

**TOWN OF PITTSFORD
ZONING BOARD OF APPEALS
DRAFT MINUTES
September 19, 2022**

PRESENT

George Dounce, Chairperson; Mary Ellen Spennacchio-Wagner, James Pergolizzi, Phil Castleberry, Jennifer Iacobucci

ALSO PRESENT

Kate Munzinger, Town Board liaison; Bill Zink, Building Inspector; Susan Donnelly, Secretary to the Board

ABSENT

Barbara Servé, Vice Chair; Tom Kidera

Proceedings of a regular meeting of the Pittsford Zoning Board of Appeals were held on Monday, September 19, 2022, at 7:00 PM local time.

George Dounce, Chairperson called the regularly scheduled meeting of the Zoning Board of Appeals to order at 7:00 PM.

The applications before the Board this evening are Type II Actions under 6-NYCRR §617.5 (c) and, therefore, are not subject to Environmental Review under SEQRA. The applications are exempt from review by the Monroe County Planning Department based on an agreement with Monroe County dated October 7, 2008.

PUBLIC HEARINGS FOR AN AREA VARIANCE - NEW

- 23 Saddle Brook, Tax # 164.03-1-68, Applicant is requesting relief from Town Code §185 - 17 I for a proposed garden shed located less than the required minimum rear setback. This property is zoned Residential Neighborhood – (RN).

George Dounce opened the public hearing.

The homeowner, Courtney Marinz, was present. She stated that the need for the proposed shed is for more storage space and the timeline was to build in Spring of 2023.

There was no public comment.

Mary Ellen moved to close the public hearing.

Phil Castleberry seconded.

All Ayes.

- 289 Tobin Road, Tax # 190.04-3-1.1, Applicant is requesting relief from Town Code §185-113 B. (1), (2), (3) for a proposed oversized and over height accessory structure, garage. Property is zoned Rural Residential South Pittsford – (RRSP).

George Dounce opened the public hearing.

Jeff Kline was present to discuss the application with the Board.

Mr. Kline stated the need for the size of the accessory structure was to store trailers/tractor. The timeframe is before winter 2022.

The Board had no further questions.

There was no public comment.

Jennifer Iacobucci moved to close the public hearing.

Jim Pergolizzi seconded.

All Ayes.

- 101 Country Club Drive, Tax # 150.05-1-40, Applicant is requesting relief from Town Code §185-113 B. (3) and §185-17 E. (1) to place a garden shed forward of the rear wall and within the minimum side setback. This property is zoned Residential Neighborhood – (RN).

George Dounce opened the public hearing.

Rafal Gan, the homeowner, was present.

Mr. Gan stated that the most affected neighbor had no issue with the project. The timeline will be the fall of 2022 or spring of 2023.

There was no public comment.

Phil Castleberry moved to close the public hearing.

Mary Ellen Spennacchio-Wagner seconded.

All Ayes.

- 4035 East Avenue, Tax # 151.06-1-21, Applicant is requesting relief from Town Code §185 - 17 D. (1) for a proposed front porch encroaching into the front setback. This property is zoned Residential Neighborhood - (RN).

George Dounce opened the public hearing.

The architect, Mark Mueller, was present.

The timeframe is September or October of 2023.

Jennifer Iacobucci inquired if any neighbors objected. There was no comment received by the Town.

There was no public comment.

Jim Pergolizzi moved to close the public hearing.

Jennifer Iacobucci seconded.

All Ayes.

DECISION FOR 23 SADDLE BROOK – AREA VARIANCE

A written Resolution to grant the area variance for 23 Saddle Brook was moved by Phil Castleberry and seconded by Board Member Jim Pergolizzi.

George Dounce called for a roll call vote.

| | |
|--------------------|--------|
| Servé | Absent |
| Pergolizzi | Aye |
| Spennacchio-Wagner | Aye |
| Castleberry | Aye |
| Kidera | Absent |
| Dounce | Aye |
| Iacobucci | Aye |

The approved Resolution contains the following Specific Conditions:

1. This variance is granted only for the plans submitted and prepared by the Applicant dated August 4, 2022.
2. All construction is to be completed by December 31, 2023.

DECISION FOR 289 TOBIN ROAD – AREA VARIANCE

A written Resolution to grant the area variance for 289 Tobin Road was moved by George Dounce and seconded by Board Member Mary Ellen Spennacchio-Wagner.

George Dounce called for a roll call vote.

| | |
|--------------------|--------|
| Servé | Absent |
| Pergolizzi | Aye |
| Spennacchio-Wagner | Aye |
| Castleberry | Aye |
| Kidera | Absent |
| Dounce | Aye |
| Iacobucci | Aye |

The approved Resolution contains the following Specific Conditions:

1. This variance is granted only for the plans submitted and prepared by the Applicant dated August 10, 2022.
2. All construction is to be completed by December 31, 2023.

DECISION FOR 101 COUNTRY CLUB DRIVE – AREA VARIANCE

A written Resolution to grant the area variance for 101 Country Club Drive was moved by Jennifer Iacobucci and seconded by Board Member George Dounce.

George Dounce called for a roll call vote.

| | |
|--------------------|--------|
| Servé | Absent |
| Pergolizzi | Aye |
| Spennacchio-Wagner | Aye |
| Castleberry | Aye |
| Kidera | Absent |
| Dounce | Aye |
| Iacobucci | Aye |

The approved Resolution contains the following Specific Conditions:

1. This variance is granted only for the plans submitted and prepared by the Applicant dated August 11, 2022.
2. All construction is to be completed by December 31, 2023.

DECISION FOR 4035 EAST AVENUE – AREA VARIANCE

A written Resolution to grant the area variance for 4035 East Avenue was moved by Mary Ellen Spennacchio-Wagner and seconded by Board Member Phil Castleberry.

George Dounce called for a roll call vote.

| | |
|--------------------|--------|
| Servé | Absent |
| Pergolizzi | Aye |
| Spennacchio-Wagner | Aye |
| Castleberry | Aye |
| Kidera | Absent |
| Dounce | Aye |
| Iacobucci | Aye |

The approved Resolution contains the following Specific Conditions:

1. This variance is granted only for the plans submitted and prepared by the Applicant dated August 11, 2022.
2. All construction is to be completed by December 31, 2023.

POINT PERSONS FOR September 19 MEETING

1 Morningside Drive – Jim Pergolizzi

37 Devonwood Lane – George Dounce

165 French Road – Phil Castleberry

38 Old Farm Circle – Jennifer Iacobucci

Chairman George Dounce motioned to approve the minutes of August 15, 2022, as written.

All Ayes.

The meeting was adjourned at 7:35 pm.

Respectfully submitted,

Susan Donnelly
Secretary to the Zoning Board of Appeals