

# TOWN OF HENRIETTA PLANNING BOARD

Tuesday, January 9, 2007

## AGENDA

Peter Minotti, Chairman  
James Grunert  
Sandra Lehmann  
Stephen R. MacIntyre  
Rick Page  
Devon Van Vechten  
William Walker, Esquire

### MAIN MEETING ROOM

**ROLL CALL:** 7:30 PM

**MINUTES:** December 12, 2006

### APPLICATIONS:

**Application No. 06-180** **Clearwire US, LLC** – For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 10 Deuel Circle in a Commercial B-1 Zoned District. Tax Account No. 161.11-1-12.1.

**Application No. 06-181** **Clearwire US, LLC** – For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 4450 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 175.11-1-1.111.

**Application No. 06-183** **Clearwire US, LLC** – For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 3195 Brighton Henrietta Town Line Road in an Industrial Zoned District. Tax Account No. 149.2-2-1.

**Application No. 06-198** **Erie Station at West Henrietta** – For final site plan approval to construct seven (7) buildings totaling approximately 63,000 square feet on an approximate 7.8 acre parcel of land located at 5370 West Henrietta Road in an Commercial B-1 Zoned District. Tax Account No. 189.01-1-14. **(SEQRA)**

**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, January 16, 2007 at 7:30 p.m. in Main Meeting Room**

**TOWN OF HENRIETTA PLANNING BOARD MINUTES**

**1/9/2007**

The regularly scheduled Meeting of the Henrietta Planning Board for Tuesday, January 9, 2007 was called to order at 7:30 P.M.

**MEMBERS PRESENT**

- Peter Minotti, Chairman
- Sandra Lehmann
- Stephen R. MacIntyre
- M. Rick Page
- Devon Van Vechten, Vice Chairman

**MEMBERS ABSENT**

- James Grunert

**STAFF PRESENT**

- William Walker, Esquire
- Mark Byrne, Director of Engineering and Planning
- Christopher Roth, Fire Marshal/Building Inspector
- Christopher Martin, Corneles Engineering, Consultant to the Town

The first item on the agenda is the approval of the Regular Meeting Minutes of December 12, 2006, as presented.

On motion of

Stephen MacIntyre

Seconded by

M. Rick Page

Duly put to a vote:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

**Application No. 06-180**

**Clearwire US, LLC** - For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 10 Deuel Circle in a Commercial B-1 Zoned District. Tax Account No. 161.11-1-12.1. **(SEQRA)**

With regard to Application No. 06-180, 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 Clearwire US, 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 to construct a co-location panel and dish antenna on an existing telecommunication tower at 10 Deuel Circle in a Commercial B-1 Zoned District, Tax Account Number 161.11-1-12.1.

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. Stephen MacIntyre seconded the motion.

Duly put to a vote:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

On Motion of

Devon Van Vechten

Seconded by

Sandra Lehmann

The Henrietta Planning Board motioned to grant 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 COMMENT:**

- 1.) The Applicant shall post a bond in the amount satisfactory to the Town to insure renewal of obsolete facilities.

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Duly put to a vote:

James Grunert			voting	Absent
Sandra Lehmann			voting	Aye
Stephen R. MacIntyre	voting	Aye		
M. Rick Page			voting	Aye
Devon Van Vechten		voting	Aye	
Peter Minotti, Chairman		voting	Aye	

Motion Carried

**Application No. 06-181**

**Clearwire US, LLC** - For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 4450 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 175.11-1-1.111. **(SEQRA)**

With regard to Application No. 06-181, 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 Clearwire US, 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 to construct a co-location panel and dish antenna on an existing telecommunication tower at 4450 West Henrietta Road in a Commercial B-1 Zoned District, Tax Account Number 175.11-1-1.111.

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 MacIntyre seconded the motion.

Duly put to a vote:

James Grunert			voting	Absent
Sandra Lehmann			voting	Aye
Stephen R. MacIntyre	voting	Aye		
M. Rick Page			voting	Aye

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Devon Van Vechten	voting	Aye
Peter Minotti, Chairman	voting	Aye

Motion Carried

On Motion of

Stephen MacIntyre

Seconded by  
Sandra Lehmann

The Henrietta Planning Board motioned to grant 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 COMMENT:**

- 1.) The Applicant shall post a bond in the amount satisfactory to the Town to insure renewal of obsolete facilities.

Duly put to a vote:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

**Application No. 06-183**

**Clearwire US, LLC** - For final site plan approval to construct co-location panel and dish antenna on an existing telecommunication tower at 3195 Brighton-Henrietta Town Line Road in an Industrial Zoned District. Tax Account No. 149.20-2-1.  
**(SEQRA)**

With regard to Application No. 06-183, 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 Clearwire US, 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 to construct a co-location panel and dish antenna on an existing telecommunication tower at 3195 Brighton-Henrietta Town Line

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Road in a Commercial Zoned District, Tax Account Number 149.20-2-1.

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:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

On Motion of

Devon Van Vechten

Seconded by

Peter Minotti

The Henrietta Planning Board motioned to grant 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 COMMENT:**

- 1.) The Applicant shall post a bond in the amount satisfactory to the Town to insure renewal of obsolete facilities.

Duly put to a vote:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

**Application No. 06-198**

**Erie Station at West Henrietta - For final site**

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plan approval to construct seven (7) buildings totaling approximately 63,000 square feet on an approximate 7.8 acre parcel of land located at 5370 West Henrietta Road in a Commercial B-1 Zoned District. Tax Account No. 189.01-1-14. **(SEQRA)**

On Motion of

Devon Van Vechten

Seconded by

Stephen MacIntyre

The Henrietta Planning Board motioned to Table 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 COMMENTS:**

- 1.) At this time, there is no State Department of Transportation approval for road cuts and a traffic study. Other agencies, including the New York State Department of Environmental Conservation and the Monroe County Department of Health, have not submitted comments as well.
- 2.) The Planning Board is quite concerned with the lack of State and County approvals, along with Costich's concerns with the discrepancy in the square footage used for the traffic study (Costich comments #37 and #38).

Duly put to a vote:

James Grunert		voting	Absent
Sandra Lehmann		voting	Aye
Stephen R. MacIntyre	voting	Aye	
M. Rick Page		voting	Aye
Devon Van Vechten		voting	Aye
Peter Minotti, Chairman		voting	Aye

Motion Carried

A motion to adjourn was made by Stephen MacIntyre, and passed unanimously at 8:45 p.m.

Respectfully submitted,

Amber N. Hutchinson  
Deputy Town Clerk