

Area Variance Meeting Notes

Date 6-24-20 Appeal # SA 20002

Minutes taken by Pam Sojda

Meeting called to order at: 7:30

Members

Present Absent

*William  
Elsasser*

	Present	Absent
Janet Berkemeier	✓	_____
<del>Vacant</del>	✓	_____
Mary Miller	✓	_____
Joshua Wells	✓	_____
Pam Sojda	✓	_____
Patti Famiglietti	✓	_____
George Larish	✓	_____

Application No. SA 20002

Date of Application 2-3-2020

Date Notice Published 6-12-20

Others Present Michael Lee \_\_\_\_\_

Jeff Wolack \_\_\_\_\_

Vicki Wolack \_\_\_\_\_

Genesee County Planning Board Recommendations ~ Review Date 3/2-20 Approve  Reject

Modifications NO community impact

Bethany Planning Board Recommendations ~ Review Date 2-3-20 Approve \_\_\_\_\_ Reject

Modifications \_\_\_\_\_

State Environmental Quality Review (SEQR) The status of this variance is...

Type I \_\_\_\_\_ Poses a significant environmental impact. Requires completion of a long Environmental Assessment Form (EAF) and coordinated review by all involved agencies.

Type II \_\_\_\_\_ Actions NOT subject to review under SEQR. Type II actions include interpretations, granting area variances for one, two or three family dwellings and granting of individual setback and lot line variances.

Unlisted Actions  Actions are all those actions NOT considered Type I or Type II.

Use variances and conditional use permits are classified as Unlisted Actions and require completion of a short EAF.

NO SEQR needed

Date 6-24-20 Appeal # SA 2000 2

Opening Remarks New house IS PERMITTED - "porch" is not, deck already sticks out further than proposed porch

Public Hearing Called to Order at: 7:30 pm

Public Comments \_\_\_\_\_

Public Hearing closed at: 7:40

**Area Variance Points to Consider**

A. Whether an **undesirable change will be produced** in the character of the neighborhood or a **detriment** to nearby properties will be created by the granting of the area variance

Discussion County referral - NO issues. Town at most recent meeting had no issues with approval

**Vote Point A**

YES NO

*William  
Elsasser*

Janet Berkemeier	_____	✓
<del>Vacant</del>	_____	✓
Mary Miller	_____	✓
Joshua Wells	_____	✓
Pam Sojda	_____	✓
Patti Famigliette	_____	✓
George Larish	_____	✓

**Yes,** means you **DO** think an undesirable change will be produced.

**No,** means you **DO NOT**.

B. Whether the **benefit sought** by the applicant **can be achieved** by some method, **feasible** for the applicant to pursue **other than the area variance**

Discussion \_\_\_\_\_

**Vote Point B.**

YES NO

*William  
Elsasser*

Janet Berkemeier	_____	✓
<del>Vacant</del>	_____	✓
Mary Miller	_____	✓
Joshua Wells	_____	✓
Pam Sojda	_____	✓
Patti Famigliette	_____	✓
George Larish	_____	✓

**YES,** means you **do think** the benefit **can be achieved** by another method.

**NO,** means you **DO NOT**.

C. Whether the requested area variance is substantial

Discussion allowed 75' new would be 48 27 feet short

Vote Point C. YES NO

William  
Elsasser

Janet Berkemeier	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<del>Vacant</del>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mary Miller	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Patti Famigliette	<input type="checkbox"/>	<input checked="" type="checkbox"/>
George Larish	<input type="checkbox"/>	<input checked="" type="checkbox"/>

YES means you think the area variance IS substantial.  
NO, means you DO NOT.

D. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district

Discussion \_\_\_\_\_

Vote Point D. YES NO

William  
Elsasser

Janet Berkemeier	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<del>Vacant</del>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mary Miller	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Patti Famigliette	<input type="checkbox"/>	<input checked="" type="checkbox"/>
George Larish	<input type="checkbox"/>	<input checked="" type="checkbox"/>

YES, means you think the variance WILL HAVE an adverse effect or impact.

NO, means you think IT WILL NOT

E. Whether the alleged difficulty was self created.

Discussion \_\_\_\_\_

Vote Point E. YES NO

William  
Elsasser

Janet Berkemeier	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<del>Vacant</del>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mary Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Patti Famigliette	<input type="checkbox"/>	<input checked="" type="checkbox"/>
George Larish	<input type="checkbox"/>	<input checked="" type="checkbox"/>

YES, means you think the difficulty WAS self-created.

NO, means you think it was NOT.

Motion to Approve  Reject  Made by Mary Seconded by Pam Sojda

Conditions of Approval NONE

Motion Vote                      Approve    Reject    Abstain

William  
Elsasser

Janet Berkemeier	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>Vacant</del>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mary Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Patti Famiglietti	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Larish	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Action Taken	
Approved	<input checked="" type="checkbox"/>
Denied	<input type="checkbox"/>
Tabled	<input type="checkbox"/>

Motion Tally                      Carried 6 Denied 0

Motion to CLOSE meeting made by Pam Sojda

Motion SECONDED by William Elsasser

Motion Tally    In Favor 6    Opposed 0

Chairman Adjourns Meeting at: 8:35