

**VILLAGE OF HONEOYE FALLS ZONING BOARD OF APPEALS    November 28, 2011**

**MEMBERS PRESENT:** Hank Besanceney, Mark Donahoe, Hal Gaffin, Jim Hoh, Stephanie Tolan

**ALSO PRESENT:** Danny Bassette, Curt Laraby, Anne Weaver, Jeffery Weaver, Paul Greene, Tara Switzer, Dahn Gandell, Deborah Shafer, Neil Haughton, Charlie Johnson

Chair Gaffin called the meeting to order at 7:30 PM.

**SPECIAL EXCEPTION USE: ST JOHN'S EPISCOPAL CHURCH**

Mark Donahoe reminded the Board that he is recused since he is a member of St. John's Episcopal Church.

The applicant re-presented their argument to allow Mr. Weaver to continue giving piano lessons in the church's parish house. Charlie Johnson confirmed that other churches in the Village house similar activities.

Much discussion ensued as to the nature of the various activities. Chair Gaffin stated that if the ZBA denied this type of activity in one church, then they would have to shut down similar activities in other churches. He stated that not only would be very unpopular with the Village residents but also would not be very good citizen behavior on the part of the Board.

Chari Gaffin stated that the fundamental issue to consider is to find a balance between allowing this type of activity when the person giving the lessons does not teach enough hours to be feasibly able to rent commercial space without denying the commercial property owner an opportunity to rent his/her property.

In light of this, the ZBA acknowledged the ambiguity of the current language in the code and will request the Board of Trustees to clarify. In the interim, The ZBA is giving the applicant a period of time in which to continue operation for a maximum of 20 hours per week.

It is recommended that the applicant withdraws their current variance application. If the Trustees take no action, the applicant will be required to come back to the ZBA for a variance for a more permanent nature.

The applicant agreed to withdraw his variance application and wait for a decision from the Trustees.

Charlie Johnson will draft a letter to the Trustees.

Motion by Jim Hoh, seconded by Stephanie Tolan to adjourn the meeting.

ALL IN FAVOR, MEETING ADJOURNED at 8:29 PM.

Respectfully submitted,  
Judi Barrett, Clerk