

## TOWN OF PAVILION PLANNING BOARD

Regular Meeting Minutes/ Public Hearing Solar Farm

May 18, 2022

**Present:** Bill Fuest (Chairperson), Patrick Boyd, Don Brooks, Liz Conway, Lisa Schiske, Tim Welch, Lisa Sauer(Clerk)

**Absent:** Gary Kingsley

**Guests:** Mark Boylan Esq. (Town Legal Consultant), Matt Mahaney (Town Zoning Officer),

**Others Present:** Jim Thater (Liaison to Town Board), Jon Hinman PE(MRB group-Town Engineering), Daniel Huntington (Project Developer BW Solar/NY CDG Genesee 4 LLC), Steven C Mellott(Senior Project Manager), Doug Waite (Property Owner)

**Visitors:** Jesse Coots

The meeting was called to order at 7:02 pm by Bill Fuest. The Pledge of Allegiance opened the meeting.

Minutes from the 4/20/22 meeting were reviewed. Moved by Don Brooks to approve minutes, seconded by Lisa Schiske. Voice vote unanimous (6 votes)

**Old Business: Continue discussion for the solar farm SUP application status located at 6634 Shepard Rd. Tax Map No. 15.-1-38.11 Applicant Name: NY CDG Genesee 4 LLC. Property Owners: Suzanne and Douglas Waite.**

Confirmation by Mark Boylan Esq. and Jon Hinman PE, that the Application team has signed the written agreement to cover the costs of the MRB Group

The Planning Board at the 4/20/22 meeting requested that the Application team modify FEAF Part 1 regarding noise level. Need to be adjusted from no to yes. Noise levels, although not ongoing, will exceed levels during construction. Steve Mellot addressed the board that this was missed but will be adjusted. Bill Fuest asked that it be completed in the next couple days, in order for the process to continue.

Confirmation the Decommissioning Plan/Bond Proposal is acceptable by the town. Jon Hinman, PE stated there were 13 items that needed to be addressed. Daniel Huntington informed the board that the answers were sent out this pm, however members have not received these yet. Mr Huntington brought up the questions and answers on an overview and presented it to the Board. Some points reviewed: Contour of land will not change. Decommissioning estimates will be updated every 5 years and adjusted upon the changing conditions. Decommissioning Bond will be in place for the life of site plus 35 years 18 months. The estimate will be finalized closer to the building permit step. This presentation will be sent to the Board members.

SEQR process started on 4/20/22-this is a 30 day process-thus not complete yet. Jon Hinman, PE gave an update. No questions from the Board.

**New Business: Solar Farm Special Use Permit Public Hearing**

**Motion to open the Public Hearing at 7:20** by Tim Welch, seconded by Liz Conway. Bill Fuest asked if anyone wanted to speak or ask questions besides the Application Team. No response. Bill Fuest then asked if Daniel Huntington had anything more he would like to highlight. Mr Huntington then informed the Board that he spoke with the Fire Chief. Discussion on access roads and power shut off. The fire dept will have training and a walk through once the facility is built.

No comments from the land owner or Board Members. Motion to close the Public hearing by Don Brooks, seconded by Tim Welch. Voice vote unanimous(6 votes)

**Public hearing Closed at 7:25**

7:28 pm motion to adjourn by Tim Welch, seconded by Don Brooks. Voice vote unanimous (6 votes)

Draft submitted by Lisa Sauer 5/21/22