



Appeals Case # 1363 for Cheryl Bruno of 161 Tiffany Lane, Elma NY who is requesting a variance for a pool house and a shed with less than the required side yard setback §144-98 C-4, Residential B.

Mr. Gugliuzza was present and is Mrs. Bruno fiancé. Mr. Gugliuzza explained how last year a pool was put in on the property. They contracted with the pool company to build the pool and pool house. The contractor did the concrete work that was three feet around the pool and the remainder of the concrete was done by a friend, which was six feet from property line.

There was a permit issued for the pool only last year. The pool house was built by Cheryl and Michael. The tool shed was being dropped on site and Mr. Gugliuzza was not aware that he needed a permit for a shed and that it is 6 feet from the setback. The tool shed sits on stones and footers currently.

Mr. Schafer asked why he never checked on anything and Mr. Gugliuzza said it was over looked. Mr. Carey asked to see the permit for the pool and the contract for the pool and pool house. Mr. Carey also asked what made him get a permit and he stated he had received a letter from the Town and at that time he came in to get an additional permit. One of the neighbors sent a letter that she does not have a problem.

Mr. Schafer asked if the house was already built when she bought it and it was. Mr. Gugliuzza mentioned he thought a shed didn't need a permit. Mr. Carey asked when house was built, and Mr. Gugliuzza replied he thinks the 40's.

Mr. Trzepacz asked if he had an updated survey and Mr. Kalinowski stated that we cannot be sure if the measurements are exact until we have a survey. Until that happens a variance could not be given, but a continuance could be given until a survey is finished.

No one spoke for or against the variance.

Mr. Kalinowski made the motion for Appeals Case # 1363 for Cheryl Bruno of 161 Tiffany Lane, Elma NY who is requesting a variance for a pool house and a shed with less than the required side yard setback §144-98 C-4, Residential B, that the variance be given a continuance until an updated survey is available. Seconded by Mr. Carey. Yes: 5. Nays: 0.

Mr. Carey made the motion to approve the minutes from the June meeting. Seconded by Mr. Trzepacz. Yes: 5. Nays: 0.

Mr. Kwiek made the motion at 8:18 to end the meeting. Seconded by Mr. Kalinowski. Yes: 5. Nays: 0.

Respectfully submitted,

Kerry A. Galuski  
Secretary-Clerk