

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

**TOWN BOARD MEETING  
February 25, 2015**

**Present:** Supervisor Alan Bell  
Councilman Joseph Luna  
Councilman Edward Jessup  
Councilman Gary Polhemus  
Councilman Andrew P. Dyal

**Recording Secretary:** Christine O'Reilly-Rao, Town Clerk

**Others Present:** Ron Blass, Esq. Van De Water & Van De Water  
Wanda Livigni, Planning & Public Works  
Sandy Washburn, Recreation Director

The regular meeting of the Town Board was held on Wednesday, February 25, 2015, at 120 Stringham Road, Town of LaGrange. Supervisor Bell called the meeting to order at 7:00 pm. The Town Clerk led the flag salute.

Mr. Bell asked for a motion to accept the minutes for February 11, 2015. Councilman Jessup moved to do so, seconded by Councilman Luna. The motion carried unanimously.

**Public Hearing:** Suter Property (SEE ADDENDUM)

Councilman Luna moved to open the Public Hearing, seconded by Councilman Dyal. The motion carried unanimously.

Karin Roux of the Dutchess Land Conservancy gave a brief presentation on the property. The property consists of two (2) parcels, totaling 57.88 acres, which are rich in natural resources. They contain both New York State and Federal wetlands, as well as diverse woodlands. In addition, the property contains endangered species and has been identified for ecological resources. The property will also be a valuable resource by offering flood water protection for the area. Ms. Roux noted that the parcels fall within the Town's Open Space plan requirements for recreational opportunities. No commercial or industrial enterprises will be permitted. The parcels could be used to access the Wappingers Creek for non motorized boating. She added that she was very excited to have the property come under a Conservation Easement.

Mr. Bell asked Mr. Blass for clarification of wording in the resolution referring to "Parkland". Mr. Blass stated that the wording "Parkland" referred to the original Open Space Bond of 2008 and did not apply to the Suter property.

There were no other comments.

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Dyal. The motion carried unanimously.

Mr. Bell asked for a motion to accept the Negative Declaration for the property. Councilman Luna, seconded by Councilman Jessup moved to do so. The motion carried unanimously. (SEE ADDENDUM)

**Resolution:** Suter Property (SEE ADDENDUM)

**Public Hearing:** Titusville Sewer District Improvements (SEE ADDENDUM)

Councilman Jessup moved to open the Public Hearing, seconded by Councilman Dyal. The motion carried unanimously.

There were no comments from the public.

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Dyal. The motion carried unanimously.

Mr. Bell noted that the Map, Plan & Report had been revised on February 13<sup>th</sup> to correct the number of benefit units. Ms. Livigni added that the total cost of the project (\$383,000) had not changed in the revision. She added that the infrastructure in the District is more than 40 years old and doing the project in conjunction with the County's Noxon Road project would be cost effective for the Town. A brief discussion on the District's existing debt followed.

Mr. Bell asked for a motion to accept the Negative Declaration. Councilman Jessup moved to do so, seconded by Councilman Dyal. The motion carried unanimously. (SEE ADDENDUM)

**Resolution:** Titusville Sewer District Improvements (SEE ADDENDUM)

**Public Hearing:** Hidden Pond Estates Stormwater Maintenance District (SEE ADDENDUM)

Councilman Luna moved to open the Public Hearing, seconded by Councilman Jessup. The motion carried unanimously.

There were no comments from the public.

Councilman Jessup moved to close the Public Hearing, seconded by Councilman Luna. The motion carried unanimously. Mr. Bell noted that the applicant had expressed concern about the potential cost to the district. He was not in favor of establishing the district until the construction project had begun. A brief discussion followed. It was agreed that the sequence the developer needs to follow would be: amend the contract, conveyance of the land (well parcel), establish a bond and then establish the district.

## **Agenda**

Mr. Bell asked the Board to move up the agenda item on the Business Economic Development Committee. Councilman Jessup, seconded by Councilman Polhemus moved to approve the following appointments: Marc Komorsky for a four (4) year term, expiring 12/31/18, and as chairman for a one (1) year term; Barbara Espejo Gordon for a three (3) year term, expiring 12/31/17; Pamela Gleason for a two (2) year term, expiring 12/31/16 and Christine O'Reilly-Rao for a one (1) year term, expiring 12/31/15. The motion carried unanimously.

### **Resolution: Harvest Ridge (SEE ADDENDUM)**

Mr. Bell noted that the developer for Harvest Ridge is in violation of Town Code for Dumping. A Stop Work Order is in place until the violation is remedied.

### **Resolution: Titusville Water District Improvements (SEE ADDENDUM)**

The Public Hearing for the proposed improvements to the Titusville Water District had to be re-set due to a change in the Map, Plan & Report. Ms. Livigni explained that there was a correction to the Map, Plan & Report on February 13<sup>th</sup> which reflected a change in the number of benefit units. After further review of the project with the Town Engineer, it was determined that the pipe should be moved to the opposite side of the road. On February 20<sup>th</sup>, the Map, Plan and Report was revised to include contingency money in the amount of \$100,000 to cover the potential cost of rock removal.

Councilman Jessup moved to accept the revised Map, Plan & Report and set the Public Hearing for March 11, 2015. Councilman Luna seconded the motion and it carried unanimously.

Supervisor Bell stated that the Town would like to recognize James Fetzer, Senior Automotive Mechanic for 25 years of service to the Town. Councilman Polhemus, seconded by Councilman Dyal moved to recognize Mr. Fetzer for his 25 years of consecutive service. The motion carried unanimously.

Mr. Bell asked for a motion to re-appoint Paul Blauth to the Board of Assessment Review. Mr. Blauth was unable to take the Oath of Office within 30 days of the original appointment. Councilman Polhemus moved to do so, seconded by Councilman Luna. The motion carried unanimously.

Mr. Bell asked for a motion to re-appoint Paul Bisceglia as chairman of the Zoning Board of Appeals. Mr. Bisceglia was unable to take the Oath of Office within 30 days of the original appointment. Councilman Jessup moved to do so, seconded by Councilman Luna unanimously. The motion carried unanimously.

Mr. Bell asked for a motion to adopt the Guidelines for the use of Town Roads. (SEE ADDENDUM)

Councilman Jessup moved to do so, seconded by Councilman Dyal. The motion carried unanimously.

Mr. Bell asked for a motion to adopt the SIT and updated CIT programs and fees for Summer 2015. (SEE ADDENDUM)

Ms. Washburn explained that the CIT program was not in compliance with New York State regulations since the minimum age for a counselor is 15. In previous years, the Town had 13 and 14 year old counselors. The addition of a Junior Staff program will allow 13 and 14 year olds to prepare for the CIT position. She added that she is excited about the new program as well as the planned field trips.

Councilman Luna moved to approve the programs and fee schedule, seconded by Councilman Jessup. The motion carried unanimously.

The Mid-Hudson Bicycle Club race will not result in any road closures so there will not be any necessity for traffic control from the DC Sheriff's Department.

### **Committee Reports**

#### **Water and Sewer**

No report

#### **Recreation**

Mr. Polhemus stated that the department is currently interviewing for positions in seasonal maintenance and for a foreman. The Easter Egg hunt is scheduled for March 28<sup>th</sup> at Stringham Park. The water line upgrade at Freedom Park has been put on hold due to the weather.

LaGrange Park concession stand renovations have begun. There is a vacant position on the Recreation Advisory Committee. The Recreation brochure is in its final phase and sponsor letters for Community Day have been sent out.

#### **Open Space**

Mr. Jessup stated that the Committee is still considering the Menken property.

#### **Highway**

Mr. Polhemus stated that the Highway Department received a shipment of salt on Tuesday and the Town may be okay to finish the winter. The salt shed is not holding up well and does not meet DEC requirements. He advised the Board to consider looking into a new salt shed.

Purchasing new equipment has paid off since there were not too many necessary repairs through the course of the season.

#### **Business Economic Development**

The next meeting is scheduled for March 9<sup>th</sup>. Mr. Jessup asked the Board to appropriate \$500 for the Committee to cover the cost of business cards and seminars etc. Mr. Bell stated that they could look into transferring some funds for this purpose.

#### **Assessor**

Mr. Polhemus stated that the required inspections for the cyclical plan have been finished ahead of schedule. There are only two tax certioraris on file at this time.

#### **Town Attorney**

No comment

### **Administrator of Public Works**

Ms. Livigni asked the Board to establish an escrow of \$200 to cover an engineering review for a proposed four foot high stone fence at 86 Barmore Road. Mr. Luna asked about a survey being done. A discussion followed.

Councilman Jessup, seconded by Councilman Luna moved to establish the escrow. The motion carried unanimously.

### **Public Comment**

Councilman Luna moved to open the Public Comment, seconded by Councilman Jessup. The motion was carried by all.

Mr. Carl Valentino asked about the tree cutting on Noxon Road.

Mr. Bell replied that the County had planned this road improvement project from Route 55 to the intersection of Noxon and Titusville Roads for quite some time. Noxon Road is noted to be the most dangerous road in the County for accidents. The project should make the road less winding and safer. The project will be carried out through the summer.

Mr. Valentino thanked the Highway Department for fixing a large pothole on his street. He stated that he had mentioned it to a plow driver only five hours before it was fixed.

Mr. Luna stated that we have a wonderful Highway Department.

Councilman Jessup moved to close the Public Comment, seconded by Councilman Polhemus. The motion was carried by all.

### **Town Board Discussion**

#### **Rolling Meadows Sewer Contract**

Ms. Livigni opened a discussion on the Rolling Meadows Sewer contract. The proposed subdivision would consist of 130 single family homes off of Route 55 near Pegasus.

Mr. Blass stated that there are sewer and water contracts dating back to 2000. Each contract designated a contribution of \$780,000 to reserve capacity for the necessary infrastructure. The project has been stalled due to the economy. Mr. Blass stated that establishment of a sewer district is necessary for the Project to get service under the agreement, and that there are two options, i.e. the formation of the Rolling Meadows Sewer District which could get its service from the Titusville Sewer District or extending the Titusville Sewer District to include the subdivision. The Rolling Meadows Sewer District option would allow for the Town to borrow the money for expansion and improvements to the existing capacity at the Titusville plant (about \$550,000) while allowing Rolling Meadows access to service at the existing plant. The debt service would be paid by the Rolling Meadow District. A discussion followed.

#### **Hudson River PCB Contamination**

Mr. Bell opened a discussion of a possible resolution addressing PCB contamination and remediation in the Hudson Valley. General Electric is nearing the completion of dredging of the Hudson River. Some upriver communities are asking for support from Mid Hudson and Lower Hudson municipalities to urge General Electric to expand the dredging to certain "hot spots" in the Upper Hudson Valley including the Champlain Canal. A discussion followed.

### **Solar Energy**

Mr. Bell stated that he had been contacted by someone who had purchased property in the Town and would like to start a Solar Farm in order to sell energy to the Grid. The Town Code doesn't currently have any provision for this type of business. He asked the Board to think about whether there should be provisions in the code to regulate commercial solar farms. In addition, Mr. Bell had been contacted by Gary Beck, Jr. regarding a possible area in the Town where solar energy panels could be set up. A discussion followed.

### **Alternative Energy Source**

A discussion on the procurement of energy from a company offering a rate of \$7.99 for two (2) years was discussed. Mr. Bell was not impressed with the offer and did not recommend taking it.

### **Re-Zoning**

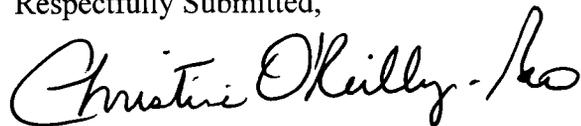
After reviewing the proposed zoning changes for commercial property located at the southeast Taconic and Route 55, it has become apparent that the wetlands in the area will be problematic for the Environmental Assessment, resulting in a Positive Declaration. Mr. Bell suggested removing that parcel from the proposed re-zoning law. The Board agreed to his proposal.

### **Executive Session**

Supervisor Bell asked for a motion to adjourn to Executive Session in order to discuss ongoing litigation concerning Nancy Selig. Councilman Luna moved to do so at 8:30 pm, seconded by Councilman Polhemus. The motion was carried by all.

Councilman Dyal moved to adjourn the meeting at 8:49 pm, seconded by Councilman Polhemus. The motion was carried by all.

Respectfully Submitted,



Christine O'Reilly-Rao  
Town Clerk

### **ADDENDUM**

- Affidavits of Posting & Publication: Public Hearing Suter Property
- Negative Declaration & Short EAF : Suter Property
- Resolution: Suter Property
- Affidavits of Posting & Publication: Public Hearing Titusville Sewer District Improvements

- Negative Declaration & Short EAF: Public Hearing Titusville Sewer District Improvements
- Resolution: Titusville Sewer District Improvements (Incl. Revised Map, Plan & Report)
- Affidavits of Posting & Publication: Estoppel Notice TSD Improvements
- Affidavits of Posting & Publication: Hidden Pond Estates
- Resolution: Harvest Ridge
- Affidavits of Posting & Publication: TWD Improvements
- Resolution: Titusville Water District Improvements ( Incl. Revised Map, Plan & Report)
- Guidelines for Town Road Use
- Summer 2015 Recreation Fees & SIT and CIT Programs

**AFFIDAVIT OF POSTING**

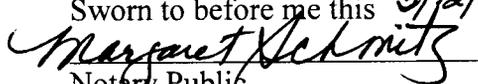
**STATE OF NEW YORK**

**SS:**

**COUNTY OF DUTCHESS**

**I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO HEREBY CERTIFY that on the 12th day of February 2015, I duly caused a copy of the Notice of Public Hearing of the acquisition of the Suter property be conspicuously posted on the sign-board maintained by the Clerk's Office at 120 Stringham Road, Town of LaGrange.**

  
Christine O'Reilly-Rao, Town Clerk

Sworn to before me this 3/12/15  
  
Notary Public

**MARGARET SCHMITZ**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 015C6220139**  
**Qualified in Dutchess County**  
**My Commission Expires April 12, 2018**

## NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on February 25, 2015, at 7:00 o'clock, p.m., regarding the proposed acquisition by the Town of LaGrange by gift of fee title to two (2) properties located in the Town in order to preserve open space, and such properties are more specifically identified as follows: a certain parcel of land in the Town consisting of approximately 37.4 acres located on Titusville Road and designated as Tax Map No. 133400-6260-02-501842-0000 on the Tax Map of the Town of LaGrange and a certain parcel of land in the Town consisting of approximately 20.48 acres located on Titusville Road and designated as Tax Map No. 133400-6260-02-573641-0000 on said Tax Map, and regarding that the Town Board appropriate and expend up to \$7,000 as and for soft costs related to the acquisitions and closing of these lands by gift for open space.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: LaGrangeville, New York  
February 11, 2015

  
CHRISTINE O'REILLY-RAO, TOWN CLERK

**AFFIDAVIT OF PUBLICATION  
FROM**



**RITA LOMBARDI**

\_\_\_\_\_ being duly sworn says that he/she is the principal clerk of **THE  
POUGHKEEPSIE JOURNAL**, a newspaper published in the County of Dutchess and the State of New York, and the  
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000308500	02/15/2015	02/15/15

*Rita Lombardi*  
\_\_\_\_\_  
Signature

Sworn to before me, this 16<sup>th</sup> day of February, 2015

*Rose Ann Simpson*  
\_\_\_\_\_  
Notary Signature

My Commission Expires 1/4/2018

ROSE ANN SIMPSON  
Notary Public - State of New York  
No. 01SI6215893  
Qualified in Dutchess County  
My Commission Expires January 04, 2018

NOTICE OF PUBLIC HEARING

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TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: LaGrangeville, New York  
February 11, 2015

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CHRISTINE O'REILLY-RAO,  
TOWN CLERK 308500

TOWN OF LAGRANGE TOWN BOARD  
NEGATIVE DECLARATION  
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

WHEREAS, the Town of LaGrange Town Board proposes to acquire by gift for open space preservation two parcels consisting of approximately 37.4 acres and 20.48 acres, respectively, located on Titusville Road, and designated as Tax Map No. 133400-6260-02-501842-0000 and Tax Map No. 133400-6260-02-573641-0000, respectively, on the Tax Map of the Town of LaGrange (the "Properties"); 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), that it is the only involved agency for the purposes of SEQRA review, and that the action will therefore not be subject to coordinated review; and

WHEREAS, the Town of LaGrange Town Board has caused the preparation of a 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 the criteria set forth in 6 NYCRR Part 617 and has determined that no significant adverse environmental impacts associated with the proposed action have been identified. The Board offers the following information supporting and substantiating this determination:

WHEREAS, the lands to be acquired are to be preserved for open space, and subject only to such uses as are permitted under a Conservation Easement, if any, to be held for the benefit of Dutchess County Land Conservancy; and

Accordingly, the Town Board finds as follows:

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.
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; and

BE IT FURTHER RESOLVED, that the Town of LaGrange Town Board hereby issues this Negative Declaration pursuant to the requirements of the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED, that the Town of LaGrange Town Board hereby authorizes the filing of this Negative Declaration.

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

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: La Grangeville, New York  
February 25, 2015

  
CHRISTINE O'REILLY-RAO, TOWN CLERK

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

617.20  
Appendix B  
Short Environmental Assessment Form

**Instructions for Completing**

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 - Project and Sponsor Information</b>			
Name of Action or Project: Town's acquisition of 37.4 acre and 20.48 acre parcels for open space preservation at Titusville Road			
Project Location (describe, and attach a location map): Titusville Road at Tax Map Nos. 133400-6260-02-501842-0000 and 133400-6260-02-573641-0000.			
Brief Description of Proposed Action: Town of LaGrange's acquisition of fee title by gift to the aforesaid parcels, and expenditure of up to \$7,000 of soft costs related thereto, with financing of the expenditures to be optional for the Town under a September 3, 2008 Bond Resolution approved by qualified voters.			
Name of Applicant or Sponsor: LaGrange Town Board		Telephone: 845-452-1830	
		E-Mail:	
Address: 120 Stringham Road			
City/PO: LaGrangeville		State: New York	Zip Code: 12540
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		57.880, total acres	
b. Total acreage to be physically disturbed?		0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		0 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other (specify): open space			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?  If No, describe method for providing potable water: <u>n/a</u>	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?  If No, describe method for providing wastewater treatment: <u>n/a</u>	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input checked="" type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor name: <u>Alan Bell, Supervisor</u> Date: _____		
Signature: _____		

**Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2.** Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3.** For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

LaGrange Town Board \_\_\_\_\_ Date 2/25/2015

Name of Lead Agency \_\_\_\_\_ Supervisor \_\_\_\_\_

Alan Bell \_\_\_\_\_ Title of Responsible Officer \_\_\_\_\_

Print or Type Name of Responsible Officer in Lead Agency \_\_\_\_\_ Signature of Preparer (if different from Responsible Officer) \_\_\_\_\_

Signature of Responsible Officer in Lead Agency *Alan Bell* \_\_\_\_\_

**PRINT**

## RESOLUTION

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

WHEREAS, the Owner(s) of two (2) parcels of real property in the Town of LaGrange, County of Dutchess and State of New York, consisting of approximately 37.4 acres and 20.48 acres, respectively, located on Titusville Road, and designated as Tax Map No. 133400-6260-02-501842-0000 and Tax Map No. 133400-6260-02-573641-0000, respectively, on the Tax Map of the Town of LaGrange (the "Properties") are willing to convey fee title to the Properties by gift to the Town of LaGrange; and

WHEREAS, by Bond Resolution dated September 3, 2008, the Town Board authorized the financing of the acquisition of various parcels of land, or rights or interests in such land, for passive and active park purposes and the preservation of open space and farmland; and

WHEREAS, the Bond Resolution was approved by a majority of the qualified voters at a special Town election held on November 4, 2008; and

WHEREAS, prior to authorization of the acquisition of the Properties by gift, and to the extent necessary the expenditure of up to \$7,000 as and for soft costs related to the acquisition and closing, a public hearing was held in accordance with the provisions of (a) General Municipal Law Section 247 and (b) the Bond Resolution, at Town Hall, 120 Stringham Road, LaGrangeville, New York, on February 25, 2015, at 7:00 o'clock p.m., Prevailing Time, notice thereof having been duly given.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Town may acquire fee title to the Properties for purposes of preservation of open space by gift, and it is further

RESOLVED, the Town's costs to acquire title to the Properties, including costs of maps and surveys, title insurance, recording fees, attorneys fees, and other similar costs described in Local Finance Law Section 11:00 (a), in the aggregate amount not to exceed \$7,000 may be

financed in accordance with the applicable provisions of the Bond Resolution and the Local Finance Law, and the expenditure of such amount is hereby authorized; and it is further

RESOLVED, that the Supervisor is authorized to execute any and all instruments, documents, and agreements related or incidental to complete the acquisition of title to the Properties.

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

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: LaGrangeville, New York  
February 25, 2015

  
CHRISTINE O'REILLY-RAO TOWN CLERK

**AFFIDAVIT OF POSTING**

**STATE OF NEW YORK**

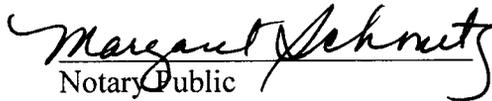
**SS:**

**COUNTY OF DUTCHESS**

**I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO HEREBY CERTIFY that on the 12th day of February 2015, I duly caused a copy of the Notice of Public Hearing for the Titusville Sewer District Improvements be conspicuously posted on the sign-board maintained by the Clerk's Office at 120 Stringham Road, Town of LaGrange.**

  
Christine O'Reilly-Rao, Town Clerk

Sworn to before me this  
12<sup>th</sup> day of March 2015

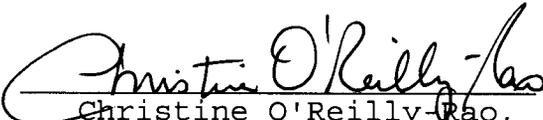
  
Notary Public

**MARGARET SCHMITZ  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 015C6220139  
Qualified in Dutchess County  
My Commission Expires April 12, 2018**

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of LaGrange, Dutchess County, New York, will meet at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on the 25th day of February, 2015, at 7:00 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed improvement of the facilities of the Titusville Sewer District in said Town, at an estimated cost of \$383,000, for the rehabilitation of existing asbestos concrete sewer pipe and concrete manholes that have been in service for close to 50 years at or near Noxon and Titusville Roads in the Town, inclusive of design, engineering and other professional fees, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Dated: LaGrangeville, New York  
February 11, 2015

  
Christine O'Reilly-Rao,  
Town Clerk

**AFFIDAVIT OF PUBLICATION  
FROM**



**RITA LOMBARDI**

\_\_\_\_\_ being duly sworn says that he/she is the principal clerk of THE  
**POUGHKEEPSIE JOURNAL**, a newspaper published in the County of Dutchess and the State of New York, and the  
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000308586	02/15/2015	02/15/15

*Rita Lombardi*  
\_\_\_\_\_  
Signature

Sworn to before me, this 16<sup>th</sup> day of February 2015

*Rose Ann Simpson*  
\_\_\_\_\_  
Notary Signature

My Commission Expires 1/4/2018

ROSE ANN SIMPSON  
Notary Public - State of New York  
No. 01SI6215893  
Qualified in Dutchess County  
My Commission Expires January 04, 2018

Ad Number: 000308586

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that the Town Board of the Town of LaGrange, Dutchess County, New York, will meet at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on the 25th day of February, 2015, at 7:00 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed improvement of the facilities of the Titusville Sewer District in said Town, at an estimated cost of \$383,000, for the rehabilitation of existing asbestos concrete sewer pipe and concrete manholes that have been in service for close to 50 years at or near Noxon and Titusville Roads in the Town, inclusive of design, engineering and other professional fees, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Dated: LaGrangeville, New York  
February 11, 2015

Christine O'Reilly-Rao,  
Town Clerk 308586

TOWN OF LAGRANGE TOWN BOARD  
NEGATIVE DECLARATION  
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

WHEREAS, the Town of LaGrange Town Board undertakes the improvement of the facilities of the Titusville Sewer District in said Town, at an estimated cost of \$383,000.00, for the rehabilitation and replacement of existing sewer lines and manholes and related work, inclusive of design, engineering and other professional fees; 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), that it is the only involved agency for the purposes of SEQRA review, and that the action will therefore not be subject to coordinated review; and

WHEREAS, the Town of LaGrange Town Board has caused the preparation of a 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 the criteria set forth in 6 NYCRR Part 617 and has determined that no significant adverse environmental impacts associated with the proposed action have been identified. The Board offers the following information supporting and substantiating this determination:

The Town Board finds as follows:

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.
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; and

BE IT FURTHER RESOLVED, that the Town of LaGrange Town Board hereby issues this Negative Declaration pursuant to the requirements of the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED, that the Town of LaGrange Town Board hereby authorizes the filing of this Negative Declaration.

Motion: Councilman Jessup

Second: Councilman Dyal

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

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: LaGrangeville, New York  
February 25, 2015

  
CHRISTINE O'REILLY-RAO, TOWN CLERK

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

U:\DOCS\00070\00989\MUNICIPAL\21U8835.DOCX

617.20  
Appendix B  
Short Environmental Assessment Form

**Instructions for Completing**

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 - Project and Sponsor Information</b>			
LaGrange - Titusville Sewer District (TSD)			
Name of Action or Project: LaGrange - TSD - Titusville Road/Noxon Road Sewer Main Rehabilitation			
Project Location (describe, and attach a location map): Titusville Road, from Sutton North Entrance through Noxon Road intersection to Scenic Hills Drive, LaGrangeville, New York			
Brief Description of Proposed Action: Rehabilitate significantly aged Asbestos Concrete Sewer Collection Mains through slip lining in advance of County Road improvements.			
Name of Applicant or Sponsor: Town of LaGrange		Telephone: 845-452-8562	
		E-Mail: wlvigni@lagrangeny.gov	
Address: 120 Stringham Road			
City/PO: LaGrangeville		State: NY	Zip Code: 12540
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/> YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: Dutchess County Department of Health approval of design.			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ -1.0 acres	
b. Total acreage to be physically disturbed?		_____ <0.1 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ -1.0 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input checked="" type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: <input type="checkbox"/> NO <input type="checkbox"/> YES			

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor name: _____		Date: _____
Signature: _____		

**Part 2 - Impact Assessment.** The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Part 3 - Determination of significance.** The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
<u>Town of La Grange</u>	<u>2/25/15</u>
Name of Lead Agency	Date
<u>Alan Bell</u>	<u>Supervisor</u>
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
<u>Alan Bell</u>	<u>Ang W. Ba</u>
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**PRINT**

RESOLUTION

At a regular meeting of the Town Board of the Town of LaGrange, Dutchess County, New York, held at the Town Hall, in LaGrange, New York, in said Town, on the 25<sup>th</sup> day of February, 2015, at 7:00 o'clock p.m., Prevailing Time.

The meeting was called to order by Supervisor Bell, and upon roll being called, the following were

PRESENT: Councilman Jessup  
Councilman Luna  
Councilman Polhemus  
Councilman Dyal

The following resolution was offered by Councilman Jessup, who moved its adoption, seconded by Councilman Dyal, to wit:

RESOLUTION AUTHORIZING THE INCREASE AND  
IMPROVEMENT OF THE FACILITIES OF THE TITUSVILLE  
SEWER DISTRICT IN THE TOWN OF LAGRANGE, DUTCHESS  
COUNTY, NEW YORK AT A MAXIMUM ESTIMATED COST OF  
\$383,000.00 AND AUTHORIZING THE ISSUANCE OF  
\$383,000.00 SERIAL BONDS OF SAID TOWN TO PAY THE  
COST THEREOF

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

WHEREAS, the Town Board of the Town of LaGrange has  
received a plan and report revised February 13, 2015  
prepared by Clark Patterson Lee (the "Report") which  
describes the proposed increase and improvement of the  
facilities of the Titusville Sewer District, consisting of  
the rehabilitation and replacement of existing sewer lines  
and manholes and related work as more particularly  
described in the Report; and

WHEREAS, according to the Report, the estimated cost  
of such increases and improvements of the facilities of the  
Titusville Sewer District is \$383,000.00, including  
professional and design costs; and

WHEREAS, the Town Board of the Town of LaGrange  
accepted such Report on February 11, 2015 and a public  
hearing on the Report and the proposed increase and  
improvement of the facilities of the Titusville Sewer

District was duly noticed for February 25, 2015 at 7:00 p.m., prevailing time; and

WHEREAS, after all proceedings were duly had and taken by the Town Board of the Town of LaGrange, Dutchess County, New York, pursuant to Section 202-b of the Town Law, the Town Board has found it to be in the public interest to increase and improve the facilities of the Titusville Sewer District in said Town at a maximum estimated cost of \$383,000.00 consisting of the increases and improvements described in the Report and summarized herein; and

WHEREAS, it is now desired to authorize such increase and improvement of the facilities of the Titusville Sewer District and to provide for the financing thereof in the amount of \$383,000.00; and

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The increase and improvement of the facilities of the Titusville Sewer District in the Town of LaGrange, Dutchess County, New York, consisting of the rehabilitation and replacement of existing sewer lines and manholes and related work as more particularly described in the Report, is hereby authorized at a total maximum estimated cost of \$383,000.00, inclusive of engineering and other professionals services as specified in the Report.

2. The plan for the financing of such specific object or purpose is by the issuance of \$383,000.00 serial bonds of said Town, hereby authorized to be issued therefore pursuant to the Local Finance Law.

3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to Section 11.00(a)(4) of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein will exceed five (5) years.

4. The faith and credit of said Town of LaGrange, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. Such bonds shall be payable from a levy on property in the Titusville Sewer District in the manner provided by law, but if not paid from such source, all the taxable real property within said Town shall be subject to the levy of an *ad valorem* tax, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds.

5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and

sale of the serial bonds herein authorized and to renew such notes is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and content, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money; or

2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

3) such obligations are authorized in violation of the provisions of the Constitution.

8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

9. Upon this resolution taking effect, the same shall be published in summary form in the Poughkeepsie Journal, which is hereby designated as the official newspaper for said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided for in Section 81.00 of the Local Finance Law.

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

Supervisor Bell	AYE
Councilman Luna	AYE
Councilman Jessup	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: LaGrangeville, New York  
February 25, 2015

  
CHRISTINE O'REILLY-RAO  
TOWN CLERK

**CERTIFICATION FORM**

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF DUTCHESS )

I, the undersigned Clerk of the Town of LaGrange, County of Dutchess, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 25<sup>th</sup> day of February, 2015.
2. That such meeting was a **regular** meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting was caused to be given **PRIOR THERETO** in the following manner:

**PUBLICATION:** Poughkeepsie Journal February 15, 2015

**POSTING:** Town Clerk Sign Board February 12, 2015

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this 25th day of February, 2015.

  
Christine O'Reilly-Rao, Town Clerk

(CORPORATE SEAL)

STATE OF NEW YORK            )  
  ) ss.:  
COUNTY OF DUTCHESS        )

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO HEREBY CERTIFY that on the 27th day of February, 2015 I duly caused a copy of the attached Estoppel Notice for the proposed Titusville Sewer District Improvements subject to Town Law Section 202-b be conspicuously posted on the sign-board maintained located at the entrance of Town Hall, 120 Stringham Road, La Grangeville, New York; pursuant to Town Law.

  
Christine O'Reilly-Rao  
Town Clerk

Sworn to before me this  
27<sup>th</sup> day of February 2015

  
Notary Public

**MARGARET SCHMITZ**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 01SC6220139**  
**Qualified in Dutchess County**  
**My Commission Expires April 12, 2018**

LEGAL NOTICE OF ESTOPPEL

The bond resolution, summary of which is published herewith, has been adopted on February 25, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of LaGrange, Dutchess County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Town Clerk of the Town of LaGrange for a period of twenty days from the date of publication of this Notice.

Dated: LaGrangeville, New York,  
February 25, 2015

  
Christine O'Reilly-Rao, Town Clerk

RESOLUTION DATED FEBRUARY 25, 2015

RESOLUTION AUTHORIZING THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE TITUSVILLE SEWER DISTRICT IN THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$383,000.00 AND AUTHORIZING THE ISSUANCE OF \$383,000.00 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF

Class of objects or purposes: Increase and Improvement of Facilities of Titusville Sewer District consisting of the rehabilitation and replacement of existing sewer lines and manholes and related work as more particularly described in the Map, Plan and Report revised February 13, 2015 prepared by Clark Patterson Lee

Maximum estimated cost:	\$383,000.00
Period of probable usefulness:	Forty years
Amount of obligations to be issued:	\$383,000
Maximum Maturity of Obligations:	Forty Years

**LEGAL NOTICE OF ESTOPPEL**

The bond resolution, summary of which is published herewith, has been adopted on February 25, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of LaGrange, Dutchess County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Town Clerk of the Town of LaGrange for a period of twenty days from the date of publication of this Notice.

Dated: LaGrangeville, New York,  
February 25, 2015

Christine O'Reilly-Rao, Town Clerk

**RESOLUTION DATED FEBRUARY 25, 2015**

**RESOLUTION AUTHORIZING THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE TITUSVILLE SEWER DISTRICT IN THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$383,000.00 AND AUTHORIZING THE ISSUANCE OF \$383,000.00 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF**

**Class of objects or purposes:** Increase and Improvement of Facilities of Titusville Sewer District consisting of the rehabilitation and replacement of existing sewer lines and manholes and related work as more particularly described in the Map, Plan and Report revised February 13, 2015 prepared by Clark Patterson Lee

<b>Maximum estimated cost:</b>	<b>\$383,000.00</b>	
<b>Period of probable usefulness:</b>	<b>Forty years</b>	
<b>Amount of obligations to be issued:</b>	<b>\$383,000</b>	
<b>Maximum Maturity of Obligations:</b>	<b>Forty Years</b>	<b>329581</b>

AFFIDAVIT OF PUBLICATION  
FROM



RITA LOMBARDI being duly sworn says that he/she is the principal clerk of THE  
POUGHKEEPSIE JOURNAL, a newspaper published in the County of Dutchess and the State of New York, and the  
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000329581	03/03/2015	03/03/15

Rita Lombardi  
Signature

Sworn to before me, this 3rd day of March 2015

Rose Ann Simpson  
Notary Signature

My Commission Expires 1/4/2018

ROSE ANN SIMPSON  
Notary Public - State of New York  
No. 01SI6215893  
Qualified in Dutchess County  
My Commission Expires January 04, 2018



February 5, 2015  
Revised February 13, 2015

Mr. Alan Bell, Supervisor  
and Town of LaGrange Board  
120 Stringham Road  
LaGrangeville, New York 12540

**Re: Town of LaGrange  
Titusville Sewer District – Map, Plan Report  
Rehabilitation of Sewers near Titusville/Noxon Intersection**

Dear Supervisor Bell and Members of the Town Board:

Pursuant to the Town's request, this map, plan, report describes the proposed improvement work to be included within a funding resolution for the existing Titusville Sewer District. The improvements are to be completed in accordance with the procedures of Town Law Section 202-b.

The proposed project to be completed is recommended and necessary repair and maintenance work due to the aging of the collection system. The work is proposed to be done in advance of significant proposed improvements to the Titusville Road/Noxon Road intersection by the Dutchess County Department of Public Works. Once the County completes its proposed improvements, work in this area required to be undertaken by the Titusville Sewer District would be significantly more costly. A specific description of work follows.

#### **Area to be Served: Map**

The proposed improvement work will serve the existing Titusville Sewer District, see attached map, in the Town of LaGrange. The existing District currently serves residential and commercial properties in the western portion of the Town of LaGrange.

#### **Plan**

The proposed Titusville Sewer District repair work includes the rehabilitation of existing asbestos concrete sewer pipe and concrete manholes, as shown on the attached sketch, that have been in service for close to 50 years. Rehabilitation of the pipes will generally be achieved by internally lining with Cured In Place Pipe

(CIPP). Prior to lining, each section of sewer pipe will be cleaned and videoed and portions of existing sewer pipe that is severely damaged will be excavated and replaced prior to lining the pipe section. Sewer services will be cut in after lining. Manholes will be repaired and/or parged to reduce inflow and infiltration. Completion of above described work will reduce the amount of groundwater allowed to enter the sewer as inflow and infiltration which reduces the amount of groundwater required to be treated as wastewater. The timing of this work is critical due to the proposed roadway improvements which will increase the cost of potential sewer repairs causing damaged to the improvements.

## Report

The Total Estimated Improvement Cost for the proposed sewer rehabilitation work in the area of the Titusville Road/Noxon Road Intersection is \$383,000 as itemized on the attached table. The project is proposed to be funded through the issuance of bonds as a form of borrowing.

Assuming a 4% interest rate over 30 years, the annual debt payment of the Titusville Sewer District is calculated to be \$22,149. When evenly distributed amongst the 720.13 benefit units in the district, the annual cost per benefit unit for this proposed project would be \$30.76/year. The existing properties in the district are subject to a current benefit unit assessment of \$351.86 resulting from previous borrowings. This results in a total estimated benefit unit assessment of \$382.62.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Clark Patterson Lee



Greg W. Bolner, P.E.  
Principal Associate

## Attachments

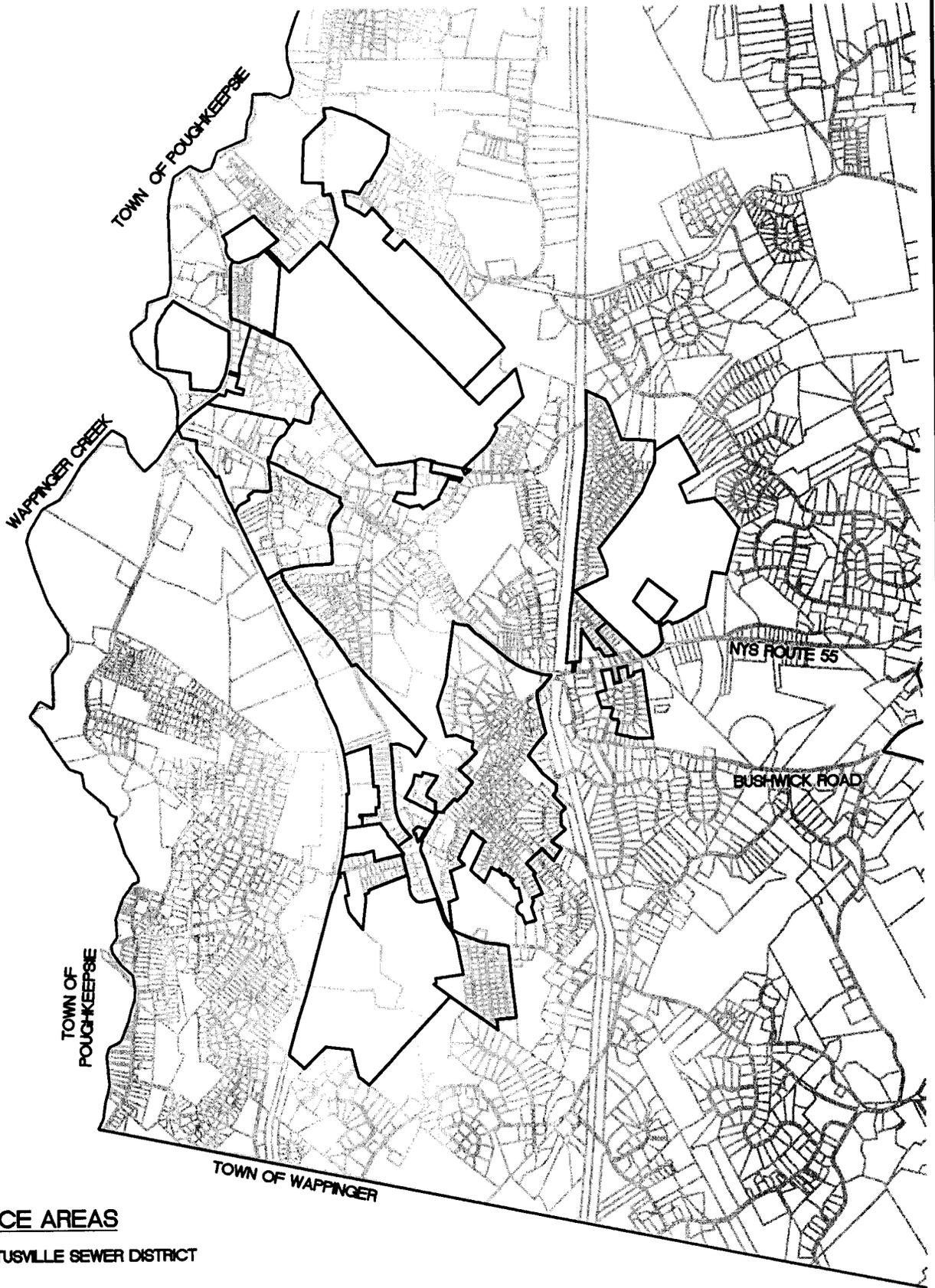
cc: Christine O'Reilly-Rao, Town Clerk  
Wanda Livigni, Administrator of Public Works  
Ronald Blass, Jr., Van DeWater & Van DeWater  
Steven Mance, Environmental Consultants

Plotted By: Justin Steinboch

Date last plotted: 2/9/2015 2:42 PM

Date last accessed: 2/9/2015 2:39 PM

Drawing Name: \\PROJECTS\Shore\PROJECTS\LaGrange-Town of Titusville SD Improvements Map.dwg



**SERVICE AREAS**  
 □ - TITUSVILLE SEWER DISTRICT

FIGURE #1



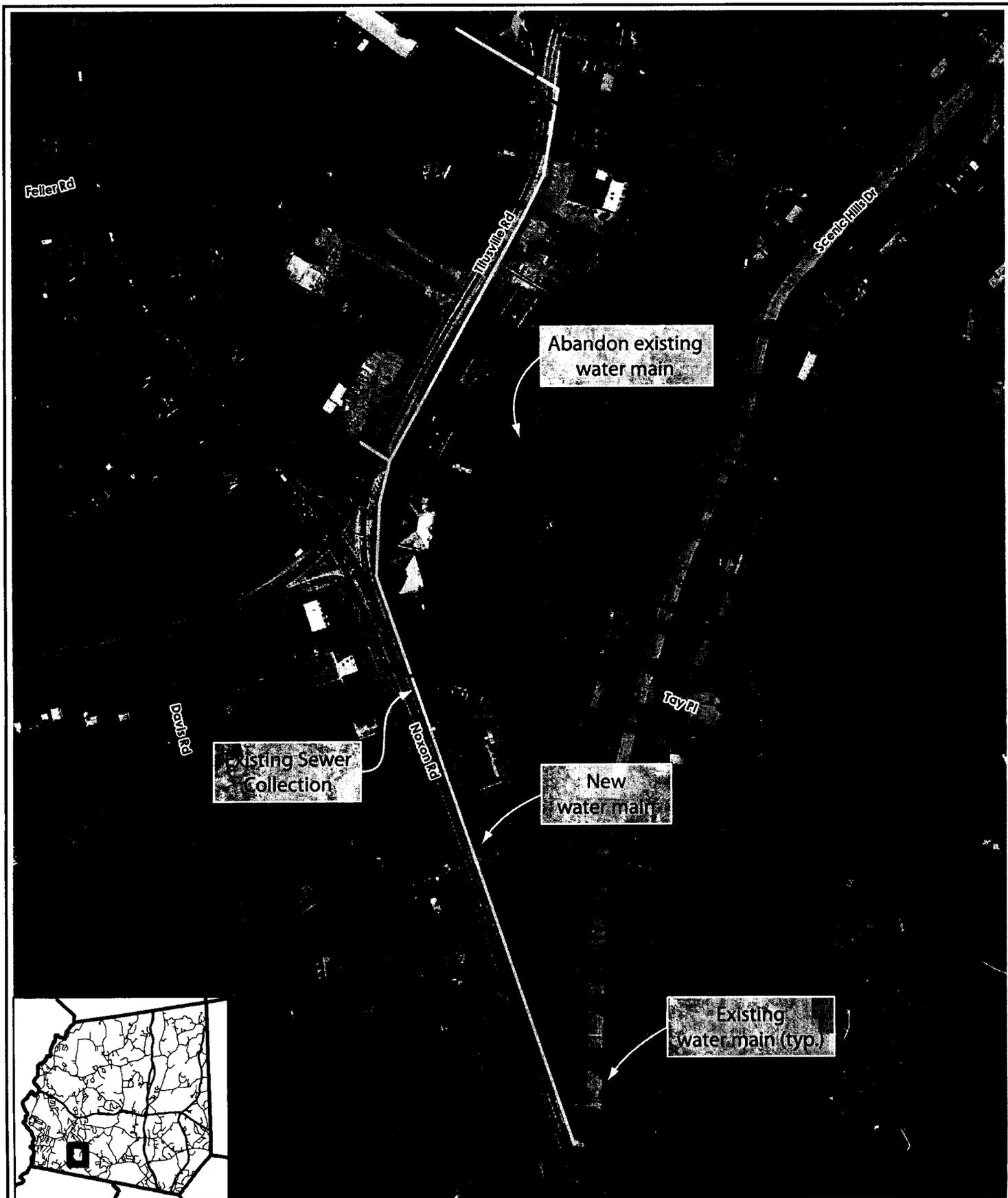
**CLARK PATTERSON LEE**  
 DESIGN PROFESSIONALS  
 103 EXECUTIVE DRIVE  
 NEW WINDSOR, NEW YORK 12553  
 TEL (845) 567-6700  
 FAX (845) 567-9614  
[www.clarkpatterson.com](http://www.clarkpatterson.com)

DATE: 02/05/15  
 DRAWN: JWS  
 CHECKED: GWB  
 SCALE: 1"=3,000'  
 PROJ. #:11278.19

**WASTEWATER IMPROVEMENTS**

**TITUSVILLE SEWER DISTRICT**

TOWN OF LAGRANGE, NEW YORK



**Clark Patterson Lee**  
DESIGN PROFESSIONALS

103 EXECUTIVE DRIVE  
NEW WINDSOR, NY 12553  
800-274-9000  
www.clarkpatterson.com

DATE:	02/05/15
DRAWN:	JWS
CHECKED:	GWB
SCALE:	1" = 250'
PROJ. #:	11278.00

## Water & Sewer Improvements

### Noxon & Titusville Road

Town of LaGrange, Dutchess County, New York

Town of LaGrange  
Titusville Sewer District  
Titusville-Noxon Intersection Sewer Rehabilitation  
Estimated Improvement Cost

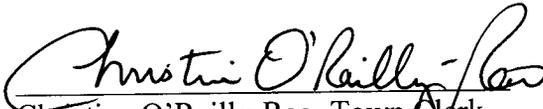
Description	Units	\$/Unit	Quantity	Cost
Insitu Line 8" Sewer Mains	L.F.	\$ 60	2300	\$ 138,000
Parge 5' Diameter Manholes	Each	\$ 3,000	12	\$ 36,000
Sewer Service Connections	Each	\$ 200	13	\$ 3,000
Sewer Main Repair Locations	Each	\$ 7,500	6	\$ 45,000
Sewer Main Crossings County Road	L.F.	\$ 50	120	\$ 6,000
Traffic Control	L.S.	\$ 15,000	1	\$ 15,000
Camera Work and Temporary Service	L.F.	\$ 10	2300	\$ 23,000
<b>Subtotal</b>				<b>\$ 266,000</b>
Contingency	%	20%		\$ 53,000
<b>Subtotal of Contact Cost</b>				<b>\$ 319,000</b>
Design Evaluation, Approvals, MP&R, Bidding & Construction Support	%	15%		\$ 48,000
Legal & Bonding	%	5%		\$ 16,000
<b>Total Estimate of Cost</b>				<b>\$ 383,000</b>

**Titusville Sewer District**

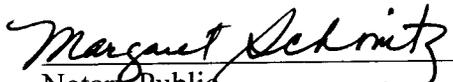
Annual Payback of Maximum to be Expended assuming 4% interest for 30 years	\$	22,149
Total Number of Benefit Units		720.13
Annual Payback of Maximum to be Expended / Benefit Unit	\$	<b>30.76</b>
Existing Benefit Unit Assessment	\$	351.86
Total Benefit Unit Assessment	\$	382.62

STATE OF NEW YORK            )  
  ) ss.:  
COUNTY OF DUTCHESS        )

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO  
HEREBY CERTIFY that on the 12th day of February 2015, I duly caused a copy of the  
Resolution on the Establishment of a Stormwater Maintenance District for Hidden Pond Estates  
to be conspicuously posted on the sign-board maintained by the Clerk's Office at 120 Stringham  
Road, Town of LaGrange.

  
Christine O'Reilly-Rao, Town Clerk

Sworn to before me this 12th day  
of March 2015

  
Notary Public

**MARGARET SCHMITZ**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 01SC6220139**  
**Qualified in Dutchess County**  
**My Commission Expires April 12, 2018**

AFFIDAVIT OF PUBLICATION  
FROM



RITA LOMBARDI

being duly sworn says that he/she is the principal clerk of THE  
POUGHKEEPSIE JOURNAL, a newspaper published in the County of Dutchess and the State of New York, and the  
notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000308481	02/15/2015	02/15/15

Rita Lombardi  
Signature

Sworn to before me, this 16<sup>th</sup> day of February 2015

Rose Ann Simpson  
Notary Signature

My Commission Expires 1/4/2018

ROSE ANN SIMPSON  
Notary Public - State of New York  
No. 01SI6215893  
Qualified in Dutchess County  
My Commission Expires January 04, 2018

ORDER BY TOWN BOARD FOR HEARING  
ON ESTABLISHMENT OF HIDDEN POND ESTATES SUBDIVISION  
STORMWATER MAINTENANCE DISTRICT

WHEREAS, a petition for the establishment of an improvement district was filed with the Town Board of the Town of LaGrange, Dutchess County, New York.

WHEREAS, the proposed district is described and bounded to include the real property identified by the metes and bounds description within Exhibit "A" annexed.

WHEREAS, the proposed stormwater maintenance improvements consist of items specified in a Map, Plan and Report prepared by Clark Patterson Lee on January 23, 2015 for the Hidden Ponds Estates Drainage District, and on file with the Town Clerk. The improvements shall be made by the developer of the Hidden Ponds Estates Subdivision project, as a condition of Planning Board approval thereof, and the proposed district is to be known as the Hidden Ponds Estates Drainage District; and

WHEREAS, the maximum capital amount proposed to be expended for the drainage improvements is \$0.00, since the cost of the improvements shall be borne by the developer, and said capital improvements are proposed to be dedicated to the proposed drainage district; and

WHEREAS, as set forth within the Map, Plan and Report, which is on file with the Town Clerk, the initial estimated amount anticipated to be expended annually by the proposed drainage district for the operation and maintenance of the facilities is \$600.00 per year per residential lot, and an annual benefit assessment shall be charged to such typical property based upon that annual budget spread equally over ten (10) benefit units; and

ORDERED, this Board will hold a public hearing to consider the establishment of the stormwater maintenance district, and all relevant matters, on February 25, 2015, at 7:00 p.m., at the Town Hall, 120 Stringham Road, Lagrangeville, in the Town of LaGrange, County of Dutchess, New York. All persons interested in this matter shall be heard, and it is further

ORDERED, that the Town Clerk of the Town of LaGrange is hereby authorized and directed to publish a certified copy of this order in the official paper, the first publication thereof to be not less than ten nor more than twenty days before the day set for the hearing, and to post a copy of same on the sign-board of the Town of LaGrange.

Motion: Councilman Jessup  
Second: Councilman Polhemus

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: Lagrangeville, New York  
February 11, 2015

CHRISTINE O'REILLY-RAO, TOWN CLERK 308481

## RESOLUTION

Councilman Dyal offered the following resolution which was seconded by Councilman Polhemus, as follows:

WHEREAS, Nesheiwat Estates, Inc. ("Developer") is the Developer of a residential subdivision project in the Town of LaGrange known as the Harvest Ridge Subdivision ("Subdivision"); and

WHEREAS, the Developer has applied to the Town of LaGrange Planning Board for re approval of conditional final subdivision approval; and

WHEREAS, the Town of LaGrange and the Developer are parties to a Second Supplemental Agreement, dated December of 2013, which along with preceding agreements established (a) terms for Developer's deferral of providing performance security for improvements of the Harvest Ridge Subdivision, and (b) the outside date of March 1, 2015 for the completion of all preconditions necessary for filing, and the filing, of the subdivision plat; and

WHEREAS, the Developer last obtained a re-approval of the conditional final approval from the Planning Board on January 14, 2014 after a period of prolonged expiration of conditional final approvals due to non-compliance with agreements with the Town; and

WHEREAS, the Developer has filed an application for further re-approval of the expired conditional final subdivision, which application came before the Planning Board at its meeting of February 19<sup>th</sup>, 2015; and

WHEREAS, Section 203-11 of the Town Code requires referral to, and a recommendation from, the Town Board regarding the request for further re-approval;

WHEREAS, Section 203-11(A)(2)(c) and (d) sets forth the following relevant standards regarding a subdivision re-approval under Section 203-11:

- (c) Whether there have been any intervening, relevant and material changes in circumstances, including, but not limited to, the physical and environmental setting of the land devoted to the subdivision project, adjoining or nearby lands, it or relevant highway networks, wetlands and water bodies, floodplains, slopes, and stormwater courses and concentrations.
- (d) A description of any intervening subdivision improvement work performed on the subject lands or in proximity for the purpose of developing the project.

WHEREAS, the Town has cited the Developer with violation of Chapter 103, Dumping, of the Town Code with respect to various piles deposited on the project site and consisting of demolition debris; and

WHEREAS, the Town Board is advised that these conditions amount to intervening, relevant and material changes in circumstances, including, but not limited to, the physical and environmental setting of the land devoted to the subdivision project;

WHEREAS, the Town Board is advised that conditions attached to the final approval of the subdivision have not yet been fulfilled, including but not necessarily limited to lack of installation of monuments and/or the lack of placement of monument locations on the plat; and

WHEREAS, for these reasons, on February 19, 2015, the Town Board is advised that the Planning Board deferred on the Developer's application for conditional final re-approval of the Subdivision; and

WHEREAS, the Town and the Developer are in discussions regarding (a) the Developer's remedying of the cited violation of Chapter 103 of the Town Code, (b) the non-completion of conditions attached to the final approval which are necessary for the Subdivision's plat to be filed, and (c) the apparent inability of the Developer to meet the contractual date of March 1, 2015 to file the subdivision plat.

NOW, THEREFORE, BE IT RESOLVED that:

1. By virtue of the foregoing, including (a) the need for remedy of Developer's cited violation of Chapter 103 of the Town Code, (b) the need for Developer to complete conditions of approval, and (c) the Developer's apparent inability to meet the date of March 1, 2015 for filing of the subdivision plat, the Town Board is not in the position to recommend the Planning Board's granting of reapproval of the subdivision at this time pending resolution of these issued by the Developer in a manner satisfactory to the Town Board.

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

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

DATED: LaGrangeville, New York  
February 25, 2015

  
CHRISTINE O'REILLY-RAO, Town Clerk

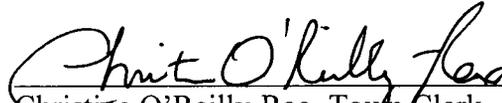
AFFIDAVIT OF POSTING

STATE OF NEW YORK

SS:

COUNTY OF DUTCHESS

I, the undersigned Clerk of the Town of LaGrange, Dutchess County, New York, DO  
HEREBY CERTIFY that on the 12th day of February 2015, I duly caused a copy of the Notice  
of Public Hearing for the Titusville Water District Improvements be conspicuously posted on the  
sign-board maintained by the Clerk's Office at 120 Stringham Road, Town of LaGrange.

  
Christine O'Reilly-Rao, Town Clerk

Sworn to before me this  
12<sup>th</sup> day of March 2015

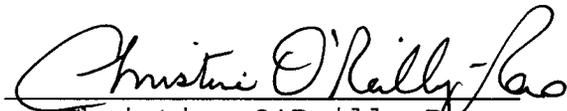
  
Notary Public

MARGARET SCHMITZ  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01SC6220139  
Qualified in Dutchess County  
My Commission Expires April 12, 2018

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of LaGrange, Dutchess County, New York, will meet at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on the 25<sup>th</sup> day of February, 2015, at 7:00 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed improvement of the facilities of the Titusville Water District in said Town, at an estimated cost of \$726,000.00, for the installation of a new water main and related hydrant, valve and other appurtenances at or near Noxon and Titusville Roads in the Town, inclusive of design, engineering and other professional fees, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Dated: LaGrangeville, New York  
February 11, 2015

  
Christine O'Reilly-Rao,  
Town Clerk

Ad Number: 0000308592

NOTICE OF PUBLIC HEARING  
PLEASE TAKE NOTICE  
that the Town Board of the  
Town of LaGrange, Dutchess  
County, New York, will meet at  
the Town Hall, 120 Stringham  
Road, LaGrangeville, New York,  
on the 25th day of February,  
2015, at 7:00 o'clock P.M., Pre-  
vailing Time, for the purpose of  
conducting a public hearing on  
the proposed improvement of  
the facilities of the Titusville  
Water District in said Town, at  
an estimated cost of  
\$726,000.00, for the installation  
of a new water main and relat-  
ed hydrant, valve and other ap-  
purtenances at or near Noxon  
and Titusville Roads in the  
Town, inclusive of design, engi-  
neering and other professional  
fees, at which time and place  
said Town Board will hear all  
persons interested in the subject  
thereof concerning the same.

FILE w/  
res of intro  
2/11  
TWD

Dated: LaGrangeville, New York  
February 11, 2015

Christine O'Reilly-Rao,  
Town Clerk 308592

AFFIDAVIT OF PUBLICATION  
FROM



**RITA LOMBARDI**

\_\_\_\_\_ being duly sworn says that he/she is the principal clerk of **THE POUGHKEEPSIE JOURNAL**, a newspaper published in the County of Dutchess and the State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper on the date (s) below:

Ad Number:	Start Date:	Run Dates:
0000308592	02/15/2015	02/15/15

*Rita Lombardi*  
\_\_\_\_\_  
Signature

Sworn to before me, this 16<sup>th</sup> day of February 2015

*Rose Ann Simpson*  
\_\_\_\_\_  
Notary Signature

My Commission Expires 1/4/2018

ROSE ANN SIMPSON  
Notary Public - State of New York  
No. 01SI6215893  
Qualified in Dutchess County  
My Commission Expires January 04, 2018

RESOLUTION AUTHORIZING PREPARATION OF PLAN AND REPORT, AND FIXING  
DATE OF PUBLIC HEARING, ON PROPOSED 202-b INCREASE AND  
IMPROVEMENT OF FACILITIES OF TITUSVILLE WATER DISTRICT

Supervisor Bell introduced the following resolution, which  
was seconded by Councilman Jessup:

WHEREAS, the Town Board acts as Commissioners of an existing  
Titusville Water District in the Town of LaGrange; and

WHEREAS, the Town Board has received plan and report  
(the "Report") prepared by Clark Patterson Lee, and revised  
February 20, 2015, which describes the need and estimated cost  
for improvements of existing facilities of the Titusville Water  
District at or near Noxon and Titusville Roads in the sum of  
\$826,000.00, inclusive of design, engineering, and other  
professional fees (the "Cost Estimate");

NOW, IT IS HEREBY RESOLVED THAT:

1. The preparation of the Report is hereby ratified and  
approved.

2. The Town Board will consider the Report and its Cost  
Estimate for the proposed improvement of the facilities of the  
Titusville Water District at a public hearing pursuant to Section  
202-b of the Town Law.

3. The public hearing shall be held at Town Hall, 120  
Stringham Road, La Grangeville, New York on March 11, 2015, at  
7:00 P.M., Prevailing Time, on the proposed improvement of  
existing facilities of the Titusville Water District, at which  
time and place said Town Board will hear all persons interested

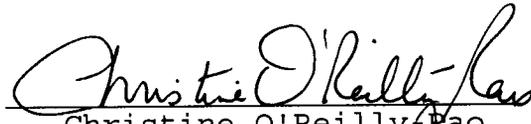
in the proposed improvement, the Report, and the Cost Estimate.

4. The Town Clerk of the Town of LaGrange is hereby authorized to cause a notice of said public hearing to be published in the Poughkeepsie Journal, an official newspaper of said Town, and posted in the manner prescribed by law, which notice shall be given not less than 10 days, and not more than 20 days before the date of public hearing, in substantially the following form, to wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of LaGrange, Dutchess County, New York, will meet at the Town Hall, 120 Stringham Road, La Grangeville, New York, on the 11<sup>th</sup> day of March 11, 2015, at 7:00 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed improvement of the facilities of the Titusville Water District in said Town, at an estimated cost of \$826,000.00, for the installation of a new water main and related hydrant, valve and other appurtenances at or near Noxon and Titusville Roads in the Town, inclusive of design, engineering and other professional fees, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Dated: La Grangeville, New York  
February 25, 2015

  
Christine O'Reilly Rao,  
Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

Supervisor Bell	AYE
Councilman Jessup	AYE
Councilman Luna	AYE
Councilman Polhemus	AYE
Councilman Dyal	AYE

Dated: February 25, 2015  
La Grangeville, New York

  
Christine O'Reilly-Rao  
Town Clerk, Town of LaGrange

U:\DOCS\00070\00988\RESOLUTION\21T913302.DOC



February 5, 2015  
Revised February 20, 2015

Mr. Alan Bell, Supervisor  
and Town of LaGrange Board  
120 Stringham Road  
LaGrangeville, New York 12540

**Re: Town of LaGrange  
Titusville Water District – Map, Plan Report  
Replacement of Water Mains near Titusville/Noxon Intersection**

Dear Supervisor Bell and Members of the Town Board:

Pursuant to the Town's request, this map, plan, report describes the proposed improvement work to be included within a funding resolution for the existing Titusville Water District. The improvements are to be completed in accordance with the procedures of Town Law Section 202-b.

The proposed project to be completed is recommended and necessary repair and maintenance work due to the aging of the distribution system. The work is proposed to be done in advance of significant proposed improvements to the Titusville Road/Noxon Road intersection by the Dutchess County Department of Public Works. Once the County completes its proposed improvements, work in this area required to be undertaken by the Titusville Water District would be significantly more costly. A specific description of work follows.

**Area to be Served: Map**

The proposed improvement work will serve the existing Titusville Water District, see attached map, in the Town of LaGrange. The existing District currently serves residential and commercial properties in the western portion of the Town of LaGrange.

**Plan**

The proposed Titusville Water District repair work includes the replacement of existing asbestos concrete water main, as shown on the attached sketch, that has been in service for close to 50 years. It is proposed that a new parallel cement lined ductile iron (CLDI) water main will be installed and then the existing water

main will be abandoned in place. Existing service connections will be reconnected to the new water main. New hydrants, valves and other appurtenances will be installed and connected to the new water main. Completion of above described work will reduce leakage and minimize required repairs in the existing system. The timing of this work is critical due to the proposed roadway improvements which will significantly increase the cost of potential water main repairs causing damaged to the roadway improvements.

## Report

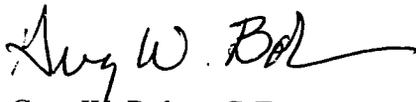
The Total Estimated Improvement Cost for the proposed water main work in the area of the Titusville Road/Noxon Road Intersection is \$826,000 as itemized on the attached table. The project is proposed to be funded through the issuance of bonds as a form of borrowing.

Assuming a 4% interest rate over 30 years, the annual debt payment of the Titusville Water District is calculated to be \$47,768. When evenly distributed amongst the 355.52 benefit units in the district, the annual cost per benefit unit for this proposed project would be \$134.36/year. As the existing properties in the district are not subject to a current benefit unit assessment, the total estimated annual benefit unit assessment is \$134.36.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Clark Patterson Lee



Greg W. Bolner, P.E.  
Principal Associate

Attachments

cc: Christine O'Reilly-Rao, Town Clerk  
Wanda Livigni, Administrator of Public Works  
Ronald Blass, Jr., Van DeWater & Van DeWater  
Steven Mance, Environmental Consultants

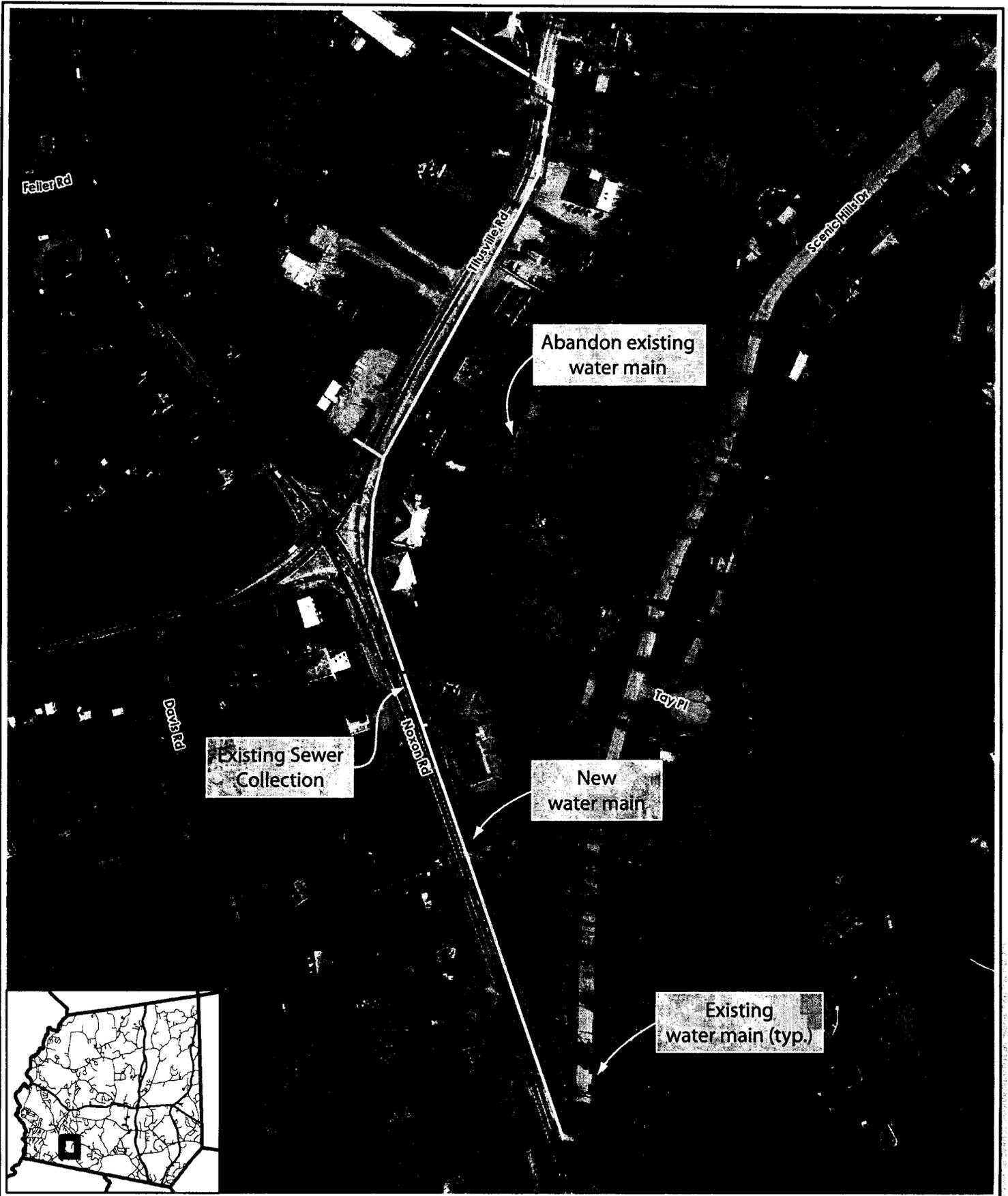
Town of LaGrange  
Titusville Water District  
Titusville-Noxon Intersection Water Replacement  
Estimated Improvement Cost

Description	Units	\$/Unit	Quantity	Cost
New 8" Water Mains	L.F.	\$ 100	2300	\$ 230,000
New 8" Main Valves	Ea	\$ 1,500	5	\$ 8,000
New 6" Tee and Hydrant	Ea	\$ 3,000	7	\$ 21,000
Water Main Crossings	Each	\$ 30,000	2	\$ 60,000
Water Service Connections	Each	\$ 1,500	7	\$ 11,000
Water Service Crossings	Each	\$ 10,000	6	\$ 60,000
Traffic Control	L.S.	\$ 15,000	1	\$ 15,000
Temporary Water Service	L.F.	\$ 10	2500	\$ 25,000
Easements (Acquisition and Legal Documents)	L.F.	\$ 30	2300	\$ 69,000
Geotechnical	L.S.	\$ 10,000	1	\$ 10,000
<b>Subtotal</b>				<b>\$ 509,000</b>
Rock Contingency	%	20%		\$ 78,000
Contingency	%	20%		\$ 102,000
<b>Subtotal of Contract Cost</b>				<b>\$ 689,000</b>
Design Evaluation, Approvals, MP&R, Bidding & Construction Support	%	15%		\$ 103,000
Legal & Bonding	%	5%		\$ 34,000
<b>Total Estimate of Cost</b>				<b>\$ 826,000</b>

**Titusville Water District**

Annual Payback of Maximum to be Expended assuming 4% interest for 30 years	\$ 47,768
Total Number of Benefit Units	355.52
Annual Payback of Maximum to be Expended / Benefit Unit	<b>\$ 134.36</b>
Existing Benefit Unit Assessment	\$ -
Total Benefit Unit Assessment	\$ 134.36





**Clark Patterson Lee**  
DESIGN PROFESSIONALS

103 EXECUTIVE DRIVE  
NEW WINDSOR, NY 12553  
800-274-9000  
www.clarkpatterson.com

DATE:	02/05/15
DRAWN:	JWS
CHECKED:	GWB
SCALE:	1" = 250'
PROJ. #:	11278.00

## Water & Sewer Improvements

**Noxon & Titusville Road**  
Town of LaGrange, Dutchess County, New York

Town of LaGrange  
Titusville Water District  
Titusville-Noxon Intersection Water Replacement  
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## Supervisor Alan Bell

120 Stringham Rd. Lagrangeville NY 12540

(845) 452-9064 Fax 473-7079

abell@lagrangeny.org

### **GUIDELINES FOR USE OF TOWN OF LAGRANGE ROADS**

- **Park Facility Use Permits should be submitted to the Parks & Recreation Department (845) 452-1972.**
- **Town Hall facility use should be coordinated through the office of the Legislative Aide. A \$20.00 Town Hall use fee will be charged.  
CONTACT: Legislative Aide Kathy Kowgios (845) 452-9064 - e-mail [kkowgios@lagrangeny.org](mailto:kkowgios@lagrangeny.org)**
- **Races which require traffic control will be charged a \$25.00 administration fee. The Dutchess County Sheriff's Traffic Coordinator requirement will be determined on a case by case basis.**
- **Please provide exact details regarding the route, i.e. a map, as well as any anticipated delays or closures which may occur.**
- **Organizers must notify the following regarding the route and any traffic control issues:**
  - **Dutchess County 911 (845) 486-2080**
  - **LaGrange Fire Dept. / First Responders (845) 452-4989**
  - **NY State Police (845) 677-7300**
  - **Dutchess County Sheriff's Dept. (845) 486-3800**
  - **LaGrange Highway Dept. (845) 452-2720**



**PARKS & RECREATION**

**Town of LaGrange Parks & Recreation Department**  
120 Stringham Road  
LaGrangeville, NY 12540  
845-452-1972 www.lagrangeny.org

**Changing Lives...Inspiring Play...Fostering Teamwork!**

TO: SUPERVISOR BELL AND LAGRANGE TOWN BOARD  
FROM: SANDY WASHBURN, RECREATION DIRECTOR *S. Washburn*  
DATE: FEBRUARY 23, 2015  
SUBJECT: REQUEST FOR APPROVAL OF SIT & CIT PROGRAMS & FEES FOR SUMMER 2015

We have been in meetings with summer camp directors to make necessary changes to our summer camp/training programs at Freedom Park. This summer we are adding a Jr Staff in Training Program to meet both the needs of our 13 & 14 year old youth, as well as the future needs of the Parks and Recreation department.

In conjunction with the Counselor in Training Program (CIT), the Junior Staff in Training Program (SIT), will provide unique leadership training as well as a look into all areas of a successful recreation program. This introductory view will enable us to groom young people to take the next step into our CIT Program as well as open their eyes to other areas such as lifeguarding, parks maintenance, concessions and recreation leaders. The new programming has also allowed us to strengthen the current CIT Program and introduce camp trips to both training level curriculums.

These changes have necessitated a fee change. The proposed fees for these programs are as follows:

**Jr. Staff in Training:**

LaGrange Resident	\$200 includes lunches and one trip
Eligible Non-residents	\$250 includes lunches and one trip

**Counselor in Training:**

LaGrange Resident	\$100 includes lunches and one trip
Eligible Non-residents	\$150 includes lunches and one trip

I am available to answer any questions you may have.

**TOWN OF LAGRANGE RECREATION DEPT. 2015 USER FEES**

**Freedom Lake**

<u>Daily Admission</u>	<u>Resident</u>	<u>Guest</u>	<u>Eligible Non-Residents</u>	<u>Guest</u>
Adult	\$6.50	\$7.50	\$11.50	\$12.50
Youth 4-14	\$4.50	\$5.50	\$9.50	\$10.50

<u>LaGrange Resident Season Pass</u>	<u>(Before 5/15/15) \$5.00 discount</u>	<u>Eligible Non-Residents</u>	<u>double the fee</u>
Individual		\$50.00	\$100.00
Family of 2		\$75.00	\$150.00
Family of 3		\$95.00	\$190.00
Family of 4		\$105.00	\$210.00
Each additional family member		\$15.00	\$30.00

**Swim Lessons**

LaGrange Resident with season pass	\$40.00	multi child discount (children in same family)
LaGrange Resident without season pass	\$80.00	25% off 3rd child, 50% 4th, 75% 5th

*Eligible Non-Resident rate is + \$20 to above pricing*

**Swim Team**

With Season Pass	\$70.00	multi child discount (children in same family)
Without Season Pass	\$110.00	25% off 3rd child, 50% 4th, 75% 5th

**Lifeguard Training**

\$310.00

**Lifeguard Training Recertification**

\$190.00

**C.P.R. Recertification**

\$65.00

**Junior Lifeguard**

With Season Pass	\$60.00
Without Season Pass	\$100.00

**Basketball Clinic**

	<u>Week 1</u>	<u>Week 2</u>
Grades 1-3, 9 am-noon	\$83.00	\$103.00
Grades 4-8, 9 am-2 pm	\$115.00	\$143.00

**Tennis**

\$55.00

**Freedom Park Facility Use Permit**

	<u>Main Pavilion</u>	<u>Ballfield Pavilion</u>	<u>Swim Package</u>	
Up to 50 people	\$175.00	\$60.00	(1-25 people)	\$75.00
Up to 100 people	\$270.00	\$105.00	(26-50 people)	\$125.00
Up to 200 people	\$385.00	\$155.00	(51-75 people)	\$200.00
Up to 300 people	\$490.00	\$205.00	<i>over 75 requires permission from Recreation Director</i>	
Over 300 people	\$690.00	\$265.00		

**Day Camp**

LaGrange Resident Per Session	\$250.00
Registration fee with Season Pass	\$30.00
Registration fee without Season Pass	\$60.00
Bus fee per session	\$25.00
<i>Eligible Non-Resident Per Session</i>	<i>\$300.00</i>

*multi child discount (children in same family) 25% 3rd child, 50% 4th, 75% 5th*

**Junior Staff in Training, age 13 & 14**

LaGrange Resident	\$200.00	includes lunches and one trip
<i>Eligible Non-Resident</i>	<i>\$250.00</i>	<i>includes lunches and one trip</i>

**Counselor in Training, age 15 & 16**

LaGrange Resident	\$100.00	includes lunches and one trip
<i>Eligible Non-Resident</i>	<i>\$150.00</i>	<i>includes lunches and one trip</i>

**Sand Volleyball**

\$30.00

**Dog Park**

	<u>Jan 1-Aug 31</u>	<u>First Dog</u>	<u>Additional Dogs</u>	<u>After Sept 1-Dec 31</u>	<u>First Dog</u>	<u>Additional Dogs</u>
LaGrange Resident	\$25.00		\$15.00	\$15.00		\$10.00
<i>Eligible Non-Resident</i>	<i>\$50.00</i>		<i>\$30.00</i>	<i>\$40.00</i>		<i>\$25.00</i>

Note: Fees may be prorated when increased attendance is desired. Fees may be waived for community service organizations, local schools, scouts and staff.