

## ZONING BOARD OF APPEALS

The hearing on Tuesday, July 12, 2011 was called to order by Chairman Harrington at 7:00 PM.

Members present: Harry Kaczmarek                      also: Ray Balcerzak, Bldg Inspector  
                         Michael Komorek    Phyllis Todoro, Town Attorney  
                         Robert Schafer    Greg Kalinowski  
                         Donald Trzepacz  
                         Alfred Harrington, Chairman

After Roll Call, the Clerk read the Notice of Public Hearing for Appeals Case # 1195 for Walter Przybyl, Jr., 2541 Bowen Road, Elma, who is requesting a variance for the setback requirement of 50 feet to be reduced approximately 10 feet. §144-97 C-4. Walter Przybyl Jr. was present to discuss his case. Chairman Harrington mentioned that the board was given a drawing with an approximate figure and wanted to know if there is an exact figure on what the setback would be. Don Trzepacz asked Mr. Przybyl if the measurement was taken from the center of the road. Mr. Przybyl did not have the exact measurement and was unsure of where the measurement was taken from. Attorney Todoro asked if there is a current survey of the house that Mr. Przybyl was given when he purchased the house a couple of years ago. Phyllis explained how a full survey would have the correct figures and measurements on it. Chairman Harrington asked Mr. Przybyl if he understood what he needs to bring to the next meeting to complete his request. Mr. Przybyl stated he would have the distance and height laid out on a drawing so that it is clear for the board. Mr. & Mrs. Bromley spoke for and against this project.

Mr. Komorek made the motion: In Appeals Case # 1195 for Walter Przybyl, Jr., 2541 Bowen Road, Elma, who is requesting a variance for the setback requirement of 50 feet to be reduced approximately 10 feet. §144-97 C-4, I make the motion to continue to next month so that Mr. Przybyl can provide a current survey to determine actual measured values needed by the board to make a decision. Seconded by Mr. Kaczmarek. Poll vote – 5 ayes. Motion carried.

Mr. Trzepacz made the motion: In Appeals Case # 1051 for Connie Ulrich, 450 Northrup Road, Elma, who was granted a previous variance is requesting a one year extension of said variance, I move the variance be continued for one year per information given. Seconded by Mr. Kaczmarek. Poll vote – 5 ayes. Motion carried.

The minutes of the least meeting on June 14, 2011 were approved given the one correction of Mr. Trzepacz being excused from that meeting.

Chairman Harrington mentioned that if anyone is going to be excused from a meeting please be sure to notice the secretary.

There being no further business, the meeting was adjourned at 7:33 PM.

Respectfully submitted,

Kerry A. Galuski  
Secretary-Clerk