**Minutes**

**Town of Persia**

**8 West Main Street, Gowanda, NY 14070**

**Special Meeting**

**July 21, 2022**

**12:00 pm**

**\*\*Notice of special meeting was posted in the Observer on July 19th and 20th with same being posted on our website and the Community Bulletin Board.**

Roll Call:

 Supervisor: John T. Walgus: present

Councilperson: Theresa A. Girome: present

Councilperson: Gloria J. Tomaszewski: present

Councilperson: Robert O. Dingman: present

Councilperson: Seth H. Howard: absent

 Others present:

Town Clerk: Denise M. Trumpore

 **Supervisor John T.** **Walgus**: \* We are here today on the recommendation of our attorney for a resolution to hold a public hearing on August 11th for comment on proposed Local Law 2022-1 which is to make amendments to the Zoning Ordinance for Solar and District Use Regulations as follows:

1. Under Article XXI – Section 6- Large Scale Solar Energy Systems Applicability, **add new** **paragraph VIII** “**Large Scale ground mounted solar systems are permitted as accessory and principal uses in the Town of Persia, subject to the following conditions, ‘unless specifically waived by the Town Board as part of the permit’**.
2. Under Article XXI - Section 7, **STRIKE** paragraph 2.
3. Under Article VII - District Regulations Section 7.2 – District Use Regulations, Schedule A, **STRIKE** “**Zoning Board of Appeals”** and **replace** with the “**Persia Town Board”**
4. Under Article VII – District Regulations - Section 11.2 -Powers and Duties, (d.)

 **STRIKE** “**approve or disapprove each application for a special use received in compliance with the provisions of this ordinance**” and **replace** with “**recommend or disapprove the application and forward their decision to the Persia Town Board for further action”**

1. Under Article VII – District Regulations – Section 11.4 – Special Use Permit, **STRIKE Board of Zoning Appeals** and **replace** with “**Zoning Board”**
2. Under Article VII – District Regulation – Section 11.4 – Special Use Permit, **STRIKE** “**issue “**and **replace** with “**recommend or disapprove of the findings of their decision and forward it to the Persia Town Board for”**
3. Under Article VII – District Regulations – Section 11.4 – Special Use Permit- (c.), **STRIKE** **“the Board of Appeals”** and **replace** with “**the Persia Town Board”.**

**Councilperson Robert O. Dingman: \*** Questioned if the amendments were the same as what was passed at the last meeting.

**Councilperson Seth H. Howard: \*** absent

**Councilperson Gloria J. Tomaszewski: \***no comment

**Councilperson Theresa A Girome: \***no comment

**Town Clerk Denise M. Trumpore:** \* Stated the amendments were tweaked a little at the Planning & Zoning meeting that was held on 18th, so the board would have to have another resolution with the changes.

**RESOLUTION #68 to hold a public hearing on August 11th  at 7:00pm for comment on proposed Local Law 2022-1 – Amendments to the Zoning Ordinance for Solar and District Use** **Regulations.**

On a motion of Councilperson Dingman

Seconded by Councilperson Girome

ADOPTED AYES – 4 Dingman, Girome, Tomaszewski, Walgus

 NAYS- 0

**RESOLVED to hold a public hearing on August 11th at 7:00pm for comment on proposed Local Law 2022-1 which is to make amendments to the Zoning Ordinance for Solar and District Use Regulations as follows:**

1. Under Article XXI – Section 6- Large Scale Solar Energy Systems Applicability, **add new** **paragraph VIII** “**Large Scale ground mounted solar systems are permitted as accessory and principal uses in the Town of Persia, subject to the following conditions, ‘unless specifically waived by the Town Board as part of the permit’**.
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3. Under Article VII - District Regulations Section 7.2 – District Use Regulations, Schedule A, **STRIKE** “**Zoning Board of Appeals”** and **replace** with the “**Persia Town Board”**
4. Under Article VII – District Regulations - Section 11.2 -Powers and Duties, (d.) **STRIKE** “**approve or disapprove each application for a special use received in compliance with the provisions of this ordinance**” and **replace** with “**recommend or disapprove the application and forward their decision to the Persia Town Board for further action”**
5. Under Article VII – District Regulations – Section 11.4 – Special Use Permit, **STRIKE Board of Zoning Appeals** and **replace** with “**Zoning Board”**
6. Under Article VII – District Regulation – Section 11.4 – Special Use Permit, **STRIKE** “**issue “**and **replace** with “**recommend or disapprove of the findings of their decision and forward it to the Persia Town Board for”**
7. Under Article VII – District Regulations – Section 11.4 – Special Use Permit- (c.), **STRIKE** **“the Board of Appeals”** and **replace** with “**the Persia Town Board”.**

Hearing no objection, Supervisor Walgus closed the special meeting and adjourned at 12:12 pm.

 Respectfully submitted,

 Denise M. Trumpore

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Town Clerk