

**TOWNSHIP OF O'HARA
ZONING HEARING BOARD
REGULAR MEETING MINUTES
October 6, 2008**

MEETING was called to order at 7:30 P.M. by, Mr. Russell Orkin, Chairman in the Township of O'Hara Municipal Building, 325 Fox Chapel Road, Pittsburgh, PA 15238. On roll call, Mr. Russell Orkin, Chairman, Mr. Robert Willison, Vice Chairman and Mr. Christopher Klein, Alternate. Scott Chermak, Zoning Officer was present on behalf of the Township. Twelve interested parties were also in attendance. All persons wishing to give testimony during the hearing were sworn in.

ZONING HEARING BOARD CASE NO. 1090 Was heard by the Board regarding a request from Mr. Aaron Catchen on behalf of Mr. & Mrs. Rajkumar Sarma, 309 Marberry Drive, Pittsburgh, Pa 15215 wish to obtain the necessary variances for proposed deck on property located at 309 Marberry Drive, Pittsburgh, PA 15215. The subject property is located in a "R-2" (Suburban Residential) Zoning District. As proposed, the request violates Chapter 72, Sections 72-5.26.E and 72-2.9 of the O'Hara Township Zoning Ordinance. As proposed, the deck would extend (5') five foot into the required (15') fifteen foot side yard resulting in a distance of (10') ten feet from the deck to the property line. And as proposed, portions of the addition and deck would fall inside the (20') twenty foot sanitary sewer easement at the rear. Mr. Catchen explained to the Board that there is a limited amount of space on the property to build this deck on as there is a sanitary sewer easement in the rear yard. Since we are so limited for space in the back yard we would like to run the deck around the side of the house and put the stairs in the side yard.

Mr. Sarna told the Board that their parents have moved in with them and they now need a bigger space to accommodate his family needs and he would be willing to sign an agreement with the Township allowing them access for the sewer easement.

Mr. & Mrs. Sydney Finkelstein, 311 Marberry Drive spoke in opposition to the variance requested as the deck will be very close to their property line. Mr. Finkelstein said they are aware that the family does need a larger living space and they sympathize with them but the deck encroaches 5 foot and will impact their property as by our garage at the rear of the property we have a patio and their deck would be right there.

Mr. Orkin asked Scott if they could move this deck into the rear yard anymore? Scott replied The Township does not want the deck over closer to the sewer easement. It must be at least (4') four feet away from the easement.

Motion by Dr. Alvin Kinsel to continue the variance request to the November 3, 2008 meeting. Seconded by Mr. Robert Willison. Motion carried unanimously.

ZONING HEARING BOARD CASE NO. 1091 Was heard by the Board regarding a request from Mr. Russell Elliott, 94 Kittanning Pike, Pittsburgh, PA 15215 wishes to obtain the necessary variances for and existing shed on property located at 94 Kittanning Pike,

Pittsburgh, PA 15215. The subject property is located in a "R-3" (Urban Residential) Zoning District. The request violates Chapter 72, Sections 72-1.2 and 72-13.98.D of the O'Hara Township Zoning Ordinance. As proposed, a storage shed has been placed in the front yard of the property.

Mr. Russell Elliott spoke to the Board and told them that he spoke to his neighbors and none of them mind his shed in his front yard. Mr. Elliott explained to the Board that he does not have enough room in his back yard to put the shed. Mr. Elliott said he would use the shed for storage of his motorcycle as he does not want to leave it out on the street as he has had a car stolen and does not want his motorcycle stolen also. Mr. Orkin asked Mr. Elliott if he could put some shrubs or hedges in front of the shed to help hide it from the street. He said he could put one on each side of the front of the shed.

Motion by Mr. Robert Willison to grant the variance as requested subject to Mr. Elliott planting some bushes or shrubs in front of the shed. Seconded by Dr. Alvin Kinsel. Motion carried unanimously.

MINUTES

Approval of the September 8, 2008 meeting minutes.

ADJOURNMENT

Having no further business, the meeting was adjourned at 8:20 p.m.

Dr. Alvin Kinsel, Secretary