

**Minutes of a Regular Meeting of the
Town of Geddes
Zoning Board of Appeals
May, 2019**

Members Present:

David Tortora- Chairman
Dominick Episcopo
Ron Benedetti
Frank Smolen

Also Present:

Donald Doerr- Town Attorney
Martin Kelley- Town Council

Chairman Tortora thanks Mr. Balcer for his diligent, hard working for the board. He now is Code Enforcement Officer for the Town.

Approval of April 2019 Minutes

Chairman Tortora states that he has one correction – page 6 paragraph 4 should state 111 Crestview not 11 Crestview.

1st- Episcopo

2nd- Smolen

All in Favor (Tortora, Episcopo, Benedetti, Smolen)

Opposed- NONE

Motion Carried- 4-0

All matters heard by this Zoning Board of Appeals are in the form of a public hearing. Everyone who wants to be heard will be heard. Before speaking, we ask you clearly state your name & address or the company you represent.

No New Cases

Adjourned Case:

Appeal Case #640 -At the request of AT&T Mobility Corporation, Applicant (Frontier Cellular, Pmb 353-816586), Property Owners, for property at 111 Crestview terrace, (T.M. # 039.-02-01.1/2)located in a Residential A: Single – Family Residential District, for the modification of an existing” Special Use Permit” granted June 13, 2012, for the installation of six (6) new antennas to an existing Monopole Wireless Telecommunication Tower and the installation of associated equipment, including three(3) cabinets and one (1) generator on an existing platform within the existing fenced area, and for such additional relief as may be necessary or appropriate.

Pursuant to Section §267-A of the Town Law of Geddes and Section 240-44.1 C. (1) (c) of the Zoning Ordinance of the Town of Geddes.

The Z.B.A will take lead agency status for the purpose of S.E.Q.R. and I would like to make motion that for the purpose of the NYS Quality Review (SEQR) this case will be determined to be an Unlisted Action, and will be given a negative declaration, unless otherwise advised by our council. Do I hear a second?

2nd- Benedetti

All in Favor

Opposed- NONE

Motion Carried 4-0

Chairman Tortora re-opens the public hearing

Allison Hebel - Centerline Communications (AT&T) states her case. She states that at the last month meeting, residents were concerned about the noise level of the generator. She has submitted to the Board a spec sheet of the generator.

Don Doerr states for the record that the generator will run once a week for maintenance or during a power outage it would run continuously.

Chairman Tortora states that the generator is very quiet with the sound level of 71 decibels.

No questions from the audience.

Chairman Tortora asks for a motion to close the public hearing

1st- Episcopo

2nd- Smolen

All in Favor

Opposed- NONE

Motion – Carried 4-0

Chairman Tortora states the following items will be considered in determining the Notice of Findings:

1. Is the proposed use in compliance with all other applicable regulations of Chapter 240-25, and 240-44.1 Commercial Mobile Service Facility inclusive of specific zoning districts, and all other applicable local, state and federal regulations? **YES, it's an existing monopole tower in compliance. The applicant submitted what was required. No requirements have been shown, the Board chooses to wave.**
2. Will the proposed use have an adverse impact upon the character or integrity of any land use within the immediate neighborhood? **NO, the monopole already exists, not changing the footprint.**
3. Will the proposed use be physically and visually compatible with and not impede the development or redevelopment of the general neighborhood or adversely affect existing land use within proximity to the subject site? **NO, will not have any effect**

4. Will the proposed use generate any adverse environmental impact upon surrounding properties? **NO, same footprint, generator very low.**

Based on the findings and facts, would someone like to make a motion to approve this Special Permit case with one condition?

For the applicant to obtain appropriate permits from the code enforcement office

1st- Episcopo

2nd- Benedetti

All in Favor

Opposed- NONE

Chairman Tortora- **YES**

Episcopo- **YES**

Benedetti- **YES**

Smolen- **YES**

Motion Carried **4-0**

Chairman Tortora asks for a motion to close the meeting

1st- Smolen

2nd- Benedetti

All in Favor

Opposed- NONE

Motion- Carried 4-0

Meeting closes at 7:20 p.m.