



# ALLEGANY COUNTY PLANNING BOARD

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**Chairman: Charles Jessup \* Vice-Chairman: James Ninos \* Secretary: Lee Gridley**

## Allegany Planning Board Agenda: September 21, 2011

### APPROVED

**Present:** W. Brown, B. Ellis, B. Fanton, D. Foster, L. Gridley  
C. Jessup, L. Kaminski, B. Lipscomb, J. Ninos, V. Perkins, J. Woodruff

**Excused:** None

**Absent:** None

**Guests:** Kier Dirlam - County Planner

**Location:** Crossroads Conference Center, Amity

### I. CALL TO ORDER:

Chairman C. Jessup called the meeting to order at 7:30 PM.

### II. MINUTES:

Minutes for May were reviewed. On a motion by Bob Ellis and seconded by Jim Ninos, the minutes from May 18, 2011, were reviewed and approved.

### III. NEW BUSINESS:

#### *A. Town of Almond Referral*

Val Tober has a house with a one-bay older garage. He needs to tear down the garage to make room for an addition to the house for his parents to move into. The official required set-back is twenty (20) feet is not available. This property is within five hundred (500) feet of NYS I-86 and a county road. The area is somewhat residential but is zoned for agriculture. **On a motion by Bob Ellis and seconded by Jim Ninos, the Planning Board approved this variance with no comment. Motion passed unanimously.**

#### *B. Town of Alfred Moratorium Referral*

After review and discussion the Planning Board found no conflicts with county law; no conflicts with state or county roads; no conflicts with state borders or neighboring town laws. This moratorium seeks to preserve the status quo re: drilling in the Marcellus shale, for one year until the DEC regulations come on line. There is nothing in the proposal that will affect the county or the state. **On a motion by Val Perkins and seconded by Lee Gridley, the Planning Board voted to approve the moratorium with no comment. All present voted yes with one abstention – Dale Foster.**

Unofficial comments offered during and after the review: 1.) This proposed moratorium seems to exclude all petroleum and gas wells in the town; there is no provision for already existing wells. These should be “grandfathered” in the proposal. 2.) Fred Sinclair noted that elected officials need to “steer the process” or slow the boom dynamic where the potential for a boom exists.

### IV. OLD BUSINESS:

#### A. None

### V. CORRESPONDENCE:

**A.** Finger Lakes Trails and Greenways Conference September 23<sup>rd</sup> and 24<sup>th</sup> in Ithaca, N.Y.: One topic will be the proposed Triple Divide Trail System. Allen Kerkeslager will also be presenting an environmental studies lecture on this same subject in Alfred on Friday.

**B.** Southern Tier West (STW) and Syracuse University School of Forestry will present a program in Ellicottville on maintaining vitality and community character on October 6, 2011.

**B.** Allegany Bitumens Remediation: This site needs more remediation and environmental clean-up.

**C.** Energy Ad-Hoc Committee Site Plan Review and Road Use Agreements: Two sample documents on road use and repair were sent to the towns and villages. The county has a permitting structure but this has to go to the towns; the county can't implement this on a county-wide basis. To date, nobody has enacted these proposals which will be posted on the Planning web-site.

## **VI. REPORTS:**

### **A) *DEC Report:***

There are two pertaining to Allegany County: 1.) Installation of stone rip-rap for erosion protection in Scio and 2.) Removal of the BOCES site from the NYS Registry of Inactive Hazardous Waste Disposal Site

### **B) *Intergovernmental Review Projects [IRP'S]:***

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| 1) NYS's Chesapeake Bay Watershed Program NYS DEC \$1,340,000                      | 7) Drinking Water State Revolving Fund NYS DOH \$61,066,000                   |
| 2) Public Water System Supervision NYS Department of Health \$6,546,667            | 8) Farmer's Market Village of Angelica \$15,500                               |
| 3) Lake Erie Wine Trail Olde Chautauqua Vineyards \$299,999                        | 9) Diesel School Bus Retrofits NYS DEC \$501,165                              |
| 4) Rural Housing Preservation Grant Chautauqua Opportunities, Inc. \$200,865       | 10) NYS Particulate Matter 2.5 Monitoring Program for FFY NYS DEC \$1,313,682 |
| 5) Capitalization Grant for Clean Water State Revolving Fund NYS DEC \$198,881,370 | 11) Brownfield State Response Agreement NYS DEC \$640,500                     |
| 6) Joint Public Water Supply Improvement Project Village of Richburg \$6,833,640   | 12) Great Lakes Restoration Initiative NYS DEC \$5,000,000                    |
|  | 13) PSB Ballast Removal in School Districts NYS DEC \$125,000                 |

C) ***Southern Tier West Report:*** Last meeting minutes attached. Local Government Conference November in Chautauqua County; Annual Dinner was attended by Kier Dirlam and John Foels.

D) ***Community Planning:*** Updates

### **E) *Planning & Economic Development Office Report/Updates***

- 1) Communications Review: A draft analysis was presented to the Planning and Economic Development Committee. The consultant looked at all towers in Allegany County and created a data base plus map locations for these. In all fifty-five (55) towers were found. It is suggested that a permit process and a draft law be formulated for the towns to adopt re: the construction and access for additional antennae on towers. This would allow EMS access to put antennae on towers where needed.
- 2) Hazard Mitigation Plan – Approved and already adopted by twenty (20) towns and villages.
- 3) Genesee River Wilds: There were three quotes ranging between \$70,000.00 and \$89,000.00 for this park plan but the funds were “swept” into the Regional Development Councils.
- 4) Wellsville TAC: There is a ten year plan for this airport. FAA Funding was withheld for this year. What needs to be fixed includes up-grades, down-grades, paving, lighting and taxi-ways.
- 5) Town of Grove Feasibility Study re: sewer plant or connecting line to Canaseraga. The latter is more feasible.

## **VII. GOOD OF THE ORDER:**

Next Meeting: October 19<sup>th</sup>, 2011; **Start time will be 7:00 PM** to accommodate a planned training session re: new SEQR Requirements by Attorney, Dan Spitzer.

**VIII. ADJOURNMENT:** On a motion by Dale Foster and 2<sup>nd</sup> by Val Perkins, the meeting was adjourned at 8:35 PM.

Respectfully submitted,

Lee Gridley, Secretary