



**TOWN OF VESTAL
ZONING BOARD OF APPEALS**
605 Vestal Parkway West
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ZBA BOARD MEMBERS:

Chairman: Mark Tomko
Members: Clayton Ellis
Jerry Schultz
Thomas Jackson, Jr.
Eugene Burns
Alternate: John Taylor
Patrick S. McPherson
Attorney: Matthew Butler

Sign Review Board Decision

Hearing Date: April 28, 2022

Hearing Time: 6:20 p.m.

Business/Applicant Name: Emma Cheek, Jax Signs/Adele's Tax Service

Person(s) Appearing on Behalf of Applicant: Emma Cheek

Business Address: 217 Vestal Parkway East, Vestal, NY 13850

BCTMP: #157.18-1-22

Town Code Section Appealed: Chapter 5, Article V, Division 4, Section 5-127.3(a)(8)(a)

Narrative of the Code: Pertaining to requesting signage in addition to the square footage permitted

Current Permitted Sign Square Footage: 50 square feet

Current On-Site Sign Square Footage: 43.75 square feet

Requested Sign Square Footage Increase: 31.94 square feet

Total Sign Square Footage Requested: 75.69 square feet

Requested Interpretation/Determination: Request to install a ground sign in an existing pole structure and a wall sign in an existing sign cabinet for Adele's Tax Service, 217 Vestal Parkway East, Vestal, NY 13850

Proof of publication of the notice of the hearing in *The Town Crier* was submitted, and the Board's letter to the applicant in response to the application was read.

Points of Discussion by Board Members:

- Are there other means to achieve the goal or benefits requested?
- Is this difficulty self-created?
- Will the visual impact have an adverse effect on the environment?
- Is this a minimal or substantial request?
- Will the variance produce an undesirable change for the neighbors?

Discussion: The applicant is requesting to install an 11.94-square-foot ground sign in an existing pole structure and a 20-square-foot wall sign in an existing sign cabinet for Adele's Tax Service, 217 Vestal Parkway East, Vestal, NY 13850. The new signs requested would represent a 25.69 +/- variance from the 50 square feet of signage permitted at the location. The applicant provided photos of how the proposed signs would look as well as dimensions for the proposed signs. Upon questioning from Board members, Emma Cheek explained that while the existing ground signs are unsightly, the property owner does not want to remove them, in particular the largest ground sign that shows the address of the building. She also said the proposed ground sign would be double-sided.

Decision

Motion by: Patrick McPherson to approve the requested variance for an 11.94-square-foot ground sign and a 20-square-foot wall sign in an existing sign cabinet at BCTMP #157.18-1-22 aka 217 Vestal Parkway East, Vestal, NY 13850. This represents a variance of 25.69 +/- square feet.

Second by: Jerry Schultz

Conditions to the Motion: None

Vote: Acting Chairman Clayton Ellis-AYE; Eugene Burns-AYE; Jerry Schultz-AYE; and Patrick McPherson-AYE. Motion approved unanimously.

Dated: May 5, 2022

The Code Enforcement Officer is herewith authorized to take the necessary action to carry out the provisions of this Decision.

ZONING BOARD OF APPEALS
OF THE TOWN OF VESTAL

BY: 
Clayton Ellis, Acting Chairman