

CITY OF OSWEGO, NEW YORK

ZONING BOARD OF APPEALS

September 21, 2021

**MEMBERS PRESENT:** Michael Nicholson, Matthew Brancato, Richard Lafond, Mark Brunschweiler, Anthony Pauldine, Mark Donabella, and Chairman Clavelli.

**MEMBERS ABSENT:** Connie Ryan.

Chairman Clavelli called the meeting to order at 6:30 p.m., Tuesday September 21, 2021. Roll call was duly noted.

A motion to approve the minutes of the August 2021 meeting was made by Richard Lafond and seconded by Chairman Clavelli; minutes unanimously approved.

Chairman Clavelli made a motion that all actions taken tonight are excluded, exempt or Type II actions for the purpose of the State Environmental Quality Review Law unless otherwise stated. Motion seconded by Richard Lafond; unanimous approval.

CITY OF OSWEGO, NEW YORK

ZONING BOARD OF APPEALS

RESOLUTION

CASE NO: 21-66

IN THE MATTER OF: Marc Grindle

WHEREAS, Marc Grindle, owner of property situate in a TN1, Traditional Neighborhood 1 Zoning District in the 7<sup>th</sup> Ward of the City of Oswego, New York, with address 41 Tallman Street, being Tax Map Number: 146.23-03-23, has applied for a Special Permit in accordance to Section 280-12(B) of the City of Oswego Code, to allow a home occupation and;

WHEREAS, due public notice having been given of a Hearing on said matter to be held on the 21<sup>st</sup> day of September 2021 and the applicant having appeared and no one appearing in opposition.

Marc Grindle of 41 Tallman Street was present for the discussion. Mr. Grindle said he would like to run an online business out of his home. He said there will be no traffic at all. Mr. Caraccioli said it will be teleconference counseling. Mr. Grindle said yes. Chairman Clavelli asked if there was anyone for or against this application and no one came forward.

RESOLVED, that a Special Permit be granted to allow a home occupation.

MOTION MADE BY ZONING BOARD MEMBER: Mark Brunschweiger

SECONDED BY ZONING BOARD MEMBER: Chairman Clavelli

CITY OF OSWEGO, NEW YORK

ZONING BOARD OF APPEALS

RESOLUTION

CASE NO: 21-67

IN THE MATTER OF: Chena Tucker

WHEREAS, Chena Tucker, owner of property situate in a TN1, Traditional Neighborhood 1 Zoning District in the 6<sup>th</sup> Ward of the City of Oswego, New York, with address 351 East Ninth Street, being Tax Map Number: 128.74-03-08, has applied for a Height Area Variance in accordance to Section 280-78(A)(1)(2) of the City of Oswego Code, to allow for the construction of a six foot (6') high fence and;

WHEREAS, due public notice having been given of a Hearing on said matter to be held on the 21<sup>st</sup> day of September 2021 and the applicant having appeared and no one appearing in opposition.

Chena Tucker of 351 East Ninth Street was present for the discussion. Ms. Tucker said she would like a height variance on a fence that she would like to put around her house. She said they are on a corner lot. She said it is supposed to be no more than four feet but she would like five feet. She said it is also on city property because part of her property is on city property. Chairman Clavelli said it is a great corner lot. He said they received a letter from Oswego County Department of Community Development, Tourism and Planning stating this should be decided as a local issue. He said they are voting on the Bunner Street side of the fence. He asked if she is going to take the shrubs down along the north side. She said it will be on the interior side of the shrubs. Chairman Clavelli asked if they will be taking the shrubs out of there because who is going to maintain them if they are between two fences. Ms. Tucker said they would be taking care of them. She said they will have four feet between the fences so they will be taking care of them. Chairman Clavelli said he just didn't want to see them go fence, shrubs, fence. Ms. Tucker said she had them design it so she would be able to get back in there to mow and trim. Jeff McGann said part of this is public space on the south side of the house. He said they have already gone to the Common Council for use of public space. He said there is a limit of four foot high so since they are seeking to go five foot that is why they are here today. He said they can go five feet high with a variance. Richard Lafond asked if they are going right up to the curb. Jeff McGann said no. Chairman Clavelli said it goes up next to a walkway they have there. He asked if there was anyone for or against this application and no one came forward.

RESOLVED, that a Height Area Variance be granted to allow for the construction of a six foot (6') high fence with the stipulation that on the north side it will not go old fence, shrubs, new fence.

MOTION MADE BY ZONING BOARD MEMBER: Mark Brunschweiger

SECONDED BY ZONING BOARD MEMBER:

Chairman Clavelli