

**TOWN OF WESTERLO**

**WESTERLO, NY 12193**

**PLANNING BOARD**

**MINUTES**

**DATE:** May 14, 2024

**LOCATION:** Richard Rapp Municipal Building

**BOARD MEMBERS: Present:** Chairman Beau Loendorf, Rich Kurylo, William Hall, Gerry Boone, and Angela Carkner(absent).

**Town Attorney:** George McHugh- present

**Town Code Enforcer:** Jeff Pine- present

**Non-Members present:** Rebecca Haaland owner of shop, John Dolce owner of property, Lorraine Pecylak Town Board Member, Josh Beers Town Board Member, Karla Weaver Town Clerk and Claire Marshall Clerk to Planning Board.

**Open Meeting:** The meeting was called to order at 7pm with the Pledge of Allegiance.

**Minutes:** Planning Board Chairman Loendorf made a motion to approve the March 12, 2024, minutes. Member Kurylo seconded: motion carried by Members Boone, Loendorf and Kurylo. Member Hall abstained.

**OLD BUSINESS: none**

**NEW BUSINESS:** SUP 24-1 Boosted Coatings LLC (at Shepards): Rebecca Haaland is the shop owner. The shop does powder coating on metal products. Can be used on automotive, household, and motorcycles etc. Process starts with sand blasting and getting rid of anything not metal (oils). There are no chemicals used. Oils and powder are wiped off and trashed. The shop uses an outside source to sand blast. You spray the powder and cure it. Spray in spray booth. The powder comes in a bag like flour, then you put in a large oven. Oven is 6x6x12 and 425 degrees. Collect extra powder by sweeping, does not get reused, all goes into the trash. Powder is nontoxic and nonflammable. Dry application does not produce anything wet, it's a simple process. Chairman Loendorf asked how long the applicant has been doing this, she responded, 5 years. She used to lease a shop in Colonie. Attorney McHugh asked if she needed DEC permits for air, she responded no. The Board asked about the building being used, Mr. Dolce responded it was a two-car garage that has been insulated with a new roof and windows. CEO Pine indicated he is working with the applicant for the building permit and inspections. There were questions about septic. Mr. Pine advised that there is an engineered septic, and no powder is put in the septic. Member Boone inquired about parking. There are 7 parking spots, one is handicap. The applicant mentioned business is by appointment only and there are no other workers.

Chairman Loendorf informed the Board that this action is unlisted and not type 2. Attorney McHugh agreed on unlisted and should require a long form (full environmental assessment form) and to consult with Department of Environmental Conservation (DEC). Member Hall asked if they could accept the application. Attorney McHugh advised it was not a complete application. He believed the Board should

look into the environmental impact of the project and the liability. He mentioned the Board should consult the Town Engineers to see if they should inspect. Long form should go through SEQRA process. CEO Pine felt the engineer was overkill and that the Town would be charged. Chairman Loendorf made a motion to have applicant complete environmental long form now and the Board will contact DEC. He was on the fence about the Town Engineer being needed but will send an email to them. Mr. Loendorf asked the applicant to complete the long form, once that is done, the Planning Board can accept the application, review it, and contact DEC and the engineer. This is to protect the Town from areas we are not familiar with. Mr. Dolce asked who the Town Engineer was, someone responded, Dave Ingalls and Associates. Member Hall seconded the motion; Members Loendorf, Kurylo, and Hall in favor, Member Boone opposed. Chairman Loendorf mentioned to the applicant that the long form is on the DEC website. The Planning Board members advised they can't move forward until the application is complete. Chairman Loendorf asked Members of the Board if they could print out the long form and have the applicant fill it out right now, that way they can schedule a Public Hearing. Attorney McHugh was asked to stay. Mr. McHugh responded that he gave the Board his advice, told them what to do, and indicated the Board didn't need him. Attorney McHugh left at 7:25 pm.

Chairman Loendorf made a motion for a recess at 7:26 pm. Member Hall seconded; motion carried all in favor. The applicant was given the long form to complete.

Member Hall made a motion to continue the meeting at 7:47 pm. Member Kurylo seconded: motion carried all in favor. Member Kurylo stated for the record he was not in favor of the engineer. Chairman Loendorf said he will contact the engineer through an email.

Chairman Loendorf made a motion to accept the application of SUP 24-1 Boosted Coatings. Member Hall seconded; motion carried all in favor. Chairman Loendorf made a motion to set up a Public Hearing for SUP 24-1 for June 11, 2024, at 7 pm. Member Kurylo seconded; motion carried all in favor. Chairman Loendorf would be the lead agency corresponding with DEC and the Engineer. CEO Pine informed the Board he sent the Albany County Planning Board the information on June 7, 2024. Not sure it will arrive before their next meeting.

**COMMENTS:** None

**CLOSURE OF THE MEETING:** Since there was no other business or comments Planning Board Chairman Loendorf closed the meeting at 7:52pm. Member Kurylo seconded; motion carried all in favor.

Respectably Submitted,

Claire Marshall

Clerk to Planning Board