

# Town of Gaines Zoning Board of appeals March, 3 | 2019 7:00 P.M.

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Meeting called to order: Chairman Morrisey

Opened the meeting at 7:00 P.M. With the Pledge to the flag

New Business:

1. Public hearing was scheduled for the April 1, 2019 meeting regarding tax map # 62.-1-68.1 for the property owned by Kyle Smith dealing with a shed he built on a 5 acre lot within his property that did not meet the proper guidelines for the permit due to the fact that it was only 70 feet from the center of the road. On a motion to schedule the public hearing the following was carried

Moved by David Thom; Seconded by Marilyn Miller

Carried: Ayes-4 Miller, Strickland, Morrisey, Thom

Nays-0

2. John Hinman was present and discussed the plan regarding *Zaremba Group (Dollar General)* within the *CH* District. The following was discussed.
  - Until SHPO 'okays' the project DEC cannot move forward.
  - An offer of \$25,000 was made to build something to benefit the cobblestone society; such as a library as well as using tree buffers in front of the building. That was denied
  - No one is actually acting as the lead agency.
  - The possible changes to the parking lot were also discussed to move the parking to the side of the building; instead of the front portion of the building.
  - Jon also made a suggestion to the company to move Dollar General down a couple 100 feet and the whole issue within the Cobblestone Society could have been disposed of. That was also denied.
  - On a motion to receive a plan for pricing and review within the commercial district

Moved by David Thom; Seconded by Curtis Strickland

Carried: Ayes-4 Miller, Strickland, Morrisey, Thom

Nays-0

Approval of minutes:

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Approval of minutes as corrected to change a sentence by Co-chairperson Marilyn Miller to say "Continue serving on the ZBA as Co-chair" instead of "Continue to serve on the ZBA and Serving as Co-chair" in the minutes of February 4, 2019.

Moved by Curt Strickland; Seconded by Marilyn Miller

Carried: Ayes-4 Miller, Strickland, Morrissey, Thom

Nays-0

On a motion to accept the August 8, 2018 minutes as written was moved by Marilyn Miller and Seconded by David Thom

Carried: Ayes-4 Miller, Strickland, Morrissey, Thom

Nays-0

Old Business:

1. Margie Eason was present regarding the Tax map # 49-1-31 for the Gate Way to Heaven Church vegetable stand. It would be a seasonal stand on the South side of the road almost to Ridgeway where members of the church would sell their produce.
2. As a board the following was decided
  - Voted No to whether it was Undesirable.
  - Voted No to substantial set backs. Co-chair Miller voted yes.
  - Voted No to whether or not it would affect the neighborhood it is within.
  - Voted No that the church did not make any changes to the land it is on. It is not self made.

On a motion to approve the Gate Way to Heaven church seasonal produce stand the following was carried.

Moved by Marilyn Miller; Seconded by Curtis Strickland

Carried: Ayes-4 Miller, Strickland, Morrissey, Thom

Nays-0

Adjournment

On a motion by Curtis Strickland it was decided to adjourn meeting at 8:34 P.M.

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Seconded by Dave Thom

Carried