

**TOWN OF BATAVIA PLANNING BOARD**  
**REGULAR MEEETING, June 15, 2021, 7:00 P.M.**  
VIA ZOOM CONFERENCING  
Meeting ID: 957 0453 1378  
Password: 158772  
By phone 1-646-558-8656 US (New York)

Because of the Novel Corona Virus Pandemic and state and federal bans on large meetings or gatherings and pursuant to Governor Cuomo's Executive order 202.1 issued March 12, 2020 suspending the Open Meeting Law, the Town of Batavia Planning Board meetings was held electronically via ZOOM video conference/call conference instead of a public meeting open for the public to attend in person. Minutes of the meeting will be posted on the Town of Batavia Website.

**PRESENT:** Chairman Kathy Jasinski, Paul McCullough, Don Partridge, Jeremy Liles, Jonathan Long, and Steve Tanner.

**ALSO ATTENDING:** Steve Mountain Town Engineer, Dan Lang Building Inspector, 609151 – no name given, Sharon White Town Board Member, Alecia Kaus of Video News Service, and Secretary Kim McCullough.

**ABSENT:** Paul Marchese, Lou Paganello and Brooks Hawley.

**Alternate Member(s):** Steve Tanner will be voting.

**May 18, 2021 REGULAR PLANNING BOARD MEETING MINUTES.**

Paul McCullough made a motion to approve the Regular Planning Board Meeting Minutes.  
Seconded by Jonathan Long.  
Vote unanimous for approval.  
No additions or corrections.

**May 25, 2021 SPECIAL PLANNING BOARD MEETING MINUTES for AREA 51.**

Jonathan Long made a motion to approve the Special Planning Board Meeting Minutes.  
Seconded by Jeremy Liles.  
Vote unanimous for approval.  
No additions or corrections.

**Public Comments – None.**

**Batavia Solar LLC – The Gen Gateway – R. Stephen Hawley Drive – Batavia NY – for a Special Use Permit to install a 1.65 MWAC ground mounted community solar system – Untable Site Plan Review from May 4, 2021 meeting.**

Don Partridge made a motion to Untable the Site Plan Review.  
Seconded by Paul McCullough.  
Vote unanimous for approval.

**Discussion on the Special Use Permit.**

Per the Chairman, GCEDC contacted the Wood Family and all are in agreeance of the screening. They would like to know if we would be able to proceed forward without having to supply the projection pictures. Thoughts from the Board Members. Per Don, he feels we can get along without it, he has spoken to the Woods Family and if they do a double row of pine trees there it would be sufficient. Steve Tanner would like to see the pictures from the roadway and different view-points. Jonathan agreed with what Steve Tanner said about the screenings and we had made the request a couple of times for the pictures, he doesn't think it is that big of a cost to the project and then we would have it on file if there is any problem down the road. Paul McCullough feels that in future solar projects we would be setting a dangerous precedence if we do not require the pictures for this project. Jeremy agreed with what Paul said. The Chairman asked Dan Lang what he thought of this, he would like to see this remain consistent with the other solar projects that have been done. Dan suggests that we do require it for them to show us the actual detail and not make exceptions.

The Chairman asked for a vote to be done to see who would/would not like to see the projection pictures done.

Paul McCullough – Yes  
Don Partridge – No  
Jeremy Liles - Yes  
5/18/2021-RegularMtg

Jonathan Long - Yes  
Steve Tanner - Yes  
Kathy Jasinski – Yes

**Batavia Solar LLC – The Gen Gateway – R. Stephen Hawley Drive – Batavia NY – for a Special Use Permit to install a 1.65 MWAC ground mounted community solar system – Retable Site Plan Review.**

Steve Tanner made a motion to Retable the Site Plan Review.

Seconded by Jeremy Liles.

Vote unanimous for approval.

**Batavia/Ag Park SEQR Review Amendment** – Per the Chairman the notice has been sent out to all of the interested parties and stated we need to declare ourselves lead agency. She also stated she has only heard back from O-At-Ka and they are for it. Steve Mountain clarified that the declaration of lead agency was not necessary as we are already are lead agency under the generic SEQR. Steve Mountain gave an update on what is going on and why the amendment is needed. With any project that has taken place in the Ag Park there has always been a review done with the generic SEQR to make sure that none of the thresholds are being exceeded. There has always been a resolution done for each project indicating if the thresholds would be exceeded and none have been. With the current project the threshold would be exceeded by a significant amount, the threshold we are considering today is the water usage in the Ag Park. HP Hood is completing a water project which will include the installation of a 16” water main, from the town line on Route 5 down to the Ag Park drive entrance and will be a direction connection to Monroe County Water Authority water source. Today all of the water is coming out of the City - East Main and Cedar Streets. The reason for the change of water source is for a different water chemistry, which will be less corrosion of the pipes at HP Hood facility. This will add additional volume for the future. This project is for a 16” water main on Route 5 and a new water storage tank that will be privately owned by HP Hood. We will have to amend the original finding statements to include all of this information that Steve Mountain went over, need to decide if it is a significant impact or a minor impact and a negative declaration. Kathy would also like the resolution to say authorized chair to sign as she will have to sign the amendment. We need help with the wording of the resolution and Steve Mountain is willing to help us out with this.

Paul McCullough made a motion to adopt the amendment.

Seconded by Don Partridge.

Steve Tanner – Abstain – given the relationship he has with the company asking for this.

Vote unanimous for approval.

**Zoning Enforcement Officer Report.**

Dan Lang – Core-Development has begun work:

Old Navy under construction.

Ulta Beauty as well.

Chipotle permit will be issued within the next few days.

Nothing new coming in.

**Chairman Report.**

She received an email from Chad Zambito to give her an update on the Solar Committee. They will be interviewing for consultants on Thursday night along with scoring them so they can make a recommendation to the Town Board. An informational meeting will be held and Kathy would like to see the Planning Board Members attend that meeting.

July 6<sup>th</sup> meeting may be cancelled.

Sharon White – nothing to report.

Steve Tanner made a motion to adjourn the meeting at 7:24 pm.

Seconded by Paul McCullough.

Vote unanimous for adjournment.

Respectfully submitted,

Kim McCullough  
Secretary

Kathleen Jasinski  
Chairman