

**MINUTES
TOWN OF BATAVIA
ZONING BOARD OF APPEALS
REGULAR MEETING
OCTOBER 17, 2016**

PRESENT: Chairman Gary Diegelman, Members, John Della Penna, Brittany Witkop , Mike Pullilnzi, Donna Morrill

ALSO ATTENDING: Secretary Sandy Baubie and Dan Lang

MINUTES OF PUBLIC HEARING KOOLATRON MEGA PROPERTIES OCTOBER 3, 2016
John Della Penna made a motion to approve the minutes as submitted. Seconded by Brittany Witkop.
Motion carried by unanimous vote (5-0).

MINUTES OF SPECIAL MEETING OCTOBER 3, 2016
Brittany Witkop made a motion to approve the minutes as submitted. Seconded by Mike Pullinzi. Motion carried by unanimous vote (5-0).

RE: KOOLATRON MEGA PROPERTIES- AREA VARIANCE

Mega Properties has requested a side yard setback and also a 25,000 square foot addition that would give building coverage on lot of 39.7% where only 35% is allowed.

Mr. Gary Diegelman read the approval from County Planning.

This is a Type 2 SEQR pending Town Planning Board review as lead agency. Gary Diegelman made a motion to approve this Type 2. Seconded by John Della Penna. Motion carried by unanimous vote (5-0).

Brittany Witkop made a motion to approve area variances as submitted. Seconded by Donna Morrill. Motion carried by unanimous vote (5-0).

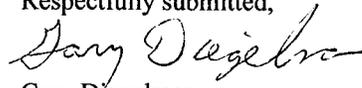
Chairman Diegelman indicated a need to call a public hearing on November 21, 2016 at 6:50pm for an area variance request has been received by the town. The request presented is from Mike Petinella for a 10x20 shed that needs a height, side and rear lot variances.

Gary Diegelman made a motion to set a public hearing at the request. Seconded by John Della Penna. Motion carried by unanimous vote (5-0).

No new news.

Mike Pullinzi made a motion to adjourn at 7:11pm. Seconded by John Della Penna.

Respectfully submitted,



Gary Diegelman
Chairman



Sandra Baubie
Secretary