

TOWN OF EAST GREENBUSH PLANNING BOARD

TOWN HALL, 225 COLUMBIA TURNPIKE, RENSSELAER, NY 12144 (518) 694-4011 FAX (518)477-2386

MEMORANDUM

EAST GREENBUSH PLANNING BOARD
MEETING MINUTES
JUNE 8, 2016

Members:

Matt Polsinello, Vice Chairman
Mike Bottillo
Paul DiMascio
Ralph Viola
Jim Giordano

Also Present:

Alison Lovely, Planning Board Secretary
Joseph Slater, Planning Board Attorney
Tony Manfredi, Director of Planning

CALL TO ORDER / DETERMINATION OF QUORUM

Vice Chairman Polsinello called the meeting to order and determined that a quorum of five (5) members were present. Matt Mastin & Jim Moore were absent.

PUBLIC HEARING:

NONE

OLD BUSINESS:

KEYSTONE FIREWORKS: 637 THIRD AVE EXT.-MINOR SITE PLAN MOD. (16-05)

Neil Shaw from Keystone Fireworks was present and stated the company is proposing a 20' x 20' tent. Everything will be stored in the tent and there will be 24 hour security guard who will also assist with parking. There will be inside lighting only. Vice Chairman Polsinello asked for clarification that the tent remains occupied with fireworks at night as some locations remove the fireworks at night and put them into a storage container. Neil Shaw stated that some locations do that but that they would rather leave the products in the tent and have a security person on site.

-Paul DiMascio asked what the container was for then that is located on the site plan and clarified that the set up was the same as last year and that there were no problems last year. Neil Shaw stated that the container is there for when the product needs to be replenished inside the tent.

-Ralph Viola stated that one of the questions from before was that the dirt piles that were there have been leveled off nicely, he wondered where the tent was going to go and that the other concern was the entrance in and out of the site but that will be good that someone will be there to help with traffic.

Vice Chairman Polsinello asked that Friday was an issue last year as it's a busy day for the fish market. Ralph Violas stated that the applicant said at the last meeting that they wouldn't be open that week. Neil stated that sales start June 25th and end on July 5th. The owner of the Off Shore Pier was present and stated that there were no problems last year.

A motion was made by Vice Chairman Polsinello as follows: **The Town of East Greenbush Planning Board hereby issues a Negative Declaration under SEQRA and grants final approval of the proposed minor site plan modification subject to the following conditions:**

Tent setup will not occur before June 20, 2016 and shall be removed no later than July 8, 2016.

- 1. All external signs and advertising not be displayed prior to June 24, 2016 and shall be removed no later than July 6, 2016.**
- 2. The business must be run in full compliance with Federal, New York State and Rensselaer County, and Town of East Greenbush Laws.**

3. That the above mentioned modification will be limited to a one-time use for the period of June 20, 2016 to July 8, 2016.
4. That the applicant must consult with the Building Department and complete all applicable permits, including but not limited to signage.
5. Sales restricted from June 25, 2016 to July 5, 2016

Seconded by Paul DiMascio & roll called as follows:

M. Polsinello-YES; M. Bottillo-YES; J. Giordano-YES; P. DiMascio-YES; R. Viola-YES.

MOTION CARRIED BY A 5-0 VOTE

KEYSTONE FIREWORKS-580 COLUMBIA TRPK-MINOR SITE PLAN MOD. (16-05A)

Neil Shaw stated that there is a bigger tent at this site. The tent is a 40' x 40'. Neil thought that there was an issue with signs at this location. He brought samples of what the signs will look like and stated that they will be on the tent itself.

-Ralph Viola stated then that there won't be signs located along the side of the road and also asked if there would be a container at this site and security here as well. Neil stated that there won't be any road signs; they will only be on the tent. He doesn't think there will be a container as the tent is so big that there will be room for storage inside the tent and there will be 24 hour security at this location as well with lights inside the tent.

-Jim Giordano asked where the parking will be located. Tyler Culberson stated that they are going to keep the parking as far away from the demolition site as possible and that they plan to have the hole filled in prior to the start of sales. The demo hole will be filled with gravel with crusher run on the top of it.

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2. All external signs and advertising not be displayed prior to June 24, 2016 and shall be removed no later than July 6, 2016.
3. The business must be run in full compliance with Federal, New York State and Rensselaer County, and Town of East Greenbush Laws.
4. That the above mentioned modification will be limited to a one-time use for the period of June 20, 2016 to July 8, 2016.
5. That the applicant must consult with the Building Department and complete all applicable permits, including but not limited to signage.
6. That the Building Department must deem the site safe and no longer an active demolition/construction site prior to opening.

Seconded by Ralph Viola & roll called as follows:

M. Polsinello-YES; M. Bottillo-YES; J. Giordano-YES; P. DiMascio-YES;
R. Viola-YES.

MOTION CARRIED BY A 5-0 VOTE

NEW BUSINESS:

TNT FIREWORKS: 501 COLUMBIA TRPK.-MINOR SITE PLAN MOD. (16-06)

Robyn Curran and Melissa Goduti from TNT Fireworks were present. The tent is a 20' x 60' which will be placed close to the edge of Columbia Turnpike in between Trustco Bank and Dave's Dogs building. Paul DiMascio stated that he assumed since the size of the tent is 20' x 60' that there won't be a storage container on site. Melissa Goduti stated that is correct. The plaza has changed ownership so instead of being in the Price Chopper parking lot this year, they were asked to move to the proposed location. There will not be a container on the site as all the storage will be contained within the tent. There will be 24/7 security at the site. Sales will start on June 20th at this location. Joe Slater asked if the tent would have lights inside, what the hours of operation would be and whether or not there would be any lights outside the tent. Melissa stated that the tent will have lights inside that will run by a generator, hours of operation will be 9am to 10pm and there would be no lights outside the tent. Jim Giordano stated that there are existing shopping center pole lights. A porta john will be located 10' from the tent. Melissa stated that last year, the operator got "a little crazy" with the signs. She stated that this year there are two new operators and they know to only place signs on the tent itself, that no signs shall be placed in the ground along Columbia Turnpike. Ralph Viola asked if there was going to be a container on the site and also if there will be a camper on the site for the person to stay in. Ralph also said that there is a lot of traffic in the area of this tent, but thinks there should be ample parking. Melissa stated that there would not be a container, or a camper. This year they are having bigger tents and this will allow for storage of the products. Vice Chairman Polsinello asked the Board if anyone had any further questions.

A motion was made by Vice Chairman Polsinello as follows: **The Town of East Greenbush Planning Board hereby issues a Negative Declaration under SEQRA and grants final approval of the proposed minor site plan modification subject to the following conditions:**

1. **Tent setup will not occur before June 20, 2016 and shall be removed no later than July 8, 2016.**
2. **All external signs and advertising not be displayed prior to June 20, 2016 and shall be removed no later than July 6, 2016.**
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4. **That the above mentioned modification will be limited to a one-time use for the period of June 20, 2016 to July 8, 2016.**
5. **That the applicant must consult with the Building Department and complete all applicable permits, including but not limited to signage.**

Seconded by Jim Giordano & roll called as follows:

**M. Polsinello-YES; M. Bottillo-YES; J. Giordano-YES; P. DiMascio-YES;
R. Viola-YES.**

MOTION CARRIED BY A 5-0 VOTE

TNT FIREWORKS: 164 COLUMBIA TRPK.-MINOR SITE PLAN MOD. (16-06a)

Robyn Curran and Melissa Goduti from TNT Fireworks were present. The tent is 30' x 50'. There is ample parking between Big Lots & the Kmart parking lots. There will not be a container on the site as all the storage will be contained within the tent. There will be 24/7 security at the site. No display of signs other than on the tent. Melissa stated that last year she got in trouble for putting up signs along Columbia Turnpike. There will also be lights inside of the tent. Ralph Viola stated that he sees a porta john located on this site but didn't see one on the other site. Melissa Goduti stated there is one on the other site too, 10 feet from the tent.

The board asked them to relocate the porta john as it faces Columbia Turnpike. Melissa Goduti stated that last year they had the porta john over by the tree line and to resend in an updated site plan showing the change. Vice Chairman Polsinello asked the Board if anyone had any questions.

A motion was made by Vice Chairman Polsinello as follows: **The Town of East Greenbush Planning Board hereby issues a Negative Declaration under SEQRA and grants final approval of the proposed minor site plan modification subject to the following conditions:**

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- 5. That the applicant must consult with the Building Department and complete all applicable permits, including but not limited to signage.**

Seconded by Mike Bottillo & roll called as follows:

**M. Polsinello-YES; M. Bottillo-YES; J. Giordano-YES; P. DiMascio-YES;
R. Viola-YES.**

MOTION CARRIED BY A 5-0 VOTE

REFERRALS-REPORTS & RECOMMENDATIONS:

ZBA Appeal #2016-12 Bogucki-24 Cedarcrest Drive-Area Variance-Construction of a 18' x 12' pavilion in the rear yard– report by Mike Bottillo

Mike Bottillo stated that the applicant wishes to construct an (18'x12') patio and pavilion in their rear yard six feet off the rear property line. Mike stated that the applicant has a fence around the rear of their property. Mike spoke with the immediate neighbor to the rear of the property who will be directly affected by the proposal and they didn't have any problems with it. * See attached report for further details

MOTION: A motion was made by Mike Bottillo as follows: **The Town of East Greenbush Planning Board hereby recommends that the Zoning Board of Appeals grant the Area Variance.**

Seconded by Paul DiMascio & roll called as follows:

M. Polsinello-YES; M. Bottillo-YES; J. Giordano-YES; P.DiMascio-YES; R. Viola-YES.

MOTION CARRIED BY A 5-0 VOTE

NEW ZBA REFERRALS:

NONE

REVIEW AND APPROVAL OF MEETING MINUTES:

Motion by Vice Chairman Polsinello to approve the May 11, 2016 meeting minutes as is.
Seconded by Jim Giordano Motion carried by a 4-0-1 vote. Paul DiMascio abstained.

Approval of the May 25, 2016 meeting minutes tabled due to a quorum issue.

ADJOURNMENT:

There being no further business before the Board, the meeting was adjourned by Vice Chairman Polsinello. Seconded by Mike Bottillo. Carried by a 5-0 vote.

Respectfully Submitted



Alison Lovely, Planning Secretary

06/06/2016

Zoning Board referral 24 Cedar Crest Drive

AREA VARIANCE – Rear setback for Pavilion

On June 2nd 2016 I visited the home of Jason Boyucki's, the Boyucki's are putting in a patio and pavilion (18 by 12) in their back yard. The pavilion will be located in the rear yard on the patio only 6 feet off the property line, they are required apply for a variance. The Boyucki's yard has a solid 7 foot high white vinyl fence around the back yard that start from the back corners of the house. The neighbors behind the, Boyucki's , the Panting's whom live at 9 Sequoia Dr , have a couple of large trees that also back up to the Boyucki's property in-line with where the pavilion will be.

The Panting's are the only property owners that would be affected by the area variance and I talked to them and they are no issue with the pavilion being constructed.

The neighbors on neither side where home at the time and I was not able to talk to Them.

I am going to make a positive recommendation to Zoning Board for the 24 Cedar Crest Drive property at this time for an Area Variance to construct the pavilion with the rear setback of 6 feet.

Thanks

Michael A Bottillo

A handwritten signature in cursive script that reads "Michael A Bottillo". The signature is written in black ink and is positioned below the printed name.