

State of New York,
City and County of Schenectady

ss.:

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, October 2, 2018** beginning at **7:30 p.m.** in the Town Hall, 5910 Sacandaga Road, Galway, New York, to consider the following application:

ZB#18-006 - Application of Robert and Barbara Flynn for a variance(s)/building permit to construct a 2 car garage on property located at 5222 Bliss Road (tax parcel #200-1-27) in the A/R District of the Town of Galway.

ZB#18-007 - Application of Jeffrey and Maria Gardiner for a variance(s)/building permit to place a 12x13 shed on property located at 1076 Whitesides Road (tax parcel #171-1-13.3) in the A/R District of the Town of Galway.

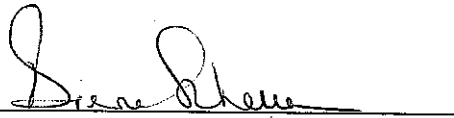
ZB#18-008 - Application of Nicholas D'Alessandro for a variance(s)/building permit to construct a storage building on property located at 5046 Jockey Street (tax parcel #200-1-49/112) in the A/R District of the Town of Galway.

ZB#18-009 - Application of M. Santana Florio for a variance(s)/building permit to construct a shed on property located at 1467 Karla Road (tax parcel #211-1-46/12) in the A/R District of the Town of Galway.

Donna M. Noble
Clerk
9/19 2352187

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 on September 19, 2018



Sworn to me on this 19th day of September, 2018

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

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

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TOWN OF GALWAY

ZBA MEETING AGENDA

Meeting Date/Time: **Tuesday October 2, 2018 @ 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 August 7, 2018 meeting
- 5) **Public Hearing:**
 - ZB#18-006** - Application of Robert and Barbara Flynt for a variance(s)/building permit to construct a 2 car garage on property located at 5222 Bliss Road (tax parcel #200.-1-27) in the A/R District of the Town of Galway.
 - ZB#18-007** - Application of Jeffrey and Maria Gardiner for a variance(s)/building permit to place a 12'x13' shed on property located at 1076 Whitesides Road (tax parcel #171.-1-13.3) in the A/R District of the Town of Galway.
 - ZB#18-008** - Application of Nicholas D'Alessandro for a variance(s)/building permit to construct a storage building on property located at 5046 Jockey Street (tax parcel #200.-1-49.112) in the A/R District of the Town of Galway.
 - ZB#18-009** - Application of M. Santina Florio for a variance(s)/building permit to construct a shed on property located at 1467 Kania Road (tax parcel #211.-1-46.12) in the A/R District of the Town of Galway.
- 6) **Public Meeting:**
 - ZB#18-006** - Application of Robert and Barbara Flynt for a variance(s)/building permit to construct a 2 car garage on property located at 5222 Bliss Road (tax parcel #200.-1-27) in the A/R District of the Town of Galway.
 - ZB#18-007** - Application of Jeffrey and Maria Gardiner for a variance(s)/building permit to place a 12'x13' shed on property located at 1076 Whitesides Road (tax parcel #171.-1-13.3) in the A/R District of the Town of Galway.
 - ZB#18-008** - Application of Nicholas D'Alessandro for a variance(s)/building permit to construct a storage building on property located at 5046 Jockey Street (tax parcel #200.-1-49.112) in the A/R District of the Town of Galway.
 - ZB#18-009** - Application of M. Santina Florio for a variance(s)/building permit to construct a shed on property located at 1467 Kania Road (tax parcel #211.-1-46.12) in the A/R District of the Town of Galway.
- 7) Other Business
- 8) Adjournment



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

MINUTES OF ZBA MEETING

Meeting Date: Tuesday, October 2, 2018

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, Herb Kopper, Christine McCormack and Ryan Flinton.

MEMBERS ABSENT: None.

ALSO PRESENT: Donna Noble, Clerk; and seven (7) 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 August 7, 2018 meeting. **Motion by H. Kopper** to approve the minutes with one correction. **Second by C. McCormack.** Voice vote: all ayes. Motion carried.

PUBLIC HEARING – opened at 7:32 pm.

ZB#18-006 - Application of Robert and Barbara Flynt for a variance(s)/building permit to construct a 2 car garage on property located at 5222 Bliss Road (tax parcel #200.-1-27) in the A/R District of the Town of Galway. Mr. Flynt explains that they would like to build a 2 car garage and the place they would like to build is really the only place on the property they feel it can be built. It is seventeen feet from the property line and the garage is 24'x24'. Mark asks if the variance includes the eaves. No, it doesn't. Mark explains that when a variance is granted, it is granted to the drip line, not the foundation which will make the variance an extra foot. Mark asks (looking at the layout of the plan and the property) this garage is being built three feet away from the deck? Mr. Flynt says yes, there will only be enough room for a sidewalk. He knows it is not ideal. Mark asks if he has thought about moving it over and having five-six feet between the garage and the deck. Mr. Flynt wasn't sure if he could do that and thought the further away from the property line the better to be granted a variance. Mark recommends that he allow more room between as three feet is tight and doesn't allow much room for emergency access. Mr. Flynt's neighbor is present and takes a look at the plan. He doesn't have

any issues with what Mr. Flynt is proposing. There are no other questions, comments or concerns from the audience or the board.

ZB#18-007 - Application of Jeffrey and Maria Gardiner for a variance(s)/building permit to place a 12'x16' shed on property located at 1076 Whitesides Road (tax parcel #171.-1-13.3) in the A/R District of the Town of Galway. Mr. Gardiner is proposing placing a 12'x16' shed on his property. His neighbor is okay and will allow the shed to be brought in through their gate. There are no questions, comments or concerns from the audience or the board.

ZB#18-008 - Application of Nicholas D'Alessandro for a variance(s)/building permit to construct a storage building on property located at 5046 Jockey Street (tax parcel #200.-1-49.112) in the A/R District of the Town of Galway. Mr. D'Alessandro would like to build a metal garage/storage building ten feet off his property line. He presents a letter from his neighbors stating that they do not have a problem with the project. There are no questions, comments or concerns from the audience or the board.

ZB#18-009 - Application of M. Santina Florio for a variance(s)/building permit to construct a shed on property located at 1467 Kania Road (tax parcel #211.-1-46.12) in the A/R District of the Town of Galway. Ms. Florio has a medical condition and cannot be in attendance tonight nor will she be able to attend a November meeting. Ms. Florio is willing to answer any questions the board may have. She is looking to build a shed on her property. Mark proposes, as she is incapacitated, that the board act on her application at the public meeting. The board has no issues with this application as it is reasonable and straight forward. There are no questions or comments from the audience.

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

PUBLIC MEETING

ZB#18-006 - Application of Robert and Barbara Flynt for a variance(s)/building permit to construct a 2 car garage on property located at 5222 Bliss Road (tax parcel #200.-1-27) in the A/R District of the Town of Galway. A 37 foot variance is needed on the south side of the property running 24 feet to allow construction of a garage.

Motion by R. Flinton to approve a 37 foot variance on the south side of the property running 24 feet to allow construction of a 24'x24' garage. **Second by H. Kopper.** Voice vote: All ayes. Motion carried.

ZB#18-007 - Application of Jeffrey and Maria Gardiner for a variance(s)/building permit to place a 12'x16' shed on property located at 1076 Whitesides Road (tax parcel #171.-1-13.3) in the A/R District of the Town of Galway. Looking for a variance for a 12'x16' shed. The variance requested is for a 40 foot variance running 16 feet, starting 85 feet from the north boundary.

Motion by R. Flinton to approve a 40 foot variance running 16 feet, starting 85 feet from the north boundary to accommodate a 12'x16' shed. **Second by C. McCormack.** Voice vote: All ayes. Motion carried.

ZB#18-008 - Application of Nicholas D'Alessandro for a variance(s)/building permit to construct a storage building on property located at 5046 Jockey Street (tax parcel #200.-1-49.112) in the A/R District of the Town of Galway. The request is for a 40 foot variance on the north boundary starting approximately 53 feet from the front boundary running 31 feet to allow construction of a garage.

Motion by H. Kopper to approve a 40 foot variance on the north boundary, running 31 feet, starting 53 feet from the boundary to allow construction of a 31'x24' garage. **Ryan Flinton**. Voice vote: All ayes. Motion carried.

ZB#18-009 - Application of M. Santina Florio for a variance(s)/building permit to construct a shed on property located at 1467 Kania Road (tax parcel #211.-1-46.12) in the A/R District of the Town of Galway. Ms. Florio is not in attendance. It appears that what she is asking for is a 30 foot variance on the north rear boundary running 10 feet in length and a thirty foot variance on the side west boundary running 20 feet in length to allow placement of a shed.

Motion by C. McCormack to approve a 30 foot variance on the north/rear boundary, running 10 feet in length and a 30 foot variance on the west/side boundary running 20 feet in length to allow placement of a 10'x20' shed. **Second by H. Kopper**. Voice vote: All ayes. Motion carried.

PRIVILEGE OF THE FLOOR: None

OTHER BUSINESS: None.

Motion to adjourn by **C. McCormack**. **Second by H. Kopper**. Voice vote: All ayes. Motion carried. Meeting adjourned at 7:49 p.m.

Respectfully submitted,

Donna Noble

Donna Noble, Clerk