

EMERGENCY ZOOM PLANNING & ZBA MEETING, THURSDAY, MARCH 25, 2021

ZBA MEMBERS PRESENT: JEFF MULLIGAN, CINDY KELLEN, DIANE ATTEA

PLANNING MEMBERS PRESENT: KATHY COLE, KATHY MANNIX, CHRISTOPHER STERNER, BRIAN THORN, CLARA MULLIGAN, RANDY KOZLOWSKI

ABSENT: JEFF PASSARELL, BOB WESTFALL

OTHERS: BRIAN GLISE, CEO, JAMES CAMPBELL, TOWN ATTORNEY

VISITORS: BRIAN HARPER (DG SOLAR), MICHELLE PIASECKI (ATTORNEY, HARRIS BEACH)

CLERK: KIM MCDOWELL

MOTION TO OPEN THE MEETING WAS MADE BY KATHY COLE; SECONDED BY RANDY KOZLOWSKI.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- ABSENT
DIANE ATTEA - AYE
JEFF PASSARELL - ABSENT

KATHLEEN COLE -AYE
VACANCY -
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - AYE
CLARA MULLIGAN - AYE
BRIAN THORN - AYE
CHRISTOPHER STERNER - AYE

CARRIED 9-0.

DG NY SOLAR CS, LLC c/o RICHLAND RESOURCES, LLC/AVON-EAST AVON RD/TAX PARCEL#34.-1-15.21 - SOLAR FARM - EXTENSION REQUEST ON DEADLINE FOR PERMIT AND CONSTRUCTION

Jim Campbell stated that we have received a request for a one-month extension on obtaining a building permit which had a deadline of March 28, 2021 and a one-month extension on the build out as well.

Jim also stated that the timeframe for obtaining a permit and build out is unrealistic in our current solar law and that has been amended in our drafted solar law currently being reviewed. He stated the new law if approved will double the time for obtaining a building permit from 6 months to one year and for build out from 12 months to 24 months.

Jeff Mulligan stated he feels this seems simple enough.

Kathy Cole agrees with the extension due to COVID causing delays.

Brian Thorn asked if a one-month extension is realistic for them to get all the paperwork submitted to us.

Jim Campbell asked Michelle Piasecki, Attorney for DG Solar, if that is ample time for the applicant to get all the paperwork submitted.

Ms. Piasecki thanked everyone for holding this meeting so quickly. She stated there are only a few documents and issuance of the bond left to submit before the permit can be issued. She feels granting a one-month extension will be plenty of time for them to get in the paperwork.

Jim Campbell stated that he has been in contact with Lance on what needs to be completed and they both feel that will be sufficient for them to submit the paperwork.

Cindy Kellen wondered if the neighbors will be upset because we did not advertise this meeting.

Jim Campbell stated we posted it on the website and sent it to the paper as an emergency meeting which does not require a public hearing.

Jim Campbell stated that he would like each Board to make separate motions and approvals on the one-month extension.

ZBA MOTION TO APPROVE A ONE MONTH EXTENSION FOR DG SOLAR TO RECEIVE A BUILDING PERMIT AND BUILD OUT WITH A NEW DEADLINE OF APRIL 28, 2021 WAS MADE BY DIANE ATTEA; SECONDED BY CINDY KELLEN.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- ABSENT
DIANE ATTEA - AYE
JEFF PASSARELL - ABSENT

CARRIED 3-0

PLANNING MOTION TO APPROVE A ONE MONTH EXTENSION FOR DG SOLAR TO RECEIVE A BUILDING PERMIT AND BUILD OUT WITH A NEW DEADLINE OF APRIL 28, 2021 WAS MADE BY BRIAN THORN; SECONDED BY CHRISTOPHER STERNER.

KATHLEEN COLE -AYE
VACANCY -
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - AYE
CLARA MULLIGAN - AYE
BRIAN THORN - AYE
CHRISTOPHER STERNER - AYE

CARRIED 6-0.

Jim Campbell asked if there were any questions, and there were none.

MOTION TO CLOSE THE MEETING WAS MADE BY KATHY COLE; SECONDED BY
JEFF MULLIGAN.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- ABSENT
DIANE ATTEA - AYE
JEFF PASSARELL - ABSENT

KATHLEEN COLE -AYE
VACANCY -
RANDY KOZLOWSKI - AYE
KATHLEEN MANNIX - AYE
CLARA MULLIGAN - AYE
BRIAN THORN - AYE
CHRISTOPHER STERNER - AYE

CARRIED 9-0.

MEETING CLOSED.