

ZONING BOARD OF APPEALS

The hearing on Tuesday, March 14, 2017 was called to order by Chairman Schafer at 7:00 PM.

Members present: Greg Kalinowski                      also: Ray Balcerzak, Bldg Inspector  
Michael Komorek                                      Phyllis Todoro, Town Atty.  
Harry Kwiek    Ron Carey  
Donald Trzepacz  
Robert Schafer, Chairman                      Absent:

After Roll Call, the Clerk read the Notice of Public Hearing for Appeals Case #1278 for Scott Sitarek of 2371 Woodard Road, Elma, NY who is requesting an extension of 1 year for his variance for the front setback to be less than the required 50 feet that was granted on May 10, 2016 § 144-98 C(4), residential B.

Mr. Sitarek was present and explained how his recreation vehicle was in the fire at the Bethlehem Steel facility and that the family decided to purchase a new recreation vehicle when the other vehicle was lost in the fire. Purchasing a new recreation vehicle pushed the house project back a year and in doing so now he needs to request an extension on his variance.

Mr. Kalinowski asked if he came and spoke with anyone at the Town and Mr. Sitarek replied that he came in to the Town Hall and spoke with the building department and asked about an extension.

No one spoke for or against the variance.

Mr. Kalinowski made the motion in Appeals Case #1278 for Scott Sitarek of 2371 Woodard Road, Elma, NY who is requesting an extension of 1 year for his variance for the front setback to be less than the required 50 feet that was granted on May 10, 2016 § 144-98 C(4), residential B, that the variance be approved based on the following items:

- 1.) that there is not the potential of an undesirable change to the character of the neighborhood;
- 2.) that the benefit can not be achieved another way; 3.) that the area variance is not substantial;
- 4.) that there is not an adverse effect on the neighborhood; and 5.) that the situation is self created. Second by Mr. Komorek. Ayes: 5 Nays: 0.

The motion was made to approve the minutes from January 10, 2017 by Don Trzepacz and seconded by Harry Kwiek. Ayes: 5 Nays: 0.

The meeting was adjourned at 7:47 PM. Motion made by Mr. Kwiek and seconded by Mr. Trzepacz. Ayes: 5.

A moment of silence for Harry Kaczmarek.

Respectfully submitted,

Kerry A. Galuski  
Secretary-Clerk