

Local Law No. \_\_\_ of 2022

**(Omnibus Zoning Code Amendments)**

**Section 1: Legislative Intent**

The Town Board seeks to promote economic development and to enhance residential property rights. The nature of work and property usage have changed since the beginning of the COVID-19 Pandemic, and these zoning text amendments seek to reflect this shift.

**Section 2: Modification to 307-46 Special Permit Home Occupations**

The title of Section 307-46 shall be changed from “Special Permit Home Occupations” to “**Residential Office Uses**”. The existing language found in Section 307-46 of the Town Code shall be replaced with the following language in **bold**:

- A. It is the intent of this section to allow for the accessory office use of existing primary structures on residentially-zoned parcels in the Town. If an applicant meets the requirements in this Section, then review shall be completed by the Department of Technical Services. If it does not meet these requirements, then the Applicant must obtain approvals from the Planning Board and/or the Zoning Board of Appeals. Residents working remotely without other employees on site and without customers who physically visit their properties are exempt from the requirements of this provision.
  
- B. Any accessory office use shall meet the following conditions:
  - 1. The use shall be a professional office and/or studio for an architect, artist, engineer, insurance broker, lawyer, planner, accountant, real estate broker, speech therapist, surveyor, massage therapist, craftsperson and/or similar professional uses.
  - 2. No more than three persons, including but not limited to partners, associates, employees, agents, representatives, or customers may be engaged in the operation of such use at a point in time. At least one of these three persons shall own the property and not more than one of these persons shall be an employee that resides outside of the residence.
  - 3. The Applicant must provide adequate off-street parking as determined by the Department of Technical Services.
  - 4. Sufficient landscaping and buffering to provide for effective protection of the surrounding residential areas shall be provided and maintained.
  - 5. No freestanding signs are permitted to advertise the accessory use.

6. No manufacturing of explosives, firearms, ammunition, combustible products, toxic products, or other hazardous products shall take place at the property.
7. Outdoor storage of products is prohibited.

### **Section 3: Modification to Section 307-66 of the Town Code**

The following paragraph in **bold** shall be added to Section 307-66 (Approval requirements for major proposals) to the Town Code:

**Applications for collocations and cell phone tower re-certifications pursuant to Chapter 277 of the Town Code shall be completed by Town staff and or its designees and not require Planning Board approval.**

### **Section 4: Modification to Gasoline Service Stations and Lifting of Moratorium**

On September 21, 2021, the Town Board passed a moratorium preventing the consideration and granting of approvals by the Planning Board, Zoning Board, or the Code Enforcement officials of the Town with respect to any applications for new Gasoline Service Stations located on the Cortlandt Boulevard/Route 6 Corridor. Exemptions were made for previously approved applications and applications received by the Planning Board prior to the date of the local law enacting the moratorium. Approximately twenty (20) new gasoline filling stations have already been approved in prior applications for the Cortlandt Boulevard/Route 6 Corridor. The moratorium is hereby lifted as of the date of this Local Law and the following paragraph in **bold** shall be added to Section 307-63 of the Town Code:

**No new gasoline pumps or filling stations shall be added on the Cortlandt Boulevard/Route 6 Corridor as of July 20, 2022. Projects that include the addition of pumps or filling stations that have been approved by the Planning Board before June 30, 2022 shall be excluded from this prohibition.**

### **Section 5: Amendments to Provisions Pertaining to Corner Lots**

The Town previously updated its definition for a “Corner Lot”. To ameliorate recurring issues with corner lots and other uniquely configured lots, the following changes are now made to Section 307-4: Definitions (additions in **bold**):

#### **LOT, CORNER**

A lot at the intersection of and abutting on two or more intersecting streets or highways, as said term appears in § 280-a of the New York State Town Law. The setbacks in a side yard with frontage on a street or highway of a corner lot shall be **the lesser of** double those of the underlying zoning district **and the required front yard**. See "lot line, front."

### **Section 6: Amendments to Article XVI of Chapter 307 of the Town Code**

As written, Article XVI of the Town Code currently provides zoning discretion to the Planning Board that circumvents the legislative power of the Town Board. To correct this, the following provisions shall be **removed** from the Town Code:

1. All text in **Section 307-97** of the Town Code, except the following sentence shall remain “**The Town Board may amend this chapter in the manner specified by law**”.
2. **Section 307-98** in its entirety
3. **Section 307-100** in its entirety

**Section 7:**

If any provisions of this local law are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the local law shall remain in effect.

**Section 8:**

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

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted July 19, 2022  
At a Regular Meeting  
Held at Town Hall**

The following Code does not display images or complicated formatting. Codes should be viewed online. This tool is only meant for editing.

**DRAFT**

# Chapter 255

## Solar Energy Systems

**[HISTORY: Adopted by the Town Board of the Town of Cortlandt 12-11-2018 by L.L. No. 8-2018. Amendments noted were applicable.]**

### GENERAL REFERENCES

Zoning — See Ch. 307.

#### § 255-1 Authority.

This solar energy chapter is adopted pursuant to §§ 261 through 263 of the Town Law and § 20 of the Municipal Home Rule Law of the State of New York, which authorize the Town to adopt zoning provisions that advance and protect the health, safety, and welfare of the community, and, in accordance with the Town Law of New York State, "to make provision for, so far as conditions may permit, the accommodation of solar energy systems and equipment and access to sunlight necessary therefor."

#### § 255-2 Statement of purpose.

- A. This solar energy chapter is adopted to advance and protect the public health, safety, and welfare of the Town by creating regulations for the installation and use of solar energy generating systems and equipment, with the following objectives:
- (1) To take advantage of a safe, abundant, renewable, and nonpolluting energy resource;
  - (2) To decrease the cost of electricity to the owners of residential and commercial properties, including single-family houses;
  - (3) To increase employment and business development in the Town, to the extent reasonably practicable, by furthering the installation of solar energy systems;
  - (4) To mitigate the impacts of solar energy systems on [neighborhood communities and](#) environmental resources such as important agricultural lands, forests, wildlife, [waterbodies](#), and other protected resources; and
  - (5) To create synergy between solar and the Town's overarching sustainability policies as set forth in "Envision Cortlandt: 2016 Sustainable Comprehensive Plan."

#### § 255-3 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

#### **BUILDING-INTEGRATED SOLAR ENERGY SYSTEM**

A combination of solar panels and solar energy equipment integrated into any building envelope system such as vertical facades, semitransparent skylight systems, roofing materials, or shading over windows, which produce electricity for on-site consumption.

## **COMMUNITY SOLAR ENERGY SYSTEM**

A solar installation owned collectively through condominium or property owners' associations, business groups (e.g., strip-mall collective), college student groups, "adopt-a-solar panel" programs, or other similar arrangements. [Building-Integrated, Roof-Mounted, and Ground-Mounted solar energy systems all may qualify as Community Solar Energy Systems. Solar Energy Systems located on canopies or other similar structures may also qualify as Community Solar Energy Systems. The community solar energy system shall be subject to the approval requirements set forth for Tier 2 and Tier 3 energy systems per the thresholds stated in this section.](#)

## **GLARE**

The effect by reflections of light with intensity sufficient as determined in a commercially reasonable manner to cause annoyance, discomfort, or loss in visual performance and visibility in any material respects.

## **GROUND-MOUNTED SOLAR ENERGY SYSTEM**

A solar energy system that is anchored to or resting directly on the ground via a pole or other mounting or supporting system (including ballasts, racks or other nonpenetrative supports), detached from any other structure, that generates electricity for on-site or off-site consumption.

## **NATIVE PERENNIAL VEGETATION**

Native wildflowers, forbs, and grasses that serve as habitat, forage, and migratory way stations for pollinators and shall not include any prohibited or regulated invasive species as determined by the New York State Department of Environmental Conservation.

## **POLLINATOR**

Bees, birds, bats, and other insects or wildlife that pollinate flowering plants, and includes both wild and managed insects.

## **ROOF-MOUNTED SOLAR ENERGY SYSTEM**

A solar energy system located on the roof of any lawfully existing building or structure that produces electricity for on-site or off-site consumption.

## **SOLAR ACCESS**

Space open to the sun and clear of overhangs or shade so as to permit the use of active and/or passive solar energy systems on individual properties.

## **SOLAR ENERGY EQUIPMENT**

Electrical material, hardware, inverters, conduit, storage devices, or other electrical and photovoltaic equipment associated with the production of electricity.

## **SOLAR ENERGY SYSTEM**

The component and subsystems required to convert solar energy into electric energy suitable for use. The term includes, but is not limited to, solar panels and solar energy equipment. The area of a solar energy system includes all the land inside the perimeter of the solar energy system, which extends to any interconnection equipment. A solar energy system is classified as a Tier 1, Tier 2, or Tier 3 solar system as follows:

A. Tier 1 solar energy systems include the following:

- (1) Roof-mounted solar energy systems.
- (2) Building-integrated solar energy systems.
- (3) Canopies containing solar energy systems.

B. Tier 2 solar energy systems include ground-mounted solar energy systems with system capacity up to 25 kW AC and that generate no more than 110% of the electricity consumed on the site over the previous 12 months.

C. Tier 3 solar energy systems are systems that are not included in the list for Tier 1 and Tier 2 solar energy systems.

### **SOLAR PANEL**

A photovoltaic device capable of collecting and converting solar energy into electricity.

### **STORAGE BATTERY**

A device that stores energy and makes it available in an electrical form.

#### **§ 255-4 Applicability.**

- A. The requirements of this chapter shall apply to all solar energy systems permitted, installed, or modified in the Town of Cortlandt after the effective date of this chapter, excluding general maintenance and repair.
- B. Solar energy systems constructed or installed prior to the effective date of this chapter shall not be required to meet the requirements of this chapter.
- C. Modification to an existing solar energy system that increases the solar energy system area by more than 5% of the original area of the solar energy system (exclusive of moving any fencing) shall be subject to this chapter.
  - (1) All solar energy systems shall be designed, erected, and installed in accordance with all applicable codes, regulations, and industry standards as referenced in the NYS Uniform Fire Prevention and Building Code ("Building Code"), the NYS Energy Conservation Code ("Energy Code"), and the Town Code.

#### **§ 255-5 General requirements.**

- A. A building permit shall be required for the installation of all solar energy systems.
- B. The reviewing board or person is encouraged to consider conditions on sites adjacent to solar energy systems so as to protect solar energy systems' access to sufficient sunlight to remain economically feasible over time.
- C. Issuance of permits and approvals by the reviewing board shall include review pursuant to the State Environmental Quality Review Act ("SEQRA").

- D. All solar energy systems are subject to the requirements of Chapter **179**, Freshwater Wetlands, Water Bodies and Watercourses, Chapter **283**, Trees, and Chapter **259**, Steep Slopes.
- E. Ground-mounted solar energy systems are prohibited in the [R-40](#), [R-40A](#), R-20, R-15, R-10, and RG Zoning Districts.

**§ 255-6 Permitting requirements for Tier 1 solar energy systems.**

A. All applications for Tier 1 solar energy systems shall be reviewed by the Director of the Department of Technical Services or the Director of Code Enforcement, shall be permitted in all zoning districts, and shall be exempt from site plan review under the Town Code, subject to the following conditions for each type of solar energy system:

- (1) Roof-mounted solar energy systems.
  - (a) Roof-mounted solar energy systems shall incorporate, when feasible, the following design requirements:
    - [1] Solar panels on pitched roofs shall be mounted with a maximum distance of eight inches between the roof surface and the highest edge of the system.
    - [2] Solar panels on pitched roofs shall be installed parallel to the roof surface on which they are mounted or attached.
    - [3] Solar panels on pitched roofs shall not extend higher than the highest point of the roof surface on which they are mounted or attached.
    - [4] Solar panels on flat roofs shall not extend above the top of the surrounding parapet, or more than 24 inches above the flat surface of the roof, whichever is higher.
  - (b) Glare. All solar panels shall have anti-reflective coating(s).
  - (c) Height. All roof-mounted solar energy systems shall be subject to the maximum height regulations specified for principal and accessory buildings within the underlying zoning district.
- (2) Building-integrated solar energy systems [and Canopy-mounted solar energy systems](#) shall be shown on the plans submitted for the building permit application for the building containing the system. [Canopy-mounted solar energy systems shall submit all studies as required by the Director of the Department of Technical Services or the Director of Code Enforcement.](#)

**§ 255-7 Permitting requirements for Tier 2 solar energy systems.**

A. All Tier 2 Solar Energy Systems shall be permitted by a special permit from the Planning Board, subject to the following conditions:

- (1) Site plan approval. For any solar energy system requiring a special permit, site plan approval shall be required. The approval criteria are the same as set forth in Chapter **307** of the Town Code.
- (2) Glare. All solar panels shall have anti-reflective coating(s).
- (3) Setbacks. All ground-mounted solar energy systems shall only be installed in the side or rear yards of

the lot. The required setbacks shall be as follows:

- (a) Double the required setback of the zoning district when the property is located in a Commercial or Industrial District; or
- (b) Double the required setback for accessory structures in the zoning district when the property is located in a Residential District.
- (4) Height. Tier 2 solar energy systems shall be subject to the height limitations specified for accessory structures within the underlying zoning district.
- (5) Screening and visibility:
  - (a) All Tier 2 solar energy systems shall have views minimized from adjacent properties to the extent reasonably practicable.
  - (b) Solar energy equipment shall be located in a manner to reasonably avoid and/or minimize blockage of views and shading of surrounding properties, while still providing adequate solar access.
- (6) Lot size: Tier 2 solar energy systems shall comply with the existing lot size requirements specified for accessory structures within the underlying zoning district.
- (7) Minimum landscape coverage. Tier 2 solar energy systems shall comply with the minimum landscape coverage for the underlying zoning district.
- (8) Security. The deposit, execution, or filing with the Town Clerk of a cash, bond, or other form of security reasonably acceptable to the Town Attorney and/or the Director of the Department of Technical Services, shall be in an amount sufficient to ensure the good faith performance of the terms and conditions of the permit issued pursuant hereto and to provide for the removal and restorations of the site subsequent to removal. The amount of the bond or security shall be 100% of the cost of removal of the Tier 2 solar energy system and restoration of the property.

**§ 255-8 Permitting requirements for Tier 3 solar energy systems.**

- A. All Tier 3 solar energy systems are permitted through the issuance of a special permit by the Town Board, and subject to the following conditions:
  - (1) Applications for the installation of Tier 3 solar energy systems are subject to the requirements of Chapter **307**, Article **X**: Standards and Conditions for Special Permits of the Town Code.
  - (2) Underground requirements: All on-site utility lines shall be placed underground to the extent feasible and as permitted by the serving utility, with the exception of the main service connection at the utility company right-of-way and any new interconnection equipment, including without limitation any poles, with new easements and right-of-way.
  - (3) Vehicular paths. Vehicular paths within the site shall be designed to minimize the extent of impervious materials and soil compaction.
  - (4) Signage:



- (a) No signage or graphic content shall be displayed on the solar energy systems except for the manufacturer's name, equipment specific information, safety information, and twenty-four-hour emergency contact information. Said information shall be depicted within an area of no more than eight square feet.
- (b) As required by National Electric Code (NEC), disconnect and other emergency shutoff information shall be clearly displayed on a light reflective surface. A clearly visible warning sign concerning voltage shall be placed at the base of all pad-mounted transformers and substations.
- (5) Glare. All solar panels shall have anti-reflective coating(s).
- (6) Lighting. Lighting of the solar energy systems shall be limited to that minimally required for safety and operational purposes and shall be reasonably shielded and downcast from abutting properties.
- (7) Tree-cutting. Removal of existing trees is subject to the requirements of Chapter **283** of the Town Code. [No more than 30% of the existing trees on site can be removed for the installation of a Tier 3 Solar Energy System.](#)
- (8) Decommissioning:
  - (a) Solar energy systems that have been abandoned and/or not producing electricity for a period of one year shall be removed at the owner and/or operator's expense, which at the owner's option may come from any security made with the Town as set forth herein.
  - (b) A decommissioning plan signed by the owner and/or operator of the solar energy system shall be submitted by the applicant, addressing the following:
    - [1] The cost of removing the solar energy system.
    - [2] The time required to decommission and remove the solar energy system and ancillary structures.
    - [3] The time required to repair any damage caused to the property by the installation and removal of the solar energy system.
  - (c) Security:
    - [1] The deposit, execution, or filing with the Town Clerk of a cash, bond, or other form of security reasonably acceptable to the Town Attorney and/or the Director of the Department of Technical Services, shall be in an amount sufficient to ensure the good faith performance of the terms and conditions of the permit issued pursuant hereto and to provide for the removal and restorations of the site subsequent to removal. The amount of the bond or security shall be 125% of the cost of removal of the Tier 3 solar energy system and restoration of the property with an escalator of 23% annually for the life of the solar energy system. The decommissioning amount shall be reduced by the amount of the estimated salvage value of the solar energy system.
    - [2] In the event of default upon performance of such conditions, after proper notice and expiration of any cure periods, the cash deposit, bond, or security shall be forfeited to the Town, which shall be entitled to

maintain an action thereon. The cash deposit, bond, or security shall remain in full force and effect until restoration of the property as set forth in the decommissioning plan is completed.

- [3] In the event of default or abandonment of the solar energy system, the system shall be decommissioned as set forth herein.
- (9) Site plan approval. For any solar energy system requiring a special permit, site plan approval shall be required. The approval criteria are the same as set forth in Chapter **307** of the Town Code.
- (10) Special permit standards:
  - (a) Lot size. The property on which the Tier 3 solar energy system is placed shall be at least 10 acres.
  - (b) Setbacks. The Tier 3 solar energy systems shall be set back:
    - [1] One hundred feet from an abutting lot when the property is in a Commercial or Industrial District;
    - [2] Two hundred feet when the property is located in a Residential District. The Town Board, at its discretion, may vary the required dimensional setback of 200 feet to minimize environmental impacts created when locating ground-mounted solar energy systems within the dimensional regulations. In such instances the approving authority may vary the setback to 100 feet or 200 feet from the nearest habitable building, whichever distance is more restrictive. The burden of proof for the grant of such waiver shall always be upon the applicant.
  - (c) Height. No structure can exceed 25 feet or two stories.
  - (d) Minimum landscape coverage:
    - [1] The solar energy system, as defined above, must comply with the minimum landscape coverage requirement of the underlying zoning district.
    - [2] The following component of a Tier 3 solar energy system shall be considered included in the calculations for lot coverage requirements:
      - [a] Foundation systems, typically consisting of driven piles or monopoles or helical screws with or without small concrete collars.
      - [b] All mechanical equipment of the solar energy system, including any pad mounted structure for batteries, switchboard, transformer, or storage cells.
      - [c] Paved access roads servicing the solar energy system.
  - (e) Fencing requirements. All mechanical equipment, including any structure for storage batteries, shall be enclosed by an eight-foot-high fence with a self-closing and self-locking gate to prevent unauthorized access.
  - (f) Screening and visibility. Applicants for Tier 3 solar energy systems shall be required to:

- [1] Conduct a visual assessment of the visual impacts of the solar energy system on public roadways and adjacent properties. At a minimum, a line-of-sight profile analysis shall be provided. Depending upon the scope and potential significance of the visual impacts, additional impact analyses, including for example a digital view-shed report, may be required to be submitted by the applicant.
  - [2] Submit a screening and landscaping plan to show adequate measures to screen through landscaping, grading, or other means so that views of solar panels and solar energy equipment shall be minimized as reasonably practicable from public roadways and adjacent properties to the extent feasible.
  - [3] All ornamental, specimen or protected trees listed in 283 Attachment 1 that are removed must be replaced using a one to one ratio. All other trees shall be replaced in accordance with the requirements of Chapter **283** of the Town Code. Trees determined to be diseased, dead or an invasive species are not subject to this requirement.
- (g) Agricultural resources. For projects located on lands designated as Agricultural Districts by the Westchester County Department of Planning:
- [1] Any Tier 3 solar energy system located on these Agricultural Districts shall not exceed 50% of the area of prime farmland or farmland of statewide importance on the parcel.
  - [2] To the maximum extent practicable, Tier 3 solar energy systems located in these Agricultural Districts shall be constructed in accordance with the construction requirements of the New York State Department of Agriculture and Markets.
  - [3] Tier 3 solar energy system owners shall develop, implement, and maintain native vegetation to the extent practicable pursuant to a vegetation management plan by providing native perennial vegetation and foraging habitat beneficial to game birds, songbirds, and pollinators. To the extent practicable, when establishing perennial vegetation and beneficial foraging habitat, the owners shall use native plant species and seed mixes.
- (h) Ownership changes. If the owner or operator of the solar energy system changes or the owner of the property changes, the special permit shall remain in effect, provided that the successor owner or operator assumes in writing all of the obligations of the special permit, site plan approval, and decommissioning plan. A new owner or operator of the solar energy system shall notify the zoning Enforcement Officer of such change in ownership or operator within 30 days of the ownership change.

(i) Priority of locations

[1] Applications for Tier 3 Solar Energy Systems shall locate said Systems in accordance with the following priorities, [a] being the highest priority and [d] being the lowest priority:

[a] Properties meeting the Brownfields requirements pursuant to State and/or Federal standards;

[b] Industrial or commercial properties not abutting residentially-zoned parcels;

[c] Industrial or commercial properties abutting residentially-zoned parcels;

- [d] On other property in the Town.
- [2] If the proposed property site is not the highest priority listed above, then a detailed explanation must be provided as to why a site of a higher priority was not selected. The person seeking such an exception must satisfactorily demonstrate the reason or reasons why such a permit should be granted for the proposed site, and the hardship that would be incurred by the applicant or service provider if not granted, or the benefits that might inure, and the beneficiaries of such an alternative site. Tier 3 Solar Energy Systems shall be prohibited in all residential districts.
- [3] An applicant may not bypass sites of higher priority by stating the site presented is the only site leased, purchased, in contract, or otherwise selected.
- [4] Notwithstanding the above, the approving Board may approve any site located within an area in the above list of priorities, provided that the Board finds that the proposed site is in the best interest of the health, safety and welfare of the Town and its inhabitants.
- [5] Upon filing an application for a special use permit for a Tier 3 Solar Energy System, the applicant shall submit a written report demonstrating the applicant's review of the above locations in order of priority, demonstrating the technological reason for the site selection. If the site selected is not the highest priority, then a detailed written explanation as to why sites of a higher priority were not selected shall be included with the application.
- [6] The applicant shall, in writing, identify and disclose the number and locations of any additional sites that the applicant has, is or will be considering, reviewing or planning for Tier 3 Solar Energy Systems in the Town and all municipalities adjoining or adjacent to the Town for a two-year period from the date of the subject application.
- [7] Notwithstanding that potential sites may be situated in areas described in this section of the code, the approving Board may disapprove an application for reasons of noncompatibility, for any of the following reasons:
- [a] Conflict with safety and safety-related codes and requirements;
- [b] Conflict with the community character of the area;
- [c] Stormwater runoff or other adverse environmental conditions;
- [d] The placement and location of a Tier 3 Solar Energy System which would create an unacceptable risk, or the probability of such, to residents, the public, employees and agents of the Town;  
or
- [e] Otherwise conflict with the provisions of this chapter.

**§ 255-9 Safety.**

- A. Solar energy systems and solar energy equipment shall be certified under the New York State Uniform Fire Prevention and Building Code and applicable electrical codes as required.
- B. Solar energy systems shall be maintained in good working order and in accordance with industry standards. Site access shall be maintained, including snow removal at a level acceptable to the local fire department.

- C. If storage batteries are included as part of the solar energy system, they shall meet the requirements of the New York State Uniform Fire Prevention and Building Code when in use and, when no longer used, shall be disposed of in accordance with the laws and regulations of the Town and any applicable federal, state, or county laws or regulations.

**§ 255-10 Permit time frame and abandonment.**

- A. The special permit and site plan approval for a solar energy system shall be valid for a period of 12 months, provided that a building permit is issued for construction. In the event construction is not completed in accordance with the final site plan, as may have been amended and approved, as required by the Town Board or Planning Board, within 12 months after approval, the applicant or the Town may extend the time to complete construction for 180 days. If the owner and/or operator fails to perform substantial construction after 24 months, the approvals shall expire.
- B. Upon cessation of electricity generation of a solar energy system on a continuous basis for 12 months, the owner and/or operator of the solar energy system shall implement the decommissioning plan. The decommissioning plan must be completed within 360 days of cessation.
- C. If the owner and/or operator fails to comply with decommissioning upon any abandonment, the Town may, at its discretion, utilize the bond and/or security for the removal of the solar energy system and restoration of the site in accordance with the decommissioning plan.

**§ 255-11 Referral to Conservation Advisory Council.**

Upon receipt of an application, the approving authority shall e-mail and send via standard mail said application to the Conservation Advisory Council ("CAC") for review and report. The CAC shall report back to the approving authority within 15 days of such referral if the approving authority is the Director of Technical Services, within 30 days of referral if the approving authority is the Town Board, and within 45 days of referral if the approving authority is the Planning Board. The time period within which the CAC shall be required to report back may be extended at the discretion of the approving authority. The approving authority shall give significant weight to the recommendations of the CAC as well as any reports or recommendations offered by the Town Arborist or other environmental officials. Failure by the CAC to report back to the approving authority within the specified time period shall be interpreted as indicating no objection to the application. The approving authority shall send the final approved plan(s) to the CAC.

**§ 255-12 Community solar energy systems.**

Shares in community solar energy systems shall be offered first to Town of Cortlandt residents.

**§ 255-13 Fees.**

The fees for solar energy systems shall be established from time to time by resolution of the Town Board.

**§ 255-14 Taxation.**

Pursuant to § 487 of the Real Property Tax Law, the Town shall require all applicants to enter into a contract for payments in lieu of taxes (PILOT) for all ~~ground-mounted~~ Community sSolar eEnergy sSystems. Each applicant shall be required to pay \$11,100 per MW/AC to the Town of Cortlandt beginning in 2022 with an additional 3% for each year thereafter. The duration of the PILOT shall be the maximum extent permitted by law. In addition to the Town of Cortlandt, the applicant shall also be required to enter into a PILOT agreement with the School District and the County of Westchester unless otherwise waived.

**§ 255-15 Enforcement.**

Any violation of this solar energy law shall be subject to the same enforcement requirements, including the civil and criminal penalties, provided for in Chapters **149** and **307** of the Town Code.

§ 255-16 **Cessation of moratorium.**

Upon adoption of this chapter [and subsequent amendments](#), the Town's moratoria on solar use adopted at the May 15, 2018 [and September 21, 2021](#); Town Board Meetings shall cease.

§ 255-17 **Severability.**

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

**Local Law No. \_\_\_ of 2022****(Videoconferencing Requirements for Remote and Hybrid Meetings)****Section 1: Legislative Intent**

In order to ensure the Town remained fully functional during the COVID-19 Pandemic, the Town conducted remote and hybrid public meetings with much success. Pursuant to Senate Bill S8006C/Assembly Bill A9006, Section 103-a was added to the Open Meetings Law to expand the use of videoconferencing by public bodies. The Town Board seeks to expressly permit hybrid meetings in conformance with the enacted legislation and to provide reasonable standards for the operation of such meetings.

**Section 2: Approval of Videoconferencing**

The Town Board, Planning Board, and Zoning Board of Appeals are permitted to use videoconferencing for public meetings in conformance with the standards outlined in this Local Law and Section 103-a of the Public Officers Law.

**Section 3: Videoconferencing Standards**

In addition to the requirements found in Section 103-a of the Public Officers Law, the following standards shall apply to all meetings using videoconferencing:

1. Members of each Board shall physically attend each meeting except in the case of an extraordinary circumstance such as an illness or a family emergency.
2. Anybody behaving inappropriately during a videoconference shall be removed from the meeting immediately.
3. All public meetings using videoconferencing shall be recorded.

**Section 4:**

If any provisions of this local law are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the local law shall remain in effect.

**Section 5:**

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

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NUMBER \_\_\_\_\_**

**(RE: RE-APPOINT ALL CURRENTLY ACTIVE MEMBERS OF THE CONSERVATION ADVISORY COUNCIL)**

**WHEREAS**, the Town Board of the Town of Cortlandt did by Resolution 126-13 approve joining the activities of the Conservation Advisory Council and the Open Space Committee; and

**WHEREAS**, at this time the Town Board wishes to re-appoint all currently active members for terms of two years;

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Cortlandt does hereby re-appoint all currently active members of the Conservation Advisory Council for a term effective June 1, 2022 and ending May 31, 2024 listed below:

**NINE MEMBERS//TWO YEAR TERMS**

**DAVID DOUGLAS (Chairman)** Term Expires May 31, 2024  
36 Wood Dale Avenue, Croton

**PAUL BUCKOUT (Vice Chairman)** Term Expires May 31, 2024  
McGregor Lane, Crompond

**VACANT** Term Expires May 31, 2022

**ANTHONY CARBONE** Term Expires May 31, 2024  
3 Trolley Road, Cortlandt Manor

**VACANT** Term Expires May 31, 2022

**WENDY TALIO** Term Expires May 31, 2024  
3 Watson Street, Cortlandt Manor

**MARK BARTH** Term Expires May 31, 2024  
8 Quaker Hill Court E, Croton-on Hudson

**JOSEPH MINTZ** Term Expires May 31, 2024  
10 Langeloth Drive, Cortlandt Manor



**RAMSEY SALCEDO**  
10 Lakeview Ave, Cortlandt Manor

Term Expires May 31, 2024

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**RESOLUTION**

**DRAFT**

NO.

**(JOIN WESTCHESTER POWER TO PROVIDE ENERGY OPTIONS FOR RESIDENTS)**

**WHEREAS**, currently, all Town residents are receiving their energy bills at ConEd's rates unless they have contracted with a private Energy Service Company; and

**WHEREAS**, through Sustainable Westchester, the Town has an opportunity to participate in a Community Choice Aggregation ("CCA") service known as Westchester Power; and

**WHEREAS**, Westchester Power provides the ability for residents to pay fixed prices for energy; and

**WHEREAS**, approximately 30 other municipalities are already members of Westchester Power; and

**WHEREAS**, the Town is unaware of complaints from officials from these neighboring municipalities about Westchester Power; and

**WHEREAS**, the Town intends to move forward with participating in Westchester Power in order to allow its residents more choices, since they would then be able to elect to pay energy at the standard ConEd rate or at the Westchester Power rate;

**NOW, THEREFORE, BE IT RESOLVED** the Town Supervisor is authorized to execute the necessary documents to enroll in Westchester Power for the renewable supply option.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NO.**

**(AUTHORIZE THE SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BUCHANAN FOR SEWER USE)**

**WHEREAS**, prior to Indian Point's closure, a \$15 million Settlement Fund was established pursuant to the Indian Point Closure Agreement; and

**WHEREAS**, the State informed the Town of Cortlandt and Village of Buchanan that approximately \$7 million of the Settlement Fund could be used for sewer improvements in the area near Indian Point; and

**WHEREAS**, the Town previously entered into a cooperative agreement with the Village of Buchanan and State of New York setting a path forward for the distribution of the settlement fund money; and

**WHEREAS**, as part of the Cooperative Agreement, the Town and Village were originally requested to enter into an Intermunicipal Agreement outlining the responsibilities of each party with respect to sewers; and

**WHEREAS**, this deadline has been extended to June 15, 2022; and

**WHEREAS**, the Town has offered to contribute its share to ensure that the existing Buchanan Treatment Plant is fully upgraded and expanded; and

**WHEREAS**, in exchange for this capital contribution, Town properties would be able to connect into the Buchanan Treatment Plant at the same rate as properties located in the Village of Buchanan;

**NOW, THEREFORE, BE IT RESOLVED** the Town Supervisor is authorized to execute an Intermunicipal Agreement (IMA) with the Village of Buchanan subject to Town parcels paying the same rate as Village of Buchanan parcels due to the Town providing an in-kind capital contribution.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NO.**

**(UPDATE HOURS OF OPERATIONS FOR TOWN PARKS)**

**WHEREAS**, the Town has many parks which are enjoyed by its residents; and

**WHEREAS**, the Supervisor and Town Board want to ensure that parks remain peaceful for those using the parks and the surrounding communities; and

**WHEREAS**, to promote harmony, the Town seeks to install additional signs clarifying the hours of operations for Town parks;

**NOW, THEREFORE, BE IT RESOLVED** the Recreation Department and the Department of Environmental Services are authorized to purchase new signs for Town parks noting hours as starting at sunrise and ending thirty (30) minutes after the posted sunset.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NO.**

**(ADD WEIGHT LIMITS FOR VEHICLES ON TOWN ROADS IN THE HAMLET OF VERPLANCK)**

**WHEREAS**, residents have seen an increase in the number of tractor-trailers on local roads; and

**WHEREAS**, the Town seeks to install signage to dissuade tractor-trailers from entering local roads, while still allowing delivery services to access these roads as necessary;

**NOW, THEREFORE, BE IT RESOLVED** the Department of Environmental Services is authorized to order signs limiting weight on roads in the Hamlet of Verplanck to 5,000 pounds.

**BE IT FURTHER RESOLVED** that local delivery services shall be exempt from the weight requirements of this resolution.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NO.**

**(AUTHORIZE THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH TEAM CONCEPTS FOR THE USE OF LAKE MEAHAGH AND TOWN FACILITIES)**

**WHEREAS**, the Town of Cortlandt has a beautiful waterfront that is perfect for all types of recreational activities; and

**WHEREAS**, Team Concepts is a team-building organization that has inquired with the Town about using Town land and facilities for a rowing team-building exercise; and

**WHEREAS**, as part of certain aspects of the team-building exercises, Town residents will have an opportunity to participate;

**NOW, THEREFORE, BE IT RESOLVED** the Supervisor is authorized to execute a license agreement with Team Concepts for team-building exercises on Town-owned property.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NO.**

**(AUTHORIZE THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE ROAD KNIGHTS FOR USE OF TOWN-OWNED PROPERTY)**

**WHEREAS**, the Road Knights contacted the Town to request to use Town-owned land on Riverview Avenue for its annual classic car festival; and

**WHEREAS**, the Road Knights have successfully held other events in the past and have a history of strong charitable and civic engagement; and

**WHEREAS**, this event will provide another opportunity for the Town to showcase its waterfront;

**NOW, THEREFORE, BE IT RESOLVED** that the Supervisor is authorized to execute a license agreement with the Road Knights for a car event to be held on a publicized date in September of 2022 at Town-owned Property on Riverview Avenue.

**BE IT FURTHER RESOLVED** that the fee for this event shall be \$2,000.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN, TOWN CLERK**

**Adopted June 14, 2022  
At a Regular Meeting  
Held at Town Hall**

**RESOLUTION**

NUMBER \_\_\_\_\_

**(RE: AUTHORIZE CLOSING OF CERTAIN STREETS IN VERPLANCK FOR OUR LADY OF MT. CARMEL FESTIVAL TO BE HELD JULY 10, 2022 THROUGH JULY 17, 2022)**

**WHEREAS**, Our Lady of Mt. Carmel Society of Verplanck, by letter dated June 3, 2022 has requested permission of the Town Board to close off certain streets in Verplanck during the annual Festival to be held July 10, 2022 through July 17, 2022; and

**WHEREAS, should there be inclement weather during this time period, the alternate date of July 18, 2022 will be for evening fireworks and the closure of 8<sup>th</sup> Street only, and are subject to receipt by the Town Clerk and approved by the Town Attorney prior to July 10, 2022 of a Certificate of Insurance covering said alternate time period;**  
and

**WHEREAS**, the closing of the foregoing streets in addition to others listed below have been reviewed in past years and recommended by the various Town Departments and fire agencies and found to be acceptable, and it is therefore the desire of the Town Board that these streets be again closed by Our Lady of Mt. Carmel Society during the hours and dates specified below; **said closings to be enforced by said Society;** and

**WHEREAS**, Our Lady of Mt. Carmel Society has also provided the Town with a Hold Harmless Agreement, and has agreed that all other laws or regulations of the Town, County and State will be fully complied with by said Society.

**NOW, THEREFORE, BE IT RESOLVED**, that Our Lady of Mt. Carmel Society of Verplanck be, and they hereby are, directed and permitted to close and restrict parking upon the following conditions:

- 1. Applicant provides and maintains all traffic control in designated area. (The Department of Environmental Services - Highway Division is hereby authorized to allow Our Lady of Mt. Carmel Society to use highway control items from the Highway Department in order to facilitate said street closings and parking restrictions. The placement, maintenance, and return of the traffic control items is entirely the responsibility of Our Lady of Mt. Carmel Society.)**
- 2. Applicant is responsible for the cleanup of the roads during, and after the event.**
- 3. Vendors are not to dump cooking oils, dough, foodstuffs of any nature in or on the roads or drainage systems.**
- 4. Mt. Carmel is responsible to keep a clear path within said closed roadways as to allow for emergency vehicles access if needed.**



**Our Lady of Mt. Carmel Society  
Closing of Streets Resolution  
Page Two**

**5. Appropriate Certificate of Insurance must be on file.**

**AND, BE IT FURTHER RESOLVED**, that Our Lady of Mt. Carmel Society of Verplanck be, and hereby is, directed and permitted to close and restrict parking on the following streets and during the following listed hours and dates:

**July 10 from 10:00 am to 1:00 pm:** 8<sup>th</sup> Street from Broadway to Highland Ave and Highland Avenue from 11<sup>th</sup> Street to 6<sup>th</sup> Street.

**July 11, 12, 13, 14, 15, 16, from 5:00 p.m. to 2:00 a.m.:** 6th Street, 7th Street, 8th Street, 9th Street, 10th Street and 11th Street from Broadway to Highland Avenue; from 6th Street to 11th Street, and 6th Street from Highland Avenue to Dead End.

**July 17, 2022 from 3:00 p.m. to 2:00 a.m.:** (same as above) plus: 9th Street from Broadway to the river.

We also request that parking be prohibited as follows:

**July 11, 12, 13, 14, 15, 16, 17 - 5:00 p.m. to 2:00 a.m. (raindate : July 18, 2022)**

**July 17, 2022 - 3:00 p.m. to 2:00 a.m.**

1) South side of 6th Street from Highland Ave. to the VFD driveway and 320 feet east of driveway.

2) North side of 6th Street from Madalyn Ave. to a point 190 feet east of former school driveway.

**AND,**

**BE IT FURTHER RESOLVED**, Our Lady of Mt. Carmel is authorized the use of Highway control items from the Highway Department; and

**BE IT FURTHER RESOLVED** that Our Lady of Mt. Carmel Society of Verplanck shall follow all health and safety guidance provided by regulatory agencies, and if the Town of Cortlandt has health and or safety concerns, then it can modify any granted approvals.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

NUMBER \_\_\_\_\_

**(RE: AUTHORIZE FIREWORKS PERMIT TO OUR LADY OF MT. CARMEL)**

**WHEREAS**, pursuant to Chapter 35 of the Town Code, and pursuant to Section 405.00 of the Penal Law of the State of New York, Our Lady of Mt. Carmel Society, Inc. of Verplanck, New York submitted to the Department of Technical Services - Code Enforcement Division an application for a permit to display fireworks at the following locations and on the specified dates:

At property located at the end of Eighth Street at the Hudson River, Verplanck, New York; and property owned by the Town of Cortlandt located at the end of Ninth Street, Verplanck, New York, intermittently on July 13<sup>th</sup>, 16<sup>th</sup>, and 17<sup>th</sup>; intermittently from 10:45 p.m. to 12:00 Midnight on July 18, 2022; with the alternate date being July 18, 2022 for the same hours; and

**WHEREAS**, the above locations and times of said display is hereby authorized pursuant to the application of Our Lady of Mt. Carmel Society, Inc. and approved by the various agencies outlined below; and

**WHEREAS**, said application has been reviewed and endorsed by the Town Supervisor, Deputy Director of Code Enforcement, Chief of the Verplanck Fire Department, and the Chairman of the Fire Advisory Board; and

**WHEREAS**, in accordance with Section XIII, Paragraph D of the Town Code, authorization for said fireworks display is conditioned upon the licensee's submission to the Town Clerk of the Town of Cortlandt a Certificate of Insurance in the sum of Five Million Dollars naming thereon the Town as additionally insured; which certificate has been approved as to form by the Town Attorney; and upon condition of the approval of the Code Enforcement Division, the Local Fire District and the Fire Advisory Board; and

**WHEREAS**, said Society has submitted to the Town Clerk of the Town of Cortlandt a Hold Harmless Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Cortlandt does hereby **GRANT** a Non-Transferable Permit to Display Fireworks on the 13<sup>th</sup>, and 16<sup>th</sup>, with the full show on the 18<sup>th</sup> day of July, 2022 (**alternate date of July 19<sup>th</sup>, 2022 to be used ONLY if on July 18 the weather does not permit said display**) and at the times specified above to: Our Lady of Mt. Carmel Society, Inc.; Garden State Fireworks, P. O. Box 403, Carlton Road, Millington, New Jersey (07946); and the following persons designated as those discharging the fireworks; Anthony Cappicotti, Anthony Capicotti, Jr., Michael Letteri, John Mahoney, Brian Snyder, Joseph Letteri, Jason Letteri and Michael Ritornato; and

**OUR LADY OF MT. CARMEL  
FIREWORKS PERMIT 2022**

**Page Two**

**BE IT FURTHER RESOLVED**, that said permit shall require a member of the Town of Cortlandt Code Enforcement Department to be present when the fireworks are delivered; and

**BE IT FURTHER RESOLVED**, that the Supervisor be, and hereby is, authorized to execute said permit on behalf of the Town Board provided that all necessary documents have been obtained and all Town staff reviews and sign-offs have been secured at the time of said display; and

**BE IT FURTHER RESOLVED** that Our Lady of Mt. Carmel Society of Verplanck shall follow all health and safety guidance provided by regulatory agencies, and if the Town of Cortlandt has health and or safety concerns related to COVID-19, then it can modify any granted approvals.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
At a Regular Meeting  
Held at the Town Hall**

**DRAFT**

**RESOLUTION**

NUMBER \_\_\_\_\_

**RE: (AWARD CONTRACT NO. TE 2022.03 MEMORIAL DRIVE EQUIPMENT SHED, STORAGE BUILDING, AND SITE WORK)**

**WHEREAS**, four (4) sealed bids were received and opened on June 2, 2022 for Contract No. TE 2022.03 Memorial Drive Shed, Storage Building, and Site Work to install sheds, a storage building, and site work in the amounts below:

	<b><u>Bid Amount</u></b>
ZN Construction, LLC 185 East 54 <sup>th</sup> Street Elmwood Park, NJ 07407	\$366,250.00
Gianfia Corp. 179 Brady Ave Hawthorne, NY 10532	\$369,450.00
WD Excavation, Inc. 411 Yorktown Rd Croton-on-Hudson, NY 10520	\$511,550.00
JC Land & Site Development, Inc. 29 Havell Street Ossining, NY 10562	\$735,250.00

; and

**WHEREAS**, the Director of Technical Services has reviewed the bids and recommends awarding the bid to ZN Construction, LLC, 185 East 54<sup>th</sup> Street, Elmwood Park, NJ 07407 in the amount of Three Hundred Sixty-Six Thousand Two Hundred Fifty Dollars and Zero Cents (\$366,250.00).

**NOW, THEREFORE, BE IT RESOLVED**, that a variance is hereby granted under Section 237-5 of the Town Code and performance and payment bonds may be accepted in Lieu of the normally required Letter of Credit.

**BE IT FURTHER RESOLVED**, that the contract be awarded to the lowest responsible bidder ZN Construction, LLC, 185 East 54<sup>th</sup> Street, Elmwood Park, NJ 07407 in the amount of Three Hundred Sixty-Six Thousand Two Hundred Fifty Dollars and Zero Cents (\$366,250.00).

**BE IT FURTHER RESOLVED**, that the Supervisor is hereby authorized to execute the contract documents subject to approval of the same by the Town Attorney; and

**BE IT FURTHER RESOLVED**, that the Comptroller is hereby authorized to amend the budget accordingly.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at the Town Hall**

RESOLUTION

**DRAFT**

NUMBER \_\_\_\_\_

**RE: (AWARD TE CONTRACT 2022.04 - TOWN OF CORTLANDT REPAVING 2022)**

**WHEREAS**, competitive sealed bids were received and opened on June 8, 2022, at 10:00 AM for TE Contract 2022.04 Town of Cortlandt Repaving; and

**WHEREAS**, bids were received in the amounts shown below:

<b>Company</b>	<b>Base Bid</b>
ELQ Industries, Inc. 567 Fifth Avenue New Rochelle, NY 10801	\$1,831,054.50
Waters Construction Company, Inc. 300 Bostwick Avenue Bridgeport, CT. 06605	\$2,133,715.00
Montesano Brothers, Inc. 76 Plain Ave New Rochelle, NY 10801	\$2,204,000.00
PCI Industries, Inc. 550 Franklin Avenue Mount Vernon, NY 10550	\$2,388,425.00

And;

**WHEREAS**, the List of Roads for Base Bid are as referenced in Appendix D of the Bid Book for Contract No. TE 2022.04; and

**WHEREAS**, the lowest responsible bidder, ELQ Industries, Inc., has indicated that providing a Letter of Credit for performance security represents a hardship; and

**WHEREAS**, the Department of Technical Services has reviewed the bids and recommends awarding the contract to ELQ Industries, Inc.; and

**NOW, THEREFORE, BE IT RESOLVED**, that a variance is hereby granted under Section 237-5 of the Town Code and performance and payment bonds may be accepted in lieu of the normally required Letter of Credit; and

**BE IT FURTHER RESOLVED**, that a unit price contract, be awarded to the lowest responsible bidder, ELQ Industries, Inc., 567 Fifth Avenue, New Rochelle, NY 10801, in the amount of One Million Eight Hundred Thirty-One Thousand Fifty-Four Dollars and Fifty Cents (\$1,831,054.50); and

**BE IT FURTHER RESOLVED**, that the Director of Technical Services is authorized to extend the contract for construction inspection services by Tectonic Engineering & Surveying Consultants P.C., 280 Little Britain Rd., Building #2, Newburgh, NY 12550, at an hourly rate of Eighty-Five Dollars (\$85.00) at a cost not to exceed Fifty Thousand Dollars (\$50,000.00).

**BE IT FURTHER RESOLVED**, that the Supervisor is hereby authorized to execute the contract documents subject to approval of the same by the Town Attorney; and

**BE IT FURTHER RESOLVED**, that the Town Comptroller is hereby authorized to amend the budget accordingly.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Town Board Meeting  
Held at the Town Hall**

**DRAFT**

**RESOLUTION**

**NUMBER \_\_\_\_\_**

**(RE: AMEND RATE OF PAY FOR SEASONALS AND FLOATERS)**

**RESOLVED**, that beginning on \_\_\_\_\_ the rate of pay for Seasonals will be \$18.00/hr and the rate of pay for Floaters will be \$20.00/hr.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**

**RESOLUTION**

**NUMBER \_\_\_\_\_**

**(RE: AUTHORIZE THE APPOINTMENT OF THE FOLLOWING SEASONAL EMPLOYEES  
IN THE DEPARTMENT OF ENVIRONMENTAL SERVICES FOR THE YEAR 2022)**

**NOW THEREFORE BE IT RESOLVED**, the following seasonal employees will be appointed in the Department of Environmental Services, with a start date of (See Below) and an end date of 09/02/2022. This appointment is subject to completion of drug screening.

	<b>NAME</b>	<b>START DATE</b>
<b>SANITATION</b>	Justin Pufahl	6/15/2022
	Ryan Pufahl	6/15/2022
	Ryan McDonald	6/16/2022
	James McGough	6/15/2022
	<b>NAME</b>	<b>START DATE</b>
<b>WATER</b>	Jonathan Basler	6/15/2022
	Erick Samayoa	6/15/2022
	<b>NAME</b>	<b>START DATE</b>
<b>HIGHWAY</b>	David Maloney	6/15/2022

**BE IT FURTHER RESOLVED**, all temporary employees in the Department of Environmental Services shall be compensated at an hourly rate of pay of \$18.00.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**



**RESOLUTION**

NUMBER \_\_\_\_\_

**(RE: APPOINT ALL 2022 SUMMER SEASONALS)**

**RESOLVED**, pursuant to Town Board Policy adopted on February 11, 1997, that the following be and hereby are appointed as seasonal employees in the Town of Cortlandt Government to work in various departments and divisions. The hourly rate of pay varies with the position. Pool appointments become effective on May 23, 2022 – September 6, 2022, and camp appointments become effective June 27, 2022 – August 5, 2022:

	<b>NAME</b>	<b>TITLE</b>	<b>2021 ROP</b>
<b>DAY CAMP</b>	Glashoff, Matthew	Assistant Director	\$19.00
	Costa, Dominic	Trip Supervisor	\$15.00
	Paribello, Johnny	Senior Maintenance	\$13.00
	Friel, Julia	Senior Counselor	\$12.00
	Servedio, Olivia	Senior Counselor	\$12.00
	Travis, Ryan	Senior Counselor	\$12.00
	Petrosino, Quinn	Intermediate Counselor	\$9.00
	Birotte, Neyssa	Intermediate Counselor	\$8.00
	Vasquez, Anahi	Intermediate Counselor	\$8.00
	Benowich, Tara	Junior Counselor	\$4.00
	DeJesus, Corey	Junior Counselor	\$4.00
	Goldman, Daniel	Junior Counselor	\$4.00
	Matalon, Alicia	Junior Counselor	\$4.00
	Arnold, Greta	CIT	\$1.00
	Birotte, Olivier	CIT	\$1.00
	Clarke, Declan	CIT	\$1.00
	Conticello, Angelina	CIT	\$1.00
	DeFreitas, Ashley	CIT	\$1.00
	Diaz, Emily	CIT	\$1.00
	Hentze, Jake	CIT	\$1.00
	Milbury, Kaylee	CIT	\$1.00
	Rubin, Logan	CIT	\$1.00
	Russo, Tea	CIT	\$1.00
Siller, Duncan	CIT	\$1.00	
Skelly, Daniel	CIT	\$1.00	
<b>7,8 GRADE CAMP</b>	<b>NAME</b>	<b>TITLE</b>	<b>2021 ROP</b>
	Perez, Jakobe	Senior Counselor	\$12.00
<b>PLAYGROUNDS</b>	<b>NAME</b>	<b>TITLE</b>	<b>2021 ROP</b>

	Signorelli, John	Intermediate Counselor	\$8.00
<b>POOL STAFF</b>	<b>NAME</b>	<b>TITLE</b>	<b>2021 ROP</b>
	Moore, Logan	Lifeguard	\$14.50
	Vayda, Tessa	Lifeguard	\$14.50
	McManus, James	Lifeguard/Swim Instructor	\$14.00
	Freedman, Nathan	Lifeguard	\$14.00
	Kelly, Alexis	Lifeguard	\$14.00
	Markic, Daniel	Lifeguard	\$14.00
	Rinaldi, Nicholas	Lifeguard	\$14.00
	Rosenberg, Norah	Lifeguard	\$14.00
	O'Connor, Jason	Maintenance	\$8.25
	Haynes, Cameron	Maintenance	\$8.25
	Healy Eleanor	Cashier	\$8.25
	Mendez, Kiara	Cashier	\$8.25
	Van Hasselt, Lisa	Cashier	\$8.25
	Wong, Tristan	Maintenance	\$8.25
<b>SWIM INSTRUCTORS</b>	<b>NAME</b>	<b>TITLE</b>	<b>2021 ROP</b>
	Ghigliazza, Emiliano	Swim Instructor	\$14.50
	Jerutis, Nina	Swim Instructor	\$14.00
	Garcia, Erik	Swim Instructor	\$14.00
	Muranaka, Tyler	Swim Instructor	\$14.00
	Tomeny, Ryan	Swim Instructor	\$14.00

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NUMBER \_\_\_\_\_**

**RE: (APPOINT AN INTERN IN THE OFFICE OF THE COMPTROLLER)**

**NOW, THEREFORE, BE IT RESOLVED**, that following student is appointed as an intern at the Office of the Town Comptroller:

Peter Gaine

**BE IT FURTHER RESOLVE**, Mr. Gaine will be paid an hourly salary of \$18.00 and begin work on or after June 15, 2022.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**

**DRAFT**

**RESOLUTION**

**NUMBER \_\_\_\_\_**

**RE: (APPOINT AN INTERN IN THE OFFICE OF THE TOWN CLERK AND THE  
LEGAL DEPARTMENT)**

**NOW, THEREFORE, BE IT RESOLVED**, that following student is appointed as an intern at  
the Office of the Town Comptroller:

Vaishali Miriyagalla

**BE IT FURTHER RESOLVE**, Ms. Miriyagalla will be paid an hourly salary of \$18.00 and  
begin work on or after June 15, 2022.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**

**RESOLUTION**

**DRAFT**

NUMBER \_\_\_\_\_

**(RE: AUTHORIZING AN INTERMITTENT LEAVE OF ABSENCE FOR ONE  
EMPLOYEE IN THE TOWN COMPTROLLER'S OFFICE)**

**RESOLVED**, that the following employee is hereby approved for an intermittent leave of absence under FLMA effective the following date:

Employee ID # - 291020 - Effective April 15, 2022 – April 15, 2023

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted on June 14, 2022  
at a Regular Meeting  
Held at Town Hall**