

**MINUTES OF A REGULAR MEETING OF THE HARBOR AND COASTAL ZONE MANAGEMENT
COMMISSION OF THE VILLAGE OF MAMARONECK HELD MARCH 17, 2010 AT 7:30 P.M. IN THE
COURTROOM AT VILLAGE HALL, MAMARONECK, NEW YORK**

PRESENT: Mr. Steve Goldstein
Mr. Anthony Weiner, Vice Chairman
Mr. Carl Birman
Ms. Laura Schneider
Mr. Bert Seigel
Mr. Tim Keebe
Mr. Peter Jackson

Also Present: Ms. Christie McEvoy- Derrico, Village Attorney
Mr. Keith Furey, Village Consulting Engineer

The meeting was called to order at 7:36P.M.

OLD BUSINESS:

- 1. Mamaroneck Boats and Motors – Rushmore Avenue – Replacement of Pilings (Tabled 2/17 meeting)**
- 2. Evans Associates – Richard and Caroline Alter - 1000 Taylors Lane Evans Associates Environmental Consulting Inc. Development of a 3 lot subdivision. One of the proposed lots contains an existing single family residence.(Tabled – No new material received) (To be tabled to March).**
- 3. Susan Mc Michael – 700 The Crescent- Maintenance of Existing Docking Facility.**

NEW BUSINESS:

Mr. Goldstein state that Mr. Leichter, wished to make a statement regarding the Weiss approved application.

Mr. Leichter, 750 Rushmore Avenue made a statement regarding AW Oakwood previous application approval.

“I couldn’t make the last meeting when the Weiss matter was heard. I made the one before that and at that meeting I had an objection to the davit and docks. We had a neighborhood meeting, a few of the neighbors, we agreed on the docks. In the minutes of the last meeting which I couldn’t attend showed that there was a representation that and I think it was from the Weiss’s attorney that the davit issue was also resolved which is completely untrue.

It was not resolved at the neighborhood meeting it was still our contention that the davit was not something desirable that we wanted to have seen from our back windows.

We would rather look at the water and the harbor than a davit. I wanted to make that clear.”

Mr. Goldstein responded that he wanted to make it clear that at this point after consultation with the Village attorney that there is nothing the Board can do at this point..

Mr. Leichter responded, “Obviously, hopefully at some point it will resolve. At the meeting they were going to investigate some type of drop down davit that would not be seen. They already said that they were going to hide it with shrubbery and plantings.”

Ms. Derrico the Village attorney stated that in the EEA report, there was a recommendation that the Weiss’s be good neighbors and

1. Mamaroneck Boats and Motors – Rushmore Avenue – Replacement of Pilings (Tabled 2/17 meeting)

Ms. Derrico stated that the Public Hearing will be noticed and opened next month

Paul Noto applicant’s attorney appeared and addressed the Board stating that he submitted revised plans.

Tim Di Bartolomeo the applicant’s Structural Engineer, stated that plans were revised with minor changes as per Mr. Furey’s request dated 3/17/2010. The 79 slips were numbered showing the dock slips and service slips; the anchor piles labeled and numbered; the 15 foot dimension from the property line to the closest float; the perimeter around the marina labeled; the shaded area under agreement with the neighbors (agreement will be provided to the Village).

Mr. Natchez representing Mr. McMichael asked for a cross section showing the bulkhead and that the depth can be restored, Mr. Di Bartolomeo showed Mr. Natchez the information requested and he responded no problem.

Mr. Furey stated that everything is waiting for the building department permits that can be issued after the HCZMC makes a determination. The Sea Tow building will be in compliance, the drainage plan has 60+ infiltrators shown on C1, and the oil separator will be installed. The bottom paint scrapings are being handled in compliance with the SPEIDES regulations. The Planning Board approved the Best Management Plan.

Mr. Furey further stated that once HCZMC approves the Planning Board can give Site Plan Approval and the building Department can issue permits for construction to start..

Ms. Derrico stated that the applicant will be put on the agenda for public hearing 4/21/10 and the applicant is do the mailing and put up the sign. Mr. Goldstein stated that in terms of noticing the

verbiage should include Site Plan consistency review and perimeter permit/structure permit.
(Christie needs to complete statement)

The matter was adjourned.

Mr. Goldstein stated that he had a complaint about the 2/17/10 email from Paul Noto to The Village of Mamaroneck.

3. Susan Mc Michael – 700 The Crescent- Maintenance of Existing Docking Facility.

Dan Natchez of Daniel Natchez Associates, 916 Boston Post Road appeared and addressed the Board representing the applicant. Mr. Natchez stated that they are requesting to repair and maintain the existing docking facility that has been in operation since the 70's. Mr. Natchez stated that he answered the EEA review on March 1, 2010 and received another on March 17, 2010 which he immediately responded to today.

On motion of Mr. Keebe, seconded by Mr. Weiner the Public Hearing was opened.

Mr. Natchez continued that the Dec and ACof E responses were included, the county rebuilt everything in the 90's and they want to re-formalize what has been in place.

The Board discussed the application and the Wetlands. Certain things can't be done in the area because of the pipe 14 feet below the mud line such as pilings, that is why the docks are held in place by mushroom anchors.

Ms. Derrico stated that there is no designation between natural and man made wetlands.

There were no questions or comments from the public

On motion of Mr. Jackson, seconded by Mr. Weiner the public hearing was closed.

A motion was made by Mr. Weiner, seconded by Mr. Keebe that this is a Type II action with no environmental impact.

Ayes: Goldstein, Weiner, Keebe, Birman, Schneider, Siegel, Jackson

Nays:

A motion was made by Mr. Weiner, seconded by Mr. Keebe to find the application not inconsistent with the LWRP

Ayes: Goldstein, Weiner, Keebe, Birman, Schneider, Siegel, Jackson

Nays:

A motion was made by Mr. Jackson, seconded by Mr. Keebe to approve the issuance of a structure permit by the building department.

Ayes: Goldstein, Weiner, Keebe, Birman, Schneider, Siegel, Jackson
Nays:

MINUTES

A motion was made by Mr. Weiner, seconded by Mr. Birman to approve the minutes of February 17, 2010.

Ayes: Goldstein, Weiner, Birman, Schneider, Siegel
Nays

Excused: Keebe, Jackson

The minutes of January 20, 2010 were tabled

ADJOURNMENT

On motion of Mr. Weiner, seconded by Mr. Keebe the meeting was adjourned at 8:50.P.M. to April 21, 2010.

Minutes prepared by
Francine M. Brill