ZONING BOARD OF APPEALS
Wednesday, January 21, 2015
Regular Meeting
Council Chambers 5:00 P.M.

Present: Chairman Bankoski, Commissioners: Collier, Galardo, Helwig and Rice.

Also Present: City Attorney Szot and 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 appeals:

APPEAL #2015-01 **Appeal of the City of Dunkirk Housing Authority for permission to install antennas, mount a platform and associated equipment to the penthouse at 15 N. Main Street. The proposed installation must be reviewed and approved per Article XXVI, Section 79-26160.03; Section 79-26160.04; and Section 79-26160.05 of the City of Dunkirk Zoning Code.**

Donald Carpenter, 17 Industrial Street, Rochester, New York was sworn in and testimony was taken in favor of the Board granting this appeal.

Mr. Carpenter submitted a photo simulation packet to the Board members. Marked as Exhibit A.

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

A communication was received from the Chautauqua County Department of Planning and Economic Development stating that the proposed matter was of local concern. The communication was signed by Patrick Gooch, Junior Planner.

APPEAL #1014-15 **Appeal of Julia Grissom, 450 Lake Shore Drive West, for permission to convert the pre-existing non-conforming three-family residence to a tourist home at her property. Not in compliance with Article III, Section 79-3020(1) of the Zoning Code of the City of Dunkirk, New York.**

Darryl Brautigaum, Attorney-at-Law, representing Julia Grissom withdrew petition before the Zoning Board of Appeals.

DETERMINATION

APPEAL #2015-01 **In the appeal of the Dunkirk Housing Authority it was the unanimous decision of the Board that this installation be granted with the following stipulations:**

1. The appellant must comply with all testimony and information presented at the Zoning Board of Appeals meeting held Wednesday, January 21, 2015.

2. The antennas shall be painted to match the color of the building.

The Board stated the following findings of fact in their determination:

1. This is the best location for the antennas because of the height of the building and the location of the building.

2. The new data plans have made communication from cellular towers weak. Additional antennas need to be erected to provide proper coverage in the area.

3. It will not alter the essential character of the neighborhood.

APPEAL #2014-15 **APPEAL WITHDRAWN**

Commissioner Galardo moved to adjourn, seconded by Commissioner Helwig. Carried, all voting aye.

I DO HEREBY APPROVE OF THE FOREGOING MINUTES IN FULL

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CHAIRMAN BANKOSKI

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COMISSIONER COLLIER

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COMMISSIONER GALARDO

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COMMISSIONER HELWIG

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COMMISSIONER RICE