

City of Dunkirk Planning Board
Meeting Minutes

The Planning Board of the City of Dunkirk met on Thursday, September 29, 2011 at 6:00 pm in the Development's Conference Room; 338 Central Ave.

Members present were Interim Chairman Ed Schober, Jim Rozen and Andy Bohn.

Also present were Tim Gornikiewicz from the Development Department, Jim Payne-owner of Walleye Willies; and Gib Snyder from the Observer.

Meeting was called to order by Ed Schober at 6:00pm.

Agenda was passed out by Tim Gornikiewicz.

Jim Rozen made motion to accept the April's minutes. Andy Bohn seconded that motion. All voted aye. Carried

Communications from the Public and Petitions

None

New Business

Site Review-7-17 Lake Shore Drive East
Resolution 2011-07

Jim Payne, owner of Walleye Willies was present to ask for permission to place his hot dog stand on the parking lot next to Walleye Willies. He stated it didn't feel like he had to be here, but thought he would, just to play it safe. Ed Schober had some questions about the new, updated hot dog stand as it looked different to the previous stand approved in 2009. Jim said he was looking more for permission to keep stand there 12 months per year, as compared to previous Board approval of May-October. Ed Schober said he didn't care for the new colors and design of the stand. Jim Rozen said he felt the new stand was better. Andy Bohn said he liked the design better, but understood where Ed was coming from. Ed Schober said that he would like more time to review the application. He also said that he would rather make a decision next week where all the Board members were present. Andy Bohn made motion to table Resolution 2011-07 until next week where all 5 members would be present. Jim Rozen seconded that motion.

Continuation meeting-October 6

Members present were Chairman Chris Piede, Jim Rozen and Andy Bohn.

Also present were Tim Gornikiewicz from the Development Department, Jim Payne-owner of Walleye Willies; and Gib Snyder from the Observer.

Meeting was called to order by Chris Piede at 6:00pm.

Planning Board Secretary Tim Gornikiewicz explained that ex-officio member and Director of Development Kory Ahlstrom said that the only thing reviewable is whether the hot dog stand can stay the desired location for 12 months or not. The style of the hot dog stand is irrelevant. Tim Gornikiewicz also explained that the Board cannot tell a business when it can be open or closed. Jim Rozen made motion to allow Jim Payne to store his concession stand in its current location next to Walleye Willies for 12 months. Andy Bohn seconded that motion. All voted aye. Carried.

Sign Review-19 West Fourth Street
Resolution 2011-06

Tim Gornikiewicz explained that the July meeting was cancelled due to lack of a quorum. And because of the urgency of the sign review, the Board decided to vote online. Andy Bohn made motion to approve sign. Aisling Heenan seconded that motion. Ed Schober was the sole opposing member. Resolution passed 4-1. Carried.

Jim Rozen made motion to adjourn at 6:24. Andy Bohn seconded that motion. All voted aye. Carried.

CITY OF DUNKIRK PLANNING BOARD

RESOLUTION

No. 2011-06

A meeting of the Planning Board (the "Board") of the City of Dunkirk (the "City"), was convened on Thursday, July 28, 2011 at 6:00pm.

The following resolution was duly offered and seconded, to wit:

**RESOLUTION AUTHORIZING FIRST UNITED
PRESBYTERIAN CHURCH TO PLACE SIGN AT 19 WEST
FOURTH STREET**

WHEREAS, the City Code provides that the Board shall have full power and authority make investigations, maps, reports, recommendations, and approvals relating to the planning and development of the city ; and

WHEREAS, pursuant to these duties the Board has reviewing the information supplied by First United Presbyterian Church for the project located at 410 West Fourth St relating to the replacement of a sign; and

WHEREAS, the Board wishes to approve the transaction submitted and reviewed subject to the conditions contained below; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY OF
DUNKIRK PLANNING BOARD AS FOLLOWS:**

Section 1. Hereby offers its approval to First United Presbyterian Church for the sole purpose of placing a sign at the property located at 19 West Fourth St

Section 2. The above approval is subject to the following terms and conditions:

1. _____
2. _____
3. _____
4. _____
5. _____

Section 3. The above resolutions shall take effect immediately.

Dated: July 28, 2011

STATE OF NEW YORK)
COUNTY OF CHAUTAUQUA) SS:

I, the undersigned Recording Secretary of the City of Dunkirk Planning Board, DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the City of Dunkirk Planning Board (the "Board"), including the resolution contained therein, held on July 28, 2011, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Board and of such resolution set forth therein and of the whole of said original insofar as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of the Board had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that public notice of the time and place of said meeting was duly given in accordance with Article 7.

I FURTHER CERTIFY that there was a quorum of the members of the Board present throughout said meeting.

I FURTHER CERTIFY that as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 28th day of July, 2011.



Tim Gornikiewicz
Recording Secretary
City of Dunkirk Planning Board

[SEAL]

Tim Gornikiewicz

From: Tim Gornikiewicz [tgornikiewicz@cityofdunkirk.com]
Sent: Wednesday, August 03, 2011 10:54 AM
To: 'aisling004@gmail.com'; 'Edmund Schober'; 'Jim Rozen'; 'CPiede@lakeshore.wnyric.org'; 'AndyB'
Subject: Planning Board
Attachments: 19 West Fourth Street.pdf; Agenda.docx

This month's Planning Board has only one item on the agenda. It is one simple sign at 19 W Fourth St. If you are all OK with it, we can do it via email. I already have received work from some of you being ok with the sign; just want to get all your opinions.

Thanks.

Tim Gornikiewicz
CDBG Administrator
366-9878

Tim Gornikiewicz

From: AndyB [AndyB@bostonvalley.com]
Sent: Monday, July 25, 2011 2:06 PM
To: 'Tim Gornikiewicz'; 'Edmund Schober'; 'Jim Rozen'; CPiede@lakeshore.wnyric.org; aisling004@gmail.com
Cc: 'Gib Snyder'
Subject: RE: Planning Board

I will not be able to attend the meeting this Thursday unfortunately. I did take a look at the photo of the sign and don't have any issues with it. I would be in favor of approving it.



Boston Valley Terra Cotta
Recreating the Past - Shaping the Future

Andy Bohn - Drafting

6860 South Abbott Rd. Orchard Park, NY 14127

Phone 716-649-7490 ext. 123

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From: Tim Gornikiewicz [<mailto:tgornikiewicz@cityofdunkirk.com>]
Sent: Monday, July 25, 2011 12:21 PM
To: 'Edmund Schober'; 'Jim Rozen'; CPiede@lakeshore.wnyric.org; 'AndyB'; aisling004@gmail.com
Cc: 'Gib Snyder'
Subject: Planning Board

There will be a Planning Board this Thursday-6pm.

Attached is the agenda, as well as the picture of the proposed sign.

Tim Gornikiewicz
CDBG Administrator
366-9878

Tim Gornikiewicz

From: Aisling Heenan [aisling004@gmail.com]
Sent: Wednesday, August 03, 2011 11:55 AM
To: Tim Gornikiewicz
Subject: Re: Planning Board

Tim

I have no problem with the sign

Thanks
Aisling

On Wed, Aug 3, 2011 at 10:54 AM, Tim Gornikiewicz <tgornikiewicz@cityofdunkirk.com> wrote:

This month's Planning Board has only one item on the agenda. It is one simple sign at 19 W Fourth St. If you are all OK with it, we can do it via email. I already have received work from some of you being ok with the sign; just want to get all your opinions.

Thanks.

Tim Gornikiewicz

CDBG Administrator

366-9878

Tim Gornikiewicz

From: jim_00@yahoo.com
Sent: Wednesday, August 03, 2011 2:11 PM
To: Tim Gornikiewicz
Subject: Re: Planning Board

I am good with it.

Sent via DROID on Verizon Wireless

-----Original message-----

From: Tim Gornikiewicz <tgornikiewicz@cityofdunkirk.com>
To: aisling004@gmail.com, 'Edmund Schober' <ems@harringtonsandberg.com>, 'Jim Rozen' <jim_00@yahoo.com>, CPiede@lakeshore.wnyric.org, 'AndyB' <AndyB@bostonvalley.com>
Sent: Wed, Aug 3, 2011 14:51:30 GMT+00:00
Subject: Planning Board

This month's Planning Board has only one item on the agenda. It is one simple sign at 19 W Fourth St. If you are all OK with it, we can do it via email. I already have received work from some of you being ok with the sign; just want to get all your opinions.

Thanks.

Tim Gornikiewicz
CDBG Administrator
366-9878

Tim Gornikiewicz

From: CPiede@lakeshorecsd.org
Sent: Wednesday, August 03, 2011 4:49 PM
To: tgornikiewicz@cityofdunkirk.com
Subject: Re: Planning Board

I have no problems with sign.

-Chris

-----"Tim Gornikiewicz" <tgornikiewicz@cityofdunkirk.com> wrote: -----

To: <aisling004@gmail.com>, "Edmund Schober" <ems@harringtonsandberg.com>, "Jim Rozen" <jim_00@yahoo.com>, <CPiede@lakeshore.wnyric.org>, "AndyB" <AndyB@bostonvalley.com>
From: "Tim Gornikiewicz" <tgornikiewicz@cityofdunkirk.com>
Date: 08/03/2011 10:51AM
Subject: Planning Board

This month's Planning Board has only one item on the agenda. It is one simple sign at 19 W Fourth St. If you are all OK with it, we can do it via email. I already have received work from some of you being ok with the sign; just want to get all your opinions.

Thanks.

Tim Gornikiewicz

CDBG Administrator

366-9878

Spam

Not spam

Forget previous vote

[attachment "19 West Fourth Street.pdf" removed by Christopher Piede/Teachers/Lakeshore/Erie1]
[attachment "Agenda.docx" removed by Christopher Piede/Teachers/Lakeshore/Erie1]

Tim Gornikiewicz

From: Edmund Schober [ems@harringtonsandberg.com]
Sent: Thursday, August 04, 2011 2:42 PM
To: 'Tim Gornikiewicz'
Cc: aisling004@gmail.com; 'Jim Rozen'; CPiede@lakeshore.wnyric.org; 'AndyB'
Subject: FW: Planning Board
Attachments: 19 West Fourth Street.pdf; Agenda.docx

I don't think this sign is the best fit for the application, and in my opinion alternative designs should be considered. The church is quite historic, and recently did a very nice job restoring its vintage lighting over the entrance doors. The proposed sign would detract from that appeal, and looks like it belongs in front of a suburban bank more so than a historic church adjacent to residential neighborhoods. I'm not sure about the placement either; perpendicular to the church rather than parallel. I understand the church is probably going for the most visible method, but it also appears that this sign would be illuminated and seems like an obstruction in its proposed spot. The sign that the planning board approved for the church across the street, St. John's Episcopal some years ago, fits in much more with its building than this one does. Maybe it's just a case of dressing up this proposed sign a bit like we had the First United Methodist Church do on the corner of Washington and E. Sixth Street a couple of years ago. I'd be willing to discuss alternatives and look at revisions, but as it is proposed right now I would have to cast a "no" vote on its approval.

Edmund M. Schober | associate | **Sandberg Kessler**
p 716.483.3153 X216 ARCHITECTURE & ENGINEERING PC
f 716.484.2281 500 East Sixth Street
ems@sandbergkessler.com Jamestown, New York 14701

From: Tim Gornikiewicz [mailto:tgornikiewicz@cityofdunkirk.com]
Sent: Wednesday, August 03, 2011 10:54 AM
To: aisling004@gmail.com; 'Edmund Schober'; 'Jim Rozen'; CPiede@lakeshore.wnyric.org; 'AndyB'
Subject: Planning Board

This month's Planning Board has only one item on the agenda. It is one simple sign at 19 W Fourth St. If you are all OK with it, we can do it via email. I already have received work from some of you being ok with the sign; just want to get all your opinions.

Thanks.

Tim Gornikiewicz
CDBG Administrator
366-9878

CITY OF DUNKIRK PLANNING BOARD

RESOLUTION

No. 2011-07

A meeting of the Planning Board (the "Board") of the City of Dunkirk (the "City"), was convened on Thursday, October 06, 2011 at 6:00pm.

The following resolution was duly offered and seconded, to wit:

**RESOLUTION AUTHORIZING JIM PAYNE TO STORE
CONCESSION STAND AT 7-17 LAKE SHORE DRIVE EAST
FOR TWELVE (12) MONTHS**

WHEREAS, the City Code provides that the Board shall have full power and authority make investigations, maps, reports, recommendations, and approvals relating to the planning and development of the city ; and

WHEREAS, pursuant to these duties the Board has reviewing the information supplied by Jim Payne for the project located at 7-17 Lake Shore Drive East relating to the storage of a concession stand for twelve (12) months; and

WHEREAS, the Board wishes to approve the transaction submitted and reviewed subject to the conditions contained below; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY OF
DUNKIRK PLANNING BOARD AS FOLLOWS:**

Section 1. Hereby offers its approval to Jim Payne for the sole purpose of storing a concession stand for twelve (12) months at the property located at 7-17 Lake Shore Drive East

Section 2. The above approval is subject to the following terms and conditions:

1. _____
2. _____
3. _____
4. _____
5. _____

Section 3. The above resolutions shall take effect immediately.

Dated: October 6, 2011

STATE OF NEW YORK)
COUNTY OF CHAUTAUQUA) SS:

I, the undersigned Recording Secretary of the City of Dunkirk Planning Board, DO HEREBY CERTIFY:


That I have compared the annexed extract of minutes of the meeting of the City of Dunkirk Planning Board (the "Board"), including the resolution contained therein, held on October 6, 2011, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Board and of such resolution set forth therein and of the whole of said original insofar as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of the Board had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that public notice of the time and place of said meeting was duly given in accordance with Article 7.

I FURTHER CERTIFY that there was a quorum of the members of the Board present throughout said meeting.

I FURTHER CERTIFY that as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 6th day of October, 2011.



Tim Gornikiewicz
Recording Secretary
City of Dunkirk Planning Board

[SEAL]