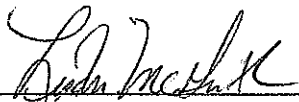


State of New York,  
City and County of Schenectady

ss.:

**Lisa M. McGrath of the Town of Rotterdam, being duly sworn, says that he/she is Principal Clerk in the office of the Daily Gazette Co., published in the City of Schenectady and that the notice/advertisement, of which the annexed is a printed copy, has been regularly published in the Daily Gazette and/or Sunday Gazette as follows:**

**1 insertion:            December 8, 2020**

 (signature)

Lisa M. McGrath (printed name)

Sworn to me on this 8th day of December 2020

  
NOTARY PUBLIC

PAULA A. OPEL  
COMMISSIONER OF DEEDS  
MY COMMISSION EXPIRES 07/22/2021

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**LEGAL NOTICE  
TOWN OF GALWAY  
Planning Board**

**NOTICE IS HEREBY GIVEN** that a public hearing will be held by the town of Galway Planning Board on **Tuesday, December 22, 2020 beginning at 7:30 p.m.** in the Town Hall, 5910 Sacandaga Road, Galway, New York, to consider the following application:

**Application #PE20-016**  
- Application of David McKenzie for a Minor/Major Subdivision on property located on the corner of Crane Road and Donnan Road (tax parcel no.: 212-1-7.1) in the A/R District of the Town of Galway.

**Application #PE20-018**  
- Application of Leslie Burton for a Minor/Major Subdivision on property located on Shaw Hill Road (tax parcel no.: 174-1-31.13) in the A/R District of the Town of Galway.

Donna M. Noble  
Clerk  
12/8

2423403

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**TOWN OF GALWAY**  
**PLANNING BOARD**  
**SARATOGA COUNTY, NY**  
**ESTABLISHED 1792**

5910 Sacandaga Rd.  
Galway, NY 12074  
(518) 882-6070

RECEIVED

DEC - 8 2020

TOWN OF GALWAY

**PLANNING BOARD MEETING AGENDA**

Meeting Date/Time: **December 22, 2020 - 7:30 p.m.**

Location: Town Hall – 5910 Sacandaga Road, Galway, NY

1. Convene Meeting
2. Roll Call
3. Review of minutes of the **November 24, 2020** meeting
4. Clerk's Report
5. Chair's Report
6. Public Hearing:
7. **Application #PB20-016** - Application of David McKenzie for a Minor/Major Subdivision on property located on the corner of Crane Road and Donnan Road (tax parcel no.: 212.-1-7.1) in the A/R District of the Town of Galway.  
**Application #PB20-018** - Application of Leslie Burton for a Minor/Major Subdivision on property located on Shaw Hill Road (tax parcel no.: 174.-1-31.13) in the A/R District of the Town of Galway.
8. Public Meeting:  
**Application #PB20-016** - Application of David McKenzie for a Minor/Major Subdivision on property located on the corner of Crane Road and Donnan Road (tax parcel no.: 212.-1-7.1) in the A/R District of the Town of Galway.  
**Application #PB20-018** - Application of Leslie Burton for a Minor/Major Subdivision on property located on Shaw Hill Road (tax parcel no.: 174.-1-31.13) in the A/R District of the Town of Galway.  
**Application #PB19-010** - Application of Capri Construction 426, LLC for a Site Plan Review/Special Use Permit on property located on NYS Route 29 (tax parcel no.: 172.-1-41) in the Commercial, C-1 District of the Town of Galway.  
**Application #PB20-017** - Application of Anthony Savino for a Site Plan Review/Special Use Permit to install a "Farmers Stand Market" on property located at 2620 Route 29 (tax parcel no.: 174.-1-83.11) in the A/R District of the Town of Galway.
9. Privilege of the floor
10. Other business
11. Adjournment

**\*\*Applicants and attendees - please wear a mask when attending this meeting. Also, please wait in the parking lot until your matter is called before the Planning Board.**

**THANK YOU in advance for your cooperation.**



**TOWN OF GALWAY**  
**PLANNING BOARD**  
**SARATOGA COUNTY, NY**  
**ESTABLISHED 1792**

5910 Sacandaga Rd.  
Galway, NY 12074  
(518) 882-6070

**MINUTES OF PLANNING BOARD MEETING**

**Date/Time of Meeting:** December 22, 2020, 7:30 p.m.

**MEETING CALLED TO ORDER** at 7:32 p.m. by Ruthann Daino, Chair.

**MEMBERS PRESENT:** Rebecca Mitchell, David Schweizer and Kevin Symonds.

**MEMBERS ABSENT:** Win McIntyre.

**ALSO PRESENT:** Ryan Pezzulo, Esq. (for James Trainor, Esq.), and 5 people in attendance (at different times).

**REVIEW AND APPROVAL OF MINUTES:** All board members previously reviewed the minutes of the November 24, 2020 meeting. One correction needed. **Motion by David** to approve the minutes with the correction. **Second by Kevin.** Voice vote: All ayes. Motion carried.

**CLERK'S REPORT:** One map filed: Subdivision of Lands of Diane L. Elston.

**CHAIR'S REPORT:** Devall and Lima lot line adjustment maps have been signed. Ruthann exchanged correspondence with Town Engineer and the Town Attorney regarding the solar project.

**PUBLIC HEARING:**

**Application #PB20-016** - Application of David McKenzie for a Minor/Major Subdivision on property located on the corner of Crane Road and Donnan Road (tax parcel no.: 212.-1-7.1) in the A/R District of the Town of Galway. There is nobody in attendance from the public to discuss this application.

**Motion by Kevin** to close the public hearing. **Second by Rebecca.** Voice vote: All ayes. Motion carried.

**PUBLIC MEETING:**

**Application #PB20-016** - Application of David McKenzie for a Minor/Major Subdivision on property located on the corner of Crane Road and Donnan Road (tax parcel no.: 212.-1-7.1) in the A/R District of the Town of Galway. Mr. and Mrs. McKenzie are in attendance. Mr. McKenzie has new maps with the requested corrections/additions added. The board reviews the maps. The setbacks are not correct. Also, the lots (new lot created and the remaining lot) should be labeled "Lot 1" (Borenko lot) and "Lot 2" (newly created lot). SEQR has been previously completed. County Planning Board determined that this project has no significant impact but the

Agricultural Referral Form appears to be filled out incorrectly as the lands of Gorga and Donnan appears to be land with active farms in Saratoga County AR District #2. They ask that they fulfill the requirements of Section 283-a of NYS town law.

**Motion by Kevin** to approve the 2-lot minor subdivision with the requested corrects (correct the setbacks and label each lot) **Second by Rebecca.** Voice vote: All ayes. Motion carried.

#### **PUBLIC HEARING:**

**Application #PB20-018** - Application of Leslie Burton for a Minor/Major Subdivision on property located on Shaw Hill Road (tax parcel no.: 174.-1-31.13) in the A/R District of the Town of Galway. Jesse Watson - 3013 Shaw Hill Road is in attendance. What is this subdivision for and how many lots will be created? Ruthann explains that the 24 acre lot will be subdivided into 3 - 8 acre lots. Mr. Watson looks over the map. He voices his concern about where the driveway will come out onto Shaw Road as this is a dangerous spot, specifically where lot 2 will be created. Ruthann explains that these are proposed lots and the driveways will be reviewed with the highway superintendant. Applicants representative states the proposed driveway locations were selected based on their analysis of site distance from those locations. No other comments from the public.

#### **PUBLIC MEETING:**

**Application #PB20-018** - Application of Leslie Burton for a Minor/Major Subdivision on property located on Shaw Hill Road (tax parcel no.: 174.-1-31.13) in the A/R District of the Town of Galway. The requested additions have been made to the map. SEQR has been previously completed. The board has no comment or concern with this application.

**Motion by David** to approve the 3-lot minor subdivision. **Second by Kevin.** Voice vote: All ayes. Motion carried.

**PRIVILEGE OF THE FLOOR:** None.

**OTHER BUSINESS:** Ruthann asks the board to look at the e-mail from Mr. McNamara and let her know if there are any additional comments they would like added, where they would like the balloons to go, etc.

Correspondence received from John Sutton, Esq., withdrawing the application of The Galway Co-Op. He also sent a letter stating that Michael and Kathleen Tillson, owners of NYS Route 29, Galway have cancelled their contract to sell the vacant lot to Capri Construction 426, LLC as they are in default of the purchase contract and they declare the deal void. Capri Construction's attorney sent a letter asking that their application be placed on hold temporarily as there are legal difficulties that they need to work out. Ruthann asks Ryan if we should send a letter to Capri Construction's attorney. Ryan suggests sending a letter stating that the owners rescinded authorization and that the application has been withdrawn.

**Motion by David** to adjourn. **Second by Kevin.** Voice vote: All ayes. Motion carried. Meeting adjourned at 8:09 p.m.

Respectfully submitted,

*Donna Noble*

Donna Noble, Clerk