

TOWN OF AMITY PLANNING BOARD

Meeting Agenda

October 15, 2020

Roll Call

Present: W. Skinner, J. Maynard, D. Serra (by phone); Absent: P. VanDyk, J. Clouse

Pledge of Allegiance

Led by W. Skinner

Approval of Minutes

Approval of minutes were tabled.

Old Business

Liaison Report

W. Skinner shared highlights of the 10-12-2020 Town Board meeting: the vote for the proposed Fire District was set for December 1, 2020; the public hearing for the 2021 Town of Amity Budget Hearing was set for November 9, 2020; N. Horton provided an overview of code enforcement situations at Irons Rd., and steps that could be taken on the local, county, and state level for mitigation.

New Business

Site Plan Review for Dawny Jean's Diner

W. Skinner presented John Johnson's Site Plan Review Application for reopening the ice cream shop site at 5496²⁹ Belvidere Rd. This application followed an informal meeting between J. Johnson and the entire planning board on 10-1-2020, during which board members asked about the scope of the business.

Motion made by D. Serra, seconded by J. Maynard to approve J. Jonson's Site Plan Review Application, with the requirement that the Affidavit of Ownership be added to the file. Vote: Yes – 3; No – 0; motion carried.

Motion made by J. Maynard, seconded by D. Serra to waive the application fee for J. Johnson as tenant of the property; Vote: Yes – 3; No – 0; motion carried.

Status of Site Plan Review for P-MAC / O'Connell Electric

W. Skinner reported that there has been no movement from the property owner at Tuckers Corners Rd. The Town Board agrees that court action is needed in order to keep the integrity of the

Land Use Law. However, prior to enforcement through a court proceeding, the Town Board will notify the tenant, O'Connell Electric that they must submit a Site Plan Review Application in accordance with the Town of Amity Land Use Law. W. Skinner has provided attorney R. Strassal with a draft of the letter, corporate contact information, and sections of the law that apply to their situation.

Status of County Rd. 48 properties

N. Horton notified the Town Board that the properties condemned by CEO J. Clouse have been moved to the Middaugh Property at Irons Rd, without proper authorization.

Other

Status of Middaugh property

W. Skinner shared N. Horton's report to the Town Board that he has been looking into the many violations at the property on Irons Rd., and that he has spoken to county and state officials in the health department and code enforcement about options. He questioned the condemned trailers on County Rd. 48 being moved to that site, as well as the erection of a barn by the Amish in the last few weeks, without any building permits on file. Authorities directed him to state officials who could look into the actions of the Town of Amity CEO, County Officials, and others who have not successfully enforced the rules. One problem is that when brought to court, the person in violation, is not listed as the property owner. There appears to be some reluctance to bring action against K. Middaugh's elderly mother, who is listed as the property owner. The Town Board felt the next best approach was to have this property at the top of the list when property re-evaluations for the Town of Amity begin next year. Re-evaluations will require site visits, and property documentation that will need to be updated on the tax rolls.

Next Meeting –

November 12, 2020 @ 7 PM

Adjournment

Motion to adjourn by J. Maynard, second by D. Serra; motion carried. Meeting adjourned at 7:35PM.

Respectfully submitted,

Wendy Skinner