

TOWN OF BATAVIA PLANNING BOARD
REGULAR MEETING JULY 18, 2006

PRESENT: Chairman Kathleen Jasinski, Members Gordon Offhaus, Robert Rumble, Toni Platek, Paul McCullough, Paul Marchese and Lou Paganello

ALSO ATTENDING: ZEO Clint Worthington, Secretary Sharon White

Peter Giovenco from Bergman Associates, Steve Mountain,

Bill Welsh, Joe Jaszko, Jason Tomporowski and Paul Mroczek

ABSENT: Member Don Partridge

Alternate Member Paul Marchese will be voting at tonight's meeting due to the absence of one (1) member.

MINUTES OF JUNE 21, 2006 MEETING

Robert Rumble made a motion to approve the minutes as submitted. Seconded by Paul McCullough. Vote unanimous for approval.

COR DEVELOPMENT – VETERANS MEMORIAL DRIVE

Peter Giovenco from Bergman Associates appeared before the Board for an update on the proposed plans for the retail project on Veterans Memorial Drive. The plans were re-engineered to shrink the detention pond. A variance is needed for a 25 ft. setback from the property line. The ZBA did approve the variance. A second pond is proposed 15 ft. off the property line which is adjacent to the Batavia Downs property. A brief discussion ensued on moving the pond out in front of the plaza. Mr. Giovenco stated that it would not be practical to do this. It is proposed that underground storm water pipes will be directed under the parking lot to be discharged into the swale.

THERESA & WADE CHATT – ROSE RD – FARM POND – SPECIAL USE PERMIT

An application was presented to obtain approval for an expansion of an existing farm pond. The setbacks are – north side – existing 20 ft.; proposed 20 ft. east side – existing 35 ft; proposed 35 ft. west side – existing 100 ft.; proposed 40 ft. Genesee County Planning approved and ZBA approved the setbacks. Paul Marchese made a motion to set August 15, 2006 at 7:30 pm as the date and time for a public hearing. Seconded by Lou Paganello. Vote unanimous for approval.

GEORGE FORSYTH – 3938 PEARL ST RD – LAND SEPARATION/PARCEL MERGE

An application was presented to obtain approval for a land separation /parcel merge of 10 ft. This will be added to the property at 3930 Pearl St Rd (west) owned by Ellen Southall. The total amount of frontage left at 3938 Pearl St Rd will be 160 ft. Gordon Offhaus made a motion to approve the land separation/parcel merge. Seconded by Paul McCullough. Vote unanimous for approval.

ZEO REPORT

Pool Supply Company – W. Saile Dr. – ZEO advised he is trying to resolve the problem regarding their outdoor storage. He has had a meeting with the company.

CHAIRMAN REPORT

Motocross – Harloff Rd. – Chairman Jasinski advised that the motocross businesses are on alert regarding noise, traffic and dust. The Town Attorney is writing a letter to put them on notice that they need to remedy the situation or risk having their permit pulled or will need to go to court. A letter from Mrs. Tomporowski, neighbor of the track, showing pictures of campers and signs indicating hours of operation were distributed to the

members. Also a petition was included with the letter asking the town to make the tracks comply.

Brookwood Estates – Mobile Home Park – Wortendyke Rd - a letter was received from Alan Swierzek indicating the project is still alive and well but would like to see sewers be extended out there.

Gordon Offhaus made a motion to adjourn the meeting at 8:29pm. Seconded by Lou Paganello. Vote unanimous for adjournment.

Respectfully submitted,

Kathleen Jasinski
Chairman

Sharon White
Secretary