

TOWN OF HENRIETTA PLANNING BOARD

Tuesday, April 28, 2009

AGENDA

Peter Minotti, Chairman
Patricia Brill
James Grunert
Stephen R. MacIntyre
Lawrence Neill
Rick Page
Devon Van Vechten
William Walker, Esquire

MAIN MEETING ROOM

ROLL CALL: 7:00 PM

MINUTES: April 14, 2009

APPLICATIONS:

Application No. 09-031 **Erie Station @ West Henrietta, Building C**– For final site plan approval of proposed 8,238 square foot Building on approximately 0.4 acre parcel of land located at 5370 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 189.01-1-14.1. **(SEQRA)**

Application No. 09-032 **Apple Transportation Building Addition**– For final site plan approval of proposed 2,000 square foot addition to existing building on approximately 0.88 acre parcel of land located at 375 Clay Road in an Industrial Zoned District. Tax Account No. 162.09-1-17 **(SEQRA)**

Discussion Items: Planning Board to consider granting an extension of time for Application No. 08-073 - Jay Scutti Plaza South R.O. Planning Board approval expires May 13, 2009.

Note: Applicants must have a representative available at the time the application is called. If the meeting should run past 12:00 a.m. (midnight), the Chairman may temporarily adjourn the meeting. The meeting will reconvene on **Tuesday, May 5, 2009 at 7:00 p.m. in Main Meeting Room**

**TOWN OF HENRIETTA
PLANNING BOARD MINUTES
APRIL 28, 2009**

The regularly scheduled Meeting of the Henrietta Planning Board for Tuesday, April 28, 2009 was called to order at 7:00 P.M.

MEMBERS PRESENT

Peter Minotti, Chairman
Devon Van Vechten, Vice Chairman
Patricia Brill
James Grunert
Stephen R. MacIntyre
M. Rick Page

STAFF PRESENT

Mark Byrne, Director of Engineering and Planning
Christopher Martin, Corneles Engineering, Consultant to the Town
William Walker, Esquire

MEMBER ABSENT

Lawrence Neill

The first item on the agenda is the approval of the Regular Meeting Minutes of April 14, 2009, as presented.

On motion of
Patricia Brill

Seconded by
Stephen R. MacIntyre

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye
Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

Application No. 09-031

Erie Station @ West Henrietta, Building C – For final site plan approval of a proposed 8,238 square foot Building on approximately 0.4 acre parcel of land located at 5370 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 189.01-1-14.1.
(SEQRA)

With regard to Application No. 09-031, SEQRA review indicates the Action under consideration is an Unlisted Action as per Section 617.7 (c)(1)(viii). The Henrietta Planning Board, as Lead Agency, has determined that the proposed Action described below will not have a significant effect on the environment and that a draft Environmental Impact Statement will not be required.

The Action under consideration is a Site Plan Application by Konar Enterprises, LLC. It is an Unlisted Action and will not require a conditioned negative declaration. The purpose of this Application is for final site plan approval of a proposed 8,238 square foot Building on approximately 0.4 acre parcel of land located at 5370 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 189.01-1-14.1.

All relevant areas of environmental concern were identified. Evaluation and examination were carefully made in relation of the existing conditions versus the proposed site improvements. It has been determined that there will be no adverse environmental effect as a result of the proposed Action.

Peter Minotti therefore made the motion that the Henrietta Planning Board make a Negative Declaration and authorize the Planning Board Chairman to sign the Statement of Environmental Significance. Devon Van Vechten seconded the motion.

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye
Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

On the motion of
Patricia Brill

Seconded by
James Grunert

The Henrietta Planning Board motioned to approve final site plan approval, subject to the Applicant addressing all comments received from the Town of Henrietta and other concerned agencies to the satisfaction of the Director of Engineering/Planning, and more specifically:

ADDITIONAL PLANNING BOARD REQUIREMENT:

- 1.) The Applicant agrees to address all comments presented by the Director of Engineering/Planning, consultants, and staff.

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye
Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

Application No. 09-032

Apple Transportation Building Addition – For final site plan approval of a proposed 2,000 square foot addition to an existing building on approximately 0.88 acre parcel of land located at 375 Clay Road in an Industrial Zoned District. Tax Account No. 169.09-1-17. **(SEQRA)**

With regard to Application No. 09-032, SEQRA review indicates the Action under consideration is an Unlisted Action as per Section 617.7 (c)(1)(viii). The Henrietta Planning Board, as Lead Agency, has determined that the proposed Action described below will not have a significant effect on the environment and that a draft Environmental Impact Statement will not be required.

The Action under consideration is a Site Plan Application by Apple Transportation. It is an Unlisted Action and will not require a conditioned negative declaration. The purpose of this Application is for final site plan approval of a proposed 2,000 square foot addition to an existing building on approximately 0.88 acre parcel of land located at 375 Clay Road in an Industrial Zoned District. Tax Account No. 169.09-1-17.

All relevant areas of environmental concern were identified. Evaluation and examination were carefully made in relation of the existing conditions versus the proposed site improvements. It has been determined that there will be no adverse environmental effect as a result of the proposed Action.

Peter Minotti therefore made the motion that the Henrietta Planning Board make a Negative Declaration and authorize the Planning Board Chairman to sign the Statement of Environmental Significance. Stephen R. MacIntyre seconded the motion.

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye

Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

On the motion of
M. Rick Page

Seconded by
Stephen R. MacIntyre

The Henrietta Planning Board motioned to approve a conditional final site plan approval, pending the final approval of a revised landscaping plan, and the submission of the building elevations showing building materials and noting color, to be approved by the Planning Board, and subject to the Applicant addressing all comments received from the Town of Henrietta and other concerned agencies to the satisfaction of the Director of Engineering/Planning, and more specifically:

ADDITIONAL PLANNING BOARD REQUIREMENTS:

- 1.) The Applicant agrees to address all comments presented by the Director of Engineering/Planning, consultants, and staff.
- 2.) The Planning Board is not comfortable with the proposed gravel parking lot, and will require the lot to be paved with asphalt.
- 3.) The Planning Board will require additional landscaping along the property lines, and especially along the front.
- 4.) The Planning Board will require high pressure sodium for lighting.
- 5.) The Applicant agrees to address the issue of ten (10) commercial vehicles limit on site, as stipulated by the Henrietta Town Board Special Use Permit No. 91-082, granted on June 5, 1991.

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye
Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

Discussion Item:

Planning Board to consider granting an extension of time for Application No. 08-073 – Jay Scutti Plaza South R.O. Planning Board Approval expires May 13, 2009.

- A motion by M. Rick Page, and seconded by Devon Van Vechten, was made to extend site approval for six (6) months to November 13, 2009.

Duly put to a vote:

Patricia Brill	voting	Aye
James Grunert	voting	Aye
Stephen R. MacIntyre	voting	Aye
Lawrence Neill	voting	Absent
M. Rick Page	voting	Aye
Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

A motion to adjourn was made by James Grunert and passed unanimously at 7:40 p.m.

Respectfully submitted,

Leann C. Case
Deputy Town Clerk