

A regular meeting of the Town/Village of Lima Planning Board was held on Wednesday, March 16, 2022, at 7:00 PM at the Lima Town Hall 7329 E Main Street, New York 14485

PRESENT: Chairman Wayne Childs, Vice Chairman Andrew Britton, Members Attorney Ericka Elliott (left at 8:32 P.M.), Doug Best, George Gotcsik, and Jake Button

ABSENT: Member Paul Osborne

OTHERS: Honorable Town Board Liaison Mark Petroski and Secretary Sharon M. Knight, MMC/RMC

VISITOR: None

Chairman Childs called the meeting to order at 7:00 P.M. and led everyone in the Pledge of Allegiance.

RESOLUTION #2 APPROVAL OF MINUTES

On motion of Member Button, seconded by Member Best the following resolution was ADOPTED AYES 6 NAYS 0 ABSENT 1 (Member Osborne)

RESOLVE to approve the minutes of January 19, 2022, as presented by e-mail and published on the Town of Lima website at townoflima-ny.org. Request they be placed in the Official Permanent Minute Book.

Vote of the Board: Ericka Elliott - Aye, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

DISCUSSION - LETTER OF SUPPORT GVRR GRANT

Chairman Childs reported he wrote a letter of support for 1883-1887 Rochester Street in referenced to a grant application. Mr. Button thanked Chairman Childs for the support. Member Gotcsik stated that the American Hotel was awarded a grant, but no funds have been received to date. Member Best stated that it's hard to get contractors now.

DISCUSSION - LETTER OF SUPPORT WILLARD FARM

Chairman Childs reported that the application has been accepted by the New York State Department of Agriculture and Markets for grant consideration.

DISCUSSION – ZONING BOARD OF APPEALS VARIANCE REQUEST

Chairman Childs reported on the variance application to the Zoning Board of Appeals regarding a sign variance application for Family Dollar. The Zoning Board of appeals did not have discussion as the requirements of notification of neighbors and hearing notification at the location of the property did not occur. There was an open discussion included but was not limited to the “Certification of Receipt” needs to be presented, site plan review guidelines for variance application, and filing decision with the Town Clerk.

Chairman Childs provided research of Family Dollar signs in other communities. Review of the Village code regarding signs included size and multi-tenant.

Committee Members spoke of the use of email for sharing the agenda and other supporting documents to be considered for meetings. Secretary Knight suggested another way to share is to use Public Docs on e-Code. It appeared a demonstration would be needed to consider, and Chairman Childs offered to present at a future meeting.

DISCUSSION – VILLAGE REQUEST FOR RECOMMENDATIONS FOR AN UPDATE TO THEIR LOCAL LAW REGARDING SIGNS

The Village Board is continuing to work on a draft of a local law regarding updating their signs laws. Some recommendations were provided by this Board, and additional discussion are needed for further recommendations. Chairman Childs shared many laws and photograph of sign in other communities. The Board had a lengthily discussion regarding things like placement, Villages versus Towns, speed limits and right of way. This discussion was held to provide guidance and it's the role of the Village Board to adopt local laws and the Planning Board to provide recommendations. Although recommendations can be provided by this Board the use of professional planners would be helpful.

RESOLUTION #3 ENTER INTO EXECUTIVE SESSION

On motion of Chairman Childs, second by Member Elliott the following resolution was ADOPTED AYES 6 NAYS 0 ABSENT 1 (Member Osborne)

RESOLVE to enter into executive for the purpose of discussions regarding proposed, pending or current litigation. Time 7:45 P.M.

Vote of the Board: Ericka Elliott - Aye, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

RESOLUTION #4 CLOSE EXECUTIVE SESSION

On motion of Member Britton, second by Member Elliott the following resolution was ADOPTED AYES 6 NAYS 0 ABSENT 1 (Member Osborne)

RESOLVE to close executive session with no action taken. Time 7:52 P.M.

Vote of the Board: Ericka Elliott - Aye, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

DISCUSSION – VILLAGE REQUEST FOR RECOMMENDATIONS FOR AN UPDATE TO THEIR SIGN LOCAL LAW

Chairman Childs opened the discussion of the proposals and a discussion ensued and the following recommendation was adopted.

RESOLUTION #5 SIGN LAW PROPOSED RECOMMENDATIONS

On motion of Member Britton, seconded by Member Elliott the following resolution was ADOPTED AYES 6 NAYS 0 ABSENT 1 (Member Osborne)

RESOLVE to recommend to the Village Board and the Historic Preservation Committee the following updates to be included in the updated Village Code for signage:

1. Allow multi-tenant signage in commercial applications
2. Enforce sign site plan review performed by the Planning Board
3. Increase square footage to 20 sq. ft (currently 16 sq. ft.)
4. Keep 12' height limitation
5. Sign plan must be approved by Planning Board
6. Sign must follow design guidelines and reflect plan as approved.
7. Historic Preservation Committee 30-day review and commentary
8. Retain dimensional requirements
9. Incorporate LivCo signage design guidelines for freestanding signs
10. Incorporate photos or illustrations of good examples of “harmony in style and scale with the architectural features of the buildings on which they are placed or to which they relate”.
11. Consider sign packaging

Vote of the Board: Ericka Elliott - Aye, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

DISCUSSION - APPROVAL OF MINUTES AND PAYMENT OF ATTENDANCE

A thank you was extended to Member Elliott for providing electronic copies and Member Gotcsik for providing paper copies of previous minutes taken in 2021 of the Planning Board. After reviewing the following resolutions were adopted. Members completed their voucher for the Chairman’s signature, and Board approval of meeting attendance.

RESOLUTION #6 APPROVAL OF MINUTES

On motion of Member Button, seconded by Vice Chairman Britton the following resolution was ADOPTED AYES 5 NAYS 0 ABSENT 2 (Member Osborne and Elliott)

RESOLVE to adopt the minutes of January 20, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

RESOLUTION #7 APPROVAL OF MINUTES

On motion of Member Button, seconded by Chairman Childs the following resolution was ADOPTED AYES 5 NAYS 0 ABSENT 2 (Member Osborne and Elliott)

RESOLVE to adopt the minutes of March 31, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

RESOLUTION #8 APPROVAL OF MINUTES

On motion of Member Button, seconded by Chairman Childs the following resolution was ADOPTED AYES 5 NAYS 0 ABSENT 2 (Member Osborne and Elliott)

RESOLVE to adopt the minutes of June 16, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

RESOLUTION #9 APPROVAL OF MINUTES

On motion of Member Button, seconded by Member Best the following resolution was ADOPTED AYES 5 NAYS 0 ABSENT 2 (Member Osborne and Elliott)

RESOLVE to adopt the minutes of August 18, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

RESOLUTION #10 APPROVAL OF MINUTES

On motion of Member Button, seconded by Member Best the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 2 (Member Osborne and Elliott) ABSTAIN 1 (Chairman Childs)

RESOLVE to adopt the minutes of September 15, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Aye, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Abstain

RESOLUTION #11 APPROVAL OF MINUTES

On motion of Chairman Childs, seconded by Member Best the following resolution was ADOPTED AYES 4 NAYS 0 ABSENT 2 (Member Osborne and Elliott) ABSTAIN 1 (Member Button)

RESOLVE to adopt the minutes of November 17, 2021 as presented.

Vote of the Board: Ericka Elliott - Absent, George Gotcsik – Aye, Doug Best - Aye, Paul Osborne- Absent, Jake Button- Abstain, Vice Chairman Andrew Britton - Aye, Chairman Wayne Childs – Aye

DISCUSSION – COMPLAINTS OF VIOLATIONS OF THE TOWN CODE

There was discussion of complaints that the Town/Village codes are not being followed. It was recommended that complaints be directed to the Code Enforcement Officer as addressing enforcement is not a role of the Planning Board. role.

DISCUSSION - ATTENDANCE OF CODE ENFORCEMENT OFFICER AND TOWN AND/OR VILLAGE ATTORNEY

Requests for attendance of the Code Enforcement Officer and/or Attorneys needs to be requested when needed.

The meeting adjourned by motion of Member Gotcsik and seconded by Chairman Childs at 9:22 P.M.

Respectfully submitted by:

Sharon M. Knight, MMC/RMC, Secretary