

STATE OF NEW YORK  
COUNTY OF NIAGARA

ZONING BOARD OF APPEALS  
TOWN OF PORTER

The regular meeting of the Town of Porter Zoning Board of Appeals was held on December 17, 2020 at 7:00 PM, in the Town Hall Auditorium located at 3265 Creek Road, Youngstown, NY 14174.

	<u>Date</u>	<u>Present</u>	<u>Absent</u>
Jackie Robinson, Chairman	12/17/2020	yes	
Terry Duffy	12/17/2020	yes	
Bryan Meigs	12/17/2020	yes	
Marshall Hibbard	12/17/20		no
Steve Zappy	12/17/20	yes	
Atty Michael Dowd	12/17/20		No
Peter Jeffery, Code Enforcer	12/17/20	yes	

Chairman, Jackie Robinson called the meeting to order with the pledge of allegiance at 7:00 pm.

Chairman Robinson asked for approval of the November 17, 2020 minutes. A motion was made by Terry Duffy and seconded by Steve Zappy to approve the minutes. All in Favor. Motion Carried.

**Chairman Robinson asked if there were any questions.**

A question was raised about the training. Terry Duffy spoke about the training class last week about subdivisions. He also stated that there were some good training sessions in Erie County.

Chairman Robinson also brought up about any questions on items that we were working on. A question was raised about Fox fence. Code Enforcement Officer (CEO), Peter Jeffery stated a variance was issued based on the final determination. CEO, Jeffery stated he was in contact regarding the solar project. Terry Duffy spoke about the solar project in Lewiston. CEO, Jeffery stated he has some language on re-decommissioning. We don't know the cost 25 years down the road. The life expectancy is 25 years. There was a discussion on different locations.

Chairman Robinson asked about the cleaning up of the Sher property. CEO, Jeffery stated Attorney Dowd and Duffy Johnston sat down with Mr. Sher. He has been breaking down some of the material. He stated that he called the DEC and Storm Water Management. It falls on us locally.

Chairman Robinson asked if there was anything else.

CEO, Jeffery discussed the following:

- . Nicola has been tabled. CEO, Jeffery stated a building permit has been issued for a pole barn that meets the square footage.

He also stated that he has put together a list of the following that have been addressed.

- . Will try to include the logging operation at the January meeting.
- . Boatworks – Sending a letter out tomorrow (12/18).
- . Destino's - The restaurant is allowed. The sale of cars you need permission. There was a variance previously and will have the new owner come back in.
- . Grandpaws on Braley – Their special use permit has expired. No response to previous letters. He had heard it could be up for sale.
- . Tom Fleckenstein – CEO Jeffery has never been back over. There was a variance and a deadline. The pond is in but not to the correct size. CEO, Jeffery going to find out if there is additional work to be done. He will follow up with a letter.
- . Horse barn on East Avenue. A special use permit has expired. Additional horses and no special use permit. There is also a living unit on the property. He doesn't think it was every inspected.

CEO, Jeffery also discussed driveway turnaround law so that people don't back onto a state road. We will discuss this in January.

We would like to thank Bryan Meigs for his years of service on the Zoning Board.

A motion was made to adjourn the meeting at 7:32 pm by Member Bryan Meigs was seconded by Member Terry Duffy. The next meeting is scheduled for Thursday, January 28, 2021.

Sincerely,

Nancy Smithson  
Secretary, Zoning Board of Appeals