

**TABLE OF CONTENTS  
ZONING BOARD OF APPEALS – 2006  
APPLICATIONS & DECISIONS**

**JANUARY 12, 2006 – REGULAR MEETING**

**NO MEETING THIS MONTH – NO APPLICATIONS**

**FEBRUARY 9, 2006 – REGULAR MEETING**

**NO APPLICATIONS**

The Board Members will discuss the possible revision of the Sign Ordinance for the Town of Rush.

**APPROVAL OF MINUTES:**

December 8, 2005

**MARCH 9, 2006 – REGULAR MEETING**

**NO APPLICATIONS**

**INFORMAL DISCUSSION:**

Pride Signs, Laura Baranes acting as Agent for Mr. Richard Dorschel.

The Board Members will continue to discuss the possible revision of the Sign Ordinance for the Town of Rush.

**APPROVAL OF MINUTES:**

February 9, 2006

**APRIL 13, 2006 – REGULAR MEETING**

**WORKSHOP:**

**Application 2006-01 Z** by David Ferries for an Area Variance to build a 40'x 50' barn 10 feet from the property line. Proposed structure does not comply with property line set back requirement of 25 feet. Location is at 692 Rush West Rush Road. Property is located in an R-30 Zoning District.

**Application 2006-02 Z** by Pride Signs acting as Agent for Richard Dorschel for a Sign Variance for the renewal of the expired permit for the signs on the building located at 7283 West Henrietta Road. Property is located in a Commercial Zoning District.

**INFORMAL DISCUSSION:**

Conclude discussion of proposed changes to the sign ordinance

**APPROVAL OF MINUTES:**

March 9, 2006

**MAY 11, 2006 – REGULAR MEETING**

**PUBLIC HEARING:**

**Application 2006-01 Z** by David Ferries for an Area Variance to build a 40' x 50' barn 15 feet from the property line. Proposed structure does not comply with property line set back requirement of 25 feet. Location is at 692 Rush West Rush Road. Property is located in an R-30 Zoning District.

**APPLICATION TABLED DUE TO A TIE VOTE. A DISCUSSION AND REVOTE WILL OCCUR ON 6/8/06**

**Application 2006-02 Z** by Pride Signs acting as Agent for Richard Dorschel for a Sign Variance for the renewal of the expired permit for the signs on the building located at 7283 West Henrietta Road. Property is located in a Commercial Zoning District.

**APPLICATION APPROVED 5/11/06**

**WORKSHOP:**

**Application 2006-03 Z** by Werner & Karen Wandersleben for an Area Variance to build a 28' x 32' two car garage 75 feet from the centerline of the road. Proposed structure does not comply with the minimum front setback requirement. Location is a 555 Five Points Road. Property is located in an R-30 Zoning District.

**INFORMAL DISCUSSION:**

Mike & Julie Kujawski, 198 Five Points Rd, asking if they can have an electric fence to contain their horses.

**APPROVAL OF MINUTES:**

April 13, 2006

**JUNE 8, 2006 – REGULAR MEETING**

**ADJOURNED MOTION:**

**Application 2006-01 Z** by David Ferries for an Area Variance to build a 40' x 50' barn 15 feet from the property line. Proposed structure does not comply with property line set back requirement of 25 feet. Location is at 692 Rush West Rush Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 6/8/06**  
**PUBLIC HEARING:**

**Application 2006-03 Z** by Werner & Karen Wandersleben for an Area Variance to build a 28' x 32' two car garage 75 feet from the centerline of the road. Proposed structure does not comply with the minimum front setback requirement. Location is a 555 Five Points Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 6/8/06**

**APPROVAL OF MINUTES:**  
May 11, 2006

**JULY 13, 2006 –REGULAR MEETING**

**WORKSHOP:**

**Application 2006-04 Z** by Chris & Betsy Marshall for an Area Variance to build a garage 16 feet from the property line. The garage will be built on an existing 26' x 20' foundation. The proposed structure does not comply with the property line set back requirement of 25 feet. Location is at 251 Wardell Road. Property is located in an R-30 Zoning District.

**Application 2006-05 Z** by Larry & Susan Rausch for an Area Variance to build a garage 80 feet from the centerline of the road. The proposed structure does not comply with the property line front set back requirement of 110 feet. Location is at 840 Five Points Road. Property is located in an R-30 Zoning District.

**APPROVAL OF MINUTES:**  
June 8, 2006

**AUGUST 10, 2006 – REGULAR MEETING**

**PUBLIC HEARING:**

**Application 2006-04 Z** by Chris & Betsy Marshall for an Area Variance to build a garage 16 feet from the property line. The garage will be built on an existing 26' x 20' foundation. The proposed structure does not comply with the property line set back requirement of 25 feet. Location is at 251 Wardell Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 8/10/06**

**Application 2006-05 Z** by Larry & Susan Rausch for an Area Variance to build a garage 80 feet from the centerline of the road. The proposed structure does not comply with the property line front set back requirement of 110 feet. Location is at 840 Five Points Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 8/10/06**

**WORKSHOP:**

**Application 2006-06 Z** by James Condon, Cyncon Equipment, Inc. for a Sign Variance to add a third sign to property located at 7494 West Henrietta Road, Property is located in a Limited Industrial Zoning District.

**THIS APPLICATION HAS BEEN WITHDRAWN BY THE APPLICANT**

**APPROVAL OF MINUTES:**

July 13, 2006

**SEPTEMBER 14, 2006 – REGULAR MEETING**

**WORKSHOP:**

**Application 2006-07 Z** by Jeffrey & Teresa Kachula for an Area Variance to build a 28' x 32' detached garage fifteen (15) feet from the lot line. The proposed structure does not comply with the property line side set back requirement of 25 feet. Location is at 1141 Rush Scottsville Road. Property is located in an R-30 Zoning District.

**APPROVAL OF MINUTES:**

August 10, 2006

**OCTOBER 12, 2006 – REGULAR MEETING**

**PUBLIC HEARING:**

**Application 2006-07 Z** by Jeffrey & Teresa Kachula for an Area Variance to build a 28' x 32' detached garage fifteen (15) feet from the lot line. The proposed structure does not comply with the property line side set back requirement of 25 feet. Location is at 1141 Rush Scottsville Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 10/12/06**

**WORKSHOP:**

**Application 2006-08 Z** by Edward Richard for an Area Variance to park a boat in front of the main structure. The proposed placement does not comply with § 120-57 G of the Code of the Town of Rush. Location is at 2584 Pinnacle Road. Property is located in an R-30 Zoning District.

**APPROVAL OF MINUTES:**

September 14, 2006

**NOVEMBER 9, 2006 - REGULAR MEETING**

**PUBLIC HEARING:**

**Application 2006-08 Z** by Edward Richard for an Area Variance to park a boat in front of the main structure. The proposed placement does not comply with § 120-57 G of the Code of the Town of Rush. Location is at 2584 Pinnacle Road. Property is located in an R-30 Zoning District.

**APPLICATION DENIED 11/9/06**

**WORKSHOP:**

**Application 2006-09 Z** by Rick Wells for an Area Variance to build an addition onto an existing garage. The proposed addition does not comply with the property line set back requirements. Location is at 889 Rush Henrietta Townline Road. Property is located in an R-30 Zoning District.

**Application 2006-10 Z** by Pride Signs acting as Agent for Mr. Richard Dorschel for a Sign Variance to construct a 11'x10'x 21' high internally illuminated double-pole pylon sign and message center. The proposed sign exceeds the total square footage allowed by Commercial Zoning. Property is located at 7283 West Henrietta Road. Property is located in a Commercial Zoning District.

**PRIDE SIGNS AGENT FOR MR. DORSCHEL DID NOT APPEAR AT THIS WORKSHOP. THEY WILL APPEAR ON DECEMBER 14, 2006**

**Application 2006-11 Z** by Pamela Wait for a Fence Variance to electrically charge a fence used for animal retention. Property is located at 431 Five Points Road. Property is located in an R-30 Zoning District.

**Application 2006-12 Z** by Kenneth & Judy Livingston for an Area Variance for an existing enclosed porch. Structure does not comply with the property line side set back requirement. Location is at 119 Thunderidge Drive. Property is located in an R-30 Zoning District.

**APPROVAL OF MINUTES:**

October 12, 2006

**DECEMBER 14, 2006 - REGULAR MEETING**

**PUBLIC HEARING:**

**Application 2006-09 Z** by Rick Wells for an Area Variance to build an addition onto an existing garage. The proposed addition does not comply with the property line set back requirements. Location is at 889 Rush Henrietta Townline Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 12/14/06**

**Application 2006-11 Z** by Pamela Wait for a Fence Variance to electrically charge a fence used for animal retention. Property is located at 431 Five Points Road. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 12/14/06**

**Application 2006-12 Z** by Kenneth & Judy Livingston for an Area Variance for an existing enclosed porch. Structure does not comply with the property line side set back requirement. Location is at 119 Thunderidge Drive. Property is located in an R-30 Zoning District.

**APPLICATION APPROVED 12/14/06**

**WORKSHOP:**

**Application 2006-10 Z** by Pride Signs acting as Agent for Mr. Richard Dorschel for a Sign Variance to construct a 11'x10'x 21' high internally illuminated double-pole pylon sign and message center. The proposed sign exceeds the total square footage allowed by Commercial Zoning. Property is located at 7283 West Henrietta Road. Property is located in a Commercial Zoning District.

**THIS APPLICATION HAS BEEN WITHDRAWN BY THE APPLICANT**

**APPROVAL OF MINUTES:**

November 9, 2006

Darlene M. Pilarski  
Deputy Town Clerk

Updated 1/3/07