

State of New York,
City and County of Schenectady

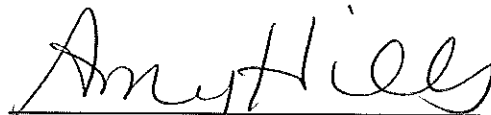
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LEGAL NOTICE
Town of Galway
ZONING BOARD
OF APPEALS
And PLANNING BOARD
NOTICE IS HEREBY GIVEN that a series of public meetings will be held by the town of Galway Zoning Board of Appeals and Planning Board with a subsequent public hearing to be held by the Planning Board on *Wednesday, May 11, 2011* in the Town Hall, 5910 Sacandaga Road, Galway, NY, to consider applications before both Boards from Joanne and Ronald Gomula, Jr. regarding property located at 4604 Jersey Hill Rd in the A/R District, tax parcel #211-1-26:

- 5:30 pm - Joint meeting of the ZBA and Planning Board
- 6:00 pm - ZBA public meeting regarding ZBA Application #11-001, request of Joanne and Ronald Gomula, Jr. for a area variance(s) thereby seeking relief from town of Galway Zoning Law requirement of 200' minimum road frontage on a public roadway for all lots in the AR district and from the requirement of access to lots over certain types of roads outside the Lake District.
- 6:30 pm - Planning Board *public hearing* to consider PB Application #10/004, request of Joanne and Ronald Gomula, Jr. for subdivision of a 4.343-acre lot from an existing 100+/- acre parcel (tax parcel #211-1-26) with road frontage and access for the 4-acre lot proposed to be on Rhinebeck Rd. /s/ Carol L. DeLorme
Clerk
5-3 7688

Amy Hills 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 May 3, 2011



Sworn to me on this 4th day of May 2011

LISA J. BALDWIN NOTARY PUBLIC

COMMISSION OF DEEDS

MY COMMISSION EXPIRES 8-18-2012



ZBA/PB MEETING AGENDA

Meeting Date: **Wednesday, May 11, 2011**

Location: Town Hall Complex - 5910 Sacandaga Road – Galway

5:30 pm **Joint meeting:** ZBA, Planning Board, board counsel, Martin Pozefsky and applicants, Joanne and Ronald Gomula, Jr. Question and answer session regarding interpretation of town of Galway Zoning Law as it specifically pertains to the Gomula's concurrent applications before ZBA and PB

6:00 pm **ZONING BOARD OF APPEALS**

- 1) Convene meeting
- 2) Roll call
- 3) Review/approval of minutes of March 9, 2011 meeting
- 4) **Public Meeting**
- 5) Untable and continuation of public meeting on Application #11-001, request of Joanne and Ronald Gomula, Jr. (tax parcel # 211.-1-26) for area variance(s) thereby seeking relief from town of Galway Zoning Law requirement of 200' minimum road frontage on a public roadway for all lots in the AR district and from the requirement of access to lots over certain types of roads outside the Lake District
- 6) Rendering of decision
- 7) Adjournment

6:30 pm **PLANNING BOARD**

- 1) Convene meeting
- 2) Roll call
- 3) Review/approval of minutes of March 22, 2011 meeting
- 4) SEQR review/Classification of Application #10/004
- 5) **Public Hearing**
 - Application #10/004 – Request of Joanne & Ronald Gomula, Jr. for subdivision of an approximate 4-acre lot from an approximate 100-acre parcel located at 4604 Jersey Hill Rd (tax parcel #211.-1-26), with road frontage and access for proposed 4-acre lot to be from Rhinehardt Rd.
- 6) Close Public Hearing
- 7) Open **Public Meeting**
 - Application #10/004 ... Request of Joanne & Ronald Gomula, Jr.
- 8) Rendering of decision
- 9) Adjournment



TOWN OF GALWAY

PLANNING BOARD
SARATOGA COUNTY, NY
ESTABLISHED 1792

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

MINUTES OF PLANNING BOARD MEETING

Date/Time of Meeting: May 11, 2011 – 6:30 p.m.

~~DRAFT~~

Approved 5/11/11

MEETING CALLED TO ORDER at 6:30 p.m. by Chair, Ruthann Daino.

MEMBERS PRESENT: Ruthann Daino, Mary Lynn Kopper, Rebecca Mitchell and Win McIntyre

MEMBERS ABSENT: (None; currently one vacancy on the board)

ALSO PRESENT: Carol DeLorme; Clerk, the applicants, and Martin Pozefsky; board counsel. Audience comprised of approximately 15 people including ZBA members, Mike Tillson; town board liaison, and George Weed; ZBA town board liaison.

REVIEW AND APPROVAL OF MINUTES

All board members previously reviewed the minutes of the March 22, 2011. **Motion by Mary Lynn Kopper** to approve the minutes as distributed. **Seconded by Win McIntyre.** Voice vote: All ayes. Motion carried.

Motion by Mary Lynn Kopper to un-table **Application #10/004**, request of **Joanne and Ronald Gomula, Jr.** for subdivision of a 4.343-acre lot from an existing 100+ acre parcel (tax parcel #211.-1-26) with road frontage and access for the 4-acre lot proposed to be on Rhinehardt Rd. **Seconded by Rebecca Mitchell.** Voice vote: All ayes. Motion carried

SEQR Review/Application classification

Board conducted SEQR review. **Motion by Win McIntyre** to grant application #10/004 a negative SEQR declaration. **Seconded by Mary Lynn Kopper.** Voice vote: All ayes. Motion carried.
GRANTED A NEGATIVE SEQR DECLARATION.

Motion by Mary Lynn Kopper to classify application #10/004 as a two lot minor subdivision. **Seconded by Rebecca Mitchell.** Roll call vote: Ruthann Daino, yes; Mary Lynn Kopper, yes; Win McIntyre, yes; Rebecca Mitchell, yes. All ayes. Motion carried. CLASSIFIED A TWO-LOT MINOR SUBDIVISION

PUBLIC HEARING – Opened at 6:38 pm

Chair asked for questions/comments from the general audience. None voiced

Motion to close the public hearing by Mary Lynn Kopper. **Seconded by Rebecca Mitchell.** Voice vote: All ayes. Motion carried. PUBLIC HEARING CLOSED AT 6:39 pm

PUBLIC MEETING

No further questions or comments from board members. **Motion by Mary Lynn Kopper** to deny the request for subdivision from Joanne and Ronald Gomula, Jr (Application #10/004) on the grounds that there is no deeded ownership to the access road (only a deeded right-of-way), there is no established Rural

Development District in the town of Galway and/or the property is not located within the boundaries of the Lake District where such could be permitted, and because request for variance from the frontage requirement was denied by the Zoning Board of Appeals; therefore, subdivision cannot be granted. **Seconded by Win McIntyre.** Roll call vote: Ruthann Daino, yes; Mary Lynn Kopper, yes; Win McIntyre, yes; Rebecca Mitchell, yes. All ayes. Motion carried. REQUEST FOR SUBDIVISION DENIED.

PRIVILEGE OF THE FLOOR – None requested

OTHER BUSINESS - None

ADJOURNMENT - Motion for adjournment by Win McIntyre. **Seconded** by Rebecca Mitchell. Voice Vote: All ayes. Motion carried. Meeting adjourned at 6:45 p.m.

Respectfully submitted,

Carol L. DeLorme

Carol L. DeLorme, Clerk