

DRAFT

Village of Brewster Planning Board

**Public Hearing
50 Main Street
Brewster, NY 10509**

June 15, 2010

David Kulo absent
Rick Stockburger – Vice Chairman
Mark Anderson
Kathleen Meyerson
David Kulo
Renee Diaz

Pledge of Allegiance

Rick Stockburger motions to open the meeting 7:37 pm. Mark Anderson seconds the motion.

AYES:4 NAYS: 0

Rick Stockburger – the developer isn't here for the Eastview sub-division project. Kathleen Meyerson – don't they want to still go forward? Rick Stockburger – I don't know they had some issues that needed to be resolved. We've been hoping for the last 5 or 6 meetings that they'd come forward, and Paul would be happy with them and we could approve or not approve. Mark Anderson - I think the current state of the market has removed the fire. Kathleen Meyerson – I know we were pushing things along for them. Mark Anderson – I know we were helping them get this done for Spring and we were accommodating, and that's what they asked for. I'm surprised they're not here. Rick Stockburger – I'd really like to have them just get the issues resolved to Paul's satisfaction, it doesn't require another presentation by the applicant.

Renee Diaz recused herself

Rick Stockburger – I make a motion to disapprove the Brewster Honda site plan application. Kathi Meyerson – 2nds the motion. Rick Stockburger – Any discussion. Kathleen Meyerson – this is about sending it to the ZBA? Rick Stockburger – as written now, and I think Mike agrees, the code says you need a variance, they don't have a variance, and we don't have the authority to waive a variance. Mike Ligouri – you could refer us to the Zoning Board. Rick Stockburger – we'll disapprove and send you to the

ZBA. Mike Ligouri – I don't think it's appropriate that you just disapprove our application. I think it would be appropriate for you to just refer us to the Zoning Board of Appeals. If you disapprove us then we have to start all over again, essentially you would have denied our application, and just because we need a variance doesn't mean you have to deny our application. Kathleen Meyerson – that we can't approve until there is that variance. Mike Ligouri – that's fine, that's customary. Rick Stockburger – I'll grant you did waive the time constraints so we're not under any time constraints. Mike Ligouri – that's not an issue whatsoever. Kathleen Meyerson – we don't have our legal counsel so I'm not sure what the right way to do it is. Mark Anderson – it would seem to me that we are not throwing the baby out with the bathwater here, we are in fact referring him to see if he can obtain the necessary variance to comply with the 35 foot rule. Rick Stockburger to Kathleen Meyerson – if you withdraw your second, I'll withdraw my motion. Mark Anderson – Can't you just restate the motion? Rick Stockburger – I'll restate the motion:

Rick Stockburger – I motion we refer the Brewster Honda application to the ZBA for a variance with regard to the driveway, Section 26318e sub paragraph 6 of the zoning code, and such other items as may be required. Mark Anderson seconds the motion.

AYES: 3

Nays: 0

Rick Stockburger provided Rich Ruchala's phone number to Mike Ligouri to enable Mike to get the necessary ZBA applications since it's not on the website, Bob Serino didn't have it, and when he came to Village Hall, Barbara didn't have it. Rick Stockburger – I will also give Rick the information on this via a memo.

Mike Ligouri – we didn't prepare responses to the public hearing yet. We'll waive any time restrictions that are in place. Obviously you can't take any action until you hear back from the ZBA.

Rick Stockburger – I went to that training on Monday. It was 15 minutes of good information in 4 hours. I fully agree, next years budget, we need to go to decent training. Mark Anderson – I don't like to go to online class at all, but maybe we need to act like volunteers in some ways and pony up for our education.

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Mike Ligouri – what’s your minimum education as a PB member? Rick Stockburger – 4 hours per year. Mike Ligouri - Begin the public hearing process much earlier in the process. There needs to be some middle ground for the people that come out. Many people are so far down the road, they’re not going to change. Mark Anderson – we heard that in New Paltz – it’s better to get the fast no then the 7 year maybe. Rick Stockburger – they didn’t talk about Planning Board decisions. The one in White Plains at least had the lawyers the last day actually talking about ‘what the Planning Board did and should have done, etc.

Mark Anderson motions to close the meeting at 7:50 pm. Rick Stockburger seconds.

Ayes: 4 NAYS: 0