



Local Control Commission Meeting - Monday, April 17, 2017, 7:00 pm, Contois Auditorium, City Hall 4/17/2017

BURLINGTON CITY COUNCIL

CONTOIS AUDITORIUM, CITY HALL

BURLINGTON, VERMONT

LOCAL CONTROL COMMISSION

MINUTES OF MEETING

April 17, 2017

MEMBERS PRESENT: Jane Knodell (Council President) – Central District

David Hartnett – North District

Joan Shannon – South District

Richard Deane – East District

Sharon Foley Bushor – Ward 1

Max Tracy – Ward 2

Sara Moore - Ward 3

Kurt Wright – Ward 4

William "Chip" Mason – Ward 5

Karen Paul – Ward 6

Tom Ayres – Ward 7

Adam Roof – Ward 8

ADMINISTRATION: Miro Weinberger, Mayor

Bob Rusten, CAO

Eileen Blackwood, City Attorney

Brian Lowe, Mayor's Office

Katie Vane, Mayor's Office

Amy Bovee, C/T Office

Lori Olberg, C/T Office



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Chapin Spencer, DPW

Nicole Losch, DPW

Noelle MacKay, CEDO

Jesse Bridges, Parks & Rec

David White, Planning & Zoning

OTHERS PRESENT: Andy Montrol, Planning Commission Chair

Mike Lydon, Street Plan

Lucy Gibson, Dubois & King

Ron Ruloff

Jason van Driesche, Local Motion

Eric Brotz

Rick Sharp

Wayne Senville

Robin Lloyd

Mary Manghis

Glenn Eames

Monika Ivancic

Liam Griffin

Jon Adams-Kollitz

Emma Allen

Candice Holbrook

Max Madalinsky

Dan Cahill

RJ Lalumiere

Daniel Goltzman

Erika Reif

Janet Carscadden

Connor Smith



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Lola Houston

1.0 CALL TO ORDER and AGENDA

Council President Knodell called the Local Control meeting to order at 7:07 PM on 4/17/17.

1.01 Agenda

MOTION by Councilor Roof, SECOND by Councilor Moore, to approve the agenda noting revision to the sidewalk café agreements for Five Guys and Honey Road (Items 3.04 and 3.06 respectively). VOTING: unanimous; motion carried.

2.0 CONSENT AGENDA

2.01 Amend/Adopt Agenda and Take Actions Indicated

2.02 First and Second Class Liquor License and Outside Consumption Permit Renewals (2017-2018)

2.03 Expansion Outside Consumption Permit (20 days): Ken's Pizza and Pub, 71 Church Street

MOTION by Councilor Roof, SECOND by Councilor Moore, to approve the Consent Agenda with Items 2.01 – 2.03 and take the actions indicated. VOTING: unanimous; motion carried.

3.0 DELIBERATIVE AGENDA

3.01 Outside Consumption Permit (2017-2018): Manhattan Pizza & Pub, 167 Main Street

MOTION by Councilor Roof, SECOND by Councilor Tracy, to approve the Outside Consumption Permit 2017-2018 for Manhattan Pizza & Pub, 167 Main Street.

DISCUSSION: The following comments were made:

- Councilor Hartnett said a system is needed to monitor where and how much outdoor seating there is. There should be no seating on Main Street between St. Paul Street and Church Street though permits for this have previously been granted.
- Councilor Shannon stated there needs to be ample space for pedestrian traffic on Main Street in this section.
- The process of review for table and chair encumbrances done by Public Works was briefly explained. The review includes looking at public safety as a priority. There must be a minimum of five feet of unencumbered travel space for pedestrians. A standard operating procedure for table and chair encumbrances has been drafted.
- Councilor Bushor suggested the outside tables and chairs for Manhattan Pizza be on Church Street rather than Main Street due to the queue of people that forms for the Flynn Theatre.
- Eileen Blackwood noted the Outdoor Consumption Permit for Manhattan Pizza shows both Main Street and Church Street.



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AMENDMENT by Councilor Bushor, SECOND by Councilor Shannon, to allow the Outside Consumption Permit for Manhattan Pizza Patio #2 on Church Street.

DISCUSSION OF AMENDMENT:

- Councilor Roof stressed the layout was vetted by a city department that looked at accessibility and convenience. The layout has been granted in the past for this property. Any change to the permit should be discussed in committee and not fall on the back of one particular business.
- Councilor Mason stated businesses have an expectation of renewal, but this is opportunity to take the first step to remedy the matter. Five feet is not enough space for pedestrian passage.

VOTING ON AMENDMENT: 10 ayes, 3 nays (Councilor Ayres, Councilor Roof, Mayor Weinberger); motion carried.

VOTING ON MOTION AS AMENDED (permit amendment): unanimous; motion carried.

3.02 Outside Consumption Permit (2017-2018): Monarch and the Milkweed, 111 St. Paul Street

MOTION by Councilor Roof, SECOND by Councilor Ayres, to approve the Outside Consumption Permit 2017-2018 for Monarch and the Milkweed, 111 St. Paul Street. VOTING: unanimous; motion carried.

3.03 First Class Restaurant/Bar Liquor License (2017-2018): Five Guys, 49 Church Street

MOTION by Councilor Roof, SECOND by Councilor Hartnett, to approve the First Class Restaurant/Bar Liquor License 2017-2018 for Five Guys, 49 Church Street, contingent upon Fire Marshall approval and that all city permits be closed out with all standard conditions. VOTING: unanimous; motion carried.

3.04 Outside Consumption Permit (2017-2018): Five Guys, 49 Church Street

MOTION by Councilor Roof, SECOND by Councilor Tracy, to approve the Outside Consumption Permit 2017-2018 for Five Guys, 49 Church Street, contingent upon Church Street Marketplace Commission approval and that all city permits be closed out. VOTING: unanimous; motion carried.

3.05 First Class Restaurant/Bar Liquor License (2017-2018): Honey Road, 156 Church Street

MOTION by Councilor Roof, SECOND by Councilor Tracy, to approve the First Class Restaurant/Bar Liquor License 2017-2018 for Honey Road, 156 Church Street, contingent upon Fire Marshal approval with all standard conditions. VOTING: unanimous; motion carried.

3.06 Outside Consumption Permit (2017-2018): Honey Road, 156 Church Street

MOTION by Councilor Roof, SECOND by Councilor Tracy, to approve the Outside Consumption Permit 2017-2018



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for Honey Road, 156 Church Street, contingent upon Church Street Marketplace Commission approval.

DISCUSSION: It was noted expansion of seating onto Main Street was denied by the committee so the approval is keeping with the discussion of only having seating on Church Street.

VOTING: unanimous; motion carried.

3.07 First Class Restaurant/Bar Liquor License (2017-2018): Mr. Mike's Pizza/Side Bar, 202-206 Main Street

MOTION by Councilor Roof, SECOND by Councilor Tracy, to approve the First Class Restaurant/Bar Liquor License 2017-2018 for Mr. Mike's Pizza/Side Bar at 202-206 Main Street with all standard conditions. VOTING: unanimous; motion carried.

4.0 ADJOURNMENT

With no further business and without objection the meeting was adjourned at 7:24 PM.

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