

OFFICE OF THE SUPERVISOR

Telephone  
(914) 277-3637  
Fax  
(914) 276-0082

**Town of Somers**  
WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE  
335 ROUTE 202  
SOMERS, NY 10589

ROBERT SCORRANO  
SUPERVISOR



**SOMERS TOWN BOARD  
REGULAR MEETING - 7:00pm  
THURSDAY, JUNE 9, 2022  
[www.somersny.com](http://www.somersny.com)**

6:00pm Executive Session

***I. PLEDGE OF ALLEGIANCE:***

7:00pm Regular Meeting

***II. ROLL CALL:***

***III. PUBLIC HEARINGS:(Via In-Person and Remote Access):***

**PUBLIC COMMENT**

Please limit your comments to no more than 3 minutes.

***IV. APPROVAL OF MINUTES:*** March 3rd Work Session, March 10th Public Hearings, March 10th Regular Meeting, April 7th Work Session, April 21st Public Hearing, April 21st Regular Meeting, May 5th Work Session, May 12th Regular Meeting, June 2nd Work Session

***V. DEPARTMENT REPORTS:*** The Town Clerk announces receipt of the following monthly reports: Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks & Recreation, Planning & Engineering, Tax Receiver, Director of Finance and Department Heads

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***VI. BUSINESS OF THE BOARD:***

***A. TOWN BOARD:***

1. Town of Somers Covid-19 – Update
2. Memorial Garden in Reis Park – Presentation – Roy Ettere
3. NY Watershed Protection Funding – Presentation – Michael Barnhart, Chairman of the Open Space Committee
4. Authorize Supervisor to execute the following to advance the permitting of the new Highway Department Salt Shed per memo dated June 3, 2022 from Steve Robbins, Town Engineer:
  - a. Undertake its SEQR obligations which include:
    - Declare itself Lead Agency under SEQR under an uncoordinated review.
    - Identify the proposed action, the construction of a replacement salt shed, as an Unlisted Agency.
    - Circulate materials to Involved Agencies.
5. Authorize Supervisor to execute the following to allow Best Plumbing Supply Inc. to submit the Special Exception Use Permit Application per referral from David Smith, Planning Consultant:
  - a. Declare the Town Board's intent to act as Lead Agency and initiate SEQR.
  - b. Formal referral to the Somers Planning Board for review.
  - c. Schedule a public hearing for July 21, 2022.

***B. PARKS & RECREATION:*** No additional business.

***C. FINANCIAL:*** No additional business.

***D. HIGHWAY:*** No additional business.

**SOMERS TOWN BOARD  
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***E. PERSONNEL:***

1. **Current Vacancies:**
  - a. Affordable Housing Board (1- 2-year term ending 7/11/2022.)
  - b. Assessment Board of Review (1- 5-year term ending 9/30/2023.)
  - c. Library Board of Trustees (1 – 5-year term ending 12/31/2025.)
  - d. Partners in Prevention (2- 3-year terms ending 12/31/2022.)
  - e. Partners in Prevention (1- 3-year term ending 12/31/2023.)
2. **Upcoming Vacancies - Terms Expiring in 2022:**
  - a. Affordable Housing Board (2- 2-year terms ending 7/11/2022.)
3. Authorize the hiring of Janet Golly as Part-Time Availability (PTA) Chauffeur for the Somers Senior Adult / Nutrition Department at an hourly rate of \$17.50 per memo dated June 1, 2022 from Barbara Taberer, Seniors and Nutrition Program Director effective June 6, 2022.
4. Authorize the appointment of Janelle Robbins to the Somers Parks and Recreation Board to a three-year term ending March 9, 2025.

***F. PLANNING & ENGINEERING:*** No additional business.

***G. POLICE:*** No additional business.

***H. CONSENSUS AGENDA:***

1. Accept the following Snow Maintenance Deposit per May 16, 2022 memo from Steven Woelfle, Engineering Department:
  - a. \$900.00 Snow Maintenance Deposit – Cobbling Rock Estates Subdivision
2. Accept the following Bond per June 1, 2022 memo from Steven Woelfle, Engineering Department:
  - a. \$500.00 Erosion Control Bond – North County Homes Steep Slopes/Stormwater Management and Erosion and Sediment Control/Tree Preservation Permit, 94 Warren Street/Smith Lane, TM: 6.14-1-47

**SOMERS TOWN BOARD**  
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3. Accept the following check per May 27, 2022 memo from Denis J. Timone, Town Justice:
  - a. \$70.00 Unclaimed Bail
    - i. \$10.00 – Case No. 14080001 – People v. Halloran
    - ii. \$10.00 – Case No. 15060196 – People v. Halloran
    - iii. \$50.00 – Case No. 12070057 – People v. Haitoff
4. Authorize the Supervisor to execute the Wellness in Nutrition Program (WIN) and corresponding Nutrition Services Incentive Program (NSIP) Funding Contract, for the period of April 1, 2022 through March 31, 2023 in the amount of \$88,241 per memo dated May 23, 2022 from Barbara Taberer, Seniors and Nutrition Program Director.
5. Declare June 12, 2022 as Race Amity Day in the Town of Somers.
6. Authorize hiring of Day Camp staff from June 27 to August 5, 2022 and continue to hire on an as-needed basis pursuant to County Health counselor-to-camper ratio regulations per memo dated May 25, 2022 from Steven Ralston, Superintendent of Parks & Recreation.
7. Authorize the Supervisor to accept with gratitude a \$1,700 donation from the Somers Women's Club to provide scholarships for Day Camp participants per memo dated May 25, 2022 from Steven Ralston, Superintendent of Parks & Recreation.
8. Request permission to purchase a Ver-Mac variable message board with radar, Model PCMS-548/HYD-LE in the amount of \$18,500.00 per memo dated May 4, 2022 from Brian Linkletter, Chief of the Somers Police Department.
9. Authorize the Supervisor to execute the amended Heritage Hills Shelter and License Agreement between the Heritage Hills Society, Ltd. and the Town of Somers.
10. Schedule a public hearing for the Proposed Local Law to authorize Public Bodies of the Town to use Videoconferencing for July 21, 2022.

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**2022 Calendar**

June 9, 2022	7:00pm	Town Board Regular Meeting
July 21, 2022	7:00pm	Town Board Work Session / Regular Meeting
August 11, 2022	7:00pm	Town Board Work Session / Regular Meeting

6/7/2022 2:29 PM  
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Sent to:  
TB, TA, TC  
6/7/2022  
KS

## MARCH 3, 2022 – WORK SESSION

Minutes of a work session of the Town Board of the Town of Somers held on Thursday evening March 3, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, the meeting was adjourned to an executive session at 6:00 PM with regard to personnel and interview to return that evening.

7:05 PM – meeting reconvened

This being a work session the following action were taken:

The Supervisor said that it was in order for the Board to consider the continuation of Outdoor Dining within the Town of Somers.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Building Department to permit temporary limited outdoor dining for existing establishments for the period from April 1, 2022 through December 31, 2022 in accordance with New York State and Westchester County Department of Health guidelines, to promote economic activity in the Town of Somers during the Covid-19 pandemic.

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 7:35 PM.

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Town Clerk

DRAFT

Sent to:  
TB, FA, TC  
6/7/2022  
KO

MARCH 10, 2022 – PUBLIC HEARING

Minutes of a public hearing of the Town Board of the Town of Somers held on Thursday evening March 10, 2022 at 7:02 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that this was a public hearing with regard to a proposed Local Law to amend Chapter 154 entitled Taxation, Article V entitled Alternative Veterans Exemption, §154-15. Home value cap; Gold Star Parents of the CODE of the Town of Somers.

The Town Clerk presented affidavit of public notice of the public hearing that appeared in the Somers Record on February 24, 2022 and posted on the Town Clerk's bulletin board the same day.

The Supervisor declared the hearing open and asked for comments from the public.

There being no one to be heard on motion of Supervisor Scorrano, seconded by Councilman Faulkner, the public hearing was declared closed at 7:04 PM.

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Town Clerk



Sent to:  
TB, TA, TC  
6/7/2022  
KD

## MARCH 10, 2022 – PUBLIC HEARING

Minutes of a public hearing of the Town Board of the Town of Somers held on Thursday evening March 10, 2022 at 7:04 PM at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that this was a public hearing with regard to a proposed Local Law to amend Chapter 158 entitled Vehicles and Traffic §158-8 entitled Shopping centers designated and §158-10 entitled No parking areas; fire lanes; fire hydrants of the CODE of the Town of Somers.

The Town Clerk presented affidavit of public notice of the public hearing that appeared in the Somers Record on February 24, 2022 and posted on the Town Clerk's bulletin board the same day.

The Supervisor said that the proposal would be referred to the Planning & Engineering Department to compile a list of updates and suggestions prior to a Code update.

There being no one to be heard on motion of Supervisor Scorrano, seconded by Councilman Faulkner, the public hearing was adjourned at 7:05 PM.

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Town Clerk

Sent to:  
TB, TA, TC  
6/7/2022  
KD

## MARCH 10, 2022 –REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening at 6:00 PM March 10, 2022 at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Ciriaco, the meeting was adjourned to an executive session at 6:00 PM with regard to personnel and interview to return that evening.

7:00 PM – meeting reconvened

The Supervisor said that it was in order for the Board to open a public hearing with regard to a proposed Local Law to amend Chapter 154 entitled Taxation, Article V entitled Alternative Veterans Exemption, §154-15. Home value cap; Gold Star Parents of the CODE of the Town of Somers.

7:04 PM – hearing open

7:05 PM – meeting reconvened

The Supervisor said that it was in order for the Board to adopt Local Law to amend Chapter 154 entitled Taxation, Article V entitled Alternative Veterans Exemption, §154-15. Home value cap; Gold Star Parents of the CODE of the Town of Somers.

Thereupon motion of Supervisor Scorrano seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby adopt Local Law to amend Chapter 154 entitled Taxation, Article V entitled Alternative Veterans Exemption, §154-15. Home value cap; Gold Star Parents of the CODE of the Town of Somers as follows:

## MARCH 10, 2022 –REGULAR MEETING

The Supervisor said that it is order for the Board to open a public hearing with regard to a proposed Local Law to amend Chapter 158 entitled Vehicles and Traffic §158-8 entitled Shopping centers designated and §158-10 entitled No parking areas; fire lanes; fire hydrants of the CODE of the Town of Somers

7:05 PM – hearing open  
7:05 PM – meeting reconvened

### PUBLIC COMMENT:

Francoise Stein, Somers, stated her objections to the proposed improvement of Bailey Park.

Ms. Anita Krusko, Somers, stated her objections to the proposed improvement of Bailey Park.

Ms. Barbara Tepper, stated her objections to the proposed development of a Miniature Golf Course in Heritage Hills.

There being no one else to be heard on motion of Supervisor Morrissey, seconded by Councilman Garrity, public comment session was declared closed.

The first item on the agenda was the approval of minutes.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby approve the February 3, 2022 Work Session and the February 10, 2022 Regular Meeting

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

The Supervisor said that the next item on the agenda was the Town of Somers Covid-19 update. He pointed out the new and current case numbers with in the County and the Town.

The next item was a presentation by North Edge Realty Corporation with regard to a proposed housing development to be located on Route 6. Mr. Gus Boniello, Developer, Mr. Richard O'Rourke, Applicant's Attorney and Mr. Tim Allen, Bibbo Associates, Applicant's Engineer, discussed the proposed project with the Town Board and answered questions.

## MARCH 10, 2022 –REGULAR MEETING

The Supervisor said that the next item on the agenda was discussion with regard to Hometown Heroes Banner Program. He explained the program that was brought to him by the Somers Volunteer Fire Department. He continued that it was also a proposed Eagle Scout Project that was already in the development phase. The Supervisor said that he would have both groups get together to discuss joining efforts.

The next item on the agenda was proposal from the New York Power Authority to conduct an audit for their Direct Install Lighting Program in the amount of \$3,000.00. Councilman Garrity stated that he would be recusing himself from that matter.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the proposal from the New York Power Authority to conduct an audit for their Direct Install Lighting Program in the amount of \$3,000.00 per referral from Robert Kenoe, Director of Finance.

Councilman Garrity recused

The Supervisor said that next item was request for permission to solicit Request for Proposal for the installation of a permeant outfield fence, backstop, and safety fence work at the Van Tassell Baseball/Softball Field.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Board does hereby authorize the solicitation of Request for Proposal for the installation of a permeant outfield fence, backstop, and safety fence work at the Van Tassell Baseball/Softball Field per memo dated March 3, 2022 from Steven Ralston, Superintendent of Parks and Recreation.

The next item was request purchase Discover Center Playground piece, for the Reis Park tot playground, to replace the pieces donated in 2002 that are in disrepair and allocate \$15,000.00 from Recreation Fees to include the above purchase, installation, safety surfacing, and old equipment removal.

Thereupon motion of Councilman Garrity, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Board does hereby authorize the purchase Discover Center Playground piece, for the Reis Park tot playground, to replace the pieces donated in 2002 that are in disrepair and allocate \$15,000.00 from Recreation Fees to include the above

## MARCH 10, 2022 –REGULAR MEETING

purchase, installation, safety surfacing, and old equipment removal per memo dated March 3, 2022 from Steven Ralston, Superintendent of Parks and Recreation.

The Supervisor said that the next item on the agenda was to create a budget for playground equipment.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize an increase of \$456.00 to the \$157,000.00 Budget for Playground Equipment approved in the February 2021 Town Board meeting to be funded by Recreation Fees per memo dated February 28, 2022 from Robert Kehoe, Director of Finance.

The next item on the agenda was to create a budget for the NYSERDA Grant. Councilman Garrity stated that he would be recusing himself from that discussion.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was,

RESOLVED, that the Town Board does hereby approve a budget of \$110,000.00 for the NYSERDA (\$50,000.00) Grant received in 2018 per memo dated February 28, 2022 from Robert Kehoe, Director of Finance.

Councilman Garrity recused

### PERSONNEL:

#### Current Vacancies:

Affordable Housing Board (1- 2-year term ending 7/11/2022.)  
Architectural Review Board (1- 3-year term ending 3/31/2023.)  
Assessment Board of Review (1- 5-year term ending 9/30/2023.)  
Parks and Recreation Board (1- 3-year term ending 03/09/2025.)  
Partners in Prevention (2- 3-year terms ending 12/31/2022.)  
Partners in Prevention (2- 3-year terms ending 12/31/2023.)

#### Upcoming Vacancies - Terms Expiring in 2021:

Parks and Recreation Board (1- 3-year term ending 03/09/2022.)

Thereupon motion of Councilman Garrity, seconded by Councilman Faulkner, it was unanimously,

MARCH 10, 2022 –REGULAR MEETING

RESOLVED, that the Town Board does hereby appoint Ms. Kate O'Keefe to the Architectural Review Board to a 3 year term ending March 31, 2023.

Supervisor Scorrano stated that he would be recusing himself from voting on the following item.

Thereupon motion of Councilman Garrity, seconded by Councilman Faulkner, it was

RESOLVED, that the Town Board does hereby appoint Mr. Michael Scorrano to the Somers Energy Environment Committee which serves at the pleasure of the Town Board.

Supervisor Scorrano recused

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby acknowledge the resignation of Frederic Peace as a member of the Somers Assessment Board of Review effective February 28, 2022.

The Supervisor explained that item number 7 of the Consensus Agenda was being moved. Councilman Garrity explained he would be recusing himself from voting on that item.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was,

RESOLVED, that the Town Board does hereby schedule a public hearing for the NYStretch Energy Code for April 21, 2022.

Councilman Faulkner stated that there was an email from former Councilman Patrick Desena urging the Board to adopt a resolution of support of the People in the Ukraine

Thereupon motion of Councilman Faulkner, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby adopt a resolution in support of the people of Ukraine

WHEREAS, the free and independent country of Ukraine is being unjustly and ruthlessly invaded by the Russian military; and

WHEREAS, the citizens of Ukraine are showing remarkable courage in the face of overwhelming lethal force; and

MARCH 10, 2022 –REGULAR MEETING

WHEREAS, freedom-loving people and governments worldwide are uniting in support of the Ukrainian people; and

WHEREAS, all levels of government in free countries have the opportunity to express their support for the courageous people of Ukraine;

NOW, THEREFORE RESOLVED, that the Town Bboard of the Town of Somers, speaking on behalf of the people of Somers, hereby express their support for the people and government of Ukraine.

The Supervisor said that the next item on the agenda was the consensus agenda. He said number 7 had been moved forward.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

1. RESOLVED, that the Town Board does hereby accept the following Bond per January 27, 2022 memo from Steve Woelfle, Engineering Department:

- a. \$500.00 Erosion Control Bond – Stormwater Management and Erosion and Sediment Control Permit, Boniello Land and Realty Ltd. TM: 48.13-1-47

2. RESOLVED, that the Town Board does hereby authorize the return of the following Bonds per February 22, 2022, march 2, 2022, and March 3, 2022 memos from Steven Woelfle, Engineering Department:

- a. \$500.00 Erosion Control Bond – Deutsch Wetland/Stormwater Management and Erosion and Sediment Control/Tree Preservation Permit #AWSMESCT2017-48, TM: 48.09-1-22

- b. \$300.00 Erosion Control Bond – Fullerton Wetland and Stormwater Management and Erosion and Sediment Control Permit #WSMESC2021-23, TM: 16.13-1-14

- c. \$300.00 Erosion Control Bond – Immediato Wetland Permit #W2019-01, TM: 1606-3-30

3. RESOLVED, that the Town Board does hereby authorize transfer of the following Bonds per January 27, 2022 memo from Steve Woelfle, Engineering Department:

- a. \$500.00 Erosion Control Bond – TA Transporters Inc., Parcel: 37.13-1-2

- b. \$586.00 Erosion Control Bond – Emanuel Hatjygeorge,

MARCH 10, 2022 –REGULAR MEETING

- Parcel: 6.16-1-2.2
- c. \$500.00 Erosion Control Bond – Ten Star Development, LLC,  
Parcel: 28.06-1-25
- d. \$10,000.00 Tree Cutting Clearing Limit Bond – Ten Star Development,  
Parcel: 28.06-1-25
4. RESOLVED, that the Town Board does hereby authorize the following SEQRA/Professional Service Fee refund per February 16, 2022 memo from Steve Woelfle, Engineering Department:
- a. \$13,439.81 Heritage Hills Sewage Treatment Plant Upgrade,  
TM: 17.10-10-18
5. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the extended contract for the expanded In-Home Services for the Elderly Program (EISEP) between the Town of Somers and Westchester County for the period of April 1, 2021 through December 31, 2021, per memo dated February 18, 2022 from Barbara Taberer, Seniors and Nutrition Program Director.
- RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the contract for the HDC5 funding for the HIC-2 Nutrition Program HDC2 for the period beginning retroactive to December 27, 2020 and continuing through September 30, 2022 in the amount of \$20,308.00 per memo dated February 15, 2021 from Barbara Taberer, Seniors and Nutrition Program Director.
6. RESOLVED, that the Town Board does hereby approve and execute the semi-annual maintenance plan with Gentech LTD for servicing the six (6) Sewer District Pump Station emergency power generators and transfer switches in the amount of \$3,420.00 (\$285.00 per generator) with repairs being billed separately per memo dated February 1, 2022 from Adam Smith, Superintendent of Water & Sewer.
7. REMOVED
8. RESOLVED, that the Town Board does hereby authorize the 2022 License Application Renewal to Collect Refuse within the Town of Somers for City Carting, Oak Ridge Hauling, and AAA Carting & Rubbish per memo dated January 31, 2022 from Patricia Kalba, Town Clerk.
9. RESOLVED, that the Town Board does hereby refer request to purchase one parcel from the Town of Somers, 6 Valley Dr E - Lot 1605-2-12 located next to 7 N Parkway Drive, Shenorock, to the Assessor, Highway Department, Open Space Committee, Parks and Recreation, and the Planning and Engineering Department for evaluation.



MARCH 10, 2022 –REGULAR MEETING

10. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Renewal Contract for the Town's 2022 Tax Map Maintenance with CAI Technologies, per email from Teresa Stegner, Assessor, dated February 25, 2022.
11. RESOLVED, that the Town Board does hereby authorize the Supervisor to accept Somers Town Tax Warrants for 2022.
12. RESOLVED, that the Town Board does hereby authorize 2021 Budget Transfers and Modifications per email dated March 2, 2022 from Robert Kehoe, Director of Finance.

(See Attached)

Claims for the payment of all Town Bills in the amount of \$851,485.75 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Morrissey, seconded by Councilman Ciriaco, the meeting was adjourned at 8:15 PM

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Town Clerk

Sent to:  
TB, TA, TC  
6/7/2022  
KV

APRIL 7, 2022 – WORK SESSION

Minutes of a work session of the Town Board of the Town of Somers held on Thursday evening April 7, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco – (via Zoom)
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, the meeting was adjourned to an executive session at 6:00 PM with regard to personnel and interview to return that evening.

7:00 PM – meeting reconvened

This being a work session the following action were taken:

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the change order for the Janitorial Cleaning Services to include the Town House and Annex Buildings with Kencal Maintenance Corporation in the amount of \$870.00 per month.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the solicitation of Request for Proposals for the replacement of the carpet in the Somers Library children's room with carpet tiles per memo dated March 31, 2022 from Thomas J. Tooma, Jr., Building Inspector.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

APRIL 7, 2022 – WORK SESSION

RESOLVED, that the Town Board does hereby authorize the solicitation of Request for Proposals for the E-Rate Application being submitted to update some of the wiring in the Somers Library building per memo dated March 31, 2022 from Thomas J. Tooma, Jr., Building Inspector.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize appointment of Nicholas Pasalides to the Somers Partners in Prevention Committee to fill an unexpired three-year term ending December 31, 2023.

The Town Board reviewed the Wetland and Water Course Protection Permit Application – DEC – Copper Sulfate Treatment Areas and had no comments to submit. This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 7:55 PM.

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Town Clerk

Sent to:  
TB, TA, TC  
6/7/2022  
KO

## APRIL 21, 2022 – PUBLIC HEARING

Minutes of a public hearing of the Town Board of the Town of Somers held on Thursday evening April 21, 2022 at 7:03 PM at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that this was a public hearing with regard to a proposed Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020.

The Town Clerk presented affidavit of public notice of the public hearing that appeared in the Somers Record on April 7, 2022 and posted on the Town Clerk's bulletin board the same day.

The Supervisor declared the hearing open and asked for comments from the public.

There being no one to be heard on motion of Supervisor Scorrano, seconded by Councilman Faulkner, the public hearing was declared closed at 7:04 PM.

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Town Clerk

APRIL 21, 2022 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening April 21, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano state that it was in order for the Board to enter into an executive session with regard to personnel and contract.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

The Supervisor said that it was in order to open a public hearing with regard to proposed Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020.

7:03 PM – hearing opened

7:04 PM – meeting reconvened

The Supervisor said that it was in order to adopted a Negative Declaration with regard to proposed Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was

RESOLVED, that the Town Board does hereby adopt a Negative Declaration with regard to proposed Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020.

Councilman Garrity abstained

Sent to:  
TB, TA, TC  
6/7/2022  
KO

APRIL 21, 2022 – REGULAR MEETING

The Supervisor said that it was in order to adopt a Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was

RESOLVED, that the Town Board does hereby adopt a Local Law to add a new Chapter to the CODE of the Town of Somers with regard to the provisions of the NYStretch Energy Code-2020 as follows:

A LOCAL LAW adding provisions for a local energy code under Chapter 75 of the Code of the Town of Somers;

BE IT ENACTED by the Town Board of the Town of Somers as follows:

**Section 1. Recitals and Legislative Intent**

The New York State Energy Conservation Construction Code (hereinafter referred to as the “State Energy Code”) is adopted by the State Fire Prevention and Building Code Council (hereinafter referred to as the “Code Council”) pursuant to Article 11 of the Energy Law.

The State Energy Code includes the provisions contained in Part 1240 of Title 19 of the New York Codes, Rules and Regulations (hereinafter referred to as “Part 1240”) and the publications incorporated by reference in Part 1240.

The publications currently incorporated by reference in Part 1240 include, but are not limited to, the 2020 edition of the Energy Conservation Construction Code of New York State (hereinafter referred to as the “2020 ECCCNY”) and the 2016 edition of ASHRAE 90.1 (hereinafter referred to as “ASHRAE 90.1-2016”).

The 2020 ECCCNY is based on the 2018 edition of a publication entitled International Energy Conservation Code (hereinafter referred to as the “2018 IECC”).

The New York State Energy Research and Development Authority (hereinafter referred to as “NYSERDA”) has issued a publication entitled NYStretch Energy Code 2020, Version 1.0, dated July 2019 (hereinafter referred to as “NYStretch”). NYStretch modifies (i.e., amends, replaces, replaces and renames, or adds to) certain sections, certain tables, and a certain appendix in the 2018 IECC; adds certain sections, certain tables, and certain appendices to the 2018 IECC; modifies (i.e., adds to, amends, or replaces) certain sections and certain tables in ASHRAE 90.1- 2016; and adds certain new sections to ASHRAE 90.1-2016.

Studies commissioned by NYSERDA indicate that modifying the State Energy Code in

## APRIL 21, 2022 – REGULAR MEETING

the manner contemplated by NYStretch can result in significant savings in energy usage and energy costs.

Article 11 of the Energy Law authorizes municipalities to adopt local energy conservation construction codes that are more stringent than the State Energy Code.

The Town of Somers desires to adopt as its local energy conservation construction code the State Energy Code as modified in the manner contemplated by NYStretch.

### **Section 2. Adoption of Local Energy Conservation Construction Code**

The Town of Somers hereby adopts, as its local energy conservation construction code, the State Energy Code as modified in the manner contemplated by NYStretch. Such local energy conservation construction code shall consist of the provisions currently set forth in Part 1240 and in the publications currently incorporated by reference in Part 1240; provided, however, that the 2020 ECCCNY and ASHRAE 90.1-2016 shall be deemed to be modified as follows:

- (a) in each case where a section, table, or appendix in the 2018 IECC is modified by NYStretch, the corresponding section, table, or appendix in the 2020 ECCCNY shall be deemed to be modified in the same manner;
- (b) in each case where a section, table or appendix is added to the 2018 IECC by NYStretch, such section, table, or appendix shall be deemed to be added to the 2020 ECCCNY, subject to the following exception: Section R403.6.2, which is added to the 2018 IECC by section 3.11 of NYStretch, shall not be deemed to be added to the 2020 ECCCNY;
- (c) each section or table in ASHRAE 90.1-2016 that is modified by NYStretch shall be deemed to be so modified; and
- (d) each section added to ASHRAE 90.1-2016 by NYStretch shall be deemed to be added to ASHRAE 90.1-2016.

A copy of NYStretch is annexed hereto and made part hereof.

### **Section 3. Applicability**

The local energy conservation construction code, as hereby adopted, shall be applicable to all buildings constructed, substantially renovated, or altered in the Town of Somers on or after the effective date of this local law and to all additions to buildings in the Town of Somers made on or after the effective date of this local law. However, pursuant to Energy Law § 11-109(2):

- (a) if a copy of this local law is filed with the New York State Department of State, Division of Building Standards and Codes, as Secretariat for the Code

## APRIL 21, 2022 – REGULAR MEETING

Council, within thirty days after adoption of this local law, and if the Code Council shall substantially determine that the local energy conservation construction code as hereby adopted is not more restrictive than the State Energy Code, then on and after the date of such determination the local energy conservation construction code as hereby adopted shall no longer be enforced and the State Energy Code shall be applicable and shall be enforced in the Town of Somers; and

- (b) if a copy of this local law is not filed with the New York State Department of State, Division of Building Standards and Codes, as Secretariat for the Code Council, within thirty days after adoption of this local law, then the local energy conservation construction code as hereby adopted shall not be enforceable until and unless the Code Council shall determine that such local energy conservation construction code is more restrictive than the State Energy Code, and until and unless the Code Council shall make such determination the State Energy Code shall be applicable and shall be enforced in the Town of Somers.

### **Section 4. Severability**

If any section, subsection, subdivision, paragraph, clause or phrase in this local law, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this local law, or any part thereof. The Town Board hereby declares that it would have passed each section subsection, subdivision, paragraph, sentence, clause, or phrase of this local law, irrespective of the fact that one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases may be declared invalid or unconstitutional.

### **Section 5. Authority**

This local law is adopted pursuant to Energy Law §11-109(1) and Municipal Home Rule Law §10.

### **Section 7. Effective Date**

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

Councilman Garrity abstained

### **PUBLIC COMMENT:**

Mr. Robert Madigan, Somers, asked the Town Board to look into a timeline and funding with regard to the two abandoned bridges within the Town of Somers.



## APRIL 21, 2022 – REGULAR MEETING

There being no one else to be heard on motion of Councilman Garrity, seconded Councilman Ciriaco, public comment was declared closed.

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

The first item on the agenda was an update by the Supervisor with regard to Covid-19 and the infection rates in the Town and County.

The Supervisor said that the next item on the agenda was an update by Patty D'Agostino and Marissa Moran of New Dawn Family Resource Center.

The next item was an update by Don Bleasdale with regard to Somers Energy Environment Committee.

The next item on the agenda was to authorize the solicitation of bids for Used Office Equipment and the disposal of any items.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the solicitation of bids for Used Office Equipment and the disposal of any items that are not bid per memo dated April 12, 2022 from Patricia Kalba, Town Clerk. A complete list of items will be available for review on or before April 28, 2022.

The Supervisor said that the next item on the agenda was the re-solicitation of Bids for the replacement of new Library windows in the children's room, downstairs, Director's office, staff area and breakroom.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-solicitation of Bids for the replacement of new Library windows in the children's room, downstairs, Director's office, staff area and breakroom per memo dated April 14, 2022 from Thomas J. Tooma, Building Inspector.

The next item was the re-solicitation of Bids for propane storage tanks required for the 100kw generator at the Library.

APRIL 21, 2022 – REGULAR MEETING

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirieco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the re-solicitation of Bids for propane storage tanks required for the 100kw generator at the Library per memo dated April 14, 2022 from Thomas J. Tooma, Building Inspector.

PERSONNEL:

Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2022.)
- b. Assessment Board of Review (1- 5-year term ending 9/30/2023.)
- c. Parks and Recreation Board (2- 3-year terms ending 03/09/2025.)
- d. Partners in Prevention (2- 3-year terms ending 12/31/2022.)
- e. Partners in Prevention (1- 3-year term ending 12/31/2023.)

Upcoming Vacancies - Terms Expiring in 2021:

- a. Parks and Recreation Board (2- 3-year terms ending 03/09/2022.)

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby acknowledge the retirement of Adam Smith, Superintendent of the Town of Somers Water and Sewer Department effective June 24, 2022. Adam has been with the Town of Somers for thirty-six (36) years.

The Supervisor said that the next item was a request to purchase a 2022 John Deere Gator 4x4 Quad by the Somers Police Department.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirieco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the purchase of a 2022 John Deere Gator 4x4 Quad in the amount of \$15,947.00 (on state bid contract) to replace the 2007 Kawasaki Mule 4x4. This item was approved in the Somers Police Department's 2022 Budget per memo dated April 15, 2022 from Brian Linkletter, Chief of the Somers Police Department.

The next item on the agenda was the consensus agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

APRIL 21, 2022 – REGULAR MEETING

1. RESOLVED, that the Town Board does hereby accept the following Performance Bond per March 15, 2022 memo from Steven Woelfle, Engineering Department:
  - a. \$2,500.00 Performance Bond – 10 Adson Way (NOV issued October 19, 2021),
    - i. TM: 5.20-2-10
2. RESOLVED, that the Town Board does hereby authorize the following SEQRA/Professional Service Fee refund per April 12, 2022 memo from Steve Woelfle, Engineering Department:
  - a. \$512.75 Heritage Hills Society Wetland Permit Application, West Hill
    1. Drive Culvert Replacement TM: 17.06-10-16
3. RESOLVED, that the Town Board does hereby acknowledge completion and receipt of the Town Justice Court Audit by our Certified Public Accountants PKF O'Connor Davies., LLP in accordance with Section 2019-a of the Uniform Justice Court Act for the year ending December 31, 2021.
4. RESOLVED, that the Town Board does hereby grant permission to approve and execute the proposal for the inspection and cleaning (sediment removal) of the Ross Drive 1.45-million-gallon water storage tank with Underwater Solutions Inc. in the amount of \$3,890.00 per memo dated March 24, 2022 from Adam Smith, Superintendent of Water & Sewer.
5. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the New York State Transportation Services Contract, for the period of April 1, 2022 through March 31, 2023 per memo dated April 15, 2022 from Barbara Taberer, Seniors and Nutrition Program Director.
6. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the annual proposal for Engineering Support from Woodard & Curran for 2022 based on the updated 2022 rate table, dated March 17, 2022.
7. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the annual proposal for Planning Department Support from Woodard & Curran for 2022 with an estimated average cost of \$7,000 per month, dated February 24, 2022.
8. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the annual proposal for Planning, Review and Development Services from Planning & Development Advisors for 2022 with no change in fees from 2021, dated March 7, 2022.

APRIL 21, 2022 – REGULAR MEETING

Claims for the payment of all Town Bills in the amount of \$940,816.10 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, the meeting was adjourned at 8:03 PM..

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Town Clerk

DRAFT

Sent to:  
TG, TA, TC  
6/7/2022  
KO

## MAY 5, 2022 – WORK SESSION

Minutes of a work session of the Town Board of the Town of Somers held on Thursday evening May 5, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, the meeting was adjourned to an executive session at 6:00 PM with regard to personnel and contracts to return that evening.

7:00 PM – meeting reconvened

This being a work session the following action were taken:

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby declare May 8-14, 2022 “Turquoise Takeover Week” to raise crucial awareness of the leading cancer killer and rally support to stand against lung cancer in Town of Somers and across the nation.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby acknowledge the retirement of Vicki DiSanto, Head of Children’s Services, Children’s Librarian II of the Somers Library effective April 30, 2022. Vicki has been with the Town of Somers for fifteen (15) years.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

MAY 5, 2022 – WORK SESSION

RESOLVED, that the Town Board does hereby acknowledge the resignation of Flo Bradley as a member of the Somers Energy Environment Committee which serves at the pleasure of the Town Board and make her a guest member effective April 16, 2022.

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned at 8:25 PM.

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Town Clerk

DRAFT

Sent to:  
TB, TA, TC  
6/7/2022  
KD

## MAY 12, 2022 – REGULAR MEETING

Minutes of a regular meeting of the Town Board of the Town of Somers held on Thursday evening May 12, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

### ROLL CALL:

PRESENT:	Supervisor	Robert G. Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

### ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

Supervisor Scorrano state that it was in order for the Board to enter into an executive session with regard to personnel and contract.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contract at 6:00 PM to return that evening.

7:00 PM – meeting reconvened

### PUBLIC COMMENT

Ms. Barbara Tepper, President of Somers Library Board of Trustees, stated that she was very happy to see that vehicle charging stations in the Park. She said that she was a resident of Heritage Hills and she would like the street names in Heritage Hills to be reestablished and expanded. She said that they were helpful, especially when giving direction.

There being no one else to be heard on motion of Councilman Garrity, seconded Councilman Ciriaco, public comment was declared closed.

The Town Clerk presented monthly reports from the Town Clerk, Building Inspector, Zoning Board of Appeals, Plumbing, Bureau of Fire Prevention, Parks and Recreation, Planning and Engineering, Tax Receiver and Director of Finance.

The first item on the agenda was an update by the Supervisor with regard to Covid-19 and the infection rates in the Town and County.

The Supervisor said that the next item on the agenda was an update by Nicholas DeVito, Superintendent of Highways.

MAY 12, 2022 – REGULAR MEETING

The next item was a National Preservation Month presentation by Grace Zimmerman, Somers Historical Society.

The next item on the agenda was a conceptual development presentation by Plum Brook Realty, LLC to be located on New York State Route 100.

The Supervisor said that the next item on the agenda was with regard to the Heritage Hills Shelter and License Agreement between the Heritage Hills Society, Ltd. and the Town of Somers.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Heritage Hills Shelter and License Agreement between the Heritage Hills Society, Ltd. and the Town of Somers.

The next item was with regard to the Evoke Systems Subscription Service Agreement for the collection of fees related to the Electric Charging Stations located at Van Tassell and Reis Park and discuss fees, if any, for public use. Councilman Garrity stated that he would be recusing himself from that discussion.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was,

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Evoke Systems Subscription Service Agreement for the collection of fees related to the Electric Charging Stations located at Van Tassell and Reis Park.

Councilman Garrity recused.

The Supervisor said that the next item was with regard to the placement of carpet tiles in the Main Room and Teen Room of the Somers Library.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby award bid and authorize the Supervisor to execute a contract to place carpet tiles in the Main Room and Teen Room of the Somers Library in the amount of \$10,095.00 with Kanter's Carpet per memo dated May 9, 2022 from Thomas J. Tooma, Building Inspector.

The next item on the agenda was a discussion by the Board with regard to the combined date for the July Work Session and Regular Meeting. It was agreed that the meeting would be held on July 21, 2022.



## MAY 12, 2022 – REGULAR MEETING

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, it was unanimously,

RESOLVED, that the Town Board does hereby combine and reschedule the July 7, 2022 Work Session and July 14, 2022 Regular Meeting to July 21, 2022.

The Supervisor said that the next item on the agenda was a discussion by the Board with regard to the combined date for the August Work Session and Regular Meeting. It was agreed that the meeting would be held on August 11, 2022.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby combine the August 4, 2022 Work Session and August 11, 2022 Regular Meeting to August 11, 2022.

### PERSONNEL:

#### Current Vacancies:

- a. Affordable Housing Board (1- 2-year term ending 7/11/2022.)
- b. Assessment Board of Review (1- 5-year term ending 9/30/2023.)
- c. Library Board of Trustees (1 – 5-year term ending 12/31/2025.)
- d. Parks and Recreation Board (2- 3-year terms ending 03/09/2025.)
- e. Partners in Prevention (2- 3-year terms ending 12/31/2022.)
- f. Partners in Prevention (1- 3-year term ending 12/31/2023.)

#### Upcoming Vacancies - Terms Expiring in 2021

- a. Affordable Housing Board (2- 2-year terms ending 7/11/2022.)

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the hiring of Mr. Donald Spinelli as Part-Time Availability (PTA) Chauffeur for the Somers Senior Adult / Nutrition Department at an hourly rate of \$17.50 per memo dated May 3, 2022 from Barbara Taberer, Seniors and Nutrition Program Director effective May 5, 2022.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the hiring of Farah Cleary, for the position of full-time Recreation Leader in the Parks and Recreation Department effective May 20, 2022 with a delayed start date of June 6, 2022 and in accordance with the CSEA Contract Appendix B at Grade 4A, Step 6 at an annual salary of \$57,742.00 contingent upon the successful results of a physical, drug test, reference, background, and

MAY 12, 2022 – REGULAR MEETING

driver license checks per memo dated May 5, 2022 from Steven Ralston, Superintendent of Parks and Recreation.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirieco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the reappointment of Christopher McCormack to the Somers Parks and Recreation Board to a three-year term ending March 9, 2025.

The next item on the agenda was a request to purchase a Ver-Mac variable message board with radar by the Somers Police Department.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Clinchy, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the purchase a Ver-Mac variable message board with radar, Model PCMS-548/HYD-LE in the amount of \$18,500.00 per memo dated May 4, 2022 from Brian Linkletter, Chief of the Somers Police Department.

The next item on the agenda was the consensus agenda.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

1. RESOLVED, that the Town Board does hereby authorize the following SEQRA/Professional Service Fee refund per April 21, 2022 memo from Steve Woelfle, Engineering Department:
  - a. \$5,000.00 Algonquin Gas Transmission LLC Atlantic Bridge Project Refund of SEQRA/Professional Service Fee, Ms. Tammy Keith, Enbridge, 70 East Johnson Avenue, Cheshire, CT 06410
2. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the IIIB Transportation Services Contract, for the period of January 1, 2022 through December 31, 2022 per memo dated April 18, 2022 from Barbara Taberer, Seniors and Nutrition Program Director.

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the IIIC and corresponding NSIP funding contracts for period beginning January 1, 2022 and continuing through December 31, 2022 per memo dated April 18 2022 from Barbara Taberer, Seniors and Nutrition Program Director.

MAY 12, 2022 – REGULAR MEETING

3. RESOLVED, that the Town Board does hereby declare May, 2022 as National Historic Preservation Month in the Town of Somers.
4. RESOLVED, that the Town Board does hereby award bid and authorize the Supervisor to execute a contract for the installation of a 100-kw generator in the Somers Library in the amount of \$80,000.00 with Light Electric per memo dated April 25, 2022 from Thomas J. Tooma, Building Inspector.
5. RESOLVED, that the Town Board does hereby authorize Supervisor to enter into an Intermunicipal Agreement (“IMA”) with the County of Westchester in order for the County to release \$175,000.00 from the East of Hudson WQIP Fund to partially fund the Town’s costs to construct a salt receiving, processing, and storing structure at the Somers Highway Garage pending the approval from the Westchester County Board of Legislators.
6. RESOLVED, that the Town Board does hereby authorize the solicitation of Request for Proposals to replace the original section of the Annex and Chimney Caps per memo dated April 22, 2022 from Thomas J. Tooma, Jr., Building Inspector.
7. RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Woodard and Curran Professional Engineering Services Proposal for the design and project oversight of the Town House HVAC system for time and materials not to exceed \$35,000.

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the 2022 Fireworks agreement between Garden State Fireworks, Inc and the Town of Somers in the amount of \$10,000.00.

8. RESOLVED, that the Town Board does hereby authorize the issuance of Building Permits for the Cobbling Rock Subdivision for the following lots per memo dated May 11, 2022 from Steven Woelfle, Principal Engineering Technician:

Cobbling Rock Road TM: 37.19-2-1, 37.19-2-2, 37.19-2-3, 37.19-2-4, 37.19-2-8, 37.19-2-9

Claims for the payment of all Town Bills in the amount of \$281,496.04 were presented and allowed for payment as shown on the Abstract of Audited Claims on file in the office of the Town Clerk.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, the meeting was adjourned to an executive session with regard to personnel and contracts at 8:30 PM, not to return that evening.

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Town Clerk

DRAFT

JUNE 2, 2022 – WORK SESSION

Minutes of a work session of the Town Board of the Town of Somers held on Thursday evening June 2, 2022 at 6:00 PM at the Town House, 335 Route 202, Somers, New York.

ROLL CALL:

PRESENT:	Supervisor	Robert Scorrano
	Councilman	Richard G. Clinchy
	Councilman	Thomas A. Garrity, Jr.
	Councilman	Anthony J. Ciriaco
	Councilman	William G. Faulkner

ABSENT:

Also present were Patricia Kalba, Town Clerk, Linda Verderame, Deputy Town Clerk and Roland A. Baroni, Jr., Town Attorney.

The Supervisor said that it was in order for the Board to enter into an executive session with regard to personnel and contracts.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Garrity, the meeting was adjourned to an executive session at 6:05 PM with regard to personnel and contracts to return that evening.

7:05 PM – meeting reconvened

This being a work session the following action were taken:

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby approve the purchase of ten (10) 64-gallon totters from CRP Sanitation at \$75.00 each for a total of \$750.00 for Food Waste Composting at the Somers Highway Department.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Ciriaco, it was unanimously,

RESOLVED, that the Town Board does hereby award bid and authorize the Supervisor to execute a contract for the installation of new windows in the children's room, downstairs, Director's office, staff area, and breakroom in the Somers Library in the amount of \$67,730.00 with Wiser Home Modeling per memo dated May 26, 2022 from Thomas J. Tooma, Building Inspector.

JUNE 2, 2022 – WORK SESSION

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby award bid and authorize the Supervisor to execute a contract for the gas used for the generator at the Somers Library in the amount of \$3,300.00 with Halstead Quinn per memo dated May 26, 2022 from Thomas J. Tooma, Building Inspector.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Faulkner, it was unanimously,

RESOLVED, that the Town Board does hereby authorize the expenditure of \$6,483.00 for the emergency replacement of the condenser for the air-cooling system in the Parks and Recreation Building

RESOLVED, that the Town Board does hereby authorize the end of the part-time availability Laborer title in the Town of Somers Highway Department for Anthony DeMillo and hire him as a Seasonal Laborer at an hourly rate of \$16.00 in the Town of Somers Water and Sewer Department per memo dated May 12, 2022 from Adam Smith, Superintendent of Water and Sewer, effective May 23, 2022.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirieco, it was unanimously,

RESOLVED, that the Town Board does hereby authorize hiring of John Kolesar as Somers Police Officer part-time, to work no more than 20 hours per week, at an hourly rate equivalent to 80% of the current police officer rate, per memo dated May 25, 2022 from Brian Linkletter, Chief of the Somers Police Department, effective June 4, 2022.

This being a work session no further actions were taken.

Thereupon motion of Supervisor Scorrano, seconded by Councilman Cirieco, the meeting was adjourned at 7:45 PM.

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Town Clerk

Sent to:  
TB, TA, TC 6/6/2022

**Kim DeLucia**

**From:** Kim DeLucia  
**Sent:** Friday, June 3, 2022 10:05 AM  
**To:** Roland Baroni - Stepehens Baroni Reilly Lewis LLP Patricia Kalba; Anthony Ciriaco (aciriaco@somersny.com); Bill Faulkner; Richard Clinchy; Robert Scorrano; Tom Garrity  
**Subject:** June 9, 2022 Regular Meeting Agenda Item: Memorial Garden in Reis Park

Please see below email. Mr. Ettere will present his request at the meeting.

Here is the related website:

<https://nicoleettereremembrancegardens.org/>

Thank you,  
Kim

**Kim DeLucia**  
Executive Assistant to  
Robert Scorrano, Town Supervisor  
TOWN OF SOMERS  
335 ROUTE 202  
SOMERS, NY 10589  
Phone: 914-277-3637  
Fax: 914-276-0082  
[WWW.SOMERSNY.COM](http://WWW.SOMERSNY.COM)

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**From:** ROY ETTERE  
**Sent:** Monday, May 16, 2022 2:28 PM  
**To:** Kim DeLucia <kdelucia@somersny.com>  
**Subject:** Memorial Garden in Reis Park

Hi Kim,

I was referred to you by Jennifer Daddio at the Somers Library. I had approached Jennifer about the idea of putting a small memorial garden near the library for those who have died by suicide. We created a garden in memory of our daughter and those in Putnam County who died by suicide and it was dedicated in September, 2021. We are working with NAMI New York State on a project to create and build these gardens throughout New York State as monies become available. This is something we were hoping to do next year.

Jennifer mentioned that it would be a town project and suggested I contact you.

If you would let me know when it would be convenient for me to call you, I can give you additional information and answer any questions.

Thank you,

Roy Ettere

Founder, The Nicole Ettere Memorial Gardens Foundation

Sent to:  
TB, TA, TC 6/6/2022  
KD

**Robert Scorrano**

**From:**  
**Sent:** Friday, April 8, 2022 8:15 AM  
**To:** Robert Scorrano  
**Cc:** Schirmer, Denise  
**Subject:** NY Watershed Protection funding  
**Attachments:** NYNJ Watershed Protection Act\_Municipality Resolution\_Hudson Valley revised.docx

Hello Robert,

I had discussed the attached proposed Town Board resolution with Tony. As a result, I'm reaching out to you and requesting to meet with the Town Board on the 21st to propose and discuss it. Should the funding bill pass, it would provide us with a source of federal funds, at no cost to the Town, to support stream and watercourse restoration projects, as well as possibly other sorts of environmental initiatives in Somers. I've been working fellow land trust Scenic Hudson, and their coordinator would be happy to accompany me and answer any questions regarding the act that the Board might have

Best Regards,

Michael



PROPOSED SOMERS TOWN BOARD  
RESOLUTION REGARDING NY-NJ Watershed Protection Act: H.R. 4677

WHEREAS, New York Congressman Tonko has proposed the NY-NJ Watershed Protection Act, a unique federal investment program to authorize \$50 million of federal funds to protect and restore all watersheds, including the Hudson River Watershed, that flow into New York-New Jersey Harbor and

WHEREAS, The Act has unanimous support among the Hudson Valley's Congressional delegation; and,

WHEREAS the Act would provide benefits to diverse stakeholders through the protection of fisheries and wildlife, conservation of natural resources on public and private lands, and provide various opportunities to improve the quality of life for community members throughout the region; and

WHEREAS, the Town of Somers lies within one of the most densely populated and economically important regions in the country, the proposed NY-NJ Watershed Act will provide considerable economic and environmental benefits locally, regionally and nationally; and

WHEREAS, watersheds provide drinking water, tourism and outdoor recreation, economic opportunities, as well as sustain critical wildlife and protect vital infrastructure from flooding and rising sea levels; and

WHEREAS, Somers would benefit from the Act as it would establish beneficial programs and award grants to help fund valuable restoration projects in our local community; and

WHEREAS, the New York City watershed is a vital natural resource both for the Town as well as throughout the state, protecting the region's drinking water and natural resources; and

WHEREAS, the Town of Somers has an opportunity to be a demonstrated environmental leader in the state, by supporting the NY-NJ Watershed Protection Act;

NOW THEREFORE, BE IT RESOLVED, that the Somers Town Board supports the passing of the NY-NJ Watershed Protection Act.

Sent to:  
TB, TA, TC  
6/6/2022  
KO

Woodard & Curran Engineering  
and Geological Services P.A. P.C.  
800 Westchester Avenue  
Suite N507  
Rye Brook, New York 10573  
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T 800.426.4262  
T 914.448.2266  
F 914.448.0147



## MEMORANDUM

TO: Town of Somers Town Board  
CC: Roland Baroni, Esq., David Smith  
FROM: Steven Robbins, P.E.  
DATE: June 3, 2022  
RE: Highway Department Salt Shed  
Site Plan Approval and SEQR

Woodard & Curran has been working with the Highway Department to develop a design for a replacement of the Highway Department's salt shed at the Highway Garage on Route 100. The existing Shed holds approximately 900 tons of salt, which is only enough for 2-3 winter storms. For better resiliency and protection of water quality from runoff, the Highway Department seeks to install a replacement salt shed that is capable of storing approximately 4,000 tons of salt.

This expanded salt storage will be adequate for a full winter season, under typical conditions, and will be more protective of water quality than the existing salt shed, as salt deliveries, processing, and transfer can be better scheduled and managed to not occur in inclement weather.

The existing wooden salt shed will be removed and will be replaced by a fabric-covered steel truss structure on a concrete block foundation. The building footprint is approximately 75 feet wide by 100 feet long, with a peak height of approximately 39 feet. The design includes a new loading pad for transferring stored salt to highway vehicles and resurfacing of a portion of the existing paved area.

The Highway Department intends to purchase the shed structure under an existing New York State contract and will self-perform the demolition and site work needed for the new structure.

To advance the permitting of this project, the Town Board needs to undertake the following actions:

- Undertake its SEQR obligations which include:
  - Declare itself Lead Agency under SEQR under an uncoordinated review
  - Identify the proposed action, the construction of a replacement salt shed, as an Unlisted Action.
  - Circulate materials to Involved Agencies, which in this case is just the Town's Engineering Department, Building Inspector, Zoning Board of Appeals (which will receive a referral from the Building Inspector), and Architectural Review Board.



- Review the Part 1 of the Environmental Assessment Form and prepare Part 2 and Part 3 of the EAF to determine the environmental significance of the proposed action.
  - If no Significant Impact is determined to result, prepare a Negative Declaration. If there is a Significant Impact from the proposed action, this would require preparation of an Environmental Impact Statement, or revisions to the project.
- Review the site plan and provide input and comment.
- After review and comment from other Involved Agencies, approve the Site Plan. This action is being undertaken by the Town Board as the funding agency for the project, instead of the Planning Board.

Attached are the following documents:

- Engineering Plans
- Stormwater Pollution Prevention Plan
- Application for Site Plan Approval
- Environmental Assessment Form – Part 1
- Environmental Assessment Form – Parts 2 and 3
- Lead Agency declaration

## **NOTICE OF SEQRA ACTIONS – Construction of Replacement Salt Shed**

### **Notice to Act as Lead Agency**

Issued by Town of Somers Town Board  
Westchester County, New York

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act (SEQRA)) of the New York State *Environmental Conservation Law* and Chapter 92 (Environmental Quality Review) of the *Code of the Town of Somers, New York*.

The Town Board of the Town of Somers, Westchester County, declares its intent to act as lead agency as part of an uncoordinated review for replacement of the existing Highway Department salt shed with a new larger salt storage shed.

The Somers Town Board at its meeting of June 9, 2022 declared itself Lead Agency with regard to this Proposed Action under the procedures and requirements of SEQRA and Chapter 92 of the Somers Town Code as part of an uncoordinated review.

The Proposed Action is an Unlisted Action under SEQRA as per Chapter 92 of the *Code of the Town of Somers* in conjunction with Article 24 of the *NYS Environmental Conservation Law*.

**PROPOSED LEAD AGENCY:** Town Board, Town of Somers

Somers Town House  
335 Route 202  
Somers, New York 10589

**TITLE OF ACTION:** Construction of Replacement Salt Shed

**DESCRIPTION OF ACTION:** Demolition of the existing salt shed and replacement with a new salt shed of larger capacity. The new salt shed will increase the stored volume of salt, providing improved resiliency to Highway Department operations and better protection of water quality from stormwater runoff due to less frequent delivery, treatment, and loading operations.

**LOCATION:** The Town of Somers, Westchester County New York

**SUPPLEMENTAL INFORMATION:**

Contact: David Smith, Director of Planning  
335 Route 202  
Somers, New York 10589

Telephone: 914-277-5366

Date of this Notice: June 9, 2022

**SEQR DISTRIBUTION LIST – Construction of Replacement Salt Shed**

**Involved Agencies:**

Town Board  
335 Route 202  
Somers, New York 10589  
Attn: Robert Scorrano, Supervisor

Zoning Board of Appeals  
335 Route 202  
Somers, New York 10589  
Attn: Victor Cannistra, Chairman

**Interested Agencies:**

Town Clerk  
335 Route 202  
Somers, New York 10589  
Attn: Patricia Kalba, Town Clerk

Highway Department  
335 Route 202  
Somers, New York 10589  
Attn: Nick De Vito, Superintendent

New York State Department of Environmental Conservation  
Division of Environmental Permits—Region 3  
21 South Putt Corners Road  
New Paltz, New York 12561-1696  
Attn: Kelly Turturro, Regional Director

New York City Department of Environmental Protection  
Bureau of Water Supply, SEQRA Coordination Section  
465 Columbus Avenue  
Valhalla, NY 10595  
Attn: Cynthia Garcia

Westchester County Planning Department  
148 Martine Ave  
White Plains, NY 10601  
Attn: Millie Magraw

**Others – Lead Agency Representatives:**

David Smith, Director of Planning  
Somers Town House  
335 Route 202  
Somers, New York 10589

Stephans, Baroni, Reilly & Lewis LLP  
175 Main Street  
White Plains, NY 10601  
Attn.: Roland A. Baroni, Esq

Project:

Date:

***Short Environmental Assessment Form***  
***Part 2 - Impact Assessment***

**Part 2 is to be completed by the Lead Agency.**

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 type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input 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 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 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 type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input 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 type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input type="checkbox"/>	<input type="checkbox"/>

Project:

Date:

### ***Short Environmental Assessment Form***

#### ***Part 3 Determination of Significance***

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.

---

 Name of Lead Agency

---

 Date

---

 Print or Type Name of Responsible Officer in Lead Agency

---

 Title of Responsible Officer

---

 Signature of Responsible Officer in Lead Agency

---

 Signature of Preparer (if different from Responsible Officer)

**TOWN OF SOMERS  
PLANNING BOARD  
APPLICATION FOR SITE PLAN APPROVAL**

Application Processing Affidavit must also be completed. Click here for form.

**I. IDENTIFICATION OF APPLICANT:**

- A. Owner: TOWN OF SOMERS - HIGHWAY Applicant: SAME AS OWNER  
Address: 250 ROUTE 100, SOMERS, NY Address: \_\_\_\_\_  
Tele #: 914-232-4848 Tele #: \_\_\_\_\_
- B. Architect: N/A Engineer: STEVE ROBBINS, WOODARD & CURRAN  
Address: \_\_\_\_\_ Address: 800 WESTCHESTER AVE, SUITE N507, RYE BROOK, NY  
Tele #: \_\_\_\_\_ Tele #: 914-380-3011
- C. Surveyor: N/A Tele #: \_\_\_\_\_  
Address: \_\_\_\_\_

**II. IDENTIFICATION OF PROPERTY:**

- A. Identifying Title: HIGHWAY GARAGE SALT SHED
- B. Tax Map Design: Sheet: 28.10 Block: 2 Lot(s): 2
- C. Zoning District: OLI (OFFICE AND LIGHT INDUSTRY)
- D. Street which property abuts: NYS ROUTE 100
- E. Does property connect directly into State or County highway? YES
- F. Is site within 500 feet of Town Boundary? NO
- G. Total area of site: 4.3 AC Area of site activity: 23,600 SF (0.54 AC)
- H. Site coverage: 44.3 % Building coverage: 9.6 %
- I. Affected Wetland Area 0 AC Wetland Buffer Area 0 AC
- J. Affected Steep Slope Area: 15%-25% 0 AC Over 25% 0 AC
- K. Existing building size: 4,225 SF New/additional building size: 7,500 SF
- L. Existing parking spaces: 0 New parking spaces: 0

**III. APPLICATION FEE:**

\$500 base fee plus \$50 per 1,000 sq.ft or part thereof plus \$25 per parking space to be paid by certified check to the Town of Somers.

Wetland Permit Fee: \$200 min. fee + \$100 per 5,000 sf. of regulated area or proposed area to be disturbed.

Steep Slope Fee: \$150 min. fee + \$75 per 10,000 s.f. of regulated area or proposed area to be disturbed.

Total Fee: \_\_\_\_\_ Date Paid: \_\_\_\_\_

**IV. DOCUMENTS TO BE SUBMITTED WITH THIS APPLICATION:**

Submit 14 copies of all correspondence and plans to the Planning Board.

- A. 14 copies of Site Plan with north arrow and location map drawn to scale of 1" = 1,000'.
- B. Survey Map defining precise boundaries of property.
- C. Copies of all existing and proposed deed restrictions or covenants applying to the property, including covenants and agreements restricting use, and establishing future ownership and maintenance responsibilities for all private roads, recreation and open space areas.
- D. Preliminary Architectural Drawings to be submitted to Planning Board prior to public hearing for referral to Building Inspector and Architectural Advisory Review Board.
- E. Environmental Assessment Form.
- F. Proof that taxes have been paid.

It is the responsibility of the applicant to be knowledgeable of the law. The following are available at the Town Clerks Office: Master Plan, Zoning Ordinance, Site Plan Regulations, State Environmental Quality Review (SEQR) and Environmental Quality Review, Wetland and Steep Slope Ordinances of the Town of Somers.

All revised plans shall be accompanied by a letter indicating what changes were made. All costs incurred by the Town for professional services and SEQR review will be paid by the applicant.

By submission of this application, the property owner agrees to permit Town Officials and their designated representatives to conduct on-site inspections in connection with the review of the proposal. The property shall be identified on site as being proposed for site plan approval.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Signature of Owner

Date: \_\_\_\_\_

Date: \_\_\_\_\_



# *Short Environmental Assessment Form*

## *Part 1 - Project Information*

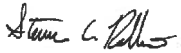
### Instructions for Completing

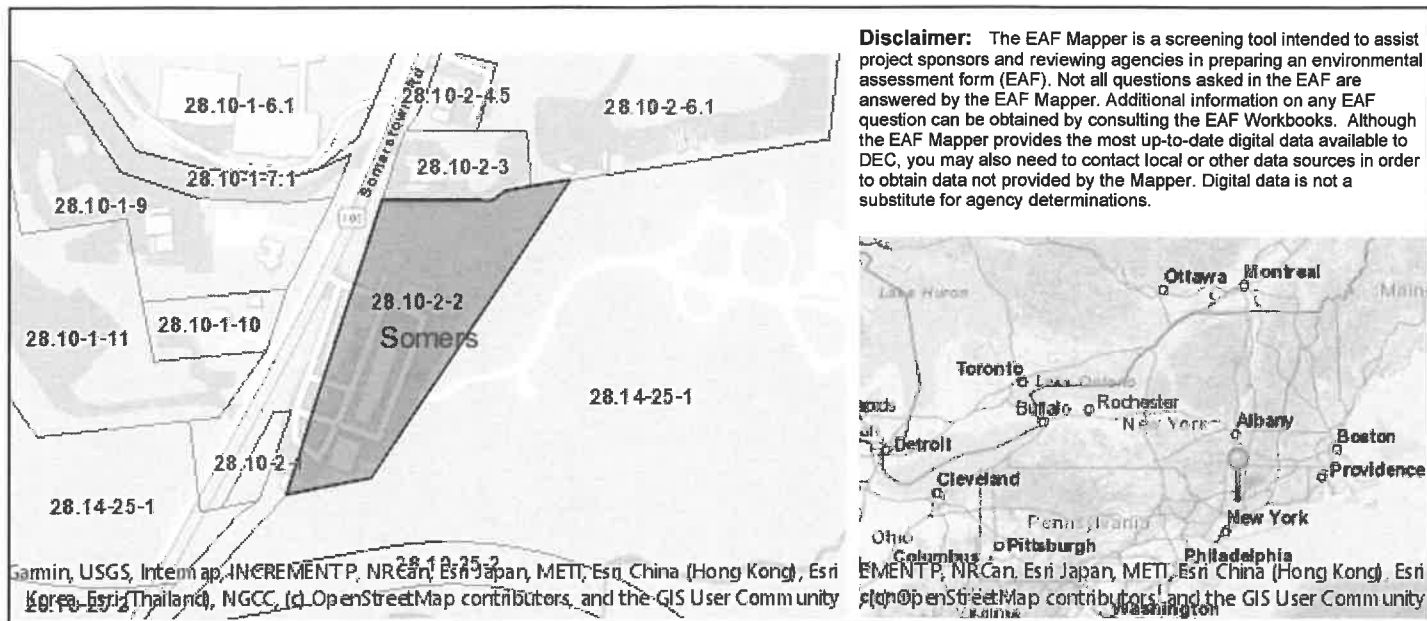
**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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: Construction of Replacement Salt Storage Shed			
Project Location (describe, and attach a location map): 250 Somerstown Turnpike (NY Route 100), Somers, NY 10589			
Brief Description of Proposed Action: Demolition of an existing highway department salt shed, associated loading dock, and equipment storage area. Construction of a new salt shed and associated loading dock. Grading activities to site new salt shed/loading dock and provide adequate site drainage.			
Name of Applicant or Sponsor:  Town of Somers - Highway      Attn: Nick DeVito, Highway Superintendent		Telephone: 914-232-4848  E-Mail: ndevito@somersny.com	
Address: 250 Route 100			
City/PO: Somers		State: NY	Zip Code: 10589
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 government Agency? If Yes, list agency(s) name and permit or approval: NYSDEC SPDES General Permit, NYCDEP, Somers Building Permit, Somers Zoning Board Approval		NO  <input type="checkbox"/>	YES  <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ 4.3 acres b. Total acreage to be physically disturbed? _____ 0.54 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 4.3 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Transportation, Institutional <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<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?	NO	YES	
If Yes, identify: _____	<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	
b. Are public transportation services available at or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<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 type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ Existing wetlands are located more than 300' east of the proposed action. The proposed action will not physically alter or encroach into these wetlands. _____			

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 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
Northern Long-eared Bat	<input type="checkbox"/>	<input checked="" type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	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?	NO	YES
If Yes,	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If Yes, briefly describe:		
Runoff from the proposed salt shed and surrounding disturbed areas will be conveyed via overland flow to existing catch basins and/or an existing stormwater treatment pond. Stormwater runoff patterns will remain unchanged, no new impervious is proposed.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment:	<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?	NO	YES
If Yes, describe:	<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?	NO	YES
If Yes, describe:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>  Applicant/sponsor/name: <u>Steven Robbins, P.E.</u> Date: <u>6/2/2022</u>  Signature: <u></u> Title: <u>Consulting Town Engineer</u>		



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Northern Long-eared Bat
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

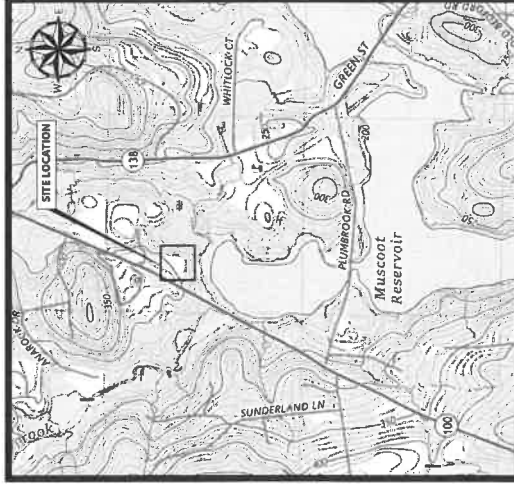
# TOWN OF SOMERS SOMERS, NEW YORK

## SOMERS SALT STORAGE SHED

MAY 25, 2022  
NOT FOR CONSTRUCTION




PROJECT LOCATION MAP



SITE LOCATION MAP  
SOURCE USGS TOPO QUADRANGLE  
SCALE: 1" = 100'

Sheet Number	Sheet Title	Sheet Description
1	G-000	COVER SHEET
2	G-001	GENERAL NOTES AND TIE LINES
3	G-002	CONTRACTOR'S MAP
4	G-003	EXISTING CONDITIONS, SITE PREPARATION, AND EROSION & SEDIMENT CONTROL PLAN
5	G-004	CONTRACTOR'S MAP
6	G-005	SITE DETAILS 1
7	G-006	SITE DETAILS 2



**Woodard  
& Curran**  
INCORPORATED  
1000 WEST 10TH AVENUE, SUITE 100  
DENVER, COLORADO 80202  
TEL: 303.733.8800  
WWW.WOODARD-CURRAN.COM

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NOT FOR CONSTRUCTION

TOWN OF SOMERS  
SOMERS, NEW YORK  
SOMERS SALT STORAGE SHED


DATE	BY	DESCRIPTION
05/25/2022	MM	01 - COMPLETION

DATE: MAY 25, 2022  
PAGE: 01 OF 07  
PROJECT: SOMERS SALT STORAGE SHED  
SHEET: G-000  
DRAWN BY: MM  
CHECKED BY: MM  
IN CHARGE: MM

COVER SHEET

DRAWING NO. **G-000**  
SHEET 1 OF 7





**Woodard  
& Curran**  
Woodard & Curran Engineers & Architects  
1000 North 10th Street, Suite 200  
Burlington, Vermont 05401  
802.255.1234 | www.woodardcurran.com

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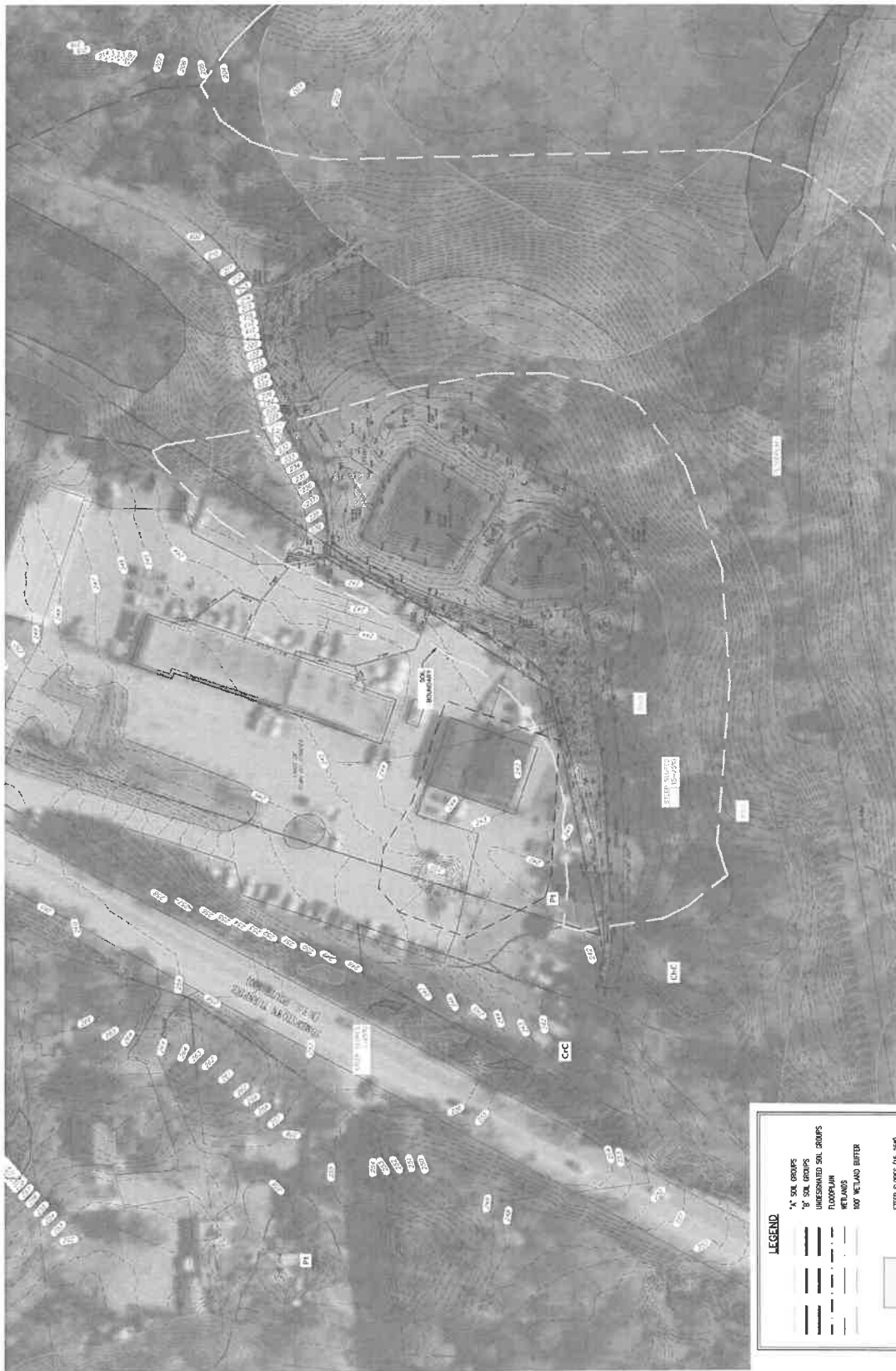
**TOWN OF SOMERS  
SOMERS, NEW YORK  
SOMERS SALT STORAGE SHED**

NO.	DATE	DESCRIPTION
1	11/18/23	ISSUED FOR PERMIT
2	11/18/23	ISSUED FOR PERMIT
3	11/18/23	ISSUED FOR PERMIT
4	11/18/23	ISSUED FOR PERMIT
5	11/18/23	ISSUED FOR PERMIT
6	11/18/23	ISSUED FOR PERMIT
7	11/18/23	ISSUED FOR PERMIT
8	11/18/23	ISSUED FOR PERMIT
9	11/18/23	ISSUED FOR PERMIT
10	11/18/23	ISSUED FOR PERMIT

**DESIGNED BY:** CO  
**DESIGNED BY:** CO  
**DESIGNED BY:** CO  
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**DESIGNED BY:** CO  
**DESIGNED BY:** CO  
**DESIGNED BY:** CO

**CONSTRAINTS MAP**

**G-002**  
SHEET 1 OF 2



40' 0' 40' 0' 40' 0'

1" = 40'

CHECK GRAPHIC SCALE BEFORE USING

**LEGEND**

1" SOIL GROUPS

2" SOIL GROUPS

UNSATURATED SOIL GROUPS

FLOODPLAIN

100 YEAR FLOOD

100 YEAR FLOOD BUTTER

STEP SLOPES (1:1-2:1)

STEP SLOPES (>2:1)



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**DATE: 08/08/2012**

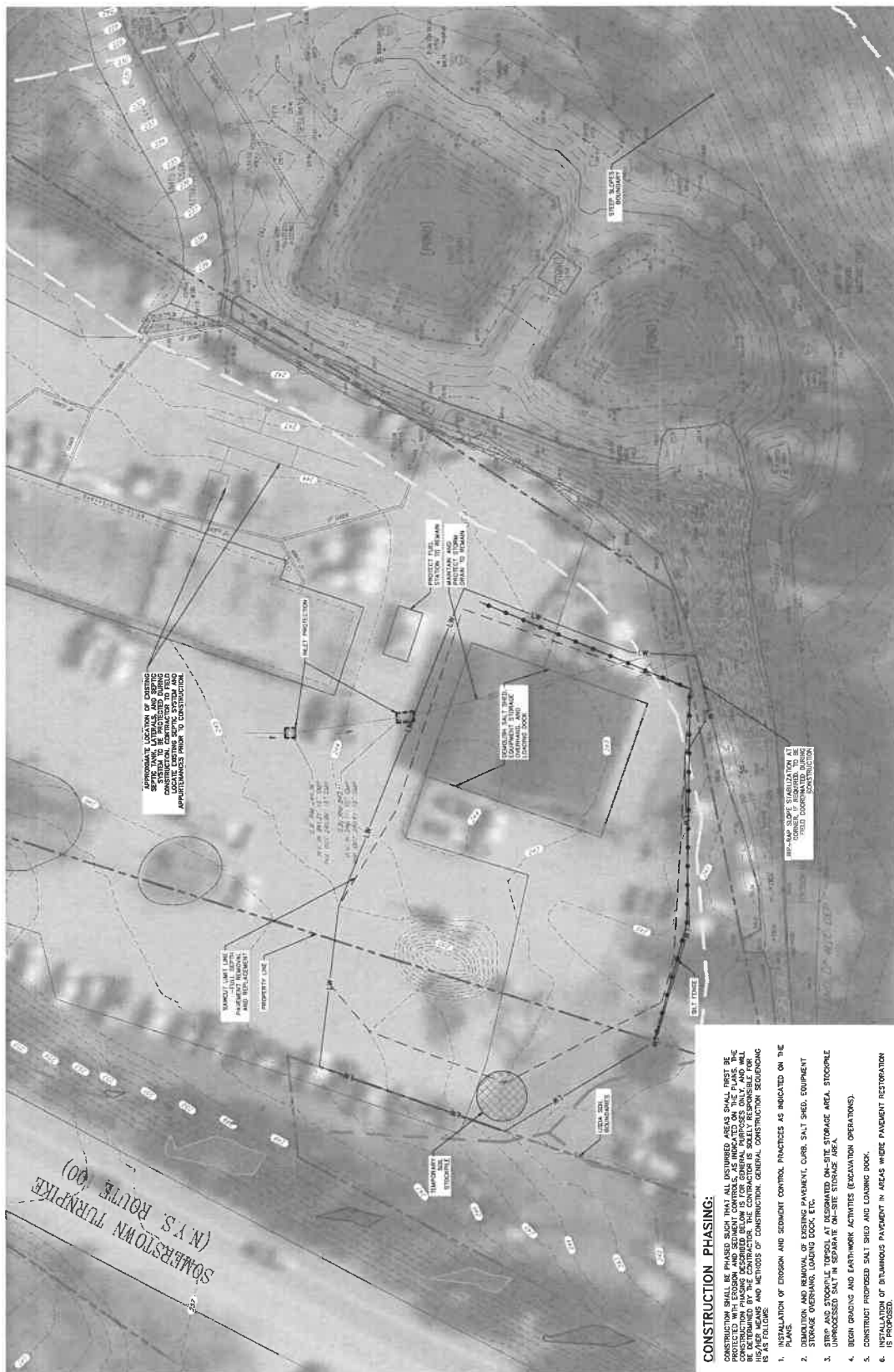
TOWN OF SOMERS  
SOMERS, NEW YORK  
SOMERS SALT STORAGE SHED

[illegible]

REF NO:	REF 17719.25
DATE:	MAY 18 2022
CALC:	1"-20"
DESIGNED BY:	CQ
DRAWN BY:	HR
RE-CHECK BY:	SK
FILE NAME:	REF 17719 C-106.dwg

**DRAWING TITLE:**  
**EXISTING CONDITIONS, SITE  
PREPARATION, AND EROSION  
& SEDIMENT CONTROL PLAN**

C-100



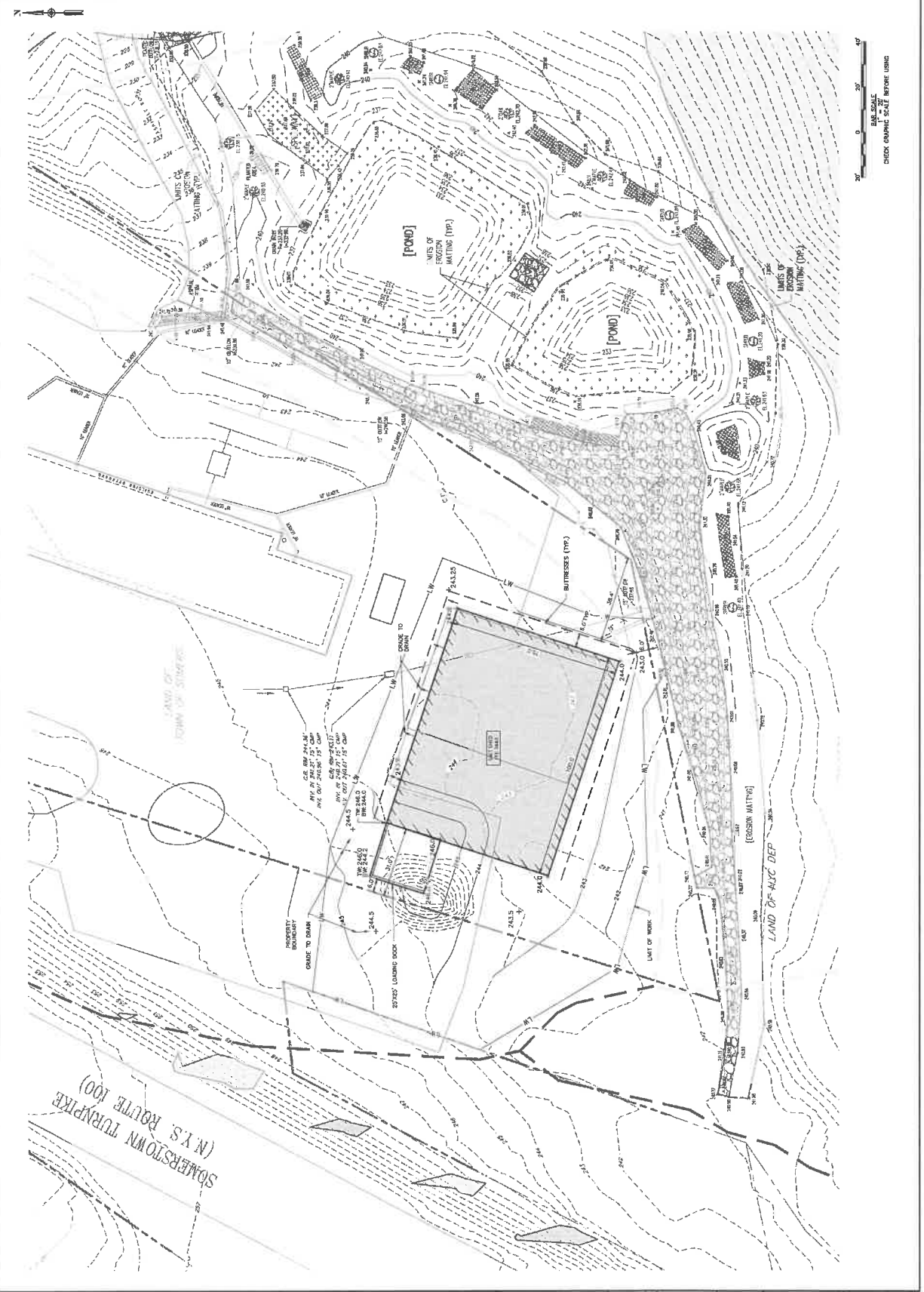
BAR SCALE  
1" = 20'


**CONSTRUCTION PHASING:**

CONSTRUCTION SHALL BE PHASED SUCH THAT ALL DISTURBED AREAS SHALL FIRST BE PROTECTED WITH EROSION AND SEDIMENT CONTROLS, AS INDICATED ON THE PLANS. THE CONSTRUCTION PHASING DESCRIBED BELOW IS FOR GENERAL PURPOSES ONLY, AND WILL BE DETERMINED BY THE CONTRACTOR. THE CONTRACTOR IS SOLELY RESPONSIBLE FOR THE SEQUENCING OF CONSTRUCTION PHASING. GENERAL CONSTRUCTION SEQUENCING SHALL BE AS FOLLOWS:

1. INSTALLATION OF EROSION AND SEDIMENT CONTROL PRACTICES AS INDICATED ON THE E.P.A. PLAN.
2. REMEDIATION AND REMOVAL OF EXISTING PAVEMENT, CURB, SALT SHED, EQUIPMENT STORAGE OVERHAUL, LOADING DOCK, ETC.
3. STRIPING AND PAINTING OF EXISTING DRIVEWAYS, SIDEWALKS, AND STAIRS.
4. REPAIRS TO EXISTING SALT STORAGE AREA AND SALT STORAGE AREA.
5. SOIL GRADING AND EARTHWORK ACTIVITIES (EVALUATION OPERATIONS).
6. CONSTRUCT PROPOSED SALT SHED AND LOADING DOCK.
7. INSTALLATION OF BITUMINOUS PAVEMENT IN AREAS WHERE PAVEMENT RESTORATION IS REQUIRED.
8. CLEAN RELINQUISH CONCRETE, PAVEMENT AND UNDERPAVER INFRASTRUCTURE OF ALL REPAIRS AND SEDIMENT.
9. ACHIEVE PERMANENT AND FINAL STABILIZATION OF AREAS DISTURBED DURING CONSTRUCTION.
10. REDUCE ALL TEMPORARY EROSION AND SEDIMENT CONTROL PRACTICES FROM THE SITE.







**Woodard  
& Curran**  
WOODWARD & CURRAN ENGINEERING & ARCHITECTS  
600 WEST 10TH AVENUE, SUITE 200  
DENVER, COLORADO 80202-1500  
TEL: 303.733.1000 FAX: 303.733.1001  
WWW.WOODARD-CURRAN.COM

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CURRAN ENGINEERING & ARCHITECTS.

NOT FOR CONSTRUCTION


TOWN OF SOMERS  
SOMERS, NEW YORK  
SOMERS SALT STORAGE SHED

NO.	REVISION	DESCRIPTION
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100	REVISED	

**SITE PLAN**

**C-200**  
DRAWING NO. 5 OF 7





**Woodard & Curran**  
WOODARD & CURRAN ENGINEERING & ARCHITECTURE  
1000 WEST 10TH AVENUE, SUITE 1000  
DENVER, CO 80202  
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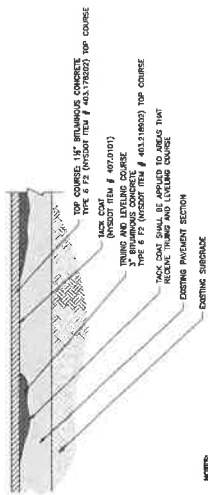
NOT FOR CONSTRUCTION

TOWN OF SOMERS  
SOMERS SALT STORAGE SHED

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SHEET TITLE

DRAWING NO. **C-501**  
SHEET 1 OF 7

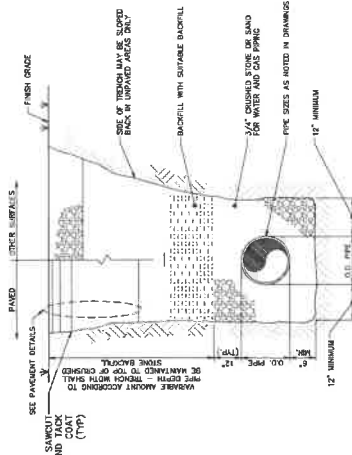


**NOTES:**

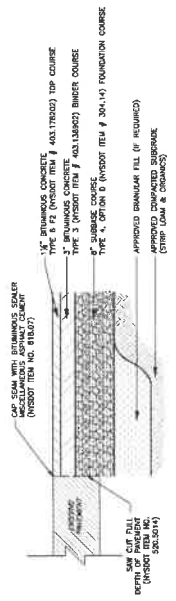
1. UNLESS OTHERWISE NOTED, BITUMINOUS CONCRETE SHALL MEET THE SPECIFICATIONS OUTLINED IN SECTION 405 OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS, LATEST EDITION, AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, MAY 1, 2008 WITH LATEST REVISIONS.
2. UNLESS OTHERWISE NOTED, BITUMINOUS CONCRETE SHALL MEET THE SPECIFICATIONS OUTLINED IN SECTION 405 OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS, LATEST EDITION, AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, MAY 1, 2008 WITH LATEST REVISIONS.
3. DETAIL DEPicts MINIMUM THICKNESS.

**PAVEMENT RESURFACING**  
NOT TO SCALE

- NOTES:**
1. MAINTAIN TRENCH WIDTH TO 6" OVER PPE.
  2. BRACING AND SHEETING OR OTHER TRENCH PROTECTION SHALL BE PROVIDED TO PROTECT ALL EXISTING UTILITIES AND ADJACENT AREAS. ALL SUCH TRENCH PROTECTION TO BE RESPONSIBILITY OF THE CONTRACTOR. THE CONTRACTOR SHALL SUBMIT TRENCH PROTECTION DETAILS TO THE ENGINEER FOR REVIEW AND APPROVAL PRIOR TO CONSTRUCTION.
  3. ALL TRENCHING SUPPORT SHALL BE REMOVED PRIOR TO BACKFILLING. ALL TRENCH PROTECTION SHALL REMAIN WITHIN THE ROW.

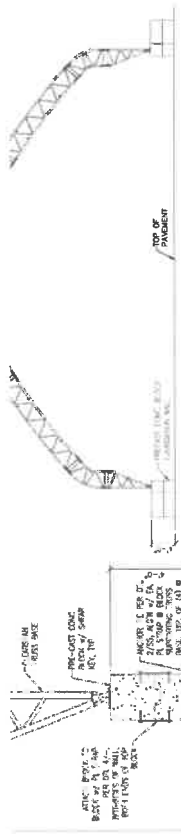


**TRENCH DETAIL**  
NOT TO SCALE



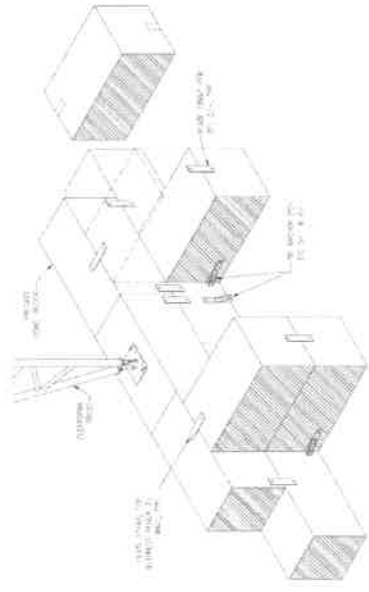
- NOTES:**
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  3. DETAIL DEPicts MINIMUM THICKNESS.

**BITUMINOUS CONCRETE SITE PAVEMENT**  
NOT TO SCALE



**WALL SECTION AT TRUSS**  
NOT TO SCALE

**OPEN ENDWALL ELEVATION**  
NOT TO SCALE



**BLOCK LAYOUT AT SIDE WALL**  
NOT TO SCALE

- NOTES:**
1. BUILDING DETAILS ARE GENERAL AND FOR REFERENCE ONLY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROVIDING DETAILS TO BE CONSTRUCTED PRIOR TO CONSTRUCTION.

PLANNING AND ENGINEERING DEPARTMENTS

**Town of Somers**

WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE  
335 ROUTE 202  
SOMERS, NY 10589  
www.somersny.com

Telephone  
(914) 277-5366  
Fax  
(914) 277-4093

Steven Woelfle  
Principal Engineering Technician  
swoelfle@somersny.com



David B. Smith  
Town Planner  
directorofplanning@somersny.com

**MEMORANDUM**

**TO:** Town Board

**FROM:** David B. Smith

**DATE:** June 7, 2022

**RE:** Best Plumbing Supply, Inc. – Application for Modifications to Special Exception Use Permit

Best Plumbing Supply, Inc. (Best) has submitted a facially complete application dated June 1, 2022 to modify their special exception use permit initially issued by Town Board Resolution on June 10, 2004, and as modified by a Resolution of September 3, 2010. In summary, Best seeks to modify certain conditions in the Special Permit including the following:

- 2004 Special Permit Item #8. Outdoor storage. Best seeks to create a limited area for the outdoor storage of pipe. This improvement consists of approximately 3,480 s.f. concrete pad for outdoor storage and approximately 1,530 s.f. of additional concrete driveway located adjacent to the southwest side of the building, refer to informal plan set submitted with the application package.
- 2004 Special Permit Item #10 as amended in 2010. Best is requesting a change in the hours of operation for the warehouse and office operation from Monday through Friday to Monday through Saturday. No trucking activity is proposed for Saturdays. Showroom operation which is currently permitted on Saturdays would remain.
- Special Permit Item #10 as amended in 2010. Adjusting the hours of operation for the warehouse from 6:00 AM to 6:00 PM to 5:00 AM to 6:00 PM.
- Special Permit Item #10 as amended in 2010. Adjusting the hours of operation for the principal business activity from 8:00 AM to 5:00 PM to 7:00 AM to 5:00 PM.

- 2004 Special Permit Item #11 related to trucking activities. Best is requesting a lifting of the 7:40 AM to 8:15 AM restriction on trucking given that a traffic signal has been installed at the entrance along Route 138 and Whitlock Court.

Procedurally, this particular use (reestablishment of office and warehouse use in a building constructed pursuant to a previously issued special permit) falls under Section 170-10 Principal Uses in a Residential District. Specifically, Section 170-10.H requires Town Board approval as part of a special exception use permit and requires a Notice of Public Hearing as described in Section 170-105 of the Town Code.

### **Suggested Town Board Actions at the Meeting of June 9, 2022**

The following are suggested actions that should be taken by the Town Board at its June 9, 2022 meeting:

- Formally accept the application
- Town Board initiates the State Environmental Quality Review (SEQR) process by declaring their intent to be lead agency under a limited SEQR review and to circulate such intent to interested and involved agencies along with copies of the short form EAF, and the current application materials.
- Referral of the application to the Planning Board for its review and recommendation. It is suggested that as part of the referral to the Planning Board, the Town Board direct Best to include a more detailed site plan drawing that the Town's Engineering Consultant can review with respect to site disturbance, stormwater management, etc.
- Scheduling of a public hearing

Cc: Town Clerk  
Town Attorney  
Planning Board  
Town Consulting Engineer  
Jonas Weiner

Z:\PE\Site plan files\Best Plumbing\2022 Petition\Memo toTown Board 6-7-22.docx

**NOTICE OF SEQR ACTIONS –  
BEST PLUMBING SUPPLY, INC. APPLICATION FOR MODIFICATIONS TO SPECIAL  
EXCEPTION USE PERMIT  
Notice of Intent to Act as Lead Agency**

Issued by Town of Somers Town Board  
Westchester County, New York

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act (SEQRA)) of the New York State *Environmental Conservation Law* and Chapter 92 (Environmental Quality Review) of the *Code of the Town of Somers, New York*.

The Town Board of the Town of Somers, Westchester County, New York, has received an application from Best Plumbing Supply, Inc. for modifications to its Special Exception Use Permit of June 10, 2004 as modified in September 3, 2010 to further modify restrictions pertaining to days and hours of operation and site plan improvements. Best Plumbing Supply, Inc. (Tax Lot 28.15-25-4) located at 49 Route 138 is located in an R120 Residence District.

The Somers Town Board at its meeting of June 9, 2022 declared its intent to establish itself as Lead Agency with regard to this Proposed Action under the procedures and requirements of SEQRA and Chapter 92 of the Somers Town Code. Unless an objection is expressed by any other involved agency within 30 days from the date of this notice, the Somers Town Board shall assume this role.

The Proposed Action is an Unlisted Action under SEQRA.

**PROPOSED LEAD AGENCY:** Town Board, Town of Somers  
Somers Town House  
335 Route 202  
Somers, New York 10589

**TITLE OF ACTION:** Best Plumbing Supply, Inc. Application for Modifications to Special Exception Use Permit

**DESCRIPTION OF ACTION:** The proposed action is a site plan modification and a modification to restrictions on the day and hours of operation of the site facility. The proposed modifications seek the following:

1. To construct an approximately 3,480 3,480 s.f. concrete pad for outdoor storage and approximately 1,530 s.f. of additional concrete driveway
2. To conduct warehouse and office operations from Monday through Friday to Monday to Saturday. No trucking activity is proposed for Saturdays.

3. Adjusting the hours of operation for the warehouse from 6:00 AM to 6:00 PM to 5:00 AM to 6:00 PM.
4. Adjusting the hours of operation for the principal business activity from 8:00 AM to 5:00 PM to 7:00 AM to 5:00 PM.
5. Lifting of the 7:40 AM to 8:15 AM restriction on trucking given that a traffic signal has been installed at the entrance along Route 138 and Whitlock Court.

This use is a pre-existing non-conforming use in an R-120 residential district. A coordinated review is required.

**LOCATION:** The subject property is located 49 Route 138 (Tax Lot 28.15-25-4)

**SUPPLEMENTAL INFORMATION:** A Short Environmental Assessment Form (EAF) has been prepared for the Proposed Action. This form and copies of the proposed modifications are being distributed to all involved and interested Agencies (see attached list), and this information is also available for review in the Planning and Engineering office at the Town House and on the Town's web site.

Contact: David Smith, Director of Planning  
335 Route 202  
Somers, New York 10589

Telephone: 914-277-5366

Date of this Notice: June 9, 2022

**SEQR DISTRIBUTION LIST – Best Plumbing Supply, Inc. Modifications to Special Exception Use Permit 2022**  
**Involved Agencies**

Somers Town Board (Lead Agency)  
Somers Town House  
335 Route 202  
Somers, New York 10589

**Interested Agencies**

Somers Planning Board  
Somers Town House  
335 Route 202  
Somers, New York 10589

New York City Department of Environmental Protection  
465 Columbus Avenue  
Valhalla, New York 10595  
Attn.: Cynthia Garcia

Westchester County Planning Board  
432 Michaelian Office Building  
White Plains, New York 10601

Town of Somers Open Space Committee  
Somers Town House  
335 Route 202  
Somers, New York 10589

Somers Bureau of Fire Prevention  
Somers Town House  
335 Route 202  
Somers, New York 10589

Town of Somers Highway Department  
Somers Town House  
335 Route 202  
Somers, New York 10589

New York State Department of Transportation  
Region 8 Office  
4 Burnett Boulevard  
Poughkeepsie, NY 12603  
Attn.: Lance MacMillan, PE, Regional Director

John F. Kennedy Catholic High School  
54 Route 138  
Somers, NY 10589  
Attention: Administration

**Other- Lead Agency Representatives**

David Smith, Director of Planning  
Somers Town House  
335 Route 202  
Somers, New York 10589

Woodard & Curran Engineering P.A P.C.  
709 Westchester Avenue Suite L2  
White Plains, NY 10604  
Attn: Steve Robbins

Stephens, Baroni Reilly & Lewis LLP  
175 Main Street, Suite 800  
White Plains, NY 10601  
Attn: Roland A. Baroni, Esq.

**Other- Project Sponsor Representatives**

Jonas Weiner, President  
Best Plumbing Supply, Inc.  
49 Route 138  
Somers, NY 10589



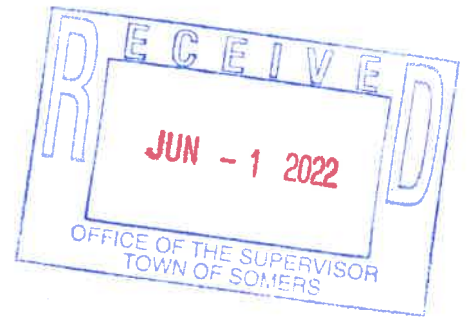
Sent to:  
TB, TA, TC  
6/6/2022  
KD



**Jonas Weiner**  
President  
☎ 914.301.9240  
✉ jonas@bestplg.com

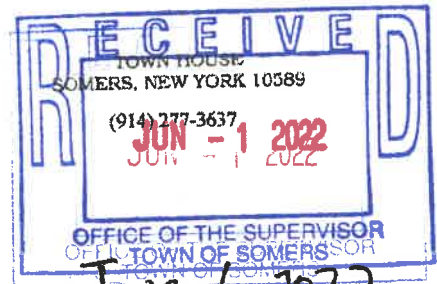
49 Route 138  
Somers, NY 10589

www.bestplg.com  
f facebook.com/bestplg





Town of Somers  
WESTCHESTER COUNTY, N. Y.



IN THE MATTER OF THE APPEAL  
OF  
Best Plumbing Supply INC

DATE: June 1, 2022

TO THE TOWN BOARD  
OF THE TOWN OF SOMERS, N. Y.:

1. Best Plumbing Supply INC  
(Name of appellant)

whose post office address is 49 Rt 138, Somers, NY 10589  
(Post office address)

through N/A  
(Name of attorney or representative if any)

whose post office address is N/A  
(Post office address)

does hereby appeal to the Zoning Board of Appeals at the Town of Somers.

2. Such appeal is taken from a ruling of Somers Town Board  
(Name of officer)

made on 9-3-2010  
(Office held)

which ruling was filed on \_\_\_\_\_, and notice of such ruling was  
first received by appellant on \_\_\_\_\_; such ruling

(Give summary of ruling)

Approved amendments to the existing  
SPECIAL EXCEPTION USE permit

3. The property which is the subject of the appeal is located at or known as \_\_\_\_\_

49 Route 138 Somers NY  
(Street and number or distance from and names of nearest intersecting streets)

Town Tax Map as Section: 28.15 Block: 1 Lot: 2+4

The interest of the appellant is that of owner  
(Owner, tenant, etc.)

4. The appeal is taken ~~on the ground that the ruling or decision was erroneous~~ to obtain  
~~variance, permit or special permit.~~ (Strike out wording not applicable.) (OVER)

5.

(Fill out (a) or (b) or both if applicable)

(a) The property which is the subject of the appeal is located at or known as.....

Best Plumbing Supply  
49 Rt 138  
Somers NY 10589

(b) A variance, permit or special permit is sought because of practical difficulties or unnecessary hardship to the property as indicated below:

MODIFY RESTRICTION ON OUTSIDE STORAGE + HOURS  
OF OPERATION AS FOLLOWS:

- 1) TO CONDUCT WAREHOUSE + OFFICE OPERATIONS ON Saturdays (NO INCOMING TRUCKS)
  - 2) TO CONDUCT WAREHOUSE OPERATIONS FROM 5 AM TO 6 PM
  - 3) TO CONDUCT PRINCIPAL BUSINESS ACTIVITIES 7 AM TO 5 PM
  - 4) TO REMOVE MORNING TRUCK RESTRICTIONS FROM 7:40 - 8:15 AM
  - 5) TO REMOVE OUTSIDE STORAGE RESTRICTIONS
- and such may be granted pursuant to.....

(Refer to applicable Provisions of the Zoning Ordinance of the Town of Somers)

Both applicant and owner must sign  
if they are different persons.

ALEIDA COLABATTISTA  
Notary Public, State of New York  
No. 01CO6360753  
Qualified in Dutchess County  
Commission Expires June 26, 2025


I Hereby Dispose And Say That All The Above Statements And The Statements Contained In The  
Papers Submitted Herewith Are True.

SWORN TO ME BEFORE THIS 31<sup>st</sup> DAY May 2022

  
NOTARY SIGNATURE

  
OWNER SIGNATURE JONAS WEINER

  
NOTARY SIGNATURE

  
APPLICANT SIGNATURE JONAS WEINER

# Short Environmental Assessment Form

## Part 1 - Project Information


### 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>			
Best Plumbing Supply			
Name of Action or Project: modify restrictions on outside storage and hours of operation			
Project Location (describe, and attach a location map): 49 route 138 Somers, NY 10589			
Brief Description of Proposed Action: 1- to conduct warehouse and office operations on Saturday. There will be no trucking activities on Saturday. 2- to conduct warehouse operations from 5am to 6pm 3- to conduct principal business activities from 7am to 5pm 4- to remove morning truck restrictions from 7:40am through 8:15am 5- to remove outside storage restriction			
Name of Applicant or Sponsor: Best Plumbing Supply (Jonas Weiner president)		Telephone: 914-301-9240 E-Mail: jonas@bestplg.com	
Address: 49 route 138			
City/PO: Somers		State: NY	Zip Code: 10589
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 government Agency? If Yes, list agency(s) name and permit or approval: SEUP currently in place		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		35 acres	
b. Total acreage to be physically disturbed?		0.85 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		35 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action: <input 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			

		NO	YES	N/A
5.	Is the proposed action,			
a.	A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b.	Consistent with the adopted comprehensive plan?	<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?		NO	YES
	If Yes, identify: _____	<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 services available at or near the site of the proposed action?		<input checked="" type="checkbox"/>	<input type="checkbox"/>
	c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?		<input checked="" type="checkbox"/>	<input type="checkbox"/>
9.	Does the proposed action meet or exceed the state energy code requirements?		NO	YES
	If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10.	Will the proposed action connect to an existing public/private water supply?		NO	YES
	If No, describe method for providing potable water: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11.	Will the proposed action connect to existing wastewater utilities?		NO	YES
	If No, describe method for providing wastewater treatment: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12.	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?		NO	YES
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		<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?		<input checked="" type="checkbox"/>	<input type="checkbox"/>
	If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

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 checked="" 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 plan?	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,	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	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 CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor/name: <u>Jonas Weiner</u> Date: <u>6-1-22</u>		
Signature:  Title: <u>president</u>		



## **BEST PLUMBING PROPERTY RESTRICTIONS**

6-1-22

Honorable Robert Scorrano  
Somers Town Supervisor  
Elephant Hotel  
335 Rte. 202  
Somers, NY 10589

Re: Lifting Property Use Restrictions

Dear Supervisor Scorrano:

Best Plumbing Supply (BPS) has been and continues to be a vital part of the Somers community, providing residents with decorative Kitchen & Bathroom fixtures and needed plumbing supplies. We are a major tax contributor, continue to participate in community projects, and have donated plumbing fixtures to those in need. We, along with many other businesses, have struggled through the past two years attempting to keep our business viable.

Best Plumbing Supply has had the added burden of operating under Town imposed restrictions. The restrictions outlined below were imposed based on neighboring residents concerns for privacy and public safety concerns. We believe these restrictions are no longer applicable and or necessary as conditions have changed over the last two decades. Since these restrictions were imposed much has changed in and around Best Plumbing Supply. Most notably was the installation of a traffic light on Rte.138 in front of Kennedy Catholic High School and Best Plumbing Supply. This installation enhances public safety by effectively controlling vehicle access to our facility. To accommodate the neighbors' concerns surrounding Best Plumbing Supply, extensive landscaping was initiated which now has matured. There are no current site lines to be observed between the nearest neighbor (over 700 feet) and Best Plumbing Supply.

### **RULES OF PROPERTY USE**

**Section 170-10 of the Town Code**





**Item 7 - No outside storage shall be permitted.**

We would like to store pipe outside. This would require us to build a concrete pad of approximately 40'x87' and a concrete driveway 15'x102' adjacent to the southwest side of the building. This location will not be visible from any of the neighboring properties. Please reference attached photos and drawings.

**Item 9 – Condition 10 resolution dated 9-3-2010**

Change **Warehouse and Office** operations from Monday through **Friday** to Monday through **Saturday**. There would be no trucking activity on Saturday. Showroom only operation is currently permitted on Saturday.

Change current open business hours of operation for WAREHOUSE from **6:00AM** to 6:00PM to open hours of **5:00AM** to 6:00PM. This one hour earlier opening for WAREHOUSE would permit us additional time to prepare our customer orders for shipment and pick up.

Change Principal business activity commencing from **8:00AM** to 5:00PM to **7:00AM** to 5:00PM

**Item 10- Trucking activities**

We would like to have the 7:40am-8:15am truck restriction removed, since the traffic light is now installed.

- It is hoped that the Somers Town Board with community input will remove these burdensome restrictions and allow Best Plumbing Supply to be one of the best and most competitive business in the Town.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonas Weiner", is written over a horizontal line.

Jonas Weiner  
President

Best Plumbing Supply  
914-301-9240  
[jonas@Bestplg.com](mailto:jonas@Bestplg.com)

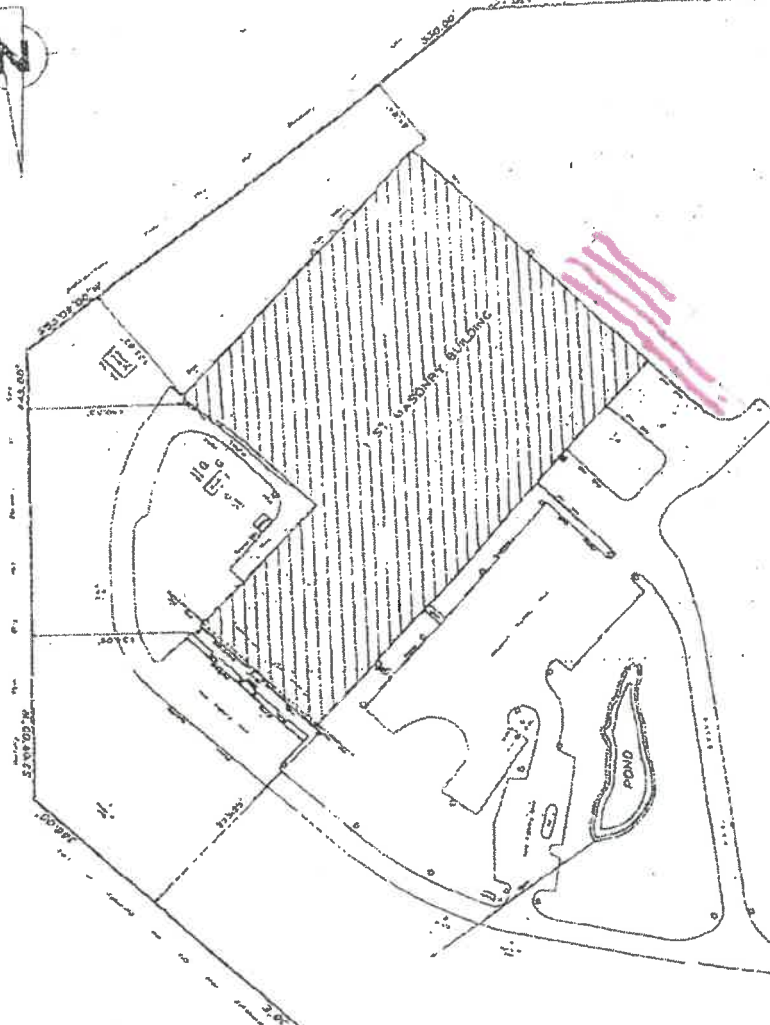
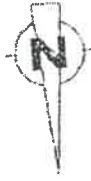
cc: Councilman Anthony Ciriaco  
Councilman Richard Clinchy  
Councilman William Faulkner  
Councilman Thomas Garrity  
Town Planner David B. Smith



sl3012a Best Plumbing Supply

2 & A.  
22/60  
0136  
LANDS OF THE CITY OF NEW YORK

LANDS OF THE CITY OF NEW YORK



proposed  
concrete pad

35.000 Acres  
(1,514,807 S.F.)



Section 28.15, Block 1, Lots 2 & 4.

TOWN TAX MAP DATA:  
Section 26.15, Block 1, Lots 2 & 4.  
(653-02160)  
W 039310  
LANDS OF THE

LANDS OF THE CITY OF NEW YORK

LANDS OF THE CITY OF NEW YORK

35,000 Acres  
(1,334,000 sq. ft.)

ANDS OF THE CITY OF NEW YORK

LANDS NOW OR FORMERLY OF NEW SOMERS, LLC.  
(L11955 C-1, Summary of Allotment)

LEGEND:

- LEGEND:
- Q - STORM BOMB      ~~STORM~~ WALL  
S - STORM MANHOLE      000 0000 000 = STORM GUNNY  
W - INSURANCE      1 1 1 1 1 1 1 1 = BRITISH MILES  
H - STORM MANHOLE      1 1 1 1 1 1 1 1 = MORE FENCE  
N - BRITISH GOLF      2 2 2 2 2 2 2 2 = STORM IN RAIN, FENCE  
L - LAMP POST      1 1 1 1 1 1 1 1 = EQUIPMENT STORM FENCE

Survey: Nelson

Partial Moon Motion Followed by Band (Lib 8761, no. 174)  
Subject to Variation. 10000 Followed by 10000 Survey.  
Surveys to be Performed (10 Lib 8761) Performed with Them

[illegible]

Together with Pacific Shipy in a Custom Spring to be used in place  
of the old one. The new one is to be used in place of the old one.  
The new one is to be used in place of the old one.  
The new one is to be used in place of the old one.  
The new one is to be used in place of the old one.

Belgian officials believe he stayed at home.

LANDS NOW OR FORMERLY OF PHILIP LAVOIE  
A-11425-2-372, formerly 11 (Ouellet, M.)

[illegible]

any correspondence listed therein are yours for this land, and copies thereof if any less or equal to the maximum total of the number of signatures appears therein.

Additional or subsequent to this may also be made by a party or parties to the contract, and the same may be made by a party or parties to the contract.

Any correspondence listed therein are yours for this land, and copies thereof if any less or equal to the maximum total of the number of signatures appears therein.

Additional or subsequent to this may also be made by a party or parties to the contract, and the same may be made by a party or parties to the contract.

THIS SURVEY IS HEREBY CERTIFIED ONLY TO:

THIS SURVEY IS HEREBY CERTIFIED ONLY TO:

1. ROUTE 122 ASSOCIATES, L.L.C. - GEORGE HENRY'S FALSTY CORP. AND JOE'S ASSOCIATES, L.L.C.
2. LAWRENCE AND ASSOCIATES, INC./HARRISON'S 1416 OLIVE ST. APT. 102  
PO BOX 10, ALBANY, N.Y.
3. FARMHOUSE MARKET STAND, 614 BROADWAY, NEW YORK, NY 10037

3. FOR THE USE OF THE FBI  
For filing in: NY-100-100000  
1. COMMUNIST PARTY, USA, (CP, USA) NY-100-100000 NY-100-100000

Wm. A. Jones, Commissioner & Co., De Working Earthly That  
on May 12, 1888, a Survey of the Dynamic Power  
has been made and that the map is filed in  
accordance with our rules and of the terms.

*Wm. A. Jones*  
Wm. A. Jones, Commissioner & Co., De Working Earthly That  
on May 12, 1888, a Survey of the Dynamic Power  
has been made and that the map is filed in  
accordance with our rules and of the terms.

Wm. A. Jones, Commissioner & Co., De Working Earthly That  
on May 12, 1888, a Survey of the Dynamic Power  
has been made and that the map is filed in  
accordance with our rules and of the terms.

SURVEY OF PROPERTY

အထက်ဖော်ပြပါအတိုင်း

ROUTE 138 ASSOCIATES, LLC

LOCATED BY

TOWN OF SOMERS, WESTCHESTER COUNTY, NY

3. HENRY CARPENTER & CO.  
LAND SURVEYING & MAPPING  
YORKTOWN HEIGHTS, N.Y.

[illegible]









41-58-28"N 71-41-25"W 126574

Google

Concrete PAD



Sent to:  
TB TA, TC  
6/3/2022  
KD

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INTEROFFICE MEMORANDUM

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**TO:** TOWN SUPERVISOR AND MEMBERS OF THE TOWN BOARD  
**FROM:** SENIORS DEPARTMENT DIRECTOR, BARBARA TABERER  
**SUBJECT:** NEW HIRE  
**DATE:** JUNE 1, 2022  
**CC:** DIRECTOR FINANCE, TOWN CLERK

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The Director of Senior Programs requests Janet Golly be hired as Part Time Availability  
Chauffer at an hourly rate of \$17.50 to begin June 6, 2022. She will transport seniors and delver  
meals to home-bound seniors. Her hours will not exceed 17 per week.

Best



Sent to:  
TB, TA, TC  
5/26/2022

KB

Telephone  
(914) 277-5866  
Fax  
(914) 277-4098

Steven Woelfle  
Principal Engineering Technician  
swoelfle@somersny.com

PLANNING AND ENGINEERING DEPARTMENTS

**Town of Somers**  
WESTCHESTER COUNTY, N.Y.



SOMERS TOWN HOUSE  
335 ROUTE 202  
SOMERS, NY 10589  
www.somersny.com

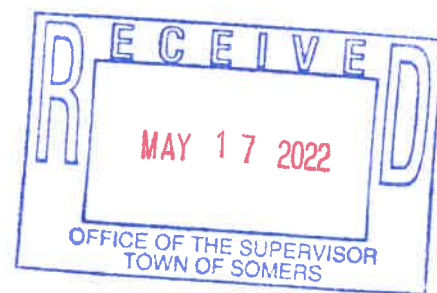
David B. Smith  
Town Planner  
directorofplanning@somersny.com

Date: May 16, 2022

To: Director of Finance: T10(913)

From: Steven Woelfle SW  
Engineering Department

Re: Cobbling Rock Estates Subdivision  
Snow Maintenance Deposit



Attached is a check in the amount of \$900.00 posted by Cobbling Rock Estates LLC, 22 Cobbling Rock Road, Katonah, NY 10536, in payment of the Snow Maintenance Deposit for Cobbling Rock Estates Subdivision.

Please deposit it in a Trust & Agency Account.

cc: Town Board  
Town Clerk

Sent to:  
TB, TA, TC  
6/1/2022  
KD

PLANNING AND ENGINEERING DEPARTMENTS

**Town of Somers**  
WESTCHESTER COUNTY, N.Y.

SOMERS TOWN HOUSE  
335 ROUTE 202  
SOMERS, NY 10589  
www.somersny.com

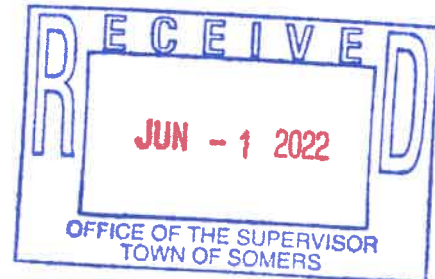
Telephone  
(914) 277-5866  
Fax  
(914) 277-4098

Steven Woelfle  
Principal Engineering Technician  
swoelfle@somersny.com



David B. Smith  
Town Planner  
directorofplanning@somersny.com

Date: June 1, 2022  
To: Director of Finance T10(914)  
From: Steven Woelfle SW  
Engineering Department  
RE: Erosion Control Bond  
North County Homes Steep Slopes/Stormwater Management and  
Erosion and Sediment Control/Tree Preservation Permit  
94 Warren Street/Smith Lane  
TM: 6.14-1-47



Attached is a check in the amount of \$500.00 posted by North County Homes, Inc., 156 Tomahawk Street, Yorktown Heights, NY 10598 in payment of an Erosion Control Bond for 94 Warren Street/Smith Lane.

Att.  
cc: Town Board  
Town Clerk

Sent to:  
TB, TA, TC  
6/2/2022  
KD

JUSTICE COURT

Town of Somers

WESTCHESTER COUNTY, N.Y.

TOWN JUSTICES

Hon. Denis J. Timone  
Hon. Michael J. McDermott



TOWN HOUSE  
335 ROUTE 202  
SOMERS, NY 10589

(914) 277-8225  
FAX  
(914) 277-3771

May 27, 2022

Robert Kehoe, Finance Director  
Town of Somers  
335 Route 202  
Somers, NY 10589

Re: Unclaimed Bail


Dear Mr. Kehoe:

Enclosed please find Check No. 2438 in the amount of \$70.00 which represents unclaimed, exonerated bail for the following matters:

People v. Halloran.	Case No. 14080001	\$10.00
People v. Halloran.	Case No. 15060196	\$10.00
People v. Haitoff	Case No. 12070057	\$50.00

Please be advised that the above individuals have six years in which to claim this bail. If it is not claimed within six years it then becomes the property of the Town of Somers.

Very truly yours,

  
Denis J. Timone  
Town Justice

cc: Robert Scorrano, Town Supervisor

Sent To:  
TB, TA, TC  
5/23/2022  
KD

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INTEROFFICE MEMORANDUM

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**TO:** TOWN SUPERVISOR AND MEMBERS OF THE TOWN BOARD  
**FROM:** SENIORS DEPARTMENT DIRECTOR, BARBARA TABERER  
**SUBJECT:** WIN CONTRACT  
**DATE:** MAY 23, 2022  
**CC:** DIRECTOR FINANCE, TOWN CLERK

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The Director of Senior Programs requests the Town Supervisor execute the WIN contract for program year April 1,2022 through March 31, 202~~2~~<sup>3</sup> in the amount of \$88, 241.



George Latimer  
County Executive

Department of Senior Programs and Services

Mae Carpenter  
Commissioner

May 20, 2022

Ms. Barbara Taberer  
Director, Somers Nutrition Program  
Town of Somers  
P.O. Box 236  
Wayne Van Tassel Memorial Park  
Lincolndale, NY 10540

**RE: Wellness in Nutrition Program (WIN) &  
Nutrition Services Incentive Program (NSIP) Contract, PY 2022-2023**

Dear Ms. Taberer:

Enclosed is a blank copy of the WIN and NSIP contract for Nutrition Services to be provided by the Town of Somers. The contract is comprised of an Agreement and Schedules "A", "B", "C", "D", "E" and "F", and covers the program period April 1, 2022 through March 31, 2023 for the Win Program, and October 1, 2021 through September 30, 2022 for the NSIP Program. The aggregate amount not-to-exceed \$88,241 is comprised of the following:

- **\$74,915** in funding for the WIN program, and
- **\$13,326** in estimated funding for the NSIP program.

Please be aware that the NSIP funding listed on the allocation are high estimates to cover your program for the projected annual NSIP allocation.

**You MUST use the original contract documents that we have provided. NO ALTERATIONS may be made to the contract without the prior consent of the Dept.** We also recommend that you keep an electronic copy of the contract on hand in the event that you need to reprint a page. With the exception of the applicable Excel Pages, **DO NOT fill out the contract electronically as we want to maintain the integrity of the document. Noncompliance with these requests will result in the contract returned to your agency.**

Please **print a hard copy of the contract** and fill it out making sure that where signatures are required on all documents that they are original. Return the ENTIRE originally signed contract to me at the address in the footer on the first page. Contracts with COPIED signatures are unacceptable.

Please refer to the "Standard Insurance Provisions" in Schedule "A" for detailed information regarding ALL required insurances. The Westchester County Office of Risk Management has provided instruction in Schedule "A" for Contractors/Municipalities and their Insurance Broker regarding a choice of one (1) of two (2) options for filling out the Certificate of Liability Coverage on the ACORD form. ALL required insurances should be submitted with the contract, or it will be on hold pending receipt of any missing insurance form or any form that is not adequately filled out. Remember to list the County of Westchester as "Additional Insured" on the Certificate of Liability Insurance.

All Nutrition Program Contractors are required to mail in the completed PeerPlace Monthly Nutrition Report signed by the staff member responsible for the report. The reports should be received by the County no later than the tenth (10th) day of the following month. The County reserves the right to withhold payment to Contractor for its failure to submit the monthly report by the deadline, until the monthly report is received by the County.

Please direct program-related questions to your program liaison Patricia Szeliga at 914-813-6432 or via e-mail at [pls3@westchestergov.com](mailto:pls3@westchestergov.com). You may also contact me at 914-813-6058 or via e-mail at [ssj3@westchestergov.com](mailto:ssj3@westchestergov.com) for questions pertaining to the processing of the contract.



Sharon Johnson  
Program Administrator

Attachments

Sent to:  
TB, TA, TC  
5/26/2022  
KO

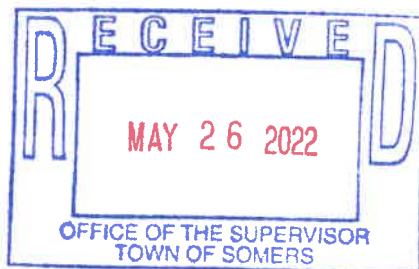
**Somers Department of Parks & Recreation**

PO Box 46 Somers, New York 10589

OFF: (914)-232-8441

FAX: (914)-232-8548

**Steven Ralston**  
Superintendent



May 25, 2022

To: Town Board

From: Steven Ralston **SR**  
Superintendent of Parks and Recreation

Re: Request for Approval

Request permission to hire the attached Day Camp staff from June 27– August 5, 2022 and continue to hire on an as-needed basis pursuant to County Health counselor-to-camper ratio regulations.

Thank you

C: Park Board  
Director of Finance  
Town Clerk

	Camp Staff 2022			
	Last Name	First Name	Position	HR Rate
1	Abatecola	Abigail	COUNSELOR	\$10.00
2	Amato	Stephen	COUNSELOR	\$10.00
3	Browne	Ashley	COUNSELOR	\$10.00
4	Cambareri	Ashley	COUNSELOR	\$10.00
5	Cianfaglione	Scott	ASST. DIRECTOR	\$30.00
6	Conti	Halle	COUNSELOR	\$10.00
7	Daniyan	Justin	COUNSELOR	\$10.00
8	De Feo	Benjamin	COUNSELOR	\$10.65
	De Feo	Isabella	COUNSELOR	\$10.15
9	DiCintio	Danielle	DIVISION HEAD	\$18.67
10	Dineen	Colin	SPORTS SPECIALIST	\$18.00
11	Dinen	Carter	COUNSELOR	\$10.00
12	Doria	Mairead	FIRST AID SUPERVISOR	\$24.00
13	Driscoll	Sara	DIVISION HEAD	\$20.00
14	Edelman	Julia	COUNSELOR	\$10.00
15	Elzoghby	Yusuf	COUNSELOR	\$10.00
16	Evangelista	Francesca	COUNSELOR	\$10.00
17	Guzman	Sara	COUNSELOR	\$10.00
18	Horowitz	Emily	COUNSELOR	\$11.15
19	Johnson	Samantha	COUNSELOR	\$10.00
20	Krauss	Ryan	COUNSELOR	\$10.15
21	Leahy	Jessica	COUNSELOR	\$10.00
22	Maccariello	Danielle	DIVISION HEAD	\$20.00
23	Mack	Samantha	COUNSELOR	\$10.65
24	Maoriello	Aimee	DIVISION HEAD	\$18.67



25	Murphy	Emma	COUNSELOR	\$10.65
26	Murphy	Sarah	COUNSELOR	\$10.15
27	Petrucci	Nicholas	COUNSELOR	\$10.00
28	Pugni	Michael	COUNSELOR	\$10.00
29	Reginella	Michael	<b>A&amp;C SPECIALIST</b>	\$18.67
30	Riina	Jake	COUNSELOR	\$10.15
31	Rourke	Ava	COUNSELOR	\$10.15
32	Santore	Gabriella	COUNSELOR	\$10.00
33	Tetro	Matthew	<b>SPORTS SPECIALIST</b>	\$16.67
34	Tetro	Josh	<b>DIVISION HEAD</b>	\$18.67
35	Vera	Bryce	COUNSELOR	\$10.00
36	Weiner	Chloe	COUNSELOR	\$10.50

Sent to:  
TB, TA, TC  
5/26/2022  
KO

**Somers Department of Parks & Recreation**

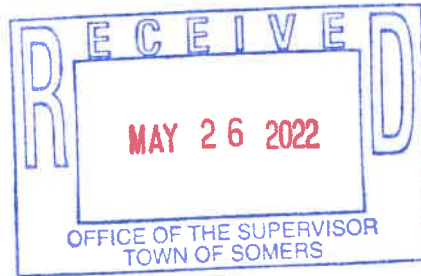
PO Box 46 Somers, New York 10589

OFF: (914)-232-8441


FAX: (914)-232-8548

Steven Ralston  
Superintendent

May 25, 2022



To: Town Board

From: Steven Ralston   
Superintendent of Parks and Recreation

Re: Request for Approval

Request permission to accept with gratitude a \$1,700.00 donation from the Somers Women's Club to provide scholarships for Day Camp participants.

C: Town Clerk  
Park Board  
Director of Finance

Sent to:  
TB, TA, TC  
6/6/2022  
KD

## TOWN BOARD OF THE TOWN OF SOMERS

### VIDEOCONFERENCING POLICY

#### A. Introduction

1. The Town of Somers recognizes the benefits of allowing members of the Town's local public bodies to attend meetings using videoconferencing technology. On June \_\_, 2022, the Town Board adopted a local law to authorize the use of videoconferencing for itself and all committees and subcommittees of the Town which are subject to the New York State Open Meetings Law, Public Officers Law, Article 7.
2. This Videoconferencing Policy shall govern member and public attendance and participation where board members choose to attend the public meeting via videoconferencing pursuant to Section 103-a of the Open Meetings Law.
3. This Videoconferencing Policy shall be posted on the Town website.

#### B. Remote Meeting Attendance by Board Members

1. Members of a public body shall be physically present at all meetings of such public body unless such member is unable to be physically present at any such meeting location due to the following extraordinary circumstances:
  - a. Disability;
  - b. Illness;
  - c. Health Concerns;
  - d. Caregiving responsibilities; or
  - e. Other significant or unexpected factor or event which precludes the member's physical attendance at such meeting.
2. The majority of the public body must conduct the public meeting from a physical location or locations where the public can attend. A physical location is any location identified in the meeting notice that is open to in-person public attendance.
  - a. For example, no less than three members of the Board or Committee must conduct the meeting in the same physical location or locations where the public can attend the meeting. If two Board or Committee members are sick and two Board or Committee members are on vacation, the public meeting must be cancelled because only one Board or Committee member is available

to meet in-person (or in any physical location open to the public). All four members cannot participate in the public meeting using video-conferencing from a location that is not open to in-person public attendance.

- b. A Board or Committee may conduct a meeting where two members attend the meeting from Town Hall, two members attend using videoconferencing where their physical locations are open to the public and such locations have been identified in the meeting notice, and one member attends using videoconferencing where their location is not open to the public.
3. Board or Committee members wishing to attend a public meeting using videoconferencing technology from a location not open to the public, must advise the chair of said public body as early as possible before the scheduled meeting that they are unable to be physically present at the meeting. The public notice for such meeting shall inform the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available and identify the physical location or locations for the meeting where the public can attend.
  - a. If a member of the public body plans to attend a meeting using videoconferencing technology from a location open to the public pursuant to Public Officers Law § 104(4), such member must advise the chair of such public body at least 72 hours before the meeting to ensure that the public body has enough time to post the required public meeting notice. The public notice for such meeting shall inform the public that videoconferencing will be used and shall identify the location for the meeting, and state that the public has the right to attend the meeting at any of the locations.
4. Except in the case of executive sessions conducted pursuant to Public Officers Law § 105, the chair shall ensure that all members of the public body, including those attending via videoconferencing, can be heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon. Any board member attending a public meeting via videoconferencing technology must have their video turned on for the duration of the meeting
5. During the meeting, the chair shall announce the name or names of those members participating remotely. This information shall be included in the minutes.
6. Each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request.

7. If videoconferencing is used to conduct a meeting from locations not open to the public pursuant to Public Officers Law § 103-a, the public body shall provide the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconferencing in real time where public comment or participation is authorized and shall ensure that videoconferencing authorizes the same public participation or testimony as in-person participation or testimony.
8. If a vote takes place during the meeting, the remote attendee will be entitled to participate in the vote as usual.
9. Meetings that use videoconferencing shall utilize technology to permit access by members of the public with disabilities consistent with the 1990 Americans with Disabilities Act (ADA), as amended, and corresponding guidelines.

### **C. Exemptions**

1. The provisions of this Policy and Public Officers Law § 103-a do not limit the existing authority set forth in the Public Officers Law § 104(4) which allows all public bodies to remotely connect multiple public locations from which members and the public may attend. The Town's public bodies may continue to hold proper open meetings by videoconferencing from multiple physical locations which are identified in the meeting notice, open to the public and connected remotely together by videoconferencing.
2. The in person participation requirements set forth in this Policy and Public Officers Law § 103-a(2)(c) shall not apply during a state disaster emergency declared by the Governor pursuant to Executive law § 28, or a local state of emergency proclaimed by the Mayor pursuant to Executive Law § 24, if the Governor or the Mayor determines that the circumstances necessitating the emergency declaration would affect or impair the ability of the public body to hold an in person meeting.

### **D. Remote Meeting Etiquette for Board Members**

1. Board members that attend a public meeting via videoconferencing technology are expected to comply with the following rules:
  - a. Be on time.
  - b. Keep your camera on at all times.
  - c. Ensure your technology works correctly.
  - d. Wear appropriate clothing.
  - e. Frame the camera correctly.
  - f. Have the right light.

- g. Pay attention.
- h. Mute yourself when not speaking.
- i. Minimize distractions in the room.
- j. Maintain appropriate backgrounds.
- k. Silence all background noises.
- l. Ensure your displayed participant name is correct.
- m. Be mindful to look into the camera as much as possible.

#### **E. Public Participation via Videoconferencing Technology**

1. Questions will be answered in the order they are received. Participants attending a meeting via videoconferencing technology shall be called upon to speak following in-person speakers.
2. Participants must use the “Raise Hand” function to verbally ask a question. To raise one’s hand, click the “Participants” button in the bottom toolbar, then click the “Raise Hand” button at the bottom of the “Participants” dialogue box. Participants who have joined the meeting solely via phone can dial \*9 to raise their hand.
3. Remote meeting participants must wait until authorized to speak by the chair. Only remote speakers with a digital hand raised shall be called upon to speak.
4. Participants shall not type any questions or comments in the chat box. Please note, chats sent privately through a private chat box will show up on the administrator’s downloaded transcript.
5. Participants must mute themselves when not speaking to cut down on background noise.

**Adopted on \_\_\_\_\_**