

**TOWN OF PORTLAND BOARD**  
**REGULAR MEETING OCTOBER 25, 2016**

**MEMBERS PRESENT:** Harold Smith, Co-Chairman, Robert Patterson, Thomas Vitale, Daniel Thompson, Signe Rominger, Code Enforcement Officer

**MEMBERS ABSENT:** Sam Ricotta, Chairman, Carol Horlacher, Secretary

Harold Smith, Co-Chairman brought the meeting to order at 7:30PM. Attendance was taken with all members present except Sam Ricotta, Chairman. Carol Horlacher, Secretary was also absent. The agenda was approved with a motion made by Robert Patterson and seconded by Daniel Thompson.

Aye 4, Nay 0, Carried

A motion was made by Robert Patterson and seconded by Thomas Vitale to accept the minutes from the September 27, 2016 Planning Board Meeting.

Aye 4, Nay 0, Carried

The Town of Portland Code Enforcement Report for September, 2016 was distributed to each member with no comments made.

- Harold Smith, Co-Chairman read a letter of resignation from Sam Ricotta dated 10/20/2016. The Town Board will act on his letter at their next regular meeting on November 9, 2016.

**OLD BUSINESS:**

**Court Cases Pending:**

Status report from Signe Rominger was given on the following cases:

Piesnak and Stalter – Trial set for 11/9/16 at 10:00AM. Piesnak has now retained an attorney.

Bigelow - At his court date of 10/18/16 the Judge gave him 30 days to rectify the violation. His next court date is 11/15/16 at 6:30PM.

Berry - Land Bank Deal – asbestos assessment revealed no asbestos – date of demolition unknown at this time.

### Ed Miller Properties:

Signe Rominger, Code Enforcement Officer stated that Parcels 1 thru 5 are now one parcel and a Sold Sign has been placed on the property. No further action is required and this matter is closed.

### Definition:

Signe Rominger, Code Enforcement Officer spoke to Al Zurowski, Code Officer for Dunkirk and was advised that the definition of a “motor vehicle” vs. “a vehicle” would be considered the same and that their office, as well as other municipalities were accepting the new state rules as written.

### Joint Meeting:

An overview of the finalized Comprehensive Plan was give by Don McCord on 10/6/16. Don McCord is get the final plan copied and submit to the Portland Town Board accordingly.

### Fall Planning and Zoning conference:

Carol Horlacher, Secretary has registered Mike Riforgiato, Harold Smith, Robert Patterson, Thomas Vitale and Daniel Thompson for the 11/10/16 class. A copy of the confirmation was given to each member.

## **NEW BUSINESS:**

### December 2016 Planning Board Meeting:

A motion was made by Daniel Thompson and seconded by Thomas Vitale to cancel the regular meeting scheduled for 12/27/16.

Ayes 4, Nays 0, Carried

### Solar Law:

A copy of the newly enacted “Local Law #2” regarding Solar systems was obtained from Pomfret and distributed to each member. Harold Smith, Co-Chairman advised each member that they should review thoroughly and determine if any changes and/or recommendations need to be made. Robert Patterson did note that on Page 4, under *Aesthetics* that having the equipment installed inside walls and attic spaces to reduce their visual impact might pose a safety issue and would be better outside. A motion was made by Robert Patterson and seconded by

Thomas Vitale to table this issue until the next regular scheduled meeting on November 22, 2016.

Ayes 4, Nays 0, Carried

Tour of Route 20 and Webster Rd.:

Signe Rominger, Code Enforcement Officer advised that she and 3 Town Board members did a tour of Rt. 20 and Webster Rd. to determine what violations existed and those that would need to be addressed. She stated that twenty-two (22) people would be contacted by herself and Daniel Schrantz, Supervisor. A suggestion was made by Daniel Thompson recommending that all of them be contacted at the same time and given an "End Date" for conclusion of any code violations. Signe Rominger also suggested that all Planning Board members take a drive around the trailer park on Ellicott Rd. to see the improvements that have been made. She stated that two (2) new electrical boards had been installed.

Luensman Overlook Park:

Robert Patterson asked if we could get an update regarding the board's previous request to ensure that this natural resource was preserved. The scenic views from the Park are obscured and obstructed by forest growth. Harold Smith suggested that Carol Horlacher, Secretary send another letter to George Spanos and our county legislature to get an update, as this is budget time and we need to make sure funds are allocated as previously stated.

A motion was made by Daniel Thompson and seconded by Thomas Vitale to adjourn the meeting.

Ayes 4, Nays 0, Carried

Respectfully submitted,

Sue Hindman

(In absence of Carol Horlacher, Secretary)