



## Planning Board

# TOWN OF POESTENKILL

38 Davis Drive / P.O. Box 210  
Poestenkill, NY 12140  
(518) 283-5100 Phone  
(518) 283-7550 Fax

## PLANNING BOARD March 6, 2018 Minutes

### Attendees:

Tom Russell, Chairman  
Jeffrey Briggs  
William Daniel  
Robert Dore  
Judy Grattan  
Don Heckelman  
Harvey Teal  
Steve Valente, Alternate

### Non-Voting:

Robert Ryan, Esq.  
Lynn Kane, Clerk

Chairman Russell called the meeting to order at 7:30 pm with the Pledge of Allegiance. Chairman Russell introduced all Members of the Board to the public.

### Victoria Spring (Tax Map # 126.-3-8.11)

### Special Use Permit 93 Blue Factory Road

Planning Board Clerk Lynn Kane read the Public Hearing Notice. Mrs. Spring reviewed the scope of the project for the Board and answered Member's questions. Planning Board Clerk Lynn Kane read "Notification of Zoning Review Action" from the Rensselaer County Economic Development & Planning dated February 23, 2018, said notice states the County leaves the decision with the local municipality.

**SEQRA Hearing:** The SEQRA portion of the public hearing began with Chairman Russell reading the Environmental Assessment Form (EAF) into record and the Board responded to all questions. A motion was made by Member Teal that the proposed action will have no significant environmental impact and therefore a negative declaration should be issued. Board Member Briggs seconded the motion and it was approved by a vote of seven (7) ayes, zero (0) nays, and zero (0) abstentions. Chairman Russell states the proposed action will not result in any significant adverse environmental impacts and closes this Hearing.

### **Special Use Hearing:**

Given the negative declaration, the final public hearing on the approval portion of the application was conducted after the SEQRA hearing. Chairman Russell asked for comments in favor or in opposition of the final portion of the application.

With no additional comments from the public, the public comment period was closed. A motion to approve the Special Use Permit was made by Member Teal, motion seconded by Member Dore and approved by a vote of seven (7) ayes, zero (0) nays and one (1) abstention.

**Minutes**

The minutes of the Board meeting on February 6, 2018 were reviewed. A motion is made by to approve the minutes as written by Board Member Grattan, seconded by Board Member Daniel and approved by a vote of (7) ayes, zero (0) nays, and zero (0) abstention.

**Public Comment Period**

There being no comments from the public, the public comment period was closed.

**New Applicants:**

**Rocco Testo**  
**136.0-9-1.4**

**Minor Subdivision**  
**Algonquin Beach Road**

Applicant Testo withdraws his application for a Major Subdivision and stated he will work with his Engineer towards a Minor Subdivision.

*Resolution: Application withdrawn*

**Old Business:**

**Kevin W. Kronau, Sr.**  
**125.08-1-4.111**

**Special Use Permit Extension**  
**NY 351, Poestenkill**

Copy of DEC Permit has not been received and Public Hearing will be scheduled for April 3, 2018. Board Member Grattan made a motion to extend the current Special Use Permit for Kevin Kronau for Natural Products at the Deer Creek Mine, from March 6, 2018 to April 3, 2018. Motion seconded by Member Teal approved by a vote of seven (7) ayes, zero (0) nays and zero (0) abstention.

*Resolution of Issue: 1 month extension was granted, Public Hearing scheduled for April 3, 2018.*

**43 Mall LTD**

**Change to Lochvue Subdivision Plat**

No news, Highway Superintendent Toby Chadwick, Poestenkill Fire Chief and Tom Russell inspected the site, noting issues to correct, especially the road. No news on access to drainage pond onto others property.

**Waste Management**

Business hours 7 am to 4 pm, insufficient work. Is cooperating with Code Enforcement Officer, given 90 days to submit plans for work proposed to the front of the building. The 2 houses in the back are to be use by the Fire Department for extrication training only, not burn.

**Organizational Items:**

Town Codes: Steve Valente questioned if the Town codes, whether in writing or on the website, are as up to date as they should be, i.e. 2015 International Fire Codes. Chairman Russell will look into the matter. Also, Member Grattan suggested review of the SEQR form on website, may need to be updated.

Resolutions to Town Board, i.e. Chickens on nonfarm parcels: Discussion continues on how to reduce the process so resident can have a few chickens without a lot of money and time used. Member Valente stated that it currently is a five (5) month process, costing in excess of \$100. Member Grattan stated changing certified USPS mailings to first class would reduce fees but neighbors must be notified. Member Daniel said that if owners are not conscientious in the care and containment of the chickens, the issue is really with Code Enforcement, not Planning Board. Chairman Russell suggested the PB fee be reduced from \$25 to \$5, the applicant would be given a form for neighbors to acknowledge notice of intent. Discussion of re-instituting policy of placing sign on applicant's property to indicate a hearing. Member Valente asked what the Town Board's response was to this issue at last Town Board meeting, Chairman Russell stated they wanted the Planning Board to create a proposed amendment for their consideration.

A motion to adjourn the meeting was made by Board Member Grattan, seconded by Board Member Dore and approved by a vote of seven (7) ayes, zero (0) nays, and zero (0) abstentions.

Respectfully submitted,

Lynn E. Kane,  
Planning Board Clerk