

Work Session held by the Town Board, Town of Yorktown on
October 25, 2011, held 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present: Susan Siegel, Supervisor
Nicholas J. Bianco, Councilman
James J. Martorano, Councilman
Terrence P. Murphy, Councilman
Vishnu V. Patel, Councilman
Diana L. Quast, Deputy Town Clerk

EXECUTIVE SESSION

Councilman Bianco motioned, seconded by Councilman Martorano, to move into Executive Session to conduct Volunteer Board Interviews, Litigation and personnel. Upon motion made by Councilman Martorano, seconded by Councilman Bianco, the Town Board moved into the work session.

WORK SESSION

Supervisor Susan Siegel called the meeting to order. Town Attorney Jeannette Koster, Planning Director John Tegeder, Building Inspector John Winter were also present.

YORKTOWN HOUSING FUND PILOT AGREEMENT

Supervisor Siegel discussed the request from Marathon Development Group for the Underhill Apartments. They would like to enter into a PILOT program with the Town. Supervisor Siegel feels that some language in the agreement needs to be clarified and she would like to change the language and review the agreement again once it is acceptable to the Town Attorney.

REVIEW PROPOSED LOCAL LAW AMENDING ZONING CODE WITH REGARDS TO ACCESSORY STRUCTURES – DECLARE LEAD AGENCY

The Town Board reviewed the proposed accessory structure local law with Building Inspector John Winter and Planning Director John Tegeder. After discussion, the Town Board amended sections of the proposed local law and will refer it out for comment.

PROPOSED LOCAL LAW AMENDING ZONING CODE WITH REGARDS TO ACCESSORY STRUCTURES – DECLARE LEAD AGENCY RESOLUTION #524

Upon motion made by Councilman Bianco, seconded Councilman Martorano,

RESOLVED, that the Town Clerk is hereby authorized to refer a Proposed Local Law amending Chapter 15 of the Code of the Town of Yorktown entitled “Building Construction Administration” with respect to exemptions from the building permit requirements for certain accessory buildings, fences and retaining walls; and Chapter 300 of the Code of the Town of Yorktown entitled “Zoning,” with respect to clearance requirements for accessory buildings and maximum size standards for accessory buildings in residential zone to the agencies listed below for their review and/or recommendation, and

BE IT FURTHER RESOLVED, the Town Board declares its intent to act as Lead Agency, and

BE IT FURTHER RESOLVED, that the Town Board would like your comments and or recommendation by October 28, 2011, and

BE IT FURTHER RESOLVED, that a Public Hearing is scheduled to take place on Tuesday, November 15, 2011 at the Yorktown Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o clock or as soon thereafter can be heard.

Siegel, Bianco, Martorano, Murphy, Patel Voting Aye
Resolution adopted.

COUNTY GIS DATABASE

Sole Assessor Harold Girdlestone stated that the Westchester County GIS Database would like to know if the Town wants to have the names of property owners in addition to their address available on the County GIS. Sole Assessor Harold Girdlestone stated that there was a concern with having law enforcement names and addresses available on the County GIS program. The Town Board decided to allow names and addresses to be displayed on the Westchester County GIS program.

STATELAND SCOPING

The Town Board discussed a proposal from State Land Corporation. Mr. Joe Riina discussed the changes that have been made to the proposed site plan. Planning Director John Tegeder suggested sitting down with all the parties involved and come up with a proposed plan. A formal application to rezone the property will need to be filed with the town.

HUNTERBROOK SEWER DISTRICT RESOLUTION #525

Upon motion made by Councilman Bianco, seconded by Councilman Martorano,

WHEREAS, a petition has been filed In the Matter of the Establishment of Hunterbrook Sewer District Number 20, together with a map and plan, and which petition recites that all of the costs associated with the design, installation of the trunk line to service the proposed Districts' properties and the cost of connecting each of the existing homes to that trunk will be borne by petitioners, Retail Stores Construction Co., Inc., the contract vendee of the properties to be consolidated for the Costco improvement, and

WHEREAS, the boundaries of the proposed sewer district extension are as shown on Schedule A and bounded and described, as follows:

All those certain plot, pieces or parcels of land as may be improved shown, known and situated on the Tax Maps and Assessment Rolls of the Town of Yorktown, situated in Westchester County and State of New York, more particularly bounded and described as follows:

Tax Map ID

26.18-1-9
26.18-1-10
26.18-1-11
26.18-1-12
26.18-1-13
26.18-1-14
26.18-1-15
26.18-1-16
26.18-1-17
26.18-1-18
26.18-1-21
26.18-1-22
26.19-1-1

WHEREAS, the improvements proposed are shown on a map and plan on file with the Town Clerk, and

WHEREAS, the costs associated with the design, installation of the trunk line to service the proposed Districts' properties and the cost of connecting each of the existing homes to that trunk will be borne by Petitioner, Retail Stores Construction Co., Inc., the contract vendee of the properties to be consolidated for the Costco improvement, it is

ORDERED, that the Town Board of the Town of Yorktown, shall meet at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 6th day of December, 2011 at 7:30 o'clock PM for the purpose of conducting a public hearing on the proposal to establishment of said sewer district with the improvements specified above, at which time and place all persons interested in the subject thereof may be heard concerning the same.

Siegel, Bianco, Martorano, Murphy, Patel Voting Aye
Resolution adopted.

ASK SIGNS

Mr. Chris Siarra was present to discuss with the Town Board erecting Town Event Signs which would be placed in designated areas. The Town Board agreed to move forward with this.

CLOTHES COLLECTION BOXES

The Town Board discussed a request to place additional clothes collection boxes in town. The town Board was not in favor of this and asked the Supervisor to letter requesting all clothes collection bins be removed from Town property.

IT REQUEST FOR PROPOSAL (RFP)

The Town Board reviewed the recommendation of the Comptroller for the RFP for Informational Technology. Director of Planning John Tegeder stated that he needs to have more room on his computer to store information.

CON EDISON WETLANDS PERMIT APPLICATION
RESOLUTION #526

Upon motion made by Councilman Bianco, seconded by Councilman Martorano,

RESOLVED, that the Town Clerk is hereby authorized to refer the application of Con Edison to do selective cutting of vegetation in wetland and buffer zones to provided electrical transmission line clearance required for safe and reliable electric service to the agencies listed below for their review and/or recommendation, and

BE IT FURTHER RESOLVED, the Town Board declares its intent to act as Lead Agency, and

BE IT FURTHER RESOLVED, that the Town Board would like your comments and or recommendation by November 22, 2011, and

BE IT FURTHER RESOLVED, that a Public Hearing is scheduled to take place on Tuesday, December 6, 2011 at the Yorktown Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o clock or as soon thereafter can be heard.

NYC DEP

NYS DEC

NYS DOT

Town of Cortlandt – Town Clerk

Town of New Castle – Town Clerk

Town of Ossining – Town Clerk

Westchester County Public Works

Town of Yorktown Agencies:

Environmental Consultant

Wetlands Code Inspector

Town Attorney

Town Board

Town Engineer

Conservation Board

Utilities Oversight Committee

Siegel, Bianco, Martorano, Murphy, Patel Voting Aye
Resolution adopted.

REVIEW PROPOSED LOCAL LAW TO AMEND MEMBERSHIP ON ABACA

Supervisor Siegel stated that there is an issue with attendance. She suggested having two alternate members rather than one to help the committee to have a quorum for meetings. The Town Attorney Koster suggested some changes to the proposed local law. The Town Board decided to advertise for a public hearing.

ACCESSORY STRUCTURE MORATORIUM

The Town Board reviewed the proposed local law extending the accessory structure moratorium until December 31, 2011. The Town Board decided to advertise for a public hearing.

WAIVE ELECTRICAL PERMIT FEE

LAKE MOHEGAN FIRE DISTRICT - 911 MEMORIAL
RESOLUTION #527

Upon motion made by Councilman Bianco, seconded by Councilman Martorano,

WHEREAS, the Lake Mohegan Fire District (LMFD) provides invaluable emergency services to the Town of Yorktown, and

WHEREAS, in conjunction with the Mohegan Volunteer Fire Association, they constructed a September 11th Memorial in front of the Lee Blvd. fire house, and

WHEREAS, the construction work, done by volunteers, required an electrical permit from the Yorktown Building Dept., therefore

BE IT RESOLVED, the Town Board hereby authorizes the Building Inspector to waive the \$150 fee required for the electrical permit for the Memorial project.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE
Resolution adopted.

BUDGET TRANSFER REQUEST

Supervisor Siegel explained that Highway Superintendent Eric DiBartolo is requesting a budget transfer within the Highway Department budget lines. She stated that he has a blanket purchase order that has encumbered some of the money in this line.

Upon motion made by Councilman Bianco, seconded by Councilman Martorano, to transfer \$50,000 in the Highway Fund, after discussion the motion was withdrawn.

TOWN BOARD AGENDA

NOVEMBER 1, 2011

The Town Board discussed the November 1, 2011 Town Board meeting agenda which will be held at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY 10598. The televised meeting will begin at 7:30 P.M.

ADJOURN

Councilman Martorano moved, seconded by Councilman Bianco, to adjourn the Town Board meeting.

Diana L. Quast
Deputy Town Clerk
Town of Yorktown