

TOWN OF DAY ZONING BOARD OF APPEALS

Public Hearing – November 19, 2007

Members Present: Judy Traeger, Vice-Chairperson **Members Absent:** Hank Lang
Pat Volpe
Ken Johnsen
Dave Davidson
David Avigdor, Attorney

Public Present: Paul and Carol McLain
David and Dianne Cox
Sharon Crofoot
Richard Riccio

Proof of notice having been furnished, the Public Hearing regarding Paul McLain, Tax Map #41.-1.11 was opened by Vice-Chairperson Traeger at 7 p.m.

Vice-Chairperson Traeger asked for any public comments from those in attendance and inquired if Mr. McLain had anything further to add. Mr. McLain stated the parcel was large and difficult for him to maintain. He was anticipating selling Lot 1 and it would become part of his retirement.

Vice-Chairperson Traeger inquired how much road frontage was included in each lot. Mr. McLain, referring to the submitted survey map, stated that Lot 1 was 7.4 acres with 283 feet of road frontage and Lot 2 was 8.5 acres with 169 feet of road frontage. Mr. McLain stated the lots were grandfathered and that he had paid taxes on 17.3 acres for a number of years. Town Attorney Avigdor stated it was correct that it was currently a legal grandfathered lot and now he was applying for a variance to form two non-conforming lots. Richard Riccio appeared on behalf of Mr. McLain and had also spoken to the Secretary stating he had no objection to the granting of the variances.

Board Member Johnsen inquired what existed on the lots at this time. Mr. McLain stated his home which was built in the 1920's was located on Lot 1 and his parents resided in the mobile home until their deaths on Lot 2. Board Member Johnsen inquired if Mr. McLain owned both residences. Mr. McLain stated he did.

Vice-Chairperson Traeger stated this Board has 62 days to make a decision and she would postpone the vote to the December meeting. Board Members Johnsen and Volpe stated they would like to walk the property prior to voting. Vice-Chairperson Traeger closed the meeting at 7:15 p.m.