

DRAFT - MINUTES

**LAKE GEORGE VILLAGE ZONING BOARD MEETING
MARCH 1, 2017 - 6:00 PM
VILLAGE ADMINISTRATION BUILDING
26 OLD POST ROAD - LAKE GEORGE, NY**

BOARD MEMBERS PRESENT: Ron Mogren - Chairman, Kevin Merry, Mike Ravalli, Tom Sullivan, Rob Gregor

BOARD MEMBERS ABSENT:

OTHERS PRESENT: Doug Frost (Code Enforcer), Katharine Erceg (Secretary), Eric Hernandez

Ron Mogren opened the ZBA meeting and the Public Hearing at 6 PM and noted Mr. Eric Hernandez was in attendance.

TAX MAP: 251.14-3-1

APPLICANT: ERIC HERNANDEZ

ADDRESS: 36 MONTCALM STREET

ZONE: COMMERCIAL MIXED USE

AREA VARIANCE :1603

The Applicant addressed the board to seek relief from §220-24 Sign Standards A. General Regulations (7)

No sign or part thereof shall contain or consist of animation, pinwheels, posters, pennants, ribbons, streamers or other similar moving, fluttering or revolving devices. Such devices, as well as strings or light shall not be used for the purposes of advertising or attracting attention when not part of a sign, except as provided.

The Applicant has opened a barber shop at 36 Montcalm Street and is asking for approval of the barber pole outside of the shop mounted on the building. The Applicant addressed the board to talk about his barber shop he has opened, he explained the philosophy of his business and the need for his barber pole which is a long tradition in the barbering industry. Doug Frost explained that the Planning Board had approved the sign but he felt it should come to the Zoning Board because the barber pole is moving and lit and therefore requires relief from the sign ordinance.

Ron Mogren made a motion to close the public hearing

MOTION 2ND: Rob Gregor

Ron Mogren	Tom Sullivan	Mike Ravalli	Kevin Merry	Rob Gregor
Aye	Aye	Aye	Aye	Aye

Ayes = 5 Nays = 0 Motion carried.

Ron Mogren made a motion to approve the application as presented and addressed the benefit to the applicant as weighed against the detriment to the health safety and welfare of the neighborhood or community is greater because:

1. An undesirable change will not be produced in the character of the neighborhood or will not be a detriment to nearby properties because it is a barber pole hanging on the façade of a barber shop.
2. The benefit sought by the applicant cannot be achieved by some other method feasible for the applicant because barbershops historically have a barber pole to advertise.

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3. The requested area variance is not substantial because it is a barber pole mounted to the front of the building.
4. The proposed variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district because the property is located in a commercial district and the barber pole will only be lit and revolving when the shop is open and the barber pole has low illumination.
5. The alleged difficulty was not self-created.

Ron Mogren made a motion to approve the application as presented.

MOTION 2nd Rob Gregor

Ron Mogren	Tom Sullivan	Mike Ravalli	Kevin Merry	Rob Gregor
Aye	Aye	Aye	Aye	Aye

Ayes = 5 Nays = 0 Motion carried.

The Board then reviewed the minutes from the February 2, 2017 meeting and asked that a statement be added to the minutes regarding the 3-2 vote. Tom Sullivan stated that it isn't a true variance and is actually a waiver and there should be criteria for what is justified for the waiver of the Sign Standards §220-24 for the strobe lights at King Neptune's.

Ron Mogren made a motion to adjourn.

MOTION 2ND: Tom Sullivan

Ron Mogren	Tom Sullivan	Mike Ravalli	Kevin Merry	Rob Gregor
Aye	Aye	Aye	Aye	Aye

Ayes = 5 Nays = 0 Motion carried.

Respectfully submitted,

Katharine Erceg

March 2, 2017