

**MINUTES OF THE STAFFORD ZONING BOARD OF APPEALS
MEETING OF August 17, 2015**

PRESENT:

Jim Balonek -Board Member
Nicholas Pascucci -Board Member
Mike Lathan -Board Member
Betsy Torrey -Board Member
Crista Boldt -Chairman
Bonnie Kinney - Alt Board Member

OTHERS PRESENT:

Walter Kershenski - Recording Secretary
Lester Mullen - CEO/ZEO
Gene Sinclair - CEO/ZEO
Kevin Earl - Town Attorney
Public: S. Swanson, P. Darling, T Prinzi, Peter Sorgi, James Pontillo, Laune Dalton,
L. Call, B. Kinney

Meeting called to order at 7:00 p.m. by Chairman Crista Boldt.

Public Hearing: Area Variance for a Fence Height for property at 6177 Rt 5, Tax Map ID 8.-1-54.

Chairman Boldt read the notice of Public Hearing and also the 'Notice of Action of Referral' from the County Planning Board. The County Planning Board's action was to table the decision due to the fact that there was insufficient documentation associated with the referral. They required a SEQR form and also a site plan with photos and drawings. Chairman Boldt then opened the public hearing to comments and questions from the public. Mr. Pontillo then came forth accompanied by his attorney and went on to describe what his plans were for the building and the reasons why the fence that he erected was the height that he is proposing. There seemed to be some confusion as to the exact height of the fence. There were some questions and comments from the public that were noted and answered by the ZBA members or Mr. Pontillo & his Attorney. Town Attorney Earl was also in attendance and he answered questions accordingly. Some of the main considerations proposed were:

Will the fence height change the character of the community?

Is the change detrimental to the community?

Will the height of the fence have an adverse effect on the environment and physical conditions of the Town?

A **Motion** was then made by ZBA Member Lathan and seconded by ZBA Member Torrey to close the public hearing at 8:01 PM. Motion passed 5 to 0.

1. Approval of Minutes:

A **Motion** was made by ZBA Member Pascucci and seconded by ZBA Member Lathan to accept the minutes of the July 20, 2015 ZBA Meeting as submitted by the ZBA Recording Secretary.

All approved. **Motion** carried.

2. Old Business:

a. Application for an Area Variance at 6177 Main Rd.

- **James Pontillo**

- Variance for fence height at rear of lot

An Application for an Area Variance has been submitted by Pontillo Properties to the ZBA for their consideration. This application has been officially accepted by the Ceo/Zeo and forwarded to the ZBA for their consideration and action. The area variance is to consider the fence height at the rear of property owned by Mr. Pontillo at 6177 Main Rd. After a brief discussion amongst the ZBA Members, Chairman Boldt stated that the ZBA Board cannot make a decision at this time due to the fact that the referral has been tabled by the County Planning Board and no action can be taken until the County Planning Board gets the requested additional documentation and can reschedule a decision at their Sept. 10, 2015 meeting. Mr. Pontillo and his Attorney assured the ZBA Members that they would forward the required documentation to the County Planning Board as requested. Chairman Boldt and the ZBA Members agreed that to expedite the decision on the Area Variance application, the next ZBA meeting will be moved up one week to Sept. 15, 2015 at 7:00 PM at which time the County Planning Board will have rendered their decision. Mr. Pontillo's Area Variance application therefore is tabled for now and rescheduled for action at the Sept. 15, 2015 meeting.

3. New Business:

No new business.

4: Correspondence/Workshops/Reports/General Information:

Brief review of correspondence and flyers regarding available seminars and education.

5. Adjournment:

A **Motion** was made by ZBA Member Lathan and seconded by ZBA Member Balonek to adjourn the meeting at 8:10 PM. The **Motion** was passed 5 to 0.

Respectfully submitted,
August 17, 2015

Approved at September 15, 2015 meeting

Walter Kershenski, ZBA Recording Secretary