

Town of Otsego Planning Board

Minutes, May 5, 2020

(Will be approved with any necessary amendments at the next meeting)

REGULAR MEETING

The monthly meeting of the Town of Otsego Planning Board was held on this date as a Zoom meeting due to the COVID-19 pandemic (the April 7 meeting was cancelled for the same reason). Acting Chairman Ted Feury called the meeting to order at 7:03 PM and led the Pledge of Allegiance.

Clerk Bill Deane took roll call. Board members present were Feury (vice-chairman), Elizabeth Horvath, Darryl Szarpa, Chip Jennings, Walter Dusenbery, and Sharon Kroker. With Tom Huntsman (Chairman) absent, first alternate member Rosemary Brodersen became a voting member. Also present were second alternate member Lynn Krogh, Zoning Enforcement Officer Ed Hobbie, Planning Board attorney Ryan Miosek (who arrived at 7:30), Town Supervisor Meg Kiernan, and Town Board member Carina Franck.

The Board reviewed the minutes of March 3, 2020, e-mailed to the members. Szarpa moved to approve the minutes as written. Kroker seconded the motion and it was approved, 7-0.

There was no correspondence received since the last meeting.

Acting Chairman Feury asked if anyone had a conflict with tonight's applicant. Horvath said that she did.

Feury asked if anyone from the public had a comment on a non-agenda item. No one responded. The Board moved on to the application.

APPLICATION

Charlton Jones (Tim Horvath) – Site plan review, replacement of residence within 100 feet of Otsego Lake in RA-1 district – 6680 State Highway 80 (#69.76-1-11.00)

Elizabeth Horvath recused herself from the application, with Lynn Krogh replacing her. Jackson DuBois said he was representing applicant Charlton Jones. Application documents were e-mailed to the members on March 24. Meg Kiernan scanned and e-mailed a PDF of the site map to members during the meeting. Clerk Bill Deane noted that the map says "County of Otego."

Jones wants to demolish an existing residence within 100 feet of Otsego Lake, replacing it in the same footprint. The 4x4' entranceway would be changed from the north side to the south, not encroaching on the setbacks; Zoning Board of Appeals Chairman Greg Crowell had opined that no variance would be needed for this minor change. Site plan review is required due to the proximity to the Lake.

Acting Chairman Feury went through the site plan requirements in Section 8.05 of the *Land Use Law*. Deane said it was brought to his attention that there was no dated site plan application nor application fee received (and that this had happened with other applications in the past). Zoning Enforcement Officer Hobbie said he would meet with Dubois the next day to get an application completed.

The consensus of the Board was that the following items would be needed before the application could be deemed complete:

- A dated site plan application, with fee paid.
- Trees at least 6" in diameter at breast height located on the site plan (DuBois said none would be removed).
- Erosion control plans.
- Construction sequence.
- New York State Department of Transportation (DOT) approval.

The consensus of the Board was to wait on State Environmental Quality Review (SEQR) until these items were received. The application will be put back on the June 2 agenda.

OTHER BUSINESS

Zoning Enforcement Officer Ed Hobbie said things were quiet but picking up. He discussed Local Law #2, dated 2/8/17, concerning flood damage protection. Hobbie said this would impact future Planning Board applications in designated flood plains.

Chip Jennings said he had attended the March 11 Town Board meeting as Planning Board liaison. The only thing of concern to the Planning Board was discussion of the defunct Heirloom Barn Law, for which there no longer is a committee in place. Carina Franck said that the Otsego County Conservation Association (OCCA) offered to help rewrite the law.

Walter Dusenbery was assigned to serve as liaison for the April 8 Town Board meeting via Zoom, but said he did not attend. Franck said there was further discussion about *Land Use Law* definition revisions.

Tom Huntsman is assigned to serve as liaison at the May 13 Town Board meeting, which is planned to be held at the Town building. Clerk Bill Deane said he would remind him.

Deane discussed the June 2, 2020 agenda. Charlton Jones is scheduled to return. Meetings will be held starting at 7:30 through September, at the Town building unless otherwise instructed.

With no further business, at 7:46 PM Dusenbery moved to adjourn the

Respectfully submitted,
Bill Deane, Planning Board Clerk