

At a regular meeting of the Town Board of the Town of Allegany, County of Cattaraugus, and State of New York, held at the Town Hall, Main Street, in said Town of Allegany, on the 13 day of December, 1984 at 7:30 o'clock p.m.

The meeting was called to order by Daniel Eaton, Supervisor and upon roll being called, there were:

PRESENT: Ray Jonak, Councilman Charles Fortuna, Councilman
Bill Phillips, Councilman
ABSENT: Nickie Bergreen, Councilwomen

The following resolution was offered by Ray Jonak who moved its adoption, seconded by Bill Phillips, to wit:

A RESOLUTION DATED December 13, 1984

A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ALLEGANY ORDERING A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE TOWN OF ALLEGANY ZONING ORDINANCE.

WHEREAS, the Town Planning Board of the Town of Allegany, has proposed certain amendments to the Town Zoning Ordinance, and

WHEREAS, the said proposed amendments are as follows:

Page 9 Article IV Section 4.2 Definitions

START OF CONSTRUCTION A. (FOR FLOOD INSURANCE PURPOSES) AS IS.

Add Second definition:

B. START OF CONSTRUCTION (for Building and/or Zoning Permit)

Any work on subject's property, other than grading or clearing, that is preparatory to construction/^{or} placement thereon of a building or structure shall be considered "start of construction" or use of property for purpose requiring a permit. Included as types of work to be considered are digging or excavation for basement or foundation, septic system or well.

Page 9 Article IV Section 4.2 Definitions

STRUCTURAL ALTERATIONS Delete entire definition as given and substitute the following:

STRUCTURAL ALTERATIONS To change or rearrange the walls, roof, ceiling, floors, supporting beams, columns, or other structural parts; interior plan or layout; the exterior architectural features; or the exit facilities of a structure; or the moving of building from one location to another.

Page 23 Article IX 9.4 Mobile Home Parks and Mobile Homes

Under (A) Mobile Home Parks

(1) (c) Plan of park

Change to read (3) Mobile Home spaces shall be provided consisting of a minimum of 5000 square feet for each space which shall be at least 30 feet wide and clearly defined.

Page 38 Article X Section 10.3 Violations and Penalties.

(B) Procedure for Abatement of Violation

(1) No change

(2) If at any time any building or structure is erected, constructed, altered, repaired, converted or maintained in conformity with this ordinance but without the proper permit, and notification is issued by the building inspector to obtain a permit, an application for the permit must be filed with the proper fee and an additional fee of \$10.00 within five(5) days.

(3) The original number (2) becomes (3).

Page 45 Section 10.7 Building and Zoning Permit fees

Add: Structural Alterations \$ 3.00 as number 4 on the list.

ARTICLE IX - SUPPLEMENTARY REGULATIONS

Add: Section 9.27 Satellite Antennas.

No person shall cause, suffer or permit the erection and/or maintenance of any parabolic dish or other antenna or device, the purpose of which is to receive television, radio and/or microwave or other electrical signals from space satellites except as set forth herein.

- (A) Any such antenna shall be confined to the rear yard of any parcel of realty and shall be an accessory structure requiring compliance with all minimum yard requirements as per zoning law. When a back yard is not accessible or does not meet building specifications, the applicant shall apply to the Zoning Board of Appeals for a variance.
- (B) No such installation shall be permitted or continued except by permit from the Building Inspector. (Structures accessory to other principal uses \$3.00)
- (C) No such device shall exceed fifteen feet (15') at its maximum height, width, or depth.
- (D) No such device shall be installed on or above any building or structure but shall be freestanding.

NOW THEREFORE, IT IS:

ORDERED , That the Town Board of the Town of Allegany hold a public meeting to be held at the Town Hall, Main Street, Town of Allegany, on the 10 day January, 1985, at 7:00, o'clock p.m. to consider the said proposed amendments and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board with relation to such proposed/amendments as may be required by law, and it is

FURTHER ORDERED, that the Town Clerk give notice of such hearing by publishing in the OLEAN TIMES HERALD, a newspaper having circulation in the said TOWN OF ALLEGANY, a certified copy of this order and by posting a certified copy of this order on the signboard of the town, not less than ten nor more than twenty days before such hearing.

The question of the adoption of the foregoing resolution and order was duly put to a vote on roll call, which resulted as follows:

Supervisor Eaton voting aye

Councilman Jonak voting aye

Councilman Phillips voting aye

Councilwomen Bergreen voting aye

Councilman Fortuna voting aye

The resolution and order was thereupon declared duly adopted.

Dated December 13, _____, 1984