

ZONING BOARD OF APPEALS MEETING MONDAY, NOVEMBER 26, 2018

MEMBERS PRESENT: JEFF MULLIGAN, CINDY KELLEN, BOB WESTFALL

ABSENT: DIANE ATTEA, SAM PRICE

OTHERS: COE BRIAN GLISE,

VISITORS: BOB & TERRY TERRANOVA

CLERK: KIM MCDOWELL

MOTION TO OPEN THE MEETING WAS MADE BY BOB; SECONDED BY CINDY.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT

CARRIED 3-0.

MOTION TO APPROVE THE MINUTES FROM THE OCTOBER 22, 2018 MEETING AS SUBMITTED WAS MADE BY CINDY; SECONDED BY BOB.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT

CARRIED 3-0.

TERRANOVA, ROBERT & TERRY/TAX MAP PARCEL #54.-1-5.2/5471
TRIPHAMMER ROAD/AREA VARIANCE - SIDE SET BACK OF 20' - PUBLIC
HEARING

Jeff asked Mr. Terranova if the application is still the same as submitted at the October meeting. Mr. Terranova stated that they do not need a front setback, decided to make it flush with the house only need a side setback variance of 20'.

MOTION TO OPEN THE PUBLIC HEARING WAS MADE BY BOB; SECONDED BY CINDY.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT

CARRIED 3-0.

Jeff read the SEQR Resolution - Type II Action to all present.

TOWN OF AVON ZONING BOARD OF APPEALS RESOLUTION
TERRY & ROBERT TERRANOVA POLE BARN
5471 TRIPHAMMER ROAD - AGRICULTURAL (A) ZONING DISTRICT
TM# 54.0-1-5.2 - AREA VARIANCES (FRONT & SIDE)

SEQR RESOLUTION – TYPE II ACTION

WHEREAS, the Town of Avon Zoning Board of Appeals, (hereinafter referred to as Board of Appeals) is considering Area Variances for front setback and side setback for the construction of a detached accessory pole barn to be constructed at 5471 Triphammer Road, within the Agricultural (A) zoning district and detailed and discussed at the Public Hearing on Monday November 26, 2018.

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of Appeals does hereby classify the above referenced Action to be a Type II Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

BE IT FURTHER RESOLVED THAT, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

BE IT FINALLY RESOLVED THAT, the Board of Appeals in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Cindy and seconded by Bob at a meeting of the Board of Appeals held on Monday, November 26, 2018. Following discussion thereon, the following roll call vote was taken and recorded:

Jeffery Mulligan - AYE
Samuel Price - ABSENT
Cindy Kellen - AYE
Bob Westfall - AYE
Diane Attea - ABSENT

I, Kim McDowell, Clerk of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Avon Board of Appeals for the November 26, 2018 meeting.

Kim McDowell, L.S.
Kim McDowell, Clerk of the Board

MOTION TO APPROVE THE SEQR RESOLUTION AS READY WAS MADE BY CINDY; SECONDED BY BOB.

**JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT**

CARRIED 3-0.

MOTION TO CLOSE THE PUBLIC HEARING WAS MADE BY CINDY; SECONDED BY BOB.

**JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT**

CARRIED 3-0.

MOTION TO APPROVE SIDE SET BACK VARAINCE OF 20' WITH NO CONDITIONS WAS MADE BY BOB; SECONDED BY CINDY.

JEFF MULLIGAN - AYE
CINDY KELLEN- AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT

CARRIED 3-0.

Mr. Terranova will be doing the project in the spring of 2019. He will get in contact with Kim to begin the permit approval process at that time.

MOTION TO CLOSE THE MEETING WAS MADE BY BOB; SECONDED BY CINDY.

JEFF MULLIGAN - AYE
CINDY KELLEN - AYE
BOB WESTFALL- AYE
DIANE ATTEA - ABSENT
SAM PRICE - ABSENT

CARRIED 3-0.

MEETING CLOSED.