

Cattaraugus County Planning Board Meeting Minutes

May 26, 2005

Location

**Cattaraugus County Center
303 Court Street
Little Valley, New York**

PLANNING BOARD MEMBERS PRESENT:

William Sprague, Chairman
Paul Mager, Vice Chairman
Ann Padlo, Secretary
Charles Couture, Assistant Secretary
Florence Fuller
Robert Keis
David McCoy
James Rich
David Rivet

PLANNING BOARD MEMBERS ABSENT:

Tina Abrams
Jack Berger
Kameron Brooks

PLANNING DIVISION STAFF:

Terry H. Martin, Chief Planner
David P. Paoletta, Senior Planner
Paul R. Bishop, Planner
Margaret E. Puszcz, Stenographic Secretary

GUESTS:

Gary Witt, Halal Meats
Bud Zollinger, Lazy Gate Farms
Joan Petzen, Chairman, Agricultural & Farmland Protection Board

Chairman Sprague called the meeting to order at 7:02 p.m.

APPROVAL OF MINUTES

Ann Padlo moved with a second from Florence Fuller to correct the April 28, 2005 minutes on page 12, under STW Report, correct "Stand Lundine" to "Stan Lundine" Carried.

Ann Padlo moved with a second from Florence Fuller to approve the April 28, 2005 minutes as corrected. Carried.

INTERGOVERNMENTAL REVIEW (STW#05.008)

Chairman Sprague introduced Howard "Bud" Zollinger from Lazy Gate Farms in Randolph, New York.

Bud Zollinger stated that his business has been approached by Mr. Gary Witt on behalf of businessmen located in Northern New York as well as Western New York who would like to purchase his meat processing plant for the purpose of using it for producing meat products for the Muslim community using the Halal processing method. Since most of these businessmen are located in Potsdam, that is why the grant application for \$350,000 to Rural Development has come through the St. Lawrence County Chamber of Commerce (STW #05.008 Intergovernmental Review). He would request that the Planning Board send a letter of support for this grant application.

Mr. Witt explained that there is a huge, growing market for the Halal raising and processing method of meat. Many individuals travel great distances in order to sell and purchase Halal processed meats. Halal is similar to Kosher products. Once the plant in Randolph is established and successful, Mr. Witt and his partners plan to replicate it in other places in New York State. He stated that the Farm Bureau has gotten behind them on this. One of the uses of the grant money will be to form a cooperative of farmers in Northern and Western New York to produce meat products that would then be processed using the Halal method for the Muslim community. This is a niche market that is currently under served and is estimated to be at least a 12 million dollar business.

Upon further discussion, Robert Keis moved with a second from Ann Padlo to support this project (Intergovernmental Review #05.008), which would form a cooperative of farmers in Northern and Western New York to produce meat products for the Muslim community using the Halal processing method. Carried.

NEW BUSINESS

General Municipal Law Section 239 (l) & (m) Referrals

City of Olean - Variance - Mining of Gravel - Gargoye Park Road

Terry Martin stated that one of the advisories last month, when the County Planning Board approved this project, was that the City of Olean Zoning Board of Appeals rescind its granting of a Variance for this project and resubmit it to the County Planning Board for review. This referral is from the City's ZBA, which submits that variance for the mining of gravel in the City of Olean on Gargoye Park Road. Staff recommendation is approval with the same advisories as last month.

Discussion

David Rivet moved with a second from Robert Keis to approve the referred variance from the City of Olean for the mining of gravel at Gargoye Park Road with the following advisories:

The City of Olean Zoning Board of Appeals should rescind its earlier action of December 9, 2004 granting the Use Variance to allow mining by the Giardini Bros. Construction Co. on Gargoye Park Road and reconsider if a use variance is appropriate for this situation, or Amend the City zoning ordinance to allow mining in the Waterfront Conservation Use District (WC) as a Special Use.

Continued inter-municipal coordination is recommended. The City of Olean and the Town of Allegany should coordinate their respective, final reviews of the Giardini gravel mine site plan, to continue the cooperation and sharing of information that they have started during this coordinated review process by the Cattaraugus County Planning Board, paying particular attention to the following concerns:

- a. Assess any interrelated changes that may be required in the site plan that may be created by mining operations and activities that originate in one municipal jurisdiction and cross over into any other municipal jurisdiction.

b. Assess whether or not any subsequent SEQRA review by the NYSDEC will require any changes in the site plan in order to mitigate environmental concerns with regard to the proposed Giardini gravel mining operations, paying particular attention at minimum to the following concerns:

i. Groundwater contamination.

ii. Noise.

iii. In all sections of the proposed project, show specifications on the site plan for movement of materials from one municipality to another, and for processing and storage areas in the City of Olean and the Town of Allegany.

In the Town of Allegany, show site locations and dimensions for the 500' setback from any inhabited dwelling for excavation and stockpiling of materials, as a basis for enforcement should future operations violate approved plans, and clarify the grand-fathering issue in the Town of Allegany portion of the site plan comparing how much additional material will be added over and above that allowed under previous permits).

iv. Dust from stockpiled materials.

Broaden the nature of the proposed reclamation plans.

a. The City of Olean and the Town of Allegany should examine the proposed reclamation plan for the respective city and town portions of the site plan, for linkages to adjacent, potential assets such as recreation, mixed uses along the river's waterfront, or other public benefit uses, with the understanding that the applicant's reclamation operations will begin in phases starting in the City of Olean portion of the site plan and moving over time into the Town of Allegany portion of the site plan.

b. That the applicant should consider a broader range of reclamation options, paying particular attention to the following findings and recommendations concerning gravel mining in the Cattaraugus County Planning Board's study, "A New Look At Gravel Mining In Cattaraugus County - 21st Century Planning for the Route 16 corridor (September 26, 2000):

- The NYS Mined Land reclamation Law declares it is a policy of the state that reclamation of affected lands should encourage productive use, including any of a wide range of potential land uses (i.e., in other words, state reclamation policy allows for "ample, healthy, and robust room for creative problem solving..." (Cattaraugus County Gravel Study, p. 46).

"By designing a broader range of new uses for depleted mining sites, mined land can be integrated later with community plans and special assets such as water and sewer systems, public access to water bodies, access roads, trail systems, fiber optics telecommunications systems, and mixed-use developments... This would improve the standard of living, quality of life, and environmental cleanliness of corridor communities." (Cattaraugus County Gravel Study, p. 47).

- The County's Route 16 Study encourages diversity of uses and clustering in designing new projects, by proposing the following strategies:

"...Cattaraugus County has identified the need for planning review of Mined Land Reclamation Plans as part of overall balanced comprehensive planning policies in communities with gravel or other aggregate resources. The purpose of this local review is to guarantee that mining companies can extract the maximum amount of gravel without compromising the community's other development objectives or quality of life in the future. The County's official policy seeks to promote balanced development and views the community comprehensive planning process as an important tool in establishing local preferences regarding possible controls on all land use, including mining and reclamation planning..."

(Cattaraugus County Gravel Study, p. 48).

- "Quality reclamation plans can generate a new source of revenues for mining companies based on land sales and leases in the future, if they are connected to the plans, infrastructure and amenities of surrounding communities and if the depleted mining properties are protected by zoning from incompatible neighbors." (Cattaraugus County Gravel Study, p. 48).
- "The main reasons that reclaimed mining sites should be put under zoning are:
 - To prevent future conflicts between stakeholders who have incompatible land uses.
 - To help community revitalization efforts in future years, and encourage new growth and jobs at depleted mining sites.
 - To give mining companies a new source of revenue from future land sales and leases by creating better quality reclamation plans and connecting these to community plans and economic development assets in the Route 16 corridor." (Cattaraugus County 1998 Gravel Study, p.58).

If the site plan as submitted for this County Planning Board Review is changed in any way other than presented in these advisories, the revised plan should be re-submitted to further review by the Cattaraugus County Planning Board. Carried. Ann Padlo abstained.

City of Salamanca - Site Plan Review - Gasoline Station/Convenience Store - 704 Broad Street

David Paoletta reported that the City of Salamanca has referred a Site Plan Review and Special Use Permit for the Conversion a former auto body and repair shop, which was previously a gas station, to a gas station and convenience store at 704 Broad Street.

The convenience store/gas station is a permitted use in the B-3 Neighborhood Commercial District. The property currently has a vacant building with commercial uses to the east and vacant commercial to the west. The Salamanca CEO has deemed that the site plan is adequate and in compliance with the requirements of the City of Salamanca Zoning Ordinance, including parking requirements (3 spaces; one handicapped accessible). The facility will have a minimal impact on total traffic volume on Broad Street from a trip generation standpoint. The project has two curb cuts and a suitable internal traffic circulation pattern. No environmental concerns (constraints to project) have been identified. SEQR is being adequately addressed by City of Salamanca. A public hearing was held on May 5, 2005, with no comments opposing the project. Staff recommendation is approval of the Site Plan.

Paul Mager moved with a second from James Rich to approve the City of Salamanca Planning Commission's referred Site Plan Review for the operation of a gasoline station / convenience store at 704 Board Street. Carried.

City of Salamanca - Zoning Text Amendment - Signs

David Paoletta reported that the City of Salamanca Council has referred various amendments to the City of Salamanca Zoning Law regarding "Signs" as follows:

- Add "signs" as a special permitted use in both R-1 and R-2 Residential Districts.
- Add a definition and requirements for "projecting signs".
- Amend the definition and requirements for " wall signs".

The proposed changes are common to many local zoning ordinances and give the City more control over the appropriateness of new signage. A public hearing was held on May 25, 2005, with no comments opposing the zoning text amendments. SEQR is being adequately addressed by City. Staff recommendation is approval.

Charles Couture moved with a second from David Rivet to approve the City of Salamanca Council's referred amendments to the City of Salamanca Zoning Law regarding "Signs". Carried.

Village of Ellicottville - Variance - Accessory Building - 69 West Washington St.

Paul Bishop reported that the Village of Ellicottville Zoning Board of Appeals has referred a variance to the front yard setback requirement for the construction of an accessory building (garage) at 69 West Washington Street (Tax Map No. 55.034-1-4.1). He stated that the applicant desires to build a 24' wide by 28' deep detached garage / accessory building. An area variance is requested for front yard setback: 35' is required by ordinance, 18' is requested for detached garage / accessory building. There is a steep slope at the back third of the lot. The garage portion is in the right half of the building with storage in the left half. With the garage in the right half of the building, any traffic impact to Rt. 242 is minimized. It is 50' from the left front corner of the building to the center of Rt. 242. SEQR is not required. A Public Hearing is scheduled for June 7, 2005 at 5:30 pm. Staff recommendation is approval.

Robert Keis moved with a second from Florence Fuller to approve the Village of Ellicottville Zoning Board of Appeals' referred variance to the front yard setback requirement for the construction of an accessory building (garage) at 69 West Washington Street. Carried.

Village of Ellicottville - Variance - Demolition of Existing Residence / Construction of New Residence - 58 West Washington Street

Paul Bishop reported that the Village of Ellicottville Zoning Board of Appeals has referred a variance from the front yard setback for the demolition of existing residence and construction of a new residence at 58 West Washington Street (Tax Map No. 55.035-2-2.2).

He stated that the applicant desires to demolish an existing residential structure on the property and construct a new residential structure on the same building footprint. An area variance is requested for front yard setback: 25' is required by ordinance. It is 15' currently and the same setback is requested for the new residential structure. The existing structure (and adjacent property structures) is currently non-conforming. The Zoning Local Law requires that non-conforming structures that are demolished and replaced by construction of a new structure shall only be built in conformity with setback requirements of the Zoning Local Law. The applicant is requesting the area variance for continuity to keep the new structure aligned with adjacent property structures. SEQR is not required. A public hearing is scheduled for June 7, 2005 at 5:30 pm.

Staff recommendation is approval with the advisory that the village be aware that any landscaping, fencing, etc. in front of the house may obstruct the view of cars exiting Greer Hill Drive onto West Washington St. (Rt. 242).

Ann Padlo moved with a second from James Rich to approve the Village of Ellicottville Zoning Board of Appeals' referenced variance from the front yard setback for the demolition of existing residence and construction of a new residence at 58 West Washington Street with the advisory that the village be aware that any landscaping, fencing, etc. in front of the house may obstruct the view of cars exiting Greer Hill Drive onto West Washington St. (Rt. 242). Carried.

Village of Ellicottville - Special Use Permit - Retail Sales & Service Store - 14 Monroe Street

Paul Bishop reported that the Village of Ellicottville Planning Board referred a Special Use Permit for use of an existing building for a new retail, sales and service store (Culligan Water) at 14 Monroe Street (Tax Map No. 55.035-3-37).

He stated that the applicant desires to open a new retail sales, service and delivery of bottled water and water treatment products business (Culligan). This is a use allowed in the VC-1 District but it is a different type of business from previous business operations (Niagara Mohawk) at this site, therefore, it is subject to review and

approval by the Village Planning Board. Truck access is through two large doors in the front of the building. Per the Zoning Local Law, an application for a Site Plan Review is required for a Special Use Permit. In this case, however, the change in business will not require a new structure or substantial improvement to the existing structure, therefore, the Site Plan Review is not required. SEQR is being adequately addressed by the Village - EAF Part I to be completed. A public hearing is scheduled for June 14, 2005 at 5:30 pm. Staff recommendation is approval.

Robert Keis moved with a second from Charles Couture to approve the Village of Ellicottville Planning Board's referred Special Use Permit for use of an existing building for a new retail, sales and service store (Culligan Water) at 14 Monroe Street. Carried.

Town of Ellicottville - Special Use Permit/Variance/Site Plan Review - New Library - 6499 Maples Road

Terry Martin reported that the Town of Ellicottville has referred a Special Use Permit, Area Variance and Site Plan Review for the construction of a new building for the Ellicottville Memorial Library at 6499 Maples Road, which is across from the American Legion just outside the Village limits. The property was donated to the Library and consists of two lots, which the Town is in the process of combining into one large lot in order to accommodate the new Library building and parking lot. It is a good design utilizing Randall Arendt concepts with the parking on the side of the building, with greenery planted in front of the parking lot to screen the cars from view. The site is located near a marsh/wetland and will require three feet of fill make it level with an adjacent 3 story brown house. The Town Engineer is working on a Storm Water Drainage Plan at this time. The Area Variance is for setback (reduce from 35' to 17' to allow for 4 more parking spaces for a total of 21 parking spaces). Staff recommendation is approval of the Site Plan, Special Use and Area Variance with three modifications to the site plan and three advisories for the overall project. The objective of the modifications is to give people an alternative to walking across front yards or parking lot, and an alternative to walking in the road.

The three Modifications to the Site Plan, which will improve pedestrian connectivity are: 1) Site plan to show connections in front of proposed library to proposed village sidewalk into the Village, passing the proposed library; 2) Site Plan to show access to allow pedestrians to cross Maples Road to and from the sidewalk in front of the American Legion building and 3) replace the two Norway Spruce trees at entrance to parking lot with deciduous trees so as to improve visual access from the street into the parking lot for public safety.

The three Advisors are: 1) Document wetland requirements (NYS and Federal). It apparently does not require a DEC Stormwater Prevention Pollution Permit (It is not on DEC list of wetlands because it disturbs less than 1 acre); 2) Require a Stormwater Run-off Plan that mitigates the pollutants from Parking Lot surface that will flow directly into wetland); and 3) Modify its internal Uncoordinated Review SEQR review to be Planning Board only.

Extensive discussion by the Planning Board members concerning the proposed location of the new Library. They collectively felt that this location would have adverse affects on the wetland/marsh that is very near or even part of this particular parcel of land.

Ann Padlo moved with a second from Paul Mager to disapprove the Site Plan and all items related to it and recommend that this particular site should be abandoned and a more buildable site be located; or that hydrological studies should be done for this site and mitigating measures should be documented. Carried.

Town of Olean - Zoning Map Amendment - From Industrial to Commercial

Paul Bishop reported that the Town of Olean Planning Board has referred a Zoning Map Amendment, which will re-zone a parcel of land (tax parcel 94.003-3-1.1) on the West Fall Road from I-1, General Industrial to C-1, Commercial for the purpose of making this a residential area, using a mix of single family and multi-unit (apartment) houses.

He stated that the applicant has acquired two parcels, one in the Town of Olean and one in the Town of Allegany. Last month, this Board reviewed the Town of Allegany parcel. Tonight we are reviewing the Olean property. This property and several adjacent parcels are currently zoned I-1, General Industrial. The only access to the applicant's parcel is from West Fall Road in the City of Olean, a residential area. The applicant's request is that his parcel be rezoned to C-1, Commercial. It is the applicant's desire to eventually make this a residential area, with a mix of single family and multi-unit (apartment) houses. Since the Town's zoning does not permit multi-units anywhere except in commercial zones, they are requesting that this parcel be changed from industrial to commercial. The Town of Olean Planning Board determined that it was not feasible or desirable to develop this area for industrial use, since it is sandwiched between the West Fall Road residential area and the newly re-zoned residential zone in the Town of Allegany. Their conclusion is that the applicant's parcel, be changed to C-1, Commercial from I-1, General Industrial. Staff is advising, after concurring with the Town Supervisor, that the adjacent parcels in this immediate area also be changed to C-1, Commercial, to maintain continuity with the R-1 area to the east and with the adjacent R-2, Multiple Family Residential parcels in the Town of Allegany. A Short EAF for SEQR was completed with a finding of no significant environmental impacts. There are no agricultural district parcels within 500' and no floodplains or wetlands are affected.

Staff recommendation is approval to rezone parcel 94.003-3-1.1 from I-1, General Industrial, to C-1, Commercial with the advisory that the adjoining parcels (94.003-3-2, 94.003-3-1.2, 94.001-2-58 and 94.003-3-3) be rezoned from I-1, General Industrial, to C-1, Commercial to maintain continuity with adjacent zoning in the Town of Allegany and the City of Olean.

Ann Padlo moved with a second from James Rich to approve the Town of Olean Planning Board's referred Zoning Map Amendment to re-zone a parcel of land (tax parcel 94.003-3-1.1) on the West Fall Road from I-1, General Industrial to C-1, Commercial with an advisory that the adjoining parcels (94.003-3-2, 94.003-3-1.2, 94.001-2-58 and 94.003-3-3) be rezoned from I-1, General Industrial, to C-1, Commercial to maintain continuity with adjacent zoning in the Town of Allegany and the City of Olean. Carried.

INTERGOVERNMENTAL REVIEWS

Paul Bishop reported that Intergovernmental Reviews numbered STW#05.008, 009 & 011 have been received. We reviewed and supported #05.008 earlier in this meeting. Staff recommendation is received, reviewed, no comment for #05.009 & 011. The Board concurred.

OLD BUSINESS

Village of Gowanda - Zoning Text Amendment - Allow Adult Entertainment in Industrial Zone

Paul Bishop reported that last month the Planning Board had tabled this item for 30 days with suggestions to the Village of Gowanda. The Village of Gowanda as requested that this referral be tabled for an additional 30 days, which staff recommends.

Florence Fuller moved with a second from Ann Padlo to table for an additional 30 days the Village of Gowanda Zoning Text Amendment to Allow Adult Entertainment in an Industrial Zone. Carried.

Eight Year Review of the Perrysburg-Dayton-Leon Agricultural District

David Paoletta stated as reported last month a letter was sent to all landowners in the Agricultural District describing the benefits of being in the district along with a form to be completed if they wished to add or remove parcels from the district. Also enclosed was an Agricultural District Review Worksheet, which they were requested to complete and return to Joan Petzen at the Cornell Cooperative Extension. The deadline for returning each of these forms has passed. A map will be drafted of the district with the additions and deletions.

Joan Petzen stated that a meeting will be arranged with the Assessors and local landowners to discuss the district now that the deadline for assessments and grievance day have passed.

David Paoletta stated that a report will be written once all the information has been compiled and will be brought to the Agricultural and Farmland Protection Board and the County Planning Board for review.

Agricultural and Farmland Protection Grant Contract

David Paoletta reported that we have received the State approved contract. Eight RFP's, which had been approved by this Board's Agriculture Committee, were sent out and posted to the New York State Contract Reporter. He is still looking for other consultants to send the RFP out to.

Charles Couture asked about the extension of time on the contract.

David Paoletta stated that we have until December 31, 2006 to complete the Plan. This was an additional 7 months.

Salamanca Housing Needs Assessment/Salamanca Area Housing Planning Initiatives Task Force

David Paoletta reported that the City of Salamanca has recognized the need for housing although it is not substantiated. He prepared, as part of the technical assistance that the Department is providing to the City through him, a RFP to conduct a Housing Needs Assessment of the Salamanca Area, which was sent out to potential consultants and posted on the New York State Contract Reporter. To date two responses have been received.

David Paoletta also reported that the City has created a Salamanca Area Housing Initiatives Task Force, which will be comprised of representatives of various government agencies, not-for-profit agencies, and private businesses providing housing, housing program administration, housing assistance, or housing related services. This Task Force will utilize a networking approach to accomplish established goals and objectives as well as facilitate the recommendations and associated implementation strategies contained in the Salamanca Area Housing Needs Assessment.

Watershed Grant/Cattaraugus Creek Zoar Valley

Terry Martin reported that the County has been trying for three years to obtain a grant for the Cattaraugus Creek and Zoar Valley Watershed. A grant that the County had submitted last year was subsequently withdrawn on the advice of the County Attorney because of changes in the role of the Bi-National Lake Erie Forum, which wanted grants of its own. The partnerships in that submitted grant was Cattaraugus County and the Nature Conservancy.

He stated that the goal this year has been to strengthen the partnerships and include a science aspect. He has played a direct role in (1) organizing a core group of experts to prepare an acceptable program, (b) arranging for the New York State Rivers United non-profit corporation in Utica to be the applicant because of its established grant track record with USEPA and working with multi-jurisdictional situations, and (c) persuading the SUNY Buffalo School of Law to prepare the application.

The organizers, NYSRU, SUNY, the Nature Conservancy, and Terry, have agreed to use Cattaraugus County's Smart Development for Quality Communities guidebooks for their strategies and as a springboard to get the other counties to follow along, and to utilize focus groups like we did in the Perimeter Study (instead of creating more committees that join a landscape already littered with committees). The program will feature a "Summit" of all stakeholders, and the preparation of a watershed resource document and strategy.

The purpose of this grant is to gain support in all jurisdictions for a balanced growth strategy that uses technical

assistance from County, regional, state and federal agencies to mitigate negative effects of current development trends, and to protect key aspects of the watershed, especially those down in the Zoar Valley gorge, which is the last such wilderness area around Lake Erie. Cattaraugus County will play a leading role in this process, which we will link to our Farmland Protection program, especially as may regard a pilot project to show how Purchase of Development Rights can help farmers in the watershed.

If we are approved in this "pre-proposal" process, we will be asked to submit a final \$50,000 application to the USEPA for start-up this Fall. Cattaraugus County will be paid \$9,500 for its part in the process. Most of the grant, \$30,000, will go for a scientific study of water and sediment pollutants in the Cattaraugus Creek.

Town of Farmersville Zoning Commission

Paul Bishop reported that he and Terry Martin met with members of the Town of Farmersville Zoning Commission on May 17, 2005. The question was raised as to whether or not the Town Board of Farmersville had passed a resolution in the 1990s "accepting" the final report, which had been submitted to the Town Board in the form of a proposed Zoning Ordinance by the Farmersville Zoning Commission at that time.

According to Harry Willis, Attorney with the NYS Department of State, if the Town Board did not pass a resolution in the 1990s, the Zoning Commission is still in effect in 2005. The Town Board can either fill any vacancies on the Zoning Commission and have it re-do its final report, and then submit it to the Town Board for action following state statutory procedures, or pass a resolution in 2005 accepting the final report from the 1990s, which then dissolves the Zoning Commission. The Town Board can then appoint its own Zoning Commission and have it prepare a new zoning ordinance for Town Board action following statutory procedures.

If the Town Board did pass a resolution in the 1990s "accepting" the final report of the Zoning Commission, then the Zoning Commission was dissolved at that time. The Town Board can now proceed in 2005 with appointing its own Zoning Commission and have it prepare a new zoning ordinance for Town Board action following statutory procedures.

Mr. Bishop stated that the Town is discussing creating zoning for the Town of Farmersville with a single zone for the entire town. Upon Paul's research, he has found that this can be done. There are several Towns in New York State that have done so.

Reports & Other Business

Chairman's Report

Annual Planning Board Meeting - June 8th

Terry Martin reported that all the arrangements for the Annual Planning Board Meeting to be held June 8th at the DeLynn's Galley and Studios in Franklinville have been completed and invitations have been mailed. The Franklinville Area Chamber of Commerce is sponsoring the Buffet Dinner catered by The Stone House in Cuba, NY. The Preservation League of New York State arranged for and The Margaret L. Wendt Foundation funded, Gary Beasley, Executive Director of Neighbors of Watertown to be our Keynote Speaker.

Brooks Patterson Community Leadership Award

Terry Martin reported that the 2005 recipient of the Brooks Patterson Community Leadership Award will be John and Sheila Burrell for their outstanding leadership, creative problem solving and years of dedicated work in community planning and economic development for the Village of Ellicottville, New York (see attached bios).

Grand Opening and Dedication of the Pat McGee Trail - June 4th

Chairman Sprague reported that the Grand Opening and Dedication of the Pat McGee Trail (formally the START Trail) will be June 4th at the end of Main Street, Little Valley, New York from 2:00 pm until dark with the Awards, Dedications and Ribbon Cutting at 5:00 pm.

Resignation of Daniel McCarthy

Chairman Sprague reported that our newest member, Daniel McCarthy, has resigned from the Planning Board effective May 12, 2005 because a "probable conflict could exist between the County Planning Board and the Town Judge position" that Mr. McCarthy was appointed to recently for the Town of Franklinville.

Chairman Sprague stated that if any of the members knew of anyone who might be interested in serving on the Planning Board that they should get those names to Legislature Chairman Fitzpatrick.

Presentations

Terry Martin reported that he has made four major Power Point Presentations within the past month. The first presentation was in Erie, Pennsylvania at the Lake Erie Bi-National Forum on the proposed watershed grant application. There were 60 officials present from both the United States and Canada. He was able to gain their support.

The second presentation was in Ellicottville to the Catt/Chaut Chapter of the New York State Horse Council on our recently released Volume 8, "Growing the Equestrian Economy in Cattaraugus County", of our guidebooks series, to 50 individuals.

The third presentation was in Franklinville to the Annual Meeting of Historians from ten counties on Heritage Tourism, featuring the history of horses in Franklinville and promoting new equestrian development.

The fourth presentation was at the STW Local Government Conference held at Houghton College on County Zoning Referrals. He used the State's Power Point and linked referrals to Quality Communities and to Cattaraugus County's visioning guidebooks.

Snowmobile Trails Grant Resolution

Chairman Sprague reported that the County Legislature passed a resolution allowing for the Snowmobile Trails Grant Application to be submitted.

Members Forum

David McCoy stated that he had received a copy of Chautauqua County's State of the Lake Report which he would leave for review. However, he would need it returned to him.

Ann Padlo stated that she has been volunteering at the I-86 Rest Stop and has been impressed by the number of people who stop in. A suggestion that she has is that perhaps a coupon book could be developed to give out to people to get them to stay in Cattaraugus County longer. Also perhaps prints or post cards could be made of the stained glass and tile paintings, as so many people admire them and probably would purchase if they were available.

Paul Mager stated that the Little Valley Rider's Club will be hosting their annual Memorial Day Weekend horse gathering again this year. He also noted that the Pat McGee Trail is well used (he passes behind his farm and he sees the use).

Director's Report

Snowmobiling Survey

Margaret Puszcz reported on behalf of Thomas Livak that the Business Development Corporation is conducting for Cattaraugus County, a survey of all businesses impacted by snowmobiler patrons in order to determine the Economic Impact of Snowmobiling in Cattaraugus County. If the Board members know of any businesses that have been impacted by snowmobiling, please encourage them to respond to the survey.

Character Counts Award

The Randolph Central School has been conducting a program entitled "Character Counts". They have chosen Jack Berger to be the first recipient of their "Character Counts Award" and have asked that someone represent the Cattaraugus County Planning Board at their Saturday evening event. Kameron Brooks has agreed to represent the Planning Board, but anyone can attend.

STW Report

Robert Keis reported that the Local Government Conference at Houghton was very successful with 400 enrolled. Terry Martin conducted one of the training sessions and was well received.

The STW's Annual Dinner meeting was held on May 13 in Olean with former Congressman Amo Houghton, former NYS Assemblyman Stan Lundine, current NYS Senator Cathy Young and current Congressman Randy Kuhl all in attendance.

On June 30th STW will host an all day meeting for the ARC Grant Applications Review process.

Correspondence

The following correspondence was received:

- *City of Salamanca* Amendment to Zoning Law, Changes to Zoning classification of Erie Street Lot from AC to R2 - approved.
- *City of Salamanca* Site Plan and Special Use Permit - four apartment buildings with eight apartments each - 355 Rochester Street - approved.

ADJOURNMENT

David Rivet moved with a second from Paul Mager to adjourn the meeting at 9:45 pm. Carried.

Approved as Corrected June 30, 2005

Corrections: Page 1, delete Daniel McCarthy from list of members present; Page 8, second line change "tress" to "trees".

Advance Planning Contact (716) 938-9111 ext. 2312

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