

APPLICATION TO THE BOARD OF TRUSTEES
SPECIAL PERMIT
VILLAGE OF PITTSFORD
21 NORTH MAIN STREET
PITTSFORD, N.Y. 14534

This application addresses Restaurants and Carry-Out uses in B-1, B- 1A, B-2, B-4 and M-1 Zoning Districts.

Date: _____

Fee: \$250.00

Property Address: _____

Tax Account Number: _____ Zoning District: _____

Owner's Address: _____ Telephone: _____

Applicant: _____ Telephone: _____

Applicant's Address: _____

Applicant is: Owner Lessee/Tenant Agent Other

If Other, Explain: _____

1. Provide a description of the activity that is planned for this location:

2. Describe how the proposed activity will affect existing parking:

3. Describe how trash/refuse will be handled for the proposed activity:

4. Proposed Hours of Operation: _____

Owner's Statement: I am the owner of the above property and I have read and approve this application. If the applicant is other than the owner, I authorize the applicant to proceed as agent.

Applicant's Name-Printed: _____

Signature: _____ Date: _____

Applicant's Statement: I hereby certify that the information submitted is, to the best of my knowledge, true and correct.

Signature: _____ Date: _____

NOTE: If any additional information is required by the Board, during the meeting, it is the responsibility of the applicant to provide such information, prior to the deadline of the subsequent meeting, or it will not be heard.

SEQUENCE:

1. This application will place you on the next available Board of Trustee meeting agenda.
2. The application will be forwarded to the Planning Board and that Board will provide formal recommendations back to the Board of Trustees.
3. The applicant will be notified by the Village Clerk as to the date that the application will be placed on the Board of Trustee's meeting agenda for final disposition. The date is dependent upon providing the required notification for a Public Hearing.
4. The \$250.00 fee will be required with the filing of this application.
5. The applicant is encouraged to attach any additional information (drawings, layouts, seating plans, etc.) that will supplement this application.

Village Code Section 210-74. Special Permit Uses in B-1, B-1A, B-2, B-4 and M-1 Districts

- A. The following uses may be permitted upon application to and with the approval of the Village Board of Trustees:
 - 1) Restaurants
 - 2) Carry-out Restaurants
- B. Special Permit Review
 - 1) Public Hearing: Any use for which a special permit is required shall be considered at a public hearing held by the Village Board of Trustees.
 - 2) Decisions: The Village Board of Trustees may approve with or without modifications or conditions or deny an application for a special permit.
 - 3) Standards for a Special Permit Application Review: No special permit shall be granted unless and until the applicant has demonstrated to the satisfaction of the Village Board of trustees that:
 - a) Access to the site and the size of the site are adequate for the proposed use.
 - b) The proposed use will not adversely affect the orderly pattern of development in the area.
 - c) The nature, duration and intensity of the operations which are involved in or conducted in connection with the proposed use will be in harmony with nearby uses and will not alter the essential character of the neighborhood nor be detrimental to the residents thereof.
 - d) The proposed use will not create a hazard to health, safety or the general welfare.
 - e) The proposed use will not be detrimental to the flow of traffic in the vicinity.
 - f) The proposed use will not place an excessive burden on public improvements, facilities, services or utilities.
 - g) The proposed site is located more than 100 feet from any residentially zoned and/or used property or is situated so that it may be demonstrated that existing or proposed features of the site will mitigate any potential adverse effect on the residential property.
 - h) The proposed use will not create noise, late-night activity, or extended hours of operation, odors, noise from mechanical equipment or other conditions that may be detrimental to either the quality of life of nearby residents and businesses or to the general welfare of nearby residential neighborhoods.
- C. Expiration of a Special Permit:
 - 1) A special permit shall authorize only one specific use.
 - 2) Said permit shall expire if:
 - a) The use does not begin operation within one year of the date on which the approval for said permit was granted.
 - b) The use, once begun, ceases operation, for any reason, for more than six (6) consecutive months.
 - c) The operation of the use is transferred, by any means, to an individual or individuals, or to an entity other than the applicant to which the special permit was granted.
- D. Expansion of a Special Permit Use: The nature, duration and intensity of the operations which are involved in or conducted in connection with any use for which a special permit has been granted shall not be increased or expanded without the approval of the Village Board of Trustees. Any expansion of a use which requires a special permit shall be considered at a public hearing in the same manner as otherwise provided in this article.