

**LEGAL NOTICE**  
**Notice of SECOND Public Hearing**  
**on Application for Change of Zone**

WHEREAS, Stonehaven Commercial, 154 Cobblestone Court Drive, Victor, New York 14564, acting as developing agent for the owner of the properties, Estate of Eugene Jason, c/o Acea Mosey, 625 Delaware Avenue, Buffalo, NY 14202, has submitted to the Town Board an application and proposal to re-zone approximately 50 acres of portions of two tax parcels, 083.040-0001-001.21 and 083.040-0001-005.111, from R1-2S Single Family Residence to MR-1 Multiple Residence; and

WHEREAS, a map of the property and legal description has been filed with the Town, and the required fee paid; and

WHEREAS, the goal of the developer is to construct a residential community with mixed housing types of townhomes, apartments and duplexes; and

WHEREAS, a public hearing was held on April 23, 2019 at 7:00 PM and all persons desiring to be heard were heard: and

WHEREAS, the Town Board of the Town of Sweden desires to hold a second public hearing, although not statutorily required, due to the length of time that has passed since the first public hearing; and

WHEREAS, the Town Board's Rules of Procedure require a 45-day time period between the date of calling the Public Hearing and the date of the Public Hearing when considering rezoning applications unless waived by the Town Board.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. That the Town Board of the Town of Sweden waives the 45-day period between the date of calling the Public Hearing and the date of the Public Hearing, finding that a 42-day period will be sufficient in this case of a second Public Hearing on this rezoning application.

Sec. 2. That the Town Board of the Town of Sweden will hold the second public hearing at the Town Hall, 18 State Street, Brockport, New York on

**May 25, 2021 at 7:00 PM**

to hear all persons interested in the re-zoning of 50 acres from portions of two tax parcels south of Fourth Section and between Lake Road and Redman, from R1-2S Single Family Residence to MR-1 Multiple Residence.

Sec. 3. That the portions of properties proposed to be re-zoned is 50 +/- acres of the total 158 +/- acre parcels, tax account numbers 083.040-0001-001.21 and 083.040-0001-005.111.

Sec.4. That the portions of properties proposed to be re-zoned is more particularly described as follows:

**LEGAL DESCRIPTION**

All that tract or parcel of land, containing 50.081 acres more or less, situate in the Phelps and Gorham Purchase, Triangle Tract, Township 3, Section 7, Town Lots 6 & 7, Town of Sweden, County of Monroe, and State of New York, as shown on the drawing entitled "Townhomes at Stonebriar Glen South, Rezoning Exhibit," prepared by BME Associates, dated February 12, 2019, being more particularly bounded and described as follows:

Beginning at a point, said point being the intersection of the southerly boundary line of lands now or formerly of Edwin Duryea Properties LLC (T.Z. No. 083.02-1-12.001) with the westerly boundary line of lands now or formerly of Edwin Duryea Properties LLC (T.A. No. 083-04-1-18); thence

1. S 08°26'35" E, a distance of 1,458.72 feet to a point; thence
2. S 89°12'32" W, a distance of 1,602.69 feet to a point; thence
3. N 00°47'28"W, a distance of 1,451.57 feet to a point; thence
4. N 89°06'40" E, a distance of 854.25 feet to a point; thence
5. S 02°09'44" W, a distance of 9.97 feet to a point; thence
6. N 88°56'04" E, a distance of 554.73 feet to the point of beginning

The application is available for inspection at the office of the Town Clerk, Town of Sweden, 18 State Street, Brockport, NY during regular office hours.

By order of the Town Board of the Town of Sweden  
Karen Sweeting, Town Clerk