

CITY OF RYE

NOTICE

There will be a regular meeting of the City Council of the City of Rye on Wednesday, May 11, 2011, at 8:00 p.m. at the **Square House**. *The Council will convene at 6:45 p.m. and it is expected they will adjourn into Executive Session at 6:46 p.m. to discuss real estate matters. The Executive Session will be followed by a screening of "The Council Project", interviews with former council members, from 7:30 to 8:00 p.m. The meeting will move from the Square House to Council Chambers in City Hall at approximately 8:45 p.m.*

AMENDED AGENDA

1. Pledge of Allegiance.
2. Roll Call.
3. General Announcements.
4. Draft unapproved minutes of the regular meeting of the City Council held April 27, 2011.
5. Mayor's Management Report
 - Re-inventing Playland Update
 - Legal Update
6. Presentation on the Walk Rye History Tour.
7. Residents may be heard who have matters to discuss that do not appear on the agenda.
8. Consideration to set a Public Hearing for May 25, 2011 to establish the 2012 Budgeted Fees and Charges.
9. Consideration to set a Public Hearing for May 25, 2011 to amend Local Law Chapter 76, "Dogs", Section 76-5, "Running at large prohibited" and Section 76-6, "When Leash Required", to establish regulations for the leashing of dogs at Rye Town Park.
10. Resolution to amend the City of Rye's FOIL procedures.
11. Two appointments to the Board of Architectural Review for a three-year term, by the Mayor with Council approval.
12. Designation of the Chairman of the Board of Assessment Review by the Mayor.
- 12A. Appeal of denial of FOIL request by Timothy Chittenden.
13. Miscellaneous communications and reports.
14. Old Business.
15. New Business.

16. Adjournment.

* * * * *

The next regular meeting of the City Council will be held on Wednesday, May 25, 2011.

** City Council meetings are available live on Cablevision Channel 75, Verizon Channel 39, and on the City Website, indexed by Agenda item, at www.ryeny.gov under "RyeTV Live".

* No Mayor office hours this week.



CITY COUNCIL AGENDA

NO. 4

DEPT.: City Clerk

DATE: May 11, 2011

CONTACT: Dawn F. Nodarse

AGENDA ITEM Draft unapproved minutes of the regular meeting of the City Council held April 27, 2011, as attached.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION: That the Council approve the draft minutes.

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND:

Approve the minutes of the regular meeting of the City Council held April 27, 2011, as attached.

DRAFT UNAPPROVED MINUTES of the
Regular Meeting of the City Council of the City of
Rye held in City Hall on April 27, 2011 at 8:00 P.M.

PRESENT:

DOUGLAS FRENCH Mayor
RICHARD FILIPPI
PAULA J. GAMACHE
PETER JOVANOVIK
SUZANNA KEITH
CATHERINE F. PARKER
JOSEPH A. SACK
Councilmembers

ABSENT: None

1. Pledge of Allegiance

Mayor French called the meeting to order and invited the Council to join in the Pledge of Allegiance.

2. Roll Call

Mayor French asked the City Clerk to call the roll; a quorum was present to conduct official city business.

3. General Announcements

The May 11th City Council Meeting will be the annual Square House meeting, which is a community celebration of volunteerism and Rye's History. Prior to the beginning of the meeting Councilman Sack's "Council Project", which includes interviews with former Mayors and Councilmembers, will be aired.

4. Approval of the election of the Chiefs of the Rye Fire Department

Councilman Jovanovich made a motion, seconded by Councilwoman Gamache and unanimously carried, to approve the election of George Hogben as Chief of the Rye Fire Department; Anthony Scarfone as 1st Assistant Chief; and Michael Taylor as 2nd Assistant Chief held at the Annual Fire Department meeting in April.

5. Draft unapproved informal minutes of the Joint Meeting of the City Council and Board of Education held on April 9, 2011 and the minutes of the regular meeting of the City Council held April 13, 2011

Councilwoman Gamache made a motion, seconded by Councilman Jovanovich and unanimously carried, to approve the informal minutes of the Joint Meeting of the City County and Board of Education held on April 9, 2011, as amended.

Councilman Filippi made a motion, seconded by Councilwoman Keith and unanimously carried, to approve the minutes of the regular meeting of the City Council held on April 12, 2011, as amended.

6. Mayor's Management Report
● Not-for-profit and Tax status Update

Corporation Counsel Wilson said that in light of the 2010 decision in the Osborn case, City Assessor Noreen Whitty had taken a closer look at some properties in the City owned by either not-for-profit entities or governmental agencies that might be leased for non-governmental purposes. The City is taking a closer look at the Wainwright House, the Tiki Bar and Seaside Johnnies Restaurant. Real Property Tax Law Section 406 exempts from taxation property owned by a municipal corporation within its corporate limits if it is held for a public use. The Tiki Bar has a license agreement with the County that contemplates the payment of real property taxes. The license agreement between Seaside Johnnies and the Town of Rye is less specific. Ms. Wilson is working with Ms. Whitty to examine these properties to determine if the arrangements are proper not-for-profit uses for a property tax exemption. Regarding the Wainwright House, a closer look is being taken at the recent Planning Commission Resolution that significantly adjusted the business operation of the Wainwright House. The Assessor has until June 1st, when she files the tax roll, to make a determination about revoking the exemptions.

● Legal Update

Corporation Counsel Wilson reported on the following matters:

- *Mundinger v. Planning Commission* - The Planning Commission was served with an Article 78 Proceeding by a property owner against the Wainwright House and the Planning Commission. The City is named, but has not been served. The primary issues being raised are SEQRA issues related to noise and traffic. A conference is scheduled next week to discuss a briefing schedule.
- *Panetta v. Planning Commission* – This Article 78 proceeding is fully submitted to the Westchester County, Supreme Court. It deals with a wetlands permit pending before the Planning Commission and the Commission's failure to grant a waiver from private roads standards.
- *Shew v. City of Rye* – The City made a motion to dismiss, which was opposed by Plaintiff, who also made a motion to file a late Notice of Claim. The City opposed that motion. The matter is fully submitted.
- *Beaver Swamp Brook* – Comments were submitted to the Administrative Law Judge recommending additional conditions be added to the draft permit and reiterating that the City remains concerned about the flood storage capacity at the site.

Ms. Wilson also discussed a pending F.O.I.L. appeal. Timothy Chittenden is appealing the fact that certain information was redacted from documents provided to him in response to a

F.O.I.L. request. Ms. Wilson said she had reviewed the documents requested and redacted information because of attorney/client privilege. Councilman Sack asked to have more time to review the documents provided by Ms. Wilson and asked if there was a time constraint to decide the appeal. Ms. Wilson said that a decision should be rendered by the Council within 10 business days or by her if not decided by the Council in that time frame. (During the discussion of Agenda Item 15, it was decided that Ms. Wilson would contact the appealing party to determine if he would waive the 10-day requirement in order to have the appeal decided by the Council. If he did not agree, she would render the decision.)

7. Presentation on Changes to the City's Snow Ordinance

City Manager Pickup gave an overview of the changes to the Snow Ordinance proposed by City staff. During this past winter the City took it upon itself to shovel out the areas where there are crossing guards and recommends that the law be changed to require the abutters of any sidewalk next to a marked crosswalk to clear the snow to keep access to the crosswalks open. Staff also looked at requiring that the entire width of the sidewalk must be shoveled in order to be in compliance with the law, but determined that it could not be realistically enforced. Mr. Pickup said that snow removal requirements vary among other municipalities. Mayor French said the recommended change would be referred to the Traffic and Pedestrian Safety Committee for review and comment.

Robert Zahm, 7 Ridgewood Drive, and Jim Amico, 350 Midland Avenue, both expressed their disagreement with the proposed change to the Snow Ordinance.

8. Presentation on Changes to the City's Code

City Manager Pickup said that it is recommended that a city update its Code after 50 changes and the Rye City Code has been changed 174 times since it was last updated. He said that he and Corporation Counsel Wilson believe it is the right time to make a comprehensive change. It is a labor intensive process that will require specific sections of the Code to be reviewed by the Department Heads that work with them in order to make recommendations for changes. General Code will also work with the Corporation Counsel on style updates and structure. General Code will do a large majority of the work, but most of the proof reading and many recommendations will come from staff. A draft will then be brought back to the City Council for review and ultimately for formal adoption. It should be a six to twelve month project and would be split over two budget cycles. Corporation Counsel Wilson said there are internal inconsistencies in the current Code that create problems for enforcement that need to be changed. She said in the long run it will be a benefit to the City because unclear or inconsistent laws can be the breeding ground for litigation.

9. Residents may be heard who have matters to discuss that do not appear on the agenda

Jim Amico, 350 Midland Avenue, asked about what must be done before the Federal Government will sign off on the Stimulus projects so the City can go forward with a stop sign on Midland Avenue. City Manager Pickup said the hold up had to do with a Federal Highway paperwork audit and was not structural. Mr. Amico also offered thanks to everyone who had come to the memorial vigil for his late son, Jarrid.

10. Authorization for the City Manager to enter into an Intermunicipal Agreement with the Village of Port Chester and Cottage Landings, LLC

Mayor French noted that the 22 units involved in this IMA are part of the Westchester County Consent Decree in the Affordable Housing Settlement. Corporation Counsel Wilson said that the Agreement was similar to one entered into with the Village of Port Chester in 2003 for the first affordable housing units built on Cottage Street. Since the entrance to Cottage Street is through Port Chester, the Agreement addresses each municipality's obligations with respect to services.

Councilwoman Gamache made a motion, seconded by Councilman Filippi, to adopt the following Resolution:

RESOLVED, that the City Manager is hereby authorized to enter into an Intermunicipal Agreement with the Village of Port Chester and Cottage Landings, LLC to provide services to certain properties located on Cottage Street.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Jovanovich,
Keith, Parker and Sack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

11. Authorization for the City Manager to enter into an Amendment to the Lease Agreement with Lester's of Rye, LLC

Mayor French said that the City purchased the property at 1037 Boston Post Road in 2006 with the intent of putting it to a public use. In 2010 the Council reversed that decision and planned to put the property back on the tax rolls. In order to allow the Council time to evaluate the best options for the property, the short-term lease with the current tenant will be extended for one year.

Councilman Jovanovich made a motion, seconded by Councilman Filippi, to adopt the following Resolution:

RESOLVED, that the City Manager is hereby authorized to enter into an Amendment to the Lease Agreement with

Lester's of Rye, LLC for the property located at 1037 Boston Post Road.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Jovanovich,
Keith, Parker and Sack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

12. Resolution authorizing an additional three-month extension of the PILOT Agreement between Avon Capital Corporation and the Westchester County IDA

City Manager Pickup said that the three-month extension is being requested in order to complete the required environmental reviews.

Councilwoman Gamache made a motion, seconded by Councilwoman Keith, to adopt the following Resolution:

RESOLVED, that the City Council of the City of Rye hereby authorizes an additional three-month extension of the PILOT Agreement between Avon Capital Corporation and the Westchester County I.D.A.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Jovanovich,
Keith, Parker and Sack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

13. Authorization for City Manager to enter into an Inter-municipal Agreement with the Village of Sleepy Hollow as the lead municipality on a grant program to assist in the carrying out of Phase II Stormwater Implementation Projects

City Manager Pickup said this grant will provide the City with the opportunity to add to the current GIS database and more successfully meet the Phase II Stormwater requirements.

Councilman Filippi made a motion, seconded by Councilwoman Keith, to adopt the following Resolution:

RESOLVED, that the City Manager is hereby authorized to enter into an Intermunicipal Agreement with the Village of Sleepy Hollow as the lead municipality, on a grant program to assist in the carrying out of Phase II Stormwater Implementation Projects.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Keith, Parker and Sack
NAYS: None
ABSENT: Councilman Jovanovich

The Resolution was adopted by a 6-0 vote.

14. Authorization for City Manager to enter into an Inter-municipal Agreement with Westchester County for the Stop-DWI Patrol/Datamaster Project for the City of Rye Police Departments

Councilwoman Gamache made a motion, seconded by Councilman Jovanovich, to adopt the following Resolution:

RESOLVED, that the City Manager is hereby authorized to enter into an Inter-municipal Agreement with Westchester County for the STOP-DWI Patrol/Datamaster Project for the City of Rye Police Department from January 1, 2011 through December 31, 2015.

ROLL CALL:

AYES: Mayor French, Councilmembers Filippi, Gamache, Jovanovich, Keith, Parker and Sack
NAYS: None
ABSENT: None

The Resolution was adopted by a 7-0 vote.

15. Resolution to amend the City of Rye's FOIL procedures

(See Agenda Item 6 – Legal Update for discussion on FOIL appeal under consideration.)
The Council decided to postpone discussion of amending the FOIL procedures to the next meeting.

16. Resolution updating the terminology for a standard workday for elected and appointed officials as per requested reporting requirements of the New York State and Local Employees' Retirement System

Councilman Jovanovich made a motion, seconded by Councilman Filippi and unanimously carried, to adopt the following Resolution:

BE IT RESOLVED, that the City of Rye hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/Day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Appointed Employees					
City Manager	Scott D. Pickup	7	7/1/10 – 1/1/2014*	Y	N/A
Corporation Counsel	Kristen Wilson	6	1/1/11 – 12/31/11	N	10

* For retirement purposes only.

17. Consideration of referral to the Board of Architectural Review and City Consultant, the Special Permit Application (#TC010) submitted by New Cingular Wireless PCS, LLC ("AT&T") for modifications to its existing wireless telecommunications facility on the roof top of 66 Milton Road

Councilman Jovanovich made a motion, seconded by Councilman Filippi and unanimously carried, to adopt the following Resolution:

RESOLVED, that the Special Permit Application (#TC010) submitted by New Cingular Wireless PCS, LLC ("AT&T") for modifications to its existing wireless telecommunications facility on the rooftop of 66 Milton Road, is hereby referred to the Board of Architectural Review and City Consultant.

18. Consideration of referral to the Board of Architectural Review and City Consultant, the Special Permit Application (#TC013) submitted by New Cingular Wireless PCS, LLC ("AT&T") for modifications to its existing wireless telecommunications facility located at 350 Theodore Fremd Avenue

Councilman Jovanovich made a motion, seconded by Councilwoman Keith and unanimously carried, to adopt the following Resolution:

RESOLVED, that the Special Permit Application (#TC013) submitted by New Cingular Wireless PCS, LLC (“AT&T”) for modifications to its existing wireless telecommunications facility located at 350 Theodore Fremd Avenue, is hereby referred to the Board of Architectural Review and City Consultant.

19. Miscellaneous Communications and Reports

Councilwoman Keith reported that representatives of the Sustainability Committee would be meeting with City Manager Pickup and Golf Club Manager Scott Yandrasevich on May 5th to do a walk about at the golf club facility. Ms. Keith added that an “Eye on Rye” program has been done on the sustainability process.

Councilman Jovanovich said the he has received calls from residents about young people skateboarding down Purdy Avenue. City Manager Pickup said that there are other areas in the City where this is also happening and the Youth Officer is looking into the matter.

Mayor French said that the audited figures for Rye Town Park will come in at a \$99,000 shortfall, not the \$142,000 that had been estimated. The budget should be adopted at the Commission’s May meeting. Going forward financial figures should be provided on a monthly basis. The Commission is close to approving the specs on the automated parking project, which will then go out to the market. Installation will not happen until the Fall. Councilwoman Parker suggested that the project should be pushed into 2012 in order to allow the Council to plan for it in the discussions for the City’s 2010 budget.

20. Old Business

Councilwoman Keith asked for an update on the “No Knock Registry”, which was provided by the City Manager and City Clerk.

Councilman Filippi asked if there was an answer yet to his question about a credit on County taxes. Corporation Counsel Wilson said that she would follow up on it. He also asked if the new street lights proposed for Purchase Street would have glass or plastic lenses. City Manager Pickup said it would be a plastic composite because it lasts longer.

Mayor French asked for an update on road conditions after the Winter. City Manager Pickup said that he is compiling a list of the status of patches done by utility companies and will circulate it to the Council when it is complete.

City Manager Pickup passed out an update on coyotes that included a listing of reported sightings for the current year and the list of updated protocols from the Department of Environmental Conservation (DEC). He said the DEC has a comprehensive protocol about how they will respond to issuing trapping and removal permits vs. harassment permits. He said he believes the City is in a good position based on its protocols even though it does not have the trapping permit.

21. New Business

Councilman Filippi asked what municipality would issue permits for work being done at Holy Child School. City Manager Pickup said they would be issued by the Town of Harrison and they would have to follow the same stormwater protocols as any other municipality. Mr. Filippi also inquired if the City could tell residents how much it would cost to replace an entire sidewalk, rather than portions of the sidewalk when they are notified that a sidewalk must be replaced. City Manager Pickup said that the City's sidewalk program is a damage replacement program not an aesthetic program and believed that would be outside the scope of the current program. He said based on issues of liability, he would want to discuss any proposed changes with the Corporation Counsel.

22. Adjournment

There being no further business to discuss Councilman Sack made a motion, seconded by Councilman Jovanovich and unanimously carried, to adjourn the meeting at 10:18 p.m.

Respectfully submitted,

Dawn F. Nodarse
City Clerk



CITY COUNCIL AGENDA

NO. 5

DEPT.: City Council

DATE: May 11, 2011

CONTACT: Mayor Douglas French

AGENDA ITEM: Mayor's Management Report

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION: That the City Manager provide a report on requested topics.

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND: The Mayor has requested an update from the City Manager on the following:

- Re-inventing Playland Update
- Legal Update



CITY COUNCIL AGENDA

NO. 6

DEPT.: City Manager's Office

DATE: May 11, 2011

CONTACT: Scott D. Pickup, City Manager

AGENDA ITEM: Presentation on the Walk Rye History Tour.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION:

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND:

A presentation will be made by Laura Brett and Pam McGuire of the Rye Historical Society on the proposal for a Walking Tour of the City's Historic sites. The plan includes twenty signs incorporating photos and text that will focus on the social history of Rye and how it relates to the rest of the world.

See attached.

Walk Rye History

Introduction and The Square House

Located between The Square House and The Arcade Building

The Village Green

Located along the brick path close to Locust Avenue

The Firehouse

Located across from the Firehouse on Locust Avenue (north side)

Resurrection Church

Located on the bump-out to be constructed on Purchase St. across from Locust Ave.

Rye's Commercial District

Located on West Purdy Avenue and Purchase Street (southwest corner)

The Arrival of the Railroad

Located on Theodore Fremd Avenue and Purchase Street (southwest corner)

Rye Post Office

Located on Purdy Avenue and School Street (southeast corner)

Billington's Stables

Located on Smith Street (north side)

Rye Schools

Located on School Street across from old high school building

The Boston Post Road

Located on Library Lane and the Boston Post Road

Religion in Rye

Located on Milton Road in front of The Rye Arts Center

The Old Fort

Use existing sign near the Methodist Church

Walk Rye History

Rye Playland

Located on Forest Avenue near the entrance to Playland

Rye Town Park

Located on Forest Avenue near the entrance to Rye Town Park

The Timothy Knapp House

Located at the Knapp House

Milton Cemetery

Located on Milton Road near the entrance to the cemetery

The Bird House and Rye Meeting House

Located on Milton Road between the Bird House and the Meeting House

Mill Town Commercial District

Located on Milton Road just inside the Marina

The Wainwrights and Their Houses

Located on Stuyvesant Avenue at the town pier

The Boston Post Road Historic District

Located on the Boston Post Road near the entrance to the Rye Golf Club

The African Cemetery

Located on North Street near the entrance to Greenwood Union Cemetery

Immigrants in Rye

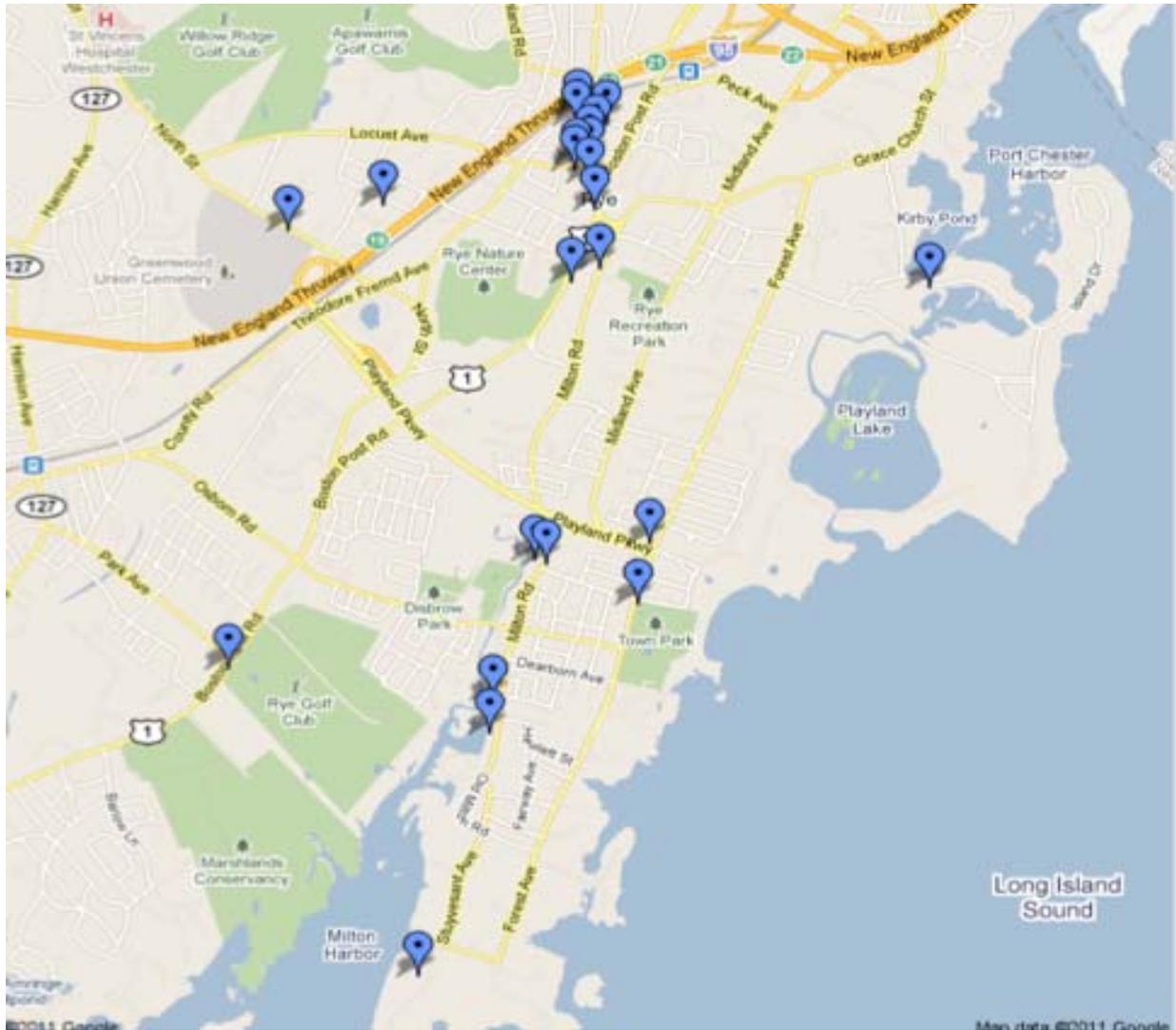
Located on High Street near Gagliardo Park

Kirby Mill Pond

Use existing sign across from entrance to Tide Mill

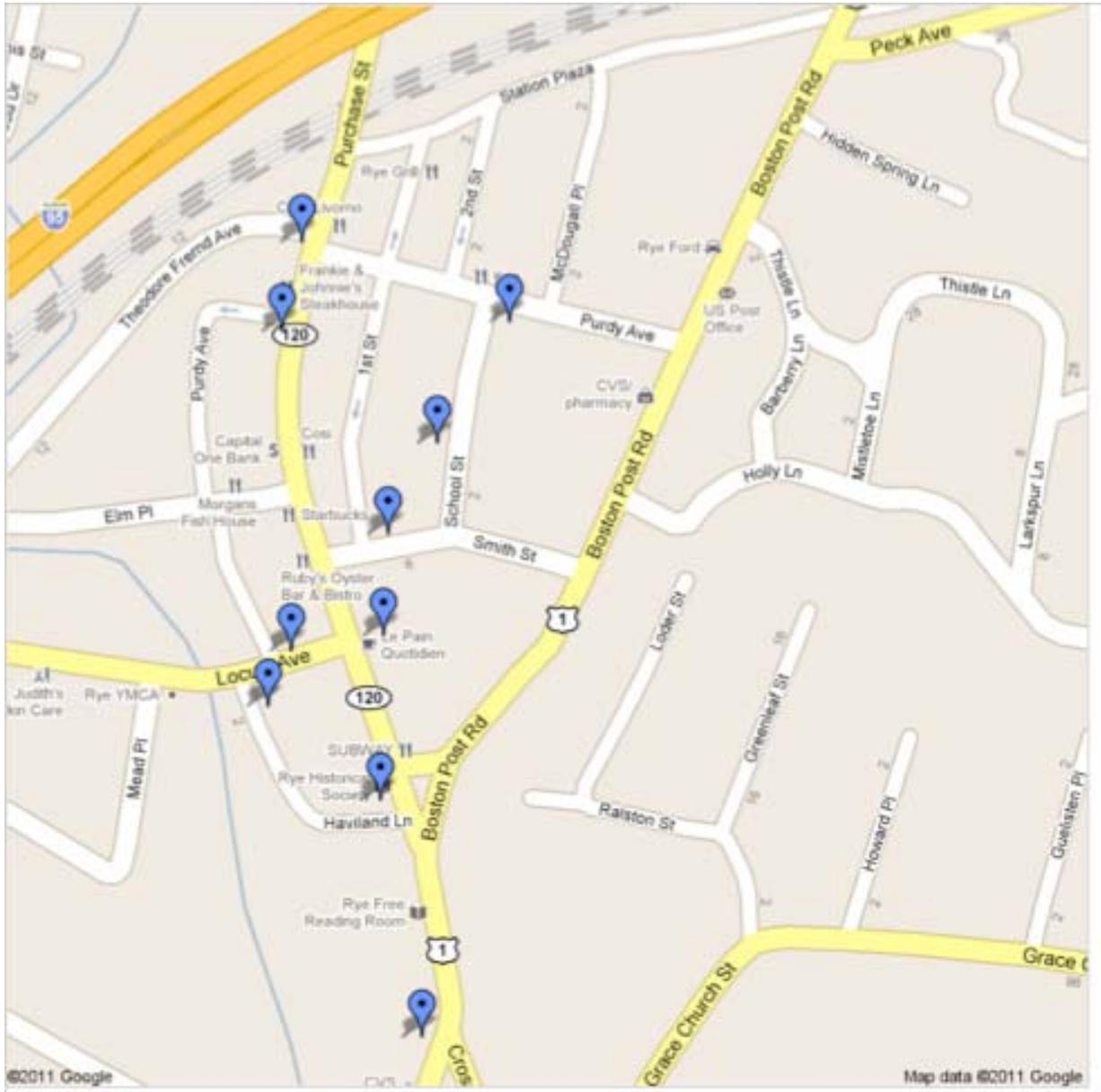
Walk Rye History

Complete Map



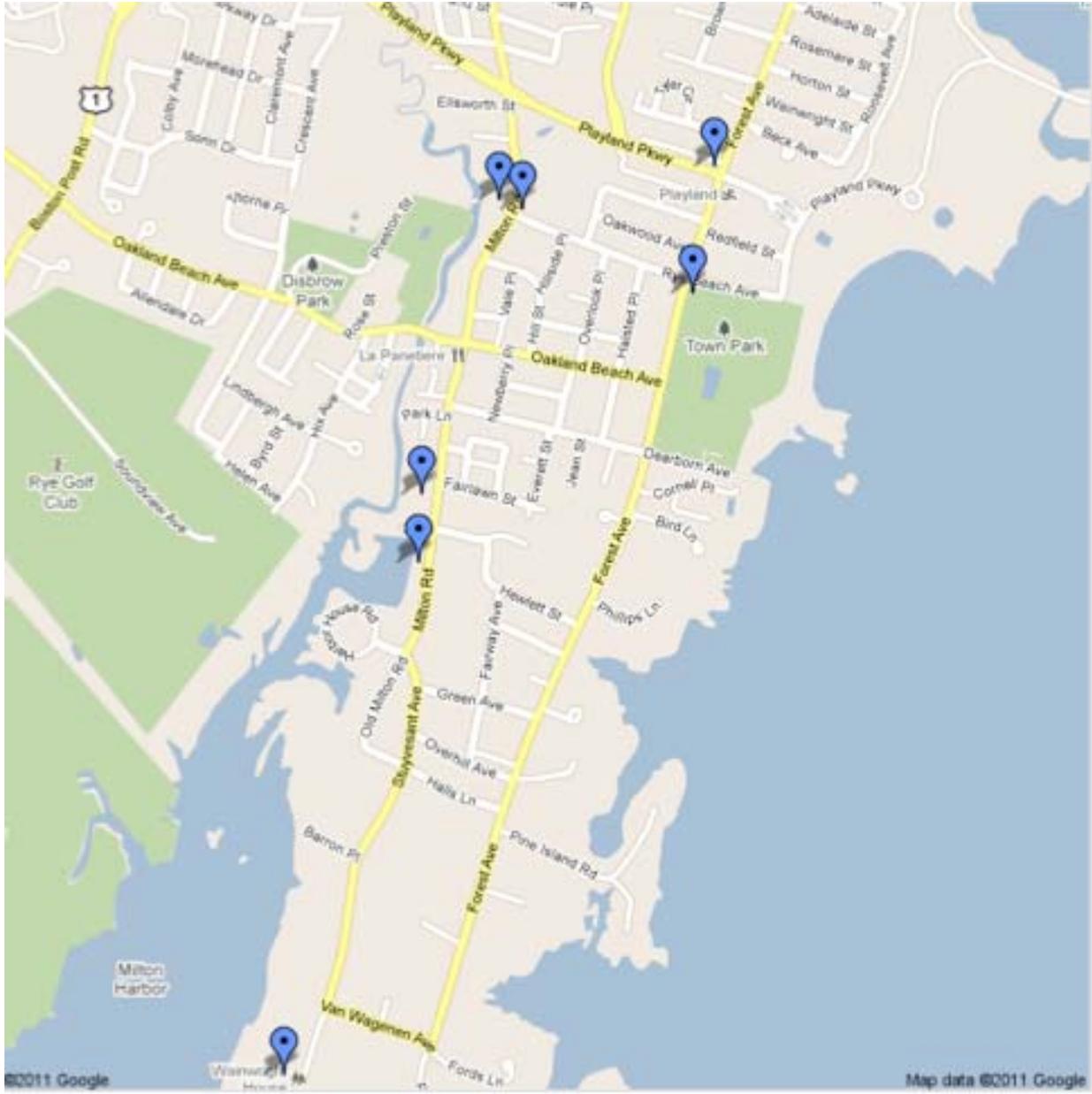
Walk Rye History

Downtown Area



Walk Rye History

Milton Point Area



Walk Rye History

Introduction and The Square House

Welcome to Walk Rye History, the Rye Historical Society's self-guided tour through 350 years of Rye's rich and varied history. The tour is divided into 4 areas: downtown Rye, the Milton Point area, the Boston Post Road Historic District and West Rye. Please pick up a brochure at the Square House (to your left) and enjoy learning about the people and events that make up our living past.

Walk Rye History is made possible through the generous support of our sponsors:

[list all sponsors]

The Square House is Rye's most beloved landmark and is listed on the National Register of Historic Places. Rye's earliest European settlers lived on Manursing Island in 1660, but soon moved to the mainland. By the 1680s there was a farmhouse on this site; the current house was built in the early 1700s and expanded around 1800. Since the 1700s, the Square House has been the heart of our community – a tavern, stagecoach stop, post office, village hall and a museum.

Dr. Ebenezer Haviland was its most prominent owner. In 1774, he helped organize Rye's residents to protest British taxation without representation. John and Samuel Adams stayed here that year on their way to the First Continental Congress. Dr. Haviland died during the Revolutionary War, but his widow Tamar continued to run the tavern. In 1789, President George Washington stopped twice at this "clean and decent inn."

If you look across the street toward the flagpole, you'll see the location of Rye's first village square. The town militia trained there and "unhappy culprits" were punished in the town stockades.

The Village Green and The Rye Free Reading Room

In the early 1700s, a sawmill stood here along the brook. It was one of about 15 mills in the Rye-Port Chester area at the time of the Revolutionary War. The millstones that you see here are from a 1696 gristmill in Port Chester.

The Square House became the Village Hall in 1904 after the Parsons and Whittemore families purchased it and donated it to Rye. In 1907, the Sarah Ely Parsons offered the surrounding land for the Village Green, the Rye Free Reading Room and the Firehouse.

The origins of the Rye Free Reading Room date back to the 1870s. Worried about the saloons in town, Christ's Church opened a young men's reading room. It soon moved to the Budd Building on Purchase Street to be closer to its saloon competitors. The library proved so popular that it became a public, non-sectarian organization in 1884. It took over the Purdy Cottage on Purchase Street and then moved to its new building on the Green in 1913.

Rye City Hall was built in 1964 on the site of "Rye Play House", a 1920s silent movie theater. Rye's old-timers remember paying a dime to see movies at the Play House!

The Gazebo commemorates the lives of ___ present and former Rye residents who lost their lives in the terrorist attacks on September 11, 2001.

The Firehouse and the Rye YMCA

Rye's volunteer fire department dates back to 1886. The first firehouse was on Elm Street but wasn't big enough to fill the needs of a growing community. The new firehouse, built on land donated by Sarah Ely Parsons, opened on October 25, 1909 with a grand parade, a formal dinner and a ball attended by 500 people. In 1909, the fire department still used horse-drawn wagons. The new firehouse had a ridged floor so that the horses wouldn't slip when pulling the wagons.

The Rye YMCA at 21 Locust Avenue was formed in 1916. Initially, it occupied a few small rooms over a drug store on Purchase Street and then rented the Purdy Cottage after the library moved to its new building. In 1920, when the Purdy Cottage was demolished to make way for a bank, the YMCA bought its current property on Locust Avenue. The old house was outfitted with billiard and ping-pong tables, a player piano, a bowling alley and showers. Outside, you could play handball, basketball and baseball on the new courts and fields.

Resurrection Church

You're standing in front of the original site of Resurrection Church. William Smith sold his property extending from Smith Street to the Boston Post Road to the church in 1881. When the church was built in 1889, Smith's house became the rectory. The house still exists today at 1091 Boston Post Road. The first Resurrection School, which also remains at ____ Boston Post Road, was built in 1907.

As Purchase Street became more commercial, the church moved to Smith Street. By 1930, the church decided that this location was no longer suitable. The current church and school were completed in 1931 [add more details]

The building now at #22 Purchase Street housed the much-loved Woolworth's Store from 1929 to 1990.

Rye's Commercial District

Imagine yourself traveling to Purchase Street in 1900 by horse-drawn carriage. After you left your horse and carriage at one of the nearby stables, you'd walk along the street passing many of the buildings that you see today. Life in 1900, however, was very different. Sprinkling carts kept the dust down on the unpaved street and lamplighters lit the gas lamps at dusk. Purchase Street merchants included a riding school, a blacksmith shop, several hotels, dry goods stores, a paint store and a coal and wood shop.

You might get a haircut at Southworth's barbershop for 20 cents, buy fish at Sniffen Brothers or a steak at Delevan's Butcher Shop for 50 cents. If you wanted to relax, you'd go to the Lyceum at #__ Purchase Street where you could bowl or hear a band playing from the second floor balcony. And if you were thirsty, you could stop at one of five saloons!

Arrival of the Railroad

You are standing in front of the Budd Building, built in 1871. It served as the Post Office, with Daniel Budd as Postmaster. Since there was no regular mail delivery until 1914, you would go to the Post Office twice a day to pick up your mail. After getting the mail, you might go upstairs to the Rye Free Reading Room, which paid Mr. Budd \$10 a month to rent two rooms until it moved to the Purdy Cottage that was just south of here.

Looking across Theodore Fremd Avenue, you can see where the first railroad station was located. When the railroad arrived in 1849, the tracks were at grade level. By 1897, the tracks were elevated where they crossed Purchase Street and a new station was built on the other side. With the advent of a 45-minute train ride to Manhattan, Rye began its transition from a secluded farming community to a vibrant New York suburb. The current station was built in 19__ when Interstate 95 was constructed.

The Caroline O'Day Post Office

This Post Office is the fourth in Rye's history. The first Post Office was in the Square House. It was moved to the Budd Building on Purchase Street in 1871 and then to 7 Purdy Avenue. The current building was completed in 1936 and is listed on the National Register of Historic Places. The WPA (Works Progress Administration) commissioned the mural inside showing John Jay at his family's estate in Rye.

The Post Office is named after Caroline O'Day, a four-term Congresswoman who lived in Rye from the early 1900s until her death in 1943. O'Day was a leader in the Democratic Party, ardent suffragette, pacifist and social activist. She worked tirelessly for labor reform and civil rights. Eleanor Roosevelt, her great friend, wrote of O'Day "her high ideals and integrity were an inspiration to all who knew her or felt her influence."

Billington Stables

You are standing on the site of John Billington's livery and stable. Billington's house was around the corner, and you can still see the stone wall that surrounded his home. Around 1900, the Village streets had many stables, liveries, saddle shops, blacksmiths and carriage shops. Horses were still the predominant mode of transportation. There were only 30 registered cars in Rye in 1906. Purchase Street wasn't even paved until 1912. While some of Rye's more progressive affluent residents had chauffeurs, others still relied on "coachmen" to transport them.

[add information about Carpet Trends building]

Rye's Public Schools

Local landowners and missionaries started Rye's first schools in the 1700s. The education was rudimentary and each effort to establish a permanent school failed.

In 1812, New York passed a law requiring public education. Soon after, Rye formed three school districts: Rye Neck, Milton Point and the village area. Rye Grammar School, built around 1868 for

the village area, was located at the corner of Purdy Avenue and the Boston Post Road. Overcrowding soon became a problem. The wooden school was expanded and then replaced by a brick building in 1902. At that time, few students continued beyond grammar school to high school. By 1910, however, the high school population had grown enough to justify a separate school, and the building opposite you was completed.

In response to demand for better facilities, the current high school opened in 1931. The famed Rye Garnets won their first game against Harrison in 1933. After World War II, rapid growth in Rye's population created serious overcrowding in the elementary schools. Midland School replaced Rye Grammar in 1953. The building across from you served as the "Midland Annex" for neighborhood children until the 1970s.

History of the Boston Post Road

When the European settlers arrived in 1660, the Boston Post Road was a narrow Native American footpath. Post riders started traveling between New York and Boston in the 1670s and the path was renamed The Kings Highway. The first stagecoaches appeared in 1722, stopping at Rye as they traveled between Manhattan and Connecticut.

Inns and taverns sprung up along the stagecoach route. Rye had three taverns: the Square House, Strang's (at the corner of the Post Road and Rectory Street) and Van Sicklin's. Van Sicklin's occupied the Old Stone Fort near what is now the Methodist Church. The fort was originally the stone house of an early settler. It was fortified as a defense against the Native Americans in 1676. You can still see the remains of the well for the old fort near the Methodist Church.

Benjamin Franklin, Deputy Postmaster General, developed a system of milestones and regular postal routes along the Post Road. You can still see three mile markers from Franklin's system: #24 by the Jay Property (another stop on this tour), #25 near the intersection of the Post Road and Parkway Drive and #26 near Christ's Church.

Early Religion in Rye

The building in front of you was once Christ's Church and stood where the current church is today. Although the early Rye settlers were largely Presbyterians, the British governor of New York wanted to make the Anglican (Episcopal) Church the established religion. All local residents, regardless of their religion, were taxed to fund the first Anglican Church in 1705. The Presbyterians rebelled and built their own church in 1727 on the current location of Rye Country Day School.

Disputes between the two congregations continued. During the Revolutionary War, the Presbyterians generally sided with the Patriots while the Anglicans sided with the British. Both churches burned to the ground and the Anglican minister was brutally murdered. The Anglicans replaced their church with this building in 1788 and renamed it Christ's Church. The Presbyterians built their new church in 1793 on the site of the current church.

The Methodist religion took hold in Rye in 1804. Services were first held at the Knapp House (another stop on this tour). The congregation quickly outgrew that space and built a gleaming white Greek Revival temple in 1832 where the current church stands.

Rye Playland

Playland was built between Labor Day 1927 and Memorial Day 1928 – an amazing feat of engineering. Over 1,000 people worked at dredging, clearing and filling the site, constructing buildings and installing rides. When Playland opened Memorial Day weekend, it had 300,000 visitors from all over the country.

The Westchester County Parks Commission acquired the land, previously occupied by run-down hotels and amusement parks, to create a clean, wholesome family park. Playland was the first totally planned amusement park in the country and the first specifically designed for the automobile age. The County hired renowned experts in amusement park design and Art Deco architecture and filled the park with family attractions and manicured gardens. In 1928, families would have arrived in their best attire. Uniformed nurses minded the children at Kiddyland while their parents dined and danced to the sounds of big band entertainers. The whole family might have watched circus acts on the Midway and enjoyed music from the Art Deco Music Tower, another Playland innovation.

Today, Playland looks much as it did in 1928. In recognition of its historic and architectural importance, it is a National Historic Landmark and on the State and National Register of Historic Places.

Rye Town Park

By 1900, many large estates occupied Rye's shoreline. To ensure public beach access, the Rye Town and Rye Village governments created this park in 1907. The Rye Town Park Commission acquired the land and retained a prominent architect, Hobart Upjohn, to design the buildings. Construction took place during 1909-1910.

The park was immensely popular from the time it opened. Bands played on the balcony between the Bathing Pavilion's towers while patrons danced overlooking the Sound. At the lower level of the Pavilion, tunnels led from the locker rooms to the beach shielding beach goers from the guests dining and dancing above. Men were required to wear bathing suits with tops, while women were covered from head to toe with dark stockings and bathing dresses. Visitors who didn't own bathing attire could rent suits for 20 cents, and stockings and caps for 10 cents. The Bathing Pavilion also contained 5 jail cells that held disorderly park visitors until they could be transferred to the Rye Police. Even in 1910, parking was a problem. Visitors complained that parked cars didn't leave enough room for horses and carriages to tie up!

Rye Town Park is listed on the State and National Register of Historic Places.

The Timothy Knapp House

Timothy Knapp's house, built between 1667 and 1680, is thought to be the oldest house in Westchester County. The house initially had just two rooms: a keeping room with a bedchamber above. Knapp farmed the land and served as the town constable and tax collector. He was a vestryman for Grace Church (now Christ's Church) and held services here before the first church was built in 1706.

Ezekiel Halsted, a wealthy landowner, purchased the house in 1749 and expanded it twice. During his family's ownership, lasting 150 years, the house acquired its distinctive saltbox shape and fish scale shingles. The Halsteds also held religious services here after they converted to Methodism in the early 1800s.

In 1906, Simeon and Julia Ford, summer residents of a 48-room "cottage" on Forest Ave., bought the house for their children. The Fords added a studio for their daughter Lauren, a successful artist, but otherwise left the house essentially unchanged.

Today, the Knapp House, listed on the State and National Register of Historic Places, is owned by the Rye Historical Society and houses Rye's archives.

Milton Cemetery

The Milton Burying Ground is Rye's oldest cemetery. Joseph Lyon (buried here with his wife Sarah) gave this one acre plot to Rye for a burial ground around 1750. Some older graves were moved here, including that of Nehemiah Webb who died in 1722 at the age of 28. Many members of Rye's earliest families are buried here: Purdy, Brown, Disbrow, Budd, Sniffen, Theall, and Van Sicklin. In the northwest corner, surrounded by an iron fence, you'll find the Halsted family plot with 21 graves, including that of Ezekiel Halsted, the owner of the Knapp House. Ezekiel died in 1757 as a result of a fall.

The gravestones can tell us much about life in Rye during the 18th and 19th centuries. The tombstone for Samuel and Catherine Bouton reveals that their four children died in 1849 within a week of each other. It is thought that a scarlet fever epidemic tragically took their lives. Many gravestones show that Rye's residents lived well into their 80s and 90s, including Sophia Parker who died in 1852 at the age of 97!

The cemetery has not been used for burials since the 1880s. Today, the Milton Cemetery is listed on the State and National Register of Historic Places.



CITY COUNCIL AGENDA

NO. 8

DEPT.: Finance

DATE: May 11, 2011

CONTACT: Jean Gribbins, City Comptroller

AGENDA ITEM: Consideration to set a Public Hearing for May 25, 2011 to establish the 2012 Budgeted Fees and Charges.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE:

CHAPTER
SECTION

RECOMMENDATION:

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND:

A Public Hearing will be held to establish the 2012 fees and charges which will be incorporated into the City's 2012 Budget.

See attached.

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
<u>ASSESSOR'S OFFICE</u>				
GENERAL				
Standard Photocopy Fee				
Letter/Legal per page		1999	0.25	0.25
MAPS				
City Maps 3'x5"		1996	15.00	15.00
Aerial Map		1996	15.00	15.00
Drain & Sewer map from blueprints (blue on white)		1996	60.00	60.00
Standard Tax Map		1996	15.00	15.00
Tax index map (40"x64")		1996	15.00	15.00
Topographical maps		1996	60.00	60.00
<u>BOARD OF APPEALS</u>				
GENERAL				
Multi & Commercial Appeals	197-84	2010	375.00	475.00
Single Family Appeals	197-84	2010	175.00	275.00
Adjourned Applications		2003	100.00	100.00
Revised Plans		2003	75.00	75.00
<u>BUILDING</u>				
ELECTRICAL				
Electrical permits in existing building where a building permit is not required: for multiple residences, commercial or industrial buildings	68-12	2006	70.00	100.00
Electrical Permits in existing buildings where a building permit is not required: for one & two family dwellings with contracts valued at \$500 or more	68-12	2006	35.00	70.00
GENERAL				
Building Permits (1) - minimum fee	68-12	2006	55.00	75.00
Building Permits (2) - add'l charge per \$1,000 est. work	68-12	2010	15.00	16.00
Building Permit (3) - penalty for work begun without permit	68-12D, 197-84E	2003	1,000.00	1,000.00
Certificate for Commercial Buildings	68-12	2003	155.00	175.00
Certificate of Occupancy: to be paid with application for building permit	68-12	2006	80.00	100.00
Changes in Approved Plans	68-12	2006	80.00	100.00
Demolition Permits - Commercial and residential structures	68-12	2010	2000.00	2000.00
Demo Pmts - In-ground pools tennis crts detached garages	68-12	2010	750.00	750.00
Demo Pmts - Sheds, above ground pools, pool decks, gazebo	68-12	2010	-	200.00

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
New Certificate for old buildings	68-12	2006	80.00	100.00
Search for Municipal Records / Pre-date letters		2006	80.00	80.00
PLUMBING				
<i>Oil or gas heating permits in existing building w/o building permit required:</i>				
New heating equipment installation or replacement	68-12	2006	70.00	100.00
Plumbing - No building permit required (min)	68-12	2006	35.00	70.00
Plumbing - for each fixture above 5	68-12	2003	3.00	5.00
Sewer or storm drain connection (per)	68-12	2006	35.00	70.00
<u>CITY CLERK</u>				
ALARMS				
Alarms permit - Fire/Burglar	46-5	2006	35.00	35.00
False alarm: 2nd call per annum*(Requires change to Code)	46-8	2010	50.00	50.00
False alarm: 3rd, 4th call each per annum		2003	100.00	100.00
False alarm: over 4 per annum		2003	200.00	200.00
FIRE PREVENTION				
Explosive Inspection Fee	98-41	2005	115.00	115.00
Fireworks Display (each)	98-45	2010	750.00	750.00
Installation of liquefied petroleum gas	98-82	2005	57.00	57.00
Place of assembly 100 or more people	98-101	2005	115.00	115.00
Storage of Flammable liquids (permits & insp.)	98-51	2005	115.00	115.00
Storage of lumber (in excess of 100,000 bd. ft.)	98-85	2005	57.00	57.00
Storage of underground tanks <1100 gal.(permits & insp.)	98-57	2005	57.00	57.00
Storage of underground tanks >1100 gal. (permits & insp.)		2005	115.00	115.00
Welding & cutting	98-130	2001	55.00	55.00
GENERAL				
Auctioneer	56-3	2010	500.00	500.00
Birth Certificate	NYS-Governed		10.00	10.00
Blasting Permit	98-41	2005	200.00	200.00
Cabaret	50-5	2005	100.00	100.00
Christmas Tree Sale Refundable Bond	98-124	2001	45.00	45.00
Christmas Tree Sales: Inspection	98-124	2003	100.00	100.00
Code of the City of Rye	AT-COST	2005	300.00	300.00
Code of the City of Rye - Supplement		2005	60.00	60.00
Codes: Zoning	AT-COST	2005	30.00	30.00
Coin operated Dry Cleaning Establishment	98-29	2005	90.00	90.00
Coin operated Laundry: Establishment	98-36	2005	90.00	90.00
Death Transcript	NYS-Governed		10.00	10.00

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Dog License: Nuetered Dog - Owner's Cost	76-5		12.50	13.50
Breakdown of Owner's Cost:				
City of Rye Fee	76-5		10.00	12.50
NYS Fee	NYS-Governed		2.50	1.00
Dog License: Non-Nuetered Dog - Owner's Cost				21.50
Breakdown of Owner's Cost:				
City of Rye Fee	76-5			18.50
NYS Fee	NYS-Governed			3.00
Dog Redemption: with current license	76-4	1977	10.00	10.00
Dog Redemption: without current license	76-4	1977	25.00	25.00
Dry Cleaning Establishment	98-22	2005	90.00	90.00
Debris Collection Container:	167-14	2001	40.00	40.00
Filming: Private Property	93-6	2003	400.00	400.00
Filming: Public Property (Maximum)	93-6	2001	16,000.00	16,000.00
Filming: Public Property (Minimum)	93-6	2001	1,600.00	1,600.00
Junk Merchant: Establish place of business	113-4	2005	275.00	275.00
Junk Peddler	113-4	2005	60.00	60.00
Laundromat	121-4	2005	150.00	150.00
Marriage License	NYS-Governed	2003	40.00	40.00
Marriage Transcript	NYS-Governed	2002	10.00	10.00
Non-refundable Bid fee (per every \$50 of bid)		2001	15.00-100.00	15.00-100.00
Other Pamphlet Codes	AT-COST		8.00	8.00
Peddler, Hawker, Solicitor	144-6	2005	275.00	275.00
Sign posting @ Boston Post Road & Cross Street		2010	25.00	25.00
Tourist Park or Camp App. 5 units or less	157-9	2001	50.00	50.00
Tourist Park or Camp App. 6 units or less	157-9	2001	10.00	10.00
Tourist Park or Camp license (per unit)	157-12	2001	60.00	60.00
 MECHANICAL INSTALLATION LICENSE				
Gas Heat	68-12	2006	115.00	115.00
Oil Heat	68-12	2006	115.00	115.00
 MISCELLANEOUS LICENSES				
Bowling Alleys	50-5	2005	90.00	90.00
Circus	50-5	2005	90.00	90.00
Driving Range	50-5	2005	90.00	90.00
Miniature Golf	50-5	2005	90.00	90.00
Moving Picture House	50-5	2005	90.00	90.00
Public Exhibition	50-5	2005	90.00	90.00
Public Hall	50-5	2005	90.00	90.00
Shooting Gallery	50-5	2005	90.00	90.00
Skating Rink	50-5	2006	65.00	65.00
Taxi Cab License	180-12	2006	120.00	120.00

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Taxi Driver License	180-8	2006	65.00	65.00
Theater	50-5	2005	90.00	90.00

PARKING

Non-Resident Commuter (Includes Tax)	191-47	2002	550.00	720.00
Resident Commuter (Includes Tax)	191-47	2001	336.00	720.00
Merchant Parking (Non-Taxable)	191-47	2008	372.00	410.00
Taxi Stall Rental (Plus tax)	2005	2005	700.00	700.00
Guest Parking Overnight (max. 14 days per night)		1997	5.00	5.00
Replacement Sticker (without old sticker)	191-47	2001	55.00	55.00
Replacement Sticker (with old sticker)	191-47	1993	5.00	5.00
Resident All Day/All Night	191-47	2007	660.00	660.00
Resident All Night	191-47	2007	330.00	330.00
Special Permits (Theo. Fremd Lot)		2003	120.00	120.00
Commuter Parking Waitlist Fee (Per Year)		2010	25.00	25.00
Commuter Meters - Daily Rate (12 hours)			3.00	4.00
Paystation rate per hour		2005	0.50	0.75

PARKING VIOLATIONS

No Handicapped Permit (including NYS Surcharge)	191-32 to191-35	1993	65	150
Parking in Front of a Fire Hydrant	191-32 to191-35	1993	35	150
Beach Area Parking	191-32 to191-35	1993	35	75
Parking on the Street During the Snow Ordinance	191-32 to191-35	1993	25	75
Parking in a Crosswalk	191-32 to191-35	1993	25	75

ENGINEERING

GENERAL

Constructed or Replaced Curb		1993	30.00	30.00
Constructed or Replaced Depressed Curb (min)		1993	30.00	30.00
Constructed or Replaced Driveway (min)		1993	30.00	30.00
Constructed or Replaced Sidewalks (min)	167-8	1993	30.00	30.00
Construction Debris Containers (per day)	167-14	1997	50.00	50.00
Street Obstructions, Storage of Materials, Operating Machinery, loading & unloading, scaffolding & bridging	167-13	1993	100.00	100.00
Street Opening: Curbing-Asphalt/Concrete/Flag		1997	180.00	180.00
Street Opening: Sidewalk Area-Asphalt/Concrete/Flag		1997	180.00	180.00
Street Opening: Street Area-Asphalt	167-9	1997	180.00	180.00
Street Opening: Street Area-Concrete		1997	180.00	180.00
Street Opening: Test Holes (keyhole method) (each)	167-9	1990	60.00	60.00

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Street Opening: Unpaved Areas		1997	180.00	180.00
Street Opening Permit Surcharge		2003	175.00	175.00
Surface Water Control Application fee	173-9	2003	150.00	150.00
STREETS/SIDEWALKS				
Construction Manhole/Catch Basin (min)		1986	100.00	100.00
Driving Pipes (min)		1986	50.00	50.00
Install Underground Tank/Vault (min)		2003	100.00	100.00
Plumbing Connection to Structures: Manholes/Catch Basin (min)	1.67	1986	30.00	30.00
Plumbing Connection to Structures: Sewer or Drain Line (min)		1986	25.00	25.00
<u>FIRE</u>				
GENERAL				
Inspection Fee (per inspection)		2010	125.00	125.00
Return Inspection		2006	35.00	35.00
Tank Removal Inspection		2010	100.00	100.00
<u>PLANNING</u>				
COASTAL ZONE MANAGEMENT				
Waterfront Consistency Review Application	73-6	2006	814.00	814.00
GENERAL				
Copies of Subdivision or site plans - complete sets only (per sheet)		2006	11.00	11.00
SITE PLAN REVIEW				
Informal review	197-84.F. (1) (A)	2006	651.00	651.00
Preliminary Application (up to 10 parking spaces)	197-84.F. (1) (B)	2006	977.00	977.00
Preliminary Application - Add'l charge per required parking space over 10 spaces		2006	28.00	28.00
Modification or Extension of Preliminary Application	197-84.F. (1) (D)	2006	814.00	814.00
Final Application (up to 10 parking spaces)	197-84.F. (1) (C)	2006	1218.00	1218.00
Final Application - Add'l charge per required parking space over 10		2006	28.00	28.00
Modification or Extension of Preliminary Application	197-84.F. (1) (G)	2006	893.00	893.00
Inspection Fee (Fee + 7.0% cost of improvement)	197-84.F. (1) (H)	2006	541.00	541.00

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Construction and Use without prior approval	197-84.F. (1) (J)	2006	2730.00	2730.00
Modification of Tree Preservation Plan by the City Planner		2006	489.00	489.00
Tree Replacement, fee in lieu of	170-15.D. (9)	2006	1838.00	1838.00
SUBDIVISION REVIEW				
Informal Review	170-5.D.	2006	436.00	436.00
Preliminary Application	170-6.B. (4)	2006	814.00	814.00
Preliminary Application - Add'l charge per lot		2006	384.00	384.00
Waiver of Preliminary Application - Add'l charge per lot		2006	352.00	352.00
Modification or Extension of Preliminary Application	170-11.B.	2006	630.00	630.00
Final Application	170-7.A.	2006	1103.00	1103.00
Final Application - Add'l charge per lot		2006	378.00	378.00
Modification or Extension of Final Application	170-11.B.	2006	651.00	651.00
Waiver of Penalty Application	170-7.A.	2006	541.00	541.00
Inspection Fee - 7% of cost of improvement plus \$50 per lot, or \$500, whichever is greater	170-8.B. (3)	2006	541.00	541.00
Modification of Tree Preservation Plan by City Planner		2006	489.00	489.00
Tree Replacement, fee in lieu of	170-17.A.(1)	2006	1838.00	1838.00
Fee in lieu of Parkland - In trust-minimum (dollars per square foot of lot area)	170-17.A. (1)	1990		
<i>R-1 One Family District</i>			0.13	0.13
<i>R-2 One Family District</i>			0.24	0.24
<i>R-3 One Family District</i>			0.34	0.34
<i>R-3 One Family District (Floodplain)</i>			0.24	0.24
<i>R-4 One Family District</i>			0.39	0.39
<i>R-4 One Family District (Floodplain)</i>			0.24	0.24
<i>R-5 One Family District</i>			0.48	0.48
<i>R-5 One Family District (Floodplain)</i>			0.24	0.24
<i>R-6 One Family District</i>			0.56	0.56
<i>R-6 One Family District (Floodplain)</i>			0.24	0.24
<i>RT Two-Family district (1 and 2 Family Residence)</i>			0.56	0.56
<i>RS School & Church District (1 Family Residence)</i>			0.34	0.34
<i>RA-1 District (1 Family Residence)</i>			0.56	0.56
<i>RA-1 District (2 Family Residence)</i>			0.40	0.40
<i>RA-2 District (1 Family Residence)</i>			0.56	0.56
<i>RA-2 District (2 Family Residence)</i>			0.48	0.48
<i>RA-3 District (1 and 2 Family Residence)</i>			0.56	0.56
<i>RA-4 District (1 and 2 Family Residence)</i>			0.56	0.56
<i>B-1 Business District (1 and 2 Family Residence)</i>			0.56	0.56
Apportionment Application	170-11.C.	2006	599.00	599.00
Construction and Use without prior approval	170-6.B.	2006	2730.00	2730.00

CITY OF RYE, NEW YORK
 GENERAL FUND
 ANNUAL BUDGET
 FOR FISCAL YEAR ENDING DECEMBER 31, 2011
 FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
RE-ZONING APPLICATIONS		2006	1103.00	1103.00
WETLANDS/WATER COURSES				
Application Fee	195	2006	977.00	977.00
Inspection Fee	195	2006	541.00	541.00
Appeal of Determination	195	2006	541.00	541.00
Extension of Prior Approval		2006	541.00	541.00
Outdoor Dining Fee		2009	500.00	500.00
 <u>POLICE</u>				
GENERAL				
Auxiliary Police Services Event Fee		1993	100.00	100.00
Defensive Driving Course		1993	45.00	45.00
Fingerprinting Fees		2005	20.00	20.00
Good Conduct Certificates		2005	40.00	40.00
Mooring Permits (per permit)		2003	150.00	150.00
Police report copies (per copy)		1990	0.25	0.25
Redemption of Shopping Carts	164-6	1962	5.00	5.00
Reprints of Photographs		2005	15.00	15.00
Subpoena Fees for Records (min)		1995	15.00	15.00
LOCAL ORDINANCE				
Failure to shovel snow after a storm	167-48	1961	10.00	50.00
 <u>PUBLIC WORKS</u>				
GENERAL				
Collection of bulky metals at curbside (minimum)	157-34	2003	30.00	30.00
Collection of bulky waste in excess of 2 cubic yards (min)	157-34	2003	30.00	30.00
Penalty for amounts not paid within 60 days	157-34	2001	25.00	25.00
Penalty for amounts not paid within 90 days	157-34	2001	25.00	25.00
Add'l penalty for amounts not paid if collection by levy is required	157-34	2001	25.00	25.00
 <u>RECREATION</u>				
ATHLETIC FIELD USE SURCHARGE (per person/per prog)		2005	5.00	15.00
BUILDING FEES				

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Auditorium (per hour)		2009	100.00	100.00
Other Rooms (per hour)		2009	75.00	75.00
Auditorium: Non-Profit/Co-Sponsor Rate (per hour)		2009	75.00	75.00
Other Rooms: Non-Profit/Co-Sponsor Rate (per hour)		2009	50.00	50.00
New Multi Purpose Room (4 Hours)		2009	550.00/675.00	575.00/675.00
Birthday Party: Basic Program (two hours)		2009	165.00/290.00	200.00/300.00
Private Party: Other rooms (each)		2008	450.00/575.00	475.00/575.00
Maintenance Coverage (per hour) Full-time		2006	50.00	50.00
Maintenance Coverage (per hour) Part-time		2006	35.00	35.00
Alcohol Permit Fee		2010	50.00	50.00
Security Deposit (Refundable)			N/A	100.00
DAY CAMP				
Day Camp - 1/2 day program (resident)		2010	540.00	565.00
Day Camp - 2 week session (non-resident)		2010	725.00	760.00
Day Camp - 2 week session (resident)		2010	480.00	495.00
Day Camp - 6 week basic (non-resident)		2010	1380.00	1450.00
Day Camp - 6 week basic (resident)		2010	680.00	715.00
Day Camp - 6 week extended program (resident)		2010	1040.00	1095.00
Day Camp - Swim group		2009	70.00	80.00
Day Camp - Swim lessons (with group)		2009	105.00	115.00
Kiddy Camp (non-resident)		2010	1355.00	1420.00
Kiddy Camp (resident)		2010	625.00	655.00
Kiddy Camp - 2 week session (resident)		2010	445.00	465.00
Registration fee after deadline		2010	180/30 wk	180/30 wk
Camp 78 - 6 weeks		2010	960.00	1000.00
Camp 78 - 2 weeks		2010	425.00	445.00
Camp Withdrawal Fee		2008	75.00	100.00
INDOOR RECREATION				
Daily Fees (resident & non-resident)		2010	5.00/10.00	10.00
Men's Basketball (18 weeks)		2010	5.00/10.00	10.00
Volleyball			N/A	10.00
OUTDOOR RECREATION				
All day field permit (10am-6pm)		2008	675.00	700.00
Field permit (2 hrs.)		2009	160.00	200.00
Field/Facility Use - Basketball - Outdoor lights (2hrs)		2009	160.00	160.00
Softball - Men's Adult (per team)		2010	335.00	360.00
Softball - Woman's Adult (per team)		2010	285.00	315.00
PICNIC				
Non-profit/Police/Fire			N/A	35

CITY OF RYE, NEW YORK
GENERAL FUND
ANNUAL BUDGET
FOR FISCAL YEAR ENDING DECEMBER 31, 2011
FEE SCHEDULE

FEE DESCRIPTION	CITY CODE	LAST CHANGED	2010	2011
Refundable Deposit (Part of Fee)		2010	25	50
Weekday Picnic (4-Dark)			N/A	165
Resident: 10-50		2009	120.00	Omit
Up to 75 (Resident/Non Resident)			N/A	200.00/300.00
Resident: 51-100		2010	375.00	Omit
75 to 150 (Resident/Non Resident)			N/A	400.00/500.00
Resident: 101-150		2010	600.00	Omit
Weekday Discount		2010	20%	Omit
 TENNIS				
Permit - Adult (19 & over)		2008	100.00	110.00
Permit - Family (max. 5)		2008	275.00	285.00
Permit - Individual (non-resident)		2009	200.00	220.00
Permit - Junior (6-13 /14-18 years)		2008	50.00	60.00
Permit - Senior (60+)		2008	70.00	75.00
Clinic - Adult Tennis (4 classes)		2007	85.00	\$80/\$90
Clinic - Youth Tennis (4 classes)		2007	88.00	\$80/\$90
Daily Fee (resident only)		2010	12.00/6.00	13.00/7.00
Guest of Permit Holder - Hourly fee		2009	12.00/6.00	13.00/7.00
Private lessons: Per half hour		2010	35.00	38.00
Private lessons: Per hour		2010	50.00	52.00
Non-Resident Senior		2009	140.00	145.00



CITY COUNCIL AGENDA

NO. 9

DEPT.: City Manager's Office

DATE: May 11, 2011

CONTACT: Scott Pickup, City Manager

ACTION: Consideration to set a Public Hearing for May 25, 2011 to amend Local Law Chapter 76, "Dogs", Section 76-5, "Running at large prohibited" and Section 76-6, "When Leash Required", to establish regulations for the leashing of dogs at Rye Town Park.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION:

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND: The Rye Town Park Commission voted to modify the park's dog regulations during the summer period which runs from Memorial Day through October 1st. During that time, dogs will be allowed off the leash for a period of time in the mornings before 9:00 a.m. After 9:00 a.m. all dogs must be kept on a leash. Throughout the summer season, regardless of the time of day, dogs must be kept in the designated dog walking part of the park. This area runs along the north of the park at Rye Beach Ave and along the west side of the duck pond on Forest Ave. as outlined on the attached map. The Rye City Code must be updated as follows to reflect these changes for enforcement purposes:

- the time period allowed to be off leash in the Park is from 5:00 a.m. to 9:00 a.m.
- dogs may only be off-leash in the designated area of the Park
- after 9:00 a.m. dogs must be leashed in all areas of Rye Town Park and the City of Rye

See attached.

CHAPTER 76: DOGS

§ 76-5 Running at large prohibited.

No person owning, harboring or having the custody and control of a dog shall permit such dog to be at large in the City of Rye, elsewhere than on the premises of the owner, except if on the premises of another person with the knowledge and consent of such other person.

§ 76-6 When leash required.

The owner, harborer or person having the custody and control of a dog in the City of Rye which is not on the premises of the owner or upon the premises of another person with the knowledge and consent of such person shall control and restrain such dog by a chain or leash not exceeding eight feet in length.

LOCAL LAW
CITY OF RYE NO. ___ OF 2011

A Local law to amend Chapter 76 “Dogs” by amending §§ 76-5 and 76-6 of the City Code of the City of Rye

Be it enacted by the City Council of the City of Rye as follows:

Section 1. Chapter 76 “Dogs” is hereby amended by amending Section 76-5 “Running at large prohibited” as follows:

§ 76-5. Running at large prohibited.

No person owning, harboring or having the custody and control of a dog shall permit such dog to be at large in the City of Rye, elsewhere than on the premises of the owner, unless:

- A. The dog is on the premises of another person with the knowledge and consent of such person.
- B. **The dog is in Rye Town Park within the permitted dog walking area which runs along the north of the park at Rye Beach Avenue and along the west side of the duck pond on Forest Avenue. This exception shall be in effect from Memorial Day through and including September 30 each year from 5 a.m. to 9 a.m. At all other times and in all other areas of the City of Rye, dogs are prohibited from running at large.**

Section 2. Chapter 76 “Dogs” is hereby amended by amending Section 76-6 “When leash required” as follows:

§ 76-6. When leash required.

- A. The owner, harborer or person having the custody and control of a dog in the City of Rye which is not on the premises of the owner or upon the premises of another person with the knowledge and consent of such person shall control and restrain such dog by a chain or leash not exceeding eight feet in length.
- B. **Exception. Summer Hours in Rye Town Park.**

The owner, harborer or person having the custody and control of a dog while in Rye Town Park may allow such dog(s) to be unleashed from 5 a.m. to 9 a.m. in the designated dog walking part of Rye Town Park which runs along the north of the park at Rye Beach Avenue and along the west side of the duck pond on Forest Avenue. At no time shall unleashed dogs be permitted to be on the boardwalk or on the beach. This exception to the leash law shall be effective from Memorial Day through and including September 30 of each

year. At all other times and in all other areas of the City of Rye, dogs must be leashed in accordance with § 76-6(A).

Section 3. Severability

If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder thereof.

Section 4.

This local law shall take effect on **May 28, 2011.**

DRAFT



For: Immediate Release
Contact: Bill Lawyer 914 689-5109
**Rye Town Park Commission Approves
Modification of Dog Regulations**

The Rye Town Park Commission voted at their April 26th meeting to modify the park's dog regulations during the in-season, "summer" period. This season runs from May 15 through September 30.

During that time, dogs will be allowed off the leash in the mornings up until 9:00 a.m. After 9:00 a.m. all dogs must be kept on the leash. The goal is to "keep Rye Town Park a safe and friendly place for everyone."

Suki Van Dijk, coordinator of the Dog Owners of Rye Town Park, said: "We think it is a great policy and look forward to enjoying the park with our dogs and fellow park goers."

Dog walkers are required to pick up after their dogs at all times. And, they must be "in control" of their dogs, to protect them from causing trouble for people or other dogs.

The policy will be enforced in coordination with Rye Town Park Security and the Rye City Police Department

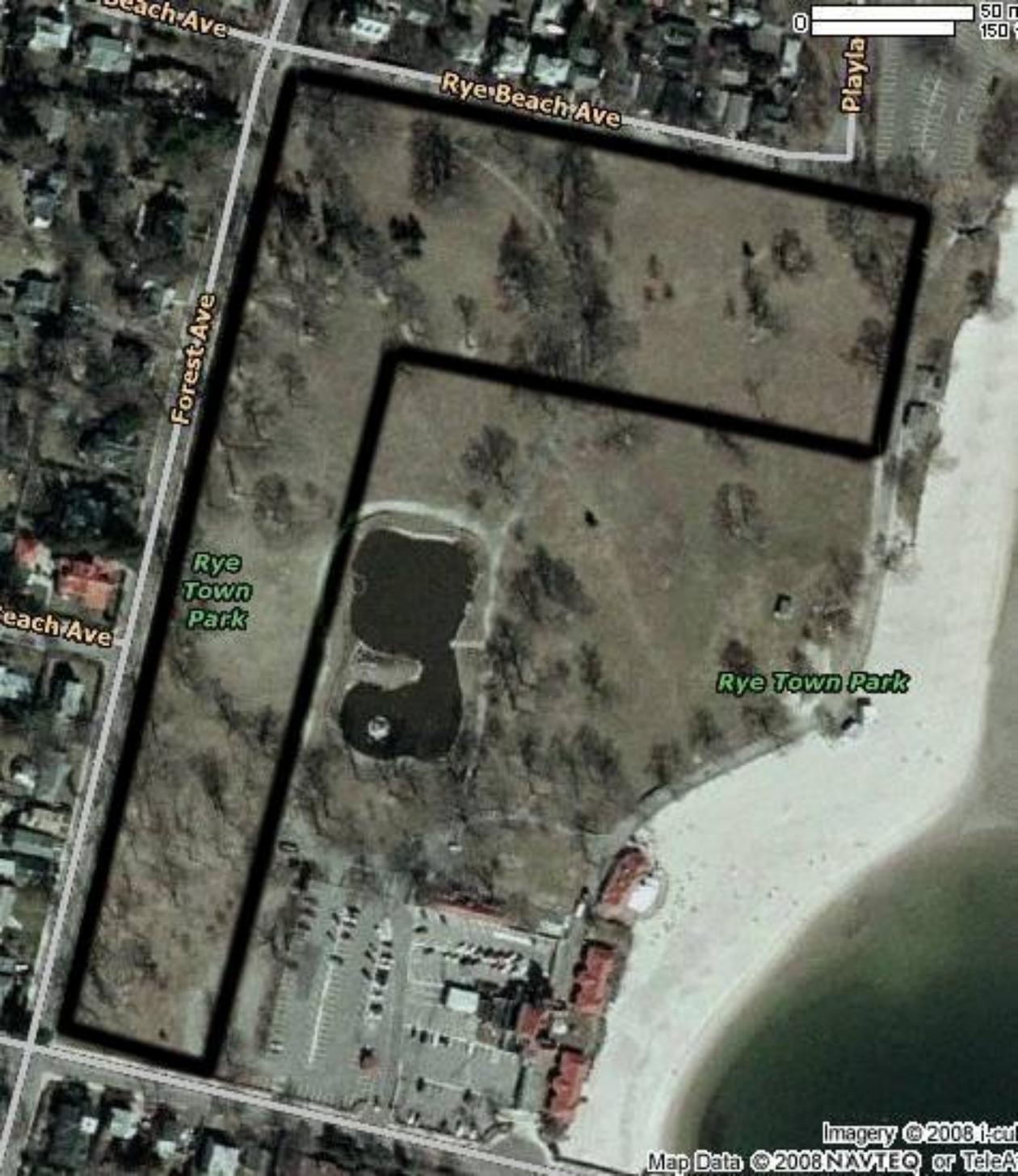
Throughout the summer season, regardless of the time of day, dogs must be kept in the designated dog walking part of the park. This area runs along the north of the park at Rye Beach Ave and along the west side of the duck pond on Forest Ave. See the attached map for details.

The Commission also stressed that dogs are "not allowed on the beach, near the restaurant, tower buildings, pavilion area, or in the duck pond."

The Commissioners called for everyone to follow four basic principles: cooperate with park rangers and staff; be considerate of other users of the park – especially seniors and children; be attentive to safety issues at all times; and, accompany and control your dog at all times.

"The policy will be closely monitored and evaluated for compliance," noted Mayor Doug French.

Anyone having a problem with dog owners not adhering to the rules should call the Rye City Police at 967-1234 or report it to the Rye Town Park Security Office at 967-0965.



0 50 m 150 m

Forest Ave

Rye Beach Ave

Playla

Rye
Town
Park

Rye Town Park

Beach Ave

Imagery © 2008 1-cr
Map Data © 2008 NAVTEQ or TeleA



CITY COUNCIL AGENDA

NO. 10

DEPT.: City Manager

DATE: May 11, 2011

CONTACT: Scott Pickup, City Manager

AGENDA ITEM: Resolution to amend the City of Rye's Foil procedures.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION: That the City Council amend the current FOIL procedures.

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND: The following changes are proposed to the City's FOIL Procedures:

- The Corporation Counsel would be the appeals officer for all appeals of FOIL requests. Currently the City Council hears appeals if they are submitted within ten business days of a City Council meeting with the Corporation Counsel handling all others.
- A new Section 9E would be created outlining at what point the City can charge the requestor for staff time.
- The wording of the procedures would be updated to comply with current requirements for electronic FOILs contained in the Freedom of Information Law.

See attached.

Procedures for Public Access to the Records of the City of Rye

Section 1. Purpose and Scope

- (a) These regulations are established pursuant to Article 6 of the Public Officers Law, known as the Freedom of Information Law.
- (b) These regulations provide the procedures by which records of the City of Rye may be obtained. ~~for inspection and copies thereof obtained.~~
- (c) Personnel of the City of Rye shall furnish to the public the information and records required by law and those which were furnished to the public prior to the enactment of the Freedom of Information Law, subject to the conditions contained in subdivision 2 of Section 87 of the Freedom of Information Law, or other provisions of Law.

Section 2. Designation of records access officer.

- (a) The City Manager shall be the Records Access Officer responsible for assuring compliance with these regulations, and designates the following persons as additional records access officers:
 - 1. The City Comptroller for all records in the Department of Finance.
 - 2. The City Assessor for all records in the office of the City Assessor.
 - 3. The Building Inspector for all records in the Department of Buildings.
 - 4. The City Engineer for all records in the Department of Public Works.
 - 5. The City Planner for all records in the offices of the Planning Commission and City Planner.
 - 6. The Police Commissioner for all records in the Department of Police.
 - 7. The City Clerk for all records in the office of the City Clerk and for all other records of the City of Rye not previously mentioned.
- (b) The records access officers shall be responsible for assuring appropriate responses to public requests for access to records. The records access officers shall assure that appropriate personnel are adequately instructed in and properly perform the functions described in Sections 6 and 7 of these regulations and shall supervise the administration of these regulations.

Section 3. Designation of fiscal officer.

The City Comptroller is designated the fiscal officer, who shall certify the payroll and respond to requests for an itemized record setting forth the name, address, title and salary of every officer or employee of the City of Rye.

Section 4. Location.

Records shall be available for public inspection and copying at the office of the records access officer at City Hall, Boston Post Road, Rye, New York, or at the location where they are kept.

Section 5. Hours for public inspection.

Requests for public access to records shall be accepted and records produced during all hours **City Hall is** regularly open for business except that all records must be returned to their proper custodian at least **30** minutes before closing time. ~~The City's hours of operation from Memorial Day through Labor Day shall be 8:30 A.M. to 4:30 P.M., Monday through Friday except holidays. The hours of operation for the remainder of the year shall be 9:00 A.M. to 5:00 P.M., Monday through Friday, except holidays.~~

Section 6. Request for public access to records.

(a) Requests for records shall be in writing (hard copy or electronically) in accordance with New York Public Officers Law. The custodian of the records has discretion to waive the requirement for written requests in appropriate circumstances.

(b) If records are maintained on the internet, the requestor shall be informed that the records are accessible via the internet and in printed form either on paper or other information storage medium.

~~(b)~~ **(c) Officials shall respond to a request for records no more than five (5) business days after receipt of the request. This response will acknowledge receipt of request and indicate that the requestor will receive a response within twenty (20) business days unless otherwise noted. Any electronic requests received after 5:00 P.M. will be considered received by the City on the next business day**

~~(c)~~ **(d) A request for access to records should be sufficiently detailed to identify the records. Where possible, the requestor should supply information regarding dates, titles, file designations or other information which may help identify the records.**

~~(d)~~ **(f) 1. A current list, by subject matter, of all records produced and retained in accordance with the Department of Education's State Archives Schedule MU-1, shall be maintained by each records access officer by the City Clerk or the appropriate records access officer and shall be available for public inspection and copying. The list shall be sufficiently detailed to permit the requestor to identify the file category of the records sought.**

2. The subject matter list shall be updated periodically and the date of the most recent updating shall appear on the first page. The updating of the subject matter list shall not be less than semiannual.
 3. A duplicate copy of such current subject matter list shall be filed by each records access officer with the City Clerk who shall consolidate and maintain all such current lists. Each records access officer shall keep a copy of these regulations with the subject matter list.
- (e) **(f)** Appropriate personnel of the City of Rye shall assist the requestor in identifying requested records.
- (f) **(g)** Upon locating the requested records, the appropriate personnel of the City of Rye shall, as promptly as possible, and within the time limits set in subsection (b) above, either:
- (1) Make the records available by either, (i) indicating a time and date when the records are available for review and inspection, or (ii) send the records electronically if the request was for electronic copies and the records can be sent electronically, or
 - (2) Deny access in whole or in part, and explain in writing the reasons therefore.
- (g) **(h)** Upon failure to locate records, the appropriate official shall certify that:
1. The City of Rye is not the legal custodian of the requested records; or,
 2. The requested records, after diligent search, cannot be found.

Section 7. Inspection and copying of records.

- (a) A person who has requested access to the public records of the City of Rye shall be given full opportunity to see and inspect such records unless access is denied as provided in Section 8 herein.
- (b) The requestor may also make a copy of the records he/she inspects. No record may be removed from the office where it is located without written permission of the person in charge of the office at that time.
- (c) Upon request and payment of the established fee, if any, the appropriate officer or employee shall prepare and deliver a transcript of such records.
- (d) Upon request and payment of the established fee, if any, an appropriate official of the City of Rye shall certify as correct a transcript prepared by the custodian of the records.

Section 8. Denial of access to records.

- (a) Denial of access to records shall be in writing stating the reason(s) therefore and advising the requestor of the right to appeal to the Corporation Counsel ~~City Council~~ within ten (10) business days of the denial. However, if the City Council does not meet within the statutory ten (10) business days following receipt of the appeal, the City's Corporation Counsel shall hear the appeal, unless the individual filing the appeal notifies the City Council in writing as part of the appeal that he/she would like the City Council to hear the appeal. In the event the individual prefers the appeal to be heard by the City Council, the individual agrees to waive the ten (10) day statutory period for hearing the appeal and the appeal will be heard at the next regularly scheduled City Council meeting. Appeals heard by either the Corporation Counsel ~~City Council Manager~~ or the Corporation Counsel are final determinations. (i.e. a City Council's determination on an appeal cannot be reheard by the Corporation Counsel and vice versa).
- (b) If requested records are not provided promptly, as required in Section 6(~~b~~) (c) of these regulations, such failure shall also be deemed a denial of access. In such cases, appeals must be filed within thirty (30) days of the date by which the records were to be made available.
- ~~(c) — The City Council shall hear and determine appeals from denials of access to records in the first instance with the City's Corporation Counsel hearing and determining appeals if there is no regularly scheduled City Council meeting within ten (10) business days after receipt of the appeal.~~
- ~~(d)~~ (c) The time for deciding an appeal by the City's ~~Council Manager~~ or the City's Corporation Counsel shall commence upon receipt of a written appeal identifying:
1. The date of the appeal.
 2. The date and location of the original record request.
 3. The records to which the requestor was denied access.
 4. Whether the denial of access was in writing or by failing to provide records in accordance with the applicable time periods.
 5. A copy of the written denial, if any.
 6. The name and return address (or email address) of the requestor.
- ~~(e)~~ (d) The appeal shall be determined by the ~~City Council Manager~~ or the City's Corporation Counsel's office within ten (10) business days if the receipt of the appeal. If the appeal is submitted via email, any emails received after 5:00 P.M. will be considered received on the next business day. Written notice of the determination shall be served upon the person requesting the record and the Committee on Open Government.

- (f) ~~(e)~~ A person requesting an exception from disclosure, or an agency denying access to record, shall in all appeal proceedings have the burden of proving entitlement to the exception.
- ~~(g)~~ **(f)** A proceeding to review an adverse determination upon appeal may be commenced pursuant to Article 78 of the Civil Practice Law and Rules in accordance with all applicable provisions of the law.

Section 9. Fees.

- (a) Except as otherwise specifically authorized by law, or by established practice prior to September 1, 1974, there shall be no fee charged for:
1. Inspection of records;
 2. Search for records;
 3. Any certification pursuant to this part.
- (b) The fee for a photocopy transcript of records shall be 25 cents per single sided page for pages not exceeding 9 by 14 inches. **The City has the authority to redact portions of a paper record and does so prior to the disclosure of the record by making a photocopy from which the proper redactions are made.**
- (c) The fee for photocopies of records exceeding 9 by 14 inches per page or any non-paper format (such as computer disk, microfilm, etc.) shall be the actual costs of reproduction, which shall be deemed to be the average unit cost for making such a photocopy, excluding fixed costs such as operator salaries, except when a different rate is otherwise prescribed by statute.
- (d) The fee for a transcript that is typed, handwritten, or otherwise prepared by hand shall cover the clerical time involved in making the transcript, including comparison for accuracy.
- (e) The fee the City may charge for a copy of any other record is based on the actual cost of reproduction and may include only the following:**
- (1) an amount equal to the hourly salary attributed to the lowest paid employee who has the necessary skill required to prepare a copy of the requested record, but only when more than two hours of the employee's time is necessary to do so; and**
 - (2) the actual cost of the storage devices or media provided to the person making the request in complying with such request; or**
 - (3) the actual cost to the agency of engaging an outside professional service to prepare a copy of a record, but only when an agency's**

information technology equipment is inadequate to prepare a copy, and if such service is used to prepare the copy.

(f) The City shall inform a person requesting a record of the estimated cost of preparing a copy of the record if more than two hours of an agency employee's time is needed, or if it is necessary to retain an outside professional service to prepare a copy of the record.

(g) A person requesting a record shall pay the City the required fee for copying or reproducing the record in advance of the City preparing such copy.

Section 10. Public Notice.

A notice containing the job title or name and business address of the records officers and the appeal body shall be posted in the Office of the City Clerk. A copy of these rules will be kept in the custody of each records officer and be made available for inspection upon request.

Section 11. Severability.

If any provision of these regulation or the application thereof to any person or circumstances is adjudged invalid by a court of competent jurisdiction, such judgment shall not affect or impair the validity of the other provisions of these regulation or the application thereof to other persons and circumstances.



CITY COUNCIL AGENDA

NO. 11

DEPT.: City Council

DATE: May 11, 2011

CONTACT: Mayor French

AGENDA ITEM: Two appointments to the Board of Architectural Review for a three-year term expiring on January 1, 2014, by the Mayor with Council approval.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION: That the Council approve the appointment of John R. Clark and Louis E. Rollano, P.E.

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND:



CITY COUNCIL AGENDA

NO. 12

DEPT.: City Council

DATE: May 11, 2011

CONTACT: Mayor French

ACTION: Designation of the Chairman of the Board of Assessment Review by the Mayor.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION:

IMPACT: Environmental Fiscal Neighborhood X Other:

BACKGROUND:



CITY COUNCIL AGENDA

NO. 12A DEPT.: Corporation Counsel DATE: May 11, 2011
CONTACT: Kristen Wilson, Corporation Counsel

AGENDA ITEM: Appeal of denial of Freedom of Information Law request made by Timothy Chittenden.

FOR THE MEETING OF:

May 11, 2011

RYE CITY CODE,

CHAPTER

SECTION

RECOMMENDATION: That the Council make a decision on the appeal.

IMPACT: Environmental Fiscal Neighborhood Other:

BACKGROUND: On April 11, 2011 two FOIL requests were received for:

1) All invoices and any other records of legal fees and expenses paid to Vincent Toomey or his law firm with regard to all FOIL requests filed by Timothy Chittenden from January 1, 2008 to the present.

2) All invoices and any other records of legal fees and expenses paid to Vincent Toomey or his law firm with regard to all FOIL requests not filed by Timothy Chittenden from January 1, 2008 to the present.

A response was sent to the requestor on April 15, 2011; that response is being appealed.