

**HISTORIC PRESERVATION
COMMISSION**

Wednesday, October 28, 2020

5:00 pm

Council Workroom

City Hall, One Batavia City Centre, Batavia NY

AGENDA

- I. Call to Order**
- II. Approval of Previous Meeting Minutes – July 2020**
- III. Review of Applications Completeness:**
 - A. 113 Jackson Street**
- IV. Proposals:**
 - A. 113 Jackson Street**
 - 1. Overview of Project**
 - 2. Open Public Hearing**
 - 3. Discussion and Action by the Commission**
- V. Communications Sent and Received: none**
- VI. Old Business: none**
- VII. New Business:**
- VIII. Adjournment:**

HISTORIC PRESERVATION COMMISSION

Unofficial Minutes

Wednesday, July 22, 2020

5:00 pm

City Hall, One Batavia City Centre, Batavia New York

Members Present: *Sharon Burkel, Connie Boyd, Ryan Duffy, Alexis Green, and Caroline Hosek.*

Others Present: Ron Panek – Code Enforcement Officer and Janice Smith – Recording Secretary

I. Call to order:

The meeting was opened at 5:03 pm by Chairman Sharon Burkel.

II. Approval of minutes:

Motion by: Connie Boyd

Motion was made to approve the meeting minutes for January 2020.

Seconded by: Ryan Duffy

Vote for: 5

Abstained: 0

Vote against: 0

III. Public Hearings:

A. Batavia Peace Garden

1. Overview of the Project. Barb Toal was present to explain the project. This is the second phase to the project which consists of installation of an arbor and a few plantings. The Peace Garden is looking to add to the garden behind the Genesee County Court House and the Fire Station. The arbor would be located on Genesee County property in the Historic Overlay District. The Peace Garden would like to add a pavilion and up to 20 more flags on Genesee County property outside the Historic Overlay district in another year or more; after money has been raised.

2. Open Public Hearing. Public Hearing was opened at 5:08 pm. Ms. Toal explained that the arbor will be made out of steel and will be attached to an 8 ft. x 11 ft. concrete pad. Mr. Panek explained since this is on County property; the City would not regulate any of it. Ms. Burkel stated that the HPC needs to send their recommendation on to the Planning Board.

Ms. Burkel asked where the arbor will be placed in relationship to the gazebo that is already located along the path behind the court house. Ms. Toal answered that the arbor will be located a few hundred feet south of the gazebo along the walking path.

Ms. Toal asked if she would have to come back in front of the Commission if anything with the application changes because Genesee County would like something different. Mr. Panek explained that since there would be a change, it would be considered a different application, and would need to come in front of the commission.

Public Hearing was Closed at 5:17 pm.

3. Action by the Commission.

Motion by: Alexis Green

Motion was made to approve the project as presented to the Commission.

Seconded by: Caroline Hosek

Vote for: 5

Abstained: 0

Vote against: 0

IV. Communications Sent and Received:

- A. 44 Roosevelt Avenue.** Sharon Johnson was present to ask questions regarding her home. Ms. Johnson has a historic property at 44 Roosevelt but there are a few issues regarding the brick, mortar pointing, and stucco. Ms. Johnson called City Hall and asked if she could come in front of the board and show pictures and get any advice regarding repairs and grants. Ms. Johnson showed pictures of some of her bricks and how they no longer are secure, how the stucco has cracks in it. Ms. Green recommended that Ms. Johnson looks at where the water is hitting the bricks, because of the problems look like it could be splash back and it may be an easy fix as in clean out the gutters. Ms. Burkel recommended to have a professional look at the damage.
- B. 4 Mix Place.** Ms. Burkel has received a couple of phone calls regarding this property. She asked the group if anyone had heard if it had sold or was still up for auction. No one has heard anything.
- C. Cell tower on 209 West Main Street - Oliver's Candies.** Ms. Burkel stated that they received a letter regarding HPC opinion of a cell tower to be put on the roof of Oliver's Candies. Ms. Green wrote a letter stating that a cell tower there would not have any adverse effect on any Historic Properties in the area.

V. Old Business:

- A. GCASA project (review of progress).** The front porch has been rebuilt and looks nice, Ms. Burkel said.
- B. Plaque inventory.** Ms. Burkel stated after going around and looking at locations that plaques were given to, there are 9 missing and not on display. Ms. Burkel sent a letter to City Manager Mr. Moore and to Mr. Barrett from Genesee County for not having their plaques on display. Ms. Smith notified the Commission that the plaque was found and would be hung up as soon as possible. Genesee County told Ms. Burkel that they would hang up the plaque on the Old Sheriff's office.
- C. Any properties to be designated.** Ms. Burkel reminded the group to continue to see if any properties should be designated.

VI. New Business:

- A. Webinar Training.** Ms. Burkel completed an online training and sent some information out to the rest of the commission. She stated that this was a good refresher course. One of the items that was discussed was that communities have started changing their policies to include more modern materials because some wood is not lasting as it used to. Ms. Burkel asked if the City has any design guidelines to follow, and if not, they may want to think about it.
- B. Review of this year's budget.** Ms. Smith gave an update stating that because of Covid-19 state of emergency, budgets had to be reduced. She gave the commission the new budget.

- C. 201 East Main Street - GO-ART! window repair.** Ms. Burkel asked Mr. Panek if GO-ART! has gotten a building permit. Mr. Panek explained that the window was broken and is being repaired in kind. It doesn't need a building permit.
- D. 71 Ellicott Avenue - Rowell Mansion window repair.** Ms. Burkel asked what repairs are being done at 71 Ellicott Avenue. Mr. Panek stated that no one had come in for a building permit. He also explained if 71 Ellicott Avenue was doing a repair in kind, a building permit is not required. Mr. Panek stated that he would wait until repairs are done and see if the repairs are done in kind. If they are not, Mr. Panek will pursue it then; otherwise this could be seen as harassment.

VII. Adjournment

The members departed at 6:18 pm.

Janice Smith
Recording Secretary



City of Batavia
Application to the Historic Preservation Commission
Due by 1st Friday of the Month

Date: 9/24/20


Historic Address: 113 JACKSON ST. BATAVIA NY 14020

Owner: MANNER PROPERTIES LLC 585-370-8077
Name Phone
PO Box 475 BATAVIA 14020
Street Address City/Town Zip
585-370-8077 JFLANNERY@KIRCHELCONSTRUCTION.COM
Phone Email

If not Owner: ☒ Contractor ☐ Agent for Owner
Applicant: JON FLANNERY 585-370-8077
Name Phone

Detailed Description of Request: REPLACE SHINGLE ROOF IN KIND WITH SHINGLES
TO MATCH EXISTING COLORS, REPLACE ROTTEN/DAMAGED GUTTERS, FASCIA, &
DOWNSPOUTS, AND ~~IN~~ REPLACE IN KIND METAL EADS ON BRICK PEDASTALS
ON GABLE END

Requirement Checklist:

Building Requirements: ☒ Building Permit Application
☒ Photographs of Property
☒ Detailed Drawings (Description) 
☒ Samples of Colors
☒ Description of Materials and/or Samples of Materials

Sign Requirements: ☐ Sign Permit Application
☐ Illustration of Sign and Location on Building
☐ Type of Lettering
☐ Dimensions of Sign
☐ Colors
☐ Description of Materials
☐ Type of Illumination
☐ Method of Attachment

Painting Requirements: ☐ Samples of Colors

Signature of Applicant:  Date: 09-24-20

For Office Use Only

Reviewed by Code Enforcement Officer: _____ Date: _____

Additional information required from the Applicant ☐ Referred to HPC ☐ Referral to HPC not needed

DATE: 09-24-20

APPLICANT NAME & PHONE: _____

Project Location and Information

Permit #:

Fee:

Address of Project: 113 JACKSON ST BATAVIA NYOwner & Address: MANNUL PROPERTIES LLC PO Box 475 BATAVIA NYPhone: 585-370-8077Project Type/Describe WorkEstimated cost of work: \$ 8,000Start date: ASAP

Describe project:

Replace Shingle Roof, Fascia, Gutters, downspouts, AND
PARAPET CAPSContractor Information – Insurance certificates (liability & workers comp) required being on fileGENERALName/Address: KIRCHER Construction Inc. 3090 MT. MORRIS-Genesee Rd. Mt Morris NY
14510Phone: 585-370-8077PLUMBING (City of Batavia Licensed Plumber Required)

Name/Address: _____

Phone: _____

HEATING

Name/Address: _____

Phone: _____

ELECTRICAL (Third Party Electrical Inspection Required)

Name/Address: _____

Phone: _____

FOR OFFICE USE ONLY

Zoning District: _____ Flood Zone: _____ Corner Lot: _____ Historic District/Landmark: _____

Zoning Review: _____ Variance Required: _____ Site Plan Review: _____ Other: _____

National Grid Sign Off (Pools): _____ Lot Size: _____

Existing Use: _____ NYS Building Code Occupancy Class: _____

Proposed Use: _____ NYS Building Code Occupancy Class: _____

REQUIRED INSPECTIONS

Contact the Bureau of Inspection at (585) 345-6345 twenty-four (24) hours in advance to schedule all inspections.

IT IS THE RESPONSIBILITY OF THE OWNER AND/OR AGENT TO CONTACT THIS OFFICE & BE PRESENT FOR ALL INSPECTIONS

<input type="checkbox"/> Site	<input type="checkbox"/> Water Service	<input type="checkbox"/> Sewer Service
<input type="checkbox"/> Footing before Placing Concrete	<input type="checkbox"/> Smoke & Carbon Monoxide Detectors	
<input type="checkbox"/> Foundation before backfill		
<input type="checkbox"/> Framing before enclosing (After mechanical inspection)		
<input type="checkbox"/> Electrical before enclosing (Third Party Electrical Inspection Agency)		
<input type="checkbox"/> Plumbing before enclosing (City of Batavia Licensed Plumber Required)		
<input type="checkbox"/> Insulation before enclosing	<input type="checkbox"/> Ice/Water Shield	<input type="checkbox"/> Final Completion

In consideration of the granting of the permit hereby petitioned for, the undersigned hereby agrees to: 1) comply with the terms thereof, the laws of the State of New York, the Ordinance of the City of Batavia, and the Regulations of the various departments of the County of Genesee and the State of New York; 2) preserve the established building line; 3) request all the necessary inspections and authorize and provide the means of entry to the premises and building to the Bureau of Inspection, and 4) will not use or permit to be used the structure or structures covered by the permit until sanitary facilities are completely furnished and either a Certificate of Occupancy or Certificate of Completion is issued. The undersigned hereby certifies that all of the information in this petition is correct and true.

Applicant Signature

Date

Roofing Disclaimer - Per the Residential & Building Code of New York State

R908.3.1.1 (3) Roof re-cover not allowed.

New roof coverings shall not be installed without first removing existing roof coverings where...the existing roof has two or more applications of any type of roof covering.

I, _____ owner and/or agency of the property located at _____ have reviewed and understand the requirements of Section 907.3 Recovering versus Replacement.

Applicant Signature

Date

Fence Disclaimer

I understand Section 190-33.B Fences, Walls and Hedges of the City of Batavia Zoning Ordinance regulated the installation of fences as follows:

"Fences, hedges and walls in Residential Districts shall not exceed three (3) feet above ground level when located within fifteen (15) feet of the property line abutting any street and shall not exceed six (6) feet above ground level when located elsewhere on the property. However, there shall be no height limit for hedges in rear yards within residential zones. In commercial and Industrial Districts, fences, hedges, and walls shall not exceed eight (8) feet in height unless permitted by a special use permit from the Planning & Development Committee. A fence designed to be structurally supported by posts, cross members or rails on one (1) side only shall be erected with the posts, cross members or rails on the fence owner's side, and the finished side of the fence shall face adjacent properties."

I, _____ owner and/or agent of the property located at _____ for Permit No. _____ understand that this permit is issued based on information supplied by owner/agent and that the City of Batavia accepts no responsibility for inaccurate documentation or information supplied to secure the permit.

Applicant Signature

Date

Subject Property Photo

[Print this page](#)

Address: 113 JACKSON ST

SBL: 84.065-1-37





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Shingles



Flagstone®



TOTAL PROTECTION. TOTAL CONFIDENCE.™



SEAL.



DEFEND.



BREATHE.



Oakridge® Shingles

Make it your own.

When does a house become a home? When the place you live in begins to reflect the life you're living. When every change, both big and small, makes it more and more your own. Choosing a new roof is your opportunity to make a major impact on the look of your home — and we're here to help. Owens Corning has been a leader in the building materials industry for over 75 years. So you can be confident that your new roof will enhance and help protect your home for years to come.

The Right Choice.*

Oakridge® Shingles are The Right Choice® for long-lasting performance and striking beauty. In addition to a wide range of inviting, popular colors, they also offer:

- Limited Lifetime Warranty*† (for as long as you own your home)
- 110/130** MPH Wind Resistance Limited Warranty*
- StreakGuard® Protection with a 10-year Algae Resistance Limited Warranty.*

Your home is your canvas.

At Owens Corning Roofing, we're always looking for ways to help you express your sense of style through your home, which is why we've expanded the Oakridge® color palette with these inspiring selections.

Oakridge® Shingles are specially designed to provide a unique blend of artistry and craftsmanship that will give your home a look that is anything but ordinary. Blacks and grays are rich and warm, earth tones capture the vibrancy of nature's brightest hues, and bold color combinations help enhance a wide variety of exterior accents and landscaping. Plus, every Oakridge® Shingle features great contrast and color depth to add drama and curb appeal to your entire home.

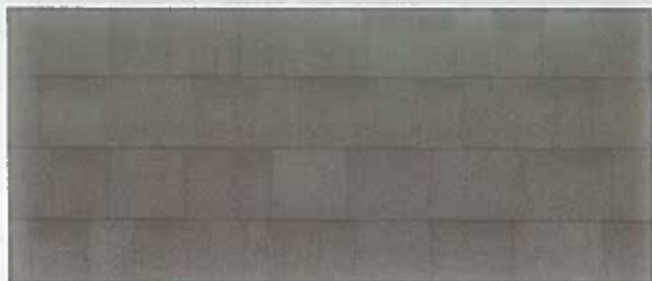


Aged Cedar®

Oakridge® Shingle Colors



Brownwood†



Chateau Green†
Not Available in Service Area 1 (see map).



Desert Tan†



Driftwood†



Estate Gray†



Onyx Black†



Shasta White†



Sierra Gray†



Teak†
Not Available in Service Area 1 (see map).

Enhanced colors and bold designs.



Aged Cedar[†]



Flagstone[†]



Peppermill Gray[†]



Sand Castle[†]



Twilight Black[†]

Color Availability Map



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Similar to the energy-efficient appliances in your home, roofing products can help provide energy-saving qualities. Owens Corning[®] Oakridge[®] Roofing Shingles in Shasta White can help reduce your heating and cooling bills when installed properly. These shingles reflect solar energy, helping to decrease the amount of heat transferred to a home's interior — and the amount of air conditioning needed to keep it comfortable. Actual savings will vary based on geographic location and individual building characteristics. Call 1-800-GET-PINK[®] or 1-888-STAR-YES for more information.

Product Attributes

Warranty Length*

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Wind Resistance Limited Warranty*

110/130** MPH

Algae Resistance Limited Warranty*

10 Years

TRU PROtection[®] Non-Prorated Limited Warranty* Period

10 Years

Product Specifications

Size	13 1/4" x 39 3/8"
Application Exposure	55"
Shingles per Bundle	Not less than 20
Average Shingle Count per 3 Bundles	64
Average Coverage per 3 Bundles	98.4 sq. ft.

Applicable Standards and Codes

ASTM D228

ASTM D3018 (Type 1)

ASTM D3181 (Class F Wind Resistance)

ASTM D3482

ASTM D7158 (Class H Wind Resistance)

ASTM E108/UL 790 (Class A Fire Resistance)

ICC-ES AC438*

PRI ER 1378E01

Shasta White color meets ENERGY STAR[®] requirements for initial solar reflectance of 0.25 and 3-year aged solar reflectance of 0.15; 2013 California Building Energy Efficiency Standards, Title 24, Part 6 requirements; rated by the Cool Roof Rating Council (CRRRC).



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Don't accept a generic substitute. Be sure to choose the right Owens Corning[®] Roofing Hip & Ridge style and specially matched color to provide the perfect finishing touch to your new roof.



Peppermill Gray®



Desert Tan[†]



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TOTAL PROTECTION **SIMPLIFIED™**



Owens Corning® Total Protection Roofing System^{®^} integrates engineered Owens Corning® components that work together to address these three primary performance areas, critical to a high-performance roof, while also making it easy to understand the importance of each. **With Owens Corning, it's easy to confidently deliver total protection, beauty and peace of mind.**



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DEFEND.

STARTER SHINGLES
LAMINATE SHINGLES
HIP & RIDGE SHINGLES

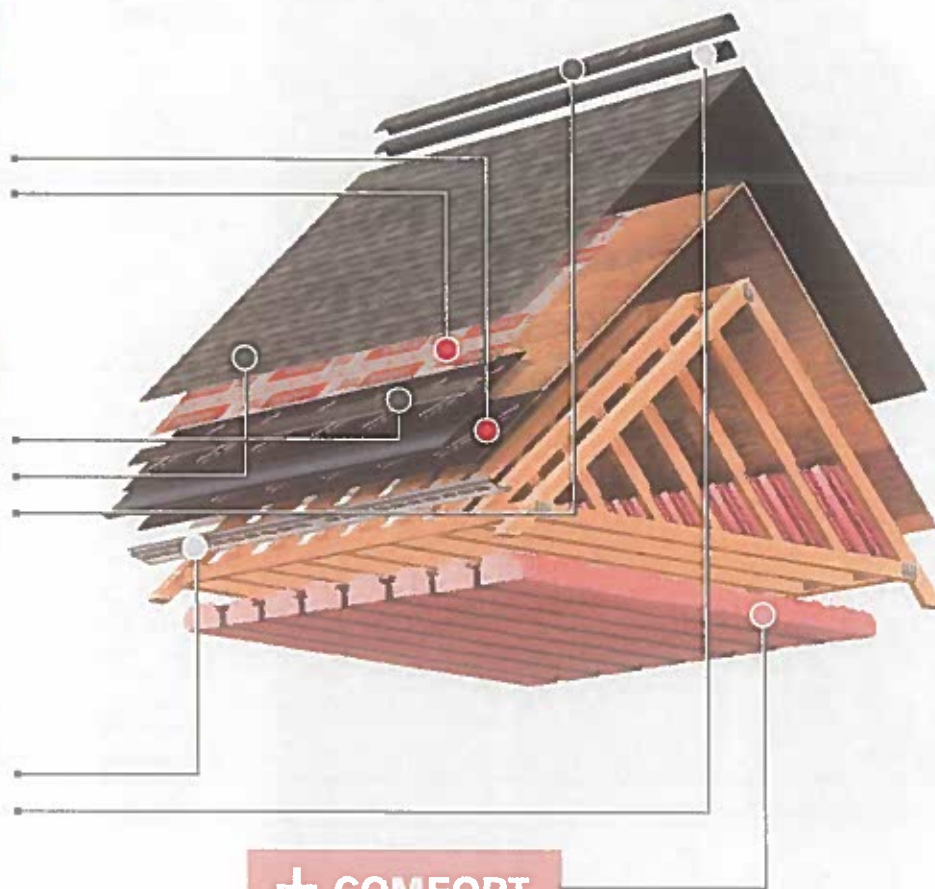


BREATHE.

INTAKE VENTS
EXHAUST VENTS

+ COMFORT.

PINK® FIBERGLAS™
BLOW-IN
ATTIC INSULATION



Home sweet home.

Owens Corning Roofing wants to help make your purchase of a new roof a positive experience. Not only can we help you choose the right shingle and roofing system components, but we can also help you select the right contractor for the job. Don't worry — we know this is a big decision. We're here to help you feel confident about choosing our roofing products. After all, we're America's most trusted roofing brand^{††} for a reason.

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about Owens Corning® Roofing products?
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* See actual warranty for complete details, limitations and requirements.

** 110 MPH is standard with 4-nail application. 130 MPH is applicable only with 6-nail application and Owens Corning® Starter Shingle products application along eaves and rakes in accordance with installation instructions.

† Owens Corning strives to accurately reproduce photographs of shingles. Due to manufacturing variances, the limitations of the printing process and the variations in natural lighting, actual shingle colors and granule blends may vary from the photo. The pitch of your roof can also impact how a shingle looks on your home. We suggest that you view a roofing display or several shingles to get a better idea of the actual color. To accurately judge your shingle and color choice, we recommend that you view it on an actual roof with a pitch similar to your own roof prior to making your final selection. Color availability subject to change without notice. Ask your professional roofing contractor for samples of colors available in your area.

‡ 40-year Limited Warranty on commercial projects.

†† 2018 Roofing Brand Awareness Study by Owens Corning Roofing and Asphalt LLC.

International Code Council Evaluation Services Acceptance Criteria for Alternative Asphalt Shingles.

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^ Excludes non-Owens Corning® roofing products such as flashing, fasteners, pipe boots and wood decking.

Shingles are algae resistant to help control the growth of algae and discoloration.

For patent information, please visit www.owenscorning.com/patents.



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Flagstone¹