

**TOWN OF KENDALL
ZONING BOARD OF APPEALS
MEETING MINUTES**

Tuesday, April 12, 2016 – 7:00 p.m.

ATTENDANCE: Chair. Patrick Bolton - present
 Fletcher Rowley - present
 Becky Charland - present
 Shad Speer - present
 (Open Position)

Also present: Steve McAvry and Laura Moore, 16758 Kenmore Rd., Brian Wakefield, 1323 County Line Rd., Code Enforcement Office Hennekey and Recording Secretary Bakutis.

APPROVAL OF MINUTES:

Minutes from the March 8, 2016 meeting submitted by Recording Secretary Bakutis were reviewed. Shad Speer motioned to accept the minutes as amended, seconded by Patrick Bolton. All in favor.

PUBLIC HEARING FOR VARIANCE – TAX ID#33.4-1-11

Zoning Board Chairman Bolton opened the public hearing at 7:15 p.m. He read the public notice:

Notice is hereby given that a public hearing will be held by the Zoning Board of Appeals of the Town of Kendall on Tuesday, April 12, 2016 at 7:15 p.m. at the Kendall Town Hall, 1873 Kendall Road, Kendall, New York to consider the application of Brian Wakefield, 1323 County Line Rd., Tax ID #33.4-1-11. Applicant seeks a 10' variance from Article V, Section 265-21E, requiring a 15' set-back for construction of a garage addition. Property is zoned Residential Hamlet (RH). All persons wishing to speak will be heard at this time. Application is on file in the town clerk's office.

By Order of Patrick Bolton
Town of Kendall Zoning Board Chairman

Chairman Bolton gave the applicant Mr. Wakefield a chance to explain to the board why he seeks a variance. Mr. Wakefield said the addition will keep in line with the existing structure so he actually only needs 3' approved for the variance, 15' set-back is needed by code and he has 11.7'.

Chairman Bolton motioned to close the public hearing, seconded by Shad Speer. All in favor.

Chairman Bolton closed the public hearing at 7:20 p.m.

The Zoning Board members discussed the appropriate criteria for the variance, they reviewed all the documents submitted by the applicant and voted with the following results:

16VAR3 (Wakefield) – ROLL CALL VOTE:

Becky Charland	- Yea
Shad Speer	- Yea
Chair. Bolton	- Yea
Fletcher Rowley	- Yea

Approval granted.

PUBLIC HEARING FOR VARIANCE – TAX ID#32.12-2-40

Zoning Board Chairman Bolton opened the public hearing at 7:30 p.m. He read the public notice:

Notice is hereby given that a public hearing will be held by the Zoning Board of Appeals of the Town of Kendall on Tuesday, April 12, 2016 at 7:30 p.m. at the Kendall Town Hall, 1873 Kendall Road, Kendall, New York to consider the application of Steve McAvry, 16758 Kenmore Rd., Tax ID #32.12-2-40. Applicant seeks a 7' variance from Article V, Section 265-21E, requiring a 15' side set-back for construction of a storage structure (12'x 40'). Property is zoned Residential Hamlet (RH). All persons wishing to speak will be heard at this time. Application is on file in the town clerk's office.

By Order of Patrick Bolton
Town of Kendall Zoning Board Chairman

Chairman Bolton gave the applicant a chance to explain to the board why he seeks a variance and where exactly the structure will be on the property. Mr. McAvry told the board that the structure is about 40' long and it is a prefab Amish storage unit. He also stated his neighbor's on the north side of his property, the Johnsons, cut trees down for him to build the structure. There will be two entrances, one in front and a 3' man door on the side right in the middle.

Shad Speer motioned to close the public hearing, seconded by Fletcher Rowley. All in favor.

Chairman Bolton closed the public hearing at 7:35 p.m.

The Zoning Board members discussed the appropriate criteria for the variance, they reviewed all the documents submitted by the applicant and voted with the following results:

16VAR2 (McAvry) – ROLL CALL VOTE:

Becky Charland	- Yea
Shad Speer	- Yea
Chair. Bolton	- Yea
Fletcher Rowley	- Yea

Approval granted.

ADJOURNMENT:

Shad Speer motioned to adjourn, seconded by Fletcher Rowley. All in favor. Meeting adjourned at 7:25 p.m.

NEXT MEETING:

Tuesday, May 10, 2016 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis
Recording Secretary