

October 22, 2007

Regular Meeting of Board of Trustees
Called to order 8:00 PM

Present: Mayor John Fitzpatrick
Trustee Steve Ecklund
Trustee Luigi Marcoccia
Trustee Clare Gorman
Trustee Ernest Zocchi

The meeting opened with the salute to the flag and Pledge of Allegiance.

PUBLIC HEARINGS

1. Public Hearing concerning proposed Resolution No. 1 of the October 22, 2007 Agenda of the Village Board of Trustees of the Village of Tuckahoe which resolution, pursuant to Section 22-22 et al. of the Code of Village of Tuckahoe, would:

1. Amend the rates of fare chargeable by taxis for trips totally within the boundaries of the Village from \$3.50 to \$4.75.
2. Expand the time period for the Dial-a-Ride Program within the Village on weekdays from 9:00 a.m. to 3p.m. Monday to Friday and on Saturday and Sunday the time period shall be during the taxi company hours of operation. The Dial-a-Ride program is afforded to seniors only and seniors shall be that person being 62 years of age and over.
3. This resolution shall not increase, affect or amend the costs of taxi trips under the Village's Dial-a-Ride program, which shall remain available to qualified persons at the current costs.

Motion by Trustee Ecklund to open public hearing was seconded by Trustee Gorman and upon roll call was carried with a vote of 5 – 0.

Public Comments

Crestwood Taxi Company owner, Anthony Campanile, stated that while he favors the Dial – A – Ride program for seniors, an increase in the fee for the cost of a ride within the Village needs to be addressed since there has not been an increase for several years. With the increase of fuel, car repairs, operating expenses, insurance premiums, and the increase in traffic making the ride longer to get from place to places, makes for a very small profit. And, in addition, his employees who work on commission have not had an increase in years. He asked the Board to consider an increase in fares from \$3.50 to \$5.00 per ride and suggested the current guidelines for the Dial – A – Ride program be reviewed. He added that the Board increased his owner's fees 38% and his driver's licensing fees 150%. No other taxi service provides this type of service for their local seniors. The Dial – A – Ride program makes up approximately 20%-25% of the daily rides.

Mayor Fitzpatrick noted that the Board, the Village Clerk and the Village Attorney all agree that the law needs to be looked and the guidelines need to be addressed but his main concern is to be sure that there is no increase in the rate for the seniors. He added that after much research, he felt that an increase from \$3.50 to \$4.75 was reasonable for a cash ride within the Village and is in line with the surrounding areas.

A senior member sitting in the audience asked if the rates were listed in the cab as she was not given a fair price a few times she used the service. The owner noted that the rates are visible in the cab for the passengers.

Trustee Ecklund motioned to close the public hearing was seconded by Trustee Gorman.

Discussion: Trustee Marcoccia thanked the owner for expanding the hours the Dial-A –Ride program is in operation.

Trustee Ecklund advised the owner not to wait too long before requesting an increase as the costs of operating this business have been rising dramatically.

Upon roll call, motion was carried with a vote of 5 – 0.

Trustee Ecklund motioned to adopt Resolution No. 1, was seconded by Trustee Zocchi and upon roll call was carried with a vote of 5 – 0.

Public Hearing No. 1 – Local Law No. 13 of the year 2007 –

A LOCAL LAW AMENDING SECTION 14-40 OF THE CODE OF THE VILLAGE OF TUCKAHOE

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village") held at Village Hall, 65 Main Street, Tuckahoe, New York on October 22, 2007.

WHEREAS, the Village Board of Trustees has requested legislation amending the bonding requirements for Laundromats as set forth in the Section 14-40 of the Code of the Village of Tuckahoe; and

WHEREAS, notice of said public hearing was duly advertised in the Journal News, the official newspaper of said Village, on the 11th day of October 2007; and

WHEREAS, said public hearing was duly held on the 22nd day of October 2007, at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of said Village to adopt said Local Law.

Be it enacted by the Village Board of Trustees of the Village of Tuckahoe as follows:

NOW, THEREFORE, BE IT RESOLVED

Section 1. Section 14-40 of the Village Code of the Village of Tuckahoe is hereby amended as follows:

Prior to the issuance of a license to establish, maintain and operate a Laundromat, each applicant therefore shall pay an annual fee in the sum of twenty-five (\$25.00) dollars for each washing and/or drying machine in the premises to the Village Treasurer and furnish a bond to the Clerk in the amount of \$5,000 [~~\$15,000~~].

Section 2. All other portions of Section 14-40 of the Code of the Village of Tuckahoe not amended or modified by this Local Law shall remain in force and effect.

Section 3. That this Local Law shall take effect immediately.

Section 4. The Village Clerk be and she hereby is directed to enter this Local Law in the minutes of this meeting and give due notice of the adoption of said Local Law to the Secretary of the State of New York.

New Matter Underlined

Deleted Matter in Brackets []

Trustee Gorman motioned to open the public hearing was seconded by Trustee Marcoccia and upon roll call was carried with a vote of 5 – 0.

Public Comments

Mr. Iabelli, owner of Bubblemania, thanked the Board for the compromise by reducing the bond amount but stated that his business is the only business in the Village of Tuckahoe which is charged an \$800.00 per year fee to operate and voiced his opposition to the fees.

Trustee Gorman motioned to close the public hearing was seconded by Trustee Zocchi and upon roll call was carried with a vote of 5 – 0.

Trustee Gorman motioned to adopt Local Law No. 13 of the year 2007 was seconded by Trustee Zocchi and upon roll call was carried with a vote of 5 – 0.

Public Hearing No. II - Continuation of public hearing Local Law #14 of the year 2007 (this local law was originally referred to as local law #13 of the year 2007) - A LOCAL LAW AMENDING AND SUPPLEMENTING THE VILLAGE CODE OF THE VILLAGE OF TUCKAHOE CONCERNING THE REGULATION OF SIGNS AND AWNINGS

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village") held at Village Hall, 65 Main Street, Tuckahoe, New York on September 24, 2007.

WHEREAS, a resolution was duly adopted by the Village Board of Trustees of the Village of Tuckahoe, New York for a public hearing to held by the Village Board on the 24th day of September 2007, at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, to hear all interested parties concerning whether certain sections of the Code of the Village of Tuckahoe and the Zoning Ordinance of the Village of Tuckahoe shall be repealed. These sections include Article II of Chapter 3 of the Village Code, Article V of Chapter 19 of the Village Code, Section 19-62 of the Village Code, Section 4-6 of the Zoning Ordinance of the Village of Tuckahoe governing signs, Section 4-7.7 of the Zoning Ordinance of the Village of Tuckahoe, Article VIII of the Zoning Ordinance of the Village of Tuckahoe as it pertains to the Planning Board having jurisdiction over the approval of signs and awnings and those other certain provisions of the Zoning Ordinance of the Village of Tuckahoe governing signs and awnings. In addition, at said public hearing it would be determined by the said Board of Trustees whether a new, comprehensive chapter or article of the Village Code of the Village of Tuckahoe would be enacted that would govern and regulate signs and awnings; and

WHEREAS, notice of said public hearing was duly advertised in the Journal News, the official newspaper of said Village, on the 16th day of September 2007; and

WHEREAS, said public hearing was duly held on the 24th day of September 2007, at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to 6 NYCRR Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (SEQRA) it has been determined by the Village Board of said Village that the adoption of said proposed Local Law would not have a significant effect upon the environment; and

WHEREAS, the Village Board adopts a negative declaration pursuant to SEQRA and its implementing regulations; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of said Village to adopt said Local Law.

Be it enacted by the Village Board of Trustees of the Village of Tuckahoe as follows:

Section 1. Repeal of Article II

Article II of Chapter 3 of the Code of the Village of Tuckahoe, inclusive of Section 3-16 through and including Section 3-30, entitled “Signs”, is hereby repealed in its entirety.

Section 2. Restatement of Article II

Article II of Chapter 3 of the Village Code of the Village of Tuckahoe, entitled “Signs” is hereby re-stated, amended and supplemented as follows:

Article II. Signs and Awnings

Purpose and Intent

The purpose of this Article is to promote and protect the general health, safety and welfare of the Village of Tuckahoe by regulating the design, construction, installation and maintenance of existing and proposed exterior signs and awnings and interior signs to be viewed externally. This Article is intended to: protect property values and create an attractive and harmonious economic climate; to permit effective identification of businesses to encourage economic prosperity; to protect and enhance the aesthetic environment by ensuring signage appropriate to the character of the Village; to reduce sign distractions and obstructions that may contribute to traffic accidents; to reduce hazards which may be created by signs projecting over or standing on sidewalks and streets; and to regulate signs and awnings in a manner consistent with the legislative intent and purposes set forth herein.

3-16. Definitions

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

1. Sign – Any material, structure or device which is composed of letters, pictures, engravings or symbols; designed or used for the purpose of attracting, or which does attract, the attention of the public to the subject matter thereof; and either located out of doors on the exterior of a building or located inside a building within five (5) feet of the window or in a manner to be viewed principally by passersby.

2. Other Definitions

- a. Awning - A roof-like shelter over a door or window of durable waterproof fabric attached to a rigid frame and supported entirely from a wall of a building.
 - a. Retractable Awning – Any awning supported solely by the wall of a building which can be raised to position flat against the building when not in use.
 - b. Stationary Awning – Any awning that is not moveable.
- b. Awning Sign - Any awning with a visual message.
- c. Banner- A sign or decoration composed of cloth or lightweight material and is typically hung over a street or an entrance.
- d. Barber Pole - Any cylindrical, rectangular or polygonal upright column, either with or without a rotating core, and having no internal illumination which is customarily used for advertising a barber shop.
- e. Bill - A public notice such as an advertising poster.
- f. Billboard – A sign which directs attention to a business, commodity, or service or entertainment conducted, sold, or offered elsewhere.
- g. Building Fascia – That portion of any elevation of a building extending vertically from the grade to the top parapet wall or eaves, and horizontally across the entire width of the building elevation, including slanted wall surfaces sometimes referred to as a mansard.

- h. Building Inspector – the Building Inspector of the Village of Tuckahoe
- i. Business Establishment – Any premises either separate or defined by permanent party walls within a building, with a common entrance or entrances for one (1) or more businesses conducted therein. Each business in a building shall be considered its own business establishment for purposes of this Article.
- j. Code Enforcement Officer – The Code Enforcement Officer of the Village of Tuckahoe.
- k. Directional Sign – A sign designed to provide direction to pedestrian or vehicular traffic.
- l. Display Window – The area in a storefront specifically designed to display an arrangement or visual representation of merchandise to attract buyers.
- m. Erect - When used with respect to signs, means to paint, build, construct, alter, display, relocate, attach, hang, place, suspend, or affix. Such term does not include the repainting or refinishing of a sign in a manner which changes the color or design of a sign or any of its components.
- n. Free-Standing Sign - A sign not permanently attached to or part of any building but separate and permanently affixed into or upon the ground, including but not limited to pole and pylon signs, and monument signs.

Pole/Pylon - A freestanding sign with the base of the actual sign area at least six feet above the ground and supported by a vertical pole(s) or pylon(s).

Monument Sign - A freestanding sign supported by a base or one or two posts, with the top edge of the sign no more than six feet above the grade.

Post and Arm Sign - A freestanding sign comprising a vertical post to which a perpendicular arm is attached and from which the sign hangs.
- o. Gasoline Filling Station Canopy - A roof-like structure covering fuel dispensers at a gasoline filling station.

- p. Illuminated Sign - Any sign, including but not limited to neon, in or upon which an artificial light source is utilized in a manner to illuminate the information and graphics of the sign. There are four (4) types:

Self-Illuminated:

Type A – Direct source wherein the light source itself is shaped and utilized to form the sign (e.g., neon or an array of individual lamps).

Type B - Internal-Illumination wherein a translucent, transparent or opaque material which forms the sign is back-lighted by the light source and the light source is enclosed from direct view.

Externally Illuminated:

Type C – Direct external illumination wherein the sign is illuminated by a light source placed in a manner to cast light upon the sign.

Type D - Indirect external illumination –wherein the sign, whether on an opaque, transparent or translucent panel, or applied to the window of the business establishment, is illuminated by ambient light.

- q. Informational Sign – Signs permanently affixed to doors or windows advertising hours of operation, accepted credit cards, national or regional brands, menus.
- r. Logo/Logotype - A distinctly styled representation of the business, building or trademark for the specific business or building it serves.
- s. Off-Premises Sign - A sign unrelated to a business or profession conducted, or to a commodity or service sold or offered, upon the premises where such sign is located.
- t. Painted Sign - Any sign which is painted or otherwise inscribed directly on any wall of a building or structure.
- u. Parapet Wall – The part of any wall entirely above the roof line.
- v. Plaque - A professional or commemorative, flat, thin, sign affixed directly to a building facade (e.g., professional name plates, historical plaques, directory plaques, etc.).
- w. Portable Sign - A sign designed to be moveable and not structurally attached to the ground, a building, a structure or another sign, including, but not limited to banners, balloons, and sandwich boards.

- x. Principal Sign – The establishment's primary sign identifying the business to passersby, whether on a wall, awning or window.
- y. Professional Name Plate - A plaque limited to the name of the professional.
- z. Representational Sign – A three-dimensional sign built so as to physically represent the object advertised.
- aa. Right of way – A public path or route over private property that may lawfully be used by pedestrians.
- bb. Shopping Center- A group of stores, restaurants, and/or businesses within a single architectural plan. For the purposes of this Article, the compilation of businesses commonly known as Depot Mall at the corner of Columbus Avenue and Main Street.
- cc. Sidewalk – A paved walk way along the side of the street for pedestrian use.
- dd. Sidewalk Partition – A barrier or separator that divides or encloses the business and is located outside of the business on the sidewalk.
- ee. Sign Directory - A listing of two or more business enterprises.
- ff. Sign Structure - The supports, uprights, bracing and framework for a sign. In the case of a sign structure consisting of two or more sides where the angle formed between any two of the sides or projections thereof exceeds 30 degrees, each side shall be considered a separate sign.
- gg. Sign Surface Area - The entire area within a single, continuous perimeter enclosing all elements which form an integral part of a sign. The structure supporting a sign shall be excluded unless the structure is designed in a way so as to form an integral background for the display.
- hh. Street – Means any public or private way, street, avenue or road.
- ii. Temporary Sign - Any sign that is displayed for thirty (30) days or less, herein, including but not limited to signs for construction projects, political campaigns, real estate sales, grand openings, seasonal sales, anniversaries, or any other special event.
- jj. Wall Mounted Sign - A sign which is mounted directly on and parallel to the building wall.
- kk. Window – The entire glassed area within the frame.
- ll. Window Sign
 - a. (Exterior) - A sign visible from a sidewalk, street, or other

public place which is permanently painted or etched on a window.

- b. (Interior) - A sign visible from a sidewalk, street, or other public place which is supported on an easel, mounted on a wall, affixed to a window or suspended from a ceiling, located inside and primarily intended to be viewed from the exterior and is located five (5) feet or less from the window.

3-17. Prohibited Signs.

- a. All signs not specifically permitted are prohibited.
- b. Exterior signs containing product or service advertising or trade names separate from the name of the business.
- c. Neon signs.
- d. Non-street level window signs, except in industrially zoned areas.
- e. Off-premises signs and billboards, except as expressly permitted herein.
- f. Painted signs.
- g. Permanent interior window signs.
- h. Pole/pylon signs.
- i. Portable signs; except as expressly permitted herein.
- j. Representational signs.
- k. Self-illuminated signs.
- l. Signs or sign supports placed on the roof of a building and signs on parapets of buildings with more than one (1) story. For the purpose of this local law, a mansard fascia shall be considered a parapet.
- m. Signs illuminated by or containing flashing, intermittent, rotating or moving lights, or which vary in intensity or color or that resembles traffic control devices.
- n. Signs with visible moving, revolving or rotating parts, or visible mechanical movement, except traditional barber pole made of non-reflective materials.
- o. Signs constructed of or containing mirrors or other reflective materials.
- p. Signs that emit smoke, vapors, particles, or sounds.
- q. Signs that, by dimension, placement or visible light sources, obstruct the traversing by or the vision of pedestrians, cyclists or motorists, traveling on or entering buildings, public streets, sidewalks or rights-of-way.
- r. Signs or exterior displays consisting of pennants, flags, (except for one American Standard) ribbons, streamers, spinners, or similar moving, fluttering, or revolving devices, except as expressly permitted herein.
- s. Signs that are painted, pasted, or printed on any wall, façade, roof, door mansard, curbstone, flagstone, pavement or any portion of any sidewalk or

street except house numbers and traffic control signs.

- t. Signs placed upon any covered way, fencing or barricades other than those of the owner, tenant or occupant of the premises or the contractor engaged in the construction of the building in front of which such covered way, barricade or fence is located.
- u. Signs placed upon benches or waste receptacles, except for a plaque not in excess of thirty-six (36) square inches in area identifying the donor of the bench or the receptacle.
- v. Signs and bills placed upon fences or barriers around construction sites.
- w. Signs or sign structures that interfere in any way with free use of any fire escape or emergency exit.
- x. Signs that contain any lighting or control mechanism that may cause interference with radio, television, or other communications signals.
- y. Signs with the optical illusion of movement, changing copy or holograms.
- z. Temporary signs except as expressly permitted herein.

3-18. Exemptions

3-18.1. Temporary Banners

1. Temporary banners which are not in excess of twenty-five (25) square feet and are intended to be posted for a period less than thirty (30) days are exempt from review by the Sign and Awning Review Board as required herein. However, they must receive written permission from the Village Clerk before being posted. In order to receive written permission one must present the following to the Village Clerk:
 - a. A written request stating the dates the temporary banner will be posted and removed; and
 - b. A drawing or sample of the proposed temporary banner.
 - c. Upon receiving the written request and drawing or sample, the Village Clerk may give written permission noting the date that the banner may be posted and the date the banner must be removed. This period shall not exceed thirty (30) days.
2. Limitations of Temporary Banners
 - a. Once the business removes the temporary banner after the specified time, the business will be required to wait a period of sixty (60) days before again requesting written permission from the Village Clerk for another temporary banner.

3-18.2 Temporary Signs

1. Temporary signs which are not in excess of two (2) feet by two (2) feet and are intended to be posted for less than thirty (30) days do not need a permit and are

exempt from approval of the Sign and Awning Review Board. The following are considered temporary signs for the purposes of this Article:

- a. Commercial special event signs such as those used to announce grand openings or other similar events;
- b. Signs used to announce or advertise such temporary uses as fairs, carnivals, seasonal events, agricultural events, circuses, revivals, sporting events, flea markets, or any public, cultural, charitable, educational or religious event or function, including messages of congratulations or commemoration.
- c. Advertising display panels, posters and similar graphic material relating to general sales information, special offerings, sales promotions and events may be displayed without a permit as long as:
 - i. They are in an orderly, clean condition and are neatly displayed and are mounted on solid, sturdy material. Metallic, iridescent and bright colors are prohibited.
 - ii. That if affixed to a window, such signs shall not, individually or cumulatively, cover greater than one-third (1/3) of the outside door glass or street-level window space of any store, office or place of business.
 - iii. That if not affixed to a window, such signs are individually supported on easels, mounted on a wall or suspended from the ceiling in a true and square manner and are located at least five (5) feet back of the window glass.

3-18.3 Other Exempt Signs

1. Informational signs as defined herein, not exceeding a total gross area of one (1) square foot per door or window. No informational sign shall be illuminated.
2. Holiday lights and decorations displayed in season, including temporary seasonal paintings on windows, and special contest events by local schools, etc; provided they are removed within fourteen (14) days after the holiday or event.
3. Signs incorporated into machinery or equipment by a manufacturer or distributor which identifies or advertises only the product or services dispensed by the machine or equipment, such as signs integrated into the design of vending machines, newspaper racks, telephone booths and gasoline pumps.
4. Warning signs to indicate the dangers of trespassing, swimming, and/or similar hazards, not exceeding one square foot in area, or as deemed adequate by the Building Inspector when special conditions apply.
5. Alarm or security signs, no more than one square foot in area.
6. Interior directory signs on commercial or multi-family residential properties which are not visible from any public street.

7. On-premise directional signs for the convenience of the general public, identifying public parking areas, fire zones, entrances and exits and similar signs. Business names shall be allowed, excluding advertising messages.
8. Identification numbers on buildings, which shall be at least three (3) inches in height, but no greater than six (6) inches in height and are displayed in numeric value and shall be placed on the front of the building in such manner as to be plainly legible from the center of the street and said number shall be placed near a source of illumination so that it may be readily seen at night.
9. Professional name plates provided, however, that such professional name plates shall not exceed one square foot in area and in no case exceed 18 inches in length, and provided they are placed flat against the exterior wall or door of the occupied premises. Name plates at buildings with multiple business establishments shall be of a uniform design.
10. Political signs, not exceeding twenty (20) square feet in area, including signs promoting, advertising or identifying a political party, candidate or issue, shall be limited to one such sign per candidate (or per party or issue) per storefront or lot except that two such signs shall be permitted on a premises located at a corner property at the intersection of two public streets. Political signs relating to elections shall not be erected prior to 90 calendar days before the election, and must be removed no later than five (5) calendar days after the election.
11. Traffic or other municipal signs, legal notices, railroad crossing signs, danger signs and such temporary emergency or non-advertising signs as may be approved by the Building Inspector, Superintendent of Highways and/or Chief of Police.
12. One parking and/or towing sign per seventy-five (75) parking spaces, which is located inside a private lot and is no greater than five (5) square feet in area and is either black and white or red and white.
13. Real estate "For Sale" or "For Rent" signs for commercial properties in the non-residential zoning districts as defined by the Village of Tuckahoe zoning code shall be permitted provided that there is not more than one sign, no greater than two feet by two feet, and it is installed only in the interior window of the subject property. The sign is limited to stating "for sale/lease/rent" and phone number of owner or owner's agent and must be on a black background with red lettering.
14. Construction signs for commercial or multifamily properties: A single temporary construction sign displaying the name of the architect, principal contractor, subcontractors and other contractors engaged in the work of constructing a building or structure for which a building permit has been issued and has not expired, shall be permitted. Such temporary sign shall be no more than twenty-five (25) square feet and may be erected only upon the private property and not on the town right of way. Text is limited to project, contractor, owner, future tenant,

agent, and telephone number. Said sign shall be removed immediately upon completion of construction or renovation.

15. The Village of Tuckahoe, its agents, departments or officials shall not be subject to the requirements of this Article.

3-19 Standards/General Provisions

3-19.1 Dimensions and Placement

1. Wall Mounted Signs

- a. The maximum vertical dimension or height of each sign shall be **twenty-four (24) inches** and the maximum horizontal dimension or length of each sign shall not exceed **seventy-five (75) percent** of the building housing the business which is the subject of the sign and has street frontage. In any case, the maximum horizontal dimension or length of each such sign shall not exceed **thirty (30) feet** on any street frontage for the same business establishment.
- b. The lower edge of a sign shall not be located above the level of the floor of the second story of the building upon which the sign is placed or maintained. On a one-story building, such sign may be located on the face of a parapet wall.
- c. Where the design of an existing building façade incorporates a specific area for signs, the height and length of the signs shall be restricted to the dimensions of this location.
- d. The maximum overall height of letter groups (including upper and lower case letters) and graphic symbols (including logos) shall be **eighteen (18) inches**. Where there is more than one (1) line of letters and symbols, the **combined height of letters and symbols shall not exceed eighteen (18) inches**, including span between lines. No individual letter mounted directly on the wall shall exceed eighteen (18) inches in height.
- e. The minimum thickness of letter forms and graphic symbols, other than those painted on the surface, shall be **three-eighths (3/8) inch**.
- f. Signs shall be placed parallel to the façade of the building and, except for those on awnings, no part of a sign shall project more than **two (2) inches** beyond the face of the surface to which it is applied nor extend beyond the building in any direction.

2. Monument Signs

- a. Monument signs shall be limited to the private property of the business unless the Village first consents to the sign being placed on public property.
- b. Monument signs shall not obstruct drivers' sight lines.
- c. Monument signs shall not be more than **six (6) feet** in height, measured from the grade to the top edge of the sign, and shall have an area no greater than twenty-four (24) square feet.
- d. Letters shall not exceed three (3) inches in height.
- e. Monument Signs may be used as secondary signs.

3. Window Signs

- a. Applicants may use exterior window signs as a secondary sign (to be included in the total number of signs) with business name and description.
 - b. Phone numbers, email addresses, fax numbers, etc. may be displayed as part of the exterior window sign.
 - c. Window signs may not exceed one-third (1/3) of the total window area.
 - d. Lettering shall not exceed **five (5)** inches in height.
 - e. Vinyl letters may be used on windows.
 - f. When the applicant uses a display window, the applicant may have window signs that do not exceed ten (10) percent of the total window area.
4. Banners
- a. Banners not in excess of twenty-five (25) square feet in area shall follow the provisions set forth for temporary banners in section 3-18.1.
 - b. Banners greater than twenty-five (25) square feet in area shall be required to meet these additional requirements:
 - i. Apply for a permit from the Sign and Awning Review Board;
 - ii. If such permit is granted it shall be limited to thirty (30) days unless a greater amount of time is specifically requested by applicant and reasons for an extension are given and approved by the Sign and Awning Review Board.
 - c. Such banners shall be made of durable waterproof material and shall be securely affixed to the building façade or other approved surface.
 - d. Each business shall be limited to one (1) banner displayed at a time.
 - e. Banners shall at no time be hung from awnings.
 - f. Any banner which shall be displayed over any sidewalk, street or highway, shall be subject to approval from both the Building Inspector and the Superintendent of Highways, and New York State and Westchester County Departments of Transportation, if required.
5. Illuminated Signs
- a. Self-illuminated signs (Types A and B) and product and brand name advertising signs are prohibited on the building exterior, in the window or within the interior arranged in a manner intended to be seen by passersby.
 - b. One (1) externally illuminated sign (Types C or D) identifying the name of the business and/or the principal business activity or service provided will be permitted per street façade whether on the exterior of the building, located on the window, or within the interior arranged in a manner intended to be seen by passersby. On buildings located on two (2) or more streets, a maximum of two (2) illuminated signs, with no more than one (1) per street, is permitted.
 - c. The light sources providing the illumination for Type C signs shall be one (1) of two (2) types:
 - i. Ornamental incandescent fixture mounted to the façade of the building with a maximum projection of fifteen (15) inches.
 - ii. Concealed continuous strip with incandescent or fluorescent lamps mounted immediately adjacent to the plane of the building façade and enclosed, with minimum projection (four (4) inches).

- d. The design and appearance of light fixtures shall be fitting and appropriately integrated with the architectural character of the building façade and that of its neighbors.
 - e. Light sources shall be:
 - i. Shielded or screened in a manner not to be seen by passersby from a normal viewing angle. Intense or glaring light is to be avoided.
 - ii. Limited to natural white incandescent or fluorescent lamps.
 - iii. Designed to cause a reasonable uniform distribution of light upon the full extent of the sign.
 - f. Illumination generally:
 - i. No exterior signs on any building or premises shall be illuminated after 12:00 midnight, except those places of business which shall remain open after 12:00 midnight, and they shall be extinguished at the time of closing of such business.
 - ii. Illuminated signs shall employ only lights emitting an essentially white light. No intermittent flashing or revolving illumination shall be employed nor shall any sources of illumination be exposed except as herein provided.
 - iii. No illuminated sign employing any red, green or amber light source shall be located as to be in the direct line of vision to and beyond a traffic light from any point in the street served by such traffic light.
6. Portable Signs and Additional Signs
- a. Sandwich Board Signs
 - i. Sign dimensions shall not exceed 36 inches in height and 25 inches in width;
 - ii. Limit of one sign per business establishment; this is in addition to the principal and secondary business signs;
 - iii. Signs shall be located so as to maintain pedestrian accessibility and not obstruct drivers' sight lines;
 - iv. Sandwich board signs may be displayed only during the operating hours for the business with which it is associated;
 - v. Signs must be placed directly in front of the business;
 - vi. Signs must be constructed of durable weatherproof materials; plastic is not permitted;
 - vii. Moveable type is not permitted on sandwich board signs;
 - viii. The Village reserves the right to require the removal of any sandwich board sign that does not comply with the above restrictions;
 - ix. Signs shall not be displayed during periods of high winds or during snow storms;
 - x. Whenever possible, signs shall be located on private property;
 - xi. If it is not feasible to locate the sign on private property, the sign may be permitted within the Village right-of-way provided the applicant provides a certificate of

insurance and proof of endorsement naming the Village of Tuckahoe as an additional insured in an amount no less than \$1,000,000.00 prior to the issuance of a permit. The owner, or majority shareholder if a corporation, shall sign a statement assuming sole responsibility for the maintenance and control of said sign and shall indemnify and hold harmless the Village of Tuckahoe.

b. Sidewalk Partitions

- i. Partitions are permitted to be placed on the sidewalk outside of the business as long as they are on private property and do not interfere with the public right of way.
- ii. The business name may be written one (1) time on each partition in lettering no greater than three inches in height. This is in addition to the principal and secondary signs.
- iii. Partitions shall be constructed of durable waterproof materials.
- iv. Partitions may only be outside during business hours.

c. Post and Arm Signs

- i. Businesses are limited to one (1) post and arm sign in addition to their principal and secondary signs.
- ii. The bottom edge of any such sign extending over a walkway must be a minimum of seven (7) feet high.
- iii. The maximum area of any post and arm sign shall be five (5) square feet.
- iv. Letters shall not exceed three (3) inches in height.

7. Style

- a. Signs shall be in keeping with the architectural design of the building upon which they are placed, the design of neighboring properties and adjoining signs and the character of the Village of Tuckahoe and its commercial district as a residential village.
- b. Signs shall be limited to two colors, with the option of a third color to only be used for the return edge of letter forms and graphic symbols on carved signs. Black, white, natural finish and tints of the same color shall be considered separate colors. Metallic, iridescent and bright colors are prohibited. Use of natural bronze, aluminum and stainless steel metals, and genuine gold or silver leaf, is permitted. The Village Board shall promulgate a list of acceptable and/or prohibited colors and the Building Department shall maintain the list and examples of designated colors.
- c. Except as provided in 3-19.1(a), signs shall consist of individual letters and symbols painted or separately mounted to the appropriate area of the building façade.
- d. Signs may contain trademarks, logos or graphics so long as they are within the guidelines above as to the height, width, and color requirements.
- e. No streamers, pennants or similar advertising devices shall be displayed.

- f. No advertising sign shall have any reflective material, such as mirror, glass, shiny metal or plastic, which is moveable or moving.
 - g. The signs for each business establishment in a building shall be coordinated in material, shape, lettering, color and/or decorative elements.
8. Awnings
- a. General Regulations:
 - i. Awnings shall be fabricated to conform to the shape and dimensions of window and doorway openings.
 - ii. Awnings extending beyond the private property line shall be stationary and extend no more than eighteen (18) inches over the public way.
 - iii. Awnings that remain over private property may be retractable and extend a maximum of eighteen (18) inches over the public way.
 - iv. Arms and braces shall be fully concealed from end view of the awning.
 - v. Awning material, including any lettering or signs, shall be limited to two (2) colors. Black, white and tints of the same color shall be considered separate colors. Metallic, iridescent and bright colors are prohibited. The Village Board shall promulgate a list of acceptable and/or prohibited colors and the Building Department shall maintain the list and examples of the designated colors and materials.
 - vi. The awning support and finish structure, mechanism and enclosure housing shall be of a neutral color, harmonious with the materials of the building façade and awning fabric.
 - vii. All awnings on the same building shall compliment those of any other awning on the building in terms of color, style, and material.
 - viii. Awning material shall be of fabric. The use of metal, plastic or other rigid materials is prohibited. Fabric shall be canvass duck or vinyl-coated canvass or vinyl-coated polyester fabric. Solid vinyl fabric is prohibited. [Minimum weight of fabric shall be ten (10) ounces per square yard for canvass and twelve (12) ounces per square yard for vinyl-coated canvass. The Sign and Awning Review Board will have samples of the acceptable materials.
 - ix. The minimum height from the sidewalk to any part of the awning covering or its supporting frame shall be seven (7) feet.
 - x. The awning shall be installed in a manner which does not cover the solid wall surface or architectural features of the building façade. Awnings shall be fitted and mounted within the interior or exterior of the architectural frame of the window and door openings. Any overlap of the awning onto the building façade where necessitated by the particular characteristics of the building façade shall be limited to six (6) inches. Awning enclosure housings should be integrated and recessed within the window head construction.
 - xi. Every owner or occupant of any building shall at all times keep the awning in front of such building free of ice, snow, dirt or other

obstructions. Merchandise or other obstructions shall not be suspended from any awning over any sidewalk.

9. Awning Signs

- a. Signs on awnings shall be restricted to the name and description of the business. Product or service advertising is prohibited.
- b. Trademarks, logos or graphics may be represented on awning signs so long as they satisfy the designated height and color requirements set forth in this Article and are in congruence with the rest of the sign.
- c. All lettering on awning signs shall be a maximum of six (6) inches in height.
- d. Awnings shall not be illuminated so as to permit the illumination to show through the awning or any part of the awning.

10. Number

- a. Each business establishment shall be limited to:
 - i. One (1) principal sign per façade identifying the name and type of business;
 - ii. One (1) secondary sign identifying the name and type of business located either on an awning, on the front door, on a monument sign or an exterior window sign;
 - iii. One (1) portable or additional sign (sandwich board sign, sidewalk partitions, or post and arm sign); and
 - iv. If the business establishment is located on the corner of a public right-of-way the business may place one additional sign each additional façade.
 - v. Each business that takes up multiple storefronts is permitted to each of the provisions for each additional storefront.

3-20

1. Shopping Centers

- a. In shopping centers, in addition to the signs herein permitted, one (1) monument sign is permitted, provided that:
 - i. The entire sign shall not exceed four feet by six feet in size;
 - ii. No lettering on such sign shall be more than twelve inches in height or width;
 - iii. Such sign identifies the name and/address of the shopping center and the individual store names within the shopping center only;
 - iv. Such sign shall be located entirely within the property line of the premises;
 - v. Such sign shall only be illuminated from an exterior light source;
 - vi. Such sign shall be suitably landscaped and such landscaping shall be periodically updated and suitably maintained.

2. Gasoline Filling Stations

- a. At a gasoline filling station, in addition to the signs permitted herein, one monument sign is permitted, provided that:
 - i. The entire sign shall not exceed four feet by six feet in size;
 - ii. No lettering on such sign shall be more than twelve inches in height or width;

- iii. Such sign shall identify the name and/or address of the gasoline filling station only;
 - iv. Such sign shall be located entirely within the property line of the premises;
 - v. Such sign shall only be illuminated from an exterior light source;
 - vi. Such sign shall be suitably landscaped and such landscaping shall be suitably maintained.
 - b. No signs are permitted on canopies which cover fuel pumps.
 - c. Price information shall be limited to fuel pump mounts with numbers and letters not exceeding four inches in height or width
 - d. Light sources on gasoline filling station canopies must be recessed or shrouded so light is directed onto fuel pumps only.
- 3. Signs in Residential Districts or Upon Residential Uses
 - a. The following signs are exempt from sign requirements under this Article:
 - i. Identification signs not exceeding one square foot in area and used solely for indicating the name and address of the occupant(s) of a residence affixed to the structure for a one-family, two-family or multifamily residence, memorial or historic structure.
 - ii. Identification signs that are freestanding monument signs or post-and-arm signs and are for a one-family or two-family residence.
 - iii. Real estate “For Sale” or “For Rent” signs for one-family, two-family and multifamily properties, shall be permitted provided that not more than one sign, no greater than four (4) square feet, is installed only on the subject property and that the sign is placed at least fifteen (15) feet from the curb where possible.
 - iv. Construction signs for one and two family properties: A single temporary construction sign displaying the name of the architect, principal contractor, subcontractors and other contractors engaged in the work of constructing a building or structure for which a building permit has been issued and has not expired, shall be permitted. Such temporary sign shall not exceed **ten (10) square feet**, may be erected only upon the property and not on the Village right-of-way. Text is limited to project, contractor, owner, future tenant, agent, and telephone number. Said sign shall be removed immediately upon completion of construction or renovation.
 - v. One bulletin board or other announcement sign for educational or religious institutions with an area of not over twelve (12) square feet, provided that such sign is located on or adjacent to the wall of a building or, if freestanding, then not nearer than fifteen (15) feet to any street or property line.
 - b. A temporary sign shall be permitted to announce an individual or neighborhood tag or garage sale provided that the following conditions are met:
 - i. A permit is obtained from the Village Clerk’s Office.

- ii. Any such sign may be displayed only during the hours of the sale event.
 - iii. Only one such sign may be posted on the site of the proposed sale. No signs may be posted on telephone poles, street signs, or anywhere in the Village right-of-way.
 - iv. Such sign shall be no larger than two (2) feet by two (2) feet in size.
- c. The following signs must be approved by the Sign and Awning Review Board and must have a sign permit from the Building Inspector:
 - i. Identification sign that is a freestanding monument sign or post-and-arm sign for multifamily residence, memorial or historic structure or nonconforming use.
 - ii. Identification sign affixed to structure for nonconforming use.
- d. The following signs are prohibited:
 - i. All signs not expressly exempted or permitted are prohibited
 - ii. Wall signs
 - iii. Window signs
 - iv. Temporary signs

3-21 Sign Application and Approval

1. Permit required

- a. It shall be unlawful for any person to erect, alter, relocate, reconstruct or maintain or cause to be erected, altered, relocated, reconstructed or maintained within the village any sign or signs (including awnings) without having obtained approval of the Sign and Awning Review Board and if approved having obtained and paid for and having in force and effect a permit therefore from the Building Inspector.

2. Permit Applications

- a. An application for a sign or awning permit shall comply with the following requirements. Such application shall be made to the Building Department by submitting six (6) copies thereof upon forms prescribed by the Sign and Awning Review Board and provided by the Building Inspector and shall be accompanied by the following documents:
 - i. A drawing of the sign or awning, accurately depicting and dimensioning it (including its thickness), with a scale of not less than one (1) inch equals one (1) foot;
 - ii. A drawing of the sign or awning illustrating the façade and accurately depicting and dimensioning the sign on the façade with a scale of one-quarter inch (1/4) equals one (1) foot; or in lieu thereof a photograph of the sign or awning digitally imposed on the façade;
 - iii. The size and layout of letter forms and graphic symbols and materials, colors and thickness shall be indicated;
 - iv. Samples of each material and color to be used in the sign or

awning;

- v. Photographs clearly showing the building façade in its entirety and that of the immediately adjoining buildings. One (1) photograph should be a close-up showing the area where the proposed sign or awning will be placed;
- vi. A description of the construction details of the sign or awning and structure;
- vii. A location plan showing the position of the sign or awning on the building or premises;
- viii. The location of any lighting or landscaping, if appropriate;
- ix. The method of attachment;
- x. If the applicant is the owner, the applicant shall provide sufficient proof of ownership. If the applicant is not the owner of the premises, then the applicant shall provide a sworn statement signed by the owner of the premises consenting to the application for a sign, in addition to the sufficient proof of ownership;
- xi. Proof of insurance for the sign or awning with an indemnification clause for the Village; and
- xii. Building permit filing fee.

3. Permit and Fee

- a. Upon the filing of the application and consent as required in this Article and upon its approval by the Sign and Awning Review Board and the Building Inspector, the Building Inspector shall issue a sign or awning construction and maintenance permit. The fee schedule for such permits shall be posted by the Building Department.
- b. Proof of insurance shall also be provided upon every permit filing and an indemnification clause to be signed by the Village of Tuckahoe.
- c. All permits shall expire and must be **renewed three (3) years** from the date they were originally issued.
- d. A permit shall expire and cease to exist upon the change of ownership of the business or other commercial enterprise which the sign is used to advertise.
- e. No refund shall be made or allowed for the abandonment of a permit.

4. Revocation of permit

- a. The Building Inspector may, at any time for a violation of this Article, revoke any existing permit. Notice of such revocation and the reason or reasons therefore in writing shall be served by him upon the person named as the licensee in the application by mailing the same to the address given in the application and by filing a copy thereof immediately in his office.

1. Every sign shall be inspected by the Building Inspector at least once a year and he shall keep a record of such inspections.
2. Signs and awnings shall be maintained in good and complete condition, with panels, letter forms and graphics firmly mounted and in true alignment, finishes in good repair, and properly lighted where applicable.
3. The Building Inspector will notify the property owner of the failure to properly maintain signs, including, but not limited to, torn awnings, faded colors, missing letters and worn material. Failure to comply with the Building Instructor's order to repair or refurbish a sign in the allotted time is a violation of this Article.
 - a. Property owners shall not be required to obtain a permit to repair an existing sign or awning as long as it is in its originally approved state and will not be altered in any way.
4. The applicant shall be responsible for any necessary cleaning and repair of the building façade prior to the installation of the sign.
5. All signs shall be properly secured, supported and braced and shall be kept in perfect structural condition and clean and well painted at all times. Every sign, its framework, braces, anchors and other supports, shall be constructed of such material and in such workmanlike manner as shall make them safe and satisfactory to the Building Inspector.
6. The Building Inspector may, at any time for a violation of this Article, revoke any existing permit. Notice of such revocation and the reason or reasons therefore in writing shall be served by him upon the person named as the licensee in the application by mailing the same to the address given in the application and by filing a copy thereof immediately in his office.
7. Safety Provisions
 - a. All signs and associated lighting shall be erected in compliance with all applicable provisions of the Village of Tuckahoe Building Code, the National Electrical Code and all applicable New York State codes and shall be approved and inspected by the Building Inspector and Electrical Inspector and certified by the New York State Board of Underwriters or other approving testing agent as required.
 - b. Whenever it shall appear to the Building Inspector or the Code Enforcement Officer that any sign has been constructed or erected or is being maintained in violation of any of the terms or provisions of this Article or is unsafe or insecure, or is in such condition as to be a menace to the safety of the public, he shall thereupon issue or cause to be issued a notice in writing to the licensee informing such person of the violation of this Article and the dangerous condition of this sign and directing him to make such alterations or repair thereto or to do such things or acts as are necessary or advisable to place such a structure in a safe, substantial and secure, condition and to make the same comply with the requirements of this Article within such reasonable time as shall be stated in such notice. If such licensee cannot be found or his whereabouts cannot be ascertained

with reasonable diligence, the Building Inspector shall attach or cause to be attached to such structure a notice of the same import as that required to be sent to the licensee. Upon failure to comply with such notice within the time stated therein, the Sign and Awning Review Board shall cause such sign or such part thereof as is constructed or maintained in violation of this Article to be torn down and removed and shall charge the expense of such tearing down and removing to the person so notified; provided, however, that nothing herein contained shall prevent the Building Inspector from adopting such precautionary measures as may be necessary or advisable, in case of imminent danger, to place such sign in a safe condition, the expense of which shall be charged to and paid by the licensee.

3-23 Non-conforming Signs

1. Amortization

- a. All interior window signs shall be removed within sixty (60) days of the effective date of this law.
- b. All non-conforming signs or awnings under this Article or any sign or awning that shall become non-conforming as a result of the enactment of any future amendment to this Article shall be removed no later than **two (2) years** from the effective date of this Article or such amendment, except as may otherwise be provided in such amendment.
- c. A non-conforming sign shall not be structurally repaired or enlarged and shall be removed if the Building Inspector declares it unsafe; a non-conforming sign shall not be re-lettered, painted or decorated.

2. Approval of non-conforming signs

- a. The Sign and Awning Review Board may, subject to the provisions below, grant exceptions and approve a sign that does not meet the requirements of this Article under the following circumstances:
 - i. The proposed sign has more than two colors with the additional color(s) not being the return edge of the letters or graphic symbols on a carved sign; provided, however, that no bright or iridescent colors shall be permitted;
 - ii. The sign includes lighting or is of a size that, while not in conformance with the requirements of this Article, is compatible with the architectural or design elements of the building or property where the sign is to be located;
 - iii. Such other circumstances which the Sign and Awning Review Board in its sole reasonable discretion shall consider, including, but not limited to:
 1. Economic hardship based on competent financial proof;
 2. Aesthetic and architectural characteristics;
 3. Relationship to adjoining signs, adjoining neighborhood

and adjacent properties;

4. Public safety, general welfare and security;
 5. Minimum signage that can be designed to satisfy the needs of applicant;
 6. Topography or other circumstances of that particular property which may affect its placement and/or size and which may differentiate it from any adjoining properties;
 7. The aggregate signage as proposed by the applicant in addition to any of those signs already in existence.
- b. All applications for approvals of exceptions pursuant to this 3-23.2(a) shall specifically indicate the sections of this Article which the proposed or existing sign does not conform to, state the reason such approval is requested and state why it is appropriate.
- c. The Sign and Awning Review Board may grant an exception to a new sign that does not conform to all of the requirements of this Article through a unanimous vote under circumstances as stated above in Section 3-23.2

3-24 Removal of Certain Signs

1. A sign which no longer advertises a business or activity other than one being conducted on the premises on which such sign is located, or which does not comply with the regulations established for the issuance of a permit pursuant to this Local Law shall be deemed prohibited and shall be brought into compliance with this Local Law.
2. If necessary, the Village of Tuckahoe may remove such sign(s) and the expense may be recovered by the Village in an action on this Local Law, which shall be instituted in the Village court which shall have jurisdiction over this matter.

3-25 Violations, Penalties, and Enforcement

1. Any person, who himself or by his agent or employee shall construct, erect, relocate, alter, repair, maintain or use a sign or awning without a permit or shall violate any of the provisions of this Article or who, having had his permit revoked, shall continue to construct, erect, relocate, alter, repair, maintain or use a sign or awning shall, upon conviction thereof be subject to a penalty as prescribed in Section 1-7, and each day on which such violation continues shall constitute a separate offense. In addition to any penalty imposed, the permit of the person violating same shall be canceled or revoked.
2. Any person who has received notification of a violation of this Article by the Code Enforcement Officer must file an application for a compliant sign or awning with the Sign and Awning Review Board within thirty (30) days of such notification. Such applicant must then procure within ninety (90) days of said notification by the Sign and Awning Review Board. During this one hundred twenty (120) day period, there will be a stay of enforcement of penalty fees. Upon expiration of said one hundred twenty (120) days, a fine will be applied for

each day he/she remains in violation as stated above in Section 3-25.1.

3-26 Sign and Awning Review Board

1. Establishment

- a. There shall be a Sign and Awning Review Board of three (3) members pursuant to the provisions of the Village Law, with all the power and duties prescribed by law and by this Article. One of the three (3) members of the Sign and Awning Review Board shall be the Chairperson of the Planning Board, or the Chairperson's appointed designee. In the event that the Chairperson of the Planning Board changes, there shall be an automatic change to the Sign and Awning Review Board so at all times the Planning Board Chairperson is on the Sign and Awning Review Board.
- b. The Mayor shall designate one member of the Sign and Awning Review Board to serve as Chairperson of such Board for a period of one (1) official year.
- c. The first Sign and Awning Review Board shall be composed of:
 - i. One member who shall be appointed for a term of three (3) years;
 - ii. A second member who shall be appointed for a term of two (2) years; and
 - iii. The third member, who shall be the Chairperson of the Planning Board, shall be appointed for a term of one year.
- d. After the first Sign and Awning Review Board is constituted, each future appointee shall serve a term of three (3) years to such Board.
- e. In addition to the three (3) regular members of such Board, the Board of Trustees may appoint one (1) ad hoc member to the Sign and Awning Review Board to serve a one (1) year term. Such ad hoc member shall serve on the Sign and Awning Review Board whenever absences or conflicts of interest of regular members prevent three regular members from hearing an application or applications.
- f. The powers and duties of the Sign and Awning Review Board are summarized and more particularly specified as follows, provided that none of the following provisions shall be deemed to limit any power of the Sign and Awning Review Board.

2. Powers and Duties

- a. The Sign and Awning Review Board shall review each permit application and shall approve, disapprove, or approve subject to modifications or conditions being guided by the purpose and intent of this local law of the Village of Tuckahoe. The Building Inspector shall within five (5) business days of approval by the Sign and Awning Review Board or such period of time as he shall determine, or within five (5) working days of compliance with any modifications or conditions required for approval as the case may be, issue a permit for the erection of the proposed sign or awning, provided all fees and

insurance requirements have been met.

- b. In instances where a construction project is in its approval stages in front of the Planning Board, the Sign and Awning Review Board will take into consideration the recommendations of the Planning Board in terms of sign placement and other issues concerning signage when deciding whether to grant approval of the sign(s) in question.
 - c. The Sign and Awning Review Board shall meet once per month pursuant to a schedule of meetings available in the Office of the Village Clerk.
3. Rules and Regulations
 - a. The Sign and Awning Review Board may adopt such rules and regulations as are necessary or proper to the performance of its powers and duties hereunder and may amend or repeal the same.
 4. Quorum and Decision
 - a. The presence of a majority of the members of the Sign and Awning Review Board shall be necessary for a quorum. The concurring vote of a majority of the total members of the Sign and Awning Review Board shall be necessary to decide any matter before it.
 5. Comprehensive Plan
 - a. The Sign and Awning Review Board shall recommend revisions to the Village Comprehensive Plan to the Village Board of Trustees.
 6. Sign and Awning Review Board Approval
 - a. Signs and awnings requiring a sign permit shall be erected, constructed, reconstructed or altered only after approval by the Sign and Awning Review Board as to design, colors, materials, illumination, location and size and:
 - i. When granted a sign permit from the Building Inspector; and
 - ii. Upon payment of the required fees and the required proof of insurance.

3-27 Amendments

1. The Village Board may from time to time on its own motion, on petition, or on recommendation of any board, agency or official of the Village, after public notice and hearing, amend, supplement, repeal or change the regulations and districts established under this Local Law. Amendments shall be permitted as provided in Section ___ of the Village Law.

3-28 Severability

1. Should any section, sub-section, paragraph, sentence, clause, provision or phrase of this Local Law be declared by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect any other portion of this Local Law.

3-29 Earlier Ordinances Repealed

1. Upon the effective date of this Local Law, the previous Sign Law of the Village of Tuckahoe and any amendments thereto is hereby repealed.

3-30 Effective Date

1. This Local Law shall take effect on January 1, 2007.

3-31

1. Nothing in this Article shall relieve the owner of a vicious dog from the requirements of Section 5-32 of the Village Code. However, any sign posted in connection with Section 5-32 shall be compliant in all respects with this Article.

Section 3. Repeal of other inconsistent local laws

In furtherance of this Local Law, the following articles, local laws, ordinances and/or resolutions are hereby repealed in their entirety: (i) Article V of Chapter 19 of the Code of the Village of Tuckahoe, inclusive of Section 19-94 through and including Section 19-98; (ii) Section 19-62 of the Code of the Village of Tuckahoe; (iii) Section 4-6.1.8(a)-(g) of the Zoning Ordinance of the Village of Tuckahoe governing signs; and (iv) Section 4-7.7 of the Zoning Ordinance of the Village of Tuckahoe governing signs.

Section 4. Planning Board.

Subject to Article II of Chapter 3 of the Code of the Village of Tuckahoe, as above re-stated and amended, the Planning Board, as created under Article VIII of the Zoning Ordinance of the Village of Tuckahoe is divested of its authority to approve signs and/or awnings and such authority shall be vested in the Sign and Awning Review Board as created and set forth in Article II of Chapter 3 of the Code of the Village of Tuckahoe, as above re-stated and amended.

Section 5. Negative Declaration.

The Village Board of Trustees in finding that the enactment of this Local Law will not produce significant adverse impacts on the environment hereby adopts a negative declaration pursuant to SEQRA and its implementing regulations.

Section 6. Separability.

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.

Section 7. Controlling Provisions.

To the extent this Local Law conflicts with any other chapters, articles, sections, resolutions, ordinances or local laws of the Village of Tuckahoe, this Local Law shall be controlling.

Section 8. Effective Date

This Local Law shall take effect on January 1, 2007.

Section 9. Notice of Adoption

The Village Clerk be and she hereby is directed to enter this Local Law in the minutes of this meeting and give due notice of the adoption of said Local Law to the Secretary of the State of New York.

No Written Comments
No Public Comments

Mayor Fitzpatrick stated that the Planning Board, Building Inspector, and Code Enforcer will submit their comments to the Board. The Local Law will take effect on January 1, 2007.

Trustee Gorman motioned to keep the public hearing open, seconded by Trustee Ecklund and upon roll call was carried with a vote of 5 – 0.

OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

No Public Comments

RESOLUTIONS –

1. Mayor Fitzpatrick motioned for a Resolution to enter in an agreement in a form to be approved by the Village Attorney with Allan Rotto Consultants, Inc. to review the monthly telephone charges and negotiate with the phone company to have errors deleted.

Trustee Marcoccia motioned to adopt Resolution #1, was seconded by Trustee Gorman and upon roll call was carried with a vote of 5 – 0.

2. Mayor Fitzpatrick motioned for a Resolution ratifying board action authorizing the hiring of Sergio Sensi to assist with this fiscal year budget preparation as well as Ann Marie Berg and Patty Jones to assist in the training of the new Treasurer.

Trustee Gorman motioned to adopt Resolution #2, was seconded by Trustee Zocchi and upon roll call was approved with a vote of 5 – 0.

3. Mayor Fitzpatrick motioned for a Resolution pertaining to March 18, 2008 Village Elections: Be it resolved that, according to Section 15-104, Sub. 3(a) of the New York State Election Law, there shall be nominated two nominees for the office of Trustee, said office to be held for a term of two years, beginning April 1, 2008. Be it further resolved that elections for such office shall be held on the 18th day of March 2008 in the seven election districts within the Village of Tuckahoe. **Trustee Gorman motioned to adopt Resolution #3 was seconded by Trustee Zocchi and upon roll call was carried with a vote of 5 – 0.**

4. Mayor Fitzpatrick motioned for a Resolution for payment of vouchers in the amount of \$293,038.42. Consisting of Abstract #14 totaling \$105,693.13, Abstract #16 totaling \$173,760.79 and Abstract #17 totaling \$13,584.50. The largest invoices: American Road Machinery, leaf collector trailer mounted \$28,375; Employees health insurance premium for October \$86,604.21; Eastchester Receiver of Taxes 1st half school taxes on Village properties \$19,622.69; NY Power Authority for electricity various Village properties \$14,099.67. **Trustee Gorman motioned to adopt Resolution #4, was seconded by Trustee Marcoccia and upon roll call was approved with a vote of 5 – 0.**

5. Mayor Fitzpatrick motioned for a Resolution to accept proposal of DiMar Contracting of \$2,650 to furnish labor to remove and replace ceiling tiles in the meeting/court room. The second proposal received was in the amount of \$3,750. **Trustee Gorman motioned to adopt Resolution #5, was seconded by Trustee Marcoccia.**

Discussion: Mayor Fitzpatrick noted that there was a third bid, but was incomplete as it did not meet the requirements of the specs.
Upon roll call was approved with a vote of 5 – 0.

6. Mayor Fitzpatrick motioned for a Resolution authorizing the Assumption Rosary Altar Society to have a Procession of Our Lady of the Rosary around the Church of the Assumption on Sunday, October 28th, 2007 immediately following the 10:30 AM Mass. The Saint of Our Lady of the Rosary will be carried with a small band playing. The Procession will begin at driveway of the church make a left onto Wallace Street to the corner, left and another left onto Circuit and onto Wallace Street to the Church.

Trustee Ecklund motioned to adopt Resolution #6, was seconded by Trustee Marcoccia and upon roll call was approved with a vote of 5 – 0.

7. Mayor Fitzpatrick motioned for a Resolution authorizing the Mayor to execute an agreement with Dolph Rotfeld Engineering, P.C. for professional engineering services and to prepare scope of work for Intersection Improvements at the corner of Fisher Avenue and Marbledale Road. The cost for the design phase to be \$5,400 and the cost for the topographic survey shall not exceed \$1,800. **Trustee Ecklund motioned to adopt Resolution #7, was seconded by Trustee Gorman.**

Discussion: Mayor Fitzpatrick noted that he took the petition and the public's passion concerning this intersection into consideration and determined it was a priority. Chief Costanzo is collecting speed tests data at this time.

Trustee Ecklund noted that this 'T' intersection will direct traffic going west on Fisher to make a complete stop, and make a 90 degree right turn. This should slow down traffic considerably. The plans will also be safer for the pedestrians.

Mayor Fitzpatrick indicated that there is private property involved and will discuss the plans with the owners. The engineer's drawings will take emergency vehicles maneuvering the intersection into consideration when drawing the plans.

Upon roll call was approved with a vote of 5 – 0.

8. Mayor Fitzpatrick motioned for a Resolution to accept a bench donated by Phil Raffiani, precise location to be determined, near or about Jefferson Place and Main Street. **Trustee Gorman motioned to adopt Resolution #8, was seconded by Trustee Ecklund.**

Discussion: Trustee Gorman indicated that the seniors requested this bench as it is a long walk, and a bench is needed to rest.

Upon roll call was approved with a vote of 5 – 0.

Mayor Fitzpatrick invited Mr. Gerald Shirley to make his request to the Board at this time.

Mr. Shirley, 133 Sagamore Rd., respectfully requested a public hearing to consider a repeal of the Local Law #1 of 1984. This law was established to create the Tuckahoe Housing Authority and at the time of the Public hearing, Mr. Shirley stated that he will provide four reasons to repeal the law.

9. Mayor Fitzpatrick motioned for a Resolution to hold a public hearing on November 26, 2007, to repeal the Local Law #1 of 1984 for the creation of the Housing Review Board.. Trustee Gorman seconded the motion and upon roll call was carried with a vote of 5 – 0.

10. Mayor Fitzpatrick motioned for a Resolution authorizing the following budget transfers to close out fiscal year 6/1/06 to 5/31/07

Budgetary Entry to cover over-expended Budget lines

<u>Increase</u>	<u>Budget</u>	<u>Dept.</u>	<u>Line Item</u>	<u>Amount</u>	<u>Decrease</u>	<u>Budget</u>	<u>Dept.</u>
<u>General Fund</u>							
010-1010	404	Village Board	Materials	554.51	010-1010	402	Village B
	428		Printing	232.50	010-1010	427	Village B
010-1110-	404	Village Justice	Materials	2,064.94	010-1110	105	Village J
	408		Outside Serivces	353.00		201	Village J
010-1325-	408	Treasurer	Outside Serivces	101.08		404	
	410		Advertisement	1,425.00		414	
010-1355-	408	Assessor	Outside Serivces	442.00		417	
010-1410	110	Village Clerk	Part Time	16,865.50		427	
	201		Equipment	2,147.54	010-1210	427	Mayor

	410		Advertisement	1,597.30	010-1320	437	Auditor
	414		Contractual-Stenographer	425.00	010-1325	101	Treasure
010-1420	415	Village Attorney	Outside Serivces	17,812.50		125	
	416		CodeOrdinance	880.00		417	
010-1440	415	Engineering	Outside Services	2,277.50		427	
010-1450	410	Elections	Advertisement	10.48	010-1355	410	Assessm
	492		Contractual	470.00		414	
010-1620	114	Building	Over Time	11,935.46		440	
	201		Equipment	18,581.07	010-1410	101	Village C
	405		Heating	6,512.43		102	
	407		Repairs	8,456.55		105	
	413		Electricity	1,729.93		407	
	418		Water	767.42		417	
010-1621-	405	Community Center	Heating	3,178.34		427	
	407		Repairs	587.35	010-1450	404	Elections
	413		Electricity	818.99		430	
	418		Water	514.52		431	
010-1622-	405	Building-Dpw	Heating	8,237.75		437	
	407		Repairs	7,409.70	010-1620	101	Building
010-1650	461	Central Comm	Web	75.00		404	
010-1935	437	Legal Fees		629.04		408	
010-1950	441	Tax & Assessment		284.96	010-1621	404	Bldg Con
010-1964	422	Tax Cert		58,247.95		408	
010-1985	201	Central Data Processing	Equipment	17,306.52	010-1622	404	Bldg DPV
010-1985	455	Central Data Processing	System Support	4,820.90		413	
010-1987	404	Central Office	Supplies	2,281.22		418	
010-3120	101	Police	Personnel Services	20,992.38	010-1650	459	Central C
	114		Overtime	29,748.70		460	
	115		Holiday Pay	5,279.49	010-1910	467	Unall
	425		Traffic Control	15.18	010-1920	439	Muni
010-3320	117	Off Street Parking	Personnel Services	2,369.65	010-1985	453	Centr
010-3620	101	Building Inspection	Personnel Services	2,760.15	010-1990	491	Conti
	404		Materials & Supplies	306.07	010-3120	108	Police
	407		Repairs	365.00		112	
	408		Outside Services	10,215.37		119	
	417		Telephone	186.12		201	
010-4020	135	Registrar	Personnel Services	31.67		403	
010-5010	404	Street Adm	Materials & Supplies	329.93		404	
	417		Telephone	3,999.40		406	

	427		Edu. & Training	380.00		407	
010-5110	101	Street Maint	Personnel Services	27,191.95		410	
	110		part time	10,320.00		417	
	114		Overtime	22,858.14		419	
	201		Equipment	11,874.82		423	
	202		Equipment - Safety	4,076.68		424	
	404		Materials & Supplies	2,646.78		438	
	406		Fuel	997.95		444	
	407		Repairs	7,163.31		453	
	415		Outside Services	3,282.50		458	
	419		Energy & Str. Lights	690.13	010-3220	114	On S
	427		Edu. & Training	390.25	010-3320	409	Off S
	433		Lighting/Installation	3,996.62		426	
	442		Street Resurfacing	29,179.23	010-3620	102	Bldg
010-5142	201	Snow Removal	Equipment	2,727.90		120	
010-5142	407	Snow Removal	Repairs	36,177.98		201	
010-5180	201	Street Lights	Equipment	2,168.62		406	
010-5180	401	Street Lights	Lighting Usage	3,282.29		427	
010-7140	404	Recreation	Materials & Supplies	684.39	010-5010	410	Stree
	408		Outside Services	2,902.91	010-5110	416	Highw
	447		Celebrations	4,336.87		443	
	450		Dial a Ride	8,020.00	010-5142	101	Snow
010-7141	101	Recreation Adm	Personnel Services	1,278.41		404	
	417		Telephone	879.03		415	
010-8010	415	Zoning Board	Outside Services	21,435.20	010-7140	201	Recre
010-8020	415	Planning Board	Outside Services	10,861.94		413	
010-8120	101	Sanitary Sewer	Personnel Services	4,727.20		414	
	114		Overtime	172.35	010-7141	404	Recre
	202		Equipment - Safety	639.05		461	
	404		Materials & Supplies	1,233.02	010-8090	415	Envir
	407		Edu. & Training	4,336.38	010-8120	406	Sanit
010-8160	406	Refuse	Fuel	1,787.46		427	
	445		Dumping Fees	14,205.59	010-8160	101	Refus
010-8350	421	Water Service	Water Charges	2,834.39		404	
010-9010	104	Employee Benefits	Health Ins Stipend	6,750.00		407	
	119		Sick Pay Incentive	1,965.38		410	
	801		State Retirement	30,378.96		423	
010-9015	811	Police Retirement	Police Retirement	51,073.00	010-9010	116	Empl
					010-9025	811	Police
					010-9030	802	Socia
					010-9040	803	Work
					010-9045	804	Life In

					010-9050	805	Unem
					010-9060	807	Hosp
					010-0010	599	
TOTAL					616,539.74		
GF Balance							
Library							
020-7410	101	Library	Personnel Services	46.51	020-7410	122	Libra
	109		Librarian	259.02		203	
	128		Part Time	2,545.86		404	
	203		Equipment	142.68		408	
	427		Culture & Education	718.70		417	
	438		Staff Devel	894.80		434	
020-9090	191	Employee Benefits	Sick Incentive	1,500.00	020-9060	807	Hosp
					6,107.57		
Library Balance							

Trustee Gorman motioned to adopt Resolution #10, was seconded by Trustee Marcoccia.

Discussion: Mr. Porpora, Village Treasurer, noted that the Village is required by law to transfer any negative balances to a positive balance by the end of the fiscal year. **Upon roll call was approved with a vote of 5 – 0.**

APPROVAL OF MINUTES –

Trustee Gorman motioned for the approval of the minutes of the Regular meeting September 24, 2007. This motion was seconded by Trustee Zocchi and carried with a vote of 5 – 0.

Ms. Ciamarra, Village Clerk, announced that the second half of the year's tax bill will be mailed out soon and is due December 31, 2007.

The annual commuters parking permits will be mailed out Nov. 5, 2007 and are due December 3, 2007 with payment.

Mayor Fitzpatrick noted that the Medal of Honor monument will be placed in Thornwood NY. He indicated that he received petitions against moving the WWI monument, and a petition to move the WWI monument to make room for the Medal of Honor Monument. In addition, Mayor Fitzpatrick noted that he received a petition from residents on Wallace St. to provide parking restrictions up to 4 hours. The Board will research this issue.

John Cavallaro, Village Attorney, indicated that a street could be given parking restrictions by identifying the streets and amending the Village ordinance. As to the issue of parking permits, the Village would need state approval.

Mayor Fitzpatrick indicated that the Board needs to re-visit the parking permit law. Many buildings in the Village get approval for the building with the understanding that the parking lot or parking garage is for the tenants of the

proposed building. Some of the owners have been selling the parking spaces to persons outside the building. He recommended extending the current parking permits, due to expire November 30th, be extended to Feb. 29, 2008.

11. Mayor Fitzpatrick motioned for a Resolution extending the renewal date for Resident Parking Permit to February 29, 2008 to afford the Village Board an opportunity to review the present resident parking permit law. **Trustee Gorman motioned to adopt Resolution #11, was seconded by Trustee Zocchi and upon roll call was approved with a vote of 5 – 0.**

12. Trustee Ecklund offered a Resolution ratifying board action to accept proposal of Lucente Landscaping, Inc. of Tuckahoe, NY to perform Power-Washing services at the Library/Community Center for a sum of \$2000. Three bids were solicited for this work. Extreme Steam\$1,750 previously authorized to do the work but did not perform and Hydro Wash Co. was non-responsive.

Mayor Fitzpatrick motioned to approve Resolution #12, was seconded by Trustee Gorman and upon roll call was carried with a vote of 5 – 0.

13 Trustee Ecklund offered a Resolution to reject cleaning bid for Village Hall/Community Center submitted by Y.E.S. Enterprises Inc. of Croton, NY Reason for rejection is due to having received one bid.

Mayor Fitzpatrick motioned to approve Resolution #13, was seconded by Trustee Gorman and upon roll call was carried with a vote of 5 – 0.

BOARD OF TRUSTEES MEMBER REPORTS:

- **TRUSTEE MARCOCCIA** asked Mr. Porpora to check if the mortgage tax and sales tax are coming in as budgeted. He attended a meeting with the Disability Committee and one issue discussed was the crossing signals in the Crestwood and Village business areas. The request was to have the time increased so the seniors could cross the busy streets with ample time and to have signals installed with a count down, so the pedestrian will be aware of the remaining time to cross. Mayor Fitzpatrick noted that he met with Frank Fish, Village Consultant, Police Chief Costanzo, and Bill Williams, Building Inspector at Depot Square to discuss this issue. The recommendation was to eliminate the push on demand button which would allow the intersection to be more efficient and allow more time to cross. Trustee Marcoccia also indicated that the Board needs to review the noise ordinance as the ambient noise in the Village is steadily increasing due to construction, A/C units etc.
- **TRUSTEE ECKLOND** stated that the DPW is now using bio-diesel fuel in all the trucks. This was a smooth transition and the Village of Tuckahoe is now a green - friendlier community. He indicated that he has received favorable numbers to remove the

present DPW building which is irreparable. He noted that the Board will hire the engineering firm which is currently working on the Marbledale and Fisher intersection. This firm has extensive experience in DPW sites. Mayor Fitzpatrick voiced his concern regarding the basement of the DPW building which houses the utility lines for the gas, electric and water. Will need to examine the safety of the foundation of the basement. He also recommended a wall be constructed to block the view of the DPW yard from the park and the residents. Trustee Ecklund agreed and noted that it would cost approximately \$70,000 to construct a 12 ft. wall. Trustee Ecklund noted that he will have a preconstruction meeting tomorrow for the Union Place Park. As for the Quarry Park sidewalk, the paving should start next week and be completed in two weeks. The paving project on Columbus Ave. has been completed. The lines will be painted shortly.

- **TRUSTEE GORMAN** reported that the Library is very happy with the power washing of the building. The Adult Halloween Story time is Thursday 6:30pm, Halloween Party for ages 7 – 16 is Monday Oct. 29, for ages 3 – 6 7:00pm Pajama Story time. Please call 961-2121 for information. Trustee Gorman announced that the soldiers at Camp Bucca are thrilled with the packages sent to them. She received a letter from the father of a soldier stationed at Camp Bucca thanking all involved in sending the care packages. She asked the public to continue to donate items. She attended the THA meeting last week. The Board introduced Mark Kamensky, the new attorney and Bill Crown, HUD representative. Trustee Gorman advised the residents to read the inspection report on all the units, copies available at Village Hall and the THA, as it is very informative.

Mayor Fitzpatrick noted that he had requested the camera crew to tape the THA meeting for the residents to view and was denied by the THA. He stated that, in his opinion, he has no faith in the Chairperson Anthony DeCintio, as he has received no response to the many questions this Board has asked of the THA. He noted that he has faith in Commissioner Trudy Gunther and Commissioner Elinor Yancy, the elected members of the Board, but no faith in Mr. DeCintio. He indicated that Congresswoman Nita Lowey is involved. The THA needs a new director, the THA Board is not taking care of the facility, Section 8 needs to be looked at as Mayor White gave the THA Section 8 and they cannot handle it.

John Cavallaro, Village Attorney, indicated that the THA should allow the camera crew as the Village could record any meeting open to the public if the camera crew does not impede the progress of the meeting.

- **TRUSTEE ZOCCHI** noted that the new leaf machine is now being used by the DPW. He noticed a tree on Columbus Ave. with the wires wrapped around a limb. Con Ed took care of the problem immediately.

- **Mayor Fitzpatrick** indicated that the minutes from each - Planning Board, Zoning Board and Village Board will now be available on the website. There will be a 30 day waiting period for the Planning Board and Zoning Board. As for petitions, the Mayor noted that the residents interested in having a block party must submit a petition signed by the majority of the residents of the block. This will allow the street to be closed. The \$1,000,000. Liability insurance policy will no longer be required. There will be no fee for the approval for a block party. Mayor Fitzpatrick asked neighbors to come to Village Hall or DPW to collect a new recyclable bin.

SECOND OPPORTUNITY TO ADDRESS THE BOARD

Mrs. Coleman, resident, stated that she will get a petition organized to decrease the hours to park on Wallace St. from 4 hours to 2 hours due to congestion. She invited all to attend the Shiloh Baptist Church to celebrate Halleluiah Night on Halloween night. Please no costumes. The children will enjoy games, candy and be given a goldfish. She inquired about the loan for the HUD facility. Mayor Fitzpatrick noted that he will get the answer to her.

Mrs. Coleman thanked all the Board members and the public for their show of support on the passing of Ms. Vivian Yancy.

Mayor Fitzpatrick added that the public owes a thank you to Ms. Yancy.

Mr. Philip Allison inquired about the property on Marbledale Rd. controlled by Weinberg and Stotb. He asked if the Village of Tuckahoe would be interested in purchasing this property as it is now a brown field which produces no money on the tax roll for the Village. He noted the property would need to be encapsulated and could ultimately be a 'mini Central Park' here in Tuckahoe.

Mr. Chris Latussia, Oak Ave., submitted a petition for a speed bump to be placed on Oak Ave. as the increase in traffic and speed was a safety concern. He also indicated that the parking lot on Oak Ave. was in need of repair.

Mayor Fitzpatrick indicated that the Village will borrow speed bumps from the Town of Eastchester. A meeting with the residents of Oak Ave. will determine where the speed bumps could be placed.

Trustee Ecklund indicated that the cost for the repair and drawings of the parking lot are quite high.

Trustee Marcoccia added that the Board will try to apply for grant money to repair the parking lot as was done with Thompson Ave. parking lot.

Trustee Gorman thanked the DPW for rating the streets in the Village according to their condition.

Mr. Frank Travis thanked the Board for moving forward with the Marbledale Ave. and Fisher Ave. intersection.

Mr. Chris DiGiorgio, 50 Columbus Ave., highlighted the contrast between the old and new administration. He thanked the new administration for allowing debate, the Mayor available to the public during his office hours, the new improved website and pushing the enforcement issue with the Fountains. He noted he was enjoying watching his tax dollars at work.

Mayor Fitzpatrick noted that the Marbledale intersection was a concern and the petition helped the Board be aware of the problem and the views of the residents. All petitions may not have the outcome the residents are requesting, but the Board will review each one.

Trustee Marcoccia noted that the Fountains' issues were many involving a very long process; however, many were taken care of during the prior administration. In addition, the funding for the recently upgraded parks, along with the Crestwood Streetscape funding and funding for other projects, was secured under the prior administration. The prior Mayor was a good Mayor and this present Mayor is a good Mayor.

Mr. Baldasara, 61 Circuit Avenue, said he disagrees with Mr. DiGiorgio's tactics and while Mr. DiGiorgio may disagree with some Board members, he needs to show more respect for the position.

Mrs. Martino, 6 Triangle Place, introduced herself as the wife of former Mayor Martino who took exceptions to the comments made against her husband by Mr. DiGiorgio adding that her husband was a very good Mayor for this Village.

There being no further business the Board unanimously voted to adjourn the meeting at 10:22 PM.

Susan Ciamarra, Village Clerk