

Town of Yates  
Regular Planning Board Meeting / Public Hearing  
October 7, 2021

Chairman Richard Kurz called the Regular Planning Board Meeting to order at 7:00 pm at the Town of Yates, 8 S. Main Street, Lyndonville, NY 14098.

Those Present:           Richard Kurz, Chairman of Planning Board  
                                Ralph Smith, Planning Board Member  
                                Mark Hughes, Planning Board Member  
                                Joanne Suhr, Planning Board Member  
                                Gary Daum, Alt. Planning Board Member  
                                Dan Wolfe, Code Enforcement Officer  
                                Dawn Metty, Deputy Clerk  
                                Mark Zimmerman  
                                Phares Zimmerman  
                                Brandon Auker  
                                Ben Stauffer  
                                Randy Stauffer  
                                Sam & Mindy Recco  
                                Bill Jurinich  
                                Agnes Recco

Those Absent:           Ed Urbanik, Planning Board Member

MINUTES:

Chairman Richard Kurz entertained a motion to accept the minutes from the August 31, 2021 planning board meeting.

RESOLUTION # 05-10/21

RESOLUTION TO ACCEPT THE MINUTES FROM THE AUGUST 31, 2021 PLANNING BOARD MEETING  
AS PRESENTED TO EACH BOARD MEMBER

RESOLVED, to accept the minutes from the August 31, 2021 planning board meeting as presented to each board member.

Offered by:   Ralph Smith  
Seconded by: Mark Hughes

Votes: 5 Ayes (Smith, Hughes, Suhr, Daum, Kurz); 0 Nays

Dan Wolfe – Brandon Auker would like to process deer and the only way to do it is a Home Business Class A. The property is on a town road and will not have to go to the county.

Brandon Auker – yes would like to do deer processing along with pigs and cattle. Would like to be open from October to March.

Ralph Smith asked if he would be doing any retail sales.

Brandon Auker – no, only for the individual.

A question of how the driveway will be was asked.

Brandon Auker – folks will drive in and be able to turn around and pull out.

Ralph Smith mentioned that the Department of Health, DEC and Department of Agriculture certificates will need to be maintained.

Brandon Auker – the Department of Agriculture certificate will be hanging on the wall.

Dan Wolfe mentioned to sell to the public a USDA inspector is needed.

Brandon Auker – This is just for individuals only, they bring in. A rendering service will pick up waste in steel barrels and take it away. The closest neighbor is 500 yards, have spoken with the neighbors and they are in favor of it.

Chairman Richard Kurz asked if there was going to be refrigeration and will they be whisper units.

Brandon Auker – Yes

Chairman Richard Kurz entertained a motion to set a public hearing next month on Tuesday November 9, 2021 for Brandon Auker's Special Use Permit for a Home Business Class A.

RESOLUTION# 06-10/21

RESOLUTION TO SET A PUBLIC HEARING NEXT MONTH ON TUESDAY NOVEMBER 9, 2021 FOR BRANDON AUKER'S SPECIAL USE PERMIT FOR A HOME BUSINESS CLASS A AS PRESENTED TO EACH BOARD MEMBER.

RESOLVED, to set a public hearing next month on Tuesday November 9, 2021 for Brandon Auker's Special Use Permit for a Home Business Class A as presented to each board member.

Offered by: Ralph Smith  
Seconded by: Mark Hughes

Votes: 5 Ayes (Smith, Hughes, Suhr, Daum, Kurz); 0 Nays

No further discussion, regular meeting was closed.

Chairman Richard Kurz called the public hearing to order at 7:15 pm.

Dan Wolfe discussed with the board that Mr. Zimmerman's application was approved by the County Planning Board with no stipulations.

Sam Recco asked about whisper units.

Chairman Richard Kurz explained what they are and that they will be quieter than what Kevin Brubaker had.

Brandon Auker also explained that whisper units were designed for refrigerated trucks, to keep them quieter when parked in suburban areas.

Sam Recco also inquired about the speed zone on Roosevelt Hwy.

Dan Wolfe explained that it's really hard to change. It has to go through the town and then the state. He said that Sam is welcome to come to a Town Board meeting to express his concern with the speed on Roosevelt Hwy.

Chairman Richard Kurz asked if there were any more questions.

There were no more questions.

With all questions answered everyone in attendance was satisfied.

Chairman Richard Kurz entertained a motion to close the public hearing.

Offered by: Ralph Smith

Seconded by: Mark Hughes

Votes: 5 Ayes (Smith, Hughes, Suhr, Daum, Kurz); 0 Nays

Reconvened to regular meeting.

Dan Wolfe recommends passing Mr. Zimmerman's application and that he uses whisper units to keep it quieter. They should be placed on west side if not and they are put on the other side they are to be screened along with the air compressors.

Chairman Richard Kurz entertained a motion to approve Mark Zimmerman's application for a Home Business Class B.

RESOLUTION# 07-10/21

RESOLUTION TO APPROVE MARK ZIMMERMAN'S APPLICATION FOR A HOME BUSINESS CLASS B AS PRESENTED TO EACH BOARD MEMBER.

RESOLVED, to approve Mark Zimmerman's application for a Home Business Class B as presented to each board member.

Offered by: Ralph Smith

Seconded by: Mark Hughes

Votes: 5 Ayes (Smith, Hughes, Suhr, Daum, Kurz); 0 Nays

Gary Daum discussed a few items from the County Planning board meeting.

NO FURTHER BUSINESS WAS DISCUSSED

Chairman Richard Kurz entertained a motion to adjourn the meeting.

Offered by: Mark Hughes

Seconded by: Joanne Suhr

Votes: 5 Ayes (Hughes, Suhr, Smith, Daum, Kurz); 0 Nays