

## STONY POINT TOWN BOARD MEETING – JULY 10, 2018

The Town Board of the Town of Stony Point convened in Regular Session on Tuesday, July 10, 2018 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY. Supervisor Monaghan called the meeting to order and led the group in the Pledge of Allegiance.

Town Clerk Joan Skinner called the following roll:

PRESENT:	Mr. Thomas Basile	Councilman
	Mr. Karl Javenes	Councilman
	Mr. Michael Puccio	Councilman
	Mr. James Monaghan	Supervisor

ABSENT: Mr. James White Councilman

ATTORNEY PRESENT: Brian Nugent, Esq.

### PUBLIC INPUT

Susan Filgueras-87 Mott Farm Rd., Tomkins Cove asked that the public hearing on Eagle Bay remain open. She feels that many residents still do not know about the project.

Supervisor Monaghan explained that tonight's public hearing on Eagle Bay has nothing to do with the actual building of the proposed complex. It is only being held to address the request to lower the required number of boat slips.

Greg Jullian-15 Ridgetop Dr. Tomkins Cove urged the Town Board to mandate the Planning Board to hold a public input session at each meeting.

Supervisor Monaghan explained that the Planning Board is separate and distinct from the Town Board.

Special Counsel Brian Nugent stated that the Town Board only appoints the members of the Planning Board. The Town Board does not rule them and cannot compel them to have public input sessions.

Frank Collyer, 10 Knapp Rd. indicated that the Army Corp of Engineers has a plan to prevent flooding in the entire Hudson Valley by damming the river.

Steve Beckerle-Beach Rd., spoke about the proposed Eagle Bay project indicating that 290 units is high density, a traffic study needs to be done and our taxes will certainly not go down with this project.

### PURCHASE ORDER REQUEST

A motion was made by Councilman Puccio, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present, with Councilman White being absent to approve the following purchase order:

Sewer Dept:		
PO#3045	Jack Doheny Companies, Inc.	\$1,463.31

### AUDIT OF BILLS

Joan Skinner Town Clerk presented the following bills to the Town Board for audit and a motion was made by Councilman Puccio, seconded by Councilman Javenes and **unanimously carried** by a voice vote of all board members present, with Councilman White being absent, to approve the following audit of bills:

**General – July 10, 2018**

<u>FUND</u>	<u>CLAIM #</u>	<u>FUND TOTAL</u>
General	711-798	\$ 132,931.18
Highway	219-245	\$ 22,737.38
Sewer	193-212	\$ 30,649.90
<u>Special Districts</u>		
Ambulance	12-13	\$ 30,064.34
Enterprise	206-237	\$ 33,485.20
Solid Waste	13-14	\$ 1,354.50

**MINUTES** – A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to approve the minutes of June 26, 2018.

**CORRESPONDENCE - NONE**

**SUPERVISOR’S REPORT**

Supervisor Monaghan spoke about the following:

- Town Pool has been under major renovations, WITH multiple delays, however, the pool is now filled and pumps are fully functional. We are now waiting on inspections. He commended all the town workers who have been working tirelessly to get the pool up and running.
- Wayne Day starts Wednesday July 11<sup>th</sup> and runs through Saturday, July 14<sup>th</sup>. It will open at 6pm each night. There are bands scheduled to play on Wednesday and Thursday nights and fireworks on Friday night, please come out and support our volunteer firemen.
- There is a stand-alone solar & wind charging station at Riverfront Park. It was given to us at no charge on a trial basis.
- Our summer concert series will begin on Wednesday, July 18<sup>th</sup> at 7pm. Our first band will be The Mighty Spectrum Band.

**AMBULANCE CORP. REPORT** – No report available, however, Alan Horowitz publically thanked Kevin O’Dell Carpentry for all his efforts in completing the installation of their new sign.

**POLICE DEPARTMENT REPORT/BUSINESS**

Chief Moore read the following report:

Police Department Report for the Month of June 2018

Number of calls for service:	930	
Number of reported accidents:	39	
Number of arrests:	39	
(2) Felonies	(33) Misdemeanors	(4) Violations
Fuel usage:	1112.2 gallons	
Sum total of all traffic enforcement action:	159	
Number of Youth Officer sponsored events:	6	
Number of child safety seat installations:	2	
Number of commercial vehicle enforcement details:	1	
Number of traffic/special enforcement details:	0	
Number of training hours:	192 hrs	
Total fees collected: June	\$100.00	
(Foil \$0, Prints \$60.00, and Reports \$40.00)		

Miscellaneous:

Youth events: (1) PAL meeting, Bike Safety & Touch a Truck event @ Kirkbride 150 attendees, Annual Father’s Day Fishing event at Camp Bullowa 75 attendees, Avoid Deny Defend Training @ Gate Hill Day Camp & Girl Scout Camp, Community Service Hours and we continued the daily security checks of our schools. **Upcoming Events: Movie in the Park @ Lowland 8/17 @ 7pm & Fall Festival 9/15**

**Chief Moore’s Time Record**

A motion was made by Councilman Basile, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present, with Councilman White being absent, to approve Chief Moore’s time record for the month of June 2018 as presented.

**Overtime and Sick Leave Reports**

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present, with Councilman White being absent, to approve the overtime and sick leave reports as presented for the month of June 2018.

- Chief Moore reported that Operation Safe Camp is now attending day camps in the area to discuss safety measures.

**Golf Course Report**

The following report was presented for June 2018:

- Green Fees \$267,048.84
- ID Cards \$2,565.00
- Merchandise \$18,157.81
- Range Fees \$11,241.00
- Misc. 700.00
- Club Rental \$968.70
- Total \$300,681.35

**DEPARTMENTAL REPORTS**

Joan Skinner, Town Clerk offered the following reports for the record:

**Architectural Review Board**

From: **06/01/2018** To: **06/30/2018**

Applications Received	
Solar Panels	1
Applications Approved	
Solar Panels	1
Applications Pending	
Solar Panels	0
Fees Collected:	\$100.00
Money in Lieu of Land	\$ .00
Submitted by the ARB clerk	

**Building & Zoning Department**

**June 2018**

Applications Received	35
Applications Returned/Withdrawn	7
Applications Denied	2
Building & Blasting Permits Issued	29
Applications Pending	48
Certificate of Occupancy	8
Certificate of Compliance	7
Fees Collected	\$11,052.50

**Dog Control Officer**

**June 2018**

Dogs seized and sheltered	0
Dogs returned to owner	0
Number of complaints received	1
Miles traveled patrolling the Town and transporting dogs	424

**Fire Inspector****June 2018**

	Month	Total
Inspections Performed	26	113
Field Correction Issued	15	67
Violations Issued	0	0
Violations Outstanding	0	0
Permits Issued	1	2
Requests by Police Dept.	0	0
Requests by Fire Dept.	0	34
Fires Investigated	0	8

**Planning Board**From: **06/01/2018** To: **06/30/2018**

Applications Received	
Site Plan	2
Applications Approved	0
Applications Pending	1
Amended Subdivision	1
General Category	3
Informal Discussion	1
Lot Line Change	2
Site Plan	7
Fees Collected:	\$750.00
Money in Lieu of Land	\$ 0.00

Submitted by the Planning Board Clerk

**Sewer Department****June 2018**

Overtime Hours	
4 Sunday	20 hrs.
1 Saturday	4 hrs.
1 Call-In	8 hrs.
Total:	32 hrs.

**Monthly Flow**

Plant	21,266,000 gallons
Avg.	.708
Kay Fries	85,000 gallons
Fuel Usage	231.6 gallons
Total to Sludge Compost Facility	0 Tons
Solids	0 %
Screenings	16 Cu. Ft.
Septage	6000 Gals.

**Zoning Board of Appeals**

6/1/2018 to 6/30/18

Applications Received	2
Applications Returned/Withdrawn	0
Applications Closed	1
Applications Pending	4
Fees Collected	\$600.00

**Town Clerk****June 2018**

Amount Paid To NYS Agriculture & Markets	
For Spay/Neuter Program	\$ 44.00
Amount Paid To NYS Health Dept. For Marriage Licenses	\$ 112.50

Amount Paid To NYS Dept. Of Environmental Conservation	\$ 1,691.92
Amount Paid To Supervisor	\$ 3,782.68
TOTAL AMOUNT REMITTED	\$ 5,631.10

**Public Hearing-Tolake Conservation Easement**

The following public hearing notice was posted in the official newspaper of the Town on June 28, 2018:

**TOWN OF STONY POINT  
NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held by the Town Board of the Town of Stony Point, Rockland County, New York, on July 10, 2018 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY to consider an application to amend an existing Conservation Easement for Tolake Corporation to include five (5) additional parcels of real property within such Conservation Easement.

The purpose of this request is to amend the existing Conservation Easement to add five (5) parcels of real property and to extend such easement to March 1, 2030. The proposed parcels to be added include 49 Overlook Drive (S/B/L: 10.02-1-3), 35 Overlook Drive (S/B/L: 10.02-1-1), 11 Lakeview Drive (S/B/L: 10.01-1-2), 31 Lakeview Drive (S/B/L: 10.01-1-3), and 27 Lakeview Drive (S/B/L: 10.01-1-1).

The proposed amendment will continue to provide for the acquisition of interests or rights in real property for the preservation of open space and areas which shall constitute a public purpose for which public funds may be expended or advanced after due notice and a public hearing, by which the Town of Stony Point may acquire by purchase, gift, grant, bequest, devise, lease or otherwise the fee of any or lesser interest, development right, easement, covenant, or other contractual right necessary to acquire "open space" or "open area".

Said application is on file in the Town Clerk's Office, 74 East Main St., Stony Point, NY and may be examined by any interested party from 8:30 am to 4:30 pm, Monday through Friday.

By Order of the Town Board dated June 12, 2018 - Joan Skinner – Town Clerk

**Open Public Hearing**

At 7:36 pm a motion was made by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those board members present, with Councilman White being absent and Councilman Javenes abstaining, to open this public hearing.

**RESOLUTION 2018/25**

The following resolution was duly offered by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those Board members present, with Councilman White being absent and Councilman Javenes abstaining; to wit:

**RESOLUTION No. 2018/25 OF THE TOWN BOARD OF THE TOWN OF STONY POINT DECLARING LEAD AGENCY STATUS REGARDING ACCEPTING PROPOSED AMENDMENTS TO AN EXISTING CONSERVATION EASEMENT**

**WHEREAS**, on May 20, 2018, the Tolake Corporation submitted a request to amend an existing Conservation Easement between the Town of Stony Point and Tolake Corporation; and

**WHEREAS**, the current Conservation Agreement extends to March 1, 2025; and

**WHEREAS**, Tolake Corporation is requesting to amend such Conservation Easement to add five (5) parcels of real property located in the Town of Stony Point into the existing Conservation Easement and to extend such easement to March 1, 2030; and

**WHEREAS**, the Town Board is the sole agency involved in the consideration of the proposed amendments to the Conservation Easement; and

**WHEREAS**, pursuant to Part 617 of the implementing regulations to the State Environmental Quality Review Act, the Town Board hereby desires to assume Lead Agency status and thereby shall determine whether adoption of the proposed Amendments to the Conservation Easement would have a significant adverse effect upon the environment.

**NOW, THEREFORE**, it is Resolved as follows:

Section 1. The Town hereby ratifies and affirms each and every "Whereas" paragraph above as though set forth in full herein.

Section 2. The Town Board hereby declares Lead Agency status pursuant to SEQRA in connection with amending the existing Conservation Easement Agreement between the Town of Stony Point and Tolake Corporation.

Section 3. The Town Board further directs the Town Clerk and any other officer or employee, as directed by the Town Supervisor, to take any action necessary to carry out the provisions of this Resolution, and to transmit any required notifications to any and all potentially interested and involved agencies.

Section 4. This Resolution shall be effective immediately.

#### Public Input

Gail Mulligan a resident of Tomkins Lake Colony and member of the Board of Directors spoke:

Briefly explained the request

- Existing Conservation Easement extends to March 1, 2025
- Requesting to extend it to March 2030
- Requesting to add five additional parcels
- Vast majority of the community voted in favor of this

Susan Filgueras-87 Mott Farm Rd., Tomkins Cove spoke in support of the request.

Eric Jaslow 45 Lakeview Dr., Tomkins Cove was concerned about ingress and egress from his property located at **45 Overlook Dr.**

#### Continue Public Hearing

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those Board members present, with Councilman White being absent and Councilman Javenes abstaining, to continue this public hearing at the July 24<sup>th</sup> Town Board meeting.

#### Public Hearing-BaMar

The following public hearing notice was posted in the official newspaper of the Town on June 28, 2018:

### **TOWN OF STONY POINT NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held by the Town Board of the Town of Stony Point, Rockland County, New York, on July 10, 2018 at 7:00 pm at

the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY to consider a text amendment to the Town's Zone Code.

The purpose of this request is to consider a petition to amend §112-6-A of the Town's Zoning Code to allow the utilization of the Advisory Base Flood Elevations set forth on Flood Hazard Maps dated March 27, 2018 for the BaMar Manufactured Home Community.

Said application is on file in the Town Clerk's Office, 74 East Main St., Stony Point, NY and may be examined by any interested party from 8:30 am to 4:30 pm, Monday through Friday.

By Order of the Town Board dated June 12, 2018 - Joan Skinner – Town Clerk

#### Open Public Hearing

At 7:40 pm a motion was made by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those board members present with Councilman White being absent and Councilman Puccio abstaining, to open the public hearing at 7:40 pm.

#### Public Input

Supervisor Monaghan asked Building Inspector William Sheehan to explain the purpose of this public hearing:

- In 2013, after Hurricane Sandy, the Town Board adopted the Advisory Base Flood Elevation Maps set forth by FEMA. The Advisory Maps basically raised the elevations along the coastline to 11 & 12 feet.
- This is a request by BaMar to lower these elevations to 10 ft.
- Their engineer submitted models and our engineer reviewed it
- This petition is only for the BaMar parcels and will not affect any other parcels along the waterfront.
- Bill suggested that if new units were brought in that BaMar have a full site plan for review and approval. He also suggested that they come up with a plan dealing with ingress and egress for first responders and residents.
- Plan is to remove all existing units and replace with new units.
- Would need a full comprehensive plan with planning board review.

Susan Filgueras-87 Mott Farm Rd., Tomkins Cove asked about spot zoning and would this change be for the entire waterfront.

Bill Sheehan, Building Inspector stated that it would only be for the mobile home park.

Nancy Venkatesan –1 Anton Court – asked what prompted the petition and what impact this change would have on the community and if the families living in BaMar are in favor of the changes.

Supervisor Monaghan explained about the impact of the flooding that Hurricane Sandy had on the mobile home park. To be able to keep it a mobile home park the changes need to be made.

Ira Emanuel – Attorney for BaMar urged the Town Board to consider voting on the request tonight and set another hearing for a later date to consider an amendment to Chapter 215-21 of the Town Code. He felt that one had nothing to do with the other.

#### Continue Public Hearing

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those board members present, with Councilman White being absent and Councilman Puccio abstaining, to continue this public hearing on August 14, 2018.

#### Set Public Hearing

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **carried** by a voice vote of those board members present, with Councilman White being absent and Councilman Puccio abstaining, to set a public hearing for August 14, 2018 to consider an amendment to Chapter 215-21 of the Zone Code as suggested by Max Stach, Town Planner.

#### **Public Hearing-Text Amendment-Planned Waterfront District**

The following public hearing notice was posted in the official newspaper of the Town on June 28, 2018:

### **TOWN OF STONY POINT NOTICE OF PUBLIC HEARING**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held by the Town Board of the Town of Stony Point, Rockland County, New York, on July 10, 2018 at 7:00 pm at the Stony Point Community Center (Rho Building), 5 Clubhouse Lane, Stony Point, NY to consider a petition to amend Section 215.92.3(d) of the Town Code.

The purpose of this request is to consider a local law to amend Section 215.92.3(d) of the Town Code to allow for at least one boat slip per three dwelling units in the Planned Waterfront Zoning District.

Said application is on file in the Town Clerk's Office, 74 East Main St., Stony Point, NY and may be examined by any interested party from 8:30 am to 4:30 pm, Monday through Friday.

By Order of the Town Board dated May 8, 2018 - Joan Skinner – Town Clerk

#### Open Public Hearing

A motion was made by Supervisor Monaghan, seconded by Councilman Puccio and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to open this public hearing at 8:05 pm.

#### Public Input

- Susan Filgueras-87 Mott Farm Rd., Tomkins Cove questioned if the whole concept of Eagle Bay was viable naming Beach Rd flooding, traffic, existing homes on Beach Rd, inexperienced waterfront builder, will this type of housing be applicable in the Town of Stony Point, and who will absorb the cost for additional first responders, sewers, schools, etc.
- Supervisor Monaghan advised that the sole reason for this public hearing was to consider the reduction in the number of boat slips required. Reducing the number of boat slips that any marina must provide for each unit does not result in increased density. The density of a residential mixed use project in a waterfront district is controlled by the size of the lot. This is true with all residential development in the town.



- Greg Jullian - 15 Ridgetop Dr. Tomkins Cove spoke:
  - We will be able to hear but no speak at Planning Board meetings.
  - The future of Stony Point is at stake here.
  - No development is not the answer – sustainable development is.
- Phil Cipollina – 18 Lincoln Oval asked if reducing the number of boat slips will mean more residential units.
- William Sheehan Building Inspector responded. The amount of acreage decides the number of units. The amount of boat slips has no impact on the number of units. He explained that the planning board is having a scoping session although it is not required. Throughout the process there will be numerous public hearings. Traffic studies will also be done. The scope is available online.
- Mr. Arroyo – 141 Mott Farm Rd., Tomkins Cove was concerned about access for fire fighting and rescue units and also commended the recent work on the town pool and the town workers who were there.
- Steve Beckerle – Beach Rd., spoke about his concern regarding density.
- Sridha Venkatisan – 1 Anton Ct., is there a “vision” of the entire waterfront.
- Margaret Arroyo – 141 Mott Farm Rd. concerned about ingress and egress.
- Councilman Basile reminded everyone that parkland and recreation for public use is included in the proposal. The board insisted that this be put in the plan.
- Special Counsel Brian Nugent stated that if the approved the text amendment will affect the entire zone and any future applications. The zoning code will essentially be change to say 3 boat slips per unit in place of where it now says 1 boat slip per unit. Rockland County Planning’s response was that this was a local matter and they had no recommendations and that they were in favor of changing the town code. Counsel indicated that the board will be considering 2 resolutions. He also noted that all comments that were made this evening would not and cannot be considered by the planning board. The planning board is conducting the public hearing on the actual development. The reason that the petition is before the town board is due to the fact that the town board is the only board that can make a change to the town code.

**Resolution-2018/26**

The following resolution was duly offered by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to wit:

**RESOLUTION 2018/26 OF THE TOWN BOARD OF THE TOWN OF STONY POINT  
ISSUING A NEGATIVE DECLARATION REGARDING AMENDMENT  
TO SECTION 215-92.3(D) OF THE TOWN CODE**

**WHEREAS**, the Town of Stony Point Town Board (“Town Board”) received a Petition from Breakers Stony Point LP, owner of Tax Map Parcels S-B-L 15.04-6-3 and 15.04-6-4, to consider a local law to amend Section 215-92.3(D) of the Town Code; and

**WHEREAS**, such Local Law amendment would amend the text of Section 215-92.3(D) of the Town Code to require one boat slip per three residential dwelling units; and

**WHEREAS**, said Petition was referred to the Town of Stony Point Planning Board and the Rockland County Department of Planning for review, and they have

approved the proposed Local Law amendment and remanded same back to the Town for local determination as there is no adverse effect on any County-wide interest; and

**WHEREAS**, the Town Board had previously declared itself Lead Agency and reviewed the proposed amendment.

**NOW, THEREFORE**, it is Resolved as follows:

Section 1. The Town hereby ratifies and affirms each and every “Whereas” paragraph above as though set forth in full herein.

Section 2. The Town Board hereby determines that with respect to the proposed text amendment to the Town Code Section 215-89, there will be no significant environmental impacts and that since the Town Board is the only agency that can grant such request, the segmentation of this review from a pending application before the Planning Board is permissible.

Section 3. The Town Board hereby directs the Town Clerk or any other Town official or employee to take the necessary actions pursuant to this Resolution.

Section 4. This Resolution shall be effective immediately

**Resolution No. 2018/27**

The following resolution was duly offered by Supervisor Monaghan, seconded by Councilman Puccio and **carried** by a with Councilman White being absent, to wit:

**RESOLUTION NO. 2018/27 OF THE TOWN BOARD OF THE TOWN OF STONY POINT ADOPTING LOCAL LAW NO. 3 OF 2018 TO AMEND SECTION 215-92.3(D) OF THE TOWN CODE**

**WHEREAS**, the Town of Stony Point Town Board (“Town Board”) received a Petition from Breakers Stony Point LP, owner of Tax Map Parcels S-B-L 15.04-6-3 and 15.04-6-4, to consider a local law to amend Section 215-92.3(D) of the Town Code; and

**WHEREAS**, such Local Law amendment would amend the text of Section 215-92.3(D) of the Town Code to require one boat slip per three residential dwelling units; and

**WHEREAS**, said Petition was referred to the Town of Stony Point Planning Board and the Rockland County Department of Planning for review, and they have approved the proposed Local Law amendment and remanded same back to the Town for local determination as there is no adverse effect on any County-wide interest; and

**WHEREAS**, the Town Board has determined that with respect to the proposed text amendment to the Town Code Section 215-89, there will be no significant environmental impacts and that since the Town Board is the only agency that can grant such request, the segmentation of this review from a pending application before the Planning Board is permissible; and

**WHEREAS**, the Town Board, after having given an opportunity to the public to provide any comments, now wishes adopt the Local Law.

**NOW, THEREFORE**, it is Resolved as follows:

Section 1. The Town hereby ratifies and affirms each and every “Whereas” paragraph above as though set forth in full herein.

Section 2. The Local Law amending Section 215-89 of the Town Code to require one boat slip per three residential dwelling units, as attached, be and hereby is adopted as Local Law No. 3 of 2018 of the Town of Stony Point.

Section 3. The Town Board hereby directs the Town Clerk to enter said Local Law into the minutes of this meeting and in the Local Law Book of the Town of Stony Point, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Section 4. This Resolution shall be effective immediately.

**Local Law No. 3 of 2018**

**LOCAL LAW NO. 3 OF 2018  
OF THE TOWN OF STONY POINT TOWN BOARD  
AMENDING SECTION 215-92.3(D) OF THE TOWN CODE**

A LOCAL LAW to amend Section 215-92.3(D) of the Code of the Town of Stony Point, Rockland County, NY, pursuant to Municipal Home Rule Law Section 10 et seq.

**BE IT ENACTED AS FOLLOWS:**

Section 1. Authority

The adoption of this Local Law is in accordance with Section 10 of the New York Municipal Home Rule Law.

Section 2. Title and Purpose

This law shall be known as and may be cited as “Local Law No. 3 of 2018” to amend Section 215-92.3(D) of the Code of the Town of Stony Point, Rockland County, NY. The purpose of this Local Law is to allow for at least one boat slip per three dwelling units in the Planned Waterfront Zoning District.

Section 3. Amendment

Section 215-92.3(D) of the Town Code shall be amended to read as follows: “The waterfront mixed-use development must incorporate a marina meeting the requirements as detailed in the Town Code § 215-89 and containing at least one boat slip per three residential dwelling units although nothing shall be construed to limit the use or ownership of boat slips to residents of the site.”

Section 4. Repeal, Amendment, and Supersession of Other Laws

All other Resolutions, Ordinances or Local Laws of the Town of Stony Point which conflict with the provisions of this Local Law are hereby superseded or repealed to the extent necessary to give this Local Law force and effect.

Section 5. State Environmental Quality Review Act

Pursuant to 6 NYCRR 617, this Local Law is classified as a Type I action and the Town Board has determined, after environmental review, that no negative environmental impacts will result from enactment of this Local Law under the State Environmental Quality Review Act.

Section 6. Severability

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction,

such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

#### Section 7. Effective Date.

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

#### **Close Public Hearing**

At 8:53 a motion was made by Supervisor Monaghan, seconded by Councilman Javenes and unanimously carried by a voice vote of those board members present with Councilman White being absent to adopt the following resolution:

#### **Set Reduced Fee for Town Pool**

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to set the fees for the town pool at a reduced rate due to the delay in the opening. A family of 5 will go from \$75 to \$50 for the season and a single person from \$25 to \$20.

#### **Request Refund-Day Camp**

A motion was made by Supervisor Monaghan, seconded by Councilman Javenes and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent; to approve a refund of \$100.00 for the Cooper Family as their son Jason was not of age to attend the Day Camp.

#### **Request to Hire Court Officers**

A motion was made by Supervisor Monaghan, seconded by Councilman Puccio and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent to hire Raymond D. Mahabir and Raymond J. Burns as court officers at the rate as submitted.

#### **Request to Waive Permit Fees (Camp Venture)**

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to waive the building permit fee for Camp Venture for proposed work on an existing accessory apartment which is on the property located at 58 Oak Colony Road Stony Point.

#### **Approve Donation-Jawonio's Hometown Heroes Committee**

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent to approve a donation of \$100 to Jawonio's Hometown Heroes bowl-a-thon.

#### **Approve Use of Soundstage to Honor Vietnam Veterans**

A motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of those board members present, with Councilman White being absent, to approve the use of the town's soundstage in support of The Wall That Heals (a traveling National Vietnam Veterans Memorial) that will be coming to Newburgh on August 4<sup>th</sup>.

#### **EXECUTIVE SESSION**

At 8:56 pm a motion was made by Supervisor Monaghan, seconded by Councilman Basile and **unanimously carried** by a voice vote of all board members present, with Councilman White being absent, to adjourn into executive session to discuss police personnel matters and town litigation.

#### **ADJOURN**

The July 10, 2018 Stony Point Town Board meeting adjourned at 9:15pm and **no further votes were taken.**

Respectfully submitted

Joan Skinner, Town Clerk