

LIVINGSTON COUNTY PLANNING BOARD
Meeting Minutes –
April 14, 2022

In attendance: DAWN ANDERSEN, Town of Livonia; TIM BRINDUSE, Village of Dansville; C. JOAN CRUNDEN, Town of Caledonia; KEVIN FAHEY, Village of Mount Morris; CATHIE GEHRIG, Town of Mount Morris; DON KANE, Town of Leicester; APRILE MACK, Village of Geneseo; ANITA MARTUCIO, Town of Conesus; CLARA MULLIGAN, Town of AVON; JOANNE PALMER, Village of Livonia; ALEX PIERCE, Town of Nunda; JARED RADESI, Town of Geneseo; KAREN ROFFE, Village of Leicester; JOHN VAN HEUSEN, Town of Ossian

Staff: HEATHER FERRERO, Deputy Planning Director; SHAWN ROONEY, Planner

Members Excused: MARY ELLYN MERLE CALABRESE, Town of Sparta; ROBERT HAYES, Village of Avon; BARRY INGLALSBE, Village of Lima; JILL KALMAR, Town of West Sparta; DAVID LUCE, Town of N. Dansville; SARAH SANTORA, Village of Caledonia; JOHN YUNKER, Alternate #1

Members Absent: DENNIS NEENAN, Town of Lima

Guests: Mr. Knox of NextAmp/Jaycox Creek; Ms. Pierce of Nunda

Chairman Pierce brought the April 14, 2022, meeting of the Livingston County Planning Board to order at 7:01 p.m.

Chairman Pierce asked Kevin Fahey to lead the group in the Pledge of Allegiance.

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.

Approval of Minutes from the March 10, 2022, County Planning Board Meeting

Chairman Pierce asked if there were any comments regarding the Minutes from the March 10, 2022, County Planning Board meeting.

A motion to approve the meeting minutes from March 10, 2022, was made by Ms. Palmer and seconded by Mr. Fahey. The motion carried. 14-0-0

Zoning Referral #2022-017, Town of Geneseo, Site Plan Review, Special Use Permit and Subdivision Review for a 5 MW solar facility on Lakeville Road (Applicant: Jaycox Creek Solar, LLC)

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

- Concern is that most of the project is on prime soil. The project is not in the Town's Ag Priority Area.

- Comment: Recommend that the law be revised to include a provision for requiring a retainer for testing and engineering.
- Glare on I-390? Applicant said there is no specific study because of the distance to 390, and woods and topography are there. Glare is not anticipated.
- Highest grade of Fuzz and Buzz should be used. Should be native species. Suggest Landscape Architect should take a look at the plan. Landscaping should be replaced if there is a die-off.
- Add “Fix broken or missing panels” to O&M plan and tie the responsibility to both current and future owners.
- Consider fencing that allows more animal diversity. DEC may also require that.
- Sheep grazing and pollinators and herbicide use? Applicant is still working out details.

A motion to recommend Approval of Zoning Referral #2022-017 with staff advisory comments and County Planning Board comments, was made by Mr. Brinduse and seconded by Ms. Palmer. Ms. Gehrig, Mr. Kane, Ms. Mack, Ms. Mulligan, Mr. Pierce, and Mr. Radesi were not in favor of this motion. 8-6-0. The motion failed to carry.

A motion to recommend Disapproval of Zoning Referral #2022-017 because of the significant impact to prime soils, was made by Mr. Pierce and seconded by Ms. Martucio. The motion failed to carry. 11-3-0

Zoning Referral #2022-019, Town of Livonia, Site Plan Review for an 18’x20’ structure for concessions, storage, and seasonal outdoor events at 5857 Big Tree Road (Applicant: Don Carll, Little Lakes Brewing, LLC)

Mr. Rooney presented the staff report. Items discussed by the board included:

- Why is this not a local issue? The Town is undertaking a corridor study in this area, and the access management concerns are larger than just on this particular property
- Why does Lakeville not have sidewalks? That is one of the issues being examined in the corridor study, and there may be recommendations for more pedestrian accommodations in the future.

A motion to recommend approval of Zoning Referral #2022-019 (with staff advisory comments and County Planning Board comments), was made by Mr. Radesi and seconded by Mr. Kane. Ms. Palmer and Ms. Andersen abstained. The motion did not carry. 12-0-2

Zoning Referral #2022-21, Town of York, Zoning Map Amendment for the Town of York Official Zoning Map (Applicant: York Town Board)

Mr. Rooney presented the staff report.

A motion to recommend Approval of Zoning Referral #2022-021 with staff advisory comments and County Planning Board comments, was made by Ms. Crunden and seconded by Ms. Andersen. The motion carried unanimously. 14-0-0

Zoning Referral #2022-015, Town of Conesus, Review of the Town of Conesus Fence Law (Applicant: Town of Conesus)

Mr. Rooney presented the staff report.

A motion to recommend Approval of Zoning Referral #2022-015 with staff advisory comments and County Planning Board comments, was made by Ms. Palmer and seconded by Mr. Radesi. Ms. Martucio abstained. The motion carried. 13-0-1

Local Announcements

Thanks for the coffee and cookies.

Other Business / Communication

- I-Pads are coming.
- LET'S Plan! Workshop with NYSDOS: Affordable Housing and Short Term Rental on 4/26th from 6-9 p.m. at the County Highway Conference Room
- G/FLRPC Regional Local Government Workshop on Friday, May 13, 2022, in Batavia
- Village of Avon Historic District has now been listed on the National Register of Historic Places.
- In person meeting in May, at Government Center, Room 205 / 208
- Upcoming training sessions: <https://www.livingstoncounty.us/673/Training>
- 4th Annual Community Cleanup. Weekends of April 23 and April 30. Registration is on the County website.
- May 14th Al Lorenz Park Family Day.

The next County Planning Board meeting will be held on May 12, 2022.

Adjourn

A motion to adjourn was made by Mr. Van Heusen and seconded by Ms. Palmer. The motion carried.

The meeting adjourned at 9:01 p.m.

Respectfully submitted, C. Joan Crunden, Secretary

Recorded by Heather Ferrero