

**MINUTES
TOWN OF BATAVIA
ZONING BOARD OF APPEALS
REGULAR MEETING
APRIL 19, 2010**

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

ALSO ATTENDING: ZEO Clint Worthington and Secretary Sandy Baubie

MINUTES OF PUBLIC HEARING FOR NORTHSTAR ON MARCH 15, 2010

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

MINUTES OF REGULAR MEETING ON ON MARCH 15, 2010

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

MINUTES TO CALL A PUBLIC HEARING MARCH 15, 2010

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

LARRY REIGEL-3644 WEST MAIN ST RD- AREA VARIANCE.

An application was presented to obtain approval to construct 38x36 garage

Mr. Diegelman read the disapproval from County Planning.

There was a lengthy discussion as to another place on the property the new construction could be built that would move it further back from the road. There was also concern as to underground utilities that the new construction may interfere with.

Mr. Diegelman made a motion to table this application until further information is collected from UFPO. Seconded by John DellaPenna. Motion carried by unanimous vote (5-0).

LOUIS LANG- FRANCIS RD & BATAVIA-BETHANY TWLN RD- AREA VARIANCE

An application was presented to obtain approval for an area variance for a front yard setback.

Mr. Diegelman read the disapproval from County Planning.

This is a Type 2 Action and is not reviewable for SEQR. John Della Penna made a motion to approve this Type 2. Seconded by Andrew Young. Motion carried by unanimous vote (5-0).

Andrew Young made a motion to approve the area variance for Mr. Lang. Seconded by Pete Call. Motion carried by unanimous vote (5-0).

GREG OBRIEN-8770 SEVEN SPRINGS RD-AREA VARIANCE

An application was presented to obtain approval for an area variance to construct 40x60 pole barn.

Mr. Diegelman read the approval from County Planning.

This is a Type 2 Action and is not reviewable for SEQ. Andrew Young made a motion to approve this Type 2. Seconded by John Della Penna. Motion carried by unanimous vote (5-0).

John Della Penna made a motion to approve the area variance as submitted for Mr. Obrien. Seconded by Andrew Young. Motion carried by unanimous vote (5-0).

JAY PARMENTER-4531 WEST SAILE DR-AREA VARIANCE

An application was presented to obtain approval for an area variance to construct one free standing sign.

Mr. Diegelman read the disapproval from County Planning.

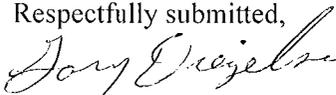
This is a Type 2 Action and is not reviewable for SEQ. Andrew Young made a motion to approve this Type 2. Seconded by Mike Pullinzi. Motion carried by unanimous vote (5-0).

Mike Pullinzi made a motion to approve the area variance as submitted. Seconded by Gary Diegelman. Motion carried by unanimous vote (5-0).

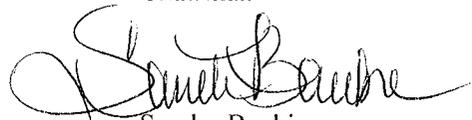
No Old Business

No New Business

Gary Diegelman made a motion to adjourn. Seconded by Mike Pullinzi

Respectfully submitted,


Gary Diegelman
Chairman



Sandra Baubie
Secretary