

# Environment & Health Meeting Agenda



Committee Chair: Ruth Walter

800 Michaelan Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
www.westchesterlegislators.com

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Monday, May 17, 2021

1:00 PM

Committee Room

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## CALL TO ORDER

Meeting jointly with the Committee on Legislation.

## MINUTES APPROVAL

Tuesday, April 20, 2021 1:00 PM

Monday, April 26, 2021 10:00 AM

Monday, May 3, 2021 10:00 AM

## I. ITEMS FOR DISCUSSION

1. [2021-298](#) PH-Amendment to Pesticide Notification Law

A RESOLUTION to set a Public Hearing on a "LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification." [Public Hearing set for \_\_\_\_\_, 2021 at \_\_\_\_\_ .m.]. LOCAL LAW INTRO 2021-299.

**COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND ENVIRONMENT & HEALTH**

2. [2021-299](#) LOCAL LAW-Amendment to Pesticide Notification Law

A LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification.

**COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND ENVIRONMENT & HEALTH**

Guest:

Justin R. Adin, Deputy County Attorney , Westchester County Department of Law

## II. OTHER BUSINESS

## III. RECEIVE & FILE

1. [2021-297](#) CLERK OF THE BOARD - Peekskill Sanitary Sewer District Modification

A RESOLUTION from the Town of Cortlandt requesting a modification to the Peekskill Sanitary Sewer District to include and incorporate the Yeshiva located at 141 Furnace Woods Road.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

**ADJOURNMENT**



**George Latimer**  
**County Executive**

April 29, 2021

Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8<sup>th</sup> Floor  
White Plains, New York 10601

Dear Honorable Members of the Board:

I respectfully request that your Honorable Board adopt "A LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification."

Chapter 691 was enacted by Local Law 2000-22, which adopted the special notice requirements for commercial and residential applications of pesticides to lawns as established by Section 33-1004 of the New York State Environmental Conservation Law. Under Section 33-1004, the County was authorized to adopt a law, in full conformity with Sections 33-1004 and 33-1005 of the Environmental Conservation Law.

The State of New York has amended Sections 33-1004 and 33-1005, to provide that certain signs and notices relating to pesticides have to be printed in both English and Spanish, and other languages designated by the Department of Environmental Conservation. As a result, the County's Pesticide Notification law needs to be amended to conform with the new language provided for in Sections 33-1004 and 33-1005. Thus, the proposed Local Law modifies Chapter 691 to maintain conformity with New York State Law, so that the County's Pesticide Notification Law can remain in force and effect.

In light of the aforementioned, I respectfully request that this Honorable Board adopt the proposed legislation.

Sincerely,

A handwritten signature in black ink, appearing to read "George Latimer", written in a cursive style.

George Latimer,  
County Executive

GL/nn  
Enclosure

TO: BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee has reviewed “A LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification.”

Your Committee is aware that Chapter 691 was enacted by Local Law 2000-22, which adopted the special notice requirements for commercial and residential applications of pesticides to lawns as established by Section 33-1004 of the New York State Environmental Conservation Law. Under Section 33-1004, the County was authorized to adopt a law, in full conformity with Sections 33-1004 and 33-1005 of the Environmental Conservation Law.

Your Committee has been informed that the State of New York has amended Sections 33-1004 and 33-1005, to provide that certain signs and notices relating to pesticides have to be printed in both English and Spanish, and other languages designated by the Department of Environmental Conservation. As a result, the County’s Pesticide Notification law needs to be amended to conform with the new language provided for in Sections 33-1004 and 33-1005. Thus, the proposed Local Law modifies Chapter 691 to maintain conformity with New York State Law, so that the County’s Pesticide Notification Law can remain in force and effect.

Your Committee is aware that this Honorable Board must comply with the requirements of the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations. *See* Title 6, Part 617 of the New York Code Rules and Regulations (N.Y.C.R.R.). The Department of Planning has reviewed the applicable SEQRA regulations,

and has concluded that this proposed Local Law needs no further environmental review. Your Committee concurs in this conclusion.

In light of all of the foregoing, your Committee recommends the adoption of this Local Law.

Dated:                                2021  
White Plains, New York

COMMITTEE ON

**RESOLUTION NO. \_\_\_\_ - 2021**

RESOLVED, that this Board hold a public hearing pursuant to Section 209.141(4) of the Laws of Westchester County on Local Law Intro. No. \_\_\_\_ - 2021, entitled "A LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification." The public hearing will be held at \_\_.m. on the \_\_\_\_ day of \_\_\_\_\_, 2021 in the Chambers of the Board of Legislators, 8th Floor, Michaelian Office Building, White Plains, New York. The Clerk of the Board shall cause notice of the time and date of such hearing to be published at least once in one or more newspapers published in the County of Westchester and selected by the Clerk of the Board for that purpose in the manner and time required by law.

TO: Justin Adin, Deputy County Attorney  
Department of Law

FROM: David S. Kvinge, AICP, RLA, CFM  
Director of Environmental Planning



DATE: April 26, 2021

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR AMENDMENT  
TO THE PESTICIDE NOTIFICATION LAW**

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**PROJECT/ACTION:** Adoption of a local law that will amend Chapter 691 of the Laws of Westchester County relating to Pesticide Notification. The State of New York has recently amended Sections 33-1004 and 33-1005 of the Environmental Conservation Law to provide that certain signs and notices relating to pesticides have to be printed in both English and Spanish, and any other languages designated by the Department of Environmental Conservation. As such, the County's Pesticide Notification Law will be amended accordingly to conform with the State's new requirement.

**With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required because the project/action:**

- DOES NOT MEET THE DEFINITION OF AN "ACTION" AS DEFINED UNDER SECTION 617.2(b)**
- MAY BE CLASSIFIED AS TYPE II PURSUANT TO SECTION 617.5(c)( ):**

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**COMMENTS:** None

DSK/cnm

cc: Steven Bass, Assistant to the County Executive  
Norma Drummond, Commissioner  
Claudia Maxwell, Associate Environmental Planner

**LOCAL LAW INTRO. NO. -2021**

A LOCAL LAW amending Chapter 691 of the Laws of Westchester County Relating to Pesticide Notification

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

**Section 1:** Section 691.31(1) of the Laws of Westchester County is hereby amended to read as follows:

1. All persons performing residential lawn applications treating an area of more than 100 square feet shall affix markers to be placed within or along the perimeter of the area where pesticides will be applied. Markers are to be placed so as to be clearly visible to persons immediately outside the perimeter of such property. [Such m]Markers shall be posted at least 12 inches above the ground and shall be at least four inches by five inches in size. Such markers shall be in both the English and Spanish languages, and any other languages required by rules or regulations enacted by the New York State Department of Environmental Conservation.

**Section 2:** This Local Law shall take effect immediately.



**RESOLUTION**

**NUMBER 112-21**

**(AUTHORIZE THE REQUEST TO HAVE TOWN PARCEL(S) INCLUDED IN THE PEEKSKILL SANITARY SEWER DISTRICT AND FORWARD SAME TO WESTCHESTER COUNTY FOR CONSIDERATION)**

**WHEREAS**, the Town is in receipt of a letter dated April 1, 2021 from the counsel to the Yeshiva Ohr Hameir requesting that the Town petition the Westchester County Board of Legislators to amend the boundaries of the Peekskill Sanitary Sewer District ("PSSD") to include and incorporate the Yeshiva; and

**WHEREAS**, the Yeshiva is currently the sole user in the Furnace Woods Sewer District; and

**WHEREAS**, the Yeshiva is located at 141 Furnace Woods Road (SBL 44.12-1-3); and

**WHEREAS**, the Yeshiva submitted a letter in 2010 requesting the same action from the Town Board, and this request was approved by the Town Board pursuant to Resolution Number 195-10;

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Cortlandt, on behalf of the above mentioned resident in the Town of Cortlandt, does hereby petition the County of Westchester to include 141 Furnace Woods Road (SBL 44.12-1-3) into the Peekskill Sanitary Sewer District.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROU ROSE SHATZKIN  
TOWN CLERK**

**Adopted April 13, 2021  
At a Regular Meeting  
Held via Zoom**

**Certified Copy**  
04/23/2021 Date  
J. Shatzkin  
Town Clerk and Registrar