

The regular meeting of the Zoning Board was called to order by Chairperson Stephen Beggs at 7:35PM, July 10,2001

MEMBERS PRESENT: Chairperson Stephen Beggs
 Board Member Al Miller
 Board Member Jim Butkus

Board Member Bob Drumm

OTHERS PRESENT: Town Attorney John Langey

Minutes of the previous meeting were amended as follows: Should be Burgdorf. Motion by Bob Drumm to approve the minutes as amended, seconded by Jim Butkus, passed unanimously.

CASE #534 --Appeal of LaFayette Physical Therapy for a front yard setback variance to allow a sign about V4 mile south of the intersection of Route 20 and 11 in the hamlet district. Applicant needs a 35' front yard setback variance. Sign to be at approximately the same location as sign was when it was the Health Services Medical Center . The sign is to be 6' by 3'. No one was present in opposition. Public Hearing was closed.

Motion by Jim Butkus that the board declare themselves lead agency, it is an unlisted action, negative declaration and to grant the 35' front yard variance with the condition that the lighting of the sign will be directed downward so it will not affect the drivers on Route 11 or the neighboring property owners, seconded by Al Miller, passed unanimously.

SKETCH PLAN CONFERENCE; Francis and Helen Nelson for a 30' front yard setback variance to allow construction of a garage at 4175 Route 91 in an agricultural residential district. Applicant presented plans. The board asked Mr .& Mrs. Nelson if it would be possible to build the garage parallel to the house therefore a smaller variance would be needed. Mr. & Mrs. Nelson agreed to contact builder to see if this was feasible.

CONTINUATION OF CASE #533 Appeal of Crown Atlantic Company LLC for a use variance to allow construction of a 150'tower on Route 11 and a190' tower on Newell Hill Road for cellular communications. Chairperson Beggs asked if everyone speaking would limit their time to 2 minutes for

facts and ideas.

Attorney Burgdorf stated that the tower on Route 11 had been shifted to the south and that there was nothing new on this tower . Resident concerned about tower on Newell asked if the tower could be reduced to 150'. Applicant stated that if the tower were to be reduced to 150 ' there would not be good coverage.

Affidavit from Patricia Rasadi was submitted to the board, concerning the balloon test that was done. Affidavit is on file in the Town Clerk's office.

The new site, which was proposed on Morezak Road, has been tested and will work, but a 190' tower will be needed

Company is willing to go to alternate site at 190' 1500 feet off Berry Road.

Cal Herilah asked what the purpose of tower was and stated that there are other options if the Company could look.

The tower is 18" wide at the top and is gray so it blends into the area. The purpose of the tower is for wireless cellular phone users. The towers need to be 4 miles apart the coverage radius is 2 miles.

Tom Kellish Berry Road presented alternate sites that are on the property of Bud Nurse and Mr. Kellish's property. Mr. Kellish also stated that there is new technology that telephone poles could be used. The top of silos would be less offensive. Mr. Kellish requested that the balloon test be at the maximum height of the tower and at a fair time of day when people are around to see it. He also asked if micro cells could be used to cover gullies.

Applicant explained that micro cells are not economically feasible. There no silo or church steeples to satisfy coverage objectives.

A resident of Webb Road asked why a tower in that area was needed. She had good reception in that area on her cell phone.

Attorney Burgdorf stated that 6 providers have a right through the FCC to provide service.

Attorney Burgdorf stated that all requests from the Zoning Board have been reasonable and they have complied with them.

It would be a monopole 190' unpainted and would be unlighted. Corey Tran presented document, which is on file in the Town Clerk's office

The board requested that the applicant take a look at the original site and the alternative sites on Morezak Road and the site on Mr. Kellish's property. The Nurse site would not be a good site. Mr. Kellish feels that the site on his property would be less obtrusive and a better location. The board also asked the applicant to pick an appropriate site and do another visual (balloon) test.

A sign up sheet was available for persons interested in being notified of the time and date of the balloon. Applicant would send a letter to those on the sheet. The sheet will be in the Town Clerk's office until the 16th of July.

Hearing tabled until August 14, 7:30 PM. Meeting adjourned at 9:50 PM.

Respectfully submitted, Peggy Sutton