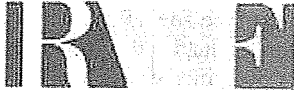


JOSEPH P. PEDI
Town Clerk, 1496 Route 300
Town of Newburgh, New York 12550
Telephone 845-564-4554

WORKSHOP MEETING AGENDA
Monday, October 26, 2020
7:00 p.m.

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. MOMENT OF SILENCE**
- 4. CHANGES TO AGENDA**
- 5. APPROVAL OF AUDIT**
- 6. PUBLIC HEARING (7:00 p.m.): Preliminary Town Budget for 2021**
- 7. PUBLIC HEARING (7:15 p.m.): Special District Assessment, Rolls, Benefits Formulas and Budgets for 2021**
- 8. PUBLIC HEARING (7:30 p.m.): Introductory Local Law 6 of 2020 - Roseton Hills Sewer District Rate for 2021**
- 9. PUBLIC HEARING (7:35 p.m.): Introductory Local Law 5 of 2020 – Records Retention**
- 10. ENGINEERING DEPARTMENT:**
 - A. Duie Pyle Stormwater Security Release**
 - B. CBPS Landscape Security**
 - C. Bond Resolution for Elmhurst Avenue Culvert Replacement Over Bushkill Creek**
 - D. Budget Transfer - Replacement of Programmable Logic Controller (PLC) for Chadwick Lake Filter Plant**
- 11. ZONING: Introductory Local Law 4 of 2020: Rezoning Property at Fifth Avenue and Route 52 (Gasland)**
 - A. New York State Environmental Quality Review (SEQR)**
 - B. Adoption of Resolution**
- 12. ACCOUNTING DEPARTMENT:**
 - A. Transfer of Bid Deposits to General Fund**
 - B. Budget Increase to Highway Fund**
- 13. RECEIVER OF TAXES:**
 - A. 2020 Unpaid Water and Sewer Relevy**
 - B. 2020 Chargebacks**
- 14. ROAD NAME REQUEST: Highland View**
- 15. CONSENT ORDER**
- 16. PERSONNEL DEPARTMENT: Extension of Employee Assistance Program (EAP)**
- 17. ADJOURNMENT**



6

MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: TOWN OF NEWBURGH 2021 ANNUAL BUDGET
OUR FILE NO. 800.1(B)(21)(2020)

DATE: OCTOBER 22, 2020

P: 845.562.9100
F: 845.562.9126
655 Little Britain Road
New Windsor, NY 12553
P.O. Box 2280
Newburgh, NY 12550

ATTORNEYS
David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
Donna M. Badura

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL
Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL
Craig F. Simon
Irene V. Villacci

Enclosed please find the follow proposed Resolution for the fiscal year 2021 following the close of the public hearing.

1. Resolution Approving Annual Town Budget for 2021

Should you have any questions or concerns in this regard, please do not hesitate to contact me.

cc: Joseph P. Pedi, Town Clerk (via e-mail)
Deborah Smith, Receiver of Taxes (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
James Osborne, P.E. (via e-mail)
Lori Coady, Assessor (via e-mail)

At a special meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION APPROVING
ANNUAL TOWN BUDGET FOR 2021

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Town Board of the Town of Newburgh, duly held on October 26, 2020 commencing at 7:00 o'clock p.m., a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2021; and

WHEREAS, following the close of the public hearing, the Town Board approved changes, alterations or revisions to the preliminary budget as permitted by New York State Town Law Section 108 in order to bring the budget under the tax cap levy limit imposed by General Municipal Law; and

WHEREAS, the matter of the budget for this Town for the upcoming fiscal year having been fully discussed and considered, it is

NOW, THEREFORE,

RESOLVED, that the preliminary budget, as revised and amended by the Town Board and hereinafter set forth, is hereby adopted as the annual budget of the Town of Newburgh for the fiscal year beginning January 1, 2021, and that the same shall be entered into the minutes of the Town Board, and be it further

RESOLVED, that the Town Clerk of this Town shall prepare and certify as provided by law, duplicate copies of said annual budget hereby adopted, and deliver such copies to the Supervisor of the Town who shall present such copies of the annual budget to the Legislature of the County of Orange as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.



MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: TOWN OF NEWBURGH 2021 TOWN AND IMPROVEMENT
DISTRICT BUDGETS
OUR FILE NO. 800.1(B)(21)(2020)

DATE: OCTOBER 22, 2020

P: 845.562.9100
F: 845.562.9126
655 Little Britain Road
New Windsor, NY 12553
P.O. Box 2280
Newburgh, NY 12550

ATTORNEYS
David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
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M. Justin Rider
Donna M. Badura

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL
Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL
Craig F. Simon
Irene V. Villacci

Enclosed please find the follow proposed Resolutions for the fiscal year 2021:

1. Resolution of Final Adoption of Assessment Rolls, Budgets and Benefit Formula in the Town of Newburgh For All Sewer Districts Billed Quarterly (Crossroads Consolidated, inclusive of the following areas of assessment; Crossroads, Meadow Hill South, Meadow Hill North, Algonquin, Gidney, Wintergreen);
2. Resolution of Final Adoption of Assessment Roll & Budget/Consolidated Water District;
3. Resolution of Final Adoption of Assessment Roll & Budget – Greenshire Way Highway Improvement Area;
4. Resolution of Final Adoption of Assessment Roll & Budget – Laurie Lane Highway Improvement Area
5. Resolutions of Final Adoption of Assessment Roll & Budget for Drainage Districts (Amber Fields, Autumn Ridge, Candlestick Hill, Chesterfield Court, Cox, Fini, Margate, Mountain Lake, Orchard Ridge, Pinnacle, Tarben Subdivision, Tarsio Subdivision and Woodlawn Heights);
6. Resolutions of Final Adoption of Assessment Roll & Budget for Lighting Districts (Colden Park, Consolidated, Fleetwood, Orange Lake and Lakeside);



HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS
PAGE 2

7. Resolution of Final Adoption of Assessment Roll & Budget – Nob Hill Sewer District;
8. Resolution of Final Adoption of Assessment Roll & Budget – Roseton Hills Sewer District;
9. Resolution Approving Town, Highways and All Special Improvement Districts Budget;
10. Resolution Establishing the Operating & Maintenance Rates of the Town's Sewer Districts.

Should you have any questions or concerns in this regard, please do not hesitate to contact me.

cc: Joseph P. Padi, Town Clerk (via e-mail)
Deborah Smith, Receiver of Taxes (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
James Osborne, P.E. (via e-mail)
Lori Coady, Assessor (via e-mail)

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggerio, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ADOPTION
OF ASSESSMENT ROLLS,
BUDGETS AND BENEFIT FORMULA
IN THE TOWN OF NEWBURGH/
SEWER DISTRICTS BILLED
QUARTERLY

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Town Board of the Town of Newburgh duly adopted a resolution finally approving a Benefit Formula to spread a portion of the cost of maintaining and operating the Town Districts and the payment of the debt service due for the fiscal year beginning January 1, 2021 over the properties within the Districts in proportion to the benefit derived, and

WHEREAS, the Annual Budget and Special Assessment Roll for the said district were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard; and

WHEREAS, the JOINT CONSOLIDATION AGREEMENT BETWEEN THE CROSSROADS CONSOLIDATED SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK AND THE WINTERGREEN SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK AND THE MEADOW HILL NORTH SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK AND THE MEADOW HILL SOUTH SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK AND THE GIDNEY SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK AND THE ALGONQUIN SEWER DISTRICT OF THE TOWN OF NEWBURGH, NEW YORK PURSUANT TO ARTICLE 17-A OF THE GENERAL MUNICIPAL LAW OF THE STATE OF NEW YORK (the "Joint Consolidation Agreement") provides, *inter alia*, that existing debt of the individual sewer districts, as defined by the Joint Consolidation Agreement, shall remain the responsibility of the owners of

property and users who were responsible for such debt prior to consolidation, and they shall be assessed on a benefit basis for that debt service, and that future improvements of the new Consolidated Crossroads Sewer District encompassing all eight former sewer districts, which are financed, will be paid for by indebtedness of the consolidated district assessed and paid for on a benefit basis by all property owners and users of the Consolidated Crossroads Sewer District," and

WHEREAS, pursuant to the provisions of the Joint Consolidation Agreement, separate assessment rolls will be maintained for the areas of the former sewer districts within the new Consolidated Crossroads Sewer District, notwithstanding their consolidation and a new assessment roll will additionally be prepared for the Consolidated Crossroads Sewer District consisting of the combined assessment rolls of the eight former sewer districts.

NOW, THEREFORE BE IT RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budgets as compiled and presented at the said hearing, together with the Assessment Rolls accompanying the same to be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula and sum per unit to be apportioned and assessed according to the said roll for the benefit sewer districts in the Town of Newburgh set forth hereafter, as hereby adopted, being as follows:

1. Each single family residential building lot within the district as listed on the latest completed Assessment Roll shall be assigned 25 benefit units, except non-contiguous substandard lots which cannot be built upon because they do not meet the Town Municipal Code's requirements shall be assigned zero (0) benefit units.
2. Each single family residential building lot with a residence thereon shall be assigned 25 additional benefit units, except for such building lots whose boundaries or the residence thereon are more than 500 feet from a sewer main or lateral which is existing or the installation of which has been finally approved by the Town pursuant to the appropriate procedures. In such instances those lots, unless actually connected to the sewer system, shall be assigned 3 benefit units and each such lot containing a residence shall be assigned 3 additional benefit units for each residence, with excess bulk area of each such lot containing a residence to be assigned an additional 3 benefit units per acre.
3. Two family residential building lots with such buildings thereon shall be assigned 25 benefit units for the lot, plus 25 benefit units for each of the residences thereon, except for such building lots whose boundaries or the residence thereon

are more than 500 feet from a sewer main or lateral which is existing or the installation of which has been finally approved by the Town pursuant to the appropriate procedures. In such instances those lots unless actually connected to the sewer system, shall be assigned 3 benefit units for the lot, plus 3 benefit units for each residence, with excess bulk area of each such lot containing a residence to be assigned an additional 3 benefit units per acre.

4. Undeveloped bulk land parcels shall be assigned 25 benefit units per acre, except in the event the land cannot be developed due to its being part of a clustered development, where the land has been used to satisfy zoning area requirements for developed parcels and is titled in a homeowners association or similar entity, and is subject to an irrevocable conservation easement or similar restriction which prohibits its development, then it shall be assigned 0 benefit units. For purposes herein, a cluster development shall be defined as a tract in which common open space has been gained by use of lot dimensions smaller than the minimums required by the bulk regulations for the zoning district in which the tract is located, as authorized under Section 281 of the Town Law
5. Developed commercial/industrial parcels shall be assigned a base charge of 50 benefit units plus 25 units per acre plus one of the following assignments based upon estimated volume of sewage discharge:

Heavy user	30 units per 1,000 sq. ft. of structure
Average user	20 units per 1,000 sq. ft. of structure
Low user	10 units per 1,000 sq. ft. of structure
6. Trailer Parks shall be assigned a base charge of 50 units plus 25 units per pad plus 25 units per acre.
7. Developed commercial/industrial with residence parcels shall be assigned a base charge of 50 units for each residence plus 25 units per acre plus one of the assessments based upon estimated volume of sewage discharge above.
8. Apartments and condominiums shall be assigned a base charge of 50 units plus 50 units per apartment or unit plus 25 units per acre.
9. Motels shall be assigned a base charge of 50 units plus 25 units per acre plus one of the assignments based upon estimated volume of sewage discharge above.

The term "residential building lot" shall mean any parcel of land identified on the Orange County tax map by Section, Block and Lot number, occupied, unoccupied or to be occupied by a

building and its accessory buildings, together with such open spaces as are required under the provisions of Chapter 185 entitled "Zoning" of Code of the Town of Newburgh, containing, when vacant, not less than the minimum area and dimensions required by Chapter 185 for a lot in the Zoning District in which such land is situated so as to be adequate as a condition to the issuance of a building permit for a building on such land. In the event an individual, tax map parcel is not so adequate, but is contiguous to another inadequate tax map parcel or parcel in the same ownership, and the parcels together contain not less than the minimum area and dimensions required so as to be so adequate, then the combined tax map parcels shall be considered one building lot for purposes of the benefit formula, and be it

FURTHER RESOLVED,

- (a) Consolidated Crossroads Sewer District there being 453,574 units on said roll to be charged \$0.00 each, yielding \$0.00 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by Resolution No. 222 of 1991 of the Orange County Legislature.
- (b) Crossroads Consolidated Sewer District (old) Area of Assessment there being 316,188 units on said roll to be charged \$1.00 each, yielding \$316,188 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by Resolution No. 222 of 1991 of the Orange County Legislature.
- (c) Meadow Hill South Sewer District Area of Assessment there being 26,573 units on said roll to be charged \$3.00 each, yielding \$79,719 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by the Resolution 222 of 1991 of the Orange County Legislature.
- (d) Meadow Hill North Sewer District Area of Assessment there being 21,676 units on said roll to be charged \$0 each, yielding \$0 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by the Resolution 222 of 1991 of the Orange County Legislature.
- (e) Algonquin Sewer District Area of Assessment there being 7,345 units on said roll to be charged \$0 each, yielding \$0 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by the Resolution 222 of 1991 of the Orange County Legislature.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET/CONSOLIDATED
WATER DISTRICT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Town Board of the Town of Newburgh duly adopted a resolution finally approving a Benefit Formula to spread a portion of the cost of maintaining and operating the Consolidated Water District and the payment of the debt service due for the fiscal year beginning January 1, 2021 over the properties within the said district in proportion to the benefit derived, and

WHEREAS, the Annual Budget and Special Assessment Roll for the said district were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard.

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with the Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Consolidated Water District of the Town of Newburgh for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

- (f) Gidney Sewer District Area of Assessment there being 57,028 units on said roll to be charged \$0 each, yielding \$0 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by the Resolution 222 of 1991 of the Orange County Legislature.
- (g) Wintergreen Sewer District Area of Assessment there being 3,275 units on said roll to be charged \$4.80 each, yielding \$15,720 total revenue, said revenue to be collected quarterly by the Receiver of Taxes in accordance with the authority granted by the Resolution 222 of 1991 of the Orange County Legislature, and it be

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budgets and Assessment Rolls as so adopted for presentation as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

**RESOLUTION OF FINAL ADOPTION
OF ASSESSMENT ROLL & BUDGET
- AMBER FIELDS DRAINAGE
DISTRICT – COUNTY TAX
WARRANT**

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Amber Fields Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Amber Fields Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Amber Fields Drainage District, as listed on the latest completed Assessment Roll of the Town, containing up to 80,000 sq. ft. shall constitute one such unit; all parcels therein in excess 80,000 sq. ft. shall constitute one additional such unit for each additional 80,000 sq. ft. or any major fraction thereof, there being 80 units on said roll to be charged \$10.00 each, yielding \$800.00 revenue, and it be

100 percent of any single front yard line as of January 22, 2013 and the remaining portion of the parcel's frontage is on the section of Laurie Lane petitioned to be improved, it shall constitute one-half (1/2) such unit, there being 26 units on said roll to be charged \$424.00 each and 2 one half (½) units on said roll to be charged \$141.34 each, yielding \$11,448.00 revenue, and it be

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ADOPTION
OF ASSESSMENT ROLL & BUDGET -
LAURIE LANE HIGHWAY
IMPROVEMENT AREA -

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Laurie Lane Highway Improvement Area for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for the Laurie Lane Highway Improvement Area for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel fronting or abutting either side of the looped portion of Laurie Lane that commences at the terminus of the existing Town highway section of Laurie Lane as of January 22, 2013 and the entire lengths of Ben's Way and Dee's Way in the Laurie Lane Highway Improvement Area, and has no frontage (0 feet) on the existing Town highway, either dedicated or by use, as listed on the latest completed Assessment Roll of the Town shall constitute one such unit, provided however that in the event a parcel has a portion of its frontage on the existing Town highway, either dedicated or by use, in excess of zero (0) feet but less than

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ADOPTION OF ASSESSMENT ROLL & BUDGET - GREENSHIRE WAY HIGHWAY IMPROVEMENT AREA - COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Greenshire Way Highway Improvement Area for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for the Greenshire Way Highway Improvement Area for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel fronting or abutting either side of Greenshire Way, Greenshire Way Extension and Shire Ridge Court in the Greenshire Way Highway Improvement Area, as listed on the latest completed Assessment Roll of the Town shall constitute one such unit, there being 21 units on said roll to be charged \$1,199 each, yielding \$25,179 revenue, and it be

NOW, THEREFORE, BE IT RESOLVED as follows:

- (a) USER UNITS WATER DISTRICT #1 - Each parcel within the Consolidated Water District of the Town of Newburgh and its duly constituted extensions, as listed on the latest completed Assessment Roll of said Town totaling \$935,058,536 shall be charged at a rate of \$1.46 per \$1,000 of total assessment, or fraction thereof, on the said latest roll yielding \$1,365,185
- (b) ACCESS UNITS WATER DISTRICT #2 - Each parcel within the Consolidated Water District of the Town of Newburgh and its duly constituted extensions, as listed on the latest completed Assessment Roll of the said Town totaling \$706,792,902 and fronting on a water main or lateral installed as part of and in connection with the Chadwick Lake Water System, the installation of which caused the said System to incur debt service, shall be charged at the rate of \$2.52 per \$1,000.00 of total assessment, or fraction thereof, on the said latest roll yielding \$1,781,118; and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. Lobiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - AUTUMN
RIDGE SUBDIVISION DRAINAGE
DISTRICT-COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Autumn Ridge Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Autumn Ridge Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Autumn Ridge Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 14 units on said roll to be charged \$14.29 each, yielding \$202.06 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - CHESTERFIELD
COURT DRAINAGE DISTRICT-
COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Chesterfield Court Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Chesterfield Court Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Chesterfield Court Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 12 units on said roll to be charged \$200.00 each, yielding \$2,400.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET-CANDLESTICK
HILL DRAINAGE DISTRICT -
COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Candlestick Hill Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Candlestick Hill Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Candlestick Hill Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 19 units on said roll to be charged \$83.84 each, yielding \$1,593.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

- Gilbert J. Piaquadio, Supervisor
- Elizabeth J. Greene, Councilwoman
- Paul I. Ruggiero, Councilman
- Scott M. Manley, Councilman
- Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ADOPTION OF ASSESSMENT ROLL & BUDGET - FINI SUBDIVISION DRAINAGE DISTRICT-COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Fini Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Fini Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Fini Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per acre; there being 11 units on said roll to be charged \$137.50 each, yielding \$1,513.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - COX
DRAINAGE DISTRICT-COUNTY
TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Cox Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Cox Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Cox Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 13 units on said roll to be charged \$100.00 each, yielding \$1,300.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

- Gilbert J. Piaquadio, Supervisor
- Elizabeth J. Greene, Councilwoman
- Paul I. Ruggiero, Councilman
- Scott M. Manley, Councilman
- Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ROLL & BUDGET - MARGATE DRAINAGE DISTRICT - COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Margate Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Margate Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Margate Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per acre; there being 16 units on said roll to be charged \$0 each, yielding \$0 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET – ORCHARD
RIDGE SUBDIVISION DRAINAGE
DISTRICT-COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Orchard Ridge Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Orchard Ridge Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Orchard Ridge Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 40 units on said roll to be charged \$51.25 each, yielding \$2,050.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - MOUNTAIN
LAKE SUBDIVISION DRAINAGE
DISTRICT-COUNTY
TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____

WHEREAS, the Annual Budget and Special Assessment Roll for the Mountain Lake Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Mountain Lake Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Mountain Lake Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 47 units on said roll to be charged \$51.06 each, yielding \$2,402.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - TARBEN
SUBDIVISION DRAINAGE
DISTRICT-COUNTY
TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Tarben Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Tarben Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Tarben Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 16 units on said roll to be charged \$200.00 each, yielding \$3,200.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - PINNACLE
SUBDIVISION DRAINAGE
DISTRICT-COUNTY
TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Pinnacle Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Pinnacle Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Pinnacle Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 22 units on said roll to be charged \$72.73 each, yielding \$1,600.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - TARSIO
SUBDIVISION DRAINAGE
DISTRICT-COUNTY
TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman\Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Tarsio Subdivision Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for the Tarsio Subdivision Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Tarsio Subdivision Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 12 units on said roll to be charged \$200.00 each, yielding \$2,400.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - WOODLAWN
HEIGHTS DRAINAGE DISTRICT
-COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Woodlawn Heights Drainage District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Woodlawn Heights Drainage District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned and assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Woodlawn Heights Drainage District, as listed on the latest completed Assessment Roll of the Town, excepting municipally owned parcels, shall constitute one unit per lot; there being 19 units on said roll to be charged \$26.32 each, yielding \$500.00 in revenue, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET -
CONSOLIDATED LIGHTING
DISTRICT #1 - COUNTY TAX
WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Consolidated Lighting District #1 for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Consolidated Lighting District #1 for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board,

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - COLDEN PARK
LIGHTING DISTRICT
COUNTY TAX WARRANT

Councilman/Councilwoman _____ moved the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Colden Park Lighting District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Colden Park Lighting District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board,

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL ADOPTION
OF ASSESSMENT
ROLL & BUDGET -- ORANGE LAKE
LIGHTING DISTRICT
COUNTY TAX WARRANT

Councilman/Councilwoman _____ moved the following resolution
which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Orange Lake Lighting District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Orange Lake Lighting District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board,

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL AND BUDGET -
FLEETWOOD LIGHTING
DISTRICT - COUNTY TAX
WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Fleetwood Lighting District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with the Assessment Roll accompanying the same as the Annual budget and Assessment Roll for Fleetwood Lighting District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board,

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>James E. Presutti, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piauadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - LAKESIDE
LIGHTING DISTRICT -
COUNTY TAX WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Lakeside Lighting District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Lakeside Lighting District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - NOB HILL
SEWER DISTRICT COUNTY TAX
WARRANT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Nob Hill Sewer District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Nob Hill Sewer District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS - Each parcel within the Nob Hill Sewer District as listed on the latest completed Assessment Roll of the Town, shall containing up to 20,000 sq. ft. shall constitute one such unit; all parcels therein in excess of 20,000 sq. ft. shall constitute one additional such unit for each additional 20,000 sq. ft. or any major fraction thereof, there being 100 units on said roll to be charged \$8.50 each, yielding \$850.00 revenue, and it be

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,
which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF FINAL
ADOPTION OF ASSESSMENT
ROLL & BUDGET - ROSETON
HILLS SEWER DISTRICT

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____.

WHEREAS, the Annual Budget and Special Assessment Roll for the Roseton Hills Sewer District for the fiscal year beginning January 1, 2021 were duly prepared and filed with the Town Clerk as required by law, and

WHEREAS, a public hearing on the said Budget and Assessment Roll as required by law, was held by this Town Board and the Board having met at the appointed time and place as specified in the Notice of Hearing duly published by the Town Clerk and all persons interested and desiring to be heard thereon having been heard;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby adopt the budget as compiled and presented at the said hearing, together with Assessment Roll accompanying the same as the Annual Budget and Assessment Roll for Roseton Hills Sewer District for the fiscal year beginning January 1, 2021 and that such Budget and the Assessment Roll accompanying the same be entered in full in the minutes of the proceedings of this Town Board, the Benefit Formula, the final form for which is herein amended to add user units, and sum per unit to be apportioned assessed according to the said roll, as hereby adopted, being as follows:

USER UNITS – Each residential dwelling unit, whether it be an apartment or condominium unit, on each parcel within the Roseton Hills Sewer District as listed on the latest completed Assessment Roll of the Town, shall constitute one such unit; there being 552 units on said roll to be charged \$0 each, yielding \$0 revenue, said

FURTHER RESOLVED, that the Town Clerk of the Town of Newburgh prepare and certify in duplicate copies of the said Budget and Assessment Roll as so adopted and deliver one certified copy thereof to the Supervisor for him to present to the Legislature of Orange County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piacquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION APPROVING
ANNUAL TOWN, HIGHWAY AND
ALL SPECIAL IMPROVEMENT
DISTRICTS BUDGET

Councilman\Councilwoman _____ presented the following resolution which was seconded by Councilman\Councilwoman _____.

WHEREAS, the Town Board of the Town of Newburgh, duly held on October 13, 2020 commencing at 7:00 o'clock p.m., a public hearing on the preliminary budget approved by this Board and filed with the Town Clerk for the fiscal year commencing January 1, 2021 and a further public hearing on October 26, 2020 pertaining to the budgets and assessment rolls of the special improvement districts and areas of the Town, to wit: Colden Park Lighting District, Consolidated Lighting District, Fleetwood Lighting District, Lakeside Road Lighting District, Orange Lake Lighting District, Consolidated Water #1, Consolidated Water #2, (inclusive of Consolidated, Colden Park and Fleetwood-Holiday Park Water Districts as applicable), Lateral N Water (Thornwood), Gidney Sewer District, Nob Hill Sewer District, Meadow Hill North Sewer District, Meadow Hill South Sewer District, Algonquin Sewer District, Crossroads Sewer District, Wintergreen Sewer District, Roseton Hills Sewer District, Amber Fields Drainage District, Autumn Ridge Drainage District, Cox Drainage District, Stonewall Estates Drainage District, Fini Subdivision Drainage District, Candlestick Hill Drainage District, Chesterfield Court Drainage District, Margate Drainage District, Woodlawn Heights Drainage District, Mountain Lake Drainage District, Orchard Ridge Drainage District, Pinnacle Subdivision Drainage District, Greenshire Way Highway Improvement Area and Laurie Lane Highway Improvement Area; and

WHEREAS, the matter of the budget for this Town and Districts for the upcoming fiscal year having been fully discussed, modified and considered, it is

NOW, THEREFORE,

RESOLVED, that the preliminary budget, as revised and amended by the Town Board and hereinafter set forth, is hereby adopted as the annual budget of the Town of Newburgh and its Special Improvement Districts and Areas for the fiscal year beginning January 1, 2019, and that the same shall be entered into the minutes of the Town Board, and be it further

RESOLVED, that the Town Clerk of this Town shall prepare and certify as provided by law, duplicate copies of said annual budget hereby adopted, and deliver such copies to the Supervisor of the Town who shall present such copies of the annual budget to the Legislature of the County of Orange as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 26th day of October, 2020 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION ESTABLISHING THE OPERATING & MAINTENANCE AND SINGLE RATES OF THE TOWN OF NEWBURGH'S SEWER DISTRICTS

Councilman/Councilwoman _____ presented the following resolution which was seconded by Councilman/Councilwoman _____:

WHEREAS, this Town Board heretofore duly adopted assessment rolls and benefit formulas for all sewer districts in the Town of Newburgh for fiscal year 2021; and

WHEREAS, the Town Board desires to establish the sewer rates for operating and maintenance costs associated with services rendered and work performed in accordance with the aforesaid actions; and

WHEREAS, the Town Board has approved the consolidation of the Algonquin, Gidney, Meadow Hill South, Wintergreen, Meadow Hill North, 17K/Union Avenue, Fleetwood and Crossroads into a single sewer district to be known as the Crossroads Consolidated Sewer District effective January 1, 2017; and

WHEREAS, the Town Board has approved the establishment of the Roseton Hills Sewer District which has a single rate for both operating and maintenance costs and capital expenses;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby establish the rates for operating and maintenance costs associated with services rendered and work performed for premises connected to the systems of the sewer districts of the Town at a usage charge in dollars per 1,000 gallons (\$/1000 gal) of water consumed for each sewer district as set forth hereinafter beginning January 1, 2021 and orders that such rates for operating and maintenance charges be entered in full in the minutes of the proceedings of this Town Board as follows:

Nob Hill	Usage Charge (\$/gal)	\$8.50
Crossroads Consolidated	Usage Charge (\$/gal)	\$5.96

The following minimum operating and maintenance charge shall apply to all connected properties, including but not limited to those without water meters:

\$36.00 per quarter; and

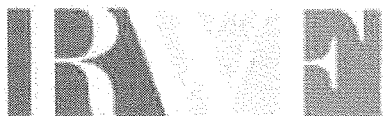
BE IT FURTHER RESOLVED, that the single rate charged quarterly to the Roseton Hills Sewer District will be as follows:

\$140.00 per residential dwell unit per quarter

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.



Rider Weiner & Frankel P.C.
ATTORNEYS & COUNSELORS AT LAW

P: 845.562.9100

F: 845.562.9126

655 Little Britain Road
New Windsor, NY 12553

P.O. Box 2280
Newburgh, NY 12550

ATTORNEYS

David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
Donna M. Badura

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: PROPOSED LOCAL LAW AMENDING CHAPTER 104
ENTITLED SCHEDULE OF FEES OF THE CODE OF THE
TOWN OF NEWBURGH: SEWER RATES EFFECTIVE
JANUARY 1, 2021
OUR FILE NO. 800.1(B)() (2020)

DATE: OCTOBER 22, 2020

Enclosed please find for the Town Board's consideration following the close of the public hearing scheduled for October 26, 2019 a draft Resolution of Adoption for the above referenced Local Law. The local law codifies the modification to the Roseton Hills Sewer District rate presented during the special district budgetary hearing process.

Should you have any questions or concerns in this regard, please feel free to contact me.

MCT/sel

Enc.

cc: Town Clerk Joseph P. Pedita (via e-mail)
Receiver of Taxes Deborah Smith (via e-mail)
Town Engineer James Osborne (via e-mail)
Patrick Hines, Principal, McGoey, Hauser & Edsall (via e-mail)
Town Accountant Ronald Clum (via e-mail)

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of October, 2020 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF ADOPTION
OF LOCAL LAW NO. ___ OF 2020
AMENDING CHAPTER 104 ENTITLED
'SCHEDULE OF FEES' OF THE
TOWN OF NEWBURGH MUNICIPAL
CODE: SEWER RATES
EFFECTIVE JANUARY 1, 2021

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh adopted a resolution on the 13th day of October, 2020 ordering a public hearing to be held on the 26th day of October, 2020 at 7:30 o'clock p.m., prevailing time, to hear all interested parties on Introductory Local Law No. 6 of the Year 2020 entitled "A Local Law Amending Chapter 104 entitled 'Schedule of Fees' of the Town of Newburgh Municipal Code: Sewer Rates Effective January 1, 2021"; and

WHEREAS, a notice of Public Hearing was duly advertised on the ___th day of October, 2020 in The Mid-Hudson Times and on the ___th day of October, 2020 in The Orange County Post and posted on the Town Clerk's sign board together with a copy of the Local Law on the ___th day of October, 2020; and

WHEREAS, the Public Hearing was duly held on the 26th day of October, 2020 at 7:30 o'clock p.m., at Town Hall, 1496 Route 300, Newburgh, New York and all parties in attendance were permitted to speak on behalf or in opposition of the proposed Local Law or any part thereof; and

WHEREAS, due to the introduction or adoption of intervening local laws or the Town Board's determination not to act upon introductory local laws, upon adoption and filing with the Secretary of State said Local Law will be designated as Local Law No. ___ of 2020; and

WHEREAS, the adoption of said Local Law revising the Schedule of Fees of the Town of

Newburgh constitutes a legislative action pertaining to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act; and

WHEREAS, the Town Board of the Town of Newburgh, after due deliberation finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board of the Town of Newburgh hereby adopts said Local Law No. ___ of 2020 entitled "A Local Law Amending Chapter 104 entitled 'Schedule of Fees' of the Town of Newburgh Municipal Code: Sewer Rates Effective January 1, 2021".
2. The Town Clerk is hereby directed to enter this resolution and said Local Law in the minutes of this meeting and the Local Law Book of the Town of Newburgh and to give due notice of the adoption of said Local Law to the Secretary of State and to the public.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>James E. Presutti, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piacquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

TOWN OF NEWBURGH

**INTRODUCTORY LOCAL LAW NO. __ OF THE YEAR 2020
AMENDING CHAPTER 104 ENTITLED
"SCHEDULE OF FEES"
OF THE CODE OF THE TOWN OF NEWBURGH:
SEWER RATES
EFFECTIVE JANUARY 1, 2021**

BE IT ENACTED by the Town Board of the Town of Newburgh, County of Orange as follows:

SECTION 1 - TITLE

This Local Law shall be referred to as "A Local Law Amending Chapter 104 entitled 'Schedule of Fees' of the Code of the Town of Newburgh: Sewer Rates Effective January 1, 2021".

SECTION 2 - AMENDMENTS TO CHAPTER 104

That Chapter 104 entitled "Schedule of Fees" of the Town of Newburgh Municipal Code is amended as follows:

1. Subsection 104-3(C)(3) of Section 104-3 entitled "Sanitation and water fees" of Chapter 104 entitled "Schedule of Fees" of the Town of Newburgh Municipal Code be and hereby is amended to read as follows:

“(3) Combined Operation and
Maintenance and Facility Charge
Roseton Hills Sewer District

\$ 140.00 per each residential dwelling unit, whether
or not an apartment or condominium unit on each
parcel as listed on the latest completed Assessment
Roll of the Town per quarter”

SECTION 3 - UNCONSTITUTIONALITY OR ILLEGALITY

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

SECTION 4 - EFFECTIVE DATE

This Local Law shall take effect on the later of the date it is filed in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law or January 1, 2021.



Rider Weiner & Frankel P.C.
ATTORNEYS & COUNSELORS AT LAW

MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: LOCAL LAW AMENDING THE MUNICIPAL CODE TO
REFERENCE THE NEW LG-1 RECORDS RETENTION
SCHEDULE
OUR FILE NO. 800.1(B)() (2020)

DATE: OCTOBER 22, 2020

P: 845.562.9100
F: 845.562.9126

655 Little Britain Road
New Windsor, NY 12553

P.O. Box 2280
Newburgh, NY 12550

Enclosed please find for the Town Board's consideration following the close of the public hearing scheduled for October 26, 2020 is a draft Resolution of Adoption for the proposed Local Law which will replace the current Municipal Code reference to the MU-1 records retention schedule and adopt the new LG-1 records retention schedule put forth by the State Archives in accordance with New York's Arts and Cultural Affairs Law.

ATTORNEYS

David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
Donna M. Badura

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

MCT:scl

Enc.

cc: Joseph P. Padi, Town Clerk
Deborah Smith, Receiver of Taxes and Assessments
Ronald Clum, Town Accountant
Charlene Black, Personnel Director

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of October, 2020 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF ADOPTION
OF LOCAL LAW NO. __ OF 2020
AMENDING ARTICLE ii ENTITLED
'RECORDS RETENTION' OF CHAPTER
144 ENTITLED "RECORDS" OF THE
CODE OF THE TOWN OF NEWBURGH

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh adopted a resolution on the 13th day of October, 2020 ordering a public hearing to be held on the 26th day of October, 2020 at 7:35 o'clock p.m., prevailing time, to hear all interested parties on Introductory Local Law No. __ of the Year 2020 entitled "A Local Law Amending Article II Entitled "Records Retention" of Chapter 144 entitled "Records" of the Code of the Town of Newburgh "; and

WHEREAS, a notice of Public Hearing was duly advertised on the ___th day of October, 2020 in The Mid-Hudson Times and on the ___th day of October, 2020 in The Orange County Post and posted on the Town Clerk's sign board together with a copy of the Local Law on the ___th day of October, 2020; and

WHEREAS, the Public Hearing was duly held on the 26th day of October, 2020 at 7:35 o'clock p.m., at Town Hall, 1496 Route 300, Newburgh, New York and all parties in attendance were permitted to speak on behalf or in opposition of the proposed Local Law or any part thereof; and

WHEREAS, due to the introduction or adoption of intervening local laws or the Town Board's determination not to act upon introductory local laws, upon adoption and filing with the Secretary of State said Local Law will be designated as Local Law No. __ of 2020; and

WHEREAS, the adoption of said Local Law amending the Code of Town of Newburgh to

reference the revised records retention schedule published by the New York State Archives constitutes a legislative action pertaining to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act;; and

WHEREAS, the Town Board of the Town of Newburgh, after due deliberation finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board of the Town of Newburgh hereby adopts said Local Law No. ___ of 2020 entitled "A Local Law Amending Article II Entitled "Records Retention" of Chapter 144 entitled "Records" of the Code of the Town of Newburgh".
2. The Town Clerk is hereby directed to enter this resolution and said Local Law in the minutes of this meeting and the Local Law Book of the Town of Newburgh and to give due notice of the adoption of said Local Law to the Secretary of State and to the public.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>James E. Presutti, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

**INTRODUCTORY LOCAL LAW NO. __ OF THE YEAR 2020
AMENDING ARTICLE II
"RECORDS RETENTION"
OF CHAPTER 144 ENTITLED "RECORDS"
OF THE CODE OF THE TOWN OF NEWBURGH**

BE IT ENACTED by the Town Board of the Town of Newburgh as follows:

SECTION 1 - TITLE

This Local Law shall be referred to as "A Local Law Amending Article II entitled 'Records Retention' of Chapter 144 entitled 'Records' of the Code of the Town of Newburgh".

SECTION 2 - AMENDMENT

Article II entitled "Records Retention" of Chapter 144 entitled "Records" is hereby amended to read as follows:

"Article II Records Retention

§144-12 Schedule adopted.

Records Retention and Disposition Schedule for New York Local Government Records MU-1 LGS-1, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law and containing legal minimum retention periods for municipal government records, is hereby adopted for use by all municipal officers in disposing of municipal government records listed therein.

§144-13 Disposal of records

In accordance with Article 57-A:

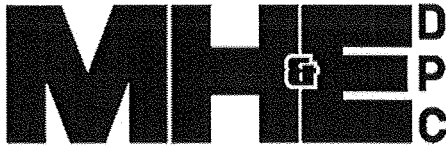
- A. Only those records will be disposed of that are described in Records Retention and Disposition Schedule for New York Local Government Records MU-1 LGS-1 after they have met the minimum retention period prescribed therein.
- B. Only those records will be disposed of that do not have sufficient administrative, fiscal, legal or historical value to merit retention beyond established time periods."

SECTION 3 - VALIDITY

The invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalid provision.

SECTION 4 - EFFECTIVE DATE

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



**McGOEY, HAUSER and EDSALL
CONSULTING ENGINEERS D.P.C.**

MARK J. EDSALL, P.E., P.P. (NY, NJ & PA)
MICHAEL W. WEEKS, P.E. (NY, NJ & PA)
MICHAEL J. LAMOREAUX, P.E. (NY, NJ, PA, VT, VA & CT)
PATRICK J. HINES
LYLE R. SHUTE, P.E., LEED-AP (NY, NJ, PA)

10A
Main Office
33 Airport Center Drive
Suite 202
New Windsor, New York 12553

(845) 567-3100
fax: (845) 567-3232
e-mail: mheny@mhepc.com

Principal Emeritus:
RICHARD D. McGOEY, P.E. (NY & PA)
WILLIAM J. HAUSER, P.E. (NY, NJ & PA)

13 August 2020

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

ATTENTION: GIL PIAQUADIO, TOWN SUPERVISOR
SUBJECT: A. DUIE PYLE STORMWATER SECURITY RELEASE

Dear Supervisor Piaquadio,

This office has performed periodic field reviews of the subject project during construction. We have received an as-built plan prepared by Langan Engineers dated 31 July 2020 as well as a certification letter regarding the as-built construction and removal of temporary erosion and sediment control facilities.

Based on the above this office takes no exception to the Town releasing the previously posted stormwater security in the amount of \$176,100.00.

Please feel free to contact the undersigned should you have any questions, comments or require any additional information regarding this matter.

Very Truly Yours,

**McGoey, Hauser & Edsall
Consulting Engineers, D.P.C.**

Patrick J. Hines
Principal

PJH/dns

July 23, 2020

Town of Newburgh
1496 Route 300
Newburgh, NY 12250

Attn: Patrick Hines, P.E.

**Re: Stormwater Bond Release Request
A Duie Pyle Maintenance Building
1000 Corporate Boulevard, Newburgh, NY
Langan Project No.: 190048601**

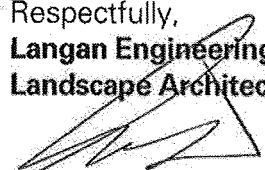
Dear Mr. Hines:

On behalf of the Applicant, A. Duie Pyle, Inc., we respectfully request that the stormwater permit and the related bond be released for the above referenced project. In support of this request we are providing you with the following documents:

- A letter from Langan certifying that the stormwater management system for this project has been constructed in substantial conformance with the approved plans;
- A letter from Langan certifying that all temporary sediment and erosion control measures have been removed;
- A copy of the recorded Storm Water facilities Maintenance Agreement; and
- A copy of the Notice of Termination, which we ask be executed by the Town and returned to our office for filing with the NYSDEC.

Please do not hesitate to contact this office, should you have any questions or require any additional information relative to the close out of this project and the release of the Stormwater Security.

Respectfully,
**Langan Engineering, Environmental, Surveying,
Landscape Architecture and Geology, D.P.C.**


W. Charles Utschig, PE
Associate

JM/lr

cc: T. Koch – A. Duie Pyle, Inc., K. Watts - GEIS,
J. Osborne, G. Canfield – Town of Newburgh

July 23, 2020

Town of Newburgh
1496 Route 300
Newburgh, NY 12250

Attn: Patrick Hines, P.E.

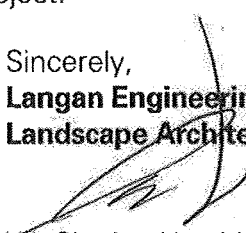
**Re: Stormwater Management System Certification
A Duie Pyle Maintenance Building
1000 Corporate Boulevard, Newburgh, NY
Langan Project No.: 190048601**

Dear Mr.Hines:

This certification letter is being provided in support of the Notice of Termination submission to the NYSDEC for the above referenced project. Our certification is based on visual observations made by Langan during site visits and a review of the as-built drawing prepared by Langan Engineering, Environmental, Surveying, Landscape Architect and Geology, D.P.C.. Langan certifies, based on our visual observations and the information provided on the as-built drawing, that the stormwater management system, including the bioretention basin, emergency spillways and outlet structures have been constructed in substantial conformance with the Approved Drawings, except for minor field deviations which are represented on the as-built drawing. We further certify that the stormwater management system will generally function as intended.

Please note, this certification only pertains to the design features listed above and does not pertain to any other aspect of the project.

Sincerely,
**Langan Engineering, Environmental, Surveying,
Landscape Architecture and Geology, D.P.C.**


W. Charles Utschig, Jr., PE
Associate

JM/r

Enclosure(s): As-built survey

cc: T. Koch – A. Duie Pyle, Inc., K. Watts - GEIS,
J. Osborne, G. Canfield – Town of Newburgh

Wangan.com\data\WPW\data6\190048601\Project Data\Correspondence\Letters\2020-07-23 Certification of SWM practices.docx

July 23, 2020

Town of Newburgh
1496 Route 300
Newburgh, NY 12250

Attn: Patrick Hines, P.E


**Re: Removal of Erosion Control Measures
A Duie Pyle Maintenance Building
1000 Corporate Boulevard, Newburgh, NY
Langan Project No.: 190048601**

Dear Mr. Hines:

As the Engineer of record, I am verifying that all temporary sediment and erosion control measures required for this project have been removed and all permanent sediment and erosion control measures are in place and properly functioning.

Sincerely,

**Langan Engineering, Environmental, Surveying,
Landscape Architecture and Geology, D.P.C.**


W. Charles Utschig, PE
Associate

JM/lr

cc: T. Koch – A. Duie Pyle, Inc., K. Watts - GEIS,
J. Osborne, G. Canfield – Town of Newburgh

\\langan.com\data\WP\data\190048601\Project Data\Correspondence\Letters\2020-07-23 Certification of SESC removal.docx



ORANGE COUNTY - STATE OF NEW YORK
 ANN G. RABBITT, COUNTY CLERK
 255 MAIN STREET
 GOSHEN, NEW YORK 10924

COUNTY CLERK'S RECORDING PAGE

THIS PAGE IS PART OF THE DOCUMENT - DO NOT DETACH



Recording:

Recording Fee	80.00
Cultural Ed	0.00
Records Management - Coun	0.00
Records Management - Stat	0.00
TP584	5.00

Sub Total: 85.00

Transfer Tax	
Transfer Tax - State	0.00

Sub Total: 0.00

Total: 85.00

**** NOTICE: THIS IS NOT A BILL ****

***** Transfer Tax *****
 Transfer Tax #: 2164
 Transfer Tax
 Consideration: 0.00

Total: 0.00

BOOK/PAGE: 14635 / 788
 INSTRUMENT #: 20190071465

Receipt#: 2710890
 Clerk: KOD
 Rec Date: 10/07/2019 02:53:09 PM
 Doc Grp: D
 Descrip: RT WY
 Num Pgs: 8
 Rec'd Frm: SMPR TITLE AGENCY INC

Party1: NEWBURGH TOWN
 Party2: A DUIE PYLE INC
 Town: NEWBURGH (TN)
 95-1-69.1

Payment Type: Check
 Cash
 Charge
 No Fee

Comment: _____

Ann G. Rabbitt

Ann G. Rabbitt
 Orange County Clerk

Record and Return To:

SMPR TITLE AGENCY
 50 CHAPEL ST
 ALBANY, NY 12207

TOWN OF NEWBURGH

Stormwater Control Facility Maintenance Agreement

THIS AGREEMENT is made this 7th day of June, 2019 by and between the Town of Newburgh, having an address at 1496 Route 300, Newburgh, New York 12550 ("Municipality") and A. Duie Pyle, Inc., a Pennsylvania corporation, having an address at 650 Westtown Road, West Chester, Pennsylvania 19381 (the "Facility Owner").

Whereas, the Municipality and the Facility Owner want to enter into an agreement to provide for the long-term maintenance and continuation of stormwater control measures approved by the Municipality for the below named project; and

Whereas, the Facility Owner is the owner of certain real property in the Town of Newburgh consisting of approximately +/- 8.57 acres located at 1000 Corporate Boulevard in the Town of Newburgh, NY more particularly described in Schedule "A" annexed hereto and made a part hereof (the "Property"); and

Whereas, the Municipality and the Facility Owner desire that the stormwater control measures be built in accordance with the approved project plans and thereafter be maintained, cleaned, repaired, replaced and continued in perpetuity in order to ensure optimum performance of the components.

Now, therefore, the Municipality and the Facility Owner agree as follows:

1. This agreement binds the Municipality and the Facility Owner, its successors and assigns to the maintenance provisions depicted in the approved project plans and Stormwater Pollution Prevention Plan which are on file with the Municipality's Stormwater Management Officer and consist of the following:

- a. Site plans prepared by Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC and GLSD Architects, LLC and approved by the Town of Newburgh Planning Board in Resolution of Approval Site Plan Lot Line Change for A. Duie Pyle, Inc. (Project # 2019-09) dated May 16, 2019:

Author	Title	Last Revised Date
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Cover Sheet	April 9, 2019

M 073049
SNPR

Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Existing Conditions & Site Removals Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Slopes Analysis Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Site Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Surface Materials Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Grading & Drainage Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Utility Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Erosion & Sediment Control Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Landscape Plan	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Details (1 of 2)	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Details (2 of 2)	April 9, 2019
Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC	Lot Line Change Plan	April 9, 2019
GLSD Architects, LLC	Floor Plan	March 8, 2019
GLSD Architects, LLC	Elevations	March 8, 2019
GLSD Architects, LLC	Site Expansion	March 8, 2019

- b. Stormwater Pollution Prevention Plan ("SWPPP") dated March 11, 2019 (last revised April 9, 2019) prepared by Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC.
- c. Any amendments to documents set forth above that may be approved by the municipality.

2. The Facility Owner shall maintain, clean, repair, replace and continue the stormwater control measures depicted on the approved project plans for the Facility known as A. Duie Pyle Maintenance Building on and about the Property, as necessary to ensure optimum performance of the measures to design specifications. The stormwater control measures shall include, but shall not be limited to, the following: drainage ditches, swales, dry wells, infiltrators, drop inlets, pipes, culverts, soil absorption devices and bio-retention filtering and other stormwater practices identified, as applicable, in the Stormwater Pollution Prevention Plan (SWPPP) approved by the Municipality.

3. The Facility Owner shall be responsible for all expenses related to the maintenance of the stormwater control measures and shall establish a means for the collection and distribution of expenses among parties for any commonly owned facilities.

4. The Facility Owner shall provide for the periodic inspection of the stormwater control measures, not less than once a year, to determine the condition and integrity of the measures. Such inspection shall be performed by a Professional Engineer licensed by the State of New York. The inspecting engineer shall prepare and submit to the Municipality within 30 days of the inspection, a written report of the findings including recommendations for those actions necessary for the continuation of the stormwater control measures.

5. The Facility Owner shall not authorize, undertake or permit alteration, abandonment, modification or discontinuation of the stormwater control measures except in accordance with written approval of the Municipality. The obligations of the Facility Owner under paragraphs 2, 3, 4 and 6 of this Agreement shall toll upon the completion of the establishment of a drainage district of the Municipality and the acceptance of the dedication of the stormwater control measures by the Municipality. The tolling period shall end upon the discontinuance or dissolution of the municipal drainage district.

6. The Facility Owner shall undertake necessary maintenance, repairs and replacement of the stormwater control measures at the direction of the Municipality or in accordance with the recommendations of the inspecting engineer.

7. The Facility Owner shall provide to the Municipality within 30 days of the date of this agreement, such security for the maintenance and continuation of the stormwater control measures as the Municipality may have required in its approval in the form acceptable to the Town Engineer and Town Attorney (a bond, letter of credit or escrow account).

8. This agreement shall be recorded in the Office of the County Clerk, County of Orange and shall be included in any offering plan and/or prospectus or lease. All rights, title and privileges herein granted, including all benefits and burdens, shall run with the land and shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, executors, administrators, successors, assigns and legal representatives.

9. If ever the Municipality determines that the Facility Owner has failed to construct or maintain the stormwater control measures in accordance with the project plans or has failed to undertake corrective action specified by the Municipality or by the inspecting engineer, the Municipality is authorized to enter upon the Property at reasonable times and in a reasonable manner upon three (3) days' notice to undertake such corrective steps as reasonably necessary for the preservation, continuation or maintenance of the stormwater control measures. However, before taking any corrective action, the Municipality shall give the Facility Owner written notice of the nature of any existing defects. If the Facility Owner fails within thirty (30) days from the date of the notice to commence corrective action or to appeal the matter to the Town of Newburgh Zoning Board of Appeals, the Municipality may take necessary corrective action, except if there are emergency circumstances set forth in the notice under which the public health, safety or the environment is endangered, then the Municipality may take corrective action if the Facility Owner fails to commence action within 3 days of the notice and to diligently prosecute the action to conclusion. The Facility Owner shall reimburse the Municipality upon demand, within thirty (30) days of receipt of such demand for all actual costs and expenses, including reasonable attorneys' fees, incurred in enforcing this Agreement and curing a violation. If the Municipality is not reimbursed within the prescribed time, the Municipality is authorized to affix the expenses thereof as a lien against the Property. Any work undertaken by the Municipality shall be performed in a good and workmanlike manner and the Municipality shall promptly repair any damage to the Property outside the stormwater management system (or to the system itself) caused by the Municipality's activities.

10. This agreement shall not be revised except in writing signed by the Municipality and the Facility Owner (or its successors and assigns).

11. This agreement is effective June 7, 2019.

IN WITNESS WHEREOF, the parties have duly executed this agreement as of the day and year first above written.

TOWN OF NEWBURGH

A. DUIE PYLE, INC.

By: [Signature]
Name: Gilbert J. Piaquadio
Its: Town Supervisor

By: [Signature]
Name: Peter A. Latta
Its: Chairman and CEO

STATE OF NEW YORK:)
) SS.
COUNTY OF ORANGE:)

On the 11th day of July, in the year 2019 before me, the undersigned, personally appeared GILBERT J. PIAQUADIO personally known to me or proved to me on the basis of satisfactory evidence to be the individual (s) whose name (s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity (ies), and that by his/her/their signature (s) on the instrument, the individual (s), or the person upon behalf of which the individual (s) acted, executed the instrument.

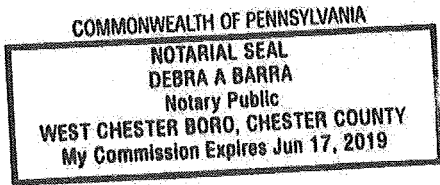
[Signature]
Notary Public

MELISA CLARKE-DAWSON
Notary Public, State of New York
No. 01CL6207240
Qualified in Bronx County
Commission Expires August 17, 2021

PA
STATE OF NEW YORK:)
Chester SS.
COUNTY OF ORANGE:)

On the 7 day of June, in the year 2019 before me, the undersigned, personally appeared PETER A. LATTA personally known to me or proved to me on the basis of satisfactory evidence to be the individual (s) whose name (s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity (ies), and that by his/her/their signature (s) on the instrument, the individual (s), or the person upon behalf of which the individual (s) acted, executed the instrument.

[Signature]
Notary Public



SCHEDULE "A"

6 June 2019
190048601

WRITTEN DESCRIPTION FOR SECTION 95, BLOCK 1, LOT 69.1 IN THE TOWN OF NEWBURGH ORANGE COUNTY, NEW YORK

All that certain piece or parcel of land situate, lying and being in the Town of Newburgh, County of Orange and State of New York and being bounded and described as follows:

Beginning at a point on the southerly line of Corporate Boulevard (80 feet wide private road) at the division line of the lands herein described and the lands now or formerly of Business Center Northeast et al., said point being distant 1,745.67 feet northeasterly, along various courses, from the intersection formed by the easterly line of Corporate Boulevard and the northerly line of New York State Route 17K (width varies) as shown on a certain map entitled "Lot Line Change between A. Duie Pyle, Inc. & Matrix Newburgh I, LLC" prepared by Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC, dated May 29, 2019 and running; thence

1. Along the aforementioned southerly line of Corporate Boulevard, easterly along a curve to the right, having an arc distance of 31.44 feet, a radius of 1,159.28 feet and a central angle of $1^{\circ}33'14''$ and being subtended by a chord which bears North $74^{\circ}56'38''$ East, a distance of 31.44 feet to a point on a curve; thence
2. Still along same, easterly along a curve to the right, having an arc distance of 29.76 feet, a radius of 25 feet and a central angle of $68^{\circ}12'18''$ and being subtended by a chord which bears South $70^{\circ}10'50''$ East, a distance of 28.03 feet to a point on a curve; thence
3. Still along same, easterly along a curve to the left, having an arc distance of 333.83 feet, a radius of 150.00 feet and a central angle of $127^{\circ}30'43''$ and being subtended by a chord which bears North $80^{\circ}09'42''$ East, a distance of 269.08 feet to a point on the southerly line of lands now or formerly of Matrix Newburgh I, LLC. (recorded in Liber 12523 Page 202, Liber 12528 Page 629, and Liber 13970 Page 575); thence
4. Along a new line through lands now or formerly of Matrix Newburgh I, LLC, South $61^{\circ}44'51''$ East, a distance of 40.86 feet to a point; thence
5. Along a new line of the aforementioned lands, North $89^{\circ}50'45''$ East, a distance of 323.27 feet to a point; thence
6. Along a new line of the aforementioned lands, South $52^{\circ}34'08''$ East, a distance of 118.97 feet to a point; thence
7. Along a new line of the aforementioned lands, South $0^{\circ}37'31''$ East, a distance of 510.15 feet to a point on the northerly line of lands now or formerly of Biss Realty, Inc. (recorded in Liber 13042 Page 252); thence
8. Along said northerly line of said lands, North $86^{\circ}42'06''$ West, a distance of 230.37 feet to a point near a 5/8 inch rebar on the easterly line of Mulberry Lane (variable width paper street); thence
9. Along said northerly line of said lands, North $55^{\circ}54'59''$ West, a distance of 56.53 feet to a point on the westerly line of Mulberry Lane and the northerly line of lands now or formerly of Red Oak SOS, LLC. (recorded in Liber 12414 Page 1103); thence
10. Along said northerly line of said lands, South $85^{\circ}49'12''$ West, a distance of 297.50 feet to a point; thence

11. Still along same, North $88^{\circ}14'48''$ West, a distance of 56.99 feet (57.00 feet per deed) to a point on the easterly line of lands now or formerly of Business Center Northeast et al.; thence
12. Along said easterly line of said lands, North $15^{\circ}50'02''$ West, a distance of 552.23 feet (552.21 feet per deed) to a point on the southerly line of Corporate Boulevard being the Point or Place of Beginning.

Encompassing an area of 373,243 square feet or 8.5685 acres, more or less.

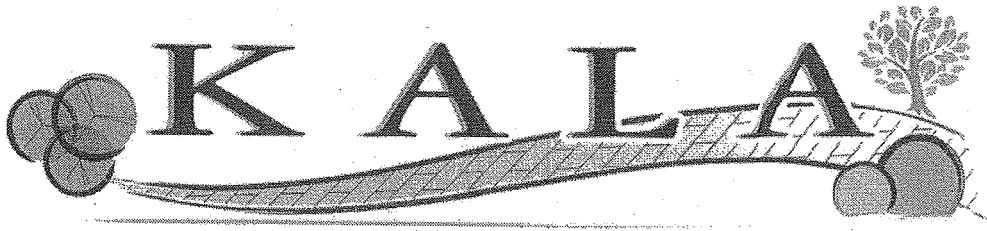
This description is prepared in accordance with a plan entitled "Lot Line Change between A. Duie Pyle, Inc. & Matrix Newburgh I, LLC" prepared by Langan Engineering, Environmental, Surveying, Landscape Architecture and Geology, DPC, Sheet No. VB-102 dated May 29, 2019 and is shown there on as Proposed Lot.

Steven L. Waldemer
Land Surveyor
NY License No. 050898

\\angan.com\data\wpw\data6\190048601\project data\discipline\survey\office data\descriptions\2019-06-06_a. duie pyle proposed lot line change.docx

R&R:

SMPR Title Agency
50 Chapel St
Albany NY 12207



10B

Karen Arent Landscape Architect

Memorandum

To: Supervisor Gil Piaquadio and the Town of Newburgh Board

From: Karen Arent, Landscape Architect

Date: September 17, 2020

Subject: CBPS Realty, LLC, Storage Facility Landscape Estimate

Town Project Number: 2018-20

Consultant: Fusco Engineering

Cc: Chairman John Ewasutyn and the Town of Newburgh Planning Board, Pat Hines, Dominick Cordisco, Gerald Canfield, Scott Manley, Mr. Joe John Nosek, Mr. Matt Consorti

COMMENTS:

The landscape cost estimate for the above referenced project was reviewed. The costs are reasonable. I recommend the board approve a landscape security in the amount of \$59,125. The landscape inspection escrow amount for this project is \$3,000.

12 Old Minisink Trail Goshen, NY 10924
845-294-9958 Phone KarenArentDesign@frontier.com

www.KarenArentDesigns.com

 karenarentdesign

Construction Cost Estimate
Landscape Improvements
CBPS Realty, LLC
Storage Facility
Town of Newburgh, Orange County NY
Revised 2/1/2020
Revised 6/14/2020
Revised 9/9/2020

1	Deciduous Trees – 2.5" caliper	75	\$400	EA	\$ 30,000
2	Evergreen Trees – 6 foot tall	40	\$400	EA	\$ 16,000
3	Seed and Mulch	SF	0.20/SF	12,000 SF	\$ 2,400
4	Shrubs – 3 Gallon	143	\$75	EA	\$ 10,725
5					
6					
7					
8					

TOTAL:

\$ 59,125

10C



October 20, 2020

Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019-6142
+1 212-506-5000
Orrick.com

Douglas E. Goodfriend

E dgoodfriend@orrick.com
D +1 212 506 5211
F +1 212 506 5151

VIA E-MAIL (mtaylor@riderweiner.com)

Mark Taylor, Esq.
Rider Weiner & Frankel, P.C.
655 Little Britain Road
New Windsor, New York 12553



Re: Town of Newburgh, Orange County, New York
Elmhurst Avenue Culvert Replacement Over Bushkill Creek - \$525,000 Bonds
Orrick File: 42297-2-New

Dear Mark:

In accordance with your recent e-mail request, enclosed please find a discussion draft form of bond resolution in relation to the above.

As you may know, because the bond resolution authorizes bonds having a maturity in excess of five years, the resolution must be adopted subject to permissive referendum. This requires that you follow the following posting and publication procedures:

- a) The enclosed Notice of Adoption must be published in the official newspapers of the Town designated for this purpose in the bond resolution within ten days of the adoption of such resolution; and
- b) Such Notice of Adoption (including the bond resolution) must be posted on the official signboard of the Town within such 10-day period.

If adopted in the present form, in due course, please furnish us with the following:

- 1) A certified copy of the enclosed bond resolution, showing the vote taken thereon.
- 2) Original printer's affidavit of publication of the Notice of Adoption of such resolution.
- 3) Original Town Clerk's Certification of Posting of such Notice. For your convenience, we are enclosing herewith a form for such certification. When returning the same to us, please make sure there is attached thereto, as recited therein, a true, correct and complete copy of the Notice of Adoption as was actually posted.

With best wishes.

Very truly yours,

A handwritten signature in cursive script that reads "Douglas".

Douglas E. Goodfriend

DEG/zmt
Enclosures
4131-4223-9528.01

cc: Hon. Gil Piaquadio (supervisor@townofnewburgh.org)
Mr. James Osborne (engineering@townofnewburgh.org)
Mr. Ron Clum (rclumaccountant@townofnewburgh.org)

BOND RESOLUTION
(Permissive Referendum)

At a regular meeting of the Town Board of the Town of Newburgh, Orange County, New York, held at the Town Hall, in Newburgh, New York, in said Town, on the 26th day of October, 2020 at _____ o'clock _____.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman _____, who moved its adoption, seconded by Councilman _____, to-wit:

BOND RESOLUTION DATED OCTOBER 26, 2020.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$525,000 BONDS OF THE TOWN OF NEWBURGH, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE ELMHURST AVENUE CULVERT REPLACEMENT OVER BUSHKILL CREEK, IN AND FOR SAID TOWN.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have any significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Newburgh, Orange County, New York, as follows:

Section 1. The Elmhurst Avenue culvert replacement over Bushkill Creek, including incidental improvements and expenses in connection therewith, in and for the Town of Newburgh, Orange County, New York, is hereby authorized at a maximum estimated cost of \$525,000.

Section 2. It is hereby determined that the plan of financing of said specific object or purpose is by the issuance of \$525,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph a of

Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 6. The faith and credit of said Town of Newburgh, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on

such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * * *

CERTIFICATION

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

I, the undersigned Clerk of the Town of Newburgh in the County of Orange, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 26th day of October, 2020.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this _____ day of October, 2020.

Town Clerk

(CORPORATE SEAL)

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Newburgh, Orange County, New York, at a meeting held on the 26th day of October, duly adopted a resolution, a summary of which is published herewith **subject to a permissive referendum**.

Dated: Newburgh, New York,
October _____, 2020.

Town Clerk

BOND RESOLUTION DATED OCTOBER 26, 2020.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$525,000 BONDS OF THE TOWN OF NEWBURGH, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE ELMHURST AVENUE CULVERT REPLACEMENT, IN AND FOR SAID TOWN.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have any significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Newburgh, Orange County, New York, as follows:

Section 1. The Elmhurst Avenue culvert replacement over Bushkill Creek, including incidental improvements and expenses in connection therewith, in and for the Town of Newburgh, Orange County, New York, is hereby authorized at a maximum estimated cost of \$525,000.

Section 2. It is hereby determined that the plan of financing of said specific object or purpose is by the issuance of \$525,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile

signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 6. The faith and credit of said Town of Newburgh, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

CERTIFICATION OF POSTING

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

I, the undersigned Clerk of the Town of Newburgh, Orange County, New York, DO
HEREBY CERTIFY:

That on the _____ day of October, 2020, I caused to be posted on the official signboard
maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of
Adoption of a bond resolution adopted by the Town Board of said Town on the 26th day of
October, 2020.

A true and correct copy of such Notice of Adoption is attached hereto.

Town Clerk

Sworn to before me this _____ day
of October, 2020.

Notary Public

10D

TOWN OF NEWBURGH
TOWN ENGINEER

MEMORANDUM

TO: Gilbert Piaquadio, Town Supervisor & Town Board
FROM: James W. Osborne, Town Engineer *JWO*
DATE: October 22, 2020
RE: Chadwick Lake Filter Plant – PLC Replacement

In support of the recent Town Board approval to replace and upgrade the Programmable Logic Controller (PLC) at the Chadwick Lake Filter Plant, I am requesting Town Board approval for the following budget transfer to fund this project:

From: Interfund Transfer (F.9902.5900)
To: Capital Project No. (TBD)
Amount: \$200,000

As the above requires Town Board action, I am requesting that this be placed on the next available agenda for approval. If you have any questions or comments, I am available to discuss them with you.

JWO/mcd

cc: Jeff Guido, Water Management Manager, CAMO
Daniel Bertola, Supervisory Operator, CAMO
Patrick Hines, MHE
Ronald Clum, Town Accountant

11A

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.


Part 1 - Project and Sponsor Information			
Name of Action or Project: 42 S. Plank Road - Gas Land Petroleum			
Project Location (describe, and attach a location map): 42 S. Plank Road, Town of Newburgh, Orange County, NY			
Brief Description of Proposed Action: The Applicant and Owner, Gas Land Petroleum, is seeking approval by the Town Board for a zoning map amendment to change the zoning designation of 42 S. Plank Road (Route 52) (the "Property") and adjacent street right-of-way (the "ROW") from the Residential R-3 Zoning District to the Business Zoning District. The Property is approximately 0.53 acres and is known and designated as Parcel 71-2.11 (see Figures 1 and 2). The ROW is comprised of approximately 0.26 acres. The Property is currently developed with a one-story convenience store building and a gasoline filling station. The Property is located at the intersection of S. Plank Road and Fifth Avenue. The current convenience store and gasoline filling station use (in place since at least 1975) is an existing, legal non-conforming use within the R-3 District. Therefore, the Applicant seeks to rezone the parcel to the Business (B) Zoning District, which would bring the use into conformance with zoning.			
Name of Applicant or Sponsor: Gas Land Petroleum (Zeldan Nesheiwat)		Telephone: 845-331-7545 E-Mail: gasland.zeldan@gmail.com	
Address: 3 Ohioville Road			
City/PO: New Paltz		State: NY	Zip Code: 12561
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acre: _____ There are no aquatic resources located on the project site. Winona Lake is located approximately 1,000 feet northwest of the site. _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

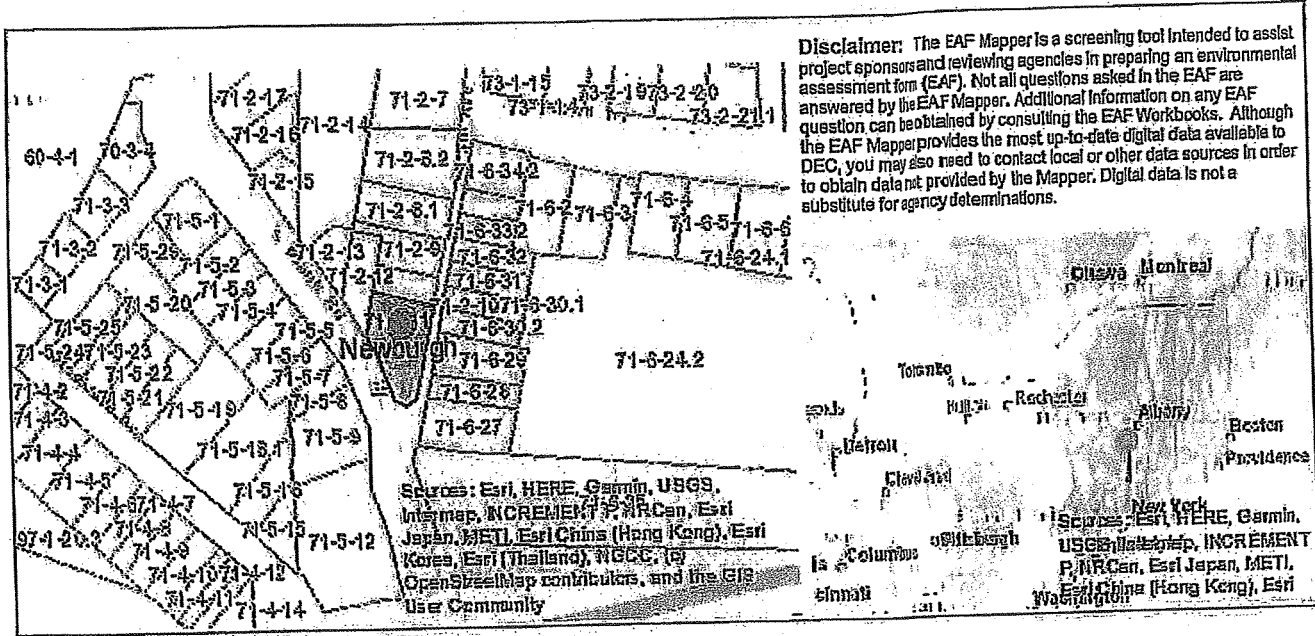
Shoreline Forest Agricultural/grasslands Early mid-successional

Wetland Urban Suburban

15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe:		
Drainage flows will continue to sheet flow towards existing collection systems in the roadway.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment:	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
The site has not been the subject of remediation for hazardous waste. The DuPont-Stauffer Landfill (DEC#336009), a State Superfund Site, is located approximately 2,000 feet southeast of the site (across I-84). Remediation is complete.		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>Gas Land Petroleum</u>		Date: <u>7/31/2020</u>
Signature: <u>Caren LoBrutto, Agent for Applicant, Chazen Companies</u> 		Title: <u>Senior Planner</u>

EAF Mapper Summary Report

Thursday, April 09, 2020 11:46 AM



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only (if applicable)
 Project: R-3 tp B Zoning Map Amend. Gas Land
 Date: 08/05/2020

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land			
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1)		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
<i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)

 NO

 YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)

 NO

 YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

1. Other impacts: _____	<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater NO YES

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)
If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding NO YES

The proposed action may result in development on lands subject to flooding. (See Part 1. E.2)
If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

3. Other impacts: _____

5. Impacts on Air NO YES
 The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g)
If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
t. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals NO YES
 The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.)
If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources

The proposed action may impact agricultural resources. (See Part 1. E.3.a and b.)

NO

YES

If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources
 The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.)
 NO YES
If "Yes", answer questions a - g. If "No", go to Section 10.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources
 The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)
 NO YES
If "Yes", answer questions a - e. If "No", go to Section 11.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) If "Yes", answer questions a - e. If "No", go to Section 12.				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b, E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c, E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>		
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>		
e. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>		

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) If "Yes", answer questions a - c. If "No", go to Section 13.				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>		
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>		

13. Impact on Transportation NO YES

The proposed action may result in a change to existing transportation systems.

(See Part 1. D.2.j)

If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy NO YES

The proposed action may cause an increase in the use of any form of energy.

(See Part 1. D.2.k)

If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____			

15. Impact on Noise, Odor, and Light NO YES

The proposed action may result in an increase in noise, odors, or outdoor lighting.

(See Part 1. D.2.m., n., and o.)

If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) NO YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____			

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans.

(See Part 1. C.1, C.2. and C.3.)

If "Yes", answer questions a - h. If "No", go to Section 18.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h. Other: _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character.

(See Part 1. C.2, C.3, D.2, E.3)

If "Yes", answer questions a - g. If "No", proceed to Part 3.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

11B

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF TOWN BOARD PROVIDING FOR REFERRAL OF LOCAL LAW AMENDING CHAPTER 185 ENTITLED "ZONING" OF THE CODE OF THE TOWN OF NEWBURGH AND THE ZONING MAP OF THE TOWN OF NEWBURGH TO REZONE PROPERTY AT FIFTH AVENUE AND SOUTH PLANK ROAD (NYS ROUTE 52) FROM R-3 TO THE ADJACENT B ZONING DISTRICT TO THE ORANGE COUNTY DEPARTMENT OF PLANNING, THE TOWN OF NEWBURGH PLANNING BOARD AND THE TOWN OF NEWBURGH ZONING BOARD OF APPEALS: PETITION OF GAS LAND PETROLEUM, INC.

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____

WHEREAS, the Town Board of the Town of Newburgh recognizes the importance of sound planning as a means of promoting responsible development and protecting the health, safety and general welfare of the citizens of the Town of Newburgh and otherwise fulfilling the legislative findings and intent set forth in Town Law Section 272-a; and

WHEREAS, having received a petition from a property owner for a Zoning Map change for an area encompassing approximately 0.79 acres of land comprised of a property which is situated on the western side of Fifth Avenue at its intersection with South Plank Road (New York State Route 52) designated as Section 71 Block 2 Lot 11 on the tax map for the Town of Newburgh together with the fronting portions of the public rights of ways to the center line of the street and highway, the Town Board has caused to be prepared and introduced a Local Law Amending Chapter 185 entitled "Zoning" of the Code of the Town of Newburgh and the Zoning Map of the Town of Newburgh to Rezone Property at Fifth Avenue and South Plank Road (NYS Route 52) from R-3 (Residential) to the Adjoining B (Business) Zoning District; and

WHEREAS, the petitioner having also submitted Part 1 of an Environmental Assessment Form in connection with its request for the adoption of a Zoning Map Amendment and the Town Board having caused Part 2 to be prepared, said adoption constituting an Unlisted Action under Part 617 of the General Regulations adopted pursuant Article 8 of the Environmental Conservation Law ("SEQR") and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code; and

WHEREAS, pursuant to Section 239-m of the General Municipal Law and the Town of Newburgh Zoning Code, amendments of zoning laws meeting certain criteria must be referred to the to the county planning board or agency and the Town Planning Board for review and recommendation.

NOW, THEREFORE, BE IT RESOLVED, that copies of the Local Law Amending Chapter 185 entitled "Zoning" of the Code of the Town of Newburgh and the Zoning Map of the Town of Newburgh to Rezone Property at Fifth Avenue and South Plank Road (NYS Route 52) R-3 to the Adjacent B Zoning District together with all other materials required by law to constitute a "full statement of such proposed action" be forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board for their reports in accordance with the provisions of the New York State General Municipal Law and the Town of Newburgh Zoning Code; and

BE IT FURTHER RESOLVED, that a copies of the aforesaid local law also be forwarded to the Town of Newburgh Zoning Board of Appeals for its comments.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piacquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

4

**INTRODUCTORY LOCAL LAW # OF 2020
A LOCAL LAW AMENDING
CHAPTER 185 ENTITLED "ZONING"
OF THE CODE OF THE TOWN OF NEWBURGH
AND
THE ZONING MAP
OF THE TOWN OF NEWBURGH
TO REZONE PROPERTY
AT FIFTH AVENUE AND SOUTH PLANK ROAD (NYS ROUTE 52)
FROM R-3 TO THE ADJACENT B ZONING DISTRICT**

SECTION 1 - TITLE

This Local Law shall be referred to as "A Local Law Amending Chapter 185 Entitled 'Zoning' of the Code of the Town of Newburgh and the Zoning Map of the Town of Newburgh to Rezone Property at Fifth Avenue and South Plank Road (NYS Route 52) from R-3 to the Adjacent B Zoning District."

SECTION 2 - PURPOSE

The purpose of this local law is to rezone certain property located at the northwest corner of the intersection of Fifth Avenue and South Plank Road (New York State Route 52) and fronting portions of said streets from the R-3 (Residential) Zoning District to the adjacent B (Business) Zoning District.

The rezoning will encompass approximately 0.79 acres of land. The area is comprised of a property which is situated on the western side of Fifth Avenue at its intersection with South Plank Road (New York State Route 52) designated as Section 71 Block 2 Lot 11 on the tax map for the Town of Newburgh together with the fronting portions of the public rights of ways to the center line of each street. The owner of the property, Gas Land Petroleum, Inc. has petitioned for the change in zoning.

SECTION 3 - AMENDMENT TO CHAPTER 185 AND ZONING MAP

1. The Zoning Map of the Town of Newburgh, adopted and made a part of Chapter 185 of the Code of the Town of Newburgh pursuant to Section 185-5, as last amended by Local Law No. 4 of 2017, is hereby amended to change the Zoning District from R-3 to B for the property described in Exhibit A annexed hereto and made a part hereof and shown on the zoning map section annexed hereto and made a part hereof as Exhibit B.

2. The Zoning Map of the Town of Newburgh, as amended by this local law, shall be maintained on file in the office of the Town Clerk.

SECTION 4 - REPEAL All ordinances and local laws and any parts thereof inconsistent with this Local Law are hereby repealed.

SECTION 5 - VALIDITY

If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder of this local law or the application thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. The Town Board of the Town of Newburgh hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION 6 - EFFECTIVE DATE

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

Exhibit A
Description
Zoning Amendment

Beginning at a point in the center of Fifth Avenue, said point being the intersection of Fifth Avenue and New York State Route 55; thence running northeasterly with the centerline of Fifth Avenue, a distance of 300 feet; thence running northwesterly from the centerline of Fifth Avenue along the northern property line of lot 71-2-11; thence running southwestwardly along the western property line of tax lot 71-2-11 to the centerline of New York State Route 52; thence running southeasterly along the centerline of New York State Route 52 back to the point of beginning at its intersection with the centerline of Fifth Avenue. Containing ± 0.79 acres of land.

Exhibit B

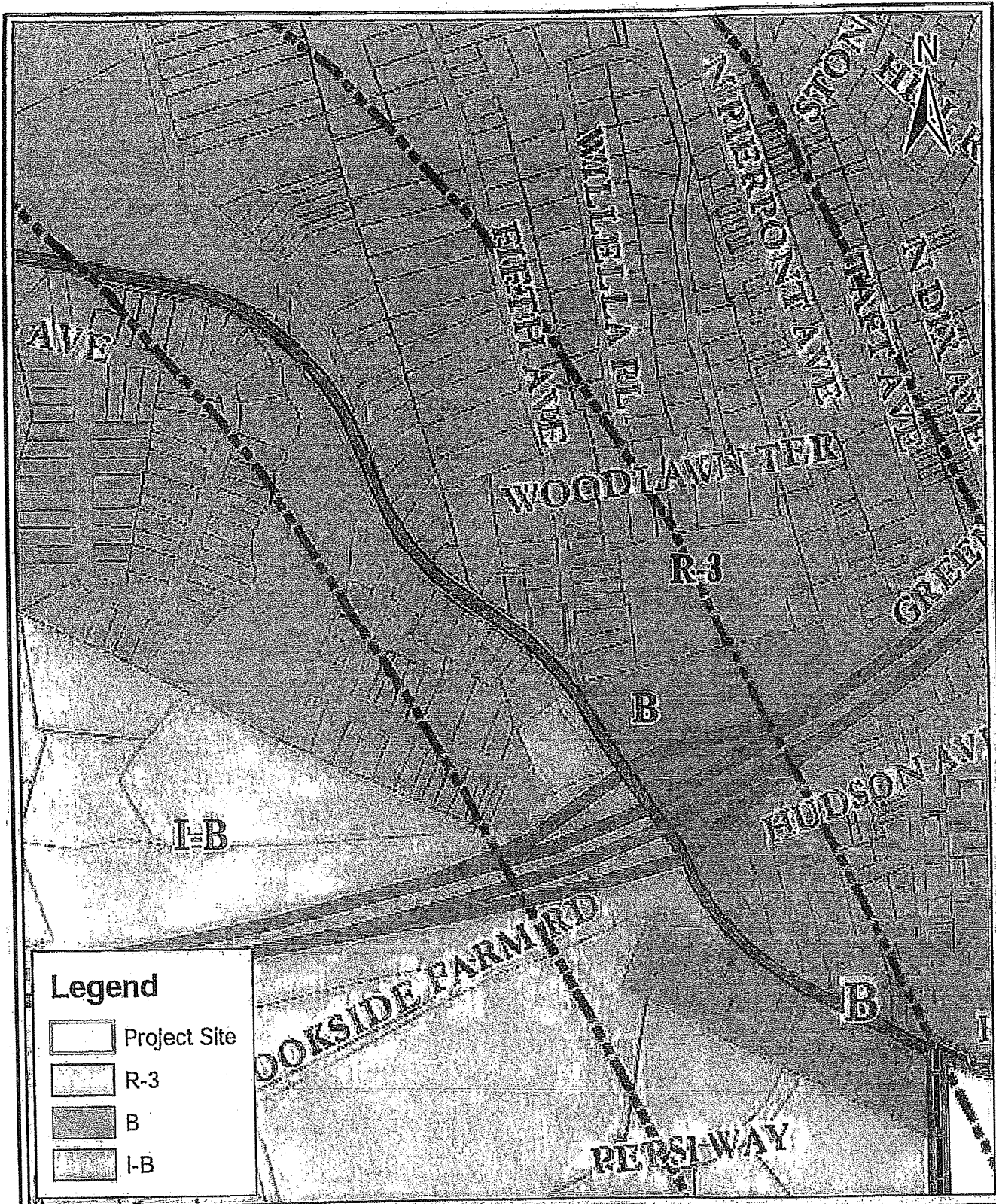
AMENDED ZONING MAP SECTION

Exhibit A
Description
Zoning Amendment





Beginning at a point in the center of Fifth Avenue, said point being the intersection of Fifth Avenue and New York State Route 55; thence running northeasterly with the centerline of Fifth Avenue, a distance of 300 feet; thence running northwesterly from the centerline of Fifth Avenue along the northern property line of lot 71-2-11; thence running southwesterly along the western property line of tax lot 71-2-11 to the centerline of New York State Route 52; thence running southeasterly along the centerline of New York State Route 52 back to the point of beginning at its intersection with the centerline of Fifth Avenue. Containing ± 0.79 acres of land.

Exhibit B

AMENDED ZONING MAP SECTION



Legend

-  Project Site
-  R-3
-  B
-  I-B

THE
Chazen
COMPANIES

ENGINEERS
LAND SURVEYORS
PLANNERS
ENVIRONMENTAL & SAFETY PROFESSIONALS
LANDSCAPE ARCHITECTS

Dutchess County Office:
21 Fox Street, Foughkeepsie, NY 12601
Phone: (845) 454-3980

Capital District Office:
547 River Street, Troy, NY 12180
Phone: (518) 273-0855

North Country Office:
20 Elm St., Suite 110, Glens Falls, NY
Phone: (518) 812-0513

Plank Road - Gasland

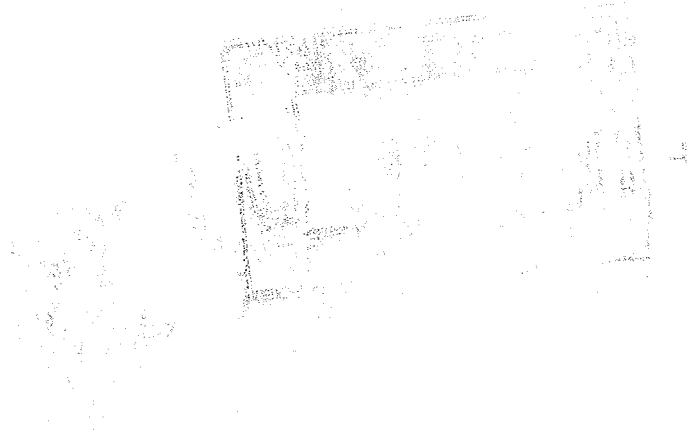
Proposed Zoning

Town of Newburgh, Orange County, New York

Drawn:	JC
Date:	07/30/2020
Scale:	Not to scale.
Project:	B2018.00
Figure:	5

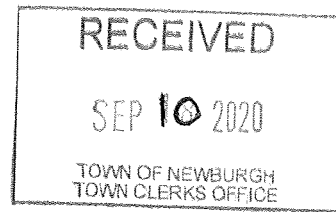
11B

Public Comments about GASLAND



Gasland Petroleum Zoning Change

Miscellaneous



Maureen Vickner TerBush <mvterbush@verizon.net>

Thu, Sep 10,
10:18 AM (4
days ago)

to Town-clerk@townofnewburgh.org

Subject: Gasland Petroleum Zoning Change

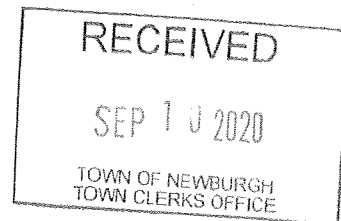
In reference to Introductory Local Law No. 4 for zoning change to Gasland Property

SBL 71-2-11. As adjoining property owners on 9 Fifth Avenue SBL 71-2-10 we have several concerns which were discussed with Scott Manley today Sept 9, 2020 at our location and the property in question.

We have several concerns including access to the back of the property, barbecue tanks visible, litter that blows from the dumpster that is never closed and Trees and drainage issues at the property line we share. After talking with Mr. Manley we hope that going forward the Town of Newburgh will ensure our concerns are thoroughly addressed.

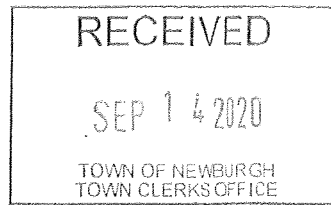
Robert and Mildred Soukup
9 Fifth Ave

845-565-9960



4 Fifth Avenue
Newburgh, NY 12550
(845) 566-1333

7 Pine Woods Road
Hyde Park, NY 12538
(845) 229-4350



September 11, 2020

Town of Newburgh Zoning Board
1496 Route 300
Newburgh, NY 2550

Regarding Proposed development of Route 52 and Fifth Avenue Gas Station
Lot # 71-2-11

To Whom It May Concern,

Please let this letter serve as a formal grievance against any and all site construction at the above mentioned location. The gas station / 24 hour market is a constant source of disruption in the neighborhood. More than a few times I have witnessed criminal behavior to which the Town of Newburgh Police Dept. despite being located less than a mile away have a difficult time responding in time to disturbances ranging from robbery, physical altercations, loud disruptive radios and fighting, indecent public defecation and urinating sometimes in broad daylight and blatant illegal drug use and distribution. I have witnessed this first hand on multiple occasions. Upon entering the store one will readily find paraphernalia used in illicit drug use and various other seedy products.

I realize that the town is more concerned about the projected increased tax revenue such a renovation would bring to the town than the wishes and concerns of the other tax paying citizenry in the area.

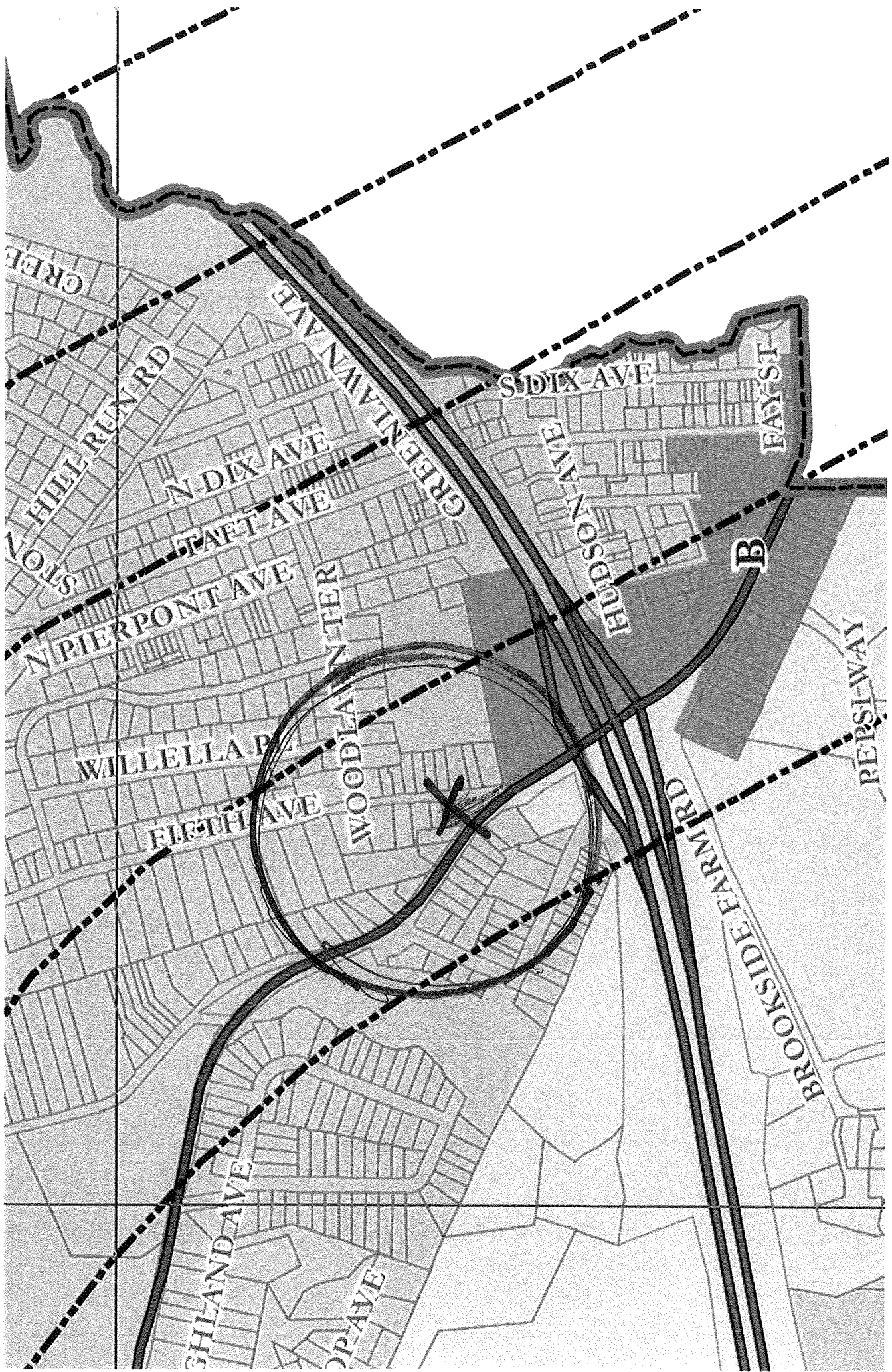
In addition to the unwanted activity that would most assuredly accompany this development it should be noted that the local infrastructure (roadway and intersection) are NOT compatible with the safe movement of traffic. My driveway being the first on Fifth Avenue after leaving Rte. 52 is extremely dangerous to exit do to traffic speeds coming off the less than 90 degree intersection as well as people using the gas stations parking lot as a high speed cut through or alternative to waiting at the stop sign. Since the store is permitted to operate 24 hours it is impossible to get any break from the turmoil.

I look forward to discuss this matter with any town official in the near future, I may be contacted at the above listed address and phone numbers

Regards,

A handwritten signature in black ink, appearing to read "Dane E. Clark DC". The signature is fluid and cursive.

Dane E. Clark DC





TOWN OF NEWBURGH

12A

1496 Route 300, Newburgh, New York 12550

RONALD E. CLUM, CPA
ACCOUNTANT

845-564-5220

Fax: 845-566-9461

E-Mail: rdumaccountant@townofnewburgh.org

To: Gil Piaquadio, Town Supervisor
CC: Town Board
From: Ronald E. Clum, Town Accountant
Date: October 13, 2020
RE: T-31 – Bid Deposits

For each set of *Plans, Specifications, and Contract Documents* it gives out for invitations to bid, the Town collects a deposit to defray the coping cost. If a contractor returns the bids within two (2) weeks after the award the Town Clerk Returns their deposit.

The T-31, Bid Deposits, has a current balance of \$6,650 in it at September 30, 2020 and has balances from bids received during 2014-2019. At this time the deposits become the property of the municipality and will be recorded as miscellaneous revenue. Please approve the transfer of these funds amounting to \$6,650 to the general fund.

If you have any questions please feel free to see me.



TOWN OF NEWBURGH

12B

1496 Route 300, Newburgh, New York 12550

RONALD E. CLUM, CPA
ACCOUNTANT

845-564-5220

Fax: 845-566-9461

E-Mail: rclumaccountant@townofnewburgh.org

To: Gil Piaquadio, Town Supervisor
Cc: Town Board
From: Ronald E. Clum, Town Accountant
Date: October 19, 2020
RE: Budget Increase

Ron
10/19/20

At the next board meeting of October 26, 2020 can you put on the agenda to increase the Highway budget by \$194,000. We need to increase the total budget as the auditors moved the equipment purchase from an expense to an encumbrance during 2019, encumbrances from the previous year roll over and increase the following years (2020) budget.

<u>INCREASE ACCOUNT</u>	<u>INCREASE ACCOUNT</u>	<u>AMOUNT</u>
D.5130.0909 Appropriated Fund Balance	D.5130.5200 Highway-Equipment	\$194,000.00

I will also need the following board approval for computer related purchases

<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>	<u>AMOUNT</u>
A.1990.5499 Contingency Account	A1680.5200 General – Central EDP	\$20,000.00

13A

Town of Newburgh
Crossroads of the Northeast
1496 Route 300
Newburgh, NY 12550
Deborah A. Smith
Receiver of Taxes

Phone 845-564-4553

Fax 845-566-1432

DATE: October 17, 2020
TO: Gilbert Piaquadio, Supervisor
FROM: Deborah A. Smith
SUBJECT 2020 Unpaid Water and Sewer Relevy

I am requesting to be on the October 26, 2020 Audit Workshop Meeting Agenda for the approval of unpaid Water and Sewer Relevy for the 2021 Property Taxes.

I will provide backup to the Town Clerk.

At a meeting of the Town Board,
Town of Newburgh, Orange County,
New York, held at the Town of
Newburgh, Town Hall, 1496 Route 300
Town of Newburgh, New York on the
26th day of October, 2020

PRESENT:
Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION LEVYING UNPAID
WATER AND SEWER CHARGES
AND ASSESSMENTS
SECTION 198 TOWN LAW

Councilman Ruggiero presented the following resolution which was seconded by Councilwoman Greene

WHEREAS, the Supervisor of the Town of Newburgh on October 26, 2020 transmitted to the Board, a statement of the UNPAID WATER AND SEWER charges and filed by the Receiver of Taxes containing a brief description of the property on which water and sewer charges and assessments are unpaid, and the amount chargeable to each, and

RESOLVED, that there be levied on the 2020 tax roll of the Town of Newburgh against the unpaid utilities in amount of \$526,613.02 transmitted to this Board and that the amount thereof be set forth on the tax rolls of the said Town of Newburgh under the name "UNPAID UTILITIES" to wit (see schedule attached) and

Town of Newburgh - \$526,613.02

BE IT FURTHER RESOLVED, that the amount so levied shall be placed in the warrant of the Orange County Legislature to the Receiver of Taxes of the Town of Newburgh, and that the sewer charges and water charges levied shall be collected and paid to the Supervisor of said Town of Newburgh in the same manner as general taxes until the amount thereof is paid.

The question of the adoption of the foregoing resolution was duly put to a roll call which resulted as follows:

Elizabeth J. Greene, Councilwoman	VOTING
Paul I. Ruggiero, Councilman	VOTING
Scott Manley, Councilman	VOTING
Anthony R. LoBiondo, Councilman	VOTING
Gilbert J. Piaquadio, Supervisor	VOTING

The resolution was thereupon declared duly

Town of Newburgh
Crossroads of the Northeast
 1496 Route 300
 Newburgh, NY 12550

Date: 10/26/2020
 To: Gilbert Piaquadio, Supervisor
 From: Deborah A. Smith, Receiver of Taxes
 Subject: Relevy Unpaid Water & Sewer

Attached are the delinquent Water & Sewer Accounts in the Town of Newburgh from July 1, 2019 through June 30, 2020. Accounts are to be transferred to the County and Town Roll. A Resolution requesting the Orange County Legislature to authorize the procedure is attached. The total to be releived is \$526,613.02 The following breakdown applies:

	Amount
Crossroads Consolidated (Includes districts listed below)	\$228,793.07
8 <i>Algonquin</i>	
1,2,4,16,17,18,24,25,26,28,29,31,32,33,34 <i>Crossroads</i>	
11 <i>Fleetwood</i>	
3,6,7,12,13,14,20 <i>Gidney</i>	
9 <i>Meadow Hill South</i>	
10,19 <i>Meadow Hill North</i>	
22 <i>Route 17K U/A</i>	
5 <i>Wintergreen</i>	
15,23 Nob Hill	\$6,719.71
36 Roseton	\$30,060.00
Water General All Districts	\$261,040.24
TOTAL	\$526,613.02

13B

Town of Newburgh
Crossroads of the Northeast
1496 Route 300
Newburgh, NY 12550

Deborah A. Smith
Receiver of Taxes & Assessments

(Tel) 845-564-4553

(Fax) 845-566-1432

MEMORADUM

DATE: October 1, 2020
TO: Gilbert Piaquadio, Supervisor
FROM: Deborah A. Smith
SUBJECT: 2020 Chargebacks

I am requesting to be on the October 26, 2020 Workshop Meeting Agenda for the approval of the 2020 Chargebacks and the signatures required for the Commissioner of Finance voucher.

TOWN OF NEWBURGH

1496 Route 300
 Newburgh, New York 12550
 (845) 564-5220

G03200

DO NOT WRITE IN THIS BOX

DEPARTMENT **Tax Receiver**

CLAIMANT'S NAME AND ADDRESS
 Commissioner of Finance
 265 Main Street
 Goshen, NY 10924

Date Voucher Received		VOUCHER NO.
Fund Appropriation	AMOUNT	
A.1964.5499	\$126,266.10	
D.1964.5499	\$201,680.58	
F.1964.5499	\$245,966.21	
SL.1501.5182.5499	-\$242.55	
HD.3001.9710	-\$0.07	
HD3002.9710.5700	-\$0.16	
SD.2078.8540.5499	-\$0.47	
G.5010.0050.2770	-\$4,027.95	
TOTAL	\$569,641.69	

TERMS _____

Dates	Quantity	Description of Materials or Services	Unit Price	Amount
10/26/2020	2020 Charge Backs			\$569,641.69
			TOTAL	\$569,641.69

CLAIMANT'S CERTIFICATION

I, _____ certify that the above account in the amount of \$ **\$569,641.69** is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

DATE

SIGNATURE

TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

APPROVAL FOR PAYMENT

This claim is approved and ordered for paid from the appropriations indicated above

Date Authorized Official

Date Auditing Board

TOWN of Newburgh
Crossroads of the Northeast
Deborah A. Smith
RECEIVER OF TAXES AND ASSESSMENT
1496 Route 300
Newburgh, New York 12550

Telephone (845) 564-4553

Fax (845) 566-1432

MEMORADUM

DATE: October 26, 2020
TO: Town Board
FROM: Deborah A. Smith, Receiver of Taxes
SUBJECT: 2020 Charge Backs

Town of Newburgh 2017 Charge Backs for property:

	<i>COURT ORDERS& County Credits</i>
Town:	\$126,266.10
Highway:	201,680.58
Consolidated Light:	1,800.16
Consolidated Water 1:	69,714.74
Consolidated Water 2:	176,251.47
Lakeside Road Lt.	-4.00
Unpaid Sewer	-4,027.95
Orange Lake Light	-2,033.14
Colden Park Light	-4.05
Fleetwood	-1.52
Greenshire Way	-.07
Laurie Lane	-.16
Candlehill Dr.	-.01
Pinnacle Drainage	-.04
Mountain Lk. Drainage	-.34
Margate Meadow Drainage	-.08

TOTAL \$569,641.69

It is the Town Board's decision whether to pay the charge backs through a voucher or to have it deducted from the 2020 Town's tax warrant.

Cc: Ronald Clum, Town Account
Mark Taylor, Attorney

Subject	NAME	Cr From Co.	REASON	SBL	County	TOWN	HIGHWAY	Consol Light		Consol		Orange Lk. TOWN'S		Orange		CVPD		Goodwill		Coldenham		Middle	
								WTR 1	WTR 2	Lighting	CHBK	Lake Fire	FIRE	FIRE	FIRE	FIRE	FIRE	FIRE	Hope				
YYY Properties			Court Order	42-7-11	142.32	119.74	69.02	4.72	19.35														
DRA Meadow Hill			Court Order	60-1-9-22	2056.19	1754.71	1017.50	66.38	272.94	469.23				742.17									
Newburgh Hotel			Court Order	95-1-32.1,32.3	18023.41	15420.52	8174.71	623.36	2558.91	4458.12				6748.38									
Mid Valley Improve			Court Order	75-1-11	25960.7	21739.57	12408.63	813.62	3307.11	5703.64													13029.15
Hawkins			Court Order	3-1-87.1		1.00																	
Crawford			Court Order	14-1-17.2		1.00																	
Lowes			Court Order	95-1-71		4.87		2.19	0.15	0.58	1.01												1.64
Orchard Hills			Court Order	9-1-45.21	77695.64	65173.94	37415.1		10339														28728.70
Mid Hudson Civic			Resolution	86-1-39.1																			
Newburgh Hotel			Court Order	95-1-32.1	1985.02	1656.23	941.37	61.80	250.51	432.37				704.62									
Newburgh Hotel			Court Order	95-1-32.3	4272.84	3563.96	2026.34	133.02	539.24	930.7				1516.73									
Colden Park																							
Fleetwood																							
Lakeside Rd.																							
Greenshire Way																							
Laurie La. Hwy Improv																							
Candlehill Dr																							
Pinnacle Drainage																							
Mountain Lk Drain																							
Margate Meadow Drain																							
Unprd. Sewer																							
Balance					130136.12	109435.54	62054.86	1703.05	17287.60	11995.07	0.00			9713.54	58.21	13029.15	8848.08	28728.7					
Bal. Due As of 1/1/2020					16926.00	139695.28	103.23	103.23	52450.13	164316	-2032.80			1154.21	-13.34	-1.64							
Rounding Factor					-95.44		-69.56	-6.12	-22.99	-59.56	-0.34			-36.25	-17.89		-3.62	-1.92					
Chargeback					-4038.22																		
						126266.10	201680.58	1800.16	69714.74	176251.47	-2033.14			10831.50	26.98	13027.51	8844.46	28716.78					



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

14

Joseph P. Pedi
Town Clerk

Lisa M. Ayers
First Deputy Town Clerk

845-564-4554
Fax: 845-564-8589
e-mail: josephpedi@townofnewburgh.org
lisaayers@townofnewburgh.org

October 19, 2020

COPY

To: Gil Piaquadio

From: Joseph Pedi

Subject: New Name for Private Road

Attached please find an email from David Dudley requesting the Town approve naming of a new private road for a new home construction.

Mr. Dudley is requesting the name "Highland View" and the Code Compliance Department has approved the name.

Kindly include this request on the next agenda for Town Board approval.

New Address or Private Road Name for SBL: 20-2-85

Inbox

David Dudley <davidl.dudley@live.com>

Sun, Oct 11,
11:36 AM (2
days ago)

to me, Jessica, Michael

Joe,

We spoke on Friday (Oct 9) regarding the naming of a new private road for a new home construction in the Town of Newburgh. Our flag lot's (SBL: 20-2-85) connection to Highland Ter sits between 78 Highland Ter (SBL: 20-2-5.12) and 80 Highland Ter (SBL: 20-2-5.11). However, the driveway (and mailbox) for 80 Highland Ter (SBL: 20-2-5.11) was built on our property (DEED RIGHT OF WAY was acquired prior to our purchase: LIBER 5377 PAGE 312).

It is our preference to obtain the address "82 Highland Ter" for SBL: 20-2-85, however if this is not possible our proposed names for a new private road leading to SBL: 20-2-85 are:

1. Highland View
2. High View
3. Highland Ridge

Description of Lot Location (SBL: 20-2-85):

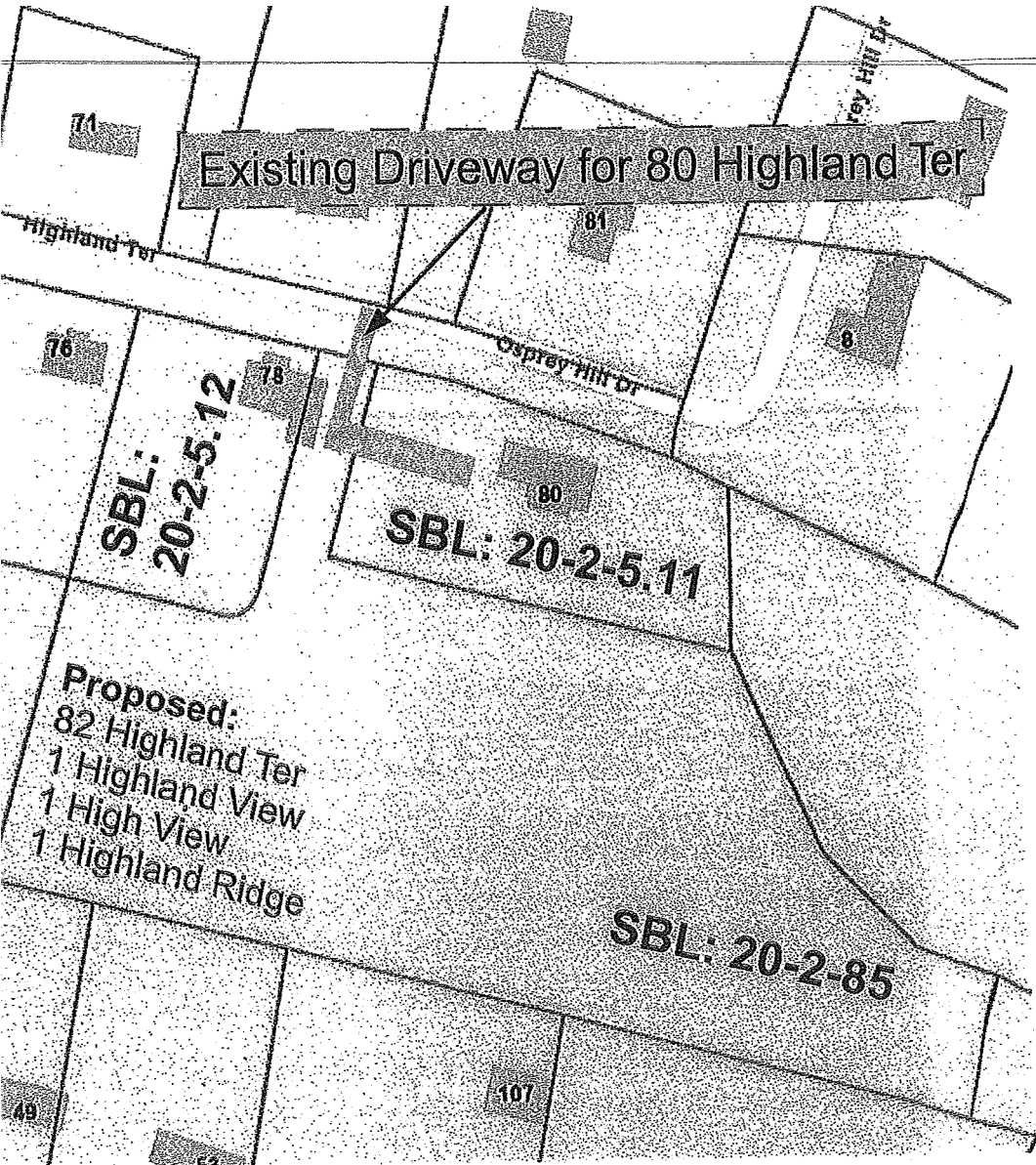
SBL: 20-2-85 is a flag lot with a connection to "Highland Ter". "Highland Ter" connects with "US Route 9W" just south of the Middlehope Fire Department and Middlehope Elementary School. "Highland Ter" also connects to the private road "Osprey Hill Dr".

The majority of the property associated with SBL: 20-2-85 is to the south of two other lots on Highland Ter (78 Highland Ter SBL: 20-2-5.12, 80 Highland Ter SBL: 20-2-5.11), with a 50' wide strip of property between them that connects SBL: 20-2-85 to Highland Ter. Please see attached PDF for an image demonstrating the same.

Please see the attached PDF for a more visual description of the property location and current driveway situation.

Respectfully,
David Dudley

Existing Driveway for 80 Highland Ter



SBL: 20-2-5.12

SBL: 20-2-5.11

SBL: 20-2-85

- Proposed:**
- 82 Highland Ter
 - 1 Highland View
 - 1 High View
 - 1 Highland Ridge

71

81

6

76

78

80

49

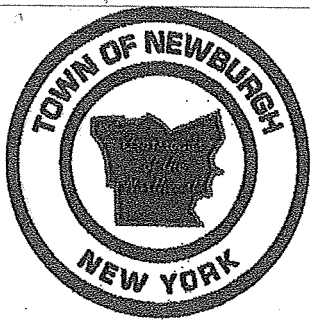
107

53

Highland Ter

Osprey Hill Dr

Osprey Hill Dr



TOWN OF NEWBURGH

1496 Route 300
Newburgh, New York 12550-2677

Joseph P. Pedi
Town Clerk

P: 845-564-4554
F: 845-564-8589

DATE: October 13, 2020
TO: Siobhan Jablesnik

FROM: Joseph P. Pedi, Town Clerk

RE: PROPOSED ROAD NAME

ATTACHED IS A REQUEST FOR APPROVAL OF A ROAD NAME.

PLEASE REVIEW AND MAKE THE NECESSARY EVALUATIONS. WE WILL NOT RECOMMEND SUBMISSION FOR TOWN BOARD ACTION UNTIL WE RECEIVE YOUR DECISION. OUR OFFICE WILL NOTIFY THE APPLICANT AND ALL INTERESTED DEPARTMENTS OF THE BOARD'S ACTION.

IN ADDITION, PLEASE COMPLETE THE BOTTOM OF THIS FORM AND THEN RETURN TO THIS OFFICE.

DECISION: _____ DATE: _____

ACCEPTABLE ROAD NAME: Highland View

SECTION 20 BLOCK 2 LOT 85

PARCEL NUMBERS: 20-2-5.11 TO 20-2-85

FIRE DISTRICT: Middlehope

Location of Road: Highland Terrace and Osprey Hill Drive

Sub-Division Name: none

CODE COMPLIANCE SUPERVISOR



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

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PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board

Cc: Ron Clum, Accountant

From: Charlene M Black, Personnel

Date: October 20, 2020

Re: Extension of EAP Contract

Please see the attached letter from Catholic Charities who administer our EAP program. They are maintaining the same fee as last year at a cost of \$5487.00 for the contract year 2020-2021. Mr. Piaquadio will need to sign the extension per the letter attached. Please approve this so we can go forward with the EAP program, since it is part of our handbook and the union contracts. Many of our employees have been utilizing the program. Thank you in advance.



Corporate Services EAP
305 North Street
Middletown, NY 10940
Tel: 845.344.5565
Fax: 845.344.6982

September 30, 2020

Charlene Black
Personnel Director
Town of Newburgh
1496 Rt. 300
Newburgh, NY 12550

Dear Charlene:

Enclosed is Addendum No. 6, extending the EAP agreement between Town of Newburgh and Corporate Services EAP. If the addendum meets with your approval, please have both originals signed and returned to me. I will forward a fully executed original to you for your file.

Also enclosed is the invoice for the first quarter of the new contract year, which runs August 15, 2020 – November 14, 2021. We are pleased to maintain the same annual fee as last year.

This invoice will be followed by our annual “year in review” information. We forward our invoice separately and prior to the report in order to maintain consistency in the billing cycle. We appreciate your patience with this process.

Please give me a call if you have any questions or concerns.

Sincerely,

Pat Hollenbeck
Contract Manager

Encls.