

5440 Routes 5 & 20 West Canandaigua, NY 14424

#### **ZONING BOARD OF APPEALS**

Tuesday March 1, 2016, 6:00 p.m.

#### MEETING AGENDA

MEETING CALLED BY: Terence Robinson, Chairperson

BOARD MEMBERS: David Emery, Bob Hilliard, Kelly La Voie, Chip Sahler

ALTERNATE MEMBER: N/A

SECRETARY: Cheryl Berry

STAFF MEMBERS: Amanda Catalfamo, Development Office

**Douglas Finch, Director of Development** 

**Christian Nadler, Attorney** 

#### PLEDGE OF ALLEGIANCE

#### **CONTINUED PUBLIC HEARINGS:**

CPN-085-15 John Casey, owner of property at 3796 County Road 16, TM#113.09-2-3.000, is requesting area variances to place an in-ground swimming pool in the RLD zoning district. (rehearing approved at 12/15/15 ZBA meeting) \*Applicant has made a request to appear at March 15, 2015 Meeting\*

CPN-102-15 Meagher Engineering, representing Sandy Kolupski, owner of property at 3478 Sandy Beach Drive, TM#98.15-1-60.000, is requesting area variances for a garage addition in the RLD zoning district.

CPN-113-15 Scott Norris, owner of property at 5540 Wells Curtice Road, TM#125.00-1-18.110, is requesting an area variance to place solar panels in the AR-2 zoning district.

CPN-114-15 Marathon Engineering, representing Ted Brewer, owner of property at 4727 County Road 16, TM#140.11-1-30.000, is requesting variances to tear-down and rebuild a single-family dwelling in the RLD zoning district. \*Applicant has made a request to appear at March 15, 2016 Meeting\*

#### **NEW PUBLIC HEARINGS:**

CPN-002-16 Gerald Maslyn, owner of property at 5075 Canandaigua-Farmington Townline Road, TM#56.02-1-2.221, is requesting an area variance to place a detached garage in the front yard in the AR-2 zoning district.

CPN-003-16 Kevin & Catherine McWilliams, owners of property at 3879 Middle Cheshire Road, TM#112.04-1-1.531, are requesting an area variance to place an accessory structure (pole barn) on a vacant lot in the R-1-30 zoning district.

CPN-004-16 DVC, Inc., representing Schottland Chosen Spot LLC, owner of property at 4711 North Menteth Drive, TM#140.11-1-20.000, are requesting area variances to expand an existing patio and place an outdoor grill in the RLD zoning district.

CLOSED PUBLIC HEARINGS:

None at this time

#### **BOARD BUSINESS:**

- 1. Approval of January 19, 2016 Meeting Minutes
- 2. Review of Next Month's Agenda (March 15, 2016)
- 3. Requests for Hearing: None at this time



Canandaigua, NY 14424 Fax (585) 394-9476

Public Hearing Opened: Public Hearing Closed:		<u>16<sup>th</sup>)</u>	March 1, 2016 (Resche	eduled from February
Applicant John Casey 3796 County Road 16 Canandaigua, NY 14424	Owner John Casey 3796 County Road 16 Canandaigua, NY 14424	Project: 085-15  Project Type Install inground swimming pool, shed	Project Location 3796 County Road 16	Tax Map # 113.09-2-3.000
TYPE OF APPLICATION:			SEQR:	
☑ Area Variance ☐ Use Variance/Interpretation Reques	Variance	ation □Rehe	☐ Unlisted	■ Type II  med resolution(s)
APPLICANT REQUEST:  ☐ Granted ☐ Denied ☐ See attached resolution(s)	☑ Continued to: March	15, 2016	Negative Decla	
Chip S	Emery □ AYE LaVoie □ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY	☐Abstained ☐Abstained ☐Abstained ☐Abstained ☐Abstained	
REASONS/CONDITIONS:				
Application continued until Ma		·		
Certified By:Chairperson,	Zoning Board of Appeals	Dat	e:	



Canandaigua, NY 14424 Fax (585) 394-9476

Public Hearing Opened:12/15/2015  Public Hearing Closed:3/1/2016		1	Meeting Date: 16 <sup>th</sup> ) Project: 085-15		., 2016 (Rescho	eduled from February	
Applicant Meagher Engineering P.O. Box 76 Victor, NY 14564	Owner Sandy Kolups 126 Fiddlers F Penfield, NY	ki Iollow ş	Project Type Detached garage addition	Project	Location undy Beach	<u>Tax Map #</u> 98.15-1-60.000	
TYPE OF APPLICATION	<u>N:</u>				SEQR:		
■ Area Variance	☐ Use Variance	☐ Interpretati	ion □Rehe	aring	☐ Type I	<b>▼</b> Type II	
Variance/Interpretation to construct an addition	_				☐ Unlisted		
s.f. when no more than	•	•		☐ See Attached resolution(s)			
variance in the RLD zoning district.					Negative Dec	Negative Declaration Date:	
A DDI VOLLEY DE OVERON	_				Positive Decl	aration Date:	
APPLICANT REQUEST  ☐ Granted  ☑ Details:	_	d to:					
☐ See attached resolut							
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	<ul><li>■ NAY</li><li>■ NAY</li><li>■ NAY</li><li>□ NAY</li><li>■ NAY</li><li>■ NAY</li></ul>	□A □A ⊠B	Abstained Abstained Abstained Excused Abstained		
REASONS/CONDITION	<u>s:</u>						
The benefit to the application Board's decision is based during the Public Hearing	cant does not outweigh to an information received g. The applicant did not public precedent. The varia	on November I provide sufficient on the substantial of the substantial	13, 20, and 24, 20 and evidence to wa al when viewed was	015 and Fe rrant gran vith the er	ebruary 2, 2016 ting this varianc ntire lot. Allowi	e request is denied. The as well as facts presented e. Granting this variance ang the expansion of such Zoning Code.	
Certified By:	parson Zoning Booms	of Appeals	Dat	e:			
Chair	person, Zoning Board of	or Appeals					



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Public Hearing Opened:12/15/2015  Public Hearing Closed:3/1/2016		Meeting Date: 16 <sup>th</sup> )  Project: 085-1		1, 2016 (Resch	eduled from February	
Applicant Meagher Engineering P.O. Box 76 Victor, NY 14564	Owner Sandy Kolupsl 126 Fiddlers H Penfield, NY	Iollow	Project Type Detached garage addition	Project	Location andy Beach	<u>Tax Map #</u> 98.15-1-60.000
TYPE OF APPLICATION	<u>N:</u>				SEQR:	
■ Area Variance	☐ Use Variance	☐ Interpreta	ation	earing	☐ Type I	<b>▼</b> Type II
Variance/Interpretation to construct an addition					☐ Unlisted	
27.7% when no more the			hed resolution(s)			
variance in the RLD zoning district.					Negative Declaration Date:	
A DDI VOLLEY DE OVERON	_				Positive Decl	aration Date:
APPLICANT REQUEST  ☐ Granted  ☑ Details:	_	l to:				
☐ See attached resolut						
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	<ul><li>NAY</li><li>NAY</li><li>NAY</li><li>NAY</li><li>NAY</li><li>NAY</li><li>NAY</li></ul>	□ <i>A</i> □ <i>A</i> ⊠ B	Abstained Abstained Abstained Excused Abstained	
REASONS/CONDITION	<u>s:</u>					
Board's decision is based during the Public Hearing	l on information received g. The applicant did not public precedent. The variation	on November provide suffici nce is substan	r 13, 20, and 24, 20 ient evidence to wattial when viewed was	015 and Fourtant grant with the entire the contract of the con	ebruary 2, 2016 atting this variance tot. Allowing the control of	e request is denied. The as well as facts presented the. Granting this variance ting the expansion of such Zoning Code.
Certified By:Chair	person, Zoning Board o	f Anneals	Dat	te:		
Cnairj	berson, Zoning Board o	1 Appears				



Canandaigua, NY 14424 Fax (585) 394-9476

Public Hearing Opened:12/15/2015  Public Hearing Closed:3/1/2016			Meeting Date: 16 <sup>th</sup> ) Project: 085-15		l, 2016 (Rescho	eduled from February
Applicant Meagher Engineering P.O. Box 76 Victor, NY 14564	Owner Sandy Kolups 126 Fiddlers F Penfield, NY	ki Hollow	Project Type Detached garage addition	<u>Project</u>	Location andy Beach	<u>Tax Map #</u> 98.15-1-60.000
TYPE OF APPLICATION	<u>N:</u>				SEQR:	
■ Area Variance	☐ Use Variance	☐ Interpretat	tion □Rehe	aring	☐ Type I	<b>▼</b> Type II
Variance/Interpretation to construct an addition	_		-		☐ Unlisted	
36.6% when no more the		s requesting a 6.6% area			hed resolution(s)	
variance in the RLD zoning district.					Negative Dec	laration Date:
_					Positive Decl	aration Date:
APPLICANT REQUEST  ☐ Granted  ☑ Den	_	1 to.				
☐ Granted ☑ Den ☐ See attached resolute		1 10:				
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	☑ NAY ☑ NAY ☑ NAY ☑ NAY ☑ NAY	□ <i>A</i> □ <i>A</i> <b>≥</b> B	Abstained Abstained Abstained Excused Abstained	
REASONS/CONDITION	<u>s:</u>					
Board's decision is based during the Public Hearing	on information received g. The applicant did not public precedent. The variation	on November provide sufficience is substant	13, 20, and 24, 20 ent evidence to wa ial when viewed v	015 and For rrant grant vith the en	ebruary 2, 2016 a sting this variance attire lot. Allowi	e request is denied. The as well as facts presented e. Granting this variance ng the expansion of such Zoning Code.
Certified By:	7	£ A 1 -	Dat	e:		
Chair	person, Zoning Board o	of Appeals				



Canandaigua, NY 14424 Fax (585) 394-9476

		Meeting Date: 16 <sup>th</sup> )	March 1	1, 2016 (Resch	eduled from February	
Public Hearing Close	<u>d:3/1/2016</u>		Project: 113-1	<u>5</u>		
Applicant Scott Norris 5540 Wells Curtice Ro Canandaigua, NY 1442			Project Type Install solar pv in front yard		Location Vells Curtice	<u>Tax Map #</u> 125.00-1-18.119
TYPE OF APPLICATIO	<u>N:</u>				SEQR:	
■ Area Variance	☐ Use Variance	☐ Interpreta	ation	earing	☐ Type I	▼ Type II
	Requested: Shall the				<ul><li>Unlisted</li></ul>	
family dwelling when Applicant is requesting	e not permitte			☐ See Attacl	☐ See Attached resolution(s)	
					Negative Dec	claration Date:
A provide the Drowness					Positive Decl	aration Date:
APPLICANT REQUEST  ■ Granted □ De	_	d to:				
☐ See attached resolu		u to.				
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	AYE     AYE     AYE     AYE     AYE     AYE     AYE     AYE	☐ NAY ☐ NAY ☐ NAY ☐ NAY ☐ NAY ☐ NAY		Abstained Abstained Abstained Excused Abstained	
REASONS/CONDITION	ıs:					
The benefit to the application is based on information presented during the Publissuance of a Building Pothe configuration of the Because of a pond and E	cant outweighs the detripormation received on De blic Hearing. This varian ermit. Granting of this valot and optimal placeme	excember 3 and accesshall be volument being a so the site, there	10, 2015, January oid if construction t have an adverse outhern exposure for	27, 2016 has not co effect on to or solar pa	on the property or no canels, there is no	is granted. The Board's 16, 2016 as well as facts n one year of the date of eighborhood. Because of o other location suitable. nels. A DEC permit was
Certified By:Chair	person, Zoning Board of	of Appeals	Da	te:		



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Public Hearing Opened:3/1/2016 Public Hearing Closed:3/1/2016		Meeting Date: 16 <sup>th</sup> ) Project: 002-16		., 2016 (Resche	duled from February	
Applicant Gerald Maslyn 5075 Cdga-Fmtn Tnln Rd Canandaigua, NY 14424	Owner Gerald Masly 5075 Cdga-Fi Rd Canandaigua,	mtn Tnln	Project Type Detached garage in front yard		<b>Location</b> dga Fmtn Tnln	<u>Tax Map #</u> 56.02-1-2.221
TYPE OF APPLICATION:					SEQR:	
✓ Area Variance   Variance/Interpretation Rector place an accessory struct structures are not permitted in the AR-2 zoning district.  APPLICANT REQUEST:  Granted ☑ Denied   See attached resolution(	ure (detached gara in front yards? A)	nge) in the fro	granted an area v nt yard when acc	variance essory	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
Da Ke Ch	information received learing. The applicates within code. Grant	ed on Decemb ant did not pro ting this varian	er 4 and 23, 2015 wide sufficient evide see would create an	☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A ☐ A	ary 14, 21 and 29 warrant granting to ble precedent. W	9, 2016 as well as facts this variance. Applicant then asked if he knew of
Certified By:Chairperso	on, Zoning Board		Dat	e:		



Public Hearing Opened: Public Hearing Closed:		Meeting Date: 16 <sup>th</sup> )  Project: 085-1	March 1, 2016 (Resche	eduled from February
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Patricia Brewer 78 Trevor Court Road Rochester, NY 14610	Project Type Tear down and rebuild dwelling	Project Location 4727 County Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:			SEQR:	
✓ Area Variance ☐ Us  Variance/Interpretation Requesto construct a new single fam coverage of 33% when no most selection of the selection of	ested: Shall the applicant ily dwelling and detached ore than 25% is allowed?	d garage with a propo Applicant is requesti	ariance sed lot	
Dave Kelly Chip	Hilliard AY Emery AY LaVoie AY Sahler AY Ice Robinson AY	YE	□Abstained □Abstained □Abstained □Abstained □Abstained	
Certified By:Chairperson.	Zoning Board of Appea	Da	te:	



Public Hearing Opened: Public Hearing Closed:	Meeting Date: 16 <sup>th</sup> )  Project: 085-15		, 2016 (Resche	duled from February	
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Patricia Brewer 78 Trevor Court Road Rochester, NY 14610	Project Type Tear down and rebuild dwelling	Project	Location ounty Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:				SEQR:	
✓ Area Variance ☐ Use  Variance/Interpretation Requestor construct a new single family building coverage of 19% who requesting a 4% building coverage of 19	ly dwelling and detached ga en no more than 15% is allo	e granted an area varage with a proposewed? Applicant is oning district.	ariance sed	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
Dave Kelly Chip	Hilliard AYE Emery AYE LaVoie AYE Sahler AYE ce Robinson AYE	□ NAY □ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
Certified By:Chairperson,	Zoning Board of Appeals	Dat	e:		



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Public Hearing Opened:  Public Hearing Closed:			Meeting Date: 16 <sup>th</sup> ) Project: 085-1		., 2016 (Resche	duled from February
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Pa Brewer 78 Trevor Co Rochester, N	ourt Road	Project Type Tear down and rebuild dwelling		Location ounty Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:					SEQR:	
Variance/Interpretation Reto construct a new single far of 19.5° when no more than variance in the RLD zoning  APPLICANT REQUEST:  □ Granted □ Denied □ See attached resolutions	mily dwelling and 16' is allowed? A g district.	d detached gar	granted an area v rage with a garage equesting a 3.5° h	ariance e height	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
Da Ke Ch	ob Hilliard live Emery lly LaVoie lip Sahler rence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
Certified By:Chairpers	on, Zoning Board	of Appeals	Dat	re:		



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Public Hearing Opened: Public Hearing Closed:			Meeting Date: 16 <sup>th</sup> )  Project: 085-1:		., 2016 (Resche	duled from February
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Pa Brewer 78 Trevor Co Rochester, N	urt Road	Project Type Tear down and rebuild dwelling		Location ounty Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:					SEQR:	
✓ Area Variance ☐ U  Variance/Interpretation Req to construct a new single far to the detached garage of 43 variance in the RLD zoning  APPLICANT REQUEST: ☐ Granted ☐ Denied ☐ See attached resolution(s	nily dwelling and when 60' is requistrict.	l detached gar	granted an area v rage with a front s cant is requesting	ariance setback	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
Dav Kel Chij	Hilliard e Emery y LaVoie o Sahler ence Robinson  March 15, 2016	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
Certified By:Chairperso	n, Zoning Board	of Appeals	Dat	e:		



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Public Hearing Opened: Public Hearing Closed:			Meeting Date: 16 <sup>th</sup> )  Project: 085-1		., 2016 (Resche	duled from February
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Pa Brewer 78 Trevor Co Rochester, N	ourt Road	Project Type Tear down and rebuild dwelling		Location ounty Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:					SEQR:	
✓ Area Variance   Variance/Interpretation Rect to construct a new single fathe dwelling of 41' when 6 the RLD zoning district.  APPLICANT REQUEST:  Granted Denied  See attached resolution(	mily dwelling and 0' is required? Ap	detached gar	granted an area v rage with rear set questing a 19' var	ariance back to	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
Da Ke Ch	b Hilliard ve Emery lly LaVoie ip Sahler rence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
Certified By:Chairperso	on, Zoning Board	of Appeals	Dat	e:		



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Public Hearing Opened: Public Hearing Closed:			Meeting Date: 16 <sup>th</sup> )  Project: 085-1:		., 2016 (Resche	duled from February
Applicant Marathon Engineering 39 Cascade Drive Rochester, NY 14614	Owner Edward & Pa Brewer 78 Trevor Co Rochester, N	urt Road	Project Type Tear down and rebuild dwelling		Location Dunty Road 16	<u>Tax Map #</u> 140.11-1-30.000
TYPE OF APPLICATION:					SEQR:	
✓ Area Variance  Variance/Interpretation Rest to construct a new single f dwelling height of 29' whe height variance in the RLI  APPLICANT REQUEST:  Granted Denies	amily dwelling and en only 25' is allow 2 zoning district.	l detached gar	granted an area v rage with a princi nt is requesting a	ariance pal	☐ Type I ☐ Unlisted ☐ See Attach Negative Decl Positive Decla	
D K C	ob Hilliard ave Emery elly LaVoie hip Sahler erence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
Certified By:Chairpers	on, Zoning Board	of Appeals	Dat	e:		



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Public Hearing Opened:3	<u>3/1/2016</u>		Meeting Date: 16 <sup>th</sup> )	March 1	l, 2016 (Resch	neduled from February
Public Hearing Closed:			<u>10 )</u>			
			<b>Project: 003-1</b>	<u>6</u>		
Applicant Kevin & Catherine McWilliams 3879 Middle Cheshire Roa Canandaigua, NY 14424	Owner Kevin & Catl McWilliams d 3879 Middle Road Canandaigua	Cheshire	Project Type Remove old barn and replace with new	3879 N	Location Iiddle re Road	<u>Tax Map #</u> 112.04-1-1.53
TYPE OF APPLICATION:					SEQR:	
■ Area Variance □	Use Variance	☐ Interpret	ation	earing	☐ Type I	<b>▼</b> Type II
Variance/Interpretation Re to place an accessory struc					☐ Unlisted	
accessory structures on the	lot to 8,258 s.f. w	hen no more	than 3,000 s.f. is		☐ See Attac	ched resolution(s)
permitted? Applicant is redistrict.	questing a 3,236 s.	i. Variance in	the R-1-30 zoning		Negative Declaration Date:	
					Positive Dec	laration Date:
APPLICANT REQUEST:						
☐ Granted ☐ Denied	l 🗷 Continue	ed to: March	15, 2016			
☐ See attached resolution	(s)					
——— Da Ke Ch	ob Hilliard ave Emery elly LaVoie aip Sahler rence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	□ NAY □ NAY □ NAY □ NAY □ NAY		Abstained Abstained Abstained Abstained Abstained	
REASONS/CONDITIONS:						
Application continued unti	l March 15, 2016 a	at the applica	nt's request			
Certified By:Chairpers			Da	te:		
Chairpers	on, Zoning Board	of Appeals				



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Public Hearing Opened:3/1/2016  Public Hearing Closed:3/1/2016		Meeting Date: March 1, 2016 (Rescheduled from February 16 <sup>th</sup> )				
Public Hearing Closed	::5/1/2010		Project: 002-1	<u>6</u>		
Applicant DVC Inc. 64 Stonington Drive Pittsford, NY 14534	Owner Peter Schottla 4711 N. Ment Canandaigua,	and teth Drive	Project Type Patio Expansion		Location Menteth	<u>Tax Map #</u> 140.11-1-20
TYPE OF APPLICATION	<u>!:</u>				SEQR:	
☑ Area Variance	☐ Use Variance	☐ Interpretat	tion	earing	☐ Type I	ĭ Type II
Variance/Interpretation to expand a pre-existing					☐ Unlisted	
a right side setback of 8 area variance in the RLI	.3' when 12' is requir				☐ See Attac	ched resolution(s)
area variance in the KEI	D Zonnig district.				Negative De	eclaration Date:
					Positive Dec	claration Date:
APPLICANT REQUEST:						
☐ Granted ☑ Den	ied	d to:				
☐ See attached resolution	ion(s)					
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	☑ NAY ☑ NAY ☑ NAY ☑ NAY ☑ NAY		Abstained Abstained Abstained Excused Abstained	
REASONS/CONDITIONS	: <u>:</u>					
The benefit to the application Board's decision is based. The applicant did not proceed. Applicant has other would remove the necessi	ant does not outweigh on information receive vide sufficient evidence means to achieve their ty for any variances to coubstantial when viewed	d on January 13 to warrant grant desired results complete the product with the entire	5 and 22, 2016 as nting this variance, including the co- oject as proposed. re lot. Allowing t	well as face. Application mbination Granting he expans	acts presented of ant can achieve of two adjoini this variance w	the request is denied. The during the Public Hearing. In the desired results within any parcels into one which would create an undesirable on-conformity without any
Certified By:Chairp	erson, Zoning Board		Dat	e:		



Canandaigua, NY 14424 Fax (585) 394-9476

Public Hearing Opened:3/1/2016  Public Hearing Closed:3/1/2016						
Public Hearing Closed	1:3/1/2010		Project: 002-1	<u>6</u>		
Applicant DVC Inc. 64 Stonington Drive Pittsford, NY 14534	Owner Peter Schottla 4711 N. Ment Canandaigua,	nd eth Drive	Project Type Patio Expansion		Location Menteth	<u>Tax Map #</u> 140.11-1-20
TYPE OF APPLICATION	<u>N:</u>				SEQR:	
☑ Area Variance	☐ Use Variance	☐ Interpretat	tion	earing	☐ Type I	<b>▼</b> Type II
Variance/Interpretation					☐ Unlisted	
to expand a pre-existing a proposed lot coverage is requesting a 12.5% a	e of 37.5% when no m	ore than 25% i	is permitted. App		☐ See Attac	ched resolution(s)
is requesting a 12.5% a	rea variance in the KL	D zoming distr			Negative De	claration Date:
					Positive Dec	claration Date:
APPLICANT REQUEST	<u>:</u>					
☐ Granted ☑ Den	nied	d to:				
☐ See attached resolut	tion(s)					
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Chip Sahler Terence Robinson	☐ AYE ☐ AYE ☐ AYE ☐ AYE ☐ AYE	☑ NAY ☑ NAY ☑ NAY ☑ NAY ☑ NAY		Abstained Abstained Abstained Excused Abstained	
REASONS/CONDITION	<u>s:</u>					
The benefit to the application applicated applicated applicated and proceeds. Applicated has other would remove the necessity.	cant does not outweigh d on information receive ovide sufficient evidence r means to achieve their ity for any variances to c substantial when viewed	d on January 15 to warrant gran desired results, complete the pro- d with the entir	5 and 22, 2016 as nting this variance, including the co- oject as proposed. re lot. Allowing the	well as face. Application Granting he expans	acts presented cant can achieve of two adjoinithis variance w	the request is denied. The during the Public Hearing. In the desired results within any parcels into one which rould create an undesirable on-conformity without any
Certified By:Chair	person, Zoning Board of		Dat	e:		

5440 Routes 5 & 20 West Canandaigua, NY 14424 (585) 394-1120 / Fax (585) 394-9476

#### **Canandaigua Zoning Board of Appeals Resolution**

#### **SEQR Resolution Determination of Significance – TYPE II Action**

APPLICANT: GERALD MASLYN, 5075 CANANDAIGUA

FILE # CPN-002-16

			FARMINGTON	TOWNLINE ROAD	
	d Action to be a Type 1	-		after referred to as ZBA, has determented the State Environmental Quality Re	
	BE IT RESOLVED that t SEQR and directs this		_	assification has satisfied the proceed e file on this Action.	dura
	held on Tuesday, Mar			by Dave Emery at a regularly scheous ssion therein, the following roll call	
VOTING:	Bob Hilliard	<b>⋈</b> AYE	□ NAY	□Abstained	
	Dave Emery	🗷 AYE	□ NAY	□Abstained	
	Kelly LaVoie	🗷 AYE	□ NAY	□Abstained	
	Terence Robinson	🗷 AYE	□ NAY	□Abstained	
•	retary of the ZBA, do l Minutes of the Canand		-	of the above resolution being acted 2016 meeting.	upon
Cheryl Berry, Secret	tary of the ZBA				

5440 Routes 5 & 20 West Canandaigua, NY 14424 (585) 394-1120 / Fax (585) 394-9476

#### **Canandaigua Zoning Board of Appeals Resolution**

#### **SEQR Resolution Determination of Significance – TYPE II Action**

FILE # CPN-113-15

APPLICANT: SCOTT NORRIS, 5540 WELLS CURTICE

			ROAD		
	ced Action to be a Type	_		after referred to as ZBA, has the State Environmental Qu	
	, BE IT RESOLVED that the r SEQR and directs this		_	assification has satisfied the efile on this Action.	e procedura
scheduled meeting	<del>-</del>			onded by Kelly LaVoie at lowing discussion therein, the	
VOTING:	Bob Hilliard Dave Emery Kelly LaVoie Terence Robinson	ĭ AYE I AYE I AYE I AYE	□ NAY □ NAY □ NAY □ NAY	□Abstained □Abstained □Abstained □Abstained	
•	ecretary of the ZBA, do as the Minutes of the Canand			of the above resolution being 2016 meeting.	g acted upor
Cheryl Berry, Sec	retary of the ZBA				

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#### **Canandaigua Zoning Board of Appeals Resolution**

#### **SEQR Resolution Determination of Significance – TYPE II Action**

APPLICANT: MEAGHER ENGINEERING REP SANDY

KOLUPSKI, 3478 SANDY BEACH DRIVE

FILE # CPN-102-15

	d Action to be a Type I			after referred to as ZBA, has determined the State Environmental Quality Review
	BE IT RESOLVED that t SEQR and directs this		•	assification has satisfied the procedural e file on this Action.
	held on Tuesday, Mar	•		Bob Hilliard at a regularly scheduled ssion therein, the following roll call vote
VOTING:	Bob Hilliard	<b>⋈</b> AYE	□ NAY	□Abstained
	Dave Emery	🗷 AYE	□ NAY	□Abstained
	Kelly LaVoie	🗷 AYE	□ NAY	□Abstained
	Terence Robinson	<b>⋈</b> AYE	$\square$ NAY	□Abstained
•	eretary of the ZBA, do had a Minutes of the Cananda		-	of the above resolution being acted upon 2016 meeting.
Cheryl Berry, Secre	tary of the ZBA			

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#### **Canandaigua Zoning Board of Appeals Resolution**

#### **SEQR Resolution Determination of Significance – TYPE II Action**

APPLICANT: DVC REPRESENTING SCHOTTLAND

FILE # CPN-004-16

			CHOSEN SPOT	LLC, 4711 NORTH MENTETH DRIVE
	Action to be a Type I	-		after referred to as ZBA, has determined the State Environmental Quality Review
	E IT RESOLVED that the EEQR and directs this			assification has satisfied the procedural e file on this Action.
	held on Tuesday, Mar	•		Dave Emery at a regularly scheduled ssion therein, the following roll call vote
VOTING:	Bob Hilliard	<b>⋈</b> AYE	□ NAY	□Abstained
, , , , , , , , , , , , , , , , , , , ,	Dave Emery	ĭ AYE	□NAY	□Abstained
	Kelly LaVoie	ĭ AYE	□NAY	□Abstained
	Terence Robinson	ĭ AYE	□ NAY	□Abstained
	etary of the ZBA, do had a linutes of the Cananda	<u>-</u>	-	of the above resolution being acted upon 2016 meeting.
Cheryl Berry, Secreta	ary of the ZBA			