

TOWN OF KENDALL  
PLANNING BOARD  
MEETING MINUTES

March 25, 2008 – 7:00 p.m.

CALL TO ORDER: Chairman Gray called the meeting to order at 7:10 p.m.

ROLL CALL, MEMBERS:

Paul Gray, chairperson	- present
Tom Cole	- absent
Phil D'Agostino	- present
Joyce Henry	- present
Walt Steffen	- present

ALSO PRESENT:

Dave Schuth, Town Board Representative  
Marianne Wilson, Recording Secretary

MINUTES: Minutes from February 26, 2008 meeting were presented. Joyce moved they be accepted with minor corrections. Walt seconded. All in favor.

NEW BUSINESS: Joyce took oath of office today. She is welcomed aboard. Discussion regarding applicants for remaining openings for positions in the town. Reviewed expiration of terms for Planning Board members.

CEO: Larry was unable to attend tonight. Paul read Larry's report to be submitted to Town Board on Thursday night.

ORLEANS COUNTY PLANNING BOARD: Monthly meeting is this Thursday. Referrals include proposal to construct a CO<sub>2</sub> plant adjacent to the ethanol plant in Medina and expansion of another business on Bates Road, Medina. Local wind energy law was adopted by Town of Ridgeway, completed by an attorney and basically identical to Shelby's. Town ordinances cannot exceed NY building codes – they are not part of zoning ordinances. McDonald's is rebuilding in Albion on the current site. A veterinarian plans to open a practice in a barn on Oak Orchard Road.

TRAINING: Spring Regional Workshop at Burgundy Basin Inn on May 9. Must register by May 1. This will be the first opportunity to begin fulfilling the required 4 hours annual training. There is another workshop June 18 in Niagara County.

TOWN BOARD, DAVE SCHUTH: Dave thanks Joyce for stepping forward to serve on the Planning Board. Phil is appointed as alternate to the Orleans County Planning Board – he will attend their meeting next month with Paul. Chris DiNatale is appointed to the Board of Assessment Review. Gene Massey is appointed as Clerk to the Assessor; he has begun training with Steve Seaman. Once Gene is certified, Steve will retire. The Town Board interviewed applicants for Deputy Code Enforcement Officer. A resolution is being written to appoint Paul Hennekey to that position.

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PROPERTY CLEAN UP: Lemcke property: Dave says the Town Board is not satisfied with the contract for clean up, as it is currently written. It has not been clearly determined that Vernon Lemcke is the owner. There is concern regarding the value of items remaining on the property and the responsibility of the town: visual clean up only, or is there greater liability. Town Board intended to recoup expenses through tax levy. Union Hall: Supervisor Gillman has had discussions with legislators regarding options. Boundary disputes would not exist without a standing structure. The septic system consists of a holding tank under the sidewalk. It would cost \$300,000 to rebuild the structure. The adjacent parking lot and the store on east side of Kendall Road are for sale and there have been inquiries. No further old business.

NEW BUSINESS: Joyce, Jack Gillman and Paul attended a DEC seminar last Wednesday in Hamlin regarding flood plane updates. NYS is updating maps county by county – Orleans is not included at this time. Monroe County has undergone a number of waterway diversions, etc, that require updating of maps. New technologies are being utilized. All lakefront property is considered in flood plane. By DEC definition, if any portion of a property is in a flood plane, the whole property is in the flood plane.

Supervisor Gillman spoke with Richard Haibach today regarding a request to tap into the water district on West Kendall Road. If the property is in the Ag district, he cannot connect to the water district until the districts are reviewed, which is every 8 years.

TOWN NEWSLETTER: Councilwoman Lynn Szozda is compiling info for a town-wide newsletter that will consist of a one page, two-sided insert in the Hamlin Herald. It is hoped to issue them quarterly. Andrea Szozda is assisting with this project.

EAGLE CREEK MARINA: A new building permit was issued by Larry Gursslin. The Town Board waived the fee, by resolution.

WIND ENERGY DRAFT DOCUMENT: Latest revisions presented and thoroughly reviewed.

ADJOURNMENT: Phil moved for adjournment. Seconded by Walt. All in favor. Meeting adjourned at 10:35 p.m.

Next meeting will be Tuesday, April 22, 2008 at 7:00 p.m.

Respectfully submitted,

Marianne Wilson  
Recording Secretary