

CHILI ZONING BOARD OF APPEALS  
August 23, 2022

A meeting of the Chili Zoning Board of Appeals was held on August 23, 2022 at the Chili Town Hall, 3333 Chili Avenue, Rochester, New York 14624 at 7:00 p.m. The meeting was called to order by Chairperson Adam Cummings.

PRESENT: Mark Merry, Fred Trott, James Wiesner and Chairperson Adam Cummings.

ALSO PRESENT: Derek Harnsberger, Assistant Counsel for the Town; Paul Wanzenried, Building Department Manger.

Chairperson Adam Cummings declared this to be a legally constituted meeting of the Chili Zoning Board of Appeals. He explained the meeting's procedures and introduced the Board and front table. He announced the fire safety exits.

ADAM CUMMINGS: Sign, any issues?

The Board indicated they had no problem with the notification sign.

1. Application of Anthony DeMatteo, 15 Ambush Lane, Churchville, New York 14428, owner; for a variance to erect an accessory structure (shed) of 375 sq. ft. (192 sq. ft. allowed) at property located at 15 Ambush Lane in R-1-20 District.

Anthony DeMatteo was present to represent the application.

The Board all indicated they had no questions.

ADAM CUMMINGS: Pretty self-explanatory one. You're looking for a shed. You have a picture -- two of your neighbors have sheds within a few feet. The drainage easement is not on your property. But I do need to open up the Public Hearing.

COMMENTS OR QUESTIONS FROM THE AUDIENCE:

ADAM CUMMINGS: Does your daughter want to say anything? Are you in support of the project?

UNIDENTIFIED SPEAKER: (Speaker indicated non-verbally.)

Mark Merry made a motion to close the Public Hearing portion of this application, and Fred Trott seconded the motion. The Board unanimously approved the motion.

The Public Hearing portion of this application was closed at this time.

ADAM CUMMINGS: There will be one condition of approval. You will have to get a building permit. You already applied for one. He denied it. You will go back and continue on because it was contingent on if you get a variance tonight.

Adam Cummings made a motion to declare the Board lead agency as far as SEQR, and based on evidence and information presented at this meeting, determined the application to be a Type II Action with no significant environmental impact, and James Wiesner seconded the motion. The Board all voted yes on the motion.

ADAM CUMMINGS: Motion to adopt with one condition of approval?

James Wiesner made a motion to approve the application with a condition, and Mark Merry seconded the motion. All Board members were in favor of the motion.

DECISION: Unanimously approved by a vote of 4 yes with the following condition:

1. Building permit must be obtained.

The following finding of fact was cited:

1. Variance requested is not excessive and there are numerous similar structures on properties in the area.

ADAM CUMMINGS: Any issues on the minutes from last month?  
Motion to accept and approve those minutes?

Fred Trott made a motion to accept and adopt the 7/26/22 Zoning Board of Appeals meeting minutes, and Adam Cummings seconded the motion. All Board members were in favor of the motion.

Adam Cummings made a motion to adjourn the meeting, and Mark Merry seconded the motion. All Board members were in favor of the motion.

ADAM CUMMINGS: We'll reopen the meeting to approve the last two months' minutes because we had to delay two months ago the June meeting. So we'll do June and July.

Fred Trott made a motion to accept and adopt the 6/30/22 Zoning Board of Appeals meeting minutes, and James Wiesner seconded the motion. The vote on the motion was 3 yes with 1 abstention (Mark Merry).

The meeting ended at 7:07 p.m.