**Village of Liberty Regular Planning Board Meeting**

**Thursday, December 13, 2018 7:00 p.m.**

**Present:** **Absent:**

Steve Green, Chairman Malek Rabadi

Joan Stoddard

Ernie Feasel

Maureen Crescitelli

**Also Present:**

Gary Silver, Village Attorney

Pam Winters, Code Enforcement Officer

Matt & Tina Johnstone

Lou Di Costanzo

David Wechsler

One LHS Senior

Chairman Green opens the meeting at 7:00 p, m. and leads everyone in the pledge of allegiance.

**ON A MOTION BY JOAN, SECONDED BY ERNIE AND UNANIMOUSLY CARRIED, THE MINUTES OF THE NOVEMBER MEETING ARE APPROVED AS SUBMITTED.**

**PUBLIC HEARING**

**LAST LICKS HOLDING COMPANY, L.L.C.**

**89 Sullivan Avenue**

**ON A MOTION BY JOAN, SECONDED BY MAUREEN AND UNANIMOUSLY CARRIED, THE PUBLIC HEARING FOR THIS APPLICATION IS OPENED AT 7:01** **P.M.**

Pam advises everyone that sever (7) certified notices were mailed out, five (5) were received and two (2) are unknown. Chairman Green reads the legal notice into the minutes and asks if there is anyone here from the public who want to comment on this public hearing. There is no response.

**ON A MOTION BY MAUREEN, SECONDED BY JOAN AND UNANIMOUSKY CARRIED, THE PUBLIC HEARING IS CLOSED AT 7:10 P.M.**

Attorney Silver makes note that we did receive back the 239-m review from the County and their letter indicates that they feel this is a matter for local determination.

There is a lengthy discussion about the square footage of the original building, the square footage of the proposed addition (18’ X 16’) and the actual number of additional parking spaces that are needed. That number, based upon the square footage of the addition, is six (6) additional parking spaces. The site plan currently under review by the board does not reflect that, and the actual dimension of the building is not reflected on the site plan.

Chairman Green tells everyone that he recently did a survey on this property and the building dimensions are reflected on the survey. He’ll check his records and report back to the board at the next meeting.

In the meantime, Attorney Silver reads the questions in Part 2 of the Short Form EAF, notes the board’s answers on the form and has Chairman Green sign the application. Pam will e-mail the signed copy to Attorney Silver for his records.

**ON A MOTION BY JOAN, SECONDED BY ERNIE AND UNANIMOUSLY CARRIED, THE BOARD DECLARES A NEGATIVE DECLARATION IN THIS MATTER.**

No further action is taken at this time. The application is table until the January 10th meeting to allow the applicant the opportunity to present an amended site plan.

**CONTINUED REVIEWS**:

**MC DONALD’S RESTAURANT**

**58 SULIIVAN AVENUE**

Alan Roscoe is here again to just update the board on his progress. He’s been in touch with the Liberty Fire Department trying to obtain a letter from a fire commissioner; he’s doesn’t have it yet but has e-mailed them and expects it in the very near future.

**NOTE FOR FILE: WE DID ACTUALLY RECEIVE AN APPROVAL LETTER FROM RICK SAUER REGARDING THIS APPLICATION. ALL IS OK.**

**# 06- 2018 DOGGIE DAY CARE RANCH**

**15 OAK STREET**

Tina and Matt are back before the board tonight to discuss the additional information they were asked to provide. The amended site plan shows they can comply with providing 7 parking spaces. A graphic of the proposed sign, 3’ X 6’ in size has also been submitted and meets with the board’s approval. This location is in the Gateway Sign District and there’s some discussion about the placement of the sign and if it or any portion of it can be located in the street right-of-way.

Chairman Green advises everyone that he’s been in touch with the NYSDOT regarding parking on Route 17. Matt will speak with Ken Emery personally to see if they can come to some parking resolution as good neighbors and amicably.

Pam will submit the application to the County for 237-m, review and place the legal notice for the public hearing which will be on Thursday, January 10th at 7:00 p.m.

Attorney Silver reads through the questions in Part 2 of the short form EAF, noting the board’s answers accordingly. Chairman Green signs the form and Pam will e-mail the signed application to Attorney Silver for his file.

**ON A MOTION BY ERNIE, SECONDED BY JOAN AND UNANIMOUSY CARRIED, THE BOARD DECLARES A NEGATIVE DECLARATION IN THIS MATTER.**

**# 10- 2018 D.S.E.L. LIBERTY ,L.L.C.**

**NYS ROUTE 52E**

**SPECIAL USE PERMIT APPLICATION**

David Wechsler, mall manager, is present in this matter. He introduces himself to the board and tells them that the mall was purchased by his company last year and have been trying to come up with something to fill the 20,000 square foot empty space in the mall that lies between Tractor Supply and the Dollar Store.

His company is proposing to develop and entertainment center in this location. They’ve hired a consultant to investigate the idea and have hired Horton Engineering from Wurtsboro to help with the overall design and construction of the center.

The space will include an arcade, laser tag game, climbing walls, Ninja Warriors, virtual reality and a trampoline area. The facility will be open year-round with hours of operation to be determined. They’ve reached out to other similar facilities to get a better understanding of how things should run. They plan on being open seven days a week in the summer and weekends in the winter.

They plan on accommodating buses in the summer and will be back to the board with more information as they gather it. They will have some type of security and they’ll come back with more information on that as well.

What David is looking for tonight is some sort of conceptual approval so that they know they can move forward with this idea and they’re not wasting their time or money on a lost cause. The idea appears to be in compliance with the Comprehensive Plan of Liberty and the board is receptive to this new business coming to fruition.

Attorney Silver indicates that they should return to the board in January with as much new information as possible, such as the square footage of the building, Industry Standards for parking, the number of security guards they expect to need, and any proposed signage graphics, sizes and location.

There’s also a bit of discussion regarding shoppers parking in the fire lane and how to address the problem by ticketing. Written permission from the mall owners will be sent to the Liberty Police Department allowing tickets to be written.

There’s also some discussion about the current parking layout and the turning problems brought to light recently by the local fire department.

**ON A MOTION BY JOAN, SECONDED BY MAUREEN AND UNANIMOUSLY CARRIED, THE MEETING IS ADJOURNED AT 8:15 P.M.**

Respectfully submitted,

Pam Winters, Clerk Approved: Jan. 10, 2019