

**VILLAGE OF CHATHAM  
ZONING BOARD OF APPEALS MEETING**

Tracy Memorial Hall  
77 Main Street, Chatham, NY 12037

**April 15, 2021**

**7:00pm**

**MINUTES**

**CALL TO ORDER: 7:03pm**

**PRESENT:** *Chairman S. Piazza; Members R. O'Mara-Garcia, E. Wagner, P. Rotondo, M. Washburn; Building Inspector/Code Enforcement Office E. Reis; Village Attorney K. Dow; Liaison P. Minahan; Village Clerk D. Kelleher; Attorney for Applicant J. Castiglione.*

**Approve Minutes of March 18, 2021 Zoning Board Meeting.** *So moved by P. Rotondo, seconded by E. Wagner. Approved by all.*

**1. Application # 2021-010: Tax Map# 66.9-1-57; 4 Depot Square, Chatham, NY 12037; Area variance for 8' high side yard fence.** *Meeting opened by S. Piazza who began with reading of application name. Fence is located in side yard of parcel as opposed to front yard of independent parcel. K. Dow states that in previous ZBA meeting (March 18, 2021) the wrong standards were applied, this is a side yard. We can proceed. Public Hearing was done, but the application still has to go to the Planning Board for Historic Over Zone.*

*S. Piazza asks about length of time that the temporary fence will exist. Applicant Attorney J. Castiglione states that they are looking for 2' height variance and applicant does not have a set date for the term of the temporary fence. Plans for the theatre have been changed due to COVID and they do not have a replacement plan for the space at this time. Suggested a condition on approval of 2 years and review again at that time.*

*R. O'Mara-Garcia asks why the fence was built as 8', which requires variance, rather than 6'. Attorney for Applicant states that he does not know specifically why it was built as 8' except that the Applicant believed he was rebuilding a previously approved 8' fence.*

*S. Piazza states that if length of time is included as a condition of approval he would suggest not 2 years, but possibly 6-12 months. R. O'Mara-Garcia adds that 12 months might be best due to still ongoing COVID delays.*

**Motion to approve a 2' variance for side yard wall for a term of 1 year as temporary fence by S. Piazza, seconded by E. Wagner. Approved by all.**

**Public Comments:** *None.*

**ADJOURNMENT:** *S. Piazza adjourned meeting 7:21pm*

**Respectfully submitted,**

**Desiree Kelleher**

**Village Clerk**

(04/16/21)

**Next Meeting:** *Thursday, May 20, 2021 7:00pm*