

The Town Board held their Monthly Meeting on the above date at 7:30 p.m., at the Town Hall, 238 Main Street, Cold Spring, New York 10516.

**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.

**REVIEW OF MINUTES**

Minutes of the Special Town Board Meeting-Executive Session of November 20, 2018 were reviewed.

Councilman Leonard made a motion, seconded by Councilman Van Tassel that the Minutes of the Special Town Board Meeting-Executive Session of November 20, 2018 are hereby approved as presented.

Minutes of the Special Town Board Meeting – Adopt Budget of November 20, 2018 were reviewed.

Councilman Van Tassel made a motion, seconded by Councilman Flaherty that the Minutes of the Special Town Board Meeting – Adopt Budget of November 20, 2018 are hereby approved as presented.

Minutes of the Monthly Town Board December 6, 2018 were reviewed.

Councilman Flaherty made a motion, seconded by Councilman Leonard that the Minutes of the Monthly Town Board Meeting December 6, 2018 are hereby approved as presented.

Supervisor Shea invited two audience members from Upland Drive to come up to speak before the Town Board moved forward with the rest of the agenda. Michael Squires and Gabriel Kourie discussed an ongoing issue on Upland Drive with regard to water coming from a neighbors' property. They are asking for help from the town to resolve this problem. Supervisor Shea explained that it was a private road and they should have all the neighbors partition the Town Board to either adopt that portion of the road or the entire road and then it would become the town's responsibility to maintain.

## COMMITTEE REPORTS

**CONSERVATION BOARD** – Councilman Leonard noted that they meet the 2<sup>nd</sup> Tuesday of each month.

They have been working on the timber forest project at the north end of Town. They are close to a reasonable bond for the applicant for them to be able to move forward.

Councilman Leonard is asking that people be very careful before buying property. In some cases it seems that they are not looking into the properties and are running into difficulties with the size of the lot, setbacks and wetlands. This needs to be evaluated before buying, otherwise there will be a lot of problems. The Boards need to follow the Town codes and regulations.

They had some meetings for Stormwater management thanks to the Highway Department for getting out with the decals on outfall structures which flow into our streams. Natural Resource officer has a lot of material which will be put on the Town website to educate people on Stormwater protection. He is also setting up web based training for the Conservation Board and the Highway Department.

Next meeting is January 8, 2019.

**RECREATION** – Councilman Van Tassel was unable to attend the meeting this month. He said the Judy had spoken to Amber and the only thing was a transfer of funds. Next meeting will be January 29, 2019.

**PHILIPSTOWN COMMUNITY THAT CARES** - Legislator Montgomery said that she had nothing at this time as they will meet later this month.

**PLANNING BOARD** – Councilman Flaherty reported that they met on December 13, 2018 with a full agenda. The following was discussed:

- Local Law #1 to amend Town Code Chapter 175 entitled “Zoning” to add the uses of “Art Gallery” and “Museum” to the uses permitted in the “Office/Commercial/Industry Mixed-Use” (“OC”) District.

### Old Business

- Barbara Peck-Eyler – Lake Celeste Drive
- SEJE Realty LLC – 1510 Route 9

### Public Hearings

- Taylor/Fratesi – 220 S. Highland Road

- Kristan Connolly – Route 403
- Lowrey Residence – 80 Eyrie Road

### **New Business**

- Gregory Rathe – 28 Hudson Way

### **Other Business**

- Returning old escrows

Next meeting is January 17, 2019 at the old VFW Hall at 7:30 pm.

**ZONING BOARD** – Councilman Van Tassel reported that the Board did not meet in December.

**HIGHWAY** – Councilman Van Tassel read the report for the month, which is on file in the Town Clerks office.

**BUILDING & LAND** – Supervisor Shea reported that they are working with Highland Architecture for the renovation on the Town Hall. They will be meeting with them again soon to iron out the details to get the bid out soon.

**CEMETERY COMMITTEE** – Councilman Leonard reported they are continuing to do the individual grave clean ups on the actual bases so they can determine more of the history on the stones. He did take a survey of the North Highlands and McKeel's cemeteries as he is concerned that these might collapse unless some work is done there.

Next meeting is January 8, 2019.

**BUTTERFIELD LIBRARY** – GillianThorpe, Library Director, reported on the following:

- The library has completed the requirements to become a Passport Agency. To make an appointment: on line "butterfieldlibrary.org", email [jblstaff@gmail.com](mailto:jblstaff@gmail.com), call 845-265-3040.
- The library now offers "Parking Lot Pick Up service". You can order on line and arrange pick with the library between the hours of 12:00 and 4:45 pm. The items will then be brought out to your car in the parking lot.
- JMCR where drawings will be on display in February, as well as online.
- Future projects – the library continues to apply for and receive NYS construction money and the next phase of renovations will include a community conference room and a new handicap entrance.

**TOWN OF PHILIPSTOWN  
MONTHLY REPORT OF TOWN SUPERVISOR  
MONIES RECEIVED AS OF JANUARY 3, 2019**

**GENERAL & PART-TOWN FUNDS**

PC Cemetary 2018	\$4,767.13
Rec Fees 11/18	35,300.96
Justice Bail	923.30
Bldg. Fees 11/18	43,142.10
Justice Fees 11/18	7,728.50
TC Fees 11/18	394.68
TC Fees dogs 11/18	256.50
Rec Fees 12/18	24,000.00
CTV Fees	13,669.00
CTV Fees	22,149.00
AW Scrap.	81.00

**HIGHWAY**

Gen Gas	283.58
Gen Gas	209.44
NYS CHIPS	220,552.97

**CONTINENTAL VILLAGE WATER DISTRICT**

**CONTINENTAL VILLAGE PARK DISTRICT**

Clubhouse Rentals	350.00
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## AGENDA

**1. Resolution adopting Local Law#1 of 2019 to amend Town Code Chapter 175 entitled "Zoning" to add the uses of "Art Gallery" and "Museum" to the uses permitted in the Office/Commercial/Industry Mixed-Use" ("OC") District.**

- SEQRA – Negative Declaration
- Adopt Local Law #1-2019

### **RESOLUTION #48-2019**

**WHEREAS**, heretofore the Town Board has introduced Local Law No. 1 of the year 2019 entitled: A Local Law to amend Town Code Chapter 175 entitled "Zoning" to add the uses of "art Gallery" and "Museum" to the uses permitted in the "Office/Commercial/Industry Mixed-Use" ("OC") District.

**WHEREAS**, this is an action subject to SEQRA; and

**WHEREAS**, the Town Board is the sole Involved Agency, and such has caused to be prepared a Short Environmental Assessment Form: and

**WHEREAS**, the Town Board has conducted a Public Hearing on the proposed Local Law and heard all persons interested in the subject matter of the same;

**NOW, THEREFORE, BE IT RESOLVED** as follows: That after considering all of the information presented to it including the short EAF, the Town Board determines that the adoption of the Local Law #1 of the year 2019 will not result in any significant adverse environmental impacts and does hereby adopt the Negative Declaration attached hereto.

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

The vote on the foregoing resolution was as follows:

### **ROLL CALL VOTE**

Supervisor Shea	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE
Councilwoman Farrell	AYE

The resolution was thereupon declared duly adopted.

**RESOLUTION #49-2019**

The following Resolution was presented by Councilman Van Tassel seconded by Councilman Flaherty.

**RESOLVED**, that the Town Board held a Public Hearing on December 6, 2018 to hear comments for/against a proposed Local Law to amend Town Code Chapter 175 entitled "Zoning" to add the uses of "art Gallery" and "Museum" to the uses permitted in the "Office/Commercial/Industry Mixed-Use" ("OC") District.

**NOW, THEREFORE, BE IT RESOLVED**, that the town Board hereby adopts Local Law #1 of 2019 which will become effective upon filing with the New York State department of State.

The vote on the foregoing resolution was as follows:

**ROLL CALL VOTE**

Supervisor Shea	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE
Councilwoman Farrell	AYE

**2. Resolution authorizing Roberto Muller to complete the Unified Solar Permit application.**

**RESOLUTION #50-2019**

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

**WHEREAS**, New York State has developed a unified solar photovoltaic permitting process designed to streamline municipal permitting, which will reduce costs for solar projects and support the growth of clean energy jobs across the state; and

**WHEREAS**, the Town of Philipstown is committed to participating in the unified permitting process, thereby increasing the Town's eligibility for incentives through the New York State Energy Research and Development Authority's (NYSERDA) Clean Energy Communities program;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Philipstown adopts the New York State Unified Solar Permit as attached hereto; and be it further

**RESOLVED**, that the Town Board authorizes the Town Climate Smart Communities Coordinator to submit a copy of this resolution and the Unified Solar Permit to the Clean Energy Communities program to complete one of the program's "High Impact Action Items;" and be it further

**RESOLVED**, that this resolution shall take effect immediately, and a copy of this resolution with the attached NY Unified Solar Permit, shall be provided to the Town Building Department.

**ROLL CALL VOTE**

Supervisor Shea	AYE
Councilman Van Tassel	AYE
Councilman Leonard	AYE
Councilman Flaherty	AYE
Councilwoman Farrell	AYE

The resolution was thereupon declared duly adopted.

**3. Schedule Meetings/Workshops**

No meetings were scheduled.

**4. Code Enforcement**

Joan Clauss read the reports submitted for the Village of Cold Spring and Philipstown which are on file in the Town Clerks office.

**5. Any other business that may come before the Town Board.**

**AUDIENCE**

**VACANCIES**

Conservation Board (1)  
Recreation Commission (1)

## **APPROVAL OF VOUCHERS**

Councilman Van Tassel made a motion, seconded by Councilman Flaherty and unanimously carried that the General Vouchers in the amount of \$1,550,307.43 are hereby approved as set forth in Abstract 12A & 1.

Councilman Flaherty made a motion, seconded by Councilman Van Tassel and unanimously carried that the Highway Vouchers in the amount of \$126,853.09 are hereby approved as set forth in Abstract 12A & 1.

Councilman Leonard made a motion, seconded by Councilman Van Tassel and unanimously carried that the CVPD Vouchers in the amount of \$2,496.18 are hereby approved as set forth in Abstract 12A.

Councilman Van Tassell made a motion, seconded by Councilman Flaherty and unanimously carried that the CVWD Vouchers in the amount of \$26,900.04 are hereby approved as set forth in 12A & 1.

There being no further business to discuss, Councilman Van Tassel made a motion, seconded by Councilman Leonard to close the Monthly Meeting at 8:25 pm.

Respectfully submitted by,

Theresa Crawley  
Deputy Town Clerk