

Nick Everett, Chair  
Martha Monserrate, Vice Chair  
Lara Brett  
Barbara Cummings  
Hugh Greechan  
Peter Olsen  
Alfred Vitiello



Planning Department  
1051 Boston Post Road  
Rye, New York 10580  
Tel: (914) 967-7167  
Fax: (914) 967-4641  
<http://www.ci.rye.ny.us>

## CITY OF RYE Planning Commission

### Resolution

No. 17-2014

Application Name: **Rhythm in Rye Too**  
Approval Type: Seasonal Outdoor Customer Seating Permit  
Project Description: Five outdoor dining tables  
Street Address: 83 Purchase Street  
Tax Map Designation: Sheet: 146.07 Block: 1 Lots: 43  
Approval Date: April 22, 2014  
Expiration Date: November 1, 2014

WHEREAS, on April 8, 2014, Renee Drummond, submitted an application for a seasonal outdoor customer seating permit for a property at 83 Purchase Street (Sheet 146.07, Block 1, Lot 43 on the Rye City Tax Map) in connection with a restaurant known as *Rhythm in Rye Too*; 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, the application proposes in front of the building on private property two (2) 24-inch diameter outdoor tables with a total of four (4) chairs on the sidewalk within the City right-of-way; 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.
3. All tables, chairs and any related equipment must be stored inside of the building or on the porch in front of the building site during prohibited hours.

**Rhythm in Rye Too**

Seasonal Outdoor Customer Seating Permit  
Planning Commission Resolution No. 17-2014  
April 22, 2014  
Page 2 of 2

4. The type 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.
7. The applicant shall provide a trash can on its property to reduce the volume of refuse in trash cans on the City sidewalk in front of the building.
8. The applicant shall provide a planter in front of the northern-most table.
9. A minimum of seven (7) feet of sidewalk clearance shall be provided at all times.
10. The applicant shall pay the required licensing fee and provide an insurance certificate naming the City as an additional insured in the amount of \$2 million.

I certify that the foregoing resolution is a correct copy of Planning Commission Resolution #17-2014, which was duly adopted on April 22, 2014.



---

Christian K. Miller, AICP  
City Planner

April 22, 2014  
Date