

MINUTES OF ZBA MEETING

Meeting Date: Tuesday, June 7, 2022

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

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

MEMBERS PRESENT: Christine McCormack, Herman Niedhammer, and Kiley Gregory.

MEMBERS ABSENT: Katie Dannible

ALSO PRESENT: Donna Noble, Clerk, Ryan Pezzulo, Esq., Trevor Gilday, Code Enforcement Officer and 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 have reviewed the minutes of the May 3, 2022 meeting. **Motion by Christine** to approve the minutes. **Second by Herman.** Voice vote: all ayes. Motion carried.

PUBLIC HEARING

ZBA 22-003 - Application of Glen Galli for an area variance to set a shed (12'4" x 20') on property located at 1525 Kania Road (tax parcel no.: 211.-1-81) in the A/R District of the Town of Galway. Mr. Galli is in attendance and explains that he is looking place a pre-built 12'4"x20' shed. He is looking for a 20 foot variance. Andy asks if there is another spot the shed can be placed so that a variance wouldn't be needed. Mr. Galli thinks this spot is the most logical place, mostly if there is a big snowfall. This shed will be parallel to the existing barn. David Story is in attendance. He lives next door at 1531 Kania Road. He explains that this she will be 30 feet from his property line and does not see any good reason why it cannot be 50 feet away. He feels that having the shed that close to the property line will be detrimental to the appearance of the neighborhood. Andy says this is a little tricky but it does make sense where Mr. Galli wants to place the shed. It will be 12 feet tall. The board believes it will not change the aesthetics of the neighborhood. There is discussion over restrictions to the lot. Mr. Story says there are

restrictions. Mr. Galli says there are no restrictions. Treavor looks into the matter. No, there are no restrictions.

Motion by **Christine** to close the public hearing. **Second by Kiley.** Voice vote: All ayes. Motion carried.

PUBLIC MEETING

ZBA 22-003 - Application of Glen Galli for an area variance to set a shed (12'4" x 20') on property located at 1525 Kania Road (tax parcel no.: 211.-1-81) in the A/R District of the Town of Galway. The board thinks there is plenty of land to place a shed but, in this situation, it seems this spot is the most logical. Andy goes through the 5 factors of granting the variance. It could be placed someplace else on the property but it would not be logical. It is not undesirable to the neighborhood. Is the request substantial - this is questionable. Will not cause adverse physical effects to the environment. Was this self created - yes and no.

Motion by Kiley for a variance of 20 feet, running 13 feet along the NE property line to place a 12'4"x20' pre-built shed. **Second by Herman.** Voice vote: All ayes. Motion carried.

PRIVILEGE OF THE FLOOR: None.

OTHER BUSINESS: None.

Motion to adjourn by Herman. Second by Kiley. Voice vote: All ayes. Motion carried. Meeting adjourned at 7:57 p.m.

Respectfully submitted,

Donna Noble

Donna Noble, Clerk