

**TOWN OF PAVILION  
PLANNING BOARD  
REGULAR MEETING  
JULY 10, 2012**

Present: Chairman Ed Hollwedel, Craig Prucha, Dean Davis, Jim Seiler, Don Brooks, Sue Kinney

Absent: Jim Rudgers, Rob LaPoint (Alternate)

Also Present: Don Roberts, CEO/ZEO, Melody Osterman, Clerk, Will and Jean Elliott, Keith and Jean Clarke, Mike, Scott and Marcia McKenzie.

At 7pm Chairman Hollwedel called the meeting to order and welcomed everyone in attendance.

Following the Pledge to the Flag, the June 12, 2012 meeting minutes that were passed out by Chairman Hollwedel were examined. Chairman Hollwedel pointed out that on page 2, the last sentence should have more explanation. It was agreed to change the sentence to read:

The purpose of the Separation is to sell the small amount of property, the original function of which was a right-of-way access to Hutchinson St. to the Stiles Bradley's residence.

Dean Davis made a motion to accept the minutes as revised this evening.

The Motion was seconded by Don Brooks.

The Motion passes with the following Roll Call Vote:

Ed Hollwedel:	Yes	Jim Seiler:	Yes
Sue Kinney:	Yes	Don Brooks:	Yes
Dean Davis:	Yes	Craig Prucha:	Yes

Chairman Hollwedel asked CEO/ZEO Don Roberts to give his report.

CEO/ZEO Don Roberts reported he issued 2 permits for swimming pool installations to Katie and Glen Taylor, 10126 Creek Rd. and also to Dave and Val Kingsley, 11163 Perry, Rd.

Don also reported that he is still working with Amy Cooley who is applying for an Area Variance to rebuild a garage on an existing foundation.

Don has now received the necessary paperwork and fees from Gail and Dave Kinney. They need an Area Variance to add on to their apartments at 11118 W. Park St. Don said that now that he has all paperwork he will forward to Genesee County Planning Board. If we receive the answer back from Genesee County in time we can do a ZBA meeting next month.

That brought up another issue of maybe having both the Planning Board and Zoning meeting on the same night. Possibly have the Zoning Board meeting on August 14<sup>th</sup> at 6:30pm and then the Planning Board meeting at the usual time of 7:00pm on the same night. Everyone on the Board thought that would be a good idea by saving time for the Applicant's.

The Kinney's were present and Don asked about the parking issue. They said they will provide 5 more parking spaces plus the 2 from the garage space.

Dean Davis made a Motion to recommend the approval of the Area Variance Application for Gail and Dave Kinney tax map # 16.-1-35 to the Zoning Board.

The Motion was seconded by Craig Prucha.

Sue Kinney abstained from voting due to a conflict of interest.

The Motion passes with the following Roll Call Vote:

Ed Hollwedel:	Yes	Jim Seiler:	Yes
Dean Davis:	Yes	Don Brooks	Yes
Craig Prucha:	Yes		

At 7:30pm Chariman Hollwedel opened the Public Hearing for the Special Use Permit Applications from Will and Jean Elliott of 9777 Bernd Rd. to construct 2 ponds. A Notice was posted in the Batavia Daily News and neighbors were notified. ZEO/CEO Don Roberts has been out to look at the site. All steps have been done to complete the Permits.

Chairman Hollwedel opened the meeting to anyone that had a comment about the Special Use Permits.

Keith Clark spoke and said he thinks putting the 2 ponds in is a fine idea. Scott McKenzie said he thinks it's a great idea as long as it doesn't back up the water. Dean Davis showed him the site plan and pointed out that the elevation should be fine for drainage. After discussion Mr. McKenzie agreed that the drainage should be fine.

With no further questions, Chairman Hollwedel closed the Public Hearing at 7:36.

A Motion was made by Sue Kinney to approve the 2 Special Use Permits requested by Will and Jean Elliott to construct 2 ponds at 9777 Bernd Rd., Tax Map # 2.-1-4.11.

The Motion was seconded by Don Brooks.

The Motion passes with the following Roll Call Vote:

Ed Hollwedel	Yes	Jim Seiler	Yes
Sue Kinney	Yes	Don Brooks	Yes
Craig Prucha	Yes	Dean Davis	Yes

(3)

Don Roberts will finish the process for the Special Use Permits.

Chairman Hollwedel inquired about the new Building Permit Application from Lisa and Mark Wadd for a swimming pool. They now want to add a deck for the pool. Don Roberts will put the Deck under the prior Application. No Action is necessary.

Don Roberts reported that he has made a couple of inspections at Tom Baltz's project. In making those inspections he noticed an illegal deck at 9946 Perry Rd. He will be contacting the owner about that issue.

Don also reported that Scott Savidge had requested a Building Permit for Solar Panels in 2011 and was told by the former ZEO/CEO that it was not needed, only to find out that it was. Scott has supplied Don with a copy of the letter and also the final electrical inspection, therefore Mr. Savidge will not be fined.

A letter was received from Genesee County Clerk stating that the Board Approval for Mattingly Farms Land Separation was not approved on the map. The map was signed by Chairman Hollwedel at the June 12<sup>th</sup> meeting. Don Roberts said that Mr. Mattingly probably turned in the wrong map. He will check into this matter.

Craig Prucha asked about the proposal from the Town of Batavia to consolidate and provide services that Don Roberts does now. There was some discussion on this topic.

Don Roberts said that he will be sending out to the Planning Board Members copies of Town of Eagle, Town of Orangeville, and Town of Pike Zoning Laws for Setbacks for their observation.

Chairman Hollwedel reminded everyone that the next Planning Board Meeting will be August 14<sup>th</sup> at 7:00pm.

At 8:30pm a Motion was made by Dean Davis to adjourn the Planning Board Meeting. Seconded by Jim Seiler.  
All in favor.

Submitted by  
Melody Osterman  
Planning Board Clerk