

TOWN OF BENTON  
PLANNING BOARD MEETING  
MAY 28, 2019

**PRESENT:** Jerry Stape; Tom Goodall; Tom Rood, and Steve Hullings.

Also Present: Ernest and Annetta Martin; Dick Harper, Town Councilman; Jayson Hoover, Code Enforcement Officer, and Karen Ellis, Recording Secretary.

Rood called the meeting to order at 7:00 p.m.

**MINUTES APPROVAL:** Rood made a motion to approve the April 23, 2019 meeting minutes with the following correction:

Under Application #20-SUP-19, R. made a motion to table for more information, not Tom G.

All were in favor.

Rood stated that he looked at the site again and he guesses there is room down on Flat Street for what she wants to do on the right-hand side of the track, but when it comes back she probably should have some kind of barrier on both sides of that because sooner or later someone is going to fall over. Hoover indicated that he got an e-mail from Kathy Ferron and they are going to table this for the 2019 season. He noted that it sounded like in her e-mail that the railroad was holding her up. In any event, she has pulled this application. Rood asked where the wash-out on the track was. Hoover said he thinks it is somewhere in the run of it. He then noted that one of the issues they were having was that the railroad riders would be responsible for the maintenance, upkeep and repairs of the track. If there's substantial washouts, etc. it could potentially get expensive, which may have played into the decision to pull the application for now. Stape stated that they are going to have to spray that or something; there's all kinds of weeds growing up into the tracks.

**APPLICATION #37 SPR-19** – Ernest and Annetta Martin of 2349 Simonsen Road, Penn Yan for a Site Plan Review to relocate existing farm stand from 2304 Simonsen Road to 2349 Simonsen Road and construct a new 34 X 40 stand.

Rood noted this looks pretty straight forward. They have put in a bunch of fill and he doesn't see any problem with wires. Mrs. Martin stated that this will be a daytime operation only, 6 days a week Monday through Saturday and the hours will be generally from 8:30 to 6:30. Annetta stated they started there in 1995. This is more of a seasonal thing and exactly what they had before, just relocated. Rood asked members if they see any issues with this.

Mr. Martin indicated that the 30 ft. is going to be 42 ft. from the edge of the driveway to the front of the building. Stape asked how many cars the spill off would take and noted that there is already a problem up on Baldwin Road. Stape asked if there would be enough parking. It was noted that Instead of 20 X 50 it will be 20 X 90. There would be room for expansion of parking. A considerable amount of discussion took place in regard to the parking at some of these locations.

Stape made a motion to approve this application. Goodall seconded the motion. All in favor.

Jayson stated that there will be another training opportunity at the Yates County Office Building on Tuesday, June 4<sup>th</sup> from 5:00 p.m. to 9:30 p.m. if anyone would be interested in attending.

The meeting adjourned at 7:50 p.m.

Respectfully submitted,

*Karen M. Ellis*

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Recording Secretary