

**Minutes
Cayuga County GML 239-l, m & n Review Committee
February 19, 2015**

The Cayuga County GML 239-l, m & n Review Committee was established in 2005 by Cayuga County Legislature Resolution 413-05 as the agency to conduct mandatory reviews in Cayuga County under sections 239-l, 239-m, and 239-n of the General Municipal Law of New York State. The Committee meets monthly to review local actions for potential intermunicipal or countywide impacts.

The meeting was called to order at 9:05 AM in the Conference Room on the 5th floor of the County Office Building at 160 Genesee Street in Auburn, New York.

The following committee members were present:

Director of Planning and Development:	Steve Lynch
Director of Environmental Health:	Eileen O'Connor
Superintendent of Highways:	Rich Wheeling (designee)
Environmental Engineer:	Nick Colas (designee)
Director of Soil and Water Conservation:	John Fraser (designee)

A quorum was thereby established.

Others present: Andrew Snell (Watershed Specialist- Owasco Lake Insp. Program), Kari Terwilliger (Planning Staff), John Zepko (Planning Staff)

1. Minutes

Minutes from January 15, 2015 and January 22, 2015:

MOTION BY EILEEN O'CONNOR: Approve all minutes with no changes.

SECOND BY JOHN FRASER: All vote AYE.

Motion Approved and Carried.

The following municipal matters were submitted to the Committee for consideration pursuant to New York State General Municipal Law §239-l, m, & n:

2. Town of Owasco – Tom Thumb Drive-In PDD, 6143 & 6129 East Lake Road

The Committee carefully considered the materials provided by the Town related to the proposed PDD application for the Tom Thumb Drive-In and the proposed addition of a mini-golf course. The Committee mentioned that the existing Tom Thumb Drive-In business, located on parcel #131.03-01-72, is a legally existing non-conforming use and can continue its operation, but that the proposed addition of the mini-

golf course on the adjacent parcel (parcel #131.03-01-70.3) and onto the Tom Thumb parcel behind the existing building is why the applicant has submitted a Planned Development District application to the Town, which does not have a commercial zoning district. The Committee also discussed the proposed storm water drainage system for both parcels as shown on the plans submitted by the applicant, especially with regards to the flow of water from the site down the hill towards existing residential homes and ultimately Owasco Lake. The Committee discussed their inability to determine from the plans submitted what the true functionality and purpose of the bio-retention basin was, particularly with the direction of flow of the water once it passes through the basin, including any overflow. The Committee also discussed their inability to determine whether the proposed project would or would not pose intermunicipal impacts with regards to the water quality in Owasco Lake given the lack of information that was provided by the applicant.

MOTION BY EILEEN O’CONNOR:

The Committee has determined that additional material is necessary for review before a final action can be taken. Once the requested materials have been received, the Committee will continue their review of this proposed action.

Materials required: The Committee requires detailed information on where the runoff water is going, especially as it leaves the proposed bio-retention basin; and detailed information on the functionality and purpose of the bio-retention basin. The Committee requires that this information be submitted on an actual drainage plan that shows the direction of flow for all stormwater outlets, as well as any additional supporting materials that will assist the Committee in determining the direction and extent of stormwater runoff that will leave the site.

SECOND BY NICK COLAS:

All voted AYE.

Motion Approved and Carried.

3. Town of Owasco- Special Use Permit, 6140 Oakridge Road

This referral is a resubmittal of a Special Use Permit for the conversion of a single-family dwelling to a two-family dwelling located at 6140 Oakridge Road in the Town of Owasco. The Committee reviewed this proposed action at their meeting on December 18, 2014 and approved of the action with the following changes: “The Committee requests that the Town Board require the property owners to connect to the Town’s sewer system; and have the current on-site septic system properly abandoned by having the tank pumped out and then removed or filled with inert material.”. The Town did not take action on the application from December 2014, instead the property owner submitted a new application to the Town in January, 2015 after connecting the house to the public sewer system and properly abandoning the existing septic system.

At this meeting the Committee carefully considered the materials provided by the Town for the resubmittal of the Special Use Permit application for the conversion of a single-family dwelling to a two-family dwelling located at 6140 Oakridge Road. The Committee was satisfied with the documentation provided by applicant with regards to the abandonment of the septic system and hook-up to the Town's sewer system.

MOTION BY EILEEN O'CONNOR: The Committee has determined that the proposed action appears to have no intermunicipal concerns and to be of local concern only.

SECOND BY NICK COLAS: All voted AYE.

Motion Approved and Carried.

4. Town of Owasco – Boyle Lakeside Preliminary Subdivision, Fire Lane 6A

This referral is a resubmittal of a Preliminary Subdivision application for property owned by John and Maureen Canty, parcel number 131.03-1-27, located on Fire Lane 6A off East Lake Road. The Committee reviewed this case on January 15, 2015 and determined that additional material was necessary for their review before they could make a determination. The Committee required that the property owner/Town submit "a copy of a detailed SWPPP that includes water quality and quantity estimations for pre and post construction in order to confirm or modify their comments on erosion and sediment control for the development before they can make their final determination". Mr. Canty provided the Town with a SWPPP report and a set of revised maps per the Committee's request, and the Town then resubmitted the application to the Committee for review and determination.

The Committee carefully considered the materials provided by the Town related to the proposed subdivision and determined that they agreed with many of the comments provided to the Town by Jeffrey A. Rowe, P.E. (Engineer with Barton & Loguidice) who was commissioned by the Town to review the preliminary subdivision plans. The Committee especially agreed with Mr. Rowe's comment in his letter to the Town that "The SWPPP did not include plans that show the stormwater improvements described in the SWPPP; therefore, a thorough review could not be completed". The Committee also concluded that the applicant did not provide details in the SWPPP for **water quality and quantity estimations for pre and post construction**, as requested in the Committee's list of required materials from January 15, 2015. The Committee determined that the development impacts of the Boyle Lakeside Subdivision, as presented in the preliminary plans, exceed the thresholds contained in table 2 of the New York State SPDES General Permit for Stormwater Discharges from Construction activity, GP-0-15-002; and that according to the data presented in this project's NOI, this subdivision will result in a soil disturbance of between one and five acres with greater than 25% impervious cover at build out, and also includes plans for road construction. The Committee also determined that in order to mitigate the potential for adverse environmental impacts to Owasco Lake, and to comply with New York State regulations, this project must seek coverage under SPDES GP-0-15-002.

MOTION BY NICK COLAS:

The Committee has determined that additional material is necessary for review before a final action can be taken. Once the requested materials have been received, the Committee will continue their review of this proposed action.

Materials required: The Committee requires a copy of a Stormwater Pollution Plan that includes both erosion and sediment control plans and post construction stormwater management practices. The SWPPP must be in compliance with the latest edition of the New York State Standards and Specifications for Erosion and Sediment Control, as well as the latest edition of the New York State Stormwater Management Design Manual.

SECOND BY EILEEN O’CONNOR:

All voted AYE.

Motion Approved and Carried.

**Motion to adjourn by Eileen O’Connor. Seconded by Nick Colas. All approving.
Adjourned at 9:55 AM.**

Minutes submitted by Kari Terwilliger (staff).