

Town of Shelby Zoning Board of Appeals
Board Meeting
Shelby Town hall
4062 Salt Works Rd
Medina, NY 14103
December 6, 2016

Board Members Present: Craig Lacy Chairman
 Patti Bushover Secretary
 Larry Szatkowski
 Thurston Dale

Others Present: Jordan Levin/CIR Electrical Construction Corp. 400 Ingham Ave. Lackawanna, NY 14218. Applicant acting on behalf of property owner.

Call to Order: Secretary Patti Bushover called the Business Meeting to order at 7:27 p.m. Voice roll call was taken by P Bushover. P Bushover reported that there was a quorum present. Linda Fuller was excused.

Old Business: Chairman C. Lacy Called for Old business:

First Order of Old Business: No Old business.

New Business: Called for New business:

First Order of New Business: was to consider the application for variance 16-06. To allow a solar array to be placed on property owned by Jamie Bragg 12537 Barber Rd Medina NY.

Submitted by: Jordan Levin/CIR Electrical Construction Corp.

C. Lacy asked the ZBA to consider the five factors and state their findings.
(See Attachment #1)

After considering the Five Factors C. Lacy called for a motion. Thurston Dale made a motion to grant the variance to allow the applicant to place a solar array in the requested location. Larry Szatkowski seconded the motion. The motion passed by a unanimous roll call vote.

Reasons being: it will cause no detriment to the health, safety, and welfare of the area. The ZBA further finds, 20' side yard setback and a 25' rear yard setback, from the Town Zone Codes 787 (D0,(1) (ii) & 510 (E), is the minimum variance that should be granted in order to preserve and protect the character of the neighborhood and the health and safety of the community.

No SEQAR was needed because this request is a Type 2, variance request.

Next Meeting: As Needed Chairman Lacy will notify ZBA members.

Respectfully Submitted

Patti Bushover Secretary ZBA

December 8, 2016 Variance 16-06