A meeting of the Wilton Planning Board (“the Board”) occurred on September 18, 2019 at the Wilton Town Hall, 22 Traver Road, Wilton, New York.

PLEDGE OF ALLEGIANCE

CALL TO ORDER:

At 6:34 p.m., Chairman Dobis opens the Public Hearing.

I. PUBLIC HEARING:


The following Notice of Public Hearing was advertised in the Saratogian Newspaper:

PLEASE TAKE NOTE that the Planning Board for the Town of Wilton will hold a PUBLIC HEARING: Application for subdivision approval by James and John Johnson for Johnson’s Auto Crusher of Corinth, Inc., for a proposed commercial 2-lot subdivision. Property located on 81 Ballard Road on 24.432 acres, Tax Map No. 128.-1-8; zoned CR-2.

SAID HEARING will be held on Wednesday September 18, 2019 at 6:30 p.m. at the Wilton Town Hall, 22 Traver Road, Wilton, New York. At that time, all persons will be given a chance to be heard.
Planning Board Minutes  
September 18, 2019  

John and James Johnson are present to represent Johnson’s Auto Crushers.  

**General site statistics:**  
- Subdivision of 4 acres from Johnson’s Auto Crushers on the south eastern end towards Blue Lupine Lane.  
- Before the Board in 2014 with a 3-lot subdivision, never completed the project.  
- There are 2 trailers on the property that will be removed.  
- Purpose of the subdivision is to sell the subdivided parcel.  

**Public Comment:**  
- Concerns of the appearance and condition of the property.  
- Resident commented on the Town Code and New York State Code.  
- The property should have a barrier or a fence to completely screen the wrecking yard.  
- Discussion of inspections being done on the property. DEC would be inspecting the facility not the Town.  

Chairman Dobis asked if there were any other questions or comments. There were none.  

Harold Van Earden made a motion to close the Public Hearing at 6:38 p.m. seconded by Bill Rice  
All Board members were in favor.  

**B. Valvoline Instant Oil Change: Galena Associates, LLC:** Application for a Special Use Permit and Conceptual Site Plan approval by Galena Associates, LLC for Valvoline Instant Oil Change to construct a 3,776 sq. ft. building for a Valvoline Instant Oil Change. Property located on 573 Route 9 on 2.45 acres, Tax Map No. 153.-1-4.1; zoned CR-1.  

The following Notice of Public Hearing was advertised in the Saratogian Newspaper:  

**PLEASE TAKE NOTE** that the Planning Board for the Town of Wilton will hold a **PUBLIC HEARING** by Galena Associates, LLC for Valvoline Instant Oil Change to construct a 3,776 sq. ft. building for a Valvoline Instant Oil Change. Property located on 573 Route 9 on 2.45 acres, Tax Map No. 153.-1-4.1; zoned CR-1.  

**SAID HEARING** will be held on Wednesday September 18, 2019 at 6:31 p.m. at the Wilton Town Hall, 22 Traver Road, Wilton, New York. At that time, all persons will be given a chance to be heard.  

Ron Slone recused himself at 6:39 p.m. for Valvoline and Warren Tire.  

Steve Wilson, Bohler Engineering on behalf of Galena Associates.  

**General site statistics:**  
- There were a couple changes to the site plan.  
- To be added to notes on the site plan; *sidewalk, street trees, and lighting shall be installed in accordance with Town standards, within one year of written request by The Town.*  
- The signage was added to the site plan per the Planning Boards request.
Planning Board Minutes
September 18, 2019

- Provided additional screening of the service bays by continuing the row of White Pine.

Public Comment:
- Growing number of projects on Route 9 creating more traffic.
- Resident discussed the traffic study and expressed concern of anticipating the need for increased traffic beyond what it looks like today because the growth on Route 9 is going to continue.
- Have the fire and water issues been addressed?
- Additional concern of traffic on Route 9.

Chairman Dobis asked if there were any other questions or comments. There were none.

Hal Van Earden made a motion to close the Public Hearing at 6:55 p.m. seconded by Dave Gabay. All Board members were in favor.

C. Warren Tire; Bob Kellogg: Application for a Special Use Permit and Conceptual Site Plan approval by Bob Kellogg for Warren Tire to construct a 6,300 sq. ft. building for a Warren Tire Service Center. Property located on the west side of Route 9 near Smith Bridge Road on 5.87 acres, Tax Map No. 153.-1-15.112; zoned CR-1.

The following Notice of Public Hearing was advertised in the Saratogian Newspaper:

PLEASE TAKE NOTE that the Planning Board for the Town of Wilton will hold a PUBLIC HEARING: Application for a Special Use Permit and Conceptual Site Plan approval by Bob Kellogg for Warren Tire to construct a 6,300 sq. ft. building for a Warren Tire Service Center. Property located on the west side of Route 9 near Smith Bridge Road on 5.87 acres, Tax Map No. 153.-1-15.112; zoned CR-1.

SAID HEARING will be held on Wednesday September 18, 2019 at 6:32 p.m. at the Wilton Town Hall, 22 Traver Road, Wilton, New York. At that time, all persons will be given a chance to be heard.

Brett Steenburgh, PE, PLLC is here on behalf of the applicant Bob Kellogg, who is in the audience.

Mr. Steenburgh gives a brief overview of the project. There will be a monument sign and the signage on the building will be to code.

General site statistics:
- The building will be a 6,300 sq. ft. tire center.
- Switched the driveway entrance from the north side to the south side and it will be a shared driveway as required on the subdivision plan.
- Received the easement agreement with parcel to the south for shared access.
- Dumpster enclosure will be behind the building and will match the exterior façade of the building.
- Stormwater management explained.
- Private well located in the rear of the site and the septic system will be located out front.
• Adding the note to the site plan that sidewalk, street trees, and lighting shall be installed in accordance with Town standards, within one year of written request by The Town.
• Storage area fencing will not be visible from the road.
• Additional trees were added in the easement area.

Public Comment:
• Further concerns of the traffic on Route 9.
• Additional concerns of the fire department and water.
• Where are the new and old tires stored? The new tires are stored inside the building and there is a designated area for the used tires.
• Building is inconsistent with the buildings on Route 9, should look more contemporary.
• The appearance needs to be updated.

Chairman Dobis asked if there were any other questions or comments. There were none.

Hal Van Earden made a motion to close the Public Hearing at 6:55 p.m. seconded by William Rice. All Board members were in favor.

Ron Slone returns to the meeting. (6:56p.m.)

II. REGULAR MEETING: (6:57 p.m.)

PRESENT: Chairman Michael Dobis, Harold VanEarden, William Rice, Erinn Kolligian, Dave Gabay, Ron Slone, Jeffrey Hurt, Alternate and David Catalfamo, Alternate; Ryan K. Riper, P.E., Director of Planning and Engineering, Brian Reichenbach, Planning Board Counsel and Amy DiLeone, Executive Secretary

ABSENT: None

MINUTES APPROVAL: Hal Van Earden moves, seconded by Ron Slone, for the approval of the meeting minutes of August 21, 2019 as written. Ayes: Ron Slone, William Rice, Chairman Dobis, David Gabay, Brett Hebner

CORRESPONDENCE: None other than that relating to current applications before the Board.

III. APPLICATIONS:


John and James Johnson are present to represent Johnson’s Auto Crushers.

Mr. Riper addresses the items in his review letter to the Board.

Public Comments addressed:
Mr. Johnson says they will remove the trailers, the concrete barriers will be moved away from the road, and everything else will be put behind the fence. Everything should be done by Spring.

- DEC will not write a letter when a property is not in violation.
- Testing was done on the soils and the ground water.
- There is a large pile of tires that needs to be removed, not a Town issue.

Chairman Dobis begins the SEQRA process.

Town Counsel Brian Reichenbach reads the SEQRA Part II questions to the Board.

Part II questions are:

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? “No “
2. Will the proposed action result in a change in the use or intensity of use of land? “No “
3. Will the proposed action impair the character or quality of the existing community? “No “
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? “No “
5. Will the proposed action result in an advanced change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? “No “
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? “No “
7. Will the proposed action impact existing:
   a. Public/private water supplies? “No “or “Small”
9. Will the proposed action impair the character or quality of important historic, archaeological, architectural, or aesthetic resources? “No “
10. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? “No “
11. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? “No “
12. Will the proposed action create a hazard to environmental resources or human health? “No “

On a motion introduced by Ron Slone, the Board adopts the following resolution:

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board for the Town of Wilton adopts a negative declaration on SEQRA for subdivision approval by James and John Johnson for Johnson’s Auto Crusher of Corinth, Inc., for a proposed commercial 2-lot subdivision. Property located on 81 Ballard Road on 24.432 acres, Tax Map No. 128.-1-8; zoned CR-2.

The motion is seconded by Dave Gabay and duly put to vote, all in favor, on September 18, 2019.

On a motion introduced by Hal VanEarden, the Board adopts the following resolution:

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board for the Town of Wilton approves the Application for Preliminary Subdivision approval by James and John Johnson for Johnson’s Auto Crusher of Corinth, Inc., for a proposed commercial 2-lot subdivision. Property located on 81 Ballard Road on 24.432 acres, Tax Map No. 128.-1-8; zoned CR-2.
The motion is seconded by Dave Gabay and duly put to vote, all in favor, on September 18, 2019.

On a motion introduced by Hal VanEarden, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application for Final Subdivision approval by James and John Johnson for Johnson’s Auto Crusher of Corinth, Inc., for a proposed commercial 2-lot subdivision. Property located on 81 Ballard Road on 24.432 acres, Tax Map No. 128.-1-8; zoned CR-2. Conditioned upon compliance with the Town Engineer, Ryan Riper’s review letter dated September 11, 2019, and that the County Planning Board comments are addressed and approved by County DPW; driveways are eliminated, mobile homes are removed, and County R.O.W. is cleared of obstructions, within 6 months from the date of this motion. Subdivision approval expires in 180 days, if mylars are not signed and filed at the county.

The motion is seconded by Dave Gabay and duly put to vote, all in favor, on September 18, 2019.

Ron Slone recuses himself for Warren Tire and Valvoline at 9:23 p.m. Dave Catalfamo replaces Ron Slone.

**B. Valvoline Instant Oil Change, Galena Associates, LLC:** Application for a Special Use Permit and Conceptual Site Plan approval by Galena Associates, LLC for Valvoline Instant Oil Change to construct a 3,776 sq. ft. building for a Valvoline Instant Oil Change. Property located on 573 Route 9 on 2.45 acres, Tax Map No. 153.-1-4.1; zoned CR-1. Conditioned upon compliance with the Town Engineer, Ryan Riper’s review letter dated September 11, 2019. There are no new or different environmental impacts requiring further SEQRA review.

Steve Wilson, Bohler Engineering on behalf of Galena Associates. We have taken care of most of the items in Mr. Riper’s review letter. We have submitted a full set of plans with lighting, grading, drainage, erosion control, and stormwater management.

Mr. Riper addresses the items in his review letter to the Board.

On a motion introduced by Dave Gabay, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application for Preliminary Site Plan approval by Galena Associates, LLC for Valvoline Instant Oil Change to construct a 3,776 sq. ft. building for a Valvoline Instant Oil Change. Property located on 573 Route 9 on 2.45 acres, Tax Map No. 153.-1-4.1; zoned CR-1.

The motion is seconded by Harold Van Earden and duly put to vote, all in favor, on September 18, 2019.

On a motion introduced by Hal VanEarden, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application for Final Site Plan approval by Galena Associates, LLC for Valvoline Instant Oil Change to construct a 3,776 sq. ft. building for a Valvoline Instant Oil Change. Property located on 573 Route
Planning Board Minutes  
September 18, 2019

9 on 2.45 acres, Tax Map No. 153.-1-4.1; zoned CR-1. Allowing reduction for parking, as shown on plans. Conditioned upon compliance with the Town Engineer, Ryan Riper’s review letter dated September 11, 2019. There are no new or different environmental impacts requiring further SEQRA review.

The motion is seconded by Dave Catalfamo and duly put to vote, all in favor, on September 18, 2019.

C. Warren Tire; Bob Kellogg: Application for a Preliminary Site Plan approval by Bob Kellogg for Warren Tire to construct a 6,300 sq. ft. building for a Warren Tire Service Center. Property located on the west side of Route 9 near Smith Bridge Road on 5.87 acres, Tax Map No. 153.-1-15.112; zoned CR-1.

Brett Steenburgh, PE, PLLC is here on behalf of the applicant Bob Kellogg, who is in the audience. Mr. Steenburgh gives a brief overview of the project.

Mr. Riper addresses the items in his review letter to the Board.

Chairman Dobis asks for additional comments and questions.

The Planning Board wants to see a more esthetically pleasing building:

- Up-date the façade.
- Add stone along the base.
- Two different shades of brick.
- Break the façade up and add more detail.
- Add some awnings.

The architects will update the renderings with the Planning Boards suggestions.

On a motion introduced by Erinn Kolligian, the Board adopts the following resolution:

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board for the Town of Wilton approves the Application for Preliminary Site Plan approval by Bob Kellogg for Warren Tire to construct a 6,300 sq. ft. building for a Warren Tire Service Center. Property located on the west side of Route 9 near Smith Bridge Road on 5.87 acres, Tax Map No. 153.-1-15.112; zoned CR-1.

The motion is seconded by Harold VanEarden and duly put to vote, all in favor, on September 18, 2019.

D. RG Lakeside Retail Motorcycle Shop, JAG 1, LLC: Application for Preliminary Site Plan approval by JAG 1, LLC for RG Lakeside for a proposed 6,000 sq. ft. retail motorcycle shop. Property located on Route 50 on 4.48 acres, Tax Map No. 141.-2-12.2; zoned RB-1.

Edward Esposito, Monarch Design, Tim Barber, JAG Construction and Roger Goldsmith, owner of RG Lakeside are present.

Brief overview of the project.

- Addition of windows to the building.
Planning Board Minutes  
September 18, 2019

- Additional landscaping has been added to the plan.

Planning Board is in favor of the additions to the rendering.

Mr. Riper addresses the items in his review letter to the Board.

On a motion introduced by Hal VanEarden, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application for Final Site Plan approval by JAG 1, LLC for RG Lakeside for a proposed 6,000 sq. ft. retail motorcycle shop. The Planning Board waives the requirement for street trees, sidewalk, and lighting. Property located on Route 50 on 4.48 acres, Tax Map No. 141.-2-12.2; zoned RB-1. Conditioned upon the compliance with the requirements of the Town Engineer, Ryan Riper’s review letter dated September 18, 2019. There are no new or different environmental impacts requiring further SEQRA review.

The motion is seconded by Ron Slone and duly put to vote, all in favor, on September 18, 2019.

**E. Forest Grove Conservation Subdivision, Forest Grove, LLC:** Application for Preliminary Subdivision approval for the addition of 30.27 acres into the Forest Grove Subdivision, for a total of 321-lots; by Forest Grove, LLC for Forest Grove Conservation Subdivision. Located north of Jones Road and near Putnam Lane, Tax Map No’s 141.-1-25, 28, 29 and 128.-1-69, 71,22, 87 and 141.-2-2, 3 and 141.-2-4,2, and 140.16-3-1 thru 6 and 140.12-3-1 thru 11 and 99; zoned R-2.

Joe Dannible, EDP is here on behalf of Forest Grove, LLC. Peter Belmonte is also present the owner of Forest Grove, LLC.

Overview of the project:

- Forest Grove is a 321-lot conservation subdivision on 560 acres of land. Located north of Jones Road and near Putnam Lane.
- There is 360 acres of open space. Land to the north will be unrestricted open space dedicated to the town. Land to the south will be deed restricted.
- Received preliminary approval and a negative declaration for SEQRA several months ago.
- One thing has changed since the preliminary approval.
- The adjacent landowner Cahill Forest has been purchased by Peter Belmonte and the subdivisions will be combined into one large community.
- With the addition of land to the subdivision there will be a redistribution of lots.
- There will be less roads.
- More open space dedicated to the Town.
- Seven miles of trails.
- The road network is less than a 2% change with traffic, water, and sewer.
- Seeking final approval on the combined project.
- There is a new completed and combined negative declaration for SEQRA.
- The town wants access to trails in phase one.
- Clearing of trails will begin in phase one.
- Twenty station fitness trail, constructed by the applicant with $10,000 contribution towards the equipment.
• Trail head parking areas:
  1. Harran Lane Trail – Gravel parking lot with ten parking spaces and a T turnaround for plow access.
  2. Scout Road (phase 4) – Utilize the existing road, parking for 6-7 cars and the surface will be primitive and natural.
• The land will be dedicated in phases.
• In phase one the northern 130 acres will be dedicated to the town.
• The applicant would like to own the land that surrounds the Town land.
• Location of the maintenance building has changed. It will be used for storage of the property maintenance equipment. There will be a landscape berm to shield the garage. The adjacent landowner should be notified of the placement of the maintenance building.
• Three leg roundabout on Jones Road.
• The applicant is looking to lower the cost of the roundabout, possibly different lighting.
• The second bid on the roundabout was higher than the first.
• Putnam Lane will become a dead-end street.
• Putnam Lane extension will tie into Branch Drive.
• There will be irrigated vegetation in the center of the roundabout that will be maintained by the HOA.
• Landscaping will be placed on the south side of the roundabout to buffer headlights.
• Traffic mitigation plans, GPI.
• Discussion of donation from the applicant for future roundabout on Route 50, Jones Road, and Ingersoll Road.
• A premier neighborhood that will include; state of the art community center, pool, 6-acre lake, and a 1.5-acre dog park.
• Discussion of Bullard Lane being a Town Road.
• Attorney Shadlock, the attorney for the applicant speaks to her findings that Bullard Lane is a Town Road.
• Discussion of conditioning the applicant’s approval on phases 2-4 on the amount of the contribution.
• Town Council Brian Reichenbach said approvals can’t be based on volunteer contributions.

Mr. Riper addresses the all items in his review letter of September 17, 2019 to the Board.

Chairman Dobis asked if there were any questions, there were none.

On a motion introduced by Dave Gabay, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application for Preliminary Subdivision approval for the addition of 30.27 acres into the Forest Grove Subdivision, for a total of 321-lots; by Forest Grove, LLC for Forest Grove Conservation Subdivision. Located north of Jones Road and near Putnam Lane, Tax Map No’s 141-1-25, 28, 29 and 128.-1-69, 71.22, 87 and 141.-2-2, 3 and 141.-2-4.2, and 140.16-3-1 thru 6 and 140.12-3-1 thru 11 and 99; zoned R-2. Conditioned upon compliance with the Town Engineer, Ryan Riper’s review letter dated September 17, 2019. There are no new or different environmental impacts requiring further SEQRA review.

The motion is seconded by Erinn Kolligian and duly put to vote, all in favor, on September 18, 2019.
F. **Stanley Business Facility, John Stanley:** Application by John Stanley for Stanley Business Facility for a proposed one story 4,000 sq. ft. garage to store vehicles and equipment with an attached 624 sq. ft. office. The applicant is also proposing to have two 10,000 sq. ft. single story self-storage facilities, this is a special permitted use in the C-2 zone. Property located on 2 Blue Lupine Lane and Ballard Road, on 3.54 acres, Tax Map No. 128.-1-91; zoned C-2. Set the Public Hearing for the Special Use Permit.

Lynn Sipperly, L. Sipperly & Associates, DPC on behalf of John Stanley:
- John Stanley is moving the business (asphalt paving) to this location, 2 Blue Lupine Lane.
- Existing drainage easement on the front of the property.
- The property boarders Johnson’s Auto Crushers to the west.
- Condition of the SCPB that the curb cut on Ballard Road be abandoned. It has been abandoned.
- There will be two business uses on the site, business facility and self-storage.
- Self-storage is a special permitted use in the C-2 zone.
- There will be two driveway entrances on Blue Lupine Lane. One for the business and one for the self-storage.
- The property is on well and septic.
- The garage is drive in, drive out.
- Proposed storage of materials on site.
- Self-storage area will be fully fenced with a security gate.
- They applicant answered the seven response questions for the special use permit.

Set the Public Hearing for October 16, 2019 @ 6:30 pm for the Special Use Permit.

G. **648 Maple Avenue, LLC:** Application by 648 Maple Avenue for Amended Site Plan approval for the addition of 3 parking spaces for an existing office building. Property located on 648 Maple Avenue on .46 acres, Tax Map No. 140.13-1-6.1; zoned H-1.

Dr. Angelini is here on behalf of 648 Maple Avenue. He explains he has four tenants in his building and would like to add three parking spaces to his existing parking lot.

On a motion introduced by Ron Slone, the Board adopts the following resolution:

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board for the Town of Wilton approves the Application by 648 Maple Avenue for Amended Site Plan approval for the addition of 3 parking spaces for an existing office building. Property located on 648 Maple Avenue on .46 acres, Tax Map No. 140.13-1-6.1; zoned H-1.

The motion is seconded by Hal VanEarden and duly put to vote, all in favor, on September 18, 2019.

H. **JAG Construction Warehouse: JAG 1, LLC:** Application for Conceptual Site Plan by JAG 1, LLC, Tim Barber for a proposed three-phase development of JAG Construction Warehouse. Property located on Lot 8 on Blue Lupine Lane on 4.76 acres, Tax Map No. 128.-1-100; zoned C3.

Tim Barber and Luigi Palleschi are here on behalf of 648 Maple Avenue.

Overview of the project:
The project is located on 8 Blue Lupine Lane
The project will be done in three phases.
Mr. Barber has five locations and is going to consolidate three of them into this project.
The future expansion may include the two other locations.
The project is being phased because he is not sure of his future business plan.
Phase one proposed 11,200± SF one-story warehouse.
Phase two future 8,000± SF warehouse expansion.
Phase three proposed equipment storage shed
The project will be on well and septic.
The parking lot will be gravel.
The warehouse will be storage for heavy construction equipment and materials
Their main construction business consists commercial construction of auto dealerships and warehouses.

On a motion introduced by Erinn Kolligian, the Board adopts the following resolution:

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board for the Town of Wilton approves the Application for Conceptual Site Plan by JAG 1, LLC, Tim Barber for a proposed three-phase development of JAG Construction Warehouse. Property located on Lot 8 on Blue Lupine Lane on 4.76 acres, Tax Map No. 128.-1-100; zoned C3.

The motion is seconded by Hal VanEarden and duly put to vote, all in favor, on September 18, 2019.

IV. ADJOURNMENT:

Chairman Dobis asks for a motion to adjourn. On a motion introduced by Erinn Kolligian and seconded by Hal Van Earden, the Board adopts the following resolution:

NOW, THEREFORE, BE IT RESOLVED that the meeting of the Planning Board be adjourned at 10:12 p.m. The motion is seconded by Harold VanEarden, and duly put to vote, all in favor on this day September 18, 2019.

Date Approved October 16, 2019

Amy DiLeone
Executive Secretary