



**TOWN OF HENRIETTA
ZONING BOARD OF APPEALS
OCTOBER 24, 2007
AGENDA**

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

**Marc Duclos, Zoning Board Attorney
Jeff Wilkinson, Fire Marshal/Building Inspector**

WORKSHOP: 6:30 P.M.

PUBLIC HEARINGS: 7:00 P.M.

PUBLIC HEARING APPLICATIONS:

- 1. Application 07-136 of Thomas and Terry Sesock**
- 2. Application 07-137 of Rerob, LLC**
- 3. Application 07-138 of Urban League of Rochester**

MINUTES:

 **Minutes of September 26, 2007 (Copy Enclosed)**

RESERVED HEARINGS:

 **None**

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 OCTOBER, 2007 AT 7:00 P.M.

MEMBERS PRESENT

Robert Steidle, Chairperson
Robert Barley, Jr.
Kenneth Breese
Douglas Levey
David MacIntyre
Andrew Malcolm
Beth Mossworth

MEMBERS ABSENT

Marc Duclos, Attorney
Jeff Wilkinson, Fire Marshal/Building Inspector

On motion of Mr. Malcolm, seconded by Mr. Breese, the minutes of the meeting of September 26, 2007 were approved.

AYES: Steidle, Barley, Breese, Levey, MacIntyre, Malcolm, Mossworth

NOES: None

ABSTAIN: None

UNANIMOUSLY CARRIED

The following notice was published in the *Henrietta Post* on October 17, 2007. It read as follows: "A public hearing will be held on Wednesday, October 24, 2007 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: 07-136, 07-137 and 07-138."

On motion of Mr. Breese, seconded by Mr. MacIntyre, Application 07-136 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, MacIntyre, Malcolm, Mossworth

NOES: None

ABSTAIN: None

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. MacIntyre, Application 07-137 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, MacIntyre, Malcolm, Mossworth
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. MacIntyre, Application 07-138 was declared an Unlisted Action under Section 617.7(c)(viii) of the State Environmental Quality Review Act (SEQRA).

AYES: Steidle, Barley, Breese, Levey, MacIntyre, Malcolm, Mossworth
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 07-136 of Thomas and Terry Sesock requesting a variance for a 50'4" front setback, whereas 60' is required by code to construct a 24' x 26' garage on property located at 1795 West Jefferson Road.

On motion to approve by Mr. Malcolm, seconded by Mr. Barley, it was RESOLVED THAT Application 07-136 of Thomas and Terry Sesock be approved.

AYES: Steidle, Barley, Breese, Levey, MacIntyre, Malcolm, Mossworth
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 07-137 of Rerob, LLC requesting an interpretation of Town Code parking requirements and/or variance, if deemed needed by the Henrietta Zoning Board of Appeals, to allow proposed 27 (or 37 with pump spaces) parking spaces, where Town Staff has determined that amount of parking requires a variance on property located at 3001 Winton Road South.

On motion to approve by Mr. MacIntyre, seconded by Mr. Levey, it was RESOLVED THAT Application 07-137 of Rerob, LLC be approved to allow proposed 27 parking spaces.

AYES: Steidle, Barley, Breese, Levey, MacIntyre, Malcolm, Mossworth
NOES: None
ABSTAIN: None

UNANIMOUSLY CARRIED

Application 07-138 of Urban League of Rochester requesting a use variance for a 20-unit senior apartment facility to be located on an approximate two acre project site within an R1-15 residential zoned district, located on East River Road (County Route 84) and north of the intersection with Farrell Road Extension (Tax Acct. #188.01-1-9 and part of #188.01-1-8.121).

On motion to approve by Mr. Malcolm, seconded by Mr. Levey, it was RESOLVED THAT Application 07-138 of Urban League of Rochester be approved.

AYES: Steidle, Barley, Breese, Levey, MacIntyre, Malcolm, Mossworth

NOES: None

ABSTAIN: None

UNANIMOUSLY CARRIED

On motion of Mr. Breese, seconded by Mr. Levey, it was agreed that the meeting be adjourned at 8:57 P.M.

Respectfully Submitted,

Robert Steidle
Chairperson

RS/tm