

**TOWN OF KENDALL  
PLANNING BOARD OF APPEALS  
MEETING MINUTES  
Wednesday, January 14, 2015 – 7:00 p.m.**

Attendance: Chair. Andrew Kludt - present  
Jeff Conte - present  
Phil D’Agostino - present  
John Hughes - present

Also present: Mr. Ronald Bierstine, 1764 Oak Orchard Rd., Albion, NY 14411, Town Board Liaison Newell, Code Enforcement Office Hennekey, Code Enforcement Officer Strong and Recording Secretary Bakutis.

**APPROVAL OF MINUTES:**

Minutes from the December 23, 2014 meeting submitted by Recording Secretary Bakutis were reviewed. Jeff Conte moved to accept the minutes as amended, seconded by Phil D’Agostino. All in favor.

**CODE ENFORCEMENT UPDATE:**

CEO Paul Hennekey said he met with Karl Driesel last week, he was hoping to close on the property and get it resurveyed (sighting for his proposed new building) and get it to the office by the end of January. Paul will help him with the site plan review to go to the county. Paul said depending on the how the survey works out and where he places the building, Karl may need a variance for a front or side setback.

**TOWN BOARD UPDATE:**

Town Board Liaison said he discussed with Chairman Kludt the details discussed at previous meetings regarding the codification. Some of the sections that needed changes made are coastal erosion, farm housing, and local law. As soon as general code makes the changes and gives the Town Board the fully revised copies he said then the Planning Board can vote on it.

**PUBLIC HEARING FOR A SPECIAL USE PERMIT – TAX ID 31.-1-17.12**

Chairman Kludt opened the public hearing at 7:15 p.m. He read the public notice.

Please take notice that the Planning Board of the Town of Kendall, Orleans County, New York, will hold a public hearing on the application of Ronald Bierstine for approval of a Special Use Permit, to operate a Bed and Breakfast on his property located at 2038 Peter Smith Road. Said hearing will be held the 14<sup>th</sup> day of January, 2015 at 7:15 p.m. at the Kendall Town Hall, 1873 Kendall Road, Kendall, NY. All persons wishing to speak on this matter will heard at this time. Application is on file in the Town Clerk’s office. The normally scheduled Planning Board meeting, for January, 2015, will be held immediately following the public hearing.

By Order of Andrew Kludt,  
Town of Kendall Planning Board Chairman

Chairman Kludt asked Mr. Bierstine to give the board a summary of why he is seeking the special use permit. Mr. Bierstine said he would like to operate a bed and breakfast. It would have one unit with eight beds. He will primarily be operating in the fall time. He is only interested in housing fisherman that are here to fish the tributaries which is seasonal.

Chairman Kludt read the Town of Kendall Zoning Board of Appeals Notice of Decision for the approval of the variance for the parking on the property. He also read the recommendations from the County Planning Board.

Chairman Kludt closed the public hearing at 7:45 p.m.

After reviewing the criteria Chairman Kludt called a roll call vote, with the following results:

<b>ROLL CALL VOTE:</b>	Jeff Conte	- aye
	Chair. Kludt	- aye
	Phil D'Agostino	- aye
	John Hughes	- aye

Motion carried. Special Use Permit granted contingent on a three (3) year renewal.

**NEXT MEETING:**

Tuesday, February 24, 2015 at 7:00 p.m.

**ADJOURNMENT:**

Phil D'Agostino made motion to adjourn, seconded by John Hughes. All in favor. Meeting adjourned at 7:43 p.m.

Respectfully Submitted,

Tammy Bakutis  
Recording Secretary