

ZONING BOARD OF APPEALS

The hearing on Tuesday, December 14th, 2021, is called to order by Chairman Kwiek at 7:00pm.

Members present: Ron Carey
John Johnston
Harry Kwiek
Gregory Kalinowski
Shawn Pralow

Also: Ray Balcerzak, Bldg. Inspector
Phyllis Todoro, Town Atty.
Robert Schafer, Alternate

Appeals Case #1402 for Spring Brook Volunteer Fire Company of 31 & 70 Pound Road, Elma, NY who were given a continuance for requesting a variance to replace an existing illuminated sign with a new LED sign of similar size and shape § 144-102.1 I (2), (8) and (9), C-1.

Joe Gnojek and Tyler Tedesco were present from Spring Brook Fire Company and Michael Yost from West Seneca Sign company was also present.

The board was advised that Newfane just bought a sign from the company that Spring Brook is looking to go with. The gentleman stated that the signs brightness level will automatically be reduced as the sun sets. West Seneca West also has this type of sign and Jim's Steak Out also has a dimming feature.

Mr. Kwiek asked what NIT means and was told that it relates to the lumens (brightness), Mike Yost was not sure what it stood for. Mr. Carey also asked about the different sections of the sign and if the section that is 3x7 is static and that it will always say the fire company name. The height of the sign is 99 inches (8 feet roughly).

Mr. Pralow asked about the question of how many signs between the two buildings, and it was still 2. Mr. Kalinowski asked if any of the other town boards have asked other questions and it is always the brightness of the sign and sometimes it is the size of the sign.

Mr. Carey stated the most important item is the brightness, but it is also if the sign is static. Mr. Carey stated that is why there is agreement with how often the sign changes and how bright and the colors.

Mr. Kalinowski asked when it will be done, and roughly two months. Mr. Carey asked Mr. Yost if this is location was there first sign in Elma that is this type, and the answer is yes. Mr. Johnston asked if the present sign is being moved and the answer was no it will be taken down and stored away.

No one spoke out for or against.

Mr. Kalinowski made the motion to approve Appeals Case #1402 for Spring Brook Volunteer Fire Company of 31 & 70 Pound Road, Elma, NY who were given a continuance for requesting a variance to replace an existing illuminated sign with a new LED sign of similar size and shape § 144-102.1 I (2), (8) and (9), C-1 noting the following criteria:

- 1) An undesirable change would not be known.
- 2) The benefit could not be achieved another way.
- 3) The request is not substantial.
- 4) The request would not have an adverse physical or environmental effect.
- 5) The alleged difficulty is not self-created in this case.

Seconded by Mr. Carey but he added that the section be amended on the display boards brightness and standards recommended same as St. Gabriel's. All – Yes

Motion to accept the minutes from November 9, 2021, by Mr. Carey. 2nd by Mr. Johnston

Motion to adjourn at 7:36pm by Mr. Johnston, 2nd by Mr. Pralow.

Respectfully Submitted,

Kerry Galuski
Zoning Board Secretary