



TOWN OF VERNON

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ZONING BOARD OF APPEALS

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APPROVED Minutes November 16, 2011

Attendees: Bill Francis, Jim Ferguson, Carl Slusarczyk, Bruce Skivington, and David Clough.

Also present: Andy Marchese, Zoning Enforcement Officer, and Jennifer Roy, Zoning Assistant/Recording Secretary

The meeting was called to order at 6:30 p.m. and the opening statement was read.

Jim Ferguson, Secretary read the agenda:

1. PHILIP MORGAN, 624 TALCOTTVILLE ROAD, seeking a Special Exception of Zoning Ordinance Section 4.9.3.4 to allow a Tattoo Shop as a Personal Convenience Service in a Commercial Zone.

Andy Marchese explained that the applicant would like to open a Tattoo Shop which falls under the Personal Convenience Service category, requiring a Special Exception from the Zoning Board of Appeals.

Philip Morgan, 200 West Road, Ellington, present to speak on his application.

Carl Slusarczyk asked Mr. Morgan if he is currently in the tattoo business. Mr. Morgan is, in a shop in Willington.

Jim Ferguson asked Mr. Morgan if he is aware of Connecticut State laws regarding Tattoo Parlors, and requirements such as having a Physician inspect and oversee the operation.

Mr. Morgan explained that he intends on contacting the Physician that works with his current employer. Discussion was held regarding laws, requirements and public health and safety.

Andy Marchese explained that there is a permit process Mr. Morgan will be required to follow if he is granted the Special Exception, before he opens.

No one present to speak in favor or opposition, the hearing was closed and discussion held.

Further discussion was held, Jim Ferguson directed the board's attention to Zoning Regulation Section 17.2.1.2, pointing out their ability to grant a Special Exception with conditions, as deemed necessary for public safety, health and welfare.

Bruce Skivington made a motion to grant the Special Exception, to allow a Tattoo Shop to operate in the Commercial Zone, with the stipulation that all State and Town laws appropriate will be enforced and considered during application process. Carl Slusarczyk seconded the motion, motion carried with 4 in favor and 1 opposed.

2. DONALD NESBIT, 25 BURKE ROAD, seeking a variance from Section 4.1.1.3 required 30 foot front yard setback, to allow construction of an 8'x25' front porch, 18 feet from the front property line in the R10 Zoning District.

Andy Marchese explained the applicant would like to construct a front porch, requiring a variance from the front yard setback.

Scott Tedeschi, of T&S Building, present to speak for Mr. Nesbit. Mr. Tedeschi presented a plan showing the existing steps and the covered porch they would like to construct to allow access to the home with protection from the elements. Plan marked exhibit 1.

Mr. Tedeschi explained the hardship due to lot configuration and size. The home does not have a side door, only front and rear door. The porch will be a covered porch, allowing better access to the house in the winter months.

No one present to speak in favor or opposition, the hearing was closed and discussion held.

Carl Slusarczyk made a motion to grant the variance due to lot configuration; Bruce Skivington seconded the motion, the motion carried by unanimous vote.

Next item on the agenda, approval of the October 19, 2011 meeting minutes.

Carl Slusarczyk made a motion to approve the October 19, 2011 meeting minutes. Jim Ferguson seconded the motion; the minutes were approved by unanimous vote.

Old Business; the board asked Andy about the status of 20 River Street. Andy explained that they now need to come back to the ZBA for a variance for a specific number of cars. He gave the owners a deadline of Wednesday November 23, 2011 or he will issue violation, then citation/fines.

Bruce Skivington made a motion to adjourn the meeting, Dave Clough seconded the motion; the meeting was adjourned at 7:20 p.m.

Submitted by: Jennifer Roy

