

**Village of Liberty**  
**Regular Planning Board Meeting**  
**May 10, 2012 7:00 p.m.**

**Present:**

Steve Green, Chairman  
Carlton Fritz  
John R. Webber  
Dan Ratner

**Absent:**

Jack Tompkins  
Langdon C. Chapman, Village Attorney

**Also Present:**

Robert E. Krahulik, Acting Village Attorney  
Pam Winters, Code Enforcement Officer  
Jeffrey Miller  
Jose Toledo  
John Duigiud, Attorney  
Jean Vargas  
Charles R Olsen, Jr.

Chairman Green calls the meeting to order at 7:00 p.m. and leads everyone in the pledge of allegiance.

**ON A MOTION BY JOHN WEBBER, SECONDED BY CARLTON FRITZ AND UNANIMOUSLY CARRIED, THE MINUTES OF THE APRIL 12, 2012 MEETING ARE APPROVED AS SUBMITTED.**

**Continued Business:**

**Bitsy's A-1 Car Wash**  
**Site Plan Review For a Change of Use**  
**Sullivan Avenue**

Jeff Miller is present in this matter and has submitted an amended site plan as the board previously requested. The new site plan shows twenty (20) available spots to park cars. All cars located on this property will be licensed and registered. There will be no junk cars, no car parts, and no debris. The dumpster located on the site plan is actually no longer there since there is no viable business at this location; it's merely being used to store cars and any minimal garbage there might be would be disposed of at Jeffrey's other business location across the street.

A public hearing was already held last month and the County has returned their 239 review indicating that this application is a matter of local determination.

Chairman Green reads the SEQR information into the minutes.

**ON A MOTION BY JOHN WEBBER, SECONDED BY DAN RATNER AND UNANIMOUSLY CARRIED, THE BOARD DECLARES ITSELF LEAD AGENCY IN THIS MATTER.**

**ON A MOTION BY CARLTON FRITZ, SECONDED BY JOHN WEBBER AND UNANIMOUSLY CARRIED, THE BOARD APPROVES MR. MILLER'S APPLICATION TO CHANGE THE USE OF THIS PARCEL FROM A CAR WASH TO A CAR STORAGE LOT WITH THE NUMBER OF LICENSED, REGISTERED CARS NOT TO EXCEED TWENTY (20).**

**New Business:**

**# 05-12 JOSE TOLEDO FOR**

**THE INCREDIBLES BOXING CLUB  
SPECIAL USE PERMIT**

**9 SOUTH MAIN STREET**

Jose Toledo is present in this matter and his attorney, Mr. John Duiguid, accompanies him. Jose explains that he's been involved in the training of young boxes for several years and is pleased to finally find a suitable local to open his own boxing club.

The club will be located on the 3<sup>rd</sup> floor of Peter Belgard's building. He has submitted a business plan indicating that he has 12-14 competing kids under his wing as well as 15-20 non-competitive kids. It will be open daily with adult supervision at all times. No major changes are needed to the premises. A boxing ring will be installed and the rooms painted. The 3<sup>rd</sup> floor is accessed through a common stairway from South Main Street and has a pre-existing fire escape at the back of the building exiting onto an alleyway.

The building is not handicap-accessible and pre-dates any requirement to make it so.

Patrons will utilize the municipal parking lots as well as parking on Main Streets.

The consensus of the board feel that a premise visit to the site is necessary to get a better understanding of the building layout and an appointment will be made in June for such a visit.

**ON A MOTION BY JOHN WEBBER, SECONDED BY DAN RATNER AND UNANIMOUSLY CARRIED, THE BOARD DECLARES ITSELF LEAD AGENCY IN THIS MATTER AND SCHEDULES A PUBLIC HEARING FOR THURSDAY, JUNE 14, 2012 AT 7:05 P.M.**

Since the property fronts on a New York State Highway (Route 52), a 239 review is in order and Pam will send a copy of the application to the Planning Department for review and comment.

Pam will also advertise the public hearing and notify all property owners located within 200' via certified letter of the public hearing.

**Other Business:**

Chairman Green: I've been asked by the Village Board to change the night of the regular planning board from the second Thursday of each month to the fourth Wednesday of each month. In as much as this affects all of you, I feel this is something to be discussed first amongst the board and voted on rather than me just do it.

Carlton: The key reason why this is being recommended is because the new member who just got appointed to the board can't make it on Thursday nights. The alternate member has no problem with the existing meeting night so I see no reason to change it. If you're going to change it to Wednesdays, I can't make it.

John: I can't make it on Wednesdays either.

Dan: I don't think it's fair for the sitting board to have to change their schedules to accommodate a new person. I have nothing against the person at all but what's right is right. We've been doing this now for more than a year.

Carlton: If he knew he couldn't do Thursday nights, then why did he even accept the appointment?

Chairman Green: That settles it, then. With no motion on the floor, the meeting night will remain as it has always been. I'll advise the board.

**ON A MOTION BY CARLTON FRITZ, SECONDED BY JOHN WEBBER AND UNANIMOUSLY CARRIED, THE MEETING IS ADJOURNED AT 7:25 P.M.**

Respectfully submitted,

Pam Winters, Clerk  
5/15/2012

Approved: June , 2012