

Minutes of the Town of Pompey Planning Board held on July 18, 2022 at 6:30 pm at the Town of Pompey Town Hall

Present for the Planning Board:

Dan Bargabos
Carl Fahrenkrug
Sue Smith - Chairperson
Deb Cook - absent
Roy Smith
Kevin Coursen - arrived approx. 8 minutes after commencement of the meeting
John Shaheen

Also present were: Veronica Hotaling working the electronics ; John Dunkel, Town Engineer and Jamie Sutphen, Planning Board Attorney, who also acted as Secretary for the meeting.

The meeting was called to order at 6:35 pm by Chairperson Sue Smith.

Mr. Smith made a motion seconded by Mr. Bargabos to approve the minutes of June 20, 2022 as corrected for typos. The motion carried unanimously - except for Mr. Coursen who was not yet present for the vote.

Review of Hootnick Subdivision Map by D. W. Hannig - Tax Parcel 04.-01-1.3 last revised 5/12/2022

This matter is on for a continuation of the public hearing. Diane Finnegan, Esq. was the present for the applicant. There was discussion about the county referral that was received. There was discussion regarding that the Town did not see the Ag Data statement. The applicant believed it had been provided. There was discussion that a highway agreement would be needed with the town regarding the road. The hammerhead was discussed.

Ms. Smith made motion seconded by Mr. Shaheen to continue the public hearing. It was continued and there was no one present from the public for public hearing. Mr. Coursen made a motion seconded by Mr. Shaheen to close public hearing.

There was discussion about conditions that may accompany any approval.

There was discussion that the subdivision map presented did not include the detail for “rural road”. The applicant stated that the plan was done, it was supposed to be delivered today.

There should be a condition in the approval regarding the map showing the correct designation. Also, there was discussion as to whether the highway agreement should be a condition of approval or if it is a condition of building permit.

Ms. Smith made a motion seconded by Mr. Corsen to approve the Hootnick Subdivision which is a re-subdivision of the property into Lot 1B and 2 B per map dated May 12, 2022 per drawing by DW Hannig and the proposed map of Hootnick Way dated July 14, 2022 with a negative SEQRA declaration and with the condition that the maps will be replaced with the update per the above, which also includes the designation that the subdivision must be developed with a rural road. The motion carried unanimously.

Cassie Baranello was present and asked if a farm road could be put on the property and the answer was no as a condition of this subdivision as noted on the map is that a rural road must be built, not a farm road.

Lockheed Martin: 3254 Windy Hill Lane

Mark Chambers described the matters that were addressed and changes to the Contract drawings as requested by the Board at last meeting. SHPO also addressed.

Chairperson Smith noted that plans were not received - applicant stated they had been sent to the Town Clerk. They were unable to be recovered for this meeting. However it was determined that Public would be heard from as the public hearing was set.

Chairperson Smith made a motion to open the public hearing, which was seconded by Mr. Coursen and carried unanimously.

Ray Bestenheider - 3183 Windy Hill Rd. Questioned the layout of the project and how close it was to his property.

Mr. Chambers showed the smaller map since the bigger was not available. There had been a dome there in the past and the location was shown.

Ann Fowler of Oran Delphi Road has property directly below the project. Questioned why there was a second dome required and requested information as to; drainage; environmental matters and who oversees the facility. The explanation was that this is for additional radar, the first having been done 10-15 years ago. It was explained that this is an overlay district in the Code and it can be used for this purpose by Lockheed.

Mr. Chambers showed the smaller map since the bigger was not available. It was noted that the County referral stated no significant countywide implications but pointed out site may contain northern harrier which may be endangered. A sensitive archeological site adjacent. This Board will also do SEQRA; drainage will be same as it is; this dome will be put on what is already an impermeable area.

Alexandra Coursen - Expressed concern of increased traffic in the event of construction and increased employees. She noted that this is near a treacherous cliff in area and driving is an issue with the use; there is concern about what is permitted in this area. .

There was a response that there will be will approx 2 -3 new employees. There will be a review of how employees are approaching the site and there will be discussion as to conditions during construction.

Mike Krolick of Windly Hill Lane also questioned the construction and noted that heavy equipment on road is an issue. He noted that 20 cars left site on Friday night o hard to believe it's only 2 - 3 new employees. Windy Hill is a very short road and the speed of vehicles and wear on road is significant and should be addressed.

At this point in the meeting the larger updated plans became available.

There was concern expressed about the electrical box and it was noted it is not on the property of the Mr. Bestenheider.

It was discussed that this radar use was determined to fall within communications overlay when this use was first proposed.

Elizabeth Bestenheider - would like to know about construction - would like to start August - on construction and specifically requested that her private driveway not to be used as turnaround.

Mr. Coursen noted that he has contacted Lockheed on many occasions and they have been fairly responsive.

No grading involved in this project.

It was noted that the comments of the Board and engineer have been addressed per applicant - everything is put on previously disturbed area so other endangered species not an issue. Existing pavement will be replaced. Further there is no major issue with the road - stone and oil happens frequently on this and wear and tear is not unusual.

There was discussion regarding whether the public hearing should be continued.. Chairperson Smith made a motion seconded by Mr. Fahrenkrug to close the public hearing and all member voted in favor.

SEQRA process was explained by Kevin and Chairperson smith. Part 2 of SEQRA was then reviewed. Each of the questions was discussed by the Board. The following comments were in response to each of the questions which were all noted to be small or no impact.

1. In overlay - so ok
2. On a part of parcel already asphalt
3. Site will not impair - dome there already
4. Not in a CEA
5. May be a small change in traffic and need to keep speed down discussed - but small impact
6. No - update
7. No

8. Pad already there - no or small
9. No change to natural resources - existing pad - Northern harrier there, but no or small
10. No already on pad
11. No - not radiation - radar specific target toward Caz - No known health impact. Health and safety issues on telecommunications are determined the FCC - also this is already determined ok by prior approvals.

Since all answered to the SEQRA are no or small impact, Chairperson Smith made a motion for a negative SEQRA declaration for this project. Second on the motion made by Mr. Coursen. The motion carried unanimously.

After discussion thereon. Mr. Cousen made a motion to approve the Cazenovia Radar Done Lockheed Martin located on Windy Hill Lane in Pompey NY based upon plan dated March 2022 - drawn by C&S companies including C-002; C-100; C-101; C-102; C-501 - with the understanding and condition that the date plans were last revised be shown on the plan, the correct address of 3254 to be shown on plan and also that the plan be noted as being in Pompey, NY. Further the plan is be marked Final and "Preliminary" to be taken off the Plans. And with the further condition that the Chairperson is authorized to sign plan when changes are made. The motion was seconded by Mr. Fahrenkrug, and carried unanimously.

There being no other business, Chairperson Smith made a motion seconded by Mr. Coursen to adjourn the meeting. The meeting adjourned at 7:45 pm .

Respectively Submitted,
Jamie L. Sutphen, Esq., Acting Secretary for the Planning Board