

City of Port Jervis, New York



ZONING BOARD OF APPEALS

April 5, 2016

Attendance

The following Board members were present:

Tim Simmons Hermann Barth
Michael Roberts Tom Sexton
Earl Miller Dan Aumick
Lisa Randazzo

Also present: Attorney Robert Fink, Building Official Dave Rivera, Councilman Liaison Stanley Siegel, and Planning Board Chairman Tom Vicchiariello

Regular Meeting

Chairman Simmons called the regular meeting of the Zoning Board of Appeals (ZBA) to order in the Council Chambers, 20 Hammond Street, Port Jervis, New York on Tuesday, April 5, 2016 at 7:02 p.m.

March 2016 minutes approved

Motion by Ms. Randazzo, seconded by Mr. Barth to approve the March 1, 2016 minutes

AYE: 6 ABSENT: 0 ABSTAIN: 1 (Sexton) NAY: 0 CARRIED

Motion by Mr. Miller, seconded by Mr. Roberts to approve the March 15, 2016 minutes.

AYE: 6 ABSENT: 0 ABSTAIN: 1 (Randazzo) NAY: 0 CARRIED

Presubmission Four Brothers Imp 50 Fowler Street

<p>Four Brothers Improvements Inc. 50 Fowler St SBL: 13-8-16 Use variance to allow for motor vehicle repairs</p>
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Mr. William Onofry stated he is representing applicant, Four Brothers Improvements with a business address in Florida. The prior tenant NSR Auto Sales had approvals for automobile sales only. The application is seeking use variance for auto sales, repairs and second floor apartment at the site. The name on the map is incorrect and will be updated. An application has been submitted before the planning board as well.

Mr. Sexton disclosed he has a garage a block away. He does not feel it will impact his business.

Mr. Onofry stated he had no objections to Mr. Sexton voting on the application.

Mr. Vicchiariello questioned if applicant is willing to do all the upgrades to the building to bring up to code for a repair shop before coming to the planning board.

Mr. Sexton noted difficulties with trying to get a lift into the space many years ago.

Motion by Mr. Barth, seconded by Mr. Aumick to set a public hearing for Tuesday, May 3, 2016 at 7:00 p.m.

AYE: 7 ABSENT: 0 ABSTAIN: 0 NAY: 0 CARRIED

Old Business

None.

New Business

Mr. Simmons noted the board secretary sent an email invitation to the OCMPPF Spring course series if anyone is interested in attending.

Planning Board
Report given

Mr. Vicchiariello reported the following:

- Public hearing for Fox N Hare Brewery Front Street was approved with conditions.
- Local laws need to come before planning and zoning board for review and comments. Noticed the council did not make Fox N Hare a conditional use in the CBD zone. The county is questioning the permitted use in the zone.
- Extension of presubmission of KBX Holdings; public hearing set for next meeting.
- Public hearing request for the old Midas building.
- Public hearing for Number One Salon approved with a one-year conditional use permit review.

Code
Enforcement's
Report given

Mr. Rivera reported the following:

- Office conducting plan and permit reviews.
- 100 Pike Street making good process.

Council Liaison
report given

Mr. Siegel reported the following:

- Code committee –
 - No paving on front yards
 - Water turn-off if CO is revoked
 - Event fee law
 - Double utility poles
 - Trash bag regulations - use of paper bags for leaves
 - Restaurant regulations – parking
 - Waiver of residency for department heads within 15-mile radius

Adjournment

Motion by Mr. Roberts, seconded by Ms. Randazzo to adjourn the meeting at 6:25 p.m.

AYE: 7 ABSENT: 0 ABSTAIN: 0 NAY: 0 CARRIED

The next meeting is scheduled for Tuesday, May 3, 2016 at 7:00 p.m.

Respectfully submitted,

JoAnne Gordon-Burton, Secretary