

**RUSH ZONING BOARD OF APPEALS – 2013
APPLICATIONS & DECISIONS**

JANUARY 10, 2013

NO MEETING THIS MONTH – NO APPLICATIONS

FEBRUARY 14, 2013

WORKSHOP:

Application 2013-01Z by Robert Turner and land owner Henry Hansen requesting a use variance for the development of a 12,750 square foot building to accommodate an office and storage space for commercial drilling equipment/vehicles. Property is located at 7566 West Henrietta Road and is in a commercial district.

Application 2013-02Z and Application 2013-03Z by Ralph Harding requesting two area variances necessary for a proposed subdivision and site plan for property located at 40 Scofield Road. Proposed lot widths do not comply with 120-17 of the Rush Town Code. Property is located in an R-30 zoning district.

Second workshop scheduled for March 14, 2013.

INFORMAL DISCUSSION:

Land Tech Engineer John Sciarabba appearing on behalf of Rush Associates LLC to discuss future development of the parcel located at the corner of West Henrietta Road and NYS Route 251.

MARCH 14, 2013

PUBLIC HEARING:

Application 2013-01Z by Robert Turner and land owner Henry Hansen requesting a use variance for the development of a 12,750 square foot building to accommodate an office and storage space for commercial drilling equipment/vehicles. Property is located at 7566 West Henrietta Road and is in a commercial district.

Application Adjourned to March 26, 2013.

WORKSHOP:

Application 2013-02Z and Application 2013-03Z by Ralph Harding requesting two area variances required for a proposed subdivision and site plan for property located at 40 Scofield Road. Proposed lot widths do not comply with 120-17 of the Rush Town Code. Property is located in an R-30 zoning district.

Application 2013-04Z by Dave Altamura requesting a width at setback variance for a proposed subdivision. The subdivision does not comply with 120-17A of the Rush Town Code. Property is located at 625 Works Road and is in an R-30 zoning district.

Application withdrawn, revised subdivision and variance not required.

MARCH 26, 2013

ADJOURNED APPLICATION:

Use Variance Application 2013-01Z By Robert Turner and Henry Hansen for the development of a 12,750 square foot building to accommodate an office and storage space for commercial drilling equipment/vehicles. Property is located at 7566 West Henrietta Road. Property is zoned commercial.

Application Adjourned to April 11, 2013.

APRIL 11, 2013

ADJOURNED APPLICATION:

Application 2013-01Z by Robert Turner and land owner Henry Hansen requesting a use variance for the development of a 12,750 square foot building to accommodate an office and storage space for commercial drilling equipment/vehicles. Property is located at 7566 West Henrietta Road and is in a commercial district.

Application Adjourned to May 9, 2013

PUBLIC HEARING:

Application 2013-02Z and **Application 2013-03Z** by Ralph Harding requesting two area variances required for a proposed subdivision and site plan for property located at 40 Scofield Road. Proposed lot widths do not comply with 120-17 of the Rush Town Code. Property is located in an R-30 zoning district.

Both Applications have been denied.

INFORMAL DISCUSSION:

Jason Beyor of 6550 East River Road to discuss variances for the outdoor storage of an enclosed utility trailer and a dump trailer.

MAY 9, 2013

ADJOURNED APPLICATION:

Application 2013-01Z by Robert Turner and land owner Henry Hansen requesting a use variance for the development of a 12,750 square foot building to accommodate an office and storage space for commercial drilling equipment/vehicles. Property is located at 7566 West Henrietta Road and is in a commercial district.

This application has been withdrawn as of May 6, 2013.

WORKSHOP:

Application 2013-05Z by James and Frances Scancarello requesting a front setback variance for a gazebo. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 6745 East River Road and zoned R-30.

Application 2013-06Z by Jeremy and Pamela Remchuk requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 19 Keyes Road and zoned R-30.

INFORMAL DISCUSSION:

Ralph Harding to discuss alternatives to previous variance request for property located at 40 Scofield Road.

Curran Brown to discuss a front setback variance for a barn located at 30 Rotzel Road.
This informal was a late addition to the May 9, 2013 meeting.

JUNE 13, 2013

PUBLIC HEARING:

Application 2013-05Z by James and Frances Scancarello requesting a front setback variance for a gazebo. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 6745 East River Road and zoned R-30.
Application approved June 9, 2013.

Application 2013-06Z by Jeremy and Pamela Remchuk requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 19 Keyes Road and zoned R-30.
Application approved June 9, 2013.

Application 2013-07Z and **Application 2013-08Z** by Ralph Harding requesting two area variances required for a proposed subdivision and site plan for property located at 40 and 46 Scofield Road. Proposed lot widths do not comply with 120-17 of the Rush Town Code. Property is located in an R-30 zoning district.
Both applications approved June 9, 2013.

WORKSHOP:

Application 2013-09Z by Curran and Christine Brown requesting a front setback variance for a barn. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 30 Rotzel Road and zoned R-20.

Application 2013-10Z by Andrew and Laurie Shepland requesting a front setback variance for a garage addition. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 290 Keyes Road and zoned R-30.

Application 2013-11Z by Henry Hansen requesting a use variance for the development of 7.83 acres to place a 12,750 square foot building to accommodate an office and storage space for commercial equipment/vehicles. Property is located at 7566 West Henrietta Road and is in a commercial district.

JULY 11, 2013

PUBLIC HEARING:

Application 2013-11Z by Robert Turner of Turner Underground Installations, 1233 Lehigh Station Road, Henrietta, New York, and property owner Henry Hansen, requesting a use variance for 7.83 acres of a proposed 24.65 acre lot for the purpose of the eventual construction by Mr. Turner of two (2) new 12,750 square foot buildings and approximately 20,000 square foot outdoor storage area. Property is located at 7566 West Henrietta Road and is zoned commercial.

Application has been adjourned to the August 6, 2013 meeting.

Application 2013-09Z by Curran and Christine Brown requesting a front setback variance for a barn. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 30 Rotzel Road and zoned R-20.

Application approved July 11, 2013.

Application 2013-10Z by Andrew and Laurie Shepland requesting a front setback variance for a garage addition. The proposed location does not comply with 120-18 of the Rush Town Code. Property is located at 290 Keyes Road and zoned R-30.

Application approved July 11, 2013.

WORKSHOP:

Application 2013-12Z by Douglas Dumbleton requesting a side setback variance for a picnic pavilion. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 801 Fishell Road and zoned R-30.

Mr. Dumbleton did not appear.

AUGUST 6, 2013

WORKSHOP:

Application 2013-12Z by Douglas Dumbleton requesting a side setback variance for a picnic pavilion. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 801 Fishell Road and zoned R-30.

Application 2013-013Z by Randall and Sharyl Lewis requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 2461 Pinnacle Road and zoned R-30.

TABLED APPLICATION:

Application 2013-11Z by Robert Turner of Turner Underground Installations, 1233 Lehigh Station Road, Henrietta, New York, and property owner Henry Hansen, requesting a use variance for 7.83 acres of a proposed 24.65 acre lot for the purpose of the eventual construction by Mr. Turner of two (2) new 12,750 square foot buildings and approximately 20,000 square foot outdoor storage area. Property is located at 7566 West Henrietta Road and is zoned commercial.

Application 2013-11Z was denied on August 6, 2013.

SEPTEMBER 12, 2013

PUBLIC HEARING:

Application 2013-12Z by Douglas Dumbleton requesting a side setback variance for a picnic pavilion. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 801 Fishell Road and zoned R-30.

Application approved September 12, 2013.

Application 2013-013Z by Randall and Sharyl Lewis requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 2461 Pinnacle Road and zoned R-30.

Application approved September 12, 2013.

WORKSHOP:

Application 2013-14Z by Bradley and Kimberly Malcolm requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 800 Phelps Road and zoned R-30.

OCTOBER 10, 2013

PUBLIC HEARING:

Application 2013-14Z by Bradley and Kimberly Malcolm requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 800 Phelps Road and zoned R-30.

Application denied on 10/10/2013

WORKSHOP:

Application 2013-15Z by Selden and Marilyn Chase requesting a front setback variance for an addition to the single family residence located at 20 Gilbert Mills-

Wilkinson Road. The proposed addition does not comply with 120-18 of the Rush Town code. Property is located in an R-30 zoning district.

NOVEMBER 14, 2013

PUBLIC HEARING:

Application 2013-15Z by Selden and Marilyn Chase requesting a front setback variance for an addition to the single family residence located at 20 Gilbert Mills-Wilkinson Road. The proposed addition does not comply with 120-18 of the Rush Town code. Property is located in an R-30 zoning district.

Application approved 11/14/2013.

Application 2013-16Z by Bradley and Kimberly Malcolm requesting a side setback variance for a shed. The proposed location does not comply with 120-19 of the Rush Town Code. Property is located at 800 Phelps Road and zoned R-30.

Workshop for this second application by Malcolm was waived.

Application approved 11/14/2013.

DECEMBER 12, 2013

WORKSHOP:

Application 2013-17Z by Regina Lapp-Harmon requesting a front setback variance for a porch addition to the single family residence located at 7679 East River Road. The proposed addition does not comply with 120-18 of the Rush Town code. Property is located in an R-20 zoning district.

Updated December 31, 2013 MP