

# Town of Allegany Planning Board Meeting Minutes

April 27, 2011 at 7:00 PM Allegany Senior Center

**Present:**

Bob Phillips, Chairman  
Peter Hellier  
Rick Kavanagh  
Frank DeFiore  
Helen Larson

**APPROVED**

**Also Present:**

Carol Horowitz, Town Planner; Charles Malcolm, Esq., Camie McGraw, CRA; John Hare; Patrick Eaton; Donald Sue; Nick Pircio; Lynette Semsel, Secretary; Allegany Wind, LLC Representatives; Town People

Chairman Phillips opened the meeting with the Pledge to the Flag at 7:00 PM.

Mr. Phillips stated there is a single purpose for the meeting and that is to do a review of the FEIS for the Allegany Wind LLC project and then set a public hearing for the special use permit and the site plan. He then asked the board if they have any further questions on the FEIS. Since there were none, he then made the following motion:

*Resolution Accepting the Final Environmental Impact Statement for the Proposed Allegany Wind Power Project and Calling for a Public Hearing on the Applications Submitted by Allegany Wind, LLC for a Special Use Permit and Site Plan.*

**WHEREAS**, Allegany Wind, LLC (the "Applicant") proposes to undertake the development of wind energy facilities in the Town of Allegany, New York (the "Project"); and

**WHEREAS**, the Town of Allegany Planning Board, acting as lead agency pursuant to the State Environmental Quality Review Act ("SEQRA"), issued a Positive Declaration of Environmental Significance, directed the Applicant to prepare a Draft Environmental Impact Statement ("DEIS"), reviewed and accepted the DEIS, and has accepted public comment thereon; and

**WHEREAS**, the Planning Board has, with its consultants and experts, prepared a Final Environmental Impact Statement ("FEIS"), and it has been reviewed by the Planning Board members; and

**WHEREAS**, the Applicant has submitted applications for a special use permit and site plan, requiring a public hearing.

**NOW THEREFORE BE IT RESOLVED**, by the Town of Allegany Planning Board as follows:

1. The FEIS is hereby issued.
2. The Applicant shall provide copies of the FEIS to all involved agencies, post the FEIS on the internet, and publish a Notice of Completion of the FEIS in the Environmental Notice Bulletin.
3. A public hearing shall be held at the Allegany Senior Center, located at 3790 Birch Run Road, Allegany, New York, on May 16, 2011 at 7:00 p.m. on the

*applications for a special use permit and site plan approval. This hearing may be held as a joint hearing with the Town Board on the establishment of a wind overlay district.*

- 4. The Town Clerk and/or Town Planner shall arrange for publication of the Notice of Public Hearing.*
- 5. The Applicant shall arrange for mailing of the notice of the public hearing as required by law and shall provide an affidavit of service.*

***Second by Mr. DeFiore. Ayes all. Carried.***

Mr. Phillips clarified the issuance of the FEIS means that this board has adequate information to facilitate the weighing of social, economic and environmental factors relevant to the Allegany Wind Project under SEQRA. It does not imply approval or disapproval of the project. We will have a public hearing on May 16 after which this board will deliver a detailed statement of findings and a decision on the project on or after June 13, the regular board meeting date. The statement of findings decision is probably going to be 40-80 pages long and; therefore, may not be ready for the June 13 meeting.

***Mr. Hellier made a motion to adjourn the meeting. 2<sup>nd</sup> by Mr. DeFiore. Ayes all. Carried.***

The meeting was adjourned at 7:10 p.m.