

MINUTES OF A REGULAR MEETING OF THE HARBOR AND COASTAL ZONE MANAGEMENT COMMISSION (HCZM) OF THE VILLAGE OF MAMARONECK HELD JUNE 15, 2011 AT 7:30 P.M. IN THE COURTROOM AT VILLAGE HALL, MAMARONECK NEW YORK

PRESENT: Mr. Carl Birman, Chairman
Ms. Laura Schneider
Mr. Jim Bilotta
Mr. Bert Siegel
Mr. Nick Allison
Ms. Alice Pernick
Mr. Sven Hoeger, Environmental Consultant
Attorney Anna Georgeiou, Counsel to the HCZM.

CALL TO ORDER

The meeting of the HCZM was called to order by Chairman Carl Birman at 7:31 p.m.

MINUTES:

On motion of Mr. Allison, seconded by Mr. Siegel the minutes of February 16, 2011 were approved, 5 yes, 1 absent, 1 abstain.

Ayes: Birman, Allison, Bilotta, Schneider, Siegel
Nays: None
Absent: Jackson
Abstain: Pernick

On motion of Mr. Bilotta, seconded by Mr. Allison the minutes of March 16, 2011 were approved, 5 yes, 1 absent, 1 abstain.

Ayes: Allison, Pernick, Bilotta, Schneider, Siegel
Nays: None
Absent: Jackson
Abstain: Birman

The minutes of April were not available and were tabled.

On motion of Mr. Allison, seconded by Mr. Siegel the minutes May 18, 2011 were approved, 5 yes, 1 absent, 1 abstain.

Ayes: Birman, Allison, Pernick, Bilotta, Siegel
Nays: None
Absent: Jackson
Abstain: Schneider

OLD BUSINESS

None

NEW BUSINESS

1. Rushmore Property of NY LLC – 700 Rushmore Avenue – New work building, rack storage, wash down pad and power wash system shed, fencing and drainage swale as well as all other existing structures/facilities – Coastal Consistency.

Daniel Natchez, of Daniel S. Natchez and Associates, addressed the Board, stating that they want to create an additional work building, and various other improvements to the existing marina. Mr. Natchez submitted letters from the affected neighbors the Leitner's, and Mamaroneck Boats and Motors in approval of the requested work.

The Planning Board declared this an uncoordinated review under SEQRA for water related uses and activities; as they realized the time frame is critical. Chairman Birman stated that the Planning Board's accommodation to the applicant does not bind the HCZMC to find this an unlisted action. Ms. Georgeiou, Counsel recommended the Board proceed as the Planning Board suggested.

The Board discussed the planting choices with the environmental consultant Mr. Hoeger, who suggested a similar noninvasive species of the plant the Planning Board approved.

The wash down pad was discussed the Board is waiting for the report from Mr. Furey, Village Engineer.

Chairman Birman stated that he spoke briefly with Mr. Furey and stated that Mr. Furey is comfortable with the plan.

Ms. Schneider stated that she wants a memo from Mr. Furey regarding the Storm Water Management.

Mr. Natchez stated that the HCZMC could make it a condition of the Resolution that no building permit be issued before receipt of Mr. Furey's report.

Chairman Birman stated that the applicant must go back before the Planning Board and Mr. Furey will be involved at that stage.

Chairman Birman stated that Counsel drafted a resolution for the Commission to consider. The Commission checked the plan and discussed the resolution.

On motion of Mr. Bilotta, seconded by Ms. Pernick the public hearing was closed, unanimously.

Chairman Birman, read the proposed corrected resolution with conditions into the record.

On motion of Mr. Bilotta, seconded by Mr. Allison the commission approved the Negative Declaration for Rushmore Property of NY LLC, as more fully described in the application of June 15, 2011, passed unanimously, 6 yes, 1 absent.

Ayes: Birman, Allison, Pernick, Bilotta, Siegel, Schneider
Nays: None
Absent: Jackson

On motion of Mr. Allison, seconded by Ms. Pernick the commission declared this application consistent with the LWRP, passed unanimously. 6 yes, 1 absent.

Ayes: Birman, Allison, Pernick, Bilotta, Schneider, Siegel
Nays: None
Absent: Jackson

Chairman Birman signed the plan cover page.

NEW BUSINESS

Mr. Natchez stated in regard to the LWRP revision there are issues the commission may want to think about in regard to water dependent uses and water enhanced uses.

Chairman Birman stated that he was uncomfortable taking up time discussing the revisions as there is a committee appointed to do just that. He further stated that it is valuable for the members to express their perspective and concerns to the committee. The Commission should not have a discussion on the matter tonight.

ADJOURNMENT

On motion of Mr. Siegel, seconded by Mr. Allison the meeting was adjourned at 8:37 p.m., passed unanimously.

Minutes prepared by

Francine M. Brill