

**ZONING BOARD OF APPEALS
TOWN AND VILLAGE OF ARCADE
Village Office - 17 Church Street, Arcade, New York 14009
Town Office – 15 Liberty Street, Arcade, New York 14009
Village Office 585 492-1111
Town Office 585 492-4685**

At a meeting of the Zoning Board of Appeals of the Town and Village of Arcade held on Monday, February 18, 2019 at 7:00 P.M. in the Village Boardroom, 17 Church Street, Arcade, New York:

PRESENT:

Jeff Snyder, Lee Ameis, Doug Eigenbrod

ABSENT:

Mike Sonner Jr, Tyler Ferington, Don Roberts

OTHERS PRESENT:

Michelle Karpinski, Scott Johnson-Invenergy, Laura Witter, Rob Witter, Anita Jakubowski, Leonard Jakubowski

The Chairman opened the meeting at 7:00 P.M.

APPROVAL OF MINUTES:

MOTION by Doug Eigenbrod, seconded by Lee Ameis and it was unanimously carried, to accept the minutes of the meeting of January 21, 2019.

PUBLIC HEARING FOR AREA VARIANCE APPLICATION, SBL NO. 185.-1-2.1, SUBMITTED BY INVENERGY WIND DEVELOPMENT LLC, REQUESTING A HEIGHT INCREASE FOR A “MET TOWER” AT 7722 HIRAM RD, ARCADE, NY 14009 NOT INCOMPLIANCE-EXCEEDS THE 35 FOOT MAX HEIGHT.

The Chairman stated the recommendation from the Wyoming County Planning Board stated there appears to be no significant country wide negative impact related to this proposed project.

The Chairman went over questions 1-5 on the application.

MOTION by Lee Ameis, seconded by Doug Eigenbrod and it was unanimously carried, to open the Public Hearing at 7:05 pm.

Laura Witter, who is a home owner neighboring the Met Tower proposed location, asked about the placement of the tower and how it will be anchored. Scott Johnson from Invenergy described what the tower consists of and guide wires will be used to keep it anchored. It will be a temporary tower used to collect data for a wind turbine project. Whether the Alle/Catt Wind Project is approved or disapproved the Met Tower will be taken down. Mrs. Witter asked if the tower could be moved or placed farther away from her house, but it cannot unless Invenergy went thru this whole process for a new placement. The Board proposed having a stipulation that the tower has to be taken down within three years. Mrs. Witter and Mr. Johnson both agreed to that stipulation.

MOTION by Doug Eigenbrod, seconded by Lee Ameis and it was unanimously carried, to close the Public Hearing at 7:38 pm.

MOTION by Lee Ameis, seconded by Doug Eigenbrod and it was unanimously carried to approve the Met Tower that exceeds the 35 foot max height and a maximum of 3 years to have the Met Tower removed.

Board Members' Reason

Jeff Snyder voted yes. It is a temporary tower for 3 years to collect data.

Doug Eigenbrod voted yes. It is a temporary tower and not permanent.

Lee Ameis voted yes. Met Towers have to be 80 meters tall and the time frame is a maximum of 3 years.

AREA VARIANCE APPLICATION, SBL NO 182.-1-62.1 SUBMITTED BY STEPHEN WOLOSZYN, REQUESTING TO ADD A 16' LEAN TO ON HIS EXISTING BARN ON THE NORTH SIDE, NOT IN COMPLIANCE WITH TOWN ZONING LAW ART 400, SECTION 404-REQUESTS A 4' REDUCTION ON SIDE YARD SETBACK TO 31'. THE PROPERTY IS AT 7403 NORTHWOOD'S RD, ARCADE, NY.

The applicant was not present at the meeting. Mr. Woloszyn supplied application with written answers to the questions that were not previously answered..

MOTION by Lee Ameis, seconded by Doug Eigenbrod and unanimously to accept the Area Variance Application as is, while having the applicant attend the next meeting on Monday, March 18, 2019 at 7pm to go thru the SEQR with the board to answer questions and have a Public Hearing that night also on SBL No. 182.-1-62.1 submitted by Stephen Woloszyn, requesting to add a 16' lean to on his existing barn on the north side, not in compliance with Town Zoning Law ART 400, Section 404-Requests a 4' reduction on side yard setback to 31'. The property is located at 7403 Northwood's Rd, Arcade, NY.

The Board asked to have Stephen Woloszyn at the next meeting on Monday, March 18, 2019 at 7pm to answer a few questions about the application. On that night also, a Public Hearing regarding this particular Area Variance will take place.

ADJOURNMENT:

There being no further business brought before the Board, the meeting adjourned at 7:50 P.M. upon **motion** by Chairman Snyder, seconded by Doug Eigenbrod and unanimously carried. The next regular meeting of the Zoning Board of Appeals of the Town and Village of Arcade will be held on Monday, March 18, 2019 at 7:00 P.M. in the Village Boardroom, 17 Church Street, Arcade, New York.

Respectfully submitted,

Michelle Karpinski
Secretary

