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CITY OF RYE Planning Commission

Resolution

No. 09-2014

Application Name: **Encore Bistro Francais**
Approval Type: Seasonal Outdoor Customer Seating Permit
Project Description: Four outdoor dining tables
Street Address: 67 Purchase Street
Tax Map Designation: Sheet: 146.07 Block: 1 Lots: 46
Approval Date: April 8, 2014
Expiration Date: November 1, 2014

WHEREAS, on March 19, 2014, David Masliah, submitted an application for a seasonal outdoor customer seating permit for a property at 67 Purchase Street (Sheet 146.07, Block 1, Lot 46 on the Rye City Tax Map) in connection with a restaurant known as *Encore Bistro Francais*; and

WHEREAS, the applicant has posted a public notice more than ten days prior to the Planning Commission's approval date and paid the required application fee; and

WHEREAS, as shown on the applicant's plan dated April 8, 2014 the application proposes in front of the building four (4) 24-inch square outdoor tables with two seats per table for use by restaurant customers; and

WHEREAS, no tables or chairs are proposed on City property; and

WHEREAS, the Planning Commission has considered carefully the site, the vicinity, and all available information; and

NOW, THEREFORE, BE IT RESOLVED that the Rye City Planning Commission finds that the proposed outdoor seating would be compatible with other uses on the property and abutting properties and hereby approves the application for seasonal outdoor customer seating subject to the following conditions:

1. Outdoor customer seating shall not be permitted after October 31, 2014.
2. Outdoor customer seating shall be permitted only between the hours of 8:00 a.m. and 11:00 p.m.

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3. All tables, chairs and any related equipment must be stored inside of the building or removed from the site during prohibited hours.
4. The type configuration and number of tables and chairs and the amount of outdoor dining area shall be limited to that provided on the application form and accompanying plan.
5. The outdoor dining area shall not interfere with building access by the handicapped and shall comply with all applicable requirements of the Building Code of New York State.
6. The outdoor dining area shall be maintained in a neat and clean condition.

I certify that the foregoing resolution is a correct copy of Planning Commission Resolution #09-2014, which was duly adopted on April 8, 2014.



Christian K. Miller, AICP
City Planner

April 9, 2014
Date