**WILMOT AREA VARIANCE DETERMINATION**

Mr. Peckham moved, seconded by Mr. Thorp, that the area variance requested by P.J. Wilmot, 162 Smith Road, Pittsford, NY at said property, consisting of 12.199 acres, bearing tax account no. 205-01-1-12.22, located in an RA-5 zone, to allow the construction of an entry gate with its highest point being 7 feet, whereas Town Code allows a 4 foot high fence above ground level in the front yard, be approved, subject to the following Findings of Fact and Conclusions of Law:

**FINDING OF FACT**

1. Eric Grey of Wilmorite appeared before the Mendon Zoning Board of Appeals on October 23, 2014 on behalf of P. J. Wilmot, 162 Smith Road, Pittsford, NY 14534.
2. The subject of the proposed area variance request is a metal security/entry gate.
3. The 16 foot wide gate will be 5-6 feet high on the lower ends and no more than 7 feet high at the center point.
4. The gate will be placed between 2 existing pillars. The gate will be setback approximately 40 feet from the end of the driveway.
5. The gate will be power operated.
6. The gate will not be lighted.
7. A letter was received from neighbor Ed Walsh in support of the proposed request.

**CONCLUSION OF LAW**

1. The granting of the variance will not result in an adverse change to the character of the neighborhood.
2. The granting of the variance will not have a negative environmental impact.
3. The variance is not substantial.
4. There is no alternative method to the variance request.
5. The difficulty is self-created.
6. This is a Type II action under SEQR.