

**APPROVED**  
**JOINT TOWN / VILLAGE OF CLAYTON**  
**PLANNING BOARD MINUTES**  
**June 6, 2013**

The meeting opened at 7:00 p.m.m with **the following members present:** Vice Chairman Larry Aubertine, Brian Jones, Paul Heckmann, Preston Lowe, Ron Duford, Duane Hazelton, Alternate John Kehoe (sitting in for Bud Baril). Absent: Chairman Bud Baril, Alternate John Neuffer, Alternate Doug Rogers.

**Also Present:** ZEO Henry LaClair; Recording Clerk Susan Kenney

**Townspeople Present:** Sara Colman, Rob Pinesci, Mary Donahue, Gene Donahue, Gary Frank, Norma Zimmer, Cindy Grant, Jim Kenney, Pam McDowell

The Board reviewed the minutes from the meeting held on May 2, 2013. A few minor corrections were noted. **MOTION** was made by Ron Duford, 2<sup>nd</sup> by Paul Heckmann, to accept the minutes as corrected. Motion was carried, with Brian Jones abstaining.

**7:06 --- Village --- St. Lawrence Seaway RSA Cellular Partnership dba Verizon Wireless, 521 James St., Clayton. Construction, operation, and maintenance of a public utility/personal wireless service facility.**

This application has been revised since the May 2 pre-conference hearing, only in a change in fencing. There has been no comment from Jefferson County other than handing it over for local board review only.

At 7:08 the public hearing was opened. Rob Pinesci did the presenting. The original plan had called for the generator to be concealed behind vinyl fencing. After consulting with an engineer, the fencing was changed to pine board. The company will coordinate their testing with the church's service schedule so that any testing is done on days the church has nothing planned. Mr. Pinesci also corrected his figures from last month concerning the decibel level: he now said the noise of the generator would be 65 dB at 23 feet.

Asked whether the generator would run on propane or diesel, Mr. Pinesci answered that it would be diesel. The fuel storage tank is double walled and has tertiary containment, and will be set on a concrete pad; it will hold 200 gallons.

Vice Chairman Aubertine went through SEQR. At 7:18 **MOTION** was made by John Kehoe (acting for Bud Baril), 2<sup>nd</sup> by Duane Hazelton, to declare this a negative declaration. Motion was carried. At 7:19 **MOTION** was made by Preston Lowe, 2<sup>nd</sup> by John Kehoe (acting for Bud Baril), to use the form handed out by ZEO LaClair as the negative declaration. Motion was carried. **MOTION** was made by Preston Lowe, 2<sup>nd</sup> by Brian Jones, to close the public hearing. Motion was carried.

At 7:20 **MOTION** was made by John Kehoe (acting for Bud Baril), 2<sup>nd</sup> by Brian Jones, to approve the application as presented.

Aye: Aubertine, Jones, Kehoe (acting for Bud Baril), Heckmann, Duford, Hazelton, Lowe  
Nay: none                      Abstain: none                      Absent: Baril

**7:21 --- pre-conference hearing for Cummins.**

Since no one was present to explain the plans and the application, and a complete application is needed, the Board agreed to postpone the hearing until July 11, at 7 p.m. or shortly thereafter.

**7:26 --- Town --- William Sherman, Vincent Road, Clayton, Tax Map # 42.00-1-29.31, in the Agricultural-Rural Residential District. Simple Minor Subdivision.**

The question was raised as to who verifies wetlands, and who enforces? At 12.4 acres or larger, it is up to the state; 1 acre or larger is up to the federal authorities. The Planning Board can check up, though it is not the Planning Board's responsibility; there haven't been any problems in several years.

At 7:30, **MOTION** was made by Ron Duford, 2<sup>nd</sup> by Duane Hazelton, to approve the subdivision.

Aye: Aubertine, Jones, Kehoe (acting for Bud Baril), Heckmann, Duford, Hazelton, Lowe  
Nay: none                      Abstain: none                      Absent: Baril

**7:32 --- Town --- Linda B. Daly, 31689 NYS Route 12, Clayton, Tax Map # 52.00-1-12, in the Agricultural-Rural Residential District. Simple Minor Subdivision.**

**MOTION** was made by Preston Lowe, 2<sup>nd</sup> by John Kehoe (acting for Bud Baril) to approve the subdivision.

Aye: Aubertine, Jones, Kehoe (acting for Bud Baril), Heckmann, Duford, Hazelton, Lowe  
Nay: none                      Abstain: none                      Absent: Baril

**7:34 --- Town --- Estate of Kenneth J. David Jr., 36030 County Route 4, Clayton, Tax Map # 30.00-2-56.1, in the Agricultural-Rural Residential District. Simple Minor Subdivision.**

**MOTION** was made by Preston Lowe, 2<sup>nd</sup> by John Kehoe (acting for Bud Baril) to approve the subdivision.

Aye: Aubertine, Jones, Kehoe (acting for Bud Baril), Heckmann, Duford, Hazelton, Lowe  
Nay: none                      Abstain: none                      Absent: Baril

There was no Old Business to discuss.

**New Business**

Member Ron Duford reported that he had heard from Mayor Norma Zimmer that the DOT has accepted the as yet unpublished IPP for redoing the “Loop” (State St. from Webb St. to James St., James St. from State St. to Riverside Dr., Riverside Dr., Webb St. from Riverside Dr. to State St.), with plans to turn it over to the Village once completed. Because Webb St. is so narrow, some properties on that street will probably be losing some land. To bury wires downtown, the local businesses will have to pick up the tab, although there may be grants available to help defray that cost. It might be done within a year of starting date, but is more likely to take two years, especially if wires will need to be buried.

The Board was reminded that they have voted to hold next month’s meeting on the 11<sup>th</sup> rather than on the 4<sup>th</sup>.

At 7:48 **MOTION** was made by John Kehoe (acting for Bud Baril), 2<sup>nd</sup> by Duane Hazelton, to adjourn the meeting. Motion was carried.

*Respectfully submitted,  
Susan Kenney, Recording Clerk*