

April 27, 2009

A PUBLIC meeting of the PLANNING BOARD of the TOWN of CAMBRIA was called to order at 9:25 P.M. by William Amacher, Chairman.

Members present: William Amacher, Chairman
Jeffrey Hurtgam, John Phillips, Thomas Willett
Douglas Mawhiney, alternate
Member absent: Gerardo Buzzeo
Also present: Robert Blackman, Councilman
Clifford Burch, Building Inspector
Donald Lane, Deputy Building Inspector
Gary Billingsley, Attorney
Robert Klavoon, Wendel Duchscherer Eng.

Secretary read Notice of Public Meeting as it appeared in the Lockport Union Sun and Journal for the purpose of making a recommendation to the Town of Cambria Zoning Board of Appeals pursuant to the provisions of the Cambria Zoning Ordinance with respect to the application of **MODERN RECYCLING, INC. (03-12-09)** of 4746 Model City Road, Model City, New York 14107-0209, owner, and Shelby Crushed Stone, Inc./Cambria Asphalt Products, Inc., of 10830 Blair Road, Medina, New York 14103, applicant, for a Special Permit to permit applicant to install a Hot Mix Asphalt Plant upon premises commonly known as 5204 Lockport Junction Road to be located approximately 650 feet from Lockport-Junction Road pursuant to the Special Permit Ordinance of the Town of Cambria. Said premises are located in the Industrial (I-1) District. The Planning Board will consider such application, together with such other business as may come before the Board.

Mr. Klavoon said there are no changes in the plans dated March 6, 2009 and revised March 31, 2009 except to add a 4 foot by 8 foot sign, soaping rack and water line service.

Mr. Pass, owner of Shelby Crushed Stone, Inc. said they are not sure at this time, but believe they will use waste oil for the burner as it would be very costly to bring the gas down from Upper Mountain Road.

Mr. Klavoon said they are proceeding contingent on all letters needed from the Coordinated Review. Applicant will need D.E.C. permit. Air Quality permit has not been submitted as of this meeting. They must apply for bulk storage permit. The stone driveway is okay. They will pave entrance and exit if needed, approximately 25 to 30 feet, width of entrance. Applicant will take out blocks. They will enter one driveway, go around the building and exit other driveway.

Concerns of board members:

Mr. Phillips asked about lighting?

Applicant said there is some lighting around the plant and will shut off at day break. There are a couple of small lights around the plant for security

Mr. Lane said everything is working good so far; equipment is now on the site.

Fuel tank – there will be a small one (500 gallon) located about twenty (20) feet from the building. The fuel is just for the equipment on the site. The trucks will not get fuel on the plant site.

The Zoning Board issued a **negative declaration under SEQR** earlier this evening for Cambria Asphalt Products, Inc. to install a Hot Mix Asphalt Plant upon premises known as 5204 Lockport Junction Road, approximately 650 feet west of Lockport Junction Road located in the Industrial (I-1) District.

Counsel said the Planning Board may make a recommendation to the Zoning Board of Appeals on the application for Special Permit and also make a determination on the Site Plan.

A motion was made by Mr. Phillips and seconded by Mr. Mawhiney that the Zoning Board **grant** the Special Permit to Modern Recycling/Cambria Asphalt Products Inc. to operate Portable Asphalt Plant per plans dated March 6, 2009 and revised March 31, 2009. Unanimously approved, motion carried.

A motion was made by Mr. Phillips and seconded by Mr. Hurtgam to **approve** Site Plan of Modern Recycling/Cambria Asphalt Products, Inc. as submitted on March 6, 2009 and revised March 31, 2009, along with conditions stipulated in the negative declaration under SEQR and that applicant pave or stone areas of ingress and egress. One 500 gallon fuel tank on premises. Unanimously approved, motion carried.

Counsel said applicant has agreed to pay for the cost of this special Public meeting.

A motion was made by Mr. Willett to adjourn at 9:38 P. M.

Respectfully submitted,

Marjorie E. Meahl, Rec. Secy.

Minutes approved: _____