

**PUBLIC HEARING AND
PLANNING BOARD MEETING HELD AUGUST 01, 2006**

Present: Sean Schumacher, Co-Chairman
Michael Chase
Daniel Cianfoni

Absent: Gary Bogner, Vincent DelGatto, Jr.

Others attending: Kelly Dean, Richard Dean, Steve Seely, Mary Seely

Recording: Rita J. Gurewitch, Deputy Clerk/Treasurer

Co-Chairman Schumacher called the Public Hearing to order at 7:00 pm. The Legal Notice that was published in the Daily Messenger newspaper was read aloud.

An application for a Special Use Permit was submitted by Steven Seely of Stanley, New York, to operate a heavy truck motor vehicle repair shop at 28 Center Street at the old dairy location.

No one present spoke against the repair shop.

The public hearing was adjourned on motion.

The meeting was called to order at 7:34 PM by Co-Chairman Schumacher. A motion was made by Dan Cianfoni, seconded by Mike Chase, to accept the minutes of July 11, 2006 as written. Unanimously carried.

SPECIAL USE PERMIT – 28 CENTER STREET

After discussing the operations it was determined that according to Section 100-52 K of the Village Code, a repair shop cannot be within 200 feet of a residential zone. Though this location is zoned commercial, it borders upon a residential district.

A motion was made Michael Chase to deny the Special Use Permit as it is not permitted under Section 100-52 K of the Village Code, seconded by Dan Cianfoni, voted and carried. **DENIED SPECIAL USE PERMIT.**

Co-Chairman Schumacher informed Mr. & Mrs. Seely that an appeal can be made to the Zoning Board of Appeals for a use variance and then it would be possible to issue the Special Use Permit if a variance was granted by the ZBA. Mr. & Mrs. Seely requested an application to appear before the Zoning Board of Appeals.

RECOMMENDATION TO CHANGE ZONING LAW

The Planning Board reviewed the Town of Manchester zoning on automobiles and outdoor storage of them.

A motion was made by Mike Chase to recommend to the village board that the Village of Manchester adopt the Town of Manchester's SALES AND STORAGE, OUTDOOR and VEHICLES, DISABLED OR ABANDONED substituting the Village of Manchester where the Town of Manchester is printed, seconded by Dan Cianfoni, voted on and carried.

At this time the Planning Board would like to review the Town of Manchester's entire code book and see if other codes could be amended or adopted. This would help update the village code book and have a uniformity with the town. Co-Chairman Schumacher requested the deputy clerk to as the Code Enforcement Officer, Steve DeHond for a copy of the town's code book.

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The next Planning Board Meeting will be Tuesday, September 12, 2006 at 7:00pm. Meeting adjourned on motion at 7:55 P.M

Respectfully submitted,

Rita J. Gurewitch
Deputy Clerk/Treasurer