

## TOWN OF NEWSTEAD - PLANNING BOARD MINUTES

Newstead Town Hall – 7:30PM

May 21, 2012

### MEMBERS

PRESENT: Tom Cowan, Chairman  
Erik Polkowski  
Terry Janicz  
Don Hoefler  
John Potera  
Andy Kelkenberg

ABSENT: John Olaf

OTHER: Christine Falkowski, Recording Clerk  
Chief Kowalik, Akron Fire Co.

### Work Session

- **Special Events review**

Tom reported that the Town Board did not agree with the Planning Board's recommendation for a guide. Town Board unanimously feels that special events should require a permit, and become a law. Nathan provided a draft ordinance for review.

Erik is on the Celebration Committee and is involved in some other special event fundraisers. He likes Nathan's proposed application process as it would stimulate event holders to consider all potential safety issues. It is more detailed than Ralph's guide and he feels that citing NYS Code sections is not user friendly.

Tom and John Potera asked what is the difference between Kelly Schultz's flea market and Braun's. Both are constructed expressly for public events.

Some of the difficulties associated with requiring a permit are identified as follows:

- Liability to the Town
- Enforcement; would the CEO be required to attend each special event, which are usually held on the weekends?
- Another fee-driven regulation would not be popular.
- How would the Town Board determine which events they would waive the fee for?
- Why is Akron Airport singled out? Why must placement of parked airplanes be known?
- Some events are held with less than 60 days advance planning, such as Rotary Club events.
- Public hearing held for each event seems excessive.
- Requiring a fee for individual cancer-patient fundraisers would detract from needed funds raised.
- Some events overlap into the Village; perhaps we should meet jointly with the Village and propose the same process.

Dan Kowalik's observations:

- Ride-for-Roswell impacts Town and Village roads. There is not one property owner as a contact.
- The Fire Companies should be involved immediately for all special events.
- Currently there are three posters advertising concerts at Braun's hanging at Pixley's for which there is no special event plan submitted, nor has the Fire Company been notified.
- Communication is key.
- Some Volunteer Fire Companies now charge fees for their public safety services at special events.
- If the Town and Village do adopt a law requiring permits for special events, he suggests the permit be a triplicate document, color coded for copies disseminated to each Fire Company.
- Dan conveyed that he is happy to see codes being enforced by the Code Enforcement Officer, and that he likes his style.

The Planning Board will consider expanding their recommendation to the Town Board. Whether the guideline or a law is the final decision, a reminder to event sponsors in the spring newsletter would be beneficial.

Discussion regarding our subdivision law relative to drainage plan requirements and green space fees ensued. Most felt that these requirements should be part of the building permit process and handled by the Code Enforcement Officer. Terry asked Christine to provide a copy of the Town of Clarence subdivision law for future dialogue.

- **Minutes from last meeting**

Don made a motion to approve the minutes of May 7, 2012, seconded by Terry:

Tom Cowan	-Aye
Erik Polkowski	-Aye
Terry Janicz	-Aye
John Potera	-Aye
Don Hoefler	-Aye
Andy Kelkenberg	-Aye

- **Signage requirements**

Tom reported that there are discrepancies between the overlay zone signage requirements and the general sign code. The Planning Board wanted to know if the Town Board wants them to do a review of signage allowed and not allowed zone by zone. Christine recommended that this may be the time to address changeable signs. There are frequent newspaper articles on this topic. It is obvious that Clarence allows them since changeable signs are displayed at Orazio's, Kennedy's Cove, Bank of Akron and Mazzia's on Route 5. Christine was asked to provide Clarence ordinance for June 4<sup>th</sup> meeting. Akron Fire Company has a changeable sign. What does the Village code allow? Tom suggested contacting a sign company to see what trends in signage are anticipated for the future. Perhaps Joe Capan? Perhaps Tom George can provide DOT signage requirements relative to changeable signs.

John Potera requested reimbursement for training expenses, which he gave to Christine.

There being no further business, John Potera made a motion to adjourn the meeting at 8:46PM, seconded by Terry and all approved.

Respectfully submitted,  
Christine Falkowski, Recording Clerk