

ZOING BOARD OF APPEALS
REGULAR APRIL 26, 2022
7:00 P.M. – ZOOM

CALL-TO ORDER AND ROLL CALL ATTENDANCE

WELCOME AND OPENING STATEMENT RULES

APPROVAL OF THE MINUTES FROM MARCH 29, 2022 MEETING

NEW BUSINESS

- **2022-V03—Kenneth West—2537 NYS Rte 12—TM#067.08-1-33:** application for an area variance to construct a 528 square foot garage with less than required distance to an adjacent single-family home from 20' to 11' in a residential zone and a short EAF.
- **2022-V04—Diane Dobish—410 Riverview Rd—TM#112.12-5-17:** application for an area variance to have a shed with less than required side yard setback from 5' to 3' in a residential zone and a short EAF.

PUBLIC HEARINGS

- **2022-V02—Rivian Automotive—29 Prescott Rd—TM#128.08-2-34:** application for a triple area variance to install 6 electric vehicle charging stations now and 3 at a later date with less than required front setback from 30' to 17'6", less than required side setback from 10' to 9', and less than required acreage from 6 acres to .17 acres in a PDD-C zone and a short EAF.

APPLICATION DISCUSSION

- **2022-V02—Rivian Automotive—29 Prescott Rd—TM#128.08-2-34:** application for a triple area variance to install 6 electric vehicle charging stations now and 3 at a later date with less than required front setback from 30' to 17'6", less than required side setback from 10' to 9', and less than required acreage from 6 acres to .17 acres in a PDD-C zone and a short EAF.

OLD BUSINESS

- **Public Hearing & Application Closure for 2021-V09: Tesla/Electrify America—TM#066.10-1-13:** Application for a triple area variance to construct 12 electric vehicle charging stations with less than required lot size (6 acres to .65 acres), front setback (30' to 16.3'), and side setback (10' to 3.9') in a PDD-C zone and short EAF.

ADJOURNMENT

Join Zoom Meeting

<https://us02web.zoom.us/j/86323317576?pwd=TERxc3kyc01WRGkxd0dLVDM3aW9tdz09>

Meeting ID: 863 2331 7576

Passcode: 235258

One tap mobile

+16465588656,,86323317576#,,,,*235258# US (New York)

+13017158592,,86323317576#,,,,*235258# US (Washington DC)

Dial by your location

+1 646 558 8656 US (New York)

Find your local number: <https://us02web.zoom.us/j/86323317576>

Town of Chenango Zoning Board of Appeals (ZBA) Procedural Rules and Conduct

Mission Statement - The Town of Chenango Zoning Board of Appeals is committed to faithfully upholding its administrative and quasi-judicial functions as set forth by State and Local Law to hear applications from parties seeking zoning relief, special permits, or interpretations of the Town Zoning Code. The Board is further committed to carefully weighing the evidence and making thoughtful findings of fact in order to render a fair and balanced decision on each application that comes before it

Pursuant to Section 73-22 of the Town of Chenango Code, the following are "Rules of Order" established for the conduct of the affairs of the Town of Chenango ZBA meetings. *Decorum is to be maintained at all times.*

Public Hearings - Public hearings allow an applicant to present evidence for the Record to address the legal standards relevant to the requested variance, interpretation, or special permit, and to allow the general public to speak in favor of, or opposition to the application.

- ❖ Public comment will be heard after the applicant's presentation of evidence to the Board.
- ❖ Speakers shall be recognized by the ZBA Chairman before addressing the Board.
- ❖ A speaker "holding the floor" shall not be interrupted except in a matter of urgency.
- ❖ Individuals may speak more than once, but only after all who wish to speak, have spoken.
- ❖ Speakers are not required to provide their name and address for the Record, but are encouraged to do so.
- ❖ Comments must be in reference solely to the application in question.
- ❖ Please speak slowly, clearly, and loudly (enough) for all to hear, and for the accuracy of the Record.
- ❖ Public comment will end upon closure of the public hearing by the ZBA Chairman.
- ❖ Once the public hearing is closed, only ZBA members will be allowed to discuss the evidence presented and make findings of fact.
- ❖ Disregard for these rules, personal attacks, the use of vulgar or abusive language and other disruptive conduct is not permitted, and may result in the offender's removal from the meeting.

New Business - New applications presented to the ZBA fall under the routine administrative function of the Board and are not open for public comment at that time. Members will evaluate the application for completeness and relevance, then accept the application, refer it to the Town Planning Board for review and recommendation, and schedule it for a future public hearing. Questions and comments regarding the details of an application should be brought forth at the scheduled ZBA Public Hearing.