



Chair and Members of the Planning Board,

Please see the resolution below which was previously sent to you and revised with unanimous support at the November meeting of the Flamingo Park Neighborhood Association.

Scott Needelman  
for the FPNA

**FPNA has actively, consistently, and forcefully supported the property right of our residents to the “peaceful enjoyment of their properties.”**  
**FPNA urgently requests the Planning Board to eliminate the provision (10.a. iii) of the Conditional Use Permit (CUP) granted to 601-685 Washington Avenue, which allows entertainment and a DJ from 11am to 8pm at the two rooftop venues, as soon as possible.**

**FPNA supports the condition for Goodtime’s Conditional Use Permit (CUP) proposed by staff on September 28th:**  
**“The sound from the Applicant’s sound system shall not be audible within any area to the west of Washington Avenue at any time.”**

**FPNA requests the Mayor and Commission to give guidance to the Administration to enforce the provision of the County ordinance prohibiting the production or reproducing of sound in “. . .such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants, or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto . . .” when that sound affects residential properties west of Washington Avenue.**

**FPNA requests the Commission to give guidance to the Administration to include this provision (6.g) from the CUP granted to 1234 Washington Avenue in any Conditional Use Permit granted by the Planning Board to an outdoor venue within 375 feet of a residential property: “Audio from the subject property, including low-frequency vibrations, shall not be plainly audible or felt, within the interior of the apartment units . . . of the residential buildings to the west of the site, at any time,” with direction modified as appropriate.**