

MINUTES of the regular meeting of the
Board of Appeals of the City of Rye held in City
Hall on October 15, 2009 at 8:00 P.M.

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

* Mr. Piscionere left at 8:10 p.m.

ABSENT: Ms. Mitchel

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

The following applications were withdrawn:

#09-26	#09-43
22 Locust Avenue LLC	Eugene & Pamela McGuire
22 Locust Ave.	7 Kirby Lane
146.07-2-10	146.8-2-37
Withdrawn by Board-	Withdrawn by applicant

The following applications were adjourned to the November 19, 2009 meeting:

#09-35	#09-38	#09-48
Andrew Dellipaoli	John Fallon	David Buckley
110 Glen Oaks Dr.	122-124 North St.	31 Everett Ave.
146.17-1-47	146.10-2-48	153.11-1-10
#09-53		
Elmwood Associates LLC		
60 Elmwood Avenue		
146.19-5-21		

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

#09-51
Duncan & Laura Hennes
170 Stuyvesant Ave.
153.14-1-40

In accordance with the Findings and Decision proposed by Mr. Weil, seconded by Mr. Wiener, 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: None
ABSENT: Ms. Mitchel

#09-52
Oliver Molitor & Hong Molitor-Xu
50 Sonn Drive
146.18-3-63

In accordance with the Findings and Decision proposed by Mr. Piscionere, 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. Piscionere, Mrs. Powers, Mr. Wiener, Mr. Weil
NAYS: None
ABSENT: Ms. Mitchel

#09-54
Peter Marshall
5 Eldredge Pl.
146.17-3-18

In accordance with the Findings and Decision proposed by Mr. Weil, seconded by Mr. Nivelles, the Board voted to grant the relief requested **and vacated prior variance #06-07.**

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

ROLL CALL:

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

NAYS: None
ABSENT: Ms. Mitchel, Mr. Piscionere

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