



TOWN OF SAUGERTIES

ZONING BOARD OF APPEALS

4 High Street Saugerties, NY 12477

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July 2, 2018 Meeting Minutes

Present: Jeanne Goldberg, Samantha Dederick, Joseph Mayone, Patti Kelly and Tim Scott (alternate)

Absent: Henry Rua

Also Present: Alvah Weeks, Building Inspector

- Jeanne called the meeting to order at 7:03 p.m.
- Pledge started by Joe Mayone
- Jeanne designated Tim Scott, alternate, to join the Board in the absence of Henry Rua, he accepted.
- Jeanne announced that, as per an email dated 6/22/18, the Melick's (File #18-0002) have decided due to the updated survey map that the only course of action would be to purchase a 25' wide strip from their neighbors and have submitted an application into the Planning Board for a lot line revision. The public hearing will be kept open until August in case of an unforeseen issue. When the lot line revision is approved the Board will need a notice of withdrawal for the ZBA application.

Public Hearing:

CVS/Two North St. Corp.

330 Rt. 212

Saugerties, NY 12477

File#:18-0006

SBL#: 17.16-2-28

- Public Hearing began at 7:05 p.m.
- Jamie was present from Action Sign Company, LLC as agent for CVS.
- No one was present from the public.

A motion was made by Patti, 2nd by Joe to close the public hearing at 7:08 p.m., vote taken 5-0.

Jeanne explained the Zoning Board of Appeals will have 62 days to make a decision from the close of the public hearing and then 5 days from the date a decision is made to submit it in writing to the applicant. SEQR had been set as Type II 617.5(c)(31) at the June meeting.

New Appeal:

Myles Schillinger
46 John Carle Road
Saugerties, NY 12477
File # 18-0007
SBL#: 28.3-7-15

Mr. Schillinger represented himself. He is requesting a 75 square foot area variance to meet the zoning law limitations for a habitable accessory structure. He is hoping to remove an existing structure and build a new one to create a living space for his daughter, who is in a wheelchair, that is one floor and handicapped accessible.

A public hearing will need to be scheduled.

A motion was made by Patti, 2nd by Joe, to set the public hearing for the August 6, 2018 meeting, voice vote 5-0.

A motion was made by Sam, 2nd by Jeanne, to declare this a Type II 617.5 c (9)(10)(13) under SEQR. A voice vote was taken: Jeanne-Yes, Sam-Yes, Joe-Yes, Patti-Yes, Tim-Yes, motion carried.

Old Business:

John & Ana Marvin
210 Riverside Drive
Malden, NY 12477
File #: 18-0005
SBL #: 8.4-2-1.111

Mr. & Mrs. Marvin were present. No additional information has been submitted. In the last packet of information received it shows that the chain is not in the way of boats or other watercraft. Coastal Management would look into this as well before making any decisions.

Jeanne commented that on page 3 of the joint Coastal Management application form in question "q" it is marked that this project will **not** require state and local authorization, but it **will** require approval from the Town of Saugerties Zoning Board of Appeals and therefore **does** require local authorization.

Patti commented that on #3 on page 4 it questions whether the proposed activity will include any of the following: waterfront site. What is the actual definition of a waterfront site? It must be looked up on the Coastal Management site and the definition is to be submitted back to the Board.

Mr. Marvin requested that if there is no other information needed if a public hearing could be set for the next meeting.

A motion was made by Patti, seconded by Tim, to set the public hearing for August 6, 2018, voice vote 5-0.

At this point Mr. & Mrs. Marvin left the meeting.

Sam would like to see the comments from the DEC and Coastal Management before declaring SEQR.

Jeanne questioned whether the anchors/chains be considered part of the variance or just the dock. Coastal Management does not include them in the length of the dock for consideration. She asked Alvah his thoughts. He stated that the anchors are not stationary but can be considered a component of the dock and may then need to be included in the variance that is requested.

Sam is concerned with what the extra chain does when the river is at low tide? She would prefer to have the official comments from DEC and Coastal Management concerning this issue. She will call DEC and give them Becky's contact information, so they can forward any information regarding the Marvin's application.

Jeanne will contact the Coastal Management Department of State.

SEQR will be set before the public hearing is opened at the August 6, 2018 meeting.

Any new information is to be forwarded to the Board upon receipt.

Discussions:

1. A decision regarding CVS was discussed. Sam stated the company is only doing regular maintenance of the existing sign and is not trying to add an additional sign.
 - Jeanne stated that the original sign was approved in 1999 in error by a prior Building Inspector/Code Enforcement Officer.
 - Sam-They are not changing the neighborhood only improving the building.
 - Patti-The existing sign has been there for nearly nineteen (19) years.
 - Jeanne stated that if the Board decides to overturn the decision of the Building Inspector it needs to be made clear that the second sign should have not been approved in 1999 by the Building Inspector. It would not be fair to not allow them to replace a sign that is existence for nineteen years.
 - A motion was made by Sam, seconded by Patti, to overturn the decision of the Building Inspector and allow the applicant to replace the existing sign they have had for nineteen years. A voice vote was taken: Jeanne-Yes, Sam-Yes, Joe-Yes, Patti-Yes, Tim-Yes, motion carried

2. A motion was made by Jeanne, seconded by Joe, to approve the June 4, 2018
3. Meeting Minutes as written, all in favor, none opposed, carried.

-A motion was made by Tim, 2nd by Joe, to adjourn the meeting, voice vote 5-0
-Meeting adjourned at 7:52 pm.