



Village of Colonie
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Minutes
Tuesday, May 17, 2022
6:30 P.M.

The regularly scheduled meeting of the Village of Colonie Planning Commission was held at Village Hall, 2 Thunder Road Albany, NY 12205 on Tuesday, May 17, 2022.

ROLL CALL: Chairman: Chris Dennis

Commissioners: John Martin
Peter Chudzinski
Kenny Hart
Dan Judge
Jim Splonskowski
Mark Keegan

Village Attorney: Victor Caponera
Village Engineer: R.J. Laberge (absent)

Liaison: Patty Schwarz Lockart

Chairman Dennis opened the meeting at 6:30 p.m. Commissioner Hart led the Pledge of Allegiance and requested that all electronic devices be turned off or muted.

The Commission reviewed the regular meeting minutes from May 3, 2022. Commissioner Martin made a motion to approve the minutes as amended. Commissioner Hart seconded the motion.

VOTE: unanimous to approve the May 3, 2022, meeting minutes as amended.

Change of Occupancy
134 Lincoln Ave. Suite 2
Big and Small Dog Care

Initially Ms. Corinna Testo, applicant was not present. Mr. Clark did not attend. Commissioner Martin stated that Village Engineer Laberge had stated that this application would need to go before the Zoning Board for a use variance due to the business being considered a kennel. Attorney Caponera stated a use variance will be hard to obtain based on the use variance requirements. Attorney Caponera read Code 242-11, Section C regarding what a kennel is. Attorney Caponera stated that someone would need to determine “what housing means”. Attorney Caponera stated that zoning would need to determine the definition of housing. The motion to deny had been made and the Commission had moved on to other business when Ms. Testo arrived. Chairman Dennis explained to Ms. Testo why the application had been denied. Ms. Testo stated that Mr. Clark will not go to the Zoning Board for a variance. She thanked the commission for their time and consideration. Ms. Testo stated that she would evaluate her options going forward and hoped to resolve the issue in the near future.

Commissioner Martin made a motion to deny the application based on Code 242-11, Section C which defines a kennel as having four or more dogs boarding in a location which is not allowed in this commercial zone. Commissioner Chudzinski seconded the motion.

VOTE: Unanimous to deny the application as submitted.

**AT&T/Cingular Wireless Tower Upgrade
1762 Central Ave.**

Village Engineer Laberge in an email asked about the relative size of the existing versus the proposed panel size. Information regarding the size of the panels was provided to the commission from an email received from AT&T. It was determined that the new equipment would be smaller than what is currently there.

Commissioner Martin made a motion to approve the AT&T/Cingular Wireless tower upgrade at 1762 Central Ave. Commissioner Hart seconded the motion.

Vote: Unanimous to approve.

Discussion Fidens Brewing Company:

The new Change of Occupancy Application for 10 Walker Way that had been received and handed to all Commission members at the last meeting as well as the Site Plan Amendment submitted for 10 & 12 Walker Way were reviewed by the commission. The plans from Advance Engineering match the submission by Mr. Clark. The numbers regarding parking are current for what Fidens is applying for. The tasting room has been removed in the current application. Fidens has responded to letters received from Village Engineer Laberge. There are still questions regarding the Brewery storage area, retail area and hours of operation. Village Engineer Laberge will send a letter to Fidens, the applicant, identifying the remaining concerns they will need to address when they appear before the Commission. Fidens requested they be placed on the agenda for the June 7, 2022, Planning Commission meeting.

Discussion Cabinets to Go:

Chairman Dennis and Village Engineer Laberge spoke with the applicants by conference call. The plan discussed at the meeting was one suggested by Engineer Laberge to the applicant. Discussion between Chairman Dennis and Village Engineer Laberge and the applicant centered around landscaping and parking.

Discussion Car Max:

Planning Coordinator Rueckert notified the Commission of Car Max question regarding auction requirements on their site and whether they needed to attend for approval. Chairman Dennis stated they should appear suggested the Commission revisit any previous agreement prior to attendance.

Commissioner Hart made a motion to adjourn the meeting at 7:45 pm. Commissioner Martin seconded the motion.

Respectfully Submitted,

Joan Rueckert
Planning Coordinator