

Palmyra Preservation Commission Meeting Minutes

November 15, 2012

Commissioners Present: Chris Daly, Jim Elliott, Michael Haskins, Tim Kurek, Becky Remington.

Commissioners Absent: Ellie Drake.

Also Present: Vicky Daly, Village Board Liaison; Mark Vande, Consulting Architect; Dan Wooden, Code Enforcement Officer.

The meeting was called to order at 7:07 pm.

Code Enforcement Officer Dan Wooden was present so that the Commissioners could get his input on the Ordinance, flow charts and the design standards. In the Ordinance, the following concerns were discussed: Section 6C – Dan suggested that the time period from public hearing to commission decision be no more than 62 days, rather than no more than 25 as currently stated in the Ordinance. It would match Zoning's requirement, and would be easier to schedule than 25 days.

Sections 7 & 8 – Dan recommended that Hardship requests go to the Village Board, as he thought that taking Hardship issues to the same commission that placed the conditions causing the hardship did not make sense. Vicky Daly's response was that the Village board would not have the necessary background to make an informed decision. Vicky also said that if the hardship request was denied by the Preservation Commission, then the owner could take his appeal to the Village Board. The Commission decided that Sections 7 & 8 should remain the same.

Section 9 - Hardship Appeals. Vicky Daly searched for forms for hardship requests, but has had no luck. The Commission needs an application for Hardship requests – should it be the same as for Planning and Zoning? Section 9a – number of days should be added. Section 9d – time period should be kept within 62 days.

Section 13 – Hardship – Section 9's requirements should be followed here, as well, so that the document is consistent. The Commission needs a checklist for hardship to give to resident so that they know how long they have for an appeal and what the process is. Mark Vande recommended that Section 13 be reworded as it is currently confusing as written.

Tim Kurek noted several differences from the Preservation documents and Planning and Zoning's requirements. In Section 2a of the Ordinance it states that the Mayor appoints the Commissioners, which differs from Planning and Zoning. Section 2b states that two Commission members have terms ending each year. In Zoning and Planning only one member's term ends annually. The Commission agreed to a limit of 3 consecutive terms. Section 2d(i) regards the employment of staff and professional consultants needed to carry out duties. Tim Kurek recommended that the Preservation Commission requirements match those of Planning and Zoning. Dan Wooden stated that as long as "with approval of

the Village Board” is included in the verbiage about Preservation Commission expenses, there should be no misunderstanding regarding what the Commission is allowed to spend. The Commissioners agreed to this change. In Section 2b, the Commissioners agreed to add “and up to (2) alternates.” In Section 6e, the 12 month time limit should be changed to 6 months, so that the Ordinance will match the Zoning requirements, which was agreed to by the Commissioners.

The Commission, at this point, has no applications for the Certificate of Appropriateness, Hardship, or Hardship appeals. We do have a local designation application. Section 3f – the property local landmark designation should be sent to the County Clerk. Section 6d – the Commission agreed to the original landmark designation being held in the Code Enforcement Office.

Vicky Daly said that we should compile all our changes to the Ordinance and she would get them to the Village Clerk.

Review of the Minutes: Tim Kurek pointed out that the director of the Landmark Society of Western NY was Wayne Goodman, not Dwight Goodman. Tim Kurek made the motion to accept the minutes with the noted change, and Becky Remington seconded the motion. The motion passed.

Chris Daly made the motion to adjourn the meeting. The meeting ended at 9:10 pm.

Respectfully submitted by Christine Daly.