

Zoning Board Public Hearing
11-05-2020

Members Present: Mark Connolly, chair, Charity Donnan, Scott Hulburt

Others: Donna Falkner, Carl Peter, Kurk Richenberg, Martha & Ned Edmonds, Jim Jones

7 pm – Mr. Connolly called the Zoning Board meeting to order.

Welcomed Scott Hulburt to the board.

Resolution:

Mr. Connolly moved to approve the October 7, 2020 minutes, Mrs. Donnan seconded, all in favor, carried.

Aye – 3 Nay - 0

Mr. Connolly read the following letter from the county regarding Mr. Swisher's variance request.



LIV
PLA
Livin
6 Cou
Gene

www.livingstoncounty.org

October 15, 2020

Carl A. Peter
2668 Main St.
PO Box 187
York, NY 14592

Re: Zoning Referral #2020-082, Town of York, Area
(Applicant: Timothy Swisher)

Dear Mr. Peter:

We have received the above zoning referral in accordance with Sections 239-1 and m of the NYS General Municipal Law.

The Livingston County Planning Department has reviewed the referral and has no significant Countywide or inter-municipal impact on County programs, and activities. Therefore, approval or disapproval is a local option.

After reviewing Mr. Swisher's variance request the county planning board left it up to us for the decision.

Resolution:

Mr. Hulburt moved to approve Mr. Swisher's variance request, Mrs. Donnan seconded, carried.

Aye – 3 Nay – 0

7:15 pm – Mr. Connolly opened the public hearing and read the following ad:

Town of York Zoning Board of Appeals

On **Thursday, November 5, 2020**, at 7:15 p.m. at the York Town Hall, 2668 Main St., York, NY the Zoning Board of Appeals will hold a public hearing for Jim Jones to discuss a variance to place a sign larger than allowed for a home occupation at the end of his driveway. All are welcome to attend.

Mr. Jones brought his sign and said that he planned to put it 8 ft high so as not to block vision of oncoming traffic. Mrs. Donnan asked how busy the road was. Mr. Jones said lucky if there's 1 or 2 cars a week to his house. Mr. Richenberg asked if there had been any precedent previously on oversized signs. Mr. Connolly said Barefoots. He also said that home occupations signs were 4 sq ft and attached to the home. Jim's is 4 ft 7 in. Mr. Peter said if it was attached to the house no one would see it. Mr. Richenberg said he was concerned it would set a precedent but it doesn't seem to be the case. Mr. Connolly read 600 C on page 50 of the zoning law regarding signs. The have no objection to the sign. Mr. Hulburt said the sign is actually two because it's two sided and should be 5 ft. Mr. Peter said it has to be off the right of way so would be out of the view. Mr. Connolly said the area variance would double and require 5 ft. height. Mr. Jones said he would make it 5 ft. and back it off the right away.

Resolution:

Mr. Connolly moved to approve the application for an area variance for the sign with the contingency that the sign be 5 ft high and moved off the right away, Mr. Hulburt seconded, carried.

Aye - 3 Nay – 0

Mr. Peter said that Candice Bowerman at 2833 Retsof Road wants to have 2 dwarf goats in a residential area. He told her it was not allowed. He will write to her and tell her she'll need a use variance which is very hard to get and the price of a public hearing.

Resolution:

Mrs. Donnan moved to adjourn, Mr. Hulburt seconded, carried.

Aye – 3 Nay - 0

Respectfully submitted,
Donna K. Falkner