



TOWN OF SAUGERTIES

ZONING BOARD OF APPEALS

4 High Street Saugerties, NY 12477
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ZBA Monthly Meeting October 4, 2010

Present: Joe Roberti, Sr., Jeanne Goldberg, Joe Mayone, Henry Rua, Samantha Dederick

Also Present: Bruce Leighton, Alvah Weeks, Jr.

Absent: Brian Sawchuk

~ Meeting started at 7:15pm.

Decision:

SBL#28.4-3-1.210
File#:10-0005
Mt. Marion Materials & Sons Inc.
Leo Boice
P.O. Box 21
Mt. Marion, NY 12456

- Property in-question is located at 534 Glasco Tpk. Mr. Boice would like to construct a new salt shed 60' high needing a height variance of 20'.
- Board reviewed SEQR Packet to see to fill it out for this project.
- Joe Mayone asked if they made it a Type II SEQR with conditions of monitoring the wells to avoid contamination problems and to not have to do the Unlisted Action.
- Members informed Joe Mayone that the wells that are connected to this property are monitored and that the other homeowners that are not on the well are to be tested by the homeowner and if they are contaminated then they can inform Cargill and Cargill will take care of the issue.
- Joe Roberti asked Alvah if this project needed to go in front of Planning Board, no because it is a permitted use in the district.
- Motion made by Joe Mayone to make it a TYPE II SEQR considering the construction definition and containment of the salt, 2nd by Henry. Vote taken:
Rua – Yes, Joe M. – Yes, Jeanne – No, Joe R. – Yes.
- Vote is 3-1 therefore; the SEQR is passed as a TYPE II, taking the Unlisted Action vote off the table.

Discussion(s):

- Henry made motion to buy a digital recorder for no more than \$100.00 for the Zoning Board of Appeals Secretary and that it will belong to the Zoning Board, 2nd by Jeanne.
- Vote take – all in-favor, non-opposed.
- August minutes cannot be approved because not all members that were at the meeting were at tonight's meeting. Therefore, the minutes are tabled for approval until November's meeting.

Discussion(s) cont'd:

- Jeanne made the motion to approve September's minutes as written, Joe R. 2nd, vote taken all in-favor, non-opposed.
- All members received the Planning Board Minutes.
- Bruce emailed Joe R. on something from the CPC, the board and Bruce discussed.

Decision:

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Mt. Marion Materials & Sons Inc.

Leo Boice

P.O. Box 21

Mt. Marion, NY 12456

- Property in-question is located at 534 Glasco Tpk. Mr. Boice would like to construct a new salt shed 60' high needing a height variance of 20'.
- Joe R. stated that 10' of the height is consumed to build the concrete structure to contain the salt and just wants all to remember that.
- Jeanne made the motion to grant the 20' Height Variance for the proposed salt structure for Mt. Marion Materials on the grounds of the five (5) criteria of the decision process.
 1. It will not cause or produce an undesirable change in the character of the neighborhood or be a detriment to nearby properties by granting this variance.
 2. The benefit sought by the applicant cannot be achieved by some other feasible method due to the modernization of the trucks and the building and the room needed for both the trucks and the product.
 3. The requested variance is somewhat substantial but needed due to the size of the trucks.
 4. There will be no adverse impact on the neighborhood because this type of structure already exists right next door on the property.
 5. Though the alleged difficulty was somewhat created by the applicant they cannot change it because it is part of the business with the changing times.
- Henry 2nd Jeanne's motion based on the conditions that Jeanne presented.
- Vote taken; Rua – yes, Mayone – yes, Goldberg – yes, Roberti – yes. All in-favor, non-opposed therefore, the motion is passed and the 20' height variance has been granted for Mt. Marion Materials & Sons Inc.
- ~ Jeanne made motion to end the meeting, 2nd by Henry, meeting ended at 8pm.