

**Zoning Board of Appeals  
Tuesday, August 23, 2011  
Regular Meeting  
Council Chambers**

**5:00 P.M.**

**Present:** Chairman Bankoski, Commissioners Galardo, Haynes and Rice.

**Absent:** Commissioner Beehler.

**Also present:** Housing, Building and Zoning Officer Zurawski.

The reading of the minutes of the previous meeting was dispensed with, same having been approved in writing by a majority of the Board.

The meeting was held for the purpose of hearing the following appeal:

**APPEAL #2011-14      Appeal of Nicholas Anson, 149 W. Sixth Street  
for permission to remove the existing garage  
and replace with a new garage at his place  
of residence. Not in compliance with Article IV,  
Section 79-4060 of the Zoning Code of the City  
of Dunkirk, New York.**

Nicholas Anson, 149 W. Sixth Street, Dunkirk, New York, was sworn in and testimony was taken in favor of the Board granting this appeal.

No one appeared in opposition to the Board granting this appeal.

**DETERMINATION**

**APPEAL #2011-14      In the appeal of Nicholas Anson it was the unanimous decision  
of the Board that this appeal be granted with the following  
stipulation:**

1. The appellant must comply with all testimony and information presented at the Zoning Board of Appeals meeting held 8/23/11.

**The Board stated the following finding of fact in their determination:**

1. The existing garage is beyond repair and needs to be replaced, therefore, it will enhance the character of the neighborhood with the construction of a new garage.

The Zoning Board of Appeals approved a proposal for the City of Dunkirk and the Chautauqua County Planning Board to enter into an agreement that certain projects are exempt from the County Referral Process and that these projects would be left to local option without the referral being sent to

the Chautauqua County Planning Board. The Zoning Board of Appeals unanimously approved sending the communication to the City Attorney for implementation.

Commissioner Galardo moved to adjourn, seconded by Commissioner Rice at 5:20 P.M. Carried, all voting aye.