

**PUBLIC HEARING II Thursday, MARCH 5, 2009
EAST LYME ZONING COMMISSION
MINUTES**

The East Lyme Zoning Commission held a Public Hearing on the Application of Richard McFadden of the Eclectic Chef for renewal of a Special Permit for Outdoor Dining at property identified in the application as 281 Main Street, Niantic, CT on Thursday, March 5, 2009 at the East Lyme Town Hall, 108 Pennsylvania Avenue, Niantic, CT. Acting Chairman Carabelas opened the Public Hearing and called it to order at 7:45 PM after the previously scheduled Public Hearing.

PRESENT: Rosanna Carabelas, Acting Chairman, Marc Salerno, Acting Secretary, Ed Gada, Norm Peck, Steve Carpenteri, William Dwyer, Alternate

ALSO PRESENT: Rich McFadden, Applicant
William Mulholland, Zoning Official
Rose Ann Hardy, Ex-Officio, Board of Selectmen

ABSENT: Mark Nickerson, Chairman, Bob Bulmer, Alternate, Gregory Massad, Alternate

PANEL: Rosanna Carabelas, Acting Chairman, Marc Salerno, Acting Secretary, Ed Gada, Norm Peck, Steve Carpenteri, William Dwyer, Alternate

Pledge of Allegiance

The Pledge was previously observed.

Public Hearing I

1. Application of Richard McFadden of the Eclectic Chef for renewal of a Special Permit for Outdoor Dining at property identified in the application as 281 Main Street, Niantic, CT

Acting Chairman Carabelas said that the Legal Ad for this application had run in The Day on February 20, 2009 and March 2, 2009.

She then asked Marc Salerno, Acting Secretary to read the correspondence into the record. Mr. Salerno read the following correspondence:

- ◆ Memo dated 3/5/09 to the East Lyme Zoning Commission from Wm. Mulholland, Zoning Official – Re: Special Permit for Outdoor Dining – Eclectic Chef – noting that this was a renewal of an existing permit.

Ms. Carabelas called upon the applicant or their representative for a presentation of this application. Rich McFadden, 281 Main Street said that he was here this evening to request a renewal of his outdoor dining permit and that it would be the same as the last one.

Ms. Carabelas asked Mr. Mulholland if this is an annual renewal. Mr. Mulholland explained that they had made it an annual renewal primarily for those that serve alcohol so that they could see how that goes and if there were issues, they could address them. He said that they could discuss this item further under the regular meeting format.

Ms. Carabelas called for comments from the public, in favor of this application –
Hearing none -

Ms. Carabelas called for comments from the public against or neutrally on this application –
Hearing none –

Ms. Carabelas asked if the Commissioners had any other questions –
Hearing none –

Ms. Carabelas called for a motion to close this Public Hearing.

****MOTION (1)**

Mr. Gada moved that this Public Hearing be closed.

Mr. Dwyer seconded the motion.

Vote: 6 – 0 – 0. Motion passed.

Ms. Carabelas closed this Public Hearing at 7:50 PM.

Respectfully submitted,

Karen Zmitruk,
Recording Secretary