

ITEM # 1:

The meeting was called to order by Planning Board Chairman Lawrence J. Kelly, Jr., at 6:55 p.m.

ITEM #2: Roll Call

Present:

Lawrence J. Kelly, Jr., Chairman
George Donhauser
James Jozwiak
Joseph Edbauer
Julie Zybert
Karl R. Lux

Also Present:

Darlene Schweikert
Clyde Drake, Supervisor

Not Present:

Bruce Luno

ITEM #3: Citizen Participation

There was no one for Citizen Participation.

ITEM #4: Approval of Minutes

a) February 5, 2019 – J. Jozwiak made the motion, seconded by K. Lux, to approve the Minutes as presented. All in favor. Carried.

ITEM #5: Business from the Members

a) The members had all received a copy of the Small Cell Aesthetic Regulations Deadline article prior to the meeting for their review. Chairman Kelly asked the members for their input; did it mean anything to anybody besides Supervisor Drake? Supervisor Drake advised that this is the first time that this has come up, on Thursday, February 28th in the morning. Then Thursday night it came up at the Erie County Association of Towns' meeting and they were saying that there is this new law that passed and takes affect April 15th and the concern is that if any municipality would want to pass a local law passed, it would have to be done before April 15th. It is in the right of way so there are utilities that the Town cannot do anything to stop. Basically, this says aesthetics. Supervisor Drake searched the internet to see if he could locate any local law and he could not find a single word about it. J. Edbauer said that what he looked at was that mostly they favor existing cell towers and they are trying to use other infrastructure to limit costs; they would not be adding additional structures. J. Jozwiak noted that that made sense because it will need to generator backup; schools, water towers, hospitals. Supervisor Drake noted that everything he did see was from the State of California. J. Zybert related a story that she had heard that day on NPR talking about the City of Sacramento which is one of four cities that have implemented 5G. It is going to just be

all wireless so you won't need to take a FIOS cable or any type of cable into people's houses. They want it to simply all be wireless and they believe that they will be able to do all of the boxes on the existing utility poles. K. Lux noted that they are doing this in Florida too. Supervisor Drake said that it was disturbing to him that this law was going and no body had mentioned it. K. Lux noted that it probably went through the Public Service Commission instead of coming through the legislature. Supervisor Drake advised that he will continue to follow this matter. J. Jozwiak noted that there are things that come down the pipe that can never be enforced or that is never enforced.

b) The members discussed the demolition of Ponderosa. The Town does not have any information as to any interest in the parcel.

c) At the February meeting, J. Edbauer asked if the Board needed to re-visit the Code Changes. These changes were attached to the Meeting Minutes for the members to review. Chairman Kelly asked if the members had any questions. J. Jozwiak noted that the members had reviewed these twice before. The members believe that no further changes are necessary at this time.

d) K. Lux asked Supervisor Drake for an update on the Thie matter. Supervisor Drake had discussed with CEO Singleton about going to see the resident but hasn't heard anything. CEO Singleton has a lot going on right now. K. Lux would like to see CEO Singleton put something in writing advising the resident that he should not be doing what he is doing. Then the Town would have a paper trail. It is in Planning Board Minutes from when he came in to discuss the matter. The members feel that something written should be sent to Mr. Thie from CEO Singleton.

ITEM #6: Motion of Adjourn

K. Lux made the motion, seconded by J. Zybert, to adjourn the meeting at approximately 7:15 p.m. All in favor. Carried.

Chairman Kelly advised that the next meeting is Tuesday, April 2, 2019.



Darlene G. Schweikert
Planning Board Secretary