


State of New York,
City and County of Schenectady

ss.:

LEGAL NOTICE
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,**
January 7, 2020 begin-
ning at 7:30 p.m. in the
Town Hall, 5910 Sacan-
daga Road, Galway, New
York, to consider the fol-
lowing application:
ZBA#20-001 - Application
of Matthew Gurdineer
for an area variance to
construct a 26x40 pole
barn on property located
at 1697 Hermance Road
(tax parcel #185-2-13.2)
in the A/R District of the
Town of Galway.
Donna M. Noble
Clerk
12/19 2395920

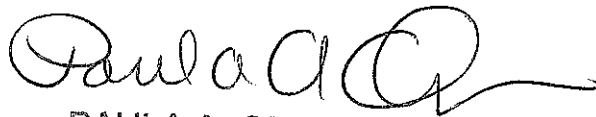
Diana Scheuer of the City of Schenectady,
being duly sworn, says that he/she is Principal
Clerk in the office of the Daily Gazette Co.,
published in the City of Schenectady and that
the notice/advertisement, of which the annexed
is a printed copy, has been regularly published
in the Daily Gazette and/or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

1 insertion December 19, 2019



Sworn to me on this 28th day of December, 2019

NOTARY PUBLIC



PAULA A. OPEL
COMMISSIONER OF DEEDS

MY COMMISSION EXPIRES 07/22/2021



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

5910 Sacandaga Rd.
Galway, NY 12074
(518) 882-6070

ZBA MEETING AGENDA

Meeting Date/Time: **Tuesday, January 7, 2020 @ 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 the November 6, 2019 meeting
- 5) **Public Hearing:**
ZBA#20-001 - Application of Matthew Gurdineer for an area variance to construct a 26x40 pole barn on property located at 1697 Hermance Road (tax parcel #185.-2-13.2) in the A/R District of the Town of Galway.
- 6) **Public Meeting:**
ZBA#20-001 - Application of Matthew Gurdineer for an area variance to construct a 26x40 pole barn on property located at 1697 Hermance Road (tax parcel #185.-2-13.2) in the A/R District of the Town of Galway.
- 7) Other Business
- 8) Adjournment



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RECEIVED

JAN - 6 2020

TOWN OF GALWAY

MINUTES OF ZBA MEETING

Meeting Date: Tuesday, January 7, 2020

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

Meeting called to order at 7:30 pm by Chair, Mark Kindinger. Clerk called the roll:

MEMBERS PRESENT: Mark Kindinger, Christine McCormack, Herman Niedhammer and Andy Decker.

MEMBERS ABSENT: Mark Concilla.

ALSO PRESENT: Donna Noble, Clerk; James P. Trainor, Esq., Treavor Gilday, Building Inspector/Code Enforcement Officer and approximately three (3) 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 6, 2019 meeting. **Motion by C. McCormack** to approve the minutes. **Second by H. Niedhammer.** Voice vote: all ayes. Motion carried.

PUBLIC HEARING – opened at 7:31 pm.

ZB#20-001 - Application of Matthew Gurdineer for area variance(s) for construction of a 26x40 pole barn on property located at 1697 Hermance Road (tax parcel no.: 185.-2-13.2) in the A/R District of the Town of Galway. The applicant is not in attendance. There is nobody here on behalf of the applicant. Public hearing will take place without the applicant. Mr. Gurdineer is looking for a 35 foot variance in an area he describes as being the only flat area he can do such a construction. Andy has some concern about drainage. George and Barbara Cruden are in the audience and would like to see a copy of the map. They are neighbors on the East and North side. The variance requested directly affects their property. They are not in favor of the variance being granted. They feel that there is ample space on the property to build it someplace else. They are relatively good neighbors but Mr. Cruden wasn't aware that Mr. Gurdineer was looking for a variance. In the application Mr. Gurdineer said that the neighbors are fine with this project. Mrs. Cruden explains that they were okay with building the pole barn but feel that it doesn't need to be on the property line. Mark asks Mr. Trainor if a decision can be made in the public meeting. Yes - the application has been submitted.

Motion by C. McCormack to close the public hearing. **Second by A. Decker.** Voice vote: All ayes. Motion carried.

PUBLIC MEETING

ZB#20-001 - Application of Matthew Gurdineer for area variance(s) for construction of a 26x40 pole barn on property located at 1697 Hermance Road (tax parcel no.: 185.-2-13.2) in the A/R District of the Town of Galway. The request is to build a 26'x40' pole barn that requires a 35 foot variance from the back (north) property line. If the applicant was here Mark would ask if there is an absolute need for this to be build where it is on the map. The board does not see that there is and feels there is plenty of room to build to be within the setback requirements.

Motion by A. Decker to vote whether to approve or deny the variance requested. **Second by H. Niedhammer.** Voice vote: All ayes. Motion carried.

Vote to approve a 35 foot variance running 40 feet off the north property line: Mark: nay, Andy: nay, Christine: nay and Herman: nay. All nays. Requested variance is denied.

PRIVILEGE OF THE FLOOR: None

OTHER BUSINESS: None

Motion to adjourn by A. Decker. **Second by H. Neidhammer.** Voice vote: All ayes. Motion carried. Meeting adjourned at 7:41 p.m.

Respectfully submitted,

Donna Noble

Donna Noble, Clerk