STATE OF NEW YORK
DEPARTMENT OF STATE
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KATHY HOCHUL
GOVERNOR

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SECRETARY OF STATE

SYRACUSE REGIONAL BOARD OF REVIEW

Hughes State Office Building
333 East Washington Street
Main Hearing Room, First Floor
Syracuse, NY 13202

MEETING MINUTES for AUGUST 20, 2026

A QUORUM IS PRESENT

NEW BUSINESS
FIRST HEARING

IN THE MATTER OF PETITION NO. **2026-0392**

The petition pertains to an addition to an existing building, four stories in height, Type IIA (non-combustible – protected) construction, with a gross floor area of approximately 152,708 square feet, located at 2395 Main Street, Village of Clayville, County of Oneida, State of New York.

RELIEF IS REQUESTED FROM:

19 NYCRR Part 1227, The 2020 Existing Building Code of New York State, Section 1103.3, which states, "*Additions and foundations in flood hazard areas shall comply with the following requirements:*

1. For horizontal additions that are structurally interconnected to the existing building:
1.1. If the addition and all other proposed work, when combined, constitute a substantial improvement, the existing building and the addition shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.
1.2. If the addition constitutes substantial improvement, the existing building and the addition shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.
2. For horizontal additions that are not structurally interconnected to the existing building:
2.1. The addition shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.
2.2. If the addition and all other proposed work, when combined, constitute a substantial improvement, the existing building and the addition shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.
3. For vertical additions and all other proposed work that, when combined, constitute substantial improvement, the existing building shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.
4. For a raised or extended foundation, if the foundation work and all other proposed work, when combined, constitute substantial improvement, the existing building shall comply with Section 1612 of the Building Code of New York State, or Section R322 of the Residential Code of New York State, as applicable.

5. For a new foundation or replacement foundation, the foundation shall comply with Section 1612 of the Building Code of New York State or Section R322 of the Residential Code of New York State, as applicable.

19 NYCRR Part 1221, The 2020 Building Code of New York State, Section 1612.2, which states, "*The design and construction of buildings and structures located in flood hazard areas, including coastal high hazard areas and coastal A zones, shall be in accordance with Chapter 5 of ASCE 7 and ASCE 24."*

19 NYCRR Part 1221, The 2020 Building Code of New York State, Section 1612.3.1.1, which states *"The design flood elevation for the design and construction of buildings and structures shall be determined in accordance with Sections 1612.3 through 1612.3.1, as applicable, plus a freeboard of 2 feet (610 mm). Exception: Freeboard is not required when the exception to 1612.3.1 is applied.*

[The petitioner requests relief from the requirement to dry floodproof a substantial improvement addition and the existing building.]

19 NYCRR Part 1227, The 2020 Existing Building Code of New York State, Section 302.3, which states, "*Alterations, repairs, additions and changes of occupancy to, or relocation of, existing buildings and structures shall comply with the provisions for alterations, repairs, additions and changes of occupancy or relocation, respectively, in this code and the Energy Conservation Construction Code of New York State, Fire Code of New York State, Fuel Gas Code of New York State, Mechanical Code of New York State, Plumbing Code of New York State, Property Maintenance Code of New York State, Residential Code of New York State and NFPA 70. Where provisions of the other codes conflict with provisions of this code, the provisions of this code shall take precedence.*

[The petitioner requests relief from NFPA 70's working space access requirement for the electrical equipment that would be raised above the design flood elevation if the variances with conditions are granted for the dry floodproofing requirements.]

PETITIONER: **HOMOGENEOUS METALS, INC**

- ADJOURNMENT MOTION: ANDREW GARLOCK
- SECOND: GAIL SWISTAK
- VARIANCE RELIEF: ADJOURNED

Adjournment Vote:

AYE ANDREW GARLOCK, CHAIRPERSON
AYE C. THOMAS PARSONS
AYE GAIL SWISTAK
AYE SCOTT BEVERLY

THE MEETING ADJOURNED AT 11:36 A.M.