

**TOWN OF HENDERSON PLANNING BOARD MEETING**  
**12105 TOWN BARN ROAD, HENDERSON, NY**  
**February 4, 2020 AT 5:00 PM**

Committee Members: Chairman, Ned Martelle, Robert Ashodian, John Treadwell, Michael Contino, Carol McGowan

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**CALL TO ORDER and PLEDGE OF ALLEGIANCE**

**ATTENDANCE:**

**NOTE:**

Subdivision Requests do not have to be referred to the County.

Town Board Resolution adopted September 10, 1992: NOW, THEREFORE, BE IT RESOLVED, that the Town of Henderson hereby agrees that the following actions shall be considered to be of a local rather than of inter-community or county-wide concern and shall therefore be exempt from referral to the County Planning Board pursuant to General Municipal Law, Section 239m: Site Plans/Special Permits for new buildings or additions consisting of less than 500 sq. ft. where the principle use will occur within the new structure; unless the new building or addition will require a new or improved access point onto a State or County roadway; All Site Plans/Special Use Permits for the placement of individual single and two family houses, including mobile homes, or manufactured houses. No applications that fall within these guidelines will be referred to Jefferson County Planning.

**Request of James Wiggins, Jr**

Located at 13432 Cedarvale

On Parcel # 105.07-1-38

In Lakefront/AR-40

Bordering Property Owned by Eric & Andrea De La Garza, Reginald

Sanders, Donald Spencer and James Lee

For proposed two lot subdivision

**DISCUSSION:** Remaining 12+ acres have plenty of road frontage, both lots meet all requirements to be considered conforming lots.

**PUBLIC COMMENTS:** None

**SEQR MOTION:** by Michael Contino second by Carol McGowan, declares the proposed action to be a TYPE II action 25 under Article Eight of the NYS Environment Conservation Law, which determines there is no significant impact on the environment and no further review is necessary. Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**CLOSE PUBLIC HEARING MOTION** by Carol McGowan, second by John Treadwell  
Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**DECISION MOTION** by Michael Contino, second by John Treadwell approves the subdivision Roll Call voting Yes: Ned Martelle, John Treadwell, Michael Contino, Robert Ashodian, Carol McGowan

**Request of Daniel Cunningham**

Located at 5532 Nutting St Rd

On Parcel # 105.18-1-58.1

In Lakefront

Bordering Property Owned by Mark & Karen Emerson and Warren & Jean

Palmiter

For proposed seawall and shoreline repair due to high water

**DISCUSSION:** Board spoke to Daniel Cunningham by phone as he was unable to attend in person. Existing wall to be kept and raised an additional three (3) feet by blocks be fastened to the top. Repair wall in kind.

**PUBLIC COMMENTS:** None

**SEOR MOTION:** by Michael Contino second by Carol McGowan, declares the proposed action to be a TYPE II action 9 under Article Eight of the NYS Environment Conservation Law, which determines there is no significant impact on the environment and no further review is necessary.

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**CLOSE PUBLIC HEARING MOTION** by Robert Ashodian, second by John Treadwell

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**DECISION MOTION** by Michael Contino, second by Carol McGowan approves seawall and shoreline repair due to high water

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Robert Ashodian, Carol McGowan

**Request of Pat Egen represented by Chyme Lane**

Located at 4151 Jackson Lane

On Parcel # 105.09-1-2.1

In Lakefront

Bordering Property Owned by Vadim & Liliya Protasovitskiy, Alan Peters

& Janet Damtoft, Edward & Linda Grosso, Michael Wait & Mary Ann

Leonard, Mark & Martha Bosco and State of New York

For proposed seawall and shoreline repair due to high water

**DISCUSSION:** There is approximately 300' of water frontage but only about 100' of water frontage will be walled just in front of house. A return will be put in end that keeps pushing past the house and washing out the yard. Paperwork is currently at DEC and Corp of Engineers.

**PUBLIC COMMENTS:** None

**SEQR MOTION:** by Michael Contino second by carol McGowan, declares the proposed action to be a TYPE II action 9 under Article Eight of the NYS Environment Conservation Law, which determines there is no significant impact on the environment and no further review is necessary.

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**CLOSE PUBLIC HEARING MOTION** by Robert Ashodian, second by John Treadwell

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**DECISION MOTION** by Michael Contino, second by carol McGowan approves seawall and shoreline repair due to high water

Roll Call voting Yes: Ned Martelle, John Treadwell, Michael Contino, Robert Ashodian, Carol McGowan

**Request of Harold Horton**

Located at 13407 Cty. Rte. 123

On Parcel # 106.05-1-48

In Lakefront

Bordering Property Owned by Tailwater Leasing, LLC and Killius Marine Properties, LLC

For proposed seawall and shoreline repair due to highwater

**DISCUSSION:** Permits from DEC and Corp of Engineers have been obtained. Rip Rap to be used on slop in front of house. Stepped limestone to be used as wall. Back fill of yard will be done approximately 16” in height sloped to match existing yard. Lime stones to be used on total shoreline including boat ramp about 93+ feet.

**PUBLIC COMMENTS:** None

**SEQR MOTION:** by Michael Contino second by John Treadwell, declares the proposed action to be a TYPE II action 9 under Article Eight of the NYS Environment Conservation Law, which determines there is no significant impact on the environment and no further review is necessary.

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**CLOSE PUBLIC HEARING MOTION** by Robert Ashodian, second by Carol McGowan

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

**DECISION MOTION** by Michael Contino, second by John Treadwell approves seawall and shoreline repair due to high water.

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Robert Ashodian, Carol McGowan

**Presubmission** – none

MOTION by Michael Contino second by John Treadwell to accept the December 3, 2019 revised Planning Board minutes.

Roll Call voting yes: Ned Martelle, Michael Contino, John Treadwell, Carol McGowan  
Robert Ashodian – Abstains (absent from meeting)

**New Business:** Next Meeting March 3<sup>rd</sup> at 5:00 PM

**ADJOURNMENT MOTION** by Michael Contino second by Carol McGowan adjourns the meeting.

Roll Call voting yes: Ned Martelle, John Treadwell, Michael Contino, Carol McGowan, Robert Ashodian

Respectfully Submitted  
Wendy Flagg, Planning Board Clerk