

Village of Pittsford
PLANNING AND ZONING BOARD OF APPEALS
Regular Meeting – June 22, 2009 at 7:00 PM

PRESENT:

Chairperson: Remegia Mitchell
Members: Sally Chamberlin
Lili Lanphear
Meg Rubiano

Attorney: John Osborn
Building Inspector: Edward Bailey (absent)
Recording Secretary: Linda Habeeb

Chairperson Mitchell called the meeting to order at 7:00 P.M.

Zoning Board

Erie Canal Boat Company – Temporary Permit Request

Present: Peter Abele, Erie Canal Boat Company

SEQR: Chairperson Mitchell stated this is a Type II Action under 617.5 (c) #15. No further review is necessary.

Legal Notice: The Secretary read the legal notice below which was published on June 10, 2009 in the Brighton-Pittsford Post: *“Please take notice that a Public Hearing will be held before the Village of Pittsford Zoning Board of Appeals, Monday, June 22, 2009 at 7:00 PM at the Village Hall, 21 North Main Street, Pittsford, NY to consider an application made by Peter Abele, owner of the Erie Canal Boat Company, for a temporary zoning permit to allow the operation of a seasonal canoe and kayak rental business to be located on Schoen Place, pursuant to Chapter 210-109, Temporary permits, of the Code of the Village of Pittsford.”*

Discussion: In 2008, the applicant was granted a temporary permit for the Erie Canal Boat Company to operate a seasonal boat rental business on Schoen Place. Mr. Abele stated that he is requesting renewal of the temporary permit for his boat rental business from July 1 through October 31, 2009. The plan includes the rental of approximately 15 boats, including kayaks, canoes, and paddleboats, and a temporary kiosk with signage. He stated that the only change from last year is that the NYS Canal Corporation had requested that he relocate the floating dock to within 6” of the shoreline. Chairperson Mitchell questioned the applicant as to the plan for parking, and he stated that he has arranged for parking behind Powers’ barn.

Public Hearing Opened: Chairperson Mitchell opened the public hearing.

Public Hearing Closed: There being no one further wishing to speak for or against this application, Chairperson Mitchell closed the public hearing.

Motion: A motion was made by Chairperson Mitchell, seconded by Member Chamberlin, to approve a temporary permit for the Erie Canal Boat Company to operate a seasonal boat rental business on Schoen Place for the 2009 boating season, as outlined in the submitted application, with the following conditions:

1. If the total number of boats is increased, the applicant will return to the Zoning Board for further review.
2. The applicant is required to have a current insurance certificate on file in the Village Office.

Vote: Chamberlin – yes; Mitchell – yes; Lanphear – yes; Rubiano – yes. **Motion carried.** The decision was filed in the Office of the Village Clerk on June 22, 2009.

Member Items:

- ❖ Board members discussed a memorandum from a representative of the Buffalo Bills Training Camp requesting approval to park buses in the Sutherland High School parking lot. Mr. Osborn stated that the applicants are required to request approval for a temporary permit from the Zoning Board. After submittal of an application to the Zoning Board, publication of a legal notice, and notification of the appropriate surrounding neighbors, they will be on the agenda for the July 20th Zoning Board meeting.
- ❖ Board members discussed whether Breathe Yoga is in compliance with the approvals that were granted by Village Boards. Member Lanphear noted that her business involves cooking demonstrations and nutrition classes, and that her business has been expanded. She suggested that the owner should be required to come before the PZBA for further review.
- ❖ Board members identified several examples of businesses with educational and recreational uses, and discussed the possibility of reviewing their approvals. Board members noted the need to develop a method of systematically reviewing these approvals after a stated period of time.
- ❖ The Board also discussed the R-5 Zoning Special Use Permit process.

Motion: Chairperson Mitchell made a motion, seconded by Member Lanphear, to approve the April 27, 2009 minutes.

Vote: Chamberlin – yes; Mitchell – yes; Lanphear – yes; Rubiano – yes. ***Motion carried.*** The decision was filed in the Office of the Village Clerk on June 22, 2009.

Adjournment: There being no further business, Chairperson Mitchell adjourned the meeting at 8:00 pm.

Linda Habeeb, Recording Secretary