

Cattaraugus County Planning Board
County Center, Little Valley, NY
July 30, 2009
7:00 pm

PLANNING BOARD MEMBERS PRESENT: Charles Couture, Chairman
Paul Mager, Vice Chairman
Ann Padlo, Secretary
Michael Zaprowski, Assist. Sec.
Tina Abrams
Jack Berger
Kameron Brooks
Florence Fuller
Richard Fuller
David McCoy
David Rivet

PLANNING BOARD MEMBERS ABSENT: Robert Keis
Mark Smith

PLANNING DIVISION STAFF: James H. Isaacson, Senior Planner
Paul R. Bishop, Planner
Margaret E. Puszcz, Stenographic Secretary

GUESTS: Russell D. Biss, NYSDEC
Allan Ormond, Chair, Town of Little Valley Planning Board

Chairman Couture called the meeting to order at 7:06 p.m. and thanked Russell Biss of NYSDEC for his very informative one-hour training on the Emerald Ash Borer.

APPROVAL OF MINUTES

David Rivet moved with a second from Michael Zaprowski to approve the June 25, 2009 meeting minutes as submitted. Carried.

NEW BUSINESS

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

Town of Little Valley – Special Use Permit – 5199 Baker Road

James Isaacson reported that the Town of Little Valley Planning Board has referred a Special Use Permit to construct a 64' x 40' pole barn to store vehicles for a contracting business at 5199 Baker Road (County Road 88) Tax Map No. 63.002-2-6.5. This is a former agricultural parcel and is slated to be removed

from the Southwest Agricultural District during the current eight-year review. Topsoil has been pushed back and gravel laid down. A residential home will also be built in the rear of the property. The only potential concern is with stormwater. The property is lower than the County road and very flat. It may require a SPDES permit if more than one acre of land is disturbed.

This is an Unlisted Action under SEQR. A public hearing has been scheduled for July 27, 2009. Staff recommendation is approval with an advisory that stormwater management is properly addressed for this site.

Discussion concerning the lost of prime agricultural land and the fact that it can never be recovered.

Ann Padlo moved with a second from Tina Abrams that the Town of Little Valley Planning Board's referred Special Use Permit to allow a Commercial Use of the premises at 5199 Baker Road (County Road 88) be approved with an advisory that stormwater management is properly addressed for this site. Carried. Charles Couture opposed.

Environmental Reviews – None

Intergovernmental Reviews

Paul Bishop reported that Intergovernmental Reviews numbered STW#09-030 through STW#09-031 have been received. Staff recommendation is received, reviewed, no comment. The Board concurred.

OLD BUSINESS

Town of Ellicottville – Comprehensive Plan Amendments

Paul Bishop reported that this referral was tabled at June's meeting due to concerns of the Board about the legality of prohibiting mobile home parks and junkyards in the Town. Subsequent discussions and correspondence with and from Carol Horowitz, Town Planner, Tom Brady, Town Attorney, and Chris Eastman of the New York State Department of State have resulted in an understanding that, if the prohibited use is based on logical reasoning in the Comprehensive Plan and is in the best interests of the Town, then such uses can be prohibited and can be defended against possible legal challenges.

The Town will allow a mobile home within the Town, but only on a single lot. They are prohibiting mobile home parks. There currently are no junkyards in the Town and none will be allowed.

Staff recommendation is approval.

Florence Fuller moved with a second from Michael Zaprowski to approve the minor amendments to the text and map of the Town of Ellicottville's 2006 Comprehensive Plan. Carried.

Town of Ellicottville – Zoning Text and Map Amendments

Paul Bishop reported that this referral was tabled at June's meeting due to concerns of the Board about the legality of prohibiting mobile home parks and junkyards in the Town. Subsequent discussions and correspondence with and from Carol Horowitz, Town Planner, Tom Brady, Town Attorney, and Chris Eastman of the New York State Department of State have resulted in an understanding that, if the prohibited use is based on logical reasoning in the comprehensive plan and is in the best interests of the Town, then such uses can be prohibited and can be defended against possible legal challenges. Staff recommendation is approval.

Kameron Brooks moved with a second from Paul Mager to approve the complete revision of the Town of Ellicottville's Zoning Law and Map. Carried.

REPORTS

Chairman's Report

Faces of Agriculture in Cattaraugus County Tour – Chairman Couture announced that the Cattaraugus County Agricultural and Farmland Protection Board will be sponsoring, along with the Cattaraugus County Farm Bureau and Cornell Cooperative Extension, a day long bus tour of farming enterprises representing the diversity of agriculture in our County on Saturday, September 26, 2009. The day will start at 9:45 am at the Olean Farmers Market located on the JCC Campus in Olean. We will then travel by bus to Portville for a tour and lunch at Sprague's Maple Farms, then on to the Hinsdale area, stopping at the Elling/Tuttle Dairy Farm and the Maple Ridge Bison Ranch returning to JCC at approximately 3:30 pm. There will be a cost of \$20/person.

Annual Meeting – The Annual Meeting was held on July 22, 2009 at the Nic-L-Inn Restaurant in the Town of South Valley with 94 people in attendance. Sean Lukasik of Pipeline 4 Progress (P4P) was the keynote speaker (see attached News Release).

Brooks Patterson Community Leadership Award – The recipient of the 2009 award was Thomas Barnes, Senior Regional Development Coordinator for 23 years with the Southern Tier West Regional Planning and Development Board in Salamanca, NY. A teacher for over 20 years at Cornell and Alfred Universities, and Ithaca and Mercyhurst Colleges. Original incorporator and President of the Cattaraugus County Arts Council for 13 years. Chairman City of Olean Planning Board for 8 years. Public Speaker on economic development issues and Saxophone player for the Mojo Hand Blues Band for 20 years (see attached News Release and Bio).

Planning Board Appointments – Charles Couture, Paul Mager, David McCoy and Ann Padlo were all reappointed to the County Planning Board for three years – terms to expire on July 31, 2012.

Tornado at Onoville – The U.S. Weather Service confirmed that a tornado did touch down at the Onoville Marina on Sunday, July 26, 2009 at about 6:50 pm overturning boats in the park and launch, damaging and moving several campers in the campgrounds, uprooting trees and breaking tree branches, and damaging one of the bathrooms. Photos can be found on the county's website at ww2.cattco.org/photos/news/tornadoes.

New Tourism Brochures – Copies were distributed of the three newest Tourism brochures that are produced by the Department of Economic Development, Planning and Tourism: 2009 Calendar of Events along the Amish Trail; Rainy Day Ideas and Antiques and Museums.

Department Reports

August Training – Paul Bishop reported that Brain Davis of the Cattaraugus County Soil and Water Conservation District is willing to present an hour of training on "Know The Land You Build On" at the August 27th meeting if the Board so desires. The Board requested Paul to make the final arrangements for said training.

Kinzua Dam – Paul Bishop distributed information on the Seneca Pumped Storage Generating Station located near Warren, Pennsylvania and adjacent to the Kinzua Dam in the Allegheny National Forest. He stated that he believed this is what Tina Abrams had referred to at last month's meeting – the Federal Energy Regulatory Commission license for the station which was issued in 1965 and expires in 2015.

Tina Abrams responded that this is the issue and that the Seneca Nation would like to get a committee formed to look into the renewing of this license before 2015.

Equine Activities – James Isaacson reported that the Equine Committee is bringing RFD TV's Tom Seay from the Best of America by Horseback show September 24-27, 2009. They will be filming two days in Cattaraugus County (Thursday and Friday) and two days in Chautauqua County (Saturday and Sunday). The New York State Horse Council is also holding its annual meeting in Cherry Creek that weekend. They will be showcasing the Pine Hill Trails and parking lot which are located on NYSDEC land. The NYS Horse Council had given a grant of \$29,000 to the Chautauqua - Cattaraugus Chapter for use in improving the Pine Hill Trails and parking lot. James stated that NYSDEC has been very good to work with. The Chapter is continuing to work on the trails and hope to extend them to Onoville.

STW Report – Charles Couture reported that the STW Board approved the ranking of 8 project preapplications for Appalachian Regional Commission funding in fiscal year 2009. With approximately \$450,000 expected for the Southern Tier West region, the Board anticipates that the top four projects will be funded.

Members Forum

Ann Padlo commented that the annual meeting was very nice and good dinner and that she was glad that Tom Barnes received the Brooks Patterson Community Leadership Award.

David McCoy reported that the Town of Portville, the Village of Portville, the Portville Central School and the Weston's Mills Fire Department have received a \$336,024 grant from the state's Local Government Efficiency program to establish a Fueling Facility for all four entities. The Town of Portville is the lead agency on the project, as the shared fuel facility will be built at the Town's municipal building. The shared facility will save time, taxes and money for all involved. They will also be saving with only one permit instead of 3 or four and it will be safer.

Tina Abrams stated that the 85 million dollar project at the Bingo Hall is almost complete. They anticipate opening on September 15th.

Kameron Brooks reported that there is now a horse-hitching rail at the Pat McGee Trail Head in Little Valley.

CORRESPONDENCE

Town of Yorkshire – Use Variance – Expand an existing veterinarian business (which is a non conforming use in the commercial zoning district) – granted July 13, 2009.

City of Olean – East Olean Sanitary Sewer Improvement Project – Finding of No Significant Impact on the Environment in accordance with the Review Procedures for Community Development Block Grant Programs – June 29, 2009.

City of Olean – Floodplains and Wetlands Management Review for the East Olean Sanitary Sewer Improvement Project – Conclusion under Federal Requirements is that the project, as proposed, is the preferred alternative – June 29, 2009.

ADJOURNMENT

Paul Mager moved with a second from Jack Berger to adjourn the meeting at 8:00 pm. Carried.

APPROVED AS CORRECTED ON AUGUST 27, 2009. Correction: Page 1 under members present – move Mark Smith from present to absent.



**Cattaraugus County Department of
Economic Development Planning & Tourism**
303 Court Street, Little Valley, NY 14755

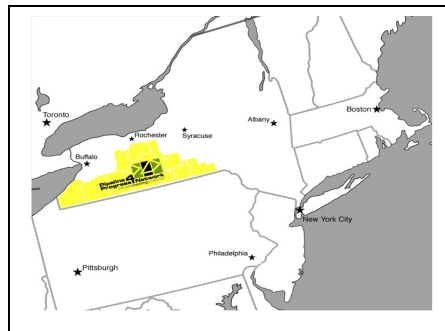
NEWS RELEASE

CONTACT: Paul R. Bishop, Planner
(716) 938-2369

FOR IMMEDIATE RELEASE
August 5, 2009

Pipeline 4 Progress' Regional Workforce Action Plan Topic of the Cattaraugus County Planning Board's Annual Leadership Conference

The Cattaraugus County Planning Board held its Annual Leadership Conference on Wednesday, July 22nd, at the Nic-L-Inn in the Town of South Valley with over 90 people in attendance. Sean Lukasik of Pipeline 4 Progress (P4P) was the keynote speaker.



Sean Lukasik is an Interactive Marketing Consultant in the Elmira-Corning region. He is President of the Twin Tiers Young Professionals and a coordinator and consultant for Pipeline for Progress. P4P was established in Corning in 2006 by a group of under-40 professionals that were interested in finding ways to make the Southern Tier of Upstate New York more attractive to their peers. The organization is committed to attracting and retaining a talented workforce for the benefit of the public and private sectors and communities throughout the region. Mr. Lukasik explained how P4P is working together with colleges and universities, businesses, and individuals to establish a cohesive plan for achieving that goal. Strengthening our regional economy means more local job opportunities and room for career advancement for young professionals. "Several market differentiators exist in our region", Mr. Lukasik explained, "including 20 recognized colleges and universities, specialized industry knowledge in certain industry clusters, livable communities, and the fact that the Southern Tier is "centrally isolated" to the large marketplace of the Eastern U.S. and Canada."

P4P's Action Plan outlines an ambitious agenda for their 13-county region in Upstate New York. The Plan includes fostering a regional identity, educating and attracting a talented workforce, targeting and supporting industries with a high growth potential, building

entrepreneurial capacity, and embracing arts, culture, recreation and entertainment as regional assets. "The challenges are daunting, but the opportunities are real and achievable", stated Mr. Lukasik.

Mr. Lukasik also announced that the Greater Olean Area and Cattaraugus County has been selected as one of two (Elmira being the other) Southern Tier locations that will partner with the Cornell Economic Development Administration University Center, Cornell Cooperative Extension and P4P in a regional community capacity building initiative. This partnership will help the Greater Olean Area and Cattaraugus County increase its capacity for achieving its community and economic development goals through research-based information, education and technical support. "P4P is excited to be a part of this process and we look forward to working with the communities in the Greater Olean Area and the County to help them achieve their development goals", stated Mr. Lukasik.

For more information on Pipeline 4 Progress and their Action Plan go to www.p4pnetwork.com.

- End -



Cattaraugus County Department of Economic Development Planning & Tourism
303 Court Street, Little Valley, NY 14755

NEWS RELEASE

CONTACT: Paul Bishop, Planner
(716) 938-2369

FOR IMMEDIATE RELEASE
August 4, 2009

THOMAS BARNES RECIPIENT OF THE 2009 BROOKS PATTERSON COMMUNITY LEADERSHIP AWARD

The Cattaraugus County Planning Board presented, at its July 22nd Annual Dinner Meeting, the 2009 Brooks Patterson Community Leadership Award to Thomas Barnes for his outstanding leadership and years of dedicated service in Planning, Development and The Arts in the City of Olean, Cattaraugus County and the Southern Tier West Region of New York State. The meeting was held at the Nic-L-Inn Restaurant in South Valley, with 94 people in attendance. The topic of the evening was "Pipeline 4 Progress' Regional Workforce Action Plan".



(l-r) Thomas Barnes, recipient of the Brooks Patterson Community Leadership Award for 2009, and Charles Couture, Chairman, Cattaraugus County Planning Board. Photo by Jack Berger

The recipients of this annual award are chosen to give countywide recognition to leaders and volunteers who make lasting contributions to the people and communities of Cattaraugus County and its region and who exemplify the outstanding spirit and example that Torrance Brooks and Donald Patterson set during their lifetime of dedicated service to their respective communities, County Legislature, County Planning Board, and regional agencies.

Mr. Barnes's service and leadership includes: Senior Regional Development Coordinator for 23 years with the Southern Tier West Regional Planning and Development Board in Salamanca, NY, where he works with the three counties, numerous municipalities, agencies, colleges, businesses, local development corporations, community groups, and other diverse constituencies. Over the last two decades, Tom has

taught on a full-time and/or adjunct professor basis at Cornell University, Ithaca College, Mercyhurst College and Alfred University. He is an original incorporator and President of the Cattaraugus County Arts Council since 1996. As a resident of the City of Olean, Tom has participated in a number of initiatives for the City and is currently Chairman of the City of Olean Planning Board since 2001. He has numerous public speaking credits, including public hearing testimony. Tom is a saxophone player for the Mojo Hand Blues Band since its inception in 1990.

Mr. Barnes stated that he is honored to have been chosen to receive the Brooks Patterson Community Leadership Award as he had known both Mr. Brooks and Mr. Patterson and their many years of dedicated service to the planning community of Cattaraugus County.

City of Olean – As a resident, Tom has participated in a number of initiatives for the City of Olean (www.cityofolean.com/):

Chairman City of Olean Planning Board 2001 – present.

- Recently named to the City of Olean Airport Planning Committee and the City of Olean Zoning Ordinance Revision Committee.
- Member City of Olean Brownfield Opportunity Area Steering Committee 2007 - 2008.
- Member City of Olean Comprehensive Planning Task Force 2004 – 2005.
- Member City of Olean Zoning Task Force from 1988 – 1989.

Public Speaker – Tom has numerous public speaking credits, including public hearing testimony. He was a featured speaker at the U.S. Department of Commerce, Economic Development Administration's 2003 National Convention in Washington, D.C., where he discussed economic development and innovation and gave a peer education presentation. He also has been a speaker for the Small Business Seminar Program administered by the New York State Small Business Development Center at Jamestown Community College.

Musician – Tom has been business manager, webmaster, and saxophone player for the **Mojo Hand Blues Band** since its inception in 1990. Involved in numerous charitable and community organization benefits over the years, the Band will celebrate their 20th anniversary with their predecessor band, Buffalo's Hurricanes, with a performance during Onofest at the Onoville Marina on August 15, 2009.

Education – Tom holds a Juris Doctor from the SUNY Buffalo Faculty of Law and Jurisprudence, a Master of Business Administration from the Cornell University Johnson School of Management, and a Bachelor of Arts from the Cornell University School of Arts and Sciences. Tom was born in Olean, raised in Portville, and currently is a resident of Olean.

CONGRATULATIONS, TOM!



BROOKS PATTERSON COMMUNITY LEADERSHIP AWARD



Thomas Barnes

*For Outstanding Leadership and
Years of Dedicated Service in
Planning, Development and the Arts in the
City of Olean, Cattaraugus County and the
Southern Tier West Region of
New York State*

The *Brooks Patterson Community Leadership Award* is presented annually by the Cattaraugus County Planning Board to a community leader who exemplifies the outstanding spirit and example that Torrance Brooks and

Donald Patterson set during their lifetime of dedicated service to their respective communities, County Legislature, County Planning Board, and regional agencies. The recipients of this annual award are chosen to give countywide recognition to leaders and volunteers who make lasting contributions to the people and communities of Cattaraugus County and its region. The theme for this award is "People Are Our Greatest Resource". In this spirit, we present the *2009 Brooks Patterson Community Leadership Award* to:

Thomas Barnes

Senior Regional Development Coordinator – Tom has served Chautauqua, Cattaraugus and Allegany Counties since 1986, working in regional planning and economic development for the Southern Tier West Regional Planning and Development Board in Salamanca, NY. (www.southerntierwest.org/):

- Worked with the three counties, numerous municipalities, agencies, colleges, businesses, local development corporations, community groups, and other diverse constituencies.
- Participated in dozens of projects from the planning stage to the ongoing operation stage, ranging from multi-million dollar infrastructure projects to manufacturing facility construction projects to job training projects.
- Worked hand-in-hand with community and business leaders, attorneys, accountants, labor unions, and others to bring projects to fruition, working in both leadership and team member roles. Tom feels that most community-based initiatives are successful only through effective partnerships.
- Contractual representative of the U.S. Department of Commerce Economic Development Administration (EDA), as Regional Planner and local point of contact for EDA in Allegany, Cattaraugus and Chautauqua Counties.
- Administered and/or participated in the management of five separate non-profit corporations.
- Administered numerous federal contracts, and developed capitalization for seven loan and/or foundation funds approaching three million dollars. Projects that he has worked on have leveraged tens of millions of dollars in funding.
- Each year since 1986, has been the principal author of the primary comprehensive strategic development plan for Allegany, Cattaraugus and Chautauqua Counties, the annually prepared Regional Development Strategy. This plan is used to focus implementation and target local, state and federal financial resources to projects in these three counties. This document has been given high ratings by a federal review agency, and in fact has been used by the federal government as a model document for other regions around the country. However, Tom's involvement has gone beyond simply planning for the projects included in this strategic plan - he

also has been involved in developing the funding and in fact implementing a number of these projects.

- Currently, is involved with contractual administration of corporate operations of the Chautauqua, Cattaraugus, Allegany and Steuben Southern Tier Extension Railroad Authority (www.ccasstera.org/). Tom wrote the initial draft of the State legislation creating the Authority.
- Created, edited, and published a quarterly industry newsletter.

Teacher – Over the last two decades, Tom has taught on a full-time and/or adjunct professor basis at Cornell University, Ithaca College, Mercyhurst College, and Alfred University. He created an internship program at Alfred and helped market and place a number of student interns in regional businesses.

President Cattaraugus County Arts Council – Tom has been President of the Cattaraugus County Arts Council (www.myartscouncil.net/), a countywide service organization in the arts, since its incorporation in 1996. He is an original incorporator of the Arts Council. The Arts Council has evolved into an organization that:

- Administers State (NYSCA) arts funds in Allegany, Cattaraugus and Chautauqua Counties, making grants to local arts organizations, community groups, and artists.
- Received a \$550,000 grant, with which it operates a biennial juried arts competition along with the Cattaraugus Community Foundation and the Olean Public Library.
- Maintains a Community Art and Pottery Studio in its offices in Allegany, from which it hosts workshops, Jamestown Community College arts courses, and BOCES programs.
- Holds workshops in communities around Cattaraugus County.
- Promotes a rotating arts exhibit in participating libraries in the County.
- Promoted Routes to Art, an open studio weekend across the County featuring 42 artists and artisans of the Cattaraugus region and the Seneca Nation.
- Promotes art tours to increase artist recognition and revenues and promote cultural tourism.
- Has been instrumental in promoting grassroots community-based arts programming in communities in Allegany, Cattaraugus and Chautauqua Counties.
- Recently hosted a regional panel discussion on the intersection of the arts and economic development.
- Plans for the future include becoming more involved in community planning for arts and cultural based tourism, and community investment to facilitate arts and cultural based tourism.

Continued