

Town of Allegany Planning Board Meeting Minutes

July 9, 2012 at 7:00 PM Allegany Town Hall

Present:

Frank DeFiore, Chairman
Rick Kavanagh
Helen Larson

APPROVED August 13, 2012

Also Present:

Carol Horowitz, Town Planner; Lynette Semsel, Secretary

Mr. DeFiore opened the meeting with the Pledge to the Flag at 7:00 PM. He then asked if there were any corrections or changes to the minutes of June 11, 2012.

Mr. DeFiore made a motion to approve the minutes of the June 11, 2012 meeting as written. 2nd by Mrs. Larson. Ayes all. Carried.

Letter from NYSDEC re Kinley Sand & Gravel mine modifications

Mrs. Horowitz brought the board up to date on the Kinley Sand and Gravel Mine which is now exhausted and moving toward reclamation. Kinley wants to sell off an eight acre piece to Giardini Brothers to use for stockpiling. To allow this, Kinley's formal application to the DEC is for a modification of their mine permit to change the reclamation plan. Since their mining permit was expiring, the NYS DEC has granted a renewal of the permit for Kinley Sand and Gravel Mine as it is now; however, in his letter to John Hare, Charles Cranston, Deputy Regional Permit Administrator, NYS DEC, indicated three areas he would like a response regarding the SEQR Lead Agency. They are: Identify the board's jurisdiction in this matter and the current status of any permit or approval under that jurisdiction; request the board's concurrence with designation of the DEC as SEQR Lead Agency; and request information regarding any project impacts which should be addressed in the review. After discussion, the board requested Mrs. Horowitz to write a letter.

Mr. Kavanagh made a motion for the Planning Board to send a letter to the NYS DEC stating:

- 1. The Planning Board has no objection to the DEC being SEQR Lead Agency for this project;***
- 2. The Planning Board has no jurisdiction over the changes; and***
- 3. The Planning Board is asking that the DEC assure that the scales and scale house are adequately maintained or removed from the site or reclaimed so as not to be a safety hazard.***

2nd by Mr. DeFiore. Ayes all. Carried.

Zoning Ordinance Update

The Board approved the new format and went over the Schedule A, Residential Land Uses. Since the decision was that all boxes should be filled in with either Permitted, Not Permitted or Special Permit,

they went through each category. Apartments over commercial uses and the multiple family housing near Walmart will be covered at a later meeting.

Mr. DeFiore made a motion to adjourn. 2nd by Mrs. Larson. Ayes all. Carried.

The meeting was adjourned at 8:50 PM

Respectfully submitted,

A handwritten signature in blue ink that reads "Lynette K. Semsel". The signature is written in a cursive style with a large initial 'L'.

Lynette Semsel
Secretary