

**TOWN OF NISKAYUNA  
ZONING BOARD OF APPEALS  
One Niskayuna Circle  
Niskayuna, New York 12309-4381**

**The Zoning Board of Appeals of the Town of Niskayuna will conduct a regular meeting on WEDNESDAY, February 17, 2016 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, One Niskayuna Circle, Niskayuna, New York to consider the following:**

**1. The appeal of David Fusco, owner, 4017B State Street, Schenectady, New York 12304,** for a variance from Section 220-17(A) of the Zoning Ordinance of the Town of Niskayuna for an application for the construction of a 36,570 square foot apartment building located at 2340 Nott St East. The property is located in the R-3: High Density Residential Zoning District. Section 220-17 (A), states “[n]o building or structure shall exceed a height of 35 feet above the average finished grade adjoining the building unless otherwise specified in this chapter.” As proposed, the building height will be thirty nine (39) feet in height; therefore, a four (4) foot height variance is required.