

September 14, 2010
Regular meeting & Local law 02-10
Zoning Draft Public Hearing

The regular monthly meeting and the public hearing for the Local law 02-10 held on September 14, 2010 at Village of Dresden Fire House, Firehouse Ave was called to order and hearing opened at 7:30PM by Supervisor Flynn.

Present: Patrick H. Flynn , John H. Martini, Linda K. Francisco, Burge W. Morris, Colby J. Petersen.

Others- 100+ attendees

Mr. Flynn led the pledge of Allegiance.

Mr. Flynn introduced Dave Granzin, resident/member of the Zoning Revisions Draft Committee.

Dave presented a 30 minute power point presentation on the draft in which explained in detail the Comp Plan Vision Statement, Summary of Comp Plan, the ZRD committee's objectives, new zoning districts, summary of changes to existing code.

The committee used the 2008 Comp Plan and the '93 Zoning draft compiled and presented to the town by the '93 Planning Board (never adopted) as guides and references for the present draft.

The hearing was then opened for comments.

Steve Eskildsen- City Hill Rd. inquired why the increase in size of building lots as the 1977 Ordinance allowed 20,000' This will impact open space. He objected to the change in zoning district east of Rte 14 as residential not Ag/ Res. He stated this change will impact farmers use. He presently has land held in conservation East of Rte 14. He suggested that this area be designated as Ag District with Special Residential. He inquired as to why Town is trying to have regulation on mining as this is controlled by NYSDEC.

Ellen Campbell- Arrowhead Beach Rd. objected to regulations on short term rentals, Stated her concern on too much regulation. This is her summer home which she occasional rents out to offset her high taxes.

Dave Christiansen, Ed Nutt Rd, introduced himself as representative for Torrey on YC Planning Board and a farmer. He feels there is too much regulation already and he doesn't believe in regulations at all personally. Urges committee to keep Ag/Res District and not target the farmers with further regulations on their land use.

Floyd Hoover- Ridge Rd, Thanked the committee for all the time spent drafting this Zoning. He has been a farmer here and runs a welding business. Feels that the Ag/Res District of the 1977 zoning is appropriate for East of Rte 14. Urges the committee to Keep Ag/Res district.

Harvey Leid- Rte 14 objected to the change of district East of Rte 14, feels in the future there would be more complaints on farming operations and problems with developers. Urges committee to keep Ag/Res District east of Rte 14.

Aaron Martin- Rte 14 Stated changing district east of Route 14 causes concern for his son's future as a farmer East of Rte 14. Request that this district not be renamed.

Klaus Martens- Ridge Road, objected to more government intrusion controlling his household. He objects to increase of lot size to 1 acre this does not preserve farm land or open space. Town should not increase number of regulations as it will create unfair restriction on residents. Farms lands east of Rte 14 and objects to change of District name.

Sal Cafaro- Long Pt Cove, is concerned over more government restrictions, unfair to residents. Developers will take Town to court.

Barry Hayes, Margaret St. objects to AES loud noises, has had no satisfaction with the action of Town Board regarding this issue. Draft states that noise will be measured in decibels, this is not acceptable in his opinion.

Peter Martens, Main St. he is a young farmer and new restrictions will force him and other farmers out of business.

Gary Wood, Rte 14, feels this is a imperfect document and should not be adopted.

Tom Eskildsen, City Hill Rd Suggested the draft increase light Industry to encourage developers and businesses. Extend and be more flexible on “ Junk Sales” possibly to 60 days. Regarding “existing uses” in Commercial, cannot be modified or change operations, Encourage business toward the Community Center District. He asked the board to be open minded to the concerns and needs of its residents and community in this draft.

Bernie Ladd, Rte 14, stated he owns 2 small lots on the East side of Rte 14 in a spot zoned commercial district. The new draft would impact his property unjustly. He would not be able to operate a small business with the new regulations, what could he do with this property.

Mary Howell Martens, Ridge Rd, asked if as the committee states “its just a name change” Residential District, why not rename it Ag District with residential permitted.

Dan Spence, Log Cabin Rd, concerned that new district name and increase in lot size regulation will not keep in the rural character of area. Urges committee to keep Ag/ Res District name.

Vera Shotwell, Rte 54, stated she lives in an Ag/Rwes District now and objects to the Community Center Commercial District (Multi district area) she objects to more businesses in her neighborhood.

Brian Slack GFLRPC, Senior Planner, explained the designation of the Community Center. The purpose was to create a balance with the Zoning and Comp Plan with the multi district area to encourage growth there.

Leona Jensen, East Leach Rd, objected to the Town being compared and conformed to Rochester, Mr. Slack apologized to the poor use of referring to an Rochester area community center as a comparison.

Discussion about need of Town Ag Committee to represent the needs and concerns of farmers.

Emily Hall inquired as to what representative would serve on the Ag Committee, Floyd Hoover spoke as Chairman, and stated all members were from the farming community of Torrey.

John Ghidui, Anthony Beach Rd recognized the committee on their commendable work drafting the zoning and thanked them for their time volunteered on behalf of the residents. The motivation of the committee is true and in the best interest of the residents. The committee has received the input of the community and has more work ahead of them before this draft can be reviewed at a future public hearing.

Bruce Henderson, Rte 14, inquired if the district isn't changing why change the name, Urges the committee to not change the name in Ag/Res. District

Barry Hayes, Margaret St, inquired why change the name to Community Center District as all the business are failing there.

Paula Edelman, Rte 14, asked if zoning changes in districts will impact the farmer's taxes.

Dave Christiansen, Ed Nutt Rd , concerned that changing name to Residential District, in the future Ag/Markets may stop farming support , what would this mean to the farming in a Res. District.

Dan Spence, Log Cabin Rd. Asked how long committee taking comments

Bill Peck stated 1 acre is too restriction, what if his residence needs to be replaced, will their be a regulation preventing this or is his would his home reconstruction in the same footprint be grandfathered in the old zoning.

Brian Henderson, Rte 14 asked if Ag District discourage residential building.

There being no further comments the hearing was closed at 8:45 Pm

Dave Granzin said the committee will review and consider all comments at the next ZRC meetings.

Jim Stork of Stork Insurance presented an Insurance proposal for the year 2010-2011 for the Town. After discussion Motion by Mr. Flynn 2nd M. Martini, to approve and accept the Insurance Proposal of. \$ 14,907.04 carried by all. The Board decline Terrorist Ins.

Mr. Flynn presented the abstracts of vouchers for audit.

Motion by Mr. Petersen, 2nd Mr. Morris that the bills on the General A & B accounts in the amount of \$ 7460.09 be paid, carried by all.

Motion by Mrs. Francisco, 2nd Mr. Martini, that the bills on the Highway DA & DB accounts in the amount of \$ 7947.56 be paid, carried by all.

Motion by Mr. Morris, 2nd Mrs. Francisco, that the bills on the Watershed SD accounts in the amount of \$ 650.93 be paid, carried by all.

After a brief discussion, motion by Mr. Flynn, 2nd Mr. Petersen appointing Mrs. Francisco and Mr Morris to perform annual Justice Audit 2010. This audit is requested by the Uniform Court System carried by all.

The board was presented draft laws for dog licensing as NYS Ag & Markets will no longer be licensing dogs after Jan. 1.2010. Clerk will attend meeting in Varysburg, NY Oct. 4th for more information.

Discussion on Road Preservation Use and Repair Agreement, adopted by Yates Co. The County is encouraging the Town and Villages to adopt their model agreement so there may be uniformity throughout the county regarding roads.

Highway report submitted to members.

Watershed report submitted to members.

Motion by Mrs. Francisco, 2nd Mr. Petersen approving the August minutes carried.

Barry Hayes appeared before the board said he hopes when AES resumes grinding operation that the noise level will be controllable.

Mr. Flynn stated that he has spoken with AES Plant Manager Dou Roll about this issue. Mr. Roll is taking a more active part in the contractual agreement specifically operation hours and days.

Discussed model drafts of legislation on horizontal drilling, motion by Mr. Martini, 2nd Mr.Morris to table discussion and decision carried by all..

There being no further business, motion to adjourn by Mr. Flynn 2nd Mr. Morris carried at 9:35PM

Respectfully submitted