

Minutes
Village of Orchard Park
Zoning Board of Appeals
July 8, 2020

The Village of Orchard Park Zoning Board of Appeals held a meeting on Wednesday, July 8, 2020 at the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York.

Chairman Steve Snyder called the meeting to order at 7:00 p.m. and stated, "If anyone appearing before the Board is related thru family, financial or business relationship with any member of the Board, it is incumbent upon him to make it known under the New York State Law and the Village Code of Ethics."

Members present:

Chairman, Steve Snyder
Scott Hartung
Kevin Moran
Gary Phillips
Bill Riter

Others present:

Lauren Kaczor, Trustee
Christine Hanavan, Secretary
John Gullo, Code Enforcement

Members absent:

Alternate David Obrochta

The Chairman asked for approval of the minutes of the previous meeting held on September 25, 2019. Scott Hartung made the motion to approve the minutes of the previous meeting seconded by Gary Phillips. On the question:

SCOTT HARTUNG	YES
KEVIN MORAN	YES
GARY PHILLIPS	YES
STEVE SNYDER	YES

Chairman Snyder then stated, "All persons making an appeal before this Board will be heard in accordance with the applicable laws of the State of New York and the Village of Orchard Park. Any person aggrieved by any decision of the Board of Appeals may present to a court of record a petition, duly verified, setting forth that such decision is illegal, specifying the grounds of the illegality. Such petition must be presented to the court within 30 days after filing of the decision in the office of the Village Clerk."

Chairman Snyder asked if site inspections for all cases presented were made by all Board members: On the question:

SCOTT HARTUNG	YES
KEVIN MORAN	YES

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GARY PHILLIPS	YES
BILL RITER	YES
STEVE SNYDER	YES

ZBA Application
Leroy Oswald III
45 Crescent Drive
Orchard Park, NY 14127
SBL #172.16-3-20

Applicant is requesting a variance to Municipal Code Section 225-12(1)c Accessory Structures.

Applicant is requesting permission to reduce rear and side yard setbacks to erect a shed. Applicant is asking for a 4 ft. side and rear setback. The code stipulates an 8 ft. side and rear setback.

APPEARANCE: Leroy Oswald, Petitioner

DISCUSSION: He is requesting a reduced setback due to the limited topography of his property. He has three children and needs the shed for storage and is erecting a colonial style shed to match his house. The renderings submitted will be similar to what he intends to erect.

The Chairman asked three times if there was anyone in the audience who would like to speak in favor of granting the variance. There were none.

The Chairman asked three times if there was anyone in the audience who would like to speak against granting the variance. There were none.

The Chairman then asked if the Secretary had received any communications either for, or against, granting the variance. The Planning Board gave a positive referral to grant the variance. An email was received from Judith M. Stewart of 6432 Armor Duells Rd. stating no objection to Mr. Oswald's shed being placed at a 4 ft. side and rear setback.

Bill Riter made a motion, seconded by Scott Hartung in favor of granting permission to reduce the rear and side yard setbacks to erect a shed at 45 Crescent Drive allowing a rear setback of 4 ft. and a side yard setback of 4 ft.

On the question:

THE VOTE ON THE MOTION BEING:

SCOTT HARTUNG	YES
KEVIN MORAN	YES
GARY PHILLIPS	YES
BILL RITER	YES
STEVE SNYDER	YES

THE MOTION WAS PASSED.

Moved by Gary Phillips seconded by Scott Hartung to adjourn at 7:03 p.m.

On the question:

THE VOTE ON THE MOTION BEING:

SCOTT HARTUNG	YES
KEVIN MORAN	YES
GARY PHILLIPS	YES
BILL RITER	YES
STEVE SNYDER	YES

THE MOTION WAS PASSED.

Respectfully submitted,

Christine M. Hanavan
Secretary

Chairman's Approval:

Date: _____