

**MINUTES
TOWN OF BATAVIA
ZONING BOARD OF APPEALS
MEETING
APRIL 18, 2011**

PRESENT: Chairman Gary Diegelman, Members, Pete Call John Della Penna, Andrew Young, Mike Pullinzi and Brittany Witkop

ALSO ATTENDING: ZEO Bruce Gerould and Secretary Sandy Baubie

MINUTES OF PUBLIC HEARING FOR PAUL GREFRATH ON FEBRUARY 22, 2011

Pete Call made a motion to approve the minutes as submitted. Seconded by Mike Pullinzi. Motion carried by unanimous vote (5-0).

MINUTES OF REGULAR MEETING ON, FEBRUARY 22, 2011

Andrew Young made a motion to approve the minutes as submitted. Seconded by Pete Call. Motion carried by unanimous vote (5-0).

HOLIDAY INN EXPRESS –COMMERCE DRIVE – AREA VARIANCE-

An application was presented to obtain approval for an area variance for a height variance in January 2011. Mr. Gerould stated after further investigation that the height of the roof of the top floor is right at the 40' limit, according to our Town code Section 235 13 section J Item 1. A variance was not needed for the structure that is being constructed.

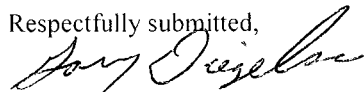
A letter was received from Tiedmann, the architect, to withdraw formal request for any and all variances requested by this office.

Gary Diegelman made a motion, Tiedmann, the Architect for the Holiday Inn Express, has requested the withdrawal of the height variances for the Holiday Inn Express as research has indicated that it was not needed. Seconded by Andrew Young. Motion carried by unanimous vote (5-0).

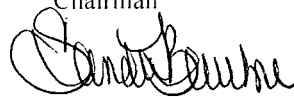
**NEW BUSINESS
NO OLD BUSINESS**

Pete Call made a motion to adjourn the meeting at 7:03 PM. Seconded by Mike Pullinzi

Respectfully submitted,



Gary Diegelman
Chairman



Sandra Baubie
Secretary