

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
PUBLIC HEARING ON PROPOSED LOCAL LAW A OF 2021,
BUDGET PUBLIC HEARING &
REGULAR MEETING
TUESDAY, APRIL 6, 2021**

Regular Meeting Opened 6:20 PM

PLACE: HOSTED VIA ZOOM

**STREAMED LIVE ON CHANNEL 75 (CABLE) OR CHANNEL 43 (FIOS)
STREAMED LIVE ON www.whoh-tv.org**

No public participation in-person, as per Governor's directive regarding COVID-19

**Public comments will be heard via email at boardoftrustees@hastingsgov.org or
through the Zoom Meeting Application**

CALL TO ORDER

ROLL CALL

Present: Mayor Armacost
Trustee Lopez
Trustee Fleisig
Trustee Lambert
Trustee Drake

Village Manager Murphy
Village Attorney Whitehead

PUBLIC HEARING ON PROPOSED LOCAL LAW A OF 2021

No one appeared for public comment. Village Attorney Whitehead provided comments stating the support of the Local Law from the Zoning Board of Appeals and Planning Board. Trustee Fleisig provided additional comments. Trustee Fleisig moved to close to the Public Hearing, seconded by Trustee Drake. Motion carried, all voting "aye". Approved 5-0.

BUDGET PUBLIC HEARING

No one appeared for public comment. Trustee Lambert moved to close to the Public Hearing, seconded by Trustee Lopez. Motion carried, all voting "aye". Approved 5-0.

APPROVAL OF MINUTES

Trustee Lambert moved to approve the minutes for the Regular Meeting of the Board of Trustees, March 16, 2021, and the Special Meeting of the Board of Trustees, March 30, 2021, seconded by Trustee Lopez. Motion carried, all voting "aye". Approved 5-0.

APPROVAL OF WARRANTS

Trustee Lopez moved to approve the warrants, seconded by Trustee Drake. Motion carried, all voting “aye”. Approved 5-0.

PUBLIC COMMENT

Chris Thomas addressed the Village Board and thanked them for the work being done at the Southern Corridor.

RESOLUTIONS

34:21 SCHEDULE PUBLIC HEARING ON PROPOSED LOCAL LAW B OF 2021

Trustee Lambert moved, seconded by Trustee Lopez, and unanimously carried upon roll call vote, that the following resolution be approved: Approved 5-0.

RESOLVED: that the Mayor and Board of Trustees schedule a Public Hearing for Tuesday, April 20, 2021 at 6:00 PM, or shortly thereafter to consider Proposed Local Law B of 2021, a Local Law amending Chapter 214 Peddling, Vending and Soliciting of the Code of the Village of Hastings-on-Hudson to provide for licenses to solicit in a fixed location on public streets or sidewalks.

35:21 APPROVAL OF 99 YEAR LEASE EXTENSION AGREEMENT – PROPERTY AT 383 BROADWAY IN DRAPER PARK

At the consensus of the Board, the resolution was tabled to a future meeting and that subsequent resolutions be renumbered accordingly.

35:21 AUTHORIZATION TO FUND CAPITAL PROJECT

Trustee Fleisig moved, seconded by Trustee Lopez, and unanimously carried upon roll call vote, that the following resolution be approved: Approved 5-0.

RESOLVED: that the Mayor and Board of Trustees authorize the Village Treasurer to execute a transfer from the Parks Capital Reserve Fund (AA.879) to the Capital Projects Fund (HH.0021.638) in the amount of \$15,000.00 to fund the Removal of the Sugar Pond Shed.

36:21 NEGATIVE DECLARATION – PROPOSED LOCAL LAW A OF 2021

Trustee Lambert moved, seconded by Trustee Drake, and unanimously carried upon roll call vote, that the following resolution be approved: Approved 5-0.

WHEREAS, a Short Form Environmental Assessment Form (EAF) by the Village of Hastings-on-Hudson has been filed with the Board of Trustees in connection with Proposed Local Law I of 2020, and

WHEREAS, the Mayor and the Board of Trustees, the only involved agency, have reviewed the EAF and the criteria for significance set forth in 6NYCRR § 617.7(c), now therefore be it

RESOLVED: that the Mayor and Board of Trustees find that that Proposed Local Law A of 2021 will not have a significant adverse impact on the environment and does not

require an Environmental Impact Statement (EIS) for the reasons as set forth in the EAF.

37:21 ADOPTION OF PROPOSED LOCAL LAW A OF 2021

Trustee Drake moved, seconded by Trustee Lopez, and unanimously carried upon roll call vote, that the following resolution be approved: Approved 5-0.

RESOLVED: that the Mayor and Board of Trustees hereby adopt Proposed Local Law A of 2021 Amending Chapter 295 Zoning to Amend Provisions for Height Restrictions in Residential Zoning Districts, which upon enactment shall become Local Law #1 of 2021.

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

SECTION 1. Section 295-67.F One-Family Residence (R-20) Districts, Required yards; maximum building height and coverage, subsection (1)(d), is amended to read as follows:

295-67.F(1)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 2. Section 295-68.F One-Family Residence (R-10) Districts, Required yards; maximum building height and coverage, subsection (1)(d), is amended to read as follows:

295-68.F(1)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 3. Section 295-69.F One-Family Residence (R-7.5) Districts, Required yards; maximum building height and coverage, subsection (1)(d), is amended to read as follows:

295-69.F(1)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 4. Section 295-70.E Two-Family Residence (2R) Districts, Required yards; maximum building height and coverage, subsection (1)(d), is amended to read as follows:

295-70.E(1)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 5. Section 295-70.E Two-Family Residence (2R) Districts, Required yards; maximum building height and coverage, subsection (2)(d), is amended to read as follows:

295-70.E(2)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.

- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 6. Section 295-70.1.F Two-Family Residence (2R-3.5) Districts, Required yards; maximum building height and coverage, subsection (1)(d), is amended to read as follows:

295-70.1.F(1)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 7. Section 295-70.1.F Two-Family Residence (2R-3.5) Districts, Required yards; maximum building height and coverage, subsection (2)(d), is amended to read as follows:

295-70.1.F(2)(d)

- i. For principal buildings and structures with pitched roofs, including gable, hip, shed and gambrel roofs: a) a maximum wall height at the low point of the roof, as measured to the roof edge or top plate, whichever is higher, not to exceed 23 feet, b) a maximum roof height of 35 feet and no more than 2 1/2 stories, c) dormers are permitted to encroach on the maximum wall height, as defined above, up to a maximum overall width of 25% of the total building perimeter.
- ii. For principal buildings and structures with flat roofs: maximum height of 24 feet and no more than 2 stories.
- iii. For accessory buildings and structures with pitched roofs: a) the maximum wall height at the low point of the roof, as measured from the roof edge or top plate, whichever is higher, not to exceed 10 feet, b) a maximum roof height of 15 feet.
- iv. For accessory buildings and structures with flat roofs: a maximum height of 12 feet.

SECTION 8. SEVERABILITY

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

SECTION 9. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

VILLAGE MANAGER’S REPORT

The Village Manager announced that on April 24 and 25 there will be the Village-wide clean up, including a prescription drug takeback program. Village Manager Murphy continued with a request from Andrus on Hudson to update the Games of Chance section of the Village Code coinciding with an upcoming charity event taking place at Andrus. The Village Manager provides updates to the Quarry Park Construction Project, upcoming coordination with Greenleaf Pharmacy and the James Harmon Community Center for Vaccine distribution, bids for Vest Pocket Park, the Eagle replacement at Village Hall, an update on trees in the Village downtown, and Pool and Summer program registration through the Recreation Department.

BOARD DISCUSSION

Mayor Armacost announced a gift to upgrade Wagner Plaza from a donor to commemorate the Battle of Edgars Lane through Revolutionary Hastings.

Mayor Armacost announced a demand response incentive program for residents and community solar through ConEdison. Trustee Lambert announced an electric vehicle community campaign and energy smart home campaign that will be taking place. Mayor Armacost continued by announcing multiple virtual events taking place for Earth Month.

The Mayor then provided a detailed update on COVID-19 including statistics, vaccination updates, and recovery efforts, as well as upcoming events in the Village.

ANNOUNCEMENTS

1. Wed, Apr. 7 – Youth Council 7:00 PM Hosted via ZOOM
2. Thurs. Apr. 8 – Affordable Housing Committee 7:30 PM Hosted via ZOOM
3. Thurs. Apr 8 – Parks & Recreation Commission 8:00 PM Hosted via ZOOM
4. Thurs. April 15 – Safety Council 7:00 PM Hosted via ZOOM
5. Thurs. Apr. 15 – Planning Board 7:00 PM Hosted via ZOOM
6. Tues. Apr. 20 – Board of Trustees Regular Meeting 6:00 PM Hosted via ZOOM

ADJOURNMENT

Trustee Drake moved to adjourn the Regular Meeting, seconded by Trustee Lambert. Motion carried, all voting “aye”. Approved 5-0.

Meeting Adjourned 7:27 PM

Joseph L. Cerretani
Village Clerk