

# Town of Canandaigua

5440 Routes 5 & 20 West  
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Canandaigua, NY 14424  
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## ZONING BOARD OF APPEALS DECISION NOTIFICATION

**Public Hearing Opened:** August 16, 2022  
**Public Hearing Closed:** August 16, 2022

**Meeting Date:** August 16, 2022  
**Project:** CPN-22-044

<u>Applicant</u>	<u>Owner</u>	<u>Project Type</u>	<u>Project Location</u>	<u>Tax Map #</u>
Lisa Callaway	Lisa Callaway 2970 State RTE 21, Canandaigua, NY	Side Setback	2970 State RTE 21, Canandaigua, NY	71.18-3-43.000

### Type of Application

☒ Area Variance      ☐ Use Variance  
☐ Interpretation      ☐ Rehearing

### Variance/Interpretation Requested

Applicant is requesting Area Variance side setback of 11.7' feet when 15 feet is the minimum, *3.3-foot side setback variance required.*

**A.) Shall the applicant be granted a 3.3 ft. side setback area variance?**

### Applicant Request

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

### A. Voting:

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

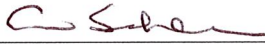
### SEQR

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

### **Reasons**

As depicted in the descriptions, drawings, and materials presented during the Public Hearing on August 16, 2022 plus the materials submitted on 6/1/2022, the benefit to the applicant does not outweigh the detriment to the neighborhood and therefore the variance request is denied. The board's decision is based on the facts presented. The variance could be obviated by adjusting the shape, size, or position of the extension. The lot is not a detriment to making such a change to avoid the variance.

### **Conditions**

Certified By:   
Chairperson of the Zoning Board of Appeals

Date: 8/19/22

CANANDAIGUA TOWN CLERK  
AUG 22 2022  
RECEIVED  
