





MetroPCS of NY LLC as Agent for Lemle Danbury LLC – Application for Special Exception for Rooftop “Wireless Telecommunications Facility” in the CA-80 Zone – 100 Mill Plain Rd. (#C14058) – SE #687. Public hearing closed 10/7/09 – 65 days will be up on 12/10/09

Ms. Hoffstaetter excused herself as she is not eligible to vote on this. Chairman Finaldi said everyone else is eligible and Mrs. Emminger has prepared a resolution based on their comments. He said this is a good plan and someone needs to make a motion. Mr. Keller made a motion to approve this per the resolution. Mr. Cerminara seconded the motion and it was passed unanimously.

NEW BUSINESS:

8-3a Referral - Petition of the City of Danbury by Dennis I. Elpern Planning Director to Amend Secs. 3.H.1., 5.G.6.b.(3), 7.D., 8.C.1., 9.B.1., and 5.B.2.a., 5.D.2.a., 5.F.2.a., 6.A.2.a., 6.B.2.a. & 4.H.2.b.(3)(b)(iii) of the Zoning Regulations. (Asst. minor amendments and add parking areas/parking facility to several zones). Zoning Commission public hearing scheduled for November 10, 2009.

8-3a Referral - Petition of 46 Mill Plain LLC, Amity Lane (#E15041) for Change of Zone from RA-40 to CA-80. Zoning Commission public hearing scheduled for November 10, 2009.

Chairman Finaldi said they would discuss these at the next meeting.

REFERRALS:

8-24 Referral/October '09 CC Agenda Item #1 – Request to place Directional Sign on City Property located at the Corner of Ervie Dr. & Stadley Rough Rd.

This is a request to allow a “masonry directional” sign on City right-of-way at the intersection of Ervie Drive and Stadley Rough Road. The Zoning Regs. exempt this kind of sign when it is approved by the City (in this situation, the Common Council), but they would still have to comply with the sign regulations. The staff report suggests that the City Traffic Engineer make a recommendation and ideally the Commission should be able to see his comments before making their recommendation. It also points out that if this is approved, it could set a precedent for future requests. Mr. Keller asked if the Commission can refer this to the City Traffic Engineer. Mrs. Emminger said that is not within their purview. He asked if we had any idea what the content of the sign was and Mrs. Emminger said that information was not provided. Ms. Hoffstaetter and Mr. Cerminara both said they also would like to know what was meant by the term “directional sign”. Mr. Manuel said he did not think it was a good idea to allow any sign within the City right-of-way. Chairman Finaldi said he lives in this area and he had heard that the homeowner’s association for Landsiedel Estates was looking to replace their dilapidated worn-out wooden sign which has been knocked down many times. Mr. Cerminara and Mr. Keller said that would be different from a directional sign. There was more discussion about wanting to know if this is a replacement or a completely new sign. Mr. Manuel said he does feel comfortable giving this a positive recommendation. Mr. Cerminara said that is true but they also don’t want to give it a negative without knowing what they are really talking about. Mr. Manuel said he has an objection to putting signs on public property. Ms. Hoffstaetter said she really would like additional information. She then made a motion to postpone taking action tonight and ask the Council to give them until the next Planning Commission meeting to make their recommendation. Staff will get the Commission the additional information. Mr. Keller seconded the motion and it was passed unanimously.



