

Zoning Board Meeting

April 29<sup>th</sup> 2024

6:00PM

**PRESENT:** Board Member: Bill Hazen, Jason VonGuiness, Kevin Gorman, Atty Alaina Finan, Bldg/Codes Mark Surdam, Village Clerk Olivia Schneider. Absent: Megan Albert and Jamie Spear. Members of the public present: Megan Foxvog from 15 easy street and Samir Mohamed Ali from 99 Classic Street.

Alaina Finan asked for a **Motion** to be made for a chairperson for this meeting. A motion was made for Kevin Gorman to be the chairperson by Jason VonGuiness 1<sup>st</sup> and Bill Hazen 2<sup>nd</sup>. Village Clerk Olivia Schneider took the vote and the motion unanimously carried by the members present.

Village Building Inspector, Mark Surdham, states there are 3 fence applications that were going to be discussed and needed to be approved by the members at this meeting for these applicants to move forward.

First case to be heard: 15 each street who is owned by Megan Foxvog and was present at this meeting. Mark states the fence will be wooden and be 6 feet tall. The fence is 48 feet each side and 74 feet on the back side. This fence will be located behind Megan's house. Megan reports her neighbor was notified about this fence application and about the meeting being held. The neighbor is located at 19 Easy Street and was fine with her putting up this fence, per Megan Foxvog.

Town Attorney Finan asked the board to apply the balancing factors for an area variance when making a motion. Board member Jason VonGuiness responded stating he believes this does pass the 5 factors in the balancing test in a good way especially because the neighbor has no problem with the fence being put up.

A **MOTION** to approve Megan Foxvog's request for an area variance to allow a 6-foot fence was made by Bill Hazen 1<sup>st</sup> and Jason VonGuiness 2<sup>nd</sup>. Village Clerk took the vote and the motion was unanimously approved by the members present.

Second case to be heard: 99 Classic Street application from Samir Mohamed Ali who was present at this meeting and wants to install a vinyl fence that he will be putting in himself. A variance is needed due to the height of the fence being 6 feet tall, which is not allowed by Village Zoning Code.

A **MOTION** to approve 99 Classic Street fence variance was by Bill Hazen 1<sup>st</sup> and Jason VanGuiness 2<sup>nd</sup>. The Village Clerk took the vote and the motion was unanimously approved by those members present.

The last application for a fence was 5 Barton Avenue owned by Donna Florek who was not at the meeting. Donna wants to put a wood fence that will be 6 feet tall on her property. Her property is bordered by the Town Pool and the fence around the Town property, she does not like the looks of. She would like to put this fence up the make her property look better and block the Town fence.

Village Attorney Finan advised that the Board could act on the application without the applicant present if the Board felt as if they had enough information to decide the application on the papers only.

A **MOTION** to approve Donna Florek's application for a fence variance at 5 Barton Ave by Jason VonGuiness 1<sup>st</sup> and Bill Hazen 2<sup>nd</sup>. Village Clerk took the vote and the motion was unanimously approved by those Board members present.

Due to not having alternates for the meeting, and since Jason VonGuiness would have to recuse himself from his own application, a quorum was not present to address Jason VonGuiness' application for a house he would like to build on 7 Hoosick Street. Mark did State to him as well that he will need site plans for this application before we can continue as well.

Jason did state at this meeting he believes a lot of the Zoning laws should be changed and that they should all get together as a board and present that do the Trustees on the Village board.

Two village residents at 44 River Street had paperwork for an application for a fence. Mark explained to them he needs these applications before the meetings because they need to be advertised and he needs to look at the application as well as the location before bringing the application to the Zoning Board of Appeals

The next Zoning meeting will be May 21<sup>st</sup> at 6:00PM.

Kevin Gorman made a **MOTION** to end meeting at 6:28PM. Jason VonGuiness 2<sup>nd</sup>.

Motion was approved by all present.

Olivia Schneider

Village Clerk