#### PRESENT:

Stephen Hunter, Chairman Stephen Brosnahan Allen Hale Laura Haupt Rob Lane Peter Winder, 1<sup>st</sup> Alternate Member

#### ALSO PRESENT:

Ed Manley/Building Inspector Dan Roemer/Assistant Building Inspector Lori Lee Dickson/Attorney for the Village Daniel Pozin/Attorney for the Village Mr. George Pommer/Village Consulting Engineer Mr. Simon Kates/Village Consulting Planner Trustee Liaison Deputy Mayor Donna Cassell/Board of Trustees Trustee Maura Daroczy/Board of Trusteed Trustee Maura Daroczy/Board of Trustees Trustee Christy Knell/Board of Trustees Trustee Michael Patino/Board of Trustees Trustee Nicole Sullivan/Board of Trustees Mr. Iair Rosenkranz/AHRB Chairman Ms. Dipti Shah/AHRB Member Mr. Richard Leins/Interim Village Administrator Ms. Alissa Fasman/Secretary to the Village Administrator

#### EXCUSED: None.

Chairman Hunter called the meeting to order.

Motion by Chairman Hunter, seconded by Mr. Brosnahan to open the meeting.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🛛 AYE	□ NAY			ABSENT/EXCUSED
ROB LANE	AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ALLEN HALE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
LAURA HAUPT	AYE	□ NAY			ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY			ABSENT/EXCUSED
VOTE TOTALS	3 AYE	0 NAY	0 ABSTAIN	0 RECUSE	3 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

#### 1. Adopt Minutes for Planning Board Meetings of January 7, 2021

Motion by Chairman Hunter, seconded by Mr. Hale to approve the meeting minutes of January 7, 2021 as amended.

CHAIRMAN HUNTER	🛛 AYE	□ NAY			ABSENT/EXCUSED
STEPHEN BROSNAHAN	🛛 AYE	□ NAY			ABSENT/EXCUSED
ROB LANE	AYE	□ NAY			ABSENT/EXCUSED
ALLEN HALE	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
LAURA HAUPT	AYE	□ NAY		RECUSE	ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE				ABSENT/EXCUSED
VOTE TOTALS	3 AYE	0 NAY	0 ABSTAIN	0 RECUSE	3 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

Mr. Lane, Ms. Haupt and Mr. Winder arrived at the meeting.

# 2. 185-191 Ashford Avenue – A joint meeting with the Board of Trustees & the Architectural & Historic Review Board for site plan review for proposed new multi-use building

Ms. Christina Griffin/Architect, Ms. Suzanne Levine/Project Architect and Mr. Andrew Cortese/Property owner were present to represent the application.

#### Discussion:

• Ms. Griffin and Ms. Levine discussed the proposed application and displayed the following slides:

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#### Stephen RESIDENTIAL BUILDING 145-191 ASHFORD AVENUE DOBRSFERRY, NY 14522 C H R I S T I N A G R I F F I N A R C H I T E C Tm 12 Spring Street, Harringsteen-Hadron, ...... 1.6.7 1999 H 14 Ó **##** 甲甲 (四)四)(四) F LIST OF DRAWING OWNER ASCHITECT DATES ET, 30 REVOERVIS DITES & IMPLANCE 1443 1443 1443 1443 1443 The DESCRIPTION OF T THE PLATE AND AND A INTERPOLATION AND A AND REPORT ADDRESS ADDRE CGA Stu





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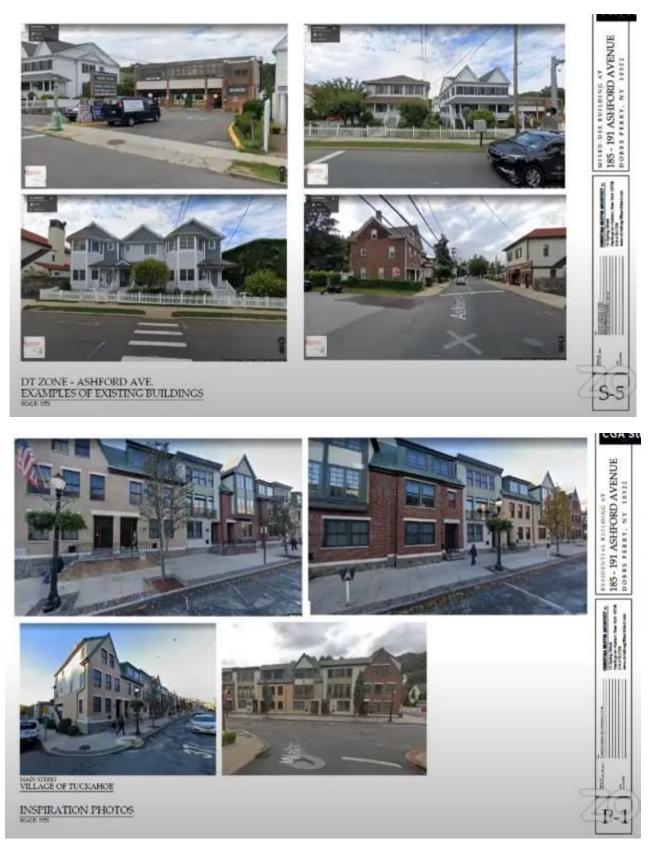
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## DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

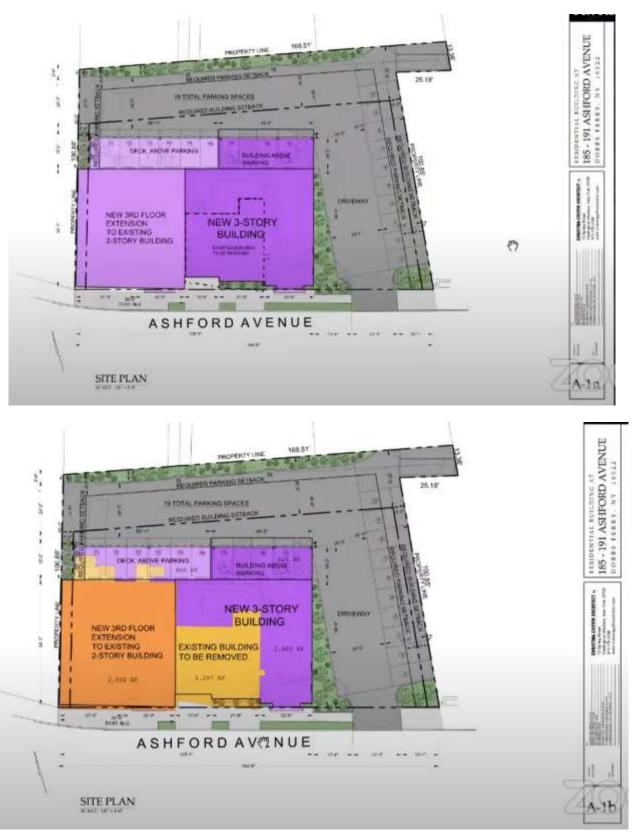
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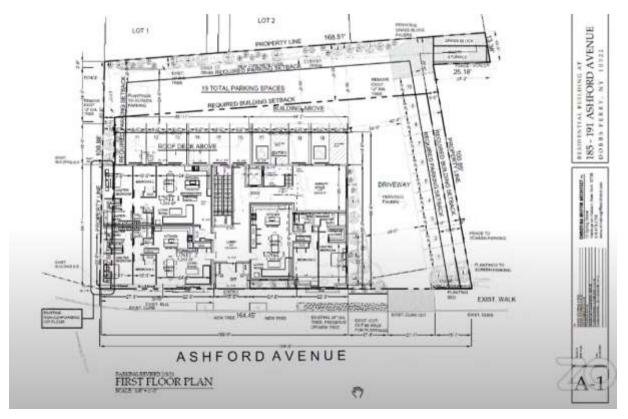
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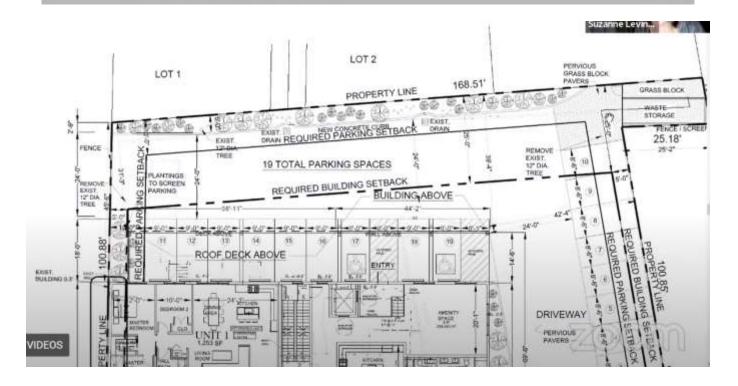


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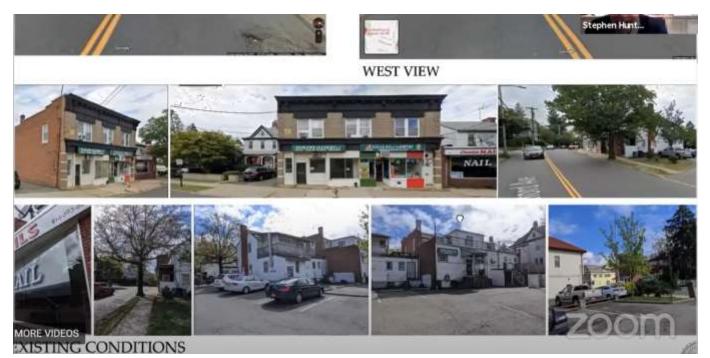


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### DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT



#### Discussion:

- A discussion was held and Ms. Griffin and Ms. Levine addressed questions from the Board.
- Mr. Hale noted that the Traffic Committee submitted a letter to the Planning Board supporting retail for the application.
- Mr. Leins asked for a motion to open the meeting on behalf of the Village Trustees present.

Motion by Trustee Knell, seconded by Deputy Mayor Cassell to open the Trustees joint meeting of the Planning Board, Board of Trustees & the Architectural & Historic Review Board for Site Plan Review for proposed new multi-use building for the application of 185-191 Ashford Avenue.

Roll Call: Deputy Mayor Cassell-Aye; Trustee Daroczy-Aye; Trustee Knell-Aye; Trustee Patino-Aye and Trustee Nicole Sullivan-Aye. Motion passes.

#### **Discussion:**

- The discussion continued and Ms. Griffin and Mr. Cortese addressed questions from the Board.
- Chairman Hunter thanked the Trustees for joining the meeting this evening.
- Ms. Griffin thanked the Boards for their time.

#### Action:

Ms. Dickson said a motion would be necessary to close the Trustees joint meeting.

Mr. Manley asked the Chairman if it's a joint opinion for continuing the joint meeting next month.

Chairman Hunter said he thinks we could have a meeting ourselves and move this along. Chairman Hunter said he thinks we understand what the Trustees concerns are.

Mr. Lane said he would support another joint meeting and thought it was very helpful. Mr. Lane said the applicant is going to come back would different things, so he would advocate for another joint meeting.

Mr. Manley asked if this would be until a concept is agreed upon.

Mr. Lane said he would suggest one more joint meeting until we have a concept. The Board agreed with Mr. Lane.

Ms. Dickson said if the applicant meets the deadline we will have to publish another special meeting of the Board. Ms. Dickson said she is sure the Building Department will keep us posted as to whether this application meets the deadline and if it does we will get Ms. Dreaper involved and publish another joint meeting.

Motion by Trustee Patino, seconded by Deputy Mayor Cassell to close the Trustees joint meeting of the Planning Board, Board of Trustees & the Architectural & Historic Review Board for Site Plan Review for proposed new multi-use building for the application of 185-191 Ashford Avenue.

Roll Call: Deputy Mayor Cassell-Aye; Trustee Daroczy-Aye; Trustee Knell-Aye; Trustee Patino-Aye and Trustee Nicole Sullivan-Aye. Motion passes and joint meeting closed at 8:05 p.m.

The Board discussed whether there was a study or any statistics regarding having retail businesses in this area.

Mr. Steinschneider said he could address this at the next Chamber of Commerce meeting and see if they have an interest in looking at issues like this.

# 3. 156 Palisade Street – Public hearing for site plan review for proposed new multi-family building. A joint meeting with the Architectural & Historic Review Board

Mr. Paddy Steinschneider/Gotham Design and Mr. Donald Kim were present to represent the application.

Motion by Chairman Hunter, seconded by Mr. Brosnahan to open the public hearing for the application of 156 Palisade Street, for site plan review for proposed new multi-family building, a joint meeting with the Architectural & Historic Review Board.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🖂 AYE	□ NAY			ABSENT/EXCUSED
ROB LANE	🛛 AYE	□ NAY			ABSENT/EXCUSED
ALLEN HALE	🛛 AYE	□ NAY			ABSENT/EXCUSED
LAURA HAUPT	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY			ABSENT/EXCUSED
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

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## DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

#### **Discussion:**

• Mr. Steinschneider and Mr. Kim discussed the proposed application and displayed the following slides:

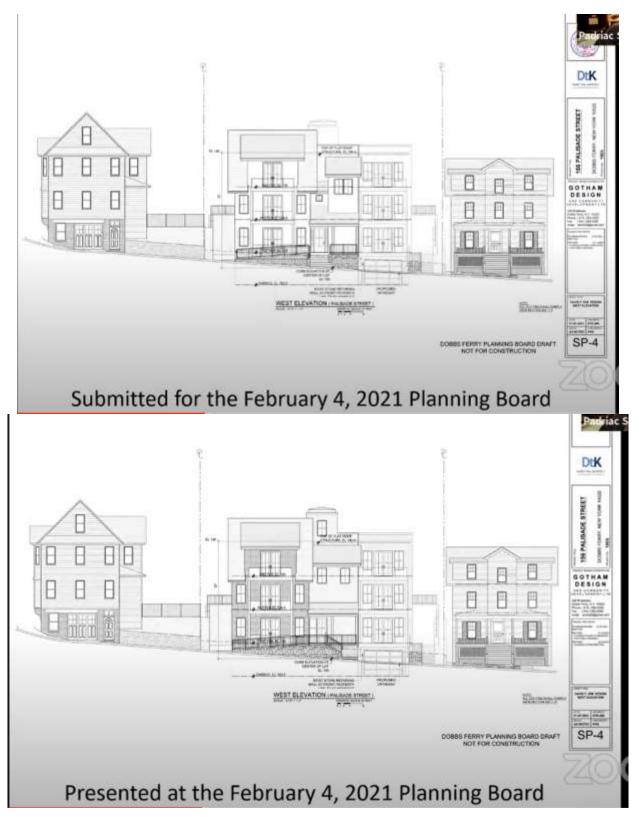


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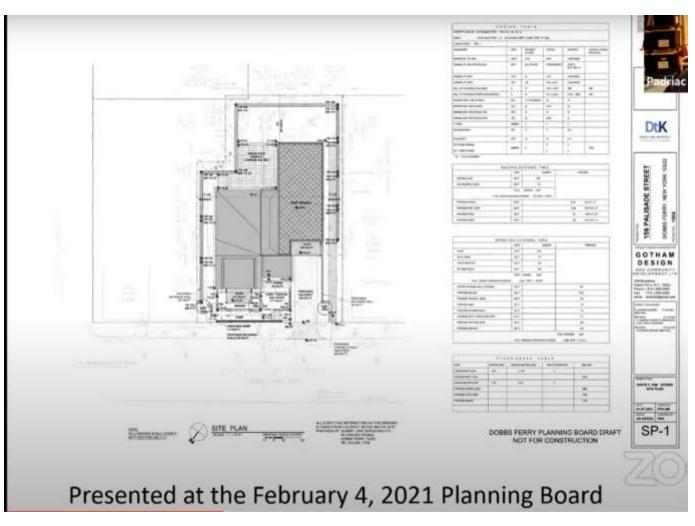
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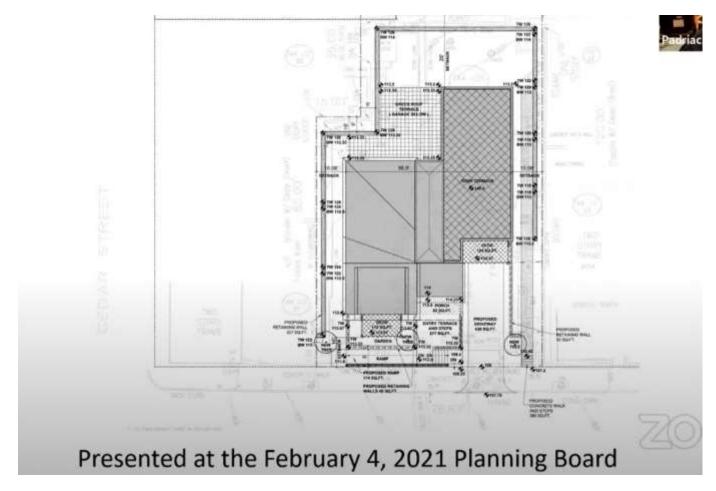
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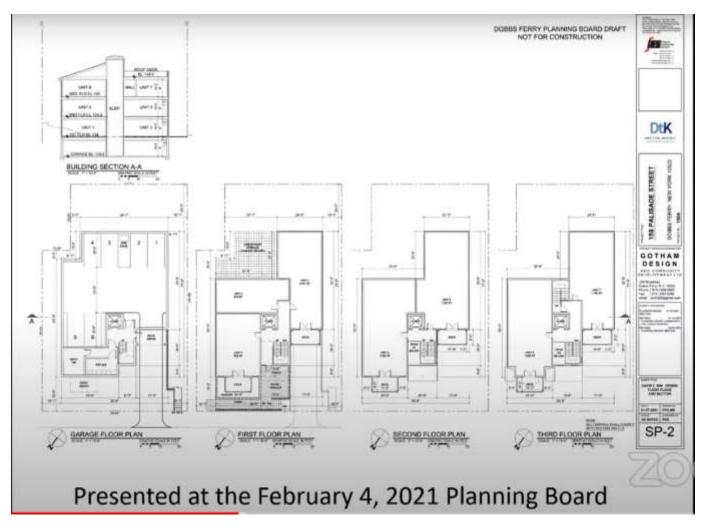
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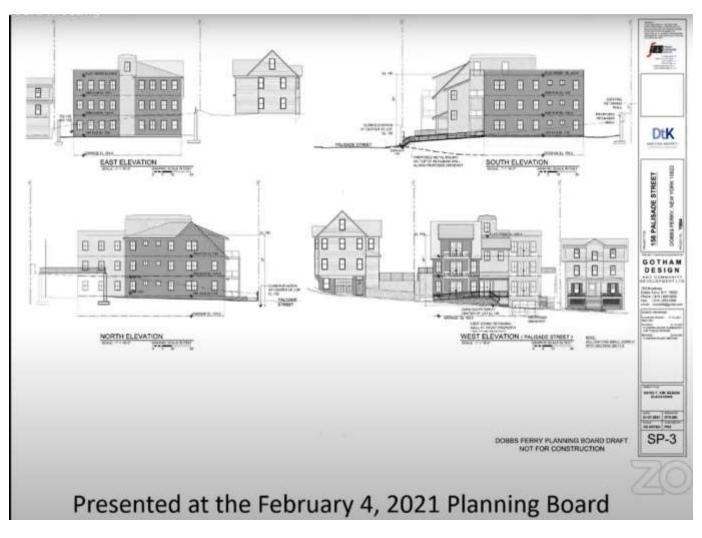
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# Presented at the February 4, 2021 Planning Board

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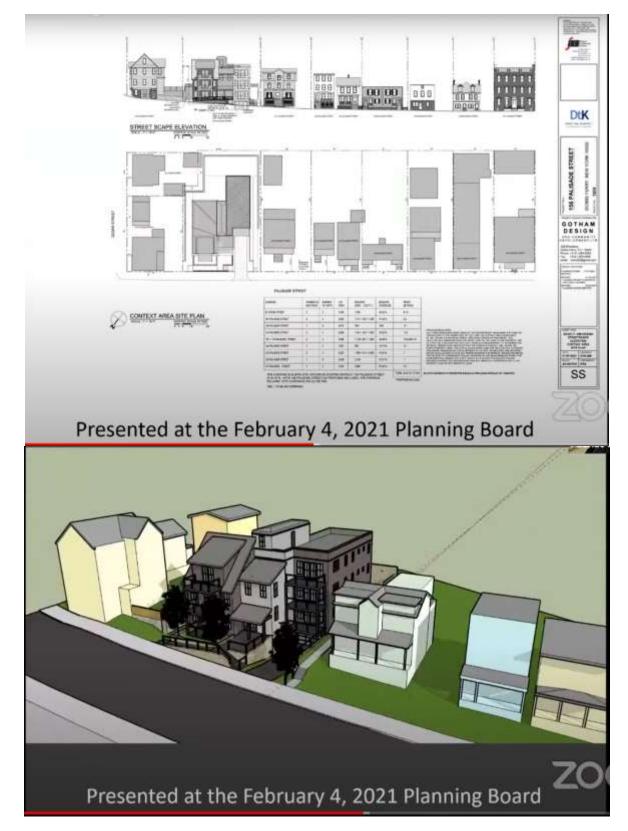


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## DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

#### **Discussion:**

• The discussion continued and Mr. Steinschneider and Mr. Kim addressed questions from the Board.

Motion by Chairman Hunter, seconded by Mr. Hale to open the public hearing for the application of 156 Palisade Street, for site plan review for proposed new multi-family building, a joint meeting with the Architectural & Historic Review Board.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ROB LANE	🛛 AYE	□ NAY			ABSENT/EXCUSED
ALLEN HALE	🖂 AYE	□ NAY			ABSENT/EXCUSED
LAURA HAUPT	🖂 AYE	□ NAY			ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	🗌 AYE	NAY		RECUSE	ABSENT/EXCUSED
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

#### **Discussion:**

- The following people addressed the Board regarding the proposed application: Ms. Denise Woodin/154 Palisade Street; and Mr. Glenn Varcasia/Property owner of 154 Palisade Street.
- Chairman Hunter thanked the speakers for their views.
- The discussion continued and Mr. Steinschneider addressed questions from the Board.

#### Action:

Motion by Chairman Hunter, seconded by Mr. Brosnahan to adjourn the public hearing for the application of 156 Palisade Street, for site plan review for proposed new multi-family building, a joint meeting with the Architectural & Historic Review Board, to March 4, 2021.

CHAIRMAN HUNTER	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ROB LANE	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ALLEN HALE	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
LAURA HAUPT	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE				ABSENT/EXCUSED
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

# 4. 189 Broadway- Continuation of pre-submission conference for proposed minor subdivision & new town houses

The following correspondence was received:

Ms. Patricia Turken submitted the following letter dated February 4, 2021:

February 4, 2021

**Dobbs Ferry Planning Board Agenda Item number 4** 

4.189 Broadway – Continuation of Pre-submission Conference for Proposed Minor Subdivision & New Townhouses

To the Dobbs Ferry Planning Board:

As a 29-year resident of Dobbs Ferry and currently living at 191 Broadway, an abutter to this proposal, I'm opposed to this development.

Dobbs Ferry has developed at least 4-5 new condo and/or town home developments in the past 5 years that I'm aware of.

We don't have any affordable housing in Dobbs Ferry to my knowledge. If we do, please put in the next Mayor's newsletter, so we can consider it.

This beautiful open-space lawn with vista toward the Palisades, next to the most charming yellow house in Dobbs Ferry at 189 Broadway would be ruined by this proposed development. Isn't it true that the residence is already receiving rental income from its multi-units?

Do we want to become like Yonkers? They destroyed the corridor on Warburton Ave. between the border of Hastings and Odell Ave. and south.

Part of the reason people move to our Village is for its unspoiled beauty and charm with open space and views.

A lot of landowners want to capitalize on the Hudson River views and mass exodus from NYC due to Covid-19.

We don't have the downtown and infrastructure to support more multi-unit dwellings.

Dobbs Ferry does not need any more Townhouses for the wealthy.

Respectfully submitted,

Patricia Turken 191 Broadway, 4D Dobbs Ferry, NY 10522

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#### DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

Ms. Marian Ferrer submitted the following e-mail dated February 3, 2021:

From: dfpottery@aol.com [mailto:dfpottery@aol.com] Sent: Wednesday, February 3, 2021 10:12 AM To: Liz Dreaper <ldreaper@dobbsferry.com> Subject: RE: RE: 189broadway protest

[EXTERNAL] This email is from outside the Village of Dobbs Ferry - Please use caution when opening links and attachments!

Thank you. Is it possible to again forward my 12/27/20 e mail to board members since 189 was not on the Jan agenda? Just a reminder to my concerns having skipped a month.

#### Liz Dreaper

From:	dfpottery@aol.com
Sent:	Sunday, December 27, 2020 10:46 AM
To:	Liz Dreaper
Subject:	Fwd: RE: 189broadway protest

[EXTERNAL] This email is from outside the Village of Dobbs Ferry - Please use caution when opening links and attachments!

From: dfpottery <dfpottery@aol.com> Date: Sunday, December 27, 2020 Subject: RE: 189broadway protest To: dfpottery <dfpottery@aol.com>

Some questions regarding December board meeting from marian ferrer 191 broadway 11.

1. Javier continually refers to the right to develop 27% of property. The problem for me is that it looks like he is planning on 50% of the property with the Howell three family house, carport and yard the other half. The thick wall of new buildings, driveway and necessary walkways leaves no room for patios or open space. What is this 27%, and how was 3 townhouses and now 5 within that limit?

2. Howells house is clearly special as architecture goes, not traditionally Victorian. One like it in Irvington by the river. It has flowing lines, a jumble of levels and shapes, two stories at various levels, a wrap-around poarch unifying its style and grace. Javier will bring the overwhelming wall of sussex hall right up to the house, ponderous at three stories, hard lined, cutting off the house, destroying the flow and lightness. Putting the house in shadow and cutting off all their privacy

3. Although the driveway will be wide enough between sussex and developmet for firetrucks, the driveway goes nowhere. There is no circle or turnaround for the trucks to move away from a fire in either building. Also, no way for fire trucks to reach back of sussex hall. I thought a circle was required.

4. The land behind sussex falls into a sloping hill. Will it withstand development? Is it structurally sound enough for townhouses and is there, in fact, enough space for walkways buildings, driveway? How will such development effect houses below? I remember land co, lapsing in rain on the Livingston development.

5 I repeat my concern of totally blocked windows of our nine apartments, Lack of natural light, exhaust fumes and noise. The new development and house will experience the exact same concerns. Will these houses sell in such a cramped

Situation, or will they sit empty? Tarrytown developments offer much more open space. If people are buying for the school district, this will not draw children.

Please share my concerns with board members for the next meeting. Thank you and happy holidays.

On Thursday, December 3, 2020 dfpottery <a>dfpottery@aol.com</a>> wrote:

I sent an email letter to pat harney last week and was told it would be distributed to board for tonight's zoom meeting. Could you let me know if this was processed. Marian ferrer at 191broadway.

Dfpottery@aol.com

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#### DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

Mr. Clifford Davis submitted the following letter dated February 3, 2021:

## ATTORNEY AT LAW

202 MAMARONECK AVENUE THIRD FLOOR WHITE PLAINS, NEW YORK 10801-5301

(914) 761-1009 • FAX: (914) 997-6929 cdavis@clifforddavis.com www.clifforddavis.com

February 3, 2021

Honorable Stephen Hunter and Honorable Members of the Village of Dobbs Ferry Planning Board 112 Main Street Dobbs Ferry, NY 10522

Re: 189 Broadway Application

100

Dear Chairman Hunter and Honorable Members of the Planning Board,

I am counsel for the owner of 191 Broadway, Dobbs Ferry, historic Sussex Hall, adjacent to 189 Broadway, Dobbs Ferry, New York. We further submit this letter in opposition to this Application for a vague three lot subdivision, one lot is the existing house, and the other two lots appear to contain 2-3 family houses.

Incredibly, the Applicant submits limited information to this Board, despite clear direction from the Board showing how the subdivision would be created. It is also discourteous to my client that it has to guess what the Applicant is thinking before the meeting, without giving a proper opportunity to address a proposed plan.

The renderings reinforce that the proposed structures will create a canyon adjacent to my client's property and continually block multiple tenant views, as previously stated in my prior letters. The drawings further confirm that 191 Broadway is surrounded on all sides by this project.

The agenda refers to a minor subdivision and townhouses. Those are inconsistent terms. If two or three family dwellings are proposed that requires a three lot subdivision (the existing house and the proposed developments); if a town house is still proposed there needs to be a subdivision for each unit as each unit of a townhouse must be on a separate lot, together with the existing house. Zoning Code Section 300-15.B.2(e). Nor is this a minor lot line adjustment, but an application for what should be a subdivision.

What appears to be created is a flag pole lot in Lot B. Pursuant to Zoning Code Section 300-33 the access strip must be a minimum of 25 feet in width. It appears that the Applicant does not meet that 25 feet width requirement. Nor does Lot B meet the front yard setback of 20 feet. Applicant's plans only provide 16 feet. Lot A also requires a front yard requirement of 20 feet, but only provides 15 feet. Additionally, without creating actual subdivision lines it is impossible to tell if there is compliance with all requirements. Notably, Applicant's plans do not even recognize that Lot B is a flag lot, which is never beneficial to a community, but recognizes a developer trying to squeeze profits.

Recognizing that flag lots are disfavored Zoning Code Section 300-33.B(2)(c) and (d) give this Board the authority to require the access strip to be suitably landscaped to screen the access strip from adjacent properties (191 Broadway) and to impose any other measures to protect adjacent neighbors. The Applicant has failed to do this and cannot do this as proposed.

It is also unclear as to whether Lot A is relying on the access strip of Lot B. It appears that if so it is not permitted. Pursuant to Zoning Code Section 300-33.B(3)(c) the lots can only share the access strip (the flag pole) if both lots had been previously subdivided or were separate parcels existing on September 15, 1987. There is only one parcel here; accordingly, proposed lots A and B cannot share the access strip.<sup>1</sup>

The Zoning compliance issues need to be reviewed by the Building Department. That the Applicant is relying on obtaining area variances and on obtaining a flag pole lot demonstrates poor planning and trying to squeeze a round peg into a square hole; it just does not fit.

This Board has continually raised issues, as did my prior letters, as to the impact on Sussex Hall. The plans evidence the impact to Sussex Hall.

The plans, in color and 3D, show they will negatively impact Sussex Hall. They create deep shadowed canyons between the two developments. The plans still reflect the garages facing Sussex Hall. Why would Sussex Hall want to look at these two garages and parking spaces? The garages should face in the other direction. The newly revised plans demonstrate that the units will

.

<sup>1</sup> 

It is unclear what Lot C the Applicant is referring to.

significantly block numerous views of tenants of this historical building. This is why flag lots should be avoided.

It is unclear whether the Applicants are still pursuing roof top solar panels. This needs to be clarified and we are opposed to Sussex Hall tenants looking at these solar panels.

Do these units still have roof decks which would face the tenants of Sussex Hall? If so, this will cause tenants at Sussex Hall to lose precious privacy. It is absurd that the Applicants, who wish to squeeze extra units out of this site, must do so at the expense of Sussex House tenants, who have enjoyed their views since in or about 1930. The Applicants have not explained why they cannot be a good neighbor, but instead seek to harm tenants at Sussex House, and diminish the value of that property. The Applicants have no absolute right to maximize their profits at the expense of its historical neighbor and impact negatively so many tenants.

The Applicant has had an additional month to submit proper drawings to this Board. It is respectfully submitted that the Applicant should not be permitted to do so at the last second, not in compliance with this Board's rules.

Again, our analysis is only preliminary in its breadth at this time as we expect the Planning Board, consistent with its comments, to greatly limit this development.

Respectfully, ord L. Davis

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# DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

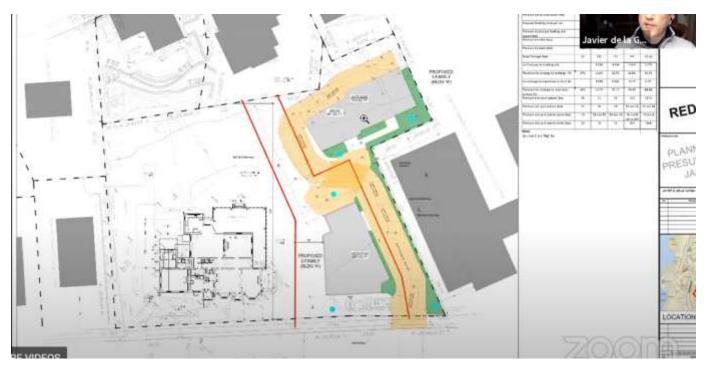
Mr. Javier De La Garza/Architect was present to represent the application.

# **Discussion:**

- Mr. De La Garza updated the Board on the proposed application.
- Mr. De La Garza discussed the proposed application and displayed the following slides:



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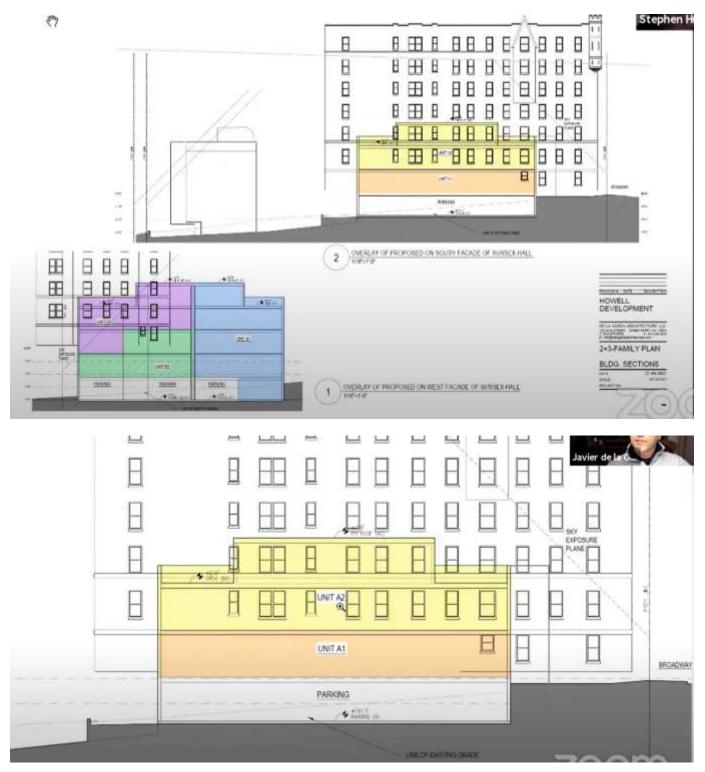








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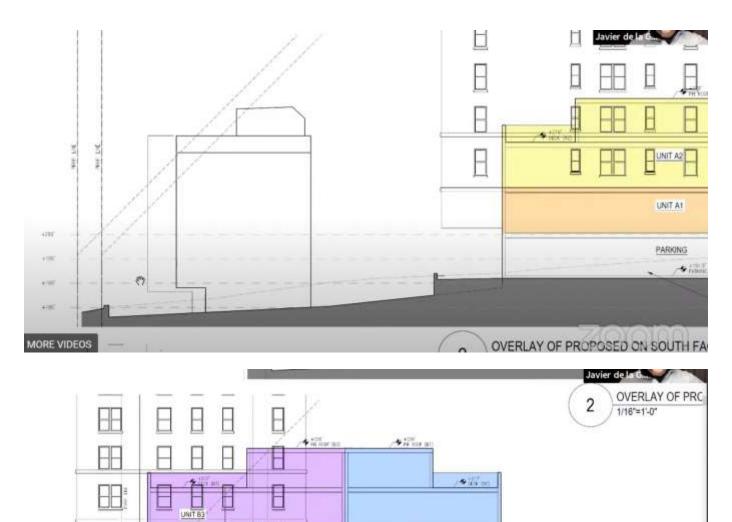


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OVERLAY OF PROPC

1/16"=1'-0"

1



UNIT B1

PARKING

.....

Ð

UNIT B2

FARKING

4.00

BKY EXPOSURE PLANE

FARKING

+ 14

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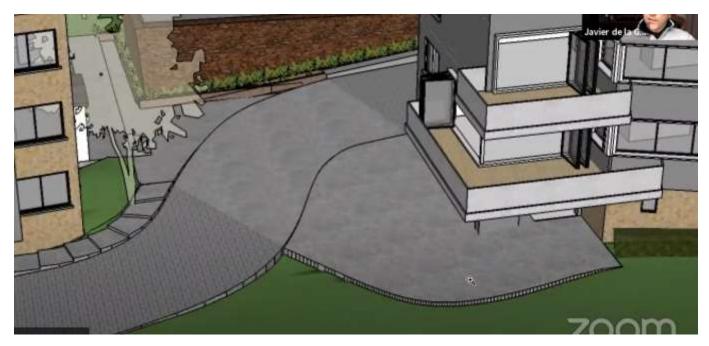


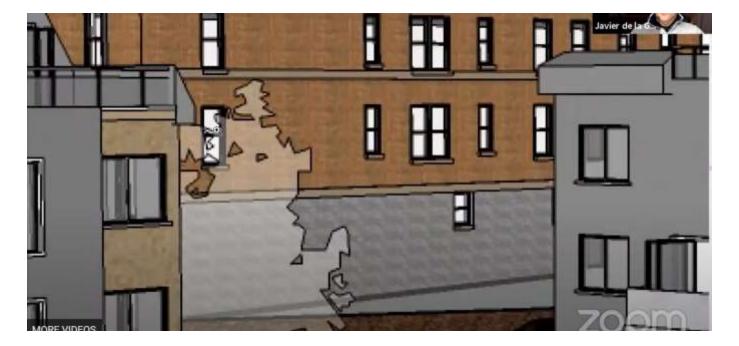
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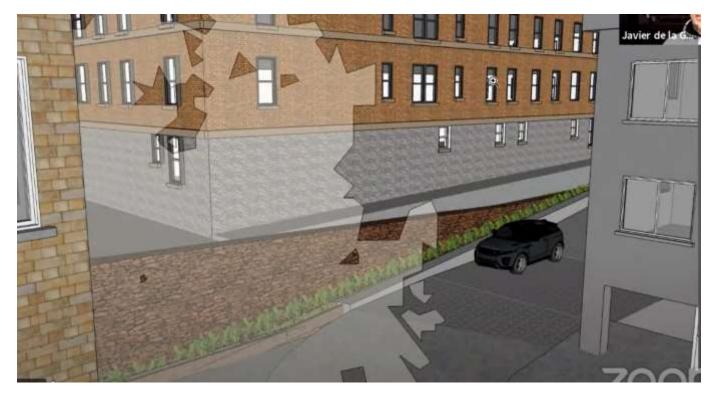


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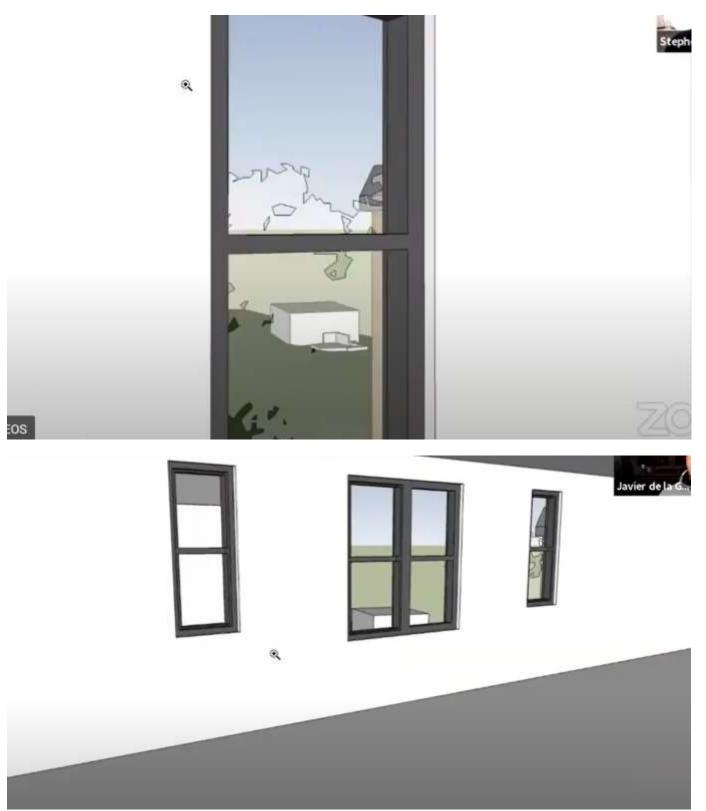








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# DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT



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# DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

# **Discussion:**

- A discussion was held and Mr. De La Garza addressed questions from the Board.
- Mr. De La Garza said he will be in touch with Mr. Manley and Mr. Pommer regarding some of the site issues.
- Mr. Manley asked for a more complete set of plans for the zoning review and we can see if we can move forward with this design.
- Ms. Haupt asked who responds to any questions that are raised in correspondence that is received. Mr. Pozin said all correspondence is sent to the applicant as well so if there are issues that they have to respond to they will take those into account.
- Mr. De La Garza discussed amendments that were made in response to issues sent in correspondences.

# Action:

Chairman Hunter said the pre-submission conference for the application of 189 Broadway for proposed minor subdivision and new town houses will be continued to the next meeting on March 4, 2021.

# 5. 253 Palisade Avenue – Public hearing for site plan review for proposed new retaining walls

Chairman Hunter said he is going to recuse himself because the property is adjacent to his property.

Chairman Hunter has left the meeting and Mr. Brosnahan is the Acting Chairman.

Motion by Mr. Brosnahan, seconded by Mr. Hale to open the public hearing for the application of 253 Palisade Avenue for site plan review for proposed new retaining walls.

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# DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

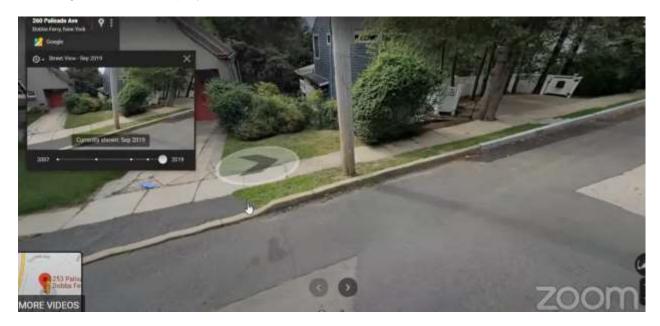
RESULT:	MOTION: PASSES				
VOTE TOTALS	5 AYE	0 NAY		1 RECUSE	0 ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	🛛 AYE			RECUSE	ABSENT/EXCUSED
LAURA HAUPT	AYE				ABSENT/EXCUSED
ALLEN HALE	🖂 AYE	□ NAY			ABSENT/EXCUSED
ROB LANE	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
CHAIRMAN HUNTER	AYE	□ NAY		RECUSE	ABSENT/EXCUSED

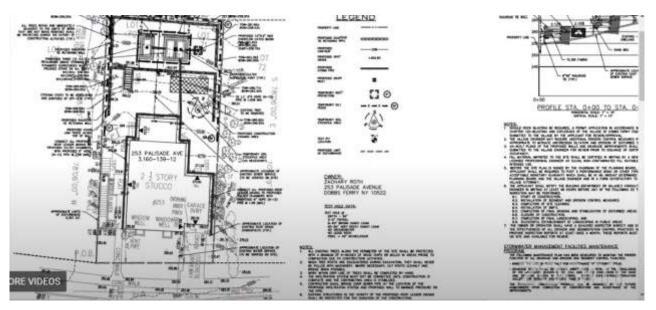
Mr. Ubadah Abdullah/Hudson Engineering and Mr. Zack Roth/Property owner were present to represent the application.

# Discussion:

- Mr. Abdullah said they have addressed all the comments from Mr. Pommer's office.
- The Board said they did not have any additional comments.
- The following people addressed the Board regarding the proposed application: Mr. Mark Hefter/255 Palisade Avenue
- Mr. Manley noted that Mr. Pommer has looked at Hudson Engineering's site plan for this project and water retention plans.
- Mr. Pommer said he spoke with Hudson Engineering today and they are going to add a note to the plan that indicates that if the driveway lip is less than the maximum they were going to adjust it accordingly.

The following slides were displayed:





# Action:

Motion by Mr. Brosnahan, seconded by Mr. Hale to close the public hearing for the application of 253 Palisade Avenue for site plan review for proposed new retaining walls.

CHAIRMAN HUNTER	AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
ROB LANE	🛛 AYE	□ NAY			ABSENT/EXCUSED	
ALLEN HALE	🛛 AYE	□ NAY			ABSENT/EXCUSED	
LAURA HAUPT	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	🛛 AYE	NAY		RECUSE	ABSENT/EXCUSED	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	1 RECUSE	0 ABSENT/EXCUSED	
RESULT:	MOTION: PASSES					

Mr. Brosnahan offered the following resolution which was seconded by Ms. Haupt:

# **RESOLUTION 1-2021**

## VILLAGE OF DOBBS FERRY PLANNING BOARD RESOLUTION GRANTING SITE PLAN APPROVAL FOR THE CONSTRUCTION OF RETAINING WALLS AND RELATED DRAINAGE IMPROVEMENTS AT 253 Palisades Avenue

WHEREAS, Zachary Roth and Cassi Feldman, owners, have applied for site plan approval to construct retaining walls in the rear yard of a single family house and make related drainage

improvements on the property at 253 Palisades Avenue, and denoted on the tax assessment maps as Section 3.160, Block 139, Lot 12, and located in the OF-5 zoning district, and

WHEREAS, the following plans and documents were submitted as part of the application:

"Stormwater Management Plan", Revised 1/19/21, Sheet C-1. "Details", Revised 1/19/21, Sheet C-2. Letter from Abdulazeez Yusuf, Dated 12/31/20. Stormwater Management Plan & Drainage Analysis, Dated 8/31/20. Site Plan Application, Dated 10/21/20. Coastal Assessment Form (CAF), Dated 11/4/20. Short Environmental Assessment Form, Dated 11/4/20.

WHEREAS, the Planning Board is familiar with the site and surrounding area and the proposed improvement plans and at their meetings of January 7 and February 4, 2021 held a duly noticed public hearing and all comments were considered, and

WHEREAS, the proposed construction of retaining walls and other drainage work as herein proposed constitutes a type II action under the State Environmental Quality Review Act ("SEQRA"), and is therefore exempt from further environmental review.

**NOW THEREFORE BE IT RESOLVED,** that the Planning Board of the Village of Dobbs Ferry herein grants site plan approval for the subject application, conditioned on the following:

- 1. All applicable provisions of the Village, County, and State regulations shall be met.
- 2. Prior to the issuance of a Building Permit, all required site plan and Village consultants' review fees shall be paid and all items in the Village Consulting Engineer's memorandum dated February 3, 2021 shall be addressed to his satisfaction.
- 3. The following Language shall be added to the plan:

"Approved subject to all requirements and conditions of a February 4, 2021 resolution of the Planning Board of the Village of Dobbs Ferry, New York. Any change, erasure, modification, or revision of this plan, absent re-approval from the Planning Board, shall void this approval".

**BE IT FURTHER RESOLVED**, that this Resolution shall have an effective date of February 4, 2021.

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VOTE TOTALS RESULT:		AYE AYE ABSENT/EXCUSED ABSENT/EXCUSED				
VOTE TOTAL O	5					
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	🛛 AYE	□ NAY			ABSENT/EXCUSED	
LAURA HAUPT	AYE				ABSENT/EXCUSED	
ALLEN HALE	AYE					
ROB LANE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
STEPHEN BROSNAHAN	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
CHAIRMAN HUNTER	🗌 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	

# DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

Chairman Hunter has returned to the meeting.

Mr. Roth thanked the Board for approving the application. Mr. Roth asked who he follows up with to get the permit.

Mr. Manley said we will need a new site plan as conditioned by Mr. Pommer and the applicant's Engineer. Mr. Manley said we will review the new site plan and inform the applicant of any additional requirements. Mr. Manley said we would also need the contractor's license and insurance information. Mr. Manley said Mr. Roth can e-mail him at: <a href="mailto:emanley@dobbsferry.com">emanley@dobbsferry.com</a> with any questions that he has.

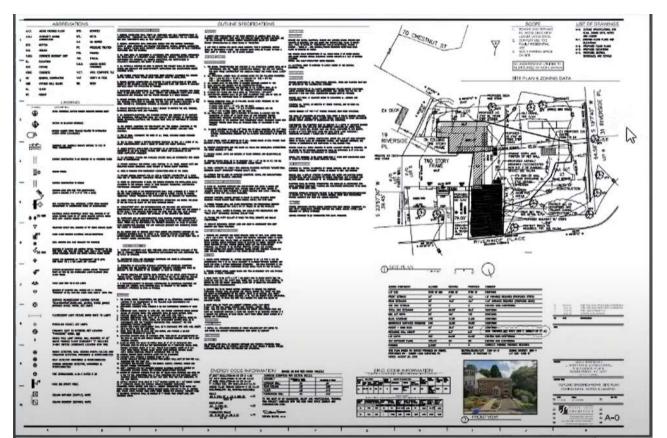
# 6. 21 Riverside Place – Public hearing for site plan review for proposed deck expansion, additional off street parking & change of use from single family to two family

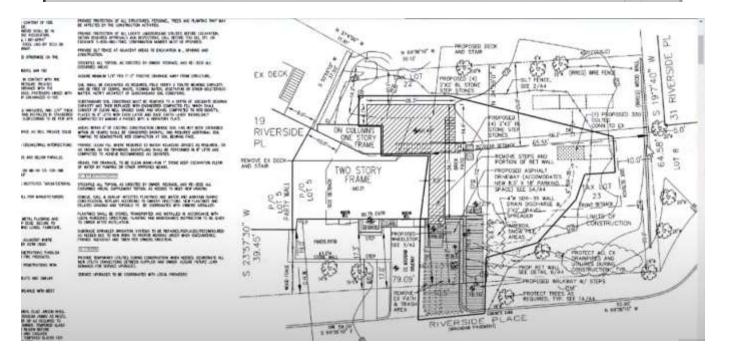
Mr. Steven Secon/Architect was present to represent the application.

# Discussion:

• Mr. Secon discussed the proposed application and displayed the following slides:

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#### **Discussion:**

• Mr. Secon said he has addressed all the comments from Hahn Engineering.

Motion by Chairman Hunter, seconded by Mr. Brosnahan to open the public hearing for the application of 21 Riverside Place for site plan review for proposed deck expansion, additional off street parking and change of use from single family to two family.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
STEPHEN BROSNAHAN	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
ROB LANE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
ALLEN HALE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
LAURA HAUPT	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	NAY			ABSENT/EXCUSED			
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED			
RESULT:								

#### **Discussion:**

• No one from the public addressed the Board regarding the proposed application.

#### Action:

Motion by Mr. Hale, seconded by Chairman Hunter to close the public hearing for the application of 21 Riverside Place for site plan review for proposed deck expansion, additional off street parking and change of use from single family to two family.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED					
STEPHEN BROSNAHAN	🛛 AYE	□ NAY			ABSENT/EXCUSED					
ROB LANE	🛛 AYE	□ NAY			ABSENT/EXCUSED					
ALLEN HALE	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED					
LAURA HAUPT	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED					
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE				ABSENT/EXCUSED					
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED					
RESULT:			MOTION	: PASSES	MOTION: PASSES					

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#### DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

Chairman Hunter offered the following resolution which was seconded by Mr. Hale:

# **RESOLUTION 2-2021**

#### VILLAGE OF DOBBS FERRY PLANNING BOARD RESOLUTION GRANTING SITE PLAN APPROVAL FOR THE CONSTRUCTION OF A DECK, RETAINING WALL AND RELATED SITE IMPROVEMENTS AT 21 Riverside Place

WHEREAS, Amy Jo Neill, owner, has applied for site plan approval to construct a deck in the rear yard and a retaining wall for an expanded driveway in the front yard of a single family house and make related site and drainage improvements on the property at 21 Riverside Place, and denoted on the tax assessment maps as Section 3.80, Block 36, Lot 22, and located in the MDR-1 zoning district, and

WHEREAS, the following plans and documents were submitted as part of the application:

"Outline Specifications, Site Plan, Zoning Data, Notes & Legend", Revised 1/12/21, Sheet A-0.
"Exiting Floor Plans and Elevations", Revised 1/12/21, Sheet A-1.
"Proposed Basement and First Floor Plans", Revised 1/12/21, Sheet A-2.
"Proposed Elevations", Revised 1/12/21, Sheet A-3.
"Proposed Section, Schedules, and Details", Revised 1/12/21, Sheet A-4.
Site Plan Application, Dated 10/28/20.
Coastal Assessment Form (CAF), Dated 10/28/20.
Short Environmental Assessment Form, Dated 10/28/20.

**WHEREAS**, the Planning Board is familiar with the site and surrounding area and the proposed improvement plans and at their meeting of February 4, 2021 held a duly noticed public hearing and all comments were considered, and

WHEREAS, the proposed construction of a deck, retaining wall and related site improvements as herein proposed constitutes a type II action under the State Environmental Quality Review Act ("SEQRA"), and is therefore exempt from further environmental review.

**NOW THEREFORE BE IT RESOLVED,** that the Planning Board of the Village of Dobbs Ferry herein grants site plan approval for the subject application, conditioned on the following:

- 4. All applicable provisions of the Village, County, and State regulations shall be met.
- 5. Prior to the issuance of a Building Permit, all required site plan and Village consultants' review fees shall be paid.
- 6. The following Language shall be added to the plan:

"Approved subject to all requirements and conditions of a February 4, 2021 resolution of the Planning Board of the Village of Dobbs Ferry, New York. Any change, erasure, modification, or revision of this plan, absent re-approval from

the Planning Board, shall void this approval".

BE IT FURTHER RESOLVED, that this Resolution shall have an effective date of February 4, 2021.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
STEPHEN BROSNAHAN	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
ROB LANE	🖂 AYE	□ NAY			ABSENT/EXCUSED		
ALLEN HALE	🖾 AYE	□ NAY			ABSENT/EXCUSED		
LAURA HAUPT	🖂 AYE	□ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	NAY		RECUSE	ABSENT/EXCUSED		
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED		
RESULT:		MOTION: PASSES					

Mr. Secon thanked the Board and asked if he could apply for the AHRB.

Mr. Manley said they may apply for the AHRB.

# 7. 398 Ashford Avenue – Public hearing for site plan review for proposed change of use, add a parking space & paving existing area

Mr. David Rotbard was present to represent the application.

Motion by Mr. Brosnahan, seconded by Ms. Haupt to open the public hearing for the application of 398 Ashford Avenue for site plan review for proposed change of use, add a parking space and paving existing area.

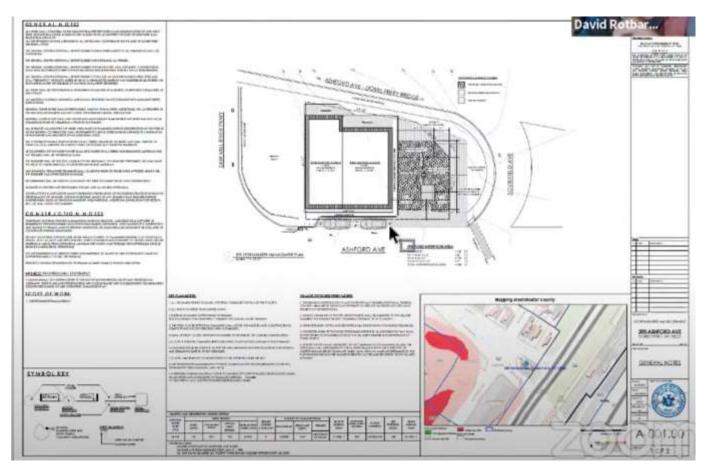
CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
ROB LANE	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
ALLEN HALE	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
LAURA HAUPT	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED			
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY			ABSENT/EXCUSED			
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED			
RESULT:		MOTION: PASSES						

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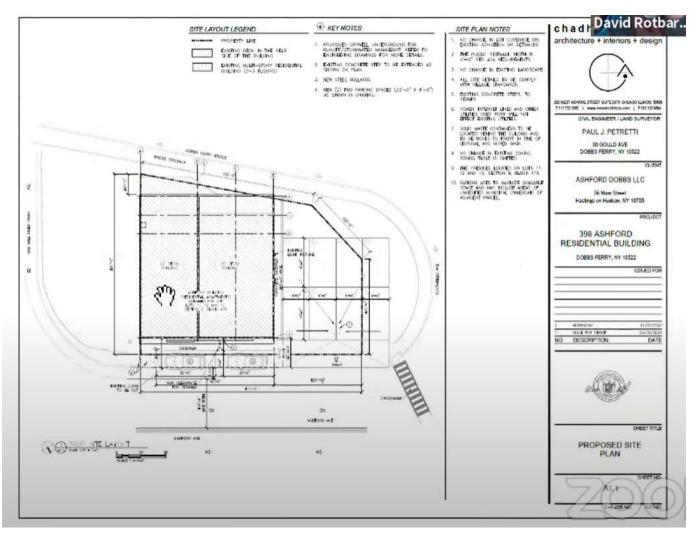
# DRAFT MINUTES - NOT TO BE USED AS OFFICIAL DOCUMENT

#### **Discussion:**

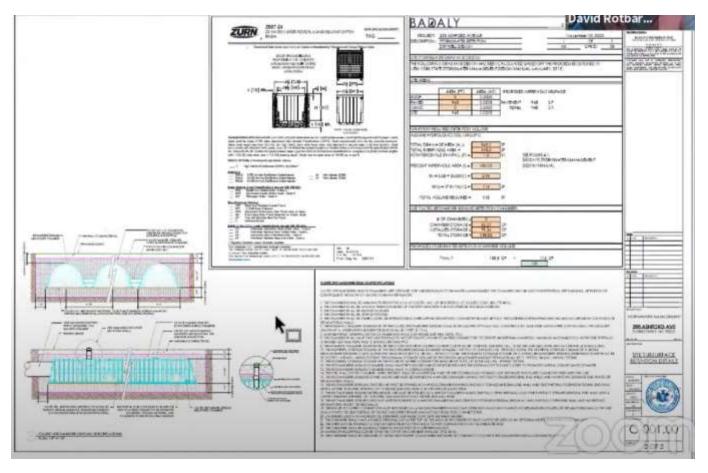
- Mr. Pommer gave the Board an update on the proposed application and on the issues addressed by the applicant.
- Mr. Rotbard discussed the proposed application and displayed the following slides:



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#### **Discussion:**

- Mr. Rotbard wanted to know if he could move forward with the change of use so he could move forward as residential units and what would the PILOP be.
- Mr. Manley said Mr. Rotbard will need variances for parking and Mr. Pommer can look at the drainage for that. Mr. Manley said the rest can stay grass and he could park on it. Mr. Manley said the ownership of that is not his and we have not found a deed for it.
- Mr. Manley said he is also cutting in two spaces on the public right-of-way, moving his sidewalk back. Mr. Manley said what he has a question about is they show no little island between the rear of the two parking spaces and the driveway and on one plan it shows it protruding out, which would make it harder for these people to park then to get out and possibly cause an accident. Mr. Rotbard said that has been removed.
- Mr. Manley said he will list the variances. Mr. Manley said this has to go back to the Board of Trustees with a recommendation letter from the Planning Board and a drainage review from Hahn Engineering.
- Mr. Manley said the whole plan gets approved by the Board of Trustees and then by the Building Department for permit. Mr. Manley said this is the plan review. Mr. Manley said Hahn Engineering will look at the drainage into the drywells for the pavement and just that black area is what they are going to be paving.
- Mr. Manley said by code we do not allow gravel driveways on commercial properties. Mr. Manley said they could do open weave pavers or something like that and that would reduce the amount of stormwater.
- A discussion was held and Mr. Rotbard addressed questions from the Board.
- The Board said they believe that the best use for the property would be residential.
- The following people addressed the Board regarding the proposed application: Mr. Paddy Steinschneider/329 Broadway.
- Mr. Rotbard thanked the Board.

# Action:

Motion by Mr. Brosnahan, seconded by Mr. Hale to adjourn the public hearing for the application of 398 Ashford Avenue for site plan review for proposed change of use, add a parking space and paving existing area, to the next meeting of the Board on March 4, 2021.

CHAIRMAN HUNTER	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
ROB LANE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
ALLEN HALE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
LAURA HAUPT	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	NAY		RECUSE	ABSENT/EXCUSED	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED	
RESULT:	MOTION: PASSES					

# 8. 39 Brace Terrace – Pre-submission conference for site plan review for proposed retaining wall

Mr. Paul Petretti/Engineer was present to represent the application.

#### **Discussion:**

- Mr. Petretti discussed the proposed application.
- A discussion was held and Mr. Petretti addressed questions from the Board.
- The Board said the applicant can go to the AHRB and they would like to receive comments from the AHRB prior to the March Planning Board meeting.

#### Action:

Motion by Mr. Hale, seconded by Ms. Haupt to schedule a public hearing for the application of 39 Brace Terrace for site plan review for proposed retaining wall, at the next meeting of the Board on March 4, 2021.

CHAIRMAN HUNTER	🛛 AYE	□ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED	
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
ROB LANE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
ALLEN HALE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
LAURA HAUPT	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED	
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	🗌 AYE	NAY		RECUSE	ABSENT/EXCUSED	
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED	
RESULT:		MOTION: PASSES				

#### 9. 110 Buena Vista Drive – Pre-submission conference for proposed rear addition

No one was present to represent the application.

#### Action:

The application will be continued at the March 4, 2021 meeting as a pre-submission.

# 10. MDR-2 Zone – Continuation of discussion on possible Zoning Code changes

#### **Discussion:**

- Mr. Lane updated the Board on the status of the possible Zoning Code changes.
- Mr. Brosnahan said Mr. Lane and Mr. Manley did a great job on the possible Zoning Code changes.
- A discussion was held and Mr. Lane and Mr. Manley addressed questions from the Board.
- The following people addressed the Board: Mr. Paddy Steinschneider/329 Broadway.

#### Action:

Motion by Mr. Lane, seconded by Mr. Hale to schedule a public hearing for the purpose of making miscellaneous corrections to the Zoning Code and the map, and adopting the MDR-2 character guidelines, at the next meeting of the Board on March 4, 2021.

CHAIRMAN HUNTER	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
STEPHEN BROSNAHAN	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
ROB LANE	🛛 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
ALLEN HALE	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
LAURA HAUPT	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED		
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY			ABSENT/EXCUSED		
VOTE TOTALS	5 AYE	0 NAY	0 ABSTAIN	0 RECUSE	0 ABSENT/EXCUSED		
RESULT:		MOTION: PASSES					

Motion by Chairman Hunter, seconded by Mr. Hale to close the meeting.

CHAIRMAN HUNTER	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
STEPHEN BROSNAHAN	🖾 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ROB LANE	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
ALLEN HALE	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
LAURA HAUPT	🖂 AYE	□ NAY		RECUSE	ABSENT/EXCUSED
PETER WINDER, 1 <sup>ST</sup> ALTERNAATE MEMBER	AYE	□ NAY			ABSENT/EXCUSED
VOTE TOTALS	5 AYE	0 NAY		0 RECUSE	0 ABSENT/EXCUSED
RESULT:			MOTION	: PASSES	

The meeting adjourned at 11:15 p.m.