

BOARD OF APPEALS
Regular Session
North Tonawanda, New York 14120
Monday, August 12, 2019
5:57 P.M.

THE REGULAR SESSION OF THE BOARD OF APPEALS WAS CALLED TO ORDER BY CHAIRMAN BRAUN.

ROLL CALL

Present: Chairman Braun
Commissioner Dreier, Evans, Haacker, Lewis

Absent: None

Also Present: Assistant City Attorney Nick Robinson
Building Inspector Cosimo Capozzi

APPROVAL OF THE MINUTES OF THE REGULAR SESSION JUNE 22, 2019

MOVED by Commissioner Evans SECONDED by Commissioner Lewis
That the minutes of the regular session held June 22, 2019 be approved as circulated
and filed in the office of the City Clerk-Treasurer.

Ayes: Commissioner Dreier, Evans, Haacker, Lewis, Braun (5)

Nays: None (0)

CARRIED.

PROOF OF PUBLICATION PUBLISHED JUNE 29, 2019

MOVED by Commissioner Dreier SECONDED by Commissioner Haacker
That the proof of publication presented by the Clerk of the Board of Appeals of the
notice of a public hearing of the various appeals filed with and to be presented at the
regular session of the Board of Appeals, which was published June 29, 2019 be
received and filed.

Ayes: Commissioner Dreier, Evans, Haacker, Lewis, Braun (5)

Nays: None (0)

CARRIED.

PROOF OF PUBLICATION PUBLISHED JULY 13, 2019

MOVED by Commissioner Dreier SECONDED by Commissioner Haacker
That the proof of publication presented by the Clerk of the Board of Appeals of the
notice of a public hearing of the various appeals filed with and to be presented at the
regular session of the Board of Appeals, which was published July 13, 2019 be
received and filed.

Ayes: Commissioner Dreier, Evans, Haacker, Lewis, Braun (5)

Nays: None (0)

CARRIED.

NEW BUSINESS

#1

USE VARIANCE TO INSTALL A NEW 8' X 5' LED SIGN ON EXISTING POLES @ 624 RIVER ROAD TO INCLUDE ADVERTISING FOR 600 RIVER ROAD. [§103-13.2 F (4) (a) & (c) SIGN INFORMATION SHALL PERTAIN TO PERMITTED USE ON THE PREMISES – SIGN SHALL NOT CONTAIN ANY MOVING, FLASHING OR INTERMITTENT ILLUMINATION].

DLB Properties LLC
10151 Main Street
Clarence, NY 14031

Re: Use Variance to install a new 8' x 5'
LED sign on existing poles located at
624 River Road

At this time the Chairman asked if anyone wanted to speak for or against the requested variance.

There were no speakers for or against the requested area variance.

MOVED by Commissioner Braun SECONDED by Commissioner Haacker
That the Zoning Board of Appeals hereby makes no decision on the SEQR and tables the Use Variance from DLB Properties, LLC, to install a new 8' x 5' LED sign on existing poles located at 624 River Road, to send out to the Niagara County Planning Board for their non-binding recommendation.

Ayes: Commissioner Dreier, Evans, Haacker, Lewis, Braun

(5)

Nays: None

(0)

CARRIED.

#2

USE VARIANCE TO INSTALL A NEW 2' X 4' LED SIGN @ 600 RIVER ROAD TO INCLUDE ADVERTISING FOR OFF PREMISES. [§103-13.2 F (4) (a) & (c) SIGN INFORMATION SHALL PERTAIN TO PERMITTED USE ON THE PREMISES- SIGN SHALL NOT CONTAIN ANY MOVING, FLASHING OR INTERMITTENT ILLUMINATION].

Rock One Development, LLC
10151 Main Street
Clarence, NY 14031

Re: Use Variance to install a new 2' x 4'
LED sign to include advertising for off
premises located at 600 River Road

At this time the Chairman asked if anyone wanted to speak for or against the requested variance.

There were no speakers for or against the requested area variance.

MOVED by Commissioner Braun SECONDED by Commissioner Haacker
That the Zoning Board of Appeals hereby makes no decision on the SEQR and tables the Use Variance from Rock One Development, LLC, to install a new 2' x 4' LED sign to include advertising for off premises, located at 600 River Road, to send out to the Niagara County Planning Board for their non-binding recommendation.

Ayes: Commissioner Dreier, Evans, Haacker, Lewis, Braun

(5)

Nays: None

(0)

CARRIED

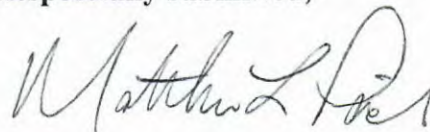
ADJOURNMENT

MOVED by Commissioner Braun **SECONDED** by Commissioner Dreier
That the meeting of the Zoning Board of Appeals be adjourned.
CARRIED.

Time Adjourned: 6:05 P.M.

Next Regular Meeting: September 16, 2019 at 6:00 P.M.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Matthew L. Parish".

**Matthew L. Parish
City Clerk-Treasurer**