

**TOWN OF LIBERTY
ZONING BOARD MINUTES
March 19, 2013**

MEMBERS PRESENT:

Thomas Sprague, Chairman
George Pellam
Gene Burns
Robert Werlau, Alternate
Kyle Farrand, Alternate

ABSENT:

Don Nichols

ALSO PRESENT:

Walter Garigliano, Town Attorney
See attached sign in sheet

CHAIRMAN SPRAGUE CALLED THE MEETING TO ORDER AT 7:00 PM.

A MOTION WAS MADE BY GEORGE PELLAM SECONDED BY GENE BURNS, TO APPROVE THE MINUTES FOR FEBRUARY 21, 2013. ALL IN FAVOR, APPROVED.

Shelley Realty Corp.

Area Variance
36 Station Hill Road
SBL: 36.-1-117
Zone: IC #Z-2013-0001

19 certified notices were mailed, 9 green cards back, 1 returned and 9 outstanding.

Chairman Sprague opens the public portion of the meeting. No one is present from the public. No written or verbal comments were received.

ON A MOTION MADE BY GENE BURNS, SECONDED BY GEORGE PELLAM, THE PUBLIC IS HEARING IS CLOSED. ALL IN FAVOR, APPROVED.

Bill Sattler appeared for this project. The 239 review came back from the County and it was found that this is a matter for local determination. Attorney Garigliano explains that the project now scales correctly and it all fits. They moved the building closer to Station Hill Road and they have held the 10 feet which is what they asked for in terms of the variance. It is now 19 feet from the property line. Attorney Garigliano advises that if the Board is disposed to approve the project then they need to impose a condition on the approval that the applicant submits, subject to review and approval by the Chairman, an easement and right-of-way in favor of the parcel they propose to put the 30' X 60' garage on.

ON A MOTION MADE BY GENE BURNS, SECONDED BY KYLE FARRAND, THE SHELLEY REALTY AREA VARIANCE APPLICATION WAS APPROVED WITH THE CONDITION THAT THE APPLICANT PROVIDES EVIDENCE ACCEPTABLE TO THE CHAIRMAN THAT A RIGHT-OF-WAY HAS BEEN CREATED. ALL IN FAVOR, APPROVED.

ROLL CALL VOTE:

ROBERT WERLAU: APPROVED
GEORGE PELLAM: APPROVED
KYLE FARRAND: APPROVED
GENE BURNS: APPROVED

ON A MOTION BY GEORGE PELLAM, SECONDED BY ROBERT WERLAU, THE MEETING WAS ADJOURNED AT 7:10 P.M.

Respectfully submitted,
Tammy Wilson, Zoning Board Secretary

The foregoing represents unapproved minutes of the Town of Liberty's Zoning Board from a meeting held on March 19, 2013 are not to be construed as the final official minutes until so approved.

___ Approved as read