

**PLANNING BOARD
TOWN AND VILLAGE OF ARCADE
17 Church Street, Arcade, New York 14009
Village Office 585 492-1111
Town Office 585 492-4685**

At a meeting of the Planning Board of the Town and Village of Arcade held on Wednesday, October 14, 2020, at 7:00 P.M. a Zoom Meeting. We are running this as a joint in person and Zoom Conference Call as authorized by Governor's Executive Order

MEMBERS PRESENT: Andy Schnitzler, Rich Kosmerl, Amy Opferbeck

MEMBERS ABSENT: Paul Bijhouwer

OTHERS PRESENT: Michelle Karpinski, Jenna Marley, Nathan Vander Wal, Tim Richmond, Jason Hastings, Judy Keysa, Michael Piatek, Tom Keysa

The meeting was called to order at 7:00 P.M. by Acting Chairperson Rich Kosmerl

APPROVAL OF MINUTES:

MOTION by Andy Schnitzler, seconded by Amy Opferbeck and unanimously carried, to accept the minutes of September 9, 2020.

SITE PLAN APPLICATION, SBL NO. 163.00-1-16.1, SUBMITTED BY TARPON TOWERS II AND BELL ATLANTIC MOBILE SYSTEMS D/B/A VERIZON WIRELESS, REQUESTING TO CONSTRUCT AND OPERATE A 160' WIRELESS TELECOMMUNICATIONS TOWER (PLUS 4' LIGHTNING ROD) AND ASSOCIATED IMPROVEMENTS ON LAND OWNED BY JUSTIN AND ANGELA HASTINGS LOCATED AT 6462 JAVA LAKE ROAD IN THE TOWN OF ARCADE.

The Board reviewed the updated application from Tarpon Towers II that corrected 4 items that The Board asked for them to review and complete.

1. An updated Easement that was executed on October 8, 2020 that shows the fall zone with all the required signatures and the applicant stated it will be filed with the County Clerk.
2. Project contained Federal Wetlands-verified a new Exhibit-SB-1- the map now indicates on the upper boundary that existing National Wetlands. Written on map that there is no associated required buffer.

3. Additional information was requested if lighting and proximity were needed in regards to the Keysa Airfield.

Determination Letter from FFA dated April 17, 2020 states:

No Hazard to air navigation- marking and lighting not necessary for aviation safety. Diane Martin- FFA Technician that Keysa Airfield was taken into action. If lighting is done in would need to on a voluntary basis done in accordance with FFA advisory.

Rich asked Judy Keysa if she has any comments regarding the FFA Determination Letter- Judy stated as long as the FFA approved it then that was good.

4. The Board requested that Section C.2(a) of the Environmental Assessment Form (EAF) be revised to indicate "Yes" with respect to the whether any Town comprehensive land use plan includes the Project Site. The applicant did change that to "Yes".

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, to accept this letter as meeting all that was requested from previous meeting of applicant and answers being satisfactory to the questions brought up and additional information regarding the FFA Determination and safety of the airfield concern.

Reviewed the comments and recommendation from the Wyoming County Planning Board on October 5, 2020.

There appear to be no significant county-wide negative impacts related to this proposed project

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, the Planning Board for the Town/Village of Arcade is taking action as LEAD Agency for SEQR for this project SBL # 163.00-1-16.1 Tarpon Towers II requesting to construct and operate a 160' wireless telecommunications tower located at 6462 Java Lake Road in the Town of Arcade, due to the positive response from the Town of Arcade Board and no contestation from any other involved or affected agencies.

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, the Planning Board for the Town/Village of Arcade has found there are no significant adverse impacts on the environment and thus issue a negative declaration for the Tarpon Towers II for Wireless Telecommunications Tower at 6462 Java Lake Road, Arcade, NY.

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, the Planning Board for the Town/Village of Arcade has issued Site Plan Approval and have received and approved a negative Declaration on SEQR and referred to the Town Of Arcade Board for the issuance of approval of Special Use Permit.

PRELIMINARY REVIEW OF AN APPLICATION FOR A LAND SEPERATION AND SPECIAL USE PERMIT FOR SBL# 150.-2-24, GARY PIATEK, FOR AN INSECT RAISING FACILITY IN THE TOWN OF ARCADE, 640 GEER ROAD, ARCADE, NY. THIS IS LOCATED IN THE AG DISTRICT.

Land Separation is under Zoning Section 816-B Land Separation

SECTION 1 – SUBMISSION OF PRELIMINARY SKETCH PLAN

Applicant submitted application and sketch plan, no Easement or Deed Restrictions and paid the fee.

SECTION 2 – DISCUSSION OF REQUIREMENTS AND CLASSIFICATION

Applicant was at the meeting for discussion.

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, the Planning Board for the Town/Village of Arcade has concluded this is a land separation and not subdivision.

MOTION by Andy Schnitzler, seconded by Amy Opferbeck and unanimously carried, the Planning Board for the Town/Village of Arcade has accepted the sketch plan as presented.

The applicant will have the parcels surveyed and bring back to the Planning Board within the 180 days for the next steps-Final Authorization.

Preliminary review of Special Use Permit

MOTION by Rich Kosmerl, seconded by Andy Schnitzler and unanimously carried, to instruct Secretary Karpinski to send Application of Special Use Permit to the Wyoming County Planning Board for their recommendation and comments for their November meeting.

In other Business:

In discussion with Don Robert's Section 600 was going to be worked into Section 900 and was left out of The Town's Zoning Law in error.

Don Robert's will forward the revised Town Zoning Law to Town Clerk Michele Bijhouwer so it can be looked and approved by the Town of Arcade Board.

There being no further business brought before the Board, the meeting adjourned at 8:16 P.M. upon **motion** by Amy Opferbeck, seconded by Andy Schnitzler and unanimously carried. The next regular meeting of the Planning Board of the Town and Village of Arcade is scheduled for Wednesday November 11, 2020, at 7:00 P.M. in the Village Boardroom, 17 Church Street, Arcade, New York.

Respectfully submitted,
Michelle Karpinski
Secretary