

PLANNING BOARD MEETING
MONDAY, JANUARY 11, 2016
7:00 P.M. - TOWN HALL - 1529 NYS RTE 12
BINGHAMTON - NEW YORK - 13901

PRESENT: Cynthia Paddick - Chairwoman
Messer: Donnelly, Blythe, Carl and Worden

ALSO, PRESENT: Scott Russell - Assessor Aide
Alex Urda P.E. - Town Engineer
James DiMascio - Town Board Member

ABSENT: Michael Boland – Planning Board Alternate

The meeting convened at 7:00 p.m., at which time Mrs. Paddick called the meeting to order and welcomed the audience. Mrs. Paddick read a statement which explained the Planning Board Mission, along with the Board's duties, functions and limitations. The first order of business is the approval of the minutes from the Regular Planning Board meeting on December 14, 2015.

A motion was made by Mr. Donnelly, seconded by Mr. Carl, to approve the minutes from the December 14, 2015 regular Planning Board meeting.

Roll Call: Ayes – 4 Nays – 0 Abstain – 1 (Blythe) Absent – 1 (Boland)

NEW BUSINESS – NONE

ADVISORY OPINION/REFERRALS

- **JEFFREY SCHULTHEIS** – 710 Brotzman Rd.- TM#066.04-1-25- Application for a special permit to allow a kennel for the care of dogs.

Mr. Urda read the applicant's request allowing a kennel for the care of dogs in an agricultural zone. They must conform to the Town Codes including Section 73-12 (c) 13 and the dogs be licensed. Parking must be provided for the patrons and provide ADA accessible parking spaces and signage in accordance with ICC/ANSI A1171, 2009 or latest version. Any signage will require Ordinance Office approval. The Board should consider stipulating a maximum amount of animals to be boarded at any given time, possibly based on available square footage. An interior floor plan with boarding areas ingress/egress paths be coordinated with the Code Office. Also include code compliance review for the business portion of the house to assure fire safety, ingress/egress heating and cooling for the wellbeing of the animals, patrons and inhabitants.

This is a Type II Action under SEQR. It is recommended the Board require a one year renewal with the Zoning Board of Appeals, limiting the number of dogs being boarded and compliance review.

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Mr. Russell from the Ordinance Office recommended a favorable advisory with the Planning Board

stipulating a one year renewal and limiting the number of dogs being boarded.

Mrs. Paddick questioned the applicant on the number of dogs they usually board.

Mrs. Schultheis stated typically two dogs, but this is not a kennel it is more of a family setting, so not to stress out the dogs. We can have three to four downstairs plus three of my own. There are couches downstairs for the dogs to sit on. It is a very cozy setting, nothing like a kennel. The dogs do not stay in a crate unless that is the way the owner brought them up. I don't believe in caging them up.

Mrs. Kinne thought they resolved the wording at their last meeting to remove kennel.

This was an over site, the public hearing notice and application were changed however, the agenda was not. The Zoning Board agenda will indicate the proper wording for the applicant.

Mr. Carl said the word kennel is misleading.

Mrs. Paddick asked if there is a difference between a kennel and boarding.

Mr. Urda stated the applicant is asking for a special permit to harbor and care for more than three dogs.

Mrs. Paddick asked if they would have an issue limiting the number of dogs being boarded.

Mrs. Schultheis stated that would not be a problem. All our business is by word of mouth, there is no signage.

Mr. Carl stated having the petition just supports your request and makes things easier for the approval process.

Mr. Donnelly asked if limiting to five boarders would be reasonable.

Mrs. Paddick asked if they would like to revisit this in a year.

There being no further discussion a motion was made by Mr. Donnelly, seconded by Mr. Blythe to forward a favorable advisory to the Zoning Board of Appeals with the following stipulations:

- Limit the number of boarding dogs to five in addition to the owner's three dogs.
- One year renewal being required.

Roll Call: Ayes – 5 Nays – 0 Absent – 1 (Boland)

There being no further business before the Board Mr. Donnelly made a motion, seconded by Mr. Carl to adjourn the meeting at 7:15 p.m.

Respectfully submitted,

Diane Aurelio
Ordinance Secretary