

**Village of Amityville – Zoning Board of Appeals  
Minutes  
October 20, 2016**

**Members Present:** Tracey Cullen, Chairperson  
Richard Ubert, Vice Chair  
Kirk Hurme, Member, via videoconference  
Todd Brice, Member  
Bill Ordon, Member

**Also Present:** Robert Alweis, Building Inspector  
Dina Shingleton, Clerk/Treasurer

**Absent:** Charles Vinciulla, Alternate

Meeting called to order at 7:05pm

Chairperson Cullen welcomed everyone to the October 20, 2016 meeting of the Zoning Board of Appeals, and introduced all the members. Chairperson Cullen explained that Mr. Hurme was away at a conference in Albany and would be participating via videoconference, which is permissible according to the New York State Open Meeting Law and supported by caselaw, which was recited by Chairperson Cullen.

Chairperson Cullen stated applicants are hereby notified that any/all agreed concessions, promises, pledges, assurances or declarations given by them or their duly appointed agents, during their hearing process shall become stipulations to any approvals given by this Board.

Upon Chairperson Cullen's request, a motion to approve the minutes of the Zoning Board of Appeals meeting held on September 29th, 2016, copies of which were distributed to all members of the Board was made by Mr. Ordon and seconded by Mr. Ubert;

<b>Vote on the motion:</b>	Ms. Cullen	aye
	Mr. Ubert	aye
	Mr. Brice	aye
	Mr. Hurme	aye
	Mr. Ordon	aye

**Motion Carried:** 5 ayes 0 nays

Chairperson Cullen stated the applications of 15 Locust Drive and 346 Bayview Avenue would not be heard at this evening's meeting due to each applicant's failure to properly notice surrounding properties.

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Application of 335 Merrick Road Realty LLC. Applicant appeals the determination of the Code Enforcement Officer that applicant's proposed use of the subject premises for "off-street parking for employees and customers is not a permitted use". In the alternative, applicant seeks a special exception

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for “use as a vehicular parking.” Premises located on the south side of Merrick Road, approximately 180 feet east of Bayview Avenue in a “Business 1” district k/a 335 Merrick Road, a/k/a SCTM # 101-10-3-5

Mr. Joseph Buzzell, 353 Broadhollow Road, Melville, presented a lengthy presentation on behalf of the applicant.

Numerous residents and employees of Security Dodge spoke regarding the application. A complete recitation of Mr. Buzzell’s presentation and statements from audience members will follow in a pending formal written decision.

There being no further comments from the Board or the Floor, Ms. Cullen stated she would entertain a motion to reserve decision. A motion to reserve decision was made by Mr. Ubert and seconded by Mr. Brice.

Vote on the motion:	Ms. Cullen	aye
	Mr. Ubert	aye
	Mr. Brice	aye
	Mr. Hurme	aye
	Mr. Ordon	aye

Motion Carried:        5 ayes            0 nays

Ms. Cullen then asked for a motion to adjourn the meeting. A motion to adjourn was made by Mr. Ubert and seconded by Mr. Brice.

Vote on the motion:	Ms. Cullen	aye
	Mr. Ubert	aye
	Mr. Brice	aye
	Mr. Hurme	aye
	Mr. Ordon	aye

Motion Carried:        5 ayes            0 nays

Meeting adjourned at 10:05 P.M.

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Dina Shingleton, Clerk/Treasurer