



TOWN OF GALWAY
PLANNING BOARD
SARATOGA COUNTY, NY
ESTABLISHED 1792

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Galway, NY 12074
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MINUTES OF PLANNING BOARD MEETING

TOWN OF GALWAY

Date/Time of Meeting: August 28, 2018, 7:30 p.m.

MEETING CALLED TO ORDER at 7:38 p.m. by Chair, Ruthann Daino.

MEMBERS PRESENT: MaryLynn Kopper, Mikel Shakarjian, Rebecca Mitchell and Win McIntyre.

MEMBERS ABSENT: none.

ALSO PRESENT: Donna Noble, Clerk, and 5 (5) people in the audience.

REVIEW AND APPROVAL OF MINUTES: All board members previously reviewed the minutes of the July 24, 2018 meeting. Corrections needed. **Motion by MaryLynn** to approve the minutes with corrections. **Second by Mikel.** Voice vote: one (1) abstain (Win) and three (4) ayes. Motion carried.

CLERK'S REPORT: None.

CHAIR'S REPORT: Ruthann has signed the lot line adjustment for Dannible and Mitchell, Jockey Street. Signed the minor subdivision for Margaret DeFoe and signed the site plan for Primax Properties and asked that the special use letter be issued. Ruthann met with the new Supervisor, Mike Smith, who wanted to discuss if there are any concerns that the Planning Board has. if anyone has anything they'd like to discuss with him they can do that and can meet him after the meeting if anybody hasn't done so already.

PUBLIC MEETING: Application #PB-17-002 - Continuation of application of Galway Co-Op.Com, LLC for site plan review/special use permit on property located at 6049 Fish House Road, (tax parcel no.: 172.7-57) in the Commercial District of the Town of Galway. There is discussion of the communication between Mr. Sutton and Mr. McNamara addressing Mr. McNamara's issues in his letter dated August 3. In response: Mr. Sutton states that he and Mr. Casadei have reviewed the SEQR form and find that the current status of the property is the same as it was when the SEQR was originally submitted (6/17) and they have re-dated the SEQR form and Mr. Sutton gives this to Ruthann. They have been asked to confirm that the zoning re-schedule set forth on the June 22, 2018 revision of the plan is accurate - Yes, they confirm that it is accurate. They have submitted a proposed additional note regarding the accessibility of the crushed stone surfaces they have proposed. A DOT Step 1 application has been

submitted, along with filing fees, to Albany. Ruthann asks Mr. McNamara if he has any comments. Yes, two: the engineered certified note stating the ADA compliance is still not on the plan and it needs to be. Also, the proposed signage - it does not seem to comply with the code. Ruthann says that they could say something to the effect that: any sign proposed for the property will have to be approved by the code enforcement officer and if any variances are required it will have to be taken up with the Zoning Board. Ruthann asks Mr. Pozefsky if that is a good way to handle the sign issue. Mr. Pozefsky agrees. Mr. Sutton respectfully disagrees as the understand they got from the Board of Appeals was that because of the nature of the language in the ordinance, the would feel comfortable with this board (Planning Board) making any decisions on the sign issue, which includes looking at it as a variance of the law which is what they respectfully ask this board to do. Chet asks Ruthann what is she seeing that they don't/won't comply with? There is discussion of the size of the signs, where they will be located, how far off the ground they will be and discussion of the Code as it relates to the sign. Mr. Casadei agrees to present the board with a more clear perception of what the sign will look like (dimensions, ground clearance, coloring etc.). What is still needed: add note regarding ADA compliance; sign information for both roadways and DOT permit status. Mr. Sutton will deliver the most recent site plan, dated June 22, 2017, to the Town Hall for the Board's review by September 11.

SEQR review.

Motion by Rebecca that, based on the information and analysis, the proposed action will not result in any significant adverse environmental impacts. **Second by MaryLynn.** Voice vote: All ayes. Motion carried.

Motion by MaryLynn to set this application for a public hearing for the September meeting. **Second by Win.** All ayes. Motion carried.

PRIVILEGE OF THE FLOOR: Mr. Weaver is present. He is here for the public meeting for the lot line adjustment of the Czubernat and Hall properties. This meeting occurred last month. Mr. Weaver was present at the meeting but thought that it wasn't completed. He had the wrong information.

OTHER BUSINESS: Mikel and Win will not be at the September meeting.

Motion by MaryLynn to adjourn. **Second by Win.** Voice vote: All ayes. Motion carried. Meeting adjourned at 8:19 p.m.

Respectfully submitted,

Donna Noble, Clerk