



**TOWN OF LEWISBORO
TOWN BOARD MEETING AGENDA
TOWN HOUSE
TUESDAY OCTOBER 10, 2023
7:30 P.M.**

- I. PUBLIC COMMENT I**
- II. COMMUNICATIONS**
- III. CONSENT AGENDA**
 - a. Approval of Minutes of September 18, 2023 and September 26, 2023**
 - b. Monthly Reports September 2023**
 - i. Building Department**
 - ii. Police Department**
- IV. OLD BUSINESS**
 - a. Reset Public Hearing for Proposed Amendment to Chapter 203 Tree Preservation**
 - b. Discussion: Comprehensive Master Plan – Three Options for Design Work Presented September 18, 2023**
- V. NEW BUSINESS**
 - a. Presentation: Shivani Patel- Raksha Bandhan Celebration**
 - b. Presentation: Westchester EMS ALS Fly Car budget**
 - c. Resolution: Approving Lewisboro Lions Club Fundraiser October 21, 2023 and Authorizing Waiving Fees of Lewisboro Town Park**
 - d. Resolution: Approving Lewisboro Baseball Association Fundraiser December 7, 2023 and Authorizing Waiving Rental Fee of Cyrus Russell Community House.**
 - e. Resolution: Authorizing Hiring Part Time Dog Control Officer**
 - f. Resolution: Authorizing Hiring Part Time Intermediate Account Clerk**
 - g. Resolution: SEQR Neg Dec Regarding Lewisboro Town Board Lead Agency for Pedestrian Improvements**
 - h. Resolution: Approving Dana Owen as member of Architecture and Community Appearance Review Council**
- VI. PUBLIC COMMENT II for New Business Only**

VII. APPROVAL OF CLAIMS

VIII. POLLING OF THE BOARD

IX. ANNOUNCEMENTS

**Town Board Meeting – Monday, October 23, 2023, at 7:30 p.m., at the Town House,
11 Main Street, South Salem**

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.

Join Zoom Meeting

<https://us06web.zoom.us/j/88040564503>

Meeting ID: 880 4056 4503

Dial by your location

+1 929 205 6099 US (New York)

Meeting ID: 880 4056 4503

TOWN OF LEWISBORO

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

	2021		2022		2023	YEAR TO DATE INCREASE BY MONTH
	BUDGET REVENUE: \$510,000		BUDGET REVENUE: 600,000		BUDGET REVENUE: 600,000	
MONTH	INCOME	MONTH	INCOME	MONTH	INCOME	
JAN	\$46,580.69	JAN	\$129,768.00	JAN	\$29,327.25	-77%
FEB	\$46,052.00	FEB	\$295,108.75	FEB	\$104,630.00	-65%
MAR	\$152,883.32	MAR	\$39,169.50	MAR	\$157,150.50	301%
APR	\$62,215.75	APR	\$71,303.00	APR	\$89,940.00	26%
MAY	\$87,484.00	MAY	\$80,821.75	MAY	\$200,796.00	148%
JUNE	\$172,756.00	JUNE	\$68,812.00	JUNE	\$86,220.50	25%
JULY	\$72,809.49	JULY	\$71,446.25	JULY	\$86,258.50	21%
AUG	\$51,153.00	AUG	\$45,824.00	AUG	\$67,987.25	48%
SEPT	\$107,715.18	SEPT	\$91,686.50	SEPT	\$89,180.50	-3%
OCT	\$111,226.00	OCT	\$39,835.75	OCT		-100%
NOV	\$176,999.75	NOV	\$107,509.50	NOV		-100%
DEC	\$50,350.00	DEC	\$57,401.50	DEC		-100%
	\$1,138,225.18		\$1,098,686.50		\$911,490.50	

\$6,000 fine received by Building Department not recognized in the above. Will appear in Court's Financial Report.

TOWN OF LEWISBORO
Building/Zoning Department
79 Bouton Road
South Salem, NY 10590

M5 Fee Report
From 08/30/2023 To 09/27/2023

Count by Type

Fee Type	Count	Total
Additional Building Permit Fee - i.e. - Final Cost Affidavit Fees - Revised Scope Fee	15	\$5,090.00
Additional CC Fee - i.e. - Final Cost Affidavit Fees - Revised Scope Fee	7	\$1,410.00
Additional CO Fee - i.e. - Final Cost Affidavit Fees - Revised Scope Fee	10	\$4,320.00
BUILDING PERMIT FEE	59	\$39,970.00
CERTIFICATE OF COMPLIANCE FEE	32	\$2,910.00
CERTIFICATE OF OCCUPANCY FEE	26	\$30,880.00
CIVIL PENALTY - NO PERMIT	1	\$140.00
DEMOLITION 600 FT AND GREATER	3	\$300.00
ENVIRONMENTAL QUESTIONNAIRE-BUILDING	7	\$350.00
Flood Development Plan Permit	1	\$250.00
RE-INSPECTION	2	\$200.00
RECORDS MANAGEMENT FEE	62	\$124.00
RENEWAL FEE	7	\$774.50
SPECIAL PERMIT ZONING	1	\$502.00
Stormwater ADMIN	1	\$150.00
VARIANCE - SPECIAL PERMIT	1	\$502.00
Wetland Administrative	2	\$300.00
ZONING BOARD APPLICATION	4	\$1,008.00
	241	\$89,180.50

Town Of Lewisboro Police Department

Monthly Activity Report

Search Type
Incident

Start Date
01/01/2023

End Date
09/30/2023

INC TYPE CATEGORY	January	February	March	April	May	June	July	August	September	Row Total
Aided Case-EMS	31	17	39	39	31	24	33	26	32	272
Aided-Assist Citizen	25	16	20	30	24	30	20	21	29	215
Alarms (Burg./ Fire/ Panic)	23	28	32	27	30	27	46	38	40	291
Animal	8	7	2	6	6	6	17	7	7	66
Assist Other Agency	3	4	3	2	4	1	4	2	3	26
Civil Comp	2	1	2	4	4	3	7	1	1	25
Criminal Act	1	3		1	1		1	1	1	9
Criminal Mischief	1									1
Detail	32	23	27	25	79	23	18	24	16	267
Discon/ Disturbance	6	3	8	6	7	6	10	4	5	55
Domestics	4		1	3	3	2	4	3	1	21
Drugs							1			1
Fire	3	8	2	5	6	5	3	8	5	45
Fraud/ Identity Theft	7	1	6	2	2	2	2	1	1	24
Harassment	4		1	6	2		5	3	2	23
Larceny	2	2		5	2	3	3		2	19
Mental Health Incident	6	7	5	2	2	4	5	3		34
Miscellaneous	6	2	2	8	3		5	5	3	34
Motor Vehicle Accident	12	9	9	10	14	22	18	10	7	111
Property	2	3	4	2	4	3	1	2	3	24
Property Check	632	680	675	665	617	751	731	700	625	6076
Records	12	1	3	4	7	4	2	1		34
Road	2	16	3	5	5	5	24	6	12	78
Summons Served/Attempted	1	4	4	2	4		3	2	1	21
Suspicious	10	11	10	8	15	14	14	9	8	99
Trespass	1	5				1	2	2		11
Utility	2	6	1	4	3		17	3	6	42
Vehicle	7	6	14	9	9	6	14	15	8	88
Vehicle-V/T	66	94	89	107	110	107	159	97	97	926
Warrant							2	1		3
totals	911	957	962	987	994	1049	1171	995	915	8941

Multi-modal Integration of Trail Plan

LEWISBORO COMPREHENSIVE PLAN | APPROACH 1

- **Goal:** Provide recommendations for integrating pedestrian and bicycle access between Lewisboro trail system and downtown hamlets.
- Illustrate trail network, identify gaps in connectivity, identify and scope pedestrian and bicycle connecting projects, including intermodal facilities (such as parking)
- Include case studies and recommendations for:
 - Complete streets
 - Typical sections of bicycle and pedestrian facilities
 - Landscape design
 - Signage and way-finding
- **Deliverable:** Narrative of principles and guidelines, illustrative diagrams, precedents, product cut-sheets, and reference standards – included as appendix or “box” in comprehensive plan

Access + Inclusion Guidelines for Public Spaces

LEWISBORO COMPREHENSIVE PLAN | APPROACH 2

- **Goal:** Provide Town of Lewisboro with accessibility and inclusion guidelines for public spaces.
- Illustrate best practices for public sapce design with reference to best practices, standards, and legal requirements (ADA).
- Include case studies and recommendations for:
 - ADA accessibility
 - Inclusion related to disabiity (physical, hearing, sight)
 - Intergenerational design (for children and seniors)
 - Site furnishings and play / fitness equipments
 - Signage and wayfinding
- **Deliverable:** Narrative of principles and guidelines, illustrative diagrams, precedents, product cut-sheets, and reference standards – included as appendix or “box” in comprehensive plan

Hamlet Downtown Design and Streetscape Guidelines

LEWISBORO COMPREHENSIVE PLAN | APPROACH 3

- **Goal:** Provide Town of Lewisboro and property owners with high-level guidance visual considerations for site design in downtown areas without incorporating site requirements or design review into town zoning.
- Illustrate best practices for site design and management for commercial, institutional, multifamily development, and public spaces.
- Consider upgrades for existing sites and new development
 - Typical street sections
 - Landscape design
 - Furnishings
 - Lighting
 - Signage and wayfinding
 - Environmental and climate considerations
 - Maintenance considerations
- **Deliverable:** Narrative of principles and guidelines, illustrative diagrams, precedents, reference plans and guidelines – included as appendix or “box” in comprehensive plan

Town	2023 Funding Total 2023 cost with surplus reduction included	2024 Funding Allocated Annual Cost for 2024 with surplus increase	2024 Funding Allocated Annual cost with Additional Fly car and Surplus increase	Cost of car 12 hours a day 7 days a week	(1) \$ increase from 2023 to 2024 without additional car with surplus increase	% increase from 2023 to 2024 without additional car with surplus increase	(2) \$ increase from 2023 to 2024 WITH additional car with surplus increase	% increase from 2023 to 2024 WITH additional car with surplus increase	2024 Funding Allocated Annual cost with Additional Fly car on June 30th and Surplus increase	(3) \$ increase from 2023 to 2024 WITH additional car starting in service June 30th and surplus increase	% increase from 2023 to 2024 WITH additional car starting in service June 30th and surplus increase
Bedford	\$ 436,706	\$ 479,566	\$ 554,172	\$ 74,606	\$ 42,860	9.81%	\$ 117,466	26.90%	\$ 516,869	\$ 80,163	13.45%
Lewisboro	\$ 274,300	\$ 302,896	\$ 350,017	\$ 47,121	\$ 28,596	10.43%	\$ 75,717	27.60%	\$ 326,457	\$ 52,157	13.80%
Mount Kisco	\$ 229,760	\$ 244,267	\$ 282,267	\$ 38,000	\$ 14,507	6.31%	\$ 52,507	22.85%	\$ 263,267	\$ 33,507	11.43%
New Castle	\$ 353,545	\$ 385,788	\$ 445,805	\$ 60,017	\$ 32,243	9.12%	\$ 92,260	26.10%	\$ 415,797	\$ 62,252	13.05%
North Castle	\$ 295,893	\$ 321,034	\$ 370,978	\$ 49,944	\$ 25,141	8.50%	\$ 75,085	25.38%	\$ 346,006	\$ 50,113	12.69%
North Salem	\$ 145,590	\$ 156,159	\$ 180,452	\$ 24,293	\$ 10,569	7.26%	\$ 34,862	23.95%	\$ 168,306	\$ 22,716	11.97%
Pound Ridge	\$ 149,488	\$ 168,483	\$ 194,694	\$ 26,211	\$ 18,995	12.71%	\$ 45,206	30.24%	\$ 181,589	\$ 32,101	15.12%
Somers	\$ 483,563	\$ 522,618	\$ 603,922	\$ 81,304	\$ 39,055	8.08%	\$ 120,359	24.89%	\$ 563,270	\$ 79,707	12.45%
Total	\$ 2,368,845	\$ 2,580,811	\$ 2,982,307	\$ 401,496	\$ 211,966	8.95%	\$ 613,462	25.90%	\$ 2,781,559	\$ 412,714	12.95%

Note: additional car 12 hours a day 7 days a week.

(1). Increase without a new car.

(2). Increase with new car and related manpower for full year.

(3). Increase with new car and related manpower for half year.

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TOWN OF LEWISBORO
PARKS & RECREATION DEPARTMENT

20 ²³

Telephone: 232-6162

Fax: 232-6165

LEWISBORO TOWN PARK - GROUP USE APPLICATION

FACILITIES REQUESTED (Check all that apply):

Lions Club Picnic Pavilion	<u>X</u>
Basketball court (1)	<u> </u>
Sand Volleyball court (1)	<u> </u>
Ballfield	<u> </u>
Pool (separate fee schedule)	<u> </u>
Camp site	<u> </u>
Pool picnic area (seasonal)	<u> </u>

CIRCLE ONE: Private Service Organization Church SchoolTODAY'S DATE: 10/02/2023NAME OF ORGANIZATION: Lewisboro Lions ClubMAILING ADDRESS: P.O. Box 255CITY: Cross River STATE: NY ZIP: 10518TELEPHONE: FAX: NAME OF INDIVIDUAL IN CHARGE: Dave PhillipsINDIVIDUAL'S ADDRESS: CITY: STATE: ZIP: TELEPHONE: (DAY) (NIGHT) (CELL) 914-539-2154E-MAIL ADDRESS: davidkphillips@gmail.com FAX: PURPOSE OF GROUP USE: fundraiser and community bettermentESTIMATED NUMBER OF PARTICIPANTS - ADULTS: 300CHILDREN: 50RESIDENTS (NUMBER): 350 NON-RESIDENTS (NUMBER): WILL A FEE BE CHARGED FOR THIS EVENT: YES X NO IF YES, WHAT WILL THE PROCEEDS BE USED FOR? WILL AN ALCOHOLIC BEVERAGE PERMIT BE REQUESTED? YES NO

If yes, an alcoholic beverage permit application must be filled out and approved by the Town Clerk (application is attached).

DATE(S) REQUESTED:

Day Saturday Date Oct 21, 2023 Time from 8:30 am to 8:00 pmDay Date Time from to

NOTE: Dates for Town Park Lions Club picnic pavilion in the spring and summer are at a premium, therefore, rain dates cannot be reserved.

IS MATERIAL OR EQUIPMENT REQUIRED FROM MUNICIPALITY? YES NO X

N/A

IF NEEDED, STATE WHAT TYPES AND FOR WHAT PURPOSE:

STATE THE NATURE OF ANY UNUSUAL EQUIPMENT YOU PLAN TO BRING TO THE PARK:

N/A

AMERICANS WITH DISABILITIES ACT: The Lewisboro Parks and Recreation Department is committed to ensuring that individuals with disabilities are able to utilize and enjoy our programs and activities to the fullest extent possible. Please let us know if you or a family member have any special needs.

FACILITY USE FEE (Lion's Club Pavilion):

There will be a minimum non-refundable fee charged of \$ for the use of the facility. This fee must accompany the application. The fee for use is payable before use begins.

FACILITY SECURITY DEPOSIT (Lion's Club Pavilion):

There is a \$100.00 required security deposit which must also accompany the application. Any violation of "Park Rules," damage and especially if refuse and trash are not removed will result in forfeiture of the deposit.

AGREEMENT

The undersigned is over 21 years of age and has read this form and attached regulations and agrees to comply with them. He/she agrees to be responsible to the municipality for the use and care of the facilities. He/she, on behalf of (name of organization) Lewisboro Lions Club does hereby covenant and agree to defend, indemnify and hold harmless the Town of Lewisboro Parks and Recreation from and against any and all liability, loss damages, claims, or actions (including costs and attorneys fees) for bodily injury and/or property damage, to the extent permissible by law, arising out of or in connection with the actual or proposed use of The Town of Lewisboro Parks and Recreation's property, facilities and/or services by (name of organization) Lewisboro Lions Club

David Phillips
Signature of Organization's
Representative
(Must be a Lewisboro Resident)

Address: P.O. Box 255

Cross River, NY 10518

Telephone number: 914-539-2154

FOR OFFICE USE ONLY:

NAME OF INDIVIDUAL/ORGANIZATIONS: _____

- () Application approved
() Application denied
() Approval with the following conditions:

FOR OFFICE USE:

- () Permit fee paid - Amount \$ _____
() Deposit paid - Amount \$ _____
() Date recorded in reservation book
() Alcoholic beverage permit obtained
() Permit sent to registrant

SUPERINTENDENT, PARKS & RECREATION

DATE COPY OF APPLICATION SENT TO PARKS DEPARTMENT: _____

DATE COPY OF APPLICATION SENT TO LEWISBORO POLICE: _____

PARK RULES

1. Although your group has been granted the privilege of using the Park, we would like to keep in mind that other Town residents will also be using the park facilities. A spirit of mutual cooperation by all park participants would be appreciated.
2. The applicant and leader shall be responsible for the conduct of all participants.
3. In the event of inclement weather, The Town of Lewisboro Parks and Recreation has the final authority on whether facilities are usable.
4. Alcoholic beverages are permitted in Town parks only with an approved alcoholic beverage permit. A permit application is attached. It should be returned to the Town Clerk's Office, P.O. Box 500, South Salem, NY 10590 for approval and a copy attached to the permit application. Approved alcoholic beverage permits must be clearly posted on the side of the pavilion facing the parking lot. **Intoxicants shall not be brought onto municipal facilities at any time.** (Alcohol is not permitted in glass bottles, kegs or barrels.)
5. Profanity, objectionable language, disorderly acts or illegal activities of any kind are absolutely prohibited, and those violating this prohibition will be ejected from the premises.
6. A copy of this permit will be issued to you. It should be available for inspection the day of your activity.
7. Any organization with youth under 18 years old requires the presence of adequate adult supervision at all times.
8. Participants shall clean up the area used at least fifteen (15) minutes before the termination of the activity. If tables are moved, they must be returned to original location.
9. Non-resident guests may be invited - BUT - may not remain in the park if the resident host leaves.
10. Parking by all participants should be done in the provided parking areas. No vehicles are permitted in the picnic, playground, field or camping area.
11. In the event of cancellation - PLEASE - inform the Recreation Office as soon as possible so that other requests may be considered.
12. The emergency telephone number for the police/ambulance/fire is 911. The appropriate authority must be contacted in the event of an emergency. For non-emergencies, call the New York State Police at 277-3651, or the Lewisboro Police at 763-8903.
13. Abuse of any of the rules may result in forfeiture of future use of the facility.
14. Bulk trash should be bagged.
15. Violation of any of the rules or if facility is damaged or not cleaned will result in forfeiture of \$100 deposit.
16. The Town of Lewisboro Parks and Recreation Department reserves the right to cancel any permit, with a refund of all fees paid, if questions arise regarding the validity of the intended use or if the facility is needed for a Town sponsored program. Permits may be revoked at any time.
17. When required, users must provide the following insurance prior to using facilities. **FAILURE TO DO SO PRIOR TO USE WILL RESULT IN REVOCATION OF YOUR PERMIT:**

Commercial users:

- A. The user hereby agrees to effectuate the naming of the municipality as an unrestricted additional insured on the user's policy.
- B. The policy naming the municipality as an additional insured shall:
 - Be an insurance policy from an A.M. Best rated 'secured' New York State licensed insurer;
 - Contain a 30 day notice of cancellation;
 - State that the organization's coverage shall primary coverage for the Municipality, its board, employees and volunteers; and
 - Additional insured status shall be provided with ISO endorsement CG 2026 or its equivalent.
- C. The user agrees to indemnify the municipality for any applicable deductibles.
- D. Enclose a copy of the endorsement providing additional insured status.
- E. Required insurances:
 - **Commercial General Liability Insurance**
\$1,000,000 per occurrence/\$2,000,000 aggregate.
- F. User acknowledges that failure to obtain such insurance on behalf of the municipality constitutes a material breach of contract and subjects it to liability for damages, indemnification and all other legal remedies available to the municipality. The user is to provide the municipality with a certificate of insurance, evidencing the above requirements have been met. The failure of the municipality to object to the contents of the certificate or the absence of it shall not be deemed a waiver of any and all rights held by the municipality.

Individuals:

Required Insurance:

- **Homeowners Insurance**
Section Two-Liability: \$300,000 limit of liability. Policy shall not exclude the off premise activities of the insured.

YOUR COOPERATION IN KEEPING THE PARK CLEAN & ATTRACTIVE IS
APPRECIATED!!

MAINTENANCE OF THE PARK FACILITIES

IS PERFORMED BY

THE TOWN OF LEWISBORO

PARKS DEPARTMENT

TOWN OF LEWISBORO

APPLICATION FOR USE OF CYRUS RUSSELL COMMUNITY HOUSE

The undersigned requests use of the Cyrus Russell Community House and facilities and agrees to comply with the attached regulations pertaining to the use of Town properties.

A. Name and address of organization, group or individual (person in charge of group):

BRIAN WIIG C/O LEWISBORO BASEBALL ASSOCIATION

1079 Route 35 LEWISBORO TOWN PARK

South Salem, NY 10590-1122

B. Contact information of person in charge of group: (We must have telephone number!)

Telephone number **9173759665**

E-mail address **BRIANWIIG@GMAIL.COM**

Number expected in group: (49 maximum) **25-35**

D. Date or dates and hours of use:

DEC 7 4-10PM (event would run 6-9PM and need to setup / cleanup)

E. Type of use (Business meeting, social function, fund-raiser*)


fundraiser

F. Type of entertainment (DJ, other) explain

guided wine tasting

G. Fee in amount of \$150.00 and security deposit of \$100.00 (for social functions) paid herewith. Security deposit to be returned upon presentation of approved claim form. No refunds unless cancelled more than seven (7) days in advance. \$5.00 will be deducted from eligible refunds for administrative costs.

I hereby agree to abide by the regulations, and to remove all refuse at the conclusion of my function. By signing this document you acknowledge that you are the person in charge of this event and will be present at such event.



Signature of Applicant

1079 Route 35 LEWISBORO TOWN PARK
South Salem, NY 10590-1122

Address

=====

The above application is hereby granted and receipt of fee and security deposit (if required) is hereby acknowledged/waived.

Date

Town Clerk

****REMEMBER! You must pick up a key for the community house in advance at the Town Clerk's office.**

*No fee for business meetings of organized groups of Lewisboro residents. Profit-making organizations, and non-profit groups desiring to use the building for fund-raisers, must first obtain permission from the Town Board.

Copy to Maintenance Dept. _____ Recreation Dept. _____

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

Date: October 10, 2023

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 Town of Lewisboro Town Board has determined that the proposed action described below will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Pedestrian Improvement within Three (3) Hamlets of Lewisboro

SEQRA Status: ☐ Type 1

☒ Unlisted

Conditioned Negative Declaration: ☐ Yes

☒ No

Coordinated Review: ☒ Yes

☐ No

Description of Action:

The Town of Lewisboro Town Board has adopted a bond resolution, subject to a permissive referendum, to design and construct pedestrian improvements within three (3) of the Town's hamlets, Goldens Bridge, Cross River, and Vista. If approved, the bond would be in the amount of \$2,100,000. The desired pedestrian improvements have been conceptualized; however, formal designs have not yet been prepared. All proposed improvements will be located within New York State Department of Transportation (NYSDOT) rights-of-way and each of the three (3) projects will require NYSDOT input and approval. A description of each project is provided below:

Goldens Bridge - Provide crosswalks at the signalized intersection of NYS Route 138 and North Street and a sidewalk along North Street from the MTA parking lot /shopping center driveways to NYS Route 138.

Cross River - Provide crosswalks at the signalized intersection of NYS Route 35 and NYS Route 121; provide a sidewalk(s) along Route 121; provide a crosswalk across Route 121 at the northern limits of the project area, in the vicinity of the property line between John Jay schools and the shopping center.

Vista - Provide a bike lane along Route 123 between Glen Drive and the entrance to the shopping center; provide a crosswalk across Route 123 at the entrance to the shopping center.

Location: Hamlets of Goldens Bridge (NYS Route 138/North Street); Cross River (NYS Route 35/NYS Route 121); and Vista (NYS Route 123)

Reasons Supporting This Determination: Reference is made the Short Environmental Assessment Form (EAF), dated September 14, 2023. The Town Board has compared the proposed action with the Criteria for Determining Significance in 6 NYCRR 617.7 (c). Specifically:

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

The proposed action involves linear improvements along or within existing NYSDOT roadways. The project areas are either already developed with road surfaces or consist of already disturbed roadway shoulders within the NYSDOT right-of-way. The project will not result in a significant amount of new impervious cover and will not result in significant tree or vegetation removal. Stormwater runoff from any new impervious cover, such as from new sidewalks along existing roadways, will be conveyed to already established NYSDOT drainage systems. If new or supplementary drainage systems are required to accommodate runoff, they will be designed during the design phase and would be subject to NYSDOT approval. Wetlands and watercourses located in the vicinity of the project areas will be protected during construction via the establishment of erosion and sediment control practices, such as silt fencing and inlet protection. No direct wetland or watercourse disturbance or impacts will result.

The proposed action will result in pedestrian safety improvements, such as sidewalks and crosswalks, which do not presently exist. The project will not result in additional traffic.

Construction-related traffic is expected but will be temporary. During construction, there may be a temporary increase in construction related traffic and noise levels, however, once the project is completed, noise levels are expected to be similar to

levels prior to construction. Construction-related noise is regulated under Section 220-60 Noise, of the Town of Lewisboro Town Code.

The project will have no significant impact on air quality, groundwater, or solid waste.

2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impact a significant habitat area; result in substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such species; and will not result in other significant adverse impacts to natural resources.

The project areas are located on or along already developed or previously disturbed land consisting of NYS roadways and rights-of-way. Limited tree and vegetation removal will be required. When preparing EAF, the NYSDEC Environmental Resources Mapper was utilized which indicates that there are no significant natural communities or rare plants or animals on, or in the vicinity of the project sites.

3. The proposed action will not result in the impairment of the environmental characteristics of a Critical Environmental Area as designated pursuant to 6 NYCRR Part 617.14(g).

The subject property is not located within a Critical Environmental Area.

4. The proposed action will not result in a material conflict with the Town's officially approved or adopted plans or goals.

The proposed action is consistent with the Town's plans and goals for pedestrian improvements and safety within the hamlet areas.

5. The proposed action will not result in the impairment of the character or quality of important historical, archaeological, architectural, aesthetic resources, or the existing character of the community or neighborhood.

The project areas are not located within or contiguous to a National or State-listed historic or archaeological resource; the project areas are not located within a mapped archeological sensitive area. The improvements are proposed on already developed or disturbed lands consisting of existing NYSDOT roadways and shoulder areas. Proposed improvements will consist of pavement striping, asphalt paving, concrete sidewalks, and similar materials typical of a roadway setting.

6. The proposed action will not result in a major change in the use of either the quantity or type of energy.

No change of use is proposed, and the project will not result in a change to the quantity or type of energy used.

7. The proposed action will not create a hazard to human health.

The project involves pedestrian safety improvements along NYSDOT roadways which will be implemented to improve or safeguard human health.

8. The proposed action will not create a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses.

The proposed action will not result in a change of use and not agricultural, open space or recreational resources will be impacted.

9. The proposed action will not encourage or attract a large number of people to a place or place for more than a few days, compared to the number of people who would come to such place absent the action.

10. The proposed action will not create a material demand for other actions that would result in one of the above consequences.

11. The proposed action will not result in changes in two or more elements of the environment, neither of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment.

12. When analyzed with two or more related actions, the proposed action will not have a significant impact on the environment and when considered cumulatively, will not meet one or more of the criteria under 6 NYCRR 617.7(c).

13. The Planning Board has considered reasonably related long-term, short-term, direct, indirect and cumulative impacts, including other simultaneous or subsequent actions.

For further information contact:

Tony Goncalves, Town Supervisor
P.O. Box 500, 11 Main Street
South Salem, NY 10590
Phone: (914) 763-3151
Supervisor@lewisborogov.com
Fax: (914) 763-3637

This notice is being filed with:

INVOLVED AGENCIES:

Town of Lewisboro Town Board
11 Main Street
South Salem, NY 10590

New York State Department of Transportation (NYSDOT), Region 8
Eleanor Roosevelt State Office Building
4 Burnett Boulevard
Poughkeepsie, NY 12603

New York State Department of Environmental Conservation (NYSDEC), Region 3
21 So. Putt Corners Road
New Paltz, NY 12561

INTERESTED AGENCIES:

Westchester County Planning Board
148 Martine Ave.
White Plains, NY 10601

Katonah-Lewisboro School District
Superintendent of Schools
60 North Salem Road
Cross River, NY 10518