

SPECIAL MEETING

September 12, 2019

7:00 PM

A Special meeting of the Board of Trustees of the Board of Trustees of the Village of Upper Nyack was held at the Village Hall on Thursday, September 12, 2019, at 7:00 PM.

Those present: Mayor Tarapata, Trustees Diamond, Dodge, Esmay, & Rothchild
Village Clerk Carol G. Brotherhood, Village Attorney Robert P. Lewis

Others identified: Jeffrey Grossman, Jaime Fox & Jeffrey Epstein

The Board held a special meeting to have a public hearing on the request for a waiver from the temporary moratorium law by the Reform Temple of Rockland, to allow the Temple board to move forward with an application to the Planning Board.

The Board also discussed and took action on authorizing the appointment of the attorney who will represent the Village for a recent Article 78 and a request for a fee waiver.

The Board discussed retaining Hocherman Tortorella & Wekstein, LLP (HTW) as Special Counsel for defense of Goosetown Environmental Action v. Village of Upper Nyack Zoning Board of Appeals et al.

Trustee Esmay made a motion to authorize Noelle C. Wolfson, Esq. and her law firm Hocherman, Tortorella & Wekstein, LLP, to defend the above noted Article 78 proceeding brought against the Zoning Board of Appeals (Rockland County Index No. 034694/2019), seconded by Trustee Diamond and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay

NOES: None

ABSTAIN: Trustee Rothchild

Nyack Joint Fire District – Request for waiver of fee for Tent Permit

After a brief discussion, the Mayor and Board were in favor of granting the request.

Trustee Diamond made a motion that the Board of Trustees waive the \$50 fee for the tent permit as requested by the Nyack Joint Fire District, seconded by Trustee Rothchild and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

7:30 PM Public Hearing

The Reform Temple of Rockland appeared before the Board to request a waiver of the temporary moratorium law so that they could appear before the Planning Board for site plan approval for drainage work and a Special Permit review for their property located at 330 North Highland Ave., Upper Nyack, NY 10960 (County ID 59.20-02-01)

The Village Clerk read the public hearing notice.

Trustee Rothchild made a motion to open the public hearing, seconded by Trustee Dodge and so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Jeffrey Grossman, Trustee of the Board of the Reform Temple of Rockland appeared before the Board with the Project Manager, Jamie Fox. Mr. Grossman explained that the building is 55 years old and has had an ongoing water and drainage issue that is deteriorating further and limiting their use of the building. They wish to present their drainage plan before the Planning Board. They will also be under review for their special permit to operate.

No one from the public spoke on the matter.

Trustee Rothchild motioned to close the public hearing, seconded by Trustee Esmay and it was so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Discussion: The Board was pleased that repairs were being made and that the Temple would be remaining at that location. The Board also discussed that this was an existing building and allowing the applicant to move forward with their application before the Planning Board, would help the Temple congregation to avoid an unnecessary hardship.

Trustee Diamond made a motion that the Board approve the waiver, seconded by Trustee Esmay and it was so moved.

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Trustee Diamond made a motion to adjourn the Special Meeting of the Board, seconded by Trustee Rothchild and so moved. The meeting was adjourned at 7:55 PM

AYES: Mayor Tarapata, Trustees Diamond, Dodge, Esmay & Rothchild

NOES: None

Respectfully submitted,

Carol G. Brotherhood
Village Clerk