

Zoning Board of Appeals

January 3, 2019

Petition #542 – Michael Halloran New Frontier Excavating 7003 Brown Hill Rd.

PRESENT: Katharine Prackajlo, Chair  
Tracy Hirsh  
Robert Woodring  
Lisa Rood, Alternate

ABSENT: Courtney Yoviene  
Bethany Pryor

ALSO PRESENT

Patricia Maxwell, Board Attorney  
William Ferguson, Code Enforcement Officer  
Allison Koczur, Supervisor Assistant

Mrs. Rood read the SEQUR from Hannon Engineering.

Mrs. Prackajlo made a motion that the ZBA established themselves as lead agency. Seconded by Mrs. Rood. Motion carried.

Mrs. Prackajlo invited the petitioner to speak to regarding their variance request.

- He states he lives in Angola and would like the accessory building for equipment storage. He stated he talked to the neighbors and they each signed a letter stating they had no objection to the variance request. He gave those letters to Mrs. Prackajlo.
- Mrs. Prackajlo asked if the machinery is just being left on sight.
- Mr. Halloran responded yes it is and it is unprotected and very visible.
- Mrs. Prackajlo asked how long have you been in business.
- Mr. Halloran responded 14 years.
- Mrs. Prackajlo stated accessory buildings are not usually built prior to residential and asked if he had any intention of building residential.
- Mr. Halloran stated no this property is adjacent to our businesses.
- Mrs. Rood asked if Mr. Halloran owned the property and he stated yes. He owns the two lots.
- Mrs. Prackajlo asked if he ever considered joining the two lots.

- Mr. Halloran said they are not opposed to it.
- Mr. Woodring commented there are expensive pieces of equipment
- Mrs. Rood had an alternate suggestion of putting up a temporary structure which would be unsightly as opposed to a metal that would be more aesthetically pleasing.
- Mr. Halloran said the structure will look the same as the other two buildings that are currently there.
- Mrs. Maxwell reminded about the letter of Declaration of Significance or Non-significance.
- Mr. Woodring made a motion to table this petition until February 7, 2019 ZBA meeting. Seconded by Mrs. Prackajlo. Motion carried.

Petition #543 Eugene and Mary Partridge 7664 Back Creek Road.

- Requesting to split their building lot. The lot requires a 100 foot road frontage proposed has 85.76 foot frontage. Town code Section 123-19B states lot width at the building line must be 100 foot, the variance of 14.24 feet is being requested.
- Mrs. P. made a motion to have Mrs. Rood a voting member. Seconded by Mr. Woodring. Motion carried.
- Mrs. Rood read the SEQR.
- Mrs. Prackajlo read the letter from Mr. & Mrs. Partridge requesting the variance.
- Mr. Partridge stated he would like to build a smaller house and his son would buy their current home.
- Mrs. Prackajlo asked if they spoke to any neighbors.
- Mr. Partridge did speak to Marcy Luccarelli, the neighbor who would be most impacted. Her or her husband did not object to the building.
- Mrs. Rood asked if they would consider moving their lot line being greater towards their neighbor Marcy and closer to their current home?
- Mr. Partridge agreed. He spoke to her regarding this.
- Mr. Woodring made a motion to approve the variance. Seconded by Mr. Hirsh. Mrs. Rood approved and Mrs. Prackajlo said no.
- Mrs. Prackajlo made a motion to close Petition #543 and to adjourn the meeting.