PLANNING & DEVELOPMENT COMMITTEE Tuesday, January 20, 2015

6:00 pm
Council Board Room
One Batavia City Centre, Batavia NY

AGENDA

I. Roll Call

II. Call to Order

III. Approval of Minutes -12/16/14

IV. Proposals

Address: 438 East Main Street

Applicant: D.A. Tufts Co. (agent for owner)

Proposal: Construction of a 3,490 sq.' two story detached two family dwelling that

will include four indoor parking spaces on the first floor and two dwelling units on the second floor. This detached building was previously proposed as an addition to an existing structure and was recommended for approval by the Genesee County Planning Board on

12/11/14; was approved by the City of Batavia Planning and

Development Committee on 12/16/14 and the Zoning Board of Appeals on 12/18/14. The proposed building's size, interior layout and exterior appearance will match the previously approved plan with the exception of its detached construction. The new plan places this structure within the clear yard spaces along the south and west property lines. Area variances were previously granted to permit the construction, as proposed, within 5.1' of the west property line and to modify the required off street parking spaces to permit ten spaces for medical office

parking with six spaces provided for the residential uses

Actions: 1. Review application

2. Site plan review3. Public hearing

4. Discussion and action by the board

Address: 264 Bank Street

Applicant: Phillip Dotson (sign contractor)

Proposal: Placement of a 6' x 12' (72 sq.') free standing sign in the northwest

portion of this property. This sign will be in addition to a free standing

sign already approved by the Code Enforcement Officer

Actions: 1. Review application

2. Public hearing

3. Discussion and action by the board

Address: 216 East Main Street

Applicant: Marc Staley (business owner/occupant)

Proposal: Placement of a 1.25' x 9' wall sign on the north elevation of this

commercial building

Actions: 1. Review application

2. Public hearing

3. Discussion and action by the board

Address: 425-525 West Main Street
Applicant: Mike Hodgins (sign contractor)

Proposal: Placement of a 4' x 15' (60 sq.') wall sign on the northwest elevation of

this commercial building

Actions: 1. Review application

2. Public hearing

3. Discussion and action by the board

Address: 224 Ellicott Street

Applicant: Ross Walker (business owner)

Proposal: Placement of two electric light window signs in the front/north elevation

of this commercial building located within the BID

Actions: 1. Review application

2. Public hearing

3. Discussion and action by the board

Address: 107 Evans Street

Applicant: Steve Fairbanks (Batavia Sign Co.)

Proposal: Placement of a 15 sq.' internally lit projecting sign on the west elevation

of this commercial building. The proposed sign is to replace an existing sign of the same size in the same location on an existing projecting

support member

Actions: 1. Review application

2. Public hearing

3. Discussion and action by the board

V. Other/ New Business/Updates

VI. Setting of Next Meeting

VII. Adjournment

PLANNING & DEVELOPMENT COMMITTEE

MINUTES

December 16, 2014 6:00 pm

Council Board Room One Batavia City Centre, Batavia NY

Members present: Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott

Members absent: Paul Viele

Others present: Anupa Hirani, Joe Condidorio, Robert Greathouse, Jeremy Lyles, Julie

Pacatte, Dave Tufts, Mr. and Mrs. White, Meg Chilano - Recording

Secretary, Doug Randall - Code Enforcement Officer

I. Roll Call

Roll call of the members was conducted. Four members were present and Chairman Jones declared a quorum.

II. Call to order

Mr. Jones called the meeting to order at 6:02 pm.

III. Approval of minutes

Jeffrey Scott made a motion to approve the October 21, 2014 minutes.

Seconded by: Duane Preston

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Approval of October 21, 2014 minutes.

IV. Proposals

A. Add a second driveway along the north property line. The proposed loose stone driveway with Portland cement apron and sidewalk will be 9' wide and 35' long

Address: 6 Goade Park

Applicant: Kelly Herold (owner)

Actions: 1. Review application

2. Public hearing

3. Discussion and recommendation to the Zoning Board of Appeals (ZBA)

1. Review of Application

Mr. Jones read the summary of the proposal. The applicant was not present. Mr. Jones said that apparently the applicant owns the property on both sides and wishes to put the driveway down the middle.

2. Public Hearing

Mr. Jones opened the public hearing at 6:05 pm. There were no calls or correspondence and no one came to speak. Mr. Jones moved to close the public hearing at 6:06 pm. Mr. Scott seconded. All voted in favor.

3. Discussion and Recommendation to the ZBA

Mr. Jones stated that his only comment is that he likes to see driveways paved eventually.

Motion by: *Edward Jones*

"I make a motion that approval be recommended to the ZBA with the stipulation that the driveway is paved within a year."

Seconded by: Jeffrey Scott

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Recommendation for approval made to the ZBA.

B. <u>Placement of a 2' x 20' exterior lit wall sign on the north elevation of this commercial building located within the BID</u>

Address: 240 Ellicott Street

Applicant: Kathleen Gonzalez (tenant/business owner)

Actions: 1. Review of application

2. Public hearing

3. Discussion and action by the board

1. Review of Application

Mr. Jones read the summary of the proposal. He reported that the Genesee County Planning Board recommended approval. Mr. McGinnis asked if the application is still active because he said that he heard that Clor's Meat Market went out of business. Mr. Randall told the board that they could table the proposal if they wished in order to have time to determine if the application is still active.

Motion by: *Edward Jones*

"I make a motion to table the application until next month to get clarification on whether or not it's an active application."

Seconded by: Jeffrey Scott

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Application tabled.

C. <u>Placement of a 4.16' x 2.33' exterior lit Special Wall Sign on the west elevation of this commercial building located in the BID</u>

Address: 13 Jackson Street
Applicant: Byron Ariyaratmam

Actions: 1. Review of application

2. Public hearing

3. Discussion and action by the board

1. Review of Application

Mr. Jones read the summary of the proposal. He reported that the Genesee County Planning Board recommended approval. Anupa Hirani was present to speak on behalf of the applicant. She explained that the sign is the same one that is already there, but that it will be divided in half and refaced with the Bistro on one side and Yo Twisters on the other side.

2. Public Hearing

Mr. Jones opened the public hearing at 6:15 pm. There were no calls or correspondence and no one came to speak. Mr. Jones moved to close the public hearing at 6:16 pm. Mr. Preston seconded. All voted in favor.

3. Discussion and Action by the Board

Mr. Jones said the sign is not a special sign and only requires approval because the business is located in the BID. Mr. Randall pointed out that the dimensions of the new sign are different from ones indicated on the application and Ms. Hirani explained a mistake was made in recording the size of the sign, but she assured the board that the sign is the same one already in existence.

Motion by: *Alfred McGinnis*

"I make a motion to approve the application for the sign permit with the revised dimensions of 16' x 44"."

Seconded by: Jeffrey Scott

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Application approved.

D. <u>Placement of two wall signs (oak leaf logo) on the north elevation, and one wall sign</u> (Tompkins Insurance) on the east elevation of this commercial building located within the BID. One of the oak leaf logos will require the issuance of a Special Sign Permit

Address: 113-119 Main Street

Applicant: Joe Condidorio (contractor)

Actions: 1. Review of application

2. Public hearing

3. Discussion and action by the board

1. Review of Application

Mr. Jones read the summary of the proposal. He reported that the Genesee County Planning Board recommended approval. Joe Condidorio, contractor for the project, described the material for the signs as anodized aluminum. He said that the signs are gold in color and the lettering is in the green color that defines the Tompkin's logo. The signs are unlit.

2. Public Hearing

Mr. Jones opened the public hearing at 6:19 pm. Julie Pacatte, from the Batavia Development Corporation (BDC), spoke in support of the project. She said that the BDC is excited about what Tomkin's is doing in the community and the signs are a finishing touch. Mr. Jones moved to close the public hearing at 6:21 pm. Mr. Scott seconded. All voted in favor.

3. Discussion and Action by the Board

Mr. Jones commented that the proposal is straightforward. He pointed out that the signs are unlit, made of a weather resistant material, and will match the usage of the property. Mr. Scott added that the signage looks sharp and makes the building look less institutional.

Motion by: *Edward Jones*

"I move that the Special Sign Permit and Sign Permits for the property located in the BID, specific to the proposed signage for "Tompkins" and the "oak leaf logo" at 113-119 East Main Street, as presented to the City of Batavia Planning & Development Committee on December 16, 2014 be approved with no conditions."

Seconded by: Duane Preston

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Application approved.

E. Installation of a parking lot in the front yard of this church property

Address: 438 Vine Street

Applicant: Robert Greathouse (Trustee for Grace Baptist Church)

Actions: 1. Review of application

2. Public hearing

3. Discussion and recommendation to the ZBA

1. Review of Application

Mr. Jones read the summary of the proposal. He explained that it is the PDC's role to review Robert Greathouse, Trustee for the application and make recommendations to the ZBA. Grace Baptist Church, said that because of growing attendance, two years ago the church began holding a double service. They completed a \$1.8 million expansion to their facility which included an expansion to the east side parking lot. However, Mr. Greathouse said that the attendance has increased to the point where the street parking extends all the way down Vine Street to Evergreen Drive. He said that though they have received no complaints, they are sensitive to the issue of parking in front of their neighbors' homes, as well as, members walking a distance to the facility. According to Mr. Greathouse, they started to use the piece of property they had purchased for overflow parking, but were told that they could be in violation of city code because it is not a suitable parking surface. He said that they applied for, and added, an extension to the east (rear of property); however, they are still in need of more parking for the overflow. He said that they do not require an entrance or an exit, just more space for parking. Mr. McGinnis asked how the neighbor feels about having a parking lot in his backyard and Mr. Greathouse replied that he has not heard any negative comments. Mr. Jones asked about paving. Mr. Greathouse responded that the intent at the moment is to make the space surface suitable for overflow parking only. He said that if the board required paying, the church would need to raise additional funds to complete the project. Mr. McGinnis asked if the rest of their parking is paved and Mr. Greathouse answered that it is. Mr. Preston asked about lighting and Mr. Greathouse said that there will be no additional lights.

Mr. Preston asked about drainage being gravity fed. Mr. Randall explained that the engineer designed the lot to sheet flow towards Vine Street. He said that at the bottom of the parking area there is what appears to be a small berm with plants and stone. According to Mr. Randall, the drainage will be caught in the area and then held for a moment until it absorbs into the soil. He said that the water will be directed toward Vine Street and drained away from the neighboring parcels. Mr. Greathouse pointed out that currently there are trees and shrubs along the north edge. Mr. Greathouse indicated on the drawings where trees and shrubs are already located on the north side. He said that they would add trees and shrubs along the southern edge. Looking at the drawings, Mr. Jones asked about what is indicated on the west side by Vine Street. Mr. Randall answered that it is a stone berm that will have

plantings on the top. Mr. Randall said that it is cupped so that it will hold water until it absorbs into the soil.

Mr. McGinnis asked about the feature at the north end. Mr. Greathouse said that it was an old stone driveway. At one time there was a house located there and it was the driveway that belonged to the house, but Mr. Greathouse said that it is not their intent to use it. Mr. Randall said that the area has filled in with grass. Mr. McGinnis commented on requiring paving and Mr. Jones said that the board could recommend it to the ZBA. Mr. McGinnis added that he would not like the idea of having a parking lot in his back yard. Mr. Randall referred the board to the plans and pointed out that the engineer intended for the lot to be paved.

2. Public Hearing

Mr. Jones opened the public hearing at 6:34 pm. Mr. Jones stated that the PDC would make recommendations to the ZBA but that the ZBA would have the final word on the proposal. Mrs. White owns the property at 8 Northern Boulevard. She said that their property abuts the Church's current parking lot. She told the board that she would like to see a site plan for the proposal and to ask about snow removal. She said that they had a problem previously with the snow removal contractor pushing snow into their back yard. She said that the problem was corrected but that she would like to know what is going to happen when there are more parking spaces.

Mr. Jones invited Mrs. White to approach the board to look at the plans. He pointed out on the drawings where the existing parking lot is located and where the proposed parking lot will be located. He indicated to her where the berm would be and where the landscaping would go, and how the drainage would work. The Whites expressed concerns about snow removal. Mr. Randall said that it is his understanding that the reason for 26' between the bottom part of the proposed lot and the berm is so the snow removal contractor can push the snow from east to west. Mr. Greathouse said that they were sensitive to the needs of the neighbors and redesigned the parking areas so that drainage will not run off onto their properties.

Meg Chilano reported that the Inspection office had received a phone call from the resident of 3 Evergreen Drive. She informed the board that the resident had questions about the drainage but was not averse to the proposal. She said that the resident commented that the Church is a good neighbor. Mr. Jones made a motion to close the public hearing at 6:40. Jeffrey Scott seconded. All voted in favor.

3. Discussion and Action by the Board

Mr. Jones said that perhaps drainage needed to be considered further and that a snow removal plan would be necessary. Mr. McGinnis said that a snow removal plan could include trucking the snow away and Mr. Greathouse responded that they have done that before. Mr. Jones said that paving should also be recommended because the parking lot will abut three

residential properties. Mr. Greathouse said that they first had to get approval from the neighbors and the City, and then they could go to the members for funding.

Motion by: Edward Jones

"I make a motion to recommend approval by the Zoning Board of Appeals with three conditions: the site is paved within 12 months; the application includes a formal snow management plan; and, some engineering controls to pick up drainage on both sides of the parking lot."

Seconded by: Duane Preston

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Recommendation to the ZBA.

F. Removal of an existing free standing sign structure and placement of a new 20' tall by 9' wide, 92 sq.' free standing sign structure in the same approximate location. The proposed sign will contain a digital reader board that will not be illuminated by or contain flashing, intermittent, rotating or moving lights except to show time and temperature

Address: 211 West Main Street

Applicant: Jamie Rawleigh (sign contractor)

Actions: 1. Review of application

2. Public hearing

3. Discussion and action by the board

1. Review of Application

Mr. Jones read the summary of the proposal. He reported that the Genesee County Planning Board recommended approval. Jeremy Lyles, owner of Oliver's Candies, spoke about the project. He explained that the sign is the same size as the previous sign. He said that the only difference is that the posts that hold up the sign are set farther apart because they will be positioned on the outside of the sign rather than the inside as previously. According to Mr. Lyles, the current sign is actually comprised of two signs taken from the front of the building and positioned back-to-back. The new sign is just one sign. Mr. Randall pointed out that there was some confusion about the sign based on some erroneous reporting by the newspaper which had indicated that the sign would flash intermittently. Mr. Lyles said that the sign will basically be the same as the current one except that the white part where the lettering goes will be a color LED board. Mr. Lyles acknowledged that he understood the rules about digital signs and said that the board will not flash or change more than once in a 24 hour period. He said that though the sign is capable of full video mode, he understands the City's stipulations about moving signs and will not utilize the sign's capabilities. According to Mr. Lyles, the new sign will provide ease of change and safety. Rather than

risk climbing a ladder to change the sign manually, it can now be changed from the office. He said that the current sign is in bad shape and is not energy efficient like the proposed sign with its new bulbs. He stated that the sign is part of Batavia's history, as well as Oliver's history and that it would not be discarded but rather stored in a barn until a purpose for it could be determined.

Mr. Jones asked for a more complete description of the LED part of the sign and Mr. Lyles explained that it is basically like the Dunkin Donuts sign except rather than the red color, this sign is full color. Mr. Jones asked if the sign would have just words and Mr. Lyles responded that there could possibly be an image along with the words. He referred the board to the photos accompanying the application and said that they have been working on the sign for about two years. According to Mr. Lyles, they took great care with the design because they expected some opposition to changing it from the public. Mr. Jones said that his concern about the sign is the possibility for creating driver distraction at the busy intersection. Mr. Lyles pointed out that there will be no motion in this sign.

2. Public Hearing

Mr. Jones opened the public hearing at 6:55 pm. There were no calls or correspondence and no one came to speak about the project. Mr. Jones moved to close the public hearing at 6:57. Mr. Scott seconded. All voted in favor.

3. Discussion and Action by the Board

Mr. McGinnis said that he thinks the sign is beautiful and Mr. Preston and Mr. Scott agreed. Mr. Scott added that though the previous sign is an icon, it is old and its usefulness has come to an end. Mr. Jones expressed concern about the video display but Mr. McGinnis pointed out that it is a static display and Mr. Scott said it is no different from putting up a poster.

Motion by: Jeffrey Scott

"I move that the Special Sign Permit for 211 West Main Street, Oliver's Candies, for the removal of the existing sign and installation of the replacement sign, to contain a digital reader board not to be illuminated by or containing flashing intermittent, rotating or moving lights except to show time and temperature, as presented to the City of Batavia Planning & Development Committee on December 16, 2014 be approved."

Seconded by: Duane Preston

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Application approved.

G. Construction of a 4,682 sq.' two story addition to an existing two story commercial building. Reduce the required side and rear yard setbacks and change the number of parking spaces required from 19.5 to 16.

Address: 438 East Main Street

Applicant: D.A. Tufts, (agent for the owner)

Actions: 1. Review of application

2. Site Plan Review

3. Public hearing

4. Discussion and action by the board

5. Recommendation to the ZBA regarding parking variance and rear yard setback

1. Review of Application

Mr. Jones read the summary of the proposal. Dave Tufts was present to speak about the project. Mr. Tufts is purchasing the property and in order to make it financially viable, he said that some modifications need to be made. He said that they considered what the City needs at the moment and they believe that there is a need for higher end apartments. His intention for the building is to create two large apartments. Each apartment would be approximately 1,300 sq.' and have separate stairways and separate entrances.

Mr. Tufts said that they want the building to have office space but there is only enough parking for general offices. Medical offices require a greater density of parking spaces. Mr. Tufts said that they want to be open to a wider market and not have to exclude medical offices.

2. Site Plan Review

Mr. Jones asked if there is enough room for tenants pulling into their garages when they turn in from Harvester Avenue and Mr. Tufts said that there is. He said that while not spacious, there is adequate space for turning radius. Even if the parking lot is full, Mr. Tufts said that the tenants will still be able to get into their garages. Mr. Jones asked about the location of the stockade fence and Mr. Tufts replied that currently the fence runs along the south and west sides by the parking area and stops when it reaches the building. He said that the fence will remain.

Mr. Tufts informed the board that there are a number of obstacles to the project. One impediment is the National Grid service line that bisects the property. When asked to provide the easement, National Grid said that they could not find it. Mr. Tufts said that they have met with the National Grid planners and that National Grid will have to relocate the line around the property and create a new easement for them to set the pole. According to Mr. Tufts, in order to service the building, National Grid has to eliminate the existent old style service and install new service which would be located at the southwest end of the garage.

The line will go across the dumpster already located in the parking area. Mr. Tufts said that there is ongoing discussion about the possibility of trucks hitting the line when they empty the dumpster and the possible need for a different system of trash removal.

Mr. Jones asked about parking on Main Street. Mr. Tufts answered that though it is not shown on the drawing, there is parking on Main Street. He showed the board photos of the parking spaces taken at various times throughout the day in order to show that the spaces are seldom used. Mr. Jones pointed out that all parking does not have to be on site and the street parking helps support the parking variance.

Mr. McGinnis asked if Mr. Tufts saw a need for high end apartments and he responded that some high end apartments have been recently constructed in Batavia and some of them were leased before they were even completed. He said also that there are some similar apartments on Clinton Street and there is a waiting list for them. Mr. Tufts said that the apartments have desirable amenities such as walk-in closets, open floor plan, washer and dryer, and a garage. He said that if the number of available apartments was larger there might be cause for concern, but he does not think they will have a problem finding tenants for two apartments.

Mr. Jones asked about paving and Mr. Tufts replied that the parking lot is asphalt. Mr. Jones reported that the Genesee County Planning Board recommended approval with modifications. The board recommended gutters and other modifications necessary to divert water runoff from the roof away from the neighboring properties. Mr. Randall pointed out that putting gutters on a building is a fairly standard recommendation from the board. Mr. Tufts said there would be a drainage control system but it might not necessarily be gutters.

3. Public Hearing

Mr. Jones opened the public hearing at 7:21 pm. Julie Pacatte spoke in support of the project. She stated that the property is within the Batavia Opportunity Area (BOA), a 366-acre area in the central corridor of the City. She explained that this area has been identified as having the potential to make a positive impact on the rest of the community if it can draw investors in. According to Ms. Pacatte, investment in this corner can tip the scales in favor of development of the area which she said she sees as a kind of gateway to opportunity. She pointed out that the Habitat for Humanity has improved two houses in the area.

Ms. Pacatte said that the need for higher end housing has been demonstrated through the neighborhood revitalization program downtown. She said the three of the apartments were leased prior to construction, one was leased within a month after construction, and the final apartment was leased four months after construction. Ms. Pacatte stated that the apartments are at the top of the rental market and all have the amenities that Mr. Tufts spoke of. She pointed out that Mr. Tufts' apartments are larger and would be at the high end of an unproven market, thus demonstrating his willingness to take a risk on the investment. She said that the property is currently assessed at \$140,000 and that she expects the value to at least double, increasing the property value and raising the tax base in the City. Ms. Pacatte said that the

parking variance to allow for possible medical office space is a good idea because the BOA study indicates a demand for medical office space. She finished by saying that based on the BOA study, Mr. Tufts proposal fits in with community improvement plans and BOA plans.

Mr. Jones read the letter from Dr. Fred Powell, 436 Main Street, in which he indicated that he is in favor of the proposal. Mr. Jones moved to close the public hearing at 7:30 pm. Mr. Scott seconded. All voted in favor.

4. Discussion and Action by the Board

Mr. Jones said that his concerns about paving and drainage had been addressed, and that he wanted to emphasize that other properties in the neighborhood had similar setbacks and though it is not shown on the plan, there is existent off-street parking on Main Street.

Motion by: *Edward Jones*

"I move that the site plan for the two story, 4,682 square foot addition and renovation for the commercial building at 438 East Main Street as presented to the City of Batavia Planning & Development Committee on December 16, 2014 be approved."

Seconded by: Jeffrey Scott

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Site Plan approved.

5. Recommendation to ZBA

Motion by: *Edward Jones*

"I move that the ZBA approve the lot setback and the parking variance."

Seconded by: Jeffrey Scott

Votes in favor: 4 (Edward Jones, Alfred McGinnis, Duane Preston, Jeffrey Scott)

Votes opposed: 0 Votes abstained: 0

Result: Recommendations to ZBA.

V. Setting of Next Meeting: January 20, 2015

VI. Adjournment

Mr. Jones made a motion to close the meeting at 7:35 pm. Mr. Preston seconded. All voted in favor.

Respectfully submitted,

Meg Chilano



City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To:

Planning and Development Committee

From:

Doug Randall, Code Enforcement Officer

Date:

12/24/14

Re:

107 Evans St.

Tax Parcel No. 84.065-1-1

Zoning Use District: R-3

The applicant, Steve Fairbanks (Batavia Sign Co.), has applied for approval to place a 15 sq.' internally lit projecting sign on the west elevation of this commercial building. The proposed sign is to replace an existing sign of the same size in the same location on an existing projecting support member.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (1).

Review and Approval Procedures:

City Planning and Development Committee- Pursuant to section 190-43 R, the Planning and Development Committee shall approve or deny Special Sign Permits.

BMC 190-43 F and Exhibit A- Projecting wall signs are not permitted in the R-3 residential use district.



SIGN PERMIT APPLICATION

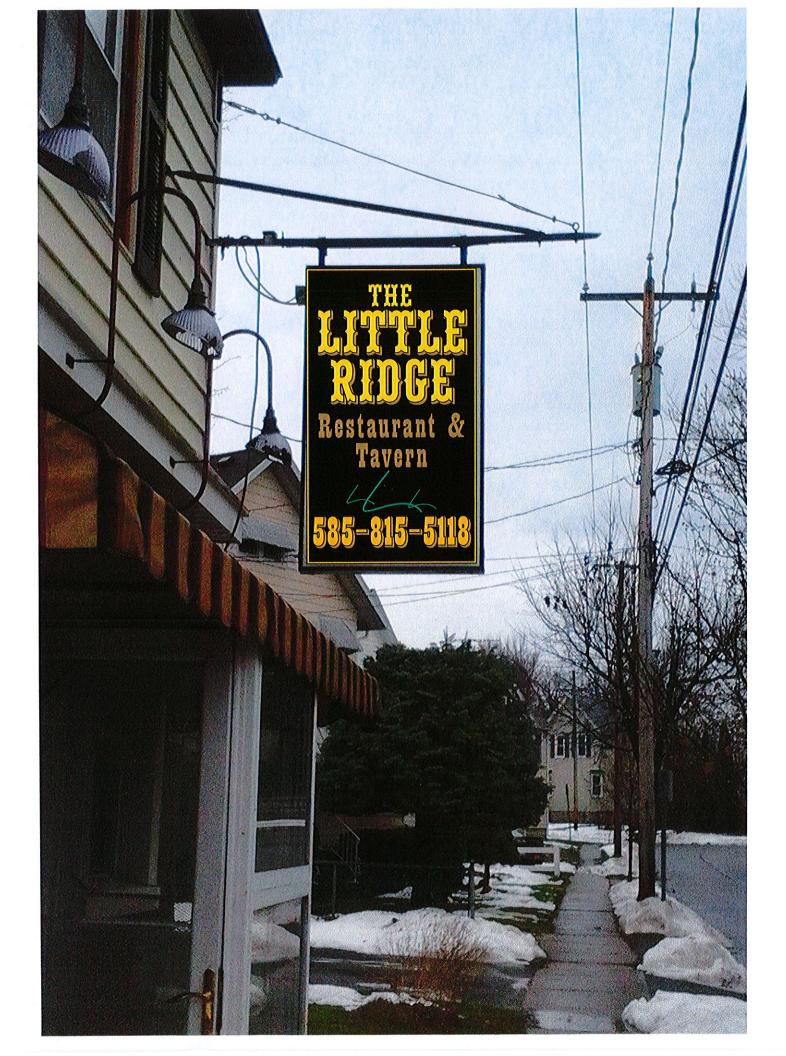
Permit No.:	
Date:	
Zone:	
Special Sign:_	

CITY OF BATAVIA

10 West Main Street, Batavia, NY, 14020 Phone: (716) 343-8180 • Fax (716) 343-9221

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Special Sign:
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APPLICANT:	Name		E-mail A	BATAVIASISNO YAHOO, CON Idress 1234 SAMK
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	BATAL	iA N.Y. 1	4020	
	City, State, Z	ip Code		
OWNER:	GARY &	DAVE LUEHIC	E-mail A	ENFORTHER RINGENY. COM
	Street Address	NOISTIT NOP	585 - 80. Phone	Fax
	LEROL City, State, Z	p Code	482	
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SIGN AREA: L	ength <u>62</u> '	Width_36"	Area 15 59, FT	Ţ.
2. Freestandin	lications must l g signs must ha	ive a Site Plan to show t	ne sign with its dimensions a he sign's location on the pro ow the sign's placement on	perty
□ Freestandin Wall Projecting Marquee	ıg:	Set Back g' 4'' Wall Length g'4'	Height $g'7''$ Wall Height g''	Area 349,20 39 FT
□ Awning/Ca	nopy	Length	Height	Area
□ Window □ Portable		Window Length		Area
LIGHTING:	Internal	□ External		
EXISTING SIGN	NS (Please list	all existing signs with	dimensions):	
STRIP &	RRIELL ACES	RR EXISTIN	3	
Applicant's Signatu	ire:	Sail	b	Date: 12-18-14
Issuing Officer:				Date:
Planning Board Cha	airperson:			Date:
FEES: \$25 S	Sign Permit	\$50 Special Sign I	Permit \$10 Portable	Sign



SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING 3837 West Main Street Road Batavia, NY 14020-9404

Phone: (585) 344-2580 Ext. 5467

DEPARTMENT USE ONL	Y:
GCDP Referral #	



* GENESEE COUNTY * PLANNING BOARD REFERRAL

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N (Please answer ALL questions as fully as possible)

1. REFERRING BOARD(S) INFORMATION 2. APPLICAL	NT INFORMATION
Board(s) Planning and Development Committee Name Marc	Staley
Address One Batavia City Centre Address 216	East Main St.
City, State, Zip Batavia, NY 14020 City, State, Z	ip Batavia, NY 14020
Phone (585) 345 - 6347 Ext. Phone (585) 345	5-9797 Ext. Email marc.staleyl@lpl.com
MUNICIPALITY: City Town Village of B	atavia
3. TYPE OF REFERRAL: (Check all applicable items)	
☐ Area Variance ☐ Zoning Map Change ☐ Use Variance ☐ Zoning Text Amendments ☐ Special Use Permit ☐ Comprehensive Plan/Upda ☐ Site Plan Review ☐ Other: Sign permit (BID)	
4. <u>Location of the Real Property Pertaining to this Re</u>	EFERRAL:
A. Full Address 216 East Main St.	
B. Nearest intersecting road Liberty	
C. Tax Map Parcel Number 84.058-1-5	
D. Total area of the property Area of pr	roperty to be disturbed
E. Present zoning district(s) C-3 (BID)	···
5. <u>REFERRAL CASE INFORMATION:</u> A. Has this referral been previously reviewed by the Genesee County	Planning Board?
■ NO YES If yes, give date and action taken	
B. Special Use Permit and/or Variances refer to the following section	(s) of the present zoning ordinance and/or law
BMC 190-14 D (2)(b)	
C. Please describe the nature of this request Approval to place a 1	1.25 sq. ft. wall sign, on the north elevation of this
commercial building located within the Business Improvement	nt District.
6. ENCLOSURES - Please enclose copy(s) of all appropriate items in rega-	rd to this referral
■ Local application □ Site plan □ Subdivision plot plans □ SEQR forms □ Zoning text/map amendme □ Location map or tax maps □ Elevation drawings □ Agricultural data statement	New or updated comprehensive plan Photos Other: Cover letter
If possible, please provide a reduced version or digital copy of a Email to <u>planning@co.genesee.ny.us</u>	any supporting documentation larger than 11 \times 17.
7. CONTACT INFORMATION of the person representing the community	in filling out this form (required information)
Name Douglas Randall Title Code Enf. Officer	Phone (585) 345 - 6327 Ext.
Address, City, State, Zip One Batavia City Centre, Batavia, NY 1402	20 Email drandall@batavianewvork.com



City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To: Genesee County Planning

Planning and Development Committee

From: Doug Randall, Code Enforcement Officer

Date: 12/11/14

Re: 216 East Main St.

Tax Parcel No. 84.058-1-5

Zoning Use District: C-3

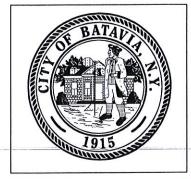
The applicant, Marc Staley (business owner/occupant), has applied for approval to place a 1.25' x 9' wall sign on the north elevation of this commercial building.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (1).

Review and Approval Procedures:

County Planning Board- Pursuant to General Municipal Law 239 m, referral to the County Planning Board is required since the property is within 500 feet of the boundary of the city; the boundary of a County or State park or other recreation area; the right of way of a state parkway, throughway, expressway, road or highway; the boundary of county or state owned land on which a public building or institution is situated; the boundary of a farm operation located in an agricultural district (not required for area variances).

City Planning and Development Committee- Pursuant to section 190-14 D (2) (b), the Planning and Development Committee shall review and approve applications for sign permits on properties located within the B.I.D.



SIGN PERMIT APPLICATION City of Batavia

Permit No.:_____ Date:_____ Zone:_____

One Batavia City Centre, Batavia, NY 14020 (585) 345-6345 • Fax (585) 345-1385

APPLICANT/OWNER:	_ larc	Staley		Marz	. stale	yelpl.	Com
	Name		-1	Tro	E-mail A	adress 1	705
	Street Address	E. Main	St S	15	Phone	7395-91	Fax
	City, State, Zip C	a NY	1	4020		-	2012/04/04/
ADDRESS OF SIGN:	216		St.	STE	3		
AREA OF SIGN:	Length	Width		Area			
2. Freestand	ing signs must l	have an illustra nave a Sit Plan to de an elevation p	show the	sign's locatio	n on the p	property.	
□ Freestanding Wall □ Projecting	Set Back Wall Len	gth	Height Wall He	eight <u>14.5</u>	, ,	Area <u>246</u>	.5
MarqueeAwning / CarWindowPortable		Length	Height Windov	v Height		Area Area	
Lighting:	rnal (External					
Existing Signs (Please	e list all existing si	gns with dimensior	ns): 				
Applicant's Signature		ASH			Date	416/14	
Planning Board Chair	rperson				Date		
	\$25 Sian Per		50 Special	Sign Permit		\$10 Porta	able Sign



LPL FINANCIAL Marc Staley 97 Main St. Batavia,NY

15" x 9' HDU Sign Board \$1,250.00 + \$100.00 Tax total \$1,350.00 Installed

TLPL Financial



SALES - SERVICE - SUPPORT

COMPLETE TECHNOLOGY





City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To:

Genesee County Planning

Planning and Development Committee

From:

Doug Randall, Code Enforcement Officer

Date:

12/24/14

Re:

224 Ellicott St.

Tax Parcel No. 84.066-1-2

Zoning Use District: C-3

The applicant, Ross Walker (business owner), has applied for approval to place two electric light window signs in the front/north elevation of this commercial building located within the Business Improvement District.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (1).

Review and Approval Procedures:

County Planning BoardPursuant to General Municipal Law 239 m, referral to the County Planning Board
is required since the property is within 500 feet of the boundary of the city; the boundary of a County or State
park or other recreation area; the right of way of a state parkway, throughway, expressway, road or
highway; the boundary of county or state owned land on which a public building or institution is situated; the
boundary of a farm operation located in an agricultural district (not required for area variances).

City Planning and Development Committee- Pursuant to section 190-14 D (2) (b), the Planning and Development Committee shall review and approve applications for sign permits on properties located within the B.I.D.

SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING

3837 West Main Street Road Batavia, NY 14020-9404 Phone: (585) 344-2580 Ext. 5467

GCDP Referral #	

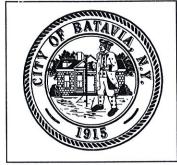


* GENESEE COUNTY * PLANNING BOARD REFERRAL

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N (Please answer ALL questions as fully as possible)

1. REFERRING BOARD(S) INFORMATION 2. APPLICANT INFORMATION
Board(s) Planning and Development Committee Name Ross Walker
Address One Batavia City Centre Address 224 Ellicott St.
City, State, Zip Batavia, NY 14020 City, State, Zip Batavia, NY 14020
Phone (585) 345 - 6347 Ext. Phone (585) 250 - 4112 Ext. Email
MUNICIPALITY: City Town Village of Batavia
3. TYPE OF REFERRAL: (Check all applicable items)
☐ Area Variance ☐ Zoning Map Change Subdivision Proposal ☐ Use Variance ☐ Zoning Text Amendments ☐ Preliminary ☐ Special Use Permit ☐ Comprehensive Plan/Update ☐ Final ☐ Site Plan Review ☐ Other: Sign permit (BID)
4. LOCATION OF THE REAL PROPERTY PERTAINING TO THIS REFERRAL:
A. Full Address 224 Ellicott St.
B. Nearest intersecting road Liberty
C. Tax Map Parcel Number 84.066-1-2
D. Total area of the property Area of property to be disturbed
E. Present zoning district(s) C-3
5. <u>REFERRAL CASE INFORMATION:</u> A. Has this referral been previously reviewed by the Genesee County Planning Board?
■ NO YES If yes, give date and action taken
B. Special Use Permit and/or Variances refer to the following section(s) of the present zoning ordinance and/or law
BMC 190-14 D (2) (b)
C. Please describe the nature of this request Approval to place two electric light window signs in the front/north elevation
of the commercial building located within the BID
6. ENCLOSURES - Please enclose copy(s) of all appropriate items in regard to this referral
■ Local application Zoning text/map amendments New or updated comprehensive plan Site plan Location map or tax maps Photos Subdivision plot plans Elevation drawings Other: Cover letter SEQR forms Agricultural data statement
If possible, please provide a reduced version or digital copy of any supporting documentation larger than 11 x 17. Email to <u>planning@co.genesee.ny.us</u>
7. CONTACT INFORMATION of the person representing the community in filling out this form (required information)
Name Douglas Randall Title Code Enf. Officer Phone (585) 345 - 6327 Ext.
Address, City, State, Zip One Batavia City Centre, Batavia, NY 14020 Email drandall@batavianewyork.com



FEES:

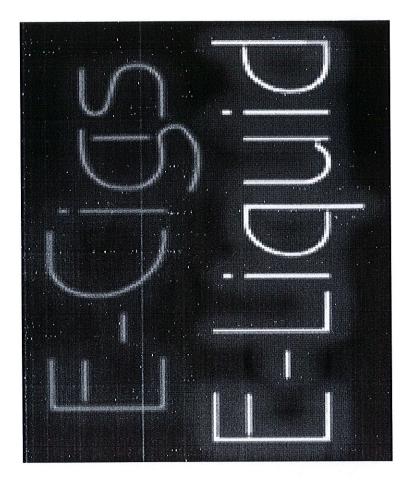
SIGN PERMIT APPLICATION
City of Batavia
One Batavia City Centre, Batavia, NY 14020
(585) 345-6345 • Fax (585) 345-1385

Permit No.:
Date:
Zone: <u>C-3</u>
94 066-1-3

APPLICANT/OWNER: ROSS Walker ross, walker whos, com
Name

E-mail Address 224 Ellicatt 5t 585-250-4112
Street Address Phone Fax Bataria NY 14020 ADDRESS OF SIGN: 224 Ellicott St. Batavia WY 14020 Length 32" Width 20" Area 4,439ft AREA OF SIGN: TYPE OF SIGN: 1. All sign applications must have an illustration of the sign with its dimensions and copy. 2. Freestanding signs must have a Sit Plan to show the sign's location on the property. 3. All other signs must include an elevation plan to show the sign's placement on the building. Set Back _____ Wall Length _____ Height _____ Wall Height _____ Freestanding □ Wall □ Projecting Marquee Length _____ Window Length _56_ Awning / Canopy Window Portable External Lighting: ✓ Internal Existing Signs (Please list all existing signs with dimensions): Window Vinyl Decal 56" × 12" Applicant's Signature Ross & Walle Date **Issuing Officer** Planning Board Chairperson____ Date

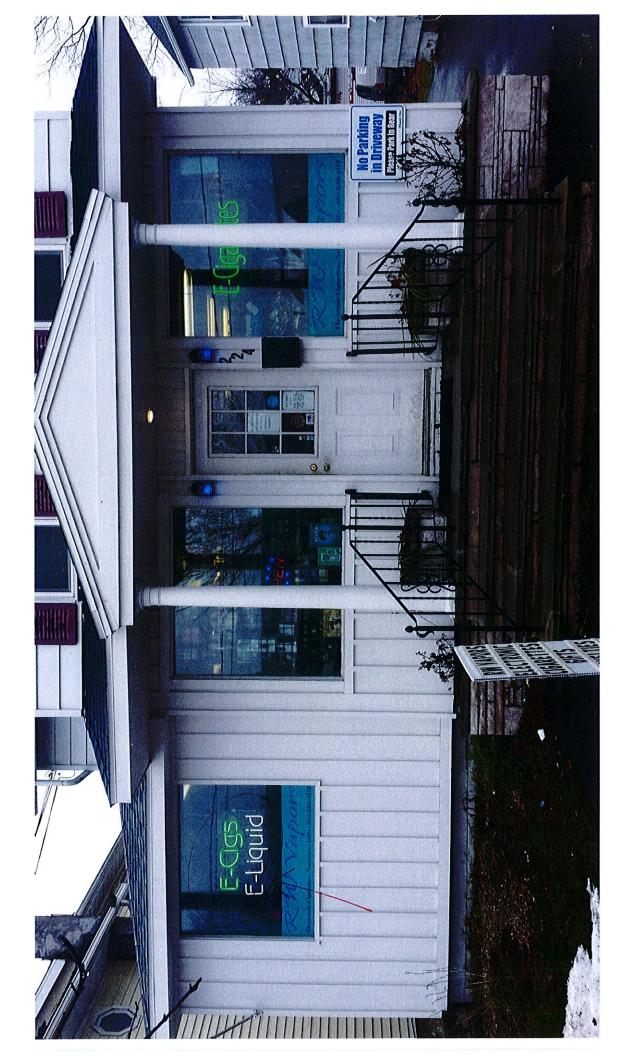
\$25 Sign Permit ____\$50 Special Sign Permit ____\$10 Portable Sign

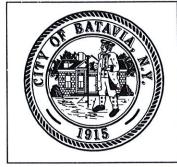


32"



20." ". "6."





Permit No.:_	
Date:	
Zone:	

SIGN PERMIT APPLICATION City of Batavia

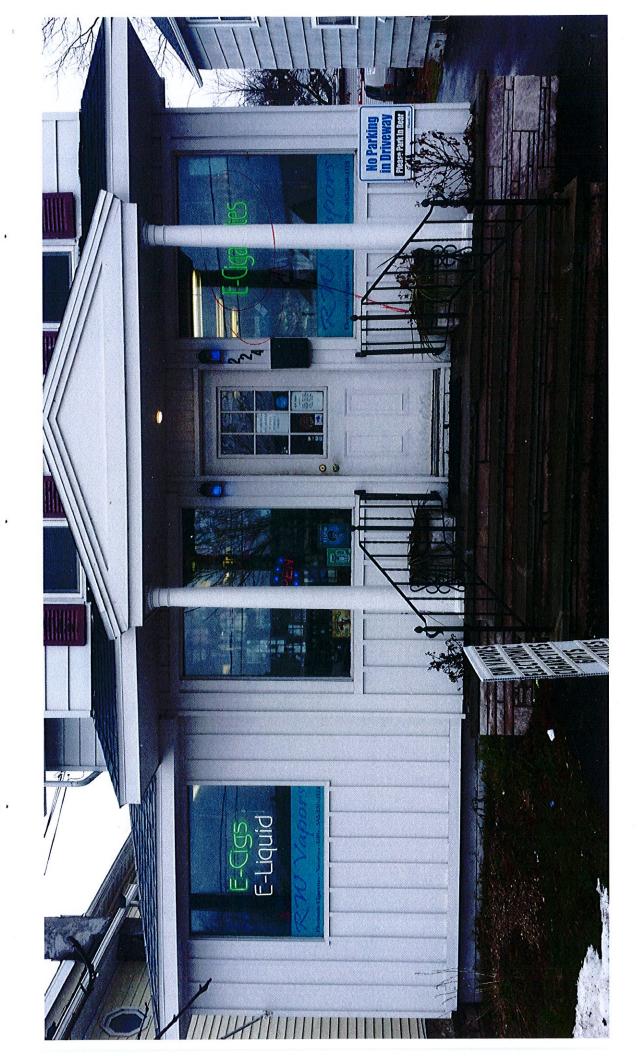
One Batavia City Centre, Batavia, NY 14020 (585) 345-6345 • Fax (585) 345-1385

800	
APPLICANT/OWNER: Ross Walker	ross.walker@nwkipers
Name	E-mail Address
224 Ellicott St.	585-250-4112
Street Address	Phone Fax
Butavice NY 14 City, State, Zip Code	020
City, State, Zip Code	
	+. Batavia NY 14020
AREA OF SIGN: Length $32''$ Width $13''$	Area
TYPE OF SIGN: 1. All sign applications must have an illustration 2. Freestanding signs must have a Sit Plan to sho 3. All other signs must include an elevation plan	ow the sign's location on the property.
 Freestanding Wall Wall Length Projecting Marquee 	Height Wall Height Area
□ Awning / Canopy Length ⋈ Window Window Length □ Portable	Height Area
Lighting:	5.83 %. Purus
Existing Signs (Please list all existing signs with dimensions): EVINDOW Viny (Dacal 57" x 12"	2.87 g. p.
Applicant's Signature Ross F. Wal	Date 12/18/14
Issuing Officer	
Planning Board Chairperson	Date
FEES:\$25 Sign Permit\$50 S	special Sign Permit\$10 Portable Sign



32 11 2.66.

13"





City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To: Genesee County Planning

Planning and Development Committee

From: Doug Randall, Code Enforcement Officer

Date: 12/8/14

Re: 264 Bank St.

Tax Parcel No. 71.082-1-12

Zoning Use District: P-2

The applicant, Phillip Dotson (sign contractor), has applied for approval to place a 6' x 12' (72 sq.') free standing sign in the northwest portion of this property. This sign will be in addition to a free standing sign already approved by the Code Enforcement Officer.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (1).

Review and Approval Procedures:

County Planning BoardPursuant to General Municipal Law 239 m, referral to the County Planning Board
is required since the property is within 500 feet of the boundary of the city; the boundary of a County or State
park or other recreation area; the right of way of a state parkway, throughway, expressway, road or highway;
the boundary of county or state owned land on which a public building or institution is situated; the
boundary of a farm operation located in an agricultural district (not required for area variances).

City Planning and Development CommitteePursuant to section 190-43 R, the Planning and Development Committee shall approve or deny Special Sign Permits.

BMC 190-43 F and Exhibit A - Only one free standing sign, less than 15 sq.', is permitted per parcel.

Note: A permit for a nine square foot free standing directional sign has already been issued for this parcel.

SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING 3837 West Main Street Road Batavia, NY 14020-9404

Phone: (585) 344-2580 Ext. 5467

DEPAR	RTMENT USE ONLY:
GCDP Referral#	

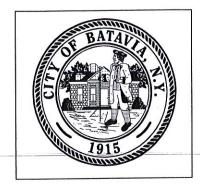


* GENESEE COUNTY * PLANNING BOARD REFERRAL

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N
(Please answer ALL questions as fully as possible)

1. REFERRING BOARD(S) INFORMATION 2. APPLICANT INFORMATION					
Board(s) Planning and Development Committee Name Philip Dotson					
Address One Batavia City Centre Address 264 Bank St.					
City, State, Zip Batavia, NY 14020 City, State, Zip Batavia, NY 14020					
Phone (585) 345 - 6347 Ext. Phone (585) 266 - 5750 Ext. Email					
MUNICIPALITY: City Town Village of Batavia					
3. TYPE OF REFERRAL: (Check all applicable items)					
□ Area Variance □ Zoning Map Change Subdivision Proposal □ Use Variance □ Zoning Text Amendments □ Preliminary □ Special Use Permit □ Comprehensive Plan/Update □ Final □ Site Plan Review □ Other: Special Sign Permit					
4. LOCATION OF THE REAL PROPERTY PERTAINING TO THIS REFERRAL:					
A. Full Address 264 Bank St.					
B. Nearest intersecting road Douglas St.					
C. Tax Map Parcel Number 71.082-1-12					
D. Total area of the property Area of property to be disturbed					
E. Present zoning district(s) P-2					
5. <u>REFERRAL CASE INFORMATION:</u> A. Has this referral been previously reviewed by the Genesee County Planning Board?					
NO YES If yes, give date and action taken					
B. Special Use Permit and/or Variances refer to the following section(s) of the present zoning ordinance and/or law					
BMC 190-43 R.					
C. Please describe the nature of this request Approval to place a free standing sign on this property that exceeds the					
maximum permitted size of 15 sq.'					
6. ENCLOSURES - Please enclose copy(s) of all appropriate items in regard to this referral					
■ Local application Zoning text/map amendments New or updated comprehensive plan ■ Site plan Location map or tax maps Photos Subdivision plot plans Elevation drawings Other: Cover letter SEQR forms Agricultural data statement					
If possible, please provide a reduced version or digital copy of any supporting documentation larger than 11 x 17. Email to <u>planning@co.genesee.ny.us</u>					
7. CONTACT INFORMATION of the person representing the community in filling out this form (required information)					
Name Douglas Randall Title Code Enf. Officer Phone (585) 345 - 6327 Ext.					
Address, City, State, Zip One Batavia City Centre, Batavia, NY 14020 Email drandall@batavianewyork.com					



SIGN PERMIT APPLICATION City of Batavia

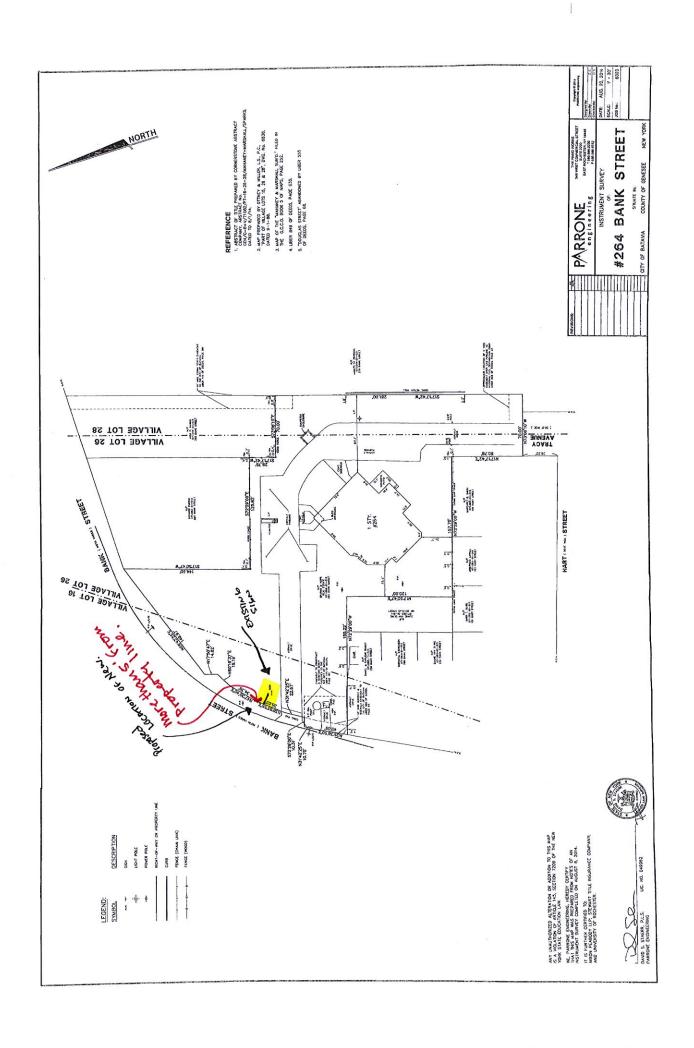
Zone: P-1

Date:_____

Permit No.:_____

One Batavia City Centre, Batavia, NY 14020 (585) 345-6345 • Fax (585) 345-1385

APPLICANT/OWNER	: PHILLIP DOTSO	N	pdatson	@ i'ds ignsy stems. com dress
	Name		E-mail Ad	dress
	410 ATLANTE Street Address	AVE	2 <i>ሬ</i> ሩ ~ ናት Phone	50 266-5798 Fax
	City, State, Zip Code	14609		
ADDRESS OF SIGN:	2602 BANK St.	BATAVIA, NY		75-54 Phop.
AREA OF SIGN:	Length 72°4 W	idth <u>[44"w</u> Ard	ea 72 sq.fl.	16 5g. wax 5752'our
2 Freestand	oplications must have an ling signs must have a Si signs must include an ele	t Plan to show the sig	n's location on the p	roperty.
Freestanding Wall Projecting Marquee	g Set Back Wall Length	Height Wall Heigh	t	rea
HandueeAwning / CaWindowPortable	nopy Length Window Length			rea
Lighting: Inte	ernal 🗆 Externa	al monum	unt/pylon en	trance sign.
Existing Signs (Please	e list all existing signs with o	dimensions):		
DOET AND PANI	EL 15 72 WX	84°t		
Applicant's Signatur	e		Date 12	/4/14
Issuing Officer			Date	
Planning Board Chai	rperson		Date	
FEES:	\$25 Sign Permit _	\$50 Special Sig	gn Permit	_\$10 Portable Sign





Layout Scale: 1" = 28"

Proposed Option





Materials

10" Deep Aluminum frame extrusion w/ routed .125. alum faces Illuminated panel backed with white acrylic Illuminated logo w/ translucent vinyl graphics 3/16" thick white acrylic Internally lit with T12 fluorescent tube lamps. Sign mounted to 144"L x 18"W poured concrete base w/jbolts

Color/Artwork

Digitally printed translucent vinyl for logo All other copy is router cut and backed with white acrylic Frutiger 67 Bold, Condensed

Mounting

Jbolt mounted to concrete base



10"



CORPORATE OFFICE

410 Atlantic Avenue Rochester, NY 14609 IDSignsystems.com

3 (585) 266-5750 (a) (585) 266-5798

CLIENT



UR MEDICINE

DRAWING DESCRIPTION D/S ILLUMINATED MONUMENT

BATAVIA RADIATION/ONCOLOGY

DESIGNER ACCOUNT MANAGER PED PHIL DOTSON DRAWING # DATE 01 11/12/14 id1521 REVISIONS DATE REVISIONS 11/12 Request for Design SER SER 11/17 Rev 1

THE PURPOSE OF THIS DRAWING IS FOR

□Client Approval ■Estimating □Production

I have carefully reviewed and hereby accept the drawing(s) as shown. I realize that any changes to these designs made before or after production may alter the contract price. All changes must be in writing and approved by both parties

The custom artwork depicted herein is for representational purposes only and may not exactly match the colors of the product. This is an original unpublished drawing created by ID Signsystems, Inc. It is submitted only for your personal use in connection with a project being prepared for you by ID Signsystems, Inc. It is not to be shown to anyone outside your organization, nor is it to be use, reproduced, or exhibited in any fashion.



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PAGE NUMBER





City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To: Genesee County Planning

Planning and Development Committee

From: Doug Randall, Code Enforcement Officer

Date: 12/16/14

Re: 425-525 West Main St.

Tax Parcel No. 84.005-2-1

Zoning Use District: C-2

The applicant, Mike Hodgins (sign contractor), has applied for approval to place a 4' x 15' (60 sq.') wall sign on the northwest elevation of this commercial building.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (1).

Review and Approval Procedures:

County Planning Board- Pursuant to General Municipal Law 239 m, referral to the County Planning Board is required since the property is within 500 feet of the boundary of the city; the boundary of a County or State park or other recreation area; the right of way of a state parkway, throughway, expressway, road or highway; the boundary of county or state owned land on which a public building or institution is situated; the boundary of a farm operation located in an agricultural district (not required for area variances).

City Planning and Development Committee- Pursuant to section Per 190-43 R the PDC shall approve or deny Special Sign Permits.

BMC 190-43 F and Exhibit A - Wall signs are not permitted to exceed 15% of the wall area of the business.

	Permitted	Proposed	Difference
Area of wall sign	51 sq.'	60 sq.'	9 sq.'

SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING

3837 West Main Street Road Batavia, NY 14020-9404 Phone: (585) 344-2580 Ext. 5467

DEPAR	TMENT	USE	ONLY:	
GCDP Referral # _				
GCDP Referral #_				



* GENESEE COUNTY * PLANNING BOARD REFERRAL

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N (Please answer ALL questions as fully as possible)

1. REFERRING BOARD(S) INFORMATION 2. APPLICANT INFORMATION				
Board(s) Planning and Development Committee Name Mike Hodgins (Johns Studio)				
Address One Batavia City Centre Address 56 Harvester Ave.				
City, State, Zip Batavia, NY 14020 City, State, Zip Batavia, NY 14020				
Phone (585) 345 - 6347 Ext. Phone (585) 345 - 1030 Ext. Email mhodgins@johnsstudio.com				
MUNICIPALITY: City Town Village of Batavia				
3. TYPE OF REFERRAL: (Check all applicable items)				
Area Variance Zoning Map Change Subdivision Proposal Use Variance Zoning Text Amendments Preliminary Special Use Permit Comprehensive Plan/Update Final Site Plan Review Other: Special Sign Permit				
4. LOCATION OF THE REAL PROPERTY PERTAINING TO THIS REFERRAL:				
A. Full Address 415 West Main St.				
B. Nearest intersecting road Lewiston Rd.				
C. Tax Map Parcel Number 84.005-2-/				
D. Total area of the property Area of property to be disturbed				
E. Present zoning district(s) C-2				
5. <u>REFERRAL CASE INFORMATION:</u> A. Has this referral been previously reviewed by the Genesee County Planning Board?				
■ NO YES If yes, give date and action taken				
B. Special Use Permit and/or Variances refer to the following section(s) of the present zoning ordinance and/or law				
BMC 190-43R				
C. Please describe the nature of this request Approval to place a wall sign that exceeds the maximum permitted area				
on the northwest elevation of this commercial building.				
6. ENCLOSURES - Please enclose copy(s) of all appropriate items in regard to this referral				
■ Local application Zoning text/map amendments New or updated comprehensive plan Site plan Location map or tax maps Photos Subdivision plot plans Elevation drawings Other: Cover letter SEQR forms Agricultural data statement				
If possible, please provide a reduced version or digital copy of any supporting documentation larger than 11 x 17. Email to <u>planning@co.genesee.ny.us</u>				
7. CONTACT INFORMATION of the person representing the community in filling out this form (required information)				
Name Douglas Randall Title Code Enf. Officer Phone (585) 345 - 6327 Ext.				
Address, City, State, Zip One Batavia City Centre, Batavia, NY 14020 Email drandall@batavianewyork.com				



SIGN PERMIT APPLICATION City of Batavia

84,005-5-1

Permit No.:______ Date:______ Zone:_____

One Batavia City Centre, Batavia, NY 14020 (585) 345-6345 • Fax (585) 345-1385 Mike Hodgins,

Minimus 1913	(363) 343-0343 • Fa	ix (303) 343-1303	
APPLICANT/OWNER:	7,1/1/21/6	BROW	mhodgins@johns
Na	me Jachelon	D AV	E-mail Address
/Str	eet Address		Phone Fax
Cit	y, State, Zip Code	7	580 445 04 74
ADDRESS OF SIGN:	18 Nes M	in Whit	15 Batayia NY
AREA OF SIGN: Ler	ngth 48 (45) Width 180 (15 ft Area 60	140°
2. Freestanding	cations must have an illustratior signs must have a Sit Plan to sh s must include an elevation plan	low the sign's location	n on the property.
FreestandingWallProjecting	Set Back Wall Length	Height Wall Height	Area 340
MarqueeAwning / CanopyWindowPortable	y Length Window Length	Height Window Height	Area SI sq. Purm
Lighting: Internal	External		60 sq. Propo
Existing Signs (Please list	all existing signs with dimensions):		9 sq. over.
			Nation
Applicant's Signature	Must S		Date 13 (1 1 4
Issuing Officer			Date
Planning Board Chairpe	rson		Date
FEES: \$2	25 Sign Permit \$50 S	Special Sign Permit	\$10 Portable Sign





City of Batavia Department of Public Works Bureau of Inspections

One Batavia City Center, Batavia, New York 14020

(585)-345-6345

(585)-345-1385 (fax)

To:

Genesee County Planning

Planning and Development Committee

Zoning Board of Appeals

From:

Doug Randall, Code Enforcement Officer

Date:

12/30/14

Re:

438 East Main St.

Tax Parcel No. 84.016-1-9

Zoning Use District: C-1

The applicant, David Tufts (owner), has filed an application to construct a 3,490 sq.' two story detached two family dwelling that will include 4 indoor parking spaces on the first floor and 2 dwelling units on the second floor. This detached building was previously proposed as an addition to an existing structure and was recommended for approval by the Genesee County Planning Board on 12/11/14; was approved by the City of Batavia Planning and Development Committee on 12/16/14 and the Zoning Board of Appeals on 12/18/14. The proposed building's size, interior layout and exterior appearance will match the previously approved plan with the exception of its detached construction. The new plan places this structure within the clear yard spaces along the south and west property lines. Area variances were previously granted to permit the construction, as proposed, within 5.1' of the west property line and to modify the required off street parking spaces to permit 10 spaces for medical office parking with 6 spaces provided for the residential uses.

Note: This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (9).

Review and Approval Procedures:

County Planning Board- Pursuant to General Municipal Law 239 m, referral to the County Planning Board is required since the property is within 500 feet of the boundary of the city; the boundary of a County or State park or other recreation area; the right of way of a state parkway, throughway, expressway, road or highway; the boundary of county or state owned land on which a public building or institution is situated; the boundary of a farm operation located in an agricultural district (not required for area variances).

City Planning and Development Committee— Pursuant to section 190-12 A(1) of the zoning ordinance, the Planning and Development Committee shall perform site plan review in compliance with 190-44 for all new buildings proposed within the C-1 limited commercial zoning use district.

Zoning Board of Appeals- Pursuant to BMC Sec. 190-49 of the zoning ordinance, the ZBA shall review and act on required variances.

Required variances- Area

1) BMC Sec. 190-29 A. and Schedule I

	Required _	Proposed	Difference
Minimum side yard clear space (south prop. line)	12'	5.1'	6.9'
Minimum side yard clear space (west prop. line)	12'	5.1'	6.9'

Per 190-33 A., This is a corner parcel and all yards adjoining a street are considered front yards.

Definition: 190-3

Side yard- An open, unoccupied space on the same lot with the building, situated between the building and the side lot line, and extending from the front yard to the rear yard.

Side lot line- That lot line not a front lot line or a rear lot line.

Rear lot line- That lot line which is opposite and most distant from the front lot line.

SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING 3837 West Main Street Road

Batavia, NY 14020-9404 Phone: (585) 344-2580 Ext. 5467

DEPARTMENT USE ONLY:
CDP Referral #



* GENESEE COUNTY * PLANNING BOARD REFERRAL

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N
(Please answer ALL questions as fully as possible)

(Tiense monet 1222 que				
1. REFERRING BOARD(S) INFORMATION 2. APPLICANT INFORMATION				
Board(s) Planning and Development Committee Name David Tufts				
Address One Batavia City Centre Address 4857 Ellicott St.				
City, State, Zip Batavia, NY 14020 City, State, Zip Batavia, NY 14020				
Phone (585) 345 - 6347 Ext. Phone (585) 344 - 1286 Ext. Email				
MUNICIPALITY: City Town Village of Batavia				
3. Type of Referral: (Check all applicable items)				
Area Variance				
4. LOCATION OF THE REAL PROPERTY PERTAINING TO THIS REFERRAL:				
A. Full Address 438 East Main St.				
B. Nearest intersecting road Harvester				
C. Tax Map Parcel Number 84.016-1-9				
D. Total area of the property 15,297.5 sq.' Area of property to be disturbed				
E. Present zoning district(s) C-1				
5. <u>REFERRAL CASE INFORMATION:</u> A. Has this referral been previously reviewed by the Genesee County Planning Board?				
NO YES If yes, give date and action taken				
B. Special Use Permit and/or Variances refer to the following section(s) of the present zoning ordinance and/or law				
BMC 190-29 and Schedule 1				
C. Please describe the nature of this request Approval to construct a 3,490 sq.' two story, two family dwelling with				
portions located within the side yard setbacks of the west and south side yards.				
6. ENCLOSURES - Please enclose copy(s) of all appropriate items in regard to this referral				
Local application Site plan Subdivision plot plans SEQR forms Zoning text/map amendments Location map or tax maps Elevation drawings Agricultural data statement New or updated comprehensive plan Photos Other: Cover letter				
If possible, please provide a reduced version or digital copy of any supporting documentation larger than 11 x 17. Email to planning@co.genesce.ny.us				
7. CONTACT INFORMATION of the person representing the community in filling out this form (required information)				
Name Douglas Randall Title Code Enf. Officer Phone (585) 345 - 6327 Ext.				
Address, City, State, Zip One Batavia City Centre, Batavia, NY 14020 Email drandall@batavianewyork.com				



CITY OF BATAVIA

APPLICATION TO THE ZONING BOARD OF APPEALS

1915	7	Application No.:
APPLICANT:	Name 4857 ELLICOTT ST. Street Address State State	Atufts adatufts E-Mail Address Com 344-1286 344-2165 Phone Fax 14020 Zip
STATUS:	City State \ Agent for Owner	_X Contractor
OWNER:	Name AS ABOUE Street Address	E-Mail Address Phone Fax
	City State	Zip
LOCATION C	F PROPERTY: 438 EAST MA	IN ST. BATALIA
ALL	CRIPTION OF REQUEST: SIDE YAR OWING 5,1' AT WEST	D VARIANCE FAND SOUTH
	present at the hearing date. Failure to do so will result in the applicat sent evidence sufficient to satisfy the Zoning Board of Appeals that t norals, aesthetics and general welfare of the community or neighborh	
Applicant's Sig	nature Date	12-27-14
Owner's Signa	id Types	12-27-14
	- The Land Company	
TAX PARCEL:	To be Filled out by Zoning Officer 84.016-1-9 ZONING DISTRICT: _C-	3
TYPE OF APPE	AL: Area Variance FEE: Use Variance Interpretation Decision of Planning Committee	\$50 (One or Two Family Use) \$100 (All other Uses)
Provision(s) of th	ne Zoning Ordinance Appealed: <u>BMC 190-29</u>	and Schedule I Sideyard Bet be

Criteria to Support Area Variance

In making its determination, the zoning Board of Appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety, moral, aesthetics and welfare of the neighborhood or community. The Zoning Board of Appeals shall consider the following test, as per §81-b of the General City Law when making its determination:

Explain how the proposal conforms to EACH of the following requirements:

- 1. Undesirable Change in neighborhood Character. The granting of the variance will not Currently installed at the west and south property lines is a stockade fence to height of approx. 8' above finish ground floor of building. All entryways and generated activities are located on opposite side of building from variance area. Adjacent property has no closely located structures. Adjacent property is mixed residential rental and medical office use and property to the south is a paved roadway leading to 436 East Main.
- 2. Alternative Cure Sought. There are no other means feasible for the applicant to pursue that would result in the difficulty being avoided or remedied, other than the granting of the area variance.

Shifting the 2 apartments and garages structure to the south reduces the complexity to comply with Building Code of NYS where the common walls occur. Other tried layouts result in project breaking costs for code compliance.

3.	Substantiality.	The requested area variance is not substantial.
	The 5.1' side yard	setback on the south still allows for normal maintenance and is consistent with other properties
	on Harvester Ave.	

4, Adverse Effect or impact. The requested variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or community.

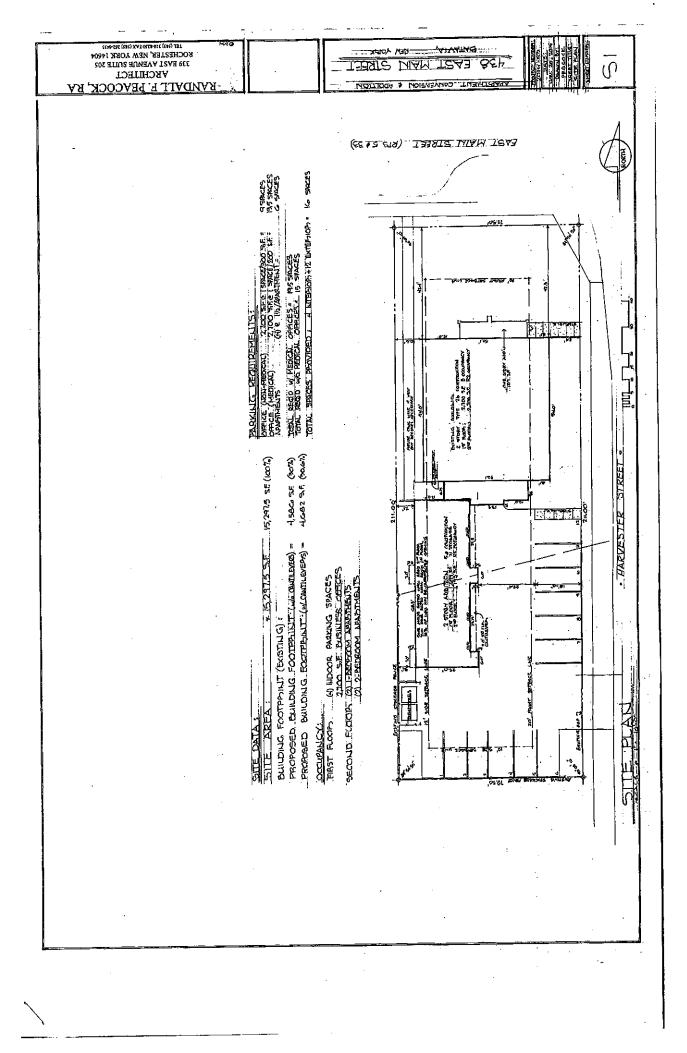
When constructed, the addition will provide added shielding of on site activities from neighboring property. Exterior lighting will be limited to the east side of the structure and will not spill onto property adjacent to where variance is requested.

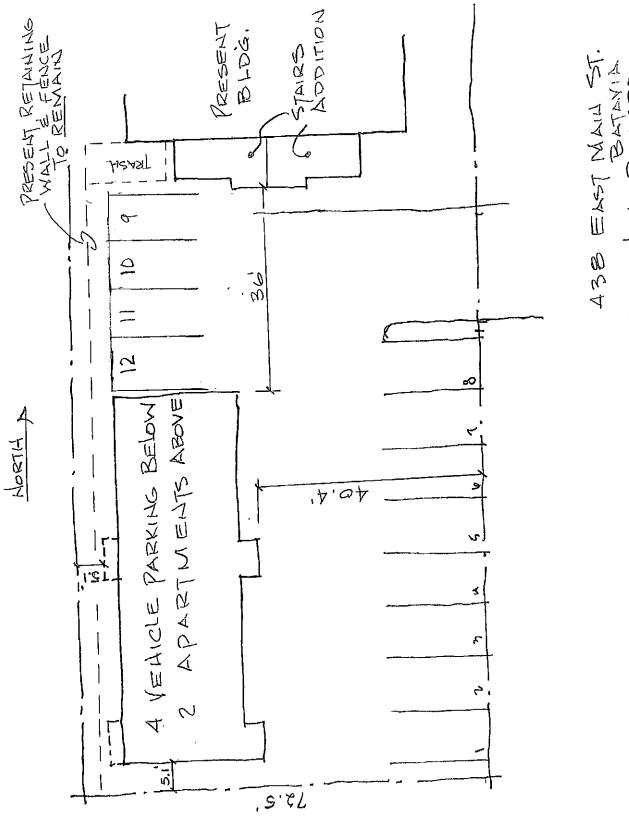
5. Not Self-Created. The alleged difficulty existed at the time of the enactment of the provision or was created by natural force or governmental action, and was not the result of any action by the owner or the predecessors in title.

The variances are requested to make economically feasible the purchase, repurposing and development of this deteriorating and vacant building.

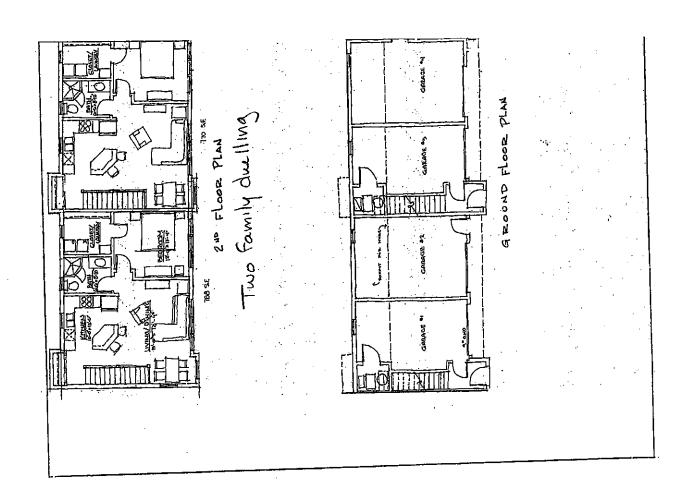
Date

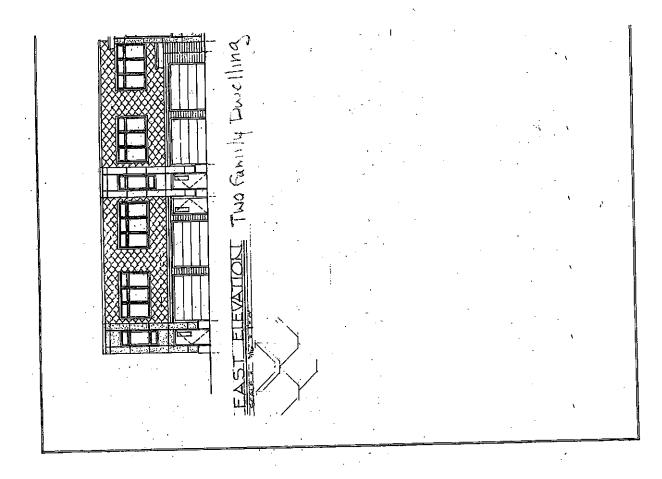
2-27-14

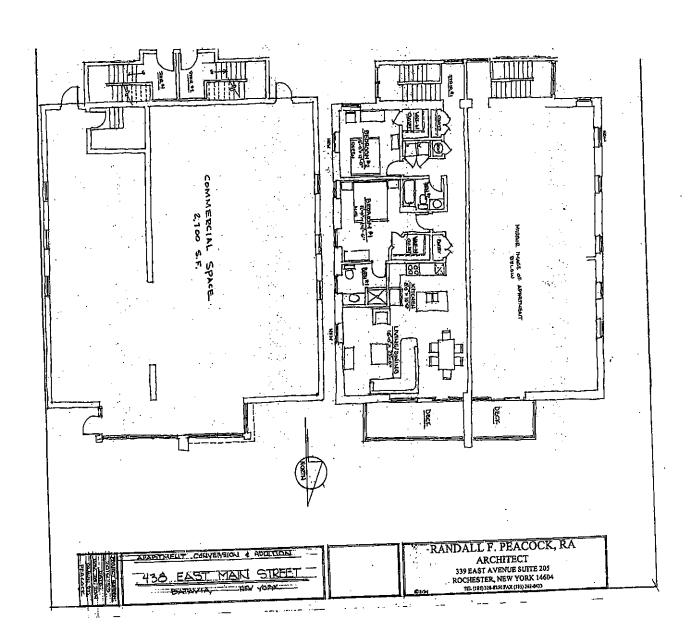




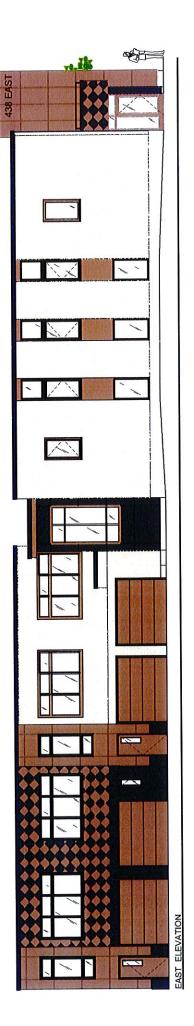
438 EAST MAID ST. BATANIA SITE PLAN. REVISED 12-26-14

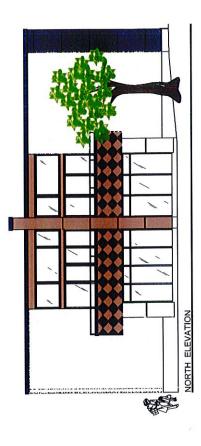






130 EVEL WEN SIBELL RANDALL F. PEACOCK, RA ROBERTE, IRW PORF 1668 TILL WHY PORF 1668 THE 105 THE 1 stair addition





COMMERCIAL & APARTMENTS BUILDING 438 EAST MAIN STREET BATAVIA, NEW YORK 14020 EXTERIOR FINISHES

GENERAL CONTRACTOR D.A.TUFTS CO, INC. 4857 ELLICOTT STREET RD. BATAVIA, NEW YORK 14020

RANDALL F. PEACOCK 339 EAST AVENUE, STE 205 ROCHESTER, NY 14604 ARCHITECT OF RECORD

DRAWING REVISION DATES STEPHAN DESIGN
STEPHAN DESIGN
STORE CENTRAL STEPHAN ST

EXTERIOR FINISH OPTION COMBINATION 1 ı

DRAWN BY: LTS SCALE: 1/8" = 1'-0" DATE: DECEMBER 9, 2014