

**TOWN OF POMPEY ZONING BOARD OF APPEALS MINUTES  
NOVEMBER 27, 2017**

The Town of Pompey Zoning Board of Appeals meeting was held on Monday, November 27, 2017 at 7:00 pm. Present were: Chairman David Tessier, Dave Hale, Pat Frazee and Kevin Sharpe.

Chairman Tessier opened the meeting at 7:00 pm. He explained that tonight is a public hearing for Lawrence Brown for an area variance request that has been amended and re-advertised.

This is a public hearing for Lawrence Brown, 3993 Oran-Delphi Road for an area variance from 50 feet to 33 feet. Last month we did not have adequate information. The application was amended to reduce the area variance from 50 feet to 13 feet. This was sent to SOCPA and re-advertised for tonight's meeting.

SCOPA response was almost the same. It stated that said referral will have no significant adverse inter-community or county-wide implications. They did comment that should the Town approve the requested area variance, the applicant is encouraged to maintain as much of the existing tree cover as practical to provide slope stabilization and continued buffering for the adjacent residential lot and gully.

Lawrence Brown stated that it is staked and aligned with the neighbor's garage.

Chairman Tessier stated that the Town Clerk received one phone call in favor (no objections) to the variance.

Motion by D. Hale, seconded by K. Sharpe to open the public hearing. All in favor.

Chairman Tessier stated there were no comments

Motion by D. Hale, seconded by K. Sharpe to close the public hearing. All in favor.

Chairman Tessier said that for SEQR purposes, this is a Type 2 action. This request has no further environmental action.

Chairman Tessier then went over the Area Variance criteria.

1. No
2. No
3. Yes
4. No
5. Yes

Motion by D. Hale, seconded by K. Sharpe for the Lawrence Brown area variance at

at 3393 Oran-Delphi Road to approve the front yard set back from 50 feet down to 13 feet from the tree line and to keep existing tree line as practical.

Dave Hale asked which way is the gable going? He is concerned that water on the side would be going down the bank.

Lawrence Brown stated that if he sees erosion, he will put on a gutter. Trees are planted on the slope. It will be 7 feet off the garage side set back. He mows up to the trees.

Chairman Tessier then asked for the vote on the motion to approve. All in favor for approval.

Motion by D. Hale, seconded by K. Sharpe to adjourn at 7:25 pm.

Respectfully Submitted,

Darla M. Mawson, Secretary  
Town of Pompey Zoning Board of Appeals