

WEBVTT

1

00:00:05.430 --> 00:00:06.120

Sal Carrera: Sandy.

2

00:00:06.600 --> 00:00:09.059

Sandy Anelli: Yes, I'm recording. If you want to start

3

00:00:09.090 --> 00:00:09.960

Sal Carrera: Yes, I do.

4

00:00:10.679 --> 00:00:11.160

Okay.

5

00:00:13.530 --> 00:00:28.230

Sal Carrera: Good evening, ladies and gentlemen, this is the August 17 meeting of the Zoning Board of Appeals for the count of Ossining. My name is South Korea chairman and joining me this evening are members of the Zoning Board of appeals talent attorney building inspector Secretary

6

00:00:28.530 --> 00:00:30.480

Sal Carrera: Here we have

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00:00:32.580 --> 00:00:38.460

Sal Carrera: To hear just evening and also a discussion with the resolution.

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00:00:39.810 --> 00:00:43.290

Sal Carrera: I'd like to have members of the board introduce themselves for the record.

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00:00:44.430 --> 00:00:45.870

Sandy Anelli: Sandy Anelli Secretary

10

00:00:48.420 --> 00:00:48.840

David O'Neil: David

11

00:00:52.650 --> 00:00:53.970

phylliskriegerâ€™s iPad: David Krieger member

12

00:00:57.660 --> 00:00:59.220

Dave: David whitlinger member

13

00:01:04.050 --> 00:01:05.130

John Hamilton: On your mic is muted.

14

00:01:09.780 --> 00:01:10.590

Sal Carrera: Without everyone

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00:01:11.940 --> 00:01:13.050

Tom: Tom Wills alternate

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00:01:14.520 --> 00:01:15.900

Christie Addona: Christina Adonna attorney.

17

00:01:16.500 --> 00:01:18.210

John Hamilton: John Hamilton building inspector.

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00:01:20.520 --> 00:01:21.150

Sal Carrera: Thank you.

19

00:01:22.920 --> 00:01:31.620

Sal Carrera: I'll read the public notice and then request the applicant, or the representative to give a brief explanation of the relief sought. Anyone that has a comment.

20

00:01:33.000 --> 00:01:40.140

Sal Carrera: Can basically give their name and address during the public hearing part of these hearings.

21

00:01:41.520 --> 00:01:42.960

Sal Carrera: The first hearing this evening.

22

00:01:44.610 --> 00:01:49.320

Sal Carrera: Will be that of Matthew Weiss, notice of a public hearing

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00:01:50.880 --> 00:01:55.560

Sal Carrera: Notice is here by given that a public hearing the Town of Ossining and Zoning Board of appeals

24

00:01:56.580 --> 00:02:04.650

Sal Carrera: Will be held on Monday, August 17 2020 7:30pm this meeting will be held via video conferencing pursuant to

25

00:02:04.980 --> 00:02:24.780

Sal Carrera: governor's executive order to 2.1 dated March 12 2020 and executive order to a 2.15 date is April 9 2020 subsequently extended members of the public can join the meeting via computer or mobile app on zoom using the link below.

26

00:02:26.010 --> 00:02:38.700

Sal Carrera: Which is basically HTTPS us all to web the zoom meeting ID 89265315738

27

00:02:40.320 --> 00:02:48.030

Sal Carrera: The hearing on this application of Matthew Weiss 6 Minkel road, Ossining, New York in the course with the code of the Town of Ossining.

28

00:02:48.630 --> 00:03:07.170

Sal Carrera: Zoning section 200 days 21 a bulk regulations table 200 amendment to the applicant is seeking the various construct a new deck that will reduce the rear yard from 37.96 feet to 17.46 where 34 are required

29

00:03:08.460 --> 00:03:13.980

Sal Carrera: property is located at six Minkel road in the unincorporated area to Town of Ossining in New York.

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00:03:14.760 --> 00:03:34.770

Sal Carrera: On by Matthew and Vivian Weiss as identified of the tax map the town of are sitting in a section at 1.17 block one lot 42 okay in our 21 family residential district all interested persons are invited to public hearing on video conference zoom and or send comments by email.

31

00:03:35.790 --> 00:03:47.610

Sal Carrera: The WWW dot building department, a Town of Ossining com or send comments but regular mail to the Town of Ossining and Zoning Board of appeals post office box 1166 Ossining New York 1056 to

32

00:03:48.600 --> 00:04:00.210

Sal Carrera: Application and site plan prepared by call T grim architect titled alteration to the residence of Mr. Mrs. Matthew why six Michael wrote us in the New York

33

00:04:00.660 --> 00:04:18.630

Sal Carrera: Data July 13 2020 are available for public inspection online at WWW dot dot com CMS publications or document zoning board by the order the Zoning Board of appeals Sal Carrera chairman dated August 17, 2020

34

00:04:19.440 --> 00:04:27.540

Sal Carrera: Mr. & Mrs. Weiss introduce the yourself and or representative can give us a little background of what you're looking to do

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00:04:37.500 --> 00:04:38.520

Christie Addona: Mr. Weiser muted.

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00:04:38.970 --> 00:04:39.840

Matthew Weiss;: I'm so sorry.

37

00:04:40.710 --> 00:04:50.310

Matthew Weiss;: We're joined tonight by John Carroll. He's our architect and as the application states, we would like to put in a deck that would come up our

38

00:04:51.570 --> 00:05:03.930

Matthew Weiss;: Dining Room. We are in a raised ranch and that's located on the top floor and the one neighbor that whose property joins ours with it.

39

00:05:04.710 --> 00:05:18.120

Matthew Weiss;: Nearby with a deck wasn't available to join us tonight, but I did reach out to them. So I would ask that if you have any technical questions that I might yield to Mr. Carroll, but at this point.

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00:05:19.230 --> 00:05:21.570

Matthew Weiss;: I don't know if you need any additional information.

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00:05:22.650 --> 00:05:24.840

Sal Carrera: What are the questions I have not only have you all in the house.

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00:05:25.680 --> 00:05:31.560

Matthew Weiss;;: Um, since 1982 November of 82 okay

43

00:05:31.980 --> 00:05:33.360

Matthew Weiss;;: Thank you 38

44

00:05:35.370 --> 00:05:38.250

Dave: Years. Wow. Yeah.

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00:05:39.660 --> 00:05:43.230

Sal Carrera: Members of the above zoning board. Did everyone take a look at the site?

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00:05:43.950 --> 00:05:45.090

David O'Neil: Yes, yes.

47

00:05:45.120 --> 00:05:48.270

Sal Carrera: Yes. Any questions to the applicant.

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00:05:49.980 --> 00:05:53.850

phylliskriegerâ€™s iPad: What were any trees going to be removed in the building of the proposed stick

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00:05:54.300 --> 00:05:58.290

Matthew Weiss;;: No, no trees will be removed in the building. Okay, thank you.

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00:05:59.430 --> 00:06:00.000

Sal Carrera: Andy

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00:06:01.200 --> 00:06:04.980

Sal Carrera: Reaching out to your neighbor whether any negative comments from your neighbor.

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00:06:05.040 --> 00:06:09.600

Matthew Weiss;;: No, I couldn't reach a neighbor all the years we know them. That's the only time

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00:06:09.840 --> 00:06:11.760

Matthew Weiss;: They weren't home for an entire week.

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00:06:12.600 --> 00:06:15.480

Matthew Weiss;: And I couldn't, I couldn't directly reach them.

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00:06:15.840 --> 00:06:19.740

Sal Carrera: Okay, Sandy. We have any letters or comments from neighbors.

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00:06:24.000 --> 00:06:24.690

James Blair: So I have

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00:06:24.930 --> 00:06:28.410

Sandy Anelli: No, we did not get any comments or emails.

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00:06:28.860 --> 00:06:31.860

Sal Carrera: Okay, thank you. Okay, members of the board. Any questions.

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00:06:33.150 --> 00:06:33.660

James Blair: So,

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00:06:34.170 --> 00:06:34.740

Yes.

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00:06:35.850 --> 00:06:36.930

James Blair: This Jim Blair.

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00:06:38.520 --> 00:06:41.760

James Blair: For the, for the applicant or and or Mr.

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00:06:41.790 --> 00:06:42.210

Cow.

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00:06:44.550 --> 00:06:45.270

James Blair: One of the

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00:06:46.680 --> 00:07:06.210

James Blair: One of the considerations are criteria for an area variance is whether the benefits sought by the applicant can be

achieved by some method feasible for the applicant to pursue other than the area variance in this case the deck, which is

66

00:07:09.780 --> 00:07:17.430

James Blair: being proposed is being inserted in the in the rear yard and recording, something on the order of the 50%

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00:07:19.260 --> 00:07:21.600

James Blair: Variance of Chrome. They're required

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00:07:23.430 --> 00:07:24.510

James Blair: Minimum distance

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00:07:26.520 --> 00:07:27.630

James Blair: On the other hand,

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00:07:28.740 --> 00:07:32.010

James Blair: There is a large

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00:07:33.120 --> 00:07:34.350

James Blair: Open space.

72

00:07:36.780 --> 00:07:37.440

James Blair: On me

73

00:07:38.940 --> 00:07:40.020

James Blair: The from the end of the

74

00:07:43.050 --> 00:07:44.730

James Blair: House, which

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00:07:45.900 --> 00:07:48.450

James Blair: Would easily accommodate the proposed deck.

76

00:07:50.040 --> 00:07:53.220

James Blair: I'm wondering what it is right as

77

00:07:54.540 --> 00:08:02.820

James Blair: precluded the applicant from putting the deck at the end of the house where it would not require a variance

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00:08:03.720 --> 00:08:06.330

Matthew Weiss;: Well, we certainly gave that consideration.

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00:08:07.170 --> 00:08:14.220

Matthew Weiss;: What would be considered concerns that we had was that location will put the deck right along. Michael road.

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00:08:14.760 --> 00:08:25.980

Matthew Weiss;: And we, it's not a question of privacy, but it is a question of convenience to having a deck where we might have to add trees or fences to block off the view from the street.

81

00:08:26.580 --> 00:08:33.570

Matthew Weiss;: And in the back of the house. We have the opportunity to put in a doorway. That would connect the deck.

82

00:08:34.320 --> 00:08:53.970

Matthew Weiss;: In to our interior our dining room in our kitchen. So those two factors were the primary ones that drove us to seek this variance and put it in a location in the back. The only access to, you know, where we could put a door was off the dining room on basically at the back of the house.

83

00:08:55.410 --> 00:08:56.730

Sal Carrera: That is why I mean during

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00:08:57.870 --> 00:09:11.820

Sal Carrera: During my tour of the site. Um, I found, and I understand what the criteria very area variances, but the proposed structure as is situated.

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00:09:12.300 --> 00:09:28.410

Sal Carrera: Is that is the most logical part. And that's why we have a zoning board of appeals to look at conditions like this blog and my personal opinion is that where the deck is anticipated to be built, if approved this evening is the most

86

00:09:28.890 --> 00:09:33.060

Sal Carrera: beneficial for the residents and for the house looking out

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00:09:37.980 --> 00:09:50.760

James Blair: I could just ask the applicants. Again, what is it that precludes the location of the deck at the end of the house, or if

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00:09:52.200 --> 00:09:57.720

James Blair: If there is a for instance on a narrow six eight foot

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00:09:59.130 --> 00:10:04.020

James Blair: Connection. That would be set up at the back of the house.

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00:10:05.070 --> 00:10:12.270

James Blair: And that would then access the, the, the full deck at the end on

91

00:10:15.240 --> 00:10:19.980

James Blair: I guess I'm wondering what it is, whether it's

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00:10:25.080 --> 00:10:34.080

James Blair: What it does to the inside of the interior plan or some reason why this would be would be

93

00:10:35.820 --> 00:10:41.910

James Blair: Difficult or inappropriate so that you will you give it a inside tour, because I was not

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00:10:42.510 --> 00:10:51.600

Sal Carrera: Know I was, I did not ask for an inside tour I gave a visual inspection and the most logical places where the architect, put it as far as I am concerned.

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00:10:51.900 --> 00:10:52.950

James Blair: As far as you're concerned.

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00:10:53.220 --> 00:10:53.550

Yeah.

97

00:10:55.920 --> 00:10:56.370

James Blair: Why

98

00:10:59.220 --> 00:11:09.150

James Blair: Would it be I don't need to target you sell because you're obviously trying to your opinion but I not sure I understand from it. Applicants why it's the most logical place to put it.

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00:11:10.500 --> 00:11:12.990

Matthew Weiss;: Well, if I could address that if you

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00:11:13.230 --> 00:11:13.800

Matthew Weiss;: Consider the

101

00:11:13.830 --> 00:11:18.570

Matthew Weiss;: Flow of the house and you have a deck in the backyard.

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00:11:19.710 --> 00:11:29.520

Matthew Weiss;: That is in a space that's not conducive for a lot of other uses, then it makes sense to have a deck in the backyard off of a dining room.

103

00:11:30.300 --> 00:11:39.360

Matthew Weiss;: If you have a deck, regardless of whether there's a narrow walkway to it from the back of the house and a deck that's located in this side yard.

104

00:11:39.900 --> 00:11:55.590

Matthew Weiss;: You really impacting the value of that side yard and its usage today and down the road when we first moved in. We had an above ground pool when the kids were young and over the years.

105

00:11:55.650 --> 00:12:11.460

Matthew Weiss;: We stopped using it. We took that down. If we had that deck in it would impact the ability to put in a swing set or an umbrella or below ground pool down the road. And that's a concern to us because, well, frankly, we won't be here forever. We won't be the only owners of the

106

00:12:11.460 --> 00:12:11.940

John Caro: House.

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00:12:12.480 --> 00:12:17.100

Matthew Weiss;: We're looking down the road for what's the most useful and effective.

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00:12:18.120 --> 00:12:28.110

Matthew Weiss;: Addition to this House in the sense of adding a deck and what would make sense for other families who might be interested in moving into this house.

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00:12:32.580 --> 00:12:40.770

Dave: I'm looking at the way I'm looking at the Google satellite photo as well. It looks like there's a tree on that corner. Is that true

110

00:12:42.210 --> 00:12:46.170

Matthew Weiss;: Well, yes, there are trees along read way and Minkel road.

111

00:12:47.160 --> 00:12:48.840

Dave: No, no, on the corner of the house.

112

00:12:50.460 --> 00:12:52.350

Matthew Weiss;: Oh, there is a cutout. Oh, yes.

113

00:12:52.890 --> 00:12:53.280

Yeah.

114

00:12:57.150 --> 00:12:58.800

Sal Carrera: Any other comments from the Board members.

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00:12:59.640 --> 00:13:09.630

Tom: Well, just for the record, I think it would be helpful if it's not here on the plan, but the neighbor's house is considerably.

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00:13:11.130 --> 00:13:18.510

Tom: A distance from the property line, you know, more or less what it is it's, there's just quite a bit of space between

117

00:13:18.810 --> 00:13:19.440

Tom: Your house.

118

00:13:20.190 --> 00:13:20.850

And your neighbor.

119

00:13:22.590 --> 00:13:30.660

Matthew Weiss;: I haven't mentioned it, but it's equivalent to the distance my house now sits from the property line which is approximately 3437 p

120

00:13:31.230 --> 00:13:33.300

Dave: Oh yeah, I think 60 question.

121

00:13:33.540 --> 00:13:36.990

Tom: Yeah, I think it's upwards to 60 yeah

122

00:13:37.050 --> 00:13:52.020

Tom: I was there today and looked at it, it's, I just want to make a note of that cell that if the if the house is not even anywhere near the, the minimum 34 feet. It's probably another 1620 feet.

123

00:13:52.530 --> 00:13:54.090

Tom: I just, yeah. Just to note that

124

00:13:54.900 --> 00:13:57.720

Dave: There are substantive trees in between the two plots.

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00:13:58.410 --> 00:14:01.860

Tom: Yeah, there's, it's a nice row of I think it's for but yeah

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00:14:08.220 --> 00:14:12.120

Sal Carrera: Any other questions or comments from the Board.

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00:14:12.990 --> 00:14:14.400

David O'Neil: No, I don't have any questions.

128

00:14:14.880 --> 00:14:17.400

Sal Carrera: All right. Any anybody else from the board.

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00:14:18.390 --> 00:14:19.620

phylliskriegerâ€™s iPad: No, nothing either

130

00:14:21.210 --> 00:14:27.450

Sal Carrera: Anybody from the public have any input or comments with regards to this application.

131

00:14:30.150 --> 00:14:32.010
John Caro: If a man make a comment.

132
00:14:32.700 --> 00:14:33.570
Is john Caro.

133
00:14:34.650 --> 00:14:35.340
Yes, sir.

134
00:14:36.360 --> 00:14:38.280
John Caro: Okay, I'm in

135
00:14:40.980 --> 00:14:48.600
19146719716: Originally this. This house was built on a corner lot. So this gives them to front yards and basically

136
00:14:48.960 --> 00:14:51.120
John Caro: To side yards, if you will.

137
00:14:51.570 --> 00:15:05.640
John Caro: And I know that the front of the house faces Michael road and the back of the house faces the rear, what would be considered the three yard line, but had the property then had the House been turned the opposite direction, it would have probably more naturally been

138
00:15:08.280 --> 00:15:16.290
John Caro: Would have more seemed more natural to have the deck at the we're at the side of the house or the rear of the house. The house was turned into degrees.

139
00:15:18.270 --> 00:15:19.740
John Caro: This also allows them

140
00:15:20.820 --> 00:15:36.450
John Caro: And an access to under the deck where they would lose any sort of space that they might gain onto the deck for sitting as well. If they put it on the sideline, since it's elevated, there would be no access under the deck at all.

141
00:15:39.840 --> 00:15:43.200
John Caro: But they do, you know, they are fighting that sort of

142

00:15:45.270 --> 00:15:47.790

John Caro: To front yard issue here.

143

00:15:50.310 --> 00:15:56.490

Sal Carrera: Fully understand. Thank you for your input other board members ready to vote on this application.

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00:15:57.150 --> 00:16:01.260

Christie Addona: Start. Sorry. So I just want to make sure we're that

145

00:16:01.800 --> 00:16:03.270

Sal Carrera: Public good public comments.

146

00:16:03.810 --> 00:16:12.210

Christie Addona: Yeah, if the public wants to comment. You can use the raise your hand feature. And if you're calling in. You can press star nine

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00:16:18.300 --> 00:16:19.500

Sal Carrera: Anything Sandy.

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00:16:23.760 --> 00:16:26.250

Sandy Anelli: I don't see anybody with their raising their hand.

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00:16:26.400 --> 00:16:29.760

Sal Carrera: Right, so I like I have a motion to will close the public hearing on this.

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00:16:31.770 --> 00:16:32.310

Dave: Most motion.

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00:16:32.820 --> 00:16:33.270

Tracking

152

00:16:38.280 --> 00:16:38.850

Sal Carrera: Okay.

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00:16:40.350 --> 00:16:45.210

Sal Carrera: All in favor of grasping this application with the cluster quite area for the area variance

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00:16:45.600 --> 00:16:48.060

Christie Addona: So you just want to briefly go through that criteria.

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00:16:48.330 --> 00:16:52.410

Dave: Sure we know we need to have the vote to close the year

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00:16:52.590 --> 00:16:53.430

Sal Carrera: We already did.

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00:16:54.870 --> 00:16:59.100

Sal Carrera: We had, we had a vote and a second to close the public hearing

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00:16:59.880 --> 00:17:01.650

Christie Addona: Everyone voted in favor, I believe, right.

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00:17:03.510 --> 00:17:03.930

phylliskrieger's iPad: Yes.

160

00:17:04.350 --> 00:17:05.790

Dave: Yes, yes.

161

00:17:07.620 --> 00:17:08.040

Sal Carrera: Yes.

162

00:17:09.840 --> 00:17:10.320

Sal Carrera: Okay.

163

00:17:11.760 --> 00:17:23.220

Sal Carrera: The criteria for an area variance, whether an undesirable change will produce in the character of the neighborhood or detriment to the nearby properties will be created by granting of the

164

00:17:23.250 --> 00:17:32.610

Sal Carrera: Area variance to whether the benefits or by the applicant can be achieved by some methods feasible for the applicant to pursue other than an area variance

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00:17:33.270 --> 00:17:44.010

Sal Carrera: Three whether requested area variances substantial for what their proposed variance will have an adverse effect on the physical or environmental conditions in the neighborhood or district.

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00:17:45.300 --> 00:17:55.470

Sal Carrera: Next is whether the alleged difficulty was self-created this factor is relevant to the decision, but the fact that the difficulty with self-created does not preclude granting of an area variance

167

00:17:56.670 --> 00:18:01.620

Sal Carrera: Those in favor of granting this area variants for this applicant. All in favor.

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00:18:02.760 --> 00:18:03.150

David O'Neil: Aye.

169

00:18:03.390 --> 00:18:04.230

Shanghai.

170

00:18:05.550 --> 00:18:06.030

James Blair: I'll be

171

00:18:07.440 --> 00:18:10.380

James Blair: I would vote in favor, but would know that

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00:18:11.880 --> 00:18:22.380

James Blair: The criteria that you that you have sent out in my view the applicant fails on two fronts, first of all, that

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00:18:23.550 --> 00:18:24.000

James Blair: It is

174

00:18:27.360 --> 00:18:48.450

James Blair: In my view, feasible for the applicant to relocate the deck, so that a variance is not required. And second, that the variance, as requested is substantial being over 50%. That being said, the other the other factors. I believe are not overwhelming and therefore I would go in favor of it.

175

00:18:48.930 --> 00:19:02.760

Sal Carrera: Dan, my recommendation, a gem is to vote against it because as it stands right now, the majority of the board members are in favor as the applicant has submitted it

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00:19:03.060 --> 00:19:03.660

James Blair: So I

177

00:19:06.300 --> 00:19:07.140

James Blair: voted in favor of it.

178

00:19:07.530 --> 00:19:17.460

Sal Carrera: Okay, thank you. Let the record show that is unanimous that the applicant has received this area variants and we wish him the best of luck. Thank you.

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00:19:18.690 --> 00:19:19.530

Sal Carrera: very welcome.

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00:19:30.780 --> 00:19:31.290

Sal Carrera: Okay.

181

00:19:34.110 --> 00:19:35.640

Sal Carrera: The second here in this evening.

182

00:19:38.370 --> 00:19:52.170

Sal Carrera: Most hereby given that a continuation of the public area of the Town of Ossining zoning board of appeals will be held on Monday, August 17 2020 7:30pm

183

00:19:52.830 --> 00:20:02.430

Sal Carrera: This many will be held via video conferencing facilities governor's executive order to a 2.1 dated March 12 2020

184

00:20:03.150 --> 00:20:23.250

Sal Carrera: And executive order to 2.15 date is April by 2020 and subsequently extended members of the public can join the meeting via computer or mobile app on zoom using the link below. Again, zoom meeting ID number 89265315738

185

00:20:25.350 --> 00:20:40.110

Sal Carrera: Hearing is on the application of Bethany asked community VA see 40 some is town road Austin, New York, in accordance with the Town of Ossining zoning code 200 dash 26 a animals.

186

00:20:40.650 --> 00:20:56.580

Sal Carrera: The applicant seeking a various permit beekeeping and the installation of to appraise on the grounds of the property currently beekeeping is not specified in the code of the Town of Ossining. The property is located at 40 someone's town road.

187

00:20:57.000 --> 00:21:00.030

Sal Carrera: And the unincorporated areas of Town of Ossining in New York.

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00:21:00.120 --> 00:21:08.280

Sal Carrera: Owned by Bethany asked community, Inc. And as identified in the text, map the town of boxing has section 90 point 10

189

00:21:09.030 --> 00:21:20.910

Sal Carrera: Block three lot 27 located in all 41 family residential district all interested persons are invited to attend the public hearing on video conference zoom

190

00:21:21.540 --> 00:21:42.780

Sal Carrera: Or send comments by email to www building department out of Boston com or send comments by regular mail to kind of awesome. Zoning Board of appeals post office back 1166 arsenic in New York one or five, six to application plan and additional information related to the application prepared.

191

00:21:44.880 --> 00:21:54.060

Sal Carrera: Bethany arts community and by AR Q HH T LLC 100 executive Boulevard suite tool for us in in New York.

192

00:21:55.410 --> 00:22:11.310

Sal Carrera: Dated are available for public inspection as www town about nine.com CMS publications all documents only board by order of the Zoning Board of appeals so clever chairman dated August 7 2020

193

00:22:12.900 --> 00:22:19.560

Sal Carrera: Know, be a couple of additional comments here with regards to this will have the applicant or their representative

194

00:22:21.000 --> 00:22:23.790
Sal Carrera: Give their presentation then.

195
00:22:25.470 --> 00:22:27.570
Sal Carrera: The board will ask questions.

196
00:22:28.830 --> 00:22:41.580
Sal Carrera: We'll open it up for public input and comments limited to three minutes per person and then discussion by the board to see what route we will take with regards to with decisions, this evening.

197
00:22:42.660 --> 00:22:44.850
Sal Carrera: So applicant.

198
00:22:47.070 --> 00:22:48.210
Sal Carrera: Well, their representatives.

199
00:22:55.800 --> 00:22:58.350
Jorge B Hernandez: Architect for the Bethany Art Center.

200
00:23:00.450 --> 00:23:05.430
Jorge B Hernandez: This has been approved before in front of the door, Bethany art Center's

201
00:23:06.960 --> 00:23:08.250
Jorge B Hernandez: piece of property, the

202
00:23:09.900 --> 00:23:12.000
Jorge B Hernandez: He has been approved with the Art Center.

203
00:23:12.450 --> 00:23:14.280
Jorge B Hernandez: In original on

204
00:23:14.790 --> 00:23:16.500
Jorge B Hernandez: site plan. We have

205
00:23:17.730 --> 00:23:31.170
Jorge B Hernandez: Restoring the orchards and trying to maintain as much nature as possible in the uses of bees inclination is an important element and the restoration of the archer to use pesticides, which we've been

206

00:23:32.400 --> 00:23:44.910

Jorge B Hernandez: Is part of the natural process Bethany's trying to do and the PRS currently is like the chairman pointed out is not specified in there. So use on the top of us any

207

00:23:45.630 --> 00:23:55.650

Jorge B Hernandez: But however the town and I asked him unbelievers entertaining and bring in as part of their regulations, bring them to the code book.

208

00:23:57.060 --> 00:24:09.900

Jorge B Hernandez: The location appearances, no visible from the neighbors is over 100 feet from this from the property lines and the way is located right now. Um,

209

00:24:10.890 --> 00:24:11.910

Jorge B Hernandez: It seemed to me.

210

00:24:14.760 --> 00:24:23.160

Jorge B Hernandez: Again from the neighbors and it's an area. The one be detrimental to the neighborhood and actually enhance it.

211

00:24:24.330 --> 00:24:28.290

Jorge B Hernandez: By bringing a national organization to your

212

00:24:30.840 --> 00:24:34.830

Jorge B Hernandez: Ministry of the wind. Any questions in there somewhere. Members.

213

00:24:36.270 --> 00:24:41.790

Jorge B Hernandez: From Bethany person as well. So any questions or anything else we can add to this.

214

00:24:44.640 --> 00:24:48.720

Sal Carrera: Members of the Board. I'll let you as the first questions and then I'll come in.

215

00:24:49.470 --> 00:24:50.910

David Lyons: Excuse me, Mr. Chairman.

216

00:24:51.810 --> 00:24:53.970

David Lyons: Yeah, I just like to David lions.

217

00:24:55.110 --> 00:25:04.440

David Lyons: President for Bethany arts. I just want to point out and clarify that one of the AP areas is approximately 75 feet off of the property line.

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00:25:04.920 --> 00:25:16.140

David Lyons: It was placed in an area that was previously a playground, that was used by the missionaries. So there was already gravel on the ground, just wait it

219

00:25:17.340 --> 00:25:19.110

David Lyons: Was about 75 feet off the property.

220

00:25:20.040 --> 00:25:22.530

Sal Carrera: Thank you so much for clarifying that. I appreciate it.

221

00:25:27.420 --> 00:25:28.170

Sal Carrera: Um,

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00:25:30.690 --> 00:25:31.170

Sal Carrera: Basically

223

00:25:31.470 --> 00:25:33.060

Sal Carrera: I'd like to ask a question of

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00:25:33.900 --> 00:25:36.030

Sal Carrera: Our building inspector.

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00:25:37.380 --> 00:25:38.040

Sal Carrera: Drawn

226

00:25:41.580 --> 00:25:42.060

John Hamilton: Yes.

227

00:25:42.540 --> 00:25:42.930

Hi.

228

00:25:46.200 --> 00:25:55.380

Sal Carrera: So as it stands right now that we are, we understand it to be that the count of Ossining is considering

229

00:25:58.020 --> 00:26:00.900

Sal Carrera: Doing a new ordinance with regards to bees.

230

00:26:01.980 --> 00:26:13.560

Sal Carrera: That is so a ways off, but as it stands right now on the both sections bees are not allowed currently in the Town of Ossining, is that correct

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00:26:14.100 --> 00:26:14.820

John Hamilton: That's correct.

232

00:26:18.900 --> 00:26:23.190

Sal Carrera: I guess my question to our town attorney.

233

00:26:25.980 --> 00:26:50.010

Sal Carrera: Is how does this board move forward and trying to give any type of variance for something that's not listed as something you know already approved and in place. I have to assume, and I hate to assume but someplace along the line, the Town of Ossining over the next month or two or three

234

00:26:51.150 --> 00:27:01.710

Sal Carrera: Will it will not okay approve an order ordinance that basically say these are allowed, but they, I have to again assume

235

00:27:01.860 --> 00:27:02.970

Sal Carrera: We'll have certain

236

00:27:04.170 --> 00:27:19.440

Sal Carrera: Recommendations and qualifications of how these bees will be allowed in a specific area, whether it's on a number of acres, whether it's 75 or 100 or 200 feet away from a residence.

237

00:27:19.860 --> 00:27:44.430

Sal Carrera: Whether it has to be licensed. None of that is in play right now, so I do not know how this board can move forward and making a decision until the town comes up with either allowing or disallowing bees. If they allow these and the applicant.

238

00:27:45.600 --> 00:27:46.500

Sal Carrera: Abide by

239

00:27:46.530 --> 00:28:07.050

Sal Carrera: All the rules and regulations that they put forward. Then there's not a problem if the applicant basically cannot adhere to the new ordinance, then they will come to the Z BA for some type of interpretation or a structure that would allow them

240

00:28:08.160 --> 00:28:14.850

Sal Carrera: 100 feet, instead of 200 feet if that's what the board comes up with. So I really do not know at this

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00:28:16.020 --> 00:28:31.410

Sal Carrera: Juncture whether or not you know this board could make a decision on something that's completely you know already disallowed and not allowed in the town of Osman, and whether or not you know the applicant is allowed to keep what's currently

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00:28:31.410 --> 00:28:32.010

Sal Carrera: There.

243

00:28:32.250 --> 00:28:46.200

Sal Carrera: You know, the ZBA is not the enforcement arm of the town. That's the building inspector and whether or not there any violations have been issued to the applicant. I have no idea.

244

00:28:47.190 --> 00:29:09.210

Sal Carrera: But as far as I am concerned, and I need a legal input on this is that I think you're all of these discussions have to be put on the back burner until the town board comes up with a decision on what they expect to do with rules and regulations we may say yes.

245

00:29:09.240 --> 00:29:22.740

Sal Carrera: To something like this and they may come up as a you got to be 250 feet away from a residence, other than 75 or 100 so I can't see how this board could vote on something that's not already there.

246

00:29:24.030 --> 00:29:36.300

Christie Addona: So to speak to that in terms variances sport is authorized to issue two types. There's an area variance, like we saw in the last application, which is from the bulk or dimensional requirements of the code.

247

00:29:37.320 --> 00:29:40.260

Christie Addona: Abuse is not permitted in the zoning code, which is

248

00:29:40.350 --> 00:29:42.270

Christie Addona: Interesting feelings vector

249

00:29:43.170 --> 00:29:47.880

Jorge B Hernandez: Based upon the fact that it's not listed in the section that deals with animals and the code does say that

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00:29:48.120 --> 00:30:07.860

Christie Addona: Anything that's not expressly permitted is deemed to be prohibited in that case the, the only type of the board can grant is a huge variance and to you have to show you have to specify four criteria in order to show your entitlements. We use variance and those criteria are

251

00:30:09.090 --> 00:30:16.920

Christie Addona: Them off for the benefit of the board of the public. The applicant has to demonstrate an unnecessary hardship by satisfying all of the criteria.

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00:30:17.670 --> 00:30:23.550

Christie Addona: They cannot yield a reasonable return if only used for the for permitted purposes as currently zoned

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00:30:24.120 --> 00:30:31.650

Christie Addona: Meaning the applicant must provide dollars and cents proof of an inability to realize a reasonable return under existing permissible uses

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00:30:32.010 --> 00:30:40.140

Christie Addona: The second is the hardship resulted from unique characteristics of the property. The third is the purpose. The purpose of us would not alter the character of the neighborhood.

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00:30:40.530 --> 00:30:54.000

Christie Addona: And the fourth is that the alleged hardship is not self-created. So those are the criteria that needs to be satisfied in order to be entitled to it. Use variance. This is a somewhat different situation. So, so the fact that the town board may be considering

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00:30:54.960 --> 00:31:04.230

Christie Addona: adopt legislation that would allow it under some circumstances isn't really a factor before the board. I mean, it's in the record and it's

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00:31:05.070 --> 00:31:21.480

Christie Addona: The Town board is now is they held a work session. I believe in July to have a preliminary discussion about this and step forward were asked to prepare a draft local law or the board's consideration to include as the chair mentioned

258

00:31:23.010 --> 00:31:33.330

Christie Addona: Certain regulations to kind of control how this use is happening. And so it's not just allowed under any circumstances because of the nature of this type of use.

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00:31:34.350 --> 00:31:40.560

Christie Addona: That that local law has not been finalized and a draft has not yet been presented to the town board.

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00:31:41.280 --> 00:31:48.210

Christie Addona: So that it's still very early on in the process. Once that happens, the board would likely have other work sessions to discuss it.

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00:31:48.510 --> 00:32:00.720

Christie Addona: Hold public hearings and then if they decided to ultimately go forward with adopting this local law, but none of that is in place right now. So, as I understand from Mr. Hamilton, there is a violation that has been issued.

262

00:32:02.100 --> 00:32:06.000

Christie Addona: And the applicant was directed to resolve it or

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00:32:07.080 --> 00:32:10.650

Christie Addona: I guess who would be center court, I guess john could speak more to that so

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00:32:11.490 --> 00:32:16.650

Christie Addona: This board is in a little bit of a difficult position because of the circumstances and the timing.

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00:32:17.010 --> 00:32:24.810

Christie Addona: But as far as what's before this board in terms of relief is a huge variance. And that's the state that the board would have to consider this application.

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00:32:25.170 --> 00:32:31.020

Christie Addona: The alternative form of relief that the applicant could see is to affirmatively go to the town board.

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00:32:31.800 --> 00:32:39.630

Christie Addona: And make a petition to request that the board move forward with considering this which hasn't happened yet.

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00:32:40.050 --> 00:32:53.460

Christie Addona: And the board has indicated they were agreeable to moving forward. But there isn't something specific to this application. So if the board wanted. I guess more information about

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00:32:53.460 --> 00:32:55.080

Christie Addona: Where the town board is going with us.

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00:32:55.320 --> 00:32:57.480

Christie Addona: That's something we could look at but

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00:32:58.020 --> 00:33:08.370

Christie Addona: As far as what's before this board right now is the use variance. And that's the criteria that the applicant would have to satisfy in order to be entitled to that relief, which would basically be the board saying

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00:33:08.670 --> 00:33:13.200

Christie Addona: You are allowed to do something that is not permitted by the code because you satisfy these criteria.

273

00:33:15.420 --> 00:33:17.340

Sal Carrera: Well, I find it hard.

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00:33:19.410 --> 00:33:23.520

Sal Carrera: And I'm speaking for myself as chairman, though, is that

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00:33:25.050 --> 00:33:34.710

Sal Carrera: I know nothing about bees and even though one of our board members used to raise them, but I have no idea what guidelines.

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00:33:36.840 --> 00:33:50.850

Sal Carrera: Ought to be followed, and how this board could say yes to this application right now when there are currently no guidelines and, you know, whether it's in the village.

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00:33:51.300 --> 00:33:59.070

Sal Carrera: Or and any other municipalities route Westchester County or orange or Rocklin is that there's guidelines to follow you know

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00:33:59.790 --> 00:34:05.370

Sal Carrera: How many you know hives. Are you allowed to have on a certain piece of property, how many acres of property?

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00:34:05.760 --> 00:34:16.560

Sal Carrera: How far does it have to be away from you know residences. Does it have to be you know handled by somebody that has a license that know what they're doing.

280

00:34:16.860 --> 00:34:24.900

Sal Carrera: It. This is just like shooting in the wind here with regards to this application. And if the applicant wants to try to use a huge variance

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00:34:26.070 --> 00:34:38.910

Sal Carrera: Which, as we know, was very, very hard to adapt, because you have to abide by each and every one of them, you know, then we're going to have to ask, you know, how did this hardship result.

282

00:34:39.300 --> 00:34:48.990

Sal Carrera: In the unique characteristic of the property and, you know, is this a necessity financially that they need this.

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00:34:49.440 --> 00:35:05.430

Sal Carrera: And then, yeah, this board and I'm going to ask for financial statements with regards to, you know, how much you're making on this and whether or not you really needed approval. With regards to this because it's a financial hardship.

284

00:35:06.600 --> 00:35:08.730

Sal Carrera: And you know the hardship.

285

00:35:09.990 --> 00:35:27.870

Sal Carrera: Was created because the beach will put in against all the rules and regulations of town of Osman, so I understand what you're trying to say. But I think it puts this board into a very precarious position of voting on air because there's no rules and regulations to follow.

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00:35:30.060 --> 00:35:32.640

Christie Addona: And that's the point. Why use bearings

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00:35:33.060 --> 00:35:34.980

Sal Carrera: That but he didn't ask for us variance

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00:35:37.710 --> 00:35:39.960

Sal Carrera: He did not come in and ask for us variance

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00:35:44.460 --> 00:35:44.970

Jorge B Hernandez: I'm

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00:35:45.570 --> 00:36:05.190

Sal Carrera: He came in with 200-26 Animals and these are not allowed, pursuant to that section is a little different story. When you come in and say, I want to use various where I wanted area variance. That's not in front of us this evening. It is 226

291

00:36:06.420 --> 00:36:26.340

Sal Carrera: A animals and bees are not included, just like bees are not included in the ordinance. Okay, that was originally given to the applicant by john that bees are not allowed. That's why the board. The Town of Ossining is undertaking this right now, whether or not they want to go do this.

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00:36:27.570 --> 00:36:34.290

Sal Carrera: And again, until they come up with a decision. I think that this you know application.

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00:36:36.270 --> 00:36:39.900

Sal Carrera: is way ahead of time and again like I said before,

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00:36:41.010 --> 00:36:54.330

Sal Carrera: If the board comes up with a local law that allows these on a piece of property they will stipulate, at least I hope they will stipulate if they're getting educated

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00:36:54.930 --> 00:37:04.440

Sal Carrera: About bees what's allowed what type of bees. How far, how many, how many acres of property and everything else. There's nothing like that in front of us.

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00:37:07.260 --> 00:37:14.250

Sal Carrera: Well, this is not a huge variance right now because they did not ask for a huge variance. They specifically asked for.

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00:37:15.630 --> 00:37:17.880

Sal Carrera: What we discussed already

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00:37:20.040 --> 00:37:31.410

Jorge B Hernandez: Two things. If I just want to, if we can clarify here one if we ask him for the application was because we, we have a use that is not delineated

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00:37:32.010 --> 00:37:48.120

Jorge B Hernandez: In the code. So that was a young guy, but I'm more interested in so critical. You said there was saying alternate way to go into a petition to the town. Whoa. That is probably a better way than to be in front of his board.

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00:37:48.900 --> 00:37:54.570

Christie Addona: Over there. Yeah, right. As the Chair mentioned the use very and standard is a very difficult standard

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00:37:56.190 --> 00:38:10.170

Christie Addona: Because it's allowing something that isn't otherwise permitted in the code, the town board has taken has indicated initial steps, but hasn't moved forward with it yet. So if the applicant went to the town board.

302

00:38:11.130 --> 00:38:21.720

Christie Addona: And made a submission requesting that amendment, and then the board pursued it in in furtherance of the petition and then that may be something that that

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00:38:22.200 --> 00:38:27.960

Christie Addona: The applicant could work with the town on her own.
But that's not really

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00:38:28.860 --> 00:38:39.600

Christie Addona: Unfortunately, the way the laws, Britain, that's not a consideration for this board and looking at whether it satisfies the criteria for an or use variance and I understand from as the chair saying

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00:38:40.530 --> 00:38:48.660

Christie Addona: Wasn't what was initially submitted to this board and there wasn't really any sort of analysis of those criteria as part of the application. So

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00:38:50.010 --> 00:38:56.610

Christie Addona: So that's kind of where we sit now, but that is an alternative Avenue. It's not to say that the town board has to

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00:38:57.060 --> 00:39:12.600

Christie Addona: Grant it or pursue it because it's a legislative back the town board does not isn't obligated to undertake any sort of zoning or any sort of legislative amendment, but there has been an indication from the town board that they may go forward with

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00:39:14.220 --> 00:39:20.610

James Blair: A fine line and sell with your indulgence in the application itself in the first

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00:39:23.490 --> 00:39:25.980

James Blair: Paragraph it says BAC is requesting a

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00:39:25.980 --> 00:39:28.980

James Blair: Use variance. That's six lines from the top.

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00:39:29.460 --> 00:39:32.520

James Blair: And then it says BSC is requesting a temporary their hands.

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00:39:32.760 --> 00:39:48.030

James Blair: Which will allow the agency to keep beehives. While the term what considers changes to zoning until a final decision is made by the town board on this issue. So I would ask that the applicant, which isn't

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00:39:50.700 --> 00:40:02.820

Jorge B Hernandez: I believe that it will be a temporary permit. Are we seeking into the world. I'm into the town. We're bringing this into law in as a guideline and believe

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00:40:03.630 --> 00:40:18.300

Jorge B Hernandez: Mr. Lyons can talk more about that. But I think the guidelines that we use to have this up here is where babies and the village of Ossining coded to have has a chapter for these in a PRS and

315

00:40:19.560 --> 00:40:27.540

Jorge B Hernandez: I think it's also something that the Town Board is looking into us a base. So hopefully the guidelines that we use to for the

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00:40:28.200 --> 00:40:30.810

James Blair: wishes were horses. But, can, can you

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00:40:31.200 --> 00:40:41.580

James Blair: Can you define for me someplace in the in the ordinance, which were temporary variances are authorized

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00:40:42.900 --> 00:40:43.650

Sal Carrera: There isn't any.

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00:40:43.950 --> 00:40:44.550

No.

320

00:40:45.690 --> 00:40:46.080

James Blair: Okay.

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00:40:46.140 --> 00:40:51.780

Sal Carrera: So don't give temporary or we don't tip, we do not give temporary variances that

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00:40:51.840 --> 00:40:52.890

James Blair: That's my point. So,

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00:40:54.300 --> 00:40:54.810

Sal Carrera: And

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00:40:55.200 --> 00:41:00.450

Sal Carrera: That's because the village of fostering has authorized it

325

00:41:01.530 --> 00:41:03.660

Sal Carrera: Not in the village. We are in the town.

326

00:41:04.020 --> 00:41:05.430

Sal Carrera: When this around.

327

00:41:05.460 --> 00:41:15.660

Sal Carrera: To it, then I think we can talk professionally about this application. And maybe we will never have to talk about this if the applicant.

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00:41:16.080 --> 00:41:25.260

Sal Carrera: Will be abiding by whatever the town board comes up with if like Mr. Lyons just stated, and I appreciate his honesty.

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00:41:25.860 --> 00:41:32.520

Sal Carrera: Is that, you know, one of the hardest 75 feet. What happens if the board comes up and says it, I got to be 200 feet.

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00:41:33.510 --> 00:41:51.780

Sal Carrera: And that's part of what they're working on now and that's why I come back to saying, you know, if you want to come in front of us for a huge variance. Then come in front of us for a huge variance and will be requesting everything that's a necessity to satisfy for a huge variance

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00:41:53.070 --> 00:42:02.100

Sal Carrera: And like I said before, that is a very, very difficult variance to get approved because of the criteria.

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00:42:04.230 --> 00:42:09.150

James Blair: South, can I suggest that we put the matter over

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00:42:10.230 --> 00:42:14.820

James Blair: For, let's say, two months in order to get

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00:42:18.360 --> 00:42:21.210

Sal Carrera: Guys from the town board. Number one is that

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00:42:22.500 --> 00:42:32.040

Sal Carrera: I think that's a vote that we take, you know, later on after we get some public input, unless the applicant at this time wants to withdraw.

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00:42:32.580 --> 00:42:43.950

Sal Carrera: And come back okay after to get additional information from either the building inspector or from our town attorney on how to move forward and all wait for the town.

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00:42:44.220 --> 00:42:50.520

Sal Carrera: To come up with their rules and regulations of what this local law will allow

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00:42:51.540 --> 00:43:12.090

Sal Carrera: That's something Africans. I can't put words in the applicants amount of what they want to go do but I'm just saying, I find it difficult, if not almost impossible for those board to vote on something that's not allowed in the town of icing and we do not give temporary variances out

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00:43:13.500 --> 00:43:14.700

David Lyons: Say something, Mr. Chairman.

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00:43:15.000 --> 00:43:20.190

David Lyons: Sure. Just to clarify, we use the village in

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00:43:22.320 --> 00:43:32.670

David Lyons: As a starting point and we most certainly are looking forward to whatever the town comes up with and will accordingly do exactly what we have to do.

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00:43:33.510 --> 00:43:42.450

David Lyons: It's really a situation of tell us what you want and we will do our best to complete it. If we can't do it, then we'll have to remove the APR is

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00:43:42.960 --> 00:43:54.000

David Lyons: When I first started this process in talking about it. This was part of our previous application separated and the town board had not yet taken up the idea of

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00:43:55.380 --> 00:44:04.110

David Lyons: That is just a new idea. And so, hoping and I did not know exactly what could it couldn't be done as far as the temporary

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00:44:04.500 --> 00:44:15.330

David Lyons: Variance, but I thought that that was a middle ground that we could work with. I certainly would like to, if our options are to get an opportunity to speak with the attorney.

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00:44:16.740 --> 00:44:25.380

David Lyons: As well and get the options that we have, but it sounds to me like I should pull this application and file for a use variance

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00:44:28.260 --> 00:44:29.100

Sal Carrera: I can

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00:44:30.870 --> 00:44:33.120

Sal Carrera: I can tell you to do.

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00:44:34.200 --> 00:44:44.430

Sal Carrera: But I just want to make it clear to Mr. Lyons with regards to if you come back you basically have a couple of choices.

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00:44:45.180 --> 00:45:09.060

Sal Carrera: You could pull this application and wait for the town board to come with the new local law for Bees. It can take a day, a week, a month. I have no idea, I am sure, oh, I'm hoping that they get sufficient background knowledge from those that are involved with bees in order

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00:45:09.420 --> 00:45:13.260

Sal Carrera: To make a new local or an ordinance that that works for

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00:45:13.320 --> 00:45:23.970

Sal Carrera: Healthy safety and wellbeing of the residents in and around the beehives so that's number one. So you could pull this and come back and wait. Okay.

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00:45:24.930 --> 00:45:49.140

Sal Carrera: Number two is that we do not. And again, I'll say this for the third time, we do not give temporary variances. And number

three, I will read to you again what our town attorney told you the criteria for us variance. Is that you, the applicant must demonstrate an unnecessary hardship.

354

00:45:50.160 --> 00:46:02.340

Sal Carrera: By satisfying all of the follow URL of the following criteria, the property cannot yield a reasonable return if used only for the permitted purposes as currently zone.

355

00:46:02.850 --> 00:46:17.760

Sal Carrera: applicant must provide dollars and cents proof of an inability to realize a reasonable return under existing permissible uses the hardship resulted from unique characteristics on the property.

356

00:46:18.870 --> 00:46:30.420

Sal Carrera: Of oppose us will not alter the character of the neighborhood, and they let hardship was not self-created, you have to satisfy each and every one of them for a huge variance

357

00:46:32.610 --> 00:46:38.610

David Lyons: And please correct me if I'm wrong. The additional option is to go into the town board and filing an application.

358

00:46:41.250 --> 00:46:44.730

Christie Addona: That's the if you want something to be printed that's

359

00:46:46.230 --> 00:46:52.050

Christie Addona: One option is these variants. The other option is petitioning the town board. Yes, those are your two options.

360

00:46:52.110 --> 00:46:58.710

Sal Carrera: But the question I would have that I'm sure Mr. Lyons, because I would want to know also is that, particularly the town board to do what

361

00:47:00.000 --> 00:47:02.160

David Lyons: To create legislation for

362

00:47:02.400 --> 00:47:04.020

Sal Carrera: What they are working on that already.

363

00:47:04.410 --> 00:47:19.470

David Lyons: Well, that was sort of my conundrum was that when we started this they hadn't started to work on it? In the meantime, they have started to work on it. And the idea of going and asking for them to change the law was

364

00:47:20.670 --> 00:47:23.190

David Lyons: Then it seemed to be redundant and I would be wasting

365

00:47:23.250 --> 00:47:27.840

David Lyons: Everyone's time because yes in fact they are already working on this.

366

00:47:28.320 --> 00:47:28.680

Dave: Because

367

00:47:28.950 --> 00:47:34.290

John Hamilton: I just jump in a second, our meetings has the board had on this and how far they progressed on the law.

368

00:47:35.070 --> 00:47:35.940

David Lyons: I have a

369

00:47:37.560 --> 00:47:41.580

David Lyons: I got an email from Miss Lundberg I believe she was

370

00:47:41.820 --> 00:47:42.240

David Lyons: That they were

371

00:47:42.630 --> 00:47:53.610

David Lyons: bringing it up in the last meeting, which was previously just a short time ago but that it would be being brought up in September and then yes, there would have to be a public hearing aspect.

372

00:47:54.660 --> 00:48:05.790

David Lyons: She was not encouraging have something too quickly, but it also did not sound like it was going to take six months. It sounded like it would could be in short order before the end of the year.

373

00:48:06.210 --> 00:48:21.300

John Hamilton: Yeah, see what it is, though, is that there is an open violation on this that we issued I don't exactly remember it was the end of June, beginning of July and quite remember. I apologize that there is a violation on the property and unless if you choose to go to the

374

00:48:21.630 --> 00:48:22.710

John Hamilton: To the town board.

375

00:48:22.980 --> 00:48:26.640

John Hamilton: We have to get something from the board telling us to hold that in abeyance because

376

00:48:27.960 --> 00:48:37.770

John Hamilton: We don't normally just issue a violation and just let it fly in the wind. There has to be a recourse to it. So I think you would have to talk or possibly

377

00:48:38.490 --> 00:48:48.720

John Hamilton: Our attorney would have to discuss this. And something has to come from the town board telling me that they're going to do something. Otherwise, there is a violation on this property.

378

00:48:49.680 --> 00:48:50.040

I'm

379

00:48:51.150 --> 00:48:51.990

Jorge B Hernandez: A listener.

380

00:48:53.640 --> 00:48:53.970

David Lyons: Go ahead.

381

00:48:54.360 --> 00:49:04.170

Jorge B Hernandez: There was a violation or notice to remedy or it doesn't really make me have 30 days to do something which we did. We applied for to be in front of these words now.

382

00:49:05.310 --> 00:49:07.800

John Hamilton: Notice to Blair was saying.

383

00:49:08.160 --> 00:49:08.520

If

384

00:49:09.870 --> 00:49:17.670

Jorge B Hernandez: If. Is there an option to table this for two months and see and we can go to the board and work with the Town Board?

385

00:49:18.810 --> 00:49:20.010

Jorge B Hernandez: And then in two months.

386

00:49:21.180 --> 00:49:21.630

Jorge B Hernandez: Back.

387

00:49:22.200 --> 00:49:24.450

Jorge B Hernandez: With the US various the borders and

388

00:49:29.640 --> 00:49:32.370

John Hamilton: Just to clarify that what you're receiving

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00:49:34.140 --> 00:49:37.860

John Hamilton: Any violation, which gave you 30 days to take action, which was to go

390

00:49:42.780 --> 00:49:53.970

John Hamilton: If the Zoning Board is going to hold us in abeyance for two months, then I have to end Christy again I have to yield to you, then the Zoning Board is taking responsibility for this if any problems should arise.

391

00:49:55.380 --> 00:50:03.630

Christie Addona: Well we I mean I think if the option of going before the town board would see would be to

392

00:50:04.980 --> 00:50:08.130

Christie Addona: A more affirmative sense of what direction they're going in.

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00:50:10.200 --> 00:50:11.070

Christie Addona: That might give

394

00:50:11.430 --> 00:50:13.560

Christie Addona: The applicant in this board some guide.

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00:50:15.390 --> 00:50:17.310

Christie Addona: Because there they haven't had they have

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00:50:18.480 --> 00:50:18.750

phylliskrieger's iPad: There's

397

00:50:18.960 --> 00:50:21.180

Christie Addona: No law that's been drafted so

398

00:50:21.750 --> 00:50:33.360

Christie Addona: It's a situation right now with the violation being open so I wouldn't recommend putting it over for two months. I think that's a long time, given the circumstances and that the violation is open.

399

00:50:34.770 --> 00:50:43.500

Christie Addona: I wanted to put it over to the African time to go to the town board and see what the town board has to say about this.

400

00:50:43.980 --> 00:50:44.550

James Blair: God could

401

00:50:45.330 --> 00:50:48.750

Dave: So I'd like to say a few things. I mean, I think.

402

00:50:49.800 --> 00:50:55.980

Dave: I mean, we know that there are many, many beekeepers across the Town of Ossining that's a given.

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00:50:56.640 --> 00:51:02.700

Dave: We know that there are beekeeping meetings that are held them a ton of awesome and that are encouraging more people to keep these

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00:51:03.090 --> 00:51:12.600

Dave: So the fact that we're sitting here. Yes, we recognize that these are classified as animals apparently in town closed and therefore we're sitting here.

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00:51:13.260 --> 00:51:21.180

Dave: Having a conversation about a violation, but there are plenty of these being kept in the town and the town is actually the time

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00:51:21.750 --> 00:51:34.020

Dave: Of the 40 minutes. Apologies in Westchester, almost all of them with exception of the town of awesome and have passed the ordinance in order to make it part of the town code. So I think it's highly unlikely.

407

00:51:34.590 --> 00:51:36.840

Dave: That the town is not going to pass be

408

00:51:36.930 --> 00:51:42.720

Dave: Ordinance code here in the next couple of months. I think that there's a lot of representative code us from

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00:51:42.750 --> 00:51:44.550

Dave: All the municipalities in the area.

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00:51:44.820 --> 00:51:48.390

Dave: In order for them to very quickly adopt and draft something

411

00:51:48.720 --> 00:51:58.320

Dave: It's also very clear that if you were to remove these bees are essentially destroying the hives, you're not going to be able to transplant these bees millions of these

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00:51:58.590 --> 00:52:07.110

Dave: Without destroying this Apiary that's there in the middle right now of hunkering down for the winters storing all the resources to be able to ride through the winter.

413

00:52:07.710 --> 00:52:17.700

Dave: So I would like to put emotion that we are going to table this that the town is not going to take action against this Apiary until the town has passed new code.

414

00:52:18.360 --> 00:52:28.530

Dave: That that either approves or denies the ability to keep these but that we table this conversation until which time the town has made a decision as my motion.

415

00:52:30.030 --> 00:52:38.640

John Hamilton: As long as we understand as part of that motion to town zoning board is assuming complete, total responsibility for anything that occurs. What a violation. So

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00:52:39.780 --> 00:52:40.410

Dave: That is my

417

00:52:40.890 --> 00:52:41.700

Recommendation

418

00:52:42.720 --> 00:52:43.230

James Blair: So,

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00:52:43.530 --> 00:52:43.860

Yes.

420

00:52:45.480 --> 00:52:46.830

James Blair: I'd like to ask john

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00:52:48.300 --> 00:52:52.080

James Blair: In my experience, and I've been on board for good many years.

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00:52:53.430 --> 00:53:09.120

James Blair: There are numerous instances where applications have been held over of either for lack of lack of information for further consideration I you know all the things that might come to mind.

423

00:53:11.550 --> 00:53:13.230

James Blair: That would justify a

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00:53:14.850 --> 00:53:16.200

James Blair: Home over a different

425

00:53:17.280 --> 00:53:29.370

James Blair: Are you telling us that in a lot of those cases that the board is therefore responsible for any problems that may arise over the

426

00:53:32.430 --> 00:53:33.300

James Blair: The hold over

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00:53:34.440 --> 00:53:43.290

James Blair: Time and so your, because I've never heard that phrase before and it seems to me that it's

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00:53:44.790 --> 00:53:59.160

James Blair: Shall we say unusual to cast the burden on this decision to hold over onto the board. It's not like where we're dealing with, you know, wild.

429

00:54:00.300 --> 00:54:03.240

James Blair: Alliance. Well, walking around in a neighborhood.

430

00:54:05.040 --> 00:54:11.250

John Hamilton: All right, I think I can answer that. This is extremely unusual that the board is decided to do nothing.

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00:54:11.790 --> 00:54:18.420

John Hamilton: Each time that you mentioned the board said I need a little more information and everything was moving forward in a positive fashion.

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00:54:18.630 --> 00:54:24.180

John Hamilton: The board just said we're not going to do anything, we're just going to leave it alone and let the town board figured out at some point in time.

433

00:54:24.600 --> 00:54:30.270

John Hamilton: You're saying maybe they'll do it next week. From what I understand, and again Christie. There was one meeting.

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00:54:30.930 --> 00:54:40.260

John Hamilton: Nothing's been to discuss. Nothing's been drafted and this board is saying, well, we'll just leave it. That's why. To me, this is an unusual occurrence on, I want to make sure that

435

00:54:40.680 --> 00:54:56.520

John Hamilton: Stands that if this is an open violation where people go, we're just going to leave it alone, that if something happens, is there a chance it could happen maybe one in a million. I don't know. But if some building inspector is going to say the zoning board said to leave it alone.

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00:54:59.640 --> 00:54:59.970

Dave: How many

437

00:55:01.320 --> 00:55:06.870

Dave: How many times have people reported that these have been a nuisance in the town of Ossining?

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00:55:07.440 --> 00:55:13.020

John Hamilton: It's not a question of how many times people report something. It's when people report something for the first time.

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00:55:13.410 --> 00:55:21.810

John Hamilton: We have to act on all complaints day. Now you've made a point that there are BS in the town. You've not mentioned where they are, you've just made that point.

440

00:55:22.590 --> 00:55:30.660

John Hamilton: You know if you know this activity that's your business. If you come forward to me, I will act on it. But when we get a complaint we act on it when there's a violation.

441

00:55:30.930 --> 00:55:31.770

John Hamilton: We act on it.

442

00:55:31.890 --> 00:55:35.670

John Hamilton: Don't look the other way. We don't treat one person differently than the other.

443

00:55:35.970 --> 00:55:37.560

Dave: Everybody wasn't suggesting that you do.

444

00:55:37.650 --> 00:55:46.980

John Hamilton: Like, I'm not saying you are. I'm explaining our position. My position is if there's a violation I act on it was my duty is responsibility, protecting the town.

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00:55:49.980 --> 00:55:50.100

Sal Carrera: Like

446

00:55:50.400 --> 00:55:58.770

Dave: I was trying to get to. JOHN Is that you're saying that the CDA would take responsibility and all I was trying to do is measure that liability if there's never been a nuisance.

447

00:55:59.040 --> 00:56:05.070

Dave: If there's never been a case of bees being a nuisance and the town, then I would say that that risk is pretty low.

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00:56:05.520 --> 00:56:07.140

Sal Carrera: And as Chairman.

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00:56:07.710 --> 00:56:12.930

Sal Carrera: And I've done this for 35 years this board, including myself,

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00:56:13.380 --> 00:56:27.600

Sal Carrera: It's not taking any responsibility for self-created hardship on a piece of property I feel very badly about the millions of bees that are there that may or may not have to be removed, but

451

00:56:28.380 --> 00:56:35.970

Sal Carrera: Anything could happen. A child could walk back there unattended. Okay, and get a million bites and die.

452

00:56:36.510 --> 00:56:45.600

Sal Carrera: And what is john go to do, they're going to come to the Zoning Board of appeals, I said you did nothing. And I'm saying we are not taking responsibility.

453

00:56:45.900 --> 00:57:00.960

Sal Carrera: We are not taking on the job of the building inspector with regards to violations and what they do or do not do to the applicant. So as of right now, I am saying we are not

454

00:57:01.740 --> 00:57:19.170

Sal Carrera: Taking any responsibility and David, I understand your position, I fully understand your position since you're used to raise them and like john said if there is a violation and he knows about it. It is acted upon. Two wrongs do not make a right.

455

00:57:20.160 --> 00:57:22.140

Sal Carrera: So at this stage of the game.

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00:57:22.620 --> 00:57:29.700

Sal Carrera: Okay, there is no ordinance in front of us and the applicant as a couple of choices.

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00:57:31.050 --> 00:57:41.580

Sal Carrera: Is either take this application and go back to the drawing boards or come back in two weeks for a huge variance or wait and see what happens with regards to the

458

00:57:41.880 --> 00:57:55.560

Sal Carrera: Zone of the town board and the public hearings and john he has to go do whatever he has to go do and if there is something that can be created with regards to a fine.

459

00:57:57.600 --> 00:58:18.690

Sal Carrera: Ban that's up to john and the town board okay to work on. But this is self-created this has nothing to do with anything. It's what we, the board have to work with and the Zoning Board, and whether it's an animal of be an hour. It's not listed

460

00:58:19.710 --> 00:58:24.180

Sal Carrera: And until the Town of Ossining changes that code.

461

00:58:26.640 --> 00:58:40.860

Sal Carrera: This application, basically, is, you know, Nolan Boyd because there's nothing to vote on they're not allowed to have bees there let them go to the town board and tell the town board telling us what to do. There's nothing we could vote on

462

00:58:42.540 --> 00:58:43.080

James Blair: So,

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00:58:44.130 --> 00:58:50.970

James Blair: I would suggest that is the applicant were before us with the parents.

464

00:58:53.340 --> 00:59:00.060

James Blair: And that there is not enough information that the board currently possesses to

465

00:59:00.930 --> 00:59:02.730

James Blair: Rule them and use variants

466

00:59:02.760 --> 00:59:10.590

James Blair: Because there are there are great, as you point out correctly. There are a large number of

467

00:59:11.700 --> 00:59:22.080

James Blair: Criteria that need to go into a granting a use variants. If that were the case, I certainly agree that the board should not, under any circumstances.

468

00:59:23.130 --> 00:59:28.980

James Blair: Place itself and in the crosshairs of responsibility on this for

469

00:59:30.360 --> 00:59:40.200

James Blair: For whatever damages might or might not occur, but I do believe that if we had more information in the context of a use variance

470

00:59:41.640 --> 00:59:52.650

James Blair: At some point down the road we might be in a position to say yay or nay, and I would assume that the building inspector would

471

00:59:53.820 --> 00:59:59.850

James Blair: You that to deferral as just part of the ordinary course of business, is that correct

472

01:00:00.900 --> 01:00:17.760

John Hamilton: Just for the record with that when I received the application, none of that was on there and I returned it to them and told them that you need to be more specific and we received this back. So we did make them aware of that and the four criteria are included in the application.

473

01:00:19.080 --> 01:00:20.940

Sal Carrera: Part of the problem, as I see it.

474

01:00:20.970 --> 01:00:22.050

James Blair: Even going for a huge

475

01:00:22.110 --> 01:00:23.310

James Blair: Area and maybe that up to the

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01:00:25.290 --> 01:00:26.340

Sal Carrera: Is that

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01:00:27.540 --> 01:00:34.650

Sal Carrera: I have no guidelines to follow with regards to a criteria of

478

01:00:36.840 --> 01:00:44.130

Sal Carrera: How far away. How many, how many acres of property do you have to have?

479

01:00:45.570 --> 01:00:56.970

Sal Carrera: I mean, we have nothing to work with. So easy came in for a huge variance and I'd be shocked if they succeeded and satisfying each and every one of them. But then again, you never know.

480

01:00:57.660 --> 01:01:14.070

Sal Carrera: Is that I would still say so give me something to work with, you know, one big 75 feet and other one is 125 feet away. Maybe it has to be 200 feet. I do not know. And until somebody tells me what the

481

01:01:14.790 --> 01:01:16.890

Sal Carrera: The town board is working on

482

01:01:18.360 --> 01:01:35.790

Sal Carrera: And they need input from educated people when it comes to bees and I'm the first one to say I know nothing about bees, other than them being in every one of my bushes and plants in my backyard is that the bottom line is, is that they have to come up with something that's

483

01:01:36.930 --> 01:01:54.030

Sal Carrera: That works for the town if they mirror image. The village, great, but I don't know what the village is because I haven't looked it up and I don't live in the village. I live in the town. So at this stage of the game misaligned job. I think that he's

484

01:01:55.200 --> 01:01:56.130

Sal Carrera: An active

485

01:01:56.490 --> 01:02:06.120

Sal Carrera: Is that I think it should withdraw and come back with, you know, a different way different approach to this and deal with John and town board on this.

486

01:02:07.980 --> 01:02:28.050

Jorge B Hernandez: JOHN I had a question if we go to the town war now so was suggested make a petition to the town war or actively petition to the term we're trying to approach this. So it is in a faster. Try well that counter words you know there's trying to reminisce or

487

01:02:28.470 --> 01:02:32.880

John Hamilton: You know what I, what I would like to see happen JV is we get together.

488

01:02:33.600 --> 01:02:46.890

John Hamilton: And figure this out, what I'm thinking is you go to as Christy said. You put a petition before the town board if the town board tells me we think this is viable and we're going to look into it and hold off until we make our decision.

489

01:02:47.130 --> 01:02:48.270

Tom: I'm more than happy to do

490

01:02:48.270 --> 01:02:50.760

John Hamilton: That nobody's trying to punish him nobody's trying to take

491

01:02:50.760 --> 01:02:51.660

Jorge B Hernandez: Right now.

492

01:02:51.870 --> 01:03:04.380

John Hamilton: We have to make sure that they follow code. We can't go on opinion. We can't go on feelings. A lot is a law is a law, and that's what it is. If I start enforcing audiences based on my opinion.

493

01:03:04.740 --> 01:03:10.050

John Hamilton: Then we're going to have problems. So I think you're good. I, whatever. If you decide to do something different.

494

01:03:10.320 --> 01:03:11.520

John Hamilton: We should get together.

495

01:03:12.000 --> 01:03:16.110

John Hamilton: Maybe talk with Christie and see what step we could take

496

01:03:16.530 --> 01:03:17.460

John Hamilton: To move forward.

497

01:03:18.210 --> 01:03:41.820

Jorge B Hernandez: Unless Bethany, you know, Milan says otherwise. I think then we probably will up for that to withdraw the application and have a meeting with Christine yourself john in put a petition to go from on the board and try to make sure that the war X promptly and this new law into place, but

498

01:03:41.940 --> 01:03:49.020

Tom: I'd like to just make a point information, I believe we have a motion on the floor, and that is to john

499

01:03:50.100 --> 01:03:56.370

Tom: For the record, how many other bee hives have been but given

500

01:03:57.660 --> 01:04:02.550

Tom: Your notice of not being compliant would be good to have in our record.

501

01:04:02.940 --> 01:04:06.240

Sal Carrera: We asked that question a couple of weeks ago I asked john

502

01:04:06.300 --> 01:04:11.490

Sal Carrera: On the record. How many other people have requested to put bees and there was

503

01:04:11.490 --> 01:04:12.660

Sal Carrera: None other than

504

01:04:13.470 --> 01:04:14.430

Sal Carrera: Bethany arts

505

01:04:14.730 --> 01:04:23.370

Sal Carrera: Rather than on as Dave said there are numerous, numerous people including himself that used to raise bees is that we're not aware of it.

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01:04:24.060 --> 01:04:30.510

Sal Carrera: And john is not aware of it. And if he was they would give a citation. But, you know, at this stage of the game.

507

01:04:30.990 --> 01:04:44.490

Sal Carrera: We can't go police every piece of property, you know, within the Town of Ossining and whether or not you know basically going to be allowed on, you know, a minimum of two acres or five acres or 10 acres. Yeah, there's no

508

01:04:45.870 --> 01:04:48.930

Tom: Doubt. All I'm asking for is a point of information.

509

01:04:50.010 --> 01:04:51.090

Tom: From the

510

01:04:52.200 --> 01:05:05.640

John Hamilton: Time I the first time I found out that there were a lot of beehives and when Dave mentioned it here because we've never had talk about beehives ever Dave's the one who told us that there's a lot of beehives in the town, otherwise we wouldn't even know it. Okay.

511

01:05:05.670 --> 01:05:11.580

Tom: So you so I hear from you. Do you have only one citation for a problem. The

512

01:05:12.360 --> 01:05:13.950

Tom: Violin. I think that's what I'm hearing

513

01:05:14.280 --> 01:05:16.140

John Hamilton: The violation there to

514

01:05:17.070 --> 01:05:18.240

Tom: You okay, I understand.

515

01:05:19.380 --> 01:05:30.390

Margaret: Okay, um, may I race something. My name is Margaret and I'm the beekeeper at Bethany. And I just want to point out and speak a little bit for the beast.

516

01:05:31.650 --> 01:05:37.440

Margaret: If you have bees in your backyard. Currently, you will have a beehive.

517

01:05:38.460 --> 01:05:47.640

Margaret: In a props of roughly about a mile around your house. So if you have bees in your bushes, you have a beehive nearby.

518

01:05:48.270 --> 01:06:10.950

Margaret: We eat food every third by to that we consume all of us is because of the honeybee honeybees are not animals. They're insects and I and I'm only here to speak for the bees. The it takes 500 stings a B does not sting unless she

519

01:06:10.980 --> 01:06:12.540

Christie Addona: Really has to and

520

01:06:12.540 --> 01:06:23.520

Margaret: Because she dies, it takes 500 stings to kill a child. It takes 1200 stings to kill a human, this has

521

01:06:23.670 --> 01:06:24.480

Margaret: Never happened.

522

01:06:26.250 --> 01:06:27.150

Margaret: Never happened.

523

01:06:27.420 --> 01:06:28.620

And it will never happen.

524

01:06:30.000 --> 01:06:45.060

Margaret: So I just wanted to point that out that we need to know kind of that that honey bees also will go dormant in about two months, they will not fly in the winter.

525

01:06:46.320 --> 01:06:50.130

Margaret: I don't see and I have not heard of anyone ever

526

01:06:51.900 --> 01:06:52.350

You know,

527

01:06:53.520 --> 01:07:02.490

Margaret: getting in trouble with honeybees. These are not killer bees. These are not wasps. These are honeybees. And we need them badly.

528

01:07:04.020 --> 01:07:10.830

Sal Carrera: Thank you for that little bit of education is always appreciated. Knowledge is power, as I always say thank you.

529

01:07:11.640 --> 01:07:12.120

Margaret: Thank you.

530

01:07:13.110 --> 01:07:13.800

Sal Carrera: very welcome.

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01:07:15.180 --> 01:07:16.950

Sal Carrera: So David, what do you want to do?

532

01:07:18.210 --> 01:07:34.770

David Lyons: Um, I would like to, as Mr. Hernandez said meet with Mr. Hamilton and the town lawyer and present a petition to the town board. Hopefully we can expedite matters, and they will be helpful in directing MR. HAMILTON.

533

01:07:36.900 --> 01:07:39.750

Sal Carrera: Okay, Chrissy. Do we have to do anything on our end that they're

534

01:07:41.100 --> 01:07:44.640

Sal Carrera: withdrawing their application now to the near future.

535

01:07:45.330 --> 01:07:56.430

Christie Addona: Well, technically, this is a public hearing. If you're not going to be voting on their application, you don't have to open it up to the public. But if there's public here wanted to speak on this. I don't know if you want to

536

01:07:57.630 --> 01:07:59.850

Christie Addona: As far as them withdrawing their application.

537

01:08:00.870 --> 01:08:05.580

Christie Addona: I think you could just do it by motion. Say we accept the withdrawal of the application.

538

01:08:06.000 --> 01:08:10.380

Sal Carrera: I like to make a motion that we accept the withdrawal of the application.

539

01:08:10.860 --> 01:08:11.310

Second,

540

01:08:13.800 --> 01:08:14.790

Sal Carrera: All in favor.

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01:08:17.580 --> 01:08:33.000

Sal Carrera: Aye show unanimous that the applicant hopefully will either come back or not have to come back because it meets all the criteria for new beehives in the Town of Ossining again thank you everybody for tuning in.

542

01:08:34.590 --> 01:08:37.860

John Hamilton: Hold it. JB, are you going to be around tomorrow.

543

01:08:40.710 --> 01:08:42.180

Jorge B Hernandez: Yes. Oh, in the morning. Yes.

544

01:08:42.270 --> 01:08:44.820

John Hamilton: All right. You think you could stop in my office around 930

545

01:08:46.530 --> 01:08:47.130

Oh, yes.

546

01:08:48.360 --> 01:08:50.370

John Hamilton: Talk to me about 930 tomorrow. Let's see, we can do

547

01:08:50.970 --> 01:08:52.470

John Hamilton: Okay. All right, thanks.

548

01:08:53.610 --> 01:08:54.360

James Blair: THANK YOU, JOHN

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01:08:54.960 --> 01:08:55.350

Sal Carrera: So,

550

01:08:56.190 --> 01:09:01.020

Christie Addona: So we actually have the resolution also from last time.

551

01:09:01.080 --> 01:09:01.320

Yes.

552

01:09:02.700 --> 01:09:04.470

Christie Addona: For the board to consider. So

553

01:09:04.560 --> 01:09:06.750

John Hamilton: What you need me for that Christy

554

01:09:09.120 --> 01:09:10.740

Christie Addona: Perforated your comments john

555

01:09:15.000 --> 01:09:26.040

Christie Addona: So just by way of background, the board was considering an application applicant for a special permit and was before the board to prior occasions.

556

01:09:27.030 --> 01:09:41.790

Christie Addona: At the last meeting the board discussed, close the public hearing deliberated discussed the various proposed uses that were part of the special permit took oral votes and directed me to prepare a solution based upon those

557

01:09:41.850 --> 01:09:42.480

Votes

558

01:09:43.710 --> 01:09:50.580

Christie Addona: And that has been prepared and circulated board for its review in advance of the meeting so

559

01:09:51.750 --> 01:10:02.460

Christie Addona: It's just for the board to consider formal adoption of this resolution and for the board to provide their input and any changes that they may want to make to the resume.

560

01:10:03.540 --> 01:10:06.210

Christie Addona: So I what I can do is I could share my screen.

561

01:10:07.890 --> 01:10:14.460

Christie Addona: So that everyone can see it and then that the board can give me their comments as they deem appropriate in the board can discuss those changes.

562

01:10:22.650 --> 01:10:28.770

Sal Carrera: Now let's take a look at your screen in the future. I'd like to have this before meeting so that we're able to

563

01:10:29.910 --> 01:10:31.920

Sal Carrera: Read it and make additional comments.

564

01:10:32.700 --> 01:10:34.560

Christie Addona: It was provided to the board last week.

565

01:10:34.740 --> 01:10:38.640

Sal Carrera: Yeah, I know what they would change was made, and we just got them.

566

01:10:39.210 --> 01:10:46.560

Christie Addona: Yes, there were there were two changes and I can, I can bring those to the board's attention. One was with respect to the site plan.

567

01:10:47.040 --> 01:10:47.310

And

568

01:10:48.330 --> 01:10:50.670

Sal Carrera: If we receive anything with regards to that.

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01:10:51.450 --> 01:10:54.990

Christie Addona: That that was actually a question that that for the applicant.

570

01:10:55.980 --> 01:11:11.430

Christie Addona: Of the board requested at the last meeting that the site can be revised to show the actual dimensions of as opposed to just the tree line of those areas where the outdoor he says we're going to be, I believe, Sandy had reached out about revising

571

01:11:13.740 --> 01:11:18.030

Sal Carrera: Mr. Lyon. Can you follow up with your architect, is he still on?

572

01:11:18.090 --> 01:11:25.830

Jorge B Hernandez: I'm, I'm here in and we do have that on the drawing, but I will double check.

573

01:11:27.750 --> 01:11:30.180

Jorge B Hernandez: The mentioned provider or the

574

01:11:32.340 --> 01:11:39.090

Jorge B Hernandez: site plan, but it does not the one the record. We can provide. Again, that's not an issue.

575

01:11:40.590 --> 01:11:41.310

Jorge B Hernandez: I mean, I cannot

576

01:11:43.980 --> 01:11:45.420

Sal Carrera: Alright, can you do that tomorrow.

577

01:11:45.720 --> 01:11:50.370

Jorge B Hernandez: Yes. When I go me with john I can bring that you know those dimensions.

578

01:11:50.640 --> 01:12:00.360

Sal Carrera: Okay, Chris, what was the other items that Jim and john questions with regards to the original resolution.

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01:12:01.290 --> 01:12:03.900

Christie Addona: That there was one thing that john brought up is

580

01:12:04.980 --> 01:12:11.820

Christie Addona: With respect to the approved site plan if the athlete. If it's determined that the applicant does have to go to the planning board and the planning.

581

01:12:12.420 --> 01:12:22.020

Christie Addona: Any changes that wouldn't invalidate the Towns approval. So I just included some things that that it's based upon the site plan, except to the extent that

582

01:12:22.350 --> 01:12:41.460

Christie Addona: It is amended by the planning board as part of any subsequent approval required as a result of this resolution, and then the Sandy pointed out that the structures are pre-existing non-conforming as to height so I revised the resolution.

583

01:12:43.860 --> 01:12:48.210

Sal Carrera: And where's the language on that because I had similar questions with regards to that.

584

01:12:49.890 --> 01:12:51.600

Sal Carrera: Is that I really think it's

585

01:12:53.100 --> 01:12:59.730

Sal Carrera: the purview of the of the planning board with regards to any environmental or seeker or

586

01:13:01.140 --> 01:13:03.540

Sal Carrera: Traffic studies because it does

587

01:13:04.710 --> 01:13:10.290

Sal Carrera: The approval. We're giving is changing the whole original character of the

588

01:13:11.430 --> 01:13:13.290

Sal Carrera: special permit that we gave

589

01:13:14.370 --> 01:13:16.680

Sal Carrera: A number of years ago, so

590

01:13:17.820 --> 01:13:22.890

Sal Carrera: I'm almost sure that the Planning Board has to get a copy of this to see what they have to say.

591

01:13:26.520 --> 01:13:32.790

Christie Addona: Hey, well I mean this this will be reviewed by the building department and it'll be determine

592

01:13:33.900 --> 01:13:36.030

Christie Addona: Whether to go back to the planning board.

593

01:13:37.320 --> 01:13:39.030

Sal Carrera: And that's going to be a john decision.

594

01:13:40.170 --> 01:13:43.440

Christie Addona: Will discuss it with john and Valerie Monastra the planner.

595

01:13:45.120 --> 01:13:45.540

Sal Carrera: Okay.

596

01:13:47.190 --> 01:13:52.440

Sal Carrera: The other question I had with regards to the various dates from June 15 of September 15

597

01:13:53.040 --> 01:14:04.230

Sal Carrera: Camps usually are over by the end of August, no matter what you do, especially since this is for summertime and not after school activities. But for summer camp.

598

01:14:08.700 --> 01:14:13.290

Christie Addona: Okay, I just wasn't. I was trying to indicate that it was a summer use

599

01:14:14.220 --> 01:14:15.420

Sal Carrera: Yes. What school starts

600

01:14:17.310 --> 01:14:18.540

Sal Carrera: If they have a start, but

601

01:14:18.540 --> 01:14:19.740

Sal Carrera: It's not September 15

602

01:14:22.980 --> 01:14:25.110
Christie Addona: Okay, so what would the board like to see instead

603
01:14:27.390 --> 01:14:29.100
Sal Carrera: I think it should be august 31

604
01:14:30.480 --> 01:14:31.410
David O'Neil: I would agree with that.

605
01:14:34.350 --> 01:14:37.470
Dave: I think Ossining traditionally starts on

606
01:14:38.730 --> 01:14:40.830
Dave: The first day after Labor Day so

607
01:14:40.890 --> 01:14:41.220
Yes.

608
01:14:44.520 --> 01:14:46.770
Christie Addona: So do you want to use labor as the date.

609
01:14:48.930 --> 01:14:50.340
Christie Addona: It's fluid with each year.

610
01:14:51.330 --> 01:14:52.290
lpark: August 31

611
01:14:54.870 --> 01:14:57.360
Sal Carrera: August 31 ALL IN FAVOR OF AUGUST 31

612
01:14:58.890 --> 01:15:00.450
David O'Neil: Okay with august 31

613
01:15:01.740 --> 01:15:04.500
Sal Carrera: IT'S ALL IN FAVOR OF AUGUST 31 I

614
01:15:05.790 --> 01:15:06.060
David O'Neil: I

615

01:15:08.340 --> 01:15:08.760
Sal Carrera: I

616
01:15:09.780 --> 01:15:10.740
Sal Carrera: They paid

617
01:15:11.850 --> 01:15:13.320
Christie Addona: Okay, sorry.

618
01:15:14.820 --> 01:15:17.550
Christie Addona: It's see when I'm sharing my screen that everyone's

619
01:15:17.610 --> 01:15:18.240
That's okay.

620
01:15:19.530 --> 01:15:23.670
Christie Addona: So, so, Sally is David O'Neill. Yes, Jim.

621
01:15:24.420 --> 01:15:28.110
Christie Addona: Yes, Dave, what linger. Yes. And David Krieger

622
01:15:36.780 --> 01:15:38.760
phylliskrieger's iPad: Yes, I was my mic was muted. Yes.

623
01:15:38.790 --> 01:15:41.610
Sal Carrera: That's okay, no problem. August 31 okay with you.

624
01:15:41.640 --> 01:15:42.210
Yes.

625
01:15:43.350 --> 01:15:44.280
Sal Carrera: Okay unanimous.

626
01:15:46.530 --> 01:15:47.220
Christie Addona: Okay, thank you.

627
01:15:48.510 --> 01:15:51.180
Sal Carrera: Any other questions or comments, Jim, you had any

628

01:15:54.840 --> 01:15:56.430
Christie Addona: Well Jim, you had some comments.

629
01:15:58.560 --> 01:16:01.290
Christie Addona: So do you do I go through what your comments were

630
01:16:03.180 --> 01:16:07.860
James Blair: I, they were for you. Christy and if you don't think they're worth

631
01:16:10.170 --> 01:16:16.590
James Blair: Mentioning. Now we'll just assume that you know, go with your, your take on this.

632
01:16:21.180 --> 01:16:22.200
18458966061: I think some of them.

633
01:16:22.500 --> 01:16:26.040
Christie Addona: Made sense there were some that I wanted to leave in just because

634
01:16:28.530 --> 01:16:31.950
Christie Addona: What I was trying to do is make sure that we were still linking this to the

635
01:16:34.200 --> 01:16:38.250
Christie Addona: Not for profit philanthropic organization use

636
01:16:38.310 --> 01:16:53.310
Sal Carrera: Yes, that is definitely you know this is what this is all about. This is not changing any you know area use anything like that. This has to be with this philanthropic per the original application and a special permit for these users.

637
01:16:54.150 --> 01:17:11.160
Christie Addona: So one of the things that Jim had brought up was in section two b, which I'm highlighting right now the Camp shall operate only between the hours of 8:30am and 4pm Monday through Friday, which hours include preparation for the camp in the morning and breakdown in the afternoon.

638
01:17:12.480 --> 01:17:14.610

Christie Addona: And Jim and suggested removing the

639

01:17:15.780 --> 01:17:16.800

Christie Addona: Breakdown.

640

01:17:18.090 --> 01:17:23.400

Christie Addona: Information to give the applicant, a little bit more time throughout the course of the day after the children are picked up.

641

01:17:25.320 --> 01:17:25.650

James Blair: I would

642

01:17:26.670 --> 01:17:38.370

James Blair: And I stand by that but it's just really a suggestion that you know I'm not sure that that the board came down and Foursquare, one way or the other on it, but

643

01:17:40.290 --> 01:17:55.440

Sal Carrera: I understand what you're saying. Um, but, but, again, I think we're going to head over heels on this. This is still a residential area. This is still summertime. This is still camp. I think 830 to 4pm is the right timing.

644

01:17:59.400 --> 01:18:00.810

James Blair: Including preparation.

645

01:18:00.900 --> 01:18:03.090

Sal Carrera: Yep, exactly the way it is.

646

01:18:10.290 --> 01:18:26.670

Dave: Not sure that's the spirit of what we discussed when we last met because I think the timing on the date of their hours was really trying to tie it to when parents would likely drop off and when parents would likely pick up and

647

01:18:27.300 --> 01:18:34.410

Sal Carrera: That that would, that was with regards to, um, after school activities not summer camp.

648

01:18:35.400 --> 01:18:36.420

Sal Carrera: Much more

649

01:18:37.110 --> 01:18:47.940

Dave: Than that was summer camps out because, you know, parents, usually work during the day. And so they're dropping their kids off at camp in the morning before they go to work and picking them up after work in the afternoon.

650

01:18:48.570 --> 01:18:54.930

Dave: And so at least I think the conversation. I remember David O'Neill is part of this conversation as well that you know we talked about

651

01:18:55.350 --> 01:19:05.010

Dave: You know, you know, the hours. Being such that, you know, parents could drop the kids off and then get to work and then they've got to be able to get there. After, after work. And so I

652

01:19:06.210 --> 01:19:08.700

Dave: I thought that what we had talked about was that

653

01:19:09.780 --> 01:19:21.510

Dave: You know that he 30 time was the time of campus starting and before o'clock time has been campus ND. But that's not inclusive of time necessary to setup and takedown

654

01:19:22.410 --> 01:19:26.010

David O'Neil: But I think the setup and takedown and should potentially be

655

01:19:27.270 --> 01:19:36.600

David O'Neil: Hours on that because you don't want somebody like hammering to put a stage together or something at 7:30am to get ready for kids, showing up at 830 or whatever.

656

01:19:39.090 --> 01:19:40.140

lpark: Get ready to go.

657

01:19:43.170 --> 01:19:44.190

lpark: What's the difference?

658

01:19:46.020 --> 01:19:47.550

lpark: Everybody's up in the morning.

659

01:19:47.700 --> 01:19:49.920

David O'Neil: Is this section open to the public.

660

01:19:50.280 --> 01:19:51.030

Christie Addona: Now it's not

661

01:19:51.450 --> 01:19:52.260

David O'Neil: Okay, thank you.

662

01:19:55.740 --> 01:19:57.360

Sal Carrera: Yeah. What did the Board want to do?

663

01:20:00.120 --> 01:20:06.780

James Blair: I could I could I ask a cell if David Wood David lions.

664

01:20:08.310 --> 01:20:13.530

James Blair: Could give us a suggestion about how much time he needs to set up and break down.

665

01:20:15.300 --> 01:20:17.670

James Blair: The camp days.

666

01:20:18.480 --> 01:20:23.490

David Lyons: It would be great if we could start at eight o'clock in the morning and I can

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01:20:25.410 --> 01:20:25.980

David Lyons: Show you how

668

01:20:28.470 --> 01:20:28.710

18458966061: There would

669

01:20:28.830 --> 01:20:37.380

David Lyons: Be no hammering of stages, but I'm fine with 830 if we could make it a little later for 30 just to give those parents the extra few minutes

670

01:20:37.920 --> 01:20:51.180

Sal Carrera: I'll agree it is David since you're bending over backwards 830 to 430 but that's it. This is still a residential area and this is still camp during the summertime. So I'm okay with 830 to 430

671

01:20:51.630 --> 01:20:53.070

David Lyons: That would be great. Thank you so much.

672

01:20:54.240 --> 01:20:55.440

Sal Carrera: My board members.

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01:20:57.390 --> 01:20:58.200

James Blair: I agree with that.

674

01:20:58.800 --> 01:20:59.430

David O'Neil: That's fine.

675

01:20:59.910 --> 01:21:01.650

phylliskrieger's iPad: That's fine agree, yes.

676

01:21:01.950 --> 01:21:02.550

Okay.

677

01:21:03.630 --> 01:21:03.840

James Blair: I'm at

678

01:21:03.930 --> 01:21:05.280

Sal Carrera: 830 to 430

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01:21:08.670 --> 01:21:25.050

James Blair: Another item I raised, Sal, was I, I don't know why it is that we have to have in our resolution that that this that this operation be providing scholarships, as some sort of a standard by which

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01:21:26.190 --> 01:21:26.730

James Blair: The

681

01:21:28.080 --> 01:21:30.150

James Blair: Various will standard for

682

01:21:31.260 --> 01:21:33.090

James Blair: You know, they, the

683

01:21:33.240 --> 01:21:42.420

Sal Carrera: I was part of the philanthropic part from David that they gave Joe numerous conversations with regards to how many they've done.

684

01:21:42.690 --> 01:21:44.430

Sal Carrera: And that fits into the full throttle.

685

01:21:44.460 --> 01:21:54.750

Sal Carrera: Which I think is very, very, very important. Other than just a business model here because when you do philanthropic and David is paying for it through.

686

01:21:55.140 --> 01:22:13.620

Sal Carrera: His donations or fees or wherever he gets his income from I think it's important that that is kept in I don't think that we have a right to say how many, but we know from what he did, you know, the first couple of years, which was probably like a dozen so

687

01:22:14.730 --> 01:22:18.780

Sal Carrera: I think that should be kept in with the philanthropic part of his

688

01:22:20.640 --> 01:22:21.570

Sal Carrera: Organization.

689

01:22:23.550 --> 01:22:28.830

James Blair: Again, so could we ask for input from the applicant since he's there.

690

01:22:29.280 --> 01:22:29.760

Sure.

691

01:22:31.410 --> 01:22:32.460

David Lyons: As salad.

692

01:22:32.730 --> 01:22:37.020

David Lyons: The, Mr. Chairman and explain this is part of our mission is to, you know, create

693

01:22:37.290 --> 01:22:39.390

18458966061: Situations and faces for

694

01:22:39.720 --> 01:22:42.060

David Lyons: Especially for kids under serving

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01:22:43.680 --> 01:22:52.890

David Lyons: I would prefer not to put a number on it, but I can assure you that there will be, you know, it's for

696

01:22:54.030 --> 01:22:57.600

David Lyons: I mean I'd really, you know, we do have bills to pay. So I'm thinking

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01:22:57.810 --> 01:23:03.390

David Lyons: Can we do like a 15% of applicants type, you know, participants.

698

01:23:03.480 --> 01:23:06.180

Christie Addona: There. Yeah, there's no number on it. This language was

699

01:23:07.200 --> 01:23:23.310

David Lyons: Looking for a number I can give you a percentage. If we could work with that, but I can assure you that anytime you come to look at our records should you choose. We will gladly show you that several kids if not many kids have been scholarship. It's

700

01:23:23.820 --> 01:23:25.500

Sal Carrera: Have you had in the best two years.

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01:23:25.710 --> 01:23:32.790

Abby Lewis: Okay, I make. I apologize. Mr. Chairman, but David, do you mind if I, if this is me. Do you mind if I say something a suggestion.

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01:23:33.120 --> 01:23:36.390

David Lyons: Yes, this is our Managing Director

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01:23:37.650 --> 01:23:47.610

Abby Lewis: Thank you. So Christie, I would suggest that instead of it, you know, maybe we should say that the applicant will make scholarships available.

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01:23:48.360 --> 01:23:56.880

Abby Lewis: And that's really in the spirit of what we're talking about. And I think it gets us out of the circle of the Zoning Board.

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01:23:57.810 --> 01:24:15.150

Abby Lewis: Making prescribing precisely the operations and business model of the film profit organization that should be in my view that ought to be left to the organization. I think that puts the Zoning Board in good stead.

706

01:24:16.650 --> 01:24:26.670

Abby Lewis: And at the same time ensures that we're all keeping in the spirit of what we're doing here, which is a nonprofit philanthropic organization.

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01:24:27.750 --> 01:24:35.370

Sal Carrera: And an answer to that. Okay, since this has always been since day one philanthropic and not just

708

01:24:35.580 --> 01:24:36.690

Sal Carrera: A business model.

709

01:24:37.140 --> 01:24:43.470

Sal Carrera: Is that David has put on record over the past couple of years, how many

710

01:24:45.270 --> 01:24:57.660

Sal Carrera: Children from the fresh areas receive scholarships and even a brother or cousin of one of them that you know you didn't intend to give what you gave any way. But again, correct me if I'm wrong guy with 12 or 15 David

711

01:24:58.560 --> 01:24:59.670

David Lyons: The we had

712

01:25:00.930 --> 01:25:21.780

David Lyons: 10 the first year and 11 the second year in our summer camp with our one of our after school programs. We had 36 out of 40 scholarships, I would have to look into some other records about some

of the other after school programs that we had. I don't have those numbers handy. I apologize.

713

01:25:22.560 --> 01:25:23.760

Sal Carrera: Apologize. No problem.

714

01:25:23.940 --> 01:25:28.470

Christie Addona: And I just want to be clear, I did take this information directly out of the applicants submission

715

01:25:29.460 --> 01:25:41.670

Christie Addona: This, this didn't just come out of thin air. What the board had discussed was approving what was presented as presented by the applicant with subject to these certain conditions. And that's where I got this information.

716

01:25:42.450 --> 01:26:01.770

Christie Addona: But if you know it can come out, you can I, as the chair mentioned, I was I was trying to link it to the US. There is no number. It's just the concept of the way it was presented is that these children from river fund one that are coming because they they're being provided with them.

717

01:26:03.900 --> 01:26:05.280

Christie Addona: And to the extent they need it.

718

01:26:09.660 --> 01:26:11.340

Dave: Alright, some comments when you're ready Christie.

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01:26:13.710 --> 01:26:15.900

Christie Addona: Okay, so is the board okay with the applicant.

720

01:26:16.920 --> 01:26:19.140

Christie Addona: Shall make scholarships available to these

721

01:26:19.140 --> 01:26:21.270

Christie Addona: Children and said okay is that language. Okay.

722

01:26:23.130 --> 01:26:30.870

James Blair: Christy. How would you interpret just as a legal matter, how would you would interpret TO THE WORD THESE, would that would that be

723

01:26:32.160 --> 01:26:33.750

Christie Addona: A subset of the river funds.

724

01:26:33.810 --> 01:26:39.180

Christie Addona: Discussion. So with respect to the children attending the camp river fund the following conditions will

725

01:26:42.720 --> 01:26:47.970

Sal Carrera: I will try to put some languages as similar to a previously award.

726

01:26:50.130 --> 01:26:51.270

Sal Carrera: Over the past two years.

727

01:26:54.570 --> 01:26:58.770

Sal Carrera: That doesn't give it a number of those to give it a percentage. But as previously, which

728

01:27:00.450 --> 01:27:04.050

Christie Addona: shall continue to make scholarships available. How about that.

729

01:27:04.140 --> 01:27:05.760

Dave: I'll leave it like that.

730

01:27:05.880 --> 01:27:08.070

James Blair: Yeah, I'd agree with that. Yep.

731

01:27:08.340 --> 01:27:09.600

phylliskrieger's iPad: Yep. Sounds good to me.

732

01:27:24.900 --> 01:27:25.590

Sal Carrera: On board.

733

01:27:27.030 --> 01:27:29.580

Christie Addona: And then one of Jim's. Other comments was

734

01:27:30.750 --> 01:27:48.840

Christie Addona: For October fest to give the applicant some flexibility in setting up before the board had discussed allowing breakdown activities. The next day, so to do something comparable and allowing setup in the, in the days prior to the event.

735

01:27:50.310 --> 01:27:50.730
Dave: Yes.

736

01:27:54.900 --> 01:27:55.830
Sal Carrera: Yep. Okay.

737

01:28:03.450 --> 01:28:05.820
Christie Addona: So I'll just, I'll, I'll add that language.

738

01:28:05.850 --> 01:28:06.240
Yeah.

739

01:28:07.410 --> 01:28:08.760
Christie Addona: We don't have to do that right now.

740

01:28:08.910 --> 01:28:09.210
Right.

741

01:28:10.440 --> 01:28:11.400
Sal Carrera: One day a year.

742

01:28:12.480 --> 01:28:12.870
Christie Addona: Right.

743

01:28:22.440 --> 01:28:23.850
Sal Carrera: Jim, do you have any more.

744

01:28:24.090 --> 01:28:27.000
Sal Carrera: No, sir, thank God. Okay.

745

01:28:27.210 --> 01:28:27.600
phylliskrieger's iPad: David

746

01:28:28.410 --> 01:28:30.210
James Blair: So I'm not sure I like that, but

747

01:28:30.870 --> 01:28:33.720

Sal Carrera: That's okay. Jim don't get over tonight.

748

01:28:35.640 --> 01:28:37.050

Sal Carrera: Jim, you had some comments.

749

01:28:38.760 --> 01:28:39.030

Dave: All right.

750

01:28:40.230 --> 01:28:40.680

Sal Carrera: David

751

01:28:40.950 --> 01:28:49.920

Dave: David. Yep. Thanks. Sure. And if we're going to put Quidditch in and it is the capital Q, but I was kind of questioning whether or not

752

01:28:52.830 --> 01:29:00.300

Dave: Should we, I guess that's actually drawn on the site plan. So that's why we're calling it the Quidditch pitch and not something more general

753

01:29:00.480 --> 01:29:11.310

Christie Addona: Yes. Yeah, that's how it's identified on the site plan. And that's also that so the discussion of where the activities are going to be for each

754

01:29:12.540 --> 01:29:23.910

Christie Addona: I use is was also taken out of the applicants submission. So I wanted to make it consistent with the terminology and the site plan and also how the applicant.

755

01:29:23.940 --> 01:29:25.650

18458966061: discussed it in their submission

756

01:29:26.280 --> 01:29:28.020

David Lyons: It was it was for

757

01:29:28.680 --> 01:29:31.050

David Lyons: Delineation of the different areas so

758

01:29:31.770 --> 01:29:32.100

Dave: Like the

759

01:29:33.990 --> 01:29:35.520

18458966061: Cream cheese and it would

760

01:29:37.650 --> 01:29:38.130

18458966061: Have like

761

01:29:38.340 --> 01:29:39.420

18458966061: quitted fence it

762

01:29:39.570 --> 01:29:40.710

David Lyons: Be where it is.

763

01:29:40.770 --> 01:29:41.850

David Lyons: All at all times.

764

01:29:44.280 --> 01:29:44.700

Dave: Yeah.

765

01:29:44.820 --> 01:29:56.550

Dave: Okay. And then in similar fashion. There are other places where reviews proper nouns, such as theater. Oh, in October fast and I wanted to wonder to know if we wanted to.

766

01:29:57.390 --> 01:30:13.110

Dave: Be more general. Let's say that you know three years from now, maybe they figure out that Oktoberfest is a copyrighted thing and you have to change it to, I don't know arts in October or something like that, you know, do we want to be that specific do we want to call it.

767

01:30:14.310 --> 01:30:23.910

Dave: I don't know the art event in the fall, or something more general and not be using that proper noun similar with year to row, let's say,

768

01:30:24.870 --> 01:30:29.100

Dave: You know, years down the road that that's, you know, some sort of

769

01:30:30.450 --> 01:30:34.440

Dave: Outdoor painting camp or something. Instead, we want to be so prescriptive.

770

01:30:36.990 --> 01:30:48.750

David O'Neil: I mean I think since the special use permit doesn't go for that long, I think, for it to me. It makes sense to keep the specific names of the intended

771

01:30:49.740 --> 01:30:58.890

David O'Neil: You know organizations that are that are doing these activities so that there's no confusion if somebody comes in with another name and it's doing exactly the same thing.

772

01:31:00.270 --> 01:31:04.980

David O'Neil: And that you know it you know it gets revisited in, you know,

773

01:31:05.280 --> 01:31:05.580

18458966061: Two.

774

01:31:05.700 --> 01:31:07.980

David O'Neil: To three years on a regular basis, anyway.

775

01:31:09.210 --> 01:31:13.140

Sal Carrera: I agree with that. And all the applications and all of the

776

01:31:14.610 --> 01:31:23.640

Sal Carrera: Determining language and all of the paperwork that has been sent to us has all of these names. And so I just like to leave it alone without revisiting all over

777

01:31:24.270 --> 01:31:31.470

Abby Lewis: So, man. This is happy, Louis. Again, I'm the paperwork. Specifically, they said, these were

778

01:31:32.040 --> 01:31:45.300

Abby Lewis: Examples precisely for the reason just suggested. So if for some reason theater. Oh. Next, you know, in another year or two is doing something different. And there's another theater program or another arts program.

779

01:31:46.350 --> 01:31:59.010

Abby Lewis: We really don't want it, you know, to come back, just because there's another name of an organization so that we were, we tried to be very clear about that in the application.

780

01:32:00.270 --> 01:32:15.780

Abby Lewis: Certainly the guidance about the number of participants in the hours and that is a philanthropic purposes. All of that is exactly the same. But I think as Dave suggests

781

01:32:16.800 --> 01:32:22.590

Abby Lewis: It would be in the spirit of what was asked for in the prior discussions to remove the specific

782

01:32:24.270 --> 01:32:24.720

Abby Lewis: Name.

783

01:32:26.610 --> 01:32:29.310

Christie Addona: It's children's theater camp. Right.

784

01:32:32.580 --> 01:32:33.900

Christie Addona: That concept changing

785

01:32:34.590 --> 01:32:48.000

Abby Lewis: Nothing. There's no change there, so it's as we had asked for, for outdoor theater program. And that's right. It said zero was an example of the of the program.

786

01:32:49.680 --> 01:32:51.030

Abby Lewis: So I think the way you know

787

01:32:52.140 --> 01:32:56.520

Abby Lewis: One suggestion of doing this really quickly might Christie just be

788

01:32:57.570 --> 01:33:16.140

Abby Lewis: For example, theater. Oh, in your parents radical which would make it clear to tie to what our submission was while at the same time also making it clear that the spirit of that submission and what we said is, that's an example of an the current program that we had in mind.

789

01:33:17.190 --> 01:33:18.840

Christie Addona: Is that all to the boy.

790

01:33:21.210 --> 01:33:23.280

Dave: That seems to be in alignment with the conversation.

791

01:33:32.970 --> 01:33:37.650

Dave: With similar language use for Oktoberfest, or was that also specifically

792

01:33:39.870 --> 01:33:44.760

Dave: Referring to or was Oktoberfest use as an example in the application.

793

01:33:47.880 --> 01:33:48.150

Yeah.

794

01:33:49.800 --> 01:33:53.250

Abby Lewis: It was, but I think, you know, Dave, you raise a

795

01:33:53.250 --> 01:34:08.850

Abby Lewis: Valid point it for some strange reason, we discovered, there's a copyright infringement. I certainly doubt it's, I hope it's not people's intention that suddenly that would become a non permitted activity if we had to call it something else, it's probably pretty unlikely.

796

01:34:10.290 --> 01:34:12.210

Abby Lewis: But, but you raise a valid point.

797

01:34:18.750 --> 01:34:22.200

Christie Addona: So this is how it's kind of categorized.

798

01:34:24.630 --> 01:34:28.590

Christie Addona: Oktoberfest an annual interactive artistic experience.

799

01:34:29.670 --> 01:34:30.420

Christie Addona: To make it

800

01:34:41.370 --> 01:34:42.060

Christie Addona: Is that better.

801

01:34:43.860 --> 01:34:47.400

Dave: Yeah, I think that gives flexibility, if something happens. So we're not all

802

01:34:47.910 --> 01:34:57.180

Christie Addona: I understand. And I don't think this board would you know the name chances. I think it's more the more the concept of regulations is that that's how I

803

01:34:57.330 --> 01:34:59.940

Christie Addona: Presented in the application materials and that's what I was working on.

804

01:35:00.120 --> 01:35:01.110

Christie Addona: But I think that's fine.

805

01:35:01.350 --> 01:35:02.910

James Blair: The board is I think it's also

806

01:35:03.750 --> 01:35:05.820

James Blair: I think it's an efficient use of the boards time

807

01:35:16.860 --> 01:35:20.940

Sal Carrera: Any other comments with regards to what Chrissy has drawn up.

808

01:35:21.840 --> 01:35:22.860

phylliskriegerâ€™s iPad: No, not for me.

809

01:35:24.090 --> 01:35:25.140

David O'Neil: No other comments.

810

01:35:26.370 --> 01:35:27.360

James Blair: No other comments.

811

01:35:30.030 --> 01:35:33.210

Sal Carrera: Okay, Chrissy I guess. Do you need

812

01:35:34.230 --> 01:35:35.100

Sal Carrera: A vote on this.

813

01:35:35.790 --> 01:35:36.600

Christie Addona: Yeah. And if we

814

01:35:36.810 --> 01:35:38.430

Christie Addona: As a real call just so that we're

815

01:35:38.490 --> 01:35:39.480

Christie Addona: Perfectly clear

816

01:35:40.770 --> 01:35:42.540

18458966061: And then I'll make those changes and

817

01:35:42.540 --> 01:35:43.830

Christie Addona: We'll get a final version.

818

01:35:45.990 --> 01:35:47.550

Christie Addona: To sandy into the

819

01:35:57.810 --> 01:35:59.640

Sal Carrera: Okay, we have a roll call on

820

01:36:01.980 --> 01:36:03.060

Sal Carrera: Approval of

821

01:36:05.070 --> 01:36:09.510

Sal Carrera: The resolution and language that Christie has put forward for PAC.

822

01:36:10.650 --> 01:36:11.220

James Blair: Move it.

823

01:36:12.150 --> 01:36:12.780

Second,

824

01:36:14.070 --> 01:36:14.940

Sal Carrera: All in favor.

825

01:36:15.900 --> 01:36:17.010

David O'Neil: Aye. I

826

01:36:19.440 --> 01:36:21.090

Dave: Think we go to close out by name right.

827

01:36:21.600 --> 01:36:21.990

Yeah.

828

01:36:23.280 --> 01:36:23.880

Christie Addona: Jim

829

01:36:24.450 --> 01:36:26.400

Christie Addona: Hi, David. O'Neill.

830

01:36:26.880 --> 01:36:28.470

Christie Addona: I figured

831

01:36:28.980 --> 01:36:29.370

I

832

01:36:30.570 --> 01:36:30.960

Christie Addona: Did what

833

01:36:36.540 --> 01:36:36.900

Sal Carrera: I

834

01:36:43.980 --> 01:36:44.580

Sal Carrera: Okay.

835

01:36:45.720 --> 01:36:46.650

David Lyons: Thank you very much.

836

01:36:47.070 --> 01:36:48.810

Sal Carrera: Okay, Sandy. Are you still there.

837

01:36:51.870 --> 01:36:52.620

Sal Carrera: Sandy.

838

01:36:53.310 --> 01:36:54.030

Sandy Anelli: Yes, I'm here.

839

01:36:55.020 --> 01:36:55.890

Sal Carrera: Can you can you

840

01:36:57.600 --> 01:36:59.490

Sal Carrera: Okay, can you stay on.

841

01:37:00.480 --> 01:37:00.780

Sandy Anelli: I want to

842

01:37:01.350 --> 01:37:03.870

Sal Carrera: Thank you. Okay. Meeting is adjourned.

843

01:37:05.430 --> 01:37:07.230

Sal Carrera: Thank you for your participation.

844

01:37:09.630 --> 01:37:10.080

James Blair: Thank you.

845

01:37:10.830 --> 01:37:12.150

Sal Carrera: Enjoy the rest of the summer.

846

01:37:13.050 --> 01:37:13.590

David Lyons: The board.

847

01:37:14.250 --> 01:37:14.670

phylliskrieger's iPad: You to

848

01:37:14.850 --> 01:37:15.510

Sal Carrera: Play her

849

01:37:16.080 --> 01:37:16.530

There's

850

01:37:25.590 --> 01:37:29.070

Sal Carrera: Sandy. I mean, can you guide me through this where

851

01:37:31.320 --> 01:37:32.370

Sal Carrera: I can't get

852

01:37:34.590 --> 01:37:48.240

Sal Carrera: I mean, I have my screen and it says stop video and there's a red line going through it. And every time I press on as a stock video. It says failed to start the video camera. So is there anything that I'm doing on my end. That's not working.

853

01:37:52.260 --> 01:37:52.740

18458966061: No.

854

01:37:53.190 --> 01:37:58.260

Sandy Anelli: That's what you would do just press stop video icon.

855

01:37:59.340 --> 01:38:01.680

18458966061: It says start video. I got you.

856

01:38:01.920 --> 01:38:13.020

Sal Carrera: I got stopped video participants share screen reactions and then more so stop video as a red line through it. So to get rid of it. I just pressed it

857

01:38:13.590 --> 01:38:13.800

Sal Carrera: But

858

01:38:14.400 --> 01:38:17.010

Sal Carrera: You know, it basically says cannot stop video

859

01:38:18.090 --> 01:38:19.710

Sal Carrera: What am I doing wrong on my end.

860

01:38:19.950 --> 01:38:24.780

Sandy Anelli: Do you have a camera on your laptop and working camera.

861

01:38:24.870 --> 01:38:25.590

Sandy Anelli: Or do

862

01:38:25.950 --> 01:38:29.250

Sal Carrera: I have to believe so. Because I've used it before.

863

01:38:31.110 --> 01:38:34.380

Sandy Anelli: And maybe it's not on from the

864

01:38:37.380 --> 01:38:38.880

Sandy Anelli: Controls at the bottom.

865

01:38:40.200 --> 01:38:41.130

Sandy Anelli: On your laptop.

866

01:38:43.620 --> 01:38:45.090

Sal Carrera: Well, the only thing I have

867

01:38:46.020 --> 01:38:47.400

Sandy Anelli: Because I'm on zoom

868

01:38:48.630 --> 01:38:52.500

Sandy Anelli: Is if, as long as you hit this the video you're on.

869

01:38:56.670 --> 01:38:57.000

Sal Carrera: Hmm.

870

01:38:57.540 --> 01:39:00.480

Sandy Anelli: And the zoom screen. So maybe it's on the

871

01:39:01.320 --> 01:39:01.980

Sandy Anelli: The actual

872

01:39:02.100 --> 01:39:02.580

Screen.

873

01:39:03.870 --> 01:39:07.290

Sal Carrera: I wouldn't even know. I mean, it says zoom meeting in progress.

874

01:39:12.870 --> 01:39:15.960

Sal Carrera: It's a hit on the more record on this computer.

875

01:39:19.410 --> 01:39:25.980

Sal Carrera: Please request recording permission from the meeting host is this please request recording permission from the meeting host or your house.

876

01:39:27.210 --> 01:39:27.630

Sandy Anelli: Yes.

877

01:39:29.160 --> 01:39:32.490

Sal Carrera: So maybe on your end, you have to do something to allow me to come in.

878

01:39:34.230 --> 01:39:37.290

Sandy Anelli: I have said asked to start video

879

01:39:38.850 --> 01:39:39.900

18458966061: This one.

880

01:39:41.070 --> 01:39:42.780

18458966061: Yes, as the host has asked you to start

881

01:39:42.780 --> 01:39:45.210

Sal Carrera: Videos. I'm going to do stop my video.

882

01:39:45.750 --> 01:39:46.470

Sal Carrera: I hit that

883

01:39:49.200 --> 01:39:52.590

18458966061: You probably think they're wrong not is this failed to start

884

01:39:52.590 --> 01:39:53.430

Sal Carrera: video camera.

885

01:39:54.690 --> 01:39:56.280

Sal Carrera: That comes up on my screen.

886

01:40:05.820 --> 01:40:08.700

Sal Carrera: It says select the camera when I go to a camera.

887

01:40:09.720 --> 01:40:17.910

Sal Carrera: It says select the camera ultimate plus n to switch. I don't know what that means, but there's Intel are

888

01:40:19.230 --> 01:40:21.270

Sal Carrera: They're all they're all Intel

889

01:40:22.440 --> 01:40:24.060

Sal Carrera: Are real sense

890

01:40:24.510 --> 01:40:24.900

Before

891

01:40:26.640 --> 01:40:36.690

Sal Carrera: And I picked one I picked Intel are real sense TM 3D camera front F 200 RGB I hit that one. Let me hit a different one.

892

01:40:38.250 --> 01:40:40.560

Christie Addona: I think we can also stop the recording. Since the meeting.

893

01:40:40.560 --> 01:40:42.330

Christie Addona: So many more.