



Town of Poughkeepsie Planning Department

1 Overocker Road
Poughkeepsie, NY 12603

845-485-3657 Phone
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NOTICE OF PLANNING BOARD

DECISION AGENDA

May 19, 2022

This meeting was held in a hybrid format, with the public and applicants able to participate in person at Town Hall, 1 Overocker Road, Poughkeepsie, or remotely via Zoom videoconferencing and via telephone. Members of the board were present in person.

Chairman Whitehead called for Board Members attendance, members present:

Chairman Carl Whitehead	Present
Member Peter Fanelli	Present
Member Nicole Gemmati	Present
Member Ahmad Katnani, Alt.	Absent
Member Steven Levasseur	Present
Member Bob Nasser Alt.	Absent
Member Ben Paganelli	Present
Member Joan Quinn	Present
Member Rocco Romeo	Absent

2. STATEMENT OF COMPLIANCE BY THE CHAIR

3. AGENDA ITEMS

A) CONTINUED/NEW PUBLIC HEARINGS

1. CENTRAL HUDSON KM TRANSMISSION LINE REPLACEMENT

SEQRA Review, Site Plan Review, and Floodplain Development Permit Review to replace an existing electric transmission line, known as the “KM Line” at 69 kilovolts (kV) within an existing public utility right-of-way that traverses in a northwest direction from the border of the Myers Corners Substation on Myers Corners Road (Town of Wappinger), to the area just west of Victor Lane (Town of Poughkeepsie). The total length of the proposed replacement project is approximately ±2.8 miles, with ±1.7 miles within the Town of Wappinger and ±1.1 miles within the Town of Poughkeepsie. Within the Town of Poughkeepsie, all parcels along this utility corridor are located in the R-20 (Residential, Single-Family 20,000) Zoning District; Within the Town of Wappinger, parcels along this utility corridor are located in the Airport Industry District, GB (General Business) District, R-40 (One-Family Residential District), R-80 (One-Family Residential District); and COP (Conservation Office Park) District; ±37.5-

acre right-of-way; There are 59 parcels along this utility corridor; Type 1 Action; *Central Hudson Gas & Electric Corp., Applicant and Owners.*

A motion was made to open the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made to close the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that that the Planning Board grant conditional site plan approval for the Central Hudson KM Transmission Line Replacement, subject to the following:

Respond to comments of the Planning Board and those received from Town departments and Agencies, and said responses to be reviewed by the Planning Department as to adequacy and completeness, inclusive of, but not limited to, the following:

1. Town Planning Department comments dated May 13, 2022.
2. Town Engineering Department comments dated May 11, 2022.
3. Town Water Department comments dated May 6, 2022.
4. Town Zoning Department comments dated May 6, 2022.
5. Town Sewer Department comments dated April 28, 2022.
6. Town Building Department comments dated April 26, 2022.
7. Town Floodplain Development Administrator comments dated April 26, 2022.
8. Town Highway Department comments dated April 26, 2022.
9. Arlington Fire Department comments dated April 26, 2022.
10. Town of Wappinger review.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

A motion was made that the Planning Board accept architecture as presented.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

2. **GUARDIAN SELF-STORAGE – LOVE ROAD**
SEQRA Review, Special Use Permit Review, Site Plan Review, Floodplain Development Permit Review, and Architectural Review for a proposed 71,200 square foot, climate-controlled storage facility with associated parking and other site improvements. 20-50 Love Road; B-H (Highway

Business) Zoning District; ± 4.59 acres; Grid # 6261-01-187898; Type 1 Action; *Guardian Self Storage East, LLC (Applicant) and Herbert Redl (Owner)*.

A motion was made to open the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made to adjourn the public hearing to July 21, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that the Planning Board determine that the proposed Guardian Self-Storage Love Road application would not have a significant adverse impact on the environment for the reasons set forth in the SEQRA Negative Declaration for a Type 1 Action dated May 19, 2022.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

A motion was made that the Planning Board defer action on this application, and direct the applicant to respond to comments, in writing, of the Planning Board and those received from Town departments and Agencies including, but not limited to, the following:

1. Town Planning Department comments dated May 13, 2022.
2. Town Engineering Department comments dated May 11, 2022.
3. Town Environmental Consultant (Aspen) comments dated May 10, 2022.
4. Town Zoning Department comments dated May 9, 2022.
5. Town Water Department comments dated May 6, 2022.
6. Town Sewer Department comments dated April 28, 2022.
7. Arlington Fire Department comments dated April 26, 2022.
8. Town Highway Department comments dated April 26, 2022.
9. Town Building Department comments dated April 26, 2022.
10. DC Department of Behavioral and Community Health review.
11. DC Department of Public Works review.
12. DC Department of Planning and Development review.
13. NYS Department of Transportation review.
14. NYS Department of Environmental Conservation review.
15. Planning Board comments:
 - a. Applicant encouraged to take another look at lighting – especially pole located nearest Route 44, whether to decrease the height of the pole or provide shielding so as to reduce light glare on Route 44.
 - b. Applicant to coordinate with NYSDOT about stormwater and the proposed building elevation along Route 44.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

3. JULIET CAFE & BILLIARDS - 825 MAIN STREET

Site Plan Hearing for proposed renovation of an existing vacant restaurant and enlarged rear outdoor seating area for Juliet's Café and Billiards. 825 Main Street; Zoned ATC (Arlington Town Center); ±0.75 acre; Grid #6161-08-885821; Type II Action; *Z&T Galazka Corp. (Applicant) and TC Partners LLC (Owner)*.

A motion was made that the Planning Board make a preliminary determination that the proposal meets the criteria for a SEQRA Type II action pursuant to SEQRA Part 617.5(c)(9), requiring no further environmental review.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

A motion was made that the Planning Board open the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that the Planning Board adjourn the public hearing to July 21, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that the Planning Board defer further action on this application and direct the applicant to respond to comments of the Planning Board and those received from Town departments and Agencies, said responses to be reviewed by the Planning Department as to adequacy and completeness, including, but not limited to, the following:

1. Town Planning Department comments dated May 11, 2022.
2. Town Engineering Department comments dated May 6, 2022.
3. Town Zoning Department comments dated May 9, 2022.
4. Town Police Department comments dated May 8, 2022.
5. Town Water Department comments dated May 6, 2022.
6. Town Sewer Department comments dated May 11, 2022.
7. Town Building Department comments dated May 3, 2022.
8. Town Highway Department comments dated May 2, 2022.
9. Arlington Fire District comments dated April 30, 2022.
10. Dutchess County Department of Public Works' comments dated May 5, 2022.
11. Comments of the Planning Board meeting, including but not limited to the following:

- a. Address the condition of the rock ledge (stability) in back.
- b. Ensure trees to the rear are enough for screening.
- c. The Board expressed a preference for site circulation via the Main Street curb cut as an entrance only and the Woodcliff Avenue curb cut as an exit only.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

4. EASTDALE VILLAGE 18TH SITE PLAN AMENDMENT

SEQRA Review and Amended Site Plan Hearing for proposed amendments to the Eastdale Village project. The amendments consist of revised parking behind buildings L and P. No changes in total bedrooms, dwelling units, or commercial square footage for the site are proposed. Eastdale Avenue North, Otto Way, Hillside Drive, Town Center Drive, Eastdale Avenue South, Parkside Drive and Founders Way; and 900, 902, 904 and 949 Dutchess Turnpike and 15 Victory Lane; Zoned MHC (MacDonnell Heights Center); ± 63.461 acres; Grid #s 6262-04-715370; - 739356; - 746391; - 696343; - 724392; -758382; -768412; -777377; -769391; -743328; -742330; -750324; -726341; -713324; -740312; -738315; -732317; -776348; -803278; -814309; -770320; -783300; -753293; and -771284; Unlisted Action; Prior SEQRA Findings for a Type I Action adopted March 15, 2018, amended September 17, 2020; Site Plan and Special Use Permit approval issued July 12, 2018, as conditionally amended through February 17, 2022; *MHTC Development, LLC, Applicant; and MHTC Development, LLC, Eastdale Residential I, LLC, Eastdale Residential II, LLC, Eastdale Residential III, LLC, 27 Eastdale, LLC, 31-35 Eastdale Avenue, LLC, 39 Eastdale Avenue, LLC, 43 Eastdale Avenue, LLC, 45 Eastdale, LLC, Premier Eastdale, LLC, Rossi Eastdale, LLC, 5 Eastdale Avenue, LLC, 13 Eastdale Avenue, LLC, 34 Eastdale Avenue, LLC, 36 Eastdale Avenue, LLC, 38 Eastdale Avenue, LLC, and Eastdale Avenue North Cottages, LLC, Owners.*

A motion was made to open the Public Hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

Motion was made to close the Public Hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion that the Planning Board find that the Eastdale Village 18th Amended Site Plan involves incremental changes to the Eastdale Village project of negligible magnitude and scope, that are non-significant and consistent with the previous SEQRA Findings adopted March 15, 2018 and amended September 17, 2020, as modified by the proposed Eastdale Village application received April 28, 2022.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

A motion was made that the Planning Board grant conditional Amended Site Plan Approval for the Eastdale Village 17th Amended Site Plan, subject to the following:

Respond to comments of the Planning Board and those received from Town departments and Agencies, said responses to be reviewed by the Planning Department as to adequacy and completeness, inclusive of, but not limited to, the following:

1. Town Planning Department's comments dated May 12, 2022, noting that comment #7 is corrected to, "...tables were ~~not~~ submitted and...".
2. Town Engineering consultant CPL's comments dated May 13, 2022.
3. Town Zoning, Water, Sewer and Building Department and Arlington Fire District review and approval of final plans for signature.
4. Standard conditions of approval:
 - a. Approval of the Department of Planning and consulting Town Engineer of the proposed final plans for the project.
 - b. Approval of the Water and Sewer Departments for any alterations to water or sewer service facilities requiring Town approval.
 - c. Pursuant to Chapters 105 and 106 of the Town Code, the applicant shall pay the cost of all application and consultant review fees incurred by the Town in the review of this application including all inspection fees, prior to the Chairman's signature.
 - d. The Site Plan Approval shall be void if construction is not started within one (1) year of the date of Planning Board approval, and completed within two (2) years of the date of such approval. Prior to its expiration, the site plan approval may be renewed by request of the applicant for up to two (2) additional ninety (90) day periods. The applicant shall receive no notice of the pending expiration and it is the sole responsibility of the applicant to renew the Site Plan Approval prior to its expiration.
5. Comments of the Planning Board.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

5. VASSAR COLLEGE HOUSING RENOVATIONS-79 RAYMOND AVENUE & 170 COLLEGE AVENUE

Site Plan Hearing for proposed renovation of an existing five-bedroom faculty house at 79 Raymond Avenue including interior renovations, exterior deck expansion and a sidewalk to existing parking; and proposed renovation of an existing four-bedroom faculty house at 170 College Avenue including exterior and interior building renovations, addition of a fifth bedroom, and a new 5-car parking area and connecting sidewalks with access from Deans Lane (private road). 79 Raymond Avenue and 170 College Avenue; Zoned IN (Institutional) District; ±38.98 acres; Grid #6161-08-850460 (lease parcels -0006 and -0003); Type II Action; *Vassar College (Applicant and Owner)*.

A motion was made that the Planning Board determine that the proposal meets the criteria for a SEQRA Type II action pursuant to SEQRA Part 617.5(c)(11) and 617.5(c)(12), requiring no further environmental review.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

A motion was made to open the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made to close the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was that the Planning Board grant conditional site plan approval for the Vassar College Housing Renovations-79 Raymond Avenue & 170 College Avenue Site Plan application, subject to the following:

Respond to comments of the Planning Board and those received from Town departments and Agencies, said responses to be reviewed by the Planning Department as to adequacy and completeness, inclusive of, but not limited to, the following:

1. Town Planning Department's comments dated May 12, 2022.
2. Town Engineer's comments dated May 10, 2022.
3. Wetland consultant Aspen Environmental's comments dated May 9, 2022.
4. Zoning, Water, Sewer and Building Departments and Arlington Fire District review and approval of final plans.
5. Standard conditions of approval:
 - a. Approval of the Department of Planning and the Town Engineer of the proposed final design drawings for the project.
 - b. The applicant shall pay the cost of all required fees, including but not limited to application, review and construction inspection fees pursuant to Chapters 105 and 106 of the Town Code, prior to the Chairman's signature. Prior to Chairman Signature all review fees shall be paid, and all required inspection fees shall be established.
 - c. With the exception of plan changes required by the Planning Department and other governmental agencies, and field changes as approved by the Director of Municipal Development, any modification to the approved plans shall receive the prior approval of the Planning Board before commencement of construction or commencement of the use.
 - d. This Site Plan Approval shall be void if construction is not started within one (1) year of the date of Planning Board approval, and completed within two (2) years of the date of such approval. Prior to its expiration, the site plan approval may be renewed by request of the applicant for up to two (2) additional ninety (90) day periods. The applicant shall receive no notice of the pending expiration and it is the sole responsibility of the applicant to renew the Site Plan Approval prior to its expiration.
6. Comments of the Planning Board meeting, including but not limited to the following:
 - a. The large dead tree identified by Aspen Environmental as potential [significant] bat habitat cannot be removed during the active season for bats. The applicant indicated the project need not occur before October and proposed to place a typical seasonal tree cutting restriction note on the plan.

- b. The Board modified Planning Department comment #2 regarding 79 Raymond Avenue striping of off-street parking to only require ADA marking, if required by the Building Code.
- c. The applicant noted that no new lighting is proposed.
- d. In discussion with the Town Engineer the applicant was agreeable to providing underground stormwater treatment (volume) for 170 College Avenue where space permits, but not at 79 College Avenue.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

6. DELAVERGNE AVENUE SUBDIVISION (MAJOR)

SEQRA Review and Preliminary Major Subdivision Review for a major subdivision, as proposed, to include one (1) existing residential lot and five (5) new residential building lots. Infrastructure proposals include extending public water and public sewer and the development of a new road to be dedicated to the Town. 40 Delavergne Avenue; R-20 (Residence, Single-Family 20,000 SF) Zoning District; ±4.16 acres; Grid #'s: 6158-01-164655 (Town of Poughkeepsie) and 6158-09-173629 (Village of Wappingers Falls); Unlisted Action; *Adam Broder (Applicant) and Markly Wilson & Gonul Wilson (Owners)*.

A motion was made to open the public hearing.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that the Planning Board adjourn the public hearing to July 21, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

A motion was made that the Planning Board defer further action on this application, and direct the applicant to respond to comments, in writing, of the Planning Board and those received from Town departments and Agencies including, but not limited to, the following:

1. Town Planning Department comments dated May 13, 2022.
2. Town Engineering Department (CPL) comments dated May 11, 2022.
3. Town Zoning Department comments dated May 9, 2022.
4. Town Water Department comments dated May 6, 2022.
5. New Hamburg Fire Department comments dated May 4, 2022.
6. Town Sewer Department comments dated April 28, 2022.
7. Town Highway Department comments dated April 26, 2022.
8. Town Building Department comments dated April 26, 2022.
9. Village of Wappinger Falls review.
10. Planning Board comments:
 - a. Applicant to collect accident data for Delavergne Avenue in the area of the proposed action and submit to the Town for review by Town Traffic Consultant.

- i. A specific request was made to coordinate with the Town of Poughkeepsie Police Department.
- b. Applicant to review and re-evaluate sight distances for both east and west-bound turning movements from proposed new road.
- c. Applicant encouraged to meet with Town staff prior to the next Planning Board appearance to review staff comments and comments provided by the Planning Board.
- d. The Applicant is encouraged to have a response from Tri-Muni prior to making another submission to the Planning Board. Similarly, if there if service will not be provided by Tri-Muni, applicant to provide plan for service.

Moved: Nicole Gemmati
Seconded: Ben Paganelli
Carried: 6-0

7. 8 TUCKER DRIVE

SEQRA Review, Recommendation to the Town Board for a Zoning District Change, Site Plan Review, and Aquatic Resources Protection Permit Review for a proposed zoning district change from B-SC to I-L in order to construct a contractor's yard used for storing contractor's materials and equipment. File Lot #8 – Tucker Drive; B-SC (Shopping Center Business) Zoning District; ±11.51 acres; Grid # 6262-03-194055; Unlisted Action; *Lepore Real Estate Holdings, LLC, Applicant and 8 Tucker Drive, LLC (Owner)*.

Motion was made that the Planning Board adjourn the Public Hearing to June 16, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

8. 511 HAIGHT AVENUE

SEQRA Review and Site Plan Review for the proposed demolition of an existing hot tub and existing shed in order to construct five (5) new parking spaces at the rear of the existing building. Site changes also include the construction of two (2) accessible parking spaces on the west side of the existing building. 511 Haight Avenue; Arlington Town Center (ATC) Zoning District; ±0.16 acres; Grid # 6161-08-833780; Unlisted Action; *Diane and Stephen Morgan, Applicants and Owners*.

Motion was made that the Planning Board adjourn the Public Hearing to June 16, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

9. ARLINGTON FARMS – MALABAR REALTY LLC

SEQR Review, Special Use Permit, Site Plan and Architectural Review for proposed demolition of the existing structures on the site and the construction of a one-story gas station-convenience store (3,400 SF), gas canopy with eight gasoline filling positions, and other site improvements. 798-802

Dutchess Turnpike; Zoned B-H (Highway-Business) District; 0.81 +/- acre; Grid #s 6262-04-571014; SEQRA Negative Declaration adopted February 19, 2015, conditional Site Plan approval granted December 17, 2015 (expired); *Malabar Realty, LLC, Owner.*

Motion was made that the Planning Board adjourn the Public Hearing to June 16, 2022.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

10. STEWART'S SHOPS – 2245 SOUTH ROAD

Special Use Permit Review and Site Plan Review for the construction of a new 3,696 square foot Stewart's Shop and a 2,440 square foot self-service gasoline canopy and fueling area. 2245 South Road; Zoned BH (Highway Business); ±0.949 acres; Grid # 6159-01-249880; Unlisted Action; *Stewart's Ice Cream, Co., Inc., Owner.*

The Planning Board noted the applicants request to have their application withdrawn from consideration.

B) MOTION TO ALLOW PUBLIC COMMENT ON REMAINING AGENDA ITEMS
Comments limited to three (3) minutes.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

MOTION TO END PUBLIC COMMENT SESSION.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

C) PLAN REVIEWS

1. FOX RUN AT FULTON - BUILDING A AMENDED SITE PLAN

Discussion of proposed field changes to landscaping, pedestrian connections, and usable open space in connection with anticipated Building A occupancy and recently commenced development of the adjoining Dutchess County Rail Trail. The site plan approved 12/17/2020 amended site conditions for Building A on a site of three buildings previously approved at Fox Run (a/k/a Fairview Commons), as follows: 1) Change the quantity and bedroom mix of apartments to be only 1-2 bedroom units (from 57 units with 142 bedrooms total, to 69 units with 97 bedrooms total); 2) Increase non-residential building area inclusive of additional roof terrace(s), conference room and study area, storage and maintenance, and; 3) Add a basement floor and change the building exterior appearance; 4) Incremental changes to

site parking, grading, utilities, lighting, landscaping, and access. 10-35 Campus View Court; Zoned FC (Fairview Center) District with a Planned Residential Overlay District (PROD) designation; ±15.940 acres; Grid #6162-05-161788; SEQRA Negative Declaration issued 12/17/20 by the Planning Board as lead agency; *Fox Run at Fulton LLC, Owner*.

A motion was made to authorize staff to accept the Field Changes and to consent to issuance of a Certificate of Occupancy when the project is ready for it, adding the further condition that the SWPPP shall be kept open and the applicant shall return to the Planning Board with a revised landscaping plan by the time the adjoining Dutchess County Rail Trail is completed.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

D) PLAN REVIEWS

1. STORE SPACE

Architectural Review Discussion for the proposed development of a three (3)-story climate controlled self-storage building with a footprint of ± 41,257 square feet with related parking, utilities, landscaping, and stormwater management. 5-16 Budget Drive and 6 Violet Avenue (Town of Poughkeepsie); I-H (Heavy Industrial) Zoning District (Town of Poughkeepsie); Parker Avenue (City of Poughkeepsie); G-RM, Gateway Mixed-Use Residential (City of Poughkeepsie); ±2.93 acres, ±1.31 acres, and ±0.77 acres; Grid #'s 6162-10-463586 (Town), 6162-10-436570 (Town), and 6162-48-428562 (City); Type 1 Action; Storage Cap Poughkeepsie, LP (*Applicant*) and Barbara Mesuda, Inc. (*Owner*).

The applicant presented proposed architectural changes to the Planning Board.

2. BP3 SPRINGSIDE DEVELOPMENT-TIME EXTENSION

Time Extension of an approved amended site plan for a 5-story mixed use building consisting of 1st floor commercial/retail space of 7,028 SF, 28 residential apartments on floors above, a parking lot and on-street parking. Springside Avenue; Zoned ATC (Arlington Town Center); ±1.277 acres; Grid # 6161-08-821910; SEQR Negative Declaration (Unlisted Action) adopted 08/20/2020; *Built Parcel Three LLC, Owner*.

A motion was made the Planning Board grant a 12-month time extension of conditional Amended Site Plan and Special Use Permit approval from July 15, 2022 forward to July 15, 2023.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

3. ZONING TEXT AMENDMENT (RE: TATTOO PARLORS) IN THE ARLINGTON TOWN CENTER (ATC) DISTRICT AND THE HIGHWAY BUSINESS (B-H) DISTRICT

Respond to referral from the Town Board for a recommendation on a proposed zoning text amendment to §210-22 (ATC District), §210-35 (B-H District), and §210-74 (Home Occupations) related to Tattoo Parlors.

A motion was made that the Planning Board to convey a positive recommendation to the Town Board regarding adoption of the proposed zoning text amendment.

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

4. TOWN CODE AMENDMENT - RE: OUTDOOR MUSIC

Respond to referral from the Town Board for a recommendation on a proposed code amendment to add a Chapter 145 "Outdoor Music" and to amend Chapter 210 (Zoning) to allow restaurants in the Highway Business (B-H) and Arlington Town Center (ATC) Districts with permitted outdoor dining to have outdoor music.

A motion was made that the Planning Board convey a positive recommendation to the Town Board regarding adoption of the proposed amendment, with minor edits as suggested by the Code Update Committee’s working group (staff and consultants) and shown on the attached version dated May 19, 2022. The Planning Board also recommended that the Town Board consider whether it is necessary to define “acoustic” music (in §145-7A) to differentiate between louder and softer acoustic instruments [for example: would a drum set, which is not amplified, be defined as “acoustic”?].

Moved: Carl Whitehead
Seconded: Nicole Gemmati
Carried: 6-0

MOTION TO TERMINATE THE MEETING AT 7:54 PM.

PRESENT	ABSENT
Chairman Whitehead	
Member Fanelli	
Member Gemmati	
Member Levasseur	Member Katnani, Alt.
	Member Romeo
	Member Nasser
Member Paganelli	
Member Quinn	