

TOWN BOARD MEETING

JANUARY 13, 2022

AGENDA

1. DECEMBER 9, 2021 TOWN BOARD MEETING MINUTES
2. REPORTS: TOWN CLERK, ZONING OFFICER, CODE ENFORCEMENT OFFICER, ASSESSOR, TOWN JUSTICES, TOWN SUPERVISOR
3. PUBLIC:
4. BUDGET AMENDMENTS/FUND TRANSFERS
5. VOUCHERS
6. LEGISLATOR'S REPORT
7. HIGHWAY SUPERINTENDENT'S REPORT
8. ATTORNEY'S REPORT
9. MISCELLANEOUS, COMMITTEE REPORTS AND CORRESPONDENCE

SET DATE – WORKSHOP – POLICIES/EMPLOYEE HANDBOOK,

APPROVE ATTENDANCE – TOWN CLERK HAINES, DEPUTY TOWN CLERK BRAUND
AT AOT ANNUAL MEETING/TRAINING, FEBRUARY 20-23, 2022, T/B/H
VIRTUALLY AND ALSO APPOINT TOWN CLERK HAINES AS DELEGATE

APPROVE USE OF CREDIT CARD FOR PAYMENT OF TAXES

SET OFFICE HOURS FOR TOWN JUSTICE COURT

TOWN CLERK'S MONTHLY REPORT

TOWN OF ELLERY, NEW YORK

DECEMBER, 2021

TO THE SUPERVISOR:

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Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A1255

<u>2</u>	DECALS	<u>3.14</u>
<u>48</u>	DEATH CERTIFICATES	<u>480.00</u>
TOTAL TOWN CLERK FEES		483.14

A2190

<u>2</u>	GRAVE SPACES	<u>2,100.00</u>
TOTAL A2190		2,100.00

A2192

<u>1</u>	BURIAL	<u>925.00</u>
<u>1</u>	CREMATIONS	<u>425.00</u>
TOTAL A2192		1,350.00

A2544

<u>34</u>	DOG LICENSES	<u>185.00</u>
TOTAL A2544		185.00

A2770

<u>1</u>	MISCELLANEOUS REVENUE	<u>45.00</u>
TOTAL A2770		45.00

B2110

<u>2</u>	BUILDING PERMITS	<u>222.00</u>
<u>3</u>	FIRE INSPECTION COM.	<u>75.00</u>
<u>1</u>	FIRE INSPECTIONS	<u>25.00</u>
TOTAL B2110		322.00

TOWN CLERK'S MONTHLY REPORT

DECEMBER, 2021

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DISBURSEMENTS

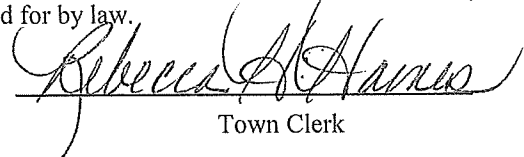
PAID TO SUPERVISOR FOR GENERAL FUND	4,163.14
PAID TO SUPERVISOR FOR PART TOWN FUND	322.00
PAID TO NYS DEC FOR DECALS	53.86
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	40.00
TOTAL DISBURSEMENTS	4,579.00

JANUARY 3, 2022

_____, SUPERVISOR
ARDEN E JOHNSON

STATE OF NEW YORK, COUNTY OF CHAUTAUQUA, TOWN OF ELLERY

I, REBECCA H. HAINES, being duly sworn, says that I am the Clerk of the TOWN OF ELLERY that the foregoing is a full and true statement of all Fees and moneys received by me during the month above stated, excepting only such Fees the application and payment of which are otherwise provided for by law.


Town Clerk

TOWN OF ELLERY

01/05/2022

11:50:14

TOWN CLERK'S 2021 ANNUAL REPORT

RECEIPTS

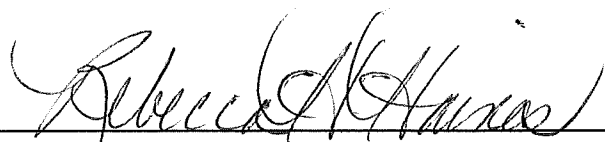
7	MARRIAGE CERTIFICATES	90.00
469	DEATH CERTIFICATES	4,690.00
3	BIRTH CERTIFICATES	42.00
15	MARRIAGE LICENSES	600.00
	DECALS	7,233.00
29	GRAVE SPACES	25,200.00
8	BURIAL	6,200.00
28	CREMATIONS	13,325.00
12	FOUNDATIONS	1,850.00
2	GAMES OF CHANCE LICENSES	50.00
36	TOWN PARK FEES	2,450.00
7	MISCELLANEOUS REVENUE	469.90
5	TENNIS COURT KEY	50.00
124	BUILDING PERMITS	14,203.00
7	SPECIAL USE HEARING	350.00
1	BUSINESS USE PERMIT	50.00
2	SIGN PERMITS	100.00
3	MISCELLANEOUS PERMITS	75.00
8	BUILDING W/O PERMIT	700.00
1	DECK	40.00
1	FLOOD PLAN REVIEW	50.00
3	FIRE INSPECTION COM.	75.00
14	AREA VARIANCE	420.00
707	DOG LICENSES	4,858.00

TOTAL RECEIPTS:	\$83,170.90
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DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	58,952.94
PAID TO SUPERVISOR FOR PART TOWN FUND	16,063.00
PAID TO NYS DEC FOR DECALS	6,904.46
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	883.00
PAID TO NYS HEALTH DEPT FOR MARRIAGE LICENSES	337.50
PAID TO STATE COMPTROLLER FOR GAMES OF CHANCE LICENSES	30.00

TOTAL DISBURSEMENTS:	\$83,170.90
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REBECCA H. HAINES, TOWN CLERK

JANUARY 5, 2022

**TOWN OF ELLERY
ASSESSOR'S OFFICE**

25 Sunnyside Avenue ▪ Bemus Point, New York 14712

Phone (716) 386-3465 Ext. 207 ▪ Fax (716) 386-6948

DATE: January 10, 2022

TO: Supervisor Johnson and Town Board

FROM: Anne Golley, Assessor

SUBJ: December Assessor's Report

The office has been receiving back the renewals of the 2022 Aged exemptions, disability exemptions, and Agricultural exemptions. Along with existing property owners switching over from the Basic STAR exemption to an Enhanced STAR exemption.

The office has been working closely with the Town Clerk's Office now that the 2022 Town and County Tax Bills have been mailed.

Thank you again for all your continued support of the Assessor's office.

December 2021

Complaints (Continued)

Karen Johnson
SBL# 315.04-1-16
4383 Route 430

Fence Issues – Sent Violation Notice. 1) Fence was constructed, which does not follow the survey that was given to the Zoning Board of Appeals. 2) The fence was supposed to be a continuation of the neighbor's fence but it was constructed inches behind the neighbor's fence. 3) The portion of the fence that was constructed parallel with Route 430 is 4'7" further than the property line according to the survey marker that is physically located on the property. I have requested the survey that was recently done, and Ms. Johnson stated that she didn't receive any paperwork. As of October 30th, I never received an updated survey, or any paperwork in regards to going back to the Zoning Board of Appeals. Court date was set for November 23rd. Town Attorney was not present, and the Judge declined to hear any information. I did request for it to be the following Monday, November 30th to get the issue resolved, but the Judge adjourned to January 4th. As of December 2020, the Courts have been closed. Court was scheduled on July 26th, and Ms. Johnson's attorney requested an adjournment for August 23, 2021. Once again, Ms. Johnson's attorney requested another adjournment, the Court granted another one, and is now scheduled for September 20, 2021. Court has been adjourned until further notice, as Ms. Johnson is now taking the neighbor to Supreme Court regarding the property line. On October 14, 2021, Mr. Caruso presented a legal survey showing that Ms. Johnson's fence is located on his property, I presented to the Court, and waiting to hear back as to if we can still bring Ms. Johnson back into Court while they are going to Supreme Court as well. The survey clearly shows that Ms. Johnson is in the wrong in which the fence needs to be removed. Still waiting to hear back from Supreme Court.

Meetings:

Town Board	12/9/2021
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Respectfully Submitted,

Anne Golley
Zoning Officer
January 10, 2022

Town of Ellery
Building and Code Enforcement
Monthly Report December 2021

January 10, 2022

December Mileage: 172 mi.

Building Permits Issued:

Certificates of Occupancy Issued: 8

Complaints Investigated: 3

12/2: Johnson Residence – 3304 Rt. 430 – Bathroom Framing/ Rough Electric inspection – Passed
ODOM 40044-40052 mi.

12/7; Call Residence – 4013 Elm Ave. – Met with contractor regarding replacement of flooring system.
ODOM 40061-40067 mi.

12/9: Call Residence – 4013 Elm Ave. – Met with contractor regarding replacement of flooring system.
Found floor built over pre-existing floor system that had rotted.
Also found that the building was sitting on the ground and the
Rim joist was also rotted.

ODOM 40095-40101 mi.

12/10: BPMUC – 4954 Bemus Ellery Rd. – Fire and Safety Inspection – Passed
St. Timothy Lutheran Church – 3748 Rt. 430 – Fire and Safety Inspection – 2 Emergency Lighting
Fixtures not functioning.

Christ Lutheran Church – 3010 Rt. 430 – Fire and Safety Inspection – Emergency Lighting Fixtures
Not functioning. Fire Extinguishers outdated.

House That Jack Built – 3041 Rt. 430 – Fire and Safety Inspection – Fire Extinguishers and
Kitchen Fire Suppression system outdated.

Steeners' Pub – 3022 Rt. 430 – Fire and safety Inspection – Under Construction – Passed

Higgins Residence – 4354 Kent Lane/ Willowbrook - Final Inspection – Passed

Federko Residence – Belleview Heights – Site Inspection

ODOM 40105-40125 mi.

12/13: Oakes Residence – 5664 Ellery Centralia Rd. – Pole Barn Garage Framing Inspection – Passed
VFW – 4498 Dutch Hollow Rd. – Fire and Safety Inspection – Passed

12/13: Greenman Property – 5395 Rt. 380 – Progress Inspection for junk cleanup. Some progress
Made but still more to be done.

ODOM 40130-40150 mi.

12/14: Green Door Tavern – 4739 Rt. 430 – Fire and Safety Inspection – Passed

The Springs – 4860 Rt. 430 – Fire and Safety Inspection – Passed

Lucariello Property – Rt. 430 – Inspect interior of building for possible occupancy. No visible
Sign of occupation.

Ward Property – Rt. 430 – Framing/plumbing Inspection – Passed

ODOM 40105-40160 mi.\

12/17: Guppys – 4663 Rt.430 – Fire and Safety Inspection – Passed

Bentley Residence - Crestview Dr. – Final Interior Renovations – Passed

Bemus Point Inn – 4958 Main St. – Fire and Safety Inspection – Passed

Hunter Residence – 5620 Summit Ave. – Site Inspection

ODOM40160-40182 mi.

12/20: Ellery Baptist Church n- 4487 Dutch Hollow Rd. – Fire and Safety Inspection – Fire Extinguishers
Outdated. Need Occupant load signs.

Cardinale Residence – 5301 Ellery Centralia Rd. – Site Inspection

ODOM 40210-40222 mi.

12/23: Maynard Residence – 3290 Cheney Dr. – Final/New Residence – Passed

Farrell Property – Mahanna Rd. – Final/Picnic Pavilion – Passed

Oliverio Residence – 4831 Lewis Rd. – Shed/Garage built – No permit

Karklin Residence – 19 Westwind Dr. – Site Inspection

Greenman Property – 5395 Rt. 380 – Progress Inspection for junk cleanup. No progress.
Property in foreclosure.

ODOM 40242-40279 mi.

12/29: Mission Meadows Camp – 5201 Rt. 430 – Fire and Safety Inspection – Passed

Landy Residence – 4850 Slide Rd. – Postholes/Pole Barn – Passed

Cardinale Residence – 5301 Ellery Centralia Rd. – Footer(pictures) & Foundation Inspection –
Passed

Johnson Property – Pancake Hill Rd. – Framing Inspection/Pole Barn Garage –Passed

12/29: Werth Residence – 4110 Pancake Hill Rd. – Framing Inspection/Garage – Passed

ODOM 40289-40315 mi.

12/30: Lake Chautauqua Lutheran Camp – 5013 Rt. 430 – Fire and Safety Inspection – Passed

Kaczar Residence – 3971 Westman Rd. – Final Garage converted to living space – Passed

ODOM 40318-40329 mi.

Respectfully Submitted,



Robert P. Samuelson

Code Enforcement Officer

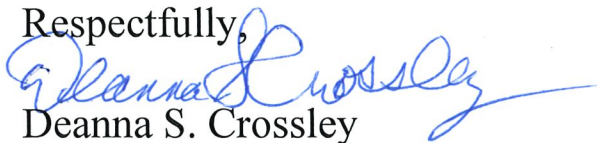
Town of Ellery

TOWN OF ELLERY JUSTICE REPORT
DECEMBER 2021

JUSTICE FERRARA	FINES	\$ 3,591.00
	CIVIL FEES	\$ 0.00
	<u>SURCHARGES</u>	<u>\$ 2,317.00</u>
Check #175	TOTAL	\$ 5,908.00

JUSTICE WALLACE	FINES	\$ 4,864.00
	CIVIL FEES	\$ 150.00
	<u>SURCHARGES</u>	<u>\$ 2,322.00</u>
Check #166	TOTAL	\$ 7,336.00

Respectfully,



Deanna S. Crossley
Ellery Court Clerk