

**The Town of Marcellus Zoning Board of Appeals
24 East Main Street
Marcellus, New York 13108**

April 2, 2018

Present: Chairperson Michelle Bingham, Jerry Wickett,
Chris Christensen, Ron Schneider, Kathy Carroll

Absent:

Town Counsel: James Gascon of Costello, Cooney, and Fearon

Town Engineer: Jason Kantak of TDK Engineering (absent)

Codes Officer: John Houser

The Zoning Board of Appeals of the Town of Marcellus met in regular session in the Town Hall for the Town of Marcellus, located at 24 E. Main Street, Marcellus, New York, on April 2, 2018 at 7:00pm.

Suzanne Masters, 3140 Smith Hollow Rd. – special permit

The applicant asked to be removed from the agenda as they are removing the storage units.

Welch Construction, Inc., 4331 Slate Hill Rd. – special permit

A continuation of a public hearing was held for a special permit to allow storage containers on site. There was no one present to represent the project and there has been no contact from the applicant with our office or the codes office. Michelle Bingham made a motion to close the public hearing and Jerry Wickett seconded. The motion carried with the following vote:

Jerry Wickett - aye
Michele Bingham – aye
Chris Christensen - aye
Ron Schneider – aye
Kathy Carroll – aye

Chris Christensen made a motion to deny the special permit as the containers are not being used as incidental to construction, the applicant requested an extension

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and that does not exist and applicant has not been present at either the March or April meeting. Jerry Wickett seconded and the motion carried with the following vote:

Jerry Wickett - aye
Michele Bingham – aye
Chris Christensen - aye
Ron Schneider – aye
Kathy Carroll – aye

Marcellus Quarry – Dearborn - discussion

The Town received a letter, dated March 22, 2018 advising that they are modifying their mining permit. The Board reviewed the letter and would like a copy of the graphic mining plan, dated October 30, 2017. Jerry Wickett stated that they have already expanded beyond what was grandfathered prior to our zoning. Jim Gascon stated that Marcellus Quarry requested a zoning change for that area around 1993 or 1996 but it was to change the zone from residential to agricultural. None of our zoning allows mining and expansion of a pre-existing, non-conforming use is not allowed. The secretary, Karen Cotter, will request a copy of the graphic map that is discussed on page 2 of the permit application.

The minutes of the March meeting stand as corrected.

The meeting was adjourned at 9:30 PM

Respectfully submitted,

Karen Cotter
Secretary

