

AGENDA
Regular Village Board Meeting
Monday, September 17, 2012
Van Wyck Hall, Fishkill, N.Y.
7:00 PM

PUBLIC HEARINGS

1- Bill N-2012 – A proposed local law regarding the Removal of Litter, Rubbish and other Wastes from Village Sidewalks

2- Bill O-2012 – A proposed local law to Amend the Zoning Law regarding the Imposition of Recreation Fees for new Residential Units

REGULAR VILLAGE BOARD MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MINUTES APPROVAL – August 27, 2012

ABSTRACTS

REPORTS

MAYOR

Mass Gathering Permit – Classic Cruisers
Reorganization of Committees

COMMITTEE REPORTS

ATTORNEY

2 Resolutions regarding Local Law to Amend the Zoning Law regarding
the Imposition of Recreation Fees for New Residential Units

Adoption of Bill N-2012 into Local Law 11-2012

Adoption of Bill O-2012 into Local Law 12-2012

DEPARTMENTS

Building Inspector/Fire Inspector

Fire

Justice

Police

Bid Results from Auctioned items

Water/Sewer

Sr. Project Coordinator

Ambulance

OLD BUSINESS

NEW BUSINESS

DATED: September 15, 2012
Angela Arasim, Village Clerk

Proposed

Resolutions for 9/17/2012

RESOLUTION

WHEREAS, the Board of Trustees of the Village of Fishkill previously set a public hearing to be held by said Board at 1095 Main Street, Fishkill at 7P.M. on September 17, 2012 to hear all interested parties on a proposed Local Law entitled "A Local Law to Amend the Zoning Law regarding the Imposition of Recreation Fees for New Residential Units", and

WHEREAS, notice of said public hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of the Village of Fishkill on or about August 30, 2012, and

WHEREAS, said public hearing was duly held at the Village Hall at 7P.M. on September 17, 2012 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, pursuant to Part 17 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) ("SEQR") it has been determined by the Board of Trustees that adoption of said proposed Local Law constitutes a Type II action and does not require any additional SEQR review; and

WHEREAS, the Dutchess County Department of Planning on September 4, 2012, having determined pursuant to section 239m of the General Municipal Law that said Planning Department has not identified any significant county-wide or inter-community impacts associated with the proposed local law, and

WHEREAS, the Board of Trustees, after due deliberation, finds it in the best interest of the Village to adopt said Local Law,

NOW, THEREFORE, the Board of Trustees hereby adopts said Local Law entitled "Local Law to Amend the Zoning Law regarding the Imposition of Recreation Fees for New Residential Units", a copy of which is attached hereto and made a part hereof, and the Village Clerk be and she hereby is directed:

1. to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law; and
2. to publish a summary or abstract of this local law in the Poughkeepsie Journal, the official newspaper of the Village;

The foregoing Resolution was duly adopted by the Board of Trustees on _____, 2012.

Angela Arasim, Village Clerk

RESOLUTION

WHEREAS, the Village Board of Trustees previously enacted a Local Law entitled “Local Law to Amend the Zoning Law regarding the Imposition of Recreation Fees for Residential Units”; and

WHEREAS, prior to the enactment of said Local Law, the Board instructed its professional planning consultants, Frederick P. Clark Associates, Inc., to prepare a “Recreational Needs Analysis” to study the Village’s present and future need for parks and/or recreational lands; and

WHEREAS, said Planning Consultants prepared a Memorandum regarding the Recreational Needs and Fees of the Village, which Memorandum is dated August 27, 2012, attached hereto and incorporated herein by reference; and

WHEREAS, the Board of Trustees now desires to amend the Village Zoning Fee Schedule to change the “Recreation fee in lieu of land” contained therein and hereby determines that such amendment of the fee schedule does not constitute an action as defined and could be considered without further regard to SEQR; and

WHEREAS, based upon its review of said Memorandum and the Board’s analysis of the Village’s need for parks and recreational land, the Board resolves as follows:

1. The Zoning Fee Schedule of the Village of Fishkill is hereby amended to provide that the “Recreation fee in lieu of land” to be charged by the Village Planning Board shall be \$_____ per lot or dwelling unit (apartment, condominium, townhouse, private house or co-op).

2. The provision contained in the Zoning Fee Schedule regarding payment of recreational fees by commercial developers which reads: “\$1.00 per square foot of building area for commercial spaces” is hereby deleted from said schedule.

The foregoing Resolution was duly adopted by the Board of Trustees on _____, 2012.

Angela Arasim, Village Clerk