



**NATURE OF APPLICATION  
AND  
SUMMARY OF EVIDENCE PRESENTED**

Application for a renewal of a Special Permit pursuant to Article IV § 220-23(A)(6) of the Zoning Ordinance in the matter of the continued operation of a horse training academy [Whipstick Farm].

The property is located on the east side of Elmwood Road, designated on the Tax Map as Sheet 44, Block 10057, Lots 3, 4, 98 and 99 in an R-4A, Four-Acre Residential District.

Chairman Egginton asked if anyone objected to the notice as it appeared in the Lewisboro Ledger. No one responded.

Mr. Cunniffe was present at the July 30<sup>th</sup> meeting.

Chairman Egginton read the Special Permit Inspection Form into the record, dated 7/8/08. Chairman Egginton stated that this application is a renewal for the Special Permit and he is inclined to waive the site walk.

Mr. Krellenstein stated that he is inclined to waive the site walk.

Chairman Egginton asked if anyone wished to be heard either in favor or opposed. No one responded.

**FINDINGS AND CONCLUSIONS**

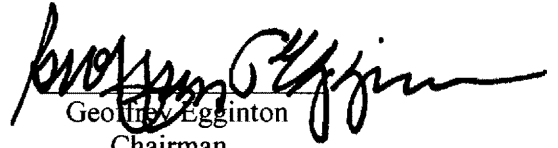
Chairman Egginton stated that the application meets all of the criteria of the Zoning Ordinance for a Special Permit. He stated an application for a Special Permit unlike a variance, is a legislative finding by the Town Board not the Zoning Board of Appeals that if it meets the criteria of the ordinance then the permit must issue. Chairman Egginton stated based on the information given by the Building Inspector who had indicated that all the plans and conditions are in conformance with that of the prior approvals and the testimony given by the applicant, the ZBA resolved to approve the application for the renewal of the Special Permit under the same conditions and terms of the previous Special Permits which shall be incorporated into the new Resolution as follows:

- The conditions delineated in the Horse Management Plan be deemed both a part of the previous applications, as well as deemed part of this present Resolution.
  
- The renewal of the Special Permit is granted for a period of five (5) years.

The motion was seconded by Mr. Casper; In favor: Mr. Krellenstein, Mr. Casper, and Ms. Mandelker, and Chairman Egginton; Deny: None; Abstain: Mr. Price; Absent: None;

**THE APPLICATION FOR THE RENEWAL OF THE SPECIAL PERMIT IS APPROVED FOR  
A PERIOD OF FIVE YEARS.**

The Building Inspector is hereby authorized to grant the necessary permits provided all applicable fees to the Building department have been paid.

  
Geoffrey Egginton  
Chairman

Dated in South Salem, New York  
This 13 day of August 2008