

State of New York, ss.:  
City and County of Schenectady

**NOTICE OF PUBLIC HEARING**  
**Town of Galway ZONING BOARD OF APPEALS**  
NOTICE IS HEREBY GIVEN that a public hearing will be held by the town of Galway Zoning Board of Appeals on Tuesday, December 5, 2017 beginning at 7:30 p.m. in the Town Hall, 5910 Sacandaga Road, Galway, New York, to consider the following application:  
Application #ZB17-013: Application of Isabelle M. McGuigan, Descendant's Trust, for a variance(s) to build a new home on property located at 9422 Harts Road E. (tax parcel #185-18-1-23) in the Lake District of the Town of Galway.  
Application #ZB17-014: Application of Ray Colucciello, for a variance(s) to construct a shed on a non-permanent foundation on property located at 4085 Vanderpool Drive (tax parcel #198-7-1-2) in the Lake District of the Town of Galway.  
Application #17-015: Application of Jonathan and Catherine Wile, for a variance(s) to construct and addition on property located at 1253 Perth Road (tax parcel #198-1-7-112) in the A/R District of the Town of Galway.  
Donna M. Noble  
Clerk  
11/29 2323376

**Sha'Taysia McGill of the City of Schenectady, being duly sworn, says that he/she is Principal Clerk in the office of the Daily Gazette Co., published in the City of Schenectady and that the notice/advertisement, of which the annexed is a printed copy, has been regularly published in the Daily Gazette and/or Sunday Gazette as follows:**

**1 insertion on November 29, 2017**

*Shataysia McGill*  
Sworn to me on this 29<sup>th</sup> day of November, 2017

**NOTARY PUBLIC**

**ALISON COOKE  
COMMISSIONER OF DEEDS  
MY COMMISSION EXPIRES**

7/12/19





**TOWN OF GALWAY**  
**ZONING BOARD OF APPEALS**  
**SARATOGA COUNTY, NY**  
**ESTABLISHED 1792**

P.O. Box 219  
Galway, NY 12074  
(518) 882-6070

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**TOWN OF GALWAY**

**ZBA MEETING AGENDA**

Meeting Date/Time: **Tuesday December 5, 2017 @ 7:30 pm**

- 1) Convene Meeting
- 2) Roll Call
- 3) Explanation of Procedure and Purpose of the Zoning Board of Appeals
- 4) Review/approval of minutes of November 7, 2017 meeting
- 5) **Public Hearing:**
  - Application #ZB17-013 – Application of Isabelle M. McGuigan Descendant's Trust, for a variance(s) to build a new home on property located at 9422 Harts Road B, (tax parcel #185.18-1-23 in the Lake District of the Town of Galway.
  - Application #ZB17-014 - Application of Ray Colucciello, for a variance(s) to construct a shed, on a non-permanent foundation, on property located at 4085 Vanderpool Drive, (tax parcel #198.7-1-2) in the Lake District of the Town of Galway.
  - Application #17-015 - Application of Jonathan and Catherine Wile, for a variance(s) to construct and addition on property located at 1253 Perth Road, (tax parcel #198.-1-7.112) in the A/R District of the Town of Galway.
- 6) **Public Meeting:**
  - Application #ZB17-013 – Application of Isabelle M. McGuigan Descendant's Trust, for a variance(s) to build a new home on property located at 9422 Harts Road B, (tax parcel #185.18-1-23 in the Lake District of the Town of Galway.
  - Application #ZB17-014 - Application of Ray Colucciello, for a variance(s) to construct a shed, on a non-permanent foundation, on property located at 4085 Vanderpool Drive, (tax parcel #198.7-1-2) in the Lake District of the Town of Galway.
  - Application #17-015 - Application of Jonathan and Catherine Wile, for a variance(s) to construct and addition on property located at 1253 Perth Road, (tax parcel #198.-1-7.112) in the A/R District of the Town of Galway.
- 7) Other Business
- 8) Adjournment



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TOWN OF GALWAY

**MINUTES OF ZBA MEETING**

Meeting Date: Tuesday, December 5, 2017

Meeting Location: Town Hall – 5910 Sacandaga Road, Galway, NY

Meeting called to order at 7:32 pm by Chair, Mark Kindinger. Clerk called the roll:

**MEMBERS PRESENT:** Mark Kindinger, Teresa Brett, Herb Kopper, Christine McCormack and Ryan Flinton.

**MEMBERS ABSENT:** None

**ALSO PRESENT:** Donna Noble, Clerk; and five (5) people in the audience.

**PROCEDURE AND PURPOSE OF THE ZBA** – Chair explained the procedure and purpose of the Zoning Board of Appeals.

**REVIEW AND APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING**

Members had previously reviewed the minutes of the: November 7, 2017. Motion by H. Kopper to approve the minutes. **Second by T. Brett.** Voice vote: all ayes. Motion carried.

**PUBLIC HEARING** – opened at 7:37 pm.

**Application #ZB17-013** – Application of Isabelle M. McGuigan Descendant's Trust, for a variance(s) to build a new home on property located at 9422 Harts Road B, (tax parcel #185.18-1-23 in the Lake District of the Town of Galway: Dan Barber, Saratoga Builders, is representing the applicants. They are looking for a variance to increase the building height. There are 9 foot ceilings on the first floor and 8 foot ceilings on the second floor. Because of the design of the building, he would like to ask for an additional foot, if possible, as there is a clip in the ceiling. As you walk up the stairway the ceiling height is 6'9" and goes into the main ceiling of the room 74 feet deep. As it stands right now the building, with this design, is under the 28 feet but it creates a problem where they cannot have the 8 foot ceiling on the second floor on both sides of the house along the roof line because of the town's height restriction. There is a lot behind the property that is privately owned and is non-buildable. He does not believe there will ever be a building on the lot. The Baldwin's have spoken to a few of the neighbors and they are okay with the home being built. They are only requesting a height increase. Mark ask where the front entrance will be. The sliding glass doors will be positioned on the lake side. The main door is on the side of the home. Mark asks when measuring the height requirement, you are measuring from what you expect the grade to be on the lake side and then taking half way up the length of the foundation. Mr.

**Application #17-015** - Application of Jonathan and Catherine Wile, for a variance(s) to construct and addition on property located at 1253 Perth Road, (tax parcel #198.-1-7.112) in the A/R District of the Town of Galway. Request is for an area variance to construct an addition to the east side of the home, 12 foot variance to run 20 feet to the east of the current structure.

**Motion by R. Flinton** to grant a 12 foot front setback variance to run 20 feet to the east side of the current structure. **Second by H. Kopper.** Voice vote: All ayes. Motion carried.

**PRIVILEGE OF THE FLOOR:** None.

**OTHER BUSINESS:** None.

Motion to adjourn by **T. Brett.** **Second by H. Kopper.** Voice vote: All ayes. Motion carried. Meeting adjourned at 7:52 p.m.

Respectfully submitted,

*Donna Noble*

Donna Noble, Clerk