

**TOWN OF CLARKSON
ZONING BOARD OF APPEALS
November 7, 2018**

The Zoning Board of Appeals of the Town of Clarkson held their regularly scheduled meeting on Wednesday, November 7, 2018 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 7:00 p.m.

PRESENT

Board Members

Paul Dittman, Chairperson
Jim Gillette
Harold Mundy
Lisa Rivera-French
Joe Perry

Support Staff

Richard Olson, Town Attorney
Susan Kelly, Building Department

*Excused

ALSO ATTENDING

Kirk Wright, Applicant
Tracy Kroft, Applicant
Michael Menear, 7528 W. Ridge Rd

CALL TO ORDER

P. Dittman, Chairperson, called the meeting to order at 7:00 p.m. and led all those present in the Pledge of Allegiance. P. Dittman read aloud the agenda.

PUBLIC HEARING

Applicant: Jay Hurzy, Sign and Lighting Services, LLC

Property Owner: Rerob, LLC

Property Address: 7535 W. Ridge Rd.

Tax ID #: 070.01-1-18.11

Zoning: Incentive

Request for two Special Permits for permanent signs (pylon sign and building sign) pursuant to Clarkson Town Code § 140-13 A.

§ 140-13 Signs.

A. No advertising sign or billboard of any description shall be erected at any place in the Town of Clarkson without a special permit by the Zoning Board of Appeals ...

Request for Area Variance for a sign greater than 40 sq. ft. and higher than 14' pursuant to Clarkson Town Code § 140-13 D.

§ 140-13 Signs.

D. No sign shall be newly erected in the Town which has a surface area in excess of 40 square feet or a height in excess of 14 feet. The height shall be taken as the vertical distance from the uppermost portion of the sign to the ground.

P. Dittman read aloud the Legal Notice for Public Hearing.

Kirk Wright, Sign and Lighting Services, LLC, reviewed the applications for the signs at Speedway. There will be a building-mounted sign, 11' 4 ½" x 26", backlit with red LED, channel letters. There will also be a pylon sign, 17'H x 63" W, not including the post. They don't want to lower it any further due to line of sight issues. The top "Speedway" portion will be backlit red and white LED. The gas price area will have the numerals lit, "unleaded" will be lit white, "diesel" will be lit yellow. The "Fresh Coffee" portion will be backlit red. Sign is auto-dimmed based on the surrounding light.

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There was discussion regarding the location of the sign and dimensions of the post with regard to sight obstruction (Clarkson Town Code § 140-11). R. Olson stated that the sign needs to be outside of the site triangle.

Lighting issues were discussed. L. Rivera-French questioned how nearby residents would be affected. K. Wright stated that the sign lights are not that bright. P. Dittman opened the hearing for public comments. Michael Menear, 7528 W. Ridge Rd., agreed that based on what K. Wright presented, it seems that the light coming from the signs will be minimal compared to the light coming from the canopy. He stated that the canopy lights are very bright and shine into his house. R. Olson will speak to the architect, Dave Strable, regarding the lighting.

Motion by P. Dittman
Seconded by J. Gillette
To close the Public Hearing.
Approved unanimously

Clarkson Town Code § 140-38F (1)(a-e) was addressed and it was determined that the sign meets all criteria.

Motion by J. Perry
Seconded by J. Gillette
To grant approval for the Special Permit for the sign on the building (ZB2018-09) at 7535 W. Ridge Rd. per the submitted application and documentation. Sign to be kept in like new condition.
Approved unanimously

Motion by P. Dittman
Seconded by J. Perry
To table the pylon sign applications (ZB2018-07 & ZB2018-08) until Sign and Lighting Services provides an updated drawing showing the sign location and site triangle. They are to provide that information prior to the next Zoning Board meeting to be held on December 5, 2018.
Approved unanimously

The Zoning Board also requested that they put up a simulated post on-site so the Board can view the location on-site.

NEW BUSINESS

Applicant: Tracy Kroft
Property Owner: Oak Orchard Community Health Center, Inc.
Property Address: 280 West Ave.
Tax ID #: 068.02-1-44.4
Zoning: HC

Request for two special permits for permanent signs pursuant to Clarkson Town Code § 140-13 A.

§ 140-13 Signs.

A. No advertising sign or billboard of any description shall be erected at any place in the Town of Clarkson without a special permit by the Zoning Board of Appeals ...

T. Kroft reviewed her applications and provided updated renderings showing dimensions. Locations were discussed. Signs are going in the same locations as current signs. Signs are not illuminated; total height is 72”.

Motion by P. Dittman
Seconded by J. Gillette
To schedule a public hearing at the Zoning Board meeting to be held on December 5, 2018.
Approved unanimously

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MINUTES

Motion by J. Perry
Seconded by L. Rivera-French
To approve the October 3, 2018 minutes.
Approved unanimously

ADJOURNMENT

Motion by P. Dittman
Seconded by J. Perry
To adjourn the meeting at 8:25 pm
Approved unanimously

NEXT MEETING

The meeting scheduled for Wednesday, November 21, 2018 is cancelled.
The next regularly scheduled meeting of the Zoning Board of Appeals will be Wednesday,
December 5, 2018 at 7:00 p.m.

Respectfully submitted,

Susan Kelly
Building Department

Approved 12/5/2018