

**VILLAGE OF CORNWALL-ON-HUDSON
ZONING BOARD OF APPEALS
THURSDAY MARCH 8, 2012 - 7:30 P.M.**

Present Were:

Peter Osinski, Chairperson
Andrew Maroney
Robert Quillin
Mike Kelly

Also Present:

Kristen Boyle, Recording Secretary
Mr. Dowd- Attorney

Absent Was:

Tom Petersen

Mr. Osinski called the meeting to order at 7:30 P.M. with a motion by Mr. Quillin and a second by Mr. Kelly.

Pointe Equities LLC- 11 Taft Place- Continued board discussion for a variance from section 172-14.1.C(4) of the Village Code to permit the issuance of a building permit to construct an in-ground swimming pool and retaining wall that are set back only 52.5 feet and 46.25 feet respectively from a class III steep slope where a 75 foot Steep Slope Buffer Zone is required.

Mr. Osinski stated that Mr. Fitzsimmons still has not provided an approval to the retaining wall in writing.

The applicant states that he received a memo dated 3/5/12 from Mr. Fitzsimmons. Mr. Werner stated that the board has had over 60 days to make a decision. The revised plans and calculations were submitted. Mr. Werner states he doesn't feel it is fair or appropriate that he be put off another month. He states he doesn't see how the proposed wall can be a hazard. He also asks that the board call a special meeting.

Mr. Osinski states that the board is requiring that Mr. Fitzsimmons state

this retaining wall is ok before approving the variance. Mr. Osinski states that the board does not have the required documents.

Revised plans were handed in which show a low laying planter, as well as calculations which were signed off by a professional architect.

Mr. Werner asks that the board recess the meeting for a week and advise Mr. Fitzsimmons to have completed by Monday. He also noted that there are no members of the public even present for this meeting.

With there being no public comment, a motion was made by Mr. Osinski to adjourn the hearing until April. This was seconded by Mr. Kelly and all voted in favor.

APPROVAL OF MINUTES:

DEC 8,2011- Regular Meeting- A motion was made to accept as written by Mr. Kelly and seconded by Mr. Quillin. All voted in favor.

FEB 2012- Regular Meeting- A motion was made by Mr. Maroney to accept the minutes as written. This was seconded by Mr. Quillin and all voted in favor.

With there being no further discussion, a motion was made to adjourn the meeting at 8:05 pm by Mr. Quillin this was seconded by Mr. Maroney and all voted in favor.

Respectfully submitted,

Kristen Boyle
Recording Secretary