

Town of Northumberland Planning Board
Minutes
Subject to approval by the Planning Board
Monday, October 01, 2012 7:30 pm
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Present: Susan Martindale, CJ Lofgren, Jayme Heber, Lisa Black, Brit Basinger and Wayne Durr, Chairperson.

Absent: John DeLisle and Jeff King - Vice Chairperson.

Town Employees Present: Tia Kilburn, Clerk and Richard Colozza, Code Enforcement Officer

Mr. Durr opened the monthly meeting at 7:30 PM.

All in attendance stood and recited the Pledge of Allegiance

OLD BUSINESS

Major Subdivision

Application #: 0013-11, Applicant: Edward Diehl

The Board reviewed the National Heritage Letter, received from NY D.E.C. Mr. Heber asked for the State Environmental Quality Review Form and reviewed it. Mr. Durr reiterated this subdivision involved 31 plus acres and would be for 2 dwelling lots. Mr. Diehl responded yes, and stated the only additional thing he was going to put on the maps was "no further subdivision". Discussion ensued on the National Heritage Letter, Mr. Durr asked how long it has been since any wildlife was found in the area. Mr. Diehl said he believed it was about 5 years but they were found locations other than his particular parcel, although he is within 1/4 mile of some habitats.

Mr. Heber made a motion to declare Negative Declaration, no significant impact on the State Environmental Quality Review Form for application #0013-11, Major Subdivision for Edward Diehl.

Mr. Basinger 2nd the motion,

All in attendance unanimously agreed.

Ms. Martindale made a motion to close the public hearing,

Mr. Basinger 2n the motion,

All in attendance unanimously agreed.

Mr. Basinger made a motion to approve application #0013-11, Major Subdivision for Edward Diehl as submitted,

Mr. Heber 2nd the motion,

All in attendance unanimously agreed.

Mr. Durr, Chairman of the Board announced the following application;

Site Plan Review / Stump Dump Closure

Application #: 0002-1, Applicant: Timothy Powell

Mr. Powell was not in attendance the Board discussed the Letter received from Mr. Mt. Pleasant, NYS D.E.C. Mr. Colozza stated D.E.C will monitor the project closure; Mr. Powell needs to cover it with material capable of sustaining vegetative growth. Mr. Heber stated this is an application for Soil Disturbance and then asked about the closure plan. Mr. Colozza stated Mr. Powell needs the plan to stabilize what is there and D.E.C will inspect and control it. Mr. Heber asked if there were any legal actions this Board had to take. Mr. Colozza stated they have the "plan" and he will release the "stop work" order for Mr. Powell to proceed. Mr. Heber asked if this Planning Board had to do anything, and what does the Regulations say. Mr. Colozza stated they will find it in the Zoning Ordinance Book, Mr. Heber looked it up in the Ordinance. Mr. Durr asked if it was released what would

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that do, Mr. Colozza responded Mr. Powell will have to follow the "plan" he submitted, he can only bring in clean fill now that can generate growth and control the erosion. Mr. Durr stated if Mr. Powell covers this now it will get taller and steeper. Mr. Colozza said no, Mr. Powell is just about at his limit now but he needs to cover it and seed for growth, and added that D.E.C was satisfied with it. Mr. Heber asked if they had to approve a site plan for this, Mr. Colozza responded maybe they could just approve it because D.E.C has approved the plan. Mr. Basinger stated this Board had been trying to get progress on this application for some time and Mr. Powell was not responding to their request so they had referred this to the Town Board, however, this Board has not heard anything from the Town Board pertaining to this application, he stated he felt they should let the Town Board deal with it. Mr. Colozza stated when he spoke to Mr. Mitchell, the Town's Engineer; Mr. Mitchell had said the Board can just go off what D.E.C says. Mr. Durr asked if D.E.C had put a time frame on the closure plan. Mr. Colozza said no, they just want it completed; the "stop work order" has to be released. Ms. Lofgren asked who will oversee the process. Mr. Colozza stated D.E.C. Mr. Durr stated he agreed with Mr. Basinger, this Board had referred this application to the Town Board. Mr. Heber added this Board hasn't had any correspondence from the Town's Engineer either. Mr. Basinger asked Mr. Colozza if he was asking this Board to do something because he thought it was in the Town Board's hands. Mr. Colozza stated he had talked to Mr. Mitchell and he expressed D.E.C has the plan if they approve it he will agree with them. Mr. Durr asked who gives Mr. Colozza permission to lift the "stop work" order, Mr. Colozza stated he did not need permission, he can release it himself. Mr. Heber agreed with Mr. Basinger and stated due to the time period it was taking with this application without any progress they had sent this to the Town Board and have not received any correspondence from them, therefore in his opinion this Board was done with this application. Mr. Durr asked when the next Town Board meeting was and stated this requires no action from this Board unless the Town Board requests them to do something. Mr. Colozza reiterated that Mr. Mitchell was comfortable with D.E.C approving this.

MISCELLANEOUS

Mr. Heber asked if there were any minutes to be accepted; Ms. Lofgren reviewed the minutes from the last meeting in August.

Mr. Basinger made a motion to accept the August meeting minutes as written.

Ms. Martindale 2nd the motion,

All in attendance unanimously agreed.

Mr. Durr asked if there were any additional business for this Board, the Clerk stated the next scheduled monthly meeting falls on a holiday. Discussion ensued on a date change for the next meeting if needed.

Ms. Martindale made a motion to adjourn the meeting at 7:50 PM,

Ms. Black 2nd the motion,

All in attendance unanimously agreed.

FUTURE MEETINGS:

Regular Planning Board Monthly Meeting November 19th, 2012, 7:30 PM, as needed.

Respectfully Submitted,

Tia Kilburn,

Planning Board Clerk