

# *Town of Canandaigua*

5440 Routes 5 & 20 West • Canandaigua, NY 14424 • (585) 394-1120

*Established 1789*

## **ZONING LAW DETERMINATION**

**PROPERTY OWNER:** Melissa Copella  
**PROPERTY ADDRESS:** 5173 Overlook Lane  
**TAX MAP NUMBER:** 83.10-1-196.000  
**ZONING DISTRICT:** PUD

### **DETERMINATION REFERENCE:**

- Area Variance Application, dated 1/13/2022, received 2/14/2022.
- Waiver Request for standby installation requirements, dated 2/14/2022, received 2/14/2022.
- As-built, prepared by Passero Associates, dated 12/23/2013, received 3/07/2022.
- Generator Location Sketch, prepared by Home Power Systems, no date, received 03/07/2022.

### **PROJECT DESCRIPTION:**

- Applicant proposes to construct an 8.33 square foot generator.

### **DETERMINATION:**

- Any structure in the Old Brookside PUD must be at least ten (10) feet from the side property line. The applicant is proposing to put the generator eight (8) feet from the side property line therefore a two (2) foot side setback variance is required.

### **REFERRAL TO ONTARIO COUNTY PLANNING BOARD FOR:**

- This application is not required to be reviewed by the Ontario County Planning Board.

### **REFERRAL TO ZONING BOARD OF APPEALS FOR:**

- Applicant requires a two (2)' area variance from the side setback.


### **REFERRAL TO PLANNING BOARD FOR:**

- This application is not required to be reviewed by the Town of Canandaigua Planning Board.

### **CODE SECTIONS:** Chapter §1-17; §220-28

DATE: 3/16/22

BY:

  
Shawna Bonshak - Zoning Officer/Town Planner

CPN- 2022-014

NYS Town Law, Section 267-a(5)(b), an appeal may be made to the ZBA within 60 days of the date of this determination.

c: Binder  
Property Owner  
Town Clerk

