Meeting held at the Greenport Firehouse
236 Third Street, Greenport, New York 11944

Appearances:
Peter Jauquet – Chairman
Ben Burns
Chris Dowling
Devin McMahon
Joseph Prokop, Village Attorney
David Abatelli, Community Development Director
(Whereupon, the meeting was called to order at 5:05 p.m.)

CHAIRMAN JAUQUET: So this is the Greenport Planning Board, May 1st, 2014 regular meeting. And the first item on the agenda is further discussion and consideration of a motion to approve a new application for a site plan at the "bait shop site" off Front Street for Ian Wile; for operation of an oyster farm, tasting space -- oyster farm, tasting space and outreach activities to be known as Little Creek Oyster Farm, with the recommendation that proposed signage be reviewed by the Historic Preservation Commission with respect to restoring both signs.

Is there any further discussion on this among us?

MR. DOWLING: I don't have any.
MR. BURNS: I don't have any.

MR. PROKOP: I think he was supposed to provide more descriptive information about his intended use. So I guess that would be for the next work session, right; not for the regular meeting, but for the next work session.

CHAIRMAN JAUQUET: Yeah. Is he here?  
MR. WILE: Yeah.  
MR. ABATELLI: He's here.

CHAIRMAN JAUQUET: Oh, right, because you got cut off last time. It got it too late, right.

MR. WILE: The meeting was a long run for the entire Board, I think.

CHAIRMAN JAUQUET: Right, yeah. So go ahead. If this is a -- if this is a work session, do we still have --

MR. BURNS: This is not a work session.

MR. ABATELLI: I mean, this is the --

MR. DOWLING: This is the regular meeting.

CHAIRMAN JAUQUET: I mean, the regular meeting.
MR. ABATELLI: This is not a regular meeting, I think, in his case.

CHAIRMAN JAUQUET: In this case, we're going to listen to some additional, so he can get going on his project.

MR. ABATELLI: Because we did stop him in his tracks.

CHAIRMAN JAUQUET: Okay, go ahead.

MR. WILE: Yeah. We were -- I hate to say it was cut short, but that was an epic meeting, I think, last time.

CHAIRMAN JAUQUET: Yeah, sorry. I mean --

MR. WILE: No. I give you guys a lot of credit for the stamina for that.

CHAIRMAN JAUQUET: I didn't realize it was so late. Did you give us materials? You did give us a package. Okay.

MR. WILE: Yeah. And I have some added pictures of a -- for tone, of an operation that's similar in California. Obviously, it's an ocean view here, but it gives you an idea. If you'd
like, I have a couple of copies.

CHAIRMAN JAUQUET: Sure.

MR. WILE: This has some idea of both character and -- there's some images, as well as a --

CHAIRMAN JAUQUET: Oh, right, the thing in San Francisco?

MR. WILE: As well as a sample-like calendar of programming events, including lectures, screenings, small business workshops, things like that. You had mentioned the outreach activities. We spoke with people at the County about doing small business entrepreneur and new rancher, new farmer initiatives, which we're pursuing a grant opportunity to host that.

CHAIRMAN JAUQUET: So you -- I was looking for your site pictures. That means that as you go along, you'll -- those activities will be either indoors or outdoors?

MR. WILE: Yeah.

CHAIRMAN JAUQUET: I mean, you could possibly
take those tables that you have placed out front, 
in front of the little enclosed porch --

MR. WILE: Porch area.

CHAIRMAN JAUQUET: -- open porch and put --
line up picnic tables instead of other kind of

tables.

MR. WILE: That is possible.

CHAIRMAN JAUQUET: So yeah.

MR. WILE: The idea is flexibility, flexible
use of the space, especially in the interior, which
is a -- you know, it's not a giant space. We're
not trying to overfill it. And I think the idea on
our side, you know, we ran a kickstarter crowd
funding workshop related to East End arts/weekend.
And, for example, that would be something I'd like
to pursue inside that space for people in our -- in
our community, which tend to be new food startups
and things like that. And it's been a great kind
of source of outreach to combine all the new
businesses that are starting in our immediate area.
Everybody was from the North Fork, and we sort of
exchange resources together. It's been like almost
a de facto Chamber of Commerce for a little group of people. So that would be one sort of additional use in terms of how we -- how we take our business and work with other people. You know, there are new applicants for -- continue the leases in the bay, oyster leases in the bay, and we have been a source of --

CHAIRMAN JAUQUET: That would be a subject matter that you'd discuss at your --

MR. WILE: Exactly. Like --

CHAIRMAN JAUQUET: -- symposiums, to put it another way.

MR. WILE: Yeah, and hosting permitting workshops to help those people through those -- through the hurdles that we've already experienced.

CHAIRMAN JAUQUET: Right.

MR. WILE: And kind of mentorship, both where we can provide it, and then also, ideally -- last year, we took a space and brought in members of the New York State DEC and Peconic Estuary to try and get our own guidance.

CHAIRMAN JAUQUET: Right.

MR. WILE: And so we put in a workshop group.

So, in addition to --
CHAIRMAN JAUQUET: So the space is going to be part food, part assembly.

MR. WILE: Yeah, it's sort of a -- ideally, it would be a program, almost if I could take a farm stand and program the extra space in there to make sure that we're both a destination for food, but also culture, and outreach, and education, environmental education. We'd love to do some projects with the school. We've talked about building marine observation buoys with students that could be -- we could launch out on the farm and get feedback, and it's just -- we're trying to look for other opportunities to integrate ourselves into the community in a way that's not just sort of a service business.

CHAIRMAN JAUQUET: Okay.

MR. WILE: At the risk of complicating that proposal, at its most basic, it is, you know, a place for us to put a physical headquarters on our farm, have people -- we field phone calls all the time, "Hey, where can we find you? I was in
Greenport and I was looking for you. I was here and we couldn't find you." And I think that rather than point them to restaurants in New York City, I would really like to have a destination where we can put a face on regional product and help kind of grow that as an element of a working waterfront that actually is working.

CHAIRMAN JAUQUET: Right.

MR. BURNS: Is there a problem with this property?

MR. PROKOP: Well, we have to straighten out the easement. You know, there's an easement across the back. The Village expects to retain 20 feet.

MR. WILE: Yeah. You brought that up last week, and I was under the impression that after further investigation on my side and further communication, that that was a previous issue that had been settled last April, where the State deeded that down to a -- seems to be some discussion about whether it's six feet or 10 feet, but that deed was recorded as of last April.
MR. PROKOP: Well, it's actually -- there was a deed that was recorded, but it's actually in litigation now. The Village is claiming in that litigation that it has a 20-foot right-of-way. So I don't think that -- I don't think the Planning Board would approve an application with a 10-foot right-of-way while the Village Board is litigating that it has a 20-foot right-of-way.

CHAIRMAN JAUQUET: Can we do that conditionally, though, because I don't think his activities go that far into the --

MR. PROKOP: As long as it was done by --

CHAIRMAN JAUQUET: Yeah, I think we could make that a condition of it.

MR. DOWLING: His site plan doesn't go over that 20-foot line.

MR. PROKOP: Yeah, but I think he'd just have to -- wherever you got that survey from that shows the 10 feet, we have to have the 20 feet indicated --

CHAIRMAN JAUQUET: Right, okay.
MR. PROKOP: -- a nondisturbance area or something.

CHAIRMAN JAUQUET: Right.

MR. DOWLING: He got that from the Village, though.

CHAIRMAN JAUQUET: Right, and it's still -- you know, Eileen says it all --

MR. WILE: Silent on that point.

CHAIRMAN JAUQUET: Yeah. Eileen says it's -- the matter is resolved. But, you know, if it's not, we can --

MR. PROKOP: Who said it's resolved?

CHAIRMAN JAUQUET: Eileen said it was resolved. So it isn't resolved. So I think we can do that -- you know, we can make the use conditional to whatever the outcome of that is.

MR. WILE: Yeah.

CHAIRMAN JAUQUET: I don't think it's going to --

MR. WILE: From -- speaking for myself, obviously, as a -- if I were the owner of said building, I think I would be less inclined to
pursue it with asterisk. You know, I would want to
make sure that I didn't give away, cede anything in
my proposal.

CHAIRMAN JAUQUET: As an owner.

MR. WILE: Yes, an owner.

CHAIRMAN JAUQUET: And as a tenant?

MR. WILE: As a tenant, we obviously would
love to know if the Village was intending to put a
10-foot wall that obscured the view of the water,
but we're not looking to clutter the space. You
could see it's a fairly --

CHAIRMAN JAUQUET: Well, then that's
something you should write into your lease, you
know.

MR. WILE: Yeah. I would, frankly, leave it
to the landlords to make sure that they sort that
out. But, as you could see, I think on our site

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plan, we don't encroach even --

CHAIRMAN JAUQUET: Right.

MR. WILE: -- into that 20-foot zone even as
is, you know.
CHAIRMAN JAUQUET: Do you have the copy of that?

MR. DOWLING: Of what, the --

CHAIRMAN JAUQUET: The site plan that he gave us before?

MR. WILE: I have another copy, if you need it.

CHAIRMAN JAUQUET: It's in here.

MR. BURNS: Here's one.

CHAIRMAN JAUQUET: Okay.

MR. DOWLING: They aren't even -- aren't even on the 20-foot line.

CHAIRMAN JAUQUET: Right. So you've explained what you were going to do, and I guess what, you know, comes to my mind is that your basic -- the basic use is going to be the -- serving, the restaurant use.

MR. WILE: Yeah.

CHAIRMAN JAUQUET: To the extent that it's a restaurant. I mean, I see it --

MR. WILE: I would say I would be very hesitant to call it a restaurant.
CHAIRMAN JAUQUET: Call it a restaurant, right.

MR. WILE: Truthfully --

CHAIRMAN JAUQUET: But, I mean, just in terms of your hours, you know, if it's going to be like 11 a.m. until the evening or --

MR. WILE: Yeah.

CHAIRMAN JAUQUET: Then that's the time somebody's going to be there on site handling food and customers.

MR. WILE: Exactly.

CHAIRMAN JAUQUET: And you expect that to occur on a seven-day-a-week basis during the season? Or tell me.

MR. WILE: Yeah, I think -- you know, I think during the summer and -- late summer through the fall season, we would expect a Wednesday through Saturday operation like that, with Sunday afternoons.

CHAIRMAN JAUQUET: Okay. So --

MR. WILE: We will be using the space during the week for our own use. This is still the headquarters for the farm and there's a lot of packing, shipping and paperwork, you know.
CHAIRMAN JAUQUET: Okay. And then --

MR. WILE: It would become the de facto headquarters for us.

CHAIRMAN JAUQUET: Oh, okay.

MR. WILE: So we can represent ourselves, and make phone calls, and handle our own marketing needs, and things like that. That's -- we don't have --

CHAIRMAN JAUQUET: And then occasional --

MR. WILE: It's just two people, so that's very simple.

CHAIRMAN JAUQUET: Right. And then, occasionally, there'll -- the seating arrangement and the configuration is basically going to change for the classroom type seminars?

MR. WILE: Right. I've indicated on that sample calendar, for example, there's a documentary that's touring the country now about the resurgence of small shellfish farms called Shellshocked. We'd love to have them come in, present their film, and, you know, run it, project it on a wall inside the
space and have people, and that would be an evening event, you know, so I could see that. I'd like to see that activity.

One of the big reasons for us there is we'd love to see people not look at it as a summer-only shop, you know, that it has a purpose year-round and represents an important destination as much --

CHAIRMAN JAUQUET: Do you see that the seating is going to change from one use to the next, from seminar to sit down with a glass of wine and a plate?

MR. WILE: No. And it's not a very big space, so it's --

CHAIRMAN JAUQUET: So you sort of keep it --

MR. WILE: It's a very -- it would be a small program, probably reservations, so that we can keep track of --

CHAIRMAN JAUQUET: I see.

MR. WILE: -- you know, people, keep it from becoming a problem, you know, even for us. We wouldn't want it too busy. We'd want to be able to
communicate with people directly.

CHAIRMAN JAUQUET: And so what's next with this? Do you need the Health Department in that?

MR. WILE: We are in conversation with New York State Ag and Markets. We would ideally fall under an Ag and Markets banner because of our -- as an oyster farm, if --

CHAIRMAN JAUQUET: Okay, but they give you the approvals.

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MR. WILE: They have a Memorandum of Understanding with the Health Department, so if it turns -- if the operation is closer to a Health Department thing, it would get moved over to a Department of Health inspector.

CHAIRMAN JAUQUET: Right.

MR. WILE: But, at the moment, they feel it's an Ag and Markets, it's under their jurisdiction. So from them, we would need approval, we wouldn't -- the only extent which we can operate it without their approval at the moment is a continuation of what we already do, which is to harvest and sell to
restaurants and retail as a --

CHAIRMAN JAUQUET: Right, yeah.

MR. WILE: As the equivalent of a farm stand operation.

CHAIRMAN JAUQUET: So what can we do?

MR. DOWLING: We can move to approve it just --

CHAIRMAN JAUQUET: And the conditions are that you get whatever necessary approvals are for food handling. And, you know, that really is -- okay, so for food handling. And then the signs?

MR. DOWLING: The signs, then the HPC for that, and then make it that he sticks with the site plan. The site plan stays close to a 20-foot line. The right-of-way does go into the Village -- I was just saying, you know, the HPC --

CHAIRMAN JAUQUET: Yeah, we need the HPC. So that will be conditional, but that's the HPC.

MR. DOWLING: Those signs.

CHAIRMAN JAUQUET: And then it's -- I guess it's conditional to the -- whatever the Village
resolves with your owner --

MR. DOWLING: For the right-of-way.

CHAIRMAN JAUQUET: -- for the right-of-way.

And we're not making any statement either one way or the other on that, because it's not in our hands.

MR. DOWLING: Right.

CHAIRMAN JAUQUET: Right? Okay.

MR. PROKOP: Well, I think we need to say that he won't disturb a 20-foot area from the bulkhead north until the matter is resolved.

CHAIRMAN JAUQUET: Okay.

MR. PROKOP: And then I'm still not -- is there going to be lighting, outdoor lighting, or what?

MR. WILE: In our -- in that nerve, I had inquired or we're flexible. I would be interested to find out what the Village's take on it would be to put, you know, like Christmas light strands out to those posts. But, you know, I'm a big proponent of dark skies and not overlighting things. So we
would be looking for limited use, limited hours in
summer, if that's at all possible. And I put it
out there as a -- put it before the Board, frankly.

MR. DOWLING: His site plan has Christmas
lights.

MR. PROKOP: Pardon me?

MR. DOWLING: His site plan has Christmas
lights.

MR. PROKOP: Oh.

MR. WILE: Like a, you know, string of small,
low voltage bistro lights, and that would be
temporary.

MR. PROKOP: Well, this is kind of like --
this is where we were last week where there's --
unless I'm mistaken, this is like a series of good
ideas, and we just need to -- we can't just say,
"Okay, use the property." You know, we need to
know, you know, specific about things, unless
they've been provided and I don't see it.

MR. DOWLING: He has in the -- in the site
plan, he does have the Christmas lights used.
MR. WILE: Well, I'm going to make that as a direct request and just put it out there in terms of we are certainly flexible. The complete nature of what we're trying to propose is that we absolutely don't want to do something that is taking a battle position with the Village.

CHAIRMAN JAUQUET: Yeah.

MR. WILE: The whole core of what I'm trying to do is be a part of --

MR. DOWLING: Here's the lighting here. It's string lighting.

MR. WILE: So if -- what I would say is that is a request, and if that request for Christmas lights turned out to be a deal-breaker, it's one that I'm not walking on, that it's not mission-critical for us. You know, I think that it's important from an aesthetic point of view. I think when people come off of the docks, or, you know, it's a hidden location from the street, I think a little bit of light there works. I'm not looking for spotlights. You know, it's single strands of low voltage, we usually call bistro lights, but they're, you know, string lights, the equivalent of white Christmas lights. And they're, you know, temporary in nature, they're not 24.
hours. It's a dark thing at night, and I don't anticipate lit signs or anything after -- so we were trying in keeping with the description that's in the code and I was -- we were interested in that as a possibility. You know, not to be wishy-washy about it at all. I mean, I think that the extent that we're flexible is about trying to maintain a cooperative nature.

CHAIRMAN JAUQUET: Any -- do you have any other? Because we forgot to really ask about lighting. But anything else?

MR. DOWLING: Well, he had it in there. I didn't ask because he had it in this plan here.

CHAIRMAN JAUQUET: It's in here.

MR. PROKOP: I still don't understand what he's doing. Maybe you have something I don't. And it just says it's operating an oyster farm and tasting space, but then it says programmed activities and outreach. I mean, I don't know. I just don't want to have, you know, like six months from now be in court, be in the Southold Justice
Court trying to figure out what programmed activities are.

CHAIRMAN JAUQUET: Well, he doesn't have a --

MR. WILE: I can -- may I give you --

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CHAIRMAN JAUQUET: He doesn't have a calendar of meetings yet.

MR. WILE: There is a sample calendar that I just handed out, but I can give you a rundown of what our targeted goals would be, you know, in terms of some of those activities. They're pretty -- they're an extension of what we've been doing now in various places, which is small business mentoring workshops to help people learn how to do -- bring, you know, especially in the food and farm, our peers in the food and farm world, to show them how to make a reasonable, you know, social media campaign and build their brand so that it has, you know, an effective purpose. So that's a -- seeing we've done that as a single weekend workshop.

MR. PROKOP: I don't have any further
questions. I mean, did he submit a plan?

MR. DOWLING: It's actually -- yeah, he's got it in his whole thing. He's got the program space --

CHAIRMAN JAQUET: Oh, yeah, it's all that.

MR. DOWLING: -- educational outreach, special events.

CHAIRMAN JAQUET: Okay. I just -- we didn't, you know --

MR. DOWLING: It's pretty detailed.

CHAIRMAN JAQUET: We didn't get, you know, as specific on the lighting.

MR. WILE: Sure.

CHAIRMAN JAQUET: But you did say here you want to string it up. You know, where? How large an area you're going to string it up, we don't know that, but it's the outdoor seating area. So, if that's the area, then it would be around those tables.

MR. WILE: Yeah. The idea is obviously penned around that. We tried to identify a very
CHAIRMAN JAUQUET: Yeah.

MR. WILE: -- in that outside space.

CHAIRMAN JAUQUET: Right.

MR. WILE: And so there's no sprawl past that. I think that that's the goal there, is to make sure --

CHAIRMAN JAUQUET: Well, I think, you know --

MR. WILE: That's how it was meant to be on the plan.

CHAIRMAN JAUQUET: Okay. What about this? I mean, my feeling is to do a conditional approval, you know, like we said before, the Historic Preservation Commission for the sign. It has to be subject to whatever the outcome of the 20-foot easement thing is. And if we want to add lighting to that, at least -- because that is an impact on the exterior.

MR. WILE: Of course.

CHAIRMAN JAUQUET: If you want it conditional as to what you end up -- I don't know how to say it.
MR. BURNS: That's the problem, we don't have specific.

MR. WILE: Well, for example, there are spotlights on that sign and down-point spotlights and outdoor lights on that building as is.

CHAIRMAN JAUQUET: Yeah. The HPC will take care of those -- of that, if it's one or two signs, and the lighting for that.

MR. WILE: I mean, so there are some down-facing spotlights, almost security style spotlights that are on that building and can operate, you know, that have been there already. You know, we were looking to not have it look like them, truthfully.

CHAIRMAN JAUQUET: Why don't we do this -- why don't we do this, just to go over the list again. The signs are HPC's.

MR. WILE: Right.

CHAIRMAN JAUQUET: And the lighting for those signs is HPC. The 20-foot thing is --

MR. WILE: Understood.
CHAIRMAN JAUQUET: -- conditional.

MR. PROKOP: Can I just interrupt you? I'm sorry. Can he submit a document that shows a 20-foot right-of-way in the back -- I mean, a 20-foot -- a site plan indicating 20 feet, pending the resolution of that question?

CHAIRMAN JAUQUET: Yeah. Who would generate that site plan?

MR. PROKOP: He does.

CHAIRMAN JAUQUET: Oh.

MR. BURNS: He would.

CHAIRMAN JAUQUET: With an engineer's survey, like -- does he have top buy a survey?

MR. PROKOP: He doesn't have to get a survey. Just take -- he could take what he already submitted.

CHAIRMAN JAUQUET: Take this and mark it on?

Okay.

MR. WILE: The only thing I would say is that if I were the landowner, I'm sure that they wouldn't want me indicating a 20-foot right-of-way
on that. That seems to be -- would seem to be conceding that.

CHAIRMAN JAUQUET: But you could do that. You could do that on your copy.

MR. WILE: Right. We don't -- yeah.

MR. PROKOP: Well, you can't give us an easement, you're just the tenant. We just want to make sure that you don't come into the area that we need to keep open.

CHAIRMAN JAUQUET: Right.

MR. PROKOP: So we don't want your site plan showing a 10-foot right-of-way when we think there's a 20-foot. So, if you could just indicate, you know, a nondisturbance area or something in agreement with -- pursuant to Planning Board approval.

MR. WILE: Right.

MR. PROKOP: Something like that

CHAIRMAN JAUQUET: Yeah. And, you know, those are the two conditions. Redraw this with -- so that you know -- so that everybody knows that the 20-foot -- it's 20 feet, not 10 feet, as this picture indicates, and that it's conditional on your lighting, outdoor lighting scheme that is
something over and above the lights that control
those signs, just so we know what you're going
to -- it's going to look like. So that we have --
you know, if somebody complains, we can go back and
tell you make it a 10-foot square and not a
10-by-20 square, whatever those lights end up
being.

MR. WILE: It makes sense.

CHAIRMAN JAUQUET: Does that sound okay?

MR. ABATELLI: Yeah. I also -- I don't see,
but might have a mention of the trash, although I
remember you talking about that at one point, how
you're going to manage that.

MR. WILE: It's in my notes to ask the Board
actually today. You know, we -- there's no --
there's not a lot of exterior space, obviously, in
that piece of property. Our intention was to cart
it out ourselves and not store -- you know, and
store it, as I think was mentioned last week, in a
similar fashion. But I was -- I did want to ask, I
guess maybe it's a question for you. I understand
that Ralph's has a similar situation and they --
there's been some concession made to put a dumpster in that turnaround. And I want to know if that's something we could either apply for at this point or at some future -- I don't know what that process would be, if that's even an option. I know that the last time this property went through the mill, there was an approval to put receptacles on the right-of-way alley side. You know, I would be less inclined to do that. But given that there already seems to be a row of dumpsters on that turnaround, I wanted to inquire of the Village.

MR. ABATELLI: I don't think that's something we could solve here. I think what you have to do is acknowledge you're going to be responsible to take it off your property and not put it on anybody else's, and then we could try to work something out.

MR. WILE: That's the reason for my question, what that process -- I guess what that process would be.

CHAIRMAN JAQUET: Were you thinking of
refrigerated --

MR. WILE: Yeah.

CHAIRMAN JAUQUET: -- garbage storage?

MR. WILE: And it's short -- you know, it's very short term. And we recycle all the shell stock, you know, for further -- you know, it makes reefs and things like that. So those are -- those are carted off to a DEC site to keep.

CHAIRMAN JAUQUET: Okay.

MR. WILE: So it's very little. It's a low garbage operation.

CHAIRMAN JAUQUET: Okay. So now where are we?

MR. BURNS: I wonder if we don't need him to come back and show us exactly what we've asked him to do, in addition to what we have.

CHAIRMAN JAUQUET: And my feeling, it's kind of straightforward the way it is with the conditions. You think we need a new picture?

MR. PROKOP: No. Well, I think he needs to indicate the site plan with the changes. But I
think that this is one where we might want him to
come back in a year to review the use again.

CHAIRMAN JAUQUET: Okay, we'll do that.

Okay.

MR. WILE: A follow-up

MR. PROKOP: Follow up in a year.

CHAIRMAN JAUQUET: Yeah, we'll give -- yeah.

We permit it for a year, and then, you know, you
can come back and if there's any adjustments, we
retain that right.

MR. WILE: Show and tell.

CHAIRMAN JAUQUET: Exactly.

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MR. DOWLING: Hopefully, by that time,

whatever litigation has transpired will be resolved
fully.

CHAIRMAN JAUQUET: So let's --

MR. PROKOP: So the first thing is we need a
motion regarding SEQRA, if we're going to move
ahead. Are we ready? So we're ready?

CHAIRMAN JAUQUET: We're ready with the
conditions.
MR. PROKOP: Okay.

CHAIRMAN JAUQUET: Yeah.

MR. PROKOP: So the Board would be --

CHAIRMAN JAUQUET: Are you going to word it?

MR. PROKOP: Yes, I'll take care of it.

CHAIRMAN JAUQUET: Okay.

MR. PROKOP: It would be the Board is adopting Lead Agency status, and determining that there will be -- the approval of this is a -- it will be a Type II Action. So that would be your -- that would be your motion. Somebody just has to make a motion.

CHAIRMAN JAUQUET: Okay. So I'm going to make a motion that we approve the new application for the site plan at the bait shop. Am I going to say the rest of this? What about the SEQRA?

MR. PROKOP: That will be included in the -- that will be included as one of the conditions.

CHAIRMAN JAUQUET: Okay. So just to start over, I'm going to set forth -- I'm going to motion to approve the new site application plan for the
bait shop site for Ian Wile with the following conditions:

That the Historic Preservation Commission approves the sign or signs and the lighting for those; that it's conditional upon the resolution of the 20-foot easement, and that the lighting scheme is acceptable. And that the SEQRA -- what?

MR. PROKOP: The Board adopts Lead Agency status and determines that this is a Type II Action for purposes of SEQRA.

CHAIRMAN JAUQUET: Okay, that's part of the motion. And that in a year -- this is for a one-year period, basically for this season, and next year at this time we come back to revisit it to -- just to retain our right to continue to approve it or not. Do I have a second?

MR. BURNS: Second.

CHAIRMAN JAUQUET: Okay. All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.
CHAIRMAN JAUQUET: Aye.

MR. WILE: Thank you very much for your time.

MR. BURNS: Good luck.

MR. WILE: And I know I had questions, but I appreciate it, especially after last week's meeting.

CHAIRMAN JAUQUET: Number 2 is a motion to approve a request for permission to place a curb cut on the northeast corner of the residential property located at 203 Fourth Street, whose owners are Monica and Peter Rowsom, with a Village-approved driveway apron from the street, and at this time to a dirt or grass parking pad on the site.

Is there any --

MR. PROKOP: This is the motion to ratify. We approved this at the last meeting. You have to vote to ratify it. So we just need a motion to ratify the approval.

CHAIRMAN JAUQUET: Okay. I make a motion to ratify the approval for this request. Any seconds?

MR. BURNS: Second.

CHAIRMAN JAUQUET: All in favor?

MR. BURNS: Aye.
Okay. Number 3 is a continued discussion of a new application for a use evaluation at 455 Main Street by the owner, Deborah Schade, to open a tea house in a commercial space in the building and on the side yard, as well as a bike rental operation on the premises.

Okay. We're going to continue to discuss this, and here's some --

MR. DOWLING: Do we have the new site plan?

CHAIRMAN JAUQUET: Yeah, I have some of that. Where did it go? I have it in here someplace. Here it is. So these two go together, right? If we tear them apart, they go together somehow?

MR. DOWLING: I think this is this room here.

MS. SCHADE: There's an interior and exterior.

CHAIRMAN JAUQUET: Like this?

MR. DOWLING: Yeah.

CHAIRMAN JAUQUET: Okay. Well, whatever. So
I guess we're taking it up from last time. So you've got the outdoor area, the patio. This patio is for the salon, and this one's for the tea, and

the bikes are in front. And did we talk about the number of tables; did you?

MR. DOWLING: Well, she hadn't given us any kind of site plan with any kind of numbers, you know.

CHAIRMAN JAUQUET: Yeah, that's right. So I guess -- is there a Health Department rule about numbers of seats outside like that?

MR. PROKOP: Yes. Yeah. It's I think -- I forget the number. It's not regulated up to like eight or twelve seats. There's a number, and then above that number, it is regulated. I'm not sure what it is, but there is a Health Department regulation.

CHAIRMAN JAUQUET: So there's 20 seats. Is that 20 seats? Sixteen -- eighteen seats.

MS. SCHADE: I know I neglected to put measurements on that. I guess I didn't put them on
there.

CHAIRMAN JAUQUET: Okay. I thought people could get to the tea terrace from the sidewalk.

MS. SCHADE: They can.

CHAIRMAN JAUQUET: Oh, okay. So they get in someplace in here, I mean, someplace midway here or at the end?

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MS. SCHADE: I think I may have a picture of it.

CHAIRMAN JAUQUET: Oh, I was just wondering.

MS. SCHADE: This is the front of the buildings, so you can -- there's a walkway right here.

CHAIRMAN JAUQUET: So these are those French doors from the interior. And so someplace in here they --

MS. SCHADE: This is the lawn, yeah.

CHAIRMAN JAUQUET: And these are -- these are just bushes?

MS. SCHADE: Yeah.

CHAIRMAN JAUQUET: Okay.

MR. PROKOP: So there's one question about
this, which is that each -- under the code, each
commercial building is allowed a sign. So there's
only one building on the property. I know the barn
is going to be used for bike storage or something,
but there's only one commercial building on the
site, right, Dave?

MR. ABATELLI: Yes. I mean, it was two. I
mean, it was two business in this building before,
and now it's being joined into one. Although, in a
way, it's two different businesses, like there's
the tea shop and there's the beauty salon.

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MS. SCHADE: That's what it is, yeah.

MR. PROKOP: So I think if there's more than
one business, that that affects the size of the
sign, but not the number -- I think there's still
only one sign, right?

MR. ABATELLI: There's other buildings where
the buildings are divided. This is an older
building. It's not as clear-cut as some of the
other buildings that have very clearly defined one
story, then another story, and another story in the
same -- you know, building.

MR. PROKOP: So it says that each commercial building or structure shall be entitled to a sign or signs based on the formula set forth here.

MR. ABATELLI: The formula does work based on the size.

MR. PROKOP: Okay.

MR. ABATELLI: Where you have one giant sign, or four small signs --

MR. PROKOP: Okay.

MR. ABATELLI: -- or two medium signs.

CHAIRMAN JAUQUET: But that's an Historic Preservation --

MR. ABATELLI: And Building Department and Historic Preservation.

CHAIRMAN JAUQUET: Yeah, okay.

MR. ABATELLI: I know HPC had already looked at your signs, right?

MS. SCHADE: Uh-huh.

CHAIRMAN JAUQUET: So we don't really know how many tables are allowed outside, do we? I
mean, I know I don't.

MR. ABATELLI: I think the one thing we know for sure is that going over 49 creates a whole variety of problems, as far as the number of seats and other things like that.

CHAIRMAN JAUQUET: Okay.

MR. ABATELLI: Under that is functions of space. I don't think outside it makes that much difference, but inside it definitely does.

CHAIRMAN JAUQUET: Right. So inside there's one, two, three, four, five.

MR. DOWLING: We've got 54 tables -- 54 seats.

CHAIRMAN JAUQUET: 54 total on this drawing?

MR. DOWLING: There's two tables out front with two seats, so we're virtually at 56 seats.


MR. DOWLING: That's actually the cafe side of it, though.

CHAIRMAN JAUQUET: Oh, I see.
MR. ABATELLI: I'm pretty sure over 49 creates a bathroom problem.

MR. DOWLING: How many bathrooms are there for the cafe?

MS. SCHADE: Well, there's two bathrooms in the building.

MR. DOWLING: So how many for the cafe?

MS. SCHADE: One.

MR. DOWLING: One.

CHAIRMAN JAUQUET: And that's in the cafe? I mean, that's in the vacant space right now?

MS. SCHADE: On the first floor.

CHAIRMAN JAUQUET: Yeah. Does that -- how come it's not in this? How come it's not shown in here?

MS. SCHADE: It's not in that side of the building.

CHAIRMAN JAUQUET: Oh. So where do they go to use the facilities? Do they go into the Special Effects space, then?

MS. SCHADE: They would just have do go through the waiting room, yeah.

CHAIRMAN JAUQUET: Of Special Effects to get
in there?

MS. SCHADE: Uh-huh.

CHAIRMAN JAQUET: Okay. Do we have to -- are we concerned with that?

MR. PROKOP: (Nodded yes.)

MR. ABATELLI: Well, the Building Department is.

CHAIRMAN JAQUET: Huh?

MR. ABATELLI: The Building Department would ultimately be, but if it becomes -- you know, if you approve -- you shouldn't say, "Well, we'll approve 54 seats" if it's going to have to be a problem.

CHAIRMAN JAQUET: Yeah, I know.

MR. DOWLING: Yeah. I think it should be pending -- the amount of tables should be pending approval of the Building Department.

CHAIRMAN JAQUET: Yeah.

MR. PROKOP: I think we need information from the Building Inspector regarding the -- so that if you're in the tearoom, the tearoom and you want to -- you need to use the bathroom, you have to walk into the waiting area of the other use, the
hair -- the salon?

MS. SCHADE: Yes. There's French doors that divide the two and you would just walk right through.

CHAIRMAN JAUQUET: So that means if the salon is closed and the tearoom is open, that the other space has to be functioning, the second -- you know, both spaces.

MS. SCHADE: It all joins together.

CHAIRMAN JAUQUET: Yeah. Okay. So I think the -- it seems to me the Building Department needs to look at it.

MR. ABATELLI: (Nodded yes.)

CHAIRMAN JAUQUET: I'd like to know where the bathrooms and stuff are, just if you could, you know, blow this footprint up and then indicate where the second bathroom is for the tearoom space, and where the bathroom is for the salon space, just so we know how this is all going to work.

MS. SCHADE: Okay.

CHAIRMAN JAUQUET: I would refine this, I
think. And then, you know, with the Building Department, you should make a seat count and get that squared away so that you're under that 49, or have you done that already?

MS. SCHADE: Is that the amount? I don't know what -- see, that's --

CHAIRMAN JAUQUET: I don't either. The Building Department should have that. You know, we're just -- you know, we haven't been doing this that long, and, you know, we've done a couple of these where it's 49, and then, you know, other departments -- other issues are involved, so --

MS. SCHADE: So there should be a certain amount of seats per bathroom?

CHAIRMAN JAUQUET: Well, they -- well --

MS. SCHADE: Is that what it is?

CHAIRMAN JAUQUET: I think that's what it is, yeah. And you should be under the -- you know, I guess you should be under that count if you're only going to have one bathroom, because that's all you're really going to have. So make sure you're
under that count.

MS. SCHADE: Okay.

CHAIRMAN JAUQUET: And I think right now you're over that count.

MR. MC MAHON: Yeah, I think egress becomes an issue once you get over 50.

MS. SCHADE: I'm sorry?

MR. MC MAHON: I think egress becomes an issue once you go over 50.

MR. PROKOP: Wasn't she going to bring us pictures of the bikes she's going to put out.

CHAIRMAN JAUQUET: Well, there are pictures of the bikes.

MR. PROKOP: There are no color pictures. I think you asked for color pictures of the bikes.

CHAIRMAN JAUQUET: Yeah. This one doesn't really -- this is a picture of the bikes, and there isn't a -- do you have a bike stand yet or --

MS. SCHADE: Well, I was only going to put three bikes out front.

CHAIRMAN JAUQUET: Right.
MS. SCHADE: And they don't really make a bike stand for three bikes.

CHAIRMAN JAUQUET: You're just going to on the kickstand?

MS. SCHADE: So I was going to have somebody make something.

CHAIRMAN JAUQUET: Right. Okay. That's all.

MS. SCHADE: You know, just so they don't fall over.

CHAIRMAN JAUQUET: Right. Do you have a photograph of those bikes?

MS. SCHADE: I have a photo right there.

MR. DOWLING: It's not a color one.

CHAIRMAN JAUQUET: It's not really a -- I mean, do you have the bikes? Does your son have the bikes already?

MS. SCHADE: No. I don't want to get the bikes until --

CHAIRMAN JAUQUET: Oh, he doesn't have the bikes yet. Okay.

MR. BURNS: So we need to wait for the
Building Department to talk to us about the bathrooms and the number of seats before we can go ahead and approve.

CHAIRMAN JAUQUET: Right. And when is our next meeting, two weeks from now?

MR. DOWLING: May 29th. The next work session is the 29th.

CHAIRMAN JAUQUET: The 29th. Well, I think we need to --

MR. DOWLING: Yeah.

CHAIRMAN JAUQUET: I think we need to have those things before we approve.

MR. DOWLING: Yeah, we can't approve it without any kind of --

CHAIRMAN JAUQUET: So can we tell her what she needs to do specifically right now?

MR. DOWLING: Definitely needs to go to the Building Department.

CHAIRMAN JAUQUET: And do what?

MR. DOWLING: Find out exactly how many seats she can have for the bathroom. Also, got to make
sure -- the Health Department would definitely --
would also, I think, weigh in on the bathroom use
and location as well, I'm sure.

MR. ABATELLI: Yeah, whatever -- to find out
specifically what, if anything, is needed from the
Building Department.

CHAIRMAN JAUQUET: Say that last again.

MR. ABATELLI: Specifically, to find out
what, if anything, is needed from the Health
Department, or whoever would regulate the food
component of this.

MS. SCHADE: I'm dealing with the Health
Department right now.

CHAIRMAN JAUQUET: Say that again.

MS. SCHADE: I said I'm dealing with the
Health Department right now.

CHAIRMAN JAUQUET: Oh, you are. Okay.

MS. SCHADE: Yeah.

CHAIRMAN JAUQUET: What sort of timetable --
what sort of timetable are they suggesting?

MS. SCHADE: I'm sorry?

CHAIRMAN JAUQUET: What kind of timetable are
they suggesting with their approval or their processing of your request?

MS. SCHADE: Well, I have just actually started the process with them, so yeah.

CHAIRMAN JAUQUET: Okay. All right. So we're going to -- you've got to go to our Building Department, too.

MS. SCHADE: Okay.

CHAIRMAN JAUQUET: And then if you can draw with them the plan that shows the -- where the bathrooms are and how the accesses are going to occur, and if you can get a photograph of one of the bikes. Maybe just stick it out there and take a picture of it sitting and where it's going to be.

MS. SCHADE: But that is the bike that I'm getting.

CHAIRMAN JAUQUET: Yeah, but it's -- you know, it's hard to see what kind of bike it is.

MR. PROKOP: We asked the question the last -- are we bothering you? We asked the question the last time what the color of the bikes were going to be and you said they were various colors. You were asked to bring a color, just one color picture of the bikes so we could put it in
MS. SCHADE: That is one of the -- that's one of the bikes. That's the color that I got from them. I mean, they --

MR. PROKOP: It's only because the bikes are going to be out in the street. I mean, otherwise it's not a concern of the Board.

CHAIRMAN JAQUET: I mean, there's got to be a better picture.

MR. DOWLING: That shows the actual colors of them. That's just a black and white, it looks like.

MS. SCHADE: That's a white bike that has green on it there.

CHAIRMAN JAQUET: Do you have a color printer?

MS. SCHADE: I'm sorry?

CHAIRMAN JAQUET: Do you have a color printer?

MS. SCHADE: That was on a color printer, that's one of them. It's a white bike that has
like, you know, the green trim.

MR. MC MAHON: Do we just have a photocopy of the one she submitted?

MR. DOWLING: Do we just have -- a black and white picture is what we have.

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MR. MC MAHON: Somewhere we have the color copy?

MR. DOWLING: We don't.

CHAIRMAN JAUQUET: Well, anyway --

MS. SCHADE: This what you have.

CHAIRMAN JAUQUET: We just have this. I mean, it really doesn't show.

MS. SCHADE: Oh, I'm sorry.

CHAIRMAN JAUQUET: Yeah. That's what my point was. Okay. All right.

MR. BURNS: So, if we can have that, that will be a part of the file.

CHAIRMAN JAUQUET: Yeah, that will be a part of the file. Do you have a copy of that, or do you have extra copies?

MS. SCHADE: You can have that.
CHAIRMAN JAUQUET: Okay. All right. So --

MS. SCHADE: I guess when it was copied at the Village, it just came out black and white.

CHAIRMAN JAUQUET: Right, right. Yeah, that's what happened. All right. So --

MR. MC MAHON: So where's the food prep area? Is that the refrigerators in the kitchen, that area?

MS. SCHADE: There's isn't going -- the food isn't going to be prepared on premises. It's going to be off premise, but there is a counter there for assembly with sinks, like the food department with sinks.

CHAIRMAN JAUQUET: Okay. Is that there now?

MS. SCHADE: What's that?

CHAIRMAN JAUQUET: The counter with the sinks?

MS. SCHADE: No.

CHAIRMAN JAUQUET: Okay. So you're going to build that in?

MS. SCHADE: Yeah.
CHAIRMAN JAUQUET: Okay. And when were you expecting to start construction? I know you have to do it after we approve, but what was your timetable? As soon as you could do it for the summer season. Yeah, okay. And what has -- have you discussed that with the Building Department yet?

MS. SCHADE: No.

CHAIRMAN JAUQUET: Okay. And that's a Health Department issue, too. Okay. So our next meeting is on the 29th; I think it's a work session. And I guess you should have these things updated for that next session.

MS. SCHADE: Okay.

CHAIRMAN JAUQUET: Okay. And if there's any questions in the meantime, talk to Eileen, and, you know, you can call us, too.

MS. SCHADE: So concerning the bikes, though?

CHAIRMAN JAUQUET: Well, you know, that's good enough. You know, we were hoping, you know, maybe to have a real photograph of the bikes,
because this is just a -- you know, it's a black and white. It's not really -- you know, there's no background or anything. If you have it, I mean, because this looks perfectly okay.

MR. ABATELLI: So you have that.

CHAIRMAN JAUQUET: Yeah, we have that.

MR. ABATELLI: And there are some color pictures here. I guess this is what part of the problem is.

MR. DOWLING: Okay.

MR. ABATELLI: Because we don't have a color printer.

CHAIRMAN JAUQUET: Right, okay.

MR. ABATELLI: That's separate from your problem. Part of the problem is we have to require seven or eight copies in color from you or we have to make color copies.

MS. SCHADE: Okay.

MR. ABATELLI: You know, which we don't normally do.

MS. SCHADE: Okay.
CHAIRMAN JAUQUET: Okay. So we'll put you on the agenda for the next meeting.

MS. SCHADE: All right.

CHAIRMAN JAUQUET: Okay?

MR. MC MAHON: I have to ask, what is our concern with the color of the bikes? We're talking about the ones that are out front?

CHAIRMAN JAUQUET: It's not. We just want -- you know, we just want to know, you know, to know as best we can, I think to see what they actually look like, and, you know, this is pretty good.

MS. SCHADE: So I have to come back for the bikes as well?

MR. DOWLING: I think I'm happy with the bikes.

CHAIRMAN JAUQUET: The bikes look okay, yeah. I mean, we're more concerned with --

MS. SCHADE: Yeah.

CHAIRMAN JAUQUET: -- the layout and the tables --

MS. SCHADE: I understand that.
CHAIRMAN JAUQUET: -- and the flow of people, and the use of the other space when it might be closed to get that bathroom.

MS. SCHADE: I understand that. So, as far as the bikes go, can I --

CHAIRMAN JAUQUET: Can you buy the bikes?

MS. SCHADE: Can I get started on it? Yeah.

CHAIRMAN JAUQUET: I don't know.

MR. DOWLING: Well, we haven't approved your full site -- full plan yet.

MR. PROKOP: There was also questions. Somebody was supposed to produce the Certificate of Occupancy for the barn. I don't know if we asked you or the Building Department, but we just wanted to make sure that there wasn't a restriction on the use of the barn, because now you're moving the use into the barn. But I'll clear that up with the Building Department. That question was asked last week.

CHAIRMAN JAUQUET: Yeah, right.

MR. PROKOP: The bikes, you know, it's not -- the reason why is because there's going to be bikes -- the applicant said that there was going to be bikes left on the street basically for an advertisement. So the Board asked the colors of
the bikes, and we were, you know, just told various colors. So we just asked for a picture, you know, so it just doesn't become a matter of controversy or something. We just wanted to have something in the file just to show that we looked at that.

CHAIRMAN JAUQUET: So can we approve the bike operation?

MR. DOWLING: Do we have to wait for the C of O?

MR. PROKOP: No. I think the whole thing has to wait --

MR. PROKOP: Okay.

MR. PROKOP: -- until we just get this information.

CHAIRMAN JAUQUET: Okay. All right. So that's what we're going to do.

MR. MC MAHON: Okay. So is that the only thing we're waiting for on the bikes, though, just the C of O? Otherwise, are we --

MR. PROKOP: Yeah.

CHAIRMAN JAUQUET: I think so on the bikes,
yeah.

MR. MC MAHON: Is there anything else that we need her to bring next time or anything else?

CHAIRMAN JAUQUET: I don't think so.

MR. MC MAHON: Okay. So it's just the --

CHAIRMAN JAUQUET: You know, if you have any — you know, if you have better pictures of the bikes, be my guest. Or, you know, if you want to set them up and take a picture the way it would look, you know, from the street, you could do that, but it's not necessary.

MR. DOWLING: She doesn't have a sample.

CHAIRMAN JAUQUET: It's not necessary.

MR. PROKOP: Are they in a catalog somewhere?

MS. SCHADE: Yeah.

MR. PROKOP: Are they online?

MS. SCHADE: Yeah. They're online, yeah.

MR. PROKOP: Could you just print out a picture?

MS. SCHADE: That's what I printed that from.

MR. PROKOP: Oh, that's what you did. Okay.
It's a white bike?

MS. SCHADE: I mean, they're beautiful, trust me.

CHAIRMAN JAUQUET: We believe you.

MR. PROKOP: Okay.

CHAIRMAN JAUQUET: We believe you.

MR. BURNS: We believe you, we just needed verification.

MS. SCHADE: Verification?

MR. BURNS: So it's -- yeah.

MS. SCHADE: I understand the tearoom. I'm just really having -- I'm not understanding the bike thing at all. Like I was asked to bring pictures and --

CHAIRMAN JAUQUET: Right. I think the bikes are part of the site plan, aren't they, and everything gets approved at once?

MR. DOWLING: Yup.

MR. BURNS: So we have a picture of the bike.

CHAIRMAN JAUQUET: I don't know if that's what we want to do. If we could get the -- can we get the bikes started before the tearoom or not?
MR. DOWLING: We can't without the C of O for the barn.

MR. PROKOP: No, we can't.

CHAIRMAN JAUQUET: Oh, with the C of O for the barn.

MR. DOWLING: We have to wait.

CHAIRMAN JAUQUET: Okay.

MR. MC MAHON: Would we want to suggest that we split these into two separate things, depending on the C of O, and if we can get the C of O, then we can approve the bikes next time, if that's all we're waiting on?

CHAIRMAN JAUQUET: I think so.

MR. MC MAHON: Because I don't want to hold up -- if it's just the bikes, I don't want to hold that up based on -- if the tearoom is going to take longer, if that's got to go to the Building Department, that's got to go to the Health Department, you know, that may not get approved next time. But if we could get, at the very least, the bikes taken care of, then we address this.
MR. BURNS: Well, according to Joe, there's still a question about the barn.

MR. PROKOP: Well, that's what I'm saying, because that -- I'm sorry. You could approve the bikes, you know, just pending production of the C of O for the barn, just to make sure that there's not a condition or something.

MR. MC MAHON: Approve it, pending its production.

CHAIRMAN JAUQUET: Let's do that, then.

MR. PROKOP: Yeah, that's fine.

MR. DOWLING: Well, what business do the bikes fall under? Are they going to be part of the cafe itself?

MS. SCHADE: No.

MR. DOWLING: Or are they a separate business altogether?

MS. SCHADE: I'm just doing it under Special Effects.

MR. DOWLING: Okay.

MR. PROKOP: What does that mean?
MS. SCHADE: I'm sorry?

MR. PROKOP: You mean the existing business?

MS. SCHADE: Yeah.

MR. PROKOP: Okay.

CHAIRMAN JAUQUET: Okay. So this -- the only condition on this is the --

MR. DOWLING: The C of O for the barn.

CHAIRMAN JAUQUET: The C of O for the --

MR. MC MAHON: Delivery of the C of O to us or to the --

CHAIRMAN JAUQUET: I don't know. How is that verified?

MR. PROKOP: Just the approval is -- so it's a motion to approve the use of the -- to introduce a new use of the premises, which is a bike rental business, as indicated on the application. The business is not to commence until the production and review of the Certificate of Occupancy for the property where the barn --

MR. MC MAHON: And who would that be produced to?

MR. PROKOP: Pardon me?
MR. MC MAHON: Who would that go to?

MR. PROKOP: The Building Department and the Village Attorney.

MR. MC MAHON: Okay. So that could happen without coming back here?

MR. PROKOP: Yes, absolutely.

MR. MC MAHON: Okay.

MR. PROKOP: It could happen in a couple of days.

CHAIRMAN JAUQUET: Okay. So I'm going to motion to approve the introduction of the new use of the bike rental business as part of Special Effects?

MR. PROKOP: That's fine.

CHAIRMAN JAUQUET: With the condition --

MR. PROKOP: With the use -- with the condition that the use does not commence until there's been a review of the Certificate of Occupancy for the property and/or the barn by the Building Department and the Village Attorney.

CHAIRMAN JAUQUET: Okay. And that's the motion. And does somebody want to second the motion?

MR. MC MAHON: I'll second the motion.
CHAIRMAN JAUQUET: All in favor?

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1
MR. BURNS: Aye.

2
MR. DOWLING: Aye.

3
MR. MC MAHON: Aye.

4
CHAIRMAN JAUQUET: Aye.

5
Okay. Number 4 is further discussion on an application submitted by Imran Qasim Kahn, owner of Layyah Corp., requesting the use evaluation for the addition of a car service office/operation into the existing convenience store with a possible mandate that when unattended, taxis be parked off-site, and that signage relating to the taxi service be contained within the store. The store is located at 331 Front Street.

So that we can -- we're going to continue to discuss this. Does anybody in the audience want to say anything? Go ahead.

If this is a work session, how much --

MR. DOWLING: It's not a work session.

MR. BURNS: This is not a work session, it's the regular session.
CHAIRMAN JAUQUET: The is the regular session.

MR. PROKOP: Yeah. I mean, if you're not ready to approve something -- if you're not ready to approve it, it shouldn't really be on.

CHAIRMAN JAUQUET: Well, that's what I'm thinking.

MR. PROKOP: We should just table it, because it's not -- it's not really --

CHAIRMAN JAUQUET: Well, you guys came here. If you have your comment, go ahead.

MS. GREENBERG: My name is Adrianne Greenberg. I am the President of Congregation Tifereth Israel.

CHAIRMAN JAUQUET: Well, you were here last time.

MS. GREENBERG: Uh-huh.

CHAIRMAN JAUQUET: Is your statement different this time?

MS. GREENBERG: Yes.

CHAIRMAN JAUQUET: Okay.
MS. GREENBERG: I mean, if I may read the letter.

CHAIRMAN JAUQUET: Okay. We just want to keep it quick --

MS. GREENBERG: Okay.

CHAIRMAN JAUQUET: -- because we're not really going to do too much with this application.

MS. GREENBERG: All right. One of the items that I noticed on the discussion was with a possible mandate that when unattended, the taxi be parked off-site. I was wondering. I like the idea that it would be parked elsewhere, but I would be concerned who is to determine when it is unattended?

CHAIRMAN JAUQUET: Yeah. You know --

MS. GREENBERG: I could understand anyone --

CHAIRMAN JAUQUET: Okay. What else? What else on your point list?

MS. GREENBERG: Well, I was going to refer back to his lack of care for the entire facility.

CHAIRMAN JAUQUET: Yeah, okay, right. And
what else?

MS. GREENBERG: And he's already got taxis parked outside with a sign that says "taxi".

CHAIRMAN JAUQUET: Right, I know.

MS. GREENBERG: So it's almost as though, I think, he feels it's a fete accompli, it's done.

CHAIRMAN JAUQUET: Yeah, I know. And then I don't know how that --

MR. PROKOP: Well, we discussed this at the last meeting. There's not supposed to be any taxis parked on the premises now, and any signs are supposed to be inside, not outside.

CHAIRMAN JAUQUET: Right. So the idea here is that the way he's using the site right now, he's not in compliance.

MR. PROKOP: Right.

CHAIRMAN JAUQUET: For signs, for exiting and entering, traffic signs, and for striping in the parking lot. And now he's violating -- now he's not in compliance because he's got the taxi operation there. So, you know, we're tabling this planning.
for further discussion, and we don't want -- I think the idea is we're not going to -- we're denying any application until he complies with the site plan as it was already approved when he got the business up and going in the first place, and it's those things I just mentioned. And then we'll take up the taxi request after he does this. And I don't know how that's all going to play out, but it's an enforcement issue.

MR. ABATELLI: He's out there.

CHAIRMAN JAUQUET: Huh?

MR. ABATELLI: He's out there.

CHAIRMAN JAUQUET: Are you going to say something?

MR. BURNS: There should be no taxi there, because that doesn't -- you know, that doesn't -- that is not in conformation with the original site plan and we haven't approved a new site plan. So there should be no taxi.

MR. PROKOP: Do you want to come up?

CHAIRMAN JAUQUET: I mean, you know.
MR. KHAN: My name is Imran Qasim Khan. We just park only a couple of time outside the -- in the parking lot, the taxi. Otherwise, there was no taxi that was parked outside on the parking spot.

Yes, I am running the business, but I don't see -- the last time I was told that we don't have any -- anything here about the taxis, no obligation on the taxi. Some other taxis are running and they are not in the district of Greenport. I don't know how they are operating, and they have no spot. They have cars running here, there, they're parking everywhere they want to. And I own a business in Greenport, I'm a Greenporter, and I don't know why I can't run a taxi.

MR. PROKOP: Because you told the Board that you wanted to just --

MR. KHAN: Yeah. The Zoning Board, they approved me, too. They said there's nothing -- they have nothing to do anything with the Zoning Board. And there was complaint last -- two weeks ago in the Zoning Board. I was here, and they said
everything is okay, they have no problem with the
taxi.

MR. DOWLING: They sent it down to us to
approve it, so we have not approved it yet. They
said that a taxi could be allowed in the district,
but it has to come to us to be approved and it has
not been approved by us yet.

CHAIRMAN JAUQUET: That's how it works. You
know, taxis are allowed in the district, but site
plans are another issue.

MR. DOWLING: And the taxis were also there
before you got Zoning Board approval.

MR. KHAN: I only questioned that when I was
trying -- I only questioned that because a taxi
business, there was no requirement for the taxi.
That's why I haven't applied for the taxi. I only
requested to put the sign board on my building. I
never applied for the taxi, that I wanted to run
the business of taxi, and let me allowed to do the
taxi business.

MR. DOWLING: But it says here --

MR. KHAN: Everybody is doing the taxi
business.

MR. DOWLING: It says here in your letter, "I
would like to seek to operate a car service at
physical location of the Layyah Corp.," so you did ask to run a taxi business.

MR. KHAN: Yeah. That's why I was trying to put the sign board, that the people, they can come and ask for the taxi. If they want, they come and ask from the clerk if they need a taxi. That's the only thing I came here for.

MR. PROKOP: Yeah, but the problem is your use of the premises is all screwed up. You're not complying with the site -- you're not complying with the site plan that was originally given to you. When you came here before, when you came here several months ago, we said that we would consider this as long as you didn't -- you said that you wanted to just use your cell phone while you were in the store to do dispatching and you were not going to run the business from the property. Now, we don't have enough parking there to begin with. The last time there was many people here complaining about the property.

MR. KHAN: I'm not operating from the
MR. PROKOP: And you don't have enough
parking there to begin with, and now you've
introduced a new use without even the permission of

the Board, and you're already parking taxis there,
which you weren't supposed to do. So that's what
the -- that's what the issue is right now, that's
what we need to take care of. People were
complaining about garbage, people were complaining
about problems with --

MR. KHAN: I have a garbage container
outside. If somebody throws the garbage, I am not
responsible. I can't teach everybody --

MR. PROKOP: But you are responsible, you're
the owner of the property.

MR. KHAN: That's my spot. We clean those
spots every time. People, they were talking about
drugs. We have the law enforcement. We can
complain to the Police Department, and nobody's
complaining to the Police Department. I personally
did many complaints. Next door neighbor, she was
here last time. I complained. You can see the
Town of Southold record book how many times I
complained to the Southold Town Police Station, too
many people drunk next door, and nobody was taking
care of that house either.

MR. PROKOP: Yeah, but --

MR. KHAN: I was complaining all the time to
the police.

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1 MR. PROKOP: The property -- the business is
supposed to have a certain number of parking
spaces, right, the existing business. A site plan
was granted with six parking places, parking spots.
There was a question that was raised the last time
whether or not that was adequate. Okay, so -- but
you have an approved site plan. But we can't
jeopardize the impact -- we can't intensify the
impact on the neighbors by introducing another
business now without even the approval of the
Board, you know, just -- and we discussed this when
you first came here about five or six months ago,
or four or five months ago, whatever it was. I
MR. KHAN: What does the Board suggest me to do?

MR. DOWLING: Comply with the site plan you already have.

MR. KHAN: Only thing I think is missing is one exit sign, enter or the exit sign. I think one of them is broke. And, other than that -- we are going to paint, paint the building there and painting all the parking spots, which is -- they are right now, we are going to do it. And I think that's the only -- other than that, we have the garbage containers outside, and we clean time to time, we clean every other day the parking lot. We try to keep it in good shape. We are not trying to make a big mess outside the store, and this makes a bad impact on the customers, too.

CHAIRMAN JAUQUET: What about the signs?

MR. ABATELLI: The parking sign he's talking about.

CHAIRMAN JAUQUET: No. I know, there's the --
MR. ABATELLI: Oh, the signs on the building.

CHAIRMAN JAUQUET: The traffic signs are one thing, but what about all the commercial advertising signs? I mean, they're not in compliance, are they?

MR. PROKOP: No. Somebody has to do a -- somebody in the Building Department has to do a calculation of the square footage of the signs and make a recommendation for the file. That has to be done. I thought what we said the last time was that the sign -- excuse me, I'm sorry.

CHAIRMAN JAUQUET: No, go ahead.

MR. PROKOP: The sign has to be inside the -- inside the window or something. I thought -- I just remember that being conditional.

CHAIRMAN JAUQUET: So you need to take care of the traffic issues, those -- that includes signs and parking lot striping.

MR. KHAN: Striping.

CHAIRMAN JAUQUET: Landscaping.

MR. KHAN: Landscaping we do.
CHAIRMAN JAUQUET: You got to do it before we -- you have to do that before we do anything.

MR. KHAN: Yes.

CHAIRMAN JAUQUET: And you have to visit the Building Department to take care of what you're allowed in terms of signs, including all the signs that are in the windows. I don't know if those comply.

MR. DOWLING: If it's inside the window, I don't think it's --

CHAIRMAN JAUQUET: That's okay.

MR. DOWLING: Anything outside the windows is

MR. PROKOP: Right, okay.

MR. PROKOP: I would move to table this until the next work session.

CHAIRMAN JAUQUET: Okay. So we're going to table this until the next work session.

MR. KHAN: Sure.

CHAIRMAN JAUQUET: Okay.

MR. PROKOP: Please come to the next work
session. Please come, because that was -- you know, please come to the next work session so we could address this.

MR. KHAN: Sure.

MR. PROKOP: Okay.

MR. KHAN: Thank you.

CHAIRMAN JAUQUET: Okay. Number 5 is consideration of a motion to approve a site plan modification for 34-36 Front Street, whose owners Ed Healy and Terry Hass seek to include installation of a tent canopy in the rear yard for use as an outdoor dining space/bar area with the following conditions:

Lowering of fence sign to the legal limit.

Proper hardware for gate egress from the yard.

Applicant to submit a water runoff plan for rear of property.

No exterior music.

Tented area to have seasonal landscaping.

And gate is to remain shut during business hours.

And we're going to add -- one concern that did not come up in the last meeting was the effect of having another, you know, smoking and drinking
thing going on outside near the parking lot. And you were concerned with the quality of life, which isn't very good there anyway, deteriorating because of that. And our idea was to, you know, approve this for this season, and to revisit it next season, like we're going to do with the bait shop.


CHAIRMAN JAUQUET: Does that sound okay?

MR. HASS: Yeah, that's no problem with me.

CHAIRMAN JAUQUET: Does that sound okay with you?

MR. PROKOP: Yeah, as long as he meets the conditions. I mean, we had this back and forth last time about the runoff plans.

MR. HASS: The runoff, Eileen was supposed to -- Eileen is supposed to come by and go over it.

CHAIRMAN JAUQUET: The runoff is so nebulous. You know, I don't know how to deal with it, except to --

MR. DOWLING: Did you see his latest update
22 he did?
23 CHAIRMAN JAUQUET: Yeah, I know.
24 MR. HASS: We have the gravel pit.
25 CHAIRMAN JAUQUET: Do you have a plan? Do

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1 you have a --
2 MR. HASS: Well, we're going to open up what
3 was there, the gravel pit that was there.
4 CHAIRMAN JAUQUET: Okay.
5 MR. HASS: And I don't know why they closed
6 it a few years ago.
7 CHAIRMAN JAUQUET: All right. So then you've
8 got to --
9 MR. HASS: So we'll have the water runoff
10 where it's supposed to go.
11 CHAIRMAN JAUQUET: Right. So we still can be
12 conditional on what you're going to do with the --
13 so that --
14 MR. DOWLING: You're fine with those
15 conditions that he mentioned?
16 MR. HASS: Oh, no problem. As long as I know
17 exactly where, I'll get it done, it's not a big
deal. And by really opening up the outside, I'm going to have more security now. So it's going to be better off, and it will be different people. It's not going to be the same, you know.

CHAIRMAN JAUQUET: Did you lower the fence yet, the sign? You said lowering the sign to make

MR. HASS: No. All I got to --

MR. DOWLING: The sign is still there.

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MR. HASS: When I bring in the --

CHAIRMAN JAUQUET: Because I'm thinking that it's better to keep it up there so you don't see what's going on in there.

MR. HASS: The reason I put it there is for people jumping over.

CHAIRMAN JAUQUET: I know.

MR. HASS: That's the reason why.

CHAIRMAN JAUQUET: I'm saying the same thing, not to look in and see it.

MR. HASS: But instead, what I'm doing, I'm -- in the back of the fence, in the inside, will keep them from jumping over a little. I'm
going to smooth it out totally, you know, put all new wood.

CHAIRMAN JAUQUET: You've got that kind of customers there, fence-jumpers?

MR. HASS: That way they can -- well, at night, they just -- if you don't let them in, they'll find a way around.

CHAIRMAN JAUQUET: Right. That's why we're worried about the quality of life deteriorating in the parking lot there.

MR. HASS: But this way, because of the SLA license, I have to have it all secured.

CHAIRMAN JAUQUET: Right, right, I understand.

MR. HASS: It's different. As long as, you know, we have revenue going on and we have people working out there, it's different.

CHAIRMAN JAUQUET: And is that gate -- can you open the gate from the outside?

MR. HASS: No, the inside, not the outside.

CHAIRMAN JAUQUET: Okay, good. We wanted to
make that clear.

MR. HASS: It's going to be a push bar so you can --

CHAIRMAN JAUQUET: Right.

MR. HASS: It's like an exit, you know.

CHAIRMAN JAUQUET: Right. Is that all new equipment?

MR. HASS: It does -- well, the push bars are.

CHAIRMAN JAUQUET: Right, okay.

MR. HASS: That's all new. That's our other business, is security.

CHAIRMAN JAUQUET: Oh.

MR. HASS: We do fire alarms, push bar, all that kind of stuff.

CHAIRMAN JAUQUET: All right. So we're going to add that one year. We're going to give you this season, and we're going to revisit. You have to come back here next year --

MR. HASS: That's no problem.

CHAIRMAN JAUQUET: -- to get a new permit, so
to speak, for that backyard deal. Okay? All right. So --

MR. PROKOP: So how does -- we sat here last time for a half an hour and told him he needed a runoff plan. So how does he come in here tonight and not have a runoff plan?

CHAIRMAN JAUQUET: Because I could not figure out with Eileen what to do about -- but he -- you've got a point. You're going to dig something up now.

MR. HASS: Well, we're going to have to break the cement right now, because they -- but that area, if we break it, it's going to be easy. It's not going to break any other cement, because they filled that -- the other owners filled the gravel when they shouldn't.

CHAIRMAN JAUQUET: So you're going to dig that back up and restore the gravel?

MR. HASS: So we're just going to bring that back up. That won't break the cement around it because it's a new pour.
CHAIRMAN JAUQUET: Okay. So you do have a —
you do have a solution for the —

MR. HASS: Yeah, yeah.

CHAIRMAN JAUQUET: Right now, okay.

MR. HASS: And — well, see, the tent people,
when they come — that's why I've got to wait for
them, too. It's like the carpenter, when he comes,
he'll drop the sign. And when the tent people
come, they'll give — let's see what they want to
do about the runoff, because it affects me, too.
If someone's standing, you know, on the other side
of the tent and it's open, it's raining, they're
going to get wet, too, you know. So I'm going to
try to stop that, too. So they're going to have to
come up with something, the tent people.

CHAIRMAN JAUQUET: Why the tent — the tent
people have to do to that?

MR. HASS: Yeah, it's their job. I don't
know.

CHAIRMAN JAUQUET: But they're going to
direct the water from the tent?

MR. HASS: They're going to have to channel
the water. You see, Mills was going to channel it.

CHAIRMAN JAUQUET: With some sort of —
MR. HASS: They have things that do that.

CHAIRMAN JAUQUET: Gutters, tent gutters?

MR. HASS: Yeah. And I'm not good at that.

I really don't know about it, but they have to channel water somehow.

MR. DOWLING: So you're going to have --

MR. HASS: And the Board of Health is actually going to want to channel it.

CHAIRMAN JAUQUET: And what are you going to do on the ground? What are you going -- you're going to restore some gravel?

MR. HASS: On --

CHAIRMAN JAUQUET: On which boundary, southeast or west -- I mean, northeast or west?

MR. HASS: Well, the gravel is on the --

CHAIRMAN JAUQUET: East side.

MR. HASS: From Front Street going to Main Street. East, the east side. That's where the gravel pit was, on the inside part, not on the outside, on the inside of the fence.

CHAIRMAN JAUQUET: Oh, so that would be on the south side of the --
MR. DOWLING: Of the east corner, or something like that.

CHAIRMAN JAUQUET: Of the patio. Southeast corner of the patio?

MR. HASS: Right.

CHAIRMAN JAUQUET: Okay. So we're going to restore this gravel pit area?

MR. HASS: I'll restore that.

CHAIRMAN JAUQUET: Okay. Gravel. MR. HASS: Actually, Whiskey's water was going in there, too. So it's not there anymore, so it probably handles -- it's going to handle a lot more.

CHAIRMAN JAUQUET: All right. Does that sound okay, conditionally?

MR. PROKOP: I don't know. I mean --

CHAIRMAN JAUQUET: Well, he's got a plan for
tent gutters and this gravel pit, and we're going to make it -- his approval conditional that that actually works.

   MR. PROKOP: Okay.

   CHAIRMAN JAQUET: And they only get it for a season.

   MR. PROKOP: Okay.

   CHAIRMAN JAQUET: He's got to come back here next year.

   MR. HASS: She is going to come and look at it and we're going to go over it next time.

   MR. PROKOP: You can't make a decision as a Board and then have the Building Inspector overrule it. I mean, this is like --

   CHAIRMAN JAQUET: Okay.

   MR. PROKOP: We spent -- you guys are all volunteers, you spend so much time here. You know, you're making these decisions and then they just get lost somehow.

   CHAIRMAN JAQUET: Well, I went through this with Eileen. This is what we came up with.
MR. PROKOP: Okay. So that sounds good.

CHAIRMAN JAUQUET: Okay. Anyway, okay. So we're going to have a motion to approve your site plan for the installation of a tent canopy in the rear yard for use as outdoor dining space/bar area, with the following conditions:

- Lowering the fence to the legal limit.
- Proper hardware for gate egress. And it's a one-way from the inside to the out to, you know, prevent people from coming in from the parking lot area.
- Applicant is to submit a water runoff plan for the rear of the property, which at this point includes a tent gutter, rainwater collection system, and a -- restoring a gravel sump area on the patio under the tent.
- Tented areas to have a seasonal landscaping.
- And the gate is to remain shut during business hours.
- And this finally is a one-year permit to proceed with this activity, and you have to come
back here next year at this time to renew it.

MR. HASS: Right.

MR. PROKOP: Could I make a suggestion?

CHAIRMAN JAUQUET: Huh?

MR. PROKOP: Could I make a suggestion?

CHAIRMAN JAUQUET: Yeah.

MR. PROKOP: I'm sorry. When is -- when are you going to take down the tent? This season, when is the tent going to come down?

MR. HASS: I guess it would be about September, the end of September.

MR. PROKOP: Okay. So can I make a suggestion that it goes through October 31st?

CHAIRMAN JAUQUET: Okay. And the final condition is that the tent goes through -- the tent activity back there goes through October 31st.

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MR. HASS: Right. I think it says 180 days anyway.

CHAIRMAN JAUQUET: Okay. So we're going to make it October 31st, and the tent comes down October 31st.
MR. HASS: Okay.

CHAIRMAN JAUQUET: Do I have a second?

MR. BURNS: Second.

CHAIRMAN JAUQUET: All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAUQUET: Aye.

MR. HASS: Thank you.

MR. DOWLING: Thanks.

CHAIRMAN JAUQUET: Number 6 is a motion to approve the new application for 300C Main Street, submitted by Nick DeCillis, the new tenant, who proposes to open and operate an Italian Specialty Store with tapas, and would like to obtain a wine and beer tavern license with the final signage proposed -- proposal referred to the Historic Preservation Committee -- Commission for approval.

MR. DOWLING: Yeah.

CHAIRMAN JAUQUET: Does anybody want to
second this motion?

MR. DECILLIS: You asked me to bring a sign.

CHAIRMAN JAQUET: Oh, wait.

MR. DECILLIS: Two of these hanging out by

the front door on the patio.

CHAIRMAN JAQUET: Okay. That's nice.

MR. DECILLIS: Same color, same size.

CHAIRMAN JAQUET: You want to show the

audience?

MR. DECILLIS: Yeah, sure.

(Applause)

CHAIRMAN JAQUET: Thank you. That looks

good. Okay. And so is there a --

MR. DOWLING: I second.

CHAIRMAN JAQUET: All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAQUET: Aye.

MR. DECILLIS: And then on Monday, coming

back to the Historic --

MR. DOWLING: Yes.

CHAIRMAN JAQUET: Right.

MR. DECILLIS: Okay.
MR. BURNS: Are you sure you don't want to stay and discuss it?

(Laughter)

CHAIRMAN JAUQUET: No.

Number 7 is a motion to approve the new application for a site plan and change of use at 120–122 Front Street Unit No. 5, where a new tenant proposes to construct an existing -- construct in an existing retail store a 49-seat cafe bar to be known as Moon Star Cafe Bar with the following conditions:

Approval of the Health Department on file.

Placement of at least two garbage containers in the outdoor space.

And approval for 25 interior seats and 24 exterior seats.

MR. BURNS: I'll second that.

CHAIRMAN JAUQUET: All in favor?

MR. DOWLING: Aye.

MR. BURNS: Aye.

MR. PROKOP: Wait. There was supposed to be -- hold on. He was supposed to provide dimensions
of the umbrellas and the --

CHAIRMAN JAUQUET: That's a different one.


MR. BURNS: That was wrong.

MR. PROKOP: That he was supposed to -- he
was supposed to submit a site plan with no rail.

Wasn't that --

CHAIRMAN JAUQUET: No, that's a different
one.

MR. PROKOP: That's a different one? Okay.

I'm sorry.

CHAIRMAN JAUQUET: Did someone second that?

MR. BURNS: I did.

CHAIRMAN JAUQUET: All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAUQUET: Aye.

Number 8 is a motion to approve a new
application for a use evaluation by Susan DePaola
19 at 110 Front Street for a restaurant to be known as
20 Vino N Vittles in the former Pagano's space,
21 subject to proposed sign approvals by the Historic
22 Preservation Commission, outdoor tables placement
23 and smaller umbrellas. Okay. Now --
24
25 MR. DOWLING: They submitted that.

CHAIRMAN JAUQUET: That was submitted.

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1 MR. DOWLING: Yup. The railings removed,
2 they've got that.
3
4 CHAIRMAN JAUQUET: Right. And there's a
5 specific dimension for those umbrellas.
6
7 MR. DOWLING: Six feet. He said the old ones
8 were nine. He actually had a little picture of the
9 umbrella.
10
11 CHAIRMAN JAUQUET: Right, right. What did I
12 say? So this is a motion to approve, as I said.
13 Anybody just want to second that?
14
15 MR. DOWLING: I'll second that.
16
17 MR. BURNS: We need -- wait. We need the
18 outdoor tables. You know, that was the only
19 question.
MS. DEPAOLA: The outdoor tables are going to be no more than 24 inches.

MR. VILLANTI: No.

MS. DEPAOLA: No?

MR. VILLANTI: They're no greater than 48 inches.

MS. DEPAOLA: Yeah. Originally, we wanted 48.

CHAIRMAN JAUQUET: Oh, okay.

MR. DOWLING: Yes. It says here they have 24 inches on their tables. It says here three seats per table.

CHAIRMAN JAUQUET: So that's okay? Okay.

All right.

Anyway, this is a motion to approve the new application at 110 Front Street by Susan DiPaola for Vino N Vittles, and it's subject to proposed sign approvals by the Historic Preservation Commission. And the outdoor table size, placement and umbrella sizes are as requested in our -- on the site plan. So is there a -- does anybody want
to second the motion?

MR. DOWLING: I'll second.

CHAIRMAN JAUQUET: All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAUQUET: Aye.

MS. DEPAOLA: Thank you.

MR. VILLANTI: Thank you.

MS. DEPAOLA: Thank you very much.

CHAIRMAN JAUQUET: That's a cute sign, your joke on the sign.

MR. VILLANTI: Oh, yeah.

CHAIRMAN JAUQUET: But why are you calling it Vino N Vittles? You guys have -- you must have --

MR. VILLANTI: Well, it's going to be kind of lighter food.

CHAIRMAN JAUQUET: Right.

MR. VILLANTI: It's going to be like a traditional restaurant. I kind of thought vittles went with the vino. And that's something, you
know, we want to get out is the wine itself.

MR. BURNS: Do you have a question?

MR. PROKOP: No, not in this instance.

MR. BURNS: Okay.

MR. DOWLING: Okay. Thank you.

MR. VILLANTI: Thank you.

CHAIRMAN JAQUET: Okay. Thanks a lot. Okay.

MS. DEPAOLA: Thank you.

MR. VILLANTI: Good night.

MR. PROKOP: On Rhumbline, it was supposed to be no outdoor music, also, as one condition.

CHAIRMAN JAQUET: That's on there.

MR. DOWLING: That's also just in the Village code, too.

CHAIRMAN JAQUET: It was on there.

MR. PROKOP: Did we include it? Okay, thanks.

MR. DOWLING: Yeah.

MR. PROKOP: Thanks. Okay.

MR. VILLANTI: Excuse me. Is there any written approval, or it's just that --
CHAIRMAN JAUQUET: It's in the minutes.

MR. VILLANTI: Okay.

CHAIRMAN JAUQUET: It gets recorded that way, so all of this --

MR. VILLANTI: Well, we're not able to come out tomorrow. But I just wanted to -- that's fine.

CHAIRMAN JAUQUET: Everything you said and everything we said is in the public record.

MR. VILLANTI: Okay. Thank you.

CHAIRMAN JAUQUET: Yeah. Is there any way to get them to take the music away from the front?

MR. ABATELLI: Of the ones that are out there?

CHAIRMAN JAUQUET: Of the ones that are out there? Can we start that up at some point?

MR. PROKOP: Yeah.

CHAIRMAN JAUQUET: Because I just think it's -- I hate it. I don't know.

MR. ABATELLI: Move the outdoor speakers, especially the ones -- I think, particularly it's easy for us, without a big fight, the ones that project directly on to our public street.

CHAIRMAN JAUQUET: Yeah, from a bar to the --

MR. ABATELLI: There are some that might be in like a patio.
CHAIRMAN JAUQUET: Yeah.

MR. ABATELLI: You know, it still projects on to their property. But the ones along Front Street, like at Rhumbline and --

CHAIRMAN JAUQUET: The barbecue.

MR. ABATELLI: The ice cream guy.

CHAIRMAN JAUQUET: Yeah. And the ice cream has it, too?

MR. ABATELLI: The other ice cream up by the movie.

CHAIRMAN JAUQUET: Oh, that one, yeah.

MR. ABATELLI: And BBQ Bills has speakers right directly outside.

CHAIRMAN JAUQUET: Right.

MR. BURNS: Do you need --

CHAIRMAN JAUQUET: How do we -- oh, go ahead.

MR. BURNS: Do you need a motion from us to act?

MR. ABATELLI: No. It's just the --

MR. DOWLING: That's just enforcement.

MR. ABATELLI: -- theory of that was then and this is now.
CHAIRMAN JAQUET: Okay.

MR. ABATELLI: But not allow anybody else to do it. Clearly, we'll go back. It takes away the "Well, he has it."

CHAIRMAN JAQUET: Yeah.

MR. ABATELLI: It's things running wild.

CHAIRMAN JAQUET: Okay. So there's a motion to schedule the May 29, 2014 work session. Any seconds?

MR. DOWLING: Second.

CHAIRMAN JAQUET: All in favor?

MR. BURNS: Aye.

MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAQUET: Aye.

Motion to accept the minutes for the following: The April 24th 2014 work session. Any seconds?

MR. BURNS: Second.

CHAIRMAN JAQUET: All in favor?

MR. BURNS: Aye.
MR. DOWLING: Aye.

MR. MC MAHON: Aye.

CHAIRMAN JAUQUET: Aye.

Motion to adjourn.

MR. BURNS: Second.

MR. PROKOP: Motion.

(Laughter)

CHAIRMAN JAUQUET: Motion approved. Okay.

Whereupon, the meeting was adjourned at 6:22 p.m.)

Planning Board Regular Session 5/1/14

CERTIFICATION

STATE OF NEW YORK  )

) SS:

COUNTY OF SUFFOLK  )

I, LUCIA BRAATEN, a Court Reporter and Notary Public for and within the State of New York, do hereby certify:

THAT, the above and foregoing contains a true and correct transcription of the proceedings taken on May 1, 2014.
I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of May, 2014.

______________________________
Lucia Braaten