

**PARMA PLANNING BOARD
MAY 19, 2008**

Members Present:	Chairman	Ed Fuierer
	Acting Executive Secretary	Bob Prince
		Rick Holden
		Tim Harner
		Bob Pelkey
		Tod Ferguson

Public Present: Jack Howitt, Dennis Warchocki, Gary Comardo (CB), Adam Freeman (LandTech), and Kris Schultz (Schultz Associates).

Meeting started: 7:03 p.m.

PUBLIC HEARINGS

30 Lighthouse Road **Site Plan**

Adam Freeman presented to the Board the plans for this application.

Chairman Ed Fuierer read the legal notice for this application.

Chairman Ed Fuierer read the following correspondence from the following referral agencies:

1. Town Engineer: 02/29/2008
2. NYS DEC: 02/22/2008 (2 letters both dated 2/22/08)
3. Town of Parma Conservation Board: 05/06/2008

Adam Freeman reviewed with the Board that he was working with the DEC to get the needed DEC permits. Mr. Freeman also reviewed the placement of markers along the 100' buffer and stated that the applicant would like to place signs on the proposed fence and add post along the shrubs to protect the buffer zone. Mr. Freeman stated that he was working with the DEC on this.

In one of the letters from the NYSDEC it stated that they "listed this action as a unlisted action and a negative declaration was on file". The Board was confused by this as they had never received a letter from the NYS DEC stating that they were going to be the Lead Agency for this application. The requested Mr. Freeman to contact the DEC and to find out if they had taken Lead Agency and if any notifications had been sent out to the other referral agencies.

Chairman Ed Fuierer opened the Public Hearing.

PUBLIC COMMENTS:

None

Chairman Ed Fuierer closed the public hearing.

CONSERVATION BOARD:

Their letter with comments and concerns was reviewed with the other letters from referral agencies.

BOARD COMMENTS:

Tod Ferguson commented that there seem to be a lot of loose ends to be tied up with this application and the NYSDEC.

Bob Prince asked if the set backs had been listed on the plans. Mr. Freeman stated that the length of the driveway was labeled and he would make sure the set backs were added to the plans.

Chairman Ed Fuierer asked if there was any response from the Fire Marshal. Mr. Freeman reviewed with the Board the comments he received from the Fire Marshal. A discussion was held on what was needed to do to verify the road could handle the static load of the fire trucks.

After a review of the application, **A motion was made by Tod Ferguson and seconded by Bob Pelkey to table this application until all the "loose ends" with the DEC are resolved and any other issues had been addressed. Motion carried unanimously 5-0.**

MISCELLANEOUS BUSINESS

838 Peck Road

Fill Permit

Dennis Warchocki presented to the Board a map showing his property and the areas he would like to place fill in along with a letter explaining what he would like to do.

Mr. Warchocki stated that his basement is flooding and he feels that by filling his yard as proposed he can redirect the water away from his basement. Mr. Warchocki then went on to explain how his basement floods.

Mr. Warchocki then went on to explain that he would like to run a 200' 18" - 24" lateral that will connect with the existing CMP at the roadside ditch, which will run from his southeast corner of his property.

Brain Speer, Town Highway Superintendent, stated that Peck Road is a County Road and he would have to get a permit from the County to connect to the existing CMP.

A discussion was held on the proposed fill.

838 Peck Road Continued:

Mr. Warchocki stated that he had Bob Crowley out to look at his property and he thought that the proposed fill would, if nothing else, be a positive conductor to clean up the area.

A discussion was held on when the home was built, the weather at that time and what might have changed to make the basement keep flooding.

Mr. Prince asked if Mr. Warchocki has spoken with the Town Engineer. Mr. Warchocki stated that he had and that he was very receptive and gave him some other ideas.

Tod Ferguson stated that he would like to have the plans sent to the Town Engineer to get his comments on this application, along with his comments on the size of the proposed pipe. The rest of the Board agreed.

A discussion was held as to another alternative if the County will not allow the hook up to the existing CMP. Mr. Speer stated that he could put in the lateral with end sections with rip rap at the north end.

A discussion was held as to the fact that there is drainage tile on the site, if the neighbors were having this problem with water in their basements and what agencies will need to look at these plans and give their approval of same.

The Board stated to Mr. Warchocki that they would like him to have the County DOT and Town Engineer review these plans and give their approval and for the County to issue any permits needed before they make any motions on a fill permit for the property.

A motion was made by Rick Holden and seconded by Tim Harner to table this application until County DOT and Town Engineer review these plans and give their approval and for the County to issue any permits needed before they entertain this application for approval. Motion carried unanimously 5-0.

904 Hilton Parma Corners Road

Fill Permit

Kris Schutlz submitted plans to the Board for their review.

Mr. Schultz stated that the owner is in the process of beginning the last section of the Creek Crossing subdivision, which is Southeast of this site (Mr. Howitt owns both properties), and is looking to move fill from that site to this site. Mr. Schultz stated that Mr. Howitt is talking with the owner of the "old Kelly's farm" property and is trying to get permission to go across a corner of that property with the fill thereby avoiding having to travel on any roads with the fill.

Mr. Shultz reviewed the drainage of the site and stated that they will be filling on a 1% gradient.

Mr. Schultz reviewed with the Board comments from Chatfield Engineers dated 5/16/2008.

904 Hilton Parma Corners Road Continued:

Tod Ferguson asked if a SPEDIES was prepared. Mr. Schultz stated that it has been and reviewed it with the Board.

Rick Holden asked how much area will be effected by the proposed filling. Mr. Schultz stated just under 5 acres.

Mr. Holden asked what the time table would be for getting the fill covered. Mr. Schultz reviewed with the Board how the owner proposed to fill the area.

Mr. Holden stated that there have been problems in the past with dust at sites that are being filled, will there be a water truck on site. Mr. Schultz stated there will be.

Mr. Prince stated that the check damn details need to be placed on the plans. Mr. Schultz stated that he would do that.

The Board asked if the area will be "staked" to make sure the fill stays within the area approved to be filled. Mr. Schultz stated it would be.

Mr. Prince asked if the applicant had notified the Village that the fill will be leaving the site and being put on property in the Town. Mr. Schultz stated that they have already notified them of their plans to move the fill to this site.

Tod Ferguson asked if the applicant will have the site ready for grading and seeding by 9/15/2008. Mr. Schultz stated that this should be no problem. That they are planning to get it seeded as soon as possible.

After a short discussion, **a motion was made by Tod Ferguson and seconded by Rick Holden to grant a 120 day fill permit for this application with the following conditions:**

- 1. Work to be preformed only at the following times:
Monday thru Friday 7:30 am till 4:30 pm.
Saturdays: 8:00 am till 5 pm and only after the Town has been notified that filling will be done that Saturday, notification needs to be more than 24 hour notice.**
- 2. The fill to be graded and seeded by September 15, 2008.**

Motion carried unanimously 5-0.

A motion was made by Rick Holden and seconded by Tim Harner to approve the minutes of the May 1, 2008 meeting as presented. Motion carried unanimously 3-0 (Tod Ferguson and Bob Pelkey absent from April 21, 2008 meeting).

Gary Comardo gave the Board a quick update of what was happening at the Town Board.

There being no further business **a motion was made by Tod Ferguson and seconded by Bob Pelkey to end the meeting at 8:09 p.m. Motion carried unanimously 5-0.**

Respectfully submitted:

Maureen L. Werner
Recording Secretary