Workshop of the Board of Trustees of the Village of Dobbs Ferry held on July 11, 2023 at 6:36 p.m.

Present: Mayor Vincent Rossillo presiding, Trustees Jessica Galen, Michael Patino, Matt Rosenberg, Shari Rosen Ascher, Nicole Sullivan (arriving at 6:37 p.m.), and Larry Taylor, Interim Village Administrator Richard Leins, Village Clerk Elizabeth Dreaper, Village Treasurer Jeff Chuhta and Ms. Lori Lee Dickson/Attorney for the Village. Absent/excused: None.

Motion by Trustee Rosen Ascher seconded by Trustee Rosenberg to open the workshop.

MAYOR ROSSILLO	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE SULLIVAN	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSENBERG		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
VOTE TOTALS	AYE: 6	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 1			
RESULT:		MOTION PASSES						

Mayor Rossillo said Trustee Taylor will be attending this evening's meeting virtually and Deputy Mayor Sullivan would be arriving soon.

Deputy Mayor Sullivan arrived at 6:37 p.m.

Discussions

Brace Terrace – Rob Baron/Traffic Committee Chair

Robert Baron/Traffic Committee Chair was present.

Police Chief Manuel Guevara was present.

Mr. Baron gave the following presentation:

Clinton & Brace Terrace Traffic Committee Recommendations

Current Conditions - Clinton



Current Conditions - Brace



Brace facing Clinton



No visibility at Brace at corner of Cochrane

Current Conditions - Brace



Brace facing Clinton



No visibility at Brace at corner of Cochrane

Problems

- Masters using Clinton and side streets as overflow parking lots (while this slows traffic, it creates potential conflict between drivers)
- Brace Terrace residents report parking on both sides makes it impossible to pass, and would hinder emergency vehicles and school busses as well as no visibility for turning at Cochrane or Clinton as parking extends to corners
- · No parking management signage on Cochrane at all

Solutions

- Stop sign both directions on Clinton at Cochrane (approved but not implemented)
- ParkMobile Zone for full length of Clinton (creates revenue from private use of public resources)
- "No Parking Here to Corner" on Brace @ Clinton and Brace @ Cochrane
- Brace and Cochrane one-side only parking to ensure safe passage
- Encourage Masters to create a Traffic Demand Management Plan

A discussion was held and Mr. Baron addressed questions from the Board.

The following people addressed the Board: Dave Tabacoff/Brace Terrace; Paul Monte; and James Kiberd/Clinton.

Mayor Rossillo said he will reach out to The Masters School.

Chief Guevara discussed what it is possible to do in this area.

Mr. Baron discussed the areas of Sherman Avenue on Route 9 and Ogden Avenue at Chestnut Ridge Way to reach Springhurst.

Mr. Leins and Ms. Dickson said there may be an issue with storm drains at Sherman Avenue.

Ms. Dickson said she will check if it's legal to build a crosswalk that doesn't link to a sidewalk.

Mr. Baron discussed issues with the Price Street stop signs at Overlook. Mr. Baron said there are sight line issues.

Chief Guevara said, regarding the sight line issue that Mr. Baron mentioned on Price Street, he does not agree and says the issue is caused by foliage.

A discussion was held.

Motion by Trustee Galen, seconded by Trustee Rosen Ascher to close the workshop.

MAYOR ROSSILLO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE PATINO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSEN ASCHER		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSENBERG		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE TAYLOR	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0			
RESULT:		MOTION PASSES						

The workshop adjourned at 7:15 p.m.

Regular meeting of the Board of Trustees of the Village of Dobbs Ferry held on July 11, 2023 at 7:38 p.m. Except as may be authorized by any overriding federal, state or local order, all meetings of the Village's boards or committees qualifying as "public bodies" are conducted in accordance with Open Meetings Law (NYS Public Officers Law, Article 7). One or more board members may be participating remotely during public meetings under "extraordinary circumstances" as authorized by Open Meetings Law 103-a. Unless specifically set forth on the Village website (www.dobbsferry.com), in the meeting notice or on the agenda, meetings are conducted using a hybrid format and interested parties are invited to observe a meeting either in-person or virtually through the videoconferencing service Zoom which can be accessed by: (i) typing "join.zoom.us" on your web browser and entering the Webinar ID #205 957 953, and Passcode: 309361; or (ii) using the direct

link https://zoom.us/j/205957953?pwd=aU5YNHJVYkxub21WN0RzQUZoVzROUT09; or (iii) dialing one-tap telephone number 1 929 205 6099.

The meeting will be streamed live on YouTube: youtube.com/villageofdobbsferry

Present: Mayor Vincent Rossillo presiding, Trustees Jessica Galen, Michael Patino, Matt Rosenberg, Shari Rosen Ascher, Nicole Sullivan, and Larry Taylor, Interim Village Administrator Richard Leins, Village Clerk Elizabeth Dreaper, Village Treasurer Jeff Chuhta and Ms. Lori Lee Dickson/Attorney for the Village. Absent/excused: None.

Mayor Rossillo called the meeting to order.

Motion by Deputy Mayor Sullivan, seconded by Trustee Patino to open the meeting.

RESULT:	MOTION PASSES						
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0		
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSENBERG		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE PATINO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE GALEN		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
MAYOR ROSSILLO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		

Mayor Rossillo said Trustee Taylor will be attending this evening's meeting virtually.

Pledge of Allegiance

Mayor Rossillo led the pledge of allegiance.

Presentations

Police Chief for the Day

Police Officer Stephen Betz sent the following memorandum dated July 6, 2023 to Mayor Vincent Rossillo, the Board of Trustees, Richard Leins/Interim Village Administrator and Elizabeth Dreaper/Village Clerk:



POLICE DEPARTMENT VILLAGE OF DOBBS FERRY

ACCREDITED AGENCY

112 Main Street • Dobbs Ferry, New York 10522 Telephone (914) 693-5500 • Fax (914) 693-2040







Manuel R. Guevara
CHIEF OF POLICE

Memorandum

To: Mayor Vincent Rossillo and Board of Trustees

Richard Leins, Interim Village Administrator

Elizabeth Dreaper, Village Clerk

From: P.O. Stephen Betz

Subject: Chief for the Day. Recipient 2022

Date: July 6, 2023

The Dobbs Ferry Police Department collaborates with the Dobbs Ferry School Foundation to raise funds for their charity organization.

In 2022, the Dobbs Ferry Police Department once again partnered with the Dobbs Ferry School Foundation to auction off another Chief for the Day opportunity. This charity fund-raiser provides Dobbs Ferry Springhurst School students the unique opportunity to be a Police Chief for a Day at the Dobbs Ferry Police Department.

Students in grades first through fifth are eligible to enter and fulfill their dreams of being a police officer and give them a behind the scenes look into law enforcement.

Max Phillips is 7 years old and is a rising 2nd grader at Springhurst Elementary School. Max loves music, mathematics, arts and crafts, and playing with his younger siblings in his free time. When Max grows up, he wants to be a Police Officer, Fireman, or maybe even a Mechanical Engineer!

Max Phillips received the Chief for a Day at the 2022 School Foundation Charity event.

Police Chief Manuel Guevara and Police Officer Stephen Betz were present.

Police Officer Betz read a letter about Max Phillips.

Police Officer Betz issued a Dobbs Ferry Police Department patch to Max.

Appointments:

Consider a resolution to appoint Anthony Muratore as a Police Officer with the Village of Dobbs Ferry Police Department; Deputy Mayor Sullivan to administer the oath of office to Police Officer Muratore

Deputy Mayor Sullivan offered the following resolution which was seconded by Trustee Rosenberg:

RESOLUTION 121-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY APPOINTING ANTHONY MURATORE AS A POLICE OFFICER IN THE VILLAGE OF DOBBS FERRY

WHEREAS, NYS Village Law Article 8 grants to the Board of Trustees the power to appoint personnel within the Dobbs Ferry Police Department; and

WHEREAS, a Police Officer position is now vacant in the Dobbs Ferry Police Department and Anthony Muratore is eligible for a contingent-permanent appointment to fill such vacancy based upon his ranking on the currently established Westchester County Department of Human Resources Civil Service list; and

WHEREAS, in accordance with the civil service rules of the Westchester County Department of Human Resources such appointment is subject to a probationary period of not less than 12 and not more than 78 weeks.

NOW, THEREFORE, BE IT RESOLVED, that Anthony Muratore is hereby appointed as Police Officer in the Village of Dobbs Ferry effective on July 12, 2023 at Step 1, in the amount of \$55,623.00, with such appointment subject to a mandatory probationary period of up to 78 weeks.

RESULT:	MOTION PASSES						
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0		
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSENBERG		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSEN ASCHER	⊠ AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
DEPUTY MAYOR SULLIVAN	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
MAYOR ROSSILLO		☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		

Mayor Rossillo read a memorandum from Police Chief Manuel Guevara regarding Anthony Muratore.

Mayor Rossillo administered the oath of office to Police Officer Anthony Muratore.

Mr. Larry Muratore pinned the badge on his son.

Police Officer Muratore read a statement to the Mayor and Board.

Consider a resolution to appoint Police Officer Stephen Betz as Youth Officer with the Village of Dobbs Ferry Police Department; Deputy Mayor Sullivan to administer the oath of office to Youth Officer Stephen Betz

Trustee Galen offered the following resolution which was seconded by Trustee Rosenberg:

RESOLUTION 122-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY APPOINTING STEPHEN BETZ AS A YOUTH OFFICER IN THE VILLAGE OF DOBBS FERRY

WHEREAS, the Dobbs Ferry Police Department has had strong positive relations with youths and Adolescents in the Village of Dobbs Ferry community; and

WHEREAS, the Village of Dobbs Ferry Police Department has historically had a Police Officer act in the role of a Youth Officer; and

WHEREAS, a Youth Officer position is now vacant in the Dobbs Ferry Police Department and Police Officer Stephen Betz has been training for and is ready to assume this role within the Police Department;

NOW, THEREFORE, BE IT RESOLVED, that Stephen Betz is hereby appointed as a Youth Officer in the Village of Dobbs Ferry effective July 12, 2023, at a total annual salary as a member of the Village of Dobbs Ferry Police Department in the amount of \$143,918.00.

MAYOR ROSSILLO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
DEPUTY MAYOR SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSENBERG	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE TAYLOR	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0			
RESULT:		MOTION PASSES						

Mayor Rossillo read a memorandum from Police Chief Manuel Guevara regarding Stephen Betz.

Mayor Rossillo administered the oath of office to Police Officer Stephen Betz as Youth Officer with the Village of Dobbs Ferry Police Department.

Mrs. Betz pinned the badge on her son.

Police Officer Betz thanked the Mayor and Board.

Chief Guevara discussed the Dobbs Ferry Police Youth Officer position and thanked Sergeant Justin Kamke for his years of service in this position.

Public Hearings:

Continuation of public hearing to consider a local law to amend the Dobbs Ferry Zoning Code clarifying basis for calculating lot size

Introductory Local Law is as follows:

DRAFT

INTRODUCTORY LOCAL LAW

AMENDING CHAPTER 300 "ZONING" OF THE VILLAGE OF DOBBS FERRY CODE TO CLARIFY THE BASIS FOR CALCULATING LOT SIZE

A LOCAL LAW to amend the parking provisions in Chapter 300 "Zoning" of the Dobbs Ferry Code.

BE IT ENACTED by the Board of Trustees of the Village of Dobbs Ferry, as follows:

Section 1. Legislative Intent and Purpose: To better serve the interest of the public and for the protection of public safety, the Village Board of Trustees proposes amendments to the Dobbs Ferry Zoning Code Chapter 300 to clarify the basis for calculating lot size in furtherance of the goal to protect environmentally sensitive lands, preserve the Village's natural resources and promote the orderly development of land through standards that acknowledge the varied topography in Dobbs Ferry.

Section 2. Sections 300-14 and 300-34 of the Code of Dobbs Ferry is hereby amended with the new matter <u>underlined</u> and deleted matter <u>struck</u> and in [brackets]:

§ 300-14 General terms.

BUILDING COVERAGE

The area of a lot covered by or permitted to be covered by principal and accessory building(s) and structures on the ground level. Percentage of building coverage is the area of principal and accessory building(s) at the ground level divided by the <u>net</u> lot area and expressed as a percentage of the <u>net</u> lot area.

IMPERVIOUS COVERAGE

The part of a lot that is covered by impervious surfaces, expressed as a percentage of the [gross] net lot area.

LOT COVERAGE

The amount of building coverage, impervious [surface] coverage, or a combination of the two, divided by the <u>net</u> lot area, and expressed as a percentage.

§ 300-34 Measurements and exceptions.

D. Impervious coverage. The maximum impervious coverage requirements of this chapter may be adjusted to acknowledge the use of semipervious materials in direct relation to the permeability of the material used and the coverage of that material relative to the [gross] net lot area.

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DRAFT

Section 3. Chapter 300, Attachment 2, Table B-6 of the Code of Dobbs Ferry is hereby amended with the new matter underlined and deleted matter struck and in [brackets]:

Table B-6: Residential Building Height (Sliding Scale)¹

Roof Pitch (Rise/Run)	0 to 0.25	0.25 to 0.30	Greater Than 0.30	Maximum Height to Eave
OF, MDR-1 and MDR-H Districts GP-R (feet) [OF, MDR-1 and GP-R Districts (feet)]	30	33	35	28
MF-1 and MF-2 Districts GP-MP/TF (feet) [MF-1, MF-2 and GP-MP/TF Districts (feet)]	30	35	40	28
MF-3 District (feet)	40	N/A	N/A	N/A
MF-4 District (feet)	35	40	42	N/A
MDR-2 District C-TF/MP (feet) [MDR-2 and C-TF/MP Districts (feet)]	37	40	42	N/A
B District C-TF/MP (feet) [B and C-TF/MP Districts (feet)]	40	43	45	N/A

NOTES:

Section 4. Except as otherwise provided herein, all other provisions of the Dobbs Ferry Code shall remain unchanged.

Section 5. This Local Law shall take effect immediately upon filing with the Secretary of State and shall be published and posted by the Village Clerk as required by law, including NYS Village Law §7-706 applicable to zoning text amendments.

{01331874.docx.2}

¹ Reference § 300-35(D)(8)(a) [1]-[2].

Current Zoning Tables B-1 and B-s are as follows:

THE CURRENT VERSION OF ZONING APPENDIX B - Tables B-1 & B-2

ZONING AND LAND USE

300 Attachment 2

Village of Dobbs Ferry

Appendix B: Dimensional Tables

Table B-1: OF Districts Dimensional Standards [Amended 6-14-2011 by L.L. No. 6-2011; 7-13-2021 by L.L. No. 3-2021]

Zone	OF-6	OF-5	OF-4	OF-3	OF-2	OF-1	
Minimum net lot area (square feet)	5,000	7,500	10,000	15,000	20,000	40,000	
Minimum lot width (feet)	50	75	100	100	125	150	
Minimum lot depth (feet)	100	100	100	100	125	150	
Maximum lot coverage by buildings	27%	25%	22%	20%	18%	15%	
Maximum lot coverage by impervious surfaces	54%	44%	40%	40%	40%	30%	
Minimum front yard setback (feet)	20	25	25	30	30	40	
Maximum front yard setback (feet)	prevailing	prevailing	prevailing	NA	NA	NA	
Minimum rear yard setback	25	25	25	25	25	40	
Minimum side yard setback (each) (feet)	10	10	12	15	20	20	
Minimum side yard setback (both) (feet)	20	25	30	40	50	50	
Maximum stories	21/2						
Maximum height		As p	er Tables B-6	and B-7			

Note:

The net lot area is determined by deducting the adjustments specified in § 300-34A(2) from gross lot

DOBBS FERRY CODE

Table B-2: MDR, B and MF Districts Dimensional Standards [Amended 6-14-2011 by L.L. No. 6-2011; 7-13-2021 by L.L. No. 3-2021]

Zone	MDR-1	MDR-2	MDR-H	В	MF-1	MF-2	MF-3	MF-4
Minimum net lot area (square feet)	5,000	5,000	10,000	5,000	20,000	20,000	20,000	20,000
Minimum lot area per dwelling unit (square feet)	2,500	800	2,500	800	6,000	3,500	2,500	1,750
Minimum lot width (feet)	50	50	50	50	100	100	100	100
Minimum lot depth (feet)	100	100	100	100	100	100	100	200
Maximum lot coverage by buildings	27%	40%	30%	30%	30%	30%	40%	40%
Maximum lot coverage by impervious surfaces	54%	60%	60%	60%	60%	60%	60%	60%
Minimum front yard setback (feet)	20	15	20	prevailing	25	25	50	10
Minimum rear yard setback (feet)	25	25	25	25	30	30	30	30
Minimum side yard setback (each) (feet)	10	10	10	10	25	25	25	10
Minimum side yard setback (both) (feet)	20	20	20	20	50	50	50	20
Maximum stories	2.5	3 ^(a)	3	3	3	3	4	3
Maximum height			1	As per Table	B-6			

Notes:

The net lot area is determined by deducting the adjustments stipulated in § 300-34A(2) from gross lot area.

(a) Third story must be set back five feet as measured from the front of the building at ground level. For buildings with a building width greater than 40 feet, the five-foot setback shall be measured from the front of the building at ground level within the first 40 feet of building width.

Abbreviations:

- *GP=Grade plane
- *R=Ridge
- *MP=Midpoint of sloped roof
- *TF=Top of flat roof
- *C=Curb

Ms. Lori Lee Dickson sent the following e-mail dated June 23, 2023 to Mayor Rossillo, the Board of Trustees, Richard Leins/Interim Village Administrator and Elizabeth Dreaper/Village Clerk:

From: Lori Lee Dickson

Sent: Wednesday, June 28, 2023 6:06 PM

To: Jessica Galen < Trustee Galen @dobbsferry.com >; Lawrence Taylor (Trustee Taylor @dobbsferry.com)

<TrusteeTaylor@dobbsferry.com>; Matt Rosenberg (TrusteeRosenberg@dobbsferry.com)

<<u>TrusteeRosenberg@dobbsferry.com</u>>; Mayor Vincent Rossillo (<u>MayorRossillo@dobbsferry.com</u>)

<<u>MayorRossillo@dobbsferry.com</u>>; Michael Patino <<u>TrusteePatino@dobbsferry.com</u>>; Nicolle Sullivan

(TrusteeSullivan@dobbsferry.com) < TrusteeSullivan@dobbsferry.com >; Shari Rosen Ascher

(TrusteeAscher@dobbsferry.com) <TrusteeAscher@dobbsferry.com>; Village Administrator

<villageadministrator@dobbsferry.com>; Liz Dreaper <ldreaper@dobbsferry.com>

Cc: Margaret Parr <<u>mparr@dobbsferry.com</u>>; Daniel Roemer <<u>droemer@dobbsferry.com</u>>; Valerie Monastra, AICP (<u>vmonastra@nelsonpope.com</u>) <<u>vmonastra@nelsonpope.com</u>>; Sarah Collins <<u>scollins@dobbsferry.com</u>>

Subject: Response to Comments on Procedural Matters - Local Law Zoning Code Amendments **Importance:** High

I provide this e-mail In response to the <u>procedural</u> comments received during the public hearing on the introductory local law to amend the zoning code for clarification of the definition of lot size.

- The Village's Code does not require review for compliance with the Local Waterfront Revitalization Program (LWRP) for zoning amendments, only land development applications (reference to the LWRP review is routinely included in your site plan approval resolutions).
- Neither NYS law nor the Village Code require mandatory referral/recommendation to the PB for proposed zoning amendments (i.e. revisions to Chapter 300).
- 3. The Village has met its obligations under General Municipal Law 239 as far as referral to the County Planning Commission for any zoning code amendment. As I stated at the hearing, by law the Village cannot and will not be eligible to take action on the local law until (i) receipt of comments or (ii) expiration of 30 days from submission. Valerie has confirmed that the 30-day period will have expired by your July 11th meeting.
- 4. The Village has met its obligations under SEQRA to prepare an Environmental Assessment Form (EAF) based on the proposed action. A SEQRA determination of significance based on the information in the EAF will be included in the BOT's resolution and Liz will obtain the Mayor's signature on the EAF (consistent with procedures undertaken in the past).

I hope this follow up e-mail is helpful to your review of the introductory local law.



http://www.mccarthyfingar.com Email: ldickson@mccarthyfingar.com Lori Lee Dickson Counsel McCarthy Fingar LLP 11 Martine Avenue, 12th Floor White Plains, NY 10606-1934 914-385-1023 (Direct Dial) 914-946-3700 Ext. 323 914-946-0134 (Facsimile)

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Valerie Monastra, AICP/Village Consulting Planner sent the following email dated July 7, 2023 to Ms. Lori Lee Dickson and Mr. Dan Roemer/Building Inspector:

RECEIVED

JUL 1 0 2023

by the Village Clerk

Village of Dobbs Ferry, NY

From:

Valerie Monastra

To:

Lori Lee Dickson; Daniel Roemer

Cc:

Sam Justiniano; Village Administrator; Village of Dobbs Ferry; Trustee Patino

Subject:

Planning Board recommendation for lot area

Date: Attachments: Friday, July 7, 2023 12:46:03 PM image001.png

Lori Lee,

The Planning Board recommended the changes to the zoning as is currently drafted in the proposed local law. This email will act as the record of the Planning Board's review of the referral, and their discussion will be noted in the minutes.

Regards, Valerie

Valerie Monastra, AICP **Principal Planner**



NELSON POPE VOORHIS

Hudson Valley: 156 Route 59, Suite C6, Suffern, NY 10901

Long Island: 70 Maxess Road, Melville, NY 11747

o: 845.368.1472 x108 c: 845.274.5097 vmonastra@nelsonpopevoorhis.com

nelsonpopevoorhis.com

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Michael Vernon sent the following e-mail and attachments dated July 10, 2023 to Mr. Robert Yamuder/Village Administrator:

From: Vernon, Michael V < mvvv@westchestercountyny.gov>

Sent: Monday, July 10, 2023 11:03 AM

To: Village Administrator < <u>villageadministrator@dobbsferry.com</u> > **Cc:** Lopez, Blanca < <u>BLopez@westchestercountyny.gov</u> >; Sheehan, Kelly

< kisc@westchestercountyny.gov >; Richard Hyman (pwmrhyman@verizon.net)

<pwmrhyman@verizon.net>

Subject: Westchester County Planning Board Referral File: DBF 23-004 Zoning Text Amendment - Lot

Size

[EXTERNAL] This email is from outside the Village of Dobbs Ferry - Please use caution when opening links and attachments!

Hello:

Attached is the County Planning Board response letter to the above referenced referral of a proposed land use/zoning application or action. This will serve as the official correspondence for this matter, so you will not receive a hard copy in the mail.

If there are any questions/concerns, please contact:

Michael Vernon

Associate Planner Westchester County Department of Planning 148 Martine Avenue, 4th Floor White Plains, NY 10601 (914) 995-2673

www.westchestergov.com



Follow the Planning Department:
Facebook WestchesterCountyPlanning
Twitter @WCPlanning

Please Note: As of May 1st my county e-mail address is changing. My address will be MVVV@westchestercountyny.gov. Please update accordingly.



Westchester County Planning Board Referral Review

Pursuant to Section 239 L, M and N of the General Municipal Law and Section 277.61 of the County Administrative Code

George Latimer County Executive

July 10, 2023

Melissa Ferraro, Village Administrator Village of Dobbs Ferry 112 Main Street Dobbs Ferry, New York 10522

County Planning Board Referral File DBF 23-004 – Lot Size Zoning Text Amendment

Dear Ms. Ferraro:

The Westchester County Planning Board has received a proposed local law to amend the text of the Dobbs Ferry Zoning Ordinance to clarify that Building, Impervious, and Lot coverage shall be calculated from the net lot area, defined as the total lot area subtracted by regulated features such as steep slopes.

We have no objection to the Dobbs Ferry Board of Trustees assuming Lead Agency status for this review.

We have reviewed this matter under the provisions of Section 239 L, M and N of the General Municipal Law and Section 277.61 of the County Administrative Code and we find it to be a matter for local determination in accordance with your community's planning and zoning policies.

Please inform us of the Village's decision so that we can make it a part of the record.

Thank you for calling this matter to our attention.

Respectfully,

WESTCHESTER COUNTY PLANNING BOARD

By:

Blanca P. Lopez Acting Commissioner

Daneal. Lo

BPL/MV

432 Michaelian Office Building 148 Martine Avenue White Plains, New York 10601

Telephone: (914) 995-4400

Website: westchestergov.com

Motion by Trustee Rosen Ascher, seconded by Trustee Galen to open the public hearing to consider a local law to amend the Dobbs Ferry Zoning Code clarifying basis for calculating lot size.

MAYOR ROSSILLO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
DEPUTY MAYOR SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSENBERG	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE TAYLOR	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0			
RESULT:		MOTION PASSES						

Dan Roemer/Building Inspector was present.

Ms. Dickson said the Village has received the County's comments and the Planning Board's referral response.

A discussion was held and Mr. Roemer and Ms. Dickson addressed questions from the Board.

Ms. Dickson said we need to clarify the word "accommodation".

The following people addressed the Board: Paddy Steinschneider/329 Broadway; and James Kiberd/70 Clinton Avenue.

Mr. Roemer said he is going to start doing Code housekeeping with Ms. Valerie Monastra, AICP/Village Consulting Planner.

Motion by Deputy Mayor Sullivan, seconded by Trustee Rosenberg to close the public hearing to consider a local law to amend the Dobbs Ferry Zoning Code clarifying basis for calculating lot size.

RESULT:		MOTION PASSES					
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0		
TRUSTEE TAYLOR	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSENBERG	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE PATINO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE GALEN		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
DEPUTY MAYOR SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
MAYOR ROSSILLO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		

Deputy Mayor Sullivan offered the following resolution which was seconded by Trustee Taylor:

RESOLUTION 123-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY ADOPTING LOCAL LAW 8-2023 TO AMEND THE DOBBS FERRY ZONING PROVISIONS CLARIFYING THE BASIS FOR CALCULATING LOT SIZE

WHEREAS, the Board of Trustees of the Village of Dobbs Ferry has been considering adoption of an Introductory Local Law which proposes amendments to the Dobbs Ferry Zoning Code Chapter 300 to clarify the basis for calculating lot size; and

WHEREAS, as required by NYS General Municipal Law §239, the draft was referred to Westchester County Planning which thereafter deemed the law was a matter of local concern and provided no substantive comments; and

WHEREAS, as with any proposed amendment to the Village's local zoning provisions, the Village Clerk provided written notice of the hearing on the Introductory Local Law as required by NYS Village Law 7-706; and

WHEREAS, for the purpose of receiving comment on the proposed local law, the Board of Trustees duly advertised and opened a public hearing meeting all requirements of Open Meetings Law on June 27, 2023, which was adjourned to July 11, 2023, and during which the public had the opportunity to be heard; and

WHEREAS, the matter was the topic of further discussion and deliberation by the Board at the public meeting after the close of the hearing on July 11, following which the Board determined there were no impediments to proceeding with adoption of the local law.

NOW, THEREFORE, BE IT RESOLVED, that, the Board of Trustees of the Village of Dobbs Ferry, in its role as Lead Agency for the review of the proposed Unlisted Action under the State Environmental Quality Review Act ("SEQRA), hereby adopts a Negative Declaration in connection with the proposed law based upon an evaluation of the Environmental Assessment Form prepared for this action; and

BE IT FURTHER RESOLVED, that, the Board of Trustees of the Village of Dobbs Ferry hereby adopts Local Law 8-2023 amending Dobbs Ferry Code Zoning Chapter 300 to clarify the basis for calculating lot size in furtherance of the goal to protect environmentally sensitive lands, preserve the Village's natural resources and promote the orderly development of land through standards that acknowledge the varied topography in Dobbs Ferry; and

BE IT FURTHER RESOLVED, that, the Village Board hereby directs the Village Clerk to file, publish, post and distribute said Local Law in accordance with applicable laws, including NYS Village Law §7-706 requiring publication of a post-adoption legal notice.

MAYOR ROSSILLO	AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
DEPUTY MAYOR SULLIVAN	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE GALEN	AYE	⊠ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE PATINO	AYE	⊠ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSEN ASCHER	☐ AYE	⊠ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE ROSENBERG	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
TRUSTEE TAYLOR	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED			
VOTE TOTALS	AYE: 3	NAY: 4	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0			
RESULT:		MOTION DEFEATED						

Courtesy of the Floor

The following people addressed the Board: Paddy Steinschneider/329 Broadway; James Kiberd/70 Clinton Avenue; and a resident of Cochrane Avenue.

Resolutions

Resolution: Consider a resolution appointing the Village Administrator

Deputy Mayor Sullivan offered the following resolution which was seconded by Trustee Galen:

RESOLUTION 124-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY APPOINTING VILLAGE ADMINISTRATOR

WHEREAS, having completed the process of identifying a candidate to fill the vacancy in the position of Village Administrator, the Village Board of Trustees is now prepared to make an appointment,

NOW, THEREFORE, BE IT RESOLVED, that, in accordance with Section 4-2 of the Code of the Village of Dobbs Ferry and upon the recommendation of the Mayor, the Village Board of Trustees hereby appoints Robert A. Yamuder to the position of Village Administrator, effective July 24, 2023; and

BE IT FURTHER RESOLVED that, the Village Board of Trustees hereby authorizes the Mayor to execute an employment agreement setting forth the terms and conditions of the relationship as negotiated between the parties and directs the processing of any and all required paperwork in connection with the appointment.

MAYOR ROSSILLO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
DEPUTY MAYOR SULLIVAN		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE PATINO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE ROSENBERG		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED		
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0		
RESULT:	MOTION PASSES						

Robert Yamuder thanked the Board for selecting him as the Village of Dobbs Ferry's next Village Administrator. Mr. Yamuder said he looks forward to working with the Board and the Village staff and to serve the Village to the best of his ability. Mr. Yamuder said he is up to the challenges of this position and will strive to meet and exceed your expectations.

The following people addressed the Board: Don Marra/Former Village Mayor.

Mayor Rossillo thanked Mr. Leins and said we appreciated everything that he's done for the Village.

Mr. Leins thanked the Mayor and Board for the opportunity and said he admires the work that you are doing here. Mr. Leins said you have a wonderful community and he thinks under your leadership and with all the support that you have you're going to get that much better. Mr. Leins said this is a wonderful community and we're all fortunate to have been able to serve here.

Resolution: Consider a resolution authorizing commencement of procurement measures including competitive bidding for a public works project on Ashford & Storm Streets

Trustee Rosenberg offered the following resolution which was seconded by Deputy Mayor Sullivan:

RESOLUTION 125-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY AUTHORIZING COMMENCEMENT OF PROCUREMENT MEASURES INCLUDING COMPETITIVE BIDDING FOR A PUBLIC WORKS PROJECT ON ASHFORD & STORM STREETS

WHEREAS, the Village has been engaged in the preliminary steps necessary to a public works project known as the "Pedestrian Improvements at the intersection of Ashford Avenue and

Grandview Avenue/Storm Street", identified as the "Project" having a PIN # 8MA 490.30A, which is eligible for certain funding under the Multi-Modal grant program administered by New York State DOT; and

WHEREAS, the Village has engaged with Nelson Pope & Voohris, LLC, to produce engineering plans and specifications for the Project.

NOW, THEREFORE, BE IT RESOLVED, the Board of Trustees of the Village of Dobbs Ferry hereby authorizes and directs that all steps be undertaken to commence appropriate procurement measures, including the solicitation of competitive bids, necessary for construction of the above-referenced Project

MAYOR ROSSILLO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
DEPUTY MAYOR SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSENBERG	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE TAYLOR	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Resolution: Consider a resolution authorizing submission of a consolidated funding application for a New York State Climate Smart Communities Grant

Trustee Rosen Ascher offered the following resolution which was seconded by Trustee Galen:

RESOLUTION 126-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY AUTHORIZING SUBMISSION OF A CONSOLIDATED FUNDING APPLICATION FOR A NEW YORK STATE CLIMATE SMART COMMUNITIES GRANT

WHEREAS, the Climate Smart Communities (CSC) Grant program was established in 2016 by the New York State Department of Environmental Conservation to provide 50/50 matching grants to municipalities of the State of New York for eligible climate change mitigation, adaptation, and CSC certification projects; and

WHEREAS, the Village of Dobbs Ferry is interested in seeking financial assistance under the New York State CSC grant program for the project known as the Gould Park-Pietro Place Flood Mitigation Project, the details of which will be included in a detailed work plan with a total budget of \$2,215,950.00 and submitted as part of the application for the financial assistance; and

WHEREAS, the Village of Dobbs Ferry has identified \$1,107,975.00 representing the 50% matching funds. The source of these committed funds will be either from the fund balance or

secured through bonded indebtedness pursuant to the requirements of NYS Environmental Conservation Law Article 54 Title 15; and

NOW THEREFORE, BE IT RESOLVED, that, the Village of Dobbs Ferry Board of Trustees hereby authorizes the Village Administrator to act on behalf of the Village in the preparation and submittal of an application for \$1,107,975.00 in grant funding under the Climate Smart Communities Grant Program to be used for the project known as the Gould Park-Pietro Place Flood Mitigation Project, and

BE IT FURTHER RESOLVED, that, the Village Administrator is hereby authorized to execute any and all documentation necessary for and in support of the grant application and any subsequent documentation or agreements in connection with any award of grant funds including but not limited to execution of a contract for facilitation of the grant.

MAYOR ROSSILLO	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
DEPUTY MAYOR SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSEN ASCHER	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSENBERG	AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE TAYLOR	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Resolution: Consider a resolution approving the audit of claims as submitted and recommended by the Village Treasurer

Deputy Mayor Sullivan offered the following resolution which was seconded by Trustee Rosen Ascher:

RESOLUTION 127-2023

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY TO APPROVE PAYMENT OF CLAIMS AUDIT #1 FOR JULY 2023

WHEREAS, New York State law regarding procurement and purchasing requires that the Board of Trustees audit claims made to the Village of Dobbs Ferry prior to payment; and

WHEREAS, the Village Treasurer's Office has processed payment claims made to the Village of Dobbs Ferry and has submitted the Voucher Detail Report attached and made the original bills and invoices available for the Board of Trustees of the Village of Dobbs Ferry to review; and

NOW, THEREFORE, BE IT,

RESOLVED, that the Board of Trustees of the Village of Dobbs Ferry does hereby approve Claims Audit #1 of July 2023 as presented by the Village Treasurer in the following amount:

Fund Distribution	Audit #1	Total Claims		
A-General Fund	\$ 296,309.99	\$	296,309.99	
ES - Enterprise Sewer Fund	477.23	\$	477.23	
L- Library Fund	32,674.54	\$	32,674.54	
T-Trust & Agency Fund	13,191.25	\$	13,191.25	
Grand Total	\$ 342,653.01	\$	342,653.01	

MAYOR ROSSILLO		☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
DEPUTY MAYOR SULLIVAN	AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE GALEN		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE PATINO		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSEN ASCHER	⊠ AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSENBERG	⊠ AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Trustee Liaison Reports and Announcements

Trustee Galen reported on the following:

Downtown Committee

Trustee Rosenberg reported on the following:

• ADU flyer on available grants has been posted by the Village

Trustee Rosen Ascher reported on the following:

• The Village's Sesquicentennial celebrations

Trustee Patino reported on the following:

- Tree Commission continues to see lower numbers of applications
- Planning Board is going about business as usual
- Conservation Advisory Board meeting is next week

Mayor Rossillo reported on the following:

 Mayor Rossillo thanked everyone for July 4th and the Sesquicentennial celebrations. Mayor Rossillo thanked Kendra Garrison/Superintendent of Recreation, the Recreation Department, DPW, Stephen Trezza/DPW General Foreman, Margaret Parr/Assistant to the Village Administrator, Richard Leins/Interim Village Administrator, the Police Department, Dobbs Ferry Fire Department, Dobbs Ferry Volunteer Ambulance Corps and Joe Rooney

Deputy Mayor Sullivan said everyone did a great job at the July 4th ceremony.

Trustee Rosenberg thanked the Historical Society.

Mayor Rossillo thanked Congressman Bowman, County Executive Latimer, County Legislator David Imamura, Assemblyperson MaryJane Shimsky, Town Supervisor Paul Feiner and Ardsley Mayor Kaboolian.

<u>Adjournment</u>

Motion by Trustee Patino, seconded by Trustee Rosen Ascher to adjourn the meeting.

MAYOR ROSSILLO	⊠ AYE	☐ NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE SULLIVAN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE GALEN	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE PATINO	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSEN ASCHER		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE ROSENBERG	⊠ AYE	NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
TRUSTEE TAYLOR		NAY	ABSTAIN	RECUSE	ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

The meeting adjourned at 8:50 p.m.