

EAST ROCHESTER PLANNING BOARD MINUTES

PLACE: 120 West Commercial Street, East Rochester Village Offices
DATE: September 14, 2010
TIME: 7:00pm

PRESENT:

Herb Allen, Chairman	David Schultz, Member
Brandi Marino, Member	Herman Parson, Member
Barbara Marr, Member	Matthew Hogan, Member

Larry Pierce, Building Inspector
Rob Leni, Town Attorney
Gary Smith, Parrone Engineering
Tracie Miller, Recording Secretary

NOT PRESENT:

Jan Hendrik van Edig, Member

Mr. Allen called the meeting to order at 7:00pm.

1st Item on Agenda: 201 Wilson Avenue, parcel # 152.23-1-17. Applicant and property owner, Thomas Zedick was present requesting a special use permit to install a three foot high, split rail fence in his front and side yards. Mr. Zedick explained that he has been working with Dave Bussey regarding the removal of his bushes and the installation of sidewalks. Mr. Zedick would like the fence as a boundary line for his tenants who have small children to keep them from running into the road. Mr. Zedick wants to thank the Village for lowering the speed limit as his property is on a dangerous corner. He also likes the “children at play” sign which was erected on Wilson Avenue, but thinks one should also be put on East Chestnut. Mr. Allen said that is not an issue for the Planning Board. Mr. Pierce said that issue should be brought to the attention of Marty D’Ambrose, the Village Administrator.

Matt Hogan asked if Mr. Zedick would prefer a picket fence for more safety. Mr. Zedick asked if the Board preferred a split rail fence. Mr. Allen said the application is for a split rail fence and that is what needs to be addressed. Dave Schultz said that on such a dangerous corner, he is in favor of a split rail fence over a picket fence for visibility reasons. Barb Marr and Herman Parson liked the idea of installing a fence for the childrens’ safety. Herb Allen asked if Dave Bussey advised Mr. Zedick where to put the fence so it was not in the right-of-way. Mr. Zedick said Mr. Bussey had him sign a document saying he approved the installation of the sidewalk on his property and not in the right-of-way. Mr.

Zedick went on to say the fence will be installed two feet in from the sidewalk. The reason the sidewalk was installed this way is to allow room for snowplowing.

Mr. Allen asked if there was any public comment. Mr. Zedick's tenants said they would like to have a fence.

Herman Parson made a motion to approve the special use permit as presented and Dave Schultz seconded the motion. Voting was 6-0, all in favor.

Old Business: Herb Allen suggested making some changes to the letter that Barb Marr drew up regarding the recycling bins around the Village. All Board members agreed on the changes. It was discussed that Ms. Marr would make the changes and forward the letter to Tracie Miller to print and gather Planning Board Member signatures. Herb Allen said the recycling idea is ok. Dave Schultz added that the bins are actually advertisements. Gary Smith said the Village did not have to pay for the recycling bins. Herb Allen brought up that a short time ago they fought to get billboards out because they were not within the "spirit" of the Village. Larry Pierce commented that it was difficult to enforce sign laws when these recycle bins are not in code compliance. Barb Marr asked if the Planning Board should bring this issue up at Open Forum, to which Mr. Allen said that would be the next step if they receive no response. Herman Parson said he'd rather focus on buildings in disrepair than these recycle bins. He said he personally likes the recycle bins. Barb Marr said that the bins could have been more strategically placed. Herman Parson talked about how he and the Mayor carried out 7 bags of garbage during clean sweep. Brandi Marino said it isn't about the garbage, it's about the advertising. Herman Parson agreed about getting rid of the billboard part. Dave Schultz said he doesn't disapprove of the actual bins, but feels they should have been brought to the Planning Board for approval.

Mr. Pierce stated that he has not received calls about the advertising, but has received calls from business owners saying they had to go through a lot to get their signs approved and within Village Code compliance and these bins do not abide by code. Gary Smith asked if the cell tower on the water tower was approved by the Planning Board. Herb Allen said it was not. Herman Parson said that Pittsford has specific color codes for signs. Gary Smith said unless the color scheme is in the code exactly, it cannot be enforced. Herb Allen said this goes back to the sign codes not being clear enough. Barb Marr mentioned that the Village is one square mile and there are four of these bins within a block of each other. Herb asked the Planning Board Members if they wanted this letter to be sent to the Village Board. Barb Marr made a motion to send the letter and

said she would sign it. All other members agreed to sign and send the letter. Rob Leni said no motion needed to be made on this matter.

New Business: Dave Schultz asked Mr. Pierce what was happening with Mark Nudds' barn at 315 East Commercial Street. Larry said he had been there three times and Mr. Nudds has not been home. Mr. Nudds has not yet called to have any inspections done and Mr. Pierce said he was going to issue a stop work order. Mr. Schultz said that it looks like the barn is not within the setback and a survey map should be obtained when doing these types of projects. Mr. Pierce said we do ask for a survey map and we have one on this property, but it is the owners' responsibility to stay within the setback limits. Mr. Pierce also said that Gary Smith made it clear to Mr. Nudds at the July 13 Planning Board Meeting that the setback included the thickness of the siding.

Herb Allen mentioned that he received in the mail a call for projects notice from the Genesee Transportation Council. He wasn't sure why he received this and asked that it be given to Marty D'Ambrose.

Herb Allen asked for approval of the August 10, 2010 Planning Board minutes. Dave Schultz made a motion to approve the minutes and Barb Marr seconded the motion. Voting was 6-0 in favor of approval.

Herman Parson made a motion to adjourn and Barb Marr seconded the motion. Voting was 6-0 in favor of adjourning.

The meeting adjourned at 7:35pm.

Respectfully submitted,

Tracie Miller
Recording Secretary