

TOWN OF WESTON, CONNECTICUT  
ZONING BOARD OF APPEALS HEARING  
March 22, 2011

MINUTES

Present: Board Members: Chairman MacLeod Snaith, Vice-Chairman Richard Wolf, Nick Noyes, Robert Gardner, Jeff Tallman and Alternate: Ken Edgar

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Mr. Snaith opened the public hearing at 7:38 p.m. The Board Secretary read the agenda into the record.

DISCUSSION/DECISION: SETTLEMENT OFFER BY THE APPLICANT/OWNER, TOAD HALL, LLC V. WESTON ZBA, 306 LYONS PLAIN ROAD,

Pat Sullivan, Town Attorney and John Fallon, Esq., representing the owners, came forward to discuss the matter. Attorney Fallon explained that the case is on appeal, and gave a brief history of the matter. He noted he has had discussions with the Town Attorney and he would propose to settle the issue by having the ZBA grant the owner a variance allowing the cottage as an accessory structure but not as a second dwelling on the property.

Mr. Noyes then questioned what the status of the appeal was and Attorney Fallon explained that it is still pending and they have asked the Court for a 30 day continuance to approach the ZBA for their input. Mr. Noyes then questioned what the structure would be used for if not a dwelling and Attorney Fallon stated that it would be storage, home office, art studio or whatever the ZBA stated as a use. Mr. Noyes then brought up the issue of hardship and discussion ensued.

Following some discussion, the following motion was made:

MOTION TO ENTER EXECUTIVE SESSION

At 8:09 p.m. Mr. Gardner made a motion to enter into Executive Session and Mr. Noyes seconded. The motion was voted on a carried (4-1 [Wolf]).

MOTION TO RE-ENTER REGULAR SESSION

Mr. Wolf made a motion to re-enter regular session and Mr. Noyes seconded. All in favor (5-0) the regular session was resumed at 8:43 p.m.

APPROVAL OF MINUTES

Approval of the January 25, 2011 minutes was continued to the next meeting.

MOTION TO ADJOURN

Mr. Wolf made a motion to adjourn the meeting and Mr. Gardner seconded. All in favor, the meeting adjourned at 8:49 p.m.

Respectfully submitted,

Delana Lustberg  
Board Secretary