

# Cazenovia Zoning Board of Appeals

## Meeting Minutes

August 27, 2012

Members present: Chris Fischer, Chairman; Louis Orbach; Richard Sheridan; David Silverman; Gene Smith

Members absent:

Others present: Wendy Reese, Esq.; Douglas Falso

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C. Fischer called the meeting to order at 7:30 p.m.  
The next regularly scheduled meeting is September 24, 2012.

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C. Fischer said since there was no meeting in July, the Board still needed to approve the June minutes and asked if there were any corrections or comments for the June meeting minutes.

Motion by G. Smith, seconded by R. Sheridan to approve the June meeting minutes as modified was carried as follows:

Chris Fischer:	yes
Louis Orbach:	yes
Dick Sheridan:	yes
David Silverman:	abstain
Gene Smith:	yes

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*Sovik, Charles – #08-565 – Special Use Permit Renewal – 3813 Number Nine Road*

C. Fischer stated that the special use permit is to raise farm animals on the property and the permit has been in existence since 2008.

C. Fischer stated that R. Cook inspected the property on August 9, 2012 and found no items of non-compliance.

C. Fischer said the permit is for 6 large animals which include sheep, cows and pigs. He further stated the Soviks cannot have any more than 2 of each of these animals at any one time which was in the original approval.

C. Fischer said he has not received any complaints.

Motion by C. Fischer, seconded R. Sheridan to appoint the Zoning Board of Appeals as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA), to declare the matter an Unlisted Action and to make a Negative Declaration of environmental significance, all based upon the Board's review of the Short EAF, and to approve the Special Use Permit Renewal under the same terms and conditions as previously approved was carried unanimously.

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*Cazenovia Ski Club – #12-844 – Special Use Permit – 5251 Rathbun Road*

Douglas Falso of the Cazenovia Ski Club was present to represent the application.

D. Falso said except for the different bands; it will be exactly the same. He said it will go from 2:00 p.m - 10:00 p.m., but it will probably not start right at 2:00 (sometime in the afternoon). He said they are still working out the number of bands but it will be at least three and maybe four.

D. Falso confirmed the parking and the sanitary will be the same. He said all things will be the same as the previous five years. He stated they will bring in portable toilets. He mentioned David Southwick, a neighbor, has agreed for his field to be used for overflow parking.

D. Falso thought the limit, in the past, was 1,000 participants. He stated they have never been close to that number, and he thought 800 was "tops" from past years.

C. Fischer said at the August 2, 2012 Planning Board meeting, the Board voted unanimously on a positive recommendation for the special use permit.

C. Fischer said the project was referred to the Madison County Planning Department. He said the County returned their report which stated: temporary use of the parcel for the Cazenovia Ski Club to host a one day fundraising concert event at their ski location, complying with any and all appropriate safety and traffic concerns, would cause no adverse County impact. Site plan appears to be well thought out with parking, pedestrian walkways, perimeter fencing and adequate waste and wash facilities considered.

C. Fischer inquired about the fundraising event. He said it used to be for a third-party cause, but thought it hadn't been for the past couple of years.

D. Falso confirmed. He said it is for the Ski Club to attract members and funds.

D. Falso said in the past there have been up to five bands. He said some may perform for 15-20 minutes and then a "head-lining" band.

D. Falso said when *"Two Smiles One Hope"* did it, there was a lot of heavy lifting by the members. He stated they hired a man who runs the Westcott Theater who will book the bands, provide the security, food, parking and set up the stage and will do the lighting.

G. Smith said he does not remember an ambulance call from past years.

D. Falso confirmed it has been issue-free.

C. Fischer stated it been noticed for a public hearing and asked if anyone was present to speak for or against the application. He further stated the applicants submitted a copy of the letter to the file that was sent to the adjoining landowners.

No one was present to speak for or against the application.

Motion by C. Fischer, seconded by G. Smith to close the public hearing was carried unanimously.

C. Fischer circulated the site plan to the Board members to review.

Motion by R. Sheridan, seconded by D. Silverman to appoint the Zoning Board of Appeals as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA), to declare the matter an Unlisted Action and to make a Negative Declaration of environmental significance, all based upon the Board's review of the Short EAF, and to approve the special use permit with the same terms and conditions as last year and pursuant to the application was carried unanimously.

C. Fischer told the applicant he needed to go back to the Planning Board for the site plan on September 6, 2012 at 7:30 p.m.

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Motion by C. Fischer, seconded by R. Sheridan to close the meeting was carried unanimously at 7:43 p.m.

Zoning Board of Appeals Secretary – Connie Sunderman – August 29, 2012