

PLANNING AND DEVELOPMENT COMMITTEE MEETING

January 7, 2019

Chairman Tesoriero called the meeting to order at 6:57 p.m. in the 2nd floor Common Council Chambers of City Hall.

MEMBERS PRESENT: Councilor Tesoriero, Councilor Corradino and Councilor McBrearty.

OTHERS PRESENT: Councilor DeMassi; Councilor Hill; Councilor Wilmott; Councilor Gosek; Nancy Sterio, Personnel Director; Kevin Caraccioli, City Attorney; Deborah Coad, City Chamberlain; Tom Kells, Commissioner of Public Works; Brian Chetney, Director of the Oswego City/County Youth Bureau; and Mark Tesoriero, City Clerk.

MEDIA PRESENT: Steve Yablonski, Oswego Daily News; Benjamin Kail, Palladium Times.

A motion to approve the minutes of November 5, 2019 was made by Councilor Corradino and seconded by Councilor McBrearty; minutes were approved by a unanimous vote.

I. OLD BUSINESS: There was no old business.

II. NEW BUSINESS:

Authorization:

1. Kevin C. Caraccioli, City Attorney, presents a request from Mary Beth Docos, owner of property located at 73 West Bridge Street, for favorable consideration from the Common Council to modify Resolution 358 of 2018, which prohibits the parking of vehicles in public space between the curb and a private property line on any street. Mr. Caraccioli said this is a request for consideration to modify the resolution that forbids any parking within public green space. He said it was a unanimous decision of the Council. He said there are at least three property owners in the City of Oswego that received prior written permission to use public space for off-street parking since 2011. He said there may be more but they don't believe there are any more than a half dozen. He said in the case of Ms. Docos, the permission was granted in 2011 to a prior owner of the property. Ms. Docos acquired the property in 2016. He said she was working on other properties and when she came in for the permit she was told she was too late because the Council had acted. He said they have a couple of options. He said one is to say no. He said the other option is to consider a modification to the resolution allowing anyone who can demonstrate that they have legal permission by way of a resolution to modify the green space to follow through with that. He said if they are inclined to do that he would recommend they set a hard cut off for that. Councilor Corradino said this is an issue they discussed in detail when they passed this law. He said it has good intentions. He said they are still focused on improving neighborhoods. He said this building has

always had parking issues and they can't solve every issue that comes up. He said he doesn't see where adding one spot will improve the rentability at this property but it could set a precedence that the council is not prepared to support. He said he will not be voting for this. Councilor McBrearty said they have some alternative solutions and she will not vote in favor of this. Ms. Docos said when she purchased this property she purchased it with the understanding that she was going to be able to put in another parking spot right next to where there is one already. She said that is why she purchased the property. She said there are two apartments there – a four bedroom and a one bedroom. She said there is also the office space. She said what she is asking for doesn't take up that much green space. She said when she went in to get her permit Jim Bell said she was good to go. She said the only reason it wasn't done last fall was because she didn't have the money and when she went to do it this fall she was told she couldn't do it. She said if she had known she would have figured out something to get the money. She said if she is able to put that spot in there it is going to look a lot better. She said since she was already given permission for it she thinks she should be grandfathered in. Councilor Gosek said the next request is in his ward. He said he would like to see both items put through to the Full Council. Councilor DeMassi said she agrees. She said there are times you have to grandfather what was already approved. Councilor Tesoriero asked if they could table this. Mr. Caraccioli said they could table if they wanted to see what a modified ordinance might look like. Councilor Tesoriero asked if there was a motion to table and no one made that motion.

COMMITTEE DECISION: Councilor McBrearty made a motion to forward a favorable recommendation to the Full Council to modify Resolution 358 of 2018, which prohibits the parking of vehicles in public space between the curb and a private property line on any street. Councilor Corradino seconded the motion, vote 0-3 (nay votes from Councilor Tesoriero, Councilor Corradino, and Councilor McBrearty), motion fails.

2. Kevin C. Caraccioli, City Attorney, presents a request from Gina Lyons-Aly, owner of property located at 70 West Mohawk Street, for favorable consideration from the Common Council to modify Resolution 358 of 2018, which prohibits the parking of vehicles in public space between the curb and a private property line on any street. Mr. Caraccioli said Ms. Lyons-Aly and her husband are both handicapped. He said in speaking with Commissioner Kells regarding off-street parking someone with handicap tags can park on the street. He said what complicates this property is its close proximity to Oswego Hospital. He said if there were a handicap designated spot right outside the house there is nothing to say that someone going to the hospital couldn't use that spot. He said Ms. Lyons-Aly asked if the city could grant that spot specifically for them. He said possibly but the Traffic Advisory Committee handles that. He said it has been submitted to the Traffic Advisory Committee.

COMMITTEE DECISION: Councilor McBrearty made a motion to forward a favorable recommendation to the Full Council to modify Resolution 358 of 2018, which prohibits the parking of vehicles in public space between the curb and a private property line on any street. Councilor Corradino seconded the motion, vote 0-3 (nay votes from Councilor Tesoriero, Councilor Corradino, and Councilor McBrearty), motion fails.

3. Councilor Ronald Tesoriero, requests discussion regarding parking around City Hall. This item was withdrawn.
4. Planning and Development Office received an application from New Cingular Wireless PCS, LLC (AT & T) to construct a 155 foot monopole “wireless telecommunications facility” on a portion of the property located at 300 East Albany Street.

The Common Council is requesting that said application be referred to the Planning Board for an advisory opinion. Upon an advisory the application will return to the Planning and Development Committee for further consideration. Mr. Caraccioli said this is a request from AT&T to place a wireless communications pole by the speedway. He said the procedure is the request is made to the Council, the Council seeks an advisory opinion from the Planning Board and then it will come back to the Council. Councilor Tesoriero asked if there is any concern with the proximity to the Scriba Town line. Mr. Caraccioli said he will take a look at it. He said the fall zone doesn't interfere with anyone else. He said he'll do some research to see if any part of that property touches City Line Road and if so he will add the Town of Scriba as an interested party.

COMMITTEE DECISION: Councilor Corradino made a motion to forward a favorable recommendation to the Full Council granting approval to refer the application from New Cingular Wireless PCS, LLC (AT&T) to the Planning Board for an advisory opinion. Councilor McBrearty seconded the motion, unanimous approval.

THE RESOLUTION THAT WAS PART OF THE MEETING WILL BE FORWARDED TO THE FULL COUNCIL.

A motion to adjourn the meeting was made at 7:23 p.m. by Councilor Corradino. A second was made by Councilor McBrearty, and was unanimously approved.

Respectfully Submitted,

Mary M. Annal
Recording Secretary