

TOWN OF CLAY
ZONING BOARD OF APPEALS AGENDA

The next regular meeting of the Town of Clay Zoning Board of Appeals will be held on **May 13, 2019 at 7:30 PM** in the Clay Town Hall Located at 4401 New York State Route 31, Clay, New York

- A. PRE-AGENDA MEETING – *Jury Room* - 7:00 PM
- B. CALL THE MEETING TO ORDER - 7:30 PM
- C. MINUTES OF THE PREVIOUS MEETING
- D. HEARING FORMAT ANNOUNCEMENT:

ALL MATTERS HEARD BY THIS ZONING BOARD OF APPEALS ARE IN THE FORM OF A PUBLIC HEARING. EVERYONE DESIRING TO BE HEARD WILL BE HEARD. BEFORE SPEAKING, YOU ARE ASKED TO STATE CLEARLY YOUR NAME AND ADDRESS.

THERE ARE THREE TYPES OF MATTERS THAT COME BEFORE THIS BOARD. THEY ARE SPECIAL PERMIT, VARIANCES AND INTERPRETATIONS. THE APPLICATION WILL BE DENIED UNLESS THE APPLICANT HAS PROVEN HIS CASE.

FOR THE PURPOSE OF THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW (SEQR), ALL NEW ACTIONS TONIGHT WILL BE DETERMINED TO BE TYPE II ACTIONS, AND WILL BE GIVEN A NEGATIVE DECLARATION, UNLESS OTHERWISE ADVISED BY OUR ATTORNEY.

E. OLD BUSINESS:

Case: #1745
 Zone: NC-1
 Tax #094.-21-16.0

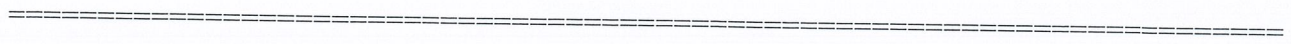
Applicant: **Bridgestone Retail Operations/Scot Dever,**
Director Design & Construction

Location: **7570 Oswego Road**

Interpretation: Definition of “Gasoline Service Station”, and does LuC-1 zoning district allow a gasoline service station when gasoline is not being dispensed. This is to allow an automobile service facility to provide services (tires, brakes, oil change, etc.) and **not** to include sale of gasoline. The property is located in an NC-1 Neighborhood Commercial District, and would next seek a Zone Change to a LuC-1 Limited Use District for Gasoline Services.

Per Town Ordinance Number: **230-11 and 230-16 D.(2)[1]**

OCPB Report	SEQR Type II _____	Board Action
Required (N)	Negative <u> X </u>	Granted _____
Date Sent _____	Positive _____	Denied _____
Received ()	Hearing Closed _____	Conditions(Y/N)



F. NEW BUSINESS:

Case: #1748 Applicant: Train Hard Fitness1, LLC/Charles Signs
Zone: NC-1 Location: 8180 Oswego Road
Tax #: 067.-01-03.1 Relief Sought: Area Variance for a reduction in the front yard setback from 25 feet to 15 feet to allow for construction of a freestanding sign.

Per Town Ordinance Number: Section **Section 230-22 C.(1)**

OCPB Report	SEQR <u>Type II</u>	Board Action _____
Required (N)	Negative <u>X</u>	Granted _____
Date Sent _____	Positive _____	Denied _____
Received ()	Hearing Closed _____	Conditions(Y/N)

Case: #1749 Applicant: Neal H. Hare
Zone: R-7.5 Location: 7731 Tree Line Drive
Tax #: 086.-17-04.0 Relief Sought: Area Variance for a reduction in the front yard setback from 25 feet to 15 feet to allow for construction of a new front porch.

Per Town Ordinance Number: Section **Section 230-13 E.(4)(b)[1]**

OCPB Report	SEQR <u>Type II</u>	Board Action _____
Required (N)	Negative <u>X</u>	Granted _____
Date Sent _____	Positive _____	Denied _____
Received ()	Hearing Closed _____	Conditions(Y/N)

G. OTHER BUSINESS

H. ADJOURN THE MEETING