

**TOWN OF KENDALL
PLANNING BOARD MEETING MINUTES
TUESDAY, February 26, 2013 - 7:00 p.m.**

Chairman Gray called the meeting to order at 7:00 p.m.

Attendance: Chairman Gray - present
Jeff Conte - present
Joyce Henry - present
Raymond Wenzel - present
Andrew Kludt - present

Also present: Town Board Representative Schuth, Code Enforcement Officer Hennekey, Recording Secretary Bakutis.

Chairman Gray introduced and welcomed two new Planning Board members; Andrew Kludt and Raymond Wenzel.

APPROVAL OF MINUTES:

Minutes from December 11, 2012 were reviewed. Jeff Conte made motion to accept minutes with corrections as amended. Seconded by Joyce Henry. All in favor. Ray Wenzel - abstain; Andrew Kludt - abstain.

Jeff Conte motioned to accept October 8th and 10th minutes with corrections. Seconded by Joyce Henry. All in favor. Ray Wenzel - abstain; Andrew Kludt - abstain.

PB Minutes from February 12, 2013 special meeting, submitted by David Schuth were reviewed. Jeff Conte made motion to accept, seconded by Joyce Henry. All in favor. Ray Wenzel - abstain; Andrew Kludt - abstain.

DISCUSSION OF FARM LABOR CAMP:

Brief discussion of the farm labor camp for RM Zingler Farms located at 1669 Center Road. Chairman Gray, board members and CEO Paul Hennekey provided new member's Ray and Andrew a brief summary of what was reviewed and final actions taken at the February 12th public hearing.

TOWN BOARD UPDATE:

Representative Schuth provided an update of Town Board actions. The Board has conducted interviews for the open positions on the planning board and appointed two new members. The Town Board is working on water line extensions. A plan has been laid out where every resident that does not have public water will be getting a letter and a form to fill out, surveying their water quality, quantity, number of people residing in the home, address, etc. When forms are returned back to the Town Hall, the Town Board and office personal will evaluate the returned forms and put them into spreadsheets by road, to initially identify water issues, and determine residential densities. The Town Board is also working closely with LaBella Associates, the Town of Kendall's engineering firm. The Town Board will forward the survey information to LaBella for their analysis and

review as part of the process to provide recommendation back to the TB.

NEW BUSINESS:

Training - Chairman Gray recommended to the Town Board that all Board members, on the Planning Board in 2012, receive four (4) hours training for the year 2012 to meet mandatory training requirements. Chairman Gray's recommendation is based on the work with the Wegman project utilizing numerous Department of State documents and guides. The Kendall Town Board passed a resolution giving Planning Board members four (4) hours training for the year 2012.

CEO REPORT:

CEO Paul Hennekey said he had received an inquiry for a proposed hair salon at 1987 Kendall Road in the Hamlet district. This would be a home business next to the Masonic temple. There would be a shared driveway. Once an application is received it would also have to go before the County Planning Board for review because it is on a county road.

COUNTY PLANNING BOARD:

There are two referrals that the CPB will review this month. One is a variance request from Kendall that deals with the Cottages at Troutburg project. The outflow pipe of the sewage treatment plant and the proposed dock, both located in the near shore area, must meet the Town of Kendall's 1989 Coastal Erosion Hazard Area Law. Because the action requires a variance, it is presently under review by the Kendall Zoning Board of Appeals. This is a local law so the attorneys cited section 239M under General municipal law - Town Law, Section A6 requiring the variance of the local law to be sent to the CPB for review. On recommendation from the town's special counsel the variance request has been submitted to the CPB. The county planner, Jim Bensley, has talked to the legal group at the Department Of State whose opinion is that the County Planning Board does not have to review this request because it is a local town law. The CPB does not normally review the actions of a local town law. Chairman Gray said when he attends the CPB meeting this Thursday he is not sure what the position of the full board will be, but everyone is prepared to give a full presentation if necessary.

ADJOURNMENT:

Joyce Henry made motion to adjourn, seconded by Jeff Conte; all in favor. Meeting adjourned at 9:20 p.m.

Respectfully Submitted,

Tammy Bakutis
Recording Secretary