



# CITY OF PORT JERVIS

P.O. BOX 1002  
20 HAMMOND STREET  
PORT JERVIS, NEW YORK 12771

## ZBA Meeting Minutes October 4, 2022 and 7:00 pm

In attendance: T. Sexton, Chair, S. Addy, D. Aumick, H. Barth, D. Copa, M. Roberts, D. Santini  
Additional attendees: W. Duquette-ZBA Atty., T. Vicchiariello-PB Chair, L. Powrie-Building Official, T. Simmons  
obo M. Decker-Council Liaison

Public Hearing(s): L. & M. Balsamo, 36 Buckley St. SBL 11-9-4.2; Variance to allow for an above-ground pool in the front yard of the property.

Upon the suggestion of the board, the Balsamo's will relocate the firepit to make room for their pool to set back to  $\frac{3}{4}$  of the way back of the yard relocating it more toward the center of the lot.

Motion to close the public hearing; D. Aumick, 2nd H. Barth 7 yea / 0 no

I. Call to order: Mr. Sexton 7:00 PM and Pledge of Allegiance

II. Approval of September minutes: Motion to accept D. Aumick, 2nd H. Barth, 7 yea / 0 no

III. Public Comment (3-minute limit): None

IV. Discussion of Public Hearing(s): Their side yard is actually also a front yard. From the suggestions they will be moving the pool back away from the fence on Buckley St. toward the back  $\frac{3}{4}$  of the yard.

Publication of the public hearing was posted and mailings completed and filed.

1. No undesirable changes will not be produced in the character of the neighborhood or be a detriment to the nearby properties will not be created by granting the variance.
2. The benefit sought by the applicant cannot be achieved by some method, feasible for the applicant to pursue, other than the variance.
3. The requested variance is not (numerically) substantial.
4. The proposed variance will not have an adverse effect or impact upon the physical or the environmental conditions in the neighborhood or district.
5. The alleged difficulty was self-created.

Motion to approve the application as advertised; D. Copa, 2nd M. Roberts 7 yea / 0 no

Motion to extend timeframe to apply for permit to May 15, 2023; D. Aumick, D. Santini 7 yea / 0 no

V. Pre Submissions: None

VI. Old Business: none

VII. New Business:

VIII. Planning Board Report: Mr. Vicchiariello updated on the Planning Board business.

IX. Code & Building Dept., L. Powrie updated the board on current ongoing city projects.

X. Council Liaison Report: M. Decker provided council report

XI. Adjournment: 7:12 pm Motion, H. Barth, 2nd M. Roberts, 7 yea, 0 no, Approved

*The next meeting is tentatively scheduled for 7:00 pm on November 1, 2022*

Respectfully submitted by: J. Shields