

Village of Liverpool Planning Board  
Monday April 22, 2019  
7:00 PM

Present: Joseph Ostuni, Chairman  
Tom Tartaglia, alternate  
John Eallonardo  
John Langey, Attorney

Jim Rosier  
Jim Taft, alternate  
Bill Reagan, Codes Officer  
Sandra Callahan, Secretary

**Call to Order**

Chairman Ostuni called the meeting to order at 7:00 PM and led those present in the Pledge of Allegiance.

**Minutes**

Chairman Ostuni asked for a motion to approve the minutes of March 25, 2019 with a minor correction changing NYS DOT to County DOT on page 5. Mr. Rosier moved and Mr. Taft seconded the motion to accept the minutes. Mr. Eallonardo abstained from voting as he was absent. Motion approved.

**New Business** – On the application of TCS 1<sup>st</sup> Properties, LLC (Limp Lizard Restaurant) for a site plan review for a property located at 201 1<sup>st</sup> Street, designated as tax 004.-06-04.0. The 3 property owners were present, Scott Schimpff and Mark and Tina Toth.

The owners would like to construct an entrance from the restaurant to the outside deck and stairs, to utilize the deck for additional dining space.

The current parking code would require 17 additional parking spots. The owners would like to use the parking agreement with Onondaga County parks currently in place for the additional parking, if needed.

The owners have a letter of agreement from the branch manager of M & T Bank located across the street allowing parking in the bank lot after bank business hours. There are currently 57 available spots at the bank.

There currently is no way to get to the deck. They would like to get the site plan approved to allow the needed construction to open the deck.

Mr. Reagan said the parking code states that 50% of the required parking can be on-street within 500' of the site. There are currently 141 parking spots on the street within 500' of the restaurant.

Chairman Ostuni asked for questions from the board.

Mr. Eallonardo asked what the hours of operation were. The restaurant is open from 11:00 a.m. to 11:00 p.m. weekdays and approximately 1:30 a.m. on the weekends. He suggested they get a formal agreement from M&T Bank allowing them to use their parking lot.

Mr. Tartaglia asked if they will lose any indoor seating if the deck is open. The seating capacity inside the restaurant is 134, they may lose 6-10 seats upon completion of the door to the deck.

Mr. Rosier said he would like to hear Mr. Reagan's summary before commenting.

Mr. Reagan said that currently the garbage truck needs to back out of the parking lot and cross the public sidewalk to exit because there isn't enough room for it to turn around. He wondered if the delivery trucks have the same problem.

Mr. Schimpff said there is room for the delivery trucks to turn around and that the garbage trucks come on Monday and Friday at approximately 10 a.m. each week.

Mr. Reagan asked about the drainage in the back of the property and wondered if a 3' berm would be enough. The Village engineer will need to review this.

Mr. Reagan said the fence along the back of the property is not owned by the restaurant. They would need something for a residential buffer, possible plantings. The code requires a 5' buffer.

Mr. Taft asked about noise and lighting on the deck. Mr. Reagan said they would need to comply with the code and the noise ordinance.

There are no plans to have music on the deck.

The site plan would need to show the shielded lighting.

Thomas Roerden, owner of the property next door at 141 First St. said there is a driveway easement in place between him and the Limp Lizard.

Attorney Langey said that we can waive a public hearing for this site plan. Chairman Ostuni polled the board, all members except Mr. Eallonardo voted to waive the public hearing. Mr. Eallonardo doesn't support an establishment that serves alcohol using the County Park.

Mr. Langey said he received a letter from John Gormel's attorney advising of their concerns over drainage.

A new site plan drawing will need to be submitted showing more detail to include the dumpsters, oil storage and lighting on the deck. The property owners will submit this as soon as it is available.

A motion was made by Mr. Rosier and seconded by Mr. Taft for Clerk Callahan to prepare the GML 239 referral for Onondaga County Planning Board for their next meeting on May 15. All ayes. Approved. Clerk Callahan will submit all paperwork by May 3<sup>rd</sup> to be included on their next meeting.

The SEQR will be completed at the next Planning Board meeting after Mr. Sgromo has a chance to review the drainage.

**Old Business** – On the application of Lemrog Retreat for a site plan review for the construction of a handicap entrance ramp for a property located at 302 Vine Street, tax map #004.-02-11.1.

Attorney Langey told John Gormel that we need a legal description with the boundaries listed for the revocable license agreement. The public hearing is scheduled for the May Board of Trustees meeting.

The planning board application will remain on the agenda for the May meeting.

**Immediate Mail Services** – No one was present. Attorney Langey said we should send a letter advising if they don't appear with an update at the May meeting they will be removed from the agenda and if so desired will need to reapply to the Planning Board with a new application and any fees.

There being no further business, Mr. Taft moved and Mr. Eallonardo seconded the motion to adjourn. Approved. Meeting adjourned at 7:55 p.m.

Respectfully submitted,

Sandra J. Callahan  
Planning Board Secretary