

**RUSH ZONING BOARD OF APPEALS
REGULAR MEETING
MINUTES OF MAY 14, 2009**

A regular meeting of the Rush Zoning Board of Appeals was held on May 14, 2009 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
Kelly Pruden
Amber Corbin

EXCUSED: Al Simon

OTHERS PRESENT: Gerry Kusse, Code Enforcement Officer
Shawn Griffin, Resident
Ron Schneider, Contractor, Resident

WORKSHOP:

Application 2009-02Z by Steve Griffin for an Area Variance to build a garage 9 feet from the side lot line. The proposed location does not comply with Rush Town Code §120-19. Property is located at 6416 Rush Lima Road and is in an R-30 Zoning District.

Shawn Griffin appeared before the Zoning Board to request a variance for an addition of a new garage approximately 9 feet from the side lot line. The house and property is currently owned by Steve Griffin, Shawn resides in the house. Shawn stated that the old garage will be converted to living space. It was also mentioned that the resident on the east side of his property will be submitting a letter to the board stating that they have no objections with the proposed application. The Zoning Board has requested that the applicant provide a current, up to date survey map showing all current structures and removal of structures no longer in existence. The applicant also needs to show all structures on adjacent properties including the opposite side of the road or street. Don Van Lare explained that the Zoning Board can only allow the minimum variance. The Zoning Board expressed concern regarding the size of the proposed garage and amount of area variance need. Shawn stated that they wish to increase the size of the proposed garage to accommodate some additional recreational vehicles. Don Van Lare stated that 1 or 2 members of the board will make arrangements to look at the proposed site.

Amber Corbin joined the meeting at 7:25 PM.

INFORMAL:

Don Van Lare discussed his correspondence with Mr. Sickles regarding the workshop held on March 12, 2009.

Gerry Kusse expressed his concerns regarding the construction of the applicants proposed garage. He also stated that the New York State Department of State, Division of Code Review Board will be holding their regional court hearings at the Rush Town Hall on May 15, 2009. Gerry Kusse also informed the board that Town Board Liaison, Lisa Sluberski would not be able to attend tonight's meeting.

Application 2009-02Z will be assigned to Zoning Board Chairman, Don Van Lare and Zoning Board member Robert Weiler.

APPROVAL OF MINUTES:

The Minutes of March 12, 2009 were reviewed.

Don Van Lare made a motion to approve the Minutes of March 12, 2009 as submitted.

Robert Weiler seconded the motion and the Board Members polled.

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

With no further business, a motion was made by Don Van Lare and agreed by common consent that the meeting be adjourned at 7:55 PM.

Respectfully Submitted,

Meribeth Palmer
Deputy Town Clerk