

A NOTICE OF PUBLIC HEARING, PENFIELD ZONING BOARD OF APPEALS LEGAL NOTICE

PLEASE TAKE NOTICE that a Public Hearing will be held on Thursday, February 18, 2021, immediately following a work session meeting commencing at 6:30 PM local time. The board will discuss tabled matters and other business that may come before it during the work session, followed by a Public Hearing to consider each of the following applications.

Unless permitted to take place remotely, the hearing will be held at the Town Hall, 3100 Atlantic Avenue, Penfield, New York 14526.

However, if permitted to do so in accordance with the Governor's Executive Orders, including Executive Order 202.1, which suspended certain provisions of the Open Meetings Law to address the state of emergency related to COVID-19, the February 18, 2021 Zoning Board of Appeals meeting will be held remotely, and in-person public access to the Town Hall facility will not be permitted. As of the date of this public notice, remote meetings are permitted only through January 29, 2021, however, it is anticipated that this date will be extended by further Executive Order. A determination whether the public hearing will take place with in-person participation or only remotely will be posted on the town's website www.penfield.org, and will be available by contacting the Building & Zoning Department at (585) 340-8636.

Regardless of whether the public hearing takes place with in-person participation or remotely, this meeting will be video recorded and broadcast LIVE via the town's website www.penfield.org, on the Town's Government Access Cable Channel 1303, and on streaming media device: ROKU, Apple TV, and Amazon Fire. Search "Penfield TV" in your device's app store, it is free. If required, the meeting will be later transcribed. For questions regarding video coverage please contact Penfield TV at (585) 340-8661.

For a remote meeting, there will be "public participation" opportunities for each public hearing application listed below. The chairman of the board will announce the appropriate time for public participation for each application. To address the board during the public participation portion of the meeting please call (585) 340-8771 to be connected with Penfield TV, or complete an electronic submission form that will be available on the town's website www.penfield.org the day of the meeting.

Prior to the meeting, the Building & Zoning Department will also accept public comments via email at building@penfield.org. All public comments sent via email must include name and address for the record, and reference the application number.

Public Hearing Applications:

1. Daniel Safee/Danwins, LLC, 2186 Empire Boulevard, Webster, NY, 14580 on behalf of Southeast Bible Baptist Church requests a Special Permit under Section 250-10.3-A of the Code to allow a freestanding sign with an electronic message reader board which is not permitted under Section 250-10.11-A of the Code at 1850 Fairport Nine Mile Point Road. The

property is currently or formerly owned by Southeast Bible Baptist Church, Inc. and is zoned MUD. SBL #125.01-2-59. Application #21Z-0003.

2. BME Associates, 10 Lift Bridge Lane East, Fairport, NY 14450 on behalf of Northwood Real Estate Ventures, LLC, requests Area Variances under Section 250-14.3 of the Code to allow a restaurant with less parking than required under Section 250-7.7-D of the Code, greater lot coverage than permitted under Section 250-5.7-D (2) of the Code and less setback than required under Section 250-5.7-D (3) of the Code at 1838 Empire Boulevard. The property is currently or formerly owned by Tom and Mary Yu and is zoned GB. SBL #093.15-1-58. Application #21Z-0004.

Please contact the Building and Zoning Department with any questions or concerns.

Amy Steklof
Town Clerk, RMC/CMC