

**TOWN OF KENDALL
ZONING BOARD OF APPEALS
MEETING MINUTES**

September 14, 2021 at 7:00 p.m.

ATTENDANCE:	Chair. Patrick Bolton	- present
	Fletcher Rowley	- present
	Becky Charland	- present
	Shad Speer	- present
	Dan Mattle	- present

Also present: Code Enforcement Officer Hennekey and Code Enforcement Officer Strong.

Public: Matthew Donohue, 1143 Kendall Road.

Minutes taken by Fletcher Rowley in the absence of Recording Secretary Bakutis.

Chairman Bolton called the meeting to order at 7:00 p.m.

PUBLIC HEARING FOR A VARIANCE 21VAR11(DONOHUE) – TAX ID #10.-1-11

Chairman Bolton opened the public hearing at 7:01 p.m. He read the public notice:

Notice is hereby given that a public hearing will be held by the Zoning Board of Appeals of the Town of Kendall on Tuesday, September 14, 2021 at 7:00 p.m. at the Kendall Town Hall, 1873 Kendall Rd., to consider the application of Matthew J. Donohue for an area variance of 15 feet from the required 90-foot front setback distance set forth in section 255-22E (1) a (1) for a proposed new front setback distance of 75-feet. The variance is for a new 24 ft. x 36 ft. accessory structure to be constructed at 1143 Kendall Road, Tax Parcel ID #10.-1-11. Property is zoned Rural Agriculture (RA). All persons wishing to speak will be heard at this time. ALL current COVID-19 restrictions regarding public gatherings will be in effect. A copy of the application is available for review by contacting the Town of Kendall Clerk's Office at (585) 659-8721.

Patrick Bolton
Chair, Zoning Board of Appeals

Chairman Bolton closed the public hearing at 7:04 p.m.

The applicant Matthew Donohue expressed to the board the reason they are seeking a variance of an extra 15-feet, due to the fact if they move back any further, they will have to dig into a hill which is where the leach bed is located. The board reviewed all the documents submitted by the applicant. Chair. Bolton read the five criteria. Chair. Bolton asked for a motion for approval or denial, Becky Charland motioned to approve the variance, seconded by Shad Speer. All in favor. Chairman Bolton asked for a roll call vote with the following results:

21VAR11(DONOHUE) – ROLL CALL VOTE:

Dan Mattle	- aye
Chair. Bolton	- aye
Becky Charland	- aye
Shad Speer	- aye
Fletcher Rowley	- aye

APPROVAL GRANTED: In regard to the application of Matthew J. Donohue for an area variance of 15-feet from the required 90-foot front setback distance set forth in section 255-22E (1) a (1) for a proposed new front setback distance of 75-feet. The variance is for a new 24 ft. x 36 ft. accessory structure to be constructed at 1143 Kendall Road, Tax Parcel ID #10.-1-11. Property is zoned Rural Agriculture (RA). Variance request is unanimously approved 5-0.

NEW BUSINESS:

The board reviews the proposal given to them by the town board to add the local law for short term rentals.

CODE ENFORCEMENT UPDATE:

CEO Hennekey tells the board of an upcoming application on an unimproved property. He also would like the board to interpret camper laws.

APPROVAL OF MINUTES:

Minutes from the August 10, 2021 meeting will be approved at the next regular scheduled meeting.

ADJOURNMENT:

Shad Speer made a motion to adjourn, seconded by Patrick Bolton. All in favor. Meeting adjourned at 7:38 p.m.

NEXT MEETING:

Tuesday, October 12, 2021 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis
Recording Secretary