

Germantown ZBA
Minutes
August 18, 2022

This meeting was held at the Town Hall with the following members in attendance: Chairwoman Teresa Repko, Joe Guida, Rachel Levine and Randy Phelan. Member AmyJo Davison attended via zoom audio/video conference. Attorney Corinne Smith was in attendance.

Meeting was opened at 7:00p.m.
Pledge of Allegiance.

The Draft Minutes of June 23, 2022, were reviewed and on a motion by Randy, seconded by Joe, with all in favor and none opposed were accepted as written.

In the absence of ZBA secretary, motion was made by Joe to have member Rachel as acting secretary, seconded by Randy, with all in favor and none opposed, and member Rachel accepted.

Public Hearing:

The Public Hearing remained open from June 23, 2022, as the meeting from July 2022 was cancelled. Chairwoman Repko accepted comments and the following were received:

Attorney John Kolesar: represented applicant Laura Sink/Gatherwild stating that he submitted August 8, 2022, letter of representation, exhibit: A: Building Permit exhibit B: NYS Inactive Landfill Initiative, financial documentation, explained the financial investment for upgrade to property and stated that the ZBA previously determined there is no negative impact to the community during their previous interpretation application review.

Genette Picicci: Commented that she wanted to remind the ZBA the permits issued for decks of property were for residential use only. She asked for confirmation that the board received her submission of Matter of Clark v. Board of Zoning Appeals to all members, and her submission of comments from Patty Hinkein and previous GPB Chairman Stephen Reynolds, that was confirmed as being received and in records.

The ZBA made the following comments: Member Joe stated that he would like it noted that if this application is approved all approval from the DOH and various departments are to be complete prior to operating Gatherwild. Member Randy clarified that permits obtained in the building department were for platforms not campsites as mentioned by representing Attorney Kolesar. Attorney Kolesar clarified that he was referring to the

permits as showing the intention of using platforms for tents as that was shown in diagrams submitted.

No further comments are received by the board.

Genette Picicci: asked that the inspection certificates from CEO Mullins be put in record and noted that the inspections were completed only on platforms with no tents present.

On a motion by Joe, seconded by AmyJo, with all in favor and none opposed, the Public Hearing is closed.

Chairwoman Repko asked Attorney Smith to read SEAF Part II and III, for questions 1-11 a unanimous no was answered and on a motion by Randy, seconded by Joe, with all all-in favor and none opposed determined there would be no negative impact on the environment. The Resolution for the Use Variance was read by Attorney Smith, the vote of the board went as follows: motion by council member Joe Guida and seconded by council member Randy Phelan, the resolution was approved by a 4 in favor, 1 opposed vote and is filed with these minutes for the record.

There was no review of Old Business, New Business, or Other Business and on a motion by AmyJo, seconded by Joe, with all in favor and none opposed, this meeting was closed at 7:50pm.

Minutes were prepared by use of Zoom audio/video recording.

Jami L. DelPozzo
Planning and Zoning Secretary