

**Joint Town/Village of Lima  
Zoning Board Meeting Minutes  
January 28, 2013**

**Present:** Dennis Neenan, Chairman; Jim VanDick, Vice-Chairman; Andy Matthews, Duane Thompson, John Bailey, Duane Fuller, Steve Werner; Deb Shaughnessy, Secretary

**Guests:** Robert Brisbane, Laurie Lischer, Kendall Conti; Paul Fleming, Village Liaison; Cathy Gardner, Town Liaison

The Meeting of Joint Town/Village Zoning Board (The Board) was called to order at 8:00 p.m. on Monday, January 28, 2013.

**New Items**

**The purpose of this meeting is to review an Area Variance request by Kendall Conti to allow horses on the property located at 7005 Woodruff Road, Lima.** The Board heard comments from Mr. Brisbane, Ms. Conti and Mr. Buzzell (current property owner). According to Town code the minimum required acreage is 3 acres to maintain horses on the property. After hearing comments from Mr. Brisbane and reviewing current code and the property's deed description it was determined that measurements reaching to the middle of the road can be counted to calculate the entire area of the property. This additional lot area would give the applicant allowable acreage and, therefore, no need for a variance. The Board advised the applicant she would be able to successfully go ahead with her plans. The applicant requested that the variance fee be returned since it was found that no variance was necessary. This request was passed onto the Town Board who will make a determination.

**The Public Hearing for this Area Variance was closed at 8:30 p.m.**

**Open Items**

A. Code Ethics

Mr. Kruk presented a revised Code Ethics Law that was passed at the end of 2010. Mr. Kruk will forward a copy to each Board member to review and once reviewed each member will sign a signature page and return same to Mr. Kruk.

B. Member Status

Chairman Neenan announced he would like to step down as Chairman. He will continue to serve as a board member. The Town and Village Boards will choose a new Chairman.

C. D'Angelo Cigars

A new enterprise has contacted the CEO to present a new business to the community.

D'Angelo Cigars would like to utilize a building on his residential property for manufacture, distribution, wholesale and retail of his current tobacco product. The CEO asked for The Board's advice as to whether this was an Ag. District application.

D. Application Format

The CEO distributed newly proposed format for Area Variance and Use Permit application for the Board's input.

**A motion to adjourn the meeting was made and seconded. Motion carried and The Joint Town & Village Zoning Board meeting was adjourned at 9:45 p.m.**