

August 16, 2022
Village of Hammondsport
Zoning Board of Appeals
Regular Meeting & Public Hearing Minutes

The Village of Hammondsport Zoning Board of Appeals held their Public Hearing & Regular Board Meeting on Tuesday, August 16, 2022 at 6:00 p.m. in the Village Office, 18 Water Street, Hammondsport and via ZOOM teleconference.

PRESENT: Acting Chairman Brad Tavel
Member Tim Atwood
Member Linda Carl
Member Michael Dillon
Alternate Member Deborah Lynch
Clerk-Treasurer Christina Watson

ABSENT: Chairman Tom Moleski and Code Officer Chuck Cagle

OTHERS PRESENT: PWeis, CPowell, KM, PWatson & AWeis(zoom)

Acting Chairman Brad Tavel called the meeting to order at 6:00pm and then opened the public hearing at 6:00pm.

PUBLIC HEARING: Area Variance 2022-046

The public hearing will be open for an extra 30 minutes after the ZBA is closed due to a local accident. BTavel read codes and went through all 5 elements of area variances, then filled out the SEQR. Talked about self-created but not sufficient evidence to deny. BTavel asked for a motion. On motion from Member Linda Carl, seconded by Member Tim Atwood to approve the area variance for application 2022-046, and carried, all voting Aye.

MEETING MINUTES: On a motion from Member Deborah Lynch, seconded by Member Michael Dillon, and carried, all voting Aye to approve the minutes of the Zoning Board of Appeals Meeting from July 19, 2022.

OLD BUSINESS: Area Variance 2021-061

BTavel asked if anyone was here to talk. Lawyer reiterated why again CPowell is here. She talked about her not changing us from residential, take into consideration the 5 elements and said, why those should be considered. BTavel asked if there was any information/plans to be submitted. Lawyer-no. BTavel asked about septic, hand drawn plan of septic was in concept review, shows no utilities. Want to look at physical impact and wants to see utility lines. CPowell pointed out where the electrical lines and water lines are-a new line is required. TAtwood-if we do a variance then it stays will be happy down the line? Lawyer-has no detriment to the neighborhood. Lawyer-I feel this is not self-created. BTavel public hearing testimony was closed last meeting. BTavel reads the 5 elements:

1. Undesirable Change-BTavel gave his comments, Lawyer asked about the yards and other buildings. TAtwood concerned neighbors about use. BTavel-we are not concerned about the use.
2. Can there be another feasible way-DLynch-mitigate another reason. BTavel could be another alternate design. Lawyer-should we amend a new drawing? BTavel-table more comments until later.
3. Are variances substantial-conclude substantial as more than 50%.
4. Adverse effect on environment in neighborhood-BTavel hand drawn utilities could not help me with this. Surveyor could put the utilities on drawing. Hard for me to say if there an impact on neighbors. BTavel filled out SEQR-#8 wait or ask Bill Reed.
5. BTavel said, he feels this is self-created.

BTavel-wrap up, is this substantial area variance? Applicant can achieve by alternate method? Any additional comments? 1st approve or deny, 2nd hold this variance if need more information. Lawyer-submit architect's facts. Need general land plan of village, relevance of granting variance-relating to historic design-any impact. Impact to applicant-historic tax credits received or future. Allowing application to submit more detailed drawing. On motion from Member Tim Atwood to further review, due to historic altering and more alterations to the infrastructure the Area Variance for application 2021-061, seconded by Member Linda Carl and carried, all

voting Aye to give applicant 60 days to submit additional information and 30 days after submission for the ZBA to review.

NEW BUSINESS: Area Variance 2022-051

BTavel-side variance, close to the next garage. PWeis already talked to neighbors. BTavel any questions. On a motion from Member Linda Carl, seconded by Member Michael Dillon, and carried, all voting Aye to move to Public Hearing.

Area Variance 2022-053

BTavel-no applicant present. Michael Dillon commented on 3rd floor. On a motion from Member Linda Carl, seconded by Member Michael Dillon, and carried, all voting Aye to table until next meeting.

With no further business before the Board, on a motion from Member Michael Dillon, seconded by Acting Chairman Brad Tavel, and carried, all voting Aye to adjourn the meeting at 7:09pm.

Respectfully Submitted,

Christina Watson,
Village of Hammondsport Clerk-Treasurer