

RESOLUTION 33 - 2023
ACT 50 - 2023

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a transmittal from the County Executive in which the County Executive states that the Commissioner of Environmental Facilities has advised him that the Towns of Mt. Pleasant and New Castle (the "Towns") have requested, pursuant to the attached Resolutions of the Towns, that the Saw Mill Valley Sanitary Sewer District (the "District") be modified to remove four (4) parcels of property from the District. Two (2) of the parcels are located in Mt. Pleasant and two (2) are located in New Castle. The parcels located in Mt. Pleasant are more particularly described by street address and tax map designation as: 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28. The parcels located in New Castle are more particularly described as: 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1 (All four parcels shall hereinafter be referred to collectively as the "Parcels"). The Parcels are not currently connected to the County sewer system. The removal of the Parcels from the District is being requested because the Parcels are not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed for these Parcels in the foreseeable future.

Your Committee is informed that the attached Feasibility Report prepared by the Department of Environmental Facilities ("Feasibility Report") dated November 29, 2022 indicates that the proposed removal of the Parcels represents a net decrease of 0.016% to the Equalized Full Value of the District. Therefore, the removal of the Parcels will not cause significant changes in the tax rate of the District.

According to the Department of Environmental Facilities, the proposal to remove the Parcels is feasible because: (1) the proposed changes were requested by the Towns; (2) the subject changes require no engineering modifications to the District facilities and there is no impact on the County facilities because the Parcels were never connected to the sewerage system; (3) the subject changes remove from ad valorem taxation properties that have not benefited and foreseeably will not benefit from connection to District facilities based on information received from the Towns; (4) the subject changes free reserve capacity at the District treatment plant for future enlargement of the District from surrounding areas without the capital costs of expanding treatment facilities; (5) the subject Parcels, once removed from the District, will be required to petition the County to re-enter the District and the County is not obligated to reserve any capacity

for these Parcels once they have been removed; and (6) the subject Parcels were reviewed by the Westchester County Health Department.

Your Committee notes that Chapter 237.131 of the County Administrative Code authorizes the Board of Legislators (the "Board") to alter or change the sewer districts. However, the Board may only alter or change the districts after a public hearing is held thereon by the Board, upon notice thereof given by publication in such manner and for such time as the Board shall direct. Therefore, attached hereto is a Resolution which will authorize Legal Notice for the public hearing as required by the Administrative Code.

Your Committee is advised that the removal of the Parcels would constitute an Unlisted Action under Article 8 of the Environmental Conservation Law, which requires an appropriate environmental review. Your Committee has carefully considered the proposed legislation. It has reviewed the attached Short Environmental Assessment Form (EAF) and the criteria contained in Section 617.7 of Title 6 of the New York State Code of Rules and Regulations, the SEQR regulations, to identify the relevant areas of environmental concern. For the reasons set forth in the attached EAF, your Committee believes that the proposed action will not have any significant adverse impact on the environment and urges your Honorable Board to adopt the annexed resolution by which this Board would issue a Negative Declaration for this proposed action.

Based on the above facts, the Feasibility Report prepared by the Department of Environmental Facilities and the review by the Planning Department, your Committee concurs with the recommendation of the County Executive and recommends your Honorable Board adopt the annexed Resolution which will authorize Legal Notice for the public hearing which is required by the Administrative Code in such matters, and, after such hearing, urges your Honorable Board to adopt the annexed Act which accomplishes the removal of said Parcels from the District. It should be noted that a vote of not less than a majority of the voting strength of the Board of Legislators is required to pass this Act.

Dated: February 13, 2023

White Plains, New York

Catharine Parker
Nancy E. Bauer
Jeddy Padri
Henry Zellerbach
J. B.

Catharine Parker
Nancy E. Bauer
J. B.

Catharine Parker
Nancy E. Bauer
Henry Zellerbach

Budget & Appropriations

Public Works & Transportation

Environment,
Energy & Climate

COMMITTEE ON

Dated: February 13, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

COMMITTEES ON

Budget & Appropriations

Public Works & Transportation

Environment, Energy & Climate

David Q. Iulio

Catherine Byrnes

David Q. Iulio

David Q. Iulio

FISCAL IMPACT STATEMENT

SUBJECT: Mt. Pleasant & New Castle, Saw Mill SSD

NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ _____ -

Total Current Year Revenue \$ _____ -

Source of Funds (check one): Current Appropriations Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount \$ _____ -

Describe: None. Parcels are not connected to public sanitary sewer.

Potential Related Operating Budget Revenues: Annual Amount \$ _____ -

Describe: Parcel represents 0.016% of the Full Equalized Value of the Saw Mill SSD

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four Years: _____

Prepared by: CJ Gelardo, P.E.

Title: Associate Engineer (Construction)

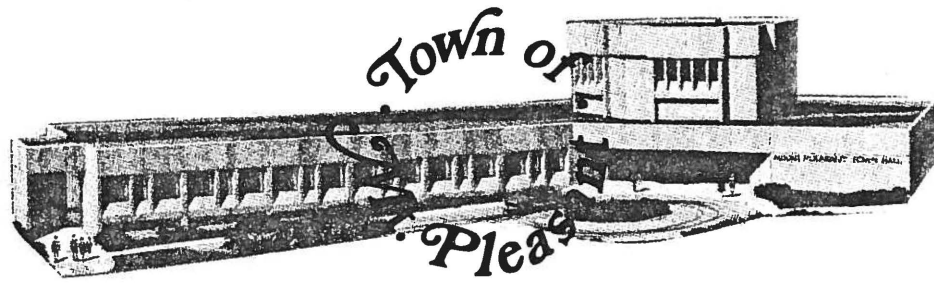
Department: Environmental Facilities

Date: November 29, 2022

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Reviewed By: 

Budget Director

Date: 1/20/23



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD JUNE 14, 2022

Authorization to Remove One Bristol Place, Chappaqua, NY from County Saw Mill Sewer District

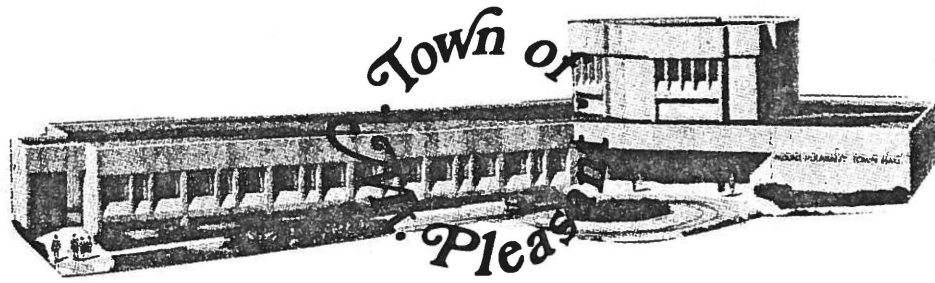
RESOLUTION 249-22

Upon motion of Ms. Zaino, seconded by Ms. Smalley and unanimously carried, it was,

RESOLVED: That authorization is granted, per the request of homeowner Betsey Corbin, to remove 1 Bristol Place, Chappaqua, NY 10514 (99.06-2-4) from the County Saw Mill Sewer District.

VOTE - AYES - Fulgenzi, Schulman, Sialiano, Smalley, Zaino

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD OCTOBER 25, 2022

Authorization to Amend Section, Block and Lot on Resolution 292-22: Authorization to Remove 146 Hardscrabble Road, Briarcliff Manor from County Saw Mill Sewer District

RESOLUTION 406-22

Upon motion of Mr. Schulman, seconded by Ms. Zaino and unanimously carried, it was,

RESOLVED: That authorization is granted to amend previously approved Resolution 292-22 (Authorization to Remove 146 Hardscrabble Road, Briarcliff Manor from County Saw Mill Sewer District) Section, Block, and Lot from 99.9-1-49 to 99.17-2-28.

VOTE - AYES - Fulgenzi, Schulman, Sialiano, Smalley, Zaino

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD JULY 12, 2022

Authorization to remove 146 Hardscrabble Road, Briarcliff Manor, from County Saw Mill Sewer District

RESOLUTION 292-22

Upon motion of Mr. Schulman, seconded by Ms. Zaino and unanimously carried, it was,

RESOLVED: That authorization is granted, per the request of homeowner Colin Winnicki, to remove 146 Hardscrabble Road, Briarcliff Manor, NY 10510 (99.9-1-49) from the County Saw Mill Sewer District.

VOTE - AYES - Fulgenzi, Schulman, Sialiano, Smalley, Zaino

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT

**MINUTES OF A MEETING
OF THE TOWN BOARD
OF THE TOWN OF NEW CASTLE
TUESDAY, JULY 21, 2020**

PRESENT: Ivy Pool, Supervisor
Jeremy Saland, Deputy Supervisor
Lisa Katz, Council Member
Lauren Levin, Council Member
Jason Lichtenthal, Council Member

Authorization to Remove 42 Pond Hill Road from the Saw Mill Sewer District

Council Member Levin moved, seconded by Council Member Katz, to approve the following resolution:

RESOLVED, that the Supervisor be, and hereby is, authorized to execute the following Petition to the County of Westchester to remove from the Saw Mill Valley Sanitary Sewer District the real property located at 42 Pond Hill Road, Chappaqua, New York also identified as Section 92.18-1-10, on the New Castle Tax Maps and to take or cause to be taken by Town staff any other work necessary to implement this Resolution.

The Petition of Ivy Pool, as Town Supervisor of the Town of New Castle respectfully submits to the Westchester County Board of Legislators:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the laws of the State of New York (the "Town") and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 42 Pond Hill Road, Chappaqua, New York also identified as Section 92.18-1-10 on the New Castle Tax Maps, a single family residential property more than 40,000 square feet, property class 210, consisting of 1.001 acres be removed from the Saw Mill Valley Sanitary Sewer District. A figure depicting the property is attached as Exhibit "A" and a listing of the Tax Map information for this property is attached as Exhibit "B".
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sewer District, nor is there any likelihood of the property receiving any such services in the future, and the property is located more than 100 feet from the nearest sewer, said property would benefit from its removal from the Saw Mill Valley Sanitary Sewer District.
4. Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board to

remove 42 Pond Hill Road, Chappaqua, also identified as Section 92.18-1-10 on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

VOTE	AYES	NAYS
Supervisor Pool	X	
Deputy Supervisor Saland	X	
Council Member Katz	X	
Council Member Levin	X	
Council Member Lichtenthal	X	

STATE OF NEW YORK)
) SS:

COUNTY OF WESTCHESTER)

I, CHRISTINA PAPES, Clerk of the New Castle Town Board, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said New Castle Town Board at a meeting duly called and held at the New Castle Town Hall, 200 South Greeley Avenue, Chappaqua, NY 10514 on July 21, 2020 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of New Castle, New York, this 28th day of July 2020.



Christina Papes, Town Clerk, Town of New Castle

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**MINUTES OF A REGULAR MEETING
OF THE TOWN BOARD
OF THE TOWN OF NEW CASTLE
TUESDAY, May 11, 2021**

PRESENT:

Ivy Pool, Supervisor
Jeremy Saland, Deputy Supervisor
Lisa Katz, Council Member
Lauren Levin, Council Member
Lori Morton, Council Member

**Authorization to Issue Petition In Support of Removal of Parcel from
Saw Mill Sewer District – 63 Brevoort Road**

Council Member Morton moved, seconded by Council Member Levin, to adopt the following resolution:

RESOLVED, that the Supervisor be, and hereby is, authorized to execute the following Petition to the County of Westchester to remove from the Saw Mill Valley Sanitary Sewer District the real property located at 63 Brevoort Road, Chappaqua, New York also identified as Section 100.8-3-27.1, on the New Castle Tax Maps and to take or cause to be taken by Town staff any other work necessary to implement this Resolution.

The Petition of Ivy Pool, as Town Supervisor of the Town of New Castle respectfully submits to the Westchester County Board of Legislators:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the laws of the State of New York (the "Town") and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 63 Brevoort Road, Chappaqua, New York also identified as Section 100.8-3-27.1 on the New Castle Tax Maps, a single family residential property more than 40,000 square feet, property class 210, consisting of 5.19 acres be removed from the Saw Mill Valley Sanitary Sewer District. A figure depicting the property is attached as Exhibit "A" and a listing of the Tax Map information for this property is attached as Exhibit "B".
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sewer District, nor is there any likelihood of the property receiving any such services in the future, and the property is located more than 100 feet from the nearest sewer, said property would benefit from its removal from the Saw Mill Valley Sanitary Sewer District.

Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board to remove 63 Brevoort Road, Chappaqua, also identified as Section 100.8-3-27.1 on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

VOTE	AYES	NAYS
Supervisor Pool	X	
Deputy Supervisor Saland	X	
Council Member Katz	X	
Council Member Levin	X	
Council Member Morton	X	

STATE OF NEW YORK)
) SS:

COUNTY OF WESTCHESTER)

I, CHRISTINA PAPES, Clerk of the New Castle Town Board, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said New Castle Town Board at a meeting duly called and held at the New Castle Town Hall, 200 South Greeley Avenue, Chappaqua, NY 10514 on May 11, 2021 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of New Castle, New York, this 12th day of May, 2021.



Christina Papes, Town Clerk, Town of New Castle

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COUNTY OF WESTCHESTER

DEPARTMENT OF ENVIRONMENTAL FACILITIES

November 29, 2022

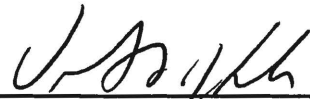
FEASIBILITY REPORT
IN THE MATTER OF

THE REMOVAL OF CERTAIN PARCELS

IN THE

SAW MILL VALLEY SANITARY SEWER DISTRICT

TOWNS OF MOUNT PLEASANT & NEW CASTLE



Vincent Kopicki, P.E.
Commissioner
Environmental Facilities

The Towns of Mount Pleasant and New Castle have petitioned that four (4) properties currently included in the Saw Mill Valley Sanitary Sewer District be removed from the Saw Mill Valley Sewer District.

A. The identification of the properties presently within the Saw Mill Sewer District and to be removed are contained on the attached Town Resolutions of the Town of Mount Pleasant and the Town of New Castle, Request for Removal from the Saw Mill Valley Sanitary Sewer District as prepared by the Mount Pleasant and New Castle Town Clerks. The properties to be removed are listed in Section C. Table of Properties to be Removed.

B. EFFECT ON SEWER DISTRICT TAX RATE:

Full Equalized Valuations, which are assessed values adjusted for equalization rates, form the basis on which the sewer district tax levies are apportioned by the County Board of Legislators. The following are the full equalized valuations in the 2022 levy pertinent to the subject parcels:

Full Value of Saw Mill District			
<u>CITIES/TOWNS</u>	<u>ASSESSED VALUES</u>	<u>EQ. PERCENT</u>	<u>FULL VALUE</u>
Greenburgh	\$10,078,128,479	100.00%	\$10,078,128,479
-Mt. Pleasant-			
All except-			
(Briarcliff Manor)	\$153,827,617	1.31%	\$11,742,566,183
Mt. Pleasant-			
Briarcliff Manor	\$ 2,683,687	1.31%	\$ 204,861,603
New Castle	\$284,722,412	19.38%	\$1,469,155,893
-Ossining-			All
Except			
(Briarcliff Manor)	\$114,782,400	100.00%	\$ 114,782,400
Ossining-			
Briarcliff Manor	\$978,054,493	100.00%	\$ 978,054,493
Yonkers	\$ 84,378,344	2.09%	\$4,037,241,340
TOTAL:			\$28,624,790,391
(TOWNS OF MOUNT PLEASANT & NEW CASTLE)			
Total Value Removed:			<u>(-4,596,176)</u>
TOTAL FULL VALUE OF DISTRICT AS AMENDED:			\$28,620,194,215*

*Represents a 0.016% decrease in the FEV of the District

C. Table of Properties to be Removed

Town	Address	Section	Block	lot
Mt. Pleasant	1 Bristol Place	99.6	2	4
Mt. Pleasant	146 Hardscrabble Road	99.17	2	28
New Castle	42 Pond Hill Road	92.18	1	10
New Castle	63 Brevoort Road	100.8	3	27.1

D. Summary and Recommendations

The proposal to remove certain parcels in the Saw Mill Valley Sanitary Sewer Districts is feasible because:

1. The proposed changes were requested by the Towns of Mount Pleasant and New Castle.
2. The subject changes require no engineering modifications to the district facilities and there is no impact on the County facilities because these parcels were never connected to the sewerage system.
3. The subject changes remove from ad valorem taxation properties that have not benefited and foreseeably will not benefit from connection to District facilities based on information received from the Towns of Mount Pleasant and New Castle.
4. The subject changes free reserve capacity at the District treatment plant for future enlargement of the District from surrounding areas without the capital costs of expanding treatment facilities.
5. The subject parcels once removed from the district will be required to petition the County to re-enter the district. The County is not obligated to reserve any capacity for these parcels once they have been removed.
6. The subject parcels were reviewed by the Westchester County Health Department.

FileName: FEAS_Saw Mill_1 Bristol Pl & 146 Hardscrabble Rd, Mt. Pleasant_42 Pond Hill Rd & 63 Brevoort Rd, New Caslte.docx

RESOLUTION NO. 2023 - 33

WHEREAS, there is pending before this Honorable Board an Act to authorize the County to modify the Saw Mill Valley Sanitary Sewer District (the “District”) by removing four (4) parcels of property from the District, two of which are located in the Town of Mt. Pleasant and two (2) of which are located in the Town of New Castle, which parcels are not currently connected to the County sewer system; and

WHEREAS, this Honorable Board has determined that the proposed removal would constitute an action under Article 8 of the Environmental Conservation Law, known as the State Environmental Quality Review Act (“SEQR”); and

WHEREAS, pursuant to SEQR and its implementing regulations (6 NYCRR Part 617), this project is classified as an “Unlisted” action, which requires this Honorable Board to make a determination as to whether the proposed action will have a significant impact on the environment; and

WHEREAS, the County of Westchester is the only involved agency for this action and, therefore, is assuming the role of Lead Agency; and

WHEREAS, in accordance with SEQR and its implementing regulations, a Short Environmental Assessment Form has been prepared to assist this Honorable Board in its environmental assessment of this proposed action; and

WHEREAS, this Honorable Board has carefully considered the proposed action and has reviewed the attached Short Environmental Assessment Form and the criteria set forth in Section 617.7 of the implementing regulations and has identified the relevant areas of environmental concern, as described in the attached Short Environmental Assessment Form, to determine if this proposed action will have a significant adverse impact on the environment.

NOW, THEREFORE, be it resolved by the County Board of Legislators of the County of Westchester, State of New York, as follows:

RESOLVED, that based upon this Honorable Board’s review of the Short Environmental Assessment Form and the reasons set forth therein, this Board finds that

there will be no significant adverse impact on the environment from the removal of the four (4) parcels of property from the Saw Mill Valley Sanitary Sewer District; and be it further

RESOLVED, the Clerk of the Board of Legislators is authorized and directed to sign the Determination of Significance in the Short Environmental Assessment Form, which is attached and made a part hereof, as responsible officer in Lead Agency; to issue this "Negative Declaration" on behalf of this Board in satisfaction of SEQRA; and to immediately transmit same to the Commissioner of Planning to be filed, published and made available pursuant to the requirements of Part 617 of 6 NYCRR; and be it further

RESOLVED, that this Resolution shall take effect immediately.

TO: Vincent Kopicki, P.E., Commissioner
Department of Environmental Facilities

FROM: David S. Kvinge, AICP, RLA, CFM
Assistant Commissioner



DATE: January 13, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR MODIFICATION
OF THE SAW MILL SANITARY SEWER DISTRICT TO REMOVE
4 PARCELS – TOWNS OF MOUNT PLEASANT AND NEW CASTLE**

In response to your request for an environmental review of the above referenced action, the Planning Department has prepared the attached documentation.

The proposed removal of four parcels—1 Bristol Place and 146 Hardscrabble Road in the Town of Mount Pleasant and 42 Pond Hill Road and 63 Brevoort Road in the Town of New Castle—from the County's Saw Mill Valley Sanitary Sewer District has been classified as an Unlisted action pursuant to the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR). A Short Environmental Assessment Form has been prepared for consideration by the Board of Legislators.

Please contact me if you require any additional information regarding these documents.

DSK/cnm
Att.

cc: Joan McDonald, Director of Operations
Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Norma Drummond, Commissioner
Marian Pompa, Director of Maintenance, Dept. of Environmental Facilities
C.J. Gelardo, Associate Engineer, Dept. of Environmental Facilities
Jeffrey Goldman, Senior Assistant County Attorney
Claudia Maxwell, Associate Environmental Planner

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Removal of 4 Parcels from Saw Mill Sanitary Sewer District			
Project Location (describe, and attach a location map): 1 Bristol Place, 42 Pond Hill Road & 63 Brevoort Road, Chappaqua; 146 Hardscrabble Road, Briarcliff Manor; Westchester County, NY			
Brief Description of Proposed Action: Removal of 4 parcels from the Saw Mill Valley Sanitary Sewer District - 1 Bristol Place (99.6-2-4) and 146 Hardscrabble Road (99.17-2-28) are located in the Town of Mount Pleasant and 42 Pond Hill Road (92.18-1-10) and 63 Brevoort Road (100.8-3-27.1) are located in the Town of New Castle. At the request of the property owners, the Towns of Mount Pleasant and New Castle have petitioned the County to remove the subject parcels from the County sewer district on the basis that the parcels were never connected to the sewerage system and the respective Towns have no plans to extend local sewers to service these areas. The parcels are between 0.96 to 5.19 acres in size and each contain a single-family residence. The residences are served by on-site septic systems. The proposed district modification will remove from ad valorem taxation, a properties that have not, do not, nor are anticipated to receive district benefits.			
Name of Applicant or Sponsor: County of Westchester		Telephone: 914-995-4400 E-Mail: dsk2@westchestergov.com	
Address: 148 Martine Avenue			
City/PO: White Plains		State: NY	Zip Code: 10601
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, adjoining and near the proposed action. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

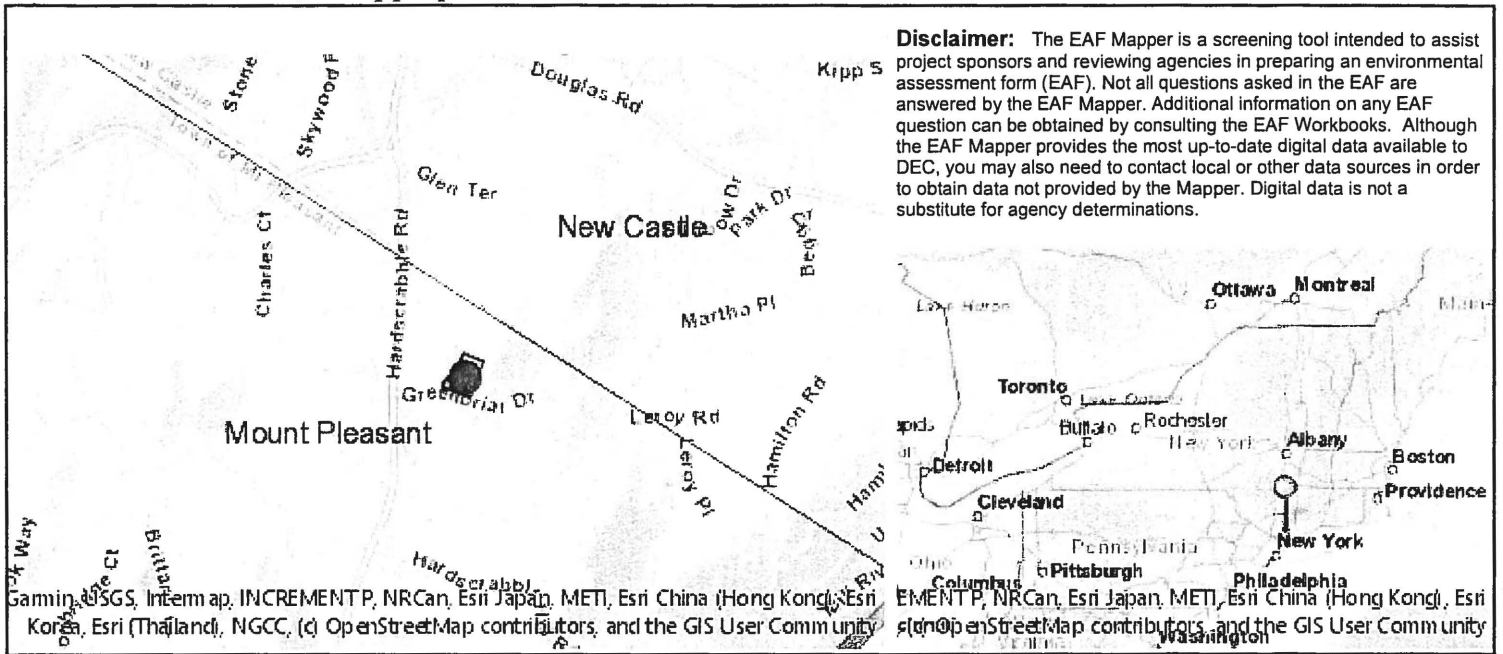
Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action involves an act by the County Board of Legislators in order to modify a County-established sewer district, which is similar in nature to "the legislative adoption of a plan" in that there are no direct impacts to the environment because the action does not involve physical changes. The proposed action would remove from a district properties that are not receiving nor are anticipated to receive district services. Each of the parcels are already developed with a single-family residence that is served by a functioning on-site septic system. The Health Department has no record of septic problems or failures occurring at any of these sites within the past five years, which may otherwise warrant inclusion in the district. Additionally, the properties in the Town of Mount Pleasant are located in it's R-40 zoning district; as such, no new development is anticipated that would warrant a sewer connection. The properties in the Town of New Castle are located in it's R-1/2A and R-1A zoning district, which give them the potential to subdivide, but this is unlikely due to the existing development layout and environmental site limitations. The nearest local sewers are well over a hundred feet away in every case. Neither of the Towns have plans to extend it's local sewer lines to serve any of these properties. Since the properties were never connected to the sewer system, their removal from the district will have no physical impact on the County's sewer infrastructure.

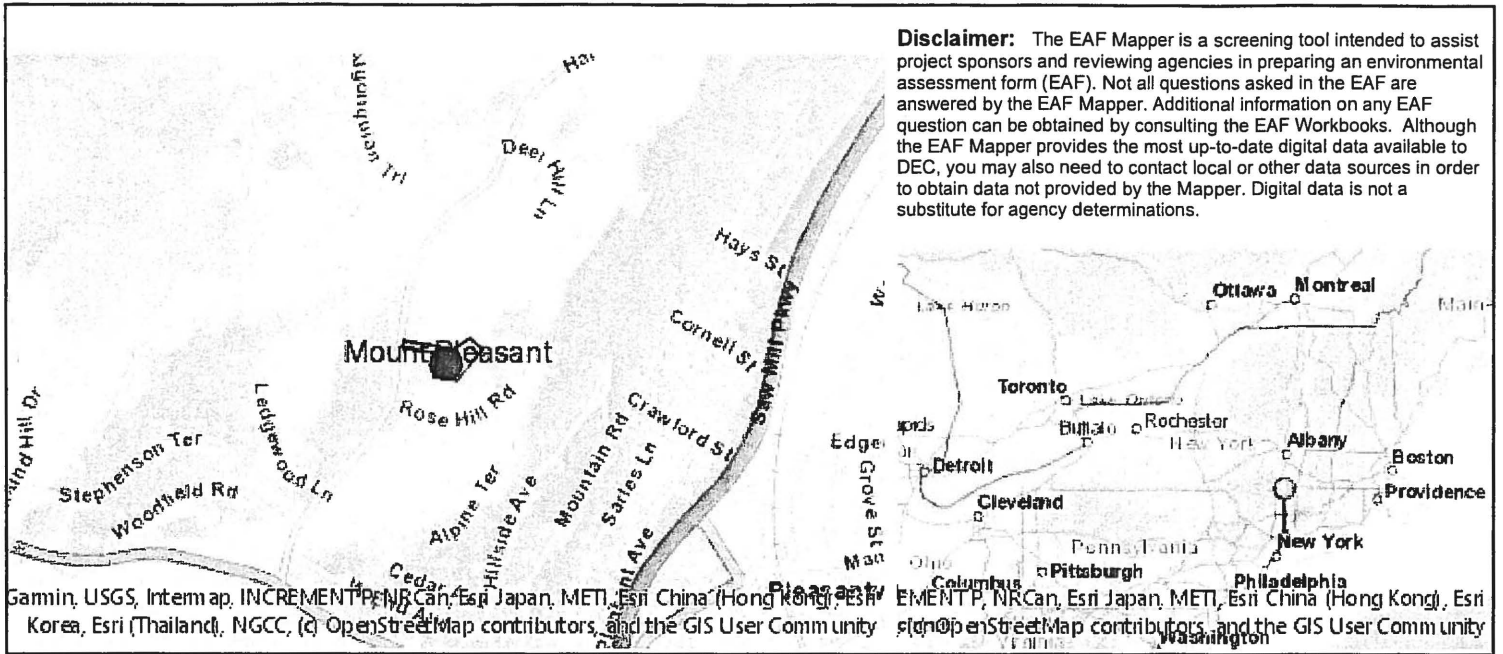
<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
County of Westchester	<u>03/21/23</u> Date
<u>Malika Vanderberg</u> Name of Lead Agency	<u>Clerk and Chief Administrator of the Board of Legislators</u> Title of Responsible Officer
<u>Malika Vanderberg</u> Print or Type Name of Responsible Officer in Lead Agency	<u>Jan Krings</u> Signature of Preparer (if different from Responsible Officer)
<u>Malika Vanderberg</u> Signature of Responsible Officer in Lead Agency	

PRINT

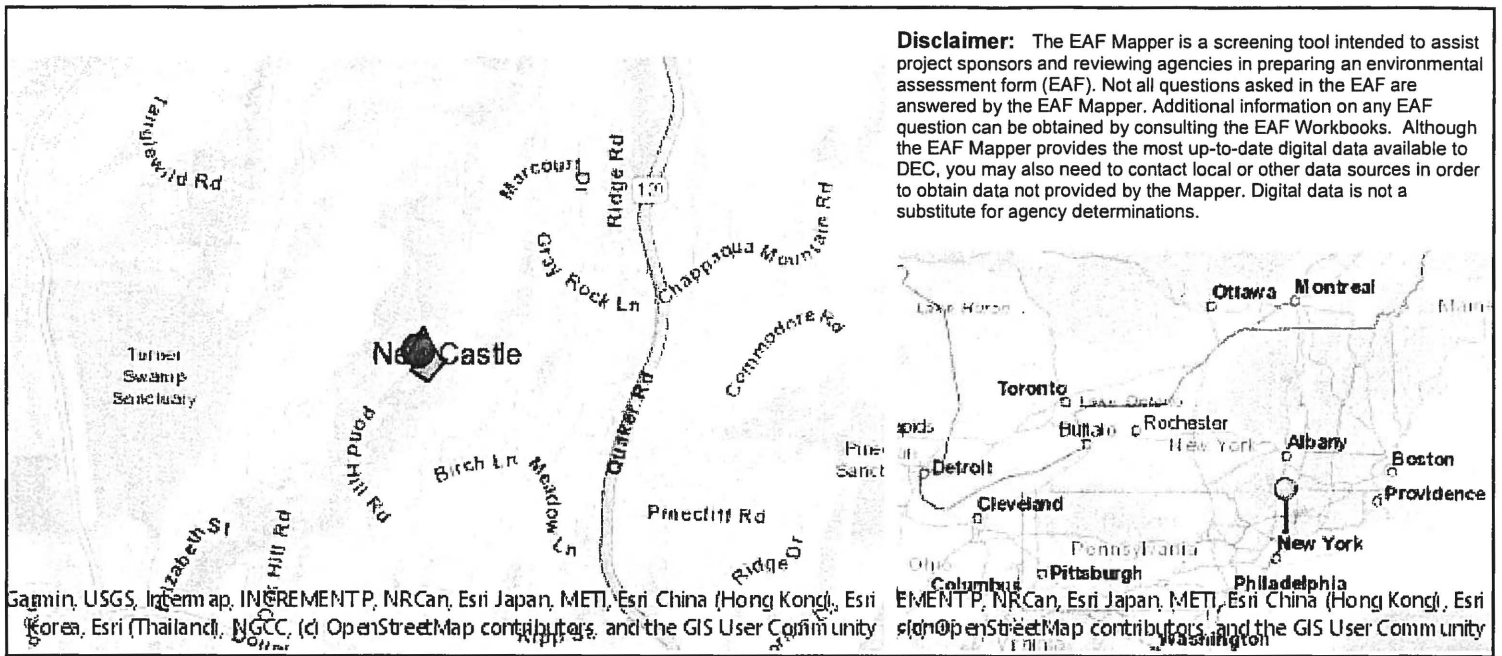
1 Bristol Place, Chappaqua



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

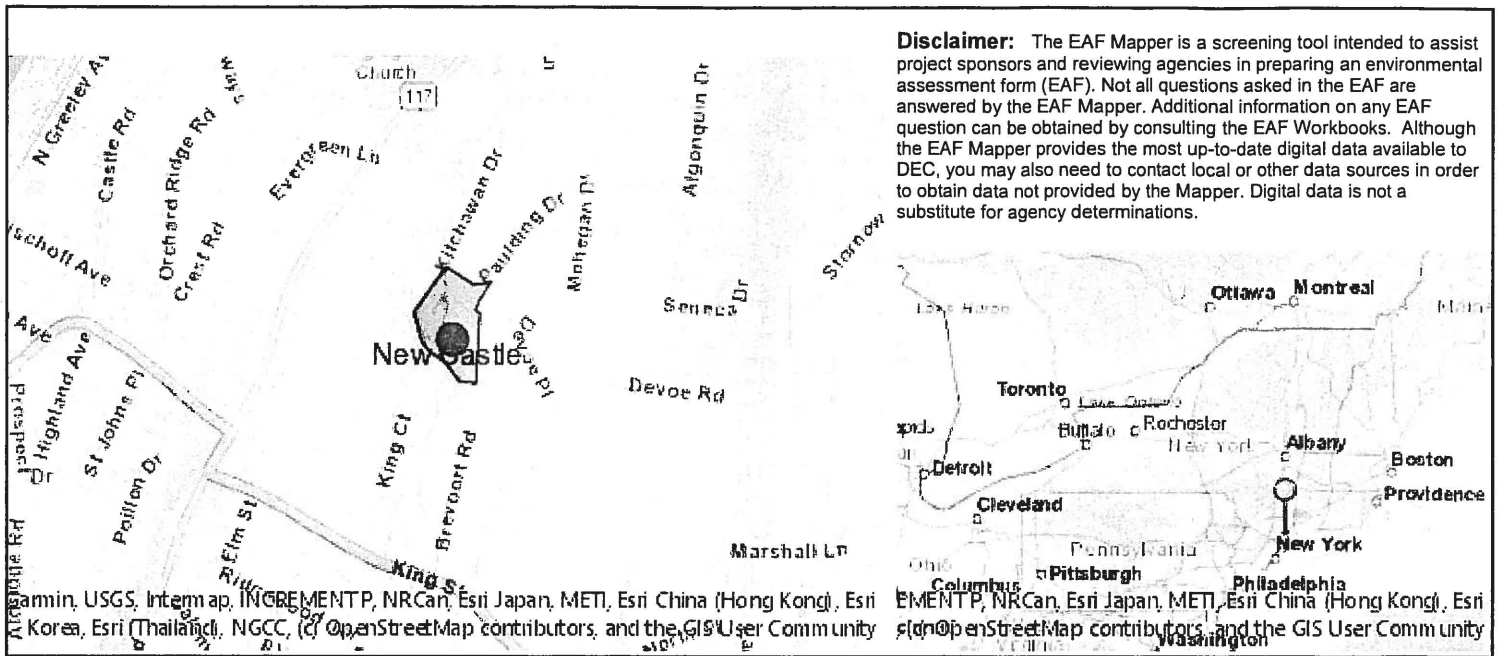


Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes



Garmin, USGS, Intermap, INCREMENTP, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
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Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No



Admin, USGS, Intermap, INCREMENTP, NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community

Part 1 / Question 7 [Critical Environmental Area]	No
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Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

ACT NO. 2023 - 50

AN ACT to Modify the Saw Mill Valley Sanitary Sewer District by the Removal of two (2) Parcels of Property located in the Town of Mt. Pleasant and two (2) Parcels of Property located in the Town of New Castle.

BE IT ENACTED by the County Board of Legislators of the County of Westchester as follows:

Section 1. The properties located in the Town of Mt. Pleasant, more particularly described as 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28 (the “Mt. Pleasant Parcels”), are hereby removed from the Saw Mill Valley Sanitary Sewer District (the “District”).

§2. The properties located in the Town of New Castle, more particularly described as 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1 (the “New Castle Parcels”), are hereby removed from the District.

§3. Both the Mt. Pleasant Parcels and the New Castle Parcels (collectively the “Parcels”) are to be forgiven their obligation for future debt service requirement and are to relinquish their equity in existing sewage facilities in the District, and in return the District is relieved of its responsibility to provide sanitary sewer service and sewerage facilities to the Parcels.

§4. This Act, and the assessment area of the District as so altered, changed, modified, reduced and/or enlarged hereby, shall become effective immediately and the assessment rolls filed after the next taxable status date shall show County sewer district assessments and taxes on the basis of such revised District, and taxes levied on such roles shall be based thereon, but any sewer district tax or assessment levied on any valid assessment rolls in effect prior to the next taxable status date, on any parcel affected by the revisions made by this Act shall continue valid as such or as a tax lien, until paid and the amount paid shall be credited to the sewer district in which such parcels were assessed on the roll on which said tax is levied.

§5. The County Executive or his authorized designee be and hereby is authorized and empowered to execute instruments and to take any and all action necessary and appropriate to accomplish the purposes hereof.

§6. This Act shall take effect immediately.

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution No. 33 - 2023, and Act No. 50 - 2023, with the originals on file in my office, and that the same are correct transcripts therefrom, and of the whole, of said original Resolution, and Act, which were duly adopted by the Westchester County Board of Legislators, of the County of Westchester on March 20, 2023, and approved by the County Executive on March 21, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 22nd day of March, 2023.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

