

PLANNING & DEVELOPMENT COMMITTEE

MINUTES

May 17, 2016

6:00 pm

Council Board Room
One Batavia City Centre, Batavia NY

Members present: *Edward Flynn, Matthew Gray, Robert Knipe, Duane Preston, Rachael Tabelski*

Members absent: Marc Staley (Alt.)

Others present: Meg Chilano – Recording Secretary, Jason Molino – City Manager, Felipe Oltramari – Director, Genesee County Planning Department, Doug Randall – Code Enforcement Officer

I. Roll Call

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

II. Call to order

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

III. Previous Meeting Minutes

Mr. Knipe moved to approve the minutes; the motion was seconded by Ms. Tabelski, and on roll call, was approved 4-0-1.

Votes in favor: 4 (Edward Flynn, Matthew Gray, Robert Knipe, Rachael Tabelski)

Votes opposed: 0

Votes abstained: 1 (Duane Preston)

RESULT: Approval of April 19, 2016 meeting minutes.

IV. Proposals

Mr. Mistler was not in attendance. The board decided to wait to see if Mr. Mistler showed up. They voted on the second application first, and then came back to *85-89 Main Street*.

- A. Special Sign Permit: placement of a 6' x 4.83' (29 sq.') interior lit projecting sign on the west elevation of this commercial building located within a residential use district

Address: *241-243 Swan Street*

Applicant: Christopher Bardol (owner)

- Actions:
1. Review application
 2. Discussion and action by the board

1. Review Application

Mr. Preston summarized the proposal. Mr. Bardol explained that the sign frame was already up; they just put in plastic panels and new lightbulbs.

2. Discussion and Action by the Board

Mr. Knipe asked about internal lighting. Mr. Bardol responded that the sign is lit by bulbs on the inside which are activated by a switch on the outside.

Mr. Flynn asked if the sign is turned off at 10:00 pm. Mr. Bardol answered that the sign is turned off when they leave, which is sometimes later than 10:00 pm. Mr. Gray pointed out the concern for sign lights in a residential area.

Mr. Knipe asked if there have been any complaints regarding the sign. Mr. Bardol said that no has approached them with any concerns about the sign.

Mr. Flynn noted that the current sign is predicated upon the existence of the previous sign in this residential district.

MOTION: Mr. Flynn moved to approve the application with the condition that the sign is turned off every night at 10:30 pm; the motion was seconded by Mr. Gray, and on roll call, was approved 5-0.

RESULT: Special Sign Permit approved.

B. Special Sign Permit: placement of two 15.64' x 1.5' window signs on the north elevation of this commercial building located within the BID

Address: 85-89 Main Street
Applicant: Ken Mistler (owner)

Actions: 1. Remove application from table
2. Review application
3. Discussion and action by the board

Mr. Mistler did not attend the meeting.

MOTION: Ms. Tabelski moved to remove the application from the table; the motion was seconded by Mr. Gray, and on roll call, was approved 5-0.

RESULT: Application removed from table.

Mr. Flynn observed that Mr. Mistler already has the permanent sign installed. He noted that the sign is below the maximum allowed window space and that the Genesee County Planning Board recommended approval of the sign last month.

MOTION: Mr. Flynn moved to approve the application; the motion was seconded by Ms. Tabelski, and on roll call, was approved 5-0.

RESULT: Special Sign permit approved.

V. **Other/New Business/Updates:** Discussion of digital signs

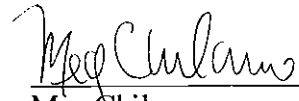
City Manager, Jason Molino, offered a possible definition of an electronic message board to the PDC. He also presented them with a sample sign code in a format other than that of the Batavia Municipal Code. The format of the sample is similar to some form-based code concepts, which the board agreed it preferred. Mr. Molino said that the existing code can be

incorporated into this type of format. The board also agreed that digital signs should be restricted to the C-2 district with the exception of four specific areas.

VI. Setting of Next Meeting: June 28, 2016

VII. Adjournment

Mr. Gray moved to adjourn the meeting at 6:41 pm; Mr. Knipe. All voted in favor.



Meg Chilano
Bureau of Inspection Clerk