

TOWN OF MILO, NEW YORK

Zoning Board of Appeals
137 Main Street – Town Hall
Penn Yan, New York 14527
Telephone No.: (315) 531-8042
Facsimile No.: (315) 536-9760
TDD No.: (202) 720-6382
Email: codeofficer@townofmilo.com



Meeting Minutes
Meeting Date: November 22, 2016



1) Call to order.

- a) The Chairperson of the Zoning Board of Appeals called to order the meeting of the Zoning Board of Appeals at 6 PM in the conference room, which is located at 137 Main Street – Town Hall, Penn Yan, New York.

2) Pledge of Allegiance.

- a) The Chairperson of the Zoning Board of Appeals led all present in the pledge of allegiance to the United States of America.

3) Attendance.

- a) Board members. The following board members were present at this meeting:
 - i. Phil Riehl
 - ii. Terry Jensen
 - iii. Ben Sward
 - iv. Jake Reddout

A quorum was present to hold this meeting.

- b) Town staff. The following town staff was present at this meeting:
 - i. Anthony Validzic – Code Enforcement Officer

- c) Public:
 - i. Elsie Jensen
 - ii. Corann Devine

4) Open Meetings' Law.

- a) The Chairperson of the Zoning Board of Appeals read the Open Meeting's Law statement to the board members and the public. There were no requests from the public to obtain copies of said statement at this meeting.

5) Approval of minutes from last meeting.

- a) The ZBA reviewed the October 2016 meeting minutes.
 - i. The Chairperson of the Zoning Board of Appeals asked if any revisions are needed to the submitted meeting minutes. No revisions were requested. Member Terry Jensen made a motion to approve the

meeting minutes as submitted. Said motion was seconded by Member Ben Sward. The members voted and the results were:

- (1) Phil Riehl – Aye
- (2) Terry Jensen – Aye
- (3) Ben Sward – Aye
- (4) Jake Reddout – Aye

A majority affirmative of the Zoning Board of Appeals was achieved and the motion was adopted.

6) Comments from Town staff, chairperson or other board members.

- a) The Secretary read the Public Hearing Protocol.
- b) The Secretary informed the public that any individual present at this Public Hearing is invited to speak before this Board to discuss their opinions about the application under review as expressed in the Public Hearing Protocol. However, the Town of Milo wants it clearly understood that if an individual who has submitted written communication to the Town of Milo, which pertains to said application under review, speaks at this Public Hearing, he, she or they rescind(s) his, her or their right to confidentiality. Lastly, said action will cause the Town of Milo to have no other recourse but to allow said communication(s) to be fully disclosed and obtained pursuant to a FOIL.

7) Applications under review.

- a) Application No.: ZBA-11-22-2016A: An application for this board's determination pertaining to two (2) area variance (i.e., southern side yard and rear yard) to allow a private cemetery, which will be accessory to a place of religious worship, at 2618 Route 14A, which such real property is owned by Keuka Lake Mennonite Church, and is more specifically known as Tax Map Identification Numbers 62.03-1-13.
 - i. The Chairperson of the Zoning Board of Appeals asked the applicant to address the board and provide a brief summary of the proposed application. The Secretary provided a brief summary of the proposed application since the applicant was not present at this meeting.
 - ii. The members of this board reviewed the application and supporting documents. The Chairperson of the Zoning Board of Appeals asked if the members of this board had any questions to be addressed. No questions were asked by the members of this board.
 - iii. The Chairperson of the Zoning Board of Appeals opened the Public Hearing at 6:10 P.M. and invited the public to speak to the board pertaining to this application. No public comments were received and the Public Hearing was closed at 6:11 P.M.
 - iv. The Chairperson of the Zoning Board of Appeals adjourned the further review of this application to the Joint/Special Meeting of the Planning Board and Zoning Board of Appeals scheduled for December 13, 2016 at 6 pm. The Secretary explained that this application is an Unlisted Action – Coordinated Review and the Planning Board has requested to be Lead Agency pursuant to the applicable provisions of SEQRA. The Planning Board has not completed its environmental review at this time and this board cannot make a determination until such environmental review has been completed.

This completes the activity this board shall execute for this application at this meeting. All present were invited to attend the Joint/Special Meeting of the Planning Board and Zoning Board of Appeals scheduled for December 13, 2016 at 6 pm.

8) Other Business.

- a) Training. The Secretary provided training to the board members in regards to the "County Referrals – From A to Z" written by NYPF.

9) Adjournment.

- a) The Chairperson of the Zoning Board of Appeals asked for a motion to adjourn the meeting at 6:26 P.M. A motion was made by Member Terry Jensen and seconded by Member Ben Sward. The members voted and the results were:
 - i. Phil Riehl – Aye
 - ii. Terry Jensen – Aye
 - iii. Ben Sward – Aye
 - iv. Jake Reddout – Aye

A majority affirmative of the Zoning Board of Appeals was achieved and the meeting was adjourned.