

Board of Trustees
Village of Tarrytown
Regular Meeting No. 16
Via Zoom Video Conference
May 3, 2021
7:00 p.m.

PRESENT via Zoom Video Conference: Mayor Butler presiding; Trustees: Brown, Hoyt, Kim, McGovern, Rinaldi and Zollo; Village Administrator Slingerland; Assistant Village Administrator Ringel; Village Attorney Kathy Zalantis; Treasurer Hart and Village Clerks Booth and Gilligan

The meeting began with the Pledge to the Flag.

Members of the Public interested in viewing the meeting should visit <https://www.tarrytowngov.com/home/events/34076> for instructions on how to join & participate.

Members of the public who wish to have an item “screen shared” (i.e. displayed during the meeting) during their public comment period, must submit their document(s) to Administrator@tarrytowngov.com no later than 12PM the day of the Board of Trustees Meeting.

REPORTS

Trustee Brown reported that TEAC is having its pop up Mother’s Day market on Sunday and she hopes everyone will go shopping.

Trustee Zollo stated that a new initiative has been added to the Police Department Manual and it is called Park, Walk and Talk. Officers will leave their patrol cars at times and places which maximize community engagement and officers are encouraged to make as many citizen contacts as possible. The immediate result will be is that citizens and officers develop a dialogue which “humanizes” each other. Trustee Zollo feels it is a great initiative.

Mayor Butler added that he feels this is a good program and it will encompass the entire force from the Police Chief, Lieutenants and all the Police Officers.

Deputy Mayor McGovern reminded everyone that registration is still open for day camp and tot camp and pool registration. If you are unable to complete the registration online, call the Rec Desk and someone will assist you. In addition, there are a few spaces left in the kayak store racks. If you are interested, the cost is \$170.00 per year.

Trustee Kim reported that the Village Officials Committee met this afternoon regarding the Route 9 Active Transportation Study. The discussion centered on the how to improve Broadway from Sleepy Hollow to Hastings. The main concerns are to make it safer for pedestrians, bicyclists, and making the traffic a little more humane. The outcome is that the Village Administrators along with another employee of the Village will meet to help define the scope of work to the grant writer so that we can get some funding in order to take the next steps.

Administrator Slingerland noted that anyone who lives in Tarrytown knows that Route 9 is a State DOT road. The state is planning on repaving the road this summer, which has not been done in 30 years. The Thruway Authority has taken over improvements south of Route 119 which includes a walkway West of Route 9 and connections to and from the shared use path. The Village is trying to coordinate what the next steps should be. The key is to get all of our Villages together with the DOT to get this project moving.

Trustee Kim noted that the Thruway did give a presentation to the Village about their plans for 119 to the Honda dealership and possibly further South due to the poor road condition, and we were awaiting more information.

Administrator Slingerland stated that we did get an update today, but there were no new developments. Trustee Rinaldi inquired what portion of the road is the DOT responsible for, and Trustee Kim stated that it was South of the on ramp East on 287. Administrator Slingerland

replied that one of the key factors that is causing the State not to do any improvements is that they are planning to expand Broadway and put in turn lanes so that you can two lines of cars queuing up to go South or East on 287 and 87. While talking with the representatives from the DOT he said that they will look into doing some maintenance work in that area because we have let them know multiple times that the roadway is badly rippled and it is affecting people's ability to stop especially in icy and wet conditions.

Trustee Kim wished to follow up with Karen's announcement and encourage people about TASH, and the Makers Space which is located on Central Ave. They are having a Makers Market on Sunday and he encourages everyone to attend and get to know them.

Mayor Butler wishes to congratulate our Village Clerk Carol Booth who is retiring, with her last day being this Friday. He thanks her for doing all of the heavy lifting and all that she has done for this Village. Without her, a lot of things would not have happened. He wished Carol an enjoyable and happy retirement. He also welcomed Kristine the new Village Clerk.

Carol Booth stated that it has been a wonderful journey to serve the Village of Tarrytown. It's been an honor and a pleasure to work with all of the Board Members on the Board of Trustees both past and present, the Village Administrator, and all of the Village Staff. Tarrytown has always been very special, and that is not going to change. A big heartfelt thank you to everyone and she wishes Kristine all the best.

ADMINISTRATORS REPORT

There was a brief discussion about parklets. The Board of Trustees has agreed that further analysis has to be done within a reasonable time frame. Further discussion will take place at the next work session.

Assistant Village Administrator Josh Ringel spoke about COVID-19 and New York State Regulations. On May 19th, 2021 the majority of New York State will be opened to the public. There will still be capacity restrictions and social distancing restrictions unless there is proof of vaccination or proof of a negative COVID test. On Mother's Day there will be a pop up vaccination clinic at Westchester Community College.

Administrator Slingerland gave some background about the Station Overlay Zone. The first hearing regarding the SAO took place in February 2019. The SAO would not replace current zoning, you would have to apply for it and the project must show that there would be adequate benefits to the Village. The SAO would prioritize many different goals regarding commercial and residential usage that connect to or benefit the Village in and around the train station. It discourages uses that are redundant, add to congestion or might compete with other businesses in the Village. It encourages promotion of neighborhoods, access to parks, open space as well as affordable and senior housing. Administrator Slingerland then read some comments from the Comprehensive Plan Committee who urged the Board to adopt the SAO Zone. The committee believes that the best way to do this is to control the development process by assuring that the Village gets to establish the rules upfront, and not have a developer dictate what the rules should be. The Comprehensive Plan Committee is also keenly aware of the residents desire to retain the qualities and character of the Village that they treasure, in particular in comparison to the dense urban like development being constructed next door and in other parts of Westchester.

The hearing was opened up to comments from the Board of Trustees:

Trustee Brown thanked the members of the Comprehensive Plan Management Committee and appreciates their recommendations. Ms. Brown feels that the Board of Trustees failed to effectively communicate the goals of the SAO to the residents of Tarrytown. She feels that there continues to be valid concerns and some misinformation out there that the Board cannot overcome, and any benefits gained from the SAO in the future are outweighed by the discord seen throughout the debate. Trustee Brown withdraws her support of the SAO and calls for a poll of the Board members.

Trustee Zollo feels that the direction that the SAO has taken it is not what the residents want. He has never been in support of the SAO, will not be supporting it, and called for a poll of the Board as well.

Trustee Rinaldi feels that there is a problem with the process, and there are too many valid concerns and a lot of misunderstanding. He feels that the way the SAO is written, that no developer would want to go through the process of the SAO. Trustee Rinaldi feels that the Board of Trustees have erred in not addressing the SAO in a more timely and efficient manner. He feels that the Board should go back to the beginning, review the Comprehensive Plan and inform the public in a clearer manner. Trustee Rinaldi is going to listen to the public when he votes and wishes to stop the process.

Deputy Mayor McGovern stated that she appreciates all the hard work that was put into the SAO by the Comprehensive Plan Committee. After hearing from many community members Deputy Mayor McGovern feels that we all have to get together and sort things out. Looking forward to future developments, the Board needs to work on better communication with the public, but at this time, she feels very strongly that this is not the right thing for Tarrytown.

Trustee Hoyt stated that he feels Tarrytown is losing its small town charm and also has some questions regarding the scorecard and is not in favor of overdevelopment. He also stated that the Board needs to listen to the residents, and hear what they are saying. Trustee Hoyt stated that he will not support the SAO.

Trustee Kim noted that he was not around when the SAO process first started. He observed as a professional and while he understands the initial intent, he agrees that the Board failed to communicate the concept of SAO properly. Trustee Kim feels that the Board needs to close this effort and vote along with the rest of his colleagues and not support the SAO.

Mayor Butler first thanked all of the volunteers for their time and effort that was put into the SAO. He feels that the Board needs to move past this, and work on generating new revenue, reducing taxes, and giving tax breaks. Mayor Butler continued by saying this is a diverse community, and this cannot be a community for the rich. The community is divided over a lot of misinformation and needs to move forward. Mayor Butler then asked the Board if they were going to move forward with the resolution.

The motion to hear public comments was moved by Deputy Mayor McGovern, and seconded by Trustee Zollo. Roll Call, Trustee Brown, Yes, Trustee Hoyt, Yes, Trustee Kim, Yes, Trustee Rinaldi, Yes Trustee Zollo, Yes Deputy Mayor McGovern, Yes, Mayor Butler, Yes Aye-
Approved: 7-0

John Stiloski inquired why we were going to public comment is the Board is voting to withdraw the SAO. He feels that the Board should worry about what is happening in Tarrytown instead of worrying about other municipalities. He feels that the public should be able to vote by referendum for any future projects in the Village.

Howard Smith first thanked Carol Booth for all of her years of dedicated service. Mr. Smith appreciates all of the effort the Board and Committees put into the SAO. He stated that the community truly cares about Tarrytown and feels that the process should have been more collaborative and the Board of Trustees should keep this in mind moving forward.

Dolph Beil shared some slides detailing acreage vs. number of units and 29 South Depot Plaza with its 1.2 acres and 66 units. Mr. Beil thanked the Board Members for listening to the public and he suggests that the Board do not take any zoning action until 29 South Depot Plaza and the Boatel are stabilized. He asks that the Board and public work together moving forward.

Katie Krider thanked the Board for their comments and the way they are thinking. She appreciates all of the work that was put into the SAO and the Comprehensive Plan. The feedback from the public was negative despite all of the effort that went into this. Ms. Krider requested that the Board take a step back, look at what's happening in the world, and reevaluate the big picture.

Paul Gomez and spoke on behalf of the residents of Franklin Courts, and his family and friends. He is very happy that many Board Members have changed their minds regarding the SAO and he emphasized that moving forward, the Board needs to listen to the community so that they can build and develop in a responsible way.

David Barnett requested that his slides be shown. He thanked the Board for reconsidering their vote after all the time and money that was spent. He requests that the Tarrytown Board does not let happen what is happening in Sleepy Hollow. The future of Tarrytown is far too important to brush aside the public. He's very happy to hear how things were resolved tonight.

Peter Bartolacci feels that all could learn from this process. The residents have been told time and time again that there would be no new development, but tonight there is an application that is going before the Planning Board. Mr. Bartolacci requests that the Board listen to the public more and is in support of their decision to walk away from the SAO.

Haydee McCarthy first thanked Carol Booth for her many years of service to the Village, and she will be missed. She wishes to thank the Board members who have decided against this and have listened to the public. Ms. McCarthy hopes that should this happen again in the future, the Board needs to have the public take a more active role because if they don't, money will be wasted. She thanked the Board for coming to the right decision.

Barbara Barnett wished Carol Booth the best with her retirement. Ms. Barnett stated that until traffic and environmental studies are completed, there is no clear benefit to our Village to allow future development. Additionally, due to the pandemic, Tarrytown might have different needs in the future. It would be negligent of the Board to adopt the SAO at this time. She thanked the Board for listening to the public's feelings.

Suzanne Bartolacci thanked the Board for their decision this evening. She also thanked the committees who invested hours and hours and a large amount of effort. Ms. Bartolacci continued by thanking the public who were instrumental in raising awareness of the SAO.

Jeanne Michael wished to thank all the residents including the 10591 Facebook page for speaking out. She is very proud of her Village for speaking up regarding the SAO.

Colin Vanderhorn wished to thank the Board but he is worried that this same issue will return. He does feel that the Board needs to give the taxpayers a voice and pay attention to basic reason. Mr. Vanderhorn feels that there is a lot of mistrust between the Villagers, the Planning Board and the Board of Trustees and that there is a major traffic concern on North Broadway that should be taken into account. He thanked the volunteers who put their time and effort into the SAO, and would also like to apologize to the downtown retailers and restaurant owners who might have benefited from some responsible development.

Mark Frey thanked Carol Booth for friendly and efficient service to the Village and she will be missed. Mr. Frey thanked Dr. Howard Smith, Katie Kreider, Paul Gomez, David Barnett, Peter Bartolacci, Katie McCarthy and Barbara Bennett and the Comprehensive Plan Committee for all of their involvement and hard work regarding the SAO. He also thanked Mayor Butler for having the courage and integrity to change his mind. He also thanked each Trustee and the Deputy Mayor for doing all of the work that they have done and he's very happy that everyone has come together.

PUBLIC HEARING- CHAPTER 305 ZONING – NEW ARTICLE FOR THE STATION AREA OVERLAY (SAO) ZONE

Trustee Hoyt motioned; seconded by Trustee Zollo and unanimously carried that the following resolution be approved.

BE IT RESOLVED that the Board of Trustees of Tarrytown having heard all of the public comments, hereby reject the SAO Law.

Roll Call: Trustee Brown, Yes; Trustee Hoyt, Yes; Trustee Kim, Yes; Trustee Rinaldi, Yes; Trustee Zollo, Yes; Deputy Mayor McGovern, Yes; Mayor Butler abstained

Approved: 6-0-1

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ONLY ON ITEMS LISTED ON THE AGENDA, OTHER THAN PUBLIC HEARING ITEMS. SPEAKERS SHALL HAVE THREE (3) MINUTES EACH TO ADDRESS THE BOARD OF TRUSTEES

Austin Tarlow stated that he is opposed to banning cannabis in the parks. He stated that he has not seen one study that show that firsthand or secondhand smoke cause any ailments. He looks forward to hearing more about the law.

Mike Love first thanked Carol Booth for the last 20 years. She's been a great help and hopes she has a wonderful retirement. Mr. Love stated that he is all for regulations, but why is the Board so against marijuana? There have been no issues regarding marijuana and it is a NYS right to be able to smoke it. He feels that a lot of the Boards comments are fear driven and not based upon the fact that it is legal.

Howard Smith feels that with our past experience with 29 South Depot Plaza, that some guidance might be helpful when passing something along to the Planning Board. Mr. Smith asked that the Village provide information in regards to the Washington Irving Boat Club lease. He also feels that the Village needs to look at traffic and the H Bridge with The Edge being built, and have the Planning Board look at the larger picture.

Scott Shachter spoke about the noise that is coming from the American Paper Plant. The noise level is excessive with the truck back up beepers and he is wondering if there is anything that can be done in regards to the noise. Administrator Slingerland responded that the backup beepers are required by law. Mr. Shachter replied that he is aware that a backup beeper is required but maybe it's possible that the noise can be changed to something else. Administrator Slingerland said that he would make some inquiries with the Building Department.

Mayor Butler asked if Administrator Slingerland could clarify the Boat Club lease. Administrator Slingerland stated that any use of the Boat Club must be ancillary use as its primary use is parkland. A restaurant or boat launch have been acceptable uses. There are no plans for residential or commercial development. Trustee Brown feels that now is a good time to talk about future plans for the WI Boat Club since there already is discussion about the Boatel.

Katie Krider spoke about her concerns regarding the Boatel. She feels that four stories will block people's views. In addition, it will create more traffic on the H Bridge and she is very concerned that it will be one issue after another when it comes to future plans for the Village.

Mark Frey agreed with Scott Shachter in regards to the noise level coming from the recycling plant and something should be done about the mitigating the sound level. Mr. Frey also commented on the boat club lease and noted that if the lessee defaults, the Village has the right to terminate the lease. He feels that the Village should keep this in mind if the WI Boat Club fails to maintain items as bollards and dredging which are becoming an issue.

John Stoloski questioned what that annual lease payments are for the WI Boat Club. Treasure Hart stated that it was signed for in the \$40,000 a year range but they have since come back to the Village several times asking for a reduction since their revenue is down. Mr. Stoloski inquired whether the lease was a sublet and Attorney Kathy Zalantis that there are legal issues going forward that have to be looked at in regards to the boat club and cannot answer his

question at this time.

Alberta Jarane wished to remind the Board that the most recent Fireman's Parade was met with a lot of unhappy merchants due to the fact that it took place during a Saturday afternoon which are typically bust and there were few attendees. Administrator Slingerland stated that this is a NYS Parade on a much larger scale and we expect a much bigger crowd.

Dolph Beil encourages the Board to take a holistic approach in regards to development in the core area. He encourages the Board to let the dust settle in regards to the SAO before moving in another development direction. Mr. Beil asks the Board to figure out how to integrate and produce the best results for Tarrytown. We have a very limited resources and when it's gone its gone.

Clarice Pollack hopes that the merchants of the Village get behind the Fireman's Parade as she feel it will bring positive results for Tarrytown. Ms. Pollack also wished to note that Katie Kriders comments about Tarrytown not being a luxury area bothered her and she wants her to realize that to the people that live in the area, it is a luxury area and is hoping that she misspoke.

APPOINTMENT OF VILLAGE REGISTRAR OF VITAL STATISTICS

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Kristine Gilligan as Village Registrar of Vital Statistics for a term to expire in December of 2021.

Trustee Hoyt motioned; seconded by Deputy Mayor McGovern and unanimously carried.

APPOINTMENT OF MARRIAGE OFFICER

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Kristine Gilligan as Marriage Officer of the Village of Tarrytown for a term to expire in December of 2021.

Trustee Kim motioned; seconded by Trustee Hoyt and unanimously carried.

APPOINTMENT OF PARKING ENFORCEMENT OFFICER/SCHOOL CROSSING GUARD

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Cristal F. Alcantara to the position of Parking Enforcement Officer/School Crossing Guard, Step 1, at an annual salary of \$46,142, effective Tuesday, May 4, 2021, subject to a drug screening test requested by the Police Department. This appointment is made from Eligible List #61-355, is subject to a probationary period of twelve (12) months and is subject to all civil service rules and regulations.

Trustee Zollo motioned; seconded by Deputy Mayor McGovern and unanimously carried.

APPOINTMENT TO THE POSITION OF PARKS GROUNDSKEEPER

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the appointment of Edmond O'Gorman to the position of Parks Groundskeeper, Step 4, at an annual salary of \$74,352, effective Monday, May 10, 2021, and shall be subject to a probationary period and to all applicable Civil Service Rules and Regulations.

Trustee Hoyt motioned; seconded by Deputy Mayor McGovern and unanimously carried.

REFERRAL OF A ZONING PETITION – TARRYTOWN MARINA, LLC, 236 GREEN STREET

BE IT RESOLVED that on April 19, 2021, the Board of Trustees of the Village of Tarrytown received the application with a Zoning Petition by Tarrytown Marina, LLC for the property located at the Tarrytown Boat & Yacht Club Site, 236 Green Street, requesting to re-zone the property and to enact amendments to the zoning text that would facilitate the proposed development of a “Wharf Boatel” on the Property, together with a waterfront restaurant, and Marina improvements. The Boatel is proposed as a 4-story, luxury boutique hotel with 103 rooms; and

BE IT FURTHER RESOLVED that the Board of Trustees does hereby refer this zoning text amendment request to the Planning Board for their review, report and recommendation, as well as their review under the NYS Environmental Quality Review Act (SEQRA), and

BE IT FURTHER RESOLVED that the Board of Trustees recommends that in this review, the Planning Board consider dredging to be an integral component of any proposed project.

Trustee Zollo motioned; seconded by Trustee Hoyt and unanimously carried.

Roll Call: Trustee Brown, Yes; Trustee Hoyt, Yes; Trustee Kim, Yes; Trustee Rinaldi, Yes; Trustee Zollo, Yes; Deputy Mayor McGovern, Yes; Mayor Butler; Yes

Approved: 7-0

FIREMAN’S ASSOCIATION OF THE STATE OF NEW YORK (FASNY) PARADE FOR AUGUST, 2022.

WHEREAS, the Village of Tarrytown Fire Department has made the request that the Village host the Annual Fire Parade in 2022 in conjunction with the Firemen’s Association of the State of New York (FASNY); and

WHEREAS, upon reviewing the proposal, the Fire Department has worked to establish a staging area for the start of the parade at 303 South Broadway and a gathering and refreshment area at the end of the parade in Lot F, with related use at Losee Park (with no vehicles allowed on the field), Lot G., Green Street and Lot C.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the partnering between the Tarrytown Fire Department to co-host and co-sponsor the FASNY (Fireman’s Association of the State of New York) parade on Saturday, August 13, 2022, and

BE IT FURTHER RESOLVED, that the Board of Trustees authorizes the following Village roads to be closed, pending a permit to be obtained from the NYS DOT for Broadway, for the parade route running from South Broadway by 303 South Broadway, north to Main Street, making a left and heading west down Main Street, and then heading over the H-Bridge down to the parking lots along Green Street down to Losee Park; and

BE IT FURTHER RESOLVED that the Village through the Fire Department has received authorization from the real estate management company of 303 South Broadway to allow the fire trucks to stage and cue up for the parade in their lots.

Trustee Zollo moved, seconded by Deputy Mayor McGovern that the following resolution be approved: Motion carried, all voting “aye” with the exception of Trustee Hoyt who recused himself. Approved: 6-0-1

SCHEDULE A PUBLIC HEARING – AMEND CHAPTER 221 REGARDING SMOKING IN PARKS

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a public hearing to be held on Monday, May 17, 2021, at 7:00 p.m., at the Regular Tarrytown Village Board Meeting to be held either via in-person meeting, or Zoom Video Conference, depending on the State’s directives about gatherings under NY on Pause, to hear and consider a proposed amendment to the Code of the Village of Tarrytown, Chapter 221-9, Smoking of Tobacco Products and Chapter 221-11 on Penalties to update the language in this section to prohibit smoking of any kind, including tobacco, cannabis and/or vaping in Village Parks; and related penalties thereto, subject to applicable NYS law.

Trustee Zollo motioned; seconded by Deputy Mayor McGovern and unanimously carried.

Roll Call: Trustee Brown, Yes; Trustee Hoyt, Yes; Trustee Kim, Yes; Trustee Rinaldi, Yes; Trustee Zollo, Yes: Deputy Mayor McGovern, Yes; Mayor Butler: Yes

Approved: 7-0

APPROVAL OF THE MINUTES OF THE BOARD OF TRUSTEES MEETING OF APRIL 5, 2021

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the regular meeting of the Board of Trustees held on Monday, April 5, 2021 as submitted by the Village Clerk.

Deputy Mayor McGovern motioned; seconded by Trustee Zollo and unanimously carried.

APPROVAL OF AUDITED VOUCHERS

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 20 of Audited Vouchers in the total amount of \$212,314.98 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 163,244.58
Water	\$ 14,233.09
Sewer Fund	\$ 143.33
Capital	\$ 16,826.90
Library	\$ 9,830.30
Trust & Agency	\$ <u>8,036.78</u>
Total	\$ 212,314.98

Trustee Zollo motioned; seconded by Trustee Hoyt and unanimously carried.

Roll Call: Trustee Brown, Yes; Trustee Hoyt, Yes; Trustee Kim, Yes; Trustee Rinaldi, Yes; Trustee Zollo, Yes: Deputy Mayor McGovern, Yes; Mayor Butler: Yes

Approved: 7-0

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ON ITEMS NOT INCLUDED ON THE AGENDA. SPEAKERS HAVE (3) MINUTES BEFORE YIELDING TO THE NEXT SPEAKER

Peter Bartolacci stated that it sounds like the Village is asking that the Fire Departments not have any type of political statements which he agrees with, and asks that the same rules apply to Tarrytown recreation events. He said that he has previously spoken to Deputy Mayor McGovern about an unspecified incident and he feels it should be a policy of the Village. Mr. Bartolacci also thanked Carol Booth for all her years of service to the Village. She has always been very helpful and kind and wishes her the best in her retirement.

Liz Dreaper the Village Clerk from Dobbs Ferry and the First Vice President of the NYS Association of City and Village Clerks wished to thank Carol Booth for her dedicated service to the Village of Tarrytown and to the State of New York and wishes her all the best on her retirement. She continued by saying that on a personal note, it was pleasure to work with Carol over the years and she feels very lucky and honored to be able to call her a friend. Ms. Dreaper also wished Clerk Gilligan all the best in her new position.

Dean Gallea who is the Co-Chair of the Tarrytown Advisory Council thanked the citizens of Tarrytown and the Board of Trustees and all the staff who came out and helped at the Earth Day events. Earth Month events started the weekend of April 17th, and went through the following weekend. There was a Riverkeeper cleanup, and a good number of people showed up from both within Tarrytown and outside the area. He really appreciates everyone supporting the Earth Day events year after year.

Mike Love asks why the Village is not doing more to help the merchants such as the parklets. Mr. Love states that he has offered suggestions and solutions to no avail. He requests that the Board stop wasting time on surveys and be more concerned for the local merchants and stop worrying about issuing film permits. Mayor Butler responded by stating that he disagrees with Mr. Love's viewpoint and feels that the Board has done many things to help out the merchants at a great cost to the Village and is very disappointed in Mr. Love's statement. Mayor Butler continued by stating that the Village has lost revenue, homeowners are having difficulty paying their taxes, senior need assistance, and we need to keep in mind that we are all in this together. Trustee Brown noted that she has attended more than one Chamber of Commerce meeting and the merchants are not speaking with one voice. There are different requests from different merchants. The Board is trying do the right thing by as many people as possible. Administrator Slingerland discussed how there was an option put to the merchants to close the streets and it was rejected because it wasn't enough. He also noted that there are other things to consider such as lost revenue from the parking meters. Administrator Slingerland also noted that 50% of the money we receive from the film permits goes to a special account that benefits the Downtown area. The Board is open to more discussions, but there needs to be a balance.

Mark Frey requested that Carol Booth give the Board the same packet of the Boat Club leases he received for their review. Mr. Frey spoke about the bulkheads and the dock slips. He feels that the Boat Club is in default of their lease since that have failed to invest in maintenance such as bulkheads and dock slips.

John Stoloski feels that the money from TASH should be put towards the Main Street businesses. He also stated that Tarrytown has wonderful Police Officers. Sargent Jones handled himself very professionally in regards to the Tasha Young situation. Mr. Stoloski also requested that the Village meetings be held in person again, and asked why does the Village spend money on TASH instead of supporting business that are in Tarrytown. Trustee Brown stated that the Board hopes to try and have in person meetings start again as soon as they get the all clear. Administrator Slingerland

responded by stating that while TASH uses some Village services such as paying for Parks staff, , the Village does not actually spend funds to support them. Trustee Kim asked that people do not go against one particular activity as there are many activities that take place throughout the Village all year and we should support everyone.

Maria Canalis inquired about the tree planting in the Village. When trees come down, they don't seem to be replaced. Administrator Slingerland stated that we do wish to do a Village wide tree planting. The Village just needs to work on certain issues such as widening sidewalks, and the sidewalk cafes.

Alberta Jarane first thanked Carol Booth for her help and has always been a pleasure to work with. As for parklets, time is going by quickly and business are still struggling. The Merchant Council was looking for ways to help the Village reduce the expenses that were incurred last year trying to help the merchants. The Merchant Council believes that parklets are a good compromise that will help the businesses as well as reduce costs to the Village. Administrator Slingerland stated that the Village is looking at all the different alternatives before making a final decision.

ADJOURNMENT

On motion by Trustee Hoyt, seconded Trustee Zollo the meeting was adjourned at approximately 10:06 pm by a vote of seven in favor, none opposed.

Kristine Gilligan
Village Clerk

LOCAL LAW __ - 2021

A local law to amend Chapter 221 of the Tarrytown, entitled Parks and Recreation Areas, Chapters 221-9 and 221-11 regarding the smoking of tobacco products are amended to regulate the smoking or vaping of any product in Village Parks and Recreation Areas.

Section 1. Be it enacted by the Board of Trustees of the Village of Tarrytown as follows:

Section 2. Chapter 221- 9 is repealed in its entirety and the following language is enacted in its place:

Former Chapter 221-9, language to be REPEALED:

§ 221-9. Smoking of tobacco products.

No person shall use any tobacco product in any park, ball field or playground located within the Village. For the purposes of this section, "ball field" shall be defined as any public property owned by the Village of Tarrytown which is to be used for sporting events such as but not limited to baseball, softball, soccer or football. For the purposes of this section, "playground" shall be defined as any public property owned by the Village of Tarrytown and designated primarily for the use and recreation of children.

New Chapter 221-9, language to be ADOPTED:

§ 221-9. Smoking and Vaping.

(a) "Smoking" means the burning of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco, cannabis or other product that may be smoked and such smoke inhaled for personal use or consumption as defined in section 222.00 of the NY Penal Law, or cannabinoid hemp as defined in section 90 of the Cannabis Law, or other related law.

(b) "Vaping" means the use of an electronic cigarette.

(c) No person shall engage in smoking or vaping of any product in any park, ball field or playground located within the Village. For the purposes of this section, "ball field" shall be defined as any public property owned by the Village of Tarrytown which is to be used for sporting events such as but not limited to baseball, softball, soccer or football. For the purposes of this section, "playground" shall be defined as any public property owned by the Village of Tarrytown and designated primarily for the use and recreation of children.

(d) Any violations of this provision shall be subject to a civil penalty in an amount not to exceed \$200.00.

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Section 3. Chapter 221-11 is repealed in its entirety and the following language is enacted in its place:

Former Chapter 221-11, language to be REPEALED:

§ 221-11. Penalties for offenses.

Penalties shall be as provided in Chapter 1, General Provisions, Article II.

New Chapter 221-9, language to be ADOPTED:

§ 221-11. Penalties for offenses.

Except as provided in this Chapter (See Chapter 221-9), penalties shall be as provided in Chapter 1, General Provisions, Article II.

Section 4: Severability

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 5: Effective Date

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.



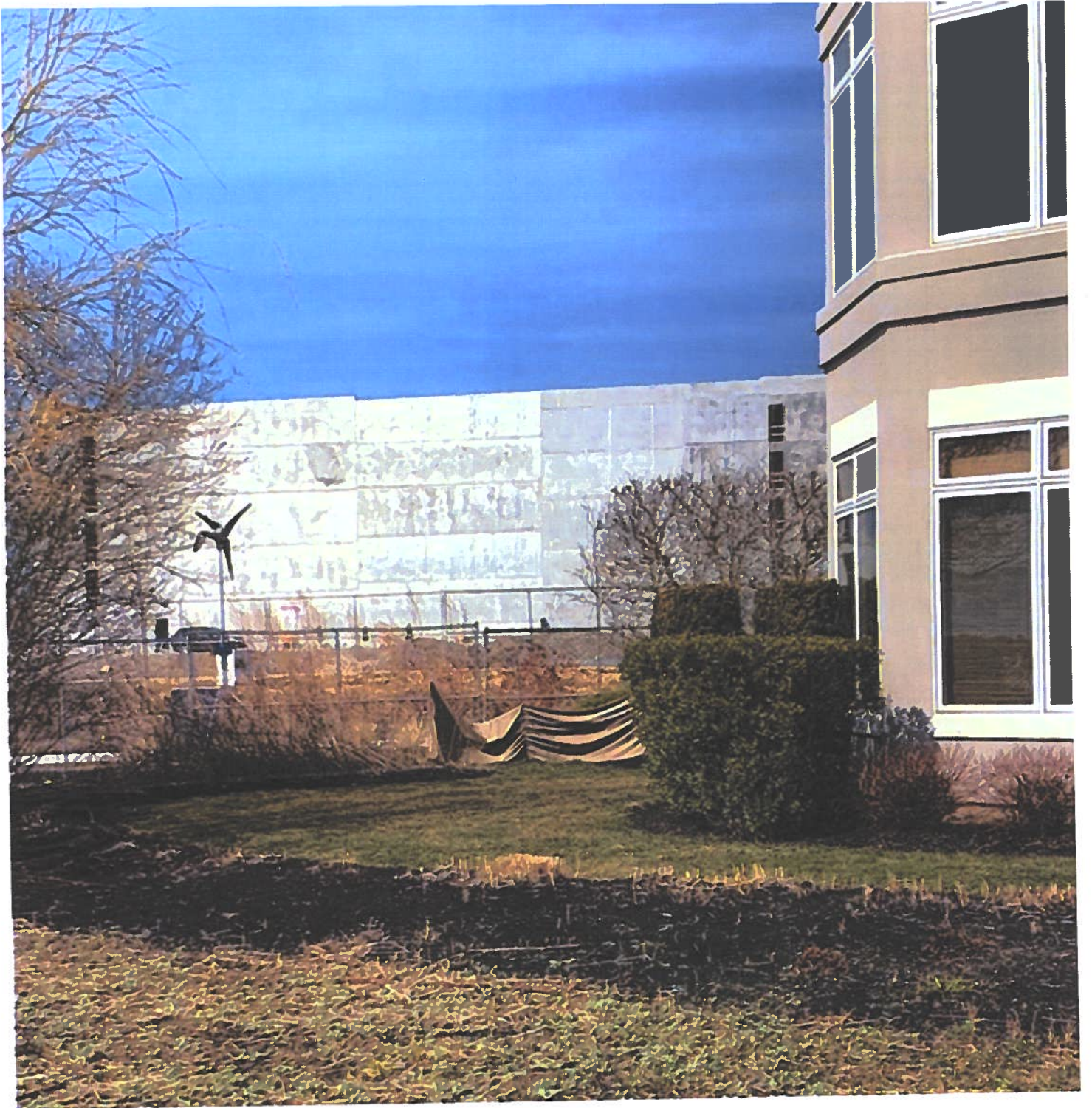
Dear Town Committee,

I hope you are all doing well. I am writing this letter to voice my opinion against the topics that were discussed in this past Monday's meeting regarding expanding rules about prohibiting smoking in Village Parks. The committee had propose to ban smoking of any kind in Village Parks, including the smoking of Cannabis. I am not for banning smoking of any kind in the Village parks. I think Cannabis should be allowed to be smoked in Village Parks. From my understanding first hand smoking of Cannabis has not caused any deaths, and second hand smoking of Cannabis has not cause any deaths. Therefore, I do not see the need to ban the smoking of Cannabis in our parks. If evidence can be pointed that shows first hand smoking of Cannabis can cause death as well as second hand smoking of it, we can have a discussion about that. I understand first hand and second hand smoking of Tobacco can result in ailments, but I have not heard about this with Cannabis. Please feel free to email me or call me if you would like to further discuss.

Best,

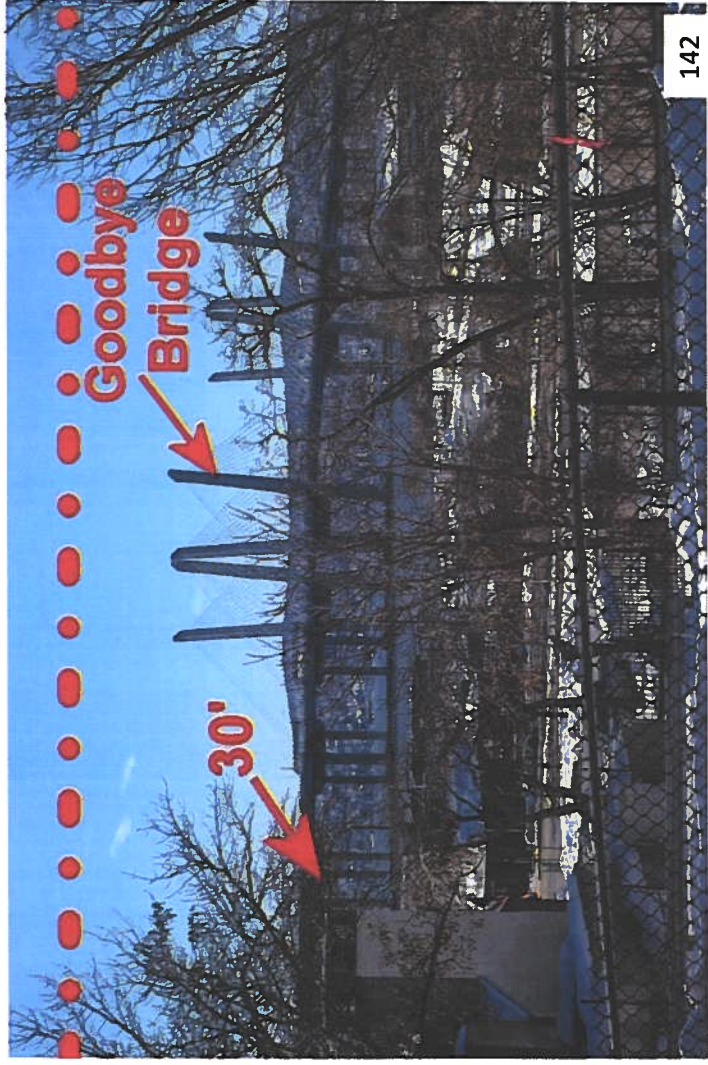
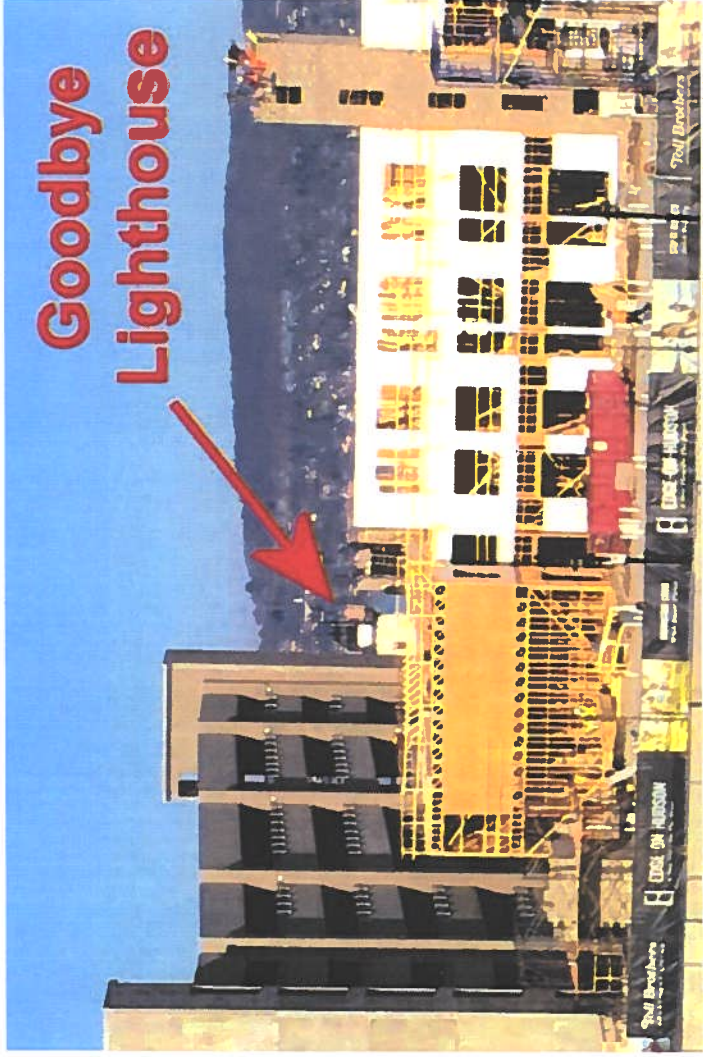
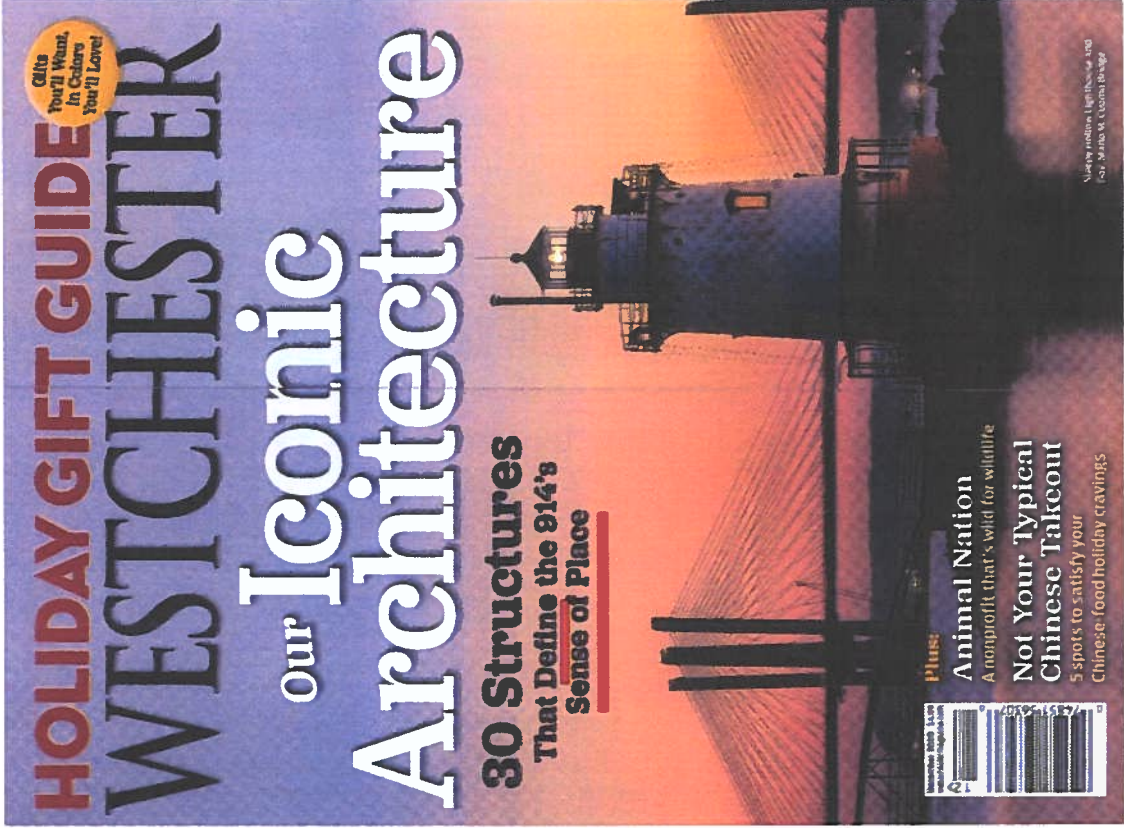
Austin Tarlowe
973-557-8344
austinrt1001@gmail.com

D. Barnett
5/3/2021



Iconic Architecture?

H. De'il 5/13/2021



<u>Cat</u>	<u>Title</u>	<u>Weight</u>
<u>Land Use</u>		
	Mix of uses	4.17%
	Appropriateness of uses	4.17%
	Presence of adverse uses	4.17%
<u>Mobility</u>		
	Complete Streets	2.50%
	Depot Plaza	2.50%
	Parks, community uses and public open space	2.50%
	Congestion	2.50%
	Connections between Depot Plaza and Downtown	2.50%
<u>Transportation</u>		
	Parking plan	3.13%
	Parking location and design	3.13%
	Travel modes	3.13%
	Commuter parking	3.13%
<u>Housing</u>		
	Permanently affordable housing	2.08%
	Level of affordability	2.08%
	Location of affordable units	2.08%
	Mix of units types	2.08%
	Ownership	2.08%
	Senior housing	2.08%
<u>Neighborhood Character</u>		
	Architectural legacy	2.50%
	Ground floor uses	2.50%
	Design	2.50%
	Landscape plan	2.50%
	Uses	2.50%
<u>Infrastructure</u>		
	Existing stormwater runoff	2.08%
	Stormwater capture	2.08%
	Village water costs	2.08%
	Village sewer costs	2.08%
	Infrastructure design	2.08%
	Onsite Renewable Energy	2.08%
<u>Open Space</u>		
	All public and private open space identified in the MDP	4.17%
	Use of open space	4.17%
	Development preserves public view corridors	4.17%
<u>Sustainability</u>		
	Passive House	2.08%
	Graywater	2.08%
	Design moderates impacts of extreme heat and rain	2.08%
	Sea-Level Rise (SLR)	2.08%
	Flooding within SAO	2.08%
	Energy Performance	2.08%
	BASE WEIGHT TOTAL	100.00%
<u>Bonus</u>		
	Contributions to infrastructure fund score	14.29%
	Fiscal Impact Score	10.71%

SAO Parcels

<u>Controllable</u>	<u>Acres</u>	<u>New Units</u>
Walgreen's	3.8	213
Village Hall	2.2	122
29 SDP	1.2	66
Am. Paper #39	1.5	86
Northwest Lots	2.2	123
Wildey - Central	2.4	135
<u>Non-Controllable</u>		
Franklin Court	6.7	70
	=====	=====
TOTAL	20.0	816

Notes:
"Controllable" Units at 29 SDP Density
"Uncontrollable" Units from RFP
Acreage from www.axisgis.com/greenburghny
Support Detail Available from Dolf Beil
Excludes Franklin Tower at 1.15 Acres

Why Vote “Yes?”

View Protection is Unimportant

Photosimulation? Just Fooling

Scorecard Values are Perfect

Due Diligence is for Wimps

Math is Irrelevant

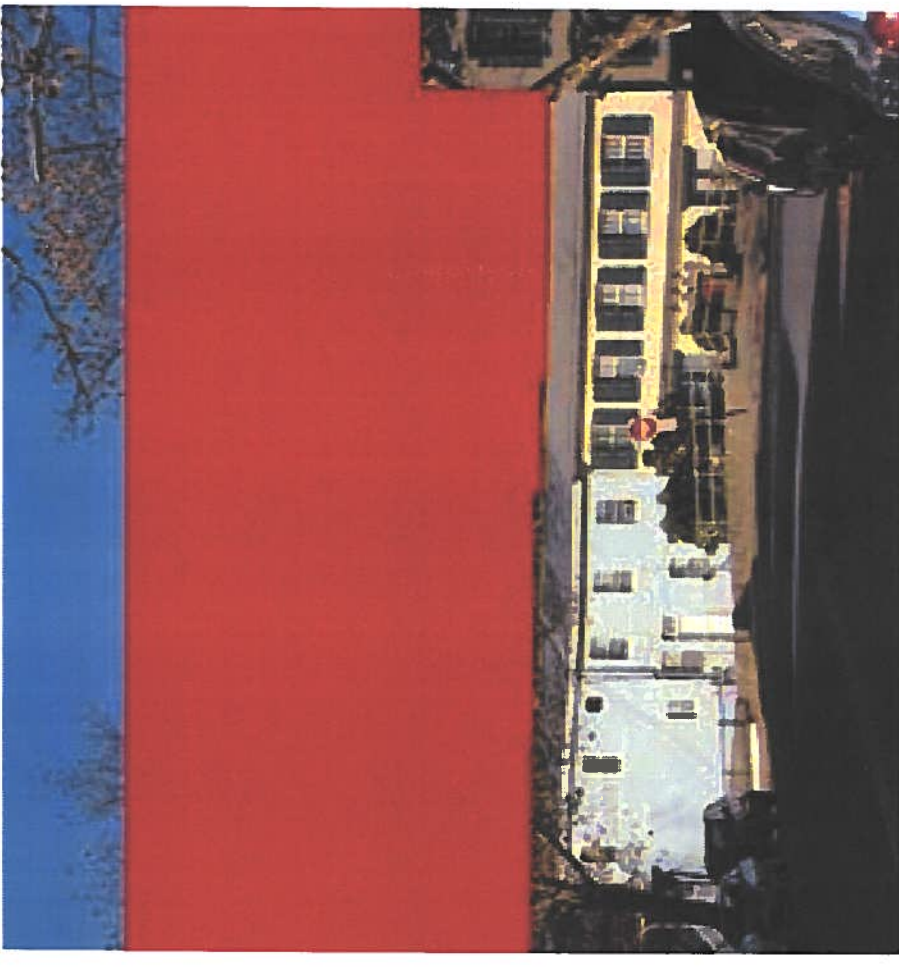
Overloaded Traffic is “Cute”

Public Benefit Isn’t Required

Forget River Town Legacy

Ignore Public Opinion

3 Minutes is Plenty of Time



Those Who Created 120’ Proposal Rein

MEMORANDUM

To: Mayor Butler, Deputy Mayor McGovern, Trustees Brown, Zollo, Hoyt, Rinaldi
And Kim
From: Joyce Lannert
Subject: SAO
Date: April 8, 2021

To the Board:

A few thoughts on the subject of the SAO...

Although there has been significant discussion about the SAO at recent BOT meetings I would like to add my own perspective – as one who served on the committee that developed the SAO, and as a former Commissioner of Planning for Westchester County.

First and foremost, the proposed zone will shift projects from developer-driven to Village driven. In our current zoning a developer *proposes* a project and the Village *reacts*. Under the protocols of the SAO the project *must* conform to pre-set standards that reflect Village goals, Village requirements, in several key areas: land use; mobility and access; transportation and parking; affordable and senior housing; neighborhood character; infrastructure; open space; sustainability and resiliency. And there was careful consideration to include all the possible components in considering each project.

Frankly, I think ALL prospective large-scale projects would benefit from being considered within this framework! Why wouldn't we want this level of quality control applied to each significant project in our Village? And it's important to remember that all of the components in the SAO derive from the new Comprehensive Plan for Tarrytown adopted by this Board. How our community sees itself, the ideals, values and the character of Tarrytown Village that it wants preserved – as articulated by the public thru many, many public meetings and hearings – formed the basis for the SAO zone.

The process outlined in the SAO zone puts the Village in the driver's seat by requiring a particular quality of development at the outset – and one that is made clear, at the outset, to every applicant.

The *scorecard* – a sticking point for many, I realize – was put in place to provide a more transparently objective measure that the project meets the standards desired. The components of each category actually have a numerical value so that the project has to *score* a passing grade. Developers also prefer certainty rather than subjectivity and the *scorecard* provides this clear guideline in advance.

As for the height limitation of 48' – I strongly support that and advocated for that. BUT – the reason the idea of allowing *some* leeway for that measurement is the fact that FEMA flood maps have been adjusted due to climate change. We don't know yet what that means for the SAO zone, the new maps aren't due out until October. However, it makes sense to adopt the SAO zone at this time – for all the reasons previously stated. And if the new flood maps create too great an impediment to development in the SAO the height limitation could be re-considered at a later time.

The SAO zone requirements represent a fully integrated, intelligent approach to development in the station area. The most important aspect for you, as Board members, to remember is that the BOT has the *final* say on whether the application is granted SAO status. At the end of the SEQRA process, if the Planning Board recommends a project for SAO status, the BOT *can still opt to deny SAO status*.

