

**TOWN OF LIBERTY
PLANNING BOARD MINUTES
June 4, 2013**

MEMBERS PRESENT

Lynn Dowe, Chairman
John Van Etten
Vincent McPhillips
Denise Birmingham
Judy Siegel
Lydia Rolle

ABSENT

ALSO PRESENT

Walter Garigliano, Town Attorney
See attached sign in sheet

CHAIRMAN LYNN DOWE CALLED THE MEETING TO ORDER AT 7:08 PM.

ON A MOTION MADE BY JOHN VAN ETTEN AND SECONDED BY DENISE BIRMINGHAM, THE BOARD UNANIMOUSLY APPROVED THE MINUTES FOR MAY 7, 2013 WITH THREE MINOR CHANGES. ALL IN FAVOR, APPROVED.

ON A MOTION MADE BY JOHN VAN ETTEN AND SECONDED BY VINCENT MCPHILLIPS, THE BOARD UNANIMOUSLY APPROVED THE MINUTES FOR MAY 21, 2013. ALL IN FAVOR, APPROVED.

**Kraut Bungalow Colony
Special Use Permit
Sunset Lake Road
SBL: 30.-1-27.2
Zone: R-1 #2013-0013**

Chairman Dowe advises that Randy Wasson has changed the fence layout a little different than the Board had requested but Chairman Dowe explains that he has reviewed the plan and he agrees that it is better with the compactor on the outside of the fence to prevent the children from having access to it.

PUBLIC HEARING:

**Yeshiva Kavunas Halev
Special Use Permit
252 Ferndale Loomis Road
SBL: 36.-1-23.4
Zone: R-1 #2013-0015**

**CONTINUATION OF THE PUBLIC HEARING THAT WAS RECESSED AT THE
MAY 21, 2013 MEETING.**

9 hearing notices were sent, 6 green cards received, 3 outstanding.

Chairman Dowe asked if there was anyone from the public who had any questions or comments.

No one is present from the public.

**ON A MOTION MADE BY JOHN VAN ETEN, SECONDED BY JUDY SEIGEL, THE
PUBLIC HEARING WAS CLOSED. ALL IN FAVOR. APPROVED.**

OLD BUSINESS:

**Weitsman & Son of Liberty, LLC
Special Use Permit
Sheehan Road
SBL: 18-1-31 & 18-1-36.2
Zone: IC #2011-0021**

**PLANNING BOARD MEMBERS, JOHN VAN ETEN AND DENISE BIRMINGHAM
RECUSED THEMSELVES FROM THE FOLLOWING PROJECT BEFORE THE BOARD.**

There is no one present to represent Weitsman & Son of Liberty.

Attorney Garigliano advises the Board that he received an email from Attorney Howard Rittberg advising him that they did not receive the letter from the NYS DOT until late in the day and that they would not be present.

**PLANNING BOARD MEMBERS, JOHN VAN ETTEN AND DENISE BIRMINGHAM
ARE BACK ON THE BOARD FOR REMAINDER OF MEETING.**

**Yeshiva Letzirim Inc.
Special Use Permit
85 Ferndale Loomis Road
SBL: 35.-2-18.1 & 18.2
Zone: RD #2011-0014**

Attorney Gary Silver and Abe Brach appeared for this project. Mr. Silver presented updated plans to the Board. Mr. Silver explains that on page 1 the only dorms shown are the as-built dorms as requested, the fire access roadway has been shown along with a 150 foot radius, the only retaining walls shown are the ones that will actually be constructed, the owner of record has been corrected, the water trench details were corrected to 48 inches deep and the stair cross section has been added. Mr. Silver also presented a sprinkler system plan to the Board.

A discussion continued and it was determined that the applicant has done everything that the Board has requested. Attorney Garigliano explains that once the water line has been finished he does not see anything else that should hold Abe up from opening although he now has the Department of Health and the Code Enforcement Officer to satisfy.

**Darrin Edelglass
Special Use Permit
3319 State Route 52
SBL: 33.-5-13
Zone: SC #2013-0019**

Mr. Edelglass explains that he currently has a used car dealership located at 3319 State Route 52 in White Sulphur Springs. Mr. Edelglass explains that he is requesting with recommendation from CEO Van Etten to increase the number of cars allotted on the land. Attorney Garigliano asks if there is an existing approved site plan and Mr. Edelglass advises that he does not have one. Mr. Edelglass explains that he had a meeting with CEO Van Etten and that he said there was a previous allotment of 10 cars. Attorney Garigliano questions where the 10 car allotment came from. Mr. Edelglass explains that he does have his licenses from the State and he received a letter from CEO Van Etten in 2007 when he opened the business allowing him to have 10 cars.

A brief discussion continued and Mr. Edelglass was advised that he will need to submit a complete site plan for review.

Darrin Edelglass
Special Use Permit
State Route 52
SBL: 32.-4-7.1
Zone: SC #2013-0020

Mr. Edelglass explains that he would like to have a second used car lot which would be located on State Route 52 across the street from the firehouse. Mr. Edelglass explains that he has had conversations with the current owner who is willing to rent the land to him for the car lot. Mr. Edelglass explains that he would like to store sale ready vehicles on this lot. Attorney Garigliano advises the applicant that he needs to submit a site plan showing what he would like to do. Mr. Edelglass advises that there are two driveways to access the property, one on Route 52 and one on White Sulphur Road. Attorney Garigliano advises that if there is a driveway off of Route 52 or White Sulphur Road a copy of the highway entrance permit would need to be submitted.

Attorney Garigliano advises Mr. Edelglass that he will need to submit a complete site plan for review.

ON A MOTION BY JOHN VAN ETTEN AND SECONDED BY JUDY SEIGEL, THE MEETING WAS ADJOURNED AT 7:56PM.

Respectfully submitted,

Tammy Wilson, Planning Board Secretary

The foregoing represents unapproved minutes of the Town of Liberty's Planning Board from a meeting held on June 4, 2013 are not to be construed as the final official minutes until so approved.

 X Approved as read.