

TOWN BOARD AGENDA  
TOWN OF YORKTOWN  
FEBRUARY 2, 2016

PLACE:  
TOWN HALL

TIME:  
7:30pm

- I. PLEDGE OF ALLEGIANCE
- II. MOMENT OF SILENCE
- III. REPORT FROM SUPERVISOR MICHAEL GRACE
- IV. REPORTS FROM TOWN COUNCIL

V. APPOINTMENTS – VOLUNTEER ADVISORY BOARDS

**Appoint Paul Turiano – Advanced Life Support Commission**

BE IT RESOLVED, that Paul Turiano, is hereby appointed as a member of the Advance Life Support Commission for a two-year term expiring December 31, 2017.

**Reappoint – Lee Joffee – Advanced Life Support Commission**

BE IT RESOLVED, that Lee Joffee, is hereby reappointed as a member of the Advance Life Support Commission for a two-year term expiring December 31, 2017.

**Appoint – Steven P. Tvert – Board of Assessment Review**

BE IT RESOLVED, that Steven P. Tvert is hereby appointed as a member of the Board of Assessment Review for a five-year term expiring September 30, 2020.

VI. PUBLIC HEARINGS

**Decision:**

**Proposed Local Law – Restricting Parking on Laurel Court:**

Proposed local law to amend Chapter 275 of the Code of the Town of Yorktown entitled “VEHICLES AND TRAFFIC.” Article 1, entitled “Traffic and Parking Regulations,” restricting parking on Laurel Court.

**Convene:**

**Request for Rezoning – RPG Properties – 3574 Lexington Avenue:**

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board of the Town of Yorktown, New York, at Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598, on February 2, 2016 at 7:30 p.m., or as soon thereafter as the same can be heard, to consider a petition filed by RPG Properties, Inc. seeking a zoning map amendment and a proposed local law to amend the Town of Yorktown zoning map, as follows:

Section I. The Zoning Map of the Town of Yorktown, New York as established under Chapter 300 of the Code of the Town of Yorktown is hereby amended as follows:

The following lot on the Tax Map of the Town of Yorktown is rezoned from the R1-20 Zoning District to the R-3 Zoning District:

Section 15.15, Parcel 1, Lot 22 (15.15-1-22) (approximately one acre)

VII. RESOLUTIONS

**Authorize Release of Erosion Control Bond #WP-BSWPPP-T-069-14 Gomer Street – Bellamy Construction**

WHEREAS, Joe Bellamy Construction, as applicant, posted check #55-7231/2212 in the amount of \$3,500.00, which was deposited into the T33 account on December 9, 2014, to serve as the Erosion Control Bond for Permit #069-14, for work performed at the Gomer Street site, and

WHEREAS, Joe Bellamy Construction, as applicant, posted check #55-7231/2212 in the amount of \$1,000.00, which was deposited into the T7 account on December 9, 2014, to serve as the construction monitoring fee and a combined total of \$1,075 of unused escrow and can be given back to the applicant, and

WHEREAS, the Town Engineer has informed this Board that a representative of her department has inspected the property and determined that the work has been satisfactorily completed, and that the above-referenced monies may be released, NOW, THEREFOE BE IT

RESOLVED, that the above-referenced monies totaling \$4,575.00 be released to Joe Bellamy Construction, 2333 Willoway Street, Yorktown Heights, NY 10598.

**Authorize Supervisor to sign an agreement with LynStaar Engineering, PC**

WHEREAS, the Supervisor is authorized to sign an agreement with LynStaar Engineering, P.C., to provide engineering services to the Town of Yorktown for a maximum of 24 hours, for the month of February 2016 at an hourly rate of \$125.00 per hour.

**Authorize payment to Bruce Barber, Environmental Consultant to prepare comments for Algonquin Pipeline Project**

RESOLVED, that the Town Board authorizes the Comptroller to pay Bruce Barber, Environmental Consultant, for two invoices for review, meetings, inspections and special project consulting for the Algonquin Pipeline Project in the amount of \$6,687.50.

**Authorize Parks and Recreation Department to purchase a truck off the Westchester County Contract**

WHEREAS, the Parks and Recreation Superintendent requests authorization to purchase one (1) 2016 Green Ford F350 Pickup Truck as specified in the Westchester County contract #RFB-WC-15304 and,

WHEREAS, monies have been allocated in the 2016 Parks Department budget line A.7110.201 (Equipment) for this purchase and, now

THEREFORE BE IT RESOLVED, the Town Board authorizes the Yorktown Parks and Recreation Department to purchase one (1) 2016 Green Ford F350 pickup Truck as specified in the Westchester County contract #RFB-WC-15304 for Pickup Trucks 2016 Model Year from Vance Country Ford located in Mamaroneck, NY for a total of \$31,653.22 broken down as follows:

2016 Ford F350 (green) 4x4 8' Fleetside pickup truck, SRW, Furnished and Delivered	\$28,560.22
Upgrade to Super Cab	\$ 2,098.00
Standard Lighting Package	<u>\$ 995.00</u>
	\$31,653.22

**Use of organic fertilizer and herbicide on town-owned property**

WHEREAS, the Parks and Recreation Superintendent recommends use of organic fertilizer and herbicide on town-owned property to encourage root development to promote a safe and healthy natural turf, and

WHEREAS, an organic herbicide will be beneficial to kill post-emergent weeds such as poison ivy in parks and playgrounds, now

THEREFORE BE IT RESOLVED, the Town Board authorizes the Yorktown Parks and Recreation Department to incorporate usage of organic fertilizer and herbicide on town-owned property.

VIII. COURTESY OF THE FLOOR

IX. ADJOURN

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Diana L. Quast, Town Clerk  
Town of Yorktown

Dated: February 2, 2016

**Courtesy of the Floor Policy**

1. Each speaker shall identify themselves before speaking by stating their Name and Address
2. Speakers shall limit their comments to three minutes
3. Speakers will address their comments to the Town Board
4. Speakers shall keep their comments to the business of the Town
5. Personal attacks will not be tolerated
6. All speakers are expected to comment with respect and civility
7. The Supervisor reserves the right to stop a speaker's comments if they are not in accordance with this approved Courtesy of the Floor Policy

Anyone wishing to contact the Town Board in writing may send their correspondence to the Town Clerk ([townclerk@yorktownny.org](mailto:townclerk@yorktownny.org)) or Town Supervisor ([supervisor@yorktownny.org](mailto:supervisor@yorktownny.org)), 363 Underhill Avenue, Yorktown Heights, NY 10598.

**PUBLIC HEARINGS SCHEDULED FOR FEBRUARY 16, 2016**

**Proposed Local Law to amend Chapter 300, Zoning by adding a new subsection:**

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at 363 Underhill Avenue, Yorktown Heights, New York 10598 on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider a proposed local law to amend Chapter 300 of the Code of the Town of Yorktown entitled "ZONING" by amending Section 300-21 (C)(13) (a)(6).

Section I. Section 300-21(C)(13)(a) of Chapter 300, ZONING, of the Town Code is amended by the addition of a new subsection 300-21(C)(13)(a)(6) to read as follows:

The business of designing, assembling, packaging, engraving and/or shipping of various electromechanical components, automation equipment, related cabling as well as mechanical parts and enclosures where the business is to be conducted in an existing building.

**Proposed Local Law to amend Chapter 275-4 prohibiting parking on Rochambeau Drive to read as follows:**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard for the purpose of amending Chapter 275 of the Code of the Town of Yorktown entitled "VEHICLES AND TRAFFIC," by adding parking restrictions on Rochambeau Drive.

Section II. Section 275-4(A) of the Town Code entitled "VEHICLE AND TRAFFIC" prohibiting parking on certain streets is hereby amended to add the following streets:

Rochambeau Drive, east side, from Underhill Avenue to Woods Brooke Lane  
Rochambeau Drive, west side, from Underhill Avenue to Woods View Court

**Proposed Local Law to amend Chapter 275-4 to add new subsection Section 275-4 to read as follows:**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard for the purpose of amending Chapter 275 of the Code of the Town of Yorktown entitled "VEHICLES AND TRAFFIC," by amending Section 275-4 to add a new subsection 275-4 (H).

Section III. Section 275-4(A) of the Town Code entitled “VEHICLE AND TRAFFIC” is amended by the addition of a new subsection Section 275-4(H) to read as follows:

H. No standing. Standing shall be prohibited at all times on the following streets or portions thereof as stated:

Rochambeau Drive, east side, from Underhill Avenue to Woods  
Brooke Lane  
Rochambeau Drive, west side, from Underhill Avenue to Woods View  
Court

### **PUBLIC HEARING RESCHEDULED FOR MARCH 1, 2016**

#### **Request to amend a Special use Permit – Northern Westchester Restorative Therapy and Nursing Home:**

NOTICE IS HEREBY GIVEN that a public hearing will be reconvened by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 1<sup>st</sup> day of March, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider the application to amend a Special Use Permit to construct a parking lot for an additional 27 cars and to redesign an existing trash receptacle area at the Northern Westchester Restorative Care Center located on the east side of Lexington Avenue and known as Section 15.15, parcel 1, Lot 23 on the Tax Map of the Town of Yorktown.

#### **PUBLIC HEARING RESCHEDULED - TBD**

##### **Amend Special Use Permit – Mobil Gas Station:**

To demolish the existing 1000 square foot convenience store and construct a new 3000 square foot convenience store at the Mobil Gasoline Station located at 2035 Saw Mill River Road also known as Section 37.14, Parcel 2, Lot 51 on the Tax Map.