

77 Main Street  
Post Office Box 369  
Warwick, NY 10990  
www.villageofwarwick.org



**VILLAGE OF WARWICK**  
INCORPORATED 1867

(845) 986-2031  
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mayor@villageofwarwick.org  
clerk@villageofwarwick.org

## **Village of Warwick Village Board Meeting – November 2, 2020**

Pursuant to Governor Cuomo’s Executive Order 202.1, Village of Warwick meetings will be conducted virtually through Zoom Videoconference until further notice.

### **To View the Meeting:**

**FACEBOOK LIVE** - The public may view the meeting live by going to the Village of Warwick’s Facebook page: <https://www.facebook.com/VillageofWarwick>

**VILLAGE’S WEBSITE** – The public may view the meeting a day or so after its completion by going to the village’s website: [www.villageofwarwick.org](http://www.villageofwarwick.org)

### **To Comment - During Privilege of the Floor Only:**

**FACEBOOK LIVE** – Comments may be made during the Village Board Meeting through Facebook Live within privilege of the floor by going to the Village of Warwick’s Facebook page: <https://www.facebook.com/VillageofWarwick>

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
November 2, 2020  
AGENDA**

**Call to Order  
Pledge of Allegiance  
Roll Call**

1. Introduction by Mayor Newhard.
2. **Public Hearing on proposed Local Law No. 3 of the Year 2020 entitled: “A local law to repeal and re-enact Village Code Chapter 135, ‘Vehicles and Traffic’ to add certain traffic safety regulations and provisions for traffic control devices.”**
3. Acceptance of Minutes: October 5, 2020, October 15, 2020, and October 19, 2020.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_

Trustee McManus \_\_\_ Mayor Newhard \_\_\_

4. Authorization to Pay all Approved and Audited Claims # \_\_\_\_\_ –  
\_\_\_\_\_ in the amount of \$ \_\_\_\_\_.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_

Trustee McManus \_\_\_ Mayor Newhard \_\_\_

**Correspondence**

1. Letter from Law Office of Blustein, Shapiro, Rich & Barone, LLP dated October 26, 2020 regarding Village View Estates – Petition for Annexation and Application for Special use Permit.

**Discussion**

1. Handicap Parking Fines.
2. Electric Vehicle Charging Station Connection Fee & Parking Fines.

- Warwick Meadows, Phase IV, Proposed Residential Development – Notice to Designate a SEQRA Lead Agency.

\*The SEQRA Narrative and Expanded EAF, including the Site Plan can be found on the Village’s website: <https://villageofwarwick.org/2020/09/warwick-commons-planning-board-submittals/>

**Privilege of the Floor**

(Please limit your comments to **five (5)** minutes. If reading a document, please submit a copy to the Clerk. Please note all remarks must be addressed to the Board as a body and not to individual Board members. Please state your name clearly before speaking). These rules are taken from the Handbook for Village Officials – New York State Conference of Mayors and Municipal Officials.

**Motions**

**Trustee Cheney’s Motions:**

- MOTION** to return the Planning Board escrow balance of \$222.50 to 18 Railroad Ave. LLC in connection with 18 Railroad Avenue/Grappa Restaurant. All invoices have been paid as per Planning Board Attorney, Rob Dickover and Village Engineer, Dave Getz.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_  
Trustee McManus \_\_\_ Mayor Newhard \_\_\_

**Trustee Lindberg’s Motions:**

- MOTION** to close the Public Hearing on proposed Local Law No. 3 of the Year 2020 entitled: “A local law to repeal and re-enact Village Code Chapter 135, ‘Vehicles and Traffic’ to add certain traffic safety regulations and provisions for traffic control devices.”

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_  
Trustee McManus \_\_\_ Mayor Newhard \_\_\_

- MOTION** to accept the budget modification as per the Village Treasurer's letter dated October 28, 2020.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_

Trustee McManus \_\_\_ Mayor Newhard \_\_\_

4. **MOTION** to grant permission to Fit Body Boot Camp to extend the dates of their facility use permit to use the pavilion and the surrounding grassy area in Memorial Park for outdoor fitness classes through November 30, 2020, with sessions Monday - Friday from 5:00 a.m. to 10:00 a.m. & 4:00 p.m. to 5:30 p.m. and sessions on Saturdays and Sundays from 7:00 a.m. to 8:30 a.m. pending Governor Cuomo's Executive Orders, NYS Regional Phased Reopening Plan, and the NYS Department of Health. Completed park permit, proper insurance, and security deposit have previously been received as part of the original application approved on July 20, 2020.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_

Trustee McManus \_\_\_ Mayor Newhard \_\_\_

**Trustee Bachman's Motions:**

5. **MOTION** to implement free parking in the Village of Warwick for the period of November 22, 2020 through January 1, 2021, per the request of the Warwick Valley Chamber of Commerce. The Warwick Valley Chamber of Commerce is allowed to decorate the parking meters with the agreement and coordination of the DPW.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_

Trustee McManus \_\_\_ Mayor Newhard \_\_\_

**Final Comments from the Board**

**Executive Session (if applicable)**

**Adjournment**

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**VILLAGE OF WARWICK**  
INCORPORATED 1867

**LEGAL NOTICE**

**PLEASE TAKE NOTICE** that the Village Board of the Village of Warwick will hold a public hearing on the 2<sup>nd</sup> day of November 2020, at 7:30 o'clock p.m., at Village Hall, 77 Main Street, Warwick, New York 10990, on a proposed Local Law No. 3 of the Year 2020 entitled: "A local law to repeal and re-enact Village Code Chapter 135, 'Vehicles and Traffic' to add certain traffic safety regulations and provisions for traffic control devices."

The purpose of this local law is to promote public health, safety, and welfare by repealing and re-enacting Village Code Chapter 135, 'Vehicles and Traffic' to add certain traffic safety regulations and provisions for traffic control devices."

A copy of the proposed local law is on file in the office of the Village Clerk and available for inspection by interested persons during Village Clerk's business hours.

Pursuant to Governor Cuomo's Executive Order 202.1, the public hearing will be conducted in the following manner: Members of the Village Board will attend the meeting via Zoom videoconference. The public hearing may be viewed live on the Village's Facebook page at <https://www.facebook.com/VillageofWarwick>. Interested parties may submit comments to be received by 4:00 p.m. on November 2, 2020 via mail; Attn: Village Clerk, 77 Main Street, Warwick, NY, 10990 or via email; [clerk@villageofwarwick.org](mailto:clerk@villageofwarwick.org). Comments may also be made through Facebook Live during the public hearing by going to the Village of Warwick's Facebook page: <https://www.facebook.com/VillageofWarwick>

**BY ORDER OF THE BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
RAINA ABRAMSON, VILLAGE CLERK**

**Dated: October 21, 2020**

**VILLAGE OF WARWICK  
LOCAL LAW NO. \_\_ OF THE YEAR 2020**

A local law to repeal and re-enact Village Code Chapter 135, "Vehicles and Traffic" to add certain traffic safety regulations and provisions for traffic control devices.

Section 1. Purpose:

The purpose of this local law is to promote the public health, safety and welfare by repealing and re-enacting Village Code Chapter 135, "Vehicles and Traffic" to add certain traffic safety regulations and provisions for traffic control devices.

Section 2. Amendment Of Village Code:

Village Code Chapter 135, "Vehicles and Traffic", is hereby repealed and re-enacted to read as follows:

**Article I  
General Provisions**

**§ 135-1 Definitions of words and phrases.**

- A. The words and phrases used in this chapter shall, for the purposes of this chapter, have the meanings respectively ascribed to them by Article 1 of the Vehicle and Traffic Law of the State of New York.
- B. The following words and phrases, which are not defined by Article 1 of the Vehicle and Traffic Law of the State of New York, shall have the meanings respectively ascribed to them in this section for the purposes of this chapter:

**CURBLINE**

The prolongation of the lateral line of a curb or, in the absence of a curb, the lateral boundary line of the roadway.

**HOLIDAYS**

New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day and any other bank holiday shall be considered "holidays."

**OFFICIAL TIME STANDARD**

Whenever certain hours are named herein or on traffic control devices, they shall mean the time standard which is in current use in this state.

**PARKING METERS**

Any mechanical device or meter not inconsistent with this chapter placed or erected for the regulation of parking by authority of this chapter.

**PARKING METER SPACE**

The space alongside the curb in which a vehicle shall be properly parked, which shall be indicated clearly by painted lines or otherwise, and adjacent to which a parking meter is installed within four feet of the front line of said space.

**PARKING METER ZONE**

A designated location upon or within which the parking of vehicles is regulated by parking meters.

**PUBLIC PARKING LOT**

A plot or parcel of land or building owned and/or leased by the Village, not including highways, upon or within which the parking of vehicles is regulated by signs and/or parking meters.

**VILLAGE**

The Village of Warwick, New York.

**§ 135-2 Authority to install traffic control devices.**

The Village shall install and maintain traffic control devices when and as required under the provisions of this chapter, to make effective the provisions of this chapter, and may install and maintain such additional traffic control devices as may be deemed necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York, subject to the provisions of Sections 1682 and 1684 of that law.

**§ 135-2.1 Obeying traffic control devices.  
[Added 1-13-1986 by L.L. No. 2-1986]**

Every person shall obey the instruction of any official traffic control device applicable to him, placed in accordance with the provisions of this chapter, unless otherwise directed by a traffic or police officer, subject to the exceptions granted the driver of an authorized emergency vehicle.

**§ 135-2.2 Vehicles entering stop or yield intersections.  
[Added 1-13-1986 by L.L. No. 2-1986]**

- A. Except when directed to proceed by a police officer, every driver of a vehicle approaching a stop sign shall stop as required by § 135-11 and after having stopped shall yield the right-of-way to any vehicle which has entered the intersection from another highway or which is approaching so closely on said highway as to constitute an immediate hazard during the time when such driver is moving across or within the intersection.
- B. The driver of a vehicle approaching a yield sign shall, in obedience to such sign, slow down to a speed reasonable for existing conditions or shall stop if necessary as provided in § 135-11 and shall

yield the right-of-way to any pedestrian legally crossing the roadway on which he is driving, and to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time such driver is moving across or within the intersection; provided, however, that if such driver is involved in a collision with a pedestrian in a crosswalk or a vehicle in the intersection after driving past a yield sign without stopping, such collision shall be deemed prima facie evidence of his failure to yield right-of-way.

§ 135-3 **Delegation of powers to regulate traffic.**  
(Reserved)

**Article II**  
**Traffic and Pedestrian Control Signals**

§ 135-4 **Installation, maintenance and operation of traffic control signals.**

Traffic control signals shall be installed and maintained and operated as follows:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>At Intersection with</b>
Main Street [Added 9-10- by L.L. No. 5-1979]	North and south	West Street
West Street [Added 9-10- by L.L. No. 5-1979]	East	Main Street
Galloway Road	West	Oakland Avenue
Oakland Avenue	North and South	Galloway Road
Galloway Road	East and West	South Street
South Street	North and South	Galloway Road
Maple Avenue	North and South	Colonial Avenue
Colonial Avenue	West	Maple Avenue

§ 135-4.1 **Installation, maintenance and operation of pedestrian control signals.**  
[Added 9-10-1979 by L.L. No. 5-1979]

Pedestrian control signals shall be installed and maintained and operated as follows:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>At Intersection with</b>
Main Street	East and west	West Street
West Street	North and south	Main Street

Article III  
**One-Way Roadways**

§ 135-5 **One-way roadways designated.**

The following streets or parts of streets are hereby designated as one-way streets, and vehicles shall proceed only in the direction indicated within the limits designated below:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Limits</b>
Bank Street	East	From Main Street to the bridge over Wawayanda Creek
Church Street [ <b>Amended 10-10-77 by L.L. No. 8-1977</b> ]	East	From Forester Avenue to Main Street
First Street	West	From Oakland Avenue to South Street
High Street [ <b>Amended 10-10-77 by L.L. No. 8-1977</b> ]	West	From Main Street to Forester Avenue
McEwen Street	West	From Main Street to Spring Street
North driveway of post office parking lot	West	Entire length
Park Avenue [ <b>Added 11-4-02 by L.L. No. 11-2002</b> ]	North	From Galloway Road to Burt Street
Second Street	West	From South Street to Oakland Avenue
South driveway of post office parking lot	East	Entire length
Welling Place [ <b>Added 5-9-1977 by L.L. No. 4-1977</b> ]	West	From Main Street to Spring Street
Coe Circle	West	Begin and end at Cowdry Street
Mistucky Circle	West	From Cowdry Street to Cornbury Street
Sly Street	South	From Long House Road to Cropsey Street
Swift Street	North	From Sly Street to Long House Road

Article IV  
**Pedestrian Crossings**

**§ 135-6 Pedestrian crossings prohibited in certain locations.**

On Village Streets upon which cross-walks have been demarked, pedestrian crossings of such streets at the intersection or location at which such crosswalks are located and/or prior to the next intersection on the street are prohibited except within the crosswalks.

Article V  
**Turning Movements**

**§ 135-7 Left turns prohibited at certain locations.**

The left turning of vehicles is hereby prohibited as follows:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>	<b>Time Limits</b>
Main Street [Added 2-8-1 by L.L. No. 2-1988; repealed 2-19-2002 by L.L. No. 2-2002]			
North driveway of post office parking lot	West	Main Street	All times
South Street [Added 2-19-2002 by L.L. No. 2-2002]	North	Main Street	All times
Welling Place [Repealed 1977 by L.L. No. 4-1977]			

**§ 135-8 Right turns only permitted at certain locations.<sup>1</sup>**  
**[Added 11-2-2015 by L.L. No. 13-2015]**

Right turns only are permitted at the following locations:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>	<b>Time Limits</b>
Wheeler Avenue	South	Main Street	All times

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<sup>1</sup> Editor's Note: Former § 135-8, Right turns only permitted at certain locations, as amended, was repealed 10-6-014 by L.L. No.3-2014.

South Street                      North                                      Main Street                                      All times  
 Intersection

**§ 135-9 U-turns prohibited at certain locations.**

The turning of vehicles so as to proceed in the opposite direction is hereby prohibited at the following locations:

<b>Name of Street</b>	<b>Times Limits</b>	<b>Location</b>
Main Street	All times	From the intersection thereof with West Street to the intersection thereof with Maple and Colchester Avenues
Main Street	All times	At its intersection with West Street

**§ 135-10 All turns prohibited at certain locations.**

The turning of vehicles is hereby prohibited at the following locations:

<b>Name of Street</b>	<b>Times Limits</b>	<b>Location</b>
		(Reserved)

**Article VI  
 Stop and Yield Intersections**

**§ 135-11 Through highways designated; stop and yield signs.**

A. The following highways are designated as through highways, and traffic control devices shall be erected on the following entrances thereto:

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Barbara Drive	Grove Street	East	Stop sign
Brady Road [Added 6-9-1986 by L.L. No. 4-1986]	Country Lane	East	Stop sign
Campbell Road	Welling Avenue	South	Stop sign
Clinton Avenue	Linden Place	East	Stop sign
Colonial Avenue	Forester Avenue	North	Stop sign
Cornbury Street	Mistucky Circle	West	Stop sign
Country Lane [Added 6-9-1986 by L.L. No. 4-1986]	Barbara Place	North	Stop sign

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Country Lane [ <b>Added 6-9-1986 by L.L. No. 4-1986</b> ]	Ivy Place	South	Stop sign
Country Lane [ <b>Added 10-14-1986 by L.L. No. 7-1986</b> ]	Robert Drive	South	Stop sign
Country Lane [ <b>Added 6-9-1986 by L.L. No. 4-1986</b> ]	Robert Drive Extension	North	Stop sign
Cowdry Street	Cornbury Street	North	Stop sign
Cowdry Street	Cornbury Street	South	Stop sign
Crescent Avenue	All entrances except Grand Street	Both	Stop sign
Crescent Avenue	Dogwood Lane	East	Stop sign
Crescent Avenue	Woodside Drive	West	Stop sign
Cropsey Street	Clubhouse Street <sup>2</sup>	North	Stop sign
Cropsey Street	Sly Street	South	Stop sign
Factory Street	John Street	South	Stop sign
Fairview Avenue	Fairview Avenue	East	Stop sign
Fairview Avenue	Fairview Drive	West	Stop sign
Forester Avenue [ <b>Amended 7-21-2004 by L.L. No. 8-2004</b> ]	Burt Street	Northbound	Stop sign
Forester Avenue [ <b>Amended 12-12-1977 by L.L. No. 9-1977</b> ]	High Street	West	Stop sign
Forester Avenue [ <b>Added 7-21-2004 by L.L. No. 8-2004</b> ]	McFarland Drive	Southbound	Stop sign
Forester Avenue	Memorial Park		Stop sign
Forester Avenue	Park Lane	East	Stop sign
Galloway Road	Clinton Avenue	South	Stop sign
Galloway Road	Forester Avenue	South	Stop sign
Galloway Road	Galloway Heights	North	Stop sign
Galloway Road	Hawthorne Avenue	North	Stop sign
Galloway Road	Lawrence Avenue	South	Stop sign
Galloway Road	Overlook Drive	North	Stop sign
Galloway Road	Park Avenue	South	Stop sign

<sup>2</sup> Street not named on Tax Map.

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Grand Street	Cherry Street	North	Stop sign
Grand Street	Crescent Avenue	South	Stop sign
Grand Street	Fairview Avenue	North	Stop sign
Grand Street	Van Duzer Place	South	Stop sign
Grand Street	Woodside Drive	South	Stop sign
Hawthorne Avenue	Gordon Terrace	West	Stop sign
Highland Avenue	Overlook Drive	West	Stop sign
<b>Highland Avenue [Amended 6-6-2005 by L.L. No. 4-2005]</b>			
Highland Avenue	Warwick Gardens Drive	South	Stop sign
Howe Street	Factory Street	East	Stop sign
Howe Street	Factory Street	West	Stop sign
Hudson Street	Aske Street	South	Stop sign
Hudson Street	Bridge Street	South	Stop sign
Hudson Street	Clubhouse Street <sup>3</sup>	South	Stop sign
Hudson Street	Cropsey Street	South	Stop sign
Locust Street	Elizabeth Street	South	Stop sign
Locust Street	Valley View Road	West	Stop sign
	North		
Locust Street	Valley View Road	West	Stop sign
	South		
Locust Street	Woodside Drive	North	Stop sign
Long House Road	Swift Street	North	Stop sign
Main Street	Church Street	East	Stop Sign
<b>Main Street [Amended 12-12-1977 by L.L. No. 9-1977]</b>			
Main Street	CVS parking lot	West	Stop sign
Main Street	North driveway of post office parking lot	West	Stop sign
Main Street	South Street	North	Yield sign
Main Street	Welling Place	West	Stop sign
Main Street	Wheeler Avenue	East	Stop sign
Maple Avenue	Dunning Road	East	Stop sign

<sup>3</sup> Street not named on Tax Map.

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Maple Avenue	Grand Street	East	Stop sign
Maple Avenue	Locust Street	East	Stop sign
Maple Avenue	Pinecrest	East	Stop sign
Maple Avenue	Robin Brae	West	Stop sign
Maple Avenue	Van Duzer Place	East	Stop sign
McEwen Street	North Street	North	Stop sign
McEwen Street [Repealed 6-13-1977 by L.L. No. 7-1977]			
McEwen Street [Repealed 6-13-1977 by L.L. No. 7-1977]			
McEwen Street [Added 9-9-1985 by L.L. No. 3-1985]	Spring Street	North	Stop sign
McEwen Street [Added 9-9-1985 by L.L. No. 3-1985]	Spring Street	South	Stop sign
McEwen Street	Wheeler Avenue	East	Stop sign
McEwen Street	Wheeler Avenue	West	Stop sign
McFarland Drive	Cropsey Street	West	Stop sign
McFarland Drive	Hudson Street	West	Stop sign
McFarland Drive	White Oak Street	West	Stop sign
New York State Route 17A [Added 9-9-1985 by L.L. No. 3-1985]	Homestead Village	North	Stop sign
North Street	Cottage Street	West	Stop sign
Oakland Avenue	Campbell Road	East	Stop sign
Oakland Avenue	Linden Place	West	Stop sign
Oakland Avenue	Oakland Court	East	Stop sign
Oakland Avenue	Orchard Street	East	Stop sign
Oakland Avenue	Railroad Avenue	West	Stop sign
Oakland Avenue	Second Street	West	Stop sign
Oakland Avenue	Third Street	West	Stop sign
Orchard Street	Elm Street	South	Stop sign
Orchard Street	Hamilton Avenue	North	Stop sign
Orchard Street	Welling Avenue	North	Stop sign
Overlook Drive	Galloway Heights	East	Stop sign
Overlook Drive	Warwick Gardens Drive	North	Stop sign

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Park Avenue [Added 8-13-1984 by L.L. No. 3-1984]	Burt Street	East	Stop sign
Park Avenue [Added 8-13-1984 by L.L. No. 3-1984]	Burt Street	West	Stop sign
Park Avenue	Parkway	North	Stop sign
Pond Hill Avenue	Marie Place	East	Stop sign
Pond Hill Avenue	North Lynn Street	West	Stop sign
Pond Hill Avenue	South Lynn Street	West	Stop sign
Robert Drive [Amended 6-9-1986 by L.L. No. 4-1986]	Barbara Drive	East	Stop sign
Robert Drive [Amended 6-9-1986 by L.L. No. 4-1986]	Ivy Place	East	Stop sign
Southern Lane	Grove Street	West	Stop sign
Southern Lane	Robert Drive	West	Stop sign
South Street	Bank Street	East	Stop sign
South Street	Belmar Court	East	Stop sign
South Street	Clinton Avenue	East	Stop sign
South Street	First Street	East	Stop sign
South Street	Lawrence Avenue	East	Stop sign
South Street	Parkway	West	Stop sign
South Street	Railroad Avenue	East	Stop sign
South Street	Smith Street	West	Stop sign
South Street	Third Street	East	Stop sign
South Street Extension	Ball Road	North	Stop sign
South Street Extension	Carroll Drive	East	Stop sign
South Street Extension	Galloway Heights	West	Stop sign
Spring Street [Added 6-13-1977 by L.L. No. 7-1977]	McEwen Street	East	Stop sign
Spring Street [Added 6-13-1977 by L.L. No. 7-1977]	McEwen Street	West	Stop sign

<b>Name of Through Highway</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Type of Traffic Control Device</b>
Spring Street [Added 5-9-1977 by L.L. No. 4-1977]	Welling Place	West	Stop sign
Third Street	Belmar Court	North	Stop sign
Village Green Court [Added 12-16-1996 by L.L. No. 2-1996]	Homestead Village Drive	South	Stop sign
Warwick Gardens Drive [Added 6-6-2005 by L.L. No. 4-2005]	Highland Avenue (294.6 feet from the curbline of Warwick Gardens Drive)	East	Yield sign
Warwick Gardens Drive	Highland Avenue	West	Stop sign
Welling Avenue	Oakland Court	West	Stop sign
West Street	Division Street	North	Stop sign
West Street	Elm Street	North	Stop sign
West Street	Howe Street	North	Stop sign
West Street	John Street	North	Stop sign
West Street	North Street	South	Stop sign
West Street	Pond Hill Road	South	Stop sign
West Street	Spring Street	South	Stop sign
West Street	Van Buren Street	North	Stop sign
West Street	Wheeler Avenue	South	Stop sign
Wheeler Avenue	Cherry Street	South	Stop sign
Wheeler Avenue	Cottage Street	East	Stop sign
Wheeler Avenue	McEwen Street	East	Stop sign
Wheeler Avenue	McEwen Street	West	Stop sign
Wheeler Avenue	Poplar Street	South	Stop sign
Wheeler Avenue	Spring Street	North	Stop sign
White Oak	Bridges Street	North	Stop sign
White Oak	Swift Street	North	Stop sign

**B. Stop signs and yield signs. [Added 1-13-1986 by L.L. No. 2-1986]**

(1) Except when directed to proceed by a police officer, every driver of a vehicle approaching a stop sign shall stop at a clearly marked stop line, but, if there is none, then shall stop before entering the crosswalk on the near side of the intersection or, in the event that there is no crosswalk, at the point nearest the intersecting roadway, where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection, and the right to proceed shall be subject to the provisions of § 135-2.2.

(2) The driver of a vehicle approaching a yield sign, if required for safety to stop, shall stop at a clearly marked stop line, but, if there is none, then shall stop before entering the crosswalk on the near side of the intersection or, in the event that there is no crosswalk, at the point nearest the intersecting roadway, where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection, and the right to proceed shall be subject to the provisions of § 135-2.2.

**§ 135-12 Stop intersections designated.**

The following highway intersections are hereby designated as stop intersections, and stop signs shall be erected as follows:

<b>Stop Sign on</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Aske Street	Both	Cropsey Street
Aske Street	North	Long House Road
Bridges Street	Both	Cropsey Street
Burt Street [Added 2-23-1993 by L.L. No. 1-1993]	Both	Park Avenue
Cherry Street [Added 8-18-1997 by L.L. No. 4-1997]	South	Wheeler Avenue
Crescent Avenue [Added 5-4-2009 by L.L. No. 3-2009]	Both	Grand Street and Liberty Court
Coe Circle	North	Cowdrey Street
Cowdrey Street	Both	Longhouse Road
Cropsey Street	Both	Aske Street
Cropsey Street	Both	Bridges Street
Cropsey Street	West	Sly Street
Factory Street [Added 7-2-2007 by L.L. No. 5-2007]	Both	Howe Street
Grand Street [Added 5-4-2009 by L.L. No. 3-2009]	Both	Crescent Avenue and Liberty Court
Grove Street [Added 1-6-2014 by L.L. No. 1-2014]	West	Southern Lane and Grove Street
Homestead Village Drive [Added 6-21-1999 by L.L. No. 2-1999]	Both	Candlestick Court (north end)

<b>Stop Sign on</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Homestead Village Drive [Added 7-19-1999 by L.L. No. 3-1999]	Both	Olde Wagon Road
Homestead Village Drive [Added 6-21-1999 by L.L. No. 2-1999]	Both	The Rise
Howe Street [Added 7-2-2007 by L.L. No. 5-2007]	Both	Factory Street
Hudson Street	East	Longhouse Road
Liberty Court [Added 5-4-2009 by L.L. No. 3-2009]	Both	Grand Street and Crescent Avenue
Locust Street [Added 7-16-2007 by L.L. No. 6-2007]	Both	Woodside Drive
Long House Road	Both	Hudson Street
Long House Road	South	Cowdrey Street
Long House Road	West	Aske Street
McFarland Road	North	Hudson Street
Orchard Street [Added 5-20-2013 by L.L. No. 1-2013]	East	Welling Avenue
Orchard Street [Added 5-20-2013 by L.L. No. 1-2013]	West	Elm Street
Park Avenue [Added 2-23-1993 by L.L. No. 1-1993]	Both	Burt Street
Southern Lane [Added 1-6-2014 by L.L. No. 1-2014]	Both	Southern Lane and Grove Street
South Street [Added 2-20-2007 by L.L. No. 1-2007]	Both	Third Street and Park Way
Spring Street [Added 8-18-1997 by L.L. No. 4-1997]	North	Wheeler Avenue
Wheeler Avenue [Added 8-18-1997 by L.L. No. 4-1997]	Both	Cherry Street

<b>Stop Sign on</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Wheeler Avenue [Added 8-18-1997 by L.L. No. 4-1997]	Both	Spring Street

**§ 135-13 Yield intersections designated.**

The following locations are hereby designated as yield intersections, and yield signs shall be erected as follows:

<b>Yield Sign on</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Galloway Road [Repealed 9-13-1976 by L.L. No. 10-1976]		
South Street [Repealed 1-14-1991 by L.L. No. 1-1991]		
Woodside Drive	North	Crescent Avenue

**Article VII  
Speed Regulations**

**§ 135-14 Maximum speed limits designated.  
[Last amended 7-6-2015 by L.L. No. 6-2015]<sup>4</sup>**

Twenty-five miles per hour is hereby established as the maximum speed at which vehicles may proceed on or along highways within the corporate limits of the Village, except on the following highways:

- A. Thirty-five miles per hour is hereby established as the maximum speed at which vehicles may proceed within the corporate limits of the Village along the following highways:
  - (1) Routes 17A and 94, Maple Avenue, between its intersection with Van Duzer Place and the Northerly Village line.
- B. Twenty miles per hour is hereby established as the maximum speed at which vehicles may proceed within the Village of Warwick along the following highways:
  - (1) Burt Street, for its entire length.

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<sup>4</sup> Editor's Note: Subsequent amendments noted where applicable.

- (2) Burt Street, adjacent to the Park Avenue Elementary School, between a point 300 feet east of the east building line of said school and a point 300 feet west of the west building line of said school.
  - (3) Forester Avenue, from its intersection with Galloway Road to a point 1,540 feet north thereof.
  - (4) Forester Avenue, adjacent to the Park Avenue Elementary School, between a point 300 feet north of the north building line of said school and a point 300 feet south of the south building line of said school.
  - (5) Galloway Road, adjacent to the Park Avenue Elementary School, between a point 300 feet east of the east building line of said school and a point 300 feet west of the west building line of said school, a total distance of 750 feet, between the hours of 7:00 a.m. and 6:00 p.m. on days school is in session.
  - (6) Park Avenue, adjacent to the Park Avenue Elementary School, between a point 300 feet north of the north building line of said school and a point 300 feet south of the south building line of said school.
- C. Thirty miles per hour is hereby established as the maximum speed at which vehicles may proceed within the Village of Warwick along the following highways:
- (1) Colonial Avenue, for its entire length.
  - (2) Galloway Road, for its entire length<sup>5</sup>.
  - (3) Maple Avenue from Van Duzer Place south to Main Street.
  - (4) Main Street, for its entire length.
  - (5) Oakland Avenue, for its entire length.

## Article VIII Parking, Standing and Stopping

### § 135-15 Application of article. [Amended 6-6-2016 by L.L. No. 17-2016]

The provisions of this article shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device or to momentarily pick up or discharge passengers in front of a public or private driveway.

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<sup>5</sup> Editor's Note: See also Subsection B(5).

**§ 135-16 All-night parking; South Street Parking Lot daytime limitation.**

**[Amended 2-7-2000 by L.L. No. 3-2000; 5-21-2001 by L.L. No. 3-2001; 3-19-2007 by L.L. No. 3-2007]**

- A. The parking of vehicles is hereby prohibited on all highways within the Village between the hours of 2:00 a.m. and 6:00 a.m. from November 1 until April 1 of the following year.
- B. Parking between the hours of 2:00 a.m. and 6:00 a.m. shall be permitted on all highways within the Village unless otherwise prohibited within this article during the time period from April 1 until November 1.
- C. There shall be no parking allowed in the South Street Parking Lot between the hours of 6:00 a.m. until 3:00 p.m. on Sunday from May 1 until November 30 of each year. Any car located in the South Street Parking Lot during those prohibited times will be towed at the owner's expense, as well as subject the owner to a violation of local law, punishable in accordance, with fine provisions of Village of Warwick Schedule of Fees. **[Added 10-3-2011 by L.L. No. 3-2011]**

**§ 135-17 Parallel parking required.**

Except where angle parking is authorized, every vehicle stopped, standing or parked upon a highway shall be so stopped, standing or parked parallel to the edge of the roadway headed in the direction of lawful traffic.

**§ 135-18 Parking prohibited at all times in certain locations.**

The parking of vehicles is hereby prohibited at all times in any of the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Bank Street	North	From Main Street to the bridge over Wawayanda Creek
Bank Street	South	From Main Street to South Street
Bell Street <b>[Added 2-19-2002 by L.L. No. 2-2002; amended 12-21-2009 by L.L. No. 10-2009]</b>	Both	Entire length
Brady Road <b>[Added 2-8-1988 by L.L. No. 2-1988]</b>	Both	Entire length
Burt Street <b>[Added 8-19-1991 by L.L. No. 7-1991]</b>	South	Between the intersections of Forester Avenue and Park Avenue
Campbell Road <b>[Added 8-15-1994 by L.L. No. 1-1994]</b>	North	From the easterly curblineline of Hamiltor Avenue to the westerly curblineline of Welling Avenue
Cherry Street <b>[Added 2-21-1995 by L.L. No. 1-1995]</b>	East	From the southerly curblineline of Grand Street to a point 50 feet south thereof

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Church Street	North	From Main Street to Forester Avenue
Church Street [Added 7-10-1978 by L.L. No. 4-1978]	North	From the easterly curbline of Forester Avenue easterly for a distance of 400 feet
Church Street [Added 10-14-1986 by L.L. No. 7-1986]	South	From the easterly curbline of Main Street to a point 32 feet easterly thereof
Colonial Avenue [Added 7-12-1976 by L.L. No. 8-1976]	South	From Forester Avenue to a point 132.3 feet east thereof
Colonial Avenue [Added 7-12-1976 by L.L. No. 8-1976]	South	From Forester Avenue to Main Street
Cottage Street [Added 2-5-1990 by L.L. No. 2-1990]	North	Entire length
Division Street [Added 12-21-2009 by L.L. No. 10-2009]	East	50 feet north from Factory Street
Division Street [Added 12-21-2009 by L.L. No. 10-2009]	East	50 feet south from West Street
Division Street [Added 12-21-2009 by L.L. No. 10-2009]	West	Entire length
Elm Street [Added 6-17-2019 by L.L. No. 2-2019]	East	From the southerly curbline of West Street southerly for a distance of 30 feet
Elm Street [Added 6-17-2019 by L.L. No. 2-2019]	West	From the southerly curbline of West Street southerly for a distance of 30 feet
Factory Street [Added 12-21-2009 by L.L. No. 10-2009]	North	50 feet east from Howe Street
Factory Street [Added 12-21-2009 by L.L. No. 10-2009]	North	Between Howe Street and Division Street
Factory Street [Added 12-21-2009 by L.L. No. 10-2009]	North	50 feet west from Van Buren Street
Factory Street [Added 12-21-2009 by L.L. No. 10-2009]	South	Between Van Buren Street and Howe Street
Forester Avenue [Added 7-12-1976 by L.L. No. 8-1976; amended 2-21-1995 by L.L. No. 1-1995]	East	Entire length
Forester Avenue [Added 2-19-2002 by L.L. No. 2-2002]	North	For a distance of 414 feet from the intersection of Colonial Avenue
Forester Avenue [Added 7-12-1976 by L.L. No. 8-1976]	West	From Colonial Avenue to Church Street

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Galloway Road [Added 1-13-1986 by L.L. No. 2-1986]	South	From Galloway Heights to Overlook Drive
Galloway Road [Added 8-11-1986 by L.L. No. 6-1986]	South	From the westerly curbline of South Street Extension to a point 200 feet westerly thereof
Grand Avenue	North	From Maple Avenue to a point 315 feet east thereof
Grand Street [Added 9-9-1985 by L.L. No. 3-1985]	South	From the westerly curbline of Maple Avenue to the easterly curbline of Cherry Street
Hamilton Avenue [Added 8-15-1994 by L.L. No. 1-1994]	East	From the southerly curbline of Orchard Street to the northerly curbline of Campbell Road
High Street	North	From Forester Avenue to Main Street
Homestead Village Drive [Added 10-14-1986 by L.L. No. 7-1986]	West	From Route 17A to Village Green Court
Howe Street	West	From West Street to the bridge over Wawayanda Creek
John Street [Added 12-21-2009 by L.L. No. 10-2009]	Both	From Bell Street to Factory Street
John Street [Added 5-16-2005 by L.L. No. 2-2005]	North	From West Street to Factory Street
John Street [Added 12-21-2009 by L.L. No. 10-2009]	West	50 feet south from West Street
Linden Place [Added 3-9-1987 by L.L. No. 1-1987; amended 7-15-2013 by L.L. No. 5-2013]	North	Entire length
Main Street [Repealed 12-12-1977 by L.L. No. 9-1977]		
Main Street	East	From the center line of West Street to a point 70 feet south thereof
Main Street [Amended 12-12-1977 by L.L. No. 9-1977]	East	From Church Street to a point 50 feet north thereof
Main Street [Added 7-12-1976 by L.L. No. 8-1976]	East	From Colonial Avenue to a point 240 feet south thereof
Main Street [Added 5-9-1977 by L.L. No. 4-1977]	East	From a point 220 feet south of High Street to a point 52 feet south thereof
Main Street [Added 5-9-1977 by L.L. No. 4-1977]	East	From the center line of West Street to a point 23 feet northerly thereof

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Main Street	West	From Maple Avenue to Wheeler Avenue
Main Street	West	From Welling Place to a point 217 feet north thereof
Main Street [Added 5-9-1977 by L.L. No. 4-1977]	West	From the southerly side of Welling Place to a point 36 feet south thereof
Main Street [Repealed 12-21-1992 by L.L. No. 12-1992]		
Maple Avenue	West	From Grand Street to Main Street
McEwen Street	North	From Main Street to Wheeler Avenue
McEwen Street [Added 10-14-1986 by L.L. No. 7-1986]	North	From Wheeler Avenue to North Street
McEwen Street	South	From Main Street to a point 135 feet west thereof
North Street [Added 2-18-2003 by L.L. No. 2-2003]	East	From the intersection of Cottage Street for a distance of 30 feet
Oakland Avenue [Amended 12-14-1981 by L.L. No. 2-1981]	East	From Third Street to Second Street
Oakland Avenue [Added 11-20-2000 by L.L. No. 14-2000]	South	From a point at the intersection of West Street starting 150 feet south and extending 20 feet
Oakland Avenue (Route 17A) [Added 5-12-1980 by L.L. No. 4-1980; amended 3-8-1982 by L.L. No. 2-1982]	West	From the southerly curblines of Orchard Street point 80 feet south thereof
Oakland Avenue	West	From Orchard Street to a point 100 feet north thereof
Orchard Street [Added 10-10-1989 by L.L. No. 14-1989]	North	From the intersection of Elm Street westerly to the end of Orchard Street
Orchard Street [Added 6-3-2013 by L.L. 4-2013]	North	East 30 feet from the stop sign at the intersection of Wellington Avenue
Orchard Street [Added 6-3-2013 by L.L. 4-2013]	South	West 30 feet from the stop sign at the intersection of Elm Street
Orchard Street [Added 10-10-1989 by L.L. No. 14-1989]	South	From the intersection of Oakland Avenue westerly to the intersection of Welling Avenue
Park Lane [Added 6-17-2019 by L.L. No. 2-2019]	East	From the southerly curblines of Parkway northerly for a distance of 30 feet
Park Lane [Added 6-17-2019 by L.L. No. 2-2019]	West	From the southerly curblines of Parkway northerly for a distance of 30 feet
Parkway [Added 8-3-2009 by L.L. No. 5-2009]	North	From the western curblines of Park Place to the eastern curblines of Park Lane

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Parkway [Added 8-3-2009 by L.L. No. 5-2009]	South	Starting at a point 70 feet east of the center line of Park Lane to the western curbline of Park Place
Ridgeway Drive [Added 2-19-2002 by L.L. No. 2-2002; amended 12-6-2004 by L.L. No. 10-2004]	Both	From the intersection of Cherry Street for a distance of 309 feet
Smith Street [Added 11-16-2009 by L.L. No. 9-2009]	North	Entire length
Smith Street	South	Entire length
South Street	Both	From First Street to Railroad Avenue
South Street	East	From Smith Street to High Street
South Street [Added 2-19-2002 by L.L. No. 2-2002]	South	For a distance of 238 feet south of the southerly curbline of Main Street to a point 20 feet south thereof
South Street	West	From the southerly line of High Street to a point 50 feet south thereof
South Street [Added 5-9-1977 by L.L. No. 4-1977]	West	From the northerly line of Bank Street to a point 188 feet northerly thereof
Spring Street [Added 2-19-2002 by L.L. No. 2-2002]	East	From the intersection of West Street for a distance of 40 feet
Spring Street [Added 10-18-1999 by L.L. No. 4-1999]	North	The entire frontage of the municipal parking lot
Spring Street [Added 10-18-1999 by L.L. No. 4-1999]	South	From the intersection of Spring Street and McEwen Street for a distance of 12 feet
Spring Street [Added 2-19-2002 by L.L. No. 2-2002]	West	From the intersection of West Street for a distance of 100 feet
Van Buren Street [Added 12-21-2009 by L.L. No. 10-2009]	West	Entire length
Van Duzer Place [Added 4-20-1998 by L.L. No. 1-1998]	North	From a point 133 feet westerly from its intersection with Maple Avenue to a point 386 feet west thereof
Welling Place [Repealed 5-12-1980 by L.L. No. 4-1980]		
Welling Place [Added 5-12-1980 by L.L. No. 4-1980]	North	From Main Street to a point 180 feet west thereof
Welling Place [Added 5-12-1980 by L.L. No. 4-1980]	South	From Main Street to a point 62 feet west thereof
West Street [Added 7-13-1987 by L.L. No. 4-1987]	North	From Division Street westerly to Village line

Name of Street	Side	Location
West Street [Added 10-10-1989 by L.L. No. 14-1989]	North	From the intersection of Main Street westerly to a point 100 feet west thereof
West Street [Added 10-10-1989 by L.L. No. 14-1989]	North	From the intersection of Spring Street to a point 35 feet easterly thereof
West Street [Added 7-10-1978 by L.L. No. 4-1978]	North	From the westerly curblines of Wheeler Avenue westerly for a distance of 37 feet
West Street [Added 7-13-1987 by L.L. No. 4-1987]	South	From Division Street westerly to Village line
West Street [Added 5-9-1977 by L.L. No. 4-1977]	South	From Main Street to Division Street
Wheeler Avenue [Added 6-17-2019 by L.L. No. 2-2019]	East	From the north side of McEwen Street 175 feet to 350 feet
Wheeler Avenue [Added 6-17-2019 by L.L. No. 2-2019]	East	From the northerly curblines of West Street northerly for a distance of 32 feet
Wheeler Avenue [Added 7-10-1978 by L.L. No. 4-1978; repealed 6-17-2019 by L.L. No. 2-2019]		
Wheeler Avenue [Added 2-19-2002 by L.L. No. 2-2002]	North	From the intersection of Main Street for a distance of 60 feet in the northerly direction
Wheeler Avenue [Added 7-10-1978 by L.L. No. 4-1978; amended 1-17-2012 by L.L. No. 3-2012; repealed 6-17-2019 by L.L. No. 2-2019]		
Wheeler Avenue [Added 6-17-2019 by L.L. No. 2-2019]	West	From the northerly curblines of West Street northerly for a distance of 80 feet
§ 135-18.1 Parking near fire hydrants. [Added 7-6-2009 by L.L. No. 6-2009]		

Parking, standing or stopping within 15 feet of a fire hydrant is prohibited.

**§ 135-19 Standing prohibited in certain locations.**

**[Amended 9-13-1982 by L.L. No. 4-1982; 1-10-1983 by L.L. No. 1-1983]**

The standing of vehicles is hereby prohibited at all times in the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Burt Street [Added 2-23-1993 by South No. 1-1993]		Beginning at the westerly curbline of Forester Avenue to the westerly curbline of Park Avenue
Hamilton Avenue [Added 1-14-1 L.L. No. 1-1991; repealed 8-15-] by L.L. No. 1-1994]		
Oakland Avenue	West	From the northerly curbline of Orchard Street to a point 292 feet north thereof
Orchard Street [Added 10-10-1989 North L.L. No. 14-1989]	North	From the intersection of Oakland Avenue westerly to a point 159 feet thereof
Spring Street [Added 2-19-2002 West L.L. No. 2-2002]	West	From the intersection of West Street for a distance of 100 feet
Village Green Court [Added 10-1-1989 by L.L. No. 14-1989]		Entire cul-de-sac

**§ 135-19.1 Loading and unloading zones established.**

**[Added 5-9-1977 by L.L. No. 4-1977; amended 11-8-1982 by L.L. No. 5-1982; 3-9-1987 by L.L. No. 1-1987; 12-21-1992 by L.L. No. 12-1992; 8-16-1993 by L.L. No. 4-1993; 8-15-1994 by L.L. No. 1-1994; 2-21-1995 by L.L. No. 1-1995; 9-18-1995 by L.L. No. 3-1995; 4-20-1998 by L.L. No. 1-1998; 2-7-2000 by L.L. No. 4-2000; 2-19-2002 by L.L. No. 2-2002; 8-17-2009 by L.L. No. 8-2009; 12-6-2010 by L.L. No. 5-2010; 6-4-2012 by L.L. No. 7-2012]**

A. The following loading and unloading zones shall be “No Parking-Loading/Unloading Zone, Monday – Saturday 6:00 a.m. to 6:00 p.m.”

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Bank Street	South	From a distance starting at a point 35 feet from the curbline of South Street running a distance of 55 feet.
First Street	North	From a distance starting at a point 76.3 feet from the intersection of South Street on the westerly side and running a distance of 83 feet therefrom
McEwen Street	North	From a point 15 feet westerly from the intersection of Main Street and running a distance of 51 feet west thereof.

Railroad Avenue	South	From a point 133 feet west of the western curblineline of South Street to a point 194 feet west thereof
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B. The parking, standing or stopping of motor vehicles, except for the loading or unloading of merchandise or other property from a vehicle for no longer than 30 minutes, is prohibited at any of the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Spring Street	East	From the northern intersection of McEwen Street to a point 64 feet northerly thereof, 24 hours a day, seven days a week.

**§ 135-19.2 Parking zone for official Village business established.**  
**[Added 5-14-1979 by L.L. No. 1-1979]**

The parking, standing or stopping of motor vehicles, except for official Village business not in excess of 15 minutes, is prohibited at the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Main Street	West	From a point 30 feet southerly from the southerly line of Wheeler Avenue to a point 70 feet south thereof.

**§ 135-19.2.1 Parking reserved for Village personnel only.**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Wheeler Avenue	North	From a point 42 feet west of Main Street on the north side for a distance of 56 feet.
Wheeler Avenue	South	From a point 55 feet west of Main Street on the south side for a distance of 60 feet.

**§ 135-19.3 Parking for handicapped; penalties for offenses.**  
**[Added 2-14-1983 by L.L. No. 2-1983]**

A. The standing or parking of motor vehicles, except those vehicles being used for the transportation of handicapped persons, is hereby prohibited at all times in any of the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
First Street [ <b>Added 2-19-2002 by L.L. No. 2-2002</b> ]	North	From a point 20 feet from the intersection of South Street on the easterly side for a distance of 55 feet westerly thereof
First Street [ <b>Added 1-9-1989 by L.L. No. 1-1989; repealed 2-19-2002 by L.L. No. 2-2002</b> ]		
Chase Parking Lot	South	From a point 61 feet east of South Street to a point 81 feet thereof
Main Street [ <b>Added 3-9-1987 by L.L. No. 1-1987</b> ]	East	From a point 102 feet south of the south curblineline of South Street to a point 122 feet south thereof
Main Street [ <b>Added 12-21-1992 by L.L. No. 12-1992; amended 5-17-1993 by L.L. No. 2-1993</b> ]	East	From a point 37 feet south of its intersection with West Street to a point 20 feet south thereof
Main Street [ <b>Added 3-9-1987 by L.L. No. 1-1987</b> ]	West	From a point 22 feet north of the north curblineline of McEwen Street to a point 46 feet north thereof
North Street [ <b>Added 11-3-2003 by L.L. No. 8-2003</b> ]	North	Starting 60 feet from Cottage Street to a point 20 feet north thereof with a time limit not to exceed two hours
Oakland Avenue [ <b>Added 5-16-2005 by L.L. No. 3-2005</b> ]	South	Starting 200 feet from the curblineline of West Street and running a distance of 20 feet therefrom
Park Avenue	West	From a point 114 feet south of the curblineline of Burt Street to a point 162 feet thereof.
Park Avenue	West	From a point 202 feet south of the curblineline of Burt Street to a point 238 feet thereof.
Parkway	South	From a point 48 feet east of the curblineline of South Street to a point 71 feet east thereof.

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Parkway	South	From a point 194 feet east of the curbline of South Street to a point 210 feet east thereof.
Railroad Avenue [ <b>Added 10-6-2014 by L.L. No. 4-2014</b> ]	South	From a point 75 feet west of the intersection of Street to a point 95 feet west
Second Street [ <b>Added 9-22-1998 by L.L. No. 5a-1998</b> ]	North	From a point 14 feet west of its intersection with South Street to a point 34 feet west thereof
Second Street [ <b>Added 3-17-2008 by L.L. No. 1-2008</b> ]	North	From a point 34 feet west of its intersection with South Street to a point 20 feet west thereof; also described as the second spot in from South Street on the north side of the street
South Street Parking Lot [ <b>Added 9 1995 by L.L. No. 3-1995; amended 2-18-1997 by L.L. No. 1-1997</b> ]		Third parking space on north side of parking lot facing Wawayanda Creek and closest to South Street
Spring Street Municipal Lot [ <b>Added 1-2010 by L.L. No. 3-2010</b> ]	South	Parking spot located adjacent to the intersection of McEwen Street and Spring Street
Wheeler Avenue	South	From a point 35 feet west from the westerly curbline of Main Street to a point 55 feet west thereof

- B. Every person convicted of violating this section shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board or by imprisonment of not more than 15 days, or by both such fine and imprisonment.
- C. Additional regulations at post office and for private property; penalties for offenses.
1. It shall be a violation for any person to stop, stand or park a vehicle in any area designated as a place for handicapped parking in the parking areas of CVS, the United States Post Office or any private property for which site plan approval has been granted by the Village, except for those vehicles used for the transportation of handicapped persons.
  2. Every person convicted of violating this subsection shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.

**§ 135-19.3.1 Parking zones for police vehicles.**

**[Added 2-19-2002 by L.L. No. 2-2002; amended 4-24-2005 by L.L. No. 1-2005]**

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Oakland Avenue	West	From the intersection of West Street starting at a point 180 feet south for a distance of 20 feet

**§ 135-19.4 Stopping prohibited at all times in certain locations.**

**[Added 11-13-1989 by L.L. No. 15-1989; amended 3-12-1990 by L.L. No. 3-1990; 3-21-2016 by L.L. No. 11-2016; 6-6-2016 by L.L. No. 15-2016]**

The stopping of vehicles is hereby prohibited at all times within 20 feet of a crosswalk unless a different distance is indicated elsewhere in this chapter and in the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Main Street	East	From the southerly intersection of South Street to a point 39 feet south thereof
Main Street	West	From a point 36 feet south of the curblineline of West Street to a point 51 feet thereof.
Main Street	East	From a point 42 feet north of the southern intersection of West Street to a point 51 feet north thereof.
Maple Avenue	East	From the northerly intersection of Colonial Avenue to a point 272 feet north thereof
Overlook Drive <b>[Added 3-21-2016 by L.L. No. 11-2016]</b>	West	From Galloway Road 220 feet south

**§ 135-19.5 Electric Vehicle Charging Station; Electric Vehicles**

A. The following locations are hereby designated as municipal off-street electric vehicle parking spaces at which only the parking of electric vehicles actively engaged in charging shall be permitted:

- (1) South Street Parking Lot north end : two spaces.

B. No person shall stop, stand, or park a vehicle other than an electric vehicle within any parking space designated as a municipal off-street electric vehicle parking space. Unless otherwise specifically provided for, any person found guilty of parking, stopping or standing in a vehicle other than an electric vehicle in a municipal off-street electric vehicle parking space shall be

subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board .

- C. No person shall park an electric vehicle in a parking space designated as a municipal off-street electric vehicle parking space unless such electric vehicle is in the process of charging. Unless otherwise specifically provided for, any person found guilty of parking an electric vehicle in a municipal off-street electric vehicle parking space while not in the process of charging shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
- D. No person shall park in a space designated as a municipal off-street electric vehicle parking space for more than three continuous hours regardless of whether or not the electric vehicle is the process of charging. Unless otherwise specifically provided for, any person found guilty of parking an electric vehicle in a municipal off-street electric vehicle parking space for more than three continuous hours, whether or not the electric vehicle is the process of charging, shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
- E. Electric vehicles may be parked in any space designated for public parking, subject to the restrictions that would apply to any other vehicle that would park in that space.

**§ 135-20 Parking prohibited during certain hours in certain locations.**

The parking of vehicles is hereby prohibited between the hours indicated in any of the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Between the Hours of</b>	<b>Location</b>
Park Avenue			[Added 2-23-1993 by L.L. No. 1-1993; repealed 2-19-2002 by L.L. No. 2-2002]
West Street			[Repealed 5-9-1977 by L.L. No. 4-1977]

**§ 135-21 Parking time limited in certain locations.**  
**[Amended 5-9-1977 by L.L. No. 4-1977]**

- A. The parking of vehicles is hereby prohibited for a longer period of time than that designated in any of the following locations:

<b>Street</b>	<b>Side</b>	<b>Location</b>	<b>Time Limit</b>
Church Street [Added 9-15-1997 by L.L. No. 6-1997; amended 9-22-1998 by L.L. No. 5a-1998; 2002 by L.L. No. 2-2002]	South	Entire length	3 hrs., from 8:00 a.m. to 5:00 p.m., Mon – Fri

<b>Street</b>	<b>Side</b>	<b>Location</b>	<b>Time Limit</b>
CVS Parking Lot (59 Main Street) [Added 5-2-2016 by L.L. No. 12-2016]	—	Upper portion	4 hrs.
CVS Parking Lot (28 Welling Place) [Added 5-2-16 by L.L. No. 12-16]	—	Lower portion adjacent to Spring Street	12 hrs.
First Street Parking Lot [Added 7-21-2003 by L.L. No. 4-2003]	—	Corner of Oakland Avenue and First Street	3 hour metered parking
High Street [Added 5-12-1980 by L.L. No. 4-1980]	South	From a point 13 feet East of the curbline of South Street to a point 40 feet east thereof	15 mins.
Oakland Avenue [Added 7-3-2000 by L.L. No. 11-2000]	East	From a point at the intersection of First Street extending north a distance of 30 feet	15 mins.
Park Avenue [Added 11-4-2000 by L.L. No. 11-2002]	East	From Galloway Road to Burt Street	15 mins.
Second Street [Added 2-19-2000 by L.L. No. 7-2002]	Both	Entire length	3 hrs., from 8:00 a.m. to 5:00 p.m., Mon — Fri
South Street [Added 2-7-2000 by L.L. No. 4-2000; repealed 2-19-2002 by L.L. No. 2-2002]			
South Street [Added 6-13-1977 by L.L. No. 7-1977]	West	From the northerly side of the bridge over Wawayanda Creek to the northerly side of the northerly driveway to the South Street Parking Lot, a distance of 91 feet	15 mins.
South Street Parking Lot [Amended 9-22-1998 by L.L. No. 5a-1998]	—	—	4 hrs., except Sundays and holidays
Spring Street Parking Lot [Added 7-21-2003 by L.L. No. 4-2003]	—	Spring Street	12 hrs.

Street	Side	Location	Time Limit
Van Duzer Place [ <b>Added 4-20-1998 by L.L. No. 1-1998; amended 9-22-1998 by L.L. No. 5a-1998</b> ]	South	Beginning at a point 20 feet westerly of its intersection with Maple Avenue to a point 112 feet west thereof	3 hrs.
Welling Place	North	From a point 300 feet West of the curbline of Main Street to a point 340 feet thereof.	15 mins.
Wheeler Avenue [ <b>Added 7-5-2005 by L.L. No. 7-2005</b> ]	East	37 feet from the intersection of Main Street	2 hrs.
Wheeler Avenue Parking Lot [ <b>Added 7-21-2003 by L.L. No. 2003</b> ]	—	Corner of Wheeler Avenue and Spring Street	12 hrs.

- B. (1) Parking shall be allowed in the Chase Parking Lot on South Street under the following terms and conditions:
- (a) Except as otherwise provided herein, public parking will be available Monday through Sunday, subject to a 4-hour limit;
  - (b) No public parking will be permitted at any time in the four parking spaces reserved by Chase as designated by signs;
  - (c) Spaces designated "Tenant Parking Only" will be available for permit parking on a fee basis, as set forth in section "3" below, Monday – Sunday, 24 hours per day;
  - (d) Spaces designated "Permit Parking Only" will be available for permit parking on a fee basis, as set forth in section "3" below, Monday – Saturday from 8:00 a.m. – 6:00 p.m.
- (2) First Street Parking Lot:
- (a) The First Street Parking Lot will be a 3-hour metered lot during daytime hours of 8:00 a.m. – 6:00 p.m., Monday – Saturday.
  - (b) Spaces designated "Overnight Parking Permit" will be available for permit parking on a fee basis, as set forth in

section "3" below, Monday – Sunday from 7:00 p.m. – 7:00 a.m.

- (3) Parking permits may be obtained from the Village Clerk during regular working hours upon payment of a yearly fee as set forth in Chapter 63, Fees, to cover the period from January 1 to December 31, and which fee shall be prorated for the unexpired portion of any year. Such annual fee may be amended from time to time upon resolution of the Village Board.
- (4) The parking authorized by a parking permit shall be only parking in designated permit-only spaces.
- (5) It shall be unlawful to allow any vehicle to remain parked in the above-mentioned parking lots except during the hours above set forth and for the length of time allowed.
- (6) Violators of the provisions of this Section shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board for each offense and their autos shall be towed away and stored at the owner's expense.

## Article IX Parking Meters

### § 135-22 Parking meter zones established.

A. Highway parking meter zones. Parking meter zones are hereby established on highways as follows:

Name of Street	Side	Location	Parking Time (hours)	Hours of Meter Operation
First Street	North	From Oakland Avenue to a point 60 feet east thereof and from a point 71 feet east of Oakland Avenue to a point 124 feet east thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
First Street [Added 4-1998 by L.L. No. 1-1 repealed 2-19-2002 by No. 2-2002]				
First Street	North	Beginning at a distance of 20 feet from the	2	8:00 a.m. to 6:00 p.m. except Sunday and
[Added 2-19-2002]				

Name of Street by L.L. No. 2-2002]	Side	Location	Parking Time	
			(hours)	Hours of Meter Oper holidays
First Street [Added 2-19-2002 by L.L. No. 2-2002]	North	intersection of South Street and running westerly 57 feet therefrom	2	8:00 a.m. to 6:00 p.m. except Sunday and holidays
Main Street [Amended 3-10-1980 L.L. No. 3-1980]	East	From a point 78 feet north of Church Street to High Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Main Street [Amended 5-9-1977 by L.L. No. 4-1977]	East	From High Street to a point 220 feet south thereof; from a point 272 feet south of High Street to a point 23 feet north of West Street; from West Street to First Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Main Street [Added 12-12-1977 by L.L. No. 9-1977]	East	From a point 50 feet north of Church Street to a point 98 feet north thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Main Street [Added 5-17-1993 by L.L. No. 2-1993]	East	From a point 45 feet north of its intersection with West Street to a point 27 feet north thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Main Street [Amended 5-9-1977 by L.L. No. 4-1977]	West	From Wheeler Avenue running south to a point 216 feet south of Orchard Street.	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Oakland Avenue [Added 6-11-1979 by L.L. No. 3-1979]	East	From a point 30 feet north of Second Street to a point 64 feet northerly thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Oakland Avenue	East	From First Street to a	2	8:00 a.m. to 6:00 p.m.

Name of Street	Side	Location	Parking Time	
			(hours)	Hours of Meter Operation
		point 197 feet south thereof		except Sundays and holidays
Oakland Avenue [Added 2-10-1986 by L.L. No. 3-1986]	West	From a point 100 feet south of the intersecting curblines of Orchard Street to a point 40 feet southerly thereof; and from a point 188 feet south of the intersecting curblines of Orchard Street to a point 208 feet southerly thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and h
Oakland Avenue [Repealed 1-10-1983 by L.L. No. 1-1983]				
Railroad Avenue	North	From Main Street to a point 167 feet east thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Railroad Avenue	South	Entire length	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
South Street [Added 2-7-2000 by No. 4-2000]	East	From a point 65 feet south of the southerly curblines of Smith Street to a point 40 feet south thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
South Street [Added 5-4-2015 by L.L. No. 4-2015]	West	Between First Street and Second Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
South Street	West	From a point 67 feet north of the bridge over Wawayanda Creek to High Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
Spring Street [Added 7-21-2004 by L.L. No. 9-2004]	East	From West Street to McEwen Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays

Welling Place [Amended 5-12-80 by L.L. No. 4-80; 6- 6-16 by L.L. No. 16- 16]	South	From a point 83 feet west from the intersection of Main Street and running a distance of 69 feet.	3	8:00 a.m. to 6:00 p.m. except Sundays and holidays
West Street [Amended 10-10-89 by L.L. No. 14-1989]	North	From a point 120 feet west of Main Street to a point 35 feet east of Spring Street	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays
West Street	North	From Spring Street to a point 113 feet west thereof	2	8:00 a.m. to 6:00 p.m. except Sundays and holidays

- (1) All frontages on said squares, streets and avenues defining said zones are to be included therein.
- (2) The above zones may be diminished or extended and enlarged, or other parking meter zones may be created.

B. Public parking lots. Parking meter zones are hereby established in public parking lots as follows:

Name of Lot	Location	Parking Time		Hours of Meter Operation
		Limit	(hours)	
First Street [Added 12-16-2002 by L.L. No. 13-02]	Corner of First Street and Oakland Avenue	3		8:00 a.m. to 6:00 p.m. except Sundays and holidays

- (1) The provisions of this subsection shall apply to the operation and parking of vehicles on off-street parking facilities operated by the Village.
- (2) No person shall park or operate a vehicle other than in accordance with authorized signs, pavement markings or other traffic control devices.
- (3) Any vehicle which is abandoned and left inoperative for over 48 hours in any off-street parking facilities operated by the Village shall be removed with storage and charges pursuant to the provisions of Article X of this chapter.

§ 135-23 **Parking meter fees.**

Fees in highway and parking lot parking meter zones. The following parking meter fees are established in parking lot and highway parking meter zones: All parking meter fees are \$0.25 for 60 minutes.

§ 135-24 **Operation of meter.**  
**[Amended 9-22-1998 by L.L. No. 5a-1998]**

The Department of Public Works shall be responsible for the installation, operation, maintenance and supervision of parking meters in the Village.

A. Installation.

- (1) Pavement markings shall be applied, where practicable, outlining parking spaces in the parking meter zones established in this article.
- (2) Parking meters shall be installed immediately adjacent to the parking spaces.
- (3) No parking spaces shall be applied at, nor meters installed adjacent to, locations where parking, standing or stopping is prohibited pursuant to Section 1202 of the Vehicle and Traffic Law or by this chapter or other ordinance or local law of the Village where parking spaces are in conflict with such prohibitions.
- (4) In said parking meter zones hereby created or hereafter created by local law of the Board of Trustees, parking meters shall be installed within or near the curblineline facing alongside such spaces as may be designated by the Board of Trustees and which spaces it deems advisable or necessary for the proper regulations of parking vehicles, said installation to be placed not more than two feet from the curb nor more than four feet from the front line of the parking space As indicated, and which spaces shall be marked out as individual parking meter spaces of vehicles. Each of such meters shall be set to operate upon the deposit therein of the appropriate fee for the period of time prescribed as parking time limits in § 135-26A(3) of this chapter. Each of such meters shall be so arranged as to show or display a signal, which shall clearly indicate whether the time limit during which parking in this space is permitted has expired. **[Amended 11-12-1979 by L.L. No. 7-1979]**

B. Operation.

- (1) Each parking meter shall operate so as to indicate that the appropriate fee has been deposited in such meter.
- (2) Each parking meter shall display a signal indicating the expiration of the time period associated with the deposit of fees.
- (3) Except in a period of emergency determined by an officer of a fire company or of the Police Department or except in compliance with the directions of a police officer or traffic control signal,

when any vehicle shall be parked in a space regulated by a parking meter between the hours of 8:00 a.m. and 6:00 p.m. in any day except Sundays and public holidays, the owner, operator or driver of such vehicle shall, upon immediately entering said parking space deposit the appropriate fee in the parking meter regulating such space and placed in front or alongside thereof. The legal signal shall be white and fully cover the dial glass window. The illegal signal shall be red and fully cover the dial glass window. **[Amended 11-12-1979 by L.L. No. 7-1979]**

- C. Parking time limits. Any vehicle parking in any designated parking space in a three-hour parking meter zone shall be parked within the lines marked on the street or curb and may occupy said space during the parking limit not to exceed three hours, and any vehicle parking in any designated parking space in a two-hour parking meter zone shall be parked within the lines marked on the street or curb and may occupy said space during the parking limit for a time not to exceed two hours. Failure to deposit the proper fee shall constitute a violation of this chapter. Upon the expiration of the legal parking time, it shall be the duty of the owner or driver of the vehicle forthwith to remove the vehicle from the parking space, and it shall be unlawful for any person to cause, allow, permit or suffer any such vehicle registered in his name to be parked overtime or remain therein beyond the parking time limit prescribed by this chapter.

#### § 135-25 **Disposition of fees.**

The Village Clerk shall keep a record of the collection of fees made from all parking meters in the Village and shall credit such fees to the general fund.

#### § 135-25.A **Parking fines.**

**[Added 2-10-1986 by L.L. No. 3-1986; amended 12-16-1991 by L.L. No. 12-1991]**

Unless otherwise specifically provided for, any person found guilty of an overtime parking violation shall be fined in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board. In the event that said vehicle remains parked in the same location, after receiving a ticket for said overtime parking, in excess of 30 minutes thereafter, the fine for said second violation shall such additional amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board. In the event that a parking ticket is not answered within 15 days of issue, the scheduled minimum fine therefore shall be doubled; in the event that such parking ticket is not answered within 30 days, said fine shall be doubled again; in the event that said parking ticket is not answered within 60 days, said fine shall again double and a warrant of arrest shall be requested from the court against the violator.

#### § 135-26 **Deposit of fee.**

A. Deposit of fee required.

- (1) No person shall park a vehicle in a parking space of any parking meter zone adjacent to a parking meter during the hours of parking meter operation unless the appropriate fee is immediately deposited in such meter.
- (2) No person shall park a vehicle in a parking space of any parking meter zone adjacent to a parking

meter during the hours of parking meter operation while such meter is displaying a signal indicating the expiration of the time period associated with the deposit of fees.

- (3) Presumption of unlawful parking. The fact that the timing device on any parking meter is not in operation shall be presumptive evidence as to a parked vehicle then found in the parking space regulated by such parking meter that the owner or driver failed to deposit or to cause to be deposited the required coin or coins in said meter and the mechanical indication by such meter of a "violation" shall be presumptive evidence of unlawful parking.
  - (4) It shall be unlawful and an offense for any person to deposit or cause to be deposited in a parking meter any coins for the purpose of extending the parking time beyond the total lawful parking period not to exceed three hours in a three-hour parking meter zone and two hours in a two-hour parking meter zone.
  - (5) It shall be unlawful and an offense for any person to permit a vehicle registered in his name to remain or be placed in any parking space alongside of or next to which any parking meter is placed while said parking meter is displaying a signal showing that the time for which the privilege to park in such space has been granted has expired.
  - (6) Vehicles shall at all times be parked parallel to the curb and wholly within the parking meter spaces as marked, the front fender or front wheel of said vehicle shall be as near as possible to the parking meter controlling said spaces, which spaces shall be kept clearly marked at all times, and it shall be unlawful to park vehicles in a way that the same shall not be wholly within the area designated by the lines for parking for such spaces.
- B. Legal currency required. No person shall deposit or attempt to deposit in any parking meter any slugs, button or other device or substance as a substitute for coins of United States currency.
- C. Parking fines. **[Added 8-11-1986 by L.L. No. 6-1986]**
- (1) Every person convicted of overtime parking at a meter shall be punished by a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
  - (2) Every person convicted of parking a vehicle in two metered parking spaces (that is, not wholly within a parking meter space as marked and partially within an adjoining metered parking space) shall be punished by a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board
  - (3) Every person convicted of any parking violation other than overtime parking at a meter shall be punished by a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
  - (4) In the event that a parking ticket is not answered within 15 days of issue, the scheduled minimum

fine therefor shall be doubled; in the event that such parking ticket is not answered within 30 days, said fine shall be doubled again; in the event that said parking ticket is not answered within 60 days, said fine shall again double and a warrant of arrest shall be requested from the court against the violator. The above-mentioned fines shall be minimum mandatory fines. **[Added 12-16-1991 by L.L. No. 12-1991]**

- (5) Every person convicted of more than four parking violations within any consecutive sixty-day period shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board. **[Added 9-15-1997 by L.L. No. 6-1997]**

## Article X Removal and Storage of Vehicles

### § 135-27 Authority to impound vehicles. **[Amended 12-16-1991 by L.L. No. 11-1991]**

When any vehicle is found unattended on any highway within the Village where said vehicle constitutes an obstruction to traffic or is parked or abandoned on any public highway within the Village during a snowstorm, flood, serious fire or other extreme public emergency which affects that portion of the public highway upon which said vehicle is parked or abandoned or when any vehicle is parked or abandoned on any highway within the Village where stopping, standing or parking is prohibited, said vehicle may be removed by the Superintendent of Public Works or the Town Police Department.

### § 135-28 Storage and charges. **[Amended 4-10-1989 by L.L. No. 8-1989; 12-16-1991 by L.L. No. 11-1991]**

After such removal, the Superintendent of Public Works or the Town Police Department may store such vehicle in a suitable place at the expense of the owner.

### § 135-29 Notice of removal. **[Amended 12-16-1991 by L.L. No. 11-1991]**

The Superintendent of Public Works or the Town Police Department shall without delay report the removal and the disposition of any vehicle removed as provided in this article to the Village Clerk, and it shall be the duty of such Village Clerk to ascertain to the extent possible the owner of the vehicle or person having charge of the same and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem the same.

### § 135-30 Delegation of duties. **[Amended 12-16-1991 by L.L. No. 11-1991]**

Any of the duties of the Superintendent of Public Works or the Chief of Police under this article may be delegated by him to other members of the Department of Public Works of the Village or the Police Department of the Town, respectively.

Article XI  
**Truck Exclusions**

§ 135-31 **All trucks excluded from certain streets.**

All trucks are hereby excluded from the following streets within the Village:

<b>Name of Street</b>	<b>Location</b>
	(Reserved)

§ 135-32 **Trucks over nine tons excluded from certain streets.**

**[Amended 10-10-1989 by L.L. No. 14-1989; 10-18-1999 by L.L. No. 5-1999]**

Trucks exceeding nine tons (18,000 pounds maximum gross weight) are prohibited from all local Village streets, except for the purpose of local deliveries. Excluded from this section will be any state and county highways or roads within the Village.

§ 135-33 **Local deliveries and pickups exempted.**

The regulations established in this Article shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles and combinations are otherwise excluded.

Article XII  
**Truck Route and Commercial Bus Route Systems**

§ 135-34 **Truck route system established.**

- A. A truck route system, upon which all trucks, tractors and tractor-trailer combinations having a total gross weight in excess of five tons are permitted to travel and operate, is hereby established, and shall consist of the following highways:

<b>Name of Street</b>	<b>Location</b>
	(Reserved)

- B. All trucks, tractors and tractor-trailer combinations having a total gross weight in excess of five tons are hereby excluded from all streets within the Village except from those highways listed in Subsection A of this section. This exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along the highway from which such vehicles and combinations are excluded.

§ 135-34.1 **Commercial bus route system established.**

**[Added 7-14-1980 by L.L. No. 6-1980]**

- A. A commercial bus route system, upon which all commercial buses are permitted to travel and operate on residential streets, is hereby established and shall consist of the following highways:

<b>Name of Street</b>	<b>Location</b>
Along all state highways	
Railroad Avenue	From South Street to Oakland Avenue
South Street	From Galloway Road to Railroad Avenue

- B. All commercial buses are hereby excluded from all residential streets in the Village except those highways listed in Subsection A of this section.

### Article XIII Parking of Large Vehicles

**§ 135-35 Parking of certain large vehicles prohibited in certain locations.**

No commercial vehicle, truck, tractor, truck trailer, tractor-trailer combination, travel trailer, truck camper, camping trailer, motor home or licensed camper vehicle shall park on the following highways, nor shall said highways or properties fronting upon said highways be used for the sale of goods, wares or merchandise from motor vehicles:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
		(Reserved)

**§ 135-36 Certain activities exempted.**

The regulations established in this Article shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways upon which such vehicles are otherwise prohibited from parking, nor the parking of such vehicles for a limited period of time in order to expeditiously load or unload the same.

### Article XIV Pavement Markings

**§ 135-37 Application of pavement markings authorized.  
[Amended 6-17-2019 by L.L. No. 2-2019]**

Pavement markings in accordance with the standards and specifications established by the Department of Transportation shall be applied on certain highways or portions of highways, and on all Village park roadways as provided on a list maintained in the office of the Village Clerk, which list may be amended from time to time by resolution of the Village Board; such list shall be deemed incorporated herein by reference

### Article XV Safety Zones

**§ 135-38 Safety zones established.**

Safety zones are hereby established in the following locations:

(Reserved)

Article XVI  
**Center Lane Allocations**

§ 135-39 **Center lanes allocated in certain locations.**

The center lanes of the following highways are hereby allocated exclusively for traffic moving in the direction specified:

<b>Name of Street</b>	<b>Direction of Traffic</b>	<b>Location</b>
		(Reserved)

Article XVII  
**Lane Designations**

§ 135-40 **Lane designations for all vehicles.**

The indicated lanes of the following highways are reserved for the use specified:

<b>Name of Street</b>	<b>Lane</b>	<b>Direction of Travel</b>	<b>Location</b>	<b>Uses for Which Reserved</b>
				(Reserved)

§ 135-40.1 **Multi-use lanes.**  
[Added 12-15-2008 by L.L. No. 4-2008]

- A. Multi-use lanes shall be allowed in the Village of Warwick.
- B. Multi-use lanes shall be at least five feet in width.
- C. Multi-use lanes shall be created so that alternative methods of transportation can be used safely on Village streets and roads and shall be suitable for such alternative methods of transportation, including but not limited to bicycles and pedestrians.
- D. Such multi-use lanes shall be clearly marked as such inside the lane and shall be separated from the regular-use lane with a single white line or other appropriate means.
- E. No cars, trucks, buses or motor vehicles of any kind shall be allowed to use any clearly marked multi-use lane.
- F. There shall be no parking, stopping or standing in any multi-use lane by a motor vehicle or other methods of transportation.
- G. Multi-use lanes shall be designated by graphic and other descriptions under further amendment to this section of this chapter.

§ 135-41 **Lane designations for trucks.**

Trucks shall use only the right lane, except for overtaking and passing, on the following highways:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Location</b>
	(Reserved)	

§ 135-42 **Bus lanes designated.**

The right lane is hereby reserved for buses and for right turns by other vehicles in the following locations:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Location</b>
	(Reserved)	

Article XVIII  
**Penalties**

§ 135-43 **Penalties for offenses.**

Every person convicted of an offense against any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall be guilty of a violation punishable as follows: by a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board or by imprisonment for not more than 15 days, or by both such fine and imprisonment.

Article XIX  
**Miscellaneous Provisions**

§ 135-44 **Severability.**

If any Article, section, subsection, paragraph, sentence, clause or provision of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the Article, section, subsection, paragraph, sentence, clause or provision thereof directly involved in the controversy in which such judgment shall have been rendered.

§ 135-45 **Repeal of inconsistent ordinances.**

All ordinances or local laws or parts of ordinances or local laws inconsistent with the provisions of this chapter are hereby repealed.

§ 135-46 **When effective.**

- A. Except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York and Section 46 of the Highway Law of the State of New

York, this chapter shall take effect as provided by law.

- B. Any part or parts of this chapter which are subject to approval under Section 1684 of the Vehicle and Traffic Law and Section 46 of the Highway Law of the State of New York shall take effect from and after the day on which approval in writing is received from both the New York State Department of Transportation and the New York State Department of Public Works.

Section 3. Effective Date:

This Local Law shall become effective upon filing with the Secretary of State of the State of New York subsequent to having been duly adopted by the Village Board.

# BLUSTEIN, SHAPIRO, RICH & BARONE, LLP

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RETIRED

ALSO ADMITTED IN PA\*  
ALSO ADMITTED IN NJ^  
ALSO ADMITTED IN CT\*

VIA EMAIL [mayor@villageofwarwick.org](mailto:mayor@villageofwarwick.org)  
and REGULAR MAIL

October 26, 2020

Mayor Michael Newhard  
Village of Warwick  
PO Box 369  
Warwick, New York 10990

Re: Village View Estates, LLC Subdivision  
Petition for Annexation and Application for Special Use Permit

Dear Mayor Newhard and Village Trustees:

I represent Village View Estates, LLC. Enclosed please find a copy of the Petition for Annexation and Special Use Permit Application that were filed in September, 2018. It is requested that the matters be set for a joint public hearing with the Town Board of the Town of Warwick on the annexation petition and a concurrent public hearing on the Special Use Permit application per Village Code 145-161. Please confirm that we are on the November 2, 2020 meeting agenda for further proceedings. Thank you for your courtesies.

Respectfully,

BLUSTEIN, SHAPIRO, RICH & BARONE, LLP

JAY R. MYROW

cc: Robert Silber  
Steven J. Gaba, Esq. (via email)  
Kirk Rother (via email)  
Ira Emmanuel, Esq. (via email)  
Raina Abramson, Village Clerk (via email)

RECEIVED

OCT 26 2020

VILLAGE OF WARWICK  
CLERK

**KIRK ROTHER, P.E.**  
CONSULTING ENGINEER, PLLC

5 SAINT STEPHENS LANE  
Phone (845) 988-0620

WARWICK, NY 10990  
Email krother@kirkrother.com

August 20, 2018

Village of Warwick Village Board  
77 Main Street  
Warwick, NY 10990

Town of Warwick Town Board  
132 Kings Highway  
Warwick, NY 10990

**Re: Annexation Petition for  
Village View Estates Cluster Subdivision**

Dear Messrs. Newhard and Sweeton, Trustees and Councilmen:

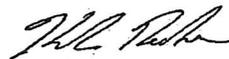
Village View Estates is currently seeking Realty Subdivision approval for a 45 lot cluster subdivision on approximately 21 acres of land fronting on Woodside Drive and Locust Street within the Village of Warwick. Village View Estates is also the owner of adjacent land in the Town of Warwick lying to the north, west and south of the village parcel. The town lands which lie to the south of the village parcel can generally be described as forming an irregularly shaped "wedge" that juts into the village lands from west to east.

In order to create a more desirable subdivision plan, as well as to avoid crossing a Class C stream with a second subdivision access road, the Applicant proposes to annex the aforescribed wedge of land from the Town of Warwick to the Village of Warwick. The area proposed to be annexed is currently vacant land having a size of approximately 0.6 acres. If annexed approximately 0.10 acres would be used for a proposed subdivision access road and right of way which would ultimately be dedicated to the Village for use as a public street, approximately 0.25 acres would be used as a single family home site and approximately 0.25 acres would be made a part of the project's permanent open space.

In support of the above, attached herewith please find a Joint Petition for Annexation, a map and legal description of the area proposed for annexation, and an overall map of the proposed Cluster Subdivision with the area in question highlighted in red.

Kindly place this matter on your respective Board's next available agenda for consideration. Should you have any questions, or require any additional materials, please feel free to contact this office.

Respectfully,



Kirk Rother, P.E.

Enclosures  
Cc: Client

**RECEIVED**

AUG 22 2018

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE

VILLAGE BOARD OF THE VILLAGE OF WARWICK  
ORANGE COUNTY: STATE OF NEW YORK

TOWN BOARD OF THE TOWN OF WARWICK  
ORANGE COUNTY: STATE OF NEW YORK

**JOINT PETITION FOR  
ANNEXATION**

-----X  
IN THE MATTER of the Petition of

VILLAGE VIEW ESTATES, LLC

for the annexation of certain territory from the TOWN  
OF WARWICK to the VILLAGE OF WARWICK,  
COUNTY OF ORANGE, STATE OF NEW YORK

-----X  
**TO: THE VILLAGE BOARD OF THE VILLAGE OF WARWICK, NEW YORK and  
THE TOWN BOARD OF THE TOWN OF WARWICK:**

Pursuant to General Municipal Law Article 17, the petitioner VILLAGE VIEW ESTATES, LLC (hereinafter "Village View") petitions for annexation of territory from the Town of Warwick, New York (the "Town") to the Village of Warwick, New York (the "Village"):

1. The petitioner proposes and petitions that Village Board permit and allow to be annexed to the Village the territory presently located in the Town and described as follows:

Section 43, Block1, Lot 4.2 designated on the Tax Maps of the Town (the "Territory")

2. The petitioner proposes and petitions that your Town Board permit and allow the Territory to be annexed to the Village.

3. The petitioner herein is the owner of the Territory and the majority of assessed valuation of the real property in the Territory, assessed upon the last preceding Town Assessment Roll of the Town.

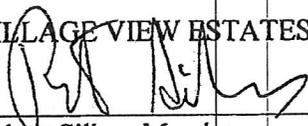
4. The Territory is vacant land and is not inhabited.
5. Annexed hereto and marked Exhibit "A" is an outline map of Territory to be annexed.
6. Annexed hereto and marked Exhibit "B" is a certificate signed by the assessor of the Town responsible for the preparation of the last preceding assessment role of the Town certifying that the petitioner is the owner of a majority in assessed valuation of the real property in the Territory proposed to be annexed to the Village and now situated in the Town as shown on the last preceding assessment role of the Town.

WHEREFORE, your Petitioners pray that the Village and the Town take such steps and such actions as may be necessary to grant the relief sought in this petition.

Dated: Goshen, New York  
July 31, 2018

Respectfully,

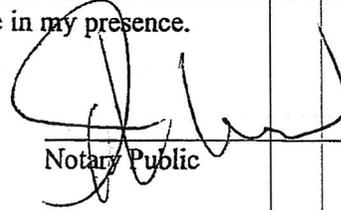
VILLAGE VIEW ESTATES, LLC

  
Robert Silber, Member  
4 Fosse Court  
Airmont, New York 10952  
(845) 222-1812

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF ORANGE )

I, Jay R. Myrow, being duly sworn, says: I reside at 31 Hawthorne Ave, Wausick  
New York; I know each of the person whose name is subscribed to the above sheet having one NY  
(1) signature, and he subscribed the same in my presence.

10990



Notary Public

JAY R. MYROW  
Notary Public, State of New York  
No. 02MY6053208  
Qualified in Orange County  
Commission Expires January 8, 2019

*John A. McGloin*

PROFESSIONAL LAND SURVEYOR  
P.O. BOX 636 32 COLONIAL AVENUE  
WARWICK, NEW YORK 10990  
(845) 986-1262 FAX: (845) 986-1577

Village View Estates LLC  
Proposed Annexation From  
The Town of Warwick to  
The Village of Warwick

Beginning at a point in the Lands now or formerly Village View Estates LLC (liber 5663 page 41 where the same is intersected by the Municipal Boundary line between the Town of Warwick & the Village of Warwick and running thence through the lands now or formerly Village View Estates LLC (liber 5663 page 41) and along the Municipal boundary line between the Town of Warwick and the Village of Warwick N76°02'00"E a distance of 525 plus or minus feet to a point; thence through and along the same 184 plus or minus feet to a point; thence along the lands now or formerly Reynolds & Falcinelli (liber 14380 page 27) and in continuation along the lands now or formerly Dasrats (liber 12154 page 1494) S79°14'44"W a distance of 330 plus or minus feet to a point; thence through the lands now or formerly Village View Estates LLC (liber 5663 page 41) N39°40'35"W a distance of 57.82 feet to the point of beginning.

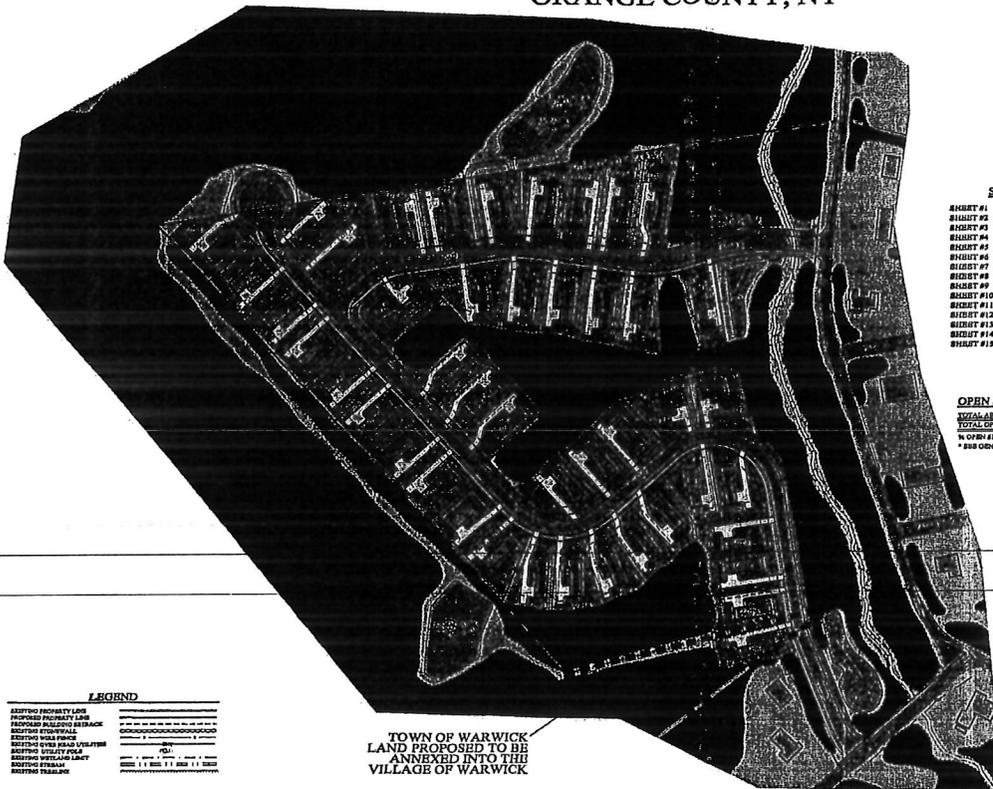


# VILLAGE VIEW CLUSTER SUBDIVISION

## VILLAGE OF WARWICK ORANGE COUNTY, NY



LOCATION MAP  
SCALE: 1" = 100'



### SHEET INDEX

- SHEET #1 COVER SHEET
- SHEET #2 SUBDIVISION PLAN
- SHEET #3 SUBDIVISION PLAN
- SHEET #4 SUBDIVISION PLAN
- SHEET #5 SUBDIVISION PLAN
- SHEET #6 SUBDIVISION PLAN
- SHEET #7 ROAD A PROFILES
- SHEET #8 ROAD A PROFILES
- SHEET #9 ROAD B PROFILES
- SHEET #10 EROSION CONTROL PLAN
- SHEET #11 DETENTION POND DETAILS
- SHEET #12 DETENTION POND DETAILS
- SHEET #13 DETAILS
- SHEET #14 DETAILS
- SHEET #15 NORTH CULVERT CROSSING PLAN

### BULK REQUIREMENTS

R-1 ZONE		MINIMUM REQUIREMENT
CLUSTER DEVELOPMENT		
LOT AREA (SQ.)	30	
LOT WIDTH (FT.)	15	
FRONT YARD (FT.)	5	
REAR YARD (FT.)	5	
SIDE YARD (FT.)	5	
BUILDING SETBACK (FT.)	10	
MAXIMUM ALLOWED		
BUILDING HEIGHT (FT.)	35	
LOT COVERAGE (%)	25	

### GENERAL NOTES:

1. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.
2. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.
3. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.
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8. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.
9. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.
10. THE TOWN OF WARWICK, NY HAS APPROVED THIS SUBDIVISION PLAN UNDER THE TOWN LAW.

### OPEN SPACE AREAS CALCULATION

TOTAL AREA OF PARCELS = 48.15 ACRES  
 TOTAL OPEN SPACE AREA = 4.11 ACRES  
 % OPEN SPACE = 8.54%  
 \* SEE GENERAL NOTES #1, #2 & #3.

RECORD OWNER / APPLICANT  
 ROBERT ELLER  
 VILLAGE VIEW ESTATES, LLC  
 4 FORT ST.  
 AIRMONT, N.Y.

VILLAGE VIEW  
 CLUSTER SUBDIVISION  
 VILLAGE OF WARWICK,  
 ORANGE COUNTY, NEW YORK

COVER SHEET

KIRK ROTHER, P.E.  
 CONSULTING ENGINEER, PLLC  
 158 Bayshore Lane, Warwick, NY 10990  
 (845) 981-0100

NO.	DATE	DESCRIPTION
1	01/15/10	PRELIMINARY PLAN
2	02/15/10	FINAL PLAN
3	03/15/10	AS BUILT
4	04/15/10	AS BUILT
5	05/15/10	AS BUILT
6	06/15/10	AS BUILT
7	07/15/10	AS BUILT
8	08/15/10	AS BUILT
9	09/15/10	AS BUILT
10	10/15/10	AS BUILT
11	11/15/10	AS BUILT
12	12/15/10	AS BUILT

LEGEND

EXISTING PROPERTY LINES	-----
PROPOSED PROPERTY LINES	-----
EXISTING EASEMENTS	-----
PROPOSED EASEMENTS	-----
EXISTING RIGHTS-OF-WAY	-----
PROPOSED RIGHTS-OF-WAY	-----
EXISTING UTILITIES	-----
PROPOSED UTILITIES	-----
EXISTING WATERWAYS	-----
PROPOSED WATERWAYS	-----
EXISTING STREAMS	-----
PROPOSED STREAMS	-----

TOWN OF WARWICK  
 LAND PROPOSED TO BE  
 ANNEXED INTO THE  
 VILLAGE OF WARWICK

**KIRK ROTHER, P.E.**  
CONSULTING ENGINEER, PLLC

5 SAINT STEPHENS LANE  
Phone (845) 988-0620

WARWICK, NY 10990  
Email krother@kirkrother.com

August 20, 2018

Village of Warwick Village Board  
77 Main Street  
Warwick, NY 10990

**Re: Special Use Permit Application  
Village View Estates Cluster Subdivision  
Wood Side Drive and Locust Street  
Tax Parcels 201-1-1.1, 1.2, 1.3, & 2**

Dear Mayor Newhard and Village Trustees:

Village View Estates is seeking Realty Subdivision approval for a 45 lot residential cluster subdivision on approximately 21 acres of land fronting on Woodside Drive and Locust Street within the Village of Warwick. The property currently holds preliminary subdivision approval for a 28 lot single family subdivision as issued by the Village of Warwick Planning Board.

In accordance with Section 145-29 of the Village Code entitled *Residential Cluster Development*, the applicant is to submit a Yield Plan that is to be used as the basis of determining the base lot count. In this instance the Planning Board has agreed that the approved 28 lot subdivision can serve as the Yield Plan. Upon agreement of the Yield Plan Section 145-29(D)(4) further states that "additional units over the number which was established by the Yield Plan shall be subject to a Special Use Permit of the Village Board and subject to a Fee established by the Village Board as provided in the Village Schedule of Fees". The Village View Estates Cluster subdivision proposes 45 single family lots resulting in 17 additional units above the 28 lots established on the Yield Plan.

In consideration of the forgoing, attached herewith please find a Special Use Permit application for the 17 additional dwelling units depicted on the Cluster Subdivision Plan.

Kindly place this matter on the next available Village Board agenda for consideration. Should you have any questions, or require any additional materials, please feel free to contact this office.

Respectfully,



Kirk Rother, P.E.

Enclosures

Cc: Client  
Village of Warwick Planning Board

**RECEIVED**

SEP 14 2018

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE

Village of Warwick  
Special Use Permit Application

RECEIVED

SEP 14 2018

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE

Date received 9/14/18  
App. Fee \$200 - V#1740

- 1) Applicant's name Village View Estates, LLC
- 2) Address 4 Fosse Court, Airmont, NY 10952
- 3) Tele. No.# \_\_\_\_\_ Cell # 845-222-1812
- 4) Project Location Woodsides Drive + Locust Street
- 5) Sec. Lot & Blk 201-1-1.1, 1.2, 1.3 + 2
- 6) Describe Proposed Project Cluster Subdivision, Village View Estates  
Special Use Permit application pursuant to Village Cluster Regulations
- 7) Square Footage of Parcel 20.3 acres

8) Has any variances, site plans or subdivisions been granted for the proposed property Subdivision  
approval pending

If so please attach any copies of variances or Resolutions to this application form.

Signatures must be notarized

Signature of Applicant [Signature] Date 7/31/18  
Robert Silber, Member

Signature of Property Owner same [Signature] Date 9/12/18

Notary Seal: Deonna L. Footman

State of New York  
County of Orange  
On the 12<sup>th</sup> day of Sept year 2018

DEONNA L. FOOTMAN  
Notary Public, State of New York  
Registration No. 01F06377660  
Qualified in Orange County  
Commission Expires 07/09/2022

Owner and/or applicant are responsible for payments of any and all consultant's fees.

Electric Vehicle Charging Stations Project  
 South St Parking Lot Upgrade & New Location  
 Village of Warwick

Estimated Annual Operating Costs

ITEM	COST	NOTES
Cloud/Software Support Fee	\$560	\$280/port
Utility (Energy only) *	\$452	Based on ChargePoint reported usage
Utility Delivery**	\$914	
ChargePoint Assure Maintenance***	\$740	Per station
Total	\$2666	

\*- 365-day period= 8.54 MWH= 8540 kWh times \$0.05295= \$452

\*\*-\$0.107/KWH cost shared with parking lot lights and electrical outlets

\*\*\*-Not currently subscribed

Revenue

Hours over recent 365-day period= 1882 hours of charging time.

According to NYS there are 92 Electric Vehicles in 10990

Propose fee based on connected time which creates a personal incentive to unplug and move vehicle once fully charged.

Transaction fee assessed by ChargePoint is 10%

Fee Options

At \$1.00/hour would create annual revenue= \$1882- \$188= \$1702 net

At \$1.25/hour would create annual revenue= \$2352- \$235= \$2117 net

At \$1.50/hour would create annual revenue= \$2823- \$282= \$2541 net

At \$1.75/hour would create annual revenue= \$3293- \$329= \$2964 net

At \$2.00/hour would create annual revenue= \$3764- \$376= \$3388 net

Electric Vehicle Charging Infrastructure Grant

- NYS will pay no more than 80% of an estimated reasonable baseline cost =
  - \$8,000 per port for Electrical Vehicle Supply Equipment (EVSE)
  - \$32,000 per pedestal for DC Fast Charge
- Level 2 networked EVSE required
- Up to 2 years of charging cost can be eligible

**§ 135-19.5 Electric Vehicle Charging Station; Electric Vehicles**

- A. The following locations are hereby designated as municipal off-street electric vehicle parking spaces at which only the parking of electric vehicles actively engaged in charging shall be permitted:
- (1) South Street Parking Lot north end: two spaces.
- B. No person shall stop, stand, or park a vehicle other than an electric vehicle within any parking space designated as a municipal off-street electric vehicle parking space. Unless otherwise specifically provided for, any person found guilty of parking, stopping or standing in a vehicle other than an electric vehicle in a municipal off-street electric vehicle parking space shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board .
- C. No person shall park an electric vehicle in a parking space designated as a municipal off-street electric vehicle parking space unless such electric vehicle is in the process of charging. Unless otherwise specifically provided for, any person found guilty of parking an electric vehicle in a municipal off-street electric vehicle parking space while not in the process of charging shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
- D. No person shall park in a space designated as a municipal off-street electric vehicle parking space for more than three continuous hours regardless of whether or not the electric vehicle is the process of charging. Unless otherwise specifically provided for, any person found guilty of parking an electric vehicle in a municipal off-street electric vehicle parking space for more than three continuous hours, whether or not the electric vehicle is the process of charging, shall be subject to a fine in such amount as shall be prescribed in the Schedule of Fees adopted by resolution of the Village Board.
- E. Electric vehicles may be parked in any space designated for public parking, subject to the restrictions that would apply to any other vehicle that would park in that space.

## **Fee Schedule Additions**

Under Category- "Police Department Parking Fines" add the following:

Parking a vehicle other than an electric vehicle in a space designated for "electric vehicle parking while charging only." \$100

Parking an electric vehicle in a space designated for "electric vehicle parking while charging only" when the electric vehicle is not in the process of charging. \$50

Parking an electric vehicle in a space designated for "electric vehicle parking while charging only" greater than three continuous hours whether or not the electric vehicle is the process of charging. \$50

### **Create a new Category**

Category: Electric Vehicle Charging

Type of Fee: Connection Fee

Amount: \$1.75/hour

WHITEMAN  
OSTERMAN  
& HANNA LLP

Attorneys at Law  
www.woh.com

David R. Everett  
Partner  
518.487.7743 phone  
deverett@woh.com

One Commerce Plaza  
Albany, New York 12260  
518.487.7600 phone  
518.487.7777 fax

October 20, 2020

To: SEQRA Distribution List

**Re: Warwick Meadows, Phase IV, Proposed Residential Development  
Intersection of Brady Road /Sheffield Drive  
Village of Warwick, New York  
Notice to Designate a SEQRA Lead Agency**

Dear Involved and Interested Agencies:

At the request of the Village of Warwick Planning Board (the "Planning Board"), attached is the Planning Board's Notice to Designate SEQRA Lead Agency with respect to the above-referenced proposal by Warwick Commons Stage 5, LLC to develop residential units on property located at the intersection of Brady Road and Sheffield Drive in the Village of Warwick, Orange County, New York (the "Project").

At its regular meeting on October 13, 2020, the Planning Board declared its intent to re-designate itself as SEQRA lead agency for the Project and conduct a coordinated environmental review. As such, this letter and enclosures shall serve as the required notice to all involved and interested agencies of the Planning Board desire to be re-designate itself as the lead agency for the Project. If you agree with the Planning Board serving as lead agency, please return the enclosed consent form to the Village of Warwick Planning Board, 77 Main Street, P.O. Box 369, Warwick, NY 10990.

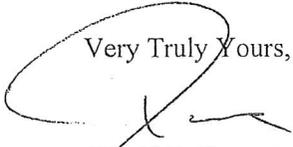
Any questions should be directed to the Village of Warwick Planning Board at (845) 986-2031.

RECEIVED

OCT 23 2020

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE

Very Truly Yours,

  
David R. Everett

Enclosures

cc: Village of Warwick Planning Board

**VILLAGE OF WARWICK PLANNING BOARD**

**77 Main Street  
P.O. Box 369  
Warwick, NY 10990  
(845) 986-2031**

**NOTICE TO DESIGNATE A SEQRA LEAD AGENCY**

**Date of Notice:** October 20, 2020

To all Involved and Interested Agencies:

This notice is issued pursuant to NY State Environmental Quality Review Act (Environmental Conservation Law, Article 8) and its implementing regulations at 6 NYCRR Part 617 (collectively, "SEQRA") to designate the Village of Warwick Planning Board (the "Planning Board") as the Lead Agency for the project below.

Please take notice that the Planning Board has received applications for a second amended site plan approval and lot line adjustments related to the construction of new residential development to be located at:

**Intersection of Brady Road and Sheffield Drive  
Village of Warwick, New York  
Tax IDs: 218-1-91, 92, 93, 94 & 96 and 219-1-2.2**

Warwick Commons Stage 5, LLC ("Warwick Commons") is proposing to develop 90 residential condominium units on property located at the intersection of Brady Road and Sheffield Drive in the Village of Warwick (the "Project"). The Project is Phase IV of a larger multiple-phased residential community called Warwick Meadows.

The entire Warwick Meadows project (all phases) was originally approved by the Planning Board in 1986, at which time the Planning Board was designated as the Lead Agency and completed the SEQRA process by accepting a Final Environmental Impact Statement ("FEIS") and issuing a Findings Statement for the entire phased development. In 2012, the Planning Board approved an amended site plan for Phase IV of the Warwick Meadows development after re-designating itself as the Lead Agency and issued an Amended Findings Statement pursuant to SEQRA. Portions of Phase IV have already been constructed.

Warwick Commons is now seeking to amend the previously approved Phase IV site plan and has applied to the Planning Board. Due to the length of time that has passed since the original lead agency designation and the 2012 amendments to the site plan, the Planning Board is recirculating this notice of its intent to re-establish itself as the Lead Agency for the Project.

Based on the attached information submitted to the Planning Board, this action appears to be a Type 1 Action pursuant to 6 NYCRR §§ 617.4(b)(8) and 617.4(b)(5)(iii) because it involves construction of 90 new residential units on property located in a New York State Agricultural District.

Under the SEQRA regulations, the Village of Warwick Planning Board intends to re-establish itself as the lead agency for the environmental review of the Project and conduct a coordinated review. This notification is being sent to all involved and interested agencies to state the intent of the Village of Warwick Planning Board to assume lead agency status for this application. If you

have any objections, please submit them in writing within 30 days of the notice date above to the Planning Board at the above address.

Involved agencies should fill out the attached form stating their position on lead agency status for this matter and return it to the Village of Warwick Planning Board within (30) days of the date of this notice. If you do not respond within thirty (30) days, it will be assumed that your agency does not wish to serve as lead agency for this matter. As required by SEQRA, you will continue to receive copies of all SEQRA determinations, SEQRA documents and notices.

At this time, the Village of Warwick Planning Board also requests any comments you may have with regard to potential environmental impacts related to the Project. Please provide your comments on a separate sheet and return them with the attached form.

In addition to the information contained in this notice, the entire contents of Warwick Common's amended site plan application is available on the Village's website, <https://villageofwarwick.org/2020/09/warwick-commons-planning-board-submittals/>.

Thank you kindly for your cooperation.

Very truly yours,

Village of Warwick  
Planning Board

Attachments to this Notice:

- Exhibit A: Lead Agency Consent Form;
- Exhibit B: Application Documentation;
- Exhibit C: SEQRA Full Environmental Assessment Form, Part 1;
- Exhibit D: Expanded SEQRA Narrative; and
- Exhibit E: Project Site Plans and Architectural Renderings.

Copies of this Notice shall be sent to following Involved or Interested Agencies:

1. Village of Warwick Village Board (easements and bond approvals);
2. Village of Warwick Water/Sewer Department (water and sewer permits);
3. Village of Warwick Building Department (building permit);
4. Village of Warwick DPW (road access permit);
5. New York State Department of Environmental Conservation (general stormwater permit and dam decommissioning permit);
6. Orange County Department of Health (water supply approval);
7. Warwick Meadows HOA (approval of dam decommissioning); and
8. NYS Attorney General, Real Estate Finance Bureau (acceptance of HOA/condo offering plans)
9. New York State Department of Transportation
10. Orange County Department of Planning
11. Town of Warwick, New York

VILLAGE OF WARWICK PLANNING BOARD

77 Main Street  
P.O. Box 369  
Warwick, NY 10990  
(845) 986-2031

CONSENT TO SEQRA LEAD AGENCY

Name of Involved Agency: \_\_\_\_\_

Proposed Lead Agency: Village of Warwick Planning Board

Name of Action: **Warwick Meadows, Phase IV**  
**Intersection of Brady Road and Sheffield Drive**  
**Village of Warwick, New York**  
**Tax IDs: 218-1-91, 92, 93, 94& 96 and 219-1-2.2**

Preliminary Classification of Action: Type 1

On behalf of \_\_\_\_\_ (involved agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

- ( ) **CONSENTS** to the Village of Warwick Planning Board acting as the SEQRA lead agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.
- ( ) **DOES NOT CONSENT** to the Village of Warwick Planning Board acting as SEQRA lead agency in this application and desires that \_\_\_\_\_ serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations--6 NYCRR § 617.6(b)(5).
- ( ) **TAKES NO POSITION** on lead agency designation.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Involved Agency name (printed)

\_\_\_\_\_  
Title

Please return to: Village of Warwick Planning Board  
77 Main Street, P.O. Box 369  
Warwick, NY 10990

77 Main Street  
Post Office Box 369  
Warwick, New York 10990  
www.villageofwarwick.org



(845) 986-2031  
FAX (845) 986-6884  
mayor@villageofwarwick.org  
clerk@villageofwarwick.org

VILLAGE OF WARWICK  
INCORPORATED 1867

Planning and Zoning Department

**Escrow Release Request for Balance of Funds**

October 13, 2020

Requested Payee – 18 Railroad LLC  
**Planning Board**

Total Balance - \$222.50

Amount Requested - **\$222.50**

According to Sec. 64-3 of the Village of Warwick Local Law E: In the event that an applicant shall withdraw his application at any stage of the proceedings or when the application review and approval process has been completed, the balance of funds in the applicant's account after all current outstanding fees are paid shall be either remitted to the applicant with 60 days of final action by the board or, if so directed by the applicant shall remain on deposit as the applicant's initial payment toward post-approval inspection requirements (if required).

77 Main Street  
 Post Office Box 369  
 Warwick, NY 10990  
 www.villageofwarwick.org



(845) 986-2031  
 FAX (845) 986-6884  
 mayor@villageofwarwick.org  
 clerk@villageofwarwick.org

**VILLAGE OF WARWICK**  
 INCORPORATED 1867

**Budget Modification Request**

**For Board of Trustees Approval - Meeting on 11/2/2020**

For approval to transfer available appropriations for the following Fiscal Year 2020-2021 budget account lines:

**GENERAL FUND**

FROM Account Code	Account Description	Budget Approp. Balance	Transfer Request	Reason	TO Account Code	Account Description	Budget Approp. Balance	Transfer Amount
A.5110.1000	Streets Personal Service	392,432.24	20,000.00	Variance for Actual Payroll Distribution DPW	A.7140.1000	Parks Personal Service	(4,795.84)	20,000.00
A.5110.4400	Streets Curbs & Sidewalk Repair	27,312.91	12,000.00	Complete Village Hall security upgrades per MM	A.1620.4950	Village Hall Special Projects	2,973.74	12,000.00
A.5110.4400	Streets Curbs & Sidewalk Repair	27,312.91	3,000.00	Village Hall supplies remainder of fiscal year	A.1620.4530	Village Hall Maint. Supply	41.06	3,000.00
<b>TOTAL</b>			<b>35,000.00</b>		<b>TOTAL</b>			<b>35,000.00</b>

**SEWER FUND**

FROM Account Code	Account Description	Budget Approp. Balance	Transfer Request	Reason	TO Account Code	Account Description	Budget Approp. Balance	Transfer Amount
G.8120.4110	Sewer Collection Sys Rep/Maint	22,064.07	5,000.00	Homestead Pump Station fencing/planting	G.8120.4500	Sewer Pump St Rep/Maint	14,588.75	5,000.00
<b>TOTAL</b>			<b>5,000.00</b>		<b>TOTAL</b>			<b>5,000.00</b>

Respectfully submitted,



Cathy M. Richards  
 Village Treasurer

Report Date: 10/28/2020

## Deputy Clerk

---

**From:** Richard Jarer Jr <jarer1on1training@icloud.com>  
**Sent:** Wednesday, October 28, 2020 3:41 PM  
**To:** Deputy Clerk  
**Subject:** Re: Memorial Park Pavilion  
**Attachments:** PHPK1887579-002\_Policy\_Computer Generated Document[2].PDF

Hello,

Here is a copy of my insurance.

For 2021 I would like to have the pavilion from 4/1/2021 - 11/1/21 the hours of.....

Monday - Friday  
5:00am - 11:00am  
4:00pm - 7:00pm

Saturday - Sunday  
7:00am - 11:00am

On Oct 28, 2020, at 1:44 PM, Deputy Clerk <deputyclerk@villageofwarwick.org> wrote:

Hello Rich,

I am working with Raina on adding your below request to extend your facility use request for Memorial Pavilion for the month of November 2020.

The times you requested are available on our calendar however, before I can add this request to our agenda for the Monday, November 2, 2020 Village Board Meeting we will need an updated insurance form, the current one we have on file expires on 10/30/2020. Please send me the updated insurance by today, Wednesday, October 28 2020.

You also requested to add the following hours below for 2021, can you please indicate what months you are requesting? Also note, we will need the insurance forms submitted for these 2021 dates prior to adding the request to the agenda for Village Board Meetings.

Monday - Friday  
5:00am - 11:00am  
4:00pm - 7:00pm

Saturday - Sunday  
7:00am - 11:00am

I also left you a voicemail about your request on your cell phone.

Thank you in advance,

*Maryann Benedict*  
Deputy Village Clerk  
77 Main Street/P.O. Box 369  
Warwick, NY 10990  
Phone: (845) 986-2031 x.115  
Fax: (845) 986-6884  
[deputyclerk@villageofwarwick.org](mailto:deputyclerk@villageofwarwick.org)  
<image001.jpg>

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**From:** Raina Abramson <clerk@villageofwarwick.org>  
**Sent:** Wednesday, October 28, 2020 9:02 AM  
**To:** Deputy Clerk <deputyclerk@villageofwarwick.org>  
**Subject:** FW: Memorial Park Pavilion

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**From:** Richard Jarer Jr <[jarer1on1training@icloud.com](mailto:jarer1on1training@icloud.com)>  
**Sent:** Wednesday, October 28, 2020 8:53 AM  
**To:** Raina Abramson <[clerk@villageofwarwick.org](mailto:clerk@villageofwarwick.org)>  
**Subject:** Re: Memorial Park Pavilion

Hi Raina!

Sorry for the late response. Yes I would like November times. Here's what I would like...

Monday - Friday  
5:20am - 10:00am  
4:00pm - 5:30pm

Saturday - Sunday  
7:00am - 8:30am

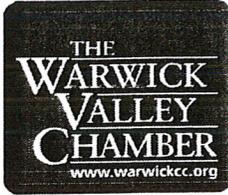
Also, just because I think this pandemic may continue for a while into next year I'd like to put in hours for 2021. If I can now I'd like to reserve

Monday - Friday  
5:00am - 11:00am  
4:00pm - 7:00pm

Saturday - Sunday  
7:00am - 11:00am

I really appreciate being able to use the pavilion as it has kept my business afloat. Let me know about next year. Thanks!

Rich



## WARWICK VALLEY CHAMBER OF COMMERCE INC.

25 South Street ♦ WARWICK, NY 10990 ♦ 845-986-2720 ♦ FAX 845-986-6892  
WEB ADDRESS: [HTTP://WWW.WARWICKCC.ORG](http://www.warwickcc.org) ♦ E-MAIL: [INFO@WARWICKCC.ORG](mailto:INFO@WARWICKCC.ORG)

October 27, 2020

Mayor Michael Newhard  
Village of Warwick Trustees  
Village Hall  
Warwick, NY 10990

Dear Mayor Newhard and Trustees:

The holiday season will be upon us soon and on behalf of the Warwick Merchants Guild, the Warwick Valley Chamber of Commerce would like to once again ask for permission to hold the following event throughout the Village.

- We would like to formally request that free parking be put in place for the period between November 22, 2020 and January 1, 2021. The policy has been much appreciated by our Village Merchants in the past and the Chamber is happy to support it. The Warwick Valley Chamber would also like to decorate the parking meters as we have in the past and will coordinate with the DPW.

Thank you for your cooperation.

Sincerely,

Michael A. Johndrow, Executive Director  
Warwick Valley Chamber of Commerce

**RECEIVED**

**OCT 27 2020**

**VILLAGE OF WARWICK  
CLERK**

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
NOVEMBER 2, 2020  
AGENDA ADDENDUM**

6. **Resolution for the Unpaid Village of Warwick FY 2020-2021 Tax Collection**

Whereas; according to Real Property Tax Law § 1436, on or before November 1, the tax collecting officer must deliver an account of the unpaid taxes to the Board of Trustees; and

Whereas; attached is an account describing each parcel of real property upon which taxes are unpaid, the person or persons in whose name the property is assessed, and the amount of unpaid tax totaling \$63,828.53 for the FY 2020-2021 Village of Warwick tax collection; and

Whereas; the Village Board of Trustees has compared the Village Clerk's account of the FY 2020-2021 unpaid taxes with the original FY 2020-2021 tax roll, and has determined that the account is accurate; and

Whereas; each member of the Village Board shall execute the attached certificate which recites that the account and the tax roll have been compared and found to be correct and that the total amount of taxes unpaid for FY 2020-2021 is \$63,828.53; and

Whereas; the signed certificate and account describing each parcel of real property upon which taxes are unpaid, the person or persons in whose name the property is assessed, and the amount of unpaid tax totaling \$63,828.53 for the FY 2020-2021 Village of Warwick tax collection will be returned to the Orange County Commissioner of Finance's Office prior to November 15<sup>th</sup> in the year in which the levy is made; and

Whereas; these facts must also be included in the official minutes of the Village of Warwick; and

Whereas; within 15 days of the tax collecting officer delivering an account of the unpaid taxes to the Board of Trustees, the Board must file the tax roll and warrant in the office of the Village Clerk. A copy of the tax roll must be permanently retained as a public record.

\_\_\_\_\_ presented the foregoing resolution which was seconded by

\_\_\_\_\_

The vote on the foregoing resolution was as follows:

- Barry Cheney, Trustee, voting \_\_\_\_\_
- William Lindberg, Trustee, voting \_\_\_\_\_
- George McManus, Trustee, voting \_\_\_\_\_
- Corey Bachman, Trustee, voting \_\_\_\_\_
- Michael Newhard, Mayor, voting \_\_\_\_\_

7. **MOTION** to approve the draft Environmental Assessment Form on the proposed Warwick Grove Snow Removal Storage License and to adopt the draft resolution for a Negative Declaration under the State Environmental Quality Review Act.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_  
Trustee McManus \_\_\_ Mayor Newhard \_\_\_

8. **MOTION** to approve the proposed Warwick Grove Snow Removal Storage License and to authorize the Mayor to sign the license and all documents necessary to implement the terms thereof.

The vote on the foregoing **motion** was as follows:

Trustee Cheney \_\_\_ Trustee Lindberg \_\_\_ Trustee Bachman \_\_\_  
Trustee McManus \_\_\_ Mayor Newhard \_\_\_

**Village of Warwick Village 2020  
Tax Warrant**

Description:	Original Amount:	Adjustments:	Current Amount:
General Tax	3,102,594.56	-1,951.66	3,100,642.90
Sewer Improvement	904,070.36	0.00	904,070.36
Sewer Relevy	182.98	0.00	182.98
Warwick Relevy	188.03	0.00	188.03
Pro-rated/omitted	562.29	0.00	562.29
Building Repair	1,188.58	0.00	1,188.58
<b>Bill Count:</b> 2496	<b>Totals:</b> 4,008,786.80	-1,951.66	4,006,835.14

**Village of Warwick Village 2020  
Collection Summary  
All Inclusive**

District:	Taxes Collected:	Penalty:	Surcharge:	Notice Fee:	Remaining Uncollected:
Village 2020	3943006.61	6778.75	0.00	44.00	63828.53
<b>Totals:</b>	<b>3943006.61</b>	<b>6778.75</b>	<b>0.00</b>	<b>44.00</b>	<b>63828.53</b>

**Collection Statistics:**

Number of Postings:	2455
Percentage Collected:	98%
Number of Adjustments:	1
Number of Voids:	25
Number of Returned Payments:	14
Number Refunded Duplicate Pmnts:	15
Total Refunded:	10946.11
Notice Handling Fees Collected:	44.00

Received Via:	
On-Line:	56
Mail:	2374
Counter:	17

Cash:	5590.76
Check:	3842786.67
Other:	101471.94
<b>Total:</b>	<b>3949849.37</b>
<b>Minus Duplicate/Over Payments:</b>	<b>0.01</b>
	<b>3949849.36</b>
Taxes:	3943006.61
Penalty:	6778.75
Surcharge:	0.00
Ret. Check Fees:	20.00
Notice Fees:	44.00
<b>Total:</b>	<b>3949849.36</b>
<b>Minus Direct / Under Payments:</b>	
0 Direct:	0.00
0 Under:	0.00
	<b>3949849.36</b>

**Other Payment Type Breakout:**

Online Payment:	56	101471.94
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**SEQRA RESOLUTION FOR  
WARWICK GROVE SNOW REMOVAL EQUIPMENT STORAGE LICENSE**

WHEREAS, the Village of Warwick owns property, identified as Village of Warwick Tax Map No. 212-1-2 (the "Property"), which is adjacent to property belonging to the Warwick Grove Homeowners' Association, Inc., ("HOA"), containing an asphalt area accessible from McFarland Drive and across from 1 Cropsey Street; and

WHEREAS, the HOA has requested that the Village allow the HOA to use approximately 900 square feet of the Property to temporarily park snow removal equipment and a trailer from November 1, 2020 through May 1, 2021; and

WHEREAS, the Village is willing to enter into a license agreement for the project; and

WHEREAS, the project is an action subject to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Village Board, as the only involved agency, is the Lead Agency in SEQRA review of the proposed action and has caused an Environmental Assessment Form ("EAF") to be prepared; and

WHEREAS, the Village Board has both on its own and through its consultants investigated and considered the potential environmental impacts of the proposed action;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board hereby adopts the EAF prepared for the proposed action; and

2. That after considering all of the information pertaining to the project including, without limitation, the EAF, the Village Board hereby adopts the Negative Declaration attached hereto.

\_\_\_\_\_ presented the foregoing resolution which was  
seconded by \_\_\_\_\_,

The vote on the foregoing resolution was as follows:

Barry Cheney, Trustee, voting \_\_\_\_\_

William Lindberg, Trustee, voting \_\_\_\_\_

George McManus, Trustee, voting \_\_\_\_\_

Corey Bachman, Trustee, voting \_\_\_\_\_

Michael Newhard, Mayor, voting \_\_\_\_\_

**STATE ENVIRONMENTAL QUALITY REVIEW  
NEGATIVE DECLARATION  
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

November 2, 2020

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 Village of Warwick Village Board as Lead Agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

**Name of Action:** Warwick Grove Snow Removal Equipment Storage License

**Action Type:** Unlisted Action

**Conditioned Negative Declaration:** No

**Description of Action:** The Village of Warwick proposes to allow the Warwick Grove Homeowners' Association, Inc., to use approximately 900 square feet of the Village's property to temporarily park snow removal equipment and a trailer from November 1, 2020 through May 1, 2021. The project may also include construction of a fence.

**Contact Person:** Michael Newhard, Mayor, Village of Warwick, 77 Main Street,  
PO Box 369, Warwick, NY 10990.

**Location:** Village of Warwick Tax Map No. 212-1-2.

**Reasons Supporting Negative Declaration:**

No significant environmental effects are associated with the proposed Local Law as per review of the Short Form EAF and Part 2 prepared pursuant to SEQRA.

## TEMPORARY REVOCABLE LICENSE AGREEMENT

**THIS AGREEMENT**, dated November \_\_\_, 2020, by and between the Village of Warwick, a municipal corporation with offices at 77 Main Street, Warwick, New York, 10990 ("Village"), Warwick Grove Homeowners' Association, Inc., a homeowners' association located in Warwick, New York, 10990 (the "HOA"), and the HOA's snow removal contractor, Wright Brothers Landscaping, a limited liability company providing landscaping and snow removal services with offices at 325 Kings Highway, Warwick, New York 10990 ("Wright Brothers"),

**WHEREAS:** The Village owns property, identified as Village of Warwick Tax Map No. 212-1-2 (the "Property"), adjacent to property belonging to the Warwick Grove Homeowners' Association, Inc., containing an asphalt area accessible from McFarland Drive and across from 1 Cropsey Street.

**WHEREAS:** The HOA has requested that the HOA may use approximately 900 square feet of the Property to temporarily park snow removal equipment and a trailer from November 1, 2020 through May 1, 2021.

**WHEREAS:** The Village Board of Trustees is willing to permit the HOA to make the said use of the Property from November 1, 2020 through May 1, 2021 as a measure which promotes health and safety of the residents of the Village of Warwick, provided that the said snow removal equipment and trailer are being used for clearing snow from the HOA's property in the Warwick Grove residential development.

NOW, THEREFORE, in consideration of their mutual covenants and obligations, which all parties agree constitute good and valid consideration, the parties agree as follows:

1. The Village hereby grants a revocable license to the HOA to use the portion of the Property depicted in Exhibit A for temporary parking of snow removal equipment for the purpose of snow removal from the aforesaid property of the HOA. This revocable license shall extend to the HOA, its contractors, subcontractors, members, employees and agents, and shall permit them to enter upon the Property as necessary to place, store, access, and use such equipment. The term of the said license shall be November 1, 2020 through May 1, 2021.
2. In consideration of grant of the said revocable license, the HOA shall pay the Village the sum of \$1500 upon execution of this License Agreement.
3. The HOA shall indemnify and hold harmless the Village and its Board of Trustees from claims arising from its use of the Property, including reasonable attorneys' fees and expenses. Further, the HOA agrees to require its snow removal contractor to indemnify and hold harmless the Village and its Board of Trustees from claims arising from its use of the Property, in substantially the form provided below. The HOA shall cause its snow removal contractor to have and maintain public liability insurance of the types and in a coverage amount of not less than \$1,000,000/\$2,000,000, to name the Village an additional insured on such insurance, and to provide the Village with a certificate of insurance and copies of the relevant policies on request. This insurance shall not be permitted to lapse and in the event of any change, the contractor shall provide the HOA and Village with new certificates of insurance, and the certificate of insurance shall provide that the Village is entitled to at least thirty (30) days' notice of any change in coverage or cancellation of the policy.

4. The HOA may begin using the Property on November 1, 2020, and must vacate the Property by May 1, 2021. The HOA may, but is not required to, place a temporary fence or screen so that the stored equipment is not visible from McFarland Drive. In the event that the HOA determines to build the said fence, it shall first submit the building plans for the fence to the Village Board for approval. In the event that fence is erected, the said fence shall remain the property of the HOA and the HOA shall be obligated to remove it upon expiration or termination of the revocable license granted hereunder. The HOA agrees to leave the Property in substantially the same condition in which the Property was on November 1, 2020.

5. The Village is not obligated to perform any work on the Property, and is specifically not required to clear the Property or a path to vehicles parked or equipment stored there in the event of snowfall. The Village is not responsible for theft or damage to vehicles parked or equipment stored on the Property or at any other time. The owner of any vehicles or equipment shall bear all risk of theft, damage, or vandalism.

6. No maintenance or repairs of equipment shall be performed at the Property.

7. The HOA and its snow removal contractor shall at all times comply with applicable law. Further, the HOA and its snow removal contractor shall at all times keep the area of the Property used by the HOA and its contractors in neat and clean condition in accordance with the Property Maintenance provisions of the Village Code. Additionally, the use made of the Property by the HOA and its contractors shall be conducted in such a manner so as not to create unreasonable noise, odors or fumes. The HOA shall have no obligation to correct conditions existing on areas of the Property used by the HOA and its contractors prior to the date of this agreement or any other areas of the Property.

8. This Agreement cannot be modified, except in writing signed by all of the parties. Each of the parties warrants and represents that its signatory to this Agreement possesses authority to execute the Agreement and to bind the respective party to the terms of this Agreement.

9. The HOA may change snow removal contractors. At the HOA's request, the Village will permit a new contractor to use the Property under this license provided the contractor provides the required insurance and indemnification, and complies with the other terms of this license. In the event that Wright Brothers is no longer providing snow removal services to the HOA, it shall no longer be permitted to store equipment at the Property. With the consent of the HOA, Wright Brothers may assign its interest under this Agreement to a successor snow removal contractor provided the successor contractor assumes the obligations of Wright Brothers under this Agreement. In that case, the HOA will notify the Village in writing.

10. Wright Brothers agrees to defend, hold harmless, and indemnify the Village and its Board of Trustees from and against any and all claims, suits, losses, damages, investigations and proceedings, including reasonable attorneys' fees and expenses (collectively "Losses") to the extent arising or based directly or indirectly on: (a) its use of the Property pursuant to this Agreement; (b) personal injury or

property damage arising out of its use of the Property; and (c) personal injury or property damage arising from its vehicles, equipment and/or the operation thereof.

11. In the event of a breach of this Temporary Revocable License Agreement by the HOA or its contractors, the Village may terminate the license upon fourteen (14) day's written notice. There shall be no right to cure a breach, but the HOA may contest before the Village Board whether a breach of the lease has actually occurred, and the license shall continue until the Village Board issues a decision.

WHEREFORE, the parties duly executed this Agreement on the date first written above.

VILLAGE OF WARWICK  By: _____  Michael Newhard, Mayor	WRIGHT BROTHERS LANDSCAPING, LLC  By: _____  _____, Member
	WARWICK GROVE HOMEOWNERS ASSOCIATION, INC.  By: _____  _____, President