

At the Farmington Town Board Meeting, held in the Town Hall or by Phone/Video Conferencing on the 26th day of August, 2025, at 7:00 PM, there were:

PRESENT: Peter Ingalsbe – Supervisor
Mike Casale – Councilman
Steven Holtz – Councilman
Nate Bowerman – Councilman
Ron Herendeen – Councilman
Michelle Finley – Town Clerk

Also present in person: **Tim Ford** – Highway & Parks Superintendent, **Dan Delpriore**- Code Enforcement Officer, **Aaron Bissell** – Water & Sewer Superintendent, **Ron Brand** – Director of Planning and Development, **Ed Hemminger** – Planning Board Chairman, **Adrain Bellis** – Planning Board Member, **Ralph Bocchino** – ZBA Member, **Sean Murphy** – Highway Department Employee, **Mark Cain** – Recreation Director, **Bill Davis** – MRB Group, and **Aubrae Lamparella** – resident, **Peter DiSanto**, **Jeffrey Cook** – Cook Properties

Also present by telephone/video conferencing was: **Sarah Cerniglia** – **Deputy Town Clerk** and **Michael Phillips** – resident, and **Shauncy Maloy** – Passero Associates

PUBLIC HEARINGS:

LOCAL LAW NO. 6 OF 2025 – LOCAL LAW ADOPTING A NEW CHAPTER 159 OF THE CODE OF THE TOWN OF FARMINGTON DEALING WITH WATER RULES AND REGULATIONS

Supervisor Ingalsbe opened the public hearing at 7:00 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that between staff and engineers, they have spent 60-70 hours on this local law. Supervisor Ingalsbe asked if anyone would like to speak for or against on this local law, hearing none, he closed the public hearing at 7:02 p.m.

LOCAL LAW NO. 7 OF 2025 – LOCAL LAW AMENDING PENALTY PROVISIONS OF CHAPTER 49 (ANIMALS) OF THE CODE OF THE TOWN OF FARMINGTON

Supervisor Ingalsbe opened the public hearing at 7:02 p.m. The Town Clerk read the legal notice. Mr. Delpriore stated that there were some areas of this local law for the dog enforcement that needed to be corrected that had been brought to our attention. He added that the Town Attorney gave his recommendations and some of the verbiage needed to be updated. Supervisor Ingalsbe asked if anyone would like to speak for or again this local law, hearing none, he closed the public hearing at 7:04 p.m.

LOCAL LAW NO. 8 OF 2025 – LOCAL LAW TEMPORARILY LIMITING THE USE OF CERTAIN TOWN OF FARMINGTON ROADS BY VEHICLES IN EXCESS OF TEN (10) TONS TOTAL WEIGHT AND REQUIRING PERMITS FOR OVERWEIGHT VEHICLES

Supervisor Ingalsbe opened the public hearing at 7:04 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe stated that the town has received a couple of complaints over the past few months. Mr. Ford stated it is for commercial vehicles, Agricultural equipment are exempt. Supervisor Ingalsbe asked if anyone wanted to speak for or against this local law, hearing none, he closed the public hearing at 7:08 p.m.

LOCAL LAW NO. 9 OF 2025 – LOCAL LAW CREATING CHAPTER 66, BURIALS AND BURIAL GROUNDS

Supervisor Ingalsbe opened the public hearing at 7:08 p.m. The Town Clerk read the legal notice. Supervisor Ingalsbe asked if anyone wanted to speak for or against this local law, hearing none, he closed the public hearing at 7:09 p.m.

APPROVAL OF MINUTES:

A motion was made by **Councilman Casale** and seconded by **Councilman Holtz** that the minutes of the August 12, 2025, regular Town Board Meeting, that were previously given to members for review, be approved. All Voting “Aye” (Herendeen, Holtz, Bowerman, Casale, and Ingalsbe). Motion **CARRIED**.

PRIVILEGE OF THE FLOOR:

SHAUNCY MALOY, PASSERO ENGINEERING ARCHITECTURE & JEFF COOK, COOK PROPERTIES – FARMINGTON MEADOWS INCENTIVE ZONING APPLICATION

Supervisor Ingalsbe stated that Mr. Maloy’s email was shared with the Town Board this morning. Mr. Cook stated that there have been a couple of changes since the last time they met from suggestions from the Town Board and Planning Board. They added a few more single-family homes, reduced the storage to 10,000 sq. ft., and took the two senior housing buildings and connected them to make one building to make it easier on residents and staff to get to and from each building. The driveways were extended to double car wide driveways instead of single, and they also removed some dedicated parking for residents that was off the dedicated road. Mr. Cook stated that the roads in and around the single-family homes will be dedicated road and the road up to the storage units would be a private road (Cook Properties would maintain and plow that road). Mr. Cook stated that the Planning Board was happy with their concept. Councilman Casale asked if there were any comments on adequate roads space for fire trucks to maneuver around the senior living building and did anyone speak with the fire department about this. Mr. Cook replied that they had not spoken with the fire department yet, but he did speak to Mr. Maloy about it. Mr. Cook stated that there is access all the way around but there might be one area (which shows as grass right now) that the fire department would be concerned about but believed per code they would be okay with having three points of gaining access, Mr. Delpriore would comment that he would need to double check that. Mr. Cook commented that they would take care of that detail. Mr. Delpriore stated that the plan has been given to the fire department for their review but could not get comments back before tonight.

Councilman Bowerman asked about the phasing of this project. Mr. Cook replied that they really have not discussed that yet but ideally, they would like to do the apartment buildings, some of the single-family homes and some of the commercial pad sites. He added that a lot of developers want to do the retail portion last but that is certainly not what they want to do, and they have already been talking to brokers and potential tenants. Councilman Holtz asked Mr. Delpriore if the fire department said when they would have their comments to the town. Mr. Delpriore replied no they did not nor did he give them date to get their comments back to them. He added that the Fire Marshall would also like to see the turning radius in that parking senior parking lot. Mr. Delpriore commented that even if the fire department came back with that, they don't like it, he is sure that they can work with the applicant to adjust the layout if needed to, to accommodate the ladder truck. Supervisor Ingalsbe commented that he thought the concern for the fire department would be the number of stories the building has and how close they can get with the fire equipment. Councilman Bowerman asked if Mr. Cook had reached out to RG&E and Mr. Cook replied that he did, but it was very preliminary but once he gets concept plan approval and getting more details, he will reach out to them for a more official request to RG&E. He is hoping that the solution they are working towards with his project in Canandaigua will also cover this project.

Councilman Holtz stated the just received the email this morning and did not have the time to compare the two plans and it would be his preference to discuss this at the next town board meeting in two weeks. Mr. Delpriore commented that he will make sure to have the fire departments comments back before that meeting. The Board would also like to see the phasing of the commercial aspect of the project and how the applicant would like to attach that part of the project at the next meeting. Mr. Brand asked Mr. Cook to get a copy of the revised plan to put in the foyer to replace the one that is already there. Mr. Cook replied that would not be a problem at all. Mr. Delpriore also asked Mr. Cook for an updated amenities list confirming that they are still the same. Mr. Cook replied that he would get that information as well.

PUBLIC CONCERNS: PETER DISANTO – RT. 332 AND 96 INTERSECTION CONCERNS

Mr. DiSanto stated that on July 25th his son Cory DiSanto was struck and killed at this intersection while in the crosswalk. He asked if the Board could help do something about this intersection to make a change, so no parents have to go through this again. He commented that in his research there have been many deaths at this intersection. Supervisor Ingalsbe stated that they have had similar inquires and unfortunately the town does not have any control of that intersection because it is the New York State Dept. of Transportation. He added that they have had conversations with the regional office at DOT and the NY State Police have put in enforcement at that intersection and wrote a lot of tickets and unfortunately, they do not have the funds to sit there all day. Supervisor Ingalsbe stated to Mr. DiSanto that they are sorry for his loss. Councilman Bowerman stated that they have had business owners and people who live in the area request to lower the speed limit and the Board has supported the request to have the speed looked at and reduce but NYS DOT has said no, they (NYSDOT) want the traffic to go faster going south. Mr. DiSanto asked if the Board had any contact information, he could have with NYS DOT, Supervisor Ingalsbe had Mr. DiSanto leave his phone number and email address and he will send him the contact information for the regional office.

REPORTS OF STANDING COMMITTEES:

Public Works Committee: Councilman Holtz reported:

Water & Sewer:

1. Continuing with general building/grounds cleanup and organization.
2. Hauling one extra day this week to keep sludge stock from building up.
3. Pump station routine maintenance and repairs ongoing.
4. Waiting on Champion Asphalt Maintenance for scheduling of sealing.
5. PS-4 (Loomis Road) wet well cleaned and replaced transducer, also flushed gravity piping.
6. PS-33 (Stonewood) wet well cleaned, flushed forcemain, and cleaned check valves.
7. Repaired storm later at 340 Stonefield Lane.
8. Stark-Tech provide proposal to assist with digester hot water hearing system.
9. Power outage on Gillis Road – affected PS-16, PS-17, PS-18.
10. Fire hydrant descaling, and prime coating is ongoing as time permits.
11. Watermain leak at 1380 County Road 28.
12. Completed utility mark outs for North Road and Cranberry Drive.
13. Cleaned up fence-line adjacent to material/spoils storage yard.
14. Addressed low water pressure complaints in Auburn Meadows.
15. Discussed resolutions on agenda.

Highway & Parks:

1. Highway- equipment maintenance, roadside mowing, cleaned ditch and swail in Farmbrook, met with NYS Park Inspectors at Pumpkin Hook park, trimming trees and bushes for sight distance, three rucks helping Town of Phelps pave, new John Deere roadside mower delivered, hydro excavator gas line for Parks dept., and poured concrete sidewalk on Mertensia Road, Marion Way, and Onyx Drive.
2. Parks- mowing parks and trails, grooming and striping fields, striping crosswalks, removed mulch from swing set at Mertensia park replaced with rubber mulch, repaired damage at Farmbrook park bathroom, and started taking playground equipment down at Farmington Grove park.
3. Buildings – need to replace overhead door spring at Parks shop.
4. Discussions – cameras at Farmbrook Park, and Park building replacement.
5. Discussed resolutions on agenda.

Town Operations Committee: Councilman Casale reported:

1. Four resolutions on agenda.
2. Cook Properties Incentive Zoning Project.
3. On August 6, 2025, the Planning Board determined that application for the Fish Property Large Scale Solar project was not complete. Town has received calls from neighbors who are concerned about this project.
4. Nothing new to report on the Farmington Market Center.

5. Comprehensive Plan Maintenance Report – the Town Operations Committee continues to work with the Director of Planning and Development on the 2023-2024 Maintenance Report, and it should be submitted to the Town Board later on this year.

Town Finance Committee: Supervisor Ingalsbe reported: None.

Town Public Safety Committee: Councilman Holtz reported: None.

REPORTS OF TOWN OFFICIALS:

Supervisor Peter Ingalsbe reported:

1. Pro-Housing Certification – Questions were received on our application and we sent in our response through our grant writer and await any further questions or award notice.
2. FVFD – Chief Walton displayed outside their newest pumper/ladder truck, which is stationed in station 1, Pumpkin Hook.
3. FVFD Station #2 – Staff met Friday August 22nd with their engineers to discuss the design progress for a new station and for FVFD to decide to progress to final design.
4. Town 2026 Budget – Jeannine, his accountant, has prepared the 2026 budget using department estimates and he has reviewed a majority of the budget. He will have a tentative budget to the Town Clerk on September 5th in time for our September 9th Town Board meeting.
5. Victor Little League – Today we received information that VLL is willing to upgrade one baseball field at the Grove Park as a donation to the Town of Farmington. Our attorney has reviewed the information, and we expect a formal approval at our September 9th meeting.
6. Assessor – A review of June and July sales in Farmington shows sellers paying over the 2025 assessments indicating a need for more housing.
7. Ontario County- Ontario County Board of Supervisors meeting last Thursday was at FLCC where the BOS learned of all the new programs being offered to students. His two committee meetings Government Operations & Insurance and Ways & Means at Ontario County are next week.
8. Hazardous Household Event - Registration opened yesterday for the Ontario County Household Hazardous Waste event hosted at our highway department. The date is September 20th.
9. Genessee Transportation Council – This meeting is this Thursday morning in the City of Rochester. He chairs this committee where they approve Federal and NYS funds for road and bridge projects.

Highway& Parks Superintendent Tim Ford reported:

1. Update on truck orders.

Town Clerk Michelle Finley reported:

1. Sarah and herself have participated in a few webinars the past few weeks.
2. Deputy Town Clerk Sarah Cerniglia will be attending both September Town Board meetings as she will be attending Fire Police Training.

Water & Sewer Superintendent Aaron Bissell reported:

1. Waiting to hear from the Town of Canandaigua on the exact date for repaving of County Road 8 and Townline Road, supposedly next week.
2. Meter replacements are ongoing. If a resident receives a doorknocker to please respond to it, non-responses will be met with another doorknocker and finally if no response after that then the water will be shut off.
3. Cranberry Drive construction began today, there is a location issue with a watermain, the as built drawings are incorrect. They will be back in the morning to try to locate it.
4. Mr. Bissell thanked Chris VanNorman. He stated that Chris does all the meter changes and takes a lot of time with the residents, he cares, and it is reflected in the good calls he gets. He appreciates Chris's efforts.
5. Conducting grease trap inspections with assistance from Town of Victor Code Enforcement.

Code Enforcement Officer Dan Delpriore reported:

1. Busy with permits.
2. His office will pair up with Water & Sewer on the trap grease issue.
3. EV Chargers update – continue to get awards for putting in charging units. The newest one will be at the Park-n-Ride (the award will cover 90% of the cost). It will be installed by the end of the year. Supervisor Ingalsbe commented that the Town Board has been very progressive and supportive of the chargers in all the parks.

Director of Planning and Development Ron Brand reported:

1. Report is filed with the Town Clerk's Office and posted on the Town website.
2. Continue to work on code amendments, next month Chapter 144 (Subdivision) code amendments, Planning Board has reviewed it and the Conservation Board is finishing their report.

Assessor Donna LaPlant reported: None.

Town Engineer Bill Davis reported:

1. Updates: Cranberry Drive, Brickyard Road Water Tank, and Rt. 332 and 96 Watermain project.

Fire Chief reported: None.

Planning Board Chairman Ed Hemminger reported:

1. Next Meeting- two continued public hearings, Krossber Enterprises new building, Bridges for Brain Injury preliminary site plan.

Zoning Board of Appeals, Thomas Yourch reported: None.

Recreation Advisory Board, Bryan Meck reported: None.

Recreation Director Mark Cain reported:

1. He will get the Final Report for Summer Recreation to the Board in the next week or two.
2. Update on Field Use. Victor Little League will not be using the fields this year, he thanked them for their donation.
3. Trunk and Treat – October 25 from 12 - 2 p.m. at the Town park.
4. December 5th from 6 – 7:30 p.m. at the Mertensia Lodge.

Ontario County Planning Board Member reported: None.

Conservation Board Chairperson reported: None.

Town Historian Donna Herendeen reported: None.

Swap Shop Update: Supervisor Ingalsbe reported: None.

Agricultural Advisory Committee Chairman Hal Adams: None.

COMMUNICATIONS:

1. Letter to the Town Supervisor from Peter Baynes of NYMIR. Re: NYMIR 2024 Annual Report.
2. Letter to the Town Clerk from Matthew Oravec of NYS DOT. Re: Traffic study on Canandaigua Farmington Townline Road between New Michigan Road and Birchwood Drive/Stablegate Drive.
3. NYS DOL Application for Dispensation for Hours. Re: Randsco Pipeline, Inc.
4. Reinstatement of Workers Compensation Policy. Re: Steadman Home Improvement.
5. Letter to Dennine Leeson, Director of Real Property Tax Agency from the Town Supervisor. Re: Ontario County fee sharing request.
6. NYS Supreme Court Notice of Electronic Filing. Re: NY Farmington I, LLC; NY Farmington II, LLC; NY Farmington III, LLC.
7. Small Claims Assessment Review (SCAR). Re: 4995 Collett Road, Shortsville, NY 14548.
8. Small Claims Assessment Review (SCAR). Re: 6018 Amber Drive, Farmington, NY 14425.
9. Small Claims Assessment Review (SCAR). Re: 768 Hook Road, Farmington, NY 14425.
10. Small Claims Assessment Review (SCAR). Re: 6052 Calm Lake Drive, Farmington, NY 14425.
11. Letter from the Code Enforcement Officer to the Town Supervisor. Re: 2nd grant for charging station installation.
12. Memo to the Highway Superintendent from William Wright of Ontario County Public Works. Re: Snow & Ice Contracts for 2025-2026.
13. MRB Group – Cranberry Drive Reconstruction Project Summary.

REPORTS & MINUTES:

1. Manchester Fire Department Incident Run Log – July 2025
2. Public Works Report – W&S – August 12, 2025
3. Supervisor's Comments – August 12, 2025
4. Town Operations Report – Building Department – August 12, 2025
5. Town Operations Report to Town Board – August 12, 2025
6. Recreation Board Meeting Minutes – August 11, 2025
7. Historic Preservation Meeting Minutes – July 10, 2025
8. Senior Citizens Meeting Minutes – August 4, 2025
9. Planning Board Workshop Minutes – August 6, 2025
10. Planning Board Meeting Minutes – August 6, 2025

ORDER OF BUSINESS:

RESOLUTION #289-2025:

Councilmen Casale, Holtz, Herendeen, and Bowerman, and Supervisor Ingalsbe offered the following Resolution, seconded by **Councilmen Herendeen, Bowerman, Casale, and Holtz, and Supervisor Ingalsbe :**

RESOLUTION OF SYMPATHY FOR THE SADLER FAMILY

WHEREAS, the Town Board was deeply saddened to learn of the untimely passing of Harry “Tom” Sadler on August 9, 2025; and

WHEREAS, Harry was the Husband of Evelyn Sadler, who served as Deputy Town Clerk with the Town of Farmington for 17 years as well as Tax Collector for over 10 years; now therefore

BE IT RESOLVED, that the Town Board adopts this resolution extending its sincere sympathy to the Sadler family and spreading his memory upon the minutes of this board meeting; and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Harry’s wife, Evelyn, and his family at 5321 Fox Road, Farmington, NY 14425.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #290-2025:
Councilman Holtz offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF FARMINGTON OF LOCAL LAW NO. 6 OF 2025 ENTITLED “LOCAL LAW ADOPTING A NEW CHAPTER 159 OF THE CODE OF THE TOWN OF FARMINGTON DEALING WITH WATER RULES AND REGULATIONS”

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Farmington for a public hearing to be held by said Town Board on August 26, 2025, at 7:00 p.m. at Farmington Town Hall, 1000 County Road 8, Farmington, New York, to hear all interested parties on a proposed Local Law entitled, "Local Law Adopting a New Chapter 159 of the Code of the Town of Farmington Dealing with Water Rules and Regulations"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Farmington, on August 12, 2025 and other notices required to be given by law were properly served, posted or given; and

WHEREAS, said public hearing was duly held on August 26, 2025, at 7:00 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington hereby adopts said Local Law No. 6 of 2025, entitled "Local Law Adopting a New Chapter 159 of the Code of the Town of Farmington Dealing with Water Rules and Regulations” a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the Local Law Book of the Town of Farmington and to file this local law with the Secretary of State of New York.

All Voting “Aye” (Casale, Herendeen, Holtz, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

6 of the year 2025

Local Law Title: **Local Law Adopting a New Chapter 159 of the Code of the Town of Farmington Dealing with Water Rules and Regulations**

Section 1: Chapter 159 of the Town of Farmington Town Code is hereby repealed in its entirety and replaced by a new Chapter 159, Water Rules and Regulations, to read as follows:

Chapter 159
Water Rules and Regulations

§ 159-1 Short title.

This Chapter shall be known and may be cited as the “Town of Farmington Water Rules and Regulations.”

§159-2 Authority.

This Chapter is adopted pursuant to §10 of the New York State Municipal Home Rule Law, that empowers the Town of Farmington Town Board to adopt local laws relating to the government, protection, order, conduct, safety, health and well-being of persons or property within the Town, to include the power to adopt a local law providing for the regulation of public water service to customers residing within the Town, and which includes the power to adopt a local law regulating connection to and the use of the public water supply.

§159-3 Purpose.

The purpose of this Chapter is to regulate access to and the use of public water service provided to Users, and to ensure such use does not create public safety hazards, pollute the quality of public water being provided, or cause damage to the public infrastructure investments made by any legitimate water service utility.

§159-4 Applicability.

- A. The following Rules and Regulations shall apply to any water system User in the Town of Farmington.
- B. Per the Agreement of Municipal Cooperation for Construction, Financing, and Operation of Joint Water System (dated July 1961) forming the Canandaigua Farmington Water District; subsequently consolidated in 2003 to the Canandaigua Farmington Consolidated Water District; the Town of Canandaigua shall adopt the same (or more stringent) Rules and Regulations applicable to the Canandaigua Farmington (Consolidated) Water District.

§159-5 Definitions.

For purpose of this Chapter the following words and phrases shall have the definitions and meanings set forth below. If any words or phrases are defined elsewhere in the Farmington Town Code, the definitions set forth in this chapter shall prevail.

AMERICAN WATER WORKS ASSOCIATION (AWWA) – A non-profit organization that promotes public health, safety and welfare through the improvement of water quality and quantity.

ANGLE METER VALVE – A fitting installed just inside the basement wall of the building into which the water service pipe extends for the purpose of connecting service of the meter.

CANANDAIGUA FARMINGTON CONSOLIDATED WATER DISTRICT (CFCWD) – The areas within the delineated boundaries located in the towns of Canandaigua and Farmington, served public water by the water distribution and transmission facilities of the Canandaigua – Farmington Consolidated Water District, for the use and benefit of the present and future Users.

CORPORATION VALVE - A valve located on the public water main where the public portion of the service pipe begins.

CURB BOX- The vertical cast iron sleeve housing the curb valve.

CURB VALVE – An isolation valve on the water service pipe located between the public right-of-way (or an easement to the Town) and the private property being served, separating the public water service pipe and the private water service pipe.

FIRE HYDRANT – A visible connection point that allows fire fighters to connect to a water supply during firefighting operations.

FIRE HYDRANT PUBLIC – A public fire hydrant is any fire hydrant served directly by a publicly owned watermain.

FIRE HYDRANT PRIVATE – A private fire hydrant is any fire hydrant serviced by a private watermain, typically downstream of a meter on a private water main or service line.

MONROE COUNTY WATER AUTHORITY – A public benefit corporation that provides water service to Monroe County and surrounding area communities.

MUNICIPEX - Accepted engineered cross-linked polyethylene water service pipe, certified to NSF Standards and AWWA C904, acceptable for use in the Town.

PREMISES - A house or building, together with land and outbuildings occupied by a business or residence.

PRIVATE WATER SERVICE PIPE – The portion of the water service pipe between the curb valve and the property or structure being served. The Private Water Service Pipe shall be owned by and shall be the responsibility of the property owner being served.

PUBLIC WATER SERVICE AREA – The areas within the delineated boundaries served public water by the water distribution system of the Canandaigua Farmington Consolidated Water District and/or the Monroe County Water Authority Service Area.

PUBLIC WATER MAINS – water distribution pipelines or transmission pipelines, normally four-inches (4”) in diameter or larger, that are Town-owned and maintained. Town-owned Public Water Mains shall be located in the public Right of Way or in an Easement providing access for repair, replacement, and operation and maintenance by the Town.

PUBLIC WATER SERVICE PIPE – The portion of the water service pipe between the corporation valve and the curb valve, typically located in the public right-of-way or in an easement to the Town.

SEASONAL WATER CUSTOMER – A seasonal User who has water service turned on and off for one or more billing quarters in any one calendar year.

TOWN OF FARMINGTON FEE SCHEDULE – the annual fee schedule adopted each year for the fees set by the Farmington Town Board.

TOWN OF FARMINGTON SITE DESIGN AND DEVELOPMENT CRITERIA MANUAL – the manual adopted by the Farmington Town Board that contains the criteria for the design and construction of improvements and infrastructure, including but not limited to water, sewer, storm sewer systems, stormwater management facilities, and other infrastructure items to be dedicated to the Town. The Manual includes all related details and appendices. The Town of Farmington Site Design and Development Criteria Manual is also adopted by reference by the Town of Canandaigua particularly in relation to the Canandaigua Farmington Consolidated Water District.

USER – Any person, corporation, property owner, or otherwise entitled entity in the Town of Farmington that is supplied water by the Canandaigua-Farmington Water District or any other Water District in the Town of Farmington that is owned and operated by the Town of Farmington or by the Town of Farmington on behalf of one or more water districts.

WATER SERVICE CONNECTION FEE - the fee established each year by the Town Board, listed on the Town’s Fee Schedule, that includes the installation and inspection services, and connection to a water meter.

WATER SUPERINTENDENT – the person appointed by the Town Board to administer the daily operations of the Town of Farmington Water Department and to operate and maintain water service to the Canandaigua Farmington Consolidated Water District and extensions thereto as well as any other Water District in the Town of Farmington.

WATER WORKS – The whole system of reservoirs, channels, mains and pumping/purifying equipment by which a water supply is obtained and distributed to consumers.

§ 159-6 Authorized work permitted.

- A. All work performed and materials furnished for the purpose of supplying potable public water shall comply with the latest applicable Federal and State Regulations, the latest published version of The Recommended Standards for Water Works (“Ten States Standards”) and the latest applicable requirements as established either by the Town of Farmington Site Design and Development Criteria Manual, the Canandaigua-Farmington Consolidated Water District, or the Monroe County Water Authority, as applicable.
- B. All public service pipes and connections to the public water mains shall be installed from the public water main to the Right-of-Way line or Property Line or Easement Line (if the water main is in an easement area). The public service pipe, including tapping of the main, installation of Corporation Valve, water service pipe, curb

valve and curb box shall be installed only by authorized persons acting under the direction of the Water Superintendent and at the expense of the property owner. All service pipes shall be Municipex pipe continuous, without couplings or splices from the Corporation Valve to the Curb Valve.

- C. Where an easement is provided by the property owner, services shall be installed to the easement line and a Corporation Valve installed at the easement line location.

§159-7 Application for service.

Every property owner desiring a connection to a supply of public water from the public water main shall make application on the Town website. Such application shall be made on the Water/Sewer Service Application, signed by the owner of the property or his/her authorized agent, and the prevailing water service connection fee is to be paid before a service connection may be made.

§159-8 Connections from curb valve to meter by property owner.

All connections from curb valve to the meter location shall be by the property owner at his/her own cost and expense and under the supervision by the Water Superintendent or his/her agent, and furthermore all installations shall be subject to approval by said Water Superintendent or his/her agent before water service shall be turned on.

§159-9 Plumber as agent of property owner or User responsibility.

The person designated and employed by the owner of the premises will be considered the agent of such owner in making the public water service connection from the curb valve into the premises and shall not be considered an agent of the Water District or the Town of Farmington. The Town shall not be responsible or liable for the acts of any property owner, User, or their agent.

§159-10 Material and minimum size of service pipe.

- A. The material of the service pipe between the curb valve and meter, wherever located, shall be approved by the Water Superintendent or his/her agent and as identified in the latest adopted edition of the Town of Farmington Site Design and Development Criteria Manual.
- B. The minimum size of all new public water service pipe shall be one inch or larger, as approved by the Water Superintendent or his/her agent.

§159-11 Opening of curb valve.

The curb valve controlling any water service shall not be opened by any person other than the Water Superintendent or his/her agent. Furthermore, the curb valve for a new, repaired or replaced water service will not be turned on until the service pipe installation has been inspected, in accordance with the latest adopted edition of the Town of Farmington Site Design and Development Criteria Manual, and the meter installation completed and approved by the Water Superintendent or his/her agent.

§159-12 Responsibility for trench.

The property owner shall be responsible for any open trench excavation needed for any private water service. Public safety shall be incorporated into any means and methods utilized by the owner to install a private water service line to ensure the public is safe. The owner shall consider utilizing safety devices such as barricades, warning lights, signs, illumination, shoring, and other industry standard devices and methods when working in or near areas accessible by the public. Before trenches are backfilled, all materials and workmanship shall be properly inspected and approved in writing by the Water Superintendent or his/her agent.

§159-13 Service pipe maintenance.

The property owner with a private water service pipe shall be required to maintain, at their own expense, said private service pipe from the curb valve to the meter and, if applicable, from a meter pit to the premises. All private water service pipe and appurtenances from a Town easement or right-of-way to the owner's premises and thereafter shall be the responsibility of the owner.

§159-14 Angle meter valve.

Just inside of the basement wall of the building into which the water service pipe extends, an angle meter valve shall be installed in a location approved by the Water Superintendent or his/her agent in order to service the meter. An angle meter valve for residential or approved shut-off for a commercial building shall be located no more than 8" inside said structure, in a convenient location for emergency situations, or meter replacements.

§159-15 Right of entry.

The Water Superintendent or his/her agent, upon presentation of proper credentials and upon being given permission to enter or upon presentation of a court order, may enter upon any premises where public water is being supplied by the Town, for the purposes of installing, reading, inspecting, removing or repairing meters, for inspecting the plumbing and fixtures of the water service, or for taking water samples or performing analysis in accordance with required federal, state, or local requirements.

§159-16 Right to limit use or shut off water.

- A. For the purpose of operating and maintaining the water system, the Water Superintendent shall have the right to turn water off to any user for a reasonable amount of time to make proper repairs or complete proper maintenance to the system and its appurtenances. Water may be shut off to any User without notice for an emergency repair or under an emergency condition, such as a watermain break or water leak. Under normal maintenance and repair circumstances, the Water Superintendent shall make a reasonable attempt to notify the User prior to shutting off the water supply as needed for such repair or maintenance.
- B. Water may be shut off, with proper notice, for water conservation measures, if deemed appropriate by the Superintendent.

- C. Discontinuance of service - Water service may be temporarily or permanently discontinued for any one of the following reasons:
- a. For use of water other than as represented in the User's application.
 - b. For willful waste of water by User.
 - c. For tampering with or changing any service pipe, seal or meter, or any other water service pipe components owned by the Town without proper authorization
 - d. For refusal of reasonable access to the property
 - e. For nonpayment of a water bill pursuant to this Chapter
 - f. For violation of these Water Rules and Regulations
- D. The Town reserves the right, in periods of drought or emergency when deemed essential to the protection of the public health, safety, and welfare, to restrict, curtail, or prohibit the use of water for secondary purposes, such as sprinkling, car washing, or filling swimming pools, and shall have the right to fix the hours and periods when water may be used for such purposes.

§ 159-17 Change of pressure.

The Town shall not be liable for any temporary changes in pressure in the water system, including rises in pressure above normal operating conditions or loss of pressure or loss of water flow. Users shall properly protect their plumbing systems from system pressure fluctuations and flow variations as may be present throughout the water system under varying conditions including use for fire protection, under a water main break or water leak conditions, changes in system demands, etc.

§ 159-18 All service to be metered.

All public water furnished through service pipes, whether for residential, commercial, agricultural or industrial use shall be metered. No water meters shall be set or removed or distributed except by the Water Superintendent or his/her agent. All meters, two inches or smaller, shall be furnished and installed by the Water Superintendent or his/her agent after payment of the connection charge. All meters, larger in size than two inches, must be supplied by and installed by the applicant. The Water Superintendent or his/her agent shall approve the location, manufacturer, and installation of the meter.

§ 159-19 Testing meters.

The User is responsible to report any significant change in their quarterly billing for water usage to the Water Superintendent or his/her agent. Upon receiving written notification that a User has reason to believe that their water meter is not accurate, the User shall pay to the Town the water meter testing fee. The Town will then test the meter. A water meter up to and including two-inches (2") will be removed by the Water Superintendent or his/her agent and tested at the Water Department Offices. A water meter that is to be tested which is sized larger than two inches will be removed by the Water Superintendent or his/her agent and delivered to an independent agency authorized by the Town Board. If upon completion of the meter test, the meter is found not to be within the American Water Works Association (AWWA) accuracy standard of three percent (3%), the meter will be replaced at no cost to the customer and the meter testing fee shall also be refunded to the customer. Upon such discovery of an inaccurate meter read, the Water District will correct the current quarterly billing period water usage fee according to the meter test results and the customer shall not be held responsible for any additional water usage fee that may have been registered. If, however, the meter is found to be within the three percent (3%) range established by the AWWA accuracy standard, the meter testing fee will not be refunded, and the meter tested shall be placed back into service.

§ 159-20 Damage to meters.

Any damage to a water meter, determined by the Water Superintendent or his/her agent, to result from either carelessness or intentional act by the owner, his/her agent or tenant, or from neglect of any of them to properly secure and protect the meter, the owner of the premises shall be responsible to pay the Town for any meter repair or replacement.

§ 159-21 Access to meters.

Whenever a water meter is set in any building, the space occupied by the meter and appurtenances shall, at all times, be kept free from rubbish or obstructions of any kind. The owner or tenant shall provide ready and convenient access for the Water Superintendent or his/her agent to the meter so that it may be read and examined.

§ 159-22 Water rates.

Generally, all water consumed shall be recorded and paid for by meter registration and at rates to be fixed by the Town Board. Such water rates may from time to time be changed by the Town Board. Water rates will be on file in the Town Clerk's office, listed on the Town's Annual Fee Schedule.

§ 159-23 Quarterly Water Billings.

- A. Generally. Bills for metered public water shall be due on the first day of the month following the end of each calendar quarter. [e.g., April 1st, July 1st, October 1st and January 2nd]. Payments either received on the on-line portal, postmarked, or actually received at the Town Clerk's office during the business hours thereof and during such month shall not be deemed late payments for which a late penalty of ten percent (10%) shall be charged. However, if the last day for quarterly payment falls on a Saturday, Sunday or legal holiday, then the last day on which payment can be postmarked or received by the Town Clerk's office without penalty shall be the first business day thereafter.
- B. Partial Payments. Partial payments of public water meter quarterly billings on any water meter shall not be accepted by the Town Clerk for the Town; however, if the amount received is short by ten dollars (\$10.00)] or less, then the Town Clerk may accept the partial payment and the difference will be added to the next quarterly billing cycle without the penalty of ten percent (10%) nor will the administration fee of fifty dollars (\$50.00) be added to that billing and no shutoff of water service will be enforced. Additionally, the Town Clerk's office can only accept payment in the full amount of a quarterly billing including payment of a late penalty then due, except as permitted in the preceding sentence. Nothing in this subsection shall prevent the Town Board from

utilizing any remedy or right afforded in this chapter to include the cost of legal fees and other associated charges which will be charged back to the property owner or legal entity responsible for the water billings so long as the amount due remains unpaid.

- C. Personal and E-checks. The Town Clerk 's office shall not accept a personal check from any water customer whose previous personal check to the Town or Town Clerk was dishonored for insufficient funds, or for any account within the previous twelve (12) months unless such dishonor was the fault of the bank upon which the same was drawn as evidenced by a statement of such fact on stationery of such bank, signed by an officer of such bank, and addressed to the Town Clerk or Town Board.

§159-24 Abatements.

No abatement of the charges for public water services shall be allowed on account of the vacancy of any premises supplied with public water, unless the water supply is turned off by the Water Superintendent or his/her agent, and the water meter removed from the property. For such suspension on water service, there shall be a charge to be fixed by resolution of the Town Board, which is on file in the Town Clerk's office, listed on the Town's Annual Fee Schedule.

§159-25 Unpaid charges.

All charges for water service, service pipe installation, service meter installation, removal or replacement, repairs, damages caused by carelessness or neglect, penalties, etc., shall be made against the premises supplied, and the owner of the premises shall be held responsible, therefore. Such charges, if not paid in full on or before November 1st of each year, there shall be a lien on the property benefited. All such unpaid charges shall be added to the next general tax against the property.

§159-26 Billing Policy

Any account found to be under billed or over billed shall be corrected immediately.

- A. Accounts found by the Water Superintendent to have been under billed will be back billed for the corrected amount for the period of the under billing not to exceed 12 months. Any back billing that exceeds the customers ability to pay may be set up on a payment arrangement approved by the Town Board. Although arranged payments may be established, all amounts due will remain on the customer's monthly bill until the total amount under billed has been satisfied. Failure to make any payment as agreed to will result in interruption of the service. Late fees may be deleted at the discretion of the Town Board so long as all payments were made as agreed.
- B. Accounts found by the Water Superintendent to have been over billed will be credited for the amount over billed within the past 12 months and shown on the next quarterly statement.

§159-27 Shutting off water service - nonpayment.

In the event that a water bill remains unpaid for more than sixty (60) days the Town Board may, by resolution cause the supply of public water to such premises to be shut-off after giving at least ten (10) business days written notice to the property owner and occupant of the premises and by mailing a notice by first-class mail addressed to the owner and occupants at least ten (10) business days prior to the proposed shut-off date. Such notice shall advise the owner and occupants that the water supply to such premises shall be shut-off on the specified date for nonpayment of a water bill unless the unpaid water bill and penalty are paid in full to the Town Clerk 's office prior to the specified date. The public water supply to such premises shall not be restored after shut-off until the unpaid water bill and penalties are paid in full.

§159-28 Hydrant Control

All public fire hydrants are under the control and maintenance of the Town. No person, unless approved by the Water Superintendent or his/her agent, shall operate, use or disturb any public fire hydrant under any circumstance, except fire companies for use in fire-fighting operations. All private fire hydrants are under control of the property owner, are to be maintained by said owner and are not to be operated by any person, unless approved by the property owner or his/her agent, except fire companies for use in fire-fighting operations.

§159-29 Damage to hydrant.

If a public hydrant is damaged by any person or damaged by a motor vehicle; the hydrant will be repaired/replaced by the Water Superintendent and all costs incurred billed to the person causing the damage or the owner of the motor vehicle that caused the damage.

§159-30 Use of public hydrants.

No person shall use any public fire hydrant for construction or other purposes without obtaining a permit for such use from the Water Superintendent or his/her agent; and making any advance payment per the current Annual Fee Schedule. Water may only be used for the purpose specified on the permit. The use of hydrants shall be strictly in accordance with the Water Superintendent or his/her agent. If required by the Water Superintendent, a meter shall be utilized to measure water use and the user shall pay for all water use registered by meter, at the current rates.

§159-31 Valve control.

No person except the Water Superintendent or his/her agent shall open, close or in any way interfere with any valve or gate in any water main or pipe. Any person who has disturbed or displaced a valve box or who has covered a valve box with dirt, paving, plank or other material, may be required to replace the valve box or remove the obstruction, at their own expense, based upon a determination made by the Water Superintendent or his/her agent.

§159-32 Installation of service pipes.

Service pipe will be required to be installed not less than five (5) feet below the ground surface.

§159-33 Sale of water by consumer.

No User or property owner or any authorized extension thereto shall sell water to anyone for any purpose, unless otherwise approved by the Town Board in accordance with a legal agreement.

§159-34 Sale of water outside of district.

No water through any connection, service pipe or main shall be sold or furnished outside the Water District without the consent in writing of the Town Board.

§159-35 Cross-connection control.

- A. No connection shall be made by any person between the facilities of the Water District and any other water system without the consent in writing of the Water Superintendent.
- B. A check valve or backflow preventor must be installed in agricultural, industrial, and commercial hookups or as required by New York State Department of Health regulations at the expense of the User.
- C. The Water Superintendent is responsible for cross-connection controls found in Part V of the State Sanitary Code; Section 5-1.31 entitled "Cross Connection Control," and this Code shall be a part of these regulations.
- D. For the purpose of Cross-connection control, the Water Superintendent is required to determine the degree of hazard that a facility poses to the water supply system, and to require that an acceptable backflow prevention containment device be installed, tested, operated, and maintained by the User and that adequate records of maintenance and repair be kept and submitted annually to the Water Superintendent
- E. The User has the primary responsibility of preventing contaminants from entering the potable water piping system and subsequently, the public water supply.

§159-36 Discontinuance of service.

It is understood that failure of the property owner, or the user of the premises, to give written notice, via U.S. Mail, to both the Water Superintendent or his/her agent and the Town Clerk, of the effective date to have their water service discontinued, will make the owner of property liable for all water charges billed against said premises after the effective date.

§159-37 Sale/Rental of Property – Final Meter Read.

The property owner shall be responsible for requesting a final meter read from the Water Superintendent or his/her agent when ownership of the property is to be transferred or when the user of the premises no longer has authorized use thereof.

§159-38 Seasonal customers.

Seasonal Customers must give at least a 48-hour notice to the Water Superintendent or his/her agent of the effective date to have their water service turned-off. Then upon return, seasonal customers must give at least a 48-hour notice to the Water Superintendent or his/her agent when to have their water service turned back on.

§159-39 Penalties for offenses.

Violation of this chapter shall be deemed an offense. Upon conviction, such violator shall be subject to a fine of not more than \$250.00 per day. Failure to prosecute any apparent violation shall not be deemed to be a waiver by the Town Board for continuance thereof.

§159-40 Redundant water connection.

To provide a dual direction (looped) supply and system flexibility/resiliency, mixed use developments, significant users and large, phased developments shall provide a redundant connection(s) to the distribution system as approved by the Water Superintendent or his/her agent. Installation of the redundant connection(s) will be required during the initial phases of development and future phases may not be approved until such time that the redundant connection is installed and put into service.

Section 2: Severability.

In the event any clause, sentence, paragraph, subdivision or part of this chapter or the application thereof to any person, firm, corporation or circumstance, shall be adjudged 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 to in its operation to the clause, sentence, paragraph, subdivision or part of this chapter or in its application to the person, individual, firm, corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

Section 3: Effective Date.

This chapter shall take effect immediately upon its adoption and filing with the Secretary of State.

RESOLUTION #291-2025:

Councilman Holtz offered the following Resolution, seconded by **Councilman Herendeen**:

A RESOLUTION ADOPTING LOCAL LAW NO. 7 OF 2025 (ACTION), AMENDMENTS TO CHAPTER 49 OF THE CODE OF THE TOWN OF FARMINGTON, ENTITLED "ANIMALS."

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board), on Tuesday, August 26, 2025, closed the public hearing upon the above referenced proposed Action; and

WHEREAS, the Town Board and the Town Clerk have received on August 12, 2025, the final draft of the above referenced Local Law No. 7 of 2025 (hereinafter referred to as Action); and

WHEREAS, the Town Board, by separate resolution adopted previously has classified the proposed Action as being a Type II Action under the provisions of the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

Now, therefore, be it RESOLVED, that the Town Board hereby adopts said Local Law No. 7 of 2025, entitled “Animals,” providing amendments to Chapter 49, of the Town of Farmington Town Code, a copy of which is attached hereto and made a part hereof.

Be it further RESOLVED, that the Town Clerk is directed to complete the Secretary of State’s new Cover Page and Certification Pages for said Local Law and to file said local law with the Secretary of State of New York, and to enter a Certified Copy thereof in the Local Law Book of the Town of Farmington.

Be it further RESOLVED, that said Local Law to take effect immediately upon filing with the Secretary of State.

Be it finally RESOLVED, that the Town Clerk, upon receipt of the filing of this Local Law with the Secretary of State of New York, is to request to notify General Code Publishers of the need to update the Town Code accordingly.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

7 of the year 2025

Local Law Title: Local Law Amending Penalty Provisions of Chapter 49 (Animals) of the Code of the Town of Farmington

Section 1: Chapter 49, Section 18 (Penalties for Offenses) of Chapter 49, (Animals), Article II (Dog Licensing), is hereby repealed in its entirety and replaced to read in its entirety as follows:

§49-18. Penalties for offenses:

- A. Any person convicted of violating any provisions of this chapter shall be guilty of an offense punishable by a fine not to exceed \$250.00 or imprisonment for a period not to exceed fifteen days, or both.
- B. The penalties set forth herein are in addition to all other penalties provided for by law.

Section 2: Severability.

In the event any clause, sentence, paragraph, subdivision or part of this chapter or the application thereof to any person, firm, corporation or circumstance, shall be adjudged 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 to in its operation to the clause, sentence, paragraph, subdivision or part of this chapter or in its application to the person, individual, firm, corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

Section 3: Effective Date.

This chapter shall take effect immediately upon its adoption and filing with the Secretary of State.

RESOLUTION #292-2025:
Councilman Casale offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF FARMINGTON OF LOCAL LAW NO. 8 OF 2025 ENTITLED “A LOCAL LAW TEMPORARILY LIMITING THE USE OF CERTAIN TOWN OF FARMINGTON ROADS BY VEHICLES IN EXCESS OF TEN (10) TONS TOTAL WEIGHT AND REQUIRING PERMITS FOR OVERWEIGHT VEHICLES”

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Farmington for a public hearing to be held by said Town Board on August 26, 2025, at 7:02 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, to hear all interested parties on a proposed Local Law entitled, “A Local Law Temporarily Limiting the Use of Certain Town of Farmington Roads by Vehicles in Excess of Ten (10) Tons Total Weight and Requiring Permits for Overweight Vehicles”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Farmington, on August 19, 2025 and other notices required to give by law were properly served, posted or given; and

WHEREAS, said public hearing was duly held on August 26, 2025, at 7:02 p.m. at the Farmington Town Hall, 1000 County Road 8, Farmington, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Farmington, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Farmington hereby adopts said Local Law No. 8 of 2025, entitled “A Local Law Temporarily Limiting the Use of Certain Town of Farmington Roads by Vehicles in Excess of Ten (10) Tons Total Weight and Requiring Permits for Overweight Vehicles”, a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Farmington, and to give due notice of the adoption of said local law to the Secretary of State of New York.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

8 of the year 2025

Local Law Title: **A Local Law Temporarily Limiting the Use of Certain Town of Farmington Roads by Vehicles in Excess of Ten (10) Tons Total Weight and Requiring Permits for Overweight Vehicles**

Section 1.Purpose and Intent
The purpose of this local law is to impose temporary vehicular weight restrictions on certain Town highways that, in the Town Board's opinion, could be materially injured by the increased operation of vehicles thereon exceeding such weight limit.

Section 2.Authority
This local law is adopted pursuant to §1660 of the New York State Vehicle and Traffic Law.

Section 3: Roads Subject to Weight Limit Restrictions
Vehicles, other than those vehicles exempted by Section 5 of this Local Law, having a total weight in excess of ten (10) tons are temporarily prohibited from using both sides of the lengths, as noted, of the following Town of Farmington roads, to wit:

1. Fox Road, between County Road 28 a/k/a Alderman Road and Sheldon Road
2. Rushmore Road between County Road 28 a/k/a Alderman Road and Sheldon Road
3. Wiborn Road between County Road 28 a/k/a Alderman Road and Sheldon Road

Section 4: Permits for Vehicles Weighing over Ten Tons
Upon written application by any operator of a vehicle weighing over ten (10) tons but within the weight limits established by Section 385 of the Vehicle and Traffic Law, the Town Board may issue a permit providing appropriate exemption to such vehicle, if it is deemed that said vehicle is performing essential local pickup or delivery service and that a failure to grant such permit would create hardship. Every such permit may designate the route to be traversed and contain other reasonable restrictions or conditions deemed necessary. Every such permit shall be carried on the vehicle to which it refers and shall be open to inspection of any peace officer, acting pursuant to his special duties, or police officer. Such permits shall be for the duration of the restriction imposed pursuant to this local law.

Section 5: Vehicles Not Subject to Permit Requirements
This prohibition shall not apply to commercial vehicles making house deliveries to residents along said roads, school buses, vehicles used by residents whose residences are located along such roads, or public utility vehicles.

Section 6: Enforcement
This local law shall be enforced by the Ontario County Sheriff’s Department, the New York State Police or any law enforcement agency.

Section 7: Penalty
A violation of this local law shall constitute a traffic infraction and any person convicted of violating this law shall be punished by a fine of not more than \$250.

Section 8: Severability.
If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

Section 9: Effective Date.
This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION #293-2025:
Councilman Herendeen offered the following Resolution, seconded by **Councilman Bowerman:**

RESOLUTION ADOPTING LOCAL LAW NO. 9 OF 2025 (ACTION), CREATING CHAPTER 66 OF THE CODE OF THE TOWN OF FARMINGTON, ENTITLED “BURIALS AND BURIAL GROUNDS.”

WHEREAS, the Town of Farmington Town Board (hereinafter referred to as Town Board), on Tuesday, August 26, 2025, closed the public hearing upon the above referenced proposed Action; and

WHEREAS, the Town Board and the Town Clerk have received on August 12, 2025, the final draft of the above referenced Local Law No. 9 of 2025 (hereinafter referred to as Action); and

WHEREAS, the Town Board, by separate resolution adopted previously has classified the proposed Action as being a Type II Action under the provisions of the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town of Farmington to adopt said Local Law.

Now, therefore, be it **RESOLVED**, that the Town Board hereby adopts said Local Law No. 9 of 2025, entitled “Burials and Burial Grounds,” creating Chapter 66, of the Town of Farmington Town Code, a copy of which is attached hereto and made a part hereof.

Be it further **RESOLVED**, that the Town Clerk is directed to complete the Secretary of State’s new Cover Page and Certification Pages for said Local Law and to file said local law with the Secretary of State of New York, and to enter a Certified Copy thereof in the Local Law Book of the Town of Farmington.

Be it further **RESOLVED**, that said Local Law to take effect immediately upon filing with the Secretary of State.

Be it finally **RESOLVED**, that the Town Clerk, upon receipt of the filing of this Local Law with the Secretary of State of New York, is to request to notify General Code Publishers of the need to update the Town Code accordingly.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

9 of the year 2025

Local Law Title: Local Law creating Chapter 62 (Burial and Burial Grounds) of the Code of the Town of Farmington

Section 1: Chapter 66 of the Town of Farmington Town Code is hereby established in its entirety to read as follows:

Chapter 66

Burials and Burial Grounds

§ 66-1 Short title.

This Chapter shall be known and may be cited as the “Town of Farmington – Burials and Burial Grounds.”

§66-2 Authority.

This Chapter is adopted pursuant to §291 of the New York State Town Law, that exempts and prevents a Town from using public funds for maintaining a private cemetery or a family burial ground, and, §120 of the New York State Municipal Home Rule Law, that empowers the Town of Farmington Town Board to adopt local laws relating to the government, protection, order, conduct, safety, health and well-being of persons or property within the Town, to include the power to adopt a local law establishing regulation of internment of human remains on private property not set apart and recognized as a municipal, religious or not-for-profit corporation Traditional Cemetery as further defined herein.

§66-3 Purpose.

The practice of internment of human remains on private property not set apart and recognized as a municipal, religious or not-for-profit corporation Traditional Cemetery may have severe ramifications, including but not limited to, original owners may have moved or died without providing for long-term care of graves, leaving them unattended and neglected. They may create clouds on title to these lands, making transfer of property difficult. Desecrations may occur. The public may mistakenly expect that the Town will maintain and preserve private burial grounds. Town Law §291 clearly exempts and prevents a Town from maintaining a private cemetery or a family burial ground. In view of the above, the Town Board of the Town of Farmington intends to regulate what may otherwise be the indiscriminate burial of human remains.

§66-4 Applicability.

The following rules and regulations shall apply to any land in the Town of Farmington at the time this adopted local law is filed with the New York State Office of the Secretary of State Division of Corporations, State Records and Uniform Commercial Code.

§66-5 Definitions.

For purpose of this Chapter the following words and phrases shall have the definitions and meanings set forth below. If any words or phrases are defined elsewhere in the Farmington Town Code, the definitions set forth in this chapter shall prevail.

BURIAL – The internment or entombment of any human remains.

BURIAL GROUND - Any piece or parcel of land where a person is buried, notwithstanding that the site may not be recognized as a traditional cemetery and is herein defined as a private cemetery.

HUMAN REMAINS – The earthly remains of any person, human being, or Homo sapiens, including any cremated remains of such person or persons.

PUBLIC CEMETERY – Any and all public, religious, historic and/or family cemeteries where persons are buried in New York State, are regulated by the New York State Cemetery Board and the Division of Cemeteries within the Department of State.

TRADITIONAL CEMETERY – Any and all public, religious, historic and/or family cemeteries where persons are buried.

§66-6 Traditional Cemetery classifications.

- A. The following cemeteries in the Town of Farmington are classified as public cemeteries, open to receive internments six days per week unless there is severe weather conditions and is overseen by a cemetery association and is further regulated by the New York State Cemetery Board and the Division of Cemeteries within the Department of State: North Farmington Cemetery and South Farmington Cemetery.
- B. The following cemeteries in the Town of Farmington are classified as non-public cemeteries not open to receive internments and not regulated by a cemetery association, the New York State Cemetery Board or the Division of Cemeteries with the Department of State and are only maintained by the Town of Farmington Parks Department: Hathaway Cemetery; Power Cemetery; and Salem Cemetery.
- C. The following cemeteries in the Town of Farmington are classified as private cemeteries not open to receive internments and exempted from Town Parks Department maintenance by §291 of New York State Town Law: Payne Cemetery (along State Route 96); and Lapham Cemetery (along County Road 41).

§66-7 Private Burials Prohibited.

No person, after the effective date of this chapter, shall cause the remains of a human being to be buried or establish a burial ground for such purpose in the Town of Farmington in any ground not set apart and recognized as a Private Cemetery.

§66-8 Exempt Private Burial Grounds.

Any private burial ground or family cemetery in existence in the Town of Farmington, at the time this chapter is filed with the Secretary of State, is exempt from these regulations. However, the Town of Farmington shall not accept responsibility for the maintenance or care of said private burial grounds or family cemetery.

§66-9 Penalties.

Any person who shall be found to violate any provision of this chapter shall be served by the Town Code Enforcement Officer with written notice providing a reasonable time limit for the exhumation of the buried remains. The offender shall, within the period of time stated in such notice, permanently cease all violations. Any person who shall continue any violations beyond said time limit shall be guilty of an offense and, upon conviction thereof, shall be fined in an amount not exceeding \$250.00 for each violation or imprisonment for not more than 15 days, or both, for each offense. Each day in which any violation shall continue shall be deemed a separate offense. The provisions of this section shall be in addition to and shall not preclude the enforcement of this chapter by application to New York Supreme Court for injunction or by any other lawful means. Any person violating any of the provisions of this chapter shall become liable to the Town for any expense, loss or damage occasioned by it by reason of such violation.

Section 2: Severability.

In the event any clause, sentence, paragraph, subdivision or part of this chapter or the application thereof to any person, firm, corporation or circumstance, shall be adjudged 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 to in its operation to the clause, sentence, paragraph, subdivision or part of this chapter or in its application to the person, individual, firm, corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

Section 3: Effective Date.

This chapter shall take effect immediately upon its adoption and filing with the Secretary of State.

RESOLUTION #294-2025:

Councilman Holtz offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION ACKNOWLEDGING THE ADDITION OF NEW MEMBERS TO THE FARMINGTON VOLUNTEER FIRE ASSOCIATION

WHEREAS, Joshua Ortiz, Timothy Bryant, and Adam Braun recently became active members of the Farmington Volunteer Fire Association, therefore be it

RESOLVED, that the Farmington Town Board acknowledges and approves of the new memberships, and further be it

RESOLVED, that a certified copy of this resolution be sent to the Farmington Volunteer Fire Association, PO Box 25117, Farmington, NY 14425, for their records and to Joshua Ortiz, 5610 Martz Rd, Farmington, NY 14425, Adam Braun, 1435 Creek Pointe, Farmington, NY 14425, and Timothy Bryant, 182 Heather Lane, Farmington, NY 14425.

All Voting "Aye" (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #295-2025:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION TO RECALL AND AMEND RESOLUTION NO. 271 OF 2025 AUTHORIZING THE SUPERVISOR TO SIGN AN INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ONTARIO, THE VICTOR CENTRAL SCHOOL DISTRICT AND THE TOWN OF FARMINGTON

WHEREAS, the Town of Farmington Town Board passed Resolution No. 271 of 2025 authorizing the Town Supervisor to sign an Intermunicipal Agreement with Ontario County and Victor Central School for shared costs in defending two certiorari cases; and

WHEREAS, the Resolution did not include I Gordon Corporation which is one of the two certiorari cases; and

WHEREAS, the Ontario County Board of Supervisors agree to share in the cost of defending certiorari proceedings in the Town of Farmington with Pintail Crossing, LLC and with I Gordon Corporation, at a cost not to exceed 25% of defense costs, including professional appraisal and legal fees; and

WHEREAS, the Victor Central School District also agrees to share in the cost of defending this certiorari case and pay 25% of defense costs, including professional appraisal and legal fees; now therefore

BE IT RESOLVED, the Farmington Town Board recalls and amends Resolution No. 271 of 2025 to include both Pintail Crossing, LLC and I Gordon Corporation; and

BE IT FURTHER RESOLVED, that the Town Clerk provide a copy of this resolution to the Assessor and the Accountant I.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #296-2025:

Councilman Casale offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION ACCEPTING A RECOMMENDATION FROM THE TOWN PLANNING BOARD AND ESTABLISHING A LETTER OF CREDIT FOR OVERALL SITE IMPROVEMENTS UPON THE LOOMIS ROAD PARK SUBDIVISION TRACT, LOCATED ALONG THE NORTH SIDE OF LOOMIS ROAD, EAST OF THE INTERSECTION WITH PLASTERMILL ROAD AND SOUTH OF INTERSTATE ROUTE I-90 (NEW YORK STATE THRUWAY), FROM VILLAGER CONSTRUCTION, IN THE TOTAL AMOUNT OF \$778,843.24

WHEREAS, the Farmington Town Board (hereinafter referred to as Town Board) has been informed by the Town Planning Board Chairperson (hereinafter referred to as Planning Board), that the Planning Board, at its’ meeting on Wednesday, April 16, 2025, took action recommending the Town Board accept a proposed Letter of Credit for site excavation improvements at the above referenced site, in the total amount of \$778,843.24; and

WHEREAS, under the provisions of Chapter 144, Section 32. F. of the Farmington Town Code, the Town Board is to consider such a recommendation.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board after having reviewed the recommendations from the Town Construction Inspector, the Town Engineer, the Town Director of Planning and Development and the Planning Board, does hereby accept the recommendation from the Planning Board to establish a Letter of Credit for related site excavation improvements, in the amount specified above herein.

BE IT FURTHER RESOLVED, that the Town Board directs the project applicant, T&M Properties of WNY, LLC, (Villager Construction) to file a Letter of Credit, in the total amount of \$778,843.24, with the Town Clerk’s Office within thirty days from today.

BE IT FURTHER RESOLVED, that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Tim Ford, Town Highway & Parks Superintendent; Aaron Bissell, Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

FINALLY BE IT RESOLVED, that a certified copy of this resolution is to be issued to each of the following: Timothy and Michael Lawless, c/o T&M Properties of WNY, LLC, 1 Capron Street, Unit 3 C, Rochester, New York 14607; and Linc Swedrock, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #297-2025:

Councilman Herendeen offered the following Resolution, seconded by **Councilman Bowerman**:

RESOLUTION TO REBUILD PARTS FOR STOCK TO SERVICE ALL PRESSURE REDUCING VALVES (PRV)

WHEREAS, the Water and Sewer Superintendent has identified the need to purchase rebuild parts for stock to service all PRV’s as stock has been depleted servicing valves in 2025; and

WHEREAS, the Water and Sewer Superintendent has one (1) quote from Ross Valve who is a sole source for \$19,508.00, now therefore

BE IT RESOLVED, that the Town Board of the Town of Farmington authorizes the Water and Sewer Superintendent to hire Ross Valve to rebuild the parts at a cost not to exceed \$19,508.00, and

BE IT FURTHER RESOLVED, that the following budget amendment be approved:

Debit	SW1-8340.4	\$15,000.00	
Credit	SW1-8340.42		\$15,000.00

BE IT FINALLY RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Accountant I.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #298-2025:
Councilman Holtz offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION TO REPLACE HYDRAULIC LIFT CYLINDER

WHEREAS, the Water and Sewer Superintendent has identified the need for replacement of hydraulic lift cylinder as the existing lift cylinder leaks hydraulic fluid when operated; and

WHEREAS, the Water and Sewer Superintendent has one quote as it is the local rep and sole source for Globe trailers, (1) Alta Construction for \$3,696.64; now therefore

BE IT RESOLVED, that the Town Board of the Town of Farmington authorizes the Water and Sewer Superintendent to purchase the hydraulic lift from Alta Construction at a cost not to exceed \$3,696.64; and

BE IT FURTHER RESOLVED, that a copy of this resolution will be supplied from the Town Clerk to the Water and Sewer Superintendent, and the Accountant I.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #299-2025:
Councilman Bowerman offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING THE RENEWAL OF OPERATING PERMITS FOR FARMINGTON MANUFACTURED HOME COMMUNITY

WHEREAS, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the operating permits for the Farmington Manufactured Home Community and as required by Section 165-76A(3), when violations have been cited the application shall appear before the Town Board for a decision on said application; and

WHEREAS, this operating permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of an operating permit, one meeting must be arranged with the Code/Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

WHEREAS, violations, cited in our recent inspections, have been corrected and the Code/Zoning Officer is recommending approval of the renewal application,

NOW THEREFORE BE IT RESOLVED, the Farmington Town Board authorizes the Code/Zoning Officer to issue the renewal of the Operating Permit for the Farmington Manufactured Home community for a period of one year from the date of this resolution

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Building Department, the Accountant I, and Farmington Manufactured Home Community Rochester MHP Portfolio, LLC 90 Airpark Dr Ste 400, Rochester, NY 14624 with a certified copy of this resolution.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #300-2025:
Councilman Bowerman offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING THE RENEWAL OF OPERATING PERMITS FOR WOODLAWN COURT MANUFACTURED HOME COMMUNITY

WHEREAS, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the operating permits for the Woodlawn Court Manufactured Home Community and as required by Section 165-76A (3), when violations have been cited the application shall appear before the Town Board for a decision on said application; and

WHEREAS, this operating permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of an operating permit, one meeting must be arranged with the Code/Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

WHEREAS, violations, cited in our recent inspections, have been corrected and the Code/Zoning Officer is recommending approval of the renewal application,

NOW THEREFORE BE IT RESOLVED, the Farmington Town Board authorizes the Code/Zoning Officer to issue the renewal of the Operating Permit for the Woodlawn Court Manufactured Home community for a period of one year from the date of this resolution, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Building Department, the Accountant I, and Woodlawn Court Manufactured Home Community, Woodlawn Mobile Home Park LLC, 90 Airpark Dr, Ste 400, Rochester, NY 14624 with a certified copy of this resolution.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #301-2025:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING THE RENEWAL OF OPERATING PERMITS FOR HUNT’S MANUFACTURED HOME COMMUNITY

WHEREAS, as outlined in the Town of Farmington Code, Chapter 165, Article VI, 165-76, the renewal of the operating permits for the Hunt’s Manufactured Home Community and as required by Section 165-76A (3), when violations have been cited the application shall appear before the Town Board for a decision on said application; and

WHEREAS, this operating permit shall be issued with the following conditions:

1. After the 1st notice of violations has been sent out and prior to the issuance of an operating permit, one meeting must be arranged with the Code/Zoning Enforcement Officer and a representative of the mobile home park to cover any concerns/issues
2. Any remaining open complaints/violations must be completed prior to the next years inspection.

WHEREAS, violations, cited in our recent inspections, have been corrected and the Code/Zoning Officer is recommending approval of the renewal application,

NOW THEREFORE BE IT RESOLVED, the Farmington Town Board authorizes the Code/Zoning Officer to issue the renewal of the Operating Permit for the Hunt’s Manufactured Home community for a period of one year from the date of this resolution, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Building Department, the Accountant I, and Hunt’s Manufactured Home Community, Hunt’s MHC LLC, 2138 Espey Court, Ste 1, Crofton, MD 21114 with a certified copy of this resolution.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #302-2025:

Councilman Bowerman offered the following Resolution, seconded by **Councilman Casale**:

BOND RESOLUTION DATED AUGUST 26, 2025 OF THE TOWN BOARD OF THE TOWN OF FARMINGTON, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE TOWN, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Farmington Sewer District is a sewer district of the Town of Farmington, New York, duly established by the Town Board pursuant to the Town Law and, pursuant to a resolution adopted on August 12, 2025, the Town has duly authorized additional facilities therein pursuant to §202-b of the Town Law; and

WHEREAS, the Town, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder (“SEQRA”), has completed its environmental review and, on May 28, 2025, has duly adopted a negative declaration and has determined that the implementation of the type I action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF FARMINGTON, NEW YORK (hereinafter referred to as the “Town”), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Town of Farmington shall undertake certain capital improvements consisting of the acquisition and construction of sewer improvements for the Farmington Sewer District, duly authorized pursuant to Section 202-b of the Town Law, including, without limitation, the replacement of existing sand filters with new mechanical disc filters, reconstructing the two (2) Final Clarifiers, and improving two (2) of the pump stations (Pump Station #1 and Pump Station #2), improvements associated with upgrading the wastewater treatment plan, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and district use (hereinafter referred to as “purpose”), and general obligation serial bonds in an aggregate principal amount not to exceed \$6,100,000 of the Town are hereby authorized to be issued to finance said purpose, and bond anticipation notes in anticipation thereof (and renewals thereof) of the Town are hereby authorized to be issued to finance said purpose.

Section 2. The estimated maximum aggregate cost to the Town of Farmington of said purpose, which may include preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$6,100,000, and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide all of such maximum cost by issuance of

bonds or bond anticipation notes as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3.It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4.The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Town and all the taxable real property in the Town is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes.

Section 5.It is hereby determined and declared that the Town reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6.The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, including without limitation, the authority to determine whether to accept bids electronically to the extent allowed by the Local Finance Law, and the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, is hereby delegated to the Town Supervisor, the Town’s chief fiscal officer. The Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Town of Farmington.

Section 7.The faith and credit of the Town of Farmington, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. Such bonds and notes shall be payable from a levy on real property in such district benefitted or user charges therefor, in the manner provided by law, but if not paid from such source, all the taxable real property in the Town is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8.This resolution, or a summary hereof, shall be published in full by the Town Clerk of the Town of Farmington together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Town, in the manner prescribed by law. The validity of said bonds or of any bond anticipation notes issued in anticipation of the sale of said bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9.This resolution shall take effect immediately upon its adoption.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #303-2025:
Councilman Casale offered the following Resolution, seconded by **Councilman Casale**:

RESOLUTION AUTHORIZING BUDGET AMENDMENT FOR THE HIGHWAY FUND

WHEREAS, a budget amendment is needed in the general roads contractual expense line, now therefore

BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the following budget amendment:

Debit: DA599 Appropriated Fund Balance	\$50,000
Credit: DA5110.4 General Road Repair Contractual	\$50,000

BE IT FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Accountant I and the Highway Department.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was **CARRIED**.

RESOLUTION #304-2025:
Councilman Bowerman offered the following Resolution, seconded by **Councilman Holtz**:

RESOLUTION AUTHORIZING BUDGET AMENDMENT FOR THE SEWER FUND

WHEREAS, a budget amendment is needed in the odor control contractual expense line, now therefore

BE IT RESOLVED, that the Town Board of Farmington hereby authorizes the following budget amendment:

Debit: SS8130.464 Asphalt Paving\$25,000

Credit: SS8120.42V Odor Control-Victor\$25,000

BE IT FURTHER RESOLVED, that copies of this resolution be submitted by the Town Clerk to the Accountant I.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was CARRIED.

RESOLUTION #305-2025:
Councilman Casale offered the following Resolution, seconded by Councilman Herendeen:

RESOLUTION AUTHORIZING THE ATTENDANCE OF CODE ENFORCMENT OFFICERS TO ATTEND THE YATES ONTARIO BUILDING OFFICERS (YOBO) 2025 EDUCATION CONFERENCE

WHEREAS, the Code Enforcement Officers have requested authorization to attend the Yates Ontario Building Officers (YOBO) 2025 Education Conference at the Geneva Fire Department on October 28th and 29th; and

WHEREAS, this training will provide 16 hours of advanced training focused on the 2025 NYS Code Update; and

WHEREAS, the cost of the training is \$110.00 per person for members and was included in the 2025 budget; now therefore

BE IT RESOLVED, the Farmington Town Board authorizes Dan Delpriore, August Gordner, Cadin Lloyd, John Hargather and Paula Ruthven to attend the YOBO 2025 Education Conference at a cost not to exceed \$110.00 per person to be expended from A3620.4; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Building Department, the Accountant I, and the Confidential Secretary.

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was CARRIED.

RESOLUTION #306-2025:
Councilman Holtz offered the following Resolution, seconded by Councilman Casale:

Abstract 16 – 2025			
TOWN OF FARMINGTON ABSTRACT OF UNAUDITED VOUCHERS			
TO: MARCY DANIELS		FROM: J. MARCIANO	
ABSTRACT NUMBER		16	
DATE OF BOARD MEETING		8/26/2025	
FUND CODE	FUND NAME	TOTAL FOR EACH FUND	VOUCHER NUMBERS
A	GENERAL FUND	269,372.20	1541-1553,1555,1557,1559,1561-1578,1580-1598,1660,1661
DA	HIGHWAY FUND	359,274.28	1556,1557,1559,1582,1585,1599-1609
HC	CRANBERRY DRIVE WATERLINE	1,881.25	1583
HCC	CRANBERRY DR ROAD	1,881.25	1583
HH	RT 332/96 WATERLINE	1,950.00	1583
HT	TOWN HALL CAP PROJ		
HV	MERTENSIA WATERLINE		
HW	WATER TANK REPAIR	228,543.00	1554,1579,1583
SF	FIRE PROTECTION DISTRICT	263,710.34	1560
SD	STORM DRAINAGE	8,809.22	1553,1555,1556,1559,1583
SM	SIDEWALKS	69.60	1,588
SL1	LIGHTING DISTRICT	1,579.62	1550,1590
SS	SEWER DISTRICT	141,992.42	1553,1555-1557,1559-1565,1582,1583,1585,1610-1640,1642-1648
SW1	WATER DISTRICT	79,725.92	1553,1555,1556,1557,1559,1565,1582,1583,1585,1610,1611,1613,1620,1625,1626,1628,1630-1632,1634,1638,1644,1647,1849-1659
TA200	PAYROLL DEDUCTIONS(TA85UNI,TA20,TA20D,TA86)	8,941.41	1557,1558,1559,1596
	TOTAL ABSTRACT	\$ 1,187,730.51	

All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was CARRIED.

WAIVER OF THE RULE: No Objections
RESOLUTION #307-2025:
Councilman Casale offered the following Resolution, seconded by Councilman Holtz:

RESOLUTION WAIVING THE PARK RESERVATION FEE FOR THE VICTOR CUB SCOUT PACK 67

WHEREAS, the Victor Cub Scout Pack 67 has requested to have the park reservation fee for their annual family picnic and kickoff to the scouting year waived, on September 20, 2025, at the Beaver Creek Park, now therefore

BE IT RESOLVED, that the Farmington Town Board waives the park reservation for the Victor Cub Scout Pack 67 for their annual family picnic and to kick off the Scouting year, and

BE IT FURTHER RESOLVED, that the Town Clerk email a copy of this resolution to Adam Bull, Committee Chair.
All Voting “Aye” (Herendeen, Holtz, Casale, Bowerman, and Ingalsbe), the Resolution was CARRIED.

DISCUSSION: None.

TRAINING AT OR UNDER \$100.00: None.

EXECUTIVE SESSION:

A motion was made by **Councilman Casale** at 8:06 p.m. to enter into executive session to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, **Councilman Holtz** seconded the motion. Motion **CARRIED**.

A motion was made by **Councilman Herendeen** to exit executive session at 8:32 p.m., and **Councilman Casale** seconded the motion. Motion **CARRIED**.

With no further business before the Board, **Councilman Bowerman** offered a motion to adjourn the meeting at 8:33 p.m., seconded by **Councilman Holtz**. Motion **CARRIED**.

Michelle A. Finley, MMC, RMC -Town Clerk