

Town of Farmington

1000 County Road 8
Farmington, New York 14425

PLANNING BOARD
Wednesday, April 1, 2020 • 7:00 p.m.

MINUTES—APPROVED

The following minutes are written as a summary of the main points that were made and are the official and permanent record of the actions taken by the Town of Farmington Planning Board. Remarks delivered during discussions are summarized and are not intended to be verbatim transcriptions. An audio recording of the meeting is made in accordance with the Planning Board adopted Rules of Procedure. The audio recording is retained for 12 months.

The Planning Board meeting that had been scheduled on Wednesday, March 18, 2020, was cancelled due to the conditions in New York State that were created by the Coronavirus (COVID-19) pandemic and by the directives issued by the New York State Governor, the Ontario County Administrator and the Town of Farmington Supervisor.

The Planning Board meeting this evening was held in compliance with New York State Governor Andrew M. Cuomo's Executive Order No. 202.1: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency, dated March 12, 2020, subsection as follows:

Suspension of law allowing the attendance of meetings telephonically or other similar service:

Article 7 of the Public Officers Law, to the extent necessary to permit an public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

The meeting was conducted via telephone conference audio format.

The Public Notice of the format of the meeting, the agenda, the draft resolutions, the dial-in telephone number and the conference call identification number were posted upon the Town website and upon the Town Hall entrance doors. The Public Notice of the meeting was published in the Canandaigua *Daily Messenger* newspaper on March 29, 2020.

This meeting was conducted according to the Rules of Procedure approved by the Planning Board on January 15, 2020, with the following revisions per the above reference to the Governor's Executive Order::

- All applications will be introduced by the Planning Board Chairperson.
- The Planning Board Chairperson will ask for comments from the Town staff.
- The Planning Board Chairperson will ask for comments from the Planning Board.
- The applicant(s) will provide responses where needed at the direction of the Planning Board Chairperson.
- The Planning Board members will vote upon the application(s).
- Public comments will be received by thre Planning Board Chairperson only during the Public Comment agenda item.
- The meeting will be recorded and later fully transcribed by the Clerk of the Board.

**Board Members Present
via Telephone Conference:**

Edward Hemminger, *Chairperson*
Adrian Bellis
Timothy DeLucia
Shauncy Maloy
Douglas Viets

Staff Present via Telephone Conference:

Lance S. Brabant, CPESC, Town of Farmington Engineer, MRB Group D.P.C.
Ronald L. Brand, Town of Farmington Director of Development and Planning
Dan Delpriore, Town of Farmington Code Enforcement Officer
Don Giroux, Town of Farmington Highway and Parks Superintendent

Applicants Present via Telephone Conference:

Daniel Compitello, Solar Project Developer, Delaware River Solar, 130 North Winton Road,
#415, Rochester, N.Y. 14610
Jason Cronin, RG&E Corporation, 1300 Scottsville Road, Rochester, N.Y. 14624
Owen Hill, LaBella Associates, 300 State Street, Suite 201, Rochester, N.Y. 14614
Donald H. Lewis, Jr., P.E., DH Lewis Engineering PLLC, 3832 Cory Corners Road,
Marion, N.Y. 14505
Boyd Shearer, RG&E Corporation/LaBella Associates, 1300 Scottsville Road,
Rochester, N.Y. 14624
Mary Steblein, P.E., CPESC, LaBella Associates, 300 State Street, Suite 201,
Rochester, N.Y. 14614

Residents Present via Telephone Conference:

Stanley Aldrich, 119 Bowerman Road, Farmington, N.Y. 14425

William L. Allen, 5988 County Road 41, Farmington, N.Y. 14425

James Falanga, 395 Ellsworth Road, Palmyra, N.Y. 14522

Other(s) [unidentified]

1. MEETING OPENING

The meeting was called to order at 7:00 p.m.

Mr. Hemminger said the meeting would be conducted according to the Rules of Procedure approved by the Planning Board on January 15, 2020, as amended above.

Mr. Hemminger: Since this is an audio conference, we are going to—I’ll introduce all the applications. We’ll then ask the applicants to make a comment about them. We’ll then go to staff, then to the board, and then follow that procedure. At the very end of the meeting, we will have public comments. None of these items here are Public Hearings, so that’s the way we’ll do it. So, for the public, that has dialed in, we’ll hear your comments at the very end. For the applicants, as we bring up the application, if you’ll tell me—tell the clerk—who’s online and a couple [of] comments. Please, mute your phones if you’re not speaking. It really helps for the clarity for everybody on the line.

Mr. Hemminger: The second thing is, whenever you go to speak, please state your name first. It just makes it clear for the clerk who has to do a transcription of this meeting to go through that.

Mr. Hemminger: So that everyone on the line knows, we have the full Planning Board [membership] on the line, as well as the full staff, as well as our clerk John Robortella. So we have that, and we are proceeding to go.

2. APPROVAL OF MINUTES OF MARCH 4, 2020

Mr. Hemminger: First item on the agenda is the approval of minutes. Did the board have a chance to review those and [does] anyone have any comments, questions or changes to the minutes?

[Pause, no comments]

Mr. Hemminger: OK, without that, do I have somebody to move the minutes please?

■ A motion was made by MR. BELLIS, seconded by MR. DELUCIA, that the minutes of the March 4, 2020, meeting be approved.

[All board members voted “aye.”]

Mr. Hemminger: That sounded like that five “ayes” to me, so the minutes are approved, John.

Motion carried by voice vote.

3. LEGAL NOTICE

The following Legal Notice was published in the Canandaigua *Daily Messenger* newspaper on Wednesday, March 11, 2020:

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Planning Board of the Town of Farmington, 1000 County Road 8, Ontario County, New York 14425, will hold a Public Hearing on the 18th day of March 2020 commencing at 7:00 p.m. for the purpose of considering the application of:

PB #0303-20: EARL JOHNSON, 4686 RUSHMORE ROAD, PALMYRA, N.Y. 14522: Preliminary Two-Lot Subdivision approval, Subdivision Plan of Land owned by Earl J. Johnson, creating Lot #1 consisting of 5.315 acres to remain with the existing house and Lot #2 consisting of 4.344 acres to remain vacant as a non-approved building lot requiring site plan approval. The property is located at 4650 Rushmore Road and is zoned A-80 Agricultural.

ALL PARTIES IN INTEREST and citizens will be given an opportunity to be heard in respect to such application. Persons may appear in person or by agent.

Ed Hemminger, Chairperson, Planning Board

Clerk’s Note: Because of the cancellation of the Planning Board meeting on March 18, 2020, this application will be rescheduled to a date to be determined. A new Legal Notice will be published in advance of the rescheduled meeting date.

4. PUBLIC NOTICE

The following Public Notice was published in the Canandaigua *Daily Messenger* newspaper on Sunday, March 29, 2020:

PUBLIC NOTICE

**Farmington Planning Board Telephonic Meeting Notice
April 1, 2020, Meeting**

In accordance with the provisions contained in Governor Cuomo's Executive Order #202.1, issued on March 12, 2020 the Town of Farmington Planning Board will be conducting a telephonic meeting on Wednesday, April 1, 2020. Please take notice that this meeting is NOT being held at the Farmington Town Hall.

The items to be acted upon at this meeting include:

- (1) PB 1004-18 and PB 1006-18, a resolution to continue the public hearings upon a pending Preliminary Site Plan Application and a Special Use Permit Application, by Delaware River Solar, to construct and operate a solar farm on property located at 466 Yellow Mills Road, to Wednesday, May 6, 2020;
- (2) PB 0306-20, a resolution to grant final site plan approval for RG&E's proposed expansion at their Substation #127, located at 961 Hook Road, east of Hook Road and south of the New York State Thruway; and
- (3) PB 0305-20, a resolution to grant preliminary site plan approval for the construction of a 4,400 square foot single family dwelling upon Lot #1 of the James F. Redmond Subdivision, located at 4392 Fox Road.

The Planning Board will follow their adopted 2020 Rules of Procedure, with the following changes, as provided for in the above referenced Executive Order:

- All applications will be introduced by the Planning Board Chair
- Planning Board Chair will ask for comments by Staff
- Planning Board Chair will ask for comments by Board Members
- Applicant will provide responses where needed at the direction of the Planning Board Chair
- Planning Board members vote on application
- Public comments will be received by the Planning Board Chair only during the Public Comment Agenda Item
- This meeting will be recorded and later fully transcribed by the Clerk of the Board

In accordance with the New York State Committee on Open Government guidelines for conducting a telephonic meeting, the Town provides the following contact information to be used to connect into this meeting:

To dial in by phone: 1-646-307-1990. Conference ID: 935-915-647#

Please use the # key to permit connection to occur; and please refrain from speaking except during Public Comment time.

5. ADMINISTRATIVE ACTION:

**CONTINUED SPECIAL USE PERMIT
CONTINUED PRELIMINARY SITE PLAN**

Mr. Hemminger: There were some Legal Notices [a draft meeting agenda and two draft resolutions regarding this Administrative Action] that got [were] posted early on that were in error. [These items have been corrected and were re-posted on the Town’s web-site prior to tonight’s meeting.] There are no Public Hearings tonight [on the Delaware River Solar applications]. We are doing an Administrative Action[s], so we are correcting that so there is no confusion, so there is no Public Hearing tonight. So I’ll read the Administrative Action as it is here:

Planning Board Administrative Action:

Directing the publication and posting of new Legal Notices to continue two Public Hearings to 7:00 p.m. Eastern Daylight Saving Time on Wednesday, May 6, 2020, at a place to be announced, along with the procedures for conducting said Public Hearings in accordance with the Governor’s latest issued Executive Order on public gatherings during the current coronavirus (Covid-19) pandemic; and to reschedule the Public Hearings upon the following two applications referenced below:

PB #1006-18	Continued Special Use Permit
Name:	Delaware River Solar LLC, 33 Irving Place, New York, N.Y. 10003
Location:	466 Yellow Mills Road
Zoning District:	A-80 Agricultural District
Request:	Special Use Permit to operate a 7-megawatt Photovoltaic (PV) System on approximately 35 acres of land proposed to be located upon three subdivided lots from Tax Map #010.00-01-37.110.

Clerk’s Note: The Continued Public Hearing on this application was scheduled for the Planning Board meeting on March 18, 2020. Because of the cancellation of the Planning Board meeting on March 18, 2020, the Continued Public Hearing on this application will be rescheduled (see resolution below).

PB #1004-18	Continued Preliminary Site Plan Application
Name:	Delaware River Solar LLC, 33 Irving Place, New York, N.Y. 10003
Location:	466 Yellow Mills Road
Zoning District:	A-80 Agricultural District
Request:	Preliminary Site Plan approval for erect a 7-megawatt Photovoltaic (PV) Solar System comprised of 21,000 solar panels utilizing approximately 35 acres of land to be located upon three subdivided lots from Tax Map #010.00-01-37.100.

Clerk's Note: The Continued Public Hearing on this application was scheduled for the Planning Board meeting on March 18, 2020. Because of the cancellation of the Planning Board meeting on March 18, 2020, the Continued Public Hearing on this application will be rescheduled (see resolution below).

These applications were reviewed by the Project Review Committee on August 3, 2018; September 7, 2018; September 6, 2019; November 1, 2019; February 7, 2020; and March 6, 2020.

The Zoning Board of Appeals (ZBA) classified this project as a Type I Action under the State Environmental Quality Review (SEQR) Regulations and established the 30-day SEQR public review and comment period from September 28, 2018, to October 29, 2018. The ZBA opened Public Hearings on four Area Variance applications associated with this project on September 24, 2018. The ZBA Public Hearings were reconvened on November 26, 2018; December 17, 2018; January 28, 2019; April 22, 2019; May 20, 2019; June 24, 2019; July 22, 2019; and August 26, 2019, at which meeting the four Area Variance applications were denied.

On October 3, 2018, the Planning Board declared its intent to be designated Lead Agency under SEQR for making the determination of significance upon these applications.

The SEQR Involved and Interested Agencies that were identified by the Planning Board and that participated in the 30-day public review and comment period are:

Involved Agency: New York State Energy Research and Development Authority
 Involved Agency: New York State Department of Environmental Conservation
 Involved Agency: U.S. Army Corps of Engineers
 Involved Agency: New York State Office of Parks, Recreation and Historic Preservation
 Involved Agency: Town of Farmington Planning Board
 Involved Agency: Town of Farmington Zoning Board of Appeals
 Involved Agency: Town of Farmington Highway and Parks Department
 Interested Agency: Ontario County Agricultural Enhancement Board

Interested Agency: New York State Department of Agriculture and Markets
Interested Agency: Town of Farmington Agricultural Advisory Committee
Interested Agency: Town of Farmington Conservation Advisory Board
Interested Agency: Town of Farmington Town Clerk
Interested Agency: Town of Farmington Historian

On November 7, 2018, Mr. Hemminger opened the Planning Board Public Hearings on PB #1003-18 (Preliminary Four-Lot Subdivision), PB #1006-18 (Special Use Permit) and PB #1004-18 (Preliminary Site Plan).

The Public Hearings were reconvened on December 5, 2018; January 16, 2019; April 17, 2019; May 15, 2019; June 5, 2019; July 17, 2019; August 7, 2019; September 4, 2019; October 16, 2019; November 20, 2019; December 4, 2019; December 18, 2019; January 15, 2020; February 19, 2020; and March 4, 2020 (Administrative Action).

The Public Hearing on the Revised Four-Lot Preliminary Subdivision Plat (PB #1003-18) was closed on March 4, 2020.

The Revised Four-Lot Preliminary Subdivision Plat was approved by the Planning Board on March 4, 2020.

On August 7, 2019, the Planning Board accepted the Complete Part 2 of the Full Environmental Assessment Form and the Complete Part 3 of the Full Environmental Assessment Form. The Planning Board approved the State Environmental Quality Review (SEQR) Determination of Significance (Negative Declaration) on August 7, 2019.

On October 31, 2019, Mr. Compitello of Delaware River Solar provided site plan changes that were made because of the denial of the Area Variances by the Zoning Board of Appeals (*see* Farmington Planning Board minutes, November 20, 2019).

On November 1, 2019, Mr. Compitello provided second revised subdivision and site plan drawings, and the draft Stormwater Pollution Prevention Plan (SWPPP).

On November 6, 2019, the Planning Board accepted the revised State Environmental Quality Review (SEQR) Full Environmental Assessment Form Part 1 (as corrected at the meeting) and referred the second revised materials to the SEQR Involved Agencies and to the Ontario County Planning Board.

On November 12, 2019, the Ontario County Planning Board reviewed the second revised materials (Referral #226-2019) and retained referral #226-2019 as Class 1 (*see* Farmington Planning Board minutes, November 20, 2019).

On December 18, 2019, the Planning Board accepted the Complete Part 2 of the Full Environmental Assessment Form and the Complete Part 3 of the Full Environmental Assessment for the revised applications. The Planning Board approved the State Environ-

mental Quality Review (SEQR) Determination of Significance (Negative Declaration) for the revised applications on December 18, 2019.

Mr. Compitello (Solar Project Developer, Delaware River Solar) was present via telephone conference this evening (April 1, 2020).

Mr. Hemminger: So that is the Administrative Action that we are taking to move that to May 6th. We hope to have a better handle on how we are going to hold the Public Hearing, or not hold the Public Hearing, on that date. So the Administrative Action has been taken and we are moving those both [two Public Hearings] out to May 6th.

Mr. Hemminger: Ron, do we need a—oh, I'm sorry, and to do that we have two resolutions. I'm sorry. Let me get those resolutions in front of me. First resolution basically states that we're moving the Special Use Permit out. The board has seen this resolution. It's an Administrative Action. Does anyone have any—does any of the board members have any comments on these two resolutions before we approve them? How about staff? Ron—do you have any comments to say about this?

Mr. Brand: Yes, I just want to clarify [that] because we were not able to hold the continued Public Hearing on March 18th, and we missed that date, we have been advised by counsel to readvertise the Public Hearing[s] on these two applications and that's what we intend to do. Now, as soon as we find out how this pandemic is playing out and how we can operate on the most recent guidelines from the State, then we will schedule that location and post it on the Town's bulletin board, on the Town's website and in the official newspaper for the Town. All we can do at this point is hope that this pandemic takes a turn for the better and we're able to do something helpful here, because putting together a Public Hearing [in accordance with existing procedures] is going to be [a] challenge.

Mr. Hemminger: Thank you Ron. So the board has seen the resolution for PB 1006, which is for the Special Use Permit. Any other comments on that? I'm sorry. Yeah, any other comments on that? It moves it to May 6th.

Mr. Hemminger: Do I have someone move that resolution?

■ A motion was made by MR. DELUCIA, seconded by MR. MALOY, that the reading of the following resolution be waived and that the resolution be approved as submitted by the Town staff:

**TOWN OF FARMINGTON PLANNING BOARD RESOLUTION
DELAWARE RIVER SOLAR PROJECT, 466 YELLOW MILLS ROAD
RESCHEDULING OF A PUBLIC HEARING AND PROVIDING PUBLIC NOTICE THEREOF**

PB #1006-18

APPLICANT: Delaware River Solar LLC, 33 Irving Place, New York, N.Y.

10003, on behalf of Roger and Carol Smith, owners of property at 466 Yellow Mills Road.

ACTION: Special Use Permit for the development of a 7-megawatt solar farm to be constructed upon approximately 43.105 acres of land (Lots #2, #3 and #4, Roger and Carol Smith Subdivision) having a property address at 466 Yellow Mills Road.

WHEREAS, the Planning Board (hereinafter referred to as Board) had previously made publicly known, as evidenced in the approved meeting minutes of February 19, 2020, Board meeting, that the Public Hearing upon the proposed Special Use Permit application referenced above (and hereinafter referred to as Action) was to have been continued at the March 18, 2020, Board meeting; and

WHEREAS, the March 18, 2020, Board meeting was canceled in compliance with Governor Cuomo's Executive Order issued which suspended portions of the State's Open Meeting Law provisions prohibiting public gatherings due to the Corona Virus Pandemic (COVID 19); and

WHEREAS, the Board has provided public notice that it would be considering taking administrative action to inform the public of the date of the continued Public Hearing upon the above referenced Action.

NOW, THEREFORE, BE IT RESOLVED that the Board does hereby move to table any further discussion upon the above referenced Action.

BE IT FURTHER RESOLVED that the Board does hereby move to continue the Public Hearing upon the above referenced Action to 7:00 p.m. on Wednesday, **May 6, 2020**, to provide time for the Board and the public to review a proposed draft resolution upon the Special Use Permit Action for the proposed solar farm.

BE IT FURTHER RESOLVED that the Board does hereby direct the Town Staff to prepare and to publish a Legal Notice in the Town's Official Newspaper, to post a copy of said Legal Notice on the Town's Bulletin Board and to post the Legal Notice on the Town's website, www.townoffarmingtonny.com in accordance with adopted Town procedures and in compliance with the latest Governor's Executive Order on Open Meetings Law compliance.

BE IT FURTHER RESOLVED that the Board does hereby instruct the Clerk of the Board to provide by U.S. Mailing, a certified copy of this resolution to the Involved and Interested agencies and to the Town Clerk.

BE IT FINALLY RESOLVED that the Clerk of the Board is to provide copies of this resolution to: Roger and Carol Smith, 4790 Fox Road, Palmyra, N.Y. 14522; Peter Dolgos, Delaware River Solar, LLC, 33 Irving Place New York, N.Y. 10003; David Matt, Schultz Associates, P.C., P.O. Box 89 Spencerport, N.Y. 14559; the Town High-

way and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Director of Planning and Development; and the Town Engineering Firm, MRB Group, D.P.C., Attn: Lance S. Brabant, CPESC, Director of Planning Services.

Adrian Bellis	Aye
Timothy DeLucia	Aye
Edward Hemminger	Aye
Shauncy Maloy	Aye
Douglas Viets	Aye

Motion carried.

Mr. Hemminger: OK, that takes care of 1006. Now, we do the same thing for 1004, it's basically the exact same resolution, moving it out to May 6th. Do I have a motion to approve the resolution for PB #1004-18.

■ A motion was made by MR. BELLIS, seconded by MR. VIETS, that the reading of the following resolution be waived and that the resolution be approved as submitted by the Town staff:

**TOWN OF FARMINGTON PLANNING BOARD RESOLUTION
DELAWARE RIVER SOLAR PROJECT, 466 YELLOW MILLS ROAD
RESCHEDULING OF A PUBLIC HEARING AND PROVIDING PUBLIC NOTICE THEREOF**

PB #1004-18

APPLICANT: Delaware River Solar LLC, 33 Irving Place, New York, N.Y. 10003, on behalf of Roger and Carol Smith, owners of property at 466 Yellow Mills Road.

ACTION: Preliminary Site Plan Application for the development of a 7-megawatt solar farm to be constructed upon approximately 43.105 acres of land (Lots #2, #3 and #4, Roger and Carol Smith Subdivision) having a property address at 466 Yellow Mills Road.

WHEREAS, the Planning Board (hereinafter referred to as Board) had previously made publicly known, as evidenced in the approved meeting minutes of February 19, 2020, Board meeting, that the Public Hearing upon the proposed Preliminary Site Plan application referenced above (and hereinafter referred to as Action) was to have been continued at the March 18, 2020, Board meeting; and

WHEREAS, the March 18, 2020, Board meeting was canceled in compliance with Governor Cuomo's Executive Order issued which suspended portions of the State's Open

Meeting Law provisions prohibiting public gatherings due to the Corona Virus Pandemic (COVID 19); and

WHEREAS, the Board has provided public notice that it would be considering taking administrative action to inform the public of the date of the continued Public Hearing upon the above referenced Action.

NOW, THEREFORE, BE IT RESOLVED that the Board does hereby move to table any further discussion upon the above referenced Action.

BE IT FURTHER RESOLVED that the Board does hereby move to continue the Public Hearing upon the above referenced Action to 7:00 p.m. on Wednesday, **May 6, 2020**, to provide time for the Board and the public to review a proposed draft resolution upon the Preliminary Site Plan Action for the proposed solar farm.

BE IT FURTHER RESOLVED that the Board does hereby direct the Town Staff to prepare and to publish a Legal Notice in the Town’s Official Newspaper, to post a copy of said Legal Notice on the Town’s Bulletin Board and to post the Legal Notice on the Town’s website, www.townoffarmingtonny.com in accordance with adopted Town procedures and in compliance with the latest Governor’s Executive Order on Open Meetings Law compliance.

BE IT FURTHER RESOLVED that the Board does hereby instruct the Clerk of the Board to provide by U.S. Mailing, a certified copy of this resolution to the Involved and Interested agencies and to the Town Clerk.

BE IT FINALLY RESOLVED that the Clerk of the Board is to provide copies of this resolution to: Roger and Carol Smith, 4790 Fox Road, Palmyra, N.Y. 14522; Peter Dolgos, Delaware River Solar, LLC, 33 Irving Place, New York, N.Y. 10003; David Matt, Schultz Associates, P.C., P.O. Box 89 Spencerport, N.Y. 14559; the Town Highway and Parks Superintendent; the Town Water and Sewer Superintendent; the Town Code Enforcement Officer; the Town Director of Planning and Development; and the Town Engineering Firm, MRB Group, D.P.C., Attn: Lance S. Brabant, CPESC, Director of Planning Services.

Adrian Bellis	Aye
Timothy DeLucia	Aye
Edward Hemminger	Aye
Shauncy Maloy	Aye
Douglas Viets	Aye

Motion carried.

Mr. Hemminger: OK, that takes care of the basics for those applications there. The next item on the agenda—let me just flip over my agenda here—is we’re moving into site plan. Just a reminder to those who may have come on the call late—public comments will

be at the end of the meeting. We're currently going through—we've got two more site plans to go through. Then we've got some staff comments. Then we will take some public comments. For everyone that's there, please mute your phones and only unmute them when you're ready to speak.

Mr. Hemminger: OK, the next resolution up is the resolution—yes. Everybody good? OK, the next resolution up is PB #0305-20, Preliminary Site Plan approval for Dan Bieck and Madeline Allen, Fox Road. So, please be clear when you speak, use your name first so that the clerk can get that, and who do we have on the phone representing [Mr.] Bieck and [Ms.] Allen?

6. NEW PRELIMINARY SITE PLAN

PB #0305-20 New Preliminary Site Plan Application

Name: Dan Bieck and Madeline Allen, 4392 Fox Road,
Palmyra, N.Y. 14522

Location: Yellow Mills Road

Zoning District: A-80 Agricultural

Request: Preliminary Site Plan approval to erect a single-family residence approximately 4,400 square feet upon Lot #1 of the James F. Redmond Subdivision owned by James F. Redmond.

Mr. Lewis (DH Lewis Engineering PLLC) presented this application via telephone conference.

Mr. Lewis: This is Don Lewis, the engineer for the clients Madeline Allen and Dan Bieck.

Mr. Hemminger: OK, Don, can you kind of give us an overview of what this project is—like we would if we were in the meeting. We've got the actual plan in front of us electronically, or at least some of us do. Give us a quick overview of what you're doing and then we'll turn it to staff.

Mr. Lewis: Yes, this is a pretty much a simple site plan in a wooded lot off of Yellow Mills Road just north of Fox Road—northeast of Fox Road. The couple purchased roughly [a] 12-acre wooded lot off a parent parcel, that was a farm parcel which is adjacent and south to it—an active farm parcel. One of the—I think it was the gentleman's uncle, is who they [?] from. Simply, they approached me and asked me to put together a site plan for them for their new house. It is situated back in the woods. [?] Tree removal as little as possible to keep the character of the property. Municipal water is out along the road, which would be accessed and metered out by the road. All the stan-

standard features that are required—personal private septic system designed behind the house back off the road. I was going to measure here on my plans to see how far back it is off the road. It's roughly 600 feet off the road—650 feet off the road.

Mr. Lewis: Minimal grading. Really lends itself to the neighbors' residences next door and along the road.

Mr. Hemminger: OK. Sounds good. We'll turn it over to staff. Ron?

Mr. Brand: I believe draft resolutions have been posted on this. We're ready to take action, if the board is.

Mr. Hemminger: OK. Dan?

Mr. Delpriore: Yes, this is a standard preliminary site plan. There's really nothing jumping out. The only thing I want to bring to the board's attention to is some of our procedures. At this point, we have changed the number of copies submitted. So we're going with PDF copies which we also talked to the applicant about, just so that they can send in PDFs. We'll sign then and scan them back in as PDFs. And it just cuts down on the interaction of people touching the plans.

Mr. Hemminger: Perfect. Perfect.

Mr. Hemminger: OK. Don?

Mr. Lewis: Yes?

Mr. Giroux: The only thing I would add in there is because I haven't seen a set of plans or anything would be the 30-foot of pavement out at the roadway and then possibly a pipe for drainage at the roadway for the driveway. Again, I haven't seen the plans yet, but I just wanted to throw that in there for the record.

Mr. Hemminger: Yeah, and Don, that only thing that I see here, that kind of jumps out, and maybe it's not long enough, but there doesn't seem to be a pull-off for a fire truck. I mean it's a fairly lengthy driveway. I just don't know exactly how long. But there doesn't seem to be a pull-off for the driveway, given that there's some incline there at the end, too.

Mr. Giroux: That's probably something we could get through preliminary, Ed, as it stands like this, and it's something we can take another look at once we all get plans in front of us on the final.

Mr. Hemminger: It sounds good. I want to make sure that Don hears that so, and again, it's something to check with staff with. I'm just not 100 percent sure it's needed with this application. I can't tell on my plan exactly how long the driveway is, but it's always good

to have a pull-off if you can, just so that the trucks can pull off in case. When you need them, you need them, and it's just one of those things.

Mr. Delpriore: I just wanted to comment on that. I believe staff has reached out to the engineer on this project on some of those, and we should see them corrected on the final.

Mr. Hemminger: Perfect. Perfect. OK. Lance.

Mr. Brabant: Yes, can you hear me OK?

Mr. Hemminger: Can hear you fine.

Mr. Brabant: Perfect. So, to answer that question, any driveway [to a proposed dwelling] that extends beyond 500 feet is required to have a [driveway] pull-over [located at] approximately 250 feet off of the [edge of the public highway] driveway, so that point is halfway along the driveway. They're obligated to put in a pull-over [to Town design standards]. So that is a condition of preliminary approval. That's one of the conditions that's offered for your consideration for tonight.

Mr. Brabant: The other aspect that was brought up earlier by the Highway Superintendent was the 30 feet [of paved driveway from the edge of the travel lane of the public highway]. That is also a condition of preliminary approval and has been identified as Condition #4 on the draft resolution for your consideration, as well.

Mr. Brabant: Other than that, I do not have any additional comments.

Mr. Hemminger: Cool. OK, all right. So, we have gone through staff. I don't think there's any other staff on the line. I think I got everybody, so now we'll go through the board itself. Let's start with Doug.

Mr. Viets: This is Doug. I don't have any questions or comments on this one.

Mr. Hemminger. OK. Tim?

Mr. DeLucia: Just from my perspective, it looks like Condition 5 on my copy is the 30-foot street pavement thing.

Mr. Hemminger: Yeah, I think it's 5 on mine, as well.

Mr. DeLucia: All right, that's it.

Mr. Hemminger: OK. Adrian?

Mr. Bellis: This is Adrian. The only thing I had was the pull-off on the driveway which has been addressed by Dan and we'll make sure that's it's there on final or whatever, and that was my only concern, too.

Mr. Hemminger: OK. Cool. Shauncy?

Mr. Maloy: Yes, no comments.

Mr. Hemminger: OK. There is a comment. Number 6 on here, that talks about the emergency pull-off, so it is in Condition #6. I missed that for some reason, so it is in there that the pull-off is 6 and the 30-foot one is Condition 5.

Mr. Hemminger: OK. So we've all—. So the board is OK with it. Are there any other questions? The applicant?

Mr. Brand: Can I interrupt—. This is Ron.

Mr. Hemminger: Ron, go ahead.

Mr. Brand: I did not hear anything from Doug Viets.

Mr. Hemminger: Oh, Doug was the first one. He didn't have any comments.

Mr. Brand: OK, my connection was bad. I would also ask are the applicants there, as well as their engineer?

Mr. Hemminger: Don Lewis—do you have the applicants with you there? Are they on the call, or is it just you?

Mr. Lewis: No, it is just me.

Mr. Hemminger: OK.

Mr. Brand: OK. Needed to clarify that. Thank you.

Mr. Hemminger: Right, so the next item up would be—. Did anybody have any other comments before I go into the resolutions?

Mr. Hemminger: Go ahead Dan.

Mr. Delpriore: A reminder that you do have a SEQR resolution on this, too. It's a Type II Action.

Mr. Hemminger: It's the first one on the top of my list here, buddy.

Mr. Delpriore: OK.

Mr. Hemminger: First item is a SEQR resolution, Type II. And Type II Actions are not subject to further review under Part 617 of the State Environmental Quality Review law.

OK, so everyone, the board has seen this resolution, SEQR, Type II. Do I have someone to move that resolution?

■ A motion was made by MR. BELLIS, seconded by MR. DELUCIA, that the reading of the following resolution be waived and that the resolution be approved as submitted by the Town staff:

**FARMINGTON PLANNING BOARD RESOLUTION
SEQR RESOLUTION—TYPE II ACTION**

PB #0305-20

**APPLICANT: Dan Bieck and Madeline Allen
4392 Fox Road, Palmyra, N.Y. 14522**

ACTION: Preliminary Site Plan Approval to construct a single family residence on Lot #1 of the James F. Redmond Subdivision—SEQR Classification

WHEREAS, the Town of Farmington Planning Board (hereinafter referred to as the Board) has reviewed the criteria, under Part 617.5 (c) (11) of the State Environmental Quality Review (SEQR) Regulations, for determining the Classification associated with the above referenced Action; and,

NOW, THEREFORE, BE IT RESOLVED THAT the Board finds that the Action is classified a Type II Action under Section 617.5 (c) (11) of the SEQR Regulations.

BE IT FURTHER RESOLVED THAT Type II Actions are not subject to further review under Part 617.

NOW, THEREFORE, BE IT RESOLVED THAT the Board in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the Town file upon this Action.

Adrian Bellis	Aye
Timothy DeLucia	Aye
Edward Hemminger	Aye
Shauncy Maloy	Aye
Douglas Viets	Aye

Motion carried.

Mr. Hemminger: OK, next item up is the Preliminary Site Plan approval for the single-family residence. It has 10 conditions [of approval] on that. Has the applicant[s] read the conditions of approval and [do they] agreed to them?

Mr. Lewis: This is for the same application? The site plan?

Mr. Hemminger: This is for Don—Don Lewis—on the Dan Bieck application. Yes. You’ve seen the resolution with the 10 conditions and you’re OK with those?

Mr. Lewis: Yes, they are OK with those. Yes.

Mr. Hemminger: OK, so the applicant has reviewed the 10 conditions on this resolution and agreed to those. So given that, do we have any other comments from the board on this Preliminary Site Plan?

[Pause, no additional comments]

Mr. Hemminger: No additional comments. I would ask someone to move this resolution, please.

■ A motion was made by MR. MALOY, seconded by MR. BELLIS, that the reading of the following resolution be waived and that the resolution be approved as submitted by the Town staff:

**TOWN OF FARMINGTON PLANNING BOARD RESOLUTION
PRELIMINARY SITE PLAN APPROVAL, LOT #1, JAMES F. REDMOND SUBDIVISION
DAN BIECK AND MADELINE ALLEN, YELLOW MILLS ROAD
PB #0305-20**

**APPLICANT: Dan Bieck and Madeline Allen
4392 Fox Road, Palmyra, N.Y. 14522**

**ACTION: Preliminary Site Plan Approval to construct a single family
residence on Lot #1 of the James F. Redmond Subdivision**

WHEREAS, the Town of Farmington Planning Board (hereinafter referred to as Planning Board), has received an Application from Dan Bieck for Preliminary Site Plan Approval for Lot #1 of the James F. Redmond Subdivision Plat; and

WHEREAS, the Planning Board has determined the proposed action is identified as a Type II Action under Part 617, of Article 8 of the New York State Environmental Conservation Law (hereinafter referred to as the SEQR Regulations); and

WHEREAS, the Planning Board has completed its review upon this Action under SEQR Regulations; and

WHEREAS, the Planning Board has received testimony at tonight’s public meeting regarding the proposed preliminary site plan.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Board does hereby move to grant Preliminary Site Plan Approval with the following conditions:

1. Preliminary Site Plan Approval is based upon the drawing prepared by D. H. Lewis Engineering, PLLC, identified as Project No. E-217, having the latest revision date March 23, 2020 and entitled “Bieck/Allen Site Plan” prepared for Dan Bieck and Madeline Allen and subject further to the conditions set forth below herein.
2. The title of the drawing is to be amended to read . . . “Bieck/Allen Preliminary Site Plan, Lot #1 of the James F. Redmond Subdivision.”
3. A Note is to be added to the drawing to read . . . “A Park and Recreation Fee, in the amount prevailing at the time of application for a Building Permit for Lot #1 shall be a pre-requisite to the issuance of a Building Permit.”
4. A Note is to be added to the drawing to read . . . “The finish grade of the driveway shall be not more than 2 feet above finish grade at centerline of Yellow Mills Road and the driveway slope within the lot shall not be greater than 10 percent.”
5. A Note is to be added to the drawing to read . . . “A leveling area of 3 percent maximum adjacent to the right-of-way of Yellow Mills Road shall be provided which is a minimum of 30 feet in length from the edge of the street pavement. This area is to be black-topped.” The revised Preliminary Site Plan drawing is to show this delineated area.
6. The site plans are to be revised to comply with the Town of Farmington Site Design and Development Criteria Manual regarding common driveways. All individual driveways, which are longer than 500 feet, shall be constructed to support HS-20 loading and provide an emergency pull off area that is 30-foot x 80-foot at intervals of 250 feet for emergency access clearance from the edge of the driveway to any obstruction.
7. The Principal Use of this property is defined, in Chapter 165 of the Town Code, as being the main or primary purpose for which a building, structure or lot is to be used. The proposed Principal Use for this property is defined (Chapter 165) as being residential (a dwelling). The proposed Principal Building is defined as the house (dwelling unit). A garage is defined as being an Accessory Use, in that it is subordinate to and serves a Principal Building (dwelling) or Use. An Accessory is further defined as being subordinate to and serves a Principal Building. An Accessory is further defined as being subordinate in area. Therefore, the Planning Board’s condition of approval for the proposed Principal and Accessory Buildings shown on this site plan requires that these two Buildings are to remain attached and may not be separated.
8. Preliminary Site Plan Approval is valid for a period of 180 days and must be renewed unless all conditions of approval have been made and a signed prelimi-

nary site plan map has been placed in the file in the Town Development Office. Failure to comply with this time period shall result in this preliminary site plan approval being made null and void.

- 9. Once all conditions of Preliminary Site Plan Approval have been made on the revised drawing, a PDF of the revised Preliminary Site Plans is to be submitted to the Town Code Enforcement Officer, within the 180 day period, for his review and acceptance for signing by the Planning Board Chairperson and other Town Officials. Once signed the Town Development Office will forward a signed PDF copy back to the applicant for their record.
- 10. Copies of this resolution are to be provided to: Dan Bieck and Madeline Allen, 4392 Fox Road, Palmyra, N.Y. 14522; Don Lewis, P.E. , DH Lewis Engineering PLLC, 3832 Cory Corners Road, Marion, N.Y. 14505; Don Giroux, Town Highway Superintendent; Lance S. Brabant, CPESC, MRB Group; the Town Clerk; and the Town Development Office.

Adrian Bellis	Aye
Timothy DeLucia	Aye
Edward Hemminger	Aye
Shauncy Maloy	Aye
Douglas Viets	Aye

Motion carried.

Mr. Hemminger: OK, that completes that. Don, thank you very much for putting up with this conference call meeting. We appreciate it, so we get this thing moving along. OK.

Mr. Hemminger: The next item on the agenda is PB #0306-20, Final Site Plan approval for Rochester Gas & Electric. So, I know we have a number of people online—or on the phone line—if you’ll please identify the whole team if Mary, or whoever is doing it, will please identify the whole team, we’ll go from there.

7. NEW FINAL SITE PLAN

PB #0306-20 New Final Site Plan Application

Name: Rochester Gas & Electric, P.O. Box 5224, Binghamton, N.Y. 13902

Location: 961 Hook Road

Zoning District: GI General Industrial and MTOD Major Thoroughfare Overlay District=

Request: Final site plan approval to expand the electrical substation to include an access road to the adjacent natural gas facility.

Ms. Steblein (LaBella Associates) presented this application via telephone conference. Also on the call were Mr. Cronin (RG&E Corporation), Mr. Hill (LaBella Associates) and Mr. Shearer (RG&E Corporation/LaBella Associates).

Ms. Steblein: We appeared at the February 13th meeting [Planning Board meeting, February 19, 2020] to present the Preliminary Site Plan application, so, I believe that everybody from the board and the staff was also at that meeting, so I don't know how much detail you need me to get into but we are here for the Final Site Plan application for improvements to RG&E's existing Substation 127 at 961 Hook Road.

Mr. Hemminger: Yes, Mary, this is Ed. Only, just, highlight any changes that you may have made from preliminary to final.

Ms. Steblein: I do not think that there are any significant changes. We—

Mr. Hemminger: If that's fine, then we can just move right to staff, if you're comfortable with that?

Ms. Steblein: I'm comfortable with that. We responded to MRB's comments, and, so I think we can move ahead.

Mr. Hemminger: Cool. I'll turn to staff and we can refer any questions to you. So, Ron?

Mr. Brand: The resolution has been prepared for the Planning Board's consideration—posted—and we're ready to go with this one.

Mr. Hemminger: OK, Ron. There's an insert date in mine. Is there a date in the one that John has?

Mr. Hemminger: John, do you have in the first condition. I have an insert date on there. Do you have a date on yours?

Mr. Robortella: This is John. Yes, I have both dates. All set.

Mr. Hemminger: OK. Then I have an old copy. That's all right. Go ahead. Anything else, Ron?

Mr. Brand: No.

Mr. Brabant: Mr. Chairman, for the record, this is Lance. The date. It's March 2020 in the first line, and the second one was March 6, 2020.

Mr. Hemminger: OK, thank you.

Mr. Brabant: Sorry to interrupt.

Mr. Hemminger: That's fine. Dan?

Mr. Delpriore: All right, so I did work with the applicant on some landscaping on this one, and some of the easement documents, and they've been right along with everything. We've also worked on the Letter of Credit so that they can get ready for their Pre-Construction Meeting. That's about all I have.

Mr. Delpriore: The only additional thing I have [to] add in here is they do require two sets of paper prints. I would like to give them the option to either drop them off to MRB to the attention of Lance, or if they do want to mail them to us at the Town Hall.

Mr. Hemminger: OK, it sounds like a good request. OK, next one up will be Don.

Mr. Giroux: I'm good with this one.

Mr. Hemminger: OK, next one up would be Lance.

Mr. Brabant: Yes, MRB Group did receive the revised plans and the final set of plans. We did issue a comment letter which was addressed. Our most recent letter dated March 30, 2020, identified that MRB Group has reviewed the final plans, approved the plans based on our comment letter being addressed, and approved the SWPPP that was provided for this project. We also completed the MS4 completion acceptance form for Town staff to sign off for the file, and we've also recently approved the Letter of Credit that was provided for this application as well. So with that, I have no further comments.

Mr. Hemminger: Perfect. Perfect. Before I go any further, how many conditions of approval do you have on the resolution, John?

Mr. Robortella: I have eight.

Mr. Hemminger: Eight, OK, that's what I have. OK, next, we'll turn it to the board. We'll start with Shauncy.

Mr. Maloy: This is Shauncy. I am going to abstain from voting on this one. I wasn't able to pick up that part of the packet, so I haven't reviewed the updated plans.

Mr. Hemminger: OK. Adrian?

Mr. Bellis: I do not have anything on this application at this time.

Mr. Hemminger: OK. Doug?

Mr. Viets: This is Doug. The only comment I had on that is the trees that were added—I'd like to make sure that they match the same size as what the pump station—the gas sta-

tion has, so that, you know, for a uniform height and they're growing at a uniform rate. I think we had those in at a six- to eight-foot height, maybe, for those and I think these are called out as two to four. So, that was my only comment.

Mr. Hemminger: OK, so, is the applicant OK with changing the size of the trees to match the size of the trees on the gas project?

Mr. Shearer: Yes, this is Boyd Shearer.

Mr. Cronin: This is Jason Cronin representing RG&E. And yes, we are—we'll approve that.

Mr. Hemminger: Cool, cool. Anything else, Doug?

Mr. Viets: No, that's it. Thanks.

Mr. Hemminger: Tim. Tim—you got any comments?

Mr. DeLucia: I'm sorry, I didn't hear my name. I'm good.

Mr. Hemminger: Yes, I think I talked over the top of Doug, so, OK, the staff or board have any additional comments?

Mr. Brand: Do you want to make [Doug Viets's recommendation] that condition of approval for the [size of the] trees to be Condition #9?

Mr. Hemminger: Yes, we'll have John draft that into there—the trees to match the gas project.

Mr. Brand: The caliper and height.

Mr. Hemminger: Caliper and height.

Mr. Hemminger: OK, so there are nine conditions of approval. Has the applicant seen them, read them and agreed to those?

Ms. Steblein: This is Mary. Unless anybody else indicates “no,” I would say that the answer to your question is “yes.”

Mr. Hemminger: OK, super, I'll wait two seconds. OK, we're good to go. The applicant has agreed to the conditions of approval. With that, do I have a member of the board to move this resolution with nine conditions.

■ A motion was made by MR. DELUCIA, seconded by MR. BELLIS, that the reading of the following resolution be waived and that the resolution be approved as amended:

**FARMINGTON PLANNING BOARD RESOLUTION
FINAL SITE PLAN APPROVAL
ROCHESTER GAS & ELECTRIC SUBSTATION #127, 961 HOOK ROAD**

PB #0306-20

APPLICANT: Rochester Gas & Electric, P.O. Box 5224, Binghamton, N.Y. 13902

ACTION: Final Site Plan Approval to expand the RG&E Electrical Substation #127, located at 961 Hook Road; and related site improvements to serve the adjacent Empire Pipeline Natural Gas Pumping Station

WHEREAS, the Town of Farmington Planning Board (hereinafter referred to as the Board) has tonight opened a public meeting upon this application; and

WHEREAS, the Board has reviewed the Ontario County Planning Board referral Number CP 17-2020, dated February 12, 2020; and

WHEREAS, the Board has given consideration to the public comments entered into the public meeting record.

NOW, THEREFORE, BE IT RESOLVED THAT the Board does hereby grant final site plan approval with the following conditions:

1. Final Site Plan Approval is based upon the Application dated March 2020, submitted by Carol Howland, P.E., CPESC Rochester Gas & Electric and the related documents and drawings prepared by LaBella Associates, dated January 16, 2020 and having the latest revision date of March 6, 2020.
2. The Applicant is to comply with the requirements contained in the Town Engineer’s letter dated March 11, 2020.
3. A total of two (2) sets of paper prints are to be provided for signatures and will be signed by: the Town Water and Sewer Superintendent; the Town Engineer; and then the Planning Board Chairperson. One set will be filed in the Town Development Office. One set will be returned to the Applicant. Prior to issuance of permits, a PDF copy of the signed plans and any supporting materials is to be provided to the Town Development Office with three (3) additional signed prints to be distributed to the Town Highway and Parks Superintendent; the Town Water & Sewer Superintendent; and the Town Engineer.
4. Final Site Plan Approval shall expire within 180 days unless Final Site Plan drawings have been signed by Town Officials.

- 5. All Site Lighting is to comply with the Town’s Site Lighting Standards contained in Chapter 165 of the Town Code.
- 6. A Public Safety Sign is to be installed on the property prior to issuance of a Certificate of Occupancy (C of O).
- 7. The applicant is advised that prior to the start of construction a “Pre-Construction Meeting” will be scheduled by the Town Code Enforcement Officer. A prerequisite to the scheduling of the “Pre-Construction Meeting” will be the filing of a Letter of Credit with the Town Clerk for any site improvement that is to be dedicated to the Town. The applicant is further advised to discuss the process for a Letter of Credit with the Town Code Enforcement Officer to avoid any delay in obtaining a Building Permit.
- 8. No Building Permits are to be issued until the Applicant has filed with the Town Clerk’s Office, the necessary Letter of Credit for site improvements being dedicated to the Town.
- 9. The height and caliper of the landscape trees to be planted on the applicant’s property are to match the height and caliper of the landscape trees that were planted on the adjacent Empire Pipeline Inc. Farmington Compressor Station property (*see* Final Site Plan for Empire Pipeline Inc., PB #1204-18, for specifications).

Adrian Bellis	Aye
Timothy DeLucia	Aye
Edward Hemminger	Aye
Shauncy Maloy	Abstained
Douglas Viets	Aye

Motion carried.

8. OPEN DISCUSSION

Director of Development and Planning:

Mr. Brand: I continue to work on ongoing projects like the Comprehensive Plan and the zoning work with Dan, and working on the Auburn Trail final.

Mr. Hemminger: And I will tell everybody on the call that the number of times Ron calls me a day—I can tell you he’s working his butt off. OK?

Mr. Hemminger: Other than that, OK, the next item up is Public Comments. Do we have anybody from the public on the line that would like to comment? If you do, please state your name and address first and then make your comments.

9. PUBLIC COMMENTS

Mr. Cronin: This is Jason Cronin from RG&E.

Mr. Hemminger: OK.

Mr. Cronin: One request with the final approval is the amount fixed by resolution of the Planning Board for the Letter of Credit or surety. There's a letter from Lance Brabant from MRB approving the estimate that was provided and asking for the Planning Board to approve that amount.

Mr. Hemminger: Lance?

Mr. Brabant: Yes, MRB Group did approve the dollar amounts. I know the procedure does require this to ultimately to go back to the Town Board for acceptance, so I think we're looking for the Planning Board's recommendation—if I'm correct, Ron—to do that.

Mr. Hemminger: Was the expectation that we have a resolution to do that tonight, or the next meeting?

Mr. Delpriore: Can I speak on this? This is Dan.

Mr. Brand: Please.

Mr. Delpriore: Here's what we have on that. I believe we're going to do it backwards on this one because it's [first] going to go to the Town Board, I believe, at their [April] 14th meeting, with the understanding that it will be approved by you guys [the Planning Board] on the 15th, as we've done on some projects in the past. That's how the meetings fall. That's when the resolutions are going to hit. We do not have a resolution prepared for tonight's meeting.

Mr. Hemminger: OK, so basically the process is going to go a little bit in reverse but will not slow down the overall process. The Town Board will approve it on the 14th, and we'll do an approval on the 15th, so basically we're on the same schedule. OK, Jason?

Mr. Cronin: OK, and regarding that can I submit the form of the surety approved at that same time?

Mr. Brand: This is Ron, yes.

Mr. Hemminger: So the answer is—he can submit that when?

Mr. Brand: Tomorrow, if he wants. Submit it to my attention.

Mr. Cronin: OK, thank you.

Mr. Hemminger: Ron will take care of that. So we're good there.

Mr. Hemminger: OK, is there any other public out there who would like to make any comments to the Planning Board.

Mr. Allen (5988 County Road 41): I really don't have any comments. I'm just letting you know I didn't have any.

Mr. Hemminger: OK, all right, anybody else have a comment.

Mr. Falanga (395 Ellsworth Road): Hey, Ed, Jim Falanga, Ellsworth Road, Palmyra.

Mr. Hemminger: Jim, how ya' doing, buddy?

Mr. Falanga: Fine, thank you, doing the best we can. My only question right now is will there be any more Project Review meetings scheduled for the Delaware River—project preliminary review meetings?

Mr. Brand: Ed, this is Ron. Can I answer that?

Mr. Hemminger: You can answer that, Ron.

Mr. Brand: The PRC agenda for this Friday is very light, there's nothing on it for Delaware River as of right now, Dan, unless you have something different.

Mr. Delpriore: This is Dan. No, they are not on for PRC for this Friday. I can't speak on if they will be on the next month at this point. As always, we will publish that agenda, but at this point they are not on for this Friday.

Mr. Hemminger (to Mr. Falanga): The answer to your comment is April no, but you'll have to look at the May one to see if it gets put on there.

Mr. Falanga: OK, that was my only question. Thank you.

Mr. Hemminger (to Mr. Falanga): OK, you got the understanding that we did the Administrative change tonight to the Public Hearing date?

Mr. Falanga: Yes.

Mr. Hemminger: OK, so we did it as an Administrative so there was no Public Hearing tonight. Thank you for bringing that to our attention. We just used some standard resolutions and we corrected that with the resolutions that we used tonight. Thank you.

Mr. Falanga: Thank you.

Mr. Hemminger: OK, anybody else have any comments from public?

Mr. Lewis: This is Don Lewis again, the engineer for the Bieck site plan.

Mr. Hemminger: Yes, Don.

Mr. Lewis: I just wanted to clarify that I have to make revisions to my preliminary plans and to get them signed off. They need a signed plan from me, correct, that's scanned and e-mailed to Sarah at the planning department?

Mr. Hemminger: Dan, please respond.

Mr. Delpriore: This is Dan. Yes, you can either stamp the plans if you want to print them off and sign them and then send them in, either way they will be accepted at this time.

Mr. Lewis: OK, because right now the way I print out my plans it has my stamp on the plans itself but I would have to send it to a printer to have them signed off, and they would scan it. I'm working from home and I don't have a scanner at home that big.

Mr. Delpriore: I understand that [?].

Mr. Lewis: And then, for me to proceed, I think isn't it by the end of the week that I have to have final plans in for application for the next meeting? [?] Usually it's a couple of days or a day later. [?]

Mr. Delpriore: If you work with Sarah or myself in the development office we'll get you through the time frame. We understand that things are a little crazy right now. We'll make it happen. I just need time to get it back out to the Planning Board. But some of this is being done electronically. We'll work through it.

Mr. Lewis: I can have the plans out to you tomorrow, so, OK.

Mr. Hemminger: Cool, thanks Don. Does anyone else have any public comments for this Planning Board?

Mr. Compitello: This is Dan Compitello with Delaware River Solar.

Mr. Hemminger: Dan, go ahead.

Mr. Compitello: Good evening everyone. I have a question for the board and Town staff. We just like to know if there's an update on the progress for the [draft] Special Use Permit resolution?

Mr. Hemminger: Still being analyzed and commented on. We expect to have it out soon. But I'm not going to put a date on it yet. We're still doing some review on it and hope to have it out as soon as we get our final review on it. It will certainly be out with more than enough time to review prior to the May 6th Public Hearing.

Mr. Compitello: Great, that’s helpful, Ed. Appreciate it

Mr. Hemminger: Ron, that’s basically what we’re talking about. Right?

Mr. Brand: That’s correct.

Mr. Hemminger: OK.

Mr. Hemminger: Anybody else have any public comments for this Planning Board? Last call for public comments for this Planning Board meeting.

[Pause, no comments]

10. TRAINING OPPORTUNITIES

Future Training Opportunities Online

Ontario County Planning Department website now lists upcoming training:
<https://www.co.ontario.ny.us/192/Training>

11. ADJOURNMENT

■ A motion was made by MR BELLIS, seconded by MR. VIETS, that the meeting be adjourned.

Motion carried by voice vote.

The meeting was adjourned at 7:38 p.m.

Mr. Hemminger: OK, this Planning Board meeting is adjourned. Thank everyone for putting up with this and have a good evening.

The next regular meeting of the Planning Board will be held on Wednesday, April 15, 2020, at 7:00 p.m. (format to be determined).

Respectfully submitted,

John M. Robortella,
Clerk of the Farmington Planning Board