

SEYMOUR ZONING BOARD OF APPEALS
MINUTES PUBLIC HEARING -
APRIL 2, 2009

MEMBERS PRESENT: **Phil Wilhelmy, Robert Ricciuti, Nicolette O'Toole,
David Coe, Theresa Conroy, Len Greene, Ted Holly, Alt.**

OTHERS PRESENT: **Bob Looker, Town Planner**

Chm. Wilhelmy called the public hearings to order at 7:30 p.m.

1. An application for a side yard variance for the purpose of constructing an addition to the dwelling at 129 Squantuck Road. Addition to be 21.26 ft. from the side lot line. .

Tony Marulli, 129 Squantuck Road stated that he is 2 feet short on the side yard. The addition has already been built. He stated that it is an interior lot established before specific regulations for interior lots were enacted. He stated that the property slopes uphill and when looking at it from an angle it appears to be within the setback requirements. He stated that he spoke with his neighbor and they have no objection to the variance.

Mr. Wilhelmy stated that he would like to have the applicant get a letter from the neighbor regarding this application. Mr. Coe stated that he was concerned that anyone could come to the Board after the work has already been done and look for a variance. Mr. Wilhelmy stated that each application is taken on its own. There was no public comment on the application. Mr. Looker stated that it is a non-conforming lot with no frontage.

Mr. Wilhelmy stated that he will keep the hearing open and asked the applicant to get a letter from his neighbor. Mr. Wilhelmy stated that he would also like to get an opinion from town counsel.

MOTION: D. Coe/R. Ricciuti, to continue the public hearing and get legal opinion from town counsel.

In Favor: Wilhelmy, Ricciuti, O'Toole, Conroy, Coe, Greene

Motion Carried 6-0

MOTION: D. Coe/R. Ricciuti, to have applicant get letter of understanding and consent from neighbor.

In Favor: Wilhelmy, Ricciuti, O'Toole, Conroy, Coe, Greene

Motion Carried 6-0

Respectfully submitted,

Maryanne DeTullio
Recording Secretary