

1 VILLAGE OF GREENPORT  
 2 COUNTY OF SUFFOLK : STATE OF NEW YORK  
 3 -----x  
 4 ZONING BOARD OF APPEALS  
 5 REGULAR SESSION  
 6 -----x  
 7 Station One Firehouse  
 8 3rd & South Streets  
 9 Greenport, NY, 11944  
 10 January 17, 2023  
 11 6:00 p.m.

12  
 13 B E F O R E:  
 14 JOHN SALADINO - CHAIRMAN  
 15 DINNI GORDON - MEMBER  
 16 SETH KAUFMAN - MEMBER  
 17 JACK REARDON - MEMBER  
 18 DENA ZEMSKY - MEMBER

19 \*\*\*\*\*  
 20 ALSO IN ATTENDANCE:  
 21 ROBERT CONNELLY - ZONING BOARD ATTORNEY  
 22 MICHAEL NOONE - CLERK TO THE BOARD  
 23 ALEX BOLANOS - CODE ENFORCEMENT OFFICER

24  
 25

1 (The Meeting was Called to Order at 6:04 p.m.)

2 CHAIRMAN SALADINO: Good evening, folks.

3 This is the Village of Greenport Zoning Board of  
4 Appeals regular meeting.

5 Item No. 1 is a *Motion to accept the minutes*  
6 *of the December 20th, 2022, Zoning Board of*  
7 *Appeals meeting.* So moved.

8 MEMBER REARDON: Second.

9 MEMBER GORDON: Second.

10 CHAIRMAN SALADINO: All in favor?

11 MEMBER ZEMSKY: Aye.

12 MEMBER REARDON: Aye.

13 MEMBER GORDON: Aye.

14 MEMBER KAUFMAN: Aye.

15 CHAIRMAN SALADINO: And I'll vote aye.

16 Item No. 2 is a *Motion to schedule the next*  
17 *Zoning Board of Appeals meeting for February 21st, 2023,*  
18 *at 6 p.m. at the Station One Firehouse, Third and*  
19 *South Streets, Greenport, New York, 11944.* So moved.

20 MEMBER GORDON: Second.

21 CHAIRMAN SALADINO: All in favor?

22 MEMBER ZEMSKY: Aye.

23 MEMBER REARDON: Aye.

24 MEMBER GORDON: Aye.

25 MEMBER KAUFMAN: Aye.

1 CHAIRMAN SALADINO: And I'll vote aye.

2 Item No. 3 is 117 Main Street. This will be  
3 a public hearing regarding the application for an  
4 area variance applied for by Gustavo Acero on  
5 behalf of Encanto Crepes LLC. The applicant  
6 proposes to add a 2' x 2' PVC sign and to replace  
7 existing signage. As per Village Code 150-15 L,  
8 Paragraph 4, the Code limits size to 2 square feet.  
9 This would require an area variance of 2 square feet.  
10 The applicant also requires a variance to Village  
11 Code 150-15 L, Paragraph 3. This code permits only  
12 one sign per building where more than one business  
13 exists, and any other relief deemed necessary. The  
14 property, located in the Waterfront Commercial  
15 District, is also located in the Historic District.  
16 And the Suffolk County Tax Map Number is 1001-5-4-35.2.

17 Do we have the mailings for this?

18 MR. NOONE: We do. These were provided by  
19 the applicant.

20 CHAIRMAN SALADINO: All right. We have  
21 Robert White, Post Office Box 103, Greenport,  
22 New York 11944. PWIB Claudio Real Estate LLC,  
23 700 Broad Street, 8th Floor, New York, New York,  
24 10158. 124 Main Street LLC, 10 Sheridan Square,  
25 New York, New York. And Greenport Hedges LLC,

1 Post Office Box 356, Shelter Island, New York  
2 11965.

3 Is the applicant here?

4 GUSTAVO ACERO: (Raised Hand)

5 CHAIRMAN SALADINO: Your name and address for  
6 the Stenographer, please.

7 GUSTAVO ACERO: Good evening. Gustavo Acero  
8 from Encanto Crepes and Cafe.

9 Okay. I guess I'm here last month to see if  
10 I can get my sign approved. The building always  
11 had a sign, the business, too, had a sign. There  
12 has been five different businesses that I know  
13 there. My sign is actually two feet diameter. It  
14 hangs in front of my storefront, and it's -- it  
15 will hang high enough so nobody gets hit by that.  
16 So that's why I'm here. I got to see -- I want to  
17 see what else needs to be done for this.

18 CHAIRMAN SALADINO: Okay. Before we open it  
19 up to the public, I just have a couple of questions  
20 for you, and maybe the members have a question  
21 also. Last month we asked you for -- your EAF was  
22 wrong, and we asked you for a new EAF. Did you  
23 supply that?

24 GUSTAVO ACERO: I have it. When -- last  
25 month, when you told me -- you told me to supply it

1 or bring it, so I have it with me and I can supply  
2 it. I could supply it, no problem. There was two  
3 questions in there. I give you two copies.

4 CHAIRMAN SALADINO: Well, here's the problem  
5 I have.

6 GUSTAVO ACERO: Okay.

7 CHAIRMAN SALADINO: The problem I have is  
8 you're not responsive to the questions that -- that  
9 I took exception to.

10 GUSTAVO ACERO: Yeah, and this one -- like I  
11 mentioned last month, I was only going to supply  
12 part one, which is what I'm -- like what I'm  
13 supposed to fill out, and that's what I'm doing.

14 CHAIRMAN SALADINO: I'll just ask you, I'll  
15 ask you and then I'll ask the Attorney. On the  
16 EAF, what I see is -- I don't know what I'm looking  
17 at here. Is question -- question number 5, "Is  
18 this a permitted use under the zoning regulations?"  
19 You answered yes. Obviously, you wouldn't be here  
20 if it was.

21 GUSTAVO ACERO: Well, I'm only here because I  
22 want to work with the town, but I took a storefront  
23 with a sign, I'm only changing it.

24 MR. CONNELLY: I guess it's not really a use.

25 MEMBER GORDON: It's a use.

1 MR. CONNELLY: It's more -- is it -- the use  
2 is permitted of a store.

3 CHAIRMAN SALADINO: Well, the use is  
4 conditional.

5 MR. CONNELLY: Right.

6 CHAIRMAN SALADINO: Okay. You're good with  
7 that?

8 MR. CONNELLY: Yeah, as long as he can  
9 answer.

10 CHAIRMAN SALADINO: See, I'm not good with  
11 that. But you're good with it? Okay.

12 And the other question I have is No. 12, is  
13 contiguous to -- basically, it's asking you if  
14 you're in an Historic District.

15 GUSTAVO ACERO: Uh-huh. I changed that  
16 answer to say yes, because you guys point me out  
17 last week. Thank you -- last month. Thank you.

18 CHAIRMAN SALADINO: Okay. Do you want to --  
19 you want this? You want to see that?

20 MEMBER GORDON: Sure, if he has two copies in  
21 the --

22 CHAIRMAN SALADINO: One of those is mine.

23 MEMBER GORDON: Okay. You keep one.

24 CHAIRMAN SALADINO: Yes.

25 MEMBER GORDON: I can get it later.

1 CHAIRMAN SALADINO: And --

2 MEMBER GORDON: I have a question.

3 CHAIRMAN SALADINO: Okay.

4 MEMBER GORDON: On the -- you gave us this,  
5 which is a little bit different from what you  
6 showed us at the site visit. And I just want to  
7 know, in this picture, it's hanging by I think the  
8 kind of fixture that you showed. But when you  
9 showed it to us, there were two of them, and there  
10 was the possibility of a chain that would make it  
11 lower.

12 GUSTAVO ACERO: Right.

13 MEMBER GORDON: I think we were both just a  
14 little bit concerned to make sure it wasn't so low  
15 that when a basketball player comes to town --

16 GUSTAVO ACERO: Completely understand that.

17 MEMBER GORDON: Right. But this picture  
18 shows with the single thing --

19 GUSTAVO ACERO: Right

20 MEMBER GORDON: -- and just this. Are you  
21 going to hang it this way or the way you showed me?

22 GUSTAVO ACERO: So that's also -- like I said  
23 last time, I'm a graphic designer, that's only a  
24 markup. The actual sign has, like you saw in  
25 the --

1 MEMBER GORDON: It needs the two?

2 GUSTAVO ACERO: Two, two hinges.

3 MEMBER GORDON: Yeah.

4 GUSTAVO ACERO: So that's where it hangs.

5 MEMBER GORDON: Okay.

6 GUSTAVO ACERO: That's also why the size  
7 makes sense, because if it's lower, then you're  
8 going to have hinges going diagonal. So it fits  
9 perfectly on the -- on the actual hinges.

10 MEMBER GORDON: I see, okay. That's all I  
11 have.

12 CHAIRMAN SALADINO: Anybody else?

13 MEMBER KAUFMAN: (Shook Head No)

14 MEMBER REARDON: I'm good.

15 CHAIRMAN SALADINO: Have you -- have you  
16 thought about how you would address -- right now  
17 there is a sign on the building, and the Notice of  
18 Disapproval and the public notice that we suggest  
19 that you read prohibits that.

20 GUSTAVO ACERO: Okay. So, yep, I read the  
21 notice. I have multiple -- I could -- I mean, I  
22 don't know what I have to do to have this in the  
23 same building, the same door, a sign that was  
24 always there. So you guys tell me, because --

25 CHAIRMAN SALADINO: You -- just if I can

1 interrupt you.

2 GUSTAVO ACERO: Okay.

3 CHAIRMAN SALADINO: You keep saying that that  
4 sign was always there.

5 GUSTAVO ACERO: Uh-huh.

6 CHAIRMAN SALADINO: Perhaps it was, perhaps  
7 it wasn't. The store that was there prior to you  
8 was a -- was a chocolatier, and the store next door  
9 that you say has -- the sign was always  
10 there --

11 MIREYA TORRES: It is my store.

12 CHAIRMAN SALADINO: I'm sorry?

13 MIREYA TORRES: It is my store.

14 CHAIRMAN SALADINO: Okay. There's no record,  
15 we have no record or recollection of those signs  
16 being approved. So for you to keep saying that,  
17 well, that sign was always there, it very well  
18 might have been.

19 GUSTAVO ACERO: If I might -- if I may.

20 CHAIRMAN SALADINO: So it doesn't necessarily  
21 mean that it was approved by the Village.

22 GUSTAVO ACERO: Okay. So that also tells me  
23 something. I was thinking about it last time and  
24 I'm thinking about it now, the fact that I want to  
25 do this by the town, and there was a sign there

1 for -- there always for 17 years. And you say it  
2 might not be, but it might be. I actually have  
3 pictures and there's things online where you can  
4 see it, and I bring some of those. It's telling me  
5 that -- it's not telling me this is welcoming to  
6 me, because I'm only taking over a storefront. I  
7 didn't do -- I didn't put the -- and if I -- am  
8 when I finished, I didn't put the sign holder  
9 there. It's a very old sign holder.

10 I have the owner of the next door, which has  
11 been open for 17 years. I never shared a sign. I  
12 never shared a sign. Regardless if the town didn't  
13 check or they didn't check with the town, five  
14 businesses, it tells me that I'm here trying to  
15 make it happen with the town.

16 MIREYA TORRES: Can I say something?

17 CHAIRMAN SALADINO: When it's -- when we --  
18 when he's done --

19 MIREYA TORRES: Oh.

20 CHAIRMAN SALADINO: -- then you can go up.  
21 Unfortunately, that's not how it works. How it  
22 works is nothing could be grandfathered unless it  
23 was legal to begin with. So if it was legal to  
24 begin with -- and the code also goes on to say that  
25 that sign could have stayed forever unless you

1 change it. Once you change it, then it has to  
2 conform to code, so.

3 MEMBER GORDON: Well, if he has to conform to  
4 code and that's why we're here, we're trying to  
5 decide whether --

6 CHAIRMAN SALADINO: Well, I'm not saying  
7 anything -- Dinni, I'm not saying anything about a  
8 decision. I'm explaining to the applicant why  
9 he's -- why he's here.

10 MEMBER GORDON: Okay.

11 CHAIRMAN SALADINO: I'm not -- I'm not saying  
12 anything about what kind of decision is going to be  
13 reached here tonight.

14 MEMBER GORDON: But I think it is appropriate  
15 to put on the record that there was a sign there.  
16 I certainly know there was a sign there.

17 CHAIRMAN SALADINO: We know there's a sign  
18 next door, we just saw it. We just --

19 MEMBER GORDON: No. But, I mean, there was a  
20 sign in front of the chocolate store.

21 GUSTAVO ACERO: But, if I may --

22 MEMBER GORDON: I remember the one before the  
23 chocolate store.

24 GUSTAVO ACERO: That -- and bear with me.

25 Me, in my head, what you're saying why I'm here, I

1 know why I'm here. I also know that there were  
2 five different owners that weren't here and they  
3 got a sign there for -- for the amount of their --  
4 of their time there. So that's telling me  
5 something. That's all I -- that's all I want to  
6 say.

7 CHAIRMAN SALADINO: Well, my explanation to  
8 that, my response to that is we're not the sign  
9 police. We don't -- we don't drive around the  
10 Village. We don't -- we don't look at storefronts,  
11 and we certainly -- and the Code Enforcement  
12 Officer's here, he could tell you, we don't make  
13 complaints.

14 GUSTAVO ACERO: Uh-huh.

15 CHAIRMAN SALADINO: You know, the only time  
16 we'll raise an issue is at this meeting. If there  
17 was a sign there prior to you and that sign wasn't  
18 legal -- somehow I'm getting the impression from  
19 you that just because there was a sign there before  
20 you, that may or may not have been put up in error,  
21 I don't want to say illegal, put up in error, you  
22 somehow interpret that to mean --

23 GUSTAVO ACERO: Of course, because I took a  
24 storefront with a sign. I didn't take a storefront  
25 with -- I take a storefront with a door, with a

1 window.

2 CHAIRMAN SALADINO: You're not here for a door.

3 GUSTAVO ACERO: And the sign was part of what  
4 I took, is part of what I paid. So, again, you --  
5 actually, you are quite right, I am here. But  
6 there is so much that I want to work with the town  
7 that there is not a sign up yet, because I want to  
8 make it happen correctly, because I want to work  
9 with Greenport, because I graduated from Greenport.

10 So, believe me, this is not my only job,  
11 that's not my only job. I don't enjoy taking a lot  
12 of my time that needs to be on my businesses to try  
13 to work with the town and seeing how this is  
14 getting very difficult. I am -- I'm already, and  
15 the Officer knows, more than half of a year trying  
16 to make this happen.

17 CHAIRMAN SALADINO: Well, I'm sorry if you --  
18 I'm sorry if you were inconvenienced, but I  
19 don't -- I'm not prepared to accept responsibility  
20 for that for this Board. You know, if you were  
21 inconvenienced, I apologize for that, but, you  
22 know, the code is the code, and the process is the  
23 process.

24 GUSTAVO ACERO: Definitely, that's why  
25 I'm here.

1           CHAIRMAN SALADINO: And, you know, for us or  
2 for me to point out exactly what the code says to  
3 you and why --

4           GUSTAVO ACERO: Well, that's why I'm here,  
5 that's why I'm standing here, because I want to  
6 make sure that when I put my sign, town is good  
7 with it, so that's why you're seeing me here.  
8 That's why I'm not hiding, and that's why I'm not  
9 putting a sign that I could have for the remainder  
10 of my standing in my cafe, because I am here, I  
11 want to make it happen. Now my question is for the  
12 Board, how can I make it happen? That's all I need  
13 to know.

14           MEMBER GORDON: Can I ask him something?

15           CHAIRMAN SALADINO: Of course.

16           MEMBER GORDON: The Notice of Disapproval  
17 does not -- unless I don't have a page, but I think  
18 I have the whole thing, because I see Alex's  
19 signature here, it does not refer to the problem of  
20 whatever it is, 150-15.

21           CHAIRMAN SALADINO: Is there a -- is there a  
22 revised Notice of Disapproval? Don't you take --  
23 doesn't -- didn't we ask this question to the  
24 Attorney last month, that they would take -- they  
25 would take the -- the public notice would reflect

1 the Notice of Disapproval?

2 MR. CONNELLY: Correct.

3 CHAIRMAN SALADINO: And the variances needed?

4 MR. CONNELLY: Yes.

5 MEMBER GORDON: But the Notice of Disapproval  
6 doesn't include the rule about only one lot -- only  
7 one sign per building.

8 CHAIRMAN SALADINO: No, but the public notice  
9 does.

10 MEMBER GORDON: Does it have to be on the  
11 Notice of Disapproval?

12 MR. CONNELLY: No. I mean, we brought it --  
13 we brought it to the attention of the applicant at  
14 the last meeting --

15 MEMBER GORDON: Okay.

16 MR. CONNELLY: -- that that was going to be it.

17 MEMBER GORDON: Okay.

18 CHAIRMAN SALADINO: Anybody else, any  
19 questions?

20 MEMBER ZEMSKY: I just --

21 MEMBER REARDON: How many businesses occupy  
22 the building?

23 GUSTAVO ACERO: Two businesses. There is --  
24 actually, next door, there is Lucharitos, and they  
25 rent the top floor, but they don't have any sign

1           there.

2           MEMBER REARDON: But your building is not  
3           Lucharitos' building.

4           GUSTAVO ACERO: No.

5           MEMBER REARDON: And the other business  
6           already has a sign?

7           GUSTAVO ACERO: Yes.

8           MEMBER REARDON: And is that sign legal in size?

9           MIREYA TORRES: Yes. I came here and the  
10          owner, they --

11          MS. BRAATEN: I'm sorry, can I have her go up  
12          to the --

13          MEMBER REARDON: Okay.

14          MEMBER GORDON: You can't speak unless you go  
15          up to the podium.

16          GUSTAVO ACERO: Let me answer, let me answer  
17          that. So, yes, I don't know how much the law has  
18          changed in 17 years, but at the time, they got a  
19          legal sign. They actually did -- came here to put  
20          up the sign.

21          MEMBER REARDON: Okay. So am I correct in  
22          that there are two issues here, one, your sign is  
23          larger than permitted, and two signs per building,  
24          so you're asking for two relief?

25          GUSTAVO ACERO: I -- yeah, I'm asking to see

1           how can I put my sign up.

2           MEMBER REARDON: Okay.

3           GUSTAVO ACERO: Or if I can.

4           MEMBER ZEMSKY: Can I just -- I have a  
5 question, you know, for the code, if I could  
6 address it to the code, then, of the Lawyer. Has  
7 there ever been an exception where there's two  
8 signs in a double-wide building? Like his building  
9 is basically a double-wide.

10          MR. CONNELLY: Yeah, I don't know.

11          MR. BOLANOS: If I may, is it okay if I bring  
12 up an example from the past that we've worked with?

13          MEMBER GORDON: Of course.

14          MR. BOLANOS: Okay. So when Claudio's  
15 Pizzeria went in, they actually are sharing a  
16 kitchen. So there is an easement from one property  
17 to the other, making it -- I consider it as one,  
18 because they're not separate buildings. I think in  
19 Gustavo's case, the reason I didn't mention two  
20 signs, because it's not in my original notice, the  
21 two signs for one building is because -- is there  
22 any connection between the buildings?

23          GUSTAVO ACERO: None.

24          MR. BOLANOS: There's a firewall, a party  
25 wall separating, but you can't --

1           GUSTAVO ACERO: You can't go from inside to  
2 the other building.

3           MR. BOLANOS: So then I would consider that a  
4 separate -- a separate business, because there is  
5 no connection between the two buildings.

6           I had a problem with Claudio's, and in their  
7 notice I actually cited that, because you could go  
8 from the pizzeria, walk right through and you're in  
9 Claudio's. So to me, I don't consider that two  
10 separate businesses or two separate -- they're  
11 combined, there's an easement to both.

12           So in his case I feel it's a little bit  
13 different. The only thing I felt was at question  
14 was the size itself, the square footage.

15           GUSTAVO ACERO: And if I may, that's why I  
16 originally came last month, until I was told that  
17 there was the other issue with the -- with the  
18 signage.

19           CHAIRMAN SALADINO: Okay. Just so we're  
20 clear for the record, and for the folks in the  
21 audience, the code says it has -- it doesn't  
22 mention pass-through or it's -- the code is  
23 specific. It says two businesses in one building.  
24 If we're going to take the code for how it's  
25 written, that's -- that's how I would understand

1 it. If we believe what's written, that's how I  
2 would interpret it. But we're all free-thinkers  
3 here. You know, maybe, maybe somebody else thinks  
4 differently. To me, it's kind of obvious, where it  
5 says there's two business in one building. Will  
6 you admit that's what's going on with your  
7 building?

8 GUSTAVO ACERO: Well, I might be mistaken,  
9 but that would be like having two-family houses  
10 where --

11 CHAIRMAN SALADINO: I'm not arguing whether  
12 it's -- whether there --

13 GUSTAVO ACERO: Exactly. So, to me -- to  
14 answer this question, no. I think the business  
15 that I paid for, I didn't -- I didn't do it  
16 thinking I was renting half a place, I'm renting my  
17 whole place. That's --

18 CHAIRMAN SALADINO: That's -- then I'll --  
19 then I'll make it rhetorical, this way you won't  
20 have to answer. I'm not sure anyone could stand in  
21 front of that building and look at it and see two  
22 businesses and not say this is one building.  
23 Actually, we have to say it, because it's one  
24 address. It's not -- it's not -- it's 117 Main Street,  
25 And at 117 Main Street, there's two businesses. If

1 we look at the code, the code is explicit. It says  
2 if there's two businesses in one building, there's  
3 one sign. Just -- I just wanted to get --

4 MEMBER GORDON: Okay. So the text --

5 CHAIRMAN SALADINO: -- that on the record,  
6 that that's -- that's what we're looking at here.

7 MEMBER GORDON: The text is --

8 CHAIRMAN SALADINO: I'm not making a comment  
9 on the application itself, I just wanted to get the  
10 code straight.

11 MR. BOLANOS: Yeah. And for the record, I  
12 wasn't aware that they share one address.

13 MEMBER GORDON: The text is perfectly clear.  
14 I think the text is perfectly clear, but we don't  
15 always rely solely on text. So I hope that sets up  
16 both, both elements of this.

17 MEMBER ZEMSKY: Is it like 117A and 117B? Is  
18 your address, when you get mail --

19 CHAIRMAN SALADINO: That's -- please.  
20 Please, you can't talk to him unless you go through  
21 me.

22 MEMBER ZEMSKY: Oh, he can't talk to me or to  
23 him?

24 CHAIRMAN SALADINO: Of course you can.

25 (Laughter)

1 GUSTAVO ACERO: I do have 117, 117.

2 MEMBER ZEMSKY: Right, there's not an A and a B.

3 CHAIRMAN SALADINO: Anybody else have any  
4 questions for the applicant? No?

5 (No Response)

6 CHAIRMAN SALADINO: Thank you. Is there  
7 anyone from the public that would like to speak?

8 MIREYA TORRES: Thank you. Mireya Torres. I  
9 am the owner of Simply Beautiful Boutique. I had  
10 the store for 17 years in the same location.

11 I had my sign, it was approved in this -- in  
12 this same building. It was approved because I  
13 wanted to be everything in the right way.

14 In these 17 years, it's more than six  
15 businesses in these -- in the other building, and I  
16 never changed the sign -- never shared the sign  
17 with anybody. Each one, they -- of those people,  
18 they had their own sign. I don't know if they were  
19 approved or not, but they had the sign. That's the  
20 thing that I want to say.

21 When -- 17 years ago, when I came here, it  
22 was so easy and very nice people. They worked with  
23 us in order to have the business open. And I hope  
24 that that happens now, because it's very difficult  
25 to have business in the town, in Greenport. The

1 idea is to work together, you know, to make  
2 Greenport better, so that's the idea.

3 I don't like to share my -- my sign with  
4 another business, even this one or anyone, because  
5 I had my sign for years. Seventeen years is a lot  
6 of time.

7 And, also, it was approved, because you said  
8 that do we know if the sign was approved, it was  
9 approved. And I think I keep records, if I need to  
10 bring it here. Okay?

11 That's the only thing that I want to say.  
12 Okay? Thank you.

13 CHAIRMAN SALADINO: Anybody?

14 MEMBER REARDON: Yeah. I'd like to ask  
15 Gustavo if you could come back and show us your  
16 sign. You have it there, so --

17 GUSTAVO ACERO: Oh, yes, definitely. Oh, and  
18 I need to mention that at 5:15, some of you guys  
19 were in front of my store to see the sign, so I put  
20 it up. I also have some pictures, but --

21 MEMBER REARDON: And what are the -- what's  
22 the dimension of the diagram?

23 GUSTAVO ACERO: Twenty-four diameter.

24 MEMBER REARDON: Okay. And you realize  
25 that's twice the size of what's permitted?

1 GUSTAVO ACERO: Yes. Also, to point out,  
2 this is something that was discussed for a circular  
3 sign.

4 MEMBER REARDON: I'm sorry, I didn't catch  
5 what you said. For what?

6 GUSTAVO ACERO: Oh, just to point out why,  
7 why the size. If I go -- I went for code, a  
8 circular sign of that size, it would be extremely  
9 small, so I wouldn't really put it.

10 MEMBER REARDON: Okay, thank you.

11 MEMBER ZEMSKY: Actually, I have one more, I  
12 have a question.

13 GUSTAVO ACERO: Sure.

14 MEMBER ZEMSKY: If there was some way that  
15 two signs could exist, would you be willing to  
16 redesign that so it could fit to code? I know last  
17 time you said it has to be a circle, but, you know,  
18 just --

19 GUSTAVO ACERO: So I'm going to -- I'm going  
20 to respond to you the same way I would respond and  
21 I did for the -- for my menu on the Health  
22 Department. Everything that I do, everything has  
23 to make sense. My lamps are circular, my  
24 crepe-makers are circular, my sign has to be. It's  
25 part of my design principle, is -- this is what I

1 studied, this is what I -- what I know, and I  
2 would -- believe me, I would hate to do that,  
3 because I know how important is to market correctly  
4 a business.

5 MEMBER REARDON: Gustavo, I have to say I  
6 grew up in a town, not around here, in the Midwest,  
7 and there was an instance that happened in the  
8 town, sort of a catastrophe. A sign fell as a  
9 result of other things. So then the town changed  
10 the law that every sign had to be mounted flat  
11 against the building. So I don't know exactly why  
12 I'm bringing that up, but there are other  
13 alternatives --

14 GUSTAVO ACERO: Definitely.

15 MEMBER ZEMSKY: To hanging.

16 MEMBER REARDON: -- to a two-foot diameter  
17 sign. And, you know, I'm also thinking, well, one  
18 sign could have two businesses listed on it for one  
19 building.

20 GUSTAVO ACERO: It could, definitely.

21 MEMBER REARDON: So could --

22 GUSTAVO ACERO: I mean, let me -- let me  
23 respond. Listen, there are two things here. One  
24 is safety, and one is actually that, what you're  
25 saying, that it could exist. It definitely can

1 exist, it can exist. A building with two signs  
2 definitely can exist. I cannot tell somebody that  
3 had their sign don't -- and move to change their  
4 sign just because I want to have a sign.

5 MEMBER REARDON: I understand.

6 GUSTAVO ACERO: So that's one part. The  
7 second part is safety. If you look at what I  
8 supplied, I'm actually doing the sign in PVC, which  
9 is a very light material. And I specifically  
10 selected that light PVC for those concerns, safety  
11 of the building. Of course, I could put the sign  
12 against the wall. I actually would have like this  
13 in the window, vinyl, that type. I can have  
14 A-frames done. Of course, I could have A-frames  
15 done like most of the town does. But when you have  
16 a dream, when you have a business, this is my first  
17 business, and you visualize what it needs to be,  
18 based on my records and my -- this is my wife and I  
19 who are putting this business, then you want to try  
20 and make it happen the way you visualize it. So  
21 that's my second answer.

22 MEMBER REARDON: Okay.

23 CHAIRMAN SALADINO: One of the -- one of the  
24 reasons -- the code also -- it mentions like if the  
25 sign is hung over the sidewalk, that the reason for

1 the sign is the fact that it's hanging over the  
2 sidewalk. If you were to put a sign on the  
3 building, it could be considerably larger, and it  
4 would be large enough to include both names on it.  
5 So when they legislated this portion of the code,  
6 they took that into consideration, that any sign --  
7 and it's -- and you're not being singled out, I  
8 hope understand that.

9 GUSTAVO ACERO: Oh, no, and I haven't  
10 mentioned that. I hope -- I hope that you know  
11 that I know --

12 CHAIRMAN SALADINO: You know, that's -- any  
13 business, any business that hangs a sign over the  
14 sidewalk has to conform to the size. And are there  
15 exceptions? Obviously, we found one here tonight.  
16 But in my experience on this Board, I can't think  
17 of any.

18 Anybody else before we -- no?

19 (No Response)

20 CHAIRMAN SALADINO: I promise we're not going  
21 to call you up until we --

22 GUSTAVO ACERO: If I need to --

23 CHAIRMAN SALADINO: I can't promise you that,  
24 I'm sorry.

25 (Laughter)

1 MEMBER KAUFMAN: I have a question, just to  
2 discuss. So the rule says that --

3 CHAIRMAN SALADINO: Wait. Should we close  
4 the public hearing first or --

5 MR. KAUFMAN: Oh, sure. I'm sorry, yes.

6 CHAIRMAN SALADINO: Should we close the  
7 public hearing before we discuss it?

8 MR. CONNELLY: Sure.

9 CHAIRMAN SALADINO: Are we okay?

10 MEMBER REARDON: Uh-huh.

11 CHAIRMAN SALADINO: All right. I'm going to  
12 make -- I'm going to make a motion that we close  
13 this public hearing. So moved.

14 MEMBER REARDON: Second

15 CHAIRMAN SALADINO: All in favor?

16 MEMBER ZEMSKY: Aye.

17 MEMBER REARDON: Aye.

18 MEMBER GORDON: Aye.

19 MEMBER KAUFMAN: Aye.

20 CHAIRMAN SALADINO: And I'll vote aye.  
21 Discussion?

22 MR. KAUFMAN: Thank you. So my question is  
23 the rule says one sign per building. This is a  
24 building that has two storefronts that are legal,  
25 right? So, effectively, you're chopping each

1 business sign in half area wise, right? They'll be  
2 penalized just because they happen to be in a  
3 single building, you know, building unit, even  
4 though it's legal to have two storefronts in there.  
5 So is that really what the intention -- I mean, I  
6 guess that's what the intention of the rule was.  
7 It seems kind of arbitrary.

8 CHAIRMAN SALADINO: I think -- I think, when  
9 it came to a hanging sign, and I'm not sure -- I  
10 mean, the code was revised 1975, so I'm not sure  
11 what they were thinking in 1975. But if we -- if  
12 we take hanging sign out of the equation, maybe  
13 they were just thinking about, you know, a big sign  
14 on the front of the building and they would list  
15 two businesses, you know, like the other businesses  
16 on Front Street and Main Street. I don't know what  
17 the Legislators' intent was.

18 MR. KAUFMAN: Yeah.

19 CHAIRMAN SALADINO: So, you know --

20 MR. NOONE: Mr. Chairman, if you want, I have  
21 the code right here, if you wanted to see any part  
22 of it.

23 MR. BOLANOS: Yeah. What I think, in  
24 Manhattan, I've seen there's a couple of stores  
25 that are a flower shop, and in the same store

1       there's a coffee shop, almost like a little  
2       flea market thing where you have two businesses in  
3       one commercial space. And maybe, I'm guessing, you  
4       know, two signs, one business.

5               MR. KAUFMAN: But this isn't that.

6               MR. BOLANOS: No, no, no.

7               MR. KAUFMAN: This is really effectively two  
8       completely --

9               MR. BOLANOS: Yeah, it's two.

10              MR. KAUFMAN: Yeah.

11              MR. BOLANOS: But I'm saying, maybe the code  
12       was written with intent of like, you know, we want  
13       to share a space together and we'll share, you  
14       know, two different signs, because we have two  
15       businesses, but it's --

16              MEMBER ZEMSKY: I mean, there's -- when you  
17       look at that building, it is a double-wide with a  
18       staircase in between, I guess, that goes upstairs  
19       to the stores, or whatever's above the street  
20       level. So it would seem that it was designed as  
21       two separate business spaces. And I don't know if  
22       there's any exception in the sense that, you know,  
23       you have two bona fide businesses that want to do  
24       business. So it's --

25              MR. KAUFMAN: It depends what you construe as

1 a building in a sense.

2 MEMBER ZEMSKY: What?

3 MR. KAUFMAN: It depends on what you want to  
4 construe as a building in a sense. And this is  
5 where I'm going to stop being a lawyer.

6 (Laughter)

7 MR. KAUFMAN: But isn't -- that's a stretch,  
8 right, to -- or is it --

9 MR. CONNELLY: Well, it's one structure, so  
10 it's a building.

11 MR. KAUFMAN: So it's a building. In this  
12 case a building is a building.

13 MR. CONNELLY: Yeah.

14 MR. KAUFMAN: Okay.

15 MEMBER GORDON: I'm uncomfortable about  
16 making the applicant pay for previous errors that  
17 have been made, at least errors with respect to the  
18 interpretation of the code, because there was  
19 definitely a sign there for a very long time, and  
20 perhaps that sign was illegal the whole time. And  
21 now we're asking Gustavo, essentially, to pay for  
22 that, and I'm a little uncomfortable with that.

23 MEMBER ZEMSKY: As am I.

24 CHAIRMAN SALADINO: Are you --

25 MR. KAUFMAN: Yeah, me, too.

1 CHAIRMAN SALADINO: Are you really suggesting  
2 that we should -- we should ignore --

3 MEMBER GORDON: We should --

4 CHAIRMAN SALADINO: -- previous violations to  
5 the code?

6 MEMBER GORDON: No, but we are here -- we are  
7 here to make variances when appropriate, and it  
8 seems to me --

9 CHAIRMAN SALADINO: Yeah, but that's not what  
10 you said.

11 MEMBER GORDON: No, but it seems to me one  
12 could say that it's appropriate to consider a  
13 variance, because, otherwise, you would be  
14 committing an injustice to the current applicant.

15 CHAIRMAN SALADINO: But the -- but if you do  
16 the balancing test, the current applicant has  
17 options. It's not like he has no options, he has  
18 options. He could put up a sign that conforms. He  
19 could put up any size sign he wants on the front of  
20 the building. He could put up his sign on a  
21 sandwich board, that he's allowed to have in front  
22 of his building. So I don't know how we're being  
23 unfair to the applicant. Because someone in the  
24 past wrote the law and we want to carry that  
25 forward? I'm forced to disagree with you.

1           MEMBER GORDON: All right. Well, we're  
2 allowed to disagree.

3           CHAIRMAN SALADINO: Well, since this is an  
4 adversarial project here, and we're going to hear  
5 from -- it's appropriate to hear from the Village,  
6 right, in a situation like this? Let's talk to the  
7 Code Enforcement Officer. What -- how would the  
8 Code Enforcement Officer handle -- let's take sign  
9 out of it, because we don't want to prejudice the  
10 application. Handle a -- something that -- right  
11 now, sign is the only thing in my mind. So I'm  
12 going to say how would the Code Enforcement Officer  
13 handle a sign that wasn't permitted by a previous  
14 owner? And now would you -- would you look at that  
15 as like, well, the other guy had it, I'll just  
16 ignore this guy, or would you --

17           MR. BOLANOS: Absolutely not, two wrongs  
18 don't make a right. But the only thing I do  
19 question is the fact that I understand, as Rob  
20 mentioned, that it's translated as one building,  
21 but to me, I see two separate stores within the  
22 building. You know, so the code says building,  
23 which is, you know, building, they're right.

24           CHAIRMAN SALADINO: Well, we don't write the  
25 code. You know, we don't --

1 MR. BOLANOS: I see it as two legitimate  
2 separate businesses. You know, there's a partition  
3 wall separating the businesses and I see it.

4 CHAIRMAN SALADINO: Well, what did the  
5 Attorney say? Do you share what the Attorney said?

6 MR. CONNELLY: I said it's one, it's one  
7 structure, so it's one building.

8 MR. BOLANOS: Correct. Also, if I may, I  
9 want to ask a question. I haven't been here a long  
10 time, so I'm still trying to make myself familiar  
11 with all the stores, and it's a lot to soak in, but  
12 where Kate's Cheese is, to me, that all looks like  
13 one building, but there's like five signs with five  
14 different stores.

15 MR. KAUFMAN: You mean, the one next to  
16 Kate's Cheese, right?

17 MR. BOLANOS: Kate's Cheese, the one next to  
18 it, the one after it.

19 MR. KAUFMAN: But Kate's Cheese is a separate  
20 building, that's an old --

21 CHAIRMAN SALADINO: Kate's is -- you're  
22 talking the Galleria building?

23 MR. BOLANOS: Yes, yeah.

24 MR. KAUFMAN: Yeah, Kate's Cheese is it's own  
25 building. That's an older building. You're

1 talking about -- but the one next to it, you're  
2 right, it's got several units, yeah.

3 MR. BOLANOS: So they're separate.

4 MR. KAUFMAN: That's true. That's a very  
5 wide building, of course, but --

6 MR. BOLANOS: Yeah, but it is --

7 CHAIRMAN SALADINO: Well, and, also, but  
8 it's -- I thought -- isn't that building set back?

9 MR. KAUFMAN: It is set back.

10 CHAIRMAN SALADINO: The Galleria building?

11 MR. KAUFMAN: Okay.

12 CHAIRMAN SALADINO: Wasn't that a contention  
13 with the policy of the Village, that if it's set  
14 back --

15 MR. BOLANOS: It is set back, yeah.

16 MR. KAUFMAN: Yes, it.

17 CHAIRMAN SALADINO: It's set back, so the  
18 sign isn't over the sidewalk.

19 MR. BOLANOS: Then the sign isn't on the  
20 sidewalk, correct.

21 MR. CONNELLY: I think, also, if the Board  
22 denies it --

23 CHAIRMAN SALADINO: Kate -- I don't want to  
24 say it too loud, because Kate is still angry with  
25 me for that.

1 (Laughter)

2 CHAIRMAN SALADINO: Even though the vote was  
3 unanimous, you know. But Kate's sign was -- it was  
4 decided that it was -- a similar size sign, it was  
5 decided that it was too big.

6 Variances don't hold the weight of  
7 precedence, only interpretations do, but they  
8 should be consistent. They should be in -- so,  
9 since we brought Kate's up, that was the logic with  
10 Kate's Cheese Shop. She wound up mounting her sign  
11 on her building.

12 GUSTAVO ACERO: Yeah.

13 CHAIRMAN SALADINO: But --

14 MEMBER GORDON: You did not put a vote on  
15 this or a discussion vote on the agenda. Do you --  
16 was that on purpose or --

17 CHAIRMAN SALADINO: I have to be honest with  
18 you, I -- I apologize for the omission. I  
19 didn't -- I was doing something else and I forgot  
20 to mention it to the Clerk that made up the agenda  
21 for me.

22 MR. NOONE: I'll take -- I'll take  
23 responsibility for that.

24 CHAIRMAN SALADINO: It's fine, it's fine,  
25 it's fine, it's fine. But, you know, the fact that

1 it's not on the agenda doesn't mean that we can't  
2 vote on it.

3 MEMBER GORDON: Okay, good.

4 CHAIRMAN SALADINO: Wait, I'll ask the  
5 Attorney.

6 MR. CONNELLY: You're 100% correct. You have  
7 to make -- if you close the public hearing, then  
8 you need to make a decision within 62 days, so you  
9 can absolutely --

10 CHAIRMAN SALADINO: Absolutely.

11 MR. CONNELLY: -- vote on it tonight.

12 CHAIRMAN SALADINO: That was my thought,  
13 but -- anything else that we want to talk about  
14 here? Is -- we'll do this balancing test. I'm not  
15 quite sure how, how you want to do this. Do we  
16 take these one at a time, these two variance  
17 requests, or we do them both at once? I don't see  
18 how we could do them both at once. We'll do them  
19 one at a time?

20 MEMBER GORDON: No, they're quite different.  
21 No. I'm in favor of doing them separately.

22 MR. KAUFMAN: I agree.

23 CHAIRMAN SALADINO: Okay.

24 MEMBER ZEMSKY: Well, I have a question.

25 MR. CONNELLY: Can I just make a suggestion?

1 CHAIRMAN SALADINO: Go ahead.

2 MEMBER ZEMSKY: Well, when -- how are you  
3 going to break it up?

4 CHAIRMAN SALADINO: Well, there's two  
5 variances, there's two requests.

6 MEMBER ZEMSKY: Right, I know that, John.  
7 But, I mean, he has a sign that's a certain size  
8 that he wants to hang. But what you're saying is  
9 if he can't get it hanging, he can put it -- the  
10 size is a nonissue, because he can put any size on  
11 the building or on his sandwich board, right; is  
12 that correct?

13 CHAIRMAN SALADINO: Well, he could put any,  
14 any size sign on the front of building. I mean,  
15 there's a formula, you know, inches per --

16 MEMBER ZEMSKY: So there is another formula?

17 CHAIRMAN SALADINO: It could be an enormous  
18 sign to hang on the side of the building.

19 MEMBER REARDON: So many feet.

20 MEMBER ZEMSKY: Okay, understood.

21 CHAIRMAN SALADINO: And I believe it's  
22 Village policy that they're allowed one sandwich  
23 board?

24 MR. BOLANOS: (Nodded Yes)

25 CHAIRMAN SALADINO: So the opportunity is

1       there for a sandwich board, the opportunity is  
2       there for a sign on the building. A sign on the  
3       building would -- would -- so, yeah, there'd be  
4       two, two votes here, one on the size of the sign,  
5       and one on relief from adding the second or -- I'm  
6       going to have to ask the Attorney. How would we  
7       even handle that? How would we handle --

8               MR. CONNELLY: I think you should take the  
9       second various first, because if you divide it,  
10      then the first variance is moot.

11             CHAIRMAN SALADINO: Well, the owner of the  
12      other sign, who came in front of Zoning 17 years  
13      ago, she says she came in front of Zoning 17 years  
14      ago and was approved for that size sign, just told  
15      us that she doesn't want another business on her  
16      sign. So I'm not sure. I'm not -- I don't know  
17      how --

18             MEMBER GORDON: Well, it limits the  
19      alternatives.

20             CHAIRMAN SALADINO: What do you mean?

21             MEMBER ZEMSKY: The options, it limits the  
22      options. So you suggest we do the second one  
23      first, is that what you suggest?

24             MEMBER REARDON: It's like the determining  
25      factor.

1 CHAIRMAN SALADINO: The second sign, you're  
2 saying?

3 MEMBER ZEMSKY: (Nodded Yes)

4 CHAIRMAN SALADINO: Yes.

5 MR. CONNELLY: Yes.

6 CHAIRMAN SALADINO: The second sign?

7 MEMBER GORDON: (Nodded Yes)

8 MR. KAUFMAN: Yeah.

9 CHAIRMAN SALADINO: All right. We'll do --  
10 we'll do this balancing test. This balancing test  
11 that the State mandates that we do, there's five  
12 questions. We answer them, and then we'll vote on  
13 the variance after that. I think we're going to do  
14 the same thing for the second portion of the  
15 variance, just so you guys understand.

16 The first question is whether an undesirable  
17 change will be produced in the character of the  
18 neighborhood or a detriment to nearby properties  
19 will be created by the granting of the area  
20 variance? Dena?

21 MEMBER ZEMSKY: I'd say no.

22 CHAIRMAN SALADINO: Jack?

23 MEMBER REARDON: No.

24 CHAIRMAN SALADINO: Dini?

25 MEMBER GORDON: No.

1 MR. KAUFMAN: No.

2 CHAIRMAN SALADINO: And I'll vote no.

3 Whether the benefit sought by the

4 applicant --

5 MEMBER ZEMSKY: I'm sorry.

6 CHAIRMAN SALADINO: Whether the benefit

7 sought by the applicant can be achieved by some

8 method feasible for the applicant to pursue other

9 than an area variance? Dinni -- Diane -- Dena?

10 (Laughter)

11 CHAIRMAN SALADINO: You want me to read it

12 again?

13 MEMBER GORDON: It's hard --

14 MEMBER ZEMSKY: It's hard.

15 MEMBER GORDON: -- when there's a Dena and a

16 Dinni in one -- on one Board.

17 CHAIRMAN SALADINO: Especially with a senile

18 guy asking the question.

19 Whether the benefit sought by the applicant

20 can be achieved by some method feasible for the

21 applicant to pursuant other than an area variance?

22 MEMBER ZEMSKY: Yes.

23 MEMBER REARDON: Yes.

24 MEMBER GORDON: No.

25 MR. KAUFMAN: Yes.

1 CHAIRMAN SALADINO: And I'm going to vote  
2 yes.

3 Whether the requested area variance is  
4 substantial? Before we answer, I'm going to look  
5 at the applicant's application. His narrative on  
6 his application, when responding to this question,  
7 he voted yes. He decided that yes was the answer.  
8 So the question is whether the requested area  
9 variance is substantial?

10 MEMBER ZEMSKY: According to the code, yes.

11 CHAIRMAN SALADINO: Jack?

12 MEMBER REARDON: No.

13 CHAIRMAN SALADINO: Dinni?

14 MEMBER GORDON: No.

15 MR. KAUFMAN: No.

16 CHAIRMAN SALADINO: I'm going to vote yes.

17 Whether the proposed variance will have an  
18 adverse effect or impact on the physical or  
19 environmental conditions in the neighborhood or the  
20 district?

21 MEMBER ZEMSKY: No.

22 MEMBER REARDON: No.

23 MEMBER GORDON: No.

24 MEMBER KAUFMAN: No.

25 CHAIRMAN SALADINO: And I'll vote no.



1 signs on the building and -- I'm going to vote no.  
2 I'm going to vote no. I think. Well, all right.  
3 I'm going to make --

4 MR. KAUFMAN: You got to vote, right?

5 MEMBER GORDON: There's one more, right?

6 MEMBER REARDON: No, that was the last one.

7 MEMBER GORDON: I'm sorry.

8 MR. KAUFMAN: Did you vote yes or no? I'm  
9 curious.

10 CHAIRMAN SALADINO: I said no.

11 MR. KAUFMAN: Oh, okay, good. You said you  
12 were -- you didn't know.

13 MEMBER REARDON: No.

14 MR. KAUFMAN: So I was -- okay, no.

15 CHAIRMAN SALADINO: Wait a second are we  
16 allowed to say I don't know? You don't have to  
17 answer. We got to do -- we're going to do SEQRA  
18 first, right? We're going to do SEQRA?

19 MR. CONNELLY: You could do -- if you want to  
20 take --

21 CHAIRMAN SALADINO: We can do SEQRA after the  
22 other one?

23 MR. CONNELLY: Yeah.

24 CHAIRMAN SALADINO: All right. All right.  
25 I'm going to make a motion that we -- this

1 particular area variance, this particular area  
2 variance, Village Code 150-15 L, Paragraph 3, one  
3 sign per building. I'm going to make a motion that  
4 we grant that particular area variance. So moved.  
5 Oh, is there -- is there a second?

6 MEMBER GORDON: Second.

7 MEMBER ZEMSKY: Yes.

8 MEMBER REARDON: Yes.

9 MEMBER GORDON: Yes.

10 MR. KAUFMAN: Yes.

11 CHAIRMAN SALADINO: And I'll vote yes.

12 All right. The second, the second -- so  
13 we're going to have two signs on that building.

14 MEMBER ZEMSKY: (Raised Arms)

15 MEMBER REARDON: You can't do that.

16 MEMBER ZEMSKY: I can't do that.

17 (Laughter)

18 MEMBER ZEMSKY: I'll never do it again.

19 CHAIRMAN SALADINO: The second variance is  
20 the applicant would like a two-foot-by-two-foot PVC  
21 sign, and according to Village Code 150-15 L,  
22 Paragraph 4, the sign is two square feet, and he's  
23 allowed two square feet. I'm going to read it from  
24 here. The code limits signs to two square feet.  
25 This would require an area variance of two square

1 feet. If it was a single-sided sign, you would be  
2 home free. It's not.

3 Again, we're going to go through these five  
4 questions and do this balancing test, and then --  
5 and then vote.

6 Whether an undesirable change will be  
7 produced in the character of the neighborhood or a  
8 detriment to nearby properties will be created by  
9 granting the area variance?

10 MEMBER ZEMSKY: No.

11 MEMBER REARDON: No.

12 MEMBER GORDON: No.

13 MR. KAUFMAN: No.

14 CHAIRMAN SALADINO: And I'll vote no.

15 Whether the benefit sought by the applicant  
16 can be achieved by some method feasible for the  
17 applicant to pursue other than an area variance?

18 MEMBER ZEMSKY: No.

19 MEMBER REARDON: Yes.

20 MEMBER GORDON: Yes.

21 MR. KAUFMAN: Yes.

22 CHAIRMAN SALADINO: And I'm going to vote yes.

23 Whether the requested area variance is  
24 substantial? Dena?

25 MEMBER ZEMSKY: Yes.

1 MEMBER REARDON: Yes.

2 MEMBER GORDON: Yes.

3 MR. KAUFMAN: No.

4 CHAIRMAN SALADINO: I'm going to vote yes.

5 Whether the proposed variance will have an  
6 adverse effect or impact on the physical or  
7 environmental conditions in the neighborhood or  
8 district?

9 MEMBER ZEMSKY: No.

10 MEMBER REARDON: No.

11 MEMBER GORDON: No.

12 MR. KAUFMAN: No.

13 CHAIRMAN SALADINO: And I'll vote no.

14 Whether the alleged difficulty was  
15 self-created, which consideration shall be relevant  
16 to the decision of the Board of Appeals, but not --  
17 but shall not necessarily preclude the granting of  
18 the area variance?

19 MEMBER ZEMSKY: Yes.

20 MEMBER REARDON: Yes.

21 MEMBER GORDON: Yes.

22 MR. KAUFMAN: Yes.

23 CHAIRMAN SALADINO: And I'll vote yes.

24 Let me ask the Attorney. Three of these  
25 questions in this balancing test -- all right,

1 never mind. I'm going to --

2 MEMBER REARDON: Is there room for discussion  
3 before we second this motion?

4 MEMBER GORDON: Yeah.

5 CHAIRMAN SALADINO: Before we vote on the  
6 variance?

7 MEMBER REARDON: Uh-huh.

8 CHAIRMAN SALADINO: Of course.

9 MEMBER REARDON: Okay.

10 CHAIRMAN SALADINO: You want to do SEQRA  
11 first?

12 MR. CONNELLY: Yeah, might as well get it out  
13 of the way.

14 CHAIRMAN SALADINO: While you're thinking  
15 about it. I'm going to make a motion that the --  
16 that the Zoning Board of Appeals is the Lead Agency  
17 for the purposes of SEQRA. So moved.

18 MR. KAUFMAN: Second.

19 MEMBER GORDON: Second.

20 CHAIRMAN SALADINO: All in favor?

21 MEMBER ZEMSKY: Aye.

22 MEMBER REARDON: Aye.

23 MEMBER GORDON: Aye.

24 MR. KAUFMAN: Aye.

25 CHAIRMAN SALADINO: And I'll vote aye.



1 between 21 to 24 inches.

2 MEMBER REARDON: Based on what?

3 GUSTAVO ACERO: Based on previous review.

4 MEMBER REARDON: From what distance?

5 GUSTAVO ACERO: From the --

6 MEMBER REARDON: Readability? You say  
7 readability. Well, that's got to be a distance.

8 GUSTAVO ACERO: I can show. I can show you  
9 that, this is what I do.

10 MEMBER REARDON: You don't have to show me,  
11 I'm quite --

12 GUSTAVO ACERO: No, no, no, no. But let me  
13 answer the question --

14 MEMBER REARDON: Okay.

15 GUSTAVO ACERO: -- as a graphic designer  
16 would. So this is 24. If I go really a small  
17 sign, it would be very hard to read. So by  
18 lowering three inches from the diameter, just  
19 still -- is still very limited. If I go a lot less  
20 than that, there is two things that concern me.  
21 First one is how you hang the sign, because the --  
22 the mounting bracket has already been there, so I  
23 designed -- I designed to make sure that it holds  
24 from both sides. If I make it very small, you're  
25 going to have two chains, so hang in diagonal,

1 which it would make it look not very appealing. So  
2 that is my concern.

3 CHAIRMAN SALADINO: So why can't you put a  
4 different bracket?

5 GUSTAVO ACERO: I'm sorry?

6 CHAIRMAN SALADINO: Why can't you put a  
7 different bracket?

8 GUSTAVO ACERO: Then I have to buy a bracket,  
9 and I don't want to, because I already spent six  
10 months of rent on my store without no money coming  
11 in, so --

12 MEMBER GORDON: Well, the other -- and the  
13 other reason for not doing that is that these are  
14 matching brackets with some architectural interest.

15 MEMBER REARDON: Well, those are logistical  
16 things and aesthetic things --

17 CHAIRMAN SALADINO: Right.

18 MEMBER REARDON: -- that don't really bear  
19 here. It's -- you know, you got a sign.  
20 Obviously, you want the sign to be read from miles  
21 away.

22 GUSTAVO ACERO: Of course.

23 MEMBER REARDON: Right, but you can't. So  
24 nobody's going to see your sign past the corner of  
25 Front and Main. You know, it would be unusual for

1 someone to look up and see it down the street.  
2 So is a 24-inch sign necessary for a 75-foot  
3 visibility, or whatever it is? It's not a big  
4 distance.

5 GUSTAVO ACERO: I'm going to say 21 would be  
6 enough for visibility.

7 MEMBER REARDON: So you're willing to  
8 diminish the size by three inches?

9 GUSTAVO ACERO: To diminish it by three  
10 inches.

11 MEMBER REARDON: Okay.

12 GUSTAVO ACERO: That would be --

13 MEMBER REARDON: That's what I wanted to  
14 hear, what were you willing to compromise.

15 MEMBER GORDON: It's still -- if it's  
16 diminished by three inches, it's still beyond what  
17 the code --

18 MEMBER REARDON: Of course.

19 MEMBER GORDON: -- allows.

20 MEMBER REARDON: Of course.

21 MEMBER GORDON: Okay. I just --

22 MEMBER REARDON: But it's not 24 inches.

23 MEMBER GORDON: And I was thinking, if you  
24 have -- if it was only one side, explain to me. I  
25 don't really understand how, if it's such a flat

1 sign, it's two by -- we get two feet from one side  
2 and two feet from the other side?

3 CHAIRMAN SALADINO: The way -- the way the  
4 Village measures a sign, according to the code, is  
5 the largest rectangle an irregularly shaped sign  
6 can fit into.

7 MEMBER GORDON: Okay, I get it.

8 CHAIRMAN SALADINO: So, in this case, it's a  
9 24-inch sign. So, obviously, the rectangle is --

10 MEMBER GORDON: Right, got it. Okay.

11 CHAIRMAN SALADINO: -- 24 inches square,  
12 would be four square feet.

13 MEMBER GORDON: I see.

14 CHAIRMAN SALADINO: Four square feet, right?

15 MR. KAUFMAN: Yes.

16 CHAIRMAN SALADINO: Two-feet-by-two-feet --

17 MEMBER GORDON: Yeah.

18 CHAIRMAN SALADINO: -- is four square feet.

19 It's a double-sided sign.

20 MEMBER GORDON: Yeah.

21 CHAIRMAN SALADINO: So what I was going to  
22 bring up is that the variance -- his sign is eight  
23 square feet. He's allowed two square feet.

24 MR. KAUFMAN: It's really -- it's really  
25 based on --

1 MEMBER ZEMSKY: On both sides?

2 MR. KAUFMAN: -- frontage on both sides, or  
3 is it just physically --

4 CHAIRMAN SALADINO: Yeah.

5 MR. KAUFMAN: Is that -- that's correct?  
6 What kind of hanging sign on the street wouldn't be  
7 two sided?

8 GUSTAVO ACERO: May I ask something?

9 CHAIRMAN SALADINO: We're just going to give  
10 him a second.

11 GUSTAVO ACERO: Sure.

12 MR. BOLANOS: I forgot my glasses.

13 (Laughter)

14 MR. CONNELLY: You could see it's both sides.

15 MR. BOLANOS: Both sides, it was double. I  
16 just want to confirm it.

17 MEMBER GORDON: It says two square feet or  
18 less on each side.

19 MR. KAUFMAN: Yeah.

20 MR. BOLANOS: Yeah.

21 MEMBER GORDON: So that makes it four square  
22 feet.

23 MR. KAUFMAN: Well, if we just calculate the  
24 sign on one side.

25 MEMBER GORDON: Right.

1 MR. KAUFMAN: I mean, it's still -- he's  
2 asking for four.

3 MEMBER GORDON: Yeah.

4 CHAIRMAN SALADINO: And he's asking for  
5 eight.

6 MEMBER GORDON: He's asking for twice.

7 MR. KAUFMAN: Well, exactly, whatever you  
8 want to call it. I mean, if you want to -- it's a  
9 sign, so if you want to calculate on one side or  
10 both sides, it's the same difference.

11 MR. BOLANOS: So he's asking for a variance  
12 of four.

13 CHAIRMAN SALADINO: Four square feet.

14 MR. BOLANOS: Yeah, two on each side.

15 CHAIRMAN SALADINO: Twice the size.

16 MR. BOLANOS: Yeah, it's double.

17 MR. KAUFMAN: Yeah, it's double anyway.

18 MR. BOLANOS: It's basically double, double  
19 the code.

20 MEMBER GORDON: I have a question. Can --

21 CHAIRMAN SALADINO: For me?

22 MEMBER GORDON: No, for all of us in part of  
23 the discussion. Can -- can we append a condition?

24 I was interested in Jack's --

25 CHAIRMAN SALADINO: Absolutely.

1 MEMBER GORDON: -- Jack's question, concern  
2 about safety, and Mr. Arcero's answer, being that  
3 he was using PVC, a light material. Can we require  
4 that it be made of a light material?

5 CHAIRMAN SALADINO: It already is.

6 MEMBER GORDON: A condition? Well, but we've  
7 -- before we've had these conditions, where we  
8 wanted to condition --

9 MR. CONNELLY: Condition on his representation.

10 CHAIRMAN SALADINO: I'm sorry?

11 MR. CONNELLY: Condition on his representation that  
12 it's going be PVC.

13 MEMBER GORDON: Yeah.

14 CHAIRMAN SALADINO: Well, I believe him, you  
15 know.

16 MEMBER GORDON: No, but I -- but I'm  
17 asking --

18 CHAIRMAN SALADINO: The Code Enforcement  
19 Officer's here.

20 (Laughter)

21 MEMBER GORDON: It's a group -- it's a  
22 question for the group.

23 MR. CONNELLY: Actually, no, yeah, you're  
24 right, and you should -- we should put that in  
25 there, because if a business changes hands, the

1 variance runs with the land, so we want -- always  
2 want any other business owner to use a light  
3 weight.

4 CHAIRMAN SALADINO: Well, only if the next  
5 business owner uses that sign.

6 MR. CONNELLY: Right.

7 CHAIRMAN SALADINO: Right? Because if --

8 MR. CONNELLY: Yeah.

9 CHAIRMAN SALADINO: -- it's a different -- if  
10 he changes the sign, then he's got to comply with  
11 the code.

12 MR. CONNELLY: Yeah.

13 CHAIRMAN SALADINO: As we just found out, right?

14 MR. KAUFMAN: But it's reasonable to require  
15 that, so you could do that.

16 CHAIRMAN SALADINO: I don't have a problem.

17 MR. KAUFMAN: Back to the size, though, so 21  
18 inches is the -- is workable, so --

19 CHAIRMAN SALADINO: Well, it's workable for  
20 the applicant.

21 MR. KAUFMAN: No, exactly. No, that was my  
22 next --

23 MEMBER GORDON: It's still viable.

24 MR. KAUFMAN: That's why I'm looking at you,  
25 John. It's workable, but?

1           CHAIRMAN SALADINO: I think the applicant --  
2           as long as we're having this discussion, I think  
3           the applicant has more than one or two other  
4           options. I don't -- I'm not sure I approve.  
5           Again, we faced -- we faced one or two other  
6           applicants in a similar situation within very close  
7           proximity to this property. This Board, perhaps  
8           not all the members on this Board were on this  
9           Board at the time, but this Board unanimously  
10          decided that it wouldn't grant that variance.

11                 Again, I'll repeat, we know variances don't  
12          hold the weight of precedence, only interpretations  
13          do, but they should be consistent for a similar  
14          application in a similar area. So I'm -- I  
15          frequent some of those other businesses and I  
16          don't -- I don't want -- I don't want to get in an  
17          argument every time I go in there, you know.

18                 MR. KAUFMAN: That's not really the reason to  
19          vote --

20                 CHAIRMAN SALADINO: Of course not.

21                 MR. KAUFMAN: Making sure you understand  
22          that, sir.

23                 CHAIRMAN SALADINO: Of course not.

24                                 (Laughter)

25                 GUSTAVO ACERO: If I may.

1 CHAIRMAN SALADINO: Sure.

2 GUSTAVO ACERO: With all due respect, you're  
3 going to face these questions anyway, because  
4 you're talking about consistency. And when I go  
5 through town, my sign is actually one of those ones --

6 CHAIRMAN SALADINO: I'm going to interrupt.

7 GUSTAVO ACERO: Hold on, hold on, hold on.

8 CHAIRMAN SALADINO: No, no, no, I'm going to  
9 stop you right there. What you're bringing up has  
10 nothing to do with this Board. If you have a  
11 problem with someone else's sign, you go to  
12 Village Hall during business hours.

13 GUSTAVO ACERO: No, no, no. I'm actually  
14 answering and forgive me to interrupt. Like you  
15 were saying that as Code Enforcers, you are -- you  
16 don't want any other business saying, okay, if they  
17 take my sign, that you can enforce the law, but  
18 you're going to have people here seeing how the  
19 town is right now and it's not consistent.

20 CHAIRMAN SALADINO: Well, as long as this  
21 Board is consistent, I'm happy.

22 GUSTAVO ACERO: Okay, but it hasn't been.

23 CHAIRMAN SALADINO: What the other people --  
24 the other people that are driving through town, or  
25 decide to settle here, or land here on a boat,

1 that's up to them to decide. As far as this Board,  
2 being consistent, showing the general public that  
3 we do things in a consistent manner --

4 GUSTAVO ACERO: Well, that's --

5 CHAIRMAN SALADINO: -- as opposed to things  
6 that happened in the past, it makes me happy.

7 GUSTAVO ACERO: You know, that's as much my  
8 concern as your concern, because I do live here and  
9 I do want to see consistency. Actually,  
10 consistency is my -- it's my job, that's what I do,  
11 make sure that things are consistent. Putting a  
12 sign on that street at 21 inches is consistent with  
13 what the town is right now.

14 CHAIRMAN SALADINO: No, we're talking  
15 about -- I'm not talking about consistence, what  
16 the sign -- I'm talking about consistency in the  
17 decisions that this Board makes.

18 MR. KAUFMAN: As a business owner, if this is  
19 the code and this code is impeding your ability to  
20 conduct business, then you need to go to, you know,  
21 the Mayor and the Trustees and get the Zoning Code  
22 changed. We can't change the Zoning Code for you,  
23 that's the issue. I -- it doesn't seem to me that  
24 a 21-inch sign is over the top, but that -- the  
25 code doesn't allow it, so -- and we can't change

1 that, unfortunately.

2 MEMBER GORDON: But we could give a variance.

3 MR. KAUFMAN: We could give a variance if  
4 other things -- if there's a balancing test that  
5 works, absolutely. But my point is, if you want  
6 consistency that everyone can have a 21-inch sign  
7 or a 24-inch sign, the code needs to change. And  
8 as a business owner, you know, both of you, you can  
9 go to the Village and ask for that.

10 GUSTAVO ACERO: Mr. Kaufman, the reason why  
11 I'm here is because I want to make sure that I'm  
12 consistent with what the town -- with what the town  
13 needs.

14 MEMBER GORDON: We don't keep it consistent.

15 MR. KAUFMAN: Yeah, we -- I think we all  
16 understand that and we appreciate that. All I'm  
17 saying is that, ultimately, in order to make it  
18 easy to get a sign, you know, as-of-right, the code  
19 needs to change, and that's something that you can  
20 do. That's not going to solve your problem right  
21 now, but that's what you would need to do.

22 CHAIRMAN SALADINO: We see it, we see it,  
23 that applicants -- we see it often where applicants  
24 have legitimate complaints, but it's contrary to  
25 the code. And the refrain that I use, that we use

1 all the time is we don't write the code. If you  
2 feel that you have a legitimate complaint, you feel  
3 that, as Seth said, that you're being hindered in  
4 doing business, Thursday night -- I say it every  
5 meeting, practically, I say it, Thursday nights,  
6 7 o'clock, you talk to the Village Board.  
7 Actually, they're the Legislators, they're the ones  
8 that create the code.

9 MR. BOLANOS: And may I reinforce what you  
10 just said? You can't look at what the town has, we  
11 have -- we have to deal with your project  
12 separately. Because if you look right next door to  
13 you, you have Claudio's sign, which is a pirate in  
14 neon three times bigger than yours. But the thing  
15 is, that was done prior to the code and it's  
16 grandfathered in. So we can't compare it to yours,  
17 because the code wasn't there when they did it. So  
18 you can't really look at Claudio's and say, "Look  
19 at Claudio's and look at mine," because it's  
20 irrelevant.

21 GUSTAVO ACERO: I definitely can't compare  
22 myself to what Claudio's does.

23 MR. BOLANOS: Yeah.

24 GUSTAVO ACERO: They're --

25 MR. BOLANOS: Neons are not allowed in the

1 Village, but they have it.

2 GUSTAVO ACERO: I don't have any intentions,  
3 because --

4 MR. BOLANOS: Yeah.

5 GUSTAVO ACERO: -- I also cannot afford a  
6 sign like that. I know -- I know --

7 MR. BOLANOS: Well, even if you could afford  
8 it, it's not allowed.

9 (Laughter)

10 GUSTAVO ACERO: I wish, I wish my sign was  
11 made three times bigger. Maybe one day, different  
12 times. I don't know how my business is going to  
13 go. I want to make sure that I'm doing the best  
14 for my business.

15 MEMBER REARDON: Yeah.

16 GUSTAVO ACERO: I want to make sure that I do  
17 the best for Greenport, because I started in  
18 Greenport, exactly, because when I first came here  
19 to this country, this was the town that I fell in  
20 love with, this is why I'm here. I was living in  
21 New Rochelle for a long time and I wanted to do  
22 something here. I -- this is just a great town.  
23 I graduated from school here. I just want to make  
24 sure that I do what's best for my business and the  
25 town.

1           So I do hear you, and I'll actually address  
2           people enforcing what we do here. But, again,  
3           unfortunately, this is my -- this is my -- this has  
4           been my job, my career, where I want to make sure  
5           that these things get consistent. So I am -- I'm  
6           pro that, that's why I'm here.

7           I mean, honestly, there is a lot of -- that  
8           you guys have to do -- I mean, to obey how  
9           everything here is done, and I just want to make  
10          sure that I do it correctly, that's all.

11          Mr. Saladino, you said there is different  
12          options. There is -- as a designer, there's  
13          millions of options to do one job, millions of  
14          options. You ask 10 designers to do a design,  
15          there is always going to be some different sizes  
16          and different things. But I think very carefully  
17          of what I do in my business in order to be  
18          successful, because at the -- end game is such to  
19          be successful, but, also, I am here to make sure  
20          that I do it within the -- within the code, within  
21          the rights.

22          I've been seeing you for more than half a  
23          year, and, you know, and I'm constantly going, even  
24          though you also know that I've traveled back and  
25          forth between New York and here, because I want to

1 make sure that it happens here.

2 CHAIRMAN SALADINO: We understand. We do  
3 business with builders, we do business with  
4 architects, we do business with shop owners and  
5 merchants, and we understand every particular  
6 applicant, every applicant that comes in front of  
7 us with a particular lament.

8 Business owners want the biggest sign  
9 possible. Contractors think they're building on a  
10 prairie. They don't -- they don't care about --  
11 about zoning and stuff. And it's this Board's job  
12 to sometimes say, "You know, you really can't do  
13 that," sometimes. Sometimes we say yes, sometimes  
14 we say no. So we understand the merchant  
15 mentality. Some of us were merchants, I think,  
16 but -- well, we haven't made a decision, we haven't  
17 voted yet, so maybe things will work out. I don't  
18 know how the Board's going to vote.

19 MEMBER REARDON: Gustav.

20 CHAIRMAN SALADINO: Like I said, there's five  
21 free-thinkers here.

22 MEMBER REARDON: I have some PVC chairs at  
23 home, Adirondack chairs, and they're multiple times  
24 heavier than wooden chairs that are exactly the  
25 same. And you say you chose PVC because it was

1 light.

2 GUSTAVO ACERO: Light-weight PVC.

3 MEMBER REARDON: Which is impregnated with --

4 GUSTAVO ACERO: It's 60% lighter than wood.

5 MEMBER REARDON: Sixty percent lighter than  
6 what wood?

7 GUSTAVO ACERO: If you made that wood on the  
8 signs, very heavy. You can hold my sign, but this  
9 one --

10 MEMBER GORDON: So if we were going to --

11 MEMBER REARDON: Okay.

12 MEMBER GORDON: -- condition an approval on  
13 the -- on using -- what would we say? Because if  
14 there are different weights for PVC, then we need  
15 to have a term that will explicitly --

16 MEMBER REARDON: I think he just used the  
17 term, he called it light-weight PVC.

18 GUSTAVO ACERO: Light-weight PVC.

19 MEMBER GORDON: It's just called that, okay.

20 MEMBER REARDON: Is that a -- is that an  
21 industrial name for it?

22 GUSTAVO ACERO: Yes. I did work assignment  
23 on it for many years, so I know the materials, and  
24 this is an option that I --

25 CHAIRMAN SALADINO: Let me ask the Building

1 Inspector. Is the Building Inspector familiar with  
2 the material?

3 MR. BOLANOS: Yeah. I wanted to ask, have  
4 you researched high density urethane, HDU? And  
5 they actually sandblast the sign, which is actually  
6 made out of foam. It's HDU, high density urethane.  
7 I also had a juice bar and my sign was high density  
8 urethane.

9 GUSTAVO ACERO: So I have and --

10 MR. BOLANOS: It's a little bit more  
11 expensive, because they make --

12 GUSTAVO ACERO: It is a little more  
13 expensive.

14 MR. BOLANOS: Yeah.

15 GUSTAVO ACERO: I can do it, it's a little  
16 more expensive. PVC, actually, it's -- it's used  
17 in One Love store right here in Greenport, same  
18 circular sign, very light, you can see it. So  
19 for -- and it looks -- it looks like wood.

20 MR. BOLANOS: It's the thickness.

21 GUSTAVO ACERO: That's the beauty of the --  
22 of PVC.

23 MR. BOLANOS: The thickness of the PVC you're  
24 using?

25 GUSTAVO ACERO: It's half inch.

1 MR. BOLANOS: Half inch?

2 GUSTAVO ACERO: I think that's what they  
3 have, half inch.

4 CHAIRMAN SALADINO: The weight of the sign,  
5 the weight of the sign is one consideration that  
6 one of us brought up. I think -- I think  
7 there's -- all right. We're going to -- anymore  
8 discussion? Are we going to talk about this a  
9 little more, or anybody else want to say anything  
10 about this?

11 MEMBER REARDON: I'm good, thank you.

12 MEMBER ZEMSKY: Yeah.

13 CHAIRMAN SALADINO: Dena?

14 MEMBER GORDON: (Shook Head No)

15 CHAIRMAN SALADINO: Seth?

16 MR. KAUFMAN: No.

17 CHAIRMAN SALADINO: Rob, do you have anything  
18 to say?

19 MR. CONNELLY: No.

20 CHAIRMAN SALADINO: Lucia, do you have  
21 anything to say?

22 MS. BRAATEN: No.

23 CHAIRMAN SALADINO: All right. I'm going to  
24 make a motion that -- we did SEQRA?

25 MR. CONNELLY: We did.

1           CHAIRMAN SALADINO: So now it's just we're  
2 going to vote on the variance. So the variance  
3 that we're talking about, somebody want to make  
4 conditions for this as -- or are we just going to  
5 vote?

6           MR. KAUFMAN: So are we voting on a  
7 light-weight 21-inch sign or a 24-inch --

8           CHAIRMAN SALADINO: We're voting -- right  
9 now, we're going to vote on what it says in the  
10 public notice of replacing existing sign, and a  
11 4-foot variance for the -- for this sign. If  
12 this -- if this variance is approved, can we  
13 condition it?

14          MR. CONNELLY: Sure.

15          CHAIRMAN SALADINO: So I think we should vote  
16 on the size of the sign, and then if that's  
17 successful, any member can --

18          MEMBER GORDON: So in voting for a variance,  
19 we are now -- we are voting for a variance that  
20 would reduce it by three inches or --

21          CHAIRMAN SALADINO: No. We're voting on  
22 whether to approve this sign or not, whether to  
23 grant a variance for this sign or not. That's --

24          MEMBER GORDON: Which doesn't mean we  
25 couldn't also vote later on a variance which is

1 smaller?

2 MR. CONNELLY: Right.

3 MEMBER ZEMSKY: Tonight.

4 MR. CONNELLY: Uh-huh.

5 MEMBER REARDON: Tonight.

6 MEMBER ZEMSKY: All right.

7 CHAIRMAN SALADINO: We went through the  
8 balancing test, right?

9 MEMBER REARDON: Uh-huh.

10 CHAIRMAN SALADINO: Three of the questions in  
11 the balancing test didn't make it through. I'm  
12 going to make -- I'm going to make a motion that we  
13 grant the area variance in relief of Section 150-15 L,  
14 Paragraph 4 that limits the size of the sign to  
15 two square feet. So moved.

16 MEMBER REARDON: Second.

17 CHAIRMAN SALADINO: You want to start it the  
18 other way?

19 MEMBER ZEMSKY: Yeah.

20 MEMBER REARDON: Nobody else voted on the  
21 second.

22 MEMBER ZEMSKY: Oh.

23 CHAIRMAN SALADINO: You voted, right?

24 MEMBER REARDON: You made a motion, I  
25 seconded it.

1 MR. KAUFMAN: Oh, yeah. Aye.

2 MEMBER REARDON: Now we have to approve the  
3 motion.

4 MR. KAUFMAN: We should vote on the motion.

5 MEMBER REARDON: No, wait, we did approve the  
6 motion already, then we had discussion. Sorry.

7 CHAIRMAN SALADINO: I thought so. So the  
8 question is on the variance. She wants me to start  
9 at the end.

10 MR. KAUFMAN: That's okay. No, I vote no.

11 MEMBER GORDON: I vote no.

12 MEMBER REARDON: Yes.

13 MEMBER ZEMSKY: Yes. And you, John?

14 CHAIRMAN SALADINO: I'm going to vote no.

15 MEMBER GORDON: So now we can move to another  
16 question, right, about -- with respect to a  
17 variance that would be a less --

18 MEMBER ZEMSKY: Big.

19 MEMBER GORDON: Yeah.

20 CHAIRMAN SALADINO: I thought --

21 MEMBER GORDON: Smaller variance.

22 CHAIRMAN SALADINO: I thought we should have  
23 conditioned it before we voted on the -- on the  
24 variance. I thought we should have conditioned it  
25 before then. Rob, if I'm getting it right, said we

1 can do it afterwards. In my mind, we just said no  
2 to this variance. For Gustavo to come -- for  
3 Gustavo to agree to a condition or -- wouldn't it  
4 have to be about another application?

5 MR. CONNELLY: No, you could -- what you  
6 could do now is have -- ask if anyone wants to  
7 second the motion to approve it at a size lesser  
8 than what's asked by the applicant, a 21-by-21.

9 CHAIRMAN SALADINO: Okay. Is there a  
10 discussion? We're going to have a discussion about  
11 the size, or is the 21 -- is the 21 number, is the  
12 21 number -- that's the number we're going to go  
13 with?

14 MR. KAUFMAN: Twenty-one is the number,  
15 because that's the number that's minimally  
16 readable, according to the --

17 CHAIRMAN SALADINO: Well, that's his --

18 MR. KAUFMAN: According to the applicant.

19 MEMBER GORDON: Agreed.

20 MR. KAUFMAN: And that's what he's asking for  
21 and that --

22 MEMBER GORDON: And that seems reasonable.

23 MR. KAUFMAN: And I think he's made a good  
24 case for that. So I would -- I would motion, if I  
25 can, that 21 inches will be what we vote on.

1 CHAIRMAN SALADINO: Okay. Okay.

2 MEMBER ZEMSKY: Second that.

3 MR. KAUFMAN: I think -- do I have to make a  
4 motion? Because I don't think I get to make  
5 motions.

6 MR. CONNELLY: Yeah, yeah.

7 MR. KAUFMAN: Oh, really?

8 MR. CONNELLY: Yeah.

9 MR. KAUFMAN: Oh, I thought only he could.

10 MR. CONNELLY: No, anybody can.

11 MR. KAUFMAN: He makes -- he says only he can.

12 (Laughter)

13 CHAIRMAN SALADINO: So you made the motion?

14 MR. KAUFMAN: Yeah.

15 CHAIRMAN SALADINO: I'll second it.

16 MEMBER ZEMSKY: I agree, I say yes.

17 CHAIRMAN SALADINO: So we're voting on the  
18 motion, and now you're going to make a motion? Do  
19 you want me to make a motion?

20 MR. KAUFMAN: You should make this motion.

21 CHAIRMAN SALADINO: All right. I'm going to  
22 make a motion that -- that we condition this  
23 application to a 21-inch circular PVC sign in  
24 relief of Village Code 150-15 L, Paragraph 4, which  
25 limits the sign to two square feet. Am I getting

1 that right?

2 MEMBER GORDON: Yeah, light-weight PVC.

3 CHAIRMAN SALADINO: Then I'll amend the  
4 motion, that -- that it be conditioned to a 21-inch  
5 sign, PVC, light-weight PVC sign, in relief -- and  
6 the variance would be in relief of Village Code  
7 150-15 L, Paragraph 4, which limits the size of the  
8 sign to two square feet. So moved.

9 MEMBER GORDON: Second.

10 CHAIRMAN SALADINO: Dena?

11 MEMBER ZEMSKY: Yes.

12 CHAIRMAN SALADINO: Jack?

13 MEMBER REARDON: Yes.

14 MEMBER GORDON: Yes.

15 MR. KAUFMAN: Yes.

16 CHAIRMAN SALADINO: I'm going to vote no.  
17 Easy peasy.

18 (Laughter)

19 CHAIRMAN SALADINO: You can go to Village  
20 Hall in five days. They'll give you the  
21 determination and --

22 MR. BOLANOS: Apply for a permit.

23 CHAIRMAN SALADINO: Apply for a permit.

24 GUSTAVO ACERO: Okay. Thank you very much.

25 CHAIRMAN SALADINO: That's it.

1 MR. NOONE: Excuse me, Mr. Chairman. I  
2 don't -- you do still have to go to Historic.

3 GUSTAVO ACERO: Historic.

4 MR. NOONE: To get approval from Historic.  
5 And you'll be on the next month's -- you'll be on  
6 next month's agenda for Historic.

7 GUSTAVO ACERO: Thank you.

8 MIREYA TORRES: Thank you so much. Good night.

9 MEMBER ZEMSKY: Good night.

10 CHAIRMAN SALADINO: Good night.

11 MEMBER GORDON: Good night.

12 CHAIRMAN SALADINO: One of our members has to  
13 be excused. It's not going to affect you. He has  
14 to be excused. He has --

15 NICHOLAS MAZZAFERRO: Can I ask if I'll  
16 excuse him?

17 (Laughter)

18 CHAIRMAN SALADINO: So Jack's going to go.  
19 He has an affair he has to take care of.

20 Item number -- Item No. 4 is 148 Bay Avenue.  
21 This is a motion to accept the application,  
22 schedule a public hearing, and arrange a  
23 site visit regarding the application of Nicholas  
24 Mazzaferro on behalf of Chris & Lauren Isaacs. The  
25 Applicant proposes a conversion of the attic to

1 livable space. Under -- Under Village Code 150-12  
2 this would require a variance for the third story.  
3 In addition, the applicant proposes off-street  
4 parking. Under Village Code 150-12, this would  
5 require a variance for one (1) off-street parking  
6 space. The Suffolk County Tax Map Number is  
7 1001-5-2-15.

8 Is the applicant here? Name and address for  
9 the -- for the Stenographer.

10 NICHOLAS MAZZAFERRO: Hi. Nicholas  
11 Mazzaferro for the applicant, the agent for the  
12 applicant.

13 This actual variance was approved by this  
14 Board in January of 2022. It was, I guess, applied  
15 for in December '21. It went through the process,  
16 it got approved in 2022. But the original people  
17 who received the variance sold the house, and the  
18 90-day time frame ran out, because they hadn't  
19 closed on the property yet.

20 So I'm working with the new owners. They are  
21 renovating the house. There is an open building  
22 permit on the house, which we're actively working  
23 on right now. We changed the design radically from  
24 what was put in by the original owners back in  
25 January. They had four or five variances. We

1 changed the design to only to interior alterations  
2 within the existing perimeter of the house.

3 As the -- as the project progressed, the  
4 owners have realized that if they add a fire  
5 sprinkler system, which we're going to do, they  
6 were able to capture the third floor, because when  
7 this house was built, you know, about 1880s or  
8 '90s, you could tell that the third floor was  
9 active. It's got an 8-foot ceiling. It's got --  
10 like, actually, had two rooms already broken off.  
11 And the windows, it was probably some ship  
12 captain's house that used to have a great view of  
13 the bay at one time.

14 So we're putting for a variance now, even  
15 though the -- you know, like, and we're going to  
16 amend -- if the variance gets approved, we would  
17 amend the existing permit. That's on the third  
18 floor.

19 On the parking spot, we went to Historic as  
20 part of the original process to get a permit, and  
21 during that review, we hadn't really considered  
22 off-street parking, but they recommended that we  
23 investigate it and see if it was even possible.  
24 And it turns out that if we get a curb cut made, we  
25 can fit a 10-foot-wide by about 16-foot-long

1 parking space. All the neighbors have a similar  
2 setup that's beyond -- it's within their property  
3 line, it's beyond the sidewalk line.

4 So it's a decent size car that fits in there.  
5 You can get like a Camry or a mid-size, you know,  
6 four-door car in that space, so the owners were  
7 interested in applying for that, also. I think the  
8 code requires two spots. The property is only like  
9 35-foot-wide, so we can get the one, but there's no  
10 way we could get two.

11 CHAIRMAN SALADINO: We -- I'm sorry. We -- I  
12 remember the application. I'm sure we all, most of  
13 us do. Dena is fairly new.

14 MEMBER ZEMSKY: I'm new.

15 NICHOLAS MAZZAFERRO: What's that?

16 MEMBER ZEMSKY: I'm new.

17 CHAIRMAN SALADINO: She wasn't here for the  
18 last -- for the last application. And we raised  
19 the -- there was -- there was -- well, you said the  
20 exterior work has been changed since the last --

21 NICHOLAS MAZZAFERRO: Yeah, we're not --  
22 right now, the only thing --

23 CHAIRMAN SALADINO: Nothing on this, on  
24 this --

25 NICHOLAS MAZZAFERRO: What we did was we put

1 a wall up on an existing foundation and enclosed  
2 the porch. And according -- to make the house look  
3 better, the owners have decided to get rid of the  
4 transite shingles and put up wood siding. Two  
5 sides of the house had transite shingles on it. So  
6 they're going to match the wood siding from the  
7 front and the other side and go all the way around,  
8 of course, and that was in the original -- that's  
9 in the permit that's now open. So other than that,  
10 on the exterior dimensions there's nothing  
11 changing.

12 CHAIRMAN SALADINO: I thought I had -- oh,  
13 the only -- the only question I would ask you is  
14 since -- since the third floor was already  
15 approved, we debated it, we looked at it, we  
16 approved it at -- me personally, I'm not -- I don't  
17 have a problem with it. I'm sure the Building  
18 Department is going to make sure they put  
19 sprinklers up there.

20 NICHOLAS MAZZAFERRO: Oh, yeah, it's already  
21 been on --

22 CHAIRMAN SALADINO: That's their issue, it's  
23 not ours. I have to be honest with you, with the  
24 last application, when we voted on the two parking  
25 spaces, the granting of the two parking spaces, I

1 voted no. I believe that --

2 NICHOLAS MAZZAFERRO: Did they apply for two  
3 parking spaces last time? I think -- no they  
4 applied for -- to have a variance from the two  
5 parking spaces.

6 CHAIRMAN SALADINO: A variance from the two  
7 parking spaces?

8 NICHOLAS MAZZAFERRO: Yeah, they didn't -- in  
9 other words, they couldn't provide any parking last  
10 time.

11 CHAIRMAN SALADINO: They couldn't provide  
12 parking. And a question came up, you know, about  
13 payment in lieu of, and because -- because it was  
14 decided that by some -- by people other than this  
15 Board, that only the Planning Board could -- I'm  
16 just giving you a little history of it, because  
17 it's going to come up with this, brought it up to  
18 me, that the Planning Board could only do site --  
19 could only grant payment in lieu of parking, and  
20 there was no way in the powers to be opinion that  
21 this application could get in front of the Planning  
22 Board. I disagreed then, I kind of disagree again,  
23 but, but I'm happy to see that at least one parking  
24 space, albeit not a legal parking space, but an  
25 effort to get a car off that particular street, in

1 my mind, is a good thing. So I would just ask you  
2 about the -- about the proposed parking -- I have  
3 no problem and no question about the third floor.

4 NICHOLAS MAZZAFERRO: No question or problem  
5 about what?

6 CHAIRMAN SALADINO: About the third floor.

7 NICHOLAS MAZZAFERRO: Oh, I gotcha, okay.

8 CHAIRMAN SALADINO: But the parking space  
9 that you show on this drawing, I'm confused. Is  
10 the apron -- are you suggesting by this drawing  
11 that the apron is part of the parking space?

12 NICHOLAS MAZZAFERRO: No. The parking space  
13 is -- to the property line is 14 feet 8 1/2 inches  
14 from the front of the house, and another 6 foot 2  
15 inches alongside the house. So the parking space,  
16 total length, would be 20 feet, about almost 21  
17 feet long.

18 CHAIRMAN SALADINO: And the width?

19 NICHOLAS MAZZAFERRO: And the width, the  
20 majority of the width is 10 feet, and it narrows  
21 down at the corner of the house by a foot. So  
22 that's why you see the two dimensions there. It  
23 does get a little -- you know, the house makes it a  
24 little narrower. So I have 10 feet for 15 feet.

25 I happen to know that 15 feet 6 inches is --

1 my garage was 188 inches long, so I always used to  
2 measure cars, so I know that 15-foot-6 is a good  
3 size for four-door cars.

4 CHAIRMAN SALADINO: Well, the reason I'm  
5 saying it, because we kicked it around, and one of  
6 the members had suggested that they put a parking  
7 space, you know, on the front lawn and --

8 NICHOLAS MAZZAFERRO: No.

9 CHAIRMAN SALADINO: You know, I wasn't -- you  
10 know, it's a beautiful block and --

11 NICHOLAS MAZZAFERRO: And I'm trying to get  
12 it for that, because a lot of the neighbors did the  
13 same thing, where they can get a car off the street  
14 to help, you know, the parking out on the street.  
15 But we can also pull it back a little bit, because  
16 this is a very narrow lot. But it's 14-foot-8, and  
17 then I'm one foot off the property line at that  
18 distance -- no, I'm sorry. I'm on the property  
19 line at 14-8 to the front of the house, and then  
20 there's a one-foot distance from the property line  
21 to the edge of the sidewalk, and the sidewalk would  
22 just be back as the regular sidewalk, whatever  
23 that -- that's maintained.

24 CHAIRMAN SALADINO: So, just so it's clear in  
25 my mind, and it kind of is, but just for the

1 record, you're asking us for relief from one  
2 parking space?

3 NICHOLAS MAZZAFERRO: Correct.

4 CHAIRMAN SALADINO: And are you asking for  
5 relief, dimensional relief from the space that  
6 you're -- that you have, since --

7 NICHOLAS MAZZAFERRO: No. I have -- I think  
8 I have 10-foot width with substantial length, so I  
9 think that would work.

10 MEMBER GORDON: Yeah.

11 CHAIRMAN SALADINO: Yeah

12 MEMBER GORDON: Yeah. It's going to be  
13 10 foot, 10 feet. It looks like it would be -- the  
14 10 foot would be -- would cover the length of the  
15 car.

16 NICHOLAS MAZZAFERRO: Yes.

17 MEMBER GORDON: Well, I suppose it depends on  
18 how big a car you have.

19 NICHOLAS MAZZAFERRO: Yes.

20 CHAIRMAN SALADINO: Just so we can get away  
21 from the size of the car, Village Code says it has  
22 to be 200 square feet --

23 NICHOLAS MAZZAFERRO: Oh, okay.

24 CHAIRMAN SALADINO: -- 10-by-20.

25 NICHOLAS MAZZAFERRO: All right. So I

1 have --

2 CHAIRMAN SALADINO: So, actually, it says 300  
3 square feet, if we -- if we add in aisles and --

4 NICHOLAS MAZZAFERRO: Right.

5 CHAIRMAN SALADINO: -- room to open the door.  
6 But we've all agreed that 200 square feet -- well,  
7 the policy is that 200 square feet is a legal  
8 parking space.

9 NICHOLAS MAZZAFERRO: Yeah.

10 CHAIRMAN SALADINO: So --

11 NICHOLAS MAZZAFERRO: Well, I have 21 by --  
12 you know, I have -- I would have -- we'll call it  
13 15. Fifteen by 10 is 150, and 6 by -- less than  
14 that, 6 by 9 feet. I'm like -- probably like one  
15 foot over 200.

16 CHAIRMAN SALADINO: Okay.

17 NICHOLAS MAZZAFERRO: Even with the --

18 CHAIRMAN SALADINO: Then it's good. Then  
19 it's good. I don't have the dimensions here.

20 NICHOLAS MAZZAFERRO: Well, I did -- I did  
21 the numbers quick in my head, but that's -- and  
22 that's on the property itself, so.

23 CHAIRMAN SALADINO: I don't have the  
24 dimensions here, or else I would have did the math,  
25 but I'm going to take your word for it.

1 I'm good. Anybody have a question for  
2 Mr. Mazzaferro? Anybody?

3 (No Response)

4 CHAIRMAN SALADINO: All right. So what we're  
5 going to do is we're going to schedule -- thank  
6 you.

7 NICHOLAS MAZZAFERRO: Okay.

8 CHAIRMAN SALADINO: We're going to schedule a  
9 public hearing for -- our next meeting will be --

10 NICHOLAS MAZZAFERRO: Twenty-first.

11 CHAIRMAN SALADINO: Thank you. February 21st,  
12 We're going to schedule a public hearing at  
13 6 o'clock. We set them all at 6 o'clock. Do we  
14 need a site inspection for this, for this property?

15 MEMBER GORDON: I think it's a good idea,  
16 because --

17 CHAIRMAN SALADINO: Okay.

18 MEMBER GORDON: Because we -- we just didn't  
19 really -- we didn't really look at the parking  
20 situation, because, well --

21 MR. KAUFMAN: It's different enough, though,  
22 I think.

23 CHAIRMAN SALADINO: Okay.

24 MEMBER GORDON: Yeah.

25 NICHOLAS MAZZAFERRO: It's right down the

1 block.

2 CHAIRMAN SALADINO: Well, they're not going  
3 to go tonight.

4 (Laughter)

5 CHAIRMAN SALADINO: So we're going to --  
6 we're going to do a site inspection. We would ask  
7 you -- we'll give you time. What time do we think  
8 is good for members?

9 MEMBER GORDON: Well, it's going to be  
10 darkish, and it's going to --

11 CHAIRMAN SALADINO: We go through this every  
12 month about -- about what time --

13 NICHOLAS MAZZAFERRO: What time you got.

14 CHAIRMAN SALADINO: -- because of the --

15 MEMBER ZEMSKY: And we can all put our  
16 headlights on the driveway.

17 CHAIRMAN SALADINO: What time would make  
18 you --

19 NICHOLAS MAZZAFERRO: You should get there  
20 by -- you should get there by -- you know, sunset  
21 is like 4:30, 4 o'clock.

22 CHAIRMAN SALADINO: Oh, we can't get these  
23 people there at 4:30. I could be there by 4:30.

24 MEMBER ZEMSKY: We did 5:15 today and it  
25 wasn't jet black. I mean, it's another month from

1 now, so somewhere around that time.

2 MEMBER GORDON: You know, 5:15?

3 MR. KAUFMAN: 5:15.

4 CHAIRMAN SALADINO: 5:15.

5 NICHOLAS MAZZAFERRO: 5:15.

6 CHAIRMAN SALADINO: So we're going to set the  
7 site inspection for 5:15. We'll be there at 5:15.  
8 And the only thing we would ask you is, if you can,  
9 just stake out the one parking space.

10 NICHOLAS MAZZAFERRO: Right, I'll string it out.

11 CHAIRMAN SALADINO: We're not going to go  
12 in the -- I don't believe, we're not going in the  
13 building. We're not going to go in the building.

14 NICHOLAS MAZZAFERRO: I have the key, if you  
15 want go in.

16 CHAIRMAN SALADINO: No, we don't. I don't  
17 want to go in. So we're not going to go in the  
18 building. If the Building Inspector is satisfied  
19 with what's happening upstairs, we're -- we debated  
20 the third floor at -- I don't think much has  
21 changed. So we'll see you on February 21st at  
22 6 o'clock -- at 5:15.

23 NICHOLAS MAZZAFERRO: 5:15.

24 CHAIRMAN SALADINO: And --

25 MEMBER GORDON: Do we need to make a motion

1 to set that? Did we do that?

2 CHAIRMAN SALADINO: Did I make that motion?

3 MR. KAUFMAN: You did not make a motion to  
4 accept.

5 CHAIRMAN SALADINO: I apologize. I  
6 apologize. I've been doing a lot of talking  
7 tonight.

8 MEMBER GORDON: It's okay.

9 CHAIRMAN SALADINO: I'm going to make a  
10 motion that we -- that we accept this application.

11 MEMBER ZEMSKY: Second.

12 CHAIRMAN SALADINO: All in favor?

13 MEMBER ZEMSKY: Aye.

14 MEMBER GORDON: Aye.

15 MEMBER KAUFMAN: Aye.

16 CHAIRMAN SALADINO: And I'll vote aye. Thank you.

17 NICHOLAS MAZZAFERRO: Is there a packet or  
18 something I get with the mailings and all that?

19 MR. NOONE: Yes. I'll -- if I may.

20 CHAIRMAN SALADINO: Of course. The Clerk --  
21 you could talk to Mike, he'll give you all the  
22 information you need.

23 MR. NOONE: I'll give you all -- all give you  
24 total -- I have a standard template.

25 NICHOLAS MAZZAFERRO: Standard? That would

1 be good.

2 CHAIRMAN SALADINO: And, also, the sign,  
3 you're going to have --

4 MR. NOONE: The placard.

5 CHAIRMAN SALADINO: The placard.

6 MR. NOONE: The placard and --

7 CHAIRMAN SALADINO: I'm not sure. I guess  
8 the Village buys it and you pay for it. I think  
9 you pay for it.

10 MR. NOONE: Right. Twenty -- \$22.

11 CHAIRMAN SALADINO: Whatever it is.

12 MEMBER ZEMSKY: And all your letters, right?

13 CHAIRMAN SALADINO: The what? The mailings,  
14 yeah.

15 MEMBER ZEMSKY: The certified mailings.

16 CHAIRMAN SALADINO: The mailings. We're not  
17 going to expand the mailings?

18 MR. NOONE: It's generally -- we generally  
19 do --

20 CHAIRMAN SALADINO: Two hundred feet?

21 MR. NOONE: It's not -- I mean, generally, it  
22 may -- probably be the two next door and maybe two  
23 or possibly three across the street.

24 NICHOLAS MAZZAFERRO: Okay.

25 MR. NOONE: It's not overwhelming.

1           NICHOLAS MAZZAFERRO: And the people across  
2 the street are the previous owners who got the  
3 variance in the first place.

4                           (Laughter)

5           CHAIRMAN SALADINO: They moved across the  
6 street?

7           NICHOLAS MAZZAFERRO: They moved across the  
8 street.

9           CHAIRMAN SALADINO: Elkin, they moved across  
10 the street?

11          NICHOLAS MAZZAFERRO: Yeah, Elkin, they  
12 bought Solomon's house.

13          CHAIRMAN SALADINO: They bought Solomons'  
14 house.

15          NICHOLAS MAZZAFERRO: And they're right --  
16 it's straight across the street.

17                           (Laughter)

18          CHAIRMAN SALADINO: That's a nice house.  
19 That's a very nice house. Okay. We'll see you  
20 then. We just got a little bit of business here to  
21 do and then we're done.

22           Item No. 5 is any other Zoning Board of  
23 Appeals business that might properly come before  
24 this Board. Folks in the back, this is the time.  
25 Anybody got a question about zoning? No? Nobody's

1 got a question?

2 (No Response)

3 CHAIRMAN SALADINO: I'm just going to mention  
4 for the camera, I'm just going to mention for the  
5 people that are watching at home, some of us -- all  
6 the Statutory Boards, the Village Board and the  
7 members of the -- of the Waterfront Advisory  
8 Committee were privy to a training seminar given by  
9 Pace University Land --

10 MEMBER GORDON: Land Use.

11 MR. NOONE: Land Use Law Center.

12 CHAIRMAN SALADINO: Land -- yeah, Land Use  
13 Law Center. And their suggestion was, and this is  
14 for the people at home, their suggestion was that  
15 if you're interested in planning --

16 MEMBER ZEMSKY: (Sneezed)

17 CHAIRMAN SALADINO: Salute. And if you're  
18 interested in zoning, you could come to these  
19 meetings, and on -- on our agenda, on the Planning  
20 Board's agenda, there's always this item that  
21 anybody that has a question or -- is welcome to ask  
22 it at that time relative to that statutory board.  
23 So you shouldn't go to HPC and ask a question about  
24 zoning, and you shouldn't go to Zoning and ask  
25 questions about planning. If you have a question

1 about zoning, come to the Zoning Board. The Zoning  
2 Board will try to answer it for you. If not, we'll  
3 refer you to our Attorney and perhaps he could  
4 answer it for you, but -- and this was at the  
5 suggestion of -- we're not looking to drum up  
6 business, folks.

7 (Laughter)

8 CHAIRMAN SALADINO: But this was at the  
9 suggestion of this training seminar that we -- that  
10 we all attended.

11 MEMBER GORDON: Yeah, they were trying to  
12 drum up participation.

13 CHAIRMAN SALADINO: Well, I guess what they  
14 figured is the more you know, the more you know.  
15 You know, I don't know, but -- and I think this  
16 application we just had kind of, you know, puts a  
17 spotlight on -- not yours, the previous one, puts a  
18 spotlight on exactly what happens here.

19 So, having said all that, Item No. 6 is a  
20 motion to adjourn. So moved.

21 MEMBER GORDON: Second.

22 CHAIRMAN SALADINO: All in favor?

23 MEMBER ZEMSKY: Aye.

24 MEMBER GORDON: Aye.

25 MEMBER KAUFMAN: Aye.

1                   CHAIRMAN SALADINO: And I'll vote aye. Thank  
2                   you. Folks, thanks for coming.

3                   (\*The Meeting was Adjourned at 7:40 p.m.\*)

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