

**RESOLUTION TO CONSIDER GRANTING PERMISSION TO COUNTY AUTO & COMMERCIAL TOWING TO
CONSTRUCT A TWO STORY ADDITION ON THE REAR OF THE BUILDING LOCATED
AT 891 SAW MILL RIVER ROAD**

RESOLVED, that the Village Board of the Village of Ardsley hereby grants permission to construct a two story addition on the rear of the building located at 891 Saw Mill River Road with the following conditions:

1. The applicant must provide plans for the build-out showing full compliance with the NYS Building Code.
2. The applicant must obtain the required permits prior to commencing construction.
3. Any conditions the Village Board deems appropriate.
4. Any conditions the Village Attorney or Village Manager deem appropriate.

**RESOLUTION TO CONSIDER GRANTING PERMISSION TO FURRY FASHIONS SALON TO CONVERT THE
EXISTING VACANT RETAIL/BUSINESS SPACE LOCATED AT 646 SAW MILL RIVER ROAD**

RESOLVED, that the Village Board of the Village of Ardsley hereby grants permission to convert the existing vacant retail/business space located at 646 Saw Mill River Road into a pet grooming shop with the following conditions:

1. The applicant must provide plans for the build-out showing full compliance with the NYS Building Code.
2. The applicant must obtain the required permits prior to commencing construction.
3. The applicant must apply for a sign permit and obtain BAR approval for all proposed signage.
4. Any conditions the Village Board deems appropriate.
5. Any conditions the Village Attorney or Village Manager deem appropriate.

RESOLUTION TO AMEND THE WATERWHEEL WORKFORCE HOUSING GUIDELINES

WHEREAS, the Board of Trustees of the Village of Ardsley has deliberated on the issue of size of permissible households occupying the Workforce Housing units in the Waterwheel Project,

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Ardsley hereby clarifies the program guidelines for the Waterwheel Workforce Housing project as follows:

3-bedroom units shall be made available on a priority basis, first to households of 3 or more persons, then to households of 2 persons, and then to single-person households in each of the 11 initial priority categories (a - k) identified in Section 200-29.2 of the Village Code; and

2-bedroom units shall be made available to any qualified households regardless of size,

BE IT FURTHER RESOLVED that the program guidelines shall be amended to reflect such priorities and to add applicable income limits for each household size.

RESOLUTION OF THE VILLAGE BOARD DETERMINING THAT PROPOSED ACTION: AMENDED SITE PLAN APPROVAL FOR DEVELOPMENT AT 630 AND 642 SAW MILL RIVER ROAD IN THE VILLAGE OF ARDSLEY IS AN UNLISTED ACTION AND PROVIDING FOR COORDINATED REVIEW UNDER SEQRA:

Board Member _____ presented the following resolution which was seconded
by Board Member _____.

WHEREAS, the Village Board of the Village of Ardsley (the Board) has received a facially complete application for the redevelopment of property located at 630 Saw Mill River Road in the Village of Ardsley designated on the tax assessment map of the Town of Greenburgh as Parcel No. 6.70-42-1 (the Site), from BRB Development, LLC (the Applicant) with the proposed use subject to site plan approval by the Board after review and recommendation by the Village of Ardsley Planning Board (the Planning Board) and Village of Ardsley Board of Architectural Review (the BAR) and determination by the Village of Ardsley Zoning Board of Appeals (ZBA) with respect to Section 200-86(A) needed to develop the project; and

WHEREAS, the proposal includes the demolition of an existing commercial building and required land use permitting and construction of an approximately 19,341 s.f. addition to an already approved, but yet to be constructed, self-storage facility on the lot immediately adjacent (Parcel No. 6.7-42-2 aka 642 Saw Mill River Road) of approximately 0.26 acres in size with three (3) off-street parking spaces (the “Proposed Action”); and

WHEREAS, the applicant has submitted to the Village Board a Short Environmental Assessment Form (the “EAF”) Part 1 for the Proposed Action and supporting documentation including a conceptual site plan drawing prepared by Partners in Design Architects, an application for site plan approval forms and cover letter submitted by the Applicant’s attorneys; and

WHEREAS, the Village Board has reviewed the applicable standards of SEQRA 6 NYCRR Part 617.6(b), and concluded that it should be designated as the lead agency in the coordinated environmental review of the Proposed Action, as it is the local agency with the broadest governmental powers to investigate the impacts of the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED, the Village Board pursuant to Article 8 of the Environmental Conservation Law ("SEQR"), Part 617 of the General Regulations adopted pursuant thereto ("Part 617") and, hereby determines that the Action is subject to SEQR and is a an Unlisted Action; and

BE IT FURTHER RESOLVED, that the following agencies identified by the EAF, using all due diligence, are interested or involved agencies for the Action and should be provide a copy of this Notice of Intent to Act as Lead Agency:

Village of Ardsley Planning Board

Village of Ardsley Zoning Board of Appeals

Village of Ardsley Board of Architectural Review

Westchester County Department of Health

Westchester County Department of Planning

New York State Department of Environmental Conservation

New York State Department of Transportation

Federal Emergency Management Agency

United States Army Corps of Engineers; and

BE IT FURTHER RESOLVED, that the Village Board hereby directs that a Lead Agency Coordination Notice be circulated among interested and involved agencies together with copies of the EAF, and such other information as is appropriate, indicating the Village Board's intent to assume the role of Lead Agency for the Action under SEQR and Part 617, and that a minimum of 30 days to comment on the Board's Intent to Act as Lead Agency and that any correspondence on this matter be directed to the Office of the Building Inspector, 507 Ashford Avenue, Ardsley, NY 10502.

Vote: _____ Aye _____ No

**RESOLUTION TO CONSIDER THE ADOPTION OF STATE LEGISLATION TO IMPOSE HOTEL/MOTEL
OCCUPANCY TAX
ASSEMBLY BILL NO. A992**

WHEREAS, the Board of Trustees adopted a resolution on February 1, 2010 supporting the concept of the adoption of state legislation to impose a room "occupancy tax" on persons occupying any hotel or motel for hire in the Village; and

WHEREAS, the February 1, 2010 resolution supported such a room "occupancy tax" in all Villages in the Town of Greenburgh as well as the unincorporated portion of t the Town of Greenburgh; and

WHEREAS, in 2012 legislation was sponsored to permit, at local option, the imposition of a room "occupancy tax" for hotels and motels in the Town of Greenburgh, the six Villages in the Town and the Village of Sleepy Hollow; and

WHEREAS, in conjunction with the said legislation, the Board of Trustees adopted Home Rule Request on February 6, 2012; and

WHEREAS, the Board of Trustees adopted a second Home Rule Request on June 17, 2013 in response to proposed legislation to permit, at local option, the imposition of a room "occupancy tax" for hotels and motels in the Town of Greenburgh, the six Villages in the Town and the Village of Sleepy Hollow: and

WHEREAS, the Village has been made aware that there is new Hotel Occupancy Tax legislation that will be coming to the floor of the Assembly (A992); and

WHEREAS, the Village of Ardsley is supportive of the adoption of Hotel Occupancy Tax legislation entitled, "AN ACT to amend the tax law, in relation to authorizing the Town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt a local law to impose a hotel/motel occupancy tax in such villages; and

WHEREAS, since the Village does not have the authority to enact such legislation by local law, the Village must request that the State act on the matter through the adoption of a Home Rule Request; and

WHEREAS, the Home Rule Request states in the portion of the document marked "Explanation" the following:

Municipalities are very limited in the establishment of additional non-property tax revenue sources. Numerous municipalities in Westchester County have been enabled, via state legislation, to adopt at local option a hotel/motel occupancy tax. These municipalities have been provided an additional source of revenue to fund basic services to keep their Communities safe and properly serviced. This legislation will assist the Town of Greenburgh and its Villages and the Village of Sleepy Hollow in the Town of Mount Pleasant to fund necessary services as place these municipalities on par with the other municipalities in Westchester County and throughout the state that have been enabled, via local option, to implement a hotel/motel occupancy tax.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees does hereby adopt a Home Rule Request asking the state legislature to adopt Assembly Bill No. A992 entitled "An Act to amend the tax law, in relation to authorizing the Town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a Village; authorizing specified villages and towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such Villages.

**RESOLUTION TO CONSIDER THE ADOPTION OF STATE LEGISLATION TO IMPOSE HOTEL/MOTEL
OCCUPANCY TAX
SENATE BILL NO. S4281**

WHEREAS, the Board of Trustees adopted a resolution on February 1, 2010 supporting the concept of the adoption of state legislation to impose a room "occupancy tax" on persons occupying any hotel or motel for hire in the Village; and

WHEREAS, the February 1, 2010 resolution supported such a room "occupancy tax" in all Villages in the Town of Greenburgh as well as the unincorporated portion of t the Town of Greenburgh; and

WHEREAS, in 2012 legislation was sponsored to permit, at local option, the imposition of a room "occupancy tax" for hotels and motels in the Town of Greenburgh, the six Villages in the Town and the Village of Sleepy Hollow; and

WHEREAS, in conjunction with the said legislation, the Board of Trustees adopted Home Rule Request on February 6, 2012; and

WHEREAS, the Board of Trustees adopted a second Home Rule Request on June 17, 2013 in response to proposed legislation to permit, at local option, the imposition of a room "occupancy tax" for hotels and motels in the Town of Greenburgh, the six Villages in the Town and the Village of Sleepy Hollow: and

WHEREAS, the Village has been made aware that there is new Hotel Occupancy Tax legislation that will be coming to the floor of the State Assembly (S4281); and

WHEREAS, the Village of Ardsley is supportive of the adoption of Hotel Occupancy Tax legislation entitled, "AN ACT to amend the tax law, in relation to authorizing the Town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a village; authorizing specified villages in the towns of Greenburgh and Mount Pleasant to adopt a local law to impose a hotel/motel occupancy tax in such villages; and

WHEREAS, since the Village does not have the authority to enact such legislation by local law, the Village must request that the State act on the matter through the adoption of a Home Rule Request; and

WHEREAS, the Home Rule Request states in the portion of the document marked "Explanation" the following:

Municipalities are very limited in the establishment of additional non-property tax revenue sources. Numerous municipalities in Westchester County have been enabled, via state legislation, to adopt at local option a hotel/motel occupancy tax. These municipalities have been provided an additional source of revenue to fund basic services to keep their Communities safe and properly serviced. This legislation will assist the Town of Greenburgh and its Villages

and the Village of Sleepy Hollow in the Town of Mount Pleasant to fund necessary services as place these municipalities on par with the other municipalities in Westchester County and throughout the state that have been enabled, via local option, to implement a hotel/motel occupancy tax.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees does hereby adopt a Home Rule Request asking the state legislature to adopt State Senate No. S4281 entitled "An Act to amend the tax law, in relation to authorizing the Town of Greenburgh to adopt a local law to impose a hotel/motel occupancy tax for hotels not located in a Village; authorizing specified villages and towns of Greenburgh and Mount Pleasant to adopt local laws to impose a hotel/motel occupancy tax in such Villages.

RESOLUTION AUTHORIZING MANAGER TO SIGN AGREEMENT FOR THE PROCESSING OF PARKING TICKETS – COMPLUS DATA INNOVATIONS, INC. (COMPLUS)

RESOLVED, that the Village Board of the Village of Ardsley hereby authorizes the Village Manager to execute an agreement for the processing of parking tickets using the ***FastTrack (Parking Ticket Management System)*** with Complus Data Innovations, Inc. (COMPLUS) at 560 White Plains Road, Tarrytown, New York 10591.

RESOLUTION SCHEDULING A PUBLIC HEARING – TAX OVERRIDE

RESOLVED, that the Village Board of the Village of Ardsley hereby schedules a public hearing on April 6, 2015 at _____ p.m. to consider a resolution to override the property tax levy for fiscal year 2015-2016.

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Ardsley to adopt a budget for the fiscal year commencing June 1, 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Village Board of Trustees of the Village of Ardsley, County of Westchester, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2015 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

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