

**In Attendance:** Mike Cramer, Julie Herman, Ralph Morgan, Bill Norberg,  
Eleasar Thomsem(3978 Buffalo st)

### **TOPICS OF CONVERSATION**

- **REVIEW OF ONGOING PROJECTS**

*Mike Cramer reported that the highway has the new excavator and attachments now delivered and in working order; the highway department is down 1 employee and will be working on the maintenance list; expect some delay till replacement is found. The typical time frame to do these projects land in August / September.*

- **GOOSEN RD ESTIMATE - UPDATE OF STATUS**

*Tabled till next meeting- need confirmation from Mike Means / Kenneth Morrison*

- **GILDERSLEEVE / EDDY RIDGE CONCERN**

*Previously Vern investigated the issue- the history of the property could hold a lot of insight- will keep an eye on it.*

- **UPDATE FROM TOWN ATTORNEY ON EASEMENTS**

*Julie provided an email from the attorney with some guidance when it comes to old easements in the town- as well as some suggestions for the committee to discuss in upcoming meetings (see attached copy of email).*

- The 1943 easement is enforceable as to the right to maintain and access the drainage. However, we do not believe the obligation to maintain man power would be. In today's language, it would be a duty to split the cost of maintenance.
- We can provide a standard form of drainage easement if you wish.
- If there are not major drainage issues, you may be able to take care of such issues within the highway department budget and workforce.
- The Town can create a town-wide drainage district to take responsibility for all drainage issues. However, if there is an area that is particularly prone to flooding or drainage problems, with a substantially different risk profile, it may not make sense to lump it all together and it might make sense to make a special district with the ability to levy extra expenses on those areas with a higher risk.
- You should be obtaining the right to enter properties.
  - Permission slips are good for a single project over a limited period of time. If the property changed hands that permission expires.
  - You should be obtaining permanent easements for drainage systems that are perpetual in nature. You should be maintaining a database/index of such rights so that the Town may enter again in the future.
  - You may want to seek out crucial rights in particular:
    - Drainage ponds
    - Areas likely to flood
    - Bottlenecks
- **IF AN OWNER REFUSES** – you should have a written notification that a failure to provide the Town access to address drainage issues will potentially subject them to liability for the claims of their neighbors who are damaged by your inability to do the work. The neighbors may have a private cause of action to sue for such damage which may be considered a nuisance or a trespass.

- **ANY NEW BUSINESS / CONCERNS**

*3978 Buffalo st*

*Reports issues with the cobblestone tunnel under the old carriage house along with old wooden retaining walls a previous owner put in. They have taken debris that have washed down from the top of the cemetery out to get the water flowing- do not mind doing minor maintenance to keep it clear and flowing to not cause any flooding but they feel the town should place this on the yearly maintenance list for the highway department.*

*Once the highway has some old concrete slabs (example old sidewalk) they will set it aside so the owners of 3978 Buffalo st may use them to replace wooden retaining walls as well as prevent further erosion.*

*Owners were also advised to call the County in regards to broken culverts. The property will be added to the Drainage Maintenance list to be checked yearly.*

**Meeting adjourned 7:20pm**

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# Marion Drainage Maintenance List

- Route 21 to Buffalo Street**
  - Check creek along back of the houses
  - Check creek north of Cemetery Road
  - Check Carriage house drainage at 3978 Buffalo Street
- Cemetery dumping area Ditch clean out**
- Buffalo Street to South Main Street**
  - Keep watch of buried pipes and open ditch
- South Main Street to Mill Street**
  - Keep watch of buried pipes and open ditch
  - Check creek along Seneca Foods fence line
- Mill Street to Smith Road**
  - Clean out main creek Mill Street to Pembroke Drive
  - Mow Mill St to Pembroke Drive
- Union Street to Pembroke Drive**
  - Mow area annually - clean out ditch if needed
- North Main Street to East Williamson Road (by Laundromat)**
  - Keep watch of creek
  - Check retaining wall
- North Main Street to Buffalo Street**
  - Keep watch of buried pipes
- Dormedy Hill Road to Witherden Road**
  - Keep ditch clear
- Hall Center Road ditch**
  - Cleaned out 2019- due to be cleaned in 2024/2025 year
- Red Creek**
  - Williams Farms - maintains Franklin Rd to Witherden Rd
  - Check culvert & East Williamson rd to Smith rd
- Martha Rich on Smith Rd**
  - Check the area annually- stop at Palmyra town line.
- Reeves Road and Smith Road**
  - Clean out ditch
- Walworth Road**
  - Clean out ditch to the north- work with Tim Short
- Heather Drive to Witherden Road**
  - Drainage issue - move Girard bridge to appease her.
- Witherden Road**
  - Nicole Enright property check
- Eddy Ridge Road - Roger Barber**
  - Still an issue with no resolution DEC put stop on project due to wetlands
- Cory Corners Rd / Goosen Rd**
  - Project on hold- waiting for project bid to come through
- Smith Rd to East Williamson Rd**
  - Keep an eye on it- Frog problem
- Town Park Drainage**
  - North walking path pipe
  - West side of park water drainage
- Hall Center Road and Goosend Road**
  - Clean out ditch running north of new retaining wall to prevent ponding
- Dean Road to Route 21**
  - Check for drainage issues