

APPROVED MINUTES of the Regular Meeting of the City Council of the City of Rye held in City Hall on April 11, 2018, at 7:30 P.M.

PRESENT:

JOSH COHN, Mayor
SARA GODDARD
EMILY HURD
RICHARD MECCA
JULIE SOUZA
BENJAMIN STACKS
DANIELLE TAGGER-EPSTEIN
Councilmembers

ABSENT:

None

The Council convened at 6:30 P.M. Councilman Mecca made a motion, seconded by Councilwoman Souza, to adjourn immediately into executive session at 6:30 P.M. to discuss personnel and litigation matters.

At 7:30 P.M., Councilman Mecca made a motion, seconded by Councilwoman Souza, to adjourn the executive session. The regular meeting of the City Council began at 7:47 P.M.

1. Pledge of Allegiance.

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

2. Roll Call.

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

3. Draft unapproved minutes of the regular meeting of the City Council held March 28, 2018.

City Clerk D'Andrea stated that there were several ministerial corrections made to the draft minutes.

Councilwoman Hurd made a motion, seconded by Councilman Mecca, to adopt the minutes as amended of the regular meeting of the City Council held March 28, 2018.

4. Continuation of the Public Hearing to amend local law Chapter 64, "Boats and Harbors" of the Rye City Code by amending provisions related to moorings.

Jim Murphy, American Yacht Club, addressed the Council. He stated support for the current draft of the local law.

Corporation Counsel Wilson read the revised definition for “mooring field” as amended for the April 11, 2018 draft.

There was discussion about the permanency of moorings, versus the storage of boats, which is not permanent. The Council recommended clarifying the language to this effect.

Councilman Mecca asked Boat Basin Supervisor Hogben to clarify whether the mooring law extends to swim floats. Mr. Hogben responded that the Boat Basin Commission hopes to remove swim floats in the future, as they present a liability and other municipalities do not allow them.

Councilwoman Hurd invited Supervisor Hogben to provide an overview of the mooring fields. Supervisor Hogben presented a report to the Council regarding the coastline, and the breakup of the moorings. In total, the 2016 survey showed that there were 435 moorings in total. He demonstrated several diagrams about the workings of a mooring.

Ryan Prime, 474 Milton Road, asked if the moorings were required to secure a permit by the DEC or the Army Corps of Engineers. Supervisor Hogben responded that the State allows Rye to permit moorings within its waters.

Councilwoman Hurd said that the City has had a hard time with the Tiki Bar with regard to non-payment of their moorings. Supervisor Hogben responded that with the enforcement power being afforded by the amended local law, the City would be able to enforce any non-payment and pull the moorings if the outstanding fees are not addressed.

Councilman Mecca made a motion, seconded by Councilwoman Hurd, to close the public hearing.

Councilwoman Hurd made a motion, seconded by Councilman Mecca, to adopt Local Law 2 of 2018, Chapter 64, “Moorings,” with the following language:

CITY OF RYE

LOCAL LAW NO. 2 2018

A local law to amend Chapter 64 “Boats and Harbors” of the Code of the City of Rye by amending Chapter 64, as follows:

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

Section 1: Chapter 64. Boats and Harbors

Article I. Boats and Docks.

§ 64-1. Excursion boats.

With the exceptions set forth in § 64-1(A), no person shall operate excursion boats within the City or operate boats regularly carrying passengers or freight, or both, without first obtaining the consent of the Council and subject to such restrictive provisions as the Council may deem advisable, except that this section shall not apply to boats or launches running to and from docks of Yacht Clubs

- A. Boat excursions for the purposes of duck hunting, kayaking, stand up paddle boarding or other similar contracted for activities shall be permitted upon issuance of a permit by the Boat Basin Supervisor.

Article II. Harbors

§ 64-2. Title, Scope and purpose.

A. This article shall be known as the “Harbor Ordinance of the City of Rye” and shall apply to all boats and moorings within City-regulated waterways, as defined in § 46-a of the Navigation Law, exempt the areas under the jurisdiction of the Westchester County Park Commission.

B. The general purpose of this article is to keep the harbor sanitary and safe, make the best use of available mooring space within the City waterways so as to accommodate more craft, avoid congestion, avoid obstruction of the channels and regulate the operation and speed of boats.

§ 64-3. Definitions.

BAY CONSTABLE - Seasonal employee as defined under Westchester County Civil Service

BOAT – Includes every kind of boat, houseboat, vessel, or floating craft, including but not limited to, jets skis, kayaks, paddle boards, and canoes.

BOAT BASIN SUPERVISOR – The administrative official appointed by the City Manager to oversee the Boat Basin daily functions.

MOORING FIELD – The Rye Harbor Mooring Field is that portion or portions of the harbor which have sufficient depth of water for the mooring of boats, and which have proper and secure permanent moorings organized in a safe separation pattern for the storage of boats. The mooring field shall not include or intrude upon any portion of the navigable channels in the harbor.

YACHT CLUB – A club organized to promote and regulate yachting and boating.

§ 64-4. Boat identification.

- A. All boats anchored or moored in Rye’s waterways, including docks, shall be registered or documented in compliance with federal and state laws and in accordance with this Chapter.
- B. Identification. Vessel operators shall identify themselves and produce the vessel’s registration to city, state or federal law enforcement authorities upon request. Failure

to produce such registration upon request shall be presumptive evidence of a violation of this section.

§ 64-5. Discharges from boats.

No garbage, oil, sludge, paper, refuse, debris, sewage or waste material of any kind shall be thrown, deposited or permitted to fall from any boat into any part of the City waterways, except insofar as otherwise permitted in the use of toilet facilities as provided in this article.

§ 64-6. Toilet facilities.

The owner and operator of every boatyard or marine service yard which provides berths for boats, and the owner and operator of every yacht club, marine service yard or any other property which provides, at such club, yard or property, accommodations for berthing dinghies or other tenders for boats equipped with toilets, moored or operated in City waterways, shall maintain suitable toilet facilities on shore for the accommodation of the users of said boats and shall post a sign clearly visible to the users of said boats, reading in substance as follows: "The Harbor Ordinance of the City of Rye prohibits discharging contents of toilets of boats into Milton Inner Harbor, the areas of Mamaroneck Harbor and Port Chester Harbor within the junction of the City of Rye and within 500 feet of any bathing beach, and requires that when such boats are occupied, the toilets thereof shall be rendered inoperative. The owner and person in charge of each offending boat is liable for the penalty prescribed."

§ 64-7. Living on boats.

A. Except as hereinafter provided, no person shall live on any boat moored or docked in a marina or in waters within 500 feet of any bathing beach.

B. No person shall live on any boat moored or docked in Milton Inner Harbor or in the areas of Mamaroneck Harbor and Port Chester Harbor within the jurisdiction of the City of Rye for more than 48 hours, during which any person living on such a boat must fully comply with § 64-5 hereof.

C. Subsection B of this section shall not apply to commercial boats while actively engaged in construction or dredging work or discharging cargo, or to boats occupied by owners and crews only while being repaired in a boatyard, provided that there is full compliance with § 64-5 hereof.

D. The use of galley stoves or other cooking or heating appliances using gasoline for fuel on boats in Milton Inner Harbor is prohibited.

§ 64-8. Noise on boats.

The operation of any radio, or television or the use of any musical instrument or other sound-making instrument or device on any boat in such a manner as to disturb the peace is prohibited, except that the transmission of audible signals that are necessary for normal navigation or for emergency purposes is permitted.

§ 64-9. Moorings and floats.

Within the jurisdictional area provided by § 46-a of the Navigation Law and § 64-2 of this chapter, the following restrictions apply:

- A. No boat shall be moored within the lines of any channel.
- B. No person shall anchor or moor a vessel or float in a mooring area without first obtaining an annual mooring permit from the Boat Basin Supervisor. Such permit shall be applied for on forms available at the Boat Basin and shall be accompanied by an application fee, current inspection certificate, and proof of insurance as shall be fixed from time to time by resolution of the City Council. The person shall file annually with the Boat Basin a local address of an authorized agent for legal service of process, in order to have a local contact in case of an emergency or violation of this chapter. Upon receipt of a properly prepared application, the Boat Basin Supervisor shall determine if the application is complete and, if so, shall process the application. No application shall be deemed complete until the permit fee is paid. No permit shall be issued if the person has any unpaid dues or fees from prior years. Any neighborhood association, Yacht Club, or other entity administering the moorings of its membership which has a regular and comprehensive mooring administration and annual maintenance program shall submit a list of the moorings which require a permit on an annual basis. Such list shall also include either the name of the boat or the registration number as well as the GPS coordinates of all moorings. The annual submission shall include the quantity of moorings in the program, payment of the permit fee for that quantity of moorings and a certification to the Boat Basin Supervisor that each mooring within the program has been properly and safely maintained in accordance with the provisions of Sec. 64-9(F). The annual submission shall also include the name, local address, cell phone number and email address of two authorized agents for emergency contact and legal service of process for the moorings on the list.
- C. An annual mooring permit, which contains the name of the authorized mooring location in the City of Rye, shall be valid for a period of one year, commencing April 1 of each year and terminating on December 1 of the same year. The number must be permanently affixed to said raft and/or float. The Boat Basin Supervisor may promulgate regulations governing rafts and floats, subject to the approval of the State Commissioner of Parks, Recreations and Historic Preservation and the City Council.
- D. No boat shall be moored in such a manner as to interfere with the use of a preexisting mooring. The right to use a mooring space shall be based on a first-come first-served basis. A neighborhood association, Yacht Club or other entity administering the moorings of its membership may maintain lists identifying its owners and shall file copies of this information with the Boat Basin.
- E. A mooring location shall be occupied only by the vessel or float assigned to the location, unless written consent is granted by the Boat Basin Supervisor to use the mooring for another vessel or float. Neighborhood associations, Yacht Clubs or other

- entities which maintain a comprehensive mooring program may assign locations within their Mooring Field to particular boats and may move boats as needed for safety. The vessel which is assigned a location or granted written consent shall be fully registered, and all registration and current contact information shall be provided to the Boat Basin Supervisor.
- F. Moorings top rigs must be hauled and serviced each year. A winter stick shall be used during winter and a clearly visible float or buoy shall be used at all other times in accordance with the Uniform State Waterway Marking System. Failure to use a winter stick will result in a denial of a mooring permit for the following season. A permanent mooring shall be raised at least once every three years for inspection, at the owner's expense. The Boat Basin Supervisor may accept a written statement from the manager of a Yacht Club or other entity's mooring maintenance program or from a contractor certifying that he/she has inspected the mooring and that it is in safe condition. The inspection certificate shall be dated and signed by the person who has done the inspection and shall certify that the mooring anchor, all ground tackle, including lines, shackles, swivels and chains, are in safe condition.
- G. Unsafe moorings or abandoned moorings, which represent a hazard to navigation, may be removed at the direction of the Boat Basin Supervisor or the Rye Police Department. If directions given by the Boat Basin Supervisor with respect to the removal of unauthorized moorings or changes in location are not carried out within seven days after notice from the Boat Basin Supervisor or the Rye Police Department in person, or by the posting of the order in a visible location in a waterproof envelope on the mooring device, or by regular and certified mail, if a mailing address is known, the Boat Basin Supervisor may cause such moorings to be removed and temporarily stored at the owner's expense.
- H. After removal of any vessel or mooring device as provided in this article, the Boat Basin Supervisor may store or cause such vessel or mooring device to be stored in a suitable place at the expense of the owner. Removal of vessels and moorings shall be removed by a third party contractor for the City. Such owner may redeem the same upon payment of all City fines and fees to the City and of all expenses owed to the person with whom such property is stored.
- I. A mooring buoy shall be constructed of Styrofoam, plastic, metal or other material and be spherical, conical or cylindrical in shape and no less than six (6) inches or more than twenty four (24) inches in diameter. The portion above the waters shall be no less than six (6) inches or more than twenty four (24) inches, exclusive of whips or staffs. Each buoy shall be painted white except portions which are painted with anti-fouling paint. The mooring permit number shall be clearly marked on the mooring buoy and shall be of bold, clear numeral, four inches in height, of a contrasting color, or engraved into buoys, clearly visible. Each permanent mooring buoy anchor shall be of mushroom type only.

§ 64-10. Notice of removal and sale at auction.

It shall be the duty of the Boat Basin Supervisor to ascertain, to the extent possible, the last record owner and lienholder, if any, of the vessel or mooring and to notify such owner and lienholder, if any, by regular and certified mail, informing them of the removal and storage of such vessel or mooring and of the amount which will be required to redeem the same; the amount of unpaid summonses, if any, which must be paid at the time of redemption of the vessel or mooring; that title to such vessel shall vest in the City of Rye; and that such vessel may be sold at public auction or otherwise disposed at the direction of the Boat Basin Supervisor if not redeemed within thirty (30) days of such notice.

§ 64-11. Hazards to navigation.

Any boat, raft or float which becomes a menace to navigation or unseaworthy or sinks, grounds or otherwise becomes disabled shall be removed by the owner or person in charge thereof upon order of the Police Department of the City of Rye, including Bay Constables, Boat Basin Supervisor and any other official authorized pursuant to § 64-15 below. If such boat is not removed within five days after an order to do so, it may be removed by or at the discretion of the enforcement authorities at the expense of the owner or person in charge of said boat. Such removed boats shall be disposed of in accordance with federal, state and City rules and regulations.

§ 64-12. Speed limit.

No motor-drive boat shall be operated at a speed exceeding five statute miles per hour, except for boats and vessels operated by police, emergency officials or federal enforcement officials in the line of duty or under emergency circumstances. In addition, no vessel shall be operated by any persons within such limits so as to make dangerous wakes that have the potential to cause injury to persons on another vessel or to cause damage to another vessel, structure or shoreline.

§ 64-13. Observance of navigation laws.

All provisions of the Navigation Law of the State of New York, all laws enacted by the Congress of the United States and all rules and regulations of the United States Coast Guard governing navigable or inland waters of the United States, insofar as they are applicable to the City waterways, are hereby made applicable to same.

§ 64-14. Power to adopt rules.

The Boat Basin Commission of the City of Rye shall have the power to adopt rules and regulations governing the use of the City of Rye marina, subject to the approval of the City Council.

§ 64-15. Enforcing authority.

The enforcing authority of this article shall be the Police Department of the City of Rye or duly authorized personnel, including Bay Constables and any other official authorized to issue summonses and appearance tickets pursuant to Article 150 of the New York

State Criminal Procedure Law.

§ 64-16. Penalties for offenses.

A. Any person, firm, association or corporation violating any of the foregoing provisions of this chapter shall be guilty of an offense and may, upon conviction, be punished by a fine not exceeding \$250 or imprisonment not exceeding 15 days, or both, for each and every day in violation.

(1) In addition, any person who has been convicted of a violation of this Chapter herein shall have any current permits revoked and may not be permitted to apply for or to receive permits for two years.

B. Appeals. The City Manager shall be empowered to hear and decide appeals from and review any order, requirement, decision or determination made by the Boat Basin Supervisor with respect to the issuance or revocation of a mooring permit.

(1) Request for hearing. Upon the denial of a permit by the Boat Basin Supervisor in connection with the issuance of a mooring permit or upon issuance of a notice of revocation of any such permit, the aggrieved applicant may, within 10 days after receiving written notice from the Boat Basin Supervisor, file an appeal, in writing, in the office of the City Manager requesting a review of any such determination. The City Manager shall hear and decide such appeals and may reverse or affirm, wholly or partly, or may modify the determination appealed from and/or make such determination and order which, in his or her opinion, should be made under the circumstances.

(2) Hearing. Upon receipt of a request for a hearing as provided above, the City Manager shall set a time and place for a hearing. Such hearing shall commence no later than thirty (30) days after the date on which the request was filed, unless an extension of said time period is agreed upon by both the City Manager and the aggrieved party. Failure by the City Manager to commence said hearing within the above-specified time period shall not be deemed to constitute approval of such request if good and sufficient reason exists.

(3) Conduct of hearing. The applicant or his/her representative shall be given an opportunity to show cause why such decision by the Boat Basin Supervisor should be modified or withdrawn. The burden of proof in this regard shall be upon said applicant or his/her representative, who shall be required to demonstrate by a fair preponderance of the evidence that the Boat Basin Supervisor's decision should be withdrawn or modified.

(4) Findings. Upon consideration of the evidence presented, the City Manager shall sustain, modify or revoke the Boat Basin Supervisor's decision.

§ 64-17. Disclaimer of responsibility for City.

The City assumes no responsibility for the safety of any vessel at the Boat Basin and shall not be responsible for loss or damage or injury to persons or property due to wind, waves, theft, collision, chafing, vandalism, fire, ice, low water levels, or any other cause. The City shall not be liable for any damage to the vessel occurring before, during or after a severe storm, hurricane, or other emergency, for service performed, or for the failure to provide services. In addition, the City shall not be responsible for any damages incurred from the removal, towing, hauling or storage of the vessel, mooring or any other equipment.

Section 2: Severability.

If any clause, sentence, paragraph, section or part of any section of this title shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy and in which such judgment shall have been rendered.

Section 3: Effective date.

This local law will take effect immediately on filing in the office of the Secretary of State.

ROLL CALL

AYES: Councilmembers Goddard, Hurd, Mecca, Souza, Tagger-Epstein, Stacks, Mayor Cohn
NAYS: None
ABSENT: None

5. Public Hearing to amend Chapter 197, "Zoning", Article VIII "Tables of Regulations: Table B Business Districts-Use Regulations Column 3 Permitted Accessory Uses" to amend the notification requirements related to Seasonal Outdoor Customer Seating Annual Permits.

Councilman Mecca made a motion, seconded by Councilwoman Souza, to open the public hearing. There were no members of the public present to speak.

Councilman Mecca stated that the current law has a notice distance of 500 feet from the subject property and is required to present proof of certified mailings to property owners within that 500 foot radius. Councilman Mecca also explained that this requirement was inconsistent with the requirements of the Zoning Board of Appeals, Planning Board, or Board of Architectural Review. The proposed changes would amend the notice requirement, limiting it to 300 feet, and providing proof of certificate of mailing.

On a related note, Councilman Mecca reported that at the Planning Commission of April 10, 2018, Playland Market applied for outdoor seating, unfortunately needing to abide by the law as it stands today. Amending this portion of the local law would likely give relief to businesses for the 2019 season.

There being no one further to speak on the issue, Councilman Stacks made a motion to close the public hearing, seconded by Councilman Mecca and unanimously carried.

Councilman Mecca made a motion, seconded by Councilwoman Souza, to adopt Local Law 3 of 2018, amending Chapter 197, "Zoning," as follows:

CITY OF RYE
LOCAL LAW NO. 3 2018

A local law to amend Chapter 197 "Zoning", Article VIII "Tables of Regulations: Table B Business Districts-Use Regulations Column 3 Permitted Accessory Uses" to amend the notification requirements related to Seasonal Outdoor Customer Seating Annual Permits as follows:

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

Section 1: Chapter 197. Zoning

Article VIII. Tables of Regulations: Table B Business Districts-Use Regulations Column 3 Permitted Accessory Uses.

§ 197-86. Table of Regulations.

B-1 Neighborhood Business Districts.

(3) Seasonal outdoor customer seating annual permit.

(i) For properties located in the B-1 Neighborhood Business District, the applicant shall notify the neighbors by sending out a public notification provided by the City. The applicant shall prepare a notification list, based on the most current City of Rye Tax Maps and Tax Assessment roll, showing the Tax Map sheet, block and lot number, the owner's name and owner's mailing address for each property located, wholly or partially, within 300 feet of the subject property. If a property on the public notification list is also listed as a cooperative or an apartment, the notice shall be mailed to the property owner of record. These mailing requirements must be performed in accordance with the following requirements:

[1] The mailing shall be limited solely to the notice provided by the City.

[2] The notice shall be mailed to all property owners a post office or official depository of the Postal Service at least 10 days prior to the submission of the outdoor dining application to the City. The applicant must obtain a certificate of mailing for every notice mailed.

[3] The applicant must provide to the City a copy of the notice that was circulated and a copy of the certificate of mailings.

Section 2: Severability.

If any clause, sentence, paragraph, section or part of any section of this title shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy and in which such judgment shall have been rendered.

Section 3: Effective date.

This local law will take effect immediately on filing in the office of the Secretary of State.

ROLL CALL

AYES: Councilmembers Goddard, Hurd, Mecca, Souza, Tagger-Epstein, Stacks, Mayor Cohn
NAYS: None
ABSENT: None

6. Residents may be heard on matters for Council consideration that do not appear on the agenda.

Ryan Prime, 474 Milton Road, addressed the Council. He asked about litter derived from the recycling process in Rye. He asked City Manager Serrano to explain the process for the recycling pickup at the curbside. City Manager Serrano explained that the items are picked up by the DPW, transported to Disbrow Park, and then the County picks up the items from Disbrow Park.

Mayor Cohn clarified that Mr. Prime's issue was whether the process could be amended to avoid falling debris from the County's trucks due to the front loading vehicles used.

City Manager Serrano responded that he could ask both City staff and the County about feasibility to change the current agreement.

Councilman Mecca explained that the County's recycling program takes the recyclable items to the Yonkers facility.

Councilwoman Hurd and Councilman Stacks asked whether there could be a better option to avoid these objects from being strewn about in transit.

Councilwoman Souza also agreed, asking whether the City could try and mitigate any issues that may occur within the first transfer between a home and the Disbrow Park facility.

Ray Tartaglione, 10 Hen Island, asked that the Council address the issues on Hen Island and enforce the applicable code. He talked about other locations with similar housing to Hen Island. He cited City Code Sec. 108-25 regarding plumbing.

Mayor Cohn responded that the Council will turn this issue over to the Building Department.

7. Consideration to set a Public Hearing for April 25, 2018 to amend local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-21, “No parking, standing or stopping”, to prohibit parking on the west side of Coolidge Drive from Osborn Road to Harding Drive. Section 191-20.F, “Four-hour limit between the hours of 8:00 a.m. and 6:00 p.m., except on Saturday and Sundays”, by adding the following: Osborn Road – northernmost access drive to Osborn School to Theall Road; Coolidge Avenue – east side from Harding Drive to Osborn Road; and Theall Road – west side from the southerly end of the dedicated parking lane to Osborn Road.

Brian Dempsey, Chair of the Traffic and Pedestrian Safety Committee, addressed the Council. He explained that this issue has been ongoing for a number of years, as many commuters park in these neighborhoods to walk to the Harrison Train Station. He explained that Woods Lane had changed to a four-hour parking limit, followed by a stretch of Osborn Road. However, Mr. Dempsey explained that the “parking creep” has moved up; affecting Coolidge and parts of Osborn Road. Mr. Dempsey stated that the school has signed off on the proposed parking regulations that will be the subject of a public hearing.

Mayor Cohn thanked the school for being so cooperative in anticipation of the proposed parking changes. He further reminded the community that there will be upcoming construction at the Harrison train station with the Avalon development. He was hopeful that the creep would recede with the addition of new parking in the future.

There was discussion over limited parking for commuters in general. Councilwoman Tagger-Epstein recounted this same issue that the Council faced in 2016 with the surrounding neighborhood.

Councilwoman Souza stated that enforcement needs to happen to make sure this is successful.

Councilwoman Goddard commented that to that same point, she had heard resident feedback that parking enforcement might be a concern on Mead Place near the YMCA. There was discussion about residents’ needs with parking in front of their own property. Councilwoman Goddard asked if the City had ever looked into residential permit parking.

Councilwoman Tagger-Epstein responded that the City had previously looked into this issue, but New York State law requires that if the City takes up resident parking permits, 25 or 30% of those permits would be required to go to non-residents.

Councilwoman Souza asked about the parking creep model that has been happening systematically in the Osborn area. She said she wanted to make sure were not creating another issue. However, the general consensus was that the creep would likely continue.

Councilwoman Tagger-Epstein said that she had recently reviewed emails and correspondence on the issue from 2016. There was concern about pedestrian/ crosswalk safety in the area. She said the issue was much larger than just neighbor inconvenience.

Councilwoman Souza asked about commuters and those picking up children sharing the area.

Councilwoman Tagger-Epstein stated that in her experience standing on that corner, many neighborhood children walks to school. She felt that the commuters' cars being present made it even more dangerous for the children.

Councilwoman Hurd commented these issues are screaming for public transportation; she said that the City would be embracing creative solutions for commuters.

Mr. Dempsey stated that the Traffic and Pedestrian Safety Committee had been looking at the walking paths to the schools.

Mayor Cohn thanked Mr. Dempsey for his insight.

Mary Ann Haines, 2 Coolidge Avenue, addressed the Council and stressed the gravity of the safety issue for her children and others due to the vehicular traffic and parking due to the proximity of the Harrison Train Station. She stated it was only a matter of time before an accident occurs due to a lack of visibility. Dr. Haines distributed 30 photos the Council, demonstrating what occurs on a daily basis on Coolidge and showed a short video clip taken to demonstrate daily traffic. She stated that the hazards were present at all hours of the day. She asked that the Council limit the traffic in this area before tragedy occurs.

Councilman Stacks asked Mr. Dempsey about the proposed improvements with regard to slowing the speed on Osborn and Theall Road. Mr. Dempsey replied that speed would not be significantly slowed, but was more for traffic safety and pedestrian safety in general.

Councilwoman Tagger-Epstein made a motion, seconded by Councilwoman Hurd and unanimously carried, to set a public hearing for April 25, 2018 to amend local law Chapter 191, Vehicles and Traffic, of the Rye City Code, Section 191-21, "No parking, standing or stopping", to prohibit parking on the west side of Coolidge Drive from Osborn Road to Harding Drive. Section 191-20.F, "Four-hour limit between the hours of 8:00 a.m. and 6:00 p.m., except on Saturday and Sundays", by adding the following: Osborn Road – northernmost access drive to Osborn School to Theall Road; Coolidge Avenue – east side from Harding Drive to Osborn

Road; and Theall Road – west side from the southerly end of the dedicated parking lane to Osborn Road.

8. Consideration of a request by the Lustgarten Foundation Cancer Research Institute for use of city streets on Sunday, April 15, 2018 from 9:00 a.m. to 12:00 p.m. for their annual Westchester Pancreatic Cancer Research Walk.

Mayor Cohn explained that this was an annual event, and was set to take place on April 15, 2018.

Councilman Mecca made a motion, seconded by Councilwoman Tagger-Epstein and unanimously carried, to approve a request by the Lustgarten Foundation Cancer Research Institute for use of city streets on Sunday, April 15, 2018 from 9:00 a.m. to 12:00 p.m. for their annual Westchester Pancreatic Cancer Research Walk.

9. Consideration of a request from Ms. Hogan to temporarily amend parking on Milton Road and at snow field to accommodate the annual house tour on May 18, 2018.

Councilwoman Goddard said that by way of background, Lisa Hogan is a co-chair of the house tour for the middle school, and she mentioned that one of the homes is on Milton road. With limited parking, the City has been asked to allow parking at the Snow Field for May 18, 2018.

Councilwoman Goddard made a motion, seconded by Councilwoman Souza and unanimously carried, to approve the request to temporarily amend parking on Milton Road and at the Snow Field to accommodate the annual house tour on May 18, 2018.

10. Appointments to Boards and Commissions, by the Mayor with Council approval.

Mayor Cohn appointed Bill Lawyer to the Conservation Commission Advisory Council for a three-year term, expiring January 1, 2021.

Mayor Cohn appointed Amy Kasavan to the Sustainability Committee.

The Council unanimously approved the Mayor's appointments.

11. Miscellaneous communications and reports.

Councilman Stacks announced that the Rye Golf Club is open and the course was fully operational for the season. Secondly, Councilman Stacks announced that there would be an update from the Finance Committee at the next council meeting with regard to their progress in 2018.

Councilwoman Souza, on behalf of Rye Recreation, thanked the Lady's Auxiliary of the Rye Fire Department for putting on a great annual egg hunt in honor of Carol Kirby. She also announced that the annual Little League and Rye Girls Softball parade would be held on

Saturday, April 14, 2018. Spring class registration and camp registration is open on the Rye Recreation website. Councilwoman Souza lastly announced that important upcoming events would be held on Monday, May 28, 2018 for Memorial Day, and the Annual Food Truck Festival would be held on June 23, 2018.

Councilwoman Tagger-Epstein reminded the community about the upcoming Holocaust Remembrance Day. She felt it important to bring awareness to this importance day, especially in light of those who deny this important history. Further, she stated that there had been a 57% increase in anti-Semitic incidents between 2016 and 2017. She announced that there would be an event April 12, 2018 at the Garden of Remembrance in White Plains, which will feature 25 rescued Torahs from the Holocaust. Councilwoman Tagger-Epstein lastly stated that if everyone was to hold a minute of silence for each Holocaust victim, they would be silent for 11 and a half years.

Councilwoman Hurd announced that the Boat Basin slips were filling up for the season. The Boat Basin Commission would hopefully be receiving the dredging samples in the coming week. Councilwoman Hurd also announced that the Chamber of Commerce meeting will be held next month. On behalf of the Flood Advisory Committee, the Governor's Office on Storm Recovery will be meeting with the City to discuss moving forward with certain projects for the New York Rising grant. Councilwoman Hurd also announced that Rye Town Park continues to work on the restaurant contract, and looks forward to a great season. The restaurant is scheduled to open at the end of May 2018.

Councilwoman Goddard announced that there will be a cleanup sponsored by the Rye Sustainability Committee on April 21, 2018 at Rye Town Park and Oakland Beach. Volunteers of all ages were welcome, and more information could be found on the website and on the Facebook page. The event will begin shortly before 9:00 A.M. in the Oakland Beach parking lot. Councilwoman Goddard also announced that the next Green Screen, featuring the issues surrounding plastic straws, will be held at Rye Country Day School on April 19, 2018 at 6:00 P.M. There will be refreshments followed by the screening. The event is free, but registration on Eventbrite is encouraged. Lastly, the YMCA's Rye Derby will be held on April 29, 2018. Registration for that event ends on April 28, 2018.

Councilwoman Souza added that the Midland Fair will be held on April 21, 2018.

Councilwoman Hurd reminded the community about the upcoming Community Conversation event at 10:00 A.M. on May 5, 2018. She added that with respect to the Memorial Day Parade and event, there would be a call for young student singers to join in the ceremony.

Mayor Cohn invited the community to attend the Coffee with a Cop event on Saturday, April 14, 2018 at the Granola Bar on Purchase Street from 8:00 A.M. to 10:00 A.M. Mayor Cohn invited all to attend, as it would be a chance to get to know the police officers in Rye.

12. Old Business.

There was nothing discussed under this agenda item.

13. New Business.

There was nothing discussed under this agenda item.

14. Adjournment.

There being no further business to discuss, Councilman Mecca made a motion at 9:06 P.M., seconded by Councilman Stacks and unanimously carried, to adjourn the regular meeting of the City Council.

Respectfully submitted,

Carolyn D'Andrea
City Clerk