

PLANNING & DEVELOPMENT COMMITTEE

Tuesday, January 16, 2024

6:00 pm

Council Board Room

One Batavia City Centre, Batavia NY

AGENDA

I. Roll Call

II. Call to Order

III. Approval of Minutes – 11/14/23

IV. Proposal

Address: *156 Washington Avenue*
Applicant: Stephen Dayka (contractor)

Apply vinyl shake shingle siding on the southern elevation rake end (gable) of this building located within the Downtown Business Improvement District

1. Review application
2. Discussion and action by the board

VI. Setting of Next Meeting: February 20, 2024

VII. Adjournment

PLANNING & DEVELOPMENT COMMITTEE

DRAFT MINUTES

Tuesday, November 14, 2023

6:00 pm

Council Board Room

One Batavia City Centre, Batavia NY

Members present: *David Beatty, John Ognibene, Duane Preston*

Members absent: Ed Flynn, Derek Geib, Jim Krencik

Others present: Meg Chilano – Recording Secretary, Doug Randall – Code Enforcement Officer

I. Roll Call

Roll call of the members was conducted. Three members were present and Chairman Duane Preston declared a quorum.

II. Call to order

Mr. Preston called the meeting to order at 6:11 p.m.

III. Previous Meeting Minutes

There were no corrections to the minutes. Mr. Preston assumed the motion and the minutes were approved as written by unanimous consent.

RESULT: Approval of October 17, 2023 meeting minutes.

IV. Proposals

- A. Site plan review for a project that will involve the clearing to grade of three parcels, a lot division of a parcel with partial demolition, the merger of multiple parcels, and construction of a 3,140 sq.' one-story Burger King Restaurant with associated site improvements

Address: *301-305 West Main Street*

Applicant: Doug Beachel (Real Estate Manager for Carrols LLC)

- Actions:**
1. Review application
 2. Public hearing
 3. Discussion and action by the board

1. Review Application

Mr. Preston read the summary of the application.

Mr. Sorgi, attorney for the project, noted that the board has already seen the plans in the Sketch Plan reviews. He pointed out that the changes requested by the PDC have been incorporated into the final plans.

Mr. Sorgi then addressed the recommendations made by the Genesee County Planning Board.

He requested that the PDC make the recommendations from the County Planning Board conditions of approval, if they are inclined to approve the project. Mr. Sorgi pointed out that the first two recommendations are in progress and the third will be completed when the project is finished.

1. Public Hearing

MOTION: Mr. Beatty moved to open the public hearing; the motion was seconded by Mr. Ognibene and on roll call, was approved 3-0.

RESULT: Public hearing opened at 6:16 p.m.

There was no one present who wished to speak regarding the project. The board reviewed an email Mr. Randall received on June 30, 2023, from David Neth, in which he expressed concerns about demolishing old buildings and erecting new, car-centered structures. [See attached.]

MOTION: Mr. Beatty moved to close the public hearing; the motion was seconded by Mr. Ognibene and on roll call, was approved 3-0.

RESULT: Public hearing closed at 6:27 p.m.

2. Discussion and Action by the Board

MOTION: Mr. Beatty moved to approve the proposal with the stipulation that all parcels involved are merged first, and the modifications recommended by the Genesee County Planning Board are adhered to:

- The applicant must complete a Stormwater Pollution Prevention Plan and obtain a Stormwater Permit for Construction Activity from NYS Department of Environmental Conservation (DEC)
- The application must obtain comments on the traffic impacts and the required driveway permit from NYS Department of Transportation (DOT)
- The applicant must complete the application for 9-1-1 Address Verification to the Genesee County Sheriff's Office to ensure that an address is assigned that meets Enhanced 9-1-1 standards.

The motion was seconded by Mr. Ognibene and on roll call, was approved 3-0.

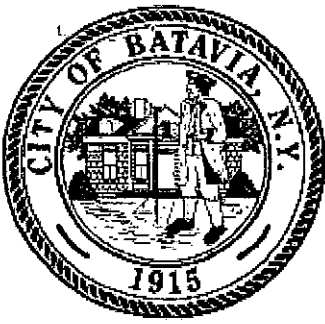
RESULT: Site Plan approved with above conditions.

V. Setting of Next Meeting: December 19, 2023

VI. Adjournment

Mr. Preston adjourned the meeting at 6:32 p.m.

Meg Chilano
Recording Secretary



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: 1/2/24
Re: **156 Washington Ave.**
Tax Parcel No. 84.011-1-41

Zoning Use District: P-3 (BID)

The applicant, Stephen Dayka, Contractor for the owner, has filed a permit application to apply vinyl shake shingle siding on the southern elevation rake end (gable) of this building located within the Downtown 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:

City Planning and Development Committee- Pursuant to BMC 190-26 G building permit applications shall be referred to the PDC for approval prior to issuance.

CITY OF BATAVIA, NEW YORK

APPLICATION FOR A BUILDING PERMIT

Application Date: 12-27-2023

APPLICANT NAME DCHI LLC PHONE 585-344-2738

APPLICANT MAILING ADDRESS 653 Elliott St Batavia N.Y.

APPLICANT EMAIL DCHI LLC 653@gmail.com.

Project Location and Information

Address of Project: 156 Washington Ave. 84.0pt-1-41

Owner: Millennium Computers - Marc + Shaly Johnson Phone: 343-3310

Owners Mailing Address: _____

Project Type/Describe Work

Estimated cost of work: \$ 2,500⁰⁰

Describe project: Install Firing as needed and Install Vinyl cedar.
Shake In. Peak only Parking lot side around Millennium Sign.

Contractor Information – Insurance certificates (liability & worker comp) required to be on file in our office before issuance of any permit. Liability Workers Comp

GENERAL

Name & Address: DCHI LLC. 653 Elliott St. Batavia N.Y.

Phone: 585-344-2738

PLUMBING (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: _____



DAYKA CLASSIC HOME IMPROVEMENTS-DCHI LLC

PROPOSAL

653 ELLICOTT STREET ▪ BATAVIA, NEW YORK 14020 ▪ PHONE (585) 344-2738
 ▪ PHONE (716) 632-0258

No. _____

Page No. _____ of _____

Proposal Submitted to <i>Mr. & Mrs. [unclear]</i>		Phone <i>[unclear]</i>	Date <i>11-12-2016</i>	
Street <i>176 [unclear] Ave.</i>		Job Name <i>[unclear]</i>		
City <i>Batavia</i>	State <i>NY</i>	Zip Code <i>14020</i>	Job Location	
Submitted by <i>[unclear]</i>	Estimated Date of Plans	Day Phone	Who	Where

We hereby submit specifications and estimates for:

Supply and install vinyl siding on exterior walls of house.

Remove old vinyl siding and install new vinyl siding.

Remove old vinyl siding and install new vinyl siding.

Remove old vinyl siding and install new vinyl siding.

Remove old vinyl siding and install new vinyl siding.

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Remove old vinyl siding and install new vinyl siding.

Remove old vinyl siding and install new vinyl siding.

Note - Permit fee to be billed at end of job. (actual cost of permit only)

You the buyer, may cancel this transaction at any time prior to midnight of the third business day after the date of this transaction. Owner agrees that in the event of cancellation after this specified time, Owner shall pay contractor thirty percent (30) of the contract price as liquidated damages for the breach.

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

12,000.00 dollars (\$ *12,000.00*).

Payment to be made as follows: *Balance due on completion*

Unless otherwise specified - payment is due immediately upon completion of job. A 2% finance charge will be added 3 business days after completion on any balance due and 2% each month thereafter.

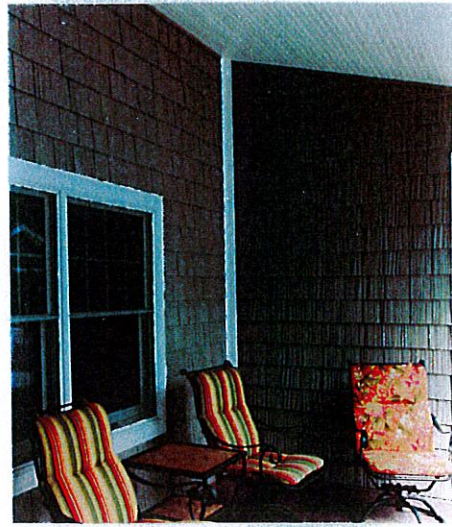
All material is guaranteed to be as specified. All work to be completed in a substantial workmanlike manner according to specifications submitted, per standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature: *[Signature]*

Note: This proposal may be withdrawn by us if not accepted within _____ days.

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature: *[Signature]*



7" Split Shake | Lite Khaki (095)

Split Shake Siding *Cedar Siding That Never Goes Unnoticed*

Turn heads with the handcrafted look of split cedar siding. Foundry Split Shake Siding offers both beauty and drama with its extra-deep shadow lines and rustic cut edges. You'll get a look that's true to real cedar while capturing the ideal aesthetic of color and form for the life of your siding.

STANDARD COLORS - 7" Exposure



WEATHERED COLORS - 7" Exposure



Actual Colors may vary from printed representation.



7" Split Shake | Colonial Grey (827)