remain the property of the P.S.O. The client shall not reuse or make any modification to the instruments of service without the written permission of the P.S.O. The client agrees to defend, indemnify and hold harmless the P.S.O. from all claims, damages, liabilities and costs, including attorneys' fees, arising from reuse or modification of the instruments of service by the client or any person or entity that acquires or obtains the instruments of service from or through the client.

C. ESTIMATES

Since the P.S.O. has no control over the cost of labor and materials, or over competitive bidding and market conditions, the estimates of construction cost provided for herein are to be made on the basis of his experience and qualifications, but the P.S.O. does not guarantee the accuracy of such estimates as compared to the Contractor's bid or the project construction cost.

D. INSURANCE

The P.S.O. agrees to procure and maintain insurance at the P.S.O.'s expense, such insurance as will protect him and the client from claims under the Workmen's Compensation Act and from claims for bodily injury, death or property damage which may arise from the negligent performance by the P.S.O. or his representative.

E. INDEPENDENT CONTRACTOR

The P.S.O. agrees that in accordance with its status as an independent contractor, it will conduct itself with such status, that it will neither hold itself out as nor claim to be an officer or employee of the client, by reason hereof, and that it will not by reason hereof make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the client, including, but not limited to, Workmen's Compensation coverage, unemployment insurance benefits or Social Security coverage.

F. SUCCESSORS AND ASSIGNS

The client and the P.S.O. each binds himself and his partners, successors, executors, administrators and assigns to the other party of this Agreement and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Agreement; except as above, neither the client nor the P.S.O. shall assign, submit or transfer his interest in this Agreement without the written consent of the other.

G. P.S.O. NOT RESPONSIBLE FOR SAFETY PROVISIONS

The P.S.O. is not responsible for construction means, methods, techniques, sequences or procedures, time of performance, programs, or for any safety precautions in connection with the construction work. The P.S.O. is not responsible for the Contractor's failure to execute the work in accordance with the Contract Drawings and/or Specifications.

H. INVOICES AND PAYMENT

Client will pay MRB Group, Engineering, Architecture, Surveying, D.P.C. for services in respect of the period during which Services are performed in accordance with the fee structure and work estimate set forth in the proposal. Invoices will be submitted on a periodic basis, or upon completion of Services, as indicated in the proposal or contract. All invoices are due upon receipt. Any invoice remaining unpaid after 30 days will bear interest from such date at 1.5 percent per month or at the maximum lawful interest rate, if such lawful rate is less than 1.5 percent per month. If client fails to pay any invoice when due, MRB may, at any time, and without waiving any other rights or claims against Client and without thereby incurring any liability to Client, elect to terminate performance of Services upon ten (10) days prior written notice by MRB to client. Notwithstanding any termination of Services by MRB for non-payment of Invoices, Client shall pay MRB in full for all Services rendered by MRB to the date of termination of Services plus all interest and termination costs and expenses incurred by MRB that are related to such termination. Client shall be liable to reimburse MRB for all costs and expenses of collection, including reasonable attorney's fees.

I. FEES REQUIRED FROM JURISDICTIONAL AGENCIES

MRB Group, D.P.C. is not responsible for nor does the Compensation Schedule established in the Agreement include fees or payments required of jurisdictional agencies. The client herein agrees to pay all application, entrance, recording and/or service fees required by said agencies.

J. P.S.O. NOT AN EMPLOYEE

The P.S.O. agrees not to hold himself out as an officer, employee or agent of the Owner, nor shall he make any claim against the Owner as an officer, employee or agent thereof for such benefits accruing to said officers, employees or agents.

K. INDEMNITY

The Owner will require any Contractor and Subcontractors performing the work to hold it harmless and indemnify and defend the Owner and P.S.O., their officers, employees and agents from all claims resulting from the Contractor's negligence in the performance of the work.

GP-0-24-001 Timeline for Compliance

Task Item	Compliance Timeframe from EDP or Timeframe to Implement								On-Going Compliance Frequency				
	30-days	45-days	6-months	1-year	2-years	3-years	5-years		Twice per year	Annually	Once per term	Every 3 Years	Twice per term
Administrative													
Complete & Submit NOI for MS4s continuing coverage (Page 3)		2/17/2023											
Staffing Plan/Organization Chart (Page 8)			x							x			
Review /Update Alternative Implementation Agreements (Intermunicipal agreements) (Page 8)			x							x			
SWMP Plan (Pages 8 & 9) - Develop, Update & Evaluate by April 1st			x							x			
Identify a Stormwater Program Coordinator Page 8		2/17/2023								x			
Mapping													
Comprehensive System Map (Page 10): MS4 Outfalls, Interconnections, Storm Sewershed Boundaries, Storm Sewer Infrastructure, MS4 Areas, Surface Waters, Land Use, Roads, Topography			x							x			
Mapping Update - Phase 1 (Page 11 & 12) Monitoring Locations, Storm Sewershed Boundaries, Focus Areas, Public SMPs, Municipal Facilities						x							
Mapping Update - Phase 2 (Page 12): MS4 infrastructure, stormwater structures, Private SMPs							x						
Enforcement Response Plan & Tracking (Page 14-15): Verbal, Written, Citations, Stop Work Orders			x										
Electronic Submittal Annual Report (Page 15) Due by April 1st, 2025										x			
Interim Progress Certification (Pages 16 & 17) Due October 1st, 2024 (Covering Jan 2 - June 30), Due by April 1st, 2025 (July 1 - Jan 1)									x				
SWMP Plan Evaluation (once every 5 years) Document in the plan. Page 17 & 18											x		
MCM 1													
Define Focus Areas (Page 19) - Update/Modify						x				x			
Identify Target Audiences Associated with Pollutant Generating Activities (Page 19)						x				x			
Identify & Document Education & Outreach Topics (Page 20)						x				x			
Identify & Document methods used for distribution of educational message (Page 20)											x		
Deliver one educational message to each Target Audience for each Focus Area (Page 20)											x		
Illicit Discharge Education Content (Page 20)			x							x			
Updates to Education Program (Page 20)										x			
MCM 2													
Public Involvement /Participation - SWMP Plan (Page 21)										x			
Public Notice of SWMP Plan (Page 21): Review Comment										x			
Identify Local Point of Contact for Public Comment (Page 22)			x							x			
Public Notice for Draft Annual Report (Page 22) Presentation at Board Mtg. or Website (Page 23)										x			
Summarize Public Comment received on SWMP & Annual Report w/in 30 days of receipt (Page 23)										x			
MCM 3													
Public Reporting of Illicit Discharges - establish hotline or web-contact (Page 23)			x										
Monitoring Location Inventory (Page 24)						x				x			
Monitoring Location Inventory Prioritization (Page 25) & Update						x				x			
Monitoring Location Inspection & Sampling Program (Page 25) & Update					x					x			
Inspect High Priority Locations (Reduced from twice a term)											x		
Inspect Low Priority Locations											x		
Train Staff - Monitoring Location Inspection & Sampling Program (Page 27)							x				x		
Update Name/Contact Info of individuals trained IDDE (Page 27)										x			
Analyze Inspection Results (Page 27)										x			
Illicit Discharge Track Down Program (Page 27) & Update					x					x			
24 Hours for obvious illicit, 2 hours for sanitary sewer wastes, 5 days suspect illicit discharges (page 27 & 28)										x			
Train Staff - Illicit Discharge Track Down Program (Page 28)					x						x		
Illicit Discharge Elimination Program (Page 27) & Update (Page 28)					x					x			
Train Staff - Illicit Discharge Elimination Program (Page 28 & 29)							x				x		

GP-0-24-001 Timeline for Compliance

Task Item	Compliance Timeframe from EDP								On-Going Compliance Frequency				
	30-days	45-days	6-months	1-year	2-years	3-years	5-years		Twice per year	Annually	Once per term	Every 3 Years	Twice per term
MCM 4													
Public Reporting of Construction Site Complaints (Page 30)			x										
Construction Oversight Program (Page 30) & Update				x						x			
Update Name/Contact Info of Individuals Trained Construction Activities (Page 31)										x			
Train Staff - Construction Oversight Program (Page 31)											x		
Construction Site Inventory & Inspection Tracking (Page 31)			x										
Construction Site Prioritization (Page 32) & Update				x						x			
Update Name/Contact Info SWPPP Review Training (Page 33)										x			
Train Staff - SWPPP Reviewer (Page 33)-4 hr. E&SC Training from SWCD (Removed SWPPP Reviewer Training)						x						x	
Construction Site Inspection Program (Page 34 & 35)										x			
Train Staff - SWPPP Inspector (Page 34) -4 hr. E&SC Training from SWCD						x						x	
Inspect Construction Sites Annually or Sooner if Deficiencies Found (Page 35)										x			
MCM 5													
Post-Construction SMP Inventory & Inspection Tracking (Page 36)										x			
Post -Construction SMP Inspection & Maintenance Program (Page 37)				x						x			
Train Staff - Post-Construction SMP Inspection & Maint.. Program (Dept. Endorsed Training) Page 38											x		
Update Name/Contact Info of Individuals Trained Post Construction Procedures (Page 38)				x						x			
MCM 6													
BMPs For Municipal Facilities & Ops (Pages 39-43)													
Minimize Exposure						x							
Preventative Maintenance Program						x							
Spill Prevention & Response						x							
Erosion Sediment Control						x							
Manage Vegetative Areas/Open Space						x							
Salt Storage						x							
Waste, Garbage, Floatable						x							
Municipal Facilities (Pages 43-51)													
Municipal Facility Program						x				x			
Municipal Facility Inventory					x					x			
Municipal Facility Prioritization						x				x			
High Priority Facility SWPPP							x				x		
Wet Weather Visual Monitoring (High Priority)											x		
Comprehensive Site Assessments (High Priority)											x		
Comprehensive Site Assessments (Low Priority)											x		
Train Staff- Municipal Facility Procedures											x		
Update Name/Contact Info of Individuals Trained Municipal Facilities Procedures										x			
Municipal Operations & Maintenance (Pages 51 - 55)													
Municipal Operations Program & Update						x				x			
Train Staff- Municipal Operations Program											x		
Municipal Operations Corrective Actions (24 hours, 7 days, 30 days)													
Catch Basin Inspection & Maintenance Program						x							
Roads Bridges Parking Lots & ROW Maintenance			x								x		
Sweeping Procedures			x							x			
Sweeping Frequency: All Roads, Bridges, Parking Lots, & ROW											x		
Sweeping Frequency: Roads in Businesses and Commercial Areas										x			
Road Maintenance Program BMPs (Paving, Pesticide Application, Contain Pollutants)							x			x			
Road Maintenance Procedures (Calibrate Equipment & Follow DOW Tech & Operation Guidance Series 5.1.11 Snow Disposal							x			x			

ATTACHMENT 15

April 24, 2024

Mr. Jared Simpson
Town of Canandaigua
5440 Routes 5&20 West
Canandaigua, NY 14424

**RE: PROPOSAL FOR PROFESSIONAL SERVICES
OUTHOUSE PARK WEST – UPLAND STORMWATER MITIGATION**

Dear Jared:

Thank you for the opportunity to provide the following proposal for the above referenced project. If authorized to proceed, we intend to move forward with the preparation of design plans and supplemental calculations as necessary and submit these to Town staff for review. This document represents our lump sum professional engineering services as outlined below.

I. Project Understanding

Outhouse Park is located along both the east and west sides of Outhouse Road, between County Road 30 and Buffalo Street Extension, in the Town of Canandaigua. It consists of buildings, sports fields, an ADA playground, pavilion, parking areas and Sucker Brook. On July 9th, 2023 heavy rain created a flood event causing the northern most building (Bldg. 100) on the east side of Outhouse Park to experience substantial interior and exterior damage from upland runoff. The 48" culvert under Outhouse Road that collects runoff from the swale between the Outhouse Park West and Happiness House properties was overwhelmed and contributed to the floodwaters impacting this building. Significant flood damage occurred to this building along with other areas of Outhouse Park. These damages are documented by the Town and submitted to FEMA.

In an effort to reduce peak rates of discharge flowing through this swale system and to the 48" culvert, the Town of Canandaigua has requested MRB Group prepare a design for upland stormwater mitigation for construction by Town (of Canandaigua) Forces. Conceptual schematic locations of a detention basin have been roughed out through collaboration between the Watershed Council and the Town and presented to FEMA. This is planned as a roughly 1-acre detention basin located on Town owned land west and upland of the damaged building. This basin will be designed to intercept upland runoff from the surrounding large Agricultural field, detain it and outlet into the swale at a substantially reduced peak rate of runoff.

II. Scope of Services and Compensation

MRB Group proposes the following scope of services and fees.

A. Field Investigation:

1. Topographic data collection and applicable boundary information by Kocher Surveying to be used as base plan.

B. Drainage Evaluation

1. Use AutoCAD to prepare an updated drainage map for the target area being studied. Desktop evaluation to incorporate collected field data, LIDAR topography, available storm mapping, and aerial images.
2. Use SCS (Soil Conservation Services) methodology and current New York State rainfall data to compute the anticipated stormwater runoff rates for the 10, 25, and 100-year storm events within each watershed. Hydraflow Hydrographs, an extension of AutoCAD software, will be used to perform the watershed calculations and hydraulic model.
3. Use the same methodology to evaluate the size, outlet locations and effectiveness of the proposed detention basin.
4. Prepare a summary memo documenting the tasks performed, findings, drainage area mapping, and results of the Hydraflow Hydrographs model.

C. Site Design Documents:

1. Prepare a set of site construction drawings to include the following.
 - a. Existing Conditions and Site Information – as per data collection, record drawings and aerial overlay.
 - b. Utility Information – depicts existing utilities as per data collection and record drawings as well as proposed storm sewers associated with the drainage improvements.
 - c. Elevation Information – depicts existing and proposed contours, spot elevations, areas to remain undisturbed, clearing limits, and drainage patterns.
 - d. Erosion Control – depicts erosion control measures needed to reduce erosion during construction.
 - e. Details – construction details and notes provided in accordance with Town requirements.

D. Agency Plan Review

1. MRB Group to submit plans to the Town.
2. Provide the Owner with Paper Copies.

Total Basic Compensation \$14,350.00

The cost figures shown above represent our lump sum amount. Any additional work beyond this fee and outside the scope of this proposal would be reviewed with the Client. MRB Group shall submit monthly statements for services rendered during each invoicing period based on the efforts performed during that period. MRB Group Standard Rates are subject to annual adjustment.

III. Project Schedule

MRB Group is available to begin upon authorization to proceed.

IV. Additional Services

The following items are not included in the above Scope of Services and Basic Compensation but can be provided at our standard hourly rates.

- A. Upgrading the design documents for bidding
- B. Owner to provide abstract of title, if necessary.
- C. Geotechnical report or subsurface investigations.
- D. Environmental reviews, investigation or remediation design.
- E. Evaluation or design beyond project area or scope listed above.
- F. Agency review fees.
- G. Special plans, reports, applications or documentation in addition to those listed above that may be required by Federal, State, County, City or institutional agencies having jurisdiction in order to obtain final site plan approval.
- H. Construction stakeout.
- I. Easement maps and descriptions.
- J. Filing of easements (typically by Owner's attorney).

V. Standard Terms and Conditions

Attached hereto and made part of this Agreement is MRB Group's *Standard Terms and Conditions*.



Mr. Jared Simpson
RE: PROPOSAL FOR PROFESSIONAL SERVICES
OUTHOUSE PARK WEST – UPLAND STORMWATER MITIGATION
April 24, 2024
Page 5

If this proposal is acceptable to you, please sign where indicated and return one copy to our office. Thank you for your consideration of our firm. We look forward to working with you on this project.

Respectfully Submitted,

Greg Hotaling, P.E.
Sr. Project Manager

James J. Oberst, P.E.
Executive Vice President/C.O.O.

<https://mrbgroup365.sharepoint.com/sites/Proposals/Shared Documents/New York/Canandaigua, Town of/2024 Happiness House Drainage/Outhouse Park West Upland Drainage.docx>

PROPOSAL ACCEPTED BY:

Signature

Title

Date

Stephen Schultz, P.E. – MRB Group



**MRB GROUP, ENGINEERING, ARCHITECTURE, SURVEYING, D.P.C.
AGREEMENT FOR PROFESSIONAL SERVICES
STANDARD TERMS AND CONDITIONS**

A. TERMINATION

This Agreement may be terminated by either party with seven days' written notice in the event of substantial failure to perform in accordance with the terms hereof by one party through no fault of the other party. If this Agreement is so terminated, the Professional Services Organization (hereinafter referred to as P.S.O.) shall be paid for services performed on the basis of his reasonable estimate for the portion of work completed prior to termination. In the event of any termination, the P.S.O. shall be paid all terminal expenses resulting therefrom, plus payment for additional services then due. Any primary payment made shall be credited toward any terminal payment due the P.S.O. If, prior to termination of this Agreement, any work designed or specified by the P.S.O. during any phase of the work is abandoned, after written notice from the client, the P.S.O. shall be paid for services performed on account of it prior to receipt of such notice from the client.

B. OWNERSHIP OF DOCUMENTS

All reports, drawings, specifications, computer files, field data and other documents prepared by the P.S.O. are instruments of service and shall remain the property of the P.S.O. The client shall not reuse or make any modification to the instruments of service without the written permission of the P.S.O. The client agrees to defend, indemnify and hold harmless the P.S.O. from all claims, damages, liabilities and costs, including attorneys' fees, arising from reuse or modification of the instruments of service by the client or any person or entity that acquires or obtains the instruments of service from or through the client.

C. ESTIMATES

Since the P.S.O. has no control over the cost of labor and materials, or over competitive bidding and market conditions, the estimates of construction cost provided for herein are to be made on the basis of his experience and qualifications, but the P.S.O. does not guarantee the accuracy of such estimates as compared to the Contractor's bid or the project construction cost.

D. INSURANCE

The P.S.O. agrees to procure and maintain insurance at the P.S.O.'s expense, such insurance as will protect him and the client from claims under the Workmen's Compensation Act and from claims for bodily injury, death or property damage which may arise from the negligent performance by the P.S.O. or his representative.

E. INDEPENDENT CONTRACTOR

The P.S.O. agrees that in accordance with its status as an independent contractor, it will conduct itself with such status, that it will neither hold itself out as nor claim to be an officer or employee of the client, by reason hereof, and that it will not by reason hereof make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the client, including, but not limited to, Workmen's Compensation coverage, unemployment insurance benefits or Social Security coverage.

F. SUCCESSORS AND ASSIGNS

The client and the P.S.O. each binds himself and his partners, successors, executors, administrators and assigns to the other party of this Agreement and to the partners, successors, executors, administrators and assigns of such other party, in respect to all covenants of this Agreement; except as above, neither the client nor the P.S.O. shall assign, submit or transfer his interest in this Agreement without the written consent of the other.

G. P.S.O. NOT RESPONSIBLE FOR SAFETY PROVISIONS

The P.S.O. is not responsible for construction means, methods, techniques, sequences or procedures, time of performance, programs, or for any safety precautions in connection with the construction work. The P.S.O. is not responsible for the Contractor's failure to execute the work in accordance with the Contract Drawings and/or Specifications.

H. INVOICES AND PAYMENT

Client will pay MRB Group, Engineering, Architecture, Surveying, D.P.C. for services in respect of the period during which Services are performed in accordance with the fee structure and work estimate set forth in the proposal. Invoices will be submitted on a periodic basis, or upon completion of Services, as indicated in the proposal or contract. All invoices are due upon receipt. Any invoice remaining unpaid after 30 days will bear interest from such date at 1.5 percent per month or at the maximum lawful interest rate, if such lawful rate is less than 1.5 percent per month. If client fails to pay any invoice when due, MRB may, at any time, and without waiving any other rights or claims against Client and without thereby incurring any liability to Client, elect to terminate performance of Services upon ten (10) days prior written notice by MRB to client. Notwithstanding any termination of Services by MRB for non-payment of Invoices, Client shall pay MRB in full for all Services rendered by MRB to the date of termination of Services plus all interest and termination costs and expenses incurred by MRB that are related to such termination. Client shall be liable to reimburse MRB for all costs and expenses of collection, including reasonable attorney's fees.

I. FEES REQUIRED FROM JURISDICTIONAL AGENCIES

MRB Group, D.P.C. is not responsible for nor does the Compensation Schedule established in the Agreement include fees or payments required of jurisdictional agencies. The client herein agrees to pay all application, entrance, recording and/or service fees required by said agencies.

J. P.S.O. NOT AN EMPLOYEE

The P.S.O. agrees not to hold himself out as an officer, employee or agent of the Owner, nor shall he make any claim against the Owner as an officer, employee or agent thereof for such benefits accruing to said officers, employees or agents.

K. INDEMNITY

The Owner will require any Contractor and Subcontractors performing the work to hold it harmless and indemnify and defend the Owner and P.S.O., their officers, employees and agents from all claims resulting from the Contractor's negligence in the performance of the work.

ATTACHMENT 16



July 12, 2024

Mr. Jared Simpson
Town of Canandaigua
5440 Route 5 & 20 West
Canandaigua NY 14424

Re: Incentive Zoning Approval – Uptown Landing
Parkside Drive
Town of Canandaigua, Ontario County, State of New York

Dear Jared,

On behalf of our client, Uptown Landing LLC, we are pleased to submit plans of the above referenced project for your review and request that this application be placed on the agenda for the Town Board meeting of July 22, 2024 for Incentive Zoning Approval.

Uptown Landing is a 100± acre mixed residential project in the northern portion of the Town of Canandaigua. The four parcels of land comprising the development area are bordered by Firehall Road to the west, Parkside Drive and Blue Heron Park to the south, agricultural lands to the north and a residential development to the east. The mixed-residential vision is to create a mix of for-sale townhomes (90± units) and single-family housing (230± units), and for-rent apartments (220± units) with a mixed-use retail/residential building (90± units and ~5,000 sf of commercial/retail). The development will proceed in 3-4 phases with ultimate build-out achieved in approximately 2035.

The project location has been slated for development for a number of years. The Town has implemented the Uptown Form Based Code in this vicinity with the project located in the Mixed-Use Development Subarea. The site has significant infrastructure available to support the project with County of Ontario owned sewer mains and pump stations, Town of Farmington owned water mains, and Town owned roadways connected to County Road 28 and NYS Route 332 in close proximity.

Uptown Landing requires incentive zoning approval to develop the mix of housing envisioned by the developer. While all uses proposed are permitted within the zoning, there are several requested modifications to the bulk requirements such as narrower lot widths for the single-family and townhome lots, lesser transparency requirements for the apartment buildings, etc. The requested relief does not provide a substantial monetary benefit to the developer as the form-based code permits significantly more dense development than is currently proposed. Rather, the modifications allow the developer to offer single-family and townhomes at a lower price point than what is typical to the market and results in a development that thoughtfully transitions from the apartment and mixed-use buildings along Firehall Road and Parkside Drive to the larger residential lots to the north and east.

As detailed in the attached Incentives and Amenities Report, the developer is offering amenities valued at \$750,000 in exchange for receiving incentives valued at \$689,500. The amenities offered include extending sanitary service and constructing a restroom at Blue Heron Park, providing asphalt pavement on the existing stone dust trails in Blue Heron Park, and providing a fenced area containing park

Going the distance for you.

Incentive Zoning Approval – Uptown Landing
Parkside Drive, Town of Canandaigua
07/12/2024

recreational equipment on a synthetic surface within Blue Heron Park, and installing 2,500± linear feet of off-site sidewalk.

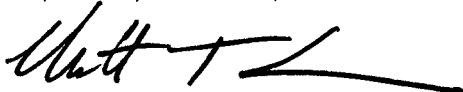
As Uptown Landing fills a significant need for housing in the community and conforms with the guiding principles of the Mixed-Use Development Subarea of the Uptown Form Based Code, and the value of the offered amenities significantly exceeds the value of the requested incentives, we respectfully request that the Town Board approve this Incentive Zoning request.

Enclosed is the following information to aid in your review:

- This Letter of Intent
- Full Environmental Assessment Form (FEAF)
- Expanded EAF Report
- Incentives and Amenities Report
- Uptown Canandaigua Form-Based Code Checklist
- Agricultural Data Statement
- June 2024 Traffic Impact Study
- Overall Concept Site Layout (11x17)
- Concept Elevations and Floor Plans (11x17)
- Check for the Incentive Zoning Application Fee in the amount of \$500

We look forward to presenting this project to the Town Board. In the meantime, if you have any questions, or require additional information, please do not hesitate to contact our office.

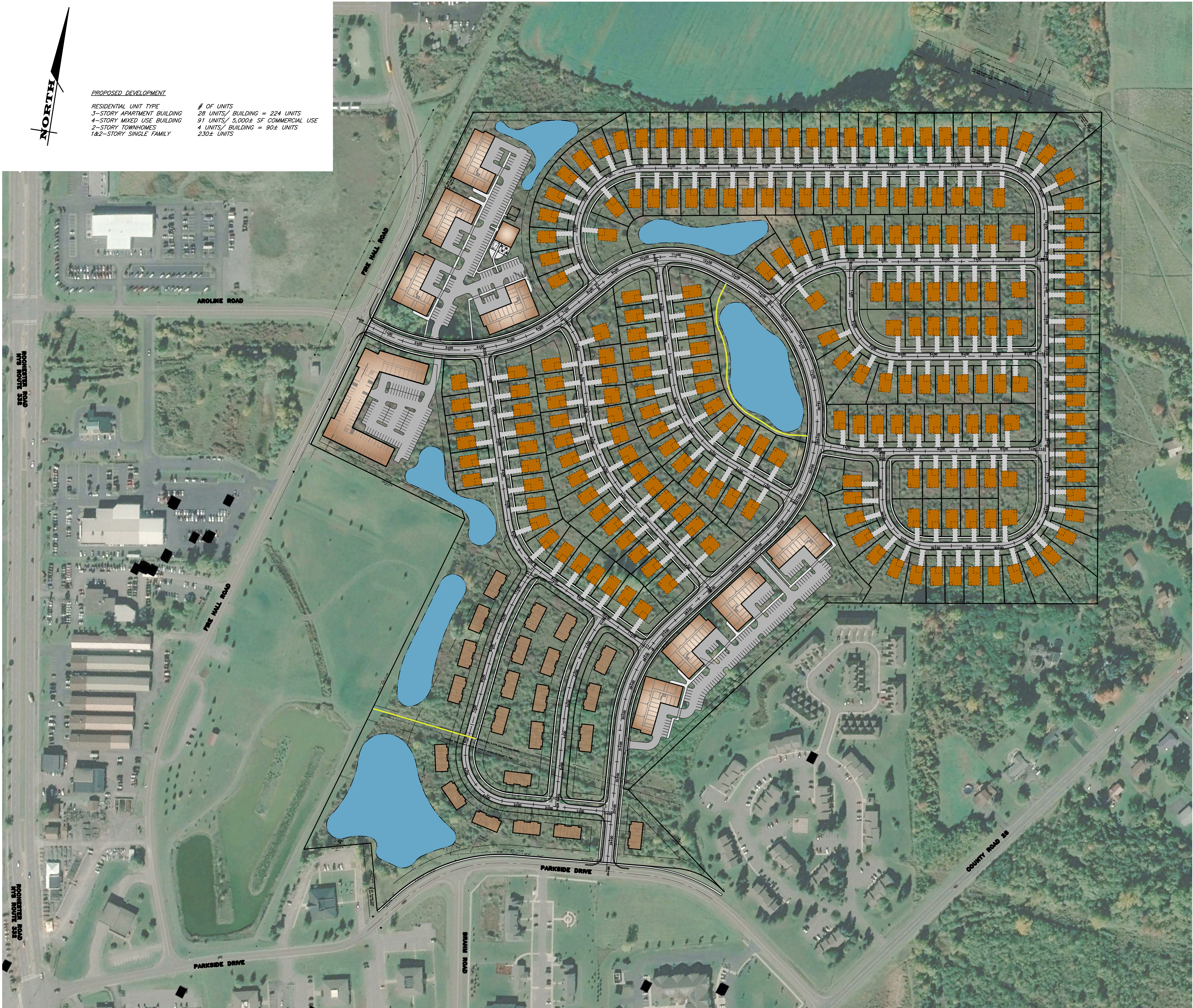
Respectfully submitted,



Matt Tomlinson, Partner
MARATHON ENGINEERING

cc: Jeff Cook, Uptown Landing LLC

File: Z:\Engineering\Job Files\1648-23 Drawings\1648-23 Overall Concept.dwg, Last saved: 7/11/2024, Plot Date: 7/11/2024, By: WDM\JMSH, Plot Style: -----



PROPOSED DEVELOPMENT

RESIDENTIAL UNIT TYPE
3-STORY APARTMENT BUILDING
4-STORY MIXED USE BUILDING
2-STORY TOWNHOMES
1&2-STORY SINGLE FAMILY

OF UNITS
28 UNITS/ BUILDING = 224 UNITS
91 UNITS/ 5,000± SF COMMERCIAL USE
4 UNITS/ BUILDING = 90± UNITS
230± UNITS

INCENTIVE ZONING PLAN
for
UPTOWN LANDING
RESIDENTIAL DEVELOPMENT

TOWN OF CANANDAIGUA
PARKSIDE AND FIREHALL
ONTARIO COUNTY
STATE OF NEW YORK

JOB NO: 1648-23
SCALE: 1"=100'
DRAWN: MT
DESIGNED: MT
DATE: 07/12/24

REVISIONS

DATE	BY	REVISION

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DRAWING TITLE:
OVERALL SITE PLAN

1 of 2
SHEET No: **C1.0**
JOB No: 1648-23
DRAWING No:

File: Z:\Engineering\Job Files\1648-23\Drawings\1648-23 As of Right Concepting, Last saved: 7/11/2024, By: MTDUNLISON, Plot Date: 7/11/2024, Plot Style: -----



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INCENTIVE ZONING PLAN
for
UPTOWN LANDING
RESIDENTIAL DEVELOPMENT
TOWN OF CANANDAIGUA
PARKSIDE AND FIREHALL
ONTARIO COUNTY
STATE OF NEW YORK

JOB NO: 1648-23
SCALE: 1"=100'
DRAWN: RJ
DESIGNED: MT
DATE: 05/31/24

REVISIONS		
DATE	BY	REVISION

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DRAWING TITLE:
AS-OF-RIGHT
OVERALL
CONCEPT PLAN

2 of 2 SHEET No:	C2.0
1648-23 JOB No:	DRAWING No:



SOUTH ELEVATION



EAST ELEVATION



NORTH ELEVATION



WEST ELEVATION



SOUTH ELEVATION



EAST ELEVATION



NORTH ELEVATION



WEST ELEVATION

PROJECT REVIEW CHECKLIST

Use this checklist for the following actions on private property:

- New Development
- Expansion of a building over 50% of gross building square footage

Property Owner Name: Jeff Cook, Uptown Landing, LLC
Address: 90 Airpark Drive, Suite 400
Phone: 585-233-4699 Email: jeffcook@cookproperties.com

Applicant
(If not property owner)
Name: SAME
Address: _____
Phone: _____ Email: _____

Subject Property Address: 0 Parkside Drive
Tax Map #: 70.00-1-65.10, 70.00-1-18.117, 70.00-1-18.115, 70.00-1-18.114
Applicable Subarea: ☐ State Route 332 Corridor ☒ Mixed-Use Development

Contractor Information
(if applicable)
Name: N/A
Address: _____
Phone: _____ Email: _____

Is the Subject Property within 500 feet of a State or County Road or Town Boundary? (If yes, the Town may refer the application to the Ontario Planning Board.) ☒ Yes ☐ No

Is the Subject Property within 500 feet of an Agricultural District? (If yes, an Agricultural District Statement must be completed and submitted.) ☒ Yes ☐ No

Scope of Work Including total square footage of the project, if applicable:
630+/- unit mixed-residential development with for-sale townhomes, single-family housing, for-rent apartments, and a mixed-use retail/residential building.

PROJECT REVIEW CHECKLIST

Use this checklist for the following actions on private property:

- New Development
- Expansion of a building over 50% of gross building square footage

	Compliant	Incomplete Information	Does Not Comply	Not Applicable	Notes
SECTION IV: RULES FOR ALL SUB-AREAS					
B. BUILDING STANDARDS					
Awnings	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Balconies	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C. SITE STANDARDS					
1. Off-Street Parking					
A. Location of Parking	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
B. Massing and Orientation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C. Access	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
D. Design and Construction	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
E. Parking Space Specifications	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
F. Loading Areas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
G. Internal Pedestrian Routes	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
H. Cross-Access and Connectivity	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
I. Shared Parking	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
J. Landscaping	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
K. Lighting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
2. Bicycle Parking					
A. Required Parking Bicycle by Use	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
B. Design Requirements	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
3. Landscaping					
B.i. Screening and Buffers - Location	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
B.ii. Design	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
B.iii. Installation and Maintenance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
B.iv. Recommended Plant Materials and Sizes	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C.ii. Parking Lot - Perimeter Planting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C.iii. Interior Planting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

PROJECT REVIEW CHECKLIST

Use this checklist for the following actions on private property:

- New Development
- Expansion of a building over 50% of gross building square footage

	Compliant	Incomplete Information	Does Not Comply	Not Applicable	Notes
SECTION IV: RULES FOR ALL SUB-AREAS					
C. SITE STANDARDS					
4. Lighting					
B. General Requirements	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C. Prohibited Sources	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
D. Luminaries and Shielding	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
E. Building-Mounted Lighting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
F. Parking and Pedestrian Areas	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
G. Nonconforming Lighting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
5. Screening					
B. Service Areas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
C. Roof-Mounted Equipment	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
D. Wall-Mounted Equipment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
E. Ground-Mounted Equipment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
6. Outdoor Amenity Space					
B. Standards and Space Requirements	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
7. Sidewalk Dining					
A. Standards	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
8. Drive-Through Facilities					
A. Standards	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

PROJECT REVIEW CHECKLIST

Use this checklist for the following actions on private property:

- New Development
- Expansion of a building over 50% of gross building square footage

	Compliant / Yes	Incomplete Information	Does Not Comply / No	Not Applicable	Notes
D. SIGN STANDARDS					
Sign 1					
Is the sign(s) prohibited (see Section IV.D.6.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Does the sign(s) require a permit (see Section IV.D.2.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
If 'yes' to above, does the sign meet all applicable regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Is the sign(s) temporary? If so, does the sign meet all requirements (see Section IV.D.5.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Placement (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Illumination (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Materials (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign 2					
Is the sign(s) prohibited (see Section IV.D.6.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Does the sign(s) require a permit (see Section IV.D.2.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
If 'yes' to above, does the sign meet all applicable regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Is the sign(s) temporary? If so, does the sign meet all requirements (see Section IV.D.5.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Placement (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Illumination (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Materials (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign 3					
Is the sign(s) prohibited (see Section IV.D.6.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Does the sign(s) require a permit (see Section IV.D.2.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
If 'yes' to above, does the sign meet all applicable regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Is the sign(s) temporary? If so, does the sign meet all requirements (see Section IV.D.5.)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Placement (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Illumination (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Sign Materials (applicable to all signs)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

PROJECT REVIEW CHECKLIST

Use this checklist for the following actions on private property:

- New Development
- Expansion of a building over 50% of gross building square footage

	Yes	Incomplete Information	No	Not Applicable	Notes
SECTIONS V + VI					
Is the proposed action a prohibited use?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If the proposed site has frontage on State Route 332 and Fire Hall Road, does it meet the requirements for Primary Streets on both?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

	Proposed	Compliant	Incomplete Information	Does Not Comply	Not Applicable	Notes
SITE REQUIREMENTS						
LOT DIMENSIONS	See attached Zoning Summary including relief requested for Incentive Zoning Application					
Lot Depth		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Lot Width		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Building Coverage		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Lot Coverage		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
BUILDING PLACEMENT						
BUILDING SETBACKS						
Primary Street		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Side Street		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Rear		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
BUILD-TO-ZONE						
Primary Street		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Side Street		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
BUILDING STANDARDS						
Height		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Height Encroachments		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Transparency (Ground Story)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Transparency (Upper Story(ies))		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Materials		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Pedestrian Access		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Building Elements		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Signage		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

INCENTIVES & AMENITIES REPORT

FOR

Uptown Landing



Parkside Drive, Town of Canandaigua

Ontario County, State of New York

July 12, 2024

Prepared By:



Prepared For:

Uptown Landing LLC
90 Airpark Drive, Suite 400
Rochester NY 14624



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TYPICAL BUILDING ELEVATIONS	A1
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1.0 Introduction

Uptown Landing is a 100± acre mixed residential project in the northern portion of the Town of Canandaigua. The four parcels of land comprising the development area are bordered by Firehall Road to the west, Parkside Drive and Blue Heron Park to the south, agricultural lands to the north and a residential development to the east. The mixed-residential vision is to create a mix of for-sale townhomes (90± units) and single-family housing (230± units), and for-rent apartments (220± units) with a mixed-use retail/residential building (90± units and ~5,000 sf of commercial/retail). The development will proceed in 3-4 phases with ultimate build-out anticipated in approximately 2035.

The project location has been slated for development for several years. The Town has implemented the Uptown Form Based Code in this vicinity with the project located in the Mixed-Use Development Subarea. The project has significant infrastructure available to support the project with County of Ontario owned sewer mains and pump stations, Town of Farmington owned water mains, and Town owned roadways connected to County Road 28 and NYS Route 332 in close proximity.

The proposed project will require incentive zoning approval to develop the mix of housing envisioned by the developer. While all uses proposed are permitted within the zoning, there are several modifications to the bulk requirements such as narrower lot widths for the single-family and townhome lots, lesser transparency requirements for the apartment buildings, etc. The relief requested does not provide a substantial monetary benefit to the developer as the form-based code permits significantly more dense development than is currently proposed. Instead, the modifications allow the developer to offer single-family and townhomes at a lower price point than what is typical to the market and provides a transitional design to fit within the surrounding neighborhood development patterns.

The proposed project fills a significant need for housing in the community and meets the guiding principles of the Mixed-Use Development Subarea (page 74 of the Final Uptown Form Based Code):



- *Expansion of lower density mixed-uses*

The proposed development includes 5-7 dwelling units per acre (total project) with a wide range of for-rent and ownership opportunities at a variety of price points.

- *Establish a combination of low density, multi-family homes in close proximity to commercial uses*

The west side of the project includes the commercial/retail mixed-use component and is immediately across the street from the State Route 332 Subarea on Firehall Road where a larger commercial presence is anticipated. The proposed residential housing is a mix of for-rent and for-sale with a multitude of options for community residents looking for new homes.

- *Expansion of mixed-residential uses in the Town*

The mix of apartments, single-family homes and townhomes fully complies with this guiding principle.

- *Encourage multi-modal mobility options*

The central boulevard is intended to be a complete street with additional pedestrian improvements and park connections included in the design. Offsite sidewalks for enhancing pedestrian connectivity to NYS Route 332 and existing commercial development are also incorporated in the incentives, discussed later in this report.

- *Ensure new development and site design does not negatively impact adjacent residential uses*

The proposed project thoughtfully transitions to the lower impact single-family homes adjacent to large-lot residential uses on the north and east with the apartments and mixed-use adjacent to the multifamily zoning and State Route 332 Subarea zoning to the south and west.

The following report provides additional details on specific requested incentives and amenities offered. In total the incentives requested that benefit the developer have a value of \$689,500 and the amenities offered have a value of \$712,500.



2.0 Project Code Analysis & Identified Incentives

The following summarizes the bulk code requirements applied to the project within the Town of Canandaigua Form Based Code Mixed-Use Development Subarea Zoning and Town of Canandaigua Site Design and Development Criteria. Items that the project is requesting relief from (Incentives) are denoted with a * within each chart. A summary of all requested relief and amenities offered can be found in 3.0 below.

Lot Dimensions – Single Family Lots		
Category	Required	Provided
Lot Depth	100' min/400' max	100' min
Lot Width	100' min/400' max	60' min*
Building Coverage	70% max	50% max
Lot Coverage	80% max	80% max

Lot sizes have no incentive to the developer as the project is significantly less dense than the code permits. Rather it is of value to the future homeowners and the town as it allows the housing to be offered at a lower price point than would otherwise be required.

Lot Dimensions – Town House Lots		
Category	Required	Provided
Lot Depth	100' min/400' max	100' min/400' max
Lot Width	100' min/400' max	20' min/400' max*
Building Coverage	70% max	70% max
Lot Coverage	80% max	80% max

Lot sizes have no incentive to the developer as the project is significantly less dense than the code permits. Rather it is of value to the future homeowners and the town as it allows the housing to be offered at a lower price point than would otherwise be required.

Lot Dimensions – Apartments		
Category	Required	Provided
Lot Depth	100' min/400' max	100' min/400' max
Lot Width	100' min/400' max	100' min/400' max
Building Coverage	70% max	50% max
Lot Coverage	80% max	80% max

No relief from the code is sought for these lots.



Lot Dimensions – Mixed Use		
Category	Required	Provided
Lot Depth	100' min/400' max	100' min/400' max
Lot Width	100' min/400' max	100' min/400' max
Building Coverage	70% max	50% max
Lot Coverage	80% max	80% max

No relief from the code is sought for these lots

Building Setbacks – Single Family Lots		
Category	Required	Provided
Primary Street	5' min/20' max	25' min*/no max
Side Street	5' min/20' max	20' min*/no max
Side Interior	5' min/20' max	5' min*/no max
Rear	5' min/20' max	20' min*/no max
Façade within Build-to-Zone	75% min	30% min*/no max
Building Height	15' min/60' max	15' min/no max

Building setbacks have no incentive to the developer as the project is significantly less dense than the code permits. Rather it is of value to the future homeowners and the town as it allows the housing to be offered at a lower price point than would otherwise be required and creates neighborhoods consistent with the product offered.

Building Setbacks – Town House Lots		
Category	Required	Provided
Primary Street	5' min/20' max	20' min/40' max*
Side Street	5' min/20' max	No requirement*
Side Interior	5' min/20' max	0'*
Rear	5' min/20' max	10' min/no max*
Façade within Build-to-Zone	75% min	75% min
Building Height	15' min/60' max	15' min/60' max

Building setbacks have no incentive to the developer as the project is significantly less dense than the code permits. Rather it is of value to the future homeowners and the town as it allows the housing to be offered at a lower price point than would otherwise be required and creates neighborhoods consistent with the product offered.



Building Setbacks – Apartments		
Category	Required	Provided
Primary Street	5' min/20' max	5' min/40' max*
Side Street	5' min/20' max	5' min/no max*
Side Interior	5' min/20' max	5' min/no max*
Rear	5' min/20' max	20' min/no max*
Façade within Build-to-Zone	75% min	75% min
Building Height	15' min/60' max	15' min/60' max

Relief requested permits additional greenspace separations for ground floor units and vehicular movements for garage parking spaces. This is an incentive to the developer and an amenity will be offered.

Building Setbacks – Mixed Use		
Category	Required	Provided
Primary Street	5' min/20' max	5' min/20' max
Side Street	5' min/20' max	5' min/20' max
Side Interior	5' min/20' max	5' min./20' max
Rear	5' min/20' max	20' min/no max*
Façade within Build-to-Zone	75% min	75% min
Building Height	15' min/60' max	15' min/60' max

Relief requested permits additional greenspace separations for ground floor units and vehicular movements for garage parking spaces. This is an incentive to the developer and an amenity will be provided.

Notes: All permitted height encroachments (Pg 77 of the Final Uptown FBC 10.05.21) will remain in effect.
Accessory structures are permitted in side or rear yards with 12' min. height and min. setback of 5'.

Façade Requirements				
	Min. Transparency Ground Story		Min. Transparency Upper Story	
	Required	Provided	Required	Provided
Single-Family	50%	10%*	40%	20%*
Town Houses	50%	5%*	40%	15%*
Apartments	50%	30%*	40%	25%*
Mixed-Use	75%	60%*	60%	25%*

Reduced transparency is an incentive, and an amenity will be offered. Please note that standard wood frame construction does not permit transparency levels to the amount dictated by code which hinders development or requires all projects to obtain variances.



Note: All allowed materials (Page 78 of the Final Uptown FBC 10.05.21) remain permitted. Vinyl siding is proposed to account for up to 80% of the primary façade for single-family and townhomes and up to 60% for the apartments where only 40% is permitted. No more than 40% of the façade will be permitted to be single orientation (e.g. shake, horizontal or vertical) – The vinyl allowance for the single-family and townhomes is not an incentive to the developer, rather it is of value to the future homeowners and the Town as it allows the housing to be offered at a lower price point than would otherwise be required. The vinyl allowance for the apartment buildings does have a benefit to the developer, is requested as an incentive, and an amenity offered.

Miscellaneous Code and Design Standard Requirements:

Bike parking ratios required by code will be provided for the apartment and mixed-use buildings, not applicable to single-family and townhome portions of the site – no relief sought.

Driveways - Relief is sought to allow a 0' side setback for townhomes where 10' is required, and to allow a 5' side setback for single-family where 10' is required. Driveway setbacks are directly correlated to the building setback items discussed above and are included in the value of the amenities offered.

Sidewalks within the development on all streets (other than the boulevard complete street) are proposed on one side, 5' in width.

3.0 Proposed Amenities

The incentives identified above for Uptown Landing are somewhat difficult to assign values to. Primarily, the bulk requirement modifications do not benefit the developer as they do not increase available densities and are integral to providing a thoughtful overall design that provides several housing opportunities to the community. The incentives requested have a total estimated value to the developer of \$689,500 with the following breakdown:

Incentives Requested	Value
Reduction of transparency (apartments & mixed-use only)	~ \$239,500
Façade materials – larger percentage of vinyl proposed	~ \$450,000
Lot Sizes	\$0
Lot Setbacks	\$0



Proposed incentives are based on feedback from multiple parties within the Town of Canandaigua including Town Board members, Planning Board members, the Parks and Recreation committee, Town of Farmington Sewer and Water, and Ontario County DPW. Several items initially discussed as amenities such as: over detention for stormwater, frontage sidewalks within the project limits, trail connections to Blue Heron Park and cash payments to the Town Parks and Recreation fund were removed from the amenity list as they would be requirements of typical site plan approvals.

Amenities offered by the developer are selected from the full list of potential amenities from the various groups. Weight was given to common requests from the various groups as the highest and best value for the Town. An additional request by the Town of Farmington for water main extension along Parkside Drive is not being provided. The overall project will eliminate the dead-end condition of the main at Parkside Drive and Brahm Road by connecting through the project out to Firehall Road.

The first amenity offered is park recreational equipment placed on a poured synthetic surface. A representative design and material proposed with a value of \$65,000 is provided in Figure 1. Figure 1 represents what we envision at the park, but final equipment selection will be made by the Parks and Recreation Department.

The proposed project has limited commercial and retail components, therefore one of the amenities offered for the project and other neighboring properties is to provide off-site sidewalks on Firehall Road along the Blue Heron Park frontage and along Parkside Drive to the signalized intersection at Parkside and NYS Route 332. This route provides the most direct access to area businesses and the park. This amenity routing totals ~2500 LF of 5' wide sidewalk (shown in Figure 2) with a value of \$215,000.

There are currently no public restrooms within Blue Heron Park. The developer proposes to add the park to the sewer district, extend sanitary service to the restroom location, and install a public restroom building similar to the building shown in Figure 3 for the benefit of all park users. This amenity has a value of \$335,000. This is the value for an ADA Compliant men's (1x urinal and 1x stall) and women's (2x stalls) restroom and drinking fountain. The design and architecture of the restroom building will be based on the design of Hanlon Architects and Figure 3 is only shown to represent function, not design style or architecture.



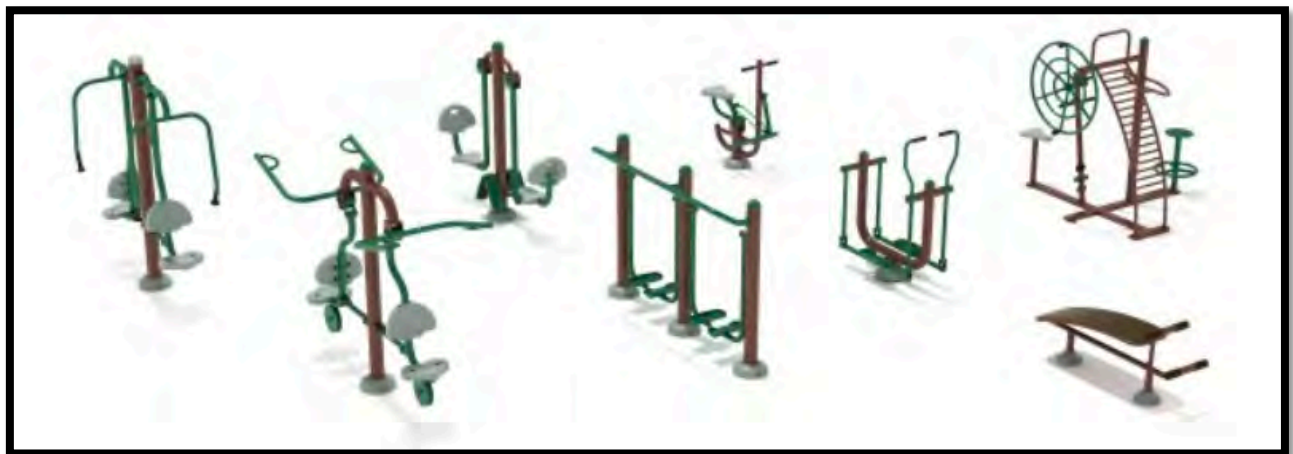
The final amenity offered is to provide asphalt pavement on the stone dust trails within Blue Heron Park. This amenity will decrease required maintenance, increase accessibility through the park and allow for placement in the future of additional improvements along the trail such as benches, exercise routes etc., by the Parks and Recreation Department. Trail routing is shown in Figure 2 and the improvements have an estimated value of \$97,500.

Below is a summary of the Developers Offered Amenities:

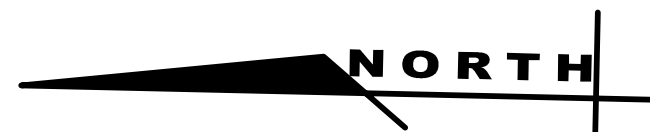
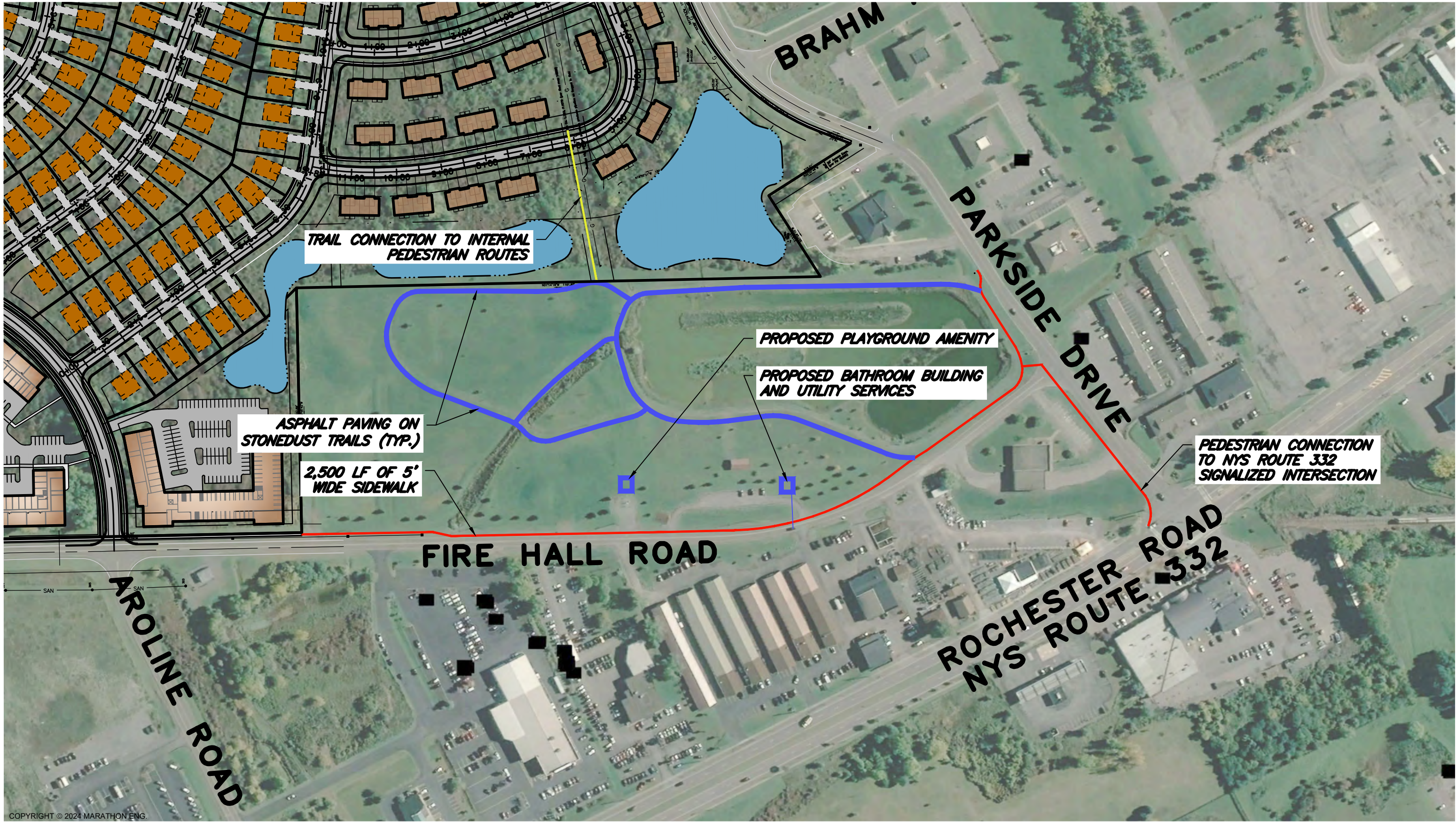
Amenities Offered	Value
Park Recreational Equipment	\$65,000
Off-Site Sidewalks (~2,500 LF)	\$215,000
New Public Restroom in Park	\$335,000
Asphalt Pavement on Stone Dust Trails	\$97,500



FIGURE 1 – Park Recreational Equipment



File: 1648-23 Overall Concept.dwg, Plot Date: 7/11/2024, By: MTOMLINSON



TITLE:

FIGURE 2

**UPTOWN LANDING
RESIDENTIAL COMMUNITY**

TOWN OF CANANDAIGUA ONTARIO COUNTY NEW YORK



FIGURE 3 – New Public Restroom in Park





APPENDIX

TYPICAL BUILDING ELEVATIONS

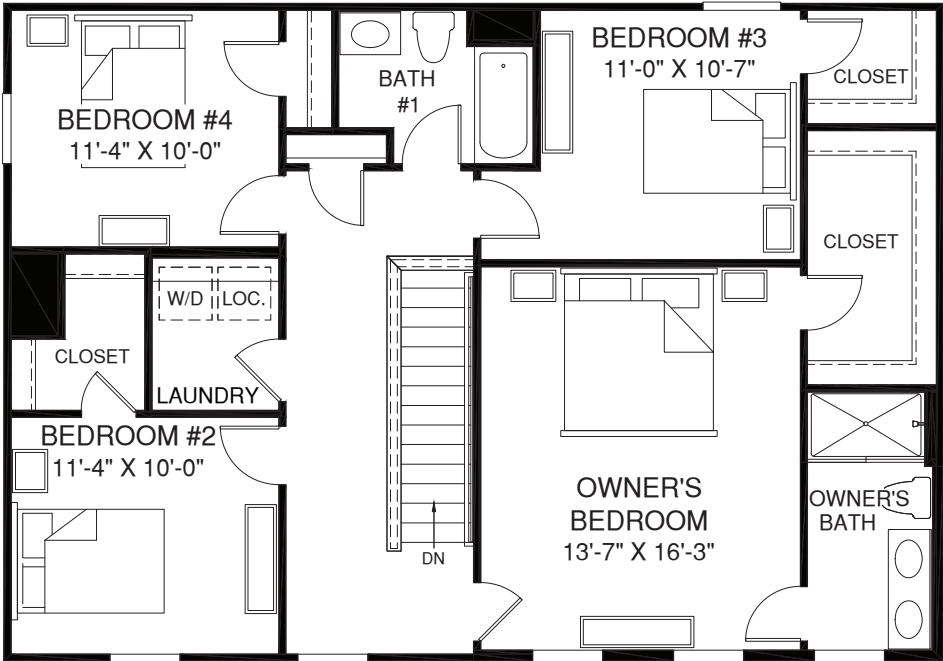
ELEVATION K



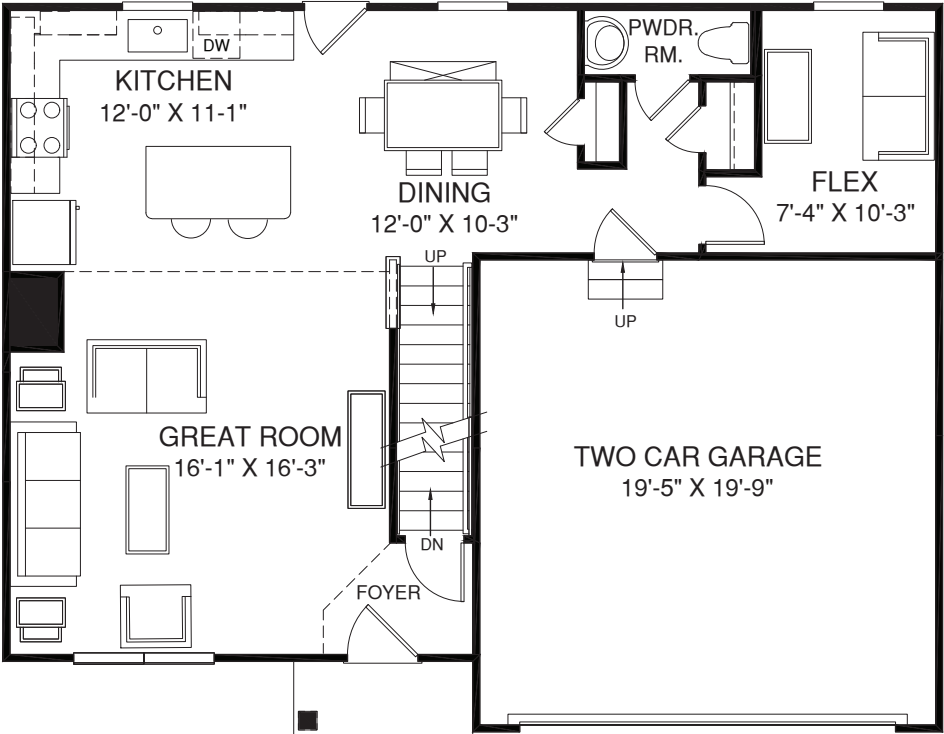
ELEVATION L



ELEVATION F



UPPER LEVEL



MAIN LEVEL

An unfinished basement is included. Please see brochure or online marketing material for details.

Although all illustrations and specifications are believed correct at the time of publication, the right is reserved to make changes, without notice or obligation. Windows, doors, ceilings, and room sizes may vary depending on the options and elevations selected. Optional items indicated are available at additional cost. This brochure is for illustrative purposes only and not part of a legal contract. It is recommended that the architectural blueprints be reserved for further clarification of features. Not all features are shown. Please ask our Sales and Marketing Representative for complete information.

Elevations shown are artist's concepts. Floor plans may vary per elevation. Ryan Homes reserves the right to make changes without notice or prior obligation.



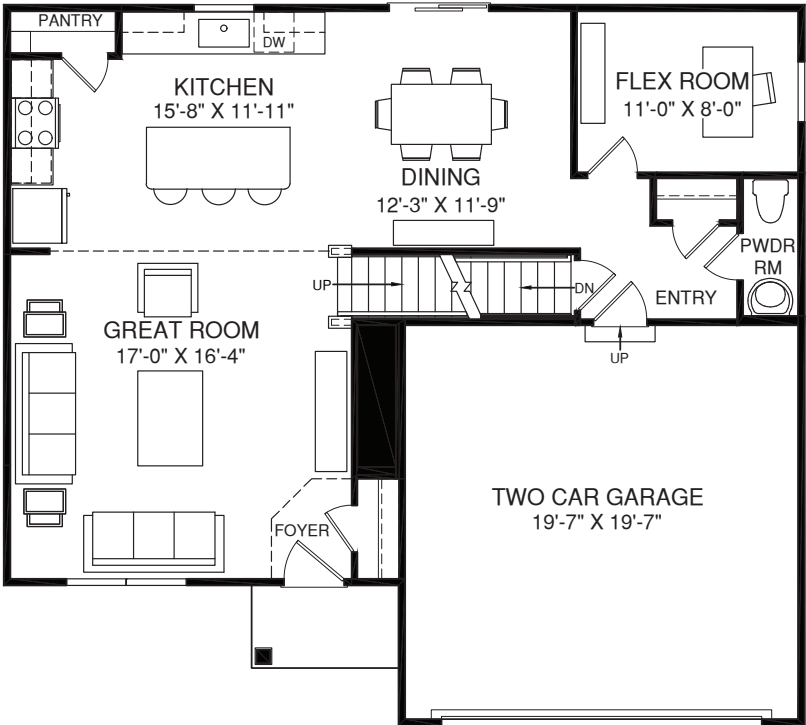
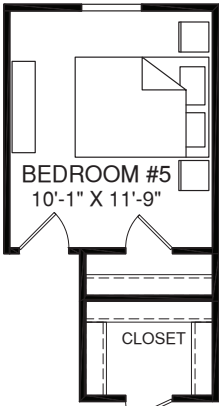
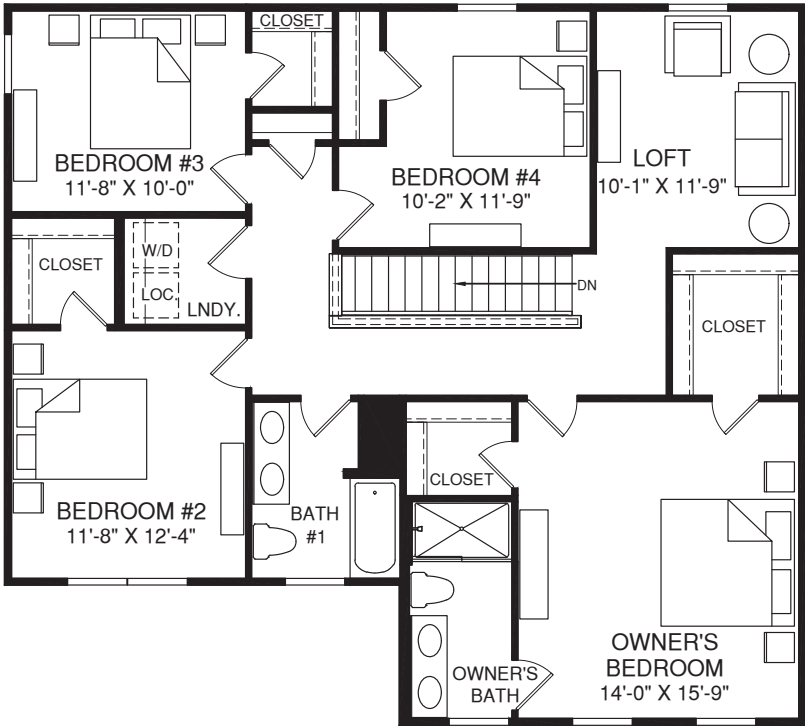
ELEVATION K



ELEVATION L



ELEVATION F



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HAZEL

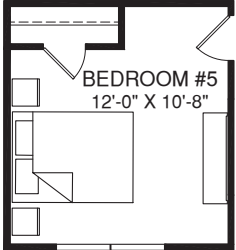
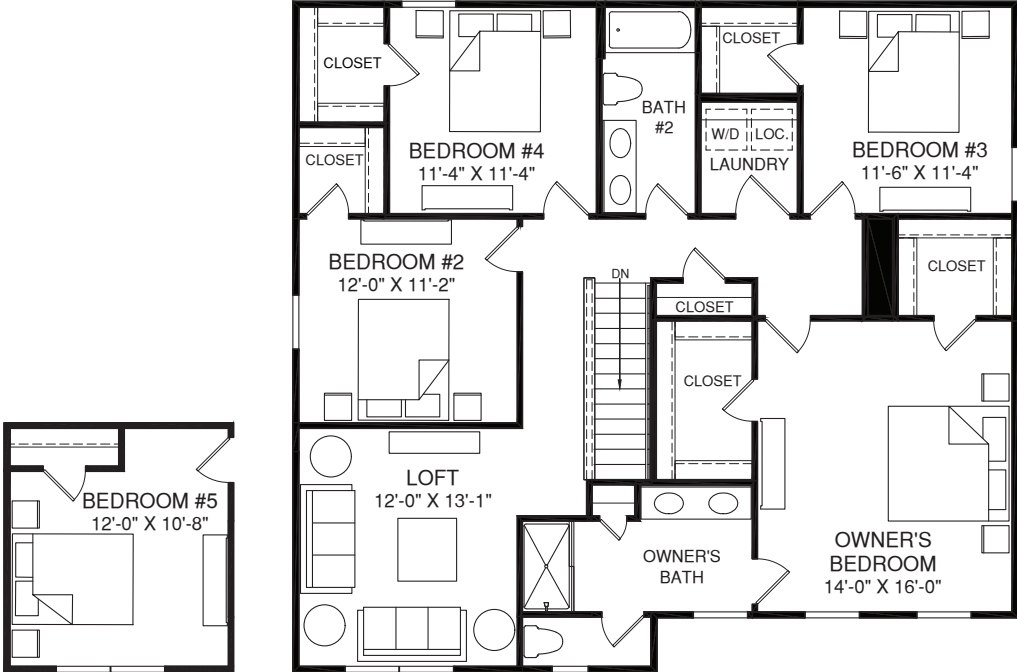
ELEVATION K



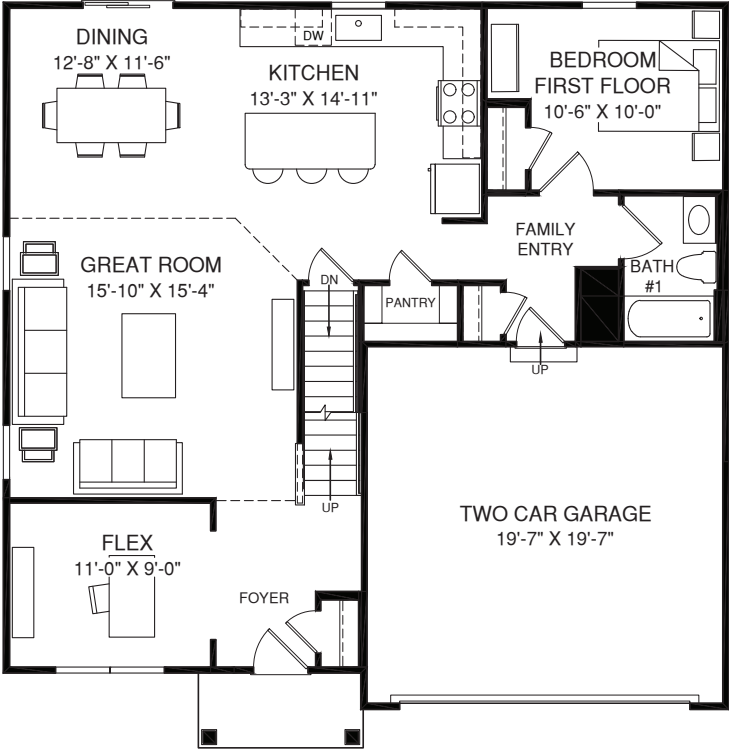
ELEVATION L



ELEVATION F



UPPER LEVEL



MAIN LEVEL

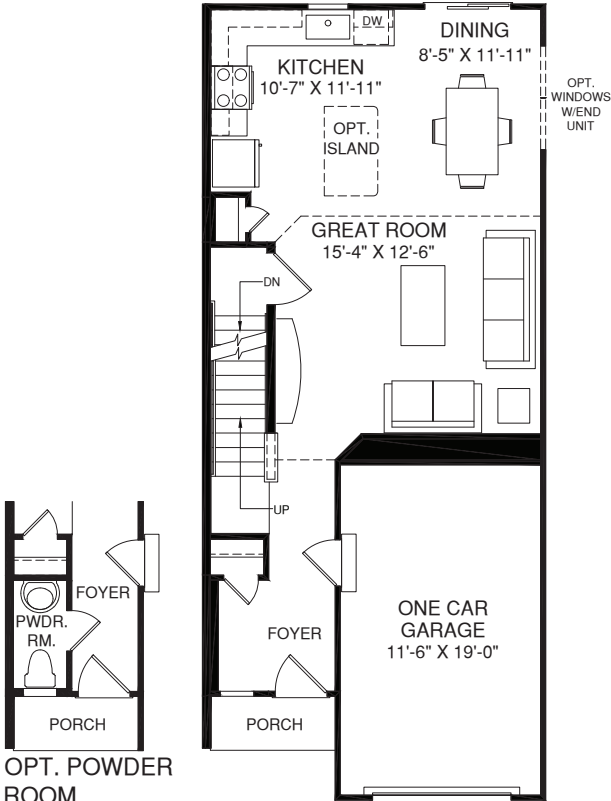
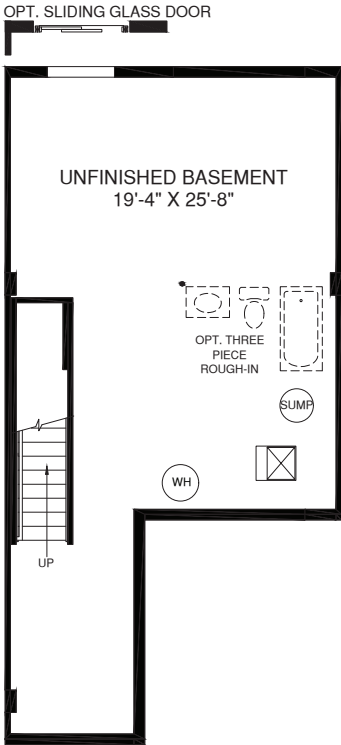
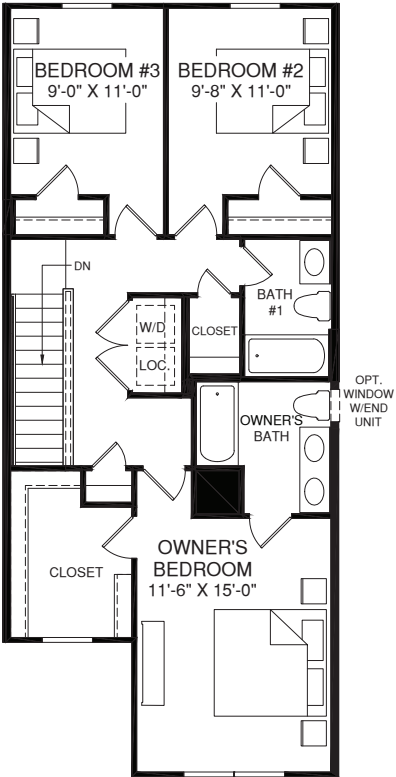
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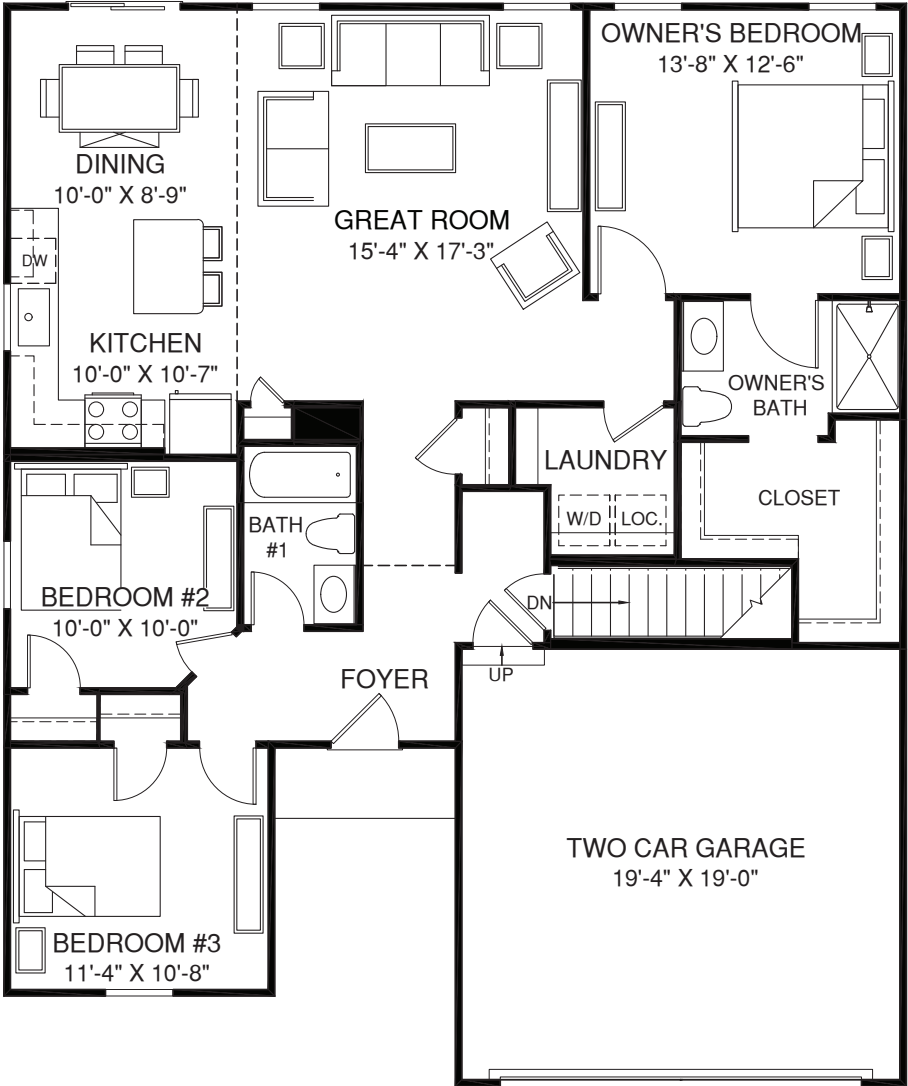
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ELEVATION K



ELEVATION L



MAIN LEVEL

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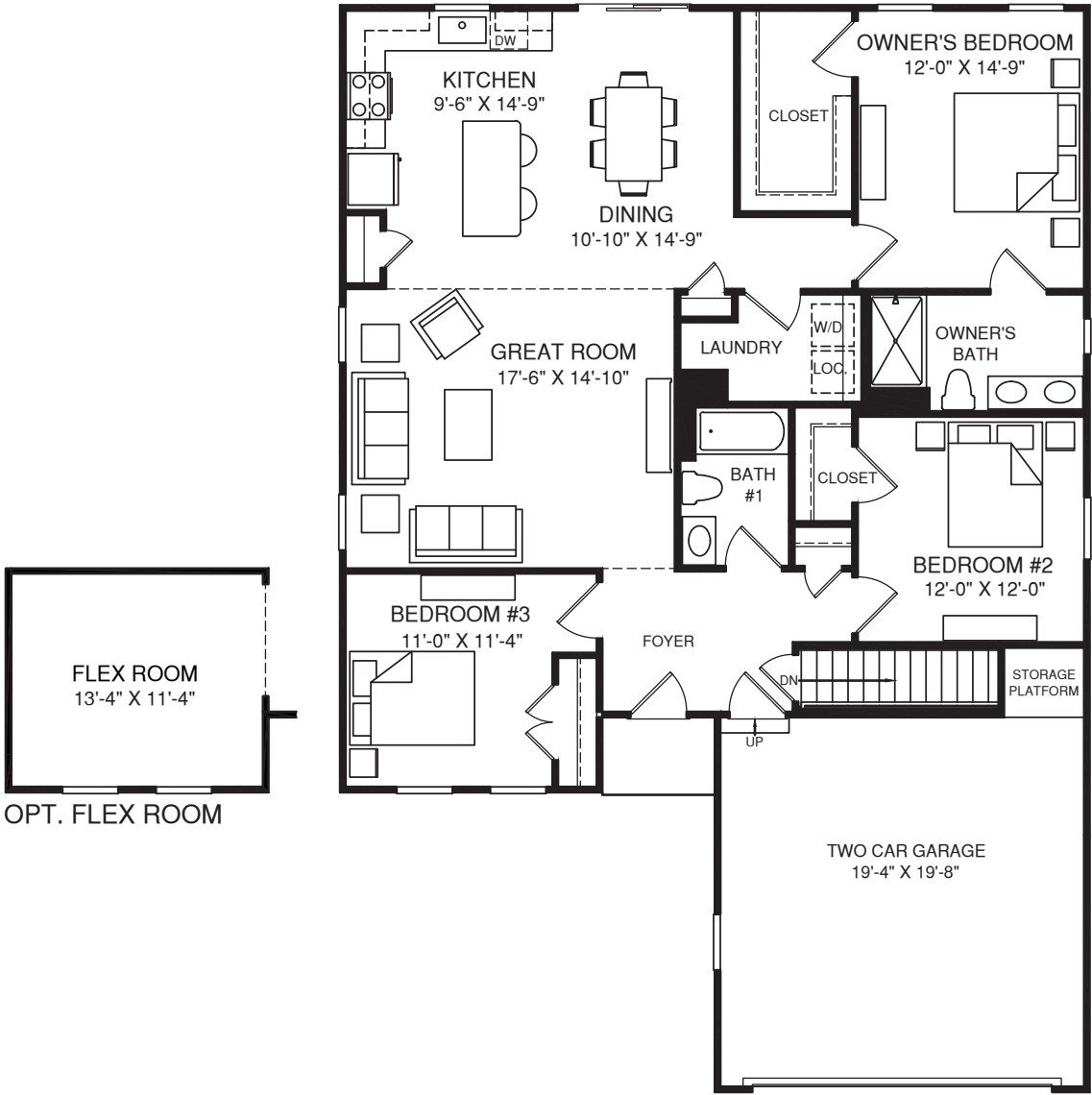
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ELEVATION K



ELEVATION L



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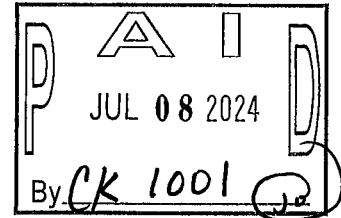
ATTACHMENT 17

Town of Canandaigua

5440 Routes 5 & 20 West • Canandaigua, NY 14424 • (585) 394-1120

June 27th, 2024

Jared Simpson, Town Supervisor
Town of Canandaigua
5440 Routes 5 & 20 West
Canandaigua, New York 14424



RE: SCOTT A. HARTER PE.
3530 MIDDLE CHESHIRE ROAD NEW SINGLE-FAMILY BUILD
TAX MAP No. 97.04-1-70.100
CPN No. CPN 2024-052
ADDRESS: 3530 MIDDLE CHESHIRE ROAD

Dear Mr. Simpson,

Please be advised that I have completed a review of the submitted Erosion Control Surety Estimate dated date, June 27th, 2024 prepared by Scott A. Harter for the above referenced project.

Based on our review of the submitted estimate we recommend that an Erosion Control Surety be approved in the amount of **\$19,312.50 (Nineteen Thousand Three Hundred Twelve Dollars and Fifty Cents)**. The breakdown of this amount is on the attached estimate.

Surety must be paid by cash or check to Town Clerk prior to issuance of building permits.

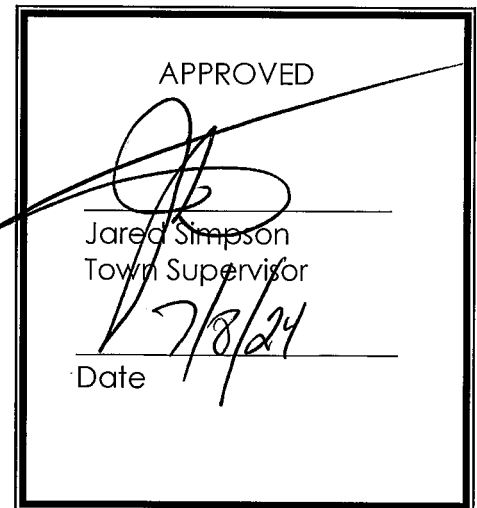
Any questions and/or comments you may have in this regard, please feel free to contact me at your earliest convenience.

Sincerely,

A large, stylized handwritten signature in black ink.

Michael Murphy
Town of Canandaigua – Lead Code Enforcement Officer

cc: Crystelyn Laske - Town Clerk
Property File
Parcel Owner



ENGINEERS ESTIMATE OF PROBABLE CONSTRUCTION COSTS

PROJECT: 3530 MIDDLE CHESHIRE ROAD

DATED: JUNE 2024

BY: SH

LAST REVISED: 6/27/2024

SHEET 1 OF 1

ITEM	DESCRIPTION	UNIT PRICE	QUANTITY	AMOUNT
<u>EROSION AND SEDIMENTATION CONTROL</u>				
1	STABILIZED CONSTRUCTION ENTRANCE	\$2,000.00	1 LS	\$2,000.00
2	STAKED REINFORCED SILT FENCING	\$6.00	1000 LF	\$6,000.00
3	CONCRETE WASH OUT PIT	\$750.00	1 LS	\$750.00
4	TOPSOIL, MULCH AND SEED DISTURBED AREAS	\$0.25	40000 SF	\$10,000.00
SUBTOTAL				\$18,750.00
INSPECTION (3%)				\$562.50
TOTAL				\$19,312.50



Unless noted otherwise, all items shown are installed complete per all local, state, federal and manufacturer's specifications. Actual prices are subject to market conditions (labor and material) at the time the project is put "out to bid".

ATTACHMENT 18

72 in

36 in

CANANDAIGUA

CITY SCHOOL DISTRICT

**Canandaigua
Academic & Career Center**
5262 Parkside Drive

x2

72 in

36 in

CANANDAIGUA

CITY SCHOOL DISTRICT

Red House
2700 East Street

x2

This Layout is Property of



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585-924-8370

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Job#: 97102

Prepared by: mc

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File: Road Signs.fs

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Date: 5/9/2024

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Authorized Signature

Date

ATTACHMENT 19

Crystelyn Laske

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Tuesday, July 2, 2024 3:02 PM
To: Crystelyn Laske; Jared Simpson
Cc: Suzanne Cirencione; Andalora, Catherine A
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

Hi Crystelyn,

Yes, unfortunately we'll need a new resolution with the new date.

Thank you or checking in.

Have a great 4th!
Lauren

From: Crystelyn Laske <claske@townofcanandaigua.org>
Sent: Tuesday, July 2, 2024 3:00 PM
To: Kelly, Lauren E <Lauren.Kelly@charter.com>; Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Suzanne Cirencione <scirencione@townofcanandaigua.org>; Andalora, Catherine A <Catherine.Andalora@charter.com>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

CAUTION: The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Hi Lauren,

Do we also need to redo and have the Town Board vote on the resolution acceptance again?

*Crystelyn Laske
Town Clerk-Receiver of Taxes
Town of Canandaigua
5440 Route 5 & 20 West
Canandaigua NY 14424
Office: 585-394-1120 Ext 2258
Fax: 585-394-9476*

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Wednesday, June 26, 2024 3:43 PM
To: Crystelyn Laske <claske@townofcanandaigua.org>; Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Suzanne Cirencione <scirencione@townofcanandaigua.org>; Andalora, Catherine A <Catherine.Andalora@charter.com>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

Crystelyn,

Thank you so much. I hate to bring the bad news, but in looking at the public hearing notice, I saw that it did not include the following: **"A copy of the agreement is available for public inspection during normal business hours at the Town Clerk's office."**

Unfortunately, the Public Service Commission requires this language in all public hearing notices and will reject the renewal as we have learned in the past. To confirm, this is not a Charter/Spectrum rule, just the PSC.

I hate to ask, but the Town will need to hold another public hearing in order for the renewal to be accepted. I have attached a sample public hearing notice here with the language referenced above if you'd like to use it.

Please let me know if you have any questions (my cell is: 585.797.5395) and also when the Town will be re-doing the public hearing.

Thank you,
Laruen

From: Crystelyn Laske <claske@townofcanandaigua.org>
Sent: Wednesday, June 26, 2024 2:51 PM
To: Kelly, Lauren E <Lauren.Kelly@charter.com>; Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Suzanne Cirencione <scirencione@townofcanandaigua.org>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

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Hi Lauren!

Here are the items that you requested. Please have the agreement executed by Charter and mail an original to my attention at the address in my signature.

If you need anything else, please let me know!

Thank you!

*Crystelyn Laske
Town Clerk-Receiver of Taxes
Town of Canandaigua
5440 Route 5 & 20 West
Canandaigua NY 14424
Office: 585-394-1120 Ext 2258
Fax: 585-394-9476*

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Tuesday, June 25, 2024 4:49 PM
To: Crystelyn Laske <claske@townofcanandaigua.org>; Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Suzanne Cirencione <scirencione@townofcanandaigua.org>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

Hi Crystelyn,

Thanks for getting back to me so quickly! An emailed copy is fine and I will send you the countersigned copy as soon as I have it.

Have a great evening.

Best,
Lauren

From: Crystelyn Laske <claske@townofcanandaigua.org>
Sent: Tuesday, June 25, 2024 4:19 PM
To: Kelly, Lauren E <Lauren.Kelly@charter.com>; Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Suzanne Cirencione <scirencione@townofcanandaigua.org>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link -Charter Agreement

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Hi Lauren!

I will send all of the requested items to you. I do have a quick question regarding the agreement. Do you want two originals mailed to you, after which you can sign and mail one of them back to us with Charter's signature? Or should I scan it to you? The Town prefers to hold originals for our records.

Please let me know and I will take care of this first thing in the morning.

Thank you! 😊

*Crystelyn Laske
Town Clerk-Receiver of Taxes
Town of Canandaigua
5440 Route 5 & 20 West
Canandaigua NY 14424
Office: 585-394-1120 Ext 2258
Fax: 585-394-9476*

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Tuesday, June 25, 2024 1:35 PM
To: Jared Simpson <jsimpson@townofcanandaigua.org>
Cc: Crystelyn Laske <claske@townofcanandaigua.org>
Subject: FW: [EXTERNAL] Re: "Know Your Electeds" Link
Importance: High

Good afternoon, Supervisor.

I just wanted to check in on the results of last night's public hearing. As a friendly reminder, I will need a copy (emailed is fine) of the following in order to comply with the Public Service Commission:

Signed copy of agreement
Signed copy of resolution
Copy of affidavit from local newspaper (notarized)

Please let me know if you have any questions!

Best,
Lauren

From: Jared Simpson <jsimpson@townofcanandaigua.org>
Sent: Wednesday, May 8, 2024 9:45 AM
To: Kelly, Lauren E <Lauren.Kelly@charter.com>
Subject: Re: [EXTERNAL] Re: "Know Your Electeds" Link

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Actually he had sent it a couple weeks ago and I missed it somehow. At our May 20 meeting we have a resolution to set the public hearing for June 24.

Jared
Jared Simpson
Town Supervisor

Town of Canandaigua - 585-337-4733
5440 Route 5&20 Canandaigua, NY 14424
Chairman, Ontario County Public Works Committee

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Wednesday, May 8, 2024 9:40 AM
To: Jared Simpson <jsimpson@townofcanandaigua.org>
Subject: RE: [EXTERNAL] Re: "Know Your Electeds" Link

Thank you, Supervisor. Yes, please let me know if your attorney has any recommended changes and I will get that information right over to our Legal dept.

From: Jared Simpson <jsimpson@townofcanandaigua.org>
Sent: Wednesday, May 8, 2024 9:35 AM
To: Kelly, Lauren E <Lauren.Kelly@charter.com>
Subject: [EXTERNAL] Re: "Know Your Electeds" Link

CAUTION: The e-mail below is from an external source. Please exercise caution before opening attachments, clicking links, or following guidance.

Hi Lauren, awesome and thanks for that. We did not get the public hearing set for this month, I have been waiting for our attorney to review and advise. I will send it back up the line to him. If he does not recommend changes, we can move forward with setting the public hearing for June. Sorry for the delay.

Jared
Jared Simpson

Town Supervisor

Town of Canandaigua - 585-337-4733
5440 Route 5&20 Canandaigua, NY 14424
Chairman, Ontario County Public Works Committee

From: Kelly, Lauren E <Lauren.Kelly@charter.com>
Sent: Wednesday, May 8, 2024 8:58 AM
To: Jared Simpson <jsimpson@townofcanandaigua.org>
Subject: "Know Your Electeds" Link

Supervisor,

The link to your "Know your Electeds" interview is finally available, and can be found here:

<https://spectrumlocalnews.com/section/know-your-electeds/know-your-electeds/2024/05/06/know-your-electeds-canandaigua-town-supervisor-jared-simpson>

Just confirming, are we still on track to hold the public hearing this month?

Thank you,
Lauren



Lauren Kelly | Director, Government Affairs – Finger Lakes
585.340.8188 (O) | 585.797.5395 (M)
100 Town Centre Drive | Rochester, NY 14623
E: lauren.kelly@charter.com

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FRANCHISE AGREEMENT

This Franchise Agreement (“Franchise”) is between the Town of Canandaigua, New York, hereinafter referred to as the “Grantor” and Spectrum Northeast, LLC, an indirect subsidiary of CHARTER COMMUNICATIONS, INC., hereinafter referred to as the “Grantee.”

WHEREAS, in a full public proceeding affording due process to all parties, Grantor considered and found adequate and feasible Grantee’s plans for constructing and operating the cable television system, and Grantor considered and determined that the financial condition, character, legal and technical ability of the Grantee are sufficient to provide services, facilities and equipment necessary to meet the future cable-related needs of the community; and

WHEREAS, the Grantor finds that the Grantee has substantially complied with the material terms of the current Franchise under applicable laws, that this Franchise complies with New York Public Service Commission’s (“NYPSC”) franchise standards under Title 16, Chapter VIII, Part 895 of the Official Compilation of Codes, Rules and Regulations of the State of New York, and that the grant of a nonexclusive franchise to Grantee is consistent with the public interest; and

WHEREAS, the Grantor and Grantee have complied with all federal and State-mandated procedural and substantive requirements pertinent to this franchise renewal; and

WHEREAS, Grantor desires to enter into this Franchise with the Grantee for the construction and operation of a cable system on the terms set forth herein;

NOW, THEREFORE, the Grantor and Grantee agree as follows:

SECTION 1 **Definition of Terms**

1.1 Terms. For the purpose of this franchise the following terms, phrases, words and their derivations shall have the meaning ascribed to them in the Cable Communications Policy Act of 1984, as amended from time to time (the “Cable Act”), unless otherwise defined herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word “shall” is mandatory and “may” is permissive. Words not defined shall be given their common and ordinary meaning.

- A. “Cable System,” “Cable Service,” and “Basic Cable Service” shall be defined as set forth in the Cable Act.
- B. “Board” shall mean the governing body of the Grantor.
- C. “Cable Act” shall mean the Cable Communication Policy Act of 1984, as amended, 47 U.S.C. §§ 521, et. seq.
- D. “Channel” shall mean a portion of the electromagnetic frequency spectrum which is used in a cable system and which is capable of delivering a television channel.

- E. “Equipment” shall mean any poles, wires, cable, antennae, underground conduits, manholes, and other conductors, fixtures, equipment and other facilities used for the maintenance and operation of physical facilities located in the Streets, including the Cable System.
- F. “FCC” shall mean the Federal Communications Commission and any successor governmental entity thereto.
- G. “Franchise” shall mean the non-exclusive rights granted pursuant to this Franchise to construct operate and maintain a Cable System along the public ways within all or a specified area in the Franchise Area.
- H. “Franchise Area” shall mean the geographic boundaries of the Grantor, and shall include any additions thereto by annexation or other legal means.
- I. “Gross Revenue” means any revenue, as determined in accordance with generally accepted accounting principles, received by the Grantee from the operation of the Cable System to provide Cable Services in the Franchise Area, provided, however, that such phrase shall not include: (1) any taxes, fees or assessments collected by the Grantee from Subscribers for pass-through to a government agency, including, without limitation, any state or federal regulatory fees, the franchise fee, or any sales or utility taxes; (2) unrecovered bad debt; (3) credits, refunds and deposits paid to Subscribers; (4) any exclusions available under applicable State law
- J. “Person” shall mean an individual, partnership, association, organization, corporation, trust or governmental entity.
- K. “Service Area” shall mean the area described in subsection 6.1 herein.
- L. “Standard Installation” shall mean installations to residences and buildings that are located up to 150 feet from the point of connection to Grantee’s existing distribution system.
- M. “State” shall mean the State of New York.
- N. “Street” shall include each of the following located within the Franchise Area: public streets, roadways, highways, bridges, land paths, boulevards, avenues, lanes, alleys, sidewalks, circles, drives, easements, rights of way and similar public ways and extensions and additions thereto, including but not limited to public utility easements, dedicated utility strips, or rights-of-way dedicated for compatible uses now or hereafter held by the Grantor in the Franchise Area, which shall entitle the Grantee to the use thereof for the purpose of installing, operating, extending, repairing and maintaining the Cable System.
- O. “Subscriber” shall mean any Person lawfully receiving Cable Service from the Grantee.

SECTION 2

Grant of Franchise

2.1 Grant. The Grantor hereby grants to the Grantee a nonexclusive Franchise which authorizes the Grantee to erect, construct, extend, operate and maintain in, upon, along, across, above, over and under the Streets, now in existence and as may be created or established during its terms, all Equipment, including the Cable System. Nothing in this Franchise shall be construed to prohibit the Grantee from offering any service over its Cable System that is not prohibited by federal or State law.

2.2 Term. The Franchise and the rights, privileges and authority hereby granted shall be for an initial term *of fifteen (15) years*, commencing on the Effective Date of this Franchise as set forth in Section 15.13.

2.3 Police Powers. The Grantee agrees to comply with the terms of any lawfully adopted generally applicable local ordinance necessary to the safety, health, and welfare of the public, to the extent that the provisions of the ordinance do not have the effect of limiting the benefits or expanding the obligations of the Grantee that are granted by this Franchise. This Franchise is a contract and except as to those changes which are the result of the Grantor's lawful exercise of its general police power, the Grantor may not take any unilateral action which materially changes the mutual promises in this contract.

2.4 Restoration of Municipal Property. Any municipal property damaged or destroyed by Grantee shall be promptly repaired or replaced by the Grantee and restored to serviceable condition.

2.5 Cable System Franchise Required. No Cable System shall be allowed to occupy or use the streets or public rights-of-way of the Franchise Area or be allowed to operate without a Cable System Franchise.

SECTION 3

Franchise Renewal

3.1 Procedures for Renewal. The Grantor and the Grantee agree that any proceedings undertaken by the Grantor that relate to the renewal of the Grantee's Franchise shall be governed by and comply with the provisions of Section 626 of the Cable Act, or any such successor statute.

SECTION 4

Indemnification and Insurance

4.1 Indemnification. The Grantee shall, by acceptance of the Franchise granted herein, defend the Grantor, its officers, boards, commissions, agents, and employees for all claims for injury to any Person or property caused by the negligence of Grantee in the construction or operation of the Cable System and in the event of a determination of liability shall indemnify and hold Grantor, its officers, boards, commissions, agents, and employees harmless from any and all liabilities, claims, demands, or judgments growing out of any injury to any Person or property as a result of the negligence of Grantee arising out of the construction, repair, extension, maintenance, operation or removal of its wires, poles or other equipment of any kind or character used in connection with the

operation of the Cable System, provided that the Grantor shall give the Grantee written notice of its obligation to indemnify the Grantor within ten (10) days of receipt of a claim or action pursuant to this section. In the event any such claim arises, the Grantor shall tender the defense thereof to the Grantee and the Grantee shall have the right to defend, settle or compromise any claims arising hereunder and the Grantor shall cooperate fully herein. If the Grantor determines in good faith that its interests cannot be represented by the Grantee, the Grantee shall be excused from any obligation to represent the Grantor. Notwithstanding the foregoing, the Grantee shall not be obligated to indemnify the Grantor for any damages, liability or claims resulting from the willful misconduct or negligence of the Grantor or for the Grantor's use of the Cable System.

4.2 Insurance.

- A. The Grantee shall maintain throughout the term of the Franchise insurance in amounts at least as follows:

Workers' Compensation	Statutory Limits
Commercial General Liability	\$1,000,000 per occurrence, \$2,000,000 General Aggregate
Auto Liability including coverage on all owned, non-owned hired autos	\$1,000,000 per occurrence Combined Single Limit
Umbrella Liability	\$1,000,000 per occurrence

- B. The Grantor shall be added as an additional insured, arising out of work performed by Grantee, to the above Commercial General Liability, Auto Liability and Umbrella Liability insurance coverage.
- C. The Grantee shall furnish the Grantor with current certificates of insurance evidencing such coverage upon request.

SECTION 5 **Service Obligations**

5.1 No Discrimination. Grantee shall not deny service, deny access, or otherwise discriminate against Subscribers, Channel users, or general citizens on the basis of race, color, religion, national origin, age or sex. Grantee shall not deny access to Cable Service to any group of potential residential subscribers because of the income of the residents of the local area in which such group resides.

5.2 Privacy. The Grantee shall fully comply with the privacy rights of Subscribers as contained in Cable Act Section 631 (47 U.S.C. § 551).

SECTION 6

Service Availability

6.1 Service Area. Subject to applicable law, the Grantee shall continue to provide Cable Service to all residences within the Franchise Area where Grantee currently provides Cable Service (the “Service Area”) in accordance with the provisions of Section 895.5 of the regulations of the NYPSC. Grantee shall have the right, but not the obligation, to extend the Cable System into any other portion of the Franchise Area, including annexed areas. Cable Service offered to Subscribers pursuant to this Franchise shall be conditioned upon Grantee having legal access on reasonable terms and conditions to any such Subscriber’s dwelling unit or other units wherein such Cable Service is provided.

6.2 Abandonment of Service. Grantee shall not abandon any Cable Service or portion thereof without the Grantor’s written consent.

6.3 New Development Underground. In cases of new construction or property development where utilities are to be placed underground, the Grantor agrees to require as a condition of issuing a permit for open trenching to any developer or property owner that such developer or property owner give Grantee at least thirty (30) days prior written notice of such construction or development, and of the particular dates on which open trenching will be available for Grantee’s installation of conduit, pedestals and/or vaults, and laterals to be provided at Grantee’s expense. Grantee shall also provide specifications as needed for trenching. Costs of trenching and easements required to bring service to the development shall be borne by the developer or property owner; except that if Grantee fails to install its conduit, pedestals and/or vaults, and laterals within fifteen (15) working days of the date the trenches are available, as designated in the written notice given by the developer or property owner, then should the trenches be closed after the fifteen day period, the cost of new trenching is to be borne by Grantee.

6.4 Annexation. The Grantor shall promptly provide written notice to the Grantee of its annexation of any territory which is being provided Cable Service by the Grantee or its affiliates. Such annexed area will be subject to the provisions of this Franchise upon sixty (60) days ‘written notice from the Grantor, subject to the conditions set forth below and Section 6.1 above. The Grantor shall also notify Grantee in writing of all new street address assignments or changes within the Franchise Area. Grantee shall within ninety (90) days after receipt of the annexation notice, pay the Grantor franchise fees on revenue received from the operation of the Cable System to provide Cable Services in any area annexed by the Grantor if the Grantor has provided a written annexation notice that includes the addresses that will be moved into the Franchise Area in an Excel format or in a format that will allow Grantee to change its billing system. If the annexation notice does not include the addresses that will be moved into the Franchise Area, Grantee shall pay franchise fees within ninety (90) days after it receives the annexed addresses as set forth above. All notices due under this section shall be sent by certified mail, return receipt requested to the addresses set forth in Section 15.7 with a copy to the Director of Government Affairs. In any audit of franchise fees due under this Franchise, Grantee shall not be liable for franchise fees on annexed areas unless and until Grantee has received notification and information that meets the standards set forth in this section.

SECTION 7

Construction and Technical Standards

7.1 Compliance with Codes. All construction practices and installation of equipment shall be done in accordance with all applicable sections of the National Electric Safety Code.

7.2 Construction Standards and Requirements. Grantee shall construct and maintain its Equipment using materials of good and durable quality and shall ensure that all work involved in the construction, installation, maintenance, and repair of the Cable System shall be performed in a safe, thorough and reliable manner.

7.3 Safety. The Grantee shall at all times employ ordinary care and shall use commonly accepted methods and devices preventing failures and accidents which are likely to cause damage.

7.4 Network Technical Requirements. The Cable System shall be designed, constructed and operated so as to meet those technical standards adopted by the FCC relating to Cable Systems contained in part 76 of the FCC's rules and regulations as may be amended from time to time. The Cable System shall provide for a minimum Channel capacity of at least seventy-seven (77) Channels.

SECTION 8

Conditions on Street Occupancy

8.1 General Conditions. Grantee shall have the right to utilize existing poles, conduits and other facilities whenever possible, and shall not construct or install any new, different, or additional poles, conduits, or other facilities on public property provided Grantee is able to access existing poles, conduits, or other facilities on reasonable terms and conditions.

8.2 Underground Construction. The facilities of the Grantee shall be installed underground in those Service Areas where existing telephone and electric services are both underground at the time of system construction. In areas where either telephone or electric utility facilities are installed aerially at the time of system construction, the Grantee may install its facilities aerially with the understanding that at such time as the existing aerial facilities are required to be placed underground by the Grantor, the Grantee shall likewise place its facilities underground. In the event Grantor or any agency thereof directly or indirectly reimburses any utility for the placement of cable underground or the movement of cable, Grantee shall be similarly reimbursed.

8.3 Construction Codes and Permits. Grantee shall obtain all legally required permits before commencing any construction work, including the opening or disturbance of any Street within the Franchise Area, provided that such permit requirements are of general applicability and such permitting requirements are uniformly and consistently applied by the Grantor as to other public utility companies and other entities operating in the Franchise Area. The Grantor shall cooperate with the Grantee in granting any permits required, providing such grant and subsequent construction by the Grantee shall not unduly interfere with the use of such Streets. Notwithstanding the above, the Grantee may set off any administrative permit fees or other fees required by the Grantor related to the Grantee's use of Grantor rights-of-way against the franchise fee payments required under Section 10.1 of this Franchise.

8.4 System Construction. All transmission lines, equipment and structures shall be so installed and located as to cause minimum interference with the rights and reasonable convenience of property owners and at all times shall be kept and maintained in a safe, adequate and substantial condition, and in good order and repair. The Grantee shall, at all times, employ ordinary care and use commonly accepted methods and devices for preventing failures and accidents which are likely to cause damage, injuries, or nuisances to the public. Suitable barricades, flags, lights, flares or other devices shall be used at such times and places as are reasonably required for the safety of all members of the public. Any poles or other fixtures placed in any public way by the Grantee shall be placed in such a manner as not to interfere with the usual travel on such public way.

8.5 Restoration of Public Ways. Grantee shall, at its own expense, restore any damage or disturbance caused to the public way as a result of its operation, construction, or maintenance of the Cable System to a condition reasonably comparable to the condition of the Streets immediately prior to such damage or disturbance.

8.6 Tree Trimming. Grantee or its designee shall have the authority to trim trees on public property at its own expense as may be necessary to protect its wires and facilities.

8.7 Relocation for the Grantor. The Grantee shall, upon receipt of reasonable advance written notice, to be not less than ten (10) business days, protect, support, temporarily disconnect, relocate, or remove any property of Grantee when lawfully required by the Grantor pursuant to its police powers. Grantee shall be responsible for any costs associated with these obligations to the same extent all other users of the Grantor rights-of-way are responsible for the costs related to the relocation of their facilities.

8.8 Relocation for a Third Party. The Grantee shall, on the request of any Person holding a lawful permit issued by the Grantor, protect, support, raise, lower, temporarily disconnect, relocate in or remove from the Street as necessary any property of the Grantee, provided that the expense of such is paid by any such Person benefiting from the relocation and the Grantee is given reasonable advance written notice to prepare for such changes. The Grantee may require such payment in advance. For purposes of this subsection, "reasonable advance written notice" shall be no less than ten (10) business days in the event of a temporary relocation and no less than one hundred twenty (120) days for a permanent relocation.

8.9 Reimbursement of Costs. If funds are available to any Person using the Streets for the purpose of defraying the cost of any of the foregoing, the Grantor shall reimburse the Grantee in the same manner in which other Persons affected by the requirement are reimbursed. If the funds are controlled by another governmental entity, the Grantor shall make application for such funds on behalf of the Grantee.

8.10 Emergency Use. Grantee shall comply with 47 U.S.C. 544(g) and all regulations issued pursuant thereto with respect to an Emergency Alert System ("EAS").

SECTION 9 **Service and Rates**

9.1 Phone Service. The Grantee shall maintain a toll-free telephone number and a phone service operated to receive complaints and requests for repairs or adjustments at any time.

9.2 Notification of Service Procedures. The Grantee shall furnish each Subscriber at the time service is installed, written instructions that clearly set forth information concerning the procedures for making inquiries or complaints, including the Grantee's name, address and local telephone number. Grantee shall give the Grantor notice of any changes in rates, programming services or Channel positions in accordance with applicable law.

9.3 Rate Regulation. The rates and charges for Cable Service provided pursuant to this Franchise shall be subject to regulation in accordance with federal law. If and when exercising rate regulation, the Grantor shall abide by the terms and conditions set forth by the FCC. Nothing herein shall be construed to limit the Grantee's ability to offer or provide bulk rate discounts or promotions.

9.4 Continuity of Service. It shall be the right of all Subscribers to continue receiving Cable Service insofar as their financial and other obligations to the Grantee are honored, and subject to Grantee's rights under Section 15.2 of this Franchise.

SECTION 10 **Franchise Fee**

10.1 Amount of Fee. Grantee shall pay to the Grantor an annual franchise fee in an amount equal to three percent (3%) of the annual Gross Revenue. Franchise fees may be passed through to Subscribers as a line item on Subscriber bills or otherwise as Grantee chooses, consistent with federal law. The amount of franchise fee and the method of calculation shall be equal when compared to the amount or method of calculation of the franchise fee in any other cable franchise or authorization to provide video service granted by Grantor. In the event any other cable franchise or authorization to provide video service provides for a lesser franchise fee than this Franchise, Grantee's obligation to pay a franchise fee under this Section 10.1 shall be reduced by an equivalent amount.

10.2 Payment of Fee. Payment of the fee due the Grantor shall be made on a semi-annual basis, within forty-five (45) days of the close of each calendar year. The payment period and the collection of the franchise fees that are to be paid to the Grantor pursuant to the Franchise shall commence sixty (60) days after the Effective Date of the Franchise as set forth in Section 15.13. In the event of a dispute, the Grantor, if it so requests, shall be furnished a statement of said payment, reflecting the Gross Revenues and the applicable charges.

10.3 Accord and Satisfaction. No acceptance of any payment by the Grantor shall be construed as a release or as an accord and satisfaction of any claim the Grantor may have for additional sums payable as a franchise fee under this Franchise.

10.4 Limitation on Recovery. The period of limitation for recovery of any franchise fee payable hereunder shall be three (3) years from the date on which payment by the Grantee was due.

10.5 No auditor engaged by the Grantor shall be compensated on a success based formula (e.g., payment based on a percentage of an underpayment, if any).

SECTION 11

Transfer of Franchise

11.1 Franchise Transfer. Grantee shall provide at least sixty days' notice to Grantor prior to completion of a transaction that results in the sale, transfer, or assignment of the Franchise. The Franchise granted hereunder shall not be assigned, other than by operation of law or to an entity controlling, controlled by, or under common control with the Grantee, without the prior consent of the Grantor, such consent not to be unreasonably withheld or delayed. No such consent shall be required, however, for a transfer in trust, by mortgage, by other hypothecation, or by assignment of any rights, title, or interest of the Grantee in the Franchise or Cable System to secure indebtedness. Within thirty (30) days of receiving a request for review covered by this Section, the Grantor shall notify the Grantee in writing of any additional information it reasonably requires to determine the legal, financial and technical qualifications of the transferee. If the Grantor has not taken action on the Grantee's request for transfer within one hundred twenty (120) days after receiving such request, consent by the Grantor shall be deemed given.

SECTION 12

Records

12.1 Inspection of Records. Grantee shall permit any duly authorized representative of the Grantor, upon receipt of advance written notice, to examine during normal business hours and on a non-disruptive basis any and all of Grantee's records pertaining to Grantee's provision of Cable Service in the Franchise Area maintained by Grantee as is reasonably necessary to ensure Grantee's compliance with the material terms of the Franchise. Such notice shall specifically reference the subsection of the Franchise that is under review so that the Grantee may organize the necessary books and records for easy access by the Grantor. The Grantee shall not be required to maintain any books and records for Franchise compliance purposes longer than three (3) years. The Grantee shall not be required to provide Subscriber information in violation of Section 631 of the Cable Act. The Grantor agrees to treat as confidential any books, records or maps that constitute proprietary or confidential information to the extent Grantee makes the Grantor aware of such confidentiality. If the Grantor believes it must release any such confidential books or records in the course of enforcing this Franchise, or for any other reason, it shall advise Grantee in advance so that Grantee may take appropriate steps to protect its interests. Until otherwise ordered by a court or agency of competent jurisdiction, the Grantor agrees that, to the extent permitted by State and federal law, it shall deny access to any of Grantee's books and records marked confidential, as set forth above, to any Person.

SECTION 13

Public Education and Government (PEG) Access

13.1 PEG Access. Grantee shall make available channel Town for non-commercial, video programming for public, educational and governmental ("PEG") access use in accordance with Section 895.4 of the NYPSC regulations and will comply with the minimum standards set forth therein. Such PEG channel Town may be shared with other localities served by Grantee's cable system, and Grantor hereby authorizes Grantee to transmit PEG access programming authorized herein to such other localities. The tier of service on which such PEG channel(s) may be placed shall be determined by Grantee in accordance with applicable law.

SECTION 14

Enforcement or Revocation

14.1 Notice of Violation. If the Grantor believes that the Grantee has not complied with the terms of the Franchise, the Grantor shall first informally discuss the matter with Grantee. If these discussions do not lead to resolution of the problem, the Grantor shall notify the Grantee in writing of the exact nature of the alleged noncompliance (the “Violation Notice”).

14.2 Grantee’s Right to Cure or Respond. The Grantee shall have thirty (30) days from receipt of the Violation Notice to (i) respond to the Grantor, contesting the assertion of noncompliance, or (ii) to cure such default, or (iii) if, by the nature of default, such default cannot be cured within the thirty (30) day period, initiate reasonable steps to remedy such default and notify the Grantor of the steps being taken and the projected date that they will be completed.

14.3 Public Hearing. If the Grantee fails to respond to the Violation Notice received from the Grantor, or if the default is not remedied within the cure period set forth above, the Board shall schedule a public hearing if it intends to continue its investigation into the default. The Grantor shall provide the Grantee at least twenty (20) days prior written notice of such hearing, which specifies the time, place and purpose of such hearing, notice of which shall be published by the Clerk of the Grantor in a newspaper of general circulation within the Grantor in accordance with subsection 15.8 hereof. At the hearing, the Board shall give the Grantee an opportunity to state its position on the matter, present evidence and question witnesses, after which it shall determine whether or not the Franchise shall be revoked. The public hearing shall be on the record and a written transcript shall be made available to the Grantee within ten (10) business days. The decision of the Board shall be made in writing and shall be delivered to the Grantee. The Grantee may appeal such determination to an appropriate court, which shall have the power to review the decision of the Board *de novo*. The Grantee may continue to operate the Cable System until all legal appeals procedures have been exhausted.

14.4 Enforcement. Subject to applicable federal and State law, in the event the Grantor, after the hearing set forth in subsection 14.3 above, determines that the Grantee is in default of any provision of the Franchise, the Grantor may:

- A. Seek specific performance of any provision, which reasonably lends itself to such remedy, as an alternative to damages; or
- B. Commence an action at law for monetary damages or seek other equitable relief; or
- C. In the case of a substantial default of a material provision of the Franchise, seek to revoke the Franchise itself in accordance with subsection 14.5 below.

14.5 Revocation.

- A. Prior to revocation or termination of the Franchise, the Grantor shall give written notice to the Grantee of its intent to revoke the Franchise on the basis of a pattern

of noncompliance by the Grantee, including one or more instances of substantial noncompliance with a material provision of the Franchise. The notice shall set forth the exact nature of the noncompliance. The Grantee shall have sixty (60) days from such notice to either object in writing and to state its reasons for such objection and provide any explanation or to cure the alleged noncompliance. If the Grantor has not received a satisfactory response from Grantee, it may then seek to revoke the Franchise at a public hearing. The Grantee shall be given at least thirty (30) days prior written notice of such public hearing, specifying the time and place of such hearing and stating its intent to revoke the Franchise. The public hearing shall be conducted in accordance with the requirements of Section 14.3 above.

- B. Notwithstanding the above provisions, the Grantee reserves all of its rights under federal law or regulation.
- C. Upon revocation of the Franchise, Grantee may remove the Cable System from the Streets of the Grantor, or abandon the Cable System in place.

SECTION 15

Miscellaneous Provisions

15.1 Compliance with Laws. Grantor and Grantee shall conform to all applicable state and federal laws and rules regarding cable television as they become effective. Grantee shall also conform with all generally applicable Grantor ordinances, resolutions, rules and regulations heretofore or hereafter adopted or established during the entire term of the Franchise. In the event of a conflict between Grantor ordinances, resolutions, rules or regulations and the provisions of this Franchise, the provisions of this Franchise shall govern.

15.1.1 Employment Practices. Grantee will not refuse to hire, nor will it bar or discharge from employment, nor discriminate against any person in compensation or in terms, conditions, or privileges of employment because of age, race, creed, color, national origin, or sex.

15.2 Force Majeure. The Grantee shall not be held in default under, or in noncompliance with the provisions of the Franchise, nor suffer any enforcement or penalty relating to noncompliance or default, where such noncompliance or alleged defaults occurred or were caused by circumstances reasonably beyond the ability of the Grantee to anticipate and control. This provision includes, but is not limited to, severe or unusual weather conditions, fire, flood, or other acts of God, strikes, work delays caused by failure of utility providers to service, maintain or monitor their utility poles to which Grantee's Cable System is attached, as well as unavailability of materials and/or qualified labor to perform the work necessary.

15.3 Minor Violations. Furthermore, the parties hereby agree that it is not the Grantor's intention to subject the Grantee to forfeitures or revocation of the Franchise for violations of the Franchise where the violation was a good faith error that resulted in no or minimal negative impact on the Subscribers within the Franchise Area, or where strict performance would result in practical difficulties or hardship to the Grantee which outweighs the benefit to be derived by the Grantor and/or Subscribers.

15.4 Action of Parties. In any action by the Grantor or the Grantee that is mandated or permitted under the terms hereof, such party shall act in a reasonable, expeditious and timely manner. Furthermore, in any instance where approval or consent is required under the terms hereof, such approval or consent shall not be unreasonably withheld.

15.5 Equal Protection. If any other provider of cable services or video services (without regard to the technology used to deliver such services) is lawfully authorized by the Grantor or by any other State or federal governmental entity to provide such services using facilities located wholly or partly in the public rights-of-way of the Grantor, the Grantor shall ensure that the terms applicable to such other provider are no more favorable or less burdensome than those applicable to Grantee. If the authorization applicable to such other provider contains franchise fee, PEG, free service, right-of-way, or other terms imposing monetary or regulatory burdens that are less costly or less burdensome than the corresponding obligations imposed upon Grantee, Grantor shall, within thirty (30) days of a written request from Grantee, modify this Franchise to ensure that the corresponding obligations applicable to Grantee are no more costly or burdensome than those imposed on the new competing provider. If the Grantor fails to make modifications consistent with this requirement, Grantee agrees not to enforce such corresponding obligations in this Franchise beyond the requirements imposed by the less costly or less burdensome obligations in such competing provider's authorization. As an alternative to the equal protection procedures set forth herein, the Grantee shall have the right and may choose to have this Franchise with the Grantor be deemed expired thirty (30) days after written notice to the Grantor. Nothing in this Franchise shall impair the right of the Grantee to terminate this Franchise and, at Grantee's option, negotiate a renewal or replacement franchise, license, consent, certificate or other authorization with any appropriate government entity. Nothing in this Section 15.5 shall be deemed a waiver of any remedies available to Grantee under federal, state or municipal law, including but not limited to Section 625 of the Cable Act, 47 U.S.C. § 545.

15.6 Change in Law. Notwithstanding any other provision in this Franchise, in the event any change to state or federal law occurring during the term of this Franchise eliminates the requirement for any person desiring to provide video service or Cable Service in the Franchise Area to obtain a franchise from the Grantor, then Grantee shall have the right to terminate this Franchise and operate the Cable System under the terms and conditions established in applicable law. If Grantee chooses to terminate this Franchise pursuant to this provision, this Franchise shall be deemed to have expired by its terms on the effective date of any such change in law, whether or not such law allows existing franchise agreements to continue until the date of expiration provided in any existing franchise.

15.7 Notices. Unless otherwise provided by federal, State or local law, all notices pursuant to this Franchise shall be in writing and shall be deemed to be sufficiently given upon delivery to a Person at the address set forth below, or by U.S. certified mail, return receipt requested, nationally or internationally recognized courier service such as Federal Express or electronic mail communication to the designated electronic mail address provided below. As set forth above, notice served upon the Grantor shall be delivered or sent to:

Grantor: Jared Simpson
Supervisor, Town of Canandaigua
5440 Route 5&20 West

Canandaigua, NY 14424

Email: jsimpson@townofcanandaigua.org

Grantee: Lauren Kelly
Director, Government Affairs
100 Town Centre Dr.
Rochester, NY 14623

Email: lauren.kelly@charter.com

Copy to: Charter Communications
Attn: Vice President, Government Affairs
601 Massachusetts Ave NW, Suite 400W
Washington, DC 20001

15.8 Public Notice. Minimum public notice of any public meeting relating to this Franchise or any such grant of additional franchises, licenses, consents, certificates, authorizations, or exemptions by the Grantor to any other Person(s) to provide Cable Services, video services, or other television services utilizing any system or technology requiring use of the public rights of way shall be by publication at least once in a newspaper of general circulation in the area at least ten (10) days prior to the meeting and a posting at the administrative buildings of the Grantor.

15.8.1 Grantor shall provide written notice to Grantee within ten (10) days of Grantor's receipt from any other Person(s) of an application or request for a franchise(s), license(s), consent(s), certificate(s), authorization(s), or exemption(s) to provide Cable Services, video services, or other television services utilizing any system or technology requiring use of the public rights of way. Any public hearings to consider such application or request shall have the same notice requirement as outlined in Paragraph 15.8 above.

15.9 Severability. If any section, subsection, sentence, clause, phrase, or portion of this Franchise is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Franchise.

15.10 Entire Agreement. This Franchise and any Exhibits hereto constitute the entire agreement between Grantee and the Grantor and they supersede all prior or contemporaneous agreements, representations or understandings (whether written or oral) of the parties regarding the subject matter hereof.

15.11 Administration of Franchise. The Board or such other person as may be designated and supervised by the Board is responsible for the continuing administration of the Franchise. This Franchise is a contract and neither party may take any unilateral action that materially changes the mutual promises and covenants contained herein. Any changes, modifications or amendments to this Franchise must be made in writing, signed by the Grantor and the Grantee. Any determination by the Grantor regarding the interpretation or enforcement of this Franchise shall be subject to de novo judicial review.

15.12 NYPSC Approval. This Franchise is subject to the approval of the NYPSC. Grantee shall file an application for such approval with the NYPSC within sixty (60) days after the date the Franchise is approved by Grantor and accepted by Grantee. Grantee shall also file any necessary notices with the FCC.

15.13 Effective Date. The Franchise granted herein will take effect and be in full force from the date of approval by the NYPSC ("Effective Date"). If any fee or grant that is passed through to Subscribers is required by this Franchise, other than the franchise fee, such fee or grant shall go into effect sixty (60) days after the Effective Date of this Franchise.

15.14 No Third Party Beneficiaries. Nothing in this Franchise is intended to confer third-party beneficiary status on any person other than the parties to this Franchise to enforce the terms of this Franchise.

Considered and approved this ____ day of _____, 20____.

Town of Canandaigua

Signature: _____

Name/Title: _____

Accepted this ____ day of _____, 20____, subject to applicable federal and State law.

Spectrum Northeast, LLC, By Its Manager, Charter Communications, Inc.

Signature: _____

Name/Title: _____