

**TOWN OF FORESTPORT
AREA VARIANCE HEARING-ALLISON
FORESTPORT TOWN HALL
10275 State Rte. 28, Forestport, N.Y. 13338
March 16, 2022**

PRESENT: Supervisor Entwistle
Councilwoman Kardash
Councilwoman Abrial
Councilman Scouten
Councilwoman Verschneider

ABSENT: No members of the Town Board were absent.

RECORDING SECRETARY: Tracy Terry, Town Clerk

CALL TO ORDER:

The meeting was called to order at 6:00 pm by Supervisor Entwistle

LEGAL NOTICE:

Supervisor Entwistle read the legal notice aloud.

PUBLIC COMMENTS:

- Supervisor Entwistle stated the Planning Board doesn't have the authority to approve the variance as it doesn't meet the Site review Law. The Town Board acts as a Zoning Board of Appeals. When a variance comes before the Town Board, they look at the 5 factors, which Supervisor Entwistle read aloud.

VARIANCE
Factors considered

1. Whether undesirables change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by granting of the variance:

_____ YES _____ NO

2. Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than a Variance:

_____ YES _____ NO

3. Whether the requested Variance is substantial:

_____ YES _____ NO

4. Whether the requested variance will have an adverse effect or impact on that physical or environmental conditions in the neighborhood or district:

_____ YES _____ NO

5. Whether the alleged difficulty is self-created, which consideration shall be relevant to the decision of the board of appeals, but shall not necessarily not necessarily preclude the granting of the Variance:

_____ YES _____ NO

-
- Pat Howard, from the gallery asked what they plan on doing with the property. Mr. Allison stated they might sell it or rent it out. Karen and Pat Howard spoke in opposition to the subdivision as it is on 3/4's of an acre with neighboring properties.
 - Supervisor Entwistle read the following letter aloud:



jon bagley

comments

1 message

jon bagley

To: supervisor@townofforrestport.org

Wed, Mar 16, 2022 at 2:54 PM

To: Town Board members

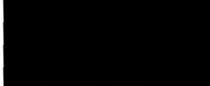
Ref: Area variance request for 1174 Bear creek rd

I own the property at 1162 Bear creek rd Woodgate NY. I oppose the request for an area variance for the above property. This request is inappropriate for this size parcel. It does not meet any of the standard requirements for subdivision such as road frontage or minimum size requirements for a building parcel. This request is self inflicted and not the cause of anyone else. The additional noise and traffic that approval would result in, would devalue my property immensely. This decision will serve as an example for anyone looking to invest in your town. Do you want to increase values resulting in an increased tax or devalue properties? Pre-existing properties built before recent code updates and changes should not be considered as any type of rule for new construction added to an existing parcel.

I ask that the board not approve this request in its entirety.

Thank you for your leadership and dedication to the preservation of the town.

Jon Bagley / Lic. Re. Salesperson



- Mr. Allison stated his intention is to improve the property, not devalue. Discussion took place.
- Supervisor Entwistle asked if some of the houses on the map are smaller.
- Councilman Scouten and Councilwoman Verschneider stated they would like to look at the property.

ADJOURNMENT:

A motion was made by Councilwoman Kardash and seconded by Councilwoman Verschneider to adjourn the meeting.

Roll call vote:

Councilwoman Kardash -yes

Councilman Scouten- yes

Councilwoman Abrial – yes

Councilwoman Verschneider-yes

Supervisor Entwistle-yes

There being no further business the meeting was adjourned at 6:18 pm by Supervisor Entwistle.

Respectfully submitted,

Tracy M. Terry

Forestport Town Clerk