

**PLANNING AND ZONING COMMISSION
MEETING MINUTES**

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WATERFORD, CT

Planning & Zoning Commission
Town Hall

July 11, 2023
2023 JUL 17 A 10:30 PM

Members Present: Chairman Greg Massad, Karen Barnett, Tim Bleasdale, Tim Conderino and Victor Ebersole
Alternates Present: Bertrand Chenard and Doris Crum
Alternates Absent: Joseph DiBuono
Staff Present: Jonathan E. Mullen, AICP, Planning Director, Mark Wujtewicz, Planner and Katrina Kotfer, Recording Secretary

1. CALL TO ORDER AND APPOINTMENT OF ALTERNATES

G. Massad, called the meeting to order at 6:30 PM. No alternates were seated.

2. APPROVAL OF MINUTES

MOTION: Motion made by K. Barnett, seconded by D. Crum, to approve the June 27, 2023 regular and special meeting minutes with the correction to the regular meeting minutes "Motion for PL-23-7 "to approve with conditions, the Proposed Affordable Housing Development Site Plan Application #PL-23-7 in accordance with CGS 8-30g located at 109R and 131 Clark Lane with conditions 1 thru 14 and to adopt the findings 1 thru 7 and 8a & 8b of the staff report".

VOTE: 5-0

4. APPLICATION RECEIPT

#PL-23-11 Request of Anthony D'Angelo, owner and applicant for approval for Accessory Outdoor Dining with Music at 378 Mago Point Way, MPD zone, in accordance with Section 3.44.b.9 of the Zoning Regulations.

The review of this application was scheduled for later in the agenda.

5. APPLICATION REVIEW

#PL-23-11 Request of Anthony D'Angelo, owner and applicant for approval for Accessory Outdoor Dining with Music at 378 Mago Point Way, MPD zone, in accordance with Section 3.44.b.9 of the Zoning Regulations.

Anthony D'Angelo was available for the application. He explained to the Commission that they are looking to have one or possibly two acoustic singers on the patio or deck. He noted it would be slightly louder than the speakers they currently have now.

T. Bleasdale asked what hours would they be having music. Mr. D'Angelo stated they would be Sundays 3-6.

The Commission discussed the application and made the following findings:

1. The location of the restaurant facility is an approved dining establishment.
2. The existing Accessory Outdoor Dining was previously permitted through Site Plan Approval #92-102 on April 13, 1992 and Zoning Compliance Permit Z-23-35 on June 29, 2023.
3. Section 3.44.b.9 of the Zoning Regulations permits the Planning and Zoning Commission to review the use of music in association with Accessory Outdoor Dining.
4. Application PL-23-11 meets the provisions of Section 3.44.b of the Waterford Zoning Regulations with the following conditions as listed herein.

The Commission discussed the following conditions:

1. The music and speakers shall be directed toward the seating area.
2. Any modifications or adjustments to the manner of providing music as approved shall be reviewed by the Zoning Official in consultation with other Town agencies as required.
3. All other applicable agency/governing authority approvals shall be the responsibility of the applicant. This approval does not constitute any other required agency or governing authority approvals or conditions.
4. The music will occur on Sundays 3:00 pm to 6:00 pm.

MOTION: Motion made by T. Bleasdale, second by T. Conderino to approve application PL-23-11 for music associated with Accessory Outdoor Dining in accordance with Section 3.44.b.9 of the Zoning Regulations at Fat Tuna Restaurant, located at 378 Mago Point Way with conditions 1 thru 4 and to adopt the findings 1 thru 4 of the staff report.

VOTE: 5-0

6. ADMINISTRATIVE REVIEW

No action was taken.

7. CORRESPONDENCE

No correspondence was received.

8. COMMISSION BUSINESS

No action was taken.

9. ADJOURNMENT

MOTION: Motion made by T. Conderino, seconded by V. Ebersole, to adjourn the meeting at 6:44 PM.

VOTE: 5-0

Respectfully Submitted,



Katrina Kotfer
Recording Secretary