

# VILLAGE OF PITTSFORD

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*Village Hall ca 1855 (remodeled 1937)*

## **Village of Pittsford Board of Trustees Meeting June 9, 2020 6:00 PM**

### **Tentative Agenda**

#### **Board Member - Conflict of Interest Disclosure**

#### **Department Reports**

1. Building Inspector Report
2. DPW Report
3. Village Attorney
4. Treasurer's / Village Clerk Report

#### **Meeting Items**

1. Mayor Corby – Resolution Honoring Memory of George Floyd
2. Mayor Corby – Resolution Temporary Pandemic Restaurant Outdoor Seating
3. Vandalism – Village Property

#### **Member Items**

Next Scheduled Meeting – June 16, 2020

\*Subject to Change Without Notice

Village Board Meeting

Department Reports

Building Inspector Report

# Village Board Meeting

## Department Reports

### DPW Report

Village Board Meeting

Department Reports

Village Attorney

Local Law \_\_\_ of 2020 of the Village of Pittsford, New York  
Placing Stop Signs at the Intersection of South Street  
And Maple Street and at the Intersection of Sutherland Street  
And the Entrance to/Exit From Sutherland High School

**Whereas**, the 2019 Village of Pittsford Comprehensive Plan establishes “Network of Walkable, Connected Neighborhood Streets” as an asset to its community vision including the following objectives: A.) Create a visible transportation network throughout the Village with regional connectivity utilizing all modes of transportation; B.) Foster a community culture that renders commuting by foot, bicycle, or transit a viable option; and C.) Implement traffic-calming measures that signal to motorists that Village streets are shared with pedestrians and bicyclists.

**Whereas**, the Village of Pittsford’s Complete Streets Policy ensures the needs of pedestrians, bicyclists, transit riders and people with disabilities are accommodated as a priority that is equal to or higher than the facilitation of motor vehicle movement.

**Whereas**, the Village of Pittsford recognizes the critical role stop signs play in making the streets safe for all users, regardless of mode of transportation.

**NOW, THEREFORE, BE IT RESOLVED**, that the Village of Pittsford Board of Trustees hereby amends Chapter 195 of the Code of the Village of Pittsford to add the following to Section 1 95-28:

<b>Stop Sign on</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Maple Street	Both	South Street
South Street	Both	Maple Street
Sutherland Street	Both	Entrance to/Exit From Sutherland High School

**EFFECTIVE DATE:** This local law shall take effect immediately upon its adoption by the Village Board of the Village of Pittsford and the filing thereof with the New York Secretary of State.

Village Board Meeting

Department Report

Treasurers / Village Clerk Report

- Bill Pay

# Village Board Meeting

Meeting Items  
Agenda Item 1

Mayor Corby – Resolution Honoring Memory of  
George Floyd

# Village Board Meeting

## Meeting Items Agenda Item 2

- Mayor Corby – Resolution Temporary Pandemic Restaurant Outdoor Seating

**RESOLUTION TO ESTABLISH  
TEMPORARY OUTDOOR SEATING AREAS  
FOR RESTAURANTS IN  
THE VILLAGE OF PITTSFORD**

**WHEREAS**, Governor Cuomo has authorized restaurants and taverns to resume outdoor dining service as of June 4, 2020; and

**WHEREAS**, restaurants and taverns must follow social distancing guidelines and other safety measures and restrictions; and

**WHEREAS**, restaurants and their employees are struggling financially to comply with the above-mentioned social distancing guidelines, healthcare measures and restrictions which are require during the pendency of the COVID-19 pandemic; and

**WHEREAS**, the Board of Trustees recognize that such guidelines and restrictions pose financial difficulties for restaurants, taverns, and their employees such that restaurants and taverns are attempting to being creative in providing service while complying with those above-mentioned guidelines and restrictions; and

**WHEREAS**, the Governor's permission to allow restaurants to resume outdoor dining service is an acknowledgement of the need and intent of restaurants to be creative in serving their patrons; and

**WHEREAS**, the Board of Trustees understands that the expansion of outdoor seating of restaurants and taverns is a safe and reasonable temporary accommodation that will enable some restaurants and taverns to remain open and profitable during this time of health and economic uncertainty and as such determines it to be in the best of interests of the health, safety and general welfare of the residents of the Village of Pittsford, New York.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF PITTSFORD, COUNTY OF MONROE AND STATE OF NEW YORK:**

Section 1 – Pursuant to New York State Village Law Section 4-412 1.A. and Pittsford Village Codes Section 210-12.3, the Code Enforcement Officer (“CEO”) is hereby authorized to temporarily permit expanded outdoor seating/dining areas for established restaurants and taverns that currently possess a valid Special Use Permit pursuant to the Code of the Village of Pittsford. Such Temporary Permit shall be issued pursuant to the guidelines, conditions and restrictions set forth in the attached Exhibit A, which is incorporated herein by reference.

Section 2 – The authorization granted to the CEO by this Resolution shall terminate on October 31, 2020.

Section 3 – Any Permits issued pursuant to the authority granted to the CEO by this Resolution shall terminate on the earliest of October 31, 2020, the termination of New York

State and/or Monroe County, New York, COVID-19 restrictions on restaurant operation or by the CEO pursuant to the terms and provisions of this Resolution and Exhibit A.

Section 4 – Applications for “Restaurant and Tavern Outdoor Seating Permit” shall be available at Village Hall. Once completed, the applicant shall submit the required fee (?) and required documentation to the office of the Village Code Enforcement Officer. If granted, the Permit shall be posted in a conspicuous spot near the front entrance of the establishment. Applications that do not meet the guidelines, requirements and conditions contained in Exhibit A, in which do not make adequate provisions for the safety of patrons and employees on their face, may be denied.

Section 5 – The Temporary Restaurant and Tavern Outdoor Seating Permit may be terminated by the CEO if any requirements set forth herein or by the Permit are not followed and/or if the property is the subject of multiple complaints and/or if other operational concerns arise and cannot be rectified.

Section 6 – Nothing contained herein shall in any way detract from the Board of Trustee’s authority to hear and decide applications for Special Use Permits including Permits for outdoor seating pursuant to the Code of the Village of Pittsford.

Section 7 – This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the residents of the Village of Pittsford, New York, the immediate emergency being the COVID-19 pandemic and therefore this ordinance shall be in effect immediately upon adoption by the Board of Trustees of the Village of Pittsford, New York.

This Resolution being duly moved by \_\_\_\_\_ and seconded by \_\_\_\_\_, the following votes were recorded:

NAME	YAY	NAY	OBSTAIN
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Mayor Corby

Trustee Lanphear

Trustee Galusha

Trustee Keating

Trustee Stetzer

Resolution adopted/not adopted on the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Dorothea Ciccarelli, Village Clerk

**“EXHIBIT A” TO RESOLUTION  
REGARDING RESTAURANT  
OUTDOOR SEATING PERMITS**

The Village of Pittsford, New York, seeks to promote the safe reopening of restaurants and taverns by extending options for increased social distancing and dining in outdoor, well ventilated areas. Due to the COVID-19 restrictions, food service and tavern operations may desire to create new or expanded outdoor dining areas. The Village of Pittsford, New York has adopted a Resolution authorizing the Code Enforcement Officer (“CEO”) to issue Restaurant and Tavern Outdoor Seating Permits and has developed the following requirements in order to assist the proprietors of such businesses during these difficult times.

- The operator must provide a drawing to scale of the proposed area and seating specifically indicating the area to be used for the outdoor dining area and any other proposed temporary fences, vehicular protections or other temporary improvements.
- The operator (if a tenant) must provide written approval from the property owner for the proposed temporary outdoor dining area.
- Temporary outdoor seating areas shall only be permitted to operate during normal business hours, (?), however temporary restaurant outdoor seating areas within \_\_\_\_ (?) feet of residential property may not operate between \_\_\_\_ p.m. (?) and \_\_\_\_\_ a.m. (?). Restaurant outdoor seating areas currently in operation under an existing Special Use Permit must continue to comply with the requirements of that Special Permit unless modified under this Temporary Permit.
- The temporary improvements may not block any required fire lanes, traffic lanes, means of ingress, egress, access to adjacent tenants or uses, or accessible path to the building entrance.
- Total seating for the restaurant use including any additional outdoor seating granted by the Temporary Permit shall not exceed the occupancy limit permitted by the underlying Special Use Permit and building occupancy regulations.
- Parking areas may be used but suitable barricades or protections shall be provided to protect pedestrians and diners. Required parking spaces may not be reduced below the number required to support the maximum occupancy and employees required by the operation of the restaurant during the pendency of the Temporary Restaurant Outdoor Seating Permit.
- Seating or other improvements may not be placed on any public sidewalk or right of way.
- ADA accessibility requirements must be met to maintain wheelchair access. Outdoor seating must provide for accessibility.

- Any new or additional lighting will require site plan review and approval and building permits for installation.
- The operator shall ensure that the property is maintained free of trash and debris.
- The maintenance of any required social distancing or other operational requirements imposed by the State and/or County due to COVID-19 pandemic is the responsibility of the operator.
- Any temporary signage may be approved as part of the Temporary Permit process and shall be in compliance with the general intentions of Chapter 168 of the Code of the Village of Pittsford.
- Operation of the restaurant and/or outdoor seating area must be maintained in accordance with the Temporary Permit granted for the use.
- No entertainment or speakers can be used in the outdoor dining area unless previously approved under an existing Special Use Permit.
- The Temporary Restaurant Outdoor Seating Area Permit may be terminated if any requirements of such Permit are not satisfied within ten (10) days of a notice from the CEO that the operation is out of compliance with the Temporary Permit.
- Applicants are responsible for obtaining and installing traffic barriers as well as the costs of implementing any other site improvements required by the guidelines, conditions and requirements of the Temporary Restaurant Outdoor Seating Area Permit.
- Applicants must follow all COVID-19 Health Requirements. The applicant shall comply and further cause its employees, agents, guest, invitees and contractors to comply with all state and local orders addressing public health and social distancing.
- Any other guidelines, requirements and/or conditions deemed necessary an appropriate by the CEO to ensure protection of the health, safety and general welfare of the residents of the Village of Pittsford.

# Village Board Meeting

Meeting Items  
Agenda Item 3

Vandalism – Village Property