TOWN OF BROOKLYN ZONING BOARD OF APPEALS SPECIAL MEETING AGENDA

The Brooklyn Zoning Board of Appeals Commission will hold a public hearing and meeting on Monday, January 24, 2022 at 6:30 p.m.

3 WAYS TO ATTEND: IN-PERSON, ONLINE, AND BY PHONE

In-Person: Clifford B. Green Memorial Center, Suite 24, 69 South Main Street, Brooklyn, CT For fully vaccinated persons attending, masks are optional. For persons not fully					
vaccinated, masks are required. Online: Click link below: https://us06web.zoom.us/j/5075752217	Go to Zoom.us, click Sign In On the top right, click Join a Meeting Enter meeting ID: 507 575 2217 Enter meeting password: change				
Phone: Dial 1 646 558 8656 US Toll Enter meeting number: 507 575 2217 Enter meeting password: change You can bypass attendee number by press	sing #				

Call to Order:

Seating of Alternates:

Approval of Minutes: Regular meeting Minutes January 4, 2022.

Public Hearing

Reading of Legal Notice:

ZBA 21-009 David and Nancy Bell, 10 & 12 Providence Road, Map 24, Lot 57, 0.27 Acres, Village Center Zone, for variances of the Zoning Regulations pertaining to dividing an existing, non-conforming, mixed use lot into two lots: one lot with a commercial use and one lot with a residential use, as follows:

Section 4.A.4.1.1 to vary the minimum lot size from 30,000 sf to create 2 lots, one of 4,150 sf and one of 7,430 sf.

Section 8.B.4.2 to vary the regulation to be allowed to reduce the area of a non-conforming lot in a manner which would increase its non-conformity.

Public Hearing Closes

Unfinished Business:

ZBA 21-009 David and Nancy Bell, 10 & 12 Providence Road, Map 24, Lot 57, 0.27 Acres, Village Center Zone, for variances of the Zoning Regulations pertaining to dividing an existing, non-conforming, mixed use lot into two lots: one lot with a commercial use and one lot with a residential use, as follows:

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Section 8.B.4.2 to vary the regulation to be allowed to reduce the area of a non-conforming lot in a manner which would increase its non-conformity.

Other Business:	
Adjourn:	
Bruce Parsons, Chairman	

ZONING BOARD OF APPEALS REGULAR MEETING MINUTES

The Brooklyn Zoning Board of Appeals held a regular meeting and public hearing on Tuesday, January 4, 2022, at 6:30 p.m. at the Clifford B. Green Memorial Center, 69 South Main Street, Brooklyn, CT as well as virtually via Zoom on the following:

Members Present: Bruce Parsons, Lucien Brodeur, Stephen Mylly and Adam Brindamour.

Members Absent: Bill Macnamara with notice.

Staff Present: Lisa Lindia, Recording Secretary, Margaret Washburn, Zoning Enforcement

Officer.

Also Present: Sherry Greene and Paul Terwilleger.

Call to Order: The meeting was called to order at 6:30 p.m.

Seating of Alternates: None.

Approval of Minutes: Stephen Mylly made a motion to approve the Special Meeting Minutes from November 22, 2021 as written. Lou Brodeur seconded this motion. No discussion held. All in favor. The motion passed unanimously.

Election of Officers: Lucien Brodeur motioned for Bruce Parsons to be Chair, seconded by Stephen Mylly All in favor; motion carried.

Bruce Parsons motioned for Lucien Brodeur to be Vice Chair, seconded by Stephen Mylly All in favor; motion carried.

Reading of the Legal Notice:

Chairman Parsons read the legal notice into the record.

Public Hearings:

1. ZBA 21-008 Sherry and Gary Greene, 215 Stetson Road, Map 2 Lot 6, RA Zone, for variances of the Zoning Regulations pertaining to using a camping trailer as a dwelling until the Certificate of Occupancy for the new permitted house has been issued as follows:

Section 1.D.2.1 to be allowed to occupy a camping trailer as a dwelling where no structure shall be used or occupied except in conformity with all applicable Sections of these Regulations.

Section 1.D.2.2 to move a camping trailer to a front yard where no building or structure shall be built, erected, moved, or altered except in conformity with all applicable Sections of these Regulations.

Section 1.D.2.4 to alter the use of land to move a camping trailer to a front yard and occupy it as a dwelling where it shall be unlawful to alter the use of land until the application and plans have been approved by the Zoning Enforcement Officer, and a building permit issued by the Building Official.

Section 3.A.3.2.4 to be allowed to use a camping trailer as a dwelling in a front yard where storage of camping trailers is allowed only in a side yard or rear yard after a Certificate of Occupancy has been issued for a residential-related use.

Public Discussion: Sherry Greene presented. A purchase and sales agreement was available back on February 20, 2021. There were problems with their closing, due to a probate issue, and it was delayed until 9/30/21. Meantime they had sold their home and were living in their camping trailer in a campground. They have tried to find rental but had trouble finding somewhere to be close to the property and somewhere they would take the pets. While waiting for the house to be built and having no other option they moved their camper to the land not knowing they could not do this. They did not become aware until Margaret Washburn came out for the Wetlands Permit Inspection which was on 10/13/21. The house is currently framed, the roof should be on next week and the kitchen installed the following week.

Lucien Brodeur asked if they are still living in it and if they were warm.

Ms. Greene said yes, and they are rather comfortable. There is hay all around the camping trailer.

Bruce Parsons asked if NDDH let them tie into the septic. Ms. Greene confirmed that they have been approved for that.

Bruce Parsons mentioned that the zoning regulations only allow living in a camper if the house burned down. Bruce Parsons said: According to your letter of hardship, you were unable to find rental property that allows for pets or nearby. Ms. Greene explained the closest location would be Norwich.

Lucien Brodeur asked when was she hoping for a CO? Ms. Greene is hoping for late March. There are some items that she having trouble getting such as a meter socket. It is on backorder for 90 days.

Lucien Brodeur suggested: If you run into problems you can put in a temporary service. Sherry said they can't get a meter socket; they need a special one for Connecticut.

The well and septic are going in soon. Cabinets are coming in the second week of January. Windows and doors expected January 14th. The garage door is expected the third week of January.

Adam Brindamour asked to for confirmation that NDDH approved the septic tie-in. Ms. Greene confirmed that she had the approval from them. He also asked where the camper will go after the house has a C.O. Ms. Greene said in a field and confirmed it is in a side yard.

Public Hearing Closes

Chairman Parsons closed the public hearing at 6:44 p.m.

Unfinished Business:

1. ZBA 21-008 Sherry and Gary Greene, 215 Stetson Road, Map 2 Lot 6, RA Zone, for variances of the Zoning Regulations pertaining to using a camping trailer as a dwelling until the Certificate of Occupancy for the new permitted house has been issued as follows:

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Section 3.A.3.2.4 to be allowed to use a camping trailer as a dwelling in a front yard where storage of camping trailers is allowed only in a side yard or rear yard after a Certificate of Occupancy has been issued for a residential-related use.

Motion –Bruce Parsons made a motion to handle it under Section 6.H.2 of the Zoning Regulations as if there had been a fire which allows for an emergency trailer. Lucien Brodeur seconded. All in favor; motion carried. The Greenes can use the camping trailer as a dwelling for up to one year. The trailer is to be moved to the side yard within 15 days after a C.O. is issued.

New Application Received:

ZBA 21-009 David and Nancy Bell, 10 and 12 Providence Road, Map 24, Lot 57, 0.27 Acres, Village Center Zone, for variances of the Zoning Regulations pertaining to dividing an existing non-conforming mixed-use lot into two lots: one lot with a commercial use and one lot with a residential use, as follows:

Section 4.A.4.1.1 to vary the minimum lot size from 30,000 sf to create 2 lots, one of 4,150 sf and one of 7,430 sf.

Section 8.B.4.2 to vary the regulation to be allowed to reduce the area of a non-conforming lot in a manner which would increase its non-conformity.

January 24th at 6:30pm at the Green Building by consensus. ZBA choose date for Special meeting, 1/24/22 not 2/3/22

Paul Terwilliger spoke at Lou Brodeur's request. According to the deed, the parcel has three separate tracts. However, the accessor's map shows it as one lot. David Bell wants to change the property lines to allow for parking. There were two tracts containing the store and one tract containing the house. The house used to be the Post Office. The State reconfigured the intersection and took 3 parking spots.

Other Business:

Lisa M. Lindia, Recording Secretary

Adjourn: Meeting closed at 6:59 pm, motion Mylly all in favor motion carried.	ed by Lucien Brodeur, seconded by Stephen

BROOKLYN ZONING BOARD OF APPEALS APPLICATION

PPLICATION # 2BA-2 -009 DATE SUBMITTED DECEMBER 2020
PPLICANT: David P. & Nancy M. Bell
IAILING ADDRESS: PO Box 358, Brooklyn, CT 06234
ROPERTY OWNER: (if different)Same
AAILING ADDRESS:
ROPERTY LOCATION: 10 & 12 Providence Road
MAP: 24 LOT: 57 ACRES: 0.27
ONE: RA R-30 VCD R-10 NC PC RB I-1 (circle one)
s Property within 500' of a municipal boundary?No
application is submitted for approval of the following (check all that apply):
Variance of the Zoning Regulations, Sections 4.A.4.1.1, 8.B.4.2 The variance being requested is 4150 SF, 7430 S.F. in lieu of 30,000 S.F. required.
Appeal of an order, requirement or decision of the ZEO under Sec. 17.2 of the Brooklyn Zoning Regulations.
Locational Approval for the dealing in or repairing motor vehicles (CGS 14-54), motor vehicle recycler's yard or motor vehicle recycler's business (CGS 14-67i), or sale of gasoline or other product intended for use in the propelling of motor vehicles using combustion type engines (CGS 14-321).
Complete Description of Project (attach additional sheets if necessary):
Divide Commercial use from residential use lot.
Specify Hardship, if applying for a variance: Town combined lots through merger clause
zoning regulations (8.B.4.3), but there are two different uses/buildings on the prop
Current deed from 1983 has separate tracts. Boundary line relocation will
allow for parking on commercial lot. EXISTING NON-CONFORMING LOTS

The following information must accompany each application:

- 1. A plot plan, prepared by a licensed land surveyor, to A-2 survey standard **or** at the Board's discretion, a plot plan, prepared from available information, sufficiently accurate to allow the members to reach an informed decision.
- 2. Enclose a copy of letter of denial from the Zoning Officer.
- 3. See Article 17, Section 3 of the Brooklyn Zoning Regulations for the powers and duties of the Board and the criteria for decision-making regarding variances. All criteria must be addressed in the information provided to the Board.
- 4. Please make check payable to the Town of Brooklyn.
- 5. Applications may be mailed to the Brooklyn Land Use Office, P.O. Box 356, Brooklyn, CT 06234 or delivered in person during regular business hours to the Land Use Office, Suite 22, 69 South Main Street, Brooklyn, CT.
- 6. Notification: Any application involving a public hearing will require, at the Petitioner's own expense, that the Petitioner send notice of the application at least 15 days prior to the date of the public hearing via certificate of mailing to all owners of record of any abutting properties as well as to owner's of record of those properties that lie opposite the parcel across any street or thoroughfare. Copies of the list of abutters and certificates of mailings are to be provided the day of the public hearing. Abutting owners shall be the owners identified in the tax assessor's records.
- 7. If the proposed activity is located within a Drinking Water Supply Aquifer Area then the attached Public Water Supply Aquifer Area Project Notification Form must be completed and attached to the application.
- 8. It is the responsibility of the applicant to contact the Building Inspector, Inland Wetlands and Watercourses Agent and/or Fire Marshal to determine if other permits are required.

NOTE: Lack of accurate information may cause the Board to deem that the application is an incomplete application and may be grounds for denial.

The undersigned applicant(s) and owner(s) hereby depose and state that the information contained in this application and in all documentation provided is complete, true and accurate to the best of my/our knowledge and belief.

Applicant

Date

Property Owner

Date



October 16, 2007

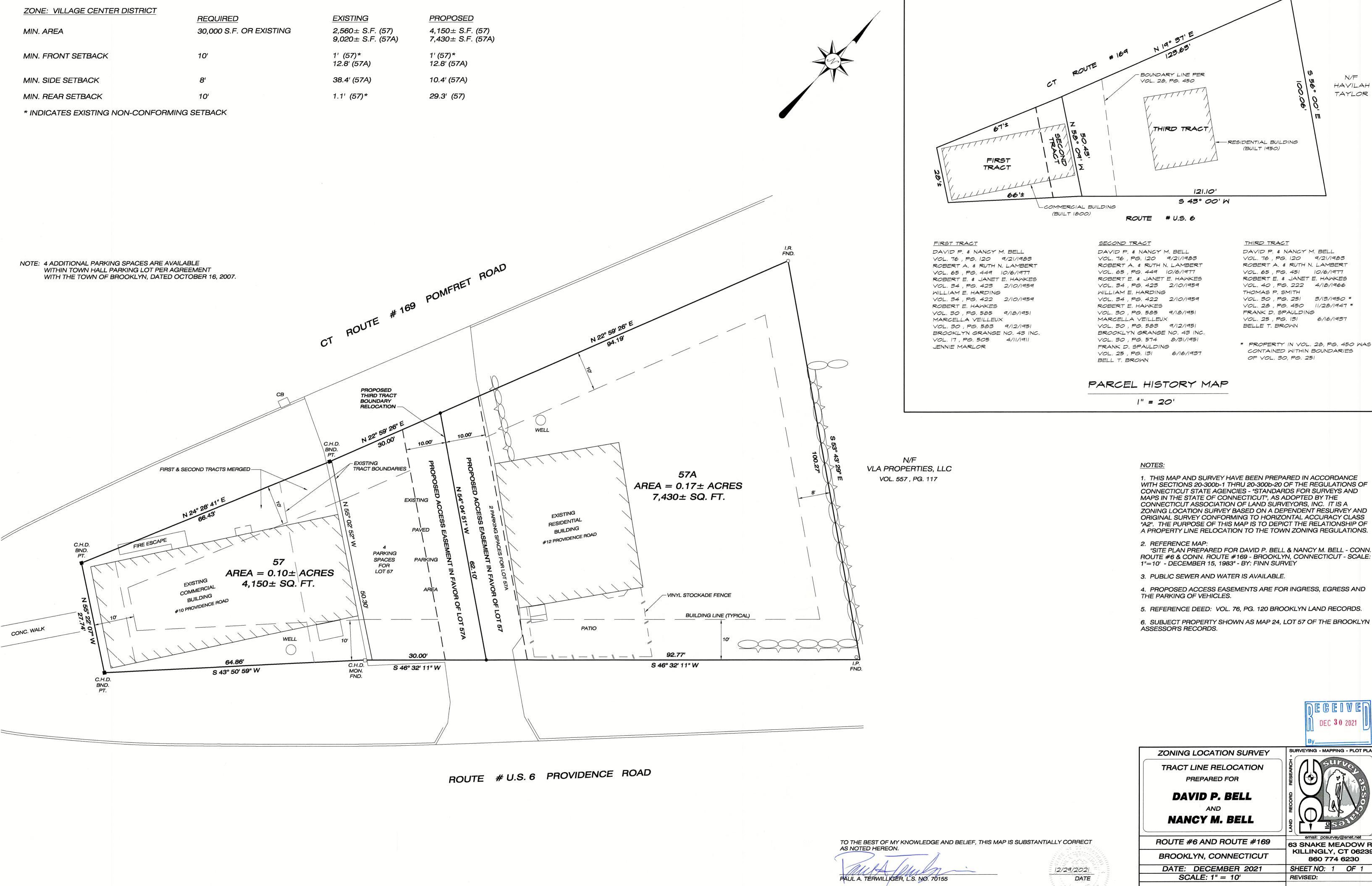
To Whom It May Concern:

As a result of the Connecticut DOT's reconfiguring the intersection of Route 6 and Route 169 and the resultant loss of all the parking at the front (easterly) side of the 10 Providence Road property, the State's and the Town of Brooklyn's duly authorized representatives met together and agreed to make the Route 169 exit/entrance to the Town Hall parking lot wide enough to accommodate two-way traffic into and out of the lot and to provide four (4) additional parking spaces at the rear of the lot for the use of business tenants, staff or customers of the 10 Providence Road property during usual business hours.

The agreed actions have been taken and this letter briefly summarizes them and acknowledges that agreement.

Sincerely,

Roger Engle First Selectman



HAVILAH TAYLOR - RESIDENTIAL BUILDING (BUILT 1950)

> DAVID P. & NANCY M. BELL VOL. 76 , PG. 120 9/21/1983 ROBERT A. # RUTH N. LAMBERT VOL. 65 , PG. 451 10/6/1977 ROBERT E. & JANET E. HAWKES VOL. 40 , PG. 222 4/18/1966

THOMAS P. SMITH VOL. 30 , PG. 251 3/13/1950 * VOL. 28 , PG. 450 11/28/1947 * FRANK D. SPAULDING VOL. 25 , PG. 131 6/16/1937 BELLE T. BROWN

* PROPERTY IN VOL. 28, PG. 450 WAS CONTAINED WITHIN BOUNDARIES OF VOL. 30, PG. 251

WITH SECTIONS 20-300b-1 THRU 20-300b-20 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES - "STANDARDS FOR SURVEYS AND MAPS IN THE STATE OF CONNECTICUT", AS ADOPTED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC. IT IS A ZONING LOCATION SURVEY BASED ON A DEPENDENT RESURVEY AND ORIGINAL SURVEY CONFORMING TO HORIZONTAL ACCURACY CLASS "A2". THE PURPOSE OF THIS MAP IS TO DEPICT THE RELATIONSHIP OF A PROPERTY LINE RELOCATION TO THE TOWN ZONING REGULATIONS.

"SITE PLAN PREPARED FOR DAVID P. BELL & NANCY M. BELL - CONN. ROUTE #6 & CONN. ROUTE #169 - BROOKLYN, CONNECTICUT - SCALE: 1"=10' - DECEMBER 15, 1983" - BY: FINN SURVEY

3. PUBLIC SEWER AND WATER IS AVAILABLE.

JOB NO: 21049 | F.B. NO: 228

NO CERTIFICATION IS EXPRESSED OR IMPLIED UNLESS THIS MAP BEARS THE EMBOSSED

SEAL OF THE LAND SURVEYOR WHOSE SIGNATURE APPEARS HEREON.

- 4. PROPOSED ACCESS EASEMENTS ARE FOR INGRESS, EGRESS AND
- 5. REFERENCE DEED: VOL. 76, PG. 120 BROOKLYN LAND RECORDS.

DEGEIVE DEC 30 2021

SURVEYING . MAPPING . PLOT PLANS

63 SNAKE MEADOW RD

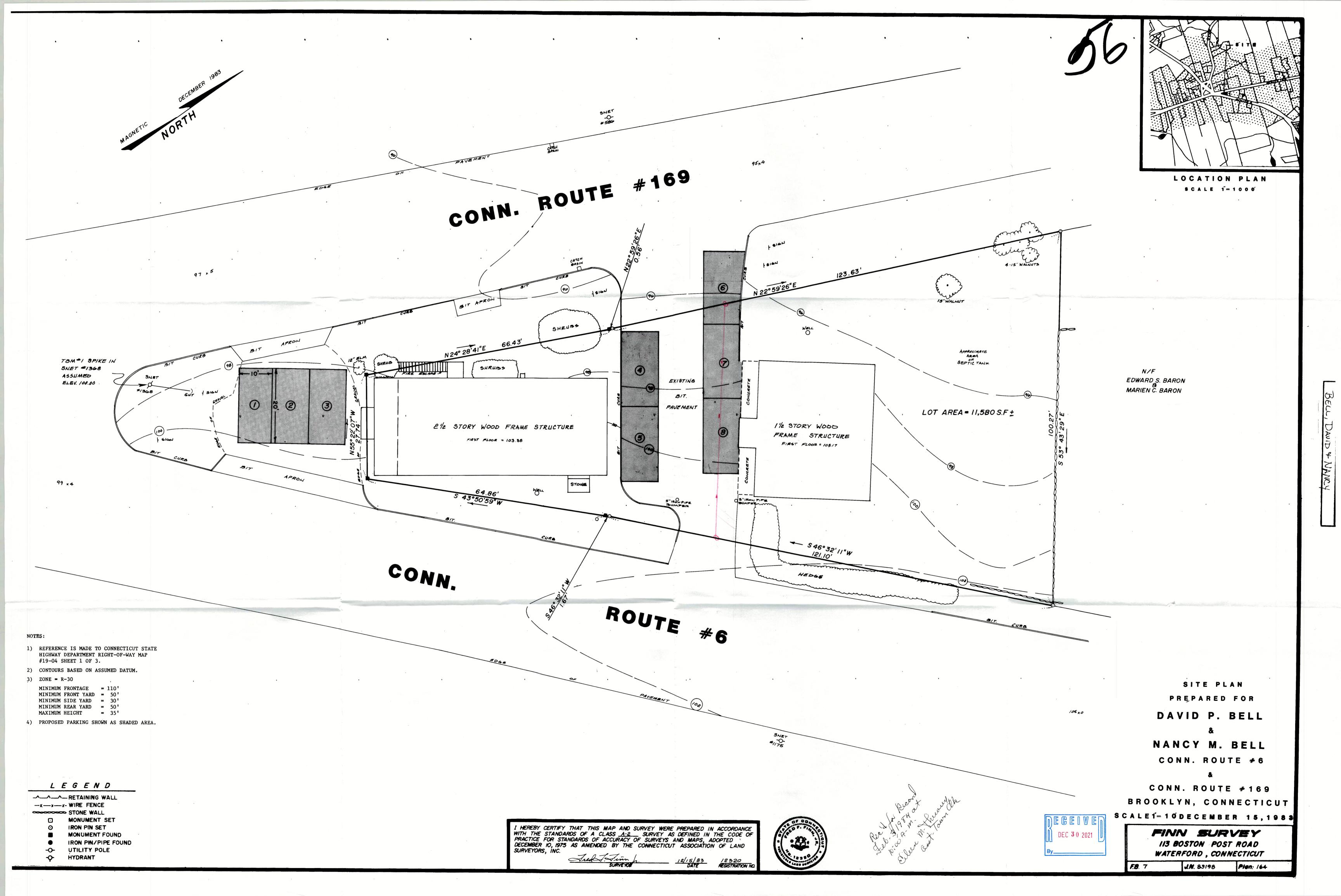
KILLINGLY, CT 06239

860 774 6230

SHEET NO: 1 OF 1

REVISED:

DRAWN BY: P.A.T. MAP NO:



ABUTTERS LIST

10 & 12 PROVIDENCE ROAD, BROOKLYN, CT

MAP 24 – LOT 56	BROOKLYN CENTER CORPORATION, 314 PROVIDENCE ROAD, BROOKLYN, CT 06234
MAP 24 – LOT 55	TOWN OF BROOKLYN, PO BOX 356, BROOKLYN, CT 06234
MAP 24 – LOT 140	TRINITY EPISCOPAL CHURCH, PO BOX 276, BROOKLYN, CT 06234
MAP 24 – LOT 139	OUR LADY OF LASALETTE CHURCH, PO BOX 211, BROOKLYN, CT 06234
MAP 24 – LOT 139-1	GEORGE M. RICHARDSON, 54 DUGG HILL RD, WOODSTOCK, CT 06281
MAP 24 – LOT 58	VLA PROPERTIES, LLC, PO BOX 22, BROOKLYN, CT 06234



TOWN OF BROOKLYN ZONING BOARD OF APPEALS PUBLIC HEARING NOTICE

The Brooklyn Zoning Board of Appeals will hold a Public Hearing and Special Meeting on Monday, January 24, 2022 at 6:30 p.m., at the Clifford B. Green Meeting Center, 69 South Main Street Brooklyn, CT, in-person and virtually via Zoom, on the following application:

ZBA 21-009 David and Nancy Bell, 10 & 12 Providence Road, Map 24, Lot 57, 0.27 Acres, Village Center Zone, for variances of the Zoning Regulations pertaining to dividing an existing, non-conforming, mixed use lot into two lots: one lot with a commercial use and one lot with a residential use, as follows:

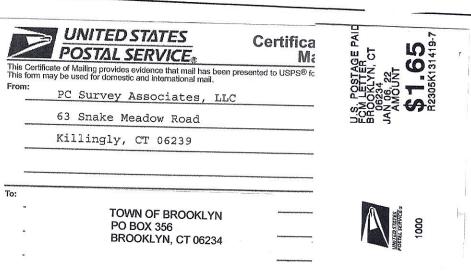
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Section 8.B.4.2 to vary the regulation to be allowed to reduce the area of a non-conforming lot in a manner which would increase its non-conformity.

Interested persons may appear and be heard. Written communications will be accepted. A copy of the application is available on the Town of Brooklyn Website. Zoom meeting information will be included on the January 24, 2022 Zoning Board of Appeals Commission Agenda.

Bruce Parsons, Chairman Zoning Board of Appeals

This Certificate This form may be From: P	UNITED STATES POSTAL SERVICE Of Mailing provides evidence that mail has bee be used for domestic and international mail. C Survey Associates, LI 3 Snake Meadow Road illingly, CT 06239	Certificate Mailii n presented to USPS® for mailli	U.S. POSTAGE PAID FCM LETTER BROOKLYN, CT 06234 JAN 06,22 JAN 06,22 JAN 06,22 F. C. T.
To:	OUR LADY OF LASALETTE PO BOX 211 BROOKLYN, CT 06234 7, April 2007 PSN 7530-02-000-9		WATER STORY STATE OF THE PARTY



PS Form **3817**, April 2007 PSN 7530-02-000-9065



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VLA PROPERTIES, LLC PO BOX 22 BROOKLYN, CT 06234	MINTEDSTEES. FOSTAL SERVICES.	Certificate Malli has been presented to USPS® for mail. S, LLC d	DRATION
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To: GEORGE M. RICHARDSON 54 DUGG HILL ROAD WOODSTOCK, CT 06281	WOTED STORES. FORTH. TEMPICE. 1000	This for From:	PS Form

PS Form **3817**, April 2007 PSN 7530-02-000-9065



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PC Survey Associates, LLC

63 Snake Meadow Road

Killingly, CT 06239

TRINITY EPISCOPAL CHURCH PO BOX 356 BROOKLYN, CT 06234

TAGE PAID







Form **3817**, April 2007 PSN 7530-02-000-9065





