TOWN OF MAMARONECK
TOWN BOARD AGENDA
WEDNESDAY, JANUARY 6, 2016

THE TOWN BOARD WILL CONVENE – at 5:00 PM, In Conference Room **A** to discuss:

1. Review of Police Headquarters Renovation Project
2. Update- Solar Buyer's Group Program
3. Review of 2016 Organizational Meeting Agenda
4. Review of 2016 Board and Commission Appointments
5. Update- Community Choice Aggregation Program
6. Discussion- Proposed Special Permit Amendment- Workforce Housing-Cambium
7. Discussion – Weapons Restriction – Town Facilities
8. New Business

RECEPTION – Courtroom Lobby at 7:45

CALL TO ORDER – Location of Exits

SWEARING IN CEREMONY - Town Supervisor, Town Board Members, Town Clerk, Town Justice

SUPERVISOR'S STATE OF THE TOWN ADDRESS

CITIZEN COMMENTS

BOARD OF FIRE COMMISSIONERS

1. Fire Claims
2. Other Fire Department Business

AFFAIRS OF THE TOWN OF MAMARONECK

1. Resolutions & Appointments- 2016 Organizational Agenda
2. NYS Environmental Quality Review Compliance- Weaver Street Sidewalk Project
3. Set Public Hearing-Amendment to Special Permit Approval-Cambium Housing
4. Set Public Hearing – Addition of Building Inspector to Town Code
5. Report of Bids-Contract #TA-15-11- Police Headquarters Renovation
6. Salary Authorization- Office Assistant Highway Department

APPROVAL OF MINUTES – December 16, 2015
REPORTS OF THE COUNCIL
TOWN CLERK'S REPORT
NEXT REGULARLY SCHEDULED MEETINGS – January 20, 2016 & February 3, 2016

Any physically handicapped person needing special assistance in order to attend the meeting should call the Town Administrator's office at 381-7810.

WORK SESSION
ITEM #1

Town of Mamaroneck

Town Center
740 West Boston Post Road, Mamaroneck, NY 10543-3353

OFFICE OF THE TOWN ADMINISTRATOR

TEL: 914/381-7810
FAX: 914/381-7809
townadministrator@townofmamaroneck.org

Memorandum

To: Supervisor and Town Board
Re: Contract #TA-15-11- Police Department Renovation
Date: December 30, 2015

On December 9, 2015 the Town publicly opened and read bids for the above referenced contract. The scope of the work includes the complete reconstruction of the Police Headquarters Desk area and associated areas near the desk. In addition, the renovation includes that area of headquarters including the restrooms, locker rooms and employee meal area. In addition there is new lighting, mechanical system improvements and all new electric infra-structure for the desk area computers, radios and telephones including the 911 system. There have been no significant renovations to Police Headquarters since its original opening in 1986.

Bids were received from three companies. The lowest bid amount submitted was from BLH Construction in New York City. The base bid was $779,919. Adding in bid alternates the total bid is $971,117. Adding all fees, relocation costs and contingencies the total project cost is $1,189,249. This amount is higher than our original cost estimates prepared in April of 2015. Included within the cost spreadsheet is a line item for the replacement of the out of date radio and recording equipment maintained at the desk.

Attached are documents prepared by our architect and construction manager the construction costs and bid received. The first document prepared by our architect details substantive changes made to the scope of work and the costs for each change. The second document is a spreadsheet comparing our original cost estimate with the bid received.

At the work session, the architect, construction manager and representatives of the TMPD will join us to review the documents and the status of the project.

Stephen V. Altieri
Town Administrator

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SMITH & PUCILLO ARCHITECTS

DATE: 12/28/2015

TO: MR. DAVID CHEN

FROM: MICHAEL SMITH

SUBJECT: MAMARONECK PD – ESTIMATE & BID DISCREPANCIES

The following represents the substantive changes made in the scope of work from the time that the budget estimate was performed in the spring of 2015 and the issuance of the bidding documents:

	Budget Amount
1. We added the replacement of the ceilings and lights in the corridor from the dispatch desk to the rear exit/detectives office (Corridors 128 and 134). Note that this includes the associated sprinkler head relocations.	$15,000
2. The PBA room 115 and the adjacent storage room were added to the base bid (removed from the alternate bid).	$51,885
3. Security cages were added to the Storage Room 112 and to the prisoner stairway (to enclose the telecommunications equipment).	$12,000
4. Replacement of all of the exterior doors was added to the base contract. Three locations.	$18,000
5. The temporary dispatch desk was added.	$6,000
6. Phasing of the work was added.	$20,000
7. Exterior lights at the means of egress – required by code – were added.	$3,000
8. Corridor 104 work was extended to the rear entrance because this area became the contractor's access to the site.	$7,000
9. Smoke and fire stopping was added throughout to comply with the code.	$6,000
10. All lighting throughout is now LEDs. The original estimate was based upon a square foot price, which did not account for LED lighting. The original estimate utilized square foot pricing for the mechanical, sprinkler, and fire alarm systems. The repair of these systems was more extensive than anticipated.	$30,000
11. The appliances for PBA 115 have been added to the job.	$5,000
12. Stainless steel corner guards were added to the work.	$3,000
Total:	$176,885

Thanks

27 New Street
Katonah, NY 10536

mlsarchitect@verizon.net
P: 914.401.4009
C: 914.263.8027

CALGI
Established 1919

BUDGET COMPARISON

Town of Mamaroneck - Police Department Renovations

Conceptual Schematic Budget Estimate - Summary of Probable Cost dated April 6, 2015 vs. BLH Construction Inc. Bid Amount dated December 14, 2015

December 23, 2015

Probable Cost	Summary of Probable Cost April 6, 2015				Low Bid Received December 14, 2015		Variance + / - (Budget vs. Bid)	
	Amount with Purchase Equipment		Amount with Lease Equipment		BLH Construction Inc. Bid Amount			
1. Construction Cost:								
Base Bid		444,778		444,778	**REVISED BASE BID BUDGETED AMOUNT - $ 601,717**	779,919	29%	178,202
5. Alternate Bid Items:								
Bid Alternate #1 - Locker Refurbishment (Added as Bid Alternate)					Bid Alternate #1 Locker Refurbishment $ 15,286			
Budget Alternate Bid #1 - Turn-Out Area (As Bid Alternate #2)		44,755		44,755	Bid Alternate #2 Turn-Out Area $ 59,919	59,919	33%	15,164
Budget Alternate Bid #2 - Kitchen Area (Base Construction included in the Base Bid)		66,411	Sink & Cabinets $ 14,526	66,411	Bid Alternate #3 for Appliances & Cabinets $ 27,995	27,995	92%	13,469
Budget Alternate Bid #3 - Toilet Area (Included in the Base Bid)		105,054		105,054	Included in the Base Bid Amount			
Bid Alternate #4 - Front Entrance Sidewalk (Added as Bid Alternate)					Bid Alternate #4 Front Entrance Sidewalk $ 16,919			
Bid Alternate #5 - NOT USED								
Bid Alternate #6 - Replacement of Locker (Added as Bid Alternate)					Bid Alternate Bid #6 - Replacement of Locker $ 15,000	15,000	100%	15,000
Project Alternate Bid Items Total:		216,220		216,220		102,914		
Construction Cost Sub Total:		**660,998**		**660,998**		**882,833**	33%	221,835
2. Contingencies:								
Design Contingency	0%	-	0%	-	0%	-	0%	-
Construction Contingency	10%	66,100	10%	66,100	10%	88,283	33%	22,183
Project Contingencies Sub Total:		**$ 66,101**		**$ 66,101**		**$ 88,284**	**33% $**	**22,183**
Construction Cost with Contingency Total:		**$ 727,099**		**$ 727,099**		**$ 971,117**	**33% $**	**244,018**
3. Project Soft Cost and Other Cost:					**3. Adjusted Project Soft Cost and Other Cost**			
Consultant Fees * (Allowance)								
Architectural / Engineering Fees (Based on Base Bid and Alternate #1, 2 & 3)		65,500		65,500		88,300	34%	22,800
Construction Management Fees (Based on Base Bid and Alternate #1, 2 & 3)		36,500		36,500		53,000	45%	16,500
Communication Consultant Fees (Based on Base Bid)		10,000		10,000		N/A	-100%	(10,000)
Other Consultant Fees		TBD		TBD		TBD		
Consultant Fees * Sub Total:		**$ 112,000**		**$ 112,000**	Consultant Fees * Sub Total:	**$ 141,300**	**25% $**	**29,300**
Owner Fees *		-			**Owner Fees ***			
Building Permit Fee		N/A		N/A		N/A		
Owners Protective and Builders Risk Insurance	0.83%	5,486	0.83%	5,486	0.83%	7,328	33%	1,842
Temporary Relocation Cost - Rent for Mobile Office 46X10 Box for Six Months)		5,000		5,000		N/A	-100%	(5,000)
Temporary Relocation Cost - Fit Out of Existing Space		5,000		5,000	Included in the Base Bid Amount	N/A	-100%	(5,000)
Temporary Relocation Cost - Communication Equipment Relocation		5,000		5,000		N/A	-100%	(5,000)
Move Out / Move In Cost		5,000		5,000		5,000	0%	-
Miscellaneous Expenditures		1,000		1,000		1,000	0%	-
Bidding Expenses and Advertising (Printing)		1,500		N/A		N/A		
Owner Fees * Sub Total:		**$ 27,986**		**$ 26,486**	Owner Fees * Sub Total:	**$ 13,328**	**-50% $**	**(13,158)**
Testing & Inspection * (Allowance)					**Testing & Inspection * (Allowance)**			
Soil Survey & Borings		N/A		N/A		N/A		
Material Testing & Inspection		N/A		N/A		N/A		
Asbestos and Hazardous Material Survey		N/A		N/A		N/A		
Testing & Inspection * Sub Total:		**$ -**		**$ -**	Testing & Inspection * Sub Total:	**$ -**		
Interior Systems & Furnishing * (Allowance)								
Interior Furnishings and Equipment – FF&E		7,500		7,500		7,500		
Telephone, Network System, Security & Alarm System		5,000		5,000		5,000		
Communication Equipment Upgrade with Five (5) Year Warranty & Support Plan	Purchase	271,526	Annum Lease	51,004	Annum Lease	51,004		
Interior Systems & Furnishing * Sub Total:		**$ 284,026**		**$ 63,504**	Interior Systems & Furnishing * Sub Total:	**$ 63,504**		
4. Project Soft Cost Contingency:								
Soft Cost Contingency		TBD		TBD		TBD		
Project Soft Cost Contingency Sub Total:		**$ -**		**$ -**	Project Soft Cost Contingency Sub Total:	**$ -**		
Project Soft and Other Cost Sub Total:		**$ 424,013**		**$ 201,990**	Project Soft and Other Cost Sub Total:	**$ 218,132**	**8% $**	**16,142**
Project Cost Total:		**$ 1,151,111**		**$ 929,089**	Project Cost Total:	**$ 1,189,249**	**28% $**	**260,160**

* ITEMS THAT REQUIRE INPUT (Allowance)

REMOVAL AND ABATEMENT OF ACM AND HAZARDOUS MATERIALS ARE NOT INCLUDED IN THIS BUDGET ESTIMATE
BUDGET IS BASED ON BIDDING IN SPRING OF 2015, AFTER THAT AN ESCALATION AT 3% PER ANNUM TO BE ADDED

WORK SESSION
ITEM #2

Altieri, Stephen

From: Seligson, Nancy
Sent: Monday, December 21, 2015 5:57 PM
To: Katz, Abby; Battalia, Christina; Green ODonnell, Connie; Ernest Odierna (External Email); Elkind Eney, Jaine; Altieri, Stephen; Seligson, Nancy; Tom Murphy (tamurphy365 @gmail.com); William Maker (wmaker@mfd-law.com)
Subject: Municipal Solar Buyers Group
Attachments: MSBG IMA - Draft - 10-16-15 (dc)_final.docx

Dear All:

As promised please find the Municipal Solar Buyers Group IMA and Resolution proposed for the Town's consideration. The Village of Croton and the Town of Bedford have adopted both. I hope we can move forward with the IMA and Resolution to position the Town to have the opportunity to review specific site proposals for the Town and switch to a more renewable source of energy. Please review this so we can discuss it at our January 6 Town Board meeting.

Here are some of the basics about the program and the IMA and Resolution from Sustainable Westchester:

The purpose of the Municipal Solar Buyers Group is two-fold: lock in lower future electricity rates for local governments and foster wide-spread deployment of renewable energy, specifically, solar photovoltaic systems.

- The public-private partnership involves a local government site (municipally owned roof tops, parking lots or brownfields) becoming the host location for a solar system that will be paid for and maintained and owned by private investors.
- The private investors will fund design and construction.
- The local government will agree to purchase the electricity that is produced.
- Such local generation sites are able to beat the existing utility's rate, so the local government pays less for the solar electricity than it does for the standard "long distance" energy.
- The IMA affirms interest in joining the Municipal Solar Buyers Group procurement consortium and authorizes Sustainable Westchester to act on its behalf in issuing the Request for Proposal to select and procure the Solar Development services in a transparent and competitive process.
- The IMA authorizes the procurement process and permits Sustainable Westchester to sign an exclusive provider agreement, but it does NOT commit any municipality to purchase solar power or to make any other commitment or expenditure. The decision whether to enter into a power purchase agreement will be made by each municipality at a later date.
- The IMA will also create the ability for other cities, towns and villages to join this procurement consortium under the "piggybacking" provisions of GML 103(16).

Authorizing the <u>Municipal Cooperation Agreement</u> presents no risk or expense to the local government.

Once a Solar Development partner is selected, each participating city, town or village that will receive with a complete package of terms and conditions for its specific sites to review and consider.

The services provided by Sustainable Westchester and its legal and technical advisors will be paid for by the Solar Development partner at the time of the closing of the Power Purchase Agreement with each city, town or village.

lence, **the local governments will have no closing costs,** other than reviewing the terms and conditions of the Power Purchase Agreement.

Thank you.

Nancy

Nancy Seligson
Supervisor
Town of Mamaroneck
740 West Boston Post Road
Mamaroneck, NY 10543
(914) 381-7805
supervisor@townofmamaroneck.org

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MUNICIPAL COOPERATION AGREEMENT FOR

THE SUSTAINABLE WESTCHESTER, MUNICIPAL SOLAR BUYERS GROUP

THIS MUNICIPAL COOPERATION AGREEMENT, dated as of the 16th day of October 2015, is entered into by and among those several municipal corporations, organized and existing under the laws of the State of New York, which may from time to time execute and deliver this Agreement, thereby agreeing to be bound by its terms and conditions, and which are hereinafter individually referred to as a "Participant" and collectively referred to as the "Participants."

RECITALS

Article 5-G of the New York General Municipal Law authorizes municipal corporations to enter into agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other.

Section 119-n of the General Municipal Law defines the term "municipal corporation" for the purposes of Article 5-G as a county outside the city of New York, a city, a town, a village, a board of cooperative educational services, a fire district or a school district.

Each of the Participants is a "municipal corporation" as defined above.

The Participants wish to enter into a cooperative agreement for the purpose of purchasing electricity ("Solar Power") generated from photovoltaic energy systems ("PV Systems") for their municipalities, identifying themselves collectively as the Sustainable Westchester, Municipal Solar Buyers Group (hereinafter the "MSBG" or the "Consortium") for that purpose.

IN CONSIDERATION OF the mutual promises herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Participants covenant and agree as follows:

1. PARTICIPANTS

The Participants hereby designate themselves under this Agreement as the Sustainable Westchester, Municipal Solar Buyers Group for the purpose of soliciting bids for and designating an exclusive provider ("Power Seller") for the sale of Solar Power.

The following Participants shall constitute the initial membership of the Consortium: (a) the Town of Bedford; (b) the Village of Croton-on-Hudson; and (c) the Town of Mamaroneck.

Membership in the Consortium may be offered to any municipal corporation, as that term is defined in Section 119-n of the General Municipal Law, within the State of New York. Notwithstanding anything to contrary set forth in this Agreement, admission of new Participants shall not require amendment of this Section 1. Membership shall be subject to the terms and conditions set forth in this Agreement, any amendments hereto, and applicable law.

2. JOINT SERVICE DESCRIPTION

The Participants hereby agree to cooperatively solicit bids for and to negotiate the purchase of Solar Power to be generated by photovoltaic systems that will be installed upon one or more properties owned by each of the Participants (collectively, the "Premises"), but will be developed, designed, financed, constructed, owned, operated and maintained by the Power Seller or its affiliate.

3. PARTICIPATION

Participants shall each execute and deliver to the Administrative Agent (as defined below) a counterpart of this Agreement, together with a resolution authorizing participation in the Consortium, duly adopted by Participant's governing body substantially in the form annexed to this Agreement as Exhibit A. Each Participant hereby agrees to:

a. Cooperate with the Consortium and the Administrative Agent in the execution of the Administrative Agent's duties and functions as set forth herein;

b. Provide promptly such information to the Administrative Agent as the Administrative Agent may reasonably request in order for the Administrative Agent to execute its duties and functions as set forth herein, including, without limitation, information concerning municipally owned property within each Participant's jurisdiction that may be appropriate for the installation of PV Systems, and current and historical energy consumption information concerning municipally owned properties and facilities that may benefit from the generation or remote net metering of Solar Power to be generated by PV Systems; and

4. TERM AND RENEWAL

Each Participant's contractual commitment to participate under this Agreement shall be for a period of five (5) years from the date that the Participant adopts a resolution authorizing the execution of this Agreement and participation in the Consortium. Participation may be renewed by a Participant's delivery to the Administrative Agent of an authorizing resolution which adopts the most current terms of this Agreement.

5. MANAGEMENT

Administrative services and duties required by this Agreement shall be performed by the Administrative Agent. The Administrative Agent shall be Sustainable Westchester, Inc., a New York not-for-profit corporation. The business, property, affairs, and activities of the Administrative Agent shall be governed by its Board of Directors (the "Board of Directors") in accordance with the Amended and Restated By-Laws Of Sustainable Westchester, Inc. (the "By-Laws"), amended and restated as of March 31, 2015 (and as thereafter amended in accordance with their terms). The Board of Directors, which consists of representatives elected by the Participants in accordance with the By-Laws, shall also be the governing body of the Consortium.

6. AUTHORITY AND RESPONSIBILITY OF ADMINISTRATIVE AGENT

The Administrative Agent is hereby authorized and hereby agrees to perform the following duties as agent for and on behalf of each Participant:

a. to prepare, disseminate and, if necessary or desirable, advertise, a Request for Proposals containing appropriate details and bid specifications as the Administrative Agent deems appropriate for the purchase and delivery of Solar Power, based upon the needs of Participants determined from information provided to the Administrative Agent by the Participants. The bid process shall be conducted in accordance with the requirements of Section 104-b of the General Municipal Law and/or Section 9-103 of the Energy Law. Participants otherwise agree to comply with the requirements of any statute or regulation specifically applicable to them with respect to the advertisement of public bids;

b. in accordance with such bid specifications, to award an Exclusive Provider Agreement to a Power Seller that meets all qualifications deemed appropriate by the Administrative Agent;

c. to negotiate the terms of one or more forms of Power Purchase Agreements ("PPA") for the delivery of solar power to Participants. The Exclusive Provider Agreement and forms of PPA shall be in such form or forms and contain such terms as the Administrative Agent deems to be appropriate to assure the best value to the Participants; *provided, however,* that the decision to execute any PPA shall be made by each Participant individually by the adoption of an appropriate resolution;

d. to procure the services of professionals such as consultants, attorneys, independent auditors (each a "Professional" and together, "Professionals") and any other professional services it deems appropriate to assist the Administrative Agent and the Board of Directors in fulfilling its responsibilities under this Agreement, provided that: (i) the Professionals who will render such service, individually and collectively, shall meet all qualifications deemed appropriate by

the Board of Directors; (ii) the procurement of such services shall be in compliance with Section 104-b of the General Municipal Law, subject to a request for proposal process; and (iii) the charges, fees and other compensation for any contracted services shall be clearly stated in written service contracts or engagement letters;

e. to designate the bank(s) or trust company(ies) in which moneys received by the Administrative Agent on behalf of Participants shall be deposited;

f. to receive, deposit and, to the extent they are not required for immediate expenditure, temporarily invest moneys received from Participants or from such other sources on behalf of Participants (such as a success fee payable to the Administrative Agent by the Power Seller upon the execution of each PPA). The deposit and investment of funds shall in all respects comply with the requirements of Sections 10 and 11 of the General Municipal Law and shall be held in the custody of the Administrative Agent on behalf of the Participants. Participants' moneys may be commingled and administered as a common fund in one or more accounts as determined by the Administrative Agent, provided that such moneys may not be commingled with other moneys or investments of the Administrative Agent. Earnings from such deposits and investments shall be used first to defray the expenses of the Administrative Agent in performing its duties under this Agreement and the balance, after any reasonable reserve or encumbrance, shall be annually accounted for and either distributed to the Participants in proportion to their relative contribution to such earnings or in accordance with any other reasonable formula, or reinvested at the determination of the Board of Directors;

g. all moneys made available for expenditure hereunder shall be in the custody of the fiscal officer of the Administrative Agent, who shall provide for the custody, investment and disbursement of the funds received hereunder. Such fiscal officer is hereby authorized to make payments subject to audit by the auditing official or body of the Administrative Agent;

h. unless otherwise determined by the Administrative Agent, the fiscal year for the administration of this Agreement shall be May 1 to April 30;

i. to designate a representative of the Administrative Agent as Chairman of the Consortium. Except as specifically required herein with respect to the custody of funds, the responsibility for the administration and management of this Agreement shall be delegated to such officers or employees of the Administrative Agent as the Board of Directors shall deem appropriate. The Administrative Agent shall enter into such contracts as it deems appropriate to assist in the administration and management of this Agreement;

j. to perform such studies and gather such information as it deems appropriate to accomplish the purposes of this Agreement; and

k. to take all such other actions as may be reasonably necessary and appropriate to provide for the efficient administration and management of this Agreement.

7. NON-EMPLOYEES OF PARTICIPANTS

The Administrative Agent's officers and employees who assist or participate in the administration and management of this Agreement shall solely by reason of such role, be deemed employees of any Participant. No Participant shall have any authority to engage the services of any person as an employee under this Agreement on behalf of the Consortium. The Administrative Agent shall provide for all necessary services and materials for the administration and management of this Agreement, and the reasonable costs thereof shall be reimbursed by the Participants.

8. WAIVER OF CONFLICT RELATED TO PROFESSIONALS

Each Participant agrees that the services rendered to the Consortium by any Professional shall not form the basis for any Participant to claim that such Professional is, or should or shall be, (a) conflicted out of performing services for any other Participant or entity, or (b) disqualified from or otherwise unfit to perform services for any other Participant or entity.

9. TERMINATION OF AGREEMENT

If for any reason, prior to the expiration of its term, the services described in this Agreement can no longer be performed or provided, the Administrative Agent, after consultation with the Board of Directors and with as much prior notice to the Participants as is practical, may in its discretion terminate this Agreement. Following termination under this paragraph, all moneys remaining after all liabilities have been satisfied shall be refunded to the Participants.

10. DISCLAIMER OF WARRANTIES

THE PARTICIPANTS ACKNOWLEDGE AND AGREE THAT NO PARTY TO THIS AGREEMENT HAS MADE NOR HEREBY MAKES ANY REPRESENTATION, WARRANTY, OR COVENANT, EXPRESS OR IMPLIED, WITH RESPECT TO THE MERCHANTABILITY, CONDITION, QUALITY, DURABILITY, DESIGN, OPERATION, FITNESS FOR USE, OR SUITABILITY OF THE SOLAR POWER IN ANY RESPECT WHATSOEVER OR IN CONNECTION WITH OR FOR THE PURPOSES AND USES OF THE PARTICIPANT, NOR ANY OTHER REPRESENTATION, WARRANTY, OR COVENANT OF ANY KIND OR CHARACTER, EXPRESS OR IMPLIED, WITH RESPECT THERETO, AND NO PARTY TO THIS AGREEMENT SHALL BE OBLIGATED OR

LIABLE FOR ACTUAL, INCIDENTAL, CONSEQUENTIAL, OR OTHER DAMAGES OF OR TO THE PARTICIPANT OR ANY OTHER PERSON OR ENTITY ARISING OUT OF OR IN CONNECTION WITH THE USE OR PERFORMANCE OF THE SOLAR POWER AND/OR THE DELIVERY OR FAILURE TO DELIVER THEREOF OR ARISING OUT OF OR RELATED TO THE TRANSMISSION FACILITIES OF SUCH SOLAR POWER. All manufacturers', suppliers', or other warranties, if any, express or implied, with respect to the Solar Power, the delivery thereof, or the transmission facilities related thereto, which are negotiated by the Administrative Agent in connection with Solar Power PPAs associated with this Agreement, are hereby assigned to the respective Participant, and the Participant is hereby authorized to obtain the customary services furnished in connection with such warranties at the Participant's expense.

11. LIABILITY AND RELEASE

The Participants understand that this Agreement only affords a cooperative bidding service and that no Participant is in any way responsible for the purchase or delivery of Solar Power by any Power Seller unless and until the Participant executes a PPA with a Power Seller. Each Participant hereby releases the Administrative Agent and all other Participants from any and all claims arising from or related to in any way its participation in this Agreement, except that the Administrative Agent shall be liable solely for negligence in connection with its custody of the Participant's funds in accordance with this Agreement.

12. ASSIGNMENT AND AMENDMENT

This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns, provided, however, that no party may assign this Agreement or any of its rights or obligations hereunder. This Agreement may be amended only in writing agreed to by each of the Participants.

13. APPROVAL AND EXECUTION; WARRANTIES AND REPRESENTATIONS

This Agreement may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument. This Agreement shall be approved by each Participant's governing body in accordance with the requirements of law applicable to such Participant. By entering into this Agreement, each

Participant warrants and represents that this Agreement is within its lawful powers, that this Agreement has been approved by its governing body in compliance with all applicable laws and procedures, that all necessary approvals necessary for execution, delivery and performance by such Participant have been obtained, that no litigation is pending or to its knowledge threatened regarding its execution, delivery or performance of this Agreement, and that this Agreement is lawful and binding upon it in accordance with its terms.

14. DISPUTE RESOLUTION

Any dispute between or among the Participants arising from or related to this Agreement shall be determined by mediation and, if not successfully mediated, by arbitration. In either case, the proceedings shall be conducted in accordance with the applicable commercial mediation or arbitration rules of the American Arbitration Association, provided that any statutory notice of claim or statute of limitations provisions applicable to the Administrative Agent or to a Participant are also complied with. Unless otherwise agreed by the parties to any such dispute, the mediation and arbitration shall occur at a location within Westchester County reasonably specified by the Administrative Agent.

15. GOVERNING LAW; VENUE

This Agreement shall be governed by and construed in accordance with the laws of the State of New York. The venue of any action or proceeding arising from or related to this Agreement shall be Westchester County, New York.

16. MISCELLANEOUS

a. Any notice or other communication given under the terms of this Agreement shall be in writing and delivered personally or mailed or delivered by facsimile (with copy delivered by mail) to the last known post office address or telefax number of the party. All notices shall be effective when delivered, deposited in the mail, or delivered by facsimile, whichever first occurs.

b. Every provision of this Agreement is intended to be severable. If any provision is held to be invalid or unenforceable by a court or administrative agency of competent jurisdiction, all other provisions shall continue in full force and effect.

c. Paragraph headings have been provided for convenience of reference only and shall not control, affect the meaning of, or be used in the interpretation of any provisions of this Agreement.

IN WITNESS WHEREOF, this Agreement has been executed by the duly authorized officers of the undersigned.

Date: _____

_____
"Participant"

By: _____
(Signature of Officer)

Its: _____
(Title of Officer)

Date: _____

Sustainable Westchester, Inc.
"Administrative Agent"

By: _____
(Signature of Officer)

Its: _____
(Title of Officer)

EXHIBIT A

RESOLUTION AUTHORIZING PARTICIPATION IN THE SUSTAINABLE WESTCHESTER, MUNICIPAL SOLAR BUYERS GROUP

WHEREAS, Article 5-G of the New York State General Municipal Law authorizes municipal corporations to enter into cooperative agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other,

WHEREAS, Section 119-n of the General Municipal Law defines the term "municipal corporation" for the purposes of Article 5-G as a county outside the city of New York, a city, a town, a village, a board of cooperative educational services, a fire district or a school district;

WHEREAS, the *{Village}{Town}* of is a "municipal corporation" as defined above;

WHEREAS, this Board wishes for this municipal corporation to become or to remain a Participant pursuant to the Municipal Cooperation Agreement for the Sustainable Westchester, Municipal Solar Buyers Group dated the 16th day of October 2015 (the "Agreement"), among municipal corporations collectively identified as the Sustainable Westchester, Municipal Solar Buyers Group ("MSBG") upon the terms of the Agreement and further wishes to authorize participation as a prospective purchaser of solar power as specified below;

WHEREAS, it has been determined by this Board that contracts for the supply of solar power are energy performance contracts that require the exercise of specialized or technical skills, expertise and knowledge and, therefore, are not subject to the sealed, competitive bidding requirements under General Municipal Law § 103 and may instead be awarded using the Request for Proposals (RFP) process set forth in General Municipal Law § 104-b and/or Energy Law § 9-103(6).

NOW THEREFORE, BE IT RESOLVED that the Board hereby determines that it is in the interests of the *{Village}{Town}* of_____ (hereinafter "Participant") to participate in the MSBG, and hereby authorizes and directs _*{name or title of representative}*___ to sign the Agreement on Participant's behalf and further authorizes Participant's officers and employees to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED that the Participant agrees to participate in the future municipal cooperative bids for the purchase and delivery of solar power pursuant to the Agreement and subject to subsequent approval by this Board; and

BE IT FURTHER RESOLVED that the Participant authorizes the Administrative Agent (as defined in the Agreement), in accordance with the requirements of Section 104(b) of the General Municipal Law and/or Section 9-103 of the Energy Law to prepare, disseminate and, if necessary or desirable, advertise, a Request for Proposals containing appropriate details and bid specifications as the Administrative Agent deems appropriate for the purchase and delivery of solar power on behalf of the Participant, or to reject any or all such bids, and to and to negotiate on behalf of the Participant the terms and conditions of one or more power purchase agreements, the execution of which shall be subject to subsequent approval by this Board; and

BE IT FURTHER RESOLVED that the officers and employees of Participant are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution.

I certify that the foregoing resolution was duly adopted by the governing body named therein at a duly convened meeting thereof, held upon due notice and in accordance with all applicable laws, charters, by-laws and ordinances, including but not limited to the Open Meetings Law, as follows:

Date of Meeting: _____

Vote: Yes _____ No _____
Abstaining/Absent _____

_____
Clerk of governing body
of municipal Participant

_____
Date

WORK SESSION
ITEM #3

ELECTED OFFICIALS TO BE SWORN IN

SUPERVISOR, TOWN BOARD, TOWN CLERK, TOWN JUSTICE

Town Supervisor, Nancy Seligson
Town Councilwoman, Abby Katz
Town Councilman, Thomas A. Murphy
Town Clerk, Christina Battalia
Town Justice, Jean Marie Brescia

SUPERVISOR'S APPOINTMENTS

DEPUTY TOWN SUPERVISOR

BE IT RESOLVED, that the Supervisor does hereby appoint _____, as Deputy Town Supervisor, effective January 1, 2016 and terminating December 31, 2017.

BUDGET OFFICER

BE IT RESOLVED, that the Supervisor does hereby appoint Stephen V. Altieri, the Town Administrator, as Budget Officer, effective January 1, 2016, terminating December 31, 2017.

POET LAUREATE

BE IT RESOLVED, that the Town Supervisor does hereby appoint Mary Louise Cox, as Town Poet Laureate, effective January 1, 2016, terminating December 31, 2017.

TOWN CLERK APPOINTMENT

DEPUTY TOWN CLERK

Christina Battalia, does herby appoint Linda Silvestre, to serve as Deputy Town Clerk.

TOWN BOARD APPOINTMENTS & RESOLUTIONS

TOWN COMPTROLLER

On motion of , seconded by it was unanimously

RESOLVED, that Anthony Siligato is hereby reappointed Comptroller of the Town of Mamaroneck, for a term of two years commencing January 1, 2016, terminating on December 31, 2017.

RECEIVER OF TAXES

On motion of , seconded by , it was unanimously

RESOLVED, that Anthony Siligato is hereby reappointed Receiver of Taxes of the Town of Mamaroneck, for a term of two years commencing January 1, 2016, terminating on December 31, 2017.

MARRIAGE OFFICERS

On motion of , seconded by , it was unanimously

RESOLVED, that the Town Board of the Town of Mamaroneck does hereby appoint Christina Battalia, and Nancy Seligson as Marriage Officers', effective January 1, 2016 and expiring with their terms of office.

REGISTRAR OF VITAL STATISTICS

On motion of , seconded by , it was unanimously

RESOLVED, that the Town Board of the Town of Mamaroneck does hereby appoint Town Clerk Christina Battalia, as Registrar of Vital Statistics, effective January 1, 2016 and expiring with her term of office.

TREE PRESERVATION COMMISSION

On motion of , seconded by , it was

RESOLVED, that _____shall serve as the Chairperson of the Tree Preservation Commission for the year 2016, and

BE IT FURTHER

RESOLVED, that the foregoing appointment shall be effective immediately upon the appointee taking and subscribing the oath mandated by section 25 of the New York Town Law and shall expire on December 31, 2016.

CIVIL OFFICERS

On motion of , seconded by , it was unanimously

RESOLVED, that Jay Reynolds is hereby reappointed as Civil Officer of the Town of Mamaroneck to serve a term of office of one year, effective January 1, 2016 and terminating on December 31, 2016, and

BE IT FURTHER

RESOLVED, that Frank Cioffo is hereby reappointed as Civil Officer of the Town of Mamaroneck to serve a term of office of one year, effective January 1, 2016 and terminating on December 31, 2016, and

BE IT FURTHER,

RESOLVED, that the foregoing appointments shall be effective immediately upon the appointees taking and subscribing the oath mandated by section 25 of the New York Town Law.

TOWN BOARD MEETINGS

On motion of , seconded by , it was unanimously

RESOLVED, that the regular meetings of the Town Board be held in the Court Room of the Town Center, 740 W. Boston Post Road, Mamaroneck at 8:00 PM on the first and third Wednesdays as follows:

January 6, and January 20	July TBD
February 3 and February 17	August TBD
March 2 and March 16	September 7 and September 21
April 6 and 20	October 5 and October 19
May 4 and 18	November 2 and 16
June 1 and 15	December 7 and 21

And,

BE IT FURTHER

RESOLVED, that only one meeting will be held in July and in August, said dates to be scheduled at a later time; and

BE IT FURTHER

RESOLVED, that said meetings, dates and places may be changed at the pleasure of the Board upon adequate notice being given.

OFFICIAL NEWSPAPERS

On motion of , seconded by , it was unanimously

RESOLVED, that The Journal News is hereby designated as the official newspaper of the Town of Mamaroneck for the purpose of publishing legal notices during 2016.

DEPOSITORIES OF FUNDS:

On motion of , seconded by , it was

RESOLVED, that the following banks and trust companies are hereby designated as depositories for funds of the Town of Mamaroneck for the year 2016 to be continued in their present status:

NYCLASS Investment Pool
The Bank Of New York Mellon
JP Morgan Chase Bank, Mamaroneck
Wells Fargo Bank NA, Mamaroneck
Capital One Bank, Larchmont
Hudson Valley Bank, Mamaroneck

The above resolution was put to a roll call vote:

BANK SIGNATURES

On motion of , seconded by , it was

RESOLVED, that all authority heretofore granted to withdraw funds from and to draw checks, drafts and other orders upon the Town of Mamaroneck accounts maintained at the aforesaid banks hereby is rescinded and revoked and hereafter such withdrawals, checks, drafts and other orders shall be authorized by signatures or facsimile signatures of the Town Supervisor or Deputy Supervisor and Comptroller or Deputy Comptroller and Deputy Receiver of Taxes; and

BE IT FURTHER

RESOLVED, that all withdrawals, checks, drafts and other orders relative to the Community Services Discretionary Fund located at JP Morgan Chase Bank shall be authorized by the signatures of Anna Danoy, Director of Community Services and Public Housing, and Stephen V. Altieri, Town Administrator.

The above resolution was put to a roll call vote:

WORK SESSION
ITEM #4

BOARD, COMMITTEE OR COMMISSION	Member	TERM EXPIRES	ACTIONS	NOTES
BOARD OF ARCHITECTURAL - 5 mem, 3 yr term,				**Liaison - T. Murphy**
Donald Meeker	**A**	**12/31/15**		
Ed Jacobson - Chair	**Chair**	**12/31/15**		
Ed Jacobson	**B**	**12/31/15**		
Diane Neff	E	12/31/17		
Ken Ricci	C	12/31/16		
Joseph Shein	D	12/31/16		
BOARD OF ETHICS - 5 members, 3 yr terms				**Liaison - E. Odierna**
Robert Degen	**A**	**12/31/15**		
Grace D'Alessio	**B**	**12/31/15**		
Ted Hecht	C	12/31/16		
Martin Ronan	**Chair**	**12/31/15**		
Martin Ronan	D	12/31/16		
Carol Scharff	E	12/31/17		
COASTAL ZONE -5, MEMBERS, 3 YR TERM				**Liaison - A. Katz**
Tara Anderson		08/30/16		
Howard McMichael		08/31/18		
Matthew Teitsch		08/31/18		
William Zelenka		08/31/17		
Alan Mason		08/31/18		
HOUSING AUTHORITY - 5 members, 5 yr terms				**Liaison - T. Murphy**
Robert Kirby	A	12/31/18		
(Chair apptd by Authority) Richard Cherry	B	12/31/19		
Sal Iacono	**C**	**12/31/15**		
Caroline Silverstone	D	12/31/16		
VACANT	E	12/31/17		
PLANNING BOARD - 7 members, 7 yr terms				**Liaison - J. Elkind-Eney**
Ralph Engel	**Chair**	**12/31/15**		
Ellen Dunkin	**Vice Chair**	**12/31/15**		
Eileen Weingarten	A	12/31/17		
Ellen Dunkin	B	12/31/17		
Ralph Engel	C	12/31/17		

Stephen Marsh	D	12/31/18		
Ed Papazian	E	12/31/18		
George Roniger	F	12/31/18		
Ira Block	G	12/31/19		
Don Kravet	ALT. A	12/31/19		
Ron Mandel	ALT. B	12/31/19		
TRAFFIC COMMITTEE - 7 members, 3 yr terms				**Liaison - A. Katz**
Eve Neuman	**A**	**12/31/2015**		
Donal Sutherland	**B**	**12/31/15**		
Linnet Tse	C	12/31/16		
Doris Block	D	12/31/16		
Doris Block - Chair	**Chair**	**12/31/15**		
Stephen Bartell	E	12/31/17		
Camille Odierna	F	12/31/17		
Kimberly Larsen	G	12/31/17		
ZONING BOARD OF APPEALS -5 members - 5 yr terms				**Liaison - E. Odierna**
Jonathan Sacks	A	12/31/18		
Jeff King	B	12/31/18		
Irene O'Neil	C	12/31/19		
Arthur Wexler	**Chair**	**12/31/15**		
Arthur Wexler	D	12/31/19		
Evans Simpson	**E**	**12/31/15**		
Elizabeth Cooney	ALT. A	12/31/20		
VACANT	ALT. B	12/31/15		
BOARD OF ASSESSMENT REVIEW				**Liaison - J. Elkind-Eney**
Cary Sleeper	A	09/30/18		
Leonard Verrastro	B	09/30/19		
Kathleen Spadaro	**C**	**09/30/15**		
Eve Neuman	D	09/30/16		
Nancy Wasserman	E	09/30/17		
VACANT	ALT 1	09/30/17		
VACANT	ALT 2	09/30/12		
LIBRARY BOARD OF TRUSTEES				**Liaison - A. Katz**

Maureen LeBlanc		05/31/18		
Iven Taub		05/31/16		
Jen Connley		05/31/20		
RECREATION COMMISSION				**Liaison - J. Elkind-Eney**
Robert Morello	A	12/31/17		
James Druker	B	12/31/17		
Susan Sigel	C	12/31/17		
William Paonessa	D	12/31/18		
Rita Plansky	E	12/31/18		
Terry Rainaldi	F	12/31/18		
Nathalie Orans	G	12/31/19		
SUSTAINABILITY COLLABORATIVE				**Liaison - N. Seligson**
VACANT	A			
VACANT	B			
Frank Owens	**C**	**12/31/15**		
Elizabeth Radow	D	12/31/16		
Michele Lewis	E	12/31/16		
Stephen Moser	F	12/31/16		
George Roniger	G	12/31/17		
Marc Karell	H	12/31/17		
Tony Gelber	I	12/31/17		
Mitch Green	J	12/31/17		
LMC-TV BOARD OF CONTROL				
Richard Slingerland	Administrator			
Tont Siligato	Secr/Treas.			
Mayor Norm Rosenblum	VOM			
Mayor Anne McAndrews	VOL			
Councilman Ernie Odierna	TOM			

WORK SESSION
ITEM #5

No Attachment

WORK SESSION
ITEM #6

Town of Mamaroneck

Town Center
740 West Boston Post Road, Mamaroneck, NY 10543-3353

OFFICE OF THE TOWN ADMINISTRATOR

TEL: 914/381-7810
FAX: 914/381-7809
townadministrator@townofmamaroneck.org

Memorandum

To: Supervisor and Town Board
Re: Set Public Hearing- Amendment to Special Permit Approval
Cambium Housing Development- Workforce Housing
Date: December 30, 2015

The original special permit approval granted to the Cambium Housing Development in 2006 included a workforce housing covenant. The covenant required the construction of ten affordable rental units as part of the 149 unit complex. Also included in the covenant were the procedures for tenant selection that would be overseen by the Town.

In 2015 the Town began work with the County of Westchester to add the Cambium workforce housing units to the inventory of housing units as required in the settlement agreement with the Federal Housing and Urban Development Agency (HUD). In meetings between the Town, County and the Cambium's developers, an alternative for home ownership was discussed as an alternative to rental housing. Under the home ownership plan, eligible candidates would purchase the units at below market prices based upon the standards established by HUD. The target population would be those families earning 80% of the median income for Westchester County. This alternative has advantages in that the marketing and administration would be handled by Westchester County as opposed to the Town. Second, home ownership has always been considered a more stable form of work force housing.

Under the current approval, the workforce housing units may only be rental housing. Therefore, the Town Board is asked to consider an amendment to the approval that would permit either rental or homeownership work force housing. In order to implement this alternative a public hearing would be required to amend the original approval. If the Board wishes to consider this further, I will have amended approval drafted for review at the public hearing.

Stephen V. Altieri
Town Administrator

Printed on Recycled Paper

WORK SESSION
ITEM #7

No Attachment

WORK SESSION
ITEM #8

FIRE COMMISSION
ITEM #1

Town of Mamaroneck

From: **Tony Siligato - Town Comptroller**

Re: **Fire Claims**

Date: **January 6, 2016**

The following Town of Mamaroneck Fire Department claims have been certified by Chief Noah Goldberg and submitted to the Comptroller's Office for payment:

VENDOR	DESCRIPTION		AMOUNT
AAA Emergency Supply	Scott Posi Check III Test/Calibration as per OSHA	$	2,310.00
AAA Emergency Supply	Helmet fronts, fire hooks, channellock, fire hoods,gloves,hydrotest,etc	$	1,672.97
AAA Emergency Supply	Scott bottle high pressure seal & parts	$	705.61
AAA Emergency Supply	Re-couple hose	$	114.00
Amazon.com	Scanner	$	262.56
Amazon.com	Orange, red, yellow, blue tape	$	89.42
Amazon.com	White down, dry boot, Bear tracker mobile, Office chair, hockey tape	$	546.28
AT & T Mobility	Wireless service 11/12-12/11/15	$	360.15
ASAP Inc.	Shipping radio	$	52.10
Atlantic Westchester, Inc.	Furnace repair & insulation on wires to pressure switch repaired	$	833.75
Brewers	Jackson wire tube	$	4.48
Brewers	40 oz.093 electrical solder	$	8.99
Bound Tree Medical, LLC	Defib battery, pads, glucose, oxygen mask, sodium, gloves	$	772.94
Cablevision	Cable services - Fire HQ 12/23/15-1/22/16	$	127.79
CIT	Monthly copier charges 12/22/15	$	247.35
Con Edison	Fire HQ gas svc 10/19-12/1/15	$	423.25
Clean Air	Repair to exhaust system	$	954.50
Chatsworth Cleaners	Uniform cleaning	$	98.41
Foley Hardware	Nuts and bolts	$	8.39
Grainger	Mop heads	$	54.21
Grainger	Lamp bulbs	$	61.20
Grainger	Leak detector, cleaner, sponge & cup	$	323.17
Goosetown Communications	Radio replacement battery, belt clip assembly, minitor charger battery	$	783.00
Hi-Tech Fire & Safety Inc.	First Responder Clothing	$	2,726.81
Interstate Diagnostics Inc.	Annual Physicals performed at Firehouse	$	8,280.00
J & A Uniform Supplies	Ansi Jacket Year round, and Bomber style jacket	$	2,418.50
New England Uniform	Breast & hat badge, chief badge, case & long sleeve shirts	$	1,194.00
OSP Inc.	Inspection Fire System	$	175.00
PMC Associates	Battery, speaker mic, UHF antennae, Reprogramming 40 units	$	1,800.00
Ready Refresh by Nestle	Rental for water cooler at FD HQ Dec. 2015	$	114.96
Saavedra, Jorge	CPR course	$	130.00
Tortorella, Paul	Batteries for Scott Pak	$	167.88
Tony's Nursery	Red tree & bag	$	79.18
Town of Mam'k Fire Dept.	Meal for Special Ice Rescue Drill 12/15 & 12/21/15	$	534.54
UniFirst Corp.	Carpet cleaning, wipes, bags, spray and Towels 12/4 & 12/11/15	$	98.34
UniFirst Corp.	Carpet cleaning, wipes, bags, spray and Towels 12/18 & 12/25/15	$	76.82
Verizon	Fire HQ svc 12/10-1/09/16	$	229.08
Villa Maria Pizza	New member drill meal 12/2/15	$	59.84
Villa Maria Pizza	Meal for Special Ice Rescue Drill 12/22 & Fast Drill 12/21/15	$	333.17
Westch J W W	205 Weaver St. Chgs 9/1-12/21/15	$	394.27
	Total:	**$**	**29,626.91**

FIRE COMMISSION
ITEM #2

No Attachment

Affairs of the Town #1

DOCUMENTS LOCATED IN WORKSESSION PACKET

B

Affairs of the Town #2

TOWN OF MAMARONECK
ENGINEERING DEPARTMENT

DATE: December 18, 2015

TO: Stephen Altieri
Town Administrator

FROM: David Goessl,
Civil Engineer, PE

SUBJECT: **SEQR Review & Compliance**
NYSDOT PIN 8761.32 – Weaver Street Sidewalk Extension

Attached please find a completed *Full Environmental Assessment Form* package containing parts 1, 2 and 3 for which a determination of "Unlisted Action" with "No Significant" impact is found.

Part of our responsibility as sponsor for this project requires the Town to perform an evaluation of environmental impact. NYSDOT requires that the Town Board discuss this finding and make it part of our project record. Furthermore, the SEQR findings should be referenced it in the final design that gets submitted to NYSDOT Local Projects Unit.

Also attached is a similar workup for National Environmental Policy Act (NEPA). The form entitled *Federal Environmental Approval Worksheet* is included along with a draft submittal letter addressed to Mr. Lance Gorney PE, NYSDOT's Environmental Determination Liaison.

CC: Elizabeth Paul, Town Environmental Planner
Dolph Rotfeld Engineering, P.C., Design Engineer
Project Files - PIN 8761.32

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 1is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: NYSDOT PIN 8761.32 - Weaver Street (Rte 125) Sidewalk Extension in the Town of Mamaroneck		
Project Location (describe, and attach a general location map): South bound side of Weaver Street between Bonnie Way and Murray Avenue (See Attached Map)		
Brief Description of Proposed Action (include purpose or need): There is a continuous sidewalk network along the majority of Weaver Street in the Town of Mamaroneck which provides a safe means for pedestrians to travel along a moderately busy state roadway. However, the section north of the cross road, Murray Avenue has none. This area is in close proximity to the Murray Avenue Elementary School. The Mamaroneck School District provides minimal busing for its students. Most students either walk to school or have their parents drop them off. There is a need for a safe walking zone the proposed location. The objective of this project is to improve pedestrian safety by constructing new sidewalks. The Town of Mamaroneck proposes to install approximately 1,475 linear feet of 5 foot width concrete sidewalk along south bound Weaver Street to create a safe pedestrian zone in an area lacking public walkways. The new sidewalk will safely connect a neighborhood of nearly 50 homes to an existing sidewalk network along Weaver Street and Murray Avenue. Some minor Right of Way acquisition will be required to complete this work.		
Name of Applicant/Sponsor: Town of Mamaroneck	Telephone: (914) 381-7810 E-Mail: saltieri@townofmamaroneck.org	
Address: 740 West Boston Post Road		
City/PO: Mamaroneck	State: NY	Zip Code: 10543
Project Contact (if not same as sponsor; give name and title/role): David A. Goessl, PE - Town Engineer	Telephone: (914) 381-7835 E-Mail: townengineer@townofmamaroneck.org	
Address: Engineering Department -Room 208, 740 West Boston Post Road		
City/PO: Mamaroneck	State: NY	Zip Code: 10543
Property Owner (if not same as sponsor): (same)	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, or Village Board of Trustees ☑Yes☐No	Town Board - Grant Applications, NYSDOT Contracts, Consultant & Contractor selections	6/1/15 - Date of Signed IPP w/ NYSDOT Contractor selection by 11/1/16
b. City, Town or Village Planning Board or Commission ☐Yes☑No		
c. City Council, Town or Village Zoning Board of Appeals ☐Yes☑No		
d. Other local agencies ☐Yes☑No		
e. County agencies ☐Yes☑No		
f. Regional agencies ☐Yes☑No		
g. State agencies ☑Yes☐No	NYSDOT Region 8 Local Projects Unit shall oversee and administer the grant with the Town	6/1/15 - Date of Signed IPP w/ NYSDOT
h. Federal agencies ☑Yes☐No	Federal Aid is part of the grant award	N/A

i. Coastal Resources.

i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes☑No

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☐Yes☑No

iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes☑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? ☐Yes☑No

- **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? ☐Yes☑No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐Yes☐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?) ☐Yes☑No

If Yes, identify the plan(s):

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? ☐Yes☑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 location is along public right of way within an R-15 zoning district.

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? Mamaroneck Union Free School District

b. What police or other public protection forces serve the project site?
Mamaroneck Town Police, New York State Police

c. Which fire protection and emergency medical services serve the project site?
Town of Mamaroneck - Weaver Street Fire Headquarters

d. What parks serve the project site?
No parks in the vicinity

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)? The project will to improve pedestrian safety by constructing new sidewalks in a residential district near the Murray Avenue School.

b. a. Total acreage of the site of the proposed action? 0.34 acres
b. Total acreage to be physically disturbed? 0.34 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0.34 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)? % 0.28 miles/22.5mils=1.24% Units: 0.28 Miles of Sidewalk

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) June month 2015 year
- Anticipated completion date of final phase June month 2017 year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:
Initial project planning, preliminary engineering,right of way aquisition, bid letting and contract award - 6/1/15 to 11/1/15. Construction commencement to completion date and final acceptance 11/2/16 to 6/1/17 (estimated)

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

	One Family	Two Family	Three Family	Multiple Family (four or more)
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? ☑Yes ☐No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
If Yes:
i. What is the purpose of the excavation or dredging? Minor excavation of road shoulder to install sidewalks and curbs.
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
- Volume (specify tons or cubic yards): Estimated excavation is 165 cubic yards - (1480'x6'x0.5')/27
- Over what duration of time? 2 Months estimated

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
The material excavated will be dry soil materials and driveway asphalt materials located on the right of way shoulder.
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? 0.2 acres
vi. What is the maximum area to be worked at any one time? 0.2 acres
vii. What would be the maximum depth of excavation or dredging? 0.5 feet
viii. Will the excavation require blasting? ☐Yes ☑No
ix. Summarize site reclamation goals and plan:
The Town intends to reuse as much clean topsoil as possible for backfilling of sidewalk and curb. Asphalt and concrete debris will be disposed of at a local materials recycling facilty.

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)

Heavy Equipment - Dump trucks, backhoes, compressor trucks, pickup trucks.

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 (CO_2)
- _____Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (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 ½ 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.

i. During Construction:

- Monday - Friday: 8:00am - 4:00pm + OT as needed
- Saturday: 9:00am-5:00pm + OT as needed
- Sunday: N/A
- Holidays: N/A

ii. During Operations:

- Monday - Friday: N/A
- Saturday: N/A
- Sunday: N/A
- Holidays: N/A

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:

Heavy equipment will be used to facilitate excavation and grading. There will be rock removal utilizing a rock hammmer. All of this work will be in accordance to the Town's Noise Ordinance code.

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:

Odors produced will be minor exhaust from equipment and odors related to hot mix asphalt when the road gets restored.

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 Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0 Acres sidewalk & curb	0.19 Acres of sidewalk&curb	+0.19 Acres
• Forested	N/A		
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	N/A		
• Agricultural (includes active orchards, field, greenhouse etc.)	N/A		
• Surface water features (lakes, ponds, streams, rivers, etc.)	N/A		
• Wetlands (freshwater or tidal)	N/A		
• Non-vegetated (bare rock, earth or fill)	Negligible	Negligible	- Negligible
• Other Describe: 10 foot width of shoulder area reduced impervious by 5.5 feet width	0.34 Acres	0.15 Acres	-0.19 Acres

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? 7 %

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

Sandy Loam	50 %
Mixed Loam	50 %
	%

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

e. Drainage status of project site soils:
- ☑ Well Drained: 80 % of site
- ☑ Moderately Well Drained: 15 % of site
- ☑ Poorly Drained 5 % of site

f. Approximate proportion of proposed action site with slopes:
- ☑ 0-10%: 90 % of site
- ☐ 10-15%: % of site
- ☑ 15% or greater: 10 % 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/A _____ _____ _____
_____ _____ _____

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? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. 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? ☐ Yes ☑ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☐ Yes ☑ No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. 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? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ 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 David Goessl, PE Date 12/17/15

Signature _____ Title Town Engineer

PRINT FORM

Agency Use Only [If applicable]

Project: PIN 8761.32

Date: 12/17/15

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer **"Yes"** to a numbered question, please complete all the questions that follow in that section.
- If you answer **"No"** to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land

Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) ☐ NO ☑ YES

If "Yes", answer questions a - j. If "No", move on to Section 2.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	☑	☐
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	☑	☐
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	☑	☐
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	☑	☐
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	☑	☐
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	☑	☐
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	☑	☐
h. Other impacts: _____		☐	☐

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) ☑ NO ☐ YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	☐	☐
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	☐	☐
c. Other impacts: _____		☐	☐

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) ☑ NO ☐ YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	☐	☐
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	☐	☐
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	☐	☐
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	☐	☐
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	☐	☐
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	☐	☐
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	☐	☐
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	☐	☐
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	☐	☐
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	☐	☐
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	☐	☐

l. Other impacts: _____		☐	☐

4. Impact on groundwater

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	☐	☐
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	☐	☐
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	☐	☐
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	☐	☐
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	☐	☐
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	☐	☐
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	☐	☐
h. Other impacts: _____		☐	☐

5. Impact on Flooding

The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) ☑ NO ☐ YES

If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	☐	☐
b. The proposed action may result in development within a 100 year floodplain.	E2j	☐	☐
c. The proposed action may result in development within a 500 year floodplain.	E2k	☐	☐
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	☐	☐
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	☐	☐
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	☐	☐

g. Other impacts: _____		☐	☐

6. Impacts on Air

The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D,2,h, D.2.g) ☑NO ☐YES

If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO_2)	D2g	☐	☐
ii. More than 3.5 tons/year of nitrous oxide (N_2O)	D2g	☐	☐
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	☐	☐
iv. More than .045 tons/year of sulfur hexafluoride (SF_6)	D2g	☐	☐
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	☐	☐
vi. 43 tons/year or more of methane	D2h	☐	☐
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	☐	☐
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	☐	☐
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	☐	☐
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	☐	☐
f. Other impacts: _____		☐	☐

7. Impact on Plants and Animals

The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) ☑NO ☐YES

If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	☐	☐
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	☐	☐
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	☐	☐
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	☐	☐

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	☐	☐
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	☐	☐
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	☐	☐
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	☐	☐
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	☐	☐
j. Other impacts: _____		☐	☐

8. Impact on Agricultural Resources

The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	☐	☐
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	☐	☐
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	☐	☐
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	☐	☐
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	El a, E1b	☐	☐
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	☐	☐
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	☐	☐
h. Other impacts: _____		☐	☐

9. Impact on Aesthetic Resources
The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.)
If "Yes", answer questions a - g. If "No", go to Section 10.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	☐	☐
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	☐	☐
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	 ☐ ☐	 ☐ ☐
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	 ☐ ☐	 ☐ ☐
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	☐	☐
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile ½ -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	☐	☐
g. Other impacts: _____		☐	☐

10. Impact on Historic and Archeological Resources
The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)
If "Yes", answer questions a - e. If "No", go to Section 11.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, 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.	E3e	☐	☐
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	☐	☐
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	☐	☐

d. Other impacts: _____		☐	☐
e. If any of the above (a-d) are answered "Yes", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	☐	☐
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	☐	☐
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	☐	☐

11. Impact on Open Space and Recreation

The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan.
(See Part 1. C.2.c, E.1.c., E.2.q.)
If "Yes", answer questions a - e. If "No", go to Section 12.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	☐	☐
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	☐	☐
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	☐	☐
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	☐	☐
e. Other impacts: _____		☐	☐

12. Impact on Critical Environmental Areas

The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d)
If "Yes", answer questions a - c. If "No", go to Section 13.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	☐	☐
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	☐	☐
c. Other impacts: _____		☐	☐

13. Impact on Transportation
The proposed action may result in a change to existing transportation systems. ☐ NO ☑ YES
(See Part 1. D.2.j)
If "Yes", answer questions a - g. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	☑	☐
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	☑	☐
c. The proposed action will degrade existing transit access.	D2j	☑	☐
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	☑	☐
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	☑	☐
f. Other impacts: Action will provide a safer means of pedestrain travel.		☑	☐

14. Impact on Energy
The proposed action may cause an increase in the use of any form of energy. ☑ NO ☐ YES
(See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	☐	☐
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	☐	☐
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	☐	☐
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	☐	☐
e. Other Impacts:			

15. Impact on Noise, Odor, and Light
The proposed action may result in an increase in noise, odors, or outdoor lighting. ☐ NO ☑ YES
(See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	☑	☐
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	☑	☐
c. The proposed action may result in routine odors for more than one hour per day.	D2o	☑	☐

d. The proposed action may result in light shining onto adjoining properties.	D2n	☑	☐
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	☑	☐
f. Other impacts: Construction related noise will be prodiced at times.		☑	☐

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) ☑ NO ☐ YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No,or small impact may cccur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	☐	☐
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	☐	☐
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	☐	☐
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	☐	☐
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	☐	☐
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	☐	☐
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	☐	☐
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2r, E1f	☐	☐
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	☐	☐
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	☐	☐
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	☐	☐
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	☐	☐
m. Other impacts:			

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans. ☑ NO ☐ YES
(See Part 1. C.1, C.2. and C.3.)
If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	☐	☐
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	☐	☐
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	☐	☐
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	☐	☐
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, Elb	☐	☐
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	☐	☐
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	☐	☐
h. Other: _____		☐	☐

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character. ☑ NO ☐ YES
(See Part 1. C.2, C.3, D.2, E.3)
If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	☐	☐
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	☐	☐
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	☐	☐
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	☐	☐
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	☐	☐
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	☐	☐
g. Other impacts: _____		☐	☐

PRINT FULL FORM

Agency Use Only [IfApplicable]

Project: PIN 8761.32

Date: 12/17/15

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☐ Type 1 ☑ Unlisted

Identify portions of EAF completed for this Project: ☐ Part 1 ☐ Part 2 ☐ Part 3

Federal Environmental Approval Worksheet

PIN: 8761.32	Comp. by:David Goessl,PE	Date Comp.: 12/17/15	*FUNDING TYPE: TAP/Local*
DESCRIPTION: Weaver Street (Rte 125) Sidewalk Extension in the Town of Mamaroneck			*NEPA CLASS:* CE
			SEQR TYPE: Unlisted
LOCALITY (Village, Town, City): Town of Mamaroneck			COUNTY: Westchester

Purpose of this Worksheet:

- Communicate project National Environmental Policy Act (NEPA) classification to Federal Highway Administration (FHWA).
- Identify additional required FHWA environmental determinations, approvals and/or concurrences required before the Categorical Exclusion (CE) determination can be made.
- Reflect the documentation in the Design Approval Document (DAD) and enable the approving authority (per PDM Exhibit 4-2) to make the CE determination.

Categorical Exclusion (CE) - a category of actions which do not individually or cumulatively have a significant effect on the human environment and which have been found to have no such effect in procedures adopted by a Federal agency (40 CFR 1508.4). Actions that do not individually or cumulatively have a significant environmental effect are excluded from the requirement to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS) (23 CFR 771.115(b)).

Instructions (*see also "FEAW_Instructions.doc"*):

Complete the worksheet prior to the end of Design Phase I. If project parameters or site condition changes result in potential resource impacts, re-do worksheet prior to Design Approval to confirm NEPA determination and recertify (on page 4).

Step 1: Unusual Circumstances Threshold Determination – 23 CFR 771.117(b)

Any action which normally would be classified as a CE but could involve unusual circumstances (or even uncertainty) will require consultation with FHWA to determine if the CE classification is proper or whether an EA or EIS is required.

Do any, or the potential for any, unusual circumstances exist?

1.	Significant environmental impacts;	**YES**☐	**NO**■
2.	Substantial controversy on environmental grounds;	**YES**☐	**NO**■
3.	Significant impact on properties protected by Section 4(f) of the DOT Act or Section 106 of the National Historic Preservation Act; or	**YES**☐	**NO**■
4.	Inconsistencies with any Federal, State, or local law, requirement or administrative determination relating to the environmental aspects of the action.	**YES**☐	**NO**■

- **If yes to any** of the above, contact the Main Office Project Liaison (MOPL) (see PDM Exhibit 4-1). If after consultation with FHWA it is determined that the project cannot be progressed as a CE, **skip to step 4** and see PDM Chapter 4 for NEPA Class I (EIS) or Class III (EA) processing.

- **If no to all**, then this project qualifies as a Categorical Exclusion (CE); **proceed to step 2**.

Federal Environmental Approval Worksheet

Project ID Number: 8761.32

Step 2: Other FHWA environmental actions required prior to CE Determination

Classification as a CE does not exempt the project from further environmental review. Compliance with Federal Statutes, Regulations and Executive Orders (EO's) must be documented. Refer to the Department's Project Development Manual (PDM) and Environmental Manual (TEM) to determine the requirements.

2.1	Other required FHWA environmental independent determinations	FHWA Independent Determination and/or Concurrence Required & Received	Date determination/ concurrence issued	FHWA Independent Determination and/or Concurrence not required or resource not present
		A	B	C
EO 11990 Protection of Wetlands Individual Finding		☐	Date Issued	■
ESA Section 7 Threatened and Endangered Species		☐	Date Issued	■
Section 106 (National Historic Preservation Act)		☐	Date Issued	■
Section 4(f) (Park, Wildlife Refuge, Historic Sites, and National Wild and Scenic Rivers)		☐	Date Issued	■
2.2	**Other FHWA environmental compliance and/or approvals/concurrence required**	**Resource present and threshold exceeded**		**Resource not present, or present but threshold not exceeded**
EO 11988 Floodplains		☐		■
EO 13112 Invasive Species		☐		■
EO 12898 Environmental Justice		☐		■
Safe Drinking Water Act Section 1424(e)		☐		■
US Army Corps of Engineers, Section 404/10 NWP #23		☐		■
Section 6(f) (Land and Water Conservation Funds)		☐		■
Migratory Bird Treaty Act		☐		■
23CFR772 Type I Noise abatement		☐		■
2.3	**Other Environmental Issues requiring FHWA notification**	**Resource present and threshold exceeded**		**Resource not present, or present but threshold not exceeded**
U.S. Army Corps of Engineers, Section 404/10 Individual Permit		☐		■
National Wild and Scenic Rivers		☐		■
U.S. Coast Guard Bridge Permit		☐		■
Known hazardous waste site (only EPA National Priority list)		☐		■
Project on or affecting Native American Lands		☐		■

For all categories above, refer to the **Table Thresholds** document.

After completion of Tables 2.1, 2.2, and 2.3, proceed to step 3.

Project ID Number: 8761.32

ep 3: Who makes the NEPA CE Determination?

FHWA Regulations describe two types of CEs; CEs listed in 23 CFR 771.117(c) [aka the C list], and CEs such as those listed in 23 CFR 771.117 (d) [aka the D list]. NYSDOT can make the CE determination for C list projects once all required approvals and concurrences have been secured. FHWA retains the NEPA determination for D list projects. FHWA makes the CE determination programmatically through NYSDOT for D list projects that meet the July 15, 1996 FHWA NY Division NEPA Programmatic Categorical Exclusion memo criteria. To determine by whom, FHWA or NYSDOT, and how the CE determination is made, follow the instructions beginning in section 3.1 of the following table.

	CONDITION	ACTION
3	**Determine whether FHWA or NYSDOT makes the CE determination.**	
3.1	If the project is an action that would normally be a CE in 23 CFR 771.117(c) (see the drop down list), check the "Yes" box. If not, check the "No" box.	If yes, NYSDOT can make the CE determination once all the approvals and coordinations required are complete. 1. Is the project an action that would normally be a CE in 23 CFR 771.117(c)? **YES**■ **NO**☐ "Construction of bicycle and pedestrian lanes, paths and facilities." **If no, proceed to step 3.2.** **If yes,** and the action falls under (c)(26), (c)(27), or (c)(28), **proceed to step 3.1.1.** Otherwise, **proceed to step 3.1.2.**
3.1.1	Determine if any additional constraints apply to the CE.	Do ANY of the conditions described in the **Table Thresholds** 3.1.1 (land acquisition, major traffic disruptions, changes in access control, floodplain encroachment, National Wild & Scenic Rivers) apply to the action? **YES**☐ **NO**■ **If yes,** the (c)(26), (c)(27) and (c)(28) constraints have not been met – **proceed to step 3.2.** **If no**, do ANY of the following apply: • A check in Column A in Table 2.1 for Section 106, **and** a finding of Adverse Effect? • A check in Column A in Table 2.1 for 4(f), **and** impacts are not de minimis? • A check in Column A in Table 2.3 for Section 404/10? • A check in Column A in Table 2.3 for USCG Bridge Permit? Do ANY of the above apply to the action? **YES**☐ **NO**■ **If yes,** the (c)(26), (c)(27) and (c)(28) constraints have not been met – **proceed to step 3.2.** **If no,** the (c)(26), (c)(27) and (c)(28) constraints have been met – **proceed to step 3.1.2.**

Federal Environmental Approval Worksheet

Project ID Number: 8761.32

3.1.2	Determine if **any** of the required environmental determinations, compliance and/or approvals/ concurrences are outstanding.	If there are: • outstanding environmental determinations (Table 2.1:checks in column A without dates in column B) • **and/or** circumstances requiring demonstration of applicable EO compliance or issues requiring FHWA environmental review (checks in column A in Table 2.2) **The project will use Memo Shell 2** (FHWA needs to review this project). **Proceed to step 4.** *If the project does not meet the conditions above proceed to step 3.1.3.*
3.1.3	Determine if **any** issues are present that require FHWA notification.	If there are: • any issues requiring FHWA environmental notification (checks in column A in Table 2.3); then **The project will use Memo Shell 3** (FHWA must be notified of this project). **Proceed to step 4.** *If the project does not meet the conditions above proceed to step 3.1.4.*
3.1.4	No Determinations, Approvals, Concurrences or Notifications required.	**The project will use Memo Shell 1** (memo to file). **Proceed to step 4.**
3.2	The project is a D list CE as per 23 CFR 771.117(d). Choose appropriate entry from drop down list. If "other" or (d)(13) provide an explanation.	Certain actions eligible for categorical exclusion require NYSDOT to transmit documentation and a determination that a CE applies. Examples of activities that may proceed as a CE are listed in 23 CFR 771.117(d) (D list). Activities not directly listed on the D List also have the potential to proceed as a CE with submitted documentation (Other). Activities that may normally be classified as a C-list CE under 23 CFR 771.117(c)(26), (c)(27), or (c)(28) must meet the constraints at 23 CFR 771.117(e), or they revert to the D-list as (d)(13). The project is an action that would normally be a CE in 23 CFR 771.117(d). **Choose an item..** Other or (d)(13): ***Construction of Pedestrian Sidewalk*** **Proceed to step 3.2.1.**
3.2.1	Determine if **any** of the required environmental determinations, compliance and/or approvals/ concurrences are outstanding **and/or** notification is required.	If there are: • **any** outstanding environmental determinations (any checks in column A without dates in column B in Table 2.1); • **and/or** any circumstances requiring demonstration of applicable EO compliance (any checks in column A in Table 2.2); • **and/or** issues requiring FHWA environmental notification (any checks in column A in Table 2.3); then **The project will use Memo Shell 4** (MOPL and FHWA need to review this project). **Proceed to Step 4.**
3.2.2	Design Approval Document sent to FHWA	If the project: • does not meet the conditions above (3.2.1), then the project has met the criteria established as per the programmatic agreement dated July 15, 1996. **The project will use Memo Shell 5** (memo to file). **Proceed to Step 4.**

Federal Environmental Approval Worksheet

Project ID Number: 8761.32

Step 4: Summary and Recommendation

- This project does qualify to be progressed as a Categorical Exclusion.
- The NEPA Determination is being made by NYSDOT
- All outstanding FHWA environmental approvals will be obtained and are listed here:

List outstanding FHWA environmental approvals here:

All other environmental, social and economic factors that affect the project's NEPA classification, of Title 23 CFR 771.117 Environmental Impact and Related Procedures and the July 1996 FHWA NY Division NEPA Programmatic Categorical Exclusion memo must still be addressed, for example, the project:

- does not change the functional class;
- does not add mainline capacity;
- is not on new location;
- will not change travel patterns;
- acquires only minor amounts of ROW (temporary or permanent);
- does not cause displacements; does not change access control;
- is air quality exempt;
- is consistent with the NYS Coastal Management Program; **and**
- the analysis satisfies the requirements of the Farmland Protection Policy Act.

I certify that the information provided above is true and accurate and recommend the project be processed as described above.

oject Manager/Designer _____ Date 12/17/15
Responsible Local Official)

Print Name and Title: David A. Goessl, PE, Town Engineer

Regional Environmental Unit Supervisor _____ Date _____

Print Name and Title: _____

Regional Local Project Liaison _____ Date _____
(Locally Administered Projects Only)

Print Name and Title: _____

Changes that may have occurred since the preparation of the worksheet which would **create the need to go through the Worksheet again** include but are not limited to: a change in the scope of the proposed project; a change in the social, economic or environmental circumstances or the setting of the project study area (i.e. the affected environment); a change in the federal statutory environmental standards: discovering new information not considered in the original process; and a significant amount of time has passed (equal or greater than three years).

Affairs of the Town #3

No Attachment

Affairs of the Town #4

Town of Mamaroneck
County of Westchester
740 West Boston Post Road, Mamaroneck, NY 10543-3353

COUNSEL

TEL: 914/381-7815
FAX: 914/381-7809
wmaker@townofmamaroneck.org

MEMORANDUM

To: Stephen V. Altieri, Town Administrator
Christina Battalia, Town Clerk

From: William Maker, Jr., Attorney for the Town

Subject: Local law regarding the building inspector

Date: December 30, 2015

Ron Carpaneto held the title of the Director of Building Code Enforcement and Land Use Administration, not Building Inspector. In 2002, the Town Code was amended to give all the functions of a building inspector to the Director of Building Code Enforcement and Land Use Administration. Now that the Town has hired John Landi as its Building Inspector it is necessary to revise the Code again. To avoid having to revise the Code each time there is a change in personnel, the attached proposed law, if enacted, will assign the functions currently given to the Director of Building Code Enforcement and Land Use Administration to both the person holding that title and the person holding the title of Building Inspector.

While reviewing the many sections that needed to be amended, I noticed some that required further revision to make them gender neutral. This proposed law does that too.

Ordinarily I attach a copy of the law being amended to my transmittal memorandum so that the Town Board members can compare the current law with the proposal. Here, however, the changes are so numerous that it is impractical to do so. Moreover, except for the amendment to sections 106-37A and B, the change in language is adequately identified in the proposed local law. The amendment to sections 106-37A and B changes a verb from "shall" to "may" but without an explanation. I attach a copy of the current section 106-37 to give context for the amendment.

If the Town Board considers the proposal ready for a public hearing, it can set the date for such a hearing at one of its upcoming meetings.

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Local Law No. - 2016

This local law shall be known as the "Addition of Building Inspector to the Town Code" Law.

BE IT ENACTED by the Town Board of the Town of Mamaroneck

Section 1 – Purpose:

The Town Code grants to the Director of Building Code Enforcement and Land Use Administration the powers ordinarily bestowed upon a building inspector in a municipal code. This local law adds the Building Inspector to the places in the Code where the Director of Building Code Enforcement and Land Use Administration is mentioned so that the power to perform the Director of Building Code Enforcement and Land Use Administration's functions under the Code will be in the hands of both the Building Inspector and the Director of Building Code Enforcement and Land Use Administration.

In addition, where appropriate, this local law amends those sections of the Code that are being amended by this law to make them gender neutral.

Section 2 – Amendment of current sections of the Mamaroneck Code:

The following sections of the Code of the Town of Mamaroneck hereby are amended so that the title "Director of Building Code Enforcement and Land Use Administration" is replaced with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration":

Sections
3-10
3-11
40-2A
40-2B
40-2C
55-5 (unlettered paragraph)
90-5 (both places)
106-4A
106-4B
106-20A (four places)
106-20B (three places)
106-27C
106-27D
106-27E (two places)
106-38B
106-38D
106-39A

106-39B
106-40A
106-40 C (unlettered paragraph) (both places)
106-40 C (7)
106-40 E (four places)
106-41A
106-42A
106-43 (unlettered paragraph)
106-46A
106-46B
106-46C
106-46D
106-47A
106-47B
106-47C (two places)
106-47D
106-48A (two places)
106-50 (two places)
106-52 (unlettered paragraph)
106-52A
106-53
106-57
106-62 (three places)
114-6B
144-5A
158-5A (three places)
158-5C (three places)
158-5D
158-8 (two places)
161-13B (two places)
175-3 (two places)
175-5
175-8A
175-8A (3)
175-8D
175-11K (two places)
177-7C
177-9A
177-10A (20)
177-10D
177-11
177-14
183-14
190-8A

192-5B
207-8
234-3B
240-19.1G
240-25F (3)
240-25F (5)
240-28F (2)
240-28F (6)
240-61E
240-71
240-73
240-83C (3) (c)
240-83C (4)
240-84A
240-84B
240-84C
240-85A
240-85C (two places)
240-86A (two places)
240-86C (two places)
240-89D (1)
240-89D (2)
240-89F
240-91
A250-1

Section 3 – Amendment of current sections of the Mamaroneck Code:

The following sections of the Code of the Town of Mamaroneck hereby are amended so that the title "Director of Building Code Enforcement and Land Use Administration" is replaced with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative":

Sections
55-5C
71-2D
71-3
82-5
82-12
102-4
102-5
106-18
106-19
106-41C

106-43D
106-44 (two places)
106-45
106-51 (two places)
106-54A
106-54C
106-55A
106-55B (two places)
108-6
114-8 (unlettered paragraph)
137-3
158-9A
158-9B (two places)
175-9A (three places)
192-7 (two places)
207-9
240-88B

Section 4 – Amendment of current sections of the Mamaroneck Code:

Section 5-14 and 110-11 of the Code of the Town of Mamaroneck hereby are amended by deleting therefrom the title "Director of Building Code Enforcement and Land Use Administration" and replacing them with the words "the Director of Building Code Enforcement and Land Use Administration or if that position is vacant, the Building Inspector".

Section 5 – Amendment of a current section of the Mamaroneck Code:

Section 32-4 of the Code of the Town of Mamaroneck hereby is amended by adding between the titles "Assistant Building Inspector" and "Code Enforcement Officer" in the definition of **CONSTABLES** the title "Building Inspector".

Section 6 – Amendment of a current section of the Mamaroneck Code:

Section 71-2A of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "The Director of Building Code Enforcement and Land Use Administration or one of his designated representatives" and replacing them with the words "The Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative".

Section 7 – Amendment of a current section of the Mamaroneck Code:

Section 71-2B of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "Director of Building Code Enforcement and Land Use Administration or his designated

representative" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative".

Section 8 – Amendment of a current section of the Mamaroneck Code:

Section 91-7 of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "the Director of Building Code Enforcement and Land Use Administration" and replacing them with the words "the Building Inspector, the Director of Building Code Enforcement and Land Use Administration".

Section 9 – Amendment of a current section of the Mamaroneck Code:

Section 95-7B of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words

"STORMWATER MANAGEMENT OFFICER
The Director of Building Code Enforcement and Land Use Administration or his (her) designee."

and replacing them with the words

"STORMWATER MANAGEMENT OFFICER
The Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative."

Section 10 – Amendment of a current section of the Mamaroneck Code:

Section 103-3 of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "Director of Building Code Enforcement and Land Use Administration of the Town of Mamaroneck and he" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative and he/she".

Section 11 – Amendment of a current section of the Mamaroneck Code:

Section 106-37 of the Code of the Town of Mamaroneck hereby is amended

by deleting therefrom the word "shall" from sections 106-37A and 106-37B and replacing it with the word "may" in both sections, and

by adding a new section 106-37D that reads as follows:

"D. If the office of the Director of Building Code Enforcement and Land Use Administration is vacant, the Building Inspector shall have all of the Director of Building Code Enforcement and Land Use Administration's powers, duties and responsibilities."

Section 12 – Amendment of a current section of the Mamaroneck Code:

Section 106-40E of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the title "Building Inspector" and replacing them with the words "Building Inspector or the Director of Building Code Enforcement and Land Use Administration".

Section 13 – Amendment of a current section of the Mamaroneck Code:

Section 106-41B of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "the Director of Building Code Enforcement and Land Use Administration or his authorized representative" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative".

Section 14 – Amendment of a current section of the Mamaroneck Code:

Section 106-41B of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "the Director of Building Code Enforcement and Land Use Administration for the use of any other department of the Town" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or for the use of any other department of the Town".

Section 15 – Amendment of a current section of the Mamaroneck Code:

Section 106-43E of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "the Director of Building Code Enforcement and Land Use Administration and/or his designated deputies" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative".

Section 16 – Amendment of a current section of the Mamaroneck Code:

Section 106-49A of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words

"DIRECTOR
The Director of Building Code Enforcement and Land Use Administration"

and replacing them with the words

"DIRECTOR

The Building Inspector or the Director of Building Code Enforcement and Land Use Administration".

Section 17 – Amendment of a current section of the Mamaroneck Code:

Section 106-59 of the Code of the Town of Mamaroneck hereby is amended

by deleting its current title and replacing it with the words "Notice to the Building Inspector or the Director of Building Code Enforcement and Land Use Administration" and

by deleting from the text of the section the words "in writing, to the Director of Building Code Enforcement and Land Use Administration" and replacing them with the words "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration" and

by deleting from the text of the section the words "The Director of Building Code Enforcement and Land Use Administration shall inspect such premises, and, if the structure is found unsafe, the Director of Building Code Enforcement and Land Use Administration shall order it repaired" and replacing them with the words "The Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative shall inspect such premises, and, if the structure is found unsafe, the Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative shall order it repaired".

Section 18 – Amendment of a current section of the Mamaroneck Code:

Section 114-9 of the Code of the Town of Mamaroneck hereby is amended

by deleting from sections 114-9 A and 114-9B the title "Director of Buildings" and replacing it with the titles "the Building Inspector or the Director of Building Code Enforcement and Land Use Administration" and

by deleting from section 114-9C the title "Director of Buildings" and replacing it with the words "Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative".

Section 19 – Amendment of a current section of the Mamaroneck Code:

Section 161-12 of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "This article shall be enforced by the designated Building Official of the Town or by deputies whom said Building Official designates for this purpose" and replacing them with the words "The Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative shall enforce this article."

Section 20 – Amendment of a current section of the Mamaroneck Code:

Section 175-4 of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words

"DIRECTOR OF BUILDING CODE ENFORCEMENT AND LAND USE ADMINISTRATION

The Director of Building Code Enforcement and Land Use Administration, or such other officer duly appointed to perform the duties of that position."

and replacing them with the words

"BUILDING INSPECTOR/DIRECTOR OF BUILDING CODE ENFORCEMENT AND LAND USE ADMINISTRATION

The Building Inspector or the Director of Building Code Enforcement and Land Use Administration, or such other officer duly appointed to perform the duties of that position."

Section 21 – Amendment of a current section of the Mamaroneck Code:

Section 192-5F of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "Screening. Screening as is deemed necessary by the Director of Building Code Enforcement and Land Use Administration may be required by him" and replacing them with the words "Screening. Such screening as the Building Inspector or the Director of Building Code Enforcement and Land Use Administration may deem necessary."

Section 22 – Amendment of a current section of the Mamaroneck Code:

Section 240-83B of the Code of the Town of Mamaroneck hereby is amended by deleting therefrom the words "This chapter shall be enforced by the Director of Building Code Enforcement and Land Use Administration, in accordance with this chapter" and replacing them with the words "The Building Inspector or the Director of Building Code Enforcement and Land Use Administration or either's designated representative shall enforce this article."

Section 3 – Severability:

Should any provision of this Local Law be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration of unconstitutionality or invalidity shall not affect any other provisions of this Local Law, which may be implemented without the invalid or unconstitutional provisions.

Section 4 – Effective Date:

This Local Law shall become effective upon filing with the Secretary of State.

12/30/15

Town of Mamaroneck, NY
Wednesday, December 23, 2015

Chapter 106. FIRE PREVENTION AND BUILDING CONSTRUCTION

Part 2. Building Construction

Article V. Purpose; Officials; Records

§ 106-37. Director of Building Code Enforcement and Land Use Administration.

[Amended 10-16-2002 by L.L. No. 10-2002]

A. The Town Board shall appoint a Director of Building Code Enforcement and Land Use Administration, who shall be either an architect, engineer or person who has qualified according to the rules and regulations for civil service in the County of Westchester for the position of Director of Building Code Enforcement and Land Use Administration, and who shall serve and hold office at the pleasure of the Town Board.

B. The Town Board shall appoint from time to time subordinates to the Director of Building Code Enforcement and Land Use Administration such as building inspectors, assistant building inspectors and such others as may be deemed appropriate. Such persons shall:

   (1) Report to the Director of Building Code Enforcement and Land Use Administration;

   (2) Serve at the pleasure of the Town Board; and

   (3) In the absence of the Director of Building Code Enforcement and Land Use Administration, act in his or her place and stead.

C. The Director of Building Code Enforcement and Land Use Administration shall have all powers, duties and authority provided for in Town Law § 138 and the other provisions of state law and any other laws, ordinances, codes or regulations of the Town of Mamaroneck.

Affairs of the Town #5

SMOKED BA

DOCUMENTS LOCATED IN WORKSESSION PACKET

Affairs of the Town #6

Town of Mamaroneck

Town Center

740 West Boston Post Road, Mamaroneck, NY 10543-3353

OFFICE OF THE TOWN ADMINISTRATOR

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www.townofmamaroneck.org

TO: Stephen Altieri, Town Administrator
Nancy Seligson, Town Supervisor
Town Board Members

FROM: Connie Green O'Donnell, Assistant Town Administrator

DATE: December 24, 2015

SUBJECT: Authorization to Appoint an Office Assistant

Authorization is requested to appoint Stefania Laise as the full-time Office Assistant in the Highway Department effective January 7, 2016 at an annual salary of $39,841. The salary is reflected in the 2016 budget. Since this is a competitive position, the appointment is in compliance with Civil Service regulations.

Ms. Laise was hired as a seasonal employee in early November to provide clerical support for the Highway Department. Due to her exceptional performance over the past two months, Lou Martirano is recommending that she be hired as the full-time Office Assistant.

Ms. Laise attended Iona College and received a degree in Business Administration in 2002. After graduating she worked as a secretary for a law firm in Eastchester until 2013. In that position she provided administrative support that included reviewing real estate documents, preparing correspondence, dealing with clients, bank representatives, title and insurance companies and scheduling appointments and real estate closings.

ACTION REQUESTED: That the Town Board approve the appointment of Stefania Laise to the position of Office Assistant in the Highway Department effective January 7, 2016 at an annual salary of $39,841.

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