

**Wilmington Planning Board**

**June 4, 2012-7:00 P.M.**

Board members present: Robert Peters, Bert Yost and Tony Nickinello.

Public present: , Bob Guynup, Merri Peck, Debbie Boyce, John Johanson, Randy Preston, Bill Bedford, Bryan Liam Kennelly, Neil Ford, Bruce Anderson, Lynn Anderson, Jim Anderson and Shirley Lawrence.

**PUBLIC HEARING-ERIC JOHANSON TIMBER HARVESTING HASELTON ROAD -480A  
-NORTHWOODS FOREST CONSULTANTS, LLC**

**PUBLIC HEARING CALLED TO ORDER AT 7:00 p.m. by Chairman, Robert Peters.**

\***Bob Peters** explained 480A. Properties are only cut every 15-20 years and is managed by a forester with APA oversight.

\***Lynn Anderson** from River Road in Jay reviewed the map.

\*This would not be a clear cut operation.

\*Three letters had been received from adjoining property owners with no objections.

\*Access will be from Haselton Road.

\*There was a question over allowed hours of operation. The board stated that there are presently no rules. This needs to be addressed as part of the changes to the Land Use Code.

\*Tony Nickinello had questions over which lots were being cut as part of 480A. This was thoroughly reviewed.

\*The project has already been started due to the fact that the owner was not aware of the change in regulations in the Land Use Code.

**Public hearing closed at 7:23 p.m.**

**REGULAR MEETING OPENED AT 7:24 P.M.**

**ACCEPTANCE OF MINUTES OF THE MAY 7, 2012 MEETING**

\***Motion presented by Tony Nickinello, seconded by Bert Yost; carried unanimously.**

**OLD BUSINESS:**

1. William Eaton 4 lot subdivision on Route 86-Under APA review.

2. William Bedford-3 lot subdivision along Route 86. Bill has submitted to and received from the APA a permit for a 3 lot subdivision rather than 4 lots due to the wetlands on the property. On 10/24/11 NYSDOT approved the driveway cuts onto route 86. The APA has approved this application on the Easterly side of Route 86.

\*Bill explained his plans for a 4 lot subdivision on the Westerly side of Route 86.

\*This would be a major subdivision.

\*DOT would like to see shared driveways.

\*APA is reviewing this project.

\*Bill requested that the board table his project for the time being. He will come back to the board when he is ready to start the project.

3. Eric Johanson-Timber harvest on 41 acres-480A logging.

**Bert Yost** presented a motion to approve the application as submitted, seconded by Tony Nickinello; carried unanimously.

## **NEW BUSINESS**

### **1. Paul Papineau-Whiteface Highway road side stand/antiques/firewood.**

\*Paul was being represented by Brian Kinnelli.

\*Paul would be selling antiques, wood crafts, fire wood and signs.

\*He would have a total of three (3) stands. He would start early in May until Columbus day; at which time the stands would be removed.

\*Parking would be limited to a total of three (3) vehicles at one time.

\*There was a lengthy discussion over the number of signs proposed and the size limitations. There was also concerns over a sign that is attached to a utility pole. It was determined that a 2 sided 4 x 8 sign would make the most sense and look the best.

\*It was determined that the setback from Route 431 is 33' from the center of the road.

\*The board agreed to waive having a public hearing.

\***Bert Yost** presented a motion to approve the business application as long as it fits in with the sign regulations and meets the NYSDOT setback requirements; motion seconded by Tony Nickinello; carried unanimously.

## **CORRESPONDENCE**

## **1. Notice of Defects & Dangerous Conditions on Juniper Hill Road-Congedo vs. Wilmington**

\*Bob Peters gave an update of the previous project regarding this issue.

\*Congedo is contending that the road is too high causing a water issue and making his driveway too steep.

This issue is in the hands of the attorneys.

2. Office of the Essex County Clerk-no new survey maps filed.

## **DISCUSSION**

1. Ginny is not present to review the updated and condensed forms.

2. Bob Guynup updated the board on the sale and plans for the Green Mountain Lodge.

3. Discussion on updates for the Zoning Code Book.

\*Debbie Boyce question if it serves any purpose for the loggers to be required to get permits.

\*Bob Peters felt people are concerned when it is happening in their back yard.

\*The hours of operation need to be addressed.

\*It was felt that 480A projects might be addressed by notification to the Code Enforcement Officer.

\*Some rules should pertain to the village center and residential areas.

\*It was felt the number of acres logged without a permit should match DEC rules of 50 acres.

\*Cutting in a scenic corridor would require a permit.

\*There was discussion on setbacks from adjoining properties.

\*Debbie stated her opposition to buffers.

\*Chipping is not always practical.

\*Who monitors if things are being done correctly?

\*A meeting will be set up with ELAN to make revisions. John Johanson would like to be present at this

meeting to make comments and give ideas for revisions.

\*Randy Preston inquired if there were any other large issues that would need to be addressed for revisions.

\*Logging is the main issue.

## **ADJOURNMENT**

**Meeting was adjourned at 8:46 p.m. upon a motion presented by Bert Yost; seconded by Tony Nickinello; carried unanimously.**

