

**ZONING BOARD OF APPEALS**  
**MONDAY, JUNE 27, 2016**

Members Present: Ed Darrow, Susan Marteney, Laurie Walter, Scott Kilmer, Rick Tamburrino, Mario Campanello, Stephanie DeVito

Absent:

Staff Present: Brian Hicks, Code Enforcement; Stacy DeForrest, Corporation Counsel

**APPLICATIONS APPROVED:** 155 Ross St. Ext.

**APPLICATIONS TABLED:**

**APPLICATIONS DENIED:**

Ed Darrow: Good evening. Welcome to the City of Auburn Zoning Board of Appeals. I'm board chairman, Edward Darrow. Tonight we will be hearing 155 Ross St. Ext. I ask you at this time to please silence all phones or put them in manner mode.

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**155 Ross St. Ext. R1 zoning district. Area variance for exceeding maximum allowance of 750 square feet for accessory structures (garage and shed). Applicant: Jose Marie Romano**

Chair invites owner to approach.

Rose Marie Romano: Recently had a garage built. Did not realize the machine shed in the back yard put it over the maximum allowed size limit. Applied for a permit due to the contractor being in a rush.

Ed Darrow: The contractor recommended to get the permit?

Rose Marie Romano: My brother got the permit and agreed to demolish the shed when the garage was finished.

Ed Darrow: Is this a local contractor?

Rose Marie Romano: From Camillus.

Ed Darrow: Asks if she understands the reason for the variance.

Rose Marie Romano: Yes.

Ed Darrow: Opens the public hearing. No one wishes to speak. Closed the public hearing and asks the board for comments.

Scott Kilmer: It isn't a big variance and there seem to be extenuating circumstances.

Ed Darrow: Am bothered that the contractor told her to get the permit without benefit of a variance first.

Stephanie DeVito: Plus there has been no complaints from neighbors.

Ed Darrow: Asks for a motion.

Susan Marteney: Makes a motion to approve an area variance of 20 square feet over the allowed maximum of 750 square feet total for combined accessory structures to build a 24' x 30' garage. Applicant currently has an existing 5' x 10' shed.

Mario Campanello: Second.

All members vote in favor. Motion carried.

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## Housekeeping

Ed Darrow: Can Corporation Counsel send a letter to Spicer's?

Stacy DeForrest: The relationship is between the contractor and the client, not the City. We could send an advisory letter only.

Brian Hicks: She also made the statement that the shed would be demolished. We were not privy to any conversations. It was not the intent of the contractor to do anything wrong. She did get a permit with the understanding that the shed would be removed.

Ed Darrow: Did not know the permit was issued with those specifications.

Stacy DeForrest: The past practice to make a motion with language for an area variance is incorrect. I will send a letter indicating proper procedure moving forward. You are not actually proving any elements. You are to balance and consider factors. It is the discussion and balanced that determines the vote.

Ed Darrow: Next meeting is July 25 at 7:00 p.m. Meeting adjourned.