

**CITY OF RYE
1051 BOSTON POST ROAD
RYE, NY 10580
AGENDA**

**REGULAR MEETING OF THE CITY COUNCIL
COUNCIL CHAMBERS, CITY HALL
Wednesday, October 4, 2023
7:00 p.m.**

Please note: The Council will convene at 5:30 p.m. and it is expected they will adjourn into Executive Session at 5:31 p.m. to discuss pending litigation, personnel matters and pending contracts.

1. Pledge of Allegiance.
2. Roll Call.
3. Amend the approved City Council minutes of August 9, to the extent of reflecting that Councilwoman Fontanes, Councilwoman Johnson, Councilman Nathan and Mayor Cohn were present and participated in the Special City Council Meeting held on June 30, 2023 and the material underlined in brackets is deleted: [Because there were only four Councilmembers present at this meeting, all four members needed to be present at the meeting where the vote was to be taken on this matter. Councilwoman Souza was absent at the August 9th meeting, therefore there was an absence of a quorum for this matter and a vote could not be taken.]
4. Draft unapproved minutes of the Regular Meeting of the City Council held September 13, 2023.
At the recommendation of the City Manager and City Clerk, the manner of presenting the City Council minutes is being altered. Historically, detailed written minutes were taken and adopted by the Council at the following meeting. With the advent of recorded meetings, many municipalities have moved away from this practice, and have simplified minutes to include basic information, while still including all resolutions, votes etc. As of the August 9 City Council meeting, we migrated to this practice. Furthermore, given our integrated technology capabilities, we are embedding the accompanying video links to each agenda matter. This provides for an exact record of the proceedings, and a convenient way to review the meeting. All of this is done in compliance with the law.
5. Flooding Update
6. Consultant presentation of latest revised plans and alternatives for the construction of new sidewalks on Forest and Manursing Avenues.

7. Consideration of a resolution adopting a SEQR Negative Declaration and Finding of LWRP Coastal Consistency in connection with the construction of new sidewalks on Forest and Manursing Avenues.
8. Open a public hearing to amend Chapter 177 “Taxation”, Article III, “Senior Citizens Exemption” to alter the income calculation used to determine exemptions.
9. Open a public hearing to amend Chapter 177 “Taxation”, Article VIII, “Exemption for Persons with Disabilities and Limited Incomes” to alter the income calculation used to determine exemptions.
10. Members of the public may be heard on matters for Council consideration that do not appear on the agenda.
11. Approve appointments to the Boat Basin Commission.

12. CONSENT AGENDA

- a) Consideration of a request by the Rye YMCA to use City streets for the 36th Annual Rye Derby on Sunday, April 24, 2024, from 7:00 a.m. to 10:30 a.m. As part of the request, the Rye YMCA would like to restrict parking on Purchase St and Locust Ave for the same time period.
- b) Consideration of a request by the American Legion Post 128 to conduct its usual Veterans' Day observance on the Village Green on Saturday, November 11, 2023, from 10:30 a.m. to 11:30 a.m. In case of rain, the American Legion Post 128 requests the use of City Hall on that date and time.
- c) Consideration of request from the Rye Free Reading Room to use the Village Green on Friday, September 13, 2024, through Monday, September 16, 2024. The book fair will take place from 12 - 5 pm on that Saturday and Sunday.
- d) Consideration of a request by the Rye Free Reading Room for the use of the Village Green, City Hall Parking and Haviland Lane lot to host the Annual Vehicle Fair Sunday, May 19, 2024, from 11:00 a.m. to 3:00 p.m.
- e) Consideration of a request by the Rye Free Reading Room to have three food trucks at the Annual Vehicle Fair on Sunday, May 21, 2024, from 11:00 a.m. to 3:00 p.m. The City Council will have to waive § 144-8D and G of the City Code.
- f) Consideration of a request from the Rye Free Reading Room (RFRR) to use the Village Green for various events on various days from July 2, 2024 – October 1, 2024.

13. Old Business/New Business.

14. Adjournment

* * * * *

The next regular meeting of the City Council will be held on Wednesday, October 18, 2023, at 6:30 p.m.

** City Council meetings are available live on Cablevision Channel 75, Verizon Channel 39, and on the City Website, indexed by Agenda item, at www.ryeny.gov under "RyeTV Live".

DRAFT OF UNAPPROVED MINUTES of the Regular
Meeting of the City Council of the City of Rye held in City
Hall on September 13, 2023, at 6:30 P.M.

PRESENT:

JOSH COHN, Mayor
LORI FONTANES
BILL HENDERSON
CAROLINA JOHNSON
JOSHUA NATHAN
JULIE SOUZA
BENJAMIN STACKS
Councilmembers

ABSENT:

NONE

ALSO ATTENDING:

GREG USRY, CITY MANAGER
KRISTEN WILSON, CORPORATION COUNSEL
ASSISTANT CITY MANAGER, BRIAN SHEA

The Council convened at 5:00 P.M. and entered into executive session at 5:01 P.M. to discuss litigation, personnel matters, and pending contracts. The Council reconvened in a public meeting at 6:07 P.M. The meeting was streamed live at www.ryeny.gov for public viewing.

1. [Pledge of Allegiance.](#)

Mayor Cohn led the Pledge of Allegiance

2. [Roll Call.](#)

The Interim City Clerk called the roll and there was a quorum.

3. [Draft unapproved minutes of the Special Meeting of the City Council held June 30, 2023.](#)

On motion by Councilwoman Johnson, seconded by Councilwoman Fontanes, it was

RESOLVED to approve the minutes of the Special Meeting of the City Council held June 30, 2023.

Adopted by the following vote:

DRAFT OF UNAPPROVED MINUTES –

Regular Meeting - City Council

September 13, 2023

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks, Souza
Mayor Cohn
NAYS: None
ABSENT: None

4. [Draft unapproved minutes of the Regular Meeting of the City Council held August 9, 2023.](#)

On motion by Councilwoman Johnson, seconded by Councilman Stacks, it was

RESOLVED to approve the minutes of the Regular Meeting of the City Council held August 9, 2023.

Adopted by the following vote:

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks, Souza
Mayor Cohn
NAYS: None
ABSENT: None

5. [Flooding Update.](#)

- City Manager, Greg Usry, shared flooding updates.
- Stephen Passalacqua, 93 Grapal Street, spoke about flooding in the city of Rye.

6. [Members of the public may be heard on matters for Council consideration that do not appear on the agenda.](#)

Members of the public spoke on matters for Council consideration not appearing on the agenda.

- Gerry Seitz, 141 Kirby Lane, spoke on the Council's lawsuit matter and review of Ethics.
- Suki van Dijk, 62 Garden Drive, spoke on matters from the August 9, 2023 meeting regarding the Mayor's documents to NYCOM.
- Lanier Saperstein, 1 Stanley Keyes Court, spoke in support of the Mayor and his role in the City, including the tree clearing.
- Jackie Botwinick, 940 Forest Avenue, spoke about "Civity" in the City of Rye.

*Councilwoman Souza had to leave the meeting at this time, now making her absent for the remainder of the meeting.

7. [Resolution to set a public hearing for October 4, 2023, amending Chapter 177 “Taxation”, Article III, “Senior Citizens Exemption” to alter the income calculation used to determine exemptions.](#)

On motion by Councilwoman Johnson, seconded by Councilman Stacks, it was

RESOLVED to set a public hearing for October 4, 2023, amending Chapter 177 “Taxation”, Article III, “Senior Citizens Exemption” to alter the income calculation used to determine exemptions.

Adopted by the following vote:

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks
Mayor Cohn
NAYS: None
ABSENT: Councilwoman Souza

8. [Resolution to set a public hearing for October 4, 2023, amending Chapter 177 “Taxation”, Article VIII, “Exemption for Persons with Disabilities and Limited Incomes” to alter the income calculation used to determine exemptions.](#)

On motion by Councilwoman Johnson, seconded by Councilman Stacks, it was

RESOLVED to set a public hearing for October 4, 2023, amending Chapter 177 “Taxation”, Article VIII, “Exemption for Persons with Disabilities and Limited Incomes” to alter the income calculation used to determine exemptions.

Adopted by the following vote:

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks
Mayor Cohn
NAYS: None
ABSENT: Councilwoman Souza

9. [Update on Capital Projects and anticipated Council actions.](#)

- City Manager, Greg Usry, presented an update on Capital Projects and anticipated Council actions.
- Stephen Passalacqua, 93 Grapal Street, spoke regarding the CIP.

10. [Resolution to declare certain equipment as surplus.](#)

On motion by Councilwoman Johnson, seconded by Councilman Henderson,

WHEREAS, the City has been provided with a description of equipment identified as being obsolete or will become obsolete during 2023, and,

WHEREAS, the City recommends that said equipment be declared surplus, now, therefore, be it

RESOLVED, that said equipment is declared surplus, and, be it further

RESOLVED, that authorization is given to the listed Department Heads to donate or sell or dispose of said equipment in a manner that will serve in the best interests of the City.

Adopted by the following vote:

ROLL CALL

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks
Mayor Cohn
NAYS: None
ABSENT: Councilwoman Souza

CONSENT AGENDA

11. [Consideration of a request by the Soul Ryeders & Friends to have a TieTheTownPink breast cancer awareness campaign in the City of Rye during the month of October 2023.](#)
12. [Consideration of a request from the Rye Chamber of Commerce for use of Purchase Street from the Village Green to Purdy on Sunday, November 26, 2023, for the Mistletoe Magic event.](#)

On motion of Councilwoman Johnson, seconded by Councilman Henderson, it was

RESOLVED to approve all Consent Agenda items.

Adopted by the following vote:

AYES: Councilpersons Fontanes, Henderson, Johnson, Nathan, Stacks
Mayor Cohn
NAYS: None

DRAFT OF UNAPPROVED MINUTES –

Regular Meeting - City Council

September 13, 2023

ABSENT: Councilwoman Souza

13. [Old Business/New Business.](#)

Councilman Nathan advised that there was a correction that needed to be made on item number 4, “Draft unapproved minutes of the Regular Meeting of the City Council held August 9, 2023.” However, since a vote to approve the minutes was already made, it is advised to add it to the next meeting’s agenda.

14. Adjournment

On motion of Councilwoman Johnson made a motion, seconded by Councilman Nathan, to adjourn the meeting at 6:49 P.M. The Council was in favor and the meeting was adjourned.

Respectfully submitted,

Kayla Garritano

Interim City Clerk



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Flooding update.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the City Council hear the update.

IMPACT: ☒ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND:



CITY COUNCIL AGENDA

DEPT.: Planning

CONTACT: Christian Miller, City Planner

AGENDA ITEM:

Consultant presentation of latest revised plans and alternatives for the construction of new sidewalks on Forest and Manursing Avenues.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: The City Council should select the preferred alternative and adopt the attached resolution.

IMPACT: ☒ Environmental ☒ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND:

In October 2022, the City's engineering consultant, Creighton Manning, completed [draft plans](#) for new sidewalks and other pedestrian improvements on Forest Avenue and Manursing Avenues between Apawamis and Davis Avenues. On November 16, 2022, City staff and its consultants conducted a meeting with neighbors immediately adjacent to or on the opposite side of the proposed sidewalk to review and discuss the draft plan. Approximately 20 residents attended the [November meeting at the Damiano Center](#) and raised a [number of questions, comments and concerns](#). At its January 18, 2023 meeting, the City Council was provided with a presentation of the latest plans from the City's consultant and heard public comments. At the Council's February 1, 2023 meeting the action was referred to the Planning Commission for an advisory coastal consistency review, which found the project to be consistent with the 44 policies of the LWRP February 14, 2023 meeting. The attached resolution is required to advance the preliminary design to the NYSDOT for their review and approval.

In response to comments raised at the Council's February meeting, the consulting engineer commissioned additional survey for the Manursing Avenue corridor and developed an alternative that switches the proposed sidewalk from the north to south side of Manursing Avenue. This alternative eliminates the crosswalk at the Davis/Manursing intersection, but requires a slight shifting of a portion of Manursing Avenue north and has an estimated additional cost of \$225,000. This alignment is shown on the current plans dated September 2023. Notice of this proposed alternative was included in a mailing to all property owners abutting or opposite the proposed sidewalk.

You can view the latest draft plans and other relevant information online at www.ryeny.gov by clicking on the "Government" tab at the top of the page, then clicking on "City Council", then clicking on "Active Projects and Pending Matters" and selecting "Forest Avenue Sidewalk" or [click here](#).



FOREST AND MANURSING AVENUE SIDEWALK PLAN UPDATED PLANS AND CITY COUNCIL MEETING

The City of Rye invites you to join the City Council at their meeting on **WEDNESDAY, OCTOBER 4, 2023 at 6:30 P.M. at RYE CITY HALL** for a presentation regarding the latest revised plans for new sidewalks on Forest and Manursing Avenues between Apawamis and Davis Avenues. Please confirm this meeting date by visiting the online calendar on the City website at www.ryeny.gov.

The sidewalks and other pedestrian improvements are proposed on Forest Avenue and Manursing Avenues between Apawamis and Davis Avenues. You can view the latest draft plans online at www.ryeny.gov by clicking on the “Government” tab at the top of the page, then clicking on “City Council” and scrolling down to “Active Projects and Pending Matters.”

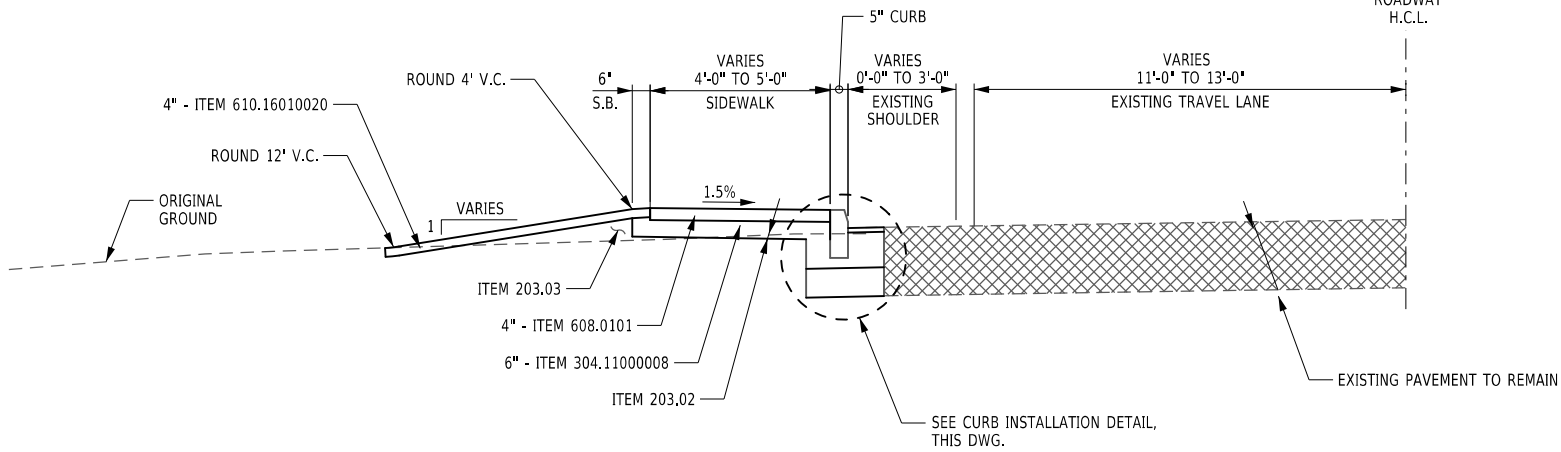
As a result of public comments raised at City Council meetings last January and February the City’s consultant has prepared more detailed design plans including cross-sections and details of the proposed sidewalk and related improvements. The alignment of the sidewalk is substantially consistent with the draft plans presented to the City Council earlier this year and at a neighborhood meeting in November 2022. The current plans, however, also include an alternative that involves switching the proposed sidewalk from the north side of Manursing Avenue to the south side of Manursing Avenue and eliminating the proposed crosswalk at the Manursing/Davis intersection. To accommodate this sidewalk switch a portion of Manursing Avenue would be shifted north.

Planning for this project began in 2015. In 2019, the City Council accepted a \$1.488 M grant from the New York State Department of Transportation (NYSDOT) to fund a portion of the project. Draft plans completed in October 2022 were presented and subject to public comment in the Fall of 2022 and Winter of 2023. The City is seeking to select the preferred design so that it can complete the environmental review process and forward the preferred plan to the NYSDOT for their review and approval.

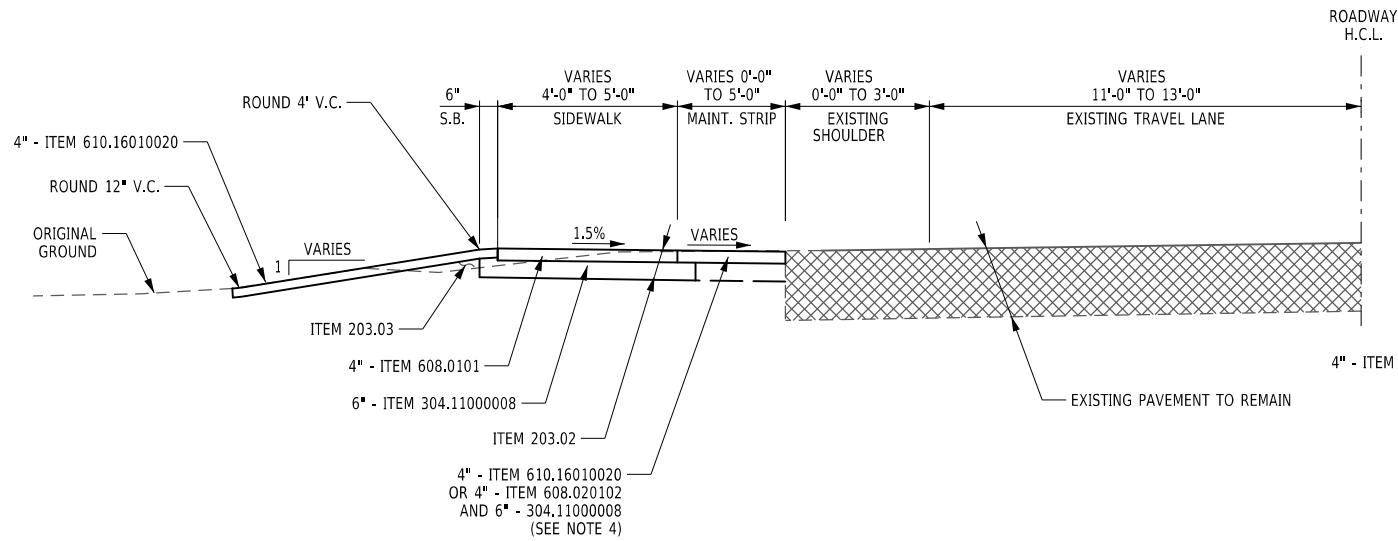
If you have any questions, please contact the City of Rye Planning Department at 967-7167 or by email at cmiller@ryeny.gov.

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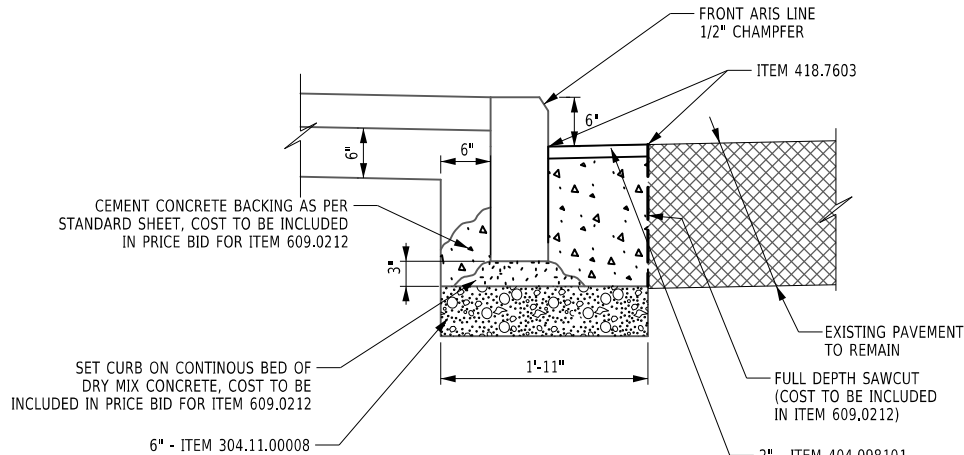
DESIGN SUPERVISOR D. ADAMS
JOB MANAGER J. ANDERSON
DESIGN M. VAN WIE
CHECK J. ANDERSON
DRAFTING K. DETRICK
CHECK D. BORJAS
PROJECT MANAGER J. ANDERSON



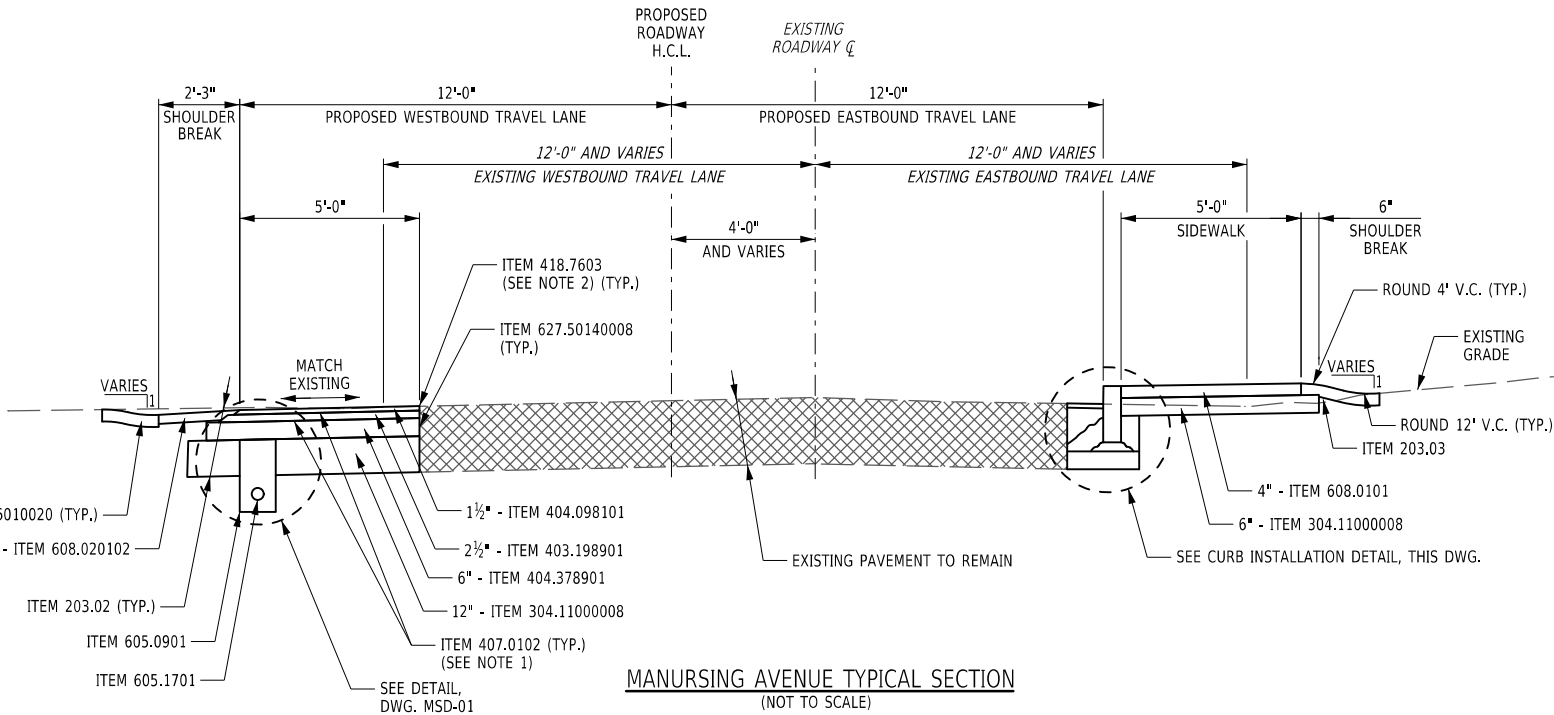
TYPICAL SIDEWALK SECTION WITH CURB
(MIRROR FOR RIGHT SIDE OF ROAD)
(NOT TO SCALE)





FOREST AVENUE TYPICAL SIDEWALK SECTION WITHOUT CURB
(MIRROR FOR RIGHT SIDE OF ROAD)
(NOT TO SCALE)



CURB INSTALLATION DETAIL
ITEM 609.0212

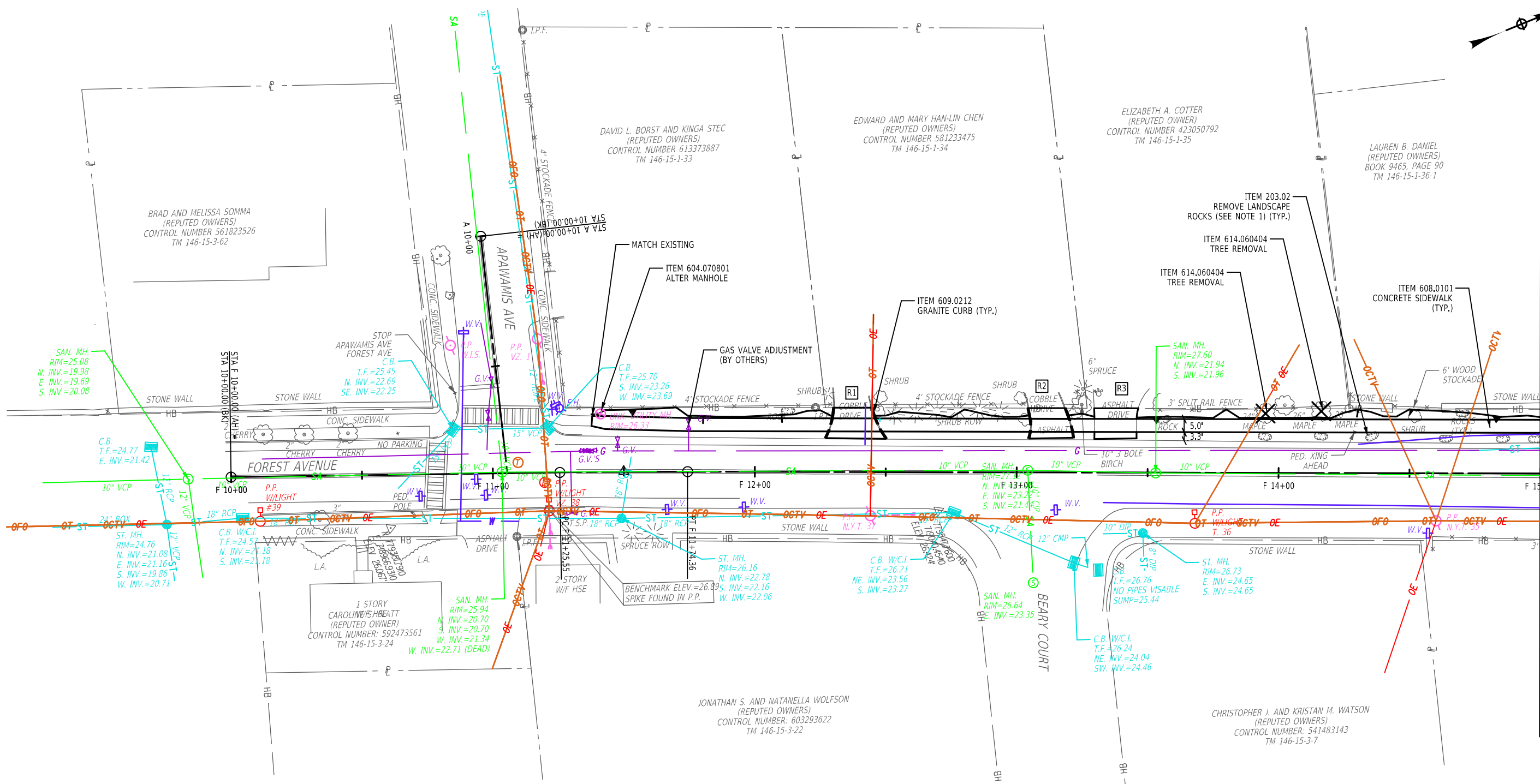


MANURSING AVENUE TYPICAL SECTION
(NOT TO SCALE)

		ITEM NO.	DESCRIPTION	UNIT	ITEM NO.	DESCRIPTION	UNIT	NOTES:					
AFFIX SEAL: DONALD ADAMS, P.E. ON:	ALTERED BY: ON:	203.02	UNCLASSIFIED EXCAVATION AND DISPOSAL	CY	605.0901	UNDERDRAIN FILTER TYPE 1	CY	1. ITEM 407.0102 DILUTED TACK COAT SHALL BE APPLIED TO ALL SAWCUTS, ON EXISTING SURFACES, AND BETWEEN ALL PAVEMENT LIFTS. 2. ITEM 418.7603 ASPHALT PAVEMENT JOINT ADHESIVE SHALL BE APPLIED WHERE PROPOSED SURFACE COURSE MEETS THE CURB FACE OR FOR ALL JOINTS ON THE SURFACE COURSE. 3. IN DRIVEWAY AREAS, CONTRACTOR SHALL INSTALL 6" ITEM 608.0101, CONCRETE SIDEWALKS AND DRIVEWAYS, AND 8" ITEM 304.11000008, SUBBASE COURSE (MODIFIED). 4. FOR MAINTENANCE STRIPS LESS THAN 3-FT WIDE, CONTRACTOR SHALL INSTALL 4" ITEM 608.020102, HMA VEGETATION CONTROL STRIPS, AND 6" ITEM 304.11000008, SUBBASE COURSE (MODIFIED).					
		203.03	EMBANKMENT IN PLACE	CY	605.1701	OPTIONAL UNDERDRAIN PIPE, 4 INCH DIAMETER	LF						
304.11000008	SUBBASE COURSE (MODIFIED)	CY	608.0101	CONCRETE SIDEWALKS AND DRIVEWAYS	CY								
404.098101	9.5 F1 TOP COURSE WMA, 80 SERIES COMPACTION	TON	608.020102	HOT MIX ASPHALT (HMA) SIDEWALKS, DRIVEWAYS AND BICYCLE PATHS,AND VEGETATION CONTROL STRIPS	TON								
DRAFT NOT FOR CONSTRUCTION		404.198901	19 F9 BINDER COURSE WMA, 80 SERIES COMPACTION	TON	609.0212	STONE CURB NEAR VERTICAL FACE (NVF)	LF	BRIDGES					
		404.378901	37.5 F9 BASE COURSE WMA, 80 SERIES COMPACTION	TON	610.16010020	TURF ESTABLISHMENT - PERFORMANCE	SY						
		407.0102	DILUTED TACK COAT	GAL	627.50140008	CUTTING PAVEMENT	LF						
		418.7603	ASPHALT PAVEMENT JOINT ADHESIVE	LF									
		AS-BUILT REVISIONS DESCRIPTION OF ALTERATIONS:			FOREST AVENUE CORRIDOR ACCESIBILITY IMPROVEMENTS		PIN 8762.52	CULVERTS		ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED		CONTRACT NUMBER	
					COUNTY: WESTCHESTER		REGION: 8			TYPICAL SECTION		DRAWING NO. TYP-01 SHEET NO. XX	
IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY. IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATION, AND A SPECIFIC DESCRIPTION OF THE ALTERATION.													
										CITY OF RYE WESTCHESTER COUNTY, NEW YORK			

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DESIGN SUPERVISOR D. ADAMS
JOB MANAGER J. ANDERSON
DESIGN M. VAN WIE
CHECK J. ANDERSON
DRAFTING K. DETRICK
CHECK D. BORJAS
PROJECT MANAGER J. ANDERSON



AFFIX SEAL: DONALD ADAMS, P.E.
ON:

ALTERED BY:
ON:

NOTE:

- CONTRACTOR SHALL COORDINATE REMOVAL OF LANDSCAPE ROCKS WITH PROPERTY OWNER. IF PROPERTY OWNER REQUESTS TO KEEP LANDSCAPE ROCKS, CONTRACTOR SHALL RELOCATE ROCKS TO A LOCATION OUTSIDE HIGHWAY BOUNDARY. COST OF REMOVAL OR RELOCATION OF LANDSCAPE ROCKS TO BE INCLUDED IN ITEM 203.02.

AS-BUILT REVISIONS
DESCRIPTION OF ALTERATIONS:

FOREST AVENUE CORRIDOR ACCESIBILITY IMPROVEMENTS

PIN 8762.52

BRIDGES

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ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED

CONTRACT NUMBER

DRAFT
NOT FOR
CONSTRUCTION

GENERAL PLAN

DRAWING NO. GNP-01
SHEET NO. 0

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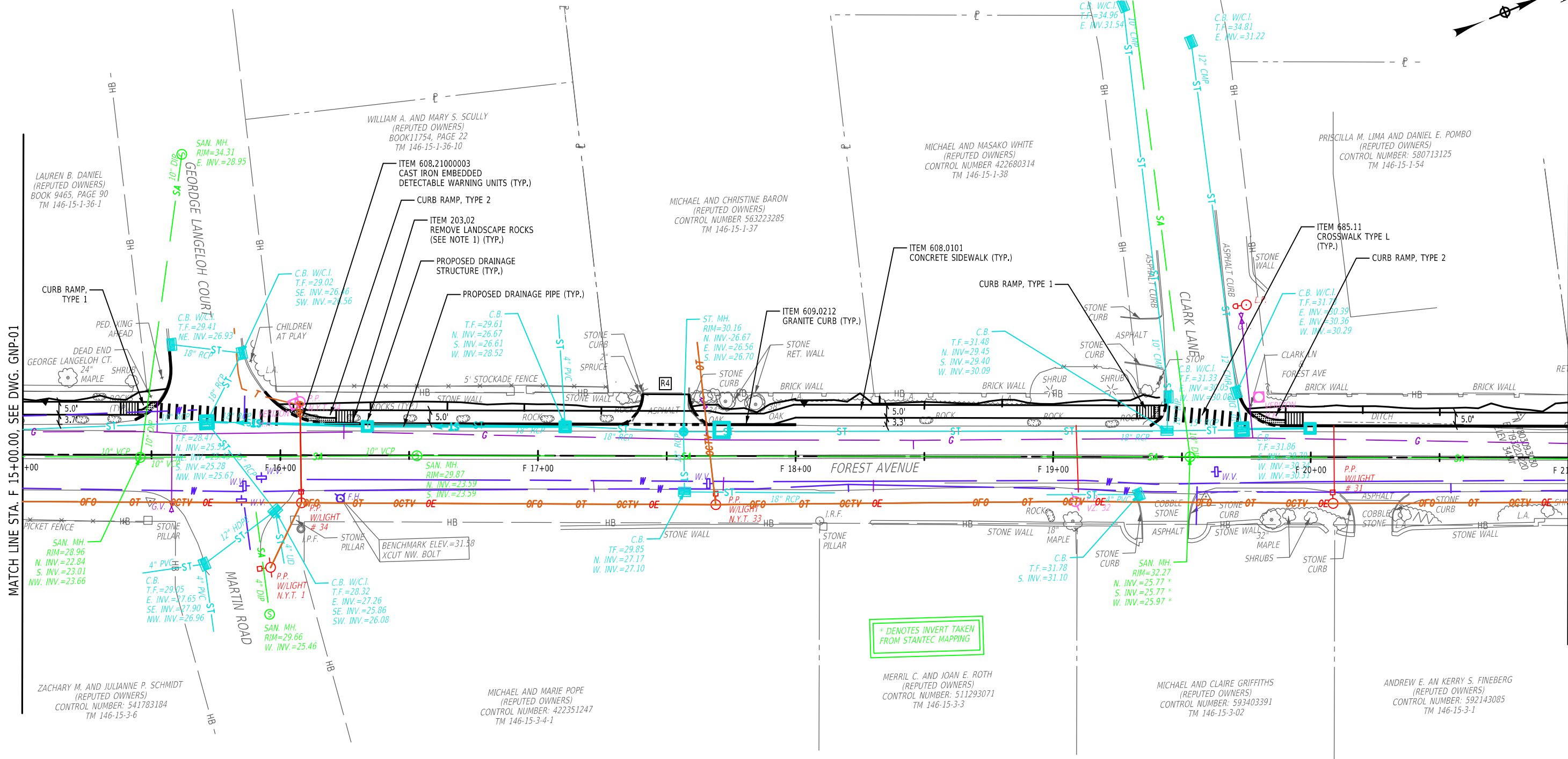
CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK

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DESIGN SUPERVISOR D. ADAMS
JOB MANAGER J. ANDERSON
DESIGN M. VAN WIE
CHECK J. ANDERSON
DRAFTING K. DETRICK
CHECK D. BORJAS
PROJECT MANAGER J. ANDERSON

MATCH LINE STA. F 15+00.00 SEE DWG. GNP-01

MATCH LINE STA. F 21+00.00, SEE DWG. GNP-03



* DENOTES INVERT TAKEN FROM STANTEC MAPPING

NOTE:

1. CONTRACTOR SHALL COORDINATE REMOVAL OF LANDSCAPE ROCKS WITH PROPERTY OWNER. IF PROPERTY OWNER REQUESTS TO KEEP LANDSCAPE ROCKS, CONTRACTOR SHALL RELOCATE ROCKS TO A LOCATION OUTSIDE HIGHWAY BOUNDARY. COST OF REMOVAL OR RELOCATION OF LANDSCAPE ROCKS TO BE INCLUDED IN ITEM 203.02.

DRAFT
NOT FOR
CONSTRUCTION

AFFIX SEAL: DONALD ADAMS, P.E.
ON:

ALTERED BY:
ON:

AS-BUILT REVISIONS
DESCRIPTION OF ALTERATIONS:

FOREST AVENUE CORRIDOR ACCESIBILITY IMPROVEMENTS

PIN 8762.52

BRIDGES

CULVERTS

ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED

CONTRACT NUMBER

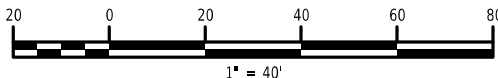
GENERAL PLAN

DRAWING NO. GNP-02
SHEET NO.

IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY. IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATION, AND A SPECIFIC DESCRIPTION OF THE ALTERATION.

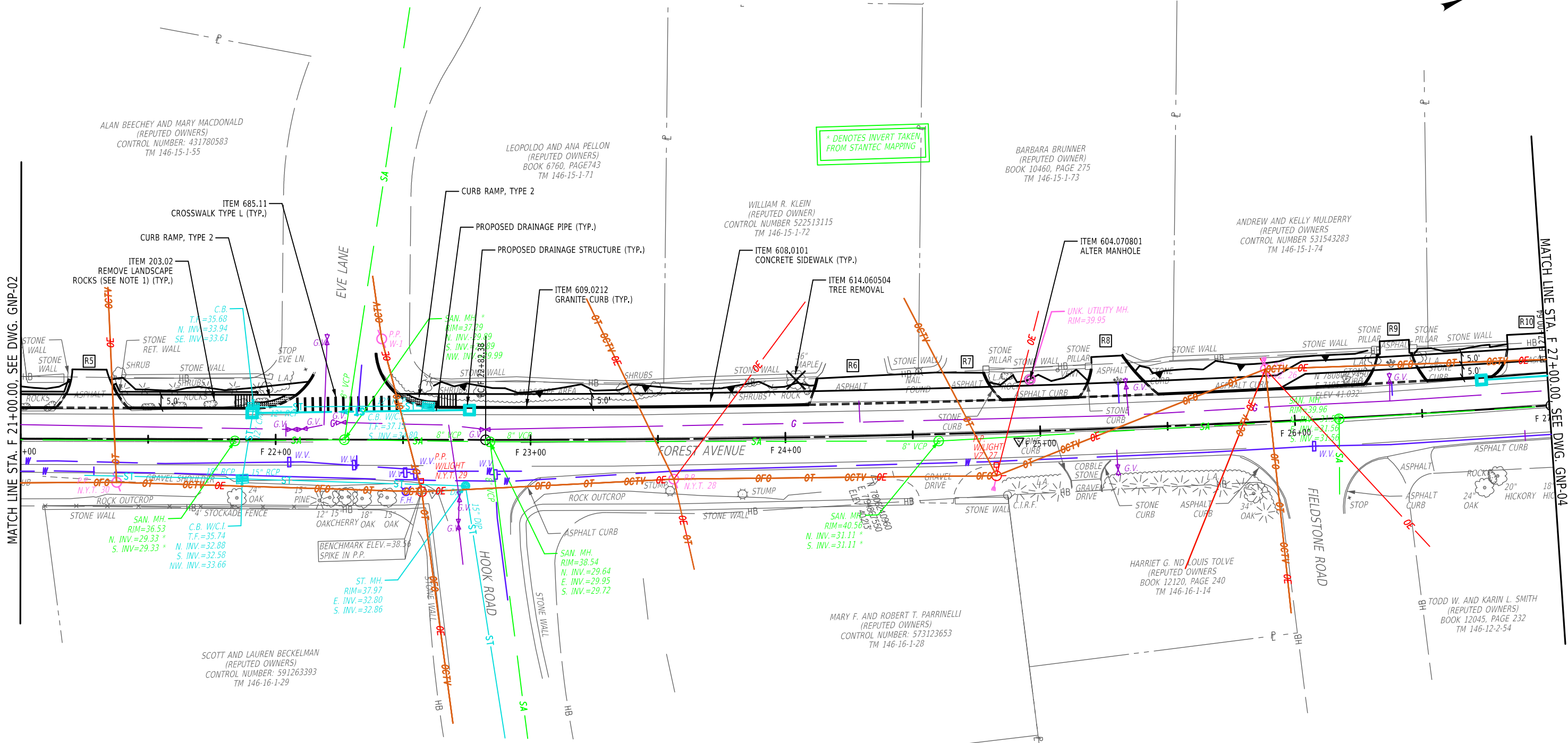


CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK



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AFFIX SEAL: DONALD ADAMS, P.E.
ON:

ALTERED BY:
ON:

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DRAFT
NOT FOR
CONSTRUCTION

AS-BUILT REVISIONS
DESCRIPTION OF ALTERATIONS:

FOREST AVENUE CORRIDOR ACCESSIBILITY IMPROVEMENTS

PIN 8762.52

BRIDGES

CULVERTS

ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED

CONTRACT NUMBER

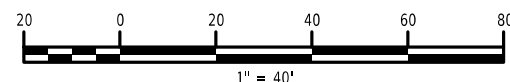
GENERAL PLAN

DRAWING NO. GNP-03
SHEET NO.

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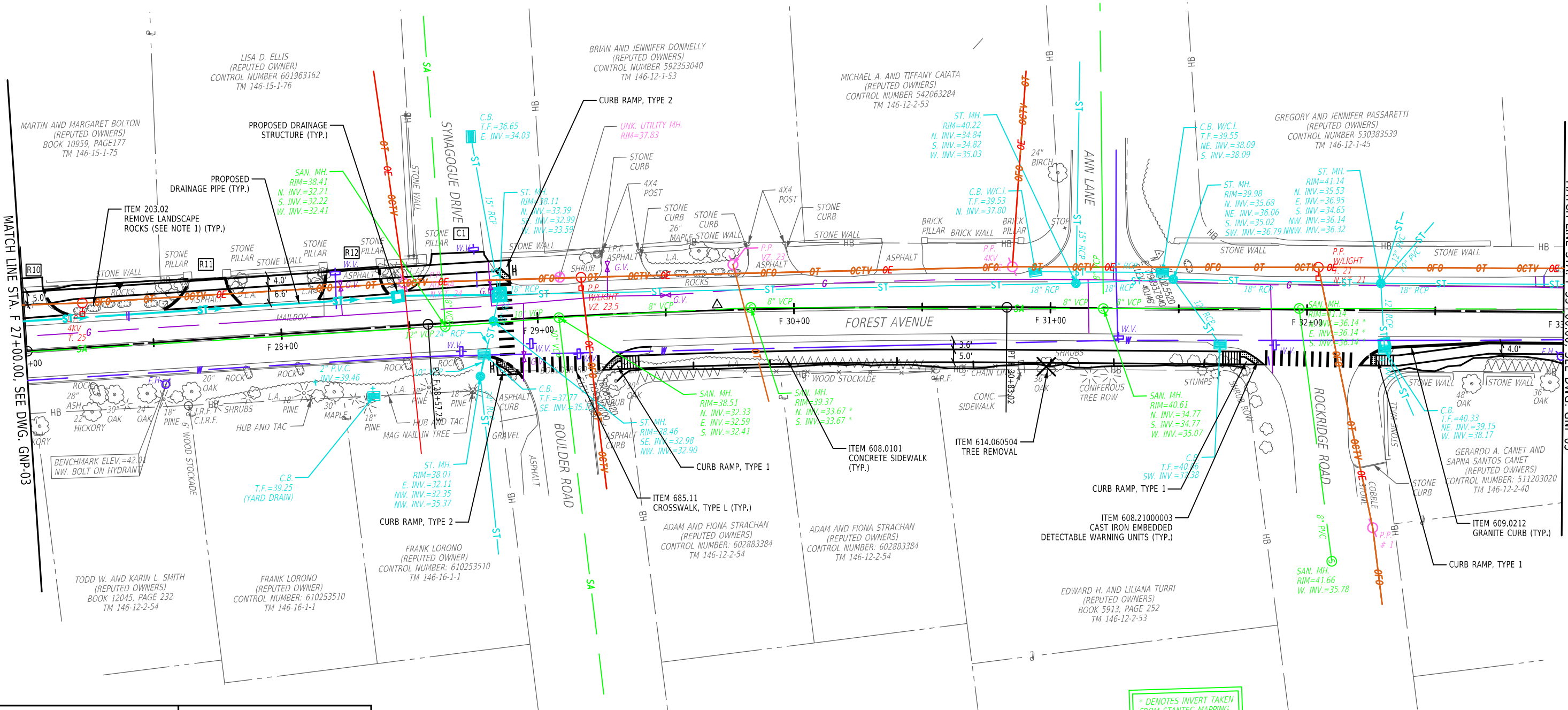


CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK



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ON:

ALTERED BY:
ON:

DRAFT
NOT FOR
CONSTRUCTION

NOTE:

1. CONTRACTOR SHALL COORDINATE REMOVAL OF LANDSCAPE ROCKS WITH PROPERTY OWNER, IF PROPERTY OWNER REQUESTS TO KEEP LANDSCAPE ROCKS, CONTRACTOR SHALL RELOCATE ROCKS TO A LOCATION OUTSIDE HIGHWAY BOUNDARY. COST OF REMOVAL OR RELOCATION OF LANDSCAPE ROCKS TO BE INCLUDED IN ITEM 203.02.

AS-BUILT REVISIONS
DESCRIPTION OF ALTERATIONS:

FOREST AVENUE CORRIDOR ACCESSIBILITY IMPROVEMENTS

PIN 8762.52

BRIDGES

CULVERTS

ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED

CONTRACT NUMBER

GENERAL PLAN

DRAWING NO. GNP-04
SHEET NO.

IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY. IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATION, AND A SPECIFIC DESCRIPTION OF THE ALTERATION.



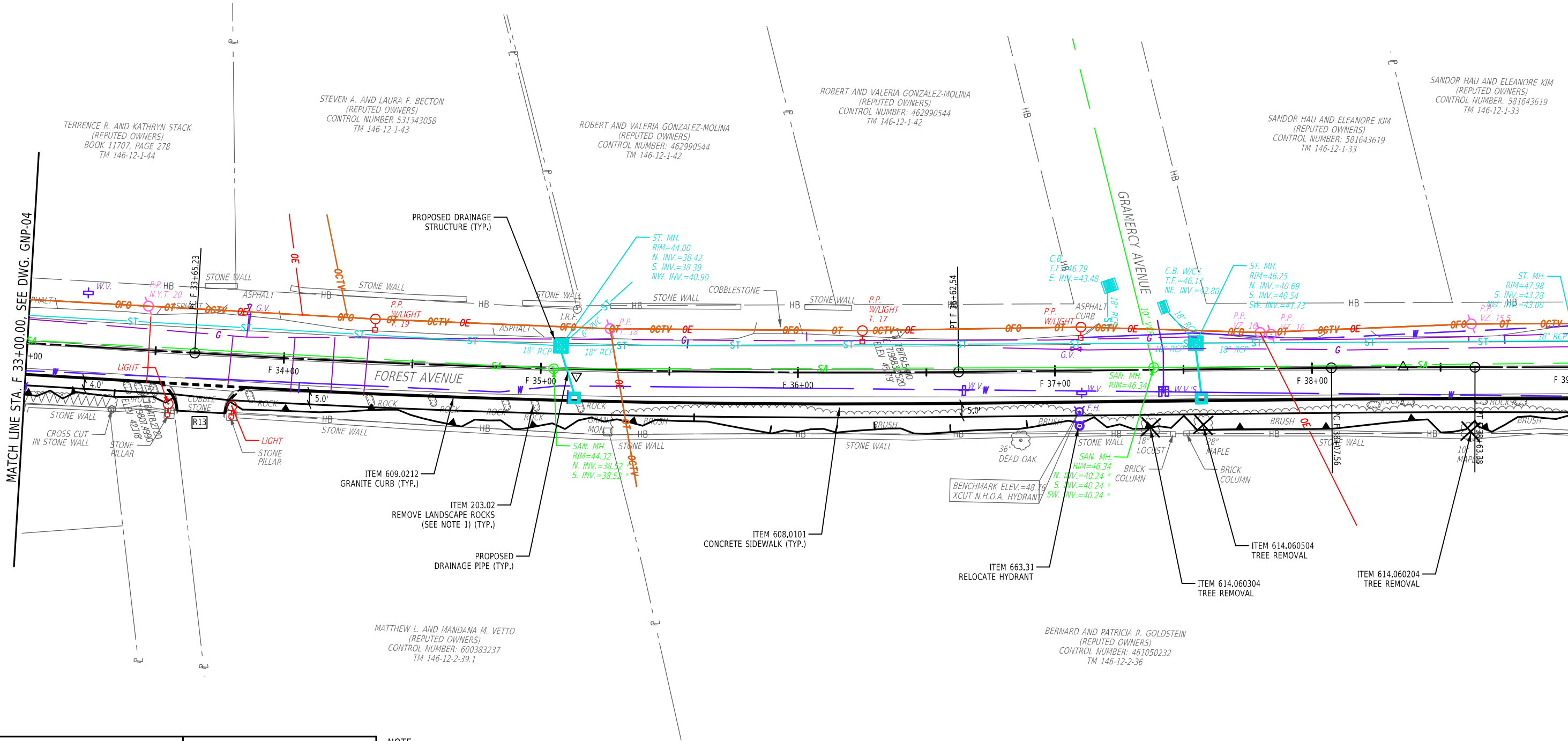
CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK

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DESIGN SUPERVISOR D. ADAMS JOB MANAGER J. ANDERSON DESIGN M. VAN WIE CHECK J. ANDERSON DRAFTING K. DETRICK CHECK D. BORJAS PROJECT MANAGER J. ANDERSON

MATCH LINE STA. F 33+00.00, SEE DWG. GNP-04

MATCH LINE STA. F 39+00.00, SEE DWG. GNP-06



AFFIX SEAL: DONALD ADAMS, P.E.
ON:

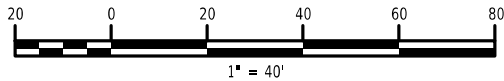
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					GENERAL PLAN	DRAWING NO. GNP-05 SHEET NO.
	COUNTY: WESTCHESTER	REGION: 8				

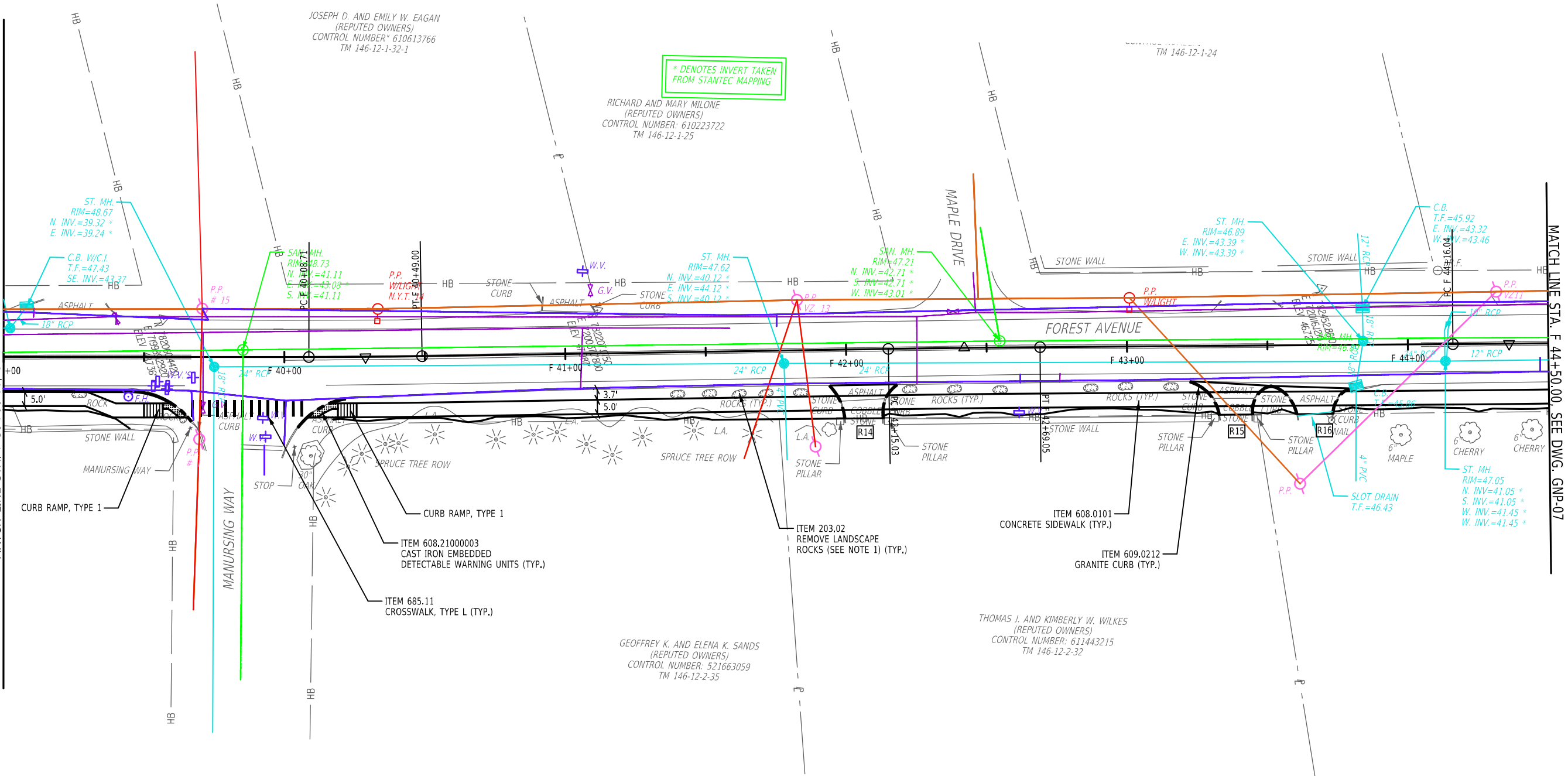
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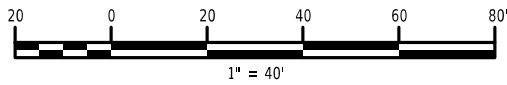
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DESIGN SUPERVISOR D. ADAMS
JOB MANAGER J. ANDERSON
DESIGN M. VAN WIE
CHECK J. ANDERSON
DRAFTING K. DETRICK
CHECK D. BORJAS
PROJECT MANAGER J. ANDERSON

MATCH LINE STA. F 39+00.00, SEE DWG. GNP-05



MATCH LINE STA. F 44+50.00, SEE DWG. GNP-07



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ON:

ALTERED BY:
ON:

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AS-BUILT REVISIONS
DESCRIPTION OF ALTERATIONS:

FOREST AVENUE CORRIDOR ACCESIBILITY IMPROVEMENTS

PIN 8762.52

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CULVERTS

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CONTRACT NUMBER

GENERAL PLAN

DRAWING NO. GNP-06
SHEET NO.

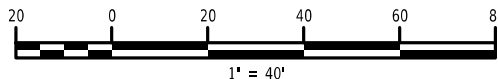
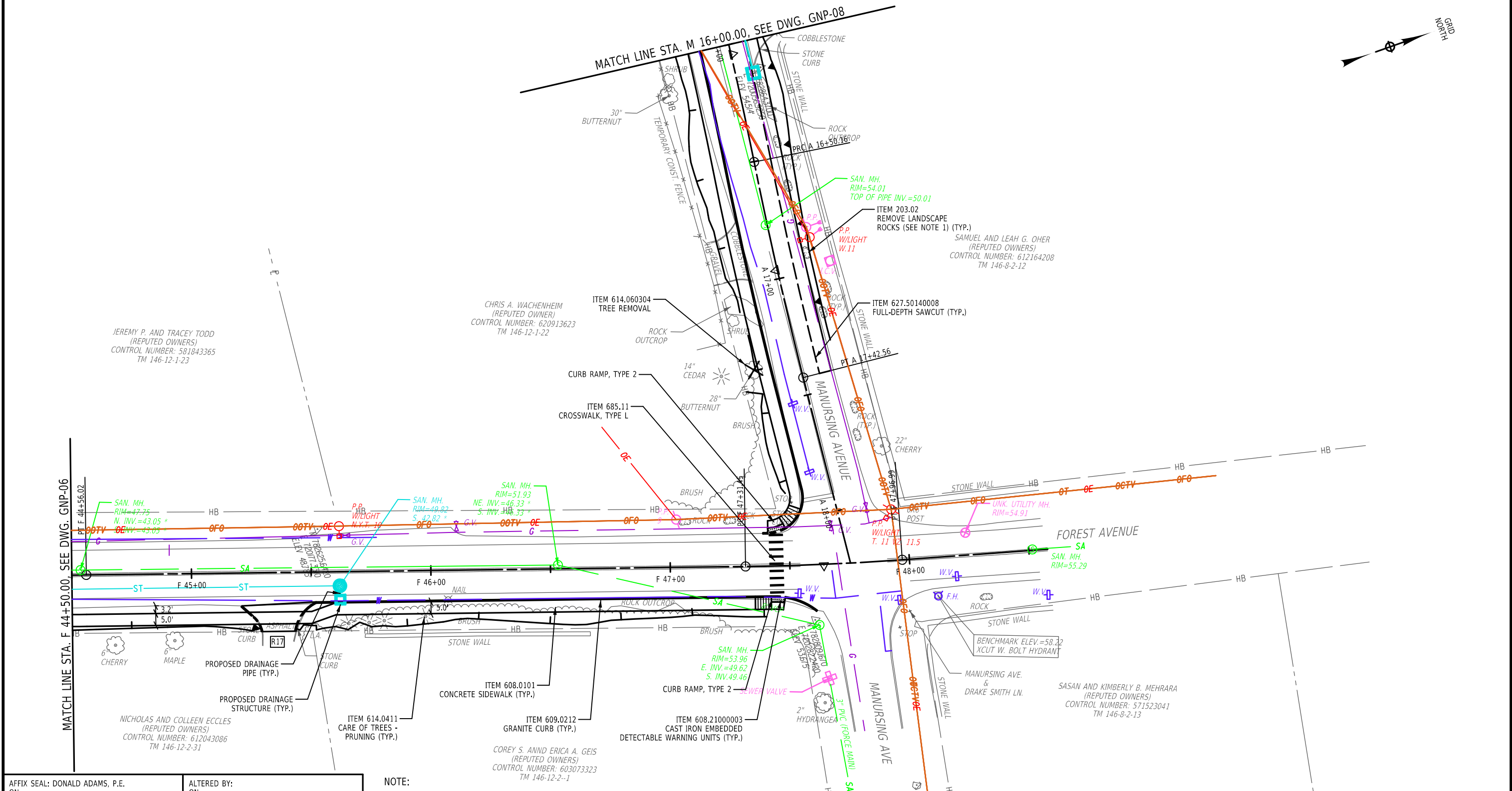
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CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK

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DRAFT NOT FOR CONSTRUCTION	AFFIX SEAL: DONALD ADAMS, P.E. ON:		ALTERED BY: ON:		NOTE: 1. CONTRACTOR SHALL COORDINATE REMOVAL OF LANDSCAPE ROCKS WITH PROPERTY OWNER. IF PROPERTY OWNER REQUESTS TO KEEP LANDSCAPE ROCKS, CONTRACTOR SHALL RELOCATE ROCKS TO A LOCATION OUTSIDE HIGHWAY BOUNDARY. COST OF REMOVAL OR RELOCATION OF LANDSCAPE ROCKS TO BE INCLUDED IN ITEM 203.02.	
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					PIN 8762.52	
			COUNTY: WESTCHESTER REGION: 8		BRIDGES	
				CULVERTS		
				ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED		
				CONTRACT NUMBER		
				DRAWING NO. GNP-07 SHEET NO.		
				CITY OF RYE WESTCHESTER COUNTY, NEW YORK		

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DESIGN SUPERVISOR D. ADAMS
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Creighton Manning

CITY OF RYE
WESTCHESTER COUNTY,
NEW YORK



CITY COUNCIL AGENDA

DEPT.: Planning

CONTACT: Christian Miller, City Planner

AGENDA ITEM:

Consideration of a resolution adopting a SEQR Negative Declaration and Finding of LWRP Coastal Consistency in connection with the construction of new sidewalks on Forest and Manursing Avenues.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: The City Council should select the preferred alternative and adopt the attached resolution.

IMPACT: ☒ Environmental ☒ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND:

In October 2022, the City's engineering consultant, Creighton Manning, completed [draft plans](#) for new sidewalks and other pedestrian improvements on Forest Avenue and Manursing Avenues between Apawamis and Davis Avenues. On November 16, 2022, City staff and its consultants conducted a meeting with neighbors immediately adjacent to or on the opposite side of the proposed sidewalk to review and discuss the draft plan. Approximately 20 residents attended the [November meeting at the Damiano Center](#) and raised a [number of questions, comments and concerns](#). At its January 18, 2023 meeting, the City Council was provided with a presentation of the latest plans from the City's consultant and heard public comments. At the Council's February 1, 2023 meeting the action was referred to the Planning Commission for an advisory coastal consistency review, which found the project to be consistent with the 44 policies of the LWRP February 14, 2023 meeting. The attached resolution is required to advance the preliminary design to the NYSDOT for their review and approval.

In response to comments raised at the Council's February meeting, the consulting engineer commissioned additional survey for the Manursing Avenue corridor and developed an alternative that switches the proposed sidewalk from the north to south side of Manursing Avenue. This alternative eliminates the crosswalk at the Davis/Manursing intersection, but requires a slight shifting of a portion of Manursing Avenue north and has an estimated additional cost of \$225,000. This alignment is shown on the current plans dated September 2023. Notice of this proposed alternative was included in a mailing to all property owners abutting or opposite the proposed sidewalk.

You can view the latest draft plans and other relevant information online at www.ryeny.gov by clicking on the "Government" tab at the top of the page, then clicking on "City Council", then clicking on "Active Projects and Pending Matters" and selecting "Forest Avenue Sidewalk" or [click here](#).

RESOLUTION

Adoption of a SEQRA Negative Declaration and Determination of LWRP Coastal Consistency in Connection with the Construction of New Sidewalks on Forest and Manursing Avenues Between Apawamis and Davis Avenues

WHEREAS, on September 18, 2019, the Rye City Council adopted a resolution accepting a grant to implement the Forest Avenue Corridor Accessibility Improvement Project in the City of Rye, Westchester County, PIN 8762.52 (the "Project"); and

WHEREAS, the Project involves the construction of new sidewalks and other pedestrian improvements on Forest Avenue and Manursing Avenues between Apawamis and Davis Avenues; and

WHEREAS, the Proposed Action is located within the Waterfront Revitalization Area Boundary as identified in the City's 1991 Local Waterfront Revitalization Program (LWRP); and

WHEREAS, as required by Chapter 73, *Coastal Zone Management Waterfront Consistency Review*, of the Rye City Code, the Planning Commission is required to provide an advisory opinion to the City Council as to the consistency of the Proposed Action with the policies of the LWRP; and

WHEREAS, at its February 1, 2023, meeting, the City Council declared its intent to be Lead Agency with respect to the State Environmental Quality Review (SEQR) and referred the Proposed Action to the Planning Commission for its advisory review and comment; and

WHEREAS, in at its February 14, 2023, meeting, the Planning Commission found that the Proposed Action is consistent with the 44 policies of the City's LWRP; and

WHEREAS, an Environmental Assessment Form was presented to the City Council; and

WHEREAS, after circulation of a notice of intent and having no objection from any involved agency, the City Council hereby declares that it is the Lead Agency for the environmental review of this proposed action; and

WHEREAS, the City Council has reviewed the Environmental Assessment Form (EAF), LWRP Coastal Consistency Application, Coastal Assessment Form and the latest revised plans; and

WHEREAS, as part of its review and deliberations the City Council considered public comments at its January 18, February 1 and October 4, 2023 meetings;

NOW, THEREFORE, BE IT RESOLVED, that the City Council based on its review of the Environmental Assessment Form (EAF), the criteria listed in Section 617.7(c) of SEQRA and the complete record, the City Council finds that the proposed action will not have a significant adverse environmental impact and hereby issues a Negative Declaration; and

BE IT FURTHER RESOLVED that the City Council finds that based on its review of the coastal consistency application, the City's LWRP and the advisory opinion of the Rye City Planning Commission that the proposed action is consistent with the coastal consistency policies of the City's LWRP and the provisions of Chapter 73, *Coastal Zone Management Waterfront Consistency Review*, of the Rye City Code; and

BE IT FURTHER RESOLVED that the City Council authorizes the submission of the preliminary design report to the New York Department of Transportation (NYSDOT) for their review and approval.

x:\04-paving, curbs, sidewalks\sidewalks, curbs, and right of way\forest avenue sidewalks\seqr and lwrp\forest sidewalk neg dec and lwrp resolution 2023-10-04.docx

State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number: N/A

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The **Rye City Council** as lead agency, has determined that the proposed action described below will not have a significant adverse environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Forest Avenue Sidewalks (NYSDOT PIN 8762.52)

SEQR Status:

Type I
Unlisted

☐
☒

Conditioned Negative Declaration:

☐ Yes (see attachment)
☒ No

Description of Action:

The proposed action involves the construction of approximately 4,300 l.f. of new sidewalk on Forest and Manursing Avenues connecting Apawamis and Davis Avenues. The project includes pedestrian activated flashing beacons (RRFB) at selected crosswalks, curbing and drainage improvements. A total of nine (9) trees are anticipated to require removal. The proposed action would create a sidewalk where none exists today and connect to existing sidewalks at Davis/Manursing and Forest/Apawamis. This section of Forest Avenue experiences high volumes of pedestrian and vehicular activity and lacks a dedicated walkway. The sidewalk design was selected as the preferred alternative from the 2016 *Forest Avenue/Manursing Avenue Pedestrian Improvement Study* and was reviewed by the Lead Agency and public at multiple public meetings during the design process from October 2022 to October 2023.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

Forest and Manursing Avenue between Apawamis and Davis Avenues,
City of Rye, Westchester County, New York

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination; see 617.7 (d) for Conditioned Negative Declaration)

Based on the review of the Environmental Assessment Form (EAF), the criteria listed in Section 617.7(c) of SEQRA and the complete record, the Lead Agency finds that the proposed action will not have a significant adverse environmental impact due to the extent of the proposed improvements, the modest nature of reasonably expected impacts, modifications in the project design to reduce anticipated impacts and implementation of mitigation measures. More specifically, the Lead Agency finds that the proposed action will not have an adverse impact on any of the indicators of potential environmental impact listed in Sections 617.7(c)(1)(i) through (xii).

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person: Christian K. Miller, City Planner

Address: 1051 Boston Post Road, Rye, New York 10580

Telephone: (914) 967-7167 email: cmiller@ryeny.gov

A Copy of this Notice is sent to:

Lead Agency (For All Actions):

☒ Rye City Council

Involved Agencies (For Type I Actions and Conditioned Negative Declarations only):

- ☐ Rye City Council
- ☐ City of Rye Zoning Board of Appeals, c/o Rye City Clerk
- ☐ City of Rye Board of Architectural Review, c/o Rye City Building Inspector
- ☐ Westchester County Department of Health
- ☐ Westchester County Department of Planning
- ☐ Westchester County _____
- ☐ New York State Department of State, Division of Coastal Resources
- ☐ New York State Department of Environmental Conservation Regional Office
- ☒ New York State Department of Transportation
- ☐ _____
- ☐ _____

For All Type I Actions and Conditioned Negative Declarations:

- ☐ Mayor of Rye, c/o Rye City Clerk
- ☐ ENB
- ☐ Applicant: _____
- ☐ Person(s) requesting a copy: _____

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

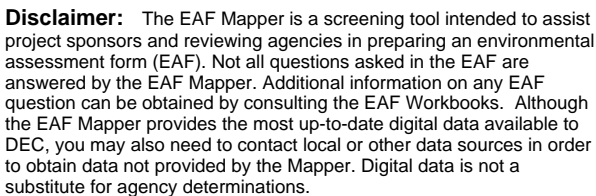
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
Name of Action or Project:				
Project Location (describe, and attach a location map):				
Brief Description of Proposed Action:				
Name of Applicant or Sponsor:			Telephone:	
			E-Mail:	
Address:				
City/PO:		State:	Zip Code:	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?			NO	YES
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<input type="checkbox"/>	<input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency?			NO	YES
If Yes, list agency(s) name and permit or approval:			<input type="checkbox"/>	<input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned _____ acres or controlled by the applicant or project sponsor?				
4. Check all land uses that occur on, are adjoining or near the proposed action: 5. Urban Rural (non-agriculture) Industrial Commercial Residential (suburban) <input type="checkbox"/> Forest Agriculture Aquatic Other(Specify): <input type="checkbox"/> Parkland				

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest Agricultural/grasslands Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO <input type="checkbox"/>	YES <input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO <input type="checkbox"/>	YES <input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	NO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: _____ Date: _____ Signature: _____ Title: _____		



Short Environmental Assessment Form - EAF Mapper Summary Report

Project:

Date:

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7. Will the proposed action impact existing:		
a. public / private water supplies?		
b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Project:

Date:

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency

Date

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

Christian K. Miller
City Planner
1051 Boston Post Road
Rye, New York 10580




Tel: (914) 967-7167
Fax: (914) 967-7185
E-mail: cmiller@ryeny.gov
<http://www.ryeny.gov>

CITY OF RYE
Department of Planning

Memorandum

To: Rye City Council

From: Christian K. Miller, City Planner 

cc: Rye City Planning Commission

Date: September 12, 2023

Subject: **Forest Avenue Sidewalks Advisory Coastal Consistency Review**

At its February 1, 2023 meeting, the Rye City Council adopted a resolution referring the latest plans, Local Waterfront Revitalization Program (LWRP) application form and coastal consistency form to the City Planning Commission for its advisory review and comment in connection with the proposed construction of sidewalks on Forest and Manursing Avenues between Apawamis and Davis Avenues. This advisory review is required by Chapter 73, *Coastal Zone Management Waterfront Consistency Review*, of the Rye City Code prior to the City Council's coastal consistency determination.

The Planning Commission reviewed and discussed the plans, project, and forms. At its February 14, 2023 meeting, the Commission agreed that the project is consistent with the 44 policies included in the LWRP and the requirements of Chapter 73 of the Rye City Code.



Coastal Assessment Form

City of Rye, New York Planning Department

1051 Boston Post Road, Rye, New York 10580

Phone: (914) 967-7167

Fax (914) 967-4641

www.ci.rye.ny.us/planning.htm

A. INSTRUCTIONS (Please print or type all answers)

1. Applicants or in the case of direct actions, city agencies, shall complete this Coastal Assessment Form (CAF) for proposed actions which are subject to the consistency review law. This assessment is intended to supplement other information used by a city agency in making a determination of consistency.
2. Before answering the questions in Section C, the preparer of this form should review the policies and explanations of policy contained in the Local Waterfront Revitalization Program (LWRP), a copy of which is on file in the City Clerk's office. A proposed action should be evaluated as to its significant beneficial and adverse effects upon the coastal area.
3. If any question in Section C on this form is answered "yes", then the proposed action may effect the achievement of the LWRP policy standards and conditions contained in the consistency review law. Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that it is consistent to the maximum extent practicable with the LWRP policy standards and conditions. If an action cannot be certified as consistent with the LWRP policy standards and conditions, it shall not be undertaken.

B. DESCRIPTION OF SITE AND PROPOSED ACTION

1. Type of city agency action (check appropriate response):
 - (a) Directly undertaken (e.g. capital construction, planning activity, agency regulation, land transaction): _____
 - (b) Financial assistance (e.g. grant, loan, subsidy): _____
 - (c) Permit, approval, license, certification: _____
 - (d) Agency undertaken action: _____
2. Describe nature and extent of action: _____
3. Location of action (including street or site description): _____
4. Size of site: _____
5. Present land use: _____
6. Present zoning classification: _____



Coastal Assessment Form

City of Rye, New York Planning Department

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7. Describe any unique or unusual forms on the project site (i.e. bluffs, dunes, swales, ground, depressions, other geological formations):

8. Percentage of site which contains slopes of 15% or greater _____
9. Streams, lakes, ponds or wetlands existing within or contiguous to the project area?
(a) Name: _____
(b) Size (in acres): _____
10. If an application for the proposed action has been filed with the city agency, the following information shall be provided:
(a) Name of applicant: _____
(b) Mailing address: _____
(c) Telephone number: Area Code: _____
(d) application number, if any: _____
11. Will the action be directly undertaken, require funding, or approval by a state or federal agency?
☐ Yes ☐ No If yes, which state or federal agency?



Coastal Assessment Form

City of Rye, New York Planning Department

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C. COASTAL ASSESSMENT Check either "yes" or "no" for each of the following:

	YES	NO
1. Will the proposed action be located in, or contiguous to, or have a potentially adverse effect upon any of the resource areas identified on the coastal area map?:	<input type="checkbox"/>	<input type="checkbox"/>
(a) Significant fish or wildlife habitats?	<input type="checkbox"/>	<input type="checkbox"/>
(b) Scenic resources or local or statewide significance?	<input type="checkbox"/>	<input type="checkbox"/>
(c) Natural protective features in an erosion hazard area?	<input type="checkbox"/>	<input type="checkbox"/>
<i>Note: If the answer to any question above is yes, please explain in Section D any measures which will be undertaken to mitigate any adverse effects.</i>		
2. Will the proposed action have a <u>significant adverse effect</u> upon:		
(a) Commercial or recreational use of fish and wildlife resources?	<input type="checkbox"/>	<input type="checkbox"/>
(b) Scenic quality of the coastal environment?	<input type="checkbox"/>	<input type="checkbox"/>
(c) Development of future, or existing water dependent uses?	<input type="checkbox"/>	<input type="checkbox"/>
(d) Land or water uses within a small harbor area?	<input type="checkbox"/>	<input type="checkbox"/>
(e) Stability of the shoreline?	<input type="checkbox"/>	<input type="checkbox"/>
(f) Surface or groundwater quality?	<input type="checkbox"/>	<input type="checkbox"/>
(g) Existing or potential public recreation opportunities?	<input type="checkbox"/>	<input type="checkbox"/>
(h) Structures, sites or districts of historic, archaeological or cultural significance to the city, State or nation?	<input type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action <u>involve</u> or <u>result</u> in any of the following:	<input type="checkbox"/>	<input type="checkbox"/>
(a) Physical alteration of land along the shoreline, land under water or coastal waters?	<input type="checkbox"/>	<input type="checkbox"/>
(b) Physical alteration of two (2) acres or more of land located elsewhere in the coastal area?	<input type="checkbox"/>	<input type="checkbox"/>
(c) Expansion of existing public services or infrastructure in undeveloped or low density area of the coastal area?	<input type="checkbox"/>	<input type="checkbox"/>
(d) Energy facility not subject to Article VII or VIII of the Public Service Law?	<input type="checkbox"/>	<input type="checkbox"/>
(e) Mining, excavation, filling or dredging in coastal waters?	<input type="checkbox"/>	<input type="checkbox"/>
(f) Reduction of existing or potential public access to or along the shore?	<input type="checkbox"/>	<input type="checkbox"/>
(g) Sale or change in use of publicly-owned lands located on the shoreline or underwater?	<input type="checkbox"/>	<input type="checkbox"/>
(h) Development within a designated flood or erosion hazard area?	<input type="checkbox"/>	<input type="checkbox"/>
(i) Development on a beach, dune, barrier island or other natural feature that provides protection against flooding or erosion?	<input type="checkbox"/>	<input type="checkbox"/>
(j) construction or reconstruction of erosion protective structures?	<input type="checkbox"/>	<input type="checkbox"/>
(k) Diminished surface or groundwater quality?	<input type="checkbox"/>	<input type="checkbox"/>



Coastal Assessment Form

City of Rye, New York Planning Department

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	YES	NO
(l) Removal of ground cover from the site?	<input type="checkbox"/>	<input type="checkbox"/>
4. Project	<input type="checkbox"/>	<input type="checkbox"/>
(a) If project is to be located adjacent to shore:	<input type="checkbox"/>	<input type="checkbox"/>
(1) Will water-related recreation be provided?	<input type="checkbox"/>	<input type="checkbox"/>
(2) Will public access to the foreshore be provided?	<input type="checkbox"/>	<input type="checkbox"/>
(3) Does the project require a waterfront site?	<input type="checkbox"/>	<input type="checkbox"/>
(4) Will it supplant a recreational or maritime use?	<input type="checkbox"/>	<input type="checkbox"/>
(5) Do essential public services and facilities presently exist at or near the site?	<input type="checkbox"/>	<input type="checkbox"/>
(6) Is it located in a flood prone area?	<input type="checkbox"/>	<input type="checkbox"/>
(7) Is it located in an area of high erosion?	<input type="checkbox"/>	<input type="checkbox"/>
(b) If the project site is publicly owned:	<input type="checkbox"/>	<input type="checkbox"/>
(1) Will the project protect, maintain and/or increase the level and types of public access to water-related recreation resources and facilities?	<input type="checkbox"/>	<input type="checkbox"/>
(2) If located in the foreshore, will access to those and adjacent lands be provided?	<input type="checkbox"/>	<input type="checkbox"/>
(3) Will it involve the siting and construction of major energy facilities?	<input type="checkbox"/>	<input type="checkbox"/>
(4) Will it involve the discharge of effluents from major steam electric generating and industrial facilities into coastal facilities?	<input type="checkbox"/>	<input type="checkbox"/>
(c) Is the project site presently used by the community neighborhood as an open space or recreation area?	<input type="checkbox"/>	<input type="checkbox"/>
(d) Does the present site offer or include scenic views or vistas known to be important to the community?	<input type="checkbox"/>	<input type="checkbox"/>
(e) Is the project site presently used for commercial fishing or fish processing?	<input type="checkbox"/>	<input type="checkbox"/>
(f) will the surface area of any waterways or any wetland areas be increased or decreased by the proposal?	<input type="checkbox"/>	<input type="checkbox"/>
(g) Does any mature forest (over 100 years old) or other locally important vegetation exist on this site which will be removed by the project?	<input type="checkbox"/>	<input type="checkbox"/>
(h) Will the project involve any waste discharges into coastal waters?	<input type="checkbox"/>	<input type="checkbox"/>
(i) Does the project involve surface or subsurface liquid waste disposal?	<input type="checkbox"/>	<input type="checkbox"/>
(j) Does the project involve transport, storage, treatment or disposal of solid waste or hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>
(k) Does the project involve shipment or storage of petroleum products?	<input type="checkbox"/>	<input type="checkbox"/>



Coastal Assessment Form

City of Rye, New York Planning Department

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- | | YES | NO |
|---|--------------------------|--------------------------|
| (l) Does the project involve discharge of toxics, hazardous substances or other pollutants into coastal waters? | <input type="checkbox"/> | <input type="checkbox"/> |
| (m) Does the project involve or change existing ice management practices? | <input type="checkbox"/> | <input type="checkbox"/> |
| (n) Will the project affect any area designated as a tidal or freshwater wetland? | <input type="checkbox"/> | <input type="checkbox"/> |
| (o) Will the project alter drainage flow, patterns or surface water runoff on or from the site? | <input type="checkbox"/> | <input type="checkbox"/> |
| (p) Will best management practices be utilized to control storm water runoff into coastal waters? | <input type="checkbox"/> | <input type="checkbox"/> |
| (q) Will the project utilize or affect the quality or quantity of sole source or surface water supplies? | <input type="checkbox"/> | <input type="checkbox"/> |
| (r) Will the project cause emissions which exceed federal or state air quality standards or generate significant amounts of nitrates or sulfates? | <input type="checkbox"/> | <input type="checkbox"/> |

D. REMARKS OR ADDITIONAL INFORMATION. (Add any additional sheets necessary to complete this form.)

I certify that the information provided above is true to the best of my knowledge.

Preparer Name _____ Date _____

Signature  Title _____



LWRP Consistency Application

City of Rye, New York Planning Department

1051 Boston Post Road, Rye, New York 10580

Phone: (914) 967-7167

Fax (914) 967-4641

www.ci.rye.ny.us/planning.htm

The undersigned applicant hereby applies to the Rye City Council for determination of consistency in accordance with Chapter 73, Coastal Zone Management Waterfront Consistency review, of the Rye City Code, and, therefore, represents and states as follows:

A. Application Name: _____

B. Applicant (If Applicant is not owner, attach document confirming interest in property):

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Phone: _____
Fax: _____
Email: _____

C. Property Owner:

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Phone: _____
Fax: _____

D. Architect/Landscape Architect/Engineer or Surveyor:

Name: _____
Address: _____
City: _____ State: _____ Zip: _____
Phone: _____
Fax: _____

For Planning Department Use Only:

Application Receipt Date:

--

Application No.:	_____
Application No.:	_____
Fee Check No.:	_____
Prior Approvals:	_____
Prior Approvals:	_____



LWRP Consistency Application

City of Rye, New York Planning Department

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K. Evaluation of Consistency with LWRP Policies:

Actions to be undertaken within the Coastal Area must be evaluated for consistency in accordance with the LWRP policy standards and conditions, which are explained and described in Section III of the Rye City LWRP, a copy of which is on file in the City Clerk's and City Planner's Office and available for inspection during normal business hours. In the case of direct actions, the agency shall also consult with Section IV of the LWRP in making their consistency determination.

In making its determination, the City Council must consider the following factors, and issue written findings with respect to those factors that are applicable. Please give any pertinent information that will permit the Planning Commission to make a determination that this action is consistent with the following policies:

- (1) Revitalize deteriorated and under utilized waterfront areas (Policy 1).

- (2) Retain and promote recreational water-dependent uses (Policy 2).

- (3) Strengthen the economic base of smaller harbor areas by encouraging traditional uses and activities (Policy 4).



LWRP Consistency Application

City of Rye, New York Planning Department

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- (4) Ensure that development occurs where adequate public infrastructure is available to reduce health and pollution hazards (Policy 5).

- (5) Streamline development permit procedures (Policy 6).

- (6) Protect significant and locally important fish and wildlife habitats from human disruption and chemical contamination (Policies 7, 7A, 7B and 8).

- (7) Maintain and expand commercial fishing facilities to promote commercial and recreational fishing opportunities (Policies 9 and 10).



LWRP Consistency Application

City of Rye, New York Planning Department

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- (8) Minimize flooding and erosion hazard through non-structural means, carefully selected, long-term structural measures and appropriate siting of structures (Policies 11, 12, 13, 14, 16, 17, and 28).

- (9) Safeguard economic, social and environmental interests in the coastal area when major actions are taken (Policy 18).

- (10) Maintain and improve public access to the shoreline and to water-related recreational facilities while protecting the environment (Policies 2, 19, 19A, 19B, 20, 21 and 22).

- (11) Protect and restore historic and archaeological resources (Policy 23).



LWRP Consistency Application

City of Rye, New York Planning Department

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- (12) Protect and upgrade scenic resources (Policy 25).

- (13) Site and construct energy facilities in a manner which will be compatible with the environment and contingent upon the need for a waterfront or water location (Policies 27, 29 and 40).

- (14) Prevent ice management practices which could damage significant fish and wildlife and their habitats (Policy 28).

- (15) Protect surface and groundwaters from direct and indirect discharge of pollutants and from overuse (Policies 30, 31, 32, 33, 34, 35, 36, 37 and 38).



LWRP Consistency Application

City of Rye, New York Planning Department

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- (16) Perform dredging and dredge spoil disposal in a manner protective of natural resources. (Policies 15 and 35).

- (17) Handle and dispose of hazardous wastes and effluents in a manner which will not adversely affect the environment nor expand existing landfills (Policy 39).

- (18) Protect air quality (Policies 41, 42 and 43).

- (19) Protect tidal and freshwater wetlands (Policy 44).



LWRP Consistency Application

City of Rye, New York Planning Department

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L. Evaluation of Actions Inconsistent with LWRP Policies:

If it is determined that the action would not be consistent with one or more of the LWRP policy standards and conditions, such action shall not be undertaken unless the determining agency makes a written finding with respect to the proposed action. If applicable, please give any pertinent information that will permit the Planning Commission to make a determination on the following: (If the space provided is insufficient, please attach additional sheet(s))

- (1) No reasonable alternatives exist which would permit the action to be undertaken in a manner that would not substantially hinder the achievement of such LWRP policy standards and conditions.

- (2) The action would be undertaken in a manner that will minimize all adverse effects on such LWRP policy standards and conditions.

- (3) The action will advance one or more of the other LWRP policy standards and conditions.



LWRP Consistency Application

City of Rye, New York Planning Department

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- (4) The action will result in an overriding city, regional or statewide public benefit.

M. Regulatory Compliance

1. Will the proposed project place any fill or a structure within a Flood Zone? ☐ Yes ☐ No
(If yes, Chapter 100, Floodplain Management, may apply)
2. Is the proposed activity located within a designated preservation area? ☐ Yes ☐ No
(If yes, Chapter 117, Landmarks Preservation, may apply)
3. Is a fence or wall proposed as part of the application? ☐ Yes ☐ No
(If yes, Chapter 90, Fences and Walls, may apply)
4. Does the application also involve site plan approval? ☐ Yes ☐ No
(If yes, Chapter 197, Zoning, may apply)
5. Does the application also involve the subdivision of a property? ☐ Yes ☐ No
(If yes, Chapter 170, Subdivision of Land, may apply)

N. Prior Approvals – Application Checklist for Permits:

To facilitate the approval process, the City of Rye requests that applicants indicate below all permit applications that are **pending**, have been **approved** or have been **rejected** for the subject property. The following checklist will allow the City authorities to be more familiar with properties that are the subject of the current application. Please indicate all applications submitted for the property in question, including those that were prepared for projects separate from the current one. Intentionally omitting any items from this checklist is cause for delay or rejection of the application(s) being considered.



LWRP Consistency Application

City of Rye, New York Planning Department

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Board, Commission or Inspector:	Date(s) of Prior Approval(s):	City Identifier Reference(s):	Previous Action(s) on Application(s):	New Permit(s) Applied for: (Check Boxes)
Appeals				<input type="checkbox"/>
Architectural Review				<input type="checkbox"/>
Conservation				<input type="checkbox"/>
Landmarks				<input type="checkbox"/>
Planning Commission				<input type="checkbox"/>
Building Inspector				<input type="checkbox"/>
City Engineer				<input type="checkbox"/>
Naturalist				<input type="checkbox"/>
City Planner				<input type="checkbox"/>
Other:				<input type="checkbox"/>

O. Signatures

By signing this application the applicant attests that to the best of his or her knowledge all information provided herein is accurate and truthful. The signature of the applicant and owner also grants consent to having any City Staff or City Board or Commission members responsible for of the review or approval of this application(s) to enter the property of the subject application.

Applicant Signature

Date

Property Owner Signature(s)

Date



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Open a public hearing to amend Chapter 177 "Taxation", Article III, "Senior Citizens Exemption" to alter the income calculation used to determine exemptions.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Mayor and the Council open the public hearing.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: See attached memo and draft law.



CITY OF RYE

Inter-Office Memorandum

To: Greg Usry, City Manager
Kristen Wilson, Esq., Corp. Counsel

From: Jon Flynn, City Assessor

Date: September 7, 2023

Re: Amendment to the Income Calculation for Senior and Disabled with Limited Income Exemptions

New York State recently adopted a law which redefines the income calculation under Real Property Tax Law (RPTL) 467, Partial Tax Exemption for Real Property of Senior Citizens, and Real Property Tax Law (RPTL) 459-C, Partial Tax Exemption for Real Property of Persons with Disabilities and Limited Income. To qualify for these exemptions the combined income of all owners must not exceed the income threshold adopted by each taxing jurisdiction, \$37,400 under RPTL 467 and \$29,000 under RPTL 459-C. The income calculation for these exemptions previously was derived from various items on the applicant's Federal or State tax returns. To simplify this calculation, the State has determined the Federal Adjusted Gross Income (FAGI) will now be used as the starting point for all adjustments. Under the new law, local governments and school districts can opt to include, or exclude, up to 3 separate provisions pertaining to how income is added or subtracted from FAGI.

The new provision would allow applicants to deduct IRA distributions from FAGI, which could potentially increase the number of qualifying candidates. Historically, IRA distributions were never deducted from the total income. In order to maintain the status quo, the City Council would have to adopt a local law to include IRA distributions as income.

The City also has the option to exclude Social Security benefits from the income calculation. These benefits have always been accounted for in the past as they are typically the primary source of income for a majority of applicants. No action is required to maintain the current calculation.

Lastly, the new law provides an option to deduct medical and prescription drug expenses not covered by insurance. Similar to the IRA distributions, a deduction of these expenses is a departure from the current calculation and could increase the

number of qualifying applicants. Again, no action is required to preserve the current method.

Currently, there are 53 total Senior Citizen and Disabled with Limited Income Exemptions in the City of Rye which account for \$29,560 in tax savings amongst all applicants.

Please let me know if you have any questions regarding this matter.



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Open a public hearing to amend Chapter 177 "Taxation", Article VIII, "Exemption for Persons with Disabilities and Limited Incomes" to alter the income calculation used to determine exemptions.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Mayor and the Council open a public hearing.

IMPACT: ☐ Environmental ☒ Fiscal ☐ Neighborhood ☐ Other:

BACKGROUND: See attached memo and draft law.



CITY OF RYE

Inter-Office Memorandum

To: Greg Usry, City Manager
Kristen Wilson, Esq., Corp. Counsel

From: Jon Flynn, City Assessor

Date: September 7, 2023

Re: Amendment to the Income Calculation for Senior and Disabled with Limited Income Exemptions

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Lastly, the new law provides an option to deduct medical and prescription drug expenses not covered by insurance. Similar to the IRA distributions, a deduction of these expenses is a departure from the current calculation and could increase the

number of qualifying applicants. Again, no action is required to preserve the current method.

Currently, there are 53 total Senior Citizen and Disabled with Limited Income Exemptions in the City of Rye which account for \$29,560 in tax savings amongst all applicants.

Please let me know if you have any questions regarding this matter.

LOCAL LAW NO. _____-2023

A Local Law to amend Chapter 177, “Taxation”, Article VIII, “Exemption for Persons with Disabilities and Limited Incomes” of the Code of the City of Rye, by amending § 177-38, “Eligible persons and property; income level; conditions for exemption” only to the extent of further defining the source components of income.

§ 177-38. Eligible persons and property; income level; conditions for exemption.

Real property owned by one or more persons with disabilities, as defined in New York State Real Property Tax Law § 459-c, or owned by a husband, wife, or both, or by siblings, at least one of whom has a disability, shall be exempt from taxes up to a maximum of 50% of the assessed valuation, pursuant to the following schedule and subject to the following conditions:

Annual Income	Percentage of Assessed Value Exempt From Taxation
\$0 to \$20,500.00	50%
\$20,500.01 to \$21,499.99	45%
\$21,500.00 to \$22,499.99	40%
\$22,500.00 to \$23,499.99	35%
\$23,500.00 to \$24,399.99	30%
\$24,400.00 to \$25,299.99	25%
\$25,300.00 to \$26,199.99	20%
\$26,200.00 to \$27,099.99	15%
\$27,100.00 to \$27,999.99	10%
\$28,000.00 to \$28,899.99	5%

- A. The income of the owner or the combined income of the owners of the property, from all sources, **including social security benefits and any distribution received from an individual retirement account or an individual retirement annuity** as set forth in New York State Real Property Tax Law § 459-c, for the income tax year immediately preceding the date of making application for exemption must not exceed \$28,899.99. "Income tax year" shall mean the twelve-month period for which the owner or owners file a federal personal income tax return or, if no such return is filed, the calendar year.
- B. Only that portion of property used exclusively for residential purposes shall be eligible for exemption pursuant to this article.
- C. Except as otherwise provided for in New York State Real Property Tax Law § 459-c, to be eligible for exemption pursuant to this article, property must be the legal residence, and be occupied, in whole or in part, by the disabled person.
- D. Any exemption provided by this article shall be computed after all other partial exemptions allowed by law have been subtracted from the total amount assessed; provided, however, that no parcel may receive both an exemption pursuant to this article and a senior citizens tax exemption pursuant to Article III of this chapter.

- E. Notwithstanding any other provision of this article to the contrary, the provisions of this article shall apply to real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption, pursuant to this article, were such person or persons the owner or owners of such real property.

Changes or additions in text are indicated by **bold and underline**, deletions by [brackets]



CITY COUNCIL AGENDA

DEPT.: City Council

CONTACT: Mayor Josh Cohn

ACTION: Approve appointments to the Boat Basin Commission for the term as outlined below.

FOR THE MEETING OF:
October 4, 2023

RECOMMENDATION: That the Council approve the new appointment.
Resolved that the City Council approves the new appointment of Tara Kaplan to the Boat Basin Commission for a 3-year term.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☒ Other:

BACKGROUND:

Commission Members

Expiration Date

Tara Kaplan

12-31-26

Rodrigo Paulino
Boat Basin
Harbor Master
650 Milton Rd
Rye, New York 10580



Tel: (914) 967-2011
E-mail: Rpaulino@ryeny.gov
<http://www.ryeny.gov>

CITY OF RYE

Boat Basin

Memorandum

To: Greg Usry, City Manager
From: Rodrigo Paulino, Boat Basin Harbor Master
Date: 9/22/2023
Re: 2023 Boat Basin Commissioner Election

One of our Resident Boat Basin's Commissioner term is up on December 31st, 2023. (Tara Kaplan)

On September 13th 2023, the Boat Basin began the election process using a company named Simply Voting in order to elect 1 resident Boat Basin Commissioner. One candidate expressed interest in the open position. Her name and bio was submitted to Simply Voting as well an email list of our eligible slip holders.

61 out of 353 electors voted in this ballot. The election results can be seen below:

Tara Kaplan – 100.0%

Sep 20, 2023

City of Rye Boat Basin
650 Milton Road
Rye, NY
10580 United States

To Whom It May Concern:

The following election results are certified by Simply Voting to have been securely processed and accurately tabulated by our independently managed service.

Respectfully yours,



Brian Lack
President
Simply Voting Inc.

Results - Boat Basin Commissioners 2024

Start: 2023-09-13 09:00:00 America/New_York

End: 2023-09-20 17:00:00 America/New_York

Turnout: 61 (17.3%) of 353 electors voted in this ballot.

Nominees

Option	Votes
Tara Kaplan - Rye Resident	53 (100.0%)

VOTER SUMMARY

Total	61
Abstain	8 (13.1%)





CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of a request by the Rye YMCA to use City streets for the 36th Annual Rye Derby on Sunday, April 28, 2024 from 7:00 a.m. to 10:30 a.m. As part of the request, the Rye YMCA would like to restrict parking on Purchase St and Locust Ave for the same time period.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Council consider granting the request.

IMPACT: ☐ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND:

See attached letter from Sabrina Murphy, YMCA Executive Director

September 12th, 2023

Ms. Carolyn D'Andrea, City Clerk
City of Rye
1051 Boston Post Road
Rye, New York 10580

Dear Ms. D'Andrea:

We are writing to request permission from the City of Rye for use of city streets on Sunday, April 28, 2024 for the 36th Annual Rye YMCA 5M, 5K, & 1M Derby.

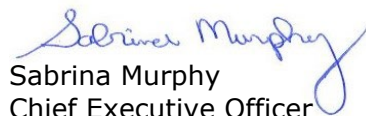
The 5M & 5K will start at 9:15 am and the 1M Family Fun Run/Walk will begin at 11:00 am, using the same course as in previous years. As always, the Rye Y will be the focal point of festivities before and after the race. This is a community event that attracts as many as 600 participants and several hundred spectators. The racecourse map is enclosed for your review.

Prior to race day, the Rye Y will provide a certificate of insurance naming the City of Rye as additionally insured for that day. We will follow the course that has been agreed upon with the Rye City Police department for this race. Cindy Fasolino our Race Director, will be coordinating her efforts with Lt. Michael Kopy, Public Safety Commissioner.

We would also like permission to restrict parking on Locust Avenue & Purchase Street, starting at Purdy Avenue, as well as Theodore Fremd on the morning of April 28th until 11:30 am. The safety of our runners is paramount and the beginning and end of the race is crowded, especially when there are cars parked along the street.

Thank you in advance for your consideration.

Sincerely,


Sabrina Murphy
Chief Executive Officer

cc: Lt. Michael Kopy – Public Safety Commissioner
Greg Usry – Rye City Manager

The Rye YMCA is a 501(c)(3) nonprofit organization dedicated to strengthening the foundation of families and community.

5M/5K Road Races Start Time - 9:15 am



RYE YMCA
21 Locust Avenue
Rye, NY
914-967-6363
www.ryeymca.org

The Rye Derby



1M Fun Run/Walk Start Time - 11:00am



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of a request by the American Legion Post 128 to conduct its usual Veterans' Day observance on the Village Green on Saturday, November 11, 2023 from 10:30 a.m. to 11:30 a.m. In case of rain, the American Legion Post 128 requests the use of City Hall on that date and time.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Council consider granting the request.

IMPACT: ☐ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND:

The American Legion Post 128 is requesting the Council approve use of the Village Green from 10:30 – 11:30 am on Saturday, November 11, 2023 in observance of Veterans' Day. City Hall would be the back-up in case of rain.

See attached request from Tim Moynihan, Finance Officer and Adjutant.

Ruttenberg, Noga P.

From: Timothy Moynihan <timmo@aol.com>
Sent: Wednesday, September 27, 2023 10:34 AM
To: Ruttenberg, Noga P.; D'Andrea, Carolyn E.; Fred de Barros
Subject: Veterans Day Ceremony Request

Ms. Carolyn E. D'Andrea
City Clerk
City of Rye
1051 Boston Post Road
Rye, NY 10580

Dear Ms. D'Andrea,

Rye American Legion Post 128 requests to conduct the Rye Veterans Day observance on Saturday, November 11, 2023. We request to use the Village Green for the Veterans Day ceremony. Kindly grant us permission to use the Village Green for that purpose.

The ceremony will commence at approximately 10:30 AM and will last for approximately one hour. Please provide a speaker stand, PA system, and seating. Would you also be kind enough to see that City Hall's doors are unlocked so that members of the gathering have access to rest rooms?

If approved, we will work with Ms. Erin Mantz on details as we have in the past.

Thank you for your assistance and we look forward to your approval.

Sincerely,

Tim Moynihan
Rye American Legion Post 128 Adjutant

Phone: (914) 420-5264
www.ryenylegionpost128.org

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CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of request from the Rye Free Reading Room to use the Village Green on Friday, September 13, 2024 through Monday, September 16, 2024. The book fair will take place from 12 - 5 pm on that Saturday and Sunday. Monday and Friday will be used for set-up and clean-up.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Council approved the request.

IMPACT: ☐ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND: See attached request.



September 26, 2023

Honorable Joshua Cohn, Mayor
Rye City Council

Dear Mayor Cohn:

The Rye Free Reading Room respectfully requests the use of the Village Green for the library's annual booksale, which will take place on Saturday and Sunday, September 14 and 15, 2024. The booksale will take place between 12 pm and 5 pm. In order to facilitate set-up and clean-up, we would like to use the Green from Friday, September 13 through Monday, September 16. The event will involve 50 tables that will be set up from Friday afternoon through Sunday night.

The library will coordinate set-up and other activities with the City Manager and appropriate city staff to ensure programs do not interfere with landscaping activities or other program requests.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chris Shoemaker', with a long horizontal flourish extending to the right.

Chris Shoemaker
Library Director



CITY COUNCIL AGENDA

DEPT.: City Manager's Office

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of a request by the Rye Free Reading Room for the use of the Village Green, City Hall Parking and Haviland Lane lot to host the Annual Vehicle Fair Sunday, May 19, 2024 from 11:00 a.m. to 3:00 p.m.

FOR THE MEETING OF:

October 4, 2024

RECOMMENDATION: That the City Council approve the request for the Rye Free Reading Room to host the Annual Vehicle Fair.

IMPACT: ☐ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND: The Rye Free Reading Room has requested use of the Village Green, City Hall parking lot and Haviland Land to host the annual Vehicle Fair on Sunday, May 21, 2023 from 11:00 a.m. to 3:00 p.m. The Vehicle Fair features carnival style activities, family crafts, story times, and an up-close experience with the large vehicles. To allow for setup and cleanup activities, the RFRR requests permission to use the Village Green and parking lot from 8:00 a.m. to 5:00 p.m.

See attached.



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of a request by the Rye Free Reading Room to have three food trucks at the Annual Vehicle Fair on Sunday, May 19, 2024 from 11:00 a.m. to 3:00 p.m. The City Council will have to waive § 144-8D and G of the City Code.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the City Council approve the request for the Rye Free Reading Room.

IMPACT: ☐ Environmental ☐ Fiscal ☐ Neighborhood ☒ Other:

Waive § 144-8D and G of the City Code.

BACKGROUND: The Rye Free Reading Room will host the annual Vehicle Fair on Sunday, May 19, 2024 from 11:00am to 3:00pm in the City Hall parking lot. They are requesting approval from the City Council for three food trucks. The City Council will have to waive § 144-8D and G of the City Code:

§ 144-8 Restrictions states that licensed hawker, peddler or solicitor shall:

D. Not stand nor permit the vehicle used by him or her to stand in one place in any public place or street for more than 10 minutes or in front of any premises for any time if the owner or lessee of the ground floor thereof objects.

G. Not create or maintain any booth or stand, or place any barrels, boxes, crates or other obstructions, upon any street or public place for the purpose of selling or exposing for sale any goods, wares or merchandise.



September 26, 2023

Honorable Joshua Cohn, Mayor
Rye City Council

Dear Mayor Cohn:

The Rye Free Reading Room respectfully requests the use of the Village Green and City Hall parking lot on Sunday, May 19, 2024 from 11:00 am to 3 pm to host the annual Vehicle Fair. In order to allow time for setup and cleanup, we would like to request permission to use the Green, parking lot, and Haviland Lane from 8 am to 5 pm. We also respectfully requests permission to host three food trucks on Sunday, May 21st as part of the 2024 Vehicle Fair.

An interactive community event, the Vehicle Fair features carnival style activities, family crafts, and an up close experience with the large machines that fascinate young children. The Rye Free Reading Room and the Auxiliary Board host this event as a fundraiser for the library.

The trucks would sell food during the run of the event, 11 am to 3 pm, and would be located on Haviland Lane. No amplified sound used by the vehicles.

The Rye Free Reading Room is committed to providing a wide range of programming that enhances the lives of Rye residents, and has collaborated with the City for approval of similar requests. We are excited to continue to support community focused programs, and appreciate your consideration of this request.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Chris Shoemaker', with a long horizontal flourish extending to the right.

Chris Shoemaker
Library Director



CITY COUNCIL AGENDA

DEPT.: City Manager

CONTACT: Greg Usry, City Manager

AGENDA ITEM: Consideration of a request from the Rye Free Reading Room (RFRR) to use the Village Green for various events such as outdoor Wiggle Giggle, Robert the Guitar Guy, family story times, an museum treasures walk-through, classical musical concerts, and other common library programs on various days from July 2, 2024 – October 1, 2024. RFRR will coordinate with City staff to ensure there is no interference with maintenance of the Village Green.

FOR THE MEETING OF:

October 4, 2023

RECOMMENDATION: That the Council authorize use of the Village Green per the library's request.

IMPACT: ☐ Environmental ☐ Fiscal ☒ Neighborhood ☐ Other:

BACKGROUND: The RFRR has requested use of the Village Green on various days between July – October for various programs.

Library programs will occur between 9:30 am and 6:30 pm, with later programs wrapping up by 8 pm.

The library will coordinate set-up and other activities with the City Manager and appropriate City staff to ensure programs do not interfere with landscaping activities or other program requests.

See attached request.



September 26, 2023

Honorable Joshua Cohn, Mayor
Rye City Council

Dear Mayor Cohn:

The Rye Free Reading Room respectfully requests the use of the Village Green to offer a variety of library programs from July 2, 2024 through October 1, 2024. The programs will include Wiggle Giggle, Robert the Guitar Guy, family story times, a museum treasures walkthrough, classical musical concerts, and other common library programs.

Library programs will occur between 9:30 and 6:30, with later programs wrapping up by 8 pm.

The library will coordinate set-up and other activities with the City Manager and appropriate city staff to ensure programs do not interfere with landscaping activities or other program requests.

Thank you for your consideration of this request.

Sincerely,

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Chris Shoemaker
Library Director