

**RUSH PLANNING BOARD
REGULAR MEETING
APPROVED MINUTES
JANUARY 15, 2008**

A regular meeting of the Rush Planning Board was held on January 15, 2008 at the Rush Town Hall, 5977 East Henrietta Road and was called to order at 7:30 P.M.

MEMBERS PRESENT: Mr. John Felsen, Chairman
Mr. John Morelli
Mr. Don Sweet
Mr. Rick Wurzer
Mr. Al Simon

OTHERS PRESENT: Mr. Gerald Kusse, Code Enforcement Officer
Mr. Richard Anderson, Town Board Liaison
Mrs. Lisa Sluberski, Town Board Member
Mr. James Parker, Land Surveyor, 1162 Telephone Rd.
Mr. Leonard Ortenzi, 482 Phelps Rd.
Mr. Jack Mould, Library Board President

APPROVAL OF MINUTES:

The Minutes of December 18, 2007 were reviewed. Mr. Felsen made a motion to approve the Minutes of December 18, 2007 as amended. The following changes were made:

On page 1, third paragraph, insert the word (is) this part of the sentence should read; he provided comments from the county regarding erosion and said a silt fence is to be used.

On page 3, second paragraph, first sentence, remove the word (To).

On page 4, under the motion for application 2007-09P, condition # 1 should read, The Applicant indicating on the plan that the lighting on the proposed temporary building will be directed downward. Also, last paragraph remove the period after the word district.

On page 5, under the Motion for Application 2007-06P, # 1 remove the words (that is) and insert the word (as).

Mr. Morelli seconded the Motion and the Board Members were all in agreement.

PUBLIC HEARING:

Application 2007-10 P by Maurice Stewart & Jeanne Yawman for Re-Subdivision approval to make lot line adjustments for the existing parcels. Property is located on the

east side of Five Points Road and the west side of Stonybrook Road. Property is located in an R-30 Zoning District.

Mr. James Parker is representing Maurice Stewart. Maurice Stewart is selling 6.3 acres that will be combined into Frank Aquino's property. Maurice Stewart is also selling 12 acres off the back of his parcel along with 2.5 acres from Jeanne Yawman to be combined into an existing parcel of 7.3 acres to make one lot. There will be a total of 4 lots after the Re-Subdivision.

The Board Members and the Applicant discussed the above application.

There were no further comments and Mr. Felsen declared the Public Hearing closed.

INFORMAL DISCUSSION:

Mr. Len Ortenzi, owner of property located on 482 Phelps Road, would like to talk about the possibility of subdividing his property with approval to build.

Mr. Ortenzi and the Planning Board discussed locations for a driveway with appropriate site distance as well as a suitable location for building another house. The property is lot # 31 and Phelps Road is a county road.

There was no further discussion

Mr. Felsen made a Motion **WHEREAS**; this Board has examined **Application 2007-10P** by Maurice Stewart & Jeanne Yawman for Re-Subdivision approval to make lot line adjustments to the existing property. Property is located on the east side of Five Points Road and the west side of Stonybrook Road. Property is located in an R-30 Zoning District. Preliminary review of the proposed Re-Subdivision and the maps and other materials which were filed with the Application, including the Environmental Assessment form and **WHEREAS**, the proposed action is a Type II action under the State of New York SEQRL laws requiring no further action by this Board.

Mr. Morelli seconded the motion and the Board Members polled:

Roll:	Mr. Felsen	aye	
	Mr. Morelli	aye	
	Mr. Sweet	aye	
	Mr. Simon	aye	
	Mr. Wurzer	aye	carried.

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Mr. Felsen made a Motion to grant preliminary site plan approval for **Application 2007-10P** by Maurice Stewart and Jeanne Yawman Re-Subdivision conditioned upon:

1. The Applicant showing the existing houses on the Re-Subdivision map.

Mr. Morelli seconded the motion and the Board Members polled:

Roll: Mr. Felsen aye
 Mr. Morelli aye
 Mr. Sweet aye
 Mr. Simon aye
 Mr. Wurzer aye carried.

Mr. Felsen made a Motion to wave the final Re-Subdivision Hearing conditioned upon the Applicant meeting the requirements of the preliminary approval.

Mr. Sweet seconded the motion and the Board Members polled:

Roll: Mr. Felsen aye
 Mr. Morelli aye
 Mr. Sweet aye
 Mr. Simon aye
 Mr. Wurzer aye carried.

PLANNING BOARD BUSINESS:

The Planning Board is waiting for a response on two Farm Land Protection Assesment proposals and The Planning Board still needs to respond to the Town Board regarding the Planned Unit Development (PUD). The Planning Board will add the PUD as a topic for discussion to next months agenda contingent upon a response from the Town Board.

There were no further discussions and the Meeting was adjourned at 8:30 P.M.

Respectfully submitted,

Meribeth Palmer
Planning Board Clerk