

## Planning Board Minutes June 24, 2008

BOSTON PLANNING BOARD JUNE 24, 2008

PRESENT: David Stringfellow, Vice Chairman

David Bernas

Mark Coppola

Jonathan King

Bill McGirr

EXCUSED: Patricia Hacker

ALSO Brian Downey Town Attorney

PRESENT: Thelma Faulring Secretary to the Boards and Committees

Dave Ruzzine Prospective member

Vice Chairman Stringfellow called the meeting to order at 7:40 PM following an interview with prospective member Dave Ruzzine.

### MINUTES

Mr. Stringfellow asked if there were any additions or corrections to the minutes of June 10, 2008.

Mr. Downey had punctuation additions and the corrections of two typos.

Mr. King made a motion to accept the minutes with those changes, seconded by Mr. McGirr and carried.

GENERAL CORRESPONDENCE

Secretary Faulring reported:

- ? Deputy Code Enforcement Lisowski's April End of Month report.
- ? Code Enforcement Officer Ferguson's May End of Month report.
- ? Deputy Code Enforcement Officers' Lisowski and Juda May End of Month reports.

#### SITE PLAN REVIEW ? 8032 BOSTON STATE ROAD

Secretary Faulring: There will be no site plan review on this. The applicant, Mr. Leonard, called this afternoon and left a message on Mr. Ferguson's voice mail, that he is withdrawing his application and moving out of Boston. D.C.E.O. Lisowski did call Mr. Leonard and left a message that we would like something in writing, for the file.

Mr. Stringfellow: I had suggested before the meeting that we move recommendation for Planning Board members to the end of the agenda so that Mr. Ruzzine can sit in for some of the agenda.

#### KIDS COUNTRY CHILD CARE ? 7346 BOSTON STATE ROAD

No correspondence has been received by Secretary Faulring or Town Attorney Downey.

Mr. Stringfellow: I've given that some thought and am wondering ? we're at the point where all she needs is her Certificate of Occupancy. I'll be the first to admit that we do not have a complete site plan that is correct and accurate and shows everything. On a new build we want a complete package because that's what the Building Inspector uses to see whether they are building what they said they would build. But is a complete site plan, in her case, going to get used? Do we want to do it anyhow? I'm thinking to myself, if I'm trying to run a business and somebody said you have to spend several thousand dollars to get a complete site plan, and we're not going to do anything with it after you give it to us, I would not be happy. This is just a thought I'm throwing out. I'm not suggesting we do or don't do it.

Mr. Downey: The problem, and this makes it harder, is she got a new surveyor to come in to put that information on there instead of just having the same engineer. I don't understand why that wasn't done instead of starting over, in a sense, and having someone else do it.

Mr. Stringfellow: The same engineer could have put the new information on the old drawings and had a complete site plan.

Mr. McGirr: We have everything, it's just scattered all over, it's just not on one.

Mr. Stringfellow: The old drawings that we have is not what was built. We don't really have drawings, I don't believe, that shows exactly what really was built, or if they did, they didn't have the drainage.

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Mr. McGirr: I thought they did. She had everything but the drainage. Then she went out and hired another engineer or surveyor and obviously he didn't know what was going on; so now he put the drainage in and not the rest of it. So we

actually have it all on two different sheets, it's just not together. So if you put that on top of the first drawing we had, I would guess that we have it all, it's just not on one piece of paper.

Mr. Stringfellow: I have not gone through it thoroughly to see if we at least have one set of drawings that are completely correct. I don't propose to do anything about this tonight. I just wanted to throw out that thought when it occurred to me that I don't know what a final site plan is going to get used for in this case.

Mr. Coppola: Has the Building Inspector been through the building? Is everything up to par? He's had to use something to get through? when was it built in '04?

Mr. Stringfellow: She was given a Temporary Certificate of Occupancy and there were, I believe, four things that still were to be done. One of them was landscaping, which I don't think ever got done until she had been called into Court because her temporary certificate had long since expired and then she did put in trees. There was the question of the dumpster, which never was built; the detention pond. I don't think we're in any position to do anything on this tonight other than a little discussion and table it.

Mr. Downey: Just to follow up on Mr. Coppola's question. There were four things that had to be completed. She got a temporary C.O. Three of them she's done; the last one was the dumpster, related directly to the C.O. That doesn't mean that she's satisfied the C.O. Usually you get a complete site plan and finish up with the C.O. A temporary C.O. says "you didn't do everything you were supposed to." An unwritten requirement of a temporary C.O. is to complete your site plan. But there were specific things that she had to do and the dumpster was the last issue; that's the one where we said "you let our Code Enforcement go through and make sure that you meet the code as far placement, location, and then make an application to the Town Board; that will satisfy that part." And then we're down to the site plan which I think the last part was the drainage that we are waiting on, and now we've got the split documents.

Mr. Stringfellow: Has that been forwarded to the Town Engineer?

Mr. Downey: Yes. I sent that letter out and have not received any response or any extra documents, from Ms. Hartnett, her attorney.

LIAISON ? COUNCILWOMAN MAGHRAN

Not in attendance this evening.

TOWN ATTORNEY DOWNEY

Mr. Downey had nothing further to report.

NON-AGENDA ITEM

Secretary Faulring distributed Conceptual Site Plans for a new build for Glad You're Hair.

Mr. Stringfellow: Please have this review on the agenda for the July meeting.

RECOMMENDATION FOR PLANNING BOARD MEMBERS

Mr. Coppola: I make a motion that we go into Executive Session for recommendations to the Town Board.

Mr. Bernas: Second.

Mr. Stringfellow: All in favor? All were in favor.

Discussion was held.

Mr. Stringfellow: I will introduce a motion to come out of Executive Session and go back on the record.

Mr. Coppola: Second.

Mr. Stringfellow: All in favor? All were in favor.

Mr. Downey read the proposed motion:

This motion is regarding the three positions open on the Planning Board: one full voting position and two alternates. The Planning Board recommends to the Town Board that all three applicants, for the Planning Board, are qualified for the positions and there is no significant difference in qualifications among the candidates, and that the Town Board note that three members would have chosen Jeff Genzel as the full voting member and two for Rick Skinner. Because of the closeness in qualifications the order of the receipt of applications was taken into account.

Mr. Stringfellow: I will make that the motion.

Mr. Bernas: Second.

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Mr. Stringfellow: The motion has been made and seconded, all in favor?

All were in favor.

Mr. Stringfellow: As all are in favor, the motion is carried.

Mr. Stringfellow: Is there any further business for tonight's meeting.

Mr. Stringfellow: Hearing nothing, I will entertain a motion to adjourn.

Mr. Coppola: I make a motion to adjourn. (8:21 PM)

Mr. McGirr: Second.

Mr. Stringfellow: All in favor? Carried.

Respectfully submitted,

Thelma Faulring

Secretary to the Boards and Committees