

**Minutes of the regular meeting of the Village of Upper Nyack Board of Trustees held at  
7:00 pm on Thursday, October 19th, 2023 held as a hybrid meeting.**

PRESENT	Karen Tarapata Alison Crowther Michael Esmay Jeffrey Epstein Kennon Rothchild III	Mayor Trustee Deputy Mayor Trustee Trustee
ALSO PRESENT	Georgia Grandstaff PO Christopher Kelly Richard Fortunato Michael Nolan	Village Clerk Clarkstown Police Village Treasurer Code Enforcement

ABSENT -

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Meeting called to order at 7:00 pm.

- **Police Report (see recording).**
- **Code Enforcement Officer Report (see recording).**
- **Treasurer Report (see attached).**

Discussion: Only 9 homeowners taxes being re-levied to Clarkstown.

- **Resolution for approval of Village investment policy (attached).**

Discussion: NY state requires us to have an investment policy. The policy was adapted from New York State Law.

Motion to adopt an investment policy for the Village of Upper Nyack made by Trustee Esmay, seconded by Trustee Crowther, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Discussion of Firehouse generator agreement.**

Discussion: Jay Phillips, representative from Empire Fire House, discussed a generator that is to be installed for the Firehouse on an adjoining neighbor's property (Woodcock residence) and whether or not the Village should be named in the lease agreement. Mayor Tarapata had spoken with the Village attorney who advised that we did not need to be listed on the agreement but that the Firehouse can proceed with the work. Mr/ Phillips also inquired about drainage work on the firehouse/village property which the Mayor said is a future project.

Motion to deem the installation of a generator by the Fire district as acceptable as long as it is installed professionally and in compliance with applicable building codes made by Trustee Epstein, seconded by Trustee Rothchild, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Zoning Inspector Report (attached).**

- **Resident question.**

Discussion: Village resident Adam Budgor wanted to know if the Village was aware of a pending application that the North River Shipyard has with the Army Core of Engineers. The Mayor informed him that the Village did receive notice of the application and has submitted their comments (attached).

- **Approve minutes from the Regular Meeting of the Board of Trustees of September 21, 2023.**

Motion to accept the minutes from the Regular Meeting of the Board of Trustees on September 21, 2023 made by Trustee Rothchild, seconded by Trustee Epstein, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees, Epstein, Esmay, and Rothchild  
NOES:  
Abstain: Crowther

- **Public Hearing for proposed Local Law #9 of 2023 amending Volunteer Fireman and Ambulance Workers.**

Discussion: This local law would align Village tax law with New York State property tax law regarding volunteer firefighters and ambulance workers and give active members 10% off of their property assessment.

Motion to open the public hearing for proposed Local Law #9 of 2023 made by Trustee Epstein, seconded by Trustee Rothchild, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild  
NOES:  
Abstain:

Discussion: A resident attending the meeting virtually asked what the difference is between the current law and the new law. Village Assessor Cathy Conklin explained that the current law only allows for a maximum exemption of the equalization rate and that the new law gives a full 10% off their total assessment.

Motion to close the public hearing on proposed Local Law #9 of 2023 made by Trustee Crowther, seconded by Trustee Esmay, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild  
NOES:  
Abstain:

Motion to adopt Local Law #9 of 2023 amending tax exemptions for Volunteer Fireman and Ambulance workers made by Trustee Epstein, seconded by Trustee Esmay, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Public Hearing for Local Law #10 of 2023 to modify the definition of “Income” in Upper Nyack Ordinance 9.1B[5]. (adopted by Local Law #1 of 2004, filed with NYSDOS February 2, 2004).**

Discussion: This law would align Village tax law with New York State tax law and change our wording from “gross income” to “adjusted gross income”.

Motion to open the public hearing for proposed Local Law #10 of 2023 made by Trustee Epstein, seconded by Trustee Crowther, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

Discussion: A resident attending virtually asked why the Village adjusted gross income cap is lower than the Clarkstown cap. Village Assessor Cathy Conklin explained that different municipalities can set different parameters based on their tax base. The mayor said that raising the income limit could be a topic discussed in the future. The Assessor clarified that the Village is within State Laws options (we are not the lowest and not the highest).

Motion to close the public hearing made by Trustee Esmay, seconded by Trustee Epstein, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

Motion to adopt Local Law #10 of 2023 made by Trustee Rothchild, seconded by Trustee Crowther, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Accept gift of memorial bench.**

Discussion: Rita and John Borst have donated a memorial bench to the new Old Stone Meeting House Plaza.

Motion to accept gift of memorial bench from John and Rita Borst made by Trustee Esmay, seconded by Trustee Rothchild, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

Discussion: Resident Adam Budgor had offered to match a donation to the Village if another resident was interested - resident/Trustee Alison Crowther said she would like to take his offer to gift a bench to the Village.

Motion to accept gift of memorial bench from Alison Crowther made by Trustee Rothchild, seconded by Trustee Epstein, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Discussion of Old Stone Meeting House policy.**

Discussion: The trustees continued their discussion about the Old Stone Meeting House use policy. Trustee Rothchild pointed out that the current draft of the policy does not allow for ongoing use/contracted lease of the space. After some discussion the Board decided to see how the current policy works and then revisit the policy in six months.

Motion to adopt a policy for use of the Old Stone Meeting House made by Trustee Esmay, seconded by Trustee Crowther, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain:

- **Miscellaneous Updates.**

Discussion: The Mayor discussed the Village's Halloween plans to close Castle Heights and parts of Broadway from 4-8 PM. Additionally the Regular Meeting in November will be scheduled for November 9th.

- **Adjournment**

Motion to adjourn the regular November meeting of the Board of Trustees made by Trustee Epstein, seconded by Trustee Rothchild, and so accepted.

On Call for a Vote:

AYES: Mayor Tarapata, Trustees Crowther, Epstein, Esmay, and Rothchild

NOES:

Abstain: Rothchild

**Meeting Adjourned at 8:21 pm.**

# Village of Upper Nyack

## Policy on the Use of the Old Stone Meeting House

Approved by the Village Board of Trustees on (date)

### Section 1: Statement of Policy

The Village of Upper Nyack (Village) supports the use of the Old Stone Meeting House (OSMH) and adjacent plaza on an equitable basis, ~~regardless of the beliefs or affiliations of individuals or groups, requesting its use,~~ subject to the conditions stated in this policy.

It is the policy of the Village Board of Trustees to allow organizations and groups use of the OSMH when the facility is not needed for administrative use, activities or programs sponsored in whole or in part by the Village; and when such use is not disruptive of the programs and activities of the Village administration. Such permission is revocable and does not constitute a lease. The Village reserves the right to deny applications for use based on the availability of the space, availability of Village staff, and frequency of use. Permission to use the OSMH does not imply Village endorsement of the aims, policies, or activities of any group or organization.

The Village does not discriminate in making its premised-premises available for use on the basis of age, race, color, religion, sex, national origin, marital status, parental status, sexual orientation, gender identity, ~~political ideology,~~ creed, ancestry, or the presence of any sensory, mental or physical disability.

The use of the OSMH will be granted on a “first come, first served” basis, booked in advance. In the event of a conflict in scheduling, the Village will permit access in the following order of priority:

1. Meetings of any Board of the Village of Upper Nyack
2. Events sponsored by the Village to promote public health, safety and/or welfare.
3. Events co-sponsored by the Village with other community organizations or individuals, such as the Friends of River Hook.
4. Events sponsored by Village-based not-for-profits that are in the educational, social, or cultural interest of the general public.
5. Membership meetings of Village-based educational, cultural and social organizations.
6. Events sponsored by commercial or for-profit organizations, or sponsored solely by non-~~local~~ Village organizations or individuals.

### Section 2: Definitions

Not-for-profit: An incorporated, established organization, with a 501©3 status, which exists for charitable or educational reasons, and from which its shareholders do not benefit profitably.

Village-based: Those groups with their official organization and mailing address within the Village of Upper Nyack or who derive ~~60% a majority or more~~ of their membership from within the Village.

### Section 3: Allowed Uses

The OSMH may be used for meetings, programs, presentations, ~~press conferences and private events as outlined below~~. Other uses by resolution of the Village Board of Trustees.

### Section 4: Insurance Requirements

The Village reserves the right to require a Certificate of Insurance in the amount of \$1,000,000, Combined Single Limit of Liability for Bodily Injury and Property Damage, with the Village listed as additional insured. Any event that includes alcohol must submit a Certificate of Insurance showing an alcohol rider, with the Village listed as additional insured.

### Section 5: Fees

Fees are based on the proposed use category.

Category 1. Events of Village-based individuals, groups, and not-for profits for events open to the public. These events include:

- Meetings of any Board of the Village of Upper Nyack
- Events sponsored by the Village to promote public health, safety and/or welfare.
- Events co-sponsored by the Village with other community organizations or individuals, such as the Friends of River Hook.
- Events sponsored by Village-based not-for-profits that are in the educational, social, or cultural interest of the general public.
- Membership meetings of Village-based educational, cultural and social organizations.

There is no fee for ~~the the above uses~~ of the OSMH. However, Village requires a \$200 cleaning fee deposit.

Category 2. Private events not open to the public or open to the public but commercial in nature. These events include weddings and catered events, events sponsored by commercial entities or for-profit organizations, or events sponsored solely by non-~~local-Village~~ organizations or individuals.

There is fee of \$200 for each 4-hour period and a \$200 cleaning fee deposit. Fees and deposits ~~much must~~ be submitted with the application.

Waiver of fees: The Village reserves the right to waive fees for groups or individuals whose activities provide direct benefits to the Village. Any appeal for waiver of fees must be made to the Village Board of Trustees prior to finalization of the reservation.

### Section 6: Other Terms

1. Occupancy for the OSMH is limited to 49 people, as per New York State Fire Code.

2. The Village Board of Trustees reserves the right to review and reject any application that does not promote the health, safety and welfare of the Village of Upper Nyack or that risks damage to the OSMH. The determination of the Village Board of Trustees is final.



23. All use of the OSMH must adhere to Village laws, ordinances, and policies regarding conduct and behavior. The Village Clerk may require any application to submitted to the Village Board of Trustees for prior review and may require additional supporting information to be provided.

34. The fact that a group is permitted to use the OSMH does not in any way constitute an endorsement of the group's policies or beliefs by the Village.

45. Publicity for all events, not co-sponsored by the Village, is the applicant's responsibility and the following statement must be included in all promotional flyers and publicity notices, "This program is neither sponsored nor affiliated with the Village of Upper Nyack."

56. The Village reserves the right to impose limitations on the frequency of use of the OSMH by an individual or organization.

76. The Village Clerk is authorized to determine the appropriate use of the OSMH. In the case of denial, an appeal may be made in writing to the Village Board of Trustees. The decision of the Village Board of Trustees is final.

78. Village staff will prepare the room according to what has been arranged in advance, but applicants are responsible for maintaining reasonable order and return the room to its original condition after completion of the scheduled activity. Forfeit of the cleaning fee deposit is by the sole discretion of the Village Clerk.

8.9. The Village Clerk and Village Board of Trustees reserve the right to cancel an event with notice, in their sole discretion, in the event of a building emergency or other emergency, ~~or due to~~ inclement weather or Act of God. In event of such a cancellation, fees and deposits will be returned. Applicant agrees to waive any claim for damages due to such a cancellation.

910. This policy is subject to periodic review ~~and~~, revision, and amendment by the Village Board of Trustees. In appropriate circumstances, advance exceptions to this policy may be authorized by the Village Board of Trustees.

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**VILLAGE OF UPPER NYACK**  
**Local Law #\_\_\_ of 2023**

Be it enacted by the Board of Trustees of the Village of Upper Nyack as follows:

**ARTICLE 1. TITLE**

A local law to repeal the current text of Village of Upper Nyack Ordinance 9.4 (adopted by Local Law #2 of 2001, filed with NYSDOS May 17, 2001) pertaining to real property tax exemptions for volunteer firefighters and ambulance workers to comply with New York Real Property Tax Law §466-a and replace it with the text provided in Article 4 of this local law.

**ARTICLE 2. PURPOSE**

The Village of Upper Nyack wants to encourage its residents to volunteer for service as a firefighter in the Nyack Joint Fire District or for service in the Nyack Ambulance District. To do so, the Village of Upper Nyack previously adopted Upper Nyack Ordinance 9.4 providing a partial property tax exemption for qualifying volunteers. Recent amendments to the New York Real Property Tax Law (the “RPTL”) –RPTL §466-a –make it necessary for the Village to amend its local law to continue to provide such exemptions beyond December 2025. The purpose of this local law is to repeal and replace Upper Nyack Ordinance 9.4 and provide for a 10% partial property tax exemption to local volunteer firefighters and ambulance workers who comply with the requirements of RPTL §466-a and this local law.

**ARTICLE 3. AUTHORITY**

This local law is adopted pursuant to RPTL §466-a.

**ARTICLE 4. ORDINANCE 9.4-- TAX EXEMPTIONS FOR FIRE DEPARTMENT AND AMBULANCE CORPS. VOLUNTEERS**

**9.4(a) Definitions.**

- i. **Assessor.** The Assessor of the Village of Upper Nyack.
- ii. **Enrolled Member.** An enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, which serves the Village of Upper Nyack.
- iii. **Village.** The Village of Upper Nyack.

**9.4(b) Exemption Granted.** Upon a timely application to the Assessor as set forth in Section 9.4(g), real property owned by an Enrolled Member or such Enrolled Member and their spouse, is exempt from village taxation, exclusive of special assessments, to the extent of ten

percent (10%) of the assessed value of the property provided that the eligibility requirements set forth in Section 9.4(c), (d), (e) or (f) are met.

9.4(c) **General Eligibility Requirements.** The exemption provided in Section 9.4(b) shall be granted to an Enrolled Member if:

- i. The applicant for the 9.4(b) exemption is an Enrolled Member or an Enrolled Member and spouse;
- ii. The subject property is owned by the Enrolled Member or the Enrolled Member and spouse;
- iii. The property is the primary residence of the Enrolled Member;
- iv. The property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the Enrolled Member's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;
- v. The Enrolled Member has been certified by the Village Assessor as an Enrolled Member of an incorporated volunteer fire company, fire department, or voluntary ambulance worker, which serves the Village of Upper Nyack; and
- vi. The Enrolled Member meets the minimum service requirements, which are hereby established as two (2) years.

9.4(d) **Lifetime Exemption.** Any Enrolled Member who accrues more than twenty years of active service and is so certified by the Assessor shall be granted the ten percent (10%) exemption as authorized by this local law for the remainder of his or her life as long as his or her primary residence is located within the Village.

9.4(e) **Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty.** The un-remarried surviving spouse of a deceased Enrolled Member killed in the line of duty, as certified by the Assessor, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an Enrolled Member for at least five (5) years and had been receiving the exemption at the time of his or her death.

9.4(f) **Un-remarried spouses of deceased volunteer firefighters or volunteer ambulance workers.** The un-remarried surviving spouse of a deceased enrolled member, as certified by the Assessor is qualified to continue to receive an exemption, as long as the deceased volunteer had been an Enrolled Member for at least 20 years and the deceased volunteer and un-remarried spouse had been receiving the exemption at the time of his or her death.

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9.4(g) **Application for Exemption.** An application to receive the partial real property tax exemption as permitted by this local law shall be filed with the Assessor on or before the taxable status date on a form as prescribed by the New York State Department of Taxation and Finance.

9.4(h) **Certification.** The Nyack Joint Fire District and the Nyack Ambulance Corps. shall annually file with the Assessor, prior to the applicable taxable status date, a list of the active volunteer members who are certified to meet the minimum service requirements set forth in this local law. Such list must provide, as of the applicable taxable status date, the number of years of service served by each such Enrolled Member and such Enrolled Member's address of residence, and any such additional information as the Assessor may reasonably require to certify whether Enrolled Members are entitled to the benefits provided by this local law.

9.5(i) **Existing benefits unaffected.** No volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under any state law or local law or ordinance prior to this local law going into effect shall suffer any diminution of such benefit because of the provisions of this local law.

## **ARTICLE 5. SEPARABILITY**

Should any section, sentence or provision of this local law be determined by any court of competent jurisdiction to be unconstitutional or invalid in any way, such determination shall not affect the validity of this local law as a whole or any part thereof other than the part expressly so determined to be unconstitutional or invalid.

## **ARTICLE 6. EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

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**DRAFT**  
**VILLAGE OF UPPER NYACK**  
**Local Law #\_\_\_ of 2023**

Be it enacted by the Board of Trustees of the Village of Upper Nyack as follows:

**ARTICLE 1. TITLE**

A local law to modify the definition of “Income” in Upper Nyack Ordinance 9.1B[5] (adopted by Local Law #1 of 2004, filed with NYSDOS February 2, 2004).

**ARTICLE 2. AUTHORITY**

This local law is adopted pursuant to New York Real Property Tax Law §467.

**ARTICLE 3. DEFINITION OF INCOME**

The definition of Income included in Upper Nyack Ordinance 9.1B[5], which reads:

“Income” includes all social security and retirement payments, interest, dividends, rental income, salaries or other earnings including income from self-employment. “Income” does not include gifts, moneys received from settlement of a lawsuit or inheritances received during the twelve month period just prior to filing the application.

shall be **deleted** and shall be **replaced** with the following text:

The term “INCOME” as used herein shall mean the “adjusted gross income” for federal income tax purposes as reported on the applicant's federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions, plus any social security benefits not included in such federal adjusted gross income; provided that if no such return was filed for the applicable income tax year, the applicant's income shall be determined based on the amounts that would have so been reported if such a return had been filed; and provided further, that when determining income for purposes of this section, the following conditions shall be applicable:

- (1) social security benefits that were not included in the applicant's federal adjusted gross income shall be considered income;
- (2) distributions received from an individual retirement account or individual retirement annuity that were included in the applicant's federal adjusted gross income shall be considered income;

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- (3) the applicant's income shall not be offset by medical and prescription drug expenses actually paid that were not reimbursed or paid for by insurance;
- (4) any tax-exempt interest or dividends that were excluded from the applicant's federal adjusted gross income shall be considered income; and
- (5) any losses that were applied to reduce the applicant's federal adjusted gross income shall be subject to the following limitations:
  - a. the net amount of loss reported on federal Schedule C, D, E, or F shall not exceed three thousand dollars per schedule;
  - b. the net amount of any other separate category of loss shall not exceed three thousand dollars; and
  - c. the aggregate amount of all losses shall not exceed fifteen thousand dollars.

**ARTICLE 4. SEPARABILITY**

Should any section, sentence or provision of this local law be determined by any court of competent jurisdiction to be unconstitutional or invalid in any way, such determination shall not affect the validity of this local law as a whole or any part thereof other than the part expressly so determined to be unconstitutional or invalid.

**ARTICLE 5. EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

VILLAGE OF UPPER NYACK – ZONING INSPECTOR  
 MONTHLY REPORT OF ACTIVITIES  
 MONTH OF SEPTEMBER, 2023

PERMIT AND CERTIFICATE REVIEWS

<u>Type</u>	<u>Received</u>	<u>Approved</u>	<u>Denied</u>
Building Permits	6		
Certificate of Occupancy	0		
Certificate of Compliance	0		

FEES COLLECTED

Permits/Certificates	\$ 6,687.16
Board Applications	\$ 450.00
<b>Total Fees</b>	<b>\$ 7,437.16</b>

LAND USE BOARD INITIAL REVIEWS

Planning Board	5
Zoning Board	2

ORDERS AND NOTICES

Violations/Order to Remedy	0
Stop Work Order	0
Appearance Tickets	0
Other	0

ZONING INSPECTIONS 0

OTHER ISSUES

NONE

**Village of Upper Nyack**  
**Balance Sheet**  
As of October 19, 2023

	Oct 19, 23
<b>ASSETS</b>	
Current Assets	
Checking/Savings	
NY Class-Capital Projects 002	637,349.44
NY Class-General Fund 001	1,846,154.22
Webster-General Operating 693	419,304.47
Webster-General Payroll 706	112,190.98
Webster-Trust & Agency Fund714	10,809.85
Total Checking/Savings	3,025,808.96
Total Current Assets	3,025,808.96
<b>TOTAL ASSETS</b>	<b>3,025,808.96</b>
<b>LIABILITIES &amp; EQUITY</b>	
Liabilities	
Current Liabilities	
Other Current Liabilities	
Due To/From Other Funds	
Capital Projects Fund Payable	604,038.00
Trust & Agency Fund Payable	10,774.00
Total Due To/From Other Funds	614,812.00
Security Deposit - Rent	2,000.00
Total Other Current Liabilities	616,812.00
Total Current Liabilities	616,812.00
Total Liabilities	616,812.00
Equity	
3950 Unappropriated Fnd Balance	1,410,172.93
Net Income	998,824.03
Total Equity	2,408,996.96
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b>3,025,808.96</b>



**Village of Upper Nyack**  
**Profit & Loss Budget vs. Actual**  
June 1 through October 19, 2023

	Jun 1 - Oct 19, 23	Budget	\$ Over Budget
<b>Ordinary Income/Expense</b>			
<b>Income</b>			
<b>Income</b>			
1001 Real Property Tax	2,190,948.08	2,210,000.00	-19,051.92
1090 Int./Pen. Taxes	2,899.60	5,000.00	-2,100.40
1130 Gross Utility Fees	18,810.28	64,000.00	-45,189.72
2110 Zoning Fees	400.00	1,000.00	-600.00
2115 Planning Board Fees	2,600.00	6,000.00	-3,400.00
2401 Interest Earnings	45,894.99	48,000.00	-2,105.01
2410 Office Rental	12,900.00	25,800.00	-12,900.00
2555 Co & Violations Search	1,350.00	8,000.00	-6,650.00
2560 Road Opening Permit	250.00	2,000.00	-1,750.00
2590 Building Permits	13,931.82	25,000.00	-11,068.18
2591 Tree Permit	2,400.00	2,500.00	-100.00
2770 Other Revenue	30,405.09	35,000.00	-4,594.91
2771 Clarkstown - Bulk Pickup	0.00	38,000.00	-38,000.00
3001 State Aid	8,779.00	325,000.00	-316,221.00
3002 NYS - CHIPS	0.00	100,000.00	-100,000.00
3005 R.C. - Mortgage Tax	0.00	55,000.00	-55,000.00
3006 R.C. - Sales Tax	0.00	50,000.00	-50,000.00
3600 Sewer Rent	47,909.49	50,000.00	-2,090.51
4000 Transfer from Surplus	0.00	150,000.00	-150,000.00
<b>Total Income</b>	<b>2,379,478.35</b>	<b>3,200,300.00</b>	<b>-820,821.65</b>
<b>Total Income</b>	<b>2,379,478.35</b>	<b>3,200,300.00</b>	<b>-820,821.65</b>
<b>Gross Profit</b>	<b>2,379,478.35</b>	<b>3,200,300.00</b>	<b>-820,821.65</b>
<b>Expense</b>			
<b>1325 FINANCE</b>			
1325.01 Treasurer Services	19,490.67	51,975.00	-32,484.33
<b>Total 1325 FINANCE</b>	<b>19,490.67</b>	<b>51,975.00</b>	<b>-32,484.33</b>
<b>1355 ASSESSMENT</b>			
1355.40 Assessor Services	0.00	8,000.00	-8,000.00
<b>Total 1355 ASSESSMENT</b>	<b>0.00</b>	<b>8,000.00</b>	<b>-8,000.00</b>
<b>1410 VILLAGE CLERK</b>			
1410.01 Village Clerk	22,335.66	63,000.00	-40,664.34
1410.02 Village Clerk- Asstnt 2	23,506.87	63,000.00	-39,493.13
1410.03 Village Clerk- Asstnt 1	23,990.67	60,375.00	-36,384.33
1410.41 Supplies	908.83	8,000.00	-7,091.17
1410.43 Postage	25.41	1,000.00	-974.59
1410.44 Legal Advertizing	2,142.00	5,000.00	-2,858.00
1410.45 Public Information	0.00	1,000.00	-1,000.00
1410.47 Telephone	1,136.77	3,000.00	-1,863.23
1410.49 Contractual Services	8,622.49	25,000.00	-16,377.51
1410.50 Meetings / Seminars	20.00	500.00	-480.00
1410.51 Promotion / Good Will	0.00	5,000.00	-5,000.00
<b>Total 1410 VILLAGE CLERK</b>	<b>82,688.70</b>	<b>234,875.00</b>	<b>-152,186.30</b>
<b>1420 LEGAL</b>			
1420.40 Attorney Contractual	47,400.53	100,000.00	-52,599.47
<b>Total 1420 LEGAL</b>	<b>47,400.53</b>	<b>100,000.00</b>	<b>-52,599.47</b>
<b>1440 ENGINEERING</b>			
1440.40 Engineer Contractual	18,773.25	48,000.00	-29,226.75
<b>Total 1440 ENGINEERING</b>	<b>18,773.25</b>	<b>48,000.00</b>	<b>-29,226.75</b>

**Village of Upper Nyack**  
**Profit & Loss Budget vs. Actual**  
June 1 through October 19, 2023

	Jun 1 - Oct 19, 23	Budget	\$ Over Budget
<b>1450 ELECTIONS</b>			
1450.40 Elections Contractual	0.00	500.00	-500.00
<b>Total 1450 ELECTIONS</b>	0.00	500.00	-500.00
<b>1620 VILLAGE HALL</b>			
1620.20 Equipment	1,231.40	10,000.00	-8,768.60
1620.40 Cleaning	1,500.00	3,600.00	-2,100.00
1620.41 Heating	488.70	3,500.00	-3,011.30
1620.42 Electric	912.40	4,000.00	-3,087.60
1620.44 Repairs	57.49	10,000.00	-9,942.51
1620.47 Water	123.45	420.00	-296.55
<b>Total 1620 VILLAGE HALL</b>	4,313.44	31,520.00	-27,206.56
<b>1630 BROADWAY GARAGE</b>			
1630.51 Heating	85.00	500.00	-415.00
1630.52 Electricity	210.07	500.00	-289.93
1630.54 Repairs	0.00	1,500.00	-1,500.00
1630.57 Water	91.52	300.00	-208.48
<b>Total 1630 BROADWAY GARAGE</b>	386.59	2,800.00	-2,413.41
<b>1640 STONE MEETING HOUSE</b>			
1640.42 Utilities	551.23	5,000.00	-4,448.77
1640.44 Repairs & Maintenance	122,416.51	100,000.00	22,416.51
1640.56 Contractual Misc.	1,956.31	3,000.00	-1,043.69
<b>Total 1640 STONE MEETING HOUSE</b>	124,924.05	108,000.00	16,924.05
<b>1660 RIVER HOOK PRESERVE</b>			
1660.10 Utilities	259.48	1,500.00	-1,240.52
1660.20 Repair and Maintenance	24,986.38	260,000.00	-235,013.62
1660.30 Supplies	1,019.48	3,000.00	-1,980.52
<b>Total 1660 RIVER HOOK PRESERVE</b>	26,265.34	264,500.00	-238,234.66
<b>1910 INSURANCE</b>			
1910.10 Insurance	53,804.08	55,000.00	-1,195.92
<b>Total 1910 INSURANCE</b>	53,804.08	55,000.00	-1,195.92
<b>3620 BUILDING/CODE ENFORCEMENT</b>			
3620.10 Building Inspector Svc	12,632.81	36,750.00	-24,117.19
3620.41 Supplies	112.96	4,000.00	-3,887.04
3620.48 Training	0.00	500.00	-500.00
<b>Total 3620 BUILDING/CODE ENFORCEME...</b>	12,745.77	41,250.00	-28,504.23
<b>5110 HIGHWAY DEPARTMENT</b>			
5110.01 Highway Svcs Personnel	102,750.04	255,000.00	-152,249.96
5110.02 Highway Svcs OverTime	0.00	50,000.00	-50,000.00
5110.20 Equipment	173,519.39	160,000.00	13,519.39
5110.41 Truck Maintenance	10,746.27	25,000.00	-14,253.73
5110.42 Truck Fuel	4,295.98	12,000.00	-7,704.02
5110.43 Equip Maintenance	2,122.11	5,000.00	-2,877.89
5110.44 Road Repair/Maint.	4,172.33	25,000.00	-20,827.67
5110.45 Contr. Road Repair	0.00	120,000.00	-120,000.00
5110.46 Building Repair	168.80	10,000.00	-9,831.20
5110.47 Telephone	81.77	500.00	-418.23
5110.48 Utilities	2,479.55	12,000.00	-9,520.45

**Village of Upper Nyack**  
**Profit & Loss Budget vs. Actual**  
June 1 through October 19, 2023

	Jun 1 - Oct 19, 23	Budget	\$ Over Budget
5110.49 Training	0.00	1,000.00	-1,000.00
5110.52 Tree Safety	8,400.00	10,000.00	-1,600.00
5110.53 Supplies	1,183.40	6,000.00	-4,816.60
5110.57 Catch Basin Repair	544.52	10,000.00	-9,455.48
5110.59 Cablevision	347.74	1,000.00	-652.26
5110.61 Contr. Service	4,860.78	12,000.00	-7,139.22
<b>Total 5110 HIGHWAY DEPARTMENT</b>	<b>315,672.68</b>	<b>714,500.00</b>	<b>-398,827.32</b>
<b>6560 PAYROLL EXPENSES</b>			
6566 Soc.Sec / Medicare	17,383.69	50,000.00	-32,616.31
6567 Unemployment	238.94	2,000.00	-1,761.06
6569 Payroll Service	2,064.00	3,800.00	-1,736.00
9010 State Retirement	0.00	68,000.00	-68,000.00
9040 Workers Compensation	13,197.50	20,000.00	-6,802.50
9060 Health Insurance	72,989.01	180,000.00	-107,010.99
9061 Medicare Reimbursement	2,325.00	9,000.00	-6,675.00
<b>Total 6560 PAYROLL EXPENSES</b>	<b>108,198.14</b>	<b>332,800.00</b>	<b>-224,601.86</b>
<b>8020 PLANNING / ARB</b>			
8020.10 Planning Personnel	21,575.46	56,280.00	-34,704.54
8020.40 Planning Contractual	1,350.00	4,000.00	-2,650.00
<b>Total 8020 PLANNING / ARB</b>	<b>22,925.46</b>	<b>60,280.00</b>	<b>-37,354.54</b>
<b>8120 SEWER SYSTEM</b>			
8120.42 Pumphouse Utilities	1,062.79	4,000.00	-2,937.21
8120.44 Repair & Maint.	0.00	50,000.00	-50,000.00
8120.60 Treatment	252,608.12	400,000.00	-147,391.88
8120.70 Pump Station Debt Svc	16,147.82	28,000.00	-11,852.18
<b>Total 8120 SEWER SYSTEM</b>	<b>269,818.73</b>	<b>482,000.00</b>	<b>-212,181.27</b>
<b>8130 REFUSE COLLECTION</b>			
8130.40 Refuse Contractual	121,375.00	292,000.00	-170,625.00
<b>Total 8130 REFUSE COLLECTION</b>	<b>121,375.00</b>	<b>292,000.00</b>	<b>-170,625.00</b>
<b>9600 BONDS &amp; BANS</b>			
9614 Open Space Bond - Prin	95,000.00	95,000.00	0.00
9615 Open Space Bond - Interest	33,221.89	65,000.00	-31,778.11
9616 Refunding Bond - Principle	0.00	165,000.00	-165,000.00
9617 Refunding Bond - Interest	23,650.00	47,300.00	-23,650.00
<b>Total 9600 BONDS &amp; BANS</b>	<b>151,871.89</b>	<b>372,300.00</b>	<b>-220,428.11</b>
<b>Total Expense</b>	<b>1,380,654.32</b>	<b>3,200,300.00</b>	<b>-1,819,645.68</b>
<b>Net Ordinary Income</b>	<b>998,824.03</b>	<b>0.00</b>	<b>998,824.03</b>
<b>Net Income</b>	<b>998,824.03</b>	<b>0.00</b>	<b>998,824.03</b>

**Village of Upper Nyack**  
**Investment Policy**

**I. SCOPE**

This investment policy applies to all moneys and other financial resources available for deposit and investment by the Village of Upper Nyack on its own behalf, whether directly or indirectly.

**II. OBJECTIVES**

The primary objectives of the local government's investment activities are, in priority order:

- To conform with all applicable Federal, State and other legal requirements (legality);
- To adequately safeguard principal (safety);
- To provide sufficient liquidity to meet all operating requirements (liquidity) and
- To obtain a reasonable rate of return (yield).

**III. DELEGATION OF AUTHORITY**

The Village Board's responsibility for administration of the investment program is delegated to the Treasurer who shall establish procedures for the operation of the investment program consistent with these investment policies. Such procedures shall include internal controls to provide a satisfactory level of accountability based upon records incorporating the description and amounts of investments, the fund(s) for which they are held, the place(s) where kept, and other relevant information, including dates of sale or other dispositions and amounts realized. In addition, the internal control procedures shall describe the responsibilities and levels of authority for key individuals involved in the investment program.

**IV. PRUDENCE**

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Village of Upper Nyack to govern effectively.

Investments shall be made with prudence, diligence, skill, judgment and care, under circumstances then prevailing, which knowledgeable and prudent persons acting in like capacity would use, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program or which could impair their ability to make impartial investment decisions.

**V. DIVERSIFICATION**

It is the policy of the Village of Upper Nyack to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

The Village Board shall establish appropriate limits for the amount of investments which can be made with each financial institution and shall evaluate this listing periodically.

## **VI. INTERNAL CONTROLS**

It is the policy of the Village of Upper Nyack for all moneys collected by Village Treasurer and Clerks of the Village of Upper Nyack to deposit those funds to the designated depository within a reasonable period or as such time period specified by law.

The Treasurer is responsible for establishing and maintaining internal control procedures to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with Village Board's authorization, properly recorded, and managed in compliance with applicable laws and regulations.

## **VII. DESIGNATION OF DEPOSITARIES**

The banks and trust companies that are authorized for deposits are established and approved by the Village Board.

## **VIII. SECURING DEPOSITS AND INVESTMENTS**

All deposits and investments at a bank or trust company, including all demand deposits, certificates of deposit and special time deposits (hereinafter, collectively, "deposits") made by officers of the Village of Upper Nyack that are in excess of the amount insured under the provisions of the Federal Deposit Insurance Act, including pursuant to a Deposit Placement Program in accordance with law, shall be secured by any of the following if necessary:

1. A pledge of "eligible securities" with an aggregate "market value" (as provided by the GML Section 10) that is at least equal to the aggregate amount of deposits by the officers. See Schedule A of this policy for a listing of "eligible securities."
2. A pledge of a pro rata portion of a pool of eligible securities, having in the aggregate a market value at least equal to the aggregate amount of deposits from all such officers within the State at the bank or trust company.
3. An "eligible surety bond" payable to the government for an amount at least equal to 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations. The Village Board shall approve the terms and conditions of the surety bond.
4. An "eligible letter of credit," payable to the Village of Upper Nyack as security for the payment of 140 percent of the aggregate amount of deposits and the agreed-upon interest, if any. An "eligible letter of credit" shall be an irrevocable letter of credit issued in favor of the Village of Upper Nyack, for a term not to exceed 90 days, by a qualified bank (other than the bank where the secured money is deposited). A qualified bank is either one whose commercial paper and other unsecured short-term debt obligations (or, in the case of a bank which is the principal subsidiary of a holding company, whose holding company's commercial paper and other unsecured short-term debt obligations) are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization, or one that is in compliance with applicable federal minimum risk-based capital requirements.

5. An "irrevocable letter of credit" issued in favor of the Village of Upper Nyack by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any.

## **IX. COLLATERALIZATION AND SAFEKEEPING**

Eligible securities used for collateralizing deposits made by officers of Village of Upper Nyack shall be held by (the depository *or* a third party) bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities (or the pro rata portion of a pool of eligible securities) are being pledged to secure such deposits together with agreed-upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon a default. It shall also provide the conditions under which the securities (or pro rata portion of a pool of eligible securities) held may be sold, presented for payment, substituted or released and the events of default which will enable the local government to exercise its rights against the pledged securities.

In the event that the pledged securities are not registered or inscribed in the name of the Village of Upper Nyack, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Village of Upper Nyack or the custodial bank or trust company. Whenever eligible securities delivered to the custodial bank or trust company are transferred by entries on the books of a federal reserve bank or other book-entry system operated by a federally regulated entity without physical delivery of the evidence of the obligations, then the records of the custodial bank or trust company shall be required to show, at all times, the interest of the local government in the securities (or the pro rata portion of a pool of eligible securities) as set forth in the security agreement.

The custodial agreement shall provide that pledged securities (or the pro rata portion of a pool of eligible securities) will be held by the custodial bank or trust company as agent of, and custodian for, the Village of Upper Nyack, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with or become part of the backing of any other deposit or other bank liability. The agreement shall also describe how the custodian shall confirm the receipt, substitution or release of the collateral and it shall provide for the frequency of revaluation of collateral by the custodial bank or trust company and for the substitution of collateral when a change in the rating of a security causes ineligibility. The security and custodial agreements shall also include all other provisions necessary to provide the Village of Upper Nyack with a perfected security interest in the eligible securities and to otherwise secure the local government's interest in the collateral and may contain other provisions that the Village Board deems necessary.

## **X. PERMITTED INVESTMENTS**

As provided by General Municipal Law Section 11, the Board of Trustees of the Village of Upper Nyack authorizes the Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts in, or certificates of deposit issued by, a bank or trust company located and authorized to do business in the State of New York;

- Through a Deposit Placement Program, certificates of deposit in one or more “banking institutions”, as defined in Banking Law Section 9-r;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America, where the payment of principal and interest are guaranteed by the United States of America;
- Obligations of the State of New York;
- With the approval of the State Comptroller, obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (i.e., Tax Anticipation Notes and Revenue Anticipation Notes) by any municipality, school district or district corporation in the State of New York other than the Village of Upper Nyack; and
- Obligations of the Village of Upper Nyack, but only with moneys in a reserve fund established pursuant to General Municipal Law Section 6-c, 6-d, 6-e, 6-f, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the Village of Upper Nyack within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable in any event at the option of the Village of Upper Nyack within two years of the date of purchase. Time deposit accounts and certificates of deposit shall be payable within such times as the proceeds will be needed to meet expenditures for which the moneys were obtained, and shall be secured as provided in Sections VIII and IX herein.

Except as may otherwise be provided in a contract with bondholders or noteholders, any moneys of the Village of Upper Nyack authorized to be invested may be commingled for investment purposes, provided that any investment of commingled moneys shall be payable or redeemable at the option of the Village of Upper Nyack within such time as the proceeds shall be needed to meet expenditures for which such moneys were obtained, or as otherwise specifically provided in General Municipal Law Section 11. The separate identity of the sources of these funds shall be maintained at all times and income received shall be credited on a pro rata basis to the fund or account from which the moneys were invested.

Any obligation that provides for the adjustment of its interest rate on set dates is deemed to be payable or redeemable on the date on which the principal amount can be recovered through demand by the holder.

## **XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS**

All financial institutions and dealers with which the Village of Upper Nyack transacts business shall be creditworthy, and have an appropriate level of experience, capitalization, size and other factors that make the financial institution or the dealer capable and qualified to transact business with the Village of Upper Nyack. The Treasurer shall evaluate the financial position and maintain a listing of proposed depositaries, trading partners, and custodians. Recent Reports of Condition and Income (call reports) shall be obtained for proposed banks, and security dealers that are not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers.

## **XII. PURCHASE OF INVESTMENTS**

The Treasurer is authorized to contract for the purchase of investments:

1. Directly, from an authorized trading partner
2. By participation in a cooperative investment agreement with other authorized municipal corporations pursuant to Article 5-G of the General Municipal Law and in accordance with Article 3-A of the General Municipal Law.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Village of Upper Nyack by the bank or trust company.

Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law Section 10(3)(a). The agreement shall provide that securities held by the bank or trust company, as agent of, and custodian for, the Village of Upper Nyack, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with or become part of the backing of any other deposit or other bank liability. The agreement shall also describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to secure the local government's perfected interest in the securities, and the agreement may also contain other provisions that the Village Board deems necessary. The security and custodial agreements shall also include all other provisions necessary to provide the Village of Upper Nyack with a perfected interest in the securities.

The Treasurer, where authorized, can direct the bank or trust company to register and hold the evidences of investments in the name of its nominee, or may deposit or authorize the bank or trust company to deposit, or arrange for the deposit of any such evidences of investments with a federal reserve bank or other book-entry transfer system operated by a federally regulated entity. The records of the bank or trust company shall show, at all times, the ownership of such evidences of investments, and they shall be, when held in the possession of the bank or trust company, at all times, kept separate from the assets of the bank or trust company. All evidences of investments delivered to a bank or trust company shall be held by the bank or trust company pursuant to a written custodial agreement as set forth in General Municipal Law Section 10(3)(a), and as described earlier in this section. When any such evidences of investments are so registered in the name of a nominee, the bank or trust company shall be absolutely liable for any loss occasioned by the acts of such nominee with respect to such evidences of investments.

## **XIII. ANNUAL REVIEW AND AMENDMENTS**

The Village of Upper Nyack shall review this investment policy annually, and it shall have the power to amend this policy at any time.

The terms "public funds," "public deposits," "bank," "trust company," "eligible securities," "eligible surety bond," and "eligible letter of credit" shall have the same meanings as set forth in General Municipal Law Section 10.



#### **XIV. MISCELLANEOUS**

In compliance herewith, as of October 2023 the foregoing authority is acknowledged as having been exercised by virtue of an agreement with:

NY CLASS # NY-01-0812-0001 and

NY CLASS # NY-01-0812-0002

Webster Bank Accounts #6700239693, #6700239706, and #6700239714

# VILLAGE OF UPPER NYACK

328 NORTH BROADWAY  
UPPER NYACK, NEW YORK 10960  
INCORPORATED 1872

Tel. 845-358-0084 – FAX. 845-358-0741

[village.clerk@uppernyack-ny.us](mailto:village.clerk@uppernyack-ny.us)

[www.uppernyack-ny.us](http://www.uppernyack-ny.us)

October 19, 2023

U.S. Army Corps of Engineers - NY District  
Jacob K. Javits Federal Building  
26 Federal Plaza  
New York, NY 10278-0090

Via US Mail & email [Brian.A.Orzel@usace.army.mil](mailto:Brian.A.Orzel@usace.army.mil)

ATTN: Mr. Brian A. Orzel  
RE: NAN-2022-00385-WRY  
K Graefe and Sons Corp.  
Maintain, as completed, the installation of three (3) mooring bouys.

Dear Mr. Orzel:

The Village of Upper Nyack has received the “Availability of Public Notice” and reviewed the Public Notice document for the referenced application. We thank you for the opportunity to comment on this application. Based on review of the information available, the Village would like to provide the following comments for the record:

We note that an application was not included with the public notice, only the 6 sheets of drawings by TMR Waterfront. We request the complete application be made available and that the comment period be extended to 30 days after the application is available.

The stated purpose for the moorings, “to allow large vessels to be held offshore for loading, awaiting repairs or transit” seems to conflict with the fact that the barges on these moorings have been moored for extended periods of time and do not appear to be merely “held offshore”.

The moorings are proposed to remain in a special anchorage area. No information is provided to show if the proposal will comply with any applicable regulations for that anchorage, either under 33CFR 110.1 and 110.60 or U.S. Coast Pilot 2.

The portion of NOAA Chart 12343 at sheet MR-6 indicates several private aids to navigation in the vicinity of the proposed moorings. The application should provide information regarding the proximity of the proposed moorings to those aids and any potential effects thereon.

The aerial photograph at sheet MR-5 seems to show piles installed at the westernmost proposed mooring, in conflict with the work description which does not discuss the installation or use of piles.

Mr. Brian Orzel  
Re: NAN-2022-00385-WRY

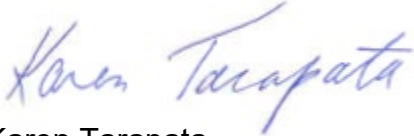
October 19, 2023  
Pg 2

As noted in the PN, the NYS Department of State must provide a determination on consistency with the Coastal Zone Management Program prior to action by the Corps.

The placement of these moorings appear to be subject to Article 15 Protection of Waters Permit from the NYS DEC. Has that application been submitted via a Joint Application, and will this application be coordinated with the NYSDEC?

Very truly yours,

VILLAGE OF UPPER NYACK



Karen Tarapata  
Mayor

KT/DML/gg

Cc: Project File  
NYSDEC Region 3 Administration – r3admin@dec.ny.gov  
NYSDEC Region 3 Fisheries – fwfish3@dec.ny.gov  
NYSDEC Region 3 Hudson River Estuary Program – Hrep@dec.ny.gov  
NYSDEC Region 3 Permits – dep.r3@dec.ny.gov

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