

The Mechanicville Zoning/Planning Board held a meeting at the Mechanicville Senior Center, 178 North Main Street, Mechanicville, New York on March 16, 2021. Frank Scirocco opened the meeting at 7:02 P.M. The Pledge of Allegiance was led by Addie Waldie.

Roll Call:	Frank Scirocco	- present
	Robert Chase	- present
	Richard Delaney	- present
	Martin Doyle	- present
	Ed Morcone	- present
	Dan O'Connor	- present
	Addy Waldie	- present

Frank Scirocco: Did everyone get a chance to look at the minutes of the last meeting? Do I have a motion to accept?

Motion by: Dan O'Connor

Seconded by: Richard Delaney

Ayes: 7 Nays: 0

Frank Scirocco: I need a motion to declare this agency as the lead agency for SEQRA.

Motion by: Dan O'Connor

Seconded by: Bob Chase

Ayes: 7 Nays: 0

Frank Scirocco: Time Auctions, are you here? There was a notice of the public hearing that was published in the Daily Gazette according to law. There was a question as to why you were allowed to go in there prior but you were given temporary occupancy until we got a chance to hear it. It is a change in tenancy hearing so you can tell us what you are doing there, your hours, and things like that and we will open it up to the board for some questions they may have and we will move on.

John Tironi: We are open to the public three (3) days a week; Thursday, Friday, and Saturday. The other couple days we pick up items, retail from BJ's, CVS, Rite Aid, Amazon and we make them available for retail at a lower price.

Frank Scirocco: What is it that you are selling; I am not familiar with it.

John Tironi: Anything that is sold at BJ's.

Frank Scirocco: Ok, I got it. I will open it up to questions for you. We will start with Martin.

Martin Doyle: I have no questions.

Frank Scirocco: You are good with it.

Martin Doyle: Yes.

Frank Scirocco: Ed?

Ed Morcone: Same business as you had over on the avenue?

John Tironi: Yes

Ed Morcone: I am good with it.

Frank Scirocco: Richard?

Richard Delaney: I just had a couple of questions. Are you going to have any trucks come in with goods to deliver to your place or do you pick everything up yourself?

John Tironi: Well, we have been picking everything up ourselves and I don't know if we are ever going to have trucks.

Richard Delaney: I was just wondering about access for large trucks.

John Tironi: I can't say no at this time because I don't know.

Richard Delaney: Round Lake Avenue is residential and it is a little narrow in spots.

John Tironi: There are a lot of trucks that go out that way that are parked in the back. I really don't know if we are going to have any trucks.

Richard Delaney: I would think the better way to access would be Saratoga Avenue.

John Tironi: Yes, absolutely.

Richard Delaney: The only other question I had was about the signage, are you going to have any permanent signage. I notice you sort of have a handmade sign there now.

John Tironi: We just have them in the window now.

Richard Delaney: Will that be it.

John Tironi: Yes.

Richard Delaney: That is it.

Frank Scirocco: Will you be removing your own snow.

John Tironi: Yes.

Frank Scirocco: Addy?

Addy Waldie: I am good.

Frank Scirocco: Bob?

Bob Chase: I am good it is just a continuation of an existing business, just a different address.

Frank Scirocco: Dan?

Dan O'Connor: I am good with it, even the truck situation, DiSiena furniture was in and out of there with trucks so it is not an issue for me at all.

Frank Scirocco: Is there a motion to grant the change in tenancy?

Motion: Ed Morcone

Seconded by: Richard Delaney

Bob Chase: Yes

Richard Delaney: Yes

Martin Doyle: Yes

Ed Morcone: Yes

Dan O'Connor: Yes

Addy Waldie: Yes

Frank Scirocco: Yes

John Tironi: Thank you.

Dan O'Connor: Good luck to you.

Frank Scirocco: You are all set. Thank you. Flipside gaming, some of the board members questioned why this opened without board approval and the only thing I am going to say it was a procedural error that happened and we will leave it at that, if you have any question why you can ask at a later date but basically it was an error to allow him to go in and now it is our job to see that they can stay. So tell us what you do.

Michael Kennelly: We sell toys, collectibles, trading cards, comic books, things of that nature. We buy them through distribution and sell them through our stores and e commerce outlets such as our website. We do sell on ebay and amazon as well.

Frank Scirocco: So it is basically a retail business, people going in and out?

Michael Kennelly: No, so the part that we moved into at 55 Viall is our e commerce outlet so that is where we sell most of our online items from.

Frank Scirocco: So everything you sell there in online.

Michael Kennelly: Yes.

Frank Scirocco: So there is really no retail traffic going in and out.

Michael Kennelly: No. The only time a customer might come in there is we deal with collectibles so if someone has a large collectible collection we might have them come there to sell the collection to us and then we would offer it to sell online after that.

Frank Scirocco: Are there any volatile chemicals, anything there that could cause explosions, fires?

Michael Kennelly: No, we deal with collectible cards, baseball cards which are made out of cardboard but nothing that is highly combustible.

Frank Scirocco: So you are not manufacturing anything there.

Michael Kennelly: No.

Frank Scirocco: I was under the wrong impression. That is all I have. Martin?

Martin Doyle: I have no questions.

Frank Scirocco: Edward?

Ed Morcone: I see a lot of cars over there, how many employees do you have?

Michael Kennelly: We have eight (8) employees that operate out of there, we might have other employees from our stores come in from time to time but typically eight (8).

Ed Morcone: Where do you have stores?

Michael Kennelly: We have two stores one in Clifton Park and one in East Greenbush near the Hannaford.

Ed Morcone: I am good.

Frank Scirocco: Please speak up when you can. Richard?

Richard Delaney: I stopped by last week and looked on the outside and the inside and spoke to Mr. Kennelly and everything looks great and is in order.

Frank Scirocco: Are you good?

Richard Delaney: Yes.

Frank Scirocco: Addy?

Addy Waldie: I don't have any questions.

Frank Scirocco: Robert?

Bob Chase: Do you own the building?

Michael Kennelly: Yes, we purchased it.

Bob Chase: How many employees did you say were there?

Michael Kennelly: Approximately eight (8).

Bob Chase: No further questions.

Frank Scirocco: Daniel.

Dan O'Connor: I am just happy someone is in that building finally.

Frank Scirocco: Is that is?

Dan O'Connor: That is it.

Frank Scirocco: Do you have a snow removal plan?

Michael Kennelly: Right now we are doing the snow removal ourselves and we are going to see how that goes, if we are unable to keep up we will hire a plowing service. Right now we do it ourselves.

Frank Scirocco: Is there anyone here to speak in favor or against this operation? I forgot to ask that for the last application, I apologize. All right, no one here. Can we get a vote on the change in tenancy?

Bob Chase: Yes

Richard Delaney: Yes

Martin Doyle: Yes

Ed Morcone: Yes

Dan O'Connor: Yes
Addy Waldie: Yes
Frank Scirocco: I was waiting for a motion.

Gina Kenyon: I am sorry.

Motion: Martin Doyle
Seconded: Addy Waldie

Bob Chase: Yes
Richard Delaney: Yes
Martin Doyle: Yes
Ed Morcone: Yes
Dan O'Connor: Yes
Addy Waldie: Yes
Frank Scirocco: Yes

Frank Scirocco: Change in tenancy approved, thank you for coming to Mechanicville.

Michael Kennelly: Thank you for having us.

Frank Scirocco: I think I am going to switch it up a little bit.

Gina Kenyon: He is not here yet so you can't, he is coming.

Frank Scirocco: Ok he is not here so the next application is for a site plan review to put an addition on an existing building located at 10 Industrial Park Drive, Mechanicville. I am going to defer this to Lyn right now to how we should proceed because we have a litany of questions that were presented to us around 2:00 today.

Attorney Lyn Murphy: The basic rule is you cannot defer your authority to a State agency. So most of these, I think all of these questions had to do with DEC regulations, you can't say we will approve contingent on DEC. DEC is its own regulatory body so if they have issues with the site they will enforce those issues. It is not your purview to step into DEC's shoes.

Frank Scirocco: It is out of our jurisdiction basically.

Attorney Lyn Murphy: Correct, you don't have the authority.

Frank Scirocco: Then the only other question that I will defer to you was the zoning question here.

Attorney Lyn Murphy: It had to do with the PDD.

Frank Scirocco: Yes whether it is still a PDD.

Attorney Lyn Murphy: I didn't quite understand the question to be honest with you, the way it was worded.

Frank Scirocco: I think what he is saying is that the property is still PDD; "the lot technically may still be a PDD depending on the PBA/ZBA board's interpretation". I think that was all settled by the City when they ruled it industrial. I believe they are saying the County needs to approve it.

Attorney Lyn Murphy: No

Gina Kenyon: The City re-zoned that as Light Industrial and we have a resolution on file at City Hall.

Frank Scirocco: I would like to enter this into the record, so it is there and we can proceed. So what are we doing?

John Pickett: 2000 square foot office addition to move my administrative staff from Clifton Park down to Mechanicville. It makes sense for us to be under one roof right now, we were from Mechanicville but moved up there because we didn't have office space, we built this building and now she it is functioning and working well for us and I would like to bring the rest of my staff down here.

Frank Scirocco: We just got these plans so give us a minute to look. Jim, are there any zoning violations here.

Code Enforcement Officer Jim Herkel: No

Frank Scirocco: So this is strictly site plan review.

Code Enforcement Officer Jim Herkel: Yes.

Dan O'Connor: It is a good looking building.

Frank Scirocco: I guess we will open this up to questions. Martin?

Martin Doyle: Is this like a final site plan review or a preliminary site plan review?

Frank Scirocco: This would be a final.

Martin Doyle: My question basically has to do with storm water, you have a gutter and one downspout that goes down near the, it is not right on top of the property line, but I am hoping or what will you do if that is not sufficient?

John Pickett: There are four (4) down spouts off the existing building now that come down and you are looking at the new addition?

Martin Doyle: Yes.

John Pickett: The new addition is a flat roof that will come off the whole back so there is a parapet wall, it comes with insulation that is going to bring it off so it is going to come across the front of the building then it is going to roll to the back and right off. It will drop off to the asphalt and get caught by a gutter in the back of the building.

Martin Doyle: The way it is drawn it looks different, I was not sure you want a down spout near your main building.

John Pickett: Understood, we will address it and make sure there are no issues.

Martin Doyle: You are adding to the hard surface of the property.

John Pickett: Correct.

Martin Doyle: That the concern I would have as far as the impact on the neighbor so to speak. That is all I have.

Frank Scirocco: Edward?

Ed Morcone: This is conforming to the other building correct?

John Pickett: It is an “L” off the front corner; we are just going to add the offices, one story that wraps around.

Ed Morcone: It looks like you have covered lighting.

John Pickett: Yes, same stuff that is there mounted to the building, no parking lot lights.

Ed Morcone: Nothing with brightness.

John Pickett: Nothing at all, there is actually no additional lighting on the building the way it is the sconces that are there will stay the way they are.

Frank Scirocco: I am going to save you for last.

Richard Delaney: I really don't have a lot.

Frank Scirocco: Really, ok then, Richard.

Richard Delaney: I was up there today and spoke to one of your employees and I looked at it and it looks good, I just wonder if there will be any modifications to the existing building to put on the addition?

John Pickett: The only modification would be is where the little front porch awning is that will come off the building and come straight over and that will swing to the front of the building. It will just become an interior door that will pass from the existing building on to the new one. It is really standalone wing, it is administrative and we want it quiet so it stays outside the building.

Richard Delaney: I don't have anything else.

Frank Scirocco: Addy?

Addy Waldie: I see that you are adding 2000 square feet to your overall but there are no adjustments to the greenspace, and you are adding parking spots.

John Pickett: So, it is a three (3) acre total parcel, the existing building is under, I mean everything with the addition is under $\frac{3}{4}$ of an acre, on the opposite side of the entrance there is room we can come back and grab that 2000 square feet if that is

what we need, it is not paved it is dirt and gravel we can make that other side larger.

Addy Waldie: So you have twenty (20) spots existing and you are going to add ten (10) spots, where are you adding the ten (10) spots.

John Pickett: The ten (10) spots will go on the other side.

Addy Waldie: Behind where the storage shed is?

John Pickett: No, (he went over the map with Addy and showed her the location of the parking spots).

Addy Waldie: So you are taking down from your greenspace if you are adding parking spots to an area that is green now.

John Pickett: It is not green it is actually construction millings and dirt, I don't know if they count that as greenspace, I don't know how that works.

Addy Waldie: Non-building space.

John Pickett: Yes, non-building space so I can expand that and actually add grass there, there is currently no grass there and no plans to put grass there but if that is a request it does not hurt me to put 2000 square feet of grass there to accommodate.

Addy Waldie: That was my question Frank.

Frank Scirocco: Bob?

Bob Chase: All set.

Frank Scirocco: Dan?

Dan O'Connor: My only question is I see you took the one entrance pulling into the parking lot out, are you going to add that back in?

John Pickett: That is not mine; that goes with the parcel next door, so that is why we put the rock up to delineate the two properties.

Dan O'Connor: Ok, that is all I have.

Frank Scirocco: Let me close this part of the hearing and open it up to the open meeting is there anyone here to speak in favor or opposition to this addition. No, ok, we will close this part of the open hearing. Are there any more questions from the board? Let me put it out like this; is there a motion to accept the site plan with any stipulations? No stipulations. Is there a motion to accept the site plan?

Motion by: Dan O'Connor
Seconded by: Bob Chase

To accept the site plan as submitted.

Gina Kenyon: Do we want a certain time, if they are not done by a certain time because we run into that a lot. People are coming in and we don't give them a time frame and it has been years and nothing has been done.

Frank Scirocco: I asked if there were any stipulations; that would be up to the board.

Attorney Lyn Murphy: By statute a site plan expires in a year.

Gina Kenyon: A year? Perfect.

Frank Scirocco: So there is a motion on the floor to accept the site plan as submitted, call the roll.

Bob Chase: Yes
Richard Delaney: Yes
Martin Doyle: Yes
Ed Morcone: Yes
Dan O'Connor: Yes
Addy Waldie: Yes
Frank Scirocco: Yes

John Pickett: Thank you very much.

Frank Scirocco: Last on the agenda, Mike Bucci, 808 Elizabeth Street, application for a use variance. Hi Michael.

Michael Bucci: Hello everybody.

Frank Scirocco: Give me one second here. We talked briefly about the requirements for the board to be able to grant the use variance and the evidence you need to provide so if you would like to proceed.

Michael Bucci Sr.: I have no evidence, just looking to continue to do business there as we have been doing forever; we are deemed agriculture I don't know if that has any bearing on anything. I have neighbors that are closer to an Industrial Park than they are to me; I have no idea who complained, if it is a problem I would like to hear about it, if not I really don't have much to say. I am at mercy of the board here to let us continue to do business there.

Frank Scirocco: Clearly you understand we are at the mercy of the law.

Michael Bucci Sr.: Fine.

Frank Scirocco: My question is, whether or not a use variance is what you really need. I have given it a lot of thought and I may be way off base.

Michael Bucci Sr.: This is where we live

Frank Scirocco: I understand that.

Michael Bucci Sr.: My son lives with me.

Frank Scirocco: You are not actually operating a business off that land.

Michael Bucci Sr.: No, there is wood on the land, I burn wood at the house, he keeps a couple pieces of equipment there, if I have to move some equipment I guess I probably could.

Frank Scirocco: Would that constitute a use variance?

Attorney Lyn Murphy: He doesn't have any other address he is operating the business out of that is the business; that is where they store trucks, their equipment, everything, there is no other address that he could point to that says that is where the business is out of. It is operating out of that house.

Michael Bucci Sr.: We do have a parcel on County 75 in the Town of Stillwater, it is just to leave that equipment out ten (10) miles from the house it is just dangerous. We have been vandalized in our yard; we have had property stolen out

of our garage. I guess if we had to we would. I don't know what to say, I realize I don't have a leg to stand on as far as the law goes but I have been in this neighborhood all of my life, 42 years, a taxpayer. If there is something offensive about our business just tell us what it is and we will fix it, just tell us what you want us to do.

Attorney Lyn Murphy: I think most of the complaints have to do with him parking the equipment on the street and the street is narrow enough that it causes problems for the neighbors as far as parking and or getting through the area.

Michael Bucci Sr.: Right and I understand but about a month ago we cleared out the back yard and we were able to put equipment in the yard. Michael, the truck he drives is his vehicle also so that should be allowed to be on the street I would think; his box truck is his vehicle. The stump grinder and the chipper, I could put them in the yard, I could put them in my backyard out of everybody's view if that is what people want. So we have a bucket truck and two pieces of equipment and I am working on cleaning up the yard the best I can. Don't you think I want to have a nice looking yard too, I am embarrassed about the way my yard looks. I took a load to the dump today and as soon as the weather breaks I will continue to do that. That is where I am at.

Frank Scirocco: The problem that the board faces is that if we proceed with the use variance without any evidence and it was approved, if anyone here objects and files an article 78 saying the board erred because no evidence was provided that the law requires, it would be overturned in a heartbeat.

Michael Bucci Sr.: Ok.

Frank Scirocco: So, I am really at a loss.

Michael Bucci Sr.: I see you just asked the question for John Pickett's business of for or against; can we ask that question here?

Frank Scirocco: Yeah, don't worry we will get there. Am I correct Lyn in my assessment?

Attorney Lyn Murphy: Yes you are, we can adjourn this proceeding, it is a public hearing so you should let the public speak but you can adjourn the determination and give him an opportunity to present additional evidence but if he doesn't anything I think it would be difficult to defend an article 78.

Frank Scirocco: I will open it up to the public for their comments, all I would ask is that you speak so that we can hear you for the record, tell us who you are, where you live and raise on your hand and I will call on you.

Chad Roose: My name is Chad Roose and I live across the way from the Bucci's, I have been there for about seven or eight years. The equipment does not bother us, if there is ever an issue or I have company coming over and I needed him to move something, he moved it without an issue. It doesn't really cause a disturbance, we have to back out of there and they always leave a space for us so we can back out. I have no issue with it and we live directly across the way.

Frank Scirocco: Thank you.

Kathy Roose: There is no problem at all, they do park in between the houses as much as they can, there just isn't a problem. I have to back out of my driveway and I have never had a problem getting around the trucks. If you tell him to move it he moves it, and they are not doing business out of their house, they are doing business off of their phones is what they are doing. There is no business at the house. So, it isn't at the house they are doing business, it is on the phone and then they go to the site.

Frank Scirocco: I think we all understand that.

Kathy Roose: I don't see what the problem is. I think it is just some neighbors didn't have anything else to do and they just reported them.

Dan: I live at 415 North Seventh Avenue, we actually rent the house and have been there 8 ½ years and honestly the business is not being run on Elizabeth Street it is run off of North Seventh Avenue. I actually live right directly across the street from the business and the way his trucks park right now I am the only one on the street that has children, the way he parks his vehicles, the stop sign that is right there, I can name 15 to 20 times in two weeks where cars run through that stop sign because it is blocked. Our school bus driver Abby Stalker will even agree that people run that stop sign constantly because of the way he parks his bucket truck and the way he parks his red truck with the dump on it. Also, too, I know he has a business to run, he has his ropes he uses for safety, he puts them all out in the middle of the road, then you have to back out and go the opposite way around. There has been chain saws, axes, saws that have been left out all hours of the day that anybody can walk by and grab or kids, or my two girls. There are wood chips

all over the road constantly and the wood chipper is on the road constantly and the stump grinder is out on the road constantly. It is always a mess and it is literally right when I look out my front window is what I have to see and I have pictures on my phone right now. If you would like to see what it looks like right now.

Frank Scirocco: I think every member of the board has gone by the site at one time or another. We are aware.

Dan: The wood chipper and the stump grinder sometimes they are out there running at 10 or 11 o'clock at night keeping my girls up, I know it keeps the neighbors up and the trucks just keep going back and forth all hours of the night. It is right out in front of our windows. That is all I have to say.

Frank Scirocco: Thank you.

Dennis McCauliff: I live 411 North Seventh Street directly across from Bucci's Tree Service; this is not the place, in a residential area like ours, to operate a business like that. Everything this man just said is correct. I think if you give the variance to this to happen it is going to open it up, you can't deny anyone else from doing the same thing from Clement's Street all the way to Pruyn Avenue. They can open up a business and sell firewood and trees like across from my house. It is not safe, it is not clean, it is a bad situation for the families that live around it. There is nothing good about it; I say that with the most respect for Mike and Denise Bucci but this has been bad for the ten years that this business has been running. Thank you.

Frank Scirocco: Thank you.

April Stewart: I am a neighbor, I live directly next door to his garage I am at 416 North Seventh Avenue, the old Higgins house, my husband and I just bought our home last July. We have a 9 month old daughter and she is not old enough to play outside yet but it is concern for us, with the equipment out. Kids riding bikes, there are things they can get into, it is an eye sore, to just drive by, there is wood everywhere. The machinery, as he said runs, we noticed when we moved in, it could run early, early in the morning and late at night which would wake up our daughter. It is going to affect if we ever wanted to re-sell our home and we have tree business right next to our front yard. It is going to affect us selling our home; we have put a lot of money to upgrade our home to make it what we always dreamed. I understand that he is trying to make a living and I do understand that but it is a residential area. When my husband and I bought our home we bought it

with the hopes of seeing our daughter play outside and ride her bike, you have to worry enough about you kids, it is scary to have to worry about her riding her bike next door and running into a piece of equipment, or finding an ax. There is no fence; there is nothing to hold anything in. So, it is a big concern for us and I hope you do take that into consideration.

Frank Scirocco: Thank you.

Paul Matthey: I live at 418 Seventh Avenue I live next to this couple and it is true the trucks are always blocking the road and it is a mess over there. That is my only concern.

Frank Scirocco: Thank you. Is there anyone else to speak either in favor or against this application? Ok we will close this part of the open hearing, I am going to open it up to questions from the board but I would like to direct the board to ask specific questions in regards to the use variance. In looking at section 4 of your sheet, you can go down the list, a, b, and c, those are the requirements, the applicant has to provide to board so please base your questions on those. Martin?

Martin Doyle: A major question to you, because you haven't done a good job in answering it, financial reason why, I will just read the question. To provide financial evidence why a reasonable substantial return cannot be realized by using the property for use permitting from the City zoning code. I saw later you had something about storage at one of the self-storage facilities. Is there a financial hardship in storing some of your materials elsewhere.

Mike Bucci Sr.: Yes there is.

Martin Doyle: Help me out.

Frank Scirocco: The question should be why the property, not his equipment, can't give him a reasonable return.

Martin Doyle: Ok

Frank Scirocco: If used according to zoning, if I am correct, is that correct Lyn?

Attorney Lyn Murphy: You are correct.

Frank Scirocco: Rather than prolong this, and I will let you guys ask question, Michael, I am going to eventually adjourn this. What we would like to see if competent information showing why that property...

Michael Bucci Sr.: We don't have to adjourn this, we can finish this tonight, ok.

Frank Scirocco: I would like to give you an opportunity.

Michael Bucci Sr.: And I appreciate that but listening to my neighbors concerns I really don't feel like we should be there and I will do everything I can as soon as I can to get everything out of there and everything cleaned up. That is how I would like to end it tonight.

Frank Scirocco: But I am thinking if...

Michael Bucci Sr.: I am thinking of my neighborhood.

Frank Scirocco: I understand that but if we could come to some kind of understanding

Michael Bucci Sr.: That is my neighborhood, no one else's, it is my neighborhood.

Frank Scirocco: I understand.

Michael Bucci Sr.: I am the senior in the neighborhood that is how I want, I want everything to be fine with everybody, I will clean everything up.

Frank Scirocco: So you want to withdraw your application?

Michael Bucci Sr.: Yes I do, and I am sorry I wasted anybody's time.

Frank Scirocco: You didn't waste our time, we came here we try to help both sides.

Michael Bucci Sr.: I appreciate it.

Frank Scirocco: We don't want to destroy one family or destroy another.

Michael Bucci Sr.: We will figure it out. I appreciate it if I wouldn't get fined.

Attorney Lyn Murphy: Mr. Bucci, why don't we, this board does not have the authority to do this, but we know we have some local city ordinances charged, if you could work towards that within forty-five (45) then you won't have to worry about those charges.

Michael Bucci Sr.: Is that different than this?

Attorney Lyn Murphy: Totally different than this.

Michael Bucci Sr.: I received something here that I am supposed to appear on the 23rd that is why I wasn't here on time I thought I had to go to this.

Attorney Lyn Murphy: That is the charges for operating a business outside the zoning regulations.

Michael Bucci Sr.: That is what this is, the same thing just a different date.

Attorney Lyn Murphy: I prosecute those, and I am saying you have heard your neighbors and you have agreed to no longer operate, have that equipment there, so if within forty-five (45) days you can come up with an alternative plan then we can be good, we just have to make sure that equipment isn't still there.

Michael Bucci Sr.: I have a boat on my property, can that stay?

Attorney Lyn Murphy: The boat has nothing to do with this application.

Michael Bucci Sr.: I do burn wood at my house, I do have small wood pile for myself back there.

Attorney Lyn Murphy: I think you heard what your neighbors said and we can proceed based on that.

Frank Scirocco: Are you sure you want to withdraw, you don't want to take time.

Attorney Lyn Murphy: You don't have to withdraw, you can come back with an adjournment and come with evidence why you need to have this.

Frank Scirocco: Maybe we could come to some sort of compromise, if you could provide the evidence we need and that would satisfy your neighbors.

Michael Bucci Sr.: No, doesn't sound like I am going anything to satisfy my neighbors so I would like to clean up my yard, get that stuff out of there and move on, that is what I would like to do.

Frank Scirocco: If that is your decision.

Michael Bucci Sr.: Thank you everybody for your consideration and I appreciate it and am sorry if I wasted anyone's time.

Attorney Lyn Murphy: You didn't.

Michael Bucci Sr.: I really didn't know it was so bad. Thank you everybody.

Frank Scirocco: Case withdrawn. Is there any new business. Being that there is no new business do I have a motion to adjourn.

Meeting adjourned @ 7:42 p.m.

Motion by: Dan O'Connor

Seconded by: Addy Waldie