

ZONING BOARD MEETING
TUESDAY – SEPTEMBER 22, 2015
ZONING BOARD
7:00 P.M. – TOWN HALL – 1529 NYS RTE 12
BINGHAMTON – NEW YORK – 13901

PRESENT: Mr. Donald Phillips, Chairman
Messrs. Doolittle, Ruston, & Waskie
Ms. Kinne

ALSO PRESENT: Donald G. Walls, Esq. - Town Attorney
Jim DiMascio, Councilperson
Tom Geisenhof, Assessor

The meeting convened at 7:00 p.m. at which time Mr. Phillips called the meeting to order and welcomed the audience. Mr. Ruston read a statement which explained how the Zoning Board members are appointed, along with the Board's functions, limitations and duties. Mr. Ruston noted that the reading of this statement not only informs the audience about the Zoning Board of Appeals, but it also reminds the Board members of their responsibilities. Mr. Ruston also read the Notices of Publication for each case, which was duly published, as required by law, and as evidenced by Affidavits of Publication received and placed on file.

APPROVAL OF THE MINUTES

- Approval of the Minutes for August 25, 2015, Zoning Board Meeting.

A motion was made by Mr. Ruston, seconded by Mr. Doolittle, to approve the Minutes of the August 25, 2015 Regular Meeting.

ROLL CALL: AYES – 5 NAYS – 0

NEW BUSINESS

- KIMS KUTS & KURLS HAIR SALON – Kimberly Hayes – 1946 NYS Rte. 12 – TM#078.19-3-15.12 – Application for a Special Permit to operate a home occupation (hair salon) in an agricultural zone.

RECOMMENDATION

The Ordinance Office finds this application to be complete and would recommend the Board accept and schedule the Public Hearing for October 27, 2015.

A motion was made by Mr. Waskie, seconded by Mr. Ruston, and unanimously carried to accept this application for a Special Permit to operate a home occupation (hair salon) in an agricultural zone.

ROLL CALL: AYES – 5 NAYS – 0

- AUTOZONE PARTS INC. – Lot A – Kevin Murphy – 1365 – 1359 Upper Front St. – TM#’s 111.12-2-8, 111.12-2-7, 111.12-2-5.2, and 111.12-2-4 – Application for a Double Use Variance to allow retail use in a residential zone and for commercial use (Bus Line) in a residential zone.

RECOMMENDATION

The Ordinance Office finds this application to be complete and would recommend the Board accept and schedule the Public Hearing for October 27, 2015.

A motion was made by Mr. Doolittle, seconded by Ms. Kinne, and unanimously carried to accept this application for Double Use Variance to allow retail use in a residential zone and for commercial use (Bus Line) in a residential zone.

ROLL CALL: AYES – 5 NAYS – 0

- AUTOZONE PARTS INC. – Lot A – Kevin Murphy 1365-1359 Upper Front St. - TM#’s 111.12-2-8, 111.12-2-7, 111.12-2-5.2 and 111.12-2-4 – Assume “Lead Agency” and Environmental Assessment Review.

A motion was made by Mr. Ruston, seconded by Mr. Doolittle, and unanimously carried for the Zoning Board of Appeals to be “Lead Agency” and have referred this application to the Environmental Assessment Review Board.

ROLL CALL: AYES – 5 NAYS – 0

- ONEONTA BUS LINE – Lot B – Kevin Murphy for Jeremy Hilts – 1365-1359 Upper Front St. – TM#’s 111.12-2-8, 111.12-2-7, 111.12-2-5.2 and 111.12-2-4 – Application for a Use Variance to allow for commercial use (Bus Line) in a residential zone.

RECOMMENDATION

The Ordinance Office finds this application to be complete and would recommend the Board accept and schedule the Public Hearing for October 27, 2015.

A motion was made by Mr. Waskie, seconded by Ms. Kinne, and unanimously carried to accept this application for Use Variance to allow for commercial use (Bus Line) in a residential zone.

ROLL CALL: AYES – 5 NAYS – 0

- ONEONTA BUS LINE – Lot B – Kevin Murphy for Jeremy Hilts – 1365-1359 Upper Front St. – TM#’s 111.12-2-8, 111.12-2-7, 111.12-2-5.2 and 111.12-2-4 – Assume “Lead Agency” and Environmental Assessment Review.

A motion was made by Mr. Waskie, seconded by Mr. Ruston, and unanimously carried for the Zoning Board of Appeals to be “Lead Agency” and have referred this application to the Environmental Assessment Review Board.

ROLL CALL: AYES – 5 NAYS – 0

ADJOURNMENT

There being no further business before the Board, a motion was made by Mr. Doolittle, seconded by Ms. Kinne, to adjourn the meeting at 7:13 p.m.

Respectfully submitted,

Nancy Schnurbusch,
Recording Secretary