

**Village of Spencerport  
ARB/Planning Board  
July 1, 2008**

**Present**

Chairman Robert Garlick  
Joseph Slominski  
Denny Marra  
Craig Byham  
David Wohlers  
Alternate Bill Rutter

**Absent**

**Others Present**

Donna Stassen, Planning Board Secretary  
Scott Dehollander, Village Engineer  
Keith O'Toole, Village Attorney  
Jack Crooks, Village Building Inspector  
Ted Rauber, Village Board, Liaison

James Bonsignori  
Mike Burgstrom  
Katie Burgstrom  
Loretta Prushia  
Sheri Burgstrom  
John Burgstrom  
Kris Schultz  
Edward Cromp  
Pat Cromp  
James Keefer  
Lynne Keefer  
Bill McGuigan  
Gary Inzana  
Rick Sheppard  
Joyce Lobene  
Joan King  
Michael Callan

**ARB**

The application of Village Square Management to amend the original application approved on June 3, 2008 and add a northwest window to building located at 123 – 127 S Union Street.

Gary Inzana owner of the property stated to the Planning Board that he is looking to install a northwest window to the building to bring more light in. Plus with the new trim up it would make the storefront look nicer as your coming from the north.

Chairman Garlick: Are all the materials the same?

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Gary Inzana: Yes, same materials and will look the same as the other store front windows.

After Board discussion the following resolution was offered.

**Resolution 7/08**  
**July 1, 2008**

**Introduced by Chairman Garlick**  
**Seconded by Denny Marra**

Resolved that the Village of Spencerport Architectural Review Board on July 1, 2008 approve modifications to Certificate of Appropriateness issued on June 3, 2008 for a northwest window to Village Square Management located at 122 – 127 So Union Street.

Said modifications shall meet the following requirements:

1. Include the proposed north side elevation with the original drawings submitted at the June 3, 2008 ARB meeting.
2. Shall meet all of the requirements stated in the original Certificate of Appropriateness granted on June 3, 2008.

Ayes: Garlick, Marra, Byham, Wohlers, Slominski  
Nays: none

## **Planning Board**

Prusha Application  
SEQR

Chairman Garlick: We are going to continue the Planning Board process regarding the Prusha application. We have reviewed the plans and have obtained what we believe to be sufficient information to continue the review. Village Engineer Scott DeHollander from MRB Group has prepared a project status report as requested at the June 3<sup>rd</sup> meeting.

We will not be taking any comments or questions from the floor this evening, the Board will proceed with completion of required SEQR document and during review reference will be made to the MRB status report letter.

Chairman Garlick explained the procedure to the audience.

Mr. Schultz: Mr. Chairman would I have the benefit to respond to the Village Engineers letter?

Chairman Garlick: Not at this time.

Mr. Schultz: How can you do a SEQR motion without being given evidence of responses to the questions?

Attorney O'Toole: Mr. Chairman this part of the SEQR process is not open to public comment. Certainly once the SEQR process is concluded the applicant and their consultants will have an opportunity to address the Board and to address the concerns they have. To contest any observations made by the Village Engineer or anyone else on the record.

Attorney Bonsignore: I am representing the Prusha's excuse me for the interruption.

Attorney O'Toole reminded Chairman Garlick and the audience that this hearing was closed.

Attorney Bonsignore: There is a legal issue which may prevent the board from proceeding with the SEQR review.

Chairman Garlick: We are not taking comments Sir.

Attorney Bonsignore: I demanded default approval of the subdivision which precludes the Board from taking any action on the SEQR on that issue. I believe you may want to consult with your counsel before proceeding.

Chairman Garlick was advised by Attorney O'Toole to proceed with the SEQR. Village of Spencerport Planning Board is the Lead Agency for the un-coordinated review; furthermore, the Board is the only agency.

**All SEQR documentation filed in Prusha file.**

Chairman Garlick: After review the Board finds that the Prusha project may have a potential significant adverse impact and offers the following resolution.

**Resolution No. 7/08  
July 1, 2008**

**Introduced by Chairman Garlick  
Seconded by Denny Marra**

Resolved that the Village of Spencerport Planning Board finds the Prusha site plan and subdivision application for 48 Bauers Cove as shown on plans prepared by Schultz Associates an unlisted action and adopts Part 2 & Part 3 of the Short EAF as discussed.

Ayes: Garlick, Marra, Byham, Wohlers, Slominski  
Nays: none

**Resolution No. 7/08.a  
July 1, 2008**

**Introduced by Chairman Garlick  
Seconded by Craig Byham**

Resolved that the Village of Spencerport Planning Board as Lead Agency has determined that the Prusha Subdivision proposed action may have a significant effect on the environment and that a Draft Environmental Impact Statement will be prepared. (See attached Positive Declaration)

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Ayes: Garlick, Marra, Byham, Wohlers, Slominski  
Nay: none

### **Approval of Minutes**

Motion made by Chairman Garlick seconded by Denny Marra and carried unanimously to approve the minutes of June 3, 2008 as written.

### **Adjournment**

Motion made by Chairman Garlick seconded by Denny Marra and carried unanimously to adjourn the meeting at 8:00 p.m. to go into workshop session.