

TOWN OF PENDLETON
PUBLIC HEARING and WORK SESSION
March 23, 2026

A Work Session of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, NY, on the 23rd day of March, 2026 at 7:00 p.m. The meeting was open to the public.

PUBLIC HEARING
APPROVING SPECIAL USE PERMIT

Supervisor Maerten opened the Public Hearing at 6:55 p.m.

The notice for the Public Hearing was published in the Lockport Union Sun & Journal on March 10, 2026 and on the Town’s website.

The purpose of the hearing is to allow public input regarding the approval of a Special Use Permit for a telecommunications tower project to be located on property at 6699 East Canal Road.

Supervisor Maerten opened the floor to public comments.

There were no further comments from the public.

Supervisor Maerten opened to floor to the Board.

Councilman Buechler had a few questions for the Town’s Engineer regarding the SUP. Has the PB reviewed the threshold for the code, he replied yes. Went over existing towers, no state property in search, and code location. Went over property owners’ boundaries, fence code, and demo bond.

There were no further comments from the public.

Motion made by Councilman Kantor, seconded by Councilman Buechler, to close the Public Hearing at 7:06 p.m. Motion carried.

WORK SESSION

Supervisor Maerten called the meeting to order at 7:07 p.m.

Supervisor Maerten, Councilman Buechler, Councilman Lukasik, and Councilman Kantor were present.

Also present:

- Noreen Lemma – Town Clerk
- David Fischer – Highway/Water & Sewer Superintendent
- Claude Joerg – Town Attorney
- Dave Britton – Town Engineer
- Patrick Covell – Recreation Director

There were six residents in attendance.

RESOLUTION 91-26
APPROVAL OF SPECIAL USE PERMIT

Motion by Councilman Buechler, seconded by Councilman Lukasik, the following resolution was

ADOPTED: Ayes 4 Maerten, Buechler, Kantor, Lukasik
Nays 0
Absent Rumbold

WHEREAS, the Planning Board of the Town of Pendleton recommended approval of a Special Use Permit for a telecommunications tower project to be located on property at 6699 East Canal Road (SBL 151.00-1-53.1); and

WHEREAS, Town Code § 247-16C states, “Applications for a special use permit shall be reviewed by the Planning Board, which shall report its findings on the application to the Town Board.”; and

WHEREAS, Town Code § 247-16C further states, “Hearing and decision. Following receipt of the Planning Board's report, the Town Board shall hold a public hearing on an application for a special use permit within 62 days of receiving the application, publicly noticed in a printed newspaper of general circulation in the Town at least five days prior to the hearing.”; and

WHEREAS, a public hearing was approved by resolution of the Town Board on February 9, 2026 and subsequently advertised; and

WHEREAS, the public hearing was held at 6:55 pm on March 23, 2026; and

WHEREAS, the Town Board is obligated to make a decision on the application for a Special Use Permit within 62 days of the public hearing.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 23rd day of March 2026 that a Special Use Permit is approved for the telecommunications tower project to be located on property at 6699 East Canal Road (SBL 151.00-1-53.1).

FURTHER, BE IT RESOLVED, that this Special Use Permit is subject to annual review according to Town Code § 247-16C(5) and is valid for a period of one (1) year. This resolution shall take effect immediately.

RESOLUTION 92-26

APPROVING GRANT AWARD

Motion by Councilman Lukasik, seconded by Councilman Kantor, the following resolution was

ADOPTED: Ayes 4 Maerten, Buechler, Kantor, Lukasik
Nays 0
Absent Rumbold

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 23rd day of March 2026 that a grant under the 2025-2026 cycle of the Justice Court Assistance Program (JCAP) awarded to the Town of Pendleton in the amount of \$16,560.00 is accepted as presented to the Town Board. This resolution shall take effect immediately.

RESOLUTION 93-26

APPROVING BUDGET AMENDMENT

Motion by Councilman Lukasik, seconded by Councilman Kantor, the following resolution was

ADOPTED: Ayes 4 Maerten, Buechler, Kantor, Lukasik
Nays 0
Absent Rumbold

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 23rd day of March 2026 that the following budget amendment to the 2026 budget is approved:

Addition of budget revenue line JCAP Grant 2025-2026 (A00-30891) in the amount of \$16,560.

Addition of budget expense line Justices – Fixed Assets (A00-1110-201) in the amount of \$6,260.

Addition of budget expense line Justices – Contractual (A00-1110-401) in the amount of \$10,300.

This resolution shall take effect immediately.

RESOLUTION 94-26

AUTHORIZING REQUEST FOR TEMPORARY ROAD CLOSURE

Motion by Councilman Lukasik, seconded by Councilman Kantor, the following resolution was

ADOPTED: Ayes 4 Maerten, Buechler, Kantor, Lukasik
Nays 0
Absent Rumbold

WHEREAS, the United States of America annually celebrates the Country's independence on July 4th; and

WHEREAS, the Town of Pendleton hosts a celebration of Independence Day each year which includes fireworks display in the Town Park; and

WHEREAS, the United States of America is celebrating the 250th anniversary of the Country's independence in 2026 and it is appropriate to expand the size and scope of the 2026 Independence Day celebration to recognize and honor this important day; and

WHEREAS, the 2026 Town of Pendleton Independence Day celebration is anticipated to include a community parade which will take place on Campbell Boulevard in the Town; and

WHEREAS, a permit from the New York State Department of Transportation is required to lawfully close a specific section of Campbell Boulevard on July 4, 2026 for the planned parade.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 23rd day of March 2026 that submission of an application to the New York State Department of Transportation for temporary closure of a specific section of Campbell Boulevard is authorized. This resolution shall take effect immediately.

BOARD DISCUSSION

Supervisor Maerten mentioned waiting on the BBS contract until the April 13th regular meeting.

The town board discussed a recent FOIL appeal from Annmarie Reeb dated March 18, 2026 and the members present unanimously agreed to the issuance of a denial.

Engineer Britton talked about the tennis courts, and the kick off meeting and time frame.

There was no additional discussion.

PUBLIC REMARKS/COMMENTS

A resident asked about the Challenger league and their insurances. Supervisor Maerten responded that the matter is being reviewed and, in the past, the required insurance requirements have been modified with town board approval.

Also asked about the status on the comprehension master plan. Mr. Britton talked to her about vision plan, and said it's moving along.

No other public remarks or comments were made.

Supervisor Maerten announced the Regular Meeting on April 13, 2026 @ 7:00pm.

Motion by Councilman Buechler, seconded by Councilman Lukasik, to adjourn from the Work Session at 7:30 p.m. Motion carried.

Noreen E. Lemma, Town Clerk