

Town Board Monthly Meeting

**January 7, 2021 7:30 p.m.
107 Glenclyffe Drive, Garrison, New York**

SALUTE TO THE FLAG

APPROVAL OF MINUTES

- Monthly Town Board Meeting – December 3, 2020
- Weekly Town Board Meeting – December 21, 2020
- Year-End Meeting – December 22, 2020

COMMITTEE REPORTS

1) Conservation Board 2) Recreation 3) The Philipstown Hub 4) Planning Board
5) Zoning 6) Highway 7) Building & Land Acquisition 8) Cemetery Committee
9) Putnam County Legislator

AGENDA

- 1. Resolution authorizing Supervisor Shea to sign the Lead Agency Agreement for the Town of Putnam Valley regarding Town Code Revisions.**
- 2. Brief presentation of the final draft of the 2020 Philipstown Natural Resources Inventory by Roberto Muller & Max Garfinkle.**
- 3. Schedule Workshops/Meetings.**
 - **Workshop – February 10, 17 or 24, 2020 – Trails committee to discuss sidewalk to Boscobel (Any of the above dates will work)**
 - **Monthly Town Board Meeting – February 4, 2021**
- 4. Code Enforcement Monthly Report**
- 5. Any other business that may come before the Town Board.**

AUDIENCE

VACANCIES – Board of Assessment Review (1)

APPROVAL OF VOUCHERS

General Highway CVPD CVWD

ADJOURNMENT

The Town Board held their Monthly Meeting on the above date at 7:30 p.m., at the Recreation Center, 107 Glenclyffe Drive, Garrison, NY 10524.

PRESENT:	Richard Shea	Supervisor
	John Van Tassel	Councilman
	Michael Leonard	Councilman
	Robert Flaherty	Councilman
	Judith Farrell	Councilwoman

Supervisor Shea opened the meeting with the Salute to the Flag.

APPROVAL OF MINUTES

Minutes of the Monthly Town Board meeting of November 5, 2020.

Councilman Leonard made a motion, seconded by Councilman Flaherty, that the Minutes of the Monthly Town Board meeting are hereby approved as presented.

Minutes of the Public Hearing-CVPD & CVWD Budget- November 4, 2020.

Councilman Flaherty made a motion, seconded by Councilwoman Farrell, that the Minutes of the Public Hearing- CVPD & CVWD Budget are hereby approved as presented.

Minutes of the Public Hearing-General Budget- November 4, 2020.

Councilwoman Farrell made a motion, seconded by Councilman Van Tassel, that the Minutes of the Public Hearing-General Budget are hereby approved as presented.

Minutes of the Weekly Town Board meeting of November 18, 2020.

Councilman Flaherty made a motion, seconded by Councilman Van Tassel, that the Minutes of the Weekly Town Board meeting are hereby approved as presented.

COMMITTEE REPORTS

CONSERVATION BOARD – Councilman Leonard reported that they met on November 10, 2020 with the following items on the agenda:

- Glynwood – dam repair
- Structure on 301 destroyed by fire-- concern about septic and well
- Application for pool/decking - inside wetlands buffer is not allowed
- Fish Library – plan for discovery path and solar facility around property

The next meeting is scheduled for December 8, 2020.

RECREATION – Councilwoman Farrell reported that the commission did not meet this month. Next meeting is December 15, 2020.

PHILIPSTOWN HUB – Danielle Pack-McCarthy reported on the accomplishment for the past year. They now have 3 part time people. This past month they worked with 22 residents of which 12 were new this month. They have in person visits as well as “zoom” contacts and phone contact. They are in the midst of their annual appeal – “philipstownhub.org” to donate.

PLANNING BOARD - Councilman Flaherty reported that they met on November 19, 2020 with following items on the agenda:

- Return of escrow – Vamco Realty of Peekskill
- Neal Zuckerman recused himself
- Roland Heitman/Jeanne-Marie Fleming – Angel Hill Rd.- single family residence
- Magazzino Italian Art Foundation – lot line adjustment
- Andrew Kepler – 176 Moog Rd. – deck, 3 season room, courtyard
- Public Hearing – Joseph Pell – 19 Fieldstone Ridge
- CRS Warehouse – site plan approval
- Christopher Flagg & Heidi Snyder – 699 Old Albany Post Rd.- addition
- 3622 Rte. 9 – site plan approval
- William & Laura Cumming – 71 South Mt. Pass Spur – subdivision
- Riverview Industries – Rte. 9- site plan approval
- Desmond Fish Library – install solar ribbon

ZONING BOARD – Councilman Van Tassel reported that they did not meet in November and will not meet in December. Next meeting is scheduled for January 11, 2021.

HIGHWAY – Councilman Van Tassel read the report submitted by Carl Frisenda, Highway Superintendent which is on file in the Town Clerks Office.

BUILDING & LAND ACQUISITION – Supervisor Shea reported that the Town Hall project is still moving forward. It is expected that the work will be completed in January.

CEMETERY COMMITTEE – Councilman Leonard reported that there is a much clearer view into the Mountain Ave cemetery. He met with the stone mason with regard to the removal of locust trees which would have damaged some of the stones. They will have a site visit soon.

PC LEGISLATOR – Legislator Montgomery offered her sincere condolences to Councilman Flaherty and his family on the death of his father.

Quick update – she is working on the response to COVID and trying to get more attention to that. She's wondering why the County is setting up another site for rapid testing on the other side of the County and not on this side of the County. She reported that she voted "no" for an intensive audit on the Sheriff's dept. which will cost \$45,000. She does not see need to spend that kind of money at this time. Legislator Montgomery is asking that the Town participate in the update of the County Charter which happens every ten (10) years.

Supervisor Shea that the Town is doing pretty well with wearing their masks. Asked that people do not let their guard down now and we will be able to move on. It is a reality. Be prepared.

**TOWN OF PHILIPSTOWN
MONTHLY REPORT OF TOWN SUPERVISOR
MONIES RECEIVED AS OF DECEMBER 3, 2020**

GENERAL & PART-TOWN FUNDS

Bldg. Fees 9/20
Justice Fees 9/20

NYS Grant Justice Fees
Rec Fees 9/20
TC Fees 9/20
TC Fees 9/20
Bldg. Fees 10/20
Expressway Auto Scrap Metal
PC Cemetery
Justice Fees 10/20
Justice Bail

HIGHWAY

PC Gas

CONTINENTAL VILLAGE WATER DISTRICT

Water Collection

CONTINENTAL VILLAGE PARK DISTRICT

AGENDA

- 1. Resolution accepting the resignation of Deputy Town Clerk Theresa Crawley effective December 31, 2020.**

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby accepts the resignation of Deputy Town Clerk Theresa Crawley effective December 31, 2020.

- 2. Resolution awarding the 2021 Highway Material Bids.**

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby awards the 2021 Highway Material Bids, with the exception of item #6 Bank Run, Fill and Tailings for further clarification, approved by Carl Frisenda, Highway Superintendent.

- 3. Resolution authorizing the return of any remaining Cash Performance Bond for Vamco Realty of Peekskill.**

RESOLUTION #-2020

The following Resolution was presented by Councilman Flaherty, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board hereby approves the return of any remaining Cash Performance Bond for Vamco Realty of Peekskill.

- 4. Resolution approving the following 1 change order for the Town Hall Renovation Project in the amount of \$17,225.00 (revised):**

- 1. Copper Gutters & Leaders (PVS Construction)**

RESOLUTION #-2020

The following Resolution was presented by Councilwoman Farrell, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board hereby tables this 1 change order for the Town Hall Renovation Project:

- 1. Copper Gutters & Leaders (PVS Construction)**

5. Resolution approving the following 1 change order for the Town Hall Renovation Project in the amount of \$10,267.00:

- 1. Elevator Battery Backup (PVS Construction)**

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel , seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board approves the following 1 change order for the Town Hall Renovation Project in the amount of \$10,267.00:

- 1. Elevator Battery Backup (PVS Construction)**

6. Resolution approving the following 1 change order for the Town Hall Renovation Project in the amount of \$4,610.00:

- 1. Concrete Entry Sidewalk (PVS Construction)**

RESOLUTION #-2020

The following Resolution was presented by Councilwoman Farrell, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby approves the following 1 change order for the Town Hall Renovation Project in the amount of \$4,610.00:

- 1. Concrete Entry Sidewalk (PVS Construction)**

7. Resolution authorizing Supervisor Shea to sign the filming permit for North Six (GAP Teen Spring 2021 project), event to take place December 2-3, 2020 at 40 High Ridge Road, Garrison. (Nunc Pro Tunc)

RESOLUTION #-2020

The following Resolution was presented by Councilman Leonard, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the filming permit for North Six (GAP Teen Spring 2021 project), event to take place December 2-3, 2020 at 40 High Ridge Road, Garrison. (Nunc Pro Tunc)

8. Resolution authorizing Supervisor Shea to sign the filming permit for Integrated Film Industries (Teen Gap 2 project), event to take place December 4, 2020 at 40 High Ridge Road, Garrison. (Nunc Pro Tunc)

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the filming permit for Integrated Film Industries (Teen Gap 2 project), event to take place December 4, 2020 at 40 High Ridge Road, Garrison. (Nunc Pro Tunc)

9. Resolution extending the moratorium on the submission and processing of applications for Land Use Approvals for new land use development on properties located on Upland Drive, Ridge Road and Cliffside Court within the Town of Philipstown for a period of six (6) months to June 4, 2021.

RESOLUTION #-2020

WHEREAS, heretofore the Town Board adopted a local law entitled: "A Local Law establishing a six (6) month moratorium on the submission and processing of applications for Land Use Approvals for new land use development on properties located on Upland Drive, Ridge Road and Cliffside Court within the Town of Philipstown"; and

WHEREAS, the Local Law enacting the moratorium provided that the said moratorium may be extended by two (2) additional periods of up to six (6) months each by resolution of the Town Board upon a finding of need for such extension

WHEREAS, the said moratorium will expire on December 4, 2020; and

WHEREAS, the Town Board has not yet completed the process of reviewing the applicable zoning and enacting such changes to the land use regulations as it may find to be appropriate;

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board hereby extends the moratorium on the submission and processing of applications for Land Use Approvals for new land use development on properties located on Upland Drive, Ridge Road and Cliffside Court within the Town of Philipstown for a period of six (6) months to June 4, 2021.

Councilwoman Farrell presented the foregoing resolution which was seconded by Councilman Flaherty,

Judith Farrell, Councilwoman	voting	Aye
John Van Tassel, Councilman	voting	Aye
Robert Flaherty, Councilman	voting	Aye
Michael Leonard, Councilman	voting	Aye
Richard Shea, Supervisor	voting	Aye

10. Resolution accepting the proposal from Marc's Landscaping & Outdoor Living, LLC for 2020-2021 snow shoveling and ice melt application as presented.

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby accepts the proposal from Marc's Landscaping & Outdoor Living, LLC for 2020-2021 snow shoveling and ice melt application as presented.

11. Resolution authorizing Robert Cinque to sign the proposed Consent Order and Judgement re: Garewal vs. Town of Philipstown.

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Leonard and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Robert Cinque to sign the proposed Consent Order and Judgement re: Garewal vs. Town of Philipstown.

12. Resolution authorizing Town Clerk to advertise for the position of Clerk to Special Boards (ZBA, PB & CB) to begin January 1, 2021.

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Town Clerk Percacciolo to advertise for the position of Clerk to Special Boards (ZBA, PB & CB) to begin January 1, 2021.

13. Brief presentation by Cathleen Donovan regarding WIC programs.

Cathleen Donovan introduced herself and talked about the WIC program. The program was discontinued last year by the County and there is little information on where someone can get the help they may need. She wanted to inform people that the Open-Door Program has taken over and is available in both Beacon and Peekskill. WIC has monies for healthy food budgets for women and children in need. Everything is done remotely. The program supplies a debit card which can be used to purchase healthy food.

14. Submission and brief presentation of the draft of the Comprehensive Plan Update by Nat Prentice.

Mr. Prentice explained that the committee has worked on this for three (3) years and believes this is a good start. It is posted to the Town website at www.philipstown.com

He would like that the plan be considered as "The new Comprehensive Plan" not just as an update. It isn't finished yet, but what we got is a grass roots effort. In this plan there are 13 goals as opposed to the 10 they had before with 34 strategies, 149 action items. This is meant to be a 10-15-year process.

He highlighted the following:

- Page 3 highlights the 6 key issues
- Page 5 public engagement
- Page 6 new idea- annual review process
6 planning principals
Goals organized
- Page 9 commit to achieving carbon neutrality by 2040.
- Page 10 Housing goals
- Page 11 complete streets Protect Natural Resources.
- Page 21 agriculture/farming, diversity goal
- Page 24 resident health goals
- Page 27 Responsibility working with our neighbors.
- Page 29 Form new committee "comprehensive plan committee".

Mr. Prentiss suggested there is a need to discuss further and a workshop should be planned. Hopefully in January.

15. Schedule Workshops/Meetings.

- Workshop-December 9, 2020 – Trails Committee to discuss sidewalk to Boscobel, update from Jeff Domanski
- Year End-December 17, 2020
- Re-Organization-January 7, 2020 @7:00pm
- Monthly Town Board Meeting-January 7, 2020

16. Code Enforcement Monthly Reports.

Town Clerk Percacciolo read the report submitted, which is on file in the Town Clerks office.

17. Any other business that may come before the Town Board.

Supervisor Shea said that he received a phone call with regard to Greg Wurner, Code Enforcement Officer. The person praised Greg and his reasonable approach to the job. Supervisor Shea believes Greg is a real resource for the town.

Councilman Leonard reported that he attended the zoom on Indian Point meeting about the shutdown next April. The Riverkeeper also participated in this meeting expressing their concerns/reservations with Holtec. Entergy will transfer the facility to them. NRC does support them but there are past issues with them. The plants will shut down and the fuel will be put into the fuel pools. There is dry cast storage on the site too. The issue is that Holtec will in fact shut the plant down properly. This is something that should be watched.

Councilwoman Farrell wanted to wish everyone a Healthy Safe Holiday season.

AUDIENCE

VACANCIES

(1) Board of Assessment Review

APPROVAL OF VOUCHERS

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$are hereby approved as set forth in Abstract 11A & 12

Councilman Flaherty made a motion, seconded by Councilwoman Farrell and unanimously carried that the Highway Vouchers in the amount of \$are hereby approved as set forth in Abstract 11A & 12.

Councilman Leonard made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVPD Vouchers in the amount of \$are hereby approved as set forth in Abstract 12

Councilman Flaherty made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVWD Vouchers in the amount of \$are hereby approved as set forth in Abstract 12

There being no further business to discuss, Councilman Flaherty made a motion, seconded by Councilwoman Farrell to close the Monthly Meeting at 9:05 pm.

Respectfully submitted by,

Theresa Crawley
Deputy Town Clerk

The Town Board of the Town of Philipstown held a Weekly Meeting on the above date at 8:30 a.m., at 34 Kemble Avenue, Cold Spring, New York.

PRESENT: Richard Shea Supervisor
 John Van Tassel Councilman
 Robert Flaherty Councilman
 Judy Farrell Councilwoman

ABSENT: Michael Leonard Councilman

AGENDA

1. Resolution authorizing Supervisor Shea to make the necessary 2019 final budgetary transfer of funds (General B Town Outside Village Fund):

Supervisor Shea explained that this is something we do every year in order to balance out the budget.

RESOLUTION #-2020

The following Resolution was presented by Councilwoman Farrell, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to make the necessary 2019 final budgetary transfer of funds (General B Town Outside Village Fund) as follows:

B.960 Appropriations	\$22,606.00
TO	
B.960 Appropriations	\$22,606.00

2. Resolution authorizing Supervisor Shea to make the necessary 2019 final budgetary transfer of funds (Highway DB Fund):

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to make the necessary 2019 final budgetary transfer of funds (Highway DB Fund) as follows:

DB.960 Appropriations	\$418,007.00
TO	

DB.960 Appropriations \$418,007.00

There being no further business to discuss, Councilman Flaherty made a motion, seconded by Councilman Van Tassel to close the Weekly Meeting at 8:37 a.m.

Respectfully submitted by,

Tara K. Percacciolo
Town Clerk

The Town Board of the Town of Philipstown held their Year End Meeting on the above date at 7:00 p.m. at the Philipstown Recreation Center, 107 Glenclyffe Drive, Garrison, New York.

PRESENT

Richard Shea	Supervisor
John Van Tassel	Councilman
Michael Leonard	Councilman
Robert Flaherty	Councilman
Judith Farrell	Councilwoman

Supervisor asked that everyone stand for a moment of silence to recognize the recent passing of Joe Etta, a lifelong resident of Cold Spring, & Hans Mueller.

AGENDA

1. **Resolution awarding the 2021 Highway Material Bid #6 Bank Run/Fill/Tailings – FOB & Delivered.**

Supervisor Shea stated this was the only item on the Highway Materials Bids that hadn't been approved. The Supervisor clarified with the Highway Superintendent that it will more than likely be delivered but they want the option of going and picking it up in an emergency.

RESOLUTION # -2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board hereby awards the 2021 Highway Material Bid for #6, Bank Run/Fill/Tailings – FOB & Delivered, as approved by Carl Frisenda, Highway Superintendent.

2. **Resolution approving the estimates for office furniture for the Philipstown Justice Court and authorizing the Justice Clerk to place order for such.**

Councilman Van Tassel noted that this is all included in the grant application for the next round of grants that the court clerk has applied for and he is hopeful that it will be approved.

RESOLUTION # -2020

The following Resolution was presented by Councilwoman Farrell, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby approves the estimates for office furniture for the Philipstown Justice Court and authorizes the Justice Clerk to place order for such.

3. Authorize the Supervisor to make the necessary budget transfers to close the books for the year 2020.

The Supervisor explained this is a continuation of a meeting held Monday morning and is part of the year-end balancing of the books.

RESOLUTION #-2020

The following Resolution was presented by Councilman Flaherty, seconded by Councilman Van Tassel and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to make the necessary budget transfers to close the books for the year 2020.

4. Resolution authorizing Supervisor Shea to sign the contract between the Town and Ron J. Gainer, P.E., PLLC for fiscal year 2021.

Supervisor Shea explained this is for the Town Engineer who sits with the Planning Board. He performs various engineering duties for the Town including some things for the upcoming new highway garage.

RESOLUTION # 2020

The following Resolution was presented by Councilman Leonard, seconded by Councilwoman Farrell and unanimously carried;

RESOLVED, that the Town Board authorizes Supervisor Shea to sign the contract with Ron J. Gainer, P.E., PLLC for fiscal year 2021 as approved in the Final Budget adopted by the Town Board on November 18, 2020.

5. Resolution authorizing Supervisor Shea to sign the contract between the Town and Max Garfinkle as the town's Wetland's Inspector for 2021.

Councilman Leonard & Supervisor Shea commented on Mr. Garfinkle's professionalism and stated he is a great ambassador to the town.

RESOLUTION # 2020

The following Resolution was presented by Councilman Leonard, seconded by Councilman Van Tassel and unanimously carried;

RESOLVED, that the Town Board authorizes Supervisor Shea to sign the contract with Max Garfinkle as Wetlands' Inspector and Natural Resources Officer for fiscal year 2021 as approved in the Final Budget adopted by the Town Board on November 18, 2020.

6. Resolution authorizing Supervisor Shea and the Town Board to sign the contract for the Continental Village Volunteer Fire Department, Inc. for fiscal year 2021.

RESOLUTION #-2020

The following Resolution was presented by Councilman Van Tassel, seconded by Councilman Flaherty and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor and the Town Board to sign the contract for the Continental Village Volunteer Fire Department, Inc. for fiscal year 2021 as approved in the Final Budget adopted by the Town Board on November 18, 2020.

7. Any other business that may come before the Town Board.

Councilman Leonard suggested the Board take a look at the Zoning Code in the upcoming year, specifically sections pertaining to animals. Councilman Van Tassel stated the issue of Air BnB's and short term rentals should also be looked at.

Town Clerk Percacciolo stated that her office will not be accepting in person payments for taxes this year. Payments should be mailed in to the PO Box listed on the bill or can be dropped off in the mailbox out front at 34 Kemble Avenue. There will also be a dropbox right inside the side entrance for anyone who wishes to drop their payment there. There is also an online payment option listed on the bill as well.

There being no further business to discuss, Councilwoman Farrell made a motion, seconded by Councilman Leonard and unanimously carried to close the Year End Meeting at 7:11 p.m.

Respectfully submitted by,

Tara K. Percacciolo
Town Clerk

MEMORANDUM

January 7, 2021

TO: Philipstown Town Board Members

FROM: Carl Frisenda

SUBJECT: Work performed by the Philipstown Highway Department for the month of December

- **WE SURVIVED 2020!** Hoping everyone enjoyed the crazy holidays in this uncertain world, and looking forward to a great 2021.
- To end the year, we announce one crew member retiring – Dana Phillips. He is a 14-year veteran who will be missed by everyone. Dana was a mentor to the rookie crewmen and a true friend to the other veteran crew. We wish him the best life has to offer in his retirement.
- The Highway crews finished several pipe jobs, continued grading dirt roads and patching the paved roads, as well as clearing pipes and waterways before the first major snow storm hit mid-month. Winter Storm Gail, the first Nor'easter in over a year, was a very impressive storm with blizzard conditions. The crews responded in a most professional manner getting all roads cleared and in great shape as early as possible considering there was 2 feet of snow in spots.
- A second storm on Christmas eve left as fast as it came with snow changing to rain causing wash outs, and terrific winds downing many trees. Again, the crews rose to the occasion and cleared roads as quick as possible.
- The Highway Department received approximately 26 phone calls/emails regarding road complaints and issues for the month of December.
- Roughly \$10,400.00 was spent on vehicle maintenance and repairs for the month of December.

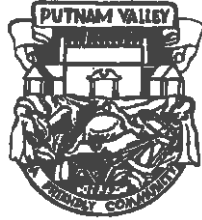
**Above monthly account submitted by:
Carl Frisenda, Highway Superintendent**

RESOLUTION # - 2020

The following Resolution was presented by _____, seconded by _____ and unanimously carried;

RESOLVED, that the Town Board hereby authorizes Supervisor Shea to sign the Lead Agency Agreement for the Town of Putnam Valley regarding Town Code Revisions.

TOWN BOARD RESOLUTION



**Town of Putnam Valley Town
Board
265 Oscawana Lake Road
Putnam Valley, New York 10579
(845)526-3280 Fax (845)528-3961
www.putnamvalley.com**

December 16, 2020

**INTENT TO BE LEAD AGENCY
TOWN CODE REVISIONS
265 OSCAWANA LAKE ROAD
PUTNAM VALLEY, NY**

WHEREAS, the Town Board of the Town of Putnam Valley has reviewed Chapter 82 of the Town Code entitled; "Noise" and has found that amendments to the Chapter are required in order to enhance the quality of life in the Town; and

WHEREAS, the Town Board of the Town of Putnam Valley has reviewed Chapter 165 - 53 of the Code of the Town of Putnam Valley entitled; "Temporary Signs" and has found that amendments to the Chapter are required in order to enhance the quality of life in the Town; and

WHEREAS, the Town Board is intent on providing renewable energy alternatives to the people of Putnam Valley and therefore have found in appropriate to add a new Chapter 166 to the Town Code entitled; "Community Choice Aggregation (Energy) Program"; and

WHEREAS, the proposed action has been determined to be a Type I Action pursuant to the New York State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617; and

NOW THEREFORE BE IT RESOLVED THAT, pursuant to the applicable standards of SEQRA 6 NYCRR Part 617, the Town Board of the Town of Putnam Valley concludes that it is the appropriate agency to serve as Lead Agency for the coordinated environmental review of the proposed Type I Action; and

BE IT FURTHER RESOLVED THAT, the Town Board hereby declares its intent to be Lead Agency for the coordinated SEQRA evaluation; and

BE IT FURTHER RESOLVED, WHEREAS THAT, the Town Board hereby

authorizes the Town Clerk to circulate the Lead Agency Notice to the other Involved and Interested Agencies indicating the Town Board's intention to serve as Lead Agency, including circulating the proposed ordinances and the Environmental Assessment Form (EAF).

Motion: *Councilman Luongo*
Second: *Supervisor Oliverio*

	Yea	Nay	Abstention	Absent
Sam Oliverio, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jacqueline Annabi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Louis Luongo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ralph Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Wendy Whetsel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

BY: *Shy Hines*

Filed at the Office of the Town Clerk, Putnam Valley, New York
On the Date of: 12/18/2020



Town of Putnam Valley Town Board
265 Oscawana Lake Road
Putnam Valley, New York 10579
(845)526-3280 Fax (845)528-3961
www.putnamvalley.com

December 18, 2020

RE: Proposed Amendments to Chapter 82 of the Town Code
Proposed Amendments to Chapter 165-53 of the Town Code
Proposed New Chapter 166 of the Town Code

Dear Involved or Interested Agency:

At its meeting held on December 16, 2020, the Town of Putnam Valley Town Board declared its intent to serve as Lead Agency for the coordinated environmental review of the proposed Type I Action described below; agreement among the Involved Agencies is requested pursuant to the applicable requirements set forth in SEQR, 6 NYCRR Part 617.

The Town of Putnam Valley is proposing an amendment to Chapter 82 of the Town Code entitled; "Noise", amendment to Chapter 165-53 of the Town Code entitled; "Temporary Signs" and the addition of a new Chapter 166 entitled; "Community Choice Aggregation (Energy) Program".("the proposed action").

The Town Board asks that each Involved Agency fill out the attached "Lead Agency Agreement" form either consenting or not consenting to the Putnam Valley Town Board serving as Lead Agency. Please return the attached form to the Town Board within 30 days of the date of this letter.

Additionally, this letter will serve as formal request for review by Putnam County and Westchester County under General Municipal Law 239-m.

Enclosed, please find Part I of the Full Environmental Assessment Form (EAF) and supplemental materials.

Please contact me with any questions.

Sherry Howard
Town of Putnam Valley Town Clerk

**Town of Putnam Valley Town Board
Putnam County, New York**

Type I Action - Coordinated Review

**INVOLVED AND INTERESTED AGENCIES
DECLARATION OF INTENT TO BE LEAD
AGENCY**

Date Mailed: 12/18/2020

Dear Involved or Interested Agency:

PLEASE TAKE NOTICE, at its meeting held on December 16, 2020, the Town of Putnam Valley Town Board declared its intent to serve as Lead Agency for the coordinated environmental review of the proposed Type I Action described below; agreement among the Involved and Interested Agencies is requested pursuant to the applicable requirements set forth in SEQR, 6 NYCRR Part 617.

The Town of Putnam Valley Town Board is proposing to amend the following chapter of the Town Code; Chapter 82 (Noise), Chapter 165-53 entitled 'Temporary Signs' and add a new chapter to the Town Code, Chapter 166 entitled; "Community Choice Aggregation (Energy) Program". The proposed ordinances are attached.

SEORA CLASSIFICATION AND IDENTIFIED INVOLVED AGENCIES

The proposed action has been classified as a Type I Action, pursuant to 6 NYCRR Part 617. The following potential Involved and Interested Agencies have been identified:

INVOLVED AGENCIES:

Putnam Valley Town Board
Putnam Valley Town Hall 265
Oscawana Lake Road
Putnam Valley, NY 10579

INTERESTED AGENCIES

Putnam Valley Planning Board
Putnam Valley Town Hall
265 Oscawana Lake Road
Putnam Valley, NY 10579

Putnam Valley Zoning Board of Appeals
Putnam Valley Town Hall
265 Oscawana Lake Road
Putnam Valley, NY 10579

Putnam Valley Committee on
the Conservation of the
Environment
Putnam Valley Town Hall
265 Oscawana Lake Road
Putnam Valley, NY 10579

Town of Philipstown Town Clerk
PO Box 155
Cold Spring, NY 10516

Town of Carmel Town Clerk
60 McAlpin Avenue
Mahopac, NY 10541

Town of Kent Town Clerk
25 Sybil's Crossing
Kent Lakes, NY 10512

Town of Cortlandt Town Clerk
1 Heady Street
Cortlandt Manor, NY 10567

Town of Yorktown Town Clerk
363 Underhill Avenue
Yorktown Heights, NY 10598

Putnam County Department of Planning, Development and Public
Transportation
2 Route 164, Suite #1
Patterson, NY 12563

Westchester County Department of Planning
148 Martine Avenue
White Plains, NY 10601

COORDINATED ENVIRONMENTAL REVIEW PROCEDURES

Under the applicable standards of SEQRA, 6 NYCRR Part 617, the Town Board of the Town of Putnam Valley has concluded that it is the appropriate agency to serve as Lead Agency for the coordinated environmental review of the proposed Type I Action. At its regular meeting held on December 2, 2020, the Town Board of the Town of Putnam Valley declared its intent to serve as Lead Agency and authorized the Town Clerk to circulate this notice to the other Involved and Interested Agencies.

This notification along with a copy of the Long-form Environmental Assessment Form (EAF), and attached narrative will be sent to all Involved and Interested Agencies. The Town Board is requesting

that each Involved Agency fill out the attached consent form. However, if any Involved Agency does not agree that the Town of Putnam Valley Town Board should be designated as the Lead Agency, it may follow the procedures set forth in SEQR, 6 NYCRR Part 617.

In addition, this document serves as a formal referral to Putnam County and Westchester County under General Municipal Law 239-m.

If you have any questions or comments, you may contact:

Ms. Sherry Howard, Town Clerk
Town of Putnam Valley Town Hall
265 Oscawana Lake Road
Putnam Valley, NY 10579
Phone: (845) 526-3740 Fax: (845) 526-3307

The Town Board of the Town of Putnam Valley asks that each Involved Agency fill out the attached "*Lead Agency Agreement*" form either consenting or not consenting to the Town Board of the Town of Putnam Valley serving as Lead Agency. Please return the completed form, and any comments you may have on the application, within 30 days of the date on which it was mailed to the TOWN CLERK at the above address.

If you do not respond within 30 days, it will be interpreted as consent that the Town of Putnam Valley Town Board serve as Lead Agency.

TOWN OF PUTNAM VALLEY TOWN BOARD
TYPE I ACTION- COORDINATED ENVIRONMENTAL REVIEW
Amendment to Town Code
LEAD AGENCY AGREEMENT

On behalf of _____

(INSERT NAME OF AGENCY)

I acknowledge receipt of the Lead Agency notice on the above referenced matter, which was mailed on

The above named Involved Agency hereby:

(Please Check One)

- () AGREES that the Town of Putnam Valley Town Board serve as Lead Agency for the coordinated environmental review of the proposed action and requests that the undersigned continue to be notified of all filings and hearings on this matter.

- () DOES NOT AGREE to the Town of Putnam Valley Town Board serving as Lead Agency and wishes that _____

serve as Lead Agency.

To contest Lead Agency designation, the undersigned intends to follow the procedures in accordance with SEQR 6 NYCRR Part 617.6.

Please return within 30 days of the mailing of this correspondence. In addition, please specify the jurisdiction that your agency has over this project and what issues you believe are relevant in connection with this project.

Ms. Sherry Howard, Town Clerk
Town of Putnam Valley
265 Oscawana Lake Road
Putnam Valley, NY 10579
Phone: (845) 526-3740 FAX: (845) 526-3307

Print Name

Title

Signature

Date

AMENDMENT TO CHAPTER 82; “NOISE” ORDINANCE

Local Law 2 of the year 2020 amending Chapter 82 of the Code of the Town of Putnam Valley

Chapter 82 of the Code of the Town of Putnam Valley is hereby amended to state as follows:

“§ 82-1 Title.

This chapter shall be known and may be cited as the "Noise Law."

§ 82-2 Intent.

The making and creating of disturbing or offensive noises within the jurisdiction of the Town of Putnam Valley is a condition which has persisted, and the level and frequency of occurrences of such noises continues to increase. These noise levels are a detriment to the public health, comfort, convenience, safety and welfare of the citizens. Every person is entitled to an environment in which disturbing, excessive or offensive noise is not a detriment to his or her life, health or enjoyment of property. This Chapter is intended to regulate the generation of unreasonable, unreasonably loud, disturbing or unnecessary noise.

§ 82-3 Definitions.

As used herein, the following terms shall have the meaning indicated:

HOLIDAY

Federal holiday.

PERSONS

One or more natural persons of either sex, corporations, partnerships, associations, membership societies and all other entities capable of being sued.

SELF-PROPELLED VEHICLE

Any vehicle which is propelled or drawn on land or on the surface of

a lake by a motor, such as but not limited to passenger cars, trucks, truck trailers, semitrailers, campers, go-carts, snowmobiles, amphibious craft on land, dune buggies, all-terrain vehicles, racing vehicles, motorboats, jet skis and motorcycles.

SOUND REPRODUCTION DEVICE

Any device that is designed to be used or is actually used for the production or reproduction of sound, including but not limited to any amplified musical instrument, radio, television, tape recorder, phonograph, loudspeaker, public address system or any other sound-amplifying device.

WEEKEND/WEEKDAYS

For the purposes of this chapter, a weekend is a period of time from Friday at 7:00 p.m. until Monday at 6:00 a.m. All other times of the week will be considered weekdays.

ZONES or ZONED DISTRICT

Shall mean a zoning district defined and regulated under Chapter 165 of the Town Code.

§ 82-4 Prohibition.

No person shall make, cause or permit to be made noise within the geographical boundaries of the Town of Putnam Valley except to the extent authorized in Section 82-5 below .

§ 82-5 Noise Restrictions.

A. No person shall operate or permit to be operated within the Town of Putnam Valley, any device that produces a sound level exceeding the following limitations in this Article, The measurement of any sound or noise shall be made with a sound-level meter using an A-scale decibel level. The measurement shall be conducted at the property line of the lot on which such noise is generated or perceived, or if the noise is generated on a public street or other public space within the Town of Putnam Valley, the measurement shall be conducted at the place where such noise is perceived.

Residential zoned district limitations:

(a).

During the hours of 8:00 a.m. to 6:00 p.m., noise levels within any residentially zoned district shall not exceed Seventy (70) dB(A)'s. Notwithstanding the foregoing, however, in the normal maintenance of properties from 8 am to 8 pm yard maintenance equipment including but not limited to lawn mowers, weed whackers, snow blowers, chain saws and leaf blowers may be used for a reasonable and customary amount of time during which noise levels shall not exceed 110 dB measured at the adjoining property line.

(b).

During the hours of 6:00 p.m. to 8:00 a.m., noise levels within any residentially zoned district shall not exceed fifty-five (55) dB(A)'s.

Commercial zoned district limitations:

Noise levels within any commercial/retail-zoned districts shall not exceed Seventy (70) dB(A)'s and shall also conform in all respects to the performance standards set forth in Chapter 165, Zoning.

In addition to the noise restrictions set forth in subsection A above, the following restrictions shall also apply,

B.

Between the hours of 8:00 p.m. and 8:00 a.m. on weekdays (8:00 p.m. and 6:00 a.m. for the Town of Putnam Valley Highway Department, or any of its contractors repairing or maintaining public roads and highways, from June 1 through September 30), and the hours of 7:00 p.m. and 8:00 a.m. on weekends and holidays, the following acts are not permitted:

(1)

The use of heavy equipment, motorized lawn equipment or any noise-making equipment.

(2)

The operation of engines in residential zones outdoors. This would include the stationary idling of any engine, including but not limited to automobiles, trucks, motorcycles, motorboats, minibikes, snowmobiles or all-terrain vehicles for more than five minutes.

(3)

Any noise from a vehicle, machine or signaling device for an unnecessary or unreasonable period of time.

(4)

The use of explosives, firearms or similar devices.

(5)

The operation of any audio equipment or the use of any musical instrument or human voice, including but not limited to in parked or moving vehicles, in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of persons in any dwelling, hotel or other type of residence.

(6)

Every motorboat over two horsepower shall be provided with an underwater exhaust or muffler so constructed and used as to muffle the noise so that the noise of the motor shall be effectively muffled. The use of cutouts or similar appliances is prohibited.

C.

The act of singing or talking, partying sounds or radio and recording sounds which are audible more than 100 feet from the source between the hours of 10:00 p.m. and 7:00 a.m. on weekdays and 11:00 p.m. and 9:00 a.m. on weekends and holidays are prohibited.

D.

Machines to hammer, crush or shatter rock are permitted for use only as follows:

(1)

Hours of operation must be between 9:00 a.m. and 4:00 p.m. weekdays; operation is not permitted on weekends or holidays.

(2)

The property owner or designee must obtain a permit from the Code Enforcement Officer which shall be valid only for a maximum of 10 days of operation.

E.

Any excessive or unusually loud sound or any sound which either annoys, disturbs, injures or endangers or interferes with the sleep, comfort, repose, health or safety of a reasonable person of normal sensitivities or which causes injury to animal life or damage to property or business is prohibited.

§ 82-6 Persons liable for violations.

The owner, tenant and person in charge of the premises on which a violation under the provisions of this chapter has been committed shall be deemed to have permitted such violation on the subject premises and, as such, shall be guilty of such violation.

§ 82-7 Exceptions.

The provisions of this chapter shall not apply to the following acts:

A.

The emissions of sound for the purpose of alerting persons of an existing emergency.

B.

Noise from municipally sponsored celebrations or events.

C.

Noise from individually sponsored events where a permit for public assembly or other relevant permission has been obtained from the Town Clerk.

D.

The operation or use of any organ, radio, bell, chimes or other instrument, apparatus or device by any church, synagogue or school licensed or chartered by the State of New York, provided that such operation or use does not occur between the hours of 10:00 p.m. and 8:00 a.m.

E.

Noise generated by the installation and maintenance of utilities or by any generator during a power outage.

F.

Noise generated by a municipality during any emergency repair and maintenance or any other repair or maintenance undertaken by the municipality.

§ 82-8 Enforcement.

A.

The provisions of this chapter shall be enforced by the local policing agency (Putnam County Sheriff or New York State Police) and code enforcement personnel of the Town of Putnam Valley or other officials designated by the Town Board of the Town of Putnam Valley.

B.

The investigating police officer, Code Enforcement Officer or other

designated official who is a witness to the noise which is in violation to this chapter is authorized to issue a summons hereunder.

§ 82-9 Penalties for offenses.

Any person who violates any provision of this chapter shall be guilty of a violation and shall be subject to a fine not to exceed \$500 for each offense, imprisonment not to exceed 15 days, or both such fine and imprisonment. The town may also seek injunctive relief to prevent the continued violation of this chapter.

§ 82-10 Fees.

The Town Board shall by resolution set application fees for the permits authorized in this chapter.

82-11 Severability

If any **provision** of this statute is held illegal or unenforceable in a judicial proceeding, such **provision** shall be severed and shall be inoperative, and the remainder of this statute shall remain operative and binding on the Parties.”

**AMENDMENT TO CHAPTER
165-53; “TEMPORARY SIGNS”
ORDINANCE**

**Local Law 3 of the year 2021 Amendment of Town Code 165-53 A (2),
A(3)
and adding a new subdivision A (5)**

Town Zoning Code Sections 165-53 A (2) and A(3) are hereby amended to state as follows:

“A (2) Such signs shall be installed no sooner than 45 days before the voting begins and shall be removed no later than 5 days after the voting is concluded.

A(3) Signs shall not exceed 16 Square Feet in area”

A new section A(5) is hereby added stating as follows:

“A violation of Town Zoning Code Section 165-53 A shall be punishable by a fine of \$100.00 per day for each day that a sign remains in place in violation of this Section. Such violation and fine shall be imposed and levied upon the committee to elect the candidate who’s name is placed upon the sign and the person who installed the sign.”

NEW CHAPTER 166; COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM

LOCAL LAW NO. ~~1~~-2021

A LOCAL LAW TO ESTABLISH A COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM IN THE TOWN OF PUTNAM VALLEY

Be it enacted by TOWN BOARD of the TOWN OF PUTNAM VALLEY as follows:

The Code of the TOWN OF PUTNAM VALLEY is hereby amended by adding a new Chapter 166 entitled "COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM," to read as follows:

§1. Legislative Findings; Intent and Purpose; Authority.

- A. It is the policy of both the TOWN OF PUTNAM VALLEY ("Municipality") and the State of New York to reduce costs and provide cost certainty for the purpose of economic development, to promote deeper penetration of energy efficiency and renewable energy resources such as wind and solar, and wider deployment of distributed energy resources as well as to examine the retail energy markets and increase participation of and benefits for Eligible Consumers in those markets. Among the policies and models that may offer benefits in New York is Community Choice Aggregation ("CCA"), which allows local governments to determine the default supplier of electricity on behalf of Eligible Consumers.
- B. The purpose of CCA is to allow participating local governments to procure energy supply service for Eligible Consumers, who will have the opportunity to opt out of the procurement, while maintaining transmission and distribution service from the existing Distribution Utility. This Chapter establishes a program ("CCA Program") that will allow the Municipality and other local governments to work together through a shared purchasing model to put out for bid the total amount of electricity being purchased by Eligible Consumers within the jurisdictional boundaries of participating municipalities. Eligible consumers will have the opportunity to have more control to lower their overall energy costs, to spur clean energy innovation and investment, to improve customer choice and value, and to protect the environment; thereby, fulfilling the purposes of this Chapter and fulfilling an important public purpose.
- C. The Municipality is authorized to implement this CCA Program pursuant to Section 10(1)(ii)(a)(12) of the New York Municipal Home Rule Law; and State of New York Public Service Commission Case No. 14-M-0224, Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs (issued April 21, 2016) as may be amended, including subsequent orders of the Public Service Commission (PSC) issued in

connection with or related to Case No. 14-M-0224, to the extent that orders related to Case No. 14-M-0224 enable actions by the Municipality.

- D. This Chapter shall be known and may be cited as the COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM Law of the Municipality.

§2. Definitions.

For purposes of this Chapter, and unless otherwise expressly stated or unless the context otherwise requires, the terms in this Chapter shall have the meanings employed in the State of New York Public Service Commission's Uniform Business Practices or, if not so defined there, as indicated below:

- A. AGGREGATED DATA shall mean aggregated and anonymized information including the number of consumers by service class, the aggregated peak demand (kW) (for electricity) by month for the past 12 months, by service class to the extent possible, and the aggregated energy (kWh) for electricity by month for the past 12 months by service class.
- B. CCA ADMINISTRATOR shall mean the Town of Putnam Valley, or a third party CCA Administrator duly authorized to put out for bid the total amount of electricity being purchased by Participating Consumers. CCA Administrator is responsible for Program organization, administration, procurement, and communications, unless otherwise specified.
- C. CUSTOMER SPECIFIC DATA shall mean customer specific information, personal data and utility data for all consumers in the municipality eligible for opt-out treatment based on the terms of PSC CCA Order and the CCA program design including the customer of record's name, mailing address, telephone number, account number, and primary language, if available, and any customer-specific alternate billing name, address, and phone number.
- D. DATA SECURITY AGREEMENT shall mean an agreement between the Distribution Utility and the Municipality that obligates each party to meet, collectively, (i) all national, state and local laws, regulations or other government standards relating to the protection of information that identifies or can be used to identify an individual Eligible Consumer with respect to the CCA Administrator or its representative's processing of confidential utility information; (ii) the Distribution Utility's internal requirements and procedures relating to the protection of information that identifies or can be used to identify individual Eligible Consumer with respect to the CCA Administrator or its representative's processing of confidential utility information; and (iii) the PSC CCA Order and PSC rules, regulations and guidelines relating to confidential data.
- E. DEFAULT SERVICE shall mean supply service provided by the Distribution Utility to consumers who are not currently receiving service from an energy service company (ESCO). Eligible Consumers within the Municipality that receive Default Service, and have not opted out, will be enrolled in the Program as of the Effective Date.
- F. DISTRIBUTED ENERGY RESOURCES (DER) shall mean local renewable energy projects, shared renewables like community solar, energy efficiency, demand response, energy management, energy storage, microgrid projects and other innovative Reforming the Energy Vision (REV) initiatives that optimize system benefits, target and address load pockets/profile within the CCA's zone, and reduce cost of service for Participating Consumers.

- G. DISTRIBUTION UTILITY shall mean owner or controller of the means of distribution of the electricity that is regulated by the Public Service Commission.
- H. ELIGIBLE CONSUMERS shall mean eligible customers of electricity who receive Default Service from the Distribution Utility as of the Effective Date, or New Consumers that subsequently become eligible to participate in the Program, at one or more locations within the geographic boundaries of the Municipality, except those consumers who receive Default Service and have requested not to have their account information shared by the Distribution Utility. For the avoidance of doubt, all Eligible Consumers must reside or be otherwise located at one or more locations within the geographic boundaries of the Municipality, as such boundaries exist on the effective date of the ESA.
- I. ESCO or ENERGY SERVICES COMPANY mean an entity duly authorized to conduct business in the State of New York as an ESCO.
- J. NEW CONSUMERS shall mean consumers of electricity that become Eligible Consumers after the effective date of the ESA, including those that opt in or move into Municipality.
- K. PARTICIPATING CONSUMERS shall mean Eligible Consumers enrolled in the Program, either because they are consumers who receive Default Service from the Distribution Utility as of the Effective Date and have not opted out, or are New Consumers.
- L. PROGRAM ORGANIZER shall mean the group responsible for initiating and organizing the CCA. This group will typically secure buy-in from local governments and engage in preliminary outreach and education around CCA. The Program Organizer may be a non-profit organization, local government, or other third party. The Program Organizer and the CCA Administrator may be the same.
- M. PSC CCA ORDER shall mean the PSC's Order Authorizing Framework for Community Choice Aggregation Opt-Out Program, issued on April 21, 2016 in Case 14-M-0224, "Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs."
- N. PUBLIC SERVICE COMMISSION or PSC shall mean New York State Public Service Commission.
- O. SUPPLIERS shall mean ESCOs that procure electric power for Eligible Consumers in connection with this Chapter or, alternatively, generators of electricity or other entities who procure and resell electricity.

§3. Establishment of a Community Choice Aggregation (Energy) Program.

- A. A Community Choice Aggregation (Energy) Program is hereby established by the Municipality, whereby the Municipality shall be authorized, but not required, to implement a CCA Program to the full extent permitted by the PSC CCA Order, as set forth more fully herein.
- B. The Municipality may act as aggregator or broker for the sale of electric supply to Eligible Consumers and may enter into contracts with one or more Suppliers for energy supply and other services on behalf of Eligible Consumers.
- C. The Municipality may enter into agreements and contracts with other municipalities, non-profits, consultants, and/or other third parties to i) develop and implement the CCA

Program, ii) act as CCA Administrator, and/or iii) develop offers of opt-in distributed energy resources (DER) products and services to Participating Consumers, including opportunities to participate in local renewable energy projects, shared solar, energy efficiency, microgrids, storage, demand response, energy management, and other innovative Reforming the Energy Vision (REV) initiatives and objectives designed to optimize system benefits, target and address load pockets/profile within the CCA zone, and reduce costs for CCA customers.

- D. The operation and ownership of the utility service shall remain with the Distribution Utility. The Municipality's participation in a CCA Program constitutes neither the purchase of a public utility system, nor the furnishing of utility service. The Municipality shall not take over any part of the electric transmission or distribution system and will not furnish any type of utility service, but will instead negotiate with Suppliers on behalf of Participating Consumers.

§4. Eligibility.

- A. All consumers within the Municipality, including residential and non-residential, regardless of size, shall be eligible to participate in the CCA Program.
- B. All consumers that are members of New York State Electric and Gas SC-1 Residential Service and SC-6 General Service for electric service shall be enrolled on an opt-out basis except for consumers i) that are already taking service from an ESCO, ii) that have placed a freeze or block on their account, or iii) for whom inclusion in the CCA Program will interfere with a choice the customer has already made to take service pursuant to a special rate. Those consumers may be enrolled on an opt-in basis.
- C. New Consumers shall be enrolled on an opt-out basis.

§5. Opt-Out Process.

- A. An opt-out letter, printed on municipal letterhead, shall be mailed to Eligible Consumers at least 30 days prior to customer enrollment. The opt-out letter shall include information on the CCA Program and the contract signed with the selected ESCO including specific details on rates, services, contract term, cancellation fee, and methods for opting-out of the CCA Program. The letter shall explain that consumers that do not opt-out will be enrolled in ESCO service under the contract terms and that information on those consumers, including energy usage data and APP status, will be provided to the ESCO.
- B. All consumers shall have the option to opt-out of the CCA Program at any time without penalty.
- C. Termination fees shall not be charged to consumers that cancel their CCA service as a result of moving out of the premises served.

§6. Customer Service.

Participating Consumers shall be provided customer service including a toll-free telephone number available during normal business hours (9:00 A.M.- 5:00 P.M. Eastern Time, Monday through Friday) to resolve concerns, answer questions, and transact business with respect to the service

received from the Supplier.

§7. Data Protection Requirements.

- A. The Municipality may request Aggregated Data and Customer Specific Data from the Distribution Utility provided, however, that the request for Customer Specific Data is limited to only those Eligible Consumers who did not opt-out once the initial opt-out period has closed.
- B. Customer Specific Data shall be protected in a manner compliant with, collectively, (i) all national, state and local laws, regulations or other government standards relating to the protection of information that identifies or can be used to identify an individual that apply with respect to the Municipality or its representative's processing of confidential utility information; (ii) the utility's internal requirements and procedures relating to the protection of information that identifies or can be used to identify an individual that apply with respect to the Municipality or its representative's processing of confidential utility information; and (iii) the PSC CCA Order and PSC rules, regulations and guidelines relating to confidential data.
- C. The Municipality must enter into a Data Security Agreement with the Distribution Utility for the purpose of protecting customer data.

§8. CCA Advisory Group.

- A. A CCA Advisory Group is hereby established to develop and review CCA related proposals, act as the Municipality's agent in awarding said proposals, and forward information regarding such awards to the Town Board for ratification.
- B. Membership to the CCA Advisory Group shall include the members of the Town Board

§9. Administration Fee.

The Municipality may collect, or cause to be collected, funds from customer payments to pay for administrative costs associated with running the CCA program.

§10. Reporting.

- A. Annual reports shall be filed with the Town Board of the Municipality by March 31 of each year and cover the previous calendar year.
- B. Annual reports shall include, at a minimum: number of consumers served; number of consumers cancelling during the year; number of complaints received; commodity prices paid; value-added services provided during the year (e.g. installation of DER or other clean energy services); and administrative costs collected. The first report shall also include the number of consumers who opted-out in response to the initial opt-out letter or letters.
- C. If a CCA supply contract will expire less than one year following the filing of the annual report, the report must identify current plans for soliciting a new contract, negotiating an extension, or ending the CCA program.

§11. Effective Date.

This Local Law shall be effective immediately upon passage.

§12. Severability.

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

**LONG-FORM
ENVIRONMENTAL
ASSESSMENT FORM**

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: Town of Putnam Valley Town Code Revisions		
Project Location (describe, and attach a general location map): Town-wide		
Brief Description of Proposed Action (include purpose or need): An amendment to Chapter 82 of the Code of the Town of Putnam Valley entitled; "Noise", amendment of Chapter 165 -53 of the Code of the Town of Putnam Valley entitled; "Temporary Signs" and the addition of a new Chapter 166 in the Code of the Town of Putnam Valley entitled; "Community Choice Aggregation (Energy) Program". Proposed amendment s and new Chapter are attached.		
Name of Applicant/Sponsor: Town of Putnam Valley Town Board		Telephone: 845-526-2121
		E-Mail: SOliverio@putnamvalley.com
Address: 265 Oscawana Lake Road		
City/PO: Putnam Valley	State: New York	Zip Code: 10579
Project Contact (if not same as sponsor; give name and title/role): N/A		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor): N/A		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Town Board Approval of amendment and new chapter.	
b. City, Town or Village <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Planning Board or Commission		
c. City Council, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Adjoining Towns and Villages (Town Law 264(2))	
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Putnam County Department of Planning (239-m). Westchester County Department of Planning	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> If Yes, complete sections C, F and G. If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s):	
<u>Environmental Management District-Ground and Surface Water Protection</u>	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
If Yes, what is the zoning classification(s) including any applicable overlay district?

The Town of Putnam Valley Zoning Districts include: PD, CD, R-3, R-2, R-1, LP, CN, CC-1, CC-2, PC, AG, The response to question C.3.b below is N/A.

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
If Yes,

i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Putnam Valley Central School District

b. What police or other public protection forces serve the project site?
New York State Police and Putnam County Sheriff's Department

c. Which fire protection and emergency medical services serve the project site?
Putnam Valley Fire Department

d. What parks serve the project site?
Putnam Valley Town Park, Clarence Fahnestock Memorial State Park.

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

b. a. Total acreage of the site of the proposed action? _____ acres
b. Total acreage to be physically disturbed? _____ acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres

c. Is the proposed action an expansion of an existing project or use? Yes No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

ii. Is a cluster/conservation layout proposed? Yes No

iii. Number of lots proposed? _____

iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will proposed action be constructed in multiple phases? Yes No

i. If No, anticipated period of construction: _____ months

ii. If Yes:

- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____ year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____

ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length

iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____

iii. If other than water, identify the type of impounded/contained liquids and their source. _____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

i. What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____

iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____

v. What is the total area to be dredged or excavated? _____ acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? Yes No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

iv. Will proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No
 If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No
 If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No
 If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No
 If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No
 If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No
 If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

• Do existing sewer lines serve the project site? Yes No
 • Will line extension within an existing district be necessary to serve the project? Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or _____ acres (impervious surface)
 _____ Square feet or _____ acres (parcel size)
 ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

 • If to surface waters, identify receiving water bodies or wetlands: _____

 • Will stormwater runoff flow to adjacent properties? Yes No

iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
 ii. In addition to emissions as calculated in the application, the project will generate:
 • _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of semi-trailer truck trips/day: _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade to, an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____
--	---

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration: _____

ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n.. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures: _____

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally describe proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s): _____

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation : _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____

 • Operation: _____

 iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____

 • Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban Industrial Commercial Residential (suburban) Rural (non-farm)

Forest Agriculture Aquatic Other (specify): _____

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertypes	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces			
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____

 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____

 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site: _____ %
 _____ %
 _____ %

d. What is the average depth to the water table on the project site? Average: _____ feet

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100 year Floodplain? Yes No

k. Is the project site in the 500 year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

m. Identify the predominant wildlife species that occupy or use the project site: _____

n. Does the project site contain a designated significant natural community? Yes No
 If Yes:
 i. Describe the habitat/community (composition, function, and basis for designation): _____
 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:
 • Currently: _____ acres
 • Following completion of project as proposed: _____ acres
 • Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
 If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
 If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? Yes No
 i. If Yes: acreage(s) on project site? _____
 ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
 If Yes:
 i. Nature of the natural landmark: Biological Community Geological Feature
 ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: _____
 ii. Basis for designation: _____
 iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places?	<input type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
<i>i.</i> Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District	
<i>ii.</i> Name: _____	
<i>iii.</i> Brief description of attributes on which listing is based: _____	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	
If Yes:	
<i>i.</i> Describe possible resource(s): _____	
<i>ii.</i> Basis for identification: _____	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?	<input type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
<i>i.</i> Identify resource: _____	
<i>ii.</i> Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____	
<i>iii.</i> Distance between project and resource: _____ miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
<i>i.</i> Identify the name of the river and its designation: _____	
<i>ii.</i> Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

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

Applicant/Sponsor Name Sam Oliverio, Jr. Date _____

Signature _____ Title Town of Putnam Valley Supervisor



Town of Philipstown

Code Enforcement Office
238 Main Street, PO Box 155
Cold Spring, NY 10516

Office (845) 265- 5202 Fax (845) 265-2687

MONTHLY REPORT for December 2020

1. Fees Collected	<u>23,348.15</u>
2. Total Number of Permits Issued	<u>36</u>
3. New One- or Two-family dwellings:	<u>1</u>
4. New Commercial/Industrial buildings:	<u>-</u>
5. New Hazardous (H) occupancies:	<u>-</u>
6. New Multi family occupancies:	<u>-</u>
7. Additions, alterations or repairs residential buildings	<u>4</u>
8. Additions, alterations or repairs commercial buildings:	<u>-</u>
9. All other permits (pools, sheds, decks, plumbing, HVAC, etc.)	<u>31</u>
10. Number of Certificates of Occupancy :	<u>18</u>
11. Number of Stop Work Orders issued:	<u>0</u>
12. Operating permits issued	<u>-</u>
13. Operating permits issued hazardous materials	<u>-</u>
14. Operating permits Hazardous processes and activities	<u>-</u>
15. Permits issued for the Use of pyrotechnic devices:	<u>-</u>
16. Inspection of public assembly :	<u>-</u>
17. Inspection of commercial occupancies	<u>2</u>
18. Inspection of buildings with 3 or more dwelling units:	<u>-</u>

Projects of Significance: HEATING SEASON IS AN
IMPORTANT TIME, TO CHECK
YOUR SMOKE /C-O DETECTORS
REPLACE IF EXPIRED !