



## DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT

**Stephen F. Lynch, AICP**  
Director

County Office Building, 160 Genesee Street, Auburn, New York 13021  
Voice: (315) 253-1276

Email: [planning@cayugacounty.us](mailto:planning@cayugacounty.us)  
Fax: (315) 253-1499

### Minutes

#### Cayuga County GML 239-l, m & n Review Committee

**August 15, 2019**

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 9:04 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:

Environmental Engineer:	<b>Bruce Natale</b>
Health Department:	<b>Eileen O'Connor</b>
Highway Department:	<b>Rich Wheeling (designee)</b>
Planning Department:	<b>Steve Lynch</b>
Soil and Water Conservation:	<b>Doug Kierst</b>

A quorum was thereby established.

Others present: Kiva VanDerGeest (Planning Staff), Bret Gawronski (SWBR Project Manager for proposed development at 27-29 Church Street, Port Byron)

### **MINUTES:**

Minutes from July 18, 2019:

**MOTION BY:** Steve Lynch                      Approve minutes with no change.

**SECOND BY:** Doug Kierst

Doug Kierst votes AYE.

Steve Lynch votes AYE.

Doug Kierst votes AYE.

Bruce Natale ABSTAINS as he was absent from this meeting.

Eileen O'Connor ABSTAINS as she was absent from this meeting.

**Motion Approved and Carried**

**MINUTES:**

Minutes from July 22, 2019 Special Meeting:

**MOTION BY:** Bruce Natale

Approve minutes with no change.

**SECOND BY:** Rich Wheeling

Steve Lynch votes AYE.

Bruce Natale votes AYE.

Eileen O'Connor votes AYE.

Rich Wheeling was absent from this meeting, but has reviewed the minutes and votes AYE.

Doug Kierst ABSTAINS as he was absent from this meeting.

**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:**

**MOTION INTRODUCED:**

Agenda item #5 be reviewed first in respect of the attending consultant's time.

**MOTION BY:** Steve Lynch

**SECOND BY:** Doug Kierst

All vote AYE.

**1. Village of Port Byron- Special Use Permit- 27-29 Church Street**

The Committee carefully considered the materials provided by the Village related to the proposed Special Use Permit to be located at 27-29 Church Street. Based on the information submitted, the Committee determines that the action appears to have no intermunicipal concerns and to be of local concern only. The Committee also submits the following comment for the Board's consideration:

1. The proposed development is to be located on parcels that have previously been subdivided, and is situated in a manner that development would take place across both parcels. It is advisable to merge these parcels prior to development.

**MOTION BY:** Eileen O'Connor

The action appears to have no intermunicipal concerns and to be of local concern only.

**SECOND BY:** Steve Lynch

All vote AYE

**Motion Approved and Carried.**

**2. Village of Fair Haven- Special Use Permit- Site Plan Review- 530 Main Street**

The Committee carefully considered the materials provided by the Village related to the proposed Special Use Permit and Site Plan to be located at 530 Main Street. Based on the information submitted, the Committee recommends approving the proposed action without change. The Committee also submits the following comment for the Board's consideration:

1. Proposed driveway expansion should work to preserve existing drainage allowing continued water flow along South Fancher Avenue

**MOTION BY:** Steve Lynch

Recommend approving the proposed action without change.

**SECOND BY:** Eileen O'Connor

All vote AYE

**Motion Approved and Carried.**

**3. Town of Sterling- Use Variance- 14869 State Route 104**

The Committee carefully considered the materials provided by the Town related to the proposed Use Variance to be located at 14869 State Route 104. Based on the information submitted, the Committee recommends disapproving the proposed action. The Committee also submits the following comments for the Board's consideration:

1. Disapproval is recommended due to the fact that this parcel is situated within a State and Federally designated wetland.
2. New York State Department of Transportation requires a 100 ft setback from the highway right-of-way. If this project does proceed NYS-DOT should be contacted.

**MOTION BY:** Eileen O'Connor

Recommend disapproving the proposed action.

**SECOND BY:** Doug Kierst

All vote AYE

**Motion Approved and Carried.**

**Motion to adjourn by Doug Kierst. Seconded by Steve Lynch. All approving. Adjourned at 9:37 AM.**

Minutes submitted by Kiva VanDerGeest (staff).