

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 16TH DAY OF DECEMBER, 2010 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, Zoning Board Attorney

On motion of Mr. Levey, seconded by Mrs. Mossworth, the minutes of the meeting of November 18, 2010 were approved.

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

UNANIMOUSLY CARRIED

The following notice was published in the *Henrietta Post* on December 2, 2010. It read as follows: "A public hearing will be held on Thursday, December 16, 2010 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: 2010-110, 2010-116, 2010-117, 2010-118, 2010-119, 2010-120, 2010-121, 2010-122, and 2010-123."

On motion of Mr. Breese, seconded by Mr. Levey, Application 2010-110 was declared an Unlisted Action under Section 617.6(b)(4)(i) 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, Applications 2010-116, 2010-120, 2010-121, 2010-122 and 2010-123 were declared Type II Actions 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 2010-117 was declared a Type II Action under Section 617.5(c)(9) 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, Applications 2010-118 and 2010-119 were declared Type II Actions 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

Application 2010-110 of Asia Food Market requesting a variance to allow 48 parking spaces and 21 land banked parking spaces, whereas 131 parking spaces are required by code on property located at 1885 Brighton-Henrietta TL Road.

This application was tabled at the request of the applicant.

Application 2010-116 of Suzanne Duvall requesting a variance for a 36' front setback, whereas a 40' front setback is required by code to build a new awning/roof on property located at 26 Clooney Drive.

On motion to approve by Mrs. Mossworth, seconded by Mr. Barley, it was RESOLVED THAT Application 2010-116 of Suzanne Duvall be approved.

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

UNANIMOUSLY CARRIED

Application 2010-117 of Lynn D. Pike requesting a variance for a 192 sq.ft. shed, whereas a 150 sq.ft shed. is allowed by code on property located at 75 Windelin Drive.

On motion to approve by Mr. Breese, seconded by Mr. Levey, it was RESOLVED THAT Application 2010-117 of Lynn D. Pike be approved.

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

UNANIMOUSLY CARRIED

Application 2010-118 of Old Navy requesting a variance for a second wall sign, whereas one wall sign is allowed by code on property located at 1 Miracle Mile Drive.

This application was tabled at the request of the applicant.

Application 2010-119 of Old Navy requesting a variance for a third wall sign, whereas one wall sign is allowed by code on property located at 1 Miracle Mile Drive.

This application was tabled at the request of the applicant.

Application 2010-120 of Rita Conlin requesting a 7.4' side setback, whereas a 10' side setback is required by code for an existing carport on property located at 1711 Jefferson Road.

On motion to approve by Mrs. Mossworth, seconded by Mr. Barley, it was RESOLVED THAT Application 2010-120 of Rita Conlin be approved.

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

UNANIMOUSLY CARRIED

Application 2010-121 of Calkins Corporate Park LLC requesting a 90' front setback, whereas a 125' front setback is required by code to construct an office building and future bank on property located at 50 Middle Road.

On motion to approve by Mrs. White, seconded by Mr. Breese, it was RESOLVED THAT Application 2010-121 of Calkins Corporate Park LLC be approved.

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

UNANIMOUSLY CARRIED

Application 2010-122 of Bruce and Sophia Amm requesting an 8' side setback, whereas a 12' side setback is required by code to build a garage addition on property located at 4 Fitzpatrick Trail.

On motion to approve by Mr. Barley, seconded by Mrs. White, it was RESOLVED THAT Application 2010-122 of Bruce and Sophia Amm be approved.

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

UNANIMOUSLY CARRIED

Application 2010-123 of Craig D. Reed requesting a 4' side setback, whereas a 10' side setback is required by code for a pre-existing accessory building on property located at 2137 Pinnacle Road.

On motion to approve by Mr. Barley, seconded by Mr. Levey, it was RESOLVED THAT Application 2010-123 of Craig D. Reed 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 7:31 P.M.

Respectfully Submitted,

Robert Steidle
Chairperson