

ZONING BOARD OF APPEALS
Town of Lewiston 1375 Ridge Road
Lewiston, New York 14092
Thursday – March 14, 2024
Agenda- 4325 Williams Road Palmiero (A), 490 Riverwalk Drive Phillips (B)

Present: Conti, Heuck, Machelor

Absent: Gallo, Warnick

Presiding: Norman Machelor, Chairman

Pledge of Allegiance

Machelor: Thank you! I would like the board to read the minutes of the meeting of February 8.

A motion to approve the minutes of February 8, 2024, was made by Conti, seconded by Heuck and carried.

Machelor: All in favor say AYE

Members: AYE

Machelor: Opposed none. Thank you!

Machelor: If you have not attended a Zoning Board of Appeals meeting before, the task of the Board is to deny or grant requests to vary the Town of Lewiston Code, hence a variance request to allow or disallow a project brought to us because it cannot be built or performed as presented without a hearing to determine whether upon presentation of the details of the request the Board will grant a variance to continue the project or denial to prohibit a project as presented. With that we will open the public meeting and the first person on the agenda is Philip Palmiero. Could you come up there's a live microphone over at that...

Palmiero: That microphone right there

Machelor: Yes. Just sit there Mr. Palmiero if you would like. So why are you here today?

Palmiero: Umm we purchased our house back in October and umm we wanted some land and we wanted a barn. We have an RV that we travel with and during the cold months we pay for storage now for it and in order to fit this into a barn we need 14-foot doors. With the 14-foot doors it needs 16-foot-high ceilings ok this is not for business this it totally for pleasure.

Machelor: Ok

Palmiero: The barn is going to be 36 by 56 it would be built with 16-foot-high ceilings. With the standard 4 12 pitch with gives you the most strength for snow and no alterations that it will be approximately 22 feet at it's peak. Again, this is set back I actually had bought more land so it will be set back behind my house. It's behind an existing barn now that Gary Mann owns that is actually taller than what this is going to be built. It was built probably 100 years ago.

Machelor: Yeah

ZBA- 03- 2024 (A)

Palmiero: But it's basically going to be behind that one. So, visibility from the street will be minimal it's not as if it's for any business no I have my business is not in the area it's in North Tonawanda and I have everything there that I need. So, its purely for my own use.

Machelor: Ok alright good. It seems that since the town adopted this code the vehicles must be bigger.

Conti: But the town code was written years ago.

Machelor: 1920, I think.

Conti: Yeah. Well, no not that long ago.

Heuck: Not that long.

Machelor: But yeah, we run into this problem frequently so.

Heuck: 1920

Machelor: Anybody have any questions?

Conti: Not really. We are in the process of trying to get the town code changed.

Palmiero: I was speaking with Tim and he said that it's an old code he goes it's something we got to go through and I said that's you make \$150. I am just kidding

Conti: I was just talk with our representative from the town counsel and it's in the process but it's just not there yet.

Machelor: I will hear a motion.

Hauck: I will make a motion to approve.

Conti: I will second it.

Machelor: Ok we have a motion to approve and a second.

Conti: And that's going from 18 feet to 22 feet.

Machelor: A 4 foot variance and any further discussion if not I will call the question. All those in favor say AYE.

Members: AYE

Machelor: Opposed hearing none Lisa poll the Board

Wisnieski: Joseph Conti- AYE, Gary Heuck- AYE Norman Machelor- AYE

Machelor: Your done.

Palmiero: Thank you! Have a nice evening

Conti: You also.

ZBA- 03- 2024 (B)

Machelor: Ok second variance request Scott Phillips 490 Riverwalk Drive.

Conti: I thought they were all together. I thought that was the other variance?

Serianni: So, did I

Heuck: So, did I.

Machelor: Alright. John, you pretend you are him.

Jacoby: I have changed my mind.

Machelor: Another 150 for you. Adjourned?

Conti: We can't just you have to close the meeting

Jacoby: Can I just look in the lot and see if there's other cars out there.

Conti: Go a head

Members talking

Conti: I want to make a motion too.

Serianni: I would suggest to table it

Conti: Table it until next month.

Serianni: Because if we deny it, they are precluded from reapplying.

Conti: Just table it until next month to our November meeting

Serianni: I would just note that for the minutes we should advise the building inspector.

Conti: I will make a motion to table to our April meeting.

Serianni: One other thing just don't close the public hearing leave it open so... Unless I mean clearly no one else is here we could leave the public hearing open or we could renotify I mean there's nobody here generally if there were people here you would want to have a new public hearing or leave the public hearing open but.

Machelor: Right now, it is open.

Serianni: Correct and leave it open but then there's no new notices going out to the neighbors.

Machelor: Ok. Well I don't know what his plan is but of course it's going to interrupted by at least a month one way or another.

Conti: Unless he got the time and date wrong.

Machelor: Ok so do we vote?

ZBA- 03-2024 (B)

Conti: On what? To table it? I guess

Machelor: So we have a motion to table

Hauck: Second

Machelor: We have a second all in favor say AYE

Members AYE

Machelor: Tabled. Adjourned?

Serianni: Vote to adjourn

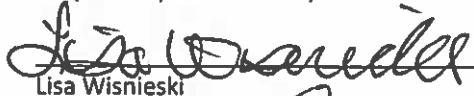
Conti: I will make a motion to adjourn

Machelor: Second all in favor say AYE

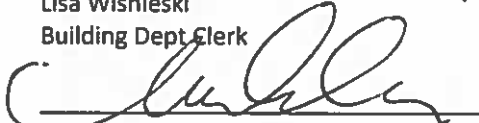
Heuck: Second

Members AYE

Respectfully submitted by



Lisa Wisniewski
Building Dept Clerk



Norman Machelor
Chairman

