

**PUBLIC HEARING**  
**March 28, 2024**  
**7:15pm**

**PUBLIC HEARING:** INTRODUCTORY LOCAL LAW NO. 3 OF 2024 “AMEND LOCAL LAW NO. 5 OF 2023 “2023 A LOCAL LAW PROVIDING FOR A PARTIAL TAX EXEMPTION UPON REAL PROPERTY BASED UPON THE OWNER’S VOLUNTEER MEMBERSHIP IN FIRE DISTRICTS AND AMBULANCE DISTRICTS OF THE TOWN OF WARWICK PURSUANT TO SECTION 466-a OF THE REAL PROPERTY TAX LAW TO INCLUDE DECEASED MEMBER PARTIAL EXEMPTION ELIGIBILITY

**PUBLIC HEARING**  
**March 28, 2024**  
**7:30pm**

**PUBLIC HEARING:** 2025 HUD PROJECT - GOVERNING BODY FAIR HOUSING

**AGENDA - TOWN BOARD MEETING**  
**March 28, 2024**  
**7:30 pm**

**REGULAR MEETING:**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**ACCEPTANCE OF MINUTES**

1. Regular Meeting- February 22, 2024
2. Public Hearing – February 22, 2024 Introductory Local Law No. 2 of 2024- Add Alternate Member to the Zoning Board of Appeals
3. Revocation Hearing –February 22, 2024 5 Peach Tree Lane, Warwick, New York
4. Regular Meeting- March 14, 2024

**CORRESPONDENCE:** (see addendums #1)

**BOARD’S DISCUSSION ON CORRESPONDENCE**

**VISITING ELECTED OFFICIALS**

**DEPARTMENT OF PUBLIC WORKS REPORT:** (see addendum #2)

**PARKS DEPARTMENT:** (see addendums #3)

**ENVIRONMENTAL CONSULTANTS REPORT** (see addendum #4)

**COUNCILMAN DE ANGELO REPORT**

**COUNCILMAN KOWAL REPORT**

**COUNCILMAN MATTINGLY REPORT**

**COUNCILMAN SHUBACK REPORT**

**ATTORNEY REPORT**

**TOWN CLERK REPORT:** (see addendum #5)

**SUPERVISOR REPORT**

**PRIVILEGE OF THE FLOOR (AGENDA ITEMS)**

**NEW BUSINESS:**

**#R2024-148 PROCLAMATION- CELEBRATE ARBOR DAY**

Motion to Proclaim April 26, 2024 Arbor Day.

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special Day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind, and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our town increase property values, enhance the economic vitality of our business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I, James E. Gerstner, Deputy Supervisor of the Town of Warwick do hereby proclaim April 26, 2024 as Arbor Day in the Town of Warwick, New York, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

**#R2024-149 RE-APPOINTMENT FOR PINE ISLAND RECREATIONAL BOARD – PAULETTE WILK RUDY**

Motion to adopt a resolution re- appointing Paulette Wilk Rudy to the Pine Island Board of Recreation for a Four (4) year term to expire May 31, 2028.

**#R2024-150 APPOINT PART-TIME SEASONAL DPW LABORER**

Motion to adopt a resolution to appoint Wade Lysyczyn as a part-time Seasonal DPW laborer effective March 29, 2024 at a rate of pay of \$17.00 per hour.

**#R2024-151 REQUEST TO SERVE ALCOHOL – HUREY WEDDING**

Motion to adopt a resolution granting permission to Bobbie and Mark Hurey to serve alcohol at the Mountain Lake Park on September 21, 2024. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

**#R2024-152 REQUEST TO SERVE ALCOHOL – CORE THEATER GROUP**

Motion to adopt a resolution granting permission to the Core Theater Group to serve alcohol at the Mountain Lake Park on July 25-28, 2024. Certificate of Liability and Liquor Liability Insurance is on file in the Clerk's office.

**#R2024-153 ACCEPT RESIGNATION OF PART-TIME DISPATCHER – ZANE FORESTIRE**

Motion to adopt a resolution accepting the resignation of part-time Dispatcher Zane Forestire effective March 11, 2024.

**#R2024-154 ACCEPT RESIGNATION FOR RETIREMENT PURPOSES POLICE SERGEANT – FREDERICK HOFFMAN**

Motion to adopt a resolution to accept the resignation of Police Sergeant Frederick Hoffman for the purpose of retirement effective April 12, 2024.

**BILLS**

**PRIVILEGE OF THE FLOOR (GENERAL)**

**RECONVENE**

**ADJOURN**

TENTATIVE

**CORRESPONDANCE:**

**PAULETTE WILK RUDY** – Committee Member, Pine Island Recreation Committee. Letter to the Town Board received March 14, 2024 requesting to be re-appointed to the Pine Island Recreation Committee.

**JOAN MAXWELL-** Organizer, Warwick Repair Café. Email dated March 18, 2024 to the Clerk regarding the March 16<sup>th</sup> Repair Café and thanking the volunteers. They welcomed 84 people to the front desk requesting 147 repairs. They had 33 first timers to the Repair Café: The Repair Coaches worked on job tickets that included 60 tool and Knife sharpening, 28 sewing, 10 jewelry, 3 glue, 21 lamps, 11 electrical, 2 sewing machines, 1 doll, 1 boom box, 3 clocks, 1 iPad, 1 blender, 1 laptop, 2 hair dryers, 1 printer, 1 large crochet/knit. The next Repair Café is Saturday May 18, 2024.

**VETERAN’S NONPOFIT CAPITAL PROGRAM** – Email to the Clerk dated March 18, 2024 This is a reminder that the VNCP Round 2 Application due date is approaching (see key dates noted below). Eligible veterans’ organization may apply for one (1) VNCP award for one project that may consist of multiple areas of their facility (i.e., kitchen, community room and HVAC). If multiple VNCP Applications are submitted by a veterans’ organization, only the first received will be considered, therefore, once a VNCP Application has been submitted, a VNCP Application will not be returned or replaced by future submissions by the Applicant. **Therefore, please be sure to double check that everything being submitted (information and documentation) is correct prior to submission.**

**VNCP Applications Due By April 19, 2024**

**Applicants should be sure to:**

1. Obtain a prequalified State Financial System (SFS) Prequalification Application (or maintain the prequalification status in SFS – as a reminder the Grants Management System converted all prequalified Grants Gateway Document Vaults to SFS in January 2024). **Please refer to the Grants Management [website](#) and the Questions and Answers noted below for additional details.** **NOTE: It is highly recommended that you start the prequalification process no later than March 31 as it may take a significant amount of time to get through the process.**
2. Review the VNCP Round 2 Request for Grant Applications (Round 2 RGA) including all of the Exhibits and Appendices on the NYS Department of Veterans’ Services [Website](#).
3. Review the VNCP Zoom Conference Call video on the NYS Department of Veterans’ Services [Website](#).
4. Review the VNCP Round 2 Questions and Answers in the Documents Section of the NYS Department of Veterans’ Services [Website](#).
5. Submit an Application based on the Round 2 RGA requirements.

**LINDA A. ZAPPALA** - Town Clerk, Town Of Chester. Mailed a copy of Town of Chester resolution to Amend Introductory Local Law 8 of 2023, A Local Law Instituting a moratorium on certain permits, certificates of occupancy and approvals for residential development consisting of five (5) or more residential lots or multi-family or multi-unit dwellings containing five (5) or more dwelling units.

**ZANE FORESTIRE** – Part-time Dispatcher, Town of Warwick Police. Letter to the Head Dispatcher Schweizer regarding his resignation.

**KELLY ROLO** – Orange & Rockland Utilities. Email to the Town Clerk dated March 20, 2024 regarding Orange & Rockland urging Municipalities to check for excavator certification. Hitting and damaging underground lines can result in death, injury, fines, arrests, property damage and a sizeable repair bill from O&R. Not to mention the inherent danger faced by your municipalities' first responders. That's why it's important to hire trained professional excavators. We encourage you to consider qualifying your highway department and your contractors to become certified as well. The UDIG NY Certified Excavator Program in Safe Digging Best Practices has set a new standard for training New York State professional excavators in the proper procedures of excavation. When a person has successfully completed the UDIG NY Certified Excavator Program (CEP) in Safe Digging Best Practices, they are certified by the one-call center for five (5) years\*, demonstrating a fundamental understanding of the Safe Digging Best Practices that should be used for safe excavation in accordance with the Common Ground Alliance Best Practices and New York State Code Rule 753. When you hire a contractor or new employee you can check the [UDIG NY Training Verification](#) site to see if they are qualified. Simply type in their individual or company name to get the latest certifications. You'll be glad you did.

**FREDERICK M. HOFFMAN JR.** – Sergeant, Town of Warwick Police. Letter dated March 25, 2024 to the Chief of Police regarding his retirement.

## DEPARTMENT OF PUBLIC WORKS REPORT

<b>CULVERT PIPES</b>	<b>East Shore Rd.</b>	<b>Clean culvert pipes</b>
<b>DRAINAGE</b>	<b>State School Rd.</b>	<b>Clean drainage pipe</b>
<b>TREE WORK</b>	<b>Jessup Rd.</b>	<b>Brush roadsides</b>
	<b>Penaluna Rd.</b>	<b>Clean up tree debris</b>
	<b>Mountain Lakes Park</b>	<b>Remove 40+ dead ash trees and remove</b>
		<b>stumps</b>
<b>POT HOLES</b>	<b>Town wide</b>	<b>Fill with cold mix</b>
<b>SANDING</b>	<b>Town wide</b>	<b>Salt icy spots</b>
<b>VEHICLE MAINT.</b>	<b>As needed</b>	
<b>EMERG. REPAIRS</b>	<b>As needed</b>	
<b>ROAD SIGNS</b>	<b>Town wide</b>	<b>Replace as needed</b>
<b>HAUL MATERIAL</b>	<b>Stockpile</b>	<b>Haul road grit to stockpile</b>
<b>WATER DEPT.</b>	<b>Park Dr.</b>	<b>Repair water main</b>

**PARKS DEPARTMENT**

<b>Union Corners Park</b>	<b>Open</b>	<b>Town</b>
<b>Mountain Lake Park</b>	<b>Pool Closed</b>	<b>Town</b>
<b>Town of Warwick Dog Park</b>	<b>Open</b>	<b>Town</b>
<b>Airport Road Park</b>	<b>Open</b>	<b>Town</b>
<b>Cascade Park</b>	<b>Open</b>	<b>Town</b>
<b>Wickham Woodland Park</b>	<b>Open</b>	<b>Town</b>
<b>Wickham Passive Boat Launch</b>	<b>Closed</b>	<b>Town</b>
<b>Pine Island Park</b>	<b>Open</b>	<b>Town</b>
<b>Thomas P. Morahan Waterfront Park</b>	<b>Beach Closed</b>	<b>Village of GWL</b>
<b>Ben Winstanley Park</b>	<b>Open</b>	<b>Village of GWL</b>
<b>Village of GWL Dog Park</b>	<b>Open</b>	<b>Village of GWL</b>

TENTATIVE



**Wickham Water District**

Wells #11	1,606,100 gal
Average daily use	55,400 gal
Sodium Hypochlorite used	60 qt
Orthophosphate used	35 qt
Caustic Soda	24 gal

**Bellvale Park Water District**

Total monthly production	70,800 gal
Average daily use	2,400 gal
Sodium Hypochlorite used	6 qt

**Eurich Heights Water District**

Total monthly production	208,300 gal
Average daily use	7,200 gal
Sodium Hypochlorite used	16 qt
Orthophosphate used	14 qt

**Pine Island Water District**

Total monthly production	140,900 gal
Average daily use	7,000 gal
Sodium Hypochlorite used	16 qt

**Westside #1 Water District**

Total monthly production	1,212,100 gal
Average daily use	41,800 gal
Sodium Hypochlorite used	40 qt
Orthophosphate used	20 qt
Caustic Soda	23 gal

**ADDENDUM 4 (pg. 2 of 2)**

**The Fairgrounds**

Total monthly production	121,800 gal
Average daily use	4,200 gal
Sodium Hypochlorite used	8 qt

**The Warwick Tech Park**

Total monthly production	537,900 gal
Average daily use	18,500 gal
Sodium Hypochlorite used	24 qt

**Mountain Lake Park**

Total monthly production	22,700 gal
Average daily use	800 gal
Sodium Hypochlorite used	4 qt

**Hillside water**

Total monthly production	110,000 gal
Average daily use	3,500 gal
Sodium Hypochlorite used	4 qt

**Sewer District #1 Wastewater Treatment Facility**

Warwick Tech Park	423,700 gal	7.20%
Wickham Village District	3,904,626 gal	66.50%
Kings Estates District	1,541,594 gal	26.30%
<b><u>Total District Flow</u></b>	<b>5,869,920 gal</b>	<b>100%</b>
<b><u>Average Daily Flow</u></b>	<b>202,411 gal</b>	

All facility maintenance has been done for the month. (Oil grease, filters)  
The belt press ran for 17 hrs. and 5 gal of polymer was used.

**Sewer District #2 Wastewater Treatment Facility – The Fairgrounds**

<b><u>Total District Flow</u></b>	170,138 gal
<b><u>Average Daily Flow</u></b>	5,867 gal

**ADDENDUM 5**

**TOWN CLERK:**

**BOARD OF ELECTIONS-** Orange County will have six sites available for Early Voting and sites are open to all eligible enrolled voters throughout the County. All early voting sites are accessible to voters with physical disabilities.

**DATES AND HOURS OF VOTING DURING EARLY VOTING**

The dates and hours for early voting are uniform for all six sites during the Election:

Saturday, March 23, 2024	9am to 6pm
Sunday, March 24, 2024	9am to 6pm
Monday, March 25, 2024	11am to 8pm
Tuesday, March 26, 2024	11am to 8pm
Wednesday, March 27, 2024	7am to 4pm
Thursday, March 28, 2024	7am to 4pm
Friday, March 29, 2024	7am to 4pm
Saturday, March 30, 2024	9am to 6pm

TENTATIVE

## NOTICE OF PUBLIC HEARING

**PLEASE TAKE NOTICE** that the town board of the Town of Warwick will be holding a Public Hearing to consider proposed Introductory Local Law No. 3 of 2024 entitled, "Amend Local Law No. 5 of 2023 a Local Law providing for a partial tax exemption upon Real Property based upon the owner's volunteer membership in Fire Districts and Ambulance Districts of the Town of Warwick pursuant to section 466-a of the Real Property Tax Law to include deceased member partial exemption eligibility". Said public hearing to be held on Thursday, March 28, 2024 at 7:15 p.m. at the Town Hall, 132 Kings Highway, Warwick, NY or as soon thereafter as the matter may be heard. A complete copy of the Introductory Local Law is available for inspection in the Clerk's office and/or the Town of Warwick website, [townofwarwick.org](http://townofwarwick.org). All interested persons will be given the opportunity to be heard.

Dated: March 20, 2024

**By order of the town  
Board of the Town of Warwick  
Eileen Astorino  
Town Clerk**

**PLEASE TAKE NOTICE** that the Town Board of the Town of Warwick does hereby set a public hearing on March 28, 2024 at 7:30pm at the Town Hall, 132 Kings Highway, Warwick, New York on proposed Application for FY-2025 Orange County Community Block Grant Program or soon thereafter as the matter may be heard.

The Town of Warwick invites public comments and suggestions regarding projects to be considered for funding under the Orange County Community Development Block Grant Program. Under this Program a variety of physical improvements as listed below are eligible for funding: acquisition and disposition of real property; public works, public facilities or site improvements; code enforcement (housing and health codes); clearance, demolition and rehabilitation for public use or economic development; housing rehabilitation loan and grants; special projects for elderly and handicapped; provision of public services (shelter, clinics, senior nutrition, etc); payment of non-federal shares of other grant programs; relocation payments and assistance. The Town of Warwick will be considering projects to be submitted to the Orange County Development Block Grant Program. The deadline for submittal is June 21, 2024 at 4:00pm.

All interested persons will be given the opportunity to be heard. All written comments must be received by the Board at or prior to the public hearing.

**DATED: March 20, 2024**

**BY ORDER OF THE TOWN  
BOARD OF THE TOWN OF WARWICK  
EILEEN M. ASTORINO  
TOWN CLERK**

**RECEIVED**

**MAR 18 2024**

**TOWN OF WARWICK  
TOWN CLERK**

**TOWN OF CHESTER**

**TOWN BOARD**

**RESOLUTION TO RECLASSIFY THE PROPOSED BUILDING MORATORIUM**

**AS A TYPE II ACTION PURSUANT TO SEQR**

WHEREAS, the Town Board of the Town of Chester introduced a local law to enact a building moratorium on December 13, 2023; and

WHEREAS, the action was classified as a Type I action; and

WHEREAS, development moratoria are specifically classified as a Type II action pursuant to 6 NYCRR 617.5 (c) (36) and not subject to SEQR Review.

NOW THEREFORE BE IT RESOLVED that the Town Board hereby classifies the proposed action as a type II action under SEQR and directs the Town Clerk to notify all interested and involved agencies of the same.

**Vote Rollcall:**

Supervisor Holdridge	Yes <u>X</u>	No _____	Abstain _____	Absent _____
Council Member Ardisana	Yes <u>X</u>	No _____	Abstain _____	Absent _____
Council Member Becker	Yes <u>X</u>	No _____	Abstain _____	Absent _____
Council Member Courtenay	Yes <u>X</u>	No _____	Abstain _____	Absent _____
Council Member Dysinger	Yes _____	No _____	Abstain _____	Absent <u>X</u>

**ADOPTED**

**STATE OF NEW YORK**

**COUNTY OF ORANGE**

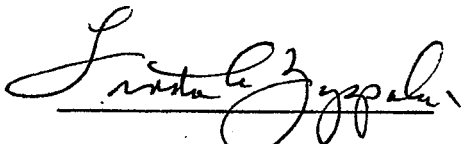
**TOWN OF CHESTER**

I, Linda A. Zappala, Town Clerk of the Town of Chester, Orange County, New York,

**DO HEREBY CERTIFY**, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Chester at a meeting of said Board held on the 24th day of January, 2024, and that the foregoing is a true and correct transcript of said original resolution and of the whole thereof, and that said original resolution is on file in my office.

**DO FURTHER CERTIFY** that each of the members of said Town Board had due notice of said meeting, and that Brandon Holdridge, Supervisor, Anthony Ardisana, Tom Becker, and Robert Courtenay, Council Members were present at such meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the seal of the Town of Chester, this 25th day of January, 2024.



Linda A. Zappala, Town Clerk

**TOWN OF CHESTER**  
**INTRODUCTORY LOCAL LAW NO. 8 OF 2023**  
**REVISED 2-28-2024**

**A LOCAL LAW INSTITUTING A MORATORIUM ON CERTAIN PERMITS,  
CERTIFICATES OF OCCUPANCY AND APPROVALS FOR CERTAIN  
DEVELOPMENT**

Be it enacted by the Town Board of the Town of Chester in the Count of Orange as follows:

**Section 1. Purpose and Intent**

The Town of Chester finds and determines that the current comprehensive plan, subdivision and zoning laws do not adequately protect the Town's unique character and significant natural and cultural resources while accommodating appropriate and complementary growth. As such the Town Board recognizes the need to review and amend the Town's Comprehensive Plan and conform its zoning and subdivision regulations to that comprehensive plan and also to the New York State laws governing land use.

**Section 2. Legislative Findings**

The Town Board of Chester does hereby find that appropriate measures must be taken to secure a temporary reasonable halt on non-residential development and certain residential permits, certificates of occupancy and approvals for development within the Town to protect the public interest while the Town Board completes its review and potential revisions to the Town's Comprehensive Plan and Zoning Code, including the necessary compliance with the analysis and procedures mandated by the State Environmental Quality Review Act ("SEQRA").

Without a temporary halt on non-residential development and certain residential permits, certificates of occupancy and approvals for development within the Town of Chester, there is the potential that undesirable development could be located in areas within the Town which would be unsuitable or incompatible with the goals and objectives of the Comprehensive Plan revisions. The potential for such unsuitable or incompatible development would have materially adverse and irreversible impacts to the Town. By maintaining the *status quo* on all non-residential development and residential development consisting of five (5) or more residential lots or Multifamily or Multi-Unit dwellings containing five (5) or more dwelling units in the Town until such time as appropriate consideration and potential amendments to the Town Zoning Code and Comprehensive Plan are adopted, the Board of Trustees can provide for the planned orderly growth and development of the Town.

The Town Board has retained the services of a planning consultant to provide recommendations regarding review and amendments to Comprehensive Plan, and draft said Comprehensive Plan. The Town Board also created an advisory board of residents and members of various Town boards, including the Town Board, to assist the Planning Consultant. The planning consultant and advisory board have worked diligently and anticipate a draft Comprehensive Plan to be submitted

within the next six to nine months. Therefore, the Town Board has determined that the moratorium on land use approvals and building permits should be adopted for a finite amount of time in order to allow the planning consultant and advisory board to complete their work.

### **Section 3. Moratorium Imposed; Applicability**

- A. A moratorium on all land use approvals and building permits as set forth below is hereby imposed.
- B. This Local Law shall expire without further action of the Town Board nine (9) months following the effective date hereof and thereafter shall be of no force or effect. However, if it appears that any required review and study referred to hereinabove will not be completed within nine (9) months from the effective date of this Local Law, the Town Board may, by resolution, extend the period of this Moratorium for up to two (2) additional three (3) month extensions.
- C. Scope: Other than as excepted in subsection (E) below, no Town board, agency or department shall process, hear, approve or sign any new or pending preliminary or final site plan, preliminary or final subdivision, special permit, variance or other land use application or permit including, but not limited to any land disturbance or grading permit, erosion and sediment control permit, wetland permit, sewer connection permit, floodplain development permit, and water connection permit.
- D. To the extent that any provision of New York State Law imposes a time frame for action by a municipal entity, board or body so that a default approval will result from any inaction, the time for any action required by any Town Board, Body, Agency or other entity shall be and is hereby extended until this Moratorium and any as well as all extensions thereof have expired and have not been extended by the Town Board. Therefore, no default approval shall be deemed to have taken place with regard to any application for any approval concerning land use development by reason of this Moratorium being in effect. Should any New York State Law preempt this provision, then this Local Law shall be deemed to constitute a denial without prejudice of any application or relief sought by any land use applicant or entity with said application or relief being deemed as ready for resubmission and reconsideration ninety (90) days after the date of the expiration of any and all moratorium or extension thereof.
- E. Exemptions:

The following types of approvals shall be exempt from the moratorium and may be considered and acted upon during the moratorium:

1. Consideration of subdivision and/or site plan applications for residential dwellings of fewer than five (5) units or lots and the issuance of any building permits in relation thereto.
2. The issuance of building permits to a property that has received site plan, special permit approval, or subdivision approval provided however, that said property is under



development at the time of the adoption of this law and provided that said site plan or special permit approval has not lapsed.

3. The following Projects, which are presently before the Chester Planning Board and have received conditional final approval, are specifically exempt:

Hills of Chester;  
Ridgeview Estates;  
Chesterdale; and  
Woodridge.

4. Consideration and approval by the Zoning Board of Appeals for an application for an area variance or interpretation.
5. Issuance of a ministerial permit such as a building permit issued for the purpose of complying with the New York State Uniform Fire Prevention and Building Code or to remedy a violation.
6. Approval of a lot line adjustment, provided that said adjustment does not increase the size of any lot by greater than ten (10) percent.
7. Approval of an addition, alteration or reconstruction of an existing structure which results in no greater than a ten percent (10%) change in the square footage of such structure and which is not intended or designed to alter the approved or legal use or accommodate any new or different use of such structure.
8. Approval of a land use application that has been issued a Negative Declaration pursuant to the State Environmental Quality Review Act (SEQRA) by the lead agency, as of the effective date of this Moratorium.

F. Any applications for approvals or permits filed after the Effective Date, and not otherwise exempted from this moratorium, shall be filed at the risk of the applicants and shall not be processed, granted or issued until this moratorium is lifted.

G. During the period of the moratorium, the Town Board shall endeavor to complete all reasonable and necessary review, study, analysis and, if warranted, revisions to the Town of Chester Zoning Code.

#### **Section 4. Administrative Relief from Moratorium**

A. In order to prevent an unlawful taking of property and to prevent irreparable harm, the Town Board is authorized to grant limited relief from this moratorium pursuant to the standards and requirements herein. An applicant seeking such relief shall be required to show by clear and convincing evidence including credible dollars and cents proof, that the applicant cannot make any reasonable use of its property with any of the uses permitted in the relevant zoning district; that the moratorium causes irreparable injury to the applicant; and that it would be unreasonable and unjust not to grant relief from the moratorium. Any

relief granted by the Town Board shall be the minimum necessary and the Town Board may impose conditions on any relief granted.

- B. All such applications for relief shall be deemed Unlisted actions under SEQRA. The Town Board shall be declared lead agency for such applications.
- C. The applicant or any other person aggrieved by a decision of the Town Board hereunder may apply to the New York State Supreme Court pursuant to Article 78 of the Civil Practice Laws and Rules.
- D. In the event relief from the moratorium is granted by the Town Board, the applicant shall proceed to other Town board(s) to apply for required development approval(s). Notwithstanding any relief granted pursuant to this section, a development approval shall not be granted unless the approved application complies with all zoning and all other requirements in effect on the date of approval.

#### **Section 5. Notice to Applicants - Change in Zoning Requirements.**

This section provides notice to all applicants that although an application authorized in Section 4 above may proceed through the Planning Board and/or Zoning Board of Appeals review process, the applicant proceeds at its risk, because such application may be impacted or denied because of a change in subdivision or planning and zoning requirements. A development approval shall not be granted unless the approved application complies with all subdivision or planning and zoning and other requirements in effect on the date of approval.

#### **Section 6. Effect on Other Laws**

To the extent that any law, ordinance, rule or regulation, or parts thereof, are in conflict with the provisions of this Local Law, including all provisions of Article 16 of the New York State Town Law concerning special use permit, site plan, building permit and certificate of occupancy procedure and requirements, this Local Law shall control.

#### **Section 7. Severability**

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

#### **Section 8. Authority**

This moratorium is enacted by the Town Board of the Town of Chester pursuant to its authority to adopt local laws under the New York State Constitution and Section 10 of the Municipal Home Rule Law.

**Section 9. Supersession of Inconsistent Laws, if any.**

The Town Board hereby declares its legislative intent to supersede any provision of any local law, rule, or regulation and any provision of the state Town Law or other special law that may be declared inconsistent or in conflict with this local law. The state law provisions that shall be, and hereby are, superseded include, but are not limited to, all of Article 16 of the State of New York Town Law, and any other provision of law that the Village may supersede pursuant to the state Municipal Home Rule Law and the Constitution of the State of New York. The courts are specifically requested to take notice of this legislative intent and apply such intent in the event the Town has failed to specify any provision of law that may require supersession. The Town Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

**Section 10. Effective Date**

This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**TOWN OF CHESTER  
TOWN BOARD**

**RESOLUTION TO AMEND INTRODUCTORY LOCAL LAW 8 OF 2023, A LOCAL LAW  
INSTITUTING A MORATORIUM ON CERTAIN PERMITS, CERTIFICATES OF OCCUPANCY  
AND APPROVALS FOR RESIDENTIAL DEVELOPMENT CONSISTING OF FIVE (5) OR  
MORE RESIDENTIAL LOTS OR MULTI-FAMILY OR MULTI-UNIT DWELLINGS CONTAINING  
FIVE (5) OR MORE DWELLING UNITS**

WHEREAS, the Town Board of the Town of Chester introduced Introductory Local Law 8 of 2023 on December 13, 2023 seeking to institute a moratorium on the development of housing projects in excess of 5 units or 5 lots; and

WHEREAS, a public hearing was held on January 24, 2024; and

WHEREAS, said public hearing has been left open.

WHEREAS, the Town Board, upon review of the Introductory Local Law and upon receipt of public comment and the comment of the Planning Board desires to revise the Introductory Local Law; and

WHEREAS, the intent of said revisions is to broaden the scope of the moratorium to include commercial and industrial development together with residential development in excess of four (4) lots or units;

NOW THEREFORE BE IT RESOLVED, that INTRODUCTORY LOCAL LAW 8 OF 2023, is hereby revised and shall be known as A LOCAL LAW INSTUTING A MORATORIUM ON CERTAIN PERMITS, CERTIFICATES OF OCCUPANCY AND APPROVALS FOR CERTAIN DEVELOPMENT;

BE IT FURTHER RESOLVED that a copy of the aforesaid introductory local law as revised be laid upon the desk of each member of the Board, and

BE IT FURTHER RESOLVED, after comparing the thresholds in 6 NYCRR 617.4 and 617.5, the Board hereby determines that the proposed action is a Type II action for purposes of SEQRA and that no further environmental review is required;

BE IT FURTHER RESOLVED that the public hearing shall be continued on March 13, 2024 at 7:00 P.M. or as soon thereafter as may be heard at Town of Chester Town Hall, 1786 Kings Highway, Chester, NY 10918. The Town Clerk shall cause to be published public notice in the official newspaper as is required by law and shall transmit a copy of the revised local law to the Orange County Department of Planning, the Village of Chester, the Town of Blooming Grove, the Town of Monroe, the Town of Warwick and Town of Goshen in accordance with GML § 239-m.

Motion by: Council Member Courtenay

Second by: Council Member Dysinger

Ayes: 4

Noes: 0

Abstentions:0

Absent: 1

X

**Warwick Town Clerk**

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**From:** Veterans' Nonprofit Capital Program <VNCP@dasny.org>  
**Sent:** Monday, March 18, 2024 1:19 PM  
**Subject:** REMINDER - Veterans' Nonprofit Capital Program (VNCP) Request for Grant Applications (Rd 2): Applications Due April 19, 2024

This is a reminder that the **VNCP Round 2 Application due date is approaching** (see key dates noted below). Eligible veterans' organization may apply for **one (1)** VNCP award for one project that may consist of multiple areas of their facility (i.e., kitchen, community room and HVAC). **If multiple VNCP Applications are submitted by a veterans' organization, only the first received will be considered, therefore, once a VNCP Application has been submitted, a VNCP Application will not be returned or replaced by future submissions by the Applicant. Therefore, please be sure to double check that everything being submitted (information and documentation) is correct prior to submission.**

<b>Eligible Project Start &amp; End Date Range</b>	<b>April 1, 2</b>
Issuance of the Round 2 RGA	November
January Zoom Call Details (no earlier than)	December
Zoom Call/Presentation (VNCP Application and Review Process)	January 9,
Deadline for Round 2 RGA Questions	February
Post Responses to Round 2 RGA Questions (no earlier than)	March 1,
<b>VNCP Applications Due By</b>	<b>April 19, :</b>
Awards Expected (no earlier than)	May 17, 2
Deadline for Reimbursement Submission & Processing	April 1, 21

**Applicants should be sure to:**

1. Obtain a prequalified State Financial System (SFS) Prequalification Application (or maintain the prequalification status in SFS – as a reminder the Grants Management System converted all prequalified Grants Gateway Document Vaults to SFS in January 2024). Please refer to the Grants Management website and the Questions and Answers noted below for additional details.

**NOTE: It is highly recommended that you start the prequalification process no later than March 31 as it may take a significant amount of time to get through the process.**

2. Review the VNCP Round 2 Request for Grant Applications (Round 2 RGA) including all of the Exhibits and Appendices on the NYS Department of Veterans' Services Website.
3. Review the VNCP Zoom Conference Call video on the NYS Department of Veterans' Services Website.

4. Review the VNCP Round 2 Questions and Answers in the Documents Section of the NYS Department of Veterans' Services Website.
5. Submit an Application based on the Round 2 RGA requirements.

**Warwick Town Clerk**

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**From:** Rolo, Kelly <rolok@oru.com>  
**Sent:** Wednesday, March 20, 2024 9:46 AM  
**Subject:** O&R Urges Municipalities to Check for Excavator Certification  
**Attachments:** 2024 Gas Education & Outreach - Contractor Certification Blast Email1.pdf



**RECEIVED**  
**MAR 20 2024**  
TOWN OF WARWICK  
TOWN CLERK

**Check for Excavator Certification**

Hitting and damaging underground lines can result in death, injury, fines, arrests, property damage and a sizeable repair bill from O&R. Not to mention the inherent danger faced by your municipalities' first responders. That's why it's important to hire trained professional excavators. We encourage you to consider qualifying your highway department and your contractors to become certified as well.

The UDIG NY Certified Excavator Program in Safe Digging Best Practices has set a new standard for training New York State professional excavators in the proper procedures of excavation.

When a person has successfully completed the UDIG NY Certified Excavator Program (CEP) in Safe Digging Best Practices, they are certified by the one-call center for five (5) years\*, demonstrating a fundamental understanding of the Safe Digging Best Practices that should be used for safe excavation in accordance with the Common Ground Alliance Best Practices and New York State Code Rule 753.

When you hire a contractor or new employee you can check the [UDIG NY Training Verification](#) site to see if they are qualified. Simply type in their individual or company name to get the latest certifications. You'll be glad you did.

\*Certifications are good for five (5)-years as long as the individual successfully attends one (1) free renewal class each year between the year certified and the expiration year. Free qualified renewal for our Certified Excavator Program in Safe Digging Best Practices include the following class types: Code Rule 753 Basic Presentations, Damage Prevention Conference & Expo sessions (see session descriptions), Excavator Training with Meal, and Certification Renewal Class. Renewal classes can also be requested and hosted privately (non-public registration) per company. [Contact your local Field Representative for more information on private classes.](#)



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

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MAR 20 2024

TOWN OF WARWICK  
TOWN CLERK



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**Town Of Warwick**  
**Water and Wastewater Operations Report**  
**February, 2024**

**Wickham Water District**

Wells #11	1,606,100 gal
Average daily use	55,400 gal
Sodium Hypochlorite used	60 qt
Orthophosphate used	35 qt
Caustic Soda	24 gal

**Bellvale Park Water District**

Total monthly production	70,800 gal
Average daily use	2,400 gal
Sodium Hypochlorite used	6 qt

**Eurich Heights Water District**

Total monthly production	208,300 gal
Average daily use	7,200 gal
Sodium Hypochlorite used	16 qt
Orthophosphate used	14 qt

**Pine Island Water District**

Total monthly production	140,900 gal
Average daily use	7,000 gal
Sodium Hypochlorite used	16 qt

**Westside #1 Water District**

Total monthly production	1,212,100 gal
Average daily use	41,800 gal
Sodium Hypochlorite used	40 qt
Orthophosphate used	20 qt
Caustic Soda	23 gal

**The Fairgrounds**

Total monthly production	121,800 gal
Average daily use	4,200 gal
Sodium Hypochlorite used	8 qt

**The Warwick Tech Park**

Total monthly production	537,900 gal
Average daily use	18,500 gal
Sodium Hypochlorite used	24 qt

**Mountain Lake Park**

Total monthly production	22,700 gal
Average daily use	800 gal
Sodium Hypochlorite used	4 qt

**Hillside water**

Total monthly production	110,000 gal
Average daily use	3,500 gal
Sodium Hypochlorite used	4 qt

**Sewer District #1 Wastewater Treatment Facility**

Warwick Tech Park	423,700 gal	7.20%
Wickham Village District	3,904,626 gal	66.50%
Kings Estates District	1,541,594 gal	26.30%
<b><u>Total District Flow</u></b>	<b>5,869,920 gal</b>	<b>100%</b>
<b><u>Average Daily Flow</u></b>	<b>202,411 gal</b>	

All facility maintenance has been done for the month. (Oil grease, filters)

The belt press ran for 17 hrs. and 5 gal of polymer was used.

**Sewer District #2 Wastewater Treatment Facility – The Fairgrounds**

<b><u>Total District Flow</u></b>	170,138 gal
<b><u>Average Daily Flow</u></b>	5,867 gal