

MINUTES OF PUBLIC HEARING HELD BY BOARD OF TRUSTEES OF VILLAGE OF  
BRONXVILLE ON APRIL 9, 2007 AT THE BRONXVILLE LIBRARY, 201 PONDFIELD  
ROAD, BRONXVILLE, N.Y.

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PRESENT:	Mary C. Marvin	Mayor
	Glenn D. Bellitto	
	Robert S. Underhill	
	Anne W. Poorman	
	William H. Barton, Jr.	Trustees
ALSO PRESENT:	Ned W. Branthover	Village Counsel
	Harold Porr III	Village Administrator
	Rocco Circosta	Superintendent of Public Works
	Brian M. Downey	Chief of Police
	Vincent Pici, P.E.	Superintendent of Buildings
	Robert J. Fels	Village Treasurer
	William J. Murphy	Parking Commissioner

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PROPOSED BUDGET 2007/2008

Mayor Marvin called the public hearing to order on the proposed operating budget for fiscal year 2007/2008 at 8:28 p.m.

Village Administrator Porr verified that due notice of the public hearing had been given by posting and publication.

Village Treasurer Fels presented a summary of the tentative budget. He said the proposed budget shows a total spending increase of \$503,758.00 or 4.05% compared to the prior year. Estimated revenues other than property taxes are projected to increase by \$131,134.00 or 2.27%, resulting in a tax levy of \$7,032,663, which is a 5.59% increase over the prior year's tax levy. Mr. Fels said that this budget reflects a 3.75% salary increase for the PBA and a 3.5% increase for Teamsters and non-union employees.

Mayor Marvin called for Trustee comments

Trustee Barton said he thought that Mr. Fels and the department heads have done a good job in keeping costs down. He complimented Mr. Fels on the fact that since the preliminary budget was presented he has reduced the tax increase from almost 6% to roughly 5.6%.

Trustee Bellitto commented that to keep the increase under 6%, especially this year with the tax reassessment, is very good.

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Mayor Marvin thanked Village Treasurer Fels for doing an excellent job. She said that looking at the numbers she saw utilities costs increase 16%, health insurance increased around 11%, and revenues increased slightly. Mayor Marvin extended thanks to State Senator Jeff Klein and Assemblywoman Amy Paulin for not only restoring Bronxville's state aid money of \$66,000 but getting us a 3% increase. She noted that our Village budget continues to be about 14% of the Bronxville tax bill.

Mayor Marvin then asked if there were any comments from the public. There being none, the public hearing on the proposed budget was adjourned at 8:35 p.m.

#### PROPOSED LOCAL LAW NO. 1 - 2007

Mayor Marvin opened the public hearing on a proposed Local Law to establish regulations of non-stormwater discharges to the storm drainage system by adding a new Chapter 256 entitled, "Stormwater – Illegal Discharge and Illicit Connections."

Village Administrator Porr verified that due notice of the public hearing had been given by posting and publication.

Mayor Marvin asked Superintendent of Public Works Rocco Circosta to explain the proposed law.

Mr. Circosta stated that the purpose and intent of the law is to provide for the health, safety, and general welfare of the citizens of the Village of Bronxville through the regulation of non-stormwater discharges to the storm drainage system to the maximum extent practicable as required by federal and state law. It establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system in order to comply with requirements of the National Pollutant Discharge Elimination System permit process.

Mr. Circosta said that back in 2002 the Village of Bronxville filed a stormwater management plan with the State Department of Environmental Conservation and with the EPA and as part of the plan it required that the Village adopt two local laws, one dealing with illegal discharges and illicit connections. Mr. Circosta reviewed some of the pertinent definitions defined in the law.

Mr. Circosta said one item that was brought to his attention today dealt with the section about watercourse and the definition of watercourse. He said he would like to add the following definition of watercourse to the law:

"Surface watercourses and water bodies including all natural waterways and definite channels and depressions in the earth that may carry water, even though such waterways may only carry water during rains and storms and may not carry storm water at and during all times and seasons."

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Mr. Circosta said this definition comes from the Environmental Protection Agency.

Mayor Marvin asked the Trustees if they had any questions or comments.

Trustee Underhill asked who has responsibility for enforcing the law.

Mr. Circosta responded that it is the responsibility of the Building Superintendent and Superintendent of Public Works to enforce the law.

Mayor Marvin then asked if there were any comments from the public.

Thomas Wolff, Pondfield Road, said he had some questions. He said that under the definition of pollutants it mentions "ordinances" and asked what the word meant. Mr. Circosta said it is pretty much a catch-all for any and all debris.

Mr. Wolff said that under Section 256-11 it states: "Further, any person responsible for a property or premise that is, or may be, the source of an illegal discharge, may be required to implement, at said person's expense, additional structural and non-structural BMPS to prevent the further discharge of pollutants to the municipal separate storm system." He asked do we really want to say "may be." Mr. Circosta said he understood Mr. Wolff's concerns but he reviewed some of the other municipalities' ordinances and they all seem to use the EPA's model.

Mr. Wolff said that in Section 256-13, Notification of Spills, he would like to see "e-mail" added as a way that people could respond.

Mr. Wolff asked how the interest rate of 8% was determined in Section 256-17. Mr. Circosta said this was information that was provided by legal counsel.

Under Section 256-21, Criminal Prosecution, Mr. Wolff asked about the penalties for violations.

There being no further comments the public hearing on proposed Local Law 1 - 2007 was adjourned at 8:50 p.m.

#### PROPOSED LOCAL LAW NO. 2 - 2007

Mayor Marvin opened the public hearing on proposed a proposed Local Law to establish minimum stormwater management requirements and controls by adding a new Chapter 257 entitled "Stormwater – Management and Erosion and Sediment Control."

Village Administrator Porr verified that due notice of the public hearing had been given by posting and publication.

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Mayor Marvin asked Superintendent of Public Works Rocco Circosta to explain the local law.

Mr. Circosta said the purpose of this local law is to establish minimum stormwater management requirements and controls to protect and safeguard the general health, safety, and welfare of the public residing within this jurisdiction and to address the findings of fact in Section 257-1(A) hereof. He reviewed some of the general provisions of the law.

Mayor Marvin asked if the Trustees had any comments. There were none. She then asked if anyone from the public wished to comment on the proposed local law.

There being no comments, the public hearing on proposed Local Law 2 - 2007 was adjourned at 8:55 p.m.

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