

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 27<sup>ND</sup> DAY OF OCTOBER, 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 Mrs. White, seconded by Mrs. Mossworth, the minutes of the meeting of September 22, 2010 were approved.

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

CARRIED

The following notice was published in the *Henrietta Post* on October 15, 2010. It read as follows: "A public hearing will be held on Wednesday, October 27, 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: 2010-090, 2010-095, 2010-096 and 2010-097."

On motion of Mr. Breese, seconded by Mr. Levey, Applications 2010-090, 2010-096 and 2010-097 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 2010-095 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

**Application 2010-090 of William T. Newman** requesting a variance for a 1'4" rear setback for an existing 36' x 10' pool deck, whereas a 10' rear setback is required by code on property located at 70 Round Hill Road.

On motion to approve by Mrs. Mossworth, seconded by Mr. Barley, it was RESOLVED THAT Application 2010-090 of William T. Newman be approved.

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

UNANIMOUSLY CARRIED

**Application 2010-095 of Buffalo Wild Wings** requesting a variance to remove three parking spaces to add a patio onto building located at 780 Jefferson Road.

On motion to approve by Mr. Barley, seconded by Mr. Levey, it was RESOLVED THAT Application 2010-095 of Buffalo Wild Wings be approved.

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

UNANIMOUSLY CARRIED

**Application 2010-096 of Buffalo Wild Wings** requesting a variance for a 64.5' front setback to build a patio addition, whereas an 80' front setback is required by code on property located at 780 Jefferson Road.

On motion to approve by Mrs. Mossworth, seconded by Mr. Barley, it was RESOLVED THAT Application 2010-096 of Buffalo Wild Wings be approved.

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

UNANIMOUSLY CARRIED

**Application 2010-097 of Ron Little/Heritage Christian Services** requesting a variance for a 54' rear setback for a proposed building, whereas a 60' rear setback is required by code on property located at 725-1025 Commons Way.

On motion to approve by Mr. Breese, seconded by Mr. Levey, it was RESOLVED THAT Application 2010-097 of Ron Little/Heritage Christian Services be approved.

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

UNANIMOUSLY CARRIED

On motion to adjourn by Mr. Levey, seconded by Mr. Breese, it was agreed that the meeting be adjourned at 7:25 P.M.

Respectfully Submitted,

Robert Steidle  
Chairperson