

**TOWN OF BARRE
ZONING BOARD OF APPEALS
SEPTEMBER 10, 2018**

CALL TO ORDER: 6:30 pm by Mrs. Tierney

BOARD MEMBERS PRESENT

LuAnn Tierney Cindy Burnside
Richard Miller Charles Swan
Rick Root

BOARD MEMBERS ABSENT/EXCUSSED

Stephen Karas

Others present: Wayne Kenward, Ben Yazman (Apex), Gabe Recco (Apex), Neil Habrig Apex), Robin A. Nacca, John Metzler, Brittany Maxwell (SunSpin Media) Janice Grabowski, Alex Nacca, Gary Mufford, George McKenna, Jeanne Martillotta, Shirley Nigro, Randall Shortridge, Lynn Condoluci, Tom Keeler, Wes Miller, Jean Peglow, Jean Depatie, Wilford Wraight, Kurt Dudley, Kirk Mathes, Sean Pogue and Shellye Dale-Hall

I. APPROVAL OF MEETING MINUTES – July 9, 2018

Mr. Miller made a motion to approve the meeting minutes of July 9th; seconded by Mr. Swan and carried (5-0).

II. PUBLIC HEARING

Mrs. Tierney stated that an application from Shirley Nigro for property located at the Southwest corner of Maple Street and Oak Orchard Road (95.3-1-15.1) requiring area variances. The application was reviewed in July and sent to the County Planning Board for their August meeting (our meeting was after the July meeting). The application was approved by the County Planning Board.

The public hearing was opened at 6:35 pm.

- Mrs. Nacca said it would be advantageous to approve the variances encouraging business in the Town as well as the property being put on the tax rolls.
- Mrs. Grabowski was also in favor
- The SEQR was completed in July

The public hearing was closed at 6:37 pm.

RESOLUTION NO 9-918

Introduced by: Cindy Burnside

Seconded by: Rick Root

WHEREAS, The Barre Zoning Board of Appeals has reviewed the application of **Shirley Nigro** for an area variances for property located on the Southwest corner of Maple Street and Oak Orchard Road (95.3-1-15.1); and be it hereby

RESOLVED, that a Northside variance of 3'3", Southside variance of 12', Rear variance of 48', Front variance of 53.75' from the building or 61.73' from porch and a lot/road frontage variance of 147' be granted.

UPON ROLL CALL VOTE:

Mrs. Tierney – Aye
Mrs. Burnside – Aye
Mr. Miller – Aye
Mr. Swan – Aye
Mr. Root – Aye

The resolution was thereupon duly adopted.

III. OLD BUSINESS

Mrs. Tierney wanted the board to be aware that the board had asked the town board to review and/or create a process for subdivision of land to possible avoid issues in the future. To date, she has heard nothing back.

IV. NEW BUSINESS

An application from Mr. & Mrs. Kenward for an area variance for a handicap ramp on the front of their home was received. Mrs. Tierney had a picture of his property on her iPad for the board members.

- Mr. Kenward had a picture of the proposed ramp to show
- The septic system is in the back of the house

The required SEQR questions were asked.

Resolution No. 10-918

Introduced by: Richard Miller

Seconded by: Charles Swan

A negative declaration is declared regarding the application of Wayne & Maggie Kenward.

The resolution was thereupon duly adopted.

The public hearing for the area variance for Mr. & Mrs. Kenward was opened at 6:44 pm.

With no questions/comments, the public hearing was closed at 6:45 pm.

RESOLUTION NO 11-918

Introduced by: Richard Miller

Seconded by: Cindy Burnside

WHEREAS, The Barre Zoning Board of Appeals has reviewed the application of **Wayne and Maggie Kenward** for an area variances for property located at 14170 Maple Street (106-1-3.21); and be it hereby

RESOLVED, that a 18.75 area variance be granted for the handicap ramp.

UPON ROLL CALL VOTE:

Mrs. Tierney – Aye
Mrs. Burnside – Aye
Mr. Miller – Aye
Mr. Swan – Aye
Mr. Root – Aye

The resolution was thereupon duly adopted.

A fall workshop for any needing required training will be at the Quality Inn in Batavia on November 14th, 9 am – 5 pm.

Mrs. Tierney then read the duties of the Zoning Board of Appeals which are found on the State's website. In regards to the letters that were received from John Metzler, William Nacca, and Alexander Nacca, we can review them. However it is a conflict of interest since we don't make laws but rule on them. Mr. Metzler wants the board to think about the impact to the Town as a whole in regards to fish and wild life. He is also concerned with the deforestation that has occurred in the past.

V. ADJOURNMENT

Mr. Miller made a motion to adjourn at 6:54 pm; seconded by Mr. Swan and carried (5-0).

Lee A. Preston, Clerk