



TOWN OF GALWAY

ZONING BOARD OF APPEALS
SARATOGA COUNTY, NY
ESTABLISHED 1792

5910 Sacandaga Road
Galway, New York 12074
518-882-6070

MINUTES OF ZBA MEETING

Meeting Date: Tuesday August 1st 2023

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

Meeting called to order at 7:01 pm by Chair, Andy Decker.
Clerk called the roll:

MEMBERS PRESENT: Andy Decker, Christine McCormack, Dave McKenzie, Kiley Gregory, Herman Niedhammer

MEMBERS ABSENT: N/A

ALSO PRESENT: Amanda Barnes - Clerk, Diane DeSanto, Esq., JD Arnold, Code Enforcement Officer Treavor Gilday, and Twenty-Two (22) 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 July 2023 meeting. **Motion by Christine** to approve the minutes. **Second by Herman.** Voice vote: all ayes. Motion carried.

PUBLIC HEARING –

ZBA 23-008 Application of Jospheh Galarneau for an Area Variance to Build an Unattached 16x22 porch located at 4881 Bliss Road Galway NY 12074 (Tax Parcel no:213.-1-25) in the town of Galway.

Jospheh – Would like to build a 16x22 foot deck off a raised ranch, current home has a screen porch off the south side, Issue with moving it anywhere else is 30' from the south of the property line is no conducive and would push the deck over the septic line.

Motion to close the public hearing on application 23-008 by **Kiley.** **Second by Dave** Voice vote: All ayes. Motion carried.

Public Meeting:

ZBA 23-008 Application of Joseph Galarneau for an Area Variance to build a free-standing deck located at 4881 Bliss Road Galway NY 12074 (Tax Parcel no:213.-1-45) in the town of Galway.

Andy- Enclosed porch is already 40' from the property line

Andy reads email from Paul Rulison a neighbor who has no issue with this application and the 20' variance does not impact any neighbors



TOWN OF GALWAY

ZONING BOARD OF APPEALS
SARATOGA COUNTY, NY
ESTABLISHED 1792

5910 Sacandaga Road
Galway, New York 12074
518-882-6070

Kiley – Are there stairs off the deck? Correct there are a set of stairs off the south side of the deck.

Andy – any information on the stairs? They will be estimated 4' off ground with 6 steps.

Motion by Herman to Approve area variance of 20' to the South stretching 38' to include the stairs to build a 16'x22' unattached deck for ZBA Application 23-008. **Second by Dave.** Voice Vote: All ayes.
Motion Carried

Public Meeting:

ZBA 23-007 Application of The Town of Galway for an Area Variance to build a 6900 sq foot community building 5078 Sacandaga Road (tax Parcel no: 199.-2-40) in the Town of Galway.

Motion to un-table Application 23-007 Town of Galway Community Building **Christine. Seconds by Kiley** Voice Vote: All ayes. Motion Carried.

Andy – Has researched if the Community building is zoned as residential or as a rural hamlet?

- It is Zoned as Residential
- What is the overall height?

Mike Smith – approx. 14' with the roof pitch does not exceed 24' tall

Andy – went to the field to determine that the size difference is from the existing pavilion and base what is being proposed for the new building, Pavilion is approximately 50'x60' and the new building is just slightly less then 2 of those. Pulled lines at the field and its not as big as you think once on the ground.

Herman – Does the building run North to South?

Mike Smith – it runs East to West and does not impact any fields as North side overlooks the field and the South is the gravel side.

Andy – 24' Height in comparison to a 14' backstop at the field the comparison is relative.

Dave – Is one well going to support this building?

Andy- At this time that's not our issues we are discussing

Bryan Burns asks a question – what is the Zoning board job with this application

Andy – to answer the question and make a decision of what we are currently seeing and is it going to impact anything due to the size. Financially this is not the board to discuss that

Andy- the board is not here to answer the impact financially, were the neighbors to have issues with this and concerns.

Bryan – A lot of things happen behind the scenes, commitments had been made and money has been spent, The other guys deck no one cares about.

Andy – Agress and the zoning board is taking all information into consideration when making decisions.

Andy – the property is split into 2 zones and we had concerns to bring into light with the size not the property line.

Question – What is the intent of the building?

Andy – To be used by different groups, Youth, lions club, boy scouts – we assume all are aware of any impact

Statement - Because it is a grant you can not rent the building for income or a fee
Maintance of the building?



TOWN OF GALWAY

ZONING BOARD OF APPEALS
SARATOGA COUNTY, NY
ESTABLISHED 1792

5910 Sacandaga Road
Galway, New York 12074
518-882-6070

Mike Smith – there are 2 bathrooms currently the town spends \$800 on port a jon rentals with that removed the additional cleaning would be covered.

Mike Smith – All questions are not this board – please come to the Town Board Meeting

Andy – Current square footage is 6950sqft with overhang and awnings to total 7290 sq feet. Deduct the allowed 3500sqft.

Motion to Approve Application 23-007 for an Area Variance of 3,790 square feet of space with overhang to build a 7,290 Square Foot Building **Herman. Seconds by Kiley** Voice Vote: All ayes. Motion Carried.

PRIVILEGE OF THE FLOOR:

Bryan – Why is the entire town not notified when applications are heard? And Why are they on the Website? Community involvement wants more information, has asked formally for all information to be on the calendar.

Andy – Legally we do not have to post any documents online what we are doing is providing more transparency for the town.

Bryan – What is next for the community building?

Diane – Typically planning board makes their decisions first how ever in this situation it was the Zoning board. The planning board will meet next to discuss.

Statement – read the community about the state government in regards to communication.

Diane – All minuetts are available by foil request 2 weeks after the meeting have concluded.

OTHER BUSINESS: None

Motion to adjourn by Christine. Second by Dave. Voice vote: All ayes. Motion carried. Meeting adjourned at 7:55 p.m.

Respectfully submitted,

Amanda DeRidder

Amanda Barnes, Clerk