

**Town of Bergen Zoning Board of Appeals
Meeting of Thursday, November 21st, 2013
Bergen Town Hall**

Present: Bill Waldruff, David Henry, Charles Redinger, Pam Madziarz, Lee Player, and Mike Lovett, Alt.

Also Present: Dave Mason and James Corbett

The meeting was called to order at 7:00 p.m. by Chairman Waldruff. All Zoning Board members were in attendance. **This meeting involves the Public Hearings of Doug Cullum and James Freeman. Both Public Hearings were printed in the Batavia Daily News and posted at the Town Hall and Post Office. No one appeared to speak against the proposals.**

Doug Cullum Public Hearing – 7735 Creamery Road.

Mr. Cullum is applying for an area variance on 7735 Creamery Road. James Corbett, the contractor involved in this project, was present at the meeting to explain details and answer questions. The plan is an addition on his house which will include a five foot bump out to the existing living area with the addition of a porch. The porch addition will tie into the existing porch to create a wrap-around style. With the addition, the distance to the road will be 22.25 feet instead of the required 50 feet. The property is already 7-8 feet above the road and has trees along the front. A recommendation for approval was given by the Planning Board at their last meeting. This proposal was reviewed by the county with a recommendation of approval on November 14, 2013. After some discussion and review of the plan, a motion to approve the area variance was made: Charlie – Yes; Lee – Yes; Dave – Yes; Pam – Yes; and Chairman Waldruff – Yes. The hearing was closed and fees were collected by Dave Mason.

James Freeman Public Hearing – 6076 Sautell Road.

Mr. Freeman was not present for the hearing. Mr. Freeman is planning to add a 20x33 ft. car-port to the front of his garage. It was stated that the car-port will be open and not enclosed. It will be a solid structure with a roof and no electrical. Mr. Freeman had mentioned at the Planning Board meeting that he may want to go as far as 24 feet in width. His most recent drawing that he submitted showed the measurement being the original 20 feet. Members agreed that they would approve and vote on what the drawing entailed. If Mr. Freeman decides to go more than 20 feet, he will have to come before the board again. With the carport addition, the distance to the road will be 36 feet instead of the required 50 feet. An area variance for 14 feet is needed. A recommendation of

approval was given by the Planning Board at their last meeting. A motion to approve the area variance with the stipulations of only being 20x33ft as originally planned and with no addition of side walls was made: Pam – Yes; Dave – Yes; Lee – Yes; Charlie – Yes and Chairman Waldruff – Yes. The public hearing was closed.

The regular meeting was called to order. The minutes of September 19, 2013 were read. A motion to approve the minutes with corrections was made by David Henry, seconded by Lee Player, voted and carried.

Old/New Business

- **7-Eleven Progress.** Dave Mason gave the 7-Eleven update stating that the old bath house still needs to be removed and that the owner of the property is in charge of making that happen. The old water system in the building is in the process of being removed and then hopefully demolition will take place shortly after.
- **Cam's Servie Station/Dunkin Donuts Update.**
- **Firing Pin Update**
- **Budget Update** – At the last budget meeting, an approval was made to increase the pay per meeting by \$1.00.
- **New Environmental Assessment Forms Information**
- **Wind Turbine Interest** – Dave Mason stated that he received a call from a company in California with interest in building a turbine on West Sweden Road.
- **Comprehensive Plan.** Bill Waldruff stated that at the last meeting, it was debated whether the Town/Village should spend the money to hire a professional or save money and do the revision themselves. The process is slower without professional help, but money will be saved in doing so.

- A new alternate member is needed for the Zoning Board of Appeals and Chairman Waldruff reminded members that they need to make sure they have their four hours of training time.

No further discussion took place.

A motion to adjourn was made by Charles Redinger, seconded by Lee Player, voted and carried. The meeting ended at 8:20 p.m.

Respectfully Submitted,

Laura Smith, secretary

Cc: Michelle Smith, Town Clerk
Don Cunningham, Supervisor
Anna Sapienza, Town Assessor
Gary Fink, Planning Board Chairman