

**TOWN OF BATAVIA PLANNING BOARD
REGULAR MEETING AUGUST 19, 2008**

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

ALSO ATTENDING: ZEO Clint Worthington, Secretary Sharon White,
Town Engineer Steve Mountain, Mr. & Mrs. Richard Graham,
Robert Barone, Chad Zambito, Steve Tanner, Leon Selapack
And Bill Welsh

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 JULY 15, 2008 MEETING

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

MINUTES OF SPECIAL MEETING AUGUST 5, 2008

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

ROBERT J. BARONE – 3788 SO MAIN ST RD – SPECIAL USE PERMIT

An application was presented in order to obtain approval for a welding shop with a 32' x 36' accessory building at the above location. There will be no outside storage. Genesee County Planning approved the application with modifications being storage and disposal of all new and used waste oils, lubricants, fuels, coolants and other hazardous materials shall be conducted in a manner consistent with all applicable state and federal laws. Lou Paganello made a motion to approve the application. Seconded by Gordon Offhaus. Vote unanimous for approval.

ROBERT J BARONE – 3788 SO MAIN ST RD – LAND SEPARATION/PARCEL MERGE

An application was presented to obtain approval for a land separation/parcel merge for property – east side. The ZEO stated it is compliant. Paul Marchese made a motion to approve the application. Seconded by Robert Rumble. Vote unanimous for approval.

MARY OLIVERI – 11 FAIRWAY DR – TWIN HOME – SPECAIL USE PERMIT

An application was presented to obtain approval for a twin home. A variance for minimum lot size was granted by the ZBA. Mrs. Oliveri will reside on one side and her son will reside on the other side. Genesee County Planning approved the application. Robert Rumble made a motion to approve the

application. Seconded by Paul McCullough. Vote unanimous for approval.

DAVID FICARELLA – 8507 LOVERS LANE RD – POND

An application was presented in order to obtain approval for a 150' x 250' pond. Soil & Water approved the application. Genesee County Planning's decision was that the pond is not subject to review per NYS General Municipal Law. Lou Paganello made a motion to approve the pond. Seconded by Paul McCullough. Vote unanimous for approval.

SHARON AND RICHARD GRAHAM – 3833 W MAIN ST RD – SPECIAL USE PERMIT

An application was presented to obtain approval to construct a 30' x 70' one story addition at the above location. A 26' front yard setback was approved by the ZBA. Genesee County Planning recommended disapproval due to the front yard setback varying substantially from the minimum required by the Town and may pose a significant adverse environmental impact upon the development policies/processes of the Town.

The property is zoned commercial. The operation will be light industrial. Pyramid Prosthetics employees 20 people. Lou Paganello made a motion to approve the special use permit and site plan. Seconded by Paul Marchese. Vote unanimous for approval.

Plans for the facade will be reviewed at a future meeting.

GENESEE VALLEY BUSINESS –AG PARK –

Chad Zambito and Steve Tanner presented copies of the Draft Generic Environmental Impact Statement to the Board Members. A general discussion ensued. Robert Rumble made a motion to accept the Draft Generic Environmental Impact Statement. Seconded by Paul McCullough. Vote unanimous for approval. Clark Patterson will file the ENB.

Paul Marchese made a motion to set September 16, 2008 at 7:30 pm as the date and time for the public hearing. Seconded by Lou Paganello. Vote unanimous for approval.

ZEO REPORT

Leon Selapack – L & L Transmission – Alexander Rd. – wants to construction an addition in a flood plain. Needs to iron out flood plain encroachment. Will submit plans at the Sept. 16th meeting.

Yvonne Lane – 8974 Wortendyke Rd – land separation – applicant wants to sell of land to farmer for pasture. Lou Paganello made a motion to approve the application. Seconded by Gordon Offhaus. Vote unanimous for approval.

Spectra Sign – Veterans Memorial Dr – sign – applicants wants to erect a 2 sided monument sign for CATO; Peebles and Shoe Store – size 9.4' x 12'. Paul Marchese made a motion to approve the sign application. Seconded by Robert Rumble. Vote unanimous for approval.

SEPTEMBER MEETING

Gordon Offhaus made a motion for the Board to have one (1) meeting for the month of September. That meeting to be held on Tuesday, Sept. 16th.

Gordon Offhaus made a motion to adjourn the meeting at 8:40pm. Seconded by Paul Marchese. Vote unanimous for adjournment.

Respectfully submitted,

Kathleen Jasinski
Chairman

Sharon White
Secretary