

**STATE OF NEW YORK  
COUNTY OF DUTCHESS  
TOWN OF LA GRANGE**

**TOWN BOARD MEETING  
May 16, 2011**

**Present:** Supervisor Jon Wagner  
Councilman Gary Beck  
Councilman Ed Jessup  
Councilman Gary Polhemus

**Absent:** Councilman Joseph Luna

**Recording Secretary:** Margaret Schmitz, Deputy Town Clerk

The special meeting of the Town Board was held on Wednesday, May 16, 2011, at the LaGrange Town Hall, 120 Stringham Road. Supervisor Wagner called the meeting to order at 4:00 p.m.

Supervisor Wagner stated that the purpose of the meeting is to consider taking action on a Local Law that was subject to public hearing on May 11, 2011. He stated for the record, that the public hearing had no one speaking for or against it. This is a Local Law to allow the additional use in specific zones for summer day camps. Supervisor Wagner requested a motion to approve the negative declaration of the SEQRA documents as long as the Councilmen's questions regarding issues pertaining to one particular day camp seeking approval from the Planning Board have been satisfactorily answered. Councilman Beck moved to approve the negative declaration, seconded by Councilman Polhemus, and carried unanimously. (SEE ADDENDUM)

Councilman Jessup made a motion to adopt the resolution for Local Law #2-2011, Seconded by Councilman Beck, carried unanimously. (SEE ADDENDUM)

Councilman Jessup moved to adjourn, seconded by Councilman Beck and carried unanimously. The meeting adjourned at 4:05 p.m.

Respectfully Submitted,



Margaret Schmitz  
Deputy Town Clerk

**Addendum**

- D. C. Dept. of Planning & Development: Zoning Referral for Local Law #2-2011
- EAF – LL# 2- 2011
- Negative Declaration – Local Law #2-2011
- Resolution – Local Law #2-2011 Summer Day Camps

**Dutchess County Department of Planning and Development**

To	T/LAGRANGE	Date	5/10	# pgs	2
Co./Dept	TOWN BOARD	From	J. CLARKE		
Fax #	452 2289	Phone #	486 3600		

**Zoning Referral**

Municipality: Town of LaGrange

Referring Agency: Town Board

Tax Parcel Number(s): \_\_\_\_\_

Project Name: LL: Summer Camps

Applicant: Town Board

Address of Property: \_\_\_\_\_

**Type of Action:**

- Local Law / Text Amendment
- Rezoning
- Site Plan
- Special Permit
- Use Variance
- Area Variance
- Other: \_\_\_\_\_

**Jurisdictional Determinant:**

- State Road \_\_\_\_\_
- County Road \_\_\_\_\_
- State Property
- County Property
- Municipal Boundary
- Agricultural District

Date Response Requested (if less than 30 days): 5/11/11

If subject of a previous referral, please note County referral number(s):

FOR COUNTY OFFICE USE ONLY

**Response from Dutchess County Department of Planning and Development**

**No Comments:**

- Matter of Local Concern
- No Jurisdiction
- No Authority
- Project Withdrawn

**Comments Attached:**

- Local Concern with Comments
- Conditional
- Denial
- Incomplete — *municipality must resubmit to County*
- Incomplete with Comments — *municipality must resubmit to County*

Date of Submittal: 4/29	Notes:	<input type="checkbox"/> Major Project	<input type="checkbox"/> Archive		
Date Submittal Received: 5/4				<input type="checkbox"/> Discard after 2 yrs	
Date Report Requested: 5/11					<input type="checkbox"/> Discard after 7 yrs
Date Report Required: 5/27					
Date of Transmittal faxed: 5/10/11 mailed:	Referral #: 11-183	Reviewer: JOHN CLARKE			

**617.20**  
**Appendix A**  
**State Environmental Quality Review**  
**FULL ENVIRONMENTAL ASSESSMENT FORM**

**Purpose:** The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

**Full EAF Components:** The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

**DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions**

Identify the Portions of EAF completed for this project:       Part 1       Part 2       Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which **will not** have a significant impact on the environment, therefore a **negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED negative declaration will be prepared.\***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a **positive declaration will be prepared.**

\*A Conditioned Negative Declaration is only valid for Unlisted Actions

Local Law No. \_\_\_ of the Year 2011, to amend Chapter 240 "Zoning" to provide for Summer Day Camps.

Name of Action

**TOWN OF LAGRANGE TOWN BOARD**

Name of Lead Agency

**JON J. WAGNER**

Print or Type Name of Responsible Officer in Lead Agency

**SUPERVISOR**

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from responsible officer)

*Rebecca A. Beck*

**May 6, 2011**

Date

**PART 1--PROJECT INFORMATION**  
**Prepared by Project Sponsor**

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

Name of Action <b>Local Law No. ___ of the Year 2011, to amend Chapter 240 "Zoning" to provide for Summer Day Camps.</b>		
Location of Action (include Street Address, Municipality and County) <b>TOWN OF LAGRANGE, DUTCHESS COUNTY</b>		
Name of Applicant/Sponsor <b>TOWN OF LAGRANGE TOWN BOARD</b>	Business Telephone <b>( 845 ) 452-1830</b>	
Address <b>120 STRINGHAM ROAD</b>		
City/PO <b>LAGRANGE</b>	State <b>NY</b>	Zip Code <b>12540</b>
Name of Owner (if different) <b>AS ABOVE</b>	Business Telephone <b>( )</b>	
Address		
City/PO	State	Zip Code
Description of Action <b>The Town Board proposes to adopt Local Law # ___ of 2011 to provide for Summer Day Camps, which will be a special permit use in the C-1, C-2 and I zoning district.</b>		

Please Complete Each Question--Indicate N.A. if not applicable

**A. SITE DESCRIPTION**

Physical setting of overall project, both developed and undeveloped areas.

1. Present land use: Urban      Industrial      Commercial      Residential(suburban)      Rural(non-farm)  
Forest      Agriculture      Other – All of the Above.

2. Total acreage of project area: **24,902 acres. TOTAL ACRES, TOWN OF LAGRANGE**

APPROXIMATE ACREAGE NOT APPLICABLE ("N/A")	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	N/A acres	N/A acres
Forested	N/A acres	N/A acres
Agricultural (Includes orchards, cropland, pasture, etc.)	N/A acres	N/A acres
Wetland(Freshwater or tidal as per Articles 24,25 of ECL)	N/A acres	N/A acres
Water Surface Area	N/A acres	N/A acres
Unvegetated (Rock, earth or fill)	N/A acres	N/A acres
Roads, buildings and other paved surfaces	N/A acres	N/A acres
Other (Indicate type)	N/A acres	N/A acres

3. What is predominant soil type(s) on project site?

- a. Soil drainage:  Well drained    **25 +/- %** of site       Moderately well drained    **50+/- %** of site  
 Poorly drained    **25+/- %** of site

b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? **9.05+/-** acres (See 1 NYCRR 370).

4. Are there bedrock outcroppings on project site?       Yes     No

a. What is depth to bedrock? **varies** (in feet)

5. Approximate percentage of proposed project site with slopes:  0-10%  75+/- %  10-15%  15+/- %  
 15% or greater  15+/- %
6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or the National Registers of Historic Places?  Yes  No **VARIOUS THROUGHOUT TOWN**
7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks?  Yes  No
8. What is the depth of the water table? **varies** (in feet)
9. Is site located over a primary, principal, or sole source aquifer?  Yes  No
10. Do hunting, fishing or shell fishing opportunities presently exist in the project area?  Yes  No
11. Does project site contain any species of plant or animal life that is identified as threatened or endangered?  
 Yes  No According to **VARIOUS SITE SPECIFIC REVIEWS CONDUCTED OVER TIME; NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION NATURAL HERITAGE PROGRAM**  
 Identify each species **Various throughout Town.**
12. Are there any unique or unusual land forms on the project site?(i.e., cliffs, dunes, other geological formations)  
 Yes  No Describe **CLIFFS**
13. Is the project site presently used by the community or neighborhood as an open space or recreation area?  
 Yes  No If yes, explain **Various portions of the Town are used as open space and/or recreation areas.**
14. Does the present site include scenic views known to be important to the community?  
 Yes  No **Various scenic views exist in the Town.**
15. Streams within or contiguous to project area: **VARIOUS THROUGHOUT THE TOWN**  
**Name of Stream and name of River to which it is tributary :** Numerous tributaries and sub-tributaries of the Hudson River, including the Wappinger Creek.
16. Lakes, ponds, wetland areas within or contiguous to project area: **Yes.**  
 a. Name **VARIOUS THROUGHOUT THE TOWN** b. Size (In acres) **Total estimated wetland acreage within the Town is +/- 1,583 acres.**
17. Is the site served by existing public utilities?  Yes  No  
 a) If Yes, does sufficient capacity exist to allow connection?  Yes  No **N/A**  
 b) If Yes, will improvements be necessary to allow connection?  Yes  No **N/A**
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304?  Yes  No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and NYCRR 617?  Yes  No
20. Has the site ever been used for the disposal of solid or hazardous wastes?  Yes  No **N/A**

## B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate)
- a. Total contiguous acreage owned or controlled by project sponsor **24,902 +/- acres. TOTAL TOWN OF LAGRANGE**
- b. Project acreage to be developed: **N/A** acres initially; **N/A** acres ultimately.
- c. Project acreage to remain undeveloped **N/A** acres.
- d. Length of project, in miles: **N/A** (if appropriate).
- e. If the project is an expansion, indicate percent of expansion proposed **N/A** %.
- f. Number of off-street parking spaces existing **N/A** ; proposed .
- g. Maximum vehicular trips generated per hour **N/A** (upon completion of project).
- h. If residential, Number and type of housing units: **N/A**
- |            | One Family | Two Family | Multiple Family | Condominium |
|------------|------------|------------|-----------------|-------------|
| Initially  | <b>N/A</b> | <b>N/A</b> | <b>N/A</b>      | <b>N/A</b>  |
| Ultimately | <b>N/A</b> | <b>N/A</b> | <b>N/A</b>      | <b>N/A</b>  |
- i. Dimensions (in feet) of largest proposed structure **N/A** height; **N/A** width; **N/A** length.

- j. Linear feet of frontage along a public thoroughfare project will occupy is? **N/A** ft.
2. How much natural material (i.e., rock, earth, etc.) will be removed from the site? **N/A** tons/cubic yards.
3. Will disturbed areas be reclaimed?  Yes  No  **N/A**
- a. If yes, for what intended purpose is the site being reclaimed? **N/A**
- b. Will topsoil be stockpiled for reclamation?  Yes  No **N/A**
- c. Will upper subsoil be stockpiled for reclamation?  Yes  No **N/A**
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? **N/A** acres.
5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?  
 Yes  No
6. If single phase project: Anticipated period of construction \_\_\_\_\_ months, (including demolition). **N/A**
7. If multi-phased: **N/A**
- a. Total number of phases anticipated **N/A** (number).
- b. Anticipated date of commencement phase 1 \_\_\_\_\_ month \_\_\_\_\_ year, (including demolition). **N/A**
- c. Approximate completion date of final phase \_\_\_\_\_ month \_\_\_\_\_ year. **N/A**
- d. Is phase 1 functionally dependent on subsequent phases?  Yes  No **N/A**
8. Will blasting occur during construction?  Yes  No **N/A**
9. Number of jobs generated: during construction? **N/A** ; after project is complete? \_\_\_\_\_
10. Number of jobs eliminated by this project? **N/A**
11. Will project require relocation of any projects or facilities?  Yes  No If yes, explain \_\_\_\_\_
12. Is surface liquid waste disposal involved?  Yes  No
- a. If yes, indicate type of waste (sewage, industrial, etc.) and amount \_\_\_\_\_
- b. Name of water body into which effluent will be discharged \_\_\_\_\_
13. Is subsurface liquid waste disposal involved?  Yes  No Type \_\_\_\_\_
14. Will surface area of an existing water body increase or decrease by proposal?  Yes  No  
Explain \_\_\_\_\_
15. Is project, or any portion of project, located in a 100 year flood plain?  Yes  No
16. Will the project generate solid waste?  Yes  No
- a. If yes, what is the amount per month? \_\_\_\_\_ tons.
- b. If yes, will an existing solid waste facility be used?  Yes  No
- c. If yes, give name \_\_\_\_\_ location \_\_\_\_\_
- d. Will any wastes **not** go into a sewage disposal system or into a sanitary landfill?  Yes  No
- e. If Yes, explain \_\_\_\_\_
17. Will the project involve the disposal of solid waste?  Yes  No
- a. If yes, what is the anticipated rate of disposal? \_\_\_\_\_ tons/month.
- b. If yes, what is the anticipated site life? \_\_\_\_\_ years.
18. Will project use herbicides or pesticides?  Yes  No
19. Will project routinely produce odors (more than one hour per day)?  Yes  No
20. Will project produce operating noise exceeding the local ambient noise levels?  Yes  No
21. Will project result in an increase in energy use?  Yes  No  
If yes, indicate type(s) \_\_\_\_\_
22. If water supply is from wells, indicate pumping capacity **N/A** gallons/minute.
23. Total anticipated water usage per day **N/A** gallons/day.
24. Does project involve Local, State or Federal funding?  Yes  No  
If yes, explain \_\_\_\_\_

**25. Approvals Required:**

		Type	Submittal Date
City, Town, Village of LaGrange Town Board	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	LEGISLATIVE	April 2011
City, Town, Village Planning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City, Town Zoning Board	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City, County Health Department	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Other Local Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Other Regional Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
State Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Federal Agencies	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

**C. ZONING and PLANNING INFORMATION**

1. Does proposed action involve a planning or zoning decision? Yes No  
 If Yes, indicate decision required:  
zoning amendment    zoning variance    special use permit    subdivision    site plan  
new/revision of master plan    resource management plan    other
2. What is the zoning classification(s) of the site **This action will apply to all parcels in the C-1, C-2 and I zoning districts.**
3. What is the maximum potential development of the site if developed as permitted by the present zoning? **N/A**
4. What is the proposed zoning of the site? **N/A**
5. What is the maximum potential development of the site if developed as permitted by the proposed zoning? **N/A**
6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No
7. What are the predominant land use(s) and zoning classifications within a 1/4 mile radius of proposed action?  
**Urban, Industrial, Residential (suburban), Forest, Commercial**
8. Is the proposed action compatible with adjoining/surrounding land uses within a 1/4 mile? Yes No
9. If the proposed action is the subdivision of land, how many lots are proposed? **N/A**  
 a. What is the minimum lot size proposed?
10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No
11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)? Yes No  
 a. If yes, is existing capacity sufficient to handle projected demand? Yes No
12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No  
 a. If yes, is the existing road network adequate to handle the additional traffic? Yes No

**D. Informational Details**

Attach any additional information as may be needed to clarify your project. If there are, or may be, any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

**E. Verification PREPARED BY REBECCA A. VALK – ATTORNEY TO THE TOWN OF LAGRANGE IN THIS MATTER**

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name **TOWN OF LAGRANGE TOWN BOARD** Date **May 6, 2011**  
 Signature *Rebecca A. Valk* Title **ATTORNEY TO TOWN**

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

## Part 2 - PROJECT IMPACTS AND THEIR MAGNITUDE

Responsibility of Lead Agency

### General Information (Read Carefully)

- In completing the form, the reviewer should be guided by the question: Have my responses and determinations been **reasonable**? The reviewer is not expected to be an expert environmental analyst.
- The **Examples** provided are to assist the reviewer by showing types of impacts and, wherever possible, the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be appropriate for a Potential Large Impact response, thus requiring evaluation in Part 3.
- The impacts of each project, on each site, in each locality, will vary. Therefore, the examples are illustrative and have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- The number of examples per question does not indicate the importance of each question.
- In identifying impacts, consider long term, short term and cumulative effects.

### Instructions (Read carefully)

- a. Answer each of the 20 questions in PART 2. Answer **Yes** if there will be **any** impact.
- b. **Maybe** answers should be considered as **Yes** answers.
- c. If answering **Yes** to a question then check the appropriate box(column 1 or 2)to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur, but threshold is lower than example, check column 1.
- d. Identifying that an Impact will be potentially large (column 2) does not mean that it is also necessarily **significant**. Any large impact must be evaluated in PART 3 to determine significance. Identifying an impact in column 2 simply asks that it be looked at further.
- e. If reviewer has doubt about size of the impact, then consider the impact as potentially large and proceed to PART 3.
- f. If a potentially large impact checked in column 2 can be mitigated by change(s) in the project to a small to moderate impact, also check the **Yes** box in column 3. A **No** response indicates that such a reduction is not possible. This must be explained in Part 3.

### IMPACT ON LAND

1. Will the proposed action result in a physical change to the project site?  
 Yes     No

#### Examples that would apply to column 2

- Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.
- Construction on land where the depth to the water table is less than 3 feet.
- Construction of paved parking area for 1,000 or more vehicles.
- Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.
- Construction that will continue for more than 1 year or involve more than one phase or stage
- Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.
- Construction or expansion of a sanitary landfill.
- Construction in a designated floodway.
- Other impacts:

2. Will there be an effect to any unique or unusual land forms found on the site?(i.e., cliffs, dunes, geological formations, etc.)     Yes     No
- Specific land forms:

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> <li>• Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.</li> <li>• Construction on land where the depth to the water table is less than 3 feet.</li> <li>• Construction of paved parking area for 1,000 or more vehicles.</li> <li>• Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.</li> <li>• Construction that will continue for more than 1 year or involve more than one phase or stage</li> <li>• Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil)per year.</li> <li>• Construction or expansion of a sanitary landfill.</li> <li>• Construction in a designated floodway.</li> <li>• Other impacts:</li> </ul>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No





- Construction activity would excavate or compact the soil profile of agricultural land.
- The proposed action would irreversibly convert more than 10 acres of agricultural land or if located in an Agricultural District, more than 2.5 acres of agricultural land.
- The proposed action would disrupt or prevent installation of agricultural land management systems (e.g., subsurface drain lines, outlet ditches, strip cropping); or create a need for such measures (e.g., cause a farm field to drain poorly due to increased runoff).
- Other impacts:

**IMPACT ON AESTHETIC RESOURCES**

11. Will proposed action affect aesthetic resources?  
 Yes  No

(if necessary, use the Visual EAF Addendum in Section 617.20, Appendix B.)

**Examples** that would apply to column 2

- Proposed land uses, or project components obviously different from, or in sharp contrast to current surrounding land use patterns, whether man-made or natural.
- Proposed land uses, or project components visible to users of aesthetic resources which will eliminate, or significantly reduce, their enjoyment of the aesthetic qualities of that resource.
- Project components that will result in the elimination, or significant screening, of scenic views known to be important to the area.
- Other impacts:

**IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES**

12. Will Proposed Action impact any site or structure of historic, pre-historic or paleontological importance?  
 Yes  No

**Examples** that would apply to column 2

- Proposed Action occurring wholly or partially within or substantially contiguous to any facility or site listed on the State or National Register of historic places.
- Any impact to an archaeological site or fossil bed located within the project site.
- Proposed Action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.
- Other impacts:

**IMPACT ON OPEN SPACE AND RECREATION**

13. Will proposed Action affect the quantity or quality of existing or future open spaces or recreational opportunities?  
 Yes  No

**Examples** that would apply to column 2

- The permanent foreclosure of a future recreational opportunity.
- A major reduction of an open space important to the community.
- Other impacts:

1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON CRITICAL ENVIRONMENTAL AREAS**

14. Will Proposed Action impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6 NYCRR 617.14(g)?  
 Yes  No

List the environmental characteristics that caused the designation of the CEA.

---



---



---

**Examples** that would apply to column 2

- Proposed Action to locate within the CEA?
- Proposed Action will result in a reduction in the quantity of the resource?
- Proposed Action will result in a reduction in the quality of the resource?
- Proposed Action will impact the use, function or enjoyment of the resource?
- Other impacts:

**IMPACT ON TRANSPORTATION**

15. Will there be an effect to existing transportation systems?  
 Yes  No

**Examples** that would apply to column 2

- Alteration of present patterns of movement of people and/or goods.
- Proposed Action will result in major traffic problems.
- Other impacts:

**IMPACT ON ENERGY**

16. Will proposed action affect the community's sources of fuel or energy supply?  
 Yes  No

**Examples** that would apply to column 2

- Proposed Action will cause a greater than 5% increase in the use of any form of energy in the municipality.
- 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 major commercial or industrial use.
- Other impacts:

1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
<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"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>	<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>	<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No

## NOISE AND ODOR IMPACTS

17. Will there be objectionable odors, noise, or vibration as a result of the Proposed Action?  
**Examples** that would apply to column 2     Yes     No
- Blasting within 1,500 feet of a hospital, school or other sensitive facility.
  - Odors will occur routinely (more than one hour per day).
  - Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures.
  - Proposed Action will remove natural barriers that would act as a noise screen.
  - Other impacts:

## IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety?  
**Examples** that would apply to column 2     Yes     No
- Proposed Action may cause a risk of explosion or release of hazardous substances (i.e. oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission.
  - Proposed Action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.).
  - Storage facilities for one million or more gallons of liquified natural gas or other flammable liquids.
  - Proposed action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste.
  - Other impacts:

## IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD

19. Will proposed action affect the character of the existing community?  
**Examples** that would apply to column 2     Yes     No
- The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%.
  - The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project.
  - Proposed Action will conflict with officially adopted plans or goals.
  - Proposed Action will cause a change in the density of land use.
  - Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community.
  - Development will create a demand for additional community services (e.g. schools, police and fire, etc.).
  - Proposed Action will set an important precedent for future projects.
  - Proposed Action will create or eliminate employment.
  - Other impacts:

20. Is there, or is there likely to be, public controversy related to potential adverse environmental impacts?     Yes     No

1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact be Mitigated by Project Change
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**If any action in Part 2 is identified as a potential large impact, or if you cannot determine the magnitude of impact, proceed to Part 3**

## Part 3 - EVALUATION OF THE IMPORTANCE OF IMPACTS

### Responsibility of Lead Agency

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

**Instructions** (If you need more space, attach additional sheets)

Discuss the following for each impact identified in Column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is **important**.

To answer the question of importance, consider:

- ! The probability of the impact occurring
- ! The duration of the impact
- ! Its irreversibility, including permanently lost resources of value
- ! Whether the impact can or will be controlled
- ! The regional consequence of the impact
- ! Its potential divergence from local needs and goals
- ! Whether known objections to the project relate to this impact.

The proposed local law does not, of itself, cause or invite any new action to occur. The SEQRA regulations establish standards that have the effect of lessening the amount of any potential environmental impact of future actions on the surrounding neighborhood and the environment.

The act of adopting the new local laws will not result in any direct or physical adverse environmental impact. It may result in indirect or secondary effects in the event of future applications received by the Town that employ the standards set forth in the legislation. Each application will involve a unique and individual set of circumstances. The particular nature of the secondary impacts resulting from the future applications is not currently ascertainable and will not be ascertainable until site-specific proposals are received. Each individual proposal will be subject to the standards established by this local law. The evaluation of individual proposals involves the exercise of legislative discretion upon a full and complete analysis of the conditions and impacts related to the individual proposal.

The potential for and the likelihood of secondary effects do not support the conclusion that the legislation may create a significant adverse environmental impact requiring preparation of an environmental impact statement. Further, the potential secondary impacts do not give rise to any currently identifiable potential adverse environmental effects of significance.

TOWN OF LAGRANGE TOWN BOARD

Local Law #2 of 2011 TO AMEND CHAPTER 240 "ZONING" TO  
PROVIDE FOR SUMMER DAY CAMPS.

NEGATIVE DECLARATION  
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

WHEREAS, the Town of LaGrange Town Board proposes to adopt a local law known as Local Law #2 of 2011 to amend Chapter 240 "Zoning" to provide for Summer Day Camps; and

WHEREAS, this negative declaration is prepared in accordance with Article 8 of the Environmental Conservation Law; and

WHEREAS, the name and address of the lead agency is: Town of LaGrange Town Board, 120 Stringham Road, LaGrangeville, New York 12540; and

WHEREAS, the Town of LaGrange Town Board has determined that this action is an unlisted action pursuant to 6 NYCRR Part 617 of the NY State Environmental Quality Review Act (SEQRA) and that the action need not be subject to optional coordinated review by all involved agencies; and

WHEREAS, the Town of LaGrange Town Board has caused the preparation of a Full Environmental Assessment Form (EAF); and

WHEREAS, the Town of LaGrange Town Board has reviewed the action and all relevant supporting documentation and has compared the action with 6 NYCRR 617 and has determined that no significant adverse impacts associated with the proposed action have been identified. The Board offers the following information supporting and substantiating this determination:

As discussed in detail in Part 3 of the Full EAF, the act of adopting the new local laws will not result in any direct or physical adverse environmental impact. It may result

in indirect or secondary effects in the event of future applications received by the Town that employ the standards set forth in the legislation. Each application will involve a unique and individual set of circumstances. Furthermore:

1. The action will not result in a substantial adverse change in existing air quality, ground or surface water quality, traffic or noise levels, a substantial increase in solid waste production; or a substantial increase in potential for erosion, flooding, leaching or drainage problems.
2. The action will not result in the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movements of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial impacts on a threatened or endangered species of animal or plant or the habitat of such a species or other significant adverse impacts to natural resources.
3. The action will not create a material conflict with the community's current plans or goals as officially approved or adopted. The action is entirely consistent with and supportive of the goals and objectives of the Town of LaGrange.
4. The action will not result in the impairment of the character or quality of important historical, archeological, architectural or aesthetic resources of the existing community or neighborhood character.
5. The action will not create a hazard to human health.
6. The action will not cause a substantial change in the use or intensity of use of land, including agricultural, open space or recreational resources or in its capacity to support existing uses.
7. The action will not result in the creation of a material demand for other actions that would result in one of the above consequences.
8. The action does not involve changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment.

NOW, THEREFORE, BE IT RESOLVED THAT the Town of LaGrange Town Board has examined the impacts which may be reasonably anticipated to result from the action, and has determined that these actions will not have any significant adverse impact

on the environmental and that a Draft Environmental Impact Statement need not be prepared.

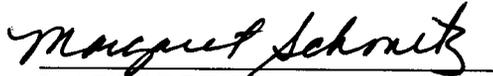
BE IT FURTHER RESOLVED THAT the Town of LaGrange Town Board hereby issues a Negative Declaration pursuant to the requirements of the State Environmental Quality Review Act.

BE IT FURTHER RESOLVED THAT the Town of LaGrange Town Board hereby authorizes the filing of this Negative Declaration pursuant to the requirements of the State Environmental Quality Review Act as contained in its regulations at 6 NYCRR 617.12.

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Wagner	AYE
Councilman Luna	ABSENT
Councilman Beck	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE

This Negative Declaration is adopted this 16th day of May, 2011 and is ordered into the record of the Town of LaGrange Town Board with respect to Local Law #2 of 2011 to amend Chapter 240 "Zoning" to provide for Summer Day Camps.

  
MARGARET SCHMITZ  
DEPUTY TOWN CLERK

Contact Person:  
Christine O'Reilly-Rao, Town Clerk  
120 Stringham Road  
LaGrangeville, NY 12540  
845-452-1830

## RESOLUTION

Councilman Jessup offered the following resolution which was seconded by Councilman Beck, who moved its adoption:

WHEREAS, a local law was introduced, to be known as Local Law No. 2 of 2011, entitled A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND CHAPTER 240 "ZONING" TO PROVIDE FOR SUMMER DAY CAMPS.

WHEREAS, a public hearing in relation to said local law was held on May 11, 2011 at 7:00 p.m., prevailing time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of LaGrange for at least seven (7) days, exclusive of Sunday;

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted:

Section 1. Section 240-27, Schedule A is amended to:

- (a) Add a new row entitled "Summer day camp"; and
- (b) To add the symbol "SP" at the intersection of the "Commercial-2" column and the "Summer day camp" row; and
- (c) To add the symbol "SP" at the intersection of the "Commercial-1" column and the "Summer day camp" row; and
- (d) To add the symbol "SP" at the intersection of the "Industrial" column and the "Summer day camp" row; and
- (e) To add a footnote 11 in the row "Summer day camp," to read as follows:

11. Summer Day Camps may be permitted in certain instances as an additional principal special permit use. See Town Code §240-70(B)

Section 2. A new Section 240-70 entitled “Summer Day Camps” is added to the Town Code to read as follows:

240-70. Summer Day Camps

A. A special permit may be granted for the establishment of a Summer Day Camp, as defined herein, in those districts where it is a special permit use, only if all of the following apply:

1. All of the special use permit standards of Section 240-71 are satisfied.
2. No amplifiers or loudspeakers of any type shall generate sound outside of any building or structure.
3. Water supply shall be from a public municipal facility, if available to serve the use. If the water supply is from a private source, the property owner and/or applicant must provide certification acceptable to the Town that the water supply is potable and of adequate volume. Failure to remedy immediately any deficiencies in the potability or volume of private water supply shall entitle the Town to revoke the special use permit.
4. Wastewater collection and treatment shall be from a public municipal facility, if available to serve the use. If the wastewater collection and treatment shall be from a private source, the property owner and/or applicant must provide certification acceptable to the Town that the sewage disposal system is adequate for the proposed summer camp use. Failure to remedy immediately

any deficiencies in wastewater collection and management shall entitle the Town to revoke the special use permit.

5. The summer camp use has obtained, and maintains, all regulatory approvals required by federal, state, or local agencies including but not limited to the Dutchess County Department of Health.
  6. The minimum lot size shall be fifteen (15) acres.
  7. Vehicular and pedestrian access to the site, and vehicular circulation within the site, shall be compatible with preserving the safety and well-being of children or young adults attending the summer day camp.
  8. There shall be an adequate and safe setback of camp facilities from public highways adjoining the site.
  9. There shall be safe and adequate management of vehicular traffic entering and exiting the site, and particular safeguards covering episodic periods of drop-off and pick-up of children.
  10. The landscape, topography, and natural conditions of the site do not present undo risk of accident or injury.
- B. Summer Day Camps may be permitted as an additional principal special permit use in conjunction with an existing lawful principal use of a lot or structure, subject to the following standards:
1. All of the standards in Sections 240-70(A) and 240-71 are satisfied; and
  2. A preponderance of the established principal use of the lot or structure has existing on-site facilities and improvements of the type which are readily shared by, and serve the purposes of, a Summer Day Camp such as, but not limited to,

playgrounds, athletic fields or courts (indoor or outdoor), gymnasiums, auditoriums, classrooms, swimming opportunities, food service, first aid, safe vehicular access and on-site traffic circulation and vegetative cover and shade.

Section 3. Section 240-112 of the Town Code is amended to add the following definition:

Summer day camp – A property consisting of a tract of land and any tents, vehicles, buildings or other structures that may be pertinent to its use, any part of which may be occupied on a scheduled basis at any time between June first and September fifteenth in any year by children under sixteen years of age under general supervision for the purpose of indoor or outdoor organized group activities, involving nonpassive recreational activities with significant risk of injury, for a period of less than twenty-four hours on any day the property is so occupied, and on which no provisions are made for overnight occupancy by such children. Summer Day Camps are distinct from, and do not include, such uses as health and fitness centers, spas, hotels, motels, municipal parks, churches and schools.

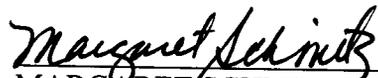
Section 4. This local law shall take effect immediately upon filing with this state's Secretary of State.

RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate executed by the attorney for the Town of LaGrange that it contains the correct text and that all proper proceedings have been had or taken for the enactment of this local law.

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Wagner	AYE
Councilman Luna	ABSENT
Councilman Beck	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE

DATED: LaGrangeville, New York  
May 16, 2011

  
MARGARET SCHMITZ, Deputy Town Clerk