

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Tuesday, September 7, 2010 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY 10520.

The following officials were present:

Mayor Wiegman	Trustee Gallelli
Village Manager Zambrano	Trustee Murtaugh
Village Attorney Staudt	Trustee Schmidt
Treasurer Bullock	Trustee Olver

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:10 p.m. Everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

Trustee Olver made a motion to approve the vouchers as follows, subject to review by the Audit Committee. The motion was seconded by Trustee Schmidt and approved with a vote of 5-0.

Fiscal Year 2009-10:

General Fund \$804.50

Fiscal Year 2010-2011

General Fund	88,000.01
Water Fund	1,680.59
Sewer Fund	210.00
Capital Account	11,932.17
Trust & Agency	1,007.50
Total	\$102,830.27

3. PUBLIC HEARING:

a) Trustee Olver made a motion to open the open the Public Hearing to consider Local Law Introductory No. 5 of 2010, a Local Law to set penalties for offenses against Code provisions. Trustee Gallelli seconded the motion; approved with a vote of 5-0.

Village Manager Zambrano gave the reason for the public hearing and explained the portion that is being updated.

No public comments were forthcoming.

Trustee Gallelli made a motion to close the Public Hearing; second by Trustee Murtaugh, approved with a vote of 5-0.

On motion of TRUSTEE Schmidt seconded by TRUSTEE Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

WHEREAS, the Village wishes to amend Section 1-12 of Chapter 1 of the code of the Village of Croton-on-Hudson, a Local Law to set penalties for offenses against the Code; and

WHEREAS, Local Law Introductory No. 5 of 2010 has been drafted, and

WHEREAS, a Public Hearing was held and closed on September 7, 2010;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of Trustees hereby adopts Local Law Introductory No. 5 of 2010, a Local Law to set penalties for offenses against Code provisions, which upon adoption will become Local Law No. 3 of 2010.

b) Trustee Olver made a motion to open the Public Hearing to consider Local law Introductory No. 6 of 2010, a Local Law to Revise Chapter 123 of the Code of the Village of Croton on Hudson to permit Bow Hunting of white tailed deer. Trustee Murtaugh seconded the motion; approved with a vote of 5-0. Village Manager Zambrano described the background and restrictions for this proposed Local Law.

Comments:

Phebe Macrae, Chair of the CAC, stated that the CAC endorses the pilot program; the lack of forest regeneration makes it irresponsible to not do something; they have been reviewing this problem for two years; the deer population has a significant impact on reforestation and songbirds; a 3 year study of Ward Pound Ridge Reservation showed zero forest regeneration; the County task force looked at several options with bow hunting from tree stands being the preferable method; it is not a local initiative but a County wide initiative to combat the overabundance of deer. Ms. Macrae stated that everyone understands people's reluctance of bow hunting and concerns for safety but they are confident a safe program can be established. She introduced Mark Magle who has been studying this for several years and more information can be found on the CAC web site.

Mark Magle, 18 Briggs Lane and a CAC member, read a statement that this is an environmental crisis that needs action; their work followed a 3 year Westchester County study; 30 years of research in the mid-Atlantic and the northeast shows zero regeneration also; the local deer population is estimated to be around 60 deer per square mile; the 1st course of action is to do nothing, but the committee felt that was not an option; fencing is impractical for a community; trapping and relocating has multiple problems and is illegal in NY State and 85% of relocated deer perish; natural predators do little to reduce the adult population. He added that immuno-contraception is another approach, but with current methods using dart guns, only female deer are shot and tagged and each must be found and reshot each year; the cost is over \$800 per doe which equals 1.35 million dollars over a 10 year period; this method could be used in confined areas, but not in free range areas. He added that there has been research on a single inoculation, but studies show that it is only 50 to 85% effective and costs remain high; with this method, both

male and female are targeted; there are also several hunting options, however, rifle hunting is not allowed in Westchester County and public safety and cost considerations preclude using this; highly controlled tree-stand bow hunting is the best option; ground hunting and cross-bows are not allowed, currently there is a 90% accuracy with new equipment available; hunters will be encouraged to take only ethical shots; the CAC feels this is the safest, most effective and most humane method; the objective is to not eliminate the deer, but to reduce their numbers to biologically sustainable numbers.

Mike Rubo, Director of Environmental Stewardship, Teatown Reservation, stated that the Teatown pilot deer program will be started this November for just that month; they did studies on their property as others have done and estimate that the deer population is 60-70 deer per sq mile; they also did vegetative monitoring; forests have other issues that should not be forgotten such as climate change, invasive plants and insect pests; deer are not the bad guys because people created an environment for the deer with fewer predators and fewer food options and now there are too many deer in the forest; they feel that bow hunting is the best option; they have decided to have an adaptive management framework with specific goals and a protocol for meeting those goals; they are doing it to help forest recovery and they will be monitoring vegetation and deer population on a long term basis; it will be a constant process of assessment and revision; public safety is a major concern and they are also requiring hunters to utilize harnesses while on tree stands; hunters are required to check in and check out; if a hunter breaks a rule, they are not allowed back; they have looked at what other parks and Westchester County are doing; they feel very strongly about monitoring; it is not a recreational opportunity for hunters.

Dan Atchison, Curator of Wildlife for Westchester County, stated that he is the point man for the deer management program. He spoke of why Westchester County has decided to start a deer management program; there was discussion in the 1980's and 1990's; a forum was held about the deer population in Westchester County and a task force was established; two years of research was done and included impact studies; a report established there are 63.7 deer per sq mile in Ward Pound Ridge Reservation; the study found impacts called for immediate action; they looked at other methods also, but none were found to be reasonable for the County; bow hunting was found to be the safest and most effective method for parks; they use tree stands only; signs were posted around properties; a deer hot line was set up; there is zero tolerance in the program for those not following the rules; they found all interactions between public and hunters were favorable and hunters were educating the public.

Ann Swaime, Executive Director of the Saw Mill River Audubon Society stated that this was a difficult issue; they are responsible for the wildlife quality of eight sanctuaries, including Brinton Brook & Graff; they watched and read reports over the past two decades; they talked and watched several organizations step into the bow hunting management program, they didn't join in but watched the middle layer of the forest being lost; it is a domino effect and deer are not the villains; their Board of Directors believes that a highly regulated bow hunting program is a necessary next step with a close eye and ear on the latest science; they want to go at this with an eye to the science; they intend to work closely with the Village; their organization has a deep respect for people who are uncomfortable with any hunting, but they need to see this through an ecological and habitat prospective.

Doug Erickson, Westchester County Bow Hunting Association, stated that they have assisted others in this process of deciding if hunting with bow and arrow is the best solution; they look at it on a safety basis with reasonable expense; there have been no accidental shootings in Westchester County; it is a safe way of managing the deer population with tree stands; there are a clear set of rules that are understood; the hunters are very skilled people who are more than hunters; they are stewards of the land, understand responsibility and are conservationists; any extra harvest is donated to Food Patch; feel free to contact him for more information

Citizen participation:

John Gilligan, 610 Fairlawn Ave., Peekskill, stated that the Board did not invite the Humane Society; a report disputed several things said here tonight; regarding the immuno-contraception, he heard that the DEC is not giving permits; not much was said about tracking deer; the Pound Ridge web site addresses this; police may have to shoot deer; the negatives to this are not being told exactly with both sides presented; the Westchester County web site has ages and weights of deer shot and he saw three fawns listed; no one is saying what kind deer are going to be shot.

Barbara Stagno, 24 Meadow Way, Dobbs Ferry, NY Director for In Defense of Animals; stated that the County task force had a number of dissenting views; bow hunting is very inhumane; she objects to the use of the humane reference; bow hunting is a very inefficient manner of hunting; a County report stated that it took 58 hunters to kill 45 deer and only 20 of those hunters struck a deer; 13 hunters from the Westchester County Bow Hunters killed 2 deer in Muscoot Farm; the County report substantiates the cruelty of bow hunting; 20% were not immediately killed which is a high percentage; regarding the collapse of the eco system, deer are a part of that as well, they are not alien invaders; deer are a huntable resource; there are too many deer because of hunting and it causes an increase of fertility; she is disappointed with the County report which is not accurate on some points; in a 30 year investigation period PCP contraceptives were found to be very palatable and it is cost effective.

Ken Stein, 60 East Mt. Airy Rd., stated that he read a sustained environmental quality review which condoned bow-hunting and addressed the 300 white tailed deer in the Village and how bow hunting will result in a beneficial impact on said environment and there will be no hazard to life and health. He added that the Village's insurance does cover bow hunting; the reason for insurance is to manage risk; what is the risk that the Village needs to be protected against; he is opposed to bow hunting.

Lee Streisfeld-Leitner, 3 Upland Lane and on the CAC, stated that he has a degree in biology and has had an environmental career for 25 years; he is no fan of hunting, however, along with a number of intelligent and reasonable people on the CAC, they looked at all options and this recommendation is the lesser of evils; this is an extraordinary problem and they see no other solution at present; the CAC did not arrive at this lightly; a group of contentious, well-intended, intelligent people have come to this conclusion at this time.

Mike Spitzer, 119 Penfield Ave., stated that bow hunting seems a little drastic and he doesn't want arrows flying around the Village; he wants to find out more.

Paul Kleinman, 71 Nordica Drive, stated that they must kill 30% of the 300 deer or he doesn't see how it can be effective; why do something cruel if it is not effective; there is the humane issue and many have not seen a deer dying; if 40% of the deer do not die immediately, it is not humane; this should be put up for referendum.

John Grant, 6 Upland Lane, stated that he has spend thousands of hours in the woods of Croton, he left in 1979 and came back in 2005 to a different Croton; he has worked with trees for over 30 years and zero regeneration is extremely critical; one of the Rockefellers has built a fence inside the woods and it is like coming to an oasis in the woods; the balance is so out of wack; look at chronic wasting syndrome; have a heart traps are illegal in NY because animals cannot function when brought out of their element; car accidents are another point and many people have been injured striking a deer with their vehicles; he does not hunt, but the primary concern is the environmental risk we are living with right now.

Laura Bernheim, 6 Mt. Airy Rd. East, stated that developments have deforested Croton; they push the animals out; man has created changes, not animals; upstate hunters do not do bow and arrow hunting; hunters rarely kill a deer with a first shot; rifle shooting is not an effective way to bring down a herd; deer in Croton do not appear starved; there is no way this can effectively take out the deer.

Laurel Mastro, 217 Hessian Hills Rd., stated that she has seen the agony of deer bow hunting and saw it on her property; the hunter said he was tracking a deer, but she found the deer, not the hunter and she saw it die; this will not reduce the deer population in Croton; it will affect people in the bordering areas.

Deborah Hayn, 35 Finney Farm Rd., stated that studies have shown that the forest returns naturally; hunters expect to go for the largest and strongest deer which reduces the health of the deer herd; she has read that at the beginning of deer hunting season, there are more car accidents because salt on the road attracts the deer; Croton is said to be a caring and humane Village; this is not caring and humane.

Karolyn Kingman, 36 Whalen Ave., stated that she opposes bow hunting of deer until more information is available; she attended the informational meeting over a year ago; she is not in favor of lethal methods; many Croton residents were not aware they were actively addressing this subject; we must understand the nature of problems and the resolution before supporting any course of action; it is not urgent for 2010; the plan should be supported by residents then an active change could be made in the law; she suggested take no action on the law at this time; schedule meetings with the CAC and mail a survey to determine public opinion on the issue.

Jan Wines, 107 Radnor Ave., Chair of the Trails Committee, read a letter; the Trails Committee reviewed the deer management being considered in the Village; they believe it must be done with the primary safety of residents; it is a long period of time and hiking is very popular in the fall and early winter and they believe that hikers should not be discouraged from using the trails; they are not sure notification will reach all hikers and they may not observe warnings; he is concerned that this may become a yearly event and believes it is in the Village's interest to thoughtfully consider these concerns before proceeding.

Jane Shakman, 65 Underhill Rd., Ossining, stated that at the beginning of the meeting someone went through the locations where hunting will be allowed and she heard many sanctuaries mentioned; she asked to consider the meaning of the word sanctuary.

Liz Ingalls, 1 Penfield Ave., stated that she appreciates the concern for our eco-system, but that bows and arrows are not the answer; use contraceptive methods which Fire Island has done successfully; money should be put into researching a successful program rather than compromising the safety of residents, to the town and the children; we just need one hunter who does not abide by the rules; even experienced hunters can have their judgment compromised by alcohol medication, lack of sleep, stress or ego.

Dick Nagle, 88 Radnor Ave., stated that he is opposed to the bow hunting proposal; the environment has its own natural controls; deer have lived with us for a long time; unnatural controls have been disruptive in Croton; deer have been moved out of their environment not by choice and are now filling the spaces in the Village; if those deer are left alone they will seek their own level; the undergrowth will grow back, but it will never grow back on a golf course

Jeanne Nelson, 75 Sunset Drive, stated that she feels for the safety of the human population; she comes from a long line of hunters who do not consider bow and arrow as hunting; she recounted two experiences she had in Croton one was an arrow going by her while hiking in Teatown and another while she was a child in Wisconsin; she has been told that the hunters must be focused, highly skilled and well managed otherwise they can cause accidents; she is concerned that this is not an effective way to control deer and is against this proposed law.

Bruce Laemmel, 59 Sunset, stated that he has been on the CAC Board for a number of years; these measures are a start of steps and measures; about one month ago, his family was walking back from Sunset Park and a family of deer crossed them within 30 ft.; the young deer was spooked and charged his family, they are lucky nothing happened; the impact of a deer on a four year old would have been devastating and yes, we have a severe problem which must be addressed.

Anna Reisner, 8 Observatory Dr., stated that she has about an acre of land, sees lots of deer, her daughter has Lyme's disease and she is against the proposal; the Duck Pond is full of fish, remove fish from the center and the rest will move in; that will happen with deer hunting here with Croton's 3200 acres; plenty of other deer will fill in and we will have the same problem, but be in more danger from trapped and injured deer.

Don Daubney 45 Bungalow Rd. asked how many hunters have passed the test. Village Manager Zambrano replied that he can call Village Hall for that information. Mr. Daubney stated that the number of people in this operation might be critical for this test; people who have spoken and most don't think this will be successful; we can't kill deer now, so we have too many, but we have to investigate a little more carefully, killing zones are too narrow to be effective; we don't want people on tree stands in our backyards.

Joseph Biber, 204 Cleveland Dr., an environmentalist, an urban planner, and a member of the CAC for 8 years, stated he feels that the recommendation is ill advised; he is not convinced this

is the most sensible way to address this problem; there is a safety issue and this is a sport that should be restricted to rural areas; Croton will be the only municipality to allow hunting on public land; other Westchester communities are taking a different route; sport hunting is incompatible with the population density; bow hunters will be required to sign a compliance form passed out during the proficiency testing; the requirement of 60% proficiency does not provide much comfort to him; he is opposed to the idea of any sport hunting in these woodlands; the plan will affect the quality of life; injured deer will be a greater risk; how would this law be enforced; reducing the deer population should be done professionally, not with amateur sportsmen; the proposal is a bad public policy. She asked what is the rush to do this policy; it has been under-addressed for many years; it is wrong to hold a Public Hearing after testing is done.

Andrew Courtney, 12 Mountain Trail, stated that he is an advocate for his dogs and many other beige, large dogs; marksman might be hitting their dogs; he is concerned about the domino effect of the human nature zeal to conquer over nature; will geese be next; residents can't be walking safely October thru December and asked where does he go with his dogs.

David Bernheim, 6 East Mt. Airy Rd., stated that there seems to be the consensus of too many deer in Croton; he has been talking to folks around town and 80% of the people were amazed about bow and arrow hunting; this is different than other bow and arrow hunts which were held in large forested areas; they have overlooked that an arrow travels about 300 ft. per second with a lethal range of 1000 yds. and the wounding range is much further; he is recommending to think this over, do more study, speak to real experts in wildlife biology and environmental scientists; why select this as the first option; it is the most brutal option; Robert Scott's letter in the Gazette described a deer wounded by an arrow.

Joe Mullins, 2 Lounsbury Rd., stated that the Board should think about what has been said tonight; this is our forest and environment; residents should make the sacrifice to stay out of the woods during early morning in November and December; hopes this will pass, he hikes in the Village and when he walks off the trails, he can smell the deer; there are too many deer up there who cannot take care of themselves; we should have the courage to take care of this; he has a brochure from NYS saying that the deer population can double every 2 to 3 years; hunt the way it has been taken care of by nature since the beginning of time; there is a lot of information about this from other areas in the country and we should let hunters help with this issue.

Monya Brown 33 Lexington Dr., stated that the thought of arrows terrifies her; please postpone this action; learn more; she wants to be exposed to learning more about this; have meetings about this; don't rush into anything.

Beate Bernheim, 6 East Mt. Airy Rd., stated that animals have no choice; we are choosing the most painful and brutal way to take care of the deer population; why should Fire Island be more humane than Croton; using contraception will give the industry the incentive to make it better; the animals suffer and it is not right.

Lewis Montana, 5 Ackerman Ct., said that he shoots animals with a camera but if there is an imbalance, humans have to be part of the solution; he is in support of this proposal; he has been treated for Lyme disease; his yard has multiple herds of deer; he chases them and then they come

back; this needs to be addressed; no one knows if this will be successful, but it needs a start; the CAC has been studying this for us and have put in a lot of work; we have these groups to rely on for their effort and expertise; regarding the marksmanship issue, we have to trust that people will be qualified to distinguish human, dog or deer; on balance the safety factor should come in and all will be well but no one knows; we need to do something; this is no comparison with Fire Island which is a limited area; deer do not observe boundaries; take the step, but monitor and see what is working.

Ron Deckelbaum, 50 Morningside and a Biologist by profession, stated that chronic wasting disease is relatively new to deer and elk; a report published in 2006 stated that it is similar to Jacob disease which affects humans; it has no cure, is not a virus; is transferred between affected and non-affected animals; the animals become sickly and die; there is no cure; he supports the effort, but the program should be a state-wide or county-wide coordinated effort; giving meat products to a food bank may or may not cause people to become sick; he is not convinced that bow and arrow will reduce herd size to a sustainable solution; he has heard that 60% must be culled and he doesn't think bow and arrow will reach that level.

Ponie Sheehan, 146 Cleveland Dr., stated that she never used to see deer in the woods, but we have reduced a lot of open space and that is why we have deer wandering around; she is against bow hunting because it is no sure way to kill a deer; she is concerned about the safety of residents and dogs; it is something to be concerned about; bow hunting is a cruel solution; if an area remains attractive, these animals will return; she has had Lyme disease, it is not just from deer, but also other animals; bow hunting has a 50% kill rate; they spend more hours tracking deer and it will be a cost to the Village for overtime for police, legal expenses, and a monitor; there are 8000 residents in Croton, where are deer to go; please come up with a more humane plan.

Joel Gingold, Nordica Drive., serves on the CAC; stated that he is not a hunter and has a dog; at first he was not a fan of this hunting solution; he educated himself and came to realize that the problem is very real and serious; options were few and none are attractive; the only practical approach today was selective bow hunting; Teatown Lake Reservation and the National Audubon Society members voted for controlled bow hunting and many others have endorsed controlled bow hunting as a remedy for the deer problem; many others have also endorsed controlled bow hunting as a solution to their deer problem; they have applied their years of professional training and experience and have concluded lands are threatened by deer overpopulation; controlled bow hunting is the best solution at this time; he wishes there was a practical alternative to satisfy everyone; he urged residents to read the County Task Force report and think hard about why these renowned environmental organization have adopted controlled bow hunting.

Walter Plotch, 39 Furnace Dock Rd., stated that he lives adjacent to the Audubon Preserve and has lived there since 1968; old plantings have been devoured by visitors around the property; he added that he has respect for the people who did the study and the professional bow hunters, but can you guarantee others will not sneak on the property; no one will be sitting in the preserve to make sure the right people are doing the hunting; he is concerned about injured animals coming on private land; he doesn't want people on his land killing a deer; another issue is the houses

along the border of Graff sanctuary and across the street is Cortlandt with 200 acres where deer will go, when hunting is over they will reproduce and come back; he questions on how to measure the effectiveness when we cannot control the deer; we do need some kind of program, but this program cannot be measured; he suggested going back to the drawing board and coordinate with other locales.

Virginia Calcutti, 19 Hunter Place, asked who conducted the proficiency test and why were they qualified. Mayor Wiegman replied that it was set up by Westchester County and Westchester Bow Hunter Association. Village Manager Zambrano added that the Police Dept., Village staff and the Westchester County Bow Hunters Association were involved. Ms. Calcutti asked who in Village staff. Village Manager Zambrano replied that the Village staff did administrative paper work. Ms. Calcutti asked if the Village gives hunting licenses now. Mayor Wiegman replied that it does not.

Hallie Wolfe, 1380 Spring Valley Rd., Ossining, read a letter and displayed photos; conservation efforts have been successful in NYS; they have seen a return of several endangered species and also deer; conservation is about creating a balanced environment; it is not about gardens; gardens can be fenced, but it is about the loss of food for seed eating birds, cover from predators, leveling of the forest undergrowth and erosion; we are stewards of the earth; our children will lose the environment we are striving to protect

Fran Allen, 7 Finney Farm, stated that the use of the Arboretum as a killing ground is a mistake; the 20 acres are basically a swamp; stands will be on a hillside; most important is that the person who gave us this land had put significant constraints on it; she has the deed from 1975 which says the land should be used as a wildlife and plant sanctuary and it has become a sanctuary for many people in Croton; another constriction in the deed is if the Board of Directors cannot continue to use the premises as stated then the Board should transfer the property to another conservation organization.

Rosemary Stein, 60 East Mt Airy Rd., stated that she has asked hunters to move off her property; she is concerned about the dangerous aspect of the program; what's to prevent the hunters from moving from one area to another area; it is not an effective way of culling the population of deer. She asked what other communities are doing; Fire Island is 31 miles long and has effective deer control; this is not an appropriate program for a small residential community.

Mathew Mansfield, 100 Hessian Hills Rd., stated that he is a hunter and tonight he has heard a lot of facts from experts and dissenters with opinions; everyone is entitled to his opinion, but we have a serious problem in Westchester County; he passed 5 deer in just a half mile on the way here tonight; he suspects that the 60-70 deer per square mile may be low; during October through December he sees many deer and is in favor of the program; some changes can be made; the Village should only consider applicants that score 3 out of 3; modern bow hunting is not a difficult feat; there has been a lot of talk about plants around houses and it is not just about landscaping but it is also about the health of the forest; hunters care about these things; regarding firing a bow from a platform, if a hunter misses by a foot, the arrow will go just 30 feet past an animal; he has found only 2 accidents from an elevated platform while bow hunting; 73 people

on average get struck by lightning every year, but there are only 2 arrow accidents. Mr. Mansfield offered to volunteer his time to the Village.

Paul Steinberg, 35 Old Post Rd. No., stated that excellent points have been raised; this is an issue for Croton and we're here because deer are fuzzy and cute; this is not rational but true; the image of Croton is important and affects property values; we need to take into account the public relations aspect of this; if it goes through, make detailed records, especially regarding the points of Fran Allen's statement; it is vital for the Village to leave a detailed record and the perception is that the decision was already made. He questioned if the Village attorney has addressed liability issues as well as the issues brought up by Ms. Allen.

Carol Seaver, Franklin Ave., stated that there has been a lot of talk about wounded animals and hunters in harnesses and she found it difficult to understand.

Matthew Mansfield, Hessian Hill Rd, stated that illegal hunting happens and the number one way to get that under control is to allow the bow hunting community to get them out of the woods; if we can't get in the woods ourselves, we cannot be the stewards to safeguard your property.

Ponie Sheehan, Cleveland Dr., stated that we have to have an objective person to police the hunters, not the hunters themselves.

Ron Marrins, 18 Lounsbury Rd. and on the CAC, stated that the program result is that meat will go to the food bank or hunters to consume; it is an important aspect which could be overlooked; other solutions do not have that option.

With no more citizen participation forthcoming, Trustee Gallelli made a motion to close the Public Hearing; second by Trustee Olver, approved with a vote of 5-0.

Discussion by the Board: Mayor Wiegman stated that this resolution states that under this law, they find no adverse environmental impacts that can be sufficiently mitigated; the proposed law is then being sent back to the WAC. Trustee Olver stated that this has been before the WAC already and they recommended the Negative Declaration which is before us now; it then goes back to the WAC for final determination. Mayor Wiegman added that much of the document is dictated by the state forms. Trustee Schmidt stated that this is not the passage of the law; there is a procedure that must be followed and it will come back to the Village Board for consideration. Trustee Olver added that this is just one of several steps.

On motion of TRUSTEE Murtaugh, seconded by TRUSTEE Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

Resolution issuing SEQRA Negative Declaration in connection with Local Law Introductory No. 6 of 2010 to amend Chapter 123 of the Village Code to allow persons holding valid NYS hunting licenses and Village-issued permits to bow hunt white-tailed deer on specific properties within the Village of Croton on Hudson during NYS bow hunting deer season.

WHEREAS, the Board of Trustees asked the Village Conservation Advisory Committee to study and make recommendations regarding the overpopulation of white-tailed deer in the Village; and;

WHEREAS, after a number of work sessions, public meetings, and public forums, in March of 2010 the Conservation Advisory Committee presented the Village Board with a report on its recommendations for controlling the white-tailed deer population; and

WHEREAS, this Village Board carefully considered the recommendations of the CAC and caused to be drafted Local Law Introductory Number 6 of 2010 which was issued on August 9, 2010 embodying the CAC recommendations and which is the Proposed Action for SEQRA review; and

WHEREAS, on August 12, 2010 the Village Board, as Lead Agency, issued Parts 1 and 2 of an Environmental Assessment Form and a Coastal Assessment Form in connection with the Proposed Action; and

WHEREAS, the Village circulated the proposed Local Law, the Environmental Assessment Form and the Coastal Assessment Form to the Waterfront Advisory Committee; and

WHEREAS, the Waterfront Advisory Committee has issued a preliminary review of consistency; and

WHEREAS, the Environmental Assessment Form issued on August 12th has been modified and reissued; and

WHEREAS, the Village Board members have carefully considered the criteria set forth in Section 617.7(a)-(c) of the SEQRA Regulations.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Village Board of the Village of Croton-on-Hudson hereby issues the written Negative Declaration which is attached hereto in connection with the proposed Local Law Introductory Number 6 of 2010 entitled "Local Law to Amend Chapter 123 of the Village Code to allow persons holding valid NYS hunting licenses and Village-issued permits to bow hunt white-tailed deer on specific properties within the Village of Croton on Hudson during NYS bow hunting deer season,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees directs the Waterfront Advisory Committee to conduct a final review of consistency of the Local Law,

AND BE IT FURTHER RESOLVED: that the Board of Trustees directs that all requisite notices be published in accordance with applicable laws and regulations.

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

See attached.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person: Abraham Zambrano

Address: 1 Van Wyck Street, Croton on Hudson, NY 10520

Telephone Number: 914-271-4848

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway, Albany NY, 12233-1750 (Type One Actions only)

**State Environmental Quality Review
Negative Declaration
Notice of Determination of Non-Significance**

Reasons Supporting This Determination

It is estimated that there are approximately 300 white-tailed deer in the Village of Croton on Hudson. The deer have to eat approximately 5 to 8 pounds of food per day per deer for every 100 pounds of body weight (roughly 120lb. for a mature doe and 200lb. for a mature buck). Aside from nutrition, most of the water deer need to survive is taken in from vegetation. Therefore, over a ton of vegetation each day is consumed by the deer population in Croton. With an overabundant deer population in competition for food and water, Westchester County studies have shown that in 91.5% of test sites studied there was zero regeneration of forest regrowth. The long term effect this has is the eventual denuding of our forests. In addition to depleting the available tree seedlings, the short-term effect is the elimination of numerous native shrub and forb species, habitat for shrub nesting songbirds, as well as population decimation of many insects, lower mammals, amphibians, and snakes. Furthermore by eliminating this network of roots in the understory this condition leads to soil erosion. This is a particular problem in the Village of Croton-on-Hudson because of its preponderance of steep slopes. Beyond that, the soil erosion then leads to degraded water quality and impact on aquatic life. If the deforestation is allowed to continue, it is likely that this may also have an effect on air quality. Lastly by reducing the food sources for a growing deer population, over-browsing also contributes to increased starvation, weakness and illness in the deer herds themselves. This weakened condition could lead to an opportunity for the spread of chronic wasting disease which has yet to reach our area. By depleting and eliminating many of the food sources in our woodlands and preserves deer are then forced to look elsewhere for food making property damage to homeowners an increasing problem. In many cases this will also lead deer to venture near the roads and to cross over roads with greater frequency thereby increasing the incidence of deer-vehicle collisions. It has also been found that by reducing the biodiversity of the plants and animals many unpalatable and less nutritious invasive species are allowed to flourish and many lesser mammal species such as the white footed mouse are able to grow in population. Because the white footed mouse plays a critical role in the lifecycle of the deer tick, the reduced biodiversity has been found to lead to an increase in lyme disease.

By allowing tree-stand bowhunting in specific sites during the NYS bowhunting season, the Village will be attempting to reduce the overpopulation of white-tailed deer in the Village. The reduction of the overpopulation is expected to protect our wildlife and forests by reducing tick-borne diseases, reducing the level of deer vehicular accidents, and have a beneficial impact on the environment by promoting forest regeneration, reducing erosion, increasing groundwater quality, increasing biodiversity, and improving the health, safety and welfare of human life.

The Village Board of Trustees has also determined that the proposed action will not have a significant adverse impact on the environment based on the following additional criteria:

There will be no substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; no substantial increase in solid waste production; no substantial increase in potential for erosion, flooding, leaching or drainage problems. In fact, it is expected that there will be a beneficial impact on ground water quality and erosion problems.

As stated above, the reduction of the white tailed deer over-population is expected to improve the quality of vegetation and fauna, improve the negative impacts to wildlife, and improve natural resources.

There will be no impairment of the environmental characteristics of a Critical Environmental Area as designated pursuant to subdivision 617.14(g).

There is no conflict with the Village's Comprehensive Plan or Local Waterfront Revitalization Plan.

There will be no impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character.

There will be no major change in the use of either the quantity or type of energy.

There will be no creation of a hazard to human health. It is believed that one danger to human health will be lessened with the reduction of vehicular accidents involving deer.

There will be no substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses.

There will be no encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action. The number of bowhunters to be allowed in any one site at one time will be limited and controlled.

There will be no changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment. In fact, the environment is expected to benefit from the proposed action.

617.20
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

THIS AREA FOR LEAD AGENCY USE ONLY

DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which **will not** have a significant impact on the environment, therefore **a negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore **a CONDITIONED negative declaration will be prepared.***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore **a positive declaration will be prepared.**

*A Conditioned Negative Declaration is only valid for Unlisted Actions

Adoption of Local Law Intro No. 6 of 2010 amending Chapter 123 of Village Code to permit bowhunting of deer

Name of Action

Board of Trustees of Village of Croton on Hudson

Name of Lead Agency

Abraham Zambrano

Village Manager

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (If different from responsible officer)

Date

PART 1--PROJECT INFORMATION
Prepared by Project Sponsor

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

Name of Action Adoption of Local Law Intro No. 6 of 2010 amending Chapter 123 of Village Code to permit bowhunting
of deer

Location of Action (include Street Address, Municipality and County)

Entire Village of Croton on Hudson, Westchester County

Name of Applicant/Sponsor Village Board of Trustees, Village of Croton on Hudson

Address 1 Van Wyck Street

City / PO Croton on Hudson State NY Zip Code 10520

Business Telephone 914-271-4848

Name of Owner (if different) _____

Address _____

City / PO _____ State _____ Zip Code _____

Business Telephone _____

Description of Action:

Adoption of Local Law Introductory No. 6-2010(the "Draft Law") amending Chapter 123 of Village Code which would allow persons holding valid NYS hunting licenses and Village-issued permits to bowhunt white-tailed deer on specific properties within the Village of Croton-on-Hudson during the NYS bowhunting deer season.

Please Complete Each Question--Indicate N.A. if not applicable

A. SITE DESCRIPTION - Not Applicable - see attached

Physical setting of overall project, both developed and undeveloped areas.

1. Present Land Use: Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Other _____

2. Total acreage of project area: _____ acres.

APPROXIMATE ACREAGE	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	_____ acres	_____ acres
Forested	_____ acres	_____ acres
Agricultural (Includes orchards, cropland, pasture, etc.)	_____ acres	_____ acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	_____ acres	_____ acres
Water Surface Area	_____ acres	_____ acres
Unvegetated (Rock, earth or fill)	_____ acres	_____ acres
Roads, buildings and other paved surfaces	_____ acres	_____ acres
Other (Indicate type) _____	_____ acres	_____ acres

3. What is predominant soil type(s) on project site? _____

- a. Soil drainage: Well drained ____% of site Moderately well drained ____% of site.
 Poorly drained ____% of site

b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? _____ acres (see 1 NYCRR 370).

4. Are there bedrock outcroppings on project site? Yes No

a. What is depth to bedrock _____ (in feet)

5. Approximate percentage of proposed project site with slopes:

- 0-10% ____% 10- 15% ____% 15% or greater ____%

6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or National Registers of Historic Places? Yes No

7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No

8. What is the depth of the water table? _____ (in feet)

9. Is site located over a primary, principal, or sole source aquifer? Yes No

10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No

11. Does project site contain any species of plant or animal life that is identified as threatened or endangered? Yes No

According to:

Identify each species:

12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations?)

Yes No

Describe:

13. Is the project site presently used by the community or neighborhood as an open space or recreation area?

Yes No

If yes, explain:

14. Does the present site include scenic views known to be important to the community? Yes No

15. Streams within or contiguous to project area:

a. Name of Stream and name of River to which it is tributary

16. Lakes, ponds, wetland areas within or contiguous to project area:

b. Size (in acres):

17. Is the site served by existing public utilities? Yes No
- a. If **YES**, does sufficient capacity exist to allow connection? Yes No
- b. If **YES**, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No
20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No

B. Project Description - Not Applicable except for questions 24 & 25, see attached

1. Physical dimensions and scale of project (fill in dimensions as appropriate).
- a. Total contiguous acreage owned or controlled by project sponsor: _____ acres.
- b. Project acreage to be developed: _____ acres initially; _____ acres ultimately.
- c. Project acreage to remain undeveloped: _____ acres.
- d. Length of project, in miles: _____ (if appropriate)
- e. If the project is an expansion, indicate percent of expansion proposed. _____ %
- f. Number of off-street parking spaces existing _____; proposed _____
- g. Maximum vehicular trips generated per hour: _____ (upon completion of project)?
- h. If residential: Number and type of housing units:
- | | One Family | Two Family | Multiple Family | Condominium |
|------------|------------|------------|-----------------|-------------|
| Initially | _____ | _____ | _____ | _____ |
| Ultimately | _____ | _____ | _____ | _____ |
- i. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; _____ length.
- j. Linear feet of frontage along a public thoroughfare project will occupy is? _____ ft.
2. How much natural material (i.e. rock, earth, etc.) will be removed from the site? _____ tons/cubic yards.
3. Will disturbed areas be reclaimed Yes No N/A
- a. If yes, for what intended purpose is the site being reclaimed?
-
- b. Will topsoil be stockpiled for reclamation? Yes No
- c. Will upper subsoil be stockpiled for reclamation? Yes No
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? _____ acres.

5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?

Yes No

6. If single phase project: Anticipated period of construction: _____ months, (including demolition)

7. If multi-phased:

a. Total number of phases anticipated _____ (number)

b. Anticipated date of commencement phase 1: _____ month _____ year, (including demolition)

c. Approximate completion date of final phase: _____ month _____ year.

d. Is phase 1 functionally dependent on subsequent phases? Yes No

8. Will blasting occur during construction? Yes No

9. Number of jobs generated: during construction _____; after project is complete _____

10. Number of jobs eliminated by this project _____.

11. Will project require relocation of any projects or facilities? Yes No

If yes, explain:

12. Is surface liquid waste disposal involved? Yes No

a. If yes, indicate type of waste (sewage, industrial, etc) and amount _____

b. Name of water body into which effluent will be discharged _____

13. Is subsurface liquid waste disposal involved? Yes No Type _____

14. Will surface area of an existing water body increase or decrease by proposal? Yes No

If yes, explain:

15. Is project or any portion of project located in a 100 year flood plain? Yes No

16. Will the project generate solid waste? Yes No

a. If yes, what is the amount per month? _____ tons

b. If yes, will an existing solid waste facility be used? Yes No

c. If yes, give name _____; location _____

d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No

e. If yes, explain:

17. Will the project involve the disposal of solid waste? Yes No

a. If yes, what is the anticipated rate of disposal? _____ tons/month.

b. If yes, what is the anticipated site life? _____ years.

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No

21. Will project result in an increase in energy use? Yes No

If yes, indicate type(s)

22. If water supply is from wells, indicate pumping capacity _____ gallons/minute.

23. Total anticipated water usage per day _____ gallons/day.

24. Does project involve Local, State or Federal funding? Yes No

If yes, explain:

25. Approvals Required:

			Type	Submittal Date
City, Town, Village Board	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<u>Adoption of Local Law</u>	_____
			_____	_____
			_____	_____
City, Town, Village Planning Board	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____
City, Town Zoning Board	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____
City, County Health Department	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____
Other Local Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<u>Consistency Review by the</u>	_____
			<u>Waterfront Advisory</u>	_____
			<u>Committee</u>	_____
			_____	_____
Other Regional Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____
State Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____
Federal Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	_____	_____
			_____	_____
			_____	_____

C. Zoning and Planning Information Not applicable except for Questions 1, 11, & 12 - see attached

1. Does proposed action involve a planning or zoning decision? Yes No

If Yes, indicate decision required:

- | | | | |
|---|---|--|--------------------------------------|
| <input type="checkbox"/> Zoning amendment | <input type="checkbox"/> Zoning variance | <input type="checkbox"/> New/revision of master plan | <input type="checkbox"/> Subdivision |
| <input type="checkbox"/> Site plan | <input type="checkbox"/> Special use permit | <input type="checkbox"/> Resource management plan | <input type="checkbox"/> Other |

2. What is the zoning classification(s) of the site?

3. What is the maximum potential development of the site if developed as permitted by the present zoning?

4. What is the proposed zoning of the site?

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?

6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No

7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?

8. Is the proposed action compatible with adjoining/surrounding land uses with a ¼ mile? Yes No

9. If the proposed action is the subdivision of land, how many lots are proposed? _____

a. What is the minimum lot size proposed? _____

10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No

11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)?

Yes No

a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No

a. If yes, is the existing road network adequate to handle the additional traffic. Yes No

D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name Abraham Zambrano Date 9-1-2010

Signature _____

Title Village Manager

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

PART 2 - PROJECT IMPACTS AND THEIR MAGNITUDE

Responsibility of Lead Agency

General Information (Read Carefully)

- ! In completing the form the reviewer should be guided by the question: Have my responses and determinations been **reasonable?** The reviewer is not expected to be an expert environmental analyst.
- ! The **Examples** provided are to assist the reviewer by showing types of impacts and wherever possible the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be appropriate for a Potential Large Impact response, thus requiring evaluation in Part 3.
- ! The impacts of each project, on each site, in each locality, will vary. Therefore, the examples are illustrative and have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- ! The number of examples per question does not indicate the importance of each question.
- ! In identifying impacts, consider long term, short term and cumulative effects.

Instructions (Read carefully)

- a. Answer each of the 20 questions in PART 2. Answer **Yes** if there will be **any** impact.
- b. **Maybe** answers should be considered as **Yes** answers.
- c. If answering **Yes** to a question then check the appropriate box(column 1 or 2)to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur but threshold is lower than example, check column 1.
- d. Identifying that an Impact will be potentially large (column 2) does not mean that it is also necessarily **significant**. Any large impact must be evaluated in PART 3 to determine significance. Identifying an impact in column 2 simply asks that it be looked at further.
- e. If reviewer has doubt about size of the impact then consider the impact as potentially large and proceed to PART 3.
- f. If a potentially large impact checked in column 2 can be mitigated by change(s) in the project to a small to moderate impact, also check the **Yes** box in column 3. A **No** response indicates that such a reduction is not possible. This must be explained in Part 3.

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

Impact on Land

1. Will the Proposed Action result in a physical change to the project site?

NO YES

Examples that would apply to column 2

- | | | | | |
|--|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Construction on land where the depth to the water table is less than 3 feet. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Construction of paved parking area for 1,000 or more vehicles. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Construction that will continue for more than 1 year or involve more than one phase or stage. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil) per year. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
• Construction or expansion of a sanitary landfill.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Construction in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

2. Will there be an effect to any unique or unusual land forms found on the site? (i.e., cliffs, dunes, geological formations, etc.)

NO YES

• Specific land forms:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

Impact on Water

3. Will Proposed Action affect any water body designated as protected? (Under Articles 15, 24, 25 of the Environmental Conservation Law, ECL)

NO YES

Examples that would apply to column 2

• Developable area of site contains a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Dredging more than 100 cubic yards of material from channel of a protected stream.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Extension of utility distribution facilities through a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Construction in a designated freshwater or tidal wetland.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

4. Will Proposed Action affect any non-protected existing or new body of water?

NO YES

Examples that would apply to column 2

• A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Construction of a body of water that exceeds 10 acres of surface area.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

6. Will Proposed Action alter drainage flow or patterns, or surface water runoff?

NO YES

Examples that would apply to column 2

- | | | | | |
|--|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Proposed Action would change flood water flows | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action may cause substantial erosion. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action is incompatible with existing drainage patterns. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will allow development in a designated floodway. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

IMPACT ON AIR

7. Will Proposed Action affect air quality?

NO YES

Examples that would apply to column 2

- | | | | | |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Proposed Action will induce 1,000 or more vehicle trips in any given hour. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will result in the incineration of more than 1 ton of refuse per hour. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Emission rate of total contaminants will exceed 5 lbs. per hour or a heat source producing more than 10 million BTU's per hour. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will allow an increase in the amount of land committed to industrial use. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will allow an increase in the density of industrial development within existing industrial areas. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

IMPACT ON PLANTS AND ANIMALS

8. Will Proposed Action affect any threatened or endangered species?

NO YES

Examples that would apply to column 2

- | | | | | |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Reduction of one or more species listed on the New York or Federal list, using the site, over or near the site, or found on the site. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
• Removal of any portion of a critical or significant wildlife habitat.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Application of pesticide or herbicide more than twice a year, other than for agricultural purposes.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

9. Will Proposed Action substantially affect non-threatened or non-endangered species?

NO YES

Examples that would apply to column 2

• Proposed Action would substantially interfere with any resident or migratory fish, shellfish or wildlife species.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Proposed Action requires the removal of more than 10 acres of mature forest (over 100 years of age) or other locally important vegetation.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

The purpose of the action is to attempt to reduce the white-tailed deer overpopulation to improve other natural resources such as other wildlife, forest growth, groundwater, and biodiversity

IMPACT ON AGRICULTURAL LAND RESOURCES

10. Will Proposed Action affect agricultural land resources?

NO YES

Examples that would apply to column 2

• The Proposed Action would sever, cross or limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Construction activity would excavate or compact the soil profile of agricultural land.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• The Proposed Action would irreversibly convert more than 10 acres of agricultural land or, if located in an Agricultural District, more than 2.5 acres of agricultural land.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
• The Proposed Action would disrupt or prevent installation of agricultural land management systems (e.g., subsurface drain lines, outlet ditches, strip cropping); or create a need for such measures (e.g. cause a farm field to drain poorly due to increased runoff).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

IMPACT ON AESTHETIC RESOURCES

11. Will Proposed Action affect aesthetic resources? (If necessary, use the Visual EAF Addendum in Section 617.20, Appendix B.)

NO YES

Examples that would apply to column 2

• Proposed land uses, or project components obviously different from or in sharp contrast to current surrounding land use patterns, whether man-made or natural.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Proposed land uses, or project components visible to users of aesthetic resources which will eliminate or significantly reduce their enjoyment of the aesthetic qualities of that resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Project components that will result in the elimination or significant screening of scenic views known to be important to the area.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES

12. Will Proposed Action impact any site or structure of historic, prehistoric or paleontological importance?

NO YES

Examples that would apply to column 2

• Proposed Action occurring wholly or partially within or substantially contiguous to any facility or site listed on the State or National Register of historic places.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Any impact to an archaeological site or fossil bed located within the project site.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Proposed Action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change	
Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No

IMPACT ON OPEN SPACE AND RECREATION

13. Will proposed Action affect the quantity or quality of existing or future open spaces or recreational opportunities?

NO YES

Examples that would apply to column 2

- | | | | | |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|
| • The permanent foreclosure of a future recreational opportunity. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • A major reduction of an open space important to the community. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

IMPACT ON CRITICAL ENVIRONMENTAL AREAS

14. Will Proposed Action impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR 617.14(g)?

NO YES

List the environmental characteristics that caused the designation of the CEA.

Examples that would apply to column 2

- | | | | | |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Proposed Action to locate within the CEA? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will result in a reduction in the quantity of the resource? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will result in a reduction in the quality of the resource? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will impact the use, function or enjoyment of the resource? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

IMPACT ON TRANSPORTATION

15. Will there be an effect to existing transportation systems?

NO YES

Examples that would apply to column 2

- | | | | | |
|--|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Alteration of present patterns of movement of people and/or goods. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will result in major traffic problems. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

IMPACT ON ENERGY

16. Will Proposed Action affect the community's sources of fuel or energy supply?

NO YES

Examples that would apply to column 2

- | | | | | |
|---|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Proposed Action will cause a greater than 5% increase in the use of any form of energy in the municipality. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two family residences or to serve a major commercial or industrial use. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

NOISE AND ODOR IMPACT

17. Will there be objectionable odors, noise, or vibration as a result of the Proposed Action?

NO YES

Examples that would apply to column 2

- | | | | | |
|--|--------------------------|--------------------------|------------------------------|-----------------------------|
| • Blasting within 1,500 feet of a hospital, school or other sensitive facility. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Odors will occur routinely (more than one hour per day). | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Proposed Action will remove natural barriers that would act as a noise screen. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety?

NO YES

- | | | | |
|--|--------------------------|--------------------------|--|
| <ul style="list-style-type: none"> • Proposed Action may cause a risk of explosion or release of hazardous substances (i.e. oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Proposed Action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.) | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Storage facilities for one million or more gallons of liquefied natural gas or other flammable liquids. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Proposed Action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Other impacts: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |

**IMPACT ON GROWTH AND CHARACTER
OF COMMUNITY OR NEIGHBORHOOD**

19. Will Proposed Action affect the character of the existing community?

NO YES

Examples that would apply to column 2

- | | | | |
|---|--------------------------|--------------------------|--|
| <ul style="list-style-type: none"> • The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Proposed Action will conflict with officially adopted plans or goals. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Proposed Action will cause a change in the density of land use. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"> • Development will create a demand for additional community services (e.g. schools, police and fire, etc.) | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> Yes <input type="checkbox"/> No |

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
• Proposed Action will set an important precedent for future projects.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Proposed Action will create or eliminate employment.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

20. Is there, or is there likely to be, public controversy related to potential adverse environment impacts?
 NO YES

If Any Action in Part 2 Is Identified as a Potential Large Impact or If you Cannot Determine the Magnitude of Impact, Proceed to Part 3

Part 3 - EVALUATION OF THE IMPORTANCE OF IMPACTS

Responsibility of Lead Agency

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

Instructions (If you need more space, attach additional sheets)

Discuss the following for each impact identified in Column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is **important**.

To answer the question of importance, consider:

- ! The probability of the impact occurring
- ! The duration of the impact
- ! Its irreversibility, including permanently lost resources of value
- ! Whether the impact can or will be controlled
- ! The regional consequence of the impact
- ! Its potential divergence from local needs and goals
- ! Whether known objections to the project relate to this impact.

LOCAL LAW REGARDING CHAPTER 123, Firearms and Hunting.

ADDENDUM TO PART 1 OF EAF

Part 1.A - Site Description

The Proposed Action involves the adoption of a Local Law which would modify Chapter 123, Firearms and Hunting, of the Village Code.

The Proposed Action does not directly involve site-specific construction or development activity.

Part 1.B - Project Description

The Proposed Action does not directly involve site-specific construction or development activity. As a result, Part 1.B of this EAF is not applicable, except as noted therein with respect to Questions #24 and #25.

Part 1.C – Zoning and Planning Information

The proposed action involves a decision by the Village Board of Trustees. The decision is the adoption of a Local Law which would modify Chapter 123, Firearms and Hunting, of the Village Code. The proposed amendments were developed to better protect the environmental resources of the Village.

Due to the nature of the proposed action, Part 1.C of this EAF is not applicable, except as noted therein with respect to Questions 11 and 12.

Part 1.D - Informational Details

The purpose of the proposed Local Law is to modify Chapter 123, Firearms and Hunting, of the Village of Croton-on-Hudson Code to allow bowhunting in the Village under certain conditions. The provisions of the proposed chapter will serve to protect the natural resources of the village.

A summarized description of this Local Law is discussed below.

The proposed Local Law was drafted to address the overpopulation of white-tailed deer in the Village. It is estimated that there are approximately 300 white-tailed deer in the Village of Croton on Hudson. The deer have to eat approximately 5 to 8 pounds of food per day per deer for every 100 pounds of body weight (roughly 120lb. for a mature doe and 200lb. for a mature buck). Aside from nutrition, most of the water deer need to survive is taken in from vegetation. Therefore, over a ton of vegetation each day is consumed by the deer population in Croton. With an overabundant deer population in competition for food and water, Westchester County studies have shown that in 91.5% of test sites studied there was zero regeneration of forest regrowth. The long term effect this has is the eventual denuding of our forests. In addition to depleting the available tree seedlings, the short-term effect is the elimination of numerous native shrub and forb species, habitat for shrub nesting songbirds, as well as population decimation of many insects, lower mammals, amphibians, and snakes. Furthermore by eliminating this

network of roots in the understory this condition leads to soil erosion. This is a particular problem in the Village of Croton-on-Hudson because of its preponderance of steep slopes. Beyond that, the soil erosion then leads to degraded water quality and impact on aquatic life. If the deforestation is allowed to continue, it is likely that this may also have an effect on air quality. Lastly by reducing the food sources for a growing deer population, over-browsing also contributes to increased starvation, weakness and illness in the deer herds themselves. This weakened condition could lead to an opportunity for the spread of chronic wasting disease which has yet to reach our area. By depleting and eliminating many of the food sources in our woodlands and preserves deer are then forced to look elsewhere for food making property damage to homeowners an increasing problem. In many cases this will also lead deer to venture near the roads and to cross over roads with greater frequency thereby increasing the incidence of deer-vehicle collisions. It has also been found that by reducing the biodiversity of the plants and animals many unpalatable and less nutritious invasive species are allowed to flourish and many lesser mammal species such as the white footed mouse are able to grow in population. Because the white footed mouse plays a critical role in the lifecycle of the deer tick, the reduced bio-diversity has been found to lead to an increase in lyme disease.

By allowing tree-stand bowhunting in specific sites during the NYS bowhunting season, the Village will be attempting to reduce the overpopulation of white-tailed deer in the Village. The reduction of the overpopulation is expected to protect our wildlife and forests by reducing tick-borne diseases, reducing the level of deer vehicular accidents, and have a beneficial impact on the environment by promoting forest regeneration, reducing erosion, increasing groundwater quality, increasing biodiversity, and improving the health, safety and welfare of human life.

ADDENDUM TO PART 2 OF EAF

In conclusion, the Proposed Action will not directly result in any construction or physical changes to any site within the Village of Croton-on-Hudson. The proposed local law will not result in any adverse impacts on the environment. More specifically:

- The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area (CEA).
- The Proposed Action will not have a significant adverse environmental impact on any unique or unusual land forms.
- The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.
- The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.
- The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.
- The Proposed Action will not have a significant adverse environmental impact on or alter drainage flows or patterns, or surface water runoff.
- The Proposed Action will not have a significant adverse environmental impact on air quality.

- The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.
- The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.
- The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.
- The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric or paleontological importance.
- The Proposed Action will not have a significant adverse environmental impact on the quantity or quality of existing or future open spaces or recreational opportunities.
- The Proposed Action will not have a significant adverse environmental impact on existing transportation systems.
- The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.
- The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.
- The Proposed Action will not have a significant adverse environmental impact on the public health and safety.
- The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

4. CORRESPONDENCE:

Village Manager Zambrano read the following correspondence (full text available at the Village Office):

- a. A letter from Daniel O'Connor, Village Engineer requesting a building permit extension for Permit #20080069. Trustee Gallelli made a motion to approve the request; second by Trustee Murtaugh, approved with a vote of 5-0.
- b. A letter from Msgr. Hilary C. Franco, Pastor, Church of St. Augustine thanking the Village for allowing them to hang their banner by the train station advertising their annual Italian Festival.
- c. A letter from Rosia Blackwell Lawrence, Program Administrator, Westchester County Mobile office regarding their mobile office coming to Croton on September 14th from 11 am to 2 pm.
- d. A letter from Chris Kehoe, Deputy Planning Director, Town of Cortlandt regarding an application for a subdivision from Mark Giordano on behalf of the property of Ruth Cohen. Trustee Gallelli stated that it is important for these plans get a coordinated review; she requested having the Planning Board and the Village Engineer take a look. Village Manager Zambrano responded that he gave them to the Planning Board Secretary who brought them to the meeting and this has been discussed. Trustee Gallelli added that all changes should also come to our Planning Board.
- e. A letter from David A. Paterson, Governor of New York State regarding the temporary insurance option called NY Bridge Plan
- f. A letter from Alexander H. Roberts, Executive Director, Community Housing Innovations, Inc. with more information about the CHI Fast Track Loan Modification Program.
- g. A letter from Alicia Baly, Account Executive, NYPA regarding the proposed decrease in Westchester County Governmental Customer Electricity Rates for 2011, but is subject to a formal hearing process which will begin in September.
- h. An email from Mary Donnery announcing that the Rotary Club Car Show will be held on October 2nd and requesting use of the train station parking lot. Trustee Schmidt made a motion to approve the request, second by Trustee Olver, approved with a vote of 5-0.
- i. A letter from Marguerite Pitts, Resident, regarding her support of Deer Hunting.

5. CITIZEN PARTICIPATION (agenda items):

- a) NONE

6. APPROVED RESOLUTIONS (a,b,c from work session held on Aug. 23, 2010)

- a) On motion of TRUSTEE Gallelli, seconded by TRUSTEE Schmidt, the following resolution was adopted by a 4-0 vote with one absent by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, on August 19, 2010 the Village received one valid bid for the Silver Lake Dam Repair Project, and

WHEREAS, fifteen bids were picked up and during the bidding process two site visits were arranged by the Village Engineer attended by 5 of the bidders, and

WHEREAS, Contech Construction Inc. submitted the sole valid bid in the amount of 199,004.05, and

WHEREAS, the Village Engineer has reviewed the bid and recommends that the Village award the bid to Contech Construction Inc,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award the bid to Contech Construction Inc. in the amount of \$199,004.05 for the Silver Lake Dam Repair Project.

b) On motion of Trustee Gallelli, seconded by Trustee Murtaugh, the following resolution was adopted by a 4-0 vote with one absent by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, section 2010-a of the Uniform Justice Court Act requires that Village justices annually provide their court records and dockets to be audited; and

WHEREAS, in September 2009, Bennett Kielson Storch DiSantis, Division of O'Connor Davis Munns and Dobbins, LLP, of White Plains, NY conducted an independent audit of the Justice Court of the Village of Croton on Hudson for the fiscal year ended May 31, 2009; and

WHEREAS, in January 2010 the Board of Trustees received a copy the audit report, followed by a presentation by the auditors at the March 22, 2010 work session,

NOW, THEREFORE BE IT RESOLVED: that in accordance with Section 2019-a of the Uniform Justice Court, the Board of Trustees acknowledges that the required audit was conducted and authorizes the Village Treasurer to forward a copy of the annual report and a copy of this resolution to the NYS Office of Court Administration.

c) On motion of TRUSTEE Gallelli, seconded by TRUSTEE Schmidt, the following resolution was adopted by a 4-0 vote with one absent by the Board of Trustees of the Village of Croton-on-Hudson, New York:

WHEREAS, on August 17, 2010 the Village received six bids for the cold milling and paving work to be done in the Village for 2010, and

WHEREAS, the bids ranged from \$146,060 to \$229,216 for the base bid work and \$41,700 to \$65,500 for the add/alternate work; and

WHEREAS, ELQ Industries was the low bidder with the base bid of \$146,060 and the low bidder of the total bid with an overall bid of \$192,060; and

WHEREAS, the Village Engineer and Superintendent of Public Works recommend that that bid be awarded to ELQ Industries,

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award to the bid for cold milling and paving work to ELQ Industries in the amount of \$192,060.

Resolution from August 12, 2010; special board meeting:

d) On motion of TRUSTEE Gallelli, seconded by TRUSTEE Schmidt, the following resolution was unanimously adopted by the Board of Trustees (by a vote of 4-0) of the Village of Croton-on-Hudson, New York.

WHEREAS, the Village Board is considering taking an action to adopt Local Law Introductory No. 6-2010 (the "Draft Law") which would revise Chapter 123 of the code of the Village of Croton-on-Hudson to permit bow hunting of white-tailed deer at select locations during certain hours of the New York State Hunting Season with the issuance of a special permit (the "Proposed Action"); and

WHEREAS, the Village Board has caused Parts 1 and 2 of a Full Environmental Assessment Form (the "EAF") to be drafted in connection with the Proposed Action; and

WHEREAS, the Village Board has caused a Coastal Assessment Form to be drafted in connection with the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village Board hereby determines that the Proposed Action is a Type I action.
2. The Village Board hereby declares itself to be the Lead Agency for SEQRA purposes in connection with the Proposed Action.
3. The Village Board hereby issues the EAF which it has before it in connection with the Proposed Action.
4. The Village Board hereby issues the Coastal Assessment Form which it has before it in connection with the Proposed Action.
5. The Village Board hereby refers the Draft Law, the EAF and the Coastal Assessment Form to the Village Waterfront Advisory Committee for a recommendation back to the Village Board in accordance with Village Law.
6. The Village Board hereby directs Village staff to make any other circulations and notifications regarding the Proposed Action as may be required by law.

7. PROPOSED RESOLUTIONS:

a) On motion of TRUSTEE GALELLI, seconded by TRUSTEE OLVER, the following amended resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

WHEREAS, Susan O'Keefe, of Baked by Susan, has applied for a special permit to operate a wholesale cookie business at 33 North Riverside Avenue; and

c) On motion of TRUSTEE OLVER, seconded by TRUSTEE MURTAUGH, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

WHEREAS, bid proposals for a Wood Chipper were opened on August 05, 2010; and

WHEREAS, two bids were received, one from Vermeer North Atlantic in the amount of \$31,302.00 and one from Westchester Tractor in the amount of \$30,308.20; and

WHEREAS, Superintendent of Public Works, after making a comparison of information and prices submitted, has recommended that the contract be awarded to Westchester Tractor.

NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award the contract to Westchester Tractor, of Brewster New York, at the price of \$30,308.20;

AND BE IT FURTHER RESOLVED: that the amount of \$30,308.20 be charged to the capital account H5130.2010.11218.

c) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

WHEREAS, we wish to honor the residents from the municipalities of the Town of Cortlandt, and Villages of Buchanan and Croton-on-Hudson who were civilian victims of the September 11, 2001 attacks on the World Trade Center in New York City, and

WHEREAS, we have a unique opportunity to acquire steel beams from the collapsed World Trade Center via a program offered by the Port Authority of New York and New Jersey, and

WHEREAS, the Village initiated the request with the Port Authority in August 2009 to reserve steel beams for use in a public memorial, and

WHEREAS, we wish to collaborate with our municipal partners, the Town of Cortlandt and Village of Buchanan, in developing an appropriate remembrance memorial on a suitable site within our municipalities, and to share in the services, costs, and ultimately in the benefits of establishing a public site for contemplation of that impacts on us all of that day and the loss of our community members to the attacks,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees authorize the Village Manager to sign a memorandum of Inter-municipal agreement as supplied by the Town of Cortlandt for this purpose of approving and initiating the joint project of September 11 Remembrance Memorial, including the appointment of Ms. Janet Mainiero as Project Director, and that any further allocations and policy decisions will be brought back the respective boards of the three municipalities for review and approval.

d) On motion of TRUSTEE OLVER, seconded by TRUSTEE SCHMIDT, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 5-0:

WHEREAS, the Mayor appointed an Ad-hoc Duck Pond committee to evaluate the aquatic conditions of the Duck Pond; and

WHEREAS, after a number of meetings the committee has recommended that the Village Board hire Steven W. Coleman, Environmental Consulting to complete an environmental analysis of the duck pond; and

WHEREAS, the scope of the analysis will include a preliminary environmental assessment of the existing pond conditions and to prepare a series of management recommendations to rehabilitate the pond and promote long-term stability of the pond environment,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to sign the proposal from Stephen W. Coleman Environmental Consulting, LLC in the amount of \$3,750.

AND BE IT FURTHER RESOLVED: that the amount of \$3,750.00 be charged to the capital account H7140.2103.09196.

Discussion Trustee Olver stated that the Duck Pond has been a concern of many for some time; an Ad Hoc Committee was formed and was lead by neighbors of the Duck Pond; they came to the conclusion with the CAC that this is a much more complex problem which needs to be understood; the committee has recommended this consultant and feel it will be money well spent. Trustee Schmidt stated that there is a need to do something down there; the Duck Pond is in trouble; this consultant has done similar work in other communities.

8 CITIZEN PARTICIPATION (non-agenda items):

No one came forward

9. APPROVAL OF MINUTES:

Trustee Olver made a motion to approve the minutes of the Regular Board Meeting held on August 9, 2010 as corrected. Trustee Murtaugh seconded the motion. The Board voted approval 5-0.

Trustee Schmidt made a motion to approve the minutes of the Work Session held on August 12, 2010 as corrected. Trustee Murtaugh seconded the motion. The Board voted approval 4-0 with Trustee Olver abstaining.

Trustee Gallelli made a motion to approve the minutes of the Meeting held on August 23, 2010. Trustee Murtaugh seconded the motion. The Board voted approval 4-0 with Trustee Olver abstaining.

10. REPORTS:

Village Manager Zambrano reported that during the past week, we were faced with Hurricane Earl, and he is pleased to report that the Village was prepared; the storm was monitored closely and it was a good exercise in emergency management planning; a couple of things will be tweaked, but it went pretty well.

Trustee Olver reported that this week is the opening of school; the School Board has announced that one million dollars will not be spent; he feels the residents may see some fruits from the Board's efforts in cutting taxes. Trustee Olver stated that he appreciates the dedication and commitment to the democratic process of all those who spoke this evening; they processed a large number of views with mutual respect; there is a growing commitment in Croton to see ourselves as a community with shared interests, having a stake in making a commitment without pointing fingers at others

Trustee Schmidt reported that this weekend is Riverday at the Croton Yacht Club; there will be activities on Saturday. Trustee Schmidt thanked the Board for their approval of the use of the train station on behalf of the Croton Rotary Car Show, which will be held on Saturday, October 2nd; this is their 26th car show and is a great event; this year they are having a chili contest and 8 or 9 local restaurants and delis are signed up; they are looking for some quasi-celebrity judges and public will also vote. Trustee Schmidt stated that local businesses are still hurting and the economy is still bad; please support our local businesses and shop locally; it goes a long way for a thriving business community. He added that everyone please drive carefully.

Trustee Gallelli reported that she shares Trustee Olver's sentiment about the emotional issue on bow hunting and everyone was respectful; she hopes to continue this as other issues come along in the future. Trustee Gallelli stated that Riverday is Saturday and Croton is three days into bike week which began on Sunday with a self-paced ride; the Bicycle-Pedestrian Committee is encouraging everyone to bike to shop and bike to the train. She added that this weekend Croton's bike week will conclude with the Iron Man Half Triathlon which will have Croton Point Park as the base; participants will swim, bike ride & a run through the Village; please cheer them on as they go by; on Saturday, they are having a kids' triathlon at Croton Point Park, not on Village streets, with all the same events for various age groups. Trustee Gallelli reminded everyone that school is open and please take extra caution when traveling around the Village

Trustee Murtaugh reported that Historic Hudson Valley is getting ready for its Blaze and have offered all restaurants in the Village to be a participant; no restaurant has taken up this offer and there has been no response; please remind restaurants they have until the 15th or 16th to join.

Mayor Wiegman reported that there is an opening on the CAC and he recommended Kathleen Sutherland, 15 Riverview Trail, who will be an asset to that group. Mayor Wiegman thanked the speakers who came this evening and those who came and listened; the Board learned a lot from the comments; everyone took a lot of notes and that is a value of these hearings. Mayor Wiegman reported that Village Historian, Mary Lambruski has asked for a deputy historian and she will pursue making the appointment. Mayor Wiegman added that he is looking forward to the triathlon this weekend.

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Trustee Olver made a motion to adjourn. Trustee Murtaugh seconded the motion; approved with a vote of 5-0. The meeting was adjourned at 12:15 am.

Respectfully submitted,

Phyllis A. Bradbury

Phyllis A. Bradbury, Secretary

Village Clerk