

Town of Yates  
Regular Planning Board Meeting /  
Public Hearing  
January 5, 2017

Chairman Donald Lamay called the Regular Planning Board Meeting to order at 7:00 pm, at the Town of Yates, 8 S. Main Street, Lyndonville, NY 14098.

Those Present: Donald Lamay, Chairman of Planning Board  
Mark Hughes, Planning Board Member  
Richard Kurz, Planning Board Member  
Ed Urbanik, Planning Board Member  
Dawn Metty, Deputy Clerk  
Dan Wolfe, Code Enforcement Officer  
Larry Wolfe, Resident  
Mario Pingue, SUP Applicant  
James Luckman, SUP Applicant  
Gary Daum, Resident  
Dudley Chaffee, Resident

Those Absent: Ralph Smith, Planning Board Member

MINUTES:

Chairman Donald Lamay entertained a motion to accept the minutes from December 1, 2016 meeting.

RESOLUTION # 1-1/17

RESOLUTION TO ACCEPT THE MEETING MINUTES FROM DECEMBER 1, 2016 MEETING AS PRESENTED TO EACH BOARD MEMBER.

RESOLVED, to accept the meeting minutes from December 1, 2016 as presented to each Board Member.

Offered: Mark Hughes

Seconded: Ed Urbanik

Votes: 4 Ayes (Lamay, Kurz, Hughes, Urbanik); 0 Nays

Chairman Donald Lamay - First on the agenda was a special use permit application from Leslie Kerling at CIR Solar on behalf of Marcia Clark. The application is for the installation of a 3.35kW ground mounted, grid connected solar PV system on property. Due to the weather they are unable to be here.

Adjourn to public hearing

Chairman Donald Lamay called the public hearing to order at 7:15. This public hearing is for a special use permit to operate an Agricultural Processing or Distribution Facility submitted by Mario Pingue. He purchased the Atwater building and is using the same site plan as the original.

Dan Wolfe – Although the County Planning Board meeting was cancelled, they did have a staff meeting and sent a staff report. (See Attached). They only have 7.62 acres, need to modify that. Request approval of special use permit with modifications

Chairman Donald Lamay asked if there were any comments from the public.

Dudley Chaffee – Would approve and would be a good asset.

Gary Daum – Also recommends approval as well.

There were no other comments

Closed public hearing

Ed Urbanik entertained a motion to approve Pingue Holdings Inc. special use permit application to operate an Agricultural Processing or Distribution Facility with the stipulation that adequate internal circulation exists for delivery trucks and emergency vehicles entering the property.

RESOLUTION# 2-1/17

RESOLUTION TO APPROVE PINGUE HOLDINGS INC. SPECIAL USE PERMIT APPLICATION TO OPERATE AN AGRICULTURAL PROCESSING OR DISTRIBUTION FACILITY WITH THE STIPULATION THAT ADEQUATE INTERNAL CIRCULATION EXISTS FOR DELIVERY TRUCKS AND EMERGENCY VEHICLES ENTERING THE PROPERTY

RESOLVED, to approve Pingue Holdings Inc. special use permit application to operate an agricultural processing or distribution facility with the stipulation that adequate internal circulation exists for delivery trucks and emergency vehicles entering the property

Mark Hughes seconded it

Votes: 4 Ayes (Urbanik, Hughes, Lamay, Kurz); 0 Nays

Chairman Donald Lamay welcomed Mario Pingue to the community.

The second public hearing was for a special use permit submitted by James Luckman for a dog kennel for 10 hunting dogs (black & tan).

Chairman Donald Lamay – All requirements have been met. Are there any questions/concerns?

Dan Wolfe asked James how many acres he has.

James Luckman – Close to 130 acres.

Dan Wolfe – He has 10 dogs used only for hunting, would recommend granting the special use permit.

There were no other questions/concerns

Mark Hughes entertained a motion to approve James Luckman's special use permit for a dog kennel with a stipulation for housing of 10 (black & tan) hunting dogs (pets) not for breeding and/or for sale.

RESOLUTION# 3-1/17

RESOLUTION TO APPROVE JAMES LUCKMAN'S SPECIAL USE PERMIT FOR A DOG KENNEL WITH A STIPULATION FOR HOUSING OF 10 (BLACK & TAN) HUNTING DOGS (PETS) NOT FOR BREEDING AND/OR FOR SALE.

RESOLVED, to approve James Luckman's special use permit for a dog kennel with a stipulation for housing of 10 (black & tan) hunting dogs (pets) not for breeding and/or for sale.

Seconded by Richard Kurz

Votes: 4 Ayes (Hughes, Kurz, Urbanik, Lamay); 0 Nays

NO FURTHER BUISNESS WAS DISCUSSED

Chairman Donald Lamay entertained a motion to adjourn the meeting.

Offered: Mark Hughes

Seconded: Ed Urbanik

Votes: 4 Ayes (Hughes, Urbanik, Kurz, Lamay); 0 Nays