

GENESEE COUNTY PLANNING BOARD REFERRALS NOTICE OF FINAL ACTION

GCDP Referral ID
Review Date

T-01-PEM-05-25

5/8/2025

PEMBROKE, T.

Municipality Board Name

Applicant's Name

Referral Type Variance(s)

Variance(s)
Description:

Site Plan Review

PLANNING BOARD

J&R Fancher Property Holdings

Site Plan Review to connect Brickhouse Drive to NYS Rt. 77 and add two ten-unit townhouse buildings.

Location Zoning District

Alleghany Rd. (NYS Rt. 77), Pembroke

Interchange (INT) District

PLANNING BOARD RECOMMENDS:

APPROVAL WITH MODIFICATION(S)

EXPLANATION:

The required modifications are as follows: 1) The applicant obtains an area variance for front yard setback; 2) The applicant obtains a driveway permit from NYS DOT; 3) The applicant obtains documentation from the State Historic Preservation Office (SHPO) as to the project's impacts on archaeological resources; 4) The applicant obtains any necessary permits from the NYS Department of Environmental Conservation (DEC) as it relates to threatened or endangered species; 5) Given that the project will disturb more than one acre of land, the applicant completes a Stormwater Pollution Prevention Plan (SWPPP) and obtains a Stormwater Permit for Construction Activity from NYS DEC; and 6) Any additional signage complies with the Town's zoning regulations. With these required modifications, the proposed townhouse development should pose no significant county-wide or inter-community impact. It is recommended that the applicant submits the attached application for 9-1-1 Address Verification to the Genesee County Sheriff's Office to ensure that addresses are assigned that meet Enhanced 9-1-1 standards.

Felix A. Other

May 8, 2025

Director

Date

If the County Planning Board disapproved the proposal, or recommends modifications, the referring agency shall NOT act contrary to the recommendations except by a vote of a majority plus one of all the members and after the adoption of a resolution setting forth the reasons for such contrary action. Within 30 days after the final action the referring agency shall file a report of final action with the County Planning Board. An action taken form is provided for this purpose and may be obtained from the Genesee County Planning Department.

SEND OR DELIVER TO:

GENESEE COUNTY DEPARTMENT OF PLANNING 3837 West Main Street Road Batavia, NY 14020-9404

Address, City, State, Zip 1145 Main Rd. Corfu, NY 14036

Batavia, NY 14020-940 Phone: (585) 815-7901



Email zoning-codes@townofpembroke.org



* GENESEE COUNTY * PLANNING BOARD REFERRAL

RECEIVED

By the Genesee County Dept. of Planning at 2:31 pm, Apr 11, 2025

Required According to:

GENERAL MUNICIPAL LAW ARTICLE 12B, SECTION 239 L, M, N (Please answer ALL questions as fully as possible)

The Walter of the Control of the Con	(Please answe	r ALL questions as fully	as possible)	
1. <u>Referring Board(s) Inform</u>	ATION	2. APPLICANT INF	<u>ORMATION</u>	
Board(s) Town of Pembroke Planni	ng Board	Name J&R Fanche	r Property Holdings	
Address 1145 Main Rd		Address 13661 Mai	n St	
City, State, Zip Corfu NY 14036		City, State, Zip Akro	n New York 14001	
Phone (585) 599 - 1209	Ext.	Phone (716) 863 - 6499	Ext. Email randy@jrb	uffalo.com
MUNICIPALITY: City	Town	Village of Pembrok	е	
3. TYPE OF REFERRAL: (Check all app				
☐ Area Variance ☐ Use Variance ☐ Special Use Permit ☐ Site Plan Review	Zoning M Zoning T Compreh Other:	Iap Change ext Amendments ensive Plan/Update	Subdivision Proposal Preliminary Final	
4. LOCATION OF THE REAL PROP		ING TO THIS REFERRA	<u>ե:</u>	
A. Full Address 8705 Brickhouse				
B. Nearest intersecting road Rt. 5 C. Tax Map Parcel Number 191				
D. Total area of the property 17 a		Area of property t	to be disturbed less than 5	
E. Present zoning district(s) INT	10100	Mica of property	o be disturbed 1000 than 0	
5. REFERRAL CASE INFORMATION A. Has this referral been previously NO YES If yes, give B. Special Use Permit and/or Variation	y reviewed by the	aken		or law
		l to contact and a contact to contact and a		
C. Please describe the nature of the C. This will be an extension of the				
This will be all extension of the	3 residendiai p	orden of the mixed doc	that is already on this parcer	<u>. </u>
6. ENCLOSURES – Please enclose copy Local application Site plan Subdivision plot plans SEQR forms	Zoning te Location: Elevation	xt/map amendments map or tax maps	s referral New or updated comprehe Photos Other:	nsive plan
7. CONTACT INFORMATION of the p	erson representin	ng the community in filling	g out this form (required informat	ion)
Name James Wolbert	Title CE	O / ZEO	Phone (585) 599 -1209	Ext.

TOWN OF PEMBROKE 1145 MAIN ROAD CORFU, NEW YORK 14036

585-599-4892

APPLICATION FOR: SPECIAL USE PERMIT TEMP. SPECIAL USE PERMIT USE VARIANCE AREA VARIANCE	ZONING APPEAL LAND SEPARATION SUB DIVISION ZONE DISTRICT CHANGE SITE PLAN REVIEW	DATE APPLIED FOR APPLICATION NUMBER REFERRED TO PLANNING REFERRED TO ZBA PUBLIC HEARING REQ.		
ADDRESS 13661 MAND AKRON HY	ST TAX M 14001 ZON	LOCATION# 8705 BRICKHWSF DR IAP PARCEL# 19,-1-74 ING DISTRICT INT EE OF PARCEL 17 ACRES		
TELEPHONE # 716 - 442 - 3	50 40 SIZ	CORNER LOT YES		
PROPERTY OWNER (IF OTHER THAN ABOUT ADDRESS TELEPHONE #		SET BACK OF BUILDING FRONT 75 REAR 30 SIDE 3.5		
PERMIT OR VARIANCE FOR: NEW CONSTRUCTION ADDITION SIGN	IF THIS APPLICATION IS FOR THE ORDINANCE UNDI	OR A VARIANCE PLEASE STATE THE SECTION ER WHICH THE VARIANCE REQUESTED		
HOME OCCUPATION OTHER	DESCRIBE REASON FOR V	ARIANCE		
DOES THIS PROJECT REQUIRE APPROVA	AL FROM THE FOLLOWING? CHEC	K THOSE THAT APPLY:		
GENESEE CO. HEALTH DEPARTM GENESEE CO. SOIL & WATER DEPARTMENT OF TRANSPORTA COUNTY PLANNING DEPARTME D.E.C.	MENTTOWN B Z.B.A. TIONPLANNIN	OARD NG BOARD		
DESCRIPTION OF PROPOSED PROJECT OF BRICKHUSF DR TO PORTION OF THE M	1, xm USF BY A	TO EXTEND RUAD FROM OD TO THE RESIDENTIAL ODING 2 - 10 UNIT		
INSTRUCTIONS FOR COMPLETING THIS APPLICATION: 1. INCLUDE SITE SKETCH PLAN, PREFERABLY A LAND SURVEY WITH CURRENT AND PROPOSED SET BACKS. 2. IF APPLICANT IS NOT THE OWNER OF THE LAND ON WHICH THE PROPOSED PROJECT IS LOCATED, THEY ARE THEN REQUIRED TO OBTAIN WRITTEN PERMISSION FROM THE LAND OWNER FOR THE PROJECT. 3. A SEQR FORM (EAF) MUST BE INCLUDED WITH THE APPLICATION. 4. APPLICANT OR REPRESENTATIVE SHOULD ATTEND PLANNING BOARD AND/OR ZBA MEETING.				
NOTE: IF THE REQUEST IS FOR A USE OF RECOMMENDATION TO THE ZONING BOOK OF THE TONING BOOK	R AREA VARIANCE, THE PLANNIN OARD OF APPEALS FOR APPROVA	IG BOARD'S ONLY ACTION WILL BE TO MAKE A L OR DISAPPROVAL.		
APPLICANT SIGNATURE		DATE		

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

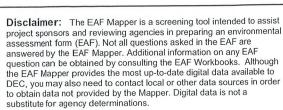
Part 1 – Project and Sponsor Information					
Site Plan Review J&R Fancher Properties Holdings					
Name of Action or Project:					
Site Plan Review					
Project Location (describe, and attach a location map):					
191-74					
Brief Description of Proposed Action:					
Applicant wants to extend Brickhouse Corners Drive to Rt. 77. off of that extension he wants to Town Houses will each have an attached garage. Half of the units will be on the ground floor	and will be accessible.	en unit Town Houses. The			
Name of Applicant or Sponsor:	Telephone: 716-442-5040				
J&R Fancher Properties Holding	E-Mail: randy@jrbuffalo.c	om			
Address:		. ∞			
13661 Main Street	y y				
City/PO: Akron	State: New York	Zip Code: 14001			
	l law, ordinance,	NO YES			
1. Does the proposed action only involve the legislative adoption of a plan, loca					
administrative rule, or regulation?	nvironmental resources th	at 🚺			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the e may be affected in the municipality and proceed to Part 2. If no, continue to ques	tion 2.	at 🔽 🗀			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the e may be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other	tion 2. er government Agency?	at NO YES			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the e may be affected in the municipality and proceed to Part 2. If no, continue to ques	er government Agency?				
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other of the proposed action require a permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action?	er government Agency? Ian Approval Jailding Permit	NO YES			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other of the proposed action require a permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed?	tion 2. er government Agency? lan Approval uilding Permit	NO YES			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other of the proposed action require a permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action?	er government Agency? Ian Approval Jailding Permit	NO YES			
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administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other If Yes, list agency(s) name and permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4. Check all land uses that occur on, are adjoining or near the proposed action:	er government Agency? lan Approval uilding Permit 17 acres ess than 5 acres 17 acres	NO YES			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other of the proposed action require a permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4. Check all land uses that occur on, are adjoining or near the proposed action: Urban W Rural (non-agriculture) Industrial W Commercial	er government Agency? lan Approval uilding Permit 17 acres ess than 5 acres 17 acres Residential (subur	NO YES			
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques 2. Does the proposed action require a permit, approval or funding from any other of the proposed action require a permit or approval: Pembroke Planning Board Site Pembroke Code Enforcement But 3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4. Check all land uses that occur on, are adjoining or near the proposed action:	er government Agency? lan Approval uilding Permit 17 acres ess than 5 acres 17 acres Residential (subur	NO YES			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?		V	
b. Consistent with the adopted comprehensive plan?		V	
		NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?			V
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Yes, identify:	1 2		
		~	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
		~	
		~	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?		~	
9. Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			
			V
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			
			V
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	et	NO	YES
which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the	,	V	П
State Register of Historic Places?			
			V
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain		NO	YES
wetlands or other waterbodies regulated by a federal, state or local agency?			V
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			~
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			
about 1 acre will encroch into the buffer zone of the wetlands			i de la constante de la consta

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
☐ Shoreline ☐ Forest 🗹 Agricultural/grasslands ☐ Early mid-successional		
✓ Wetland ☐ Urban ☐ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?		V
NORTHERN LONG-EARED BAT 16. Is the project site located in the 100-year flood plan?	NO	YES
10. Is the project site foculed in the 100 year flood plan.	V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	V	
a. Will storm water discharges flow to adjacent properties?	V	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?		V
If Yes, briefly describe:		
Storm drainage and DI boxes will control storm runoff to a retension system .		
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)?	1,0	1.70
If Yes, explain the purpose and size of the impoundment:	П	V
allo to flot calculated yet alloe applicant is from the		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility? If Yes, describe:		
If Yes, describe.	~	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		
Ti Tes, describe.	~	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	CST OF	,
04-10-2025		
Applicant/sponsor/name. Date: 94 10 2020		
Signature:Title:		
•		

Pennbroke

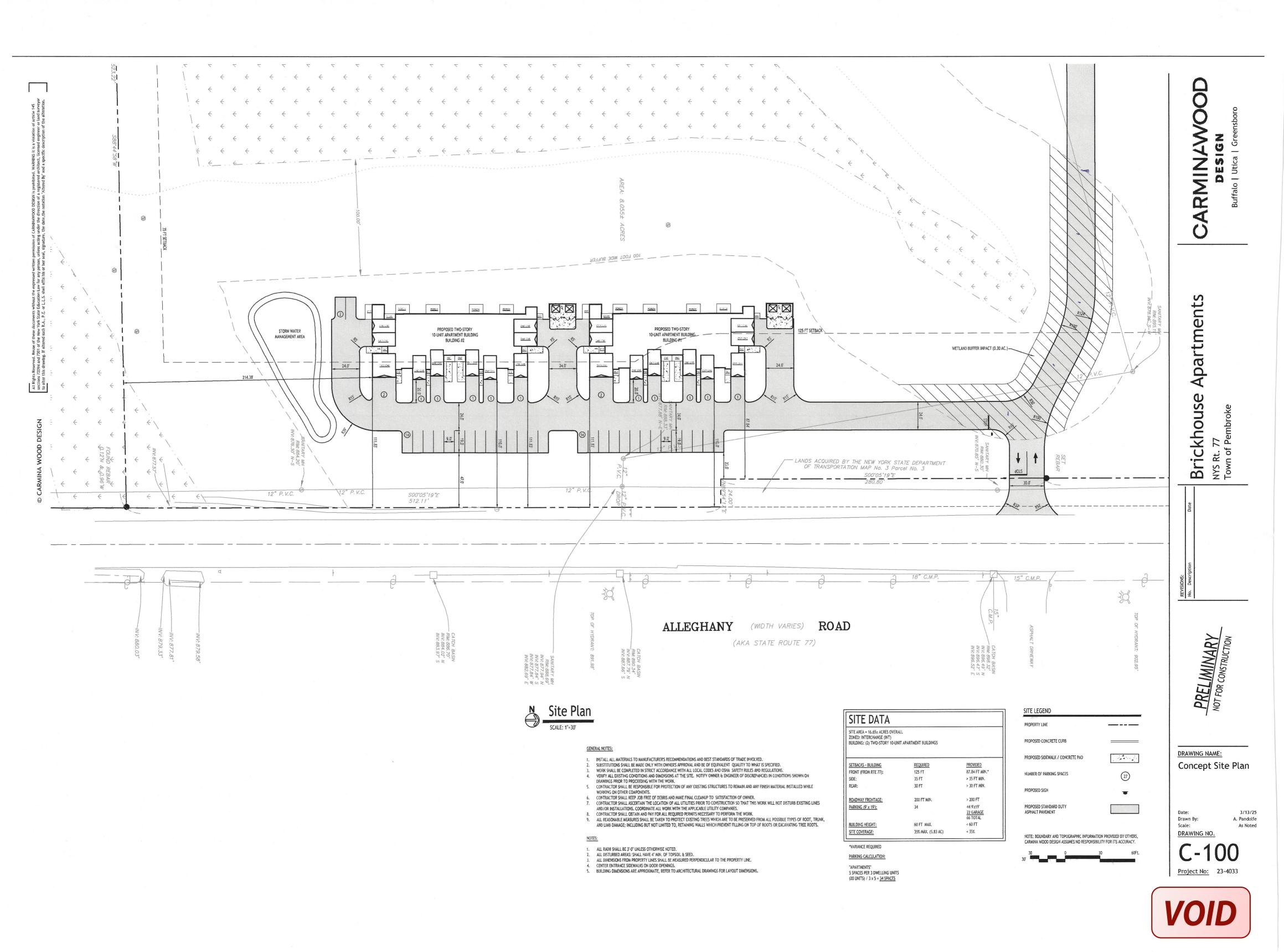
Pe mbroke Town Park

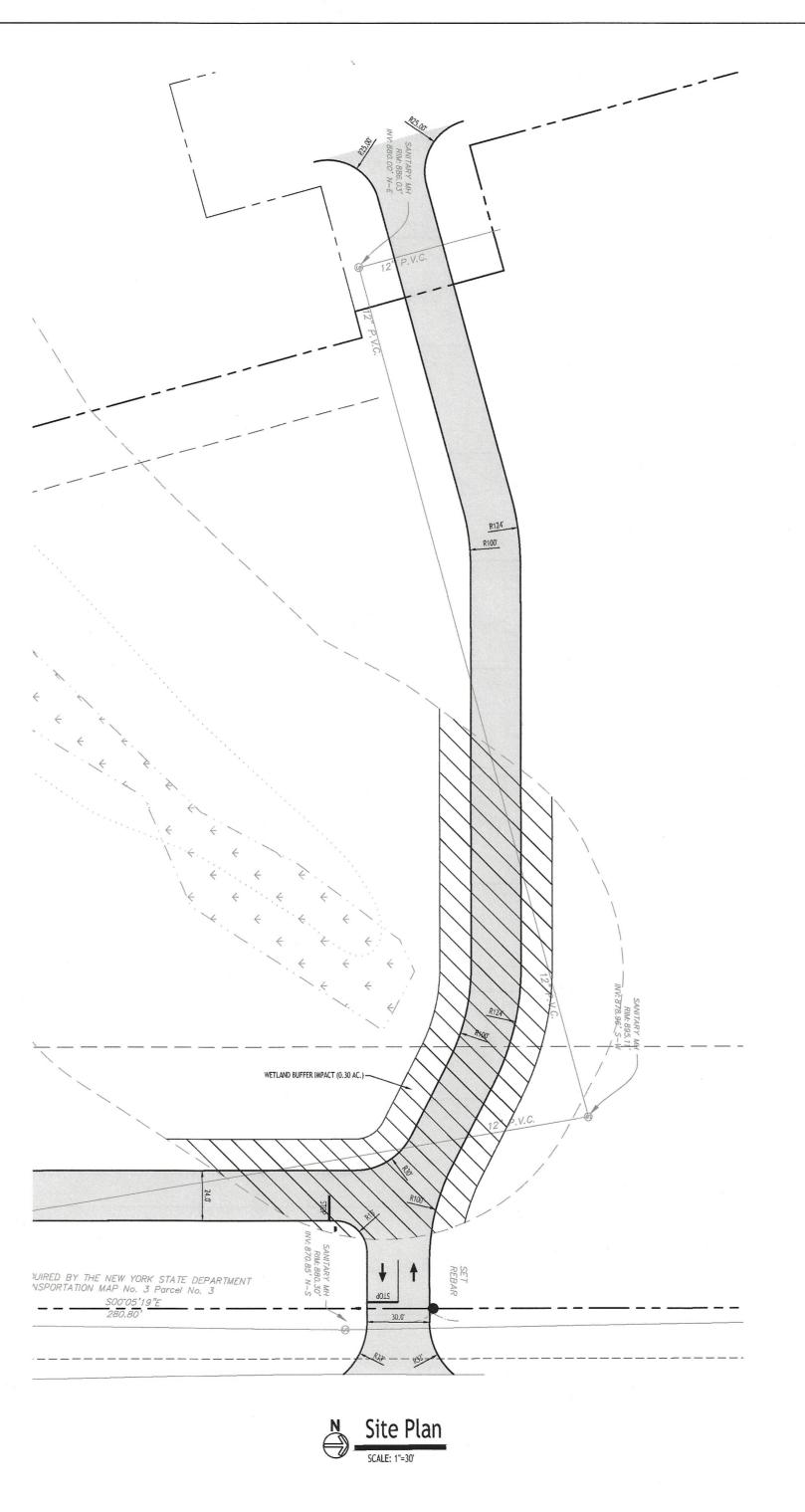


Thursday, April 10, 2025 2:35 PM



Part 1 / Question 7 [Critical Environmental	No
Area]	
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Northern Long-eared Bat
Part 1 / Question 16 [100 Year Flood Plain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
Part 1 / Question 20 [Remediation Site]	No





CARMIN/WOOF

Brickhouse Apartments
NYS Rt. 77
Town of Pembroke

PRELIMINARY NOT FOR CONSTRUCTION

DRAWING NAME:

Concept Site Plan

3/13/25 A. Pandolfe As Noted

Date:
Drawn By:
Scale:
DRAWING NO.

C-101

Project No: 23-4033



.

27

PROPERTY LINE

PROPOSED CONCRETE CURB

NUMBER OF PARKING SPACES

PROPOSED STANDARD DUTY ASPHALT PAVEMENT

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS, CARMINA WOOD DESIGN ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

PROPOSED SIGN

PROPOSED SIDEWALK / CONCRETE PAD

From: Zoning Codes
To: Felipe Oltramari

Subject: RE: County App for Site Plan Review Date: Thursday, May 1, 2025 9:28:52 AM Attachments: Site Plan 4-30-25 revised.pdf

Caution! This message was sent from outside your organization.

Allow sender Block sender

Report

Felipe,

There has been a change in the site plan due to DEC timeframe regarding the Buffer Zone Please see attached for new site plan.

We will be dealing with the setbacks as they move forward.

Jim

James Wolbert

Code Enforcement Official Town of Pembroke (585) 599-1209

From: Felipe Oltramari <Felipe.Oltramari@geneseeny.gov>

Sent: Wednesday, April 30, 2025 10:25 AM

To: Zoning Codes <Zoning-Codes@townofpembroke.org>

Subject: RE: County App for Site Plan Review

Hi Jim.

Looking at the application, it looks like it requires a front yard setback variance. Do you want us to review that at our meeting?

-Felipe

Felipe A. Oltramari AICP CNUa

Director

Genesee County Department of Planning 3837 West Main Street Road Batavia, NY 14020-9404 Felipe.Oltramari@geneseeny.gov

(585) 815-7901

Visit our website: geneseeny.gov/planning

From: Zoning Codes <<u>Zoning-Codes@townofpembroke.org</u>>

Sent: Friday, April 11, 2025 2:03 PM

To: Felipe Oltramari < Felipe.Oltramari@geneseeny.gov >

Subject: County App for Site Plan Review

Felipe,

The attached files are for a Site Plan Review for parcel 19.-1-74. This parcel has a mixed use building presently. This project will expand the residential portion of the mixed use.

Jim

From: Randy Fancher
To: Felipe Oltramari

Cc: <u>James Wolbert; Erik Lang; Pfalzer Doneen</u>

Subject: RE: Genesee County Planning Board Referral Receipt

Date: Tuesday, May 6, 2025 3:37:59 PM

Attachments: image001.png

Site Plan 4-30-25.pdf

Caution! This message was sent from outside your organization.

Allow sender | Block sender

Block sender Report

Good afternoon Felipe, I apologize as I just got your message from last week. Regarding the Brickhouse Commons project in Pembroke we have run into a number of wetland issues. We had a meeting last week with Genesee County IDA and they made a suggestion that we revise our site plan to completely avoid the wetlands. We are waiting to hear if this acceptable to the DOT. Please see the attached revised site plan. At this point we can still meet this Thursday at 6:30 or we can wait to hear back from the DOT. Please let me know if you have any questions or how you would like to proceed. Thanks



Randy Fancher President 13661 Main Street Akron, NY 14001 Cell (716)863-6499

From: Felipe Oltramari < Felipe. Oltramari@geneseenv.gov >

Sent: Tuesday, April 15, 2025 4:13 PM

To: randy@irbuffalo.com

Cc: James Wolbert <<u>zoning-codes@townofpembroke.org</u>>; Erik Lang (<u>zoning@townofpembroke.org</u>)

<zoning@townofpembroke.org>; 'Pfalzer Doneen' <zoning-clerk@townofpembroke.org>

Subject: Genesee County Planning Board Referral Receipt

Please be advised that the Genesee County Department of Planning is in receipt of planning referral **T-01-PEM-05-25** in the Town of Pembroke, NY.

Applicant's Name: J&R Fancher Property Holdings

Type of Referral: Site Plan Review

The Genesee County Planning Board will review this referral at its meeting at County Building 2, 3837 W. Main Street Rd., Batavia, NY on Thursday, May 8, 2025 at 7:00 P.M.

Attendance by the applicant is encouraged but not mandatory. Virtual attendance (via Zoom) is possible, please inquire if desired.

Please note: Doors open at 6:30 PM at which time a sign-in sheet will be available. Referrals are heard in the order of the sign-in sheet.

Referral Recommendations/meeting results are emailed to the municipalities the day after the meeting

and are also usually posted the next day on the following website: https://www.geneseeny.gov/Department-Content/Planning/Referral-Recommendation

Please do not hesitate to contact me with any questions

-Felipe

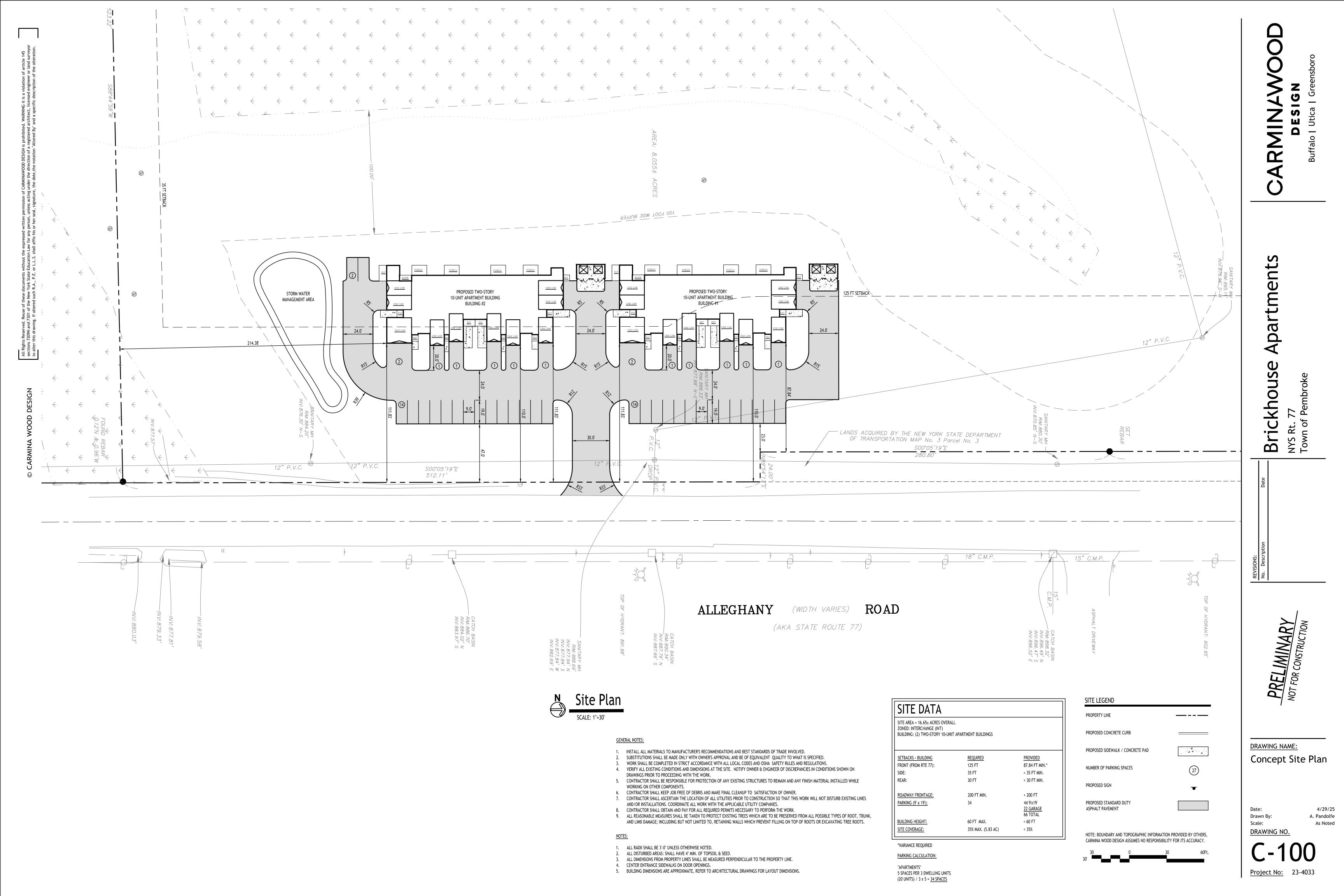
Felipe A. Oltramari AICP CNUa

Director
Genesee County Department of Planning
3837 West Main Street Road
Batavia, NY 14020-9404
Felipe.Oltramari@geneseeny.gov
(585) 815-7901

Visit our website: geneseeny.gov/planning

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Riverton Parcel E
Park Grove Realty, LLC
Town of Henrietta, NY

Front Elevation
10-Unit Apartments
Color Scheme A

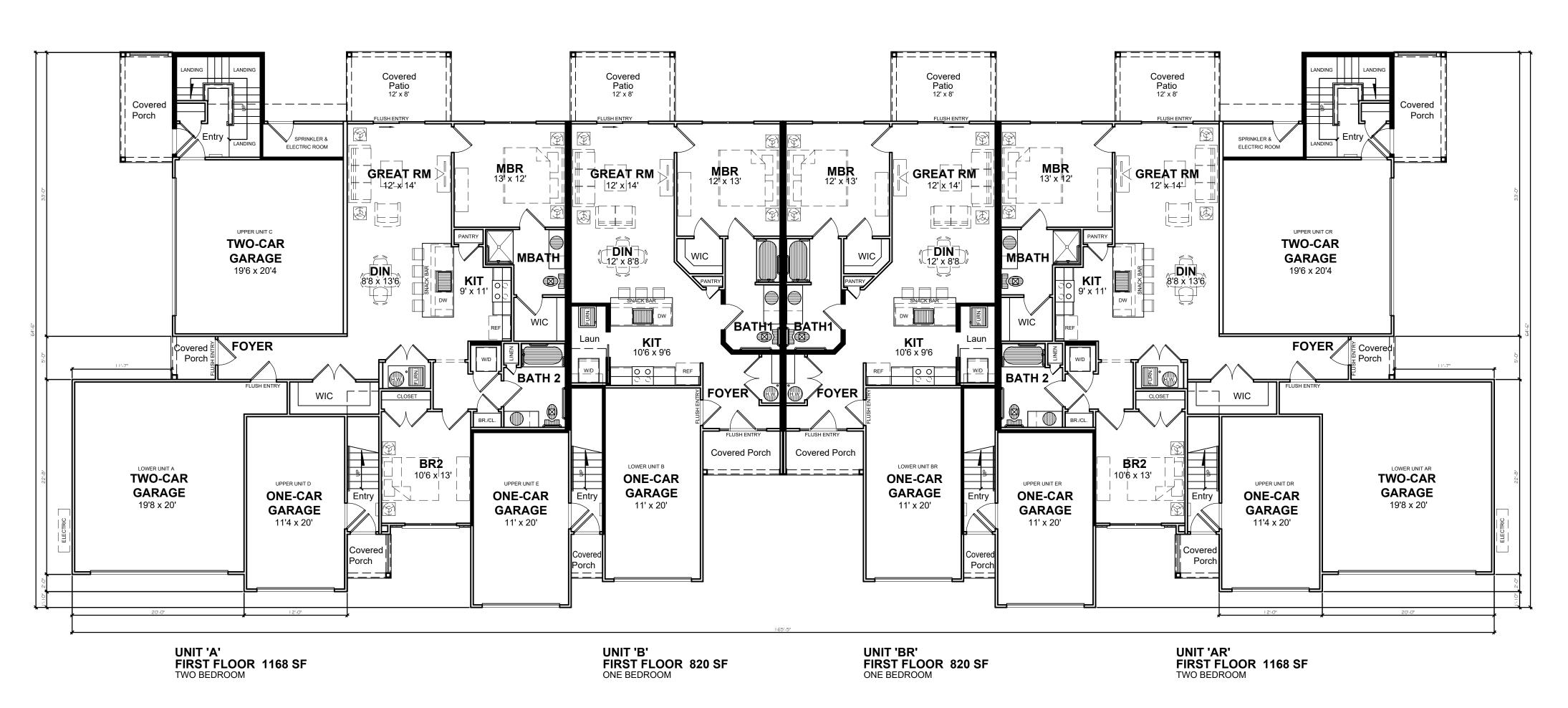


James Fahy Design Associates Architecture & Engineering P.C. Rochester, NY

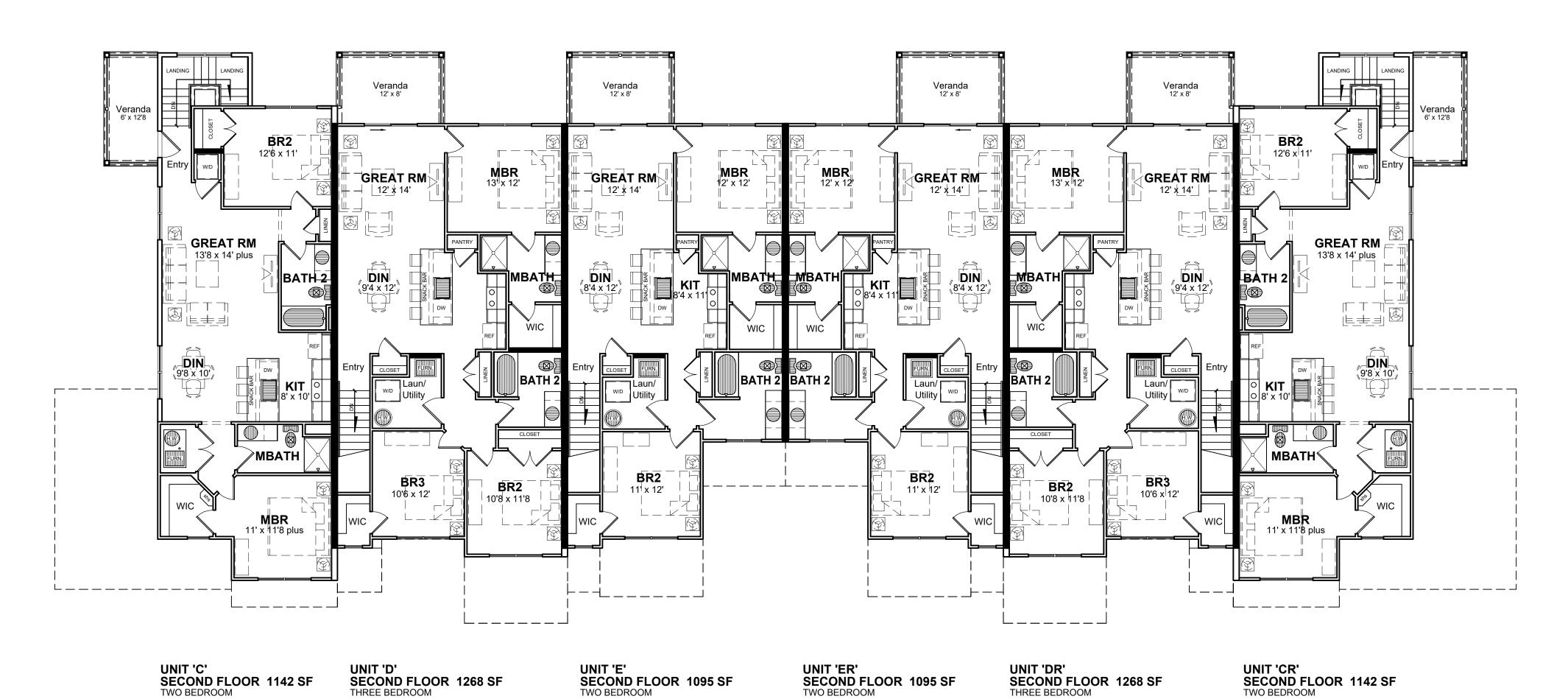


10-Unit Apartment Front Elevation - Style 2

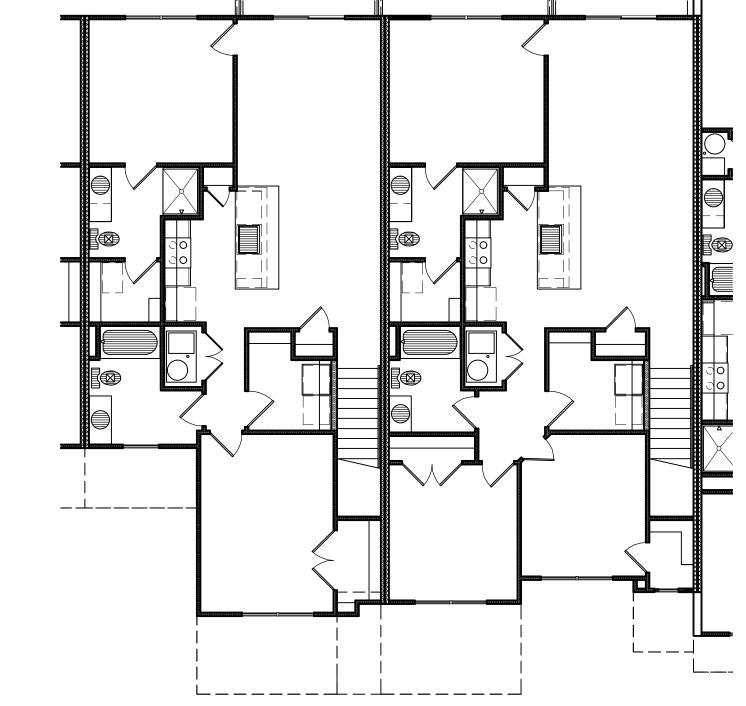




FIRST FLOOR W - 165'5



SECOND FLOOR



10-UNIT FRONT ELEVATION - OPT 2 (PARK PLACE BASE)

1ST/2ND FLOOR PLAN ADJUSTMENT NEEDED

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NO.	DATE	BY	DESCRIPTION
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CLIENT: CLIENT

PROJECT:

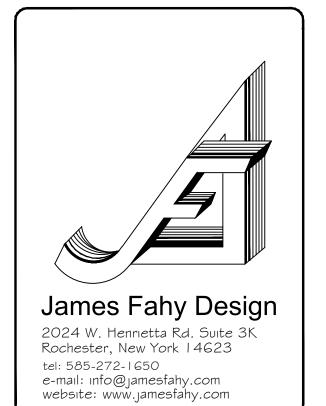
PROJECT INFO

DRAWING TITLE:

FLOORPLANS

CONSTRUCTION DOCUMENTS

JOB NO. A23-	PROJECT NO. XX-XXXX-X
DRAWN BY: INITIALS	DRAWING NO:
CHECKED BY: JRF	2 of 2
DATE: DATE	
-	



T-01-PEM-05-25

