

BRIGHTON LEGAL NOTICE
NOTICE OF PUBLIC HEARINGS

PLEASE TAKE NOTICE that public hearings will be held by the BOARD OF APPEALS of the TOWN OF BRIGHTON, County of Monroe, at a meeting to be held at the Town Hall at 2300 Elmwood Avenue, Rochester, New York, 14618 on Wednesday March 5, 2014 at 7:15 P.M. (E.S.T.) for the purpose of considering, modifying, approving, or disapproving the following: (Meeting review at 6:45 P.M.)

- 12A-04-13 Application of Buckingham Properties LLC, property manager, and 2600 Elmwood LLC, owner of property located at 2600 Elmwood Avenue, for 1) modification of a Use Variance (5A-07-97) to allow for frozen yogurt sales and a short order eatery in conjunction with bagel sales, and 2) modification of an Area Variance (5A-08-97) allowing for the continuation of less parking than that as required by code with a change in restaurant use as described in 1 above. All as described on application and plans on file. **1) Modification of Use Variance - Frozen Yogurt sales - Approved with conditions at the 2/05/14 meeting, Short Order Eatery - Tabled at the 2/05/14 meeting - Public hearing remains open, 2) Modification of Area Variance - Approved with conditions at the 2/05/14 meeting.**
- 1A-02-14 Application of Tops Markets, LLC, lessee, and DiMarco Group, owner of property located at 1900 South Clinton Avenue, for a Sign Variance from Section 207-32B(2) to allow for 319.88 sf of business identification signage in lieu of the maximum 150 sf allowed by code. All as described on application and plans on file. **POSTPONED TO THE MARCH 5, 2014 MEETING AT APPLICANTS REQUEST**
- 1A-03-14 Application of Joseph O'Donnell, architect, and Sherry Dampier, owner of property located at 3176 Elmwood Avenue, for Area Variances from Section 205-2 to 1) allow an addition to extend 4.48 ft. into the existing 14.48 ft. side setback (south side) where a 19.8 ft. side setback is required by code, and 2) allow a garage addition to extend 11.8 ft. into the 19.8 ft. side setback (north side) required by code and 5 ft. into the 40 ft. front setback required by code. All as described on application and plans on file. **TABLED AT THE FEBRUARY 5, 2014 MEETING - PUBLIC HEARING REMAINS OPEN**
- 1A-04-14 Application of FCJE Holdings, LLC, applicant, and Max M. Farash Land Co., LLC By Max M. Farash Declaration in Trust, owner of property located at 447 French Road, for a Use Variance from Section 201-13D(1) to allow for the construction of a driveway that will serve a principle building not located in the Town of Brighton (fully located in the Town of Henrietta) where not allowed by code. All as described on application and plans on file. **POSTPONED FROM THE FEBRUARY 5, 2014 MEETING AT APPLICANTS REQUEST**
- 3A-01-14 Application of John Samperi, contract vendee, and Rene and Carol Gignac, owners of property located at 2341 Monroe Avenue, for relief of conditions placed on the approval of a parking variance (6A-05-09) to allow for a change of use from a pharmacy to a flooring showroom. All as described on application and plans on file.
- 3A-02-14 Application of Cornella Wilson, contract vendee, and Edward Zoneyville, owner of property located at 3137 Elmwood Avenue, to allow for a change from one nonconforming use (custom wood furniture and cabinet maker) to another nonconforming use (custom woodworker) pursuant to Section 225-13C. All as described on application and plans on file.

- 3A-03-14 Application of Nick Cannizzo - Skylight Signs, agent, and REIT Management, owner of property located at 140 Canal View Blvd., for a Sign Variance from Section 207-26D to allow a logo to be 31% of the area of a business identification sign in lieu of the maximum 25% allowed by code. All as described on application and plans on file.
- 3A-04-14 Application of Paul Minor, architect, and Selvakumar and Miraba Chockalingham, owners of property located at 50 Indian Spring Lane, for Area Variances from Section 205-2 to 1) allow a vestibule to extend 6 ft. into the existing 52.75 ft. front setback where a 60 ft. front setback is required by code, and 2) allow livable floor area, after construction of additions, to be 4,472 sf in lieu of the maximum 3,698 sf allowed by code. All as described on application and plans on file.

The Board of Appeals, at said time and place, will hear all persons in support of such matters or any objections thereto. Those individuals needing a sign language interpreter must notify the Receptionist at Town Hall, (585)784-5250, at least 72 hours in advance that they are in need of such accommodation. BY ORDER OF THE BOARD OF APPEALS OF THE TOWN OF BRIGHTON.

Rick DiStefano, Secretary
BOARD OF APPEALS
February 27, 2014