

**AGENDA
WORKSHOP MEETING
TOWN BOARD TOWN OF MARLBOROUGH
(ZOOM VIDEO MEETING DUE TO THE
CORONAVIRUS PANDEMIC)
OCTOBER 26, 2020 7:00 PM**

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

ITEM #3 Motion to approve agenda

**ITEM #4 Motion to approve minutes from the October 12, 2020 Town Board Meeting
Motion to approve minutes from the October 12, 2020 Public Hearing**

ITEM #5 Authorize payments of bills

ITEM #6 Presentations

A). Katie Greiner-Milton Dog Park Improvements

ITEM #7 Comments on the agenda

ITEM # 8 New Business

A). Accept a donation from Brooklyn Bottling in the amount of \$7,500 for the South Pier Project at the Milton Landing Park

ITEM #9 Workshop topics

A). STR-Short Term Rentals

B). COVID 19

C). Water supply to the dog park

ITEM #10 Correspondence

ITEM #11 Public Comment

ITEM #12 Resolutions

- A). Resolution # 71 To adopt the 2021final budget
- B). Resolution # 72 To authorize the filing of this Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.
- C). Resolution # 73 To adopt Local Law # 5 of the year 2020
- D). Resolution # 74 To appoint Full Time Police Dispatcher
- E). Resolution # 75 To transfer funds

ITEM#13 Adjournment

October 26, 2020

A). Resolution # 71 To adopt the 2021 Final Budget

Supervisor Lanzetta proposes the following:

Whereas, the Town Board of the Town of Marlborough duly held a public hearing on the 2021 budget on October 12, 2020 and

Whereas, said hearing was duly advertised and held at appointed time and place and all persons interested in the subject thereof were given the opportunity to be heard, and

Whereas, the Town Board of the Town of Marlborough, desires to adopt the 2021 Final Budget.

Now therefore be it resolved that the 2021 final Budget is hereby adopted.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----

October 26, 2020

B). Resolution # 72 To authorize the filing of this Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.

Supervisor Lanzetta proposes the following:

**TOWN BOARD
SEQRA NEGATIVE DECLARATION AND
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

WHEREAS, the Town of Marlborough Town Board is reviewing a local law for the establishment of a Business Corridor Overlay District designation covering lot 2 of a conditionally approved 3-lot subdivision of land with frontage on NYS Route 9W along its eastern boundary and Purdy Avenue along its northern boundary in the Town of Marlborough, Ulster County, New York, more particularly described as Tax Parcel Section 109.1, Block 4, Lot 29.200.

WHEREAS, this determination of non-significance, i.e. negative declaration, is prepared in accordance with Article 8 of the Environmental Conservation Law: the NY State Environmental Quality Review Act ("SEQRA") and its implementing regulations set forth in 6 NYCRR Part 617 ("Regulations"); and

WHEREAS the Town Board is an agency related to the environmental review of the Action pursuant to SEQRA and its implementing Regulations; and

WHEREAS, the name and address of the agency is: Town of Marlborough Town Board, 21 Milton Turnpike, Milton, NY 12547 and the Responsible Officer is Al Lanzetta, Town of Marlborough Supervisor, with a telephone number at (845) 795-5100; and

WHEREAS, the Town of Marlborough Town Board has classified this Action as Unlisted; and

WHEREAS, the Town of Marlborough Town Board has caused the preparation of an Environmental Assessment Form (EAF) for review of the Action; and

WHEREAS, the Town of Marlborough Town Board has reviewed the Action and all relevant supporting information and documentation, has identified the relevant areas of environmental concern, has compared the reasonably expected results of the Action with the criteria set forth in 6 NYCRR § 617.7 and has determined that there will be no significant adverse environmental impacts associated with the Action.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Marlborough Town Board makes the following findings based upon the conclusions identified above:

1. The Action will not result in a substantial adverse change in existing air quality, ground or surface water quality, traffic or noise levels, a substantial increase in solid waste

production; or a substantial increase in potential for erosion, flooding, leaching or drainage problems.

2. The Action will not result in the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movements of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial impacts on a threatened or endangered species of animal or plant or the habitat of such a species or other significant adverse impacts to natural resources.
3. The Action does not involve the impairment of any designated critical environmental area.
4. The Action will not create a material conflict with the community's current plans or goals as officially approved or adopted.
5. The Action will not result in the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources of the existing community or neighborhood character.
6. The Action will not result in a major change in the use of either the quantity or type of energy.
7. The Action will not create a hazard to human health.
8. The Action will not cause a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources or in its capacity to support existing uses.
9. The Action will not encourage or attract a large number of people to a place or places from more than a few days, compared to the number of people who would come to such place absent the Action.
10. The Action will not result in the creation of a material demand for other actions that would result in one of the above consequences.
11. The Action does not involve changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment.
12. The action does not involve two or more actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in 6 NYCRR 617.7(c).

BE IT FURTHER RESOLVED, that the Town of Marlborough Town Board has examined the impacts which may be reasonably anticipated to result from the action, and has determined that these actions will not have any significant adverse impact on the environmental and that a Draft Environmental Impact Statement need not be prepared; and

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

BE IT FURTHER RESOLVED, that the Town of Marlborough Town Board hereby authorizes the filing this Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.

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

Supervisor Lanzetta _____

Councilman Molinelli _____

Councilman Corcoran _____

Councilman Baker _____

Councilman Koenig _____

DATED: Milton, New York
October 26, 2020

COLLEEN CORCORAN, TOWN CLERK

Contact Person:

Colleen Corcoran, Town Clerk
Town of Marlborough
P.O. Box 305
21 Milton Turnpike
Milton, NY 12547
845-795-5100
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October 26, 2020

C). Resolution # 73 To adopt Local Law # 5 of the year 2020

Supervisor Lanzetta proposes the following:

RESOLUTION OF ADOPTION

____ offered the following resolution which was seconded by _____, who moved its adoption:

WHEREAS, a local law was introduced to be known as Local Law No. 5 of 2020, entitled A LOCAL LAW OF THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK, AMENDING THE ZONING MAP OF THE TOWN OF MARLBOROUGH TO ESTABLISH A BUSINESS CORRIDOR OVERLAY DISTRICT UNDER TOWN CODE SECTION 155-12(H) COVERING LOT 2 OF A CONDITIONALLY APPROVED 3-LOT SUBDIVISION OF LAND WITH FRONTAGE ON NYS ROUTE 9W ALONG ITS EASTERN BOUNDARY AND PURDY AVENUE ALONG ITS NORTHERN BOUNDARY IN THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK, MORE PARTICULARLY DESCRIBED AS TAX PARCEL SECTION 109.1, BLOCK 4, LOT 29.200.

WHEREAS, a public hearing in relation to said local law was held on September 28, 2020 at 7:00 p.m., prevailing time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Marlborough for at least seven (7) days, exclusive of Sunday.

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted:

Section 1. The zoning map of the Town of Marlborough established within Section 155-8 of the Town Code is amended to change the district designation of Marlborough Tax Parcel 109.1-4-29.200 (Lot 2 on the Subdivision Plat, [the “Property”]) from its current zoning district designation to the Business Corridor Overlay District.

Section 2. This local law is conditioned that use and development of the Property shall be limited to the use and development specifically described in the site plan approved by the Planning Board on June 4, 2018.

Section 3. This local law is conditioned on the owner's fulfillment of all conditions attached to the conditional site plan approval and the conditional subdivision approval.

Section 4. This local law is based on findings by the Town Board that the standards set forth in Section 155-12(H) (5)(f) (1) through (7) are satisfied.

Section 5. The Town Board hereby establishes that the lot, height, yard, bulk, and area requirements for the use of the Property shall be as they appear within the conditionally approved site plan.

Section 6. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

Section 7. This local law shall take effect immediately upon filing with the New York Secretary of State.

RESOLVED that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate that it contains the correct text of the enactment of this local law.

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Lanzetta _____

Councilman Molinelli _____

Councilman Corcoran _____

Councilman Baker _____

DATED: Councilman Koenig _____
Milton, New York
October 26, 2020

COLLEEN CORCORAN, TOWN CLERK

October 26, 2020

D). Resolution # 74 To appoint a Full-Time police dispatcher

Supervisor Lanzetta proposes the following:

Whereas, the Town of Marlborough Police Department has an open position for a full-time dispatcher, and

Whereas, Robin Martinez has passed the Ulster County Civil Service exam, and

Whereas, it is the recommendation of the Chief of Police and the Police Committee to appoint Robin Martinez as full-time dispatcher.

Be it resolved, that Robin Martinez be appointed effective immediately contingent upon a background check.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----

October 26, 2020

E). Resolution # 75 To transfer funds

Supervisor Lanzetta proposes the following:

Whereas, the Town Board needs to approve the transfer of funds.

Be it resolved, that the following be transferred.

Transfer \$75,000 General (A) fund balance account A.0917.000 to South Pier Project account H22.0917.000 to cover additional expenses to the South Pier.

And it moves for adoption

Councilman Corcoran	-----
Councilman Molinelli	-----
Councilman Koenig	-----
Councilman Baker	-----
Supervisor Lanzetta	-----