

Minutes
Village of Orchard Park
Zoning Board of Appeals
March 1, 2023

The Village of Orchard Park Zoning Board of Appeals held a meeting on Wednesday, March 1, 2023 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
Gary Phillips
Mark Gerwitz, Alternate
Scott Shuler, Alternate

Others present:

Lauren Rodo, Trustee

Christine Hanavan, Secretary

The Chairman asked for the approval of the minutes of the previous meeting held on October 5, 2022. Scott Hartung made the motion to approve the minutes of the meeting held on October 5, 2022 seconded by Gary Phillips. On the question:

SCOTT HARTUNG	YES
GARY PHILLIPS	YES
MARK GERWITZ	YES
SCOTT SHULER	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:

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SCOTT HARTUNG	YES
GARY PHILLIPS	YES
MARK GERWITZ	YES
SCOTT SHULER	YES
STEVE SNYDER	YES

ZBA Application

**Thomas Anderson and Kristen Pinsent
66 N Lincoln Avenue
Orchard Park, NY 14127
SBL #161.20-3-22**

Applicant is requesting permission to reduce a side and rear yard setback to erect a shed, Applicant is asking for a 4' side and rear yard setback. The code stipulates a minimum side and rear yard setback of 8'.

APPEARANCE: Tom Anderson

DISCUSSION: Applicant explained the shed would be 10' x 12', 8' tall and placed in the left rear corner of his property. The shed would be delivered in pieces and put together in his back yard. It would be 4' from the chain link fence with a wood floor. The applicant explained that the prior owner of his house reduced the garage from a two car to one car and he has no place for storage of equipment and toys.

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. A letter was received from Linda Jacobson of 50 N Lincoln Ave. indicating they were in favor

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of granting the variance. A letter was received from Jaclyn Klaich of 96 N Lincoln Ave. indicating they were in favor of granting the variance. A letter was received from Martin Casey of 72 N Lincoln Ave. indicating they were in favor of granting the variance. A letter was received from Jeffrey Giles of 84 N Lincoln Ave. indicating they were in favor of granting the variance.

Scott Hartung made a motion, seconded by Gary Phillips in favor of granting permission to reduce a side and rear yard setback to erect a shed at 66 N Lincoln Ave. SBL #161.20-3-22

On the question:

THE VOTE ON THE MOTION BEING:

SCOTT HARTUNG	YES
GARY PHILLIPS	YES
MARK GERWITZ	YES
SCOTT SHULER	YES
STEVE SNYDER	YES

THE MOTION WAS PASSED.

Moved by Mark Gerwitz seconded by Scott Shular to adjourn at 7:20 p.m.

On the question:

THE VOTE ON THE MOTION BEING:

SCOTT HARTUNG	YES
GARY PHILLIPS	YES
MARK GERWITZ	YES
SCOTT SHULER	YES
STEVE SNYDER	YES

THE MOTION WAS PASSED.

Respectfully submitted,

Christine M. Hanavan
Secretary

Acting Chairman's Approval:

Date: _____