

TOWN OF ORANGETOWN WORKSHOP MEETING

Tuesday, September 4, 2018

This Town Board Meeting was opened at _____ p.m.

Councilman Denis Troy _____

Councilman Thomas Diviny _____

Councilman Paul Valentine _____

Councilman Jerry Bottari _____

Supervisor Christopher Day _____

Pledge of Allegiance to the Flag

ANNOUNCEMENTS :

Saturday, September 8, 2018 - (8:00 a.m. - 12:00 p.m.) Public STBM - **2019 Town Department Heads Budget Presentations / and Vote of Award of Contract / Professional Mechanical Engineering Services / Engineering Consulting**

Saturday, September 8, 2018 - Empire Hose Company No. 1 / Piermont Fire
• Department will be hosting **106th Annual Rockland County Volunteer Firefighter's Association Convention and Parade** which starts at 2:00 p.m.

• 17th Anniversary of **9/11 - Remembrance Service** on September 11, 2018 at 6:00 p.m. at the Town Hall Lawn Monument

• **Slide the City Event in Pearl River to September 15, 2018** (Rescheduled due to inclement weather), E. Central Avenue, Pearl River - (12:00 p.m. - 6:00 p.m.)

• **September is National Hunger Action Month** - A time when organizations and businesses across the country will be doing their part to help fight hunger in their communities. ShopRite will be leading the charge in our region on Wednesday, September 19, 2018 hosting a "Help Bag for Hunger" event throughout the day.

• Saturday, September 29, 2018 - (11:00 a.m. - 2:00 p.m.) - 21st Annual **Orangetown Police Department's Open House** (Chief Kevin Nulty - All are Welcome!)

Tuesday, October 2, 2018 from 7:00 p.m. to 9:00 p.m. - Town of Orangetown and Pace University Land Use Law Center to Host **Community Workshop / Outreach Session**
• **Re: Revitalization of Downtown Pearl River Transit-Oriented Development** to be held at the Pearl River High School, 275 East Central Avenue, PR - Open for Public for Participation / Break-Off Discussion Groups

- Saturday, October 13, 2018 - **Lamont-Doherty Earth Observatory, Palisades, NY - OPEN HOUSE** 10 am - 4 pm - Free and Open to Public - with a \$5 suggested donation - Tour a lab, participate in hands-on earth science demonstrations, learn from world-renowned researchers about their latest discoveries

- Saturday, October 20, 2018 (8:00 a.m. to 12:00 p.m.) - **Paper Shredding Event**
/ Program in Coordination with the Town Clerk's Office and Sponsored by the RCSWMA / Orangetown Town Hall

PRESENTATIONS:

- 7:40 P.M. - Supervisor Chris Day and the Town Board to present certificates to the **Pearl River Little League New York State "11 and Under" 2018 Softball Champions**
- 7:50 P.M. - Supervisor Chris Day and the Town Board to present **Meritorious Service Award Certificates** to Sergeant James Acheson and P.O. Patrick Casey of the Orangetown Police Department, Police Officer Thomas LaTorre of the Clarkstown Police Department, and Christopher Higgins of the FDNY in recognition of their dedication and saving the life of a Town of Clarkstown Radio Dispatcher at a Softball Game

2019 Budget Presentations for Libraries and Special Districts:

- 8:15 P.M. - Orangeburg Library (Laura Wolven)
- 8:20 P.M. - Tappan Library (Sara Nugent)
- 8:25 P.M. - Palisades Library (Maria Gagliardi)
- 8:30 P.M. - Blauvelt Library (Laura Grunweg)
- 8:35 P.M. - Rockland Paramedics (Ray Florida)
- 8:40 P.M. - Blauvelt Fire Department (Mike Conklin)
- 8:45 P.M. - So. Orangetown Ambulance Corps (P. Roimisher)
- 8:50 P.M. - Nyack Comm. Ambulance (Representative)

DISCUSSION

REPLACE PARKING METER MAPPING / DOWNTOWN PEARL RIVER PARKING ZONE

1.

REQUEST FOR PERMISSION FOR INSTALLATION OF NEW DRAINAGE PIPE / 27 SUNRISE LANE, PEARL RIVER, NY (KREIGER ESTATE - SECTION 69.18, BLOCK 3, LOT 43.2) / WATERCOURSE DIVERSION PERMIT

2.

AGENDA ITEMS:

TOWN BOARD

**RESOLUTION TO OPEN / CONTINUE PUBLIC HEARING /
TBWS OF SEPTEMBER 4, 2018 at 7:35 P.M. /
COMMERCIAL BUILDING INTERNAL SUBDIVISIONS**

3. **RESOLVED**, that the public hearing is hereby opened / continued at TBWS of September 4, 2018 at 7:35 P.M.

**RESOLUTION TO CONTINUE / CLOSE PUBLIC
HEARING / RTBM OF SEPTEMBER 4, 2018 /
COMMERCIAL BUILDING INTERNAL SUBDIVISIONS**

4. **RESOLVED**, that the public hearing regarding commercial building internal subdivisions is hereby continued to _____ or closed.

**RESOLUTION FOR SEQRA / DECLARE
LEAD AGENCY / ADOPT NEGATIVE
DECLARATION / COMMERCIAL
BUILDING INTERNAL SUBDIVISIONS**

5. **WHEREAS**, the Town Board has considered the adoption of a Local Law, amending Chapter 43, Article X of the Town Code and Chapter 21A section 21A-4 to provide for the circumstances under which matters must appear before the Town Planning Board for Commercial Internal Subdivision Approval; and

WHEREAS, on or about 8/07/2018, the Town Board circulated amongst various potential interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, being the only Involved Agency, the Town Board hereby assumes the role of Lead Agency for environmental review; and

WHEREAS, acting in its capacity as Lead Agency for environmental review, and after taking a "hard look" at all of the potential environmental impacts that might result from the proposed action, the Town Board has concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the zoning law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts the Negative Declaration annexed hereto, and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board's responsibilities as Lead Agency.

The aforesaid resolution was moved by _____, seconded by _____, and (adopted / rejected) by a vote of _ Ayes Nays and

Abstentions.

TOWN OF ORANGETOWN, ROCKLAND COUNTY
ZONING TEXT AMENDMENT

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

DATE: August ____, 2018

LEAD AGENCY: The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Adoption of Local Law No. __ of 2018 of the Town of Orangetown, amending Chapter 43 of the Town Code, Article X and Chapter 21A, Section 21A-4 regarding commercial internal subdivisions and the circumstances under which site development plan approval is required.

SEQRA STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action amends the zoning code and Town Code and provides clarification for circumstances under which formal site development plan approval is required for commercial internal subdivisions.

DETERMINATION:

There will be no significant adverse environmental impact(s) as a result of the proposed action.

REASONS SUPPORTING THIS DETERMINATION:

The proposed action amends the zoning code and provides for clarification for circumstances under which formal site development plan approval is required for commercial internal subdivisions. Where there is no change of use or increase in parking needs, no site development plan approval is required. If there is a change in the numerical listing in a use column or a change in the off

street parking requirements, site development plan approval from the Planning Board is required. Clarifying the need for site development plan approval will not adversely impact the environment. All plans must still be reviewed by the building inspector, and changes in use or parking must be reviewed by the Planning Board.

Both the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 L & M, have reviewed the proposed law, and neither has concluded that the proposed action will have any significant adverse impact.

POTENTIAL IMPACTS DETERMINED NOT TO BE SIGNIFICANT:

Based on the Short Environmental Assessment Form, prepared by the Town's Director of the Office of Building, Zoning, Planning and Enforcement, and the Town Board's familiarity with the parcels and the area in which they are situated, the Town Board has concluded that there will be no significant environmental impacts by the adoption of the zoning change specifically relating to:

- Traffic;
- Agricultural Land Resources
- Historic and Archaeological Resources
- Surface or Groundwater Quantity or Quality
- Critical Environmental Areas
- Energy
- Public Health
- Air Quality and Noise Levels
- Human Health, or
- Future Development of Adjacent and Nearby Lands

In summary, after having taken a hard look at the potential environmental impacts associated with the proposed action, the Town Board concludes that such action will not result in a significant adverse environmental impact

For Further Information, Contact:

Town Supervisor Chris Day
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

**RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF 2018,
AMENDING, CHAPTER 43, ARTICLES X and XI, AND
CHAPTER 21A, WITH RESPECT TO INTERNAL
SUBDIVISIONS AND CLARIFYING PROJECTS
REQUIRING SITE PLAN APPROVAL / COMMERCIAL
BUILDING INTERNAL SUBDIVISIONS**

6. **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 43, Article X entitled "Administration and Enforcement" and Chapter 21A Section 21A-4 entitled "Site development plan approval required" of the Town Code, to clarify and provide for circumstances under which internal commercial subdivisions must undergo Planning Board review.

(SEE ATTACHED PROPOSED LOCAL LAW)

**RESOLUTION TO OPEN PUBLIC HEARING / TBWS
OF SEPTEMBER 4, 2018 at 8:05 P.M. / PETITION FOR
ZONING MAP CHANGE / HNA PALISADES PREMIER
CONFERENCE CENTER – 334 ROUTE 9W, PALISADES,
NY / FROM "LO" to "OP" / TAX MAP 78.13-1-1**

7. **RESOLVED**, that the public hearing is hereby opened / continued on September 4, 2018 at 8:05 P.M.

**RESOLUTION TO CONTINUE / CLOSE PUBLIC
HEARING / RTBM OF SEPTEMBER 4, 2018 / PETITION
FOR ZONE MAP CHANGE / HNA PALISADES PREMIER
CONFERENCE CENTER / 334 ROUTE 9W, PALISADES,
NY / FROM "LO" TO "OP" / TAX MAP 78.13-1-1**

8. **RESOLVED**, that the public hearing is hereby continued to _____or closed.

**RESOLUTION TO ADOPT A NEGATIVE DECLARATION
WITH RESPECT TO LOCAL LAW NO. __ OF 2018,
AMENDING THE TOWN ZONING LAW TO CHANGE THE
ZONING DISTRICT OF THE PROPERTY LOCATED AT
334 ROUTE 9W, PALISADES, TAX LOT 78.13-1-1 FROM
“LO” TO “OP” / HNA PALISADES PREMIER
CONFERENCE CENTER**

9. **WHEREAS**, the Town Board has considered the adoption of an amendment to Chapter 43, § 2.2, of the Town Code, establishing the Town Zoning Map, to change the zoning classification of the parcel known as 334 Route 9W in the hamlet of Palisades, tax lot 78.13-1-1 from “Laboratory Office” or LO” to “Office Park” or “OP”, and

WHEREAS, on or about, pursuant to Town Board Resolution 2018-459 the Town Board circulated among various potential interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, the Town Planning Board on July 25, 2018 having indicated it had no objection to the Town Board serving as lead agency, the Town Board hereby assumes the role of Lead Agency for environmental review; and

WHEREAS, acting in its capacity as Lead Agency for environmental review, and after taking a “hard look” at all of the potential environmental impacts that might result from the proposed action, the Town Board has concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the zoning classification of the three parcels affected by the proposed Local Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts the Negative Declaration annexed hereto, and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board’s responsibilities as Lead Agency.

The aforesaid resolution was moved by _____, seconded by _____, and (adopted / rejected) by a vote of _ Ayes Nays and Abstentions.

TOWN OF ORANGETOWN, ROCKLAND COUNTY
ZONING TEXT AMENDMENT

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

DATE: September 4, 2018

LEAD AGENCY: The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Adoption of Local Law No. ___ of 2018 of the Town of Orangetown, amending the Town Zoning Law, and Zoning Map, to change the zoning classification of the parcel known as 334 Route 9W in the hamlet of Palisades tax lot 78.13-1-1 from "LO" to "OP".

SEQRA STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action consists of a change to the zoning classification of the entire parcel known as 334 Route 9W in the hamlet of Palisades, tax lot 78.13-1-1 from "LO" to "OP".

DETERMINATION:

There will be no significant adverse environmental impact(s) as a result of the proposed action.

REASONS SUPPORTING THIS DETERMINATION:

The proposed action changes the zoning district of an existing tax parcel which is currently occupied by a large scale conference center, as permitted pursuant to special permit in the LO zone. By changing the zoning classification of the parcel to OP, the conference center may include services as a hotel.

The change is consistent with the existing and proposed use of the existing lot; is consistent with the Town's Master Plan; and is otherwise in the best planning and zoning interests of the Town and the owner of the parcel, who has requested the change of zoning classification. The only appreciable difference between the two zones is that a hotel is permitted in an OP district as of right. Conference centers are permitted in both LO and OP zones.

In addition, both the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 L & M, have reviewed the proposed law, and neither has concluded that the proposed action will have any significant adverse impact.

POTENTIAL IMPACTS DETERMINED NOT TO BE SIGNIFICANT:

Based on the Short Environmental Assessment Form, prepared by the Town's Director of the Office of Building, Zoning, Planning and Enforcement, and the Town Board's familiarity with the parcels and the area in which they are situated, the Town Board has concluded that there will be no significant environmental impacts by the adoption of the zoning change specifically relating to:

- Traffic;
- Agricultural Land Resources
- Historic and Archaeological Resources
- Surface or Groundwater Quantity or Quality
- Critical Environmental Areas
- Energy
- Public Health
- Air Quality and Noise Levels
- Human Health, or
- Future Development of Adjacent and Nearby Lands

In summary, after having taken a hard look at the potential environmental impacts associated with the proposed action, the Town Board concludes that such action will not result in a significant adverse environmental impact.

For Further Information, Contact:

Town Supervisor Chris Day
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

**RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF
2018, AMENDING THE TOWN ZONING LAW TO CHANGE
THE ZONING DISTRICT OF THE PROPERTY LOCATED
AT 334 ROUTE 9W, PALISADES, , TAX LOT 78.13-1-1
FROM “LO” TO “OP” / HNA PALISADES PREMIER
CONFERENCE CENTER**

10. **WHEREAS**, the Town Board of the Town of Orangetown (the “Town Board”) is the duly elected legislative body of the Town, authorized to adopt zoning text amendments to the Town’s Zoning Law; and

WHEREAS, the Town Board has considered the adoption of an amendment to Chapter 43, § 2.2 to change the zoning district of the parcel known as 334 Route 9W in the hamlet of Palisades, tax lot 78.13-1-1 being located in the “LO” (Laboratory Office) zoning district, to change the zoning classification of the property to that of “OP” (Office Park); and

WHEREAS, by Resolution No. ___ of 2018, after notice duly given, and there being no other involved agency, by resolution duly adopted this 4th day of September, 2018, the Town Board assumed the role of Lead Agency under SEQRA for environmental review, and, acting in its capacity as such, concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the Town’s Zoning Law and determined the issuance of Negative Declaration is appropriate; and

WHEREAS, following due notice, a public hearing was conducted on the proposed zone change amendment; and

WHEREAS, the Board has concluded that the proposed zone change which changes the zoning classification of the subject parcel to a zoning district which permits a hotel use and conference centers as of right, from a zone that only permits conference centers as of right, is consistent with the Town’s Master Plan, and otherwise is in the best interests of the Town and the owner of the parcel, who has requested the change of zoning classification; and

WHEREAS, the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 l & m, have each reviewed the proposed law; and

WHEREAS, the Town Planning Board, by Memorandum, dated July 25, 2018, following due consideration at a public meeting held on the same date, has indicated that it does not object to the Town Board serving as Lead Agency on the matter and indicating it viewed the proposed zone change favorably; and

WHEREAS, the Town Board finds that amending the zoning classification of this property will not have a significant impact on traffic or emergency services in the area given the current permitted use on the property, and

WHEREAS, the County Department of Planning, by letter review dated August 23, 2018, has recommended that the Town should do a comprehensive analysis to determine if three other adjacent parcels should remain LO or if OP or another zoning district is more appropriate; and

WHEREAS, the Town Board finds that at the current time, the parcels referenced would not be appropriate for a zone change at this time given the current uses and the issues related to the subject property, including but not limited to its current use as a conference center;

NOW, THEREFORE, BASED ON ALL OF THE INFORMATION BEFORE THE BOARD, AND THE FINDINGS MADE HEREIN, BE IT RESOLVED, that the Town Board hereby adopts the within Local Law, amending the Town Zoning Law, and the Town Zoning Map made a part of the Town Code at Chapter 43, § 2.2., and changes the zoning classification of the referenced parcel to "OP" (Office Park).

(SEE ATTACHED PROPOSED LOCAL LAW)

**RESOLUTION TO APPOINT / EAMON REILLY /
COMMISSIONER OF DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT &
ENGINEERING (DEME)**

11. **RESOLVED**, that the Town Board hereby appoints Eamon Reilly to the position of Commissioner of Environmental Management & Engineering, at a salary of \$195,000.00 and in accordance with a signed employment agreement, effective September 10, 2018.

**RESOLUTION TO AUTHORIZE
SEWER BACKUP SETTLEMENT /
MARGARET WALSH / 121 SUNSET
ROAD, BLAUVELT**

12. **WHEREAS**, Margaret Walsh properly filed a notice of claim against the Town of Orangetown, alleging liability for damages sustained on March 6, 2018, at her home at 121 Sunset Road, Blauvelt, New York, as a result of a sewer backup; and

WHEREAS, the Town, retained the services of CIA Custard Insurance Adjusters to investigate and evaluate the claim and make a recommendation as to the settlement value;

NOW, THEREFORE, BE IT RESOLVED, that Gallagher Bassett Services and/or the Town Attorney's Office is hereby authorized to compromise and settle the Walsh Claim in the amount of \$68,133.76, the amount calculated by CIA, and to execute any documents as may be necessary to effect such result.

**RESOLUTION TO CHANGE
VENUE / ORANGETOWN
PLANNING BOARD MEETINGS /
GREENBUSH AUDITORIUM**

13. **WHEREAS**, pursuant to Town Board Resolutions 2016-433 and 2016-434, the Town Board directed the Building Department to administer and hold meetings of the Planning Board and Zoning Board of Appeals (ZBA) at Town Hall, and

WHEREAS, the Planning Board and ZBA have expressed a desire to move the meetings back to the Greenbush Road building, and

WHEREAS, the Greenbush Road building is where the Building Department is located which provides for easier and faster access to information needed by the Boards, and

WHEREAS, the Greenbush Road building has cameras and equipment that can record the meetings, which will be posted to the Town's website and available for viewing online by the public, and

WHEREAS, the facilities at Greenbush Road are a more user friendly environment for Board members, applicants and the public in that the Board has more room to view plans, and the applicants are able to more easily reference the plans if the Boards or the public have questions or comments on the plans,

NOW THEREFORE BE IT RESOLVED, that the regularly scheduled Orangetown Planning Board and ZBA meetings shall, once again, be held at the Greenbush Auditorium, effective immediately, and

BE IT FURTHER RESOLVED, that when the land use boards have items of substantial public interest for which live broadcast may be appropriate, the Town Board may direct the Building Department to administer the land use boards meetings in such matters to be held at Town Hall, which is equipped for live broadcast.

**RESOLUTION TO APPROVE PROPOSAL FOR
PROFESSIONAL ENGINEERING SERVICES
WITH H2M FOR STP AMMONIA UPGRADE -
ALTERNATIVES ANALYSIS EVALUATION
REPORT**

14. **WHEREAS**, on November 14, 2017 pursuant to Town Board resolution 2017-576, the Town Board approved an agreement with GHD, Inc. to write and submit an engineering report to comply with the latest NYSDEC requirement in the Orangetown Sewer District #2 SPEDES permit of final effluent limitation for Ammonia removal at the Orangetown Sewer Treatment Plant (STP), and

WHEREAS, pursuant to the aforesaid agreement, GHD, Inc. has provided a report with four alternatives for upgrade to the STP for ammonia treatment, and

WHEREAS, the Town Board has requested the H2M Architects, Engineers, Land Surveying and Landscape Architecture, DPC (H2M) to provide a cursory review of the GHD report and provide a proposal to study and prepare a report of alternatives that may be more cost-effective for the Town, and

WHEREAS, such services are for professional services and not subject to the competitive bidding requirements of NY General Municipal Law §103,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby agrees to accept the proposal from H2M dated August 3, 2018 to provide a for alternatives for effluent limitation for Ammonia removal at the STP, at a cost of \$23,000.00 for said report, and

BE IT FURTHER RESOLVED, that the Supervisor and/or Commissioner of DEME is authorized to execute the agreement as necessary to effectuate this resolution, upon approval by the Town Attorney's Office.

**RESOLUTION TO APPROVE / USE OF
TOWN ROADWAYS / 2018 BRAKING
AIDS RIDE / SUNDAY, SEPTEMBER 16**

15. **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown to approve the use of various roadways for the Braking AIDS Ride on Sunday, September 16, 2018, from 10:30 a.m. to 3:30 p.m.

**RESOLUTION TO APPROVE / LEND AID / 2018
10th ANNIVERSARY PROCESSION FOR THE
INTERDENOMINATIONAL CHRISTIAN
FELLOWSHIP / SATURDAY, SEPTEMBER 15**

16. **RESOLVED**, upon the recommendation from the Superintendent of Highways & Chief of Police, that the Town Board hereby authorizes the Town of Orangetown to allow the use of various roads within the Town, barricades & police detail, for the 10th Anniversary Procession for the Interdenominational Christian Fellowship on Saturday, September 15, 2018, from 5 p.m. to 6 p.m.

RESOLUTION TO APPROVE / LEND AID / 2018 / SOUTH NYACK TEN MILER RACE COMMITTEE / SUNDAY, SEPTEMBER 9TH

17. **RESOLVED**, to authorize upon completion of all necessary paperwork the Superintendent of Parks and Recreation has forwarded for approval by the Town Board, the rental of 8 porto-john units for The South Nyack Ten Miler Race Committee for their South Nyack Ten Miler on Sunday, September 9, 2018.

RESOLUTION TO APPROVE / LEND AID / 2018 ORDER SONS OF ITALY ITALIAN FEAST / MASONIC GROUNDS, TAPPAN / SEPTEMBER 13-16, 2018

18. **RESOLVED**, upon the recommendation from the Superintendent of Highways & the Chief of Police, that the Town Board hereby authorizes these two departments to lend assistance which includes cones, barricades, message board, trash cans, barrels & fencing from the Highway Dept., and Auxiliary Police & OPD Police Officers for traffic control & pedestrian safety from the Police Dept., for the Italian Feast to be held at the Masonic Grounds, Tappan, NY from Thursday, September 13 thru Sunday, September 16, 2018.

RESOLUTION TO ACCEPT RESIGNATION / MEMBER AND CHAIRPERSON / PAUL WHALEN / ORANGETOWN HOUSING AUTHORITY / EFFECTIVE SEPTEMBER 5, 2018

19. **RESOLVED**, that the Town Board hereby accepts the resignation of Paul Whalen as Member and Chairperson of the Orangetown Housing Authority, effective September 5, 2018.

RESOLUTION TO ACCEPT RESIGNATION / WALTER WETTJE / MEMBER AND TREASURER / ORANGETOWN HOUSING AUTHORITY / EFFECTIVE SEPTEMBER 5, 2018

20. **RESOLVED**, that the Town Board hereby accepts the resignation of Walter Wettje as the as Treasurer / Member of the Orangetown Housing Authority, effective September 5, 2018.

RESOLUTION TO APPOINT / QUINTON VAN WYNEN / CHAIRPERSON / ORANGETOWN HOUSING AUTHORITY / EFFECTIVE SEPTEMBER 5, 2018

21. **RESOLVED**, that the Town Board hereby appoints Quinton Van Wynen as member and Chairperson of the Orangetown Housing Authority to fill unexpired term, effective September 5, 2018.

**RESOLUTION TO APPOINT / SEAN WALSH /
ORANGETOWN HOUSING AUTHORITY / TREASURER
/ EFFECTIVE SEPTEMBER 5, 2018**

22. **RESOLVED**, that the Town Board hereby appoints Sean Walsh as a member and Treasurer of the Orangetown Housing Authority to fill unexpired term, effective September 5, 2018.

**PROPOSED RESOLUTION / OPEN PUBLIC HEARING ON
RTBM of SEPTEMBER 25, 2018 at 8:05 P.M. /
CHANGE TO TOWN CODE, CHAPTER 26 - PARKING
METERS FOR ELECTRIC VEHICLE CHARGING
STATIONS IN ORANGETOWN**

23. *Proposed Text:* **RESOLVED**, that the public hearing is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication

SUMMARY OF COMMENTS:

**PROPOSED RESOLUTION FOR SEQRA / NEGATIVE
DECLARATION / PARKING METERS FOR ELECTRIC
VEHICLE CHARGING STATIONS IN ORANGETOWN**

24. *(To be provided by Town Attorney)*

**PROPOSED RESOLUTION TO ADOPT LOCAL LAW NO.
___ / PARKING METERS FOR ELECTRIC VEHICLE
CHARGING STATIONS**

25. *(To be provided by Town Attorney)*

**PROPOSED RESOLUTION TO CLOSE / CONTINUE /
PUBLIC HEARING ON SEPTEMBER 25, 2018 / CHANGE
TO TOWN CODE, CHAPTER 26 - PARKING METERS
FOR ELECTRIC VEHICLE CHARGING STATIONS IN
ORANGETOWN**

26. *Proposed Text:* **RESOLVED**, that the public hearing regarding electric vehicle charging stations is hereby continued to _____ or closed.

**PROPOSED RESOLUTION TO RE-OPEN / CONTINUE /
PUBLIC HEARING ON SEPTEMBER 25, 2018 AT 8:15
P.M. / TEMPORARY STORAGE CONTAINER TOWN
CODE CHANGE**

27. *Proposed Text:* **RESOLVED**, that the public hearing is hereby opened.

PRESENTATION: Notice of Posting and Affidavit of Publication

SUMMARY OF COMMENTS:

**PROPOSED RESOLUTION TO CONTINUE / CLOSE
PUBLIC HEARING / RTBM OF SEPTEMBER 25, 2018 /
TEMPORARY STORAGE CONTAINER TOWN CODE
CHANGE**

28. *Proposed Text:* **RESOLVED**, that the public hearing is hereby continued to _____ or closed.

**PROPOSED RESOLUTION FOR SEQRA
/ DECLARE LEAD AGENCY AND ADOPT
NEG DECLARATION / TEMPORARY
STORAGE CONTAINER TOWN CODE
CHANGE**

29. *Proposed Text:* **WHEREAS**, the Town Board has considered the adoption of a Local Law, amending Chapter 43, Article V of the Town Code by adding a new subsection "5.330" to Section 5.2 entitled "Exceptions to bulk regulations" and Article XI, section 11.2 to provide for the definition of "Temporary Storage Container", addressing the regulation of temporary storage containers; and

WHEREAS, on or about June 5, 2018, the Town Board circulated amongst various potential interested agencies notice of its intention to assume Lead Agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, being the only Involved Agency, the Town Board hereby assumes the role of Lead Agency for environmental review; and

WHEREAS, acting in its capacity as Lead Agency for environmental review, and after taking a "hard look" at all of the potential environmental impacts that might result from the proposed action, the Town Board has concluded that there will be no significant environmental impact or effect caused or occasioned by the proposed change in the zoning law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts the Negative Declaration annexed hereto, and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board's responsibilities as Lead Agency.

The aforesaid resolution was moved by _____, seconded by _____, and (adopted / rejected) by a vote of _ Ayes Nays and Abstentions.

TOWN OF ORANGETOWN, ROCKLAND COUNTY
ZONING TEXT AMENDMENT

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)

NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

DATE: August 4, 2018

LEAD AGENCY: The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Adoption of Local Law No. ___ of 2018 of the Town of Orangetown, , amending Chapter 43, Article V entitled "Exceptions to Bulk Regulations" and Article XI entitled "Definitions" of the Town Code regarding the definition of temporary storage containers and regulations relating to same;

SEQRA STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action consists of providing for the definition of "Temporary Storage Containers" in the definitions section of the Town Zoning Code, and providing for the regulation of temporary storage containers as set forth more fully therein.

DETERMINATION:

There will be no significant adverse environmental impact(s) as a result of the proposed action.

REASONS SUPPORTING THIS DETERMINATION:

The proposed action provides for the definition and regulation of temporary storage containers

The proposed changes are being made to address certain shortcomings in the code with respect to when property owners must obtain permits for the use and storage of such containers on their property.

In addition, both the Town Planning Board, pursuant to Town Code Chapter 43, § 10.5, and the County Planning Department, pursuant to General Municipal Law §§ 239 L & M, have reviewed the proposed law, and neither has concluded that the proposed action will have any significant adverse impact.

POTENTIAL IMPACTS DETERMINED NOT TO BE SIGNIFICANT:

Based on the Short Environmental Assessment Form, prepared by the Town's Director of the Office of Building, Zoning, Planning and Enforcement, and the Town Board's familiarity with the parcels and the area in which they are situated, the Town Board has concluded that there will be no significant environmental impacts by the adoption of the zoning change specifically relating to:

- Traffic;
- Agricultural Land Resources
- Historic and Archaeological Resources
- Surface or Groundwater Quantity or Quality
- Critical Environmental Areas
- Energy
- Public Health
- Air Quality and Noise Levels
- Human Health, or
- Future Development of Adjacent and Nearby Lands

In summary, after having taken a hard look at the potential environmental impacts associated with the proposed action, the Town Board concludes that such action will not result in a significant adverse environmental impact

For Further Information, Contact:

Town Supervisor Chris Day
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

PROPOSED RESOLUTION TO ADOPT LOCAL LAW NO. ___ OF 2018, AMENDING CHAPTER 43 OF THE TOWN CODE ARTICLE V AND ARTICLE XI TO PROVIDE FOR THE DEFINITION AND REGULATION OF TEMPORARY STORAGE CONTAINERS (PODS)

30. *Proposed Text:* **RESOLVED**, that the Town Board hereby adopts proposed Local Law No. ___ of 2018, amending Chapter 43, Article V entitled "Exceptions to Bulk Regulations" and Article XI entitled "Definitions" of the Town Code, to provide for the definition and regulation of temporary storage containers.

(SEE ATTACHED PROPOSED LOCAL LAW)

PROPOSED RESOLUTION TO SET PUBLIC HEARING / BLAUVELT FIRE PROTECTION FIRE DISTRICT / 2019 CONTRACTS / TBWS OCTOBER 16, 2018 at 8:00 P.M.

31. *Proposed Text:* **RESOLVED**, that pursuant to Town Law Sect. 184, the Town Board will hold a Public Hearing at the TBWS meeting on October 16, 2018, at 8:00 P.M., to consider a contract with the Blauvelt volunteer Fire District, for the 2019 Fire Protection Services in an throughout the Blauvelt volunteer Fire District, within Town.

PROPOSED RESOLUTION TO SET PUBLIC HEARING / ORANGETOWN LIBRARY DISTRICT / LIBRARY SERVICES / 2019 CONTRACTS / TBWS OCTOBER 16, 2018 at 8:15 P.M.

32. *Proposed Text:* **RESOLVED**, that pursuant to Town Law Chapter 494 of the Laws of 2012. 184, the Town Board will hold a Public Hearing at the TBWS meeting on October 16, 2018, at 8:15 P.M., to consider 1-year contracts for the 2019 Orangetown Library Services for the following libraries, Blauvelt Free Library, Orangeburg Library, Palisades Free Library & Tappan Free Library.

PROPOSED RESOLUTION TO AUTHORIZE PURCHASE / PUBLIC ANNOUNCEMENT MESSAGE BOARD / APPROVE USAGE AGREEMENT / PEARL RIVER ROTARY / DOWNTOWN PEARL RIVER

33. *Proposed Text:* **RESOLVED**, that the Town Board hereby authorizes the purchase and installation of a public announcement message board in the amount of \$14,985.00 (funds to be sourced from account **<Off-Street Parking.Capital Facilities>** sp. 5650.300) to be located in Downtown Pearl River at the intersection of Central Avenue and Middletown Road.

**PROPOSED RESOLUTION TO RECOGNIZE
TENANT REPRESENTATIVE / SHARON OGDEN
/ ORANGETOWN HOUSING AUTHORITY**

34. *Proposed Text:* **RESOLVED**, that Sharon Ogden is recognized as a tenant representative of the Orangetown Housing Authority, based on report of elections results. She was elected for a 2-yr term on 6/27/2018 and expires on June 30, 2020.

**PROPOSED RESOLUTION TO
DESIGNATE / HIGHWAY DEPARTMENT
/ ADOPT-A-SPOT / OFFICIAL
MAINTENANCE & INSPECTION
SUPERVISOR**

35. *Proposed Text:* **RESOLVED**, that the Town Board hereby officially designates the Orangetown Highway Department to supervise the continued maintenance and inspection of "spots" which have been selected throughout Town to be part of the Adopt-A-Spot Program. Any additional expenses incurred for labor and equipment throughout the supervision of this Program will be set aside and deducted from the Town's general fund.

**PROPOSED RESOLUTION TO APPROVE
APPLICATION / ADOPT-A-SPOT COMMITTEE /
PAINT PEARL RIVER TRAIN STATION / LOWER
HUDSON VALLEY PROPERTY MANAGEMENT,
LLC**

36. *Proposed Text:* **RESOLVED**, upon acceptance of the applicant's insurance documentation naming the Town as additional insured, that the Town of Orangetown, a municipal corporation, organized under the Town Law of the State of New York, which has a place of business at 26 W. Orangeburg Road, Orangeburg, New York 10962, expressly authorizes and approves the Adopt-A-Spot Committee, a volunteer organization with **Lower Hudson Valley Property Management LLC**, as part of the Adopt-A-Spot Committee to contribute toward the maintenance of more attractive Town Property located at the Pearl River Train Station in Pearl River, NY by performing necessary clean-up and / or desired beautification activities, as particularly set forth in and pursuant to the terms and conditions of the Town of Orangetown Adopt-A-Spot Agreement between the Town of Orangetown and the Adopt-A-Spot Committee, dated September 4, 2018. The cost of supplies (to be less than \$1,000) will be charged back to the Town of Orangetown.

**PROPOSED RESOLUTION TO APPROVE
AGREEMENT / MOBILE PARKING PAYMENT
SERVICE / DOWNTOWN PEARL RIVER /
PARKMOBILE**

37. *Proposed Text:* **RESOLVED**, that the Town Board hereby approves the agreement with ParkMobile, dated _____, with reference to mobile parking payment service in downtown Pearl River, NY.

TOWN BOARD/IT

TOWN CLERK

TOWN ATTORNEY

OBZPAE

**PROPOSED RESOLUTION TO AWARD
CONTRACT / PROFESSIONAL MECHANICAL
ENGINEERING SERVICES / ENGINEERING
CONSULTING / _____**

38. *Proposed Text:* **RESOLVED**, upon the recommendation of the Director of Office of Building, Zoning, Planning, Administration and Enforcement (OBZPAE), to award contract/professional mechanical engineering services / engineering consulting to _____ in the amount of \$ _____.

(To be awarded at the STBM of September 8, 2018)

POLICE/TOWN ATTORNEY

POLICE

HIGHWAY/POLICE

HIGHWAY/PARKS/POLICE

PARKS AND RECREATION

**PROPOSED RESOLUTION TO
APPROVE / LEND AID / 2018 FOOD
TRUCK FESTIVAL / NYACK RED &
BLACK CLUB / SEPTEMBER 30TH**

39. *Proposed Text:* **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile at a rental cost of \$400.00 by the Nyack Red & Black Club for their Food Truck Festival on Sunday, September 30, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

**PROPOSED RESOLUTION TO APPROVE /
MEMORIAL BENCH DONATION /
VETERANS MEMORIAL PARK,
ORANGEBURG**

40. *Proposed Text:* **RESOLVED**, that the Town Board hereby accepts with gratitude the donation of a Memorial Bench to be place in Veterans Memorial Park in the area of the pond/walking path. The engraving will read; "In Loving Memory of Marty Ceresnik 6.28.78 - 4.25.17".

**PROPOSED RESOLUTION TO EXTEND AGREEMENT
/ APPLIED GOLF / BLUE HILL AND BROADACRES
GOLF COURSES**

41. *(To Be Provided by Town Attorney)*

**PROPOSED RESOLUTION TO
APPROVE / LEND AID / THE NOBLE
NINTH INC. / TRAUBENFEST 2018 /
SUNDAY, OCTOBER 7**

42. *Proposed Text:* **RESOLVED**, upon the completion of all necessary paperwork, the Superintendent of Parks & Recreation has forwarded for approval by the Town Board use of the Showmobile (at a rental cost of \$400.00) by The Noble Ninth Inc. for their Traubenfest on Sunday, October 7, 2018, with the organization providing a certificate of insurance listing the Town of Orangetown as additionally insured.

HIGHWAY

**PROPOSED RESOLUTION TO APPROVE
/ 2018 COLUMBIA PRESBYTERIAN
UNIVERSITY RIDE TO END CANCER /
SUNDAY, OCTOBER, 7, 2018**

43. *Proposed Text:* **RESOLVED**, upon the recommendation from the Superintendent of Highways, that the Town Board hereby authorizes the Town of Orangetown to approve the use of roadways within the Town for the Columbia Presbyterian University Ride to end Cancer on Sunday, October 7, 2018, from 10:30 am to 1:00 pm.

**PROPOSED RESOLUTION TO ACCEPT
WITH REGRET / RESIGNATION /
RETIREMENT / MICHAEL YANNAZZONE**

44. *Proposed Text:* **RESOLVED**, accept with regret the retirement / resignation of Michael Yannazzone, Highway Maintenance III, after 40 years of service, effective September 30, 2018, as part of the terms of the Retirement incentive offered by the Town of Orangetown.

**PROPOSED RESOLUTION TO
EXTEND MUNICIPAL LUMP
SUM AGREEMENT / SNOW &
ICE / 2018 - 2019**

45. *Proposed text:* **RESOLVED**, that upon recommendation of the Superintendent of Highways, the Supervisor is hereby authorized to sign the Extended Indexed Lump Sum Municipal Snow and Ice Agreement, between the Town of Orangetown and the New York State Department of Transportation. The amount of the 2018-2019 Agreement is \$229,019.82.

**PROPOSED RESOLUTION TO APPROVE
SUPPLEMENT AGREEMENT EXTENSION /
LOCHNER ENGINEERING / CONSTRUCTION
INSPECTION SERVICES / ROUTE 340 SIDEWALK
PROJECT**

46. *Proposed Text:* **RESOLVED**, that the Town Board hereby authorizes James J. Dean, Superintendent of Highways, to sign an agreement Extension with Lochner Engineering for Construction Inspection Services on the Route 340 Sidewalk Project in the amount of \$48,000.00

**PROPOSED RESOLUTION TO AWARD BID / RTE 303
CULVERT DESIGN**

47. *(To be provided by Orangetown Highway Department)*

**PROPOSED RESOLUTION TO AWARD BID
/ GREENBUSH ROAD BICYCLE BY-PASS
CONSTRUCTION PROJECT / _____**

48. *(To be provided by Orangetown Highway Department)*

DEME

ASSESSOR

**PROPOSED RESOLUTION TO APPOINT /
CAITLYNN MORRISON / ASSESSING CLERK
I**

49. *Proposed Text:* **RESOLVED**, the Town hereby appoints Caitlynn Morrison to the position of Assessing Clerk I, (LFT), provisional, at a salary of \$26.35 per hour, effective September 26, 2018.

MISCELLANEOUS

ADJOURNMENTS:

- Sister Joanne Deas, *Administrator of Sparkill / Dominican Convent*

- Paul Felix, *Brother of our Town Employee, Mary Anselmi (Police Department)*

- Raselle Fisher, *wife of former councilman Ed Fisher*

- Kevin Hyland, *Uncle of our Town Employee, Amanda Hyland (Confidential Assistant to Supervisor Day)*

- United States Senator John McCain, Arizona