# AGENDA TOWN OF PITTSFORD ZONING BOARD OF APPEALS JULY 17, 2023

#### This agenda is subject to change.

Please take notice that the Town of Pittsford Zoning Board of Appeals will hold the following meeting on Monday, July 17, 2023, in the Lower-Level Meeting Room of Pittsford Town Hall, 11 S. Main Street, and beginning at 7:00PM local time.

## **NEW HEARINGS**

## 43 Musket Lane

Applicant is requesting relief from Town Code Sections 185-113 B. (1) and 185-17 I. for the construction of an oversized shed within the rear buffer. This property is zoned Residential Neighborhood (RN).

## 14 Wood Stone Rise

Applicant is requesting relief from Town Code Section 185-113 B. (1) for the construction of a roofed accessory structure exceeding 180 square feet in area (pavilion). Property is zoned Residential Neighborhood (RN).

## 143 S Main Street

Applicant is requesting relief from Town Code Sections 185-113 B. (3) and 185-17 E. for the construction of an inground pool forward of the rear wall of the house and not meeting the total side setback requirement. This property is zoned Residential Neighborhood (RN).

# **16 Winding Road**

Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a garage addition extending forward of the building line. The property is zoned Residential Neighborhood (RN).

#### **6 Rosewood Drive**

Applicant is requesting relief from Town Code Sections 185-17 B. and 185-17 D. for the construction of an addition extending forward of the building line and an unenclosed porch past the allowed façade area. This property is zoned Residential Neighborhood (RN).

#### **28 Whitestone Lane**

Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a three-car garage addition extending forward of the building line on Malm Lane. This property is zoned Residential Neighborhood (RN).

#### 60 Golf Avenue (HWY)

Bell Atlantic Mobile Systems dba Verizon Wireless is requesting relief from Town Code Section 185-126 C. (3)(b)[2] for the construction of a 125-foot cellular facility (monopole) where the maximum height permitted is 100 feet. This property is zoned Residential Neighborhood (RN).

# **OTHER BUSINESS**

# **Approval of Minutes**

The next scheduled meeting is for Monday, August 21, 2023.

# TOWN OF PITTSFORD LEGAL NOTICE ZONING BOARD OF APPEALS MEETING

# JULY 17, 2023

Please take notice that the following public hearings will be held by the Town of Pittsford Zoning Board of Appeals on Monday, July 17, 2023, in the Lower-Level Meeting Room of Pittsford Town Hall, 11 S. Main St, and beginning at 7:00PM local time:

Public Hearings:

43 Musket Lane, Tax ID 192.08-1-26 – Applicant is requesting relief from Town Code Sections 185-113 B. (1) and 185-17 I. for the construction of an oversized shed within the rear buffer. This property is zoned Residential Neighborhood (RN).

14 Wood Stone Rise, Tax ID 178.19-3-16 – Applicant is requesting relief from Town Code Section 185-113 B. (1) for the construction of a roofed accessory structure exceeding 180 square feet in area (pavilion). Property is zoned Residential Neighborhood (RN).

143 S Main Street, Tax ID 164.10-4-12 – Applicant is requesting relief from Town Code Sections 185-113 B. (3) and 185-17 E. for the construction of an inground pool forward of the rear wall of the house and not meeting the total side setback requirement. This property is zoned Residential Neighborhood (RN).

16 Winding Road, Tax ID 151.14-1-12 – Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a garage addition extending forward of the building line. The property is zoned Residential Neighborhood (RN).

6 Rosewood Drive, Tax ID 178.16-2-61 – Applicant is requesting relief from Town Code Sections 185-17 B. and 185-17 D. for the construction of an addition extending forward of the building line and an unenclosed porch forward of the allowed façade area. This property is zoned Residential Neighborhood (RN).

28 Whitestone Lane, Tax ID 137.20-2-35 – Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a three-car garage addition extending forward of the building line on Malm Lane. This property is zoned Residential Neighborhood (RN).

60 Golf Avenue (HWY), Tax ID 151.15-2-34 – Bell Atlantic Mobile Systems dba Verizon Wireless is requesting relief from Town Code Section 185-126 C. (3)(b)[2] for the construction of a 125-foot cellular facility (monopole) where the maximum height permitted is 100 feet. This property is zoned Residential Neighborhood (RN).

April Zurowski Planning Assistant

# TOWN OF PITTSFORD ZONING BOARD OF APPEALS MAY 15, 2023

Minutes of the Town of Pittsford Zoning Board of Appeals meeting held on May 15, 2023, at 7:00PM local time. The meeting took place in the Lower-Level Meeting Room of Pittsford Town Hall, 11 S. Main Street.

**PRESENT:** George Dounce, Barbara Servé, Phil Castleberry, Mary Ellen Spennacchio-Wagner, Jennifer Iacobucci, Tom Kidera, Jim Pergolizzi

## ABSENT: None

**ALSO PRESENT:** April Zurowski, Planning Assistant; Doug DeRue, Director of Planning, Zoning, & Development; Robert Koegel, Town Attorney; Bill Zink, Building Inspector; Kate Munzinger, Town Board Liaison

ATTENDANCE: There were 11 members of the public present.

Zoning Board of Appeals Chairman George Dounce called the meeting to order at 7:00PM.

## **NEW PUBLIC HEARINGS:**

## 2 Charter Oaks Drive

Applicant is requesting relief from Town Code Section 185-17 B. for a proposed garage expansion encroaching into the front setback. This property is zoned Residential Neighborhood (RN).

Scott Harder, of Professional Engineering Group, introduced the application. The applicant is seeking an 8.7-foot area variance for a garage expansion into the front setback. This property is a corner lot with two front setbacks. This garage expansion will avoid the need for a shed in the rear yard. The existing home is a single-story ranch approximately 18 feet in height. The expansion will match the existing home's elevation.

Vice Chairwoman Barb Servé asked if the Town has received any comments from neighbors. Mr. Zink stated that no comments were received. Chairman George Dounce asked the applicant for their expected construction timeline. Mr. Parcher stated that this application will also require approval from the Design Review and Historic Preservation Board (DRHPB). Once this approval is granted, the applicant expects to begin construction this summer. All work will be completed prior to December 31, 2024.

Chairman Dounce opened the public hearing. No public comments were offered.

Zoning Board of Appeals Member Phil Castleberry motioned to close the public hearing, seconded by Zoning Board of Appeals Member Tom Kidera. Following a unanimous voice vote, the hearing was closed.

A written resolution to grant the area variance for 2 Charter Oaks Drive was moved by Zoning Board of Appeals Vice Chairwoman Barb Servé, seconded by Zoning Board of Appeals Member Mary Ellen Spennachio-Wagner. The resolution is contingent upon the following Conditions of Approval:

- 1. This variance is granted only for the plans submitted and prepared by the Applicant dated March 28, 2023.
- 2. All construction is to be completed by December 31, 2024.

Chairman Dounce asked for a roll call vote.

Aye
Aye

# 7 Grey Fawn

Applicant is requesting relief from Town Code Section 185-17 H. for greater than 40% lot coverage. This property is zoned Residential Neighborhood (RN).

Bob Hyman, of 7 Grey Fawn, introduced the application. The applicant is requesting an impervious coverage variance for the construction of a sunroom addition. The applicant stated that the property's impervious coverage has been over the allowed 40% since he moved in. The sunroom addition will add 120 square feet of coverage. The applicant plans to mitigate the increased coverage by removing sections of a brick walkway. In total, the property will result in 252 square feet over the allowed 8,274 square feet, 41.07% of impervious coverage where 40% is allowed by code. The applicant received Design Review Board approval for the sunroom addition in February 2023, at which time the impervious coverage issues were first discovered. Since this time, the applicant has been working closely with Rob Fromberger, the Town Engineer. Mr. Fromberger has submitted a letter to the Board regarding this variance request.

Board Member Spennachio-Wagner stated that the brick pathway will be relocated to reduce impervious coverage and prevent small children from playing near the sunroom which creates safety concerns. Board Member Jennifer Iacobucci asked if the property was already over 40% impervious coverage. Board Member Spennachio-Wagner confirmed. Vice Chairwoman Servé asked if there are current drainage issues at the property. Mr. Hyman stated that there are no ongoing drainage concerns. Neighbors were also surveyed regarding drainage issues. Board Member Jim Pergolizzi asked if the final impervious coverage percentage includes the relocation and reduction of the brick pathway. Mr. DeRue confirmed.

Chairman Dounce opened the public hearing. No public comments were offered.

Zoning Board of Appeals Member Jennifer Iacobucci motioned to close the public hearing, seconded by Zoning Board of Appeals Vice Chairwoman Barb Servé. Following a unanimous voice vote, the hearing was closed.

A written resolution to grant the area variance for 7 Grey Fawn was moved by Zoning Board of Appeals Member Mary Ellen Spennachio-Wagner, seconded by Zoning Board of Appeals Member Tom Kidera.

The resolution is contingent upon the following Conditions of Approval:

- 1. This variance is granted only for the plans modified and prepared by the Applicant presented at the Zoning Board meeting dated May 15, 2023.
- 2. All construction is to be completed by December 31, 2024.

Chairman Dounce asked for a roll call vote.

Aye
Aye

# 10 Poinciana Drive (PVT)

Applicant is requesting relief from Town Code Section 185-113 B. (1)(2)(3) & (6) amd 185-17 E. to locate an oversized and over-height accessory structure (detached garage) located forward of the rear wall of the home encroaching on the side setback of the property. The garage is proposed to be 20 feet from the side property line, 22 feet high, and 1,543 square feet in area. This property is zoned Residential Neighborhood (RN).

Koen Goorman, of 10 Poinciana Drive, introduced his application. The applicant was granted this variance in 2020, but the variance has now expired. The scope of work and variance request has not changed since the previous approval.

Chairman Dounce opened the public hearing. No public comments were offered.

Zoning Board of Appeals Member Jim Pergolizzi motioned to close the public hearing, seconded by Zoning Board of Appeals Member Mary Ellen Spennachio-Wagner. Following a unanimous voice vote, the hearing was closed.

A written resolution to grant the area variance for 10 Poinciana Drive was moved by Zoning Board of Appeals Member Jim Pergolizzi, seconded by Zoning Board of Appeals Member Phil Castleberry.

The resolution is contingent upon the following Conditions of Approval:

- 1. This variance is granted only for the plans submitted and prepared by the Applicant dated August 12, 2020.
- 2. All construction is to be completed by December 31, 2025.

Chairman Dounce asked for a roll call vote.

Barbara Servé	Aye
Jim Pergolizzi	Aye
Mary Ellen Spennacchio-Wagner	Aye
Phil Castleberry	Aye
Tom Kidera	Aye
Jennifer Iacobucci	Aye
George Dounce	Aye

# 9 Knickerbocker Road

Applicant is requesting relief from Town Code Section 185-113 B. and 185-120 A. to place a sports court forward of the rear wall of the home and less than the minimum setbacks from Mendon Road and Knickerbocker Road. This property is zoned Residential Neighborhood (RN).

Rich Williams, of 404 Kreag Rd and as agent for Erica Jacobs, owner of 9 Knickerbocker Road, introduced the application. This application is for a residential sports court, forward of the rear wall and less than the minimum front setbacks for the property. This property is a corner lot with two 70-foot setbacks. The proposed sports court will be screened by existing vegetation along both road frontages. An existing pool takes up a majority of the backyard, so the court is being proposed for the side yard area. The applicant has submitted two options for positioning of the court. The Board revised their resolution to include the option for either choice. Board Member Servé asked if the court would be illuminated. Mr. Williams stated that there is no lighting proposed. Chairman Dounce asked if arbor vitae will be planted to increase buffering. Mr. Williams confirmed. Board Member Pergolizzi asked if neighbors were contacted. Mr. Williams confirmed that neighbors were contacted, and none were opposed.

Chairman Dounce opened the public hearing. No public comments were offered.

Zoning Board of Appeals Member Mary Ellen Spennachio-Wagner motioned to close the public hearing, seconded by Zoning Board of Appeals Member Tom Kidera. Following a unanimous voice vote, the hearing was closed.

A written resolution to grant the area variance for 9 Knickerbocker Road was moved by Zoning Board of Appeals Member Jennifer Iacobucci, seconded by Zoning Board of Appeals Member Mary Ellen Spennachio-Wagner.

The resolution is contingent upon the following Conditions of Approval:

- 1. This variance is granted only one of either of the two options of plans submitted and prepared by the Applicant dated April 13, 2023.
- 2. All construction of the court must be completed by December 31, 2024.

Chairman Dounce asked for a roll call vote.

Barbara Servé	Aye
Jim Pergolizzi	Aye
Mary Ellen Spennacchio-Wagner	Aye
Phil Castleberry	Aye
Tom Kidera	Aye
Jennifer lacobucci	Aye
George Dounce	Aye

# 16 Cedarwood Circle

Applicant is requesting relief from Town Code Section 185-17 L. for a garage/den addition encroaching into the side setback. This property is zoned Residential Neighborhood (RN).

Lynn Timineri, of 16 Cedarwood Circle, introduced her application. The proposed garage and den addition is positioned to allow the home to become handicap accessible. Jake Smith, agent

for Ms. Timineri, stated that the driveway will be completely redone and will be realigned to meet the garage addition.

Board Member lacobucci stated her concern that neighbors may have trouble accessing the culde-sac during construction. Mr. Smith stated that he will consider this during construction. Mary Ellen Spennachio-Wagner asked if this property will be encroaching its impervious coverage limit. Mr. Zink stated that the property is not at or over impervious coverage maximum. Chairman Dounce asked for the applicant's timeline for construction. Mr. Smith stated that he expects to begin the project this summer.

Chairman Dounce opened the public hearing. No public comments were offered.

Zoning Board of Appeals Member Jennifer Iacobucci motioned to close the public hearing, seconded by Zoning Board of Appeals Member Phil Castleberry. Following a unanimous voice vote, the hearing was closed.

A written resolution to grant the area variance for 16 Cedarwood Circle was moved by Zoning Board of Appeals Chairman George Dounce, seconded by Zoning Board of Appeals Member Jennifer Iacobucci.

The resolution passed requiring the following Conditions of Approval:

- 1. This variance is granted only for the plans submitted and prepared by the Applicant dated April 14, 2023.
- 2. All construction of the exterior walls of the building must be completed by December 31, 2024.

Chairman Dounce asked for a roll call vote.

Barbara Servé	Aye
Jim Pergolizzi	Aye
Mary Ellen Spennacchio-Wagner	Aye
Phil Castleberry	Aye
Tom Kidera	Aye
Jennifer lacobucci	Aye
George Dounce	Aye

# **OTHER DISCUSSION:**

The minutes of April 17, 2023 were approved following a motion by Zoning Board of Appeals Chairman George Dounce. Following a unanimous voice vote, the minutes were approved, none opposed.

Verizon Wireless has an open public hearing for an application at 60 Golf Avenue, the Town's Highway Department, for a 125-foot monopole cellular facility. The Planning Board and Zoning Board of Appeals will conduct a coordinated SEQRA review for this application. Chairman George Dounce motioned to waive the Zoning Board of Appeals' right to lead agency. Following a unanimous voice vote, the motion was approved.

Mr. Zink reminded the Board that there will be no meeting in June. The next meeting is scheduled for July 17, 2023. Mr. Zink will reach out when the next application deadline has passed.

Zoning Board of Appeals Chairman George Dounce closed the meeting. Following a unanimous voice vote, the meeting concluded at 8:11PM.

Respectfully submitted,

April Zurowski Planning Assistant

OFFICIAL MINUTES ARE ON FILE IN THE OFFICE OF THE PLANNING DEPARTMENT

# Zoning Board of Appeals Referral Form Information

#### **Property Address:**

43 Musket Lane PITTSFORD, NY 14534

#### **Property Owner:**

Mulvey, Sean P 43 Musket Ln Pittsford, NY 14534

# Applicant or Agent:

Mulvey, Sean P 43 Musket Ln Pittsford, NY 14534

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirem	ent is:	Proposed Condit	tions:	Resulting in the Following	y Variance:
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:		Front Setback:		Front Setback:	
Rear Setback:	20'	Rear Setback:	16'	Rear Setback:	4.0'
Height:		Height:		Height:	
Size:	180 SF	Size:	288 SF	Size:	108.0 SF

Code Section(s): 185-113 B. (1) & 185-17 I.

Description: Applicant is requesting relief from Town Code Sections 185-113 B. (1) and 185-117 I. for the construction of an oversized shed within the rear buffer. This property is zoned Residential Neighborhood (RN).

June 23, 2023

Date

Bill Zink

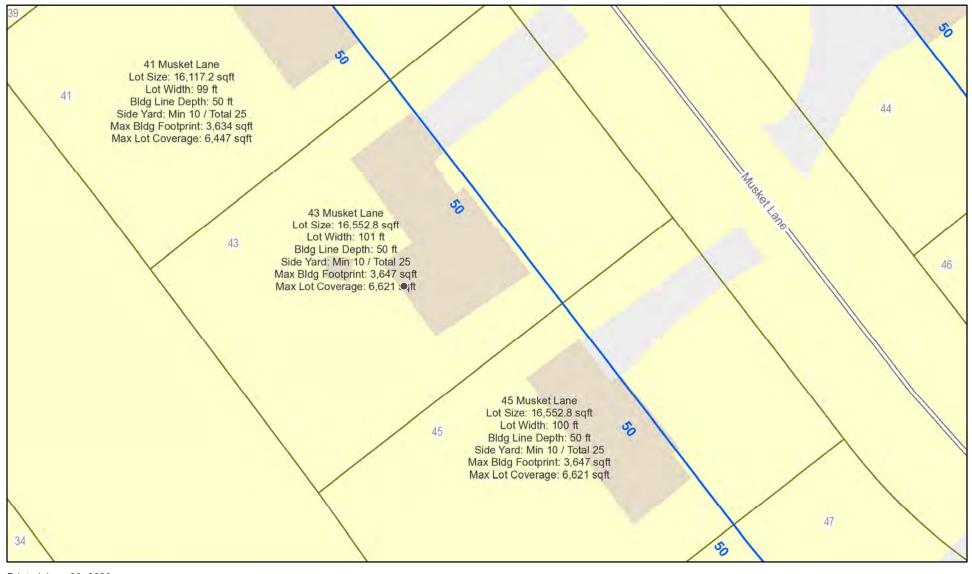
Bill Zink - Building Inspector



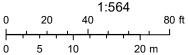
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# **RN** Residential Neighborhood Zoning



Printed June 28, 2023



Town of Pittsford GIS

The information depicted on this map is representational and should be used for general reference purposes only. No warranties, expressed or implied, are provided for the data or its use or interpretation.

2
TOWN -
PITTSFORD
have the

# TOWN OF PITTSFORD APPLICATION FOR BUILDING PERMIT

C	FFIC	E USE	
Permit #	-		
Issued	1	/ 20	
Issued _	/	720	_

Applicant:  Property Owner		
	Agent	
Property Information:		
Site Address: 43 MUSKET LANE PITSFORD NY 14	534	
Property Owner: SEAN MULVEY		
Address: 43 MUSKET LANE PITTSFORD NY 14534	4	
Phone: 831-1483		
Email: SMULVEY1@ROCHESTER.RR.COM		
Tenant:	Contractor: -NONE	
Address:	Address:	
Phone:	Phone:	
Email:	Email:	
Project Information:		OFFICE USE ONLY
Permit Type:      Residential Bldg.	Commercial	Building Permit Fees \$
Emergency Contact for the Project: SEAN MULVE		Cert of Occup Fee \$ Recreation Fund Fee \$
		Demolition Fee \$ Other \$
Occupacy Classification:	0000	TOTAL PERMIT FEES \$
Tax ID #: 192.80-1-26 Estimated Cos		-
Project Description: PRE BUILT , DELIVERED TO	SITE, STORAGE SHED TO ACCOM	MODATE YARD EQUIPMENT
	IED IS MOVABLE.	

2 <sup>nd</sup> Lo Bo	ound Floor <sup>d</sup> Floor Area wer Level onus Room arage		Porch Deck Pool Arbor/Gazebo Storage/garden shed 288	12x24x11 TALL	Gas logs/insert or wood stove Generator added to property Signage Demolition of Other
0	NOTE:	Acceptance does not relieve the the N.Y.S. building codes, energy specifications submitted for the	gy codes, SEQRA Act, local zo	ilder, engineer or owner ning, etc., whether state	r from complying with any of the provisions of ed, implied, or omitted in the plans and
•	NOTE:	By my signature below, I hereby above-referenced property, duri activity, as required by applicab	ng normal business hours, for	the purpose of conducti	Department of Public Works, to enter the ng inspections of the proposed construction

Signature of Property Owner or Agent for Property Owner

3

05/15/2023

Date

TOWN	OF PITTSFORD
TOWN	
Seuled 1780	OARD OF APPEALS
APPLICATION	FOR AREA VARIANCE
Submission Date:	Hearing Date:
Applicant: SEAN MULVEY	
Address: 43 MUSKET LANC	Pittsford NY 14534
Phone: 585-831-1483	E-Mail: SMULVey10
Agent:	rochester. rr. Com
Address:	han Applicant)
Phone:	E-Mail:
Property Owner:	
(if different ti	han Applicant)
Address:	
Phone:	E-Mail
(If applicant is not the property owner please com	plete the Authorization to Make Application Form.)
Property Location: 43 MUSKET LANC	Current Zoning: Vesidential
Tax Map Number: 192,86-1-26	- 3
Application For: 🕅 Residential	Commercial Other
Please describe, in detail, the proposed project:	
Desire to set a pre-Bu	ilt shed, lax 24× 11 feat
at rear of property, 2885	P. C.
1 1 1 2030	gett jon gravel pad

**SWORN STATEMENT:** As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

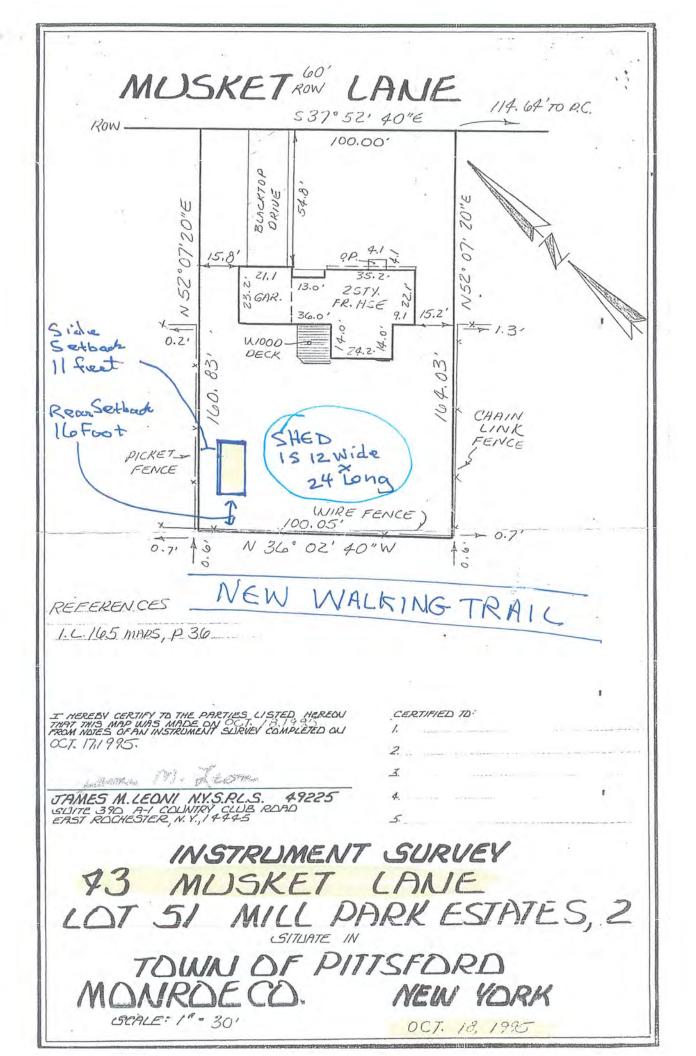
5)15/2023 (Date) 8 er (Owner or Applicant Signature)

	<u>Plot Plan</u>	
		Application Number
Owner:	Sean Mulug 585-831-1483	
Addross	43 MUSKET Lang	
Address:	Sean Mulug 585-831-1483 43 MUSKET LANE	
	HBMUSKET Lane	
	ow below:	
	ow below: Property line dimensions and easements	
Please sh -	ow below: Property line dimensions and easements Existing buildings Existing well/septic (show distance to nearest structure) No	
Please sh - -	ow below: Property line dimensions and easements Existing buildings	on of lowest floor of

Front Set Back 120 Good	Left Set Back 74 feet
Rear Set Back 16 feet	Right Set Back 11 feet

See Attached Instrument survey dated Oct 18, 1995 Fully up to Date
James M. Leon NYS RLS#49225
Lot 51 MILL Park ESTATES, 2 * 43 MUSKET Lone"
4'S MUSICOU CLARGE

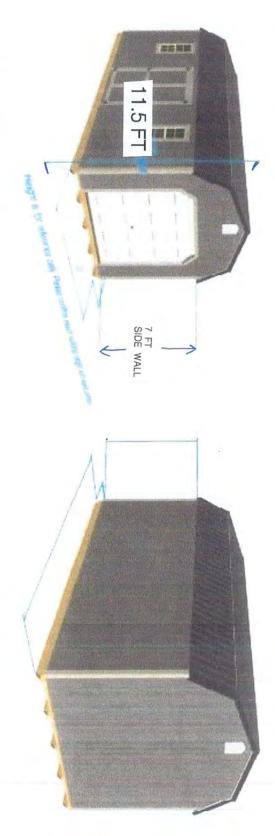
Tuff Shed, Inc. assumes no responsibility and makes no representations or warranties of any kind, express or implied about the completeness, accuracy, reliability or related drawings contained in this Plot Plan. This Plot Plan was produced and supplied by Owner named above.



# 43 MUSKET LANE / SEAN MULVEY PRE-BUILT SHED 12x24 x11.5 FEET TALL

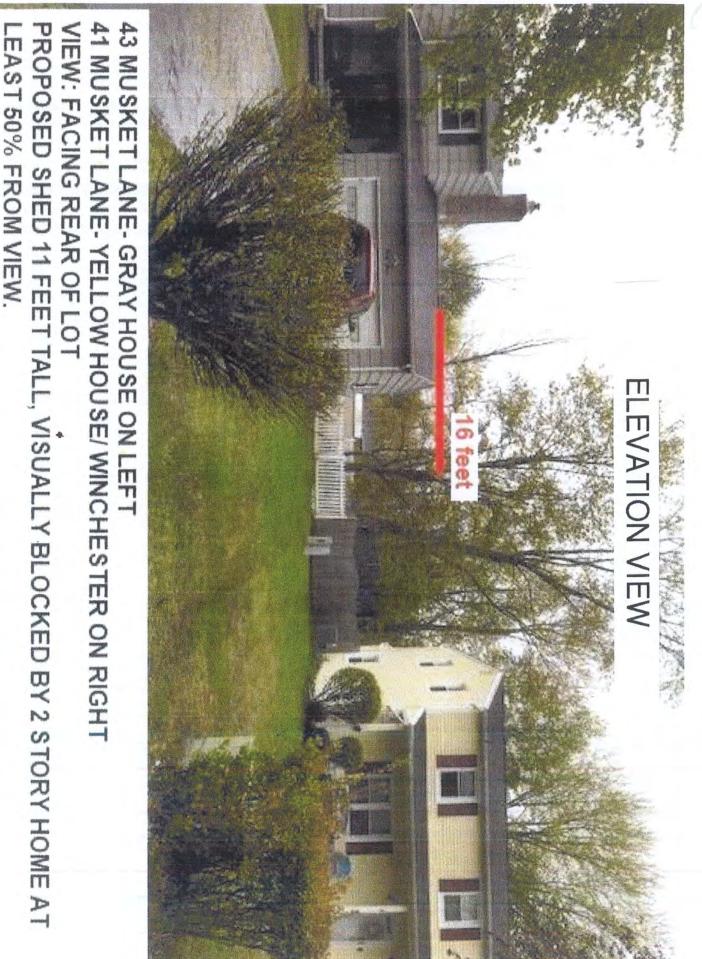
Here is your saved design

A link to this saved design has been sent to smulvey1@rcchester rr.com.

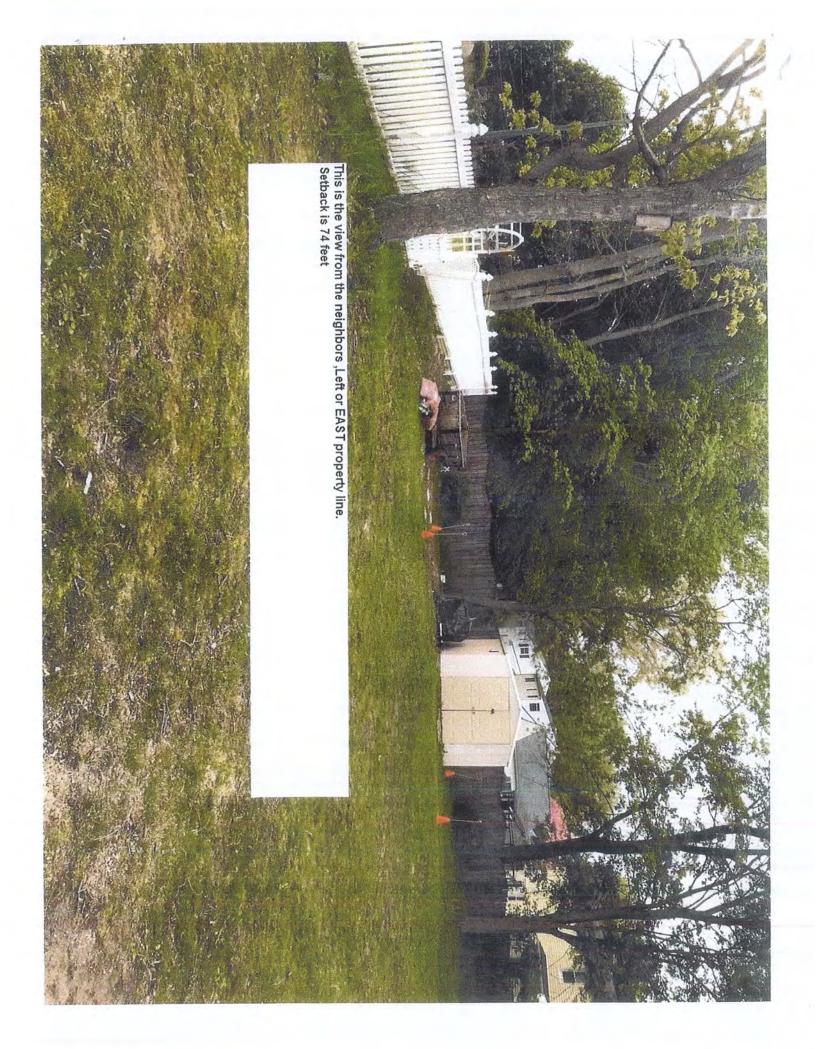


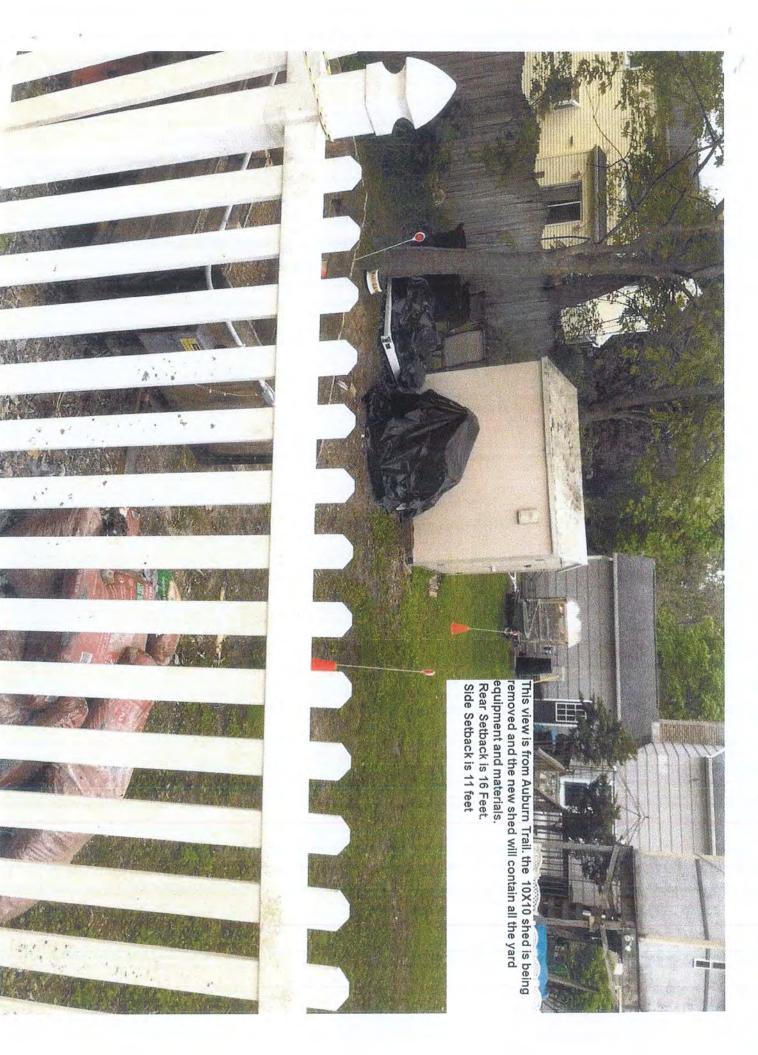
Building Design: 12x24 De uxe Gambrel Loft Barn Model: 12x24x7 Deluxe Gambrel Loft Earn

MFG: HERITAGE STRUCTURES



P







# NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

# **TESTS FOR GRANTING AREA VARIANCES**

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

This pre-built shed confirms to the appearance of 5 similar sheds that my neighbors have behind their properties.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

There is not subsitute for the needed space to accomodate the yard equipment that is currently being stored outdoors. The garage is full with two cars and there is a third car being parked in front of the garage now. so there is not room available in the existing space.Square footage is the solution. Materials to be stored are Riding Lawn mower, push mower, log splitter, utility trailer, garden equipment, chairs and tables, propane cylinders, water hoses

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# **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

	This variance will be minimal and will not be visible to casual observers of the neighborhood. It is well behind the 2 story home that is existing.
4.	Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:
	•
	The pre-built shed will be positioned in the rear or the property and 50% blocked by the existing garage. It will not be tall enough to change the character of the sight lines of the surrounding homes.
	-
	<ul> <li>NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;</li> </ul>
5.	Is the alleged difficulty self-created?
	No. As we all know the neighborhood has changed in the past 24 months. Last year there was a pickup truck taken from the Mobil station on Garnsey Rd in Bushnells Basin by a drifter from out of state. Last month 2 cars were stolen from driveways
	on Brixtion / Surrey Lane area. In Sept 2022 Labor Day weekend one James Boston, 61 of Rochester NY was arrested by sheriff's deputies on Marsh Rd. He was parked on a dirt driveway and was
	apprehended preparing for burglaries and home invasions. He was carrying an illegal pistol and had an accomplice. Sheriff deputies were not able to find the second person.
	As is current New York State law there is no means to hold people for trial due to bali reform. For this reason a homeowners only remedy to avoid theft and loss is to remove any property from sight that
	could trigger a person to steal it.

8

# Disclosure Form E

COUNTY OF MONROE	TOWN OF PITTSFORD
PreBuilt Shed 12x24 Freet A (Project Name)	# 43 Id to Musiret Lan
The undersigned, being the applicant(s) to the	
Town Board Zoning Board of Appeals Planning Board Control of Pittsford, for a	Architectural Review Board
🗌 change of zoning 🔲 special permit 🗌 building permit 🗌	permit 🔲 amendment
😡 variance 🔲 approval of a plat 🗌 exemption from a plat or	official map
<ul> <li>issued under the provisions of the Ordinances, Local Laws, Rule or Regulations consordinances regulations of the Town of Pittsford, do hereby certify that I have read the progeneral Municipal Law of the State of New York attached to this certificate.</li> <li>I do further certify that there is no officer of the State of New York, the County of Monroe any other municipality of which the Town of Pittsford is a part who is interested in the far said Board as to this application, except for those named below:</li> </ul>	ovisions of Section §809 of the e or of the Town of Pittsford or of
Name(s)	Address(es)
4 D no 0	
43 Musket Lane (Street Address) Pittsfared NY 14534	(Dated)

.

# Zoning Board of Appeals Referral Form Information

#### **Property Address:**

14 Wood Stone PITTSFORD, NY 14534

# **Property Owner:**

Poe, Heidi M 14 Wood Stone Rise Pittsford, NY 14534

# Applicant or Agent:

Poe, Heidi M 14 Wood Stone Rise Pittsford, NY 14534

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirement	is:	Proposed Condition	ıs:	Resulting in the Following Var	riance:
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:		Front Setback:		Front Setback:	
Rear Setback:		Rear Setback:		Rear Setback:	
Height:		Height:		Height:	
Size:	180'	Size:	308'	Size:	128.0'

Code Section(s): 185-113 B. (1)

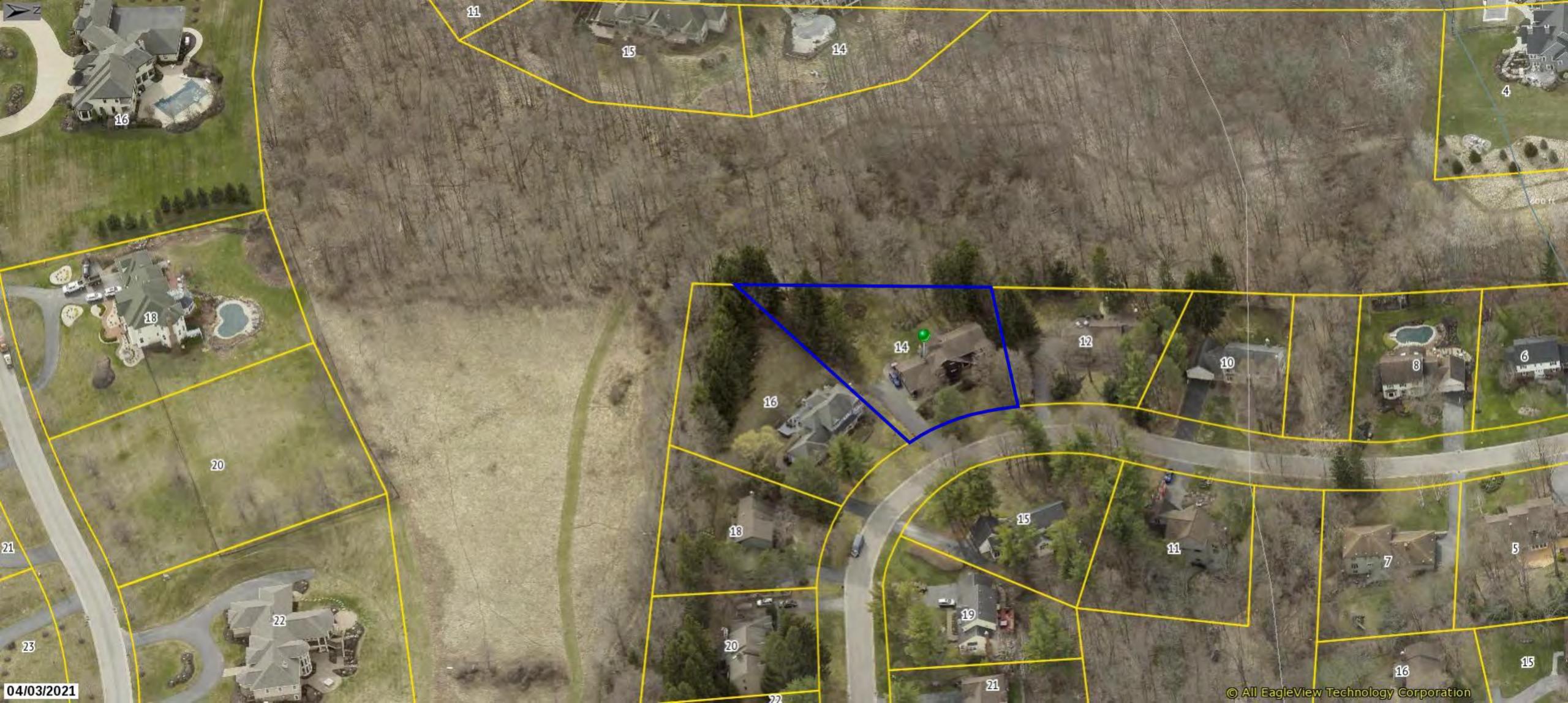
Description: Applicant is requesting relief from Town Code Section 185-113 B. (1) for the construction of a roofed accessory structure exceeding 180 square feet in area (pavilion). Property is zoned Residential Neighborhood (RN).

June 23, 2023

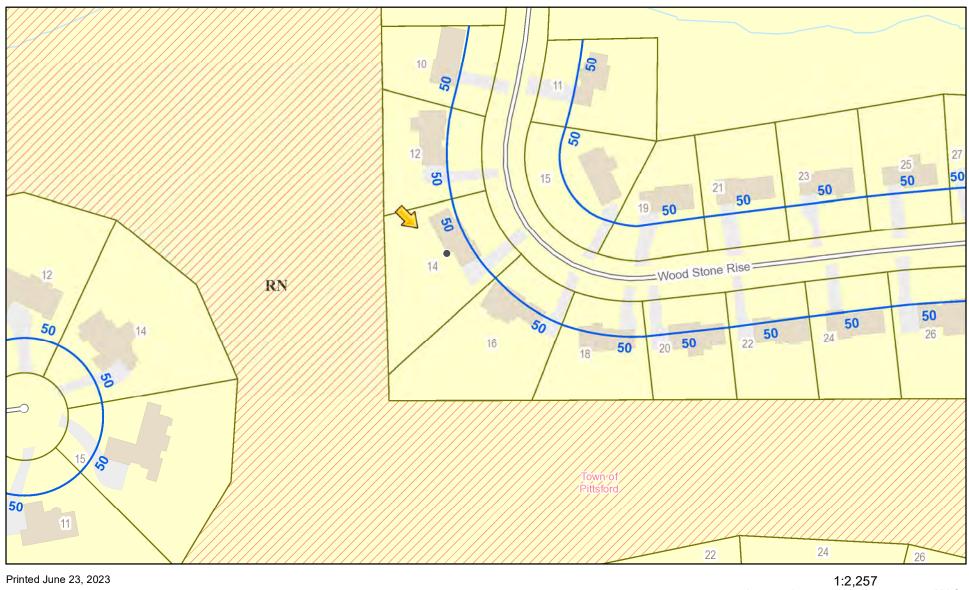
Bill Zink

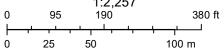
Date

Bill Zink - Building Inspector



# **RN** Residential Neighborhood Zoning





Town of Pittsford GIS

The information depicted on this map is representational and should be used for general reference purposes only. No warranties, expressed or implied, are provided for the data or its use or interpretation.

TOWN OF PITTSFORD ZONING BOARD OF APPEALS APPLICATION FOR AREA VARIANCE				
	Hearing Date: 717 23			
Applicant: Heidi Fredrick				
Address: 14 Wood Stone Rise				
Phone: 764-2857	E-Mail: heidigirl66@yahoo.com			
Agent:				
	(if different than Applicant)			
Address:				
	E-Mail:			
Property Owner:	(if different then Appliant)			
Address:				
	E-Mail:			
(If applicant is not the property o	wner please complete the Authorization to Make Application Form.)			
	se Current Zoning: L-9			
Tax Map Number:				
Application For: 🛛 🛛 Reside	ential 🗌 Commercial 🔲 Other			

Please describe, in detail, the proposed project:

Construct outdoor pavilion approximately 19 ft. x 12.5 ft (22 ft x14 ft including overhangs). Floor finish to be concrete pavers. The ridge will be 10 ft above finished grade.

SWORN STATEMENT: As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

(Owner of Applicant Signature)

(Date)

5

Rev 10/19/17



# NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

# **TESTS FOR GRANTING AREA VARIANCES**

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

The proposed structure is only 19 ft. x 12.5 ft. and is onoly 10ft tall. This structure is not out of scale with the exising house structure or any adjacent propoerties. The will not be any side walls on the structure.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

It is the owners desire to have the structure thin size and scale. If the structure were to be smallerit would not be functional.

# **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

This request is minimal given the size of the proposed structure compared to the house and other surrounding homes.

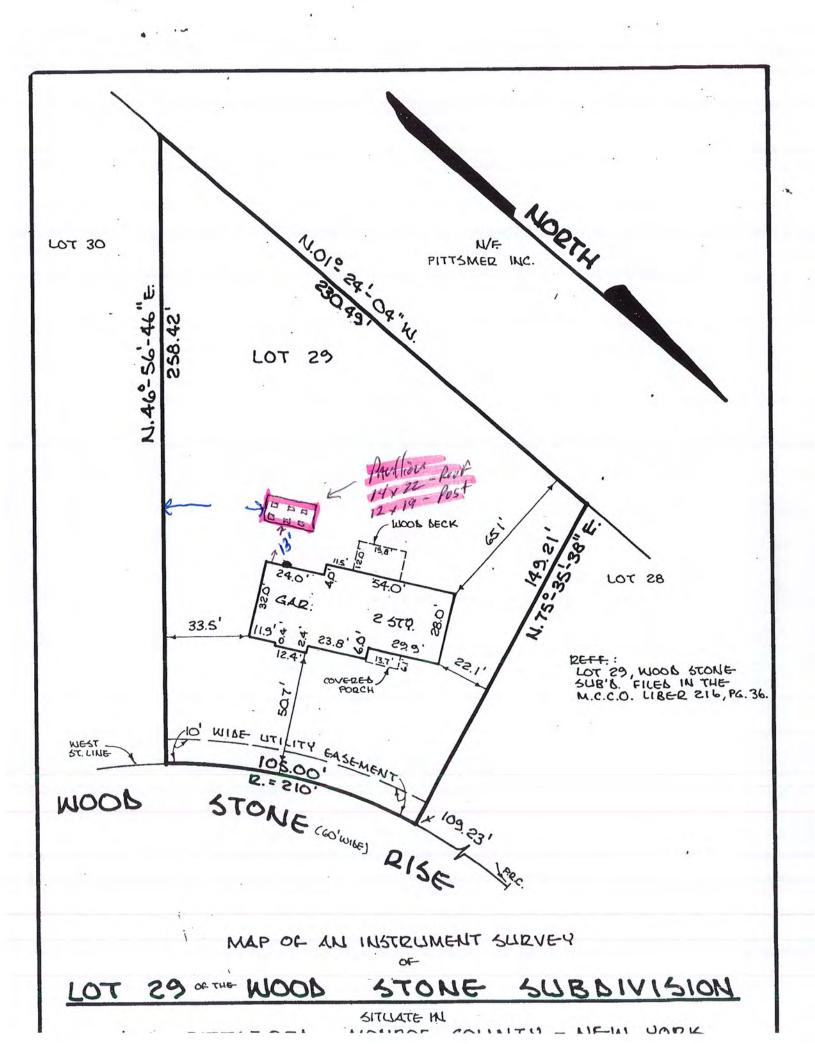
4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

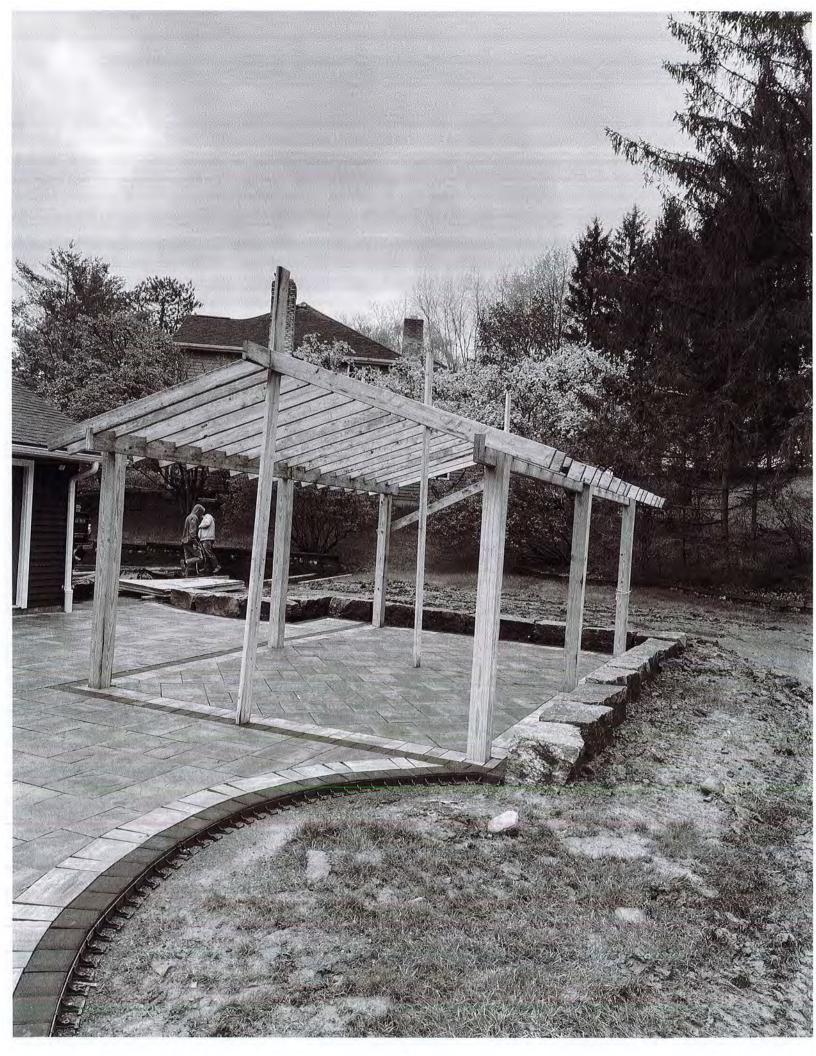
The structure and the use of the structure will not creat any significant run off or create any noise or offensive odors. Any lighting proposed would be strictcly low level lighting for safety resons and will not encrouch on the surrounding dark sky

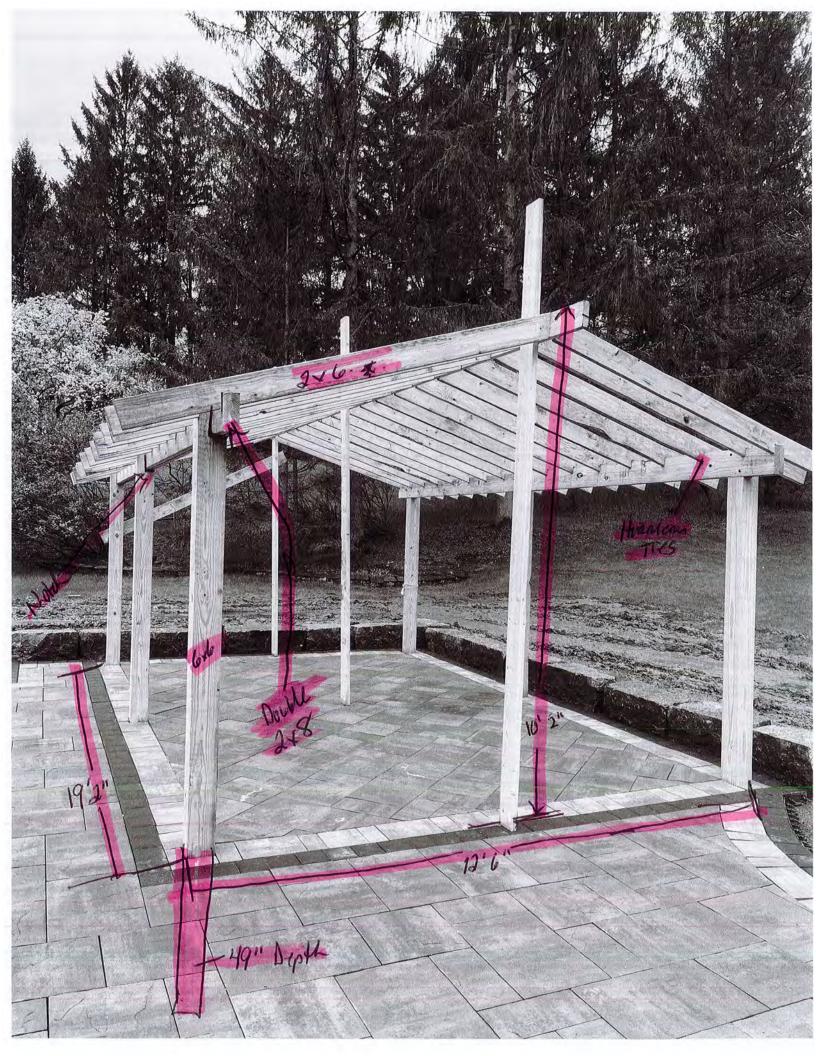
# • NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;

5. Is the alleged difficulty self-created?

Yes as alomost all variances areself created, but the this standard does not outwiegh the benefits to the owner.







# Zoning Board of Appeals Referral Form Information

#### **Property Address:**

143 South Main Street PITTSFORD, NY 14534

#### **Property Owner:**

Miller, Elizabeth M 143 South Main St Pittsford, NY 14534

## Applicant or Agent:

Miller, Elizabeth M 143 South Main St Pittsford, NY 14534

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirement is:		Proposed Conditions:		Resulting in the Following Variance:	
Right Lot Line:	46.6'	Right Lot Line:	44.6'	Right Lot Line:	2.0'
Left Lot Line:	43.4'	Left Lot Line:	43.4'	Left Lot Line:	0.0
Front Setback:		Front Setback:		Front Setback:	
Rear Setback:		Rear Setback:		Rear Setback:	
Height:		Height:		Height:	
Size:		Size:		Size:	

Code Section(s): 185 - 113 B. (3) & 185 - 17 E.

Description: Applicant is requesting relief from Town Code Sections 185-113 B. (3) and 185-17 E. for the construction of an inground pool forward of the rear wall of the house and not meeting the total side setback requirement. This property is zoned Residential Neighborhood (RN).

June 23, 2023

Date

Bill Zink

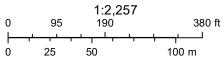
Bill Zink - Building Inspector



# **RN** Residential Neighborhood Zoning



Printed June 23, 2023



Town of Pittsford GIS

The information depicted on this map is representational and should be used for general reference purposes only. No warranties, expressed or implied, are provided for the data or its use or interpretation.

Print Form



F	TOWN	
E Pľ	of TTSFO	RD
E .	Senled 1780	-

# TOWN OF PITTSFORD ZONING BOARD OF APPEALS APPLICATION FOR AREA VARIANCE

Submission Dat	te: <u>May 25, 2023</u>	Hearing Date: July 17, 2023
Applicant: Ke	eith R, Miller	
Address: 143	South Main Street	
Phone: (585)	739-2359	<sub>E-Mail:</sub> krmiller143@gmail.com
Agent: North	eastern Pool and Spa	
	(if different than /	Applicant)
Address:		
		E-Mail:
Property Owner	ſ:	
	(if different than /	\pplicant)
Address:		
		E-Mail:
(If applica		te the Authorization to Make Application Form.)
Property Location	n: 143 South Main St.	Current Zoning:
Tax Map Numbe		
Application For:	: 🗹 Residential 🔲 Co	mmercial 🔲 Other
Please describe,	in detail, the proposed project:	

Installing a swimming pool at our home at 143 South Main Street, Pittsford, NY

**SWORN STATEMENT:** As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

Keith R. Miller

(Owner or Applicant Signature)

5





# NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

# **TESTS FOR GRANTING AREA VARIANCES**

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

The pool design/location is adjacent to existing patio and fits well into property. there is considerable existing trees/bushes/foliage between pool and north neighbor lot. additional landscaping will provide further buffer.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

Set back established by existing property designation. need to have pool 10 feet from existing patio so provides location constraint

7



**Reset Form** 

### **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

Minimal - no impact on neighborhood.

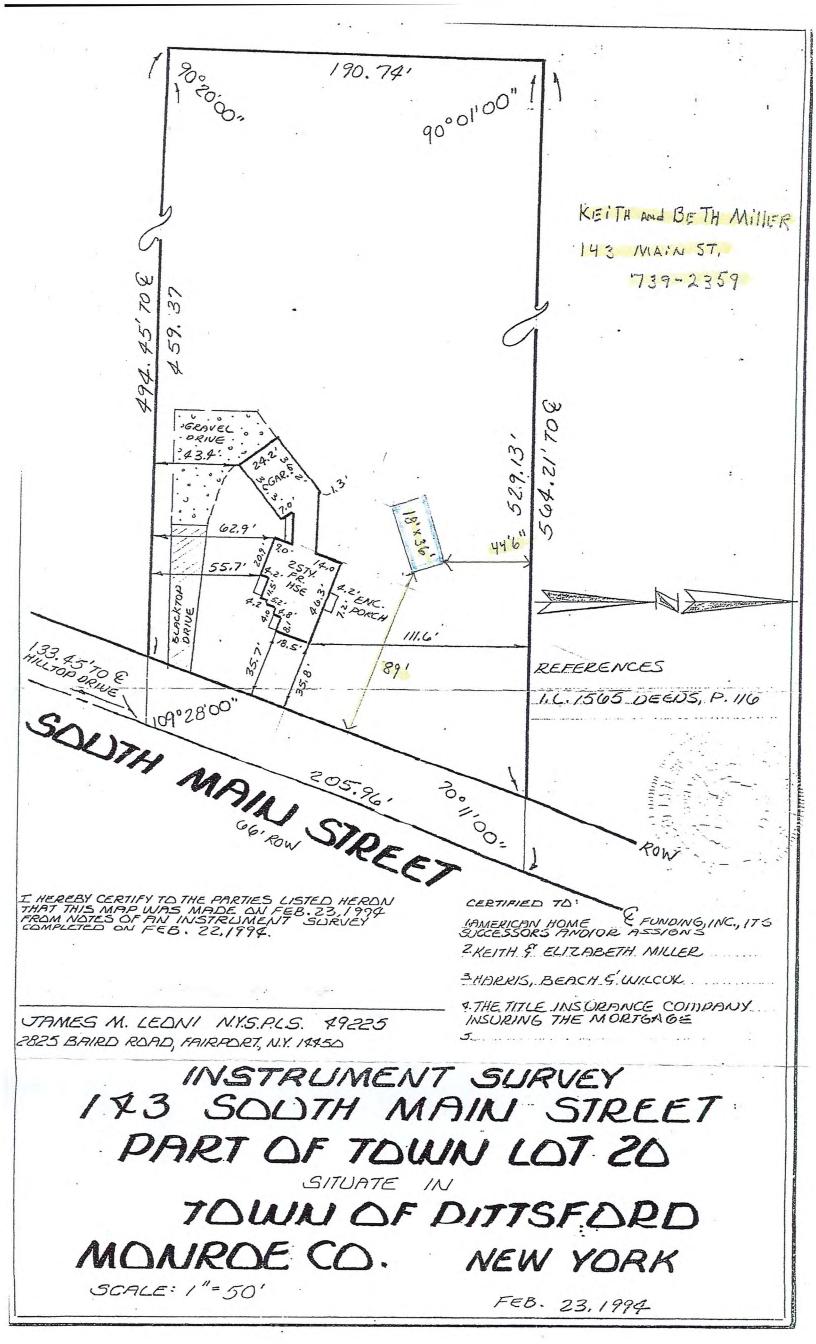
4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

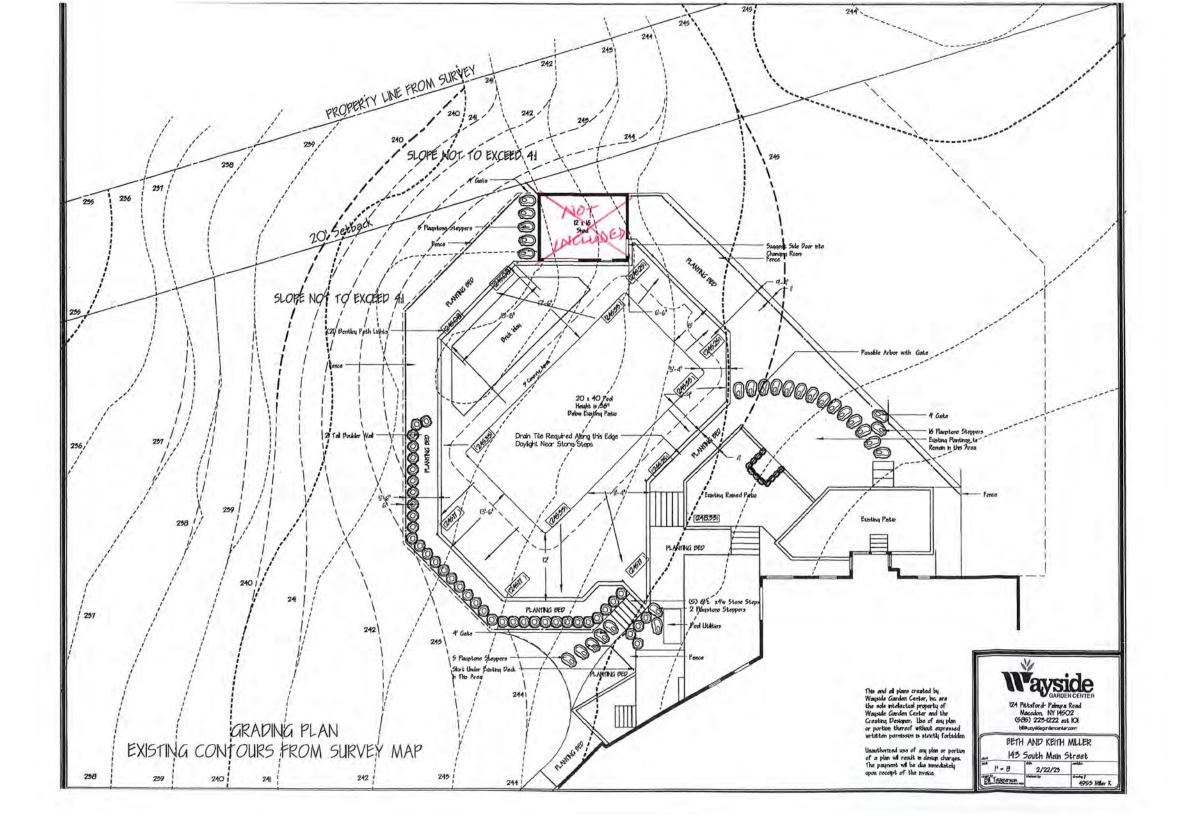
We only have one neighbor involved and the current landscaping creates natural barrier and maintains seclusion same as exists today.

## NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;

5. Is the alleged difficulty self-created?

No. We need a variance based on Town guidelines.





#### Zoning Board of Appeals Referral Form Information

#### **Property Address:**

16 Winding Road ROCHESTER, NY 14618

#### **Property Owner:**

Dryer, Jessica 16 Winding Rd Rochester, NY 14618

#### Applicant or Agent:

Dryer, Jessica 16 Winding Rd Rochester, NY 14618

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirement is:		<b>Proposed Conditions</b>	:	Resulting in the Following Variand	e:
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:	50'	Front Setback:	45'	Front Setback:	5.0'
Rear Setback:		Rear Setback:		Rear Setback:	
Height:		Height:		Height:	
Size:		Size:		Size:	

#### Code Section(s): 185-17 B.

Description: Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a garage addition extending past the building line. The property is zoned Residential Neighborhood (RN).

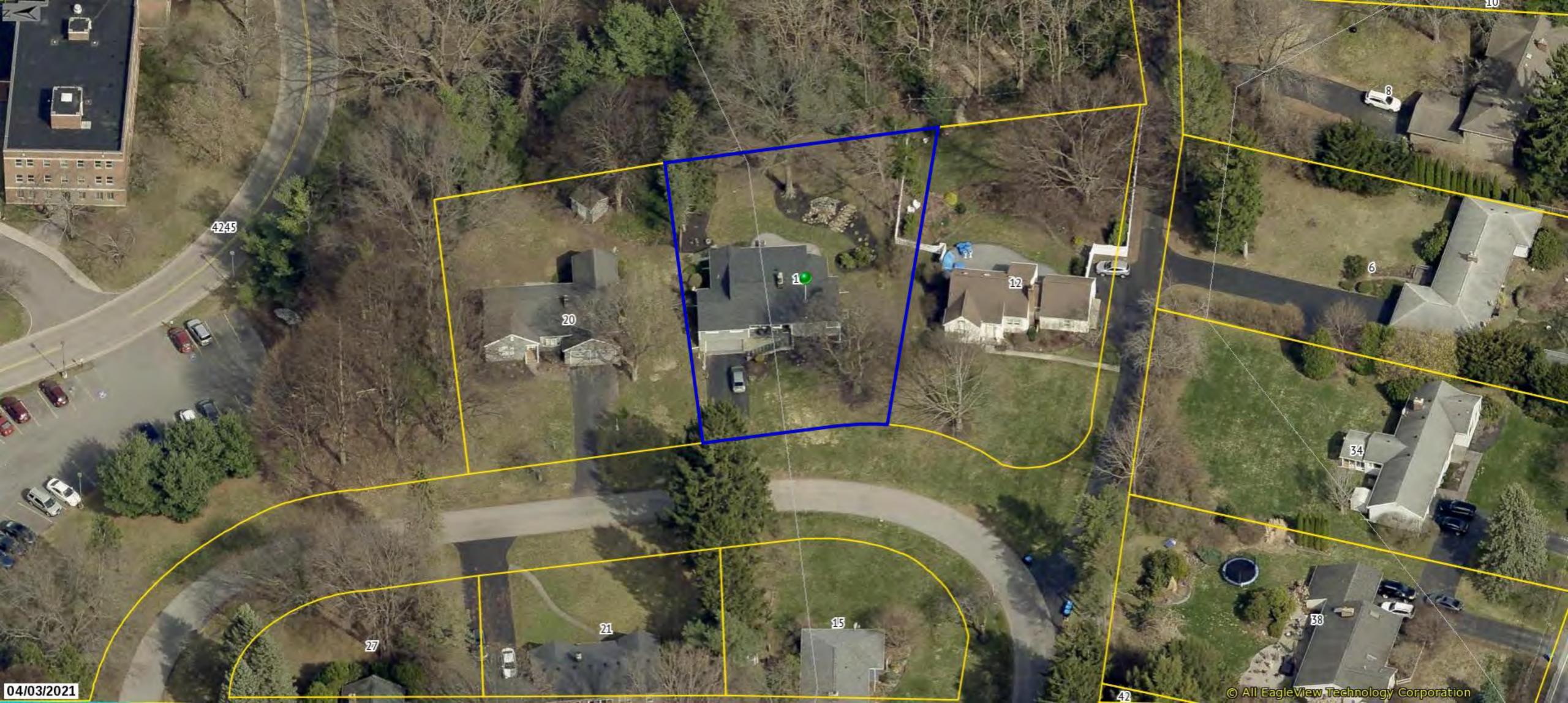
June 23, 2023

Date

\_\_\_\_\_

Bill Jink

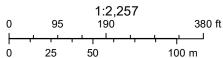
Bill Zink - Building Inspector



## **RN** Residential Neighborhood Zoning

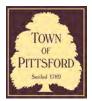


Printed June 23, 2023



Town of Pittsford GIS

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## TOWN OF PITTSFORD ZONING BOARD OF APPEALS APPLICATION FOR AREA VARIANCE

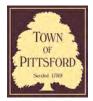
Submission Date: June 15, 2023	Hearing Date: July 17, 2023
Applicant: Paul Morabito	
Address: 121 Sully's Trail Suite 4 Pittsford, N	( 14534
Phone: (585) 264-1330	E-Mail: paul@morabitoarchitects.com
Agent:	
(if different th	an Applicant)
Address:	
Phone:	E-Mail:
Property Owner: Mike and Jessica Mulbury	
(if different th	an Applicant)
Address: 16 Winding Rd Pittsford, NY	
Phone: (585) 261-6347	_ <sub>E-Mail:</sub> _mjmulbury@yahoo.com
(If applicant is not the property owner please com	plete the Authorization to Make Application Form.)
	Current Zoning: R1
Tax Map Number: 151.14-1-12	
	_
Application For: 🛛 Residential 🗌	Commercial 🗌 Other
Please describe, in detail, the proposed project:	
Addition to front, side and rear of residence. Currer has limited space for parking vehicles.	at garage was modified by a previous owner and

**SWORN STATEMENT:** As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

Paul Morabito

(Owner or Applicant Signature)

(Date)



## TOWN OF PITTSFORD AREA VARIANCE AUTHORIZATION TO MAKE APPLICATION

Zoning Board of Appeals - 11 S. Main Street - Pittsford, 14534 - 248-6260

If the applicant is not the owner of the subject property, this form must be completed and signed by the owner.

I,			_ , the owner of the property located at:
	(Street)	(Town)	(Zip)
Tax Parcel #			do hereby authorize
			to make application to the
Town of Pittsfo	ord Zoning Board of Appe	als, 11 South Main Street, Pittsford, NY 14	1534 for the purpose(s) of

(Signature of Owner)

(Date)



## NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

### TESTS FOR GRANTING AREA VARIANCES

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

The front expansion is befitting to the design of the original home and enables the owners to park their vehicles in a properly sized garage. It will not impose any desirable views by neighboring properties.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

The garage was modified over time by a previous owner greatly reducing the space required to park vehicles. Bringing the garage forward is the only solution to gain the depth required to fix this.

#### **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

The front setback is 50'. The request is for a front setback of 45' or a 10% setback variance.
4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

feel the request is modest and will allow for vehicles to easily be parked within the garage and off

I feel the request is modest and will allow for vehicles to easily be parked within the garage and off the driveway likely preferable to the neighboring homes.

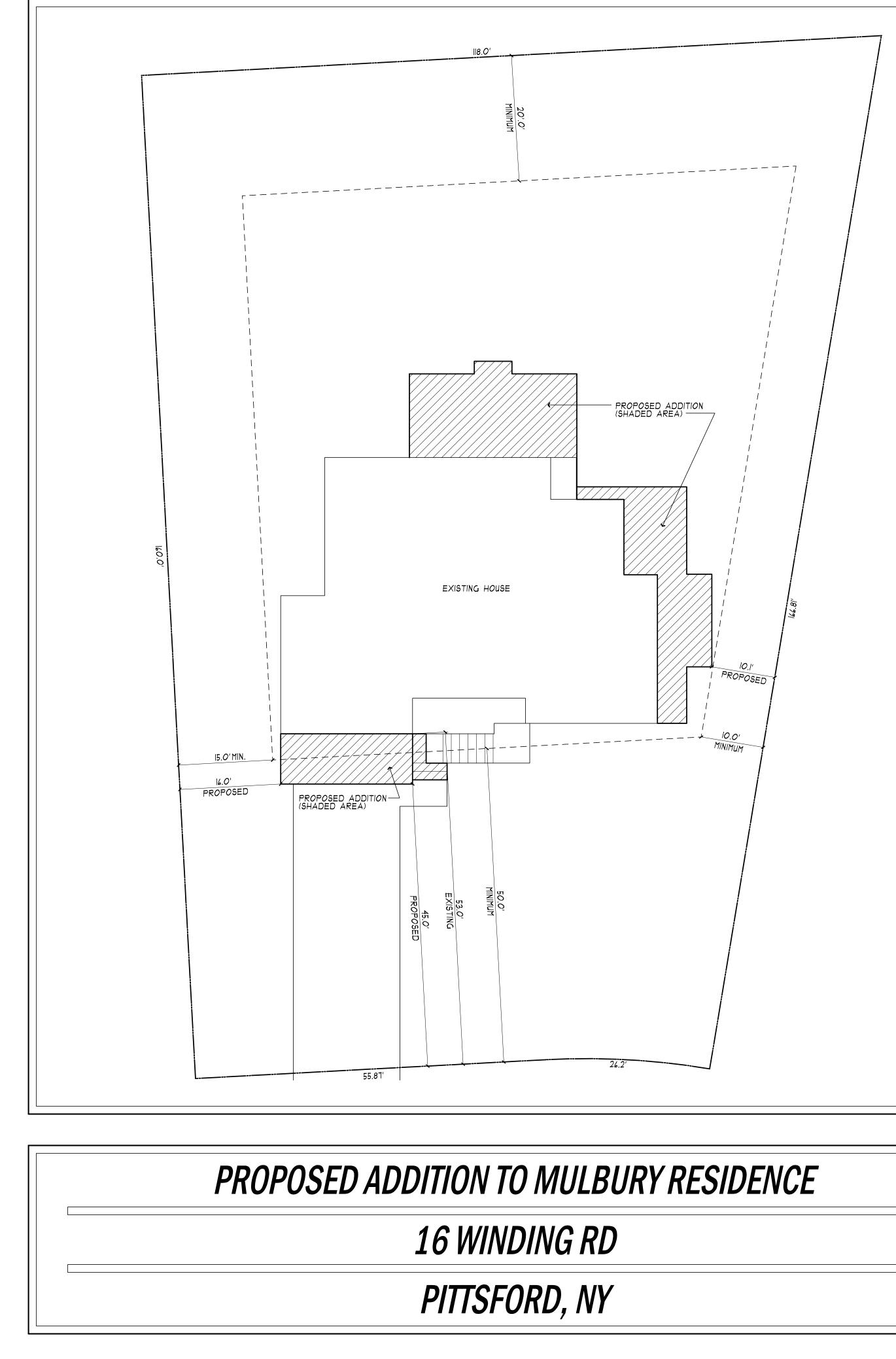
## • NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;

5. Is the alleged difficulty self-created?

This problem was created by a previous owner.

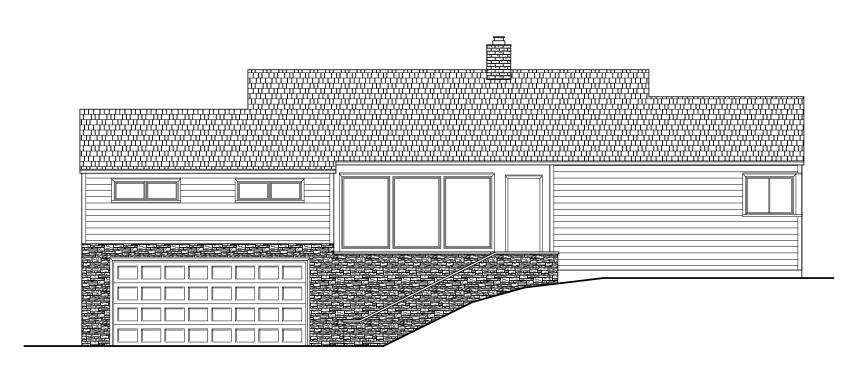
## **Disclosure Form E**

	In the Matter of									
					(Proj	ect Name)				
The u	undersigned, be	ing the	e appl	icant(s) to the…						
	Town Board		Zon	ing Board of App	eals	Planning Boa	rd 🗌	Archi	tectural	Review Board
of	the Town of Pitt	sford,	for a							
	change of zoni	ing		special permit		building permit		permit		amendment
	variance		app	roval of a plat		exemption from a	plat o	r official m	nap	
ordin	ances regulation	ns of tl	he To		hereby	ws, Rule or Regulatio certify that I have rea to this certificate.				
any c	other municipalit	y of w	hich tl		d is a p	w York, the County o art who is interested i eelow:				
	Nan	ne(s)						<u>Adc</u>	<u>lress(es</u>	)
	Paul V	Nord	ıb <i>i</i> t	9		<u>J</u>	une 1	5, 2023		
121	Sully's Trai			ire of Applicant)				(	(Dated)	
Pitts	ford, NY 14		•	eet Address)						
		(Ĉi	ty/Towi	n, State, Zip Code)						



# DRAWING INDFX

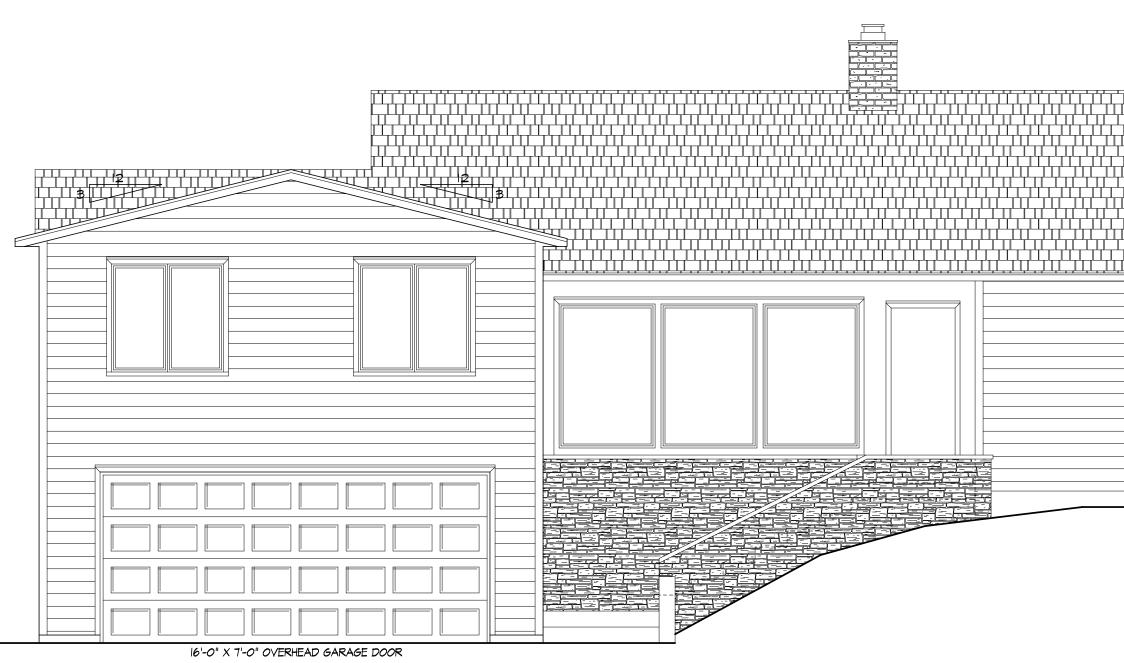
	DRAWING INDEX	
1	TITLE PAGE	
2	FRONT AND RIGHT SIDE ELEVATIONS - existing/proposed	MORABITO
3	REAR AND LEFT SIDE ELEVATIONS - existing/proposed	ARCHITECTS
4	FIRST FLOOR PLAN- existing	PATRICK J. MORABITO, A.I.A. ARCHITECT, P.C. LICENSED IN CO, MA, ME, NV, NY, PA, SC
5	FIRST FLOOR PLAN - proposed	121 Sullv's Trail
6	LOWER LEVEL PLAN- existing	121 Sully's Trail Pittsford, NY 14534
7	LOWER LEVEL PLAN- proposed	(585) 264-1330 (585) 264-1333 Fax
_		www.MorabitoArchitects.com
		NOTICE:
		<ul> <li>IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS ACTING UNDER THE SUPERVISION OF A LICENSED ARCHITECT TO ALTER ANY ITEM ON THIS DOCUMENT IN ANY WAY.</li> <li>ANY LICENSEE WHO ALTERS THIS DOCUMENT IS REQUIRED BY LAW TO FIX HIS OR HER SEAL</li> <li>AND THE NOTATION "ALTERED BY" FOLLOWED BY HIS OR HER SIGNATURE AND A SPECIFIC DESCRIPTION OF THE ALTERATIONS.</li> <li>THESE DRAWINGS ARE COPYRIGHTED AND ARE SUBJECT TO COPYRIGHT PROTECTION AS AN "ARCHITECTURAL WORK" UNDER SEC. 102 OF THE COPYRIGHT ACT, 17 U.S.O. AS AMENDED DECEMBER 1990 AND KNOWN AS</li> <li>ARCHITECTURAL WORKS COPYRIGHT PROTECTION ACT OF 1990. THE PROTECTION INCLUDES BUT IS NOT LIMITED TO THE OVERALL FORM</li> </ul>
		BUT IS NOT LIMITED TO THE OVERALL FORM AS WELL AS THE ARRANGEMENT AND COMPOSITION OF SPACES AND ELEMENTS OF THE DESIGN. UNDER SUCH PROTECTION, UNAUTHORIZED USE OF THESE DRAWINGS OR WORK REPRESENTED HEREIN, CAN LEGALLY RESULT IN THE CESSATION OF CONSTRUCTION OR BUILDINGS BEING SEIZED AND/OR MONETARY COMPENSATION TO PATRICK J. MORABITO, A.I.A. ARCHITECT P.C. NO FURTHER USE OR DISTRIBUTION IS ALLOWED WITHOUT THE WRITTEN PERMISSION AND CONSENT OF PATRICK J. MORABITO, A.I.A. ARCHITECT P.C. COPYRIGHT 2023 PATRICK J. MORABITO, A.I.A. ARCHITECT P.C.
		PROJECT: ADDITION TO RESIDENCE 16 WINDING RD PITTSFORD, NY 14618
		<i>CLIENT:</i> MIKE AND JESSICA MULBURY
		<i>DRAWING:</i> TITLE PAGE & SITE PLAN
		<b>DRAWN:</b> JL/PM
		DATE: JUNE 2023
		SCALE: 1/4"=1'-0" 10B NO · 23M4335
		JOB NO.: 23M4335 SHEET:
		1
		of <b>7</b> sheets



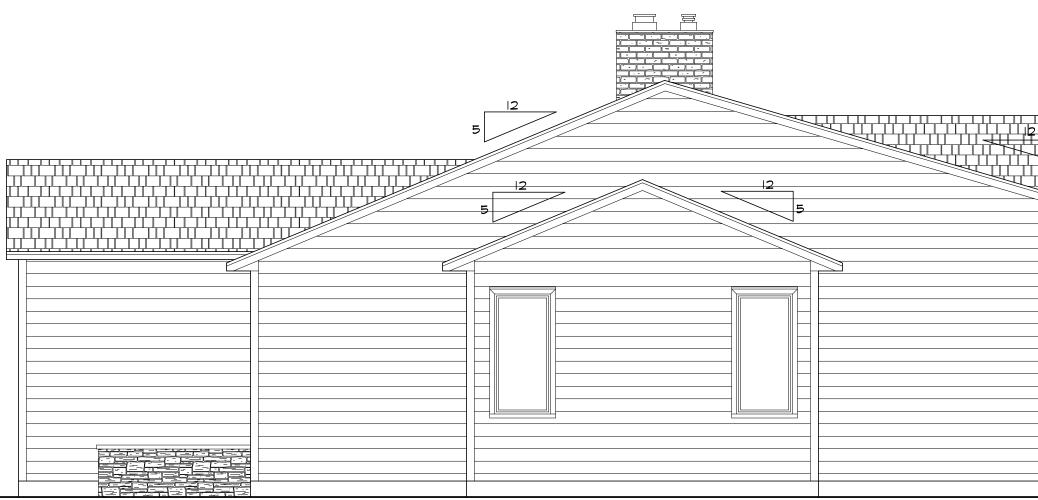
EXISTING FRONT ELEVATION



EXISTING RIGHT SIDE ELEVATION



# PROPOSED FRONT ELEVATION



## PROPOSED RIGHT SIDE ELEVATION

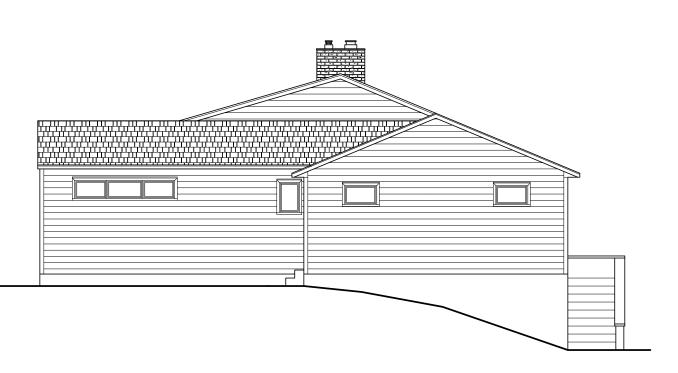
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AR PATRICK J.	ORABITO CHITECTS MORABITO, A.I.A. ARCHITECT, P.C. IN CO, MA, ME, NY, NY, PA, SC
1: Pitts	21 Sully's Trail sford, NY 14534
(5 (58	85) 264-1330 5) 264-1333 Fax
www.M	lorabitoArchitects.com
UNLESS OF A L ITEM ANY LICEN REQUIRE AND THE T HIS OF SUBJECT "ARCHITECT ARCHITECT ARCHITECT ACT OF BUT IS AS WELL AS OF SPAC UNDER SL OF THESS HEREIN, C/ OF CONST AND/ PATRICK	NOTICE: NOLATION OF LAW FOR ANY PERSON, S ACTING UNDER THE SUPERVISION ICENSED ARCHITECT TO ALTER ANY ON THIS DOCUMENT IN ANY WAY. NSEE WHO ALTERS THIS DOCUMENT IS D BY LAW TO FIX HIS OR HER SEAL NOTATION "ALTERED BY" FOLLOWED BY R HER SIGNATURE AND A SPECIFIC CRIPTION OF THE ALTERATIONS. RAWINGS ARE COPYRIGHTED AND ARE IT TO COPYRIGHT PROTECTION AS AN TURAL WORK" UNDER SEC. 102 OF THE RIGHT ACT, 17 U.S.O. AS AMENDED CEMBER 1990 AND KNOWN AS TURAL WORK" UNDER SEC. 102 OF THE RIGHT ACT, 17 U.S.O. AS AMENDED COPYRIGHT PROTECTION INCLUDES NOT LIMITED TO THE OVERALL FORM S THE ARRANGEMENT AND COMPOSITION CES AND ELEMENTS OF THE DESIGN. JCH PROTECTION, UNAUTHORIZED USE E DRAWINGS OR WORK REPRESENTED AN LEGALLY RESULT IN THE CESSATION INCUCTION OR BUILDINGS BEING SEIZED OR MONETARY COMPENSATION TO J. MORABITO, A.I.A. ARCHITECT P.C. COPYRIGHT 2023 1. MORABITO, A.I.A. ARCHITECT P.C.
16 WINDING	TO RESIDENCE 5 RD 7, NY 14618
<i>CLIENT:</i> MIKE AND	JESSICA MULBURY
	ID RIGHT SIDE ELEVATIONS & PROPOSED
<i>DRAWN:</i> JL/PM	
DATE:	JUNE 2023
SCALE: JOB NO.:	1/4"=1'-0" 23M4335
SHEET:	2
01	<b>7</b> SHEETS



EXISTING REAR ELEVATION

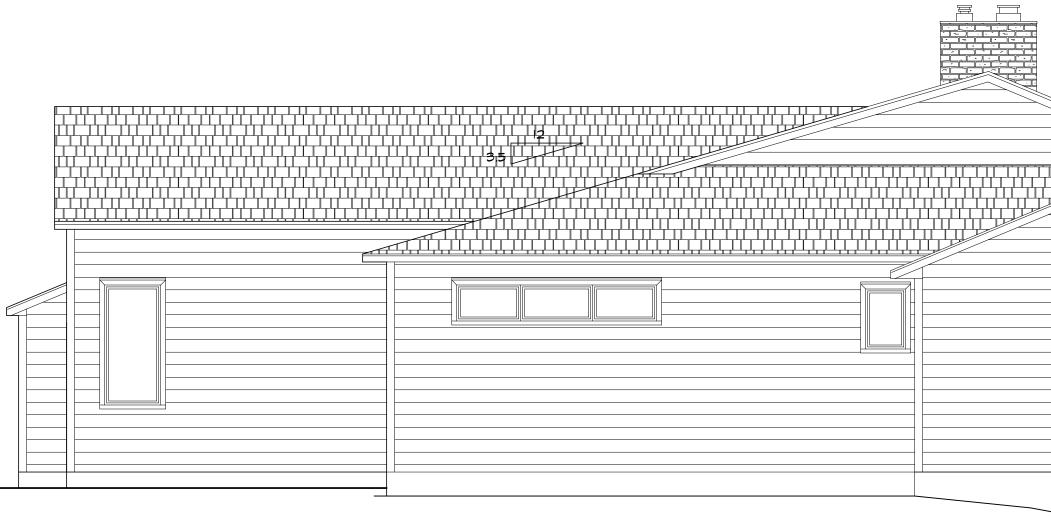


EXISTING LEFT SIDE ELEVATION



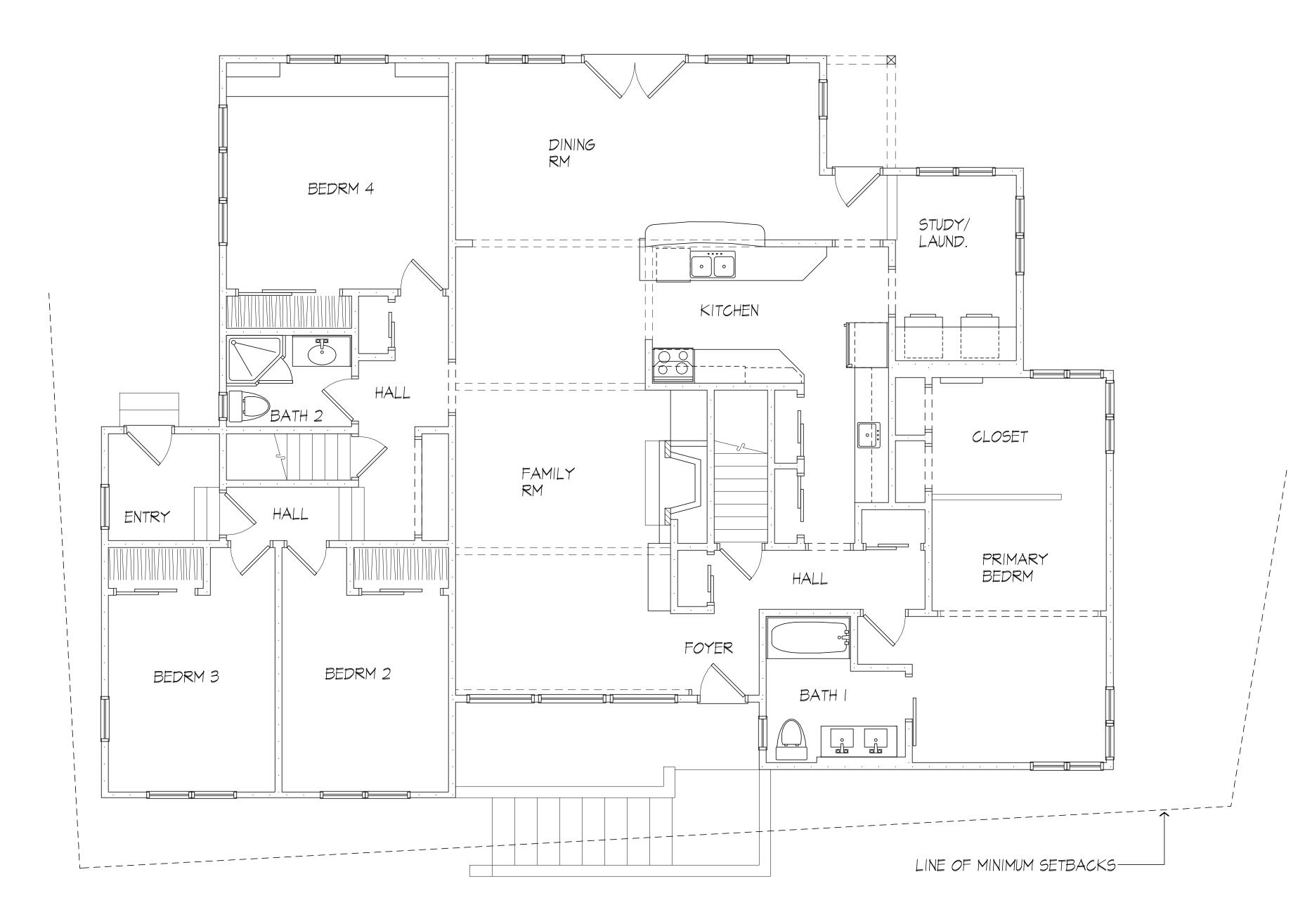
REAR ELEVATION - PROPOSED

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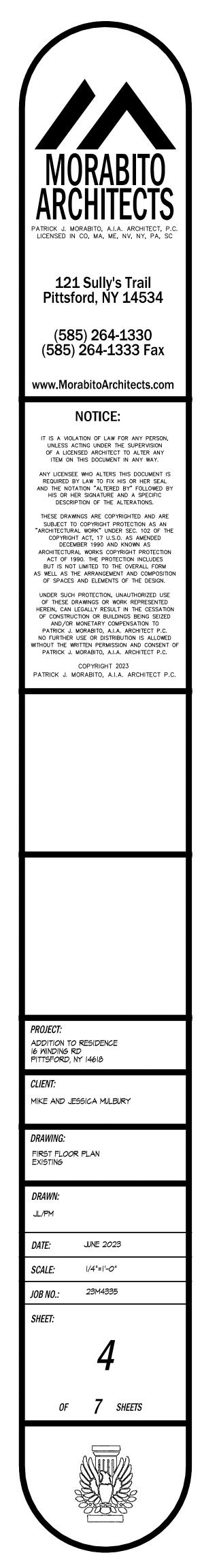


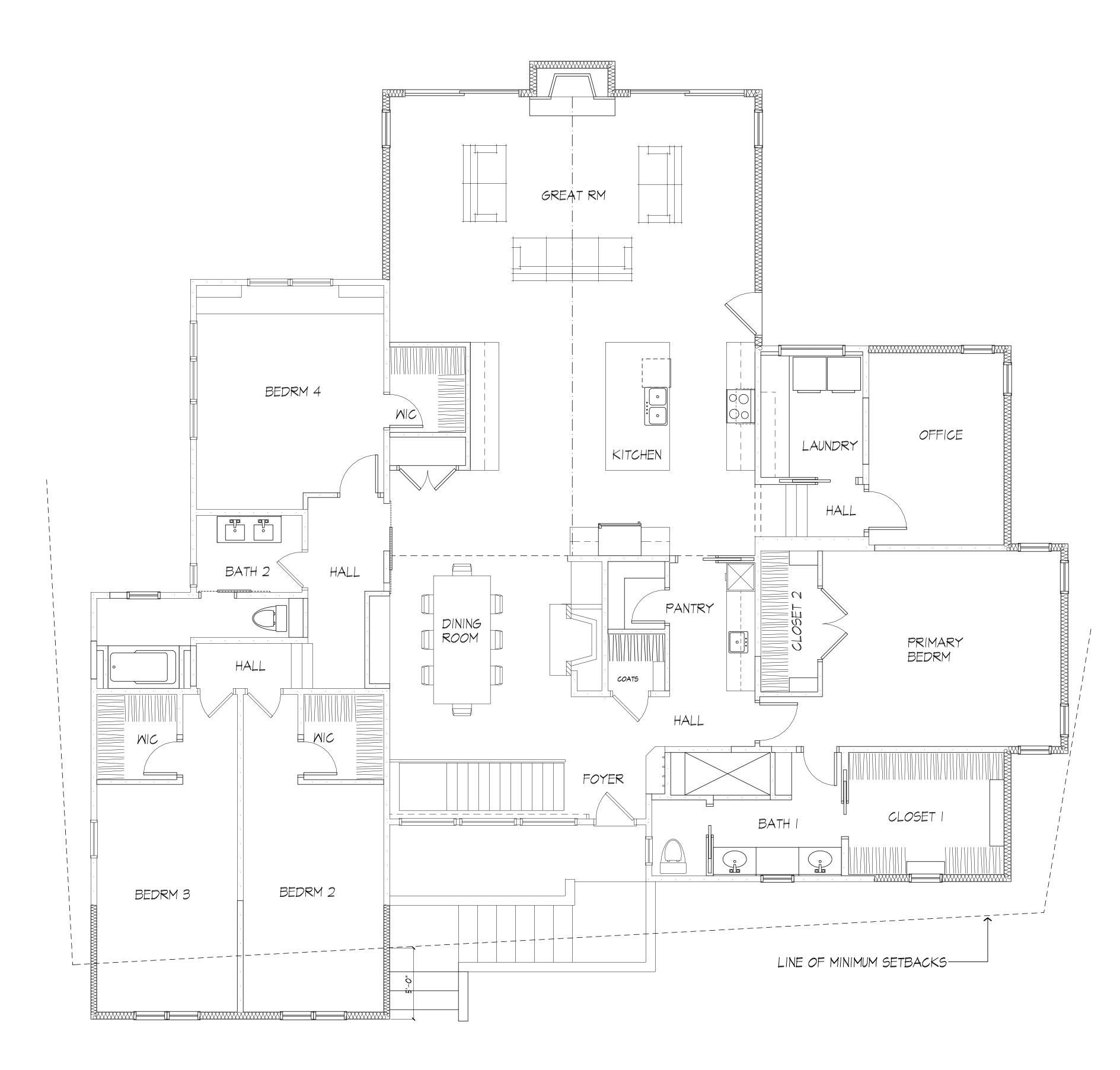
LEFT SIDE ELEVATION - PROPOSE

MORABITO
MORABITO
PATRICK J. MORABITO, A.I.A. ARCHITECT, P.C. LICENSED IN CO, MA, ME, NV, NY, PA, SC
121 Sully's Trail Pittsford, NY 14534
(585) 264-1330 (585) 264-1333 Fax
www.MorabitoArchitects.com
IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS ACTING UNDER THE SUPERVISION OF A LICENSED ARCHITECT TO ALTER ANY
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PATRICK J. MORABITO, A.I.A. ARCHITECT P.C. COPYRIGHT 2023 PATRICK J. MORABITO, A.I.A. ARCHITECT P.C.
PROJECT:
ADDITION TO RESIDENCE 16 WINDING RD PITTSFORD, NY 14618
CLIENT: MIKE AND JESSICA MULBURY
DRAWING:
REAR AND LEFT SIDE ELEVATIONS EXISTING & PROPOSED
DRAWN: JL/PM
DATE: JUNE 2023
SCALE: 1/4"=1'-0"
JOB NO.: 23M4335 SHEET:
3
OF <b>7</b> SHEETS
of <b>7</b> sheets

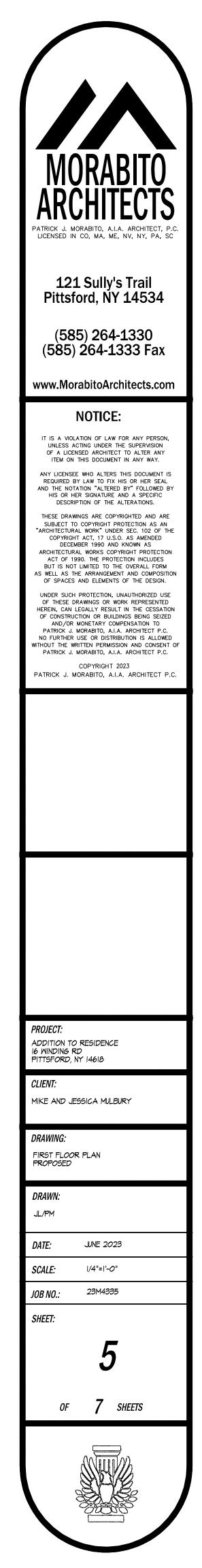


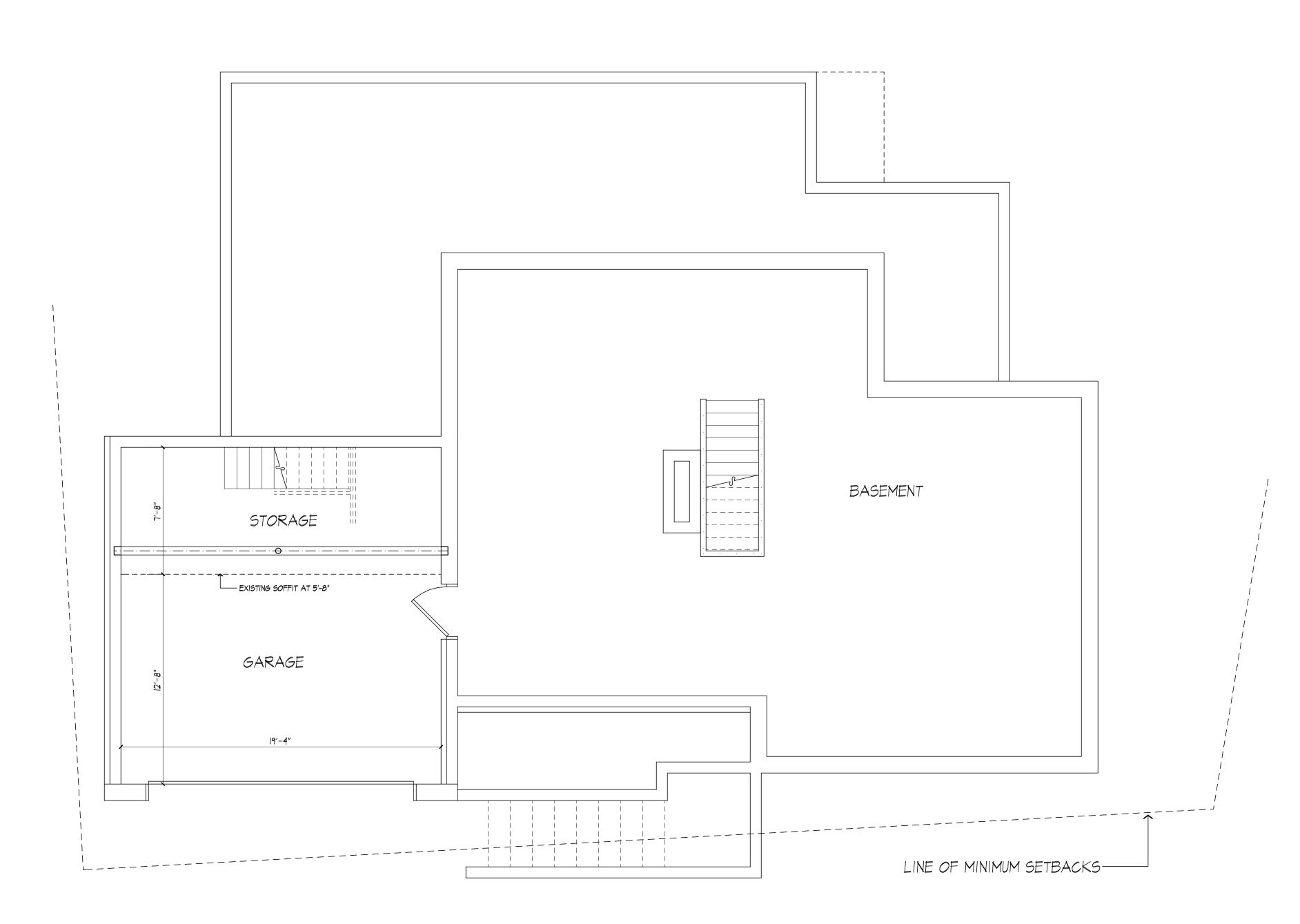
FLOOR PLAN- EXISTING



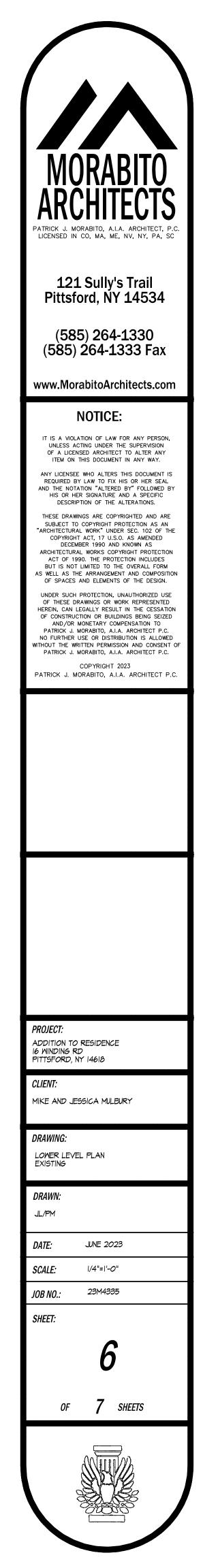


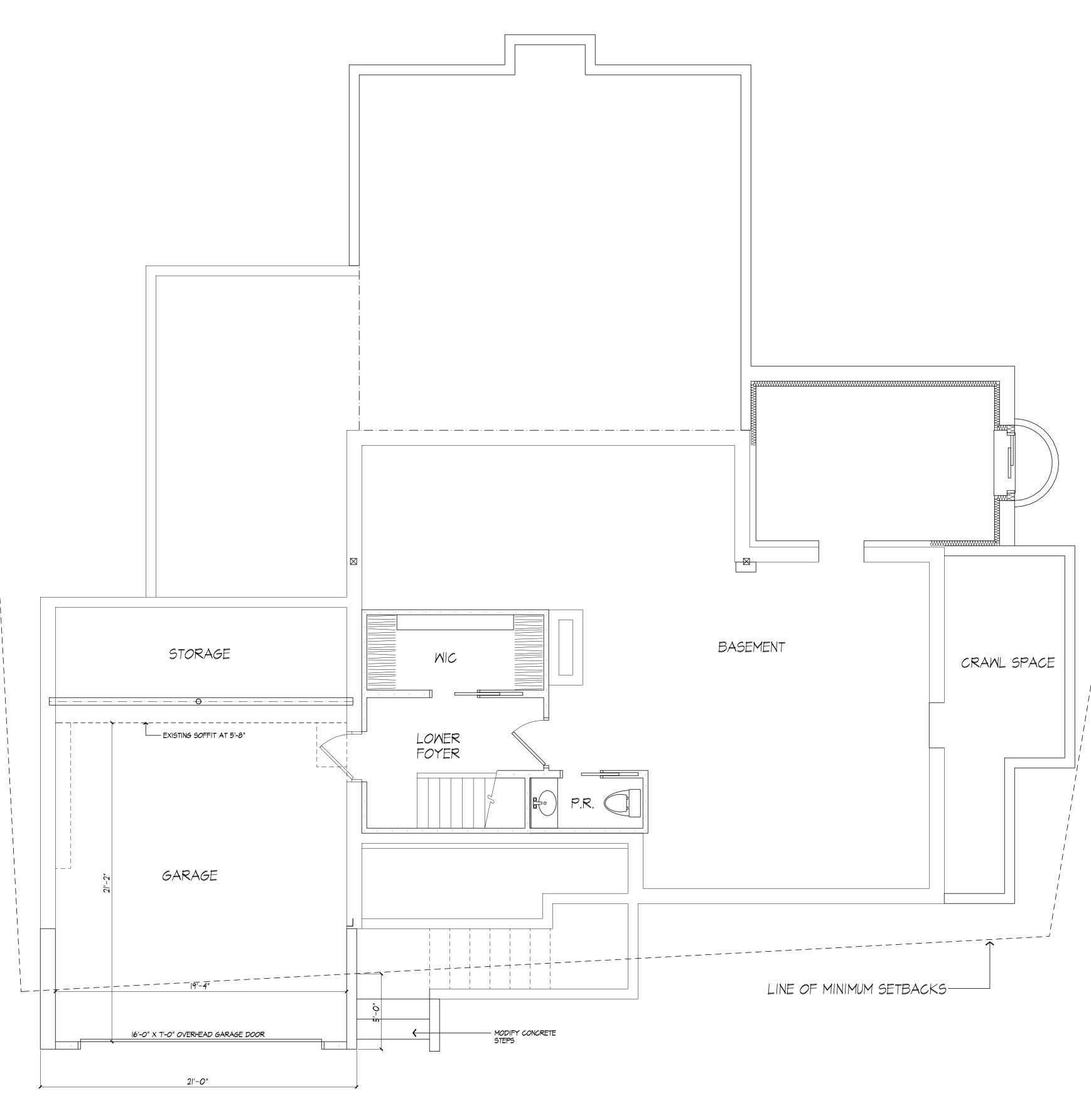
# FLOOR PLAN- PROPOSED



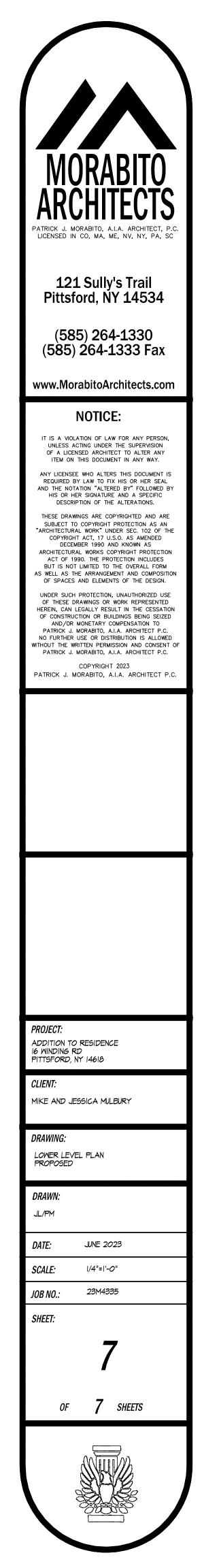


LOWER LEVEL PLAN - EXISITNG





LOWER LEVEL PLAN - PROPOSED



#### Zoning Board of Appeals Referral Form Information

#### **Property Address:**

6 Rosewood Drive PITTSFORD, NY 14534

#### **Property Owner:**

Crain, William C 6 Rosewood Dr Pittsford, NY 14534

#### Applicant or Agent:

Crain, William C 6 Rosewood Dr Pittsford, NY 14534

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirement is:		Proposed Conditions:		Resulting in the Following Variance:	
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:	50'	Front Setback:	39'	Front Setback:	11.0'
Rear Setback:		Rear Setback:		Rear Setback:	
Height:		Height:		Height:	
Size:		Size:		Size:	

Code Section(s): 185 - 17 B. & 185 - 17 D.

Description: Applicant is requesting relief from Town Code Sections 185-17 B. and 185-17 D. for the construction of an addition extending past the building line and an unenclosed porch past the allowed façade area. This property is zoned Residential Neighborhood (RN).

June 23, 2023

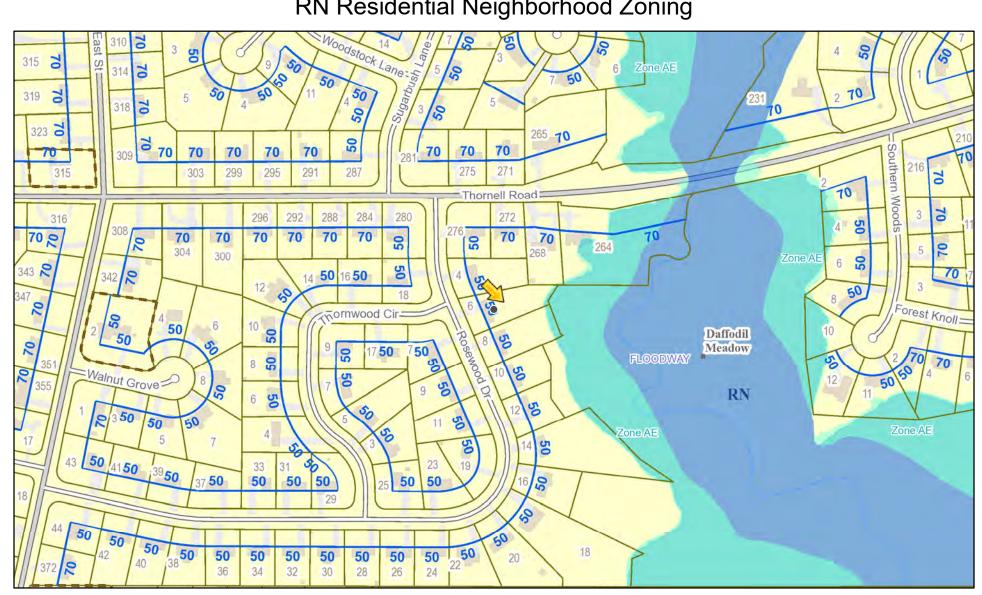
Date

Bill. Zink

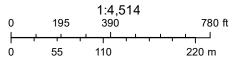
Bill Zink - Building Inspector



## **RN** Residential Neighborhood Zoning



Printed June 23, 2023



Town of Pittsford GIS

The information depicted on this map is representational and should be used for general reference purposes only. No warranties, expressed or implied, are provided for the data or its use or interpretation.

Serued 1780	ONING BOARD OF APPEALS
Submission Date: 4.8.23	Hearing Date:7.17.23
Applicant: MICHELE CRAIN	
Address: 6 ROSEWOOD DR.	PITTSFORD, N.Y. 14534
Phone:	E-Mail: ROMANGERAIN@ GHALL.COM
Agent: CHRIS HENNESSE	Y, CKH ARCHMECTURE
Address: 1501 PITTSFORD VI	CTOR RD SUITE 100, VICTOR, N.Y. 14564
	E-Mail: CKHENNESSEY@ FRONTIERNET.NE
Property Owner:	(if different than Applicant)
Address:	
Phone:	
(If applicant is not the property	y owner please complete the Authorization to Make Application Form.)
Property Location: Le ROSEWODL	DR Current Zoning: RN
Tax Map Number:	
Application For: 🛛 🗹 Res	sidential 🔲 Commercial 🔲 Other
Please describe, in detail, the proposed	d project:
WE WAND LIVE TO AN	) ON TO THE EPARTE NE THE MAKE SDARE FAR

WE WOULD LIKE TO ADD ON TO THE FRONT OF THE HOUSE, SPACE FOR A LARGER OWNERS BEDROOM & BATHROOM. THOSE ROOMS ARE CURRENTLY LOCATED AT THE FRONT OF THE HOME. ADDITIONIAL SPACE TO PROPOSED FOR A LARGER FOXER & SCREENED PORCHES OFF FRONT ROOMS OF HOUSE.

SWORN STATEMENT: As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

michile

6.7.23



### NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

#### **TESTS FOR GRANTING AREA VARIANCES**

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

THE PROPOSED ADDITION TO THE FRONT OF THE EXISTING HOME WILL ADD INTEREST TO THE FRONT OF THE HOUSE WITH PORCHES, CONFRED FRONT ENTRY & ADDITIONAL WINDOWS WITH SHUTTERS.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

THE EXISTING FLOOR PLAN HAS THE DWILLERS BEDROOM & BATH IN THE FRONT OF THE HOUSE. IN ORDER TO ENLARGE THESE SPACES, THE ADDITION TO THE FRONT OF THE HOUSE IS NECESSARY

#### **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

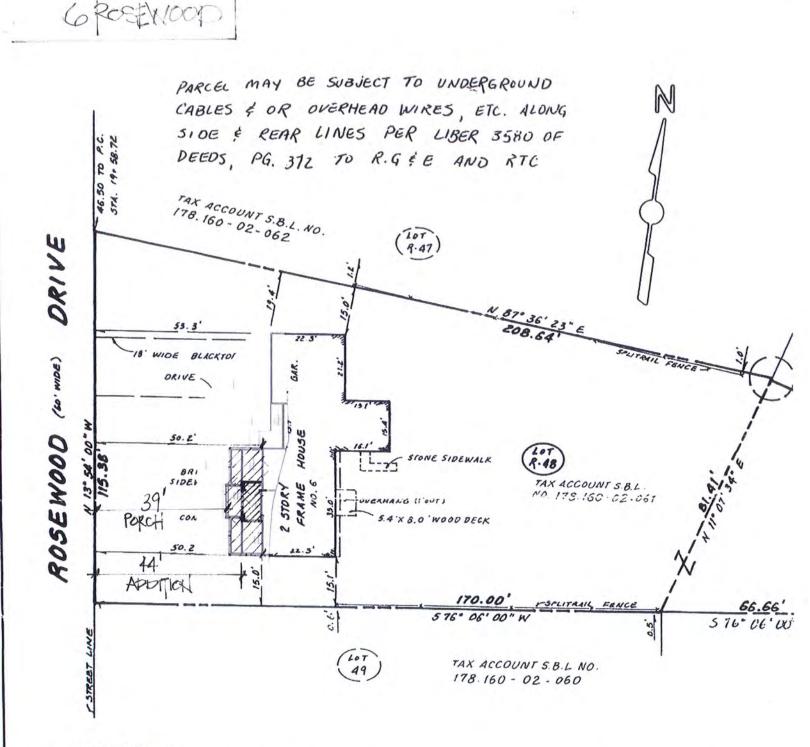
THE REQUESTED VARIANCE IS MINIMAL, ASKING FOR 6-4"FOR THE INCREASE IN LIVING SPACE AND AN ADDITIONAL 5' FOR SCREENED PORCHES OFF THE EXISTING FIRST FLOOR OF THE HOME (11'-4" TOTAL)

4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

THE REQUESTED VARIANCE IN THE FRONT OF THE HOME WOULD EXTEND INTO THE FLAT FRONT LAWN. THIS WOULD HAVE NO IMPACT TO DRAINAGE TO THE SUPPOUNDING PROPERTIES.

- NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;
- 5. Is the alleged difficulty self-created?

THE DIFFICULTY IS SELF-CREATED IN THAT THE OWNER'S WOULD LIKE TO IMPROVE THEIR EXISTING HOME. TO DO THAT WITH THE EXISTING FLOOR PLAN, THE ADDITION MUST COME FORWARD OF THE FRONT OF THE HOME. THE CURB APPEAL WILL BE IMPROVED \$ THE VALUE OF THE CURBENT HOME WILL RISE MAKING THIS PROPOSED PLAN POSITIVE FOR THE DWILLERS & SURROUNDING NEIGHBORS.



#### CERTIFICATION:

WE, PASSERO ASSOCIATES, P.C., CERTIFY THAT THIS MAP WAS PREPARED NOVEMBER 29, 1988 USING REFERENCE MATERIAL AS LISTED HEREON AND FROM NOTES OF AN INSTRUMENT SURVEY COMPLETED NOVEMBER 8, 1988. THIS PARCEL IS SUBJECT TO ANY EASEMENTS OR ENCUMBRANCES OF RECORD. NO CERTIFICATION IS EXTENDED TO RECORD INFORMATION NOT REFERENCED. PARCEL WAS REINSPECTED ON JUNE 20, 2002, WITH CHANGES AND/OR ADDITIONS SHOWN HEREON.

and account to BEB

THIS CERTIFICATION IS MADE TO :

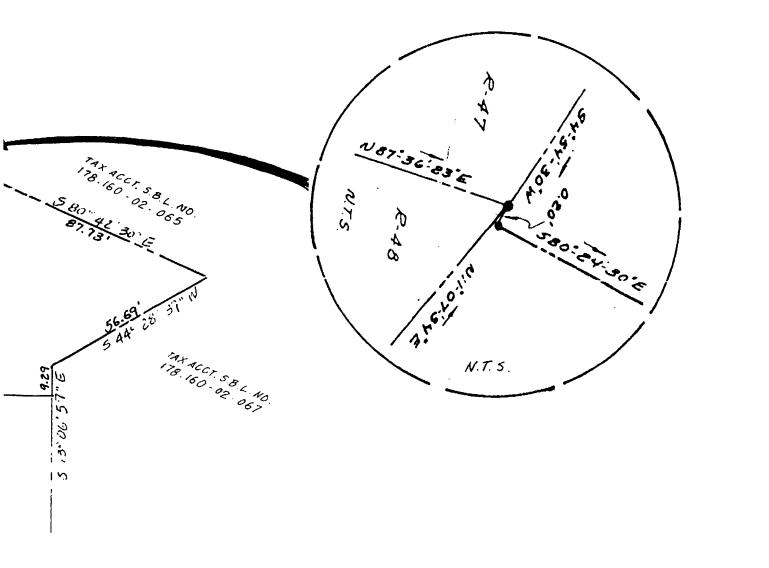
- 1. THE TITLE INSURANCE COMPANY INSURING THE MORTGAGE 2. FINUCANE AND HARTZELL
- 3. CHARTER ONE BANK, FSB, ITS SUCCESSORS AND/OR ASSIGNS
- 4. MICHELE R. CRAIN AND WILLIAM C. CRAIN
- 5. PHETERSON, PETERS AND CALABRESE

EDWARD J. FREEMAN, N.Y.S. P.L.S. 049

4:05

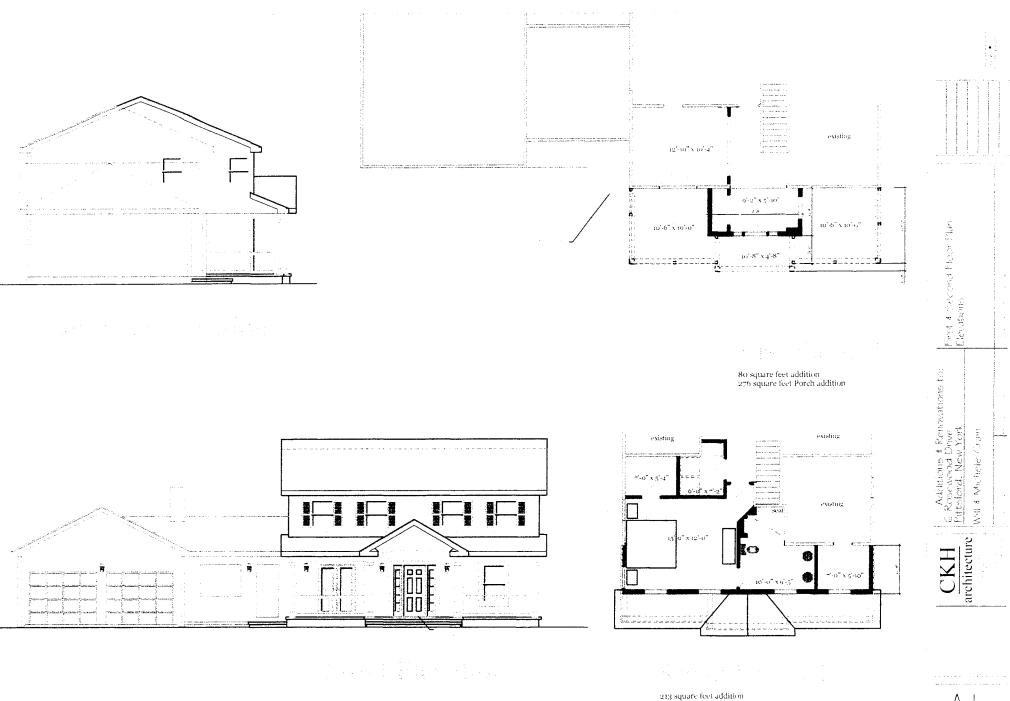
## **INSTRUMENT SURVEY**

Client LAW OFFICE OF JOHN A. CHIAPPINELLI	
Street 6 ROSEWOOD DRIVE	Town PITTSFORD MONROE COUNTY , N.Y.
Lot No. R. 48 Subdivision WOODSTOCK	SUB. SECT I (RESUB'D.)
Abstract By INDEPENDENT TITLE SERVICES	SEARCH NO. 3362 : LAST DATED: 11/3/88 1. 4129 359
Reference Data	E : 1- 5225 of Deede, Page 165



		NOTE: 06.20.02 INSTRUMENT SURVEY REINSP	PECT.
CERTIFICATION INDICATED HEREON SHALL RUN ONLY TO THE PERSON FOR WHOM THE SURVEY IS PREPARED, AND ON HIS BEHALF TO THE AGENCIES LISTED HEREON.	Scale /* = 30'	D	22
CERTIFICATIONS ARE NOT TRANSFERABLE TO	Date ///29/88	PASSERO ASSOCIATES P.C.	4
ADDITIONAL INSTITUTIONS OR SUBSEQUENT	Drawn By	4 100 Liberty Pole Way, Rochester, NY 14604 (716) 325-1000	9
UNALTHORIZED ALTERATION OR ADDITION TO THIS	K.J.Y.	Architecture	0
SURVEY MAP IS A VIOLATION OF SECTION 7209, SUB-DIVISION 2, OF THE NY.8. EDUCATION LAW.	Checked By	Engineering Surveying	
SUB-WARDINE, OF THE HALS. EDUCATION LAW.		Landscape Architecture	·

REFER TO PROJECT NO. 86200.1



A- |

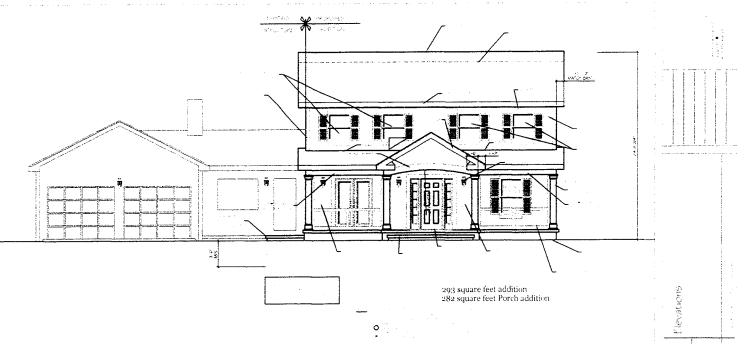
#### CANDIDA SUTE

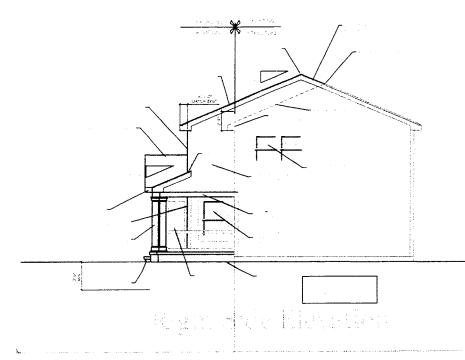
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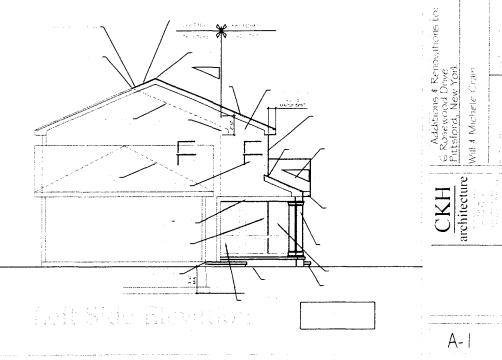
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CK NOTE:

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Michele i

Will ≰ I

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A-

#### Zoning Board of Appeals Referral Form Information

#### **Property Address:**

28 Whitestone Lane ROCHESTER, NY 14618

#### **Property Owner:**

Balderston, William III 19 Collinswood Rd Wilton, CT 06897

#### Applicant or Agent:

,

Stahl Property Associates

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Residential and Non-Profit

Town Code Requirement is:		<b>Proposed Conditio</b>	ns:	Resulting in the Following Varianc	e:
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:	50'	Front Setback:	42'9"	Front Setback:	7'3"
Rear Setback:		Rear Setback:		Rear Setback:	
Height:		Height:		Height:	
Size:		Size:		Size:	

#### Code Section(s): 185 - 18 B.

Description: Applicant is requesting relief from Town Code Section 185-17 B. for the construction of a three-car garage addition extending past the building line on Malm Lane. This property is zoned Residential Neighborhood (RN).

June 23, 2023

Bill Zink

Date

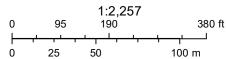
Bill Zink - Building Inspector



## **RN** Residential Neighborhood Zoning

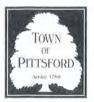


Printed June 23, 2023



Town of Pittsford GIS

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## TOWN OF PITTSFORD ZONING BOARD OF APPEALS APPLICATION FOR AREA VARIANCE

Submission Date:	June 10, 2023	Hearing	Date:	June 10, 2023
Applicant: Stahl	Property Associates			
Address: 345 Kil	bourn rd Rochester, NY 14618			
Phone: (585) 41	5-9882	E-Mail:	kimba	ailey99@gmail.com
Agent:	(if different that	n Applicant)		DECEIVED
Address:				
Phone:		E-Mail:		JUN 1 6 2023
Property Owner:	Mr. and Mrs. John Rizzo	1.4.4		TOWN OF PITTSFORD
Address: 36 Whi	(if different that itestone Ln Rochester, NY 14618	n Applicant)		LIGHT OF PITTSFORD
Phone: (585) 82	0-3924	E-Mail:	anma	rierizzo@gmail.com
(If applican Property Location:	t is not the property owner please comp 28 Whitestone Ln	ete the A		Desidential Matcheset
Tax Map Number:	137.200-2-35			
Application For:	Residential 🗌 C	ommercia	al	☐ Other

Please describe, in detail, the proposed project:

Remodeling the house at 28 Whitestone with a Master Bedroom addition and a new garage addition. Due to the 50' side setback because it sits on a corner lot we are asking for a 7' 3" variance to 42' 9".

**SWORN STATEMENT:** As applicant or legal agent for the above described property, I do hereby swear that all statements, descriptions, and signatures appearing on this form and all accompanying materials are true and accurate to the best of my knowledge.

(Owner or Applicant Signature)

6-16-2 (Date)



## NEW YORK STATE STANDARDS FOR THE GRANTING OF AREA VARIANCES TOWN LAW SECTION § 267-b-3(b).

#### **TESTS FOR GRANTING AREA VARIANCES**

In making its determination, the zoning board of appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making such determination, the board shall also consider the following:

(Please answer the following questions to the best of your knowledge)

1. Please explain why you feel the requested variance will not produce an undesirable change in the character of the neighborhood and why a detriment to nearby properties will not be created by the granting of this area variance:

28 Whitestone is the only house on this side of Malm, therefore there are no other structures to reference the 7' 3" difference that we are requesting (reference zoning map attachment). We feel that by adding on this garage we are creating a more aesthetically pleasing view from Malm. This view is important because the the front elevation of 28 Whitestone is only ever seen by anyone if they are driving down whitestone In toward the dead end cul de sac, and by adding on the proposed garage mass we are adding a visually pleasing view of this property from Malm as well.

2. Please explain the reasons why the benefit sought by the owner/applicant cannot be achieved by some method other than an area variance:

The proposed design has been positively received by the Design Review Board, and this design is not possible to achieve without asking for the proposed variance. Without the variance, the rear of the garage structure would interfere with the main house.

### **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

Our requested variance is minimal. We are asking for a small substraction from the 50' setback that has no impact on the neighborhood and improves the view of the side elevation (from Malm) which allows this house to then be viewed in a beneficial way from both Whitestone In and Malm.

4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

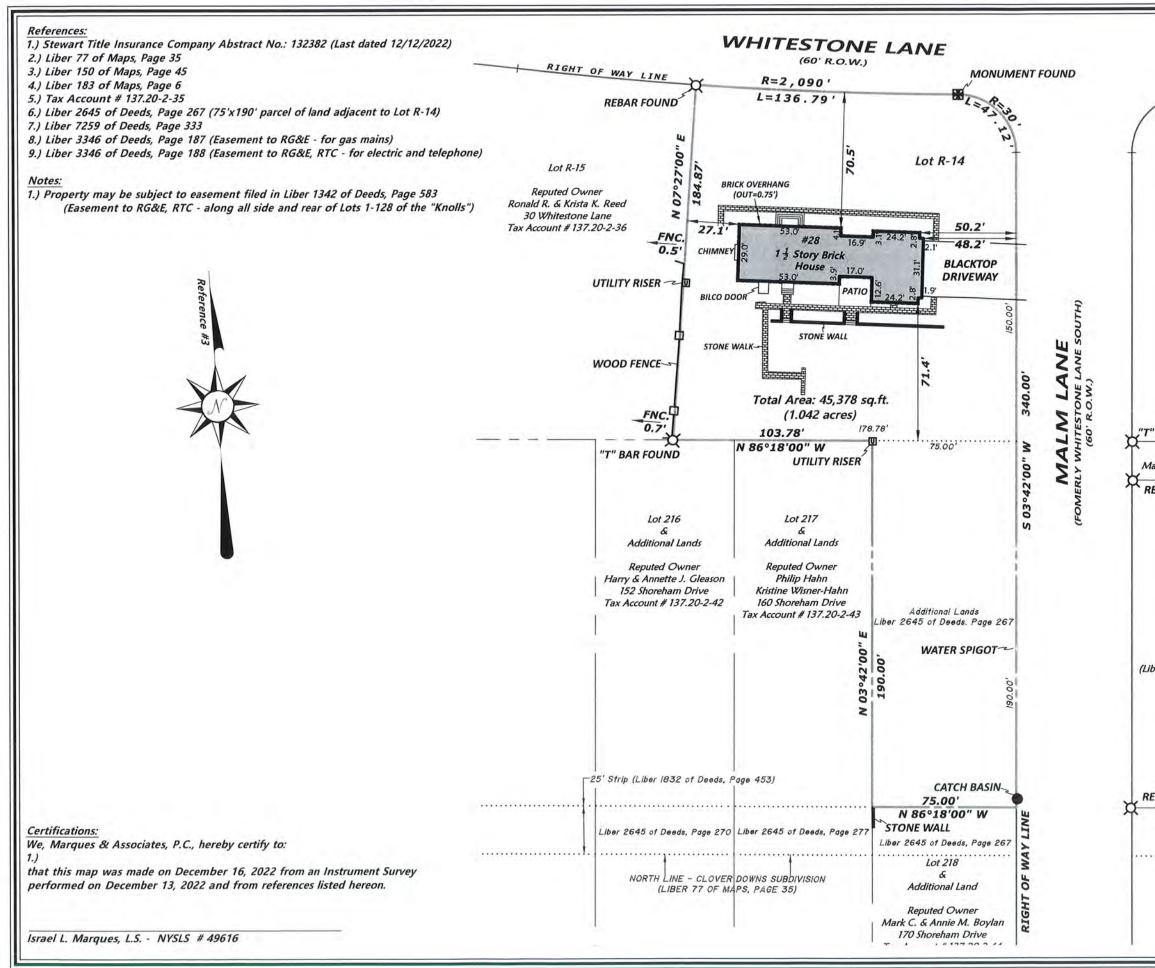
Our request of a 7' 3" substraction from the 50' setback will allow our proposed garage to be viewed from Malm, adding character via an aesthetically pleasing structure that will enhance this side of Malm (as there are currently no other structures to reference on this side of the street). With a 7' 3" subtraction of this setback we will not be infringing on any present environmental fixtures and the character of the street will be improved

## • NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;

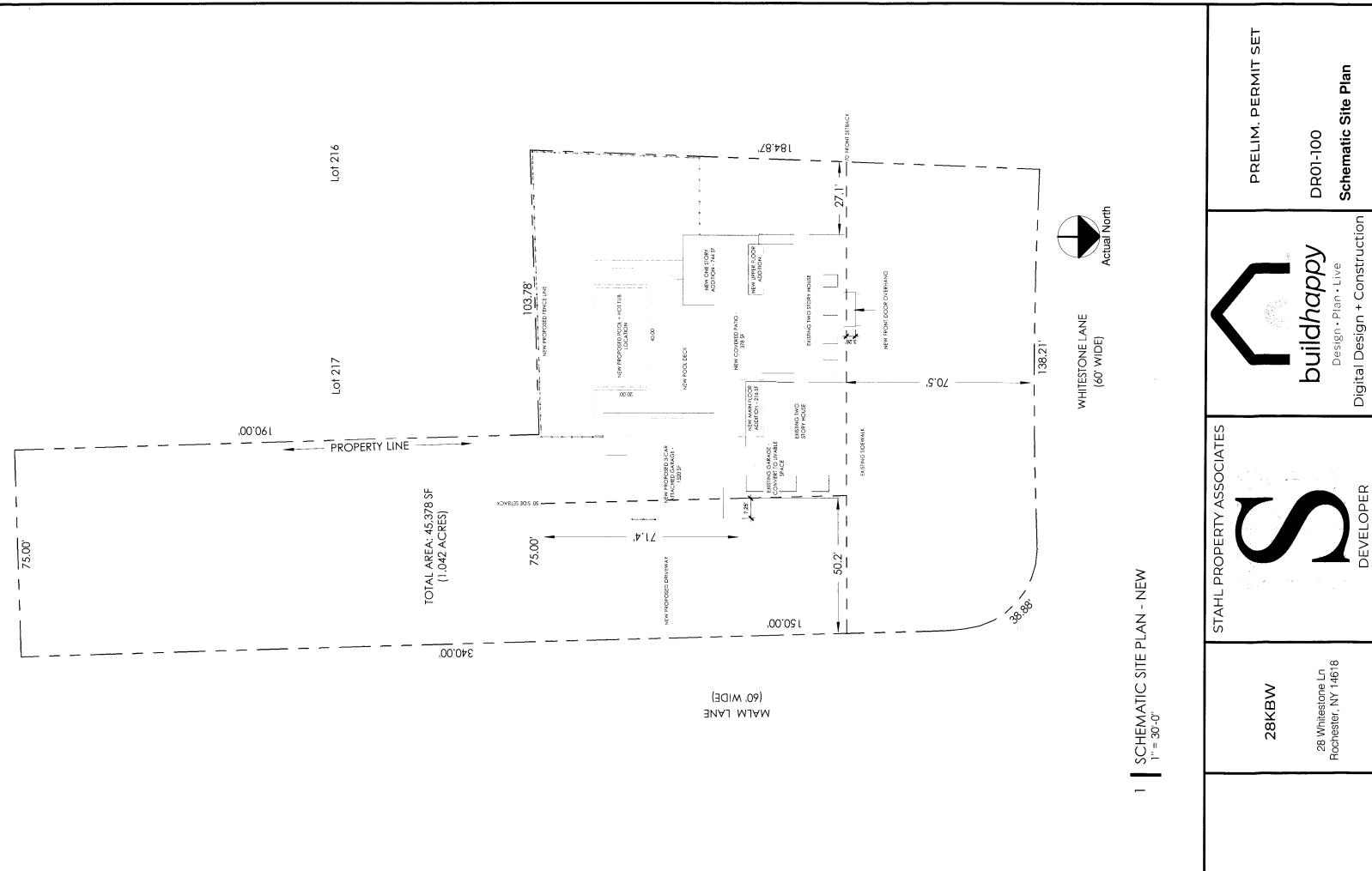
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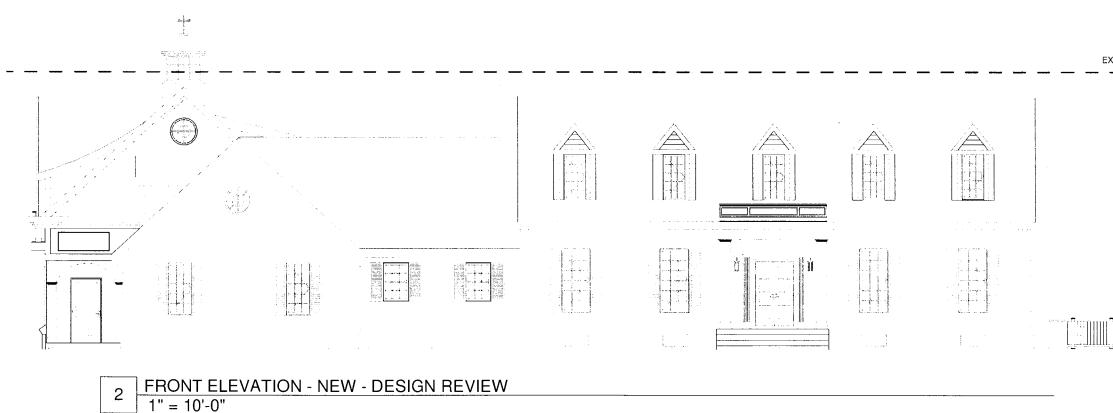
5. Is the alleged difficulty self-created?

Yes, but we believe that by asking for this variance we will be adding character to the house as well as to the neighborhood (viewed from both whitestone In and malm). We believe it is the traditional style of this particular house in the Whitestone neighborhood that - through Malm In - complements the traditional style of home seen on Shoreham nicely.

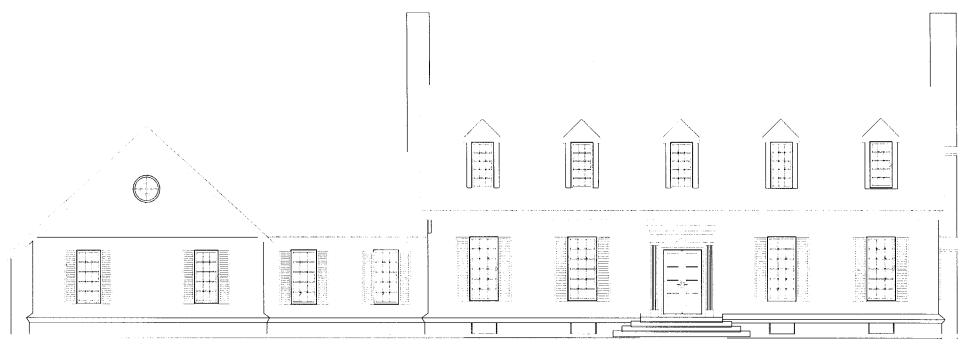


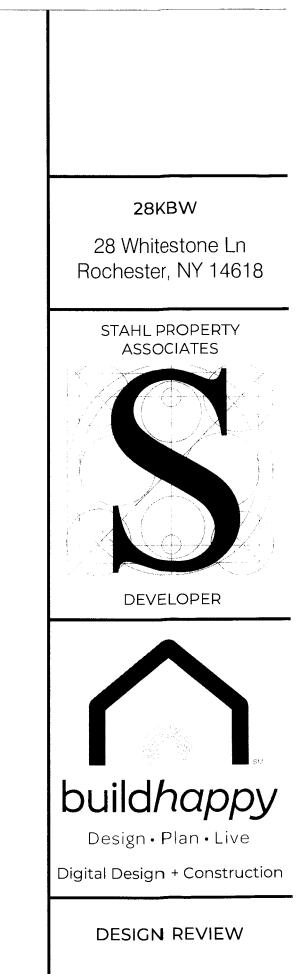
	"Unauthorized ellevations or edistion is survey map bearing a licensed land surveyor's seel is a violation of Section 720%. Sub-section 7, of the New Yok State Education Lew: "Only copies from the original of this survey mached with an original of the land surveyor's embossed seel she is considered valid two copies." "Critications indicated nerven days had this survey was pepared in accordance with the existing Code of Pridstee for Land Surveyors adopted by the New Yock State Association of Prinkstoon Land Surveyors adopted or nh is behalf to the the company, Surveyment elevation is propered institution. Certifications are not transferible to addisoned institutions or subsequencement.
	NO DATE DESCRIPTION BY
Lot 13	SHOWING:
	28 WHITESTONE LANE
	LOT R-14
	A RESUBDIVISION OF LOT 14 IN PART I OF THE PITTSFORD SECTION
	OF CLOVERDALE SUBDIVISION
	& OTHER LAND
	TOWN OF PITTSFORD
BAR FOUND	MONROE COUNTY
Lot 2	NEW YORK
n Subdivision	
BAR FOUND	DRAWING TITLE:
	Instrument Survey Map
	PREPARED FOR:
	c/o Torres Law Office, P.C.
	The Park At Allens Creek
1-11	132 Allens Creek Road Rochester, New York 14618
Lot 1 Malm Subdivision	
r 244 of Maps, Page 61)	
	MARQUES & ASSOCIATES, P.C.
	LAND SURVEYING ENGINEERING
10 501010	
AR FOUND	930 East Avenue, Suite 1000
	Rochester, New York 14607 585-723-1820 (Tel)
	585-723-1821 (Fax)
	and the state of t
	Date: December 16, 2022
	Project #: 2022042
	Date: December 16, 2022 Project #: 2022042 Scale: 1"=50' Drawn by: MLM









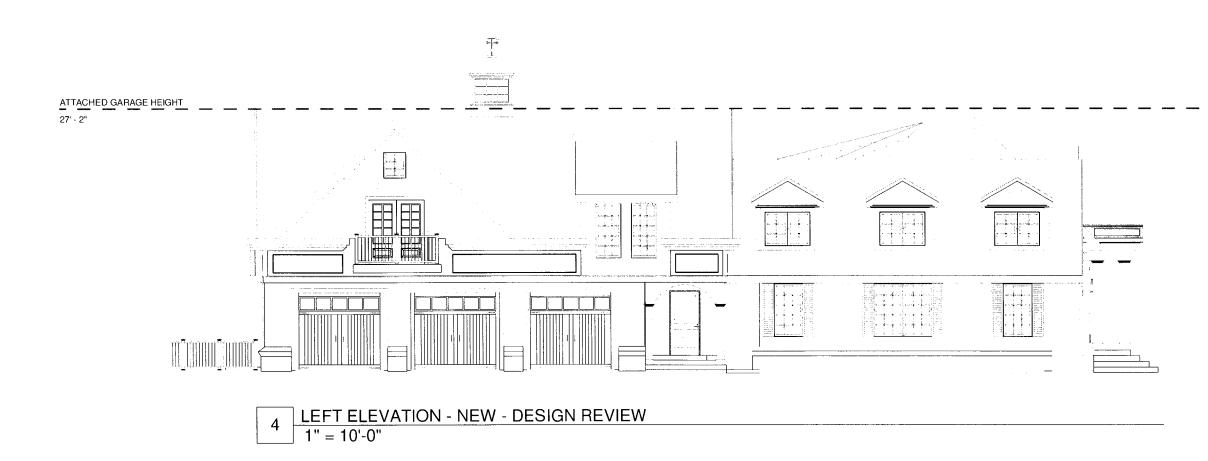


DR01 Front Elevation (Whitestone Ln)

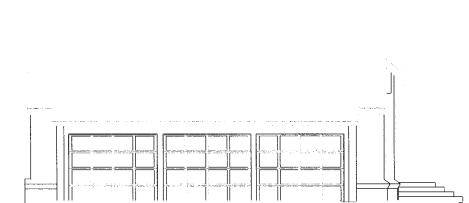
EXISTING HOUSE HEIGHT

28' - 8"

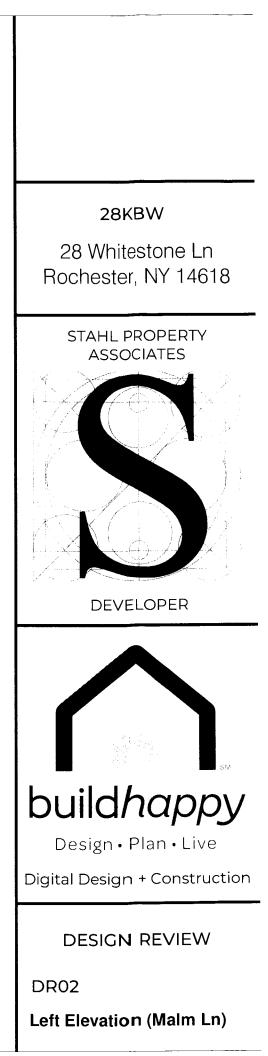
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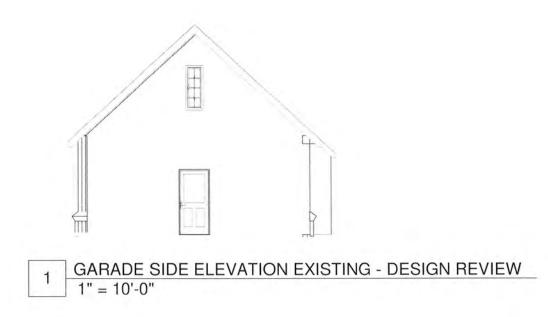






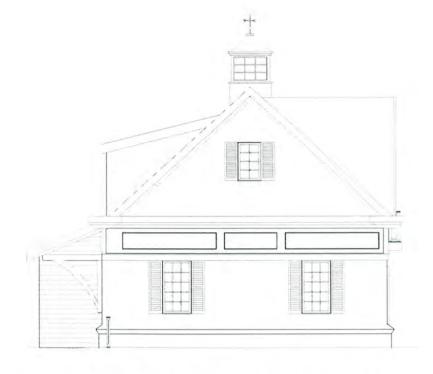






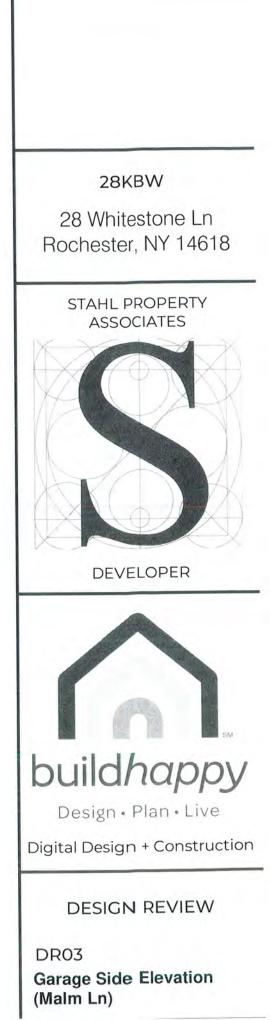
#### EXISTING IMAGES FROM MALM LN:





2 GARADE SIDE ELEVATION - NEW - DESIGN REVIEW 1" = 10'-0"





### Zoning Board of Appeals Referral Form Information

#### **Property Address:**

60 Golf Avenue PITTSFORD, NY 14534

#### **Property Owner:**

Town Of Pittsford 11 S Main St Pittsford, NY 14534

#### Applicant or Agent:

BELL ATLÂNTIC MOBIL SYSTEMS OF ALLENTOWN, INC. D/B/A VERIZON 1275 JOHN STREET WEST HENRIETTA, NY 14586

**Present Zoning of Property:** RN Residential Neighborhood Area Variance - Non-Residential

Town Code Requirement	is:	<b>Proposed Condition</b>	is:	Resulting in the Following Varia	nce:
Right Lot Line:		Right Lot Line:		Right Lot Line:	
Left Lot Line:		Left Lot Line:		Left Lot Line:	
Front Setback:		Front Setback:		Front Setback:	
Rear Setback:		Rear Setback:		Rear Setback:	
Height:	100'	Height:	125'	Height:	25.0'
Size:		Size:		Size:	

#### Code Section(s): 185 - 126 C. (3)(b)[2]

Description: Bell Atlantic Mobile Systems dba Verizon Wireless is requesting relief from Town Code Section 185-126 C. (3) (b)[2] for the construction of a 125-foot cellular facility (monopole) where the maximum height permitted is 100 feet. This property is zoned Residential Neighborhood (RN).

June 23, 2023

Date

Bill Zink

Bill Zink - Building Inspector

Unnamed Street

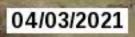
Unnamed Street

Unnamed Street

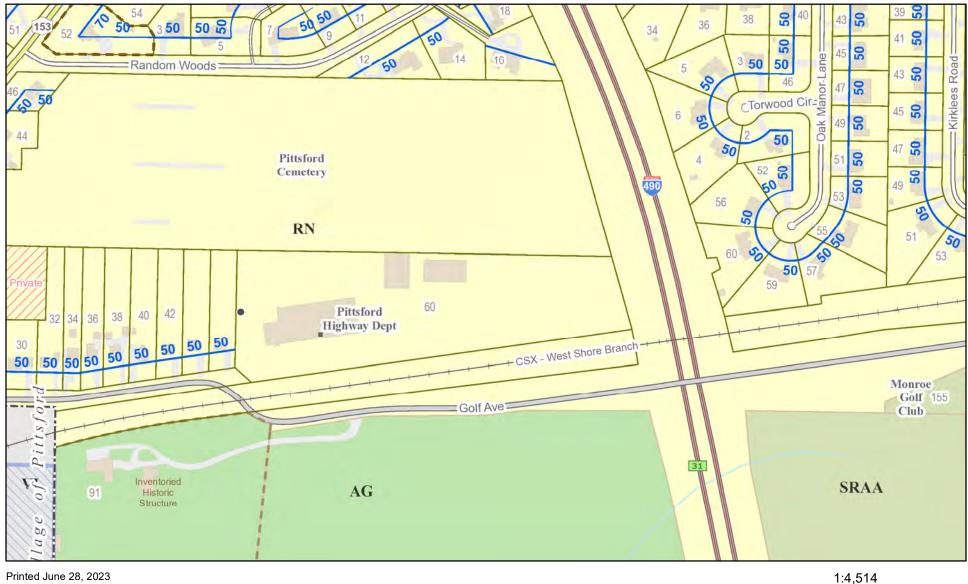
Unnamed Street



Golf/AVD



### **RN** Residential Neighborhood Zoning



Printed June 28, 2023

The information depicted on this map is representational and should be used for general reference purposes only. No warranties, expressed or

390

110

780 ft

220 m

0

0

195

55

Town of Pittsford GIS

implied, are provided for the data or its use or interpretation.



Nixon Peabody LLP 1300 Clinton Square Rochester, NY 14604-1792

> Attorneys at Law nixonpeabody.com @NixonPeabodyLLP

Jared C. Lusk Partner

T / 585.263.1140 F / 866.402.1491 jlusk@nixonpeabody.com

March 28, 2023

#### VIA EMAIL AND FEDERAL EXPRESS

Planning Board and Zoning Board of Appeals Town of Pittsford 11 South Main Street Pittsford, New York 14534 azurowski@townofpittsford.org

> **RE:** Application by Bell Atlantic Mobile Systems LLC d/b/a Verizon Wireless for a Special Use Permit and Site Plan Approval from the Town of Pittsford Planning Board and a height variance from the Zoning Board of Appeals to construct and operate a 125' Wireless Telecommunications Facility on Town property located at 60 Golf Avenue in the Town of Pittsford, New York (the "490 and Golf" Cell)

Dear Members of the Planning Board and Zoning Board of Appeals:

Bell Atlantic Mobile Systems LLC d/b/a Verizon Wireless ("<u>Verizon Wireless</u>") is a public utility and wireless telecommunications licensee of the Federal Communications Commission ("<u>FCC</u>"), responsible for providing wireless telecommunications services to individuals, businesses and emergency services. To remedy service inadequacies in the Town of Pittsford, Verizon Wireless proposes to install and operate a wireless telecommunications tower (the "<u>Project</u>") on property owned by the Town of Pittsford and located at 60 Golf Avenue (Tax Parcel No. 151.15-2-34) in the Town (the "<u>Site</u>").

The Project will consist of a 125' tall monopole tower (plus 4' lightning rod), and other associated improvements all as shown on the enclosed site plan prepared by Costich Engineering, P.C. (the "<u>Site Plan</u>").

The Site is located in the Town's Residential Neighborhood ("<u>**RN**</u>") zoning district. In accordance with the requirements of the Zoning Law of the Town of Pittsford (the "<u>Zoning</u> <u>Law</u>"), the Project is permitted upon the issuance of a special use permit and site plan approval from the Town Planning Board (see Zoning Law § 185-126(C)(2)).

In addition, since the proposed tower exceeds 100', a height variance from the Zoning Board of Appeals is required.

Town of Pittsford Planning Board March 28, 2023 Page 2

Accordingly, please accept this letter and the following exhibits and enclosures as Verizon Wireless's application for a special use permit and site plan approval from the Town Planning Board and height variance from the Zoning Board of Appeals:

Exhibit A:	Completed, Town-supplied application forms;			
<u>Exhibit B</u> :	Project description;			
<u>Exhibit C</u> :	Applicable legal standards;			
<u>Exhibit D</u> :	Proof of compliance with the Town's requirements and standards for Telecommunications towers set forth in Zoning Law § 185-26;			
<u>Exhibit E</u> :	Proof of compliance with the Town's requirements and standards for special use permits as set forth in Zoning Law § 185-70, et seq.;			
<u>Exhibit F</u> :	Project compliance with the Town's site plan approval requirements and standards set forth in Zoning Law § 185-89, et seq.;			
<u>Exhibit G</u> :	Proof of compliance with applicable area variance standards set forth in Town Law § 267-b(3)(b);			
<u>Exhibit H</u> :	Radio Justification Report with propagation studies;			
<u>Exhibit I</u> :	Site Selection Analysis;			
<u>Exhibit J</u> :	Photosimulation Report with viewshed map;			
<u>Exhibit K</u> :	Verizon Wireless' FCC licenses;			
Exhibit L:	Proof of Structural Stability;			
<u>Exhibit M</u> :	Ag Data Statement;			
<u>Exhibit N</u> :	Environmental assessment form (" <b>EAF</b> ") with visual addendum;			
Exhibit O:	Map showing parcels within 500' of Project;			
Exhibit P:	11" x 17" copy of Project Site Plan and vicinity map; and			
<u>Exhibit Q</u> :	Tower removal estimate.			

Town of Pittsford Planning Board March 28, 2023 Page 3

- Twenty (20) copies of this application book;
- Two (2) full sized copies of the site plan;
- A check made payable to the Town of Pittsford in the amount of \$575 (site plan application fee of \$400.00 and special use permit application fee of \$175.00); and
- A check made payable to the Town of Pittsford in the amount of \$165 for the Town's required area variance fee.

As the Site is located within 500' of a County or State resource (Interstate 490, County Route 35), this application needs to be referred to the Monroe County Planning Board pursuant to General Municipal Law Section 239-m. An additional set of application materials has been supplied to allow for the Town's referral to County Planning.

Because the Site is within 500' of farm operations in an Agricultural District, as defined under Article 25-AA of the Agriculture and Markets Law, Verizon Wireless has submitted an Agricultural Data Statement pursuant to Town Law § 283-a (see <u>Exhibit M</u>). Section 283-a requires the Town to mail written notice of this application to the landowners identified in that Agricultural Data Statement. Such notice must include a description of the project and its location, and it may be sent in conjunction with any other notice required for the project.

Verizon Wireless asks that this application be placed on the Planning Board's May 8, 2023 meeting agenda for consideration and the Zoning Board's May 15, 2023 meeting.

Please do not hesitate to contact me if the Town requires any additional information or materials, or to discuss the Project.

Thank you.

Very truly yours Jared C. Lusk

JCL/mkv Enclosures

cc: Kathy Pomponio, Project Manager Jackie Bartolotta, Site Acquisition Manager

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1	PITTSFORD	
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### TOWN OF PITTSFORD ZONING BOARD OF APPEALS APPLICATION FOR AREA VARIANCE

Submission Date: March 24, 2023	Hearing Date: May 15, 2023
Applicant: Bell Atlantic Mobile Systems LLC d/b/a Verizon V	Nireless
Address: 1275 John Street, Suite 100, West Henrietta, NY 14	4586
Phone:	E-Mail:
Agent: Jared C. Lusk, Esq., Nixon Peabody LLP, attorneys for	or Verizon Wireless
(if different than	Applicant)
Address: 1300 Clinton Square, Rochester, NY 14604	
Phone: (585) 263-1140 - Jared Lusk, Esq.	E-Mail: jlusk@nixonpeabody.com
Property Owner: Town of Pittsford	
(if different than	Applicant)
Address: 11 S. Main Street	
Phone: (585) 248-6200	E-Mail:
(If applicant is not the property owner please comple	ete the Authorization to Make Application Form.)
Property Location: 60 Golf Avenue	Current Zoning: RN
Tax Map Number: 151.15-2-34	
Application For:	ommercial 🗹 Other
Please describe, in detail, the proposed project:	
Construct and operate a 125' wireless telecommunica Code.	ations facility, 25' taller than permitted under
SWORN STATEMENT: As applicant or legal agent for the abo statements, descriptions, and signatures appearing on this form the best of my knowledge. (Owner or Applicant Signature)	

(Owner or Applicant Signature) Jared C. Lusk, Esq., Nixon Peabody LLP, attorneys for Verizon Wireless

### **TESTS FOR GRANTING AREA VARIANCES (Continued)**

3. Please explain whether the requested area variance is minimal or substantial:

See Exhibit G.

4. Please explain why you feel the requested area variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or zoning district:

See Exhibit G.

• NOTE: Consideration of the following question shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of an area variance;

8

5. Is the alleged difficulty self-created?

•

See Exhibit G.

#### EXHIBIT B

#### **PROJECT DESCRIPTION**

Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless ("<u>Verizon Wireless</u>"), a federally licensed wireless telecommunications provider, currently has service inadequacies in the Town of Pittsford and the surrounding areas, with nearby sites operating at or near exhaustion unable to provide the requisite coverage and requiring an offload of capacity. The only way to remedy this is to locate a wireless telecommunications facility in a technologically appropriate site. The proposed site is located at 60 Golf Avenue in the Town of Pittsford (the "<u>Site</u>"). This application includes, on behalf of Verizon Wireless, a request for a special use permit and site plan approval from the Town Planning Board and a height variance from the Zoning Board of Appeals to construct and operate a wireless telecommunications facility at the Site (the "<u>Project</u>") in order to render adequate and reliable wireless telecommunications service to emergency services, businesses and individuals in and around the Town of Pittsford.

The Project will involve the construction of a 125' tall monopole tower (plus 4' lightning rod), together with other site improvements as shown on the enclosed site plan prepared by Costich Engineering, P.C.

Wireless telecommunications use has burgeoned since the technology was introduced in the mid-1980s. Wireless telecommunications technology provides a critical link for emergency services, such as ambulances, which use such service to transmit vital signs and medical information via medical telemetry. Increasingly, police forces are relying on wireless telecommunication devices to communicate with dispatch and receive calls for assistance. Additionally, many businesses heavily rely on wireless telecommunications service, and individuals use it not only for their convenience, but for safety reasons as well.

Essentially, wireless telecommunications devices operate by transmitting a very low power radio signal between the wireless telecommunication device and an antenna mounted on a tower, pole, building or other structure. The antenna feeds the signal to electronic apparatus housed in a small equipment shelter located near the antenna (the "<u>Base Station</u>"), where it is connected to an ordinary telephone line, and is then routed anywhere in the world. The antennas and Base Station are known as a "cell site."

Because of the low power, a cell site is capable of transmitting to and from wireless telecommunication devices only within a limited geographic area. This limited geographic area is called a "cell." A cell site must be located within a prescribed area in order to provide coverage for the entire cell.

Wireless telecommunications technology requires that cells overlap somewhat in order to provide uninterrupted service. When the wireless telecommunications user moves into a new cell, the transmission is automatically transferred to the cell site in the new cell. If there is no cell site in the new cell, there is no wireless telecommunications service.

Because each cell site must be placed in such a manner as to provide service within a particular cell, and so as to provide overlapping (but not duplicate) coverage with the existing or planned cells around it, there is limited flexibility as to where a cell site can be placed. Wireless telecommunication providers conduct a thorough engineering study, using an elaborate computer program known as a "propagation study." A propagation study shows, based on cell boundaries, topography and other factors, where a cell site needs to be located in order to provide wireless telecommunications coverage in a particular cell. The wireless telecommunication companies and RF engineers identify technologically feasible locations for the cell site.

As set forth in this application, Verizon Wireless meets the legal standards for receiving a special use permit and site plan approval for the Project. Moreover, the Project will not pollute, will not create noise or vibration, will not create any significant increase in traffic, will not create any environmental problems, will not increase population density, and will not create any demand on governmental facilities. Thus, the Project will not create any detriment to adjoining properties or change the character of the neighborhood. Instead, the Project will enhance governmental facilities and promote the public welfare by providing a modern, more efficient system of communications for police, fire and other emergency services, as well as provide modern wireless telecommunications service to business, industry and individuals.

#### EXHIBIT G

#### **COMPLIANCE WITH THE APPLICABLE AREA VARIANCE STANDARDS**

As discussed in <u>Exhibit C</u>, the legal standard applicable to Verizon Wireless is the relaxed standard afforded to public utilities, rather than the zoning standards generally applied, and this relaxed standard is the same regardless of whether the utility applies for a special use permit, an area variance or any other type of zoning approval. Nonetheless, as demonstrated below, Verizon Wireless also complies with the generally applicable requirements for an area variance.

In determining whether to grant an area variance, the Board must consider the "benefit to the applicant if the variance is granted as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant." Town Law § 267-b 3(b).

In the present case, the benefit for Verizon Wireless would be the ability to fulfill its charge as a public utility and provide essential cellular telephone service to emergency services, businesses and individual users. If the bulk requirements imposed by the Zoning Ordinance are not varied, Verizon Wireless would not be able to properly provide reliable wireless telecommunications service for the 490 and Golf coverage area. This service deficiency would cause users to lose service within the coverage area, including emergency services, businesses and individuals and would be contrary to the Federal goals of proper deployment of this service and Verizon Wireless' FCC license. On the other hand, the only detriment to the neighborhood if the variance is granted would be some ability to see the facility. However, the community would benefit by having access to a modern, reliable cellular communications system, and all towers have become a normal part of the landscape.

# (1) Whether an undesirable change will be produced in the character of neighborhood or a detriment to the nearby properties will be created by the grant of the variances.

As set forth in this application, the granting of the 25' variance will not cause any meaningful detriment to the neighborhood or nearby properties and must be balanced against the placement of the tower on Town property adjacent to Interstate 490 (a lower point on the parcel). Reliable service could be provided with a 125' monopole structure. Also, the Project will not 4858-5316-5315.1

pollute, will not create noise or vibration, will not increased population density, will not create any demand on governmental services, and will not create any increase in traffic and is not required to be lit. Again, it is an inert facility and, as such, is in harmony with the orderly development of the area as well as the nationwide wireless telecommunications network.

### (2) Whether the benefit sought by the applicant can be achieved by some feasible method other than the area variances.

Applicant can only achieve the minimum necessary service coverage needs for this area with a monopole structure of 121'. If the area variance is not granted, Applicant will not be able to provide reliable service to this area from that location.

#### (3) Whether the requested area variance is substantial.

Applicant submits that the extra 25' is insubstantial given the surrounding infrastructure limiting its overall visibility.

### (4) Whether the proposed variances will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.

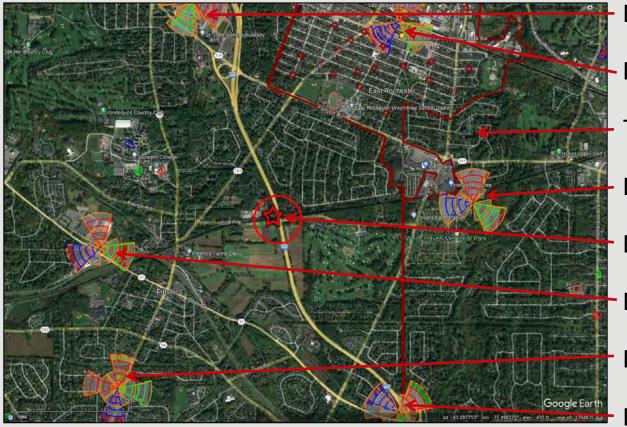
As discussed above, an extra 25' on top of the tower will not have any adverse effects or impacts, and will not be noticeable to the casual observer. Furthermore, the Project will enhance the public health, safety, welfare and convenience by providing a modern, more efficient system of communications for police, fire and other emergency services, as well as by providing modern wireless telecommunications service to business, industry and individuals.

# (5) Whether the alleged difficulty was self-created which determination with consideration shall be relevant to the decision of the Board of Appeals, but shall not necessarily preclude the granting of the area variance.

As explained above, Verizon Wireless' need for an extra 25' is due to the coverage requirements and the location desired by the Town on its property.

# Verizon Wireless Communications Facility

Engineering Necessity Case – "490 & Golf"



Existing St. John Fisher Site

Existing E. Rochester Site

Town of Perinton

**Existing White Haven Site** 

Project Location (490&Golf)

**Existing Pittsford Site** 

Existing Pittsford DT Site

Existing 490 & 31 Site

Prepared by: Michael R. Crosby, RF Engineer IV, Verizon Wireless

Project: The project is the installation and operation of a new tower co-located wireless telecommunications site in the Town of Pittsford (the "Project Facility").

# Introduction

The purpose of this subsequent analysis is to summarize and communicate the technical radio frequency (RF) information used in the justification of this new site.

Coverage and/or capacity deficiencies are the two main drivers that prompt the need for a new wireless communications facility/site. All sites provide a mixture of both capacity and coverage for the benefit of the end user.

**Coverage** can be defined as the existence of signal of usable strength and quality in an area, including but not limited to in-vehicles or in-buildings.

The need for improved coverage is identified by RF Engineers that are responsible for developing and maintaining the network. RF Engineers utilize both theoretical and empirical data sets (propagation maps and real world coverage measurements). Historically, coverage improvements have been the primary justification of new sites.

**Capacity** can be defined as the amount of traffic (voice and data) a given site can process before significant performance degradation occurs.

When traffic volume exceeds the capacity limits of a site serving a given area, network reliability and user experience degrades. Ultimately this prevents customers from making/receiving calls, applications cease functioning, internet connections time out and data speeds fail. This critical condition is more important than just a simple nuisance for some users. Degradation of network reliability and user experience can affect emergency responders and to persons in a real emergency situation can literally mean life or death.

\*Note that, while Verizon Wireless provides sufficient evidence to establish the existence of a coverage gap and capacity need in this case, the FCC recently confirmed that federal law does not require a provider to establish the existence of a coverage/capacity gap to establish the need for a site. There are several ways by which an applicant can establish site need. See Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment," FCC 18-133, 85 FR 51867, at ¶ 37 (October 15, 2018) (confirming that the test for establishing an effective prohibition is whether "a state or local legal requirement materially inhibits a provider's ability to engage in any of a variety of activities related to its provision of a covered service," and this test is met "not only when filling a coverage gap but also when densifying a wireless network, introducing new services or otherwise improving service capabilities") (emphasis added).



# **Project Need Overview**

The project area, located in the north-eastern portion of the Town of **Pittsford** is currently served by three sites. These sites are overloaded requiring capacity relief. Additionally the project area is subject to significant terrain and or foliage challenges for RF (signal) propagation. This terrain and or foliage combined with long distance prevent effective propagation of Verizon's RF signals into this area compounding the capacity issue with areas of variable coverage creating significant gaps in coverage.

The first serving site is **East Rochester**, located in the Village of East Rochester, is approximately one and one half miles north east (of the project location) situated on an existing water tower located off West Maple Ave. While this site provides weak/variable coverage in portions of the project area, it does so from a terrain and or foliage + distance challenged position making the site not capable of efficiently or effectively providing adequate coverage or capacity.

The second serving site is **Pittsford**, located in the Town of Pittsford, is approximately one mile west (of the project location) on an existing tower off 31 (Monroe Ave). While this site provides weak/variable coverage in portions of the project area, it does so from a terrain and or foliage + distance challenged position making the site not capable of efficiently or effectively providing adequate coverage or capacity.

The third serving site is **White Haven**, located in the Town of Perinton, is approximately one and one quarter miles east (of the project location) situated on an existing tower at White Haven Memorial Park off Marsh Rd. While this site provides weak/variable coverage in portions of the project area, it does so from a terrain and or foliage + distance challenged position making the site not capable of efficiently or effectively providing adequate coverage or capacity.

Available (mid band AWS) carriers at these and other area sites are not capable of effectively serving/offloading the project area due to inherent propagation losses from distance, challenging terrain and in building coverage losses negatively impacting mid band coverage and capacity offload capabilities. There are other Verizon sites in this general area but due to distance and terrain they also do not provide any significant overlapping coverage in the area in question that could allow for increased capacity and improved coverage from other sources.

The primary objectives for this project are to increase capacity and provide and or improve coverage throughout the north-eastern portion of the Town of Pittsford, more specifically portions of I-490, Golf Ave, Washington Rd, North Main St, Random Woods, New England Dr, Landsdowne Ln, Cranswick Ln, Duxbury Way, Oak Manor Ln, KirkLees Rd, Shire Oaks Dr, Charmwood Rd, Callingham Rd, Marsh Rd, Arlington Dr, Wood Creek Dr, Creek Ridge, Monroe Golf Club, as well as neighboring residential and commercial areas along and near these roads. In order to offload capacity from East Rochester, Pittsford and White Haven, a new dominant server must be created. This new dominant coverage will effectively offload the existing overloaded sites/cells as well as provide improved coverage where significant gaps exist today.

Following the search for co-locatable structures to resolve the aforementioned challenges and finding none available, Verizon proposes to attach the necessary antenna(s) to a new 125' tower located at 60 Golf Ave, Pittsford, NY 14534. Verizon's antennas will utilize 121' for the ACL (Antenna Center Line) with a top of antenna height of 125'. This solution is the minimum height necessary to provide the coverage and capacity improvements needed.



# Wireless LTE (Voice and Data) Growth

Wireless smart city solutions are being used to track available parking and minimize pollution and wasted time.

101-0-1

A DECK

These same solutions are being used to track pedestrian and bike traffic to help planning and minimize accidents.

Smart, wireless connected lighting enables cities to control lighting remotely, saving energy and reducing energy costs by 20%.

4G technology is utilized to track and plan vehicle deliveries to minimize travel, maximize efficiency, and minimize carbon footprint.

4G technology is also used to monitor building power usage down to the circuit level remotely, preventing energy waste and supporting predictive maintenance on machines and equipment.

Wireless sensors placed in shipments are being used to track temperature-sensitive medications, 1.0.0 2 equipment, and food. This is important for preventing the spread of food-borne diseases that kill 3,000 Americans each year.

Source: Verizon Innovation Center, February. 2018

Wireless is a critical component in schools and for today's students.

20,000 learning apps are available for iPads. 72% of iTunes top selling educational apps are designed for preschoolers and elementary students.



600+ school districts replaced text books with tablets in classrooms.

77% of parents think tablets are beneficial to kids.

74% of school administrators feel digital content increases student engagement.



#### 70% of teens use cellphones to help with homework.

Source: CTIA's Infographics Today's Wireless Family, October, 2017

#### A wireless network is like a highway system...



US, mobile data traffic was 1.3 Exabytes per month in 2016, the equivalent of 334 million DVDs each month or 3,687 million text messages each second according to Cisco VNI Mobile Forecast Highlights, 2016-2021, Feb 2017



#### Wireless facilities and property values.

Cell service in and around the home has emerged as a critical factor in home-buying decisions.



National studies demonstrate that most home buyers value good cell service over many other factors including the proximity of schools when purchasing a home.



More than 75% of prospective home buyers said a good cellular connection was important to them.1

The same study showed that 83% of Millennials (those born between 1982 and 2004) said cell service was the most important fact in purchasing a home

90% of U.S. households use wireless service. Citizens need access to 911 and reverse 911 and wireless may be their only connection.2





The average North American smartphone user will consume 48 GB of data per month in 2023, up from just 5.2 GB per month in 2016 and 7.1 GB per month in 2017.<sup>1</sup>



wireless only.<sup>2</sup>

Of American homes are



In North America, the average household has 13 connected devices with smartphones outnumbering tablets 6 to 1.3

Ericsson Mobility Report, November 2017 CDC's 2018 Wireless Substitution: Early Release of Estimates From the National Health Interview Survey, January-July, 2018 IHS Market Connected Device Market Monitor: 01 2016 June 7: 2016



With over 80% of 9-1-1 calls now coming from cell phones...1

### 240 million

911 calls are made annually. In many areas, 80% or more are from wireless devices.<sup>1</sup>

1. National Emergency Number Association, Enhancing 9-1-1 Operations With Automated Abandoned Callback & Location Accuracy (Motorola Solutions) (August 23, 201)

### **Explanation of Wireless Capacity**



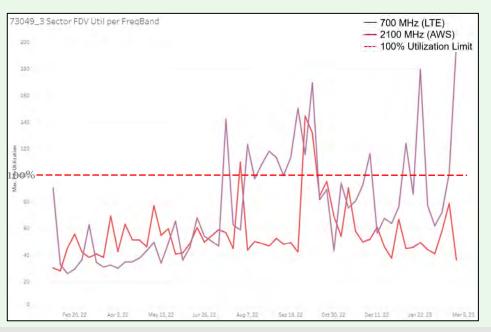
**Capacity** in this analysis is evaluated with up to three metrics further explained below. These metrics assist in determining actual usage for a given site as well as are used to project when a site is expected to run out of capacity (i.e. reach a point of exhaustion where it can no longer process the volume of voice and data requested by local wireless devices, thus no longer providing adequate service).

- Forward Data Volume ("**FDV**"), is a measurement of usage (data throughput) on a particular site over a given period of time.
- Average Schedule Eligible User ("ASEU"), is a measurement of the loading of the control channels and systems of a given site.
- Average Active Connections ("AvgAC") is a measurement of the number of devices actively connected to a site in any given time slot.

Verizon Wireless uses proprietary algorithms developed by a task force of engineers and computer programmers to monitor each site in the network and accurately project and identify when sites will approach their capacity limits. Using a rolling two-year window for projected exhaustion dates allows enough time, in most cases, to develop and activate a new site. It is critical that these capacity approaching sectors are identified early and the process gets started and completed in time for new solutions (sites) to be on air before network issues impact the customers.

### verizon

# Capacity Utilization FDV (East Rochester Gamma)



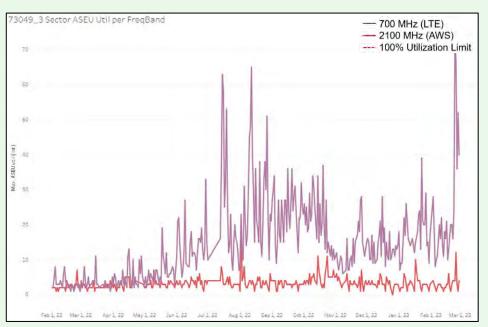
**Summary**: This graph shows FDV (Forward Data Volume) which is a measurement of the customer data usage that this sector currently serves. As this limit is approached, data rates slow to unacceptable levels, potentially causing unreliable service for Verizon Wireless customers.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **East Rochester** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **East Rochester** sector shown above has exceeded its capability of supporting **FDV** requirements as shown by the purple and dark red lines exceeding the max utilization threshold (red dashed line). In order to provide adequate and reliable service to **Pittsford** and the surrounding project area, network densification is required.

### verizon

# Capacity Utilization ASEU (East Rochester Gamma)



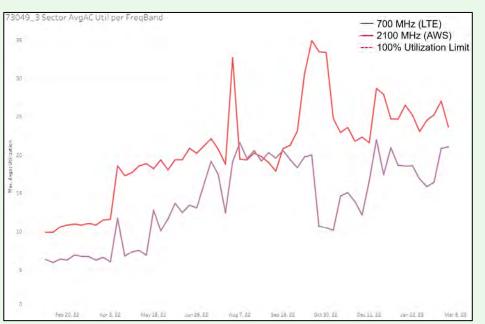
**Summary**: This graph shows ASEU (**A**verage **S**chedule **E**ligible **U**ser). ASEU is a measurement of the loading of the control channels and systems of a given site. The ASEU load is heavily impacted by distant users or those in poor RF conditions.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **East Rochester** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **East Rochester** sector shown above is currently performing normally for the **ASEU** metric. **ASEU** is one of three capacity KPI's used to determine capacity capability in this document. Whether forecasted exhaustion is predicted or historical exhaustion is already experienced only one of the three capacity KPI's are needed per site to justify the need for capacity relief for the sector in question. While this chart does not display historical exhaustion it does show the relative traffic loading between low band and mid band revealing the disparity in coverage capabilities experienced in larger footprint cells and resolved by network densification efforts.



# Capacity Utilization AvgAC (East Rochester Gamma)

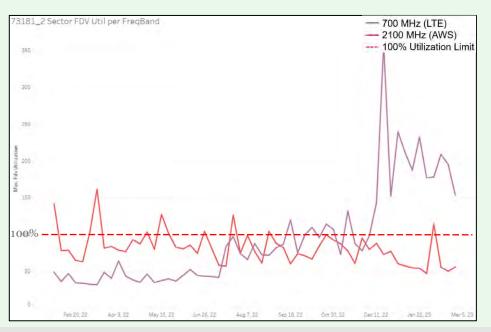


**Summary**: This graph shows AvgAC (Average Active Connections). AvgAC utilization by carrier is a measurement of max active connection capacity per sector in any given time slot. When this limit is reached, no additional devices will be able to connect to the site, resulting in connection failures and dropped calls.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **East Rochester** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **East Rochester** sector shown above is currently performing normally for the **AvgAC** metric. **AvgAC** is one of three capacity KPI's used to determine capacity capability in this document. Whether forecasted exhaustion is predicted or historical exhaustion is already experienced only one of the three capacity KPI's are needed per site to justify the need for capacity relief for the sector in question. While this chart does not display historical exhaustion it does show the relative traffic loading between low band and mid band revealing the disparity in coverage capabilities experienced in larger footprint cells and resolved by network densification efforts.

# **Capacity Utilization FDV (Pittsford Beta)**



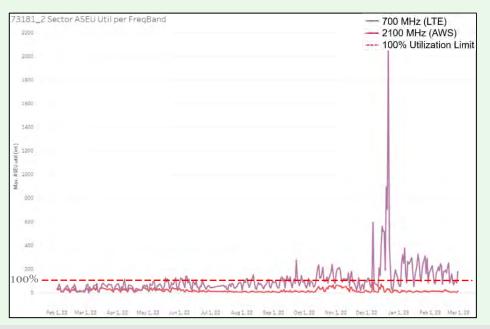
**Summary**: This graph shows FDV (Forward Data Volume) which is a measurement of the customer data usage that this sector currently serves. As this limit is approached, data rates slow to unacceptable levels, potentially causing unreliable service for Verizon Wireless customers.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Beta** sector of the **Pittsford** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **Pittsford** sector shown above has exceeded its capability of supporting **FDV** requirements as shown by the purple and dark red lines exceeding the max utilization threshold (red dashed line). In order to provide adequate and reliable service to **Pittsford** and the surrounding project area, network densification is required.

### verizon

# **Capacity Utilization ASEU (Pittsford Beta)**



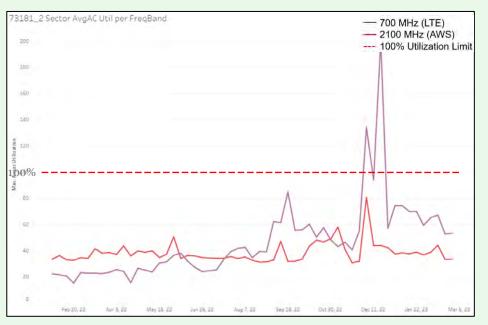
**Summary**: This graph shows ASEU (**A**verage **S**chedule **E**ligible **U**ser). ASEU is a measurement of the loading of the control channels and systems of a given site. The ASEU load is heavily impacted by distant users or those in poor RF conditions.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Beta** sector of the **Pittsford** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **Pittsford** sector shown above has exceeded its capability of supporting **FDV** requirements as shown by the purple line exceeding the max utilization threshold (red dashed line). In order to provide adequate and reliable service to **Pittsford** and the surrounding project area, network densification is required.

### verizon /

### Capacity Utilization AvgAC (Pittsford Beta)



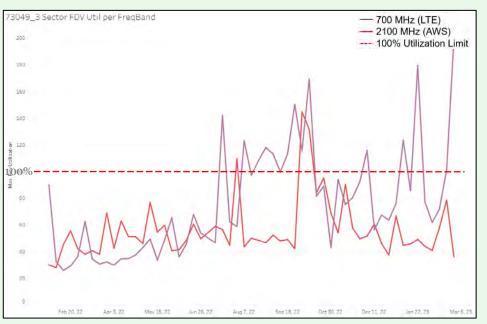
**Summary**: This graph shows AvgAC (Average Active Connections). AvgAC utilization by carrier is a measurement of max active connection capacity per sector in any given time slot. When this limit is reached, no additional devices will be able to connect to the site, resulting in connection failures and dropped calls.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Beta** sector of the **Pittsford** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **Pittsford** sector shown above has exceeded its capability of supporting **AvgAC** requirements as shown by the purple line exceeding the max utilization threshold (red dashed line). In order to provide adequate and reliable service to **Pittsford** and the surrounding project area, network densification is required.

### verizon /

# **Capacity Utilization FDV (White Haven Gamma)**



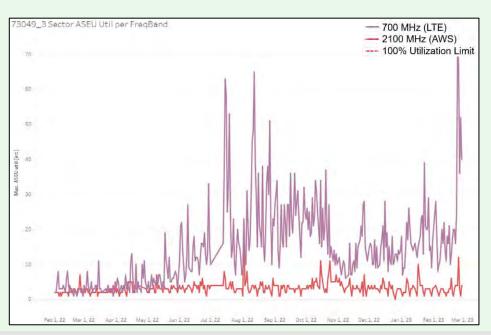
**Summary**: This graph shows FDV (Forward Data Volume) which is a measurement of the customer data usage that this sector currently serves. As this limit is approached, data rates slow to unacceptable levels, potentially causing unreliable service for Verizon Wireless customers.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **White Haven** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **White Haven** sector shown above has exceeded its capability of supporting **FDV** requirements as shown by the purple and dark red lines exceeding the max utilization threshold (red dashed line). In order to provide adequate and reliable service to **Pittsford** and the surrounding project area, network densification is required.

### verizon /

# Capacity Utilization ASEU (White Haven Gamma)



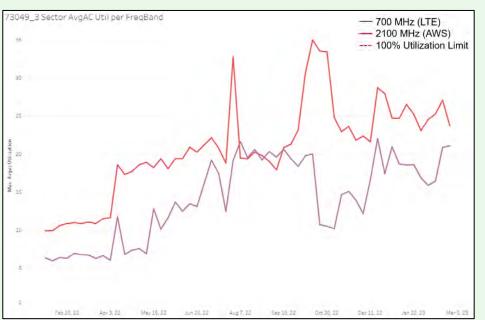
**Summary**: This graph shows ASEU (**A**verage **S**chedule **E**ligible **U**ser). ASEU is a measurement of the loading of the control channels and systems of a given site. The ASEU load is heavily impacted by distant users or those in poor RF conditions.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **White Haven** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **White Haven** sector shown above is currently performing normally for the **ASEU** metric. **ASEU** is one of three capacity KPI's used to determine capacity capability in this document. Whether forecasted exhaustion is predicted or historical exhaustion is already experienced only one of the three capacity KPI's are needed per site to justify the need for capacity relief for the sector in question. While this chart does not display historical exhaustion it does show the relative traffic loading between low band and mid band revealing the disparity in coverage capabilities experienced in larger footprint cells and resolved by network densification efforts.



# Capacity Utilization AvgAC (White Haven Gamma)



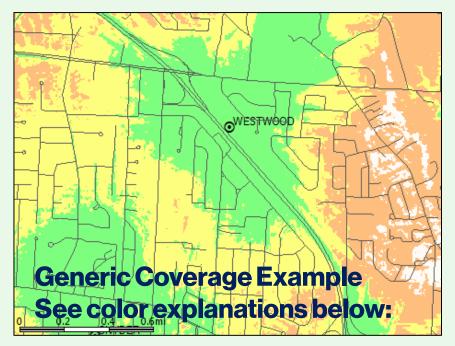
**Summary**: This graph shows AvgAC (Average Active Connections). AvgAC utilization by carrier is a measurement of max active connection capacity per sector in any given time slot. When this limit is reached, no additional devices will be able to connect to the site, resulting in connection failures and dropped calls.

The purple line represents the daily max busy hour 700MHz utilization and the dark red line is daily max busy hour AWS utilization on the **Gamma** sector of the **White Haven** site. The red dashed line is the limit where the sector reaches exhaustion and service starts to significantly degrade. The point in time where we see the purple or dark red lines reach or exceed the red dashed line is when service quickly degrades as usage continues to increase.

**Detail**: The existing **White Haven** sector shown above is currently performing normally for the **Avg AC** metric. **Avg AC** is one of three capacity KPI's used to determine capacity capability in this document. Whether forecasted exhaustion is predicted or historical exhaustion is already experienced only one of the three capacity KPI's are needed per site to justify the need for capacity relief for the sector in question.



# **Explanation of Wireless Coverage**



Note the affect of clutter on the predicted coverage footprint above

**Coverage** is best shown via coverage maps. RF engineers use computer simulation tools that take into account terrain, vegetation, building types, and site specifics to model the RF environment. This model is used to simulate the real world network and assist engineers to evaluate the impact of a proposed site (along with industry experience and other tools).

Many Verizon Wireless sites provide 4G LTE at 700 MHz and 850MHz. As capacity requirements increase, higher frequency (and bandwidth) PCS (1900 MHz) and AWS (2100 MHz) carriers are added. In some mountaintop or long distance situations the mid band (higher frequency) AWS and PCS carriers are not fully effective due to excessive distance (path loss) from the user population.

Coverage provided by a given site is affected by the frequencies used. Lower frequencies propagate further distances, and are less attenuated by clutter than higher frequencies. To provide similar coverage levels at higher frequencies, a denser network of sites is required (network densification).

\*\*Dark Green >/= -75dBm RSRP, typically serves dense urban areas as well as areas of substantial construction (colleges, hospitals, dense multi family etc.) Green >/= -85dBm RSRP, typically serves suburban single family residential and light commercial buildings Yellow >/= -95dBm RSRP, typically serves most rural/suburban-residential and in car applications Orange >/= -105dBm RSRP, rural highway coverage, subject to variable conditions including fading and seasonality gaps White = <-105dBm RSRP, variable to no reliable coverage gap area</p>

More detailed, site-specific coverage slides are later in the presentation \*Signal strength requirements vary as dictated by specific market conditions \*\* Not displayed in example map, layer not used in all site justifications



### **Explanation of 490 & Golf Search Area**



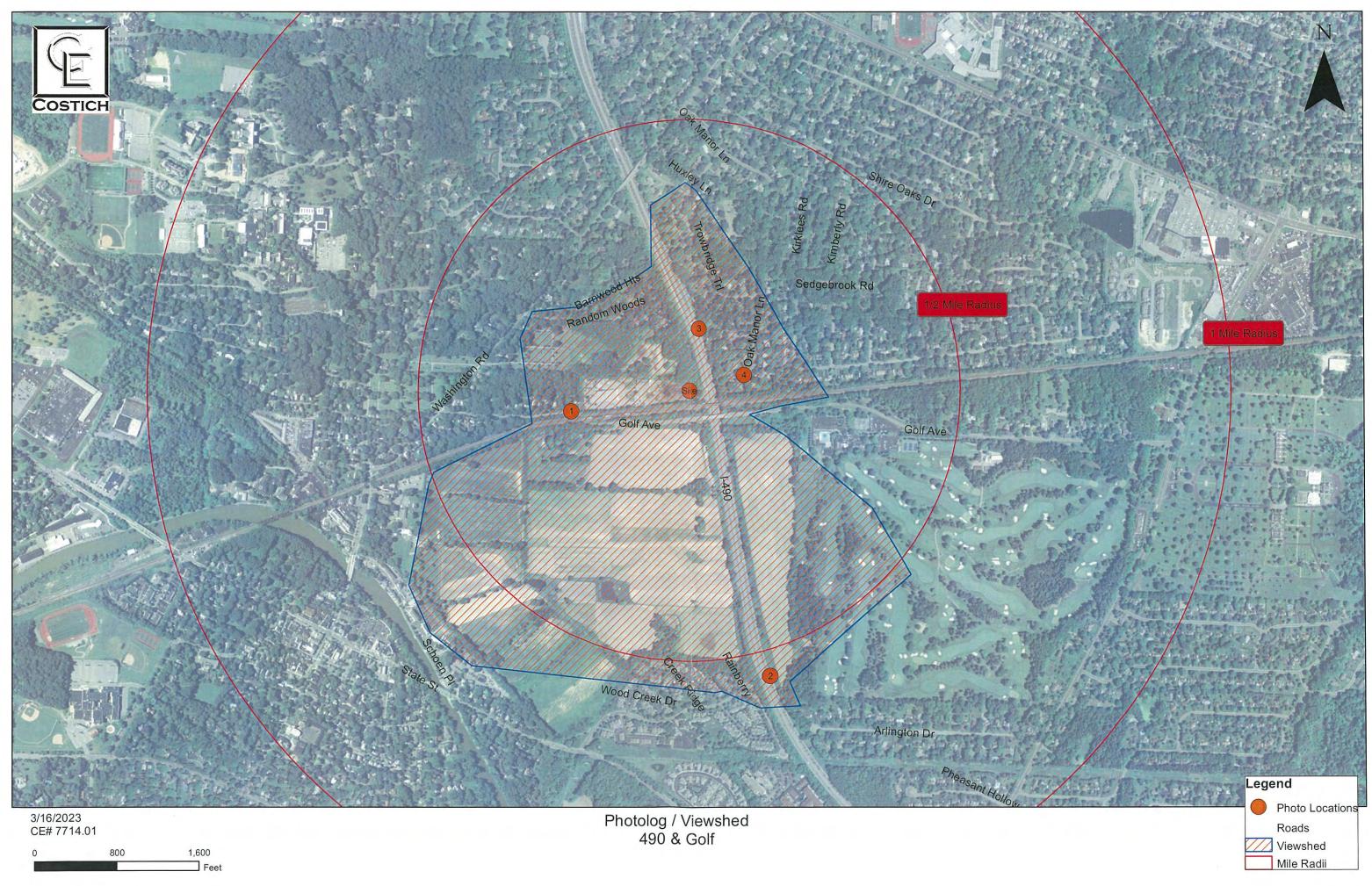
### 490 & Golf Search Area

A **Search Area** is the geographical area within which a new site is targeted to solve a coverage or capacity deficiency. Three of the factors taken into consideration when defining a search area are topography, user density, and the existing network.

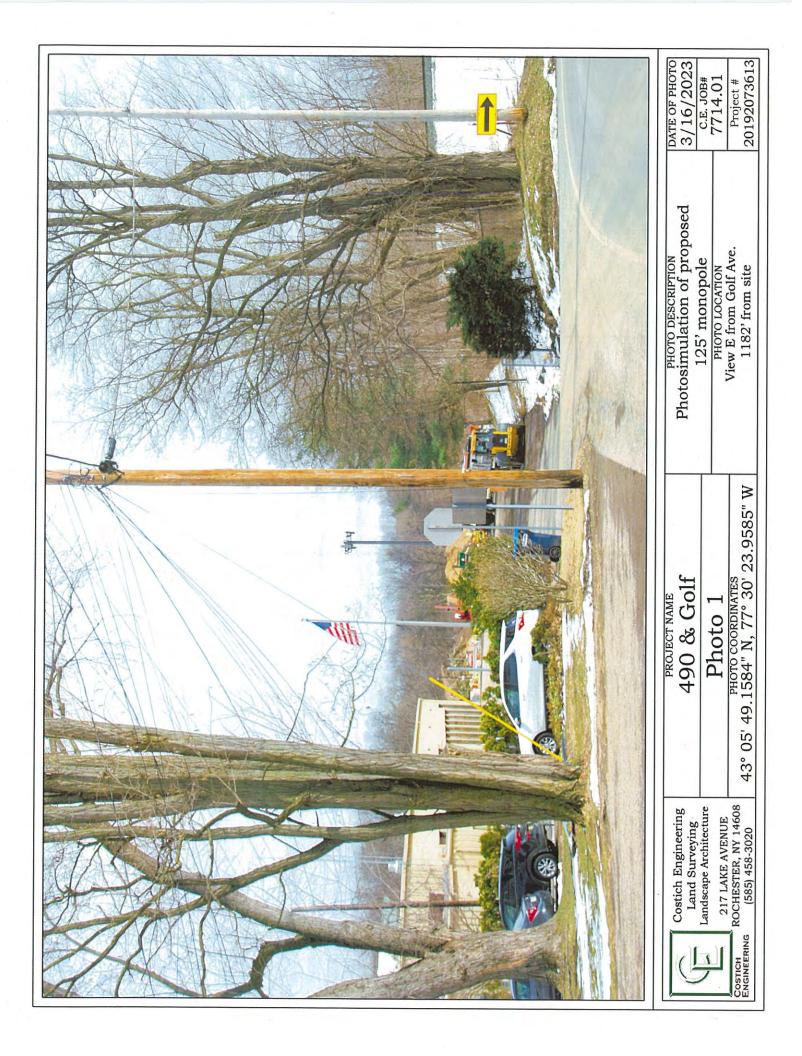
- **Topography** must be considered to minimize the obstacles between the proposed site and the target coverage area. For example, a site at the bottom of a ridge will not be able to cover the other side from a certain height.
- In general, the farther from a site the **User Population** is, the weaker the RF conditions are and the worse their experience is likely to be. These distant users also have an increased impact on the serving site's capacity. In the case of a multi sector site, centralized proximity is essential to allow users to be evenly distributed and allow efficient utilization of the site's resources.
- The existing Network Conditions also guide the design of a new site. Sites placed too close together create interference due to overlap and are an inefficient use of resources. Sites that are too tall or not properly integrated with existing sites cause interference and degrade service for existing users.
- Existing co-locatable structures inside the search area as well as within a reasonable distance of the search area are submitted by site acquisition and reviewed by RF Engineering. If possible, RF will make use of existing or nearby structures before proposing to build new towers.

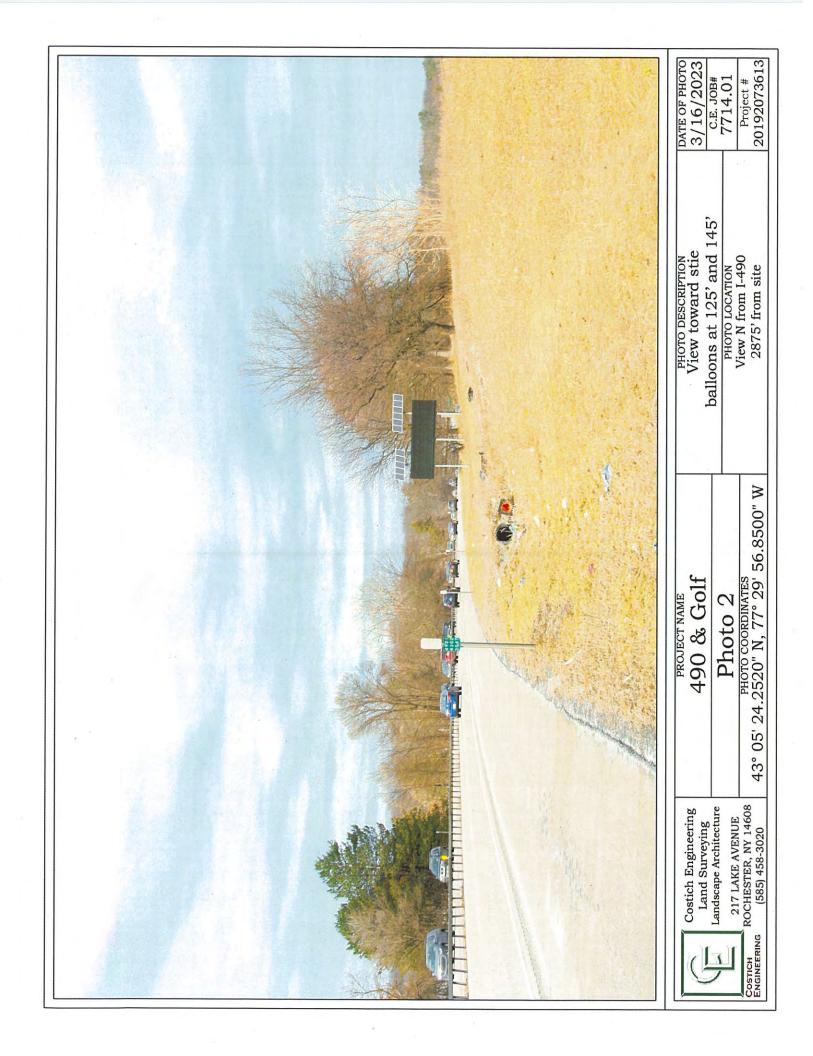
To resolve the coverage and capacity deficiencies previously detailed, Verizon Wireless is seeking to add one new cell facility within this area to improve wireless service capacity and coverage. By providing a new dominant signal area and offloading weak and distant traffic from **East Rochester**, **Pittsford and White Haven** with the proposed site, adequate and reliable service will be restored. The new **490 & Golf** site will provide dominant and dedicated signal to the identified portions of the Town of **Pittsford**. This helps to improve not only the **490 & Golf** project area but will also result with significant improvements to the above mentioned overloaded sites ultimately improving community wide areas in and around the **490 & Golf** project area.

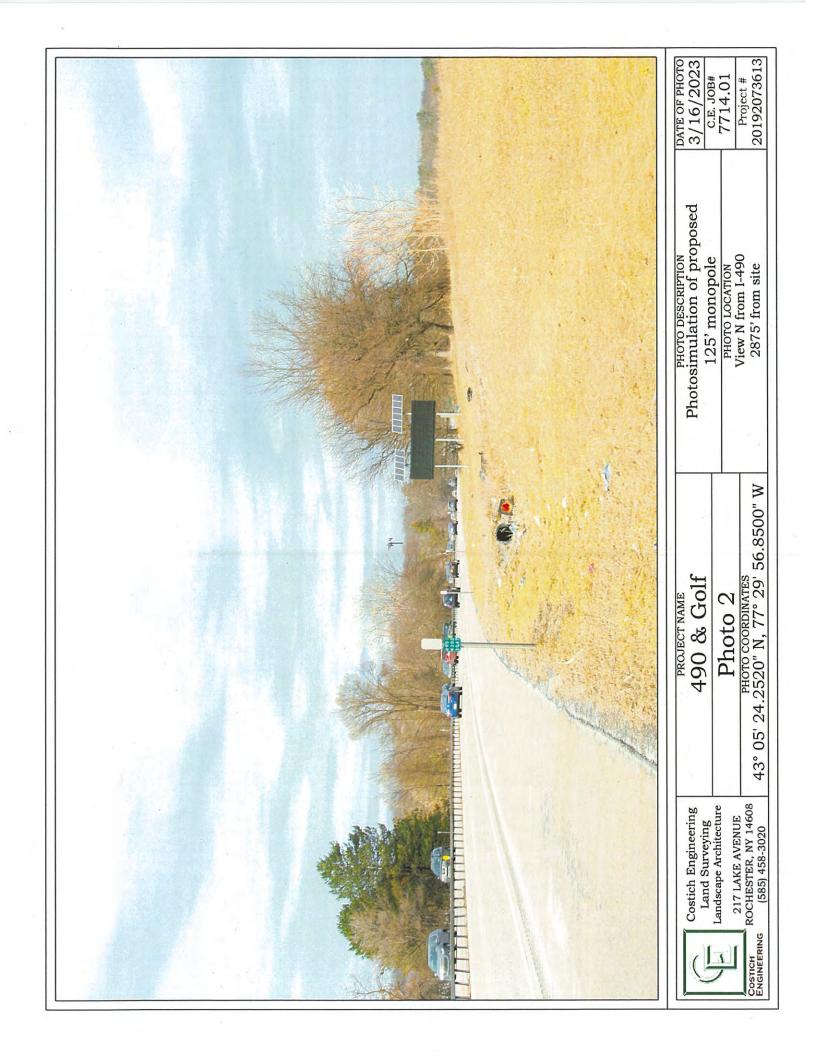


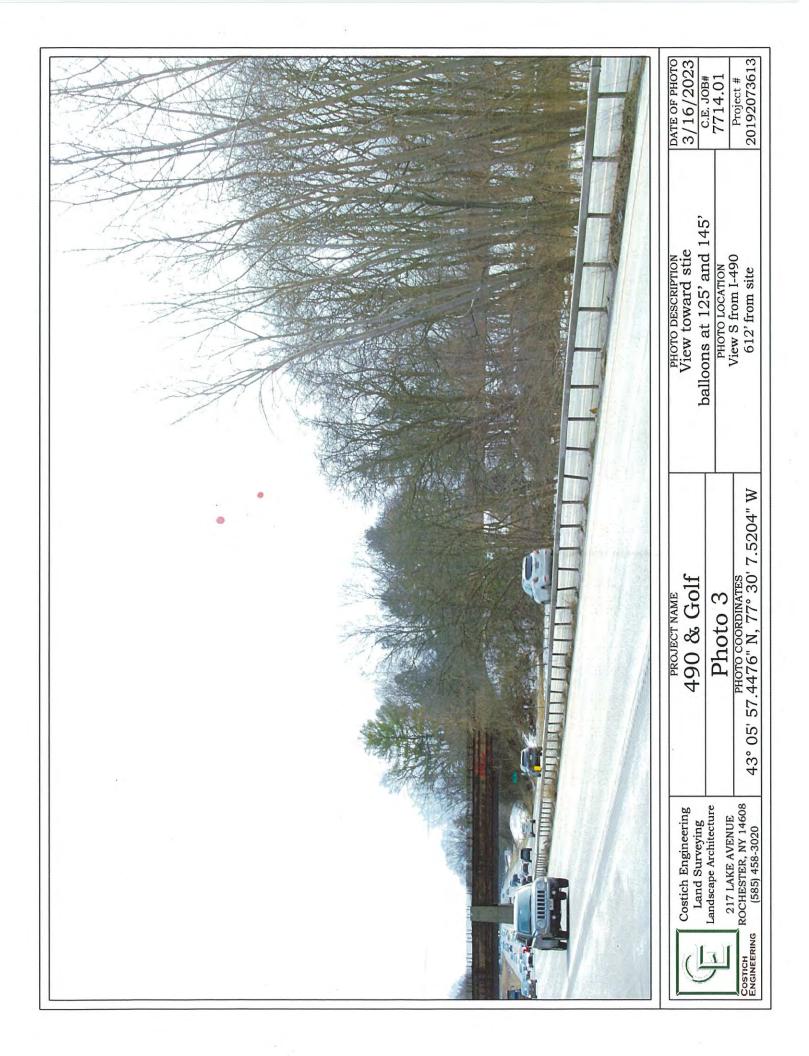


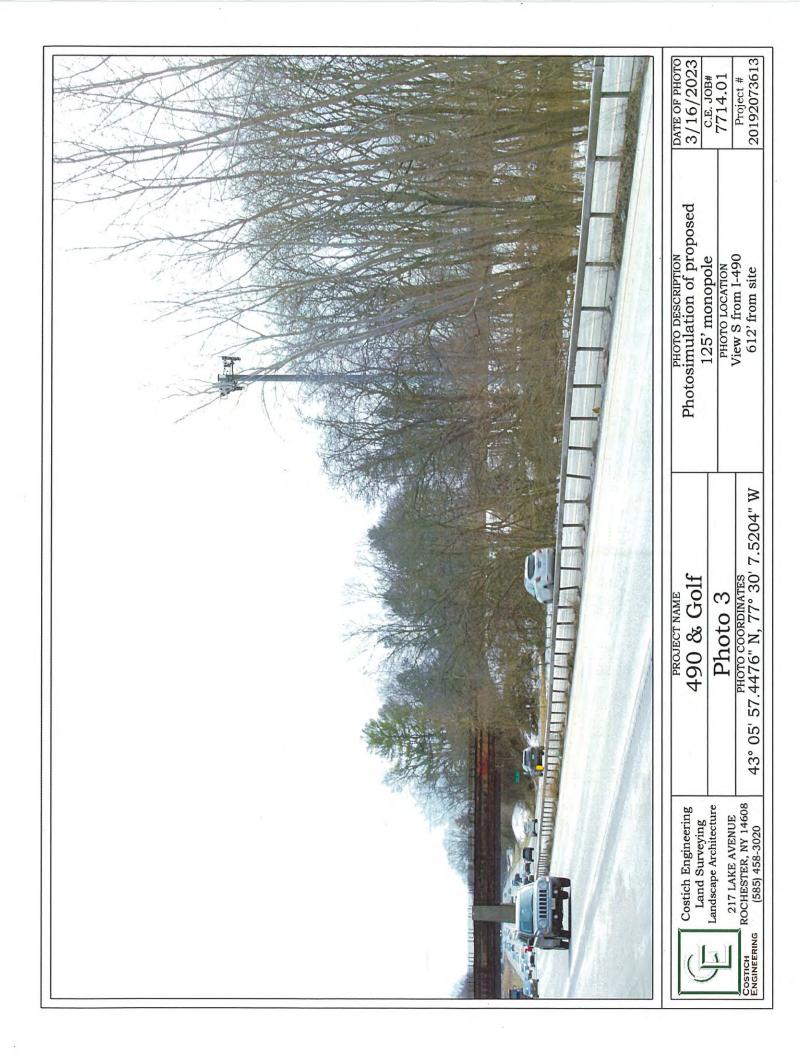
DATE OF PHOTO 3/16/2023 C.E. JOB# 7714.01 Project # 20192073613 balloons at 125' and 145' PHOTO LOCATION View E from Golf Ave. 1182' from site PHOTO DESCRIPTION View toward stie 43° 05' 49.1584" N, 77° 30' 23.9585" W 490 & Golf PROJECT NAME Photo 1 Costich Engineering Land Surveying Landscape Architecture 217 LAKE AVENUE ROCHESTER, NY 14608 (585) 458-3020 COSTICH

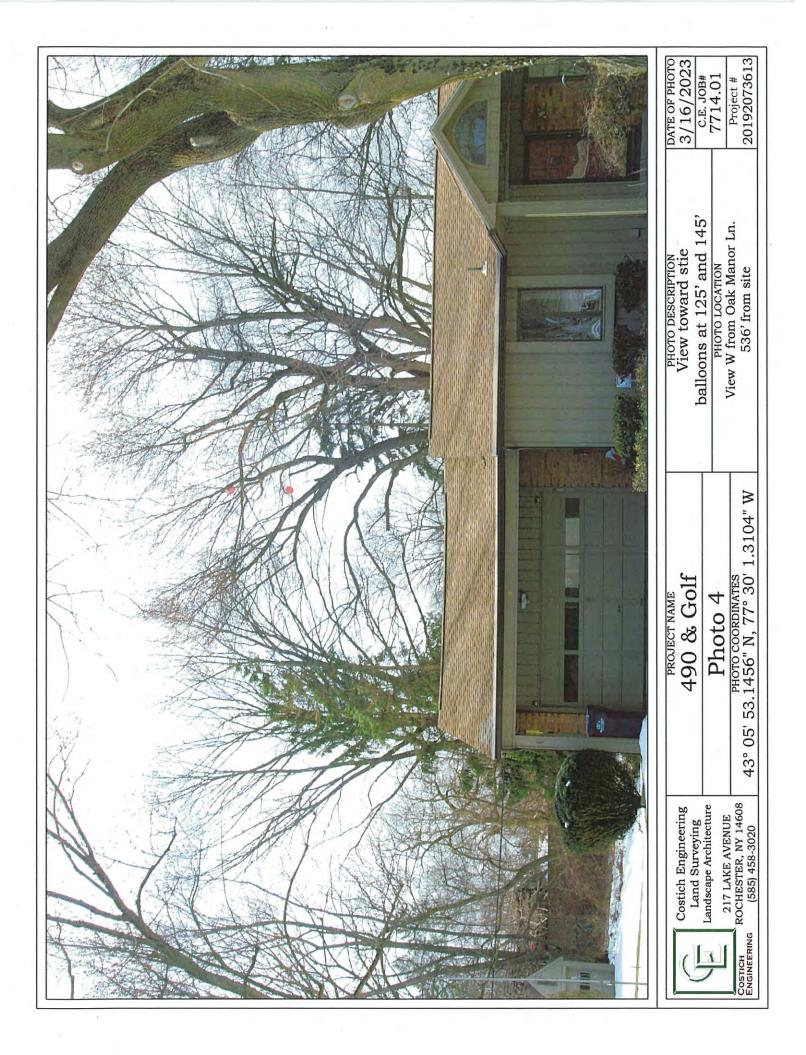


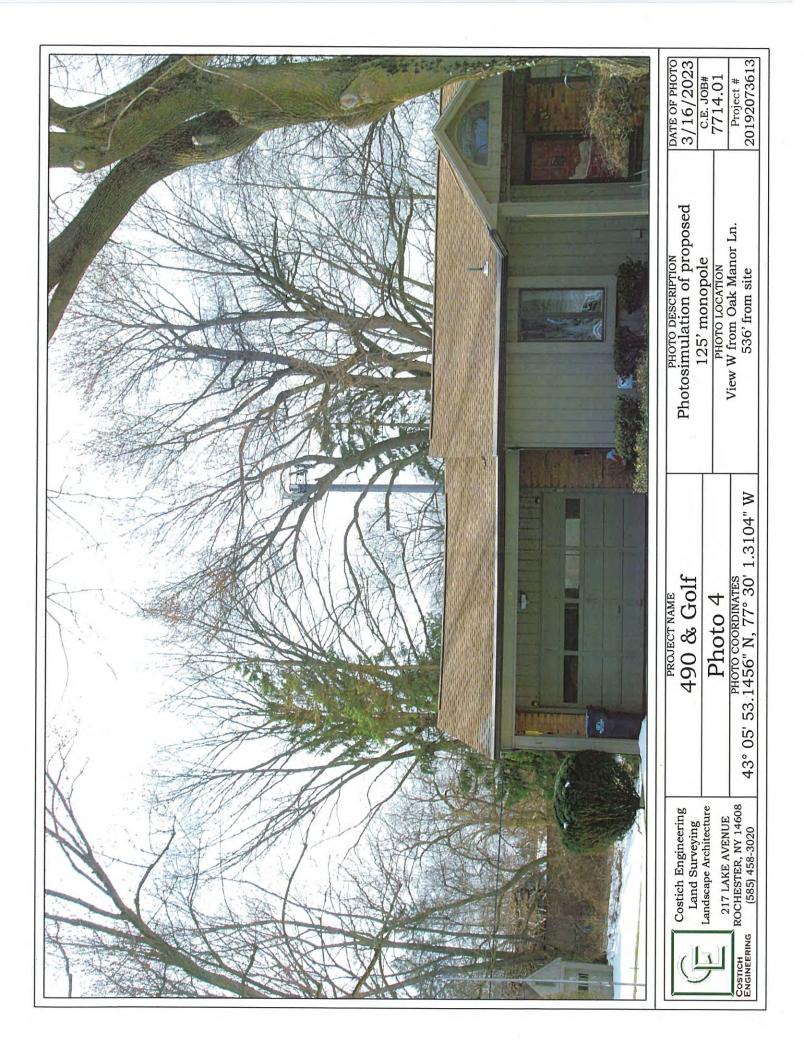












#### AGRICULTURAL DATA STATEMENT

#### (pursuant to NY Ag & Mkt Law 305-a; N.Y. Town Law & 283-a; N.Y. Village Law § 7-739 and N.Y. Gen. Mun. Law 239-m)

	Applicant	Sa. 1	Owner	(if different from applicant)
Name:	Bell Atlantic Mobile System d/b/a Verizon Wireless	s, LLC	ame:	Town of Pittsford
Address:	1275 John Street, Suite 100 West Henrietta, NY 14586	A	ddress:	11 S. Main Street Pittsford, NY 14534
1. T	⊠ Site ⊠ Hei □ Use	cial Use Permit Plan Approval ght Variance(s) Variance division Approval		
	Description of proposed project		eration	of a 125' wireless
3. L	ocation of proposed project:	Address: <u>60 Golf A</u> Tax Map No.: 151.		

4. List all farm operations which are both: (i) located within 500 feet of the boundary of the property upon which the project is proposed, and (ii) located in an agricultural district:

#### SEE ATTACHED

5. Attach a tax map or other map showing the site of the proposed project relative to the location of farm operations identified above. **SEE ATTACHED** 

Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless

By: Nixon Peabody LLP, its attorneys

By Jared C. Lusk

### Short Environmental Assessment Form Part 1 - Project Information

#### **Instructions for Completing**

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless

Name of Action or Project:

490 & Golf Telecommunications Facility

Project Location (describe, and attach a location map):

60 Golf Avenue, Pittsford, NY 14534, Town of Pittsford, Monroe County (T.A.#151.15-2-34, 7.4 +/- acres per tax map)

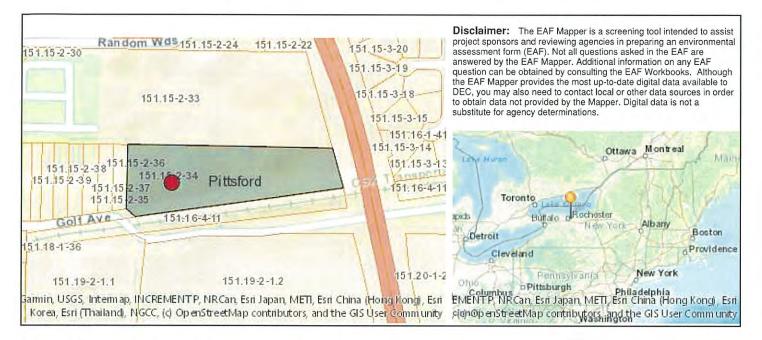
Brief Description of Proposed Action:

Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless is proposing the construction of a wireless telecommunications facility. The facility will consist of a 125' monopole tower (with proposed 4' lightning rod) that will contain a Verizon Wireless antenna array at a centerline 121' AGL, and outdoor equipment cabinets and H-frame within a 30'x50'+/- chain link fence enclosure (6' tall with barbed wire top). The wireless telecommunications equipment, meterboard, transformer and fenced compound are all proposed to be located within a 10,000 SF lease area. Access to the site will utilize an existing asphalt parking lot and existing gravel driveway extending from Golf Avenue.

Name of A	applicant or Sponsor:		Telephone: 585-943-262	3			
Bell Atlantic	Mobile Systems, LLC d/b/a Verizon Wirele	ss	E-Mail: kathy.pomponio@	@verizonwireless.c	om		
Address:							
1275 John S	treet, Suite 100						
City/PO:			State:	Zip Code:	Cip Code:		
West Henrie	ta		NY	14586			
	the proposed action only involve the instruction in the second seco	legislative adoption of a plan, lo	cal law, ordinance,	NO	YES		
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.							
				NO	YES		
If Yes, list agency(s) name and permit or approval: Town of Pittsford Planning Board-Special Permit & Site Plan Approval; Town of Pittsford Zoning Board-Height Variance; Historic Preservation Board review and recommendation							
	3. a. Total acreage of the site of the proposed action? 7.4+/- acres						
	b. Total acreage to be physically disturbed? <u>0.11+/-</u> acres						
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0.75+/- acres							
4. Check all land uses that occur on, are adjoining or near the proposed action:							
5. 🗌 U	5. 🔲 Urban 🗹 Rural (non-agriculture) 🗌 Industrial 🔲 Commercial 🗹 Residential (suburban)						
🗆 F	Forest 🖌 Agriculture 🗌 Aquatic 🖌 Other(Specify): Cemetery; Town DPW, Railroad Tracks						
<b>P</b>	arkland						

5. Is the proposed action,		MEG	1 1/4
5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?			
b. Consistent with the adopted comprehensive plan?			<ul> <li>Image: A start of the start of</li></ul>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Yes, identify:			
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation services available at or near the site of the proposed action?			
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed			
9. Does the proposed action meet or exceed the state energy code requirements?			
		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			
The proposed action meets the states energy code requirements.	<u> </u>		
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			
N/A		✓	
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			
N/A			
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district		NO	VEG
which is listed on the National or State Register of Historic Places, or that has been determined by the	·	NO	YES
Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?			
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	E		
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?		NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	ŀ		
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	ŀ		
Federal Wetland located on property north of proposed site			
	—		
		I	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
Wetland Urban 🗹 Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?		
16. Is the project site located in the 100-year flood plan?	NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	1	
a. Will storm water discharges flow to adjacent properties?		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?		
If Yes, briefly describe:	1.	100
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		
	1	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility? If Yes, describe:		
	1	
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BI MY KNOWLEDGE	EST OF	 7
Applicant/sponsor/name: Bell Atlantic Mobile Systems, LLC Date: 3/9/2023		
Signature: David A. Weisenreder, P.E. Title: Project Engineer-Costich Engineer	ering, DP	С



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

14-14-11 (9/95)-9c

## 617.20 Appendix B State Environmental Quality Review Visual EAF Addendum

490 & Golf Project No 7714.01 3/16/2023

This form may be used to provide additional information relating to Question 11 of Part 2 of the Full EAF.					
(To be completed by Lead Agency) Distance Between					
Visibility		Project and	Resourc	e (in Miles)	)
1. Would the project be visible from:	0-1/4	1/4-1/2	1/2-3	3-5	5+
A.)A parcel of land which is dedicated to and available to the public for the use, enjoyment and appreciation of natural or man-made scenic qualities?					
B.)An overlook or parcel of land dedicated to public observation, enjoyment and appreciation of natural or man- made scenic qualities?					
C.)A site or structure listed on the National or State Registers of Historic Places?					
D.)State Parks?					
E.)The State Forest Preserve?					
F.)National Wildlife Refuges and state game refuges?					
G.)National Natural Landmarks and other outstanding natural features?					
H.)National Park Service lands?					
J.)Rivers designated as National or State Wild, Scenic or Recreational?					
K.)Any transportation corridor of high exposure, such as part of the Interstate System, or Amtrak?	•	•	•		
L.)A governmentally established or designated interstate or inter-county foot trail, or one formally proposed for establishment or designation?					
M.)A site, area, lake, reservoir or highway designated as scenic?					
N.)Municipal park, or designated open space?					
P.)County road? *					
R.)State? *					
S.)Local road? *	Ħ	•	•		
<ol> <li>Is the visibility of the project seasonal? (i.e. screened by summer foliage, but visible during other seasons?</li> <li>□ Yes ■ No</li> </ol>					

3. Are any of the resources checked in questions 1 used by the public during the time of year during which the project will be visible?
 ■ Yes □ No

SEQR

	· .			
DESCRIPTION OF EXISTING VISUAL ENVIR 4. From each item checked in questions 1,		-		
which generally describe the surroundin	g environment.		•	
· · · · · · · · · · · · · · · · · · ·			Within	
Essentially undeveloped		*1/4 m	ile	* 1 mile
Forested				
Agricultural		Ħ		
Suburban residential		•		■.
Industrial				
Commercial				
Urban				
River, Lake, Pond				
Cliffs, Overlooks				
Designated Open Space				
Flat		_		-
Hilly				
Mountainous				
		. ப		
Note: add attachments as needed				
5. Are there visually similar projects within:				
* 1/4 mile 🔲 Yes 🔳	No *			
* 1 mile □ Yes ■ * 1 ½ miles □ Yes ■	No * No *			
* 3 miles 🔳 Yes 🗌	No *			
* Distance from project site are provide	d for assistance.	Substitute other	distances as appr	opriate.
<ul><li>EXPOSURE</li><li>6. The annual number of viewers likely to obset</li></ul>	Ne the proposed	project is 2.69	5 400*	
NOTE: When user data is unavailable or unkno	wn, use best esti	mate.		
CONTEXT				
7. The situation or activity in which the viewers	are engaged whil	e viewing the pro	posed action is	
A - 41 - 14 -		FREQU	ENCY	
Activity			Holidays/	
	Daily	Weekly	Weekends	Seasonal
Travel to and from work	•			
Involved in recreational activities	Π,			
Routine travel by residents				
At a residence				
At worksite				

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#### 490 & Golf Project No 7714.01 3/16/2023

#### SUPPLEMENTAL DATA FOR VISUAL EAF ADDENDUM

R.) State Roads

	Distance Between Project and
State Roads	Resource (Miles)
I-490	0.04 - 0.61
SR 53 Washington Rd.	0.31

P.) County Roads

	Distance Between Project and
County Roads	Resource (Miles)
(	
Golf Ave	0.06 - 0.29

#### S.) Local Roads

Local Roads	Distance Between Project and Resource (Miles)
Torwood Cr.	0.15
Random Woods	0.18032
Oak Manor Ln.	0.10 - 0.23
Trowbridge Ln.	0.18 - 0.37
Creek Ridge	0.52
Wood Creek Ln.	0.57
Rainberry	0.55

6. Established by assuming a percentage of travelers within the viewshed who will actually observe the project. ADT information taken from NYSDOT Traffic Data Viewer.

State Roads

ADT x % I-490 73600 x .10 **= Est. # of Viewers** 7360

**Total Average Daily Viewers** 

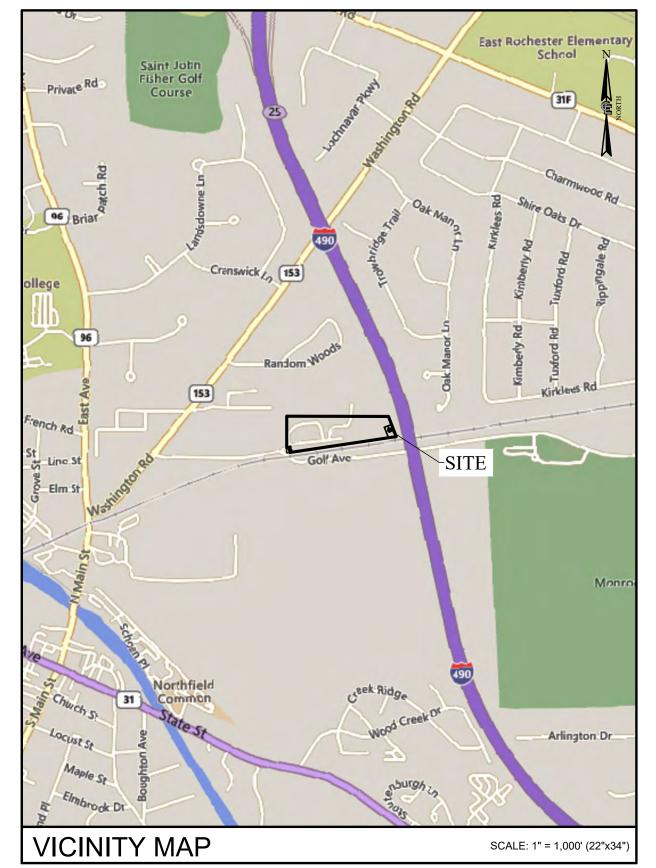
=	7360
х	365 days per year

Total Estimated Viewers per Year

= 2,686,400/ year\*

# BELL ATLANTIC MOBILE SYSTEMS LLC d/b/a

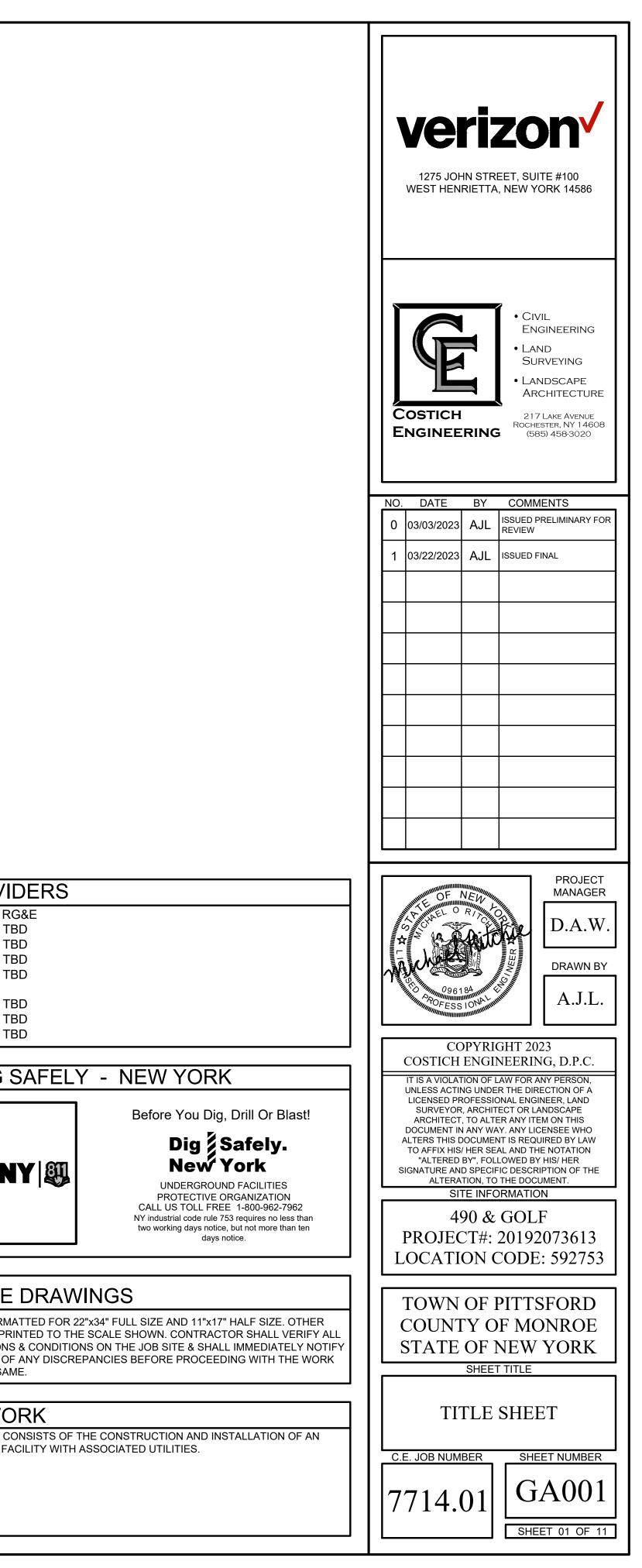


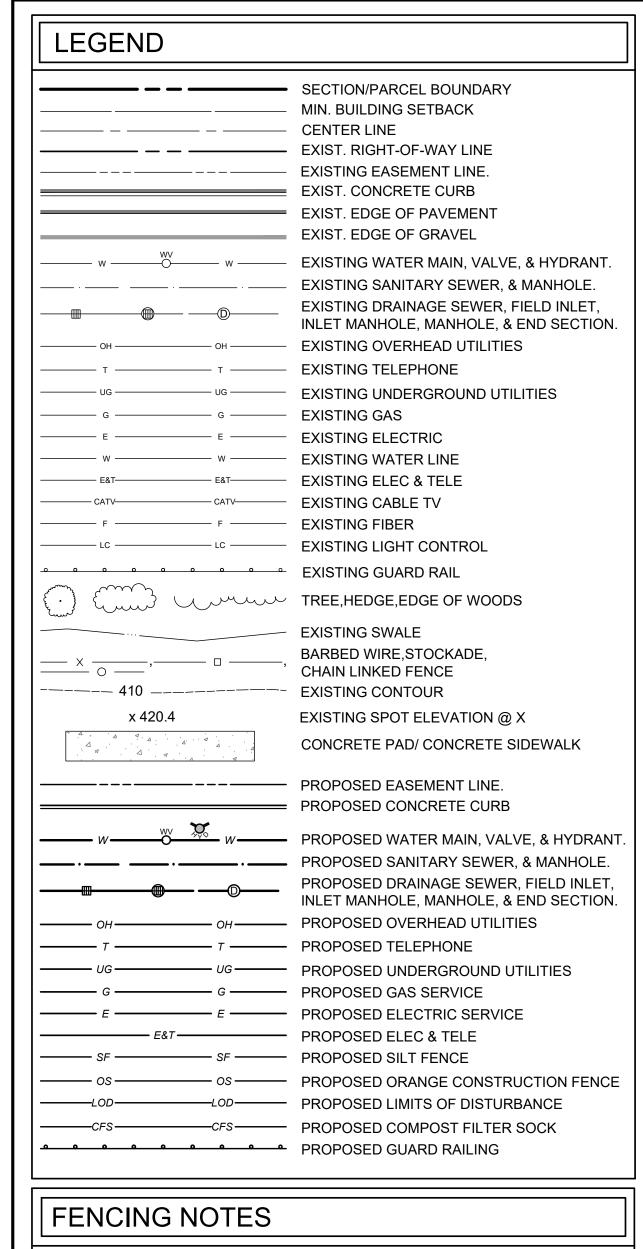


PROJECT SUMMARY/DI		
SITE ADDRESS:	60 GOLF AVENUE	
	PITTSFORD, NEW YOR	
MUNICIPALITY:	TOWN OF PITTSFORD	
COUNTY:	MONROE	
TAX MAP NUMBER:	151.15-2-34 (7.4 ACRES	
ZONING DISTRICT:	RESIDENTIAL NEIGHBO	
PROPERTY SETBACKS:	FRONT - TBD	
	REAR - 20 FEET	
	SIDE - 20 FEET	
LATITUDE:	43.097457° (43° 05' 50.8	
LONGITUDE:	-77.502193° (77° 30' 07.	
BASE ELEVATION:	437.5'± AMSL	
PROPERTY OWNER:	TOWN OF PITTSFORD	
	11 S MAIN STREET	
	PITTSFORD, NEW YOR	
APPLICANT:	BELL ATLANTIC MOBIL	
	d/b/a VERIZON WIRELE	
	1275 JOHN STREET, SU	
	WEST HENRIETTA, NY	
CONTACT:	KATHY POMPONIO	
PHONE:	(585) 943-2623	
LIMITS OF DISTURBANCE:	0.11 ACRES	

LOCATION CODE: 592753

ECTORY		<b>ROJECT SUMMARY/DIRECTOR</b>	UTILITY PROV		
	SHEET	DESCRIPTION	REV	REVISION	ELECTRIC PROVIDER: F
RK 14534	#	DESCRIPTION	NO	DATE	ESR #:
	GA001	TITLE SHEET	1	03/22/2023	ACCOUNT #:
	GA002	GENERAL NOTES	1	03/22/2023	PLANNER:
					PHONE:
	VA100	SURVEY PLAN	1	03/22/2023	
S PER TAX MAP)	VA110	SURVEY NOTES AND DESCRIPTIONS	1	03/22/2023	FIBER:
					PLANNER:
ORHOOD (RN)	CA100	OVERALL SITE PLAN	1	03/22/2023	PHONE:
	CA110	COMPOUND PLAN	1	03/22/2023	
	CA120	GRADING AND EROSION CONTROL PLAN	1	03/22/2023	DIG
	CA500	TOWER ELEVATION, ORIENTATION AND RF INFO	1	03/22/2023	
85" N)	CA501	EQUIPMENT ELEVATIONS	1	03/22/2023	
.89" W) PER REF #6	CA502	SITE DETAILS	1	03/22/2023	
· · · · · · · · · · · · · · · · · · ·	CA503	SITE DETAILS	1	03/22/2023	
					UDIG·N
RK 14534					
LE SYSTEMS, LLC					
ESS					
UITE 100					
/ 14586					
					DO NOT SCALE
					THESE DRAWINGS ARE FORM SIZED VERSIONS ARE NOT P
					PLANS, EXISTING DIMENSION
					THE ENGINEER IN WRITING C
					OR BE RESPONSIBLE FOR SA
					SCOPE OF W
					1. THE PROPOSED WORK (
					UNMANNED WIRELESS F





- CORNER POSTS, PULL POSTS, AND END POSTS SHALL BE 3" NOMINAL O.D., SCHEDULE 40, STEEL PIPE CONFORMING WITH ASTM F-1083. GATE POSTS SHALL BE 4" NOMINAL O.D., SCHEDULE 40, STEEL PIPE CONFORMING WITH ASTM F-1083 AND MAY BE UTILIZED FOR SINGLE GATE OPENING WIDTHS OF 6 FEET OR LESS AND FOR DOUBLE GATE OPENING WIDTHS OF 12 FEET OR LESS.
- LINE POSTS SHALL BE 2" NOMINAL O.D. SCHEDULE 40 STEEL PIPE CONFORMING WITH ASTM F-1083.
- TOP RAIL AND BRACE RAIL SHALL BE 1 5/8" NOMINAL O.D. PIPE CONFORMING WITH ASTM F-1083.
- GATE FRAMES SHALL BE FABRICATED FROM 1 1/2" NOMINAL O.D. PIPE CONFORMING WITH ASTM F-1083.
- FENCE FABRIC SHALL BE 9 GAUGE WIRE SIZE, 2" MESH CHAIN LINK FENCE CONFORMING WITH ASTM A-392.
- TIE WIRE SHALL BE AS FOLLOWS:
- a) AT POSTS, RAILS, AND WHERE NECESSARY ON GATE FRAMES: MINIMUM 11 GAUGE GALVANIZED STEEL SPACED AT NOT LESS THAN 14" ON CENTER. b) AT TENSION WIRES: BY HOG RINGS SPACED AT NOT LESS THAN 24" ON CENTER.
- TENSION WIRE SHALL BE 7 GAUGE GALVANIZED STEEL.
- THE GATE LATCH SHALL BE THE MALLEABLE IRON FORK TYPE AS MANUFACTURED BY PAGE WILSON AS THEIR TYPE 75 GATE LATCH ASSEMBLY, OR EQUAL. PAD LOCKS ARE TO BE PROVIDED BY THE OWNER.
- FENCE SHALL BE INSTALLED IN ACCORDANCE WITH ASTM F-567 AND GATES SHALL BE INSTALLED IN ACCORDANCE WITH ASTM F-900.

# SITE NOTES

- 1. ALL SITE WORK SHALL BE AS INDICATED ON THE DRAWINGS
- RUBBISH, STUMPS, DEBRIS, STICKS, STONES AND OTHER REFUSE SHALL BE REMOVED FROM THE SITE AND DISPOSED OF LEGALLY.
- THE SITE SHALL BE GRADED TO CAUSE SURFACE WATER TO FLOW AWAY FROM THE PROPOSED PLATFORM.
- NO FILL OR EMBANKMENT MATERIAL SHALL BE PLACED ON FROZEN GROUND. FROZEN MATERIALS, SNOW OR ICE SHALL NOT BE PLACED IN ANY FILL OR EMBANKMENT.
- THE SUBGRADE SHALL BE COMPACTED AND BROUGHT TO A SMOOTH UNIFORM GRADE PRIOR TO FINISHED SURFACE APPLICATION.
- ALL EXISTING ACTIVE SEWER, WATER, GAS, ELECTRIC, AND OTHER UTILITIES WHERE ENCOUNTERED IN THE WORK, SHALL BE PROTECTED AT ALL TIMES, AND WHERE REQUIRED FOR THE PROPER EXECUTION OF THE WORK, SHALL BE RELOCATED AS DIRECTED BY THE ENGINEER. EXTREME CAUTION SHOULD BE USED BY THE CONTRACTOR WHEN EXCAVATING OR PIER DRILLING AROUND OR NEAR UTILITIES.
- ALL EXISTING INACTIVE SEWER, WATER, GAS, ELECTRIC AND OTHER UTILITIES, WHICH INTERFERE WITH THE EXECUTION OF THE WORK, SHALL BE REMOVED AND/OR CAPPED, PLUGGED OR OTHERWISE DISCONTINUED AT POINTS WHICH WILL NOT INTERFERE WITH THE EXECUTION OF THE WORK, SUBJECT TO THE APPROVAL OF THE ENGINEER
- THE AREAS OF THE OWNERS PROPERTY DISTURBED BY THE WORK SHALL BE GRADED TO A UNIFORM SLOPE, FERTILIZED, SEEDED, AND COVERED WITH MULCH.
- CONTRACTOR SHALL MINIMIZE DISTURBANCE TO EXISTING SITE DURING CONSTRUCTION. EROSION CONTROL MEASURES, IF REQUIRED DURING CONSTRUCTION, SHALL BE IN CONFORMANCE WITH THE STATE GUIDELINES AND ANY LOCAL REGULATIONS.
- ALL RESTORATION ISSUES SHALL BE COMPLETED WITHIN 72 HOURS OF THE COMPLETION OF THE WORK ACTIVITY OR WITHIN A REASONABLE AMOUNT OF TIME AS DIRECTED BY CONSTRUCTION MANAGER/ENGINEER.
- CARE SHALL BE TAKEN TO RETAIN NATURAL GROWTH AND PREVENT DAMAGE TO TREES WITHIN AND OUTSIDE THE LIMITS OF CONSTRUCTION AND SPECIFIED WORK AREAS CAUSED BY EQUIPMENT AND MATERIALS. ANY DAMAGE TO THIS NATURAL GROWTH SHALL BE RESTORED AT THE EXPENSE OF THE CONTRACTOR.
- 12. ALL AREAS DISTURBED BY THE CONTRACTOR WITHOUT AUTHORIZATION SHALL BE RESTORED BY THE CONTRACTOR.
- 13. IN THE EVENT THE CONTRACTOR DAMAGES AN EXISTING UTILITY SERVICE CAUSING AN INTERRUPTION IN SAID SERVICE, HE SHALL IMMEDIATELY COMMENCE WORK TO RESTORE SERVICE AND MAY NOT CONTINUE HIS WORK OPERATION UNTIL SERVICE IS RESTORED.

# STRUCTURAL NOTES:

- PROPOSED TOWER AND FOUNDATION TO BE DESIGNED BY A PROFESSIONAL ENGINEER LICENSED IN THE STATE OF NEW YORK.
- THE VERIFICATION OF STRUCTURAL ADEQUACY AND DESIGN OF THE ATTACHMENTS MUST BE PERFORMED, PRIOR TO THE COMMENCEMENT OF CONSTRUCTION, BY A PROFESSIONAL ENGINEER LICENSED IN THE STATE OF NEW YORK.
- ALL WORK SHALL CONFORM TO THE CURRENT STANDARD (ANSI/TIA-222-G "STRUCTURAL STANDARD STANDARD FOR ANTENNA SUPPORTING STRUCTURES AND ANTENNAS"), NEW YORK STATE BUILDING CODE, AND ALL OTHER APPLICABLE LOCAL, STATE, AND FEDERAL CODES.

# REFERENCES

- TOPOGRAPHY AND BOUNDARY SHOWN FROM A FIELD SURVEY BY COSTICH ENGINEERING, D.P.C. ON 01/06/2023 & 02/24/2023. HORIZONTAL AND VERTICAL DATA OBTAINED THROUGH NGS "OPUS".
- PER THE NYSDEC FRESHWATER WETLANDS MAP, THERE ARE NO STATE WETLANDS IN PROJECT AREA.
- PER THE NATIONAL WETLANDS INVENTORY MAPS, THERE ARE FEDERAL WETLANDS APPROXIMATELY 650 FEET NORTHWEST OF THE PROJECT AREA.
- PER THE ERSI/FEMA PROJECT IMPACT HAZARD INFORMATION AND AWARENESS SITE MAP THERE IS NO 100 YR. FLOOD PLAIN IN THE PROJECT AREA.
- PER A SURVEY MAP PREPARED BY CLOUGH, HARBOR & ASSOCIATES L.L.P. DATED 04/01/2004.
- PER A 1A CERTIFICATION LETTER PREPARED BY COSTICH ENGINEERING D.P.C. DATED 03/06/2023.

# **EROSION & SEDIMENT CONTROL MEASURES**

TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES

GENERAL MEASURES:

- AS MUCH AS IS PRACTICAL, EXISTING VEGETATION SHALL BE PRESERVED. FOLLOWING THE COMPLETION OF CONSTRUCTION ACTIVITIES IN ANY PORTION OF THE SITE, PERMANENT VEGETATION SHALL BE ESTABLISHED ON ALL EXPOSED SOILS.
- SITE PREPARATION ACTIVITIES SHALL BE PLANNED TO MINIMIZE THE SCOPE AND DURATION OF SOIL DISRUPTION.

PARTICULAR MEASURES:

- DRAINAGE DITCH SEDIMENT FILTERS: DITCHES, SHALL RECEIVE CHECK DAMS WITH 2-9 INCH STONE MEETING NYS-DOT LIGHT STONE FILL REQUIREMENTS SO AS TO EFFECTIVELY TRAP SEDIMENT AND MINIMIZE ITS RELEASE OFF-SITE. CHECK DAMS SHALL HAVE A 9" MINIMUM WEIR AND BE CONSTRUCTED WITHIN EACH DITCH BEGINNING AT ITS DOWNSTREAM TERMINUS. CHECK DAMS SHALL BE PLACED WITHIN THE CHANNEL SO THAT THE CREST OF THE DOWNSTREAM DAM IS AT THE ELEVATION OF THE TOE OF THE UPSTREAM DAM.
- SILT FENCES AND COMPOST FILTER SOCKS SHALL BE CONSTRUCTED AROUND ALL STOCKPILES OF FILL, TOPSOIL AND EXCAVATED OVERBURDEN THAT ARE TO REMAIN FOR PERIODS LESS THAN 30 DAYS. SILT FENCES AND COMPOST FILTER SOCKS SHALL BE ANCHORED AND MAINTAINED IN GOOD CONDITION UNTIL SUCH TIME AS STOCKPILES ARE REMOVED AND STOCKPILING AREAS ARE BROUGHT TO FINAL GRADE AND PERMANENTLY STABILIZED.
- TOPSOIL AND FILL THAT IS TO REMAIN STOCKPILED ON-SITE FOR PERIODS GREATER THAN 30 DAYS SHALL BE STABILIZED BY SEEDING. PRIOR TO THE SEEDING OPERATION. THE STOCKPILED MATERIAL SHALL BE GRADED AS NEEDED AND FEASIBLE TO PERMIT THE USE OF CONVENTIONAL EQUIPMENT FOR SEEDBED PREPARATION, SEEDING, MULCH APPLICATION AND MULCH ANCHORING.
- IN NO CASE SHALL ERODIBLE MATERIALS BE STOCKPILED WITH 25 FEET OF ANY DITCH, STREAM, OR OTHER SURFACE WATER BODY.

PERMANENT AND TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES

- PERMANENT AND TEMPORARY VEGETATIVE COVER: IMMEDIATELY FOLLOWING THE COMPLETION OF CONSTRUCTION ACTIVITY OR WHERE WORK IS DELAYED AND WILL NOT BE DISTURBED FOR 21 DAYS OR MORE IN ANY PORTION OF THE SITE. PERMANENT OR TEMPORARY VEGETATION SHALL BE ESTABLISHED WITHIN 14 DAYS ON ALL EXPOSED SOILS. ALL DISTURBED AREAS SHALL BE SEEDED AND MULCHED AS SOON AS PRACTICAL FOLLOWING DISTURBANCE TO STABILIZE BARE SOIL AND PROMOTE THE PROMPT RE-ESTABLISHMENT OF VEGETATION.
  - A. AN ADEQUATE SEEDBED SHALL BE PREPARED BY SCARIFYING COMPACTED SOIL AND REMOVING SURFACE DEBRIS AND OBSTACLES.
  - B. LIME SHALL BE APPLIED SUFFICIENTLY TO ATTAIN A SOIL ACIDITY pH OF 6.0 TO 7.0.
  - C. FERTILIZER (5-10-10 MIXTURE OR EQUIVALENT) SHALL BE APPLIED PER SOIL TEST RESULTS OR AT A RATE OF 600 LBS PER ACRE
  - D. DISTURBED AREAS WHICH WILL REMAIN TEMPORARILY FALLOW FOR PERIODS GREATER THAN 14 DAYS SHALL BE SEEDED AT THE FOLLOWING RATE TO PRODUCE TEMPORARY GROUND COVER: 30 LBS RYEGRASS (ANNUAL OR PERENNIAL) PER ACRE. DURING THE WINTER, USE 100 LBS CERTIFIED "AROOSTOCK" WINTER RYE (CEREAL RYE) PER ACRE.
  - . PERMANENT SEEDING SHALL BE APPLIED ON 4" MIN. TOPSOIL AT THE FOLLOWING RATE FOR ROUGH OR OCCASIONAL MOWING AREAS: 8 LBS EMPIRE BIRDSFOOT TIREFOIL OR COMMON WHITE CLOVER PER ACRE. 20 LBS TALL FESCUE PER ACRE PLUS 2 LBS REDTOP OR 5 LBS RYEGRASS (PERENNIAL) PER ACRE

FOR MOWED AREAS: 65 LBS KENTUCKY BLUEGRASS PER ACRE 65 LBS RYEGRASS (PERENNIAL) PER ACRE

- F. ALL SEEDING SHALL BE PERFORMED USING THE BROADCAST METHOD OR HYDROSEEDING, UNLESS OTHERWISE APPROVED.
- G. ALL DISTURBED AREAS SHALL BE STABILIZED SUBSEQUENT TO SEEDING BY APPLYING 2 TONS OF STRAW MULCH PER ACRE. STRAW MULCH SHALL BE ANCHORED BY APPLYING 750 LBS OF WOOD FIBER MULCH PER ACRE WITH A HYDROSEEDER, OR TUCKING THE MULCH WITH SMOOTH DISCS OR OTHER MULCH ANCHORING TOOLS TO A DEPTH OF 3". MULCH ANCHORING TOOLS SHALL BE PULLED ACROSS SLOPES ALONG TOPOGRAPHIC CONTOURS.
- 2. ALL UNNECESSARY REMOVAL OF HEALTHY TREES SHALL BE AVOIDED. MATERIALS SHALL NOT BE STORED NOR MACHINERY OPERATED WITHIN THE DRIP-LINE OF THE TREES TO REMAIN.

MAINTENANCE OF EROSION AND SEDIMENT CONTROL MEASURES:

- THE CONTRACTOR SHALL ON A DAILY BASIS INSPECT AND MAINTAIN THE INTEGRITY AND FUNCTION OF ALL TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES THROUGHOUT THE DURATION OF THE CONSTRUCTION PROCESS.
- TO ASSURE PROPER FUNCTION, SILTATION BARRIERS SHALL BE MAINTAINED IN GOOD CONDITION AND REINFORCED, EXTENDED, REPAIRED OR REPLACED AS NECESSARY. WASHOUTS SHALL BE IMMEDIATELY REPAIRED, RE-SEEDED AND PROTECTED FROM FURTHER EROSION.
- SEDIMENT SHALL BE REMOVED FROM BEHIND THE SEDIMENT FENCE WHEN IT BECOMES ABOUT 0.5 FEET DEEP AT THE FENCE AND FROM BEHIND THE COMPOST FILTER SOCKS ONCE IT REACHES 1/2 THE FILTER SOCK HEIGHT. THE SEDIMENT FENCE AND COMPOST FILTER SOCKS SHALL BE REPAIRED AS NECESSARY TO MAINTAIN BARRIER.
- ALL SEEDED AREAS SHALL BE FERTILIZED, RESEEDED AS NECESSARY, AND MULCHED ACCORDING TO SPECIFICATIONS IN THE VEGETATIVE PLAN IN ORDER TO MAINTAIN A VIGOROUS, DENSE VEGETATIVE COVER.

# SOIL AND EROSION CONTROL NOTES

- APPROVED SITE PLANS.
- A REGULAR BASIS.
- NECESSARY.
- UTILITY TRENCHES.
- WETLANDS.
- 7.1. PERMITTED
- 7.2.
- 7.3. CONTROL
- 7.4. THE TOWN ENGINEER (IF REQUIRED).
- 7.5.
- 7.6. FUNCTIONING.
- 7.7. THESE PLANS.
- 7.8. SIMILARLY TREATED.

TEMPORARY SEDIMENTATION ENTRAPMENT AREAS SHALL BE PROVIDED AT KEY LOCATIONS TO INTERCEPT AND CLARIFY SILT LADEN RUNOFF FROM THE SITE.

SILT THAT LEAVES THE SITE IN SPITE OF THE REQUIRED PRECAUTIONS SHALL BE COLLECTED AND REMOVED AS DIRECTED BY APPROPRIATE MUNICIPAL AUTHORITIES.

3. AT THE COMPLETION OF THE PROJECT, ALL TEMPORARY SILTATION DEVICES SHALL BE REMOVED AND THE AFFECTED AREAS REGRADED. OR TREATED IN ACCORDANCE WITH THE

4. ALL SEDIMENTATION ENTRAPMENT STRUCTURES WILL BE INSPECTED AND MAINTAINED ON

5. CONTRACTOR TO INSTALL EROSION CONTROL MEASURES (SILT FENCE AND/ OR COMPOST FILTER SOCKS) AROUND AREAS BEING DISTURBED DURING CONSTRUCTION AND AS

3. CONTRACTOR TO INSTALL SILT FENCE OR COMPOST FILTER SOCKS DOWNSLOPE OF ALL

DISTANCES SHOWN FROM THE WETLANDS IF ANY ON THE CONSTRUCTION PLANS AND SOIL EROSION AND SEDIMENT CONTROL PLANS ESTABLISH THE MINIMUM SEPARATION PERMITTED BETWEEN THE PROPOSED CONSTRUCTION ACTIVITIES AND BOUNDARY OF THE

AREA OF DISTURBANCE LINES SHALL BE CLEARLY DELINEATED IN THE FIELD BY INSTALLING ORANGE CONSTRUCTION FENCING AROUND THE ENTIRE PROPOSED CONSTRUCTION AREA. EXCEPT AS NECESSARY TO PROVIDE MITIGATION PLANTINGS, NO ENCROACHMENT BEYOND THESE LIMITS BY WORKERS OR MACHINERY SHALL BE

GRADING AND CLEARING AND OTHER CONSTRUCTION-RELATED ACTIVITIES SHALL TAKE PLACE ONLY WITHIN THE DELINEATED AREA OF DISTURBANCE LINES. THESE AREAS OF DISTURBANCE LINES REPRESENT THE MAXIMUM LIMITS OF CONSTRUCTION ACTIVITIES. EVERY ATTEMPT SHALL BE MADE TO FURTHER REDUCE GRADING AND CLEARING ACTIVITIES WITHIN THE AREA OF DISTURBANCE LINES BY MAINTAINING NATURAL VEGETATION AND TOPOGRAPHY WHEREVER PRACTICABLE.

ALL CONSTRUCTION AND CONSTRUCTION RELATED-ACTIVITIES OCCURRING ON THIS SITE SHALL COMPLY WITH THE STANDARDS AND RECOMMENDATIONS OF THE NEW YORK STATE STANDARDS AND SPECIFICATIONS FOR EROSION AND SEDIMENT

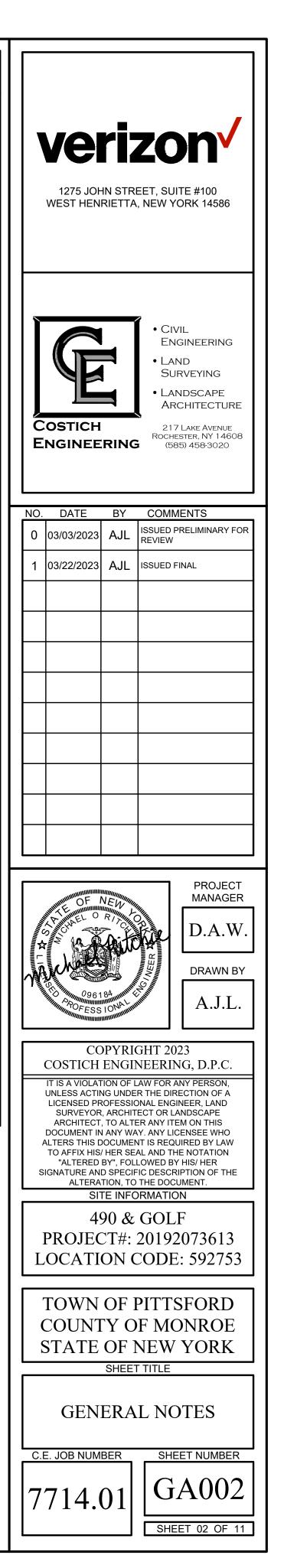
PRIOR TO THE COMMENCEMENT OF ANY SITE WORK, THE APPLICANT SHALL STAKE THE LOCATION OF THE CONSTRUCTION ACTIVITY FOR INSPECTION AND APPROVAL BY

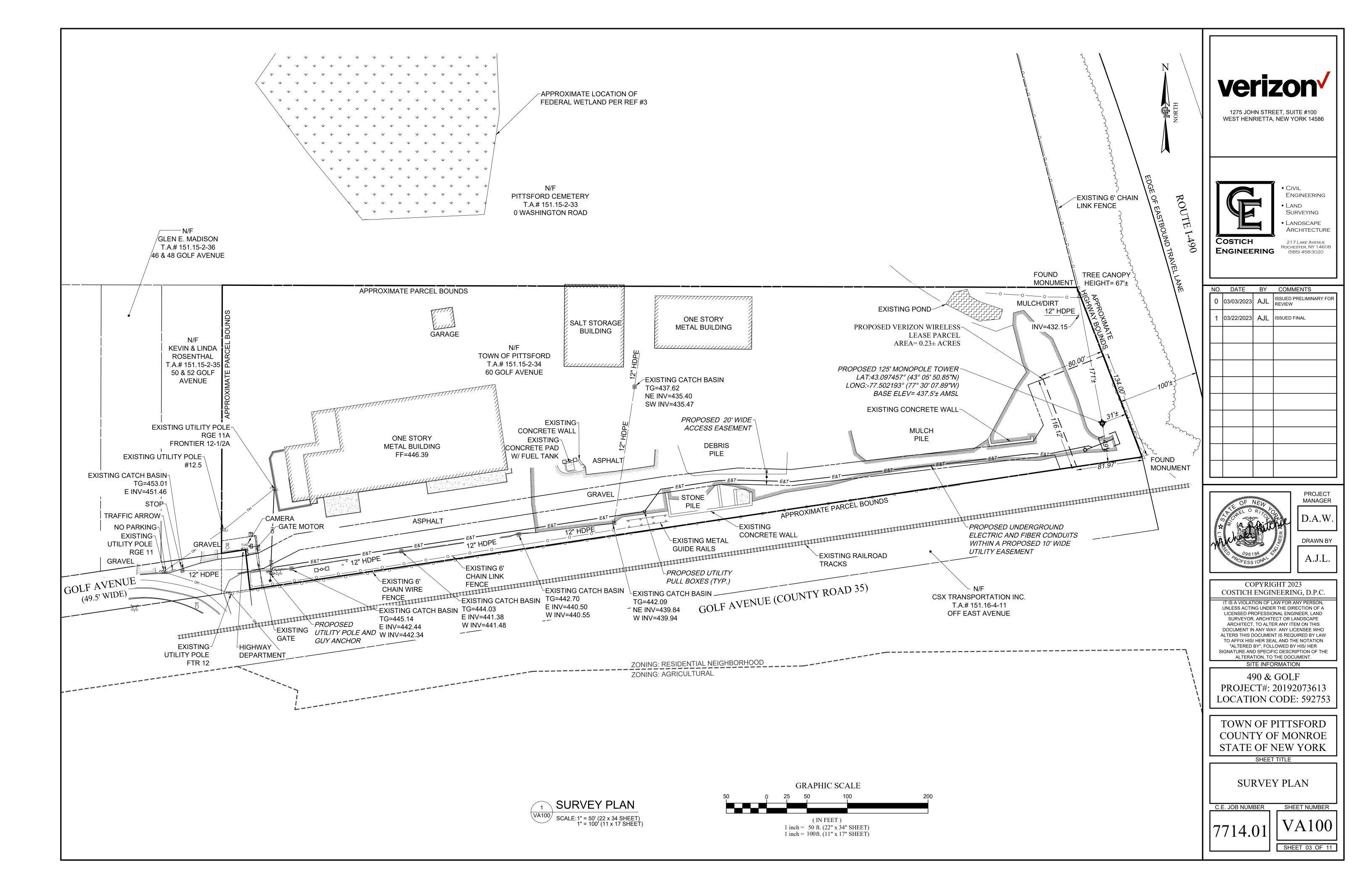
ALL SOIL EROSION AND SEDIMENTATION CONTROL MEASURES SHOWN ON THIS PLAN SHALL BE IN PLACE PRIOR TO THE START OF ANY SITE WORK. THE TOWN ENGINEER SHALL HAVE INSPECTED THE INSTALLATION OF ALL REQUIRED SOIL EROSION AND SEDIMENTATION CONTROL MEASURES PRIOR TO THE AUTHORIZATION TO PROCEED WITH ANY PHASE OF THE SITE WORK (IF REQUIRED).

THROUGHOUT THE CONSTRUCTION PERIOD, A QUALIFIED PROFESSIONAL RETAINED BY THE APPLICANT SHALL, ON AT LEAST A WEEKLY BASIS, PRIOR TO ANY PREDICTED RAIN EVENT AND AFTER RUNOFF-PRODUCING RAIN EVENT, INSPECT THE SOIL EROSION AND SEDIMENTATION CONTROL MEASURES TO ENSURE THEIR PROPER

ALL DRAINAGE STRUCTURES AND ANY OTHER REQUIRED UTILITY APPURTENANCES SHALL BE INSTALLED AS REQUIRED BY TOWN SPECIFICATIONS AND AS SHOWN ON

IF THE APPLICANT, DURING THE COURSE OF CONSTRUCTION, ENCOUNTERS SUCH CONDITIONS AS FLOOD AREAS, UNDERGROUND WATER, SOFT OR SILTY AREAS, IMPROPER DRAINAGE, OR OTHER UNUSUAL CIRCUMSTANCES OR CONDITIONS THAT WERE NOT FORESEEN IN THE ORIGINAL PLANNING, THEY SHALL REPORT SUCH CONDITIONS IMMEDIATELY TO THE TOWN ENGINEER. THE APPLICANT MAY SUBMIT, IF THEY SO DESIRE, THEIR RECOMMENDATIONS AS THE SPECIAL TREATMENT TO BE GIVEN SUCH AREAS TO SECURE ADEQUATE, PERMANENT AND SATISFACTORY CONSTRUCTION, THE TOWN ENGINEER, WITHOUT UNNECESSARY DELAY, SHALL INVESTIGATE THE CONDITION OR CONDITIONS, AND SHALL EITHER APPROVE THE APPLICANT'S RECOMMENDATION TO CORRECT THE CONDITIONS. ORDER A MODIFICATION THEROF, OR ISSUE THEIR OWN SPECIFICATION FOR THE CORRECTION OF THE CONDITIONS. IN THE EVENT OF THE APPLICANT'S DISAGREEMENT WITH THE DECISION OF THE TOWN ENGINEER, OR IN THE EVENT OF A SIGNIFICANT CHANGE RESULTING TO THE SITE PLAN OR ANY CHANGE THAT INVOLVES WETLAND REGULATED AREAS, THE MATTER SHALL BE DECIDED BY THE PLANNING BOARD. ANY SUCH CONDITIONS OBSERVED BY THE PLANNING BOARD OR ITS AGENTS SHALL BE





# SCHEDULE A PARENT PARCEL

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE TOWN OF PITTSFORD, COUNTY OF MONROE, AND STATE OF NEW YORK, BEING A PART OF LOT NO. 26 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIPE TWO HUNDRED TWENTY-FIVE (225) FEET EAST OF THE NORTHEAST CORNER OF A PARCEL OF LAND CONVEYED BY JOHN AND LAVINIA M. BEER TO WILLIAM E. AND TESSIE G.R. BEER BY DEED DATED NOVEMBER 8, 1915 AND RECORDED IN MONROE COUNTY CLERK'S OFFICE IN LIBER 979 OF DEEDS AT PAGE 11, SAID IRON PIPE BEING ON THE SOUTHERLY LINE OF THE CEMETERY PROPERTY, FORMERLY THE ARTHUR E. DAVIS PROPERTY; THENCE (1) SOUTHERLY ON A LINE AT RIGHT ANGLES TO THE SOUTHERLY LINE OF THE SAID CEMETERY PROPERTY, THREE HUNDRED THIRTY-TWO AND TWELVE ONE-HUNDREDTHS FEET TO AN IRON PIPE ON THE NORTHERLY LINE OF GOLF AVENUE: THENCE (2) EASTERLY ALONG THE NORTHERLY LINE OF GOLF AVENUE, TWENTY-NINE AND NINETY-TWO ONE-HUNDREDTHS (29.92) FEET TO AN IRON PIPE; THENCE (3) SOUTHERLY ON A LINE MAKING AN ANGLE IN THE SOUTHWEST QUADRANT OF EIGHTY-EIGHT (88) DEGREES, FORTY-NINE AND FIFTY-THREE ONE-HUNDREDTHS (49.53) FEET TO AN IRON PIPE ON THE NORTHERLY LINE OF THE WEST SHORE RAILROAD PROPERTY; THENCE (4) EASTERLY ALONG THE NORTHERLY LINE OF SAID RAILROAD, SIXTEEN HUNDRED FIFTY-NINE AND NINE-TENTHS (1659.9) FEET; THENCE (5) NORTHERLY ON A LINE AT RIGHT ANGLES TO PRECEDING LINE AND ALONG THE WESTERLY LINE OF SAID RAILROAD, TWENTY (20) FEET; THENCE (6) EASTERLY ON A LINE AT RIGHT ANGLES TO PRECEDING LINE AND ALONG THE NORTHERLY LINE OF SAID RAILROAD, ONE HUNDRED NINETY-FOUR (194) FEET TO THE EASTERLY LINE OF THE BEER FARM AND THE WESTERLY LINE OF LAND FORMERLY OWNED BY HORACE WEBSTER; THENCE (7) NORTHERLY ALONG THE EASTERLY LINE OF THE BEER FARM SEVENTY-NINE AND FIVE-TENTHS (79.5) FEET TO THE NORTHERLY LINE OF THE BEER FARM AND THE SOUTHERLY LINE OF THE CEMETERY PROPERTY; THENCE (8) WESTERLY ALONG THE NORTHERLY LINE OF THE BEER FARM, EIGHTEEN HUNDRED SIXTY-FIVE AND FOURTEEN ONE-HUNDREDTHS (1865.14) FEET TO THE PLACE OF BEGINNING. ALSO ALL RIGHT AND TITLE THAT THE FIRST PARTIES MAY HAVE TO THE LAND ADJOINING THE ABOVE DESCRIBED PARCEL OF LAND, PART OR ALL OF WHICH MAY BE INCLUDED WITHIN THE LIMITS OF GOLF AVENUE AND DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIPE AT A POINT WHERE THE WESTERLY LINE OF THE ABOVE DESCRIBED PARCEL OF LAND AND DESCRIBED AT NO. 1 ABOVE, INTERSECTS THE NORTHERLY LINE OF GOLF AVENUE; THENCE EASTERLY ALONG THE NORTHERLY LINE OF GOLF AVENUE TWENTY-NINE AND NINETY-TWO ONE-HUNDREDTHS (29.92) FEET TO AN IRON PIPE; THENCE SOUTHERLY ON A LINE MAKING AN ANGLE IN THE SOUTHWEST QUADRANT OF EIGHTY-EIGHT (88) DEGREES, FORTY-NINE AND FIFTY-THREE ONE-HUNDREDTHS (49.53) FEET TO AN IRON PIPE ON THE NORTHERLY LINE OF WEST SHORE RAILROAD PROPERTY; THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID RAILROAD PROPERTY TO A POINT ON LINE WITH THE WESTERLY LINE OF THE PROPERTY DESCRIBED IN COURSE NO. 1 ABOVE; THENCE NORTHERLY ALONG SAID LINE TO THE PLACE OF BEGINNING. THE FOREGOING DESCRIBED PREMISES ARE SHOWN ON A MAP OF A PART OF THE WILLIAM AND TESSIE G. BEER PROPERTY, DATED FEBRUARY 14, 1946, MADE BY R. EDWARD GASKIN AND FILED IN THE OFFICE OF THE CLERK OF MONROE COUNTY ON THE 21ST DAY OF MARCH, 1946. EXCEPTING APPROPRIATIONS RECORDED IN LIBER 2902 OF DEEDS, PAGES 337 AND 338. ALSO EXCEPTING PREMISES RECORDED IN LIBER 3085 OF DEEDS PAGE 1.

# TITLE REVIEW

STEWART TITLE INSURANCE COMPANY, TITLE NO. 71153084, HAVING AN EFFECTIVE DATE APRIL 22, 2021. SCHEDULE B - SECTION II EXCEPTION (SURVEY PERTINENT ITEMS) DETERMINATIONS ARE:

12. EASEMENT GRANTED BY JOHN G. BEER, LAVINIA M. BEER, WILLIAM E. BEER AND TESSIE G. R. BEER TO ROCHESTER GAS AND ELECTRIC CORPORATION, DATED APRIL 16, 1924 AND RECORDED APRIL 22, 1924 IN LIBER 1268 OF DEEDS, PAGE 430. EASEMENT IS A POLE LINE EASEMENT, SAID POLES TO BE ERECTED ON THE NORTH SIDE OF FAIRPORT ROAD AND ABOUT 18 FEET FROM THE CENTER OF THE HIGHWAY. EASEMENT DOES NOT AFFECT THE PROPOSED ACCESS OR LEASE PARCEL.

## DESCRIPTION OF LEASE PARCEL

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE TOWN OF PITTSFORD. COUNTY OF MONROE, STATE OF NEW YORK, ALL AS SHOWN ON A MAP ENTITLED 490 & GOLF PROJECT # 20192073613 SCHEMATIC TOTAL HOLDINGS - SURVEY PLAN", PREPARED BY COSTICH ENGINEERING, D.P.C., HAVING DRAWING NUMBER 7714.01 VA100, DATED 03/03/2023, AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE ASSUMED WESTERLY RIGHT-OF-WAY LINE OF INTERSTATE ROUTE 490 BEING ON THE ASSUMED COMMON PROPERTY LINE BETWEEN LANDS NOW OR FORMERLY OWNED BY THE TOWN OF PITTSFORD HAVING T.A. # 151.15-2-34 TO THE NORTH AND LANDS NOW OR FORMERLY OWNED BY CSX TRANSPORTATION INC. HAVING T.A. # 151.16-4-11 TO THE SOUTH; THENCE

1. S81°33'05"W, AND ALONG THE AFOREMENTIONED ASSUMED COMMON PROPERTY LINE A DISTANCE OF 81.97 FEET TO A POINT; THENCE

2. N21°02'49"W, A DISTANCE OF 116.12 FEET TO A POINT; THENCE

3. N68°57'11"E, A DISTANCE OF 80.00 FEET TO A POINT ON THE ASSUMED WESTERLY RIGHT-OF-WAY LINE OF INTERSTATE ROUTE 490: THENCE

4. S21°02'49"E, AND ALONG THE ASSUMED WESTERLY RIGHT-OF-WAY LINE OF INTERSTATE ROUTE 490 A DISTANCE OF 134.00 FEET TO THE POINT AND PLACE OF BEGINNING. CONTAINING 0.230 ACRES OF LAND, MORE OR LESS

# SURVEY REFERENCES

MONUMENT

PITTSFORD CORS STATION -LATITUDE: 43-05-35.48461 (N) NAD 83 (CORS) -LONGITUDE: 077-31-31.11244 (W) -ELLIP HEIGHT: 113.481 METERS NAVD 88 (CORS)

- WETLANDS IN PROJECT AREA.
- AREA.
- 5 DATED 04/01/2004.
- D.P.C. DATED 03/06/2023.
- EFFECTIVE DATE APRIL 22, 2021.

# DESCRIPTION OF ACCESS EASEMENT

ALL THAT TRACT OR PARCEL OF LAND SITUATE IN THE TOWN OF PITTSFORD, COUNTY OF MONROE, STATE OF NEW YORK, ALL AS SHOWN ON A MAP ENTITLED 490 & GOLF PROJECT # 20192073613 SCHEMATIC TOTAL HOLDINGS – SURVEY PLAN", PREPARED BY COSTICH ENGINEERING D.P.C., HAVING DRAWING NUMBER 7714.01 VA100, DATED 03/03/2023, AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE ASSUMED WESTERLY RIGHT-OF-WAY LINE OF INTERSTATE ROUTE 490 BEING ON THE ASSUMED COMMON PROPERTY LINE BETWEEN LANDS NOW OR FORMERLY OWNED BY THE TOWN OF PITTSFORD HAVING T.A. # 151.15-2-34 TO THE NORTH AND LANDS NOW OR FORMERLY OWNED BY CSX TRANSPORTATION INC. HAVING T.A. # 151.16-4-11 TO THE SOUTH: THENCE

**BEGINNING**; THENCE

1. S81°33'05"W, A DISTANCE OF 20.49 FEET TO A POINT; THENCE

2. N21°02'49"W, A DISTANCE OF 18.72 FEET TO A POINT; THENCE

3. S83°20'50"W, A DISTANCE OF 327.68 FEET TO A POINT; THENCE

4. N88°28'11"W. A DISTANCE OF 83.52 FEET TO A POINT: THENCE

7. S79°08'44"W. A DISTANCE OF 19.73 FEET TO A POINT: THENCE

10. N62°42'17"E. A DISTANCE OF 50.90 FEET TO A POINT: THENCE

11. N81°10'42"E, A DISTANCE OF 537.96 FEET TO A POINT; THENCE

12. S88°28'11"E, A DISTANCE OF 83.90 FEET TO A POINT; THENCE

BEGINNING.

TOPOGRAPHY SHOWN FROM A FIELD SURVEY BY COSTICH ENGINEERING ON 01/06/2023 AND 02/24/2023 HORIZONTAL AND VERTICAL DATA OBTAINED THROUGH NYSDOT CORS NETWORK REFERENCED TO THE FOLLOWING

2. PER THE NYSDEC FRESHWATER WETLANDS MAP, THERE ARE NO STATE

3. PER THE NATIONAL WETLANDS INVENTORY MAPS, THERE ARE FEDERAL WETLANDS APPROXIMATELY 650 FEET NORTHWEST OF THE PROJECT AREA.

4. PER THE ERSI/FEMA PROJECT IMPACT HAZARD INFORMATION AND AWARENESS SITE MAP THERE IS NO 100 YR. FLOOD PLAIN IN THE PROJECT

PER A SURVEY MAP PREPARED BY CLOUGH, HARBOR & ASSOCIATES L.L.P.

6. PER A 1A CERTIFICATION LETTER PREPARED BY COSTICH ENGINEERING

STEWART TITLE INSURANCE COMPANY, TITLE NO. 71153084, HAVING AN

A. S81°33'05"W, AND ALONG THE AFOREMENTIONED ASSUMED COMMON PROPERTY LINE A DISTANCE OF 81.97 FEET TO THE POINT AND PLACE OF

5. S81°10'42"W, A DISTANCE OF 532.90 FEET TO A POINT: THENCE

6. S62°42'17"W, A DISTANCE OF 50.53 FEET TO A POINT; THENCE

8. N06°26'55"W, A DISTANCE OF 20.06 FEET TO A POINT; THENCE

9. N79°08'44"E, A DISTANCE OF 15.30 FEET TO A POINT; THENCE

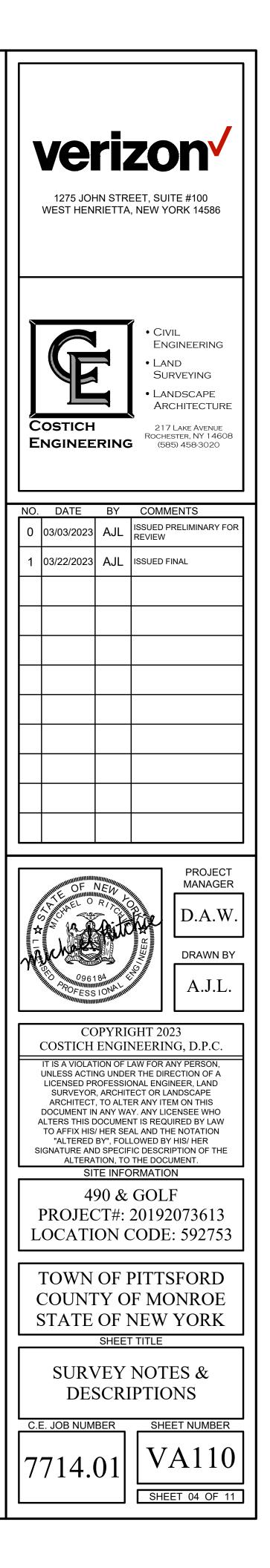
13. N83°20'50"E, A DISTANCE OF 301.87 FEET TO A POINT; THENCE

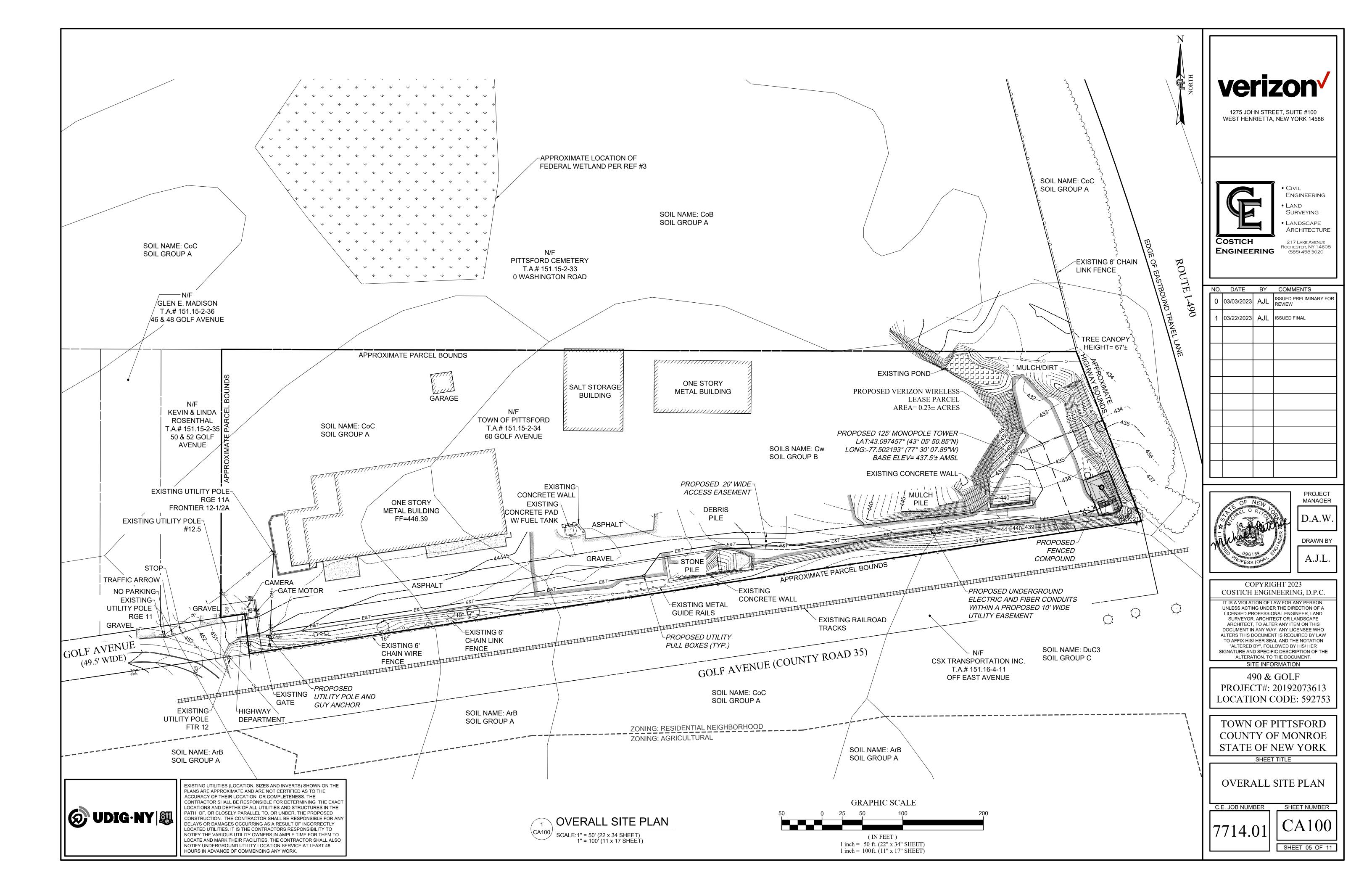
14. N31°43'33"E, A DISTANCE OF 23.41 FEET TO A POINT; THENCE

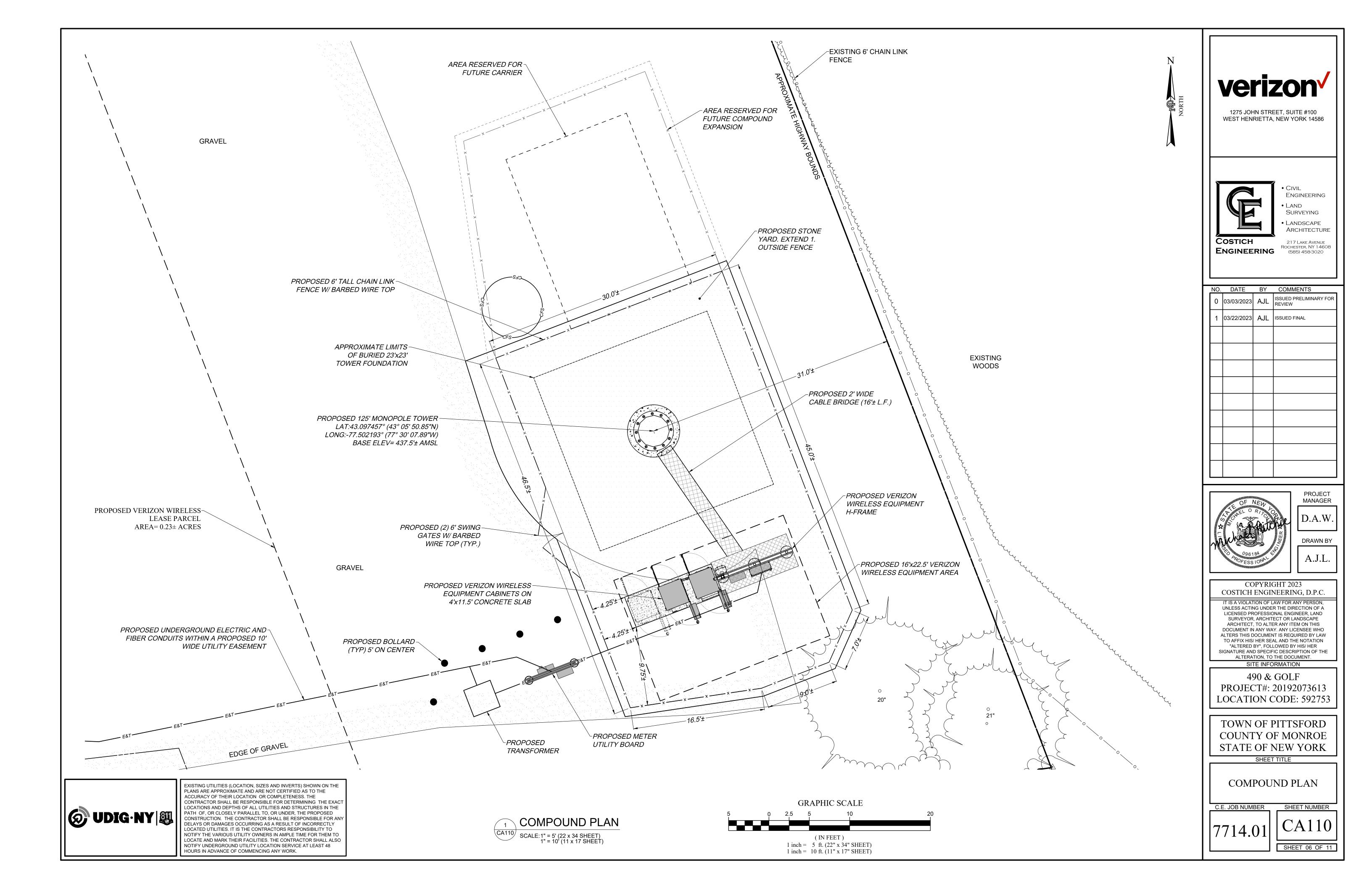
15. N21°02'49"W, A DISTANCE OF 53.34 FEET TO A POINT; THENCE

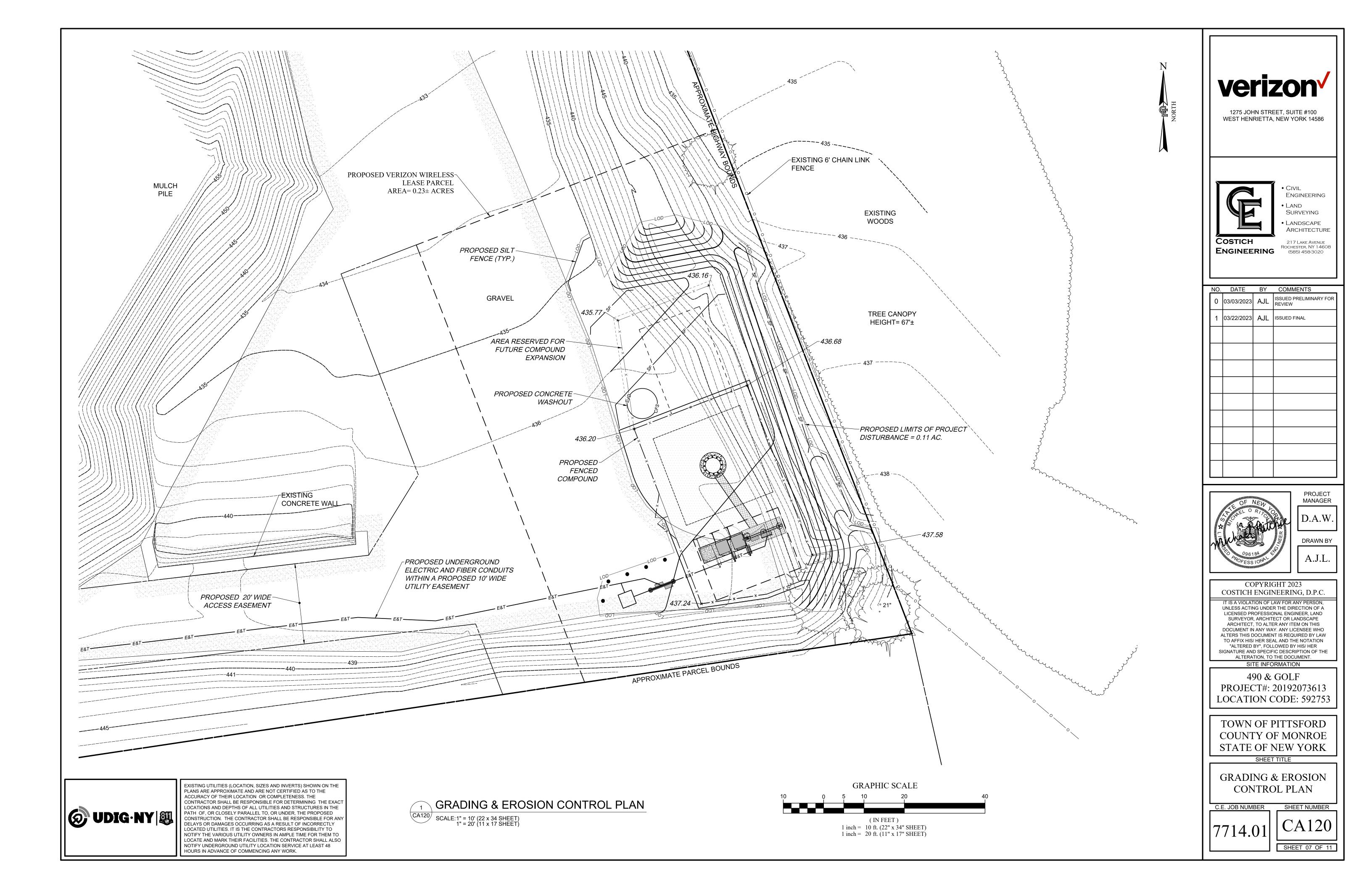
16. N68°57'11"E, A DISTANCE OF 20.00 FEET TO A POINT; THENCE

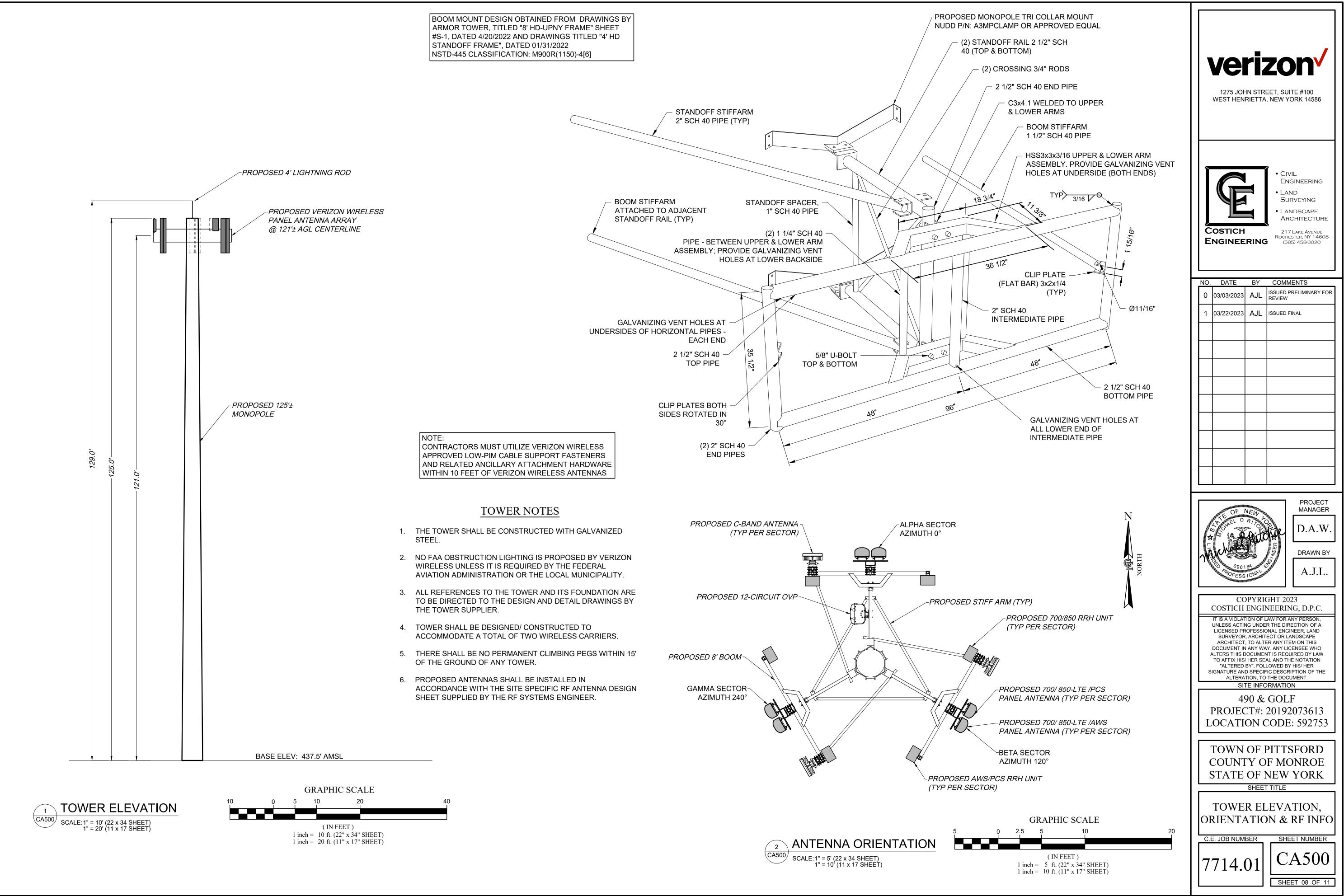
17. S21°02'49"E, A DISTANCE OF 116.12 FEET TO THE POINT AND PLACE OF

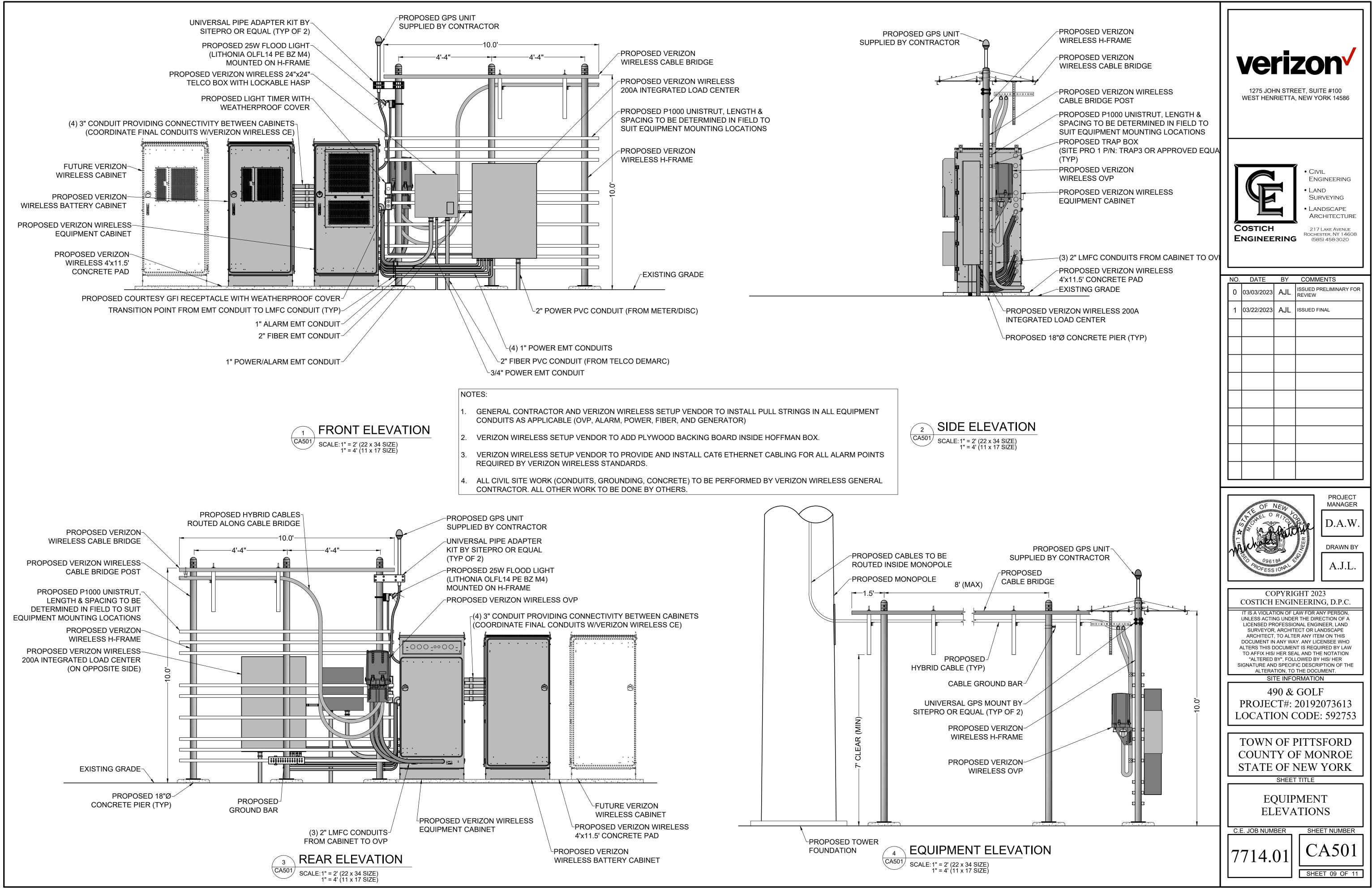


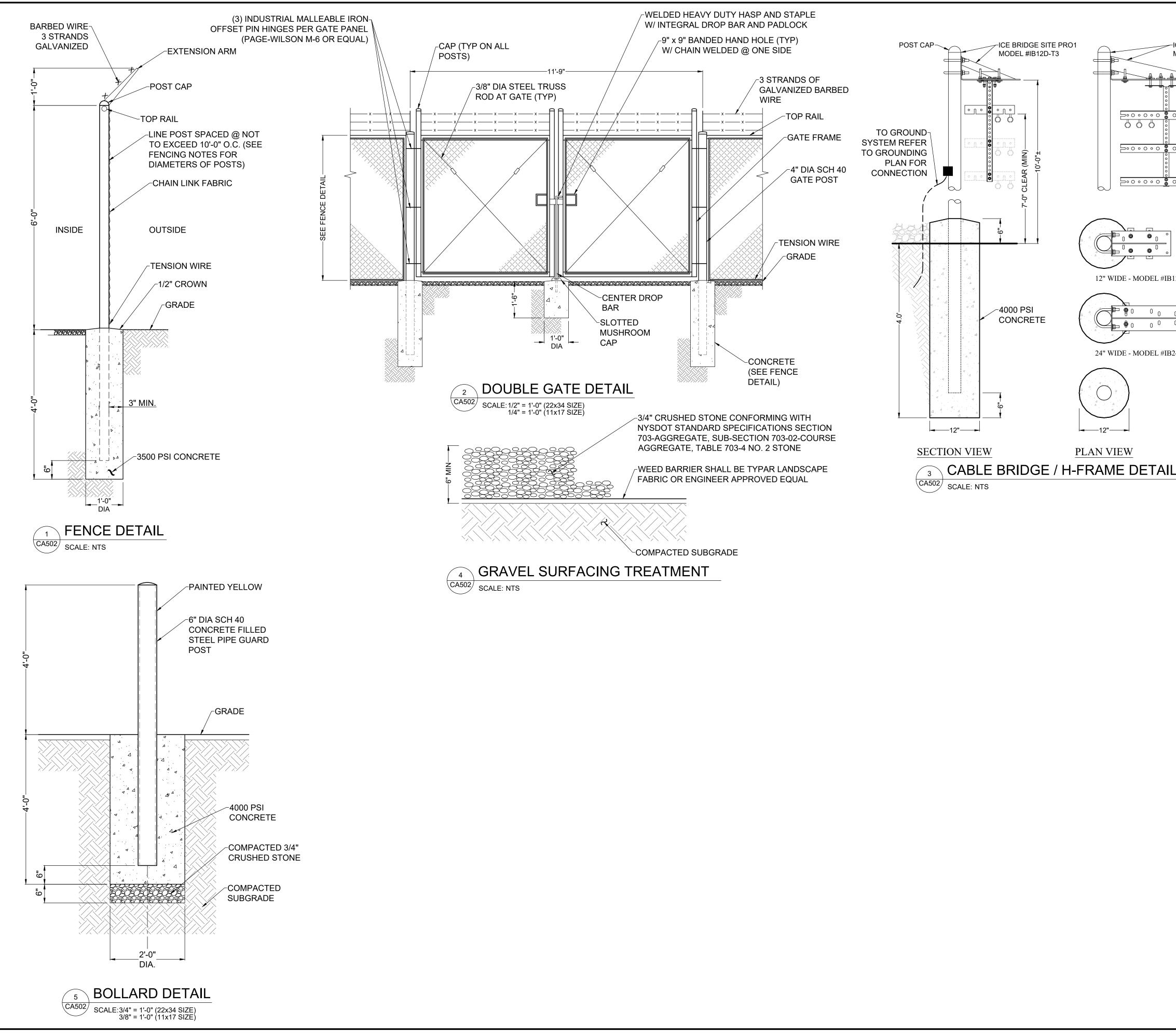










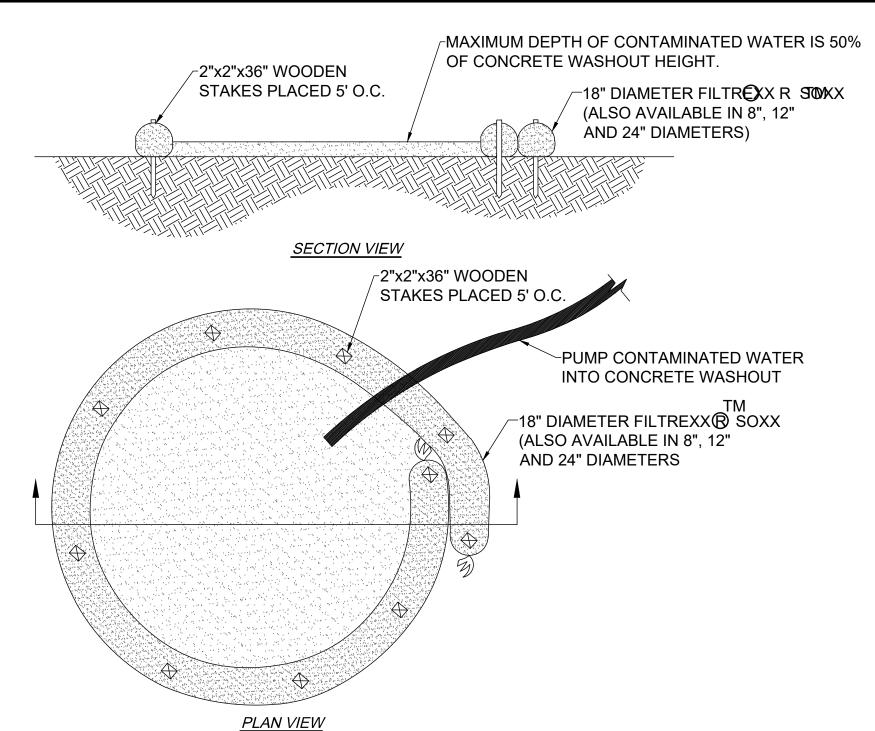


ICE BRIDGE SITE PRO1 MODEL #IB24D-T3	verizon
	1275 JOHN STREET, SUITE #100
	WEST HENRIETTA, NEW YORK 14586
→ANTENNA CABLES ON SNAP-IN CABLE HANGER (TYP)	
$0 \circ 0 \circ 0 \circ 0$	• CIVIL
	Engineering     Land     Surveying
	LANDSCAPE     ARCHITECTURE     217 Lake Avenue
2-D	ENGINEERING (585) 458-3020
	NO. DATE BY COMMENTS
24-D	0         03/03/2023         AJL         ISSUED PRELIMINARY FOR REVIEW           1         03/22/2023         AJL         ISSUED FINAL
<u> </u>	
	PROJECT MANAGER
	DRAWN BY DRAWN BY DRAWN BY A.J.L.
	COPYRIGHT 2023 COSTICH ENGINEERING, D.P.C.
	IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, LAND SURVEYOR, ARCHITECT OR LANDSCAPE
	ARCHITECT, TO ALTER ANY ITEM ON THIS DOCUMENT IN ANY WAY. ANY LICENSEE WHO ALTERS THIS DOCUMENT IS REQUIRED BY LAW TO AFFIX HIS/ HER SEAL AND THE NOTATION "ALTERED BY", FOLLOWED BY HIS/ HER
	SIGNATURE AND SPECIFIC DESCRIPTION OF THE ALTERATION, TO THE DOCUMENT. SITE INFORMATION
	490 & GOLF PROJECT#: 20192073613 LOCATION CODE: 592753
	TOWN OF PITTSFORD COUNTY OF MONROE
	STATE OF NEW YORK
	SITE DETAILS
	C.E. JOB NUMBER SHEET NUMBER 7714 01 CA502
	7714.01 CA502 SHEET 10 OF 11

NORTHAD Carented SolutionsHdg4 Highwar 41 NoRts Sub-772-2000Www.nogreen.com
1. PREPARE SOIL BEFORE INSTALLING ROLLED EROSION CONTROL PRODUCTS (RECP'S), INCLUDING ANY NECESSARY APPLICATION OF LIME, FERTILIZER AND SEED.
2. BEGIN AT THE TOP OF THE SLOPE BY ANCHORING THE RECP'S IN A 6" (15 CM) DEEP x 6" (15 CM) WIDE TRENCH WITH APPROXIMATELY 12" (30 CM) OF RECP'S EXTENDED BEYOND THE UP-SLOPE PORTION OF THE TRENCH. ANCHOR THE RECP'S WITH A ROW OF STAPLES/ STAKES APPROXIMATELY 12" (30 CM) APART IN THE BOTTOM OF THE TRENCH. BACKFILL AND COMPACT THE TRENCH AFTER STAPLING. APPLY SEED TO COMPACTED SOIL AND FOLD REMAINING 12" (30 CM) PORTION OF RECP'S BACK OF SEED AND COMPACTED SOIL. SECURE RECP'S OVER COMPACTED SOIL WITH A ROW OF STAPLES/ STAKES SPACED APPROXIMATELY 12" (30 CM) APART ACROSS THE WIDTH OF THE RECP'S.
3. ROLL THE RECP'S (A.) DOWN OR (B) HORIZONTALLY ACROSS THE SLOPE. RECP'S WILL ROLL WITH APPROPRIATE SIDE AGAINST THE SOIL SURFACE. ALL RECP'S MUST BE SECURELY FASTENED TO SOIL SURFACE BY PLACING STAPLES/ STAKES IN APPROPRIATE LOCATIONS AS SHOWN IN THE STAPLE PATTERN GUIDE. WHEN USING THE DOT SYSTEM <sup>™</sup> , STAPLES/ STAKES SHOULD BE PLACED THROUGH EACH OF THE COLORED DOTS CORRESPONDING TO THE APPROPRIATE STAPLE PATTERN.
4. THE EDGES OF PARALLEL RECP'S MUST BE STAPLED WITH APPROXIMATELY 2" - 5" ( 5 CM - 12.5 CM) OVERLAP DEPENDING ON RECP'S TYPE.
5. CONSECUTIVE RECP'S SPLICED DOWN THE SLOPE MUST BE PLACED END OVER END (SHINGLE STYLE) WITH AN APPROXIMATE 3" (7.5 CM) OVERLAP. STAPLE THROUGH OVERLAPPED AREA, APPROXIMATELY 12" (30 CM) APART ACROSS ENTIRE RECP'S WIDTH.
* IN LOOSE SOIL CONDITIONS, THE USE OF STAPLE OS STAKE LENGTHS GREATER THAN 6" (15 CM) MAY BE NECESSARY TO PROPERLY SECURE THE RECP'S.
1 EROSION CONTROL BLANKET - BANK STABILIZATION CA503 SCALE:NTS
48" MIN. FENCE POST (SPACING 10'-0' CENTER TO CENTER MAX.) FILTER FABRIC AMOCO CONSTRUCTION FABRIC STYLE 1380 OR ENGINEER APPROVED EQUAL GRADE SILT NATIVE SOIL
TRENCH V

- 1. SILT FENCE SHALL BE MAINTAINED IN PLACE DURING CONSTRUCTION AND SOIL STABILIZATION PERIOD.
- 2. CONTRACTOR SHALL CONSTRUCT SILT FENCE IN ACCORDANCE WITH MANUFACTURER'S REQUIREMENTS.
- 3. EXCAVATE TRENCH 6" WIDE X 6" DEEP. BURY BOTTOM 12" OF FABRIC AND TAMP IN PLACE.
- 4. WHEN FENCE IS NO LONGER NEEDED, THE ACCUMULATED SILT, ALL THE POSTS AND FABRIC SHALL BE REMOVED AND TRENCH BACK FILLED WITH TOPSOIL AND SEEDED.





#### NOTES:

FOR ANY PROJECT ON WHICH CONCRETE WILL BE POURED OR OTHERWISE FORMED ON SITE, A SUITABLE WASHOUT FACILITY MUST BE PROVIDED FOR THE CLEANING OF CHUTES, MIXERS, AND HOPPERS OF THE DELIVERY VEHICLES UNLESS SUCH A FACILITY WILL BE USED AT THE SOURCE OF THE CONCRETE.

- 1. UNDER NO CIRCUMSTANCES MAY WASH WATER FROM THESE VEHICLES BE ALLOWED TO ENTER ANY SURFACE WATERS.
- CONCRETE WASHOUT SHALL BE UNDERLAYED WITH 4 MIL. THICK PLASTIC BUFFER.
   MAKE SURE THAT PROPER SIGNAGE IS PROVIDED TO DRIVERS SO THAT THEY ARE AWARE OF THE PRESENCE OF
- WASHOUT FACILITIES.
  4. WASHOUT FACILITIES SHOULD NOT BE PLACED WITHIN 50 FEET OF STORM DRAINS, OPEN DITCHES OR SURFACE WATERS.
- WASHOUT FACILITIES SHOULD NOT BE FLACED WITHIN 50 FEET OF STORM DRAINS, OPEN DITCH
   INSTALL ON FLAT GRADE NOT TO EXCEED 2%.
- 6. CONCRETE WASHOUT MAY BE STACKED IN A PYRAMIDAL CONFIGURATION FOR ADDED HEIGHT AND STABILITY.
- CONCRETE WASHOUT MAY BE DIRECT SEEDED AT THE TIME OF INSTALLATION.
- THEY SHOULD BE IN A CONVENIENT LOCATION FOR THE TRUCKS, PREFERABLY NEAR THE PLACE WHERE THE CONCRETE IS BEING POURED.
- 9. CONCRETE WASHOUT NOT TO BE LESS THAN 6' IN DIAMETER.



