Zoning Board of Appeals
Minutes
December 20, 2018

Present

Chairman Dole
Michael Flavin
Diana Powell Keery
Mark Unvericht

Absent

Dale Kellerson

Also Present

Zoning Board Attorney Eric Stowe
Zoning Board Secretary Pam Gilbert
Building Inspector Patrick Smith
Gary O'Connor
Carol Nellis-Ewell

Chairman Dole led the Pledge of Allegiance.

Public Hearing

The application of Gary O'Connor, 81 Highview Drive, Spencerport, New York 14559, for a special permit to install approximately 24' of privacy fence along the patio, on property located at same, whereas, a special permit from the Zoning Board of Appeals shall be required for a privacy fence; pursuant to 340-32 A (4)(a) in a Residential District.

Gary O'Connor: I just installed a hot tub and would like to put a fence around it.

Chairman Dole: What kind of fence?

Gary O'Connor: It is a 6' high vinyl fence. It is L shaped.

Chairman Dole then asked Attorney Stowe, Building Inspector Smith and the board if they have any comments.

RESOLUTION
396/2018

WHEREAS, the Village of Spencerport Zoning Board of Appeals has before it an application from Gary O'Connor, 81 Highview Drive, Spencerport, New York 14559 for a special permit to allow twenty-four feet (24') of privacy fence on property located at 81 Highview Drive, Spencerport, New York 14559;

WHEREAS, an application for a special use permit is an unlisted action, requiring review under SEQRA;

NOW THEREFORE BE IT RESOLVED, that the Village of Spencerport Zoning Board of Appeals declares that the application of Gary O'Connor, 81 Highview Drive, Spencerport, New York 14559 for a special permit to allow twenty-four feet (24') of privacy fence on property located at 81 Highview Drive, Spencerport, New York 14559, is an Unlisted Action, further, that the Zoning Board of Appeals declares their status as lead agency, and based upon the information contained in the Short Form Environmental Assessment Form and evidenced supplied by the applicant, and having considered the comments from the public hearing, the Zoning Board of Appeals makes a finding that the application will have no significant environmental impact and issues a Negative Declaration.

Motion: Chairman Dole
Second: Michael Flavin

Vote of the Board:
Ayes: Dole, Flavin, Powell Keery
Nays: None
Abstained: Unvericht

RESOLUTION
397/2018

WHEREAS, the Village of Spencerport Zoning Board of Appeals has before it an application from Gary O'Connor, 81 Highview Drive, Spencerport, New York 14559 for a special permit to allow twenty-four feet (24') of privacy fence on property located at 81 Highview Drive, Spencerport, New York 14559; and

WHEREAS, the Village of Spencerport Zoning Board of Appeals has conducted a public hearing this 20th day of December 2018, and

WHEREAS, the Village of Spencerport Zoning Board of Appeals has previously issued a negative declaration pursuant to the New York State Environmental Quality Review Act,

NOW THEREFORE BE IT RESOLVED, that the Village of Spencerport Zoning Board of Appeals does hereby grant a special permit to Gary O'Connor, 81 Highview Drive, Spencerport, New York 14559 for a special permit to allow twenty-four feet (24') of privacy fence on property located at 81 Highview Drive, Spencerport, New York 14559,

BE IT FURTHER RESOLVED that the following conditions are imposed on this special permit:

- _____;
- _____;
- _____;

Motion: Chairman Dole
Second: Diana Powell Keery

Vote of the Board:
Ayes: Dole, Flavin, Powell Keery
Nays: None
Abstained: Unvericht

Unfinished Business

Nothing requiring Board action

New Business

Nothing requiring Board action

Approval of Minutes

Motion made by Chairman Dole Seconded by Michael Flavin carried unanimously to approve the November 15, 2018 minutes.

Adjournment

Motion made by Chairman Dole seconded by Mark Unvericht and carried unanimously to adjourn the regular meeting at 7:03 pm.