

**TOWN OF BARRE
PLANNING BOARD
NOVEMBER 14, 2022**

CALL TO ORDER: The board met at the Town Hall and the meeting was called to order at 6:30 pm by co-chair Mr. Miller.

BOARD MEMBERS PRESENT

Wes Miller Jean Depatie
Kurt Dudley Stephen Harling
Kirk Mathes Jean Peglow
Anna Shuknecht (Alt.)

EXCUSED BOARD MEMBERS

Tom Keeler

ABSENT BOARD MEMBERS

Eric Watson (Alt.)

Others present: Cindy Confer, George Chianis

Mr. Miller appointed Anna Shuknecht as a voting member for this meeting due to Tom Keeler's excused absence.

I. APPROVAL OF MEETING MINUTES

Mrs. Peglow made a motion to approve the October regular meeting no changes. Motion was seconded by Mrs. Shuknecht and carried. (7-0)

II. NEW BUSINESS

An application from RTO for a modification of a Special Use Permit and Site Plan Review on the cell tower on Hemlock Ridge Road was received. Mr. Chianis stated they would like to co-locate on the existing tower structure with 3 panel antennas and one parabolic dish, add a radio station equipment cabinet located at the base of the structure. This is in conjunction with expanding internet availability in the County. Discussion took place:

- The tower is owned by American Tower
- A building permit has been applied for with Mrs. Dale-Hall.
- A structural analysis was included with the application
- The equipment cabinet would be approximately three feet by eleven feet wide
- The application does not meet the qualifications to go to the County Planning Board; therefor there would not a submission to the County Planning Board

The SEQR was reviewed.

Resolution 21-2022

Introduced by: Steve Harling
Seconded by: Jean Peglow

WHERE AS the application from RTO on the cell tower located at 13310 Hemlock Ridge Road (115-1-13) has been received for a Special Use Permit modification and Site Plan Review

NOW THEREFORE be it resolved that the proposed modification will not result in any significant adverse environmental impacts

UPON ROLL CALL VOTE:

Mr. Miller – Aye
Mr. DePatie – Aye
Mr. Dudley – Aye
Mr. Harling – Aye
Mr. Mathes – Aye
Mrs. Peglow – Aye
Mrs. Shuknecht – Aye

The resolution passed.

Resolution 22-2022

Introduced by: Kirk Mathes
Seconded by: Anna Shuknecht

WHERE AS the application from RTO on the cell tower located at 13310 Hemlock Ridge Road (115-1-13) has been received for a Special Use Permit modification and Site Plan Review

NOW THEREFORE be it resolved that the proposed modification and site plan review does not need a public hearing

UPON ROLL CALL VOTE:

Mr. Miller – Aye
Mr. DePatie – Aye
Mr. Dudley – Aye
Mr. Harling – Aye
Mr. Mathes – Aye
Mrs. Peglow – Aye
Mrs. Shuknecht – Aye

The resolution passed.

Resolution 23-2022

Introduced by: Jean Peglow
Seconded by: Kurt Dudley

WHERE AS the application from RTO on the cell tower located at 13310 Hemlock Ridge Road (115-1-13) has been received for a Special Use Permit modification and Site Plan Review

NOW THEREFORE be it resolved that the proposed modification and site plan review be approved with conditions of

1. If there is a change of ownership, the new owner must reapply
2. The Special Use Permit is renewable each year based on the current application
3. With any modification or equipment renewal, a new application must be done
4. A building permit must be obtained

UPON ROLL CALL VOTE:

Mr. Miller – Aye
Mr. DePatie – Aye
Mr. Dudley – Aye
Mr. Harling – Aye
Mr. Mathes – Aye
Mrs. Peglow – Aye
Mrs. Shuknecht – Aye

The resolution passed.

Mr. Chianis stated that in his 30 years of going to towns with applications like this, he has not had such a positive experience with politeness and helpfulness. He then went on to thank Mrs. Dale-Hall, Mrs. Daniels, Mrs. Beach, Mrs. Preston and Dr. Pogue.

III. OLD BUSINESS

Mr. Miller stated that the proposed noise ordinance was sent out and no comments had come back.

- This is a rough draft and has not been approved
- A comment from those in attendance stated that 4-wheelers are not mentioned
 - Would there be another broad word to use? Off Road Vehicles
 - Some are insured and some are not
- You may be on someone else's property with permission
- There would be a distance of 200 feet from a residence
- Would it be a continuous long going noise or once in a while
- Intent to provoke?
- Sheriff would enforce
- Input from Judge Root since it would go before him?

- This would be our recommendation to the Town Board and it would be adopted by them after a public hearing and going to the County Planning Board
- Should add LeRoy’s section concerning churches or synagogues
 - Anything specific for occasional activity of a church example outdoor services or groups that are part of the church doing activities outside of the building

Resolution 24-2022

Introduced by: Kirk Mathes
 Seconded by: Jean Peglow

WHERE AS the planning board has worked on a noise ordinance

NOW THEREFORE be it resolved to send it to the Town Board with the addition of off-road vehicles to section 350-303A

UPON ROLL CALL VOTE:

- Mr. Miller – Aye
- Mr. DePatie – Aye
- Mr. Dudley – Aye
- Mr. Harling – Aye
- Mr. Mathes – Aye
- Mrs. Peglow – Aye
- Mrs. Shuknecht –Aye

The resolution passed.

The attendance and training record of the board was given out with a reminder that if hours are needed to do them. Because of COVID, the training hours in 2020 were dispensed. Any further discussion was tabled.

IV. COMMUNICATION

ORLEANS COUNTY PLANNING BOARD

- Town of Gaines request for new zoning ordinance/law of Battery Energy Storage was approved
- Town of Gaines request for new zoning ordinance/law of Solar Energy Systems was approved with conditions that a Decommission Plan drawing should be required and large-scale ground mounted should discuss in detail their plans for deposal and recycling of solar array panels
- Village of Albion’s request for area variance and site plan review for a fast-food drive-thru service on West Avenue
 - Area variance was approved

- Site plan was approved with conditions that the Village should review and revise regarding traffic flow within the parcel and fencing surrounding the property
- Village of Albion's request for Amendment to Zoning Map for a property on Orchard Street from General Commercial to Residential/Office/Limited Business was approved.
- Paul Hendel was recognized for his service to the County Planning Board
- The upcoming training hosted by the Genesee Finger Lakes Regional Planning Council in Waterloo was mentioned
- Expiring terms and vacant seats have been sent to the towns.
- Discussed the sites that have been approved for Adult Cannabis cultivation within Orleans County. They only have the name of the company with no owner, address or parcel ID

A discussion took place regarding battery energy storage. It is no longer in a trailer like when this board was discussing it. There is a new design with is outside of a trailer. There is new technology still coming out in regards to storage all the time.

V. ADJORNMENT

Mrs. Peglow made a motion to adjourn the meeting at 7:25 pm; seconded by Mr. Depatie and carried (7-0).

Lee A. Preston, Clerk