

**TOWN OF BETHANY**

**REGULAR PLANNING BOARD MEETING**

**September 4, 2014**

Chairman Francis Brunner opened the September 4, 2014 Regular Planning Board meeting at 7:40 pm.

**Planning Board Members in Attendance:**

Francis Brunner Chairman	Dan Street
Jim Phillips	Ray Cipriano
Tim Leary	

**Town Officials in Attendance:**

Walter Wenhold	Councilman
Tom Douglas	CEO

**Other Attendees:**

Bob Reyes	9772 Bethany Center Rd.
Erik Vanderbosch	9610 Bethany Center Rd.
Ronald Sprague Sr.	9931 Bethany Center Rd.
Ronald Sprague Jr.	9931 Bethany Center Rd.
Frank Stanton	9832 Bethany Center Rd.
Jeremy Summers	4822 B Broadway Str.
Josh Wells	4858 Linden Rd.
Audrey Wells	4858 Linden Rd.
Steve Wells	10340 East Rd.
Josiah Berkemeier	5299 Jerico Rd.

**Minutes:**

Minutes from the regular Planning Board meeting of August 7, 2014 were not available for review as they were never submitted to the Clerk.

**New Business:**

**SUP1401** Frank and Jaimie Stanton 9832 Bethany Center Rd. E. Bethany, NY 14054

To use their property for mud truck events and outdoor activities related to it.

CEO Douglas explained the series of Board meetings required to the audience including this meeting, The Genesee County Planning Board Meeting set for September 11 and The Bethany Town Board & Public Hearing to held October 13.

CEO Douglas explained the details of the SUP to the Planning Board and submitted pictometry.

- a. The usage would constitute an Outdoor Recreation Facility as described in Art. III Sec. 306 B 3
- b. The events have grown significantly in past couple of years
- c. Events must meet SUP requirements for Days and Hours of Operation, traffic control etc.
- d. Site Plan specifics were submitted with the pictometry
- e. Excavated materials are not being removed from the property
- f. There is an existing non conforming pond that is being remediated. All new water bodies do not constitute ponds by definition.
- g. There is currently a Cease and Desist Order in place and the TOB is pursuing an Injunction.
- h. The TOB is the lead agency and SEQR will be completed by the TOB Board.

Frank Stanton spoke of the events on his own behalf;

- a. Admission is not charged and the public is invited to attend
- b. The events are advertised via social networking and via internet
- c. The plan is to have one to two events per month April to October including one Two day event with camping. The events begin at noon and run until dark being scheduled on Saturdays or Sundays. The applicant believes he is allowed 60 hours of camping without a permit.
- d. Two of the events will have music provided
- e. At most events food will be available via a licensed person certified in food service
- f. Alcohol will not be served but is permitted
- g. The number of people attending ranges from 30 – 300
- h. Parking is provided on the property and will not obstruct the road
- i. Frank utilizes rotary broom to keep the road clean as possible
- j. Two rented outhouses are provided as comfort stations
- k. Large quantities of fuel are not on site
- l. Law enforcement or Emergency Medical has never had to respond to the site since inception

The following issues were brought forth by the Planning Board and attendees;

- a. Bob Reyes sited noise as the number one concern
- b. Earthen Burma, trees or other fencing may be required to quell noise
- c. Emergency access must be specified and available at all times
- d. Parking must be specified
- e. Holidays should be excluded from scheduled events

- f. Dates and times must be specified

The matter is tabled at this time pending the outcome of the GCPB meeting, the TOB Board and public meetings.

**Closing Comments:**

Nothing to report.

**Adjournment:**

Motion was made to adjourn the meeting at 8:35 PM by Cipriano and seconded by Street. The Motion carried with all in favor 5-0.

Respectfully Submitted,

Tim Leary  
Planning Board Member & Acting Secretary