

**TOWN OF SWEDEN
Planning Board Minutes
December 14, 2009**

A regular meeting of the Town of Sweden Planning Board was held on Monday, December 14, 2009, at the Town Offices, 18 State Street, Brockport, New York, commencing at 7 p.m.

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

Also present: Adam Cummings, MRB, Kris Schultz, P.E., L.S., Bernard Schmieder, P.E., L.S.

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

Correspondence was passed to members for review.

Moved by Mr. Hale, seconded by Mr. Dollard, that the minutes of November 23, 2009, be approved as amended.

Change, page 2, last paragraph, to...Mr. Hale, Mr. Hertweck, and Mr. Monno attended the workshop as well.

Ayes – 6
Abstain – Mr. Minor

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

Ayes - 7

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

Kepler Resubdivision. Salmon Creek Road. 100.01-1-6.21, 6.22, 099.04-2-1

Chairman McAllister asked if anyone was present with questions, comments, and concerns relative to this application. There were none.

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

Ayes – 7

JCN Resubdivision. 5259 Lake Road. 098.02-1-3.21, 3.112

Mr. Kris Schultz addressed the Board. He explained that this application is unique because it is actually undoing an approval already given. Ms. Northrup would like to put all the land back to an unapproved state so that she can take advantage of the agricultural exemption on the property.

In 1984, the original JCN subdivision was created on the south side and approved as a single lot. After that a portion of the lot was cut off and sold to the Town for the highway garage on White Road. The remaining lot was never developed as proposed.

Ultimately, Ms. Northrup will end up with two parcels. One of the parcels will be for her son's future use. If that parcel is ever approved for development, it will have public water and a modified raised system.

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Moved by Mr. Minor, seconded by Mr. Dollard, that the JCN Resubdivision be accepted for review.

Ayes – 7

The public hearing will be January 11, 2010.

7302 Fourth Section Road Subdivision and Site Plan. 083.01-1-27.1

Mr. Bernard Schmieder addressed the Board. He explained that this parcel was originally part of the Duryea property, and was later subdivided as part of the Northview Subdivision as an exception parcel. It was part of the application when the property was rezoned to R1-3S for a smaller lot size. There is a Monroe County Water Authority R.O.W in front of the property. The Town of Sweden installed sanitary sewer along the back of the lots of the subdivision in order to provide sanitary service to the lots on Fourth Section Road. Stormwater drains from the front ditch to an existing Town of Sweden drainage easement.

Chairman McAllister questioned whether the parcel was large enough per code to be developed. Mr. Schmieder explained that it was because of the R1-3S zoning. The Clerk confirmed that she checked into this and that the parcel was included in the rezoning and meets the code for development.

Mr. Schmieder will get a copy of the sanitary sewer easement for the property to show to the Board.

Moved by Mr. Monno, seconded by Mr. Minor, that the 7302 Fourth Section Road Subdivision and Site Plan be accepted for review.

Ayes – 7

The public hearing will be January 11, 2010.

Kepler Resubdivision. Salmon Creek Road. 100.01-1-6.21, 6.22, 099.04-2-1

Mr. Schultz continued review of the application. MRB had no comments. The Fire Marshal had no comments. Mr. Schultz will look into whether the project was submitted to the County for review since no response has been received to date.

Moved by Mr. Hale, seconded by Mr. Minor,

WHEREAS, the Town of Sweden Planning Board has received an application from Christopher and Tracy Kepler for approval of a resubdivision of lands on Salmon Creek Road; and

WHEREAS, the Town of Sweden Planning Board held a public hearing on December 14, 2009, and all persons wishing to be heard were heard, and

WHEREAS, the Planning Board has reviewed the Short Environmental Assessment Form, comments of the Town Engineer, and the Fire Marshal,

NOW, THEREFORE, BE IT RESOLVED the Planning Board determines that the Kepler Resubdivision is an unlisted action which will not have a significant impact on the environment, and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the resubdivision be granted preliminary approval, and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the final hearing be waived and the Kepler Resubdivision be granted final approval, and the Chairman be authorized to sign the mylar.

Mr. Monno confirmed that all approvals were given in one resolution.

Ayes – 7

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Mr. Schultz asked the Board if it would be acceptable to only include signature lines for the Town Engineer and Chairman on the mylar for future subdivision applications. The County only looks for the Chairman's signature for filing purposes. The Board was agreeable as long as it was for subdivision purposes only.

Crosier Driving Range Amended Site Plan – SEQRA

Chairman McAllister explained that the SEQRA approval was overlooked with the first resolution. He spoke with Mr. Oberst who said an updated SEQRA should have been given for the amended site plan because of the additional buildings, landscaping, and the septic system.

Moved by Mr. Hale, seconded by Mr. Minor, to reconsider the Planning Board's resolution of September 28, 2009, to add the following clause:

WHEREAS, the Planning Board determined that the Crosier Driving Range Amended Site Plan is an unlisted action which will not have a significant impact on the environment.

Ayes – 7

Chairman McAllister commented that Mr. Strabel volunteered to serve on the Wind Tower Committee on behalf of the Planning Board. The Clerk stated Mr. Minor was also interested. Chairman McAllister stated that Mr. Minor would volunteer as an alternate.

Chairman McAllister asked the Board's opinion in regards to not holding a meeting on December 28 due to absences and nothing on the agenda to date. It was agreed there would be no meeting.

The meeting was adjourned on motion at 7:45 p.m.

Planning Board Secretary