

## **03/10/09 Zoning Board Minutes**

### ZONING BOARD OF APPEALS

The hearing on Tuesday, March 10, 2009 was called to order by Chairman Trzepacz at 8:00 PM.

Members present: Alfred Harrington also: Ray Balcerzak, Asst Building Insp  
Harry Kaczmarek Phyllis Todoro, Town Attorney  
Greg Kalinowski  
Robert Schafer  
Donald Trzepacz, Chairman

After Roll Call, the Clerk read the Notice of Public Hearing for Appeals Case #1139 for Daniel & Michelle Popek, 2020 Bullis Rd, who were granted a continuance at the meeting of February 10, 2009.

In the matter of Appeals Case #1139 Michelle Popek was present for the meeting. Chairman Trzepacz reviewed from the last meeting that due to the County Easement on the property the Board could not make a decision on this project until a letter was received from the County allowing a part of the lean-to to be constructed on the Easement. A letter was received by the Board (and will be kept on file) specific to Mrs. Popek's lean-to, allowing the structure on the Easement. Mrs. Popek also has a copy of the letter. Mr. Groff, 2030 Bullis Rd, has no objections with the project. No one spoke against the project.

Mr. Schafer made the motion: In Appeals Case #1139 for Daniel & Michelle Popek, 2020 Bullis Rd, who are requesting a variance to build a 10'x20' lean-to on an existing barn approximately 6' from the property line, I move the variance be granted, per sketches submitted and provided all Elma Town Codes and Ordinances are met and per the approval letter from Erie County dated February 27, 2009 relative to this project. Seconded by Mr. Harrington. Poll vote – 5 ayes. Motion carried.

There is no correspondence at this time.

The minutes of the last meeting of February 10, 2009 were approved as submitted.

There being no further business, the meeting was adjourned at 8:05PM.

Respectfully submitted,

Jennifer M. Ginter  
Secretary-Clerk