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**MINUTES OF THE REGULAR MEETING AND PUBLIC HEARING OF THE CITY OF
RENSSELAER ZONING BOARD OF APPEALS HELD ON OCTOBER, 18, 2004 IN
THE SECOND FLOOR CONFERENCE ROOM OF CITY HALL AT 7:00 PM.**

The regular meeting of the City of Rensselaer Zoning Board of Appeals was called to order by Chairman William McLoughlin at 7:00 pm.

Roll Call was taken, and it was determined there was a quorum.

MEMBERS PRESENT:

William McLoughlin; Daniel Dwyer; Doreen Foust; and Nancy Johnson.

OTHERS PRESENT:

Louise Badi, Jon Badi, Kathy O'Dell, Paul O'Dell and Marybeth Pettit, Planning Director.

MINUTES OF THE SEPTEMBER 29, 2004 MEETING:

Chairman McLoughlin proposed to change the minutes to reflect that when Miss Braman inquired why her request for a variance could not be approved, that Dan Dwyer responded that not only was the Board not permitted to approve the request by law, but that they could be held liable if they did so as Rensselaer's Zoning law does not allow the Zoning Board to grant a side variance of less than three feet. Ms. Johnson motioned for approval of the minutes with Chairman McLoughlin's amendment. Ms. Foust seconded.

All in favor. Motion carried.

PUBLIC HEARING:

Chairman McLoughlin called the public hearing to order at 7:06 pm.

1. Paul O'Dell, Area Variance Request, South Street

Paul O' Dell explained his need for a four foot height variance to construct a garage and storage loft next to his home on South Street. He said that the site is in a heavily trafficked area, surrounded by commercial uses and facing the Port Access Highway.

Jon Badi of 289 South Street spoke and said that he had no objection to the proposed garage.

Chairman McLoughlin closed the public hearing portion of the meeting at 7:10 P.M.

REGULAR MEETING:

Mr. Dwyer made a motion to approve the area variance contingent upon the siding matching that of the primary residence.

Ms. Johnson seconded.

Motion passed with all in favor.

ADJOURNMENT:

Mr. Dwyer motioned to adjourn. Ms. Foust seconded.

All in favor.

The meeting adjourned at 7:15 pm.

Respectfully submitted,

Marybeth Pettit
Director