

REGULAR MEETING

February 18, 2021

The Regular meeting of the Board of Trustees of the Village of Upper Nyack was held Thursday, Thursday, February 18, 2021 at 8:00 PM.

In accordance with the Executive Order 202.94, this meeting was held by video/teleconference. The meeting was recorded and transcribed.

Those present: Mayor Tarapata, Trustees Dodge, Epstein, & Esmay
Village Clerk Carol G. Brotherhood, Treasurer Richard D. Fortunato

Absent: Trustee Rothchild

Others identified: PO Kennedy-CPD, PO Niles Davies-CPD

POLICE REPORTS – PO Kennedy and PO Davies attended and PO Davies presented the report.

Reported and discussed: 4 Motor vehicles accidents (3 without injury, 1 with minor injuries); area checks, school/cultural/religious organization checks; 7 alarms (fire & burglary); 4 larcenies (2 attempted and 2 successful) from unlocked vehicles; A stolen car, unlocked with key fob inside. Found in Newark, NJ. Encourage residents to LOCK their cars.

PO Kennedy noted there were overnight parking tickets issued on School St., N Broadway, Lexow and Highmount.

SCAMS: Unemployment/Dept. of Labor-Phone call stating some of your information is incorrect and when you call back they get your social security number or other pertinent information; IRS scams during tax season.

Year to date overdoses:

Town of Clarkstown: 13 overdoses, 1 death

Rockland County: 53 overdoses, 6 deaths

No Parking signs on Locust were not moved because of snow. Will be moved once weather is warmer.

The Mayor and Board noted to the CPD Officers that truck traffic is increasing in the Village and the village has placed “For Local Traffic Only” signs in the Village.

The Officers said they would alert CPD traffic control.

TREASURER’S REPORT – Submitted for review

Treasurer Fortunato noted that the budget process has been started. A budget workshop will be held on April 8, 2021 at 7:00 PM. The Tentative Budget public hearing will be April 15, 2021.

There is no significant impact on the budget at this time although sales and

mortgage tax revenue are down.

Projects under the new budget were discussed (sidewalk repair, paving)

VOUCHERS – Read and approved for payment.

A representative of Senator Elijah Reichlin-Melnick was supposed to be on the Zoom meeting but did not appear.

MINUTES – Trustee Epstein motioned to approve the minutes of the **1/21/2021 Regular meeting**, as amended, seconded by Trustee Dodge and so approved.

On a call for a vote:

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

Trustee Dodge motioned to approve the minutes of the **1/28/2021 Special meeting**, seconded by Trustee Epstein and so approved.

On a call for a vote:

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

RESOLUTION: FIRE Bob Stien, N Midland Ave. requested to give a demonstration at the Preserve of a maple syrup tapping and cooking down the syrup. Mr. Stien requested to have a small fire. Regulations require the approval of the Board of Trustees.

Trustee Epstein made a motion that the Board allow Robert Stien to have a small watched, short duration fire at the Riverhook Preserve on Sunday, February 21, 2021.

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

SAFETY COMMITTEE: No issues or incidents to report at this time. The Village is complying with all requests of Comp Alliance and NYMIR.

Mayor Tarapata noted that mailboxes, in the Village right of way that are knocked down during snowplowing operations are the responsibility of the homeowner.

Mayor Tarapata also noted that she had received a response from the Fire Department and that the District agrees that parking should be on one side of the street on Lexow Avenue and Locust Dr.

8:30 PM Public Hearing: Temporary Moratorium Law for the 9W corridor in the OB, LO and R-4 Zones

The Clerk read the public hearing notice.

The Village Clerk noted that the Rockland County Planning Board and the Town of Clarkstown Planning Board had submitted responses under the GML review.

The responses were “No impact” “For local determination only”

Trustee Esmay made a motion to open the public hearing, seconded by Trustee Epstein and it was so moved.

On a call for a vote:

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

Discussion: Mayor Tarapata noted the moratorium will be in place while the review of the comprehensive plan takes place and until it is adopted.

The Mayor asked if there was anyone from the public who wished to speak on the matter. There were no questions or comments from the public.

Trustee Epstein made a motion to close the public hearing, seconded by Trustee Dodge and it was so moved.

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

And again, with no further discussion of the Board, motion was made to adopt the extension of the temporary moratorium law.

Motion to adopt: Trustee Esmay

Seconded by: Trustee Epstein

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

SEQRA-Annexation of properties on North Highland Avenue

Mayor Tarapata read a letter from Supervisor Hoehmann, Town of Clarkstown.

The Board reviewed the short EAF Part 2 Impact Assessment and answered all the questions. Mayor Tarapata to sign.

Motion to open public hearing: Trustee Esmay

Second: Trustee Dodge

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

With no questions or comments from the public, a motion to close the public hearing by Trustee Epstein and seconded by Trustee Dodge and so moved.

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

SEQRA- Resolution

Trustee Epstein made a motion to declare lead agency and adopt a negative declaration under SEQRA for the annexation of the parcels (15-19) on North

Highland Ave., seconded by Trustee Dodge and so moved.
AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay
NOES: None ABSENT: Trustee Rothchild

8:45 PM Public Hearing:

Public Hearing: Temporary Moratorium Law for special permits and special permit renewals.

The Clerk read the public hearing notice.

The Village Clerk noted that the Rockland County Planning Board and the Town of Clarkstown Planning Board had submitted responses under the GML review.

The responses were “No impact” “For local determination only”

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

On a call for a vote:

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

Discussion: The Mayor asked if there was anyone from the public who wished to speak on the matter. There were no questions or comments from the public

With no further comment from the public,

Trustee Esmay made a motion to close the public hearing, seconded by Trustee Epstein and it was so moved.

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None

ABSENT: Trustee Rothchild

With no further discussion of the Board, motion was made to adopt the extension of the temporary moratorium law for special permits and special permit renewals.

Motion to adopt: Trustee Epstein

Seconded by: Trustee Esmay

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay

NOES: None ABSENT: Trustee Rothchild

Noise Law of the Village of Upper Nyack

Introduction of a local law regulating unnecessary noise within the Village of Upper Nyack.

The Mayor made a statement introducing the law.

The draft law will be posted on the Village website.

Motion to set a public hearing at the regular meeting of April 15, 2021, to consider the noise law: Trustee Esmay

Second: Trustee Epstein

Vote:

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay
NOES: None ABSENT: Trustee Rothchild

Trustee Esmay made a motion to refer the noise law to Rockland County Planning pursuant to the General Municipal law 239-M and the building department for comment.

Trustee Epstein made a motion to adjourn, seconded by Trustee Dodge and it was so moved.

AYES: Mayor Tarapata, Trustees Dodge, Epstein & Esmay
NOES: None ABSENT: Trustee Rothchild
The meeting was adjourned at 9:10 PM.

Respectfully submitted,

Carol G. Brotherhood
Village Clerk