

Planning Board Meeting Minutes
Van Wyck Hall, 1095 Main Street, Fishkill, NY 12524
August 18, 2011

Administrative:

Hans Klingzahn opens the meeting at 7:00 pm.

Roll call: Present Hans Klingzahn, Cris Phillips, Bea Lindsay, Theresa Cuchelo, Anthony Brozier and Stephanie Renino. Absent: Reylene Van Geldern.

Also present: Peter Phillips, Deputy Mayor/ Liaison to Planning Board, Sarah Brown, Village Planner, Jamie McNiff, Paggi Engineering/Village Engineer, Tom VanTine, Building Inspector and Don Van Nostrand, Secretary.

Acceptance of the minutes from the previous meeting held on July 21, 2011.

Motion: Cris Phillips Motion Seconded by: Anthony Brozier

Votes For: 5 Votes Against: 0 Motion carried.

Public Hearings:

1. Shoprite - 738 Route 9 - Amended Site Plan

Applicant - Wilson Rugel - Shoprite Senior Construction Manager
- Susan Sassoon - Architect (Rosenbaum Desigh Group)

Motion by Anthony Brozier to open the public hearing for Shoprite.

Motion seconded by Cris Phillips. Votes for: 5 Votes Against: 0 Motion carried.

Chairman Hans Klingszahn reads the public hearing notice (on file) published in the Poughkeepsie Journal on July 31, 2011. The chairman also reads the Zoning Referral from Dutchess County Department of Planning and Development which states no comment and the matter is of local concern.

Susan Sassoon presents the plans for the project and addresses the concerns and comments of the Village planner and engineer.

No comments or question from the public.

Motion by Bea Lindsay to close the public hearing. Motion seconded by Theresa Cuchelo.
Votes for: 5 Votes against: 0

Sarah Brown, Village Planner reads the Draft Resolution (on file).

Motion by Anthony Brozier to approve the amended site plan for Shoprite at 738 Route 9.
Motion seconded by Cris Phillips. Votes for: 5 Votes Against: 0 Motion carried.

Review:

1. Bistecca, LLC - 701-703 Route 9 - Amended Site Plan (Additional Parking)

- Applicant - Nick Citera - Property Owner (Village Shoppes)**
- Ernie Martin - Paggi, Martin & Del Bene Engineering**
- Todd Lanthier - Gloede Signs**
- Neil Alexander - Cuddy and Fedder Law Firm**

Chairman Klingzahn reviewed the history of the application. The applicants had been referred to the Zoning Board of Appeals by the Planning Board and were granted a variance for the additional parking. Now that the applicants were back before the Planning Board a public hearing would have to be held before site plan approval could be given.

Sarah Brown said that she had checked with the Village attorney on whether a waiver could be granted by the Planning Board. According to the Village code a public hearing would have to be held.

Motion by Cris Phillips to set up a public hearing for amended site plan approval for Bistecca, LLC located at 701-703 Route 9 on September 15, 2011.

Motion seconded by Anthony Brozier. Votes for: 5 Votes Against: 0 Motion carried.

2. 60 LBC, LLC - 60 Merritt Blvd - Sign Permit Application

- Applicants - Ozzie Beichert - Timely Signs**
- Chuck Genck - 60 LBC, LLC Management**

Motion by Bea Lindsay to approve the directional sign and the free standing sign for 60 LBC, LLC located at 60 Merritt Boulevard per specifications on file.

Motion seconded by Anthony Brozier. Votes for: 5 Votes Against: 0 Motion carried.

3. E-Z Flow Innovations - 1059 Main Street - Certificate of Appropriateness

- Applicant - Robert Mutsheler - Business Owner**

Motion by Bea Lindsay to issue a certificate of appropriateness to E-Z Flow Innovations located at 1059 Main Street for the front door.

Motion seconded by Cris Phillips. Votes for: 5 Against: 0 Motion carried.

4. Debra Carozza - 9 Weston Avenue - Certificate of Appropriateness

- Applicant - Debra Carozza - Home Owner**

Motion by Cris Phillips to approve a certificate of appropriateness for Debra Carozza at 9 Weston Avenue for the replacement of the garage.

Motion seconded by Theresa Cuchelo. Votes for: 5 Against: 0

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5. Red Line Diner - Route 9 - Amended sign application

Applicants - Peter Vanikiotis - Business Owner

Todd Lanthier - Gloede Signs

Anthony Marano - Cuddy and Feder Law Firm

Motion by Cris Phillips to approve the amended sign permit for Red Line Diner on Route 9.

Motion seconded by Bea Lindsay. Votes for: 5 Votes Against: 0 Motion carried.

Administrative:

Close Meeting:

Motion by Theresa Cuchelo, Seconded by Cris Phillips

Votes For: 5 Votes Against: 0 Motion carried.

**Respectfully submitted,
Don Van Nostrand
Planning Board Secretary**