

**Town of Bergen Planning Board
Minutes of June 26th, 2014
Bergen Town Hall**

Present: Chairman Gary Fink, Norm Pawlak, Kathi McLaughlin, John Skomski, Dominick Camelio and Andrew Fink, Alt.

Not Present: Mark Gerhardy and Randall Holbrook

Also Present: Dave Mason, CEO, Ryan Irish of Metalico, Patrick Laber for Liberty Pumps, ZBA Chairman Bill Waldruff, and Mr. and Mrs. Birge

The meeting was called to order at 7:00 p.m. by Chairman Fink. A motion to approve the May 2014 minutes was made by Norm Pawlak, seconded by Kathi McLaughlin, voted and carried. Chairman Fink stated that Andrew Fink would be a voting member.

Metalico – Fence Expansion. Mr. Irish wants to move the fence at the Metalico site 10 feet toward the road to enhance the appearance of the site. The thought was that placing the fence in front of the trees would look nicer when seen from the road. After reviewing a sketch of the plan, Chairman Fink stated that he would have to go through the variance process to become approved. The fence must be 8 feet tall and 50 feet from the right of way. Chairman Fink also stated that this may be a problem because it would increase the footprint of the junkyard. After being given this information, Metalico will replace the existing fence where it is grandfathered rather than go through the variance process involving the Zoning Board and county.

Liberty Pumps – Subdivision. Patrick Laber, a representative for Schultz Associates informed board members that Liberty Pumps have complied with the Town Engineer for any requested changes. The S.W.P.P plan is in place. Liberty Pumps may have to re-pave the new entrance road where trucks removed all the dirt. A section of Liberty Way has been approved by the Town Board to sell back to Liberty Pumps. In order to complete the subdivision process, it must go through the county and receive final approval from the Planning Board. Schultz Associates will get the needed subdivision paperwork together and attend the next meeting. This will be a major subdivision with fees of \$100 for the subdivision and \$50.00 for the Public Hearing. Chairman Fink stated that he would call Felipe from the county Planning Board to see whether or not the subdivision request has already been reviewed by the county.

Autumn Moon Winery – At last month’s meeting, Mr. and Mrs. Birge were told that if they could prove that their winery was listed under Ag. and Markets, than they would be exempt from the variance and Public Hearing Processes for the windmill that they want to install on their property. They returned to this meeting with the licenses proving that they were listed under Ag and Markets and that they have a total of three years to produce. Chairman Fink had talked with the town lawyer to get a second opinion on what to do and the lawyer suggested that they go through the variance and Public Hearing processes for added protection. Felipe, from the county Planning Board said that since the winery is listed under Ag. and Markets it makes them exempt from these processes and they shouldn’t have to go through them. Chairman Fink opened discussion to the board to see what everyone thought. Kathi McLaughlin didn’t feel comfortable going against the lawyer’s suggestions, Dominick Camelio stated he would go the Ag. and Markets route, and Norm Pawlak stated he would follow Felipe’s recommendation seeing as how the lawyer would obviously want the extra coverage. All other members agreed with Felipe as well. Chairman Fink called for the motion to classify the winery as a farm operation therefore subject to Ag. and Markets regulations. Norm Pawlak made the motion, with Dominick Camelio as the second, voted and carried.

Old/New Business

- Insurance Auto Auctions Inc. just purchased 30 acres in the Industrial Park and will be getting cars that were in accidents and selling them to dealers. They will be attending next month’s meeting.
- The Brownells will be at next month’s meeting for a subdivision

No further business was discussed.

A motion to adjourn was made by Norm Pawlak, seconded by John Skomski, voted and carried.

Respectfully submitted,

Laura Smith, secretary

Cc: Michelle Smith, Town Clerk
Don Cunningham, Supervisor
Anne Sapienza, Town Assessor
Bill Waldruff, ZBA Chairman