

INDEX

ZONING BOARD OF APPEALS

1/25/52 through 10/20/53

APPLICANT	FOR	DECISION	PAGE
AVERBACK, George	Change setback on lots 4,5,6,7,8,10 Grenell Drive to be 40' instead of 60'	Granted 45' from road right of way	52
" "	rear lot line variance on lot 10 Grenell Dr.	Granted	106
AIRPORT TRAILER Park (E.Czerkas)	variance of 40' setback from Scottsville Road for six lots on the east end of the Trailer Park, 1317 Scottsville Rd.	Granted with stated stipulations	80

BLAIR, ALVIN	erect office bldg. & apartment aobve and concrete block garage attached atrear, Paul Road, 50' setback	Granted	55
BOYCE (West Side Dairy Bar)	erect a roof sign 60' sq. at Buffalo=Rd. & Union Street.(app. of Blue Boy Dairy)	Granted-sign off at midnight	120
BUEHLER, Fritz	erect a motel, 60' from the front lot line 1430 Scottsville Rd.	Granted 35' front setback from road right of way	120
BURKE, G.V.	permit for a trailer park limited to two trailers, 1128 Scottsville Road	Denied	120
" "	variance of front lot line setback for trailer sales to 35'	Granted	291
BENEDICT, Henry	variance of width on lot No. 62 in Hillcrest Park Subd. in D Residential Area for 68'	Granted	148
BREINER, Frank	variance in front line setback to 35' on Lot 9 Chesbrough Subd. located on Buffalo Rd. and West Side Drive	Granted	167
BUTTARAZZI,Thomas	build dwelling at 495 Paul Road with a setback of 28 ft.	Denied	177
" "	28' front and back line setback for a new dwelling to be built on corner of Paul Road and Sandymount Lane, facing on Sandymount Lane	Granted	178
BRADBURY, William	erect a dwelling on lot 13 Morrison Ave., with a front lot line setback of 35'	Granted	244

APPLICANT	FOR	DECISION	PAGE
CLIFFORD, W.M.	erect an addition 18' x 16' on the rear of residence at 635 Morgan Rd., setback to be 10' from south lot line	Granted	66
COYER, Ralph	establish a used car lot on lots 16 and 17 Harold Avenue in residential zone.	Denied	66
CUMBERLAND TRAILER SALES	Trailer Park permit to cover 2 trailer coaches parked on premises at 1128 Scottsville Road	Reserved	73
CRANE, John S.	erect an addition to existing home at 1130 Pixley Road, setback to be 64' from rear lot line	Granted	80
CZERKAS, Ervin (Airport Trailer)	variance of 40' setback from Scottsville Road for six lots on the east end of the Trailer Park, 1317 Scottsville Road	Granted with stated stipulations	80
CASSIDY, James M.	build an 8½ x 10' addition to present existing dwelling at 3216 Chili Ave.,	Granted	89
COOK, Donald	operate a machine shop at 690 Morgan Rd. in E zone.	Granted for 3 yrs.	100
CHILI PLASTICS	operate this injection molding plant at the property located at 4313 Buffalo Rd.	Granted 5 mos with stipula.	100
" "	variance to operate 24 hours per day until January 1, 1953	Granted	127
CUSHMAN, Byron	addition to his existing garage 4' from side lot line, 3 Wyncrest Dr.	Granted	120
CHESBROUGH SUBD.	35' setback on all unsold lots in this subd. (front setback) (Hazel B. Sager)	Granted	167
CITRO, Frank L.	operate a delicatessen 40' from front lot line and 23' from side lot line at 3131 Chili Ave.,	Denied	197

APPLICANT	FOR	DECISION	PAGE
CASPERSON, John	operate a catering establishment for a period of 5 yrs. and to have an ABC License for Caterers on the premises known as 677 Beahan Road.	Granted	203
COYLE, John	erect a garage 3' from the side lot line at 56 Wheatland Center Rd.	Granted	237
COSTANZA, Peter	operate a barber shop in garage located on property at 650 Paul Road	Granted with spec. restrs.	255

APPLICANT	FOR	DECISION	PAGE
DUGAN, Floyd	erect an attached garage 3' from the east lot line at 207 Chestnut Ridge Road	Granted-garage 12' setback 5'	66
" "	erect an attached garage at 209 Chestnut Ridge Rd. with a variance of 3' from east lot line	Granted with var. of 4'	74
DEVERILL, Joseph	build a garage at 27 Greyson Rd. 25' from the rear lot line.	Granted	89
DuVAL, EDWARD	erect home on the east side of Union St., front line setback to be 40' rear lot line to be 41' on the north side of lot and 27' on the south side of lot.	Granted	89
DAVIS, D.D.	setback to be 50' instead of 60' on all bldg. lots situate on Hubbard Drive	Granted	89
" "	variance in front lot line setbacks to 40' on all lots situate on north side of Creekview Drive	Granted	127
" "	build a year-round house on the north bank of Black Creek, east of Union St., area of 528 sq. ft. E zone	Denied	282
DAVISON ESTATE (Sunset Subd) (Mr. Lusk)	variance in setback of 40' on Pixley Rd. and 50' on lots located on West Side Drive.	Granted	100

APPLICANT	FOR	DECISION	PAGE
ENTRESS, Joseph	requesting a setback of 45' on all lots except lots fronting on Chili Rd. & Coldwater Rd.	Granted	31
"	erect 2 signs 10' x 16' on the Ranchmar Tract, 1 on Lot R1 on Chili Rd., 1 on lot 49 Coldwater Rd.	Granted with permit to renew at end of year	55
EDWARD'S REALTY	erect a dwelling on lot 16 Chestnut Ridge Acres, Coldwater Rd., 6' from the north side lot line instead of the req. 7'	Granted	66
ENTRESS, BERNARD	variance on 3 lots, 40 Wilellen Rd.-40' front set back from front lot line. 24 Hartom Rd., 40' front line set back and 55' rear setback 56 Hallock Drive - 61' rear setback	Granted	120
ENGUIX	erect gas station at corner of Weidner Rd. & Scottsville Rd. and variance in front line setback on Scottsville Rd. of 60' and variance in front line setback on Weidner Road of 40' and var. on rear lot line to 10'	Reserved	126
"	"	Granted with stipula. as to setbacks	167
"	Construct gas station at the corner of Weidner Road and Scottsville Road as per plans presented at meeting of 5/5/53	Granted	205
EADIE, William	construct a private detached garage 2' from the side lot line as per plan presented	Granted	291

FOOS, Charles

erect addition to present hot stand by extending
westerly 30' and extending over all depth of
whole structure 15' at 3705 Chili Ave.,

Granted 66

FINZER, Raymond

construct an attached garage not closer to the
south side lot line than 3.67 ft. on property
at 33 Chestnut Dr.

Granted
with 205
stipula.

APPLICANT	FOR	DECISION	PAGE
GRIPPO, Michael	Use the Hall at 1286 Scottsville Rd. for Bingo Games (request for Town license)	Granted to 12/31/52	
" "	for a license to operate a public amusement place at 1286 Scottsville Rd.	with rest.	18
GERWICKS, Albert	change setback on lot #4 of the Henry W. Benedict Subd. on Chili Ave., to 40' instead of 60'	Granted	52
" "	erect dwelling at corner of Audubon Terrace & Chili Ave., 44' front setback and var. in rear lot line - Dwelling to front on Chili Ave.,	Granted with stipulations	127
GREEN, Robert	variance in rear lot line setback for the purpose of erecting a porch to the existing dwelling at 2778 Chili Ave., Variance to be 67' instead of the req. 70'	Granted	100
GENOA, Frank	building at 139 Ballantyne Road to be used for tool storage	Denied	106
GRUENDIKE, Earl F. (Whelpton)	Application for a variance to operate a rug cleaning business on premises at 3187 Chili	Granted 5 yrs. see stipula.	212
GRIFFIN, Floyd	variance for present location of pavement, light poles, sign and automobiles at 1411 Scottsville Rd.	Granted 33' setback	212
" "	erect a four-car garage, variance of front line set back to 53 ft.	Granted	269

APPLICANT	FOR	DECISION	PAGE
HUDSON, John M.	remodel, convert into living quarters and extend the barn on premises at 24 Clifton Rd., Clifton, N.Y.	Granted	66
HAHN, Calvin	front lot line setback of 40' on property located at 74 Wheatland Center Rd.	Granted	100
CHILI PLASTICS	operate this injection molding plant at the property located at 4313 Buffalo Rd.	Granted 5 mos. with spec. hours	100
HARRIS, Roy W.	build garage & breezeway 6' from the south side lot line. 1060 Chili-Coldwater Rd.	Reserved	238
"	"	Denied	244
HOFFMAN, Irving	construct gasoline service station at the southwest corner of Buffalo & Attridge Rds.	Granted with Ezone restrs.	255

IRISH, Richard

operate a dog kennel in an E Residential
Zone at 2811 Chili Ave.,

Denied 197

JONES, PAUL H.

erect a bldg. at 1345 Scottsville Rd. for a
10' variance of front line setback from
Scottsville Rd. for the purpose of erecting
a scale house

Granted

35'

setback 120

KAROL, Edward	erect garage and breezeway 8 ft. from the side lot line	Granted	120
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KUZ, Michael	erect a 2-family dwelling on lot 125 Golisano Subd in E zone	withdrawn	238
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APPLICANT	FOR	DECISION	PAGE
LANG, Fred	repair & remodel front of an existing garage and repair the pumps & tanks at 76 Ballantyne Road	Granted	22
LeCHASE, Raymond	leave to change setback & finish bldg. gas station on Scottsville Rd.	withdrawn	45
LIESE, DAVID	3504 Union St., build a 2 car cinder block garage 20' x 20' setback 150'	denied unless old barn demolished before garage erected. setback if built 10' from side instead of 5' as requested.	55
LeROUX, John	erect a home on lot #154 west side of Marshal Rd., front line setback to be 35' instead of 60'	Granted 40' from front lot line	89
LENHARDT, Lawrence	change the rear yard of his property at 202 Chestnut Ridge Rd. from E residential to A Industrial Zone and also to erect a steel bldg. 24 x 24 to the present shop. Variance to be 4' from east side lot line. Bldg. to be used for hardening of tools	Granted permit zoning not changed	100
LongBINE, HOWARD	build an addition to his home at 3249 Chili Ave., not closer than 56' from the front lot line	Granted	205

APPLICANT	FOR	DECISION	PAGE
MORELLO, Wm.	erect fruit stand directly across from the entrance to the Rochester Airport. Property of Mr. Ackerman. Setback to be 80'	Granted	55
MCCORMACK, Mrs. Wm.	rear setback of a home located on lot #1 known as 1663 Pixley Rd. setback to be 45' from the rear lot line	Granted	66
MCMAHON, DONALD	erect a house at 32 Morrison Ave., with a front line setback of 33' on lots #3 & 4	Granted	232
*MANHARD, Walter B	85' from center of Scottsville Rd. for the display of trailer sales services	Granted	232
MATTHEWS, Francis O	move and enlarge his present work shop to 24' x 36' as per plans presented. restricted to repair and welding of his own equipment 275 Weidner Road	Granted	232
*MANHARD, Walter	front lot line setback for trailer sales, a variance to lot line	Denied	282

NEWMAN, BRUCE

add a 12' x 24' addition ~~xxxxxx~~ to
the front of present bldg. at 34 Jemison Rd.

Denied

212

APPLICANT	FOR	DECISION	PAGE
PRESBYTERIAN Church, United of N.America, Board of American Missions	erect a church on premises situate Chili Ave., & Cardinal Drive	Granted	31
PANETTA, Joseph	Rezone D residential to commercial property on Paul Road and Beahan Rd. to put up stores and a trailer park	Granted rezoning for listed uses as set forth in dec.	45
"	operate a trailer park of 40 units on n side of Paul Road to Beahan Rd.	Denied	52
"	a 30' setback for existing Trailer Park located on Paul Road	Granted pro. all other road setbacks 40'	66
PINK, Frederick J.	erect a home at 2749 Scottsville Rd. home to be 24' x 30' 40' setback from road	Granted	55
PUGSLEY, Howard	operate a used car lot at 1791 Scottsville Rd.	Granted with stated stipu.	80
"	variance of front line setback for the existing used car lot of 50' from center of Scottsville instead of the 103' req.	Granted 83'	106
PASCARELL, Nicholas	5 lots in an E zone located on the south side of Buffalo Rd. lots to be 75' wide instead of 80'	Granted	89
"	erect a house at 4485 Buffalo Rd. 38' west rear lot line, 45.76 east rear lot line	Granted	244
POTTER, Clayton	variance in front line setback of road stand situate at 820 Scottsville Chili Rd. to 10' moved so setback from the front lot line	stand to be 35' from road right of way on each road	148
"	variance in the setback of his roadside stand of 27' from Chili-Scottsville Rd.	Granted 27' from C-S.Rd. 42' from Morgan	177

APPLICANT	FOR	DECISION	PAGE
REYNOLDS, H.J.	erect addition 20' x 20' to existing grocery store, 25 Chestnut Ridge Rd.	Granted	22
ROUSHEY, Edward	erect a garage with a one bedroom apt. over the garage at 4336 Buffalo Rd.,	Granted setback 2-1/2' from lot line on cemetery side	31
ROY, Harold S	Build trailer park on property on Beahan Road near Paul	No action because of non-appearance	45
RIGHTMIRE, Glenn H.	extend front porch, 74 Brook Rd. 3'6" beyond present line. Setback 40' from center of Brook Rd.,	Granted	55
ROCHESTER POSTER ADVERTISING CO.	relocate adv. signs on the south side of Scottsville Rd. on the Joseph Schuler property.	Denied	55
RICE, Jack	conduct a caterance establishment at 525 Paul Rd.	Granted with stated rest. for 5 yrs.	73
ROUTIER, Chas.	variance in front line setback for lot 58 Creekview Subd. on Creekview Rd. 40' instead of 60'	Granted	100
ROWE, John T.	15 Harold Ave., extension of time of occupy present bldg.	no action not Zoning Board's juris.	118
RIVERVIEW GARDENS SUBD.	Blanket exception from zoning regulations with respect to size of lot. Req. 20' front setback	Reserved	120
RABB, Wilbert	completion of construction and use of restaurant in E district at 2775 Scottsville Rd. and front line setback of 60.9'	Granted 5 yrs	167
REULE, Carlton	permit construction of gas station and truck terminal Beaver & Archer Roads E zone	Reserved Granted (see decision)	255 268
RPGERS, Marshal	remodel existing bldg. at 3195 Chili Ave., for use as barber shop & hearing & Plumbing business	Granted	269

APPLICANT	FOR	DECISION	PAGE
STOUT, Raymond	erect a private dwelling on lot number 20½ Fenton Road	Denied	22
SANFORD, EDWIN	build home on 50' lot at 1122 Pixley Rd.	Granted	22
SYRACUSA, John	erect house on Widner Property on the s. side of Paul Rd. with 50'6" front setback	Granted	31
" "	operate a Trailer Park consisting of 139 independent units - south side Paul Road	Denied	45
SPITZ, Norbert J.	build an addition 20' x 14' in the rear of the present Flower Shop to be used as a work room	Granted	55
SCHULER, Joseph H.	erect a shelter 80' x 20' elevation to be 10'4" at 1300 Scottsville Rd.	Granted	66
" "	erect a roof 24' high over the Merry-Go-Round located on property 1300 Scottsville Rd.	Granted	100
** " "	front line set back of 8' in connec. with the completion of a gas station near 1300 Scottsville rd.	meeting cancelled	148
* " "	" "	Reserved	167
SANFORD, Edwin (Edward's Realty)	erect a dwelling on lot 16 Chestnut Ridge Acres, Coldwater Rd., 6' from north side of the lot line instead of req. 7'	Granted	66
SOCONY VACUUM OIL	variance in rear lot line setback of 6½' for the purpose of erecting a 27x27 addition to present service station, Buffalo Rd. & Union St.	Granted	100
SUNSET SUBD. (Davison Est. G. Lusk)	Prop. cor. Pixley Rd. & West Side Dr., req. variance in setback of 40' on Pixley Rd. and variance of 50' on lots on West Side Drive.	Granted	100
SAGER, Hazel B.	variance on setback on remaining unsold lots in Chesbrough Subd. on Buffalo Rd. N. Chili - the 35' setback	Granted	167
*SCHULER, Joseph H.	construct scooter bldg. at a height of 13' on the premises at 1300 Scottsville Rd.	Granted	197
**SCHULER, Joseph H.	Decision on Gas Station	Granted as per stipu. of Board	203

APPLICANT	FOR	DECISION	PAGE
VELEKOOPE, Mrs. Peter	operate a dog kennel at 700 Chestnut Ridge Rd. in an E Residential Zone	Granted	
"	add a 9' x 12' addition to his present barn at 700 Chestnut Ridge Rd.	1 yr.	197
		Granted	244

APPLICANT	FOR	DECISION	PAGE
THORNE, WM.	erect a garage 1' from front lot line 494 Chestnut Ridge Rd.	Denied	127
" "	erect garage on front of the house at 494 Chestnut Ridge Rd. setback of garage being approx. 2 ft. from the highway	Denied	148

WILLIAMS, GEO.	erect a 2 story, 4 car garage with living quarters above at 45 Orchard St.,	Denied	52
WEINGARTNER, Rob.	subdivide 1116 Pixley Rd. into lots-Lot #1 house & garage located thereon, lot #2 as a single parcel of which front line setback on Pixley Road will be 30' and variance of rear yard as would result in construction of house on said lot	Granted with stipul.	73,4
WILSON, Wm.	variance in rear lot line setback of 6½' for purpose of erecting a 27 x 27 addition to the present service station, corn. Buffalo Rd. and Union St.	Granted	100
WEIDNER, Seth	rear lot line variance on lot 10 Grenell Dr. use property located on Chili-Scottsville Rd. in E zone for Rod and Gun Club & recreational facilities	Granted	106
" "	Use property known as Girl Scout Camp on Scottsville Rd. for a general recreation area & rod and gun Club, property to be sold to Eastman Kodak	Adjourned	255
WAGNER, Paul	build an addition to the existing Hot Stand located at corner of Paul & Fisher Road in E zone.	Denied	269
WEST SIDE DAIRY BAR	erect a roof sign 60' sq.at Buffalo Rd. & Union Streest. (appl. of Blue Boy Dairy)	Granted sign off at midnight	120
WARBOIS, Edith	5' setback on the side line of lot 20 Orchard St., N.Chili, N.Y. a variation of 1½'	Granted	178
WHELPTON, Howard	operate a rug cleaning business on premises at 3187 Chili Ave.,	Granted 5 yrs. see stips.	212
WAINWRIGHT, Harlow	erect a house on Jarret Rd., 45 Ft. from front lot line	Granted	237
WOODWORTH, H.C.	3127 Chili Ave., erect a front porch, setback variance of 27' from front lot line	Granted	287
WALL, JOHN	erect a house on lots 3 and 4, and one on lots 7 and 8, on Chester Ave., with a front line setback of 35' and a rear line setback of 55'	Granted	287

YOUNG, Richard

variance in rear and front line setbacks on home could
property at Paul Road in Chili Center be built
on property
but purchaser
must apply

100

February 7, 1952

A meeting of the Zoning Board of Appeals was held at the Chili Town Hall, Thursday evening February 7, 1952 at 8; P.M.

MEMBERS PRESENT: Chairman of the Zoning Board Mr. Wm. Murphy, George Lusk, Cornelius Strassner, Warren Beeman and John McCreedy. The Town Attorney Mr. Walter Wickens was present.

The meeting was called to order by the Chairman Mr. Murphy to consider Mr. Michael Grippo's Application for a Town License to use the Hall at 1286 Scottsville Rd. for Bingo games. The hearing was published in the Rochester Times Union on January 28, 1952. The Hearing was open to the public.

Mr. Murphy "Mr. Grippo will you tell the Board your desires."

Mr. Grippo "My name is Michael Grippo, I live at 14 Weld St. in Rochester, N.Y. I am applying for a License to use the Hall at 1286 Scottsville Rd. for the purpose of operating Bingo games. It is an amusement."

Attorney Wickens "Do you wish to use the Hall for amusement purposes?"

"What about the parking facilities at your place of business?"

Mr. Grippo "It holds about 100 cars, and they can come and go conveniently."

Attorney Wickens "Please understand we are interested in Not creating Traffic problems."

Mr. Grippo "I will even put a man on the premises to conduct the traffic and parking if you so desire."

Attorney Wickens "What about the entrances of your place of business?"

Mr. Grippo "The building has 6 garage doors and 3 regular doors."

Mr. Strassner "What about wash rooms and rest rooms?"

Mr. Grippo "I have both rest rooms for Ladies and Men, and they are clean, you can come inspect them at any time."

Mr. Strassner "How many people will your building hold?"

Mr. Grippo "At least 75 people comfortably."

Mr. Strassner "What time do you close your business in the evening?"

Mr. Grippo "We close at 12:Midnight, but it is always 1:A.M. before we are through cleaning up and leave ourselves."

Mr. Strassner "Are the amusements around the grounds where your building is, owned by you or Mr. Ackerman?"

Mr. Grippo "The Amusements are owned by Mr. Louis Ackerman."

Mr. Strassner "Do you want a License for both Amusements and your operation of Bingo?"

Mr. Lusk "Is the License you are applying for, Bingo amusement?"

Mr. Grippo "Yes".

Mr. Murphy "Is there anyone that wishes to express their opinion on this subject, it is a Public Hearing and anyone can speak."

Attorney Wickens "The Board cannot issue a License for Ackerman's amusements and Mr. Grippo's Bingo in the same License. Mr. Grippo can only be granted a License for the use of the named building for the purpose of operating Bingo Games."

Mr. John Thomas Rowe: "I live in the Town of Chili on Harold Ave. Scottsville, N.Y. I can confirm all Mr. Grippo has said. His place is clean and operated as he stated."

Mr. Strassner "I have seen cars parked pretty close to the road and it seems to me it would create a traffic hazzard. Mr. Rowe suggested a fence of some kind and No parking signs be placed on the side of the road to keep the cars away from the Road."

Mr. Grippo stated that anyone could come at anytime and play Bingo and they were served without cost coffee and cookies.

Mr. Strassner "What about the sanitary conditions"?

Mr. Grippo "My place is clean."

Mr. Strassner "Do you have proper dishwashing facilities?"

Mr. Grippo "Yes I do. "

Mr. Wickens "If this zoning Board decides to give you a License would you be satisfied with the restrictions placed on the License? These would be restrictions concerning parking and a closing time?"

Mr. Grippo "Yes I would be glad to."

Attorney Wickens "Mr. Grippo the Zone Board Will give their decision to The Town Clerk and he will notify you at that time of their decision."

Mr. Grippo "Thank you."

Meeting adjourned.

Mary Romberg Sec.

The Zoning Board of Appeals decided to issue Mr. Grippo a License with the following restrictions to be written on the License.

1. Mr. Grippo must provide a man to regulate parking and adequate protection on his own grounds.
2. Operations to cease at 12:Midnight.
3. Speakers are not to be audible beyond 300 feet of the building.

Failure to comply with the above restrictions, the License will be revoked.

This License is to be issued only until Dec. 31, 1952.

February 28, 1952

A Meeting of the Zoning Board of Appeals was held in the Town Offices on February 28, 1952 at 8:P.M.

Members present: Chairman Mr. Wm. Murphy, Geo. Lusk, Warren Beeman and John McCreedy. Town Clerk Cornelius Ouwelen, Attorney Ralph Wickens, and Mrs. R. Romberg Sec.

On February 16, 1952 a Legal Notice was published in the Rochester Times Union, that there would be a Public hearing of the Zoning Board of Appeals of the Town of Chili, to be held in the Chili Town Office at Chili Center to consider the following applicants:

1. Mr. Ray N. Stout 21 Fenton Rd.
2. Mr. H. J. Reynolds 25 Chestnut Ridge Rd.
3. Mr. Edwin A. Sanford West Side Drive.
4. Mr. Fred Lang 23 Names Rd.

The Meeting was called to order by the Chairman Mr. Wm. Murphy.

1.
Mr. H. J. Reynolds
25 Chestnut Ridge Rd.
Rochester 11, N.Y.

"I am asking for a twenty foot x twenty foot addition for my frame building Grocery Store. The grocery store exists now, I only want to put on an addition."

Mr. Murphy "Is there anyone present that has anything in opposition of Mr. Reynolds proposal and wishes?"

Mr. Murphy "Is there anyone present that has anything in favor to say about this proposal."

Mr. Murphy "That is all Mr. Reynolds, we will notify you in writing of our decision."

2.
Mr. Raymond Stout
21 Fenton Rd.
Rochester 11, N.Y.

"I wish to erect a private dwelling on lot number 20 $\frac{1}{2}$ Fenton Road."

Mr. Murphy "How long have you lived at your present address on Fenton Road?"

Mr. Stout "About four (4) years."

Mr. Murphy "Do you plan to build this house on your own lot."

Mr. Stout "I want to build a home 24'x28' to live in with a 2 car attached garage."

"I bought what was supposed to be two lots. I bought a 100' lot and a 250' lot in one deed. This house will be 150' from the present to the rear and North of the present building. My lot is 329.5' deep. There is a private driveway. I had this property surveyed last week. My present house is 24'x28'."

Mr. Murphy "Is there anyone present that opposes the proposal or wishes of Mr. Stout?"

Mr. Stitch 13 Fenton Road, Rochester, N.Y. "I was under the impression that a lot has to have 70' road frontage. Mr. Stout already has a home on this hasn't he? He had chicken coops on this, and tore them down. Why did the past Town Board issue him a permit to build this house?" His frontage isn't footage enough, and it will make all the homes zigzaggy all over the road. When I got my permit I was told I had to conform to the zoning ordinances."

Mr. Murphy "Is there anyone present that has anything in favor to say about Mr. Stout's case?"

Mr. Charles McDonald 23 Fenton Road, Rochester, 11, N.Y. "Mr. Stout bought two lots in 1947, that I know to be a fact."

Mr. Lusk "What is the set up there on Fenton Road. Is it a 64' set back from the center of the road?"

Mr. Stout "Zoning wasnot in effect when I bought my lots.

Mr. Stitch "I know that it was 300' lot bought origionaly because I have a copy of the map with me. .

Mr. Murphy "Mr. Stout we will notify you in writing of our decision on your case."

3. Mr. Edwin A. Sanford
215 West Side Dr.
Rochester, N.Y.

"I bought a lot on Pixley rd. (1122) The existing homes are 50' and I wish to conform to the set back. 50'x150' is the lot size. The lot existed before zoning went into effect."

Mr. Murphy "Is there anyone opposed to Mr. Sanford's proposal?"

Mr. Murphy "Is there anyone in favor of Mr. Sanford's proposal?"

Mr. Murphy "Mr. Sanford we will notify you in writing, of our decision."

4.
Mr. Fred Lang
76 Ballantyne Rd.
Scottsville, N.Y.

"I am asking for a permit to repair and remodle the front of an existing garage. I also have to repair the pumps and tanks due to the past floods in the area."

Mr. Murphy "Is there anyone present that opposes this proposal?"

Mr. Murphy "Is there anyone present that is in favor of this proposal?"

Mr. Earl Phillips 80 Ballantyne Rd. Scottsville, N.Y.
"I think it would raise the value of our property and help clean up the property, it is badly in need of repairs. It would look nice from the road. Anything done to improve this place would be an improvement to Chili.

Mr. Murphy "You will be notified by mail of our decision."

Meeting adjourned

Cornelius Ouweleen (TOWN CLERK)
MARY E. ROMBERG Sec.

The following decisions were made by the Zoning Board of Appeals:

Mr. Ray N. Stout --This request was denied.
Mr. H. J. Reynolds--This request was granted.
Mr. E. Sanford--Request was granted.
Mr. Fred Lang--Request was granted.

All of the above parties are to be notified in writing.

Meeting adjourned
Mary E. Romberg Sec.

Zoning Board

March 27, 1952

A Meeting of the Zoning Board of Appeals was held in the Town Offices on March 27, 1952 at 8: P.M.

Members present: Chairman Mr. Wm. Murphy, George Lusk, Warren Beemen and John Mc Creedy. Town Clerk Cornelius Ouweleen, Attorney Ralph Wickens, and Mrs. R. Romberg Sec.

On March 15, 1952 a Legal Notice was published in the Rochester Times Union, that there would be a Public hearing of the Zoning Board of Appeals of the Town of Chili, to be held in the Chili Town Office at Chili Center to consider the following applicants:

1. Mr. John Syracuse 2713 Chili Ave. Rochester 11, N.Y.
2. Mr. Edward D. Roushey 4336 Buffalo Rd. North Chili, N.Y.
3. Board of American Missions of the United Presbyterian Church of North America 702 Publication Building, Pittsburgh, Penn.
4. Mr. Joseph Entress Coldwater Rd. Rochester 11, N.Y.

The Meeting was called to order by the Chairman Mr. Wm. Murphy.

1. Mr. John Syracuse
2713 Chili Ave. Rochester 11, N.Y.

"I have the walls for a private dwelling started on the farm known as Widner property located on the south side of Paul Road. The house setback is 50 feet six inches instead of 60 feet. I couldn't go back any further because I am only 40 feet from the creek. I am 400 feet west of the nearest house now and there is no house on the other side of this place from my lot to the Trailer Park (Black Creek Trailer Park) which is quite some distance away. I own all of the property from the dwelling to the Trailer Park."

Mr. Lusk "Where did you get the 60 foot set back?"

Mr. Syracuse "My understanding was that it was sixty foot from the center of the road. It is sixty feet from the Highway side."

Mr. Lane "You are in A district and the set back is 100 feet." You went ahead and put this wall up before you ever came up to the office for a building permit." You should get your permit first".

Attorney Wickens "You are asking for a variance of sixty or fifty feet? Is the setback of the other house 40 feet? Is this an old house?"

Mr. Syracuse "Yes"

Attorney Wickens "If you were required to set back 100 feet you couldn't build?"

Mr. Syracuse "Yes because of the creek in back of the place. I know I was wrong, because we did put the walls up without a permit, but at the time I was able to get two masons and couldn't get them at any other time."

Mr. Murphy "Is there anyone present that opposes this proposal? Is there anyone present that is in favor of this proposal?"

Mr. Syracuse is to be notified of the final decision of the Zoning Board of Appeals by mail.

2.

Mr. Edward D. Roushey
4336 Buffalo rd. North Chili, N.Y.

"North Chili is in demand for small apartments, this is a College Town and it is usually the case that one of the couple works and the other attends college. The demand is here rather than other parts of the Town. I want to build a garage with a one bedroom apartment over the garage. I would have only a couple with no family. the apartment would have one bedroom kitchenett, bathroom, living room and closet space. I wouldn't put on my property anything that would not be attractive. My property faces Buffalo Road. I am in a commercial zone, and my property borders on the cemetery on one side. I have 100 some feet depth back of my home. The

lot is 265 feet deep and 50 feet wide."

Mr. Lusk "How far is the old garage from the line now"?

Mr. Roushey "I am one foot to the line now. This garage- Apt. would back up to the North Chili cemetery."

Mr. Murphy "You will be notified of our decision by mail."

3.

Board of American Missions of the United Presbyterian Church of North America which has its principal office at 702 Publication Building, Pittsburgh, Penn.

Mr. Lusk, a member of the Zoning Board of Appeals ask to be excused from this decision as he had a personal interest in the property under question.

"We wish to erect a church on the premises situate on the north side of Chili Avenue, being 360 feet front and having a frontage on Pisley Road of 484.47 feet and fronting on Cardinal Drive 592.42 feet

We are going to erect the main part of the church nearest Chili first this is to be 60 feet back from the future widening of the Highway. We plan eventually to erect the building as shown on the diagram. We propose to erect a unit shaded on the map first and this is to be completed by this coming fall. This church has uniform plans throught the United States.

We are to have parking vicilities to hold 120 cars. This will be graded gravel or black top. There will be no parking of cars on Cardinal drive or Chili Ave. This lot for cars will be 120x130. There is 200 feet in the rear and we can develop this into a park eventually and we plan to erect a manse in the near future.

There is no question of finiancial ability to complete this project as the finances are provided for.

The frontage of the church will fe on Chili Ave. "

Attorney Wickens "Will the frontage on Chili ave. be lanscaped?"

Mr. Lamb. "Yes it will be lanscaped and will be lanscaped so as to make it very attractive to the community."

Mr. Lamb. "Entrances to the parking lot will be from Cardinal Dr. and Pixley Rd."

A survey was made of 261 consecutive families and of the 261 families 114 of them were definitely interested and welcomed the church establishment. We had the recomendations of the Federation of Churches as to the location.

Attorney Wickens "Do you plan to build this church immediately"?

Mr. Lamb "Yes. This will be a new church organized by your community of Chili. It will be run for and by your community."

Mr. Harold Leuhm "Will this affect the zoning of this area?"

Attorney Wickens "This does not effect the zoning laws."

Luehm "In the event that the church disolved will it resort back to residential again?"

Attorney Wickens "Yes".

Mr. Lamb "Parking area of the church will be provided before the church is ever used for services. There will at no time, cars allowed to park on Cardinal, Chili Ave. or Pixley rd. Parking on these streets will prohibited by the Church. I feel this will be an asset to your community.

Mr. Murphy "You will receive notice of our decision by mail".

4.

Joseph Entress

Coldwater Road, Rochester, N.Y. "I am requesting a setback of 45 feet on all lots except lots fronting on Chili Road and Cold water Road.

All lots on Chili ave and Coldwater Road will have a sixty foot setback. This I feel will create a better septic tank condition. This conforms with the F.H.A. desires. I want to use the 45 foot setback on all lots except on Chili Ave and Coldwater rd. I plan a central well system. All lots are to be 80 feet wide. This community well will take care of the whole community in this subdivision."

Mr. Murphy "You will be notified of our decision by mail."

Meeting adjourned

Cornelius Ouweleen (Town Clerk)

Mary Romberg Sec.

The following is decisions made by the zoning board of appeals

1. John Syracuse

This request is to be granted.

2. Mr. Edw. Roushey

This request is to be granted provided, Mr. Roushey set back two and one-half feet from the lot line on the cemetery side.

3. United Presbyterian Church

This request is to be granted.

4. Joseph Entress

This request is to be granted.

Public Hearing--Zoning Board of Appeals

APRIL 30, 1952

MEMBERS PRESENT: Chairman Wm. Murphy, George Lusk, Warren Beeman, Neil Strassner. Also Present, representing the Town as Attorney (R. Wickens). There was a Public Hearing of the Zoning Board of Appeals of the Town of Chili, held in the Chili Town Office at Chili Center on April 30, 1952 at 8:P.M. to consider the following applications:

John Syracuse, Joseph Panetta, Harold S. Roy and Raymond LeChase.

Town Clerk, Cornelius Ouweleen, read the first application. That being the application of Joseph Panetta, residing at Black Creek Hotel, Scottsville Road, to rezone D residential to commercial on a parcel of property situate in the Town of Chili, Monroe County, New York, situate on the north side of Paul Road from a point on Paul Road west 520 feet to Beahan Road; thence northerly along Beahan Road 550 feet to a point; thence east from a point on Beahan Road 570 feet; thence from a point south 450 feet to Paul Road.

Chairman Wm. Murphy called the applicant to present his application.

Mr. Joseph Panetta
Black Creek Hotel
Scottsville Rd.

"I wish to have my property in question changed from D district residential to straight commercial B district. I may want to put stores and a trailer park on this property!"

Attorney Ralph Wickens "Mr. Panetta, only the following uses are permitted without a hearing with the Zoning Board of Appeals: "

- Bank
- Retail Store
- Tailor shop (employing 6 or less persons)
- Bakery (employing 6 or less persons)
- Restaurant
- Theater
- Moving Picture House
- Assembly Hall
- Mortuary
- Plumbing and Heating Shop and Electrical Shop

Mr. Panetta "What about Trailer Parks?"

Attorney Ralph Wickens "Do you want to change this for Commercial zone and use it for a Trailer Park?"

Mr. Panetta "Yes"

Attorney Ralph Wickens "How many trailers do you wish to place on this property?"

Mr. Panetta "No more than 40. I want to move the present Trailer Park I have now and put it on this land. I have 7 acres."

Mr. Murphy "How near are you to the power lines?"

Mr. Panetta "About 1,00 feet."

Mr. Strassner "You want this expressly for a trailer camp?"

Mr. Panetta "Yes"

Mr. Murphy "We can only act on a change in zone tonight as you did not apply for a Trailer Park. You will have to apply for a Trailer Park if that is what you want and have another public hearing."

Attorney Wickens "Mr. Panetta, if granted this change in zone would be allowed any uses in a C and D district and the ones I mentioned as listed in a B commercial."

Mrs. Fobister
2327 Scottsville Rd.
"It would require another hearing for a trailer park?"

Mr. Murphy "Yes"

Mr. Paul Bresler
648 Beahan Rd.
"I am not infavor of this change in zoning."

Mr. Charles Deigel
Alfred Ave.
"Since they have the Dam this land can still be residential, the only thing that stopped the building in that area was because of floods every year."

Mr. Panitta "My place was never flooded."

Mr. Murphy "Is anyone in favor of the application other than those already presented?"
"Is anyone ^{not} in favor of this application other than those already presented to the Board?"

"This case is closed, and Mr. Panetta will be notified of the Board's decision by mail."

Town Clerk, Cornelius Ouweleen read the following application:
That of Mr. John Syracuse, residing at 2713 Chili Ave. to operate a Trailer Park consisting of 139 independent units, situate on parcel of property in the Town of Chili, Monroe County, New York, situate on the south side of Paul Road, being part of lot 132 of the John Smith Allotment and part of the dower lot of the John McVean estate partition of the Fish lot, Township 2 Range 1.

Mr. Wm Murphy Chairman of the Zoning Board of Appeals, called the applicant to present his application.

Mr. Sidney Salzman, Attorney for Mr. Syracuse.
"Mr. Syracuse is applying for a Independent Trailer Park. I am submitting plans of the Park, individual plot plan of the park, its utilities etc. Mr. Syracuse has tried in every respect to fulfill the requirements of the Trailer Ordinance set up by the Town of Chili. This park is to consist of 139 Individuual Trailer units. The lots are each to be 2,00 square feet, they are 40 feet wide. None are closer than 20 feet on the west side. The streets in the Trailer Park are to be 20 feet side, according to the Trailer ordinances. We have made provisions for the water line, they are to be tapped from a Central Community well. Each unit willhave a 300 gallon septic tank. Individual water inlets will be off the main line. There will be gravel walks, this will take care of the question of dust. Two metal covered garbage cans will be provided for every two trailers. This property is located in a heavily Industrial Zone."

Mr. George Lusk "Are you going to allow owners of these Trailers to build on their trailers and take the wheels off?"

Attorney Salzman "No"

Mr. Paul Bresler
648 Beahan Rd.
"Roads that are only 20 feet wide are not wide enough. You could never turn a fire truck around on those roads in case of fire. You should also consider the oil drums for each trailer. Those lots look like they have ample space, but when the trailers etc. is on the lot there is not enough room. If you h ve only 1 garage can to every two trailers they will have rats running all over the place. Septic tanks would be in hard clay and that would not be desifabel. Trailers also bring in school children and this costs ^{us} we home owners money as the occupants of Trailers do not have to pay taxes."

Attorney R. Wickens "Mr. Bresler are you objecting to Mr. Syracuse's application?"

Mr. Bresler "Yes I am objecting to Mr. Syracusa's application".

Attorney Salzman "Trailer Parks are recognized Trailer camps in certain areas, that is the reason for those Trailer ordinances. The Town Board has set this down as a industrial area. There are Trailer Parks and will be Trailer Parks and the Town Board should decide where they want to locate them. This property is in a heavily industrial area, and there are many uses that are much more undesirable than a Trailer Park. I would like to quote the following uses that would be allowed in this district without any question. They are:

- auto wrecking
- Bag and carpet cleaning
- Dextrine, Glucose or Starch manufacture
- Brewing or Distilling of Beverages
- Grain Drying or poultry Feed Manufacture from refuse mash or refuse grain
- Penal or correctional institution
- Assembly or dance hall
- Riding or Boarding stables
- Electric sub-station
- Amusement park, fair grounds or circus grounds
- Cleaning and Dyeing establishment
- Flour and feed mill
- Poultry slaughter house
- Gas manufacture from coal, coke, petroleum or the storage thereof
- Carbon or lamp black manufacture
- Builders supply and lumber yard
- Petroleum storage in quantities greater than tank car lots
- Power forge, structural iron or pipe works
- Rock crushing, sand and gravel pit
- Locomotive or railway car manufacture
- Railway roundhouse or shop
- Any industrial process emitting dust, odor, gas, fumes, noise, or vibration when comparable in character to or not in aggregate amount exceeding that of any use specified above in this subdivision.

Any of the above uses in this zone are allowed by the Zoning Ordinances in the Town of Chili, and as you can see are not as desirable as a Trailer Park."

Mrs. Margaret Fridd
Jemison Rd.

"Where is this located, in Ballantyne school district?"
"The school is over loaded now and needs to be enlarged."

Attorney R. Wickins "Mrs. Fridd are you objecting to this application of Mr. Syracusa?"

Mrs. Fridd "Yes I am objecting to Mr. Syracusa's application."

Mr. Charles Mason
644 Beahan Rd.

"I am objecting to Mr. Syracusa's application. May I also state that the Town Board did not make these Trailer ordinances because they are in favor of Trailer Parks. They made those ordinances to protect the Town with the parks already in existence. They do not need anymore Trailer Parks in the Town of Chili."

Mrs. Moncrief
Morrison Rd.

"Within the past two days two new trailers have just moved in next door to my home."

Attorney Wickens "Mrs. Moncrief, do you object to this application of Mr. Syracusa?"

Mrs. Moncrief "Yes I do object to this application of Mr. Syracusa?"

James Nichols
32 Jemison Rd.

"We have a gentleman present that is representing over 50 of we residents in the neighboring community of this property in question He will speak for all of us present from that section. He is Mr. Bissit."

Mr. Bissit
34 Jemison Rd.

"I am speaking for 50 some people. In our district number 9 there are some 200 trailers, and from these trailers we have 47 elementary school children in school. We have 5 children in High School. The elementary children alone cost us over \$11,200 this past year. Our school is full. Those 47 pupils are equivalent to 2 class rooms and 2 teachers. We are going to have to enlarge our school and the cost will range from \$200,000 to \$300,000. These people living in Trailers can come to our meetings and vote on any Bond issues, they have representation without taxation. They can come vote on these Bond Issues than move on and leave us Tax payers to pay the bills. Each child costs us \$259.00 a year in school.

I am against new trailer parks, I am not against the present ones.

These parks are causing depreciation of property in that territory. They are a detriment to our Town as a growing Town.

We object to all new Trailer Parks."

Attorney Wickens "Mr. Bissit, we can only go by your objection, each one you represent must either come forward and voice their objection or we must have a petition of names signed by these people and placed on file with this Board."

Attorney Salzman "It would be facetious argument to say that you do not want to pay school taxes for these children. Every child has a right to go to school no matter where they live."

Charles Deigel
Alfred Ave.

"I would never object to paying any school taxes for Home Owners. I do object to paying school taxes for these children when they come from Trailers which are not taxed. I am objecting to this application of Mr. Syracuse."

Attorney Salzman "It seems to me that you folks are just trying to pass the buck to some other Town. Where can you find a Town in a more rural area?"

Charles Deigel "Where in Monroe County do they have as many Trailer Parks as they do in Chili?" None of the other Towns will have them."

Attorney Wickins "Mr. Deigel, we can only consider the application of Mr. Syracuse. These other arguments can not be considered, only Mr. Syracuse's application.

Mr. Roy Miller
Weideiner Rd.

"What power do we have? We are to appose this Trailer Park."

Attorney Wickins "Mr. Miller, all residents have a right to come before this board and voice their opinions for or against the applications in question. The Zoning Board of Appeals in here to consider this application and they will decide which ever way they feel will be the best for the Town and its residents.

Mr. Mengal
1317 Scottsville Rd.

"Where are we Trailer people supposed to go? Would you throw us out in the Street?" I am being evicted from my lot at the Airport Trailer Park, and my family have no place to go."

Mr. Miller "How many are being evicted?"

Mr. Mengal "I am not sure."

Mr. Charles Clark "Why are you being evicted? Where did you come from?"

Attorney Wickins "These evictions are taking place because the Town is enforcing the Zoning ordinances and the Trailer Parks must conform."

Mr. Miller "Mr. Mengal, just how soon do you think this Trailer Park in questing, providing it were granted, would be ready? It takes some time to prepare these parks."

Henel Yorkey "Trailer Parks bring an added burden to the tax payer that being school taxes."

I am objecting to this application of Mr. Syracuse."

Mrs. Dorothy Nichols
1127 Scottsville Rd.

"I am in favor of this application. We have 7 evictions at our Trailer Park and there is a need for more room for these people."

Attorney Wickins" Mrs. Nichols, you are in favor of this application because of seven evictions due to the Town enforcing the ordinances."

Mrs. Nichols "Yes"

Mr. Bissit "I am speaking for some 50 people present. We are against any new Trailer Parks and this application of Mr. Syracuse."

Attorney Lomenzo "Do you, Mr. Bissit, object to this application of Mr. Syraucsa to establish this trailer park as applied for? The Zoning ordinances of Chili permits the Trailer Parks providing they live up to the ordinances. Would any people present be in favor of any new Trailer camps coming in? We are entitled to know the basis of anyone objecting tonight."

Mr. Chairman, am I permitted to ask the people present this question?"

Chairman Murphy "Yes go ahead and ask your question Mr. Lomenzo".

Attorney Lomenzon "Mr. J.R.Bissit I ask you as a representative of these people present, would you object to any new Trailer Park in the Town of Chili?"

Mr. Bissip" I was ask by the people to object to any new Trailer Park."

Attorney Lomenao "Thank you. We will take this to Supreme Court if we have to."

Mr. Robinson "
Ballantyne Rd.

"I object to this Trailer Park application of Mr. Syracuse".

Attorney Salzman

"I will give a summation of our application.

1. This application of Mr. Syraucsa was made in good faith.
2. There is a real need for a Trailer Park on the property mentioned."
3. People in other Parks are being evicted because of the Zoning Ordinances being enforced.
4. Zoning Ordinances were passed to clear up bad existing situations.
5. Trailer people are being evicted.

Mr. Syracuse wants to establish a well run, well kept, and maintained Trailer Park. We understand if granted this, and the Trailer Park does not conform this permit can be revoked. This is an enterprise that will benefit some people in this Town. Some uses of this property could be much worse than a Trailer Park. Where would be a better place for a Trailer Park than in a heavily industrial area?"

Mr. Murphy "Any objections for this application other than those already presented before this Board?"

"Any people wish to speak in favor of this application other than those already presented before this Board?"

This case is closed and Mr. Syracuse will be notified of the Board's decision by mail as soon as possible."

Town Clerk, Cornelius Ouweleen, read an application for Mr. Harold S. Roy, residing at 5 Driud Hill Park, Rochester, New York, to build a Trailer park in the Town of Chili, Monroe County, New York, on parcel of land situate on Beghan Road near Paul Road, parcel of land being 150 feet front by 400 feet in depth.

Mr. Roy was sent a letter of this hearing and did not appear.

Application cannot be considered because of his absence.

Case closed.

Town Clerk Cornelius Ouweleen, read the following application of Raymong Le Chase of 29 Saratoge Ave. Rochester, New York, for leave to change set-back and finish building gasoline station on Scottsville Rd. lot T 101 in Town of Chili, Monroe County, New York.

Mr. LeChase withdrew his application, and it was announced that this property was in the process of being sold. The Board cannot consider this application

Case closed.

Meeting adjourned

Wm. Murphy Chairman
Zoning Board Appeals

Mrs. R. Romberg (Sec.)

Decisions of the Zoning Board of Appeals for Applications presented to the Board on April 30, 1952.

Mr. Joseph Panetta, was advised that the Zoning Board of Appeals have granted his request to rezone D Residential to B Commercial on a parcel of property situate in the Town of Chili. Only the following uses outlined in the Zoning Ordinances are permitted without a public hearing with the Zoning Board of Appeals:

Bank
Retail Store
Tailor shop (employing 6 or less persons)
Bakery " 6 " " "
Restaurant
Theater
Moving Picture House
Assembly Hall
Mortuary
Plumbing and Heating Shop & Electrical Shop

Any other uses must be made to and a special permit granted by the Zoning Board of Appeals.
This decision was unanimous.

Mr. John Syracuse, was advised that the Zoning Board of Appeals denied his application for the Trailer Park in the Town of Chili. This request was denied for the following reasons:

1. The Zoning Board of Appeals, from its knowledge of this land in question and from testimony given by Mr. Syracuse at a previous public hearing held on March 27, 1952 feels that, the said parcel of land would not provide adequate drainage and seepage for the number of units applied for by Mr. Syracuse.
2. No proof was furnished to this Board that there is sufficient water supply of an unadulterated nature to adequately furnish the number of families purposed in said parcel and this Board seriously doubts there would be sufficient water supply for 139 units.
3. That there were 64 residents present at this public hearing, who objected to your application. These objections were based on their contention that the granting of this application would destroy or diminish the values of their property and homes and in addition would materially increase the tax load on property owners in that particular school district.

This decision was unanimous with the Board.

Mr. Harold S. Roy, was advised that because there was no appearance on behalf of the applicant no action was taken to consider his application for a trailer park.

Mr. Raymond LeChase, was advised that, because his application was withdrawn no action was taken on his application.

Mrs. R. Romberg (Secretary)

May 7, 1952

The regular meeting of the Chili Town Board was held on May 7, 1952 in the Chili Town Hall at 8:P.M. The meeting was called to order by Supervisor Thomas Steckel.

Cornelius Ouweleen, Town Clerk, called the roll: Members present: Supervisor Steckel, Justices L. Lane, J. Voorheis, Geo. Smith, and Robert Miller. Mr. Ralph Wickins, represented the Town as an Attorney.

Minutes of the previous Town Board meeting were approved as read at the Special Town Board Meeting held on April 16, 1952. Minutes of the Special Town Board Meeting was approved as read prior to this meeting.

First order of business was a request from the members of the First Presbyterian Church on Chili Ave. The members of this church request that a constable or Sheriff be on hand before Church services and after Church services on Sundays. There is a considerable amount of Traffic on the Highway at that time, and because of the bend in the road, makes it a traffic hazzard when cars are turning into the Church driveway. Supervisor Steckel said he would look into the matter and that the Church would be notified of the Sheriff's presence at that particular time.

Due to complaints from residents that cars are being dismantled and parts sold by the occupant of the home on the corner of Chili-Stottle Rd. the Town Board requested that the Town Clerk notify the occupant (Mr. Brink) in writing, to appear before the Clerk and be told he could not dismantle and sell parts in that area.

Mr. Cornelius Strassner of Names Rd. explained to the Town Board that the previous administration had promised the residents living on Names Road that the Town Board would float a Bond and fix Names Road. This was delayed because of the Korean Situation at the time. Mr. Strassner stated that he was representing the residents of Names Road and that they wanted to know what plans the Town Board, have for this road. He also stated that the previous Town Board and the Town Lawyer had told the residents of Names Road that all of the necessary papers etc. to complete this road were ready, but that they have heard nothing definite since that time.

Supervisor Steckel ask that the present Town Board be given time to investigate this situation and he would give some answer at the next meeting.

Mr. Strassner was agreeable to this request of Supervisor Steckel.

RESOLUTION NO.1 (Offered by Justice Smith)

RESOLVED THAT, All Town Constables be forbidden to indulge in intoxicating beverages while in uniform or while on Official business for the Town of Chili. Resolution seconded by Justice R. Miller. Carried.

Supervisor Steckel said that in February he was given the authority to appoint a building code committee. This Building Code Committee was to be with the approval of the Town Board. This committee was to work up a new building code and the deadline was set for May 1. This Building Code has been completed and was turned over to the Supervisor on April 30, 1952. This new Building Code requires a Public Hearing and approval of the Town Board. Mr. Steckel requested of the Town Board that he be given the authority to turn this Building Code over to Mr. Bevaqua, chairman of the Monroe County Planning Board. When this is returned a Public Hearing will be held.

Supervisor T. Steckel read a letter from Mr. Clayton Ess, chairman of the Chili Fire Department War Memorial Rescue Squad. The letter stated that the rescue car is maintained on donations received by the Squad, and last year the Town Board of Chili contributed \$100. plus the cost of the Insurance for the car. Mr. Ess ask if this Town Board would be interested in donating to this cause.

RESOLUTION NO.2 (Offered by Justice R. Miller)

RESOLVED THAT, the matter concerning the Chili Fire Dept. War Memorial Rescue Squad donation be tabled until the cost of Insurance

for this rescue car can be determined. Resolution seconded by J. Voorheis and carried.

Supervisor Steckel stated that last years Budget is short \$ 1,300.00 the reason ~~for~~^{for} this shortage is due to the last payment of the Bonds (Certificate of Indebtness for payments on a truck) for the Highway Department. This was overlooked when the Budget for this year was made up.

RESOLUTION NO. 3 (Offered by Justice R. Miller)

RESOLVED THAT, \$1,300.00 be transfered from the Highway Machinery Fund item 3 Highway Fund purchase of Machinery, tools, empliments etc. to the Highway Machinery Fund Item 3 redemption Machinery Certificates. Resolution seconded by Justice Smith and carried.

A letter was read from the Highway Superintendent, Mr. Thomas Pikuet asking for the purchase of a new front end loader for the tractor. The present one is in need of repairs and welding. Mr. Pikuet stated the cost of this loader is about \$400.00 installed on the tractor, and the dealer has made an offer of \$125.00 for the old one leaving a balance of \$275.00.

RESOLUTION NO.4 (Offered by Justice Smith)

RESOLVED THAT, Mr. Pikuet be allowed to purchase a Loader priced at \$400.00 less trade in of \$125.00 net \$275.00 be granted. Resolution seconded by Justice Lane and carried.

Mr. Steckel said that he had been in touch with the New York Central in Buffalo in regards to the cleaning out of ditches along the tracks as promised by the N.Y.C. The N.Y.C. said that the delay had been due to the finding of a suitable and qualified operator in this section to complete this work. Mr. Steckel was assured that the man would be here this week.

Supervisor Steckel presented the following names appointed to the new Utilities Committee:

Mr. Windsor Ireland (Chairman)

Mr. John Wals
Mr. Geo. Klier
Mr. Lowell S. Titus
Mr. John Hudson

Mr. Dean Fullerton
Mr. Charles E. Foos
Mr. Donald Hutchings
Mr. Raymond Parkhurst

The first named to act as chairman and all members are to act at the pleasure of the Town Board.

RESOLUTION NO.5 (Offered by Justice Smith)

RESOLVED THAT, the past resolution for this committee be amended as the Resolution ask for 7 members on the Committee and the Committee is made up of 9 men. Resolution seconded by Justice R. Miller and carried.

RESOLUTION NO. 6 (Offered by Justice Smith)

RESOLVED THAT, the Utilities Committee so designated be accepted and that those appointed be notified of their appointments. Resolution seconded by Justice Voorheis and carried.

A letter from the State Traffic Commission was read and placed on file in the Clerk's office.

Supervisor Steckel said that he had received a check from the Paramount Insurance Company in the amount of \$318.15 for refund on the Policies for the year of 1950.

All bills were audited and ordered paid.

RESOLUTION NO.7 (Offered by Justice Lane)

Resolved that, this meeting be adjourned. Seconded by Justice Voorheis and carried.

Meeting adjourned by,

Thomas Steckel (Supervisor)

Mrs. R. Romberg (Sec.)

PUBLIC HEARING*****ZONING BOARD OF APPEALS

May 13, 1952

MEMBERS PRESENT AT THIS PUBLIC HEARING:

Cornelius Strassner, Warren Beeman, George Lusk, John McCreedy and the Chairman of the Zoning Board of Appeals, Mr. Wm. Murphy. Also present, representing the Town as an Attorney, Mr. Ralph Wickins.

There was a public hearing of the Zoning Board of Appeals of the Town of Chili, held in the Town of Chili, at the Town Office on May 13, 1952, at 8: P.M. to consider the following applications:

1. Application of George Averbach, residing at 114 Amerige Park, Rochester, New York, to change the setback on lots #4,5,6,7,8,10 on Grenell Drive, Town of Chili, New York, Setback to be 40 feet instead of 60 feet. These lots are in D Zone.

Chairman of the Zoning Board of Appeals, Mr. Wm. Murphy, called Mr. Averbach to state his case.

Mr. Germaine Kennedy--Council for Mr. Averbach

"I am representing Mr. Averbach. Mr. Averbach requests change in setback on lots #4,5,6,7,8, and 10 on Grenell Drive. The existing homes on Grenell Drive are all 40 feet and we wish to conform with the existing homes on the tract. Mr. Averbach has the title to to lots and an option to buy the other 4 lots. Mr. Seth Weidner has given his permission for this request of setback on the 4 lots we now have the option on."

Mr. Murphy "Is anyone in favor of this application of Mr. Averbach?"
 "Is anyone in objection to this application?"
 "This case is closed and Mr. Averbach will be notified by mail of the decision of the zoning board."

2. Application of Albert Gerwicks, residing at 5 Irving Drive, Rochester, N.Y. to change the setback on lot #4 of the Henry W. Benedict Subdivision situate on Chili Avenue, Town of Chili, N.Y. Setback to be 40 feet instead of 60 feet.

Chairman of the Zoning Board of Appeals, Mr. Wm. Murphy, called Mr. Gerwicks to state his case.

Mr. Albert Gerwicks "I am asking this change in setback so I can conform with the existing homes on Chili Ave. The house is to be a story and a half."

Mr. Murphy "Any objections to this request of Mr. Gerwicks?"
 "Any one in favor of this request wish to express themselves?"
 "This case is closed and Mr. Gerwicks will be notified by mail of the decision of the Zoning Board."

3. Application of George Williams, residing at 45 Orchard Street North Chili, New York, to erect a two story, four car garage with living quarters above at #45 Orchard St., North Chili, New York.

Mr. Murphy, Chairman of the Zoning Board of Appeals, called Mr. Williams to state his case.

Mr. Williams "I am requesting permission to erect a four car garage with living quarters over this garage. The living quarters are to consist of two apartments, with one bedroom each. This is to be one large garage and will center on two lots. My deed calls for two separate lots #11 and #12. These lots exist in D zone. The garage is to be built of concrete blocks below and frame above. The lots are 126x152 deep. I already have one home on each lot. I live in one home and rent the other. The base of the existing homes are 30x32. I am going to demolish 2 old existing garages, and want to replace them with the combination garage and apartment."

Mr. Murphy "Any objections to this application?"
 "Any in favor of this application?"
 "This case is closed and you, Mr. Williams, will be notified by mail of the decision of the zoning board of appeals."

4. Application of Joseph Panetta, residing at Black Creek Hotel, Scottsville Road, Town of Chili, New York, to operate a trailer park consisting of forty independent units, situate on a parcel of property in the Town of Chili, Monroe County, New York, situate on the north side of Paul Road from a point on Paul Road west 520 feet to Beahan Road; thence northerly along Beahan Road 550 feet to a point; thence east from a point on Beahan Road 570 feet; thence from a point south 450 feet to Paul Road.

Mr. Murphy, Chairman of the Zoning Board of Appeals, called Mr. Panetta to present his case.

Mr. Nino J. Marini, representing Mr. Panetta as Council.
 "Mr. Panetta has applied to operate a trailer park consisting of forty independent units. This is to replace the existing Trailer Camp on Paul Road. Mr. Panetta has operated this trailer camp for 11 years. He will have only modern trailers in this park, it will be a well shrubed, modern, sanitary camp and will conform with all of the Town Ordinances relating to Trailer Camps. Each lot will be 60 x 35."

Mr. Murphy, Chairman of the Zoning Board of Appeals,
 "Any objections to this application?"

Mr. Rubin Brodsky--Attorney
 39 State St. Rochester, N.Y.

"I am representing a number of property owners and residents of the Town of Chili. I am representing these people and we oppose this application for a Trailer Camp.

1. We are objecting for the purpose of health and safety also welfare of the Town of Chili.
2. Police Power in the Town of Chili is limited at present.
3. Health is a serious problem as the Town of Chili hasn't the facilities to inspect the present camps not counting any new ones.
4. Fire hazards must be considered. The Fire department in the Town of Chili is not adequate to protect these added burdens.
5. The school are over crowded and the actual tax payers are paying greater proportions of taxes than they should because these trailers are not taxed.
6. Lots are less than those of home owners.
7. Trailers devalue the property surrounding. Trailer camps drive away prospective home builders from the Town of Chili.

8. The Trailer camps have failed to live up to the Trailer Ordinances in the Town of Chili. These ordinances intended to protect the Tax payers of Chili.
9. It is cheaper to live in a trailer camp and that is the reason people buy them. They could put that toward a down payment on a home.

I am presenting these pititions signed by the residents of the Town of Chili in objection to this application of Mr. Panatta. They want this to be maintained as a residential area and not be degraded by Trailer camps. (226 names were signed to the petitions)

Attorney Nino Marini "Mr. Panetta will operate a modern Trailer camp and sanitary in every way, he will comply to all rules and regulations set up by the Town of chili. He intends to obey the law. This camp cannot devaluate the surrounding property as the area in question is located several feet from any residential area and there is an existing Trailer Camp near by. This would not lower the values of the land in the immediate area.

Mr. Pascalle
1715 Scottsville Rd.

"These school children have to be taken care of. The cities are over crowded also, children have the right to go to school. The people shouldn't be penalized because they live in a Trailer.

Mrs. Hamlin
Ballantyne Rd.

"My daughter attends 6th grade at Ballantyne school, and her school room consists of a corner of the gyn. We have 2 classrooms in the garage, we can't handle any more children at Ballantyne school.

Mr. Panetta "We have only 6 children attending school from the 24 existing units in my camp at the present time."

Mr. Geo. Shaw
Ballantyne Rd.

"Mr. Panetta's Black Creek Trailer Park, is a good example of why we do not want Trailer Camps in the Town of Chili."

Mr. Panetta "I am willing to give up this existing camp and have a new modern one."

Mrs. Marion Pink
2775 Scottsville Rd.

"I am in favor of this application of Mr. Panetta for a new Trailer camp."

Mrs. Dexter Williams
1200 Paul Rd.

"I am in favor of this application. That is a vacant lot full of weeds and too close to the airport for residential property anyway/"

Mr. Bissit
34 Jemison Rd.

"I object to this application of Mr. Panetta. Trailer Camps are no asset to the Town if so first rate Towns wouldn't have thrown them out."

Mr. Murphy "Any objections other than those presented"?
"Any one in favor of this application other than those presented?"
"Case closed and Mr. Panetta will be notified by mail of the decision of the zoning Board of Appeals.

over

Meeting Adjourned
Town Clerk--Cornelius
Secretary-Mrs. M.E. Romberg

Decisions for this meeting are on the following page.

Decisions of the Zoning Board of Appeals:

1. Mr. Averbach----Application granted with an agreement of a 45' setback from the road right away.
2. Mr. A. Gerwicks---Application granted.
3. Mr. Williams---Application denied.
4. Mr. J. Panetta--Application denied.

All decisions of the Zoning Board of Appeals were unanimous.

Sec--Mrs. R.Romberg

PUBLIC HEARING--ZONING BOARD OF APPEALS

June 3, 1952

There was a public hearing of the Zoning Board of Appeals of the Town of Chili, held in the Town of Chili, at the Town Office on June 3, 1952 at 8:P.M. to hear and consider the following applications: Mr. Joseph Entress, Mr. Alvin Blair, Mr. Morello, Rochester Poster Co. of Rochester, Mr. Spitz, Mr. Frederick Pink, Mr. Rightmiere, and Mr. Liese.

MEMBERS PRESENT: Chairman Wm. Murphy, George Lusk, Cornelius Strassner, Warren Beeman, John McCreedy, and Mr. Ralph Wickins (Mr. Wickins-representing the Town of Chili as an Attorney). Cornelius ^{Chavez} Town Clerk and Mrs. R. Romberg Secretary.

Application of Mr. Joseph Entress to erect 2 signs 10'x16' on the Ranchmar Tract in the Town of Chili, one to be located on Lot R1 on Chili Road and the other to be located on Lot 49 Coldwater Road.

Chairman Wm. Murphy ask Mr. Entress to present his application. Mr. Joseph Entress "The signs in question are the usual signs used in developments and are for purposes of describing houses being built in that area and are to be of a temporary nature and removed by the applicant when the Tract has been completed. This may be 3 years and than it may be less than three years."

Mr. Murphy "Are there any objections to this request?"

"Anyone in favor of this request?"

"Mr. Entress will be notified by mail of our decision."

Application of Mr. Alvin Blair, 1063 North St. Rochester, N.Y. To construct a two-story concrete block fire-resistant office building with full basement, and apartment residence above; with dimensions of approximately 34'x20'; and a one-story concrete block garage attached to the rear without a basement, also approximately 20'x34'. There will be a fire-resistant wall between the garage and office. Setback of the building to be 50'.

Mr. Newcomb represented Mr. Blair for this request. "Mr. Blair has purchased a lot on Paul Road at the North East Section of the Baltimore and Ohio Railroad tracts, and measures approximately 202 feet along the railroad on the West; 117 feet on the north; 197 feet on the east; and 167 feet on the south (Paul Road side).

Mr. Blair is a contractor for water installation. The living quarters are to be used by the employer to watch materials located on the property for the business.

This property was formerly occupied by coal elevators. Mr. Blair stores his pipe (surplus from jobs) at the Boliva Co. located across the road from this property. He will continue to store his pipe on this lot.

Mr. Blair is asking for a veriance to use this property for his business."

Mr. Murphy "Are there any objections to this request?"

"Anyone in favor of this request?"

"Mr. Blair will be notified by mail of our decision."

Application of Mr. Wm. Morello, Independence St. Rochester, N.Y. to erect a fruit stand directly across from the entrance to the Rochester Airport. This is to be erected on the property of Mr. Louis Ackerman. Setback to be 80'.

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Mr. Attorney-represented Mr. Morello for this application.
"Mr. Morello wants permission to erect this fruit stand directly across from the entrance to the airport. This will be a concrete base with a wood frame. The height was to be 11', but that will be changed to 9'. We want to set back 80'. The building will be in line with the other buildings in that area; the parking area will accomodate 50 to 60 cars. This parking area will be of crushed stone. The driveway will be open so it wont enterfere with traffic."

Mr. Morello has an option to buy this property and has been in the vegetable business for 10 years and capable of running a fine establishment. The sign advertising the stand will be attached to the building."

Mr. Murphy "Are there any objections to this request?"
"Anyone in favor of this request?"
"Mr. Morello will be notified by mail of our decision."

Application of:

Rochester Poster Advertising Co., Inc. 745 Park Ave. Rochester 7, N.Y. for permission to relocate advertising signs on the south side of Scottsville Rd. on the Joseph Schuler property, to be located and constructed as shown on maps filed with the Town Clerk.

Mr. John Mahoney represented this Co. "We wish to relocate these signs that were formerly on the Le Chase property to the property of Joseph Schuler. Setback to be 100'. They will be standard bill boards. We lease space from Mr. Schuler on the 5 year plan. Each sign will be 25 feet long and will not be illuminated signs."

Mr. Murphy "Are there any objections to this request?"
"Anyone in favor of this request?"
"Rochester Poster Advertising Co., Inc. will be notified by mail of our decision."

Application of Mr. Norbert J. Spitz of 14 Chestnut Ridge Rd. Rochester, N.Y. to build an addition in the rear of the present Flower Shop, to be used as a work room. Size 20'x14'.

Mr. Spitz "This is only to be used as a work room as my present set up is too small to take care of my business."

Attorney Wickins "Will your neighbors object?"

Mr. Spitz "I ask them and no one objected."

Mr. Murphy "Is there any objections to this request?"
"Is " "one in favor of this request?"
"Mr. Spitz will be notified by mail of our decision."

Application of Mr. Frederick J. Pink, 2749 Scottsville Rd. Scottsville, N.Y. to erect a home at 2749 Scottsville Rd. Scottsville, N.Y. The setback to be 40' from the road. Home to be 24x30.

Mr. Pink "We are living in a trailer at present and want to erect a home on this property. We are off of Scottsville Rd. at the over-pass. House will border a small cemetery. Home conforms to ordinances except setback

Mr. Murphy "Anyone in favor of this request?"
"Is there any objections to this request?"
"Mr. Pink you will be notified by mail of our decision."

Application of Mr. Glenn H. Rightmire, 74 Brook Rd. Scottsville, N.Y. to extend the front porch of our residence 3' and 6" beyond the present line. Setback 40' from the center of Brook Rd.

Mr. Rightmire "The present front porch is 14 feet by 7' 6" and the proposed porch will be 16 feet by 11 feet."

This house has been built since 1913.

Mr. Murphy "Is there any objections to this request?"
 "Is there any one in favor of this request?"
 "Mr. Rightmiere will be notified of our decision."

Mr. David Liese, 3504 Union St., Chili, New York.
 Application to build a two car cinder block garage 20'X20'.
 Setback 150'.

Mr. Liese "We are requesting permission to build a two car cinder block, white stucco garage, size 20'X20', located 150 feet from the front lot line, 5 feet from side line and thirty feet from the rear of the house. On our property at 3504 Union St. Chili, New York, with one hundred foot frontage."

Mrs. Liese, "at present we have an old barn that we want to demolish after we have erected the garage."

Attorney Wickins "How many buildings do you have at present on this lot?"

Mr. Liese "At present we have a home, cottage and barn. We want to demolish this old barn after we build the garage."

Mr. Strassner "You already have too many buildings on your lot!"

Mr. Liese "They were there before zoning."

Mr. Murphy "Is there any objections to this request?"
 "Is anyone in favor of this request?"
 "Mr. Liese will be notified by mail of our decision."
 Meeting Adjourned
 Mrs. R. Romberg---Sec.

DECISIONS OF THE ZONING BOARD OF APPEALS:

1. Application of Joseph Entress--**Granted**, and permit to be renewed at the end of each year.
2. Application of Mr. Alvin Blair---**Granted**.
3. Application of Mr. Morello--**Granted**.
4. Application of Rochester Poster Co. of Rochester--**Denied**
5. Application of Mr. Spitz--**Granted**
6. Application of Mr. Pink--**Granted**
7. Application of Mr. Rightmiere--**Granted**
8. Application of Mr. Liese--**Denied**, unless old barn is demolished before new one is erected. Setback, if garage is built must be 10 feet from lot line instead of 5 feet as requested.

All decisions of the Zoning Board of Appeals were unanimous.

Meeting Adjourned
 Mrs. R. Romberg---Sec.

PUBLIC HEARING OF THE ZONING BOARD OF APPEALS

June 17, 1952

There was a public hearing of the Zoning Board of Appeals of the Town of Chili, held in the Town of Chili, at the Town Office on June 17, 1952, at 8:p.m. to hear and consider the applications of Ralph Coyer, John M. Hudson, Joseph H. S. Schuler, Floyd Dugan, W.M. Clifford, Edwin Sanford, Charles E. Foos, Joseph Panetta and Mrs. William McCormack.

MEMBERS PRESENT: Chairman Wm. Murphy, George Lusk, Warren Beeman, John McCreedy. Representing the Town as an Attorney Mr. Ralph Wickins, Town Clerk Cornelius Cuweleen, and Sec. Mrs. Romberg.

APPLICATION of Mr. Charles Foos:

To erect an addition to the present hot stand by extending westerly 30 feet and extending over all depth of the whole structure 15 feet at 3705 Chili Avenue located in an E Residential area.

Mr. Robert Stewart, Attorney representing Mr. Foos presented the following information in regards to the above application of Mr. Charles Foos:

"Prior to Zoning the following letter (a copy) was filed in the Monroe County Clerk's Office on Sept. 5, 1947. The letter was written on Sept 2, 1947:"

Charles E. Foos -to- Town Board of Town of Chili.

"I Charles E. Foos, wish to give formal notice that I am designating Creek Bend Park, formerly known as Brookview Park as a commercial site and that buildings have already been started for the purpose of merchandising, recreational and amusement facilities, said buildings to be located between the corner stone which is laid approximately 3 feet east of the west line, as shown in the office of the County Clerk in Liber 79 of Maps, page 21 and running east, approximately 300 feet to east corner stone and south to Black Creek."

A Petition and Consent to the Zoning Board of Appeals of the Town of Chili, N.Y. signed by residents in the neighboring area of the section know as Creek Bend Park was presented to the Town Clerk, to be placed on file in his office. This petition was presented by Attorney Robert Stewart. The petition was signed by 15 residents.

Mr. Stewart stated that Mr. Foos proposed to erect an addition to his present building by extending it westerly for a distance of thirty (30) feet and extending the overall depth of the whole structure fifteen (15) feet thereby making a new structure with overall dimensions of sixty (60) feet frontage and thirty-five (35) feet depth. The proposed enlargement will be substantially in accord with the existing structure as to type, height, and design.

The land together with the buildings thereon is about 3.8 acres and is known as Creek Bend Park. It is (the building) used as a refreshment stand. "We wish to expand the facilities of this refreshment stand. The new addition will be used for sanitary facilities, also to make ice cream and enclose eating facilities. The plan is to beautify the present and overall building.

Mr. Stewart also said that it had been stated that there was a possibility that application would be made in time to sell liquor. This is not so as Mr. Foos plans to remain in his residence next to the hot stand and was opposed to any one selling liquor and would not sell the property in question to anyone with that thought in mind.

Mr. Stewart said that the parties interested in the purchase of Creek Bend Park have a refreshment stand at Seabreeze and they do not sell liquor. He also stated that the parties were not interested in selling liquor at all, but their main interest

was a glorified restraurant. He stated that they were not interested in the Park as an amusement center, they were interested only in the building.

The stand in question is about 75 feet from the Highway and there is adequate parking in the area. This is a seasonal business.

Attorney for the Town of Chili, Mr. Ralph Wickins ask Mr. Stewart if the extinsion of 30 feet was Westerly and how close to the property line.

Mr. Foos said that it was thirty (30) feet to his east lot line (his residential property).

Chairman of the Zoning Board of Appeals Mr. Wm. Murphy ask if there were any objections to this application.

Mr. Howard DeSmith--3682 Chili Ave.

"They do not sell liquor at the present stand but that does not stop people from bringing liquor to the stand themselves. I have complained many times because of the noise, and have called Sheriff Skinner as late as 2 and 3:0'clock in the A.M. People do take liquor to the stand."

"I am opposed to this application of Mr. Foos."

Mrs. Howard Darrow---3686 Chili Ave.

"I am opposed to this application of Mr. Foos. I spoke several times to Mr. John Young (manager of the hot stand) and ask him to please keep the place quiet as I leave for work at 7:A.M. every morning and have to have my sleep at night. He would not do it. When Mr. Foos ran the place there was no noise but since the new party have been running the place the noise is impossible. I have called the Sheriff several times. What would happen when a new owner takes over? "

Mr. Egbert--3680 Chili Ave.

"I have a petition signed by the residents in the immediate area of this property in question, these residents are opposed to this application of Mr. Charles Foos."

The petition was placed with the Town Clerk and placed on file in the Office of the Clerk.

Mr. Egbert stated that the residents had signed the petition requesting the Board to reject the application of Charles Foos for the following reasons:

1. Because of its location in the approximate geographic center of a Class E residential district.
2. Because of the increased nuisance created by a larger facility.
3. Because of possible increased traffic hazard.
4. Because any enlargement of the present structure would still further depreciate the value of our respective homes to us as owners, and
5. Because it will reduce the taxable value of our respective properties as taxable town properties and therefore detrimental to the Town as a whole.

This petition was signed by 32 residents of the Town of Chili in the immediate area.

Mr. Egbert stated that the proposed addition would make the present building four times as large as it is now, which would cause four times the traffic, four times the noise. He also questioned the set back of the building from the property line. He stated that for a commercial building the distance should be 70 feet from the cord of lot line and this stand is a distance of maybe 40 feet or 50 feet.

Mr. Foos stated he was 67 feet from the cord ~~lot~~ line of the lot.

Mr. Egbert said this was a traffic hazard because of the curve in the road, and that trucks stop suddenly because of cars going into and out of the stand.

Attorney Stewart ask Mr. Egbert how far his home was from the present stand.

Mr. Egbert stated he was 400 feet from the hot stand.

Attorney Stewart ask Mr. Egbert if a new owner took over and was not interested in the Park would that make any difference in their feeling.

Mr. Egbert stated that the residents would be interested in the purchase of the park property for the benefit of the children in the area, but that there was no assurance that this new owner would not sell again and ^{this} again brings up the question of applying for and selling of liquor

Mr. Stewart "Mr. Egbert if you stand in your yard can you see the stand?"

Mr. Egbert "Yes"

"I am objecting to this application of Mr. Foos."

Mr. Murphy, Chairman of the Zoning Board of Appeals ask if anyone was in favor of this application?

Mr. Kenneth Whitman--3690 Chili Ave.

"I am in favor of this request of Mr. Foos. I have lived across from Mr. Foos only a short time but in that time have seen no accidents and have not been bothered by noise from the present stand. I would rather see this stand enlarged and used than standing idle and run down."

Mr. Eggleston--3700 Chili Ave.

"I have lived across from this stand for a number of years and they have had picnics and parties in the park but I have never seen anything out of the way. I can't see that the noise disturbs us any. They do not make any more noise than all of the Trailer Trucks that pass our homes every minute during the day. I can't say I have enjoyed this stand but I can truthfully say that it does not bother us in anyway. I am in favor of Mr. Foos application to enlarge his present stand."

Realestate Firm- (Representing the proposed buyer) *DONALD BARBATO*

My client is interested in buying this business, they are not interested in beer or liquor license. Their only interest is a glorified restraunt. At present they are building a \$100,000. structure next to Brighton School. They are not interested in picnics or the park. Their interest is enlarging the stand and serving meals inside the building.

Mr. Egbert "I wish to reafirm my origional statement of the Beer of Liquor License. We are concerned only with the enlarging of the pres nt structure. We are objecting to this present structure being enlarged."

Mr. Foos "I have my residence next to this business and have four children and I have refused time and time again to sell this business to anyone interested in sell^{ing} liquor or beer. I have also refused to sell to anyone interested in Kiddie Rides."

Mr. Murphy, Chairman of the Zoning Board of Appeals, stated that this application was closed and Mr. Foos would be notified of the decision by mail.

Application of Mr. Joseph H. Schuler 1300 Scottsville Road to erect a shelter 80' x 20' , elevation to be 10'4".

Mrs. Schuler was ask what he intended doing with the filling station that he recently purchased.

Mr. Lomenzo, Attorney for Mr. Schuler, stated that if they knew of any one interested in buying cinder blocks, they could send them over to Mr. Schuler as he was going to have the building taken down within the next two weeks.

Mr. Lomenzo represented Mr. Schuler.

This building has been built and is between two buildings that are both higher than this building in question. Mr. Schuler would like a veriance in the elevation of this Building of 1'. It would be rediculous to deni this request.

Chairman of the Zoning Board, Mr. Wm. Murphy ask if there were any objections to this request.

Anyone in favor of this request.

Mr. Murphy stated that the case was closed and Mr. Schuler would be notified by mail of the Board's decision.

Application of Joseph Panetta residing at Black Creek Hotel on Paul Road, for a thirty (30) feet setback for existing Trailer Park located on Paul Road.

Mr. Clay, represented Mr. Panetta

"Mr. Panetta is asking for this veriance of setback on his present Trailer Park because he cannot use some of the property because of the contour of the property. The property comes to a point, Mr. Panetta would like to utilize the balance of this property but can't at the present time because of the Zoning Regulations."

Mr. Murphy "What is your present setback?"

Mr. Panetta "Some trailers are 19' from the line and some 20'. I plan on having running water and will comply with the ordinance in every way but I cannot move back 70 feet.

Mr. Clay "This is a reasonable application that Mr. Panetta has presented."

Mr. Murphy ask if there were any objections to this request.

No objections

Mr. Murphy ask if anyone was in favor of this application.

Mr. Robert Kretchmer "I live in the Trailer Park and I am in favor of this request. A 70' setback would do away with most of the park. This is the general feeling of the Trailer Camp residents."

Mr. Wickins "It is illegal to build on to these trailers".

Mr. Panetta "I will not allow anymore sheds and those they have will be taken down."

Mr. Bill Smith "I live in the camp and I am in favor of this request."

Mr. Panetta will be notified by mail of the Board's decision.

Application of Mr. John M. Hudson residing at 24 Clifton Rd, Clifton, N.Y. to remodel, convert into living quarters and extend the barn on premises at 24 Clifton Rd., Clifton, N.Y.

Mr. Hudson "I want to erect an addition to an existing building and make it into living quarters. The setback of the existing building is 35' to the North and east of my home and the setback from Clifton Road is 175'. It will be 165' to the back and 500' to the east and 55' to the west. This building will have their own septic tank. The building has been on this location for years."

Mr. Murphy ask if anyone objected to this application.

" " " " was in favor of " "

Mr. Hudson will be notified by mail of the Board's decision.

Application of Mr. W. M. Clifford residing at 635 Morgan Rd. to erect an addition 18' x 16' on the rear of residence at 635 Morgan Rd. setback to be 10' from the south lot line.

Mr. Clifford "I am 140 feet from my neighbour on the west and 150 feet on the south. I want 12 feet for a kitchen and six feet for an enclosed porch. This is to be an addition to the present building."

Chairman of the Zoning Board of Appeals ask if there were any objections to this request.

No objections

Chairman ask if anyone was in favor of this request.

Mr. Murphy stated that Mr. Clifford would be notified by mail of the decision of the Zoning Board of Appeals.

Application of Mr. Floyd Dugan residing at 209 Chestnut Ridge Rd. to erect an attached garage three (3) feet from the east lot line at 207 Chestnut Ridge Road.

Mrs. Florence Dugan represented her husband for this request. Mrs. Dugan stated that they wanted to erect a garage 14' x 20' this is to be attached to the house. Their lot is 200 feet deep and the lot is 60 feet wide. There is a hardship because of a hill directly in back of the home. This prevents a garage being built in back of the home.

Mrs. Dugan stated that in 1950 a petition was taken by all of the neighbours in the immediate area and it was understood at that time that they could build attached garages with setback of 3 feet from the lot line, but that there was no record of this meeting.

Mr. Murphy ask if anyone was in favor of this request.
" " " " " objected to this request.

Mr. Murphy stated that they would ^{be} notified by mail of the Board's decision.

Application of Ralph Coyer to establish a used car lot on lots 16 and 17 Herald Avenue in residential zone.

I wish to conduct the business from my home. The adjoining lots next to my residence are all in the family and no one objects to this request. I am 400 feet from Scottsville Rd.

I am only interested in selling used cars, there will be no dismantling of cars. I expect to use a small sign and have only 5 cars on the used lot at a time for display purposes. We will have only a few lights for the display.

Mr. Murphy ask if anyone was in favor of this request. No reply
" " " " " Objected to " " " No reply

Mr. Murphy stated that they would be notified by mail of the Board's decision.

Application of Edwin Sanford, representing Edward's Realty Co. to erect a dwelling on lot #16 Chestnut Ridge Acres, Coldwater Road, 6 feet from the north side of the lot line instead of the required 7 feet.

Mr. Sanford stated that the masons had mistakenly erected the basement wall of a proposed dwelling 6 feet from the lot line instead of 7 feet as required by the zoning ordinances. Due to the fact that there is 35 feet and 6 inches between the homes he was asking for this variance.

Mr. Murphy ask if anyone objected to this request. (No reply)
 " " " " was in favor of " " (" ")
 Mr. Murphy stated that Mr. Sanford would be notified by mail of the Board's decision.

Application of Mrs. William McCormack for variance for a rear setback of a home located on lot #1 known as 1663 Pixley Road setback to be 45 feet from the rear lot line.

Mrs. McCormack stated that the home had been built a year ago and that at the time she was issued a permit by the Town Clerk Mr. Mason, and that at that time there was no question of the rear setback as on one side the setback from the rear line is 75 feet as required by the zoning ordinance. The lot is such, that on one side the rear setback is 75 feet and on the other it is only 45 because of a creek that runs past the house. Mrs. McCormack also stated that the home had been sold and that the lawyer will not give the new owners a clear title to the place because of this difference in setback, and that they requested she have this hearing and request this variance.

Mr. Murphy ask if anyone was in favor to this request. (No reply.)
 " " " " objected " " " (No reply.)
 Mr. Murphy stated that Mrs. McCormack would be notified by mail of the Boards decision.

MEETING ADJOURNED

Mr. Wm. Murphy Chairman
 Mrs. R. Romberg Sec.

DECISIONS OF THE ZONING BOARD OF APPEALS:

1. Application of Mr. Charles Foos. REQUEST GRANTED.
2. Application of Mr. Joseph H. Schuler. REQUEST GRANTED.
3. Application of Mr. Joseph Panetta. GRANTED PROVIDING THE SETBACK ON ALL ADJOINING ROADS IS FORTY FEET (40).
4. Application of Mr. John Hudson. REQUEST GRANTED.
5. Application of W.M. Clifford. REQUEST GRANTED.
6. Application of Mr. Floyd Dugan. GRANTED PROVIDING THE GARAGE IS ONLY 12 feet and SETBACK IS TO BE 5 feet INSTEAD OF 3 FEET AS REQUESTED.
7. Application of Mr. Ralph Coyer. REQUEST DENIED.
8. Application of Mr. Edwin Sanford. REQUEST GRANTED.
9. Application of Mrs. Wm. McCormack. REQUEST GRANTED.

MEETING ADJOURNED

Mr. Wm. Murphy Chairman
 Mrs. Ralph Romberg.

Minutes recorded June 18, 1952

ZONING BOARD OF APPEALS
PUBLIC HEARING ---July 1, 1952

There was a public hearing of the Zoning Board of Appeals of the Town of Chili, held in the Town of Chili, at the Town Office on July 1, 1952, at 8:P.M. to hear and consider the applications of Mr. Jack Rice, Mr. Robert Weingartner, Mr. Floyd Dugan, and Mr. G.V. Burke.

MEMBERS PRESENT: Chairman of the Zoning Board of Appeals, Mr. William Murphy, Mr. George Lusk, Mr. John McCreedy, and Mr. Warren Beeman. Also Present at this meeting was the Town Attorney, Mr. Ralph Wickins, Mr. Cornelius Ouweleen, Town Clerk and Mrs. R. Romberg Secretary.

Mr. Murphy, Chairman of the Zoning Board of Appeals, called the meeting to order and ask the first applicant Mr. Jack Rice to present his request to the Board.

1. Application of Jack Rice--525 Paul Road, Rochester 11, N.Y.

Application for a variance in the Zoning Ordinances of the Town of Chili, for a "E" Residential Area to conduct a catering establishment at 525 Paul Road, Chili, New York.

Mr. Rice stated that he was considering selling his property at 525 Paul Road and the proposed buyers wished to use the dwelling as a catering establishment and was requesting a variance in the zoning ordinance so that the parties known as Mr. & Mrs. George Steimer and Mr. Tirpack of 290 Kenwood Avenue could conduct such a business. The catering would include accommodating private parties on the property and catering to parties outside the home. Mr. Rice also stated that this business would be similar to those run at 1010 East Avenue which is run by a church group. He also stated that his family would dislike to sell to any persons who would be a detriment to their neighborhood and that he felt that in no way would this project under consideration be a liability to the Town of Chili.

Mr. Tirpack of 290 Kenwood Avenue stated that they would run a refined place.

Attorney Ralph Wickins ask if the place would be open at all times and cooking and servicing of parties would be held outside of the home as well as inside.

Mr. Tirpack said that it would, and that they would want to use a small sign to advertise.

Mr. George Lusk ask if they were going to serve Alcoholic Beverages.

Mr. Tirpack stated that they would not serve them at any time. He said that their main business was serving weddings and parties.

Chairman of the Zoning Board of Appeals, Mr. Murphy, ask for any objections to this request. (there were no objections)
Mr. Murphy ask if anyone other than the ones already mentioned were in favor of this request. (No answer)

This case was closed and the parties concerned will be notified by mail of the decision of the Zoning Board.

2. Application of Robert Weingartner of 1116 Pixley Road Rochester, N.Y. in the Town of Chili to subdivide 1116 Pixley Road into lots--lot #1 house and garage located thereon, lot #2 as a single parcel of which front line setback on Pixley Road will be 30 feet and variance of rear yard as would result in construction of house on said lot.

Mr. Weingartner stated that he was asking for a variance in setback on both sides of the lot so that the purchaser buying the lot could make up their own minds as to which side of the street they would front the house. Mr. Weingartner also stated that such a home when constructed on this lot would conform with "d" residential district requirements, but that he also wanted a variance on rear setback as will be necessary to construct a home.

Mr. Murphy ask for any objections (there were none)

Mr. Murphy ask if anyone was in favor of this request. (No answer)

Mr. Weingartner was told that he would be notified by mail of the Board's decision.

3. Application of Floyd Dugan of 209 Chestnut Ridge Road Rochester, N.Y. in the Town of Chili to erect an attached garage at 209 Chestnut Ridge Road with a variance of 3 feet from the east lot line.

Mr. Dugan stated that when Mr. Keubler built the homes in the section where he resides that the lots were only 60 feet wide and that due to the fact that his home was two feet wider than the rest of the homes in that section he was asking for a variance of 3 feet, from the east lot line so that he could attach an 14x20 garage. He also stated that because of a bank in the back of his home it prevented him from building the garage any deeper to allow for storage space, thus the request for a 14 feet garage with a variance of 3 feet from the east lot line.

Mr. Murphy ask if anyone objected to this request. (No reply)

Mr. Murphy ask if anyone was in fovor of this request. (No reply)

Mr. Dugan was told that he would be notified by mail of the Board's decision.

4. Application of Mr. G. V. Burke of Cumberland Trailer Sales residing at 1128 Scottsville Road, Rochester N.Y. in the Town of Chili for a Trailer Park permit to cover two Trailer Coaches parked on the premises at 1128 Scottsville Road.

Mr. Burke stated that he was requesting this permit and was willing to pay \$100.00 fee for a Trailer Park Permit if he could keep the two Trailers on the property. He said that he and his wife lived in one trailer and the other was occupied by a family that took care of his business when he was away. He said it was necessary to have someone on the premises at all times to prevent any damage or theft to the Trailers. He also stated that he was not interested in running a trailer park as his business was selling Trailer Coaches. Mr. Burke said that he had had fill dirt drawn into his place as he intended using the back part of his lot for Trailer Coach display purposes and as soon as it was possible he intended to have his Trailers setback 30 feet further than they are at present. He stated that he had 25 Trailers on display at present, but at times had as many as 35. His trailer (He lives in) is attached to his office building and also has a room attached to this trailer on the other side of the trailer for his Television set.

Mr. Murphy ask if there were any objections to this application of Mr. Burke.

Mr. Brodski-- Attorney representing the Tax paying residents of the Ballantyne School district.

Mr. Brodski stated that the people of the Town of Chili had a serious problem on their hands and that the Trailers were not living up to Article II in the Zoning Book. He also stated that people living in even small homes are paying high taxes and that the occupants of Trailers were not taxed and were a burden to those that were. The Trailers, he said, degrade the value of Real Estate and that once a permit was granted to this man there would be no limit to the people who will want this same request. Mr. Burke had been

living in this Trailer Park in violation of the Town law and that until a law was passed for taxing these trailers that a limit should be put on these Trailers coming into the Town of Chili.

Mr. Brodski said that Chili is the only place close to the city of Rochester that allow Trailer Parks and that the people are up in arms over this situation. He said that Ballantyne school was prepared for Tax payers children and had not ben prepared for the Trailer occupants children.

Mr. Brodski stated that on behalf of the people he was representing he was requesting that this application be denied Mr. Burke.

Attorney Ralph Wickins ask Mr. Brodski if he had any petitions to be filed.

Mr. Brodski said he would if he could be given 7 days time in which he could secure the signatures of these people in the district represented.

Attorney Ralph Wickins told Mr. Burke he would be given the same privilidge to secure the petitions he so desired within the next 7 days.

Mr. Burke accepted this extention in time.

Mr. Bissit
Stated that he objected to this petition of Mr. Burke on the grounds if this permit was granted he knew of a case that would apply to the Town of Chili for a Trailer camp to consist of 500 Trailers. This being the case it would bankrupt the Ballantyne School District asthey could not pay for anymore children that were coming from untaxed Trailers. He also stated that last year it cost the school district \$12,700 for Trailer youngsters. That there was 46 youngsters (elementary school children) that attended Ballantyne School and 5 children were sent to High School. The cost of their education was approximately \$250.00 a year. This 250.00 dollars was per child.

Mr. Murphy ask if anyone was in favor of this request
(There was no reply)

Mr. Murphy ask if anyone else objected to this request.

Mr. Burke was told that he would be notified by mail of the Board's decusion after the 7 days lapsed and the petitions were filed with the Town Clerk.

Meeting Adjourned

Mr. Wm. Murphy Chairman
Zoning Board of Appeals

Mrs. R. Romberg--Sec.

DECISIONS OF THE ZONING BOARD OF APPEALS:

1. Application of Mr. Jack Rice--Permission has been granted to Mr. and Mrs. George Steimer of 290 Kenwood Ave, and Mr. Tirpack of the same address, to conduct a catering service on the Rice property. Catering to include accomodating private parties on the property. This is not to be run as a private restraunt. Any advertising sign shall not exceed one (1) feet x two (2) feet. This sign is not to be aluminated. This permit is being granted for five (5) years and at the end of five years the above named parties must apply to the Zoning Board of Appeals for a renewal.
2. Application of Mr. Robert Weingartner--Granted, a variance in the Town Zoning ordiance which will permit Mr. Weingartner to subdivide his property at 1116 Pixley Road into lots--lot #1 to include house and garage located thereon, and lot #2

as a single parcel of which front line setback on Westside Dr. will be a variance of 40 feet. The house, when constructed is to conform with "D" Residential District requirements with a variance on rear setback as will be necessary to construct a home.

3. Application of Floyd Dugan--Granted a variance in setback of four (4) feet from the east lot line.

4. Application of Mr. G.V.Burke--

PUBLIC HEARING--ZONING BOARD OF APPEALS
July 15, 1952

There was a Public Hearing of the Zoning Board of Appeals of the Town of Chili, held in the Town of Chili, at the Town Office on July 15, 1952, at 8:P.M. to hear and consider the applications of Mr. J.B.Crane, Mr. H.Pugsley, and Mr. Ervin Czerkas.

MEMBERS PRESENT: Mr. Wm. Murphy (Chairman of the Board) Mr. John McCreedy and Mr. George Lusk. Also present at this meeting was Mr. Ralph Wickins, Attorney representing the Town and Mrs. Ralph Romberg Secretary.

Mr. Murphy, Chairman of the Zoning Board of Appeals, called the meeting to order and ask the first applicant, Mr. Crane to present his request to the Board.

1. Application of Mr. John S. Crane to erect an addition to existing home at 1130 Pixley Road; setback to be 64 feet from rear lot line.

Mr. John S. Crane
1130 Pixley Road
Rochester, N.Y.

Mr. Crane stated that he wanted to put a two story addition on his present dwelling at 1130 Pixley Road and he also wanted to erect a porch. Everything he wanted to erect met with the Zoning Ordinances, except the rear setback from the rear lot line after the addition would be erected. He stated he would be only 64 feet from the rear lot line and that the zoning ordinances stated that the rear setback should be 70 feet. Mr. Crane was asking for a variance in rear setback. Variance to be 64 feet from the rear lot line instead of 70 feet.

Mr. Murphy (Chairman) ask if there were any objections to his request. (there were none)

Mr. Murphy ask if there was any one infavor of this request. (None)

Mr. Crane was told that he would receive the decision of the Board by mail as soon as possible.

2. Application of Mr. Howard Pugsley to operate a used car lot situate at 1791 Scottsville Rd.

Mr. Howard Pugsley
54 Harper St.
Rochester, N.Y.

Mr. Pugsley stated that he had leased a gas station at 1791 Scottsville Road and he wanted to have a used car display lot next to his gas station. The gas station is an existing business and conformed with the Town Ordinance but the Used Car lot did not and he was asking for a variance to operate a Used car sales lot at 1791 Scottsville Road.

Attorney Ralph Wickins ask Mr. Pugsley if he was going to do any car repair work on the property.

Mr. Pugsley said that he was not.

Mr. Wickins (attorney) ask Mr. Pugsley if there were any homes next to his business.

Mr. Pugsley said that the Baker Brothers home and that the Oil Company owned a home in back of the business some distance away from the gas station.

Mr. Pugsley stated that he had a 185 feet frontage and that the Used Car lot would be 75 feet from the road. Mr. Pugsley also stated that he would display about one or two dozen cars, and would use one string of lights over his display with a sign for advertising 12"x24".

Mr. Murphy (Chairman) ask if there were any objections. (None)
Mr. Murphy ask if anyone was in favor of this request. (None)
Mr. Pugsley was told he would receive notice of the Board's decision by mail.

3. Application of Mr. Erwin H. Czerkas of 1317 Scottsville Road Airport Trailer Park for a variance of 40 feet setback from Scottsville Road for six lots on the east end of the Trailer Park.

Mr. Czerkas said that he wanted a variance in setback from the lot line on Scottsville Road. He was asking for a variance of 40 feet instead of the 70 feet required by the Trailer Ordinances. He stated that the reason he was asking for this was because if he could not have the variance he would loose another row of Trailers and that involved thousands of dollars worth of materials that have been used for water and sewers, besides the loss of Trailers.

Mr. Czerkas stated that they had taken it upon themselves to notify their Trailer people that all sheds and shelters attached to their Trailers had to be dismantled no later than Sept. 1 1952. This had caused many hard feelings, but that they (as managers) realized these sheds were fire hazards and wanted also to conform to all Trailer Ordinances in every way possible.

Mr. Czerkas stated that the frontage of the Trailer Park was about five or six hundred feet. That they had a few lots that were 30x50, but most of the lots would be 40x50

Mr. Czerkas said that because of the contour of the lot they were requesting a setback of forty feet for at least the 7 Trailer lots next to the brick building on the east side of the Trailer Park.

Mr. Murphy (Chairman of the Zoning Board of Appeals) ask if there were any objections to this request. (there were none)
Mr. Murphy ask if anyone was in favor of this request. (None)
Mr. and Mrs. Czerkas were told that they would receive the Board's decision by mail as soon as possible.

MEETING ADJOURNED

MR. MURPHY (CHAIRMAN)
MRS. ROMBERG (SEC)

DECISIONS OF THE ZONING BOARD OF APPEALS:

1. Application of Mr. John S. Crane--GRANTED
2. Application of Mr. Howard Pugsley--GRANTED Providing Mr. Pugsley
 1. Cars are not to be parked any closer to the right away on Scottsville Road than 70 feet or 103 feet from the center of Scottsville Road at this premises.
 2. String of lights used for advertising over the used car lot is to be dimmed at 10:30 PM.
 3. Advertising sign is not to be illuminated.
3. Application of Mr. Ervin Czerkas of Airport Trailer Park-- Variance is hereby granted by Chili Zoning Board of Appeals for a frontage on Scottsville Road. Starting point of the variance to be forty feet (40) west of the present brick building located at the Airport Trailer Park. At that point continuing westerly for two hundred ten feet (210) along Scottsville Road. Variance to be a setback of ninety-three (93) feet from the center of existing Scottsville Road for frontage above described.

PUBLIC HEARING
ZONING BOARD OF APPEALS
August 5, 1952

A Public Hearing of the Zoning Board of Appeals of the Town of Chili was held in the Chili Town Office at Chili Center on August 5, 1952, at 8:P.M. to consider the following applications; Mr. J.T. Deverill, Mr. John W. LeRoux, Mr. Nicholas J. Parscarell, Mr. Edward DuVal, Mr. D.D. Davis, and Mr. James M. Cassidy.

MEMBERS PRESENT: Chairman Mr. Wm. Murphy, Mr. Geo. Lusk, and Mr. Warren Beeman. Also present was Mr. Ralph Wickins, Attorney for the Town of Chili and the Town Clerk, Mr. Cuweleen.

Mr. Wm. Murphy, Chairman of the Zoning Board of Appeals called the meeting to order and the Legal Notice published in the Times Union on August 1, 1952 was read by the Town Clerk.

1. Application of Joseph T. Deverill to build a garage at 27 Greyson Rd, in the Town of Chili, N.Y. Garage to be built 25 feet from the rear lot line.

Mr. Weldon J. Deverill residing at 61 Marlborough Rd. presented the application. Mr. Deverill ask for a variance of 15 feet toward the front lot line.

Mr. Murphy, Chairman of the Board, ask if there was anyone that objected to this request (none).

Mr. Murphy ask if there was anyone in favor of this application that desired to be heard. (none)

Case closed and Mr. Deverill was told by the Attorney that he would be notified by mail of the Board's decision.

2. Application of Mr. John LeRoux to erect a home on lot #154, west side of Marshall Road, Chili, New York; front line setback to be 35 feet instead of 60 feet.

Mr. LeRoux presented his application and explained that most homes located on this street have a 35 feet setback and that he only wanted to conform with the existing homes on the street.

Mr. Wickins, Attorney, ask if it would be objectionable to set the home back 40 feet. He also ask Mr. LeRoux "You have measured the other front line setbacks and to your knowledge this is true?"

Mr. LeRoux stated that his rear yard would be to short if the house was to be setback anymore than 35 feet.

Mr. Murphy (Chairman) ask if anyone objected to this application. (none)

Mr. Murphy ask if anyone was in favor of this request. (none)

Case closed and Mr. LeRoux was advised that he would be notified by mail of the Board's decision.

3. Application of Nicholas J. Parscarell for a variance for 5 lots in an "E" Residential Zone located on the south side of Buffalo Road, Chili, New York; lots to be 75 feet wide instead of 80 feet.

Mr. Parscarell stated that most of the 5 lots were over 300 feet long.

Attorney Ralph Wickins ask if he owned all 5 lots.

Mr. Parscarell stated that he still owned four and had sold one but had not yet delivered the Deed to the party of the fifth lot.

Attorney Ralph Wickins stated in that case he could ask to have variance on all five lots.

Mr. Warren Beeman stated that all lots along that section on Buffalo Road were 75 feet lots.

Mr. Murphy (chairman) ask if there were any objections to this request. (there were none)

Mr. Murphy ask if there was anyone in favor of the request. (none)

Case closed. Mr. Pascarell was advised by the Attorney that he would receive the Board's decision by mail.

4. Application of Edward DuVal to erect a home on the east side of Union Street, Chili, New York; front line setback to be 40 feet; rear lot line to be 41 feet on the north side of lot and 27 feet on the south side of the lot. Property is known as the I. Lavergne Davis Parsonage.

Mr. DuVal presented this application to the Board with a map of the property.

Mr. D. D. Davis stated that he couldn't see why refusal was made to erect this house as this was an existing lot.

Attorney Ralph Wickins stated that the Town of Chili have a Zoning Ordinance and only a hardship case would be allowed to build where just cause could be shown. He also stated that it was up to the Board to consider and refuse or grant this request.

Mr. Murphy ask if anyone objected to this request. (none)

Mr. Murphy ask if anyone was in favor of this request. (none)

Case closed and Mr. DuVal was advised that he would receive the decision of the Board by mail.

4. Application of Mr. D.D. Davis for a variance for the front line setback; setback to be 50 feet instead of 60 feet on all building lots situate on Hubbard Drive, North Chili, N.Y.

Mr. Davis presented his application and stated that this tract laid out in 1938 has Tract restrictions of 50 feet setback from the front lot line and only this year has been questioned on this setback. No one is allowed to build a home without a Public Hearing. Most homes built on this tract have a setback of 50 feet.

Attorney Ralph Wickins "The setback you are asking for is for the remaining vacant lots?"

Mr. D.D. Davis "Yes".

Mr. Murphy (chairman) ask if anyone objected to this request. (none)

Mr. Murphy " ask if anyone was in favor of this request. (none)

Case closed and Mr. Davis was advised that he would receive the Board's decision by mail.

6. Application of Mr. James M. Cassidy to build an 8½x10 feet addition to the present existing dwelling at 3216 Chili Ave. Chili N.Y.

Mr. James M. Cassidy of 3216 Chili ave. presented his application.

Mr. Murphy (chairman) ask if anyone objected to this request. (none)
Mr. Murphy " ask if anyone was in favor of this request. (none)

Case closed and Mr. Cassidy was told by the Attorney that he would be notified by mail of the Board's decision.

Meeting adjourned

Mr. Murphy Chairman
Mr. C. Ouwelen Town Clerk
(recorded the minutes)

DECISIONS OF THE ZONING BOARD OF APPEALS.

1. Application of Mr. J.T. Deverill. Request granted.
2. Application of Mr. John LeRoux. Request granted providing the home setback 40 feet from the front lot line.
3. Application of Mr. Nicholas J. Parscarell. Request granted.
4. Application of Edward DuVal. Request granted.
5. Application of Mr. D.D. Davis. Request granted.
6. Application of Mr. James M. Cassidy. Request granted.

Meeting adjourned
August 5, 1952

ZONING BOARD OF APPEALS
Public Hearing
Sept. 2, 1952

A Public Hearing of the Zoning Board of Appeals, of the Town of Chili was held in the Chili Town Office on September 2, 1952 at 8:P.M.

Members present: Chairman, Mr. Wm. Murphy, Mr. George Lusk, Mr. John McCreedy and Mr. Warren Beeman. Also present at this meeting was the Town Clerk, Mr. Cornelius Cuveleen.

On August 27, 1952 a Legal Notice was published in the Rochester Times Union, that there would be a Public Hearing of the Zoning Board of Appeals of the Town of Chili, to be held in the Chili Town Office at Chili Center to consider the following applications:

1. Mr. Lawrence Lenhardt, 202 Chestnut Ridge Rd.
2. Mr. Robert Green, 2778 Chili Avenue.
3. Mr. Donald Cook, Aldine St. Rochester, N.Y.
4. Mr. Wm. Wilson, North Chili - Union St. & Buffalo Rds.
5. Mr. Richard Young, Washington St. Rochester, N.Y.
6. Mr. George Lusk, 2770 Chili Avenue.
7. Mr. Joseph Schuler, 1300 Scottsville Rd. Rochester, N.Y.
8. Mr. Calvin Hahn, 74 Wheatland Center Rd. Clifton, N.Y.
9. Mr. Alton Dailey, (for Roberts College) North Chili
10. Mr. Charles Routier, Radio St., Rochester, N.Y.

The meeting was called to order by the Chairman Mr. Wm. Murphy.

1. Mr. Lawrence Lenhardt, 202 Chestnut Ridge Rd. Rochester 11, N.Y.

Application of Mr. Lenhardt to change the rear yard of his property at 202 Chestnut Ridge Rd. from "E" Residential to "A" Industrial Zone, and also to erect a steel building 24x24 to the present shop. Variance to be 4 feet from the side lot line(East). This building is to be used for hardening of tools.

Mr. Murphy ask if there were any objections to this request. (none)
Mr. Murphy ask if there was anyone infavor of this request. (none)

Mr. Lenhardt was advised that he would be notified of the Board's decision by mail.

2. Mr. Robert Green, 2778 Chili Avenue, Rochester 11, N.Y.

Application of Mr. Green for a variance in rear lot line setback for the purpose of erecting a porch to the existing dwelling at 2778 Chili Avenue. Variance to be 67 feet from the rear lot line instead of the required 70 feet.

Mr. Murphy ask if there were any objections to this request. (None)
Mr. Murphy ask if there was anyone in favor of this request. (None)

Mr. Green was told that he would be notified of the Board's decision by mail.

3. Mr. Donald Cook, of Aldine St. in Rochester, N.Y.

Application of Mr. Donald Cook to operate a machine shop at 690 Morgan Rd. in an "E" Residential zone. To operate in a building located at 690 Morgan Rd. formerly known as the Cady poltry farm.

Mr. George Lusk ask Mr. Cook if it would cause a great deal of noise. Mr. Cook stated it would not. He said that only light machinery would be used and operated only by a one horsepower motors.

Mr. Wm. Murphy ask if anyone was in favor of this request. (None)
Mr. Murphy ask if anyone objected to this request. (None)

4. Mr. William Wilson, Buffalo Rd and Union St. in North Chili, N.Y.

Application of Mr. Wilson and Mr. Boheen (representing the Sacony Vacuum Oil Co.) for a variance in rear lot line setback of 6½ feet, for the purpose of erecting a 27x27 addition to the present service station, located at the corner of Buffalo Rd and Union St.

It was stated that the Service Station is in obsolete condition and that the property would be considerably improved with this new modern addition and lighting.

Mr. Murphy ask if there were any objections to this request.

Mr. Burton Brown, representing the Alexander Brothers expressed a desire to look over the plans submitted by the Sucony Vacuum Oil Company.

Mr. Alexander stated that this particular corner was a very hazardous corner and that many accidents had occurred at this particular location. He also stated that he would have no objections if the addition were added to the rear of this existing station.

Mr. Wilson stated that there would be no safety hazard there after remodeling the station, that the lighting would be more effective and facilities would be installed improving visibility. This property in its present condition is valueless unless renovated.

Mr. Murphy ask if there were anymore objections to this request.
(none)

Mr. Murphy ask if anyone was in favor of this request. (None)

Mr. Wilson was advised that he would be notified by mail of the Board's decision.

5. Mr. Richard Young of Washington St., in Rochester, N.Y.
Application of Mr. Young for a variance in rear and front line setbacks on the property at Paul Road in Chili Center.

Mr. Young stated that the lot would not conform to the Zoning Ordinances if a Home was built on this lot as the rear lot is too small. He wanted to sell the lot but could not sell it unless he would be able to assure the purchaser they could build a home on this lot.

Mr. Murphy ask if there were any objections to this request. (None)
Mr. Murphy ask if there was anyone in favor of this request. (None)

Mr. Young was advised that he would be notified by mail of the Board's decision.

6. Mr. George Lusk, 2770 Chili Avenue, Rochester 11, N.Y.
Application of Mr. George Lusk, Acting for the "Davidson Estate" known as Sunset Subdivision, property located at the corner of Pixley Road and West Side Drive. Mr. Lusk requested a variance in setback of 40 feet on Pixley Road and a Variance in setback of 50 feet on lots located on West Side Drive.

Mr. Murphy ask if anyone objected to this request. (None)
Mr. Murphy ask if anyone was in favor of this request. (None)

Mr. George Lusk ask to be excused from acting on this request as he is a member of the Zoning Board of Appeals and didnot feel it fair if he expressed his opinions. Mr. Lusk was excused for this Application.

7. Application of Mr. Joseph Schuler, 1300 Scottsville Rd.
Application of Mr. Schuler to erect a roof 24 feet high over the Merry-Go-Round located on his property at 1300 Scottsville Road.

Mr. Schuler stated that this new roof was necessary for proper care of his equipment, and would be no higher than the Merry-To-Round. Merry-Gp-Round is situated one hundred feet from the lot line on Scottsville Road.

Mr. Murphy ask if anyone was in favor of this request. (None)
 Mr. Murphy ask if anyone objected to this request. (None)

Mr. Schuler was advised that he would be notified of the Board's decision by mail.

8. Application of Mr. Calvin Hahn of 74 Wheatland Center Road.

Mr. Hahn request a variance in front lot line setback of 40 feet on the property located at 74 Wheatland Center Rd.

Mr. Hahn stated that he would be conforming with the rest of the homes located on the Wheatland Center Rd. in his neighborhood.

Mr. Murphy ask if anyone objected to this request. (None)
 Mr. Murphy ask if anyone was in favor of this request. (None)

Mr. Hahn was told that he would be notified by mail of the Board's decision.

9. Chili Plastics Inc. North Chili, N.Y.

Application was made by Mr. Alton Dailey business manager of Roberts Wesleyan College, for the Chili Plastics Inc. operated by Mr. Richard Lehman. Mr. Dailey requested that the business known as Chili Plastics Inc. be given permission to operate this injection molding plant at the property located at 4313 Buffalo Rd. North Chili which is in a "D" Residential Zone. The plant is at the present time, employing students, from the Roberts College. Students work part time to earn money which helps them through College. Students work four hour shifts twenty four hours a day. Mr. Dailey requested extension of time in which to operate this plant, until they can find a suitable place for an Industry in that vicinity. He also stated that they planed to have a building ready by July 1953.

Mr. Murphy ask if there were any objections to this request.

Mr. Edgar Rose of Buffalo Rd. in North Chili, N.Y.

Mr. Rose stated that he was oposed very definitely to operation of the Plant in a residential zone. He objected to the noise created and that the noise disturbed his sleep at night.

Mr. Rose stated that the owner's ignored the Zoning Laws of the Town of Chili which they knew were in existance. He stated he was very sympathetic to part time employment of the students and would not object to temporary use of this bu siness, if no addition was made to the present plant. He would like the Board to grant a definite date for extension until a new factory is ready.

Mrs. Marjorie Meyers, stated she lives as near as anyone to the building occupied by the Corp. and that she had talked with all three tenants occupying her home and that no one complained of the noise. The building had been insulated and she found fairness in her dealing with the operators.

Mr. Alton Dailey stated he would not like to see a restricted stipulation of hours and equiptment by the Board.

Dr. Smith stated that those at the College were in sympathy with the neighbors, but because of the high cost of education, financial reasons were given for this work program. The college had expected to expand the program to at least 150 students.

Mr. Rose stated that worthy aims do not justify the means. Why not have a building on the Campus grounds?

Mr. Fitzimmons ask why allow the breaking of Zoning Ordinances by some people and bear down on other?

Mr. Dailey stated that College, like the Town of Chili have growing pains, and that the Supervisor had been consulted about rezoning the land owned by the College from and "E" Residential Zone to a "A" Industrial Zone.

Mr. George Lusk stated that he would like Mr. Dailey to explain to Mrs. Fitzsimmons why this business was started in a Residential Zone, while being aware of the Zoning Ordinances in the Town.

Mr. Dailey said that plans are being drawn up at the present time for a new Building.

Mr. Murphy told Mr. Dailey he would be notified by mail of Board's decision.

10. Application of Mr. Charles Routier of Radio St. in Rochester, N.Y.

Application of Mr. Routier for a variance in front line setback for lot #58 in the Creekview Subdivision. Setback on Creekview Rd. to be 40 feet instead of 60 feet in an "E" Residential Zone.

Mr. Routier explained that this is a corner lot and the side of his house on Indian Hill Dr. will be back 60 feet from the lot line. He also stated that he is buying 20 feet of extra land from Mr. D. D. Davis and would have a lot that would be 100 feet wide.

Mr. Murphy ask if there were any objections to this request. (None)
Mr. Murphy ask if there were any in favor of the request. (None)

Mr. Routier was advised that he would be notified by mail of the Board's decision.

Meeting adjourned.

DECISIONS OF THE ZONING BOARD OF APPEALS

1. Application of Mr. Lawrence Lendhardt. Mr. Lenhardt to be granted permit for the addition to the present building. Zoning was not changed.
2. Application of Mr. Robert Green. Request granted.
3. Application of Mr. Donald Cook. Request granted for a period of 3 years, after which Mr. Cook must renew his permit to operate.
4. Application of Mr. William Wilson. Request granted.
5. Application of Mr. Richard Young. The Board told Mr. Cook a home could be built on the property, but that the purchaser must make application to the Board before building on this property.
6. Application of Mr. George Lusk. Request granted.
7. Application of Mr. Joseph Schuler. Request granted.
8. Application of Mr. Calvin Hahn. Request granted.
9. Application of Mr. Alton Dailey, for Chili Plastics Inc. Five (5) months extension granted for operation in present location, but operations to cease from twelve (12) Midnight until 7:A.M.
10. Application of Mr. Charles Routier. Request granted.

Meeting adjourned by order of the Chairman

Mr. Murphy. Chairman
Mr. Cornelius Ouweleen-Sec.

ZONING BOARD OF APPEALS
Public Hearing-Sept. 16, 1952

A Public Hearing of the Zoning Board of Appeals of the Town of Chili, was held in the Chili Town Office at Chili Center on September 16, 1952 at 8:P.M., to consider the applications of Mr. Seth Weidner, Mr. Frank Genoa, Mr. Paul Wagner, and Howard Pugsley.

MEMBERS present: Chairman, Wm. Murphy, George Lusk, Cornelius Strassner, Warren Beeman and George Lusk. Also present at this meeting was Mr. Ralph Wickins, Attorney and Mrs. Ralph Romberg Secretary.

1. Application of Mr. Seth Weidner for a rear lot line variance on lot #10 Grenell Dr. in the Town of Chili, N.Y.

Mr. Averbauch, builder has an option to buy this lot from Mr. Seth Weidner, but because of the peculiar shape of the lot Mr. Averbauch cannot build a home on it without the approval of the Zoning Board of Appeals. Mr. Averbauch stated that the Zoning Board of Appeals had already granted a variance of front line setback on all building lots owned by Mr. Weidner on Grenell drive. That variance being 45 feet from the front lot line.

Mr. Weidner stated that a map had been approved by the County Zoning Board and that the original map had been laid out by the Federal Housing plan. This map was filed in the office of the County Clerk on September 6, 1939. He also stated that a deed had been given the Town of Chili for Grenell Dr. and said road was dedicated as filed in 1939.

The question of drainage on this lot was brought to the Board's attention as drainage on properties located on Grenell Drive is very poor. Mr. Ireland from the County Sanitation Dept. and Bldg. Insp. Mr. George Lusk will inspect the property before a decision is made by the Zoning Board of Appeals.

Mr. Weidner also stated that all lots were laid out before the Zoning took effect in the Town of Chili, and that all lots were laid out by the F.H.A. specifications.

Mr. Wm. Murphy, Chairman of the Zoning Board of Appeals advised Mr. Weidner that he would be notified by mail of the Board's decision.

2. Application of Mr. Frank Genoa of 139 Ballantyne Rd. to be used for tool storage.

Mr. Genoa stated that he had started the building and wanted it to store his tools etc.

Mr. George Lusk ask if he intended living in this shed.

Mr. Genoa "NO"

The Zoning Board was informed by the Deputy Clerk that Mr. Genoa had applied for a building permit in February for a garage, and that this permit was issued by the Town Clerk. In April the permit was revoked by the Town Board. Mr. Genoa started to build this shed and did not build the garage as he had requested when securing the building permit. There were many complaints from the neighbours adjoining Mr. Genoa's property, because of this shed he was building.

Mr. Murphy ask if there were any objections to Mr. Genoa's request.

Mr. Shaw residing at 130 Ballantyne Road in the Town of Chili. "Mr. Genoa has been living on the premises all summer both in the shed he is building and in a tent in front of the shed. He has also built an outside toilet. To my knowledge and from the appearance of buildings he has erected on this property there is no indication of building a garage.

Mr. & Mrs. Frank Holmes of 178 Ballantyne Rd. opposed this request by letter. (letter on file)

Mr. Charles Elphick of 202 Ballantyne Rd.
opposed to this application.

Mr. Murphy ask if anyone was in favor of this request.

Mr. Roy Clark of 125 Ballantyne Rd.

"I worked for Mr. Genoa and helped him erect this shed. I can't see any harm in completing this building."

Mr. C. Strassner (Board Member)

"Are these tools Mr. Genoa wants to store in this shed or are they furniture?"

Mr. Clark "They are tools and his bike".

Mr. George Lusk "Where is Mr. Genoa going to live?"

Mr. Clerk "He might live in the shed off and on during the time he may be going from one job to another."

Mr. Lusk "Than he does plan on living in this shed?"

Mr. Clark "Maybe for nights now and than, no harm in that you can't throw him out in the street and there are worse looking shacks than this one in Ballantyne section."

Mr. Murphy advised that Mr. Genoa would be notified by mail of the Board's decision.

3. Application of Mr. Paul Wagner to build an addition to the existing Hot stand located at the corner of Paul and Fisher Road in an "E" residential zone.

Mr. Wagner explained that he wanted to lease this from Mr. Weeks for about 3 years with an option to buy. The existing building would be to the rear of the proposed new addition. The existing building to be used for storage and the new one for the stand. He also stated he wanted to have the proper drainage and wanted to set back 70 feet from the road right of way. This existing building has been on the property for sometime, before zoning went into effect in the Town of Chili. Business would be open only during summer months.

Mr. Murphy ask if there was anyone that objected to this request.
(None)

Mr. Murphy ask if there was anyone in favor of this request. (None)

Mr. Murphy advised Mr. Wagner that he would be notified by mail of the Board's decision.

4. Application of Howard Pugsley for a variance of front line setback for the existing used car lot. Variance to be 50 feet from the center of Scottsville instead of the 103 feet required by the Zoning Board of Appeals.

Mr. Pugsley stated that with the present setback the cars can not be seen, thus making it hard to sell them. View is also blocked by bushes and shrubs on the property of Mr. Church, and by my own building. The requested 50 feet setback would bring the cars up front and be the same as my building.

Mr. Murphy ask if there was any objection to this request.

Mr. Church of Scottsville Rd. "I an definitely opposed to this request. This and existing conditions on this property are and have devalued my property. I cannot even get a mortgage from the bank to sell my home. Mr. Pugsley is not living up to the Permit originally granted to him. I suggest that this permit be revoked on these grounds and any other refused.

Mr. Murphy ask if there was anyone if favor of this request. (None)

Mr. Pugsley was advised that he would be notified by mail of the Board's decision.

Meeting Adjourned
M. Romberg-Sec

DECISIONS OF THE ZONING BOARD OF APPEALS

1. Application of Mr. Seth Weidner-GRANTED
2. Application of Mr. Frank Genoa. DENIED
3. Application of Mr. Wagner. DENIED

4. Application of Mr. Pugsley.
Variance granted-Mr. Pugsley's
Cars to be 83' from cent. of Rd.

ZONING BOARD OF APPEALS

OCTOBER 7, 1952

There was a meeting of the Chili Zoning Board of Appeals, in the Chili Town Office, on October 7, 1952 at 8:P.M.

Meeting was called to order by the chairman of the Zoning Board of Appeals, Mr. Wm. Murphy.

Legal Notice that was published in the Rochester Times Union, was read by the Clerk.

MEMBERS PRESENT: Chairman, Mr. Wm. Murphy, Mr. Cornelius Strassner, Mr. Warren Beeman and Mr. Bernard Entress. Also present were the Building Superintendent, Mr. Geo. Lusk, Attorney for the Town, Mr. Ralph Wickins, and Deputy Clerk Mrs. R. Romberg.

1. Application of Mr. A. E. Woodhead, representative of the Blue Boy Dairy on Hudson Ave., to erect a roof sign 60 feet square, at Buffalo Road and Union Streets. On the property known as the West Side Dairy Bar, owned and operated by Mr. Boyce.

Mr. Woodhead explained that the Zoning Ordinance required a 50' sq.ft. sign and anything over that required a hearing. This sign is only 10 sq.ft. over the restrictions. He stated that the sign would be a partial roof sign and pole sign, and a 2 face sign, electrified with neon reading "West Side Dairy Bar" and advertising ice cream.

The Board ask Mr. Woodhead if he would turn the sign off at midnight.

Mr. Boyce stated that it would depend on the time that they would close, that they might want to stay open later than midnight.

Mr. Strassner ask how close from the road the sign would be.

Mr. Woodhead stated that the sign would be 12 ft. from the ground and away from the building about 4 or 4½ ft. He also stated that they had taken this up with the State Dept. and that they did not object.

Mr. Murphy ask if there were any objections to this request.

Miss. Anna Butcher of Buffalo Rd.(across from the Dairy Bar) stated that at the present time they have an aluminated sign and it is a nuisance when I try to sleep at night. Miss. Butcher felt that an additional 10 Sq. Ft. is a lot for a neighbour to tolerate. Miss. Butcher Objected to this request.

Mr. Murphy ask if there were any other objections. (none) Mr. Murphy informed Mr. Woodhead and Mr. Boyce that they would be notified by mail of the Board's decision.

1. Application of Mr. Paul H. Jones to erect a building at 1345 Scottsville Rd. for a 10 ft. variance of front line setback from Scottsville Rd. for the purpose of erecting a scale house.

Mr. Jones and members of the Propane Gas Corp. presented maps and plans of this proposed building.

Mr. Jones requested to have a front line setback from scottsville Road of 30 feet.

Mr. Ouweleen, (from Propane Gas Corp.) explained the use of the building and that there would be no Fire Hazard.

Mr. Murphy ask if there were any objections to this request.

There were none.

Mr. Murphy informed Mr. Jones that he would be notified by mail of the Board's decision.

3. Application of Mr. Byron Cushman, 3 Wyncrest Dr. to erect an addition to his existing garage 4 ft. from the side lot line.

Mr. Cushman presented his plans of this proposed addition and stated that in the tract (Davidson Subdivision) this was allowed. He also stated that he wanted to add an addition to the existing garage.

Mr. Murphy ask if there were any objections to this request.

There were none.

Mr. Murphy informed Mr. Cushman he would be notified Mr. Cushman that he would be notified by mail of the Board's decision.

4. Application of Mr. Edward Karol, 2879 Chili Avenue to erect a garage and breezeway 8 ft. from the side lot line.

Mr. Karol stated that he is 30 ft. from the nearest neighbor.

Mr. Gobel of 2777 Chili Avenue stated that he was that neighbor and would not object to Mr. Karol being 6" short of the required distance for setback.

Mr. Murphy ask if there were any objections to this request.
There were none.

Mr. Murphy informed Mr. Karol that he would receive the Boards decision by mail.

5. Application of Mr. John T. Rowe, 15 Hearold Ave., extension of time to occupy present building.

Mr. Rowe was informed that this was a matter for the building Supt. and after his inspection if it was necessary he would than be notified to appear for a Hearing other wise it was a matter for the Town Board.

No Action was taken in regards to this request.

6. Application of Mr. Robert H. Wendt 534 Powers Building for a blanket exception of Riverview Gardens Subdivision, from their zoning regulations with respect to size of the lot.

Mr. Wendt stated that this subdivision was laid out in 1927 before zoning in the Town of Chili, and that the lots were 50 ft. x 125'. There has been no improvements on the property and no sewage system. Mr. Wendt said that Westwood Manor hold Title to River View Gardens.

Mr. Wendt stated that they cannot sell these lots with the present zone conditions and felt the Board should make an exception to this matter.

Mr. Wendt requested a 20 ft. front setback.

Mr. Wickins, attorney for the Town of Chili told Mr. Wendt that this was a greater variance than they had ever granted before.

Mr. Wendt stated that some lots were 120 ft. some 140 ft. and some were 150 ft. The map filed has approximately 500 lots. and he thought that over 100 lots had been sold to date.

Mr. Lusk, Building Inspector informed Mr. Wendt that the streets have to be 60 ft. wide and these are not, that the streets on the map are only 50 ft. wide.

Mr. Lusk ask Mr. Wendt if they had any restrictions on the property and Mr. Wendt said ~~that~~ ^{they} did not.

Mr. Lusk ask if they had individual wells, and Mr. Wendt said they did.

Mr. Bernard Entress stated that this would have to conform with the State Sanitation Code before the Board could give any decision.

Attorney, Ralph Wickins suggested that the Building Inspector make an inspection and contact Mr. Wendt with this matter before the Zoning Board makes any decision.

Mr. Alto De Pasco of 1715 Scottsville Rd. Objected ^{to} the request being granted.

7. Application of Mr. Fritz Buehler of 1430 Scottsville Rd. to erect a Motel, sixty feet from the front lot line.

Mr. Buehler requested to stay 308 from the lot line fronting on Scottsville Rd., to keep in line with the existing building. If he moved back 40 ft. it would involve a lot of fill and he said he couldn't build on green fill.

Mr. Murphy ask if there were any objections to this request. There were none.

Mr. Murphy informed Mr. Buehler that he would receive the Board's decision by mail.

8. Application of G. V. Burke, 1128 Scottsville Rd. to be granted a permit for a trailer park limited to two trailers.

Mr. Becktal, Attorney representing Mr. Burke stated that Mr. Burke only wanted the permit so that he and his hired help could live on the premises where he sell trailers. He stated that Mr. Burke wanted only to facilitate Trailer sales and protect his business. The business is close to the R.R. and he fears transits might harm his Trailers.

Mr. Bissit ^{representing} and Chili Welfare Civic organization of 300 people objected for himself and the organization to this request being granted.

Mr. Becktal presented a petition signed in favor of this and placed on file in the Town Clerk's Office.

9. Application of Mr. Bernard Entress for a variance on 3 lots lot no. 40 on Willellen Rd. for a 40 ft. front set back from the front lot line. 24 Hartom Rd. for a variance on a 40 ft. front line set back and 55 ft. rear setback, and 56 Halock Dr. for a 61 ft. rear setback .

These lots were set up before zoning.

Mr. Murphy ask if there was any objections to this request. There were none.

Mr. Entress did not act on the Board of Appeals for this application, he ask to be excused as it was his own property.

DECISIONS OF THE ZONING BOARD OF APPEALS:

1. Application of Mr. Robert Wendt--Reserved decision until Bldg . Inspector can meet with Mr. Wendt. Report to be back within 2 weeks.
2. Application of Mr. A.E. Woodhead--Granted, but the sign must be turned off at midnight.
3. Application of Mr. Paul Jones--35 ft. setback granted from the front lot line.
4. Application of Mr. Byron Cushman--Granted
5. Application of Mr. Edward Karol--Granted 8 ft. from the side lot line.
6. Application of Mr. John T. Rowe--No decision.
7. Application of Mr. G.V. Burke--Denied
8. Application of Mr. Buehler--Granted 35 ft setback from the road right away.
9. Application of Mr. Bernard Entress--Granted
10. Seth Weidner--Granted (Hearing was held on Sept. 16, 1952)

Meeting adjourned

M. Romberg--Sec.

Zoning Board of Appeals
Public Hearing

October 21, 1952

Meeting of the Chili Zoning Board of Appeals was held in the Chili Town Office on October 21, 1952 at 8:P.M. to consider the following applications: 1. Application of Albert Gerwicks for a variance in front and rear lot line setback on lot #2 of Benedict Subdivision situate on corner of Audubon Terrace on Chili Avenue. 2. Application of Wm. Thorne to erect garage at 494 Chestnut Ridge Rd. 3. Application of Mr. D.D. Davis for variance in front lot line to 40 ft. on all lots situate on north side of Creek View Drive. 4. Application of Manual Enguix to erect service station on corner of Scottsville and Weidner Rds. 5. Application of Chili Plastics Inc. for permission to operate injection molding plant at property located at 4313 Buffalo Rd., which is in a "D" zone on 24 hour basis.

MEMBERS PRESENT: Chairman-Wm. Murphy, Cornelius Strassner, John McCreedy, Bernard Entress, also present at the meeting was Town Attorney-Ralph Wickins.

Mr. Murphy, Chairman of the Zoning Board of Appeals called the meeting to order and the applications were read by the Deputy Clerk.

1. Application of Mr. A. Gerwicks, to erect a dwelling at the corner of Audubon Terrace and Chili Avenue. Variance requested for a 44 ft front setback and variance in rear lot line setback to meet with the Dept. of sanitation. Dwelling to be erected is to front on Chili Avenue and setback is to conform with all existing homes in this location.

Mr. Murphy ask is there were any objections to this request.

Mrs. Irving- 2833 Chili Ave. Objected to this request on the protest that the home when erected would not conform to the Tract Ordinances set up in the Benedict Subdivision. Mrs. Irving stated that all homes are to setback 25 feet on Audubon Ter and this home would only be back 20 ft. she also stated that the home would be too close to hers.

Attorney Ralph Wickins told Mrs. Irving that the proposed dwelling would front Chili Avenue, not Audubon Ter. and for that reason the house would only have to setback 10% of the width of the lot on Audubon Ter, and conform with the Town Zoning Ordinance. Mr. Wickins stated that the Zoning Board had no say as far as Tract Ordinances were concerned, that only the Supreme Court can enforce a Tract Ordinance.

Mr. Farone- 24 Irving Dr. Objected because he felt that the proposed dwelling would not conform to the tract ordinance and that he owned the property in back of the proposed dwelling.

Mr. Murphy stated that Mr. Gerwick would be notified by mail. of the Board's decision.

2. Application of Mr. Thorne of 494 Chestnut Ridge Road to erect a garage one foot from the front lot line.

Mr. Thorne told the Board that he had not realized that the area in which he lived was zoned and had already started to erect his garage and had already dug his driveway to the garage which is to be located under the house. He said he had also drawn in stone for this driveway. Mr. Thorne said that he owned eight hundred foot frontage on Chestnut Ridge Rd and that the house was approximately 150 years old.

Mr. Murphy ask if there were any objections to this request. (There were none)

Mr. Murphy informed Mr. Thorne that he would be notified by mail of the Board's decision regarding this request.

3. Application of Mr. D. D. Davis of 3760 Chili Ave., for a variance in front lot line setbacks to 40 ft. on all lots situate on the north side of Creek View Drive.

Mr. Davis stated that his lots etc. were laid out in 1941 and at that time there was no zoning regulations. He stated that he desired to amend the application to read 45 ft. variance in front lot line setback for 9 lots

Mr. Davis explained that at this particular location in his tract there was an abrupt hill and that a 45 ft. front line setback was more suitable than 60 ft. as required by the zoning ordinances.

Mr. Murphy ask if there were any objections to this request.
(There were none)

Mr. Davis will be notified by mail of the Board's decision.

4. Application of Mr. Enguix

To erect a gas station at the corner of Weidner Rd and Scottsville Rd., and for a variance in front line setback on Scottsville Rd. of 60 feet and for a variance in front line setback on Weidner Road of 40 ft. and variance to 10 ft. on rear lot line.

After examining the maps presented to the Board by Mr. Enguix it was decided that the Building Superintendent should make an inspection of this property and contact Mr. Enguix before any decision shall be made by the Board. It was questionable because the driveway for the Service Station might be on the road right of way. Mr. Lusk will report before the next zoning meeting and a decision will be made at that time.

5. Application of Roberts Wesleyan College to operate "Chili Plastics Inc." 24 hours per day, until Jan. 1, 1953.

Mr. Dick Leaham of Roberts College presented a petition to the Zoning Board signed by the adjoining property owners. There was no objection to this request by those that signed this petition. Said petition was placed on file in the office of the Town Clerk.

Mr. Leaham stated that because of the restrictions granted the "Chili Plastics" by the zoning Board of appeals on Sept. 2, 1952 to cease operations at 12 midnight until 7:a.m., it had cut out some work for the students and it was also hard on the machines.

Mr. Leaham said that the machines have to operate at a certain temperature and that reheating them each day was a very expensive and hard on the machines.

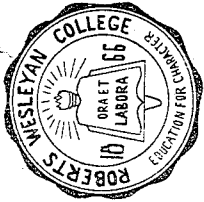
Mr. Dailey advised the Board that the College had applied to the Ogden Town Board for a change in zoning to erect a proposed building 800 ft. from West Side Dr. and if this was granted they would erect a building immediately for their Plastics.

Mr. Dailey also told the Board that the College had been granted a gift of \$10,000 from the Gannett Foundation to erect a building for this purpose. If granted a change in zoning to erect this building the building will be completed by Jan. 1, 1953.

Mr. Geo. Embling ask if the Chili Town Board had acted on the change in zoning in the college area. Mr. Embling was informed that this was pending recommendations from the Planning Board.

Attorney Ralph Wickins ask if there were any objections to this request to operate 24 hours per day until Jan. 1, 1953.
There were none.

Roberts College are to be notified by mail of the Board's decision.



ROBERTS WESLEYAN COLLEGE
NORTH CHILI, NEW YORK

OFFICE OF
PRESIDENT

October 1952

The Gannett Foundation has just granted the Roberts Wesleyan College a gift of \$10,000.00 to erect a building for the R.C.I. We expect to erect this structure in the town of Ogden starting as soon as we can get permission from the Ogden Zoning Board. The plan is to have this building available by January first.

We have asked for another hearing before the Chili Zoning Board, which is coming up next Tuesday, to run the Plastic Machine 24 hours a day. If you have no objection to this, would you sign below. Thank you.

Elizabeth F. Staines

Mr. Raymond McTier

Edgar A. Ross

Norman McTier not to pass Jan. 6, 1953

Margery C. Myers

Maechy Tomb

Decisions of the Chili Zoning Board of Appeals
Public Hearing October 21, 1952

1. Application of Mr. Albert Gerwicks--Granted. Said variance in front lot line setback shall be forth-four (44) feet from Chili Avenue, twenty-one feet (21) from Audubon Drive., and variance in rear lot line setback to be at the approval of the Building Superintendent Mr. George Lusk.

2. Application of Mr. Thorne-Denied.

3. Application of Mr. D.D. Davis-Granted.

4. Application of Roberts Wesleyan College-Granted request to operate "Chili Plastics" 24 Hours per day until Jan. 1, 1953.

Meeting adjourned

Mary Romberg-Sec.

ZONING BOARD OF APPEALS

DECEMBER 2, 1952

Meeting of the Chili Zoning Board of appeals was held in the Chili Town Office on December 2, 1952 at 8:P.M. The following members of the Zoning Board of Appeals were present:

Chairman, Wm. Murphy, Warren Beeman, Cornelius Strassner, and Bernard Entress. Also present was the Town Attorney, Mr. Ralph Wickins, Deputy Clerk, and Town Clerk-Cornelius Quweleen.

Mr. Murphy-Chairman, called the meeting to order and the Clerk read the Legal Notice published in the Rochester Times Union.

1. Application of Mr. Henry W. Benedict for a variance of width on lot no. 62 in the Hillcrest Park subdivision, in a "D" Residential area. Variance of 68 feet on lot no. 62.

Mr. Benedict was represented by his attorney, Mr. Robert Weingartner. Mr. Weingartner explained that through the error of the suveyor there was a lot that had been given 2 extra feet and the lot was now sold to a G.I. There was the one lot left and it had only 68' which was short 2 feet of conforming to the zoning ordinance. Mr. Benedict was requesting the additional two feet so that they could build a home on this lot.

Mr. Murphy ask if there were any objections to this request.
(there were none)

Mr. Murphy ask if anyone present wished to speak in favor of this request. (none)

Mr. Murphy advised Mr. Weingartner that he would be notified by mail of the Board's decision.

2. Application of Clayton Potter of Chili-Scottsville Rd. requesting a variance in front line setback of road stand situate at 820 Scottsville Chili Rd., to 10 feet from the front lot line.

Mr. Potter explained that the stand existed when he purchased the home several years ago. That the stand had always been a hazard on that particular corner because a drivers view was blocked at times. He had moved the building back approximately 12 feet from the road because of this existing situation. This building was moved in 1940.

The building is approximately 12 feet back from the road to the building and 39 feet from the middle of Chili-Scottsville Road. Approximately 37 feet from the center of Morgan Rd. and 30 feet from the center of the nearest corner.

Attorney Wickins ask if the building was still obstructing the view, and could Mr. Potter move the building back further?

Mr. Potter stated that he would rather not as there is a culvert located near the stand and if he moved the building back it would fill the back of the stand with water on rainy days, and it would also mean that he would have to use more fill.

Cornelius Strassner ask Mr. Potter if he had enclosed the front of the stand.

Mr. Potter stated that he had cement footings in the building and he would hate to have to move the bldg. because of this.too.

Mr. Murphy- Chairman ask if there were any objections to this request (there were none)

Mr. Murphy- Chairman ask if there were any persons present that wished to speak in favor the request. (none)

Mr. Murphy advised Mr. Potter that he would be notified by mail of the Board's decision.

3. Application of Mr. Wm. Thorne to build a garage on front of the house at 494 Chestnut Ridge Rd., setback of garage being approximately 2 feet from the highway.

Mr. Thorne explained that he had gone ahead and dug out for the driveway without the knowledge of the zoning ordinances. That he wanted the garage because he was 84 years old and did not want to shovel the snow every winter like he had been doing for so many years. That his other garage and driveway were so far from the road.

Mr. Thorne presented pictures of the driveway that he proposed to finish and the distance from the center of the rd.

Supt of Buildings, Mr. Geo. Lusk stated that the garage would be only 2 feet from the rd right-of-way, and that it was dangerous for anyone backing out of the driveway that they might be killed by an oncoming car.

Mr. Murphy ask if anyone present objected to this request of Mr. Thorne's.
(none)

Mr. Murphy ask if anyone present were in favor of this request.
(there were none.)

Mr. Murphy told Mr. Thorne that he would be notified by mail of the Board's decision.

4. Application of Mr. Joseph Schuler for a variance of front line set back of 8 feet in connection with the completion of a gasoline station located at or near 1300 Scottsville Rd. in the Town of Chili.

Due to circumstances beyond Mr. Schuler's control, the meeting was canceled. He will have his hearing at a later date.

Meeting adjourned.

M. Romberg-Sec.

Decisions regarding the meeting of the Zoning Board of Appeals on December 2, 1962.

1. Application of Mr. H.W. Benedict-Granted

2. Application of Mr. Clayton Potter-Mr. Potter to move the road stand so that the setback will be 35' from the road right-of-way on each road.

3. Application of Mr. Wm. Thorne-Denied

All decisions were unanimous by the Zoning Board of Appeals.

Meeting adjourned