

MINUTES of the regular meeting of the  
Board of Appeals of the City of Rye held in City  
Hall on July 16, 2009 at 8:00 P.M.

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

ABSENT: Ms. Mitchel

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

The following application was postponed to the September 10, 2009 meeting:

#00-50 Modified  
Anthony Russo  
110 Oakland Beach Ave.  
153.06-3-30

The following applications were adjourned to the September 10, 2009 meeting:

#09-26	##09-35	#09-38
22 Locust Ave. LLC	Andrew Dellipaoli	John Fallon
22 Locust Ave.	110 Glen Oaks Dr.	122-124 North St.
146.07-2-10	146.17-1-47	146.10-2-48

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

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

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

ROLL CALL:

AYES: Mr. Beechert, Mrs. Powers, Mr. Wiener, Mr. Weil  
NAYS: Mr. Piscionere and Mr. Nivelle  
ABSENT: Ms. Mitchel

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

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

ROLL CALL:

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

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#09-34  
Purchase Street Realty  
220-224 Purchase St.  
139.3-44 & 45

In accordance with the Findings and Decision proposed by Mr. Piscionere, seconded by Mr. Weil, the Board voted to adopt the Findings and Decision because the requested use of the space as a Pilates studio fits within the definition of a retail use under the Rye City Code, by the following vote:

ROLL CALL:

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

#09-36  
David Reno  
44 Grace Church St.  
146.11-2-1

In accordance with the Findings and Decision proposed by Mr. Nivelles, seconded by Mr. Piscione, the Board voted to grant the relief requested

The Findings and Decision were adopted by the following vote:

ROLL CALL:

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

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#09-37  
Paul & Carol Tillotson  
31 Ormond Pl.  
153.7-1-55

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

ROLL CALL:

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

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#09-39  
Duen Li Kao  
Theresa McQuade Kao  
45 Fairway Ave.  
153.11-2-51

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

ROLL CALL:

AYES: Mr. Beechert, Mr. Nivelles, Mr. Piscione, Mrs. Powers, Mr. Wiener, Mr. Weil

NAYS:

ABSENT: Ms. Mitchell

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#09-40  
Henrik & Rebecca Strabo  
387 Forest Ave.  
146.19-3-01

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

ROLL CALL:

AYES: Mr. Beechert, Mr. Nivelles, Mr. Piscione, Mrs. Powers, Mr. Wiener, Mr. Weil

NAYS:

ABSENT: Ms. Mitchell

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#09-41  
Becker Estate  
30 Fairway Ave.  
153.11-1-63

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

ROLL CALL:

AYES: Mr. Beechert, Mr. Nivelles, Mr. Piscione, Mrs. Powers, Mr. Wiener, Mr. Weil

NAYS:

ABSENT: Ms. Mitchell

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#09-42  
Alberto Brizio  
Rosanna Pezzo  
17 Griffon Pl.  
153.06-3-28

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, Mr. Nivelles, Mr. Piscionere, Mrs. Powers, Mr. Wiener, Mr. Weil

NAYS:

ABSENT: Ms. Mitchell

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