

TOWN OF KENDALL
PLANNING BOARD
MEETING MINUTES

Tuesday, February 28, 2012 – 7:00 p.m.

CALL TO ORDER: Chairperson Paul Gray called the meeting to order at 7:02 p.m.

ROLL CALL: Paul Gray, chair - present
 Jeff Conte - present
 Phil D'Agostino - present
 Joyce Henry - present
 Bruce Newell - present

ALSO PRESENT: Daniel Gaesser, Supervisor
 David Schuth, Town Board Representative
 Paul Hennekey, Code Enforcement Officer
 Barbra Germano, 17135 Norway Heights
 Keith Germano, 17135 Norway Heights
 Joyel Miesner, Recording Secretary

APPROVAL OF MINUTES

Minutes from January 24, 2012 were reviewed. Joyce Henry moved to accept the minutes with corrections, seconded by Phil D'Agostino, all in favor.

PUBLIC PARTICIPATION

No public comment.

SUPERVISOR GAESSER REMARKS

Supervisor Gaesser said the Town Board had approved hiring Hodgson & Russ Attorneys LLP. He said he wished to be the liaison for the Town Board and Planning Board with regards to engaging the services of Hodgson & Russ. Supervisor Gaesser said services of Hodgson & Russ had already been engaged to interpret the local law attached to the LWRP. He discussed the remarks from Hodgson & Russ regarding their interpretation. He said each board is responsible for making a determination on any discretionary approval and that it is not like SEQR where there is a single lead agency. Supervisor Gaesser said each agency with decision making power must make a determination.

Supervisor Gaesser mentioned correspondence he had with DEC and DOT.

TOWN BOARD REMARKS

No remarks from the Town Board.

CEO REPORT

Paul Hennekey said he had met with and discussed local law with the Wegman Group's engineer in charge of designing the coastal erosion abatement. He said there were no engineered plans at this point in time and that the project will require permits from the DEC and Army Corps of Engineers. Discussion took place about the applications needed to be filed and with whom they were to be filed.

Paul Hennekey discussed requests for one lot subdivisions and the progress on the Eagle Creek Marina property. Discussion took place about the preliminary plans of the new owners of the Eagle Creek Marina property.

CPB REPORT

Bruce Newell discussed appointments to the County Planning Board. He said that the Department of State does not plan to offer training during 2012 in Orleans County. Discussion took place about the possibility of online course, courses offered in surrounding counties and alternative training options that could be offered by the Town of Kendall. Bruce listed the zoning referrals that went before the County Planning Board and their outcomes.

REVIEW OF SECOND DRAFT OF WEGMAN GROUP SITE PLAN

Paul Gray discussed a Notice of Intent to become Lead Agency received by the Planning Board from the Town Board. Joyce Henry motioned that the Planning Board consent to accept the Kendall Town Board as Lead Agency on the SEQR, second by Bruce Newell, all in favor. Supervisor Gaesser discussed the approval from the concerned parties in regards to the Town Board being the Lead Agency on the SEQR. He said not all parties responded to the letter he had sent. The time frame allowed for the parties to respond was discussed. It was determined that the parties had 30 days to object and that the 30 days had since past.

Discussion took place about the number of site plan copies that are required by the Kendall Town Boards, Contracted engineers and attorneys.

Paul Gray distributed response letters from the DEC and NYS Department of Transportation regarding the Town Board being the Lead Agency on the SEQR.

The board discussed changes that occurred to the Troutburg Property site plan and questions they had regarding the site plan. Discussions occurred pertaining to:

- Garbage
- Fire vehicle access
- Signage
- Landscaping and ponds
- Lighting
- Storage units
- Lake access
- Lot lines and surveys
- Buildings to be demolished/kept
- Water lines
- Sewage plant capacity
- Rezoning

NEXT MEETING

Tuesday, March 13, 2012 - Workshop

Tuesday, March 27, 2012 - Meeting

ADJOURNMENT: Phil D'Agostino motioned to adjourn. Seconded by Joyce Henry, all in favor. Adjourned at 9:41 pm.

Respectfully submitted,

Joyel Miesner
Recording Secretary