Town of Canandaigua

5440 Routes 5 & 20 West Canandaigua, NY 14424

ZONING BOARD OF APPEALS

Tuesday, October 20, 2015, 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:	Carol Ingle
SECRETARY:	Cheryl Berry
STAFF MEMBERS:	Amanda Catalfamo, Development Office Douglas Finch, Director of Development Christian Nadler, Attorney

PLEDGE OF ALLEGIANCE

CONTINUED PUBLIC HEARINGS:

- CPN-037-15 Douglas McCord, representing Sarah Genecco, owner of property at 1880 NYS Route 332, TM#55.02-1-7.100, is requesting an area variance for a commercial addition in the CC zoning district (Flowers by Stella / Wade's Markets).
- CPN-041-15 Cheney & Blair LLP, representing Summit PPX 2911 LLC, owner of property at 3400 Poplar Beach Road, TM#98.15-1-1.100, is requesting an interpretation of four individual "Notice of Violation: Order to Remedy" issued by the code enforcement officer, dated April 20, 2015.

NEW PUBLIC HEARINGS:

- CPN-065-15 James Vanderhoof, owner of property at 3490 Sandy Beach Drive, TM#98.15-1-56.000, is requesting area variances to construct a residential addition and an addition to a detached garage in the RLD zoning district.
- CPN-071-15 Moore, Strait, Fuller & Strickland, regarding RSM West Lake Road LLC, owner of property at 3950 County Road 16, TM#112.00-1-24.100, are requesting an interpretation of the Zoning Officer's determination dated August 3, 2015.
- CPN-073-15 Lakeside Construction, representing Ted O'Bourn, owner of property at 4095 County Road 16, TM#127.05-2-21.000, is requesting area variances to place an accessory structure (shed) on the lakeside portion of a lot in the RLD zoning district.
- CPN-077-15 Kirk Wright, representing 2418 State Route 332 LLC, owner of property at 2409 NYS Route 332, TM#56.00-2-54.000, is requesting area variances to place four building signs and a ground sign in the CC zoning district.

CLOSED PUBLIC HEARINGS: None at this time

BOARD BUSINESS:

- 1. Approval of September 15, 2015 Meeting Minutes
- 2. Review of Next Month's Agenda (November 17, 2015)
- 3. Requests for Rehearing: *None at this time*
- 4. Town Code Amendments: Chapter-220-37(M), Chapter 170 & 172

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Open	ed:10/20/2015		Meeting Date:	10/20/20	<u>015</u>			
Public Hearing Closed:10/20/2015			Project: 037-1	<u>.5</u>				
<u>Applicant</u> Sarah Genecco 1880 NYS Route 332 Canandaigua, NY 1442	<u>Owner</u> Sarah Genecco 1880 NYS Rou 24 Canandaigua, N	te 332	<u>Project Type</u> Commercial addition - Flowers by Stella		<u>t Location</u> YS Route 332	<u>Tax Map #</u> 55.02-1-7.100		
TYPE OF APPLICATION: SEQR:								
Area Variance	Use Variance	Interpret	tation D Reh	earing	Type I	I Type II		
<u>Variance/Interpretation Requested:</u> Shall the applicant be granted an area variance to construct a commercial building within the landscape buffer that is								
required between a con a 55' area variance in t	nmercial lot and a reside he CC zoning district.	ential distric	et? Applicant is s	seeking	□ See Attach	ed resolution(s)		
					Negative Declaration Date:			
APPLICANT REQUEST	:				Positive Decla	aration Date:		
Granted I De	nied D Continued	to:						
□ See attached resolution	tion(s)							
VOTING:	Bob Hilliard	🗷 AYE		J NAY	□Abstair			
	David Emery				□Abstair			
	Kelly LaVoie Chip Sahler	□ AYE □ AYE		INAY NAY	□Abstair □Abstair			
	Terence Robinson	D AYE		NAY				
R EASONS/CONDITION	REASONS/CONDITIONS:							

Not enough evidence was presented to warrant the granting of this variance. Applicant proposed installing a pad with no building constructed on it until a tenant was obtained. Board members felt the applicant could achieve the desired results within code.

Certified By: ____

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:10/20/2015		Meeting Date: 10/20/2015					
Public Hearing Close	d:10/20/2015		<u>Project: 041-15</u>				
Applicant Cheney & Blair LLP 40 South Main Street Canandaigua, NY 144	OwnerSummit PPX 2216 Genesee St24Chittenango, N	treet	Project Type Interpretation of stop work orders/CEO Determination		<u>Location</u> plar Beach	<u>Tax Map #</u> 98.15-1-1.100	
TYPE OF APPLICATIO	<u>N:</u>				SEQR:		
□ Area Variance	□ Use Variance	Interpret	ation D Rehe	earing	Type I	☑ Type II	
<u>Variance/Interpretation Requested:</u> Shall the decision of the Code Inforcement Officer be upheld issued in Notices of Violation dated April							
	o §115-11 Floodplain			prii	□ See Attache	ed resolution(s)	
					Negative Decla	aration Date:	
					Positive Decla	ration Date:	
APPLICANT REQUEST	<u>':</u>						
🗷 Affirmed 🗖 🛙	Denied Continued	to:					
□ See attached resolu	tion(s)						
<u>Voting:</u>	Bob Hilliard David Emery Kelly LaVoie Chip Sahler Terence Robinson	I AYE I AYE I AYE I AYE I AYE I AYE		NAY NAY NAY NAY NAY	□Abstain □Abstain □Abstain □Abstain □Abstain	ed ed ed	
REASONS/CONDITION	I <u>S:</u>						
See attached Finding	s of Fact.						
Certified By:	man, Zoning Board of A		Dat	e:			
Chair	man, Zoning Board of A	ppears					

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:10/20/2015		<u>Meeting Date: 10/20/2015</u>				
Public Hearing Closed	:10/20/2015		Project: 041-1	<u>5</u>		
Applicant Cheney & Blair LLP 40 South Main Street Canandaigua, NY 1442	Owner Summit PPX 2 216 Genesee S 4 Chittenango, N	treet	Project Type Interpretation of stop work orders/CEO Determination		Location oplar Beach	<u>Tax Map #</u> 98.15-1-1.100
TYPE OF APPLICATION	<u>1:</u>				SEQR:	
 □ Area Variance <u>Variance/Interpretation</u> Officer be upheld issued §165-7 B (2) Site Prepa <u>AppLICANT REQUEST:</u> ☑ Affirmed □ De □ See attached resolution 	Requested: Shall the d in Notices of Violatio ration Permit.	n dated Apr	the Code Enforce	ement	 Type I Unlisted See Attach Negative Decl Positive Declar 	
VOTING: REASONS/CONDITIONS See attached Findings	-	⊠ AYE ⊠ AYE ⊠ AYE ⊠ AYE ⊠ AYE		NAY NAY NAY NAY NAY	□Abstair □Abstair □Abstair □Abstair	ned ned ned
Certified By:			Da	te:		

Chairman, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:10/20/2015		<u>Meeting Date: 10/20/2015</u>			
0/2015	Project: 0	<u>41-15</u>			
216 Genesee Street	P Interpretati of stop wor 37 orders/CEC	on 3400 Po k Road		<u>Tax Map #</u> 98.15-1-1.100	
			SEQR:		
se Variance 🗷 Inte	erpretation	Rehearing	Type I	I Type II	
*			□ Unlisted		
			□ See Attach	ed resolution(s)	
			Negative Decl	aration Date:	
APPLICANT REQUEST: Positive Declaration Date: Affirmed Denied Continued to: See attached resolution(s) See attached resolution(s)					
id Emery X A y LaVoie X A o Sahler X A	AYE AYE AYE	 NAY NAY NAY NAY NAY NAY 	□Abstair □Abstair □Abstair □Abstair □Abstair	ned ned ned	
act.					
	20/2015 Owner Summit PPX 2911, Li 216 Genesee Street Chittenango, NY 1302 se Variance ☑ Integet Integ	20/2015 Project: 0 Owner Summit PPX 2911, LP 216 Genesee Street Interpretation Chittenango, NY 13037 Determinat se Variance Interpretation quested: Shall the decision of the Council of the Council of Site Plan Review. 0.64 Site Plan Review. Hilliard AYE y LaVoie AYE y LaVoie AYE of Sahler AYE of Sahler AYE	20/2015 Project: 041-15 Owner Project Type Project 3400 Pc Summit PPX 2911, LP Interpretation 3400 Pc 216 Genesee Street of stop work Road Chittenango, NY 13037 Determination Road se Variance Interpretation Rehearing quested: Shall the decision of the Code Sheld issued in Notices of Violation dated April 0-64 Site Plan Review. Octoninued to: NAY Hilliard AYE NAY y LaVoie AYE NAY o Sahler AYE NAY ence Robinson AYE NAY	Dynamic PPX 2911, LP 216 Genesee Street Chittenango, NY 13037 Project Type Interpretation of stop work orders/CEO Determination Project Location 3400 Poplar Beach Road se Variance Interpretation of stop work orders/CEO Determination SEOR: guested: Shall the decision of the Code theld issued in Notices of Violation dated April Type I 0-64 Site Plan Review. See Attach Negative Declar id Emery AYE Milliard AYE y LaVoie AYE NAY Abstain the code in NAY	

Certified By: _

Chairman, Zoning Board of Appeals



Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened: 10/20/2015

Meeting Date: 10/20/2015

Project: 041-15

Applicant Cheney & Blair LLP 40 South Main Street Canandaigua, NY 14424	<u>Owner</u> Summit PPX 2911 216 Genesee Stree Chittenango, NY 1	of stop 3037 orders/	etation work			<u>Tax Map #</u> 98.15-1-1.100	
TYPE OF APPLICATION:					SEQR:		
□ Area Variance □ Use	e Variance 🗵 🛛	Interpretation	□Rehe	earing	🗖 Type I	☑ Type II	
<u>Variance/Interpretation Requested:</u> Shall the decision of the Code Enforcement Officer be upheld issued in Notices of Violation dated April							
20, 2015 in regards to §220	-9A (1) – A. Prese	rvation of natur	al featur	-	□ See Attache	ed resolution(s)	
No structure shall be built w Elevation of Canandaigua L		ean High Wate	r Mark		Negative Declaration Date:		
					Positive Declar	ration Date:	
APPLICANT REQUEST:							
☑ Overturned ☐ Denied	Continued to:						
$\Box See attached resolution(s)$							
VOTING: Bob 1	Hilliard	AYE		NAY		ed	

UIIII.	Doo minara			
	David Emery	🗖 AYE	🗷 NAY	□Abstained
	Kelly LaVoie	🗖 AYE	🗷 NAY	□Abstained
	Chip Sahler	🗖 AYE	🗷 NAY	□Abstained
	Terence Robinson	🗷 AYE	🗖 NAY	□Abstained

REASONS/CONDITIONS:

See attached Findings of Fact.

Certified By: _

Town of Canandaigua Canandaigua, NY 14424 Canandaigua, NY 14424

Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:	Public Hearing Opened: Meeting Date: 10/20			<u>)15</u>		
Public Hearing Closed:		Project: 065-1	<u>5</u>			
Applicant James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	<u>Owner</u> James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	Project Type Residential addition & garage addition		Location andy Beach	<u>Tax Map #</u> 98.15-1-56.000	
TYPE OF APPLICATION:				SEQR:		
🗷 Area Variance 🗖 Us	e Variance 🗖 Interpret	tation D Reh	earing	🗖 Type I	🗷 Type II	
Variance/Interpretation Reque expand a pre-existing non-confor	mity (single family dwelling a	nd detached garage) with a	Unlisted		
right side setback to the dwelling the dwelling is being requested in		A 3.5' right side se	tback to	□ See Attached resolution(s)		
				Negative Declaration Date:		
APPLICANT REQUEST:				Positive Decla	aration Date:	
Granted Denied	Continued to: Novem	ıber 17, 2015				
□ See attached resolution(s)						
VOTING: David	l Emery	AYE	NAY	Abstai	ned	
Chip	Sahler	AYE	NAY	Abstai	ned	
Kelly	La Voie	AYE	_NAY	Abstai	ned	
Bob I	Hilliard _	AYE	NAY	Abstai	ned	
Terer	ce Robinson	AYE	_NAY	Abstai	ned	
REASONS/CONDITIONS:						

Certified By: _

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:		Meeting Date: 10/20/2015			
Public Hearing Closed:		Project: 065-15	5		
Applicant James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	Owner James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	Project Type Residential addition & garage addition		<u>Location</u> ndy Beach	<u>Tax Map #</u> 98.15-1-56.000
TYPE OF APPLICATION:				<u>SEQR:</u>	
🗷 Area Variance 🗖 Use	e Variance 🗖 Interpret	ation D Rehe	aring	Type I	🗷 Type II
Variance/Interpretation Request expand a pre-existing non-conform	nity (single family dwelling an	d detached garage)	with a	□ Unlisted	
right side setback to the dwelling the dwelling is being requested in		A 3.9' right side set	back to	□ See Attached resolution(s)	
				Negative Decla	aration Date:
APPLICANT REQUEST:				Positive Declar	ration Date:
Granted Denied	Continued to: Novem	ber 17, 2015			
□ See attached resolution(s)					
VOTING: David	Emery _	_AYE	_NAY	Abstair	ned
Chip S	Sahler	_AYE	_NAY	Abstair	ned
Kelly	La Voie	_AYE	_NAY	Abstair	ned
Bob H	[illiard	_AYE	_NAY	Abstair	ned
Tereno	ce Robinson	_AYE	_NAY	Abstair	ned
REASONS/CONDITIONS:					

Certified By: _

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:		Meeting Date: 10/20/2015			
Public Hearing Closed:		Project: 065-15	5		
Applicant James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	Owner James Vanderhoof 60 Pinewood Knoll Rochester, NY 14614	Project Type Residential addition & garage addition		<u>Location</u> ndy Beach	<u>Tax Map #</u> 98.15-1-56.000
TYPE OF APPLICATION:				SEQR:	
🗷 Area Variance 🗖 Use	Variance 🗖 Interpret	ation D Rehe	earing	Type I	🗷 Type II
Variance/Interpretation Request expand a pre-existing non-conform	nity (single family dwelling an	d detached garage)	with a	Unlisted	
lot coverage of 33% when no mor coverage is being requested in the		area variance to the	e lot	□ See Attached resolution(s)	
				Negative Decla	aration Date:
APPLICANT REQUEST:				Positive Declar	ration Date:
Granted Denied	Continued to: Novem	ber 17, 2015			
□ See attached resolution(s)					
VOTING: David	Emery	AYE	_NAY	Abstair	ned
Chip S	Sahler	_AYE	_NAY	Abstair	ned
Kelly	La Voie	_AYE	_NAY	Abstair	ned
Bob H	illiard	_AYE	_NAY	Abstair	ned
Tereno	ce Robinson	_AYE	_NAY	Abstair	ned
REASONS/CONDITIONS:					

Certified By: _

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:10/20/2015

Meeting Date: 10/20/2015

Public Hearing Closed:10/20/2015

Applicant Moore, Strait, Fuller, Strickland 3971 County Road 16 Canandaigua, NY 14424 Owner **RSM** West Lake Road LLC 197 West Main Street Victor, NY 14564

Project: 071-15

Project Location Project Type Interpretation 3950 County Road 16 112.00-1-24.100 - RSM Determination

Tax Map #

TYPE OF APPLICATION:

SEQR:

□ Area Variance	Use Variance	Interpretation	□Rehearing	🗖 Type I	🗷 Type II			
Variance/Interpretation the decisions of the Zo	Unlisted							
August 3, 2015 relating to Town Code Chapter 1, §1-17, and Chapter 174, §19 (Double Fronted Lots and Planning Board Review.)								
	Negative Decl	aration Date:						
APPLICANT REQUEST	•			Positive Decla	ration Date:			
	_	to.						
 Affirmed Denied Continued to: See attached resolution(s) 								
Voting:	Bob Hilliard David Emery Kelly LaVoie Chip Sahler Terence Robinson	ĭ AYE I AYE I AYE I AYE I AYE I AYE I AYE	 NAY NAY NAY NAY NAY 	□Abstair □Abstair □Abstair □Abstair □Abstair	ned ned ned			

REASONS/CONDITIONS:

See attached Findings of Fact.

Certified By: __

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

			<u>Meeting Date: 10/20/2015</u>			
			Project: 073-15			
Applicant Lakeside Construction 3801 Middle Cheshire Road Canandaigua, NY 14424	<u>Owner</u> Ted O'Bourn 4967 Hillcrest Canandaigua, N		Place4095 County Road 16127.05-2accessory127.05-2			<u>Tax Map #</u> 127.05-2-21.000
TYPE OF APPLICATION:					SEQR:	
🗷 Area Variance 🗖 U	Jse Variance	□ Interpret	ation D Reh	earing	🗖 Type I	I Type II
<u>Variance/Interpretation Requested:</u> Shall the applicant be granted an area variance to place an accessory structure with a front setback of 4' when 10' is required? Applicant is						
requesting a 6' area variance to	the front setback in	the RLD zor	ning district.		\Box See Attached resolution(s)	
					Negative Decla	aration Date:
APPLICANT REQUEST: Granted Denied	□ Continued	to:			Positive Declar	ration Date:
□ See attached resolution(s)					
Dav Kel Chi	o Hilliard vid Emery ly LaVoie p Sahler ence Robinson	□ AYE ☑ AYE ☑ AYE ☑ AYE ☑ AYE		E NAY NAY NAY NAY NAY NAY	□Abstain □Abstain □Abstain □Abstain □Abstain	ed ed ed
<u>REASONS/CONDITIONS:</u>						

The benefit to the applicant outweighs the detriment to the neighborhood, therefore, the variance is granted. This variance shall be void if construction has not commenced within one year of the date of its issuance. Any change in plans are to be submitted to the Town Development Office. Sewer permits and highway work permits are to be obtained from the Ontario County Department of Public Works prior to commencement.

Certified By: ___

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened:10/20/2015			<u>Meeting Date: 10/20/2015</u>			
Public Hearing Closed:10/20/2015			Project: 073-15			
Applicant Lakeside Construction 3801 Middle Cheshire Road Canandaigua, NY 14424	<u>Owner</u> Ted O'Bourn 4967 Hillcrest Canandaigua, N		Project Type Place accessory structure on lakeside of lot		<u>: Location</u> ounty Road 16	<u>Tax Map #</u> 127.05-2-21.000
TYPE OF APPLICATION: SEQR:						
🗷 Area Variance 🗖 U	Jse Variance	□ Interpret	tation D Reh	nearing	🗖 Type I	I Type II
<u>Variance/Interpretation Requested:</u> Shall the applicant be granted an area variance to place an accessory structure with a rear setback of 7' when 15' is required? Applicant is						
requesting an 8' area variance					□ See Attached resolution(s)	
					Negative Decla	aration Date:
APPLICANT REQUEST:	Continued	to:			Positive Declar	ration Date:
 See attached resolution(s 						
Da	b Hilliard vid Emery	AYE AYE		NAY NAY	□Abstain □Abstain	ed
	lly LaVoie ip Sahler	X AYE		J NAY J NAY	□Abstain □Abstain	
	ence Robinson	X AYE		JNAY		
REASONS/CONDITIONS:						

The benefit to the applicant outweighs the detriment to the neighborhood, therefore, the variance is granted. This variance shall be void if construction has not commenced within one year of the date of its issuance. Any change in plans are to be submitted to the Town Development Office. Sewer permits and highway work permits are to be obtained from the Ontario County Department of Public Works prior to commencement.

Certified By: _

Chairperson, Zoning Board of Appeals

Date:	



Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Meeting Date: 10/20/2015

Project: 073-15

Public Hearing Opened:10/20/2015 Public Hearing Closed:10/20/2015

			_	
Applicant Lakeside Construction 3801 Middle Cheshire Road Canandaigua, NY 14424	<u>Owner</u> Ted O'Bourn 4967 Hillcrest Drive Canandaigua, NY 1442	Project Type Place accessory 4 structure on lakeside of lot	Project Location 4095 County Road	<u>Tax Map #</u> 116 127.05-2-21.000
TYPE OF APPLICATION:			SEQR:	
🗷 Area Variance 🗖 Us	se Variance 🗖 Inter	pretation C Reh	earing D Type	I I Type II
Variance/Interpretation Requiplace an accessory structure with		-		ted
requesting a 5' area variance to	the left setback in the RLD z	coning district.	□ See A	ttached resolution(s)
			Negative	Declaration Date:
APPLICANT REQUEST: ☑ Granted □ Denied □ See attached resolution(s)	Continued to:		Positive I	Declaration Date:
	Hilliard I A id Emery I A			ostained ostained
Chip	y LaVoie \blacksquare A Sahler \blacksquare A once Robinson \blacksquare A	YE 🗖	NAY 🗆 Ab	ostained ostained ostained

REASONS/CONDITIONS:

The benefit to the applicant outweighs the detriment to the neighborhood, therefore, the variance is granted. This variance shall be void if construction has not commenced within one year of the date of its issuance. Any change in plans are to be submitted to the Town Development Office. Sewer permits and highway work permits are to be obtained from the Ontario County Department of Public Works prior to commencement.

Certified By: ___

Chairperson, Zoning Board of Appeals

Town of Canandaigua

Canandaigua, NY 14424 Fax (585) 394-9476

Zoning Board of Appeals Decision Notification

Public Hearing Opened: 10/20/2015

Meeting Date: 10/20/2015

Project: 077-15

Public Hearing Closed:10/20/2015

<u>Applicant</u> Kirk Wright PO Box 597 Ontario, NY 14519	<u>Owner</u> 2418 State Rou LLC 2418 State Rou LLC Canandaigua, N	ite 332	<u>Project Ty</u> 4 building signs, 1 ground sign Vision Niss	2409 N	<u>Location</u> YS Route 332	<u>Tax Map #</u> 56.00-2-54.000
TYPE OF APPLICATIO	<u>N:</u>				SEQR:	
🗷 Area Variance	□ Use Variance	Interpre	tation	Rehearing	🗖 Type I	🗷 Type II
	<u>Requested:</u> Shall the and a ground sign when or				□ Unlisted	
are permitted? Applicant	is seeking a variance in th	e CC zoning	g district.	0 0	□ See Attached resolution(s)	
					Negative Dec	laration Date:
APPLICANT REQUEST	<u>:</u>				Positive Decla	aration Date:
Scranted De	nied 🗖 Continued	to:				
□ See attached resolu	tion(s)					
VOTING:	Bob Hilliard	🗷 AYE		🗖 NAY	□Abstai	ned
	David Emery	🗷 AYE		🗖 NAY	□Abstai	ned
	Kelly LaVoie	🗷 AYE		🗖 NAY	□Abstai	ned
	Chip Sahler	X AYE		□ NAY		
	Terence Robinson	🗷 AYE		🗖 NAY		ned
REASONS/CONDITION	S:					

Benefit to the applicant outweighs the detriment to the neighborhood, therefore the variance is granted. This variance shall be void if construction has not commenced within one year of the date of its issuance. Approval is based on plans submitted. Any plans for additional signage must come back before the Board. Total square footage of requested signage is below total allowed by code. There is to be no illumination in base of ground sign (support structure).

Certified By: _

Chairperson, Zoning Board of Appeals

Canandaigua Zoning Board of Appeals Resolution

SEQR Resolution Determination of Significance – TYPE II Action

FILE # <u>CPN-073-15</u>

Applicant: Lakeside Construction Representing Ted O'Bourn, 4095 County Road 16

WHEREAS, The Town of Canandaigua Zoning Board of Appeals, hereinafter referred to as ZBA, has determined the above referenced Action to be a Type II under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations;

NOW, THEREFORE, BE IT RESOLVED that the ZBA in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Kelly LaVoie and seconded by Dave Emery at a regularly scheduled meeting of the ZBA held on Tuesday, October 20, 2015. Following discussion therein, the following roll call vote was taken and recorded:

VOTING:	David Emery	🗷 AYE	🗖 NAY	□Abstained
	Bob Hilliard	🗷 AYE	🗖 NAY	□Abstained
	Kelly LaVoie	🗷 AYE	🗖 NAY	□Abstained
	Chip Sahler	🗷 AYE	🗖 NAY	□Abstained
	Terence Robinson	🗷 AYE	🗖 NAY	□Abstained

I, Cheryl Berry, Secretary of the ZBA, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the Minutes of the Canandaigua ZBA for the October 20, 2015 meeting.

Canandaigua Zoning Board of Appeals Resolution

SEQR Resolution Determination of Significance – TYPE II Action

FILE # <u>CPN-071-15</u>

Applicant: Moore, Strait, Fuller & Strickland, regarding RSM West Lake Road LLC, 3950 county road 16

WHEREAS, The Town of Canandaigua Zoning Board of Appeals, hereinafter referred to as ZBA, has determined the above referenced Action to be a Type II under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations;

NOW, THEREFORE, BE IT RESOLVED that the ZBA in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Chairman Robinson and seconded by Chip Sahler at a regularly scheduled meeting of the ZBA held on Tuesday, October 20, 2015. Following discussion therein, the following roll call vote was taken and recorded:

VOTING:	David Emery	🗷 AYE	🗖 NAY	□Abstained
	Bob Hilliard	🗷 AYE	🗖 NAY	□Abstained
	Kelly LaVoie	🗷 AYE	🗖 NAY	□Abstained
	Chip Sahler	🗷 AYE	🗖 NAY	□Abstained
	Terence Robinson	🗷 AYE	🗖 NAY	□Abstained

I, Cheryl Berry, Secretary of the ZBA, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the Minutes of the Canandaigua ZBA for the October 20, 2015 meeting.

Canandaigua Zoning Board of Appeals Resolution

SEQR Resolution Determination of Significance – TYPE II Action

FILE # CPN-037-15

APPLICANT: DOUGLAS MCCORD REPRESENTING SARAH GENECCO, 1880 NYS ROUTE 332

WHEREAS, The Town of Canandaigua Zoning Board of Appeals, hereinafter referred to as ZBA, has determined the above referenced Action to be a Type II under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations;

NOW, THEREFORE, BE IT RESOLVED that the ZBA in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Chairman Robinson and seconded by Chip Sahler at a regularly scheduled meeting of the ZBA held on Tuesday, October 20, 2015. Following discussion therein, the following roll call vote was taken and recorded:

VOTING:

🗷 AYE David Emery Bob Hilliard 🗷 AYE Kelly LaVoie 🗷 AYE Chip Sahler X AYE Terence Robinson ⊠ AYE

 \Box NAY \Box NAY **D**NAY \Box NAY \Box NAY

DAbstained **D**Abstained **D**Abstained **D**Abstained

I, Cheryl Berry, Secretary of the ZBA, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the Minutes of the Canandaigua ZBA for the October 20, 2015 meeting.

Canandaigua Zoning Board of Appeals Resolution

SEQR Resolution Determination of Significance – TYPE II Action

FILE # <u>CPN-077-15</u>

APPLICANT: KIRK WRIGHT, 2409 NYS ROUTE 332

WHEREAS, The Town of Canandaigua Zoning Board of Appeals, hereinafter referred to as ZBA, has determined the above referenced Action to be a Type II under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations;

NOW, THEREFORE, BE IT RESOLVED that the ZBA in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Chairman Robinson and seconded by Kelly LaVoie at a regularly scheduled meeting of the ZBA held on Tuesday, October 20, 2015. Following discussion therein, the following roll call vote was taken and recorded:

VOTING:	David Emery	🗷 AYE	🗖 NAY	□Abstained
	Bob Hilliard	🗷 AYE	🗖 NAY	□Abstained
	Kelly LaVoie	🗷 AYE	🗖 NAY	□Abstained
	Chip Sahler	🗷 AYE	🗖 NAY	□Abstained
	Terence Robinson	🗷 AYE	🗖 NAY	□Abstained

I, Cheryl Berry, Secretary of the ZBA, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the Minutes of the Canandaigua ZBA for the October 20, 2015 meeting.

Canandaigua Zoning Board of Appeals Resolution

SEQR Resolution Determination of Significance – TYPE II Action

FILE # <u>CPN-041-15</u>

Applicant: Cheney & Blair LLP representing Summit PPX 2911 LLC, 3400 Poplar Beach Road

WHEREAS, The Town of Canandaigua Zoning Board of Appeals, hereinafter referred to as ZBA, has determined the above referenced Action to be a Type II under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations;

NOW, THEREFORE, BE IT RESOLVED that the ZBA in making this Classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

The above resolution was offered by Chip Sahler and seconded by Chairman Robinson at a regularly scheduled meeting of the ZBA held on Tuesday, October 20, 2015. Following discussion therein, the following roll call vote was taken and recorded:

VOTING:	David Emery	🗷 AYE	🗖 NAY	□Abstained
	Bob Hilliard	🗷 AYE	🗖 NAY	□Abstained
	Kelly LaVoie	🗷 AYE	🗖 NAY	□Abstained
	Chip Sahler	🗷 AYE	🗖 NAY	□Abstained
	Terence Robinson	🗷 AYE	🗖 NAY	□Abstained

I, Cheryl Berry, Secretary of the ZBA, do hereby attest to the accuracy of the above resolution being acted upon and recorded in the Minutes of the Canandaigua ZBA for the October 20, 2015 meeting.