

# TOWN OF EAST GREENBUSH ZONING BOARD OF APPEALS

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## MEMORANDUM

### EAST GREENBUSH ZONING BOARD OF APPEALS MEETING MINUTES JANUARY 28, 2020

#### **Members**

Matt Ostiguy, Vice Chairman  
Dan Smith  
Bob Seward III  
John Conway Jr.  
Tom Hickey

#### **Also Present:**

William Hessney, Attorney  
Alison Lovely, Zoning Board Secretary  
Kateri Rhatigan, Stenographer

#### **CALL TO ORDER / DETERMINATION OF QUORUM**

Vice Chairman Ostiguy called the meeting to order and determined a quorum of six (5) members were present. Jeff Pangburn & Scot Strevell were absent. Introductions were made.

#### **PUBLIC HEARINGS:**

NONE

#### **SEQR DETERMINATIONS & RECOMMENDATIONS:**

NONE

#### **WORKSHOPS:**

Acting Vice Chairman Ostiguy reopened the workshop for **ZBA Appeal #2019-17 Estate of Oreste Orcuioli-35 Oriel Lane for 2 Area Variances** and stated that Chairman Jeff Pangburn recused himself as his firm has done surveys for the applicant.

**Resolved,** That the Board of Appeals makes the following findings of fact:

1. There will be an undesirable change in the character of the neighborhood as the addition of an additional building lot will negatively impact the ability for drainage & sewer.
2. There is no other method available to the applicant.
3. The requested variance is substantial, given that the lot is approximately half the requirement for frontage, 100' versus the 200' & .83 acres versus 1.5 acres, plus without the public sewer the impact is substantial given the existing conditions in the neighborhood.
4. The proposed variance have an adverse effect on the neighborhood given the impact of the additional drainage and septic (without the public sewer).
5. The alleged difficulty is self-created; given the prior subdivisions.

**Resolved**, that the application for two Area Variances to establish an undersized lot as buildable, with a frontage of 110 feet and a lot size of 0.83 acres, be DENIED with NO conditions.

This resolution was moved by Matt Ostiguy and seconded by Tom Hickey at a meeting duly held on January 28, 2020.

*(Discussion)*

A vote was taken as follows:

John Conway	<u>Yes</u>
Matt Ostiguy	<u>Yes</u>
Tom Hickey	<u>Yes</u>
Jeff Pangburn	<u>Absent</u>
Bob Seward III	<u>Yes</u>
Dan Smith	<u>Yes</u>
Scot Strevell	<u>Absent</u>

Motion carried 5-0

**NEXT MEETING:** The next meeting scheduled for February 11, 2020 is cancelled

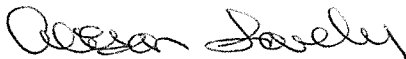
**APPROVAL OF MINUTES:**

Motion by Dan Smith to approve both the December 10, 2019 & January 14, 2020 meeting minutes, with corrections by John Conway Jr. on the January 14<sup>th</sup> set. Seconded by Bob Seward. Motion carried by a 5-0 vote.

**MOTION TO ADJOURN**

There being no further business before the Board, the meeting was adjourned upon a motion by Bob Seward III. Seconded by Dan Smith. Motion Carried by a 5-0 vote.

Respectfully Submitted

  
Alison Lovely, ZBA Secretary