

TOWN OF HANNIBAL
Planning Board Meeting
May 2, 2019

Planning Board Members: Chairman Greg Stupp, Joshua Bomgren Vice Chairman, Susan deMey, Kelly LaRock, Anthony Murabito , Robert Dilts.

Secretary: Donna Whitcomb

Present: All

Absent:

Chairman Greg Stupp called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag. The minutes of meeting 4/4/2019 were accepted as read with corrections by Josh Bomgren Second Greg Stupp.

Corrections- Old & New Business bench for dais- Communications Page 1 Country Haven area variance changed to denied- letter of 1/19/2019sent to Greg Stupp from Oswego County-Copy of Town of Granby letter c.c. to Joe Mastroianni –New Business 3rd page Jarvis delete 6 stamped & signed plats and decision form- Old Business 2nd paragraph Chairman Stupp declares we have a complete application for the Ferlito/Harris Hill mine .Josh wants to add no motion was made to accept the application as complete. Old Business Spelling Rebecca- Rebekah (Town Attorney).

At 7:05 pm Chairman Greg Stupp opened the Public Hearing for Jay Jarvis minor subdivision. There was no public comments. The sign in sheet was blank.

At 7:35 pm Chairman Greg Stupp closed the Public Hearing on

A ammended motion was made by Sue deMey to accept the application from Jay Jarvis for a minor subdivision

Josh Bomgren seconded. Bob Dilts would like the decision form to state that each one acre parcel “must” be attached to the new parcel(s). One acre of the Tax I.D. # 232.00-06-17.02 to 232.00-06-17.0 Additional acre from 232.00-06-17.02 to 232.00-06.12 to complete a legal Town of Hannibal subdivision. All in favor

COMMUNICATIONS-

A letter was received from Oswego County Planning Board for the Jarvis subdivision. They do not have subdivision review authority. The town should proceed accordingly.

The Planning Board received a notarized letter from Earl D. Hofmann/ David D. Emmons to give permission to W.D. Malone Excavating/Ryan Malone/ Michael A. Fogel Esq. to speak, present, act on behalf of the Harris Hill mine activities.

Received a Hannibal ZBA letter to the Hannibal Planning Board to request a recommendation of an area variance for Ran Sorbello at 572 Harris Hill Rd. in regards to building a garage. The board has no problem with

the needed area variance of 10 feet. The decision form was completed, signed and given to Chairman Flint with a copy to go to the file.

OLD BUSINESS-

Chairman Stupp requested an Executive Session with the Planning Board, Town Attorney Rebekah Prosachik, W.D. Malone Attorney Michael A. Fogel- Town Supervisor Wilbur and the town board members that were present tonight. Tony made a motion to go into Executive Session Second Greg Stupp Vote was taken AYE- Tony & Greg NAY- Josh, Sue, Bob. Kelly LaRock did not participate or vote. Executive Session vote was denied. Attorney Fogel asked to speak at which time Kelly LaRock recused herself from the discussion and left the bench. Attorney Fogel wants to proceed with the discussion on "Chairman Stupp complete application". Bob Dilts protested to the Chairmans Stupp ruling of a complete application. He calls for an appeal of this unilateral decision to call this a complete application as he has not seen an application from Ryan Malone. I appeal the decision of the chair. I make a motion to appeal the decision of the chair. Chairman Stupp would not entertain a motion only a discussion.

Town Attorney Prosachik states the previous court case is done. She states there was an order from the court on the decision of the case. The board has not seen such order. There is not pending litigation at this time. Chairman Stupp says there are two options at this time 1) a new application 2) or return to court for litigation. Attorney Fogel and Town Attorney Prosachik agree to have Ryan Malone submit a new application. At that time Kelly LaRock re-entered the board and Planning Board business. Josh Bomgren submitted the Town of Hannibal by laws to Chairman Stupp to read over.

Kelly LaRock stated in the SubDivision and Approval Recommendations from the Town of Hannibal I.E. 6/12/1994 page 11 Section 14.1 "Determination of a Complete Application- Kelly summarized that the Town Law states that a complete application must be made by resolution. Chairman Stupp states he has made a mistake.

Bob Dilts made a motion to the Town Board to have the number of Plats required for sub divisions to 6 instead of 7. Josh Bomgren second. All in favor. A letter as such will be sent to the Town Board.

NEW BUSINESS-

Karen and David Upcraft are present tonight to apply for a minor subdivision Tax I.D. # 266.00-01-02 551 66 Road. 2.448 acres out of 54.533 to build a house. We received an application, copy of deed, paid tax receipts. A motion was made by Josh Bomgren to accept the complete application. Second Bob Dilts. Karen presented a check for \$250.. and a box with 8 plats and I Mylar. A public hearing will be held June 6, 2019 at 7:05 P.M.

A motion was made by Josh Bomgren at 9:08 P.M. to adjourn the meeting. Second Tony Murabito.

Respectfully Submitted,

Donna Whitcomb
Secretary

