

**TOWN OF KENDALL
PLANNING BOARD
MEETING MINUTES**

Tuesday, July 26, 2022 at 7:00 p.m.

ATTENDANCE:	Chairman Bruce Newell	- absent
	Jeff Conte	- absent
	Phil D’Agostino	- present
	Steve Catone	- absent
	Jon Gainer	- present
	Mindy Zyra	- present

Also present: Rhonda Steffen and Doug Steffen, 169 Gary Dr., Brockport, NY, Bob McGregor, 1909 W. Kendall Rd., Town Board Liaison Jennings, Code Enforcement Officer Hennekey, Deputy Code Enforcement Officer Strong and Recording Secretary Bakutis.

Acting Chairman D’Agostino called the meeting to order at 7:07 p.m.

PUBLIC HEARING FOR APPROVAL OF A SUBDIVISION – TAX ID #31.-2-24

Chairman D’Agostino opened the public hearing at 7:07 p.m. He read the public notice:

Notice is hereby given that a public hearing will be held by the Planning Board of the Town of Kendall on Tuesday, July 26, 2022 at 7:00 p.m. at the Kendall Town Hall, 1873 Kendall Road, to consider the application of Dorothy Butler, Tax ID #32.-1-24.1. Applicant seeks approval for a subdivision of a 3.4 acre parcel located at 16337 Roosevelt Hwy. Property is zoned Residential Agriculture (RA). All persons wishing to speak will be heard at this time. A copy of the application is available for review at the Town of Kendall Clerk’s Office.

By Order of Bruce Newell
Town of Kendall Planning Board Chairman

Rhonda told the board if the buyers comply with the conditions of the board, she says their lawyer is ready to move forward and if they don’t want to comply that will be ok with them also. The applicant and the board agreed the buyers need to combine the lot with the house with its 5+ acres they purchased, or the property would be landlocked which the Town does not allow. Phil explained unless the buyers agree to the terms there is nothing the board can do.

No public comment.

Chairman D’Agostino closed the public hearing at 7:15 p.m.

Mindy Zyra motioned to approve the application for the sale of property, Tax Map #32.-1-24.1 with the stipulation the two properties are combined. The owner’s attorneys are to submit to the Town of Kendall Planning Board a letter in a reasonable period of time stating the property

subdivided 12.30 acres of which 3.407 acres to be conveyed has been joined and they meet Code requirements, seconded by Jon Gainer. All in favor.

OLD BUSINESS:

Discussion of 5G Tower Issues was led by member Jon Gainer. Jon explained he and Mindy were asked by Bruce to investigate when and if 5G was going to be brought out in the Town of Kendall. As it stands right now should the towers be erected will they be sufficient for the Town. He mentioned if a company wanted to come in and put up towers a landowner would have to submit an application. The Town of Kendall already has 5G services, one on W. Kendall Road and Cook Road.

CODE ENFORCEMENT UPDATE:

No new business.

APPROVAL OF MINUTES:

Minutes were not approved – no quorum.

TOWN BOARD UPDATE:

- Town Board Liaison mentioned his “Community Choice” obligation did get approval.
- Update on Short-Term Rentals - Town Board has engaged Attorney Charles W. Malcomb from Hodgson Russ LLP to assist. As part of his municipal practice, Chuck serves as the attorney for upstate New York municipality addressing the full-range of general municipal issues.

ADJOURNMENT:

Jon Gaines made motion to adjourn, seconded by Mindy Syra. All in favor. Meeting adjourned at 7:38 p.m.

NEXT MEETING:

Tuesday, August 21, 2022 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis
Recording Secretary