

**TOWN OF KENDALL PLANNING BOARD  
MEETING MINUTES**

**Tuesday, October 25, 2022 at 7:00 p.m.**

ROLL CALL:	Chairman Bruce Newell	- present
	Jeff Conte	- present
	Phil D'Agostino	- absent
	Steve Catone	- absent
	Jon Gainer	- present
	Mindy Zyra	- present

Also present: Town Board Liaison Jennings, Code Enforcement Officer Hennekey, Deputy Code Enforcement Officer Strong and Recording Secretary Bakutis.

Public Attendees:	David Bentley	1086 Norway Rd.
	Gail Grigg	1086 Norway Rd.

Chairman Newell called the meeting to order at 7:01 p.m.

**PUBLIC COMMENT:**

No public comment.

**APPROVAL OF MINUTES:**

Minutes from the September 27, 2022 meeting submitted by Recording Secretary Bakutis were reviewed. Jeff Conte moved to accept the minutes as amended, seconded by Mindy Zyra. All in favor.

**OLD BUSINESS:**

- Chair. Newell informed the board the TB has not received a draft of the STR law from the town attorney.
- Chair. Newell updated the brush/weed/etc. law for the town board to review at their next workshop. The TB seemed to be in favor of having it apply only to those properties recognized as abandoned properties where code enforcement is not able to identify the owner or a responsible person of such properties.

**NEW BUSINESS:**

- Regarding roll and participation of alternate members, NYS town law states an alternate can only fill in if one of the regular board members has a conflict of interest on a particular topic being discussed, but under the home rule laws a town can pass a local law that allows the alternate to in fact be a full member of the board in any situation if there is not a full board present and the Town of Kendall has passed this law.

- Update of the Comprehensive Master Plan: Mindy met with Ken DeRoller, most of the discussion consisted of what the situation in Kendall was when the first comprehensive plan was being written. At that period of time the lake front was primarily cottages where people would come on weekends or in the summer and go back into Rochester, they weren't part of the community as much as the lake front community is currently. This discussion with Ken gave a good picture of what the situation was like when the first comprehensive plan was written. Families moving into Kendall are declining, which makes student numbers decrease and this needs to be addressed.
- Member Jon Gainer suggested whatever we can do as a community, PB, TB, as things come up that would improve life such as public water, sewers, etc. we need to work it so it's in the best interest of everyone yet would involve types of housing that can be worked into an agricultural community such as Kendall.
- Chair. Newell contacted Jim Bensley, head of Orleans County Planning Board, regarding revising comprehensive plans in the western part of the county, any funding for that is no longer available, but there may be a couple of potential grant opportunities that may be available for input.

#### **TOWN BOARD UPDATE:**

- TB Liaison Jennings informed the board a representative from the company Joule came down and gave a presentation of us possibly contracting with them as third party administrators for lower electric rates in the community choice aggregation law that was passed, there was some issues and questions with regard to a turn around on Norway Heights, a dispute with a current land owners and questions on what may happen if they decided to sell the property in the future, TB Liaison believes this is now being handled by the town attorney.
- There was discussion on what's going to happen when the town loses its ambulance. He met with the Kendall Town Supervisor Cammarata along with other surrounding town supervisors, discussing the Kendall's need for a transport agency that can show up in a timely manner to be able to transport patients to the hospital and provide advance life support services if required.
- Working on negotiations with the County of Monroe for emergency support.
- The board had a lot of members of the community talk about short term rentals, the town board is getting closer to an actual plan to share with the community. Soon there will be a draft from the attorneys' office for review and will be available in the clerk's office for anyone who would like to review it prior to the future public hearing, at that public hearing attendees will have the chance to comment and ask questions and hopefully the board can come up with some kind of resolution.
- Discussion took place on the solar project; the town has not received an escrow check thus far.

#### **CODE ENFORCEMENT UPDATE:**

No new business.

**COUNTY PLANNING BOARD:**

There was no CPB meeting in September. There is one this month on the 27<sup>th</sup>. The town of Kendall has nothing on the agenda. The towns of Gains and Albion have changes to be made to the zoning map. Albion has a proposal for a Taco Bell located on the west side of McDonald's on the west side.

**INFORMAL DISCUSSION REGARDING SHORT TERM RENTALS:**

Dave Bentley and Gail Grigg had an informal discussion with the board regarding STR's.

**ADJOURNMENT:**

Mindy Zyra made motion to adjourn, seconded by Jon Gainer. All in favor. Meeting adjourned at 8:34 p.m.

**NEXT MEETING:**

Tuesday, November 22, 2022 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis  
Recording Secretary