

**Town of Pavilion  
Planning Board Meeting  
7/9/2013**

Present: Chairman Dean Davis, Ed Hollwedel, Craig Prucha, Don Brooks, Jim Rudgers, Rob LaPoint, Kevin Conklin (Alternate) Sue Kinney (arrived at 7:04), ZEO/CEO Dan Lang, and Clerk, Jennifer Davis.

No one additional was present.

Chairman Dean Davis called the meeting to order at 7:01. At this time, everyone rose to pledge to the flag.

The minutes from the meeting of May 14<sup>th</sup> 2013 were reviewed. Chairman Davis asked if there were any questions or suggestions for the minutes. Rob LaPoint questioned the number of violations for Weber's on Perry Rd. He was unsure whether there were 47 or 57 violations. It was agreed upon that 47 was correct at the time of that meeting. No change was necessary.

Craig Prucha made a Motion to approve the minutes as is from the May 14<sup>th</sup> planning board meeting.

Don Brooks seconded the Motion.

The Motion passes with the following Roll Call Vote:

Dean Davis- Yes                      Ed Hollwedel- Yes

Craig Prucha- Yes                      Rob LaPoint- Yes

Jim Rudgers- Yes                      Don Brooks- Yes

Sue Kinney was not present for the vote. She arrived right after the vote and apologized for running late (7:04).

Chairman Davis offered a copy of the agenda to any in need of one. He then turned the meeting over to ZEO/CEO, Dan Lang.

ZEO/CEO, Dan Lang announced that since the last meeting on May 14<sup>th</sup>, he has issued only 5 permits. These include solar panels, an addition on Asbury Rd, a barn being built and 2 house permits.

ZEO/CEO, Dan Lang also updated us on the progress of Mr. Freeman's permits. He went to the ZBA for his area variances which were all approved. They are waiting on plans for the home. No planning board review will be done for this case. The case was reviewed very carefully and passed after a lot of questions were addressed. This will create an overall better appeal and attraction for the town as a

whole.

Update on Martinez Violations (Telephone Rd): They made some progress on cleaning up. Then it stopped. Another letter was issued and work had begun again to clean up around the home. Progress is slow, but is being made.

Some other letters have been issued to other houses in that area. Some other houses will be looked into more closely.

Update on Weber Violations (Perry Rd and Fire Hall): Steven Weber's court date was July 9<sup>th</sup>. At this court appearance he pleaded guilty to all violations, unconditionally. He is down to 20 vehicles on Perry Rd property, 2 on Steven's property and 6 on Fire Hall property. Judge delayed upon request the sentencing for 30 days (August 13<sup>th</sup>). The agreement is that if Steven pleads guilty and removes all of the cars in these 30 days, jail time will be off the table.

Update on Celia Milroy property (fire damage): Paperwork was handed over from the fire chief. ZEO/CEO, Dan Lang did an evaluation of the house. It is not habitable the way that it is. Insurance company is trying for a "quick fix" for the house which is not possible. Asbestos and water damage is immense. ZEO/CEO, Dan Lang deemed the building unsafe. ZEO/CEO, Dan Lang is trying to help Mrs. Milroy in every way possible.

Edgar Hollwedel brought a picture and article from the Batavian from April 7<sup>th</sup> 2013 of a house from Pavilion on Rt. 63. Edgar is concerned that it is not up to code. ZEO/CEO, Dan Lang claims it is pre-existing, nonconforming. No complaints from neighbors or citizens have been brought to him, so at this time it will be left alone.

Concern was brought up about work being completed on the house of the corner of York Rd and Rt. 63 (brick house on the corner). ZEO/CEO, Dan Lang is unsure and will look into that and check on permits.

During the discussion of the brick house, ZEO/CEO, Dan Lang was confused about the house. He thought it was the large blue house on 63 where an 1800 sq ft addition is being added on. This home belongs to the Rutherford's and they have all the permits needed for this project.

Chairman Dean Davis asked ZEO/CEO, Dan Lang what the progress was on the disclaimer on water. No real progress has been made. ZEO/CEO, Dan Lang has been in contact with Ted Howard and some discussion has been done but nothing has been decided. The Planning Board is hoping for having a joint meeting with the

Town Board to discuss some options of this.

Voucher sheets will be distributed at the end of the meeting and filled out.

Chairman Davis explained that there was no new work that has been asked by the Board and no work to be followed up on. Chairman Dean Davis left the floor open to the Board Members.

Sue Kinney thanked ZEO/CEO, Dan Lang for taking such good care of her neighbor, Mrs. Milroy.

Jim Rudgers told the board that the August meeting would regretfully be his last. Jim will have an official write up for that meeting. A new alternate will be found. The whole Planning Board thanked Jim for his service and expressed condolences to see him go.

Chairman Davis quizzed Rob LaPoint about the website. He is interested in some sort of a counter to see how often the website is viewed. This will be looked into by Rob and Cindy.

Chairman Davis Motioned for the meeting to come to a close at 7:37.

Sue Kinney seconded this motion.

All in favor.

Respectfully Submitted,  
Jennifer Davis