

**PLANNING COMMISSION
CITY OF WILLOUGHBY
OCTOBER 9, 2014
PUBLIC HEARING
MINUTES**

PRESENT: B. Fiala; Ken Kary; G. Patt; C. Cox, Vice Chairman

ABSENT: G. Merhar, Chairman

OTHERS: Mike Germano, Ass't. Law Director; Darryl Keller, Chief
Bdg. & Zoning Inspec.; Betty A. Nardelli, Secretary

Vice Chairman Charles Cox called the public hearing to order at 7:00.

The legal notice was read into the record for the following:

PANINI'S GRILL	37333 Euclid Ave.	CUP - expansion
(R & F Realty)		on exist. cup &
(Kevin/Chris McCrone)		patio - enclose patio
		G-B dist.

The following spoke **FOR** the proposal.

Chris McCrone

4761 Eldo St.

Willoughby, Ohio 44094

Chris McCrone of Coner Service Inc. said that Coner Services did about 95% of the work on Panini's the last twelve years. They did the rebuilds, remodels and additions. Mr. McCrone said that they are not the owners of Panini's. Their interest is doing the work for Panini's. Mr. McCrone said that the overall footprint isn't changing and the concept of the patio isn't changing.

Mr. McCrone said that Panini's has a structure that they use in the winter time which is an outdoor patio with an outdoor bar. The patio was built nine years ago when the smoking ban came into effect. Presently there is a thatched roof with temporary plastic curtains for walls.

Mr. McCrone said that they want to bring the patio up to 2014 standards. They are going to create a continuous permanent roof with permanent walls with insulated aluminum glass overhead doors that continue up and follow through. The bar will be changed a

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little. The big outdoor screen will be removed. The Tiki concept is going away. The thatch roof is going to dimensional shingles.

Mr. McCrone said that the patio always had two exits, two landings and stairs. They are relocating one stair case and landing to the other side of the patio. They'll still have two exits.

Mr. McCrone said that there will be 20% more enclosure. In the winter the noise will decrease because of the permanent walls and insulated doors. The outdoor bar use will be year long.

The following spoke **AGAINST** the proposal.

Kristen Gregory

4709 Eldo St.

Willoughby, Ohio 44094

Mrs. Gregory said that she has a direct view from her home of Panini's rear patio and the noise that has been occurring. Mrs. Gregory said that she has contact with the Mayor, the Law Department and the Police Department about several occasions of noise. Mrs. Gregory said that she is glad to hear that the temporary plastic walls are going by the wayside. Mrs. Gregory said that she is concerned about the large glass doors that might be the garage doors type that can be opened. That leaves the outdoor area open again.

Mrs. Gregory said that she would like the Commission to consider that on July 17, 2011 Panini's violated their conditional use permit with live guitar music playing on the rear patio. On March 14, 2014 and March 15, 2014 there was a disc Jockey in the enclosed tent area which was also in violation of their conditional use permit. They had the Allen Cox radio bar crawl show on the rear patio. Mrs. Gregory said that she asks the Commission to consider all this in their decision.

The following spoke **IN REBUTTAL FOR** the proposal.

Chris McCrone

4761 Eldo St.

Willoughby, Ohio 44094

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Mr. McCrone said that on Eldo St. the Gregory's live 300 feet from Panini's and he lives 480 feet from Panini's. Mr. McCrone said that the intent is to have the doors wide open. Mr. McCrone said that he doesn't hear a lot of noise from Panini's being farther away on Eldo St. The houses in between his house and Panini's break up the noise.

Mr. McCrone said that the concept for Panini's is changing. Ten years ago it was a party place. Now it's more of a family place. Mr. McCrone said he doesn't know if Panini's has had live music since the incident with the Gregory's. Mr. McCrone said that he doesn't know how much we can demand from the Panini's.

The following spoke **IN REBUTTAL AGAINST** the proposal.

Kristen Gregory

4709 Eldo St.

Willoughby, Ohio 44094

Mrs. Gregory said that the July 17, 2011 and March 14, 2014 are documented with the Police Department. Mrs. Gregory said that she understands the point of a bar and how they make their money. Mrs. Gregory said that they have lived across the street from that establishment for 27 years even before it was Panini's. Mrs. Gregory said that the conditional use permit violation is for live music. Mrs. Gregory said that when they call the police it is during the week and not on Fridays and Saturdays.

Vice Chairman Cox asked Darryl Keller, Chief Building and Zoning Inspector if he had any calls for the noise. Mr. Keller said that he had one complaint and that was for the outdoor music which is made by the bar's workers. They go outside after closing time and turn the speakers on outside late at night. Mr. Keller said that he talked to the manager and he said he will address it.

Bob Fiala said that he had some complaints but they are no different than the places downtown.

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There being no further business the public hearing closed at 7:20 p.m.

A tape of this public hearing is available for review in the office of the Planning Commission Secretary.

Charles Cox, Vice Chairman

Betty A. Nardelli, Secretary