

**TOWN OF DARIEN
GENESEE COUNTY, NEW YORK 14040**

PLANNING BOARD
MEMBERS PRESENT:

October 17, 2016
Jay Blatchely, Pam Trowbridge, Tom Dougherty
Larry Stabell, Shawn Shanahan, Brandon Calmes,
Joe Satkowski

MEMBERS ABSENT:
OTHERS PRESENT:

Jerry Yoder, Mike Jurek, Chuck Haefele, Ben Oles,
Thomas Campbell, Irene & Leslie Kozma, Jeff & Susan
Taylor, Elisabeth & Elaine Deazley, Lisa Black, John
Farley, Melinda Williams, Tammi Meidenbauer

The meeting was called to order at 7:30pm. Everyone present recited the pledge to the flag. The minutes from the August 15, 2016 meeting were read. Larry Stabell made a motion to approve the minutes as read. Shawn Shanahan second. All ayes. The minutes were approved. The minutes from the October 3, 2016 special meeting were read. Larry Stabell made a motion to approve the minutes with the amendments as noted. Jay Blatchley second. All ayes. The minutes were approved with amendments.

Ben Oles indicated the DEC and County have verified to him all is done with regard to correcting the pond and they are looking to move forward with the permit process. The stop work order, non-permitted vs. illegal term usage, the water way issue as well as the berms/side walls were discussed. Jerry Yoder indicated he would need to be notified in writing that the remediation is finalized.

Bauer: Brandon Bauer submitted an application for a special use permit for private recreational use at 9921 Fargo Road, Corfu, NY, Tax Map #5.-1-15.112. The public hearing opened at 7:48 pm with the reading of the notice that appeared in the official newspapers. Tom Dougherty read the correspondence of Jerry Yoder, Zoning Enforcement Officer addressed to the Planning Board, as well as the approval with modifications of the Genesee County Planning Board. Neighboring residents would like limited times, weapons capacity, noise and the unlimited procession of rounds to be addressed. It was indicated the noise disturbance is all weekend long with constant and consistent noise sounding like "a war". The noise is from sunrise to sunset and that the vibration and noise has required one resident to sedate her dog. Further, long (3-4 day) weekends are particularly bad with upwards of 15 vehicles, mud tracked up and down the road, lights shining in the windows late into the evening, explosions that rattle the windows and large groups partying, drinking and shooting. The police have been called where they have inspected weapons and the bench where the shooting occurs from. It was indicated it was difficult to get Mr. Bauer before the Board and that neighbors are making reasonable requests. Shotguns, rifles, handguns and 22's are being discharged at the property. There is usually two to three people shooting from the bench at one time. It is a 100 yard range. Children live on numerous sides of the property, residents would like a range design that requires side benches as well as a back berm. It was noted the Board did previously suggest more detailed drawing of the design of shooting range which has not been provided. It was stated "we live here, you come out to play". It is unverified and unlikely bullets from a high power rifle discharged on that property were found in the Darien Lake Hotel. Local gun clubs have designated evenings where shooting occurs, not 24/7 operation. There are also free public ranges in the Town of Alabama that could be utilized. The applicant has recently placed security cameras on the property. One resident indicated she works from home and weapons are discharged on weekdays also. It was noted that while only 2-3 people may be at the bench at one time, when they are done another group of 2-3 likely takes a turn resulting in constant shooting. It was indicated that years ago bullets were leaving the property and was not addressed. The applicant indicated he is not always present when shooting is going on but intends for that to change. Residents would like him to be present at these times.

Larry Stabell made a motion to table this matter to collect additional information, research and review the specs submitted. Jay Blatchley second. All ayes. The matter is tabled. Mr. Stabell indicated he will take the specs submitted before the town board. Jay Blatchley made a motion to close the public hearing. Brandon Calmes second. All ayes. Public hearing closed at 8:22pm. An additional public hearing is set for November 21, 2016 at 7:45pm.

Jay Blatchley made a motion to adjourn the meeting. Joe Satkowski second. All ayes. The meeting was adjourned at 8:25p.m.

Respectfully submitted

Brooke Finkney, Secretary