

DATE OF MEETING: November 7, 2022

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Lauri Taylor
Trustee Dan Peters
Trustee John Burweger
Trustee Jerry Locascio
Trustee Tom Meyer

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

MOTION by Trustee Peters to open the Public Hearing for the Amendment to the Chapter 98 Zoning law at 7:01 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Mayor Taylor asked for any public comment.

Ms. Shannon Prince, from the firm Boies, Schiller, Flexner, LLP, an attorney representing Heinchon Dairy and 2K Development, stated her first question was if the village intends to apply the new zoning law retroactively to the pending application of Heinchon Dairy and 2K Development. Mr. David Daniels, a village attorney, stated he would take that under advisement. Ms. Prince asked if he was declining to respond. Mr. Daniels said yes at this time. Ms. Prince said her next question was prior to Friday afternoon was notice of the law provided to the public. Mayor Taylor responded yes, it was on the last agenda. Ms. Prince asked if the text of the law was published anywhere prior to Friday afternoon. Mayor Taylor responded yes it was on the website. Ms. Prince said thank you and her last question was can the Board identify the litigation that caused it to enter into Executive Session at the October meeting. Mr. Daniels responded no. Ms. Prince thanked the Board.

Mr. Steve Goldberg, a resident of 63 Oak Shadow Lane, said he had one question he would get to in one second – so he was reviewing these changes to Chapter 98 which, of course, he would be hard pressed to disagree with some of them – he thought there were members of the Board here that might recall that he made a presentation precisely two years ago that advocated a variety of these changes but he had two concerns – the first was procedural which was he hoped that the Board had received their response on the 239 in as much as its not included in the documentation. Mr. Daniels responded affirmatively. Mr. Goldberg stated ok – he thought that was very important because... Mr. Daniels stated it was deemed to be a matter of local concern. Mr. Goldberg responded cool. Mr. Daniels said they did have communications with the County about the law itself informally. Mr. Goldberg stated he didn't really expect anyone to be there that day but he did have a concern that there is standing there for some of the current litigation because there's a right that really belongs completely and unconditionally to a party or a property and it is being taken away, which is specifically the right of anyone who is currently either pursuing an approval, has an approved project or has project that has been rejected that is now under review or appeal under an Article 78 that this legislation would be considered as retroactive if the owner didn't consent to the change. He stated he thought that any owner who is subjected to any new zoning action or classification is presumptively impacted by the change and there's a lot of case law to support that the courts will not support when that changes – again, I'm not saying that a litigant would prevail he was simply saying that when he read this he thought well I should pop down and just comment that knowing how litigious certain

parties can be, he thought, and that was why he started with the procedural issue of the 239, he thought there was a real problematic potential for this to be considered something that was retroactive action and legislation to impinge upon a previously vested right that was enjoyed by a particular property holder. He said he does not necessarily think that that property holder would prevail or a property holder of that nature would prevail but he was concerned that this pathway would lead towards litigation whereas a pathway which might for example take the exact same conjoining of lots definition and large and small lots and specify that does not weigh for example Chapter 98.1 which is one building or structure permitted on a lot would be a more suitable... Mr. Daniels said eleven. Mr. Goldberg said eleven, sorry, would be a more suitable path to take so in any event if the Board has considered that, I was just going to say if the Board had considered that then fire away - if they hadn't considered that he was going to point out that that could be a trap for the unwary and having come there that night and seen who was there at the public hearing he would recommend if they do not have confidence in that pathway they postpone passing the law and take it up later after discussion with the attorney. He thanked the Board.

There was no further public comment.

MOTION by Trustee Meyer to close the Public Hearing on Local Law entitled "2022 Amendments to Chapter 98 Zoning Law" at 7:07 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to approve the minutes from August 15, 2022, September 6, 2022 and September 7, 2022. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Mr. Daniels went over the EAF for Local Law No. 10 of 2022 (see attached).

Trustee Peters, seconded by Trustee Burweger, moved the following resolution, containing certain findings and determination under the New York State Environmental Quality Review Act ("SEQRA").

WHEREAS, the Village of Pawling Village Board ("Village Board") has introduced and is considering the enactment of a Local Law No 10 for 2022 which would amend certain provisions of the Village of Pawling Zoning Law; and

WHEREAS, the Village Board has prepared Part 1 of a Short Environmental Assessment Form ("EAF"), pursuant to the requirements of 6 NYCRR Part 617; and

WHEREAS, the Village has determined that enactment of this Local Law is an Unlisted Action under the New York State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the proposed Local Law has been referred to the Dutchess County Department of Planning and Development pursuant to New York General Municipal Law §239-m; and

WHEREAS, the Village Board has thoroughly reviewed and considered the Local Law;
And

WHEREAS, the Village Board duly advertised, held and closed the public hearing on the Local Law during its meeting on November 7, 2022; and

WHEREAS, the Village Board, after the close of the public hearing during the meeting on November 7, 2022, conducted its SEQRA review by (1) considering the criteria contained in subdivision (c) of 6 NYCRR §617.7 to identify any relevant areas of environmental concern, (2) thoroughly analyzing the identified relevant areas of environmental concern to determine if the action may have a significant adverse environmental impact and (3) completing Part 2 of the EAF and adopting Part 3 of the EAF, which included a narrative articulating the reasons supporting the Village Board's SEQRA determination; and

NOW, THEREFORE, BE IT RESOLVED that the Village Board hereby determines that the enactment of Local Law No. 10 of 2022 is an Unlisted Action under SEQRA; and

BE IT FURTHER RESOLVED, that the Village Board shall serve as Lead Agency;
And

BE IT FURTHER RESOLVED, that for the reasons set forth in Part 3 of the EAF, the enactment of the Local Law will result in no significant adverse impacts on the environment and, therefore, that an Environmental Impact Statement need not be prepared and a Negative Declaration therefore be issued.

The foregoing resolution was duly put to a vote which resulted as follows:

Mayor Lauri Taylor	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Aye
Trustee Gerald Locascio	Aye
Trustee Tom Meyer	Aye.

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING

Identifier: Enacting Local Law No. 10 for the year 2022 entitled "2022 Amendments to Chapter 98 Zoning Law" relating to clarifying certain provisions therein, including provisions relating to determining maximum density and floor area ratio, determining whether a given lot is a large lot or a small lot and adding or amending certain defined terms.

Trustee Meyer moved the following resolution, seconded by Trustee Peters, to adopt the following local law:

Local Law No. 10 for the year 2022, entitled "2022 Amendments to Chapter 98 Zoning Law" relating to clarifying certain provisions therein, including provisions relating to determining maximum density and floor area ratio, determining whether a given lot is a large lot or a small lot and adding or amending certain defined terms ("Local Law").

WHEREAS, at the Board of Trustees meeting held on October 17, 2022 the Local Law was introduced and the Board set the public hearing for November 7, 2022;

WHEREAS, pursuant to § 7-706 of the New York Village Law, at least ten (10) days' notice of such public hearing was published in a paper of general circulation in the Village;

WHEREAS, a duly noticed public hearing was held on November 7, 2022 and interested parties were provided an opportunity to be heard;

WHEREAS, the Local Law has been referred to the Dutchess County Department of Planning and Development (DCDPD) pursuant to New York General Municipal Law § 239-m and the DCDPD has indicated that the adoption of this Local Law is a matter of local concern;

WHEREAS, the Board of Trustees has issued a Negative Declaration under SEQRA with respect to the Local Law;

WHEREAS, pursuant to § 7-706 of the New York Village Law, upon adoption of the proposed Local Law: (i) it shall be entered in the minutes of the Board of Trustees; (ii) a copy, summary or abstract thereof shall be published once in the Village's official newspaper; (iii) a copy of the Local Law shall be posted conspicuously at or near the main entrance to the office of the Village Clerk; and (iv) affidavits of the publication and posting thereof shall be filed with the Village Clerk;

NOW THEREFORE, BE IT ENACTED that the Board of Trustees of the Village of Pawling hereby adopts the following Local Law:

"2022 Amendments to Chapter 98 Zoning Law" relating to clarifying certain provisions therein, including provisions relating to determining maximum density and floor area ratio, determining whether a given lot is a large lot or a small lot and adding or amending certain defined terms ("Local Law").

Purpose

The purpose of this Local Law No. 10 for the year 2022 is to amend Chapter 98 of the Village Code entitled "Zoning" ("Chapter 98") to clarify certain provisions therein, including provisions relating to determining maximum density and floor area ratio, determining whether a given lot is a large lot or a small lot and adding or amending certain defined terms;

WHEREAS, in 1994, the Village adopted a comprehensive plan pursuant to NY Village Law § 7-722 by enacting local law no. 4 for the year 1994 (the "Adopted Plan").

WHEREAS, The objectives of the Adopted Plan include (i) ensuring that new development be woven into the Village's existing context through appropriate use and design controls which encourage or require new construction to be compatible with the Village's existing historic character and context; (ii) generate land use code changes relating to density, building types landscape and design necessary to strengthen the small town nature of Pawling; (iii) encouraging a reasonable level of growth while maintaining its traditional scale and character; (iv) ensure that new neighborhoods mesh seamlessly with existing ones; (v) encourage new development that relates as closely as possible to its immediate context;

WHEREAS, the Board finds that the objectives of the Adopted Plan will be best served by clarifying the provisions of the Zoning Law pertaining to density and floor area ratio and adding certain defined terms as set forth in the Local Law;

NOW THEREFORE, BE IT ENACTED that the Board of Trustees of the Village of Pawling hereby adopts the following Local Law:

Purpose

1. Purpose and intent.

The purpose of this local law is to amend Chapter 98 Zoning of the Code of the Village of Pawling to inter alia clarify certain provisions therein.

2. Density Calculation for Multi-family Residential Dwellings

The text relating to Multi-family Residential Dwellings in the first column of the "Table of Uses Schedule A Schedule of Permitted Uses" in Chapter 98 is amended to read as follows:¹

"Multi-family Residential Dwelling; provided, however, that the density of a given lot shall not exceed the product of (i) ten (10) multiplied by (ii) the Net Residential Acreage of such lot; provided, however, if such calculation does not result in a whole number of units and the fraction of a unit is less than .5 then the density of such lot shall be rounded down to the nearest whole number and if such calculation does not result in a whole number of units and the fraction of a unit is equal to or greater than .5 then the density of such lot shall be rounded up to the nearest whole number Examples of such density calculation are set forth in Table A below:

TABLE A

Net Residential Acreage of Lot in acres	Maximum Density (i.e., Maximum number of dwelling units permitted on Lot)
2.44	24
2.45	25
2.46	25

3. Amendment of Definitions Section.

§98-5 of the Zoning Law entitled "Definitions" is amended to add or amend the terms set forth below. For the avoidance of doubt, in the event that a definition in this local law no 10 for the year 2022 conflicts with the definition of the same term elsewhere in the Zoning Law, the definition in this local law shall apply.

BOARD or BOARD of TRUSTEES – the board of trustees of the Village

BUILDING — Any structure or series of connected structures having a roof or roof supported by columns or by walls and intended for the shelter, housing or enclosure of persons, animals or chattel.

BUILDING PERMIT — A permit issued pursuant to § 10-6 of Chapter 10A of the Code. The term "building permit" shall also include a building permit which is renewed, amended or extended pursuant to any provision of such Chapter 10A.²

BUILDING INSPECTOR — The Building Inspector or Contracted Inspector, as the case may be, appointed pursuant to § 10-5 of Chapter 10A of the Code.

¹ For the avoidance of doubt, this local law deletes the following text from the Zoning Law: " Multi-family Residential Dwelling; provided, however, that density shall not exceed ten families per acre of land, nor more than a proportional number of families on a fractional part of an acre of land"

² Chapter 10A was enacted pursuant to Local Law No 2 for the year 2022.

CERTIFICATE OF OCCUPANCY — A certificate issued pursuant to § 10-9 of Chapter 10A of the Code.

CHAPTER- Chapter 98 of the Code.

CODE — the Code of the Village of Pawling as defined in Section 1.1 et seq. thereof.

DENSITY — A unit of measurement; "density" means the maximum number of residential dwelling units permitted on a given lot.

FLOOR AREA RATIO — the combined gross floor area in square feet of all buildings on a lot divided by the area of such lot in square feet. In calculating the floor area of a building or buildings on a given lot, all floors within each building shall be included. For example, assume that the gross floor area of given lot equals 40,000 square feet and that such lot is to be improved by two (2) buildings, one with three (3) floors with 2,500 square feet of gross floor area each and the other with one floor with a gross floor area of 10,000 square feet. Under such example, the floor area ratio would be .43 calculated as follows: $((3 \times 2,500) + 10,000)/40,000$.

LEGAL REQUIREMENT — any provision of this Chapter 98, other sections of the Code and/or any other state or local law, ordinance or regulation related to construction, development and/or use of buildings, structures and lots and other land within the Village.

LOT — A parcel of land whose boundaries are established or are to be established by some legal instrument such as a recorded deed or map and which has been established or is to be established in accord with applicable Legal Requirements as a separate parcel of land for the purposes of transfer of title and/or for purposes of obtaining site plan approval, a special use permit and/or any other approval specified in this Chapter.

LOT, CONFORMING — a conforming lot is a lot which fully conforms to the minimum lot size of the Zoning Law applicable to the district or districts in which such lot is situated

LOT, LARGE -- a large lot is a lot containing three (3) or more acres. In the event that, in connection with a given use or uses, two (2) or more lots are consolidated or merged, or are to be consolidated or merged, into a single lot, the combined gross acreage of each such lot shall be included in determining whether the merged or consolidated lot, as the case may be, is a large lot or a small lot. For the avoidance of doubt in the event that a consolidation or merger of two (2) or more lots into a single lot is to occur prior to, as a condition of or after any site plan approval, special use permit approval or other approval under this Chapter, the combined acreage of each such lot shall be included in determining whether the resulting lot is a large lot or a small lot.

LOT, SMALL - a small lot is any lot which is not a large lot.

NET RESIDENTAL ACREAGE - the total acreage of a given lot reduced by each of the following: (i) any acreage on such lot which the Planning Board determines is

not subject to development due to development constraints, including but not limited to wetlands, watercourses, one-hundred-year floodplains, slopes of 15% or greater and areas with deficient subsoils; and (ii) any acreage that the Planning Board determines is dedicated or to be dedicated solely to non-residential uses on the lot, such as, but not limited to non-residential building coverage areas, parking spaces, parking lot, access roads, driveways, setback areas and landscaping dedicated solely to the non-residential use(s). In making such determination, any acreage which the Planning Board determines is dedicated to both residential and non-residential uses (including but not limited to mixed use buildings, shared parking lot and shared access roads) shall be allocated to the residential and non-residential uses on a pro rata basis based on the relative floor area of the buildings allocated to residential use and non-residential use.

For example, if an access road on a given lot covers an acre of land and is dedicated to both the residential and the non-residential uses on such lot, and if the square footage of the building(s) devoted to residential use is 10,000 and the square footage of the buildings(s) devoted to non-residential use is 20,000 (resulting in an aggregate of 30,000 square feet) then for purposes of determining Net Residential Acreage, 1/3rd of the acreage of such access road (10,000/30,000) will be deemed to be dedicated to residential use and 2/3rds will be deemed to be dedicated to non-residential use.

OFFICE – A building used for business, medical, professional, administrative or government purposes, including without limitation lawyers, doctors and other health care professionals, authors, consultants, financial and business advisers, architects, engineers, surveyors and accountants.

PERSON —an individual, corporation, limited liability company, partnership, limited partnership, business trust, estate, trust, association, or any other legal or commercial entity of any kind or description.

PERSONAL SERVICE STORE -means a shop or store providing on site services to customers, such as but not limited to, shoe repair, barber shops, beauty parlors and tailors; provided, however, a personal service store does not include an office other than an office which is ancillary to the operation of a personal service store.

SITE – a lot.

STRUCTURE — Anything constructed or erected on the ground or with a fixed location on the ground or attached to something having a fixed location on the ground, including but not limited to buildings, walls, fences, radio towers, power-generating equipment such as freestanding windmills and solar panels, swimming pools, billboards, poster panels and signs.

ZONING LAW- Local Law #2 for the year 1995 entitled Chapter 98 Zoning Law, as amended.

4. Clarification of Special Permit Conditions Applicable to Large Lots.

§98-76D is amended to add the following immediately prior to item number “1”:

“The following conditions are applicable to any Large lot:”

5. Clarification of Retail Use Special Use Permit Square Footage limitations.

Paragraph A of §98-76 is amended to add the following sentence at the end of such section: For the avoidance of doubt, each of the uses specified in this paragraph A of §98-76 shall be deemed to be a separate retail use, including without limitation for the purpose of calculating the maximum square footage of retail uses permitted on a given site as provided in item 3 in paragraph D of §98-76 and item 1 in paragraph E of §98-76.

6. Severability, Savings Clause, Inconsistencies

- A. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law and Chapter 98.
- B. In the event of any inconsistencies between this local law and other provisions of the Zoning Law or any other local law of the Village enacted prior to the effective date of this Chapter, the terms of this local law shall prevail and be controlling.

7. When effective.

This Chapter shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with § 27 of the Municipal Home Rule Law."

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Lauri Taylor	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Aye
Trustee Gerald Locascio	Aye
Trustee Tom Meyer	Aye.

Trustee Locascio presented the 2023 Tentative Garbage Budget to the Board (see attached). He said there was a slight increase of \$6 per unit with 938 units in the village that are billable. The Board set the public hearing for November 21, 2022.

MOTION by Trustee Peters to approve Pay Request No. 1 for the Pawling Water Supply Project – Contract No. 2 – HDD Waterline Installation to Roehrs Construction, Inc. in the amount of \$149,252.60. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Locascio to approve Grant Service – CDBG Grant Application proposal from LaBella Associates, D.P.C. in the amount of \$3,000 and Letter of Intent. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Locascio to approve PSCO Request Adding Electrical MWBE Subcontractor Fees to Authorized Work for Village of Pawling Umscheid Wellfield. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve TSCO Village of Pawling Aerial Survey Mapping proposal from LaBella Associated, D.P.C. **SECONDED** by Trustee Meyer. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve quote received from TiSales for the Neptune 360 Advanced Cloud Based Program. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve Van DeWater & Van DeWater, LLP Engagement Agreement for 2023 Conflict Counsel. **SECONDED** by Trustee Meyer. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to reappoint Glenn Carey to the Board of Fire Commissioners for a 5 year term effective January 1, 2023. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Peters to approve the Village Green and Public Assembly Events Permit Application for Progressive Pawling Pride Picnic on June 25, 2023 pending receipt of insurance. **SECONDED** by Trustee Locascio. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to approve the Lion's Club Memory Tree to be placed in Village Hall Meeting room. **SECONDED** by Trustee Meyer. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Meyer to approve the Metro North Treasurer's Report for September 2022. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

Mr. Dan Stone, a representative of LaBella, reported he expected the overland pipe to be transitioned out of service and the new underground piping to be put into service at Umscheid making it underground, fully permitted and permanent. He said EFC would be closing on the overall project finance agreement for grant and loan the first week in December. He said they were continuing to work on the rate schedule and the Board had the information to review. Mr. Stone stated the DEC was reviewing the application for Lower Baxter he hoped they would get word soon that the two permits needed would be issued in the near future.

Mayor Taylor announced the village was successful getting the WIIA grant for Lower Baxter in the amount of \$1.2M.

MOTION by Trustee Peters to approve payment of the October bills in the amount of \$465,636.05. **SECONDED** by Trustee Meyer. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Burweger to approve payment of EFC Pay Request No. 13 in the amount of \$68,551.48. **SECONDED** by Trustee Meyer. There was no discussion; all were in favor and the motion carried.

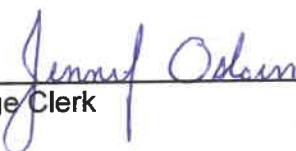
MOTION by Trustee Meyer to adjourn the meeting and go into Public Comment at 7:36 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Locascio to return to regular session, close regular session and go into Executive Session at 7:44 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Meyer to close Executive Session at 8:16 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Locascio to return to regular session at 8:16 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Meyer to close the meeting at 8:16 P.M. **SECONDED** by Trustee Burweger. There was no discussion; all were in favor and the motion carried.


Village Clerk

Short Environmental Assessment Form

Part 1 - Project Information

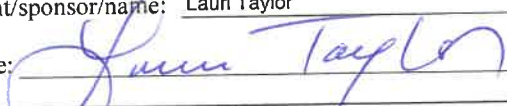
Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Village of Pawling Board of Trustees adoption of Local Law No. 10 for the year 2022			
Name of Action or Project: Adopt Local Law No. 10 for the year 2022			
Project Location (describe, and attach a location map): Village of Pawling New York			
Brief Description of Proposed Action: Adopt Local Law No. 10 for the year 2022 amending Chapter 98 of the Village Code entitled "Zoning" to add or amend certain definitions and certain provisions related to density and floor area ratio.			
Name of Applicant or Sponsor: Board of Trustees, Village of Pawling, New York		Telephone: 845-855-1122 E-Mail: josborn@villageofpawling.org	
Address: 9 Memorial Avenue			
City/PO: Pawling	State: New York	Zip Code: 12564	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		n/a acres	
b. Total acreage to be physically disturbed?		n/a acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		n/a acres	
4. Check all land uses that occur on, are adjoining or near the proposed action: <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): n/a <input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, <div style="margin-left: 40px;"> a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? </div> If Yes, briefly describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>Lauri Taylor</u> Date: <u>11/7/2022</u> Signature: <u></u> Title: <u>Mayor</u>		

Project: Date:

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

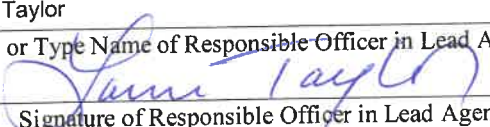
Project: Date:

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The Board of Trustees of the Village, as lead agency, has determined that there are no significant adverse environmental impacts associated with this local law because it primarily serves to clarify certain existing provisions in the Village's Zoning Law relating to density, floor area ratio, large lot vs small lot and retail uses in a manner which, as set forth in the proposed resolution to adopt this local law, promotes the purposes and goals of the Village's comprehensive plan and which is very unlikely to lead to development beyond that currently permitted under the Village's existing Zoning Law.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Board of Trustees of the Village of Pawling _____ Name of Lead Agency	Nov. 7, 2022 _____ Date
Lauri Taylor _____ Print or Type Name of Responsible Officer in Lead Agency	Mayor _____ Title of Responsible Officer
 _____ Signature of Responsible Officer in Lead Agency	_____ Signature of Preparer (if different from Responsible Officer)

2023 Tentative Garbage Budget

	1/2021 – 12/2021 Expenditures	1/2022 – 12/2022 Budget	1/1/22-10/12/22 Expenditures	1/2023-12/2023 Tentative Budget
Personnel Services	75,662	78,500	60,181 (20 of 26 P/Rs)	80,500
Social Security	4,670	4,867	3,715	4,991
Medicare	1,093	1,139	869	1,168
Retirement	11,784	9,500	not available yet	9,800
Contingency	-----	5,000	-----	5,000
Truck Repair	191	20,000	9,973	14,000
Tipping Fees	82,493	81,500	66,483 9 of 12 months	96,622
Recycling	5,061	9,199	1,053	2,067
Administration	Rent 1,500 Other 1,599	Rent 1,500 Other 2,500 Software 1,000	Rent 1500 Other 926	Rent 1,500 Other 1,700 Software 3,000
Maintenance	636	8,000	1,984	2,714
Fuel	-----	4,500	4,500	10,500
BAN Principal	11,600	-----	-----	-----
BAN Interest	173	-----	-----	-----
TOTAL	196,462	227,205 ÷ 935 = \$243.00/unit	Approx. 151,184 9-month total	233,562 ÷ 938 = \$249.00/unit