

Zoning Board of Appeals  
Village of Mamaroneck  
123 Mamaroneck Ave.  
Mamaroneck, NY 10543

Re: Application #1SP 2021

Dear Board Members,

I want to thank you for your time considering our application, both last week and over the past few months.

As I mentioned during the presentation, in our application, we made our best effort to present a very literal interpretation of defined terms and a reasonable person's interpretation of undefined terms. Using that lens, there is no question that our application meets the Village criteria for a Restaurant with Car Service as currently written in the code. As shown in our amended application, we are modifying our operations to conform to the Village's definition of a Restaurant. Also as shown in our application, there are very significant, objective differences between Chopt's intended use (Car Service) and older operating models employing Outdoor Counter Service (Walter's) or Drive Up Car Service (McDonald's). We will satisfy the code as written and we will not perform services that violate any other portion of the Village code.

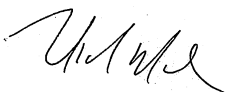
As the Board considers our application, we respectfully request that the Board adheres to the standard communicated to us - a strict interpretation of the Village code as opposed to subjective criteria or personal interpretation. We understand that in some cases, we are conforming to code by providing a service that is innovative and different from your past experience with other food service establishments. The code does not prohibit that.

Regarding the questions that were raised on parking, our proposed plan includes 32 seats and 12 employees requiring 17 spaces. We have 22 spaces total so are well beyond the Minimum Parking Guidelines with buffer for seasonal outdoor seating. Regarding the traffic study, we have already received positive feedback from internal and external consultants including AKRF. Regarding these concerns in general, it is worth noting that our goal is a more convenient customer experience—if we expected the experience to be difficult or stressful then we would not be pursuing this.

As a former Mamaroneck resident with strong family ties to the community, I look forward to bringing the healthy salads of CHOPT to my hometown. I am sure you appreciate the effort that we have gone through to respect the process and the Village code and I respectfully ask that you approve our application.

Thank you again for your time and consideration of our proposed enhancement to this community.

Sincerely,



Nick Marsh  
CEO, Chopt