

Town of Rockland Zoning Board of Appeals
February 4, 2020
Re-convened meeting
Sign Variance ROC 19-3

Present: Chairman Pro Tem Perry Kuehn, Allen O'Keefe, Sheila Shultz, Sarah Madison
Absent: Phil Vallone and Art Riegal. Also present, Supervisor Robert Eggleton and Code Enforcement Officer, Glenn Gabbard.

At 7:00 p.m. the re-convened meeting from December 17, 2019 was called to order with the pledge to the flag.

Chairman Kuehn stated that a letter was received on December 18, 2019 from the Livingston Manor Fire Department's attorney re-stating their position that under Section 185-30.2 (C)(1) and (20) of the town code that no permit is required as the sign was erected in the interest of the safety and welfare of the public by an exempt governmental body.

Another letter was received on February 3, 2020 withdrawing the pending Area Variance Application for the Fire Department.

Chairman Kuehn stated that he did some research and found case law studies pertaining to signage that found that the ZBA did have jurisdiction. He also spoke with Supervisor Eggleton who confirmed this with an attorney.

At this point, since the Fire Department has withdrawn their application, the ZBA does not have any decision to make and this matter will be left with the Code Enforcement Office to pursue.

Sheila asked if the letter stated what the Fire Department would do with their sign, if any of the compromises offered at the last meeting would be implemented - no information was offered by the department and no one was present to comment.

Sheila made a motion to close this case and refer any decision to the Town Board, Sarah seconded and all were in favor.

Sarah made a motion to accept the minutes from the previous meeting as distributed, Sheila seconded and carried.

A reminder was given that continuing credit hours would be available through the county and on-line.

There being no further business before the board, Allen made a motion to adjourn, Sheila seconded and carried.