



**TOWN OF LEWISBORO  
TOWN BOARD MEETING 7:30 P.M.  
AGENDA  
VIA REMOTE ACCESS (SEE INSTRUCTIONS BELOW)  
MONDAY, APRIL 12, 2021**

- I. PUBLIC HEARING Regarding Tree Ordinance**
- II. PUBLIC COMMENT I**
- III. COMMUNICATIONS – Proclamation Honoring Tony Frasca’s 30 Years with LVAC**
- IV. CONSENT AGENDA**
  - a. Approval of Minutes of March 8, 2021**
  - b. Monthly Reports March 2021**
    - i. Building Department**
    - ii. Police Department**
- V. UNFINISHED BUSINESS**
  - a. Resolution Amending OSPAC Bridges Resolution to Omit Approval by the Building Inspector**
  - b. Set Public Hearing for Wetlands Law on April 26, 2021**
- VI. NEW BUSINESS**
  - a. Presentation by Sustainable Westchester – Update on Westchester Power Program**
  - b. Resolution to Waive Fees for Fundraiser at Town Park on May 23, 2021, In Support of Salla Treatment and Research Foundation**
  - c. Resolution Approving Installation Trench Drains and Make Other Minor Changes to Town Kiddie Pool for \$8,500**
  - d. Discussion Regarding Recognition of May as Mental Health Awareness Month**
- VII. PUBLIC COMMENT PERIOD II – Limited to the Legalization of Cannabis**
- VIII. APPROVAL OF CLAIMS**

**IX. POLLING OF THE BOARD**

**X. ANNOUNCEMENTS**

**Town Board Meeting Monday, April 26, 2021, at 7:30 p.m., via remote access.**

**MOTION TO GO INTO EXECUTIVE SESSION**

**Town Board Meetings Accessibility: The Town of Lewisboro is committed to providing equal access to all its facilities, services, and activities to the fullest extent possible. The Town House, Cyrus Russell Community House, Onatru Farmhouse, and the Bouton Road Town Offices are accessible to persons with physical handicaps. If anyone who wishes to attend any meeting of the Town Board has special needs, please contact the Supervisor's Office (763-3151) at least one week before any scheduled in-person meeting, and we will try to accommodate whenever possible.**

**REMOTE ACCESS INSTRUCTIONS:**

Join Zoom Meeting

<https://zoom.us/j/98437675208?pwd=ZFpwQmxiQWhNVnRYQ3h1NXhVRGRJUT09>

Meeting ID: 984 3767 5208

Passcode: 804682

Dial by your location

+1 929 205 6099 US (New York)

Meeting ID: 984 3767 5208

Passcode: 804682

## **PROPOSED LOCAL LAW #3 OF THE YEAR 2021**

**BE IT ENACTED** by the Town Board of the Town of Lewisboro , County of Westchester, State of New York as follows:

### **SECTION 1 : AUTHORITY**

This chapter is adopted pursuant to the authority, of Article 2, §10 of the New York State Municipal Home Rule Law.

### **SECTION 2 : REPEAL OF CHAPTER 203**

Chapter 203 of the current Code of the Town of Lewisboro entitled “Trees” is hereby repealed in its entirety.

### **SECTION 3 : ENACTMENT OF CHAPTER 203**

Chapter 203 of the current Code of the Town of Lewisboro entitled “Tree Preservation” is hereby enacted as follows:

#### **Chapter 203. TREE PRESERVATION**

##### **§ 203-1. Purpose.**

As a community of striking natural beauty, with a long tradition of environmental awareness and protection in northeastern Westchester county, The Town of Lewisboro recognizes the inherent value and necessity of preserving and protecting trees in our overwhelmingly residential community. These include the absorption and storage of carbon dioxide and polluting particulates, protection of natural wetlands and drinking water, as well as reduction or storm runoff and erosion on steep slopes. As such, these benefits are both essential and self-evident. However, as a community, we also acknowledge the need to balance the preservation and protection of trees against the rights of individual homeowners and residents to use, enjoy and protect their properties, while being free of unduly burdensome governmental interference and restrictions. As such, the Town of Lewisboro, in an effort to protect the health, safety and welfare of its citizens, finds it necessary to regulate the removal of trees in furtherance of the balance of the interests of preservation and conservation with the rights of property owners, as well as to expressly prohibit the clear cutting of trees on all residential properties, of whatever lot size, as defined herein.

##### **§ 203-2. Definitions.**

As used in this chapter, the following terms shall have the meaning indicated:

**AGRICULTURAL ACTIVITY** The activity of an active farm, including grazing and watering livestock, irrigating crops, harvesting crops, and using the land for growing agricultural products, but shall not include the operation of a dude ranch or similar operation, or the construction of new structures associated with agricultural activities, or cutting timber for sale.

**CLEAR-CUTTING** The cutting down and/or removal of live trees from any residential property within the Town of Lewisboro in the absence of any visible evidence of one or more of the following circumstances: (I) such tree being dead, diseased, and/or in a state of irreversible decline or decay, as determined by a professional arborist (or other licensed tree service

professional retained by the property owner or resident); or (ii) posing a substantial risk of endangering life or property if any such tree or trees are is not cut down and/or removed from the residential property in question.

**DEAD TREE** - A tree that is lifeless. Evidence of lifelessness may include unseasonable lack of foliage, brittle dry branches, or lack of any growth during the growing season.

**DIAMETER AT BREAST HEIGHT (DBH)** - A standard measurement of trees made at 4 ½ feet above ground level on the uphill side.

**INVASIVE SPECIES:** A species, not native to an ecosystem, whose introduction does or is likely to cause economic or environmental harm or harm to human health.

**SPECIMEN TREE** – A tree with a dbh of 18 inches or larger, and small native or ornamental flowering trees with a dbh of eight inches or larger.

**TREE** - Any self-supporting woody plant with an erect perennial trunk or multiple trunks which are, in combination, with a sum of 6 inches dbh.

**TREE REMOVAL** - Any human act which causes a tree to die.

### **§ 203-3. Administration and Enforcement.**

- A. The Town Board will designate an Approving Authority to administer and enforce this chapter. The Approving Authority may be any individual duly appointed by resolution of the Town Board, including a licensed/certified Arborist and/or the Town Building Inspector. Any Approving Authority shall seek the advice and recommendation of the Wetlands Inspector or any licensed/certified Arborist engaged by the Town Board (as may be applicable) for purposes of reviewing any application seeking issuance of a permit pursuant to the Chapter.
- B. The Approving Authority shall:
- (1) Consult with any other experts as deemed necessary; including but not limited to the individuals set forth in subsection (A) above as required to administer this ordinance.
  - (2) Receive and keep accurate records of tree removal permit applications.
  - (3) Inspect the trees described in each application based on standards for granting permits described herein, both before and after removal takes place.
  - (4) Approve, with conditions, or deny tree removal permit applications according to the standards in this chapter, giving reasons for denial and specifying any conditions for such tree removal as specified below.
  - (5) Carry out such related duties as may be specified from time to time by the Town Board.

**§ 203-4. Permit Required.**

- A. A tree removal permit shall be required prior to removal of any of the following on the homeowner's property:
- (1) Any tree within any wetland or wetland buffer as defined in Chapter 217 of the Code of the Town of Lewisboro.
  - (2) Any tree on a slope exceeding a grade of 15%.
  - (3) Any tree removal which would be considered "Clear-Cutting" as defined within this Chapter.
  - (4) Any specimen tree.
  - (5) Any tree designated by the New York State Department of Environmental Conservation ("NYSDEC") as a protected native plant.
- B. Exceptions. No tree removal permit is required for the removal of any of the following on the owner's property:
- (1) Tree removal from any residential property within the Town of Lewisboro which involves, or concerns, a tree (or trees) located within sufficient proximity of a dwelling (up to a maximum of 100 feet) that it would reach the dwelling if it were to fall due to natural causes.
  - (2) Tree removal of any tree which is dead, diseased, and/or in a state of irreversible decline or decay, as determined by a professional arborist (or other licensed tree service professional retained by the property owner or resident) or which is otherwise posing a substantial risk of endangering life or property if any such tree or trees are not cut down and/or removed from the residential property in question.
  - (3) Tree removal In connection with the construction, reconstruction, enlargement, moving or structural alteration of a building or other structure, including construction and installation of site improvements related thereto, for which an application for a building permit shall have been approved by the Building Inspector.
  - (4) The removal of a maximum of no more than 3 (three) trees, of any kind, type or diameter from any portion of any residential property within a calendar year which do not otherwise require a permit under Section 203-4(A) herein. The foregoing quantity shall be exclusive of any tree removal as allowed defined in subsections (1), (2) and (3) herein as well as tree removal as necessary to control forest fires during such fires.
  - (5) Tree removal as necessary to maintain town, county, state or utility rights-of-way, provided that such removal is conducted according to lawful easements, statutory requirements and/or franchise agreements.

- (6) Tree removal directed by the NYSDEC for control of invasive species or pest control provided that the agency files with the Approving Authority a plan showing the areas of removal before commencing such operations, except when required emergency removal makes such filing impractical.
  - (7) Tree removal which is part of a forest management plan that has been filed and approved by the NYSDEC or any other agency having jurisdiction.
  - (8) Trees that are removed to enable agricultural activity as defined in this chapter.
  - (9) Any tree removal in a Special Character Overlay District as defined in §220-31.
- C. Standards of Review. In making its determination to grant, deny or grant with conditions a tree removal permit under this chapter, the Approving Authority shall consider the following factors:
- (1) Whether the removal will have a significant adverse impact on ecological systems, including erosion potential and wildlife habitat.
  - (2) Whether the removal will have a significant adverse impact on other properties or roadways, including an impact on screening or drainage.
  - (3) Whether removal of a tree on a steep slope or very steep slope is likely to impact the stability or runoff from that slope and have an adverse impact on stormwater pollution or require additional stormwater management practices.
  - (4) Whether the tree is a specimen tree and, in the discretion of the Approving Authority, alternatives exist that would achieve the objectives of the applicant without removal of the specimen tree.
  - (5) Whether the tree is designated by the NYSDEC as a protected native plant.
  - (6) Whether possible or practicable alternatives exist.
  - (7) Whether a replacement tree plan is provided.
- D. Approvals granted by the Planning Board shall be deemed tree removal permits when tree removal or preservation is specifically proposed in conjunction with an approval application submitted to such agencies. These agencies shall apply the criteria, procedures and standards of this chapter and shall consider how tree removal might be reduced by changes to the application being considered. The opinion of the CAC and the Approving Authority may be sought to assist such agencies in their determinations. These agencies shall record on their determinations the specific tree removal and remediation which they approve.

### **§ 203-5. Permit Application**

- A. Except when tree removal is being proposed as part of an application to the Planning Board, the applicant shall file with the Approval Authority three (3) copies of a tree removal permit application in the form required by the Approval Authority. The application shall include:
- (1) Name and address of the applicant.

- (2) Name and address of the property owner, if different.
  - (3) Address and Town Tax Map designation of the property.
  - (4) Purpose of tree removal.
  - (5) Color photographs showing the areas and environment where trees are proposed to be removed, with sufficient detail to identify the remaining trees in the area after the work is completed.
  - (6) A sketch (or survey to be submitted by the applicant if subdivision or site plan is involved) of the boundaries of subject property and that section to be disturbed, showing the number, location and common name of all trees to be removed, the tree caliper and the distance of each from nearby structures, roads, or other landmarks which will enable the trees to be easily identified. Access roads, skid roads and loading areas must also be identified.
  - (7) If known, the identification of a wetland boundary and buffer boundary, or the completion of a clearance form as defined in Chapter 217, Wetlands and Watercourses.
  - (8) Proof of insurance as required by the Approval Authority for applicant or the agent/contractor submitting such application, which evidences existence of general liability insurance with minimum limits of \$1,000,000 per occurrence for bodily injury and \$100,000 per occurrence for property damage as well as NY State Workers Compensation insurance and NY State Disability insurance as may be applicable.
- B. Submission of a tree removal permit application shall constitute permission for the Approving Authority and/or duly authorized employees and/or agents of the Town to enter upon the subject property described in the application, at reasonable times, with prior notice to and agreement by the applicant, which agreement shall not be unreasonably withheld, to carry out the inspections required in this chapter and to otherwise enforce its provisions.
- C. The Approving Authority shall approve, approve with conditions or deny a tree removal permit application within sixty (60) days after receipt of a complete application. If no action is taken by the Approving Authority within sixty (60) days after receipt of the complete application, it shall be deemed to be approved as submitted.
- D. A tree removal permit shall expire 24 months after it is granted.

#### **§ 203-6. Conditions for Permit Application**

The Approving Authority may as a condition of granting a permit:

- A. Regulate the days and hours of removal operations.
- B. Regulate the size and number of trucks and routes used for removal.
- C. Require tree protection, or other mitigation to prevent erosion, provide screening, preserve ecological systems or remediate effects on neighboring properties or roads.

- D. Require the re-planting of replacement trees of a similar or different species or, in the event that the Approving Authority deems it impractical to require re-planting or replacement of trees pursuant to this section, require addition of other vegetative material or fencing or terracing or other similar measures to offset the negative effects of tree removal.
- E. May, in the discretion of the Approving Authority as a condition of permit issuance pursuant to this Chapter, require posting of a performance bond with a minimum term of two years to ensure compliance with this ordinance and other regulations of the Town of Lewisboro.
- F. Require such other safeguards as may be deemed appropriate to minimize the environmental impact of such permitted activity.

#### **§ 203-7. Fees**

A tree removal application shall be accompanied by a fee as set forth in the Fee Schedule of the Town of Lewisboro, as may be amended from time to time by resolution of the Town Board.

**§ 203-8. Penalties for offenses.**

- A. The owner of record of any property on which trees subject to this chapter are removed without the granting of a tree removal permit, or are removed in violation of conditions attached to a tree removal permit, or any person removing or in the process of removing such trees, shall be guilty of a violation of this chapter, which shall be punishable by a fine of no less than \$250.00 or in excess of \$500.00 Each tree removed without a tree removal permit or in violation of the conditions attached to a tree removal permit shall constitute a separate offense.
  
- B. In addition, the owner of record of any real property which has been determined to be in violation of this Chapter shall be ineligible for receipt of subdivision approval, site plan approval, issuance of a building permit(s), certificate(s) of occupancy, certificate(s) of compliance or zoning board of appeals variance(s) relating to the property(ies) which are in violation of this Chapter, until such time as said violation(s) are deemed cured and any related proceeding in local court terminated as defined in §1.20 of the Criminal Procedure Law. The foregoing provisions for enforcement of the regulations in this chapter are not exclusive, but are in addition to any and all laws applicable thereto.

**§ 203-9. Appeals.**

Any applicant aggrieved or affected by the determination of the Approving Authority with respect to an application for a tree removal permit may appeal such determination to the Zoning Board of Appeals, stating the reason for such appeal. The Zoning Board of Appeals shall conduct a hearing on the appeal within 60 calendar days of receipt of such appeal and shall, based upon the standards contained herein and the facts of the matter, deny, grant, or grant with conditions the permit being sought.

**SECTION 4 – HOME RULE**

Nothing in this Local Law is intended, or shall be construed (a) to limit the home rule authority of the Town under State Law to limit the Town’s discretion in setting fees and charges in connection with any applications requiring Town approval.

**SECTION 5 – SEVERABILITY**

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Lewisboro hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

**SECTION 6 – EFFECTIVE DATE**

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**TOWN OF LEWISBORO**

**Building & Zoning Department 79 Bouton Road, South Salem, NY 10590 914-763-3060**

	2018		2019		2020	PERCENT INCREASE FROM 2019 YEAR TO DATE		2021	PERCENT INCREASE FROM 2020 YEAR TO DATE
	BUDGET REVENUE: \$434,900		BUDGET REVENUE: \$484,900		BUDGET REVENUE: \$484,900			BUDGET REVENUE: \$510,000	
MONTH	INCOME	MONTH	INCOME	MONTH	INCOME		MONTH	INCOME	
JAN	\$24,188.00	JAN	\$98,053.50	JAN	\$18,802.00	-81%	JAN	\$46,580.69	148%
FEB	\$37,616.25	FEB	\$70,620.00	FEB	\$30,148.50	-70.98%	FEB	\$46,052.00	53%
MAR	\$82,498.25	MAR	\$65,705.00	MAR	\$20,785.00	-70.25%	MAR	\$152,883.32	636%
APR	\$39,072.00	APR	\$23,589.50	APR	\$49,473.50	-53.79%	APR		
MAY	\$28,204.00	MAY	\$39,725.50	MAY	\$31,037.87	-49.53%	MAY		
JUNE	\$54,769.00	JUNE	\$51,749.75	JUNE	\$106,037.00	-26.66%	JUNE		
JULY	\$31,403.00	JULY	\$30,815.25	JULY	\$72,945.50	-13.42%	JULY		
AUG	\$53,328.50	AUG	\$31,304.50	AUG	\$57,067.00	-6.14%	AUG		
SEPT	\$28,576.50	SEPT	\$55,332.00	SEPT	\$101,789.50	4.54%	SEPT		
OCT	\$65,539.00	OCT	\$60,025.18	OCT	\$83,161.00	8.41%	OCT		
NOV	\$27,541.12	NOV	\$26,605.00	NOV	\$121,043.10	25.07%	NOV		
DEC	\$54,928.00	DEC	\$12,540.50	DEC	\$85,554.21	37.41%	DEC		
	<b>\$527,663.62</b>		<b>\$566,065.68</b>		<b>\$777,844.18</b>			<b>\$245,516.01</b>	



RESOLUTION ADOPTED BY THE TOWN BOARD  
OF THE TOWN OF LEWISBORO  
AT A MEETING HELD ON FEBRUARY 22, 2021

RESOLUTION

RESOLVED, that the Town Board does authorize waiving the wetland activity permits and building permits for replacement and new trail wilderness bridges in the preserves and be it further

RESOLVED, that trail wilderness bridge designs will be preapproved by the Building Inspector.

STATE OF NEW YORK  
COUNTY OF WESTCHESTER

I, JANET L. DONOHUE, Town Clerk of the Town of Lewisboro, County of Westchester, State of New York, do hereby certify that I have compared the preceding copy of a Resolution adopted by the Town Board of the Town Board of Lewisboro at a meeting held on the 22nd day of February 2021, to the original thereof, and that the same is a true and exact copy of said original and of the whole thereof.

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Janet L. Donohue  
Town Clerk

Dated at South Salem, New York  
this 23rd day of February 2021

**B.** Allowable activities and uses not requiring a permit or clearance form. The following activities and uses may be conducted without a permit or clearance form being issued pursuant to the standards and procedures of this chapter, to the extent that they are not prohibited by this or any other law, or ordinance, rule or regulation; and such activities do not require structures, grading, filling, draining or dredging, except as allowed below:

[Amended 8-14-2017 by L.L. No. 2-2017]

**(1)** Normal ground maintenance of existing landscaped areas and residential gardens, including mowing of existing law areas and the trimming and removal of dead or diseased vegetation.

**(2)** Selective cutting, provided stumps are left in place and work is accomplished without the assistance of any motorized vehicle.

**(3)** Repair or replacement, in-kind, of walkways, terraces, patios, walls, seawalls, fences, driveways and roadways, provided that the height, size and/or spatial extent (i.e., no increase in the area beyond the existing footprint) of the affected area does not change and appropriate erosion are maintained.

**(4)** Public health activities, orders and regulations of the Westchester County District of Health and/or New York State District of Health for emergencies only, with prior notification to the Planning Board.

**(5)** Recreational activities, not involving new or expanded land disturbances or structures, and recreational fishing, hunting, swimming and boating as otherwise permitted or allowed.

**(6)** Activities of farmers and other landowners as set forth in § 24-0701(4) of the Environmental Conservation Law.

**(7)** Normal building or structure maintenance activities, including periodic pumping of septic tanks and interior and building or structure exterior repairs and improvements which do not enlarge or expand the building or structure, or require excavation, filling, or other similar disturbances and alterations (temporary or permanent).

**(8)** Seasonal installation and removal of docks (does not include the construction or installation of new, expanded or enlarged docks).

**(9)** Normal maintenance and repair of existing swimming pools, tennis courts and other existing recreational facilities. The development or establishment of new or expanded recreational facilities and/or uses is a regulated activity.

(10) Withdrawals of water through a dry hydrant by a fire district in response to a fire emergency and for firefighting training purposes.

(11) Repairs to, and testing and maintenance of a dry hydrant by a fire district.

**(12) Installation of sheds not exceeding 144 s.f. in footprint located within the wetland buffer area provided that no tree removal or installation of utilities is proposed and the maximum cut or fill is limited to no more than an increase or decrease of two feet from the elevation of existing grade.**

**(13) Installation of emergency generators and associated trenching within the wetland buffer area but not including the installation of underground propane tanks.**

**(15) Removal of underground fuel storage tanks.**

**(16) Construction of a deck, porch or fence accessory to a single-family residence and located within the wetland buffer area, utilizing hand-dug support posts, provided there is no machine activity or grading, and excess fill is removed or spread under deck, porch or fence and stabilized.**

C. Regulated activities requiring an activity implementation permit.

(1) The following regulated activities shall require an activity implementation permit as issued by the Wetland Inspector:

[Amended 8-14-2017 by L.L. No. 2-2017]

(a) All authorized regulated activities pursuant to an approved activity permit, as issued by the Planning Board.

~~(b) Deck, porch or fence accessory to a single-family residence, utilizing hand-dug support posts, provided there is no machine activity or grading, and excess fill is removed or spread under deck, porch or fence and stabilized.~~

(c) Swimming pools accessory to a single-family residence located no closer than 50 linear feet to a wetland or watercourse, including associated grading.

(d) Terrace or patio accessory to a single-family residence, with a ground footprint area of less than 500 square feet and located no closer than 50 linear feet to a wetland or watercourse, including associated grading.

(e) Repair of existing septic disposal facilities.

- (f) Permitted single-family residential building additions, structural alterations, replacements, or detached accessory structures not exceeding a ground footprint area of 600 square feet and located no closer than 50 linear feet to a wetland or watercourse, including associated grading, provided that associated grading or land disturbance is less than 10,000 square feet in spatial extent and maximum fill or cut is limited to no more than an increase or decrease of two feet from the elevation of existing grade.
- (g) Permitted single-family residential accessory use located no closer than 100 linear feet to a wetland or watercourse, including associated grading, provided associated grading or land disturbance is less than 10,000 square feet in a spatial extent and maximum fill or cut is limited to no more than an increase or decrease of two feet from the elevation of existing grade.
- (h) The installation of a dry hydrant by or under the authority of a fire district, provided such dry hydrant is used for firefighting purposes and firefighting training purposes.
- (i) Any activity requiring Planning Board review and approval which the Planning Board duly refers to the Wetland Inspector for disposition, including any conditions thereto.

(2) At the discretion of the Wetland Inspector, the review and approval of any of the regulated activities set forth in Subsection C(1) above may be referred to the Planning Board for its review and action.

(3) Appeals of decisions by the Wetland Inspector shall be made to the Planning Board in writing within 30 days. The Planning Board may review all appeals in accordance with the procedures pertaining to an activity permit.

# SUSTAINABLE WESTCHESTER



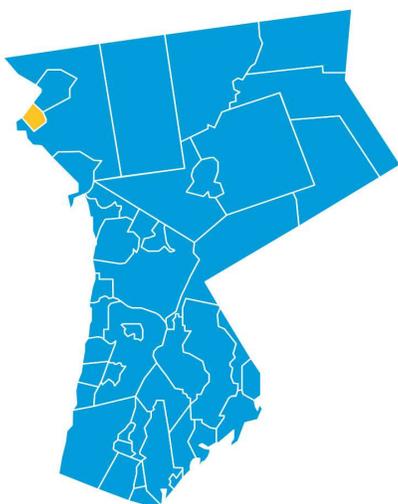
## Community Choice Aggregation Program Update - NYSEG



April 13, 2021



# SUSTAINABLE WESTCHESTER



Sustainable Westchester is a nonprofit, consortium of Westchester County local governments that creates and administers socially responsible, environmentally sound, and economically viable solutions for its member governments and their residents and businesses.

- |                  |                    |                  |               |
|------------------|--------------------|------------------|---------------|
| Ardsley          | Hastings-on-Hudson | North Castle     | Rye Brook     |
| Bedford          | Irvington          | North Salem      | Rye City      |
| Briarcliff Manor | Larchmont          | Ossining Village | Rye Town      |
| Bronxville       | Lewisboro          | Ossining Town    | Scarsdale     |
| Cortlandt        | Mamaroneck Village | Peekskill        | Sleepy Hollow |
| Croton-on-Hudson | Mamaroneck Town    | Pelham Manor     | Somers        |
| Dobbs Ferry      | Mount Kisco        | Pelham Village   | Tarrytown     |
| Eastchester      | Mount Pleasant     | Town of Pelham   | Tuckahoe      |
| Elmsford         | Mount Vernon       | Pleasantville    | White Plains  |
| Greenburgh       | New Castle         | Port Chester     | Yonkers       |
| Harrison         | New Rochelle       | Pound Ridge      | Yorktown      |

And Westchester County itself



## OUR PROGRAMS

### Community Energy



### Electrification Solutions



### Grid Efficiency



### Zero Waste

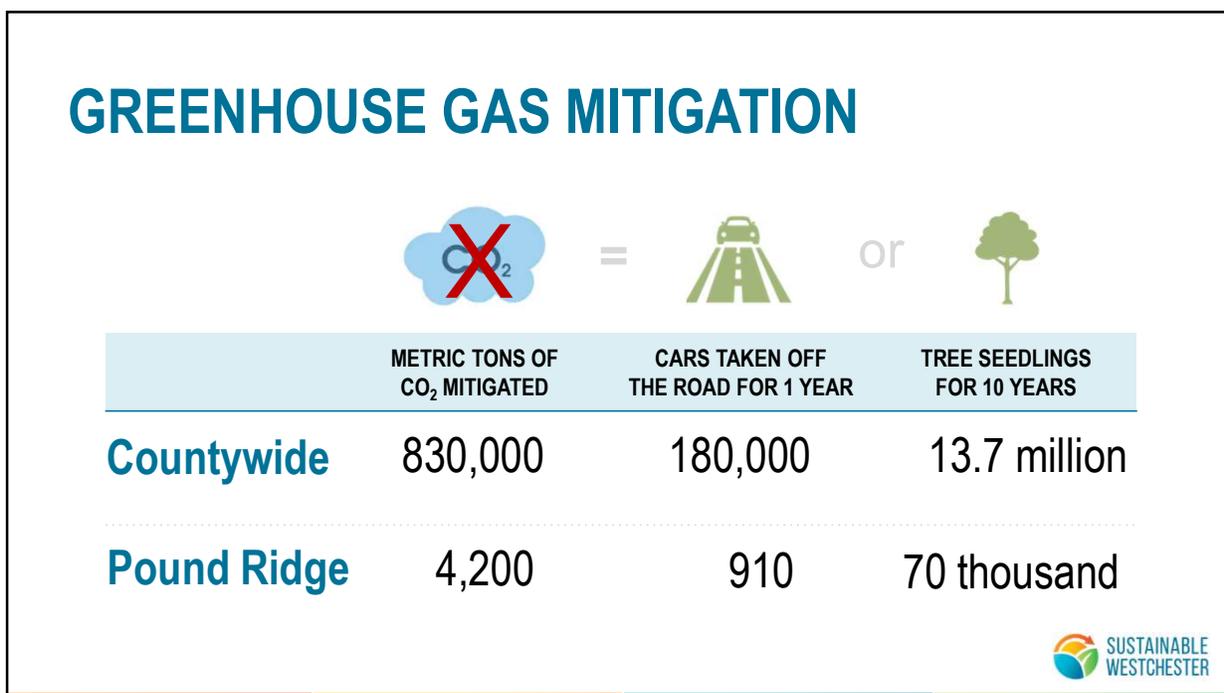
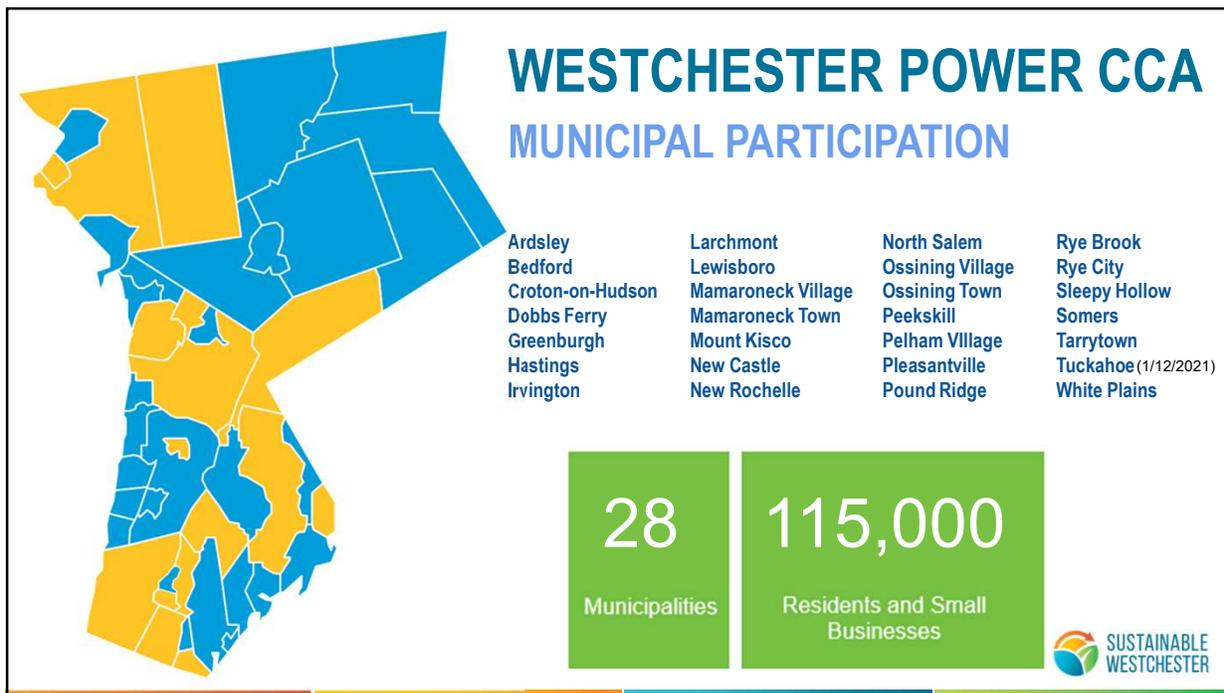


## WESTCHESTER POWER PROGRAM OVERVIEW

Westchester municipalities taking charge of their energy future.

- Cities, towns, and villages buy electricity in bulk for their residents and small business.
- Proactively setting criteria for supply.
- Educate and advocate for clean energy.
- Advancing local and NYS energy goals.
- Position for certifications and grants.





## 100% EMISSIONS-FREE NY HYDROPOWER

LITTLE FALLS, NY

WATERTOWN, NY

COLTON, NY

HADLEY, NY

CAROGA LAKE, NY

COLTON, NY

GRANBY, NY

PROSPECT, NY

COLTON OR AUSABLE, NY

COHOES, NY

QUEENSBURY, NY

MOREAU, NY

TRENTON, NY

GRAHAMSVILLE, NY



## WESTCHESTER POWER BENEFITS



Vetted Community Program



Cost Control & Stability

We are a community non-profit, **not an ESCO**

- The program is **municipally vetted**
- **Residents retain the choice** to stay in the CCA or return to the utility at any time.

**Cost control & stability is driven by buying in bulk**

- Competitive prices – large customer base attracts the best market price

The supplier is chosen through a **public bidding process**

- **No penalties or termination fees**
- **No surprises** – fixed rate insures against volatility and price spikes
- **Notice of new pricing will be sent** before contract renewal



## WESTCHESTER POWER BENEFITS



Advocacy & Education



Mitigating Climate Change

### Support:

- **In-office support** Monday -Friday from 9am – 5pm.
- **Email 24/7** at [info@sustainablewestchester.org](mailto:info@sustainablewestchester.org).
- We take **as much time as needed** to answer questions; **our customer service guarantee.**
- **Spanish language** customer service.
- **Outreach events and workshops**, e.g. “How to read your bill”

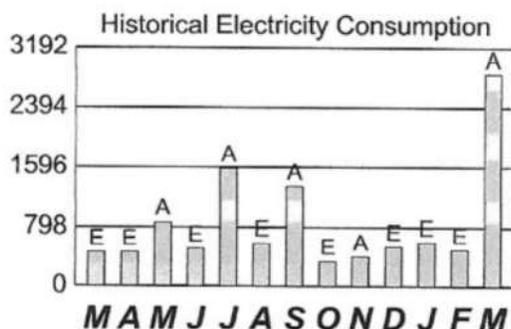
### Mitigating Climate change:

- We have **offset hundreds of thousands of metric tons** of carbon dioxide.
- Participation helps municipalities achieve **Clean Energy Community certification & positions them for grants.**
- **26 municipalities** have chosen the green supply as their default.



## SPEAKING OF ADVOCACY & EDUCATION

### Usage Chart Information



NYSEG has reduced meter reading during COVID, estimating bills for multiple bill cycles and leading to a big “true-up” when the actual read is performed. We’re fielding calls from people about this.



# WESTCHESTER POWER RATES & PERFORMANCE



## CURRENT WESTCHESTER POWER RATES



### GREEN SUPPLY

100% Renewable NYS  
Hydropower

7.19 cents per  
kWh



### BASIC SUPPLY

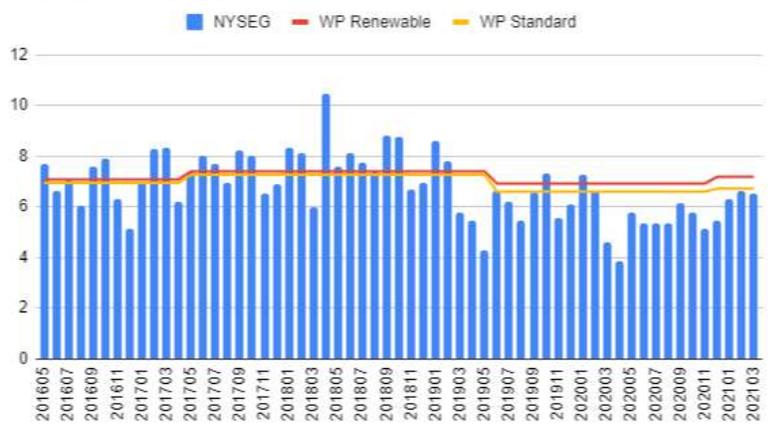
Largely non-  
renewable sources

6.72 cents per  
kWh



# WESTCHESTER POWER FIXED RATES VS NYSEG

NYSEG - Residential



## WESTCHESTER POWER: BY THE NUMBERS

FOR MEDIAN RESIDENTIAL ACCOUNT OF 1100 KWH/MO

	Contract 2 5/2019-12/2020	From launch 5/2016-3/2021
Standard	(\$7.71)	(\$1.33)
Renewable	(\$11.76)	(\$3.49)



## WESTCHESTER POWER: A FOUNDATION FOR FURTHER INITIATIVES



## MORE GREEN ENERGY & SAVINGS: COMMUNITY SOLAR

- **Further leverages the power of aggregation**
- **Additional environmental benefits**
- **Drives demand** for new solar development
- **Complements Westchester Power program**
- **Increases access and equity**
- **Guaranteed savings of up to 10% on SOLAR CREDITS**
- **No upfront** installations/payments
- **No cancellation fees**



## AND IN 2021 CONSOLIDATED BILLING INTEGRATES COMMUNITY SOLAR!

PSC has ordered utilities to provide for “**consolidated billing**” for Community Solar in early 2021 [now mid-yr]:

- Offer credits on an opt out basis through the CCA
- Greatly expand access to savings and environmental impact
- Removes barriers for low income customer participation
- Expanded customer base will attract and drive accelerated solar development



## GridRewards

- More **efficient grid management**
- **Save money & EARN CASH!**
- Elimination of “**peaker**” plants and a huge step forward to environmental justice

### GridRewards Program:

personal control = reducing energy use  
+  
carbon footprint



# WESTCHESTER POWER THE RENEWAL PROCESS



## 2021 CONTRACT GOALS: NYSEG

We set the criteria and evaluate bids based on several key pillars:

**TWO SUPPLY RATES**



**FIXED RATES**



**NOT-TO-EXCEED PRICING**



**COMMITMENT TO NY  
STATE REC'S**



# RENEWAL PROCESS TIMELINE

Activity	WD	St	End	Dys	3/29	4/5	4/12	4/19	4/26	5/3	5/10	5/17	5/24	5/31	6/7	6/14	6/21	6/28	7/5	7/12	7/19	7/26	8/2	8/9	8/16	8/23	8/30	8/6	8/13	8/20	8/27	9/3	9/10	9/17	9/24	10/1	10/8	10/15	10/22	10/29	11/5	11/12	11/19	11/26	12/3							
<b>Schedule Highlights</b>																																																				
Information/update sessions	29																																																			
Joint Chief Electeds Session																																																				
Towns sign MOU																																																				
RFP process to award																																																				
<b>Detailed Schedule</b>																																																				
Finalize new contract concepts			4/30																																																	
Information/update sessions	29	4/23	5/23	30																																																
Joint Chief Electeds Session	29	5/23	5/24	1																																																
Contract drafting	55	4/30	6/29	60																																																
Implementation plan update	73	6/24	7/24	30																																																
MOU/Contract draft to munis	44	6/6	6/13	7																																																
Towns sign MOU	73	6/14	7/24	40																																																
RFI - notification of RFP	77	6/30	7/30	30																																																
RFP filing	73	7/24	7/25	1																																																
RFP process to award	91	7/30	8/19	20																																																
Contracts signed by munis	103	8/20	9/4	15																																																
Post contract public mtgs	123	9/4	10/4	30																																																
SW Mailing data prep	118	9/23	9/27	4																																																
ESCO Mailing prep		9/28	10/3	5																																																
ESCO mails notification letters		10/4	10/9	5																																																
Opt out period		10/9	11/8	30																																																
ESCO provide opt-out IDs to SW		11/8	11/11	3																																																
SW provide final enrollment data		11/11	11/14	3																																																
ESCO subm Enrollments to NYSEG		11/15	11/30	15																																																
Rolling enroll on read date		12/1																																																		



# KEY DATES/MILESTONES: NYSEG

-  **July** - Memorandum of Understanding (MOU) signed
-  **July 30<sup>th</sup>** - Request for Proposal Process begins
-  **Early October** - Notification Letters mailed
-  **December 1<sup>st</sup>** - Enrollment begins



## BID PLATFORM: REVERSE AUCTION

- Real-time bidding
- Total transparency – stakeholders can watch
- Attract more bidders
- Record of proceedings



## CUSTOMER NOTIFICATION PROCESS

Outreach is ongoing and a robust emphasis on digital outreach that includes:



County & Local Press



Social Media Posting



Digital collateral & consumer education video series  
westchesterpower.org  
or  
Sustainable Westchester Media on YouTube



Virtual community education sessions (transitioning to in person & events as allowable)



# THANK YOU

ANY QUESTIONS?



----- Forwarded message -----

From: **Jessica Klein**

Date: Wed, Apr 7, 2021 at 12:50 PM

Subject: Re: Fundraising event 5/23/21

To: Tony Goncalves <[tgoncalves@lewisborogov.com](mailto:tgoncalves@lewisborogov.com)>, Dana Mayclim

<[dmayclim@lewisborogov.onmicrosoft.com](mailto:dmayclim@lewisborogov.onmicrosoft.com)>, David Alfano <[dalfano@lewisboropd.com](mailto:dalfano@lewisboropd.com)>

Dear All,

Thank you so much for the introduction, Chief Alfano!

Our son, Benjamin, is turning 6 years old and we wanted to throw him a birthday party in honor of his life. You see, Ben has a diagnosis of an Ultra Orphan Rare Disease Called Salla. Ben suffers from physical and cognitive delays and the disease will worsen over time. Eventually, he will succumb to seizures and ultimately pass into Glory. When we received his diagnosis, there were no research options, treatments options OR a family network to reach out to.

Although this was such a painful diagnosis, and we are trying to manifest this pain into something hopeful. So, we started a rare disease Foundation called S.T.A.R. Salla Treatment And Research. We are a 501(c)(3) entity and a public foundation.

In the past 2 years, we have raised 200,000 for the National Institutes of Health (giving to their rare disease research) AND we have given 30,000 to Montefiore Children's Hospital and Einstein University's College of Medicine. Most recently, a 5,000 donation to University of Paris (DesCartes)

We were hoping to hold an event for Ben's birthday, celebrating the gift of him being with us another year. Ben doesn't appreciate toys or TV...all he wants is PEOPLE. So, each year I hold a community event. I have held past events in the City (VanCortlandt Park) in the Bronx, and have had AMAZING success.

Am mentioned, I try my HARDEST to incorporate the community and bring us all together! I wholeheartedly believe that we are only at our best when we uplift and honor one another within our community!

My past events include:

1. Pony Rides
2. Petting Zoo (with disabled animals)
3. Magician/Magic Show
4. Tie Dye T-shirts
5. Art Cards of support to kids who are suffering with an illness at Monte
6. K-9 Unit
7. Miss Wheelchair New York- yes, a beauty queen in a wheelchair :)
8. Fire trucks
9. Police Cars
11. Local Girl Scouts doing an activity with kids

If we can, allowing small Lewisboro/Katonah businesses to have a table, handing out coupons or samples to promote themselves...just trying to give them a boost as well.

The head of Einstein University's Rose F. Kennedy Center will be there to accept our donation and make a speech on the importance of rare disease research. His name is Dr. Steven Walkley

I fully realize that I am new to the area, and will lean on your advice and guidance along the way. Please don't hesitate to share your FULL opinion. My feelings aren't easily hurt in the least.

Please forgive any typos that I might have made in this e-mail. My kids are at home today as IMES is closed Wednesday for cleaning.

For more information, I invite you to watch this 2.5 minute clip. [Documentary | A Rare Film](#)

Or visit <http://www.sallaresearch.org>

With Warmest Regards and Deepest Thanks,

Jessica Klein-Foglio

President and Co-Founder of S.T.A.R. Foundation

On Wednesday, April 7, 2021, 11:35:50 AM EDT, David Alfano <[dalfano@lewisboropd.com](mailto:dalfano@lewisboropd.com)> wrote:

Tony & Dana,

By way of this email, I would like to introduce you to Jessica Foglio who is copied. Jessica just recently moved to Lewisboro and is looking to plan a fundraising event (I will let Jessica explain more about this). As of right now she and her husband are still torn whether to have it outside in her and their neighbors yards or at the Lewisboro Town Park located on Route 35. Jessica stated she will go to the park this weekend and check it out to make sure it would work.

Jessica,

Tony Goncalves is a current Town Board member and is running for the Town Supervisor position in 2022. Tony is also a member and a point of contact for the Lewisboro Lions Club. Dana Mayclim is the Superintendent of Parks & Recreation. You will be in good hands, both are great people. I will also have the K9 Officer reach out to you today, as he just returned from vacation.

Thanks,

**Chief David Alfano**  
**Lewisboro Police Department**  
79 Bouton Road  
South Salem, New York 10590  
[Dalfano@lewisboropd.com](mailto:Dalfano@lewisboropd.com)  
HQ: 914-763-8903  
Fax: 914-763-9016

Duff Price Excavating LLC  
12 Elmwood Rd  
South Salem, NY 10590-1917  
(914)533-2005  
erthsurg@aol.com



**ADDRESS**

Town Of Lewisboro Parks  
Department  
99 Elmwood Road  
South Salem, NY 10590

**Proposal 1349**

**DATE 03/24/2021**

DATE	ACTIVITY	QTY	RATE	AMOUNT
03/24/2021	<b>Sales</b> Remove plastic trench drains around the perimeter of the kiddie pool. trench under drain 18" place 3/8" stone for new drain base. Re-install trench drains apply caulking to edge of concrete, restore lawn.	1	8,500.00	8,500.00

**TOTAL \$8,500.00**

Accepted By

Accepted Date