

TOWN OF ELBA
TOWN BOARD MEETING
October 9, 2025

Call Meeting to Order

- Pledge to the Flag

Approval of Minutes

- September 11, 2025 Town Board Meeting

Resolutions

- 22-2025 Preliminary 2026 Town Budget
- 23-2025 Calling for Public Hearing on the 2026 Budget
- 24-2025 Resolution Opposing Large Scale Solar Projects
- 25-2025 Water Hookup Request

Abstract 10-2025

Committee Reports

Building & Grounds	Highway Supt. Yungfleisch
Zoning Board	Councilman Chamberlain
Planning Board	Councilman Coughlin
GAM	Councilman Augello
Cemetery	Councilman Chamberlain

Department Reports

Highway Superintendent
Assessor
ZEO/CEO
Town Clerk
Supervisor
Councilpersons

Adjournment

****MEETING CHANGE - November 6, 2025 ****
**** Public Hearing starts at 6:45 PM****
****Town Board Meeting to follow****

RESOLUTION NO. #22-2025:

PRELIMINARY 2026 TOWN BUDGET

RESOLVED, the Elba Town Board accepts the Preliminary Town Budget for 2026; and be it further

RESOLVED, that the 2026 Preliminary Town Budget hereby be filed in the Office of the Elba Town Clerk.

RESOLUTION NO. 23-2025:

CALLING FOR PUBLIC HEARING ON THE 2026 TOWN BUDGET

RESOLVED, the Elba Town Board hereby authorizes and orders that a Public Hearing on the Preliminary Town Budget for 2026 be conducted at the Elba Town Hall, 7133 Oak Orchard, Elba, New York, beginning at 6:45 p.m. on Thursday, November 6, 2025 at which time and place all interested persons will be heard; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to publish such public notice of the subject Public Hearing as required by law.

**NOTICE OF PUBLIC HEARING
ON THE 2026 TOWN BUDGET**

PUBLIC NOTICE IS HEREBY GIVEN that the Preliminary Budget of the Town of Elba for fiscal year 2026 has been completed and filed in the Office of the Town Clerk of the Town of Elba, where it is available for public inspection during regular business hours.

Notice is also given that the Town Board of the Town of Elba will hold a Public Hearing on the Preliminary Budget at the Elba Town Hall, 7133 Oak Orchard Road, Elba, New York beginning at 6:45 p.m. on Thursday, November 6, 2025 at which time and place any person will be heard in favor of or in opposition to any item or items contained therein.

Public Official Salaries are as follows:

Supervisor	\$13,000.00
Councilperson (4)	\$2,100.00
Town Clerk	\$38,731.00
Highway Superintendent	\$73,141.00
Town Justice (2)	\$9,980.50

By Order of the Elba Town Board
Trisha Werth, Town Clerk

RESOLUTION NO. #24-2025:

**RESOLUTION OPPOSING LARGE-SCALE SOLAR PROJECTS THAT OVERRIDE LOCAL LAND
USE AUTHORITY AND IMPACT AGRICULTURAL LAND IN GENESEE COUNTY**

WHEREAS, current and planned large-scale solar energy projects are significantly altering land use patterns and the rural character of Genesee and surrounding Counties; and

WHEREAS, Genesee County, as New York State's fourth largest agricultural producer, has experienced the conversion of a substantial portion of its farmland to industrial-scale solar energy infrastructure; and

WHEREAS, this accelerating trend results in the permanent loss of prime agricultural land, placing long-term food production capacity, rural economic stability, and environmental stewardship at increasing risk; and

WHEREAS, developers of large-scale solar projects frequently seek waivers from the State of New York in order to bypass County, City, Town, and Village comprehensive plans, zoning laws, and other locally enacted land use regulations, including those adopted in accordance with New York State Town Law and other applicable statutes, meaning such projects often cannot proceed without overriding or circumventing local legal authority; and

WHEREAS, these projects are consistently sited on highly productive farmland that has historically supported the local economy, food security, and the rural heritage of the region; and

WHEREAS, the conversion of such land to industrial energy production represents an irreversible loss of valuable agricultural resources; and

WHEREAS, the use of state level siting mechanisms to override or circumvent local laws and planning documents, including comprehensive and agricultural protection plans, effectively strips municipalities and residents of their right to self-determination in land use matters; and

WHEREAS, such actions undermine the authority of local governments and erode the principle of "home rule," threatening democratic participation and the ability of communities to plan for their own futures; and

WHEREAS, Article XIV, Section 4 of the New York State Constitution declares that it is a State policy to conserve, protect, and encourage agricultural lands, mandating the legislature create adequate protections for agricultural lands, and

WHEREAS, the Town of Elba has an interest in application of Article 25-AA of the New York State Agriculture and Markets Law, which states:

Declaration of legislative findings and intent . . . the declared policy of the state [is] to conserve, protect and encourage the development and improvement of its agricultural land for production of food and other agricultural products. It is also the declared policy of the state to conserve and protect agricultural lands as valued natural and ecological resources which provide needed open spaces for clean air sheds, as well as for aesthetic purposes.

The constitution of the state of New York directs the legislature to provide for the protection of agricultural lands. It is the purpose of this article to provide a locally initiated mechanism for the protection and enhancement of New York State's agricultural land as a viable segment of the local and state economies and as an economic and environmental resource of major importance.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Elba formally opposes any and all large-scale solar projects that override or disregard local land use policies, zoning regulations, and comprehensive plans;

BE IT FURTHER RESOLVED, that this opposition is based on the projects' clear and irreversible harm to agricultural lands, their circumvention of local laws, and the broader threat they pose to the integrity and autonomy of municipal planning authority in Genesee County;

BE IT FURTHER RESOLVED , that the Town of Elba **supports legislative efforts to restrict the development of large scale solar projects on prime soils and soils of Statewide significance, and demands that the Farmland Protection Working Group created by the Renewable citing law be immediately convened to address the issue of the loss of a critical mass of farmland in Genesee County,**

BE IT FINALLY RESOLVED, that the Town of Elba joins with Genesee County in demanding that all current and future solar energy projects comply fully with all applicable local laws, zoning ordinances, and adopted land use plans; and further urges the State of New York to uphold the principles of home rule as guaranteed by Article IX of the New York State Constitution, affirming the right of local governments to control land use and development within their jurisdictions.

RESOLUTION NO. 25-2025

WATER HOOKUP REQUEST

BE IT RESOLVED, that the Town Board of the Town of Elba have no objections to providing water service to 4106 Maltby Road, Elba NY, 19.-1-65.11.

RESOLVED, that the Town Supervisor is hereby authorized to respond in writing with the Town's recommendation to the "Genesee County Water System Hookup Administrative Review Committee".