

**ZONING BOARD OF APPEALS**  
**June 3, 2009**

A regularly scheduled meeting of the Zoning Board of Appeals of the Town of Trumbull was held in the Town Hall on Wednesday, June 3, 2009.

Members Present: Richard Puskar, Chairman  
Michael Muir; Carl Scarpelli; Joseph Vitrella and alternates  
Fred Garrity; Dennis Miko and William Malmstedt

Also Present: James Cordone, Town Attorney and Bill Levin, Town Planner

The following is a brief summary of the meeting. The complete record is on tape, on file in the office of the Zoning Board of Appeals.

A quorum being present, the Chairman called the meeting to order at 7:30 p.m.

In the absence of Commissioner Savino, Fred Garrity was designated as the fifth voting member.

**PUBLIC HEARING**

Application #09-13 – James Migliore, 99 MacArthur Road

Variance of Art. II, Sec. 1.3.2.2. with respect to permitting a 10'x16' oversized shed.

James and Lynn Migliore presented the application. A letter of approval from the immediate neighbor and an illustration of the proposed shed were submitted for the record.

Upon inquiry, Lynn Migliore indicated that the existing shed would be removed.

Application #09-14 – Dawn Juricic, 78 Friar Lane

Variance of Art. II, Sec. 1.2.2.2. with respect to permitting a 10'x16' oversized shed.

The applicant, along with her landscape architect, Jim Lang, presented the application. Mr. Lang submitted a drawing of the shed and indicated that the area where the structure would be located is wooded and will not be visible from the neighboring properties.

Application #09-15 – Anthony Cusello, 2 West Mischa Road

Variance of Art. III, Sec. 1 with respect to insufficient minimum yard requirements to construct an addition 2.2' from the W/S property line, 2.2' from the E/S property line, and with respect to increasing the maximum floor area ratio (.29/1013.26 sq. ft. allowed; .385/1345 sq. ft. requested).

The applicant, Anthony Cusello, detailed the proposed construction. A previous application for an addition to his residence was denied by the Commission. Mr. Cusello indicated that the application presented tonight addresses the Board's concerns with the prior proposal.

The revised plan indicated a total square footage of 1,345 sq. ft., which was a reduction of 805 sq. ft. from the previous application. The height of the building was also reduced from 30' to 27' feet.

There was concern that the proposed construction would cause the house to overshadow the neighboring home. Mr. Cusello indicated that due to the lay of the land the abutting house is situated at least 10' above his. The applicant submitted a picture of the home directly across the street from his residence, which he indicated was of a similar design.

#### Public Comment

Robert Laughlin, 3 Mischa Road, the abutting neighbor, spoke in favor of the application. He confirmed that Mr. Cusello's home is lower down than his and will not impede his view.

This concluded the Public Hearing.

### **REGULAR MEETING**

Tonight's applications were considered and the Commission took action as follows.

Application #09-13 – James Migliore, 99 MacArthur Road

MOTION MADE (Vitrella), seconded (Scarpelli) and unanimously carried (Puskar, Garrity, Muir, Scarpelli, Vitrella) to approve Application #09-13, as submitted, subject to the Town Storm Water Management Policy.

Application #09-14 – Dawn Juricic, 79 Friar Lane

MOTION MADE (Vitrella), seconded (Scarpelli) and unanimously carried (Puskar, Garrity, Muir, Scarpelli, Vitrella) to approve Application #09-14, as submitted, subject to the Town Storm Water Management Policy.

Application #09-15 – Anthony Cusello, 2 West Mischa Road

MOTION MADE (Vitrella), seconded (Garrity) and unanimously carried to approve Application #09-15, as submitted, subject to compliance with the requirements of the Town Engineer, dated June 3, 2009.

There being no further business to discuss a motion was made by Commissioner Muir and seconded by Commissioner Scarpelli to adjourn. The June 3, 2009 meeting of the Zoning Board of Appeals adjourned at 7:50 p.m. with unanimous consent.

The next regularly scheduled meeting of the Zoning Board of Appeals will be held on Wednesday, August 5, 2009 at 7:30 p.m. in the Trumbull Town Hall. There is no scheduled meeting for July.

Respectfully submitted,

Helen Granskog  
Clerk of the Zoning Board of Appeals