



Town of Porter

Work Session

~ Minutes ~

3265 Creek Road
Youngstown, NY 14174
TownofPorter.Net

Barb Dubell
716-745-3730

Tuesday, April 19, 2016

9:30 AM

Town Hall Auditorium

I. Call to Order

9:30 AM Meeting called to order on April 19, 2016 at Town Hall Auditorium, 3265 Creek Rd., Youngstown, NY.

Attendee Name	Organization	Title	Status	Arrived
Mert Wiepert	Town of Porter	Supervisor	Present	
Larry White	Town of Porter	Deputy Supervisor	Late	
Thomas Baia	Town of Porter	Councilman	Present	
Jeff Baker	Town of Porter	Councilman	Present	
Joe Fleckenstein	Town of Porter	Councilman	Present	
Barb Dubell	Town of Porter	Town Clerk	Present	
Kara Hibbard	Town of Porter	Deputy Town Clerk	Absent	
Roy Rogers	Town of Porter	Code Enforcement Officer	Present	

II. Reports/Resolutions

III. Reports

1. Report 2016-74

Discussion on McCabe Property

Work Session was held to discuss issues on the McCabe property. In attendance were four members of the Town Board, Town Clerk and the Code Enforcement Officer. Also present were Attorney Kyle Andrews, Planning Board Chairman Peter Jeffery and Zoning Board Chairman Duffy Johnson.

Motion was made at 9:32 AM to go into **Executive Session**. Motion made by Councilman Baia and seconded by Councilman Baker. Motion carried.

Invited into the Executive Session were Planning Board Chairman and Zoning Board Chairman and the Code Enforcement Officer.

At 10:25 AM a motion to close **Executive Session** was made by Councilman Baker and seconded by Councilman Fleckenstein.

Code Enforcement Officer Rogers stated that the property on Lake Road owned by Mr. McCabe has been determined to be a legitimate farm operation, based on the evidence that was provided by Mr. McCabe, in accordance with our code. After the determination that it was a farm, Officer Rogers will be issuing a building permit for a farm pond based on the application of Mr. McCabe. That farm pond permit will come with restrictions,

with number of loads of dirt that may be removed, the hours of operation and the obtaining an escrow account to meet our code.

Councilman Fleckenstein: What's going on with Bailey's now?

Officer Rogers: I issued Bailey's a violation in May of last year. We had told him he could not operate in a residential district. We had discussions about him moving to the Balmer Road property, which is properly zoned. He said he needed some time to do that, so I gave him until April 1st, he called and asked for more time, so I gave him until April 15th. I will go out today to verify that nothing has been done, and issued him a final violation notice. That gives him 30 days to correct it. If it's not corrected in 30 days he'll be issued a summons.

Motion to adjourn the Work Session was made at 10:33 AM by Councilman Baker and seconded by Councilman Fleckenstein. Motion carried.

RESULT:	REPORT ISSUED
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