

LIVINGSTON COUNTY PLANNING BOARD
Meeting Minutes –
January 12, 2023

In attendance: DAWN ANDERSEN, Town of Livonia; JACOB CALABRESE, Town of Sparta; KEVIN FAHEY, Village of Mount Morris; DON KANE, Town of Leicester; APRILE MACK, Village of Geneseo; DENNIS NEENAN, Town of Lima; ALEX PIERCE, Town of Nunda; JARED RADESI, Town of Geneseo; KAREN ROFFE, Village of Leicester, SARAH SANTORA, Village of Caledonia; DONALD WESTER, Town of Conesus; JOHN YUNKER, Alternate #1; CLARA MULLIGAN, Town of Avon

Staff: HEATHER FERRERO, Deputy Planning Director, MARY UNDERHILL, Planner, STEPHANIE JOHNSON, Administrative Secretary

Members Excused: CATHIE GEHRIG, Town of Mt Morris; TIM BRINDUSE, Village of Dansville; JOHN VAN HEUSEN, Town of Ossian; JOANNE PALMER, Village of Livonia;

Members Absent: ROBERT HAYES, Village of Avon

Guests: TERRY RASMUSSEN, AMP Solar Development; DAVID DISALVO, Supervisor, Town of Mount Morris

Chairman Pierce brought the January 12, 2023, meeting of the Livingston County Planning Board to order at 7:01 p.m.

Chairman Pierce led the group in the Pledge of Allegiance.

Chairman Pierce welcomed new County Planning Board member Donald Wester, Town of Conesus.

Chairman Pierce provided an overview of New York State General Municipal Law, Section 239-l, m, & n and reviewed the rules for member participation and voting.

- There were no abstentions.
- No quorum was present.

Approval of Minutes from the December 8, 2022, County Planning Board Meeting

As there was not a quorum, action on this item has been delayed to the February meeting.

Zoning Referral #2022-090, Town of Mount Morris, Special Use Permit and Site Plan Review for a 5 MWac Solar Energy Project at 6788 River Road (Applicant: ASD Blue NY Solar LLC/AMP Solar Development, Inc.)

Ms. Underhill presented the staff report. Items discussed included:

- Mr. Kane suggested adding a turn-around or bump out along the 3,000 ft driveway for emergency response vehicles to be able to pull off and not back up traffic along the driveway. Mount Morris Fire Department and EMS have an ATV that will be able to access the site.
- Discussion regarding traffic turning from Route 408 to River Road. This intersection can be difficult for large trucks to maneuver. Mr. Kane recommended the road be clearly marked with signage to alert traffic of the large trucks in the roadway.
- The Board suggested the Applicant should review the truck traffic route and anticipated truck trips per day.
- Mr. Fahey asked if the panels will go above the allowed 12 ft, as some panels reach 15 ft at their peak. An area variance would be needed if they go above 12 ft. Mr. Rasmussen responded stating the panels are placed lower to the ground so they will only reach 12 ft at their peak.
- Ms. Mulligan questioned the setbacks to the closest residence. The setback is 200 ft from the inverter to the residence. There were concerns over the noise produced by the inverter and how this can be disruptive to the resident. The Board recommended locating the inverters to the interior of the project.
- Mr. Radesi mentioned the setbacks from the road need to be specified and concerns over the setback at the rear of the project only being 20 ft from the Letchworth State Park property.
- The Board recommended increasing the rear (from Letchworth State Park) and side setbacks of the project, and increasing the setback of the landscaping from the road.
- Mr. Radesi added the Applicant may want to look into using deciduous trees rather than pine trees as a buffer between the road and the project due to the salt from the roads in the winter seasons may be harmful to the pine trees along the property.
- Mr. Radesi also asked if the wires were going to be buried underground. Mr. Rasmussen responded and said most of the wires will be underground where allowed. Ms. Mulligan commented stating the layout of the wires will affect any animals and grazers within the project.
- Mr. Rasmussen commented that the Applicant plans to meet with all emergency response personnel before the final approval of the project.

A motion to recommend Approval of Zoning Referral #2022-090 with staff advisory comments and County Planning Board comments, was made by Mr. Radesi and seconded by Mr. Fahey. The motion failed to carry due to lack of quorum. 12-1-0. With Mr. Neenan opposing.

Zoning Referral #2022-091, Village of Mount Morris, Special Use Permit and Site Plan Review for operation of a retail tire sales and repair business at 74 Main Street with off premises 24/7 roadside repair (Applicant: Dino Verzillo)

Ms. Ferrero presented the staff report. Items discussed included:

- Ms. Andersen questioned if large trucks will be entering this business for deliveries, etc. and expressed concern over the size of the lot where the trucks would enter and turn around. Ms. Ferrero responded stating Mr. Verzillo already has a delivery truck that is the size of a pickup truck and that is what he will be using.

A motion to recommend Approval of Zoning Referral #2022-091 with staff advisory comments, was made by Mr. Pierce and seconded by Mr. Neenan.

The motion failed to carry due to lack of quorum. 12-1-0. With Ms. Mack opposing.

Zoning Referral #2022-099, Village of Geneseo, Review of a 6-month Moratorium on Inns requiring new special use permits (Applicant: Geneseo Village Board of Trustees)

Ms. Ferrero presented the staff report.

A motion to recommend Approval of Zoning Referral #2022-099 with staff advisory comments was made by Ms. Roffe and seconded by Ms. Andersen.

The motion failed to carry due to lack of quorum. 13-0-0.

Local Announcements

- Mr. Pierce distributed a quarterly flyer from the Town of Nunda to the Board

Other Business / Communication

- The next County Planning Board meeting will be held on February 9, 2023.

Adjourn

A motion to adjourn was made by Mr. Fahey and seconded by Ms. Mulligan.

The meeting adjourned at 8:52 p.m.

Respectfully submitted, Clara Mulligan, Secretary

Recorded by Stephanie Johnson