

ZONING BOARD OF APPEALS MINUTES

Friday, August 9, 2013
Frye Island Community Center

Present: John Schutz (chairman), Bobbi Aranyi, Jay Ledgard, Andrew DiSalvo, Tim McCarthy

Attendees: Steve Kaplan #34, Robert Neault for #273, Wayne Fournier #1113, John Scarritt #272, John David Scarritt #272, Susan D. Scarritt #272, Inez Kaplan #34, Bob Sutherland #31, Dick VandeHei #277

The meeting was called to order at 7:05 pm.

Minutes: Minutes of July 19, 2013 meeting were accepted and approved as written by the Board with motion of Jay Ledgard, seconded by Bobbi Aranyi.

Old Business:

1. Rohar Trust application for #273 set-back reduction.
 - Reading of the set-back ordinance by John Schutz with a reminder that the Board can only approve or refuse the appeal for the specific set-backs requested.
 - Bobbi Aranyi recused herself as an abutter of the property.
 - Bob Neault provided Sebago Technics survey copies showing pin locations used by construction company and pin locations as shown on Frye Island property map to board members.
 - John Scarritt as abutter to property in question raised issue of State of Maine regulations v. Frye Island ordinances and was reminded by John Schutz that the Board can only deal with Frye Island set back ordinances as written. Tim McCarthy and Andy DiSalvo added that any other decision on the property would have to be made by the CEO, DEP, DPW, and the BoS/EC.
 - Motion by Jay Ledgard to vote to allow the reductions seconded by Tim McCarthy was unanimously carried by the board with the stipulation that the structure meets the exact dimensions as presented by Sebago Technics (Project 07024EC).
2. Nolen application for #36 set back reduction.
 - As the requested set-back was within the minimum allowances, motion to allow was made by Andy DiSanto, seconded by Jay Ledgard and unanimously approved by Board.

New Business:

- Wayne Fournier received a new application for a wooden storage box on a beach that is within the 100' mark of the lake. He will forward the application next week.

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Discussion of Maine Municipal Association Training Session raised three important items learned:

- Board of Appeals has jurisdiction.
- Spirit of the law in Maine is to allow local rule.
- Quorum for voting for the Board would be three if needed.

Next meeting has been rescheduled from September 20, 2013 to September 6, 2013 at 7:00 pm at the Community Center meeting room.

Motion to adjourn the meeting was made by Andy DiSalvo, seconded by Tim McCarthy, and carried by the Board. 7:47 pm

Respectfully submitted,

Talli Sutherland, #31
Recording Secretary, pro tem