

TOWN OF RIDGEWAY
410 West Ave
Medina, NY 14103
PLANNING BOARD MINUTES
February 3, 2021

MEMBERS PRESENT:

Tom Fenton (Chairman)
Thomas Kline
Tim Elliott (Asst, Chairman)
Richard Fisher
Kathy Blackburn

Others Present

Dan Wolfe- Code Enforcement

Meeting was accessible VIA Telecommunication Meeting with no one taking part

CALL TO ORDER:

Chairman Fenton opened the meeting with Pledge of Allegiance at 7:00 pm

APPROVAL OF THE AGENDA:

Chairman Fenton called for a motion to approve the February 3, 2021 Agenda. Motion was made by Kathy Blackburn to accept the meeting agenda; second by Richard Fisher. All were in favor and the motion was carried.

APPROVAL OF THE MINUTES:

Chairman Fenton called for the approval of minutes for the January 6, 2021 meeting. Motion was made by Kathy Blackburn to accept the minutes as written; second by Richard Fisher. All were in favor and the motion was carried.

COMMUNICATIONS:

The Town of Shelby has sent a copy of the possible changes to their local Law #1 as a courtesy to the Planning Board. Tim Elliott shared that this was discussed at the County Planning Board last week along with the changes the Town of Yates is proposing. Chairman Fenton shared a newspaper article in regard to Batavia being advised of a proposed state law change with Section 94-C.

OLD BUSINESS:

Special Use Permit- Medina Solar Project. Two sites- 11074 and 11202 Ridge Road. A resolution to Approve with conditions the Special Use Permit for both sites was approved last month. Final decision letters for both sites were signed at this meeting approving with conditions as stated in those resolutions.

NEW BUSINESS:

Chairman Fenton asked for a resolution approving assignment of permits and approvals, and assignment of obligations for the DG New York CS, LLC Solar Energy Project at 2800 Swett Road, Town of Ridgeway from DG New York CS, LLC to DG New York CS II, LLC.

RESOLUTION 3: 2-3-2021

RESOLUTION APPROVING ASSIGNMENT AND APPROVALS AND ASSIGNMENT OF OBLIGATIONS FOR DG NEW YOUR CS, LLC SOLAR PROJECT AT 2800 SWETT ROAD, TOWN OF RIDGEWAY FROM DG NEW YORK CS, LLC TO DG NEW YORK CS II, LLC.

WHEREAS, on October 7, 2020, the Planning Board of the Town of Ridgeway issued a Special Use Permit and Site Plan approval, with conditions, including the Project Decommissioning Plan and Project Landscaping Plan (collectively the "Permits"), to DG New York CS, LLC for a solar energy project located at 2800 Swett Road, Town of Ridgeway; and

WHEREAS, DG New York CS, LLC seeks approval to assign the Permit to its affiliate, DG New York CS II, LLC; and

WHEREAS, DG New York CS II, LLC has agreed to assume all obligations and liabilities of DG New York CS, LLC in the Permits, including the following:

1. Project Operations and Maintenance Manual, last revised June 25, 2020,
2. Project Decommissioning Plan, last revised September 3, 2020, and
3. Stormwater Pollution Prevention Plan, last revised September 2020, and;
4. Project Landscaping Plan, as revised by the Planning Board on December 2, 2020.

NOW THEREFORE BE IT RESOLVED by the Planning Board of the Town of Ridgeway that:

1. The Permits are hereby assigned from DG New York CS, LLC to DG New York CS II, LLC.
2. Town staff are hereby authorized to consider any further approvals, including but not limited to building permits, submitted by DG New York CS II, LLC
3. This Resolution is effective immediately.

PASSED AND ADOPTED BY THE PLANNING BOARD OF THE TOWN OF RIDGEWAY on the 3rd day of February, 2021.

Offered by Kathy Blackburn who moved its adoption.

Seconded by Tim Elliott

Adopted: 4 ayes (Tom Fenton, Tim Elliott, Kathy Blackburn, Tom Kline)

0 nays

1 abstention (Richard Fisher)

Chairman Fenton asked if there were any other issues or concerns.

Dan Wolfe informed the board that he had received a call from Andrew Marciniak on Swett Road stating the solar project workers were trespassing on his property. Dan asked if his property was delineated with posted signs. Andrew was not at home and couldn't answer it. Dan offered to go to the site and take a look. He didn't see any tracks but will suggest if there are any issues going forward that they call the Sherriff's department for trespassing.

Since there were no other concerns, Chairman Fenton asked for a motion to adjourn the meeting.

Richard Fisher made the motion and was seconded by Tom Kline. All were in favor and the motion was carried. The meeting was adjourned at 7:25pm.

Next meeting is scheduled for March 3rd, 2021 at 7:00 pm.

Respectfully Submitted by

Joelle Brown

Planning Board Clerk