

**TOWN OF DAY ZONING BOARD OF APPEALS
MINUTES – REGULAR MEETING
MAY 17, 2010**

Members Present: Judy Traeger, Chairman **Members Absent:** Ken Johnsen
Dave Davidson
Pat Volpe
Hank Lang
David Avigdor, Town Attorney

Motion by Pat Volpe, seconded by Dave Davidson to approve the minutes of April 19, 2010. Ayes: Traeger, Davidson, Volpe, Lang. Carried: 4-0.

Old Business: **MARTIN, Donald 09-03ZBA**
 Tax Map #30.-2-9 Area Variance

There has been no response from Mr. Martin regarding the submission of an updated survey siting the pole barn for which he was granted a variance. Code Enforcement Officer Metzler will follow up with another letter. If Mr. Martin does not contact Code Enforcement Officer Metzler within ten days, he will commence legal action against Mr. Martin. Board Member Davidson stated there is no further Zoning Board action on this matter. All Board Members and Town Attorney Avigdor agreed.

New Business: None.

Correspondence: Chairman Traeger inquired if all Board Members received the most recent publication from the New York Planning Federation which included registration forms for their conference in Lake Placid in September. The Secretary will provide the same to all Board Members.

General Discussion: Town Attorney Avigdor stated it would not serve the Board to enter into any hypothetical discussions regarding non-compliance situations under the subject of area variances.

The Board agreed there would be no further discussions at this meeting.

Secretary's Report: None

Public Participation: None

Motion by Dave Davidson, seconded by Board Member Volpe to adjourn the meeting at 7:10 p.m. Ayes: Traeger, Johnsen, Davidson, Volpe, Lang. Carried: 5-0.

Respectfully submitted,

Diane Byrne
Secretary