May 24, 2012

Pursuant to Section 62 of the New York State Town Law, I am hereby scheduling a Special Town Board Work Session to be held on Tuesday, May 29, 2012 PM at 7:30 PM in the Town Hall auditorium. This meeting is to have an informal discussion with the members of the Penfield Valley Association and any other business that may come before the Board.

R. Anthony LaFountain
Town Supervisor

Cc: Town Board
   Town Clerk
   PCTV
The Penfield Town Board held an Informal Discussion on Tuesday, May 29, 2012 at 7:30 PM at the Penfield Town Hall, 3100 Atlantic Avenue, Penfield, New York.

Present:  R. Anthony LaFountain        Supervisor  
          Linda Kohl                    Councilwoman  
          Paula Metzler                Councilwoman  
          Andrew Moore                 Councilman  
          Robert Quinn                 Councilman  

Also Present:  Amy Steklof          Town Clerk  
               Richard Horwitz        Town Attorney  

Also Present:  Wayne Cichetti        Genesee Conservation League President  

Members of the Penfield Valley Association:  
Joyce Howard, Fred Glaser, Sandy Wurzer, Diane Bahr, Carlos Bahr, Ronald Richardson, Peter Crerand

Supervisor LaFountain gave a brief overview of the Informal Discussion that occurred on April 5, 2012 concerning issues brought up by the Penfield Valley Association (PVA) in reference to the Genesee Conservation League (GCL) and the noise and odors associated with it. (See attached letter dated March 2, 2012 referencing the concerns. Other items brought up at the April 5th meeting were in reference to the GCL as a pre-existing, non-conforming use that was in place prior to the Town’s establishment of it’s Zoning Ordinance. Also, suggested was to have the PVA and GCL meet on a regular basis.

Supervisor LaFountain stated Councilwoman Kohl and he had visited the site to make observations, as well as he and Councilman Quinn the following weekend.

Wayne Cichetti gave a snapshot of the studies that have occurred through the GCL and informed the Town Board and the PVA of sound deadening that had been installed this past fall reducing the noise decibel levels from 18-26 decibels to 8-10 decibels. (see attachment)

Richard Horwitz asked what are the regulations pertaining to sound?

Mr. Cichetti informed Mr. Horwitz that it is 80 decibels at 200 feet from the property line for a period of one hour constant. The PVA stated they still do not hear a difference in the level of sound.

Councilman Moore asked if GCL could conduct other testing with the intent to look at other noise mitigation?
(Informal Discussion - Continued)

Mr. Cichetti stated they could conduct testing and if it works they will have something put in place for the entire range, however he believes it will cost over $20,000 and from what he is hearing from the PVA, reduced decibels may not help. The GCL have put barriers outside the range that have been sprayed with a foam type material that absorbs sound. Mr. Cichetti also stated that the GCL will continue to address the issues, but that research will need to be done so that the GCL is not throwing money away. All possible changes will need to be voted on by the GCL Board.

The odor issue was also discussed. Mr. Cichetti stated that this is the first time he has heard the odor complaint and he will look into it.

Mr. Cichetti stated that $25,000 has already been spent by the GCL with studies and noise reductions. GCL will continue to cooperate in helping make the situation better, but the GCL members will need to be involved in the decision making process.

Much concern was voiced in reference to shots being heard during the dinner hour and that it is intrusive especially when there are visitors on the weekends. Also mentioned was the sound of shots heard after normal business hours.

Mr. Cichetti gave out his personal cell phone number and stated that if shots are heard after hours, the police or he should be notified and that shots heard past 11:00 PM would mean someone is trespassing.

Pete Crerand stated he is surprised at the club’s expenditures especially since it does not benefit the members. He feels an effort on the part of the GCL is being made.

PVA stated they will write a letter to give to the GCL Board and Mr. Cichetti stated he would be happy to take it.

Supervisor LaFountain stated that Mr. Cichetti will need the letter before he meets with the GCL Board, the 3rd Thursday in June which is June 21, 2012.

Mr. Glaser stated he did not know the club was conducting mitigation efforts and is glad to hear efforts are being taken.

Supervisor LaFountain suggested that the PVA, GCL and Town Board coordinate to find a Monday to meet.

Mr. Glaser stated he is the new contact person for the PVA and will give Mr. Cichetti his contact information.
Informal Discussion – Continued

Supervisor LaFountain listed the action items:

1. A copy of the March 2\textsuperscript{nd} letter that was e-mailed to Supervisor LaFountain from Fred Glaser to be given to Mr. Cichetti (see attached letter)
2. Additional items will be added to a letter to be sent to the Town Board and Mr. Cichetti.
3. A spray test will be done within two (2) weeks.
4. A meeting will be set up for Monday evening between the PVA, GCL and Town Board to meet.
5. The next Town Board meeting with Mr. Cichetti will be held June 21\textsuperscript{st}.
6. PVA members will document days and times when they smell an odor permeating from the gun club.

Adjournment

Supervisor LaFountain adjourned the meeting at 8:38 PM.

Amy Steklof
Town Clerk
From: fred glaser [giase4@otmail.com]
Sent: Friday, March 02, 2012 8:09 AM
To: LaFountain, Tony
Subject: Meeting with town board

Good Morning Tony

We would like to meet with the town board to discuss any progress regarding noise nuisance issues emanating from the Genesee Conservation League (GLC). Our group would like to be advised of the Town’s position on licensing the GLC for the purpose of monitoring their activities to preserve and protect all citizens and properties so the town remains an attractive community in which to live.

We are fast approaching a time of the year when the weather will allow citizens to be outside more and have windows open to enjoy the fresh air. That also means that the glass shelters will not stop or limit the level of the noise nuisance generated from the GLC.

It would seem reasonable for the Town to establish certain guidelines for the GLC:

- Prohibit firing on Sundays on the range until 1:00 PM

- Prohibit daily firing on ranges past 9:00 PM any day

- Prohibit daily firing during the summer to avoid the dinner hour from 5:30 PM till 7:30 PM

- General change in the allowable time the ranges are open based on the time of year. In the winter, fall and spring windows are more likely to be closed and nuisance noise reduced. In the summer month’s windows are open and people are out more so ranges might close earlier.

- High caliber weapons create extremely loud, explosive bursts of noise. The discharge of the high caliber weapons needs to be scheduled at a time when it affects the least amount of citizens in the area.

- The offset to more limited hours in warm weather would be that the GLC could host more family oriented activities, have open cookouts to raise money for the club and its members.

We, The Penfield Valley Association members, would like to schedule a meeting within the next few weeks to discuss the issues. The best time for the PVA would be on a Tuesday or Thursday evening around 7:30 PM. Please look at your schedule and see if we can arrange a convenient meeting time.

3/3/2012
Thank you in advance for your attention to this issue which affects so many of your citizens.

Regards

Fred Glaser

President,

Penfield Valley Association

3/3/2012
Oshex Associates, Inc.
7275 State Fair Blvd.
Baldwinsville, N.Y. 13027
315-635-6027, (F) 315-635-1910

OCTAVE BAND ANALYSIS

OCTAVE BAND (in Hz)
Z  32  63  125  250  500  1K  2K  4K  8K  16K
A Roof Inlet Louver Max  137  87  88  97  107  113  118  108  100  93  86
B Roof Inlet Louver Max After  105  70  71  68  68  71  71  70  66  61
C Discharge @ Fan  128  91  87  91  99  104  110  106  98  90
D Discharge @ Fan After  104  76  75  72  70  77  71  79  74  65  55

Notes: