



TOWN OF HENRIETTA
 County of Monroe
 State of New York

475 Calkins Road, Rochester, NY 14623
 (585) 334-7700 • www.henrietta.org

TOWN OF HENRIETTA
 APPLICATION TO TOWN BOARD

Appeal No. SP. 2022-039

SPECIAL USE PERMIT – RESTAURANT

Date 8/26/22

Applicant: Robin L Guerrieri (Chappy's Hot)
Name

[Redacted]
No. & Street City State Zip Code Phone Number

Business Owner: Robin L Guerrieri
Name

55 Courtright W Roch NY 14624
No. & Street City State Zip Code Phone Number

Business Name: Chappy's fish fry Inc.

Business Address: 3553 W. Henrietta Rd. Roch. NY 14623
No. & Street City State Zip Code

Property Owner: Bernbaum Properties
Name

2850 Clowes St Roch. NY 14534
No. & Street City State Zip Code Phone Number

Architect/Engineer: _____
Name Email

No. & Street City State Zip Code Phone Number

Hereby request from the Town Board for a Special Use Permit for the property located at:

3553 W. Henrietta Rd. NY Rochester 14623
No. & Street City State Zip Code

161.11-1-13 Commercial B-1 (MURA)
Tax Map No. Zoning District

If property is under a purchase option, indicate date option expires: _____

Under the Zoning Ordinance, a Special Permit is requested pursuant to:

Article: VI Section: 295-14 Subsection: B Paragraph: (2) of the Zoning Ordinance.

Description of Proposal: adding tap room to business
hours are S-Monday 11am to 12AM

IMPORTANT: Please check only those operational subtypes which you intend to operate now or in the very near future. The Town is required to assess each subtype for potential impacts, therefore if you select operational subtypes which are not truly intended to be utilized, you may unnecessarily subject your proposal to further mitigation which may not otherwise have been required.

- Sit Down Meal Service
- Take-Out Meal Service
- Drive-Through Service
- Outdoor Seating
- Bands, DJs, or Similar Loud Entertainment
- Alcohol to be Served

Printed Name: Robin L Guerrieri Signature: Robin L Guerrieri

[Signature]
 Received By

9/28/22
 Date of Meeting *(unless rescheduled)

TBD
 Time

*A meeting date will be assigned when applications are turned in but if the application is deemed incomplete, it will not be scheduled and the Applicant will be notified.

**Statement of Applicant and Owner with Respect to Reimbursement
of Professional and Consulting Fees**

In conjunction with an application made to the Town of Henrietta, the undersigned states, represents and warrants the following:

- 1) I/We am/are the applicant and owner with respect to an application to the Town of Henrietta.
- 2) I/We have been advised of, are aware of and agree to comply with the obligation to reimburse the Town of Henrietta for any and all professional and consulting fees incurred by the Town in conjunction with this and any other applications by me/us, including but not limited to engineering and/or legal fees, all as more fully set forth in the Henrietta Town Code.
- 3) I/We have been provided with, or have otherwise reviewed the Henrietta Town Code provisions related to the obligation to reimburse the Town with respect to professional and consulting fees, and agree to comply with the same.
- 4) I/We understand that this obligation shall not be dependent upon the approval or success of the application.
- 5) I/We further agree that in the event the Town of Henrietta is required to refer for collection an outstanding debt for such professional and/or consulting fees due to the Town of Henrietta, I/we shall be obligated to pay the reasonable attorney's fees incurred as a result of the Town's efforts to collect such fees. Reasonable attorney's fees shall also include any and all disbursements that may result from the commencement of litigation.
- 6) Each party to the application, including the applicant and the owner, shall be jointly and severally liable for all consulting and professional fees and expenses incurred in conjunction with the application.

Applicant: Robin L Guerrieri
By: Robin L Guerrieri
Title: OWNER
Dated: 8/25/22
Signed: Robin L Guerrieri

Owner: Birnbaum - 3553, LLC
By: Dennad Birnbaum
Title: Manager
Dated: 8/25/22
Signed: [Signature]

To whom it Concerns,

Our intent at Chappy's
Hot's at 3553 W. Henrietta Rd.
is to open a Tap room.

Serving food & Alcohol,
we will have J.V.'s for
the games and our hours
will be from 11am to 12am

Rolon L Guerrero
owner
Chappy's Hot's
(Chappy's fish fry Inc.)



2850 Clover Street
Pittsford, New York 14534
585.381.0696
info@birnbaumcompanies.com
www.birnbaumcompanies.com

August 25, 2022

Pete and Robin Guerrieri
Chappy's Hots
3553 West Henrietta Road
Rochester, NY 14623

Dear Pete and Robin:

Please allow this letter to serve as Landlord's approval for your intent to provide bar services in addition to your existing restaurant use operations for the premises located at 3553 West Henrietta Road, Rochester, NY 14623

Sincerely,

A handwritten signature in black ink, appearing to read 'Bernard Birnbaum', written in a cursive style.

Bernard Birnbaum, CPM, CFE
President and CEO
Birnbaum Companies

