

**\*CAB MEETING MINUTES\***

**Date: November 7, 2006**

**Members Present-** Jim Heinrich  
Bud Pearce  
Roger Gustavel,  
Dave Muench

**Members Absent:** Leonard Janiga, Ralph Burch, Warren Cullen, Sr.  
**Also in attendance:** Councilman Fred Specht

In Chairman Leonard Janiga's absence, Jim Heinrich called the meeting to order at 6:37.

After the Pledge of Allegiance, Jim asked if all members had a chance to review the minutes of the October meeting minutes as presented by Roger Gustavel by email. Dave Muench motioned to accept the minutes, Roger seconded the motion. All members approve the October minutes.

Jim presented the flag lot application for Leon Berner property on Clinton Street. The application was dated August 29, 2006 and has been in front of and believed to be approved by the Marilla Planning Board as per Councilman Specht. Councilman Specht added that it is to be voted on at the next Town Board meeting (Nov. 9). The board members agreed to review the application since it still had not been approved by the Town Board.

After the members had opportunity to review and discuss the application and survey copy, Roger motioned to accept the application as submitted. Dave Muench seconded the motion and the members unanimously approved. The CAB will submit a letter to the Town Board regarding their approval of the Flag Lot application.

Jim Heinrich made a statement about land that was once agricultural in status but has since overgrown with trees and brush such as the Berner lot. He asked if this type of land can no longer be considered farmland and eligible for PACE even though it was once productive farm land. Councilman Specht said that it would no longer be considered farmland. Dave asked if the land is zoned agricultural even though overgrown. Councilman Specht said that it is still agricultural but a house may be built on land zoned agricultural. Roger Gustavel added that this is why he feels it is important to look at alternative land preservation options other than PACE.

Councilman Specht responded to a question asked of him at the October meeting regarding the deadline for 2007 PACE Grant applications. He reported that the PACE Grant money becomes available when the Governor of NY State announces that it is available. This typically occurs after January 1. The Governor can delay the announcement for any reason, however once the announcement is made, towns have 30 days to submit applications. We should prepare and plan for the announcement as of January 1<sup>st</sup> as the town has the grant writer lined up for that time.

Councilman Specht added that there is an effort to speed up the legal process of the PACE program so that the purchases do not take years to close on as it has in the past. He also stated that the town is considering hiring an attorney independent of either seller or purchaser to oversee the process.

Roger presented the finalized letter to be sent with the Town newsletter seeking landowners for PACE and other land preservation programs. Jim Heinrich approved of the letter but stated that they may need to make some phone calls in order to contact landowners, since the time period to submit applications is so near (January 2007).

Jim asked about the WNY Land Conservancy attending December meeting. Roger said that a rep from WNYLC should be there but he will confirm and notify members of the status of that meeting.

Jim brought up the issue of the CAB's role for plans at the MarillaTown Park. He stated that the Boy Scout who had proposed to construct a trail in the town park for his Eagle Badge Project has withdrawn the plan due to the fact he does not have the necessary time to accomplish the project. Dave Muench suggested the possibility of Boy Scouts involvement to assist us in mapping out the town park shelters and structures as a project. Jim said that he would suggest it to the troop to see if there was interest.

The group discussed how they should best survey and map the park, resources needed, and the possibility of volunteers aiding in this task.

Dave motioned to adjourn the meeting at 7:29PM. Bud Pearce seconded the motion. Meeting so adjourned.

Respectfully submitted by Roger Gustavel