

VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
REGULAR MEETING 7:00 P.M.
TUESDAY, FEBRUARY16, 2021
VIA ONLINE ZOOM VIDEO CONFERENCE
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York

Members of the Public interested in viewing the meeting should visit <https://www.tarrytowngov.com/home/events/33056> 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.

REGULAR MEETING: 7:00 P.M.

1. Board Miscellaneous and Liaison Reports
2. Changes and/or Additions to the Agenda
3. Administrator’s Report
4. Amendment to the Tarrytown Board of Trustees Official Rules of Procedure

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following amendment to the Tarrytown Board of Trustees Official Rules of Procedure:

All new material is set forth in **bold** letters.

Part C: Rules and Procedures

Section 2 - Guidelines for Public Comment

Staff will not read letter(s) into the record from the public other than from government officials.

General Requirements

Speakers must give their name, **state the municipality where they reside, and provide general** address and organization represented, if any.

5. Public Hearing on Zoning Text Changes to Apply A/D Floating/Overlay Zone and Site Plan for 99 White Plains Road

WHEREAS, the Planning Board of the Village of Tarrytown declared itself lead agency on July 27, 2020;

WHEREAS, the Planning Board, as Lead Agency, issued a negative declaration under SEQRA on December 28, 2020;

WHEREAS, the Planning Board on December 29, 2020 recommended that the Board of Trustees grant the proposed rezoning to amend the Zoning Code to allow for Service Assisted Enhanced Assisted Living Housing (SEAL) in the A/D Floating/Overlay Zone in connection with the application by Sunrise and their proposed action for 85 Units of Assisted Living and Memory Care Housing at 99 White Plains Road;

WHEREAS, the Board of Trustees approved the zoning text amendment in the A/D Floating/Overlay Zone on February 1, 2021; and

WHEREAS, a notice of public hearing on the proposed zoning code application was published in the Journal News on February 5, 2021; and

WHEREAS, a public hearing was held on the proposed action on February 16, 2021; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby apply the A/D and SEAL Floating/Overlay Zone to 99 White Plains Road (Section 1.140, Block 89, Lot 2) and the Village of Tarrytown Zoning Map shall be amended to reflect the Property's underlying zoning (LB Zoning District) and the application of the A/D and SEAL Floating/overlay Zone to the property.

BE IT FURTHER RESOLVED, that the Village of Tarrytown does hereby adopt these changes as Local Law No. 3 of 2021.

6. Continuation of a Public Hearing – Chapter 305 Zoning – New Article for the Station Area Overlay (SAO) Zone

Note: The Board of Trustees has advised the public comment period for this public hearing will be limited to one hour, after which the Board will deliberate to consider all the comments received to date.

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby continue the public hearing on the draft proposed Station Area Overlay (SAO) Zone law to the Monday, March 1, 2021, Regular Meeting of the Board of Trustees at 7:00 p.m. for ongoing consideration and public discussion to be held either via in-person meeting, or Zoom Video Conference, depending on the State's directives about gatherings under NY on Pause.

7. Continuation of a Public Hearing on a Proposed Zoning Text Amendment to add provisions for Transit Oriented Development (TOD) mixed uses in the "ID" Zoning District

Note: The Board of Trustees has advised the public comment period for this public hearing will be limited to one hour, after which the Board will deliberate to consider all the comments received to date.

WHEREAS, the Planning Board of the Village of Tarrytown declared itself lead agency on August 26, 2019; and

WHEREAS, the Planning Board, as Lead Agency, issued a negative declaration under SEQRA on November 23, 2020; and

WHEREAS, the Planning Board on November 23, 2020, recommended that the Board of Trustees approve the proposed zoning text amendment to the Code of the Village of Tarrytown, Chapter 305 Zoning, to add provisions for Transit Oriented Development in the “ID” Zoning District at 29 South Depot Plaza; and

WHEREAS, a public hearing was held for the proposed action which was opened on December 20, 2020, and continued on January 4, 2021, January 19, 2021, February 1, 2021 and February 16, 2021; and

WHEREAS, in the context of the information and discussion that took place during the public hearing and based upon input from the public, modifications were made to proposed zoning text amendment, in particular to limit the building height within the zone to forty eight feet (48’), with the application of other existing provisions of the Zoning Code in relation to height; and

WHEREAS, a notice of public hearing was published in the Journal News on December 10, 2020 and February 6, 2021; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the zoning text amendment to the Code of the Village of Tarrytown, Chapter 305 Zoning, to add provisions for Transit Oriented Development in the “ID” Zoning District at 29 South Depot Plaza; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt Local Law No. 4 of 2021.

8. 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.

9. Fire Department Membership Changes

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Fire Department membership changes recommended at the January 19, 2021 Board of Fire Wardens meeting. Members: Samuel Langer has been approved for out-of-town active membership at Hope Hose. Kevin McNally and Yernauan Baiskoshan have been removed from active rolls from Washington Engine.

10. Authorization for an amendment to the Police Chief’s longevity

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorize the amendment of the calculation of the Police Chief’s longevity, based on his contract and other provisions for compensation during his employment with the Village of Tarrytown, so that his annual longevity shall be calculated based on his (the Police Chief’s) salary, using a multiplier of four and a half percent of his base salary.

11. Authorization for an increase in Fire Department stand-by rate

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorize an increase in the Tarrytown Fire Department’s stand-by rate of pay from nine dollars (\$9.00) to ten dollars (\$10) an hour.

12. IMA with Westchester County for Positive Youth Development Program

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an Agreement (IMA) with Westchester County to provide funding not to exceed \$2,200 for the Positive Youth Development Program in the year of 2020.

13. Approval of the Minutes of the Board of Trustees Regular Meeting of February 1, 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 Tuesday, January 19, 2021 as submitted by the Village Clerk.

14. Approval of the Minutes of the Board of Trustees Special Meeting regarding the Police Reform Public Hearing #1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the special meeting regarding the Police Reform and Reinvention Public Hearing #1 held on Tuesday, January 26, 2021 as submitted by the Village Clerk.

15. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 15 of Audited Vouchers in the total amount of \$689,335.54 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 543,986.34
Water	\$ 114,743.47
Sewer Fund	\$ 1,074.87
Capital	\$ 3,525.00
Library	\$ 17,396.64
Trust & Agency	\$ <u>8,609.22</u>
Total	\$ <u>689,335.54</u>

16. Opportunity for the Public to Address the Board on items not included on the agenda. Speakers have three (3) minutes before yielding to the next speaker.

17. Adjournment