

PERINTON TOWN BOARD MEETING  
 1350 Turk Hill Road, Fairport, NY 14450  
 Wednesday, August 13, 2014

PRESENT:	Michael G. Barker	Supervisor
	Joseph H. LaFay	Councilperson
	Peg S. Havens	Councilperson
	Steven C. Van Vreede	Councilperson
	Ciaran T. Hanna	Councilperson

ALSO PRESENT: Robert Place, Esq., Town Attorney; Thomas C. Beck, Commissioner of Public Works; Jennifer A. West, Town Clerk; Jeff Myers, Commissioner of Recreation and Parks; Stacey Estrich, Parks Director; Diane Riesenberger, Recreation Director; Jeff Nutting, Recreation Supervisor; John Beck, Zoning Officer; Susan Frykholm, Deputy Town Clerk; Kevin Spacher, Finance Director; T.C. Lewis, Planning Board; David Belaskas, Conservation Board; Craig Antonelli, Planning Board.

Supervisor Barker called the meeting to order at 8:00 pm and introduced the Board and staff present.

Councilperson Havens made a motion, seconded by Councilperson Van Vreede, that the minutes of the Town Board meeting of July 23, 2014 be approved as submitted by the Town Clerk.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
 Nays: None  
 Unanimously Approved

PUBLIC HEARING  
 AMENDMENT TO SECTION 208 OF THE CODE  
 OF THE TOWN OF PERINTON  
 MIXED USE DISTRICT ZONING

Supervisor Barker opened the Public Hearing and asked the Clerk for proof of publication and affidavit of posting. Proof of publication was given in the Fairport East Rochester Post on July 24, 2014; affidavit of posting was also July 24, 2014.

Town Attorney Bob Place stated that this is a Public Hearing to correct a procedural error which occurred when the Code change was originally submitted for revision in October of 2013. The Code change was not sent to Monroe County Planning for their comment prior to adopting the Code revision in 2013. Monroe County was solicited for comment this time and had no comment on the proposed Code changes.

Attorney Place summarized the proposed Code changes and said that the Limited Commercial District designation would be changed to Mixed Use District zoning which has reduced setback requirements, enhanced architecture and reduction in the size of structures within the zoning without a Special Use Permit. It also addresses the requests for area variances that would arise in the Limited Commercial zoning districts (Bushnell’s Basin, Baird and Whitney and Egypt). Attorney Place added that the revised zoning allows for better use of some of the properties, which tend to be on smaller parcels, permits the owner to develop the property without getting variances and also recognizes that many of the properties have some residential uses.

Judy McNulty, 647 Thayer Road, asked whether the zoning change encompassed all of Egypt and Attorney Place stated that what is currently Limited Commercial zoning would become Mixed Use zoning.

There being no additional questions, and all those wishing to be heard having been heard, the Public Hearing was closed.

Councilperson LaFay made a motion, seconded by Councilperson Hanna to refer the proposed Code change to Section 208 of the Code of the Town of Perinton regarding Mixed Use District Zoning to the Town Planning and Conservation Boards.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

PUBLIC HEARING  
SPECIAL USE PERMIT  
ROC MARTIAL ARTS  
584 WHITNEY ROAD

Supervisor Barker opened the Public Hearing and asked the Clerk for proof of publication and affidavit of posting. Proof of publication was given in the Fairport East Rochester Post on July 24, 2014; affidavit of posting was also July 24, 2014.

Daniel Carini, 68 Wheatstone Circle, stated that he is applying for a Special Use Permit under public buildings and grounds in the mixed-use zoning at 584 Whitney Road West to open a karate school. He showed the layout of the building on a map and stated that the school, which would be called ROC Martial Arts, would be in the front of the building with his construction company in the back of the same building. He added that there would be ample parking as the two businesses are not open at the same time. Mr. Carini stated that the school would be open from 6-10pm Monday through Friday and 9am to 2pm on Saturday. He stated that the martial arts studio would be 870 sq. ft. and he plans to have a maximum of 10-15 students at one time.

Judith McNulty, 647 Thayer Road, asked where the building was located on Whitney Road and Mr. Carini stated that it is by McKenna Plumbing and in front of Antonelli Self Storage.

Councilperson LaFay asked if this was an existing school and Mr. Carini stated that it is a new business. Councilperson Van Vreede asked whether they would be targeting youth and Mr. Carini stated that they would be open to whoever wanted to come and train.

Attorney Place asked whether additional lighting would be needed and Mr. Carini stated that he recently replaced all bulbs and believes that the lighting is adequate.

There being no additional questions, and all those wishing to be heard having been heard, the Public Hearing was closed.

Councilperson Havens made a motion, seconded by Councilperson Hanna to refer the application for the Special Use Permit for ROC Martial Arts, located at 584 West Whitney Road to the Town Planning and Conservation Boards.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

APPROVE PERMANENT CIVIL SERVICE APPOINTMENT  
ASSISTANT RECREATION DIRECTOR

Commissioner of Recreation and Parks Myers stated that on February 26, 2014, the Town Board promoted Jeff Nutting to the Assistant Recreation Director position, which was vacated by Debbie Ellis as a result of her retirement.

He further stated that the Monroe County Civil Service Commission administered a Promotional Exam for Assistant Recreation Director on May 3, 2014. Jeff

Nutting scored very well on the exam, and was placed number 1 on the ensuing civil service eligibility list.

Commissioner Myers requested that the Town Board approve the civil service permanent appointment of Jeffrey Nutting for the Assistant Recreation Director position.

Councilperson La Fay made a motion, seconded by Councilperson Havens to approve the civil service permanent appointment of Jeffrey Nutting for the Assistant Recreation Director position.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

AUTHORIZE DECLARATION OF SURPLUS EQUIPMENT  
AND AUTHORIZE SALE  
PARKS AND RECREATION

Commissioner of Recreation and Parks Myers requested Town Board authorization to declare the following equipment as surplus, so that it may be sold at the Monroe County Municipal & Contractor Auction, being held on Saturday, October 4<sup>th</sup>, 2014, on Paul Road in Rochester, NY. All equipment listed has been replaced by new equipment.

PARKS

- K2500 Chevrolet Heavy Duty pick-up truck w/ 8 ft. Western snowplow (2007)
- C2500 Chevrolet pick-up truck w/ stahl service body (2004)
- Chrysler Voyager minivan (2003)
- Cushman Groom Master (1998)
- Honda HG100 Rototiller
- 2 each Stihl Chain Saws
- MTD Yard Man Push Mower

Commissioner Myers added that the recreation division has cycled out a piece of equipment in the fitness area, as well as an inflatable climbing rock for the pool. This equipment would be included in the online auctions that Roy Teitsworth, Inc. conducts on a monthly basis.

RECREATION

- Precor 966i Treadmill (2006)
- Inflatable Aqua Climber (rock)

Commissioner Myers requested that the Town Board declare all the above mentioned equipment as surplus, and authorize the sale of this equipment via the auctions as described.

Councilperson Van Vreede made a motion, seconded by Councilperson LaFay to declare the itemized recreation and parks equipment as surplus, and authorize the sale of this equipment via the auctions as described.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

APPROVE RENOVATION AND UPGRADE OF  
FELLOWS ROAD FITNESS TRAIL

Commissioner of Recreation and Parks Myers stated that the Fellows Road Park Fitness Trail has been a popular amenity for that park since 1998. Since its unveiling, it has provided an opportunity for people to engage in wellness activities, in a passive environment.

Commissioner Myers stated that it is time for the trail to be upgraded. Gametime Playgrounds, who manufactures this product, has proposed some improvements to the trail, both in functionality, and aesthetics. The improvements include new pieces of apparatus, repairs to existing pieces and new signage. The cost breakdown is as follows:

- New pieces of apparatus:	\$18,323.86
- Repairs of most of the existing pieces:	2,192.76
- New signage:	<u>5,921.53</u>
	\$26,438.15

Commissioner Myers added that complete replacement of all of the existing apparatus and signage would cost the town \$36,800.00 however the Town can reach the same level of functionality through this combination replacement and renovation plan, and save the over \$10,000.

Commissioner Myers requested Town Board authorization to move forward with this renovation as described. Purchasing of this equipment would be through the U.S. Communities Purchasing Cooperative, and the funds would be drawn from the Special Recreation Fund Balance.

Councilperson Havens made a motion, seconded by Councilperson Van Vreede to authorize the renovation and purchase of equipment for the Fellows Road Fitness Trail.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

A motion was made by Councilperson Van Vreede, seconded by Councilperson LaFay, that the reports from the Finance Director, Town Clerk, Tax Receiver and the Code Enforcement and Development Department for the month of July 2014 be approved.

Ayes: Barker, LaFay, Havens, Van Vreede, Hanna  
Nays: None  
Unanimously Approved

There being no further business before the Board and no further questions from the audience, the Board adjourned at 8:20 pm.

Respectfully submitted,

Jennifer A. West  
Town Clerk