

PRESENT: Patricia Hacker, Chairman
David Stringfellow, Vice Chairman
Michael Pohl, Secretary
Margaret Andrzejewski
J. David Early
Richard Hody
Jeff Mendola

EXCUSED: David Bernas

ALSO Kelly Vacco Town Attorney
PRESENT: Brien Hopkins Councilman – Town Board Liaison

MINUTES

Chairman Hacker asked if there were any corrections or additions to the minutes of November 23, 2004. Being none, Mr. Hody made a motion to accept the minutes, seconded by Mr. Stringfellow. All in favor.

CORRESPONDENCE

Secretary Pohl reported the following:

- Notice dated December 12, 2004, from ZBA Chairman Ralph Gibson advising of Public Hearing on January 6, 2005.
- Planning Board letter dated November 23, 2004 to the Town Board with recommendation of approval for the site Plan submitted by Joseph DeMarco.
- Town Board letter dated December 2, 2004 to Joseph DeMarco advising of approval for the construction of commercial addition at 5647 Herman Hill Road; with stipulations.
- Noted received, upon request, Planning Board letter regarding the accepted signs at CVS, which was forwarded to the Zoning Board of Appeals; and, the letter of request from Steve Jacks – representative for CVS.
- Noted received – Town Board minutes of December 3, 2004.

COUNCILMAN HOPKINS – LIAISON

Mr. Hopkins reported:

- The Town Board did approve the DeMarco application with the stipulations set forth in the Planning Board letter.
- Town Board Public Hearing scheduled on December 15, 2004 regarding the Special Use Permit for Live Entertainment for Couzins restaurant.
- Sprague Mobile Home Park License Renewal decision was tabled.

Mrs. Vacco: For the record, Mr. Boyd has retained Legal Counsel. She advised Planning Board members not to get into any discussion with Mr. Boyd.

Mrs. Hacker: Is the Special Use Permit for six-months?

Mrs. Vacco: This is a Public Hearing to revoke the permit.

ASSOCIATION OF TOWNS ATTENDEE - SELECTION

Mrs. Hacker: This is the Association of Towns training session. The Town will pay for your airfare, conference registration, hotel for four nights at a single room rate, and a \$200.00 expense allowance. It is February 20 – 23. The registration is due December 23, 2004.

Mrs. Vacco: If you go with the intent of going to the classes they do have a lot good information, whether it's had-outs or whatever.

Mrs. Hacker: I prefer to go to the New York State Planning Association conference. It is strictly planning classes, with some on zoning and variances.

Mr. Early: I have been to the Association of Towns Conference previously, and most of the time they are very good sessions. It's a mixture of Planning Boards, Town Boards and a variety of other people.

Mrs. Hacker: If you're interested please let the Town Clerk know by December 23, 2004.

ELECTION OF OFFICERS

Chairman Hacker asked for nominations for Chairman.

Mr. Mendola nominated Patricia Hacker for Chairman, seconded by Mr. Early.

Election of Officers, con't

Chairman Hacker asked if there were any further nominations?

Being none, Mr. Stringfellow made a motion to have the Secretary cast one ballot for Patricia Hacker for Chairman, seconded by Mr. Pohl.

Chairman Hacker: All in favor? All were in favor of the motion.

Chairman Hacker directed the Secretary to cast one vote for Patricia Hacker as Chairman for 2005.

Chairman Hacker asked for nominations for Vice Chairman.

Mrs. Hacker nominated David Stringfellow for Vice Chairman, seconded by Mr. Pohl.

Chairman Hacker asked if there were any further nominations?

Being none, Mrs. Hacker made a motion to have the Secretary cast one ballot for David Stringfellow for Vice Chairman, seconded by Mr. Early.

Chairman Hacker: All in favor? All were in favor of the motion.

Chairman Hacker directed the Secretary to cast one vote for David Stringfellow as Vice Chairman for 2005.

Chairman Hacker asked for nominations for Secretary.

Mrs. Hacker nominated Michael Pohl for Secretary, seconded by Mr. Stringfellow.

Chairman Hacker asked if there were any further nominations?

Being none, Mrs. Hacker made a motion to have the Secretary cast one ballot for Michael Pohl for Secretary, seconded by Mr. Early.

Chairman Hacker: All in favor? All were in favor of the motion.

Chairman Hacker directed the Secretary to cast one vote for Michael Pohl as Secretary for 2005.

NON-AGENDA ITEMS

Mr. Stringfellow: One of the Hodgson Agency persons talked to me about the setback at their proposed construction site. They have provided 50-feet of grass back to the parking lot; we have asked them to expand their parking lot so that parking spaces meet our Code. This would put the building far behind either of the buildings on either side. I do believe that the fifty-foot setback is in reference to the building itself, not the parking lot. Is that correct?

Mrs. Vacco: I do believe that is the way the Town Code reads, 50-feet back from the right-of-way.

Mrs. Hacker: I will ask Mr. Brox forward him a letter with the proper requirements.

Mr. Mendola: Could we have a letter sent to the Code Enforcement Officer asking him to investigate the glowing orbs at Wittmeyer's Jewelry store. The complaining resident says that it is lit up well beyond closing time, and on Sundays, late.

Mrs. Hacker asked the Secretary to send a letter to Code Enforcement Kramer about this situation.

Mrs. Hacker: I have received and looked over some other Planning Boards schedules. The Town of Amherst posts their meeting schedule, the expected schedule, in the Town Hall with a cover letter. What they do is take one whole month off, either July or August, instead of what we do – schedule only one meeting each month; and they take the month of December off. I think it's kind of nice to know what the schedule is for the year. She asked the members what their thoughts were.

Discussion followed – either way the applicant might get held up.

Mrs. Hacker will present two different schedules at the January meeting.

Chairman Hacker asked if there were any further business for this evening?

Being none, Mr. Stringfellow made a motion to adjourn at 7:51 PM. seconded by Mr. Early. All were in favor.

Respectfully submitted,

Michael J. Pohl
Michael J. Pohl
Secretary