

**City of Olean**  
**ZONING BOARD OF APPEALS**

**Minutes for Zoning Board**  
**Meeting held on February 8, 2018**

**1. Roll Call**

Shayne Certo called the meeting to order at 5:30p.m. Thomas Enright read the roll call. All members were present.

**Present:**

- Charlotte Hardy
- Otto Tertinek
- Darryl Bloom
- Shayne Certo
- Bob Moser
- Michael Padlo
- Thomas Enright

**Staff:**

- Kathleen Hewitt- Account Clerk Typist
- Edward Jennings- Code Enforcement Supervisor

**1. Old Business**

- **Reading and approval January 25, 2018 meeting minutes.**

A MOTION was made by Michael Padlo, seconded by Thomas Enright to approve the meeting minutes as is: Voice vote, ayes all. Motion carried.

## **121 and 121 ½ North 10<sup>th</sup> Street – Review Reasonable Accommodation Request**

Shayne stated the board has only received three of the four requested items from Oxford House are as followed: The fourth item not yet met is the inspection of the property.

- Copy of IRS number,
- Charter
- Lease

Shayne questioned Edward Jennings if there was an update for the board. Edward responded that he passed information onto city attorney Nick DiCerbo and he is trying to work with Oxford house attorney in regards to an inspection of the property.

Thomas stated the only communication will be thru both parties attorney's.

Charlotte noted she has a concern that the lease states six occupants in the house not eight and feels this situation should be handled as well.

Shayne stated until further direction from both attorney's and an inspection is performed on the property this is as far as the board can go. Bob commented that Occupancy will be determined once Code Enforcement has performed an inspection of the house. Edward Jennings stated he would give his interpretation to the building per New York State Code and what the occupancy should be.

Charlotte expressed concern that they should have one living and kitchen area and not two living and kitchens areas. She noted it was presented differently and feels the lack of correspondence with the legal teams and questioned when they will provide more information.

Edward stated he spoke with Nick today and no information had been provided to him. Edward noted he converses with Nick frequently so the board can have some answers and within the next two weeks Edward will make better attempts with Nick to get answers.

Charlotte questioned when the 62 day time frame is up. Shayne responded they have adequate time.

Shayne questioned why Amanda signed the lease when it was her understanding two men in the house should have the lease in their name. Shayne and Charlotte stated they would both like information in regards to this matter.

A MOTION was made by Thomas Enright, seconded Michael Padlo to table the meeting until additional information from the legal teams can be obtained for reasonable accommodations. Voice vote, ayes all. Motion carried.

## **2. New Business:**

Thomas Enright read the application for 316 Laurens Street aloud requesting to construct a 3' x 15' non-illuminated sign in an R3 district: If granted it will vary from Chapter 28 Article 28 Section 11.1.1 of the Zoning law.

A MOTION was made by Bob Moser, seconded by Charlotte Hardy to table the Sign Variance due to a possible Use Variance may need to be obtained: Voice vote, ayes all. Motion carried.

## **Adjournment**

A MOTION to adjourn was made by Otto Tertinek, seconded by Michael Padlo. Voice vote, ayes all, Motion carried.

## **Next Meeting Date**

The next Zoning Board meeting has been scheduled for Thursday, February 22, 2018 at 5:30 p.m. located in Room 119. Meeting adjourned at 5:43 pm.