

From: Lois Laczko September 20, 2011 2:07:35 PM
Subject: Zoning Commission Minutes 08/29/2011 ADOPTED
To: SimsburyCT_ZoningMin
Cc:

ZONING COMMISSION - MINUTES - 08/29/11 - ADOPTED

ZONING COMMISSION
SPECIAL MEETING
AUGUST 29, 2011

CALL TO ORDER

James Gallagher, Chairman, called a special meeting for the Zoning Board to order at 7:00PM on Monday, August 29, 2011 in the Main Meeting Room of the Simsbury Town Offices. The following members and alternates were present: Edward Pabich, Bruce Elliott, Robert Pomeroy, Jr., Madeleine Gilkey, Amy Salls and David Ryan. Others in attendance included Hiram Peck, Director of Planning, Leslie Faraci, Clerk and other interested parties.

APPOINTMENT OF ALTERNATES

Commissioner Gallagher appointed Commissioner Gilkey as the alternate for Commissioner Vaughn and Commissioner Ryan as the alternate for Commissioner Elliot.

APPROVAL OF MINUTES - July 18, 2011 - Regular Meeting

Commissioner Ryan moved to approve the minutes of July 18, 2011 with changes presented by Commission members. The motion was seconded by Commissioner Pomeroy and passed unanimously.

Commissioner Pabich read two (2) legal notices to the Commission and audience.

ACTING CHAIRMAN

Commissioner Pomeroy moved that Commissioner Pabich act as Chairman for Public Hearing Item (a) due to the fact Commissioner Gallagher recused himself on this item. The motion was seconded by Commissioner Gilkey and passed unanimously.

PUBLIC HEARING (a) - (Commissioners Ryan and Gallagher recused themselves on this item)

Thomas E. Vincent, Manager, Performing Arts Center, presented his application for a temporary liquor permit in order to serve beer and wine at Septemberfest on September 9, 10, 11, 2011. Mr. Vincent told the

Commission they would be using the same vendor that had been previously approved and explained the layout of the event and where the alcohol would be served (shown on a handout distributed to the Commission).

Commissioner Pomeroy moved to amend the Agenda in order to vote on Public Hearing (a) immediately. The motion was seconded by Commissioner Gilkey and passed unanimously.

Commissioner Pomeroy moved to approve the application of the Town of Simsbury, Owner, Thomas E. Vincent, Manager, Performing Arts Center, Agent, for a Special Exception for a Temporary Liquor Permit, pursuant to Article Ten, Section H of the Simsbury Zoning Regulations for the sale of beer and wine at Septemberfest on September 9, 10, 11, 2011 on property located at Simsbury Meadows, 22 Iron Horse Boulevard. SC Civic Site. The motion was seconded by Commissioner Gilkey and passed unanimously.

Commissioner Elliot arrived at the meeting at 7:15 PM.

It was noted that Commissioner Elliot would be replacing Commissioner Ryan.

PUBLIC HEARING (b)

Marshall Epstein, Owner, Rosedale Farms presented his application for a Temporary Liquor Permit for six (6) separate events they would be holding at Rosedale Farms in order to allow them to serve alcohol in addition to their wine (in conjunction with local restaurants). Mr. Epstein asked if they would be able to change the dates presented in the case of having to hold a rain date.

Commissioner Gallagher asked Mr. Epstein if they would be having a police presence for any of these events, and Mr. Epstein responded that they were not planning to since they expected traffic matches that of a busy regular weekend, so they didn't think it necessary. It was suggested that Mr. Epstein discuss possible police presence with the Chief of Police.

It was then discussed how the process of applying for one (1) day liquor permits could be streamlined.

Mr. Peck then clarified that they would be voting on temporary liquor permits with regards to six (6) events (of which, the event dates could be altered in the event of a rain date).

Commissioner Salls moved to amend the Agenda in order to vote Public Hearing Item (b) immediately. The motion was seconded by Commissioner Gilkey and passed unanimously.

Commissioner Gilkey moved to approve the application of Marshall Epstein, Owner, Rosedale Farms, for a Special Exception for a Temporary Liquor

Permit, pursuant to Article Ten, Section H of the Simsbury Zoning Regulations in conjunction with six (6) event dates, including one rain date per event, to be held on property located at Rosedale Farms, 25 East Weatogue Street. R-40 Zone. The motion was seconded by Commissioner Elliott and passed unanimously.

PUBLIC HEARING (c)

Kevin Kowalski, Fire Marshall, presented to the Commission an overview of a previous successful fund raiser held for the Fire Company which was held in the form of a dinner. Mr. Kowalski explained that they would like to have a barbecue-style cookout on September 25, at 1:00PM until approximately 4:00PM, in a tent behind the Fire House. Mr. Kowalski explained that there is a possibility that they will pair wines along with the different dishes, hence the application for the temporary liquor permit. He then said they anticipate approximately 150 people for this event. Mr. Kowalski then outlined the parking they would have in order to accommodate the guests. He said they hope this can turn into an annual event.

Commissioner Gallagher asked Mr. Kowalski if they would be using police to direct traffic and Mr. Kowalski said since this event is being held on a Sunday afternoon, they might not need it due to the light amount of traffic downtown on a typical Sunday afternoon.

It was again discussed by the Commission how this process might be streamlined in the future.

Commissioner Pabich moved to approve the application of the Simsbury Fire District, Owner, Kevin Kowalski, Fire Marshall, Agent, for a Special Exception for a Temporary Liquor Permit, pursuant to Article Ten, Section H of the Simsbury Zoning Regulations in conjunction with a one day fundraiser for the Simsbury Volunteer Fire Company on Sunday, September 25, 2011 on property located at the Simsbury Fire District, 871 Hopmeadow Street. SC1 Zone. The motion was seconded by Commissioner Pomeroy and passed unanimously.

PUBLIC HEARING (d) - (Commissioner Ryan recused himself on this item)

Gerald Toner, Director of Culture, Parks and Recreation told the Commission about the Tour DaVita program and explained how they recently entered into a license agreement with them. He then explained that there would be a dinner served to the bike riders after the ride, at which they would like to serve beer. Mr. Toner explained how all participants will be over 21 and how this event has never had any issues, at their other locations, related

to alcohol. He explained how the riders will camp at Iron Horse as well. Mr. Toner told the Commission the event will be held on September 19th.

Commissioner Salls moved to approve the application of the Town of Simsbury, Owner, Gerard G. Toner, Director of Culture, Parks and Recreation, Agent, for a Special Exception for a Temporary Liquor Permit, pursuant to Article Ten, Section H of the Simsbury Zoning Regulations for the serving of beer at the overnight stay of the participants of the Tour DaVita charity bike ride on September 19, 2011 on property located at Simsbury Meadows, 22 Iron Horse Boulevard. SC Civic Site. The motion was seconded by Commissioner Gilkey and passed unanimously.

STATUS UPDATE OF EMERGENCY SERVICES COMMUNICATION TOWER

Mr. Peck explained how the Emergency Services Communications Tower, located behind Central School, needs to be replaced. He explained that a study had been conducted which found this tower to be at risk during strong winds, and thus has been slated to be replaced. Mr. Peck explained how there was not much of a change in the site plan and that a replacement tower was being erected immediately adjacent to the current tower. The only change in the tower will be an additional 30' in order to increase the quality of emergency communications. Mr. Peck said that this tower will serve as emergency communications for Simsbury Police, Board of Education, Granby Ambulance and serves as a back up for Simsbury Fire and there are no commercial antennas on this tower. Mr. Peck distributed photos of the existing tower and of the footprint of the tower that will be erected.

ADJOURNMENT

Commissioner Elliott moved to adjourn the Special Meeting of the Zoning Commission at 7:53PM. The motion was seconded by Commissioner Pomeroy and passed unanimously.

Respectfully submitted,

Edward J. Pabich, Secretary