

Tivoli Village Zoning Board of Appeals

Minutes of Monthly Zoning Board of Appeals Meeting July 16, 2007

CALL TO ORDER/ DETERMINATION OF QUORUM

Meeting was opened at 7:02pm and a quorum determined present for the conduct of business.

Zoning Board of Appeals Attendees:

Hildegard Edling
Karen Cleaveland
Mike Braun
Mike Leedy
Laura Gail Tyler
Joe Cicileo (alternate)

Also Present:

Christine Chale

Absent:

Donna Griffith (alternate)

ATTORNEY-CLIENT SESSION

1. At 7:02pm the Board went into Attorney-Client Session with Christine Chale.
 - a. The Attorney-Client Session was held to review documentation and draft a determination of Application No. 2709 of James Simmons regarding the application for an area variance for reduction in required frontage from 50 to 25 feet for his lot located at 18 North Road –Rear.

BUSINESS SESSION

1. The Public Business Session was opened at 7:50pm.
2. In attendance, in addition to those listed above, were:
 - a. Tom Cordier
 - b. Jim Simmons
 - c. Lara Simmons
 - d. Linda M. Murray
3. James Simmons, 18 North Road –Rear. Application for an Area Variance.
 - a. The Zoning Board of Appeals and the Zoning Board of Appeals Attorney Christine Chale reviewed the proposed declaration point by point. All documents were also reviewed to be sure all were accounted for including

those that were re-submitted from the earlier application of November 2006.

- b. The factors to be considered when deciding an Area Variance were reviewed as they pertain to this case and as they are stated in the determination.
- c. Mike Braun made a motion to grant the Area Variance subject to conditions relating to the building permit and the plan for drainage. Mike Leedy seconded the motion and all members present voted in favor.
 - i. The vote on the motion was:
 - 1. Hildegard Edling, Chair yea
 - 2. Karen Cleaveland, Vice-Chair yea
 - 3. Mike Braun yea
 - 4. Mike Leedy yea
 - 5. Laura Gail Tyler yea
 - ii. Therefore the Area Variance was granted.
 - iii. A copy of the determination will be included as a part of these minutes.

ADJOURNMENT

Since there was no further business to come before the Board, Mike Leedy made a motion to adjourn. Karen Cleaveland seconded the motion, and all members present voted in favor. The meeting was adjourned at 8:10pm. The next Zoning Board of Appeals Meeting will be held July 23, 2007 at 7:00pm.

Respectfully Submitted,

Catherine Carbone
Planning/Zoning Secretary
For
Mike Braun