

MEMBERS PRESENT: John Hoffman, Earll Fontaine, Tom Judd

MEMBERS EXCUSED: Denise Heischman, Betsy Taylor

ALSO PRESENT: Michael Tobin, Village Attorney; James Turner, Village Code Enforcement Officer, Charles Dengler and Elizabeth Reiter, Attorney for Dorschel

John Hoffman opened the regular meeting of the Planning Board at 7:35 p.m.

SITE PLAN REVIEW: Parking Lot Expansion: 105 West Main St.: Dorschel Automotive

Mr. Judd asked if we needed something in writing from Canandaigua National Bank (CNB) to comply with the last paragraph of the LaBella Review letter dated November 21, 2003. Ms. Reiter stated that the easement will be executed by CNB, indicating their approval. Mr. Hoffman asked for progress on getting the Easement and Maintenance Agreement finalized. Ms. Reiter explained that they are in the process of obtaining all signatures and when this process is complete the Easement will be recorded with the County Clerk's Office.

Mr. Hoffman asked if Three Sisters Partnership and CNB were sent a copy of the LaBella letter so that they are aware of their opinion. Mr. Dengler said yes they have been informed and copies have been sent to them. Mr. Hoffman asked if there were any response from the parties. Ms. Reiter responded that she has been in contact with the attorneys for all parties and they are OK with it. Ms. Reiter also noted that there was a question about whether the Dorschel or CNB property is higher and according to the Storm Sewer Analysis, Section 4 the CNB property is sitting higher, therefore all ponding will stay on the Dorschel property. The other side of Dorschel is a Berm and will not be a problem with flooding.

Mr. Hoffman stated that according to the LaBella letter no public problem exists, which is the main concern of this Board and that in the future if anything impacts other properties Dorschel will be responsible for clean up. If repairs are required in the future, Dorschel will be required to come before this Board before any work, tearing up and/or resurfacing can be done.

Mr. Fontaine stated that it seems LaBella is satisfied that there is no Public Concern and that satisfies this Board. Mr. Hoffman asked Mr. Tobin if anything further needs to be discussed. Mr. Tobin responded no, only that the approval should be contingent upon the village receiving a time stamped copy of the recorded Easement.

Mr. Judd would like to go on record saying that this Board should not approve projects that have already been completed.

Motion by Earll Fontaine, seconded by Tom Judd to grant site plan approval to Dorschel for parking lot at 105 West Main Street., subject to the recording of Easement and Maintenance Agreement.

Motion carried.

Discussion closed at 7:45 p.m.

APPROVE MINUTES

Minutes for October 6, 2003 meeting cannot be approved because there are not 3 members present who were in attendance at that meeting.

Motion by Tom Judd, seconded by Earll Fontaine to approve the minutes of the November 10, 2003 as amended. Motion carried.

APPROVE 2004 PLANNING BOARD SCHEDULE

Changes made to July and September dates. Motion by Tom Judd to approve this schedule as amended, second by Earll Fontaine. Motion Carried.

ADJOURN

Motion by Earll Fontaine, seconded by John Hoffman to adjourn the meeting at 7:50 p.m. Motion carried, meeting adjourned.

Respectfully submitted,

*Gerriann P. Alford
Planning Board Secretary*