

Chairman Larry Ruth called the meeting to order at 7:37 P.M. Members present were Gene Bavis, Elaine Leasure, Larry Ruth, Deborah Amsler and Peter Schillaci. Also present was Phil Williamson.

Gene Bavis requested that the minutes of July 10, 2006 be amended to include the correction of the spelling of Shawn Cannan's name which was spelled incorrectly five times in item 3 on pages 576 and 577. The correct spelling is "Cannan" not "Cannon".

Elaine Leasure made a motion seconded by Pete Schillaci to approve the minutes of June 21, 2006 with the above corrections.

Roll Vote:	Gene Bavis	Aye
	Larry Ruth	Aye
	Pete Schillaci	Aye
	Elaine Leasure	Aye
	Deb Amsler	Aye

Motion carried.

1. Consider request of Tony Laga for a 2-lot subdivision located at 3353 Daansen Road. Property is zoned R.

Tony Laga of 3353 was present to discuss the application. Mr. Laga explained that he currently owns a 14-acre parcel of land that is divided by Daansen Road. Mr. Laga further explained that 4.25 acres, which includes the one-acre on the west side of the road is in the Town of Walworth. The remainder of the land is in the Town of Marion. His intent is to subdivide the 3.25 acres on the east side of Daansen Road from the one acre on the west side of the road where his home is situated. This is a simple realty subdivision and he is requesting the Planning Board grant a waiver of procedure and approval requirements.

Chairman Ruth questioned how much road frontage there was on the east side of the road? Mr. Laga answered that there was 260 feet of road frontage. Gene Bavis clarified that the only access to the Marion property is through the Walworth property.

The Board did not see any problem with granting a waiver of procedure and approval requirement for the realty subdivision as presented. There were no further questions from the Board.

Phil Williamson stated that a formal application must be submitted along with a letter requesting the waiver. The application will have to be submitted to the County Planning Board as part of the property was situated in the Town of Marion.

2. Consider request of Ray Zientara for Special Use Permit for property located at 787 Plank Road. Property is zoned Hamlet.

Raymond Zientara, 1400 Hogan Road, Webster owner of the property located at 787 Plank Road was present. Mr. Zientara stated that the building has four bays with a cement wall separating the building into two sections with two bays each. Mr. Zientara has a prospective tenant interested in renting one side of the building at this time.

Chairman Ruth stated that Mr. Zientara had requested a Special Use Permit at the March 22, 2006 Worksession and questioned if this was another tenant. Mr. Zientara answered, "yes". The other individual was no longer interested due to personal reasons.

Phil Williamson mentioned that there were two issues that needed to be resolved before the Special Use Permit could be issued.

- To meet Code requirements a fireproof separation must be made between the bays and office area.
- The furnace must be raised 18" off the floor.

Mr. Zientara stated that he had recently completed the fireproof separation and would schedule an inspection with Norm Druschel, Building Inspector.

Pete Schillaci questioned if there was tank in the back of the building that needed to be removed.

Mr. Zientara answered that the tank had been removed.

Phil Williamson stated that the Special Use Permits must be issued to both the owner and tenants.

Chairman Ruth reminded Mr. Zientara that he would need to submit an application after getting the okay from Norm Druschel that all the State requirements have been satisfactorily met. The application must also go to the County for review and a public hearing must be held. Chairman Ruth suggested that Mr. Zientara meet with Phil Williamson to clarify the deadlines that need to be met to move forward.

Chairman Ruth adjourned the meeting at 7:53 P.M.

Gail Rutkowski, Clerk