

**Regular meeting of the Village of Brockport Planning Board was held in the Conference Room, Municipal Building, 49 State Street, Brockport, New York, Tuesday, January 17, 2012 at 7:00pm.**

**PRESENT:** Chair Charles Switzer, Member R. Scott Winner, Member Arthur Appleby, Member Annette Locke, Clerk Pamela W. Krahe.

**EXCUSED:** Member Bernard Daily, Building/Zoning Officer Scott C. Zarnstorff

**ALSO PRESENT:** Patricia Terrigino, Mike Terrigino

**CALL TO ORDER:** Chair Switzer called the meeting to order and led the Pledge of Allegiance.

**REVIEW OF MEETING MINUTES:** Chair Switzer called for a motion to approve previous minutes.

➔ Member Locke moved, Member Winner seconded, unanimously carried to approve the minutes of December 20, 2011 as written.

**CORRESPONDENCE:** Notice from Village Clerk on upcoming training classes.

**PUBLIC HEARINGS:** None

**OLD BUSINESS:**

1. Application of:	Name:	Patricia Terrigino
	Address:	48 Merchants Street
	Tax Map #:	068.52-2-6
	Zoning:	B-Business
	Parcel Size:	163.24' wide x 53.38' deep
	Property Class:	421
	Purpose:	Informational presentation – reopening restaurant

**Applicant Presentation:**

Mike Terrigino distributed a proposed menu and referred to the submitted business plan. Lunch will be served from 11am-3pm, dinner will start at 4pm. Capacity is 145 seated and another 40 at the bar. Employees will number 18-22 with a maximum of 30; there will be an average of 12 at the front of the house and another 12 at the rear. Trash will be combined with Rocco's, as applicant owns both businesses. He will be getting a larger dumpster.

**Continued Board discussion on application:**

Inside renovations were discussed – applicant has done painting, new hot water tank, sprinkler system, had to replace many items. Booths were left there but are being reupholstered.

The opening, previously slated for February 1, is not going to happen. Still waiting on liquor license, should have it by the third week of February. Applicant may open prior to that and just not serve alcohol.

Staff has not yet been hired, though a chef has been interviewed. When asked if the deck area next to the canal would be open in the summer, Mr. Terrigino answered affirmative. It was determined that the Code Enforcement Officer has not yet given a Certificate of Compliance / Operating Permit.

The board wished the Terriginos good luck.

**OTHER BUSINESS:**

The board discussed the manner in which the 420 Emporium (at 12 Market Street) opened without having first come to the board for change of use. Members wondered whether the Code Enforcement Officer has the ability to shut down businesses that open in this manner until they submit proper paperwork and appear before the board. Also wondered: if the CEO could shut a business down with assistance from the police department; if the CEO could write a letter to the landlord of such a business asking them to cease and desist until proper procedure is met; if the CEO and/or the Planning Board could send an informational letter to landlords of business properties reminding them of the need for a new tenant to speak with the CEO about any necessary paperwork or procedures prior to opening. Board is willing to support the CEO in any of these efforts; to be discussed further at next meeting when CEO is present.

**NEXT REGULAR MEETING:** Tuesday, February 21, 2012 7:00pm

Application materials due by Noon the Tuesday before.

**ADJOURNMENT:**

➔ Member Appleby moved, Member Winner seconded, unanimously carried that the meeting be adjourned at 7:45pm.

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Pamela W. Krahe, Clerk