

TOWN OF RIDGEWAY
PLANNING BOARD MEETING
OCTOBER 7, 2015 7:00 P.M.
410 WEST AVE., MEDINA, NY 14103

MEMBERS PERSENT:

Thomas Fenton (Chairman)

Richard Swan
Charlie Pettit
Richard Fisher)

MEMBERS ABSENT/EXCUSED:

Tim Elliott

OTHERS:

Dan Wolfe (Code Enforcement Officer)
Alice Roth (Zoning Board)
Richard Cichocki (Zoning Board)
Dan Wilson (Zoning Board)
Paul Blajszczak (Councilman)
David Berry
Richard Rounds
Karen Shutt
David Shutt
Tom Schreiber
Dylan Duncanson
Don Daryanson
Reg Cichocki
Danny Dunn

CALL TO ORDER:

Mr. Fenton called the meeting to order at 7P.M. with the saying of the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Mr. Fenton asked for a motion to approve the agenda. Charlie Pettit approved the motion which was seconded by Richard Fisher and the motion was carried.

APPROVAL OF MINUTES OF THE JULY 1, 2015 MEETING:

Mr. Fenton asked for a motion to approve the minutes of the July 1, 2015 meeting. Richard Fisher approved the motion which was seconded by Charlie Pettit and the motion was carried.

OLD BUSINESS:

None

NEW BUSINESS:

1. The Planning Board received a Special Use Permit request from Tom Schreiber for 11436 Ridge road for the purpose of opening a flea market retail store & Yesterdays Toy Box.
2. The Planning Board received a sign permit request form Nelda and Jeff Toussaint for Toussaint Farms.
3. The Planning Board was asked to consider the addition of Home Business Class "B" for the Town of Ridgeway, for the purpose of extending business opportunities for larger home based business.
4. The Planning Board clerk request registrations for Fall Classes for those still needing credit hours

Chairman Fenton asked Code enforcement Officer Wolfe to speak in regards to the Special Use permit for Mr. Schreiber. Mr. Wolfe stood and explained that David Shutt had a special use permit for the property going back five years and that according to Mr. Bensley of the County Planning Board that if nothing has changed a new site plan was not required. Mr. Swan then asked Mr. Wolfe what the restrictions were on the last special use permit. Mr. Wolfe stated that he was unsure as it was five years prior. Mr. Swan then stated that to his recollection they were required to put up a fence on the property line where to closest home was and that they had to have enough space for a turn around. Mr. Wolfe then stated that he was unsure whether the fence would need to go back up. Mr. David Shutt then spoke saying that the lady who lived in the house next door said for them to take the fence down, saying that she had a bush or plant that needed the light. Mr. Cichocki then stood up offering information because his daughter was the neighbor. It was after a brief discussion that it was decided that a public hearing would be necessary, at which time all conversation was tabled and the meeting date was tentatively set for November 4th at 7P.M.

Mr. Fenton then spoke to the board stating that the board had received a sign application for Toussaint farms, asking the board if any of them had seen the sign, several had as the sign was already up. The board discussed the sign placement and dimension and decided that the sign was too close to the road and would need to be moved back a minimum of ten feet therefore, the permit was not approved at this time.

It was at this time that Mr. Danny Dunn raised his hand and addressed the secretary asking what type of minutes she took. Karen Kaiser then addressed Mr. Dunn stating that all the Town board minutes as well as Zoning and Planning were all done as generalized minutes not verbatim or recorded. Mr. Dunn then expressed his displeasure stating that in his opinion the minutes were bias favoring the Town and its employees. Mrs. Kaiser then apologized to Mr. Dunn stating that she was sorry that he felt that way, but that she tried to be fair and objective at all times.

Mr. Fenton then asked Mr. Wolfe to explain the request from the Town of Ridgeway Board to look at the possibility of developing a Home Business class similar to the Town of Yates Home Business Class B Section 741 Article VII of the Town of Yates Special Use Criteria. Mr. Wolfe stood and addressed the Board and stated that he thought the Councilman Blajszczak would be better equipped to speak on the matter. Mr. Blajszczak addressed the room saying that the elders of the Amish community had come to the Town Board meeting asking the Town to increase the sizes of the home business regulations to allow for larger businesses. Blajszczak stated that Ridgeway had already lost one business to Yates because our rules did not include a class "B" and that anyone who knew of the Amish knew that their farms and businesses were run and kept impeccably. Mr. Fisher was the first to say that the first thing everyone needed to remember was that this would not just apply to the Amish community that it would apply to everyone in Ridgeway, furthermore stating that there was very little regulation in Yates class "B" regulations and that it would leave the Town of Ridgeway open to all types of businesses not just the Amish. It was at this point that Mr. Richard Rounds spoke stating that the Board had shot down two of his business opportunities due to the size of the business but that now because it was the Amish we should change the rules., like we did for Scott Ward when we change the zoning so that he could open his auto repair but would not let him run a Hot Rod shop because of the possibility of cars by the road, even though Hot Rod are very expensive and would not have even been stored outside.

At this time Mr. Dunn addressed the Board asking if we had really changed the zoning and it was explained to him that no, instead we had increased the length of the Hamlet after Mr. Ward came in with signed petitions from all his neighbors stating that they were in favor of the business.

It was at this time that Mr. Dunn asked Mr. Wolfe if he had indeed inspected Mr. Ward's garage stating that he had and Mr. Ward was not licensed By the State of New York. Mr. Wolfe said that it was not his responsibility to insure that Mr. Ward was licensed and it was at this time that Mr. Wolfe offered to go to the shop with Mr. Dunn and the two men agreed to me at Mr. Ward's garage at 9A.M. the following morning.

The conversation then returned to the discussion regarding home business class "B" at which point Mr. Cichocki spoke stating that the class "B" home business would not work in Ridgeway and Mr. Blaszcak then spoke stating that he had one copy of Yates regulation and that he wasn't aware that he would be speaking on the matter. Mr. Fenton the asked if Mr. Blaszcak would mind if the secretary made copies for the Board at which time the secretary asked that the board table all discussion until her return from making the copies. Upon the Board being given the paper work Mr. Blaszcak stated that the Town board was in favor of the change because of the Amish needs, at which time Mr. Fisher, Mr. Cichocki and Mr. Swan all stated that Mr. Blaszcak needed to leave the Amish out of the equation as it would apply to all members of the Town of Ridgeway and at that point Mr. Berry from the Village of Medina spoke up suggestion the Board consider tabling the discussion at which time Mr. Fenton asked for a motion to table the discussion until such time as he was able to read the information and speak with the Town Supervisor.

Richard Fisher approved the motion and it was seconded by Charlie Pettit and the motion was carried.

Mr. Fenton the reminded all the Board members of the two fall training classes that the County was offering and recommended that anyone still needing hours attend one of the sessions.

DATE OF THE NEXT METING:

Chairman Fenton announced the date for the next meeting to be November 4, 2015, at 7P.M.

As there was no further business Fenton asked for a motion to adjourn and Charlie Pettit approved the motion seconded by Richard Swan and the meeting was adjourned at 7:50 P.M

Respectfully submitted by,

Karen L. Kaiser
Planning Board Clerk