

VILLAGE OF MILLBROOK- BOARD OF TRUSTEES BUSINESS MEETING

MILLBROOK FIREHOUSE – 20 FRONT STREET

DATE: SEPTEMBER 11,2024

TIME: 6:00 PM

FACILITATOR: BOARD OF TRUSTEES

IN ATTENDANCE	OPENING OF MEETING	MEETING VIDEO LINK
Mayor Collopy, Deputy Mayor Murphy, Trustee Herzog, Trustee Contino, Trustee Doro, Fire Department Chief Boscardin, FD President Rochfort, Assistant Chief Granger, Scott Osborn (VRI), Police Chief Dworkin, Attorney Mackey, and Clerk Witt	Mayor Collopy opened the meeting with the Pledge of Allegiance followed by a moment of silence for 9/11	09.11.24 BOT Meeting

ADMINISTRATIVE BUSINESS

Minutes Approval: Motion made by Trustee Herzog to approve the 8/14 & 8/28 minutes, seconded by Deputy Mayor Murphy and all were in favor.

Voucher Approval: Motion made by Trustee Doro to accept the Voucher fund totals as presented, seconded by Trustee Contino and all were in favor (attached in presentation).

DEPARTMENTAL REPORTS

Fire & Rescue – Chief Boscardin read from the attached monthly report. He reported Dutchess County gave the FD a one-year extension for the grant submission to create a training center. He said the FD is planning to go out and seek bids for the demo of a house that potentially has asbestos. It was reported that bingo will resume October through March (first Friday of the month)- with the exception of December as it is Parade of Lights. Mayor Collopy thanked the FD for taking charge of the Parade of Lights.

Police – Chief Dworkin read from attached monthly report. Reported he will be working with the Board on code for e-bikes, bikes, skateboards, and scooters. Attorney Mackey to contact D.O.T regarding e-bike rules/laws that can be imposed on Franklin Ave (as it is a state rd.) Chief and Mayor to put out guidelines for residents before a Local Law is presented.

Police Officer Hire: Mayor Collopy and Deputy Mayor Murphy interviewed a candidate. The Board authorized Chief to start the background check process for the candidate. Chief to bring recommendation for conditional hiring by October meeting.

Serial Installment Bond (SIB) 2023 Dodge Charger: Clerk Witt reported she solicited bank interest rates on a \$52,000 5-year SIB for the purchase of a police vehicle. The Bank of Millbrook rate came in at 3.5%, The Bank of Green County's rate is 5.19%, and M&T was a no response/ no bid. Attorney MacDonald to draw up the SIB paperwork for the loan through the Bank of Millbrook. (Resolutions listed on page 2)

Highway – Mayor Collopy read highlights from the monthly Highway report. Reported the Board will be holding the second meeting in September (9/25) to interview the four candidates for DPW Supervisor. Before the meeting, the candidates will meet the highway crew and tour the facility.

Water & Sewer – S. Osborn: read from attached monthly reports.

WIIA Grant- WWTP Upgrade: Mayor Collopy explained it had been recommended by Tighe and Bond for the Village to get a \$300,000 Bond Anticipation Note (BAN) to pay for the engineering work (to be reimbursed by the grant). The Board authorized Clerk Witt to solicit bank bids for the BAN. Board to approve bank rate in October meeting.

Treasurer & Building Dept – Clerk Witt: read from attached monthly reports. She will be requesting the final payment of \$20,000 from the Dutchess County Community Development Block Grant (CDBG) for the Sidewalk Project Phase 1 & Phase 2.

STATUS OF ZONING UPDATE RLD MORATORIUM- TRUSTEE DORO

Trustee Doro said he is working with the Building Inspector and that they are in the preliminary stages. He will be working on something to bring to the Board for review and plans to have it wrapped up by February.

RESOLUTIONS	
SIB- 2023 DODGE CHARGER (PD)	LOCAL LAW 8 OF 2024- AMEDNING CHAPTER 136 OF THE VILLAGE CODE ON LITTERING (PUBLIC HEARING)
RESOLUTION 2024-013 & 2024-014 ATTACHED	RESOLUTION LL0082024.2 & LL0082024.3- ATTACHED
<u>Resolution 2024-14- SEQRA:</u> Declaring the Board Lead Agency and determination of significance in accordance with the State Environmental Quality Review Act. – Unlisted Action (docs signed by Mayor) <i>Motion</i> to accept SEQRA as presented made by Trustee Doro, seconded by Deputy Mayor Murphy and all were in favor. <u>Resolution 2024-013- Bond Resolution:</u> A resolution authorizing the issuance of \$52,000 Serial Bonds of the Village of Millbrook to pay for the costs of the new police department vehicle <i>Motion</i> made by Trustee Doro to accept <u>Resolution 2024-013</u> as presented, seconded by Deputy Mayor Murphy Roll Call Vote: Mayor Collopy- Aye Deputy Mayor Murphy- Aye Trustee Herzog - Aye Trustee Contino- Aye Trustee Doro- Aye	<u>Public Hearing:</u> <i>Motion</i> to open the Public Hearing made by Mayor Collopy, seconded by Deputy Mayor Murphy and all were in favor. No public comments were made. <i>Motion</i> to close the Public Hearing made by Mayor Collopy, seconded by Deputy Mayor Murphy and all were in favor. <u>Resolution LL0082024.2- SEQRA:</u> Declaring the Board Lead Agency and determination of significance in accordance with the State Environmental Quality Review Act. – Unlisted Action (docs signed by Mayor) <i>Motion</i> to accept SEQRA resolution as presented made by Trustee Herzog, seconded by Trustee Doro and all were in favor. <u>Resolution LL0082024.3: Enacting Local Law 8 of 2024 Amending Chapter 136 of the Village Code Entitled "Littering" to Require Residential and Commercial Landlords to Provide and Maintain Trash Receptacles</u> <i>Motion</i> to accept <u>Resolution LL0082024.3</u> as presented made by Trustee Contino, seconded by Deputy Mayor Murphy Roll Call Vote: Mayor Collopy- Aye Deputy Mayor Murphy- Aye Trustee Herzog – Aye Trustee Contino- Aye Trustee Doro- Aye

ADJOURNMENT

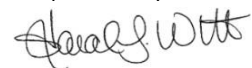
- Trustee Updates
- Public Comment: None

Next meeting: September 25, 2024 – Executive Session DPW Candidates interviews

Business Meeting: October 9, 2024, | 6:00 PM- Millbrook Firehouse- 20 Front St

Motion to adjourn was made at 7:31 p.m. and was passed unanimously.

Respectfully submitted



by Village Clerk - Sarah J. Witt

9/11

PATRIOT DAY



WE WILL NEVER FORGET



Board of Trustees Meeting
September 11, 2024 @ 6:00 pm

PLEASE SILENCE YOUR CELL PHONE

Agenda

Village of Millbrook
Board of Trustees

Wednesday, September 11, 2024

6:00 PM

Village Hall

Residents are welcome to attend in-person. This meeting will be broadcast on [YouTube](#) Live & then will be posted to the [Village website](#).

The public can comment/question anytime via email villageofmillbrook@gmail.com

1. **Open Meeting:**
 - a. Pledge of allegiance & Moment of Silence for 9/11/2001
 - b. Roll call of trustees
 - c. Community Day 9/21
2. **Administrative Business:**
 - a. Minutes approval
 - b. Voucher approval
3. **Department Reports:**
 - a. DC Legislature – DC Legislator Houston
 - b. Fire & Rescue – Chief Boscardin, President Rochfort
 - c. Police – Chief Dworkin
 - i. Bid results for new police vehicle – Clerk Witt
 - d. Highway – Mayor Collopy
 - e. Water & Sewer – S. Osborn, VRI
 - i. WWTP U/G update – Mayor Collopy
 - f. Treasurer & Building Dept – Clerk Witt
4. **Old Business:**
 - a. Public hearing for Chp 136 re: Litter – Trustee Contino
 - b. Status of zoning update for RLD districts – Trustee Doro
5. **New Business:**
 - a. Proposal for updates to Village Code re: skateboards, scooters, bikes – Trustee Contino
6. **General Public Comments**
7. **Board Member Updates:**
 - a. Deputy Mayor Murphy
 - b. Trustee Herzog
 - c. Trustee Contino
 - d. Trustee Doro
 - e. Mayor Collopy
8. **Next Board Meeting:** Wednesday, 9/25/2024 - 6PM MB Village Hall
 - a. For BoT executive session to interview Hwy Supervisor candidates
9. **Next Regular Board Meeting: Wednesday, 10/9/2024 – 6PM Millbrook Firehouse**
10. **Adjournment**

Voucher Totals September 11, 2024

General Fund	\$73,535.93
Cap Sidewalks	2,131.10
Cap Sewer <i>(Bennett Pump Station)</i>	\$42,356.77
Water Fund	\$18,897.16
Sewer Fund	\$70,226.00
TOTAL:	\$207,146.96

MILLBROOK FIRE DEPARTMENT

AUGUST 2024

72 INCIDENTS REPORTED

Millbrook Fire Dept	
Automatic Fire Alarm	25
EMS Call	38
Motor Vehicle Accident	1
Wires Down/Elec.	4
Structure Fire *	2
Oven Fire	1
Odor of Gas	1
TOTALS:	72

* 1 Mutual Aid

EMS Responses	
NDP (49-79)	38
MFD Ambulance	3
MFD Members	0

Mutual Aid Given	
Fire	3
NDP	4
EMS	0

Mutual Aid Received	
Fire *	1
NDP	0
EMS	0

* 1 to assist with landing zone

NOTES:

Monthly drills

-

POLICE DEPARTMENT STATISTICS

INCIDENT REPORTS

AUGUST 2024

Calls for Service: 117

Alarm – Burglar: 3

- School alarm – False alarm /signal test | 19227
- Commercial business – False alarm | 19246
- Municipal building – False alarm | 19279

Alarm – Fire: 8

- Food burning on stove top | 19221
- Activated by steam from shower | 19222
- Accidental activation - Set off by workers | 19229
- False alarm – Unknown cause of activation | 19231
- False alarm – system malfunction | 19234
- False alarm – system malfunction | 19236
- Food burning on stove top | 19242
- Food burning on stove top | 19284

Animal Complaint: 2

- Dead animal removed from roadway | 19252
- Lost dog – returned to owner | 19268

Assist Other Agency: 3

- Assist with traffic stop | 19213
- Subpoena for officer testimony at trial | 19218
- Assist Town of Washington Court | 19281

Court Detail: 1

Foot Patrol: 18

Juvenile: 2

- Child fled from school, returned w/o incident | 19292
- Report of youth drinking beer in public, gone on officers' arrival | 19298

Lockout: 2

Medical Aided: 5

- Patient feeling faint | 19256
- Patient rapid heart rate, shortness of breath | 19271
- Male who had fallen and suffered head injury| 19282
- Infant injured by hot water | 19290
- Patient fell requires lift assist | 19296

Motor Vehicle Lockout: 1

Records Request: 4

- FOIL request for MVA report | 19211
- Records check for police agency | 19212
- Records check for police agency | 19267
- DA's Office information on past case | 19293

Parking Summons: 13

Property Check: 27

Property Lost/Found: 2

- Report of lost fanny pack | 19255
- Found backpack | 9

Public Safety: 1

- Dead tree at entrance to Elementary School

School Checks: 5

Suspicious Person/Incident: 4

- Homeless person sleeping in vehicle | 19244
- Subject reportedly taking pictures of women in public | 19253
- Report of youths trespassing, gone on officers’ arrival | 19272
- High altitude balloon landed in tree – alarm sounding | 19273

Vehicle & Traffic Complaint: 11

- Speed enforcement conducted Church St | 19209
- Signal light malfunctioning at Franklin and Church | 19217
- Speed enforcement conducted on Franklin Ave | 19224
- Vehicle blocking driveway | 19226
- Loud vehicles – unfounded | 19230
- Speed enforcement conducted on Franklin Ave | 19233
- Speed enforcement conducted Nine Partners Rd | 19250
- Vehicle parked blocking driveway | 19270
- E-bike operator driving recklessly | 19274
- E-bike operator driving recklessly | 19289
- Request for traffic control at school | 19291

INVESTIGATIONS

Fraud | Inc# 19259 August 20, Victim reported a possible scheme to defraud, investigation pending.

Personnel | Inc# 19262 August 21, Pre-employment investigation in progress.

Menacing | Inc# 19263 July 16, Complainant reports her boyfriend was menaced by a subject operating a motor vehicle, investigation pending.

Personnel | Inc# 19275 August 26, Pre-employment investigation in progress.

Criminal Mischief / Harassment | Inc# 19294 August 29, Report of harassment resulting from vandalism to property, case closed, no charges filed.

GRANTS

Law Enforcement Technology Grant

- In progress
 - PD Server purchase and installation
 - Department Record Management System
 - Mobile Computer upgrades, software installation and network connectivity
 - Police radio communications upgrade
 - ALPR Automatic License Plate Reader

PPEP Police Protective Equipment Grant

- Equipment on order

Livescan Grant

- Livescan system research in progress

IN DEVELOPMENT

Police Department Computer System

- Sonic Firewall configured, installation pending return of mobile computers
- Record Management Systems research underway

Mobile Computers

- Sent to vendor for hardware and software upgrades
- When returned, Network VPN connection will be established with PD Server, TraCS and RMS installation.

Fleet Vehicles

- 2023 Dodge Charger order letter sent to place hold on vehicle pending financing
- Upfit identified with vendor
- Graphics in design

Bid Results for New Police Vehicle

Bond Resolution 2024-013

Bond Resolution 2024-013

A Resolution Authorizing The Issuance Of \$52,000 Serial Bonds Of The Village Of Millbrook, Dutchess County, New York, To Pay The Costs Of The New Police Department Vehicle

Click link to view resolution

<https://villageofmillbrookny.com/wp-content/uploads/2024/09/2024-013-Bond-Resolution-for-SIB-for-New-Police-Department-Vehicle.pdf>

Bid Results	
Bank of Millbrook	3.5%
Bank of Greene County	5.19%
M&T Bank	No Bid



Public Works Monthly Report

August 2024

1. Emergency call-in on 8/9 for tree blocking Valley Farm Rd; Storm brush clean-up following week
 - a. Continuing to use Town dump for brush disposal
2. Note that Fall brush pickup is/was 9/9-9/11
 - a. Residents will be notified if piles are greater than 10'x6'x4' or not near street/sidewalk.
3. Maple Ave oil & stone was moved to 9/4 (successfully completed in 2.5 hrs)
 - a. Hwy crew did prep work: trim trees, blow leaves, cover manholes
 - b. Thanks to Town of Washington & Town of Amenia for trucks and manpower to assist Village of Millbrook crew
 - c. Loose gravel will be removed in 2 weeks
4. Awarded contract for storm drain replacement on Washington Ave to Race Septic Inc for \$80K
 - a. Expected start of project late September
5. Continued 2x/wk watering of new trees on Franklin, Maple, Church & Washington
6. Cut & delivered pipe for pump station generator lift which was successful
7. General maintenance: mowing, trimming, weed kill, storm drain clearing, cold patch application
8. Streets swept on 8/26 by East Coast Sweeping
9. Equipment repairs: gate on mower trailer, water tank, mower blades
10. Welded gate bracket for Tribute Gardens

Maple Ave Oil & Stone

September 4, 2024



Monthly Water Report

August 2024

	August	July	June
Total Water Produced	5,053,835	5,115,765	4,988,355
Average Daily Flow	163,025	165,025	166,280
Peak Day Flow	195,000	254,610	242,800

Sampling Results:

	August	July	June
Total Coliform	Absent	Absent	Absent

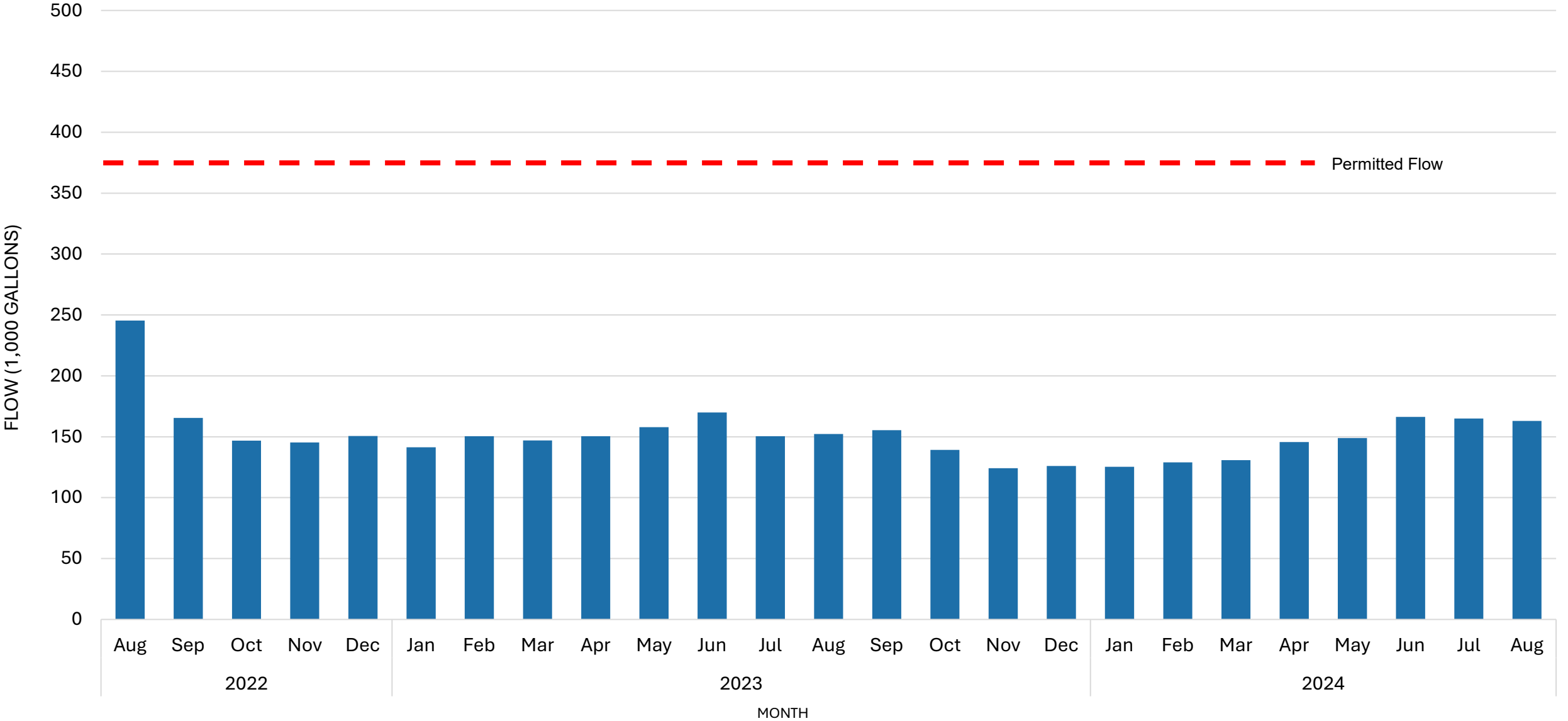
* Results not in compliance

Comments:

1. Performed all routine sampling and maintenance
2. Installed new fire hydrant on Elm Dr
3. New water service line installed at 3301 Franklin Ave. Existing line ran from building next door
4. Replaced curb valves on Washington Ave (6)

Millbrook Water

Average Daily Flow



Monthly Sewer Report

August 2024

	August	July	June	Permit Limit
Total Effluent Flow	4,150,655	3,829,150	3,119,670	n/a
Average Daily Flow	133,890	123,520	100,635	n/a
12-Month Rolling AVG	194,000	197,000	205,000	250,000
Peak Daily Flow	264,040	222,990	138,875	n/a
Precipitation (<i>in. as liquid</i>)	5.4"	5.7"	4.1"	n/a

SPDES Permit Samples: (mg/l)

	August	June	May	Permit Limit
BOD	2 mg/l	2 mg/l	3.9 mg/l	15 mg/l
Percent Removal	99 %	99 %	99 %	85%
Total Suspended Solids	2.9 mg/l	2 mg/l	2 mg/l	15 mg/l
Percent Removal	99 %	99 %	99 %	85%
TKN as N	0.9 mg/l	1.2 mg/l	1.3 mg/l	8 mg/l
Fecal Coliform	<2/100ml	<2/100ml	<2/100ml	200/100 ml

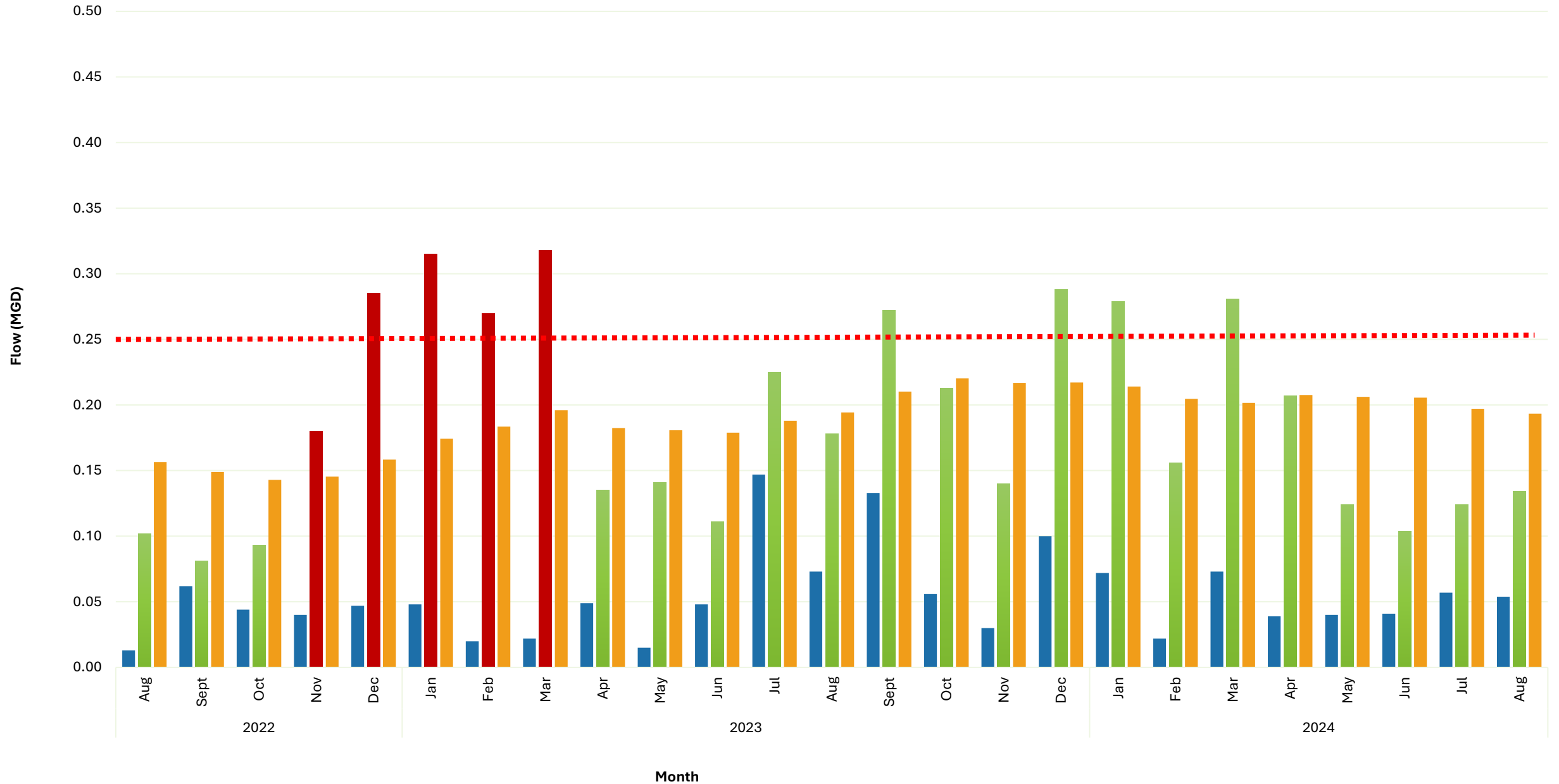
* Exceeds permit limit

Comments:

1. Performed all routine sampling and maintenance
2. Installed new water spigot outside of blower building
3. Repaired manholes on Washington Ave (3)
4. HydraNumatic at Bennett PS to replace level transducer - warranty
5. EarthCare hauled sludge
6. Cleaned filter beds
7. Doyle security - checked all alarms at facility and corrected all information

Millbrook WWTP

Precipitation Monthly Average Flow 12 Month rolling average flow Inaccurate Flow Meter



Building Department Report: August 2024

Building Permits Issued	8
Sign Permit	0
Certificate of Occupancy	0
Certificate of Compliance	5
Municipal Searches	3
Short Term Rental App	1
Fire Inspection (not STR)	0
Total Fees Collected	2322.42

Planning & Zoning

- Applicants before the PB: 16-18 Alden Place & Reardon Briggs
- Applicants before the ZBA: 12 Dineen
- Projects (PB) to be closed: 92 Maple & 36 Nine Partners

PB & ZBA Sec resigned. Mayor is working on a plan to fill the Sec vacancy.

Short Term Rentals (STR):

- 1 issued in August- 60 Front St

Treasurer’s Report: Bank Balances - August 2024

	Beginning Balance	Contributions	Withdrawals	Interest	Income Earned Fiscal YTD	Income Earned Calendar YTD	Month End Balance
TAX ACCOUNT	329,469.80	26,306.23	163,333.35	57.48	284.53	299.69	192,500.16
GENERAL FUND	93,839.89	248,396.92	293,334.59	11.20	30.45	150.27	48,913.42
WATER FUND	111,466.75	54,029.89	27,384.96	28.78	64.27	130.34	138,140.46
SEWER FUND	161,439.70	36,039.08	63,777.62	33.97	77.41	176.57	133,735.13
ACCOUNTS PAYABLE	5,181.00	394,478.93	384,516.54	0.00	0.00	0.00	15,143.39
BENNETT PUMP STATION	1,488.54	131,472.73	3,722.83	16.84	16.84	25.38	129,255.28
ESCROW (PLANNING & ZONING)	6,893.14	0.00	0.00	0.00	0.00	0.00	6,893.14
HNL TRUST	17,885.70	0.00	0.00	0.00	5.79	24.48	17,885.70
MEDICAL DEDUCTIBLE	26,499.24	0.00	0.00	0.00	0.00	0.00	26,499.24
MILLBROOK RESTORATION	10,598.09	0.00	10,598.09	1.09	5.37	16.54	1.09
PAYROLL ACCOUNT	11,718.71	40,356.86	40,311.30	0.00	0.00	0.00	11,764.27
POLICE VEHICLE FUND	1,728.24	0.00	0.00	0.00	0.00	0.00	1,728.24
RESERVE FOR FIRE TRUCK	1,681.53	0.00	0.00	0.30	0.85	2.26	1,681.83
RETAINING WALL	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WATER RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SEWER RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SIDEWALKS	45,968.80	14,500.00	59,998.18	6.41	12.81	14.95	477.03
TENNIS COURTS	302.89	0.00	0.00	0.07	0.19	0.51	302.96
THORNE TRUST	0.00	0.00	0.00	0.00	0.00	9.74	0.00
TREE REPLACEMENT PROGRAM	0.00	0.00	0.00	0.00	1.18	7.66	0.00
TRIBUTE GARDEN DONATIONS	14,868.48	0.00	0.00	3.36	9.36	17.53	14,871.84
TOTAL	584,697.31	945,580.64	1,046,977.46	159.50	509.05	875.92	739,793.18

Treasurer’s Report: NYCLASS Balances - August 2024

Average Monthly Yield: 5.16%

	Beginning Balance	Contributions	Withdrawals	Interest	Income Earned Fiscal YTD	Income Earned Calendar YTD	Month End Balance
RESERVE FOR FIRE TRUCK	371,776.13	0.00	0.00	1,628.41	4,793.88	11,619.91	373,404.54
TAX ACCOUNT	1,008,258.98	0.00	14,500.00	4,395.87	9,594.54	21,385.18	998,154.85
WATER FUND	10,347.18	0.00	0.00	45.34	134.66	355.30	10,392.52
SEWER FUND	50,637.36	0.00	0.00	221.80	658.98	4,065.50	50,859.16
FEMA	16,338.22	0.00	0.00	71.57	212.63	433.00	16,409.79
BENNETT PUMP STATION	234,006.25	0.00	0.00	1,024.97	3,045.29	6,494.28	235,031.22
TENNIS COURT RESERVE	50.76	0.00	0.00	0.26	13.86	51.02	51.02
TOTAL	1,691,414.88	0.00	14,500.00	7,388.22	18,453.84	44,404.19	1,684,303.10

Total Balances - August 2024

	BEGINNING BALANCE	CONTRIBUTIONS	WITHDRAWALS	INCOME EARNED	INCOME EARNED FISCAL YTD	INCOME EARNED CALENDAR YTD	MONTH END BALANCE
BANK OF MILLBROOK	584,697.31	945,580.64	1,046,977.46	159.50	509.05	875.92	739,793.18
NYCLASS	1,691,414.88	0.00	14,500.00	7,388.22	18,453.84	44,404.19	1,684,303.10
TOTAL	2,276,112.19	945,580.64	1,061,477.46	7,547.72	18,962.89	45,280.11	2,424,096.28

Clerk/Treasurer Highlights

- Rec’d DASNY Grants- \$ 131,472.73 (Bennett Pump Station)
 - Completed Financial Docs for WWTP Upgrade
 - Sent in Paperwork for Newmont Stock
- Sent in NYS Local Law for LL7 of 2024 (Moratorium)- accepted by the state
- Solicited 3 banks for PD Vehicle: Bank of Millbrook- 3.5%, Bank of Greene Co. – 5.19%, M&T- No Bid – **SIB Resolution**
 - Community Day Prep – 9.21.24 9am-3pm
- Re-Levy unpaid Wat.& Sew. Bills on TOW Tax Bills- working on resolution with Mayor

2024/2025 Taxes & TOW SBA

Taxes- Unpaid Parcels: 14
3rd Reminder notice to be mailed out end of Sept.
Nov 1st- unpaids are sent to the County
SBA- Unpaid TOW Bills: 4
(Can we re-levy on TOW Tax bill?)
3rd Notice to be mailed out end of Sept.

Public Hearing “Littering”

Local Law No 8 of 2024

RESOLUTION No. LL0082024.2

Intent to Declare Lead Agency and Determination of
Significance in accordance with the State Environmental
Quality Review Act (SEQRA) Local Law No. 8 of 2024
Amending Chapter 136 of the Village Code Entitled
“Littering” to Require Residential and Commercial Landlords
to Provide and Maintain Trash Receptacles Unlisted Action

Click link to view resolution

https://villageofmillbrookny.com/wp-content/uploads/2024/09/LL-8-of-2024_Enacting-Amending-Littering-Law_COMPLETE-with-SEQR.pdf

Regulations Regarding Operation of eBikes and eScooters

The following restrictions are from Chapter 71 Title 7 Article 34 of NYS Vehicle & Traffic Law



Operators of eBikes & eScooters:

- Must be at least 16 years of age
- Must wear a helmet if under 14 years of age
- Must ride in single file on roadways
- Can not ride on sidewalks or on roads with posted speed limits over 30mph
- Can not carry items that restrict the operator's ability to use both hands while riding
- Are responsible for ensuring passengers conform to NYS safety laws

Passengers of eBikes:

- Must be at least 1 year of age
- Must wear a helmet if under 14 years of age
- Must have a separate seat if under 5 years of age

Passengers are not allowed on eScooters

eBikes must:

- Not be operated above 20mph
- Have motors that disengage when the operator stops pedaling or applies brakes
- Be clearly labeled as Class 1 or 2 and specify the maximum speed (Class 3 is illegal in Millbrook)
- Must have front and rear lights after sunset

eScooters must:

- Not be operated above 15mph
- Have a label listing maximum speed, wattage, and allowed number of passengers
- Have handlebars and a floorboard or seat

Board of Trustee Updates

Mayor Tim Collopy

Deputy Mayor Patrick Murphy

Trustee Vicky Contino

Trustee Peter Doro

Trustee Mike Herzog





Next Board of Trustees Meeting:

Second September Meeting @ Village Hall
Wednesday, September 25, 2024 @ 6:00 pm

Monthly Business Meeting @ Firehouse
Wednesday, October 9, 2024 @ 6:00 pm

**MEETINGS ARE HELD AT THE
Millbrook Firehouse**

20 Front Street, Millbrook
(unless otherwise noted)

Streaming **LIVE** on [YouTube](#)
SUBSCRIBE NOW!

VILLAGE OF MILLBROOK, DUTCHESS COUNTY, NY
Resolution No: 2024-014 September 11, 2024

**Intent to Declare Lead Agency and Determination of Significance in accordance with the State
Environmental Quality Review Act (SEQRA)
Statutory Installment Bond to Finance Purchase of New Police Vehicle
Unlisted Action**

WHEREAS, the Village Board of Trustees (“Village Board”) has determined that it is necessary to purchase a 2023 Dodge Charger Police Vehicle and in order to finance the purchase it will be necessary to issue a \$52,000 Statutory Installment Bond (“the Project”); and,

WHEREAS, the action of approving new financing for the purchase of a 2023 Dodge Charger Police Vehicle by issuance of a Statutory Installment Bond is an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”); and,

WHEREAS, the Short Environmental Assessment Form (EAF) has been completed by the Village Board; now,

THEREFORE, BE IT RESOLVED:

1. The Village Board shall act as lead agency for the environmental review of the Project.
2. The Village Board finds that the Project will not have a significant adverse impact on the environment for reasons stated in the Notice of Determination of Non-Significance attached and made a part of this resolution and hereby issues a Negative Declaration.
3. The Village Mayor is hereby authorized and directed to sign Part 3 of the SEAF indicating thereon that an Environmental Impact Statement will not be prepared and cause the Notice of Determination of Non-Significance attached to be filed as required by law.
4. This resolution shall take effect immediately.

Motion offered by: Trustee Doro

Motion seconded by: Deputy Mayor Murphy

Mayor Collopy Aye

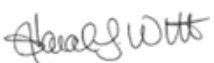
Trustee Herzog Aye

Trustee Contino Aye

Trustee Doro Aye

Trustee Murphy Aye

I certify that the above resolution adopted by the Village of Millbrook Village Board on September 11, 2024 is a true and correct transcript of the original now on file in this office.



Sarah Witt
Village of Millbrook Village Clerk

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

This notice is issued pursuant to part 617 of the implementing regulations pertaining to Article 8 of the Environmental Conservation Law (SEQR).

The Village of Millbrook Village Board, as lead agency, has determined that the proposed action described below **will not** have a significant adverse impact on the environment and that an Environmental Impact Statement will not be prepared.

DATE: September 11, 2024

NAME OF ACTION: Issuance of Statutory Installment Bond to Finance Purchase of 2023 Dodge Charger Police Vehicle

LOCATION: Village of Millbrook
Dutchess County

SEQR STATUS: Unlisted Action

LEAD AGENCY: Village of Millbrook Village Board

CONTACT PERSON: Tim Collopy, Village Mayor, Village of Millbrook

DESCRIPTION OF ACTION:

Financing Purchase of a 2023 Dodge Charger Police Vehicle: The Village Police Department is in need of a new Police Vehicle to be used in patrolling and responding to calls.

REASONS SUPPORTING THIS DETERMINATION:

The Village Board has reviewed the Short Environmental Assessment Form (SEAF) and the criteria contained in 6 NYCRR §617.7 and has determined that the Action will not have a significant adverse impact on the environment for the following reasons:

- A. As required by §617.7(a)(2), the Village Board has determined that an Environmental Impact Statement is not required because any identified adverse impacts on the environment will not be significant.
- B. As required by §617.7(b), the Village Board has:
 - 1. Considered the action as defined in subdivisions 617.2(b) and 617.3(g).
 - 2. Reviewed the SEAF, the criteria identified in 617.7(c) and other supporting information to identify relevant areas of environmental concern.
 - 3. Analyzed the identified relevant areas of environmental concern to determine whether the action will have a significant adverse impact.
 - 4. Set forth herein its written Finding of No Significant Environmental Impact.

- C. The Village Board has compared the impacts reasonably expected to result from the proposed action to the criteria listed in 617.7(c)(1) as indicators of significant adverse impacts:
1. Air quality, ground or surface water quality or quantity, traffic or noise levels, solid waste production, erosion potential, flooding, leaching or drainage problems;
 2. Removal or destruction of large quantities of vegetation or fauna, interference with migration fish or wildlife, impacts to special habitats, impacts to threatened or endangered species, or any other impacts to natural resources;
 3. Impairment of Critical Environmental Areas;
 4. Conflicts with currently adopted community plans and goals;
 5. Impairment of important historical, archeological, or aesthetic resources or community character;
 6. Major change in use or type of energy;
 7. Creation of a human health hazard;
 8. Substantial change in use or intensity of use of land including agricultural land, open space or recreational resources;
 9. Encouraging a population increase;
 10. Creation of a material demand for other actions resulting in above consequences;
 11. Changes in two or more elements of the environment that combined have a substantial adverse impact on the environment;
 12. Two or more related actions undertaken, funded or approved by an agency that combined have a significant effect on the environment.
- D. 617.7(c)(2) – For the purpose of determining significant adverse impacts on the environment of those factors listed above, the long-term, short-term, direct, indirect and cumulative impacts, including simultaneous or subsequent actions, to the extent reasonable, as included in any long-range plan for the action, any action that is a result of the reviewed action or is dependent on the action were reviewed.
- E. 617.7(c)(3) – The significance of any likely consequences was assessed in connection with the setting of the action, the likelihood of occurrence, duration, irreversibility, geographic scope, magnitude and the number of people affected as a consequence of the action.

Based on this review, the Village of Millbrook Village Board has determined that no significant adverse environmental impacts would result from this Action.

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.					
2. Does the proposed action require a permit, approval or funding from any other governmental Agency?				NO	YES
If Yes, list agency(s) name and permit or approval:					
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 or controlled by the applicant or project sponsor? _____ acres					
4. Check all land uses that occur on, adjoining and near the proposed action.					
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☐ Residential (suburban)					
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____					
☐ Parkland					

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____ _____	NO	YES	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation service(s) available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	NO	YES	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?	NO	YES	
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? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ 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	YES	
16. Is the project site located in the 100 year flood plain?	NO	YES	
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? ☐ NO ☐ YES b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES _____ _____	NO	YES	

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO 	YES
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 	YES
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 	YES
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: _____ Date: _____ Signature: _____		

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)

VILLAGE OF MILLBROOK, DUTCHESS COUNTY, NY
Resolution No: LL0082024.2
September 11, 2024

**Intent to Declare Lead Agency and Determination of Significance in accordance with the State
Environmental Quality Review Act (SEQRA) Local Law No. 8 of 2024 Amending Chapter 136 of
the Village Code Entitled “Littering” to Require
Residential and Commercial Landlords to Provide and Maintain Trash Receptacles
Unlisted Action**

WHEREAS, the Village of Millbrook Village Board (“Village Board”) has determined it is in the best interest of the Village to amend Chapter 136 of the Village Code entitled ‘Littering’ to require the owners of both residential and commercial rental properties in the Village to provide and maintain receptacles for commercial and household waste. (the “Project”); and **WHEREAS**, the action of amending the Chapter 136 of the Village Code to require the owners of both residential and commercial rental properties in the Village to provide and maintain receptacles for commercial and household waste (is an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”); and **WHEREAS**, the Short Environmental Assessment Form (SEAF) has been completed by the Village; and now,

THEREFORE, BE IT RESOLVED:

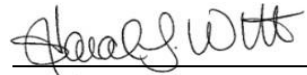
1. The Village Board shall act as lead agency for the environmental review of the Project as there are no other involved agencies.
2. The Village Board finds that the Project will not have a significant adverse impact on the environment for reasons stated in Part 3 of the SEAF and the attached determination of significance.
3. The Village Mayor is hereby authorized and directed to sign Part 3 of the SEAF indicating thereon that an Environmental Impact Statement will not be prepared and that a Negative Declaration is issued.
4. This resolution shall take effect immediately.

Motion offered by: Trustee Herzog

Motion seconded by: Trustee Doro

Village Mayor Tim Collopy:	Aye___X___	Nay___
Deputy Mayor Patrick Murphy:	Aye___X___	Nay___
Trustee Michael Herzog:	Aye___X___	Nay___
Trustee Vicky Contino:	Aye___X___	Nay___
Trustee: Peter Doro	Aye___X___	Nay___

I certify that the above resolution adopted by the Village of Millbrook Village Board on September 11, 2024 is a true and correct transcript of the original now on file in this office.



Sarah Witt
Village of Millbrook Village Clerk

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

This notice is issued pursuant to part 617 of the implementing regulations pertaining to Article 8 of the Environmental Conservation Law (SEQR).

The Village of Millbrook Village Board, as lead agency, has determined that the proposed action described below **will not** have a significant adverse effect on the environment and that an Environmental Impact Statement will not be prepared.

DATE: September 11, 2024

NAME OF ACTION: Local Law No. 8 of 2024 Amending Chapter 136 of the Village Code

LOCATION: Village of Millbrook
Dutchess County

SEQR STATUS: Unlisted Action

LEAD AGENCY: Village of Millbrook Village Board

CONTACT PERSON: Tim Collopy, Village Mayor, Village of Millbrook

DESCRIPTION OF ACTION:

Amending Chapter 136 of the Village Code Entitled “Littering” to require the owners of both residential and commercial rental properties in the Village to provide and maintain receptacles for commercial and household waste. (the “Project”).

REASONS SUPPORTING THIS DETERMINATION:

The Village Board has reviewed the Short Environmental Assessment Form (SEAF) and the criteria contained in 6 NYCRR §617.7 and has determined that the Action will not have a significant impact on the environment for the following reasons:

- A. As required by §617.7(a)(2), the Village Board has determined that an Environmental Impact Statement is not required because any identified adverse impacts on the environment will not be significant.
- B. As required by §617.7(b), the Village Board has:
 - 1. Considered the action as defined in subdivisions 617.2(b) and 617.3(g).
 - 2. Reviewed the SEAF, the criteria identified in 617.7(c) and other supporting information to identify relevant areas of environmental concern.
 - 3. Analyzed the identified relevant areas of environmental concern to determine whether the action will have a significant adverse impact.
 - 4. Set forth herein is its written Finding of No Significant Environmental Impact.

- C. The Village Board has compared the impacts reasonably expected to result from the proposed action to the criteria listed in 617.7(c)(1) as indicators of significant adverse impacts:
1. Air quality, ground or surface water quality or quantity, traffic or noise levels, solid waste production, erosion potential, flooding, leaching or drainage problems;
 2. Removal or destruction of large quantities of vegetation or fauna, interference with migration fish or wildlife, impacts to special habitats, impacts to threatened or endangered species, or any other impacts to natural resources;
 3. Impairment of Critical Environmental Areas;
 4. Conflicts with currently adopted community plans and goals;
 5. Impairment of important historical, archeological, or aesthetic resources or community character;
 6. Major change in use or type of energy;
 7. Creation of a human health hazard;
 8. Substantial change in use or intensity of use of land including agricultural land, open space or recreational resources;
 9. Encouraging a population increase;
 10. Creation of a material demand for other actions resulting in above consequences;
 11. Changes in two or more elements of the environment that combined have a substantial adverse impact on the environment;
 12. Two or more related actions undertaken, funded or approved by an agency that combined have a significant effect on the environment.
- D. 617.7(c)(2) – For the purpose of determining significant adverse impacts on the environment of those factors listed above, the long-term, short-term, direct, indirect and cumulative impacts, including simultaneous or subsequent actions, to the extent reasonable, as included in any long-range plan for the action, any action that is a result of the reviewed action or is dependent on the action were reviewed.
- E. 617.7(c)(3) – The significance of any likely consequences was assessed in connection with the setting of the action, the likelihood of occurrence, duration, irreversibility, geographic scope, magnitude and the number of people affected as a consequence of the action.

Based on this review, the Village of Millbrook Village Board has determined that no significant adverse environmental impacts would result from this Action.

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.				
2. Does the proposed action require a permit, approval or funding from any other governmental Agency?			NO	YES
If Yes, list agency(s) name and permit or approval:				
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 or controlled by the applicant or project sponsor? _____ acres				
4. Check all land uses that occur on, adjoining and near the proposed action.				
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☐ Residential (suburban)				
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____				
☐ Parkland				

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____ _____	NO	YES	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation service(s) available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	NO	YES	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?	NO	YES	
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? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ 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	YES	
16. Is the project site located in the 100 year flood plain?	NO	YES	
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? ☐ NO ☐ YES b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES _____ _____	NO	YES	

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO 	YES
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 	YES
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 	YES
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: _____ Date: _____ Signature: <u>Tim Callagy</u> _____		

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)

RESOLUTION No. LL0082024.3

**Enacting Local Law 8 of 2024 Amending Chapter 136 of the Village Code Entitled
“Littering” to Require Residential and Commercial Landlords to Provide and Maintain
Trash Receptacles**

At a meeting of the Village Board of Trustees of the Village of Millbrook (“Village Board”), held at the Village Fire House, 20 Front Street, Millbrook, New York on the 11th day of September, 2024, at 6:00 p.m., Village Mayor, Tim Collopy called the meeting to order, and Trustee Contino, seconded by Trustee Murphy, moved the following resolution, to enact the following local law, to be known as Local Law No. 8 of 2024, entitled “A Local Amending Chapter 136 of the Village Code Entitled ‘Littering’ to Require Residential and Commercial Landlords to Provide and Maintain Trash Receptacles” as follows:

WHEREAS, the following Local Law was introduced as Proposed Local Law No. 8 of 2024, by Resolution adopted at a regular meeting of the Village Board held on August 14, 2024; and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on September 11th, 2024, on Proposed Local Law No. 8 of 2024; and

WHEREAS, the enactment of this Local Law is an Unlisted Action pursuant to the New York State Environmental Quality Review Act (“SEQR”) and the Village Board has determined the enactment of this Local Law will have no adverse environmental impacts and issued a Negative Declaration pursuant to SEQR; and

WHEREAS, the proposed Local Law set forth below is incorporated herein as if recited verbatim, and the Village Board directs that said Local Law be recited in the minutes of this meeting as if it, in fact, had been read verbatim during the meeting; and

BE IT ENACTED by the Board of Trustees of the Village of Millbrook (“Village Board”) as follows:

Section 1. Legislative intent: The Village Board has determined it is necessary to require the owners of both residential and commercial rental properties in the Village to provide and maintain receptacles for commercial and household waste. The current version of Chapter 136 of the Village Code entitled “Littering” requires trash and litter be disposed of in receptacles but does not specifically require the owners of commercial or residential rental properties to provide and maintain receptacles on their property. Therefore, the Village Board finds it is in the best interest of the Village to amend Chapter 136 of the Village Code to include a new Sub-Section of Section 136-2 requiring the owners of commercial and residential rental properties of provide and maintain receptacles for their tenants to contain trash and litter.

Section 2. **Chapter 136** of the Village Code entitled “Littering” is hereby amended by repealing the existing Section 136-2 “Prohibited acts” in its entirety and replacing it with the following language.

“136-2 Prohibited acts.

- A. No person shall sweep, throw, cast, drop, put or place or, having accidentally dropped, fail to pick up any bag, bottle, bottle cap, box, container, garbage, paper, piece of paper, wrapper or any other trash or litter, in or upon private property, or in or upon any public street, place, park or building, except in receptacles provided for such purposes or in lawfully established dumping grounds, or to permit any person under his or her control or employ to do the same.
- B. No owner of real property in the Village, his or her agent, occupant or other person who controls a building with a commercial tenant and/or two or more residential tenants shall fail to provide and maintain receptacles in that building or on that property for the exclusive use by the tenants for their commercial or household waste and recyclables. The receptacles must be of sufficient size and number to contain household or commercial waste, as appropriate, and recyclables accumulated between regular trash collection service or removal by that property owner or their agent. The receptacles shall be made of plastic or metal and have a lid which closes securely so the waste can be completely contained within the receptacle and cannot be accessed by wild animals or vermin. No owner of real property, his or her agent, occupant or other person who controls that building shall fail to schedule regular trash collection and removal of the commercial and household waste and recyclables generated by their respective tenants. Nothing herein shall prohibit the owner of real property upon which a rental building exists from charging its tenants for this service, subject to the lease agreement and New York State law.

Section 3. **Severability.** Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section 4. All other ordinances or local laws of the Village of Millbrook which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law full force and effect during its effective period.

Section 5. Numbering for codification. It is the intention of the Village of Millbrook Board of Trustees and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Village of Millbrook; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 6. This Local Law shall take effect as of the date of filing with the New York Secretary of State.

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

Mayor Collopy	Aye
Trustee Herzog	Aye
Trustee Contino	Aye
Trustee Doro	Aye
Trustee Murphy	Aye

DATED: Millbrook, New York
September 11, 2024



SARAH J. WITT, VILLAGE CLERK
Village of Millbrook

NARRATIVE TO BE ATTACHED TO EAF FOR LOCAL LAW AMENDING
Chapter 136 of the Village Code Entitled “Littering” to Require
Residential and Commercial Landlords to Provide and Maintain Trash Receptacles

The intent of this Local Law is to amend Chapter 136 of the Village Code Entitled “Littering” to require the owners of both residential and commercial rental properties in the Village to provide and maintain receptacles for commercial and household waste. This amendment will is not intended to allow or create any new use of property in the Village. Rather, it is intended to impose regulations on this disposal of household and commercial waste.

This local law is not expected to have any adverse impact on the environmental resources of the Village.