

INCORPORATED VILLAGE OF MINEOLA

HEARING OF THE

BOARD OF TRUSTEES

December 12, 2018
6:30 o'clock p.m.

B e f o r e:

SCOTT P. STRAUSS,
Mayor,
PAUL A. PEREIRA, Deputy Mayor,
GEORGE R. DURHAM,
DENNIS J. WALSH,
Trustees.

* * *

JOHN P. GIBBONS, JR., ESQ.
Village Attorney

* * *

JOSEPH R. SCALERO
Village Clerk

DANIEL B. WHALEN
Supt. Of Buildings

* * *

PATRICIA A. TAUBER, RPR
Official Court Reporter

1 MR. SCALERO: Ladies and gentlemen, please
2 silence all pagers and cell phones. In the event of an
3 emergency there are exits located in the rear of the
4 room.

5 MAYOR STRAUSS: Good evening, ladies and
6 gentlemen. We have two hearings this evening.

7 Mr. Scalero, when you can.

8 MR. SCALERO: Yes.

9 "Legal Notice, Public Hearing, Incorporated
10 Village of Mineola.

11 "Please take Notice that the Board of Trustees
12 of the Incorporated Village of Mineola will hold a Public
13 Hearing on Wednesday, December 12, 2018 at 6:30 p.m. at
14 the Village Hall, 155 Washington Avenue, Mineola, New
15 York 11501, or at some other location to be hereafter
16 designated by the Board of Trustees, in order to receive
17 public comment upon the following:

18 "Application of Marcel Vachet for a Special Use
19 Permit pursuant to Chapter 550 of the Code of the
20 Incorporated Village of Mineola, entitled 'Zoning',
21 Section 550.12, entitled 'B-1 Districts', Subsection (B),
22 entitled 'Special Uses', to establish a martial arts
23 school upon the property known as 44A Jericho Turnpike,
24 Mineola, New York, known and designated on the Nassau
25 County Land and Tax Map as Section 9, block 662, lot 18.

1 "The Village of Mineola does not discriminate
2 on the basis of handicapped status in administration or
3 access to or employment in its projects and activities.
4 Joseph R. Scalero has been directed to coordinate
5 compliance with non-discrimination requirements of the
6 Federal Revenue Sharing regulations.

7 "At this scheduled meeting of its Board of
8 Trustees reserved decisions from previous meetings, if
9 any, may be acted upon by the Board of Trustees.

10 "At the aforesaid time and place all interested
11 persons will be given an opportunity to be heard.

12 "By Order of the Board of Trustees of the
13 Incorporated Village of Mineola. Joseph R. Scalero,
14 Village Clerk.

15 "Dated November 14, 2018."

16 MAYOR STRAUSS: Mr. Scalero, you sound like one
17 of those commercials where they try to squeeze all the
18 fine print in at the end. Nice job.

19 Mr. Whelan, report on mailings.

20 MR. WHALEN: Yes, Mayor. I have the Affidavit
21 of Mailing. It's signed and notarized.

22 MAYOR STRAUSS: All right. Thank you.

23 Mr. Gibbons?

24 MR. GIBBONS: Yes. Nassau County Planning
25 Commission has recommended local determination, and I'd

1 ask for a resolution declaring this a Type II action
2 under SEQR.

3 MAYOR STRAUSS: Can I have a motion?

4 MR. PEREIRA: Motion.

5 MAYOR STRAUSS: Motion by Trustee Pereira.
6 Second?

7 MR. DURHAM: Second.

8 MAYOR STRAUSS: Trustee Durham.
9 All in favor?

10 MR. DURHAM: Aye.

11 MR. PEREIRA: Aye.

12 MR. WALSH: Aye.

13 MAYOR STRAUSS: Aye.

14 Opposed?

15 Carried.

16 Ladies and gentlemen, this will be the format
17 for this evening's hearings: The applicant will come up,
18 present their application. There will be an interaction
19 with the Board and, after that interaction, we'll open it
20 up for public comment.

21 I ask anyone approaching the podium to speak to
22 speak slowly, clearly and state your name and your
23 address so it can be accurately recorded.

24 Who is up? 44A Jericho Turnpike?

25 MR. VACHET: Yes.

1 MAYOR STRAUSS: Come on up, sir.

2 MR. VACHET: I have a quick little. . .

3 MAYOR STRAUSS: All right. Give it to the
4 Clerk.

5 Thank you. Good evening.

6 MR. VACHET: Hey, guys. What's going on? How
7 are you?

8 First, thank you for your time today. My name
9 is Marcel. I've been a resident of Mineola my entire
10 life.

11 MR. PEREIRA: Right.

12 MR. VACHET: Yes, I remember you.

13 So I do Brazilian jiu-jitsu and -- this is
14 nerve-wracking, by the way. I've done a lot of
15 tournaments. This is probably the most nervous I've ever
16 been.

17 So I do Brazilian jiu-jitsu and we do personal
18 training, fitness as well. Brazil jiu-jitsu is -- let me
19 break it down. It's kind of like wrestling and judo.
20 It's a gentle art. We teach self-defense to kids of all
21 ages, five to 13, adults of all walks of life, lawyers,
22 doctors, nurses, police officers, detectives, fire
23 department. Everybody is in there. And I wanted to move
24 to Mineola. I've wanted that specific building for over
25 five years.

1 I started the gym after leaving a huge
2 corporate gym. We actually started with ten students in
3 a one-car garage. We moved on to Williston Park, which I
4 had to go through a town hearing as well. And now, I
5 told my students about five years ago that that building
6 was going to be mine. And we go there on a daily basis.
7 And I kid you not, and I'm like: That's going to be
8 mine. And I know there was a bridal shop there. And for
9 some type of reason it was supposed to be a liquor store,
10 and that didn't happen. And I was like, Yes, it's mine.
11 And I'm here today trying to let you guys know what I
12 want to bring into our town.

13 MAYOR STRAUSS: OK. Marcel, what was your last
14 name?

15 MR. VACHET: Vachet.

16 MAYOR STRAUSS: Vachet?

17 MR. VACHET: Yes.

18 MAYOR STRAUSS: Thank you.

19 How long have you been doing this?

20 MR. VACHET: I started martial arts when I was
21 five years old, and I've been doing Brazilian jiu-jitsu I
22 believe it's 12 years now. 12 years now I've been doing
23 Muay Thai as well, which is a type of Thailand-style
24 kickboxing. And I hold a black belt in karate. I'm also
25 one of the few in Nassau County that is IBJJF registered,

1 which that means I have to go through an extensive
2 background search by the government. I have to have an
3 IB and C drive certified, and then all my guys have to go
4 through a background check, whoever steps in my facility
5 as in instructor, as a coach, and they background checked
6 my professor. So there's, like, five in the Nassau
7 County area, which is Floral Park, one in Glen Cove, East
8 Meadow, and then myself. And I think there's one more.
9 And I can't recall off the top of my head. And so I want
10 to bring one here.

11 MAYOR STRAUSS: Great. Thank you. Thanks for
12 looking to stay here. Appreciate it.

13 MR. VACHET: My pleasure.

14 MAYOR STRAUSS: And bringing business into the
15 business community. It's greatly appreciated.

16 How long have you been teaching Brazilian
17 jiu-jitsu, or any martial arts?

18 MR. VACHET: Since 2005 I started teaching. I
19 started training right out of high school, and then my
20 professor gave me the opportunity to teach, and I've been
21 doing it every single day.

22 MAYOR STRAUSS: Great.

23 What are your planned hours of operation?

24 MR. VACHET: So we have mornings. We start off
25 at 6:00 a.m. and then we have until 8:30, 9:00 o'clock,

1 when I usually kick the guys out because some of them
2 usually are late for work. And then throughout the day
3 it's just completely empty. And then my most packed
4 starts at 5:00 o'clock with the kids, and we close by
5 9:00 o'clock. And then we do it again. Up at 5:00
6 a.m. --

7 MAYOR STRAUSS: Is that seven days a week, six
8 days?

9 MR. VACHET: No. No. No.

10 MAYOR STRAUSS: Saturday?

11 MR. VACHET: No, Saturday we're only open for
12 two hours, which is 9:00 to 11:00, and then Sunday for
13 one hour. That's about it. But I want to add more
14 classes, and then -- well, our goal for this facility is
15 to target a demographic of people that are very terrified
16 to go into a gym seeing what we do. It's very scary to
17 see men throwing each other around. Sweaty dudes running
18 around.

19 What I created, we put together this really
20 good idea where -- like, for example, if my mom walked
21 in, she doesn't want to get punched in the face. She
22 just wants to go hit the pad, have fun, right? My
23 sister, she wants to come in, learn how to punch and
24 defend herself, but she doesn't want to get hit. So we
25 created, like, a hybrid-style kickboxing fitness gym.

1 That's why we wanted this facility, because where I'm at
2 now I don't have the space or capability of putting it
3 in.

4 So we have actually built this program and, you
5 know, it was actually a huge hit. We had a self-defense
6 seminar. One of my sister's friends was actually
7 murdered this year in college. So we held a seminar for
8 them. And then after I was like, OK. How about I test
9 my idea on these girls now and see how they like it. And
10 they just loved it. You know, it's high intensity. It's
11 kind of like -- I love kickboxing, so I don't want to use
12 their name, but it's completely different.

13 MAYOR STRAUSS: So this is not only
14 self-defense teaching, it's also exercise, it's --

15 MR. VACHET: Yup.

16 MAYOR STRAUSS: It's discipline. All of those
17 things.

18 MR. VACHET: It builds confidence. You meet a
19 lot of friends. I have people that come in there like
20 super depressed, like not in the best mental state, and
21 we just hang out. You know, we beat each other up. We
22 go to eat. Especially the Portuguese restaurant is,
23 like, my favorite place to go. You know. Yeah.

24 MAYOR STRAUSS: It sounds like a Board meeting.
25 We beat each other up and go eat.

1 MR. VACHET: Exactly. That's how we bond, you
2 know. That's how you make friends.

3 MAYOR STRAUSS: Or maybe we get beaten up.

4 All right. How many students are you going to
5 have in your class? Is it -- what's your goal of how
6 many students? I mean, five, ten?

7 MR. VACHET: Right now, my facility that I have
8 is 1,800 square foot, not the one that I want. The mat
9 space I have now, that we're projecting, is 1,800 square
10 foot. So my facility, in the mornings, we usually have
11 about 20 to 30 guys on a really good day, but on an
12 average you have about 15 people on the mat. And then we
13 still have the other half of the building which can pack
14 out maybe 30 people. But my goal is to make that a
15 fitness area, and exclusive, no more than 16 people,
16 where we can actually tailor to everybody versus having a
17 cluster of chaos going on.

18 MAYOR STRAUSS: What changes are you doing to
19 the inside of the building?

20 MR. VACHET: The only thing that I actually
21 have to apply -- actually, the plumber came in. I want
22 to add a shower. We're going to put a locker room wall
23 and another locker room wall, and that's it. Everything
24 else is throw the mats, throw some cool lights up there,
25 and color. That's it. And to be honest, we need the

1 electricians. They have to fix the light in the back.

2 MAYOR STRAUSS: All right. If you're
3 successful this evening, please stick closely with the
4 Building Department and make sure that everything is done
5 to code. We don't need a tragedy because of an
6 unlicensed electrician or plumber or something.

7 MR. VACHET: Everything was certified by
8 Mineola too. I did my due diligence. I called
9 everybody.

10 MAYOR STRAUSS: I appreciate that. That's
11 great.

12 Deputy Mayor?

13 MR. PEREIRA: Thank you.

14 I don't have a lot of questions. Now, you
15 mentioned fitness, but you're not going to have fitness
16 equipment per se. This is all going to be, like, body
17 weight, or are you going to have --

18 MR. VACHET: We have some, just like a squat
19 rack and a couple of light weights. But everything else
20 is going to be row machine, treadmills, and custom
21 state-of-the-art boxing bags.

22 MR. PEREIRA: And if you're approved tonight,
23 when are you ready to kind of hit the ground running?
24 When would you like to --

25 MR. VACHET: Tomorrow morning. Our lease is

1 over January. So as soon as you guys approve -- I'm
2 going to Portugal next week. So I have an entire two
3 weeks where I'm not doing anything until I'm back. And
4 then we have a month to pack and build and -- yeah, It's
5 going to be fun.

6 MR. PEREIRA: Now this is the site of the,
7 like, old studio where there's the game room, that set of
8 stores, right, next to the Chase?

9 MR. VACHET: So it's McDonald's, that store --
10 there was the antique place --

11 MR. CORBETT: Right.

12 MR. VACHET: -- my store --

13 MR. CORBETT: Right.

14 MR. VACHET: -- and Chase Bank is on the side.

15 MR. PEREIRA: And that parking lot, is that
16 part of you?

17 MR. VACHET: They own all of that. That
18 parking lot --

19 MR. PEREIRA: Are those eight spots, whatever
20 it is, you can park there. They can park on the street.

21 MR. VACHET: Yup.

22 MR. PEREIRA: And I'm sure some of them can
23 park --

24 MR. VACHET: That's why I wanted that spot,
25 because I have kids that I have to help parents bring the

1 little ones out to run. We have double-parking in
2 Williston Park.

3 MR. PEREIRA: You're on Hillside Avenue
4 currently?

5 MR. VACHET: Yes.

6 MR. PEREIRA: I know exactly where it is.
7 Parties. Are you going to host, like, any kids
8 parties?

9 MR. VACHET: We've never done that. Parents
10 have asked, but our space is so small because we have --
11 nah. I haven't thought about doing that yet. I don't
12 know, but as of right now no.

13 MR. PEREIRA: OK. And as the Mayor stated,
14 obviously not only with plumbing and electrical, but
15 certainly we're requesting you work with Mr. Whalen in
16 the Building Department also when it comes to signs, when
17 you choose your sign. Your sign in Williston Park is
18 very nice, but just make sure it's up to code with the
19 Building Department. This way you can open and hit the
20 ground running when you're ready. OK?

21 MR. VACHET: Definitely.

22 MR. PEREIRA: And then, at the end of the
23 meeting, we'd like you to do a little jiu-jitsu
24 demonstration with our attorney over there.

25 Thank you, Mayor.

1 MAYOR STRAUSS: Thank you.

2 I should also mention that Trustee Cusato is
3 unable to be with us this evening, but he will watch this
4 and be brought up to speed on TV.

5 Trustee Durham?

6 MR. DURHAM: Thank you.

7 How are you doing?

8 MR. VACHET: OK.

9 MR. DURHAM: Kids classes, how do you introduce
10 them, teach them? Just the basics of what your plan is
11 now, what you're doing, and how you're. . .

12 MR. VACHET: So whether it's kids or adults we
13 do the same thing. We have our routine. Come in. We
14 explain to the parents what we do. We tell them all the
15 benefits, because most people don't know what we do. So
16 they think it's just, kind of, punch, kick, and scream.
17 We don't do that. And we just run. Teach them basic
18 warm-ups. Most people don't have the body coordination
19 how to front roll, back roll, and all the stuff that we
20 do. We teach them all that. And then they have a
21 semiprivate for the first three or four classes, and then
22 they join the group. When they're in the group we do the
23 same thing again. Basic warm-up, which is about ten
24 minutes long, we play a couple of games with them, and
25 then we do technique, one or two techniques, depending on

1 the kids that are in class, some are a higher level than
2 others. And then, if they have an issue or something, we
3 obviously correct them.

4 But one thing that we do, that most places
5 don't, is we don't test kids. Why? Because I never
6 liked testing. I don't like tests. I'm not good at it.
7 So I came up with my own way. I test them every single
8 day, but they don't know it. The parents love it. What
9 happens is I'll do a move, or my instructors, or my
10 coaches that I'm bringing up, they'll do a move and then
11 we just repeatedly do it. And at the end of the month
12 we're like, Show me this move. And they actually have to
13 tell me how to grab, how to do a trip, and why are they
14 doing it. And then little by little not only are they
15 using their muscle memory, their brains. They're
16 constantly -- we had kids that parents walk in and the
17 kid had no confidence and he's getting good grades.
18 We're actually giving them an internal switch because we
19 lost a bet. You won. We said: If he gets his grades up
20 high we'll buy him a switch for a ceremony this Sunday,
21 and he won, which is -- makes me happy. The parents are
22 like: This is a new kid, helps out, does everything, You
23 know. And that's how I run the classes. Right after
24 they learn technique we do light training and then, if
25 they did, you know, everything good, we play some games

1 with them.

2 MR. DURHAM: Now the certifications, if they
3 get certified or -- like you said, you have black belt,
4 or whatever -- do you do that, or is that --

5 MR. VACHET: No. No. I got to go through the
6 federations.

7 MR. DURHAM: So the kid goes to the
8 federations --

9 MR. VACHET: Yes.

10 MR. DURHAM: -- and everything is submitted and
11 then they can go --

12 MR. VACHET: Well for me to promote my
13 students?

14 MR. DURHAM: If your students need a
15 certification.

16 MR. VACHET: Oh. No. No. I handle my
17 students, but --

18 MR. DURHAM: I'm saying if they were getting
19 any certification.

20 MR. PEREIRA: Different degrees of belt.

21 MR. VACHET: Yes. It's just five belts, white,
22 blue, purple, brown, black. But I take care of that
23 because I am a certified instructor under the federation.

24 So let's say, like, you guys are the
25 federation. I have to go through you, kind of like what

1 we're doing, but now I have the authority to promote the
2 next person that's coming up.

3 MR. DURHAM: OK.

4 MAYOR STRAUSS: Trustee Walsh?

5 MR. WALSH: Yes.

6 Hello. How are you, Mr. Vachet?

7 MR. VACHET: Hey. What's going on?

8 MR. WALSH: Just a few questions.

9 How many employees do you think you'll have?

10 MR. VACHET: Right now my staff is five people.

11 MR. WALSH: Five employees.

12 MR. VACHET: Right.

13 MR. WALSH: And about how many students do you
14 have now?

15 MR. VACHET: Probably under 140.

16 MR. WALSH: 140. And you hope to grow this to
17 how many do you think?

18 MR. VACHET: Probably another 100.

19 MR. WALSH: 100.

20 MR. VACHET: Another 100.

21 MR. WALSH: So you're getting smaller.

22 MR. PEREIRA: No. No.

23 MR. VACHET: No. No. On top of.

24 MR. WALSH: Oh. You would like to increase.

25 MR. VACHET: Yes. I don't want to get smaller.

1 MR. WALSH: OK. So you'd like to increase it
2 by 100.

3 MR. VACHET: Yes.

4 MR. WALSH: Are these all classes or -- cause I
5 see you have 6:00 a.m. to 9:00, 9:00 to 11:00 on
6 Saturday, are these all classes, or can people just come
7 when they want?

8 MR. VACHET: No. Just classes. You can't have
9 randoms come in.

10 So, like, let's say a parent comes in. They
11 have to sit on the bench, because they can't be walking
12 around because they're not under our liability. So they
13 have to -- they all know when they come in, OK, you got
14 to sit down.

15 MR. WALSH: Yes.

16 And is this the same discipline as, like, this
17 famous Royce Gracie jiu-jitsu?

18 MR. VACHET: Yes.

19 MR. WALSH: Right. So he's pretty
20 professional, this guy.

21 MR. VACHET: Yes.

22 MR. WALSH: Very disciplined.

23 MR. VACHET: Great guy.

24 MR. WALSH: My last question is -- it has no
25 reflection on however you vote -- but what's the price

1 range?

2 MR. VACHET: It varies. I actually keep mine
3 way under. For my spot now we're doing 135 for the kids,
4 and that's for the teens, and then we do 135 for adults
5 twice a week, or 155 unlimited. But for this spot it has
6 to go up higher because I'm going to get --

7 MR. WALSH: Per month?

8 MR. VACHET: Yes, per month, which is a lot
9 lower, because I also don't charge initial fees,
10 testings. Some places charge custom uniforms that they
11 have to wear.

12 MR. WALSH: I get it. My son was in that years
13 ago, and I know.

14 MR. VACHET: It's expensive. Very expensive.

15 MR. WALSH: Of course everybody has to eat, so
16 they have to build up things, and I get that.

17 You know, I think that this is -- first of all,
18 we always like to see the stores filled around Mineola,
19 and I think this is a good use of that area.

20 That's all I have to say. Thank you, Mayor.

21 MAYOR STRAUSS: All right. Thank you.

22 Anything else, Mr. Vachet?

23 MR. VACHET: No. That's about it.

24 MAYOR STRAUSS: Have a seat. Don't go too far.
25 I'm going to open up to any public comment.

1 MR. VACHET: Cool. Thank you.

2 MAYOR STRAUSS: Don't go too far.

3 Anybody in the first row, second row, third
4 row, fourth row, fifth row, sixth row, seventh row?

5 Mr. Vachet, come on back up.

6 Anything else you'd like to add?

7 MR. VACHET: No. No. That's it.

8 MAYOR STRAUSS: Any comments from the Board?
9 I'll entertain a motion to approve.

10 MR. PEREIRA: Motion.

11 MAYOR STRAUSS: Motion by Trustee Pereira.
12 Second?

13 MR. DURHAM: Second.

14 MAYOR STRAUSS: By Trustee Durham.

15 Mr. Scalero, poll the Board.

16 MR. SCALERO: Trustee Durham?

17 MR. DURHAM: Yes.

18 MR. SCALERO: Trustee Pereira?

19 MR. PEREIRA: Yes.

20 MR. SCALERO: Trustee Walsh?

21 MR. WALSH: Yes.

22 MR. SCALERO: Mayor Strauss?

23 MAYOR STRAUSS: Yes.

24 Congratulations. Best of luck to you. Thanks
25 for staying in Mineola. Hopefully you'll be extremely

1 successful and you'll look for a bigger place in Mineola.

2 MR. VACHET: Again, thank you guys so much. I
3 really appreciate it. I really, really, appreciate it.

4 MAYOR STRAUSS: Enjoy the holidays. Best of
5 luck to you.

6 MR. VACHET: You too, guys. Thank you.

7 MAYOR STRAUSS: Thank you.

8 MR. VACHET: Mr. Pereira, hello.

9 MR. PEREIRA: Good luck.

10 * * *

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 MAYOR STRAUSS: Mr. Scalero, next one.

2 MR. SCALERO: Yes, sir.

3 Someone told me I sound like an auctioneer,
4 Mayor.

5 MR. PEREIRA: Don't slow down.

6 MR. SCALERO: I can go slower, if you'd like.

7 MAYOR STRAUSS: No. No. Make it fast.

8 MR. SCALERO: "Legal Notice, Public Hearing,
9 Incorporated Village of Mineola.

10 "Please take Notice that the Board of Trustees
11 of the Incorporated Village of Mineola will hold a Public
12 Hearing on Wednesday, December 12, 2018 at 6:30 p.m. at
13 the Village Hall, 155 Washington Avenue, Mineola, New
14 York 11501, or at some other location to be hereafter
15 designated by the Board of Trustees, in order to receive
16 public comment upon the following:

17 "A proposed Local Law amending Chapter 376 of
18 the Municipal Code of the Incorporated Village of
19 Mineola, entitled 'Peace and Good Order', to create
20 Section 376-17A, entitled 'Hours for Construction Work
21 and Repair'.

22 "The Village of Mineola does not discriminate
23 on the basis of handicapped status in administration or
24 access to or employment in its projects and activities.
25 Joseph R. Scalero has been directed to coordinate

1 compliance with non-discrimination requirements of the
2 Federal Revenue Sharing regulations.

3 "At this scheduled meeting of its Board of
4 Trustees reserved decisions from previous meetings, if
5 any, may be acted upon by the Board of Trustees.

6 "At the aforesaid time and place all interested
7 persons will be given an opportunity to be heard.

8 "By Order of the Board of Trustees of the
9 Incorporated Village of Mineola. Joseph R. Scalero,
10 Village Clerk.

11 "Dated November 14, 2018."

12 MAYOR STRAUSS: Thank you.

13 Mr. Gibbons, do you need to read it at all?

14 MR. GIBBONS: Mayor, the purpose of this Local
15 Law is that people may have peace and quiet early in the
16 morning, and at the dinner hour and thereafter, free from
17 construction work. If you don't mind, I'm going to read
18 it.

19 MAYOR STRAUSS: Please. Thank you.

20 MR. GIBBONS: Section 376-17A, Hours for
21 Construction Work and Repair.

22 For purposes of this Section work shall be
23 defined as excavation, demolition, or construction work,
24 repairs, painting, installation of equipment, electrical
25 work, or plumbing work, or any work similar to the

1 foregoing, either in the interior of or on the exterior
2 of any structure or its premises.

3 Except for emergency repairs, it shall be
4 unlawful in all residential zoning districts of the
5 Village of Mineola for any person to do work before 8:00
6 a.m. Monday through Friday, before 9:00 a.m. Saturday,
7 Sunday, or legal holidays, and after 6:00 p.m. Monday
8 through Sunday.

9 Except for emergency repairs, it shall be
10 unlawful in all business-industrial zoning districts of
11 the Village of Mineola for any person to do work before
12 7:00 a.m. Monday through Friday, before 9:00 a.m.
13 Saturday, Sunday, or legal holidays, and after 6:00 p.m.
14 Monday through Sunday.

15 MAYOR STRAUSS: Thank you.

16 Folks, we have heard many times over the years
17 from the residents about being woken up early in the
18 morning from people being bothered by contractors working
19 on building their house, improving their homes,
20 businesses, which we certainly encourage; however, we
21 don't want you woken up at 6:00 o'clock in the morning,
22 and there was nothing on the books.

23 So now we put it on the books. We think it's a
24 fair time frame for work to begin and end. And there
25 are, as it mentioned in the law, conditions for

1 emergencies. If you have to work past 6:00 o'clock to do
2 something, or start a little earlier because you have to
3 do something, that will be worked out with the Building
4 Department. But many times somebody comes in with an
5 application, the applicant will be provided with these
6 hours, and hopefully they'll be adhered to. Otherwise
7 they'll have to deal with us and the court.

8 Any comments from the Board? Deputy Mayor?

9 MR. PEREIRA: No. I think you said it all,
10 Mayor. It's pretty straightforward.

11 MAYOR STRAUSS: Trustee Durham?

12 MR. DURHAM: Yes. My one comment would be the
13 enforcement for, say, I know roofers and stuff start
14 early in the morning and they're trying to get the job
15 done in a complete day. So if a roofer starts at 6:30,
16 7:00, tearing apart your neighbor's -- the enforcement.
17 Who are they contacting and how are they enforcing it?

18 MAYOR STRAUSS: They can make a complaint to
19 the Village Hall. We won't have anybody on site there,
20 but the complainant will have to fill out a form, sign an
21 affidavit attesting that they started work at 6:30, and
22 then I believe a summons will be issued, unless I'm
23 misstating that, and then they'll be brought in front of
24 the court.

25 MR. GIBBONS: Correct, Mayor.

1 MAYOR STRAUSS: Thank you.

2 MR. DURHAM: Thank you.

3 MAYOR STRAUSS: Trustee Walsh?

4 MR. WALSH: No. I think it's a good idea.

5 People like it quiet in the morning.

6 That's all, Mayor.

7 MAYOR STRAUSS: I'll open it up for any public
8 comment.

9 Anybody in the first row, second row, third
10 row, fourth row, fifth row, sixth row, seventh row?

11 I'll entertain a motion to approve.

12 MR. PEREIRA: Motion.

13 MAYOR STRAUSS: Motion by Trustee Pereira.
14 Second?

15 MR. WALSH: Second.

16 MAYOR STRAUSS: Trustee Walsh.

17 Mr. Scalero, poll the Board.

18 MR. SCALERO: Yes, sir.

19 Trustee Durham?

20 MR. DURHAM: Yes.

21 MR. SCALERO: Trustee Pereira?

22 MR. PEREIRA: Yes.

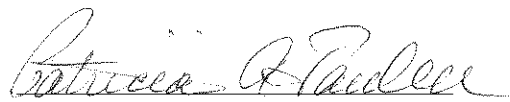
23 MR. SCALERO: Trustee Walsh?

24 MR. WALSH: Yes.

25 MR. SCALERO: Mayor Strauss?

1 MAYOR STRAUSS: Yes.
2 OK. That's all we have for the hearings.
3 I'll entertain a motion to close the hearings.
4 MR. PEREIRA: Motion.
5 MAYOR STRAUSS: Motion by Trustee Pereira.
6 Second?
7 MR. WALSH: Second.
8 MAYOR STRAUSS: Trustee Walsh.
9 All in favor?
10 MR. DURHAM: Aye.
11 MR. PEREIRA: Aye.
12 MR. WALSH: Aye.
13 MAYOR STRAUSS: Aye.
14 Opposed?
15 Carried.
16 Folks, we'll be out shortly for the work
17 session.

18 * * *
19 This is to certify that the within and foregoing is a
20 true and accurate transcript of the stenographic notes as
21 recorded by the undersigned Official Court Reporter.
22 * * *

21 
22 PATRICIA A. TAUBER, RPR
23 OFFICIAL COURT REPORTER
24
25

- Board of Trustees Hearing of 12/12/2018 -

I N D E X

<u>SUBJECT</u>	<u>PAGE</u>
Marcel Vachet 44A Jericho Turnpike	2
Proposed Local Law Amending Chapter 376 - Create Section 376-17A	22

* * *