

**MINUTES
TOWN OF BATAVIA
ZONING BOARD OF APPEALS
REGULAR MEETING
SEPTEMBER 16, 2013**

PRESENT: Chairman Gary Diegelman, Members, John Della Penna, Mike Pullinzi, Donna Morrill and Brittany Witkop

ABSENT: Andrew Young

ALSO ATTENDING: ZEO Bruce Gerould and Secretary Sandy Baubie

MINUTES OF PUBLIC HEARING FOR DAVID MORRILL AUGUST 19, 2013

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

MINUTES OF REGULAR MEETING ON AUGUST 19, 2013

Brittany Witkop made a motion to approve the minutes as submitted. Seconded by John Della Penna. Motion carried by unanimous vote (5-0).

MINUTES OF SPECIAL MEETING ON SEPTEMBER 5, 2013 TO CALL FOR A PUBLIC HEARING FOR DAVID ALVORD

John Della Penna made a motion to approve the minutes as submitted. Seconded by Brittany Witkop. Motion carried by unanimous vote (5-0).

RE: DAVID ALVORD- PELLEGRINO AUTO SALES- 4060 PEARL ST RD, AREA VARIANCE

An application was presented to obtain approval for an area variance for a front yard setback. 50' is required and Mr. Alvord is proposing for a 35.11' front yard setback to construct an addition onto the existing auto sales building.

Mr. Diegelman read the County Planning Board's approval for the front yard setback.

Brittany Witkop made a motion to recognize that this is a Type 2 SEQR and there is no further review required. Seconded by Mike Pullinzi. Motion carried by unanimous vote (5-0).

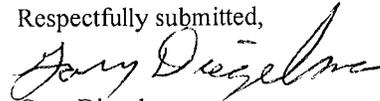
Britany Witkop made a motion to approve the area variance application as submitted. Seconded by Mike Pullinzi. Motion carried by unanimous vote (5-0).

No Old Business

No New Business

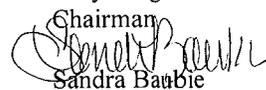
Mike Pullinzi made a motion to adjourn the meeting at 7:10. Seconded by John DellaPenna.

Respectfully submitted,



Gary Diegelman

Chairman



Sandra Baubie

Secretary