

ENVIRONMENTAL COMMITTEE & ORDINANCE COMMITTEE
MONDAY, JANUARY 5, 2026 *IMMEDIATELY FOLLOWING CC ORGANIZATIONAL MEETING
HURLEY BUILDING, 205 SALTONSTALL STREET
VIRTUALLY: <https://us06web.zoom.us/j/82103183289>
LIVE STREAM: <https://fingerlakestv.org/live/>

Environmental Committee: Doug Merrill, Chair
Erich Dittmar
Sim Covington
J.T. Squires

1. Flood Mitigation Updates

Kevin Olvany, Watershed Program Manager, will attend the meeting to provide an update for City Council on ongoing water quality and flood resiliency initiatives. The presentation will include the status on preliminary designs for selected projects and the Climate Adaptation Plan. Updates will also cover efforts to secure voluntary easements and home buyouts. In addition, the 111 North Street project is moving forward with a proposed 9-acre land donation and easement to the City, which would enable construction of approximately 6 million gallons of flood storage. Lastly, the Woodlawn Cemetery drainage project is currently undergoing required environmental reviews required by FEMA and New York State Department of Environmental Conservation (DEC).

2. Ontario-Wayne Stormwater Coalition Agreement

This agreement establishes a five-year term for participation in the Ontario-Wayne Stormwater Coalition. The purpose of the Coalition is for member municipalities and agencies to work collaboratively to meet Phase II Federal Stormwater (MS4) regulations and permit requirements. Coalition activities include protecting and improving local water quality, coordinating the use of existing and future resources, researching and implementing appropriate funding mechanisms, and ensuring compliance with applicable Federal, State, County, and local water quality policies. The Coalition will also provide annual progress reports regarding regulatory compliance and funding efforts. Each Coalition member is required to pay an annual membership fee of \$5,000 to support stormwater compliance activities.

3. Public Art Donation

Judy Cermak, Ontario County Arts Council, and Barron Naegel, sculptor, will be in attendance to present details related to a potential donation of a sculpture for public art to be installed in a public park. The sculpture is 8'-10' X 3'x3' and made of modified mortar (pigment and stain) mosaic and steel.

4. Kershaw Beach Data Collection

To help develop an effective and appropriate approach to collecting data on individuals using Kershaw Beach during the summer of 2026, staff is looking for clarification from Council on the intended purpose and desired outcomes of this data collection. Specifically, it would be helpful to understand what Council is seeking to accomplish and how the data will be used to inform policy and/or planning.

5. 2026 July 4th Firework Discussion

The Town of Canandaigua officials recently expressed interest in partnering with the City again for fireworks on the lake/Kershaw Park, instead of hosting a display at Outhouse Park. This item was added to

get determine the interest of the City Council in this partnership for 2026.

Ordinance Committee: Erich Dittmar, Chair
Doug Merrill
Sim Covington
J.T. Squires

1. Amendments to Chapter 585 *Solid Waste* Regarding the Regulation of Temporary Dumpsters

The current ordinance addressing temporary dumpsters was amended last year, but some concerns have been raised regarding the ordinance and some changes are necessary. The ordinance limits the amount of time that dumpsters are permitted on a property. This presents compliance challenges for commercial and multi-family properties that require long-term dumpster use beyond the 90-day limit. Changes would need to commercial properties and/or those multi-family properties that use dumpsters year-round for refuse collection as well as larger commercial construction projects. Concerns have also been raised regarding residential projects and applying stricter limit. Dumpsters tied to building permits could be limited to a total of 90 days per calendar year to prevent extended or consecutive use. This would prevent consecutive building permits resulting in a dumpster on site for extended periods. Long-term remodels could accommodate multiple shorter placements within that limit or a variance process could be used in those circumstances, allowing review by an appointed board with public input. Rick Brown, Director of Planning, will be in attendance to discuss his proposed amendments.

INTERMUNICIPAL AGREEMENT

REGARDING COOPERATION TO COMPLY WITH THE FEDERAL PHASE II STORMWATER REGULATION IN ONTARIO AND WAYNE COUNTIES

An INTERMUNICIPAL AGREEMENT among the Ontario-Wayne Stormwater Coalition members of the City of CANANDAIGUA 2 N. Main St Canandaigua, NY 14424, Towns of CANANDAIGUA, 5440 Routes 5 & 20 West, Canandaigua, NY 14424, FARMINGTON, 1000 County Road 8, Farmington, New York 14425, MACEDON, 32 Main Street, Macedon, New York 14502, ONTARIO, 1850 Ridge Road, Ontario, New York 14519, VICTOR, 85 East Main Street, Victor, New York 14564, WALWORTH, 3600 Lorraine Drive, Walworth, New York 14568, hereinafter referred to as "Towns", the Coalition members of the Village of VICTOR, 60 East Main Street, Victor, New York 14564, hereinafter referred to as "Village"; ONTARIO COUNTY on behalf of its Department of Public Works with offices at 2962 County Road 48, Canandaigua, New York 14424; and WAYNE COUNTY on behalf of its Highway Department with offices at 7227 Route 31, Lyons, New York 14489, as authorized by Article 5-G of the General Municipal Law.

WHEREAS, the Phase II federal stormwater regulations require that regulated municipal separate storm sewer system operators comply with the SPDES General Permit for Stormwater Discharges (latest version) issued by the New York State Department of Environmental Conservation; and

WHEREAS, the Phase II federal stormwater regulations require that for each regulated municipal separate storm sewer system the municipality must prepare and implement a stormwater management program that includes six minimum control measures; and

WHEREAS, the municipalities recognize that, because watersheds and separate storm sewer systems cross municipal and county boundaries and because there are opportunities to save money and resources by working collaboratively, the municipalities should work cooperatively to comply with the requirements of the Phase II federal stormwater regulations; and

WHEREAS, the Ontario-Wayne Stormwater Coalition started holding meetings beginning in 2004 to identify and analyze options for pooling resources to meet the requirements of the Phase II Federal Stormwater Regulations, and;

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto mutually agree as follows:

1. The term of this agreement shall be from February 1, 2026 through January 31, 2031. At such time, this agreement may be renewed, amended, or terminated. Any party may withdraw from this agreement upon 60 days written notice to the other parties with or without cause.
2. The work of the Ontario-Wayne Stormwater Coalition shall be to work collaboratively to:
 - a. Comply with the latest Phase II Federal Stormwater Regulations and permit conditions placed on municipal separate storm sewer system operators and any future permit guidelines;

- b. Protect and/or improve the water quality of local water ways in accordance with State, County, and local water quality planning documents and policies
- c. Facilitate the use of existing or future resources, organizations, and programs for the provision of the services necessary to comply with the Phase II regulations
- d. Research and implement an appropriate funding mechanism to meet the financial needs resulting from compliance with the Phase II Federal Stormwater Regulations
- e. Report annually to the Ontario County Board of Supervisors, Ontario County Water Resources Council, Wayne County Board of Supervisors, and Wayne County Water Quality Coordinating Committee on the Coalition's progress with compliance and funding issues.

3. Each Coalition member (Municipality or Agency) will pay an annual membership fee to the Coalition to fund the implementation of compliance activities, which are part of each Coalition member's stormwater management plan. This fee will be determined annually by the Stormwater Coalition and approved by the full membership of the Stormwater Coalition. The fee schedule is included in Appendix 'A'.

4. Each Coalition member will designate an official representative to serve on the Stormwater Coalition. The designee shall be responsible to attend and participate in bimonthly meetings of the Coalition and the task groups created to facilitate compliance with different aspects of the regulations, and to transmit stormwater policy issues to his or her Coalition member. The designee shall also be responsible to obtain opinions on stormwater policy issues from the Coalition member and to share such opinions with the Stormwater Coalition membership. Every Coalition member entitled to vote or attend a meeting of the Stormwater Coalition may authorize another person to act by signed proxy.

5. The officers of the Stormwater Coalition shall be the Chair and Vice-Chair. The officers shall be elected to two-year terms by a majority of the members present at a regularly scheduled meeting. The duties and responsibilities of the Chair shall be to preside at meetings of the Coalition, and function as the official spokesperson for the Coalition. The Vice-Chair shall assist the Chair and subsequently assume the Chair position for a two-year term.

6. Membership fees, which are outlined in Appendix A, should be paid to the Ontario County Soil and Water Conservation District by the date established by the Coalition. If payment is not received within 30 days of this date (Feb 1), then membership will be revoked unless the Coalition has agreed to other payment arrangements.

7. Stormwater Coalition decisions and recommendations are generally made by consensus. Consensus is defined as all members of the Coalition being able to support the decision or recommendation.

When the Coalition cannot reach consensus, voting will be used for decision-making. Each Coalition member (municipality or agency), that has paid its Coalition membership fee in-full, shall have one vote. All decisions requiring voting shall be made by the majority of the members (or their officially designated alternates) present at a regularly scheduled meeting. In the case of a tie vote, the Chair shall cast the tie-breaking vote.

8. Staff from the local, regional, and state agencies may provide staffing services to the Ontario-Wayne Stormwater Coalition. This will include coordination of the Coalition, the task groups, management of Coalition projects, applying for grant funding, and coordination of awarded grants. The Coalition or its designated service provider may, with the approval of the Coalition, also manage the implementation of the membership fee and develop a template for the annual reports that must be submitted by each regulated Coalition member. The Ontario- Wayne Stormwater Coalition shall not be the employer of such staff.

9. This Agreement may be modified or amended only in writing duly executed by all parties, which shall be attached to and become a part of this Agreement.

10. Each party shall defend, indemnify and hold harmless the other, its officers, agents and assigns for all liability arising out of its activities under this Agreement. The obligations of this paragraph shall survive the expiration or termination of the Intermunicipal Agreement, whether occasioned by this Intermunicipal Agreement's expiration or earlier termination.

11. This Agreement constitutes the entire Agreement between the parties and supersedes any and all prior Agreements between the parties hereto for the services herein to be provided. The Agreement shall be governed by and construed in accordance with the laws of New York State without regard or reference to its conflict of laws and principles.

12. Each Coalition Member shall be solely responsible and liable for its own activities under this Agreement, for obtaining its permit coverage under the SPDES General Permit for Stormwater Discharges from MS4s (current permit) and for the preparation, implementation, operation and maintenance of its own stormwater management program including, but not limited to, the required minimum control measures.

Signatories

City of CANANDAIGUA City Manager:

Date:

Town of CANANDAIGUA Supervisor:

Date:

Town of FARMINGTON Supervisor:

Date:

Town of MACEDON Supervisor:

Date:

Town of ONTARIO Supervisor:

Date:

Town of VICTOR Supervisor:

Date:

Town of WALWORTH Supervisor:

Date:

Village of VICTOR Mayor:

Date:

ONTARIO COUNTY, on behalf of its Department of Public Works

Title:

Signature:

Date:

WAYNE COUNTY, on behalf of its Highway Department

Title:

Signature:

Date:

APPENDIX A

Ontario-Wayne Stormwater Coalition

2026-2031 Annual Membership Fee Schedule:

Type of Coalition Member	Annual Membership Fee	
<ul style="list-style-type: none">• MS4 Cities• MS4 Towns• Ontario County Highway Department• Wayne County Highway Department• MS4 Villages• Non-Traditional MS4's to include School Districts	\$5,000.00	







ORDINANCE #2025-__

AN ORDINANCE AMENDING CHAPTER 585 “SOLID WASTE”
REGARDING THE REGULATION OF TEMPORARY DUMPSTERS

WHEREAS, at their meeting on May 05, 2025, the City Council’s Ordinance Committee reviewed considerations regarding the regulation of temporary construction dumpsters, and

WHEREAS, the City Council’s Ordinance Committee endorsed the following proposal,

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Canandaigua, that:

Sec. 1. § 585-3 shall be amended to add the following:

J. Temporary dumpsters or roll-off trash containers may be used on private residential property without a permit:

- 1. When located on site for a period of less than 14 days during a calendar year, and**
- 2. When located more than 5 feet from a property line.**

K. Temporary dumpsters or roll-off trash containers may be used on private residential property when associated with an active Building Permit, with the conditions of placement set forth by said permit, for a period not to exceed 90 days during a calendar year.

Sec. 2. § 585-6 shall be amended to add the following:

D. No dumpsters and roll-off containers shall be used as herein provided without first obtaining approval from the Code Enforcement Officer or the Director of the Department of Public Works, **except for the use of temporary dumpsters as regulated by § 585-3.J and K.**

Sec. 3 This ordinance shall be effective thirty (30) days following its enactment.

ADOPTED this ___ day of _____, 2025

ATTEST:

Erin VanDamme
City Clerk