

Minutes of the **May 3, 2022** meeting of the **Conservation Board of the TOWN OF ORCHARD PARK**, Community Activity Center, 4520 California Road, Orchard Park, New York at 7:00 P.M. Present were the following:

MEMBERS PRESENT: Richard Schechter, Chairman
Daniel Couch, Alternate member
Thomas Jaeger
Amy Grosjean
Melissa Lebedzinski
Kyle Witt

EXCUSED: David Ward, Bernadette Clabeaux

OTHERS PRESENT: Joseph Liberti, Town Board Liaison
Remy C. Orffeo, Acting Planning Coordinator
John C. Bailey, Deputy Town Attorney
Rose Messina, Secretary

The Chairman called the meeting to order at 7:00 P.M. by stating that in accordance with the provisions of the Ethics Law of the Town of Orchard Park it is incumbent upon any Conservation Board member with a financial or business relationship with any petitioner coming before this Board to disclose this relationship and, if warranted, to recuse him or herself from any matter involving the petitioner. Any petitioner coming before this Board who is a relative of, or has a financial or business relationship with, any officer or employee of the Town of Orchard Park, must disclose the nature and extent of such relationship in accordance with the provisions of the ethics law of the Town of Orchard Park.

The Chairman welcomed Mr. Couch as the new Alternate member, noting that he will be voting this evening in the absence of members Mr. Ward and Ms. Clabeau.

APPROVAL OF MINUTES: Mr. Couch made a **MOTION**, seconded by Mr. Jaeger to approve the March 1, 2022 meeting minutes.

THE VOTE ON THE MOTION BEING UNANIMOUS, THE MOTION IS PASSED.

1. C.B. File #06-22, 260 Red Trail Road, Located of the west side of Redtail Road, South of Windward Road, Zoned I-1. Applicant is seeking a Building Permit and Site Plan Approval to construct a 10,000-sq.ft. addition to Excelsior Orthopedics' existing building, with 26-additional parking spaces (SBL# 152.18-2-4). Referred to the Conservation Board on 2/16/22. Applicant requests Conservation Board review and approval of submitted Landscape Plan.

APPEARANCE: Chris Wood – Architect, Carmina Wood

Mr. Wood presented and explained the proposed Landscaping Plan for this project. He stated that the Landscape Value Estimation total is \$24,940. The front of the project is grass (Green Space).

Mr. Couch discussed the Interior Island areas. He noted that he would like two trees shown on the plan re-located at the Site.

Mr. Jaeger discussed adding curbing to a landscape island at the site, and the trash pad area shown on the plan.

Mr. Schechter discussed the snow storage at the Site.

Acting Planning Coordinator Mr. Orffeo stated that Mr. Ward communicated through an email that he is comfortable with the proposed Landscape Plan and Estimation Value form.

Mr. Schechter made a **MOTION**, seconded by Mr. Jaeger to **APPROVE** the Landscaping Plan prepared by a NYS Licensed Landscape Architect, as submitted on 4/14/22, based on the following conditions and stipulations:

1. Moving the two trees discussed and planting them somewhere it makes sense.
2. Add the additional curbing as discussion to the interior island.
3. The Total Site Green Space is 36%, and meets the Town Requirement. The Interior Green Space is 14%.
4. The Landscaping Value Estimate of \$24,940.00 requires a Certified Check amounting to 50% of the total shall be deposited with the Town Clerk prior to receiving a Building Permit. (\$12,470)
5. Dumpsters or mechanical systems at grade level are to be screened.
6. Approval is contingent upon acceptance by the Planning Board and Town Engineering Department.
7. Any changes required by the Town Engineering Department or Planning Board which effect the Landscaping shall necessitate further review and approval by the Conservation Board.
8. Upon the completion of the landscape installation the Owner shall provide a Landscape Completion Form (available from the Planning Office or Town's website) and a statement from a NYS Licensed Landscape Architect indicating that the plant materials have been installed in accordance with the specifications of the approved Landscape Plan. Three-years after the date of Landscape Completion, the Owner shall provide a Landscape Security Release Form (available from the Planning Office, or online at Town Website) with a statement from a Licensed Landscape Architect indicating the condition of the plant materials specified in the approved Landscape Plan, verifying survival through the three-year guarantee period.

THE VOTE ON THE MOTION BEING UNANIMOUS, THE MOTION IS PASSED.

The meeting adjourned at 7:04 P.M.

DATED: 5/19/22
REVIEWED: 7/05/22

Respectfully Submitted
Rosemary M. Messina
Conservation Board Secretary

Richard J. Schechter, Conservation Board Chairman