

Variance Meeting Notes

Date 6-24-20 Appeal # SA 20005

Minutes taken by Pam Sojda

Meeting called to order at: 7:30

Members

Present Absent

William
Elsasser

	Present	Absent
Janet Berkemeier	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vacant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mary Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Pam Sojda	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Patti Famiglietti	<input checked="" type="checkbox"/>	<input type="checkbox"/>
George Larish	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Application No. SA 20005

Date of Application 2-4-20

Date Notice Published 6-12-20

Others Present Michael Lee
Jeff Wolack
Vicki Wolack

Genesee County Planning Board Recommendations ~ Review Date 3-12-20 Approve Reject
Modifications Proposed sign should pose no significant impact, however ZBA should place limits on time change of message, brightness etc.

Bethany Planning Board Recommendations ~ Review Date 2-4-20 Approve Reject
Modifications #1 Exceeds allowable size 6sq' (2'x20') requested
#2 Sign is flashing

State Environmental Quality Review (SEQR)

The status of this variance is...

Type I Poses a significant environmental impact. Requires completion of a long Environmental Assessment

Form (EAF) and coordinated review by all involved agencies.

Type II Actions NOT subject to review under SEQR. Type II actions include interpretations, granting area variances for one, two or three family dwellings and granting of individual setback and lot line variances.

Unlisted Actions Actions are all those actions NOT considered Type I or Type II.

Use variances and conditional use permits are classified as Unlisted Actions and require completion of a short EAF.

Opening Remarks We can designated time sign stays on message, brightness but NOT what is on the sign. ZBA can ask for a review 6 mo-year

Public Hearing Called to Order at: 7:45

Public Comments (no Public comments)

Public Hearing closed at: 8:15

Area Variance Points to Consider

A. Whether an **undesirable change will be produced** in the character of the neighborhood or a **detriment** to nearby properties will be created by the granting of the area variance
Discussion _____

Vote Point A
*William
Elsasser*

	YES	NO
Janet Berkemeier	_____	<input checked="" type="checkbox"/>
Vacant	_____	<input checked="" type="checkbox"/>
Mary Miller	_____	<input checked="" type="checkbox"/>
Joshua Wells	<input checked="" type="checkbox"/>	_____
Pam Sojda	_____	<input checked="" type="checkbox"/>
Patti Famigliette	_____	<input checked="" type="checkbox"/>
George Larish	_____	<input checked="" type="checkbox"/>

Yes, means you **DO** think an undesirable change will be produced.
No, means you **DO NOT**.

B. Whether the **benefit sought** by the applicant **can be achieved** by some method, feasible for the applicant to pursue **other than the area variance**
Discussion _____

Vote Point B.
*William
Elsasser*

	YES	NO
Janet Berkemeier	_____	<input checked="" type="checkbox"/>
Vacant	_____	<input checked="" type="checkbox"/>
Mary Miller	_____	<input checked="" type="checkbox"/>
Joshua Wells	<input checked="" type="checkbox"/>	_____
Pam Sojda	_____	<input checked="" type="checkbox"/>
Patti Famigliette	_____	<input checked="" type="checkbox"/>
George Larish	_____	<input checked="" type="checkbox"/>

YES, means you **do think** the benefit **can be achieved** by another method.
NO, means you **DO NOT**.

C. Whether the requested area variance is substantial

Discussion Sign is 40 sq ft allowed is 6 sq ft

Vote Point C.

YES NO

William
Elsasser

Janet Berkemeier	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vacant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mary Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Patti Famigliette	<input checked="" type="checkbox"/>	<input type="checkbox"/>
George Larish	<input type="checkbox"/>	<input checked="" type="checkbox"/>

YES means you think the area variance IS substantial.
NO, means you DO NOT.

D. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district

Discussion _____

Vote Point D.

YES NO

William
Elsasser

Janet Berkemeier	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Vacant	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mary Miller	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Patti Famigliette	<input type="checkbox"/>	<input checked="" type="checkbox"/>
George Larish	<input type="checkbox"/>	<input checked="" type="checkbox"/>

YES, means you think the variance WILL HAVE an adverse effect or impact.

NO, means you think IT WILL NOT

E. Whether the alleged difficulty was self created.

Discussion _____

Vote Point E.

YES NO

William
Elsasser

Janet Berkemeier	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vacant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mary Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joshua Wells	<input type="checkbox"/>	<input type="checkbox"/>
Pam Sojda	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Patti Famigliette	<input checked="" type="checkbox"/>	<input type="checkbox"/>
George Larish	<input checked="" type="checkbox"/>	<input type="checkbox"/>

YES, means you think the difficulty WAS self-created.

NO, means you think it was NOT.

Motion to Approve Reject Made by Mary Seconded by Pam Sojda

Conditions of Approval Subject to reviewing 6 months after installation unless nearby residents complain or have issues with the sign, in which a review will be initiated to zoning enforcement officer. Also

With the following conditions - signs is not to change no more than 1x in 10 seconds, also the light intensity is to be reduced in the evening

Motion Vote Approve Reject Abstain

*William
Elasser*

Janet Berkemeier	<u>✓</u>	<u> </u>	<u> </u>
Vacant	<u>✓</u>	<u> </u>	<u> </u>
Mary Miller	<u>✓</u>	<u> </u>	<u> </u>
Joshua Wells	<u>-</u>	<u>-</u>	<u> </u>
Pam Sojda	<u>✓</u>	<u> </u>	<u> </u>
Patti Famiglietti	<u>✓</u>	<u> </u>	<u> </u>
George Larish	<u>✓</u>	<u> </u>	<u> </u>

Action Taken	
Approved	<u>✓</u>
Denied	<u> </u>
Tabled	<u> </u>

Motion Tally Carried 6 Denied 1

Motion to CLOSE meeting made by Pam Sojda Motion SECONDED by William Elasser

Motion Tally In Favor 6 Opposed 0

Chairman Adjourns Meeting at: 8:35