

## LIVINGSTON ZONING BOARD OF APPEALS

August 04, 2015

The Livingston Zoning Board of Appeals held their monthly meeting at the Livingston Town Hall, Livingston New York. The meeting opened at 7:00 pm with the Pledge of Allegiance.

Present:

Charles Schneider  
Stan Yarian  
Robert Fleming  
Charles Dickens  
Sarah Price CEO

Jay Trapp  
Attorney Ted Hilscher

Absent:

Chairman Thomas Alvarez

Vice Chairman Charles Schneider presided.

The minutes of the July 07, 2015 meeting were read and a motion to accept the minutes was made by Charles Dickens and 2<sup>nd</sup> by Sarah Price.  
All voted AYE. Motion passed unanimously.

Correspondence: None.

The public hearing for Alison Paalz an area variance to construct a car port 12 x 20 feet at a location which is 7.5 feet from her boundary. The Livingston Zoning Law requires a setback of 10 feet for an accessory use opened at 7:10. Property located lots 64 and 65 80 Shore drive, Elizaville.

Notification of neighbors has been received.

The 2.5 variance for the car port is on the west side of the house.

No comments were made by the public and no written correspondence was received concerning this application. Public hearing closed at 7:12.

This is a Type II DEC Code 617.5 c 12 & 13 and does not require a SEQRA.

The Board considered the 5 following:

1. Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance. Answer NO.

2. Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than an area variance. Answer No other way.
3. Whether the request area variance is substantial. NO minimal.
4. Whether the proposed variance will have an adverse effect or impact in the physical or environmental conditions of the neighborhood or district. NO adverse.
5. Whether the alleged difficulty was self-created, which consideration shall be relevant to the granting of the area variance? Yes.

A motion to grant the 2.5 foot variance as presented was made by Charles Dickens and 2<sup>nd</sup> by Stan Yarian. All present voted AYE. Area Variance granted.

There being no further business before the Board, a motion to adjourn was made by Robert Fleming and 2<sup>nd</sup> by Charles Dickens. All voted AYE. Motion passed unanimously.

Meeting closed at 7:32.

Respectfully submitted,

Eileen Yandik  
Secretary ZBA