

1 DRAFT

2 Regular Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY
3 was held on Monday, April 18, 2022, in the Georgianna Grant Meeting Room at the
4 Stanley Kellerhouse Municipal Building, Van Wyck Street, Croton-on-Hudson, NY
5 10520.

6 The following officials were present:
7

Mayor Pugh	Trustee Gallelli	8
Village Manager Bryan Healy	Trustee Horowitz	9
Village Attorney Whitehead	Trustee Rosales	10
Village Treasurer Tucker	Trustee Simon	11

12

13 1. CALL TO ORDER

14 Mayor Pugh called the meeting to order at 7:40pm. Everyone joined in the
15 Pledge of Allegiance.

16 2. APPROVAL OF VOUCHERS

17 Trustee Simon made a motion to approve the following *Fiscal Year* Vouchers.
18 The motion was seconded by Trustee Horowitz and approved with a 5-0 Vote.

General Fund	\$108,182.88
Water Fund	\$6,705.41
Sewer Fund	\$969.81
Capital Fund	\$8,478.89
Trust Fund	\$2,042.50

19

20 3. PUBLIC HEARING

21 Motion to open a Public Hearing on Local Law Introductory 5 of 2022 to
22 amend Chapter 230, Zoning, of the Village Code to adopt provisions
23 regarding cannabis shops was made by Trustee Simon. Motion was seconded
24 by Trustee Rosales and approved with a 5-0 vote.

25 Ed Riely, 110 Truesdale Drive, Croton on Hudson stated that he is not in
26 favor of the proposed Local Law, he does not understand why the village did
27 not ban it entirely, he believes it is a gateway to the use of other drugs and
28 is concerned of the effects on young people, and it cannot be rescinded once
29 the Village approves it.

30 There being no further comments to come before the Board a motion to close
31 the Public Hearing was made by Trustee Gallelli. Motion was seconded by
32 Trustee Simon and approved with a 5-0 vote.

- 1 4. LWRP CONSISTENCY REVIEW – Installation of a generator at Symphony
2 Knoll (15 Mount Airy Road).

3 WAC RESPONSE BOARD RESPONSE

Policy	DEVELOPMENT POLICIES	Applicable Yes/No	Consistent Yes/No	Applicable Yes/No	Consistent Yes/No	Comments
1	Restore, revitalize, and redevelop deteriorated and underutilized waterfront areas for commercial, industrial, cultural, recreational and other compatible uses	No	No			
1A	Existing planning and zoning documents should be reviewed and amended where necessary to ensure development within the community is consistent with adopted goals and policies	No	No			
1B	Redevelop and revitalize Village owned land at the Metro North Train Station, including Village garage and bay area. Encourage integrated development of Village property to assure fulfillment of requirements relating to parking and accessory uses of Metro North Train Station, while facilitating public access to bay area and recreational use.	No	No			
1C	Every effort should be made by the municipality to encourage the mutual cooperation and exchange of information between governmental agencies involved in clean-up of the Croton landfill and Metro-North lagoon in order to develop commercial use of resources found in the coastal area.	No	No			
1D	Require restoration of deteriorating structures related to railroad use and assure appropriate maintenance and screening to reduce visual impact.	No	No			
1E	Develop the old sewage treatment plant site at the intersection of Route 9A and Municipal Place.	No	No			
2	Facilitate the siting of water dependent uses and facilities on or adjacent to coastal waters	No	No			
2A	Expand restrictions on the use of power boats on the Hudson River and Croton River and Bay by further enforcing the parameters that regulate boat traffic such a speed, turbidity, safety, and mooring and sludge disposal. Such controls will further	No	No			

	increase the compatibility of power boat use with other forms of recreation use within the coastal zone area.					
3	The state coastal policy regarding the development of major ports is not applicable to Croton.	No	No			
4	The state coastal policy regarding the strengthening of small harbors is not applicable to Croton.	No	No			
5	Encourage the location of development in areas where public services and facilities essential to such development are adequate, except when such development has special functional requirements or other characteristics which necessitate its location in other coastal areas.	No	No			
5A	When feasible, development within the Village should be directed within the current service area of existing water and sewer facilities or in close proximity to areas where distribution lines currently exist.	No	No			
5B	The extension of water and sewer distribution lines beyond areas currently served should be undertaken cautiously and with prudent regard for Village water resources and the preservation of environmental values in undeveloped areas.	No	No			
5C	Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted, particularly along Route 9A, Albany Post Road and Route 129.	No	No			
6	Expedite permit procedures in order to facilitate the siting of development activities at suitable locations.	No	No			
6A	To expedite permit procedures, the Village shall coordinate all relevant local laws into a development package for applicants and/or make all local laws available to applicants proposing development activities.	No	No			
	FISH & WILDLIFE POLICIES					
7	Significant coastal fish and wildlife habitats will be protected, preserved, and, where practical, restored so as to maintain their	No	No			

	viability as habitats.					
7A	The quality of the Croton River and Bay significant fish and wildlife habitat and Haverstraw Bay significant fish and wildlife habitat shall be protected and improved for conservation, economic, aesthetic, recreational, and other public uses and values. Its resources shall be protected from the threat of pollution, misuse, and mismanagement.	No	No			
7B	Materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat and the Haverstraw Bay significant fish and wildlife habitat shall not be disposed of or allowed to drain in, or on land within, the area of influence in the significant fish and wildlife habitats.	No	No			
7C	Storage of materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat or Haverstraw Bay significant fish and wildlife habitat shall not be permitted within the area of influence of the habitat unless best available technology is used to prevent adverse impacts to the habitat.	No	No			
7D	Restoration of degraded ecological elements of the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats and shore lands shall be included in any programs for cleanup of any adjacent toxic and hazardous waste sites.	No	no			
7E	Runoff from public and private parking lots and from storm sewer overflows shall be effectively channeled so as to prevent oil, grease, and other contaminants from polluting surface and ground water and impact the significant fish and wildlife habitats.	No	No			
7F	Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity, or impact other locations. Construction activity shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.	No	No			
7G	Such activities must not cause degradation of water quality or impact identified significant fish and wildlife	No	No			

	habitats					
8	Protect fish and wildlife resources in the coastal area from the introduction of hazardous wastes and other pollutants which bio-accumulate in the food chain, or which cause significant sub lethal or lethal effect on those resources.	No	No			
9	Expand recreational use of fish and wildlife resources in coastal areas by increasing access to existing resources, supplementing existing stocks, and developing new resources. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	No	No			
9A	Ensure continued recreational use and public access to the rivers through Village-owned land adjacent to the Metro-North parking lot, at Croton Point Park and at Senasqua Park, along the Croton River, and at the Croton Yacht Club. Efforts should be made to encourage recreational use of the fish and wildlife resources found in these areas by increasing the opportunities for public access and enjoyment	No	No			
9B	Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society Sanctuaries, on other public or private lands within the Village, where wildlife habitats are located. Encourage the recreational use of areas where such resources are found, as well as the protection of such resources.	No	No			
10	Further develop commercial finfish, shellfish and crustacean resources in the coastal area by encouraging the construction of new or improvement of existing on-shore commercial fishing facilities, increasing marketing of the state's seafood products, maintaining adequate stocks, and expanding aquaculture facilities. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	No	No			
	FLOODING & EROSION POLICIES					
11	Buildings and other structures will be sited	No	No			

	in the coastal area so as to minimize damage to property and the endangering of human lives caused by flooding and erosion					
11A	Erosion and sediment control measures shall be undertaken in order to safeguard persons, protect property, prevent damage to the environment, and promote the public welfare by guiding, regulating and controlling the design, construction, use and maintenance of any development or other activity which disturbs or breaks the topsoil or results in earth movement.	Yes	Yes	Yes	Yes	Board Concurred
12	Activities or Development in the coastal area will be undertaken so as to minimize damage to natural resources and property from flooding and erosion by protecting natural protective features including beaches, dunes, barrier islands and bluffs. Primary dunes will be protected from all encroachments that could impair their natural protective capacity	No	No			
12A	Every effort should be made to protect Croton Point, a natural protective barrier to Croton Bay from activities or development that would increase erosion of or flooding of the Point	No	No			
13	The construction or reconstruction of erosion protection structures shall be undertaken only if they have a reasonable probability of controlling erosion for at least thirty years as demonstrated in design and construction standards and/or assured maintenance or replacement programs.	No	No			
13A	Any bulkheads along the Hudson must be maintained in good condition and private landowners should be required to restore and maintain erosion control mechanisms along their river frontage which are designed for long term stability.	No	No			
14	Activities and development, including the construction or reconstruction of erosion protection structures, shall be undertaken so that there will be no measurable increase in erosion or flooding at the site of such activities or development, or at other locations.	No	No			
15	Mining, excavation or dredging in coastal waters shall not significantly interfere with the natural coastal processes which	No	No			

	supply beach materials to land adjacent to such waters and shall be undertaken in a manner which will not cause an increase in erosion of such land.					
16	Public funds shall only be used for erosion protective structures where necessary to protect human life, and new development which requires a location within or adjacent to an erosion hazard area to be able to function, or existing development; and only where the public benefits outweigh the long term monetary and other costs including the potential for increasing erosion and adverse effects on natural protective features	No	No			
16A	Public funds shall be appropriated for the yearly maintenance of Senasqua Park until such time that is determined that expenditure of funds outweighs the cost of acquiring, constructing and maintaining a similar public park on Croton's waterfront.	No	No			
17	Whenever possible, use non-structural measures to minimize damage to natural resources and property from flooding and erosion. Such measures shall include: (i) the setback of buildings and structures; (ii) the planting of vegetation and the installation of sand fencing and draining; (iii) the reshaping of bluffs; and (iv) the flood-proofing of buildings or their elevation above the base flood level.	No	No			
17A	Efforts to control erosion along the rivers and on the steep slopes rising from areas inland shall be of a non-structural nature, wherever possible, in consideration of the visual impact of structural measures. The retention or planting of vegetative covers will be preferred to structural measures.	No	No			
18	To safeguard the vital economic, social and environmental interests of the state and of its citizens, proposed major actions in the coastal area must give full consideration to those interests, and to the safeguards which the state has established to protect valuable coastal resource areas.	No	No			
	PUBLIC ACCESS POLICIES					
19	Protect, maintain, and increase the level and types of access to public water-related recreation resources and facilities so that these resources and facilities may be fully utilized in accordance with	No	No			

	reasonably anticipated public recreation needs and the protection of historic and natural resources. In providing such access, priority will be given to public beaches, boating facilities, fishing areas and waterfront parks.					
19A	Encourage the linkage of open space along the Hudson and Croton Rivers in the form of a trail or walkway system. Such systems should be provided along undeveloped and underutilized land as well as along previously developed land.	No	No			
19B	Increase physical access to areas that have specific value for their physical and visual access to the Hudson River or Croton River and Bay.	No	No			
19C	Encourage the expansion of public transportation, when feasible, to areas within the coastal zone area where water dependent and water enhanced recreation activities are located.	No	No			
19D	Increase access to Croton River and Bay at the Village-owned land south of the Village parking lots at the Croton-Harmon Station.	No	No			
19E	Maintain the trail, which provides access to the Croton River waterfront, in its current undeveloped condition as a pedestrian walkway.	No	No			
20	Access to the publicly-owned foreshore and to lands immediately adjacent to the foreshore or the water's edge that are publicly-owned shall be provided and it should be provided in a manner compatible with adjoining uses. Such lands shall be retained in public ownership.	No	No			
21	Water dependent and water enhanced recreation will be encouraged and facilitated, and will be given priority over non-water related uses along the coast, provided it is consistent with the preservation and enhancement of other coastal resources and takes into account demand for such facilities. In facilitating such activities, priority shall be given to areas where access to the recreation opportunities of the coast can be provided by new or existing public transportation services and to those areas where the use of the shore is severely restricted by existing development.	No	No			

21A	Boating activities should be encouraged provided that they do not restrict other recreational opportunities and are undertaken in a manner compatible with existing water- dependent uses.	No	No			
22	Development when located adjacent to the shore will provide for water-related recreation, as a multiple use, whenever such recreational use is appropriate in light reasonably anticipated demand for such activities and the primary purpose of the development	No	No			
23	Protect, enhance and restore structures, districts, in areas of sites that are of significance in the history, architecture, archaeology or culture of the state, its communities or the nation.	No	No			
24	Prevent impairment of scenic resources of statewide significance as identified on the coastal area map. Impairment shall include: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resource; and (ii) the addition of structures which because of siting or scale will reduce identified views or which because of scale, form, or materials will diminish the scenic quality of an identified resource.	No	No			
25	Protect, restore or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area.	No	No			
25A	Protect local scenic resources by preventing: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation or wetlands, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resources; and (ii) the addition of structures which because of siting scale will reduce identified views or which because of scale, form, or materials will	No	No			

	diminish the scenic quality of an identified resource.					
25B	Secure the designation of the panoramic views from Croton Point as a scenic area of statewide significance.	No	No			
25C	Secure the designation of Routes 9 and 129 within the Croton boundaries as a scenic road. Ensure developments on or adjacent to Route 9 do not impair scenic resources or views of or from the Hudson and Croton Rivers	No	No			
25D	Establish and protect identified view-sheds which provide visual access to the Hudson River, including but not limited to the views of the Hudson River from the western shoreline of the Village, and from Prickly Pear Hill, Lounsbury Hill, and River Landing. In addition, protect view-sheds to and of the Croton River and Gorge.	No	No			
26	The state coastal policy regarding the protection of agricultural lands is not applicable to Croton	No	No			
	ENERGY AND ICE MANAGEMENT POLICIES					
27	Decisions on the siting and construction of major energy facilities in the coastal area will be based on public energy needs, compatibility of such facilities with the environment, and the facility's need for a shorefront location.	No	No			
28	Ice management practices shall not damage significant fish and wildlife and their habitats, increase shoreline erosion or flooding, or interfere with the production of hydroelectric power.	No	No			
28A	Ice management practices must consider short and long term impacts on the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats.	No	No			
29	The state coastal policy regarding the development of energy resources is not applicable to Croton.	No	No			
	WATER AND AIR RESOURCES POLICIES					
30	Municipal, industrial, and commercial discharge of pollutants, including but not limited to, toxic and hazardous substances, into coastal waters will conform to state and national water quality standards.	No	No			
30A	Existing rail services and transportation-	No	No			

	related facilities shall not dispose any materials in coastal waters until such materials have been tested by the state for conformance with water quality standards.					
30B	Storage and disposal of all materials shall be monitored by the state to assure there will be no discharge or leaching of materials into coastal waters.	Yes	Yes	Yes	Yes	Board Concurred
31	State coastal area policies and purposes of approved local waterfront revitalization programs will be considered while reviewing coastal water classifications and while modifying water quality standards; however, those waters already overburdened with contaminants will be recognized as being a development constraint.	No	No			
31A	Clean water is desired and NYSDEC should continually monitor water quality in the Hudson River and Croton Bay which have already been overburdened with pollutants. Recommendations for mitigation and upgrading water quality classifications cannot be determined without continual monitoring and testing of the waters.	No	No			
32	Encourage the use of alternative or innovative sanitary waste systems in small communities where the costs of conventional facilities are unreasonably high, given the size of the existing tax base of these communities.	No	No			
33	Best Management Practices will be used to ensure the control of storm water runoff and combined sewer overflows draining into coastal waters.	No	No			
33A	Encourage new developments to retain storm water runoff on site so as to not increase flows within the existing system or to improve existing storm water runoff systems to that runoff from such developments does not adversely impact coastal waters	No	No			
33B	Improve existing Village storm water discharge to control flow of pollutants from street and parking areas, etc. directly in the rivers.	No	No			
34	Discharge of waste into coastal waters from vessels will be limited so as to protect significant fish and wildlife habitats, recreational areas and water supply areas.	No	No			

34A	There shall be no discharge from moored structures or marine vessels, due to shape of cove and lack of tidal flushing.	No	No			
35	Dredging and dredge spoil disposal in coastal waters will be undertaken in a manner that meets existing state dredging permit requirements, and protects significant fish and wildlife habitats, scenic resources, natural protective features, important agricultural lands, and wetlands.	No	No			
36	Activities related to the shipment and storage of petroleum and other hazardous materials will be conducted in a manner that will prevent or at least minimize spills into coastal waters; all practicable efforts will be undertaken to expedite the cleanup of such discharges; and restitution for damages will be required when these spills occur.	No	No			
37	Best Management Practices will be utilized to minimize the non-point discharge of excess nutrients, organics and eroded soils into coastal waters.	No	No			
37A	Standards and specifications for the control of non-point source discharge as set forth in Westchester County's Best Management Practice Manual or other recognized reference shall be utilized during development of any site.	No	No			
37B	Control of the development of hilltops, and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction.	No	No			
38	The quality and quantity of surface water and ground water supplies will be conserved and protected, particularly where such waters constitute the primary or sole source of water supply.	No	No			
39	The transport, storage, treatment and disposal of solid wastes, particularly hazardous wastes, within coastal areas will be conducted in such a manner so as to protect groundwater and surface water supplies, significant fish and wildlife habitats, recreation areas, important agricultural lands and scenic resources.	No	No			
39A	Require transporters, producers and storers of hazardous material to inform the public or allow public access to records involving the transport, storage, treatment and disposal of hazardous materials. This	No	No			

	is of particular concern with respect to rail transport of such materials, storage of identified materials on railroad property and uses in the waterfront area involved in the treatment, storage and disposal of such materials.					
39B	In accordance with Title III, Section 302, Emergency Planning and Community Right-to- Know of the 1986 Superfund Reauthorization Act, the local emergency planning committee and the Croton Fire Department shall be notified if hazardous substances exceed the established threshold planning quantity	No	No			
40	Effluent discharged from major steam electric generating and industrial facilities into coastal waters will not be unduly injurious to fish and wildlife and shall conform to state water quality standards.	No	No			
41	Land use or development in the coastal area will not cause national or state air quality standards to be violated	No	No			
41A	A NYSDEC point-source air monitoring station should be established within the Village of Croton-on-Hudson.	No	No			
42	Coastal management policies will be considered if the state reclassifies land areas pursuant to the prevention of significant deterioration regulations of the Federal Clean Air Act.	No	No			
43	Land use or development in the coastal area must not cause the generation of significant amounts of the acid rain precursors: nitrates and sulfates.	No	No			
43A	Encourage the use of shuttle bus service to the train station, thereby decreasing dependency on the automobile use and reduce the generation of acid rain precursors	No	No			
43B	Encourage the use of low sulphur fossil fuels for rail vehicles and encourage the development of a monitoring program to assess rail vehicle engines emissions	No	No			
44	Preserve and protect tidal and freshwater wetlands and preserve the benefits derived from these areas.	No	No			
44A	Wetlands, water bodies and watercourses shall be protected by preventing damage from erosion or siltation, minimizing disturbance, preserving natural habitats and protecting against flood and pollution.	No	No			

1 5. RESPONSES TO QUESTIONS SUBMITTED BY E-MAIL- none

2 6. CORRESPONDENCE

- 3 a. Email from DJ Goldman, Director of Athletics at Croton-Harmon School
4 District dated April 5, 2022, requesting permission to hang banners at
5 Firefighters Memorial Field.

6 Resolution:

7 On motion by Trustee Horowitz and seconded by Trustee Gallelli the
8 Board of Trustees approved the request from DJ Goldman, Director of
9 Athletics at the Croton Harmon School District to hang banners at
10 Firefighters Memorial Field for their "Senior Athletes. Motion was
11 approved with a 5-0 vote.

- 12 b. Email from Marie Considine, Executive Director of NAMI-Westchester,
13 dated April 12, 2022, requesting to hang banners and ribbons in
14 recognition of "Mental Health Awareness Month."

15 Resolution:

16 On motion by Trustee Horowitz and seconded by Trustee Simon the
17 Board of Trustees approved the request from Marie Considine,
18 Executive Director of NAMI-Westchester to hang banners and ribbons
19 in recognition of "Mental Health Awareness Month." Motion was
20 approved with a 5-0 vote.

- 21 c. Email from Carolyn Whiting, Police Advisory Committee Chair, dated
22 April 8, 2022, requesting that the annual Community survey on Law
23 Enforcement and Public Safety be postponed until the Spring of 2023
24 so that they can more thoroughly analyze the 2021 survey results, and
25 make changes to the survey to make it more relevant and easier for
26 residents.

- 27 d. Memo from Daniel O'Connor, Village Engineer, dated April 4, 2022,
28 regarding a building permit extension request for 3 Mount Airy Road.

Village Manager Healy advised that this is the seventeenth extension that has been granted to this property, but Village Engineer Dan O'Connor has assured him that this should be the last request.

Resolution:

On motion by Trustee Horowitz and seconded by Trustee Simon the Board of Trustees approved the Building Permit extension request for 3 Mount Airy Road. Motion was approved with a 5-0 vote.

e. Email from John Munson, Fire Council Secretary dated April 2, 2022, regarding membership changes in the Croton-on-Hudson Fire Department.

f. Memo from Village Manager Bryan Healy dated April 13, 2022, detailing a request he received from Eagle Scout, Justin Rose-Sommers, to raise funds to create an agility course inside the Dog Park. Village Manager Healy advised that the project will be fully funded through donations, he has reviewed the project scope, spoke with the Department of Public Works as well as our insurance company and he believes this will be a good project for the park. Village Manager Healy explained that they have requested the Village to receive these funds for the project and disperse the funds as needed.

Trustee Simon asked if there has been any outreach to the users of the Dog Park to get their input on the design of the course.

Village Manager Healy explained that Justin Rose-Sommers has been in touch with Geoffrey Hamilton.

Resolution:

On motion by Trustee Simon and seconded by Trustee Gallelli the Board of Trustees approved setting up a "Trust Account" for monies donated to the Eagle Scout project. Motion was approved with a 5-0 vote.

7. PUBLIC COMMENTS ON AGENDA ITEMS:

Susan O'Keefe, 36 Farrington Road, Croton on Hudson, and co-owner of "Baked by Susan" located at 379 S. Benedict Avenue, addressed the resolution establishing a "Residential Parking Permit System". Ms. O'Keefe stated that she is not convinced that this is a commuter issue but, rather a homeowner issue not wanting people to park in front of their homes, sending this to the Legislature seems rushed and not well thought out, it directly harms her business and all of the other businesses in the Harmon area and passing this is not going to solve any of their parking issues.

Chris O'Keefe, (co-owner of Baked by Susan) 36 Farrington Road, Croton on Hudson, stated that the parking restrictions already instituted on the other two blocks in the area, have already affected parking for the businesses in this area, if this proposal goes through it eliminates additional parking spots and it will directly affect the ability of his business to grow, last week he and several others expressed concerns that if this is instituted we do not know where employees will park and it is a direct threat to the businesses.

Ed Riely, 110 Truesdale Drive, Croton on Hudson, suggested that an arrangement be made to use the parking spaces in front of Shoprite to help alleviate the parking issues for employees. Mr. Riely also stated that while the signs soliciting members for the Croton Fire Department are on public property, he urged the Board to allow them to stay up.

Owner ??? of 379 South Riverside Avenue, Croton on Hudson expressed his concern of the possible parking restrictions on Benedict, the restrictions may affect the "Mixed-Use" Zoning as future tenants will have a difficult time finding parking for their employees and customers, this directly affects the viability for businesses to grow in this area and asked that the Board table this resolution and stressed that building owners and businesses be included in any survey.

Francine Mormile, owner of Salon M, 379 S. Riverside Avenue, Croton on Hudson, asked the Board of hold off passing the resolution until a better

1 solution can be made for the businesses. Ms. Mormile stated that she
2 understands that the Board received complaints from residents but
3 believes the businesses can get the same number of complaints from
4 their clients and customers.

5 Michael [REDACTED] owner of Capriccio Pizzeria and Restaurant, 337 S.
6 Riverside Avenue, Croton o Hudson, voiced his concerns that this will
7 affect his business and hopes we can come to a satisfactory agreement.

8 8. RESOLUTIONS:

9 **Resolution #46 of 2022**

10 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE SIMON, the following
11 resolution was adopted by the Board of Trustees of the Village of Croton-on-
12 Hudson, New York, with a 5-0 vote.

13 WHEREAS on October 2, 1990, the Village Planning Board gave final approval to the
14 River Landing subdivision, and

15 WHEREAS on March 18, 1991, the Village Board of Trustees adopted resolution
16 approving street names for the subdivision plot, and

17 WHEREAS one street named as part of this subdivision, O'Reilly Court, was
18 misspelled in the resolution and on the official map of the Village of Croton-on-
19 Hudson, and

20 WHEREAS the street was named for Clifford O'Riley, a resident of the Village who
21 was killed in action during World War II,

22 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
23 amends the Official Map of the Village of Croton-on-Hudson to reflect the correct
24 spelling of O'Riley Court, and

25 BE IT FURTHER RESOLVED that the Village Board hereby extends its apologies to
26 the O'Riley family for any confusion this inadvertent error may have caused.

27

1 **Resolution #37 of 2022**

2 On motion of TRUSTEE SIMON, seconded by TRUSTEE GALLELLI, the following
3 resolution was adopted by the Board of Trustees of the Village of Croton-on-
4 Hudson, New York, with a 4-1 vote. Trustee voted Nay.

5 WHEREAS on July 6, 2020, the Village Board of Trustees adopted a resolution
6 affirming its support for a residential parking permit system in the Harmon
7 neighborhood on the following streets: Hastings Avenue and Young Avenue, and

8 WHEREAS on October 7, 2020, the legislation was signed into law by the Governor
9 of the State of New York, and

10 WHEREAS the Village Board adopted Local Law 15 of 2021 on December 20, 2021,
11 which established a residential parking permit system on portions of the
12 aforementioned streets, and

13 WHEREAS the Village Board is desirous of requesting permission to extend the
14 residential parking permit system onto a portion of Benedict Boulevard and

15 WHEREAS the Village's elected state representatives, Assemblywoman Sandra Galef
16 and State Senator Peter Harckham, have introduced companion bills in the state
17 legislature to extend the residential parking permit system onto a portion of
18 Benedict Boulevard, and

19 WHEREAS the Village is required to formally submit a home rule request to the
20 legislature,

21 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
22 requests a residential parking permit system be enacted in the Village of Croton-on-
23 Hudson under the state's home rule authority; and

24 BE IT FURTHER RESOLVED that a copy of this home rule request be sent to State
25 Assemblywoman Sandra Galef and State Senator Peter Harckham.

26 **DISCUSSION:**

27 Trustee Simon stated that during their meeting with the businesses, a menu of
28 ideas was created, such as adjusting some of the hours, making the Benedict Blvd.

1 parking lot bigger, putting in a sidewalk by the spaces in front of Shoprite to make
2 it safer for employees to walk, as well as offering employee parking permits.
3 Trustee Simon stated that while some may think that by passing this resolution and
4 asking the State Legislature to approve it we are doing something, what really is
5 happening is that it gives direction to the Village Manager to work on the list or
6 suggestions and allows the Board to research and review it further. Trustee Simon
7 gave his word that the Board will not move forward with any kind of system unless
8 it is something that is satisfactory to the businesses.

9 Trustee Horowitz stated that she is in favor of tabling the resolution, following the
10 meeting with the businesses last week she would have expected that we would
11 have started asking questions about the possibility of an employee permit system
12 and does not know why we keep going in this direction when the parking
13 regulations already instituted have had a negative impact on businesses.

14 Mayor Pugh stated that it is important to understand that the first step is to request
15 the State Legislature to establish a "Residential Permit Parking System," even if the
16 Board passes the resolution this evening, there is no change in any parking
17 regulations, if we receive approval from the State Legislature, it will be a lengthy
18 process with surveys and meetings before anything is enacted. Mayor Pugh stated
19 that this is not about residents being able to park in front of their homes, but about
20 residents being able to park on their streets.

21 Trustee Simon stated that since there seems to be support for an employee parking
22 system, he asked to add that component to paragraph 4 of Resolution 37.

23 Village Manager Healy and Village Attorney Whitehead indicated that they are not
24 sure if this request can be done, and they need to do further research before they
25 can commit to this.

26 Village Manager Healy advised that he and Superintendent of Public Works Frank
27 Balbi have discussed the possibility of extending the sidewalk in front of Shoprite
28 and installing a crosswalk that would provide safe passage from those parking
29 spaces on S. Riverside to the opposite side of the street.

30 Trustee Gallelli stated that she is pleased that solutions were brought up during
31 that meeting, but the Board cannot do anything until we get the Legislation

1 approved and the first step is to approve Resolution #37, if we do not approve the
2 resolution this evening, it could take another year for the Legislature to take this
3 under consideration.

4 After further discussion, the Board agreed to adopt an additional resolution (37A)
5 to include the wording recommended by Trustee Simon that incorporates an
6 employee parking permit system while Village Attorney Whitehead and Village
7 Manager Healy research to see if it is possible to include this in their request to the
8 State.

9 **Resolution #37A of 2022**

10 On motion of TRUSTEE SIMON, seconded by TRUSTEE ROSALES, the following
11 resolution was adopted by the Board of Trustees of the Village of Croton-on-
12 Hudson, New York, with a 5-0 vote.

13 WHEREAS on July 6, 2020, the Village Board of Trustees adopted a resolution
14 affirming its support for a residential parking permit system in the Harmon
15 neighborhood on the following streets: Hastings Avenue and Young Avenue, and

16 WHEREAS on October 7, 2020, the legislation was signed into law by the Governor
17 of the State of New York, and

18 WHEREAS the Village Board adopted Local Law 15 of 2021 on December 20, 2021,
19 which established a residential parking permit system on portions of the
20 aforementioned streets, and

21 WHEREAS the Village Board is desirous of requesting permission to extend the
22 residential parking permit system onto a portion of Benedict Boulevard, and

23 WHEREAS the Village's elected state representatives, Assemblywoman Sandra Galef
24 and State Senator Peter Harckham have introduced companion bills in the state
25 legislature to extend the residential parking permit system onto a portion of
26 Benedict Boulevard, and

27 WHEREAS the Village is required to formally submit a home rule request to the
28 legislature,

1 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
2 requests a residential parking permit system **and an employee parking permit**
3 **system** be enacted in the Village of Croton-on-Hudson under the state's home rule
4 authority, and

5 BE IT FURTHER RESOLVED that a copy of this home rule request be sent to State
6 Assemblywoman Sandra Galef and State Senator Peter Harckham.

7 **Resolution #47 of 2022**

8 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE SIMON, the following
9 resolution was adopted by the Board of Trustees of the Village of Croton-on-
10 Hudson, New York, with a 5-0 vote.

11 WHEREAS the Village currently leases a portion of the Merwin Oak parking lot in the
12 Upper Village from the Holy Name of Mary Parish, and

13 WHEREAS the current lease agreement is set to expire on May 31, 2022, and

14 WHEREAS the two parties have come to terms to extend the agreement for an
15 additional five years,

16 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
17 authorize the Village Manager to execute the agreement with Holy Name of Mary
18 Parish to lease a portion of the Merwin Oak parking lot in the amount of \$4,000 per
19 year for the period beginning June 1, 2022, through May 31, 2027.

20 **Resolution #48 of 2022**

21 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE SIMON, the following
22 resolution was adopted by the Board of Trustees of the Village of Croton-on-
23 Hudson, New York, with a 5-0 vote.

24 WHEREAS the Town of Cortlandt has presented an Inter-Municipal Agreement to
25 the Village to allow the inclusion of the Village when advertising for bids, and

26 WHEREAS the Village has utilized the Town's purchasing services over the years by
27 using Town bids to purchase supplies and materials, and

1 WHEREAS the Village would like to extend this Inter-Municipal Agreement for
2 another year,

3 NOW THEREFORE BE IT RESOLVED that the Village Manager is hereby authorized to
4 sign the Inter-Municipal Agreement with the Town of Cortlandt for purchasing
5 services; and

6 BE IT FURTHER RESOLVED that the term of this agreement shall be from January 1,
7 2022, until December 31, 2022.

8 **Resolution #49 of 2022**

9 On motion of TRUSTEE GALLELLI, seconded by TRUSTEE HOROWITZ, the following
10 resolution was adopted by the Board of Trustees of the Village of Croton-on-
11 Hudson, New York, with a 5-0 vote.

12 WHEREAS the Town of Cortlandt has presented an Inter-Municipal Agreement to
13 the Village to permit the sharing of equipment and vehicles among various
14 municipalities, and

15 WHEREAS the Village has shared or loaned equipment and vehicles over the years
16 with the City of Peekskill, Towns of Cortlandt and Philipstown and Village of
17 Buchanan, and

18 WHEREAS such an agreement allows the Village to save on costs that would occur
19 from the purchase and/or rental of equipment and vehicles, and

20 WHEREAS the Village would like to extend this Inter-Municipal Agreement for
21 another year,

22 NOW THEREFORE BE IT RESOLVED that the Village Manager is hereby authorized to
23 sign the Inter-Municipal Agreement with the Town of Cortlandt for shared
24 equipment and vehicles; and

25 BE IT FURTHER RESOLVED that the term of this agreement shall be from January 1,
26 2022, until December 31, 2022.

27 **Resolution #50 of 2022**

1 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE ROSALES, the following
2 resolution was adopted by the Board of Trustees of the Village of Croton-on-
3 Hudson, New York, with a 5-0 vote.

4 WHEREAS the Village has received a written request from Noreen and Edward
5 Walsh, owners of a parcel known as 79.9-2-2 on the Village tax map, to have a
6 restrictive condition removed from the property deed, and

7 WHEREA, the condition does not currently permit the merging of the
8 aforementioned parcel into another parcel for the purposes of creating a new
9 buildable lot, and

10 WHEREAS the Village Board discussed this request at a work session held on
11 January 10, 202, and

12 WHEREAS the Village Board wishes to allow this restrictive condition to be
13 terminated,

14 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
15 authorizes the Village Manager to execute the termination agreement with Noreen
16 and Edward Walsh releasing the restrictive condition from their parcel.

17 **Resolution #51 of 2022**

18 On motion of TRUSTEE SIMON seconded by TRUSTEE ROSALES the following
19 resolution was adopted by the Board of Trustees of the Village of Croton-on-
20 Hudson, New York, with a 5-0 vote.

21 WHEREAS the Village of Croton-on-Hudson owns the Grand Street Fire House,
22 housing Chemical Engine Company and Columbian Hook & Ladder Company, and

23 WHEREAS in 2021, Antonucci & Associates of Pelham, New York, documented the
24 existing condition of the engine room floor and recommended a series of actions to
25 improve the surface, and

26 WHEREAS the Village is prepared to move forward with these actions at this time,
27 and

1 WHEREAS Antonucci & Associates has submitted a proposal to draft bid documents
2 and undertake inspections as required at a cost not to exceed \$30,000,

3 NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby
4 authorizes the Village Manager to accept the proposal from Antonucci & Associates
5 in the not-to-exceed amount of \$30,000,

6 AND BE IT FURTHER RESOLVED that funding for such work is available in the
7 following capital account: H3410.2102.08164.

8 **Resolution #52 of 2022**

9 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE GALLELLI, the following
10 resolution was adopted by the Board of Trustees of the Village of Croton-on-
11 Hudson, New York, with a 5-0 vote.

12 WHEREAS in 2020, the Village received design documents to replace the existing
13 retaining wall located at 25 and 33 Grand Street, and

14 WHEREAS the COVID-19 pandemic placed this project on a temporary hold, and

15 WHEREAS in January 2022, the Village was awarded a matching grant from
16 Westchester County to replace the retaining wall, and

17 WHEREAS Ronald Wegner, Assistant Village Engineer, has received a proposal from
18 Carlin Simpson & Associates of Sayreville, New Jersey, to revise the design
19 documents in the amount of \$3,000,

20 NOW THEREFORE BE IT RESOLVED that the Village Board hereby authorizes the
21 Village Treasurer to transfer \$3,000 from Contingency Account A1990.4000 to the
22 following accounts: A8020.4000 – Planning – Contractual: \$3,000

23 **Resolution #53 of 2022**

24 On motion of TRUSTEE SIMON, seconded by TRUSTEE HOROWIZ, the following
25 resolution was adopted by the Board of Trustees of the Village of Croton-on-
26 Hudson, New York, with a 5-0 vote.

1 WHEREAS DPW Superintendent Frank Balbi has advised that the New York State
2 Department of Motor Vehicles has issued new guidelines for diesel vehicle
3 inspection stations, including the DPW Garage, and

4 WHEREAS these new guidelines require the purchase of new equipment and
5 software, and

6 WHEREAS the estimated cost of purchasing these items is \$8,000, and

7 WHEREAS funding for such purchases was not included in the 2021-2022 General
8 Fund budget,

9 NOW THEREFORE BE IT RESOLVED that the Village Board hereby authorizes the
10 Village Treasurer to transfer \$8,000 from Contingency Account A1990.4000 to the
11 following accounts: A1640.4200 – Central Garage – Supplies: \$8,000

12
13 **Resolution #54 of 2022**

14 On motion of TRUSTEE HOROWITZ, seconded by TRUSTEE SIMON, the following
15 resolution was adopted by the Board of Trustees of the Village of Croton-on-
16 Hudson, New York, with a 5-0 vote.

17 WHEREAS the Village received a request for consistency review with the Local
18 Waterfront Revitalization Program (LWRP) from the New York State Department of
19 State regarding the installation of a generator at Symphony Knoll (15 Mount Airy
20 Road), and

21 WHEREAS on April 4, 2022, the Village Board referred the request to the Waterfront
22 Advisory Committee, and

23 WHEREAS the Village Board has received a recommendation of consistency from
24 the Waterfront Advisory Committee, and

25 WHEREAS the Village Board must make its own determination of consistency with
26 the LWRP policy standards and conditions, and

27 WHEREAS on April 18, 2022, the Village Board reviewed the LWRP policy standards
28 and conditions,

1 NOW THEREFORE BE IT RESOLVED as follows:

2 The Village Board of Trustees found the following LWRP policies to be applicable and
3 finds the Proposed Action to be consistent with each of these applicable policies:

4 POLICY 11A: Erosion and sediment control measures shall be undertaken in
5 order to safeguard persons, protect property, prevent damage to the
6 environment, and promote the public welfare by guiding, regulating and
7 controlling the design, construction, use and maintenance of any
8 development or other activity which disturbs or breaks the topsoil or results
9 in earth movement.

10 POLICY 30B: Storage and disposal of all materials shall be monitored by the
11 state to assure there will be no discharge or leaching of materials into coastal
12 waters.

13 The remaining policies and conditions of the LWRP not specifically discussed above
14 were reviewed and found not to be applicable.

15 9. RECAP OF 2022-2023 TENTATIVE BUDGET

16 An update on the changes to the Village Budget can be found on the
17 Village's Web-Site.

18 10. PUBLIC COMMENTS ON NON AGENDA ITEMS

19 Ed Riely, 110 Truesdale Drive, Croton on Hudson, asked that the date
20 and times of the various Committee meetings be posted on the Village's
21 Website, concerned about the extra expense and safety of electric school
22 buses, suggested the Village share a fueling station with the School
23 District, would like to see the Police Officer program back in the schools,
24 and spoke about some of his concerns on Route 129, other comments
25 did not pertain to Village business.

26 11. APPROVAL OF MINUTES:

27 Motion to approve the minutes as amended of the Regular Meeting held
28 on April 4, 2022, was made by Trustee Simon. Motion was seconded by
29 Trustee Horowitz and approved with a 5-0 vote.

1 12. REPORTS:

2 Trustee Rosales advised that he met with the Seniors on Friday, April 8th,
3 they had a very robust discussion, and he has forwarded their questions
4 to Village Manager Healy.

5 Trustee Simon stated that we had a great meeting with the Riverside
6 business owners and came up with some good suggestions, attended the
7 Hudson Valley Gateway Chamber meeting where they talked about the
8 decommissioning of Indian Point, the siren testing continues because the
9 "Spent Fuel" is still on the site, congratulated two Shoprite employees for
10 being recognized for their involvement with local organizations, attended
11 the Little League parade and attended the Westchester Municipal Officials
12 Association dinner.

13 Trustee Gallelli advised that Earth Day will be held on April 30th at
14 Senasqua Park from 10am-3:00pm, the Croton Artisans opening will also
15 be held on April 30th in the Upper Village, the Planning Board met last
16 week and discussed the "Stretch Code" which, if adopted, will result in
17 higher energy efficient standards, and the Recreation Department
18 sponsored "Hello Spring" a week ago Friday and it was well attended.

19 Trustee Horowitz stated that she is very excited about the new Croton
20 Artisans and looks forward to seeing their new location, on April 24th the
21 Arboretum will be holding a "tree identification" walk from 12:00-
22 2:00pm, a sub-committee of the Diversity and Inclusion Committee
23 called the "Lorraine Hansberry Coalition" will be holding an event to
24 honor her birthday on May 21st.

25 Village Attorney Whitehead explained that the Village of Croton's various
26 committees are of an advisory nature, they are not considered public
27 bodies and are not subject to the "Open Meetings Law" and as such are
28 not required to be noticed.

29 Mayor Pugh stated that it was a great honor to be a part of the Little
30 League Parade and to be able to congratulate all the players and thanked
31 all the volunteers and sponsors who make the Little League possible.

1 There being no further business to come before the Board, a motion to close
2 the meeting was made by Trustee Horowitz. Motion was seconded by Trustee
3 Rosales and approved with a 5-0 vote. Meeting adjourned at 9:45pm

4 Respectfully submitted,

5 Judy Weintraub, Board Secretary

6 _____
7 Paula DiSanto, Village Clerk