

TOWN BOARD AGENDA
MEETING OF THE TOWN BOARD OF THE TOWN OF HARRISON,
TO BE HELD AT THE MUNICIPAL BUILDING,
1 HEINEMAN PLACE, HARRISON, NY., IN WESTCHESTER COUNTY,
ON THURSDAY, MAY 21st, 2009, AT 7:30 PM,
EASTERN DAYLIGHT SAVINGS TIME

A. REPORT FROM SUPERVISOR WALSH ON DECISIONS MADE FOLLOWING TOWN BOARD MEETING HELD ON MAY 7, 2009.

1. On motion of Councilman Scappaticci, seconded by Councilman Cannella, with all members voting in favor, it was RESOLVED to authorize Supervisor Walsh to request the NYS Senate and Assembly to introduce a bill creating a position of Police Department Aide/Court Attendant under section 210 of the criminal procedure law.
2. On motion of Councilman Scappaticci, seconded by Councilman Sciliano, with all members voting in favor, it was RESOLVED to raise the cap in legal fees in the matter of Faga v Town of Harrison to \$25,000.
3. On motion of Councilman Scappaticci, seconded by Councilman Sciliano, with all members voting in favor, it was RESOLVED to raise the cap in legal fees for Joseph Maria in the matter of Castaldi v Town of Harrison to \$50,000.

B. CORRESPONDENCE AND REPORTS:

- 1a. Monthly report from the Superintendent of Recreation for April 2009.
- 1b. Monthly Report from the Town Clerk for April 2009.
- 1c. Monthly Report from the Building Inspector for April 2009.
- 1d. Monthly Report from the Chief of Police for April 2009.
- 1e. Monthly report from the Commissioner of Public Works for April 2009, and a chart of complaints and requests for service.
2. Notification by Janet Insardi, Village Attorney for the Village of Mamaroneck, that a Public Hearing will be held on May 26, 2009, at 169 Mount Pleasant Avenue, Mamaroneck, NY, at 7:30 PM, RE: Proposed Local Law No. 7- 2009, amendment to the Zoning Code/Map (Mamaroneck Train Station Rezoning) from an R-20 One-Family Residence District to a C-1 General Commercial District Zone to permit the rehabilitation and reuse of the Mamaroneck Train Station.

C. PUBLIC HEARING:

1. PUBLIC HEARING – Continuation of Public Hearing from April 16th. Request by Attorney Mark Weingarten, with the law firm of DelBello, Donnellan, Weingarten, Wise & Wiederkehr, on behalf of his client Brae Burn Country Club, for approval for a Special Exception Use Permit for a proposed Clubhouse addition and renovations to the Country Club. **(Back up was distributed at the March 19th Meeting)**
2. **WITHDRAWN**

3. PUBLIC HEARING - Request by Ben Paul Siino for approval for a Special Exception Use Permit for a two floor building on Lake Street, Block 832, Lot 3, located within the NB Zoning District. As per Mr. Siino, the first floor will consist of one (1) or two (2) stores and the second floor will consist of two (2) apartments. (Planning Board approval was granted PB2009/19, 20, 21)

4. PUBLIC HEARING - Request by Anthony Caligiuri for approval for a Special Exception Use Permit re: demolition of the existing building at 27 Purdy Street, Harrison, and to reconstruct a three (3) story building with an office on the first floor and two (2) apartments on the second and third floor. (**Attached are Planning Board Resolutions PB2009/29, 30 & 31**)

D. PERSONNEL:

1. Request by Jean Kelly, Chairperson of the Harrison Historical Society for approval for the following, to the position of, Directors of the Harrison Historical Society:

1. Mr. Robert Sherman
2. Mr. Robert Galante
3. Mr. Alan Drewry
4. Mr. Gregory Ricci

2. Request by Superintendent of Recreation Ron Belmont for approval for the additions to the Recreation Summer Part Time Availability List.

E. ACTIONS AND RESOLUTIONS:

1. Request by Robert FitzSimmons, Building Inspector, for approval for a Special Events Permit # 09-00017054, for OCC Purchase LLC, Leukemia Society, to hold a Family Fun Day to benefit the Leukemia Society and the Harrison Police Department on Saturday, May 30th, from Noon to 4PM, with a rain date of Sunday, May 31st. Further requested that the fee be waived. The certificate of insurance is on file in the Building Department. The event is in memory of Jerry Mariani, a Harrison resident, who lost his battle to leukemia in 1997. Admission is free.

2. Request by Vito L. Faga, Jr., President of the Harrison Fire Department for Board approval to adopt a town policy in which members of the Volunteer Fire Department may use all town recreation facilities at no cost providing they are able to prove their membership in the department.

3. Request by Director of Purchasing Judy D'Agostinis to amend TBR #2009-167 since the Service Bus Co., Inc., does not meet the 80% or higher rating from the Department of Transportation, which was a condition of our specifications. We are, therefore, rejecting the two trips that were awarded to Service Bus Co, Inc., and amending the Resolution as attached. Further requested to authorize the Comptroller, upon receipt of claims to audit, and upon audit the Supervisor to pay same.

4. Request by Assessor James Calandrucchio for approval for the apportionment of

assessed valuation and merger of Lots 10(10-11), Block 274, 9(9thru21), Block 275, Lots 33 and 34(Po29), Block 287 and a paper street known as Rockwell Street on the 2009 Assessment Roll Taxes. This apportionment is being submitted to create two new parcels. This office is looking to consolidate the existing park parcels for Petti-John Park and the remaining portion of the paper street (formerly Rockwell Street) to create one larger parcel to be known as Petti-John Park. The new parcel for Petti-John Park will contain 59,361 s.f. or 1.3627 acres and will be known as Block 275, Lot 9. Second parcel will be known as Block 274, Lot 12, measuring 50'X100' (formerly a portion of the paper street known as Rockwell Street.) Once the apportionment is completed the land for Petti-John Park will be submitted to the State Legislator for formal designation as park land.

5. Request by Attorney Lind Whitehead with the law firm of McCullough, Goldberger & Staudt, on behalf of her client JRA Properties, LLC and Briga Enterprises, Inc, (collectively "Petitioners") for discussion and referral to the Planning Board RE: relation to properties owned by Petitioners in the area of Crotona Avenue. Ms. Whitehead is providing a Petition for an amendment to the Zoning Ordinance of the Town of Harrison in relation to the height requirements for lots in the B Zoning Districts within a flood zone. The amended FEMA flood maps issued in 2007 resulted in a significant number of B Zoned lots now being in a flood zone, including several owned by Petitioners. This results in conflicts within the Town of Harrison Zoning Ordinance as more fully set forth in the Petition provided herewith. This has been reviewed with the Building Inspector, the Town Engineer and the Town Planner and we believe they each support the proposed amendments.

6. Request by Attorney Linda Whitehead for approval for a Special Exception Use Permit for construction of a new building to include residential uses at 55-33 Calvert Street, Seville Plaza. (**Planning Board Resolution 2008/66**)

F. OLD BUSINESS:

G. MATTERS FOR EXECUTIVE SESSION: