

Village of Sackets Harbor Planning Board
November 13, 2019
Regular Meeting
112 N. Broad St.
Sackets Harbor, NY 13685(610) 838-5438

Board Members present: Dick Stephens, Tom Dyckes, Stasse Perkins, Merle Tousant and Janet Quinn. A quorum was established. Meeting was called to order at 4:02 pm by Chair Quinn with the Pledge of Allegiance.

Review and Approve minutes

Tom Dyckes made a motion to approve the minutes for October 16th Regular Meeting, seconded by Chair Quinn. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays.

Stasse Perkins made a motion to approve the minutes for October 30th Special Meeting, with changes, seconded by Tom Dyckes. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays.

Report to Village Board

Chair Quinn gave a copy of the report to the board members presented at the November 12, 2019 Village Board Meeting.

Old Business

#19-34, Kris Dimmick, 101 Boulton's Beach Road, Sackets Harbor; Applicant requests Subdivision review to complete a minor subdivision. The project is in the Village Residential zoning district and therefore requires Subdivision review under the Zoning Law of the Village of Sackets Harbor. A public hearing was held at the September meeting and the project was tabled for consultation with the planning board attorney. An extension was granted at the October meeting with consent from the applicant. A public hearing was opened at 4:20pm. Steve Sullivan, 455 Ambrose St, voiced his concerns and his disapproval of the subdivision as it would directly impact him. Don Matthews, 443 Ambrose St, added that this project creates unnecessary conflict and tension between the deed holders. Mr. Matthews does not support the project if it will impact his rights to the land, now or in the future. The public hearing was closed at 4:28pm. Dick Stephens made a motion to deny the application on the grounds that the applicant doesn't have the support or permission of those that hold and own the deeded rights to the common area through deeded easements; none of the deeded easement holders have been in support; approving this subdivision would set a legal precedence and open the door for further property transfers that would in turn cloud the deed; the subdivision counters the verbiage in the deed; the subdivision would undermine the deed, seconded by Merle Tousant. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays.

New Business

#19-47, Richard Sherry, 455 Ontario Street, Sackets Harbor; Applicant requests Site Plan Review to install a poured concrete retaining wall to prevent further erosion of waterfront property along the shoreline. The project is in the Village Residential Zoning District and requires Site Plan and Waterfront Review under the Zoning Law of the Village of Sackets Harbor. The Applicant was present and was asked to address the board with any comments. Mr. Sherry explained a slight modification to the application. It was determined not to be a Type 1 action under SEQR. SEQR Parts 2 and 3 were reviewed and it was declared that there is no significant negative impact on the environment in a motion made by Chair Quinn, seconded by Tom Dyckes. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. A public hearing was opened at 4:48 pm. Kevin Murphy, 452 Ontario St., expressed his disapproval of the project and his reasoning for such. The public hearing was closed at 4:53 pm. Chair Quinn made a motion to accept the application materials as submitted, seconded by Dick Stephens. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. Chair Quinn made a motion to accept the application as complete, seconded by Dick Stephens. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. Dick Stephens made a motion to approve the application, seconded by Stasse Perkins. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays.

#19-48, Karen Reid, 227 Brown Shores Road, Sackets Harbor; Applicant requests Site Plan Review to install a poured concrete retaining wall to prevent further erosion of waterfront property along the shoreline. The project is in the Village Residential Zoning District and requires Site Plan and Waterfront Review under the Zoning Law of the Village of Sackets Harbor. It was determined not to be a Type 1 action under SEQR. SEQR Parts 2 and 3 were reviewed and it was declared that there is no significant negative impact on the environment in a motion made by Chair Quinn, seconded by Dick Stephens. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. Chair Quinn made a motion to accept the application as submitted, seconded by Stasse Perkins. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. A public hearing was opened at 5:08pm. Kevin Murphy, 452 Ontario St., voiced his concern with a culvert near the property. Karen Reid addressed those concerns and explained that it would not be near the culvert. The public hearing was closed at 5:11pm. Stasse Perkins made a motion to accept the application as complete, seconded by Dick Stephens. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays. Stasse Perkins made a motion to approve the application, seconded by Dick Stephens. Vote 5 ayes (Dyckes, Perkins, Stephens, Tousant, Quinn), 0 nays.

#19-49, Tom and Sharon Dyckes, 448 Ontario Street, Sackets Harbor; Tom Dyckes recused himself at 5:14pm. Applicant requests Site Plan Review to construct a 60 foot concrete retaining

wall to prevent further erosion of waterfront property along the shoreline. The project is in the Village Residential Zoning District and requires Site Plan and Waterfront Review under the Zoning Law of the Village of Sackets Harbor. It was determined not to be a Type 1 action under SEQR. SEQR Parts 2 and 3 were reviewed and it was declared that there is no significant negative impact on the environment in a motion made by Chair Quinn, seconded by Merle Tousant. Vote 4 ayes (Perkins, Stephens, Tousant, Quinn), 0 nays. A public hearing was opened at 5:18 pm. Kevin Murphy, 452 Ontario St., voiced his disapproval of the project. The public hearing was closed at 5:27 pm. Chair Quinn made a motion to accept the application as complete, seconded by Dick Stephens. Vote 4 ayes (Perkins, Stephens, Tousant, Quinn), 0 nays. Dick Stephens made a motion to approve the application, seconded by Merle Tousant. Vote 4 ayes (Perkins, Stephens, Tousant, Quinn), 0 nays. Tom Dyckes returned to the meeting at 5:42 pm.

Other Items for Discussion:

NEXT MEETING: Wednesday, December 18, 2019 7:00pm

A motion was made at 5:45 pm by Dick Stephens to adjourn, seconded by Stasse Perkins. Vote 5 ayes (Tousant, Perkins, Dyckes, Stephens, Quinn), 0 nays.

Minutes submitted by

Shannon Mason
Planning Board Secretary