

**STATE OF NEW YORK
COUNTY OF DUTCHESS
TOWN OF LA GRANGE**

**TOWN BOARD MEETING
April 27, 2011**

Present:

Deputy Supervisor Joseph Luna
Councilman Gary Beck
Councilman Edward Jessup
Councilman Gary Polhemus

Absent:

Supervisor Jon Wagner

Recording Secretary:

Christine O'Reilly-Rao, Town Clerk

Others Present:

Wanda Livigni, Director of Public Works
Diana Campaglione, Environmental Consultants
Ron Blass Esq., Van De Water & Van De Water

The regular meeting of the Town Board was held on Wednesday, April 27, 2011, at the LaGrange Town Hall, 120 Stringham Road. Deputy Supervisor Luna called the meeting to order at 7:00 p.m. The Town Clerk led the flag salute.

Deputy Supervisor Luna asked for a motion to approve the minutes from the regular meeting on April 13, 2011.

Councilman Jessup moved to approve the minutes, seconded by Councilman Polhemus and carried by all.

Correspondence

The Lagrange Hannaford will be sponsoring a *Summer Celebration Barbeque Event* on June 18, 2011 from 11:00 a.m. to 2 p.m. with proceeds going to a local charity. No permit is required for the event.

Changes to the channels offered by Cablevision and Time Warner Cable will be available in the Clerk's office for one week.

Deputy Supervisor Luna asked for a motion to amend the 2011 Holiday Schedules for Town employees. The original schedules had some errors in them. (SEE ADDENDUM)

Councilman Beck moved to amend the schedules, seconded by Councilman Jessup. The motion carried unanimously.

Mr. Luna asked for a motion to appoint Mark Christenson as a member of the Zoning Board of Appeals. He had served as an alternate.

Councilman Beck moved to do so, seconded by Councilman Polhemus. The motion carried unanimously.

Mr. Luna asked for a motion to appoint Sandra Lane as an alternate member of the Zoning Board of Appeals.

Councilman Jessup moved to appoint Ms. Lane, seconded by Councilman Beck. The motion carried unanimously.

Mr. Luna asked for a motion to appoint Anthony Serino as a member of the Board of Assessment Review to replace Robert Taft. The term will expire September 30, 2015.

Councilman Beck moved to appoint Mr. Serino, seconded by Councilman Polhemus. The motion carried unanimously.

Mr. Luna asked for a motion to adopt the amended Employee Policies and Practices Manual. Some slight changes to the language had been made as well as addressing current technology issues such as texting and cell phone calls.

Councilman Jessup moved to adopt the amended manual, seconded by Councilman Polhemus. The motion carried unanimously.

Deputy Supervisor Luna asked for a motion to waive the 30 day waiting period for renewal of a liquor license for PC Paddock's, located at 273 Titusville Road. (SEE ADDENDUM)

Councilman Beck moved to do so, seconded by Councilman Polhemus. The motion carried unanimously.

Mr. Wade Silkwood requested Board approval to permit a public art event as a fundraiser for *Abilities First*. Fiberglass maple leaves (4 feet by 4 feet) painted and decorated by local artists would be placed throughout Dutchess County in public parks and any other Town properties. The foundation, *Abilities First* is based in Poughkeepsie and offers a wide range of services for people with disabilities, including educational and vocational opportunities.

The purpose of the exhibit would be to promote family activity such as doing a "Leaf Hunt" and would also benefit the region. They hope to get 30 plus sponsors through businesses and individuals. The artwork would be done by local artists and would convey positive community values. A brief discussion followed.

Mr. Luna suggested that they contact the Zoning Department for permission of placement of the artwork throughout the Town.

Deputy Supervisor Luna advised the Board that it was necessary to set a Public Hearing to amend Chapter 240-27 of the Zoning Code to provide for Summer Day Camps. (SEE ADDENDUM)

He offered the resolution to set the Public Hearing for May 11, 2011. Councilman Beck seconded the motion.

Mr. Blass advised that even though it does not have the usual 30 days period for the County's reply, the Board could always adjourn the hearing and reopen it at a later date.

The motion carried unanimously.

Committee Reports

Water and Sewer

No report.

Recreation

Councilman Polhemus stated that there was a meeting on April 25th. A couple of the Noxon Road fields are not yet ready. Community Day is scheduled for June 11, 2011. The *Challenger League* event is scheduled for May 28th at 1p.m. at LaGrange Park. He urged folks to come out and support the participants for the event.

Open Space

Councilman Jessup informed the Board that the survey for Sleight Farm was completed and that the Committee was just waiting for a closing date. The Conservation Easement on the property might be tweaked a little as well. The Committee is currently evaluating a new application.

Highway

Councilman Jessup stated that the first meeting was scheduled for April 28th. The Committee was unable to meet earlier due to the severe weather we experienced these past months.

Town Board Comments

Councilman Jessup asked for the Board's consideration and comments on dealing with abandoned buildings.

Town Attorney

Mr. Blass asked the Board to pass a resolution which would designate the Town as the lead agency for SEQR .

Councilman Beck moved to designate the Town as lead agency, seconded by Councilman Jessup. The motion carried unanimously.

Administrator of Public Works

Ms. Livigni thanked Environmental Consultants for their work on a water main break in the Southwest Water District. The problem is not related to the plastic piping, but rather is a result of rotting bolts in the saddles. She added that Environmental Consultants had the water shut down for about two hours before completing the repair. The saddles will need to be replaced and ideally she would like to coordinate the repair with Superintendent Kelly since the bulk of the water main is located under the roadway.

Environmental Consultants

No comments.

Public Comment

Councilman Beck moved to open the meeting to public comment, seconded by Councilman Jessup and carried by all.

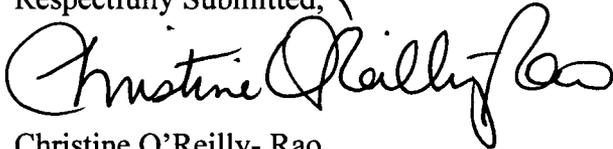
There were no comments.

Councilman Jessup moved to close the public comment, seconded by Councilman Polhemus. The motion was carried by all.

Councilman Jessup moved to adjourn the meeting seconded by Councilman Luna and carried unanimously.

The meeting adjourned at 7: 34 p.m.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Christine O'Reilly-Rao". The signature is written in a cursive, flowing style.

Christine O'Reilly- Rao
LaGrange Town Clerk

ADDENDUM

- Amended Holiday Schedules
- RESOLUTION: PC Paddock's
- RESOLUTION: Amending Chapter 240-27 "Zoning"



Supervisor Jon J. Wagner

120 Stringham Rd. Lagrangeville NY 12540

(845) 452-1830 Fax 452-5093

jwagner@lagrangeny.org

To: All Union Employees
From: Supervisor, Jon J. Wagner
Re: Revised 2011 Holiday Schedule for Union Employees

New Years Day, January 1, 2011 – Saturday
Union employees will observe the holiday the Friday before

Martin Luther King Day, January 17, 2011 – Monday
Closed

President's Day, February 21, 2011 – Monday
Closed

Good Friday, April 22, 2011 – Friday
Closed

Memorial Day, May 30, 2011 – Monday
Closed

Independence Day, July 4, 2011 – Monday
Closed

Labor Day, September 5, 2011 – Monday
Closed

Columbus Day, October 10, 2011 – Monday
Closed

Election Day, November 8, 2011 – Tuesday
Closed

Veteran's Day, November 11, 2011 – Friday
Closed

Thanksgiving, November 24, 2011 – Thursday
Closed

Day after Thanksgiving, November 25, 2011 - Friday
Closed

Christmas Day Observed, December 26, 2011 – Monday
Closed



Supervisor Jon J. Wagner

120 Stringham Rd. Lagrangeville NY 12540

(845) 452-1830 Fax 452-5093

jwagner@lagrangenyny.org

To: All Town Employees
From: Supervisor, Jon J. Wagner
Re: Revised 2011 Holiday Schedule for Town Employees

New Years Day, January 1, 2011 – Saturday

Employees earn one day off to be used prior to January 1, 2012

Martin Luther King Day, January 17, 2011 – Monday

Town Hall Closed

President's Day, February 21, 2011 – Monday

Town Hall Closed

Good Friday, April 22, 2011 – Friday

Town Hall Closed

Memorial Day, May 30, 2011 – Monday

Town Hall Closed

Independence Day, July 4, 2011 – Monday

Town Hall Closed

Labor Day, September 5, 2011 – Monday

Town Hall Closed

Columbus Day, October 10, 2011 – Monday

Town Hall Closed

Election Day, November 8, 2011 – Tuesday

*Town Hall closed **NO COURT** Entrance arrangements must be made w/
BOE*

Veteran's Day, November 11, 2011 – Friday

Town Hall Closed

Thanksgiving, November 24-25, 2011 – Thursday & Friday

Town Hall Closed

Christmas Day Observed, December 26, 2011 – Monday

Town Hall Closed

RESOLUTION

RESOLUTION: To Waive 30 Day Notice for Liquor License

Applicant: D&R'S PC'S Paddock, Inc. d/b/a PC'S Paddock
273 Titusville Road
Poughkeepsie, NY 12603

Date: April 27, 2011

Supervisor Wagner introduced the following resolution. Councilman moved its' adoption seconded by Councilman :

WHEREAS, the business at 273 Titusville Road, Poughkeepsie, NY 12603, which is located in the Town of LaGrange intends to file for a New York State Liquor License; and

WHEREAS, pursuant to Alcohol Beverage Control Law §64(2A), an Applicant must give the municipality thirty (30) days notice of the pending liquor license application unless the municipality consents to waive the thirty (30) day requirement; now therefore be it

RESOLVED, that the Town Board of the Town of LaGrange hereby waives the thirty (30) day notice period in regard to allowing D&R'S PC'S Paddock, Inc. d/b/a PC'S Paddock, an earlier submission of the liquor license application.

The following vote was taken:

Supervisor Wagner	ABSENT
Councilman Luna	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE
Councilman Beck	AYE

Dated: April 27, 2011


Christine O'Reilly-Rao,
Town Clerk

cor

RESOLUTION

Deputy Supervisor Luna, seconded by Councilman Jessup, introduced the following proposed local law, to be known as Local Law No. __ 2011, entitled A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND CHAPTER 240 “ZONING” TO PROVIDE FOR SUMMER DAY CAMPS.

BE IT ENACTED by the Town Board of the Town of LaGrange that the Town Code is amended to read as follows:

Section 1. Section 240-27, Schedule A is amended to:

- (a) Add a new row entitled “Summer day camp”; and
- (b) To add the symbol “SP” at the intersection of the “Commercial-2” column and the “Summer day camp” row; and
- (c) To add the symbol “SP” at the intersection of the “Commercial-1” column and the “Summer day camp” row; and
- (d) To add the symbol “SP” at the intersection of the “Industrial” column and the “Summer day camp” row; and
- (e) To add a footnote 11 in the row “Summer day camp,” to read as follows:

11. Summer Day Camps may be permitted in certain instances as an additional principal special permit use. See Town Code §240-70(B)

Section 2. A new Section 240-70 entitled “Summer Day Camps” is added to the Town Code to read as follows:

240-70. Summer Day Camps

- A. A special permit may be granted for the establishment of a Summer Day Camp, as defined herein, in those districts where it is a special permit use, only if all of the following apply:
1. All of the special use permit standards of Section 240-71 are satisfied.
 2. No amplifiers or loudspeakers of any type shall generate sound outside of any building or structure.
 3. Water supply shall be from a public municipal facility, if available to serve the use. If the water supply is from a private source, the property owner and/or applicant must provide certification acceptable to the Town that the water supply is potable and of adequate volume. Failure to remedy immediately any deficiencies in the potability or volume of private water supply shall entitle the Town to revoke the special use permit.
 4. Wastewater collection and treatment shall be from a public municipal facility, if available to serve the use. If the wastewater collection and treatment shall be from a private source, the property owner and/or applicant must provide certification acceptable to the Town that the sewage disposal system is adequate for the proposed summer camp use. Failure to remedy immediately any deficiencies in wastewater collection and management shall entitle the Town to revoke the special use permit.
 5. The summer camp use has obtained, and maintains, all regulatory approvals required by federal, state, or local agencies including but not limited to the Dutchess County Department of Health.
 6. The minimum lot size shall be fifteen (15) acres.

7. Vehicular and pedestrian access to the site, and vehicular circulation within the site, shall be compatible with preserving the safety and well-being of children or young adults attending the summer day camp.
8. There shall be an adequate and safe setback of camp facilities from public highways adjoining the site.
9. There shall be safe and adequate management of vehicular traffic entering and exiting the site, and particular safeguards covering episodic periods of drop-off and pick-up of children.
10. The landscape, topography, and natural conditions of the site do not present undo risk of accident or injury.

B. Summer Day Camps may be permitted as an additional principal special permit use in conjunction with an existing lawful principal use of a lot or structure, subject to the following standards:

1. All of the standards in Sections 240-70(A) and 240-71 are satisfied; and
2. A preponderance of the established principal use of the lot or structure has existing on-site facilities and improvements of the type which are readily shared by, and serve the purposes of, a Summer Day Camp such as, but not limited to, playgrounds, athletic fields or courts (indoor or outdoor), gymnasiums, auditoriums, classrooms, swimming opportunities, food service, first aid, safe vehicular access and on-site traffic circulation and vegetative cover and shade.

Section 3. Section 240-112 of the Town Code is amended to add the following definition:

Summer day camp – A property consisting of a tract of land and any tents, vehicles, buildings or other structures that may be pertinent to its use, any part of which may be occupied on a scheduled basis at any time between June first and September fifteenth in any year by children under sixteen years of age under general supervision for the purpose of indoor or outdoor organized group activities, involving nonpassive recreational activities with significant risk of injury, for a period of less than twenty-four hours on any day the property is so occupied, and on which no provisions are made for overnight occupancy by such children. Summer Day Camps are distinct from, and do not include, such uses as health and fitness centers, spas, hotels, motels, municipal parks, churches and schools.

Section 4. This local law shall take effect immediately upon filing with this state's Secretary of State.

Deputy Supervisor Luna advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. He offered the following resolution which was seconded by Councilman Beck, who moved its adoption:

Whereas, on April 27, 2011, Deputy Supervisor Luna has introduced this local law for the Town of LaGrange, to be known as “Town of LaGrange Local Law No. _ of the Year 2011, a local law of the Town of LaGrange, Dutchess County, New York to amend Chapter 240 “ZONING” to provide for Summer Day Camps.”

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on May 11, 2011, at 7 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of LaGrange, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on May 11, 2011 at 7 o'clock. m., on Local Law No. ___ of the Year 2011, to amend Chapter 240 "ZONING" to provide for Summer Day Camps.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of LaGrange, at the Town Hall, 120 Stringham Road, LaGrangeville, New York between the hours of 8:30 a.m. and 4:00 p.m. on all business days, except Tuesdays when the hours are between 8:00 a.m. and 3:30 p.m., between the date of this notice and the date of the public hearing.

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

DATED: LaGrangeville, New York
 April 27, 2011


CHRISTINE O'REILLY-RAO
TOWN CLERK

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

Supervisor Wagner	ABSENT
Deputy Supervisor Luna	AYE
Councilman Beck	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE

DATED: LaGrangeville, New York
April 27, 2011


CHRISTINE O'REILLY-RAO
TOWN CLERK

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