

TOWN OF BETHANY
REGULAR TOWN BOARD MEETING

08 JUNE 2026

Supervisor Hyde opened the June 08, 2026, Regular Town Board Meeting at 7:00 p.m. with the Pledge of Allegiance followed by a prayer offered by Councilman Embt.

Town Officials in Attendance were:

Carl Hyde, Jr., Supervisor	Steve Wells, Councilman
Timothy Embt, Councilman	Bill Elsasser, Councilman
Diane Fowler, Councilwoman	Shauna Klump, Town Clerk

Absent: Barb Czworka and Gerry Wood

Town Clerk/Tax Collector Report – Shauna Klump

- Presented the Minutes of May 14, 2026, Regular Town Board meeting.

A motion was made by Councilman Embt, duly seconded by Councilwoman Fowler, to approve the Minutes of the May 14, 2026, Regular Town Board meeting as presented. The motion passed with All In Favor.

Board Committee Reports

Councilman Wells

- No planning board meeting

Councilman Embt

- No ZBA

Councilwoman Fowler

- No new information on County water

Councilman Elsasser

- Comp Plan meeting is on the 2nd and 4th Thursday every month all are welcome to attend.

Supervisor Hyde

- WD#5 pumps and water tower should be arriving in about 2 weeks.
- Phase 2 is going out to be bid next week.
- New solar law is going to be reviewed at next month’s meeting.
- Solar moratorium was read and reviewed by board and approved. Please see reference below.
- Board members received a copy of the 2026 tax reconciliation also.
- Jim Phillips stated that NYS posted a 1-year moratorium on large data centers and the planning board is looking for assistance planning for data centers.
- Julie Towner expressed concerns on oversights and tax breaks due to the data centers.

TOWN OF BETHANY
RESOLUTION TO ADOPT LOCAL LAW NO. 3 OF 2026 ENTITLED,
“A LOCAL LAW ENACTING A TEMPORARY MORATORIUM ON COMMERCIAL
DATA CENTERS WITHIN THE TOWN OF BETHANY”

Adopted: June 8, 2026

WHEREAS, the Town Board of the Town of Bethany met at a regular board meeting at the Town Hall located at 10510 Bethany Center Road, East Bethany, New York on the 8th day of June, 2026, commencing at 7:00 P.M., and thereafter a public hearing was held at 7:00 P.M. at which time and place the following members were:

Present:	Supervisor	<u>Cass Hyde</u>
	Councilmember	<u>Diane Fowler</u>
	Councilmember	<u>Tim Embo</u>
	Councilmember	<u>Steve Wells</u>
	Councilmember	<u>Bill Elsass</u>
Absent:		

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Town Board is considering a proposed local law entitled, “A LOCAL LAW ENACTING A TEMPORARY MORATORIUM ON COMMERCIAL DATA CENTERS WITHIN THE TOWN OF BETHANY” as the Town Board of the Town of Bethany finds it necessary to temporarily prohibit the establishment of commercial Data Centers in the Town to preserve the status quo while affording the Town Board sufficient time to evaluate and to amend the Town Zoning Ordinance, or to adopt new laws relating to Commercial Data Centers; and

WHEREAS, on May 11th, 2026, the Town Board of the Town of Town of Bethany adopted a Resolution to Authorize Public Hearing set for June 8th, 2026 regarding said proposed local law, at which time all interested parties and citizens for or against the proposed local law would be heard; and

WHEREAS, the Town Board of the Town of Bethany referred the Local Law to the Genesee County Planning Board as required under Section 239-M of General Municipal Law; and

WHEREAS, pursuant to Section 239-M of the General Municipal Law, said Local Law and all supporting documentation, was submitted to the Genesee County Planning Board, with such notice being satisfied on June 3rd, 2026; and

WHEREAS, the Town Clerk published Notice of Public Hearing in the Town’s Official Newspaper on May 21, 2026 and posted such Notice at the Town Hall; and

WHEREAS, the Town Board of the Town of Bethany held a public hearing on June 8th,

2026, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof; and

WHEREAS, the Town Board of the Town of Bethany finds it to be in the best interest of said Town to adopt said local law; and

NOW ON MOTION OF Diane Fowler, which has been duly seconded by Steve Wells, now therefore be it

RESOLVED, that the Town Board of the Town of Bethany hereby adopts Local Law No. 3 of 2026, entitled, "A LOCAL LAW ENACTING A TEMPORARY MORATORIUM ON COMMERCIAL DATA CENTERS WITHIN THE TOWN OF BETHANY"; and be it further

RESOLVED, that the Town Clerk hereby is directed to enter said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York.

Ayes: 3

Nays: 0

Quorum Present: ☒ Yes ☐ No

Dated: June 8, 2026



Shauna Klump
Shauna Klump, Town Clerk
Town of Bethany

Adjournment

A **MOTION** was made by Councilman Elsasser, duly seconded by Councilman EMBT to adjourn the meeting at 7:40 p.m. The motion **PASSED** with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: June 08, 2026

Respectfully Submitted,

Shauna Klump, RMC
Bethany Town Clerk