

Town of Homer Zoning Board of Appeals

Minutes for Wednesday, August 24, 2022 at 6:00pm

Board Members (absent *)

Dan Gustafson, Chairman*

Stuart Young*

Gary Sweeney

Vacant

Rhea Robinson

Ryan DuBois

Lynn Gilbert

Lindsay Andersen (alternate member)

Others Present

Lindsay Andersen, Recording Secretary

Kevin McMahon, CEO*

Pat Snyder, Attorney

Public Attendance: Matthew Camillo

Regular Meeting

Acting Chairman Robinson opened discussion for **an application by Michael Spinek for an area variance from setback requirements construct an addition to the home at 6100 Elm Avenue.**

The applicant stated would like to build a 14x24 foot addition and the addition does not meet setback requirements. He stated the addition will be 22 feet from the center line of the road. This addition will not be closer to road than his neighbor's residence. The applicant provided sketches to the board members showing his anticipated plans. He stated the area will be all new construction including the footers and pad. The small porch that is currently at the property will be removed including the pad.

Attorney Snyder stated that the application was sent to the County Planning Board for review. The letter stated there is no state or county wide impact and the application was returned for local determination.

Attorney Snyder also stated this is a type 2 action under SEQR and therefore does not require a short environmental assessment form.

Member Robinson made the motion to approve the area variance as proposed. Member Andersen seconded the motion. With all members in favor saying “aye”, none opposed, and none abstained. The motion was carried unanimous 5,0,0.

Public Hearing

Acting Chairman Robinson opened the public hearing to consider **an application by Tim Malchak for an area variance from setback requirements to construct an addition to the storage building at 5243 Health Camp Rd.**

The applicant stated he recently tore down old additions on a building at his property and would like to rebuild a new storage building at the same location as the building he tore down. He stated the new building will be 40 feet from the center line. The original building was 8-10 feet from the edge of the road.

Matthew Camillo was present at the meeting and is a neighbor and adjacent property owner to Tim Malchak. He submitted a letter to the board stating he has no objections to the proposed project.

There were no additional questions or comments from the public and the public hearing was closed.

Regular Meeting

Acting Chairman Robinson opened the meeting to discuss the **application by Tim Malchak for an area variance from setback requirements to construct an addition to the storage building at 5243 Health Camp Rd.**

Attorney Snyder stated that the application was sent to the County Planning Board for review. The letter stated there is no state or county wide impact and the application was returned for local determination.

Attorney Snyder also stated this is a type 2 action under SEQR and therefore does not require a short environmental assessment form.

Member Andersen made the motion to grant the area variance as proposed. Member Sweeney seconded the motion. With all members in favor saying “aye”, none opposed, and none abstained. The motion was carried unanimously 5,0,0.

Adjournment

The meeting was adjourned at 6:25pm.

Lindsay M. Andersen, Recording Secretary