

**Town of Smithville**  
**Planning Board Meeting Minutes**  
**Monday, June 10th, 2013**  
**7:03 P.M.**

**Planning Board Members:** Chairperson Jackie Centerwall, Tom Pollard, Doug Garnar, Tim Hanna, and Robert Brooks. Dylan Huff, Planning Board Clerk.

**Planning Board Members In Attendance:** Chairperson Jackie Centerwall, Tom Pollard, Tim Hanna and Robert Brooks. Dylan Huff, Planning Board Clerk.

**Planning Board Members Absent/Excused:** Doug Garnar

**Others In Attendance:** Bruce Kinney

Chairperson Jackie Centerwall called the June 10th, 2013 Planning Board Meeting to order at 7:03 P.M.

**1 – Review and Approval of Meeting Minutes**

- Chairperson Jackie Centerwall asked for a motion to approve the April 8<sup>th</sup>, 2013 meeting minutes, motion made by Tom Pollard, 2<sup>nd</sup> by Tim Hanna, vote unanimous, motion approved.
- Chairperson Jackie Centerwall asked for a motion to approve the May 13<sup>th</sup> 2013 meeting minutes, motion made by Robert Brooks, 2<sup>nd</sup> by Tom Pollard, vote unanimous, motion approved.

**2 – New Business**

- None

**3 – Old Business**

- Report of training from Chairperson Jackie Centerwall. Documents presented; Guide to Planning and Zoning laws of New York State.
- Site Plan Review law – member review: Discussion of enforcing site plan review law, is current enforcement officer fully prepared and equipped? Is the Town prepared to hire sufficient town officers to enforce laws? Discussion of acreage requirements for multiple dwellings. Will change out acreage minimum to simply multiple dwellings on one property. Road frontage width vs. building site width. Minimum of 200ft road frontage or 200ft building site? Include both? Decision made to use 200ft requirement at building site. Still need definition for “clear cutting” and “substantial timber cutting”. Section concerning division of a parcel is subject to the subdivision law. Non structural agricultural gardening use? Will not review unless it includes “clear cutting”. Is “clear cutting” an issue? Perhaps only for a pipeline or drilling site. Perhaps remove “substantial” or define it? Remove “clear cutting”? Define with percentage or fraction? Define “Clear cutting” as ‘Most or all trees in an area are cut down’. Consulting fees? Will receive approval from the consulted party before consultation and fees. Setbacks for ponds are a problem, needs to be added. Maybe should train highway department employees to recognize and report problems correctly. The Town is waiting for a response from the D.O.T. concerning local problems, may have been postponed? Copy of Road use agreement template given to Bruce Kinney for review. The Town Board attempted to enforce a road use law, certain private individuals representing some of the companies concerned reported discrimination. Road use is separate from Site Plan Review Law, but may be possible to incorporate or reference. Add to site plan checklist. “Road use agreement is

applicable". Dangerous materials; OSHA regulates dangerous substances and materials, but does not report such to the Town or Fire Department. Should be required to report dangerous materials to Town for the safety of the community and especially the Fire Department. Is Fire Department authorized to enact laws concerning fire safety within its districts? Will get more input from members of the Fire Department through Bruce Kinney. Change "Maple Sap" to "Maple Products". Definition for "Clear Cutting" found in Greene Site Plan Review Law. \$25.00 fee for application for site plan review found in Greene template, perhaps change to \$50.00? Different fees for 1 or 2 family dwellings and business properties? Leave adult use definitions in.

#### **4 – Motion to Adjourn**

Chairperson Jackie Centerwall asked for a motion to adjourn; Motion made by Tom Pollard, 2<sup>nd</sup> by Tim Hanna. Vote unanimously in favor, motion approved.

Meeting was adjourned at 8:42 P.M.

Planning Board meetings are scheduled for the second Monday of every month at 7:00 p.m. at the Smithville Community Center.

**Next Planning Board Meeting is Monday, July 8th, 2013 @ 7:00 PM**

#### **PLANNING BOARD 2013 SCHEDULE:**

**January 14<sup>th</sup>**  
**March 11<sup>th</sup>**  
**May 13<sup>th</sup>**  
**July 8<sup>th</sup>**  
**September 9<sup>th</sup>**  
**November 11<sup>th</sup>**

**February 11<sup>th</sup>**  
**April 8<sup>th</sup>**  
**June 10<sup>th</sup>**  
**August 12<sup>th</sup>**  
**October 14<sup>th</sup>**  
**December 9<sup>th</sup>**

Respectfully submitted by Dylan Huff – Planning Board Clerk