

**Town Of Berne
Zoning Board Of Appeals Minutes
July 19, 2023**

Continuation of Public Hearing from June 21, 2023 Public Hearing:

Public Hearing: Variance Application – Barry and Karen Zwack 32 Glenwood Drive SBL# 92.4-1-46.200

- **Pledge of Allegiance**
- **Roll Call**
- **Quorum Established**
- **ZBA Members Present – Chairman Spargo, Board Member Ryan, Board Member Godin, Board Member Bauer, Board Member Kisselback arrived at 6:45 PM.**
- **Chairman Spargo Called the Public Hearing Continuation to order at 6:30 PM.**
- **The Applicants, Barry and Karen Zwack , are the owners of 32 Glenwood Drive and are seeking Two Variances**
 1. **Variance for the height of the fence**
 2. **Variance for the setback of deck/ sunroom**
- **Chairman Spargo opened the meeting reading a letter into the record, that was received by Steven Farer of Farer Law Firm, P.C., who represents Mr. Victor Procopio the Zwack's neighbor who lives at 36 Glenwood Drive. The letter was to speak out against the two variances that the Zwack's are applying for, and stating reasons why the variances should not be granted.**
- **There was no other communications that were submitted via email, or letters, and no one else came to the continuation of the Public hearing to speak for or against the Zwack's applications.**
- **Chairman Spargo made a motion to adjourn the Public Hearing, Board member Godin seconded the motion was carried with Board members Ryan, Kisselback , Godin, Bauer and Chairman Spargo voting Aye.**

- **Public Hearing Continuation Adjourned at 6:45 PM**

Regular Meeting: 7PM

- **Chairman Spargo Declares that there is a Quorum established.**
- **Chairman Spargo talks about that since there is strong opposition and questions being brought forward that need answers the ZBA Is going to have the Town of Berne Attorney look at the Applications and wait till we get the Town Attorneys input before a Decision is made by the ZBA.**
- **Chairman Spargo spoke that we should wait to make a decision on the Zwack Variances until the ZBA gets our Town of Berne Attorney's input.**
- **Board member Ryan Made a motion to Adjourn the Meeting with Board member Kisselback seconding the Motion, the motion was carried with Board Members Ryan, Bauer, Kisselback ,Godin, and Chairman Spargo Voting Aye.**
- **Meeting Adjourned at 7:08**

Respectfully Submitted

**Peggy Sue Deitz
Administrative Assistant**