

**RUSH ZONING BOARD OF APPEALS
REGULAR MEETING
MINUTES OF SEPTEMBER 11, 2008**

A regular meeting of the Rush Zoning Board of Appeals was held on September 11, 2008 at the Rush Town Hall, 5977 East Henrietta Road, and was called to order at 7:00 PM.

BOARD MEMBERS PRESENT: Don Van Lare, Chairman
Robert Weiler
Dan Taylor
Amber Corbin
Kelly Pruden

OTHERS PRESENT: Lisa Sluberski, Town Board Liaison
Gerry Kusse, Code Enforcement Officer

ZONING BOARD BUSINESS:

1. The Zoning Board discussed the Rush Town Code and the history of boat variances. Specific reasons were always given when applications were denied.
2. Planning Board minutes referenced an inquiry regarding a subdivision on East River Road that may, in the future, need to come before the Zoning Board for variances.
3. Sign permit variances granted by the Zoning Board are given a five year term. Existing permits and expiration dates were reviewed. As the Sign Ordinance revision was discussed, it was noted that a pictorial inventory of Rush signs exists and that a written version would be helpful to determine which signs are valid, current or expired. The Zoning Board revisited their recommended modifications that were compiled in April of 2006, October of 2006 and October of 2007. The question was raised regarding the necessity of renewing sign permits every five years and how the ordinance could work without renewal dates. It was stated that specific conditions for sign approval could be given instead of a renewal dates. Also, a transition between the old and new ordinance would need to be covered. In addition, an effort to encourage property owners to obtain or renew permits might be necessary. This could be accomplished whether or not a new sign ordinance is adopted. The Board also noted that sandwich board signs are not addressed in the current ordinance. Dan Taylor stated two choices to make: (1), revise the current ordinance or (2), go with the larger boiler plate version that Tom Doupe is working on. If the boiler plate revision is chosen, Dan feels the Zoning Board should be given a lot of time to examine it in detail as Dan is not sure if it's the right ordinance for a town this size. Mr. Van Lare made a comment on the difficulty to enforce a

sign ordinance that is in the revision stage. His suggestion to the Town Board is to either amend the ordinance or revise the existing ordinance, so that it can be effectively enforced. The Zoning Board is expecting action of the Town Board in an expeditious manor in order to enforce the ordinance.

Robert Weiler made a Motion to approve the Minutes of August 14, 2008 as submitted.

Amber Corbin seconded the motion and the Board Members polled:

Roll:	Kelly Pruden	aye	
	Amber Corbin	aye	
	Dan Taylor	aye	
	Robert Weiler	aye	
	Don Van Lare	aye	carried

Councilwoman Lisa Sluberski informed the Zoning Board that the library gazebo ribbon cutting is scheduled for September 27th from 12:00 to 2:00pm as long as the pavers are installed before then. Also The Town Board is in the process of reviewing stipends allocated to Zoning, Planning and Conservation Board members. The topic of pond regulations was discussed briefly as there are several ponds located in the Town of Rush.

There were no further discussions and the Meeting was adjourned at 8:17 P.M.

Respectfully submitted,

Meribeth Palmer
Deputy Town Clerk