

Town of Canandaigua

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ZONING BOARD OF APPEALS DECISION NOTIFICATION

Public Hearing Opened: April 19, 2022
Public Hearing Closed: April 19, 2022

Meeting Date: April 19, 2022
Project: CPN-22-014

<u>Applicant</u>	<u>Owner</u>	<u>Project Type</u>	<u>Project Location</u>	<u>Tax Map #</u>
Home Power Systems	Melissa Copella 5173 Overlook Lane, Canandaigua	Area Variance for side setback.	5173 Overlook Lane	83.10-1-196.000

Type of Application

☒ Area Variance ☐ Use Variance
☐ Interpretation ☐ Rehearing

Variance/Interpretation Requested

Applicant is requesting an 8ft. setback from side property line, when 10 ft is the minimum.

Shall the applicant be granted a 2 ft. side setback area variance?

Applicant Request

☒ Granted
☐ Denied
☐ Continued to:
☐ See attached resolution(s)

SEQR

☐ Type I
☒ Type II
☐ Unlisted
☐ See Attached Resolution(s)
Neg Dec Date:
Pos Dec Date:

Voting:

John Casey	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> Abstained
Bob Hilliard	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> Abstained
David Emery	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> Abstained
Kelly LaVoie	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> Abstained
Chip Sahler (Chair)	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> Abstained

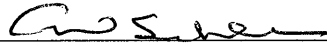
Reasons

The Board's decision is based on facts presented during the Public Hearing on April 19, 2022. As well as information received on December 1, 2021 and February 14, 2022. The benefit to the

applicant does outweigh the detriment to the neighborhood, therefore the variance is granted. With the configuration of the parcel, this is the best placement of the generator. This is a minimal variance and not substantial. The adjacent neighbors did not comment on the project. The generator will exercise weekly for five minutes on Monday at 2:00 pm. The time can be changed at anytime by the property owner.

Conditions

1. The variance granted is specific to the layout and site plan presented to the Zoning Board of Appeals dated February 14, 2022. Any change in plans, shall invalidate the variance.
2. The variance is conditioned on a building permit being obtained within one (1) year of the date the variance is granted. Failure to obtain a building permit within one (1) year shall invalidate the variance.

Certified By: 
Chairperson of the Zoning Board of Appeals

Date: 4/28/22

CANANDAIGUA TOWN CLERK

MAY -2 2022

RECEIVED

