ZONING BOARD OF APPEALS

The hearing on Tuesday, May 13, 2014 was called to order by Chairman Schafer at 7:00 PM.

Members present: Harry Kaczmarek

Greg Kalinowski

Michael Komorek Donald Trzepacz

Robert Schafer, Chairman

also: Ray Balcerzak, Bldg Inspector

Phyllis Todoro, Town Attorney

Harry Kwiek

After Roll Call, the Clerk read the Notice of Public Hearing for Appeals Case #1233 for Timothy & Deborah Murray, 440 Rice Road, Elma, who are requesting a variance from the required 50 foot setback from the right of way, to be allowed 40 feet for the placement of the house§144-98C4, residential B.

Jonathan Bierl's was present as the builder for the Murray's and to speak on their behalf. Mr. Komorek asked if Mr. Bierl's has a letter to represent or speak on the Murray's behalf. Mr. Bierl's did not have a letter stating that he could speak on behalf of the Murray's. Town Attorney Phyllis Todoro asked Mr. Bierl's if they said they were not going to be attending and if he wanted to try and call the Murray's. The Murray's were not at home and they were not close by to attend the meeting within a few minutes.

Mr. Trzepacz made the motion that the variance be given a continuance based on the fact that the Murray's could not get to the meeting. Seconded by Mr. Komorek. Poll vote-5 ayes. Motion carried.

The minutes of the last meeting on February 11, 2014 were approved. Motion made by Mr. Kalinowski and seconded by Mr. Trzepacz.

The meeting went in executive session at 7:21 PM. Motion made by Mr. Komorek and seconded by Mr. Trzepacz.

Respectfully submitted,

Kerry I. Staluski

Kerry A. Galuski Secretary-Clerk