



## TOWN OF POESTENKILL

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### Zoning Board of Appeals

### ZONING BOARD OF APPEALS

May 9, 2017 Minutes

(Distributed before Approval)

Attendees:

Paul Jamison, Chairman  
Terry Lantry  
Kevin McGrath  
Tim Hoffay

Absent:

Cheryl Sargeant

Chairman Jamison opened the meeting at 7:30 pm with the Pledge of Allegiance and moves to the New Applicant.

New Applicant:

Diane Wagner  
125.-1-2.11

Interpretation  
12 Grandview Drive

Chairman Jamison explains the process for this request – that there will be an informal discussion – to establish exactly what the issue is and that a Public Hearing will then be scheduled for next month, at the earliest. Applicants Mark & Diane Wagner explain their dilemma with a ruling by Town of Poestenkill CEO Paul Barringer. Mrs. Wagner states she wants the Board to determine what is her front lot line. Their neighbor has erected a fence, on his property, but in front of their home on Grandview Drive. She feels code does not allow this to happen as it is on her front line. CEO Barringer states the neighbor has erected the fence in accordance with laws and regulation and that the Wagners do not have standing in this matter. Mr. Wagner states the fence is of poor quality, appears to possibly encroaching on his property and is concerned about ongoing maintenance of said fences, etc. Member McGrath states for discussion purposes this evening, he will participate but as he has worked for previous owner and the Wagners, he will recuse himself from voting. Board reviews and discusses situation at length. Motion made by Member Lantry to schedule a Public Hearing on June 13, 2017, seconded by Member McGrath, vote of four (4) ayes, zero (0) nays and zero (0) abstentions. Chairman Jamison directs Clerk to schedule and process.

***Resolution: Schedule Public Hearing for June 13, 2017.***

**Minutes**

The minutes of the Board meeting on April 11, 2017 were reviewed. Chair requested change to show him as “present” at April meeting and Member Hoffay request answer to #5 under Yetto Public Hearing, to be corrected. A motion to accept the minutes as corrected was made by Member Lantry, seconded by Member McGrath approved by a vote of four (4) ayes, zero (0) nays, and zero (0) abstentions.

**Organizational Item:**

Motion made by Chairman Jamison to enter Executive Session, seconded by Member McGrath at 8:45 pm. Motion to exit Executive Session by Chairman Jamison, seconded by Member Lantry at 9:02 pm.

There being no further business, a motion to adjourn was made by Chairman Jamison and seconded by Member Lantry and approved by four (4) ayes, zero (0) nays and zero (0) abstentions. The meeting was adjourned at 9:05 p.m.

Respectfully submitted,

Lynn E. Kane  
Clerk to ZBA