

AGENDA

ECONOMIC DEVELOPMENT/PLANNING COMMITTEE

Wednesday, May 5th 10:00 a.m.

Members: Spickerman, Groat, Robusto, Johnson, Lasher

10:00 a.m. **Approve minutes from previous meeting**

10:00 a.m. **Ec. Development/Planning Department, Brian Pincelli**

TRANSMITTALS:

- Authorization to amend Board Resolution No. 202-21 [PLAN 21 RES23- Amend CDBG-CV Microenterprise App.docx](#)
- Authorization to accept CDBG Funds [PLAN21 RES22- CDBG Microenterprise Award.docx](#)
- Authorization to designate Certifying Officer and Make Determination under National Environmental Policy Act and State Environmental Quality Review Act [PLAN 21 RES21-SEQR NEPA.docx](#)

Office Updates

10:15 a.m. **Cooperative Extension, Elizabeth Claypoole**

Youth Businesses--presentation

10:35 a.m. **Tourism, Christine Worth**

Monthly Report [TOUR05RPT1 - Progress Report April 2021.docx](#)

10:40 a.m. **County Administrator, Rick House**

TRANSMITTAL:

- Setting Date For Public Hearing For A Proposed Local Law To Participate In A Pilot Youth Deer Hunting Program In Wayne County Consistent With The Provisions Of Environmental Conservation Law Section 11-0935 [LL.Hunting.05.RES.doc](#)

RESOLUTION TRANSMITTAL

Committee No. 4

Date: May 5, 2021

Committee Chair: Dave Spickerman
Department Head: Brian Pincelli

AUTHORIZATION TO ACCEPT CDBG MICROENTERPRISE GRANT AWARD

WHEREAS, the Wayne County Board of Supervisors adopted resolution No. 091-21 authorizing the Economic Development and Planning Department to submit a CDBG Microenterprise grant application requesting up to \$200,000 of New York State Department of Homes and Community Renewal grant funding to establish the MicroBurst program for the purposes of supporting the development and expansion of microenterprise businesses, and

WHEREAS, Wayne County has been awarded a 2020 Community Development Block Grant (CDBG) for \$200,000 of grant funding under agreement 1219ME971-21 to establish the MicroBurst program to support new small businesses; and

WHEREAS, the businesses receiving assistance will provide at least 10% equity as required matching funds for a microenterprise grant; and

WHEREAS, the Wayne Economic Development Corporation (WEDC) is providing an additional \$200,000 in matching funds to support the MicroBurst program initiative and is also an appropriate sub recipient to administer the program on the County's behalf; now, therefore, be it

RESOLVED, the Wayne County Board of Supervisors approves accepting the grant and executing a sub recipient agreement with WEDC to administer the program, and advancing the \$200,000 CDBG funding to WEDC after execution of the agreement with New York State Department of Homes and Community Renewal; and, be it further

RESOLVED, that the Chairman of the Wayne County Board of Supervisors is hereby authorized and directed to execute any agreement documents necessary to implement the resolution, including acceptance of the CDBG award and execution of a sub recipient agreement with WEDC on behalf of the County of Wayne, subject to the County Attorney's approval as to form and content; and further be it

RESOLVED, that the Wayne County Treasurer is authorized to amend the 2021 budget as follows:

A8020 Economic Development & Planning

(Revenue)

\$200,000 to 44091 CDBG

(Appropriations)

\$200,000 to 54400 Contracted Services

Budgeted: yes ___ no X Proposed Cost: \$200,000 Reimbursed Amount \$200,000 County cost 0

Departmental transfer \$ _____ from Account No. _____ to Account No. _____

County Administrator's Review: _____ Date: _____

Human Resources Office Review: yes ___ no ___ N/A ___ Signature: _____

County Attorney Review: yes ___ no ___ N/A ___ Signature: _____

Standing Committee: Ayes _____ Nays _____ Date: _____ Signature: _____

Signature/Date Rec'd: _____ Clerk, Board of Supervisors

Referred to:

Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____

Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____

RESOLUTION TRANSMITTAL

Committee No. 4

Date: May 5, 2021

Committee Chair: Dave Spickerman
Department Head: Brian Pincelli

DESIGNATING CERTIFYING OFFICER AND MAKING A DETERMINATION UNDER THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) AND STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQR)

WHEREAS, Wayne County resolution 091-21 authorized application to the New York State Housing Trust Fund Corporation, Office of Community Renewal ("OCR") for New York State Community Development Block Grant ("NYS CDBG") program to help encourage small business startups; and

WHEREAS, OCR has selected the County to receive an award in the amount of \$200,000 regarding the Wayne County MicroBurst program, project number 1219MExx-20; and

WHEREAS, per the terms of NYS CDBG awards, all NYS CDBG recipients consent to assuming Responsible Entity status under the National Environmental Policy Act of 1969 ("NEPA"), consent to assuming responsibility to determine the degree to which NEPA, the State Environmental Quality Review Act ("SEQRA"), and the State Historic Preservation Office ("SHPO") requirements impact their project, and consent to ensuring compliance with NEPA, SEQRA and SHPO requirements; and

WHEREAS, so as to ensure compliance with the NEPA, SEQRA and SHPO requirements, CDBG recipients are also required to classify the project under NEPA, to prepare an Environmental Review Record ("ERR"), to designate a Certifying Officer to submit the environmental review to OCR, and to publish and send required notices of the opportunity to comment upon the ERR; and

WHEREAS, grant awardees cannot expend or encumber CDBG funds for any activity, except those listed as exempt under 24 CFR 58.34, or which fall under the categorical exclusions set forth in 24 CFR 58.35(b); and

WHEREAS, the Project is subject to classification under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the CDBG regulations for this project exclude construction and applicants will be required to include a short form environmental assessment form as part of their application; and

WHEREAS, the OCR Grant Administration Manual states "Microenterprise activities... have been determined to be Type II actions under Section 617.5 (c)(25) , which do not require further SEQR review "; and

WHEREAS, the SEQR Regulation (6 NYCRR §617.5(c)(21)) declares Type II Actions to be actions that have no significant impact on the environment and require no further review under SEQR; now, therefore, be it RESOLVED, that the Board of Supervisors hereby classifies the project as "Exempt under 24 CFR 58.34(a) and Categorically Excluded under NEPA 24 CFR 58.35(b)," and be it further

RESOLVED, that the Wayne County, acting as Lead Agency, has determined that the project fits within the parameters of the Type II criteria, and therefore, no further SEQRA processing is required, and be it further

RESOLVED, that the Board of Supervisors directs the Wayne County Department of Economic Development & Planning to prepare the required ERR and to coordinate compliance with other NEPA, SEQRA, and SHPO requirements; and be it further

RESOLVED, that the Board of Supervisors hereby designates Ora Rothfuss, Department of Economic Development & Planning, as the Certifying Officer for purposes of submitting the Environmental Review to OCR; and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the Clerk, Wayne County Board of Supervisors, to assist in the publication of any required notices and in the receipt of any comments submitted regarding the ERR.

Budgeted: yes ___ no X Proposed Cost: _____ Reimbursed Amount _____ County cost _____

Departmental transfer \$ _____ from Account No. _____ to Account No. _____

County Administrator's Review: _____ Date: _____

Human Resources Office Review: yes ___ no ___ N/A ___ Signature: _____

County Attorney Review: yes ___ no ___ N/A ___ Signature: _____

Standing Committee: Ayes _____ Nays _____ Date: _____ Signature: _____

Signature/Date Rec'd: _____ Clerk, Board of Supervisors

Referred to:

Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____

Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____

PROGRESS REPORTS – April 2021

Christine Worth – Director

- Attended FLRTC Executive Board Conference Call
- Attended Lake Ontario Wine Trail Meeting
- Attended Wayne county Bicentennial Meeting
- Attended Wayne County Historian's Meeting
- Attended FLRTC Board Meeting
- Attended FLRTC PR call
- Met with Advance media of NY
- Attended NYS Empire State Tourism Conference
- Attended Rove Marketing Seminar
- Attended Rome the Empire marketing Seminar
- Attended ROC/FLX Beverage trail meeting

Notes

- Advertising
 - Ads placed in NY Up magazine, Finger Lakes Times, Upstate Summer Guide & Visit Rochester Guide.
- Apple Tasting Tour
 - The apple tasting tour APP was submitted to:
 - New York State Travel Industry Association awards program
 - Received notification that the 2021 New York State Tourism Excellence Award entry selected for recognition.
 - Virtual 2021 NYS Tourism Excellence Awards Ceremony takes place, Thursday, May 6 from 11:30 AM to 1:30 PM
 - Reviewing downloadable App requirements for 2021
 - Contract has been mailed out to the vendor
 - Reviewing requirements for D & B number
 - App Store (costs) accounts will be set up.
 - 2021 planning meeting is scheduled for May
- Bicentennial
 - Assisting with 2 year bicentennial calendar.
- Matching Funds
 - There is no update on 2021-22 MF program
- Public Relations
 - Worked with FLT regarding Agness Wine Cellars and Erie Canal Adventures
 - Responded to Mother's Day query for mother/daughter tourism business.
- Tourism Updates
 - Office staffing change
 - All Moodle annual trainings completed in the office
- Visitor's Guide
 - Approved
 - Updated copy will be on our website in May
 - We will print in the fall if necessary

- Website
 - Highlighted camping and golfing on our home page

Chris Kenyon – Outdoor Recreation Coordinator

- Fishing updates weekly.
- LOSPC ZOOM management and action items for social media promotions.
- Completed county tests.
- Working with LOC changing derby awards from Orleans County to Wayne County.

RESOLUTION TRANSMITTAL

Committee No. 4
Date: May 3, 2021

Committee Chair: SPICKERMAN
Department Head: DAN CONNORS

SETTING DATE FOR PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO PARTICIPATE IN A PILOT YOUTH DEER HUNTING PROGRAM IN WAYNE COUNTY CONSISTENT WITH THE PROVISIONS OF ENVIRONMENTAL CONSERVATION LAW SECTION 11-0935

WHEREAS, Environmental Conservation Law §11-0935, established a pilot program wherein a hunting license holder who is 12 or 13 years of age may hunt deer with a crossbow, rifle, shotgun or muzzle loading firearm in areas where and during the hunting season in which such implements may be used; and

WHEREAS, Environmental Conservation Law §11-0935 requires that in order to be an “eligible area”, a county must pass a local law authorizing participation in the pilot program; and

WHEREAS, the universal hunting age of 12 is supported by the 2012–2016 NYS Deer Management Plan and the draft 2021–2025 NYS Deer Management Plan; and

WHEREAS, hunting with youth provides quality time for parents, guardians and other mentor figures to bond with their children, other family members and friends in an outdoor setting and presents an excellent opportunity to introduce youth to nature, stewardship, conservation, and responsible wildlife management; now, therefore, be it

RESOLVED, pursuant to Section 20 of the Municipal Home Rule Law that the Board of Supervisors shall hold a public hearing on **Tuesday, June 15, 2021 at 9:05 a.m.** in the Supervisors Chambers in the County Court House, 26 Church Street, Lyons, New York, on the following proposed local law:

COUNTY OF WAYNE - STATE OF NEW YORK INTRO NO. 2/LOCAL LAW NO. ____ FOR THE YEAR 2021

A Local Law to Participate in a Pilot Youth Deer Hunting Program in Wayne County, Consistent with the Provisions of Environmental Conservation Law Section 11-0935

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1. LEGISLATIVE INTENT

It is the intent of this local law to participate in a pilot youth deer hunting program in Wayne County consistent with the provisions of environmental conservation law section 11-0935

SECTION 2. PURPOSE

Consistent with the provisions of Environmental Conservation Law section 11-0935, this Local Law is adopted to authorize the expansion of youth hunting and allow licensed hunters ages 12 or 13 to hunt deer with a crossbow, rifle, shotgun or muzzle-loading firearm when accompanied by a parent, legal guardian, or mentor.

SECTION 3. AUTHORITY

This Local Law is adopted under the authority granted by:

1. Article IX of the New York State Constitution, § 2[c];
2. New York Municipal Home Rule Law, § 10; and
3. New York Environmental Conservation Law § 11-0935.

SECTION 4. DEFINITIONS

1. “Eligible area” means any county within the State of New York that has enacted a local law authorizing participation in a youth hunting pilot program, and has notified the New York State Department of Environmental Conservation of such participation.
2. “Hunting license holder” means a person who has successfully completed a hunter education/safety course, and currently holds a valid hunting license issued by the New York State Department of Environmental Conservation.
3. “Legal guardian” means a person legally responsible for a minor participating in the Pilot Youth Deer Hunting Program who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation and has at least three years of prior experience hunting deer as a hunting license holder.
4. “Mentor” means a person who (a) currently holds a valid hunting license issued by the New York State Department of Environmental Conservation, (b) is twenty-one years of age or older, (c) has at least three years of prior experience hunting deer as a hunting license holder, and (d) has been designated in writing by a minor’s parent or legal guardian on a form prescribed by the New York State Department of Environmental Conservation to serve as a mentor to said minor for purposes of the Pilot Youth Deer Hunting Program.
5. “Minor” means

a youth twelve or thirteen years of age who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation to hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm within an eligible area.

6. "Parent" means a person who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation, has at least three years of prior experience hunting deer as a hunting license holder, and is the parent of the minor participating in the Pilot Youth Deer Hunting Program.
7. "Physical control" means that the physical proximity of a minor to a parent, legal guardian or mentor and is such that the parent, legal guardian or mentor is (a) reasonably able to issue verbal directions and instructions, (b) maintain constant visual contact, and (c) otherwise able to provide guidance and supervision to the minor.

SECTION 5. OPT-IN AUTHORIZATION

The youth hunting opportunities authorized by Environmental Conservation Law section 11-0935 shall be applicable within the boundaries of the County of Wayne upon (a) the adoption of this Local Law by the Board of Supervisors for the County of Wayne, State of New York, and (b) notice provided to the New York State Department of Environmental Conservation of the adoption of this Local Law.

Wayne County hereby elects to participate in a Pilot Youth Deer Hunting Program to allow minors ages 12 or 13 to hunt deer with a crossbow, rifle, shotgun or muzzle-loading firearm when accompanied by a parent, legal guardian or mentor.

SECTION 6. ELIGIBILITY AND REQUIREMENTS.

1. A minor aged 12 or 13 may hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm within the County of Wayne when accompanied by, and is under the physical control of, a parent, legal guardian or mentor as those terms are defined by Section 4 of this Local Law.
2. A minor participating in the Pilot Youth Deer Hunting Program in an eligible area must be in possession of a valid New York State hunting license and valid tags, as appropriate, while afield at all times. The accompanying parent, legal guardian or mentor must also be in possession of a valid New York State hunting license at all times when supervising a minor participating in the Pilot Youth Deer Hunting Program.
3. A minor and the accompanying parent, legal guardian or mentor must display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent fluorescent orange or pink material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and visible from all directions.
4. A minor aged 12 or 13 participating in the Pilot Youth Deer Hunting Program must remain at ground level at all times when hunting deer with a crossbow, rifle, shotgun, or muzzle-loading firearm.
5. A minor participating in the Pilot Youth Deer Hunting Program must remain within the physical proximity of a parent, legal guardian or mentor, which means they must be capable of receiving verbal directions and instructions, and be in constant visual contact with the supervising parent, legal guardian or mentor at all times.
6. A minor participating in the Pilot Youth Deer Hunting Program must abide by all other federal, state and local laws, rules and regulations applicable to hunting including, but not limited to, manner of take, bag limits, hunting hours, geographical or general implement restrictions, hunting seasons, tagging, transporting and reporting requirements.

SECTION 7. FILING

In accordance with ECL § 11-0935.2, a copy of this Local Law shall be filed with the New York State Department of Environmental Conservation, and in accordance with Municipal Home Rule § 27, a copy shall be filed with the New York State Department of State.

SECTION 8. SEVERABILITY

Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so determined to be unconstitutional or invalid.

SECTION 9. REPEAL

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

SECTION 10. EFFECTIVE DATE

This Local Law shall be effective upon its filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law of the State of New York.

and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to give at least a five day notice of such hearing by posting such notice upon the bulletin board at the Court House, Lyons, New York, and by publishing such notice at least once in the official newspapers of the County.

Budgeted: yes ___ no ___ Proposed Cost: _____ Reimbursed Amount _____ County cost _____

Departmental transfer \$ _____ from Account No. _____ to Account No. _____

County Administrator's Review: _____ Date: _____

Human Resources Office Review: yes ___ no ___ N/A ___ Signature: _____

County Attorney Review: yes ___ no ___ N/A ___ Signature: _____

Standing Committee: Ayes _____ Nays _____ Date: _____ Signature: _____

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Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____

Committee: _____ Ayes _____ Nays _____ Date: _____ Signature: _____