

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Tuesday, February 18, 2014 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 Davis
Village Attorney Staudt	Trustee Slippen
Village Treasurer Bullock	

The following officials were absent:

Trustee Levitt

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:00pm; everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

Trustee Davis made a motion to approve the following Fiscal Year 2013-2014 Vouchers. The motion was seconded by Trustee Gallelli and approved unanimously with a vote of 4-0.

General Fund	\$ 47,077.05
Water Fund	\$ 3,248.10
Sewer Fund	\$ 30.22
Capital Fund	\$103,500.49
Trust Fund	\$ 8,025.08
Total	\$161,880.94

3. CORRESPONDENCE

- a. Letter from Village Engineer Daniel O'Connor dated February 3, 2014 requesting a Building Permit extension for the property owned by Brian Gulick, 3 Mt. Airy Road.

On motion made by Trustee Gallelli and seconded by Trustee Davis the Board of Trustees, based upon the recommendation of Village Engineer Dan O'Connor, unanimously approved the request from Brian Gulick to extend a Building Permit for 3 Mt. Airy Road; with a 4-0 vote.

b. Letter from Village Engineer Daniel O'Connor dated February 10, 2014 requesting a Building Permit extension for the property owned by Douglas DeMarchis, 1279 Albany Post Road.

On motion made by Trustee Davis and seconded by Trustee Gallelli the Board of Trustees, based upon the recommendation of Village Engineer Dan O'Connor, unanimously approved the request from Douglas DeMarchis to extend a Building Permit for 1279 Albany Post Road; with a 4-0 vote.

c. Letter from Peter Schuyler, Kitson & Schuyler, LLP, dated February 14, 2014 requesting a Special Permit for 205 South Riverside Avenue to operate a convenience store on the property.

On motion made by Trustee Gallelli and seconded by Trustee Davis the Board of Trustees unanimously approved referring the request for a Special Permit to operate a convenience store on the property located at 205 South Riverside Avenue to the Planning Board for their review and comment; with a 4-0 vote.

d. Letter from David Douglas, Chairman of the Town of Cortlandt Zoning Board of Appeals dated February 4, 2014 notifying that the Town of Cortlandt will hold a Public Hearing to consider the application by SBA 2012 TC Assets, LLC for a Special Permit for re-certification of a wireless telecommunications facility.

e. Letter from Chris Kehoe Deputy Planning Director, Town of Cortlandt dated February 7, 2014 informing the Village of Croton that they received an application for a Special Permit from Hudson National Golf Club for Site Development Plan Approval for a private golf driving range to be located on a 19.4 acre parcel located north of the existing club.

Mayor Wiegman advised that it will be a coordinated effort with the Town of Cortlandt since the golf course itself is in the Village of Croton except for this parcel that they recently acquired for the purpose of establishing a driving range and a teaching facility.

On motion made by Trustee Gallelli and seconded by Trustee Davis the Board of Trustees unanimously approved referring the Special Permit Application from Hudson National Golf Club to establish a driving range to the Planning Board for their review and comment; with a 4-0 vote.

f. Letter from Rebecca Bellard, New York State Department of Taxation & Finance, Office of Real Property Tax Services dated January 24, 2014 advising

the Village of Croton on Hudson of the 2014 Final Special Franchise Assessment. Village Manager Zambrano advised that the current year's Final Special Franchise Assessment of \$150,839 is less than the 2013 Assessment and at the current year's tax rate the decrease in these assessments will create a void in taxes of \$37,185.

g. Letter from David Chan, New York State Department of Transportation dated January 21, 2014 notifying the Village of Croton that the Tier 1 Draft Environmental Impact Statement for the "High Speed Empire Corridor Program" is available; the document is available by going to their Website, www.dot.ny.gov/empire-corridor.

Mayor Wiegman stated that the Croton Harmon Train Station is the first major stop leaving New York City beyond Yonkers that could become an improved passenger service. Mayor Wiegman stated that it behooves Croton to review the Environmental Impact Statement to be sure that anything we feel important has not been omitted.

Trustee Gallelli suggested that it is incumbent upon the Board to review this and recommended that the staff take a look at the document as a first step.

Village Manager Zambrano stated that staff will review this and prepare a summary of things that the Board should make comments on for a work session before the March 24th deadline for comment.

4. ADDITIONAL ITEMS

a. Consideration of Determination of LWRP Consistency in Connection with the Proposed Arboretum Lease. Trustee Gallelli advised that the WAC found policies 7,9,9B,19,23,25 and 25A as relevant, applicable and consistent

**WATERFRONT ADVISORY COMMITTEE LOCAL WATERFRONT REVITALIZATION
PROGRAM –POLICY REVIEW SHEET
PROJECT: ARBORETUM LEASE**

Policy	DEVELOPMENT POLICIES	Applicable Yes/No	Consistent Yes/No	Comments
1	Restore, revitalize, and redevelop deteriorated and underutilized waterfront areas for commercial, industrial, cultural, recreational and other compatible uses	No		Board Concurred with WAC
1A	Existing planning and zoning documents should be reviewed and amended where necessary to ensure development within the community is consistent with adopted goals and policies			

Policy		Applicable Yes/No	Consistent Yes/No	Comments
1B	Redevelop and revitalize Village owned land at the Metro North Train Station, including Village garage and bay area. Encourage integrated development of Village property to assure fulfillment of requirements relating to parking and accessory uses of Metro North Train Station, while facilitating public access to bay area and recreational use.			
1C	Every effort should be made by the municipality to encourage the mutual cooperation and exchange of information between governmental agencies involved in clean-up of the Croton landfill and Metro-North lagoon in order to develop commercial use of resources found in the coastal area.			
1D	Require restoration of deteriorating structures related to railroad use and assure appropriate maintenance and screening to reduce visual impact.			
1E	Develop the old sewage treatment plant site at the intersection of Route 9A and Municipal Place.			
2	Facilitate the siting of water dependent uses and facilities on or adjacent to coastal waters	No		Board concurred with WAC
2A	Expand restrictions on the use of power boats on the Hudson River and Croton River and Bay by further enforcing the parameters that regulate boat traffic such a speed, turbidity, safety, and mooring and sludge disposal. Such controls will further increase the compatibility of power boat use with other forms of recreation use within the coastal zone area.			
3	The state coastal policy regarding the development of major ports is not applicable to Croton.	No		Board concurred with WAC
4	The state coastal policy regarding the strengthening of small harbors is not applicable to Croton.	No		Board concurred with WAC
5	Encourage the location of development in areas where public services and facilities essential to such development are adequate, except when such development has special functional requirements or other characteristics which necessitate its location in other coastal areas.	No		Board concurred with WAC
5A	When feasible, development within the Village should be directed within the current service area of existing water and sewer facilities or in close proximity to areas where distribution lines currently exist.			
5B	The extension of water and sewer distribution lines beyond areas currently served should be undertaken cautiously and with prudent regard for Village water resources and the preservation of environmental values in undeveloped areas.			

Policy		Applicable Yes/No	Consistent Yes/No	Comments
5C	Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted, particularly along Route 9A, Albany Post Road and Route 129.			
6	Expedite permit procedures in order to facilitate the siting of development activities at suitable locations.	No		Board concurred with WAC
6A	To expedite permit procedures, the Village shall coordinate all relevant local laws into a development package for applicants and/or make all local laws available to applicants proposing development activities.			
	FISH & WILDLIFE POLICIES			
7	Significant coastal fish and wildlife habitats will be protected, preserved, and, where practical, restored so as to maintain their viability as habitats.	Yes	Yes	Board concurred with WAC
7A	The quality of the Croton River and Bay significant fish and wildlife habitat and Haverstraw Bay significant fish and wildlife habitat shall be protected and improved for conservation, economic, aesthetic, recreational, and other public uses and values. Its resources shall be protected from the threat of pollution, misuse, and mismanagement.			
7B	Materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat and the Haverstraw Bay significant fish and wildlife habitat shall not be disposed of or allowed to drain in, or on land within, the area of influence in the significant fish and wildlife habitats.			
7C	Storage of materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat or Haverstraw Bay significant fish and wildlife habitat shall not be permitted within the area of influence of the habitat unless best available technology is used to prevent adverse impacts to the habitat.			
7D	Restoration of degraded ecological elements of the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats and shore lands shall be included in any programs for cleanup of any adjacent toxic and hazardous waste sites.			
7E	Runoff from public and private parking lots and from storm sewer overflows shall be effectively channeled so as to prevent oil, grease, and other contaminants from polluting surface and ground water and impact the significant fish and wildlife habitats.			
7F	Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity, or impact other locations. Construction activity shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.			
7G	Such activities must not cause degradation of water quality			

	or impact identified significant fish and wildlife habitats			
Policy		Applicable Yes/No	Consistent Yes/No	Comments
8	Protect fish and wildlife resources in the coastal area from the introduction of hazardous wastes and other pollutants which bio-accumulate in the food chain or which cause significant sub lethal or lethal effect on those resources.	No		Board concurred with WAC
9	Expand recreational use of fish and wildlife resources in coastal areas by increasing access to existing resources, supplementing existing stocks, and developing new resources. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	Yes	Yes	Board concurred with WAC
9A	Ensure continued recreational use and public access to the rivers through Village-owned land adjacent to the Metro-North parking lot, at Croton Point Park and at Senasqua Park, along the Croton River, and at the Croton Yacht Club. Efforts should be made to encourage recreational use of the fish and wildlife resources found in these areas by increasing the opportunities for public access and enjoyment			
9B	Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society Sanctuaries, on other public or private lands within the Village, where wildlife habitats are located. Encourage the recreational use of areas where such resources are found, as well as the protection of such resources.	Yes	Yes	Board concurred with WAC
10	Further develop commercial finfish, shellfish and crustacean resources in the coastal area by encouraging the construction of new or improvement of existing on-shore commercial fishing facilities, increasing marketing of the state's seafood products, maintaining adequate stocks, and expanding aquaculture facilities. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	No		Board concurred with WAC
	FLOODING & EROSION POLICIES			
11	Buildings and other structures will be sited in the coastal area so as to minimize damage to property and the endangering of human lives caused by flooding and erosion	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
11A	Erosion and sediment control measures shall be undertaken in order to safeguard persons, protect property, prevent damage to the environment, and promote the public welfare by guiding, regulating and controlling the design, construction, use and maintenance of any development or other activity which disturbs or breaks the topsoil or results in earth movement.			

Policy		Applicable Yes/No	Consistent Yes/No	Comments
12	Activities or Development in the coastal area will be undertaken so as to minimize damage to natural resources and property from flooding and erosion by protecting natural protective features including beaches, dunes, barrier islands and bluffs. Primary dunes will be protected from all encroachments that could impair their natural protective capacity	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
12A	Every effort should be made to protect Croton Point, a natural protective barrier to Croton Bay from activities or development that would increase erosion of or flooding of the Point			
13	The construction or reconstruction of erosion protection structures shall be undertaken only if they have a reasonable probability of controlling erosion for at least thirty years as demonstrated in design and construction standards and/or assured maintenance or replacement programs.	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
13A	Any bulkheads along the Hudson must be maintained in good condition and private landowners should be required to restore and maintain erosion control mechanisms along their river frontage which are designed for long term stability.			
14	Activities and development, including the construction or reconstruction of erosion protection structures, shall be undertaken so that there will be no measurable increase in erosion or flooding at the site of such activities or development, or at other locations.	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
15	Mining, excavation or dredging in coastal waters shall not significantly interfere with the natural coastal processes which supply beach materials to land adjacent to such waters and shall be undertaken in a manner which will not cause an increase in erosion of such land.	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
16	Public funds shall only be used for erosion protective structures where necessary to protect human life, and new development which requires a location within or adjacent to an erosion hazard area to be able to function, or existing development; and only where the public benefits outweigh the long term monetary and other costs including the potential for increasing erosion and adverse effects on natural protective features	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
16A	Public funds shall be appropriated for the yearly maintenance of Senasqua Park until such time that is determined that expenditure of funds outweighs the cost of acquiring, constructing and maintaining a similar public park on Croton's waterfront.			

Policy		Applicable Yes/No	Consistent Yes/No	Comments
17	Whenever possible, use non-structural measures to minimize damage to natural resources and property from flooding and erosion. Such measures shall include: (i) the setback of buildings and structures; (ii) the planting of vegetation and the installation of sand fencing and draining; (iii) the reshaping of bluffs; and (iv) the flood-proofing of buildings or their elevation above the base flood level.	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
17A	Efforts to control erosion along the rivers and on the steep slopes rising from areas inland shall be of a non-structural nature, wherever possible, in consideration of the visual impact of structural measures. The retention or planting of vegetative covers will be preferred to structural measures.			
18	To safeguard the vital economic, social and environmental interests of the state and of its citizens, proposed major actions in the coastal area must give full consideration to those interests, and to the safeguards which the state has established to protect valuable coastal resource areas.	No		Board concurred with WAC since the Arboretum is not located in an area of coastal flooding or erosion
	PUBLIC ACCESS POLICIES			
19	Protect, maintain, and increase the level and types of access to public water-related recreation resources and facilities so that these resources and facilities may be fully utilized in accordance with reasonably anticipated public recreation needs and the protection of historic and natural resources. In providing such access, priority will be given to public beaches, boating facilities, fishing areas and waterfront parks.	Yes	Yes	Board concurred with WAC even though it specified public beaches and boating facilities it is a recreation resource and protects historic & natural resources
19A	Encourage the linkage of open space along the Hudson and Croton Rivers in the form of a trail or walkway system. Such systems should be provided along undeveloped and underutilized land as well as along previously developed land.			
19B	Increase physical access to areas that have specific value for their physical and visual access to the Hudson River or Croton River and Bay.			
19C	Encourage the expansion of public transportation, when feasible, to areas within the coastal zone area where water dependent and water enhanced recreation activities are located.			
19D	Increase access to Croton River and Bay at the Village-owned land south of the Village parking lots at the Croton-Harmon Station.			
19E	Maintain the trail, which provides access to the Croton River waterfront, in its current undeveloped condition as a pedestrian walkway.			
20	Access to the publicly-owned foreshore and to lands immediately adjacent to the foreshore or the water's edge that are publicly-owned shall be provided and it should be provided in a manner compatible with adjoining uses. Such lands shall be retained in public ownership.	No		Board concurred with WAC

Policy		Applicable Yes/No	Consistent Yes/No	Comments
21	Water dependent and water enhanced recreation will be encouraged and facilitated, and will be given priority over non-water related uses along the coast, provided it is consistent with the preservation and enhancement of other coastal resources and takes into account demand for such facilities. In facilitating such activities, priority shall be given to areas where access to the recreation opportunities of the coast can be provided by new or existing public transportation services and to those areas where the use of the shore is severely restricted by existing development.	No		Board concurred with WAC
21A	Boating activities should be encouraged provided that they do not restrict other recreational opportunities and are undertaken in a manner compatible with existing water-dependent uses.			
22	Development when located adjacent to the shore will provide for water-related recreation, as a multiple use, whenever such recreational use is appropriate in light reasonably anticipated demand for such activities and the primary purpose of the development	No		Board concurred with WAC
23	Protect, enhance and restore structures, districts, areas of sites that are of significance in the history, architecture, archaeology or culture of the state, its communities or the nation.	Yes	Yes	Board concurred with WAC
24	Prevent impairment of scenic resources of statewide significance as identified on the coastal area map. Impairment shall include: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resource; and (ii) the addition of structures which because of siting or scale will reduce identified views or which because of scale, form, or materials will diminish the scenic quality of an identified resource.	No		Board concurred with WAC
25	Protect, restore or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area.	Yes	Yes	Board concurred with WAC
25A	Protect local scenic resources by preventing: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation or wetlands, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resources; and (ii) the addition of structures which because of siting scale will reduce identified views or which because of scale, form, or materials will diminish the scenic quality of an identified resource.	Yes	Yes	Board concurred with WAC

Policy		Applicable Yes/No	Consistent Yes/No	Comments
25B	Secure the designation of the panoramic views from Croton Point as a scenic area of statewide significance.			
25C	Secure the designation of Routes 9 and 129 within the Croton boundaries as a scenic road. Ensure developments on or adjacent to Route 9 do not impair scenic resources or views of or from the Hudson and Croton Rivers			
25D	Establish and protect identified viewsheds which provide visual access to the Hudson River, including but not limited to the views of the Hudson River from the western shoreline of the Village, and from Prickly Pear Hill, Lounsbury Hill, and River Landing. In addition, protect viewsheds to and of the Croton River and Gorge.			
26	The state coastal policy regarding the protection of agricultural lands is not applicable to Croton	No		Board concurred with WAC
	ENERGY AND ICE MANAGEMENT POLICIES			
27	Decisions on the siting and construction of major energy facilities in the coastal area will be based on public energy needs, compatibility of such facilities with the environment, and the facility's need for a shorefront location.	No		Board concurred with WAC
28	Ice management practices shall not damage significant fish and wildlife and their habitats, increase shoreline erosion or flooding, or interfere with the production of hydroelectric power.	No		Board concurred with WAC
28A	Ice management practices must consider short and long term impacts on the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats.	No		Board concurred with WAC
29	The state coastal policy regarding the development of energy resources is not applicable to Croton.	No		Board concurred with WAC
	WATER AND AIR RESOURCES POLICIES			
30	Municipal, industrial, and commercial discharge of pollutants, including but not limited to, toxic and hazardous substances, into coastal waters will conform to state and national water quality standards.	No		Board concurred with WAC
30A	Existing rail services and transportation-related facilities shall not dispose any materials in coastal waters until such materials have been tested by the state for conformance with water quality standards.			
30B	Storage and disposal of all materials shall be monitored by the state to assure there will be no discharge or leaching of materials into coastal waters.			
31	State coastal area policies and purposes of approved local waterfront revitalization programs will be considered while reviewing coastal water classifications and while modifying water quality standards; however, those waters already over-burdened with contaminants will be recognized as being a development constraint.	No		Board concurred with WAC

Policy		Applicable Yes/No	Consistent Yes/No	Comments
31A	Clean water is desired and NYSDEC should continually monitor water quality in the Hudson River and Croton Bay which have already been overburdened with pollutants. Recommendations for mitigation and upgrading water quality classifications cannot be determined without continual monitoring and testing of the waters.			
32	Encourage the use of alternative or innovative sanitary waste systems in small communities where the costs of conventional facilities are unreasonably high, given the size of the existing tax base of these communities.	No		Board concurred with WAC
33	Best Management Practices will be used to ensure the control of stormwater runoff and combined sewer overflows draining into coastal waters.	No		Board concurred with WAC
33A	Encourage new developments to retain stormwater runoff on site so as to not increase flows within the existing system or to improve existing stormwater runoff systems to that runoff from such developments does not adversely impact coastal waters			
33B	Improve existing Village stormwater discharge to control flow of pollutants from street and parking areas, etc. directly in the rivers.			
34	Discharge of waste into coastal waters from vessels will be limited so as to protect significant fish and wildlife habitats, recreational areas and water supply areas.	No		Board concurred with WAC
34A	There shall be no discharge from moored structures or marine vessels, due to shape of cove and lack of tidal flushing.			
35	Dredging and dredge spoil disposal in coastal waters will be undertaken in a manner that meets existing state dredging permit requirements, and protects significant fish and wildlife habitats, scenic resources, natural protective features, important agricultural lands, and wetlands.	No		Board concurred with WAC
36	Activities related to the shipment and storage of petroleum and other hazardous materials will be conducted in a manner that will prevent or at least minimize spills into coastal waters; all practicable efforts will be undertaken to expedite the cleanup of such discharges; and restitution for damages will be required when these spills occur.	No		Board concurred with WAC
37	Best Management Practices will be utilized to minimize the non-point discharge of excess nutrients, organics and eroded soils into coastal waters.	No		Board concurred with WAC
37A	Standards and specifications for the control of non-point source discharge as set forth in Westchester County's Best Management Practice Manual or other recognized reference shall be utilized during development of any site.			
37B	Control of the development of hilltops, and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction.			

Policy		Applicable Yes/No	Consistent Yes/No	Comments
38	The quality and quantity of surface water and ground water supplies will be conserved and protected, particularly where such waters constitute the primary or sole source of water supply.	No		Board concurred with WAC
39	The transport, storage, treatment and disposal of solid wastes, particularly hazardous wastes, within coastal areas will be conducted in such a manner so as to protect groundwater and surface water supplies, significant fish and wildlife habitats, recreation areas, important agricultural lands and scenic resources.	No		Board concurred with WAC
39A	Require transporters, producers and storers of hazardous material to inform the public or allow public access to records involving the transport, storage, treatment and disposal of hazardous materials. This is of particular concern with respect to rail transport of such materials, storage of identified materials on railroad property and uses in the waterfront area involved in the treatment, storage and disposal of such materials.			
39B	In accordance with Title III, Section 302, Emergency Planning and Community Right-to- Know of the 1986 Superfund Reauthorization Act, the local emergency planning committee and the Croton Fire Department shall be notified if hazardous substances exceed the established threshold planning quantity			
40	Effluent discharged from major steam electric generating and industrial facilities into coastal waters will not be unduly injurious to fish and wildlife and shall conform to state water quality standards.	No		Board concurred with WAC
41	Land use or development in the coastal area will not cause national or state air quality standards to be violated	No		Board concurred with WAC
41A	A NYSDEC point-source air monitoring station should be established within the Village of Croton-on-Hudson.			
42	Coastal management policies will be considered if the state reclassifies land areas pursuant to the prevention of significant deterioration regulations of the Federal Clean Air Act.	No		Board concurred with WAC
43	Land use or development in the coastal area must not cause the generation of significant amounts of the acid rain precursors: nitrates and sulfates.	No		Board concurred with WAC
43A	Encourage the use of shuttle bus service to the train station, thereby decreasing dependency on the automobile use and reduce the generation of acid rain precursors			
43B	Encourage the use of low sulphur fossil fuels for rail vehicles and encourage the development of a monitoring program to assess rail vehicle engines emissions			
44	Preserve and protect tidal and freshwater wetlands and preserve the benefits derived from these areas.	No		Board concurred with WAC
44A	Wetlands, water bodies and watercourses shall be protected by preventing damage from erosion or siltation, minimizing disturbance, preserving natural habitats and			

protecting against flood and pollution.			
---	--	--	--

Mayor Wiegman stated that we have concurrence by the Village Board and find that the following policies; 7, 9, 9B, 19, 23, 25 and 25A are applicable with the Local Waterfront Revitalization Program for the Arboretum Lease renewal and are consistent with the Local Waterfront Revitalization Program goals for the Village.

On motion by Trustee Davis and seconded by Trustee Slippen the Board of Trustees of the Village of Croton on Hudson unanimously finds that the following LWRP Policies are applicable to this Lease transaction and that the lease transaction is consistent with the following Policies; Policy 7,9,9B, 19, 23, 25 and 25A and,

Further resolved that the Board finds that entering into the Arboretum Lease is consistent with the Policy Statement and conditions set forth in the Local Waterfront Revitalization Program of the Village for the reasons concurred in by the Board members in their discussion this evening; with a 4-0 vote.

- b. Consideration of Determination of LWRP Consistency in Connection with the proposed Croton Yacht Club Lease Agreement. Trustee Gallelli advised that the WAC found policies #1, 2, 7B, 9, 19A, 9B, and 20 were applicable and consistent with our Local Waterfront Revitalization Plan.

**WATERFRONT ADVISORY COMMITTEE LOCAL WATERFRONT
REVITALIZATION PROGRAM – POLICY REVIEW SHEET
PROJECT: CROTON YACHT CLUB**

Policy	DEVELOPMENT POLICIES	Applicable	Consistent	Comments
1	Restore, revitalize, and redevelop deteriorated and underutilized waterfront areas for commercial, industrial, cultural, recreational and other compatible uses	Yes	Yes	Board concurred with WAC
1A	Existing planning and zoning documents should be reviewed and amended where necessary to ensure development within the community is consistent with adopted goals and policies			
1B	Redevelop and revitalize Village owned land at the Metro North Train Station, including Village garage and bay area. Encourage integrated development of Village property to assure fulfillment of requirements relating to parking and accessory uses of Metro North Train Station, while facilitating public access to bay area and recreational use.			

Policy		Applicable	Consistent	Comments
1C	Every effort should be made by the municipality to encourage the mutual cooperation and exchange of information between governmental agencies involved in clean-up of the Croton landfill and Metro-North lagoon in order to develop commercial use of resources found in the coastal area.			
1D	Require restoration of deteriorating structures related to railroad use and assure appropriate maintenance and screening to reduce visual impact.			
1E	Develop the old sewage treatment plant site at the intersection of Route 9A and Municipal Place.			
2	Facilitate the siting of water dependent uses and facilities on or adjacent to coastal waters	Yes	Yes	Board concurred with WAC
2A	Expand restrictions on the use of power boats on the Hudson River and Croton River and Bay by further enforcing the parameters that regulate boat traffic such a speed, turbidity, safety, and mooring and sludge disposal. Such controls will further increase the compatibility of power boat use with other forms of recreation use within the coastal zone area.			
3	The state coastal policy regarding the development of major ports is not applicable to Croton.	No		Board concurred with WAC
4	The state coastal policy regarding the strengthening of small harbors is not applicable to Croton.	No		Board concurred with WAC
5	Encourage the location of development in areas where public services and facilities essential to such development are adequate, except when such development has special functional requirements or other characteristics which necessitate its location in other coastal areas.	No		Board concurred with WAC
5A	When feasible, development within the Village should be directed within the current service area of existing water and sewer facilities or in close proximity to areas where distribution lines currently exist.			
5B	The extension of water and sewer distribution lines beyond areas currently served should be undertaken cautiously and with prudent regard for Village water resources and the preservation of environmental values in undeveloped areas.			
5C	Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted, particularly along Route 9A, Albany Post Road and Route 129.			

Policy		Applicable	Consistent	Comments
6	Expedite permit procedures in order to facilitate the siting of development activities at suitable locations.	No		Board concurred with WAC
6A	To expedite permit procedures, the Village shall coordinate all relevant local laws into a development package for applicants and/or make all local laws available to applicants proposing development activities.			
	FISH & WILDLIFE POLICIES			
7	Significant coastal fish and wildlife habitats will be protected, preserved, and, where practical, restored so as to maintain their viability as habitats.			
7A	The quality of the Croton River and Bay significant fish and wildlife habitat and Haverstraw Bay significant fish and wildlife habitat shall be protected and improved for conservation, economic, aesthetic, recreational, and other public uses and values. Its resources shall be protected from the threat of pollution, misuse, and mismanagement.			
7B	Materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat and the Haverstraw Bay significant fish and wildlife habitat shall not be disposed of or allowed to drain in, or on land within, the area of influence in the significant fish and wildlife habitats.	Yes	Yes	Board concurred with WAC
7C	Storage of materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat or Haverstraw Bay significant fish and wildlife habitat shall not be permitted within the area of influence of the habitat unless best available technology is used to prevent adverse impacts to the habitat.			
7D	Restoration of degraded ecological elements of the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats and shore lands shall be included in any programs for cleanup of any adjacent toxic and hazardous waste sites.			
7E	Runoff from public and private parking lots and from storm sewer overflows shall be effectively channeled so as to prevent oil, grease, and other contaminants from polluting surface and ground water and impact the significant fish and wildlife habitats.			
7F	Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity, or impact other locations. Construction activity shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.			
7G	Such activities must not cause degradation of water quality or impact identified significant fish and wildlife habitats			
8	Protect fish and wildlife resources in the coastal area from the introduction of hazardous wastes and other pollutants which bio-accumulate in the food chain or which cause significant sub lethal or lethal effect on those resources.	No		Board concurred with WAC

Policy		Applicable	Consistent	Comments
9	Expand recreational use of fish and wildlife resources in coastal areas by increasing access to existing resources, supplementing existing stocks, and developing new resources. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	Yes	Yes	Board concurred with WAC
9A	Ensure continued recreational use and public access to the rivers through Village-owned land adjacent to the Metro-North parking lot, at Croton Point Park and at Senasqua Park, along the Croton River, and at the Croton Yacht Club. Efforts should be made to encourage recreational use of the fish and wildlife resources found in these areas by increasing the opportunities for public access and enjoyment	Yes	Yes	Board concurred with WAC
9B	Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society Sanctuaries, on other public or private lands within the Village, where wildlife habitats are located. Encourage the recreational use of areas where such resources are found, as well as the protection of such resources.			
10	Further develop commercial finfish, shellfish and crustacean resources in the coastal area by encouraging the construction of new or improvement of existing on-shore commercial fishing facilities, increasing marketing of the state's seafood products, maintaining adequate stocks, and expanding aquaculture facilities. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.	No		Board concurred with WAC
	FLOODING & EROSION POLICIES			
11	Buildings and other structures will be sited in the coastal area so as to minimize damage to property and the endangering of human lives caused by flooding and erosion	No		Board concurred with WAC
11A	Erosion and sediment control measures shall be undertaken in order to safeguard persons, protect property, prevent damage to the environment, and promote the public welfare by guiding, regulating and controlling the design, construction, use and maintenance of any development or other activity which disturbs or breaks the topsoil or results in earth movement.			
12	Activities or Development in the coastal area will be undertaken so as to minimize damage to natural resources and property from flooding and erosion by protecting natural protective features including beaches, dunes, barrier islands and bluffs. Primary dunes will be protected from all encroachments that could impair their natural protective capacity	No		Board concurred with WAC

Policy		Applicable	Consistent	Comments
12A	Every effort should be made to protect Croton Point, a natural protective barrier to Croton Bay from activities or development that would increase erosion of or flooding of the Point			
13	The construction or reconstruction of erosion protection structures shall be undertaken only if they have a reasonable probability of controlling erosion for at least thirty years as demonstrated in design and construction standards and/or assured maintenance or replacement programs.	No		Board concurred with WAC
13A	Any bulkheads along the Hudson must be maintained in good condition and private landowners should be required to restore and maintain erosion control mechanisms along their river frontage which are designed for long term stability.			
14	Activities and development, including the construction or reconstruction of erosion protection structures, shall be undertaken so that there will be no measurable increase in erosion or flooding at the site of such activities or development, or at other locations.	No		Board concurred with WAC
15	Mining, excavation or dredging in coastal waters shall not significantly interfere with the natural coastal processes which supply beach materials to land adjacent to such waters and shall be undertaken in a manner which will not cause an increase in erosion of such land.	No		Board concurred with WAC
16	Public funds shall only be used for erosion protective structures where necessary to protect human life, and new development which requires a location within or adjacent to an erosion hazard area to be able to function, or existing development; and only where the public benefits outweigh the long term monetary and other costs including the potential for increasing erosion and adverse effects on natural protective features	No		Board concurred with WAC
16A	Public funds shall be appropriated for the yearly maintenance of Senasqua Park until such time that is determined that expenditure of funds outweighs the cost of acquiring, constructing and maintaining a similar public park on Croton's waterfront.			
17	Whenever possible, use non-structural measures to minimize damage to natural resources and property from flooding and erosion. Such measures shall include: (i) the setback of buildings and structures; (ii) the planting of vegetation and the installation of sand fencing and draining; (iii) the reshaping of bluffs; and (iv) the flood-proofing of buildings or their elevation above the base flood level.	No		Board concurred with WAC
17A	Efforts to control erosion along the rivers and on the steep slopes rising from areas inland shall be of a non-structural nature, wherever possible, in consideration of the visual impact of structural measures. The retention or planting of vegetative covers will be preferred to structural measures.			

Policy		Applicable	Consistent	Comments
18	To safeguard the vital economic, social and environmental interests of the state and of its citizens, proposed major actions in the coastal area must give full consideration to those interests, and to the safeguards which the state has established to protect valuable coastal resource areas.	No		Board concurred with WAC
	PUBLIC ACCESS POLICIES			
19	Protect, maintain, and increase the level and types of access to public water-related recreation resources and facilities so that these resources and facilities may be fully utilized in accordance with reasonably anticipated public recreation needs and the protection of historic and natural resources. In providing such access, priority will be given to public beaches, boating facilities, fishing areas and waterfront parks.	Yes	Yes	Board concurred with WAC
19A	Encourage the linkage of open space along the Hudson and Croton Rivers in the form of a trail or walkway system. Such systems should be provided along undeveloped and underutilized land as well as along previously developed land.	Yes	Yes	Board concurred with WAC
19B	Increase physical access to areas that have specific value for their physical and visual access to the Hudson River or Croton River and Bay.	Yes	Yes	Board concurred with WAC
19C	Encourage the expansion of public transportation, when feasible, to areas within the coastal zone area where water dependent and water enhanced recreation activities are located.			
19D	Increase access to Croton River and Bay at the Village-owned land south of the Village parking lots at the Croton-Harmon Station.			
19E	Maintain the trail, which provides access to the Croton River waterfront, in its current undeveloped condition as a pedestrian walkway.			
20	Access to the publicly-owned foreshore and to lands immediately adjacent to the foreshore or the water's edge that are publicly-owned shall be provided and it should be provided in a manner compatible with adjoining uses. Such lands shall be retained in public ownership.	Yes	Yes	Board concurred with WAC
21	Water dependent and water enhanced recreation will be encouraged and facilitated, and will be given priority over non-water related uses along the coast, provided it is consistent with the preservation and enhancement of other coastal resources and takes into account demand for such facilities. In facilitating such activities, priority shall be given to areas where access to the recreation opportunities of the coast can be provided by new or existing public transportation services and to those areas where the use of the shore is severely restricted by existing development.	No		Board concurred with WAC
21A	Boating activities should be encouraged provided that they do not restrict other recreational opportunities and are undertaken in a manner compatible with existing water-dependent uses.	Yes	Yes	Board concurred with WAC

Policy		Applicable	Consistent	Comments
22	Development when located adjacent to the shore will provide for water-related recreation, as a multiple use, whenever such recreational use is appropriate in light reasonably anticipated demand for such activities and the primary purpose of the development	No		Board concurred with WAC
23	Protect, enhance and restore structures, districts, areas of sites that are of significance in the history, architecture, archaeology or culture of the state, its communities or the nation.	No		Board concurred with WAC
24	Prevent impairment of scenic resources of statewide significance as identified on the coastal area map. Impairment shall include: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resource; and (ii) the addition of structures which because of siting or scale will reduce identified views or which because of scale, form, or materials will diminish the scenic quality of an identified resource.	No		Board concurred with WAC
25	Protect, restore or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area.	No		Board concurred with WAC
25A	Protect local scenic resources by preventing: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation or wetlands, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resources; and (ii) the addition of structures which because of siting scale will reduce identified views or which because of scale, form, or materials will diminish the scenic quality of an identified resource.			
25B	Secure the designation of the panoramic views from Croton Point as a scenic area of statewide significance.			
25C	Secure the designation of Routes 9 and 129 within the Croton boundaries as a scenic road. Ensure developments on or adjacent to Route 9 do not impair scenic resources or views of or from the Hudson and Croton Rivers			
25D	Establish and protect identified viewsheds which provide visual access to the Hudson River, including but not limited to the views of the Hudson River from the western shoreline of the Village, and from Prickly Pear Hill, Lounsbury Hill, and River Landing. In addition, protect viewsheds to and of the Croton River and Gorge.			
Policy		Applicable	Consistent	Comments

26	The state coastal policy regarding the protection of agricultural lands is not applicable to Croton	No		Board concurred with WAC
	ENERGY AND ICE MANAGEMENT POLICIES			
27	Decisions on the siting and construction of major energy facilities in the coastal area will be based on public energy needs, compatibility of such facilities with the environment, and the facility's need for a shorefront location.	No		Board concurred with WAC
28	Ice management practices shall not damage significant fish and wildlife and their habitats, increase shoreline erosion or flooding, or interfere with the production of hydroelectric power.	No		Board concurred with WAC
28A	Ice management practices must consider short and long term impacts on the Croton River and Bay and Haverstraw Bay significant fish and wildlife habitats.			
29	The state coastal policy regarding the development of energy resources is not applicable to Croton.	No		Board concurred with WAC
	WATER AND AIR RESOURCES POLICIES			
30	Municipal, industrial, and commercial discharge of pollutants, including but not limited to, toxic and hazardous substances, into coastal waters will conform to state and national water quality standards.	No		Board concurred with WAC
30A	Existing rail services and transportation-related facilities shall not dispose any materials in coastal waters until such materials have been tested by the state for conformance with water quality standards.			
30B	Storage and disposal of all materials shall be monitored by the state to assure there will be no discharge or leaching of materials into coastal waters.			
31	State coastal area policies and purposes of approved local waterfront revitalization programs will be considered while reviewing coastal water classifications and while modifying water quality standards; however, those waters already over-burdened with contaminants will be recognized as being a development constraint.	No		Board concurred with WAC
31A	Clean water is desired and NYSDEC should continually monitor water quality in the Hudson River and Croton Bay which have already been overburdened with pollutants. Recommendations for mitigation and upgrading water quality classifications cannot be determined without continual monitoring and testing of the waters.			
32	Encourage the use of alternative or innovative sanitary waste systems in small communities where the costs of conventional facilities are unreasonably high, given the size of the existing tax base of these communities.	No		Board concurred with WAC
33	Best Management Practices will be used to ensure the control of stormwater runoff and combined sewer overflows draining into coastal waters.	No		Board concurred with WAC
Policy		Applicable	Consistent	Comments

33A	Encourage new developments to retain stormwater runoff on site so as to not increase flows within the existing system or to improve existing stormwater runoff systems to that runoff from such developments does not adversely impact coastal waters			
33B	Improve existing Village stormwater discharge to control flow of pollutants from street and parking areas, etc. directly in the rivers.			
34	Discharge of waste into coastal waters from vessels will be limited so as to protect significant fish and wildlife habitats, recreational areas and water supply areas.	Yes	Yes	Board concurred with WAC Yacht Club confirmed that they have policies & procedures which are recognized by the State
34A	There shall be no discharge from moored structures or marine vessels, due to shape of cove and lack of tidal flushing.			
35	Dredging and dredge spoil disposal in coastal waters will be undertaken in a manner that meets existing state dredging permit requirements, and protects significant fish and wildlife habitats, scenic resources, natural protective features, important agricultural lands, and wetlands.	No		Board concurred with WAC
36	Activities related to the shipment and storage of petroleum and other hazardous materials will be conducted in a manner that will prevent or at least minimize spills into coastal waters; all practicable efforts will be undertaken to expedite the cleanup of such discharges; and restitution for damages will be required when these spills occur.	No		Board concurred with WAC
37	Best Management Practices will be utilized to minimize the non-point discharge of excess nutrients, organics and eroded soils into coastal waters.	No		Board concurred with WAC
37A	Standards and specifications for the control of non-point source discharge as set forth in Westchester County's Best Management Practice Manual or other recognized reference shall be utilized during development of any site.			
37B	Control of the development of hilltops, and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction.			
38	The quality and quantity of surface water and ground water supplies will be conserved and protected, particularly where such waters constitute the primary or sole source of water supply.	No		Board concurred with WAC
39	The transport, storage, treatment and disposal of solid wastes, particularly hazardous wastes, within coastal areas will be conducted in such a manner so as to protect groundwater and surface water supplies, significant fish and wildlife habitats, recreation areas, important agricultural lands and scenic resources.	No		Board concurred with WAC
Policy		Applicable	Consistent	Comments

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

Village Attorney Staudt stated that in the Village's Local Waterfront Revitalization Law there is a tag line that states that the Board is also to consider Section IV of the LWRP if they are dealing with a proposed water use. Mr. Staudt stated that this section talks about specific projects and believes that the Board will find that none of them are applicable. Mr. Staudt stated them as follows: (1) to create a Croton River Gorge Trail, (2) investigate purchasing

other land for recreational uses along the waterfront, (3) improvements to Croton Bay Boat Ramp and Village land south of the Village parking areas of Metro North, (4) establishment of an air-quality monitoring station, (5) study a Village storm water system, (6) designation of Route 9 within the Village as a scenic road, (7) preparation of a traffic and roadway condition study for all the roads in the Village and (8) preparation of amendments for the Master Plan.

Mayor Wiegman stated that these particular stipulations of Article IV do not apply in this particular instance as listed by Village Attorney Staudt; the Board concurred.

Trustee Slippen asked what the difference is between 7B and 7C; 7B pertains to Materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat and the Haverstraw Bay significant fish and wildlife habitat shall not be disposed of or allowed to drain in, or on land within, the area of influence in the significant fish and wildlife habitats and 7C pertains to Storage of materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay significant fish and wildlife habitat or Haverstraw Bay significant fish and wildlife habitat shall not be permitted within the area of influence of the habitat unless best available technology is used to prevent adverse impacts to the habitat.

Village Attorney Staudt stated that 7B deals with “not being permitted to dispose of such materials” and 7C deals with “not being permitted to store them or have them in the area”. Village Attorney Staudt stated that if you do store that oil what the policy provides is that you have to do it using the best available technology to prevent adverse impacts by using the appropriate storage cans and spill systems.

Trustee Gallelli stated that this had a lot to do at the time with the two “Superfund Sites” that were taking place in Croton; the Croton Land Fill and the Metro North Lagoon.

On motion by Trustee Gallelli and seconded by Trustee Davis the Board of Trustees of the Village of Croton on Hudson unanimously finds that the LWRP Policies are applicable to this lease transaction and that the Yacht Club Lease transaction is consistent with the following Policies: Policy 1, 2, 7B, 9, 9A, 19A, 19B, 20, 21A, and 34 and,

Further resolved that the Board finds that entering into the Yacht club Lease is consistent with the Policy Statement and conditions set forth in the Local

Waterfront Revitalization Program of the Village for the reasons concurred in by the Board members in their discussion this evening; with a 4-0 vote.

On motion by Trustee Gallelli, and seconded by Trustee Davis the Board unanimously approved putting the "Findings Draft" in written form for the record; with a 4-0 vote.

5. CITIZEN PARTICIPATION-AGENDA ITEMS

Karen Bernard, President of the Arboretum, thanked the Board for expediting the Arboretum Lease review and asked what the next step is in moving this renewal forward.

Village Manager Zambrano advised that they are anticipating at the next Board meeting the Board will approve the "Findings" and a resolution authorizing the signing of the Lease Agreement as well.

Peter Schuyler, 321 South Riverside Avenue, Croton on Hudson, presented the Board with an aerial view of the 205 South Riverside Avenue site that is proposing to operate a convenience store on the property.

Trustee Gallelli stated that she noticed that one of the entrances/exits on South Riverside is more or less permanently filled with vehicles and assumes that this does not impact the service station.

Mr. Schuyler stated that sometimes it is open and sometimes they use it for parking but with the change of use the parking lot may have a different focus.

Mayor Wiegman suggested that a sidewalk on that piece of Riverside be added along with installing some kind of sensible crosswalk demarcation.

Mr. Schuyler agreed with the Mayor; the property that is immediately adjacent to South Riverside he believes is owned by the State and he needs to find out if he would be permitted to put a sidewalk there. Mr. Schuyler stated that he looks forward to meeting with the Planning Board next month.

6. RESOLUTIONS:

a. On motion of TRUSTEE DAVIS, seconded by TRUSTEE GALLELLI the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 4-0 vote.

WHEREAS, the Volunteer Fire Department Service Award Program was approved by referendum in 2003; and

WHEREAS, Article 11-A of the New York State General Municipal Law requires that the list of members of the Fire Department indicating those who earned a year of service credit during the calendar year, those that did not earn a year of credit, and those who waived participation must be certified under oath by the Fire Department; and

WHEREAS, once certified, this list must be approved by the Village Board,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees is hereby authorized to sign the 2013 Sponsor Approval Form.

DISCUSSION:

Mayor Wiegman stated that he is impressed with the number of members of the Department that are active and particularly the high level of activity of quite a large number of firefighters as well.

Trustee Gallelli stated that this was first implemented in 2003 by Referendum and it has succeeded deservedly so.

Village Manager Zambrano said that every time we have a major storm we have a very large number of Firemen who go on stand-by at the fire houses and this is an example of the time they invest as volunteers and is something that is well deserved.

- b. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE DAVIS, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 4-0 vote.

WHEREAS, on April 7, 1993, the Village Board of Trustees authorized the Treasurer to enter into the Municipal Cooperative Investment Agreement with MBIA-CLASS; and

WHEREAS, this agreement allows funds to be invested with other municipal corporations and/or districts pursuant to a municipal cooperation agreement; and

WHEREAS, effective January 13, 2014, the Governing Board of NYCLASS has approved, and Amended and Restated the NYCLASS Municipal Cooperation Agreement; and

WHEREAS, the amendments are as follows:

- 1) The NYCLASS Investment Policy conforms better to NYS General Municipal Law
- 2) The Governing Board is empowered with the ability to further amend the Investment Policy without further amendment to the cooperative, but while still maintaining appropriate notice to Participants.
- 3) Allows for the potential creation of other investment options as market conditions change or improve over time.

WHEREAS, as a result of the amendment, all participants must authorize the amendment to the Cooperative Investment Agreement originally approved by March 14, 2014;

NOW, THEREFORE BE IT RESOLVED: the Village Board of Trustees authorizes the Village Treasurer to sign the amended and restated Municipal Cooperative Agreement

c. On motion of TRUSTEE DAVIS, seconded by TRUSTEE SLIPPEN, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton on Hudson; with a 4-0 vote

WHEREAS, the Village contract with Hudson River Recreation whereby Hudson River Recreation expired on November 20, 2013; and

WHEREAS, the Village would like to enter into a new contract with Hudson River Recreation to provide a recreational kayak program at the Echo Canoe Launch; and

WHEREAS, the contract has been drafted for an additional 5 year period with an option to renew for an additional 5 years,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby authorizes the Village Manager to execute the contract with Hudson River Recreation for a recreational Kayak program at the Echo Canoe Launch.

DISCUSSION:

Trustee Davis stated that the Recreation Advisory Committee had some original concerns with the agreement but they were addressed and thanked the Village staff for being a good intermediary between Hudson River Recreation and the Village Board and in putting a good agreement in place.

Mayor Wiegman stated that he is delighted that the owner feels that they have good growth potential and that it helps them to have a longer lease period to expand their program. Mayor Wiegman advised that they are assisting the Village in designating the ECHO Canoe Launch as a "Greenway Water Trail Landing Site" which would then give Croton a fourth site that is designated as a "Water Trail".

Trustee Gallelli stated that the extension of the lease for five years with a five year option is probably going to be helpful in terms of Hudson River Recreation's investment in the site.

Village Manager Zambrano said that this will bring people into the Village and contribute to Croton's Economic Development. Mr. Zambrano added that Hudson River Recreation will be working with restaurant owners in the Village in an effort to generate business for those establishments as well.

7. CITIZEN PARTICIPATION-NON AGENDA ITEMS

none

APPROVAL OF MINUTES

Trustee Davis made a motion to approve the minutes as amended of the Regular Meeting held on January 6, 2014. Trustee Slippen seconded the motion. The Board approved; with a vote of 4-0.

8. REPORTS

Village Manager Zambrano advised that the Village's Tentative Assessment Roll shows a \$100,000 reduction in Assessments which translates to approximately \$35,000 less in taxes. Village Manager Zambrano advised that lower Special Franchises and increases in some of the exemptions has contributed to the level that we are at now.

Village Manager Zambrano stated that he understands that this has been a very difficult winter and asked the residents to please not throw snow back onto the

streets after they have been plowed by our Public Works Department. Village Manager Zambrano stated that the DPW staff has been working very hard and now that the streets are clear they will go back to do additional clean-up; this takes time and asked the public for their patience.

Village Manager Zambrano once again thanked the Public Works staff for the outstanding job they have done along with our Police Department as well as our Fire Department and EMS for standing by during the past major snow storms.

Trustee Davis thanked the DPW for the exceptional work clearing the roads of snow and ice.

Trustee Davis also thanked the Fire Department; there was a fire last night and many of them were there until the early hours of the morning.

Trustee Slippen also thanked the DPW staff and Fire Department.

Trustee Slippen encouraged everyone to go to the Village's Facebook page; Croton.gov

Trustee Gallelli stated that the Teatown Eaglefest was well attended and congratulated them on another successful event. Trustee Gallelli advised that she was able to observe an Eagle from the Echo Boat Launch.

Trustee Gallelli advised that the Board met for Grievance Day today; the number of Grievances was down substantially from the past and the final outcome will depend on more information being gathered by our Assessor.

Trustee Gallelli advised that she attended the NYCOM Winter Legislative Session; issues of concern to Village's and Cities across New York State were discussed with the number one topic being the proposed "Property Tax Freeze". Trustee Gallelli said that it has not yet been passed and will not be applied to the 2014/15 Budget but will rather begin 2015/16.

Trustee Davis commented that the "Property Tax Freeze" is more like a "tax mirage" because the numbers that the Governor has been saying that he thinks the average property owner will receive in a Tax Rebate is not up to snuff to what it actually is.

Mayor Wiegman agreed but the Governor seems intent on avoiding the imposition of any new taxes and is using a "Property Tax Freeze" and a "Tax Credit" to local residents as a tool to rile up residents to storm their Village, City or Town gates to press for this. Mayor Wiegman stated that the Governor's

"Tax Freeze", which is in the Executive Budget, will be circulated to the Assembly and the Senate. Mayor Wiegman stated that if adopted as written and if your municipality adheres to the "Tax Levy Cap" that is imposed (1.45% for Croton) then the taxpayers of that local jurisdiction will receive an "Income Tax Credit" in the amount of what that represents. Mayor Wiegman advised that there are administrative steps that we would have to go through to certify that we've met that increase or decrease and will be an administrative nightmare for the New York State Comptroller's. Mayor Wiegman added that in the second year none of this would apply unless a municipality implements a "Consolidation or Cost Sharing Plan" and in the third year residents will not receive the "Property Income Tax Credit" unless a municipality can effectuate a 1% savings across the tax levies of the jurisdictions that are sharing services.

Village Attorney Staudt stated that he and Village Engineer Dan O'Connor had an opportunity to discuss correspondence from the Town of Cortlandt regarding the Hudson National Golf Club and advised that Mr. O'Connor explained to him what the physical project is outside of the geography of the Village for the proposed driving range however there could be some related permissions that would have to be granted by Croton. Mr. Staudt stated that what the Town of Cortlandt Planner is asking is that the Village consent that the Town of Cortlandt Planning Board be "Lead Agency" for SEQRA purposes.

On motion by Trustee Davis and seconded by Trustee Gallelli the Village Board of Trustees of the Village of Croton on Hudson hereby consents that the Town of Cortlandt Planning Board be Lead Agency for the State Environmental Quality Review Act process in connection with the Hudson National Golf Club Driving Range project; with a 4-0 vote.

Mayor Wiegman advised that Eaglefest was a terrific event and thanked Teatown for organizing it.

Mayor Wiegman advised that he, Trustee Gallelli and Village Manager Zambrano attended NYCOM's Winter Legislative Meeting; the meeting focused on the Governors Executive Budget that has been proposed and we had the opportunity to discuss those issues with our local Legislators.

Mayor Wiegman advised that he would like to appointment Ian Arturo, 80 Hastings Avenue, Croton, New York, to the Water Control Commission. Mayor Wiegman advised that Ian is currently finishing his degree at Allegany College. Mayor Wiegman advised that he and Ian did water quality testing at the Croton River for many years and is pleased to make this appointment.

There being no further business to come before the Board; Trustee Davis made a motion to adjourn the meeting. Trustee Slippen seconded the motion; approved 4-0. The meeting was adjourned at 9:55PM

Respectfully submitted

Judy Weintraub, Board Secretary

Paula DiSanto, Village Clerk