

Web Site Account

From: "Brenda Astorino" <dpwclerk@warwick.net>
To: "Meg Quackenbush" <townclk@warwick.net>
Cc: "Jeff Feagles" <dpwcom@warwick.net>
Sent: Monday, June 25, 2012 1:26 PM
Attach: tbJune282012.xls
Subject: Board report attached

Hello Meg,

Attached is the board report for this week's meeting. Please put on the agenda a motion to hire Morgan V. Rebelo as a part time laborer and Robert D. Kleveno as a part time seasonal laborer. Thank you!

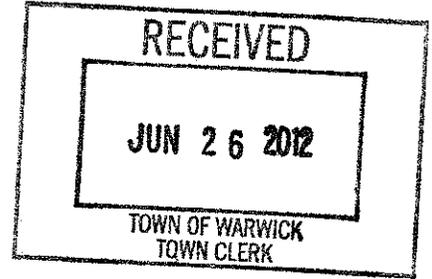
Brenda

MS
TB

X



Orange and Rockland Utilities, Inc.
One Blue Hill Plaza
Pearl River NY 10965
www.oru.com



June 25, 2012

Dear Municipal Official:

I am writing to you regarding: Case 11-E-0408 – Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Orange and Rockland Utilities, Inc. for Electric Service. Under Orange and Rockland Utilities, Inc.'s ("Orange and Rockland" or the "Company") existing electric tariff,¹ the Company will, upon request, replace annually up to 2% of its street lights in a municipality at no upfront cost to the municipality. Over the past few years, the Company has replaced an average of 30 street lights annually pursuant to this provision. As part of the Joint Proposal adopted on June 14, 2012 by the Public Service Commission in the above-referenced proceeding, the Company will replace, upon request, up to 2% of its street lights on a system-wide basis ("2% System Threshold") during each of the 12 month periods ending June 30, 2013, 2014, and 2015, respectively, at no upfront cost to participating municipalities. Since there are approximately 27,000 street lights in the Orange and Rockland service territory, this 2% System Threshold approach could result in the annual replacement of up to approximately 540 street lights. This 2% System Threshold approach will enable participating municipalities to share in the no-cost replacement entitlements applicable to non-participating municipalities. This program will facilitate the gradual up-grading of the street light inventory in participating municipalities.

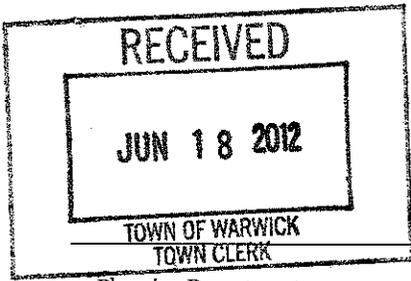
By this letter, the Company is notifying all municipalities of this opportunity to participate in the replacement program in accordance with the 2% System Threshold approach.

If the Municipality wishes to participate in this program during the 12 month period ending June 30, 2013, it must notify the Company in writing by September 13, 2012 of the quantity, location, and types of street lights it would like replaced during this 12 month period and the types of new street lights it would like installed.

The Company will allocate a portion of the 2% System Threshold to each municipality that requests replacements by September 13, 2012, based on the quantity of existing Company-owned street lights in each participating municipality. Please note that the Company will not be required to honor any additional requests for installations at no upfront charge within the 2% System Threshold during the 12 month period ending June 30, 2013.

In addition, pursuant to Service Classification No. 4, the Company retains the right to modify any requests based upon operational considerations (e.g., LED lights should not be co-mingled with non-LED lights).

¹ Schedule for Electric Service, P.S.C. No 3 – Electricity, Service Classification No. 4, Special Provision (A), Leaf 286.



MS
TB
J Ball.

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TOWNSHIP OF WEST MILFORD

Planning Department
1480 Union Valley Road
West Milford, NJ 07480-1303

Tel (973) 728-2798
Fax (973) 728-2843
e-mail: planningboard@westmilford.org

June 14, 2012

- Municipal Clerk – Bloomingdale Borough
- Butler Borough
- Hardyston Township
- Jefferson Township
- Kinnelon Borough
- Pompton Lakes Borough
- Ringwood Borough
- Rockaway Township
- Vernon Township
- Wanaque Borough
- ✓Town of Warwick, NY

PLEASE TAKE NOTICE that the Planning Board of the Township of West Milford, County of Passaic, New Jersey, with offices located at the West Milford Municipal Building, 1480 Union Valley Road, West Milford, New Jersey 07480 will conduct a public hearing in order to consider the adoption of the Township of West Milford Highlands Preservation Area Master Plan Element.

The public hearing has been set before the Planning Board for Thursday, June 28, 2012 at 7:30 p.m. at the West Milford Township Municipal Building, 1480 Union Valley Road, West Milford, New Jersey 07480. Any person affected by or interested in this matter will have the opportunity to present their comments to the Planning Board. All documents relating to this Highlands Master Plan Element may be inspected by the public Monday through Friday between the hours of 8:30 to 4:30 in the office of the Planning Department, 1480 Union Valley Road, West Milford, New Jersey.

Very truly yours,
Tonya E. Cubby
Tonya E. Cubby
Planning Board Secretary

Via Certified & Regular Mail

91 7199 9991 7031 9181 7623



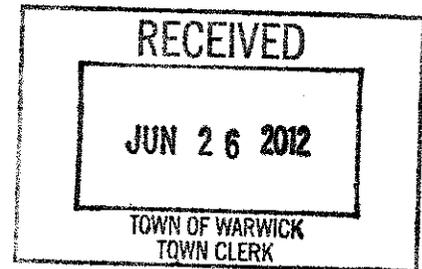
TOWNSHIP OF WEST MILFORD

Planning Department
1480 Union Valley Road
West Milford, NJ 07480-1303

Tel (973) 728-2798
Fax (973) 728-2843
e-mail: planningboard@westmilford.org

June 14, 2012

Municipal Clerk – Bloomingdale Borough
Butler Borough
Hardyston Township
Jefferson Township
Kinnelon Borough
Pompton Lakes Borough
Ringwood Borough
Rockaway Township
Vernon Township
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✓Town of Warwick, NY



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Very truly yours,

Tonya E. Cubby
Planning Board Secretary

Via Certified & Regular Mail

91 7199 9991 7031 9181 7623

X

Judene B. Giambrone
32 Sanfordville Road, Warwick, New York 10990
(845) 986-3457

RECEIVED

June 13, 2012

JUN 14 2012

TOWN OF WARWICK
SUPERVISOR'S OFFICE

Supervisor Michael Sweeton
Councilman James Gerstner, Deputy Supervisor
Councilman Floyd DeAngelo
Councilman Russell Kowal
Councilman Mickey Shuback

Dear Supervisor Sweeton and Councilmen:

I would like to respectfully submit my request to retire from my position in the Town of Warwick's Assessor's Office.

It has been a pleasure and honor to work for the Town of Warwick and it has provided me with many memories which I will carry with me forever.

I respectfully request my retirement date to be December 30, 2012, thereby allowing me to take advantage of the Town of Warwick contract incentive which requires a six month notification period.

I would like to thank all of you for creating a professional work environment which I have been proud to be part of.

Respectfully submitted,

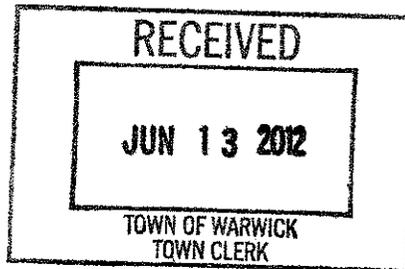


Judene B. Giambrone

MS
TB

X

June 11, 2012



Town Clerk
Council Members
132 Kings Highway
Warwick, NY 10990

RE: Water bill

Dear Sir/Madam:

My husband and I have been residents of Pine Island for over nine years. During the course of conversations with my neighbors, I discovered that we are paying the same quarterly water bill of \$109.00. My husband and I go to work five days a week and have no children, pool, or sprinkler system.

I do not have a water meter connected to my house. I am paying the same amount as other families consisting of 6-8 including small children and swimming pools. These families, obviously, use much more water than we do. I feel that it is unfair that we are being charged a flat quarterly fee regardless of usage. There should be some way to monitor or pro rate usage depending on how many occupants live in a household.

Is it possible to have some sort of meter or monitoring system installed on my property?

I would appreciate your attention to this matter and get back to me at your earliest convenience.

Thank you in advance

Sincerely,

Jennifer Medurga
30 Treasure Lane
Pine Island, NY 10969
845-258-1210



Edward A. Diana
County Executive

MS
TB
JF

ORANGE COUNTY
DEPARTMENT OF PUBLIC WORKS

Charles W. Lee, P.E.
Commissioner

P.O. Box 509, 2455-2459 Route 17M
Goshen, New York 10924-0509

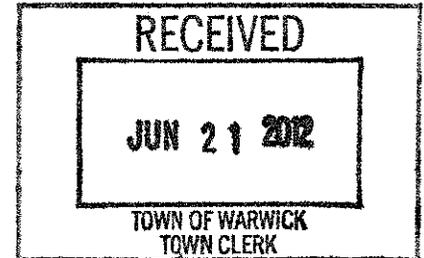
www.orangecountygov.com

TEL (845) 291-2750

FAX (845) 291-2778

ROAD CLOSING NOTICE

PINE ISLAND TURNPIKE
(COUNTY ROAD NO. 1B)
AT FOLEY ROAD & JESSUP ROAD
TOWN OF WARWICK
COUNTY OF ORANGE



The undersigned Commissioner of Public Works of the County of Orange does hereby close all that portion of Pine Island Turnpike (County Road No. 1B) in the Town of Warwick, Orange County, New York. **BEGINNING** at a point approximately 300 feet west of the intersection of Pine Island Turnpike (County Road No. 1B) with Foley Road and Jessup Road and runs **THENCE** in a easterly direction along said Pine Island Turnpike (County Road No. 1B) approximately 860 feet (0.16 miles) to a point approximately 560' east of said intersection, for the purpose of allowing the Orange County Department of Public Works, its agents or contractors, to excavate, repair, pave and do all such work as required in connection with the "Intersection Improvements of County Road No. 1B, Foley Road and Jessup Road" on said County Road. **Said closing being effective by the conspicuous posting of "Road Closed" signs on or about July 9, 2012.**

Said county road will be closed to all through traffic for a period of approximately **One Hundred Nineteen (119) days** in accordance with the provisions of Section 104 of the Highway Law. Appropriate traffic control devices, in accordance with the provisions of the National Manual of Uniform Traffic Control Devices (MUTCD), and the New York State Supplement, will be in place and detour routes will be prominently marked. In the case of inclement weather or other unforeseen problems, this period of time may be extended as needed.

Normal through traffic using this portion of Pine Island Turnpike (County Road No. 1B) should use alternate routes or signed detour routing that will utilize Pine Island Turnpike (County Road No. 1), Union Corners Road (County Road No. 41), Sanfordville Road and Sargent Road.

DATED: June 18, 2012

CHARLES W. LEE, P.E.
COMMISSIONER

CLOSING NOTICE

Office of the
ORANGE COUNTY DEPARTMENT OF PUBLIC WORKS
Goshen, New York

STATE OF NEW YORK)
COUNTY OF ORANGE)

This is to certify that the undersigned Commissioner of Public Works, having jurisdiction of the highways of the County of Orange, does hereby close that portion of the highway in the Town of **WARWICK** in said County, effective July 9, 2012, described as follows:

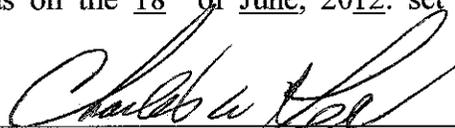
SEE ATTACHED ROAD CLOSING NOTICE

The necessity for such closing consists in the fact that:

SAID HIGHWAY IS A COUNTY ROAD

is being improved under the provisions of the Highway Law, and such improvement cannot be properly conducted and completed unless the portion thereof be closed during the time such work is being performed.

In Witness Whereof, the undersigned has on the 18th of June, 2012: set his hand at Goshen, New York.



COMMISSIONER OF PUBLIC WORKS

TO: The Town Superintendent
Town of **WARWICK**
Orange County, New York

A Certificate of which the foregoing is a true copy having been executed by me pursuant to the provisions of Section 104 of the Highway Law, and filed in the Office of the Town Clerk of the Town of **WARWICK**, you are hereby notified to close the highway therein described to public travel by erecting suitable obstructions, posting conspicuous notices to the effect that the highway is closed, and by maintaining lights which shall be visible to anyone approaching such obstructions from one hour after Sunset to one hour before Sunrise.

June 18, 2012



COMMISSIONER OF PUBLIC WORKS

Copy - Town Clerk

NOTE TO TOWN SUPERINTENDENT: If the road being closed is a Town Road, the County will erect the necessary signs, barricades, etc. This does not relieve the Town Superintendent of his responsibility under Section 104 of the Highway Law to assure that such signs and barricades have been erected and maintained.

TOWN OF WARWICK

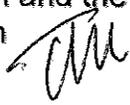
DEPARTMENT OF POLICE

132 Kings Highway
Warwick N.Y. 10990
(845) 986-5000

Thomas F. McGovern, Jr. N.A.
Chief of Police

20th June 2012

MEMO

To: Supervisor Michael Sweeton and the Town Board
From: Chief Thomas McGovern 
Re: Amended Policies

Please have these two Policies on the agenda to be adopted/amended for the meeting on the 28th of June. They are to comply with DA orders for conducting investigations and taking statements.

If you have any questions do not hesitate to contact me.

TM/km

WARWICK POLICE DEPARTMENT

GENERAL ORDER GO-092-12		SUBJECT ELECTRONIC RECORDING OF INTERVIEWS		EFFECTIVE DATE DRAFT	
RESCINDS	AMEND	CROSS REFERENCE			PAGE 1 of 3

I. PURPOSE

- A. The purpose of this policy is to establish guidelines for the electronic Recording of interviews and the associated use, management, preservation, and evidentiary dissemination of such recordings.

II. POLICY

- A. It is the policy of the Town of Warwick Police Department that all video and audio recording of subject interviews shall be conducted in a manner which will enhance the investigative process while preserving the rights of the person being interviewed.

III. DEFINITIONS

- A. **Suspect interview-** A custodial or non-custodial interview of a person, suspected of committing a crime, conducted by a police officer investigating a crime. It includes a start-to-finish recording of all conversations between the police officer and the suspect during the rapport building phase, obtaining the Miranda waiver, the interrogation phase and the taking of a written statement.
- B. **Video Recorded Interview-** Use of a video camera to capture both the audio and video of an interview.
- C. **Privileged Conversation-** Any private conversation between a suspect and a lawyer, a member of clergy or a spouse.

IV. PROCEEDURES

A. **Required videos**

1. Video recorded interviews **must** be conducted with suspect interviews involving:
 - a. Any Class A, B, or C Violent Felony Offense as defined in Section 70.02 of the New York State Penal Law.
 - b. Any Homicide in violation of Article 125 of the New York State Penal law.

B. Discretionary videos

1. An interview of a suspect, for any other felony crime, may be recorded at the discretion of a police supervisor pursuant to departmental rules or policies.

C. Procedures for recording

1. Video recorded interviews will take place in rooms designated for recording by the Chief of Police or his designee.
 - a. The entire interview will be recorded from start to finish. Recordings will be continuous and uninterrupted.
 - b. The suspect will not be informed that he or she is being recorded nor should the topic of the recording be discussed.
 - c. In the event that either the suspect or the interviewers leave the interview room, the recording will continue to operate without interruption.
 - d. Recordings will include the discussion, and the subject's signing of any written statement that the subject is willing to provide.
 - e. Video recorded interviews should supplement, not replace, an attempt to obtain a written statement.
 - f. A suspect involved in a privileged conversation should be moved from the video recorded interview room to a room that is not recorded to ensure privacy for the suspect during the privileged conversation. Once the privileged conversation ends, the suspect will be placed back into the recorded interview room. If no other room is available the recorder must be turned off.
 - g. The recording of statements is subject to the operability of the equipment, the availability of operators for the equipment, and any other exigent circumstances.
2. Deviations from the above may be necessitated by field conditions, common sense and practicality.
 - a. A decision to deviate from the policy may be made by the Chief of Police or his designee.

D. Securing video as evidence

1. At the conclusion of the interview, the duplicate original DVD recordings shall be appropriately labeled as evidence.
 - a. One duplicate original shall be sealed, labeled and placed into evidence.
 - b. Two duplicate originals will be furnished to the District Attorney for the case file and in order to provide appropriate copies to defense counsel as well as the court.
2. The investigating officer must notify the District Attorney's office regarding the existence of video recorded interview(s) so that proper notice can be provided pursuant to Section 710.30 of the Criminal Procedure Law.

E. Other procedures

1. Interview of victims or witnesses to crimes **will not** be recorded on video. Statements from victims or witnesses should be taken in writing.
2. Video recording should not be a substitute for the taking of handwritten notes by police officers and for an attempt to take a written statement from a defendant.
 - a. Video equipment may malfunction and fail to record a statement.

F. Retention

1. The retention period for any video recorded interviews on the hard drive will be 30 days.

G. Record keeping

1. A log will be maintained in the detective's office that includes the date, defendant's name, and crime for each time the video is used to record an interview.

ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
Revised 7/2012

POLICY DIRECTIVE 2012 Page 1 of 3	SUBJECT ELECTRONIC RECORDING OF INTERVIEWS	EFFECTIVE DATE(S) 07-01-2012
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Purpose:

The purpose of this Policy Directive is to establish guidelines for the electronic recording of interviews and the associated use, management, preservation, and evidentiary dissemination of such recordings.

Policy:

This policy sets forth the requirements for recording interviews with suspects. Police officers must record all suspect interviews for specific crimes as defined by Part A of this directive. Supervisors will have the discretion to authorize video of individuals suspected of other crimes.

All video and audio recording of subject interviews shall be conducted in a manner which will enhance the investigative process while preserving the rights of the persons being interviewed.

Definitions:

Suspect Interview – A custodial or non-custodial interview of a person, suspected of committing a crime, conducted by a police officer investigating a crime. It includes a start-to-finish recording of all conversations between the police officer and the suspect during the rapport building phase, obtaining the Miranda waiver, the interrogation phase, and the taking of a written statement.

Video Recorded Interview – Use of a video camera to capture both the audio and video of an interview.

Privileged Conversation – Any private conversation between a suspect and a lawyer, a member of clergy or a spouse.

<p align="center">POLICY DIRECTIVE 2012 Page 2 of 3</p>	<p align="center">SUBJECT ELECTRONIC RECORDING OF INTERVIEWS</p>	<p align="center">EFFECTIVE DATE(S) 07-01-2012</p>
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Policy:

A) Required videos. Video recorded interviews **must** be conducted with suspect interviews involving:

1. Any **Class A, B, or C Violent Felony Offense** as defined in Section 70.02 of the New York State Penal Law.
2. Any **Homicide** in violation of Article 125 of the Penal Law.

B) Discretionary videos.

1. An interview of a suspect, for any other **felony** crime, may be recorded at the discretion of a police supervisor pursuant to departmental rules or policies.

C) Procedures for recording. Video recorded interviews will take place in rooms designated for recording by the agency subject to the following:

1. The entire interview will be recorded from start to finish. Recordings will be continuous and uninterrupted.
2. The suspect will not be informed that he or she is being recorded nor should the topic of the recording be discussed.
3. In the event that either the suspect or the interviewers leave the interview room, the recording will continue to operate without interruption.
4. Recordings will include the discussion, and the subject's signing, of any written statement that the subject is willing to provide.
5. Video recorded interviews should supplement, not replace, an attempt to obtain a written statement.
6. A suspect involved in a privileged conversation should be moved from the video recorded interview room to a room that is not recorded to ensure privacy for the suspect during the privileged conversation. Once the privileged conversation ends, the suspect will be placed back into the recorded interview room. If no other room is available the recorder must be turned off.
7. The recording of statements is subject to the operability of the equipment, the availability of operators for the equipment, and any other exigent circumstances. Deviations from the above policy may be necessitated by field conditions, common sense and practicality. In those cases, a decision to deviate from the policy may be made by an appropriate supervisor.

<p>POLICY DIRECTIVE 2012 Page 3 of 3</p>	<p>SUBJECT ELECTRONIC RECORDING OF INTERVIEWS</p>	<p>EFFECTIVE DATE(S) 07-01-2012</p>
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D) Securing the video as evidence.

1. At the conclusion of the interview, the duplicate original DVD recordings shall be appropriately labeled as evidence. One duplicate original shall be sealed and safeguarded as evidence by the agency. Two duplicate originals will be furnished to the District Attorney for the case file and in order to provide appropriate copies to defense counsel as well as the Court.
2. Police must notify the District Attorney's Office regarding the existence of video recorded interviews(s) so that proper notice can be provided pursuant to Section 710.30 of the Criminal Procedure Law.

E) Other procedures.

1. Interview of victims or witnesses to crimes will **not** be recorded on video. Statements from them should be taken in writing.
2. Video recording should **not** be a substitute for the taking of handwritten notes by police officers and for an attempt to take a **written** statement from a defendant. Keep in mind that video equipment may malfunction and fail to record a statement.

F) Retention. The retention period for any video recorded interviews on the hard drive will be 30 days.

G) Record Keeping. Agencies operating equipment provided by the Orange County District Attorney, through DCJS funding must maintain a log containing the date, defendant's name, and crime for each time the video is used. This information is required to comply with the mandates of the grant.

WARWICK POLICE DEPARTMENT

GENERAL ORDER GO-052-12		SUBJECT CRIMINAL INVESTIGATION		EFFECTIVE DATE DRAFT	
RESCINDS	AMENDS GO-052-03	ACCREDITATION STANDARD(S):		PAGE 1 OF 7	

I. PURPOSE

- A. The purpose is to establish areas of responsibility for conducting criminal investigations to achieve a more effective utilization of manpower.

II. POLICY

- A. It is the policy of the Town of Warwick Police Department to conduct thorough, accurate and complete investigations and to comply with all constitutional requirements to safeguard the rights of all citizens.

III. PROCEDURE

A. Preliminary Investigation

1. The preliminary investigation begins when the first police unit arrives at the scene, and continues until a postponement of the investigation or transfer of responsibility will not jeopardize the successful completion of the investigation.
2. The following activities are part of the preliminary investigation:
 - a. Provide aid to the injured.
 - b. Protect the crime scene to insure that evidence is not lost or contaminated.
 - c. Determine if an offense has actually been committed, and if so, the exact nature of the offense.
 - d. Determine the identity of the suspect or suspects, and effect an arrest if it can be accomplished either at the scene or through immediate pursuit.
 - e. Furnish other field units through the communications center, the description, method and direction of flight, and other relevant information concerning wanted persons or vehicles.
 - f. Obtain complete identification of all witnesses. Include daytime work telephone numbers.
 - g. Determine what information is known by the victim and each witness.
 - h. Arrange for the collection of evidence.
 - i. Determine in detail the exact circumstance of the offense.
 - j. Obtain written statements from the victims and witnesses, and from the suspect if such statements can be obtained legally.
 - k. Accurately and completely record all pertinent information on the prescribed report forms.
3. Responsibility for Conducting the Preliminary Investigation
 - a. Except in those cases where the presence of a uniformed officer would obviously prevent a proper investigation being made, the preliminary

investigation shall be conducted by the uniformed patrol officer assigned to the call for police service.

- i. The assigned patrol officer shall initiate and complete as many of the activities listed above as are needed. The individual circumstances of the incident shall determine how many of the activities are required.
 - ii. As soon as the preliminary investigation is conducted, and before the patrol officer returns to service, he/she shall complete his initial field report. The officer shall list on the prescribed report form all information obtained at the scene of the offense.
- b. Immediate notification of crime to other units.
- i. The patrol officer assigned shall be responsible for initiating action to inform other appropriate departmental units of a serious crime or one requiring immediate on-the-scene follow-up investigation.
- c. Front desk personnel and patrol officers assigned shall immediately notify a supervisor. A supervisor shall be responsible for the scene and direct patrol and detective personnel and advise the Chief of Police or his designee of the status. The scene may be transferred over to a Detective when the transfer of responsibility will not jeopardize the successful completion of the investigation.

B. Follow-Up Investigations

1. The follow-up investigation is an extension of the preliminary investigation. The purpose of the follow-up is to provide additional investigation in order to affect the arrest of an offender and/or recover stolen property.
2. Basic activities of the follow-up investigation include:
 - a. Identification and apprehension of the offender.
 - b. Arrange for the analysis and evaluation of evidence.
 - c. Recovery of stolen property.
 - d. Interviewing victims and witnesses.
 - e. Interrogation of suspects.
 - f. Determining if other crimes may have been committed by the suspect.
 - g. Recording information obtained.
 - h. Preparation of case for court presentation.
3. Responsibility for conducting follow-up investigation.
 - a. The patrol force will be responsible for conducting and completing the investigation of all non-criminal calls for police service, and for misdemeanor crimes not specifically authorized for referral to the Detective/Investigator.
 - b. In incidents of a non-criminal nature and in misdemeanor offenses, the patrol officer will request the assistance of a Sergeant when the officer feels the need for counsel and guidance.
 - c. The follow-up investigation of most misdemeanor crimes can be completed by the patrol officer. Misdemeanor offenses should be referred to the Detective/Investigator for follow-up only when the following conditions exist:

- i. When the offense appears to be part of a pattern of such offenses
- ii. When follow-up is required in widely separated locations outside the geographic boundaries of the Town
- d. Occasionally, in cases assigned to the patrol force for follow-up, additional investigation will be required at the end of the tour of duty of the assigned officer. In such cases the assigned officer's immediate Sergeant will determine whether the investigation should be discontinued until the assigned officer's next tour of duty or continued by officers on the relieving shift. Except in cases where the investigation would be jeopardized by its temporary discontinuance it shall remain the responsibility of the assigned officer.
- e. When an element of immediate need exists at the end of the shift, the assignment of continuing the investigation shall be made by the Sergeant assigned to the oncoming shift or by the Chief of Police or his designee.
- f. A supplement report must be prepared by each officer who works on the case, but not necessarily for each occasion he worked on it.
- g. The Detective/Investigator shall be responsible for conducting the follow-up investigation of felony offenses and assigned more serious misdemeanors.
- h. Case assignment in the investigative division shall be made by the Chief of Police or his designee.
- i. The investigation should be follow-up in nature and not a repetition of the activities of the preliminary investigator.
- j. Investigations of certain offenses that are of sufficiently complicated nature, or contain a sufficient degree of immediacy to warrant the assignment of an investigator to the scene of an offense or an arrest made for the offense to immediately begin a follow-up investigation. The Chief of Police or his designee shall be notified of crimes or arrests for:
 - i. Deaths of a violent or suspicious nature
 - ii. Rapes
 - iii. Critical injury assaults
 - iv. Robberies
 - v. Major loss burglaries where there is physical violence or when it appears to be a pattern of such offense.
 - vi. Police involved "critical incidents" resulting in serious physical injury or death.
- k. In offenses other than those listed above, investigative personnel should not report to the crime scene unless authorized by a Supervisor.
- l. Upon the arrival of the Detective/Investigator, the patrol officer shall relinquish responsibility for the investigation unless otherwise instructed. The assigned patrol officer shall be required to obtain adequate information to properly complete a field report. The officer shall be responsible for the completion of the original offense report.
- m. In the five classifications of felonies listed above, a supervisor shall request the assignment of the Detective/Investigator. He may request such assignment during the investigation of other offenses if there is any

possibility that physical evidence is present. It shall be the responsibility of the Detective/Investigator to conduct a thorough search of the crime scene, identifying, collecting and transporting all found physical evidence.

C. Responsibility of the Supervisor

1. It shall be the responsibility of the Supervisor to insure that an adequate and complete preliminary investigation has been made and to review and either approve or return to the reporting officer for re-preparation all initial and supplemental reports prepared by officers under his supervision. The name of the Supervisor approving the report shall be included in the report.
2. The Supervisor shall assist officers under his direction regarding questions as to whether a follow-up should be made by uniformed personnel or special investigators.
 - a. The Supervisor shall request the assistance of specialized investigators if a misdemeanor offense under investigation is of a sufficiently serious nature to warrant it.
 - b. The Supervisor shall determine whether continuing the investigation by patrol officers shall be held in abeyance until the next tour or duty of the investigating officer, or continued by personnel assigned to oncoming shifts.

D. Duties and Responsibilities of Detective/Investigator

1. Know and actively support the policies and procedures, objectives and philosophies of the Department and the Rules and Regulations. Be fully familiar with the law and Departmental procedures and policies surrounding the handling of suspects, crime scene control, the care of prisoners, the presentation of evidence in court. If aspects of any materials in Rules and Regulations or any procedures and policies are confusing or unclear, request the Chief of Police or his designee to clarify the matter in question.
2. Be familiar with known criminals and their associates. Know their general behavior patterns, their hangouts and their modus operandi. Be alert for sources of information and cultivate them.
3. Study and apply sound investigative techniques and improve effectiveness.
4. Investigate and promptly and diligently all crimes assigned, utilizing all available resources. Upon receipt of the case, immediately interview the complainant, victim and case witness. When any person is interviewed or interrogated, identify himself properly before asking questions.
5. Keep the Chief of Police or his designee informed of the progress of investigations and request additional instructions when further progress appears impossible. Also, communicate to the Chief of Police or his designee any information uncovered, which relates to criminal activity beyond the scope of the immediate investigation.

6. Each week, submit a written report of his activities regarding assigned cases to the Chief of Police or his designee. Furnish such daily, monthly or other reports as required from time to time by the Chief of Police.
7. Follow-up all cases until there is a final disposition or the case is declared inactive by the Chief of Police.
8. Periodically contact the complainant or victim to apprise him/her of the state of the investigation. Within the first two weeks following a crime, personally contact the complainant or victim for these purposes unless special reasons not to do so exist.
9. Keep an accurate up-to-date account of expenses incurred when an out-of-Town assignment. Submit this account to the Chief of Police or his designee for his approval.
10. Where assistance is received from any member of the Department on any cases assigned to him, note such assistance on his/her report in order that the officer rendering such assistance may receive due credit for his efforts.
11. Carefully prepare cases for court. Prepare the presentation of facts, and ensure that his witnesses appear. Obtain the court disposition of all cases, which he has presented, to the court and inform the UCR Sergeant of the disposition.
12. Unless excused for reason, report in person to the Chief of Police or his designee at the beginning of the tour of duty or at such hour as may be designated. When a case prevents his reporting in person, report by telephone. During the tour of duty, report at such intervals as the Chief of Police may designate. When detailed to a specific location for continuous service, report by telephone at the time of arrival and at the time of departure.
13. When detailed outside of the Town on cases, involving the return of fugitives from the Town, contact the Chief of Police or his designee whenever instructions are needed. Also, contact the Chief of Police or his designee at the time of the return departure to the Town.
14. If assigned to operate a motor vehicle, see that it is well maintained mechanically and that it is kept clean both inside and out. Immediately report all defects and damages sustained to the Chief of Police and complete all reports and forms required for such by current procedures. Have a valid New York State operator's license. Use the call number assigned to the car to contact the station. Operate the radio in line with FCC regulations and current Department procedures. Whenever the car is left unattended or the radio is taken off the air, notify the dispatcher giving your location. When back in service, contact the dispatcher informing of such.

15. Communicate to the Chief of Police or his designee all information received or known, which may affect the safety of other members of the Department in the execution of their duties. For example, the identity of persons known to be carrying weapon, the existence of stakeouts, etc.
16. Meet periodically and in all other ways coordinate your police work with the other members of the Department, communicate appropriate information to other police personnel and agencies concerning crimes, criminals or suspects for proper coordination of the overall police effort.
17. Carry out assignments of an administrative nature when assigned by the Chief of Police or his designee.
18. Carry out Internal Affairs investigations when assigned by the Chief of Police.
19. Prevent or reduce the occurrence of crime (when not on specific assignment) through patrol, the use of social service programs and advise to the community of crime prevention programs.
20. Use of Technical Aids
 - a. No officer/investigator of this Department will use or operate any such device without first being duly trained and certified.
 - b. If no officer is trained or certified, officers of this Department are authorized to use New York State Police Personnel and facilities. The officer shall verify that the operator is certified in the use of that device.

E. Vice and Organized Crime Information

1. The Warwick Police Department does not have separate Organized Crime or Vice Divisions. Any Department members who receive any information pertaining to organized crime or vice will forward that information to the Chief of Police or his designee as soon as possible in the form of a confidential memorandum. The Chief of Police or his designee will assign a detective to follow-up on the information received or disseminate the information to the proper agency. Any organized crime or vice information will be maintained as confidential information by the Detective Bureau.

F. Police involved "critical incidents" resulting in death or serious physical injury

1. A Police involved "critical incident" is described as an incident that occurs within the jurisdiction of the Town of Warwick Police Department involving a police officer who is on or off duty and results in:
 - a. Use of deadly physical force, or non-lethal force, which results in the death or serious physical injury of a suspect or any other person
 - b. Is involved in a vehicular crash which results in the death, or serious physical injury of a suspect or any other person.
 - c. Is involved in an in-custody death of a suspect or prisoner.
 - d. Is killed or suffers serious physical injury.

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- e. Any other case in which after consultation with the Chief of Police or his designee and the New York State Police the District Attorney determines that this protocol shall be implemented.
 2. Upon the occurrence of any of the above "critical incidents", the District Attorney, New York State Police and the Warwick Police will commence a joint investigation with all agencies providing resources as necessary.
 3. Crime scene and other forensic work will be conducted by the New York State Police with the assistance of this department.
 4. The District Attorney, New York State Police and the Chief or his designee will determine, in consultation, investigative responsibilities.
 5. When this department is involved in a "critical incident" requiring the implementation of this protocol the responding supervisor must immediately notify:
 - a. The Chief of Police or his designee
 - b. The New York State Police Troop F to request assistance from the forensic Investigations Unit and the BCI.
 - c. The on-call homicide/major crimes Assistant District attorney who will notify a Chief Investigator and the District Attorney

PROTOCOL FOR LAW ENFORCEMENT RESPONSE TO POLICE INVOLVED IN "CRITICAL INCIDENTS" RESULTING IN DEATH OR SERIOUS PHYSICAL INJURY

Protocol

This protocol is adopted by the Orange County District Attorney, Orange County Sheriff and all Town, Village and City Police Departments in Orange County. It does not address every possible scenario, but is meant to be implemented in a "critical incident" when any police officer or peace officer, employed by an Orange County law enforcement agency, while on duty:

1. Use deadly physical force, or non-lethal force, which results in the death, or serious physical injury of a suspect or any other person.
2. Is involved in a vehicular crash which results in the death, or serious physical injury of a suspect or any other person.
3. Is involved in an in-custody death of a suspect or prisoner.
4. Is killed or suffers serious physical injury.
5. Any other case in which after consultation with the Police Chief or Sheriff, and the New York State Police the District Attorney determines that the protocol should be implemented.

Procedures for Law Enforcement Response

1. Upon the occurrence of any of the above "critical incidents", the District Attorney, New York State Police and "involved agency" will commence a joint investigation with all agencies providing resources as necessary.
2. Crime scene and other forensic work will be conducted by the New York State Police with the assistance, if practical, of the "involved agency".
3. The District Attorney, New York State Police and Chief or Sheriff of the involved agency will determine, in consultation, investigative responsibilities with respect to this protocol..

Notification

When an agency is involved in a "critical incident" requiring the implementation of this protocol the responding officers or other department employee must immediately notify:

1. Their Chief or Sheriff; or in his absence, the next ranking officer in the chain-of-command.
2. New York State Police Troop F to request assistance from the Forensic Investigations Unit and the BCI.
3. The on-call homicide/major crimes Assistant District Attorney. The Assistant District Attorney will, in turn, notify a Chief Investigator and the District Attorney, or Acting District Attorney.

PROTOCOL FOR LAW ENFORCEMENT RESPONSE TO POLICE INVOLVED IN "CRITICAL INCIDENTS" RESULTING IN DEATH OR SERIOUS PHYSICAL INJURY

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3. Is involved in an in-custody death of a suspect or prisoner.
4. Is killed or suffers serious physical injury.
5. Any other case in which after consultation with the Police Chief or Sheriff, and the New York State Police the District Attorney determines that the protocol should be implemented.

Procedures for Law Enforcement Response

1. Upon the occurrence of any of the above "critical incidents", the District Attorney, New York State Police and "involved agency" will commence a joint investigation with all agencies providing resources as necessary.
2. Crime scene and other forensic work will be conducted by the New York State Police with the assistance, if practical, of the "involved agency".
3. The District Attorney, New York State Police and Chief or Sheriff of the involved agency will determine, in consultation, investigative responsibilities with respect to this protocol..

Notification

When an agency is involved in a "critical incident" requiring the implementation of this protocol the responding officers or other department employee must immediately notify:

1. Their Chief or Sheriff; or in his absence, the next ranking officer in the chain-of-command.
2. New York State Police Troop F to request assistance from the Forensic Investigations Unit and the BCI.
3. The on-call homicide/major crimes Assistant District Attorney. The Assistant District Attorney will, in turn, notify a Chief Investigator and the District Attorney, or Acting District Attorney.

617.7

State Environmental Quality Review (SEQR)

Negative Declaration

Notice of Determination of Non-Significance

Date of Adoption: _____

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town Board of the Town of Warwick, as Lead Agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Proposed New Access Road - Jones Chemical

SEQR Status: Type I
Unlisted

Conditioned Negative YES
 NO

Description of Action: The Orange County Department of Public Works has determined that it may close a bridge over the Wawayanda Creek that provides the only access to the existing Jones Chemical Company facility. Currently, traffic to and from Jones Chemical must traverse Village of Warwick streets and the subject bridge. If the bridge is closed, even for a temporary period, access to Jones Chemical would not be available and this existing business would be forced to cease operations. Alternative access has been proposed in the form of a new Town of Warwick road that would provide access for Jones Chemical traffic directly onto County Road 1A. Access may also be available if the Village of Warwick constructs an extension to the existing Orchard Street, since the existing access through the Village also serves offices and residential uses, but this would be inadequate for the heavy truck traffic associated with this industrial use. The new access road is proposed contiguous

to the Norfolk Southern Railroad alignment perpendicular to County Road 1A. The proposed new road will require a crossing of the Norfolk Southern Railroad.

Location: Pelton Road and Norfolk Southern Railroad, Town of Warwick, Orange County, NY

Reasons Supporting This Determination:

1. The Town Board of the Town of Warwick has given due consideration to the subject action as defined in 6 NYCRR 617.2(b) and 617.3(g).
2. After reviewing the Environmental Assessment Form (EAF) for the project dated June 28, 2012, the Town Board has concluded that environmental effects of the proposed project will not exceed any of the Criteria for Determining Significance found in 6 NYCRR 617.7(c).
3. A small portion of the area proposed for the new access road adjoining Pelton Road is located within the Town's Biodiversity Conservation Overlay (BC-O) Zoning District. A letter was sent to the New York State Natural Heritage Program. The response, dated September 22, 2011 indicates that *"We have no records of rare or state listed animals or plants, significant natural communities or other significant habitats, on or in the immediate vicinity of your site."* Furthermore, the area proposed for the access road is contiguous with the Norfolk Southern Railroad, is brushland or unvegetated as a result of past railroad activities, or is in use as a hayfield by the adjoining farmer Tunis Sweetman.
4. The site is located in the Town's Aquifer Protection Overlay Zoning District. No water withdrawals are proposed in conjunction with the proposed action. The new road will add approximately one-half acre of new impervious surfaces over the aquifer. Stormwater runoff from the new impervious surfaces will be directed to grassed swales adjoining the road, where it can be expected that some infiltration will occur.
5. No freshwater wetlands are located in the immediate vicinity of the proposed road. A Protected Stream with a classification of "B" will be crossed by the proposed new road. This stream is currently directed through an existing culvert under the railroad. While it is not expected that the culvert will be replaced as part of the proposed action, in the event further engineering analysis indicates that a culvert replacement is warranted, a Protection of Waters Permit from the New York State Department of Environmental

Conservation will be secured prior to the start of construction.

For Further Information:

Contact Michael Sweeton, Supervisor
Person: Town Board of the Town of
Address: Warwick
 132 Kings Highway
 Warwick, NY 10990
Telephone: 845.986.1120

A Copy of this Notice Filed With:

Town Board of the Town of Warwick (Lead Agency)
132 Kings Highway
Warwick, NY 10990

2012-06-27-negative declaration.docx

PROJECT ID NUMBER

617.20

SEQR

APPENDIX C

STATE ENVIRONMENTAL QUALITY REVIEW

SHORT ENVIRONMENTAL ASSESSMENT FORM

for UNLISTED ACTIONS Only

PART 1 - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT / SPONSOR Town Board of the Town of Warwick	2. PROJECT NAME Proposed New Access Road - Jones Chemical
3. PROJECT LOCATION: Town of Warwick Municipality	Orange County
4. PRECISE LOCATION: Street Address and Road Intersections, Prominent landmarks etc - or provide map County Road 1A (Pelton Road) and Norfolk Southern Railroad	
5. IS PROPOSED ACTION : <input checked="" type="radio"/> New <input type="radio"/> Expansion <input type="radio"/> Modification / alteration	
6. DESCRIBE PROJECT BRIEFLY: The Orange County Department of Public Works has determined that it may close a bridge over the Wawayanda Creek that provides the only access to the existing Jones Chemical Company through the Village of Warwick. Alternative access has been proposed in the form of a new Town of Warwick road that would provide access for Jones Chemical to County Road 1A. The new access road is proposed contiguous to the Norfolk Southern Railroad alignment perpendicular to County Road 1A. The proposed new road will require a crossing of the Norfolk Southern Railroad.	
7. AMOUNT OF LAND AFFECTED: Initially 1.3 acres Ultimately 1.3 acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER RESTRICTIONS? <input checked="" type="radio"/> Yes <input type="radio"/> No If no, describe briefly:	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? (Choose as many as apply.) <input type="checkbox"/> Residential <input checked="" type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Agriculture <input type="checkbox"/> Park / Forest / Open Space <input type="checkbox"/> Other (describe)	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (Federal, State or Local) <input checked="" type="radio"/> Yes <input type="radio"/> No If yes, list agency name and permit / approval: Town Subdivision Approval, County DPW Highway Work Permit, State DEC Protection of Waters	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="radio"/> Yes <input checked="" type="radio"/> No If yes, list agency name and permit / approval:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT / APPROVAL REQUIRE MODIFICATION? <input type="radio"/> Yes <input checked="" type="radio"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant / Sponsor Name	Date: 6/23/12
Signature	

If the action is a Coastal Area, and you are a state agency,
complete the Coastal Assessment Form before proceeding with this assessment

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.
 Yes No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.
 Yes No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:
 Proposed action will route Jones Chemical traffic onto County Route 1A. This is considered beneficial since it will eliminate the need to route traffic through narrow and congested Village of Warwick streets.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:
 The action involves an equal land exchange with the existing farmer, Tunis Sweetman. No adverse effects on agriculture are expected. No historic resources are located in the path of the new road.

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:
 The area of the proposed new access road is brushland. According to the State Natural Heritage Program, there are no records of rare or state listed animals or plants or significant habitats in the vicinity of the project.

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:
 The proposed access road will not conflict with the Town Comprehensive Plan or change the use or intensity of use of Jones Chemical. The action is designed to preserve access to the plant in the face of a bridge closure.

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:
 None anticipated.

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:
 None anticipated.

C7. Other impacts (including changes in use of either quantity or type of energy? Explain briefly:
 No changes in the use of energy are anticipated.

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)? (If yes, explain briefly):
 Yes No

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? If yes explain:
 Yes No

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question d of part ii was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Name of Lead Agency: Town Board of the Town of Warwick
 Date: June 28, 2012

Print or Type Name of Responsible Officer in Lead Agency: Michael Sweetman, Supervisor
 Title of Responsible Officer: Town Planner

Signature of Responsible Officer in Lead Agency: Michael Sweetman
 Signature of Preparer (if different from responsible officer): [Signature]