

ZONING BOARD OF APPEALS MINUTES

May 23, 2007

A public hearing before the Zoning Board of Appeals of the Town of Busti was held on Wednesday, May 23, 2007 at 7:00 p.m. at the Town of Busti Administration Building, 121 Chautauqua Avenue, Lakewood, New York, to consider the following applications:

Application of Lisa Green for a variance to build a sign located at 2415 W. Lake Road, Ashville, New York. Property is in the Gateway Commercial District, owned by Lonnie Stebbins and known as Section 384.00, Block 2, Lot 1 of the official tax map of the Town of Busti.

Denise Klizek made the following motion which was seconded by Douglas Hooper: I make a motion to table the application of Lisa Green for a variance to build a sign located at 2415 W. Lake Road, Ashville, New York. Property is in the Gateway Commercial District, owned by Lonnie Stebbins and known as Section 384.00, Block 2, Lot 1 of the official tax map of the Town of Busti. All aye.

Application of Gregg Evans for a variance to build a single family home located at 131 Loomis Bay Road, Ashville, New York. Property is in the Multi-Family Residential District, owned by him and known as Section 367.19, Block 1, Lot 16 of the official tax map of the Town of Busti.

Douglas Hooper made the following motion seconded by Denise Klizek: I make a motion to grant the variance to build a single family home located at 131 Loomis Bay Road, Ashville, New York. Property is in the Multi-Family Residential District, owned by him and known as Section 367.19, Block 1, Lot 16 of the official tax map of the Town of Busti. The new home will be no more than 58' long and 28' wide and be a single story. Inside those measurements he would have to include any deck or roof that he has asked for. The northern boundary towards the lake will remain at 1.8'. The highway side Route 394 of the house will be no closer than 8' to the other boundary. The pavilion between current house and the lake will be torn down. Both decks to be covered if he chooses to.

All aye.

Application of Richard Weikel for a variance to build a patio for a pool located at 992 Briarwood Drive, Lakewood, New York. Property is in the Conservation Residential District, owned by him and known as Section 385.03, Block 1, Lot 35.2 of the official tax map of the Town of Busti.

Denise Klizek offered the following motion which was seconded by Thomas Danielson: I make a motion to approve the application of Richard Weikel for a variance to build a patio for a pool located at 992 Briarwood Drive, Lakewood, New York. Property is in the Conservation Residential District, owned by him and known as Section 385.03, Block 1, Lot 35.2 of the official tax map of the Town of Busti. On the south side he needs a 4" variance so his patio from his in ground pool shall not encroach more than 11'8" from the property line and on the west side he will not be any closer than 39' 1" to the property line. All the other side set backs remain as indicated.

All aye.

Application of Joe Caprino for a variance to build an addition to garage located at 49 Grandview Avenue, Lakewood, New York. Property is in the Conservation Residential District, owned by him and known as Section 385.03, Block 1, Lot 75 of the official tax map of the Town of Busti.

Douglas Hooker made the motion which was seconded by Denise Klizek: I make a motion to grant the variance of Joe Caprino to build an addition to garage located at 49 Grandview Avenue, Lakewood, New York. Property is in the Conservation Residential District, owned by him and known as Section 385.03, Block 1, Lot 75 of the official tax map of the Town of Busti. We are granting a variance to build a 14' x 29' addition on the rear of the house behind the existing garage. It is going to be a two story addition with living space above the garage and storage area. The easterly measurement will be no closer than 11' to the neighbor's boundary.
All aye.

Michelle McIntyre made the following motion which was seconded by Denise Klizek
For purpose of 391-707 of the Town of Busti Zoning code, we interpret "within fifty feet (50") of the lake" to mean "within fifty feet (50') feet of the mean high water mark of the lake as measured along the property boundary of the person building the fence and without regard to any man-made structures projecting into the water on the subject or adjacent properties".
All aye.

Denise Klizek made the motion to adjourn which was seconded by Thomas Danielson at 8:15 p.m.

Respectfully given,

Diane M. VanDewark
Town Clerk