

The meeting was called to order at 6:00 P.M. followed by the Pledge of Allegiance.

<b>ROLL CALL:</b>	Present	-	Margaret Bebak, Chairperson James Frick Timothy Hayes Christopher Holmes Dale J McCabe Eric Sailer Joseph Sherman Jeffrey Schieber, Code Enforcement Officer Chris Trapp, Town Attorney
	Absent	-	None

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**APPROVAL OF PROOFS OF PUBLICATION**

Motion by Frick, second by Bebak, to receive and file the proofs of publication and posting of legal notice.

Ayes: All    Noes: None    Motion Carried

**APPROVAL OF MINUTES**

Motion by Frick seconded by McCabe, to approve minutes 2023-01 of January 12, 2023.

Ayes: All    Noes: None    Motion Carried

**OLD BUSINESS**

**SPR2021-009**

A request of Lauer - Manguso & Associates Architects and Engineers for site plan approval for property located at 310 Orchard Park Road for construction of a new 1,749-sf restaurant all related site improvements.

Motion by McCabe, seconded by Frick, to table the item at the request of the applicant.

Ayes: All    Noes: None    Motion Carried

**SPR2022-013**

A request from The Broadway Group, LLC for site plan approval for property located at 3030 and 3036 Seneca Street for redevelopment as a 10,640-sf, single tenant, free standing retail store with all related site improvements.

Motion by Frick, seconded by Bebak, to table the item at the request of the applicant.

Ayes: All    Noes: None    Motion Carried

**NEW BUSINESS**

**SPR2023-01**

A request of Car Star for site plan approval for property located at 100 Orchard Park Road for construction of a 48' x 65' collision shop addition and 16' x 16' employee breakroom.

Motion by Bebak, seconded by Frick to open the public hearing.

Ayes: All

Noes: None

Motion Carried

Tim Arlington with Apex Consulting provided the following details:

- The project is for a 48' x 65' addition to the rear of the property.
- This extension will allow for 3 – 4 more bays in the collision shop.
- In 2016, an addition was constructed for a paint spray room.
- The width of the addition matches the width of the building and will have the same height, roof slope and appearance of the original building.
- The utilities will be extended to the back of the building addition.
- The east section of the property needs to be regraded; a storm line from the south crosses over where the addition will be constructed. The proposal is to go around the new addition with a new outlet into the bank of the creek. All the existing storm sewer pipes will be collected in the new outlet increasing the capacity of the pipes.
- The proper size pipes will prevent the impact of a 100-year storm and will allow the rear of the property to be regraded to prevent any ponding.
- The lighting will only be on the building and there will not be any landscaping due to the addition being in the back of the property. The vegetation along the creek bank will not be impacted.
- A small 16' x 16' space would be constructed for a new employee breakroom.

Mr. Sherman questioned if the applicant has applied to the NYSDEC for a permit to allow the pumping of stormwater into the creek. Mr. Arlington stated this is something that still needs to be applied for. A letter of approval was received from the Town Engineer.

Code Enforcement officer Jeffrey Schieber stated the existing drain lines that currently drain the parking lot and existing building collected all the water drained into existing pipes. There are no more impervious areas relative to this addition as this was all calculated with the existing pavement. The Town Engineer stated the NYSDEC permit must be applied for; this could be reviewed by the Town Engineer. Chairperson Bebak stated if not approved, new site plans would need to be submitted.

Mr. Arlington stated the other option would be to go around the building and tie back into the same outlet line; there are difficulties with this.

Mr. Schieber stated the overall site without the building addition has the groundwater being collected by the asphalt and discharged into the existing pipe. The plan is to not have the water back feed into the parking lot.

Mr. Arlington stated the plan trades asphalt for a building; the rate and quantity run off is not being increased. This is an improvement to the draining issues and will prevent ponding.

Mr. Sherman questioned the time from for the DEC permit. Mr. Arlington stated he will be contacting them.

