

DATE OF MEETING: June 1, 2009

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Robert Liffland
Trustee Tracy Durkin
Trustee Wayne Osborn
Trustee Robert Murphy
Trustee Colette Zito

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance.

MOTION by Trustee Murphy to close the regular session and go into the continuation of the Public Hearing on proposed Local Law No. 1 of 2009 entitled "A Local Law Amending the Village Zoning Law relating to Incentive Zoning in New Subdivisions, by Amending sections 98-5, 98-15 and the Schedule of Uses of the Village Zoning Law, and by Adding a new section 98-18A". **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Mayor Liffland said he spoke with Bob Marvin, attorney for Rudy Umscheid, regarding the affordable housing numbers. The Mayor said Mr. Marvin was working on getting number together for presentation to the Board. He stated he believed there were no other items up for discussion. He said the ad hoc zoning committee did a great job with the proposed local law. Mayor Liffland asked for any comments. There were no comments.

MOTION by Trustee Durkin to leave the Public Hearing open and go back into regular session. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve the landscape proposal received from Native Landscapes, Inc. in the amount of \$1,400.00 to furnish and install approximately 20 yards of mulch in the beds around the train station. **SECONDED** by Trustee Durkin. Trustee Murphy said he only got one quote because it was from the landscaper who did the current landscaping work at the station however if the Board wanted him to get other quotes he would. He said he thought it would be simpler to keep all the landscaping with the same contractor. Trustee Durkin said the amount was under the Procurement Policy. Trustee Murphy said the next time the landscaping contract came up for renewal he would include the mulching. There was no further discussion; all were in favor and the motion carried.

Mayor Liffland said he made a follow up phone call to the engineers regarding the Roof RFP and was told they had been ready for six months and were waiting for directions from a Board member. Mayor Liffland said he gave them permission to draw up the RFP which he presented to the Board.

MOTION by Trustee Murphy to have the attorney review the Roof RFP. **SECONDED** by Trustee Durkin. Trustee Murphy said that would give the Board members time to review the documents and have questions ready for the next meeting. There was no further discussion; all were in favor and the motion carried.

Mayor Liffland announced a representative from the Dutchess County Sheriff's Office would be giving a presentation on security cameras at the June 15th meeting.

MOTION by Trustee Durkin to declare a Negative Declaration for Local Laws No. 1 and 2 of 2009. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to re-adopt proposed Local Law No. 2 entitled "A Local Law Amending Sections 98-29, 98-34 and 98-65 of the Village Zoning Law to Authorize the Architectural Review of Projects for Conformance with the Village's Site Plan Standards." **SECONDED** by Trustee Osborn. Trustee Durkin read the proposed local law.

RESOLUTION

Motion by Trustee Tracy Durkin, seconded by Trustee Wayne Osborn, introduced the following proposed local law, to be known as Proposed Local Law No. 2 of 2009, entitled "A Local Law Amending Sections 98-29, 98-34 and 98-65 of the Village Zoning Law to Authorize the Architectural Review of Projects for Conformance with the Village's Site Plan Standards."

BE IT ENACTED by the Board of Trustees of the Village of Pawling as follows:

Section 1. Section 98-29 ("Permit Requirements") of the Village Zoning law is amended by adding the following:

C. Every application for a building permit shall be accompanied by a plan drawn to scale showing:

1. The actual shape, dimensions, radii angles and area of the lot on which the building is proposed to be erected or of the lot on which it is situated if an existing building.
2. The lot and block numbers as they appear on the Official Village Tax Map.
3. The exact size and location on the lot of the proposed building and of other buildings on the same lot.
4. The dimensions of all yards in relation to the subject building and the distances between such building and any other existing buildings on the same lot.
5. The existing and intended use of all buildings, existing or proposed, the use of land and the number of dwelling units the building is designed to accommodate.
6. Such topographic, architectural or other information with regard to the building, the lot or neighboring lots as may be necessary to determine that the proposed construction will conform to the provisions of this chapter.

Section 2. Section 98-34 ("Site Plan Approval") of the Village Zoning law is hereby amended by adding the following as a new subsection (B):

B. If there has been an Architectural Conformance Review performed as part of the Site Plan Approval process, no building permit shall be issued unless and until the permit application has been duly reviewed by a designated Architectural Review Professional. If the Architectural Review Professional determines that the proposed construction is not in full conformance with the approved site plan a building permit shall not be issued.

Section 3. Section 98-65 (“Site Plan Approval”) of the Village Zoning law is hereby amended by adding the following as a new subsection (I), and re-lettering the existing subsections (I-T) accordingly:

I. Architectural Conformance Review. In its review, the Planning Board may require architectural review by an individual or firm designated by the Village Board of Trustees, assuring conformance of the proposed site plan with this chapter.

Section 4. This local law shall take effect immediately upon filing with the New York State Department of State.

Mayor Liffland advised the Village Board that, pursuant to the Municipal Home Rule Law of the State of New York, it was necessary to hold a public hearing upon this proposed local law.

Trustee Tracy Durkin offered the following resolution, which was seconded by Trustee Wayne Osborn, who moved its adoption:

WHEREAS, Trustee Tracy Durkin has introduced this proposed local law for the Village of Pawling, to be known as Village of Pawling Proposed Local Law No. 2 of 2009, entitled “A Local Law Amending Sections 98-29, 98-34 and 98-65 of the Village Zoning Law to Authorize the Architectural Review of Projects for Conformance with the Village’s Site Plan Standards.”

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Village Hall on May 4, 2009, at 7 o’clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Village of Pawling by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Board of Trustees of the Village of Pawling will hold a public hearing at the Village Hall, 9 Memorial Avenue, Pawling, New York on May 4, 2009, at 7 o’clock p.m., Prevailing Time on Proposed Local Law No. 2 of 2009, entitled “A Local Law Amending Sections 98-29, 98-34 and 98-65 of the Village Zoning Law to Authorize the Architectural Review of Projects for Conformance with the Village’s Site Plan Standards.”

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the Village of Pawling Village Hall, 9 Memorial Avenue,

Pawling, New York, during normal business hours on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

The foregoing resolution was voted upon with all members voting as follows:

Mayor Liffland	Aye
Trustee Durkin	Aye
Trustee Murphy	Aye
Trustee Osborn	Aye
Trustee Zito	Aye

The motion carried.

MOTION by Trustee Durkin to re-adopt proposed Local Law No. 3 entitled "A Local Law Amending Sections 98-54(A) and 98-54(B) of the Village Zoning Law to Include Fees and Expenses Incurred during the Architectural Review Process." **SECONDED** by Trustee Osborn. Trustee Durkin read the proposed local law.

RESOLUTION

Motion by Trustee Tracy Durkin, seconded by Trustee Osborn, introduced the following proposed local law, to be known as Proposed Local Law No. 3 of 2009, entitled "A Local Law Amending Sections 98-54(A) and 98-54(B) of the Village Zoning Law to Include Fees and Expenses Incurred during the Architectural Review Process."

BE IT ENACTED by the Board of Trustees of the Village of Pawling as follows:

Section 1. Section 98-54(A) ("Fees") of the Village Zoning law is amended to read as follows:

A. The Village Board shall, from time to time by resolution, adopt a schedule of fees concerning applications, certificates, inspections, petitions, and other matters specified in this Chapter, including, without limitation, applications for building permits, certificates of occupancy, site plan approval, special use permits, subdivisions, variances, architectural conformance and zoning interpretations.

Section 2. Section 98-54(B) ("Fees") of the Village Zoning law is amended to read as follows:

B. Any applicant for site plan approval, a special use permit (or renewal thereof), subdivision approval, a variance, architectural conformance review or a zoning law interpretation and any petitioner for a rezoning of a property within the Village shall be required to reimburse the Village for expenses reasonably incurred by the Village in connection with such application, including without limitation planning, engineering, architect, legal and clerical costs and expenses and expenses relating to publication of legal notices (collectively referred to as "Processing Expenses").

Section 3. This local law shall take effect immediately upon filing with the New York State Department of State.

Mayor Liffland advised the Village Board that, pursuant to the Municipal Home Rule Law of the State of New York, it was necessary to hold a public hearing upon this proposed local law.

Trustee Tracy Durkin offered the following resolution, which was seconded by Trustee Wayne Osborn, who moved its adoption:

WHEREAS, Trustee Tracy Durkin has introduced this proposed local law for the Village of Pawling, to be known as Village of Pawling Proposed Local Law No. 3 of 2009, entitled "A Local Law Amending Sections 98-54(A) and 98-54(B) of the Village Zoning Law to Include Fees and Expenses Incurred during the Architectural Review Process."

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Village Hall on May 4, 2009, at 7 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Village of Pawling by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Board of Trustees of the Village of Pawling will hold a public hearing at the Village Hall, 9 Memorial Avenue, Pawling, New York on May 4, 2009, at 7 o'clock p.m., Prevailing Time on Proposed Local Law No. 3 of 2009, entitled "A Local Law Amending Sections 98-54(A) and 98-54(B) of the Village Zoning Law to Include Fees and Expenses Incurred during the Architectural Review Process."

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the Village of Pawling Village Hall, 9 Memorial Avenue, Pawling, New York, during normal business hours on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

The foregoing resolution was voted upon with all members voting as follows:

Mayor Liffland	Aye
Trustee Durkin	Aye
Trustee Murphy	Aye
Trustee Osborn	Aye
Trustee Zito	Aye.

The motion carried.

Mayor Liffland said there were some street lights that had been out since the winter time especially on Circle Drive and he was wondering why they were not taken care of. Trustee Zito said this was the first she heard of any lights out on Circle Drive. Mayor Liffland asked when the last time was that Trustee Zito went out checking lights. Trustee Zito said she had been around but probably not on Circle Drive. She asked who it was

that called in. Mayor Liffland said he had the name in the office but after the call he took a ride around the village and found lights out on Main Street, Circle, Pine, Summit, Charles Colman Boulevard and West Main Street. He advised Trustee Zito to take a ride around. Trustee Zito said she would and asked if any of the residents that phoned in left any...Mayor Liffland said just the one on Circle Drive who said the light had been out since the winter and the other ones Trustee Zito would have to take a ride around the village and do her job in reporting them. Mayor Liffland said if she needed help with it he could do that. Trustee Zito responded in the negative to the offer.

Trustee Murphy gave a budget report (see attached).

Mayor Liffland said he resubmitted the village's CDBG because there was money left in the kitty.

MOTION by Trustee Durkin to pay the May bills in the amount of \$95,009.27. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

Mayor Liffland announced a workshop would be held on June 15, 2009 after the regular meeting much of which would be dedicated to the presentation on surveillance cameras. He urged people to get the word out and have people attend the workshop so the Board would have public input on the topic.

MOTION by Trustee Durkin to adjourn the meeting at 7:45 p.m. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

Village Clerk