

**A Meeting of the Zoning Board of Appeals for the Town of Moreau, Saratoga County, State of New York was held at the Moreau Town Hall, 351 Reynolds Road, Moreau, NY 12828 on the 23rd day of November at 7:00 PM.**

**ZONING BOARD MEMBERS PRESENT:**

Chairman Gerhard Endal

Kevin Elms

Scott Fitzsimmons

Richard Kubis

John England

**ZONING BOARD MEMBERS ABSENT:** None

Also Present: Ben Marcantonio, Assistant Code Enforcement Officer; Attorney for the Town; Tricia Andrews, Recording Secretary.

Chairman Endal called the meeting to order at 7:05 p.m.

The Board reviewed the minutes of the August and October, 2015 meetings. There was a correction on p. 2523 of the Oct. minutes, which should say “Emminent domain,” and not “imminent.” Motion was made by Mr. Elms and seconded by Mr. Kubis.

Question was raised about the outstanding Appeal by John McAllister. Mr. McAllister has not brought any new information. His Appeal is still open. The Board would like a letter drafted to remind him of the date of the next meeting. Mr. England asked why the Appeal was kept open and Mr. Endal explained that there were several outstanding issues where more information was requested and Mr. McAllister has not yet responded.

**Appeal No. 762**

A request of Saratoga County Economic Opportunity Council Inc. of 39 Bath Street, Ballston Spa, NY 12020 for a Special Permit pursuant to Chapter 149, Article V, Section 149-29 and the Schedule of Regulations in an R-1 Zoning District. Applicant is requesting to operate a Head Start/Early Head Start Classroom at Pine Knolls Alliance Church, 614 Gansevoort Road, South Glens Falls, N.Y. 12803. This property is designated as 50-1-11 on the Town Assessment Map.

A letter has been received from the County stating No Significant County-wide Impact.

No members of the public were present to comment.

The Board reviewed the Short Form EAF submitted by the Applicant. Mr. Elms motioned to make a negative declaration regarding SEQR and Mr. Kubis seconded. Roll call vote proceeded as follows: Mr. England, Yes; Mr. Kubis, Yes; Mr. Elms, Yes; Mr. Fitzsimmons, Yes; Chairman Endal, Yes. Motion carries.

The Board reviewed the criteria for granting a Special Permit and found as follows:

**A Meeting of the Zoning Board of Appeals for the Town of Moreau, Saratoga County, State of New York was held at the Moreau Town Hall, 351 Reynolds Road, Moreau, NY 12828 on the 23rd day of November at 7:00 PM.**

(1) The use shall be of such location, size and character that it will be in harmony with the appropriate and orderly development of the district in which it is situated and will not be detrimental to the orderly development of adjacent districts or reduce property values.

(2) The location and size of the use, the nature and intensity of the operations involved in or conducted in connection therewith, its site, layout and its relation to streets giving access to it shall be such that traffic to and from the use and the assembly of persons in connection with it will not be hazardous or inconvenient to the neighborhood or conflict with the normal traffic of the neighborhood.

Mr. Fitzsimmons motioned to grant Appeal No. 762 for a Special Permit and Mr. Elms seconded. No further discussion. Roll call vote proceeded as follows: Mr. England, Yes; Mr. Kubis, Yes; Mr. Elms, Yes; Mr. Fitzsimmons, Yes; Chairman Endal, Yes. Motion carried.

Mr. Elms motioned to adjourn the meeting and Mr. England seconded. Meeting adjourned at 7:19p.m.

Respectfully submitted,

Tricia S. Andrews