

TOWN OF HUME
TOWN BOARD MINUTES
JULY 8, 2026
7:00 PM

The regular monthly meeting of the Hume Town Board; Allegany County; Fillmore, New York was held at the Fillmore Central School small gym. Officials in attendance were Supervisor Darlene Mason, Councilmen Peter Hopkins, Andy Peet, Warren Smith, Councilwoman Tammy Peet and Town Clerk Dawn Bentley.

OTHERS IN ATTENDANCE: Darla Indralingam, Kevin Peet, SEE ATTACHED

Meeting was called to order by Supervisor Mason.

Pledge of Allegiance and moment of silence was observed by all.

MINUTES

Motion made by Councilman Hopkins to accept meeting minutes from June 10th meeting as written. Second by Councilman Smith.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

7:05 pm

Motion made by Councilman Hopkins, Second by Councilman Smith to open Public Hearing – Publication Attached.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

We have 70% of the funding for the Wiscoy/Roszburg Water Extension Project, this will allow them to go after another 20% to give us 80% funding.

Seth Pullen – speaking on bond issues – there will be an opportunity for the Wiscoy/Roszburg resident/property owners to vote on the Purmressive Referendum – Capitol Expense and it will only be the Wiscoy/Roszburg people.

John Ellis – could they get water from the CoJen – might be more feasible. Most cannot afford the installation because they are low income families or elderly people.

Board said they would have to check with the engineers, also about pump station for the CoJen.

7:22 pm

Motion made by Councilman Hopkins, Second by Councilman A. Peet to close Public Hearing after hearing all that wanted to speak.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

HIGHWAY – Kevin Peet

PTO Broom, Zero turn cemetery lawn mower – surplus and would like to sell.

Motion made by Councilman Hopkins, Second by Councilman Smith that the above stated items be declared surplus.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

How are we going to sell them?

Motion made by Councilman Hopkins, Second by Councilman A. Peet to sell surplus items stated above with RG Mason Auctions on July 11th, 2026

ROLL CALL

Darlene Mason	Abstain	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Getting a lot of attachments, the are in cold storage. Would like to build an enclosed lean 2 shed 24' x 42' locked. There is money in the small equipment account – wants to get attachments out of where they are.

Motion made by Councilman Hopkins, Second by Councilman Smith to allow Kevin Peet to get quotes and plans for an enclosed lean 2 building.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Also working on getting some of the chips money back.

MUSEUM – Darla Indralingam

Tomorrow morning – testing lift – lift is complete

July 12th begin starting to build Historical Society – meeting are set and are posted in the newsletter.

JUSTICE – Darla Indralingam

Status Quo

COMMUNITY FORUM

Toby Lindberg – water bill – had a hot water tank leak for at least a month – looking to get bill reduced. Board will have Cory check to see where water was going out as it is a concrete floor.

Motion made by Councilman Hopkins, Second by Councilman A. Peet to table bill until August meeting.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Levi Behn – Questions

Audit – Supervisor stated could be end of August or September

Rate Study – Supervisor stated should have that for the August meeting

David Cartwright – Questions

Who manages Town Website?

What does Pullen office charge per hour?

Museum – are all records digitized?

Clerk Position is sit 40 hr week?

All questions were answered.

DOG CONTROL

Report is in board folders.

LEGAL – Seth Pullen

Call for Public Hearing to be held on August 5th to propose Local Law #1 of 2026 for establishing a temporary moratorium on battery energy storage system projects and data center projects in the Town of Hume, New York

Attorney Seth Pullen read proposed Law – **SEE ATTACHED FOR FULL LAW**

Motion made by Councilman Hopkins, Second by Councilwoman T. Peet to have public Hearing on August 5th, 2026 7:00 pm

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Motion made by Councilman Hopkins, Second by Councilman Smith to move the Regular Monthly Town Board meeting from August 12th, to August 5th, @ 7:00 pm

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

TOWN CLERK – Dawn Bentley

All quiet in our office

SUPERVISOR – Darlene Mason

Fire Department contracts are ready to be signed.

Comptroller Office – looking at end of August

New Accountants – going well

Summer Swim Program – 4 weeks in

Starting Budget next month

WATER/SEWER

Dave Stenzel – water discolored – ruined clothes in his laundromat – looking for reimbursement.

Supervisor will check with the insurance company . Notice was posted on the website.

Motion made by Councilman Hopkins, Second by Councilman Smith to pay all bills

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Tammy Peet – gave update on playground project.

Playground sketch – **SEE ATTACHED.**

Thanked everyone for donations to help with cleaning the pavilion.

Tom Bower – Fire District public vote on fire department contract renewals.

Motion made by Councilman Hopkins, Second by Councilman Smith to adjourn the meeting.

ROLL CALL

Darlene Mason	yes	
Pete Hopkins	yes	
Warren Smith	yes	So Carried
Tammy Peet	yes	
Andy Peet	yes	

Next meeting August 5th, 2026, 7:00 pm at the Fillmore Central School small auditorium.

The above is true and accurate to the best of my knowledge.

Dawn Bentley

Town Clerk

Please Sign In

1. Courtney Potter
2. Linda Miller
3. James Hennard
4. Wendy Up- Reinbold
5. Nancy High
6. ~~Chad Miller~~
7. Toby A. Lindberg
8. ~~Sharon Mitchell~~
9. Jim Mitchell
10. Roseanne Lato
11. Rosemarie Gori
12. LINDA FIEGL
13. ED KELLS
14. Dave Stengel
15. Jane Stengel
16. ~~Dennis Lukett~~
17. Sherry Ballard
18. Fran Thompson
19. Nancy K.
20. Cain Kott
21. Xavier Almaraz
22. Don Miller
23. Deb Miller
24. Gordon RAKOSKA
25. DAVID S. FARWRIGHT
26. ~~Jim~~
27. Tyler Jousen
28. Kathu Gering

28 Seth Pullen

29 James Wagner

30 Thomas E Bower

31 John Ellis

32 Mike Ellis

33 Lisa Cupo

34 Vaughn Hark

35 Karen Stroud

36 Julie Hall

37 Joel Stroud

38 Angela Robb

39 Kevin Bender

40 Lori Stones

41 Tim Stones

42 Bill Wain

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LEGAL NOTICE

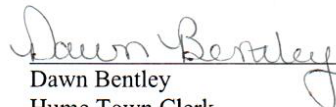
TOWN OF HUME

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the Town of Hume at Fillmore Central School Fillmore, New York, at 7:00 P.M. on the 5th day of August, 2026, concerning proposed Local Law Number 1 of 2026, entitled "A LOCAL LAW ESTABLISHING A TEMPORARY MORATORIUM ON BATTERY ENERGY STORAGE SYSTEM PROJECTS AND DATA CENTER PROJECTS IN THE TOWN OF HUME, NEW YORK". A copy of the proposed local law is available for inspection at the office of the Town Clerk.

At such time and place all persons interested in the subject matter of the proposed local law will be heard concerning the same.

Dated: Town of Hume, New York
July 8, 2026


Dawn Bentley
Hume Town Clerk

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At a regular meeting of the Town Board of the Town of Hume, County of Allegany, State of New York, held at FCS, Fillmore, New York, on July 8, 2026 at 7:00 P.M. there were

	PRESENT	ABSENT
Darlene Mason, Supervisor	<u>✓</u>	<u> </u>
Peter Hopkins, Councilperson	<u>✓</u>	<u> </u>
Andrew Peet, Councilperson	<u>✓</u>	<u> </u>
Tamara Peet, Councilperson	<u>✓</u>	<u> </u>
Warren Smith, Councilperson	<u>✓</u>	<u> </u>

ALSO PRESENT: Dawn Bentley, Town Clerk,

A proposed Local Law No. 1 of 2026 entitled " A LOCAL LAW ESTABLISHING A TEMPORARY MORATORIUM ON BATTERY ENERGY STORAGE SYSTEM PROJECTS AND DATA CENTER PROJECTS IN THE TOWN OF HUME, NEW YORK" was discussed by the Town Board. The Town Attorney, Seth D. Pullen, has prepared the local law draft at the request of the Town. It was explained that this local law is necessary for the purpose of protecting the Town from the risks of development of Battery Energy Storage Systems and Data Centers until it has the opportunity to study and adopt appropriate local land use regulations. The following resolution was introduced by Councilman Hopkins, who moved its adoption, and seconded by Councilwoman T. Peet, to wit:

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BE IT RESOLVED AS FOLLOWS:

1. That the Town Board of the Town of Hume accepts and proposes to adopt a local law to be designated as Introductory Local Law No. ____ of 2026 entitled the " A LOCAL LAW ESTABLISHING A TEMPORARY MORATORIUM ON BATTERY ENERGY STORAGE SYSTEM PROJECTS AND DATA CENTER PROJECTS IN THE TOWN OF HUME, NEW YORK" and that a copy of the proposed local law is annexed hereto and incorporated into this resolution as though set out in full.
2. That a public hearing be held on August 5, 2026, at 7:00 P.M. at Fillmore Central School, Fillmore, New York.
3. That the Town Clerk, with the assistance of the Town Attorney, is directed to prepare the legal notice required to be published and to provide such notice for timely publication in the official newspaper.
4. That a copy of such legal notice be posted upon the Town Clerk's bulletin board and Town website as required by law.

Following discussion, the foregoing resolution was called to a vote which resulted as follows:

AYES 5 _____

NOES 0 _____

The Supervisor then declared the resolution to be adopted and directed the Clerk to proceed to contact the Town Attorney if necessary and to complete the publishing and posting as required by law.

TOWN OF HUME
LOCAL LAW NO. 1 OF 2026

**A LOCAL LAW ESTABLISHING A TEMPORARY MORATORIUM ON BATTERY
ENERGY STORAGE SYSTEM PROJECTS AND DATA CENTER PROJECTS IN THE
TOWN OF HUME, NEW YORK**

Be it enacted by the Town Board of the Town of Hume, Allegany County, State of New York, as follows:

SECTION 1. TITLE, PURPOSE AND FINDINGS

This Local Law shall be known as the “2026 Battery Energy Storage System and Data Center Moratorium Law of the Town of Hume.”

The purpose of this Local Law is to temporarily halt the review, approval, permitting, construction, or establishment of any Battery Energy Storage System (BESS) project or data center project within the Town while the Town Board undertakes a comprehensive review of its laws, land use regulations, environmental protections, and public safety considerations related to such uses.

The Town Board finds that:

BESS facilities and data centers are emerging land uses with significant potential impacts, including but not limited to fire safety, emergency response, noise, water usage, energy demand, hazardous materials, and land use compatibility.

The Town currently lacks adequate regulations to properly evaluate and manage these uses.

A temporary moratorium is necessary to protect the public health, safety, and welfare while the Town studies and develops appropriate local regulations.

Adoption of this moratorium on building permits and other land development for construction of BESS or Data Center Projects will not have a significant impact on the environment and is a Type II action, not subject to further environmental review in accordance with SEQRA.

SECTION 2. AUTHORITY

This Local Law is enacted pursuant to the authority granted to the Town Board under: New York State Municipal Home Rule Law § 10; and New York Town Law §§ 130, 261, 263; and the Town’s police power to protect the health, safety, and welfare of its residents.

SECTION 3. DEFINITIONS

For purposes of this Local Law:

“Battery Energy Storage System (BESS)” means any facility, structure, or installation that uses electrochemical energy storage technology to store electrical energy for later use, including but not limited to lithium ion, flow battery, or other battery technologies, whether standalone or paired with another energy system.

“Data Center” means any facility or portion thereof occupying in aggregate more than one (1) acre of land to house computer systems, servers, networking equipment, or digital storage infrastructure, including associated cooling systems, backup power systems, and electrical distribution equipment, primarily for the purpose of data processing, storage, or transmission.

“Project” means any proposal, application, site plan, special use permit, building permit, variance, or other request for municipal approval related to the establishment, expansion, or construction of a BESS or data center.

SECTION 4. SCOPE OF MORATORIUM

For the duration of this moratorium, no board, officer, or employee of the Town shall accept, process, review, approve, issue, or grant: site plan applications, special use permits, building permits, variances, subdivision approvals, or any other land use or development approvals for any Battery Energy Storage System or data center project.

All applications not fully approved prior to the effective date of this Local Law shall be stayed and shall not proceed until the moratorium expires or is repealed.

This moratorium does not apply to: a) any applications complete and fully approved prior to the effective date of this Local Law; b) electric motor vehicles and charging stations for such electric motor vehicles; and c) small battery energy storage systems with an aggregate energy capacity less than or equal to 200 kWh, storing energy to be used on the premises where located, and if in a room or enclosed area, consisting of only a single storage system technology.

SECTION 5. DURATION

This moratorium shall remain in effect for twelve (12) months from the effective date of this Local Law, unless extended, modified, or repealed by resolution of the Town Board.

The Town Board may extend the moratorium for additional periods of up to six (6) months if necessary to complete its studies and adopt appropriate regulations.

SECTION 6. STUDY AND REVIEW DURING MORATORIUM

During the moratorium period, the Town Board, and other relevant Town officers and bodies shall: a) Conduct a comprehensive review of BESS and data center land use impacts; b) Evaluate fire safety standards, emergency response needs, and environmental risks; c) Review zoning districts where such uses may or may not be appropriate; d) Draft new or amended zoning regulations, permitting standards, and safety requirements; and e) Hold public hearings and consult with experts as needed.

SECTION 7. HARDSHIP WAIVER

A property owner may apply to the Town Board for a hardship waiver if they believe the moratorium imposes an unnecessary and extraordinary hardship.

To be eligible for a hardship waiver, the applicant must demonstrate: a) The moratorium causes unique and substantial hardship not shared by others; b) The requested relief will not undermine the purpose of the moratorium; and c) the project will not pose risks to public health, safety, or welfare

The Town Board may impose reasonable conditions on any waiver to protect the interest of the Town and the public.

SECTION 8. SEVERABILITY

If any section or provision of this Local Law is held invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Local Law.

SECTION 9. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

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HUME COMMUNITY PARK

PRILIMINARY SKETCH - Consolidated Volunteer Feedback

