

Zoning Board of Appeals
Regular Meeting and Public Hearing
August 23, 2016

Chairman Gary Daum called the Regular Meeting to order at 7:00 pm, at the Yates Town Hall, 8 South Main Street, Lyndonville, New York 14098.

Those Present: Gary Daum, ZBA Chairman
Paul Lauze, ZBA Member
Pat O'Brien, ZBA Member
Don Melfi, Alt. ZBA Member
Dan Wolfe, Code Enforcement Officer

Those Absent: Mike Boring, ZBA Member
Dawn Metty, Deputy Clerk

MINUTES:

Chairman Gary Daum entertained a motion to accept the minutes from the August 2, 2016 meeting.

RESOLUTION NO. 8-8/16

RESOLUTION TO ACCEPT THE MINUTES FROM THE AUGUST 2, 2016 MEETING AS PRESENTED TO EACH BOARD MEMBER.

RESOLVED, to accept the minutes from the August 2, 2016 meeting as presented to each Board Member.

Offered: Paul Lauze
Seconded: Don Melfi

Votes: 4 Ayes (Lauze, O'Brien, Daum, Melfi); 0 Nays (1 absent Mike Boring)

Round table discussion on Area Variance application # 04-16

Chairman Gary Daum made a motion to close the regular meeting.

Offered: Don Melfi
Seconded: Paul Lauze

Votes: 4 Ayes (Lauze, Melfi, O'Brien, Daum); 0 Nays (1 absent Mike Boring)

Chairman Gary Daum called the Public Hearing to order at 7:30 pm, at the Yates Town Hall, 8 South Main Street, Lyndonville, NY 14098

Those Present: Gary Daum, ZBA Chairman
Paul Lauze, ZBA Member
Pat O'Brien, ZBA Member
Don Melfi, Alt. ZBA Member
Dan Wolfe, Code Enforcement Officer
Richard Wertman, Applicant
Larry Wolfe, Resident
J R & Lynne Brundage, Property Owners
Bob & Diana Smith, Property Owners
John & Doreen Borgal, Property Owners
David Barhite, Property Owner
Chris Schilling, Property Owner

Those Absent: Mike Boring, ZBA Member
Dawn Metty, Deputy Clerk

The following notice was placed in the Batavia Daily News on August 15, 2016.

PLEASE TAKE NOTICE; there will be a Public Hearing held on August 23, 2016 at 7:30 pm at the Yates Town Hall, 8 South Main Street, Lyndonville, New York 14098. The purpose of the public hearing is for an Area Variance, Application # 04-16, submitted by Richard Wertman at 11305 Shadigee Lane FL S1, Lyndonville, New York 14098 for a 43' front setback variance from mean high water mark. This application may be reviewed at the Office of the Town Clerk, 8 South Main Street, Lyndonville, NY 14098 during regular business hours.

All persons wishing to be heard shall be heard at this time. Correspondence may be made in person at the Public Hearing or by letter to the Town of Yates Zoning Board of Appeals.

Chairman Gary Daum read a letter from Wayne and Linda Robinson (See attached) opposing the variance. All residents on the sign in sheet spoke and also oppose of the variance.

Motion to close Public Hearing.

Offered by: Paul Lauze
Seconded by: Pat O'Brien

Votes: 4 Ayes (Daum, Lauze, O'Brien, Melfi); 0 Nays (1 absent Mike Boring)

Reconvene to the regular meeting

Round table discussion on Area Variance Application # 04-16.

Motion request by Chairman Gary Daum to deny the variance.

Offered by: Pat O'Brien

Seconded by: Paul Lauze

Votes: 4 Ayes (Daum, O'Brien, Lauze, Melfi); 0 Nays (1 absent Mike Boring)

NO FURTHER BUSINESS WAS DISCUSSED

Motion to adjourn meeting.

Offered by: Pat O'Brien

Seconded by: Don Melfi

Votes: 4 Ayes (Daum, Lauze, O'Brien, Melfi); 0 Nays (1 absent Mike Boring)