

ENVIRONMENTAL COMMITTEE & ORDINANCE COMMITTEE
TUESDAY, SEPTEMBER 19, 2023, 7:00 PM
HURLEY BUILDING, 205 SALTONSTALL STREET
VIRTUALLY: <https://us06web.zoom.us/j/84936309067>
LIVE STREAM: <https://fingerlakestv.org/live/>

Environmental Committee: Karen White, Chair
Sim Covington, Jr.
Erich Dittmar
Doug Merrill

1. Clean Energy Community Campaign Presentation (45 Minutes)

The intent of a Community Campaign is to with partner with the Climate Solutions Accelerator and volunteers organize a structured campaign to encourage the adoption of clean heating and cooling technologies (e.g., ground- and air- source heat pump systems and heat pump water heaters) as well as energy efficiency retrofits to homes, businesses, and community institutions. This program gets us credits as both a Clean Energy Community and Climate Smart Community. Representatives from the Climate Solutions Accelerator will present the program to City Council and the community.

2. Summary of 2023 Summer Recreation Programs

Heather Pogue, Recreation Supervisor, will provide a brief summary of the programs and events that took place thus far in 2023.

2. Update on Climate Smart Communities

Shawna Bonshak, Assistant City Manager, will provide a brief update on the City's Climate Smart Communities Program and how we are confident that will gain Silver Certification upon submission during the next application cycle.

Ordinance Committee: Erich Dittmar, Chair
Sim Covington, Jr.
Doug Merrill
Karen White

1. Updates to Permitted Shed Size

Of the 20 area variance applications for increases to shed size, in the past ten years, 19 were granted. With that in mind, the Zoning Board of Appeals has recommended that the minimum size of sheds or *Residential Storage Structures* be increased from 165 square feet to 240 square feet.

2. Dumpster Enclosures

City Code Enforcement has been addressing increased complaints of unscreened dumpsters. The main issue is unscreened dumpsters creating a nuisance to adjacent properties and basic unsightliness for the public. Our current law only requires dumpster enclosures if the property borders a residential parcel. City Staff recommends amending the ordinance to require enclosures regardless of the zoning district.

3. Muar House Lease - Twisted Rail

At the September 5th Finance Committee meeting complaints regarding the noise level of the music performances that take place at Twisted Rail, measures that Twisted Rail has taken to attenuate noise and

a proposed lease amendment were discussed. Twisted Rail requested to continue to discuss this matter with the City Council.

4. Red Light and Speed Cameras

Red light and speed cameras have been authorized on a limited basis in specific municipalities across New York State. This technology has proven to be a cost-effective way for local governments to help reduce running red lights and speeding in pedestrian-friendly neighborhoods and school zones. Post pandemic, statistics are proving, nationwide, that more people are running red lights with blatant disregard for safety and anecdotally reports from the community is that this is true for Canandaigua. Councilmember Dittmar requested that the committee to discuss reaching out to Senator Helming and Assemblyman Gallahan to sponsor home rule legislation to give the City authority for red light and speed cameras.

Next Meeting: October 17, 2023

City of Canandaigua

Zoning Board of Appeals

Joseph Bader
Chairperson

Phone (585) 337-2180
Fax: (585) 919-0605

DATE: July 24, 2023

FROM: Richard Brown, on behalf of the Zoning Board of Appeals

TO: Canandaigua City Council

RE: Proposal to Increase the Size of Residential Storage Structures

At its regular meeting of July 19, 2023, the Zoning Board of Appeals discussed the permitted size of Storage Structures (i.e., sheds) in residential zone districts. Currently these are limited to 165 square feet (§850-30.B.4)

Over the last 10 years, the ZBA has reviewed 20 applications for Area Variances to this requirement. 19 of these applications were approved.

The Zoning Board of Appeals recommends that the minimum size of Residential Storage Structures be increased from 165 square feet to 240 square feet.

App. #	Size shed requested	Decision of the ZBA
23-094	288 SF	Approve
23-018	288 SF	Approve
22-316	240 SF	Approve
21-099	240 SF	Approve
21-104	240 SF	Approve
20-149	576 SF	Approve
20-093	288 SF	Approve
19-207	200 SF	Approve
18-092	360 SF	Approve
17-323	200 SF	Approve
16-282	288 SF	Approve
16-275	200 SF	Approve
16-226	240 SF	Approve
16-179	336 SF	Approve
16-103	200 SF	Approve
15-174	288 SF	Approve
14-208	188 SF	Approve
14-110	432 SF	Deny
13-386	252 SF	Approve
13-269	288 SF	Approve

City of Canandaigua
Office of Development and Planning

Richard E. Brown, AICP
Director

Phone (585) 337-2180
Fax: (585) 919-0605

DATE: August 09, 2023
FROM: Richard E. Brown, AICP
TO: John Goodwin, City Manager
RE: Screening of Commercial Refuse Containers

Over the last few years, Code Enforcement has been increasingly called upon to address complaints of unscreened dumpsters that create a nuisance to adjacent properties as well as general unsightliness to the public. These complaints are primarily related to food service businesses in commercial zone districts.

The current code is a bit difficult to decipher, but apparently does not require the screening of dumpsters on all commercial properties:

[§ 585-7 Screening of dumpsters.](#)

All dumpsters and/or roll-off containers used for the collection and disposal of solid waste generated by any commercial, institutional, and multifamily use **and located in or immediately adjacent to residential districts or uses shall be screened from public views** by landscaping or fencing, or shall be located on the premises in such a manner as to be hidden from public view. For the purposes of this section, "public view" shall mean view at ground level from a public street or way, or from across a property line separating that use from an adjoining residential use.

We would recommend new, simplified text:

[§ 585-7 Screening of Refuse Containers.](#)

All dumpsters, totes, and other containers used for the collection and disposal of solid waste generated by any commercial, institutional, and multifamily use, shall be screened from public view and views from all other properties.

This would accomplish the following:

1. Applies to all commercial refuse containers (not just dumpsters, but also totes, cans, etc.)
2. Removes all qualifiers regarding location.
3. Expands screening from not only "public view" but also "views from all other properties".

Note:

This proposal would not impact residential containers. These are regulated by §585-3; which states; "No City-issued container, cans, or receptacles shall be placed in the front yard of any residential premises unless such are located on the premises in such a manner as to be hidden from public view, or are screened from public view by landscaping or fencing."

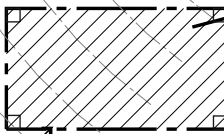
PROPOSAL ONLY

14X18'
NEW STAGE
247.48 SQ. FT.

APROX EDGE OF HILL

NEW FENCE WITH GATE

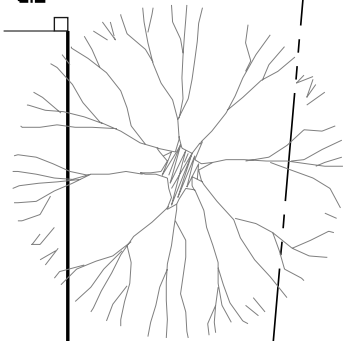
ELEC METER



CITY WATER EQUIPMENT AREA
WITH 40" HIGH REMOVABLE FENCE

EDGE OF EXISTING PAD

EXISTING
LOWER LEVEL
DINING
AREA



4'-0"
3'-0"

EXISTING BAR

EXISTING
STAIRS

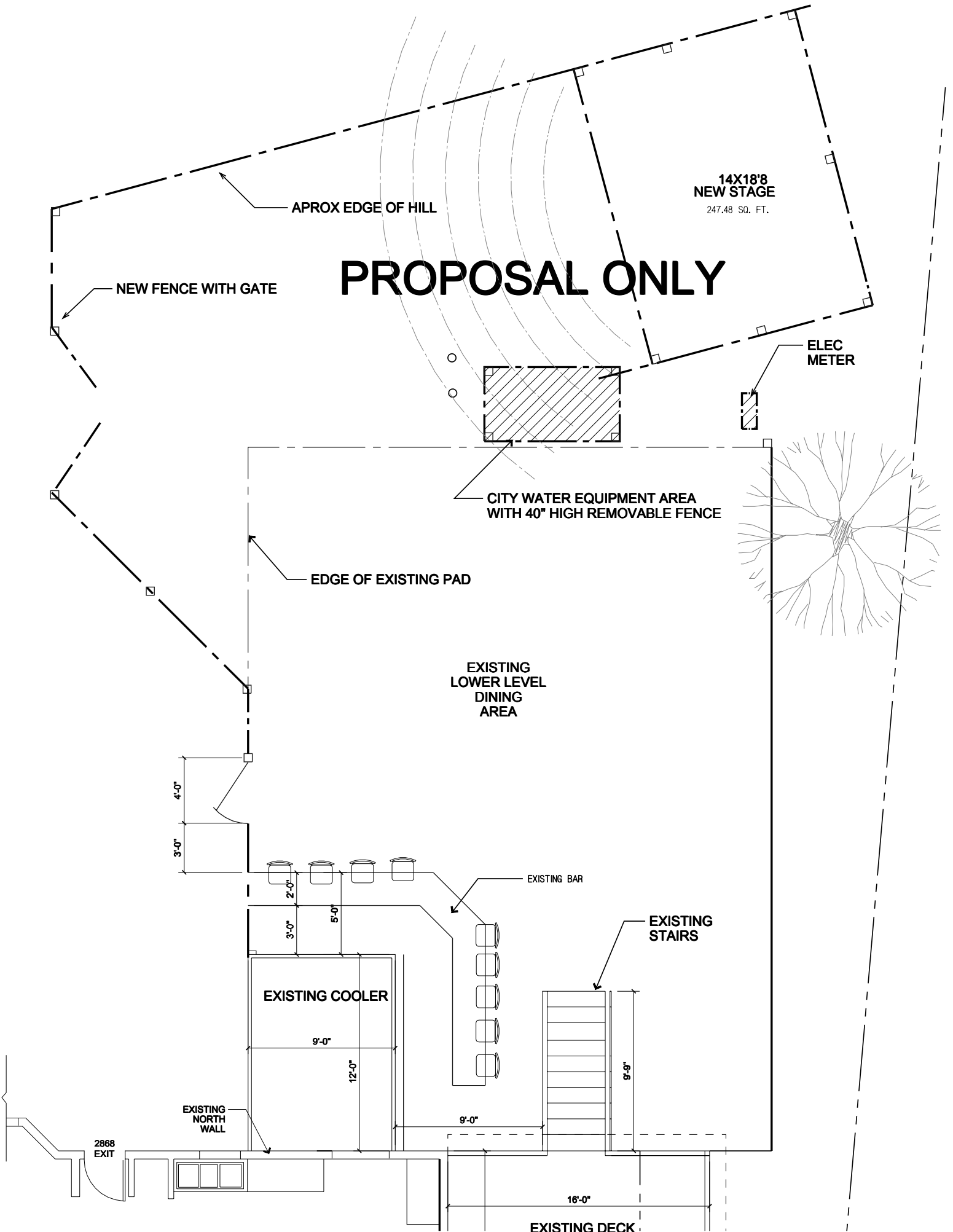
EXISTING COOLER

EXISTING
NORTH
WALL

2868
EXIT

16'-0"

EXISTING DECK



The Muar House property is outlined in red. The red square is the approximate location of current stage with the orange the approximate location of the new stage. The receiving boundary lines are Kershaw Park (blue line), Lakefront Park (green line) and the City ROW. The yellow line is the approximate location of the new sidewalk and the purple is the property line of the Hotel (filed with County, but not on OnCor yet).

