

**TOWN OF LIBERTY
ZONING BOARD MINUTES
August 19, 2014**

MEMBERS PRESENT:

Thomas Sprague, Chairman
Don Nichols
Gene Burns
Kyle Farrand, Alternate

ABSENT:

Tracey Merklin
Robert Werlau, Alternate
George Pellam

ALSO PRESENT:

Walter Garigliano, Town Attorney
Mark VanEtten, CEO
See attached sign in sheet

CHAIRMAN SPRAGUE CALLED THE MEETING TO ORDER AT 7:04 PM.

ON A MOTION MADE BY DON NICHOLS AND SECONDED BY KYLE FARRAND, THE BOARD UNANIMOUSLY APPROVED THE MINUTES FOR JULY 15, 2014. ALL IN FAVOR, APPROVED.

**Yeshiva Letzirim, Inc.
Area Variance
88 Ferndale-Loomis Road
SBL: 35.-2-18.1
Zone: RD #Z-2014-0002**

Gary Silver, Attorney appeared for this matter. Attorney Garigliano explains that there have been numerous meetings held by the Planning Board to facilitate the construction of a building this season and that building despite the fact that they have no Certificate of Occupancy is now occupied. Attorney Garigliano advises that CEO Van Etten now has a fistful of appearance tickets for them. The building that they built has no Certificate of Occupancy and they have not complied with Mark's request for certain things.

A brief discussion continued regarding the issues at the facility.

Mr. Silver explains that the facility recently received approval from the Planning Board to construct a new dorm building in which it was determined that the required building separation cannot be met. Mr. Silver advises that they are requesting an Area Variance to reduce the building separation from 25' to 13' 6" between the existing pump house and the new dorm. The dorm was built and the Planning Board approved it subject to the applicant posting cash determined by Town Board in the amount of \$7,500.00 so that if the Area Variance was not obtained by December 31, 2014, then this money could be used to move the pump house.

A brief discussion continued and it was determined that this matter will be scheduled for a public hearing for the September meeting and sent for 239 review.

ON A MOTION MADE BY GENE BURNS AND SECONDED BY KYLE FARRAND, THE AREA VARIANCE FOR YESHIVA LETZIRIM WILL BE SCHEDULED FOR A PUBLIC HEARING ON SEPTEMBER 16, 2014. ALL IN FAVOR, APPROVED.

ON A MOTION BY DON NICHOLS AND SECONDED BY GENE BURNS, THE MEETING WAS ADJOURNED AT 7:25 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 August 19, 2014 are not to be construed as the final official minutes until so approved.

 X Approved as read