

PLANNING BOARD
PUBLIC INFORMATIONAL MEETING
PROPOSED "ADULT ENTERTAINMENT LAW"
APRIL 28, 2009
7:00 PM

Planning Board Members Present: Pat Rice, Steve Senske, Richard Johnson, Chip Warner, Julie Lescynski, Mac McNeill

Others Present: Sally Carlson, Dave Stapleton, Brad Lawson, Frank Stow, Art Thomas, Ralph Whitney, Gayle Stratton, Bonnita M. Frye, Dan Stratton, Michael Thompson, Janice Pelton, Paul Silzle, Mary Kay Cook, Denise Burbey, Tim Cook, Jerry L. Rooney, Phyllis Hanson

Mr. Rice opened the meeting and welcomed everyone. He went on to say that the Planning Board has been working on a draft law on "Adult Entertainment" for the past few years and in August of 2008 conducted a Secondary Impact Study on "Adult Business" in the Town of North Harmony. Mr. Rice reviewed the draft law and explained that a law enables the town to regulate a business of this type. Mr. Stapleton explained that Pat McGee, a former state senator passed around a model ordinance that she thought all townships should consider adopting as a preventative measure for a business of this nature.

The Board and Mr. Stapleton explained the process of the Planning Board presenting the draft law as a recommendation to the Town Board who will then schedule a SEQR Hearing as well as a Public Hearing on the Local Law, and said that the process would take approximately a month. During a lengthy discussion many residents stated they were not in favor of any business of this type but were in favor of regulations for all types of adult entertainment.

MR. RICE MADE A MOTION TO AMEND THE ZONING AREA THAT THE BOARD ORIGINALLY DESIGNED TO NOW READ ; THE BOUNDRIES OF SAID DISTRICT SHALL PARALLEL THE SOUTH SIDE OF COUNTY ROUTE 18 IN DEPTH OF 500 FEET FROM THE CENTER LINE BETWEEN HAVERCAMP ROAD AND STEBBINS ROAD. THE AREA BEING CONSIDERED MEETS THE CRITERIA THAT THE BOARD FOUND IN THEIR SECONDARY STUDIES AND PROVIDES THE SAME TYPE OF LOCATION AS THE AREA THAT WAS ORIGINALLY RECOMMENDED. THIS MOTION WAS SECONDED MY MR. MCNEILL AND WAS CARRIED UNANIMOUSLY.

After the public informational meeting on Zoning for Adult Entertainment the Planning Board resumed the regular meeting. They worked on changes to the draft Wind Energy Law and the following changes were made;

Page 4 - under definitions- Mr. Senske made a motion to change kW from 100 to 25 seconded by Mr. Warner and all were in favor.

Page 19 – Sec. 690.25 (5.) change 100 kW to 25 kW

Page 20 - Ridgeline concerns; Mr. McCord will return next meeting with language to combine a. b. and c.

Page 21 - #15 will remain the same based upon the last sentence.

Page 20 #11 in the third line the word generator will be eliminated.

Page 20 #12 the board agreed has already been addressed.

Mr. McCord reminded the board to review the comprehensive plan survey that they will be working on during the next meeting.

Mrs. Carlson reminded the board of the Chautauqua Lake Management meeting May 13, 2009 at Chautauqua Suites for the comprehensive plan for the Chautauqua Lake.

The next regular meeting is scheduled for May 6, 2009 at 7:00 PM

The meeting concluded at 8:43 PM

Respectfully Submitted,
Penny Best
Deputy Town Clerk