

Eric A. Cooper

Planner; Town of Canandaigua

Dear Mr. Cooper:

I am writing you regarding your request for an explanation of why the conditional approval was violated for the property at 5131 Silvernail Dr.

My wife, Katie and I started HML Properties in February 2016, primarily for full home renovations and other renovation projects. We successfully renovated and sold two properties, one of which rested on Timberline Dr. in Canandaigua. HML Properties was a means to provide supplemental income to allow for Katie to stop working and raise our two boys, Harrison and Bennett. I remain employed as a Sergeant with the State Police in Auburn and only work during days off under our business.

We acquired the lot on Silvernail Dr in January 2018 and began work to locate a potential building site in the spring of 2019. We began discussions with Venezia & Associates early in the year but it took until the summer to complete the work with the architect and engineer on the house plan and finalize the site plan. During this time, I felt that my wife and I had expressed our vision of what we wanted our yard area to look like. When we received the site plan we reviewed it and everything appeared accurate. We only later discovered that the noted "area of disturbance" around the building site was the only area that the approval board believed was going to be cleared. I can only blame ignorance on our behalf and perhaps a miscommunication between us and Venezia. The site had been clear since June of 2019 and we were unaware of the oversight until it was too late to stop. We understandably did not mean to violate the approved plan and can only ask for leniency with your discretion. Upon being notified of the error, we immediately began work to formulate an updated plan to attempt to remedy the situation.

I would like to explain that my wife and I only removed what was necessary to complete what we envisioned for a back yard that we and the boys can enjoy. We have additional plans to plant fruit/nut trees along with a garden in the lower field area after construction is complete and have even pursued the acquisition of a tree spade so we could relocate some other trees located on the property to allow for growth and esthetics. After consulting with an arborist we were extremely selective with what trees were removed and actually framed the back yard area partially dependent on the placement of the existing old growth oak and walnut trees. We planned the site of the barn to work around a large oak tree that we wish to save.



HML Properties LLC

We have purchased and want to live on a wooded lot so that we can enjoy the woods but we also wish to have a large back yard for our family to enjoy.

I hope this explanation helps to clear up any questions you may have and helps to provide you with an understanding of how we have approached this project. Thank you for your consideration and please accept our apologies for the violations.

Please let us know if you have any other questions.

Sincerely,

Mr. & Mrs. Daniel Lester