

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 AUGUST, 2011 AT 7:00 P.M.

MEMBERS PRESENT

Robert Steidle, Chairperson
Kenneth Breese
Douglas Levey
David MacIntyre
Beth Mossworth
Beth White

MEMBERS ABSENT

Robert Barley, Jr.

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 July 27, 2011 were approved.

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

CARRIED

The following notice was published in the *Henrietta Post* on August 11, 2011. It read as follows: "A public hearing will be held on Wednesday, August 24, 2011 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: 2011-073, 2011-074, 2011-075, 2011-076, 2011-077, 2011-078, 2011-079, 2011-080, 2011-081 and 2011-082."

On motion of Mr. Breese, seconded by Mr. MacIntyre, Applications 2011-073, 2011-076, 2011-077, 2011-078, 2011-079 and 2011-080 were declared Type II Actions under Section 617.5(c)(12) of the State Environmental Quality Review Act (SEQRA).

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

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. MacIntyre, Applications 2011-074, 2011-075, 2011-081 and 2011-082 were declared Type II Actions under Section 617.5(c)(10) of the State Environmental Quality Review Act (SEQRA).

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

UNANIMOUSLY CARRIED

Application 2011-073 of RJ Dorschel Corp. requesting a variance for a minimum front yard setback of 54.2 feet to construct a building addition, whereas a 78.3 foot front yard setback is required by code on property located at 3875 West Henrietta Road.

On motion to approve by Mr. Levey, seconded by Mrs. Mossworth, it was RESOLVED THAT Application 2011-073 of RJ Dorschel Corp. be approved.

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

UNANIMOUSLY CARRIED

Application 2011-074 of Sheila G. Hassett requesting a variance to replace an existing 3.75 foot high chain link fence with an 8 foot high chain link fence in the same location, whereas a 6 foot high fence is allowed by code on property located at 47 Agar Avenue.

On motion to approve by Mrs. Mossworth, seconded by Mrs. White, it was RESOLVED THAT Application 2011-074 of Sheila G. Hassett be approved.

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

UNANIMOUSLY CARRIED

Application 2011-075 of Sheila G. Hassett requesting a variance to replace an existing chain link fence with an 8 foot high vinyl privacy fence in same location (it will exceed 24' in length), whereas a 6 foot high fence is allowed by code on property located at 47 Agar Avenue.

On motion to approve by Mrs. Mossworth, seconded by Mrs. White, it was RESOLVED THAT Application 2011-075 of Sheila G. Hassett be approved.

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

UNANIMOUSLY CARRIED

Application 2011-076 of Scott and Lori Roe requesting a variance for a 49' front setback to construct a 25' x 12' deck, whereas a 60' front setback is required by code on property located at 49 Gawaine Lane.

On motion to approve by Mr. MacIntyre, seconded by Mr. Levey, it was RESOLVED THAT Application 2011-076 of Scott and Lori Roe be approved.

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

UNANIMOUSLY CARRIED

Application 2011-077 of Harry and Jasmine Groover requesting a variance for a 28'4" front setback for an existing pergola, whereas a 40' front setback is required by code on property located at 196 St. Patrick Drive.

On motion to approve by Mr. Breese, seconded by Mr. MacIntyre, it was RESOLVED THAT Application 2011-077 of Harry and Jasmine Groover be approved with the stipulation that no more structures be built in the front yard.

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

UNANIMOUSLY CARRIED

Application 2011-078 of Denice and George Palmieri requesting a variance for a 21.2' front setback to Galway Drive for a proposed addition, whereas a 40' front setback is required by code on property located at 175 Vollmer Parkway.

On motion to approve by Mr. MacIntyre, seconded by Mrs. Mossworth, it was RESOLVED THAT Application 2011-078 of Denice and George Palmieri be approved.

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

UNANIMOUSLY CARRIED

Application 2011-079 of Denice and George Palmieri requesting a variance for a 39.5' front setback to Vollmer Parkway, whereas a 40' front setback is required by code on property located at 175 Vollmer Parkway.

On motion to approve by Mr. MacIntyre, seconded by Mrs. Mossworth, it was RESOLVED THAT Application 2011-079 of Denice and George Palmieri be approved.

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

UNANIMOUSLY CARRIED

Application 2011-080 of Fieldtex requesting a variance for a 20' rear setback, whereas a 60' rear setback is required by code on property located at 3055 Brighton Henrietta Town Line Road.

On motion to approve by Mr. Breese, seconded by Mr. Levey, it was RESOLVED THAT Application 2011-080 of Fieldtex be approved.

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

UNANIMOUSLY CARRIED

Application 2011-081 of Dorschel Fisker of Rochester requesting a variance for a 10th wall sign, whereas 9 wall signs have been previously approved on property located at 3817 West Henrietta Road.

On motion to approve by Mr. Breese, seconded by Mr. MacIntyre, it was RESOLVED THAT Application 2011-081 of Dorschel Fisker of Rochester be approved.

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

UNANIMOUSLY CARRIED

Application 2011-082 of Dorschel Fisker of Rochester requesting a variance to add an additional 66.25 square feet of signage to the 369 square feet of signage previously approved on property located at 3817 West Henrietta Road.

On motion to approve by Mr. Breese, seconded by Mr. MacIntyre, it was RESOLVED THAT Application 2011-082 of Dorschel Fisker of Rochester be approved.

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

UNANIMOUSLY CARRIED

On motion to adjourn by Mr. MacIntyre, seconded by Mr. Breese, it was agreed that the meeting be adjourned at 8:03 P.M.

Respectfully Submitted,

Robert Steidle
Chairperson