

# Zoning Board of Appeals

The Town of Marshall

Minutes of the Regular Meeting Zoning Board of Appeals on 10 April 2024

A meeting of the Zoning Board of Appeals (ZBA) of the Town of Marshall, County of Oneida, and the State of New York was held at the Town Hall 2651 State Rt. 12B, Deansboro, NY on this 10<sup>th</sup> day of April 2024.

**Present:** C. McGill, J. McNair, J. Stephenson, D. Zweifel-Yaciuk

**Absent:** None

**Guests:** Erin Glazier

This meeting was called to order at 18:30 by J. McNair.

## Meeting Minute Review

After reviewing the March 2024 meeting minutes, there are some corrections needed. These will be edited and submitted for approval at the April 2024 ZBA meeting.

**Recognition of Guests:** Erin Glazier, owner of Head Over Heels

## Old Business

Bylaw & Appendices changes were approved by the Town of Marshall Board. J. McNair will remove the old version from the Town of Marshall website and replace it with the newly approved version.

Deb Turner/Dan Williams appeal update. It was announced at the Town of Marshall April board meeting that Mr. Williams has submitted an Article 78 petition to repeal the ZBA's decision.

## New Business

Erin Glazier's use variance pre-application meeting. Erin explained that she has outgrown her space at the Co-Movement gym on Skyline Drive and her lease there will expire in June 2024. Currently, she has 70 athletes, Marshall Mavericks, and 100 children enrolled in the tumbling program. She has obtained a building permit to construct a pole barn and has NYS approval for a driveway permit on her property at 1640 State Route 12, Waterville, NY.

J. McNair explained that the ZBA cannot offer guidance on a use variance or special use permit. Prior to this meeting, Erin was provided with the NYS Guidelines for Applicants to the Zoning Board of Appeals and the Town of Marshall Zoning Regulations. However, she was informed for the use variance, she must prove all four tests. It was also explained that to request a special user permit, she would have to submit a complete application to the ZBA. If complete, then there would be a public hearing and a maximum of 62 days before a decision is rendered. Erin was referred to G. Schreppel, Town of Marshall Codes Enforcement Officer, for guidance by submitting her questions to him via his new TOM email address.

## Executive Session:

None required.

The meeting was adjourned at 19:06.

Initials: DZY

Date: 12 April 2024

CC: ZBA board