

August 23, 2011

**PINE PLAINS ZBA MINUTES
AUGUST 23, 2011
7:30 PM**

IN ATTENDANCE: Scott Chase, Chairman
Jane Waters
Margo Jackson
Steve Patterson

ABSENT: Bruce Pecorella
Kathleen Augustine, Alternate
Mike O'Neill, Alternate

ALSO PRESENT: Rosemary Lyons-Chase
Drew Weaver

Chairman Chase called the meeting to order at 7:30 PM. A quorum was present.

GAETANO & GAIL ALONGE: The applicants were present. The area variance is for property located at 24 Myrtle Avenue. The applicants are requesting a variance for side and back yard setbacks in order to install a pool. Chase stated that not only are the setbacks difficult but they are trying to save some trees. Chairman Chase stated the Board should schedule a site visit and a public hearing for the September 27th meeting. The Board agreed to have a site visit at 7:00 pm on September 27th. Chase stated that he feels the Board is in favor of saving trees if possible but one of the concerns he would have is if the pool collapses it will not fall into the neighbor's property or cause damage to the neighbor's property. Guy Alonge stated that it is way in the back of the property. Discussion followed. Chase stated as long as the Board doesn't see another spot that comes closer to meeting the regulations, there should not be a problem. Alonge stated that there are nine huge trees that he would like to preserve. Alonge stated it in an obscure spot way in the corner of the property. Alonge showed the Board a picture of the pool to be installed and explained his reasons for wanting to install it. Alonge stated he has talked to his immediate neighbors and they have no problems with the installation.

It was decided to defer approval of June minutes until September.

OTHER BUSINESS: Lyons-Chase asked the Board if anything ever happened with the property by the lake and the mowing of the lawn. Waters stated that would be up to the Town Board. Chase stated the Board could speak to Replansky to see if a letter should be sent that says they shouldn't be mowing the Town property and they should remove the shed also. Waters stated that maybe the Town should think about doing a lot line adjustment with them. Discussion followed. Jackson brought up the possibility of an adverse possession case. Discussion of adverse possession followed.

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Waters made a motion to adjourn at 7:47 PM; second by Patterson. All in favor.
Motion passed.

Respectfully submitted by:

Nancy E. Proper
Secretary

Scott Chase
Chairman