

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

PRESENT:

William D. Reilich	Supervisor
Mike Barry, Jr.	Councilman
Brett Granville	Councilman
Andrew J. Conlon	Councilman
Diana Christodaro	Councilwoman

Cheryl M. Rozzi, Town Clerk
Brian Marianetti, Town Attorney

PLEDGE OF ALLEGIANCE:

Councilman Andy Conlon led the Town Board in the Pledge of Allegiance. The invocation was led by Mr. Thomas Lynch of the Local Spiritual Assembly of Baha'is of Greece.

PROCLAMATIONS DELETIONS ADDITIONS TO THE AGENDA:

There were several proclamations awarded by the Town Board to Andrew Moore, Joshua Mezzoprete and Jonathan Haug on receiving the rank of Eagle Scout.

Additionally, the Supervisor along with the Police Chief and Town Board members awarded a proclamation to the Scheuer family for raising approximately \$1200 for the families of the victims of the Dallas, Texas shootings.

PUBLIC FORUM:

An Open Forum was conducted to allow speakers the opportunity to address the Town Board. Two speakers addressed the Town Board and the Open Forum concluded at 6:24 p.m.

PUBLIC HEARINGS:

6:15 p.m. — Public hearing to consider the request submitted by Village Crossing LLC to rezone 3.6± acres from R1-E (Single-Family Residential) to BR (Restricted Business), on property located at 3455 and 3471 Mount Read Boulevard.

Supervisor Reilich declared the public hearing open at 6:25 p.m. to consider the request submitted by Village Crossing LLC to rezone 3.6± acres from R1-E (Single-Family Residential) to BR (Restricted Business), on property located at 3455 and 3471 Mount Read Boulevard.

Proof of publication in the Greece Post on Thursday, July 7, 2016 was read and received. Representatives of Village Crossing LLC presented an overview of the project. There were nine speakers who addressed the Town Board and the hearing concluded at 7:25 p.m.

#234 A - Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Village Crossing, LLC (the "Applicant/Project Sponsor") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, to amend the Official Zoning Map of the Town of Greece, New York, relative to property located at 3455 and 3471 Mount Read Boulevard; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant/Project Sponsor's proposal (the "Proposal") is to rezone 3.6± acres of real property (the "Premises") from R1-E (Single-Family Residential) to BR (Restricted Business). The Applicant/Project Sponsor proposes to construct on the Premises a two-story commercial building (47,700± square feet), with related utilities, grading, landscaping/buffering, paved driveways and parking, site lighting, and other site modifications (the "Project"). The Premises are adjacent to an existing commercial site (14.6± acres), which contains a supermarket and its parking lot, and the Project would be, in effect, an expansion of the existing commercial site. The proposed vehicular access for the Premises is via existing signalized driveways at Mount Read Boulevard (Monroe County Route 150, a four-lane urban minor arterial) and at Maiden Lane (a two- to four-lane Town urban minor arterial). The Premises

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

currently consist of two single-family houses, each on a separate lot. Existing land uses in the vicinity consist of single-family houses, supermarkets and other retail, restaurants, office, banks, carwash, gasoline station/convenience mart, senior citizen assisted living facilities, three public schools (two high school/middle schools, one elementary school), and a public park.

2. Upon review of the Proposal, the Town Board determined that the Proposal is subject to the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), and that the Proposal constitutes an Unlisted action under SEQRA.
3. On July 27, 2016 at 6:15 p.m. in the Greece Town Hall, 1 Vince Tofany Boulevard, the Town Board held a public hearing (the "Hearing") to consider the Proposal, at which time all parties in interest and citizens were afforded an opportunity to be heard.
4. Documentary, testimonial, and other evidence relative to the Proposal was presented at the Hearing for the Town Board's consideration.
5. The Town Board has carefully considered environmental information that was prepared by the Applicant/Project Sponsor's representatives or the Town's staff, which included but was not limited to: a project narrative; conceptual plans of the site and buildings; a traffic assessment (the "Traffic Assessment"); wetland boundary information; a conceptual storm water analysis (the "Storm Water Analysis"); aerial photographs and Part 1 of an Environmental Assessment Form (the "EAF"), which was prepared in part by using the New York State Department of Environmental Conservation's (the "NYDEC") online EAF Mapper application (collectively, the "Environmental Analysis").
6. The Town Board also has included in the Environmental Analysis and has carefully considered additional information submitted by the Applicant/Project Sponsor's representatives, including but not limited to: oral or written descriptions of the Proposal and the Project; maps and other drawings of the Proposal and the Project; and various oral or written comments that may have resulted from meetings with or written correspondence from the Applicant/Project Sponsor's representatives.
7. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from various involved and interested agencies, including but not limited to: the Monroe County Department of Planning and Development; the Monroe County Department of Transportation (the "MCDOT"); the Monroe County Department of Public Health; the Monroe County Water Authority; the United States Army Corps of Engineers (the "USACE"); the New York State Department of Environmental Conservation (the "NYSDEC"); the Town's Board of Zoning Appeals; the Town's Planning Board (the "Planning Board"); and the Town's own staff.
8. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from owners of nearby properties or other interested parties, and all other relevant comments submitted to the Town Board as of July 27, 2016.
9. The Town Board has carefully considered the Environmental Analysis, which examined the potential effects of the Proposal and the Project on the following principal relevant issues: vehicular traffic; storm water management; and compatibility with nearby uses. A summary of the analyses of these issues and the Town Board's reasoned elaboration supporting its determination of environmental significance follows.
10. Vehicular traffic.
 - a. Description of analysis and impacts. The Traffic Assessment evaluated vehicular traffic volumes and turning movements for the Premises. The Traffic Assessment first examined existing road network and vehicular traffic conditions (including but not limited to volumes, turning movements, distribution, roadway conditions, and sight distances) in the vicinity of the Premises. Based on the existing vehicular traffic conditions, the Traffic Assessment then applied a growth factor in order to project future conditions without the Project in the year in which the Project would reach full development. The Traffic Assessment then used standard, nationally recognized data and methods (from the informational report, *Trip Generation Manual, 9th Edition*; Institute of Transportation Engineers, 2012) to estimate the vehicular traffic volumes and turning movements that would be generated by the Project. These estimates were combined with the projected future conditions without the Project to project the total future vehicular traffic conditions when the Project would be fully developed. The Traffic Assessment concluded that the existing road network could assimilate the projected vehicular traffic volumes with no

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

significant adverse impacts, and would function at acceptable levels of service. The MCDOT concurred with this conclusion.

- b. Project design elements. The MCDOT has determined that no modifications will be required on Mount Read Boulevard in order to accommodate vehicles entering and exiting the Premises.
- c. Conclusions. The existing transportation network can accommodate the projected vehicular traffic from the Project.

11. Storm water management.

- a. Description of analysis and impacts.
 - i. The Premises currently consist of two single-family houses, with driveways and lawns. The east tributary of Paddy Hill Creek flows generally from southeast to northwest on the western edge of the Premises. The Project includes the construction of a two-story building and paved driveways and parking lots. The Project has the potential for altering drainage patterns and volumes in the area by the construction of impervious surfaces and changes to the drainage characteristics of the area. The Storm Water Analysis examined existing and proposed topography on the Premises and existing drainage patterns on the Premises and adjoining lands. The Storm Water Analysis concluded that the Project would create a need for on-site management of storm water runoff quality and quantity. The proposed changes to the Premises must comply with applicable federal, state, and local regulations, including the most recent storm water management guidelines promulgated by the NYSDEC.
 - ii. The boundaries of a freshwater wetland on the western part of the Premises were delineated, and the information was submitted to the USACE for review. The USACE issued a Preliminary Jurisdictional Determination, indicating a concurrence that waters and lands that are subject to regulation by the USACE may be present on the Premises.
- b. Project design elements.
 - i. The Project will include provision of storm water management facilities on the Premises, to be designed to limit peak storm water discharge to rates that are below the pre-development level for precipitation events up to and including the 100-year storm. In order to manage storm water quantity and quality, the Applicant/Project Sponsor will construct one or more surface and/or subsurface detention facilities and will include “green infrastructure” practices. The storm water management facilities will be designed to include water quality improvement features consistent with the most recent guidelines promulgated by the NYSDEC.
 - ii. Standard construction procedures will be followed to control storm water runoff, erosion, and sedimentation during construction in accordance with all applicable regulations.
 - iii. The Project will avoid encroachment into the majority of the freshwater wetland—and the vegetation in it or near it—on the Premises. The Project would result in the filling and loss of not more than 0.1 acre of the wetland; this amount of wetland fill is eligible for a permit that is issued by the USACE.
- c. Conclusions.
 - i. The Project will not degrade existing storm water conditions on the Premises or on adjacent properties, and may present an opportunity to improve drainage conditions for adjacent properties.
 - ii. The Project will include features that are designed to improve storm water quality before runoff leaves the Premises.
 - iii. The proposed storm water management facilities will avoid or minimize potential adverse impacts on storm water runoff quantity and quality.
 - iv. The Project will not have a significant adverse effect on the freshwater wetland on the Premises.

12. Compatibility with nearby uses.

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

- a. Description of analysis and potential impacts. The Premises currently consist of two single-family houses, each on a separate lot. Existing land uses in the vicinity of the Premises include but are not limited to single-family houses, supermarkets and other retail, restaurants, office, banks, carwash, gasoline station/convenience mart, senior citizen assisted living facilities, three public schools (two high school/middle schools, one elementary school), and a public park. The Project consists of a two-story commercial building (47,700± square feet), with related utilities, grading, landscaping/buffering, paved driveways and parking, site lighting, and other site modifications (the "Project"). The Premises are adjacent to an existing commercial site (14.6± acres), which contains a supermarket and its parking lot, and the Project would be, in effect, an expansion of the existing commercial site.
 - b. Project design elements.
 - i. The proposed building is located away from as many existing houses as practicable. Placing the building at other locations on the Premises would put it closer to more houses.
 - ii. Existing trees that are along the east tributary of Paddy Hill Creek, on the west side of the Premises, will not be removed.
 - iii. Trees will be provided along the south side of the Premises to buffer the Premises from the residents to the south.
 - iv. Site lighting will be contained on the Premises, and light sources will be aimed and/or shielded to minimize intrusion on nearby residents.
 - v. The Planning Board will require additional buffering around the perimeter of the Premises.
 - c. Conclusions. The Proposal will not have a significant adverse effect on existing character of the surrounding area.
13. The Town Board has completed Parts 2 and 3 of the EAF, and has carefully considered the information contained therein.
 14. The Town Board has met the procedural and substantive requirements of SEQRA.
 15. The Town Board has carefully considered each and every criterion for determining the potential significance of the Proposal and the Project upon the environment, as set forth in SEQRA.
 16. The Town Board has carefully considered (that is, has taken the required "hard look" at) the Proposal and the Project and the relevant environmental impacts, facts, and conclusions disclosed in the Environmental Analysis and all additional information submitted.
 17. The Town Board concurs with the information and conclusions contained in the Environmental Analysis.
 18. The Town Board has made a reasoned elaboration of the rationale for arriving at its determination of environmental significance and the Town Board's determination is supported by substantial evidence, as set forth herein.
 19. To the maximum extent practicable, the Proposal and the Project as originally designed or as voluntarily modified by the Applicant/Project Sponsor will minimize or avoid potential adverse environmental impacts that were revealed in the environmental review process.

NOW, THEREFORE, be it

RESOLVED that, pursuant to SEQRA, based on the aforementioned information, documentation, testimony, and findings, and after examining the relevant issues, the Town Board's own initial concerns, and all relevant issues raised and recommendations offered by involved and interested agencies and the Town's own staff, the Town Board determines that the Proposal and the Project will not have a significant adverse impact on the environment, which constitutes a negative declaration.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
 Nays 0

#234 B - Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Village Crossing, LLC (the "Applicant") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, to amend the Official Zoning Map of the Town of Greece, New York, relative to property located at 3455 and 3471 Mount Read Boulevard; and

WHEREAS, having carefully considered all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant's proposal (the "Proposal") is to rezone 3.6± acres of real property (the "Premises") from R1-E (Single-Family Residential) to BR (Restricted Business). The Applicant proposes to construct on the Premises a two-story commercial building (47,700± square feet), with related utilities, grading, landscaping/buffering, paved driveways and parking, site lighting, and other site modifications (the "Project"). The Premises are adjacent to an existing commercial site (14.6± acres), which contains a supermarket and its parking lot, and the Project would be, in effect, an expansion of the existing commercial site. The proposed vehicular access for the Premises is via existing signalized driveways at Mount Read Boulevard (Monroe County Route 150, a four-lane urban minor arterial) and at Maiden Lane (a two- to four-lane Town urban minor arterial). The Premises currently consist of two single-family houses, each on a separate lot. Existing land uses in the vicinity consist of single-family houses, supermarkets and other retail, restaurants, office, banks, carwash, gasoline station/convenience mart, senior citizen assisted living facilities, three public schools (two high school/middle schools, one elementary school), and a public park.
2. Proof was had of the notice of a public hearing on a resolution proposing to amend said Official Zoning Map by rezoning 3.6± acres from R1-E (Single-Family Residential) to BR (Restricted Business), relative to property located at 3455 and 3471 Mount Read Boulevard.
3. On July 27, 2016 at 6:15 p.m. in the Greece Town Hall, 1 Vince Tofany Boulevard, the Town Board held a public hearing (the "Hearing") to consider the Proposal, at which time all parties in interest and citizens were afforded an opportunity to be heard.
4. Documentary, testimonial, and other evidence relative to the Proposal was presented at the Hearing for the Town Board's consideration.
5. At the conclusion of the Hearing, the Town Board closed the Hearing.
6. The Premises are surrounded by the following zoning districts and land uses:
 - North: BR (Restricted Business)—supermarket, various retail/service businesses, a quick-serve restaurant with drive-up service window, and a pharmacy; (further north) BG (General Business)—restaurants, a carwash, a bank, retail, and a supermarket.
 - Northeast: BR (Restricted Business)—a gasoline station/convenience mart, a bank, a coffee shop with drive-up service window, and various retail; RMH (Multiple-Family Residential – Senior Citizen)—senior citizen assisted living facility.
 - South: R1-E (Single-Family Residential)—single-family houses.
 - East: R1-12 (Single-Family Residential)—single-family houses and a former plant nursery and garden store (no longer in operation, and currently used as temporary staging/parking area for equipment being used to repair Mount Read Boulevard).
 - West: R1-E (Single-Family Residential)—single-family houses.
7. The proposed zoning, use, density, and conceptual development plan for the Premises are consistent and compatible with the land uses that adjoin the Premises.
8. The Proposal is capable of providing buffering for the existing residences in the area.
9. The size and shape of the Premises are suitable for the Project.
10. Public utility service and vehicular access are adequate for the Project.

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

11. The Proposal and the Project are consistent with general and specific recommendations in the Town's 2001 Community Master Plan Update (the "Master Plan Update," completed September 18, 2001), including but not limited to:
 - a. The Master Plan Update (p. IV-3; Figure 6) categorizes the existing commercial development near the southwest corner of Mount Read Boulevard and Maiden Lane as a "Neighborhood Center." The purpose of this category is to allow for a mixture of small-scale office, commercial, multifamily residential, and public uses to create a sense of place and identity at the neighborhood level. The Project fits this description.
 - b. The Project is located in Planning District #3 in the Master Plan Update (p. IV-5; Figures 5 & 6). The Master Plan Update (p. IV-5) noted that the existing commercial development near the southwest corner of Mount Read Boulevard and Maiden Lane is the only neighborhood center in Planning District #3. The Master Plan Update (p. IV-5) recommended that "[m]ultifamily dwellings and office uses should be encouraged to provide a transition from the commercial uses located at the intersections, to the surrounding single-family residential neighborhoods." Although the Project does not contain multiple-family dwellings, it contains office uses, and the Project provides sufficient buffering to the east, west, and south to provide a transition to the surrounding single-family houses.
12. On July 27, 2016, in accordance with the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), the Town Board, as the lead agency for the coordinated environmental review of the Proposal and the Project, issued a Negative Declaration for the Proposal and the Project (the "SEQRA Negative Declaration"). The SEQRA Negative Declaration indicated that, to the maximum extent practicable, the Proposal and the Project as originally designed or as voluntarily modified by the Applicant will minimize or avoid potential adverse environmental impacts that were revealed in the environmental review process. The SEQRA Negative Declaration is incorporated herein by reference as if fully set forth, as findings of the Town Board in its decision on the Proposal and the Project.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, pursuant to the authority conferred by New York State Town Law, Article 16, and the Code of the Town of Greece, New York, Chapter 211 (Zoning) (the "Zoning Ordinance"), the Official Zoning Map of the Town of Greece, New York, hereby be and the same is amended to change the zoning classification of 3.6± acres from R1-E (Single-Family Residential) to BR (Restricted Business), relative to property located at 3455 and 3471 Mount Read Boulevard, as more particularly identified in the description attached hereto, subject to the following conditions:

1. The Applicant shall submit a request to the Town of Greece Planning Board for site plan and subdivision approval in order to address the details of site development issues, including but not limited to: landscaping and buffering; lighting; parking; vehicular and pedestrian access for the Premises; on-site vehicular and pedestrian circulation; utilities; grading; storm water management; and architectural appearance.
2. In the event of any conflict among the oral or written descriptions of the Proposal or the requirements or restrictions of this resolution, the Town Board, in its sole discretion and judgment and without hearing, shall determine the resolution of such conflict.
3. Wherever this resolution refers to a specific applicant, developer, or operator, it shall be construed to include successors and assigns.
4. Wherever this resolution refers to a specific public official or agency, it shall be construed to include agents, designees, and successors.
5. Wherever this resolution refers to a specific law, ordinance, code, rule, or regulation, it shall be construed to include any succeeding or superseding authority.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
 Nays 0

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

6:16 p.m. — Public hearing to consider the request submitted by Indus Hospitality Group for a special use permit to operate a restaurant on property located at 2585 West Ridge Road and 1271 Long Pond Road.

Supervisor Reilich declared the public hearing open at 7:26 p.m. to consider the request submitted by Indus Hospitality Group for a special use permit to operate a restaurant on property located at 2585 West Ridge Road and 1271 Long Pond Road.

Proof of publication in the Daily Record on Wednesday, July 20, 2016 was read and received. Representatives of Indus Hospitality Group presented an overview of the project. There were no speakers who addressed the Town Board and the hearing concluded at 7:46 p.m.

#235 A - Councilman Granville offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

WHEREAS, Indus Hospitality Group (the "Applicant/Project Sponsor") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a special use permit to operate a restaurant on property located at 2585 West Ridge Road and 1271 Long Pond Road, in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant/Project Sponsor's proposal (the "Proposal") is to operate a restaurant in part of a new building that is to be constructed on the sites of two former commercial buildings, which have been or will be demolished (the "Premises"). The Proposal includes preparation, service, and sale of food (principally, "farm-to-table" dinners; that is, meals prepared with fresh ingredients of local origin), for consumption on the Premises and for takeout, and alcoholic and nonalcoholic beverages for consumption at the restaurant. The Proposal also includes, as an ancillary part of the business, catering of meals for consumption off the Premises. Although the Proposal includes a bar and the preparation, service, and sale of alcoholic beverages, these are incidental, secondary, and subordinate elements of the restaurant, offered principally for consumption as an accompaniment to meals. Weather permitting, outdoor seating for consumption of food and beverages will be provided in a limited area that is adjacent to the restaurant. The Proposal does not include background music or live entertainment (as these terms are defined in the Town's zoning ordinance) on a recurring basis, outdoor loudspeakers, outdoor cooking or service of food or beverages, a drive-up service window, or delivery service (except as part of the ancillary catering). Background music, live entertainment, and the Applicant/Project Sponsor's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The proposed hours of availability to the public are: Sundays through Saturdays, 5:00 p.m. to 10:00 p.m. Vehicular access for the Premises is via unsignalized driveways at West Ridge Road (New York State Route 104, a seven-lane urban principal arterial street) and Long Pond Road (Monroe County Route 136, a one-way, two-lane urban minor arterial).
2. Upon review of the Proposal, the Town Board determined that the Proposal is subject to the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), and that the Proposal constitutes an Unlisted action under SEQRA.
3. On July 27, 2016 at 6:16 p.m. in the Greece Town Hall, 1 Vince Tofany Boulevard, the Town Board held a public hearing (the "Hearing") to consider the Proposal, at which time all parties in interest and citizens were afforded an opportunity to be heard.
4. Documentary, testimonial, and other evidence relative to the Proposal was presented at the Hearing for the Town Board's consideration.
5. The Town Board has carefully considered environmental information that was prepared by the Applicant/Project Sponsor's representatives or the Town's staff, which included but was not limited to: a project narrative; a conceptual site plan; aerial photographs; illustrations of the exterior of the proposed building; and Part 1 of an Environmental Assessment Form (the "EAF"), which was prepared in part by using the New York State Department of Environmental Conservation's online EAF Mapper application; (collectively, the "Environmental Analysis").

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

6. The Town Board also has included in the Environmental Analysis and has carefully considered additional information submitted by the Applicant/Project Sponsor's representatives, including but not limited to: oral or written descriptions of the Proposal; maps and other drawings of the Proposal; and various oral or written comments that may have resulted from meetings with or written correspondence from the Applicant/Project Sponsor's representatives.
7. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from various involved and interested agencies, including but not limited to: the New York State Department of Transportation (the "NYSDOT"); the Monroe County Department of Planning and Development; the Monroe County Department of Transportation (the "MCDOT"); the Monroe County Department of Public Health; the Town's Planning Board (the "Planning Board"); the Town's Board of Zoning Appeals (the "Board of Zoning Appeals"); and the Town's own staff.
8. The Town Board also has included in the Environmental Analysis and has carefully considered information, recommendations, and comments that may have resulted from telephone conversations or meetings with or written correspondence from owners of nearby properties or other interested parties, and all other relevant comments submitted to the Town Board as of July 27, 2016.
9. The Town Board has carefully considered the Environmental Analysis.
10. The Environmental Analysis examined the relevant issues associated with the Proposal.
11. The Town Board has met the procedural and substantive requirements of SEQRA.
12. The Town Board has carefully considered each and every criterion for determining the potential significance of the Proposal upon the environment, as set forth in SEQRA.
13. The Town Board has carefully considered (that is, has taken the required "hard look" at) the Proposal and the relevant environmental impacts, facts, and conclusions disclosed in the Environmental Information.
14. The Town Board concurs with the information and conclusions contained in the Environmental Information.
15. The Town Board has made a reasoned elaboration of the rationale for arriving at its determination of environmental significance and the Town Board's determination is supported by substantial evidence, as set forth herein.
16. To the maximum extent practicable, the Proposal as originally designed or as voluntarily modified by the Applicant/Project Sponsor will minimize or avoid potential adverse environmental impacts that were revealed in the environmental review process.

NOW, THEREFORE, be it

RESOLVED that, pursuant to SEQRA, based on the aforementioned information, documentation, testimony, and findings, and after examining the relevant issues, the Town Board's own initial concerns, and all relevant issues raised and recommendations offered by involved and interested agencies and the Town's own staff, the Town Board determines that the Proposal will not have a significant adverse impact on the environment, which constitutes a negative declaration.

ADOPTED Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#235 B - Councilman Granville offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

WHEREAS, Indus Hospitality Group (the "Applicant") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a special use permit to operate a restaurant on property located at 2585 West Ridge Road and 1271 Long Pond Road, in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant's proposal (the "Proposal") is to operate a restaurant in part of a new building that is to be constructed on the sites of two former commercial buildings, which have been or will be demolished (the "Premises"). The Proposal includes preparation, service, and sale of food (principally, "farm-to-table" dinners; that is, meals prepared with fresh ingredients of local origin), for consumption on the Premises and for takeout, and alcoholic and nonalcoholic beverages for consumption at the restaurant. The Proposal also includes, as an ancillary part of the business, catering of meals for consumption off the Premises. Although the Proposal includes a bar and the preparation, service, and sale of alcoholic beverages, these are incidental, secondary, and subordinate elements of the restaurant, offered principally for consumption as an accompaniment to meals. Weather permitting, outdoor seating for consumption of food and beverages will be provided in a limited area that is adjacent to the restaurant. The Proposal does not include background music or live entertainment (as these terms are defined in the Town's zoning ordinance) on a recurring basis, outdoor loudspeakers, outdoor cooking or service of food or beverages, a drive-up service window, or delivery service (except as part of the ancillary catering). Background music, live entertainment, and the Applicant's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The proposed hours of availability to the public are: Sundays through Saturdays, 5:00 p.m. to 10:00 p.m. Vehicular access for the Premises is via unsignalized driveways at West Ridge Road (New York State Route 104, a seven-lane urban principal arterial street) and Long Pond Road (Monroe County Route 136, a one-way, two-lane urban minor arterial).
2. Proof was had of the notice of public hearing on a resolution proposing to permit the Proposal.
3. On July 27, 2016 at 6:16 p.m. in the Greece Town Hall, 1 Vince Tofany Boulevard, the Town Board held a public hearing (the "Hearing") to consider the Proposal, at which time all parties in interest and citizens were afforded an opportunity to be heard.
4. Documentary, testimonial, and other evidence relative to the Proposal was presented at the Hearing for the Town Board's consideration.
5. At the conclusion of the Hearing, the Town Board closed the Hearing.
6. Access to the Premises and the size and shape of the Premises are adequate for the Proposal.
7. Public utility service and vehicular access are adequate for the Proposal.
8. On March 15, 2016, the Town Board approved a special use permit for a restaurant in the other part of the proposed building on the Premises; the two restaurants' peak hours of operation do not coincide or overlap.
9. On July 27, 2016, in accordance with the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), the Town Board issued a Negative Declaration for the Proposal (the "SEQRA Negative Declaration"). The SEQRA Negative Declaration indicated that, to the maximum extent practicable, the Proposal as originally designed or as voluntarily modified by the Applicant will minimize or avoid potential adverse environmental impacts that were revealed in the environmental review process. The SEQRA Negative Declaration is incorporated herein by reference as if fully set forth, as findings of the Town Board in its decision on the Proposal.
10. Based on the Town Board's review of relevant documentary, testimonial, and other evidence, the location, nature, duration, and intensity of the Proposal: (a) will not adversely affect the orderly pattern of the development in the area; (b) will be in harmony with nearby uses; (c) will not alter the essential character of the nearby neighborhood, nor be detrimental to the residents thereof; (d) will not create a hazard to health, safety, or the general welfare; (e) will not be detrimental to the flow of traffic; and (f) will not place an excessive burden on public improvements, facilities, services, or utilities.
11. Having considered the Proposal and all additional information that may be relevant to the Proposal, it is in the public interest to grant the requested special use permit.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, pursuant to the authority conferred by New York State Town Law, Article 16, and pursuant to the Code of the Town of Greece, New York, Chapter 211 (Zoning) (the "Zoning Ordinance"), the request submitted by Indus Hospitality Group (the "Applicant") for a special use permit to operate a restaurant on property located at 2585

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

West Ridge Road and 1271 Long Pond Road, in a BR (Restricted Business) Zoning District, hereby be and the same is approved and granted, subject to the following conditions:

1. The Applicant shall operate this restaurant in conformity with all details of the Proposal as presented in the written descriptions and site development plans of the Proposal, as orally described at the Hearing, and as set forth herein. In the event of any conflict among the oral or written descriptions of the Proposal, the site development plans of the Proposal, or the requirements or restrictions of this resolution, the Town Board, in its sole discretion and judgment and without hearing, shall determine the resolution of such conflict.
2. The maximum occupancies in this restaurant shall be the limits established by the Town's Fire Marshal pursuant to the New York State Uniform Fire Prevention and Building Code.
3. The Applicant shall comply with all applicable federal, state, county, and Town laws, ordinances, codes, rules, and regulations, including but not limited to the New York State Uniform Fire Prevention and Building Code and all applicable requirements for the installation/maintenance of a grease trap. Failure to comply with such requirements may be grounds for revocation of this special use permit.
4. The Applicant shall provide vehicular cross access for the property at 1273 Long Pond Road.
5. Wherever this resolution refers to a specific applicant, developer, or operator, it shall be construed to include successors and assigns.
6. Wherever this resolution refers to a specific public official or agency, it shall be construed to include agents, designees, and successors.
7. Wherever this resolution refers to a specific law, ordinance, code, rule, or regulation, it shall be construed to include any superseding or succeeding authority.
8. Upon the sale or other transfer of controlling interest in this restaurant to any person or entity other than Indus Hospitality Group, its wholly owned subsidiaries, its franchisors or its franchisees, a new application for a special use permit must be submitted to the Town Board.

ADOPTED Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#236 - Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS New Yorker's Family Research Foundation, Inc. has made application for a special use permit to operate a charitable or civic organization, known as New Yorker's Family Research Foundation, on property located at 1043 North Greece Road.

NOW THEREFORE, BE IT

ORDERED that a public hearing be held by the Town Board of the Town of Greece at the Town Hall, One Vince Tofany Boulevard, Rochester, New York, in and for said Town, on the 16th day of August, 2016 at 6:15 p.m., to consider the application for a special use permit to operate a charitable or civic organization, known as New Yorker's Family Research Foundation, on property located at 1043 North Greece Road.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#237 A - Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Paddington's Pub & Plate, LLC (the "Applicant/Project Sponsor") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a waiver of the requirements for a new special use permit to operate an existing restaurant, known as Paddington's Pub & Plate, on property located at 3208 Latta Road, in Northampton Towne Center plaza, in a BR (Restricted Business) Zoning District; and

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant/Project Sponsor's proposal (the "Proposal") is to operate an existing restaurant in existing tenant space, located at a multiple-tenant commercial plaza (the "Premises"). The Proposal includes preparation, service, and sale of a variety of hot and cold foods (such as appetizers, soups, salads, hot and cold sandwiches, dinners, desserts, etc.), for consumption on the Premises and for takeout, and alcoholic and non-alcoholic beverages for consumption at the restaurant. Although the Proposal includes a bar and the preparation, service, and sale of alcoholic beverages, these are incidental, ancillary, and subordinate elements of the Proposal. Weather permitting, outdoor seating for service and consumption of food and beverages will be provided on a limited basis in an area that is adjacent to the restaurant. Background music and live entertainment (as these terms are defined in the Town's zoning ordinance) are provided indoors on a recurring basis. Background music, live entertainment, and the Applicant/Project Sponsor's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The Proposal does not include outdoor loudspeakers, outdoor cooking, delivery service, or a drive-up service window. The proposed hours of availability to the public are: Sundays, 12:00 noon to 12:00 midnight; Mondays through Thursdays, 4:00 p.m. to 12:00 midnight; and Fridays and Saturdays, 12:00 noon to 2:00 a.m. Direct vehicular access for the Premises is via an unsignalized driveway at Latta Road (New York State Route 18, a four-lane urban minor arterial); indirect vehicular access is via a cross access driveway with the adjoining commercial plaza to the east, which has access to a traffic signal at Latta Road and unsignalized access to Long Pond Road (Monroe County Route 136, a four-lane urban minor arterial).
2. Upon review of the Proposal, the Town Board determined that the Proposal is subject to the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), and that the Proposal constitutes a Type II action under SEQRA. (See § 617.5(c)(1), (2) & (26) of the SEQRA Regulations).
3. According to SEQRA, Type II actions have been determined not to have a significant adverse impact on the environment and are not subject to further review under SEQRA.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, SEQRA does not require further action relative to the Proposal.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
 Nays 0

#237 B - Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Paddington's Pub & Plate, LLC (the "Applicant/Project Sponsor") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a waiver of the requirements for a new special use permit to operate an existing restaurant, known as Paddington's Pub & Plate, on property located at 3208 Latta Road, in Northampton Towne Center plaza, in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant's proposal (the "Proposal") is to operate an existing restaurant in existing tenant space, located at a multiple-tenant commercial plaza (the "Premises"). The Proposal includes preparation, service, and sale of a variety of hot and cold foods (such as appetizers, soups, salads, hot and cold sandwiches, dinners, desserts, etc.), for consumption on the Premises and for takeout, and alcoholic and non-alcoholic beverages for consumption at the restaurant. Although the Proposal includes a bar and the preparation, service, and sale of alcoholic beverages, these are incidental, ancillary, and subordinate elements of the Proposal. Weather permitting, outdoor seating for service and consumption of food and beverages will be provided on a limited basis in an area that is adjacent to the restaurant. Background music and live entertainment (as these terms are defined in the Town's zoning ordinance) are provided indoors on a recurring basis. Background music, live entertainment, and the Applicant's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The Proposal does not include outdoor loudspeakers, outdoor

cooking, delivery service, or a drive-up service window. The proposed hours of availability to the public are: Sundays, 12:00 noon to 12:00 midnight; Mondays through Thursdays, 4:00 p.m. to 12:00 midnight; and Fridays and Saturdays, 12:00 noon to 2:00 a.m. Direct vehicular access for the Premises is via an unsignalized driveway at Latta Road (New York State Route 18, a four-lane urban minor arterial); indirect vehicular access is via a cross access driveway with the adjoining commercial plaza to the east, which has access to a traffic signal at Latta Road and unsignalized access to Long Pond Road (Monroe County Route 136, a four-lane urban minor arterial).

2. The Proposal is in substantial conformity with the previous operator's description of the nature, duration, and intensity of the operation.
3. Based on the Town Board's review of relevant documentary, testimonial, and other evidence, the location, nature, duration, and intensity of the previous restaurant operation: (a) did not adversely affect the orderly pattern of development in the area; (b) was in harmony with nearby uses; (c) did not alter the essential character of the nearby neighborhood, nor was it detrimental to the residents thereof; (d) did not create a hazard to health, safety, or the general welfare; (e) was not detrimental to the flow of traffic; and (f) did not place an excessive burden on public improvements, facilities, services, or utilities.
4. Public utility service and vehicular access are adequate for the Proposal.
5. The size and shape of the Premises are adequate for the Proposal.
6. Having considered the Proposal and all additional information that may be relevant to the Proposal, it is in the public interest to grant the requested waiver of the requirements to obtain a new special use permit.

NOW THEREFORE, be it

RESOLVED that the Town Board has no objection to the Applicant's application to the State of New York for a liquor license at the Premises and hereby waives the 30-day notification and comment period provided for such application; and be it

FURTHER RESOLVED that, based on the aforementioned information, testimony, documentation, and findings, pursuant to the authority conferred by New York State Town Law, Article 16, the request submitted by Paddington's Pub & Plate, LLC (the "Applicant") for a waiver of the requirements for a new special use permit to operate an existing restaurant, known as Paddington's Pub & Plate, on property located at 3208 Latta Road, in Northampton Towne Center plaza, in a BR (Restricted Business) Zoning District, hereby be and the same is approved and granted, subject to the following conditions:

1. The Applicant shall operate this restaurant in conformity with all details of the Proposal, as described in the written descriptions and various plans of the Proposal, and as set forth herein. In the event of any conflict among the written descriptions of the Proposal, the various plans of the Proposal, or the requirements or restrictions of this resolution, the Town Board, in its sole discretion and judgment and without hearing, shall determine the resolution of such conflict.
2. The maximum occupancies in this restaurant shall be the limits established by the Town's Fire Marshal pursuant to the New York State Uniform Fire Prevention and Building Code.
3. The Applicant shall comply with all applicable federal, state, county, and Town laws, ordinances, codes, rules, and regulations, including but not limited to the New York State Uniform Fire Prevention and Building Code and all applicable requirements for the installation/maintenance of a grease trap. Failure to comply with such requirements may be grounds for revocation of this special use permit.
4. Wherever this resolution refers to a specific applicant, developer, or operator, it shall be construed to include successors and assigns.
5. Wherever this resolution refers to a specific public official or agency, it shall be construed to include agents, designees, and successors.
6. Wherever this resolution refers to a specific law, ordinance, code, rule, or regulation, it shall be construed to include any superseding or succeeding authority.

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

7. Upon the sale or other transfer of controlling interest in this restaurant to any person or entity other than Paddington's Pub & Plate, LLC, its wholly owned subsidiaries, or its franchisees, a new application for a special use permit must be submitted to the Town Board.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#238 A - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Lisa Bowles, Inc. (the "Applicant/Project Sponsor") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a waiver of the requirements for a special use permit to modify the operation of an existing restaurant, known as Overtime Grill, on property located at 4670 Dewey Avenue, in Shoremont Plaza, in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant/Project Sponsor's proposal (the "Proposal") is to modify the operation of an existing restaurant that is located within tenant space in an existing multiple-tenant commercial plaza (the "Premises"). The proposed modification is to establish an area for outdoor service and consumption of food and beverages, weather permitting, and for the occasional outdoor cooking of food on a gas-, wood- or charcoal-fired grill, for consumption on the Premises and for takeout. The proposed outdoor seating area would be located in two or three parking spaces immediately in front of the restaurant. The existing operation of the restaurant includes preparation, service, and sale of hot and cold foods (such as sandwiches and cooked foods at lunchtime, full dinners, desserts, etc.) for dining on the Premises and for takeout, and alcoholic and non-alcoholic beverages for consumption at the restaurant. The Proposal does not include outdoor loudspeakers, delivery service, or a drive-up service window. Background music and live entertainment (as these terms are defined in the Town's zoning ordinance) are provided indoors on a recurring basis. Background music, live entertainment, and the Applicant/Project Sponsor's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The hours of availability to the public are: Sundays, 12:00 noon to 12:00 midnight; and Mondays through Saturdays, 11:30 a.m. to 2:00 a.m. Vehicular access to the Premises is via unsignalized driveways at Dewey Avenue (Monroe County Route 132, a two-lane urban collector) and Ling Road (Monroe County Route 143, a two-lane local collector).
2. Upon review of the Proposal, the Town Board determined that the Proposal is subject to the State Environmental Quality Review Act (New York State Environmental Conservation Law, Article 8) and its implementing regulations (6 NYCRR Part 617, the "SEQRA Regulations") (collectively, "SEQRA"), and that the Proposal constitutes a Type II action under SEQRA. (See § 617.5(c) (15) of the SEQRA Regulations).
3. According to SEQRA, Type II actions have been determined not to have a significant adverse impact on the environment and are not subject to further review under SEQRA.

NOW, THEREFORE, be it

RESOLVED that, based on the aforementioned information, documentation, testimony, and findings, SEQRA does not require further action relative to the Proposal.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

#238 B - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Granville:

WHEREAS, Lisa Bowles, Inc. (the "Applicant") has submitted a request to the Town Board (the "Town Board") of the Town of Greece (the "Town"), Monroe County, New York, for a waiver of the requirements for a special use permit to modify the operation of an existing restaurant, known as Overtime Grill, on property located at 4670 Dewey Avenue, in Shoremont Plaza, in a BR (Restricted Business) Zoning District; and

WHEREAS, having considered carefully all relevant documentary, testimonial, and other evidence submitted, the Town Board makes the following findings:

1. In summary, the Applicant's proposal (the "Proposal") is to modify the operation of an existing restaurant that is located within tenant space in an existing multiple-tenant commercial plaza (the "Premises"). The proposed modification is to establish an area for outdoor service and consumption of food and beverages, weather permitting, and for the occasional outdoor cooking of food on a gas-, wood- or charcoal-fired grill, for consumption on the Premises and for takeout. The proposed outdoor seating area would be located in two or three parking spaces immediately in front of the restaurant. The existing operation of the restaurant includes preparation, service, and sale of hot and cold foods (such as sandwiches and cooked foods at lunchtime, full dinners, desserts, etc.) for dining on the Premises and for takeout, and alcoholic and non-alcoholic beverages for consumption at the restaurant. The Proposal does not include outdoor loudspeakers, delivery service, or a drive-up service window. Background music and live entertainment (as these terms are defined in the Town's zoning ordinance) are provided indoors on a recurring basis. Background music, live entertainment, and the Applicant's sponsorship of, affiliation with, permission for, or participation in one-time or recurring special or promotional events on the Premises will be subject to the requirements and restrictions of the Code of the Town of Greece, New York, Chapter 175 (Special Events). The hours of availability to the public are: Sundays, 12:00 noon to 12:00 midnight; and Mondays through Saturdays, 11:30 a.m. to 2:00 a.m. Vehicular access to the Premises is via unsignalized driveways at Dewey Avenue (Monroe County Route 132, a two-lane urban collector) and Ling Road (Monroe County Route 143, a two-lane local collector).
2. The Proposal is substantially similar to the existing nature, duration, and intensity of the operation.
3. The Proposal is seasonal in nature and subject to weather conditions.
4. Based on the Town Board's review of relevant documentary, testimonial, and other evidence, the location, nature, duration, and intensity of the existing restaurant operation: (a) did not adversely affect the orderly pattern of development in the area; (b) was in harmony with nearby uses; (c) did not alter the essential character of the nearby neighborhood, nor was it detrimental to the residents thereof; (d) did not create a hazard to health, safety, or the general welfare; (e) was not detrimental to the flow of traffic; and (f) did not place an excessive burden on public improvements, facilities, services, or utilities.
5. Public utility service and vehicular access are adequate for the Proposal.
6. The size and shape of the Premises are adequate for the Proposal.
7. Having considered the Proposal and all additional information that may be relevant to the Proposal, it is in the public interest to grant the requested waiver of the requirements to obtain a new special use permit.

NOW THEREFORE, be it

RESOLVED that the Town Board does not object to the Applicant's application to the State of New York for a modification of an existing liquor license at the Premises and hereby waives the 30-day notification and comment period provided for such application; and be it

FURTHER RESOLVED that, based on the aforementioned information, testimony, documentation, and findings, pursuant to the authority conferred by New York State Town Law, Article 16, the request submitted by Lisa Bowles, Inc. (the "Applicant") for a waiver of the requirements for a special use permit to modify the operation of an existing restaurant, known as Overtime Grill, on property located at 4670 Dewey Avenue, in Shoremont Plaza, in a BR (Restricted Business) Zoning District, hereby be and the same is approved and granted, subject to the following conditions:

1. The Applicant shall operate this restaurant in conformity with all details of the Proposal, as described in the written descriptions and various plans of the Proposal, and as set forth herein. In the event of any conflict among the written descriptions of the Proposal, the various plans of the Proposal, or the

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

requirements or restrictions of this resolution, the Town Board, in its sole discretion and judgment and without hearing, shall determine the resolution of such conflict.

2. The maximum occupancies in this restaurant shall be the limits established by the Town's Fire Marshal pursuant to the New York State Uniform Fire Prevention and Building Code.
3. The Applicant shall comply with all applicable federal, state, county, and Town laws, ordinances, codes, rules, and regulations, including but not limited to the New York State Uniform Fire Prevention and Building Code and all applicable requirements for the installation/maintenance of a grease trap. Failure to comply with such requirements may be grounds for revocation of this special use permit.
4. Wherever this resolution refers to a specific applicant, developer, or operator, it shall be construed to include successors and assigns.
5. Wherever this resolution refers to a specific public official or agency, it shall be construed to include agents, designees, and successors.
6. Wherever this resolution refers to a specific law, ordinance, code, rule, or regulation, it shall be construed to include any superseding or succeeding authority.
7. Upon the sale or other transfer of controlling interest in this restaurant to any person or entity other than Lisa Bowles, Inc., its wholly owned subsidiaries, or its franchisees, a new application for a special use permit must be submitted to the Town Board.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#239 - Councilman Barry offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to accept a letter of credit in the amount of \$419,746 from North Coast Ventures LLC to secure the public improvements associated with the Crescent Park Subdivision Section 10B.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#240 - Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Granville:

RESOLVED that this Town Board grant authorization to accept a letter of credit in the amount of \$436,599.20 from Brufal Properties LLC to secure the public improvements associated with the Woods at Canal Path Subdivision section 2.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#241- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to enter into an agreement with Armory Associates LLC, 120 Walton Street, Syracuse, New York 13202 for actuarial services related to our GASB 45 compliance in an amount not to exceed \$6,500.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#242- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to amend our 2016 Fee Schedule related to the Sanitary Sewer Overlay Area.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

#243- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization for the use of \$200,000 of Recreation Trust funds to pay for a portion of the new Pavilion at Braddock Bay Park.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#244- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to make various budget adjustments and transfers as per the list attached.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#245- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization for the Supervisor to enter into an agreement with the Gordian Group to initiate a Job Order Contracting program for the town.

BE IT FURTHER

RESOLVED that this program will establish contracts for small to medium size construction projects. It is being used successfully around the country and will allow us to complete these projects much more quickly. The agreement will be written to allow other Monroe County governmental agencies to use these contracts.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#246- Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Granville:

RESOLVED that this Town Board grant authorization to accept a Letter of Credit in the amount of \$9,267.00 from the Ukrainian Federal Credit Union to guarantee the public improvements associated with the development of 1245-1255 Lee Road.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#247- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to enter into various agreements (list attached) for programs associated with the operation of the Greece Community and Senior Center;

BE IT FURTHER

RESOLVED that the Supervisor is authorized to execute said agreements.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#248- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to enter into an agreement with Comcate for the implementation of new code compliance software and implementation of related services. The cost of the initial first-year implementation will be \$10,739.00 with an annual license fee of \$4592.00 thereafter.

BE IT FURTHER

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

RESOLVED that the Supervisor is authorized to execute all necessary documentation.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#249- Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to extend the 2013 Fleet Tire Service and Recapping contract with Lewis General Tire Inc., for the third and final extension with no changes in pricing and contract terms.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#250- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Conlon:

WHEREAS the Town of Greece has made application to consider an increase of facilities to Consolidated Sanitary Sewer District 1 in the amount of \$79,689.42 to provide a 15-inch sanitary sewer in Section 8 of Images West.

NOW THEREFORE, BE IT

ORDERED that a public hearing be held by the Town Board of the Town of Greece at the Town Hall, One Vince Tofany Boulevard, Rochester, New York, in and for said Town, on the 16th day of August, 2016 at 6:16 p.m., to to consider an increase of facilities to Consolidated Sanitary Sewer District 1 in the amount of \$79,689.42 to provide a 15-inch sanitary sewer in Section 8 of Images West.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#251- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Barry:

WHEREAS, this Board has previously resolved to invite sealed bids for three (3) 2017 Ford F-250 pickups to the low bidder, Genesee Valley Ford, 1675 Interstate Drive, Avon, NY 14414, with a total bid price of \$106,447.00. One other bid was received for a total bid price of \$113,843.00.

WHEREAS on Monday, April 11, the following bid was received:

<u>BIDDERS NAME</u>	<u>AMOUNT</u>
Genesee Valley Ford	\$106,447.00
West Herr New York	\$113,843.00

NOW THEREFORE, be it

RESOLVED that this Town Board award the bid for the three (3) 2017 Ford F-250 pickups to the low bidder, Genesee Valley Ford, 1675 Interstate Drive, Avon, NY 14414, with a total bid price of \$106,447.00.

BE IT FURTHER,

RESOLVED, that the Supervisor is authorized to enter into a contract with Genesee Valley Ford.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#252- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to accept the Sidewalk Waiver Application for 52 St. Pierre Drive from Dawn Worden.

BE IT FURTHER

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

RESOLVED that under the terms of the application Ms. Worden would pay \$1440.00 and not be required to construct a sidewalk along the right-of-way frontage on St. Pierre Drive and no easement will be required.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#253- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to renew the contract for language interpreting services with ME Services Communications.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#254- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to declare the attached list as scrap.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#255- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization abolish one full time Real Property Appraiser Trainee and create one full time Real Property Appraiser effective July 30, 2016; furthermore, authorization to appoint Lauren Secor to the position of Real Property Appraiser effective July 30, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#256- Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to abolish one full time Real Property Appraiser Trainee and create one full time Real Property Appraiser effective July 30, 2016; furthermore, authorization to appoint Rebecca Caracci to the position of Real Property Appraiser effective July 30, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#257- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to appoint Bernice Stidd to the full time position of Office Clerk III in the Assessor's Department effective July 25, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#258- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to abolish one Library Assistant PT position and to create one full time Librarian I; furthermore to appoint Stephanie Cervantes to the full time position of Librarian I, effective September 10, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

#259- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to abolish one Librarian Assistant PT position and to create one full time Library Assistant position; furthermore to appoint Karen Deisinger to the full time position of Library Assistant effective September 10, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#260- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to amend the petty cash/ startup funds as follows:

Receiver of Taxes	\$600.00 register drawer -starting cash (\$200.00/ each register)
	<u>\$300.00</u> Petty Cash Fund
	\$900.00 Total

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#261- Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilwoman Christodaro:

RESOLVED that this Town Board grant authorization to increase the budget for our new lodge at Braddock Bay Park from \$800,000 to 850,000. This increase is to cover the cost of two change orders that are being recommended for approval for this project. This increase will be funded from General Fund - Fund Balance.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#262- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Granville:

RESOLVED that this Town Board grant authorization to enter into an agreement with Clark, Patterson Engineers for an amount not to exceed \$7,500 to inspect, evaluate, develop a plan to repair and related cost estimate for a town-owned bridge on Maiden Lane just east of Long Pond Road.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#263- Councilman Barry offered the following resolution and moved its adoption; seconded by Councilman Granville:

RESOLVED that this Town Board grant authorization for the Supervisor to approve the following Change Orders related to the New Lodge Located at Braddock's Bay Park.

Change Order 1 – For the installation of the concrete sidewalk and patio around the lodge in the amount of \$21,251.20.

Change Order 2 – For the installation of a Hybri-Flex MQ flooring surface for the interior floors of the lodge in the amount of \$23,390.00.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

Minutes of the Regular Meeting of the Town Board, Town of Greece, Monroe County held July 27, 2016 at the Town Hall, One Vince Tofany Boulevard, Rochester, New York at 6:00 p.m.

#264- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Granville:

RESOLVED that this Town Board grant authorization to sell 0.14± acres of vacant Town-owned property located immediately adjacent to 65 Brocton Street, Rochester, New York 14612 for an amount not less than \$3,000.00, contingent upon approval of final documentation by the Town Attorney. Further, authorization for the Supervisor to execute all necessary documentation. Further, issuance of a negative declaration pursuant to the State Environmental Quality Review Act, indicating no significant adverse environmental impact in connection with the sale of this property.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#265- Councilman Conlon offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to enter into a Community Services Agreement with Town Center Housing Development Fund Corporation regarding property located at 100 Greece Center Drive, subject to approval by the Town Attorney; furthermore, authorization for the Supervisor to execute all related documents.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#266- Councilman Granville offered the following resolution and moved its adoption; seconded by Councilman Barry:

RESOLVED that this Town Board grant authorization to abolish one full time Office Clerk III position and to create one full time Management Assistant position; furthermore to appoint Lisa Letta to the full time position of Management Assistant effective July 30, 2016.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

#267- Councilwoman Christodaro offered the following resolution and moved its adoption; seconded by Councilman Conlon:

RESOLVED that this Town Board grant authorization to enter into an intermunicipal agreement with the Hilton Central School District to provide the assistance of the Greece Special Police during the School District's Food Truck Rodeo on September 29, 2016 in exchange for necessary fuel costs and the payment of \$300.00 to be provided by the School District.

BE IT FURTHER,

RESOLVED that the Supervisor is authorized to execute all necessary documents.

ADOPTED: Ayes 5 Reilich, Barry, Granville, Conlon, Christodaro
Nays 0

Meeting adjourned at 8:15 p.m.

August 12, 2016 Cheryl M. Rozzi, Town Clerk

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Town of Greece

2016 Budget Modifications

Town Board Agenda

June, 2016

Action	Account	Description	Amount
1)		<i>To apply proceeds from the sale of police equipment towards new equipment.</i>	
	Revenue	A 2650.0000.000 Sale of Equipment	\$ 21,645.00
	Appropriation	A 3120.0000.203 Police, Equipment	\$ 21,645.00
2)		<i>To provide new tables and chairs at the new Braddock Bay Park Pavilion.</i>	
	Transfer From	A.7110.1000.425 Park Shelters, Janitorial	\$ (8,552.98)
	Transfer To	A.7110.1000.204 Park Shelters, Furniture	\$ 8,552.98
3)		<i>To provide funds for change orders improving the Braddocks Bay Park Pavilion.</i>	
	Appropriation	A.9950.0000.997 Transfer to Capital Fund	\$ 50,000.00
		Fund Balance	\$ 50,000.00
	Appropriation	H 0541.7110.292 Pavilion Project, Building Improvement	\$ 50,000.00
	Revenue	H 0541.7110.503 Pavilion Project, Interfund Transfer In	\$ 50,000.00
4)		<i>Clark Patterson Engineering review for Maiden Lane Bridge</i>	
	Transfer From	DA.5130.0000.429	\$ (7,500.00)
	Transfer To	DA.5120.0000.419	\$ 7,500.00
5)		<i>To provide additional funds to purchase protective gear for the Police Department.</i>	
	Appropriation	A.3120.0000.210 Police, Field Equipment	\$ 20,000.00
	Revenue	A.2705.0000.000 Donations	\$ 20,000.00
	Transfer From	A.3120.0000.429 Police, Fuel	\$ (25,000.00)
	Transfer To	A.3120.0000.210 Police, Field Equipment	\$ 25,000.00

Library Scrap Items:

1. (3) Steelcase upholstered office chairs, broken hydraulics, SN# M12225, M09693 & M1012.
2. (1) Staples paper shredder, shredder does not revolve, SN# EO4050800963.

CSC Items – July TB

- Pam Montrois, 228 Kirk Rd, Rochester, NY 14612; Contract for Daniel Brown to provide music for the Friends and Fun program on July 21 in the amount of \$125.00
- Bridges for Brain Injuries, 5760 Gloucester Way, Farmington, NY 14425; Contract to provide Wildlife Defenders animal program for the Friends and Fun Program in the amount of \$225.00
- Fred Lampey, 125 Princess Drive, Rochester, NY 14623; Contract to provide entertainment for the Meal Time Music program at the senior center on July 27 in the amount of \$95.00.
- David Puls, 111 Meadow Brook Road, Rochester, NY 14620 – Contract for \$35.00/pp to provide a 3-day Animation Workshop on August 15,16,19, 2016.
- Dick Mazzatti, 156 Mill Landing, Rochester, NY 14626; Contract to provide entertainment for the Meal Time Music program on August 24, 2016 in the amount of \$100.00
- Grease Paint Alley Clowns, Beverly Bryant, 25 Von Deben Lane, Rochester, NY 14617; Contract to provide summer program from August 22-August 26, 2016 in the amount of \$25.00 per person.
- Authorization to enter into the following agreements related to the I “Dig this Town – A Climb Aboard Experience” on Saturday, August 6, 2016:
 - Zuper Bounce
 - Grease Paint Alley Clowns
 - Arlene’s Costumes
- Cyndi Lovejoy, Stretch and Grow, 3631 Depew Rd, Canandaigua, NY 14424; Contract to provide instruction and materials for the Kid Town program on July 22, 2016 in the amount of \$90.00
- Zuperbounce, 3900 Buffalo Rd, Rochester, NY 14624; Contract to provide inflatables for the Kid Town program on July 26 in the amount of \$350.00.
- Peter Scahill, 2470 East Ave, Apt. 203, Rochester, NY 14610; Contract to provide entertainment for the outdoor movie on July 22 in the amount of \$150.00.