

**TOWN OF SWEDEN**  
**Planning Board Minutes**  
**April 2, 2007**

A regular meeting of the Town of Sweden Planning Board was held on Monday, April 2, 2007, at the Town Offices, 18 State Street, Brockport, New York, commencing at 7:00 p.m.

Members present: Ellen Bahr, Richard Dollard, David Hale, William Hertweck, Craig McAllister, Arnold Monno

Absent: Matthew Minor – recused from meeting.

Also present: James Oberst, MRB, A.J. Barea, Zack Thompson, Kara Lomondo, Dan Prevost

The meeting was called to order at 7:00 p.m. by Chairman McAllister.

Correspondence passed to members for review.

**Sodoma Farm Market Amended Subdivision. 5550 Brockport-Spencerport Road. 085.01-1-3.2**

Chairman McAllister explained that the reason for tonight's meeting is a result of Mr. Barea's call regarding Byrne Dairy pushing to close on the property with Sodoma's Farm Market. There was an interesting fact discovered relative to the surveying on the original subdivision of that corner. When Mr. Barea completed the original subdivision, it was after the State had come through and done the widening at the intersection taking property from Rte. 31 and Sweden Walker Road. The property was, in fact, taken from Rte. 31, but the State chose **not** to take the property from Sweden Walker Road, instead a permanent easement was done. The subdivision that came before the Board didn't show the easement, but rather a setback R.O.W. on Sweden Walker Road. Before the closing can take place, the plat has to be corrected to show the permanent easement and not the taking of property on Sweden Walker Road.

Mr. Barea presented a drawing to support Chairman McAllister's statement showing a "PE" permanent easement on Sweden Walker Road, and not a "Fee" like the Rte. 31 area shows. The error was discovered when the County reviewed the Byrne Dairy application and it didn't match the subdivision map on file.

Mrs. Bahr asked if setbacks would be affected? Mr. Barea stated no because the R.O.W. is actually being moved farther away.

Mr. Monno asked how does this affect the Byrne Dairy application. Chairman McAllister explained that the amended subdivision map should reflect the correct R.O.W. line and permanent easement, and a motion be given to have the Chairman update his signature. Mr. Oberst has already updated his signature. Mr. Barea stated a statement has been added to the map explaining the modification.

Moved by Mr. Hertweck, seconded by Mr. Hale, that the Chairman be authorized to update his signature on the Amended Sodoma Farm Market Subdivision mylar contingent upon that the Byrne Dairy Amended Site Plan reflect the revisions made to the Sodoma Farm Market Subdivision map.

Chairman McAllister asked if the drainage easement would be added to the plan before it comes before the Board. Mr. Barea stated no because that pertains to the site plan, instead an easement map will be attached when filing the subdivision. Mr. Hale pointed out that before the Byrne Dairy Amended Site Plan is signed off on, the revisions should be made.

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Mr. Monno cautioned granting approval of the amended subdivision until County Health has actually signed off on the Byrne Dairy Amended Site Plan because it wouldn't surprise him if other issues came up. Mr. Barea asked that the Board keep in mind that the MCDOH has already signed off on the amended subdivision map. Also, Mr. Barea stated that the MCDOH does review the location of the existing septic system.

Ayes – 6

The meeting was adjourned by motion at 7:30 p.m.

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**Planning Board Secretary**