

## Town of Fowler Planning Board Meeting Minutes for December 30, 2021

**Attendees:** Planning Board Chairman Stephen Gale, Planning Board Members: Roger Refici, Daniel Kingsley, Vicky Cappellino, Leo Knight, and also present was Kelly Ayen, applicant for special Use Permit. Code Enforcement Officer Glen Besaw was not in attendance.

\*Planning Board Member Leo Knight Jr. was administered his Oath of Office by Town Clerk Tami Gale prior to the meeting being called to order on December 30, 2021. \*

The meeting was called to order at 6:00PM. Chairman Stephen Gale stated that the purpose of the planning board meeting was for discussion of two Special Use Permits, one for a Children's Recreation Program at 65 Riverside Drive belonging to Kelly Ayen; and one for a Vehicle Storage lot on the Stone Road, belonging to Bradley Harmer

Chairman Gale opened the floor to Kelly Ayen to tell the Planning Board about her purpose for the Special Use Permit. Ms. Ayen stated that under Muddy Lotus LLC, her company, she would like to open/operate Timber Nook North Country New York, a single purpose recreational program for children ages 4-12 and there will be a 6 to 1, Children/Adult Ratio in place. This program will provide a nature based; child led play experience that challenges the senses and inspires creativity, independence, and imagination in the great outdoors. Ms. Ayen stated that the purposed site consists of 5.3 acres of land with a camp, and a purchase offer has been agreed upon, and is in the process of being finalized. She stated the Timber Nook Program which originated in New Hampshire, will be the first of its kind in New York State. Planning Board Member Vicky Cappellino asked about insurance. Ms. Ayen stated she is working with Conklin Insurance Company, and she must carry Full Liability Insurance for the program by law. She reported she has spoken with CEO Besaw and will be putting up the required fencing and gates on the property. After further discussion, a vote was taken regarding the Special Use Permit for Timber Nook North Country NY.

**Roll Call on the vote:** Ayes: 5 Gale; Refici; Kingsley; Cappellino; Knight

Nays: 0

With a majority vote to approve the Special Use Permit for 65 Riverside Drive, it will be recommended to CEO Besaw to issue the Permit for Timber Nook North Country New York.

Chairman Gale discussed the second Special Use Permit Application, belonging to Bradley Harmer for End-of-Life Auto Storage Yard, a Vehicle Storage Lot on the Stone Road. Planning Board Member Daniel Kingsley asked if this was for the same lot that was approved last year. Chairman Gale replied yes. Chairman Gale explained that Mr. Bradley Harmer on December 7<sup>th</sup> of 2020, was granted a Temporary Special Use Permit with stipulations. The stipulations were: a gate had to be in place at each entrance to the yard with reflective Triangles, posted signs had to be installed around the entire property, and a temporary fence would be installed. Chairman Gale stated the Planning Board and Mr. Harmer agreed to these terms

and if met the permit could be renewed yearly. Mr. Harmer stated the vehicles would be gone by late spring no later than June 2021. Chairman Gale stated the vehicles are still there, and no fence was put up. Planning Board Member Vicky Cappellino stated, if he hasn't completed the fence with this permit, do we really think he will do it with the new permit. It was the consensus of the planning board, he most likely would not. Chairman Gale explained to the Planning Board Members that if we vote not to approve the permit, Mr. Harmer has thirty days from when he is notified by CEO Besaw, to either complete the fence requirement and he can reapply for the permit or within thirty days, remove all the vehicles from the lot. Upon further discussion, a vote to grant the Special Use Permit for End-of-Life Auto Storage Yard, owned by Bradley Harmer was taken.

**Roll Call on the vote:** Ayes: 0

Nays: 5 Gale; Refici; Kingsley; Cappellino; Knight

With a majority vote to reject the Special Use Permit for an Auto Storage lot on the Stone Road, it will be recommended to CEO Besaw to notify the applicant of the Rejection.

With no further discussion or questions, the meeting was adjourned at 6:35 pm.

Respectfully Submitted,

Stephen R. Gale