

TOWN OF SOUTHEAST
1360 Route 22
Brewster, New York 10509
Thursday, August 20, 2020
WORK SESSION/REGULAR MEETING 7:00 P.M.

NOTICE OF TOWN BOARD MEETING AND AGENDA

Please Note: This meeting will take place by videoconferencing and it will be recorded. It will be posted on the Town's Website southeast-ny.gov and a transcript of the meeting will be posted within thirty (30) days of the meeting.

If you have any questions that you would like to address with Town Board during this meeting, please e-mail your questions to thay@southeast-ny.gov before 6:00 P.M. the day of the meeting and the Board will respond to your inquiry at the end of the meeting during "public comment."

To join the meeting:



- 1. If you have not used Zoom before:** Please download the free app prior to the meeting so you are ready when the meeting starts:

<https://zoom.us/download>

- 2. Join from your computer, tablet or smartphone click the following link:**

<https://us02web.zoom.us/j/89523238929?pwd=N292MVRiK0dZK3VIZEd4WXNHskkUT09>

When prompted, please provide your full name.

OR

- 3. You can also dial in by using your phone:**

Call-in number: 1-929-436-2866

Meeting ID: 895 2323 8929

Meeting Password: 052549

For Additional Zoom FAQs and tutorials:

<https://support.zoom.us/hc/en-us/categories/200101697-Getting-Started>



**TOWN OF SOUTHEAST
1360 Route 22
Brewster, New York 10509
Thursday, August 20, 2020
WORK SESSION/REGULAR MEETING 7:00 P.M.**

**Pledge of Allegiance
Notation of Exits
Turn Off/Put on Vibrate – All Electronic Devices**

Work Session:

1. Peddling & Soliciting, Article I, Chapter 103-1 – 103-5

Regular Meeting:

1. Correspondence
2. Approval of Voucher List
3. Budget Transfers
4. Setting of Meeting Dates and Public Hearings

All meetings will be held at 1360 Route 22, Brewster, New York
At 7:00 P.M. unless otherwise noted:

Thursday, September 3, 2020

Thursday, September 17, 2020 *Set Public Hearing – Commercial
Shooting Ranges – Chapter 138
*Set Public Hearing – Peddling &
Soliciting, Article I, Chapter 103-1 – 103-5

5. Resolution – Award Solar Energy Project
6. Resolution – Sale of Tax Map #45.-1-38, 24 Holmes Road
7. Resolution – Sale of Tax Map #58.-1-1, 301 Milltown Road

**Public Comment/Public Comments submitted prior to 6:00 P.M., Thursday 08/20/20
Recognition of Town Board/Town Board Comment**

WS #1

*Town of Southeast, NY
Tuesday, June 16, 2020*

Chapter 103. Peddling and Soliciting

Article I. General Prohibition

§ 103-1. Title; legislative findings.

This chapter shall be known and be cited as the "Peddling, Vending and Soliciting Law of the Town of Southeast." It is hereby found and determined that the act of peddling, vending and soliciting within the Town has a significant impact upon the quality of life of the residents of the Town, including the health, safety and welfare thereof. It is further found that the unregulated act of peddling, vending and soliciting presents a significant disadvantage to other established businesses within the Town which pay rent, taxes, expenses and fees for the privilege of doing business within the Town and should, therefore, not be condoned or permitted.

§ 103-2. Peddling and soliciting prohibited.

Except as may be otherwise permitted by general or special law, it shall be unlawful for any person, corporation, partnership, company, unincorporated association, agent or principal thereof, or any other entity to engage in or act as a peddler, vendor, solicitor or commercial traveler, as herein defined, within the jurisdictional boundaries of the Town of Southeast.

§ 103-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COMMERCIAL TRAVELER

A person or entity doing business through the act of renting a room or suite of rooms in a hotel, motel or inn, commercial building or private dwelling or open space, including a parking lot, for temporary occupancy which does not exceed 60 days, for the purpose of using said premises to sell, offer for sale or solicit orders for goods, services, merchandise or money to or from members of the public.

PEDDLER

Any person who, being uninvited by the home or business owner, engages in the merchandising of any goods, wares, commodities, books, periodicals or services by going from house to house or place of business to place of business.

SOLICITOR

Any person who solicits contributions of goods and/or money by going from house to house or from place of business to place of business or by temporarily occupying a room, building or other premises with the Town for such purpose.

TEMPORARY OCCUPANCY

A store, room, building, tent, enclosure, parking lot or structure of any kind intended to be used or occupied for the period of time necessary to peddle, vend or solicit the merchandise sold therein.

In all prosecutions for the violation of this chapter, the intent of the defendant to conduct an established place of business shall be an affirmative defense, and the burden of proving such intent shall be upon the defendant in such prosecution.

VENDOR

A person who engages in the act or occupation of selling or offering for sale from a fixed location or locations, and at times and from time to time, goods, wares or merchandise, meats, fish, produce and prepared foods from any portable cart, stand, vehicle or display device of any nature.

§ 103-4. Exemptions.

The provisions of this chapter shall not apply to the following:

- A. Any person soliciting at the express invitation of the person solicited.
- B. A wholesaler or distributor selling articles to dealers or merchants who have an established place of business within the Town.
- C. A child regularly attending any public, private or parochial school; veterans organizations; fraternal organizations; civic groups; churches; or religious organizations or sects; provided, however, that such child or member of such exempt organization shall carry on an otherwise prohibited conduct only in connection with an authorized activity of the school which the child attends or another school which has authorized such child to carry on the activity or, in the case of an exempt organization, which has authorized such member to carry on the activity. It shall be required, however, that prior to the commencement of such otherwise prohibited conduct, the school or otherwise exempt organization for which the activity shall be carried on shall notify the Clerk of the Town, in writing, of the intention of such school or exempt organization to conduct such activity within the Town, together with a brief description thereof.

§ 103-5. Penalties for offenses.

Any person, corporation, partnership, company, unincorporated association, agent or principal thereof; or any other entity who shall act as a commercial traveler, peddler, solicitor or vendor, as defined herein, or who shall violate any other provision of this chapter shall be guilty of a violation and punishable by a fine not to exceed \$1,000 or imprisonment for not more than 15 days, or both. Each day upon which such violation continues shall constitute a separate offense.

**Town of Southeast
Accounting Department
1360 Route 22
Brewster, NY 10509**

R#3

Town Accountant
Ronald Hund

Tel. (845) 279-7338

Account Clerk
Helena Hansen

Fax. (845) 279-3664

rhund@southeast-ny.gov
hhansen@southeast-ny.gov

MEMO TO: Tony Hay

FROM: Ron Hund *RH*

DATE: August 17, 2020

RE: Budget Transfers

Attached are the budget transfers that must be put on the agenda for approval at the Town Board meeting on August 20, 2020.

CC. Town Board
Town Clerk

BUDGET TRANSFER and APPROPRIATION INCREASE REQUEST

To: Budget Officer
Town Board

Date: 8/20/2019

Prepared By: Town Accountant

From Account Code	Description	Amount	To Account Code	Description	Amount
GENERAL FUND - A A000-1410-201-000	Town Clerk Computer/Printer Hardware	75.00	A000-1410-406-000	Town Clerk Dues/Membership <i>Dues</i>	75.00
A000-1610-412-000	Special Districts Computer Services	194.00	A000-1610-401-000	Special Districts Supplies/Material <i>Supplies</i>	194.00
A000-1620-401-000	Facilities Maintenance Supplies/Material	165.00	A000-1620-404-000	Facilities Maintenance Boots/Uniforms <i>T-shirts, Sweatshirts</i>	165.00
A000-1989-400-000	Contingency	2,683.00	A000-1355-401-000	Assessor Supplies/Material <i>Supplies</i>	500.00
A000-1990-400-000	Sub-Contingency	21,978.00	A000-1660-401-000	Central Storeroom Supplies/Material <i>COVID Supplies</i>	2,183.00
A000-5010-100-000	Superintendent of Highways Personal Services	11,608.00	A000-7180-100-000	Tonetta Lake Personal Services <i>Personal Services</i>	10,000.00
A000-5010-411-000	Superintendent of Highways Professional/Technical Services	1,000.00	A000-9050-800-000	Unemployment Insurance <i>Unemployment Insurance</i>	11,978.00
A000-7180-401-000	Tonetta Lake Supplies/Material	90.00	A000-5010-202-000	Superintendent of Highways Computer Software <i>Fuel Tank Monitoring Upgrade</i>	10,366.00
GENERAL FUND - B B000-3410-100-000	Fire Protection Personal Services	3,808.00	A000-5010-401-000	Superintendent of Highways Supplies/Material <i>Supplies</i>	1,000.00
B000-8020-411-000	Planning Board Professional/Technical Services	46.00	A000-5010-411-000	Superintendent of Highways Professional/Technical Services <i>Repairs</i>	242.00
HIGHWAY TOWNWIDE - DA DA00-5130-401-000	Machinery Supplies/Material	2,984.00	A000-7270-411-000	Electrazone Field Professional/Technical Services <i>Land Use Permit</i>	90.00
			B000-3620-403-000	Safety Inspection Books/Publications <i>Code Books</i>	1,880.00
			B000-9050-800-000	Unemployment Insurance <i>Unemployment Insurance</i>	2,128.00
			B000-8020-401-000	Planning Board Supplies/Material <i>Supplies</i>	46.00
			DA00-5130-411-000	Machinery Professional/Technical Services <i>Excavator Repair</i>	2,984.00

BUDGET TRANSFER and APPROPRIATION INCREASE REQUEST				Date: 8/20/2019	
From Account Code	Description	Amount	To Account Code	Description	Amount
To: Budget Officer Town Board					
Prepared By:	Town Accountant				
RESIDENTIAL REFUSE - SR SR00-8160-411-000	Refuse and Garbage Professional/Technical Services	1,229.00	SR00-8160-100-000	Refuse and Garbage Personal Services <i>Personal Services</i>	500.00
BLACKBERRY SEWER SS1 SS03-8130-422-000	Sewage Treatment & Disposal Equipment Lease/Maintenance		SR00-8160-401-000	Refuse and Garbage Supplies/Material <i>E-Waste Shed</i>	729.00
BREWSTER HEIGHTS SEWER SS2 SS02-8130-210-000	Sewage Treatment & Disposal Other Equipment	2,020.00	SS01-8130-210-000	Sewage Treatment & Disposal Other Equipment <i>Equipment</i>	2,020.00
BREWSTER HEIGHTS WATER SW1 SW01-8320-411-000	Sewage Treatment & Disposal Other Equipment	4,621.00	SS02-8110-411-000	Sewer Administration Professional/Technical Services <i>JCO Services</i>	50.00
			SS02-8120-422-000	Sanitary Sewer Equipment Lease/Maintenance <i>Equipment</i>	2,950.00
			SS02-8130-401-000	Sewage Treatment & Disposal Supplies/Material <i>Supplies</i>	1,621.00
BREWSTER HEIGHTS WATER SW4 SW04-8310-401-000	Source of Supply,Power,Pumping Professional/Technical Services	12,924.00	SW01-8320-425-000	Source of Supply,Power,Pumping Water Charges <i>Water Charges</i>	12,924.00
MOUNTAIN BROOK WATER - SW4 SW04-8310-401-000	Water Administration Supplies/Material	174.00	SW04-8310-411-000	Water Administration Professional/Technical Services <i>JCO Services</i>	174.00
PEACEABLE HILL WATER - SW5 SW05-9951-900-000	Transfer To Debt Service Fund	10,848.00	SW05-8310-411-000	Water Administration Professional/Technical Services <i>JCO Services</i>	422.00
			SW05-8340-411-000	Transmission & Distribution Professional/Technical Services <i>Repairs</i>	426.00
			SW05-9950-900-000	Transfer To Capital Projects Fund <i>Transfer To Capital Project Fund</i>	10,000.00
HILLCREST WATER - SW7 SW07-8340-411-000	Transmission & Distribution Professional/Technical Services	1,336.00	SW07-8310-411-000	Water Administration Professional/Technical Services <i>JCO Services</i>	247.00
			SW07-8320-411-000	Source of Supply,Power,Pumping Professional/Technical Services <i>JCO Services</i>	959.00
			SW05-8320-422-000	Source of Supply,Power,Pumping Equipment Maintenance/Repair <i>Repairs</i>	130.00

BUDGET TRANSFER and APPROPRIATION INCREASE REQUEST				Date: 8/20/2019	
From Account Code	Description	Amount	To Account Code	Description	Amount
To: Budget Officer					
Town Board					
Prepared By:					
Town Accountant					
BIRCH HILL WATER - SW9 SW09-9961-900-000	Transfer To Debt Service Fund	7,195.00	SW09-8320-210-000	Source of Supply, Power, Pumping Equipment <i>JCO Services</i>	2,502.00
			SW09-8320-411-000	Source of Supply, Power, Pumping Professional/Technical Services <i>JCO Services</i>	3,893.00
			SW09-9950-900-000	Transfer To Capital Projects Fund <i>Transfer To Capital Project Fund</i>	800.00
INCREASE APPROPRIATIONS BY USING UNAPPROPRIATED, UNRESERVED FUND BALANCE OR UNANTICIPATED REVENUES (Increase Appropriation and Revenue Budget)					
GENERAL FUND - A A000-2025-014-000	Special Rec. Basketball Skills Boys	2,600.00	A000-7310-400-014	Youth Programs Basketball Skills Boys <i>Program Expenses</i>	2,600.00
A000-2025-069-000	Special Rec. Field Signage	180.00	A000-7310-400-068	Youth Programs Field Hockey Camp <i>Program Expenses</i>	180.00
A000-3021-000-000	State Aid, Court Facilities	68.00	A000-1110-204-000	Justice Furniture <i>Foot Rests</i>	68.00
A000-3989-000-000	State Aid, East Of Hudson Funds	140.00	A000-8540-400-000	Drainage Contractual <i>EOH Expenses</i>	140.00
OLD TOWN HALLGRANT-CD2 CD02-3087-000-000	State Aid, Capital Projects	18,575.00	CD02-1620-200-000	Buildings, Equipment & Capital <i>Grant Expenses</i>	18,575.00
HIGHWAY TOWNWIDE - DA DA00-0599-000-000	Appropriated Fund Balance	11,117.00	DA00-5130-205-000	Machinery Machinery <i>Kubota Tractor, Plow</i>	2,042.00
			DA00-5130-209-000	Machinery Vehicle <i>Chewy Truck</i>	7,500.00
			DA00-5130-210-000	Machinery Other Equipment <i>Pressure Washer</i>	1,575.00
DA00-2665-000-000	Sales of Equipment	51,900.00	DA00-5130-205-000	Machinery Machinery <i>Kubota Tractor, Plow</i>	51,900.00

2020 Sub-Contingency Report

Beginning Balance 1/1/20	\$ 50,000.00
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Subtotal Sub-Contingency	\$ 50,000.00
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Deductions:

	0.00
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Total	\$ 50,000.00
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Proposed Deductions:

A	Tonettal Lake Personal Services	(10,000.00)
A	Unemployment Insurance General Fund A	(11,978.00)

	(21,978.00)
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Pending Balance 12/31/20	\$ 28,022.00
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Note:

R = resolution

A = proposed budgetary amendment

2020 Contingency Report

Beginning Balance 1/1/20

\$ 50,000.00

Subtotal Contingency

\$ 50,000.00

Deductions:

R	Fiscal Agent Town Financial Advisor	(2,500.00)
R	Central Storeroom Supplies	(500.00)
R	Highway Superintendant Garage Roof Repair	(5,761.00)
R	Town Board Meeting Security	(600.00)
R	Assessor Furniture	(1,761.00)
R	Highway Superintendant Garage Roof Repair	(13,920.00)
R	Highway Garage Oil Tank Repair	(921.00)
R	Highway Garage Bathroom Repairs	(5,622.00)

(31,585.00)

Total

\$ 18,415.00

Proposed Deductions:

A	Assessor Furniture	(500.00)
A	Central Communication COVID Supplies	(2,183.00)

(2,683.00)

Pending Balance 12/31/20

\$ 15,732.00

Note:

R = resolution

A = proposed budgetary amendment

R#5

**TOWN BOARD
TOWN OF SOUTHEAST, NEW YORK)**

**ACCEPTANCE OF PROPOSAL – AWARD OF CONTRACT
SOLAR ARRAY – LANDFILL REUSE**

RESOLUTION NO. _____ / 2020

DATE: August 20, 2020

INTRODUCED BY: _____

SECONDED BY: _____

WHEREAS, the Town of Southeast is in receipt of responses to its duly advertised Request for Proposals entitled Solar Energy System Property Lease Project dated December 2019 (“RFP”); and

WHEREAS, the Town Board has reviewed the proposals submitted and hereby elects to accept a proposal and award a contract to lease the former Town Landfill site and to allow the construction of a photovoltaic array thereon to the most qualified and financially attractive bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Southeast hereby determines Ameresco, Inc. to be the most responsible bidder and accepts the proposal of Ameresco, Inc. to lease the former landfill site for a period of years in accordance with the proposal entitled Solar Energy System Property Lease Project dated January 23, 2020, and such lease arrangement shall be memorialized in sufficient agreement(s) in form and substance approved by the Town Attorney, for such purpose; and be it further

RESOLVED, that the foregoing resolution is subject to permissive referendum; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish an abstract of this resolution in the Putnam Press/Times, the official publication of the Town; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to forward a copy of this resolution to Ameresco, Inc., forthwith.

Upon Roll Call Vote:

Councilman Alvarez	_____
Councilman Larca	_____
Councilman Lord	_____
Councilman O’Connor	_____
Supervisor Hay	_____

VOTE: carried / defeated by a vote of _____ in favor, _____ against; _____ abstained.

R #6

**TOWN BOARD
TOWN OF SOUTHEAST**

**SALE OF SURPLUS LAND
24 Holmes Road – Tax Map #45.-1-38**

RESOLUTION NO. _____ / 2020

August 20, 2020

INTRODUCED BY: _____

SECONDED BY: _____

WHEREAS, the Town of Southeast owns a certain plot, piece and parcel of land located at 24 Holmes Road, Tax Map #45.-1-38 (the “Subject Parcel”); and

WHEREAS, the Town Board has deemed the Subject Parcel Surplus Land and has advertised the Subject Parcel for sale; and

WHEREAS, the Town Board has received an offer to purchase the Subject Parcel from a private citizen who is not an officer or employee of the Town and is not connected with the government of the Town in any manner; and

WHEREAS, the Town Board has reviewed a Short Environmental Assessment Form (“EAF”) dated August 20, 2020 and has considered its content.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board finds and determines as follows:

1. That the Subject Parcel is “surplus” property of the Town of Southeast; and
2. That, based upon the review of the EAF, there will be no significant impact to the environment resulting from anticipated conveyance of the Subject Parcel; and
3. That such conveyance is an arm’s length transaction with the proposed purchaser paying fair market value for the Subject Parcel; and
4. That it would be in the general public interest and promote the general health, safety and welfare of the people of the Town to consent to the conveyance of the Subject Parcel; and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to execute any and all contracts, deeds of conveyance, consents, applications, plats, and any and all ancillary documentation, as may be approved by the Town Attorney, to facilitate the transfer of the Subject; and be it further

RESOLVED, that this Resolution and authorization is subject to a thirty (30) permissive referendum period as provided by law; and be it further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to publish an abstract of this resolution in the Putnam Press forthwith.

UPON ROLL CALL VOTE:

Councilman Alvarez _____
Councilman Larca _____
Councilman Lord _____
Councilman O'Connor _____
Supervisor Hay _____

VOTE: carried / defeated by a vote of _____ in favor, _____ against; _____ abstained.

TOWN CLERK'S CERTIFICATION

STATE OF NEW YORK)
) SS.:
COUNTY OF PUTNAM)

I, MICHELE STANCATI, Town Clerk of the Town of Southeast, do hereby certify that the above is a true and exact copy of the Resolution adopted by the Town Board of the Town of Southeast at a meeting of said board held on the 20th day of August, 2020.

Michele Stancati, Town 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			
Name of Action or Project: Sale of Surplus Land			
Project Location (describe, and attach a location map): 24 Holmes Road, Tax Map # 45.-1-38			
Brief Description of Proposed Action: The Proposed Action is the arm's-length, market value sale of approximately 48.26 acres of unimproved, residentially zoned (R160) real property located at 301 Milltown, Tax Map# 45.-1-38. The proposed conveyance is subject to a permissive referendum.			
Name of Applicant or Sponsor: Town of Southeast Town Board		Telephone: 845-279-4313 E-Mail: thay@southeast-ny.gov	
Address: 1360 Route 22			
City/PO: Brewster		State: NY	Zip Code: 10509
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"/>
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: Town of Southeast Access Permit			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ 1.4 acres b. Total acreage to be physically disturbed? _____ 0 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 1.4 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

		NO	YES	N/A
5. Is the proposed action,	a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		<input type="checkbox"/>	<input checked="" 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: _____		<input checked="" 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?		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		<input checked="" 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: N/A		<input checked="" 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: _____ Not applicable.		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ Not applicable.		<input checked="" 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?		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		<input checked="" 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: _____ Subject Parcel abuts a drainage basin constructed in connection with the development of the Volunteer Park ball fields.		<input type="checkbox"/>	<input checked="" type="checkbox"/>	
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	

TOWN CLERK'S CERTIFICATION

STATE OF NEW YORK)
 : ss.:
COUNTY OF PUTNAM)

I, MICHELE STANCATI, Town Clerk of the Town of Southeast, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Town Board of the Town of Southeast at a meeting of said board held the 20th day of August, 2020.

MICHELE STANCATI
Town Clerk

R#7

**TOWN BOARD
TOWN OF SOUTHEAST**

**SALE OF SURPLUS LAND
301 MILLTOWN ROAD - TAX MAP #58.-1-1**

RESOLUTION NO. _____ / 2020

August 20, 2020

INTRODUCED BY: _____

SECONDED BY: _____

WHEREAS, the Town of Southeast owns a certain plot, piece and parcel of land located at 301 Milltown Road, Tax Map #58.-1-1 (the “Subject Parcel”); and

WHEREAS, the Town Board has deemed the Subject Parcel Surplus Land and has advertised the Subject Parcel for sale; and

WHEREAS, the Town Board has received an offer to purchase the Subject Parcel from a private citizen who is not an officer or employee of the Town and is not connected with the government of the Town in any manner; and

WHEREAS, the Town Board has reviewed a Short Environmental Assessment Form (“EAF”) dated August 20, 2020 and has considered its content.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board finds and determines as follows:

1. That the Subject Parcel is “surplus” property of the Town of Southeast; and
2. That, based upon the review of the EAF, there will be no significant impact to the environment resulting from anticipated conveyance of the Subject Parcel; and
3. That such conveyance is an arm’s length transaction with the proposed purchaser paying fair market value for the Subject Parcel; and
4. That it would be in the general public interest and promote the general health, safety and welfare of the people of the Town to consent to the conveyance of the Subject Parcel; and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to execute any and all contracts, deeds of conveyance, consents, applications, plats, and any and all ancillary documentation, as may be approved by the Town Attorney, to facilitate the transfer of the Subject; and be it further

RESOLVED, that this Resolution and authorization is subject to a thirty (30) permissive referendum period as provided by law; and be it further

RESOLVED, that the Town Clerk be and hereby is authorized and directed to publish an abstract of this resolution in the Putnam Press forthwith.

UPON ROLL CALL VOTE:

Councilman Alvarez _____
Councilman Larca _____
Councilman Lord _____
Councilman O'Connor _____
Supervisor Hay _____

VOTE: carried / defeated by a vote of _____ in favor, _____ against; _____ abstained.

TOWN CLERK'S CERTIFICATION

STATE OF NEW YORK)
) SS.:
COUNTY OF PUTNAM)

I, MICHELE STANCATI, Town Clerk of the Town of Southeast, do hereby certify that the above is a true and exact copy of the Resolution adopted by the Town Board of the Town of Southeast at a meeting of said board held on the 20th day of August, 2020.

Michele Stancati, Town 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			
Name of Action or Project: Sale of Surplus Land			
Project Location (describe, and attach a location map): 301 Milltown Road, Tax Map # 58.-1-1			
Brief Description of Proposed Action: The Proposed Action is the arm's-length, market value sale of approximately 48.26 acres of unimproved, residentially zoned (R160) real property located at 301 Milltown, Tax Map# 58.-1-1. The proposed conveyance is subject to a permissive referendum.			
Name of Applicant or Sponsor: Town of Southeast Town Board		Telephone: 845-279-4313 E-Mail: thay@southeast-ny.gov	
Address: 1360 Route 22			
City/PO: Brewster	State: NY	Zip Code: 10509	
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 checked="" type="checkbox"/>	YES <input 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: Town of Southeast Access Permit		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		48.26 acres	
b. Total acreage to be physically disturbed?		0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		48.26 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" 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: _____ N/A	NO	YES	
	<input checked="" 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: _____ Not applicable.	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ Not applicable.	NO	YES	
	<input checked="" 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 checked="" 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: _____ Subject Parcel contains wetland soils and watercourse(s), any subsequent development of the site would be in compliance with State and Local wetland laws and regulations	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input checked="" 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 checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" 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
Northern Long-eared Bat	<input type="checkbox"/>	<input checked="" type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ Proposed Action is limited to conveyance of real property. Any storm water management would be undertaken and regulated by the planning and building departments of the Town.		
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)?	NO	YES
If Yes, explain the purpose and size of the impoundment: _____ _____	<input checked="" 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?	NO	YES
If Yes, describe: _____ _____	<input checked="" 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?	NO	YES
If Yes, describe: _____ _____	<input checked="" 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>Town of Southeast Town Board</u> Date: <u>August 20, 2020</u>		
Signature: _____ Title: <u>Supervisor</u>		

PRINT FORM