

TOWN OF DAY Planning Board
REGULAR MEETING MINUTES – Draft
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November 4, 2019

Members Present:

Ted Mirczak, Chairman
Gary Newton
Ellen Taylor
Craig Trombley
Mary Ann Johnson

Counsel: Jeffrey Meyer

Members Absent:

Other Attendees: None

Chairman Ted Mirczak opened the meeting at 7:00PM

Pledge

Motion made by Ellen Taylor, seconded by Craig Trombley, to accept the meeting minutes from the September 5, 2019 regular meeting of the Planning Board.

Ayes: Gary Newton, Mary Ann Johnson, Craig Trombley, Ellen Taylor and Chair Ted Mirczak

Carried 5:0

Old Business: John & Christine Shea came before the Planning Board on October 7, 2019 and we referred them to the Zoning Board of Appeals for a zoning variance.

New Business: Application for a Boundary Line Adjustment

John & Christine Shea

Tax Section 33.18 Block 1 Lot 58 & 33.18-1-75

Chairman Mirczak noted that the Shea's came before the Planning Board on September 5, 2019 and that we referred them to the Zoning Board of Appeals to apply for an area variance, which they did on September 16, 2019. The Zoning Board then held a public hearing on the Shea's request for zoning variance October 21, 2019 and the Shea's were granted their variance, and a "resolution granting the area variance for a property line adjustment" was passed and approved by the Zoning Board of Appeals. Therefore, we can consider it complete and the Shea application is back before the Planning Board for final approval.

Chairman Mirczak said that the Planning Board reviewed the Application for a Boundary Line Adjustment and the SEQR that was submitted by Mr. Shea at our Planning Board meeting on October 7, 2019. There were no new questions from the Board and it was agreed that nothing

has changed since that last meeting. The Planning Board declared a negative declaration on the SEQR at our last regular meeting on October 7, 2019 and that the Resolution will be signed by Ted Mirczak, Planning Board Chairman, at tonight's meeting.

Chairman Mirczak said that our Planning Board needs to officially decide if we would need another public hearing, since there was already a public hearing held at the Zoning Board of Appeals meeting.

Motion made by Chairman Mirczak to waive another public hearing, seconded by Craig Trombley.

Ayes: Ellen Taylor, Chairman Ted Mirczak, Mary Ann Johnson, Gary Newton and Craig Trombley.

Carried: 5-0

Chairman Mirczak asked if any Board Members had any other questions or concerns about the survey plan and all agreed that the survey and boundary line adjustment application was clearly presented and there were no concerns.

Motion made by Mary Ann Johnson to approve the boundary line adjustment, seconded by Gary Newton.

Ayes: Craig Trombley, Chairman Ted Mirczak, Gary Newton, Ellen Taylor, Mary Ann Johnson

Carried: 5-0

It was clarified by Attorney Jeffrey Meyer, that the Shea's will need to have the deed updated to reflect the boundary line adjustment and that the survey plan needs one minor adjustment. Once the Shea's attorney submits the revised deed to Meyer & Fuller and it's reviewed and confirmed as complete, Chairman Mirczak can then sign the updated mylar submitted to the Planning Board by the Shea's. The Shea's will then have 62 days to file the revised deed and mylar with Saratoga County and once filed they can apply for a building permit.

Continuing Business: None

Correspondence: None

Secretary's Report: None

Motion, made by Gary Newton, seconded by Ellen Taylor, to **adjourn** this regular meeting of the Town of Day Planning Board was made at 7:22 PM.

Ayes: Chairman Ted Mirczak, Ellen Taylor, Mary Ann Johnson, Craig Trombley and Gary Newton

Carried 5-0

Diana Edwards
Clerk