

## Town of Conklin Zoning Board of Appeals – June 5, 2018

**MEMBERS PRESENT:** Elizabeth Einstein Acting Chairperson, Harold Cole, Art Boyle,

**ABSENT:** William Northwood, Norm Pritchard

**ATTORNEY:** absent

**ALSO PRESENT:** Nick Vascello, Code Officer  
Mary Plonski, Secretary  
Willie Platt, Town Board Liaison

**VISITORS:** none

**7:00 P.M.** Acting Chairperson Einstein called the meeting to order.

Chairperson Einstein stated there were no case to be reviewed at tonight's meeting but that we could discuss topics if anyone had anything they would like to bring before the board. She had material from Coughlin & Gerharts training that she felt was very informational that could be reviewed.

Art Boyle started a discussion on chickens. Art has looked into other towns and villages. He suggested a Town Code that allows property owners in residential, Multi-family with at least 1 acre to have up to 6 chickens (no roosters). No sale of chickens, chicks or eggs. All need to be for personal use.

Hal Cole suggested it be simplified. List each animal in the definitions. List zones allowed, if an animal is not allowed then they would need to come to the Zoning Board for approval. All agreed that something needs to be done.

Art asked Nick Vascello code enforcement officer what animals are allowed as pets. Nick referred to the chapter on Agriculture along with Chapter 55. Nick stated that right now the only areas allowed to have animals is Agricultural-Rural districts. Hal suggested Chapter 55 Article III 55-23 have the definition area list the animals allowed. Hal asked Willis Platt (Town Liaison) if the lawyers are working on it. Willis replied that he believed they are.

Hal Cole indicated that one of the Town Boards review processes is to ask for a recommendation from the Planning Board on certain situations. Hal would like to also have the Zoning Board be a part of that review process. He feels that some codes in the past have been overlooked by the Town Board and omitted by mistake. Hal felt if the Zoning Board was a part of the review it may prevent this from happening.

Hal would like to have the Zoning Board informed when the code enforcement officer makes an Interpretation. By code the Zoning Board has a right to override an interpretation by the code officer. An example was when a prior code officer allowed horses in a residential area. Nick asked what they define as an interpretation. Hal said anything that is not defined in black and white in the code book. Hal added the code book states that ZBA has the right to override but the ZBA can't override something if they are not made aware of it.

Liz handed out a copy of the scenario on Special Use Permits. The board reviewed the questions and answers on the material.

Hal suggested that the board review the special use permits that each board is allowed to grant.

**Acting Chairperson Liz Einstein motioned to adjourn the meeting.** All present board members approved.

**Next Zoning Board Meeting will be held on Tuesday, July 3, 2018.**

The meeting ended at 8:03 p.m.

*Respectfully Submitted,*

*Mary Plonski – Zoning Board Secretary*