

Meeting of the Village of Brockport Zoning Board of Appeals was held in the Conference Room, Municipal Building, 49 State Street, Brockport, New York, Thursday, December 7, 2017, 7:00pm.

PRESENT: Chair Robert Duff, Member Sal Sciremammano, Member Laurence Vaughan, Member Eileen Ryerse, Building/Zoning Officer David J. Miller, Village Deputy-Clerk Treasurer Erica Linden (substituting for Clerk Katie Brown),

EXCUSED: ZBA Clerk Katie Brown

ALSO PRESENT: Brian Arieno, Annie Crane (Trustee)

CALL TO ORDER: Chair Duff called the meeting to order and led the Pledge of Allegiance, asking everyone to remember those lost at Pearl Harbor.

REVIEW OF MEETING MINUTES: Chair Duff called for a motion to approve minutes.

Member Sciremammano asked for a minor correction, to the list of those Present. He is no longer Vice Chair, and the minutes should reflect that Member Vaughan now has that distinction.

➔ Member Sciremammano moved, Chair Duff seconded, unanimously carried to approve the minutes of the meeting held November 2, 2017 as amended.

CORRESPONDENCE: none

1. Name: Brian Arieno
Address: 16 Market St
Tax Map #: 069.53-1-2
Property Code: 481
Zoning: Business
Lot Size: 0.02 acres
Purpose: Area variance: temporary variance for A-frame sign
Zoning Code: Chapter 43-8(A)
43-8. Miscellaneous provisions.
A. The following signs shall be prohibited in all zones: projecting or overhanging signs; roof signs; portable A-frame-type signs

Applicant Presentation:

Mr. Arieno, Agent Mobil, has a second location on Market St. His sign is a safe, certified plastic sign, it is not wooden with jagged edges. He noted that the sign is critical as 30% of his business comes from walk-ins.

Mr. Arieno digressed, mentioning that there are bricks coming up out of sidewalks, there are more serious problems going on, and he can't believe the village is worried about A-frame signs.

Chair Duff reminded Mr. Arieno his application is in regard to A-frame signs so his presentation should be about the specifics of his application.

Mr. Arieno explained that his sign is a certified, plastic sign.

Public Comment:

➔ Member Vaughn moved, Member Sciremammano seconded, unanimously carried that the regular meeting be closed and the public hearing be opened at 7:04 pm.

No comments

➔ Member Vaughn moved, Member Ryerse seconded, unanimously carried that the public hearing be closed and the regular meeting be reopened.

Continued Board discussion on application:

Chair Duff asked, do any members have questions regarding this variance?

Member Sciremammano asked if the pictures in the application are the actual sign?

Mr. Arieno responded, yes.

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Chair Duff asked, do you have dimensions for this sign?

Mr. Arieno explained, it is your standard sign, you can fill it with water or sand. (Indicated with hands) About this height (approx 3 ft).

Chair Duff stated to Mr. Arieno, you need to be aware that the code allows for specific height and width requirements. Food for thought.

Chair Duff continued, with a question about weight, how to keep the sign up in the wind?

Mr. Arieno replied the sign is not fully weighted, it is designed to move with wind.

Building Inspector/ Code Enforcement Officer Miller commented, of all the A-frame signs, this is one of the few that would meet the standard of what the village would be looking for in terms of height, width, anchoring. I went over myself, it is very heavy. It would take a car to knock it over.

BI/CEO Miller continued, he would like the Board to see in the pictures the location – it is located in the brick area. When it comes to sidewalk cafes, they are not allowed to be in the brick area. The Board has put a stay on that to do further research. If a side walk café is not allowed, should a sign be allowed?

Chair Duff responded the concern is not to impeded with pedestrian traffic, and to not impede a car door from opening.

Member Ryerse asked Mr. Arieno, what do you do if there is 3ft of snow?

Mr. Arieno answered, we shovel the entire sidewalk and salt it and brush off the sign, it is always clear.

Member Vaughn asked, will the sign need a permit once the code is revised?

BI/CEO Miller replied it will need a permit.

Member Sciremammano clarified that Mr. Arieno won't have to come back to ZBA and apply.

Chair Duff stated, this approval will be in effect, if approved, until the new ordinance is passed.

Member Vaughn commented, he has to give Brian a lot of credit for coming in when others are ignoring it (the current ordinance). Makes me feel good about the cooperation part of it. Pay the application fee and go through the due process. It makes a mark with me.

➔ Member Sciremammano moved, Member Ryerse seconded, unanimously carried that the application be approved with the recognition that ordinances may change in the future.

Role call vote:

Member Sciremammano	Aye
Member Duff	Aye
Member Ryerse	Aye
Member Vaughan	Aye

The motion carries unanimously with 4 votes in favor, 0 against.

Adjournment:

➔ Member Sciremammano moved, Member Ryerse seconded, unanimously carried that the meeting be adjourned at 7:13pm.

Erica L. Linden
Deputy Clerk-Treasurer