

STATE OF NEW YORK
COUNTY OF DUTCHESS
TOWN OF LA GRANGE

TOWN BOARD MEETING
October 28, 2015

Present: Supervisor Alan Bell
Councilman Edward Jessup
Councilman Gary Polhemus
Councilman Joseph Luna

Absent: Councilman Andrew P. Dyal

Recording Secretary: Christine O'Reilly-Rao, Town Clerk

Others Present: Ron Blass, Esq. Van De Water & Van De Water
Wanda Livigni, Planning & Public Works

The regular meeting of the Town Board was held on Wednesday, October 28, 2015, at 120 Stringham Road, Town of LaGrange. Supervisor Bell called the meeting to order at 7:00 pm. The Town Clerk led the flag salute.

Mr. Bell asked for a motion to accept the minutes for October 14, 2015. Councilman Jessup moved to do so, seconded by Councilman Luna. The motion carried unanimously.

Public Hearing

Mr. Bell asked for a motion to open the Public Hearing for the 2016 Assessments for Districts and Special Districts. (SEE ADDENDUM) Councilman Polhemus moved to do so, seconded by Councilman Jessup. The motion carried unanimously.

There were no comments.

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Polhemus. The motion carried unanimously.

Oral Resolution: Be it resolved that the Town Board does hereby accept the 2016 Assessment Rolls for Districts and Special Districts.

Motion: Councilman Jessup
Second: Councilman Polhemus

The Following Vote Was Taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Mr. Bell asked for a motion to open the Public Hearing for the Re-levy of Water, Sewer and Property Maintenance. He noted that three (3) properties on the Property Maintenance list will be removed since the owners did not receive adequate notice of the Public Hearing. Those properties will be re-levied next year if payment is not received. (SEE ADDENDUM) Councilman Luna moved to open the Public Hearing, seconded by Councilman Jessup. The motion carried unanimously.

There were no comments

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Luna. The motion carried unanimously.

Mr. Bell asked for a motion to open the Public Hearing for the 2016 Preliminary Budget. (SEE ADDENDUM) Councilman Luna moved to do so, seconded by Councilman Jessup. The motion carried unanimously.

There were no comments.

Councilman Luna moved to close the Public Hearing, seconded by Councilman Jessup. The motion carried unanimously.

Mr. Bell asked for a motion to adopt the 2016 Budget.

Oral Resolution: Be it resolved that the Town Board does hereby adopt the 2016 Budget.

Motion: Councilman Jessup
Second: Councilman Polhemus

The Following Vote Was Taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Oral Resolution: Be it resolved that the Town Board accepts the revised administrative fees for the Dutchess County Sheriff's Department. (SEE ADDENDUM)

Motion: Councilman Polhemus
Second: Councilman Jessup

The Following Vote Was Taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Agenda

Resolution: Local Law 2: Solar Systems Chapter 240-70.2 (SEE ADDENDUM)

Resolution: 2014 Annual Justice Court Audit (SEE ADDENDUM)

The audit is available for inspection during regular business hours in the Town Clerk's office.

Resolution: Central Hudson Blanket LED Street Lighting (SEE ADDENDUM)

Motion: Councilman Luna

Second: Councilman Polhemus

The Following Vote Was Taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Highway Superintendant Kelly requested a transfer of funds from General Repairs-Personal Services to Machinery-Personal Services in the amount of \$25,000. (SEE ADDENDUM)
Councilman Polhemus moved to approve the request, seconded by Councilman Luna. The motion carried unanimously.

Administrator of Planning & Public Works requested approval for a water service refund in the amount of \$165.00 to Kulk's Plumbing for 11 Carol Drive which is located in the Manchester Water District. (SEE ADDENDUM) Councilman Jessup moved to approve the request, seconded by Councilman Luna. The motion carried unanimously.

The Comptroller requested approval for Budget Transfers & Amendments. (SEE ADDENDUM)
Councilman Luna moved to approve the request, seconded by Councilman Jessup. The motion carried.

Mr. Bell asked for a motion to approve extra DC Sheriff Patrols on October 30th and October 31st. The cost will be approximately \$300 per day. Councilman Polhemus moved to approve the request, seconded by Councilman Jessup. The motion carried.

Mr. Bell asked for a motion to approve the Legislative Aide's request to attend the General Code Seminar on November 18th from 11:30-1:00 pm. There is no cost to attend. Councilman Luna moved to approve the request, seconded by Councilman Jessup. The motion carried unanimously.

Committee Reports

Water and Sewer

The Noxon Road water line is in the ground. The Town water project is in the restoration phase. The sewer project was halted today due to the water service being bored through the sewer main.

Recreation

The Fall Festival was extremely successful. The annual tree lighting is set for December 1st. The recreation guide is scheduled to be sent out in the beginning of 2016. Ms. Washburn is looking into crafting a Master Plan with the aid of the Recreation Advisory Committee. Any outside input will be welcome as well.

Open Space

No report

Highway

The highway equipment is nearly ready in preparation for the winter. Beaver, Pulling and Schoolhouse have all been paved. Mr. Kelly is hoping to get Ziegler paved as well.

Business Economic Development

Mr. Jessup stated the next meeting is scheduled for November 19th, at which time the plan for 2016 will be discussed.

Administrator of Planning and Public Works

Ms. Livigni opened a discussion about Crystal Lakes. The property owner wishes to sell the property immediately, but retain development rights via a conservation easement. The difficulty of setting aside open space on one parcel and allowing some of the development density to be moved to another parcel was discussed. Mr. Blass pointed out that the developers want the Town Board to allow them to "bank" the development rights for the future, and suggested that tying the request into an application might work. Further discussion ensued.

Public Comment

Councilman Luna moved to open the Public Comment, seconded by Councilman Jessup. The motion was 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.

Town Board Discussion

Mr. Bell opened a discussion about the dog park. There are approximately 34 residents who actually have tags to use the park. There have been continuous problems with vicious dogs and with people without tags using the park. Numerous dog biting incidents have occurred, including one involving a Town employee. He pointed out that the park has become a liability to the Town and asked if the Board wished to consider closing the park.

Mr. Luna asked if a Public Hearing was required. Mr. Blass replied that it was not necessary.

Mr. Polhemus stated that some of the incidents have resulted in the serious injury or death of dogs. Ms. Washburn added that the Recreation Advisory Committee has voted unanimously to close the park and she has already discussed plans to deconstruct the park with the Highway Superintendent. Mr. Luna stated that he initially thought the park was a good idea; however people have not used the park responsibly.

Oral Resolution: Be it resolved that the See Spot Run dog park will be closed effective December 31, 2015.

Mr. Bell polled the Board to authorize closing the park and the following vote was taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

Respectfully Submitted,



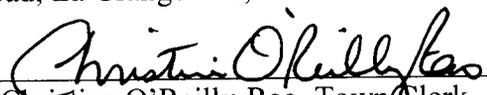
Christine O'Reilly-Rao
Town Clerk

ADDENDUM

- **Affidavits of Posting & Publication:** 2016 Assessments for Districts & Special Districts
- **Affidavit of Publication:** Water, Sewer & Property Maintenance
- **Affidavits of Posting & Publication:** 2016 Budget
- **Revised Fees:** Dutchess County Sheriff's Department
- **Resolution:** Local Law 2 Solar Systems Chapter 240-70.2
- **Resolution:** 2014 Annual Justice Court Audit
- **Resolution:** Central Hudson LED Street Lighting
- **Memo:** Highway Budget Transfer
- **Memo:** Permit Refund for 11 Carol Drive
- **Memo:** Budget Transfers & Amendments

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

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO
HEREBY CERTIFY that I duly caused a copy of the attached Notice of Public Hearing for the
2016 Assessments for Districts & Special Districts to be conspicuously posted on the sign-board
maintained by the Clerk at 120 Stringham Road, La Grangeville, New York.


Christine O'Reilly-Rao, Town Clerk

Sworn to before me this 24th day of September 2015


Notary Public

MARGARET SCHMITZ
NOTARY PUBLIC-STATE OF NEW YORK
No. 01SC6220139
Qualified in Dutchess County
My Commission Expires April 12, 2018

TOWN OF LA GRANGE
Notice of Receipt of Assessment Rolls for Special Districts

PLEASE TAKE NOTICE THAT THE 2016 Assessment Rolls for the following:
Districts & Special Districts

DUFDR	DUTCHESS FARMS DRAINAGE DISTRICT
DW0Q3	DEERFIELD ESTATE WATER
FFSF3	FRANK FARM & SLEIGHT FARM SEWER DISTRICT
FFSW2	FRANK FARM DRAINAGE DISTRICT
GW0D6	GRANDVIEW ESTATE WATER
HKSMDD	H&K PAGE DRAINAGE DISTRICT
HRW01	HARVEST RIDGE WATER DISTRICT
HRSDD	HARVEST RIDGE DRAINAGE DISTRICT
HS03X	HILLVIEW SEWER (TENANTS OF TITUSVILLE SEWER)
LKRDD	LAKE RIDGE DRAINAGE DISTRICT
LL054	LAGRANGE LIGHTING
LR0DD	LAUREL RIDGE
LRSWD	LINCOLN RIDGE DRAINAGE DISTRICT
LW0LW	SOUTHWEST LAGRANGE WATER EXT. #5
LW0Q4	SOUTHWEST LAGRANGE WATER
MGMDD	MGM PROPERTIES
MRGDD	MEADOW RIDGE DRAINAGE DISTRICT
MVW01	MAPLEVIEW WATER DISTRICT
MW0L1	MANCHESTER WATER DISTRICT
MWS01	MALONEY WOODS DRAINAGE DISTRICT
NS0F2	NOXON KNOLLS SEWER
NW0L3	NOXON KNOLLS WATER
PPSDD	PROVIDENCE ESTATES DRAINAGE DISTRICT
RSVDD	THE RESERVE DRAINAGE DISTRICT
SD0T4	TITUSVILLE SEWER EXTENSION
SFSW2	SLEIGHT FARM DRAINAGE DISTRICT
SRS01	SUNSET RIDGE SEWER
SRD01	SUNSET RIDGE DRAINAGE
TCLTD	TOWN CENTER LIGHTING
SVFDR	SVF DRAINAGE DISTRICT
TCS01	TOWN CENTER DEV IMPROVEMENT DISTRICT
THD01	TODD HILL DRAIN
TS0F1	TITUSVILLE SAN SEWER
TW0L6	TITUSVILLE WATER
WD02X	TOWN CENTER WATER IMPROVEMENT
WED01	WINDANCE ESTATE DRAINAGE DISTRICT

are on file in the Town Clerk's office at 120 Stringham Road, La Grangeville, NY and may be examined during normal business hours. **PLEASE TAKE FURTHER NOTICE** that the Town Board will hold a hearing thereon at the LaGrange Town Hall, 120 Stringham Road, on **October 28, 2015 at 7:00 pm** to consider any objections which may be made to said rolls.

Christine O'Reilly-Rao, Town Clerk

Dated: September 23, 2015

**AFFIDAVIT OF PUBLICATION
FROM**



RITA LOMBARDI

being duly sworn says that he/she is the principal clerk of THE

POUGHKEEPSIE JOURNAL, a newspaper published in the County of Dutchess and the State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Zone:

Run Dates:
10/17/15

Rita Lombardi

Signature

Sworn to before me, this 19th day of October 2015

Rose Ann Simpson

Notary Signature

ROSE ANN SIMPSON
Notary Public - State of New York
No. 01SI6215893
Qualified in Dutchess County
My Commission Expires January 04, 2018

Ad Number: 0000795790

Poughkeepsie Journal **MEDIA GROUP** *Delivering Customers. Driving Results.*

A GANNETT COMPANY

Classified Ad Receipt (For Info Only - NOT A BILL)

Customer: LAGRANGE, TOWN OF
Address: 120 STRINGHAM RD
LAGRANGEVILLE NY 12540
USA

Ad No.: 0000795790
Pymt Method: Invoice
Net Amt: \$75.44
Run Times: 1
Run Dates: 10/17/15

Text of Ad:

TOWN OF LA GRANGE
Notice of Receipt of Assessment Rolls for Special Districts

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for the following:
Districts & Special Districts

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H503X	HILLVIEW SEWER (TENANTS OF TITUSVILLE SEWER)
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LW0LW	SOUTHWEST LAGRANGE WATER EXT. #5
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TCLTD	TOWN CENTER LIGHTING
SVFDR	SVF DRAINAGE DISTRICT
TCS01	TOWN CENTER DEV IMPROVEMENT DISTRICT
THD01	TODD HILL DRAIN
TS0F1	TITUSVILLE SAN SEWER
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WD02X	TOWN CENTER WATER IMPROVEMENT
WED01	WINDANCE ESTATE DRAINAGE DISTRICT

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Christine O'Reilly-Rao, Town Clerk
Dated: September 23, 2015

795790

**AFFIDAVIT OF PUBLICATION
FROM**



RITA LOMBARDI

being duly sworn says that he/she is the principal clerk of THE

POUGHKEEPSIE JOURNAL, a newspaper published in the County of Dutchess and the State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Zone:

Run Dates:
10/17/15

Rita Lombardi

Signature

Sworn to before me, this 19th day of October 2015

Rose Ann Simpson

Notary Signature

ROSE ANN SIMPSON
Notary Public - State of New York
No. 01S16215893
Qualified in Dutchess County
My Commission Expires January 04, 2018

Ad Number: 0000793906

TOWN OF LaGRANGE -
2015 NOTICE OF RE-LEVY WATER & SEWER
DISTRICTS AND NOTICE
OF RE-LEVY OF PROPERTY MAINTENANCE FEES

TAKE NOTICE THAT I, the undersigned Receiver of Taxes of the Town of LaGrange, County of Dutchess and State of New York, pursuant to the provisions of law will send a list of Delinquent Water & Sewer Districts and Property Maintenance Fees to the Dutchess County Commissioner of Finance after authorization from the LaGrange Town Board following the Public Hearing to be held on October 28, 2015.

TAKE NOTICE, that these delinquent amounts will re-levied onto the 2016 Town & County tax bills. They include the following water districts: Deerfield, Grandview, Noxon Knolls, South West LaGrange, Titusville, Town Center, Manchester and Mapleview. The following are sewer districts: Titusville, Noxon Knolls, Sunset Ridge and Sleight-Frank Farm.

AND FURTHER NOTICE is hereby given pursuant to Town Code Chapter 181-7C (2) "Property Maintenance": Reimbursement of costs incurred by the Town to be charged against the real property which is the subject of the violation.

SUBMITTED: Jane Sullivan
Receiver of Taxes

793906

AFFIDAVIT OF POSTING

STATE OF NEW YORK

SS:

COUNTY OF DUTCHESS

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO HEREBY CERTIFY that on the 20th day of October 2015, I duly caused a copy of the Notice of Public Hearing on the 2016 Preliminary Budget along with the salaries of elected Town Officers to be conspicuously posted on the sign-board maintained by the Clerk's Office at 120 Stringham Road, Town of LaGrange; pursuant to Town Law.


Christine O'Reilly-Rao, Town Clerk

Sworn to before me this
20th day of October 2015


Notary Public

CAROLYN HARKLERODE
Notary Public, State of New York
No. 01HA6010814
Qualified in Dutchess County
Commission Expires July 27, 2018

**NOTICE OF FILING OF THE 2016 TENTATIVE BUDGET AND
NOTICE OF PUBLIC HEARING ON THE 2016 PRELIMINARY BUDGET FOR THE
TOWN OF LAGRANGE**

NOTICE IS HEREBY GIVEN that the Tentative Budget of the Town of LaGrange, Dutchess County, NY for the fiscal year beginning January 1, 2016 has been filed in the office of the Town Clerk. It will be available for inspection by any interested persons during regular office hours: 8:30 a.m. until 4:00 p.m. on all business days. The Town Clerk's office is located at the LaGrange Town Hall, 120 Stringham Road, La Grangeville, NY, 12540.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of said Town of LaGrange will meet and review the 2016 Budget which includes Water and Sewer Rates for 2016, and hold a public hearing thereon at 7:00 P.M. on October 28, 2015 at 120 Stringham Road La Grangeville, New York, and that at such hearing any person may be heard for or against the Preliminary Budget as compiled, or any item or items contained therein.

AND FURTHER NOTICE IS HEREBY GIVEN pursuant to Section 113 of the Town Law, that the following are proposed yearly salaries of Town Officers of the Town:
Supervisor - \$64,709 Councilmen – 4 @ \$8,000 each; Town Clerk - \$55,610;
Receiver of Taxes - \$53,598; Superintendent of Highways - \$82,367; and
Town Justices – 2 @ \$ 24,970 each.

All citizens have the right to provide written and oral comments concerning the entire budget.

By Order of the LaGrange Town Board


Christine O'Reilly-Rao, Town Clerk
September 23, 2015

**AFFIDAVIT OF PUBLICATION
FROM**



RITA LOMBARDI

_____ being duly sworn says that he/she is the principal clerk of **THE
POUGHKEEPSIE JOURNAL**, a newspaper published in the County of Dutchess and the State of New York, and the
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Zone:

Run Dates:
10/22/15

Signature

Sworn to before me, this 22nd day of October 2015

Notary Signature

CONCETTA F DALIA-JONES
NOTARY PUBLIC-STATE OF NEW YORK
No. 01DA6285485
Qualified in Dutchess County
My Commission Expires July 08, 2017

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NOTICE OF PUBLIC HEARING ON THE 2016 PRELIMINARY BUDGET
FOR THE TOWN OF LAGRANGE

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Receiver of Taxes - \$53,598; Superintendent of Highways - \$82,367;
and
Town Justices - 2 @ \$ 24,970 each.

All citizens have the right to provide written and oral comments concerning the entire budget.

By Order of the LaGrange Town Board

Christine O'Reilly-Rao, Town Clerk
September 23, 2015

809001

The 2016 Adopted Budget is
Available in the Town Clerk's Office

DUTCHESS COUNTY SHERIFF'S OFFICE
150 North Hamilton Street
Poughkeepsie, New York



2016 Administrative Fee Schedule

Hourly Rate Schedule 2016			
	Annual		
	Salary	Hr Rate	Hr OT Rate
Deputy Sheriff PT		25.00	
Deputy Sheriff			
Entry Level	55946		40.191
Sr Member	99952		71.81
Administrative Fees	3.29	per hour billed	
Mileage	0.8851	per mile if car is required	
Fringe Benefits Charged in addition to Hourly Rates			
Retirement	18.80%		
FICA	7.65%		

This fee schedule is an estimate. Range is from Part time member hourly rate \$25.00 to Senior member overtime rate.

Shift differential - 6 pm – 12 mid 5%
Shift differential -- 12 mid – 6 am 10%

Municipality will pay actual cost of member assigned plus fringe.

RESOLUTION

Councilman Jessup offered the following resolution which was seconded by Councilman Polhemus, who moved its adoption:

WHEREAS, a local law was introduced to be known as Local Law No. 2 of 2015, entitled A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND CHAPTER 240, ZONING, OF THE LAGRANGE TOWN CODE TO ADD A NEW SECTION 240-70.2 ENTITLED SOLAR ENERGY SYSTEMS, TO AMEND SCHEDULE A1.1 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, TO AMEND SCHEDULE A1.2 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, AND TO ADD A NEW FOOTNOTE 39 TO SCHEDULE A OF 240-27 OF THE LAGRANGE TOWN CODE.

WHEREAS, a public hearing in relation to said local law was held on September 9, 2015 at 7:00 p.m., prevailing time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of LaGrange for at least seven (7) days, exclusive of Sunday;

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted:

Section 1. Chapter 240 of the LaGrange Town Code is amended to add a new Section 240-70.2 reading as follows:

§240-70.2. Solar Energy Systems.

A. Purpose. Because it is in the public interest to provide for and encourage renewable energy systems and a sustainable quality of life, the purpose of this chapter is to facilitate the development and operation of renewable energy systems based on sunlight. Solar energy systems are appropriate in all zoning districts when measures are taken, as provided in this chapter, to minimize adverse impacts on neighboring properties and protect the public health, safety and welfare.

B. Definitions.

- (1) Building-Integrated Photovoltaic (BIPV): the incorporation of photovoltaic (PV) material into a building's envelope. Technologies include PV shingles or tiles, PV laminates, and PV glass. Examples of placement include vertical facades, semi-transparent skylights, awnings, fixed awnings, and roofs.
- (2) Ground-Mounted System: A solar energy system that is anchored to the ground and attached to a pole or similar mounting system, detached from any other structure.
- (3) Large-Scale System: Solar energy systems located on land primarily used to convert solar energy into electricity for offsite energy consumption.
- (4) Roof-Mounted System: A solar panel located on a roof of a permitted principal use or accessory structure.

- (5) Solar Energy Equipment: Energy storage devices, material, hardware, or electrical equipment and conduit associated with the production of electrical energy.
- (6) Solar Energy System: An electrical generating system composed of a combination of both solar panels and solar energy equipment.
- (7) Solar Panel: A device capable of collecting and converting solar energy into electrical energy.

C. Solar as an Accessory Use/Structure.

- (1) Roof- Mounted Systems. Roof-mounted systems are permitted as an accessory use in all zoning districts when attached to lawfully permitted principal uses and accessory structures, subject to the requirements set forth in this section:

- (a) Height: Solar energy systems shall not exceed maximum height restrictions within any zoning district and are provided the same height exemptions granted to building-mounted mechanical devices or equipment.

- (b) Setback: Solar energy systems are subject to the setback requirements of the underlying zoning district.

- (c) Aesthetics: Solar installations shall incorporate the following design requirements:

- [1] Solar energy equipment shall be installed inside walls and attic spaces to reduce their visual impact. If solar energy

equipment is visible from a public right of way, it shall match the color scheme of the underlying structure.

[2] Panels facing the front yard must be mounted at the same angle as the roof's surface with a maximum distance of 18 inches between the roof and highest edge of the system.

[3] Solar panels affixed to a flat roof shall be placed below the line of sight from a public right of way.

(2) Ground-Mounted Systems. Ground-mounted solar energy systems are permitted as an accessory structure in all zoning districts, subject to the requirements set forth in this section:

- (a) All ground-mounted solar panels in residential districts shall be installed in the side yard or rear yard.
- (b) Setback: Ground-mounted solar panels are subject to setback requirements of the underlying zoning district.
- (c) Height: Solar panels are restricted to a height of 12 feet.
- (d) Lot Coverage: The surface area of ground-mounted solar panels shall be included in lot coverage and impervious surface calculations.
- (e) Special use Permit Requirements. In addition to the requirements of Section 240-71 of this Chapter, the following requirements shall apply:

- [1] Verification of utility notification. Foreseeable infrastructure upgrades shall be documented and submitted. Off-grid systems are exempt from this requirement.
- [2] Name, address, and contact information of the applicant, property owner(s), and agent submitting the proposed project.
- [3] Site plan approval is required.
- [4] Blueprints signed by a Professional Engineer or Registered Architect of the solar installation showing the layout of the system.
- [5] The equipment specification sheets shall be documented and submitted for all photovoltaic panels, significant components, mounting systems, and inverters that are to be installed.
- [6] Ground-mounted solar energy systems. A ground-mounted solar energy system shall be screened with perimeter plantings, to consist of evergreen plantings having a minimum height of 4 feet at the time of installation, and shall not be setback more than five feet from said system.
- [7] A landscaped buffer shall be provided around ground-mounted systems to provide screening from adjacent residential properties and roads.

[8] A ground-mounted system shall be fully screened from adjacent properties and roads by fencing or a combination of fencing, and evergreen and deciduous plantings. Plantings used for screening shall be of such a height and width, at the time of planting, so as to obscure the ground-mounted system from adjacent properties. Said screening shall be subject to the prior review and approval of the Planning Board to ensure compliance with this requirement.

[9] General placement of ground mounted systems should be done in a manner which maximizes distance from adjacent properties to ensure that the installation does not seek to minimize impact to the applicant at the expense of adjacent properties. The Planning Board has authority to increase the setback requirements to accomplish this goal.

(3) Installation Requirements

(a) All solar energy system installations must be performed in accordance with applicable electrical and building codes, the manufacturer's installation, and industry standards, and prior to operation the electrical connections must be inspected by the Town Code Enforcement Officer or by an appropriate electrical inspection person or agency, as determined by the Town. In

addition, any connection to the public utility grid must be inspected by the appropriate public utility.

- (b) When solar storage batteries are included as part of the solar energy system, they must be placed in a secure container or enclosure meeting the requirements of the New York State Building Code when in use and when no longer used shall be disposed of in accordance with the laws and regulations of Dutchess County and other applicable laws and regulations.
- (c) Electric solar system. A sign shall be installed on the utility meter and any alternating current (AC) disconnect switch indicating that there is an operating solar electric co-generating system on site.

D. Solar as a Principal Use. Large-scale solar systems are permitted through the issuance of a special use permit within all zoning districts except TCB, H, MGH, and GH, in addition to the requirements set forth in this section:

- (1) Height and Setback: Large-scale solar energy systems shall adhere to the height and setback requirements of the underlying zoning district. Additional restrictions may be imposed during the special use permit process.
- (2) All large-scale solar energy systems shall be enclosed by fencing to prevent unauthorized access. Warning signs with the owner's contact information shall be placed on the entrance and perimeter of the fencing.

The height and type of fencing shall be determined by the special use permit process.

- (3) Special use Permit Requirements. In addition to the requirements of Section 240-71 of this Chapter, the following requirements shall apply:
 - (a) Verification of utility notification. Foreseeable infrastructure upgrades shall be documented and submitted. Off-grid systems are exempt from this requirement.
 - (b) Name, address, and contact information of the applicant, property owner(s), and agent submitting the proposed project.
 - (c) If the property of the proposed project is to be leased, legal consent between all parties, specifying the use(s) of the land for the duration of the project, including easements and other agreements, shall be submitted.
 - (d) Site plan approval is required.
 - (e) Blueprints signed by a Professional Engineer or Registered Architect of the solar installation showing the layout of the system.
 - (f) The equipment specification sheets shall be documented and submitted for all photovoltaic panels, significant components, mounting systems, and inverters that are to be installed.
 - (g) Property Operation and Maintenance Plan: A property operation and maintenance plan is required, describing continuing

photovoltaic maintenance and property upkeep, such as mowing, trimming, etc.

(h) Height restrictions. The maximum height for ground-mounted solar systems shall not exceed 15 feet in height above the ground.

(i) Design standards.

[1] Ground-mounted solar systems. A ground-mounted solar energy system shall be screened with perimeter plantings, to consist of evergreen plantings having a minimum height of 4 feet at the time of installation, and shall not be setback more than five feet from said system.

[2] A landscaped buffer shall be provided around all equipment and solar panels to provide screening from adjacent residential properties and roads.

[3] Ground cover under and between the rows of solar panels shall be low-maintenance, drought resistant natural fauna.

[4] Roadways within the site shall not be constructed of impervious materials and shall be designed to minimize the extent of roadways constructed and soil compaction.

[5] All on-site utility and transmission lines shall, to the extent feasible, be placed underground.

[6] All large scale solar system facilities shall be designed and located in order to prevent reflective glare toward any

inhabited buildings on adjacent properties as well as adjacent street rights-of-way.

[7] All mechanical equipment of a large scale solar system, including any Structure for batteries or storage cells, shall be completely enclosed by a minimum six-foot-high fence with a self-locking gate and provided with landscape screening in accordance with the landscaping provisions of this chapter.

[8] A large scale solar system connected to the utility grid shall provide a proof of concept Letter from the local utility company acknowledging the solar farm will be interconnected to the utility grid in order to sell electricity to the public utility entity.

(4) Signs.

- (a) A sign not to exceed 8 square feet shall be attached to a fence adjacent to the main access gate and shall list the facility name, owner and phone number.
- (b) A clearly visible warning sign concerning must be placed at the base of all pad-mounted transformers and substations.

(5) Abandonment

- (a) All applications for large scale solar system shall be accompanied by a decommissioning plan to be implemented upon abandonment,

or cessation of activity, or in conjunction with removal of the structure. Prior to issuance of a building permit, the owner or operator of the facility or structure shall post a performance bond or other suitable guarantee in a face amount of not less than 150% of the estimated cost, as determined by the Town Engineer, to ensure removal of the solar energy system or facility or structure in accordance with the decommissioning plan described below. The form of the guarantee must be reviewed and approved by the Town Engineer and Town Attorney and the guarantee must remain in effect until the system is removed. Review of the guarantee by the Town Engineer and Town Attorney shall be paid from an escrow established by the applicant. Prior to removal of a solar energy production facility or structure, a demolition permit for removal activities shall be obtained from the Town of LaGrange.

- (b) If the applicant ceases operation of the solar energy system or structure for a period of 18 months, or begins but does not complete construction of the project within 18 months after receiving final site plan approval, the applicant will submit a decommissioning plan that ensures that the site will be restored to a useful, nonhazardous condition without delay, including but not limited to the following:

- [1] Removal of aboveground and belowground equipment, structures and foundations.
- [2] Restoration of the surface grade and soil after removal of equipment.
- [3] Revegetation of restored soil areas with native seed mixes, excluding any invasive species.
- [4] The plan shall include a time frame for the completion of site restoration work.

(c) In the event that construction of the solar energy system or structure has been started but is not completed and functioning within 18 months of the issuance of the final site plan, the Town may notify the operator and for the owner to complete construction and installation of the facility within 180 days. If the owner and/or operator fails to perform, the Town may notify the owner and/or operator to implement the decommissioning plan. The decommissioning plan must be completed within 180 days of notification by the Town.

(d) Upon cessation of activity of a fully constructed solar energy system or structure for a period of one year, the Town may notify the owner and/or operator of the facility to implement the decommissioning plan. Within 180 days of notice being served, the

owner and/or operator can either restore operation equal to 80% of approved capacity or implement the decommissioning plan.

- (e) If the owner and/or operator fails to fully implement the decommissioning plan within the one- hundred-eighty-daytime period and restore the site as required, the Town may, at its own expense, provide for the restoration of the site in accordance with the decommissioning plan and may, in accordance with the law, recover all expenses incurred for such activities from the defaulted owner and/or operator. The cost incurred by the Town shall be assessed against the property, shall become a lien and tax upon said property, shall be added to and become a part of the taxes to be levied and assessed thereon, and enforced and collected with interest by the same officer and in the same manner as other taxes.

E. Solar in Historic Districts.

Properties located in a historic district are subject to the requirements set forth in this section:

- (1) Roof-mounted solar panels and BIPV systems are permitted by right on accessory structures that do not contribute to the historic significance of the site.
- (2) Solar panels shall not alter a historic site's character defining features, or be placed within view of a public right of way.

- (3) All modifications to a historic site must be entirely reversible, allowing alterations to be removed or undone to reveal the original appearance of the site.
- (4) Exposed solar energy equipment must be consistent with the color scheme of the underlying structure.
 - (a) Solar panels shall be placed flush to the roof's surface to reduce their visual impact.
 - (b) BIPV shall take into account existing design elements which complement the styles and materials of the building.
- (5) Setback, Height, and Lot Coverage.
 - (a) Setback: Ground-mounted solar panels are subject to setback requirements of the underlying zoning district.
 - (b) Height: Solar panels are restricted to a height of 12 feet
 - (c) Lot Coverage: The surface area of ground-mounted solar panels shall be included in lot coverage and impervious surface calculations.
- (6) The issuance of a Certificate of Appropriateness is required by a historic review committee (i.e. Historic Preservation Commission) for ground-mounted systems, BIPV, and all historic structures.
 - (a) Solar panels shall be placed on new construction or additions, if present.

- (b) Ground-mounted systems shall be screened from the public right of way by fencing or vegetation of suitable scale for the district and setting.

Section 2. Schedule A1.1 of Section 240-27 of the LaGrange Town Code is amended to add categories for “Solar Panels (ground mounted)” and “Solar Farms” with the content provided within the Attachment “A” annexed hereto.

Section 3. Schedule A1.2 of Section 240-27 of the LaGrange Town Code is amended to add categories for “Solar Panels (ground mounted)” and “Solar Farms” with the content provided within Attachment “B” annexed hereto, and to add the Symbol “P” for Townhouse in the MGH and GH districts.

Section 4. New Footnote 39 is added to Schedule 240-27 of the LaGrange Town Code, reading as follows: “See Section 240-70.2 Solar Energy Systems”.

Section 5. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

Section 6. The requirements of this local law shall apply to all solar energy systems to be installed or modified after the effective date of this local law, excluding general maintenance and repair of such facilities.

Section 7. This local law shall take effect immediately upon filing with this state's Secretary of State.

RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate that it contains the correct text of the enactment of this local law.

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

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	ABSENT

DATED: LaGrangeville, New York
October 28, 2015


CHRISTINE O'REILLY-RAO, Town Clerk

Appendix A to Local Law

**Town of LaGrange
Schedule A1.1 (240-27)
Permitted Uses & Special Use Permits
Residential Districts**

Key:

- P Permitted
- SP Special permit (§ 240-71)
- N Not permitted
- A Permitted only as accessory use
- M Permitted only as a mixed use

- RFD** Residential Flexible Density
- RFS** Residential - Frank & Sleight
- RMD** Residential Moderate Density
- RLD** Residential Low Density
- TCR** Town Center Residential

NOTE: Uses omitted from this table are not permitted

Use ¹	Residential Districts						
	RFD			RMD	RLD	RFS	TCR
	40	60	80				
Single-family	P	P	P	P	P	P	P
Two-family	N	N	N	N	N	N	P
Townhouse ³⁷	N	N	N	N	N	N	P
Multifamily ³⁷	N	N	N	N	N	N	P ¹⁹
Rental apartment	N	N	N	N	N	N	P
Accessory apartment ³⁷	A,SP ^{12,11,17}						
Carriage unit ³⁷	N	N	N	N	N	N	SP ^{12,11,15}
Detached accessory apartment	A,SP ^{12,11,17}						
Second kitchen	A,SP ^{12,11}	A,SP ^{12,11,15}					
Accessory structure ³⁷	A ²²	A ²²	AP ²²	A ²²	A ²²	A ²²	A ²²
Home occupation ³⁷	A ²⁹						
Bed-and-breakfast ³⁷	SP ^{12,11,30}	SP ^{12,11,30}	SP ^{12,30}	SP ^{12,11,30}	SP ^{12,11,30}	SP ^{12,11,30}	SP ^{12,11,30}
Residential health care facilities, adult homes & group homes (congregate housing) ³⁷	P ²⁰	N					
Cemeteries	N	N	N	SP ^{12,11,23}	SP ^{12,11,23}	N	N
Civic buildings & place of public assembly, e.g. community buildings, churches, schools	SP ^{12,11}	SP	SP ^{12,11}				
Commercial kennels ³⁷	N	N	N	SP ^{12,11,24}	SP ^{12,11,24}	N	N
Essential services ³⁷	P	P	P	P	P	P	P
Excavation or removal of earth, topsoil, sand, gravel, clay, or stone; soil and stone crushing, washing and processing operations ³ 240-67							
Farming ³⁷	P	P	P	P	P	P	P

APPENDIX B to Local Law

**Town of LaGrange
Schedule A1.2 (§240-27)**

Non-Residential Districts

Key:

- P Permitted
- SP Special permit
- N Not permitted
- A Permitted only as accessory use
- M Permitted only as a mixed use

- TCB Town Center Business
- H Hamlet
- MGH Manchester Gateway Hamlet
- GH Gateway Hamlet
- GB General Business
- C Commercial
- I Industrial

NOTE: Uses omitted from this table are not permitted

Use ¹	Non-Residential Districts						
	TCB	H	MGH	GH	GB	C	I
Accessory structure ³⁷	P ^{15,22,35}	P ^{13,22,35}	P ^{22,35,36}	P ^{22,35,36}	P ^{14,35}	P ^{14,22,35}	P ^{16,22,35}
Adult-oriented business ³⁷	N	N	N	N	N	N	SP ^{12,16,18}
Ambulance Service (private)	N	N	N	N	N	P ^{14,35}	P ^{16,35}
Auto audio installation, service	N	N	N	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto body shop & collision repair	N	N	N	N	N	N	P ^{16,28,35}
Auto brake service	N	N	N	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto car wash (automated)	N	N	SP ^{12,11,36}	N	N	P ^{14,35}	P ^{16,35}
Auto car wash (self service)	N	N	SP ^{12,11,36}	N	N	P ^{14,35}	P ^{16,35}
Auto detailing service	N	N	SP ^{12,11,28,36}	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto diagnostic service	N	N	N	N	N	SP ^{12,14,28}	P ^{16,28,35}
Auto towing service (light duty)	N	N	N	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto towing service (medium duty)	N	N	N	N	N	N	P ^{16,28,35}
Auto towing service (heavy duty)	N	N	N	N	N	N	P ^{16,28,35}
Auto muffler service	N	N	N	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto quick lube & oil change	N	N	SP ^{12,11,28,36}	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto repair (major)	N	N	N	N	N	SP ^{12,14,28}	SP ^{12,16,28}
Auto sales (new car dealership)	N	N	SP ^{12,11,28,36}	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto sales (used car dealership)	N	N	N	N	N	N	N
Auto state inspection service	N	N	N	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto tire sales & service	N	N	P ^{28,35}	N	N	P ^{14,28,35}	P ^{16,28,35}
Auto transmission service	N	N	N	N	N	N	P ^{16,28,35}
Bank & financial institutions	P ^{15,33,35}	N	P ^{33,35,36}	P ^{33,35,36}	P ^{14,33,35}	P ^{14,33,35}	N
Barber, beauty salon, nail salon	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Bed-and-breakfast ³⁷	N	SP ^{12,11,13}	SP ^{12,11,30,36}	SP ^{12,11,30,36}	SP ^{12,11,14,30}	N	N
Cemetery	P ^{15,23,35}	SP ^{12,11,13}	N	N	N	N	N
Child care center ³⁷	SP ^{12,11,15}	SP ^{12,11,13}	P ^{35,36}	SP ^{12,11,36}	SP ^{12,11,14}	P ^{14,35}	N
Clubhouse ³⁷	P ^{15,35}	SP ^{12,11,13}	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	N	N
Commercial Kennel ³⁷	N	N	N	N	SP ^{12,11,14,24}	SP ^{12,11,14,24}	N
Conference Center ³⁷	P ^{15,35}	N	N	N	N	P ^{14,35}	N

NOTE: Uses omitted from this table are not permitted

Use ¹	Non-Residential Districts						
	TCB	H	MGH	GH	GB	C	I
Contractor's yard	N	N	SP ^{12,11,36}	N	N	P ^{14,35}	P ^{16,35}
Convenience store	P ^{8,15,35}	P ^{8,13,35}	P ^{8,35,36}	P ^{8,35,36}	P ^{8,14,35}	P ^{8,14,35}	N
Dance studio	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Drive-in restaurant ³⁷	SP ^{8,11,12,15}	SP,M ^{8,12,11,13}	SP ^{8,12,11,36}	SP ^{8,12,11,36}	SP ^{8,12,11,14}	SP ^{8,12,11,14}	N
Drive-Through Service Facility ³⁷	A,SP ^{12,11,15,33}	A,SP ^{12,11,15,33}	A,SP ^{12,11,33,36}	A,SP ^{12,11,33,36}	A,SP ^{12,11,14,33}	A,SP ^{12,11,14,33}	N
Dry-cleaning and laundry service	P ^{15,35}	N	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Educational services	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Essential services ³⁷	P ^{15,35}	P ^{13,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Excavation or removal of earth, topsoil, sand, gravel, clay, or stone; soil and stone crushing, washing and processing operation ³	N	N	N	N	N	N	P
Farm Stand	N	P ^{14,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	N	N
Farm ³⁷	P ³⁴	P ³⁴	N/A	N	N	N	N
Fast-food restaurant ³⁷	M ^{8,12,15,27}	SP,M ^{12,11,13,27}	M ^{27,36}	M ^{27,36}	SPM ^{12,14,27}	SP ^{12,14,27}	N
Fitness center/gymnasium	P ^{15,35}	N	SP ^{12,11,36}	SP ^{12,11,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Food service business ³⁷	P ^{8,15,35}	SP ^{8,12,11,13}	P ^{8,35,36}	P ^{8,35,36}	P ^{8,14,35}	P ^{8,14,35}	N
Funeral parlor	P ^{15,35}	SP ^{12,11,13}	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	P ^{14,35}	N
Gas station (fuel dispensing only)	N	N	N	N	N	SP ^{12,11,14,28}	SP ^{12,11,16,28}
Gas Mart	N	N	N	N	N	SP ^{8,12,11,14,28}	SP ^{8,12,11,16,28}
Hotel ³⁷	SP ^{12,11,15,30}	N	SP ^{12,11,30,36}	SP ^{12,11,30,36}	SP ^{12,11,14,30}	P ^{14,30,35}	N
Indoor theater	P ^{15,35}	N	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	P ^{14,35}	N
Inn ³⁷	P ^{15,35,30}	SP ^{12,11,13,30}	SP ^{12,11,30,36}	SP ^{12,11,30,36}	SP ^{12,11,14,30}	SP ^{12,11,14,30}	N
Laboratory (testing & research)	N	N	N	N	N	N	SP ^{12,11,16}
Land trust facility	P ^{15,35}	P ^{13,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Laundromat (self service)	N	N	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Library	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Light Industry ³⁷	N	N	N	N	N	SP ^{11,12,14}	P ^{16,35}
Livery/Taxi Service	N	N	N	N	N	P ^{14,35}	P ^{16,35}
Lumber yard (outdoor)	N	N	SP ^{12,11,36}	N	N	N	P ^{16,35}
Medical and dental office	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	SP ^{12,11,14}	P ^{14,35}	N
Motel ³⁷	N	N	SP ^{12,11,36}	N	N	SP ^{12,11,14}	N
Museum	P ^{15,35}	P ^{13,35}	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	P ^{14,35}	N
Night club	SP ^{12,11,15}	N	N	N	N	P ^{14,35}	N
Office ³⁷	P ^{15,35}	N	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Outdoor recreation area ³⁷	N	N	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Passive recreation ³⁷	P ^{15,35}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Place of public assembly	SP ^{12,11,15}	SP ^{12,11,13}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Civic buildings & place of public assembly, e.g. community buildings, churches, schools	P	SP ^{12,11,13}	P	P	P	P	P
Pharmacy	P ^{15,33,35}	P ^{13,33,35}	P ^{33,35,36}	P ^{33,35,36}	P ^{14,33,35}	P ^{14,33,35}	N

NOTE: Uses omitted from this table are not permitted

Use ¹	Non Residential Uses						
	TCB	H	MGH	GH	GB	C	I
Print shop	P ^{15,35}	N	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Private school	SP ^{12,11,15}	SP ^{12,11,13}	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	SP ^{12,11,14}	SP ^{12,11,16}
Public swimming pool	N	A ¹³	A ³⁶	A ³⁶	A ¹⁴	A ¹⁴	N
Radio & television stations	N	N	N	N	N	N	P ^{16,35}
Residential health care facilities, adult homes & group homes (congregate housing) ³⁷	SP ^{12,11,15,20}	SP ^{12,11,13,20}	SP ^{12,11,20,36}	SP ^{12,11,20,36}	SP ^{12,11,14,20}	SP ^{12,11,14,20}	N
Single family	SP ^{12,11,15,21}	P ^{13,35}	N	P ^{35,36}	P ^{14,35}	N	N
Townhouse ³⁷	P ^{15,35}	P ^{13,35}	SP ^{12,11,36}	N	N	N	N
Two-family	N	P ^{13,35}	N	N	N	N	N
Multifamily ³⁷	P ^{15,19,35}	P ^{13,19,35}	SP ^{12,11,19}	N	N	N	N
Rental apartment	N	N	P ^{35,36}	N	N	N	N
Accessory apartment ³⁷	SP ^{12,11,15,17}	SP ^{12,11,13,17}	N	SP ^{12,11,17,36}	N	N	N
Detached accessory apartment	SP ^{12,11,15,17}	SP ^{12,11,13,17}	N	SP ^{12,11,17,36}	N	N	N
Carriage unit ³⁷	SP ^{12,11,15}	N	N	N	N	N	N
Residential mixed use ³⁷	M ^{10,11,15}	M ^{10,11,13}	P ^{10,35,36}	M ^{10,11,36}	M,SP ^{10,12,11,14}	N	N
Home occupation ³⁷	A ^{15,29}	A ^{13,29}	N	A ^{29,36}	A ^{14,29}	A ^{14,29}	N
Restaurant ³⁷	SP ^{8,12,11,15}	SP ^{8,12,11,13}	SP ^{8,12,11,36}	SP ^{8,12,11,36}	P ^{8,14,35}	P ^{8,14,35}	SP ^{8,12,11,16}
Retail Business ³⁷	P ^{15,35}	P ^{13,2,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	N
Retail sale of products of horticulture, as well as hand tools, fertilizer, seeds, bulbs and other materials customarily used in horticulture on parcels of 5 acres or	SP ^{12,11,15}	N	N	N	P ^{14,35}	P ^{14,35}	N
Skating rink	N	N	N	N	N	N	P ^{16,35}
Stables, riding establishments and clubs ³⁷	N	N	N	N	SP ^{12,11,14,31}	N	N
Storage (self service)	N	N	N	N	N	P ^{14,35}	P ^{16,35}
Summer day camp ³⁷	N	N	N	N	SP ^{12,11,14,25}	SP ^{12,11,14,25}	SP ^{12,11,16,25}
Tavern, bar & pub	P ^{15,35}	SP ^{12,11,13}	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	SP ^{12,11,14}	N
Tennis club	N	N	N	N	N	N	P ^{16,35}
Theaters	P ^{15,35}	N	SP ^{12,11,36}	SP ^{12,11,36}	SP ^{12,11,14}	SP ^{12,11,14}	N
Veterinary clinic ³⁷	SP ^{12,11,15,24}	SP ^{12,11,13,24}	SP ^{12,11,24,36}	SP ^{12,11,24,36}	SP ^{12,11,14,24}	SP ^{12,11,14,24}	SP ^{12,11,16,24}
Veterinary office ³⁷	P ^{15,35}	P ^{13,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Warehousing and wholesale goods	N	N	N	N	N	SP ^{12,11,14}	P ^{16,35}
Wireless communications facilities ^{7,37}	SP ^{12,11,15,32}	SP ^{12,11,13,32}	SP ^{12,11,32,36}	SP ^{12,11,32,36}	SP ^{12,11,14,32}	SP ^{12,11,14,32}	SP ^{12,11,16,32}
Solar panels (roof mounted)	A ¹⁵	A ¹³	A ³⁶	A ³⁶	A ¹⁴	A ¹⁴	A ¹⁶
Solar panels (ground mounted)							
Solar farms							
Swimming pool	P ^{15,35}	P ^{13,35}	P ^{35,36}	P ^{35,36}	P ^{14,35}	P ^{14,35}	P ^{16,35}
Pool house/cabana	A,SP ^{12,11,15}	A,SP ^{12,11,13}	A,SP ^{12,11,36}	A,SP ^{12,11,36}	A,SP ^{12,11,14}	A,SP ^{12,11,14}	A,SP ^{12,11,16}
Outdoor kitchen	A ¹⁵	A ¹³	A ³⁶	A ³⁶	A ¹⁴	A ¹⁴	A ¹⁶

NOTE: Uses omitted from this table are not permitted

Use ¹	Non Residential Uses						
	TCB	H	MGH	GH	GB	C	I

Outdoor Fuel Burning Device	N	N	N	N	N	N	N
Tennis/sport court	A ¹⁵	A ¹³	A ³⁶	A ³⁶	A ¹⁴	A ¹⁴	A ¹⁶

RESOLUTION

WHEREAS, The New York State Unified Court System requires that the Town's Annual Justice Court Audit must be filed with the Office of Court Administration in order to be in compliance with Section 2019-a of the Uniform Justice Court Act; and

WHEREAS, the LaGrange Town Board acknowledges the receipt and review of the 2014 Justice Court Audit;

THEREFORE BE IT RESOLVED, that the Clerk be directed to file this resolution along with the 2014 Justice Court Audit with the Office of Court Administration.

MOTION: Councilman Luna

SECOND: Councilman Jessup

The Following Vote Was Taken:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE
Councilman Luna	ABSENT

The Resolution Was Duly Passed.

DATED: October 28, 2015



Christine O'Reilly-Rao
LaGrange Town Clerk

Town of LaGrange, New York

Town Justice Court

Statement of Cash Receipts,
Cash Disbursements and Cash Balances

Year Ended December 31, 2014

Independent Auditors' Report

**The Honorable Town Supervisor
and the Town Board of the Town of LaGrange, New York**

Report on the Financial Statements

We have audited the accompanying statement of cash receipts, cash disbursements and cash balances of the Town Justice Court of the Town of LaGrange, New York, as of and for the year ended December 31, 2014, and the related note to the financial statement.

Management's Responsibility for the Financial Statement

Management is responsible for the preparation and fair presentation of this financial statement in accordance with the basis of accounting described in Note 1; this includes determining that the cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on this financial statement based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statement. The procedures selected depend on the auditors' judgment, including the assessment of the risks of material misstatement of the financial statement, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statement in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statement.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statement referred to in the first paragraph presents fairly, in all material respects, the cash receipts, cash disbursements and the cash balances of the Town Justice Court of the Town of LaGrange, New York as of December 31, 2014 and for the year then ended, in accordance with the basis of accounting as described in Note 1.

Basis of Accounting

We draw attention to Note 1 of the financial statement, which describes the basis of accounting. The financial statement was prepared on the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to that matter.

Restriction on Use

This report is intended solely for the information and use of the Town Board, the Office of Court Administration and management and is not intended to be and should not be used by anyone other than these specified parties.

O'Connor Davies, LLP

O'Connor Davies, LLP
New Windsor, New York
September 17, 2015

Town of LaGrange, New York

Town Justice Court
 Statement of Cash Receipts, Cash Disbursements
 and Cash Balances
 Year Ended December 31, 2014

	Fines		Bail	
	Justice Hayes	Justice O'Hare	Justice Hayes	Justice O'Hare
CASH RECEIPTS				
Bail	\$ -	\$ -	\$ 109,355	\$ 51,150
Fines and fees	224,564	210,305	-	-
Total Cash Receipts	<u>224,564</u>	<u>210,305</u>	<u>109,355</u>	<u>51,150</u>
CASH DISBURSEMENTS				
Remittance to Town	206,771	215,680	-	-
Bail refunds	-	-	86,785	37,620
Bail applied to fines and forfeitures	-	-	380	-
Total Cash Disbursements	<u>206,771</u>	<u>215,680</u>	<u>87,165</u>	<u>37,620</u>
Excess (Deficiency) of Cash Receipts Over Cash Disbursements	17,793	(5,375)	22,190	13,530
CASH BALANCES				
Beginning of Year	-	17,919	-	31,280
End of Year	<u>\$ 17,793</u>	<u>\$ 12,544</u>	<u>\$ 22,190</u>	<u>\$ 44,810</u>
CASH BALANCES REPRESENTED BY				
Amounts due to Town	\$ 17,793	\$ 12,544	\$ -	\$ -
Undisposed cases	-	-	22,190	44,810
Cash Balances - December 31, 2014	<u>\$ 17,793</u>	<u>\$ 12,544</u>	<u>\$ 22,190</u>	<u>\$ 44,810</u>

The accompanying note is an integral part of the financial statement.

Town of LaGrange, New York

Town Justice Court
Note to Financial Statement
December 31, 2014

Note 1 - Summary of Significant Accounting Policies

A. Basis of Accounting

This financial statement was prepared on the basis of cash receipts and cash disbursements in conformity with the accounting principles prescribed in the New York State Handbook for Town and Village Justices, which is a comprehensive basis of accounting other than generally accepted accounting principles. Under this basis of accounting, revenues are recognized when cash is received and expenditures are recognized when cash is disbursed.

B. Deposits and Risk Disclosures

Cash and Equivalents – Cash and equivalents consist of funds deposited in demand deposit accounts, time deposit accounts and certificates of deposit with original maturities of less than three months.

The Town Justice Court's deposits and investment policies follow the Town of LaGrange, New York's ("Town") policies. The Town's investment policies are governed by state statutes. The Town has adopted its own written investment policy which provides for the deposit of funds in FDIC insured commercial banks or trust companies located within the state. The Town is authorized to use demand deposit accounts, time deposit accounts and certificates of deposit. Permissible investments include obligations of the U.S. Treasury, U.S. Agencies and obligations of New York State or its political divisions, and accordingly, the Town's policy provides for no credit risk on investments.

Collateral is required for demand deposit accounts, time deposit accounts and certificates of deposit at 100% of all deposits not covered by Federal deposit insurance. The Town has entered into custodial agreements with the various banks which hold their deposits. These agreements authorize the obligations that may be pledged as collateral. Such obligations include, among other instruments, obligations of the United States and its agencies and obligations of the State and its municipal and school district subdivisions.

Custodial credit risk is the risk that in the event of a bank failure, the Town's deposits may not be returned to it. Governmental Accounting Standards Board Statement No. 40 directs that deposits be disclosed as exposed to custodial credit risk if they are not covered by depository insurance and the deposits are either uncollateralized, collateralized by securities held by the pledging financial institution or collateralized by securities held by the pledging financial institution's trust department but not in the Town's name. The Town's aggregate bank balances that were not covered by depository insurance were not exposed to custodial credit risk at December 31, 2014.

The Town was invested only in the above mentioned obligations and, accordingly, was not exposed to any interest rate or credit risk.

Central Hudson Gas & Electric Corporation
284 South Avenue
Poughkeepsie, NY 12601
(845) 452-2700

Blanket LED Street Lighting Authority Order

Town of LaGrange

(Municipality)

120 Stringham Road

(Address)

LaGrangeville, NY 12540

(City, State Zip)

To Central Hudson Gas & Electric Corporation:

You are hereby authorized to make changes specified below to the street lighting service for all street lighting districts located within the Town of LaGrange, in accordance with a resolution duly adopted as provided by law by the Town (Council/Board) of the Town of LaGrange at a meeting held on October 28, 2015 as follows:

yes All Rate A street lights which fail shall be replaced with an LED equivalent fixture.
(indicate yes or no)

These changes are subject to the terms of the existing street lighting service classifications and does not include the cost of electricity.

Municipality: Town of LaGrange

By:

Alan Bell

Date: October 29, 2015

Title:

Supervisor

Kelly Tighe

From: Alan Bell [abell@lagrangeny.org]
Sent: Thursday, October 15, 2015 2:27 PM
To: 'Tighe, Kelly'
Subject: FW: LED Streetlight - Routine Maintenance - Response Required
Attachments: Blanket LED SLAO - Equipment Failures.pdf

Importance: High

Kelly can you please print this out and fill it out for my signature? Thanks.

Alan Bell
Town of LaGrange Supervisor
845-452-9064

From: Anita Carfora [mailto:ACarfora@cenhud.com]
Sent: Friday, October 09, 2015 5:02 PM
To: Anita Carfora
Subject: LED Streetlight - Routine Maintenance - Response Required
Importance: High

Dear Community Leader..

As you may be aware, Central Hudson was recently granted Public Service Commission approval to offer municipalities the option to lease high efficiency Light Emitting Diode (LED) street lights. The new LED fixtures are Rate A, Central Hudson owned and maintained street lights and have an expected life of nearly twelve years, offering significant savings on maintenance and operating costs, while providing environmental benefits to municipalities and residents. Because LED streetlights use less electricity, these fixtures will save your municipality on annual street light costs. Please see below for an example of the savings associated with an LED streetlight versus a traditional Sodium Vapor streetlight. A full list of the rates are posted in the Service Classification No. 8 in our most recently approved tariff dated August 13th, 2015.

Sodium Vapor Lights	Annual kWh	Annual Rate	VS	Equivalent LED	Annual kWh	Annual Rate	Rate Savings	Energy Savings
70 Watt Sodium Vapor	344	\$ 156.13		39 Watt LED	156	\$ 140.18	(\$15.95)	(\$14.97)
150 Watt Sodium Vapor	720	\$ 173.53		82 Watt LED	328	\$ 158.03	(\$15.50)	(\$31.21)
250 Watt Sodium Vapor	1264	\$ 210.39		93 Watt LED	372	\$ 191.01	(\$19.38)	(\$71.02)

Effective immediately, Central Hudson is seeking your approval to change existing "Rate A" fixtures in need of repair or replacement with an equivalent LED fixture. The replacement will take place only during routine maintenance or when we respond to a report of a street light out. There will be no upfront or installation charge to your municipality. We will complete the replacement and update the billing based on the annual costs in the above table. If you agree please execute the attached form and return to us at your earliest convenience.

If you have any questions please contact us...

Newburgh District Director 610 Little Britain Road, New Windsor, NY 12553 Lisa Carver
lcarver@cenhud.com 845-563-4529
Fishkill District Director 25 Central Hudson Way, Fishkill NY 12524 Victor
Narkaj vnarkaj@cenhud.com 845-897-6152
Poughkeepsie District Director 284 South Avenue, Poughkeepsie, NY 12601 Jeff Doane
jdoane@cenhud.com 845-486-5474

Kingston & Catskill District Director 2001 Rt. 9W, Kingston, NY 12449
jhetsler@cenhud.com 845-334-3513

Joe Hetsler

Anita Carfora
Business Development Associate
610 Little Britain Road
New Windsor NY 12553
Phone (845) 563-4585
Fax (845) 563-4503
acarfora@cenhud.com

*This message contains **confidential information** and is only for the intended recipient. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, please notify the sender immediately by replying to this note and deleting all copies and attachments. Thank you.*



TOWN OF LAGRANGE HIGHWAY DEPARTMENT

130 STRINGHAM ROAD
LAGRANGEVILLE, NY 12540
845-452-2720 845-452-2709 FAX

DATE: October 21, 2015
TO: The Town Board
FROM: Michael Kelly
RE: Budget Amendment-Transfer Funds

Town Board:

I would like to request a Transfer of Funds from account #5110.1 (General Repairs-Personal Services) in the amount of \$25,000.00 to account #5130.1 (Machinery-Personal Services).

If you have any questions or concerns, please contact me.

Thank you,

Michael Kelly,
Highway Superintendent



TOWN OF LAGRANGE

120 Stringham Road
LaGrangeville, New York 12540-5507

Administrator of Planning & Public Works
845-452-8562 ~ 845-452 7692 fax ~ wlivigni@lagrangenyc.org

DATE: October 23, 2015
TO: Supervisor Bell & Town Board
CC: Christine Toussaint, Comptroller
FROM: Wanda Livigni
RE: Manchester Water District
Partial Permit Fee Refund

Gentlemen –

The Contractor, Kulk's Plumbing, for the Property Owner at 11 Carol Drive had anticipated the need for a larger water service for his customer (1") and paid the application fee (\$515). Upon review of the application, it was determined that a ¾" service would work. That service size requires an application fee of \$350.

I am writing to request a refund of \$165 to Kulk's Plumbing (request from Contractor & receipt are attached).

Thank you for your consideration.

BUDGET TRANSFERS 10-28-15

	<u>FROM</u>	<u>TO</u>	<u>AMT.</u>
General Fund:	Freedom Park Water Project (7110.0400.1000)	Freedom Park Paving Project (7110.0400.4000)	173.82
	Judgements & Claims, Cont. (1930.04)	Personnel, Contractual (1430.04)	225.00
	Judgements & Claims, Cont. (1930.04)	Buildings, Personal Services (1620.01)	6,000.00
	Control of Dogs, Personal Services (3510.01)	Control of Dogs, Contractual (3510.04)	1,000.00
	Health & Medical Benefits (9060.08)	Buildings, Contractual (1620.04)	36,000.00
Sleight Farm/ Frank Farm Sewer District:	Bond Anticipation Notes, Interest (9730.07)	Bond Anticipation Notes, Principal (9730.06)	804.00
Titusville Sewer District:	Serial Bonds, Interest (9710.07)	Serial Bonds, Principal (9710.06)	35.20
Manchester Water District:	Serial Bonds, Interest (9710.07)	Serial Bonds, Principal (9710.06)	38.13

BUDGET AMENDMENTS 10-28-15

<u>General Fund</u>		
Inc. Premiums on Securities Issued (2710)	22,321.50	
Inc. Serial Bonds, Interest (9710.07)		22,321.50
<u>Highway</u>		
Inc. Premiums on Securities Issued (2710)	18,866.98	
Inc. Serial Bonds, Interest (9710.07)		18,866.98
<u>Sleight Farm/Frank Farm Sewer District:</u>		
Inc. Premiums on Securities Issued (2710)	2,685.00	
Inc. Bond Anticipation Notes, Principal (9730.06)		2,685.00
Inc. Appropriated Reserves (511)	7,265.00	
Inc. Bond Anticipation Notes, Principal (9730.06) To appropriate Reserve for Debt funds for current year principal payment.		7,265.00
<u>Providence Estates Drainage District</u>		
Inc. Appropriated Fund Balance (599)	3.29	
Inc. Drainage, Contractual (8540.04) Budget amendment for expenditure for Special District mailing by Town Clerk		3.29