

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

**October 11, 2022 at 7:00 p.m.**

ATTENDANCE:           Chair. Patrick Bolton           - present  
                              Fletcher Rowley               - present  
                              Shad Speer                    - present  
                              Dan Mattle                    - present  
                              Reed Heidemann              - present

Also present: Town Board Liaison Jennings, Code Enforcement Officer Hennekey, Dep. Code Enforcement Officer Strong and Recording Secretary Bakutis.

Public Attendees:     Bob McGregor                   1909 W. Kendall Rd.  
                              Keagan Luther                 15839 Bridge Rd.  
                              John Becker                   15858 Bridge Rd.  
                              Kenneth/June Chippendale   17277 W. Kendall Rd.

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

**PUBLIC HEARING FOR VARIANCE 22VAR06 (CHIIPENDALE) – TAX ID #33.2-1-10**

Chairman Bolton opened the public hearing at 7:02 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, October 11, 2022 at 7:00 p.m. at the Kendall Town Hall, 1873 Kendall Road, to consider the application of Kenneth and June Chippendale, 17277 Kenmore Rd., Tax ID #33.2-1-10. Applicant seeks a variance of 15-feet for construction of a 28'x 40' garage addition. Property is zoned Rural/Residential (RR). Seeking relief from Article V, Section 265-23E, requiring a 25' side setback. All persons wishing to speak will be heard at this time. A copy of the application is available for review at the Town of Kendall Clerk's Office.

Patrick Bolton  
Chair, Zoning Board of Appeals

The board had previously reviewed and had a discussion regarding the variance. No public comment. Chair. Bolton closed the public hearing at 7:18 p.m. and read the five criteria. He asked for a motion to approve or not approve the variance. Fletcher Rowley made a motion to approve the variance, seconded by Chair. Patrick Bolton. Chair. Bolton asked for a roll call vote with the following results:

ROLL CALL VOTE:	Dan Mattle	- aye
	Reed Heidemann	- aye
	Shad Speer	- aye
	Patrick Bolton	- aye
	Fletcher Rowley	- aye

The variance request of Kenneth and June Chippendale requesting 15-feet for construction of a 28' x 40' garage addition the variance has been unanimously approved 5-0.

**APPROVAL OF MINUTES:**

Minutes from the Tuesday September 13, 2022 meeting submitted by Recording Secretary Bakutis were reviewed. Shad Speer moved to accept the minutes as presented, seconded by Fletcher Rowley. All in favor.

**PUBLIC HEARING FOR VARIANCE 22VAR07 (LUTHER) – TAX ID #20.-2-1**

Chairman Bolton opened the public hearing at 7:15 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, October 11, 2022 at 7:15 p.m. at the Kendall Town Hall, 1873 Kendall Road, to consider the application of Keagan Luther, 15839 Bridge Rd., Tax ID #20.-2-1. Applicant seeks a variance of 26-feet for construction of a 16'x20' addition. Property is zoned Residential Agricultural (RA). Seeking relief from Article V, Section 265-22E, requiring a 90' front setback. All persons wishing to speak will be heard at this time. A copy of the application is available for review at the Town of Kendall Clerk's Office.

Patrick Bolton  
Chair, Zoning Board of Appeals

Chairman Bolton asked the applicant to explain to the board the reason he is seeking the variance. The applicant, Keagan Luther, told the board he would like to put an addition on the back of the house. The house is a three-bedroom home and he's looking to expand a little bit to have more room for his family. The back of the house is the only place he can build the additional fourth bedroom. John Becker, a neighbor to the south, has no objection. Chair. Bolton closed the public hearing at 7:18 p.m. Shad Speer read the five criteria. Chair. Bolton asked for a motion for approval or denial. Shad Speer made a motion to approve the variance, seconded by Reed Heidemann. Chair. Bolton asked for a roll call vote with following results:

ROLL CALL VOTE:	Dan Mattle	- aye
	Reed Heidemann	- aye
	Shad Speer	- aye
	Patrick Bolton	- aye
	Fletcher Rowley	- aye

The variance request of Keagan Luther of 15839 Bridge Rd., Tax ID #20.-2-1, requesting a variance of 26-feet for construction of a 16'x20' addition has been unanimously approved 5-0.

**CODE ENFORCEMENT UPDATE:**

- Schedule the public hearing for the variance of Mr. Reis for the November 1<sup>st</sup> meeting.

**TOWN BOARD UPDATE:**

- Town Board Liaison Jennings said they are currently working on the budget.
- The Planning Board is working on the brush and weed law.
- TB Liaison Jennings is still working on The Community Choice Aggregation Program.

**ADJOURNMENT:**

Shad Speer made a motion to adjourn, seconded by Patrick Bolton. All in favor. Meeting adjourned at 7:39 p.m.

**NEXT MEETING:**

Tuesday, November 8, 2022 at 7:00 p.m.

Respectfully Submitted,

Tammy Bakutis  
Recording Secretary