

VILLAGE OF PORT CHESTER
BOARD OF TRUSTEES
Meeting, Monday March 23, 2015
Regular Meeting: 6:00 P.M.
SENIOR CENTER
220 Grace Church Street
 Port Chester, New York
AGENDA

TIME: 6:00 P.M.

I	RESOLUTIONS	ACTION
1	Regarding the Approval of Taxi Company Dispatching Licenses (Chapter 295-20) for RC Taxi Corp.	
2	Setting Public Hearing to consider application of Ability Beyond Disability to establish a community residence at property located adjacent to 51 Betsey Brown Road.	
II	WORKSHOP	ACTION
1	Workshop regarding Rye Town Dissolution.	

RESOLUTIONS

**RESOLUTION
TAXI DISPATCHING LICENSES**

On motion of TRUSTEE _____, seconded by TRUSTEE _____, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, Section 295-20, "Taxicabs", of the Village Code provides for the "Licensing of company dispatching" subject to the approval of the Village Board of Trustees; and

WHEREAS, RC Taxi has timely submitted applications for a dispatching license to the Village Clerk's Office for the approval by the Board of Trustees as provided by in Section 295-20 (C); and

WHEREAS, these application has been reviewed by the Village Clerk who has favorably recommended the approval. Now, therefore be it,

RESOLVED, that the Board of Trustees hereby approves the application submitted by RC Taxi and directs the Village Clerk to issue a license for company dispatching to each respective applicant, with said license to expire on March 31, 2016 as provided by the Village Code.

Approved as to Form:

Anthony M. Cerreto, Village Attorney

ROLL CALL

AYES:

NOES:

ABSENT:

DATE:

SETTING PUBLIC HEARING TO CONSIDER APPLICATION OF ABILITY BEYOND DISABILITY TO ESTABLISH A COMMUNITY RESIDENCE AT PROPERTY LOCATED ADJACENT TO 51 BETSEY BROWN ROAD

On motion of TRUSTEE _____, seconded by TRUSTEE _____

_____, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

WHEREAS, by letter dated March 9, 2015, Ability Beyond Disability has noticed the Village of Port Chester of its intention to establish a community residence at property adjacent to 51 Betsey Brown Road; and

WHEREAS, such community residence would be for six adults with developmental disabilities to be licensed under the New York Office for People with Developmental Disabilities (OPWDD); and

WHEREAS, pursuant to State Mental Hygiene Law, Section 41.34, the Village has forty days from receipt of such notification to either:

- support the proposed location;
- propose a suitable alternative location within the community;
- object to the proposed location on the grounds of overconcentration of such facilities that would substantially alter the nature and character of the area; and

WHEREAS, the statute also provides that the municipality may conduct a public hearing on the matter; and

WHEREAS, the Board of Trustees desires such a public hearing so as to entertain a full presentation from the applicant and obtain input from affected property owners and the community at large with regard to the application. Now, therefore, be it

RESOLVED, that the Board of Trustees hereby sets a public hearing on April _____, 2015 at 7:00 p.m. or as soon thereafter, at the Police Headquarters/Justice Court Courtroom, 2nd Floor, 350 North Main Street, Port Chester, to consider the application of Ability Beyond Disability to establish a community residence for six adults with developmental disabilities to be licensed by the New York Office for People with Developmental Disabilities.

APPROVED AS TO FORM:

Emailed Mayor
3-11-15



March 9, 2015

Neil J. Pagano, Mayor
Village of Port Chester
222 Grace Church St
Port Chester, NY 10573

VILLAGE OF PORT CHESTER

MAR 11 2015

RECEIVED *M*

Dear Mayor Pagano,

Pursuant to Section 41.34 of Mental Hygiene Law of the State of New York, this letter shall serve as formal notification of Ability Beyond Disability's intent to establish a community residential home to be located on property we own on Betsy Brown Road, adjacent to 51 Betsy Brown Road. This will be a home for six (6) adults with developmental disabilities, licensed under the Office for People with Developmental Disabilities (OPWDD).

Ability Beyond is a not-for-profit agency with business offices at 4 Berkshire Boulevard, Bethel, CT and 120 Kisco Avenue, Mt. Kisco, NY. We have a 60 plus year history of providing community services for people with disabilities and look forward to working with you and other Village officials in creating this home.

You may recall that we had initiated this process earlier and withdrew it as we sorted through other issues we became aware of regarding the property on which we plan to build the home. We are now prepared to proceed with addressing sub-division and site plan/development as well as this step pursuant to Section 41.34 of Mental Hygiene Law.

We have been advised by OPWDD that the area surrounding our property is not "saturated" with facilities of this nature and that they support our efforts to develop the planned home. We would be pleased to provide you with a printout of a directory listing similar facilities in the area. Under Section 41.34, the Village may 1) Support the site proposed, 2) Offer another suitable site(s) that could accommodate the home or 3) Object because the concentration of facilities of this nature would substantially alter the nature and character of the area. If the Village does not respond within forty (40) days, Ability Beyond may proceed with establishing the home.

It is our intent to immediately begin working with Village officials to secure necessary approvals and, again, we look forward to working with you and your Village colleagues throughout the process.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Fanning".

Thomas H. Fanning,
President/CEO

cc: David Steinmetz

Anthony M. Cerreto, Village Attorney

WORKSHOP