Town Board Work Session Agenda
October 9, 2013
7:00 PM

I. Call to Order

II. Approval of Minutes – September 25, 2013

III. Monthly Reports - September

IV. Public Hearing – None

V. Guests – Marc Swan, 805 Liberty St. Signage - Costello

VI. ACTION ITEMS

Law and Finance
1. 2014 Budget Updates - All

Public Works
1. Brannon Homes Request for a Waiver of Section 5.22 of Town Specifications at Crowne Pointe – Benway
2. Pond Excavation Permit at 1985 Dublin Road – Benway

Public Safety - None

Community Services - None

VII. INFORMATIONAL ITEMS

Law and Finance
1. Expansion of Southpoint Marina, 1384/1420 Empire Blvd. Update - Costello

Public Works - None

Public Safety - None

Community Services - None

VIII. HELD ITEMS
1. Special Improvement District/Pond Ownership – Benway
2. Mavis Tire – 2146 Fairport Nine Mile Point Road – Costello

IX. Old Business - None

X. New Business - None

XI. Executive Session – Real Estate, Litigation and Human Resource Matters

XII. Adjournment
I. **Call to Order**

Present:
- Supervisor LaFountain
- Councilwoman Kohl
- Councilwoman Metzler
- Councilman Moore
- Councilman Quinn

Also Present:
- Geoff Benway
- Jim Costello
- Lisa Grosser

II. **Approval of Minutes – 9/25/13**

CM Quinn moved for the approval of the Minutes of September 25, 2013, CW Metzler seconded the motion.

III. **Monthly Reports** – Reports for September have started coming in, they are due tomorrow October 10, 2013.

IV. **Public Hearing** – None

V. **Guests** – Marc Swan, 805 Liberty St. Signage – Costello

Jim Costello introduced Marc Swan who would like to apply for a sign permit for his church office at 805 Liberty Street. Pastor Swan is interested in a 24” by 36” A frame sign. The property had been rezoned and the condition of approval only allows a 24” by 24” free standing sign. During the rezoning neighbors expressed concern that larger signs would encourage larger businesses in the area. Pastor Swan is requesting a waiver for a larger sign.

Pastor Swan said he would like the sign at the rear of the building, which is the main entrance for his office.

Costello said Pastor Swan is also interested in utilizing a sandwich board sign, similar to the sign used by the frozen yogurt shop next door.

Councilwoman Kohl asked if the sandwich board sign would be displayed on Sunday mornings?

Pastor Swan said no, the sign is only needed weekdays.

Councilman Quinn asked Pastor Swan if he is requesting two (2) signs?
Pastor Swan said yes, he would like a permanent sign on the rear deck and a sandwich board sign on Liberty Street.

Councilwoman Kohl said the sandwich board sign is temporary and should be brought in at night.

Pastor Swan said he would like to leave the sandwich board sign out during the week, but will bring it in on the weekend so residents don’t think they are meeting there Sunday mornings.

Costello said if the sign on the rear of the building is mounted, then the 24” x 36” size complies with the code.

Quinn asked Pastor Swan to review the site line when placing the mounted sign on the rear of the building.

Councilwoman Metzler suggests pulling in the sandwich board sign nightly as it could become a projectile if it is accidentally clipped by a motorist.

Costello added that the sandwich board sign needs to remain on the property and should not be placed in the ROW.

Supervisor LaFountain confirmed the sandwich board sign would be 2’ x 3’ and removed Friday evening and put back out Monday morning. The 2’ x 3’ mounted sign would be in the rear of the building, which is the main entrance and will be visible when travelling south to the north.

The Board agreed both signs are acceptable.

Costello will send a letter of confirmation to the applicant. He will then be able to apply for his sign permit through the Building Department.

VI. ACTION ITEMS

Law and Finance

I. 2014 Budget Updates - All

Supervisor LaFountain stated that the Public Hearing for the 2013 Preliminary and Special Districts Budget was held last week. There have been some comments back and forth with Town Comptroller Bob Beedon.

Councilwoman Metzler said she has been speaking with residents and has received support; there has been no opposition or concerns.

LaFountain stated as of 5:00 PM this evening he had received no calls or emails requesting additional or updated information. There was one (1) question at the Public Hearing regarding cost of kilowatt hours and that information has been provided.
The Board agreed and a Resolution will be submitted at the next Legislative Session on October 16, 2013.

**Public Works**

1. Brannon Homes Request for a Waiver of Section 5.22 of Town Specifications at Crowne Pointe - Benway

Geoff Benway stated he had received a letter from Steve Philippone requesting a waiver from the requirement of installing a road to meet Town Specifications. The applicant has sold lots 202 and 203 and would like to start foundation work. However, the lots are 150 feet from the edge of the current pavement. The applicant has agreed to pave the road within 30 days.

Supervisor LaFountain asked Benway if the Fire Marshal had given approval?

Benway said yes, because it will only be a couple of weeks, the Fire Marshal feels they could get emergency vehicles in that area if it were necessary. The temporary road will be gravel and millings.

The Board discussed and agreed to grant the waiver. Supervisor LaFountain instructed Benway to include in his letter to the applicant that the C of O, including Temporary C of O, will not be issued until the road is completed and meets Town specifications. LaFountain also asked that Benway include a condition that the temporary road must meet the satisfaction of the Fire Marshal.

2. Pond Excavation Permit at 1985 Dublin Road - Benway

Geoff Benway said the property owner Chris Mazur has requested an excavation permit to build a 30’ x 40’ pond in his backyard. The property is a 3.3 acre parcel located on the west side of Dublin Road, south of Whalen Road. It is a large, wet lot and the location of the pond will not be near the edge of the property.

Councilwoman Metzler asked if there were any drainage concerns in the area?

Benway said no.

The Board agreed and the permit will be issued.

Benway stated that the permit would be subject to the standard conditions and he would notify the neighbors.

Councilman Quinn asked what the applicant would be doing with the fill from the excavation?

Benway said he would be spreading it on site.

Councilman Moore asked if there would be any disturbance to Federal or State wetlands?
Benway said no.

Public Safety - None

Community Services - None

VII. INFORMATIONAL ITEMS

Law and Finance
1. Expansion of Southpoint Marina, 1384/1420 Empire Blvd. Update - Costello

Supervisor LaFountain said he had received a communication from Passero Associates, the Engineer for the applicant, asking that this request be held until a formal response had been received from the NYS DEC. This item will be held until the October 23, 2013 Work Session.

Public Works - None

Public Safety - None

Community Services - None

VIII. HELD ITEMS
1. Special Improvement District/Pond Ownership - Benway
2. Mavis Tire - 2146 Fairport Nine Mile Point Road - Costello

IX. Old Business - None

X. New Business - None

XI. Executive Session - Real Estate, Litigation and Human Resource Matters - No Session tonight.

XII. Adjournment - Supervisor LaFountain adjourned the Work Session at 7:25 PM.

Lisa Grosser, Deputy Town Clerk