



OFFICE FOR THE AGING

Steven M. Neuhaus
County Executive

Ann Marie Maglione
Director

December 10, 2015

Honorable Michael P. Sweeton
Supervisor, Town of Warwick
PO Box 489
Warwick, New York 10990

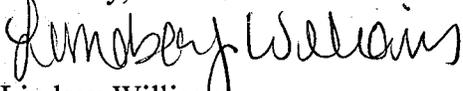
Dear Supervisor Sweeton:

Enclosed please find the 2016 Contract for certain costs associated with Senior Dining Program home delivered meals. Please complete and sign where indicated and return the entire document to this office. A copy will be sent to you once it is fully executed.

Please note that a copy of the resolution permitting the Supervisor to enter into this Agreement must accompany the signed contract.

Should you have any questions in regards to this contract, please contact Dina Sena, Fiscal Manager at (845) 615-3726.

Sincerely,

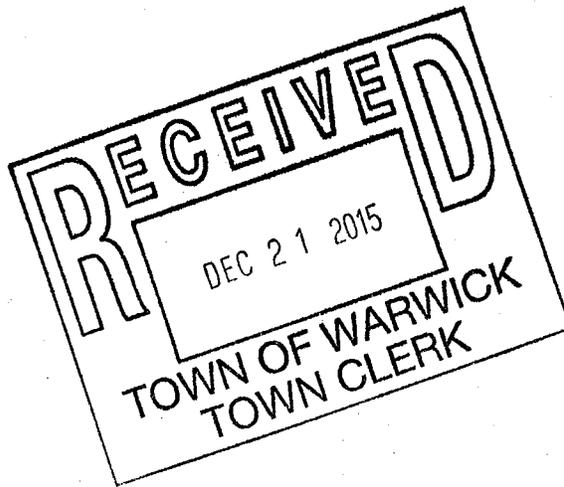

Lindsay Williams
Associate Account Clerk

Enclosure

RECEIVED

DEC 14 2015

TOWN OF WARWICK
SUPERVISOR'S OFFICE



T/clock X

1 Fairview Avenue
Warwick, NY 10990
(845)986-4356
December 21, 2015

To: Mr. Michael Sweeton-Supervisor
Mr. James Gerstner-Deputy Supervisor
Mr. Floyd D'Angelo-Councilman
Mr. Mickey Shuback-Councilman
Mr. Russell Kowak-Councilman

Dear Mr. Sweeton:

As a lifelong resident of the Town of Warwick, I would like to submit my name in consideration for the position of Zoning Board of appeals member.

I have spoken to Mr. Jan Jansen and other members of the ZBA and believe I would be a good fit in this position.

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

Thank You,

A handwritten signature in cursive script that reads "Chris Daubert".

Christopher Daubert



December 29, 2015

Michael Sweeton, Supervisor
Town of Warwick
132 Kings Highway
Warwick, NY 10990

**Re: Release of County Logging Reclamation Bond
Sunland Timber Harvest**

TB006

Dear Mr. Sweeton,

On December 28, 2015, the Town received a request from Thomas Immel of County Logging (Attachment 1) to release a Reclamation Bond for Timber Harvest Operations that were conducted at the Sunland State Corp. property, located along Bellvale Lakes Road (Lake Road) at 58-1-101.

A site inspection to confirm that any land reclamation necessary after the timber harvest operations were completed was conducted. I have determined that the areas appear stable and the logging trails are being used as active farm roads to care for the livestock being kept at this property.

It is my recommendation that the cash Reclamation Bond of \$3,000 paid on October 11, 2011 be returned to County Logging at this time.

If you have any questions, please contact me.

Sincerely,

Henningson, Durham & Richardson
Architecture and Engineering, P.C.
in association with HDR Engineering, Inc

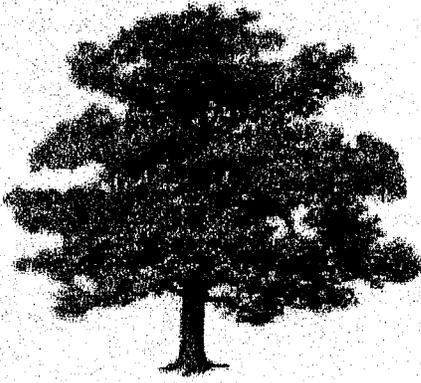
Laura A. Barca, P.E.
Project Manager

Attachments (1): 1) County Logging Bond Release Request Letter, received 12/28/15

cc: HDR Project No. 171478, TB006

hdrinc.com

1 International Boulevard, Suite 1000, Mahwah NJ 07495
T (201) 335 - 9300 F (201) 335 - 9301



**County Logging
Complete Forest Management
3 Kaprolet Ln.
Walden, NY. 12586
845-778-0177**

Letter for Bond Reclamation

Michael Sweeton, Town Supervisor
132 Kings Highway
Warwick NY 10990

RECEIVED

DEC 28 2015

Town of Warwick

Dear Mr. Sweeton,

My name is Tom from County Logging & Land Clearing and I did a small timber harvest for Sunland State Corp at 65 Swenson Circle, Berkely Heights, NJ 07922 years ago. I would like to request the \$3,000 Timber Harvest Reclamation Bond. The property was inspected post-harvest and I have been in contact with Laura Barca; she said the property passed the inspection and that we can get the bond money released to us soon. Please let me know if you have any questions. You can reach me via email or my cellphone 914.213.4026. Thank you.

Happy Holidays,

Thomas Immel

President

County Logging & Land Clearing, INC.

Attachment 1



Orange County Board of Elections

75 Webster Ave., PO Box 30

Goshen, NY 10924

Office (845) 360-6500

Fax (845) 291-2437

Toll Free 888-879-7655

www.orangecountygov.com/elections

elections@orangecountygov.com

Susan Bahren

Commissioner

David C. Green

Commissioner

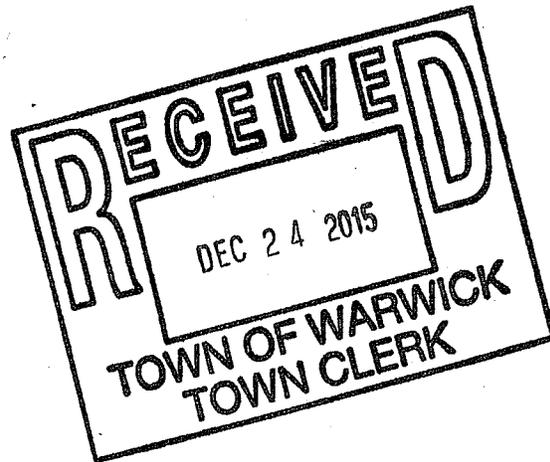
December 21, 2015

Michael Sweeton, Supervisor

Town of Warwick

132 Kings Hwy

Warwick, NY 10990



Dear Supervisor Sweeton,

On December 17, 2015 the Orange County Legislature approved a resolution to apportion and levy expenses against the cities and towns in the County of Orange to pay a portion of two elections, the September 10th Primary Election and November 3rd General Election expenses incurred by the County in 2015. The 2015 budget set the chargeback to each town and city at two-thirds of the cost of the election expenses incurred by the Board of Elections.

Section 3-226 of the New York State Election Law provides that all or any part of the type of expenses connected with elections and matters preliminary or relating thereto that were previously incurred by towns and cities, may be apportioned to a city or town.

Section 361-a of County Law provides for the levy of unpaid expenses upon the tax rolls of the said towns and cities in the next succeeding year.

The charge to the Town of Warwick for cost associated with the two elections in 2015 is \$32,330.03. All checks are to be made payable to the Commissioner of Finance and mailed to the Orange County Board of Elections at 75 Webster Ave., PO BOX 30, Goshen, NY 10924 by

March 1, 2016. Uncollected charges shall be levied on the 2017 tax rolls of said towns and cities.

An itemization of the 2015 election expenses for the Town of Warwick is provided as follows,

Election Inspectors (incl. training)		
Primary Election	\$ 9,314.46	
General Election	29,924.84	
Total Inspector Expenses		\$39,239.30
Polling Place Rentals		\$ 1,200.00
Machine Delivery		
Primary Election	\$ 1,097.50	
General Election	2,712.50	
Total Delivery Expenses		\$ 3,810.00
Pre-Election Machine Logic & Accuracy Testing		
Primary Election	\$ 173.25	
General Election	484.90	
Total Pre-Lat Testing		\$ 658.15
Field Technician Expenses		
Primary Election	\$ 340.00	
General Election	680.00	
Total Field Technician Expense		\$ 1,020.00
Post-Election Allocated Audit Expense		
Primary Election	\$ 15.00	
General Election	271.96	
Total Post-Election Audit Expense		\$ 286.96
Polling Place Set-Up/Take Down		
Primary Election	\$ 400.00	
General Election	880.00	
Total Polling Place Set-Up/Take Down		\$ 1,280.00
Blue Bag Delivery		
Primary Election	\$ 65.00	
General Election	130.00	
Total Blue Bag Delivery		\$ 195.00

Warehouse Allocated Expense	
Incl. packing cost for election bags and carts	\$ 805.63
TOTAL EXPENSE	\$48,495.04
CHARGE BACK (2/3 total expense)	\$32,330.03

Should you have any questions regarding this matter please feel free to contact us.

Sincerely,


Susan Bahren

Commissioner of Elections



David C. Green

Commissioner of Elections

Cc: Eileen Astorino, Town Clerk

CUTBD X
T/Leek

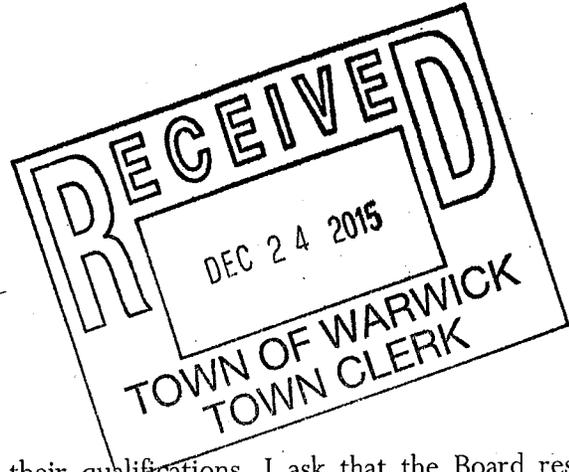
TOWN OF WARWICK

ASSESSMENT DEPARTMENT
Deborah A. Eurich, IAO, Assessor

132 Kings Highway
Warwick, New York 10990
845.986.1123

Memorandum

DATE: December 18, 2015
TO: Warwick Town Board
FROM: Deborah Eurich, IAO, Assessor *DAS*
RE: Assistant Assessor Recommendation



After interviewing three candidates and reviewing their qualifications, I ask that the Board resolve to provisionally appoint Marianne Owen-Feely to the position of Assistant Assessor, to fill the vacancy of retiring Account Clerk, Judene Giambrone, effective December 30, 2015.

Ms. Feely scored number one on the Assistant Assessor Civil Service exam given in 2014. That list was an active list, but apparently expired just before the Town requested the list, which was not a mandatory list.

Ms. Feely is the only candidate with experience in assessment, has 20 years of experience in an Assessor's office and is highly recommended by former employer, former Assessor of the Town of Chester, current Town of Hamptonburgh Assessor and President of Association of Towns, Andrea Nilon, FIAO, as well as Orange County Assistant Director of Real Property Tax Services, Eric Ruscher. She has been serving as Assistant Assessor part-time for the Town of Wallkill. She is already a Certified Candidate for Assessor by the New York State Office of Real Property Tax Services.

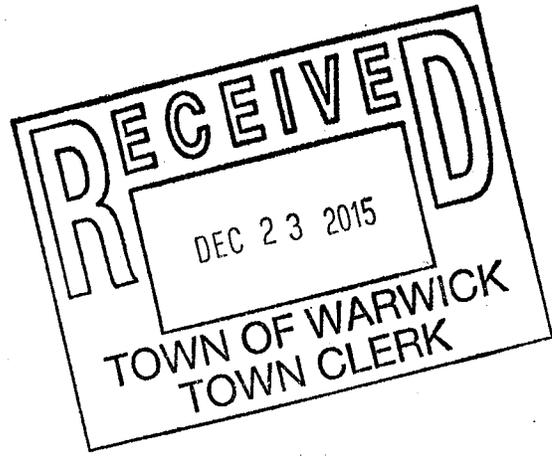
In reviewing the qualifications of all three candidates, I find that Ms. Feely is most qualified in terms of experience. My office has been understaffed for five years, and there is no time to begin to train a candidate to start at the busiest time in our assessment calendar when there is a qualified candidate available that is well versed in the requirements of that calendar, as well as Real Property Tax Law, including the potential one thousand exemptions that will be applied for in January alone.

I would hope that the Board would consider and respect my recommendation as the Department Head that will responsible for the employee, as well as my judgment in choosing the best and most appropriate employee for the Town.

Please contact me with any questions that you may have.

Thank you.

*ASPE
\$28.81 per hr.
annual*



December 23, 2015

Michael Sweeton, Supervisor
Town of Warwick
132 Kings Highway
Warwick, NY 10990

Re: Release of IBM Skanska Erosion Control Bond Release

TB025

Dear Mr. Sweeton,

The Town has received a request from Paul Caretsky, Project Manager at Skanska dated December 07 2015 (Attachment 1), to release a Soil Erosion and Control Bond for Building Expansions at the IBM Sterling Forest property located at 299-300 Long Meadow Road.

A site inspection to confirm that soil stabilization was conducted and I have determined that the disturbed areas have been stabilized and the Soil Erosion Control Bond #09157530 in the amount of \$28,000 dated December 08, 2014 can be released at this time.

If you have any questions, please contact me.

Sincerely,

Henningson, Durham & Richardson
Architecture and Engineering, P.C.
in association with HDR Engineering, Inc

Laura A. Barca, P.E.
Project Manager

Attachments (1): 1) Skanka Bond Release Request Letter, dated 12/07/15

CC: HDR Project No. TBD, TB025

hdrinc.com

1 International Boulevard, Suite 1000, Mahwah NJ 07495
T (201) 335 - 9300 F (201) 335 - 9301

A LOCAL LAW ESTABLISHING A RIGHT-TO-FARM POLICY IN THE TOWN OF
WARWICK, NEW YORK.

BE IT ENACTED, by the Town Board of the Town of Warwick, State of New York as follows:

SECTION 1. LEGISLATIVE INTENT AND PURPOSE.

It is the declared policy of the Town of Warwick to conserve, protect and encourage the use of its agricultural land for the production of food and other agricultural products. When nonagricultural land uses extend into agricultural areas, agricultural operations often become the subject of nuisance suits. It is the purpose of this policy to reduce the loss to the County of its agricultural resources by limiting the circumstances under which agricultural operations may be deemed to be a nuisance. It is expressly found that whatever nuisance may be caused to others by such uses and activities so conducted with sound agricultural practices in more than offset by the benefits from farming to the Town economy by the production of local food and products, and to neighborhood and community and to society, in general, by the preservation of open space by maintaining the inherent beauty of the countryside and by the preservation and continuance of farming operations in the Town of Warwick.

SECTION 2. DEFINITIONS.

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

AGRICULTURAL ACTIVITIES -- Those activities involved in the production of crops, livestock, and livestock products by farm operations, all as defined in Section 301 of Article 25-AA of the New York Agriculture and Markets Law of New York, including but not limited to the following:

- a. Field crops including corn, wheat, oats, rye, barley, hay, potatoes, dry beans and sod;
- b. Vegetables including tomatoes, snap beans, cabbage, carrots, beets, onions and corn;
- c. Fruits including apples, berries, cherries, peaches and pumpkins;
- d. Horticultural ornamental specialties including nursery stock, shrubs, ornamental trees, flowers and vegetables;

- e. Livestock and livestock products, including cattle, sheep, hogs, goats, horses, poultry, ratites such as ostriches, emus, rheas, kiwis, farmed deer, farmed buffalo, fur bearing animals, wool bearing animals, such as alpacas and llamas, milk, eggs and furs;
- f. Christmas trees derived from a managed Christmas tree operation whether dug for transplanting or cut from the stump;
- g. Aquaculture products, including fish, fish products, water plants and shellfish;
- h. Forestry products such as short rotation woody crops used for bio-energy and maple syrup products.

Further, agricultural activities shall include an activity engaged in, by, or on behalf of a farmer in connection with any furtherance of the business of agriculture or farming and shall include without limitation, the collection, transportation, distribution, composting, cooling, drying and storage of animal and poultry waste; storage, transportation and use of equipment for tillage, planting, harvesting and marketing; transportation, storage and use of legally permitted fertilizers and limes, insecticides, pesticides, herbicides, and fungicides; construction of farm structures and facilities, including farm wineries and other on-farm food processing as permitted by local and State building code regulation; construction and maintenance of fences and other enclosures; and the use and/or maintenance of related pastures, idle or fallow land, woodland, wetland, farm ponds, farm roads and certain farm buildings and other structures related to agricultural practices.

DISPUTE RESOLUTION CENTER – shall mean the Dispute Resolution Center presently located at 210 East Main Street, Middletown, New York serving Orange, Putnam, Sullivan and Ulster Counties.

FARMLAND – Land within an agricultural district created pursuant to Section 303 or land used in agricultural production subject to an agricultural assessment pursuant to Section 306 of Article 25-AA of the New York Agriculture and Markets Law, used primarily for bona fide agricultural production, for commercial purposes, of all those items and products defined in the New York Agriculture and Markets Law, Section 301.

RIGHT TO FARM – The right to farm shall apply to farmers as well as those employed or otherwise authorized to act on behalf of farmers and shall also include, subject to the provisions of Section 3 of this Local Law, the use of large irrigation pumps and equipment, aerial and ground seeding and spraying, cooling and drying, transporting large, slow-moving equipment over roads within the County, and the employment of farm laborers, all for the purpose of producing from the land agricultural products such as vegetables, grains, hay, fruits, fibers, wood, trees, plants, shrubs, flowers and seeds.

This “right to farm” shall also include, subject to the provisions of Section 3 of this Local Law, the right to use land for grazing by animals, subject to the restrictions for intensive fowl or livestock farms. The foregoing uses and activities included in the “right to farm”, when reasonable and necessary for the particular farming, livestock or fowl production and when conducted in accordance with sound agricultural practices, as determined in accordance with Section 3 of this Local Law, may occur on holidays, Sundays and weekdays, any time of night or day, and the noise, odors, dust and fumes that are caused by them are also specifically incorporated in the right to farm. In addition to the factors set forth in Section 3 of this Local Law for determining whether an agricultural practice is sound, and in determining the reasonableness of the time, place and methodology of such operation, due weight and consideration shall be given to traditional customs and procedures in the agricultural industry, advances resulting from increased knowledge or improved technologies and whether or not the practice is legal and not causing off-site property damage or bodily harm.

**SECTION 3. RESTRICTIONS ON PRIVATE NUISANCE ACTIONS AGAINST
AGRICULTURAL OPERATIONS.**

Notwithstanding any other provision of this Local Law, agricultural activities conducted on farmland, if consistent with sound agricultural practices as may be determined by the New York State Commissioner of Agriculture and Markets and with Federal, State, and local laws, regulations or ordinances, are deemed to be reasonable and shall not constitute a nuisance.

SECTION 4. NOTICE TO PROSPECTIVE NEIGHBORS/NOTICE OF FARM USE.

For the purpose of giving due notice of agricultural activities to proposed new residential areas adjacent to unimproved land being farmed or suitable, this Local Law encourages and supports a local Planning Board requirement that any applicant for an adjacent major or minor subdivision, as a condition of approval of such application, include a provision in each and every deed conveying all or any portion of the lands thereby subdivided, as well as on filed final subdivision maps, the following record notice to and waiver by grantees of such present or future proximate farming uses, which provision shall be made to run with the land:

Agricultural Notes: Being that this project is located within 2,000-feet of an agriculturally zoned district or within the AP-O District, it may have active farming operations in the vicinity. Be advised of the following:

1. Farming is encouraged in the Town; it does not only occur between 8:00 a.m. and 5:00 p.m. and is dependent on Mother Nature. Residents should be aware of noise from agricultural machinery being operated in nearby fields in both early morning and evening hours and noise from crop drying fans, which run 24 hours a day during harvest season.
2. The roads leading to and from the subdivision are frequently traveled by farmers and their slow moving vehicles and equipment.
3. Farmer neighbors very often spray their crops with pesticides in accordance with accepted practices of the New York State Department of Environmental Conservation (6 NYCRR Part 325).
4. Existing agricultural operations may create both unavoidable odors and unsightliness commonly associated with farming operations in the area.
5. There are dangers in letting children and pets roam into any adjacent agricultural fields, which is private property.

6. Residences for seasonal farm laborers are an accessory use to farming activities in the agricultural zone.
7. Be advised of the nuisance of blowing black dirt caused by wind storms in the area.
8. In accordance with §164-46.J (23) of the Town Code, no Building Department permit for a new residence shall be issued and no lot shall be sold or conveyed in the Agricultural Industry and Agricultural Protection Overlay Districts unless the Applicant/Purchaser of such residence/lot files a statement with the Town Clerk that he or she understands that the lot lies within the Agricultural Zoning District within which the primary activity is farming.
9. A declaration referencing the Agricultural Notes has been recorded in the Orange County Clerk's Office at Liber _____ and Page _____ on _____.

SECTION 5. REAL PROPERTY DISCLOSURE.

In accordance with New York State Real Property Law, Section 333-c and Real Property Tax Law, section 574 and Agriculture and Markets Law Section 310, prior to the sale, purchase, or exchange of any real property located partially or wholly within an Orange County Agricultural District established pursuant to the provisions of New York State Agriculture and Markets Law Article 25-AA, the prospective grantor shall deliver to the prospective grantee a notice which states the following:

“It is the policy of New York State and The Town of Warwick to conserve, protect and encourage the development and improvement of agricultural land for the production of food, and other products, and also for its natural and ecological value. This notice is to inform prospective residents that the property they are about to acquire lies partially or wholly within an agricultural district and that farming activities occur within the district. Such farming activities may include, but are not limited to, activities that cause noise, dust and odors.”

Failure of the grantor to provide such information to the grantee shall not prevent the recording officer from filing such deed.

SECTION 6. RESOLUTION OF DISPUTES.

Should any controversy arise regarding any agricultural operation or practice, the aggrieved parties may submit the controversy to the Dispute Resolution Center ("Dispute Resolution Center") for mediation under the New York State Agricultural Mediation Program.

SECTION 7. CERTAIN ACTIONS NOT AFFECTED.

The provisions of this Local Law shall not defeat the right of any person, firm or corporation to recover damages for any injuries or damages sustained by them on account of any pollution of, or change in condition of, the waters of any stream or on account of any overflow of lands of any such person, firm or corporation.

SECTION 8. SEVERABILITY CLAUSE.

If any part of this Local Law is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remainder of this Local Law.

SECTION 9. EFFECTIVE DATE.

This Local Law shall become effective on _____.