

**SPECIAL MEETING
ZONING BOARD CONCERNS
SEPTEMBER 26, 2023**

ATTENDANCE: Mayor: J Joseph Ingalls
Trustees: Joseph Flint, Leroy Forshee, Brian Friedland, Peter DiRaimondo
Clerk Vanessa Scott - Absent
Treasurer Kristene Libordi
CEO William Rusby
ZBA Mark VanDurme
ZBA Mary Barnes
ZBA Frank Libordi
Planning Board Maureen Broughton
Planning Board Tim McDaniel
Planning Board Kristene Libordi

Mayor Ingalls opened the meeting at 6:00PM.

Meeting to discuss code concerns leading up to letters of resignation received from ZBA members Mark VanDurme and David Watt. The following is the list of concerns that were given to the Village Board on March 24, 2022 in which no response from the board was given at the time.

The following is a list of those concerns:

Chapter 46 Fences and Hedges §46-4 Height limitations. “There have been multiple violations on this code that have not been addressed and as such have set precedence. As a result, subsequent variance applications have been granted based on this precedence.”

Chapter 140 Zoning §140-16 Setbacks. “The code unduly and unfairly limits corner lot property owners. There should be an allowance for corner lots”.

Chapter 140 Zoning §140-6 Word usage and definitions. “This code unduly and unfairly limits corner lot property owners. There should be an allowance for corner lots”.

In addition to the above other codes have been brought before the board to consider, also with no response. Note the following:

Chapter 135 Vehicles, Storage of §135-5 Storage of Commercial Vehicles. “Greenway Lawn Care Service typically has two or three vehicles parked along First Alley in clear view of the public and the Village Hall. As of this date, no action has been taken by the Village Board”.

Chapter 131 Vehicles and Traffic §131-27 Schedule IV One Way Streets. “This code states that First Alley which runs from Pittsburgh Street North past the Village Hall is designated as a one-way street traveling north. This is not enforced at all. There are no one-way signs posted. In fact, there are no stop signs posted at any of the intersections”.

The final objection noted in the letter deals with Chapter 140 Zoning §140-28B (1) Home Occupation – Standards. Mr. VanDurme disagrees with the Code Enforcement Officers interpretation of the law as it pertains to a recent request for a Home Occupation Special Use Permit.

There was a discussion on all of the above chapters. No final determination was made and the board will have further discussion on possible changes to some or all of the noted codes.

The following were also addressed:

Fire contract with the Town of Hornellsville and a date for discussion with the Town board.

A motion to use NYSEG as the village supplier of electric at \$0.0699930 as a fixed rate in a 3 year contract, was made by Trustee Roy Forshee, seconded by Trustee Brian Friedland and carried by all.

The board noted that if a fixed rate was not possible, they would go back to the Constellation price quoted at \$0.07326.

Motion to adjourn at 7:51PM was made by Trustee Roy Forshee, seconded by Trustee Brian Friedland and carried.

Respectfully submitted,

Deputy Clerk
Kristene Libordi