

September 6th, 2012

The Town Board met as the Board of Health on Thursday, September 6th, 2012 with the following members present: Richard Rowland, Supervisor; Daniel Pemrick, Thomas Kinsella, Daniel Cochran and Walter E. Chandler, Councilman. Also present were Highway Supt. Walter Barss and 4 residents.

At 7:26 PM a public hearing was opened for the application of Kevin Clark for a Septic Variance for property located at 15 Coombs Roadway. Clerk presented proof of legal publication. There being no public comments either pro or con, the hearing was closed at 7:27 PM.

Septic Variance – 15 Coombs Roadway – Kevin Clark - Mr. Clark and his engineer, Gary Robinson, were present. Kinsella, C. asked if Mr. Robinson had received the comments from the Town Engineer. Mr. Robinson stated that he did speak with the Town Engineer and that they did not have a problem with doing the water tests as suggested. He stated that they would add the two conditions to the map. Mr. Robinson showed the Board a copy of a survey that was completed since the last meeting. Mr. Clark is combining 3 lots into one lot. The proposed location of the new home is pretty much in the same location at the existing home that is to be removed. Pemrick, C. asked what the size of the new lot was. Mr. Robinson stated that there were 3 lots that were 50' x 100'. The new parcel would be 150' x 100'. Pemrick, C. asked if the proposed system met the State requirements. Mr. Robinson stated that it met the State requirements, however it did not meet the Town requirement. Pemrick, C. stated that there is no question that this is a better situation. He added that several years ago when the Town added the Overlay District it was the desire to try and bring this area back into compliance. Pemrick, C. added that some of the rationale for granting this variance would be that it combines 3 small lots into one larger lot; it reduces the number of septic systems in a given area by combining them into one system that would meet the NYS standard and it would improve this section of the Lake Desolation area bringing it more into compliance with the Town Plan and Overlay District.

RESOLUTION # 118 – Approve Septic Variance – 15 Coombs Roadway

Motion: Cochran, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby approves the application of Kevin Clark for a variance of Chapter 54, Appendix A1303 – Variance of separation requirements for replacement septic system with the following conditions:

- 1) The system installation must be observed by the design engineer and a final certification shall be provided to the Town stating the system was installed in accordance with the design.
- 2) The applicant/owner must test the on-site well for contamination a minimum of once per year. In the event that the water tests positive for bacteria, the owner must immediately address the issue and notify the Town.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran, Chandler

Noes: None

On motion of Pemrick, C. and seconded by Cochran, C., the special meeting was adjourned at 7:40 PM.

Town Clerk