

TOWN OF EAST LYME

ZONING COMMISSION

APRIL 3, 2014

REGULAR MEETING MINUTES

Members Present:

Marc Salerno, Chairman
George McPherson
Norm Peck
Matthew Walker
Terence Donovan
William Dwyer, Alternate (Sat for Meeting)

FILED IN EAST LYME
CONNECTICUT
APR 8 20 14 AT 8:45 AM/PM
Marc Salerno, etc
EAST LYME TOWN CLERK

Members Absent:

Matthew Kane
James Liska, Alternate
Peter Lukas, Alternate

Also Present:

Holly Cheeseman, Ex-Officio

Also Absent:

Bill Mulholland, Zoning Officer

CALL TO ORDER

The meeting was called to order at 7:33 p.m.

PLEDGE OF ALLEGIANCE

Chairman Salerno led the assembly in the Pledge of Allegiance.

PUBLIC DELEGATIONS

There were no public delegations.

Mr. Dwyer sat as a regular member for this meeting in Mr. Kane's absence.

REGULAR MEETING

1. Discussion regarding Town of East Lyme Zoning Commission potential proposal for a Zoning Text Amendment to Section 20.27 Outdoor Dining.

Mr. Donovan stated he, Mr. Dwyer, and Mr. McPherson were on the outdoor dining subcommittee, they prepared several drafts, each member was given a new draft tonight with all changes highlighted.

The members reviewed the draft presented to them for this meeting.

The following revisions were made to the draft:

- The opening paragraph's last sentence should read "Such dining shall be subject to a Special Permit for establishments that serve alcoholic beverages. (see Section 25 "Special Permits").
- Paragraph 4, there should be a period after restaurant, and the word **and** should be removed.
- Paragraph 6, the last sentence the words **on to** should be changed to onto.
- Paragraph 7 should read: The Zoning Commission may designate closing times for outdoor dining areas. The commission may permit entertainment and shall limit such entertainment, including hours and operation. Outdoor public address system and outdoor speakers may be permitted during designated hours as approved by the Zoning Commission.
- Paragraph 10 should read: Notwithstanding Section 9.3.3 the Zoning Commission may waive the setback requirements for outdoor dining areas. (See Section 20.27.13A) A waiver of setbacks for establishments where alcohol is not served may be granted as an administrative action and shall not require a special permit or public hearing. (See Section 20.27.13B)
- Paragraph 11 was removed so any subsequent paragraph will need to be renumbered.
- Paragraph 11 should have a comma after **areas**.
- Paragraph 13 will be renamed **Permitting Process**
- Paragraph 13a should read: The special permit for establishments that serve alcoholic beverages under this section shall be valid for one year from the date of approval and may be renewed for a period not to exceed one (1) year subject to an approval of a special permit.
- Paragraph 13b should read: Permit for establishments that do not serve alcoholic beverages shall be valid for three years from the date of approval and may be renewed subject to an approval of a permit by the Zoning Official.
- The final section that was submitted by Mr. Dwyer regarding Suspension shall not be added.
- The word liquor should be replaced by **alcoholic beverages** throughout the Section
- The word patio shall be changed to **outdoor dining areas** throughout the section.

Chairman Salerno will have this scheduled for a public hearing as amended.

2. Approval of Minutes of March 6, 2014

Motion (1) Mr. Peck moved to approve the Public Hearing and Regular Meeting Minutes of March 6th.

Seconded by Mr. Donovan.

Motion Passed 4-0-2 (Mr. McPherson and Chairman Salerno abstained)

OLD BUSINESS

1. Sign Subcommittee

Mr. Walker stated they will meet in April.

2. Outdoor Dining Bars Subcommittee

Chairman Salerno stated this subcommittee has been disbanded and should be stricken from all future agendas.

3. Zoning Regulations Review

This subcommittee is supposed to meet tonight after this regular meeting, but that meeting will be rescheduled.

NEW BUSINESS

1. Any business on the floor, if any by the majority vote of the Commission

There was no business on the floor.

2. Zoning Official

Mr. Mulholland was absent.

3. Comments from Ex-Officio

Ms. Cheeseman reported the Board of Selectmen had an Executive Session last night regarding New England National, they also had a Regular Meeting, they approved an insurance waiver and a fee waiver. They approved money transfers, and two appointments. They discussed the Oyster Festival and decided it would not be a good idea to have on town property. Niantic Main Street is going ahead with the plans if they find a private location. They also discussed the use of golf carts. It was brought to their attention by Black Point, but the Board decided to include all beaches except for two. The First Selectman will be meeting with Amtrak on April 11th. The Town will be changing their health insurance to Aetna on July 1st.

4. Comments from Zoning Board liaison to Planning Commission

Mr. Peck reported that they deliberated on a subdivision approval under the new Conservation by Design Regulations. It is an 8 lot subdivision. There was a mudslide where the solar farm is, and that filled in a drainage basin. They are working on fixing that.

5. Comments from Chairman

Chairman Salerno stated they may cancel the next meeting.

6. Adjournment

Motion (2) Mr. Donovan moved to adjourn the meeting at 8:50 p.m.

Seconded by Mr. Peck.

Motion Passed 6-0.

Respectfully Submitted,



**Karen Miller Galbo
Recording Secretary**