

Town of Torrey Zoning Board of Appeals
Public Hearing
September 9, 2019

Present: Chris Hansen, Tony Cannizzaro, Marty Gibson, Mark Gifford, Bob Constantine

Others Present: Tom & Nancy McDaries, John Russell, Dwight James- Code Officer

Chris opened the public hearing on AV 19-2 at 7:00 pm

He asked the secretary to note members present.

This Public Hearing has been called upon the **AV 19-2** application of Thomas & Nancy McDaries, 1249 Arrowhead Beach Rd to install a 8' x 6' shed on their beach front closer to side setbacks than allowed in Torrey Zoning Law § 98.21 " Accessory Structures" in an Ag/Res District

Clerk read list of property owners sent notices per Town Law Sec 267 Art.

39.44-1-1 Grant & Linda Downs 1250 Arrowhead Beach Rd
39.36-1-13 John & Joy Russell 1248 Arrowhead Beach Rd
39.44-1-3 Alan Brignall 1252 Arrowhead Beach Rd
39.44-1-4 Magda Daoud Estate 1253 Arrowhead Beach Rd
39.44-1-5 PUF Inc 1255 Arrowhead Beach Rd
39.44-1-6 Bill & Jane Crumlish 1256 Arrowhead Beach Rd
39.44-1-8 Georgia McMahon 1259 Arrowhead Beach Rd
39.44-1-10 Walter & Roberta Whitwood 1261 Arrowhead Beach Rd
39.36-1-12 John & Mary Hildebrandt 1247 Arrowhead Beach Rd
39.36-1-11 Patrick & Brenda Hoke 1246 Arrowhead Beach Rd
39.36-1-10 Beckwith & Bronstein LLC 1245 Arrowhead Beach Rd
39.36-1-9 Harold & Una Tones 1244 Arrowhead Beach Rd
39.36-1-8 Schleeauf Trust 1242 Arrowhead Beach Rd

Torrey Planning Board recommended approval of this application on August 19, 2019.

Mr. McDaries presented photos of his beachfront. He has limited area to place the shed. Due to his small beachfront he cannot meet setback without creating an issue with his stairs and dock area. He has spoken with his neighbor who has no issue with his shed placed within 2' of the side property line to his property.

John Russell, the for mentioned neighbor at 1248 Arrowhead Beach Rd, spoke in favor of this application. This shed will not impede his view of the lake, he has no problem with the location..

There was no one to speak in opposition of this application.

Chris closed the public hearing at 7:08M

Respectfully submitted,

Town of Torrey Zoning Board of Appeal
Regular Meeting
September 9, 2019

Present: Chris Hansen, Tony Cannizzaro, Marty Gibson, Mark Gifford, Bob Constantine

Others Present: Tom & Nancy McDaries, John Russell, Dwight James- Code Officer

Chairman called the meeting to order at 7:08PM following the public hearing.

Motion by Tony 2nd Mark to approve the minutes of the July public hearing and meeting, carried by all.

Discuss and act upon the application for Area Variance # 19-2

Motion by Chris 2nd Tony to accept application # 19-2 of Tom McDaries 1249 Arrowhead Beach Rd as complete, carried.

After a brief discussion, Chris made a motion to grant Mr. McDaries application # 19-2 for an area variance of 2' side set back on an accessory building, 2nd by Bob with the following resolution:

WHEREAS, an Area Variance application, **AV 19-2** application of Thomas & Nancy McDaries, 1249 Arrowhead Beach Rd to install a 8' x 6' shed on their beach front closer to side setbacks than allowed in Torrey Zoning Law § 98.21 "Accessory Structures" in an Ag/Res District per Torrey Zoning Code and was filed with the Town of Torrey Zoning Board of Appeals (hereinafter ZBA) and,

WHEREAS, after due public notice of such, a public hearing on said application was held by the ZBA on September 9, 2019 in the Town meeting room at 56 Geneva St Dresden, Yates County New York, at this time information was presented on the applicants behalf, and,

WHEREAS, at said hearing all desiring to speak in favor or opposition of this application were allowed to speak, now,

THEREFORE BE IT RESOLVED that the Area Variance application **AV 19-2** application of Thomas & Nancy McDaries, 1249 Arrowhead Beach Rd to install a 8' x 6' shed on their beach front closer to side setbacks than allowed in Torrey Zoning Law # is hereby **GRANTED with no stipulations**.

This by roll call vote

Hansen – Aye Cannizzaro – Aye, Gibson- Aye, Gifford-Aye, Constantine- Aye
5 Ayes 0 Nays

There being no further business before the board, Mark made a motion to adjourn, 2nd Chris carried at 7:10pm

Respectfully submitted
Betty M Daggett- Sec