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VILLAGE OF GREENPORT

PLANNING BOARD

REGULAR SESSION

April 3, 2014

5:00 p.m.

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

Appearances:

Peter Jauquet - Chairman

Ben Burns

Chris Dowling

Devin McMahon

David Abatelli - Village Administrator

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1 (Whereupon, the meeting was called to
2 order at 5:06 p.m.)

3 CHAIRMAN JAUQUET: Okay. We're going to
4 start the Planning Board meeting for April 3rd,
5 2014. This is a regular meeting agenda.

6 Item 1 is the continued -- continue to
7 table further action pending interpretation from
8 the Village of Greenport Zoning Board of Appeals
9 on an application submitted by Imran Qasim Khan,
10 owner of Layyah Corp., requesting a use
11 evaluation for the addition of a car service
12 office/operation into the existing convenience
13 store. The store is located at 331 Front Street;
14 Parcel #1001-6-2-17.

15 Do we have to motion to do -- do we have to
16 do anything?

17 MR. ABATELLI: No. I think --

18 CHAIRMAN JAUQUET: We just continue, okay.

19 MR. ABATELLI: Well, yeah. I mean, it is a

20 motion, so everybody should vote on that.

21 MEMBER BURNS: I so move.

22 CHAIRMAN JAUQUET: All in favor?

23 MEMBER BURNS: Aye.

24 MEMBER DOWLING: Aye.

25 MEMBER MC MAHON: Aye.

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1 CHAIRMAN JAUQUET: Aye.

2 Okay. Item #2 is a motion to accept a site
3 plan submitted by ELIH. The site plan that was
4 requested has been submitted illustrating signage
5 and exterior light scheme for the new addition.

6 Anybody want to second that motion?

7 MEMBER BURNS: I'll second it.

8 CHAIRMAN JAUQUET: All in favor?

9 MEMBER BURNS: Aye.

10 MEMBER DOWLING: Aye.

11 MEMBER MC MAHON: Aye.

12 CHAIRMAN JAUQUET: Aye.

13 Okay. Item #3 is a continued discussion
14 with the owner of 34-36 Front Street, Rhumblin
15 Restaurant owners Ed Healy and Terry Hass, who
16 seek a site plan modification to include the

17 installation of fencing and a tent canopy in the
18 rear yard for use as outdoor dining space/bar
19 area. Since the last meeting, the owner has
20 submitted a site plan for an outdoor bar/dining
21 area. Further discussion is to include planned
22 hours of operation and times/volume of outdoor
23 music, water runoff/drainage plan, and rear
24 fence. This is Parcel #1001-4-10-30.

25 Are we going to -- can we talk about that?

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1 MR. ABATELLI: I guess you can. I mean, I
2 don't know if he's going to be here. I thought
3 he was. You certainly can talk, but you can't do
4 much.

5 MEMBER BURNS: I think we should wait
6 until --

7 CHAIRMAN JAUQUET: I think we should wait,
8 too.

9 MEMBER BURNS: Until we get a reading from
10 the Lawyer.

11 CHAIRMAN JAUQUET: Yeah. Shall we put that
12 on the record, this note from -- what's his name?

13 MR. ABATELLI: You can read on the record

14 the questions he had, which we can then share
15 that.

16 MEMBER BURNS: Prokop.

17 CHAIRMAN JAUQUET: Prokop. And then, as
18 part of this, we got a note from the Village
19 Lawyer.

20 MR. ABATELLI: Village Attorney.

21 CHAIRMAN JAUQUET: Village Attorney, asking
22 us to wait on any motions regarding this
23 application until we've determine the outdoor
24 music issue, and making sure that it -- what's
25 proposed is reflective of the code, and that the

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1 seating capacity, he notes here in this memo, has
2 to be approved by the Suffolk County Department
3 of Health, and our Sewer Department, also.

4 And a motion to continue the discussion can
5 be second by someone.

6 MEMBER BURNS: Second.

7 CHAIRMAN JAUQUET: All in favor?

8 MEMBER BURNS: Aye.

9 MEMBER DOWLING: Aye.

10 MEMBER MC MAHON: Aye.

11 CHAIRMAN JAUQUET: Aye.

12 Okay. Item #4 is continued discussion of a
13 new application for 300C Main Street/Bay Avenue.
14 Nick DeCillis, the new tenant, proposes to open
15 and operate an Italian Specialty Store with
16 tapas, and would like to obtain a wine and beer
17 tavern license. This is Parcel 1001-4-7-29.1.

18 MR. DECILLIS: That's me.

19 CHAIRMAN JAUQUET: Oh, are you Nick?

20 MR. DECILLIS: Yes. Yeah, I checked with
21 the --

22 CHAIRMAN JAUQUET: Who was here the other
23 day?

24 MR. DECILLIS: I'm sorry?

25 CHAIRMAN JAUQUET: Who was here the other

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1 day?

2 MEMBER DOWLING: Nobody.

3 MR. DECILLIS: Nobody. I got a
4 miscommunication with Eileen. I thought today
5 was the original meeting.

6 CHAIRMAN JAUQUET: Oh.

7 MR. ABATELLI: But just to try to make this

8 work for the transcriptionist --

9 MR. DECILLIS: I'm sorry.

10 MR. ABATELLI: -- why don't you maybe --
11 what do you want, to have him come up there and
12 just announce yourself and have a conversation?
13 That's what we're trying to do, because I missed
14 the last meeting. So you have what, a sign and
15 things you got to do?

16 MR. DECILLIS: Yeah. I just want to show
17 you exactly what I plan on doing as far as the
18 signage goes.

19 MR. ABATELLI: I guess you could even just
20 stand there.

21 CHAIRMAN JAUQUET: You could sit, right?
22 Just sit there.

23 MS. BRAATEN: As long as I can hear, that's
24 fine.

25 CHAIRMAN JAUQUET: No, that's fine.

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1 MR. DECILLIS: Nick DeCillis, 300C Main
2 Street --

3 MEMBER DOWLING: As long as everybody else
4 keeps quiet, we're fine.

5 MR. DECILLIS: -- for the proposed Basso,
6 which would be like a --

7 CHAIRMAN JAUQUET: What's the name of it?

8 MR. DECILLIS: Basso, B-A-S-S-O. You know,
9 tapas, wine and beer, some Italian takeout,
10 carry-out, cheeses, cured meats, you know,
11 gelato, espresso, some Italian specialties, like
12 dry goods, some pastas, everything from canned --
13 some Sicilian --

14 CHAIRMAN JAUQUET: Yeah.

15 MR. DECILLIS: -- tuna, olives, you know,
16 roasted peppers, things like that.

17 My signage, I do have a sizable sign I'd
18 like to hang up. It's the old Nosh sign, but I
19 have my guy working on it. It's the same exact
20 sign that hangs from hooks off the porch, which
21 would face, I guess, the Chase Bank parking lot.
22 It's going to be a black and red theme. This
23 side will hang. And then, also, I have another
24 one sort of similar to this which also will hang
25 off the posts. And then I have another one like

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1 this, which will hang off the back deck area,

1 MEMBER BURNS: Nick, you used the word --
2 you want to obtain a wine and beer tavern
3 license. Are you planning any kind of tavern
4 activities there?

5 MR. DECILLIS: No. It's just -- it's just
6 what the State Liquor Authority calls it. It's a
7 tavern license just for wine and beer. No
8 alcohol, you know, hard alcohol, just wine by the
9 bottle, if you want to sit down and have a
10 bottle, or by the glass, and a two-tap beer
11 system.

12 I'm also with that license allowed, if
13 someone wanted to come in and, say, take a
14 sixpack with them, maybe go out on the boat, or
15 take it to the marina or something. I haven't
16 decided if I wanted to do that yet, but just to
17 sit down and have some cheese, cured meats.

18 CHAIRMAN JAUQUET: Like a charcuterie, kind
of.

19 MR. DECILLIS: Yup. And I also was told --
20 I have available seating for outside, weather
21 permitting. I think it was 12 or 14 seats
22 between --

23 CHAIRMAN JAUQUET: So that would be how

24 many? That would be like three or four tables,
25 right, with four chairs each?

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1 MR. DECILLIS: Yeah.

2 CHAIRMAN JAUQUET: Or you could do two, but
3 it's -- whatever it is, it has to fit
4 comfortably.

5 MR. DECILLIS: Yeah. That little porch
6 area is two, two tops, so that would be four.
7 And then the deck area, I think she told me
8 another six people, and then out back, another
9 four people.

10 MEMBER BURNS: I think we need to see the
11 details and the drawing of that before we approve
12 this.

13 CHAIRMAN JAUQUET: We do have that.

14 MEMBER DOWLING: We don't have anything for
15 out back, but we have the front setup.

16 MR. DECILLIS: Yeah, the front's there.

17 CHAIRMAN JAUQUET: You see them? This is
18 the right one, isn't it?

19 MEMBER BURNS: Yeah, it is, you're right.

20 MR. ABATELLI: You really were supposed to

21 have come in and gotten a lot of this stuff to
22 Eileen before --

23 MR. DECILLIS: I brought it -- I brought it
24 all in.

25 MR. ABATELLI: I think some of this is

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1 still, though, the old --

2 MR. DECILLIS: Yeah, but that's exactly --
3 I'm not changing anything on the inside. The
4 table setups are there, you know, he basically
5 had left.

6 MR. ABATELLI: So the tables, this has
7 three tables and six chairs; is that what you're
8 going to have?

9 MR. DECILLIS: Correct.

10 MR. ABATELLI: Three tables and six chairs,
11 that's it?

12 MR. DECILLIS: Yeah. They're very small
13 tables. I'm using what was existing in there.
14 And the cooling systems are all there in place,
15 which I had purchased from the owner --

16 CHAIRMAN JAUQUET: Okay.

17 MR. DECILLIS: -- which you see set up

18 right there in the countertop to the left.

19 CHAIRMAN JAUQUET: And that old gelato

20 and --

21 MR. DECILLIS: Yes, gelato.

22 CHAIRMAN JAUQUET: Yeah. And the display
23 case, that stays there, too, then?

24 MR. DECILLIS: Yes.

25 CHAIRMAN JAUQUET: And that's what's there
now?

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1 MR. DECILLIS: Right.

2 CHAIRMAN JAUQUET: In that curved thing?

3 MR. DECILLIS: Correct.

4 CHAIRMAN JAUQUET: Yeah, I remember being
5 in there.

6 MR. DECILLIS: And that could be used for,
7 you know, cheeses and the other one for gelatos,
8 ice creams.

9 CHAIRMAN JAUQUET: And then you must have
10 shelving with stuff for sale somewhere.

11 MR. DECILLIS: Yes, there is shelving.

12 CHAIRMAN JAUQUET: Now where --

13 MR. DECILLIS: Yeah, there is shelving up

14 on the -- if you look --

15 CHAIRMAN JAUQUET: Like where the coffee
16 maker is, or somewhere else?

17 MR. DECILLIS: Yes, exactly. There was
18 like three shelves in a row stacked on the wall,
19 and then there's some shelving where the
20 three-bay sink is. I believe there's two shelves
21 there also.

22 CHAIRMAN JAUQUET: Okay. But that's not
23 really available for customers to grab.

24 MR. DECILLIS: No, that would be -- no. It
25 would just be for my, you know, glasses or

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1 whatnot.

2 CHAIRMAN JAUQUET: Right. Don't you have
3 like a display thing out in the middle there with
4 like a kiosk or something for people to --

5 MR. DECILLIS: You know what, it's so tight
6 in there.

7 CHAIRMAN JAUQUET: It's such a small space.

8 MR. DECILLIS: And those cases are so big.
9 I don't want to put anything in the middle,
10 because it will just --

11 CHAIRMAN JAUQUET: So it's more going to be
12 served food than things to take away packaged.

13 MR. DECILLIS: Well, sure.

14 CHAIRMAN JAUQUET: Although, I guess, if
15 there's -- you're going to have fresh stuff in
16 here to wrap up and take --

17 MR. DECILLIS: Correct.

18 CHAIRMAN JAUQUET: Weigh it and take it
19 out --

20 MR. DECILLIS: Exactly.

21 CHAIRMAN JAUQUET: -- like a deli? Yeah,
22 okay.

23 MR. DECILLIS: If somebody wanted, you
24 know, a half a pound of prosciutto, or something
25 like that.

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1 CHAIRMAN JAUQUET: Right, right, I gotcha.

2 MR. DECILLIS: Or dried sausage to take
3 out, cheeses. I'm going to have prewrapped
4 cheeses.

5 CHAIRMAN JAUQUET: Something, okay.

6 MR. DECILLIS: Yup. And some prewrapped
7 cured meats, which I also can store can in the

8 deli case.

9 CHAIRMAN JAUQUET: Right, I gotcha. So
10 there's --

11 MR. DECILLIS: If you look at that front
12 deck area, too, you'll see there's -- there was
13 two tables on that porch area, which are good for
14 two seats each. So that would be four people on
15 that little porch area.

16 CHAIRMAN JAUQUET: And then just the --

17 MR. DECILLIS: But no -- there were no
18 tables on for the deck area. I just inquired
19 about that, if I was able to put something out
20 there to sit, you know, during nice weather, just
21 to sit down and relax.

22 CHAIRMAN JAUQUET: Say that -- say that
23 part again for the outdoor deck.

24 MR. DECILLIS: Just to put, you know, like
25 some comfortable -- you know, like a lounge

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1 chair, you know, patio furniture, something to
2 sit outside.

3 CHAIRMAN JAUQUET: So this maybe isn't the
4 scheme, really, that you have here with the

5 six -- with the six seats? What's the seating
6 capacity for this in total; do we have one?

7 MR. ABATELLI: Well --

8 MR. DECILLIS: Yeah, correct.

9 CHAIRMAN JAUQUET: What is it?

10 MR. DECILLIS: This is it. This is the
11 front patio.

12 CHAIRMAN JAUQUET: Yeah, I know.

13 MR. DECILLIS: This is the front deck area,
14 yeah.

15 CHAIRMAN JAUQUET: Yeah. Is that what you
16 have? I thought you had 12 outdoor seats. Or is
17 it 12, 14, all together?

18 MR. DECILLIS: I think it's --

19 MEMBER DOWLING: Ten.

20 MR. DECILLIS: See this back area, she had
21 told me that that's -- with the measurements, it
22 was available for, I think she said, four people,
23 going with the square feet and the math that she
24 used to determine how many people could be out
25 there. I don't know if I want to use the back

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1 area for seating.

2 CHAIRMAN JAUQUET: How do they get there?

3 MR. ABATELLI: The whole --

4 MEMBER BURNS: Through the door right here.

5 CHAIRMAN JAUQUET: Oh, I see.

6 MR. ABATELLI: The whole point of this is
7 you give us a plan of what you want to do, we
8 then approve it, and that's what you get. I
9 mean, you could always have less. I mean, we'd
10 never come over and say, "Look, you're supposed
11 to put tables out here and you didn't put
12 them" --

13 MR. DECILLIS: Correct.

14 MR. ABATELLI: -- "so you're getting a
15 violation."

16 MR. DECILLIS: Okay.

17 MR. ABATELLI: But, if you put tables out
18 that aren't on this plan and then you decide, you
19 know, "I could put tables out there," and they're
20 not on the plan, then it's not approved. So
21 that's a problem.

22 CHAIRMAN JAUQUET: So fill it up.

23 MR. ABATELLI: So that's really what the
24 point of this process.

25 CHAIRMAN JAUQUET: Fill it with what your

1 legal capacity is, so that, you know --

2 MEMBER DOWLING: So you don't have to come
3 back here again and ask for permission again.

4 CHAIRMAN JAUQUET: So you don't have to
5 come back and do that.

6 MEMBER DOWLING: You'll save yourself a lot
7 of time.

8 CHAIRMAN JAUQUET: And those signs that he
9 described, is that --

10 MR. ABATELLI: I want to go back to that.

11 MEMBER DOWLING: Yeah.

12 MR. ABATELLI: Would anybody have mentioned
13 the Historic Preservation Board?

14 MR. DECILLIS: Yes. April 7th I'm coming
15 to a meeting for that.

16 MR. ABATELLI: Okay, good, good.

17 MR. DECILLIS: She, you know, mentioned the
18 signs.

19 MR. ABATELLI: That's good news. So, yeah,
20 you need to go to them for that.

21 MR. DECILLIS: Okay.

22 MR. ABATELLI: What this Board does,
23 though, which you could do, is you got the basic

24 idea.

25 CHAIRMAN JAUQUET: Yeah.

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1 MR. ABATELLI: So you could like approve
2 the signs, if you want. I mean, I'm not sure
3 we're going to do it today.

4 CHAIRMAN JAUQUET: Well, how many signs are
5 they allowed? He's got four signs.

6 MR. ABATELLI: Is it four or three?

7 MR. DECILLIS: I have three.

8 CHAIRMAN JAUQUET: Three. Oh, you're not
9 going to do the roof?

10 MR. DECILLIS: One in the -- I'm not going
11 to do the roof. One in the back, and then two in
12 the front. That would be three.

13 CHAIRMAN JAUQUET: Are you going to take
14 that stuff off the roof?

15 MR. DECILLIS: It's off.

16 CHAIRMAN JAUQUET: Oh, that stuff is not
17 on? This picture is not to date then anymore.

18 MR. DECILLIS: Is it the large sign?

19 CHAIRMAN JAUQUET: No, it's just the --

20 MEMBER DOWLING: No. It's just the -- it

21 looks like whatever it was the mount for it.

22 CHAIRMAN JAUQUET: It's just the structural
23 stuff for the sign that makes it look bad.

24 MR. DECILLIS: Oh, you know what, I think
25 it looks like two lights that lit up, possibly,

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1 the --

2 CHAIRMAN JAUQUET: There are lights there,
3 and it looks like there's, you know, a back,
4 something for it to lean on.

5 MR. DECILLIS: I mean, I could take that
6 off if you --

7 CHAIRMAN JAUQUET: Well, I don't know.
8 Just to me it looks like heck. I don't know
9 about you guys.

10 MR. ABATELLI: Those things.

11 MR. DECILLIS: Yes, they're there. Yeah,
12 it's kind of like an eyesore, I agree. It's
13 something I would do. I certainly wouldn't want
14 to, you know, get up there. But they asked me if
15 I wanted a big, large sign, I said no.

16 CHAIRMAN JAUQUET: Yeah. This other
17 picture shows the lights and the structure a

18 little bit. But can we --

19 MR. ABATELLI: Yeah. So you guys, you
20 could, as part of this approval, could ask for
21 that to be removed. Technically, roof signs
22 aren't permitted, you know, so it's a good thing.

23 MEMBER DOWLING: Yeah. And then the signs
24 that you have, you know, under Village Code
25 there's guidelines for how big your signs can be.

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1 MR. DECILLIS: Okay.

2 MEMBER DOWLING: So I think it's in there.
3 I think it's something like two square feet per
4 side.

5 MR. DECILLIS: Okay.

6 CHAIRMAN JAUQUET: And how many?

7 MEMBER DOWLING: I believe.

8 CHAIRMAN JAUQUET: How many?

9 MEMBER DOWLING: That I'm not sure about.

10 MR. ABATELLI: Well, I --

11 MEMBER DOWLING: But HPC would --

12 MR. ABATELLI: Yeah. Between the Building
13 Department and -- HPC is more going to care about
14 how they look.

15 MEMBER DOWLING: Yeah.
16 CHAIRMAN JAUQUET: Yeah.
17 MR. ABATELLI: And not so much the size.
18 These are all over private property, though.
19 MEMBER DOWLING: Oh, okay.
20 MR. ABATELLI: Which it gives you more
21 freedom --
22 CHAIRMAN JAUQUET: Okay.
23 MR. ABATELLI: -- than if you were over a
24 public sidewalk.
25 MR. DECILLIS: Okay.

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1 MEMBER DOWLING: Yeah.
2 MR. ABATELLI: So they're all -- being that
3 they're all over private property.
4 CHAIRMAN JAUQUET: So three signs seems to
5 be okay, because --
6 MR. ABATELLI: It could be, but they're not
7 that large.
8 MR. DECILLIS: Yeah.
9 MR. ABATELLI: It's a function of the faces
10 of the building, so it's probably okay.
11 CHAIRMAN JAUQUET: Okay.

12 MR. ABATELLI: And you're saying those are
13 all signs that were on Nosh before?

14 MR. DECILLIS: Correct, and that's the size
15 they're probably going to be, yeah.

16 CHAIRMAN JAUQUET: Right, right. That's
17 what I --

18 MR. ABATELLI: It's probably okay, but that
19 would be the Building Department's
20 responsibility, to make sure the sizes are okay,
21 and the Historic Board as to what they physically
22 look like. You guys, it's like the general
23 layout. And, also, you could care about what
24 they look like, but it's not as critical, where
25 the Historic Board would also look at it.

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1 MEMBER DOWLING: Right.

2 CHAIRMAN JAUQUET: Well, I would probably
3 want that -- have the landlord remove that sign
4 stuff up at the top, unless that's your
5 responsibility.

6 MR. DECILLIS: You know, I'll check with
7 the landlord and see, but yeah.

8 CHAIRMAN JAUQUET: You know, because the

9 Planning -- you know, I just feel that the
10 Planning Board is sort of into aesthetics around
11 the Village, too --

12 MEMBER DOWLING: Absolutely. Yeah,
13 absolutely.

14 CHAIRMAN JAUQUET: -- when it comes to
15 front yard parking, and noise, and, you know.

16 MR. ABATELLI: That's well within your
17 thing.

18 CHAIRMAN JAUQUET: Yeah.

19 MEMBER DOWLING: And I think if those were
20 there, someone in the future could think that
21 since they're there, they could just put a sign
22 up there. I think it's best to just remove them.

23 CHAIRMAN JAUQUET: Right, right.

24 MEMBER DOWLING: On your tables outside,
25 especially the ones -- and, obviously, the ones

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1 on the porch, but on the ones farther up, you're
2 planning on umbrellas or anything like that on
3 those?

4 MR. DECILLIS: You know what, yes. Yes,
5 you know, depending on, like I said, weather.

6 MEMBER DOWLING: Right.

7 MR. DECILLIS: You know, there's going to
8 be times where I can't even use the outside. And
9 maybe if the sun's too much, an umbrella. And
10 then, you know, everything will come in at night,
11 you know, depending on how much room I have
12 there, but certainly cushions and things like
13 that.

14 MEMBER DOWLING: So I think for us, you
15 know, on this plan, if you showed that you have
16 umbrellas and we approve it for umbrellas, I
17 mean, you don't have to come back again, that
18 kind of thing.

19 MR. DECILLIS: Okay. Okay.

20 CHAIRMAN JAUQUET: You know, match up what
21 you need umbrella-wise with the tables out there,
22 so that you have your full capacity, you know.

23 What about that deck? Is that -- isn't
24 that deck kind of a rattletrap?

25 MR. DECILLIS: It seems in good shape to me.

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1 CHAIRMAN JAUQUET: Yeah? Okay.

2 MR. DECILLIS: Yeah. You know, I'm going

3 to have it power washed and whatnot.

4 CHAIRMAN JAUQUET: Yeah.

5 MR. DECILLIS: But, believe me, anything
6 that has to be replaced, the landlord told me the
7 handyman lives right upstairs and it would be
8 taken care of.

9 CHAIRMAN JAUQUET: I haven't been over
10 there for a while. I mean, I'm just reflecting
11 personally. I mean, the last time I went in
12 there, it was a -- when it was Gelato, it was a
13 terrible experience.

14 MR. DECILLIS: Yeah, yeah.

15 CHAIRMAN JAUQUET: And, you know, what
16 about the air conditioning? Are you going to
17 replace --

18 MR. DECILLIS: I'm removing -- I'm removing
19 that air conditioner. It's funny you ask,
20 because, you know, it's where the tables are.

21 CHAIRMAN JAUQUET: Yeah, I know. I know.
22 You can't -- so where do you put it?

23 MR. DECILLIS: I want to put it on the back
24 wall, through the wall instead of the window.

25 CHAIRMAN JAUQUET: Okay.

1 MR. DECILLIS: If it's possible.

2 CHAIRMAN JAUQUET: So the Building
3 Department approves that. Do they have to -- he
4 can do that on a -- that's not up to us, is it?
5 Well, we want to know what you're going to do

6 MR. ABATELLI: If it's in the back,
7 actually, this -- I'm surprised. That would have
8 been something the Historic Board, if they knew
9 about it, wouldn't have been crazy about the air
10 conditioner on the front.

11 MR. DECILLIS: Yeah. I mean, it's an
12 eyesore, there's no doubt about it. I got to get
13 it out of there.

14 CHAIRMAN JAUQUET: Yeah, it wrecks the
15 whole look. I mean, I don't know.

16 MR. DECILLIS: The way it was installed,
17 it's going to be tough to get out. It was
18 through the window, too.

19 CHAIRMAN JAUQUET: Right.

20 MR. DECILLIS: So I'm either going to put
21 it on the side window, which will face the oyster
22 restaurant, or just put through the wall. I
23 might even buy a whole new sleek one, slime line
24 one.

25 CHAIRMAN JAUQUET: Yeah, right. Those --

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1 right, right, right. Stick it --

2 MEMBER DOWLING: They're more efficient
3 anyway.

4 MR. DECILLIS: Yeah. And this thing, I
5 don't know how well it works.

6 CHAIRMAN JAUQUET: They mount on the inside
7 somewhere.

8 Do we have to -- we don't need to know what
9 he's going to do air conditioning, utility-wise?

10 MR. ABATELLI: No. Usually not, no.

11 CHAIRMAN JAUQUET: Okay, fine.

12 MR. DECILLIS: Yeah. I'm not putting in
13 any central air, it would just be, you know, a
14 unit. It's so small.

15 CHAIRMAN JAUQUET: Yeah, yeah. It's not
16 really our thing, but --

17 MR. DECILLIS: Did you guys want to know
18 about garbage?

19 MR. ABATELLI: Yes.

20 MEMBER BURNS: Yeah, we will.

21 MR. DECILLIS: The oyster restaurant,

22 there's a fenced in area with three dumpsters
23 back there that I share with Matt from the pizza
24 place, and I guess whoever is going to use the
25 oyster restaurant. There are three dumpsters

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1 back there now. I think it's North Fork
2 Sanitation, and it's an enclosed area, and I
3 believe there's a lock on it. And that's where
4 they're -- you know, my --

5 CHAIRMAN JAUQUET: So you're going to share
6 the dumpster with someone?

7 MR. DECILLIS: Yeah, there's three, one for
8 me, one for Matt, and one for the restaurant.

9 CHAIRMAN JAUQUET: Oh, okay. So you pay
10 for that?

11 MR. DECILLIS: Yeah. Oh, yeah.

12 CHAIRMAN JAUQUET: Privately contracted?

13 MR. DECILLIS: Yes, yes.

14 CHAIRMAN JAUQUET: All right. I don't
15 know. Are you going to do anything
16 landscaping-wise --

17 MR. DECILLIS: Oh, yeah.

18 CHAIRMAN JAUQUET: -- or potted plants, or

19 any paint? Are you going to paint the front of
20 it? Does it matter? I don't know if it needs
21 paint.

22 MR. DECILLIS: I think I'm going to leave
23 the paint, but the deck is going to need some
24 paint or a stain on it.

25 CHAIRMAN JAUQUET: Yeah.

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1 MR. DECILLIS: But the building itself, you
2 know, I was thinking about painting the front
3 door. It's a little lackluster there, but --

4 CHAIRMAN JAUQUET: Well, that's probably
5 historic.

6 MR. DECILLIS: But it needs -- you know,
7 there's a lot of pots there. I plan on filling
8 those up with flowers and nice, you know, shrubs,
9 just to make it really nice, that's all. I just
10 want a good appearance from the street.

11 CHAIRMAN JAUQUET: Right. So what do we
12 need to do? We need to ask him to -- Dave, we
13 need to --

14 MEMBER DOWLING: Probably update his plans.

15 CHAIRMAN JAUQUET: Yeah, update the plan,

16 and put all your tables, and chairs, and
17 umbrellas --

18 MR. DECILLIS: Okay.

19 CHAIRMAN JAUQUET: -- where you want them.

20 MR. ABATELLI: Maybe, being that you're
21 going to have to do it for the Historic Board,
22 include that stuff for them. I think you're on a
23 good road here.

24 CHAIRMAN JAUQUET: Yeah, I do, to.

25 MEMBER DOWLING: Yeah, absolutely.

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1 MR. ABATELLI: I mean, this, you're on the
2 road to success.

3 MR. DECILLIS: Okay. Okay. So then next
4 week, the 7th, is the Historic Board?

5 MR. ABATELLI: Right.

6 MR. DECILLIS: Preservation. And then --
7 so I'll take care of the sign situation with
8 them. And then when would I meet with you guys
9 again for the --

10 MR. ABATELLI: Basically it's April 24th.

11 MR. DECILLIS: Okay.

12 MR. ABATELLI: If you try to have

13 everything, you know, completely together, that
14 could be -- you could be getting very close.

15 MR. DECILLIS: Okay.

16 CHAIRMAN JAUQUET: But, you know, put the
17 air conditioning unit somewhere, just so that
18 it's sticking on an inside wall somewhere. You
19 know, show that profile.

20 MR. DECILLIS: Okay.

21 MEMBER DOWLING: Yeah, if you're going to
22 have it on the back wall.

23 CHAIRMAN JAUQUET: And you already have
24 it -- right, it's already removed from the front,
25 so --

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1 MR. DECILLIS: Yeah. I mean, that thing, I
2 don't even know how that got in there in the
3 first place.

4 CHAIRMAN JAUQUET: And, you know, if
5 you're going to -- if you're thinking of doing
6 any kind of shelving that's outside the counter
7 in the customer area, you know, you might put
8 that. I don't know. I guess you're not going to
9 be selling stuff like that. But is the coffee

10 maker going to be there? And these sinks are
11 still going to stay there?

12 MR. DECILLIS: Yeah, it's a three-bay sink
13 that's all there, and you have --

14 CHAIRMAN JAUQUET: Okay. So that's --
15 yeah.

16 MR. DECILLIS: Everything is in place.

17 CHAIRMAN JAUQUET: Okay.

18 MR. DECILLIS: I'm not messing with that at
all.

19 CHAIRMAN JAUQUET: All right.

20 MR. DECILLIS: Yeah.

21 CHAIRMAN JAUQUET: I guess the main thing
22 is tables, and chairs, and umbrella count, right?

23 MEMBER DOWLING: Yeah.

24 MR. DECILLIS: Yeah. Pretty much, on the
25 outside deck, where you see -- you know, I think

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1 there's six seats out near the front there by
2 that wall. You know, I mean, maybe I might
3 jockey it around a little bit, and then maybe
4 we'd have two large umbrellas, so, you know, kind
5 of everybody gets covered, but I'll revise that.

6 CHAIRMAN JAUQUET: What is the capacity,

7 the seating capacity allowed for this?

8 MR. ABATELLI: I'm actually not positive of
9 the numbers.

10 CHAIRMAN JAUQUET: What did you say it was?

11 MR. DECILLIS: It was -- on the inside, I
12 was told it was 16, and on the outside, between
13 the front and the back, I was told 14, because
14 there's a back deck area.

15 CHAIRMAN JAUQUET: What were those numbers,
16 14, and what was the first one?

17 MR. DECILLIS: Sixteen.

18 CHAIRMAN JAUQUET: Sixteen.

19 MR. DECILLIS: There's no way I'm getting
20 16 people on the inside, so that's not going to
21 happen.

22 MEMBER BURNS: Standing up.

23 MR. DECILLIS: It's just not going to
24 happen, not with tables and chairs, no.

25 CHAIRMAN JAUQUET: Can't you fit another

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1 one by that back door?

2 MR. DECILLIS: You know what, there's --

3 CHAIRMAN JAUQUET: You tried already?

4 MR. DECILLIS: I'd like to use that door,
5 because if I do put a table --

6 CHAIRMAN JAUQUET: And then somebody is
7 always getting knocked into.

8 MR. DECILLIS: It opens up and it's really
9 tight, it really is tight.

10 CHAIRMAN JAUQUET: All right. So we're
11 looking at tables, chairs, and umbrellas.

12 MEMBER DOWLING: The air conditioning unit.

13 CHAIRMAN JAUQUET: And the AC unit, and
14 getting rid of the junk on the roof.

15 MR. DECILLIS: Yeah.

16 MEMBER MC MAHON: Are you going to have any
17 music playing inside and outside?

18 MR. DECILLIS: You know what, I don't --
19 right now, I don't plan on it. I'd just have
20 music that would be piped in, you know.

21 MEMBER MC MAHON: Just on the inside?

22 MR. DECILLIS: Inside, but maybe an outdoor
23 speaker, but nothing crazy. I don't -- you know,
24 someone mentioned to me they used to have music
25 in Stirling Square, if everyone got together and

1 wanted to pay someone to play during an afternoon
2 on a Saturday, but, you know, that was just
3 hearsay. You know, I don't know yet.

4 MEMBER DOWLING: Yeah. And that stuff's
5 got to be approved anyway. You have to have a
6 permit for that.

7 MR. DECILLIS: You know, I don't plan on
8 having live music on the patio, you know, the
9 deck, just some, you know, small speakers, just
10 some music being piped in.

11 MR. ABATELLI: There are generally problems
12 with outside music.

13 MR. DECILLIS: Okay.

14 CHAIRMAN JAUQUET: Do you need, if you're
15 going to --

16 MR. DECILLIS: You mean live music or piped
17 in?

18 MR. ABATELLI: Any kind of music.

19 CHAIRMAN JAUQUET: Piped, yeah.

20 MR. ABATELLI: I mean, it's all a function
21 of loudness.

22 MR. DECILLIS: Right, yeah.

23 MEMBER DOWLING: So it's actually in the
24 Village Code under Noise.

25 CHAIRMAN JAUQUET: Yeah, we have another

1 one that we're dealing with. So you've been --

2 MR. DECILLIS: I just it want it relaxed,
3 loungey, take it easy, you know.

4 CHAIRMAN JAUQUET: But, even so, you need
5 to, as part of the tables and chairs, AC and
6 stuff on the roof --

7 MEMBER DOWLING: I'll give you a copy of
8 the Noise.

9 CHAIRMAN JAUQUET: -- you need to have a
10 noise plan for us.

11 MR. DECILLIS: Okay.

12 CHAIRMAN JAUQUET: So that we know what
13 you're going to do.

14 MR. DECILLIS: Okay.

15 CHAIRMAN JAUQUET: You know, I think, to
16 me, we want to get away from the kind of stuff
17 that Rhumblin has --

18 MEMBER DOWLING: Yes.

19 CHAIRMAN JAUQUET: -- on Front Street and
20 the kind of stuff you hear coming out of the --
21 out of the barbecue place.

22 MR. ABATELLI: BBQ Bills.

23 CHAIRMAN JAUQUET: BBQ Bills.

24 MR. ABATELLI: There's a few that --

25 CHAIRMAN JAUQUET: I mean, it's ridiculous.

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1 MR. ABATELLI: It's a tricky thing.

2 There's a degree of if it's really low and, you
3 know, in normal times. But when it becomes like
4 a battle of the bands on the street, it's like --

5 MEMBER DOWLING: It's no good for anybody.

6 MR. ABATELLI: -- a few people really
7 ruined it for everybody by trying to see who
8 could be the loudest. And it is on the books
9 that it can be enforced, they'll just shut
10 everything down. But it's --

11 MR. DECILLIS: Yeah. I mean, those guys
12 operate -- I mean, my hours of operation, you
13 know --

14 CHAIRMAN JAUQUET: Well, that's the other
15 thing. You know, we usually ask about hours of
16 operation, too, so, you know, we need to know
17 that.

18 MEMBER DOWLING: He's got it on there.

19 CHAIRMAN JAUQUET: Is it on here? It's on

20 here, right?

21 MR. DECILLIS: On the cover letter, yeah.
22 I think I put it there.

23 MEMBER DOWLING: From 10 'til --

24 CHAIRMAN JAUQUET: Yeah. So just address
25 those things.

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1 MR. DECILLIS: Okay.

2 CHAIRMAN JAUQUET: Tables and chairs, AC.

3 MR. DECILLIS: Umbrellas.

4 CHAIRMAN JAUQUET: The thing on the roof,
5 and your, what we call, music noise.

6 MR. DECILLIS: Would there be a problem
7 going through the wall, or is that just up to the
8 landlord?

9 MR. ABATELLI: It's more of a Building
10 Department and landlord. Where it's facing a
11 public street, it adds to the problem in an
12 Historic District.

13 MR. DECILLIS: Where it faces the oyster --

14 MEMBER DOWLING: You could have it on the
15 back, that's it's facing the actual -- like it
16 can't be seen from the street. So, if you have

17 it on the back side, on the north wall, then
18 it's -- you know, if it can't be seen from the
19 street, then it's, you know, less of an issue for
20 anybody. But if you have it on the east wall,
21 where it can still be seen from the street --

22 MR. DECILLIS: Okay.

23 CHAIRMAN JAUQUET: Yeah, then it's going to
24 be a problem.

25 MEMBER DOWLING: That would be where there

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1 are tables anyway. You probably don't want it
2 there anyway.

3 CHAIRMAN JAUQUET: Well, you know, if it's
4 a -- just let us know where it's going to go and
5 we'll work it out, I guess, right?

6 MR. DECILLIS: Okay.

7 MR. ABATELLI: I mean, a lot of what
8 happens, whether it be those speakers on those
9 other places, or even that air conditioner, it's
10 not part of the approval, like someone who moves
11 in, that they added on. It's a hot summer,
12 "Let's get an air conditioner, and we can stick
13 it in." Or if someone says, you know, "I think

14 if we put a speaker outside, people will want to
15 come in," and they just kind of stick the
16 speakers outside. So that's why we're trying to
17 get it all, what you're going to do and what
18 you're not going to do. And when it happens, we
19 have some ability to undue it.

20 MR. DECILLIS: Sure.

21 MR. ABATELLI: Because it wasn't part of
22 their approval.

23 CHAIRMAN JAUQUET: So what's going to
24 happen, then? You're going to come back with,
25 you know, a new picture, and then some responses

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1 to these questions.

2 MR. DECILLIS: Correct. And that's on the
3 it 27th of April?

4 MR. ABATELLI: It's on your agenda.

5 MEMBER MC MAHON: Last Thursday of the
6 month.

7 MR. DECILLIS: Oh, okay.

8 MR. ABATELLI: It's the 24th.

9 MR. DECILLIS: Just it wouldn't be next
10 week, though, the one I'm coming to for next

11 week?

12 MR. ABATELLI: No, that's the Historic
13 Board. They're all about --

14 MEMBER MC MAHON: Aesthetics.

15 MR. ABATELLI: Aesthetics and appearance.
16 The good news is the two Boards try not to both
17 -- like they don't want to tell you to make a red
18 sign and then the Historic Board says make a blue
19 sign. If you're going to them, these guys will
20 step back.

21 CHAIRMAN JAUQUET: So, if we like what we
22 hear next time at the regular session, can we
23 approve it, or is that too soon?

24 MR. ABATELLI: You could approve it or you
25 could line yourself up to approve it at the

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1 regular meeting.

2 MEMBER DOWLING: The next regular meeting.

3 MR. ABATELLI: Right.

4 CHAIRMAN JAUQUET: Well, the next regular
5 is -- the next meeting is a regular meeting, or
6 the next --

7 MEMBER DOWLING: No, the next one is a work

8 session.

9 MR. ABATELLI: No, I think the next week --
10 the one that will be in the beginning of May.

11 CHAIRMAN JAUQUET: Oh, I'm ahead of myself,
12 yeah.

13 MEMBER MC MAHON: Well, we'd have to do it
14 at a regular meeting. If there's someone else
15 who --

16 MR. ABATELLI: It's best to, yeah.

17 CHAIRMAN JAUQUET: I was misreading my
18 dates here.

19 MEMBER BURNS: The date is wrong.

20 MR. ABATELLI: I mean, in general --

21 CHAIRMAN JAUQUET: It is?

22 MEMBER BURNS: For the next meeting.

23 MR. ABATELLI: -- you're being led down a
24 road, so try not to back up. You know, so things
25 are looking encouraging, it's just working out

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1 the details.

2 MR. DECILLIS: Okay.

3 CHAIRMAN JAUQUET: So when do you plan on
4 -- I mean, he's working on this in the meantime,

5 isn't he, on the inside and stuff?

6 MR. ABATELLI: I think so. There's stuff
7 that you're allowed --

8 CHAIRMAN JAUQUET: There's stuff for you to
do.

9 MR. DECILLIS: Yeah. I mean, I got --

10 CHAIRMAN JAUQUET: Timing.

11 MR. DECILLIS: You know, I got money
12 invested in the wine and beer license, because
13 that takes a long time, and I want to try and at
14 least be open for the Memorial Day weekend.
15 That's what I'm shooting for.

16 CHAIRMAN JAUQUET: Right

17 MR. DECILLIS: And the beer and wine, it
18 could take 10 weeks, so -- and I have a lawyer.

19 CHAIRMAN JAUQUET: So you may open without
20 that?

21 MR. DECILLIS: No, I don't want to.

22 CHAIRMAN JAUQUET: You wouldn't want to.

23 MR. DECILLIS: No.

24 CHAIRMAN JAUQUET: No, because that would
25 kill it.

1 MR. DECILLIS: So I got that rolling, so
2 she's going to apply for a temporary license,
3 which comes quicker.

4 CHAIRMAN JAUQUET: Oh, I see.

5 MR. DECILLIS: And then the real one will
6 come after, just so I could get open. But right
7 now, you know, I can't buy anything because I
8 don't have a license.

9 CHAIRMAN JAUQUET: Right.

10 MR. ABATELLI: I mean, this Board, as I
11 probably said, I mean, they can't say, "No, you
12 cannot have this business."

13 MR. DECILLIS: Right.

14 MR. ABATELLI: But they can control the
15 number of chairs, the number of this, what stuff
16 looks like, where things go, you know. So you
17 just -- as long as you're willing to try and get
18 along, and I think they generally don't ask for
19 anything crazy, you know, it's all going to be
20 wonderful.

21 MR. DECILLIS: Okay.

22 MR. ABATELLI: And we move on to the next
23 guy.

24 MR. DECILLIS: All right. That's good to
25 know. I don't know what I'd do without a

1 license.

2 CHAIRMAN JAUQUET: So the May first
3 meeting, the first Thursday May meeting is
4 potentially the day we give you --

5 MEMBER DOWLING: As long as everything
6 looks good for us at the next meeting, which is a
7 work session, then we can approve it at the next
8 regular session.

9 CHAIRMAN JAUQUET: Oh, I see. Okay.

10 MR. ABATELLI: Yeah. The work session,
11 that's where you'll work out all the details,
12 know exactly what you're doing, and then that
13 next week, just put it to bed, we're done.

14 CHAIRMAN JAUQUET: Right.

15 MEMBER DOWLING: Then we're done, yeah.

16 CHAIRMAN JAUQUET: Okay.

17 MR. ABATELLI: That would be how things
18 could work.

19 CHAIRMAN JAUQUET: So does that sound okay?

20 MR. DECILLIS: Sure.

21 CHAIRMAN JAUQUET: Okay.

22 MR. DECILLIS: Sure.

23 CHAIRMAN JAUQUET: All right.

24 MR. DECILLIS: I'll get those items
25 together and I'll bring them in.

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1 CHAIRMAN JAUQUET: Yeah, yeah. You know,
2 mainly, we need to know -- you have to state what
3 you're doing so that we have it on record.

4 MR. DECILLIS: Okay.

5 CHAIRMAN JAUQUET: And that, you know --
6 and some of it's illustrated on your plan.

7 MR. DECILLIS: All right. Very good.
8 Would I need anything from fire people here?

9 MR. ABATELLI: No.

10 MR. DECILLIS: No? Okay.

11 MR. ABATELLI: That's all the Building
12 Department's responsibility.

13 MR. DECILLIS: Okay.

14 MR. ABATELLI: And that kind of stuff
15 actually could happen at any time anyway.

16 MR. DECILLIS: Okay. And nothing from the
17 Town of Southold, correct, or --

18 CHAIRMAN JAUQUET: No, no.

19 MR. DECILLIS: Okay.

20 CHAIRMAN JAUQUET: We control all the
21 zoning. Okay.

22 MR. DECILLIS: I'm going under Agriculture
23 and Markets, so I already called Suffolk County
24 and they said, "No, just go under Agriculture and
25 Markets," which was already there. And I called

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1 them and they said, "We'll just reprocess it, you
2 can't transfer it." So it was simple enough, so.

3 CHAIRMAN JAUQUET: Was that a permit, the
4 Agricultural and Markets, a permit?

5 MR. DECILLIS: Yeah, it's just like a
6 Health -- a Suffolk County Health Permit --

7 CHAIRMAN JAUQUET: That's right, yeah. I
8 mean, I don't know.

9 MR. DECILLIS: -- to operate, but it's
10 Agriculture and Markets.

11 CHAIRMAN JAUQUET: Yeah, I gotcha.

12 MR. DECILLIS: All right. I'll get those
13 items together.

14 CHAIRMAN JAUQUET: Very good.

15 MEMBER BURNS: Thank you. Good luck

16 CHAIRMAN JAUQUET: Thanks. Yeah, it sounds

17 good. Finally, we've got an Italian --

18 MR. DECILLIS: I know. I just can't
19 believe there's nothing out here.

20 CHAIRMAN JAUQUET: We don't have to go to
21 Italy anymore. Okay.

22 MR. DECILLIS: All right. Thank you.

23 CHAIRMAN JAUQUET: You're welcome. Thank
you.

24 Let's see. A motion to schedule the April
25 24th, 2014 work session meeting.

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1 MEMBER BURNS: So moved.

2 CHAIRMAN JAUQUET: All in favor?

3 MEMBER BURNS: Aye.

4 MEMBER DOWLING: Aye.

5 MEMBER MC MAHON: Aye.

6 CHAIRMAN JAUQUET: Aye.

7 Number 6, motion to accept the minutes for
8 the following: The March 27th, 2014 work
9 session.

10 MEMBER BURNS: I'll second that.

11 CHAIRMAN JAUQUET: All in favor?

12 MEMBER BURNS: Aye.

13 MEMBER DOWLING: Aye.

14 MEMBER MC MAHON: Aye.
15 CHAIRMAN JAUQUET: Aye.
16 And motion to adjourn. Second?
17 MEMBER DOWLING: I'll second it.
18 CHAIRMAN JAUQUET: All in favor?
19 MEMBER BURNS: Aye.
20 MEMBER DOWLING: Aye.
21 MEMBER MC MAHON: Aye.
22 CHAIRMAN JAUQUET: Aye.
23 (Whereupon, the meeting was adjourned at
24 5:42 p.m.)
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1 C E R T I F I C A T I O N

2

3 STATE OF NEW YORK)

4) SS:

5 COUNTY OF SUFFOLK)

6

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

10 THAT, the above and foregoing contains a

11 true and correct transcription of the
12 proceedings taken on April 3, 2014.

13 I further certify that I am not
14 related to any of the parties to this action by
15 blood or marriage, and that I am in no way
16 interested in the outcome of this matter.

17 IN WITNESS WHEREOF, I have hereunto
18 set my hand this 13th day of April, 2014.

19

20

21

22

Lucia Braaten

23

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