

Hamlin Zoning Board of Appeals *Minutes*
Monday, August 20, 2012
7:30pm

The regular scheduled meeting of the Hamlin Zoning Board of Appeals was held in the Hamlin Town Hall located at 1658 Lake Road, Hamlin and was called to order by Chairperson Norman Baase at 7:30pm with the location of the fire exits and AED explained for those present.

Present: Norman Baase, Rocky Ellsworth, Ed Haight, Jerry Hoffman and Klaus Pohl.

Also present: Support Boards Attorney Ken Licht, Town Board Liaison Craig Goodrich, Building Inspector Chad Fabry, Engineer Dave Matt, Conservation Board members Nick Kramer, Jeanine Klopp, Merritt Ackles and Ed Evans and residents Leon Sawyko and Alex and Linda Rasbach.

A motion was made by Klaus Pohl, seconded by Ed Haight to approve the minutes of the July 16, 2012 meeting as recorded. Members polled Baase ayes, Ellsworth aye, Haight aye, Hoffman abstain, Pohl aye. Motion carried.

The Clerk showed Proof of Publication

**PUBLIC HEARING
TIMOTHY STIEFEL AND ANN MARIE BARNARD
1735 APPLE HOLLOW**

Dave Matt from Schultz Associates was present representing Timothy Stiefel and Ann Marie Barnard seeking relief from Town Codes 520-14B(2)(a)(2) for a 10' side setback variance and 520-14B(5) for a 3.6% impervious surface variance to construct a 14' x 42' garage addition for storage located at 1735 Apple Hollow. Mr. Matt explained that the owner has a power washing business and wants to keep his trucks and equipment in the garage addition. No business is conducted at the property. The overhang of the garage will not be closer than 5' to the property line. The neighboring house is 20' from the property line.

Chairperson Norman Baase questioned if any business is conducted at the house. Mr. Matt stated that it is a power washing business so no business is conducted at the house. The garage addition will be sided the same as the existing.

Ed Haight questioned the garden structure that is currently on the town property. Mr. Matt stated that the owner is removing the garden by the end of this week.

Klaus Pohl questioned if the garage would have an exit to the rear that would access the back yard. Mr. Matt stated that he wasn't sure but there are several trees behind the garage so he didn't think the owner was proposing a rear door.

At this time Chairperson Norman Baase opened the Public Hearing and asked if there was anyone present to speak for or against this proposal. There were no replies.

At this time Chairperson Norman Baase closed the Public Hearing.

A motion was made by Ed Haight, seconded by Jerry Hoffman to grant relief to Timothy Stiefel and Ann Marie Barnard from Town Codes 520-14B(2)(a)(2) for a 10' side setback variance and 520-14B(5) for a 3.6% impervious surface variance to construct a 14' x 42' garage addition for storage located at 1735 Apple Hollow. This is the minimum relief allowed. It won't affect the neighborhood. There were no negative comments. This is a Type II SEQR determination. Members polled Baase aye, Ellsworth aye, Haight aye, Hoffman aye, Pohl aye. Motion carried.

**LEON AND ANN SAWYKO
7678 NEWCO DRIVE**

Leon Sawyko was present seeking relief from Town Code 520-21B(2)(a) for a 12' side setback variance to construct an attached garage and enclosed porch addition 3' from the property line located at 7678 Newco Dr. zoned SR. Mr. Sawyko explained that they would like to construct an addition that would be 3' from the property line. He currently owns the neighboring property. It is a vacant lot. Not approved for building because it doesn't perk. If the town goes forward with sewers along the lake then he might like to get it approved in the future.

A motion was made by Jerry Hoffman, seconded by Rocky Ellsworth to schedule a Public Hearing for Mr. and Mrs. Sawyko seeking relief from Town Code 520-21B(2)(a) for a 12' side setback variance to construct an attached garage and enclosed porch addition 3' from the property line located at 7678 Newco Dr. zoned SR. Members polled Baase aye, Ellsworth aye, Haight aye, Hoffman aye, Pohl aye. Motion carried.

The Board reminded Mr. Sawyko to have his fees into the Clerk by the deadline and to have the addition staked out for the walk through.

**ALEX AND ALINDA RASBACH
5736 WAUTOMA BEACH**

Alex and Linda Rasbach were present seeking relief from Town Code 520-27C for a 4' setback variance to construct a 6' x 11' addition to their house 6' from the existing detached garage located at 5736 Wautoma Beach zoned SR. Mr. Rasbach explained that they are proposing a 6' x 11' entrance way, bathroom/laundry room addition. The addition would only be 6' from the existing detached garage on the property. They are requesting a 4' variance.

Some discussion took place on the current impervious surface for the property. The Board agreed to add the impervious surface variance to the motion.

A motion was made by Rocky Ellsworth, seconded by Klaus Pohl to schedule a Public Hearing for Mr. and Mrs. Rasbach seeking relief from Town Codes 520-27C for a 4' setback variance to construct a 6' x 11' addition to their house 6' from the existing detached garage located at 5736 Wautoma Beach zoned SR and 520-21C(5) for an impervious surface variance to be determined. Members polled Baase aye, Ellsworth aye, Haight aye, Hoffman aye, Pohl aye. Motion carried.

The Board reminded Mr. and Mrs. Rasbach to have his fees into the Clerk by the deadline and to have the addition staked out for the walk through.

DISCUSSION

The Board thanked Nick from the Conservation Board for setting up the Ash Borer training. It was very informative.

ADJOURNMENT

A motion was made by Ed Haight, seconded by Klaus Pohl to adjourn tonight's meeting barring no further business. Members polled Baase aye, Ellsworth aye, Haight aye, Hoffman aye, Pohl aye. Motion carried.

Minutes respectively submitted by:

Heather Norman
Clerk to the Support Boards

The next scheduled meeting of the Hamlin Zoning Board of Appeals will be held on Monday, September 17, 2012 at 7:30pm. Deadline for all fees is August 31, 2012 at 12:00 noon.