

AGENDA
MEETING OF THE
TOWN OF ALLEGANY PLANNING BOARD
Monday, September 12, 2016
at 7:00 p.m.
Allegany Town Hall
52 W. Main Street, Allegany, NY

Salute to the Flag

Minutes:
July 11, 2016 meeting

Old Business:

New Business:
Neighbor animals issue

Other Business:

Correspondence:

Next Planning Board Meeting:
October 03, 2016

Town of Allegany Planning Board
Meeting Minutes
Monday, September 12, 2016
Allegany Town Hall, 52 W. Main Street, Allegany NY

APPROVED November 14, 2016

Present:

Frank R. DeFiore, Chair
John Sayegh
Rick Kavanagh

Joseph Chamberlain

Absent: Peter Hellier

Also Present:

Don Sue, Town Zoning Board member
Cathy Martin Town Board member
Wendy Johnston
Thomas Stetz

Meeting is opened at 7:00 p.m. with a pledge to the flag.

Minutes: Chairman DeFiore asks Board members for any comments to the minutes of July 11, 2016. Move to accept the minutes by R. Kavanagh and 2nd by J. Chamberlain. Ayes: J. Sayegh, R. Kavanagh, J. Chamberlain and Chairman DeFiore. Motion carried.

New Business: Town resident Wendy Johnston is present requesting assistance with an issue she has taken to several entities concerning her property in the Town of Allegany, specifically on 3383 Cherry Valley Road. Her family is having severe difficulty with nuisance animals on her property caused by a neighboring hobby farm. The animals are leaving waste products all over her lawn, patio, driveway and basketball court. The animals are also bringing predatory animals closer to the residential area. The Town of Allegany at their regular meeting on August 9, 2016 requests that the Town of Allegany Planning Board review the Zoning Ordinance in relation to this issue.

Multiple discussions are had regarding enacting an ordinance that neighbors can pursue when such instances occur. Members discuss issues raised such as (1) should this be a standalone ordinance or (2) should this ordinance be included in our standard zoning ordinance. One board member suggests having the resident apply to small claims court. Another board member suggests that we add to the Town's zoning ordinance some type of animal control ordinance. Board members have more discussions on what rules and regulations could work and what regulations will require more enforcement by the Town Zoning officer requiring additional responsibilities.

Chairman DeFiore hands out to the members the proposed Town of Allegany Animal Control Ordinance for their review. Also for review Chairman DeFiore reads aloud some of his research from the National Animal Interest Alliance which promotes animal welfare worldwide.

Bottom line: Board members decide they need to get some direction from Supervisor Hare with reference to making a standalone document or making an amendment to the zoning ordinance currently being reviewed by the Town. Board members are leaning towards a standalone document. There appears to be some conflicting opinions of the Town Attorney and the former Town Planner on which route to follow for formation of such an ordinance. This matter will be further researched by all planning board members and Chairman DeFiore and another meeting will be held on October 3, 2016.

Other Business:

None.

Motion to adjourn meeting by Chairman DeFiore and 2nd by J. Chamberlain. Ayes: J. Sayegh, R. Kavanagh, J. Chamberlain and Chairman DeFiore. Carried.

Next Meeting – October 3, 2016.

Respectfully Submitted:

Donna G. Stady, Secretary to Planning Board