



**MINUTES**  
**TOWN BOARD**  
**TOWN OF OSSINING**  
**TOWN MUNICIPAL BUILDING**  
**1<sup>st</sup> FLOOR CONFERENCE ROOM**  
**16 CROTON AVE – OSSINING, NEW YORK**  
**DECEMBER 23, 2019**  
**REGULAR MEETING**  
**8:04 A.M.**

**SUPERVISOR**  
**Dana A. Levenberg**

**COUNCILMEMBERS**  
**Elizabeth R. Feldman      Gregory G. Meyer**  
**Jackie G. Shaw          Northern Wilcher, Jr.**

**I. CALL TO ORDER-PLEDGE OF ALLEGIANCE-ROLL CALL**

The Regular Meeting of the Town Board of the Town of Ossining was held on December 23, 2019 in the Town Municipal Building, 16 Croton Ave in Ossining. The meeting was called to order at 8:04 a.m. by Supervisor Dana A. Levenberg. Members of the Board present were: Councilmembers Northern Wilcher Jr., Jackie G. Shaw, Elizabeth R. Feldman and Gregory G. Meyer. Also present was Budget Officer Madeline Zachacz. Town Counsel Christie Tomm-Addona and Confidential Secretary Victoria Cafarelli were absent.

**II. ANNOUNCEMENTS**

Supervisor Levenberg announced the following:

- The Inauguration of Elected Officials Event will be on January 1, 2020 at 11 AM.
- The Menorah Lighting Event will be on Thursday December 26<sup>th</sup> at 3:30 PM at the Ossining Square market.
- Happy Hanukah to everyone!
- The Sing Sing Kill Brewery will be hosting its Holiday Season Gift Swap Event on December 27<sup>th</sup>.
- There will be special holiday hours at the Ossining Community Center.

**III. LIAISON REPORTS**

**IV. PUBLIC COMMENT ON AGENDA ITEMS**

**V. BOARD RESOLUTIONS**

**A. Approval of Minutes—Regular Meeting – December 10, 2019**

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the December 10, 2019 minutes of the Regular Meeting as presented.

**Motion: Carried**

**B. Approval of Voucher Detail Report**

Councilmember Shaw moved and it was seconded by Councilmember Feldman that the following resolution be approved.

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated December 23, 2019 in the amount of \$787,649.58

Motion: Carried

**C. Planning Board/ Board of Architectural Review- Appointment**

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

Resolved, that the Town Board hereby appoints Donna Sharrett, Ossining, to fill the remainder of an unexpired term on the Town Planning Board/ Board of Architectural Review, set to expire on December 31st, 2020.

Motion: Carried

**D. Town Justice- Resignation**

Councilmember Shaw moved and it was seconded by Councilmember Feldman that the following resolution be approved.

Resolved, that the Town Board hereby accepts, with regret, the resignation of Justice Nancy Quinn-Koba effective December 31st, 2019.

Motion: Carried

**E. Town Justice- Appointment**

Councilmember Feldman moved and it was seconded by Councilmember Wilcher that the following resolution be approved.

Resolved, that the Town Board hereby appoints Michael Tawil, Ossining, to fill one year of an unexpired term of Town Justice, set to expire on December 31st, 2020.

Motion: Carried

**F. Resolution – Adopting Local Law #5 of 2019 – Amendments to Chapter 74 of the Town Code entitled “Dogs” to Amend Dog Licensing Regulations and Implement Dog Park Regulations in the Town of Ossining**

Councilmember Feldman moved and it was seconded by Councilmember Shaw that the following resolution be approved.

WHEREAS, the Town of Ossining has a Dog Park at Cedar Lane Park and a Dog Run at Ryder Park (the “Dog Parks”), and

WHEREAS, the Town has had rules and regulations in effect governing the use of the Dog Parks, which rules were posted on signs at the Dog Parks but were not codified, and

WHEREAS, it came to the Town Board’s attention that members of the public were entering the Dog Parks without registering their dogs and were not adhering to the posted rules and regulations, and

WHEREAS, the Town Board desired to adopt this local law to codify the existing rules and regulations in order to provide a mechanism for enforcing the rules and regulations, and

WHEREAS, in considering a local law to codify the rules for registration and use of the Dog Parks, the Town Board desired to amend the existing Code provisions regarding licensing of dogs in order to coordinate the licensing of dogs and registering of dogs for the Dog Parks to make it more efficient and easier to administer, and

WHEREAS, the Town Board held a duly noticed public hearing at its regular meeting on Tuesday, June 25th, 2019 at 7:30 p.m. at the Birdsall-

Fagan Police/Court Facility, 86-88 Spring Street, Ossining, New York on this proposed local law, which public hearing was duly adjourned and continued to several subsequent Town Board meetings and members of the public being able to attend and be heard, the public hearing was closed on December 10, 2019; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Ossining for at least seven (7) days, exclusive of Sunday, prior to the adoption of this resolution.

NOW THEREFORE,

BE IT RESOLVED, the Town Board determines that as this is a Type II action pursuant to the State Environmental Quality Review Act (“SEQRA”) as routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment as the Dog Parks were already being regulated and this local law codifies those rules and regulations and provides a mechanism for enforcement; and in any event, to the extent such review is required, the Board determines that this action does not have the potential to have any significant adverse environmental impacts as the local law is being enacted in order to protect the environment by making sure dogs have a safe and sanitary place to play, and

BE IT FURTHER RESOLVED, the Town Board, after due deliberation, finds that it is in the best interest of the Town to adopt said local law, and the Town Board hereby adopts Local Law # 5 of 2019 to amend Chapter 74 of the Town Code entitled “Dogs” to amend the dog licensing regulations and implement dog park regulations in the Town of Ossining, and

BE IT FURTHER RESOLVED, the Town Clerk is directed to enter said local law in the minutes of this meeting into the local law book for the Town of Ossining; to publish said minutes in a newspaper published in the town, if any, or in such newspaper published in the county in which such town may be located having a circulation in such town, and affidavits of said publication shall be filed with the Town Clerk; and to file a copy of said local law with the Secretary of State of New York.

Roll Call Vote: 5-0-0  
Ayes: Shaw, Wilcher, Meyer,  
Feldman, & Levenberg

G. Resolution – Adopting Local Law #6 of 2019 – Amendments to Chapter 188 of the Town Code entitled “Vehicles and Traffic” to Change the Speed Limit on North State Road in the Town of Ossining

Councilmember Feldman moved and it was seconded by Councilmember Wilcher that the following resolution be approved.

WHEREAS, the Town of Ossining participated in the Millwood-Ossining Go, MOGO, Bicycle and Pedestrian Connectivity Plan (“MOGO Plan”) for the purpose of establishing and developing connectivity through and between the Village of Ossining, the Town of Ossining and the Town of New Castle’s recreation areas, trails, parks, historic places, tourist and business destinations, and

WHEREAS, in order to further the goals of the MOGO Plan to increase bikeability in business districts, the Town applied for and received grant funding under NYSERDA’s Clean Energy Communities Program to re-stripe North State Road with bicycle lanes, and

WHEREAS, in conjunction with the MOGO Plan, Sam Schwartz, the consulting planning firm for the MOGO Plan, recommended that the Town Board consider reducing the speed limit on North State Road within the Town of Ossining between Chappaqua Road and the New Castle border from 30 miles per hour (“mph”) to 25 mph, and

**WHEREAS, a memorandum from Sam Schwartz dated October 15, 2019 explained that reducing the speed limit on North State Road, a road where vehicles already regularly exceed the posted speed limit of 30 mph, would provide a safer environment, including for alternative transportation modes such as walking and bicycling, and reduce the likelihood of fatality or severe injury if a pedestrian is hit by a vehicle on North State Road, and**

**WHEREAS, New York Vehicle and Traffic Law § 1662-a authorizes suburban towns (as defined in Article 3-a of New York Town Law and which the Town of Ossining was designated as effective January 1, 1964) to reduce the speed limit along designated highways within the Town to no less than 25 mph, and**

**WHEREAS, the Town Board held a duly noticed public hearing at its regular meeting on Tuesday, November 19, 2019 at 7:30 p.m. at the Birdsall-Fagan Police/Court Facility located at 86-88 Spring Street, Ossining, NY 10562 on this proposed local law, which public hearing was duly adjourned and continued to the Town Board’s December 10, 2019 meeting and members of the public being able to attend and be heard, the public hearing was closed on December 10, 2019; and**

**WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Ossining for at least seven (7) days, exclusive of Sunday, prior to the adoption of this resolution.**

**NOW THEREFORE,**

**BE IT RESOLVED, the Town Board determines that pursuant to the State Environmental Quality Review Act (“SEQRA”) this action does not have the potential to have any significant adverse environmental impacts as the local law will reduce the permitted speed limit on North State Road and create safer conditions for vehicles, pedestrians and cyclists, and**

**BE IT FURTHER RESOLVED, the Town Board, after due deliberation, finds that it is in the best interest of the Town to adopt said local law, and the Town Board hereby adopts Local Law # 6 of 2019 to amend Chapter 188 of the Town Code entitled “Vehicles and Traffic” to change the speed limit on North State Road in the Town of Ossining, and**

**BE IT FURTHER RESOLVED, while this local law will go into effect immediately upon the filing with the Secretary of State, the Town Police Department shall not enforce the 25 mph speed limit until speed limit signs indicating the speed limit is 25 miles per hour are installed along North State Road in all of the locations shown on the North State Road Bicycle Route Planning and Design Plan prepared by Sam Schwartz, and**

**BE IT FURTHER RESOLVED, the Town Clerk is directed to enter said local law in the minutes of this meeting into the local law book for the Town of Ossining; to publish said minutes in a newspaper published in the town, if any, or in such newspaper published in the county in which such town may be located having a circulation in such town, and affidavits of said publication shall be filed with the Town Clerk; and to file a copy of said local law with the Secretary of State of New York.**

**Roll Call Vote: 5-0-0  
Ayes: Shaw, Wilcher, Meyer,  
Feldman, & Levenberg**

**VI. CORRESPONDENCE TO BE RECEIVED AND FILED**

**VII. VISITOR RECOGNITION**

*Visitors shall be accorded one (1) four (4) minute opportunity to speak*

**VIII. ADJOURNMENT**

**At 8:21 A.M., Councilmember Shaw motioned to adjourn the Regular Meeting and Councilmember Feldman seconded.**

**Motion Carried: Unanimously**