

TOWN OF CLARKSON – ZONING BOARD OF APPEALS

September 2, 2009

PRESENT – Board Members

Conrad Ziarniak - Chairperson
Wade Radtke
Paul Dittman
Rick Sheffer
Jackie Smith

Support Board Members

Richard Olson, Town Attorney *
Chad Fabry, Code Enforcement *
Ursula M. Liotta, Building Dept. Coordinator

Excused *

CALL TO ORDER:

C. Ziarniak called the meeting to order at 7:00 pm, led all present in the Pledge of Allegiance, and reviewed the agenda.

PUBLIC HEARING: None

NEW BUSINESS:

1. **Christine Spiers & Joel Yager (continuation)**

Sign Permit Application @ 2176 Lake Road, Tax Acct. #029.03-1-31
Business name: Doc Yager Tattoo Company

The Applicants provided a revised Zoning Board of Appeals application, with a color rendering of both signs for the file. C. Spiers stated that the style and size of the original sign has changed; that it is larger than the original rendering but still within the size allowance per code; that the outline of the border will be black, not red. C. Ziarniak asked that the Applicant provide the measurement from the top of the sign to the ground, to be sure that it is less than 14 feet per code. C. Spiers will provide that information to the Board prior to the Public Hearing.

The Applicants also will have a second sign in the shape of an arrow with the word “tattoo” on it that will be placed near the street level stairway entrance to the upstairs. Both signs will be professionally made from weather resistant di-bond aluminum material.

C. Ziarniak stated that he and C. Fabry discussed the sign code at length, particularly with regard to the 14’ height stipulation, and determined that it pertains to all signs, whether freestanding or attached to a building; otherwise, a variance is required.

C. Ziarniak stated that the Applicants have submitted all the necessary information for their application (with the exception of the distance from the top of the sign to the ground – Applicants to provide at or before the Public Hearing). C. Ziarniak made a motion to schedule a Public Hearing for September 16, 2009; second by P. Dittman; unanimously carried.

C. Spiers thanked the Board for their direction, and for suggesting they take a second look at their application and signage, thereby arriving at the revisions presented today.

2. **Glogowski, James**

Customary Home Occupation Application
9580 Ridge Road, Tax Acct. #039.03-1-2
Business: Land Surveyor

The Board spent a few minutes reviewing the application. The Applicant currently has an office in Spencerport, but has recently decided move the office to his home in Clarkson. A review of the facts included the following:

- the total size of Applicant’s home is 2,300 sq. ft.;
- the actual office space is 299 sq. ft., which is less than 25% of the whole space as required by code;
- there is a separate entrance at the rear of the home for clients to access the office space;
- the driveway is on the W side of the home, and clients will walk around the back of the home to the office entrance;
- there is ample parking for clients, and the driveway has a turn-around for ease in exiting onto Rt. 104;
- the land surveying business is not a high-traffic business, and Applicant seldom has clients at his office;
- the office hours are M-F, 9-5;
- the full-time staff includes the Applicant and his son; he has two part-time employees who work away from the office. (Note: code states that a CHO may not have more than 1 full time employee other than the Applicant.)

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- Applicant’s existing sign is 1’ x 2’, and is made of computer generated vinyl; that Applicant intends to attach the sign to the existing picket fence near the rear of the driveway; that Applicant does not intend to light the sign.

C. Ziarniak stated that the nature of Applicant’s home occupation would appear to have minimal impact in a residential neighborhood. C. Ziarniak made a motion to schedule the Public Hearing for September 16, 2009; second by W. Radtke; unanimously carried.

Note to minutes: due to the Labor Day Holiday, and the inability of the Hamlin Clarkson Herald to publish the Legal Notices in a timely fashion so as to allow proper notice of the Public Hearings on September 16, 2009, and upon the advice of Richard Olson, Attorney for the Town, this Board directed that the hearings be scheduled for October 7, 2009.

OLD BUSINESS: None

OTHER:

- 1. OnTrac Equipment – sign change**
Address: 7689 Ridge Road
Owner: Tracon Group LLC
Tax Acct. # 054.04-1-27.121

The Board reviewed the information presented to them by Laura Donovan Baranes, Sales/Project Manager of Premier Sign Systems on behalf of OnTrac Equipment. The request is to change the sign panel that reads “OnTrac Equipment” to “Lakeland Equipment”. That is the only request; all else remains the same.

After discussion, the Board determined that the owner may change the panel so long as the attributes of the existing panel remain the same, and no other physical characteristics of the sign are changed. U. Liotta will send an email to the sign company to that effect, and request that a photo of the sign with the new panel be submitted to the Town upon completion.

REVIEW OF MEETING MINUTES: August 19, 2009

A correction was made to the minutes, and it will be noted on those minutes. W. Radtke made a motion to accept the minutes as corrected; second by J. Smith.

Vote taken:	C. Ziarniak	<u>Aye</u>	Paul Dittman	<u>Aye</u>	R. Sheffer	<u>abstained</u>
	W. Radtke	<u>Aye</u>	J. Smith	<u>Aye</u>		

NEXT MEETING: September 16, 2009 at 7:00 p.m.

ADJOURNMENT: W. Radtke made a motion to adjourn at 7:40 p.m.; seconded by J. Smith; unanimously carried.

Approved 9-16-09

Respectfully Submitted,

Ursula M. Liotta, Bldg. Dept. Coordinator