

# **Exhibit**

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**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of an Act to amend the County's 2016 Capital Budget (the "Capital Budget Amendment") in connection with capital project RP028 – Playland Structural Restoration ("RP028").

Your Committee is advised that the Capital Budget Amendment will amend the County's 2016 Capital Budget to increase the County share for this project by \$2,300,000. The Department of Parks, Recreation and Conservation (the "Department") has advised your Committee that the amendment is requested to move \$500,000 from 2018 and \$1,800,000 from "Under Review" to the current year, for a total increase of \$2,300,000. This amount, when combined with the current appropriations of \$7,298,000, represents \$9,598,000, the total cost for all five components.

The Department has advised your Committee that this project addresses the needs of various buildings and structures which are not addressed in other Playland projects. Small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

The Department has further advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQRA") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

In addition, Section 167.131 of the County Charter mandates that a capital budget amendment that introduces a new capital project or changes the location, size or character of an existing capital project be accompanied to the Board of Legislators by a report of the Westchester County Planning Board (the "Planning Board") with respect to the physical planning aspects of the project. Accordingly, the necessary Planning Board report for RP028 is attached hereto.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to amend the County's Capital Budget.

Your Committee has carefully considered the proposed Capital Budget Amendment in the amount of \$2,300,000 and recommends approval of the proposed Act. Your Committee notes that there are five (5) bond acts associated with this capital project and that said bond acts can only be enacted following adoption of the Capital Budget Amendment.

Dated: 4/11/16, 2016  
White Plains, New York

*ai R*  
Catherine Parker (wop)  
Margaret A. Cuyco  
*FTZ*  
28 11/12

*Benjamin Boylston*  
*FTZ*  
28 11/12

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Catherine Parker (wop)  
Benjamin Boylston  
Margaret A. Cuyco  
*FTZ*  
28 11/12

COMMITTEE ON

s:jpg/1.07.16

Labor, Parks, Planning  
Housing

Infrastructure

Budget &  
Appropriation

RESOLUTION 16-03

WESTCHESTER COUNTY PLANNING BOARD

Amendment of Planning Board Report on 2016 Capital Project Requests  
RP028 Playland Structural Restoration

WHEREAS, the County Executive will submit legislation to the County Board of Legislators which would authorize an amendment to change the project scope and increase funding by \$2,300,000 for Capital Project RP028 Playland Structural Restoration; and

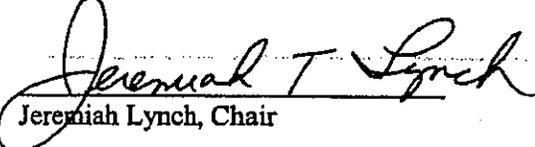
WHEREAS, the project scope will be amended to show rehabilitation and/or relocation of the arcades, restrooms, employee area, food structures, and games row; and

WHEREAS, the Planning Board acknowledges the importance of maintaining the facilities operated and maintained by the Department of Parks, Recreation and Conservation and notes that one of the recommendations in the 2006 Playland Master Plan is to "protect, enhance and expand the park's unique, historic and memorable environment"; and

WHEREAS, the project is consistent with the County Planning Board's long-range planning policies set forth in *Westchester 2025—Context for County and Municipal Planning and Policies to Guide County Planning*, adopted by the Board on May 6, 2008, amended January 5, 2010, and its recommended strategies set forth in *Patterns for Westchester: The Land and the People*, adopted December 5, 1995, in that it will enhance the use of recreational facilities; now therefore, be it

RESOLVED, that the County Planning Board, pursuant to Section 167.131 of the County Charter, amends its Report on the 2016 Capital Project Requests to include the attached report on Capital Project RP028 Playland Structural Restoration under the heading of Parks, Recreation and Conservation, and gives the project a rating of "PL2HP" - "approved in concept, subject to review when more detailed studies or plans are prepared."

Adopted this 5<sup>th</sup> day of January 2016

  
Jeremiah Lynch, Chair

**RP028: Playland Structural Restoration**

**FIVE YEAR CAPITAL PROGRAM (In thousands)**

	Estimated							
	Ultimate	Approp-						Under
	Total Cost	riated	2016	2017	2018	2019	2020	Review
<b>Gross</b>	13,298	1,098	6,200	0	500	0	0	5,500
<b>Less non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	13,298	1,098	6,200	0	500	0	0	5,500

**Project Description:**

This project addresses the infrastructure needs of approximately 85 buildings and structures which are not addressed in any other Playland capital project. The project will facilitate the rehabilitation and/or relocation of buildings throughout the park in a phased approach.

**APPROPRIATION/FUNDING REQUESTS:**

Existing: Design and study of improvements. Construction of initial phases of structural restoration.  
2016: Design and construction: Arcades, restrooms, employee area, food structures, games.  
2018: Design and construction: Arcades, restrooms, employee area, food structures, games.  
Under Review: Design and construction: Arcades, restrooms, employee area, food structures, games.

**JUSTIFICATION:**

Many of Playland's buildings and structures are over ninety years old and in severe need of repair with substantial decay of roofs, foundations and facades. These structures now exist beyond their useful life in a challenging salt air environment where wood life is substantially decreased. While most of the larger buildings and structures are addressed through the existing Capital Program there are approximately 85 smaller buildings which are not included in any other project and are an integral part of the park's appearance and operation and cannot be ignored or neglected. This project will enhance safety for both workers and patrons while improving park operations and appearance. This project is recommended and has been endorsed by the Playland Master Plan.

**CONSISTENCY WITH PROGRAMS OR PLANS:** Undertaking the proposed improvements will meet one of the objectives of the 2006 Playland Park Master Plan to "maximize the efficient maintenance and operation of the park."

**OTHER ISSUES:** Projects with historic preservation impacts should be addressed by professionals with experience and expertise in historic preservation.

**Planning Board Analysis:**

**PL2HP:** The Planning Board supports projects with the goal to keep park facilities in a well-maintained state. Performing physical improvements on a priority basis reflects a comprehensive approach to undertaking capital improvements. The rehabilitation of smaller park service, storage, and staff facilities is critical to ensuring the ability of employees to provide good cyclical maintenance for all Playland facilities. However, the scope of these improvements should be consistent with the findings of the park's master planning. Also, the Planning Department will monitor both the placement of new buildings and design of proposed improvements to insure they will be consistent with Playland's National Historic Landmark character.

An Act amending the 2016 County  
 Capital Budget Appropriations for  
 Capital Project RP028 - Playland  
 Structural Restoration

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

Section 1. The Capital section of the 2016 County Budget is hereby amended as follows:

	Previous 2016 Appropriation	Change	Revised 2016 Appropriation
I. Appropriation	\$7,298,000	\$2,300,000	\$9,598,000

Capital Project RP028 - Playland Structural Restoration

Section 2. The estimated method of financing in the Capital Section of the 2016 Westchester County Capital Budget is amended as follows:

II. METHOD OF FINANCING

Bonds and/or Notes	\$7,298,000	\$2,300,000	\$9,598,000
Non County Shares	\$0		\$0
Cash	\$0		\$0
Total	<u>\$7,298,000</u>	<u>\$2,300,000</u>	<u>\$9,598,000</u>

Section 3. The ACT shall take effect immediately.

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the amount of \$480,000 to finance a component of capital project RP028 - Playland Structural Restoration (Arcades).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would fund the cost of design and construction of various arcades at Playland Park, including all structural and infrastructure work.

The Department of Parks, Recreation and Conservation has advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQRA") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to adopt the Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends approval of same.

<p>abor Parks Planning Housing</p> <p>Dated: 4/11/16</p> <p>White Plains, New York</p> <p><i>Li Lu</i> <i>Margaret A. Cizio</i> <i>[Signature]</i></p> <p>COMMITTEE ON</p> <p><i>20 B.14</i> <i>Cather Parks (wop)</i></p>	<p>Infrastructure</p> <p>, 2016</p> <p><i>[Signature]</i> <i>Benjamin Boylston</i> <i>[Signature]</i></p> <p><i>21 B.14</i></p>	<p>Budget &amp; Appropriation</p> <p><i>[Signature]</i> <i>Benjamin Boylston</i> <i>Margaret A. Cizio</i> <i>[Signature]</i></p> <p><i>21 B.14</i> <i>Cather Parks (wop)</i></p>
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ACT NO. <sup>119</sup>-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$480,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF ARCADES AT PLAYLAND PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$480,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$480,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/02 , 2016 )

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$480,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design and construction of arcades including all structural and infrastructure work at Playland Park, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$480,000. The plan of financing includes the issuance of \$480,000 bonds herein authorized and

any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$480,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$480,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

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# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RP028

NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 480,000 PPU 15 Anticipated Interest Rate 1.84%

Anticipated Annual Cost (Principal and Interest): \$ 36,369

Total Debt Service (Annual Cost x Term): \$ 545,535

Finance Department: Interest rates from 12-28-2015 Bond Buyer - MD

## SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations  
(describe in detail for current and next four years): 5

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded:

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Paul Reitano

Title: Director - Capital Projects

Department: PRC

Date: 01/12/16

Reviewed By: *Lawrence*

Budget Director

Date: 1/14/16



## PLAYLAND STRUCTURAL RESTORATION ( RP028 )

User Department : Parks, Recreation & Conservation

Managing Department(s) : Parks, Recreation & Conservation ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

**FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Ult Cost	Appropriated	Exp / Obl	2016	2017	2018	2019	2020	Under Review
Gross	13,298	1,098			6,200	500			5,500
Non County Share									
<b>Total</b>	<b>13,298</b>	<b>1,098</b>			<b>6,200</b>	<b>500</b>			<b>5,500</b>

**Project Description**

This project addresses the infrastructure needs of various buildings and structures which are not addressed in other Playland projects. Including the following buildings: small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

**Current Year Description**

There is no current year request.

**Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

**Appropriation History**

Year	Amount	Description
2005	125,000	Design and study of improvements - AWAITING BOND AUTHORIZATION.
2009	473,000	Phase I construction - AWAITING BOND AUTHORIZATION.
2015	500,000	Design, Construction, and Construction Management - AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,098,000</b>	

**Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	1,098,000		1,098,000
<b>Total</b>	<b>1,098,000</b>		<b>1,098,000</b>

STATE OF NEW YORK        )  
                                  )  
COUNTY OF WESTCHESTER )

I, the undersigned Deputy Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 2, 2016 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

The Journal News  
The New York Times  
WFAS  
WHUD  
WVOX  
News Channel 12

Date Given  
April 27, 2016

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

Date of Posting

Public Notice Bulletin Board  
8th Floor  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York

April 27, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 3, 2016.



*Sunday Vanderberg*  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:

Legislator Catherine Borgia  
Legislator Ben Boykin  
Legislator Gordon Burrows  
Legislator Frances Corcoran  
Legislator Margaret Cunzio  
Legislator David Gelfarb  
Legislator Kenneth Jenkins  
Legislator Michael Kaplowitz  
Legislator James Maisano  
Legislator Sheila Marcotte  
Legislator Catherine Parker  
Legislator Virginia Perez  
Legislator MaryJane Shimsky  
Legislator Bernice Spreckman  
Legislator John Testa  
Legislator Alfreda Williams  
Legislator Lyndon Williams

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

*Kenny Plunkett*  
Date: May 3, 2016 *Arden County Executive*

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the amount of \$3,598,000 to finance a component of capital project RP028 - Playland Structural Restoration (Food Structures).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would fund the cost of design and construction of various food structures at Playland Park, including all structural and infrastructure work.

The Department of Parks, Recreation and Conservation has advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQRA") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to adopt the Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends

approval of same.

4/11/14  
Labor Parks Planning  
Housing

Dated:

White Plains, New York

LM

Cather Parker (wop)

COMMITTEE ON

sjpg/1.07.16

Margaret A. Cigno

JR  
2/13/12

Infrastructure

Benjamin Boyfren  
JR  
2/13/12

Budget & Appropriation

Li Ji  
2/13/12  
Cather Parker (wop)  
Benjamin Boyfren  
Margaret A. Cigno  
JR

ACT NO. <sup>120</sup>-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$3,598,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF FOOD STRUCTURES AT PLAYLAND PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,598,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$3,598,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/02 , 2016 )

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$3,598,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design and construction of food structures including all structural and infrastructure work at Playland Park, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$3,598,000. The plan of financing includes the issuance of \$3,598,000 bonds herein authorized

and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$3,598,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$3,598,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RP028

NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal    \$                    3,598,000            PPU    15            Anticipated Interest Rate    1.87%

Anticipated Annual Cost (Principal and Interest):                    \$    275,721

Total Debt Service (Annual Cost x Term):                                    \$    4,135,815

Finance Department:    Interest rates from 12-28-2015 Bond Buyer - MD

## SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual):                    \$                    -

Potential Related Revenues (Annual):                    \$                    -

Anticipated savings to County and/or impact of department operations  
(describe in detail for current and next four years):

\_\_\_\_\_

\_\_\_\_\_

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded:                                    39

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

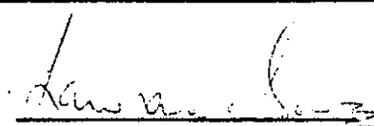
Not Applicable

Prepared by:                    Paul Reitano

Title:                                    Director - Capital Projects

Department:                    PRC

Date:                                    01/12/16

Reviewed By: 

Budget Director

Date: 1/12/16

**CAPITAL PROJECT FACT SHEET**

**Project:** RP028 Playland Structural Restoration (Food Structures)

**Date Prepared:** 01/4/16

**Category:** Recreation Facilities

**Department:** Parks, Recreation & Conservation

**Legislative District:** 7

**Overall Project Description:** This project addresses the needs of various buildings and structures which are not addressed in other Playland projects. Small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

- Best Management Practices  
  Energy Efficiencies  
  Infrastructure  
  Life Safety  
  Project Labor Agreement  
 Revenue  
  Security  
  Other

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2016	2017	2018	2019	2020	Under Review
Gross	13,298	1,098	6,200	0	500	0	0	5,500
Less Non-County Shares	0							
Net	13,298	1,098	6,200	0	500	0	0	5,500

**Expended/Obligated Amount (in thousands) as of 12/31/15:** \$0

**Current Bond Description:** The current request will fund the design and construction of the rehabilitation of the Food structures including all structural and infrastructure work.

**Financing Plan for Current Request:**

Non-County Shares: \$ 0  
 Bonds/Notes: 3,598,000  
 Cash: 0  
**Total: \$ 3,598,000**

**Amt. Requested:** \$3,598,000

**PPU:** 15

**SEQR Classification:** Type II

**Comments:** A Capital Budget Amendment is requested to move the 2018 request for \$500,000 and \$1,800,000 of the Under Review amount shown for a total of \$2,300,000. This amount, in addition to the current appropriations, represents the total cost for all five components.

**Energy Efficiencies:**

**Appropriation History (in thousands):**

2005 \$ 125 Design and study  
 2009 \$ 473 Phase I Construction  
 2015 \$ 500 BOL ADD  
 2016 \$ 6,200 BOL ADD  
**Total: \$ 7,298**

**Financing History (in thousands):**

NONE  
**Total: \$ -**

**Recommended By:**

Lorraine Yazzetta 1/6/16  
 Budget Department Date

Robert Abbamont 1/5/16  
 Department of Public Works Date

Patrick Natarelli 1/5/16  
 Department of Planning Date

Paul Reitano 1/7/16  
 Requesting Department Date

## PLAYLAND STRUCTURAL RESTORATION ( RP028 )

User Department : Parks, Recreation & Conservation

Managing Department(s) : Parks, Recreation & Conservation ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

### FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2016	2017	2018	2019	2020
Gross	13,298	1,098			6,200	500		Under Review
Non County Share								5,500
<b>Total</b>	<b>13,298</b>	<b>1,098</b>			<b>6,200</b>	<b>500</b>		<b>5,500</b>

### Project Description

This project addresses the infrastructure needs of various buildings and structures which are not addressed in other Playland projects. Including the following bulkings: small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

### Current Year Description

There is no current year request.

### Impact on Operating Budget

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

### Appropriation History

Year	Amount	Description
2005	125,000	Design and study of improvements - AWAITING BOND AUTHORIZATION.
2009	473,000	Phase I construction - AWAITING BOND AUTHORIZATION.
2015	500,000	Design, Construction, and Construction Management - AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,098,000</b>	

### 2016 Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,098,000		1,098,000
<b>Total</b>	<b>1,098,000</b>		<b>1,098,000</b>

STATE OF NEW YORK )  
 )  
COUNTY OF WESTCHESTER )

I, the undersigned Deputy Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 2, 2016 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date Given  
April 27, 2016

The Journal News  
The New York Times  
WFAS  
WHUD  
WVOX  
News Channel 12

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

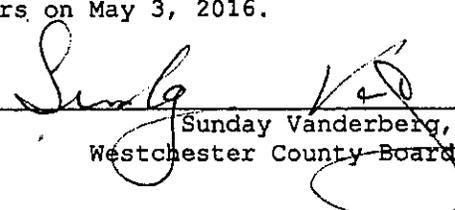
Date of Posting

Public Notice Bulletin Board  
8th Floor  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York

April 27, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 3, 2016.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:

Legislator Catherine Borgia  
Legislator Ben Boykin  
Legislator Gordon Burrows  
Legislator Frances Corcoran  
Legislator Margaret Cunzio  
Legislator David Gelfarb  
Legislator Michael Kaplowitz  
Legislator James Maisano  
Legislator Sheila Marcotte  
Legislator Virginia Perez  
Legislator MaryJane Shimsky  
Legislator Bernice Spreckman  
Legislator John Testa  
Legislator Lyndon Williams

NOES:

Legislator Kenneth Jenkins  
Legislator Catherine Parker  
Legislator Alfreda Williams

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

Kerry Pinkett Acting County Executive  
Date: May 3, 2016

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the amount of \$2,400,000 to finance a component of capital project RP028 - Playland Structural Restoration (Restrooms).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would fund the cost of design and construction of various restrooms throughout Playland Park, including all structural and infrastructure work.

The Department of Parks, Recreation and Conservation has advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQRA") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to adopt the Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends approval of same.

4/11/2016  
Dated:

White Plains, New York

, 2016

*mi pl*  
*Catherine Parker (wop)*  
*FA*  
COMMITTEE ON  
*sjpg/1.07.16*  
*Margaret A. Cuzio*  
*2/13/12*  
Labor Parks Planning Housing

*Margaret A. Cuzio*  
*Benjamin Boyfanta*  
*FA*  
*2/13/12*  
Infrastructure

*2/13/12*  
*Margaret A. Cuzio*  
*Catherine Parker (wop)*  
*mi pl*  
*Benjamin Boyfanta*  
*FA*  
Budget & Appropriation

ACT NO. <sup>121</sup>-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$2,400,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF RESTROOMS AT PLAYLAND PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,400,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,400,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/02 , 2016 )

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$2,400,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design and construction of restrooms including all structural and infrastructure work at Playland Park, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$2,400,000. The plan of financing includes the issuance of \$2,400,000 bonds herein authorized

and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$2,400,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$2,400,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RP028

NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal    \$                    2,400,000            PPU    15            Anticipated Interest Rate    1.87%

Anticipated Annual Cost (Principal and Interest):                    \$    183,934

Total Debt Service (Annual Cost x Term):                                    \$    2,759,010

Finance Department:    Interest rates from 12-28-2015 Bond Buyer - MD

## SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual):                    \$                    -

Potential Related Revenues (Annual):                    \$                    -

Anticipated savings to County and/or impact of department operations  
(describe in detail for current and next four years):

\_\_\_\_\_

\_\_\_\_\_

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded:                                    26

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

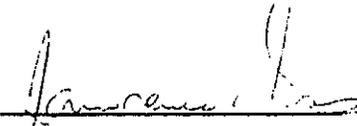
Not Applicable

Prepared by: Paul Reitano

Title: Director - Capital Projects

Department: PRC

Date: 01/12/16

Reviewed By: 

**Budget Director**

Date: 1/12/16

## CAPITAL PROJECT FACT SHEET

**Project:** RP028 Playland Structural Restoration (Restrooms)

**Date Prepared:** 01/4/16

**Category:** Recreation Facilities

**Department:** Parks, Recreation & Conservation

**Legislative District:** 7

**Overall Project Description:** This project addresses the needs of various buildings and structures which are not addressed in other Playland projects. Small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

Best Management Practices  
  Energy Efficiencies  
  Infrastructure  
  Life Safety  
  Project Labor Agreement  
 Revenue  
  Security  
  Other

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2016	2017	2018	2019	2020	Under Review
Gross	13,298	1,098	6,200	0	500	0	0	5,500
Less Non-County Shares	0							
Net	13,298	1,098	6,200	0	500	0	0	5,500

**Expended/Obligated Amount (in thousands) as of 12/31/15:** \$0

**Current Bond Description:** The current request will fund the design and construction of the rehabilitation of the Restrooms throughout the park including all structural and infrastructure work.

**Financing Plan for Current Request:**

Non-County Shares: \$ 0  
 Bonds/Notes: 2,400,000  
 Cash: 0  
**Total: \$ 2,400,000**

**Amt. Requested:** \$2,400,000

**PPU:** 15

**SEOR Classification:** Type II

**Comments:** A Capital Budget Amendment is requested to move the 2018 request for \$500,000 and \$1,800,000 of the Under Review amount shown for a total of \$2,300,000. This amount, in addition to the current appropriations, represents the total cost for all five components.

**Energy Efficiencies:**

**Appropriation History (in thousands):**

2005 \$ 125 Design and study  
 2009 \$ 473 Phase I Construction  
 2015 \$ 500 BOL ADD  
 2016 \$ 6,200 BOL ADD  
**Total: \$ 7,298**

**Financing History (in thousands):**

NONE \$ -  
**Total: \$ -**

**Recommended By:**

Lorraine Yazzetta 1/6/16  
 Budget Department Date

Robert Abbamont 1/5/16  
 Department of Public Works Date

Patrick Ntarelli 1/5/16  
 Department of Planning Date

Paul Reitano 1/7/16  
 Requesting Department Date

## PLAYLAND STRUCTURAL RESTORATION ( RP028 )

User Department : Parks, Recreation & Conservation

Managing Department(s) : Parks, Recreation & Conservation ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

**FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Utk Cost	Appropriated	Exp / Obl	2016	2017	2018	2019	2020	Under Review
Gross	13,298	1,098			6,200	500			5,500
Non County Share									
<b>Total</b>	<b>13,298</b>	<b>1,098</b>			<b>6,200</b>	<b>500</b>			<b>5,500</b>

**Project Description**

This project addresses the infrastructure needs of various buildings and structures which are not addressed in other Playland projects. Including the following buildings: small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

**Current Year Description**

There is no current year request.

**Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

**Appropriation History**

Year	Amount	Description
2005	125,000	Design and study of improvements - AWAITING BOND AUTHORIZATION.
2009	473,000	Phase I construction - AWAITING BOND AUTHORIZATION.
2015	500,000	Design, Construction, and Construction Management - AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,098,000</b>	

**Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	1,098,000		1,098,000
<b>Total</b>	<b>1,098,000</b>		<b>1,098,000</b>

STATE OF NEW YORK )  
 )  
COUNTY OF WESTCHESTER )

I, the undersigned Deputy Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 2, 2016 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

The Journal News  
The New York Times  
WFAS  
WHUD  
WVOX  
News Channel 12

Date Given  
April 27, 2016

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

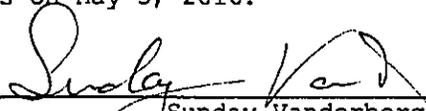
Date of Posting

Public Notice Bulletin Board  
8th Floor  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York

April 27, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 3, 2016.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:

Legislator Catherine Borgia  
Legislator Ben Boykin  
Legislator Gordon Burrows  
Legislator Frances Corcoran  
Legislator Margaret Cunzio  
Legislator David Gelfarb  
Legislator Michael Kaplowitz  
Legislator James Maisano  
Legislator Sheila Marcotte  
Legislator Catherine Parker  
Legislator Virginia Perez  
Legislator MaryJane Shimsky  
Legislator Bernice Spreckman  
Legislator John Testa  
Legislator Lyndon Williams

NOES:

Legislator Kenneth Jenkins  
Legislator Alfreda Williams

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

Date: \_\_\_\_\_

*Kenny Pinkett* Acting County Executive  
MAY 3, 2016

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the amount of \$1,440,000 to finance a component of capital project RP028 - Playland Structural Restoration (Employee Areas).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would fund the cost of design and construction of various employee areas at Playland Park, including all structural and infrastructure work.

The Department of Parks, Recreation and Conservation has advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQRA") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to adopt the Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends approval of same.

Dated: \_\_\_\_\_, 2016  
White Plains, New York

4/11/16

Labor Parks Planning Housing

Infrastructure

Budget Appropriation

*LMH*  
Cathryn Parker (wop)

*Mary Jane Alford*  
*Benjamin Boyfard*

*FTC*  
Margaret A. Cuzio  
Cathryn Parker (wop)

*Margaret A. Cuzio*  
*U B/W*

COMMITTEE ON

*FTC*  
*U B/W*

*LMH*  
*Benjamin Boyfard*  
*U B/W*

s:jpg/107.16

ACT NO. <sup>122</sup>-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,440,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF EMPLOYEE AREAS AT PLAYLAND PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,440,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,440,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/02 , 2016 )

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,440,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design and construction of employee areas including all structural and infrastructure work at Playland Park, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,440,000. The plan of financing includes the issuance of \$1,440,000 bonds herein authorized

and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,440,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,440,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RP028

NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,440,000 PPU 15 Anticipated Interest Rate 1.87%

Anticipated Annual Cost (Principal and Interest): \$ 110,227

Total Debt Service (Annual Cost x Term): \$ 1,653,405

Finance Department: Interest rates from 12-28-2015 Bond Buyer - MD

## SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations  
(describe in detail for current and next four years):

\_\_\_\_\_

\_\_\_\_\_

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 16

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

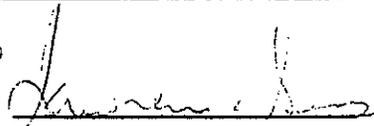
Not Applicable

Prepared by: Paul Reitano

Title: Director - Capital Projects

Department: PRC

Date: 01/12/16

Reviewed By: 

Budget Director

Date: 1/12/16

## CAPITAL PROJECT FACT SHEET

**Project:** RP028 Playland Structural Restoration (Emp. Area)

**Date Prepared:** 01/4/16

**Category:** Recreation Facilities

**Department:** Parks, Recreation & Conservation

**Legislative District:** 7

**Overall Project Description:** This project addresses the needs of various buildings and structures which are not addressed in other Playland projects. Small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

Best Management Practices  
  Energy Efficiencies  
  Infrastructure  
  Life Safety  
  Project Labor Agreement  
 Revenue  
  Security  
  Other

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2016	2017	2018	2019	2020	Under Review
<b>Gross</b>	13,298	1,098	6,200	0	500	0	0	5,500
<b>Less Non-County Shares</b>	0							
<b>Net</b>	13,298	1,098	6,200	0	500	0	0	5,500

**Expended/Obligated Amount (in thousands) as of 12/31/15:** \$0

**Current Bond Description:** The current request will fund the design and construction of the rehabilitation of the Employee Areas including structural and infrastructure work.

**Financing Plan for Current Request:**

Non-County Shares: \$ 0  
 Bonds/Notes: 1,440,000  
 Cash: 0  
**Total: \$ 1,440,000**

**Amt. Requested:** \$1,440,000

**PPU:** 15

**SEOR Classification:** Type II

**Comments:** A Capital Budget Amendment is requested to move the 2018 request for \$500,000 and \$1,800,000 of the Under Review amount shown for a total of \$2,300,000. This amount, in addition to the current appropriations, represents the total cost for all five components.

**Energy Efficiencies:**

**Appropriation History (in thousands):**

2005 \$ 125 Design and study  
 2009 \$ 473 Phase 1 Construction  
 2015 \$ 500 BOL ADD  
 2016 \$ 6,200 BOL ADD  
**Total: \$ 7,298**

**Financing History (in thousands):**

NONE \$ -  
**Total: \$ -**

**Recommended By:**

Lorraine Yazzetta 1/6/16  
 Budget Department Date

Robert Abbamont 1/5/16  
 Department of Public Works Date

Patrick Natarelli 1/5/16  
 Department of Planning Date

Paul Reitano 1/7/16  
 Requesting Department Date

## PLAYLAND STRUCTURAL RESTORATION ( RP028 )

User Department : Parks, Recreation & Conservation

Managing Department(s) : Parks, Recreation & Conservation ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

**FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Utk Cost	Appropriated	Exp / Obl	2016	2017	2018	2019	2020
Gross	13,298	1,098			6,200	500		Under Review
Non County Share								5,500
<b>Total</b>	<b>13,298</b>	<b>1,098</b>			<b>6,200</b>	<b>500</b>		<b>5,500</b>

**Project Description**

This project addresses the infrastructure needs of various buildings and structures which are not addressed in other Playland projects. Including the following buildings: small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

**Current Year Description**

There is no current year request.

**Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

**Appropriation History**

Year	Amount	Description
2005	125,000	Design and study of improvements - AWAITING BOND AUTHORIZATION.
2009	473,000	Phase I construction - AWAITING BOND AUTHORIZATION.
2015	500,000	Design, Construction, and Construction Management - AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,098,000</b>	

**Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	1,098,000		1,098,000
<b>Total</b>	<b>1,098,000</b>		<b>1,098,000</b>

STATE OF NEW YORK )  
 )  
COUNTY OF WESTCHESTER )

I, the undersigned Deputy Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 2, 2016 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

The Journal News  
The New York Times  
WFAS  
WHUD  
WVOX  
News Channel 12

Date Given  
April 27, 2016

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

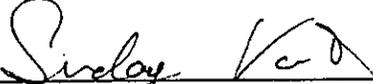
Date of Posting

Public Notice Bulletin Board  
8th Floor  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York

April 27, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 3, 2016.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:

Legislator Catherine Borgia  
Legislator Ben Boykin  
Legislator Gordon Burrows  
Legislator Frances Corcoran  
Legislator Margaret Cunzio  
Legislator David Gelfarb  
Legislator Kenneth Jenkins  
Legislator Michael Kaplowitz  
Legislator James Maisano  
Legislator Sheila Marcotte  
Legislator Virginia Perez  
Legislator MaryJane Shimsky  
Legislator Bernice Spreckman  
Legislator John Testa  
Legislator Alfreda Williams  
Legislator Lyndon Williams

NOES:

Legislator Catherine Parker

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

Kerry Plunkett Acting County Executive  
Date: MAY 3, 2016

**RESOLUTION**  
RESOLUTION 53 - 2016

**WHEREAS**, there is pending before this Honorable Board an Act to authorize the County to issue bonds in connection with a component of capital project RP028 – Playland Structural Restoration, involving Gaming Structures (the “Capital Project”); and

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

**WHEREAS**, pursuant to SEQRA and its implementing regulations (6 New York Code of Rules and Regulations Part 617), this project is classified as a “Type I” action, requiring this Honorable Board to make a determination as to whether the proposed action will have a significant impact on the environment; and

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

**WHEREAS**, this Honorable Board has carefully considered the proposed action and has reviewed the attached Full Environmental Assessment Form and the criteria set forth in Section 617.7 of the regulations and has identified the relevant areas of environmental concern, as described in the attached Full Environmental Assessment Form, to determine if this proposed action will have an effect upon the environment.

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

**RESOLVED**, that based upon the Honorable Board’s review of the Full Environmental Assessment Form and the reasons set forth therein, this Board finds that there will be no significant adverse impact on the environment from the Capital Project; and be it further

**RESOLVED**, the Clerk of the Board of Legislators, as responsible officer in Lead Agency, is authorized and directed to sign the Determination of Significance in the attached Full Environmental Assessment Form, which Form is made a part hereof; to issue a "Negative Declaration" on behalf of this Board pursuant to Article 8 of the Environmental Conservation Law; and to immediately transmit same to the Commissioner of Planning to be filed, published and made available pursuant to the requirements of Part 617 of New York Code of Rules and Regulations; and be it further

**RESOLVED**, that the Resolution shall take effect immediately.

**Full Environmental Assessment Form  
Part 1 - Project and Setting**

**Instructions for Completing Part 1**

**Part 1 is to be completed by the applicant or project sponsor.** Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the project sponsor to verify that the information contained in Part 1 is accurate and complete.

**A. Project and Sponsor Information.**

Name of Action or Project: Playland Renovations - Parking, Plaza and Game Structures		
Project Location (describe, and attach a general location map): One Playland Parkway, City of Rye, Westchester County, New York.		
Brief Description of Proposed Action (include purpose or need): Playland is a County-owned park, which includes an amusement park, beach and pool complex. The proposed action includes three capital projects to make improvements to Playland Park. The first involves the reconstruction and reconfiguration of the main parking lot to improve vehicular and pedestrian circulation and safety, including relocation of the entrance and ticket booths and improved lighting and drainage. This project also includes repaving of the bathhouse parking area at the south end of the park. The second project involves the refurbishment of the existing fountain plaza at the entrance to the amusement area, which includes removal of the existing miniature golf course and provision of infrastructure to support mobile food and merchandise carts. This second capital project also provides for the replacement of the pool with a large plaza area. The third project will rehabilitate or demolish structures that house games in the amusement area, including the demolition of the Games Row on the west side of the cross axis.		
Name of Applicant/Sponsor: County of Westchester	Telephone: 914-995-4400	E-Mail:
Address: 148 Martine Avenue		
City/PO: White Plains	State: NY	Zip Code: 10601
Project Contact (if not same as sponsor; give name and title/role): David Kvinge, Director of Environmental Planning	Telephone: (914) 995-2089	E-Mail: dsk2@westchestergov.com
Address: Same as above		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor): Same	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:

**B. Government Approvals**

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Planning Board or Commission		
c. City Council, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Westchester County Board of Legislators	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC SPDES Permit	
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**C. Planning and Zoning**

<b>C.1. Planning and zoning actions.</b>	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> <li>• If Yes, complete sections C, F and G.</li> <li>• If No, proceed to question C.2 and complete all remaining sections and questions in Part 1</li> </ul>	
<b>C.2. Adopted land use plans.</b>	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s):	
<u>NYS Coastal Zone / Rye City Local Waterfront Revitalization Program.</u>	
_____	
_____	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	
_____	
_____	
_____	

**C.3. Zoning**

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance.  Yes  No  
 If Yes, what is the zoning classification(s) including any applicable overlay district?  
WR-Waterfront Recreation district

b. Is the use permitted or allowed by a special or conditional use permit?  Yes  No

c. Is a zoning change requested as part of the proposed action?  Yes  No  
 If Yes,  
 i. What is the proposed new zoning for the site? \_\_\_\_\_

**C.4. Existing community services.**

a. In what school district is the project site located? Rye City School District

b. What police or other public protection forces serve the project site?  
Westchester County Public Safety

c. Which fire protection and emergency medical services serve the project site?  
City of Rye Fire Department; Port Chester/Rye Brook EMS

d. What parks serve the project site?  
N/A.

**D. Project Details**

**D.1. Proposed and Potential Development**

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Recreation - amusement park improvements.

b. a. Total acreage of the site of the proposed action? approx. 114 acres  
 b. Total acreage to be physically disturbed? approx. 20 acres  
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? > 300 acres

c. Is the proposed action an expansion of an existing project or use?  Yes  No  
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % \_\_\_\_\_ Units: \_\_\_\_\_

d. Is the proposed action a subdivision, or does it include a subdivision?  Yes  No  
 If Yes,  
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) \_\_\_\_\_  
 ii. Is a cluster/conservation layout proposed?  Yes  No  
 iii. Number of lots proposed? \_\_\_\_\_  
 iv. Minimum and maximum proposed lot sizes? Minimum \_\_\_\_\_ Maximum \_\_\_\_\_

e. Will proposed action be constructed in multiple phases?  Yes  No  
 i. If No, anticipated period of construction: 9 months  
 ii. If Yes:  
 • Total number of phases anticipated \_\_\_\_\_  
 • Anticipated commencement date of phase 1 (including demolition) \_\_\_\_\_ month \_\_\_\_\_ year  
 • Anticipated completion date of final phase \_\_\_\_\_ month \_\_\_\_\_ year  
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

f. Does the project include new residential uses?  Yes  No  
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)?  Yes  No  
 If Yes,

i. Total number of structures 3 booths  
 ii. Dimensions (in feet) of largest proposed structure: 10 height; 4 width; and 6 length  
 iii. Approximate extent of building space to be heated or cooled: \_\_\_\_\_ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  Yes  No  
 If Yes,

i. Purpose of the impoundment: \_\_\_\_\_  
 ii. If a water impoundment, the principal source of the water:  Ground water  Surface water streams  Other specify: \_\_\_\_\_  
 iii. If other than water, identify the type of impounded/contained liquids and their source. \_\_\_\_\_  
 iv. Approximate size of the proposed impoundment. Volume: \_\_\_\_\_ million gallons; surface area: \_\_\_\_\_ acres  
 v. Dimensions of the proposed dam or impounding structure: \_\_\_\_\_ height; \_\_\_\_\_ length  
 vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): \_\_\_\_\_

**D.2. Project Operations**

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)  Yes  No  
 If Yes:

i. What is the purpose of the excavation or dredging? Excavation for new curbing, trenching for utilities (electric, drainage)  
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?  
 • Volume (specify tons or cubic yards): TBD  
 • Over what duration of time? 3 months  
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.  
Material to be excavated/removed will be construction debris (existing paving, curbing, etc.)  
 iv. Will there be onsite dewatering or processing of excavated materials?  Yes  No  
 If yes, describe. \_\_\_\_\_  
 v. What is the total area to be dredged or excavated? \_\_\_\_\_ maximum of approx. 20 acres  
 vi. What is the maximum area to be worked at any one time? \_\_\_\_\_ 20 acres  
 vii. What would be the maximum depth of excavation or dredging? \_\_\_\_\_ 3 feet  
 viii. Will the excavation require blasting?  Yes  No  
 ix. Summarize site reclamation goals and plan: \_\_\_\_\_  
The project will involve the removal and reconstruction of two existing parking lots, the reconstruction of one plaza, and the removal of a pool and associated paving and replacement with a plaza.

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area?  Yes  No  
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): \_\_\_\_\_

*ii.* Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*iii.* Will proposed action cause or result in disturbance to bottom sediments?  Yes  No  
 If Yes, describe: \_\_\_\_\_

*iv.* Will proposed action cause or result in the destruction or removal of aquatic vegetation?  Yes  No  
 If Yes:

- acres of aquatic vegetation proposed to be removed: \_\_\_\_\_
- expected acreage of aquatic vegetation remaining after project completion: \_\_\_\_\_
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): \_\_\_\_\_
- proposed method of plant removal: \_\_\_\_\_
- if chemical/herbicide treatment will be used, specify product(s): \_\_\_\_\_

*v.* Describe any proposed reclamation/mitigation following disturbance: \_\_\_\_\_

---

*c.* Will the proposed action use, or create a new demand for water?  Yes  No  
 If Yes:

*i.* Total anticipated water usage/demand per day: \_\_\_\_\_ gallons/day

*ii.* Will the proposed action obtain water from an existing public water supply?  Yes  No  
 If Yes:

- Name of district or service area: \_\_\_\_\_
- Does the existing public water supply have capacity to serve the proposal?  Yes  No
- Is the project site in the existing district?  Yes  No
- Is expansion of the district needed?  Yes  No
- Do existing lines serve the project site?  Yes  No

*iii.* Will line extension within an existing district be necessary to supply the project?  Yes  No  
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: \_\_\_\_\_
- Source(s) of supply for the district: \_\_\_\_\_

*iv.* Is a new water supply district or service area proposed to be formed to serve the project site?  Yes  No  
 If, Yes:

- Applicant/sponsor for new district: \_\_\_\_\_
- Date application submitted or anticipated: \_\_\_\_\_
- Proposed source(s) of supply for new district: \_\_\_\_\_

*v.* If a public water supply will not be used, describe plans to provide water supply for the project: \_\_\_\_\_

*vi.* If water supply will be from wells (public or private), maximum pumping capacity: \_\_\_\_\_ gallons/minute.

---

*d.* Will the proposed action generate liquid wastes?  Yes  No  
 If Yes:

*i.* Total anticipated liquid waste generation per day: \_\_\_\_\_ gallons/day

*ii.* Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): \_\_\_\_\_

\_\_\_\_\_

*iii.* Will the proposed action use any existing public wastewater treatment facilities?  Yes  No  
 If Yes:

- Name of wastewater treatment plant to be used: \_\_\_\_\_
- Name of district: \_\_\_\_\_
- Does the existing wastewater treatment plant have capacity to serve the project?  Yes  No
- Is the project site in the existing district?  Yes  No
- Is expansion of the district needed?  Yes  No

• Do existing sewer lines serve the project site?  Yes  No  
 • Will line extension within an existing district be necessary to serve the project?  Yes  No  
 If Yes:  
 • Describe extensions or capacity expansions proposed to serve this project: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?  Yes  No  
 If Yes:  
 • Applicant/sponsor for new district: \_\_\_\_\_  
 • Date application submitted or anticipated: \_\_\_\_\_  
 • What is the receiving water for the wastewater discharge? \_\_\_\_\_  
 v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction?  Yes  No  
 If Yes:  
 i. How much impervious surface will the project create in relation to total size of project parcel?  
 \_\_\_\_\_ Square feet or \_\_\_\_\_ acres (impervious surface)  
 \_\_\_\_\_ Square feet or \_\_\_\_\_ acres (parcel size)  
 ii. Describe types of new point sources. \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?  
 \_\_\_\_\_  
 \_\_\_\_\_  
 • If to surface waters, identify receiving water bodies or wetlands: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 • Will stormwater runoff flow to adjacent properties?  Yes  No

iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?  Yes  No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations?  Yes  No  
 If Yes, identify:  
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)  
 \_\_\_\_\_  
 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)  
 \_\_\_\_\_  
 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)  
 \_\_\_\_\_  
 \_\_\_\_\_

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit?  Yes  No  
 If Yes:  
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year)  Yes  No  
 ii. In addition to emissions as calculated in the application, the project will generate:  
 • \_\_\_\_\_ Tons/year (short tons) of Carbon Dioxide (CO<sub>2</sub>)  
 • \_\_\_\_\_ Tons/year (short tons) of Nitrous Oxide (N<sub>2</sub>O)  
 • \_\_\_\_\_ Tons/year (short tons) of Perfluorocarbons (PFCs)  
 • \_\_\_\_\_ Tons/year (short tons) of Sulfur Hexafluoride (SF<sub>6</sub>)  
 • \_\_\_\_\_ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)  
 • \_\_\_\_\_ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?  Yes  No

If Yes:

i. Estimate methane generation in tons/year (metric): \_\_\_\_\_

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): \_\_\_\_\_

---

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations?  Yes  No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): \_\_\_\_\_

---

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?  Yes  No

If Yes:

i. When is the peak traffic expected (Check all that apply):  Morning  Evening  Weekend  
 Randomly between hours of \_\_\_\_\_ to \_\_\_\_\_.

ii. For commercial activities only, projected number of semi-trailer truck trips/day: \_\_\_\_\_

iii. Parking spaces: Existing \_\_\_\_\_ Proposed \_\_\_\_\_ Net increase/decrease \_\_\_\_\_

iv. Does the proposed action include any shared use parking?  Yes  No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: \_\_\_\_\_

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vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site?  Yes  No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles?  Yes  No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes?  Yes  No

---

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?  Yes  No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: \_\_\_\_\_

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): \_\_\_\_\_

iii. Will the proposed action require a new, or an upgrade to, an existing substation?  Yes  No

---

l. Hours of operation. Answer all items which apply.

i. During Construction:		ii. During Operations:	
• Monday - Friday:	7:30 am - 6:30 pm	• Monday - Friday:	No change
• Saturday:	10:00 am - 5:00 pm	• Saturday:	No change
• Sunday:	None	• Sunday:	No change
• Holidays:	None	• Holidays:	No change

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?  Yes  No

If yes:

i. Provide details including sources, time of day and duration:  
 Increased ambient noise during construction, which would be done during off-season. No additional noise impacts associated with operation.

ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen?  Yes  No  
 Describe: \_\_\_\_\_

---

n.. Will the proposed action have outdoor lighting?  Yes  No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:  
 Replacement of existing lighting with new

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?  Yes  No  
 Describe: \_\_\_\_\_

---

o. Does the proposed action have the potential to produce odors for more than one hour per day?  Yes  No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: \_\_\_\_\_

---

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?  Yes  No

If Yes:

i. Product(s) to be stored \_\_\_\_\_

ii. Volume(s) \_\_\_\_\_ per unit time \_\_\_\_\_ (e.g., month, year)

iii. Generally describe proposed storage facilities: \_\_\_\_\_

---

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation?  Yes  No

If Yes:

i. Describe proposed treatment(s):  
 \_\_\_\_\_  
 \_\_\_\_\_

ii. Will the proposed action use Integrated Pest Management Practices?  Yes  No

---

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)?  Yes  No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: Asphalt/construction debris tons per \_\_\_\_\_ TBD (unit of time)
- Operation : \_\_\_\_\_ tons per \_\_\_\_\_ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: \_\_\_\_\_
- Operation: \_\_\_\_\_

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: Construction debris will be disposed at an approved licensed facility.
- Operation: \_\_\_\_\_

s. Does the proposed action include construction or modification of a solid waste management facility?  Yes  No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): \_\_\_\_\_

ii. Anticipated rate of disposal/processing:

- \_\_\_\_\_ Tons/month, if transfer or other non-combustion/thermal treatment, or
- \_\_\_\_\_ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: \_\_\_\_\_ years

---

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste?  Yes  No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: \_\_\_\_\_

ii. Generally describe processes or activities involving hazardous wastes or constituents: \_\_\_\_\_

iii. Specify amount to be handled or generated \_\_\_\_\_ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: \_\_\_\_\_

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility?  Yes  No

If Yes: provide name and location of facility: \_\_\_\_\_

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: \_\_\_\_\_

**E. Site and Setting of Proposed Action**

**E.1. Land uses on and surrounding the project site**

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban  Industrial  Commercial  Residential (suburban)  Rural (non-farm)

Forest  Agriculture  Aquatic  Other (specify): Park \_\_\_\_\_

ii. If mix of uses, generally describe: \_\_\_\_\_

**b. Land uses and covertypes on the project site.**

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	20	20	0
• Forested	Wooded Areas	SAME	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	Grassed Areas	SAME	0
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	Lake/Sound	SAME	0
• Wetlands (freshwater or tidal)	Shoreline	SAME	0
• Non-vegetated (bare rock, earth or fill)	Beach	SAME	0
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation?  Yes  No  
 i. If Yes: explain: Playland is a public amusement park.

---

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?  Yes  No  
 If Yes,  
 i. Identify Facilities:  
 \_\_\_\_\_  
 \_\_\_\_\_

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e. Does the project site contain an existing dam?  Yes  No  
 If Yes:  
 i. Dimensions of the dam and impoundment:  
 • Dam height: \_\_\_\_\_ feet  
 • Dam length: \_\_\_\_\_ feet  
 • Surface area: \_\_\_\_\_ acres  
 • Volume impounded: \_\_\_\_\_ gallons OR acre-feet  
 ii. Dam's existing hazard classification: \_\_\_\_\_  
 iii. Provide date and summarize results of last inspection:  
 \_\_\_\_\_  
 \_\_\_\_\_

---

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility?  Yes  No  
 If Yes:  
 i. Has the facility been formally closed?  Yes  No  
 • If yes, cite sources/documentation: \_\_\_\_\_  
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 iii. Describe any development constraints due to the prior solid waste activities: \_\_\_\_\_  
 \_\_\_\_\_

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g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste?  Yes  No  
 If Yes:  
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:  
 \_\_\_\_\_  
 \_\_\_\_\_

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h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site?  Yes  No  
 If Yes:  
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:  Yes  No  
 Yes – Spills Incidents database Provide DEC ID number(s): Spills Incidents database report attached.  
 Yes – Environmental Site Remediation database Provide DEC ID number(s): \_\_\_\_\_  
 Neither database  
 ii. If site has been subject of RCRA corrective activities, describe control measures:  
 N/A  
 \_\_\_\_\_  
 \_\_\_\_\_  
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database?  Yes  No  
 If yes, provide DEC ID number(s): \_\_\_\_\_  
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):  
All reported incidents from Spills Incidents database have been closed.  
 \_\_\_\_\_  
 \_\_\_\_\_

v. Is the project site subject to an institutional control limiting property uses?  Yes  No

- If yes, DEC site ID number: \_\_\_\_\_
- Describe the type of institutional control (e.g., deed restriction or easement): Dedicated Parkland
- Describe any use limitations: Public park uses
- Describe any engineering controls: \_\_\_\_\_
- Will the project affect the institutional or engineering controls in place?  Yes  No
- Explain: \_\_\_\_\_

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**E.2. Natural Resources On or Near Project Site**

a. What is the average depth to bedrock on the project site? \_\_\_\_\_ >5 feet

b. Are there bedrock outcroppings on the project site?  Yes  No  
 If Yes, what proportion of the site is comprised of bedrock outcroppings? \_\_\_\_\_ %

c. Predominant soil type(s) present on project site:

Urban Land (UF, UIC)	60 %
Udorthents, wet substratum (Uc)	27 %
Charlton-Chatfield complex (CrC)	13 %

d. What is the average depth to the water table on the project site? Average: \_\_\_\_\_ TBD feet

e. Drainage status of project site soils:

<input checked="" type="checkbox"/> Well Drained:	27 % of site
<input type="checkbox"/> Moderately Well Drained:	_____ % of site
<input checked="" type="checkbox"/> Poorly Drained	73 % of site

f. Approximate proportion of proposed action site with slopes:

<input checked="" type="checkbox"/> 0-10%:	98 % of site
<input checked="" type="checkbox"/> 10-15%:	1 % of site
<input type="checkbox"/> 15% or greater:	_____ % of site

g. Are there any unique geologic features on the project site?  Yes  No  
 If Yes, describe: \_\_\_\_\_

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h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)?  Yes  No

ii. Do any wetlands or other waterbodies adjoin the project site?  Yes  No  
 If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency?  Yes  No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

• Streams:	Name <u>935-101</u>	Classification <u>SC</u>
• Lakes or Ponds:	Name <u>935-56, 935-101</u>	Classification <u>SB, SC</u>
• Wetlands:	Name <u>Federal Waters, Federal Waters, Federal Waters,...</u>	Approximate Size <u>Long Island Sound</u>
• Wetland No. (if regulated by DEC)	_____	

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies?  Yes  No  
 If yes, name of impaired water body/bodies and basis for listing as impaired: \_\_\_\_\_  
 Name - Pollutants - Uses: Long Island Sound, Westchester Co Waters - Pathogens; Nutrients; D.O./Oxygen Demand - Shellfishing; Aquat...

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i. Is the project site in a designated Floodway?  Yes  No

j. Is the project site in the 100 year Floodplain?  Yes  No

k. Is the project site in the 500 year Floodplain?  Yes  No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?  Yes  No  
 If Yes:  
 i. Name of aquifer: \_\_\_\_\_

m. Identify the predominant wildlife species that occupy or use the project site:

Common birds and small mammals that can occupy developed suburban/urban environments in southern Westchester.	Common shore birds and coastal marine species that occupy active public beaches and shorelines.	_____	_____
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n. Does the project site contain a designated significant natural community?  Yes  No

If Yes:

i. Describe the habitat/community (composition, function, and basis for designation): \_\_\_\_\_

ii. Source(s) of description or evaluation: \_\_\_\_\_

iii. Extent of community/habitat:

- Currently: \_\_\_\_\_ acres
- Following completion of project as proposed: \_\_\_\_\_ acres
- Gain or loss (indicate + or -): \_\_\_\_\_ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species?  Yes  No

NYSDEC identified the work area as being in the vicinity of a known breeding habitat for the Common tern (*Sterna hirundo*), a NYS threatened species. However, the scope of work will only affect areas that have already been developed.

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern?  Yes  No

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing?  Yes  No

If yes, give a brief description of how the proposed action may affect that use: \_\_\_\_\_

Public fishing off pier.

**E.3. Designated Public Resources On or Near Project Site**

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304?  Yes  No

If Yes, provide county plus district name/number: \_\_\_\_\_

b. Are agricultural lands consisting of highly productive soils present?  Yes  No

i. If Yes: acreage(s) on project site? \_\_\_\_\_

ii. Source(s) of soil rating(s): \_\_\_\_\_

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark?  Yes  No

If Yes:

i. Nature of the natural landmark:  Biological Community  Geological Feature

ii. Provide brief description of landmark, including values behind designation and approximate size/extent: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area?  Yes  No

If Yes:

i. CEA name: County & State Park Lands, Long Island Sound

ii. Basis for designation: Exceptional or unique character

iii. Designating agency and date: Date: 1-31-90, Agency: Westchester County

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District	
ii. Name: <u>Playland Amusement Park, Rye Town Park, Bathing Complex and Oakland Beach</u>	
iii. Brief description of attributes on which listing is based:	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
i. Describe possible resource(s): <u>Shell middens</u>	
ii. Basis for identification: <u>Phase IA Archaeological Investigation (1998)</u>	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify resource: _____	
ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____	
iii. Distance between project and resource: _____ miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify the name of the river and its designation: _____	
ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	<input type="checkbox"/> Yes <input type="checkbox"/> No

**F. Additional Information**

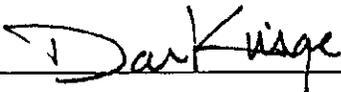
Attach any additional information which may be needed to clarify your project.

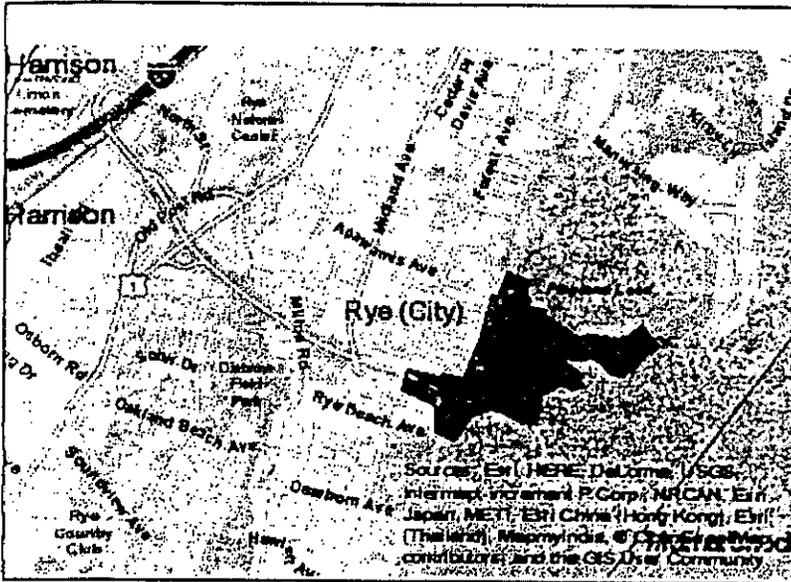
If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

**G. Verification**

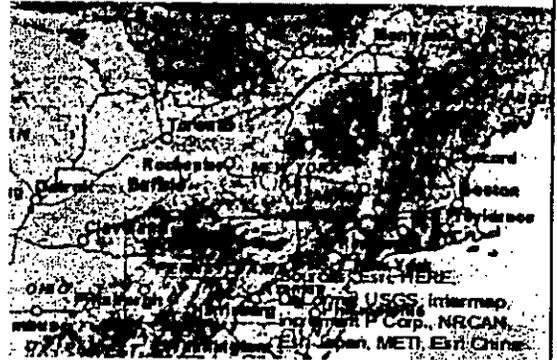
I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name David Kvinge Date January 6, 2016

Signature  Title Director of Environmental Planning



**Disclaimer:** The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



B.1.i [Coastal or Waterfront Area]	Yes
B.1.ii [Local Waterfront Revitalization Area]	Yes
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E. 1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E. 1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E. 1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E. 1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Stream Name]	935-101
E.2.h.iv [Surface Water Features - Stream Classification]	SC
E.2.h.iv [Surface Water Features - Lake/Pond Name]	935-56, 935-101
E.2.h.iv [Surface Water Features - Lake/Pond Classification]	SB, SC
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters, Tidal Wetlands
E.2.h.v [Impaired Water Bodies]	Yes

E.2.h.v [Impaired Water Bodies - Name and Basis for Listing]	Name - Pollutants - Uses:Long Island Sound, Westchester Co Waters – Pathogens;Nutrients;D.O./Oxygen Demand – Shellfishing;Aquatic Life
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	Yes
E.2.k. [500 Year Floodplain]	Yes
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	Yes
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	Yes
E.3.d [Critical Environmental Area - Name]	County & State Park Lands, Long Island Sound
E.3.d.ii [Critical Environmental Area - Reason]	Exceptional or unique character
E.3.d.iii [Critical Environmental Area – Date and Agency]	Date:1-31-90, Agency:Westchester County
E.3.e. [National Register of Historic Places]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National Register of Historic Places - Name]	Playland Amusement Park, Rye Town Park, Bathing Complex and Oakland Beach
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

**Full Environmental Assessment Form**  
**Part 2 - Identification of Potential Project Impacts**

Agency Use Only [If applicable]  
 Project : Playland Parking and Plaza Renovation  
 Date : January 2015

**Part 2 is to be completed by the lead agency.** Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

**Tips for completing Part 2:**

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

<b>1. Impact on Land</b> Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input checked="" type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input checked="" type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>

**2. Impact on Geological Features**  
 The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)  NO  YES  
*If "Yes", answer questions a - c. If "No", move on to Section 3.*

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

**3. Impacts on Surface Water**  
 The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)  NO  YES  
*If "Yes", answer questions a - i. If "No", move on to Section 4.*

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

1. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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<b>4. Impact on groundwater</b> The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>5. Impact on Flooding</b> The proposed action may result in development on lands subject to flooding. <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may result in development in a designated floodway.	E2i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
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<b>6. Impacts on Air</b> The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO <sub>2</sub> ) ii. More than 3.5 tons/year of nitrous oxide (N <sub>2</sub> O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF <sub>6</sub> ) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflouorocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>7. Impact on Plants and Animals</b> The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>8. Impact on Agricultural Resources</b>			
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
<i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>9. Impact on Aesthetic Resources</b> The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>10. Impact on Historic and Archeological Resources</b> The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Yes", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input checked="" type="checkbox"/>	<input type="checkbox"/>

<b>11. Impact on Open Space and Recreation</b>			
The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b, E2h, E2m, E2o, E2n, E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c, E1c, E2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>12. Impact on Critical Environmental Areas</b>			
The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

**13. Impact on Transportation**  
 The proposed action may result in a change to existing transportation systems.  NO  YES  
 (See Part 1. D.2.j)  
 If "Yes", answer questions a - g. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

**14. Impact on Energy**  
 The proposed action may cause an increase in the use of any form of energy.  NO  YES  
 (See Part 1. D.2.k)  
 If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____			

**15. Impact on Noise, Odor, and Light**  
 The proposed action may result in an increase in noise, odors, or outdoor lighting.  NO  YES  
 (See Part 1. D.2.m., n., and o.)  
 If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

**16. Impact on Human Health**

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.)

NO

YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____			

<b>17. Consistency with Community Plans</b> The proposed action is not consistent with adopted land use plans. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.1, C.2. and C.3.) <i>If "Yes", answer questions a - h. If "No", go to Section 18.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

<b>18. Consistency with Community Character</b> The proposed project is inconsistent with the existing community character. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i>			
	<b>Relevant Part I Question(s)</b>	<b>No, or small impact may occur</b>	<b>Moderate to large impact may occur</b>
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

**PRINT FULL FORM**

**Full Environmental Assessment Form**  
**Part 3 - Evaluation of the Magnitude and Importance of Project Impacts**  
**and**  
**Determination of Significance**

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

**Reasons Supporting This Determination:**

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

**IMPACT ON LAND**

The project involves reconstruction of existing developed areas. The project will not create any new impervious surfaces nor disturb any naturally vegetated areas.

**IMPACT ON FLOODING**

Although the project site is located within a special flood hazard area, there will not be any modifications that would alter the floodplain.

**IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES**

The project will involve the removal of the swimming pool and the Games Row at Playland Park, created in 1928 and known for being the first planned amusement park in the country. The site is on the National Register of Historic Places and is a National Historic Landmark. The swimming pool was constructed in 1929 and has deteriorated to the point where continued maintenance and operation are financially impractical. The pool will be removed, filled and replaced with a plaza. During design of the plaza, efforts will be made to replicate the outline of the pool in the paving pattern of the new plaza. It is anticipated that this area will be converted to a pedestrian/visitor patio, including picnic tables and seating area, providing elevated vistas of Long Island Sound. There will be minimal impact to the character of the immediate area or the park itself. The Games Row is part of the original design of the amusement park and is listed as a contributing element of the park's historic designation. Similar to the pool, many of the buildings are deteriorated. Rather than reconstruct in place, demolition of the Games Row and relocation of the kiddie rides and games to the area is proposed as an improvement to the layout of the park. No impact on archaeological resources are anticipated since excavations will be limited to depths of previously disturbed areas and will not involve disturbance of previously undisturbed soil.

**IMPACT ON OPEN SPACE AND RECREATION**

Removal of the pool will eliminate a recreational opportunity at the site. However, the beach will remain available for swimming and will be enhanced by the rehabilitated parking area, the restoration of the bath houses and the introduction of additional amenities and attractions performed under separate capital projects. Existing water attractions within the amusement area will also remain.

**IMPACT ON A CRITICAL ENVIRONMENTAL AREA**

The project will not have a significant impact on the unique character or use of the site. The majority of project components involve the rehabilitation of existing areas or relocation of facilities within existing developed areas. The overall character and recreation use of the park remains the same.

**IMPACT ON NOISE, ODOR AND LIGHT**

Noise impacts from construction activity are anticipated but are considered to be temporary in nature. New lighting will incorporate advanced fixtures and elements to provide safe lighting of vehicular and pedestrian areas, minimize energy use and reduce glare off-site.

**Determination of Significance - Type 1 and Unlisted Actions**

SEQR Status:       Type 1       Unlisted

Identify portions of EAF completed for this Project:    Part 1       Part 2       Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the Westchester County Board of Legislators as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Playland Parking and Plaza Renovation

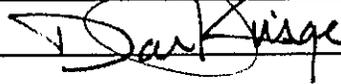
Name of Lead Agency: Westchester County Board of Legislators

Name of Responsible Officer in Lead Agency: Malika Vanderberg

Title of Responsible Officer: Clerk of the Westchester County Board of Legislators

Signature of Responsible Officer in Lead Agency: 

Date: 5/2/16

Signature of Preparer (if different from Responsible Officer) 

Date: January 6, 2016

**For Further Information:**

Contact Person: David Kvinge, Director of Environmental Planning

Address: Room 432, 148 Martine Avenue, White Plains, NY 10601

Telephone Number: (914) 995-2089

E-mail: [dsk2@westchestergov.com](mailto:dsk2@westchestergov.com)

**For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:**

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM



**Playland  
Parking  
and Plaza  
Renovations**

map prepared by:  
Westchester County  
Department of Planning  
148 Marine Ave.  
White Plains, NY 10601  
December 2015



Westchester County  
Department of Planning  
148 Marine Ave.  
White Plains, NY 10601



### Spill Incidents Database Search Results

Record Count: 17 Rows: 1 to 17

Export XLS | Export CSV

Spill Number	Date Spill Reported	Spill Name	County	City/Town	Address
1. 9600024	03/31/1989	RYE PLAYLAND	WESTCHESTER	RYE	PLAYLAND PARKWAY
2. 9107921	10/24/1991	WEST CO PLAYLAND PARK	WESTCHESTER	RYE	PLAYLAND PARKWAY
3. 9401840	05/08/1994	PLAYLAND LAKE	WESTCHESTER	RYE	PLAYLAND PARKWAY
4. 9402047	05/11/1994	PLAYLAND LAKE	WESTCHESTER	RYE	PLAYLAND PARKWAY
5. 9410231	11/01/1994	PLAYLAND PARK	WESTCHESTER	RYE	PLAYLAND PARKWAY
6. 9601213	04/28/1996	BEHIND ICE CASINO	WESTCHESTER	RYE	PLAYLAND PARKWAY
7. 9602420	05/26/1996	PLAYLAND PARK	WESTCHESTER	RYE	PLAYLAND PARKWAY
8. 9612831	01/23/1997	RYE PLAYLAND	WESTCHESTER	RYE	PLAYLAND PARKWAY
9. 9910083	11/19/1999	RYE PLAYLAND	WESTCHESTER	RYE	PLAYLAND PARKWAY
10. 0211359	02/13/2002	PLAYLAND PARK	WESTCHESTER	RYE	PLAYLAND PARKWAY
11. 0306086	08/13/2003	PLAYLAND AMUSEMENT PARK	WESTCHESTER	RYE	PLAYLAND PARKWAY
12. 0505441	08/03/2005	POLEW-SOUTHSIDE SERVICES	WESTCHESTER	RYE	PLAYLAND PARKWAY
13. 0709603	12/03/2007	PARKS DEPT	WESTCHESTER	RYE	PLAYLAND PARKWAY
14. 1303557	07/03/2012	SEWER LINE IN AREA	WESTCHESTER	RYE	PLAYLAND ACCESS AND PLAYLAND PARKWAY
15. 1307108	10/08/2013	INTERSTITIAL SPACE	WESTCHESTER	RYE	PLAYLAND PARKWAY
16. 1310120	01/17/2014	WEST OF OLD POST RD BRIDGE	WESTCHESTER	RYE	PLAYLAND PARKWAY
17. 1311894	03/24/2014	SEWER OVERFLOW	WESTCHESTER	RYE	PLAYLAND PARKWAY

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the amount of \$1,680,000 to finance a component of capital project RP028 – Playland Structural Restoration (Gaming Structures).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would fund the cost of design and construction associated with various gaming structures at Playland Park, including all structural and infrastructure work and the demolition of the Games Row.

The Department of Parks, Recreation and Conservation has advised that this capital project is important to implement in order to provide a safe and attractive experience for our park patrons. The County, under its agreement with Standard Amusements, LLC, has responsibility for certain capital improvements at Playland Park.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a "Type I" Action under the State Environmental Quality Review Act ("SEQRA"). A Resolution, along with an Environmental Assessment Form prepared by the Planning Department, is attached to assist your Honorable Board in complying with SEQRA. Upon review, your Committee concludes that the proposed action will not have any significant adverse impact on the environment and recommends the adoption of the Resolution adopting the Negative Declaration. As you know, a determination of significance must be made prior to enacting the aforementioned Bond Act.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to adopt the Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends approval of same.

Dated: 4/11/2016  
White Plains, New York

sjpg/1.07.16

COMMITTEE ON

*Margaret A. Cuzzo*  
*Superintendent*  
*[Signature]*  
UB 112

*Catharine Parker (wop)*  
*LM R*  
*Margaret A. Cuzzo*  
*[Signature]*  
UB 112

*Catharine Parker (wop)*  
*LM R*  
*Benjamin [Signature]*  
*Margaret A. Cuzzo*  
*[Signature]*  
UB 112

Labor Parks Planning  
HOUSING

Infrastructure

Budget  
Appropriations

ACT NO. <sup>123</sup>-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,680,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF GAMING STRUCTURES AT PLAYLAND PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,680,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,680,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/02 , 2016 )

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,680,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design and construction of gaming structures including all structural and infrastructure work and the demolition of a games row at Playland Park, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,680,000. The plan of financing includes the

issuance of \$1,680,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,680,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,680,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and

of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RP028

NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,680,000 PPU 15 Anticipated Interest Rate 1.86%

Anticipated Annual Cost (Principal and Interest): \$ 128,534

Total Debt Service (Annual Cost x Term): \$ 1,928,010

Finance Department: Interest rates from 12-28-2015 Bond Buyer - MD

## SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations  
(describe in detail for current and next four years):

\_\_\_\_\_

\_\_\_\_\_

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 18

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Paul Reitano

Title: Director - Capital Projects

Department: PRC

Date: 01/12/16

Reviewed By: *[Signature]*

Budget Director

Date: 1/12/16

**CAPITAL PROJECT FACT SHEET**

**Project:** RP028 Playland Structural Restoration (Games)

**Date Prepared:** 01/4/16

**Category:** Recreation Facilities

**Department:** Parks, Recreation & Conservation

**Legislative District:** 7

**Overall Project Description:** This project addresses the needs of various buildings and structures which are not addressed in other Playland projects. Small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

- Best Management Practices  
  Energy Efficiencies  
  Infrastructure  
  Life Safety  
  Project Labor Agreement  
 Revenue  
  Security  
  Other

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2016	2017	2018	2019	2020	Under Review
<b>Gross</b>	13,298	1,098	6,200	0	500	0	0	5,500
<b>Less Non-County Shares</b>	0							
<b>Net</b>	13,298	1,098	6,200	0	500	0	0	5,500

**Expended/Obligated Amount (in thousands) as of 01/3/16:** \$0

**Current Bond Description:** The current request will fund the design and construction of the rehabilitation of the gaming structures including all structural and infrastructure work and the demolition of a games row.

**Financing Plan for Current Request:**

Non-County Shares: \$ 0  
 Bonds/Notes: 1,680,000  
 Cash: 0  
**Total: \$ 1,680,000**

**Amt. Requested:** \$1,680,000

**PPU:** 15

**SEOR Classification:** Type I

**Comments:** A Capital Budget Amendment is requested to move the 2018 request for \$500,000 and \$1,800,000 of the Under Review amount shown for a total of \$2,300,000. This amount, in addition to the current appropriations, represents the total cost for all five components.

**Energy Efficiencies:**

**Appropriation History (in thousands):**

2005 \$ 125 Design and study  
 2009 \$ 473 Phase 1 Construction  
 2015 \$ 500 BOL ADD  
 2016 \$ 6,200 BOL ADD  
**Total: \$ 7,298**

**Financing History (in thousands):**

NONE \$ -  
**Total: \$ -**

**Recommended By:**

Lorraine Yazzetta 1/6/16  
 Budget Department Date

Robert Abbamont 1/5/16  
 Department of Public Works Date

Patrick Natarelli 1/5/16  
 Department of Planning Date

Paul Reitano 1/7/16  
 Requesting Department Date

# PLAYLAND STRUCTURAL RESTORATION ( RP028 )

User Department :

Parks, Recreation & Conservation

Managing Department(s) :

Parks, Recreation & Conservation ;

Estimated Completion Date:

TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

**FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Ult Cost	Appropriated	Exp / Obl	2016	2017	2018	2019	2020	Under Review
Gross	13,298	1,098			6,200	500			5,500
Non County Share									
<b>Total</b>	<b>13,298</b>	<b>1,098</b>			<b>6,200</b>	<b>500</b>			<b>5,500</b>

**Project Description**

This project addresses the infrastructure needs of various buildings and structures which are not addressed in other Playland projects. Including the following buildings: small structures along the midway and cross axis, all support buildings, game rooms, small ride structures, the first aid building and various additional structures.

**Current Year Description**

There is no current year request.

**Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

**Appropriation History**

Year	Amount	Description
2005	125,000	Design and study of improvements - AWAITING BOND AUTHORIZATION.
2009	473,000	Phase I construction - AWAITING BOND AUTHORIZATION.
2015	500,000	Design, Construction, and Construction Management - AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,098,000</b>	

**Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	1,098,000		1,098,000
<b>Total</b>	<b>1,098,000</b>		<b>1,098,000</b>

STATE OF NEW YORK )  
 )  
COUNTY OF WESTCHESTER )

I, the undersigned Deputy Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 2, 2016 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

The Journal News  
The New York Times  
WFAS  
WHUD  
WVOX  
News Channel 12

Date Given  
April 27, 2016

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

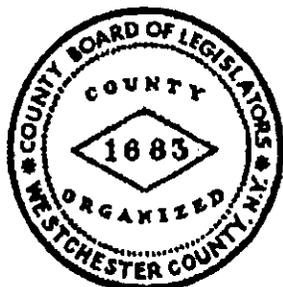
Designated Location(s)  
of posted notice

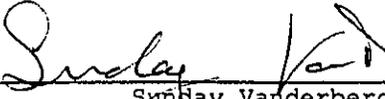
Date of Posting

Public Notice Bulletin Board  
8th Floor  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York

April 27, 2016

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 3, 2016.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:

Legislator Catherine Borgia  
Legislator Ben Boykin  
Legislator Gordon Burrows  
Legislator Frances Corcoran  
Legislator Margaret Cunzio  
Legislator David Gelfarb  
Legislator Kenneth Jenkins  
Legislator Michael Kaplowitz  
Legislator James Maisano  
Legislator Sheila Marcotte  
Legislator Catherine Parker  
Legislator Virginia Perez  
Legislator MaryJane Shimsky  
Legislator Bernice Spreckman  
Legislator John Testa  
Legislator Alfreda Williams  
Legislator Lyndon Williams

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

*Kerry Pinkert, Acting County Executive*  
Date: MAY 3, 2016

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

I HEREBY CERTIFY that I have compared the foregoing Act No. 118 - 2016, (Bond) Act No's. 119, 120, 121, 122, 123, - 2016, and Resolution No. 53 - 2016, with the originals on file in my office, and that the same are correct transcripts therefrom, and of the whole, of said original Act, (Bond) Acts, and Resolution, which were duly adopted by the Westchester County Board of Legislators, of the County of Westchester on May 2, 2016, and approved by the Acting County Executive on May 3, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 6<sup>th</sup> day of May, 2016.

*Malik Van*  
\_\_\_\_\_

Malika Vanderberg

The Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York

