

**TOWN OF SWEDEN
Planning Board Minutes
June 14, 2010**

A regular meeting of the Town of Sweden Planning Board was held on Monday, June 14, 2010, at the Town Offices, 18 State Street, Brockport, New York, commencing at 7 p.m.

Members present: Richard Dollard, David Hale, Craig McAllister, Matthew Minor, William Hertweck, Arnold Monno

Absent: David Strabel

Also present: Adam Cummings, P.E., MRB, Kris Schultz, P.E., Daryl Martin Architect, Richard Maier, L.S., Harold Mundy, John Egan, Brenda Ruether

The meeting was called to order at 7 p.m. by Chairman McAllister.

Correspondence – none.

Moved by Mr. Hale, seconded by Mr. Dollard, that the minutes of May 24, 2010, be approved.

Ayes – 6

Hess Express Amended Site Plan – Dunkin Donuts. 995 Transit Way. 084.01-1-10.11

Mr. Daryl Martin addressed the Board. He explained that this project involves the existing Hess gas station, which includes Godfather Pizza and Blimpie Subs. The applicant is proposing to replace these two businesses with a Dunkin Donuts drive-thru. Access to the drive-thru would be off Transit Way with the window at the back of the building. The drive-thru lane would have a queue of 7 to 8 cars. Customers can also purchase donuts/coffee inside the store. There will be a couple of directional signs off Transit Way. Traffic flow of the existing facility will not change, and “no left turn” signage is already in place.

Mr. Monno asked where would the fuel truck go to unload. Mr. Martin pointed on the drawing where the truck would unload, but added that the delivery time may have to be worked out.

Moved by Mr. Minor, seconded by Mr. Monno, that the Hess Amended Site Plan be accepted for review.

Ayes – 6

The public hearing will be July 12, 2010.

Moved by Mr. Hertweck, seconded by Mr. Minor, that the regular meeting be adjourned to the public hearing.

Ayes – 6

Chairman McAllister read the notice of public hearing and affidavit of publication.

Butler Subdivision – 16 lots. Shumway Road. 084.03-1-16.1

Lake Subdivision – 5 lots. Lake Road and Shumway Road. 084.03-1-16.21

Chairman McAllister asked if anyone had any questions, issues, or concerns.

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John Egan, 456 Shumway Road – Mr. Egan stated his concerns are the elimination of more agricultural land and drainage. He is not opposed to the proposed subdivision, but he would like to make sure that drainage is considered. Currently, all the land drains either to the north or to the south, and whatever drains to the north ends up in the ditch along Shumway Road and passes through a culvert onto his property. Also, there is a culvert to the east of him on Mr. DeLorenzo's property, south side of Shumway Road, which terminates and starts again between the two properties.

Mr. Egan added he has lived in his house for 42 years and built the barn and put the driveway in 21 years ago. At that time, drainage would run over his driveway every 5 years, but since a lot of work has been done, it has been better. His concern is if someone purchases one of these lots that the developer/owner pay for the improved drainage because he can't see the Town being able to do so.

Chairman McAllister asked if there were any other questions or concerns.

Mr. Egan added that an inventory of the drainage should be completed for that property. Currently, on the southeast corner of the property there is a crack/fissure in the ground where the water drains into the ground.

Mr. Hale stated if this project should ever go before the Board for site plan approval, then Mr. Egan would receive a copy of the legal notice again. Chairman McAllister explained that's the time when the Town Engineer would determine what the current drainage is and that the situation isn't made any worse, but improved.

Moved by Mr. Dollard, seconded by Mr. Minor, to adjourn the public hearing to the regular meeting.

Ayes – 6

Chairman McAllister continued review of the project. The only comments received to date were from the Fire Marshal and Town Engineer. Without the Environmental Conservation Board's comments, a SEQRA determination can't be granted. County comments have not been received either.

Mr. Egan asked if this subdivision would affect the existing water district. The Clerk stated that Mr. Egan might want to contact Mrs. Strabel regarding this matter. Mr. Cummings added that if the lots are added to the existing district, the water fees would be recalculated, which would be a good thing for Mr. Egan.

Chairman McAllister stated review of this application would continue at the next meeting scheduled for July 12, 2010.

Northview Subdivision and Site Plan – Section 2. Goldenhill Lane.083.01-1-27

Mr. Kris Schultz addressed the Board. Mr. Schultz explained he is looking for final approval. He added that Mr. Perrine, Superintendent of Highways, now sends the plans to Soil and Water Conservation for review, which held up the project from getting back before the Board.

Changes have been made to sheets 3 and 4 of the plan, which need to be resigned by the Town Engineer and Mr. Perrine. Mr. Schultz will leave the mylars to be signed.

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The Letter of Credit (LOC) process was discussed. Chairman McAllister stated the Finance office handled the LOC, but since clarified by Attorney Ortenberg, that it is the responsibility of the Planning Board.

Moved by Mr. Hale, seconded by Mr. Hertweck,

WHEREAS, the Town of Sweden Planning Board has received an application for Subdivision and Site Plan approval of Section 2 of the Northview Subdivision, nineteen lots on Golden Hill Lane off Fourth Section Road; and

WHEREAS, the Planning Board held a public hearing on March 22, 2010, and all persons wishing to be heard were heard; and

WHEREAS, the Planning board has reviewed the Project Information Form, the comments of the Town Engineer, the Monroe County Department of Planning and Development, the Environmental Conservation Board, and the Fire Marshal; and

WHEREAS, on April 12, 2010, the Planning Board determined that the Subdivision and Site Plan were unlisted actions which would not have a significant impact on the environment and the Subdivision was granted Preliminary approval; and

NOW, THEREFORE, BE IT RESOLVED, that the final hearing be waived and the Subdivision and revised Site Plan (pages 3 and 4) be granted final approval contingent on the required signatures being obtained, and the Chairman authorized to sign.

Ayes – 6

The meeting was adjourned on motion at 8 p.m.

Planning Board Secretary