

MINUTES of the regular meeting of the
Board of Appeals of the City of Rye held in City
Hall on May 21, 2009 at 8:00 P.M.

PRESENT: ALAN WEIL, CHAIR
SCOTT BEECHERT
TAMARA MITCHEL
SERGE NIVELLE
ANTHONY PISCIONERE
MAUREEN POWERS
ALAN WIENER

ABSENT: None

Andrew Ball, City Council Liaison, (Absent)
Vincent Tamburro, Building Inspector (Present)

The following applications were adjourned to the June 25, 2009 meeting:

#09-26
22 Locust Ave.
146.07-2-10

#09-29
Robert Peterson
25 Onondaga St.
139.19-1-46

#09-28
Maria Corsaro
4 Dearborn Ave.
153.07-2-20

The following applications were heard at this hearing and a decision was rendered:

#09-05
Rye Cottage Holdings, LLC
15 Edgar Pl.
139.20-1-14

In accordance with the Findings and Decision proposed by Mr. Wiener , seconded by Mr. Weil, the Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mrs. Powers, Mr. Wiener, Mr. Weil
NAYS: None
ABSTAIN: Mr. Piscionere
ABSENT: None

#09-18
Through the Looking Glass
27 ½ Beck Ave.
139.20-1-14

In accordance with the Findings and Decision proposed by Mr. Piscionere, seconded by Mr. Wiener, the Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mrs. Powers, Mr. Wiener, Mr. Weil
NAYS: None
ABSTAIN: Mr. Piscionere
ABSENT: None

#09-21
Michelle Herrera
5 Parkway Dr.
146.14-1-44

In accordance with the Findings and Decision proposed by Mr. Piscionere, seconded by Mr. Weil, the Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mr. Piscionere, Mrs. Powers, Mr. Wiener
Mr. Weil
NAYS: None
ABSENT: None

#09-25
BJ Adams Real Estate
Management, Ltd.
146.07-1-55

In accordance with the Findings and Decision proposed by Mr. Weil, seconded by Mr. Wiener, the Board voted to grant the relief requested conditioned upon the following recommendations of the Rye City Planning Commission and the agreement of the applicant to the "Conditions" listed below:

(i) the applicant must provide the off-street parking improvements shown on the plan submitted to the Zoning Board which results in at least six (6) additional parking spaces in Car Park 2; and

(ii) the applicant must provide publicly accessible open space on the subject property as shown on the submitted plan.

The Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mr. Piscionere, Mrs. Powers, Mr. Wiener
Mr. Weil
NAYS: None
ABSENT: None

#09-27
Richard Savage
36 Davis Ave.
146.07-2-10

In accordance with the Findings and Decision proposed by Mr. Beechert, seconded by Mr. Piscionere, the Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mr. Piscionere, Mr. Wiener
Mr. Weil
NAYS: None
ABSTAIN: Mrs. Powers
ABSENT: None

#09-30
James Jackson
60 Midland Ave.
146.19-2-31

In accordance with the Findings and Decision proposed by Mr. Weil, seconded by Mr. Piscionere, the Board voted to adopt the Findings and Decision by the following vote:

ROLL CALL:

AYES: Mr. Beechert, Ms. Mitchel, Mr. Nivelles, Mr. Piscionere, Mrs. Powers, Mr. Wiener
Mr. Weil

NAYS: None

ABSENT: None

Legal notice pertaining to the above stated public hearings was published in the City's official newspapers and notice of said public hearings was mailed to the owners of property in the immediate vicinity of the property of the petitioners.

Said Findings and Decisions, which will be filed with the respective applications, are made a part of these minutes, representing the majority vote of the members of the Board present.

Dawn F. Nodarse
Secretary,
Board of Appeals

TO: Christian K. Miller, City Planner, e-mail
Vincenzo Tamburro, Building Inspector, e-mail
Noreen P. Whitty, City Assessor e-mail