



**TOWN OF HENRIETTA
ZONING BOARD OF APPEALS
JUNE 24, 2009**

AGENDA

**Robert Steidle, Chairman
Robert Barley, Jr.
Kenneth Breese
Douglas Levey
David MacIntyre
Beth Mossworth
Beth White**

**Terry Ekwel, Fire Marshal/Building Inspector
Marc Duclos, Zoning Board Attorney**

WORKSHOP: 6:30 P.M.

PUBLIC HEARINGS: 7:00 P.M.

PUBLIC HEARING APPLICATIONS:

- 1. Application 09-062 of Chris Mazur**
- 2. Application 09-063 of Metzger Gear, Inc.**
- 3. Application 09-064 of Extended Medical Services**

MINUTES:

< Minutes of May 27, 2009

PURSUANT TO CALL A MEETING OF THE ZONING BOARD OF APPEALS OF THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK, HELD AT THE HENRIETTA TOWN HALL, 475 CALKINS ROAD, HENRIETTA, NEW YORK ON THE 24TH DAY OF JUNE, 2009 AT 7:00 P.M.

MEMBERS PRESENT

Robert Steidle, Chairperson
Robert Barley, Jr.
Kenneth Breese
Douglas Levey
Beth Mossworth
Beth White

MEMBERS ABSENT

David MacIntyre

Terry Ekwel, Fire Marshal/Building Inspector
Marc Duclos, Attorney

On motion of Mr. Breese, seconded by Mrs. Mossworth, the minutes of the meeting of May 27, 2009 were approved.

AYES: Steidle, Barley, Breese, Mossworth, White
NOES: None
ABSTAIN: Levey

CARRIED

The following notice was published in the *Henrietta Post* on June 18, 2009. It read as follows: "A public hearing will be held on Wednesday, June 24, 2009 at 7:00 P.M. in the Henrietta Town Hall, 475 Calkins Road, Henrietta, New York before the Zoning Board of Appeals of the Town of Henrietta regarding the following applications: 09-062, 09-063 and 09-064."

On motion of Mr. Breese, seconded by Mr. Levey, Application 09-062 was declared a Type II Action under Section 617.5(c)(12) of the State Environmental Quality Review Act (SEQRA).

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. Levey, Application 09-063 was declared a Type II Action under Section 617.5(c)(10) of the State Environmental Quality Review Act (SEQRA).

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. Levey, Application 09-064 was declared an Unlisted Action under Section 617.7(1)(viii) of the State Environmental Quality Review Act (SEQRA).

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 09-062 of Chris Mazur requesting a variance for a 3' side setback, whereas an 8' side setback is required by code, to install an above ground pool on property located at 50 Kenwick Drive.

On motion to approve by Mr. Levey, seconded by Mrs. Mossworth, it was RESOLVED THAT Application 09-061 of Chris Mazur be approved.

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 09-063 of Metzger Gear, Inc. requesting a variance for a third wall sign, whereas two wall signs are allowed by code, on property located at 218 Mushroom Boulevard.

On motion to approve by Mrs. Mossworth, seconded by Mr. Levey, it was RESOLVED THAT Application 09-063 of Metzger Gear, Inc. be approved.

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 09-064 of Extended Medical Services requesting a variance for a 7.5' landscaped mall width, whereas a 20' landscaped mall width is required by code on property located at 2116 East Henrietta Road.

On motion to approve by Mr. Breese, seconded by Mrs. White, it was RESOLVED THAT Application 09-064 of Extended Medical Services be approved.

AYES: Steidle, Barley, Breese, Levey, Mossworth, White
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

On motion to adjourn by Mr. Breese, seconded by Mr. Levey, it was agreed that the meeting be adjourned at 7:17 P.M.

Respectfully Submitted,

Robert Steidle
Chairperson