

MINUTES OF THE MAY 07, 2015 MEETING OF THE TOWN BOARD OF THE TOWN OF POUND RIDGE HELD AT THE TOWN HOUSE, 179 WESTCHESTER AVENUE, POUND RIDGE, N.Y., COMMENCING AT 8:00 P.M.

PRESENT: SUPERVISOR RICHARD LYMAN; COUNCIL MEMBERS:  
DANIEL PASCHKES, ALISON BOAK, BONNIE SCHWARTZ AND  
SHERENE DE PALMA

ALSO PRESENT: TOWN CLERK, JOANNE PACE  
TOWN ATTORNEY, WILLIAM P. HARRINGTON  
DEPUTY SUPERVISOR, JONATHAN POWERS

**CALL TO ORDER:** Supervisor Lyman called the meeting to order at 8:00 p.m.

**CALL FOR EXECUTIVE SESSION:**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye to hold an Executive Session immediately following the Town Board meeting for legal matters.

**Board Action:** Motion by Councilwoman Schwartz, seconded by Councilwoman De Palma, all voting aye to hold an Executive Session on Thursday, May 14, 2015 at 6:00 p.m. for a personnel matter.

**ANNOUNCEMENTS:**

- Thursday, May 14, 2015, at 7:00 p.m., the Energy Action Committee is presenting award certificates to all the people who participated in the home energy audits as well as installing actual upgrades to their home.
- At 10:00 a.m. on Saturday, May 9, 2015 at the Pound Ridge Library, there will be a presentation on the TEP project in Scotts Corners.
- There will be a vacancy on the Planning Board as of June 3, 2015 because Judy Kennedy is resigning due to moving. Supervisor Lyman said that anyone who knows someone who might be interested in serving on the Planning Board should get their resumes into the Supervisor's office as soon as possible.
- Supervisor Lyman announced that our Planning Board Chairperson, Clay Fowler, was selected for the Westchester Municipal Planning Federation Distinguished Citizen Planner award. He will be awarded this on Thursday, June 4, 2015 at a dinner down county. Members of the Planning Board will attend the award ceremony.
- Supervisor Lyman announced that Assemblyman Buchwald will be taking up a bill in the Assembly that designates a portion of Route 137 in the Town of Pound Ridge as the "Marine Captain Eric A. Jones Memorial Highway".

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**MINUTES: Acknowledge/correct/accept minutes of the Town Board Work Session and Town Board meeting held on April 9, 2015**

**RESOLUTION #: 92-15**

**Board Action:** Motion by Councilwoman Schwartz, seconded by Councilwoman De Palma, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the minutes of the Work Session and Town Board meeting minutes of April 9, 2015.

**NEW BUSINESS:**

Supervisor Lyman recused himself for this agenda item of the meeting. Deputy Supervisor Jon Powers conducted this part of the meeting.

- **Pound Ridge Golf Club – construction bond release**

**RESOLUTION #: 93-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, the Board polled and motion passing 4-0 with Supervisor Lyman abstaining on the following:

RESOLVED, that the Town Board hereby approves the release of the remaining \$25,000 construction bond, currently held by the Town, to US Summit/Eastwoods, LLC. Permit numbers 08-04-1034 and 08-08-1033, new driveway entrance to the Golf Course and connection of storm water piping from the Northeast Basin to a culvert in Route 137, pursuant to the recommendation and memo of the Planning Board dated April 28, 2015 and in accordance with the e-mail from the DOT indicating that the work has been completed and the permits have been closed.

- **Review and Discuss Complete Streets Resolution**

**COMPLETE STREETS  
DRAFT RESOLUTION**

**TOWN OF POUND RIDGE**

WHEREAS: “Complete Streets” are defined as streets and roadways that enable safe, and convenient access for all users, including pedestrians, children, seniors, people with disabilities, bicyclists, motorists, movers of commercial goods and users of public transportation; and

WHEREAS: streets and roadways that support and invite multiple users promote healthy living, economic development, transportation safety and environmental benefits more than streets and roadways designed primarily for the automobile; and

WHEREAS: design and construction of new or improved streets, roadways and public facilities can anticipate future demand for walking and biking; and studies show that when streets and roadways are designed for walking and biking, more people will do so; and

WHEREAS: “Complete Streets” can provide opportunities to enhance safe walking and bicycling options for school-age children following the objectives of the National Safe Route to Schools Program and the Centers for Disease Control and Prevention’s Physical Activity Guidelines; and

WHEREAS: “Complete Streets” is supported by the Institute of Traffic Engineers, American Planning Association, American Association of Retired Persons, as well as other transportation, planning, and public health organizations: and

WHEREAS: the Federal Department of Transportation encourages States, local governments, professional associations, community organizations, public transportation planners and governmental agencies to adopt policy statements expressing their commitment to accommodating bicyclists and pedestrians as an integral element of the transportation system; and

WHEREAS: the implementation of “Complete Streets” will position the Town of Pound Ridge as a community committed to safe and healthy activities for residents and as a Climate Smart Community that will promote more favorable discussions with New York Department of Transportation, as well as future grants and other funding opportunities.

NOW THEREFORE BE IT RESOLVED THAT, the Town of Pound Ridge does hereby establish a ‘Complete Streets Policy’ that provides as follows:

Purpose and Intent

- A. The Town of Pound Ridge seeks to emphasize safety, access and convenience for transportation users of all ages and abilities, including pedestrians, people requiring mobility aids, bicyclists, motorists, freight drivers, and public transit. This can be accomplished through design, operation and maintenance of the

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Town's transportation network so as to create "a connected system of facilities" that accommodates each mode of travel, that is consistent with and supportive of the local community, that recognizes that all streets and roads are different, and that accommodates the needs of various users in a balanced and flexible manner.

- B. For the purpose of this policy, the term "a connected system of facilities" shall include those facilities and amenities that are recognized as contributing to "Complete Streets" which may include, but are not limited to, sidewalks and pedestrian safety improvements, crosswalks, median refuges, improvements that provide ADA (Americans with Disabilities Act) compliant accessibility, bike lanes, bicycle accommodations, enhanced shoulders, adequate drainage facilities, street, road and sidewalk lighting, street trees, landscaping, signage, and street furniture.

Applicability

- A. Pedestrian, bicycle, motorists and transit facilities shall be considered in the design of the following activities, except as provided under subsection B below:
1. Construction of any new public or private road.
  2. Paving, re-paving, reconstruction or widening of roads or streets.
  3. Land development or re-development projects subject to Town of Pound Ridge Planning Board determination as to applicability and appropriateness.
- B. Pedestrian, bicycle and/or transit facilities may not be warranted under one or more of the following conditions:
1. A project involving ordinary maintenance activities designed to keep assets in serviceable condition, such as emergency or seasonal road repairs, mowing, cleaning, sweeping, spot repairs, joint repairs, pothole filling, or when interim measures are implemented on temporary detour or haul routes.
  2. The approving agency, in consultation with the Town Engineer, and after considering various "Complete Streets" strategies such as "road diets," widened shoulders, "sharrows" and other accepted practices, determines there is insufficient space to safely accommodate new facilities, and that a relatively high safety risk may result from these improvements.
  3. The approving agency, in consultation with the Town Engineer, and after detailed cost comparisons have been completed, determines and can demonstrate that costs for pedestrian, bicycle and/or related facilities is not feasible or cost effective, and exceeds the approved or allocated budget for a specific project.
- C. In determining the extent or appropriateness of pedestrian, bicycle and/or transit improvements, the approving body shall consider the following:

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1. Whether the improvement contributes to current or future access to a significant destination, such as a shopping area, school, park, library, government center, public transit, or other destinations that support community activities and growth.
  2. Whether the improvement provides access across a natural or man-made barrier such as a body of water or highway.
  3. Whether the improvement is in an area where an increase in non-motorized transportation modes can be reasonably expected in the future.
  4. Whether the improvement provides connectivity links or continuity for an existing or proposed transportation facility, proposed trail, or path network within the Town of Pound Ridge or with adjacent communities in New York and Connecticut.
- D. The design of new or reconstructed facilities shall anticipate the likely future demand of walking, bicycling and transit facilities and should not arbitrarily preclude the provision for future improvements.
- E. The Town of Pound Ridge shall generally follow accepted design standards when implementing improvements intended to fulfill this “Complete Streets Policy” and will consider innovative or non-traditional design options, when appropriate.
- F. The Town of Pound Ridge may develop implementation strategies and tools that can include evaluating and revising manuals and practices, developing and adopting network plans, identifying goals and targets, and tracking measures such as safety and modal shifts in order to gauge success of any part of the “Complete Streets Policy”

The Town Board has had an opportunity to read this thoroughly and the Planning Board has not shared any concerns with this resolution. Town Attorney Harrington has reviewed the resolution and asked that a provision be added that this is advisory or conceptual idea as opposed to being a mandate that could be used against the Town for liability purposes. John Maddocks will draft the language for this provision and have our Town Attorney review it.

**RESOLUTION #: 94-15**

**Board Action:** Motion by Councilwoman Boak, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board hereby passes the “Complete Streets Policy” resolution upon approval by our Town Attorney of the language that will be crafted to note that this is an advisory or conceptual idea as opposed to being a mandate.

- **Discuss switch of Worker's Compensation from NYS Insurance Fund to Comp Alliance**

Steve Conti, Director of Finance, has discussed switching the Town's Workers' Compensation vendor from NYS Insurance Fund to Comp Alliance (New York State Municipal Workers' Compensation Alliance). This is a not-for-profit, tax-exempt, group self-insurance plan solely designed for municipalities. We got a quote for 7/1/2015-7/1/2016 as follows:

Workers Compensation Funding	\$100,647.00
Estimated NYS Assessment	\$ 9,422.00
Estimated TOTAL Premium:	\$110,069.00

The estimated total premium with NYS Insurance Fund is \$166,373.

Brian Miles, Vice President Spain Agency, Inc., spoke to the Town Board about their involvement with the New York Municipal Insurance Program over the years and mentioned that the Comp Alliance is a sister program that was started in 1994 by the Association of Towns that provides Workers' Compensation benefits. Along with the program they have extensive claim services. They are financially sound and provided a competitive quote for Pound Ridge. There will be a savings of approximately \$56,000.

**RESOLUTION #: 95-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the proposal to switch the Town's Workers' Compensation coverage to Comp Alliance as per the memo from the Town Supervisor dated April 29, 2015 and quote received from the Spain Agency.

- **Recreation Department – approval to purchase mulch for safety**

David Goldberg, Recreation Superintendent, received three (3) quotes for delivery of 60 cubic yards of safety mulch for the Town Park playground as follows:

Kompan	\$1,287.60
Playground Medic	\$1,795.00
American Playground	\$1,546.80

**RESOLUTION #: 96-15**

**Board Action:** Motion by Councilwoman Boak, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes David Goldberg, Recreation Superintendent, to purchase 60 cubic yards of safety mulch for the Town Park playground from Kompan in the amount of \$1,287.60 as it was the lowest bidder.

- **approval to purchase Pool House stereo**

David Goldberg, Recreation Superintendent, researched stereo equipment for the pool house and received three (3) quotes as follows:

Installer	\$2,037
Amazon	\$2,107
B & H	\$1,841

**RESOLUTION #: 97-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes David Goldberg, Recreation Superintendent, to purchase stereo equipment for the pool house from B & H in the amount of \$1,841 as it was the lowest bidder. He will hire Kris Lagond to install the equipment for approximately \$800.

- **approval to repair pool room**

David Goldberg, Recreation Superintendent, gave a memo to the Town Board stating that the pool room has a lot of gauges, flow meters, thermometers and vacuum switches that need replacement. He received two (2) quotes as follows:

Norberto Construction	approximately \$30,000
Treatment Specialites	approximately \$ 9,500

Town Attorney said that David Goldberg needs to get a proper contract listing what is included, needs insurance certificates naming the Town additionally insured especially because they are using environmental hazardous materials and a warranty certificate. This will come out of the maintenance line that was used for the water treatment system.

**RESOLUTION #: 98-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board, subject to David Goldberg, Recreation Superintendent, obtaining a proper contract containing sufficient detail and with all of the appropriate indemnity and insurance language acceptable to our Town Attorney upon review, proceed with the pool room equipment repairs as recommended in the memo dated May 1, 2015 using Treatment Specialists.

- **Police Department – accept resignation of Police Officer Kanuk**

**RESOLUTION #: 99-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board hereby accepts the resignation from Police Officer Steven Kanuk effective May 1, 2015.

- **Highway Department – authorization to sell old equipment**

**RESOLUTION #: 100-15**

**Board Action:** Motion by Councilwoman Schwartz, seconded by Councilman Paschkes, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes Vinnie Duffield, Highway Superintendent, to sell a 2006 Chevy pick-up with plow and a Dodge Charger police vehicle.

- **Town Clerk – approval for Special Use permit**

**RESOLUTION #: 101-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board hereby approves the Special Use Permit application from The Kitchen Table allowing out door seating during the months of April through November between the hours of 8:00 a.m. and 9:30 p.m.

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- **Discuss Form-Based Code**

Supervisor Lyman received a revised proposal from F.P. Clark Associates, Inc. regarding the Form-Based Zoning provision of their professional planning and zoning services. They would begin by creating an accurate base map of Scotts Corners from available tax mapping. They will identify the zoning districts to which the new form-based zoning would apply. From this information, they will prepare a PowerPoint presentation including a variety of graphic/architectural alternatives for Scotts Corners. They will prepare a full Environmental Assessment Form (EAF) evaluating the potential environmental impacts of the form-based zoning. They estimate the total fee to be \$30,200 which includes attendance at a maximum of four meetings.

Councilman Paschkes provided a copy of the PowerPoint presentation that David Stolman, F.P. Clark Associates gave to the Town Board to the Business Association and explained what form-based zoning is and what the goals would be and there seemed to be unanimous support from those present at the Business Association meeting. His suggestion at this point is not to give David Stolman the green light yet, but to have a public information meeting on this on our own without David Stolman's input. We would then be able to give David Stolman input on what the community would like to see. This will give our planners their marching orders as to what they should be designing in the first draft. He suggests holding the public forum on Saturday, June 20, 2015 at 10:00 a.m. at the Town House. Supervisor Lyman suggested that Councilman Paschkes consider chairing an Ad-Hoc group prior to this meeting and possibly get input from Clay Fowler, Chair of Planning Board, Les Maron, Chair of Zoning Board of Appeals and possibly James Best, architect. This will be a radical change in our zoning and it was suggested to limit it to PB-A and possibly PB-B, but not PB-C.

**RESOLUTION #: 102-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby agrees to hold a Public Information Forum on Saturday, June 20, 2015 at 10:00 a.m. at the Town House to discuss the Form-Based zoning proposal.

- **Discussion of Town House tree removals**

Howard B. Toms, Tree Surgery, Inc., inspected the white pine trees located between the police station and the parking lot a while ago and found them to be structurally unsound and may break in half during periods of high winds. It was his recommendation that the trees be removed before serious damage or injury occurs. There are nine (9) trees that need to come down. The Town now has a new vendor, Barney Zipkin. The Town Board

agrees that this must be done and Supervisor Lyman will go ahead and get a quote for the removal.

- **Discussion of “Property Value Protection Ordinance”**

**PROPERTY VALUE PROTECTION ORDINANCE:**  
**VACANT COMMERCIAL PROPERTY REGISTRATION**  
**[DRAFT PROPOSAL]**

**Legislative intent and findings.**

A. Intent. It is the intention of this Ordinance to promote the health, safety, and welfare of the residents of the Town of Pound Ridge (the “Town”), including but not limited to the value of residents’ property and the viability of local businesses, by encouraging transparency about property ownership and management of vacant commercial properties, and the maintenance, security, rehabilitation and occupancy of vacant commercial property for commercial purposes.

B. Findings. The Town makes the following findings:

WHEREAS, the Town currently has vacant commercial properties within its jurisdiction; and

WHEREAS, vacant commercial properties can lead to decline in property and business values, draining of municipal coffers, and may discourage buyers from purchasing property within the Town; and

WHEREAS, vacant commercial properties can diminish public health, safety and welfare; and

WHEREAS, establishing a registration process and assessing a late registration fee for long term vacant commercial properties will assist the Town in offsetting the cost of inspections and enforcement related to long term vacant commercial properties and will encourage the transparency about and maintenance and occupancy of such property; and

WHEREAS, requiring commercial property owners to register their long term vacant properties and to provide direct contact information for an individual responsible party for the property and a description of the owner’s intention for use of the property, will encourage transparency, maintenance and occupancy of the property.

**I. Applicability.**

This chapter shall apply to all vacant commercial properties located in the Town as those properties are defined herein.

**II. Definitions.**

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

**Long Term Vacant Commercial Property**

Any commercial or commercial portion of a mixed-use building, or portion of such building, in districts PBA, B or C, as defined in the Town of Pound Ridge Building Code, which is not occupied or put to commercial use for more than one hundred eighty (180) days, except in the case of a building which is unoccupied or unused due to damage caused by an act of God in which case such building shall become a Vacant Commercial Property if unoccupied or unused by an active business for more than two hundred seventy (270) days.

If a commercial property is divided or separated by walls or other means for use by different businesses or for different purposes, each separate division, as of the time of the property's most recent occupancy, shall be counted as a separate commercial property for purposes of this Ordinance.

Long Term Vacant Commercial Property may be referred to herein as "Vacant Commercial Property" or "Vacant Property" or "Property."

**Owner.**

An Owner shall be any natural person or entity that has an ownership interest in the Property. If the Owner is an entity of any kind, the Owner for purposes of this Ordinance shall designate a representative or agent to act on behalf of the entity as it relates to this Ordinance and upon whom process may be served on behalf of the Owner for purposes of enforcement of this Ordinance.

**III. Registration.** The owner of a Vacant Commercial Property shall register the Property with the Building Department of the Town within one hundred eighty (180) days of the effective date of this chapter and thereafter upon a property becoming a Vacant Commercial Property as defined above, on a form provided by the Building Department of the Town (the "Registration"). The Registration shall be renewed at the end of each six-month period following the initial Registration (the "Renewal Period") if the Property remains a Vacant Commercial Property (each such renewal a "Registration Renewal"). The Registration form shall be known as the "Vacant Property Registration Statement," which shall be signed by the owner under oath and shall be submitted with the requisite fee as set forth herein and shall contain the following information:

(1) Description. A description of the Vacant Commercial Property by street number or block and lot number, including tax identification number;

(2) Contact Information. The Owner's name, mailing address, e-mail address, and telephone numbers, and if there is a change in Owner or the contact information for the Owner, the Owner shall update such information by amending the Vacant Property Registration Statement within 15 days from the date of any such change; and

(3) Statement of Intent. A statement of the Owner's intent for the proposed future use of the Property and efforts being made to have the Property occupied or improved.

**IV. Sign Posting.** Upon Registration of the Property, and until such time as the Property is no longer a Vacant Commercial Property, the Owner shall post and maintain a sign in a location clearly visible from the street containing: the name and contact information of the person responsible for the maintenance of the Property; the square footage of the Property; and if the Property is for rent or for sale a notification that it is

for rent or for sale. Such signs shall comply with all existing Town law regarding signage.

**V. Late Registration Fees.**

(1) Amount of Fees. The fees associated with the initial Registration and any Registration Renewal of Vacant Commercial Properties (collectively, the “Fees”) shall be those set forth below and as shall be modified from time to time at the discretion of the Pound Ridge Town Board.

If an Owner fails to register the Property within the 15 days of becoming a Long Term Vacant Commercial Property, as defined above, a fee of \$100 shall be assessed for the first violation.

If an Owner fails to renew the registration of the Long Term Vacant Commercial Property within 15 days of each such Renewal Period as defined above, a fee of \$250 per Renewal Period shall be assessed for the second violation and each violation thereafter. For purposes of this subsection, a failure to file the initial registration timely will be counted as a first violation and the time for the Renewal Period shall run from the date on which the initial Registration should have been filed.

(2) Failure to Pay Fees. In the event the Owner fails to register a Vacant Commercial Property as required herein or fails to renew the Registration for a Property that remains a Vacant Commercial Property as required herein, as determined by the Building Inspector of the Town, the Building Inspector of the Town shall notify the Owner in writing, via first class and certified mail, return receipt requested, that the Fees relating to the initial Registration and/or Registration Renewal Fees, as applicable, must be paid or the total amount of such fees due and owing will become a lien upon the Property. If said Fees for the initial Registration and/or Registration Renewal are not paid within 30 days after the date of such notice, then the Fees shall become and be a lien upon the Property. The Fees eligible to become and be a lien upon the Property shall include, as applicable, those for the initial Registration and each Registration Renewal covering a six-month period in which the Property remains a Vacant Commercial Property, as determined by the Town Building Inspector. At its discretion, the Town Board may enforce and foreclose on such liens consistent with the Town’s policy and procedures and applicable law.

**VI. Inspections.** The Building Inspector of the Town shall conduct an exterior inspection of each Vacant Commercial Property at least once during each six month period covering a Registration and any Registration Renewal to monitor for illegal activities or unsafe conditions or other issues which may contribute to or pose a threat to the safety, health and welfare of the Town and its residents. The Building Inspector shall promptly notify the Owner in writing upon the finding of any such activities, conditions, or issues. The Owner shall secure the building and remedy any unsafe condition within ten (10) days of the receipt of the Notice of Remedy thereof, or if such remedy cannot reasonably be achieved within such ten (10) day period, Owner shall notify the Building

Inspector within the ten (10) day period that it has commenced such actions necessary to cure such condition.

**VII. General Maintenance Requirements.**

(1) Prevention of ingress and egress. All Vacant Commercial Property, regardless of uses or height, shall be maintained by the Owner so as to prevent unauthorized ingress into or egress from the Property. All doors, windows and other means of ingress or egress shall be kept operable and locked or secured.

(2) Removal of Garbage and Hazardous Materials. All garbage, debris and other combustible or flammable material shall be removed from the Property at the Owner's sole expense.

**VIII. Enforcement.** The Building Inspector shall have the authority to ascertain, and order the remediation by the Owner, any and all violations on the Vacant Commercial Property that may endanger the public health, safety and welfare.

**Civil Fines for Violations.**

Any person who violates this Ordinance shall be liable for an administrative civil penalty of up to \$100 per day per violation for each day's violation beginning the 31<sup>st</sup> day after service of a Notice to Remedy from the Building Inspector. The amount(s) of such fines assessed shall become and be a lien upon the Property. All fees and fines hereunder shall be paid to the Office of the Town Clerk.

**Severability.**

If any clause, sentence, paragraph, section or part of any section of this Ordinance shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraphs, section or part thereof directly involved in the controversy and as to which such judgment shall have been rendered.

Councilwoman De Palma spoke about what she believes is the final draft of this ordinance for commercial property registration in Town. She reiterated the reason she proposed this ordinance in the first place and that was because she had heard many years of complaints from residents not knowing who the property owners are in Scotts Corner and not being able to reach out to the owners or who to complain to if needed.

Through this process she has spoken with the Town Board, Town Attorney, Business Association members, members of the Partnership Board, members of New York Department of State and some council people and mayors who have already adopted a similar ordinance and also to a lot of residents, both opposed and in favor of the ordinance.

The registration process only involves a fee if the property owner files late or doesn't file at all. She removed the waiver part of the ordinance to avoid complication. Another change was made increasing the time frame the property owner has to register to six (6) months before they have to register.

Supervisor Lyman had one clarification. Failure to Pay Fees section states that there is a penalty for registering late or failing to register. Under Enforcement, the Civil Fines for Violations section says “Any person who violates this Ordinance shall be liable for an administrative civil penalty of up to \$100 per day per violation for each day’s violation beginning the 31<sup>st</sup> day of service of Notice to Remedy from the Building Inspector.” Does that mean that you not only have the fee but it becomes a lien against the property if you continue not to pay the fee? Councilwoman De Palma said it was meant to refer to the building inspector’s order for remediation by the owner and any violations on the property that weren’t followed through. Supervisor Lyman thought that’s what it meant, but it does need some clarification. Councilwoman De Palma will address this. It should say violation of Sections VI, VII and VIII.

**RESOLUTION #: 103-15**

**Board Action:** Motion by Councilman Paschkes, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby calls for a Public Hearing on the Property Value Protection Ordinance on Thursday, June 11, 2015 at 8:00 p.m.

**FINANCIAL MATTERS:**

- **Tax Receiver – requests refund of overpayment and court ordered reductions**

**RESOLUTION #: 104-15**

**Board Action:** Motion by Councilwoman Boak, seconded by Councilwoman Schwartz, all voting aye on the following:

RESOLVED, that the Town Board hereby approves the court ordered reductions of the following parcels, AND BE IT

<u>NAME</u>	<u>PARCEL ID</u>	<u>REDUCTION</u>	<u>TAX YEAR</u>
TS Affiliates	9455-27	\$20,000	2011
		\$15,000	2012
		\$15,000	2013
		\$10,000	2014
		\$10,950	2015

FURTHER RESOLVED, that the Town Board hereby approves of the following refund for 2015 Town/County bill:

<u>NAME</u>	<u>PARCEL ID</u>	<u>REFUND</u>	<u>REASON</u>
Stark	9452-57	\$852.94	overpayment

- **Recreation Department – authorization to refund deposit for Conant Hall**

**RESOLUTION #: 105 -15**

**Board Action:** Motion by Councilwoman Schwartz, seconded by Councilwoman Boak, all voting aye on the following:

RESOLVED, that the Town Board hereby authorizes the refund of five hundred dollars (\$500) to Ellen Barth, 3 Landt Lane, Pound Ridge, NY 10576 for use of Conant Hall on April 18, 2015 for a family celebration. The premises were inspected and found to be in acceptable condition.

**ADJOURNMENT:** There being no further business to come before the Board Supervisor Lyman adjourned the regular meeting at 9:10 p.m.

Joanne Pace  
Dated at Pound Ridge, New York  
May 8, 2015