



**TOWN BOARD  
TOWN OF OSSINING  
BIRDSALL-FAGAN POLICE/COURT FACILITY  
86-88 SPRING STREET  
OSSINING, NEW YORK**

**APRIL 10, 2012  
7:30 P.M.**

**SUPERVISOR  
Susanne Donnelly**

**COUNCILMEMBERS  
Geoffrey Harter    Eric P. Blaha  
Peter Tripodi     Northern Wilcher**

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

The Regular Meeting of the Town Board of the Town of Ossining was held on April 10, 2012 in the Police/Court Facility, 86-88 Spring Street in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor Susanne Donnelly. Members of the Board present were: Councilmembers Northern Wilcher, Eric Blaha, Geoffrey Harter, Peter Tripodi. Also present were Town Attorney Wayne Spector, Budget Officer Madeline Zachacz and Town Clerk Mary Ann Roberts.

**II. ANNOUNCEMENTS**

Supervisor Donnelly announced that there were five resolutions of this evening's agenda calling for public hearings in the matter of the petition for extensions of the Ossining Consolidated Sewer District for five different residents in the vicinity of Ryder Avenue. There is also a resolution on this evening's agenda calling for a public hearing amending the Accessory Chapter of the Town Code. Also on this evening's agenda is Resolution D (Support for Historic Hudson River Towns Grants Submission.)

The Ossining Fire Department will celebrate the 200<sup>th</sup> Anniversary of the Fire Department with a parade on May 5<sup>th</sup> beginning at 3 p.m. with approximately 70 departments participating.

On May 1 there will be a Town Hall Meeting II addressing the topic of Assessments at the Ossining Public Library at 7:30 p.m.

The Jesse Collyer Little League Parade will begin at Roosevelt School and end at the Veteran's Park on Saturday, April 14<sup>th</sup>.

**III. PUBLIC COMMENT ON AGENDA ITEMS**

**IV. BOARD RESOLUTIONS**

**A. Approval of Minutes**

Councilmember Harter moved and it was seconded by Councilmember Wilcher that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the March 27, 2012 Minutes of the Regular Meeting as presented.

**Motion Carried: Unanimously**

**B. Approval of Minutes-Special Meeting**

Councilmember Wilcher moved and it was seconded by Councilmember Blaha that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the April 3, 2012 Minutes of the Special Meeting as presented.

Motion Carried: Unanimously

**C. Approval of Voucher Detail Report**

Councilmember Wilcher moved and it was seconded by Councilmember Blaha that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby approves the Voucher Detail Report dated April 10, 2012 in the amount of \$8,438.85 for 2011 and \$261,670.10 for 2012, for a total of \$270,108.95.

Vote: 4-0-1  
Voting Aye: Wilcher,  
Harter, Blaha & Donnelly  
Voting Nay: Tripodi

**D. Support for Historic Hudson River Towns Grants Submission**

Councilmember Harter moved and it was seconded by Councilmember Wilcher that the following be approved:

Whereas, the Town of Ossining hereby acknowledges and supports the Historic Hudson River Town’s grant submission to the Greenway Compact Grant Program for partial funding for a project entitled “HudsonRiver.com: Online Regional Itinerary Building”; and,

Whereas, the Historic Hudson River Towns has historically operated on an intermunicipal level to assist and promote a member municipality’s tourism and economic development activities; and

Whereas, the grant application for implementation projects require that at least 50% of the member municipalities that benefit from the grant are Greenway Compact Communities; now

Therefore be it resolved, that the Town Board of the Town of Ossining does hereby approve of the Historic Hudson River Towns grant application under the Greenway Compact Grant Program for the aforementioned project.

Motion Carried: Unanimously

**E. Finance- Budget Modification**

Councilmember Wilcher moved and it was seconded by Councilmember Tripodi that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby makes the following budget adjustments to the 2011 adopted budget:

Account Number	Description	Amount	Amount	Account Number	Description
<b>Employee Benefits</b>					
010.9010.0817	Hospital/Med Ins	14081.79	14081.79	010.0010.2702	Reimbursement MEDC D

020.9010.0817	Hospital/Med Ins	6690.67	6690.67	020.0020.2702	Reimbursement MEDC D
031.9010.0817	Hospital/Med Ins	5767.02	5767.02	031.0031.2702	Reimbursement MEDC D

**Total:                    \$26,539.48                    \$26,539.48**

**Motion Carried: Unanimously**

**F. Finance- Budget Modification**

**Councilmember Blaha moved and it was seconded by Councilmember Wilcher that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby makes the following budget adjustments to the 2011 adopted budget:**

Account Number	Description	Amount	Amount	Account Number	Description
<b>Sustainability Initiatives</b>					
010.1620.0442	Sustainability Initiatives	492.00	492.00	001.1620.0401	Supplies
<b>Total:</b>		<b>\$492.00</b>	<b>\$492.00</b>		

**Motion Carried: Unanimously**

**G. Calling for a Public Hearing on amending the Accessory Apartment Chapter of the Town Code**

**Councilmember Wilcher moved and it was seconded by Councilmember Harter that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby calls for a Public Hearing to be held on Tuesday, April 24th, 2012 at 7:30p.m. at the Police/Court facility, 86-88 Spring Street in Ossining, in the matter of proposed amendments to Chapter 50 of the Town Code, entitled “Accessory Dwelling Units in Single Family Homes.”**

**Motion Carried: Unanimously**

**H. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District – Salvatore Carrera**

**Councilmember Wilcher moved and it was seconded by Councilmember Blaha that the following be approved:**

**Whereas, a written petition, dated March 30th, 2012, in due form and containing the required signature, has been presented by Salvatore Carrera to the Town Board of the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and**

**Whereas, the boundaries of the proposed Sewer District Extension are described as follows:**

**“Beginning at a point formed by the northerly terminus of the herein described parcel with the southerly side of Ryder Avenue, also being the northeasterly corner of Lot 522 as shown on a map entitled “Map of Briarcliff Hills, Section 1-8 dated December 16, 1929 and filed in Westchester County Clerk’s Office (Division of Land Records) on January 17, 1930 as Map No. 3557; running thence from said point of beginning along the southerly side of Ryder Avenue, S 44 degrees 35’ 40” E**

27.71 feet. Thence along the centerline of Pine Street, S 70 degrees 57' 10" W 212.29 feet, and S 49 degrees 12' 10" W 150.61feet to a point on the extension of the northerly side of Park Lane (Not Developed). Thence along the extension of the northerly side of Park Lane (Not Developed), N 45 degrees 03' 20" E 25.07 feet to the southeasterly corner of Lot 535 as show on aforesaid Map No. 3557. Thence along the easterly side of Lots 535 through 522, N 49 degrees 12' 10" E 157.27 feet and N 70 degrees 57' 10" E 205.14 feet to a point on the northerly terminus of the herein described portion of Pine Street Right of Way (Not Developed) as shown on the aforesaid filed Map No. 3557, the point and place of beginning.

Said premises known as 14 Ryder Avenue, Briarcliff Manor, New York, and also known as Section 90.15, Block 1, Lot 26 on the Tax Map of the Town of Ossining," and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on file in the Town Clerk's Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action;

Now Therefore be it Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1:** A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 24th day of April 2012, at 7:35p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

**Section 2:** The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

**Section 3:** This Order shall take effect immediately.

Motion Carried: Unanimously

**I. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District-Peter Rodriguez**

Councilmember Harter moved and it was seconded by Councilmember Wilcher that the following be approved:

Whereas, a written petition, dated April 4th, 2012, in due form and containing the required signature, has been presented by Peter Rodriguez to the Town Board of the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and

Whereas, the boundaries of the proposed Sewer District Extension are described as follows:

“Beginning at a point formed by the northerly terminus of the herein described parcel with the southerly side of Ryder Avenue, also being the northeasterly corner

of Lot 522 as shown on a map entitled "Map of Briarcliff Hills, Section 1-8 dated December 16, 1929 and filed in Westchester County Clerk's Office (Division of Land Records) on January 17, 1930 as Map No. 3557; running thence from said point of beginning along the southerly side of Ryder Avenue, S 44 degrees 35' 40" E 27.71 feet. Thence along the centerline of Pine Street, S 70 degrees 57' 10" W 212.29 feet, and S 49 degrees 12' 10" W 150.61feet to a point on the extension of the northerly side of Park Lane (Not Developed). Thence along the extension of the northerly side of Park Lane (Not Developed), N 45 degrees 03' 20" E 25.07 feet to the southeasterly corner of Lot 535 as show on aforesaid Map No. 3557. Thence along the easterly side of Lots 535 through 522, N 49 degrees 12' 10" E 157.27 feet and N 70 degrees 57' 10" E 205.14 feet to a point on the northerly terminus of the herein described portion of Pine Street Right of Way (Not Developed) as shown on the aforesaid filed Map No. 3557, the point and place of beginning.

Said premises known as 69 Morningside Drive, Ossining, New York, and also known as Section 90.15, Block 1, Lot 5 on the Tax Map of the Town of Ossining," and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on file in the Town Clerk's Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action;

Now Therefore be it Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1:** A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 24th day of April 2012, at 7:40 p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

**Section 2:** The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

**Section 3:** This Order shall take effect immediately.

**Motion Carried: Unanimously**

**J. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District – Kenneth Godfrey**

Councilmember Wilcher moved and it was seconded by Councilmember Blaha that the following be approved:

Whereas, a written petition, dated April 9th, 2012, in due form and containing the required signature, has been presented by Kenneth Godfrey to the Town Board of the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and

Whereas, the boundaries of the proposed Sewer District Extension are described as follows:

“Beginning at a point formed by the northerly terminus of the herein described parcel with the southerly side of Ryder Avenue, also being the northeasterly corner of Lot 522 as shown on a map entitled “Map of Briarcliff Hills, Section 1-8 dated December 16, 1929 and filed in Westchester County Clerk’s Office (Division of Land Records) on January 17, 1930 as Map No. 3557; running thence from said point of beginning along the southerly side of Ryder Avenue, S 44 degrees 35’ 40” E 27.71 feet. Thence along the centerline of Pine Street, S 70 degrees 57’ 10” W 212.29 feet, and S 49 degrees 12’ 10” W 150.61feet to a point on the extension of the northerly side of Park Lane (Not Developed). Thence along the extension of the northerly side of Park Lane (Not Developed), N 45 degrees 03’ 20” E 25.07 feet to the southeasterly corner of Lot 535 as show on aforesaid Map No. 3557. Thence along the easterly side of Lots 535 through 522, N 49 degrees 12’ 10” E 157.27 feet and N 70 degrees 57’ 10” E 205.14 feet to a point on the northerly terminus of the herein described portion of Pine Street Right of Way (Not Developed) as shown on the aforesaid filed Map No. 3557, the point and place of beginning.

Said premises known as 7 Ridgeview Drive, Ossining, New York, and also known as Section 90.18, Block 2, Lot 97 on the Tax Map of the Town of Ossining,” and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on file in the Town Clerk’s Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action;

Now Therefore be it Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1:** A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 24th day of April 2012, at 7:45 p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

**Section 2:** The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

**Section 3:** This Order shall take effect immediately.

**Motion Carried: Unanimously**

**K. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District-Stephen Indorf**

Councilmember Blaha moved and it was seconded by Councilmember Wilcher that the following be approved:

Whereas, a written petition, dated April 9th, 2012, in due form and containing the required signature, has been presented by Stephen E. Indorf to the Town Board of

the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and

Whereas, the boundaries of the proposed Sewer District Extension are described as follows:

“Beginning at a point formed by the northerly terminus of the herein described parcel with the southerly side of Ryder Avenue, also being the northeasterly corner of Lot 522 as shown on a map entitled “Map of Briarcliff Hills, Section 1-8 dated December 16, 1929 and filed in Westchester County Clerk’s Office (Division of Land Records) on January 17, 1930 as Map No. 3557; running thence from said point of beginning along the southerly side of Ryder Avenue, S 44 degrees 35’ 40” E 27.71 feet. Thence along the centerline of Pine Street, S 70 degrees 57’ 10” W 212.29 feet, and S 49 degrees 12’ 10” W 150.61feet to a point on the extension of the northerly side of Park Lane (Not Developed). Thence along the extension of the northerly side of Park Lane (Not Developed), N 45 degrees 03’ 20” E 25.07 feet to the southeasterly corner of Lot 535 as show on aforesaid Map No. 3557. Thence along the easterly side of Lots 535 through 522, N 49 degrees 12’ 10” E 157.27 feet and N 70 degrees 57’ 10” E 205.14 feet to a point on the northerly terminus of the herein described portion of Pine Street Right of Way (Not Developed) as shown on the aforesaid filed Map No. 3557, the point and place of beginning.

Said premises known as 5 Ridgeview Drive, Ossining, New York, and also known as Section 90.18, Block 2, Lot 78 on the Tax Map of the Town of Ossining,” and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on file in the Town Clerk’s Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action;

Now Therefore be it Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1:** A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 24th day of April 2012, at 7:50 p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

**Section 2:** The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

**Section 3:** This Order shall take effect immediately.

Motion Carried: Unanimously

**L. Order Calling a Public Hearing in the matter of the Petition for Extension of the Ossining Consolidated Sewer District – Thomas H. Pearse**

Councilmember Wilcher moved and it was seconded by Councilmember Tripodi that the following be approved:

Whereas, a written petition, dated April 7th, 2012, in due form and containing the required signature, has been presented by Thomas H. Pearse to the Town Board of the Town of Ossining, Westchester County, New York, for the extension of the Ossining Consolidated Sewer District in said Town; and

Whereas, the boundaries of the proposed Sewer District Extension are described as follows:

“Beginning at a point formed by the northerly terminus of the herein described parcel with the southerly side of Ryder Avenue, also being the northeasterly corner of Lot 522 as shown on a map entitled “Map of Briarcliff Hills, Section 1-8 dated December 16, 1929 and filed in Westchester County Clerk’s Office (Division of Land Records) on January 17, 1930 as Map No. 3557; running thence from said point of beginning along the southerly side of Ryder Avenue, S 44 degrees 35’ 40” E 27.71 feet. Thence along the centerline of Pine Street, S 70 degrees 57’ 10” W 212.29 feet, and S 49 degrees 12’ 10” W 150.61feet to a point on the extension of the northerly side of Park Lane (Not Developed). Thence along the extension of the northerly side of Park Lane (Not Developed), N 45 degrees 03’ 20” E 25.07 feet to the southeasterly corner of Lot 535 as show on aforesaid Map No. 3557. Thence along the easterly side of Lots 535 through 522, N 49 degrees 12’ 10” E 157.27 feet and N 70 degrees 57’ 10” E 205.14 feet to a point on the northerly terminus of the herein described portion of Pine Street Right of Way (Not Developed) as shown on the aforesaid filed Map No. 3557, the point and place of beginning.

Said premises known as 9 Ryder Avenue, Ossining, New York, and also known as Section 90.15, Block 1, Lot 39 on the Tax Map of the Town of Ossining,” and

Whereas, the improvements proposed for said Sewer District Extension consist of the construction and installation of a sewer system, including sewer main, manhole and other improvements incidental thereto, all as more described in the map and plan accompanying the aforesaid petition, which map and plan are on file in the Town Clerk’s Office of said Town for public inspection during regular business hours; and

Whereas, the cost of establishing such Sewer District Extension shall be borne entirely by the Petitioner; and

Whereas, it is now desired to call a Public Hearing to consider the Petition for the proposed establishment of said Sewer District Extension pursuant to Section 193 of the Town Law, as well as for purposes of determining the environmental impact of said action;

Now Therefore be it Ordered, by the Town Board of the Town of Ossining, Westchester County, New York, as follows:

**Section 1:** A meeting of the Town Board of the Town of Ossining, Westchester County, New York, shall be held at the Police/Court Facility, 86-88 Spring Street, In Ossining, New York, on the 24th day of April 2012, at 7:55 p.m., for the purpose of conducting a public hearing to consider the aforementioned Petition and to hear all persons interested in the subject thereof concerning the same.

**Section 2:** The Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be published in the Journal News and posted in the manner provided by law.

**Section 3:** This Order shall take effect immediately.

**Motion Carried: Unanimously**



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

**Councilmember Wilcher moved and it was seconded by Councilmember Harter that the following be approved:**

- **February 8, 2012 Planning Board Meeting Minutes.**

**Motion Carried: Unanimously**

**VI. MONTHLY REPORTS**

**Councilmember Harter moved and it was seconded by Councilmember Wilcher that the following be approved:**

**Resolved, that the Town Board of the Town of Ossining hereby accepts the following monthly reports for the month of March 2012:**

- **Helicopter Report from General Electric**
- **Town Clerk's Office**
- **Town Building Department**
- **Tax Receiver's Office**

**Motion Carried: Unanimously**

**VII. VISITOR RECOGNITION**

**Bobby Williams, Spring Street, discussed negative activity in our Community. Everyone should be treated the same regardless of skin color, etc...**

**Councilmember Harter announced that Earth Day will be held on Saturday, April 21 at the waterfront. Please join us for fun, food and games. Also on Saturday, April 21<sup>st</sup> is Stash the Trash. On April 26<sup>th</sup> at 7 p.m. there will be a Joint Meeting of the Town and Village to discuss the baseline of the CGR Study. This will take place at the Joseph G. Caputo Community Center at 95 Broadway.**

**VIII. ADJOURNMENT –EXECUTIVE SESSION**

**At 8:05 P.M. Councilmember Harter moved and it was seconded by Councilmember Tripodic that the meeting be adjourned.**

**Motion Carried: Unanimously**

**Approved:**

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**Mary Ann Roberts, Town Clerk**