

## CITY OPERATIONS

Tuesday, November 6, 2018 – 5:30 p.m.

Police Training Room – Olean Municipal Building

Present: Members: Chairman Smith, Vice Chair Witte, Alderman Dougherty, and Alderman Crawford. Others: Alderman Andreano; Alderman Gonzalez; Mayor William Aiello; Fred Saradin, City Auditor; Nicholas DiCerbo, Jr., City Attorney; Bob Ring, Director of Public Works; Jeff Rowley, Police Chief, and Tiffany Taylor, Managerial Confidential Administrative Secretary.

### 1. Roll Call

Alderman Smith called the meeting to order at 5:30 p.m. and asked that the record show that all committee members were present except Alderman George, who was excused.

### 2. Approval of Minutes of the Previous Committee Meeting (Tuesday, October 2, 2018)

A motion to approve the minutes of the October 2, 2018 meeting was made by Alderman Smith, seconded by Alderman Witte. Voice vote, ayes all. Motion carried.

### 3. Unfinished Business

- a. PL #89-18: (Crawford) To amend and replace the City of Olean Code of Ordinances Chapter 27, Article 5, Plumbing.

A motion to postpone PL #89-18 to the next City Operations meeting was made by Alderman Crawford, seconded by Alderman Smith. Voice vote, ayes all. Motion carried.

### 4. New Referrals for Consideration

- a. Discussion – Parking on Paved Subway, 117 South 4<sup>th</sup> Street

Alderman Dougherty explained that he was approached by the property owner, who has a business at this location, with the request to use the concrete subway for parking. Alderman Dougherty explained that the property owner was previously awarded a variance to have the commercial business in a residential zoning district, and in commercially zoned districts of the City, the Code states that a paved or concrete subway can be used for parking. For this reason, and to alleviate parking issues on the street, the business owner is making this request.

Alderman Smith asked, if commercial businesses can use this for parking, why this business owner needs to make this request. Mr. DiCerbo replied that a variance to use the property for a commercial business was granted, but that it is not a commercial district.

Alderman Witte questioned how this would affect the sidewalk. Alderman Dougherty replied that the subway would be used for parking, and the sidewalk would not be blocked.

Alderman Gonzalez asked if the right would come with the variance, and Mr. DiCerbo replied that it is up to the Council to decide.

Alderman Witte asked if there is anything in the variance that was granted to prevent this, and Mr. DiCerbo replied that he found nothing that would prevent parking on the subway.

Alderman Andreano expressed concern that this could be precedent setting and that other businesses in residential areas could begin doing this. Alderman Gonzalez replied that he does not feel that it is precedent setting, and Alderman Dougherty explained that each business would need to come to the Council for permission to park on a paved or concrete subway prior to doing so. He added that no other business has made this request.

Alderman Andreano explained that part of her concern is that the sidewalk blends with the concrete subway. Alderman Dougherty explained that if someone does park on a portion of the sidewalk, they will be ticketed. Alderman Crawford expressed that parking on the subway should not be a problem as long as the sidewalk is not parked on.

Alderman Smith asked how many cars can fit in this portion of subway, and Mayor Aiello replied that he believes four cars can fit. He further explained that now that BOCES is using the old Ivers J. Norton building, parking is a big problem in this area of the City.

Alderman Andreano asked if anyone would be allowed to park there, and Mr. DiCerbo replied that although the City has the right to control the subway, the business will own the spots and can determine who can and cannot park in the subway.

Mr. Ring suggested some sort of physical barrier to separate the sidewalk from the subway in order to prevent issues.

Mr. DiCerbo suggested that the committee have the business owner submit a diagram when the PL moves forward.

Alderman Smith explained that he knows that this area is tight, and more parking is needed. Alderman Dougherty explained that the Parking Committee is looking for solutions to the parking issues in this area.

##### 5. Approval of Committee Reports

None

##### 6. Adjournment

A motion to adjourn was made by Alderman Smith, seconded by Alderman Crawford. Voice vote, ayes all. Motion carried. Meeting adjourned at approximately 5:40 p.m.