



City Council License Committee Meeting, Tuesday, October 24, 2017, begins right after the Local Control Sub-committee Meeting adjourns, Conference Room 12, City Hall 10/24/2017

City Council License Committee Meeting, Tuesday, October 24, 2017, begins right after the Local Control Sub-committee Meeting adjourns, Conference Room 12, City Hall (Tuesday, October 24, 2017)

Generated by Lori Olberg on Wednesday, October 25, 2017

Members present

Adam Roof, Max Tracy, Richard Deane

Meeting called to order at 4:39 PM

1. Agenda

Action, Procedural: 1.01 Motion to amend/adopt agenda

Present: Chair Deane, Councilors Roof and Tracy; Lori Olberg, CT Office: Mike Charney, BFD and Shawn Burke, BPD

Others: Norm Baldwin, Phillip Peterson and Laura Wheelock, DPW; Mark Tarinelli, Electric Bikes LLC, Art Klugo, PC Construction

motion to amend/adopt agenda as follows; add to the consent agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on



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file"; remove from the agenda item 3.01 Indoor Entertainment Permit Application (2017-2018): Muse, 71 Main Street (per the owner)

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

2. Consent Agenda

Action (Consent), Procedural: 2.01 Motion to amend/adopt agenda taking the actions as indicated
motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication, Information: 2.02 Communication: BPD Permit, re: Crombie Street Block Party, September 22, 2017

motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane



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Action (Consent), Communication: 2.03 Communication: BPD Permit, re: Light the Night March, September 22, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication: 2.04 Communication: BPD Permit, re: Curtis Avenue Block Party, September 23, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication: 2.05 Communication: BPD Permit, re: Let's Grow Kids March, October 1, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane





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Action (Consent), Communication: 2.06 Communication: BPD Permit, re: Residents of Loomis Street, October 1, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication: 2.07 Communication: BPD Permit, re: Burlington CROP Hunger Walk, October 8, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action (Consent), Communication: 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 motion to amend/adopt agenda taking the actions as indicated: add agenda item 2.08 Communication: BPD Permit, re: Halloween Bike Ride, October 29, 2017 with the action to "waive the reading, accept the communication and place it on file."

Motion by Adam Roof, second by Max Tracy.



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Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

3. Deliberative Agenda

Action: 3.01 Indoor Entertainment Permit Application (2017-2018): Muse, 71 Main Street ****ITEM REMOVED FROM THE AGENDA PER THE OWNER****

Action: 3.02 Peddler License Application: Electric Bikes VT LLC

approve peddler license application for Electric Bikes LLC (a boutique bike shop), approve request to travel. Hours: 10 am - 5 pm, weather permitting. Parks and Recreation Commission approval to be in the parks, i.e. Waterfront Park. DPW permit needed if parking on a street, i.e. Pine Street. The owner, Mark Tarinelli, connected with Phillip Peterson at the meeting to make sure that he would be in compliance.

Motion by Adam Roof, second by Max Tracy.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane

Action, Communication, Discussion, Information: 3.03 Communication: Norm Baldwin and Laura Wheelock, DPW, re: 75 Cherry Street Permanent Encumbrance Application - Burlington City Place Support of Excavation/Canopies/Balconies Communication

Norm Baldwin and Laura Wheelock were present to address this item. With construction plans beginning, more



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information is coming in and what the implications are going to be moving forward. One option would be one giant cut across the road but that has been ruled out. The next option is a supported system and still looking for the least disruptive method for the public. A pinned system is needed due to the depth of the foundation. The top of the wall will have a 3 foot clear by not constructing the wall too high. PC construction will need to figure out a way to work around the sewer lines. Given its depth, part of the foundation construction will run into the sewer or stormwater. The overhead canopies have a variety of features from balconies to canopies over entrances. DPW is still reviewing the packet but in general they are very high overhead items and should not cause too much concern. Bike racks will be put in place per DRB permit.

Action: 3.04 License Agreement Between The City and Bayberry LLC For Use of The Right-of-way Located at 100 & 140 Grove Street
approve license agreement between the City and Bayberry LLC for use of the right of way located at 100 & 140 Grove Street

Bayberry was asked that the four buildings on Grove Street have more of a front facing appeal and that the walkway connect with the public sidewalk. There are two staircases in the public right of way. Those staircases need to get under a license agreement and are already constructed. Just because the staircases are in the right of way does not mean that the City has to maintain them and the City is not liable.

Motion by Adam Roof, second by Max Tracy.
Final Resolution: Motion Carries
Yea: Adam Roof, Max Tracy, Richard Deane

Action: 3.05 License Agreement with Snyder Construction, LLC November 1, 2017 - December 31, 2017
approve license agreement with Snyder Construction, LLC November 1, 2017 - December 31, 2017

Philip stated that they had an encumbrance due to safety concerns because they will be putting up concrete siding and if the wind picks up it could blow into the public right of way. They met all of their previous requirements on their encumbrance. The sidewalk will remain open but it will be covered.

Motion by Adam Roof, second by Max Tracy.
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Action, Discussion: 3.06 Sworn Complaint: Jane Bayley Brown, various establishments re: music venues/noise

4. Other Business

Information: 4.01 Verbal Comments

5. Adjournment

Action, Procedural: 5.01 Motion to adjourn
motion to adjourn at 5:25 pm

Motion by Max Tracy, second by Adam Roof.

Final Resolution: Motion Carries

Yea: Adam Roof, Max Tracy, Richard Deane