

Town Board Workshop  
January 22, 2008

The Town Board held a Workshop for the purpose of discussing the proposed Local Law Governing Wind Energy Facilities in the Town of Hamlin. The meeting was scheduled to begin at 6 pm but was delayed due to weather conditions, which prevented the earlier arrival of Attorney Spitzer. The meeting was called to order at 6:25 pm.

Present: Supervisor Dennis Roach, Councilperson Tom Breslawski, Councilperson Michael Marchetti, and Councilperson David Rose.

Also Present: Attorney Daniel Spitzer, Attorney Ken Licht, Planning Board Member Linda Morey, Conservation Board Members Aaron LaFaro and Mark Reeves, Code Enforcement Officer BJ Maier, Residents Kim Handley, Mary Crumb, Eugene Van Houten, Ed Doan, Judy Doan, Flora Borkholder, Jerry Borkholder, Robert Hellman, Paul Rath, Renee Cliff, Heather Snyder, Diane Grimm, Andy Simpson, Denise Simpson and Reporter Mike Constanza.

Supervisor Roach introduced Attorney Spitzer and indicated that our intent is to go through the draft regulations page by page and discuss the various questions, concerns, changes and additions, which are included in the "Wind Tower Regulation Corrections/Concerns/Questions" submitted to him on December 4, 2007. The issue of setbacks was deferred until the last item. Upon completion of the page-by-page review, during which Attorney Spitzer answered questions from the Board and took note of changes to me made to the final draft, new topics were discussed and incorporated in the regulations or explanations for not including them were given. New topics discussed were a Property Value Assurance Plan, increasing the number of copies of the application to be provided by any applicant, the developer's responsibilities for engineering and legal fees and costs, and the opportunity for negotiated variances/easements and some of the issues involved with a Host Community Agreement. The final discussion involved the setbacks on which there remains a difference in opinion among the Board members. Supervisor Roach and Councilman Rose are leaning toward 1,500 feet. Councilmen Marchetti and Breslawski support 1,000 foot setbacks. For purposes of the forthcoming public hearing, it was decided to go with a setback of 1,500 feet as opposed to 1,000 feet which was listed in the draft regulations.

Attorney Spitzer did request that Town Board confirm whether Town Board has full approval authority for the placement of Wireless Telecommunications Facilities and whether zoning code amendments can be referred to Planning Board. With no other questions for Mr. Spitzer, a motion to adjourn was made.

The Town Board Workshop adjourned at 9:23 PM.

Respectfully submitted,  
Kathi A. Rickman, RMC/CMC  
Hamlin Town Clerk