

**BOARD OF TRUSTEES  
VILLAGE OF WARWICK  
October 21, 2019  
AGENDA**

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

1. Introduction by Mayor Newhard.
2. **Public Hearing on the proposed Local Law No. 3 of the Year 2019 entitled: “A Local Law to amend the Village Code by enacting Chapter 115 entitled ‘Short Term Rental Property’.”**
3. **Public Hearing on the proposed Local Law No. 4 of the Year 2019 entitled: “A Local Law enacting a new Chapter 85 of the Village Code of the Village of Warwick entitled ‘Local Residency Card Program’.”**
4. Acceptance of Minutes: October 2, 2019 & October 7, 2019.

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

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

5. Acceptance of Reports: September 2019: Clerk’s Office & Tax Collection, Justice, Building, Planning Board & ZBA.

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

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

6. Authorization to Pay all Approved and Audited Claims #20000697 – 20000787 in the amount of \$\_\_\_\_\_.

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

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

## 7. Police Report

### **Announcements**

1. An Afternoon with Betsy Stranton, Sunday, October 27, 2019 at 4:00 p.m.
2. Warwick Skatepark Public Forum, Tuesday, October 29, 2019 at 7:00 p.m. at Park Avenue Elementary School.
3. 2019 Halloween Curfew and Road Closures:

There is a Halloween curfew for all persons under the age of 18 unless accompanied by a parent or guardian on all Village streets and parks and other public areas in the Village of Warwick between the hours of 8:00 p.m. on Wednesday, October 30, 2019 to 6 a.m. on Thursday, October 31, 2019 and again on Thursday, October 31, 2019 from 8:00 p.m. to 6 a.m. on Friday, November 1, 2019.

The Village will once again close off Oakland Court, Welling Avenue and Orchard Street west of Elm Street on Halloween, Thursday October 31, 2019 from 4:00 p.m. to 8:00 pm.

4. Village Residents Invited to “Scare the Mayor”

Village residents are invited to try their best to Scare the Mayor for the Village’s Third Annual “Scare the Mayor” Contest. This is a contest for the scariest, most frightful, scream worthy Halloween decorated house in the Village of Warwick. The contest is free to enter and only those living within the Village of Warwick are eligible. To register your house, please call Village Hall at (845) 986-2031 or email [clerk@villageofwarwick.org](mailto:clerk@villageofwarwick.org) by Tuesday, October 29, 2019.

5. 2019 Village of Warwick Halloween Costume Parade:

The Village of Warwick Recreation Department and the Warwick Lions Club will be hosting a spooktacular Halloween Costume Parade on Thursday, October 31st. Line-up will take place at 4:30 p.m. on Church Street. The Parade will start at 5:00 p.m. and proceed down Main Street to Railroad Green where Halloween treats will be handed out. A Costume Contest will take place on Railroad Green with prizes. This years’ Costume Contest will include the following categories: Most Original, Scariest, Cutest and Most Warwick Pride. The contest will be divided into the following age groups: 0-5, 6-9, 10-14, adult and family ensemble. Refreshments are sponsored by ShopRite of Warwick.

6. No Overnight Parking:

Please take notice that the on-street parking within the Village of Warwick is prohibited between the hours of 2:00 a.m. and 6:00 a.m. from November 1<sup>st</sup> through April 1<sup>st</sup>.

7. Village of Warwick 2019 Fall Leaf Pickup:

Now that fall is here the Village of Warwick will begin picking up leaves on November 1, 2019. Leaves must be placed at the curb in paper bags. The last pickup will be during the week of December 10<sup>th</sup>. To ensure a final pickup, leaves must be placed at the curb prior to December 13<sup>th</sup>. Village residents may also bring bagged leaves to the Village Brush Pile which is open every Saturday and Sunday in October and November from 12:00 p.m. - 4:00 p.m.

### **Correspondence**

1. Email from Cristina Hohman, Applefest 2019 Coordinator

### **Discussion**

1. JDM Holdings, LLC – request for zone change.

### **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:**

1. **MOTION** to accept the quote for a 2019 RAM 3500 Mason Dump Truck from Chrysler Jeep Dodge of Warwick in the amount of \$51,995.00 per the request of DPW Supervisor, Mike Moser. The vehicle is on the lot and can be put into the Village fleet immediately. This vehicle is a priority purchase and will replace the pickup truck with plow in the equipment budget. Ford was still unable to offer state bid pricing on vehicles or dates for builds.

Two quotes were received:   Chrysler Jeep Dodge of Warwick - \$51,995.00  
  Arkel Motors - \$63,358.00 + Dump Body

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

2. **MOTION** to accept the quote for a 2020 Ford F-350 with utility body and truck mounted arial lift from Mobile Lifts Inc. in the amount of \$85,055.00. This is a budgeted expense

in the current FY 2019-20 budget. Funding; DASNY Grant \$75,000 and Equipment Budget \$10,055.

Mobile Lifts, Inc. is a member of the Sourcewell Purchasing Network; a National Purchasing Cooperative that reduces the cost of acquisition for education and local governments. Organization is equivalent to NYS Bid.

The current vehicle being used as a bucket truck, phone company van has been deemed unsafe making this purchase a priority. There is a four to six-month turnaround time for the date of purchase.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

3. **MOTION** to grant permission to Planning Board Chairman, Jim Patterson to attend the Orange County Department of Planning training session on Friday, November 1, 2019 from 8:00 a.m. to 3:30 p.m. at the Trotters Museum in Goshen, NY at a cost of \$60 per member. Mileage reimbursement is applicable. Training agenda is attached.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

4. **MOTION** to grant permission to Planning Board Members, Kerry Boland and Bill Olsen to attend the Orange County Department of Planning training session on Thursday, November 14, 2019 from 7:00 p.m. to 9:00 p.m. at the Orange County Emergency Services Center in Goshen, NY at a cost of \$15 per member. Mileage reimbursement is applicable. Training agenda is attached.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

5. **MOTION** to grant permission to the Planning Board and Zoning Board of Appeals members to register for four (4) NYCOM Planning and Zoning Webinar Training Sessions at a cost of \$30 per webinar per person. Board members who participate in each of the four webinars will satisfy New York State's four-hour annual training requirements for Planning Board and ZBA members. This training is a budgeted item. Webinar agenda is attached.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

**6. RESOLUTION AUTHORIZING REDUCED AND INSTALLMENT PAYMENTS  
FOR THE REIMBURSEMENT OF CERTAIN OVERPAYMENTS FROM  
ELECTED EMPLOYEES/OFFICERS**

**WHEREAS**, between 2005 and 2016, the Village of Warwick miscalculated the amount of certain Village employees'/officers' health insurance premium contribution payments and under withheld the correct amount;

**WHEREAS**, based upon the foregoing, certain health insurance premium contribution payments are currently outstanding to the Village from such Village employees/officers;

**WHEREAS**, the Village Board entered into a settlement agreement with the International Brotherhood of Teamsters, Local Union No. 445 concerning the outstanding health insurance premium contribution payments accrued between 2005 and 2016, effective August 20, 2019;

**WHEREAS**, the Village Board waived all outstanding health insurance premium contribution payments from its non-unionized and non-elected employees/officers accrued between 2005 and 2016, effective August 20, 2019;

**WHEREAS**, the statute of limitations governing the collection of such outstanding health insurance premium contribution payments is six (6) years;

**NOW, THEREFORE, BE IT RESOLVED**, that upon approval, the instant Resolution shall supersede the prior resolution related to elected employees/officers adopted by the Village Board of Trustees of the Village of Warwick on September 3, 2019;

**BE IT FURTHER RESOLVED**, that the Village Board of Trustees of the Village of Warwick hereby authorizes the Village to pursue the collection of outstanding health insurance premium contribution payments from elected employees/officers accrued over the past six (6) years, between August 20, 2013 and August 20, 2019;

**BE IT FURTHER RESOLVED**, that the Village Board of Trustees of the Village of Warwick hereby authorizes the Village to offer such affected elected employees/officers the following repayment options if the elected employee/officer signs a repayment agreement on or before October 31, 2019:

- (1) A 20% reduction on the revised total amount owed if the elected employee/officer makes payment within sixty (60) days from signing a repayment agreement.
- (2) A 10% reduction on the revised total amount owed if the elected employee/officer makes payment in equal installments each month over a five (5) year period with no

interest provided the elected employee/officer remains current on his/her payments during the entire repayment period.

\_\_\_\_\_ 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 \_\_\_\_\_

Eileen Patterson, Trustee, voting \_\_\_\_\_

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

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

**Trustee McManus' Motions:**

7. **MOTION** to grant permission to the Warwick Lions Club to ring bells for the Salvation Army at the business location 33-37 Main Street on the following dates and times: December 7, 2019 and December 8, 2019 between the hours of 10:00 a.m. and 4:00 p.m. and December 21, 2019 and December 22, 2019 between the hours of 10:00 a.m. and 4:00 p.m. Pending proof of proper insurance.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

8. **MOTION** to grant permission to the Veterans of Foreign Wars Post No. 4662 to hold a Veterans Day Parade Monday, November 11, 2019. Parade lineup will take place at the Goodwill Hook & Ladder Co. on Church Street Extension with step-off beginning at 10:45 a.m. The parade will culminate at Memorial Park at approximately 11 a.m. with a ceremony. Pending proof of proper insurance and approval of parade route.

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

Trustee Cheney \_\_\_\_ Trustee Lindberg \_\_\_\_ Trustee Patterson \_\_\_\_

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

## **Reports**

**Trustee Cheney's Report:** Liaison to Planning & Zoning, Town of Warwick, Public Works Daily Operations, Engineering and Infrastructure, Green Building Practices/Alternative Energy Options, Citizens Awareness Panel/Jones Chemical, Orange County Planning.

**Trustee Lindberg's Report:** Liaison to Parks & Recreation, Weekender Bus & Transportation Issues, Traffic and Parking, Liaison to Warwick Fire Department, Safety Committee, Crosswalk & Pedestrian Issues, and Employee Training – Workplace Violence/Sexual Harassment.

**Trustee Patterson's Report:** Liaison to Merchants, Chamber of Commerce, Tourism, Issues of Public Health, Senior Citizens, Public Interface and Outreach, Government Efficiency, St. Anthony Community Hospital, Bon Secour, and Orange County Department of Health.

**Trustee McManus' Report:** Liaison to Albert Wisner Library, Warwick Valley Schools, Police, Ethics, Cablevision, Alteva (WVT), and Issues of Emergency and Homeland Security, WYDO and Warwick Valley Community Center, Coalition for Prevention.

**DPW Supervisor, Mike Moser's Report**

**Mayor Newhard's Report**

**Final Comments from the Floor**

**Final Comments from the Board**

**Executive Session, if applicable**

**Adjournment**

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VILLAGE OF WARWICK  
INCORPORATED 1867

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that the Village Board of the Village of Warwick will hold a public hearing on the 21<sup>st</sup> day of October 2019, 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 2019 entitled: "A local law to amend the Village Code by enacting Chapter 115 entitled 'Short Term Rental Property.'"

The local law proposes to promote public health, safety and welfare by establishing a municipal registration and permit requirement for all short-term rental units within the boundaries of the Village of Warwick and by enacting regulations for the administration of and enforcement of the Village's permitting requirement.

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.

The Village Board will at the above date, time and place hear all persons interested in the subject matter hereof. Persons may appear in person or by agent. All written communications addressed to the Board must be received by the Board at or prior to the public hearing.

BY ORDER OF THE VILLAGE BOARD  
VILLAGE OF WARWICK  
RAINA ABRAMSON  
VILLAGE CLERK

Dated: September 5, 2019



**VILLAGE OF WARWICK  
LOCAL LAW NO. 3 OF THE YEAR 2019**

A local law to amend the Village Code by enacting Chapter 115 entitled "Short Term Rental Property".

Section 1. Purpose:

The purpose of this Local Law is to promote the public health, safety and welfare by establishing a municipal registration and permit requirement for all short term rental units within the boundaries of the Village of Warwick and by enacting regulations for the administration of and enforcement of the Village's permitting requirement.

Section 2. Amendment of Code:

The Village Code of the Village of Warwick is hereby amended to enact Chapter 115 entitled "Short Term Rental Property" which shall read as follows:

**§ 115-1 Purpose.**

Short term rentals of residential property are a potential source of income to property owners. However, if unregulated, may be detrimental to nearby properties and the neighborhoods in which they situated as a result of increased traffic, noise, trash, and similar impacts. Moreover, it is in the overall public interest to require that properties offered for public rental are safely maintained and adequately insured. Therefore, the Village Board of the Village of Warwick hereby establishes the registration and licensing requirements and regulations set forth in this Chapter for the purpose of regulating short term rentals of residential property to ensure safe, responsible and harmonious operation of such uses.

**§ 115-2 Definitions.**

As used in this Chapter, the following terms shall have the meanings indicated:

**Absentee Landlord**

Any Landlord whose domicile is outside the boundaries of Orange County and greater than twenty road miles from the Landlord's Short Term Rental Property.

**Adult**

A person of or over the age of eighteen (18) years of age.

**Agent**

A representative of a Landlord who resides within the boundaries of Orange

County or within twenty (20) miles of the Short Term Rental Property. All Agents must be natural persons and not corporations, limited liability companies or other similar entities.

**Building Inspector**

The Building Inspector of the Village of Warwick.

**Dwelling Unit**

A single, complete, independent living facility for one or more persons within a Residence, including permanent provisions for living, sleeping, eating, cooking and sanitary facilities.

**Housing**

Space within a Dwelling Unit providing overnight accommodations for one or more persons including, at least, bedroom space and bathroom facilities.

**Immediate Family**

The spouse, child, parent, grandparent or grandchild of a Landlord .

**Landlord**

Any owner of a Residence who offers Housing in a Residence to persons other than Immediate Family members in exchange for a fee or compensation, whether monetary or otherwise.

**Residence**

A building or part thereof containing one or more Dwelling Units, but not including a hotel, motel, or bed and breakfast establishment.

**Short Term Rental Permit**

A permit issued by the Village of Warwick stating that use of the Residence for short term rental is permitted.

**Short Term Rental Property**

Any Residence in which Housing is offered to persons other than the Immediate Family of the Landlord in exchange for a fee or compensation, whether monetary or otherwise, for a period of less than thirty (30) days, including, but not limited to, rentals provided by such companies as Air BnB and VBRO. Month to month tenancies are not considered Short Term Rental Properties.

### **Substandard**

Any deficiency in a structure or Housing unit that does not meet the standards of the New York State Uniform Fire Prevention and Building Code, the State Energy Conservation Construction Code. Substandard conditions shall also include failure to maintain a single-station smoke-detecting alarm device and carbon-monoxide-detector device, or devices, in accordance with New York State standards.

### **§ 115-3 Prohibition On Short Term Rentals**

Commencing sixty (60) days of the effective date of this Chapter, it shall be unlawful for any person to offer short term rentals within the Village of Warwick without having first registered and obtained a permit for the Residence under this Chapter and/or for any person to knowingly engage a short term rental of any Dwelling Unit or Housing in a Residence which has not been registered and licensed under this Chapter. Further, tenants may not engage in short-term rentals, except through and by the Landlord as provided in this Chapter.

### **§ 115-4 Short Term Rental Property registration and permit requirement.**

All Landlords and Agents must register and obtain a Short Term Rental Permit from the Village of Warwick within sixty (60) days of the effective date of this Chapter and/or before any Housing or Dwelling Unit is utilized as a Short Term Rental Property. All Absentee Landlords must have an Agent for all Short Term Rental Properties.

### **§ 115-5 Registration of Property for Short Term Rentals.**

Registration of Short Term Rental Property shall accomplished by the Landlord or Agent submitting to the Village Building Department a registration form, as approved by the Building Inspector, stating that the Landlord is seeking a Short Term Rental Permit and providing, at a minimum, the following information:

- (1) Name, telephone number, e-mail address, mailing address and physical address of the Landlord and Agent (if any);
- (2) The address, section, block and lot of the Short Term Rental Property;
- (3) The number of Dwelling Units in the Residence;
- (4) The number of bedrooms in the Residence;
- (5) The proposed maximum overnight and daytime occupancy limits of the Residence;

- (6) The types and placement of any fire-protection systems located each building;
- (7) The number and location of all exits;
- (8) A floor plan indicating the placement and size of each bedroom, exit and fire-protection system;
- (9) A certificate of liability insurance for the property with policy limits in an amount of no less than \$1,000,000.
- (10) Acknowledgment of receipt and review of the Code of the Village of Warwick Chapter 115.

**§ 115-6 Grant of Permits for Short Term Rental Property.**

(A.) Upon completion of registration of property for short term rentals, the Landlord shall contact the Building Inspector to schedule an inspection of the Short Term Rental Property for the purpose of issuance of a Short Term Rental Permit.

(B.) Upon payment of such inspection and permit fees as the Village Board shall prescribe in the Village's schedule of fee, the Building Inspector shall conduct an inspection of the Short Term Rental Property to determine whether it is Substandard and to verify that the Residence and the maximum overnight and daytime occupancy limits proposed by the Landlord are acceptable under the New York State Uniform Fire Prevention and Building Code.

(C.) Upon completion of an inspection of the Short Term Rental Property and ascertaining that the Residence is not Substandard, the Building Inspector shall issue a Short Term Rental Permit to the Landlord.

(D.) Permits shall be on a form approved by the Building Inspector and shall, at a minimum,

- (1) State the address, section, block and lot of the Short Term Rental Property;
- (2) List the name of the Landlord and Agent (if any);
- (3) State the number of bedrooms and in the Residence and identify any other approved sleeping quarters;
- (4) List the maximum permitted overnight and daytime occupancy limits; and
- (5) State the date of issuance and the date of expiration.

**§ 115-7      Duration and Terms of Short Term Rental Permits.**

(A.) All Short Term Rental Permits shall expire one year after the date of issuance, unless sooner revoked.

(B.) The following shall be mandatory terms of every Short Term Rental Permit:

- (1) No more than three (3) Adult persons can occupy any one bedroom.
- (2) No illegal conduct shall be carried on a the Short Term Rental Property by the Landlord, Agent, or Short Term Rental tenants, their guests or invitees.
- (3) The short term rental tenants and their guests or invitees shall not block or otherwise impede ingress or egress over the street on which the Short Term Rental Property is located and/or to or from any driveways of other property on the said street.
- (4) Trash, refuse and recycling, and the bins or containers therefore, shall not be left stored within the public view, except that covered bins or containers may be left curb side for the purpose of scheduled collection. No container shall be placed or permitted at or near the curb or the edge of the street for collection prior to 3:00 p.m. the day before collection or after 12:00 midnight the day of collection.
- (5) No exterior lighting of the Residence shall be permitted from midnight to six o'clock a.m., except for such lighting of driveways or walkways as may be necessary for safe ingress and egress of persons entering or exiting the Short Term Rental Property,
- (6) The short term rental tenants and their guests or invitees shall not engage in any conduct which violates the Village's noise ordinance or which would otherwise constitute disorderly conduct or creation of a public nuisance.
- (7) In the event that short term rental tenants plan on using the Residence as the site of a party or event involving more than ten (10) guests or invitees, the Landlord shall require that the tenants disclose such intent as a condition of the rental and shall require the tenants to undertake measures and limitations to prevent unreasonable disturbance of neighboring property owners, such as limiting the hours of live or amplified music and assuring adequate

parking for any catering or delivery vehicles.

(C.) In the event that there is any change in the information provided by the Landlord in his registration application, he shall advise the Village Building Department in writing of such change on later than forty-eight (48) hours after such occurrence. Failure to advise the Village Building Department of a change in the information provided by the Landlord in his registration application may be grounds for suspension or revocation of the Short Term Rental Permit.

(D.) In the case of an Absentee Landlord, in the event that the Agent moves outside Orange County to a distance greater than twenty (20) road miles from the Short Term Rental Property or is discharged as the Landlord's Agent or is no longer able to serve as Agent by reason of death or disability, the Landlord must designate a new Agent in writing to the Village Building Department prior to or within twenty-four (24) hours of such occurrence. Failure to do so shall result in automatic suspension of the Short Term Rental Permit until the earlier of identification of a new Agent or expiration of the term of the permit.

(E.) A Short Term Rental Permit may not be transferred or assigned to any person or used by any other person other than the Landlord and Agent to whom it was issued.

**§ 115-8 Denial of Short Term Rental Permits, Reapplication and Renewal.**

(A.) In the event that the Building Inspector determines that the Residence is Substandard, he shall issue a written denial of the Short Term Rental Permit to the Landlord listing all of the Substandard conditions identified in the inspection.

(B.) A Landlord may re-apply for a Short Term Rental Permit after correcting such Substandard conditions and arranging for a new inspection by the Building Inspector. Provided, however, such new inspection shall not be limited to the Substandard conditions identified in the prior denial, but shall be an entire new inspection. The Landlord must pay an additional inspection fee, as specified in the Village's Schedule of Fees, for each inspection.

(C.) An application to renew a Short Term Rental Permit shall be submitted so that is postmarked or received by the Building Department no less than thirty (30) days prior to the expiration date of the existing license, and it must be accompanied by the renewal fee set by the Village Board in the Village's Schedule of Fees.

(D.) Upon receipt of an application for renewal and the prescribed fee, the Building Inspector shall conduct an inspection of the Short Term Rental Property using the same criteria as upon an inspection for grant of a permit. Renewal shall be granted if the Short Term Rental Property is not Substandard.



(E.) Upon grant of renewal, the Building Inspector shall issue a new Short Term Rental Permit containing the same information as provided in § 115-6 and for the same duration and subject to the same terms and conditions as identified in § 115-7.

**§ 115-9 Suspension or revocation of Short Term Rental Permits.**

(A.) It is the responsibility of the Landlord and his Agent to comply with all terms and provisions of this Chapter and to ensure that his Short Term Rental tenants, their guests and invitees comply with this Chapter and the terms and conditions of his Short Term Rental Permit. Any failure of Short Term Rental tenants, their guests and invitees to comply with this Chapter and the terms and conditions of a Short Term Rental Permit shall be attributed to the failure of the Landlord and his Agent to discharge his responsibility to ensure such compliance.

(B.) Upon receipt of a complaint or upon his initiative, the Building Inspector may investigate any property for failure to comply with the terms of this Chapter.

(C.) If, upon investigation, the Building Inspector determines that a violation of this Chapter and/or the terms and conditions of the Short Term Rental Permit has occurred on property for which a Short Term Rental Permit has been issued, he shall issue a written notice of the violation to the Landlord and, if applicable, to the Agent, and shall provide a copy of the same to the Village Board.

(D.) Upon receipt of such notice, the Village Board shall set a date at which the Landlord and/or Agent shall be heard in regard to the Building Inspector's findings of a violation. Notice of such hearing date shall be mailed to the Landlord and, if applicable, his Agent, by certified mail return receipt requested at the address(es) provided in the registration for the Short Term Rental Property.

(E.) If, after affording such an opportunity to be heard, the Village Board confirms the existence of the violation of this Chapter, the Village Board shall suspend or revoke the Short Term Rental Permit. For any number of violations less than two within a period of six (6) months, the permit shall be suspended for a period of six (6) months from the date of the suspension. For two or more violations within a one year period, the Short Term Rental Permit shall be revoked and no Short Term Rental Permit will be available for the Short Term Rental Property for a period of two (2) years from the date of revocation unless Landlord and Agent cease to have any right, title or interest in the Short Term Rental Property. Provided, however, if the Village Board finds that a violation involved a violation of any provision of the Penal Code of the State of New York, then it may revoke a Short Term Rental for a period of two (2) years.

(F.) If it is determined by the Building Inspector that a Landlord or Agent has falsified or otherwise failed to provide accurate information on his registration application, he shall refer the matter to the Village Board as a violation of this Chapter for further

proceedings under this Section.

**§ 115-10 No presumption of compliance.**

The issuance of a Short Term Rental Permit shall not constitute a finding by the Village that the Short Term Rental Property complies with the New York State Uniform Fire Prevention and Building Code and/or the State Energy Conservation Construction Code.

**§ 115-11 Presumption of use and occupancy.**

For purposes of enforcement of this Chapter, there shall be a rebuttable presumption that a Residence is occupied by at least one occupant for every motor vehicle parked at the property between the hours of 1:00 a.m. and 6:00 a.m..

**§ 115-12 Appeals.**

The denial of an application for a Short Term Rental Permit shall be appealable to the Village Zoning Board of Appeals in the manner as denial of a building permit.

**§ 115-13 Fees for permits.**

The Village Board shall set such application, review, inspection and renewal fees as it may find appropriate for Short Term Rental Permits by resolution and such fees shall be listed in the Village's Schedule of Fees

**§ 115-14 Penalties for offenses.**

(A.) Any person who violates any provision of this Chapter, whether Landlord, Agent or tenant, shall be guilty of an offense. Each day that the violation continues shall be deemed a separate violation.

(B.) Conviction of violation of the provisions of this Chapter shall be punished by a fine of not more than \$250 per violation or by imprisonment for not more than 15 days, or both.

(C.) The penalties for violation of this Chapter shall be in addition to any penalties imposed for violation of other provisions of the Village Code and the New York State Uniform Fire Prevention and Building Code, the State Energy Conservation Construction Code.

(D.) The imposition of penalties herein prescribed shall not preclude the Village or any person from instituting appropriate legal action or proceeding to prevent unlawful occupancy of property in violation of this Chapter, including, without limitation, civil actions for injunctive relief to immediately terminate any existing short term rental occupancy of buildings, land or premises.



### Section 3. Severability:

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

### Section 4. 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.

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

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that the Village Board of the Village of Warwick will hold a public hearing on the 21<sup>st</sup> day of October 2019, at 7:30 o'clock p.m., at Village Hall, 77 Main Street, Warwick, New York 10990, on a proposed Local Law No. 4 of the Year 2019 entitled: "A local law enacting a new Chapter 85 of the Village Code of the Village of Warwick entitled 'Local Residency Card Program'".

The local law proposes to promote public health, safety and welfare by enacting a new Chapter 85 of the Village Code of the Village of Warwick entitled "Local Residency Card Program".

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.

The Village Board will at the above date, time and place hear all persons interested in the subject matter hereof. Persons may appear in person or by agent. All written communications addressed to the Board must be received by the Board at or prior to the public hearing.

BY ORDER OF THE VILLAGE BOARD  
VILLAGE OF WARWICK  
RAINA ABRAMSON  
VILLAGE CLERK

Dated: September 5, 2019

**VILLAGE OF WARWICK  
LOCAL LAW NO. 4 OF THE YEAR 2019**

A local law enacting a new Chapter 85 of the Village Code of the Village of Warwick entitled "Local Residency Card Program".

**Section 1. Purpose:**

The purpose of this Local Law is to promote the public health, safety and welfare by enacting a new Chapter 85 of the Village Code of the Village of Warwick entitled "Local Residency Card Program".

**Section 2. Amendment of Code:**

The Village Code of the Village of Warwick is hereby amended to enact Chapter 85 entitled "Local Residency Card Program" which shall read as follows:

§ 85-1 Purpose.

Some residents of the Village of Warwick are unable to obtain photo identification cards due to a variety of circumstances. It would serve the public welfare for the Village to make local residency cards available to Village residents to assist them in interacting with services and venues which require photo identification. At the same time, the Village is not in a position to conduct investigations sufficient to guarantee the identity of everyone who might apply for a Local Residency Card. Therefore, the Local Residency Cards issued under the Village's Local Residency Card Program shall contain a suitable disclaimer of legal responsibility on the part of the Village for verifying identification of cardholders.

§ 85-2 Applications for Local Residency Cards.

- (A.) Applications for Local Residency Cards shall be on a written form promulgated by the Village of Warwick which shall require the applicant to provide:
  - (i) The applicant's name;
  - (ii) The applicant's date of birth;
  - (iii) The applicant's residence address; and
  - (iv) The date on which the application is being submitted.
- (B.) The application form for Local Residency Cards shall include a space for signature by the applicant averring that the information provided therein is true and accurate under the penalties of perjury.

- (C.) The application form for Local Residency Cards shall further include space for Village officials to complete which shall state whether the application is granted or denied. If denied, the Clerk's Office shall inform the applicant in writing of the grounds for denial. If granted, the Clerk's Office shall complete upon the application form a statement of:
- (i) The date upon which the application was granted;
  - (ii) The nature of proof of residency provided by the applicant; and
  - (iii) That the Village Clerk's Office has reviewed the proof of residency submitted by the applicant and found it acceptable.
- (D.) Applications for Local Residency Cards must be submitted with proof of residency in the Village of Warwick. Such proof may consist of any of the documents below bearing the applicant's name and residence address. Provided, however, that addresses listing only a P.O. Box shall not constitute proof of residency.
- (i) Any government issued ID card listing an address (e.g., a passport, a driver's license or vehicle registration, a US permanent resident card or "green card");
  - (ii) A deed or lease to residential property in the applicant's name;
  - (iii) A notarized letter from a property owner or lessee representing that the applicant currently resides upon or in his or her property;
  - (iv) A local property tax bill, utility bill or insurance bill (homeowner, renter, health, life or automobile insurance) dated not less than six (6) months prior to the date of the application for the Local Residency Card;
  - (v) A voter registration card or a jury summons with identity and address dated not less than six (6) months prior to the date of the application for the Local Residency Card;
  - (vi) A bank account statement or employment pay stub dated not less than six (6) months prior to the date of the application for the Local Residency Card.
  - (vii) For persons under age 18 residency may be established by submission of a school record or report card listing a residence address.

- (E.) Applications for Local Residency Card must be submitted with payment of applicable fees as provided in this Chapter.

#### § 85-3 Issuance of Local Residency Cards.

- (A.) The Village of Warwick shall make available to any resident of the Village of Warwick fourteen (14) years of age or more a Local Residency Card displaying the cardholder's photograph, name, date of birth and residence address. Local Residency Cards shall bear the seal of the Village of Warwick and set forth an ID number assigned to the card and list the date of issuance and date of expiration of the card as well as the disclaimer provided for in this Chapter.
- (B.) The issuance of Local Residency Cards shall be administered by and through the Office of the Village Clerk.
- (C.) Local Residency Card issued by the Village shall expire four (4) years after the date of issuance.
- (D.) It shall be necessary to re-apply for a Local Residency Card in the event of a change of address or in the event of a lost, stolen or damaged card.

#### § 85-4 Record Retention and Confidentiality.

The Village shall comply with all applicable laws regarding municipal record retention by maintaining, for each Local Residency Card issued, the completed application form. Except for the application form, the Village Clerk shall not retain originals or copies of any documents provided by applicants to verify residency in the Village of Warwick.

#### § 85-5 Disclaimer.

In providing Local Residency Cards, the Village of Warwick is relying wholly and exclusively upon information regarding identification and residency provided by applicants. The Village of Warwick does not act as a guarantor or warrantor of the veracity of such information. In recognition of this, each Local Residency Card shall include a disclaimer reading: "The Village of Warwick does not act as a guarantor or warrantor of the identity of the cardholder."

#### § 85-6 Renewal of Local Residency Cards.

There shall be no renewal of Local Residency Cards. Upon expiration of a Local Residency Card it shall be necessary for the card holder to apply for a new card.

§ 85-7 Fees.

The Village Board shall set by resolution such application fees for Local Residency Cards as it may find appropriate and such fees shall be listed in the Village's Schedule of Fees. Such fees shall be non-refundable.

§ 85-8 Appeals.

- (A.) In the event that the Village Clerk denies an application for a Local Residency Card, the applicant may appeal to the Village Board of Trustees.
- (B.) Appeals may be taken by submitting, within thirty (30) days of issuance of a written denial by the Village Clerk's Office, a letter to the Village Board stating that the applicant wishes to appeal from the denial of the application for a Local Residency Card along with a copy of the Clerk's written denial.
- (C.) The Village Board shall schedule and hold a hearing on an appeal within sixty (60) days of receipt of an appeal, provided, however, that the Village Board may extend the time in which to hold the hearing should circumstances require such an extension.
- (D.) The Village Board shall render a determination of appeals by motion within forty-five (45) days of the close of the hearing on the appeal.

§ 85-9 Penalties for Counterfeit or Fraudulent Use of Cards.

- (A.) It shall be a violation of this Chapter for any person or entity to undertake any of the following acts:
  - (i) Knowingly presenting false information upon an application for a Local Residency Card;
  - (ii) Altering, copying or replicating a Local Residency Card issued by the Village of Warwick without the permission of the Village;
  - (iii) Using a Local Residency Card issued by the Village of Warwick to falsely claim to be the cardholder.
  - (iv) Using a Local Residency Card issued by the Village of Warwick to falsely claim residency in the Village.
- (B.) Each violation of this Chapter shall be punishable by a fine of up to \$250.

**Section 3. Severability:**

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

**Section 4. 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.



*An Afternoon with*

**BETSY STRATON**

**SUNDAY, OCTOBER 27 4PM**

**OLD SCHOOL BAPTIST MEETING HOUSE**

**LEWIS PARK, WARWICK, NY**

**\$40 FOR TICKETS**

**CALL WARWICK HISTORICAL SOCIETY (845) 986-3236 EXT. 101**

**ALL TICKET SALES SUPPORT THE PRESERVATION OF THE OLD SCHOOL BAPTIST MEETING HOUSE**

*A Warwick favorite*

Singer-Songwriter, Elizabeth (Betsy) Straton was born and raised in Warwick, NY. Performing at the Old School Baptist Meeting House will be as comfortable as a well-worn shoe for her. Betsy and her sisters have shared many a Christmas Eve singing from the pulpit together.

Betsy has performed her original songs around the world, and we are excited to welcome her home.

She will be performing songs from her albums: *Red Tide*, *Blue Canoe* and *Green Envy*. Performing along with her will be Scott Petito on bass, plus special guests.



Come visit!

**ORANGE COUNTY  
TOURISM**

[www.OrangeTourism.org](http://www.OrangeTourism.org)

THIS PROGRAM IS FUNDED, IN PART, BY THE  
COUNTY OF ORANGE AND ORANGE COUNTY TOURISM





## Raina Abramson

---

**From:** generalinfo@warwickapplefest.com  
**Sent:** Tuesday, October 15, 2019 9:33 AM  
**To:** Raina Abramson  
**Subject:** Applefest Thank You

Dear Raina, Mayor Newhard and the Village Board,:

On behalf of the **Applefest 2019 Committee**, I'd like to express our appreciation for your support of this year's 31st annual festival.

We recognize that a festival of this size and complexity can run smoothly only with the help of many in our Village and Town.

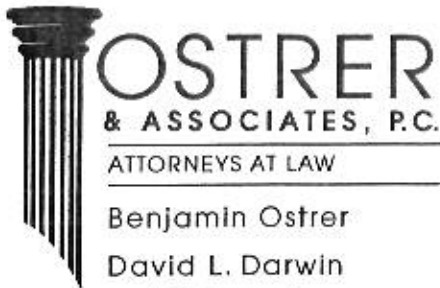
Our thanks go to Mayor Newhard, Board members, Village Department of Public Works, and Village employees who all helped make Applefest a success.

Thanks again for your support.

Sincerely,

Cristina Hohmann

Applefest 2019 Coordinator



OSTRER  
& ASSOCIATES, P.C.

ATTORNEYS AT LAW

Benjamin Ostrer

David L. Darwin

Amir H. Sadaghiani

Jeffrey R. Laurice

111 Main Street  
P.O. Box 509  
Chester, NY 10918

Phone: 845-469-7577  
Fax: 845-469-8690  
*Fax Service Not Accepted*

June 20, 2019

VIA HAND DELIVERY

Mayor Michael Newhard  
and Board of Trustees  
Village of Warwick  
77 Main Street  
P.O. Box 369  
Warwick, NY 10990

Re: JDM Holdings, LLC - request for zone change

Dear Mayor Newhard:

In accordance with advice received from the Village Building-Planning Department, enclosed please find nine (9) sets of a petition containing list of property owners within 500 feet, environmental assessment statement and maps, in connection with the matter referenced above. Subject to your direction, we will forward a copy to the Orange County Planning Department. Please advise as soon as an appearance can be scheduled before the Village Board on behalf of the Petitioner.

Thank you for your attention to this matter. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Benjamin Ostrer

BO/jdb

Encls.

cc: JDM Holdings, LLC

**RECEIVED**

JUN 20 2019

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE

Village of Warwick  
County of Orange, State of New York

-----X	)	
In the Matter	)	
of	)	<b>VERIFIED</b>
	)	<b>PETITION</b>
The Application of JDM Holdings, LLC,	)	
Petitioner	)	
	)	
For a Change of the Zoning Map and the	)	
Rezoning of a certain parcel in the	)	
Village of Warwick,	)	
pursuant to Section 145-171 of Article XVII of the	)	
Zoning Law of the Village of Warwick, New York.	)	
-----X	)	

TO THE MAYOR AND THE BOARD OF TRUSTEES OF THE VILLAGE OF  
WARWICK, COUNTY OF ORANGE, STATE OF NEW YORK:

The Application of JDM Holdings, LLC for a change of the Zoning Map of the Village of  
Warwick and the rezoning of a certain parcel as described herein, respectfully petitions  
your Board and Mayor as follows:

A. The Petitioner

1. JDM Holdings, LLC ("Petitioner") is a limited liability company organized and  
existing in the State of New York, with an address at 2 Liberty Court in the Village of  
Warwick.

B. Description of Affected Parcel and Surrounding Properties

3. The Petitioner is the owner of a certain parcels (collectively, the "Parcels") known and designated upon the Tax Assessment Map of the Village of Warwick as Tax Lot 229-1-2 and Tax Lot 229-1-1.

4. The Parcels adjoin each other and are contiguous. One of the Parcels (Tax Lot 229-1-2) is vacant and unimproved; the other (Tax Lot 229-1-1 ) is presently occupied by the Double S Smokehouse. The total area of the Parcels is 460,361 square feet, or approximately 10.57 acres.

5. The Parcels have frontage on New York State Route 94 (also known as Oakland Avenue), and Clinton Avenue Extension (via New York State Highway 17-A, also known as Galloway Road).

6. Tax Lot 229-1-2 is currently zoned Residential "R", and Tax Lot 229-1-1 (the smaller of the two) is currently zoned General Commercial "GC". There is presently lawful commercial activity on the Parcels (Double S Smokehouse). Tax Lot 229-1-2 borders upon the GC district in the Village of Warwick. The Parcels are proximate to several commercial enterprises including Miller's Monuments, Parkin's Plumbing and Dawson Motors.

7. A “build-out” of the Tax Lot 229-1-2 pursuant to the current zoning, would create a new large suburban-style subdivision of single-family homes on the site, conforming to suburban-type bulk-table zoning layouts. This type of development, that is a build-out of single family, free standing homes, on individual lots – which could be done in compliance with current zoning – would be contrary to the vision and desires embodied in the Comprehensive Plan adopted by the Village of Warwick, which envisioned the annexation of the property for the purpose of commercial development. The annexation of the property was approved over objection by the Town of Warwick upon a showing by the Village of Warwick that commercial development of the parcel was in the overall public interest and would improve the commercial tax base for residents and taxpayers of the Village of Warwick by reducing the burden of real property taxes, and will promote economic development with the Village and Town of Warwick and create jobs and employment opportunities during both the construction and future occupancy of the proposed improvements upon the property. See, *Village of Warwick v. Town of Warwick* 244 A.D. 2d 332 (1997).

8. The names and addresses of all owners of real property within five hundred (500) feet of the Parcels are shown on Exhibit "A" annexed hereto.

C. Change Zoning Map

9. The Petitioner hereby petitions the Mayor and Board of Trustees for a change in the Zoning Map reflecting the change in zoning of the Parcel known as Tax Lot 229-1-2 from Residential “R” to General Commercial “GC”. Attached hereto as Exhibit “B” is a proposed Zone Change Map.



D. Submittal of Sketch Site Plan

10. Annexed hereto as Exhibit "C" is a Sketch Site Plan for the Parcels under the GC Zone.

WHEREFORE, the Petitioner respectfully prays that the Mayor and the Board of Trustees of the Village of Warwick take such steps and such actions as may be necessary and proper to amend the Zoning Law of the Village of Warwick to change the Zoning Map to include the Parcel known as Tax Lot 229-1-2 in the GC Zone, and for such other and further relief and actions as may be proper and just.

Dated: Chester, New York  
May 30, 2019



Benjamin Ostrer  
Attorney for Petitioner

Office:  
Ostrer & Associates, P.C.  
111 Main Street  
Chester, New York 10918  
Telephone: 845-469-7577

EXHIBIT "A"

Names and Addresses of Properties Bordering on the Parcels,  
Or otherwise Located Within 500 Feet of the Parcel  
[Attached]



## **EXHIBIT A**

Note: All Data as of 5/2019

Note: [T] indicates Tax Lot in Town of Warwick

### **A] The Parcels are bordered by the following real properties, on each of the following sides:**

<b>BORDER</b>	<b>TAX LOT</b>	<b>OWNER</b>	<b>ADDRESS</b>
East	52-1-26.1 [T]	Warwick Pioneer Farm LLC	65 St Hwy 94, Warwick, NY 10990
South & East	52-1-26.2	Warwick Pioneer Farm LLC	65 St Hwy 94, Warwick, NY 10990
West	New York State 94 (also known as Oakland Avenue), with the following properties directly across Route 94 from the Parcels		
	52-1-25	Barrie Hedge, Michael Vernieri et al and Joseph Green	P.O. Box 630, Warwick, NY 10990
	213-1-11 [T]	Warwick Cemetery Assoc	Warwick, NY 10990
	213-1-10 [T]	Warwick Valley Country Club Inc.	P.O. Box 321, Warwick, NY 10990
North	213-8-10	John W. Garcia, Trustee	18 West St B, Warwick, NY 10990
	52-1-19.2 [T]	John W. Garcia, Trustee	18 West St B, Warwick, NY 10990
	52-1-8 [T]	Nepco Enterprises, Inc.	P.O. Box 659, Stony Point, NY 10980
	52-1-9 [T]	Parkin, Larry	2 Parkway, Warwick, NY 10990
	52-1-10.2 [T]	Parkin, Larry	2 Parkway, Warwick, NY 10990

### **B] The Parcels are not bordered by, but are located within 500 feet of the following properties:**

East	None (except those listed above)
South	None (except those listed above)
West	None (except those listed above)
North	On the South Side of Galloway Road (NYS Hwy. 17A), towards the Parcels,

**within 500 feet:**

213-8.1	Dawson Realty LLC	45 Oakland Avenue, Warwick, NY 10990
213-8-3	John W. Garcia, Trustee	18 West St B, Warwick, NY 10990
52-1-19.1 [T]	John W. Garcia, Trustee	18 West St B, Warwick, NY 10990
213-8-2	William J. Strack Jessica Platt	6 Galloway Road, Warwick, NY 10990
213-8-4	Hayden, Thomas L.	8 Galloway Road, Warwick, NY 10990
52-1-20 [T]	Hayden, Thomas L.	8 Galloway Road, Warwick, NY 10990
213-8-5	Bastone, Patsy J. and Hillary D.	10 Galloway Road, Warwick, NY 10990
52-1-21 [T]	Bastone, Patsy J. and Hillary D.	10 Galloway Road, Warwick, NY 10990
213-8-6	Corwin, Inc.	12-16 Galloway Road, Warwick, NY 10990
52-1-22 [T]	Corwin, Inc.	12-16 Galloway Road, Warwick, NY 10990
52-1-23 [T]	Sliter, David & Amy B.	18 Galloway Road, Warwick, NY 10990
213-8-9	Sliter, David & Amy B.	18 Galloway Road, Warwick, NY 10990
213-8-7	Sliter, David & Amy B.	18 Galloway Road, Warwick, NY 10990
213-8-8	Green, Jessica	7 Locust Drive, Greenwood Lake, NY 10925
52-1-24 [T]	McLaughlin, Denis & Jamie	5 Clinton Avenue Ext, Warwick, NY 10990
213-7-3	Hicks, John S. & Judith A.	3 Clinton Avenue Ext, Warwick, NY 10990
213-7-2	Heitman, Nancy E., Trustee	24 Galloway Road, Warwick, NY 10990

**North**

**On the North Side of Galloway Road NYS Hwy. 17A) away from the Parcels, within 500 feet**

213-6-9	Buriss, Gary B. & Kathryn A.	32 Clinton Avenue, Warwick, NY 10990
213-6-10	Hammond, Corliss A.	120 Flintlock Road, Morris Plains, NJ 07950
213-6-11	Parkinson, Walter H. & J. Elizabeth	11 Galloway Road, Warwick, NY 10990
213-6-12.1	Parkinson, Walter H. & J. Elizabeth	11 Galloway Road, Warwick, NY 10990
213-6-12.2	Fischetti, Gerardo & Lucy H., as Trustees	43 Oakland Avenue, Warwick, NY 10990
213-6-13	Luhs, Lidia	41 Oakland Avenue, Warwick, NY 10990
213-6-14	Perillo, James M.	39 Oakland Ave., Warwick, NY 10990
213-6-15	Sisti, Marie	37 Oakland Avenue, Warwick, NY 10990

EXHIBIT "B"

Proposed Zone Change Map  
[Attached]

EXHIBIT "C"

Sketch Site Plan for the Parcels under the GC Zone  
[Attached]

Verification

State of New York:

:ss.

County of Orange

Jonah Mandelbaum, being duly sworn, states that he is the Manager of the Petitioner named in this matter and that the foregoing Petition is true to his own knowledge, except as to matters therein stated to be alleged on information and belief and as to those matters he believes it to be true.



Jonah Mandelbaum

Sworn to before me this 13  
day of ~~May~~, 2019.  
JUNE


  
Notary Public

KATIE K CORINO  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01CO6307920  
Qualified In Orange County  
My Commission Expires 07-13-2022

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MEMO

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TO: MAYOR NEWHARD & THE VILLAGE BOARD  
FROM: MIKE MOSER, DPW SUPERVISOR   
SUBJECT: 2019 RAM 3500 MASON DUMP  
DATE: OCTOBER 15, 2019

---

Request a motion to accept the Quote for a **2019 RAM 3500 Mason Dump** from Chrysler Jeep Dodge of Warwick in the amount of \$51,995.00. Vehicle is on lot and can be put into Village Fleet immediately.

This Vehicle is a priority purchase. This Purchase will replace the Pickup Truck w/Plow in Equipment Budget.


Two quotes were received: **Chrysler Jeep Dodge of Warwick - \$51,995.00**  
**Arkel Motors - \$63,358.00 + Dump Body**

Ford was still unable to offer State Bid Pricing on vehicles or dates for builds.

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MEMO

---

TO: MAYOR NEWHARD & THE VILLAGE BOARD  
FROM: MIKE MOSER, DPW SUPERVISOR   
SUBJECT: 2020 FORD F350 BUCKET TRUCK  
DATE: OCTOBER 15, 2019

---

Request a motion to accept the Quote for a **2020 Ford f-350** With Utility Body and Truck Mounted Arial Lift from Mobil Lifts Inc. in the amount of \$85,055.00. This is a Budgeted Expense in current budget FYE 5/2020. Funding; DASNY Grant \$75,000 and Equipment Budget \$10,055.

Mobil Lifts, Inc. is a member of the Sourcewell Purchasing Network; a National Purchasing Cooperative that reduces the cost of acquisition for education and local governments. Organization equivalent to NYS Bid.

The Current vehicle being used as a Bucket Truck, Phone Company Van, has been deemed unsafe making this purchase a priority. There is a 4 to 6 month turnaround time from date of purchase.



# LAND USE & PLANNING COURSE

**ONE FULL-DAY CLASS SESSION: FRIDAY, November 1st; 8:30AM—3:30PM**

(8:00 AM Registration/Breakfast)

Trotters Museum, 240 Main Street, Goshen, NY 10924

AND / OR

**TWO 2-HOUR EVENING CLASS SESSIONS: WEDNESDAY, November 6th and THURSDAY, November 14th;**

7:00PM-9:00PM

Orange County Emergency Services Center, 22 Wells Farm Road Goshen, NY 10924

## Full-Day Class Session

**8:30AM—3:30PM (8:00AM Registration); INCLUDES BREAKFAST AND LUNCH**

**FEE: \$60 member/\$70 non-member**

**FRIDAY, November 1st**—The morning session will consist of a presentation from Orange & Rockland in regards to installation of non-wire alternatives for energy storage, Right-Of-Way encroachments, new energy efficient technologies and planting and landscaping plans.

The afternoon session will be a presentation from David Church, Commissioner for the Orange County Planning Department, and Dan Shapely, Water Quality Program Director from Riverkeeper Inc. The presentation will be an overview of identifying and protecting drinking water sources such as reservoirs, watersheds and well heads.

## Two Evening Class Sessions

7:00PM—9:00PM

**FEE (per session): \$15 member/\$20 non-member**

**WEDNESDAY, November 6th:** The first evening course will consist of a presentation on the Hudson Valley Region Comprehensive Economic Development Strategy 2019-2023 by Carla Castillo, MS/MCP from the Hudson Valley Regional Council. Details of the discussion would consist of what the document is, the importance of it as a resource, an overview of the findings and recommendations, and focus on the sustainability and clean energy elements.

**THURSDAY, November 14th:** The second evening course will consist of a discussion on Storm Water provided by Laura Barca, PE of HDR. Laura will provide participants with an understanding of what stormwater is and why stormwater should be a concern to Planning and Zoning Board members.

## REGISTRATION FORM

**DUE BY**

**October 23, 2019**

**Name**

Jim Petersen

**Municipal Board/ Organization**

Village of Warwick Planning Bd.

**Address**

Warwick, NY 10990

**Phone** 845-986-2031 ext. 7

**Email** JPetersen@villageofwarwick.org

In case of last-minute changes, please be sure to provide an email address and phone number that we can use to contact you on the day of the session. This information will be kept confidential.

**Please indicate which sessions you plan to attend:**

☒ I am registering for the one full-day session on **Friday, November 1st; \$60 member\* / \$70 non-member**

☐ **Wednesday, November 6th (Evening): \$15 member / \$20 non-member**

☐ **Thursday, November 14th (Evening): \$15 member / \$20 non-member**

**Return form with your voucher or check to:**

**OC Municipal Planning Federation**

**c/o OC Dept. of Planning**

**124 Main Street • Goshen, NY 10924**

**<https://www.orangecountygov.com/OCMPF>**

**Phone: 845-615-3840 Fax: 845-291-2533**

**Email: [cscall@orangecountygov.com](mailto:cscall@orangecountygov.com)**

\*Pay the member price if your municipality is a member of the OC Municipal Planning Federation.

## LAND USE & PLANNING COURSE

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## REGISTRATION FORM

**DUE BY**

**October 23, 2019**

Name Terrey Blano

Municipal Board/ Organization

Village of Warwick Planning Board

Address 77 Main St

Warwick, NY 10990

Phone 845-986-2031 ext. 7

Email planning@villageofwarwick.org

In case of last-minute changes, please be sure to provide an email address and phone number that we can use to contact you on the day of the session. This information will be kept confidential.

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c/o OC Dept. of Planning

124 Main Street • Goshen, NY 10924

<https://www.orangecountygov.com/OCMPF>

Phone: 845-615-3840 Fax: 845-291-2533

Email: [cscali@orangecountygov.com](mailto:cscali@orangecountygov.com)

\*Pay the member price if your municipality is a member of the OC Municipal Planning Federation.

## LAND USE & PLANNING COURSE

**ONE FULL-DAY CLASS SESSION: FRIDAY, November 1st; 8:30AM—3:30PM**

(8:00 AM Registration/Breakfast)

Trotters Museum, 240 Main Street, Goshen, NY 10924

AND / OR

**TWO 2-HOUR EVENING CLASS SESSIONS: WEDNESDAY, November 6th and THURSDAY, November 14th;**

7:00PM-9:00PM

Orange County Emergency Services Center, 22 Wells Farm Road Goshen, NY 10924

### Full-Day Class Session

**8:30AM—3:30PM (8:00AM Registration), INCLUDES BREAKFAST AND LUNCH**

**FEE: \$60 member/\$70 non-member**

**FRIDAY, November 1st**—The morning session will consist of a presentation from Orange & Rockland in regards to installation of non-wire alternatives for energy storage, Right-Of-Way encroachments, new energy efficient technologies and planting and landscaping plans.

The afternoon session will be a presentation from David Church, Commissioner for the Orange County Planning Department, and Dan Shapely, Water Quality Program Director from Riverkeeper Inc. The presentation will be an overview of identifying and protecting drinking water sources such as reservoirs, watersheds and well heads.

### Two Evening Class Sessions

7:00PM—9:00PM

**FEE (per session): \$15 member/\$20 non-member**

**WEDNESDAY, November 6th:** The first evening course will consist of a presentation on the Hudson Valley Region Comprehensive Economic Development Strategy 2019-2023 by Carla Castillo, MS/MCP from the Hudson Valley Regional Council. Details of the discussion would consist of what the document is, the importance of it as a resource, an overview of the findings and recommendations, and focus on the sustainability and clean energy elements.

**THURSDAY, November 14th:** The second evening course will consist of a discussion on Storm Water provided by Laura Barca, PE of HDR. Laura will provide participants with an understanding of what stormwater is and why stormwater should be a concern to Planning and Zoning Board members.

## REGISTRATION FORM

**DUE BY**

**October 23, 2019**

**Name**

Bill Olsen

**Municipal Board/ Organization**

Village of Warwick Planning Board

**Address** 77 Main St

Warwick, NY 10990

**Phone** 845-686-2031 ext. 7

**Email** planning@villageofwarwick.org

In case of last-minute changes, please be sure to provide an email address and phone number that we can use to contact you on the day of the session. This information will be kept confidential.

**Please indicate which sessions you plan to attend:**

☐ I am registering for the one full-day session on **Friday, November 1st**: \$60 member\* / \$70 non-member

☐ **Wednesday, November 6th (Evening):** \$15 member/ \$20 non-member

☒ **Thursday, November 14th (Evening):** \$15 member/ \$20 non-member

**Return form with your voucher or check to:**

**OC Municipal Planning Federation**

**c/o OC Dept. of Planning**

**124 Main Street • Goshen, NY 10924**

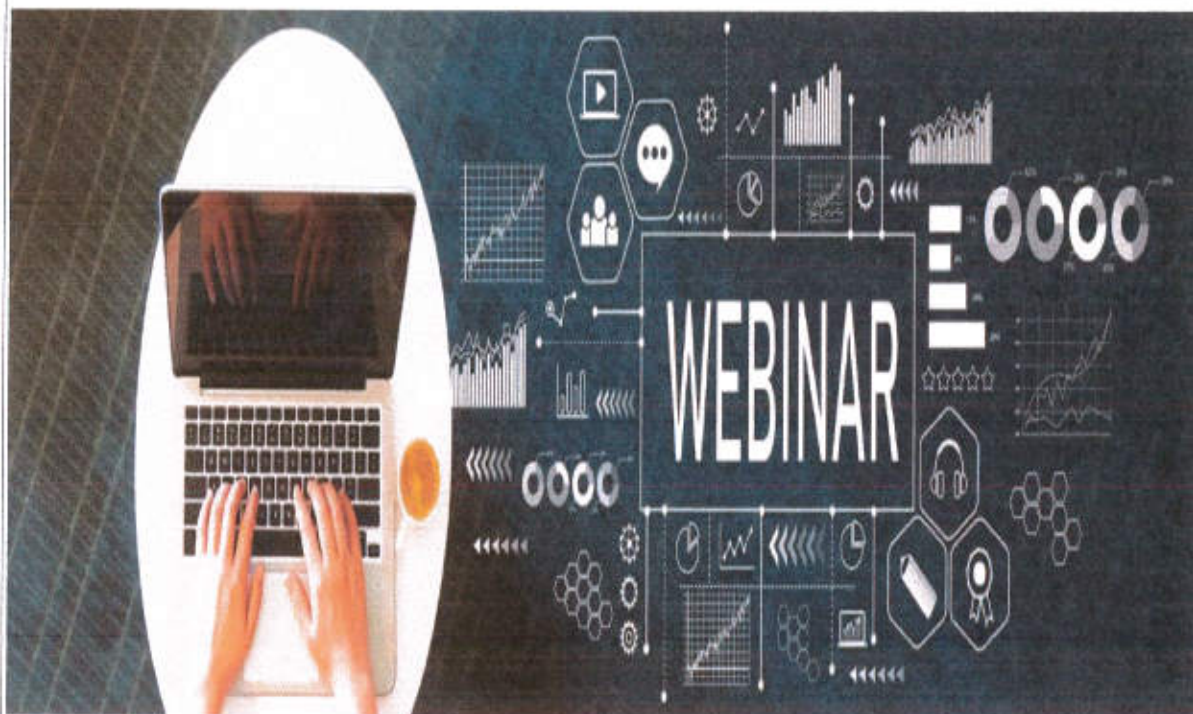
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## Planning & Zoning Webinars

Please join us in October and November for NYCOM's 2019 Planning and Zoning Webinar Series. Starting on October 31st and continuing on the first, second, and third Thursdays of November, Wade Beltramo, NYCOM's General Counsel, will cover a separate topic related to municipal planning and zoning. Whether you are a new or a seasoned municipal official, these webinars will provide you with the most up-to-date information in planning and zoning law. These one-hour webinars will cover the following topics:

**October 31st - (10:30-11:30 a.m.)**

### **Planning and Zoning In a Nutshell**

Are you a newly appointed member of a ZBA or a planning board, or do you just need a refresher on the basics of New York's planning and zoning laws? This session will provide an overview of the how ZBAs and planning boards are structured and operate. The webinar will then delve into the

fundamentals of area and use variances, special use permits, site plan approvals, and the subdivision process.

**November 7th - (10:30-11:30 a.m.)**

**FOIL and Records Management: Understanding Records in the Local Government Setting**

While proper record keeping is important in both the private and the public sector, local government officials have special rules regarding the handling of public records. This webinar will provide an overview of what planning and zoning officials should know about the NYS Freedom of Information Law (FOIL). The webinar will then address proper records management, focusing on the responsibilities of every public official under their local government's records management program. The webinar will conclude with an overview of the role of minutes and recordings of hearings of ZBAs and planning boards.

**November 14th - (10:30-11:30 a.m.)**

**Architectural Review Boards: Understanding ARBs and How They Fit Into Traditional Euclidian Zoning**

While architectural review boards are ubiquitous throughout New York State, State statutes do not reference ARBs at all. Stated differently, ARBs are local creatures, created pursuant to local government's home rule authority and governed by their own local code. This webinar will give an overview of ARBs and delve into how an ARB fits into the local land use approval process.

**November 21st - (10:30-11:30 a.m.)**

**Group Homes, Local Government-Owned, and Religious and Educational Property: Understanding Exemptions to Local Land Use Regulation**

While local governments have broad authority to regulate land uses, there are many uses that have substantial exemptions for zoning requirements. Group homes, other local governments' property, and religious and educational property are all clothed in substantial protections, allowing those uses to be undertaken in a community regardless of the municipality's land use regulations. This webinar will highlight the legal basis for the exemptions, discussing the rules for invoking and overcoming each exemptions.

These webinars are open to NYCOM members and non-members, including non-planning board and non-ZBA members. The cost of participating in each webinar is \$30 for members and \$75 for non-members.

**Annual Planning & Zoning Training Requirement:** Note that each of these webinars will last one hour. If your city or village allows webinars as a valid form of training, individuals who participate in each of the four webinars will satisfy the State's four-hour annual training requirement for planning board and ZBA members.

# WARWICK LIONS CLUB



P.O. Box 208  
Warwick, New York 10990

October 13, 2019

Village of Warwick  
77 Main Street  
Warwick, NY 10990

Dear Mayor Newhard and The Board of Trustees,

For many years the Warwick Lions Club has supported the Salvation Army during the holiday season by volunteering to ring bells. These funds go directly into our community to help citizens in need.

On behalf of the Warwick Lions Club we respectfully request a permit to again ring bells for the Salvation Army at the business locations of 33-37 Main St. on the following dates and times...

December 7th and December 8th between the hours of 10am and 4pm  
December 21<sup>st</sup>. and December 22<sup>nd</sup>. between the hours of 10am and 4pm

Thank you for your consideration of our request. For further information please feel free to contact me at (845) 926 0705

Sincerely,

George McManus  
Warwick Lions Chair- Bell Ringing

RECEIVED

OCT 15 2019

VILLAGE OF WARWICK  
VILLAGE CLERKS OFFICE