



Town of Yorktown

Office of the Town Supervisor

TENTATIVE TOWN BOARD **VIDEO CONFERENCE MEETING AGENDA**

December 28, 2021

363 Underhill Avenue, Yorktown, NY 10598

The Town Board of the Town of Yorktown will not be meeting in person, until further notice, meetings will be held via video conferencing only

7:00 PM EXECUTIVE SESSION

A motion will be made to go into Executive Session to discuss the following item(s):

Personnel

Litigation and Negotiations

Town Attorney

7:30 PM TELEVISED TOWN BOARD MEETING

7:30 pm: **Welcome and Opening Remarks**

7:45 pm: **Wireless Capacity Study**

Contact: Susan Rabold

Discussion: Results of Wireless Study

8:15 pm **Proposed Legislation**

Contact: Adam Rodriguez, Town Attorney

Discussion: Alcohol in select Town Parks

8:30 pm: **Inclusive Playground**

Contact: Matthew Slater, Supervisor

Discussion: Public Private Partnership for Fence

PUBLIC HEARINGS

Reconvene public hearing on the revisions to the Section 8 Administrative Plan

Supervisor Matthew Slater will reconvene a public hearing to allow comment on revisions to the Section 8 Administrative Plan.

Adopt the revisions of the Section 8 Administrative Plan dated March 1, 2021

RESOLVED, that following a duly noticed hearing that was held on **November 9, 2021**, the Town Board hereby adopts the revisions of the Section 8 Administrative Plan dated March 1, 2021, a copy which is on file with the Town Clerk Office, the Yorktown Section 8 Office as well as posted on the Town Of Yorktown's website www.yorktownny.org. Such revisions are subject to approval by the U.S. department of Housing and Urban Renewal.

Approved the adoption of Coronavirus Aid Relief and Economic Security (CARES) Act, COVID-19 Statutory and Regulatory Waivers for Public Housing Agencies (PHA)

WHEREAS, the Town Board approved the adoption of Coronavirus Aid Relief and Economic Security (CARES) Act, COVID-19 Statutory and Regulatory Waivers for Public Housing Agencies (PHA), published in notice PIH 2020-05 on April 10, 2020.

These waivers provided administrative relief and allowed for alternative approaches to various aspects of public housing authority (PHA) operations to continue to house families, keep families in their homes and conduct critical operations that can be done remotely and safely.

WHEREAS, subsequently as a result of PIH 2020-13(HA), REV-1 and PIH 2020-33(HA), REV-2, these waivers/alternative requirements had been extended through December 31, 2021.

BE IT RESOLVED, that the Town Board is hereby authorizing the expiration of the waivers as required by HUD. Some of the waivers have been included in the updated administrative plan.

The HCV (Section 8) program is funded by Housing Assistance Payments Account maintained by the Section 8 office and funded by U.S. Department of Housing and Urban Development ("HUD") and is at no cost to the Town of Yorktown.

PUBLIC HEARINGS - DECISIONS

Decision to consider a Wetlands, Stormwater Management, and Tree Permit submitted by Heitor Almeida for property located at 1875 Brookdale Street

Decision to consider the application for a Wetland Permit, MS4 Stormwater Management Permit, and Tree Permit submitted by the New York City Department of Environmental Protection for the bridge replacement on Baptist Church Road

Decision to consider the adoption of a proposed Local Law amending Chapter 300 of the Code of the Town of Yorktown by repealing Article XXXI entitled “Planned Design District Overlay Zones”

ADOPT LEAD AGENCY, NEGATIVE DECLARATION AND SEQRA FOR AMENDING CHAPTER 300, TO ADOPT THE AMENDED PLANNED DESIGN DISTRICT OVERLAY ZONES AND REZONE PORTIONS OF THE ZONING MAP

WHEREAS, the Town Board is considering an amendment to Chapter 300, entitled “ZONING,” by repealing and replacing in its entirety Article XXXI, entitled “Planned Design District Overlay Zones” (“Action”); and

WHEREAS, the Town Board determined that the Action was a Type I action under SEQRA, and exercised due diligence in identifying other agencies with jurisdiction to fund, approve, or directly undertake the Project (“Involved Agencies”) in accordance with SEQRA; and

WHEREAS, the Town Board duly adopted a Resolution in which it: (i) declared its desire and intent to assume lead agency status (“Lead Agency”) in connection with the SEQRA review of the Action; and (ii) to the Town circulated a Lead Agency coordination letter amongst the various Involved Agencies (“Notice of Intent”), together with Full Environmental Assessment Forms (“FEAFs”) for both the Yorktown Heights and Lake Osceola Planned Design District Overlay Zones proposed as part of this action; and

WHEREAS, the Town duly transmitted the FEAFs to the Involved Agencies, and notified them that a Lead Agency must be agreed upon within 30 calendar days of the date the Town Board’s Notice of Intent was transmitted to them; and

WHEREAS, the Town Board desires to serve as Lead Agency with respect to the review of the Action, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 N.Y.C.R.R. Section 617.6(b); and

WHEREAS, more than 30 calendar days have elapsed since the Town’s transmittal of the aforementioned documentation, and no other Involved Agency has objected to the Town Board serving as Lead Agency in connection with the SEQRA review of the Action; and

WHEREAS, the Town Board, in its capacity as Lead Agency, engaged the services of BFJ Planning to perform an analysis of the environmental impacts of the Action, including the scope of potential future development, population trends, fiscal impacts, transportation impacts, and utility impacts;

WHEREAS, the Town Board convened a public hearing on the 14th day of December, 2021 pursuant to notice duly published as required by law to consider the Action;

WHEREAS, BFJ Planning presented its Environmental Assessment findings to the Town Board in both written and oral form during that public hearing, which findings incorporated herein by reference;

WHEREAS, the Town Board has considered the environmental record, including the BFJ Planning findings, the comments received from the referred to and Involved Agencies, and the comments at the public hearing; and

WHEREAS, The Town Board's review has resulted in a determination that the Action will NOT result in any significant impact and, therefore, is one which will not have a significant negative impact on the environment;

NOW THEREFORE BE IT RESOLVED, THAT: 1. The Town Board hereby assumes Lead Agency status in connection with the SEQRA review of the Action. 2. That the Town of Yorktown shall adopt in its determination of significance this NEGATIVE DECLARATION, indicating that information provided in the environmental record has sufficiently demonstrated that the proposed action will not result in significant adverse environmental impacts.

PROPOSED LOCAL LAW #11 OF 2021 TO AMEND CHAPTER 300, TO ADOPT THE AMENDED PLANNED DESIGN DISTRICT OVERLAY ZONES AND REZONE PORTIONS OF THE ZONING MAP

WHEREAS, a public hearing was held on the 14th day of December, 2021 pursuant to notice duly published as required by law to consider the adoption of a proposed Local Law amending Chapter 300 of the Code of the Town of Yorktown entitled "ZONING," by deleting in its entirety Article XXXI entitled "Planned Design District Overlay Zones" and replacing it and Rezoning Portions of the Zoning Map, now therefore be it

RESOLVED that Local Law #11/2021, as annexed hereto, be and is hereby adopted.

The question of the adoption of the foregoing Local Law was duly put to a vote on roll-call, which resulted as follows:

Supervisor Slater Voting _____

Councilman Diana	Voting _____
Councilman Lachterman	Voting _____
Councilman Patel	Voting _____
Councilwoman Roker	Voting _____

Local Law #11/2021 was thereupon declared _____.

RESOLUTIONS

Authorize the Town Clerk to advertise Bid

Resolved, that the Town Clerk is hereby authorized to advertise a bid for Parks & Recreation Department's Semi-Annual Program Brochures - 2022.

Authorize Supervisor to Execute ALS Contract

RESOLVED, the supervisor is authorized to enter a three-year contract (with two, one-year options) with Empress Ambulance Service, LLC, for the provision of Advanced Life Support Services in the Town.

ADJOURN

Instructions for the Public to participate in Town Board Meetings Remotely:

The Town Board of the Town of Yorktown will not be meeting in person. Until further notice, meetings will be held via video conferencing.

The Town of Yorktown will televise a video conference Town Board meeting on Tuesday, December 28, 2021 beginning at 7:00 p.m.

Please make sure to register in advance if you would like to speak at the Public Hearings or at Courtesy of the Floor during this meeting with the Town Clerk at dquast@yorktownny.org or 914-962-8152

You will need to provide your name, phone number and email address when registering so we can send a confirmation to you containing instructions on how to join the meeting virtually or by phone. You will have an opportunity to see and hear the meeting live on Channel 20 (Cable) or Channel 33 (Fios). If you have a computer, tablet, or smartphone, you will be able to see and hear the meeting while it is occurring on the Town's website at yorktownny.org.

*****AGENDAS ARE SUBJECT TO CHANGE*****