

December 7, 2023  
7:00PM  
Owego Town Hall  
2354 State Route 434  
Apalachin, NY 13732

## MEETING OF THE TOWN OF OWEGO ZONING BOARD OF APPEALS

Present: Chairman Gary Phelps, Janet Brown, Jack Legg, Dan Myers

Excused: David Kresge

Others Present: Joann Lindstrom, Irene Graven, Dean Morgan, Nick Scalzo

Chairman Phelps called the meeting to order at 7:00pm. The minutes from the regular Zoning Board of Appeals Meeting held November 2, 2023 were considered. Mrs. Brown made a motion to approve the minutes as written, seconded by Mr. Legg. All in favor.

### Appeal No. 2137

The Board visited Appeal No. 2137, a request for an Area Variance to construct a garage in front of the principle building on the parcel at 772 Hilton Road, submitted by Timothy Calice.

*Appearances: Timothy Calice, homeowner*

*Exhibits: Application for an Area Variance dated November 8, 2023*

Chairman Phelps invited the applicant to discuss the project. Mr. Calice stated that due to the stream on the property, there was no other viable option to erect a garage.

Chairman Phelps asked if any members of the public had any comments. Ms. Lindstrom stated that there have been no comments received in her office, and no one was in attendance at the meeting to voice any concerns. Chairman Phelps closed the public portion of the meeting and opened the meeting to the board members.

Mr. Legg asked if the property will add any lighting. Mr. Calice stated that he will not. Chairman Phelps asked if this will be a standard garage. Mr. Calice responded that it will be a high quality pole barn with steel siding.

Mr. Meyers asked where the garage doors will be located. Mr. Calice stated that they will be on the driveway side of the garage, with two windows on the road side.

Mr. Legg asked if the applicant has any problems with the stream overflowing. Mr. Calice stated that he has not had any problems since he has owned the property. Mr. Calice then stated that the home's septic system is on one side of the property with the well being on the other side.

Mr. Meyers made a motion to approve Appeal 2137. Mrs. Brown seconded. All in favor.

Reference:

Appeal No. 2137 dated November 8, 2023

ACTION OF THE ZONING BOARD OF APPEALS of the Town of Owego, Owego Town Hall, 2354 State Route 434, Apalachin, New York:

To: Timothy Calice  
772 Hilton Road  
Apalachin, NY 13732

At a meeting of the Zoning Board of Appeals held the 7<sup>th</sup> day of December 2023, the above referenced appeal was considered and the Board by resolution GRANTED your request for an Area Variance pursuant to Chapter 125 of the Code of the Town of Owego.

The resolution adopted by the Board of Appeals follow, viz:

WHEREAS, a public hearing was held on the 7<sup>th</sup> day of December 2023, on notice according to the law, at which Timothy Calice appeared and gave testimony to questions put forth to him by this Board; and

WHEREAS, Timothy Calice desires to construct a garage at 772 Hilton Road, Apalachin, NY; and

NOW, THEREFORE, be it

RESOLVED, that the Board makes the following findings based on the entire record:

1. Applicant requested an Area Variance to construct a garage;
2. Property is located at 772 Hilton Road;
3. Property is situated in a Residential B (RB) zoning district;

And be it further

RESOLVED, the application for the Area Variance is hereby GRANTED.

Any and all other provisions of this Chapter not waived or modified by this decision are to be observed.

With there being no further business, the meeting was adjourned at 7:07 pm.

Respectfully Submitted,

Brenda Burrell  
Secretary, Zoning Board of Appeals