

TOWN OF SOMERS
 ZONING BOARD OF APPEALS
 SPECIAL MEETING
 MARCH 16, 2021
 6:30 P.M.
 VIA VIDEO CONFERENCE



MINUTES

[NOT OFFICIAL UNTIL APPROVED AT A SUBSEQUENT MEETING]

A.	<p>CALL TO ORDER Meeting called to order by Chair Dean Hills</p>	6:30 p.m.
B.	<p>ROLL CALL Members & Alternates present: Chair Dean Hills, Susan Peck, Andy Rockett, Doug Stebbins, Dan Thayer, Ralph Williams</p> <p>Members & Alternates absent: B.J. Ferro III, Joe Marinaccio</p> <p>Susan Peck designated voting alternate by Chair Hills</p> <p>Also present: Jennifer Roy, ZEO; Dorian Famiglietti, Esq. representing the Union Agricultural Society; John Parks, Esq, representing the Appellants; Chris Smith, Esq., representing the ZBA; Members of the public; all via Zoom.</p>	6:30 p.m.
C.	<p>PUBLIC HEARING DISCUSSION/DECISION</p> <p>Continued from 02MAR21</p> <p>#20-008 Angela Koehler, et. al., c/o Attorney John Parks, 352 Billings Road, Somers, CT appealing decision of Zoning Enforcement Officer, dated July 3, 2020 regarding the Union Agricultural Society.</p> <p>The Public Hearing on the Appeal having concluded at the Special Meeting of March 2, 2021, discussion commenced among ZBA members regarding the appeal. Several questions for Attorney Smith, ZBA attorney.</p> <p>Motion, Andy Rockett, Second, Dan Thayer:</p> <p>“The ZBA finds:</p> <ol style="list-style-type: none"> 1. This action does not involve the 4-Town Fair, the 4-H fair, or any other such agricultural fairs, all of which are permissible; 2. No other valid non-conforming use was established, and further, the Union Agricultural Society failed to establish such; 	6:34 p.m.

	<p>3. The burden of proof establishing Municipal Estoppel was not met. Therefore, the Zoning Board of Appeals grants appeal #20-008.”</p> <p>Discussion.</p> <p>In favor: Chair Dean Hills; Susan Peck; Andy Rockett; Dan Thayer; Opposed: Doug Stebbins.</p> <p>Motion passes, 4-1.</p>	
D.	<p>ADJOURNMENT</p> <p>Motion by Andy Rockett to adjourn, seconded by Dan Thayer: Passed unanimously</p>	<p>7:54 p.m.</p>