

## Planning Board Minutes February 8, 2005

BOSTON PLANNING BOARD FEBRUARY 8, 2005

PRESENT: Patricia Hacker, Chairman

David Stringfellow, Vice Chairman

Michael Pohl, Secretary

Margaret Andrzejewski

David Bernas

J. David Early

Jeff Mendola

ALSO Kelly Vacco Town Attorney

PRESENT: Brien Hopkins Councilman ? Town Board Liaison

Karl Simmeth Councilman

Richard Brox Planning Consultant

Chairman Hacker called the meeting to order at 7:30 PM.

### MINUTES

There were no additions or corrections to the minutes of January 25, 2005. Mr. Stringfellow made a motion to accept the minutes, seconded by Mrs. Andrzejewski. All were in favor.

### CORRESPONDENCE

Mr. Pohl reported the following:

- Code Enforcement Officer Kramer ? January End of Month report
- Deputy Code Enforcement Officer Lisowski ? January End of Month report
- Town Board Minutes of January 19, 2005

LIAISON ? COUNCILMAN HOPKINS

Mr. Hopkins reported from the Town Board meeting of February 2, 2005:

- Asked the media, that covers the Town Board meetings, that they post a notice the Planning Board and the Zoning Board of Appeals are seeking Alternate Members, however they failed to make that notice. Also, not all reporters are present at all times, but somehow seem to get a story to write. Please, when you read these stories, remember they are pretty much one-sided and not necessarily what actually happened or what was actually said;
- Mr. Boyd owner of Sprague Trailer Park was fined only \$125.00 for 30 weeks of operating without a license.

Mrs. Vacco: At the next Board meeting, the Town Board probably will not renew his license.

A lengthy discussion followed.

DISCUSSION ? REZONING REQUEST FOR 8873 BOSTON STATE ROAD

Mr. Pohl read the correspondence:

- Richard Brox review dated February 2, 2005
- Foit-Albert review dated February 2, 2005

Discussion concerns were:

- If septic system is used, Erie County may require larger parcel
- Driveway access to rear property

Following discussion Mr. Brox stated that he would revise his review and forward it to the Planning Board.

Chairman Hacker asked that a letter be sent to the applicant; the Foit-Albert Report, paying particular attention to Items 2 & 4; Planning Consultant Brox's report; and, ask that she be in attendance and submit an updated site plan at the meeting on February 22, 2005.

Chairman Hacker asked the Secretary to provide a Tax Map, for this property, to the Planning Board members, Foit-Albert Engineer and to Mr. Brox.

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DISTRIBUTION ? TANGLEWOOD ACRES ? PROPOSED SUBDIVISION OF LAND

Mr. Pohl read the correspondence:

- Letter from Dr. Nina Jablonski authorizing Andrew Gow from Nussbaumer-Clarke to represent the application;
- Letter of intent from Andrew Gow, Project Manager

Mr. Brox stated that this is a preliminary application only and looks good. After review and discussion Mr. Gow will have to go through the entire subdivision process.

Chairman Hacker asked that a letter be sent to Mr. Gow and ask that he be in attendance at the February 22, 2005 meeting.

## REVIEW OF APPOINTMENT REQUESTS

Mr. Pohl read the correspondence:

- Letter of thanks, from Town Clerk Shenk, to Richard Hody for his service on the Planning Board;
- Received from Town Clerk Shenk - Clay Olds request for appointment to the Planning Board and his resumé.

Mrs. Hacker said that she would contact Mr. Olds to arrange an interview date and time.

## OLD BUSINESS

Charlaps ? Requested as-built site plan has not been received as previously requested.

Mrs. Vacco will send a letter to Nick Charlap stating this Board's position and request that he respond to the Planning Board's request from May 27, 2004.

## CVS Signage ?

Mr. Brox stated that the pedestal sign, on Boston State Road, appears to be within square footage and height limits

Mrs. Vacco: Mr. Metzger (Deputy Town Attorney and legal advisor for the Zoning Board of Appeals) is well aware of the Planning Board's position on the additional signage, that was granted by the variance application. She added that CVS shall not receive any modifications to the variance.

Joseph DeMarco ? Nothing received as of yet.

Mr. Mendola: Any update on the Darling Subdivision?

Mrs. Vacco: There is a Public Informational Meeting on Wednesday, February 16, 2005 at 7:00 PM.

Chairman Hacker: Is there any other business for this Board or a motion to adjourn?

Mr. Simmeth: On page 2 of January 25, 2005, beginning with "Mrs. Vacco concluded" the second line "who is they?"

Mrs. Vacco: What I mean is that whatever they (CVS) were approved by this Board and the Zoning Board of Appeals is what they are entitled to and that's all they're (CVS) is going to get.

Mr. Simmeth: I was wondering if anymore thought was given to a member of this Board going to Chamber of Commerce meetings to keep in touch with the business community in Town.

Mr. Bernas: They are welcome to attend our meetings if they have any concerns.

Mr. Early: Anyone can attend our meetings. We use to have a member of the CAC attend, and now all we get is a letter from them now and then.

Mrs. Hacker: Good point. In regards to their letter about sidewalks "I've had a call about the possibility of an animal clinic going up on the commercial property on Boston State Road north of North Boston Market, by the apartments and the senior apartments. This might be an opportunity for us to ask that sidewalks be installed.

Chairman Hacker: Is there a motion to adjourn.

Mr. Pohl made a motion to adjourn at 8:25 PM, seconded by Mr. Stringfellow. All in favor.

Respectfully submitted,

Michael J. Pohl

MJP:tjf Secretary