

Members Present:

Matthew Griffo, Chair
Dori Farthing
Sue Richardson
David Woods

Other Village Representatives Present:

Code Enforcement Officer Ron Maxwell
MRB | group Engineer Scott DeHollander
Attorney J. Thomas Reynolds
Livingston County Planning Board Representative
Robert Yull

Applicants Present:

Corrin Strong, Strong Subdivision & Genesee Volley Tennis Club
Natousha Reitz, The Pawn Shop

Public Present:

Linda Poste, 4222 Lakeville Road
Amy Carpenter, 17 Avon Road
Jerry & Charlotte Barber, Reservoir Road
Ralph Roach, 4297 Reservoir Road
Lars Mazzola, 4285 Reservoir Road
Jane Fowler Morse, 4285 Reservoir Road
Bob Recotta, 4262 Lakeville Road (Livingston Lanes)
Fred Mingrino, Genesee Volley Tennis Club

1. Meeting Opened:

Chair Griffo opened the meeting at 4:02PM.

2. Sign Site Plan for The Pawn Shop, 131 Main Street:

Natousha Reitz appeared before the Board to present her application for a sign and sign grant. Sign Language out of Perry, New York had drew up a couple different options, but the option being presented today is the one that the Reitz's liked the best. The sign is single sided 3.5 feet high by 4 feet wide. The outer and inner borders of the sign are black. The background color is dark olive green and the lettering is primrose yellow and ivory. The words pawn shop are actually 1.5 inches thick and affixed to the vinyl sign. The sign should last approximately eight years. Mrs. Reitz stated that if they were to add some gold leaf to the sign it would cost approximately \$300 more. The price of the sign was a shock to Mr. and Mrs. Reitz as they have looked online and have seen signs that cost only \$300-\$400. Mrs. Reitz explained that if they were not awarded the grant, they would not be able to go ahead with this particular sign.

Chair Griffo explained that sign grants are typically for dimensional signs and should have some type of gold leaf on them. The Board agreed that they did like the design of the sign.

With no further discussion, D. Farthing moved to approve the design of the sign for the Pawn Shop with second from S. Richardson. The motion passed with ayes from all.

S. Richardson moved to approve the sign grant application for the Pawn Shop, with second from D. Farthing. The Board discussed past sign grant applications and those that had not necessarily been earth tone colors and ones that did not have gold leaf. Chair Griffo noted that this sign would be very visible as one is entering Main Street from the South. S. Richardson asked if the sign would be lighted. Mrs. Reitz stated that the sign would have gooseneck lighting. Chair Griffo asked if other sign vendors had been contacted. Mrs. Reitz explained that she had contacted Sign Blazer and they seemed unwilling to help her and she had tried to contact ABC Signs with no luck. With no further discussion the vote was as follows: M. Griffo – Nay, S. Richardson – Aye, D. Farthing – Aye, D. Woods – Aye. The motion passed.

3. Meeting Minutes:

The September 16, 2009 work session notes were reviewed. D. Woods moved to approve the notes as presented with second from D. Farthing. The motion passed with ayes from M. Griffo, D. Farthing and D. Woods. S. Richardson abstained, as she was not present at the September 16th work session.

The September 23, 2009 regular meeting minutes were reviewed. S. Richardson moved to approve the minutes as presented with second from D. Farthing. The motion passed with ayes from all.

4. Code Enforcement Office Report:

September 2009

Building Permits	3
Zoning/Sign Permits	0
Other Permits/Rental Housing Inspections/Fire Inspections	3

CEO Maxwell stated that the current owner's of the property at 39 & 41 East South Street (proposed Byrne Dairy) are digging out the old fuel tanks with NYS DEC on site.

Larry Scoville has purchased the property at 137 Center Street, formerly known as the Village Tavern and formerly owned by the Matthes family. Mr. Scoville would like to open it back up as a bar/restaurant, but a special use permit will be required to do that. CEO Maxwell stated that at this time, they are concerned with bringing the building up to Code and they plan to meet with APOG to discuss the history of the building.

CEO Maxwell reported that the Crown Court LLC building on Veteran Drive is moving along very quickly. The Shoe Dept. plans to be open for Black Friday shopping, however, Maurice's won't be open until after the holidays.

5. David Woods – Town Planning Board Update:

David Woods reported that the Town Planning Board received and started their preliminary discussion on an application for a two-lot subdivision on West Lake Road. The Board briefly also discussed the Gateway District design standards, which the Town Board plans to act on at their next meeting.

6. Corrin Strong - Three-Lot Subdivision and Genesee Volley Tennis Club Lights:

CEO Maxwell has determined that a special use permit would be needed for the tennis club now that an alteration is being requested with the addition of six lights

around the perimeter of the tennis court. Attorney Reynolds was in agreement. It was agreed that the special use permit request could be lumped in with the three-lot subdivision request.

Engineer DeHollander stated that the code calls for dark sky compliant lighting. As the proposed tennis court lights are preexisting used lights, they are not necessarily dark sky compliant, but Mr. Strong has supplied info that the lights will be shielded to block any light spillage.

Regarding the proposed three lot subdivision, Mr. Strong stated that he had submitted photographs showing the recent improvements made to the driveway to bring it up to code. Most of Engineer DeHollander's questions had been answered, but he asked about the proposed road shown on lot three as there needs to be temporary or permanent easements added for the existing driveway, which will allow for the three new lots to use it until the proposed one is built.

With no further discussion, the Board set a public hearing for the proposed three-lot subdivision and special use permit request for the Genesee Volley Club for Monday, November 16, 2009 at 4:30PM.

7. Hampton Inn Proposal:

As no one was present for the Hampton Inn proposal, the Board took a five-minute recess to try to contact their representatives.

Chair Griffo was able to contact their Attorney, Jim Coniglio. Attorney Coniglio stated that they would not be attending.

8. Old/New Business:

The Board agreed to set a site plan public hearing for the Byrne Dairy proposal for Monday, November 16, 2009 at 4:45PM.

9. Church of Jesus Christ of Latter Day Saints – 42 East South Street:

Engineer DeHollander stated that he had received an email from Mayor Hatheway regarding the drainage issue at the Church of Latter Day Saints site at 42 East South Street. Mayor Hatheway had received a call from the Church of Latter Day Saints Attorney in Salt Lake City, Utah. In response to that email Engineer DeHollander wrote Mayor Hatheway a letter explaining the problem.

Engineer DeHollander explained that he has also written letters to the Church's engineer with possible solutions to the problem and they have chosen to ignore the possible solutions, which is why the permanent certificate of occupancy was issued and is the reason why the temporary certificate of occupancy may not be renewed. Engineer DeHollander has asked them to at least put a plan in place with a date as to when they expect the problem to be resolved, which would eliminate any revocation of their temporary certificate of occupancy, but they choose not to respond.

Attorney Reynolds agreed to contact the attorney in Salt Lake City, to see if the problem can be resolved without revoking the temporary certificate of occupancy.

10. Meeting Closed:

D. Farthing moved to close the meeting at 5:42PM with second from D. Woods. The motion passed with ayes from all.

Aprile S. Mack, Secretary