

**TOWN OF SOMERSET
PLANNING BOARD
March 6, 2015**

Present: Jon Hotaling
Brian Carmer
Chris Czelusta
Norman Jansen
Mike Norris, Counsel

Absent: Gary Few

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

APPROVAL OF MINUTES

On a motion of B. Carmer, seconded by C. Czelusta, the following resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

Resolved the minutes of the February 5, 2015 meeting are approved as submitted.

COMMUNICATIONS

Code Enforcement Report for February received and filed with some discussion on the setback requirements for outdoor wood burners. Attorney Norris will check into the code and report back to the board at the next meeting.

Clerk Carmer read a letter from Fellowship House stating they are honored to be a part of Somerset, Appleton and Barker communities and that 1302 individuals have been admitted to Somerset House since they opened on October 20, 1986. They thanked the Board for their support to help these individuals and their families with their recovery from addiction.

A letter was received from The Murray Law Firm regarding the proposed NYSEG Communications Tower requesting an extension to December 31, 2015 to allow them to secure funding.

On a motion of J. Hotaling, seconded by N. Jansen, the following resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

Resolved the Special Use Permit for the NYSEG communications tower is extended until December 31, 2015.

SPECIAL USE PERMIT RENEWALS

Chairman Hotaling would like the conditions of Special Use permits to include the stipulation that the permit is void after 24 months of non-use for the purpose it was intended, as per Town code.

On a motion of J. Hotaling, seconded by B. Carmer, the following resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 2

Resolved future Special Use permit conditions will include the stipulation that the permit is void after 24 months of non-use for the purpose for which the permit was issued.

Clerk Carmer stated that she sent letters to the residents who were noted during discussions at last month's meeting.

- She received a response from Barb Keough that since John died she would like to cancel his Special Use permit.
- Charlie Neal stated that he has not used it in a bit, but others may have while he is not home. He will come to the meeting to discuss it, but will be late.
- Michael Bratton submitted a letter informing the board of the periodic use of his permit for his granddaughter's horses and that his permit will be used permanently in a couple of years.
- Jon Dewart submitted a letter that he is still using his permit, and as recently as last fall had chicks. He will be getting more chicks in the spring.

No response was received from Steven Greene or Aaron Baker. Clerk Carmer will send a second request to them.

Clerk Carmer stated that she received the renewals back from everyone except for Mr. Tickett and Mr. LaForest.

Chairman Hotaling stated that Code Enforcement Officer Lee contacted the Wellers about their greenhouses. They stated that they will be taken down and they have enough material to erect one for personal use, but won't be used for retail.

Chairman Hotaling said the board had granted an extension to Mr. Tickett until December 31, 2014 without any changes be made. He will be sent a notice to come to the next meeting.

During the meeting, Charles Neal showed up and discussed his permit. He stated that it has not been used in a long time, but he keeps it mowed. Chairman Hotaling asked if it's listed on the registry as an emergency airstrip. Mr. Neal stated that it is not. N. Jansen asked if Mr. Neal owns an ultralight plane. Mr. Neal stated that he had one with his father but he had to sell it when his father went into a nursing home.

Resolved the following Special Use Permits are renewed as per the terms of their permits.

ALT, Gary - House Trailer

7455 West Somerset Road, Appleton, NY 14008

On a motion of N. Jansen, seconded by B. Carmer, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

AMERICAN LEGION HERBERT CARR POST #425 – Signs on Lake Road

Jon Hotaling

On a motion of N. Jansen, seconded by B. Carmer, the resolution was

ADOPTED Ayes 3 Carmer, Czelusta, Jansen
Nays 0
Abstain 1 Hotaling

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 3

AT&T MOBILITY - Communications Tower (formerly Cellular One)
Johnson Creek Road, Barker, NY

On a motion of N. Jansen, seconded by C. Czelusta, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

AUSTIN, Carl - Animal Husbandry
9039 Lake Road, Barker, NY 14012

On a motion of N. Jansen, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

BRATTON, Michael - Housing of 4 horses & 2 beef cows
8495 Lake Road, Barker, NY 14012

On a motion of B. Carmer, seconded by C. Czelusta, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

CHUTKO, James - 4 Unit rental structure
8689 Haight Road, Barker

On a motion of N. Jansen, seconded by C. Czelusta, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

CROWN ATLANTIC CO. - Communications Tower
at 1943 Quaker Road, Barker

On a motion of N. Jansen, seconded by C. Czelusta, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

DEWART, Jonathan - Animal Husbandry
1408 Quaker Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

DIEZ, Laura – Dog Grooming Business
9760 Haight Road, Barker, NY 14012

On a motion of N. Jansen, seconded by C. Czelusta, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

DOWNS, Herbert & Kathleen - Retail Shop
1214 Quaker Road, Barker, NY 14012

On a motion of N. Jansen, seconded by B. Carmer, the resolution was

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 4

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

FAITH UNITED METHODIST CHURCH – Lighted Sign
1449 Quaker Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by B. Carmer, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

FELLOWSHIP HOUSE FOUNDATION INC. - Treat recovering alcoholics
7397 Lake Road, Appleton, NY 14008

On a motion of B. Carmer, seconded by C. Czelusta, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

FIACCO, Steven – Animal Husbandry
1148 Quaker Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

GREENWALD, ANDRA – Hair Salon
7939 Townline Road, Appleton, NY 14008

On a motion of B. Carmer, seconded by C. Czelusta, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

HAIGHT’S PARK (Erwin, Robin & Juanita, Haight, Terry) - Campground
9225 Lower Lake Road, Barker, NY 14012

On a motion of B. Carmer, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

LEWIS, Douglas - Animal Husbandry
8456 Haight Road, Barker, NY 14012

On a motion of B. Carmer, seconded by C. Czelusta, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

LOCKPORT YMCA – Camp Kenan – 2 wind energy conversion systems
For 8571 Lower Lake Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 5

LUTZ, Peter - Outboard Motor - Small Engine Repair
8444 Haight Road, Barker, NY 14012
On a motion of B. Carmer, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

MILLER, Johnny R. - J & Sons Woodcraft
2134 Countyline Road, Barker, NY 14012
On a motion of B. Carmer, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

MILLER, Willis – Machine Shop and Storage Shed Assembly
2046 Countyline Road, Barker, NY 14012
On a motion of B. Carmer, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

NEAL, Charles - Ultra Light Airstrip
7440 Hoffman Road, Appleton, NY 14008
On a motion of B. Carmer, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

NELLIST, Larry – Meteorological Tower
9698 Lower Lake Road, Barker NY 14012
On a motion of N. Jansen, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

ORR, Cathi – Sale of sheds
1953 Johnson Creek Road, Barker NY 14012
On a motion of N. Jansen, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PARLIER, Lawrence Jr. - Apartment
1640 Carmen Road, Barker, NY 14012
On a motion of C. Czelusta, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PARLIER, Lawrence Jr. - Woodworking Shop
1640 Carmen Road, Barker, NY 14012
On a motion of B. Carmer, seconded by N. Jansen, the resolution was

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 6

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PERRY, Larry – Feed and animal care products Store
1945 Quaker Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PLUMMER, Courtney – Apartments
9541 Lower Lake Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PORTER, Anthony & Candy - Berm to conceal construction supplies
1988 Quaker Road, Barker, NY 14012

On a motion of B. Carmer, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

REYNOLDS, Marvin & Jacquelyn - Park tractor trailer truck in residential area
8719 Lake Road, Barker, NY 14012

On a motion of N. Jansen, seconded by B. Carmer, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

SOMERSET CONSERVATION CLUB - Firing Range
1129 Johnson Creek Road, Barker, NY 14012

On a motion of B. Carmer, seconded by C. Czelusta, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

SOMERSET UNION MUSEUM
8501 Lake Road

Send to: Darlene Dembroski and Andrew Poss

On a motion of C. Czelusta, seconded by B. Carmer, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

STEVENS, David – Sign

8398 Lower Lake Road, Barker, NY 14012

On a motion of C. Czelusta, seconded by N. Jansen, the resolution was

ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 7

THUMAN, JEFFREY – Machine Shop
8463 Lower Lake Road, Barker, NY 14012
On a motion of N. Jansen, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

VOELPEL, John - 2 mobile homes for employees
7366 West Somerset Road, Appleton, NY 14008
On a motion of C. Czelusta, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

WEKENMANN, John & Dionne - Kennel
7471 Townline Road, Appleton, NY 14008
On a motion of C. Czelusta, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

WEST, Terry - Apartment to accommodate mother
9318 Coleman Road, Barker, NY 14012
On a motion of C. Czelusta, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

WEST SOMERSET BAPTIST CHURCH - Double lighted sign
1876 Hosmer Road, Appleton, NY 14008
On a motion of B. Carmer, seconded by N. Jansen, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

ZAGMESTER, Joseph - Windmill
2000 Carmen Road, Barker, NY 14012
On a motion of N. Jansen, seconded by B. Carmer, the resolution was
ADOPTED Ayes 4 Hotaling, Carmer, Czelusta, Jansen
Nays 0

Attorney Norris stated that a second letter will be sent out for a response on the following permits:

BAKER, AARON – Fabrication/Repair Shop
1995 Hartland Road, Appleton, NY 14008

GREENE, Steven - Animal Husbandry
9254 Lake Road, Barker, NY 14012

PLANNING BOARD MEETING
MARCH 5, 2015 PAGE 8

Clerk Carmer is advised to send a letter inquiring about non-use to the following:

BUFFINGTON, John - Auto Repair Service
2036 Hartland Road, Appleton, NY 14008

GOW, James & April - Animal Husbandry
7349 Lake Road, Appleton, NY 14008

WITTCOP, Grace - Gift & Ceramic Shop
1946 Hartland Road, Appleton, NY 14008

Discussion ensued regarding the number of cars allowed on properties as there may be too many at Mr. LaForest's apartment. Attorney Norris will review the code and report back to the board. No letters will be sent to him in the meantime.

Clerk Carmer will contact Scott Donovan to advise him to submit a new application for his cidery showing the hours that he would like added. He will need to return the application before 17 days prior to our next meeting to allow enough time to advertise for a public hearing.

Privilege of the floor

Cathi Orr announced that she is doing research on the issue of Fish and Wildlife at Lake Michigan enforcing a 3 mile setback from the lake. She is going to get more information on it.

There being no further business, B. Carmer moved to adjourn the meeting at 8:17 PM, seconded by C. Czelusta. Carried unanimously.

Respectfully submitted,

Tracy L. Carmer, RMC
Town Clerk/Secretary