

Town of Canandaigua

5440 Routes 5 & 20 West
Canandaigua, NY 14424

PLANNING BOARD

Tuesday, June 10, 2014, 6:30 p.m.

MEETING AGENDA

MEETING CALLED BY: Thomas Schwartz
BOARD MEMBERS: Richard Gentry, Daniel O'Bine, Charles Oyler, Ryan Staychock
SECRETARY: Kathy Gingerich
STAFF MEMBERS: Lance Brabant, MRB Group
Christian Nadler, Planning Board Attorney
Douglas Finch, Director of Development

Pledge of Allegiance

Introduction of Board Members and Staff

Overview of Emergency Evacuation Procedure

Attest to the Publishing of Legal Notices

Privilege of the Floor

SKETCH PLANS: *None at this time*

CONTINUED PUBLIC HEARINGS:

CPN-090-13 Thomas Welch, owner of property at 2532 County Road 22, TM#71.00-1-74.110, is requesting single stage subdivision approval for a 3-lot subdivision in the AR-1 zoning district.

NEW PUBLIC HEARINGS: *None at this time*

CLOSED PUBLIC HEARINGS: *None at this time*

FINAL SUBDIVISIONS: *None at this time*

CONTINUED PRELIMINARY (PHASED) SITE PLANS: *None at this time*

NEW PRELIMINARY (PHASED) SITE PLANS: *None at this time*

CONTINUED FINAL (PHASED) / ONE-STAGE SITE PLANS: *None at this time*

NEW FINAL (PHASED) / ONE-STAGE SITE PLANS:

CPN-033-14 Daryl Rossi, owner of property at 3798 County Road 10, TM#71.00-1-26.200, is requesting one stage site plan approval for the rezoning of the parcel from I to MUO-3 district.

BOARD BUSINESS

- ☐ Approval of May 13, 2014 meeting minutes
- ☐ Referrals from Town Board: *None at this time*

- ❑ Recommendations to Zoning Board of Appeals: *None at this time*
 - ❑ Recommendations to the Code Enforcement Officer: *None at this time*
 - ❑ Resubdivision / Annexations: *None at this time*
 - ❑ Letter of Credit/Bond Releases:
 - Old Brookside LOC Release #5
 - Lakewood Meadows Section 8B LOC Release #2
 - ❑ Comprehensive Plan – General Discussion
 - ❑ Other Business as Required:
 - CPN-063-13 Morgan Management LLC for Keuka Park Strong Hall LLC, TM#56.00-1-55.220, construction of 13 apartment buildings / 122 units (Centerpointe Phase III)
 - Guidelines/Requirements for the Approval of Landscaping, Tree Removal and/or Pruning Within Deed Restricted Areas
 - PDR – Purchase of Development Rights
 - 6/9/14 Town Board Meeting:
 - LI District – Resolution #2014-111; Local Law 6 of 2014
 - MUO District – Resolution #2014-109; Local Law 4 of 2014
 - MUO District – Resolution #2014-110; Local Law 5 of 2014
-

STAFF REPORTS:

- ❑ Town Consulting Engineer
- ❑ Planning Board Attorney
- ❑ Director of Development
- ❑ Board Member Reports
- ❑ Topics

UPCOMING APPLICATIONS

ADJOURNMENT

Farmland Implementation Program (PDR) Purchase Development Rights

Proposed Criteria to help select application:

- Development pressure;
- Soil types / Prime Farms / Yields;
- Sewer/Water lines nearby;
- Public or Natural Resources nearby;
- Total number of acres being proposed;
- Succession planning for farming operation;
- Why applicant wants to utilize PDR; and
- Why applicant believes the land should be protected.

Proposed Timeline:

June 9, 2014 – letters of interest / applications due to Town Hall;

June 11, 2014 – review of applications by ECB members to begin;

June 19, 2014 – ECB reviews applications and makes recommendation to the Town Board for approval of application(s) for PDR;

June 20, 2014 – Town Board members receive recommendation of ECB;

June 23, 2014 – Town Board consider resolution for application of specific application(s);

June 24 – July 10th – Preparation and submission of application;

July 14, 2014 – application due to NYS Ag & Mkts

Town of Canandaigua

June 9, 2014 Town Board Meeting – DRAFT Resolutions

Resolution 2014-109: Amendment of the Zoning Map

WHEREAS a local law, being proposed Local Law No. 4 of 2014, a copy of which follows, was introduced at this meeting by a member of the Town Board, and

WHEREAS the Town Board desires to hold a public hearing with respect to the adoption of said Local Law,

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held by the Town Board with respect to the adoption of the aforesaid local law at 6:00 p.m. on June 23, 2014, at the Town Hall of the Town of Canandaigua, 5440 Route 5 & 20 West, New York, and it is further

RESOLVED that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

PROPOSED LOCAL LAW NO. 4 OF THE YEAR 2014

Be it enacted by the Town of Canandaigua Town Board as follows:

Section 1.

The Mixed Use Overlay (MUO) District Sub Areas Map, as prepared by MRB Group, and bearing an electronic date of 1-10-2007, is hereby approved and adopted, and the Town Clerk is authorized and directed to place her Official Signature thereon.

The Official Zoning Map of the Town of Canandaigua is hereby amended to incorporate and delineate the Mixed Use Overlay District Sub Areas all as shown on the Mixed Use Overlay (MUO) District Sub Areas Map as prepared by

MRB Group, and bearing an electronic date of 1-10-2007, and the Town Clerk is authorized and directed to place her Official Signature on an updated Official Zoning Map conforming to the amendments authorized by this Local Law.

Section 2.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances, and the Town of Canandaigua Town Board hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3.

All Ordinances, Local Laws and parts thereof inconsistent with this Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with section twenty-seven of the Municipal Home Rule Law.

Resolution 2014-110: Establishing a Public Hearing to Amend Town Code Section 220-33(C)(2)

WHEREAS a local law, being proposed Local Law No. 5 of 2014, a copy of which follows, was introduced at this meeting by a member of the Town Board, and

WHEREAS the Town Board desires to hold a public hearing with respect to the adoption of said Local Law,

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held by the Town Board with respect to the adoption of the aforesaid local law at 6:00 p.m. on June 23, 2014, at the Town Hall of the Town of Canandaigua, 5440 Route 5 & 20 West, New York, and it is further

RESOLVED that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

PROPOSED LOCAL LAW NO. 5 OF THE YEAR 2014

Be it enacted by the Town of Canandaigua Town Board as follows:

Section 1.

Section 220-33[C][2] of the Canandaigua Town Code is hereby amended to provide as follows:

Process. An owner of a parcel of land located within a growth node delineated on the Official Zoning Map of the Town of Canandaigua as a Mixed Use Overlay District shall submit a rezoning petition to the Town Board requesting the adoption of a local law to rezone the parcel of land to a Mixed Use District consistent with the growth node. If the Town Board decides to consider the petition, then the Town Board shall refer the petition to the Planning Board for an advisory report which report shall be returned by the Planning Board to the Town Board within sixty (60) days. If the Town Board decides to further consider the rezoning petition, then the Town Board may direct the owner to prepare and submit an application for Preliminary Site Plan approval to the Planning Board. The owner shall then have one-hundred and eighty (180) days to obtain Preliminary Site Plan approval from the Planning Board conditioned upon the proposed rezoning to a Mixed Use District. The Town Board, after receipt of the Preliminary Site Plan approval, if required, may then consider the rezoning petition for final determination.

Section 2.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances, and the Town of Canandaigua Town Board hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3.

All Ordinances, Local Laws and parts thereof inconsistent with this Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with section twenty-seven of the Municipal Home Rule Law.

Resolution 2014-111: Establishing a Public Hearing To Amend Town Code Section 220-25(B)(10)

WHEREAS a local law, being proposed Local Law No. 6 of 2014, a copy of which is attached hereto, was introduced at this meeting by a member of the Town Board, and

WHEREAS the Town Board desires to hold a public hearing with respect to the adoption of said Local Law,

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held by the Town Board with respect to the adoption of the aforesaid local law at 6:00 p.m. on June 23, 2014, at the Town Hall of the Town of Canandaigua, 5440 Route 5 & 20 West, New York, and it is further

RESOLVED that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

TOWN OF CANANDAIGUA PROPOSED LOCAL LAW NO. 6 OF THE YEAR 2014

Be it enacted by the Town of Canandaigua Town Board as follows:

Section 1.

Section 220-25[B][10] of the Canandaigua Town Code is hereby amended to provide as follows:
Agricultural or Farming Activities, and/or Agricultural Use.

Section 2.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances, and the Town of Canandaigua Town Board hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3.

All Ordinances, Local Laws and parts thereof inconsistent with this Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with section twenty-seven of the Municipal Home Rule Law.

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
THOMAS WELCH – 3-LOT SUBDIVISION – 2532 COUNTY ROAD 22
CPN 090-13 – TM#71.00-1-74.110
SINGLE STAGE SUBDIVISION PLAN – CONTINUATION

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) is considering single stage subdivision plan approval for a 3-lot subdivision in the AR-1 zoning district creating 3 lots from the original 58.15 acre parcel including Lot 1 at 25.474 acres Lot 2 at 19.137 acres and Lot 3 at 13.539 acres with no new development proposed and all other relevant information submitted as of June 10, 2014 (the current application), and

WHEREAS, the Planning Board received an e-mail from the applicant dated June 4, 2014 requesting his application to be tabled for up to six (6) months from June 10, 2014 due to the purchase offer being pulled and no current offers; and

WHEREAS, the Planning Board recognizes that the applicant has significant money invested in this application and does have a policy to allow applications to stay open without any action for no more than six (6) months; and

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby move to table the application and continue the Public Hearing to their December 9, 2014 Planning Board Meeting, six (6) months from the June 10, 2014 Planning Board meeting.

The above Resolution was offered by _____ and seconded by _____ at a regular scheduled Planning Board Meeting held on June 10, 2014. Following discussion, a voice vote was recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
DARYL ROSSI – 2798 COUNTY ROAD 10
CPN 033-14 TM# 71.00-1-26.200
SINGLE-STAGE SITE PLAN APPROVAL – CONTINUATION

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) has received a referral from the Town of Canandaigua Town Board requesting a recommendation and review of the site plan regarding the rezoning of a 1.4-acre parcel from Industrial (I) to Mixed Use Overlay 3 (MUO-3) located at 2798 County Road 10, and

WHEREAS, the Planning Board is considering a Single-Stage Site Plan approval to convert an existing vacant building (building #3) located on 2798 County Road 10 into a Nano-Brewery making no modifications to the footprint of the existing building and proposing only minor landscaping improvements around the existing deck; and

WHEREAS, the Planning Board cannot take action on this application until the authorization form has been signed by all parties and the property deed is transferred to the applicant; and

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby move to table the application to their June 24, 2014 Planning Board Meeting.

The above Resolution was offered by _____ and seconded by _____ at a regular scheduled Planning Board Meeting held on June 10, 2014. Following discussion, a voice vote was recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
DARYL ROSSI – 2798 COUNTY ROAD 10
CPN 033-14 TM# 71.00-1-26.200
SINGLE-STAGE SITE PLAN APPROVAL – REZONING FROM AR-1 TO MUO-3

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) has received a referral from the Town of Canandaigua Town Board requesting a recommendation and review of the site plan regarding the rezoning of a 1.4-acre parcel from Industrial (I) to Mixed Use Overlay 3 (MUO-3) located at 2798 County Road 10, and

WHEREAS, the Planning Board is considering a Single-Stage Site Plan approval to convert an existing vacant building (building #3) located on 2798 County Road 10 into a Nano-Brewery making no modifications to the footprint of the existing building and proposing only minor landscaping improvements around the existing deck; and

WHEREAS, the Planning Board completed a formal review of the proposed development in compliance with the implementing regulations of the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the Planning Board classified the above referenced Action to be a Type II Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

WHEREAS, the Planning Board has adopted a list of relevant findings which are hereby made a part herein; and

NOW, THEREFORE, BE IT RESOLVED, the Planning Board hereby ☐ **Approves without Conditions;** ☒ **Approves with the following Conditions;** or ☐ **Denies the application for the following reasons:**

1. A landscaping surety in the amount to be determined by the Town Code Enforcement Officer based on his review of an estimate prepared and submitted by the applicant is to be provided and accepted by the Town Board prior to the issuance of building permits.
2. The approximate location of the existing onsite wastewater treatment system & leach field location is to be shown on the site plan.
3. The existing onsite wastewater treatment system is to be inspected to confirm it's in good condition and approved to be capable of handling the proposed use and onsite improvements prior to the issuance of a building permit.
4. Site Plan Approval with conditions specified above herein is valid for a period of 180 days from today. Once all conditions of Site Plan Approval have been met, and shown on a revised site plan, the Planning Board Chairperson will then sign the Site Plans.

The above Resolution was offered by _____ and seconded by _____ at a regular scheduled Planning Board Meeting held on June 10, 2014. Following discussion, a voice vote was recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
DARYL ROSSI – 2798 COUNTY ROAD 10
CPN 033-14 TM# 71.00-1-26.200
SINGLE-STAGE SITE PLAN APPROVAL – REZONING FROM AR-1 TO MUO-3

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board L. S.

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
DARYL ROSSI – 2798 COUNTY ROAD 10
CPN 033-14 TM# 71.00-1-26.200
SINGLE-STAGE SITE PLAN APPROVAL – REZONING FROM AR-1 TO MUO-3

1. The Town of Canandaigua Town Board received a petition from Daryl Rossi to amend the zoning map for a 1.4 acre parcel located at 2798 County Road 10 from Industrial (I) to Mixed Use Overlay (MUO-3).
2. No modifications to the existing structures are proposed as the applicant intends to convert the existing vacant building (building #3) into a Nano-Brewery and proposing only minor landscaping improvements around the existing deck.
3. The Town Code for MUO-3 allows permitted and special permitted uses of the Neighborhood Commercial (NC) zoning district which includes restaurants.
4. The Town Board at its May 12, 2014 Board meeting referred this application to the Planning Board for recommendation of the proposed rezoning and for single-stage site plan approval.
5. At its June 10, 2013 Board meeting, the Planning Board classified this action as a Type II Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations.
6. Type II Actions are not subject to further review under Part 617 of the SEQR Regulations.
7. The existing building (building #3) is located on the 1.4 acre parcel with two existing driveway access points onto County Road 10.
8. The applicant requested a waiver from a professionally prepared site plan with the submittal of a Town of Canandaigua Waiver Request Form signed and dated May 23, 2014.
9. The site plans that were submitted as part of this application include a Deck Plan dated April 18, 2017 and Survey Plat dated November 16, 1999.
10. Landscaping Calculations:
 - Lot Size: 1.4 acres (60,984 sf)
 - 40% required green space = .56 acres (24,394 sf)
 - 1,250 sq ft = **20 canopy shade trees are required**
 - 250 sq ft = **98 deciduous shrub / evergreens are required**
11. The applicant requested a waiver from the required landscaping requirements with the submittal of a Town of Canandaigua Waiver Request Form signed and dated May 23, 2014.
12. The applicant stated within the Waiver Request Form that landscaping improvements around the existing deck are proposed as this time; however none are depicted on the submitted site plans.
13. The project is serviced by existing public water off County Road 10. No water improvements are proposed.
14. Public sewer is not available. An existing individual onsite wastewater treatment system is located on site.
15. The site plans are to be updated to depict the approximate location of the existing septic system and leach field location.

TOWN OF CANANDAIGUA PLANNING BOARD FINDINGS
JAMES MUELLER FOR CHESHIRE VOLUNTEER FIRE DEPARTMENT
5439 STATE ROUTE 5 & 20
CPN 096-13 & CPN 097-13 TM# 83.00-1-19.000
SPECIAL USE PERMIT & SINGLE-STAGE SITE PLAN APPROVAL

16. The Planning Board granted the request for waiver from a professionally prepared site plan for the reasons stated in the applicants request letter dated May 23, 2014.
17. The applicant stated that a total of _____ employees will be onsite at all times.
18. No accessory buildings are proposed.
19. There will be no outside storage of equipment.
20. No disposal of chemicals on the project site.
21. The planning board has reviewed the request for a waiver from the landscaping requirements and granted a waiver for reducing the total number of required trees and shrubs based on there are no change or onsite improvements proposed as part of this application.
22. A total of _____ trees and _____ shrubs are to be provided and depicted on the site plans along _____

23. At least 3 different types of species are to be provided of which two are to be native. The trees and shrubs should be planted in groups of 3's and 5's.

TOWN OF CANANDAIGUA PLANNING BOARD RESOLUTION
DARYL ROSSI – 2798 COUNTY ROAD 10
CPN 033-14 TM# 71.00-1-26.200
SINGLE-STAGE SITE PLAN APPROVAL – REZONING FROM AR-1 TO MUO-3
- SEQR RESOLUTION- TYPE II ACTION

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) is considering a Single-Stage Site Plan approval to convert an existing vacant building (building #3) located on 2798 County Road 10 into a Nano-Brewery making no modifications to the footprint of the existing building and proposing only minor landscaping improvements around the existing deck; and

NOW, THEREFORE, BE IT RESOLVED THAT, the Planning Board does hereby classify the above referenced Action to be a Type II Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

BE IT FURTHER RESOLVED THAT, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

BE IT FINALLY RESOLVED THAT, the Planning Board in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above Resolution was offered by _____ and seconded by _____ at a regular scheduled Planning Board Meeting held on June 10, 2014. Following discussion, a voice vote was recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board

**TOWN OF CANANDAIGUA PLANNING BOARD
ACTION RESOLUTION – SURETY RELEASE**

APPLICANT(S): TODD GOODWIN, OLD BROOKSIDE, LP
PROJECT NAME – OLD BROOKSIDE SUBDIVISION, SECTION 3
RELEASE – LETTER OF CREDIT RELEASE #5 (FINAL)
CPN No. 065-06

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) has received a completed and signed Town of Canandaigua Surety Release Form dated May 21, 2014 and a cover letter from the Town Engineer (MRB Group) dated June 2, 2014 describing the items involved with the subject release of the Surety for this project; and

WHEREAS, the Planning Board has considered the requested release and the amount of funds associated therewith; and

WHEREAS, the Planning Board is satisfied with the details described in the requested release documents referenced above herein.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby approve of the requested final release of \$40,765.65 and for the items specified on said documents closing out the account.

BE IT FURTHER RESOLVED that the Planning Board Chairperson is hereby directed to sign and date the Surety Release Form and transmits said documents along with a copy of this resolution to the Town Supervisor for processing the release of the amount specified in said documents.

The above resolution was offered by _____ and seconded by _____ at a meeting of the Planning Board held on Tuesday, June 10, 2014. Following discussion thereon, the following roll call vote was taken and recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board

**TOWN OF CANANDAIGUA PLANNING BOARD
ACTION RESOLUTION – SURETY RELEASE**

APPLICANT(S): SCOTT MORRELL - MORRELL BUILDERS
PROJECT NAME – LAKEWOOD MEADOWS, SECTION 8B
RELEASE – LETTER OF CREDIT RELEASE #2
CPN No. 021-13

WHEREAS, the Town of Canandaigua Planning Board (hereinafter referred to as Planning Board) has received a completed and signed Town of Canandaigua Surety Release Form dated June 2, 2014 and a cover letter from the Town Engineer (MRB Group) dated June 4, 2014 describing the items involved with the subject release of the Surety for this project; and

WHEREAS, the Planning Board has considered the requested release and the amount of funds associated therewith; and

WHEREAS, the Planning Board is satisfied with the details described in the requested release documents referenced above herein.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board does hereby approve of the requested release of \$57,180.60 and for the items specified on said documents.

BE IT FURTHER RESOLVED that the Planning Board Chairperson is hereby directed to sign and date the Surety Release Form and transmits said documents along with a copy of this resolution to the Town Supervisor for processing the release of the amount specified in said documents.

The above resolution was offered by _____ and seconded by _____ at a meeting of the Planning Board held on Tuesday, June 10, 2014. Following discussion thereon, the following roll call vote was taken and recorded:

Richard Gentry -
Charles Oyler -
Dan O'Bine -
Ryan Staychock -
Thomas Schwartz -

I, Kathleen Gingerich, Secretary of the Board, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the minutes of the Town of Canandaigua Planning Board for the June 10, 2014 meeting.

Kathleen Gingerich, Secretary of the Board