

**VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
WORK SESSION 6:00 P.M.
WEDNESDAY, OCTOBER 30, 2013
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York**

6:00 p.m. – Presentation – Farmers Market Committee

Board of Trustees Concerns

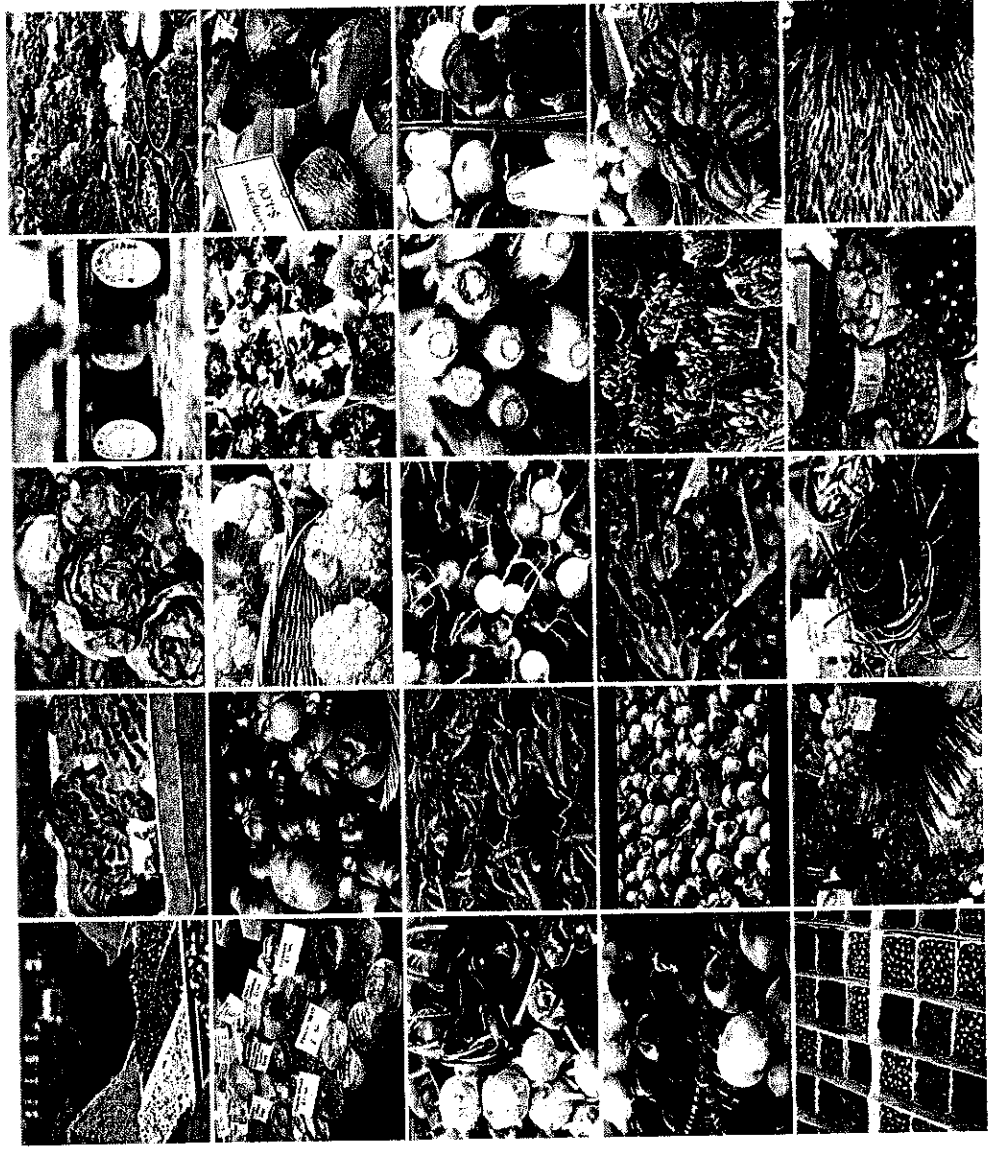
Open Session

1. Village Election Resolution
2. Proposed Amendment to Zoning Code re Affordable Housing
3. Bus Stop – South Broadway by Main Street
4. November 27th Work Session; January 1st Work Session
5. Board of Trustees 9/19/13 Minutes
6. Flowers on Broadway
7. Affordable Housing – Central Avenue
8. Taxis

Executive Session

- 1A. Personnel

VISION FOR A BETTER TARRYTOWN FARMERS MARKET





AGENDA:

1. Committee history
2. DTE : not serving our community
3. National best practices
4. Community survey results
5. Vision for a vibrant market
6. Operating Plan: management & funding
7. Community, merchant & vendor support
8. Positive results: regional markets after DTE

1. COMMITTEE HISTORY

Origins of the Committee:

- Formed 3 years ago by community volunteers
 - GOAL: improve market for our community
- Down-to-Earth (DTE) Promised:
 - if committee increases traffic → DTE expands vendors
- Committee Actions & Results:

- added music
- children's activities
- community group collaborations
- chef demos
- free yoga
- customer traffic increased significantly by 2nd year

2. DTE: NOT SERVING OUR COMMUNITY

Key Problems under Down-to-Earth (DTE)

- **vendors decreased** by 33% (now 8)
- **limited effort** to increase variety
- **lack of effort** to improve marketing or advertising
- **resisted** low-income programs (SNAP/food stamps)
- **obstacles** to community group participation
- **poor relations** with farmers and vendors

DTE's Contract With Village Lacks Accountability

- calls for 15-17 vendors (only provides 8)
- should incorporate wishes of the community (creates obstacles)
- no consequences for failing vendor goals or market's decline

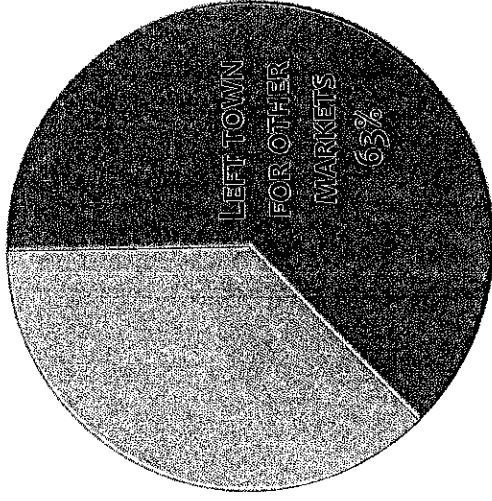
3. NATIONAL BEST PRACTICES

Key elements of a thriving market:

- Critical mass (>22 vendors)
- Lines of sight
- Live music
- Kids activities
- Culinary (local chefs) and health/sustainable living events
- Seating area with prepared food vendors
- Separation of pedestrians and vehicles
- Consistent rules, strong philosophy consistent with community values
- Community participation (merchants, sponsors, NFPs)
- Market serves as “Village Green” -- not just quick transactions
 - Offers meeting place for community
 - Vendors matched to consumer needs
 - Collaboration with retailers and community organizations
 - Creative and relevant marketing: positioning, messaging, promotions, etc.

4. COMMUNITY SURVEY RESULTS

- We distributed surveys via: Facebook's 10591 page, community organization email lists, & Third Friday.
- Of 124 responses, the majority of surveyed shoppers described our market as lacking the variety, size and vibrancy of other markets



In fact, 63% of respondents left Tarrytown to shop at nearby markets including:

- Hastings
- Irvington
- Pleasantville
- Phelps

4. COMMUNITY SURVEY RESULTS

Feedback comparing our market to others:

Our Market:

“Not enough selection, not enough vendors”

“I wish it was larger. I'd rather shop right here in town”

“If there were more options, I would do 100% of my week's shopping there.”

“I loved it for years but it has shrunk while others have grown.”


Other Markets :

“seem friendlier and better managed”

“more variety there, more tents, music, and a festive feeling”

“much bigger selection of farms and other types of companies”

“when I'm in Pleasantville, it's very likely that I'll have lunch there and hang out for a while--shouldn't I be doing that at home???”



5. VISION FOR A VIBRANT MARKET

- increase # of vendors from 8 to 20+ in 2014
- offer a robust variety of produce, goods, & prepared food
- provide a vibrant “village green” complete with entertainment, kids activities, eating areas, community group participation, etc.
- keep people in town and drive shoppers to local businesses
- serve specific needs of this community including growing Hispanic population & seniors
- contribute to Tarrytown/Sleepy Hollow as a regional day trip destination
- give residents access to organically grown local produce
- support regional farmers



6. OPERATING PLAN : MANAGEMENT

Diverse Board representing a cross-section of the community

- Community group members
- Farmers
- Restaurants
- Merchants / Chamber of Commerce
- Parents / Family Advocates
- Seniors Advocate
- Tarrytown & Sleepy Hollow residents

Staff

- Paid market manager
- Volunteers
- Interns



6. OPERATING PLAN : FUNDING

We expect to cover operating expenses of ~\$28,000 from:

- Vendor fees
- Sponsorships
- Grants
- In-kind support
- Crowdfunding campaign
- Fundraising activities

7. COMMUNITY, MERCHANT & VENDOR SUPPORT

The number of merchants, farmers and community organizations supporting our goals continues to grow*. The following have already signed letters of support urging the Tarrytown Board of Trustees to:

- decline renewal of DTE's contract
- grant this Committee a contract to operate the Tarrytown farmers market

Au Naturel Health & Beauty	Mt Holly Farm
Cabbage Hill Farm	Nadasi Custom Woodworking
Chiboust	Rey Insurance
Elben Auto Diagnostic Center	River View Wine & Spirits
Jackie K Styles	Tiny Hearts Farm
Law Office of Zak Shusterman	Watercooler
Main Street Sweets	Yoga Shivaya
Michael Christopher Antiques	Yogurt Tree
Mobius Fields	

* The Committee expects to have even larger numbers of confirmed supporters by the date of our presentation before the Board.

8. POSITIVE RESULTS: REGIONAL MARKETS AFTER DTE

From Pleasantville Market Executive Director:

*“Markets all over the county have left the fold of corporate, outsourced for-profit management and are **thriving under self-management** approaches, including Hastings, New Rochelle, Mount Kisco and Bronxville.”*

“... a third of all adult residents of Pleasantville visit the market on a typical sunny Saturday, ... and over 60% of visitors are from outside Pleasantville ... which is great for our merchants ... [T]here is no reason why Tarrytown, which is larger and more diverse than Pleasantville, shouldn't also have a substantial, vibrant market.”

8. POSITIVE RESULTS: REGIONAL MARKETS AFTER DTE

Pleasantville (cont'd):

“... we fundamentally **transitioned it from a transactional market** where people came to buy zucchini and leave, **to a sit-and-stay destination event**, where people come with newspapers and kids and dogs and spend 2+ hours shopping, eating, talking, meeting up with friends and patronizing downtown stores.”

From Bronxville Market Manager:

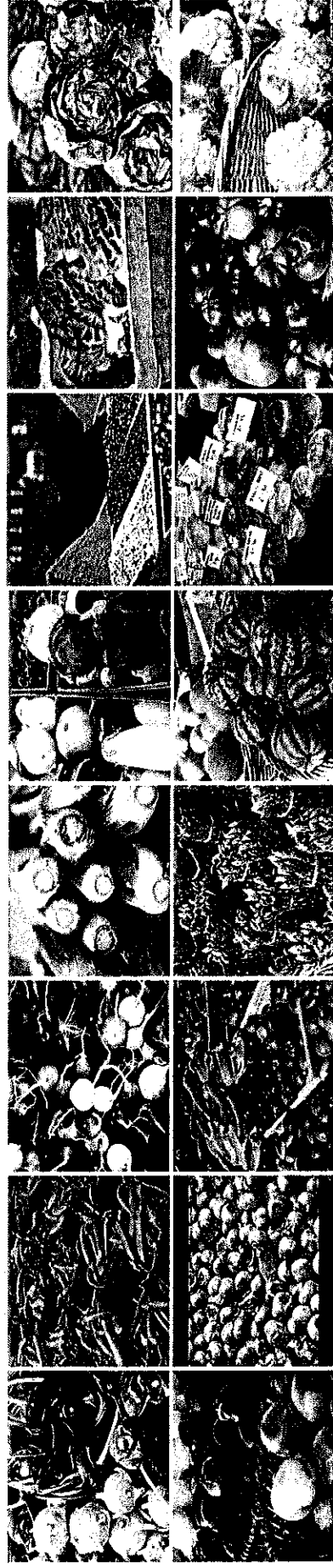
“The Bronxville Farmers’ Market has been a thriving, growing (39 vendors) and **successful market since releasing Community Markets.**”

“Management needs to know and **embrace the whole community** and keep an **open dialogue with Village officials.**”

OUR REQUEST

Decline renewal of DTE's operating agreement and instead grant the farmers market contract to the non-profit corporation to be formed by the Committee.

Support our efforts to develop and operate a farmers market that is reflective and inclusive of our diverse and vibrant community.



INTEROFFICE MEMORANDUM

To: Michael S. Blau, Village Administrator
From: Carol A. Booth, Village Clerk *CB*
Re: Resolution – Village Election – March 18, 2014
Date: October 15, 2013

Resolution Designating Offices to be filled and terms at the March 18, 2014
Village Election

WHEREAS, the next general Village election for officers will be held on Tuesday, March 18, 2014, and

WHEREAS, the Board of Trustees shall designate by resolution as well as have published the offices which are to be filled at the Village election and the terms thereof.

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby designates the following offices as vacant at the end of the current official year to be filled at the Village election on Tuesday, March 18, 2014, for the following terms:

Trustees (3) Two-year term each

BE IT FURTHER RESOLVED that the Village Clerk is hereby directed to publish this information in the official newspaper of the Village.

Kathy Deufemia

From: Mike Blau
Sent: Thursday, October 17, 2013 10:28 AM
To: Kathy Deufemia
Subject: FW: Minutes

Work Session

From: Carol Booth
Sent: Thursday, October 17, 2013 8:39 AM
To: Mike Blau
Subject: FW: Minutes

From: Peter Bartolacci [<mailto:pbartolacci@hotmail.com>]
Sent: Tuesday, October 15, 2013 12:31 AM
To: Carol Booth
Subject: Minutes

Carol,

What is the procedure for correcting minutes of the Board of Trustees meetings? When I presented to the Board on 8/19, the minutes say that I am trying to "replace" a retaining wall. This is incorrect. I said I was trying to "repair" a retaining wall. I would like the minutes to reflect this.

Thanks,

Peter Bartolacci

BE IT RESOLVED the Board of Trustees hereby approves the Audited Vouchers included in Abstract No. 2 and hereby orders the Audited Vouchers to be paid in the following amounts:

General	\$ 910,365.97
Water	261,798.97
Sewer Fund	0.00
Capital	7,725.05
Library	23,109.01
Trust & Agency	7,259.64
Total	\$1,210,258.64

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD. SPEAKERS HAVE FIVE (5) MINUTES BEFORE YIELDING TO THE NEXT SPEAKER; THEN THREE (3) MINUTES FOR ADDITIONAL COMMENTS

Celesti Colds Fechter and Ronald Fechter, 57 LeGrande Avenue, stated that their next door neighbor's property has a retaining wall that is collapsing onto their property. They notified their neighbor, had the wall inspected by Building Inspector Pennella and there has been no action since then to repair the wall. They noted that they don't know how to proceed and are now requesting direction from the Board of Trustees. Administrator Blau stated that he will follow up with the Building Department and get back to them tomorrow.

Peter Bartolacci, 67 Miller Avenue, stated that he is requesting help from the Board of Trustees regarding the requirements for site plan approval from the Planning Board and the applicability of the steep slopes provision in the Zoning Code to a retaining wall project on his property at 67 Miller Avenue. He is trying to replace an existing retaining wall on his property to alleviate the health and safety hazards currently present. Attorney Shumejda explained the details of the application and stated that it is properly before the Planning Board. Mr. Bartolacci stated that he is requesting a response from Attorney Shumejda as to why the steep slopes legislation applies to his application and why this project was required to be submitted to the Planning Board for approval. Mayor Fixell stated that Mr. Bartolacci can request a copy of the amendments to the steep slopes legislation and Board minutes associated with the amendments.

Comment [MB1]: Change to repair

ADJOURNMENT

Trustee Butler moved, seconded by Trustee McGee, and unanimously carried, that the meeting be adjourned at 8:51 p.m.

Carol A. Booth
Village Clerk

Flower Baskets – Downtown Commercial District

Main Street – 29 baskets

Village provides \$4,000 as matching grant to purchase flower baskets that go around light pole and plants for baskets

\$101.58 remaining in the grant

Broadway Proposal

There are 42 decorative light poles on Broadway

Purchase of 42 lamppost brackets that will hold two baskets per light pole	\$3,075.00
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Purchase of 84 17" hanging basket with coco liner	\$1,878.24
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Plants for baskets	\$5,608.00
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Total Cost for Broadway Proposal	\$10,561.24
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Matching Grant Funding from Village

One-half of film permit money for filming on public property in downtown business district placed in Trust Account for beautification projects in downtown commercial district (Broadway and Main Street)

Amount originally in Trust Account	\$9,775.00
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<u>Amount expended for Main Street</u>	<u>\$3,898.42</u>
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Amount remaining in Trust Account	\$5,876.58
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Merchants' Council seeking matching grant of \$5,300.00.

**VILLAGE OF TARRYTOWN
VILLAGE ADMINISTRATOR'S OFFICE
MEMORANDUM**

TO: Mayor Fixell and the Board of Trustees
FROM: Michael Blau, Village Administrator
RE: Taxicabs
DATE: October 24, 2013

On October 22, I sent an email to you providing notice that the move from the taxi stand and queuing area in the resident parking lot (north of Village Hall) to the MNRR station and four spaces on Cortlandt Street (southbound) by Main Street had created issues and complaints from the taxi drivers and companies. Please note that when the taxi stand was moved to the resident parking lot from the MNRR station, due to the construction at the station, the Village made it clear that the taxicabs would be moved back to the station area after the completion of the station construction. However, it took MNRR a year to create the taxi stand area.

Since the initial complaints on October 21, I have collected information for consideration by the Board in regards to this issue. A review of a Google Earth map evidences the fact that there were 10 spaces for taxicabs at the MNRR station prior to the construction project. In addition, the Village provided 4 queuing spaces in the same location where they are presently located on Cortlandt Street. When the taxi stand was moved to the resident parking lot, the Village provided 6 spaces along the roadway between the parking lot and Village Hall as well as 14 spaces across from the Portuguese American Club. The current configuration provides 4 spaces at the MNRR station as well as 4 queuing spaces.

One of the issues confronting the Village is the number of spaces that should be provided for taxicabs purposes at or near the MNRR station. I have a call into the Director of Government Relations to determine if we can work with them to create an improved system for the taxicabs at the station. However, there is another issue that predates the moving of the taxi stand and one that has been expressed to me by a number of taxi drivers – their conclusion that there are too many taxicabs in Tarrytown.

A review of our law evidences the following:

- Pre June 2001 – the Village would issue 20 taxicab licenses and 15 livery licenses.
- A Local Law adopted on June 18, 2001 increased the numbers to 30 taxicab licenses and maintained the number of livery licenses to 15. Please note that the Village has not issued a livery license in over 10 years.

- A Local Law adopted on January 22, 2002 eliminated the portion of the law limiting the number of taxicabs in the Village, allowing for “free market” in the taxi business.
- The rationale for eliminating the provision in the law limiting the number of taxicabs had to do with fairness, since one company had what was perceived as a “monopoly” on the taxicab business in Tarrytown (Knapp McCarthy).
- Some statistics are noted below for your review:
 - Taxicab licenses issued in 2010-2011 68
 - Taxicab licenses issued in 2011-2012 72
 - Taxicab licenses issued in 2012-2013 94
 - Taxicab licenses issued in 2013-2014 71
 - Municipal Car licenses issued in 2013-2014 34
 - Total taxicab/municipal car licenses for 2013-2014 105

Please be advised that until I receive direction from the Board of Trustees, I have issued a directive to both the Village Clerk and the WCTLTC that no new taxicab/municipal car licenses be issued.

I have also included with this memorandum a memorandum from 2000 issued by Chief Brown to Administrator Slingerland regarding taxicabs for your review.



Google earth


feet
meters



**TARRYTOWN POLICE DEPARTMENT
OFFICE MEMORANDUM**

DATE: January 28, 2000

TO: Richard Slingerland, Village Administrator

FROM: Scott W. Brown, Chief of Police 

SUBJECT: Taxi/Livery Ordinance Changes

At your request the department has, again, reviewed and proposes amending the Code of the Village of Tarrytown Chapter 273-Taxicabs and Liveries. This memo includes recommendations made by the Police Committee and incorporates suggested changes as outlined in my memos dated June 14, 1999, July 13, 1999 and August 9, 1999 on the same topic.

It is apparent that no satisfactory solution to the taxi dilemma in Tarrytown has been reached after countless meetings with taxi owners, hours of public comments at Board of Trustees meetings and a tremendous amount of police department manpower and effort. Taxi owners are not, for the most part, willing to compromise to achieve what I presume is still our goal, to provide reliable, safe and efficient service to the residents of the Village of Tarrytown and the general public.

Therefore, the department is recommending a partial deregulation of the taxi and livery business. Numerous revisions will be necessary to achieve this deregulation and, at the same time, address other sections of the existing code that need attention.

Our Code in conjunction with Police Committee Designations licenses and/or regulates the business, vehicles, drivers and the parking stands at the Railroad Station. The provisions which require the licensing of the business should be left intact. There are no limits as to the number of companies which can become licensed to do business in the village. Additionally, we cannot mandate that a company have a place of business or a business address within the village to become licensed. We will continue to require full disclosure on applications, such information to include officers of the corporation, business certificates, proof of insurance, etc.

The Code does not limit the number of individuals who can become licensed as taxi/livery drivers. There will be no change in this provision.

Section 273-10(D) of the Code states "The Police Committee for the Village of Tarrytown shall determine the appropriate number of taxicab and livery licenses to be issued in the Village. That number shall not exceed twenty-two (22) taxicab licenses and fifteen (15) livery licenses. The Board of Trustees may, by resolution, modify these numbers." This section has been the focal point. Those entities holding the majority of the taxicab licenses wish to maintain their advantage and oppose increasing the number of available licenses, those companies who have been awarded only one license claim they need more to do business and finally, new companies who wish to operate at the railroad station are prohibited from doing so because of lack of available licenses. Prior negotiations with company owners have failed to arrive at a satisfactory solution. Both sides present strong arguments, the Police Department which attempts to enforce the Code and the general public which utilizes the taxi/livery service remain in limbo with no resolution. My memo of June 14, 1999 states the deregulation of the taxicab/livery vehicle licensing provisions will alleviate the claims that the village is partial to any one entity, that the village has created and allows a monopoly to exist, will promote the free enterprise system and will level the field for newcomers who wish to provide a service.

Although the Village will not limit the number of taxicabs or liveries that can do business at the Station it will continue to regulate, license and inspect the vehicles. Any vehicle which services the Station must be from a company licensed to do business in the Village of Tarrytown, be operated by a driver who is licensed in the Village, display a valid inspection certificate from the State of New York and pass inspection by the Village of Tarrytown.

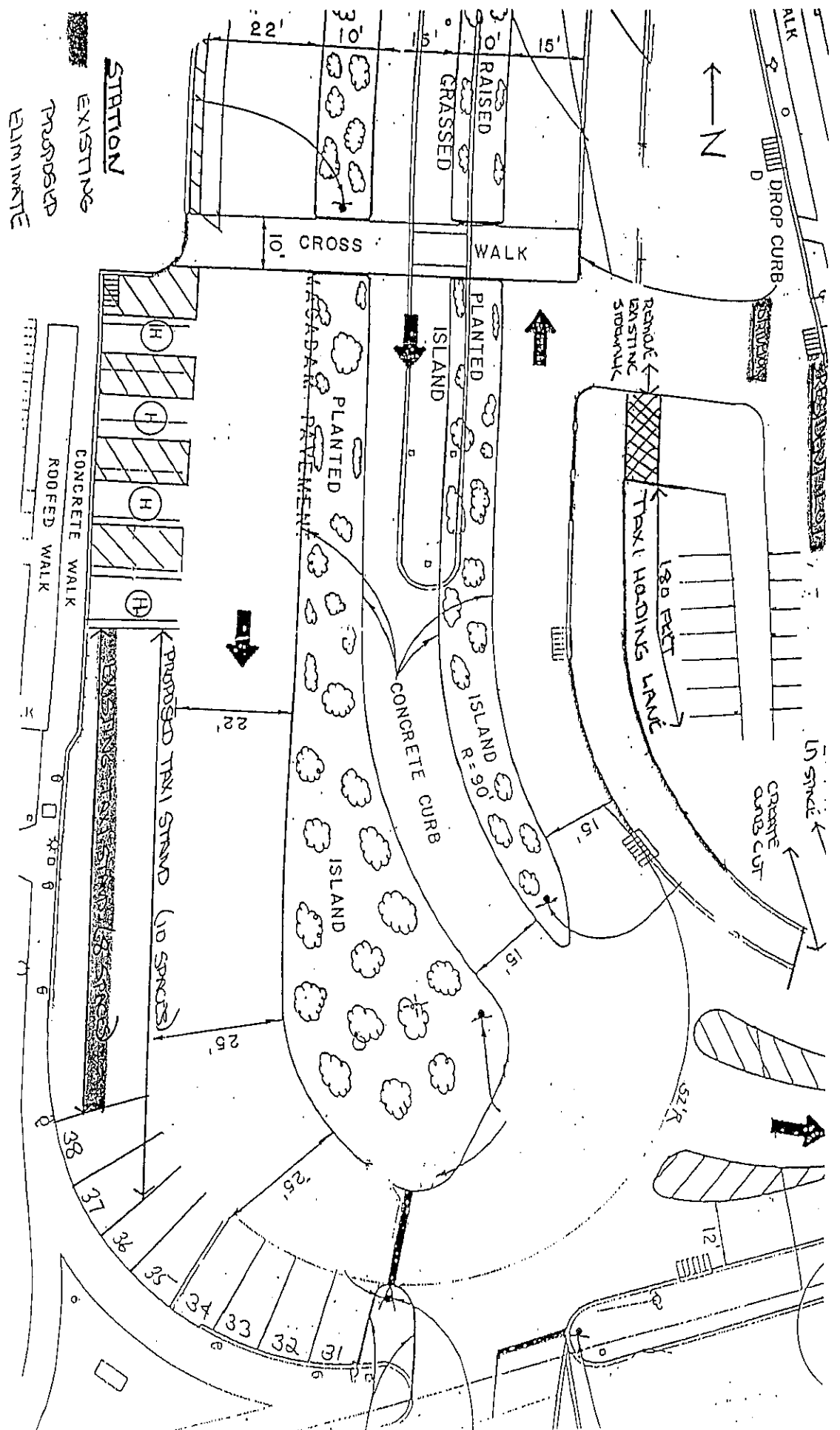
In addition, as outlined in the June 14, 1999 memo I would recommend instituting the following changes:

1. The Village leases assigned taxi and livery spaces at the Railroad Station on a yearly basis for a nominal fee. This practice should be abolished.
2. Increase the current taxi stand area from eight (8) parking spaces to ten (10) spaces by removing meters #37 & #38.
3. Leave existing livery stand but delete the company designations.
4. Remove the current taxi holding lane adjacent to the Bridge Ramp.
5. Create a new taxi holding lane in the westernmost portion of the new resident permit parking lot. This would require removing a portion of the existing sidewalk near the driveway and creating a curb cut. Remove one (1) space within the lot to facilitate access. Add pavement markings to create a taxi holding lane as indicated on the attached diagram.. This creates a taxi holding lane in full view of the station and addresses complaints by both taxi drivers and passengers.

This proposal was reviewed by staff last summer. The changes can be implemented by village forces with minimal expense. This will allow taxicabs whose companies, drivers and vehicles are licensed by the Village of Tarrytown to pull into the available spots in front of the station on a first come first served basis. Once, and if, these ten spots are full the next arriving taxi enters the new holding lane and waits for an available space at the Station. Once a space opens, the driver proceeds north through the Depot, turns at the intersection and occupies the open space. Taxis returning from calls may pull directly into the Station if a space is open. A commuter exiting the train has the option of selecting a taxi from those available at the taxi stand or may walk across the street and choose cab from the company of their choice from the holding lane. Existing prohibitions on hacking will remain unchanged.

In my opinion, the above recommendations should be enacted, in their entirety by the Board of Trustees. I realize ordinance changes must survive the public hearing phase, however, comments must be kept to a minimum and remained focused on the issues at hand. As stated, we have devoted countless hours to meetings and discussions most of which have been fruitless. I believe the proposed changes are fair and represents everyone's best interest. I strongly urge the Mayor and the Board of Trustees to adopt this legislation and endorse these changes.

The legislation necessary to implement these changes attached.



PLEASE TAKE NOTICE that the Board of Trustees of the Village of Tarrytown will hold a public hearing on _____ at 8:00 p.m. in the Municipal Building 21 Wildey Street, Tarrytown, New York to hear and consider the following amendments to Chapter 273 of the Code of the Village of Tarrytown entitled Taxicabs and Liveries.

Material to be deleted is shown between parenthesis; new material appears in bold type.

Section 273-8 [F]

A taxicab license or a livery license may not be transferred or sold by the person, firm, corporation, partnership or entity that hold the license, to any other person, firm, corporation, partnership or entity. Any attempt to sell or transfer a taxicab license or a livery license as defined herein will result in the forfeiture of said license to the village. (for licenses issued after July 1, 1997, Any person, firm, corporation, partnership or entity holding licenses before July 1, 1997 will be permitted to transfer or sell them. Once sold, or transferred, licenses owned before July 1, 1997 will be subject to this section. (section added 9/15/97).)

(Section 273-10 [D] ***Section to be deleted in its entirety

The Police Committee for the Village of Tarrytown shall determine the appropriate number of taxicab licenses and livery licenses to be issued in the Village. That number shall not exceed twenty (20) taxicab licenses and fifteen (15) livery licenses. The Board of Trustees may, by resolution, modify these numbers. A review of the number of licenses shall occur whenever a request for a new taxicab license or livery license is made to the Village, however, in no case shall the time between reviews be less than six months nor extend beyond a period of three (3) years. Any entity (limited liability company, corporation, partnership or individual) that is awarded a designated livery space at the Metro North Commuter Railroad Station, under the terms and condition of any lottery prescribed and directed by the Police Committee for the Village of Tarrytown, shall be awarded three (3) livery licenses. Said licenses are the property of the Village of Tarrytown and shall revert back to the Village should any entity (limited liability company, corporation, partnership or individual) not be in compliance with Section 273-10(h) of this chapter.)

(Section 273-10 [E]) ***Section to be deleted in its entirety

The Police Committee shall have a period of ninety (90) days to consider a request for additional taxicab or livery licenses.

(Section 273-10 [F]) ***Section to be deleted in its entirety

In no case shall one (1) entity (limited liability company, corporation, partnership, or individual) possess more than sixty (60) percent of the taxicab licenses available in the Village. In the case where an entity already possesses in excess of the sixty percent (60%) of the taxicab licenses at the time of this amendment to the Code, such entity will be allowed to retain the same number of taxicab licenses that are in its possession. In no case shall one (1) entity (limited liability company, corporation, partnership, or individual) possess more than forty (40) percent of the livery licenses available in the Village. Ownership of a taxicab and/or livery entity (limited liability company, corporation, partnership or individual) even though independently incorporated, formed and/or operated, are deemed to be a single ownership under this section, if such ownership includes overlapping officers, directors, shareholders, owners, members of the same family or partners. (as amended 9/15/97).

(Section 273-10 [G]) **Section 273-10[D]**

(Section 273-10[H]) ***Section to be deleted in its entirety

All livery licenses to be awarded via a lottery system run by the Village. The rules governing said lottery system to be established by the Police Committee.)

(Section 273-10 [I]) **Section 273-10[E]**

(Section 273-10 [J]) **Section 273-10[F]**

Section 273-11 Taxicab Stand/Livery Stands

A. General

[1] Any vehicle licensed under the requirements of this Chapter which uses the parking area designated as taxicab stands/livery stands and/or the holding area

for the Metro North Commuter Railroad Station is required to place the Village as and additional (named) insured on the vehicles and owners (general liability) auto insurance policy. [as amended 9/15/97]

- [4] All taxicabs and liveries shall park only in designated parking spaces and designated holding areas so marked for taxicabs and liveries. (Said parking spaces and holding areas as shown on Appendix A of this Chapter.)

Section 273-14[D]

No vehicle may be licensed as a taxicab or livery in the Village of Tarrytown unless same is of the type know commonly as a four-door sedan or is a station wagon or suburban vehicle with at least four [4] doors or is a passenger van with two [2] doors and a sliding door. Under no circumstances shall any vehicle be licensed as a taxicab or livery which has on two [2] doors for the use of the occupants, including the driver or seats more than fourteen [14] passengers. **Taxicabs shall have the name of the company, the company telephone number and cab number assigned to the vehicle clearly marked in letters or numerals of at least two [2] inches in height. These are to be on the driver and passenger side of the vehicle and are to be in a sharply contrasting color to that of the vehicle. Taxicabs shall also have a roof light as commonly used with the word "Taxi" printed on the front and back in two [2] inch letters. Livery vehicles shall be required to have the same lettering and numbering as taxicabs, however, the word "Taxi" shall not be included nor is a roof light to be installed on the vehicle.**

Section 273-14[G]

All taxicabs licensed hereunder are expected to be available for public use on the arrival of all trains and especially in bad weather, and failure of a licensee to render reasonable service in the respect shall be cause for suspension of the taxicab **business** license. Liveries licensed hereunder are expected to meet only trains for which they have a prearranged fare, and failure of a licensee to render reasonable service in the respect shall be cause for suspension of the livery **business** license.

Section 273-14[I]

No driver of a taxicab parked in a taxicab stand **or holding lane** created pursuant to this Chapter shall refuse to carry the person first applying to him/her for service.

Section 273-14[M]

Any vehicle licensed under the requirements of this Chapter which uses the parking area designated as taxicab or livery stands and/or waiting and loading area for the Metro North Commuter Railroad Station, is required to place the Village as an additional (named) insured on the vehicles and the owning companies (general liability) **auto** insurance policy.

(Section 273-14[O])

***Section to be deleted in its entirety

It shall be deemed sufficient reason for the suspension and/or revocation of a taxi or livery driver's license if there are five (5) or more convictions for moving violations, as defined under the Vehicle and Traffic Law of the State of New York, within a twelve [12] month period.)

(Section 273-14[P])

***Section to be deleted in its entirety

It shall be deemed sufficient reason for the suspension and/or revocation of a taxi or livery driver's license if five [5] or more written and signed complaints, which can be verified, are received from the general public within a twelve [12] month period, as to a taxi or livery driver's driving, appearance, conduct and behavior while on the job.)

Section 273-14[O]

The Chief of Police or his designee shall investigate all complaints regarding taxi and/or livery companies, vehicles or drivers that are licensed by the Village of Tarrytown and which occur within the geographical jurisdiction of the village. The Chief may, upon investigation, refer the matter to the Police Committee for further review and possible disciplinary action.

Section 273-14[P]

The Chief of Police or his designee may, from time to time, cause to have a Department of Motor Vehicles inquiry run on any taxi or livery vehicle or taxi or livery driver licensed by the Village of Tarrytown. The Chief or his designee shall have the right to question any licensee regarding any violation(s) that may be discovered. The Chief may, upon investigation, refer the matter to the Police Committee for further review and possible disciplinary action.

Section 273-16

Police Committee

From time to time the Police Committee for the Village of Tarrytown shall promulgate rules, designations, directives and mandates as enumerated in the Chapter. These rules, designations, directives and mandates shall be contained in Appendix (B) A of this Chapter.


All interested parties are invited to attend and be heard. Access to the meeting room is available to the elderly and the handicapped. Signing is available to the hearing impaired; request must be made to the Village Clerk at least one week in advance of meeting.

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF TARRYTOWN

LOUISE CAMILLIERE
VILLAGE CLERK

DATED: _____

**TARRYTOWN POLICE DEPARTMENT
OFFICE MEMORANDUM**

DATE: January 27, 2000
TO: Richard Slingerland, Village Administrator
FROM: Scott W. Brown, Chief of Police 
SUBJECT: New Police Committee Designations

NOTE: The following contains designations as prescribed by the Police Committee. They are provided for informational purposes only to clarify the proposed ordinance changes. They need not be ratified by the Board of Trustees.

POLICE COMMITTEE DESIGNATIONS FOR THE TAXICAB/LIVERY CODE

SECTION 273, CODE OF THE VILLAGE OF TARRYTOWN

As amended by the Police Committee on 01-27-00

APPENDIX A

The Police Committee of the Village of Tarrytown, New York hereby prescribes the following designations pertaining to taxicabs and liveries:

A. Drug Testing-Section 273-4(A)(8)

1. Healthstar is hereby designated as the official provider of drug testing services for the Village of Tarrytown.
2. Drug testing shall be conducted at random times as agreed upon between the provider and the Village of Tarrytown.
3. No person, licensed under Section 273-4(A) of this ordinance, shall refuse to submit to random drug testing.
4. Any person, licensed under Section 273-4(A) of this ordinance, who shall refuse to comply with random drug testing, shall have his/her Taxicab/Livery Driver's License suspended, pending review, as per Section 273-7.1 of this Chapter.
5. Any person, licensed under Section 273-4(A) of this ordinance, who shall show a positive screening for drugs shall have his/her Taxicab/Livery Driver's License suspended, pending review, as per Section 273-7.1 of this Chapter.
6. The Police Committee, pending review, may recommend to the Mayor suspension and/or revocation of a Taxi/Livery Combination Driver's License for any violation or repeat violations of this policy.

B. Display of Taxicab/Livery Driver's License-Section 273-7(E)

The Taxi/Livery Combination Driver's License shall be consistently and conspicuously affixed (i.e. thumbclip) to the dashboard on the front passenger side of the vehicle, facing passengers, whenever the taxi or livery driver is engaged in his/her employment.

C. Display of Taxicab/Livery Driver's Badge-Section 273-7(F)

The taxicab or livery driver's badge shall be consistently and conspicuously displayed, above the waist on the outer garment, of all taxicab and livery drivers while such driver is engaged in his/her employment

D. Inspection of Vehicles-Section 273-9(A)

All licensed taxicabs and liveries shall be inspected by the Chief of Police or his designee. Vehicles shall be inspected for conformity with New York State Department of Motor Vehicles requirements, cleanliness and appearance. Said inspections to be performed, at a minimum, annually.

E. Display of Taxicab/Livery License-Section 273-10(A)

Said taxicab and livery license to be securely fastened to the dashboard adjacent to the taxicab or livery combination driver's license.

F. Taxicab Stands-Section 273-11(B)

The Police Committee hereby designates as the approved Taxi Stand the ten (10) spaces, so marked, south of the Metro North Commuter Railroad Station.

G. Livery Stands-Section 273-11(C)

The Police Committee hereby designates as the approved Livery Stand the three (3) spaces, so marked, and numbered north of the Metro North Commuter Railroad Station.

H. Schedule of rates; display; disputes

1. A listing of the zones and fee schedules shall be made available to each licensee by the Village Clerk. Said listing is to be reproduced, at the licensee's expense, and made available upon request. It is the responsibility of the licensee to insure an adequate supply of said cards is kept in every vehicle at all times.

2. A sticker stating:

“Ask driver for fee schedule
Report complaints to Tarrytown Police
631-5546”

will be made available to each licensee by the Village Clerk. Said sticker is to be permanently affixed in the rear passenger compartment of each licensed vehicle in a fashion so that it be clearly visible to all passengers. It shall be the responsibility of the licensee to obtain replacement stickers from the Village Clerk as necessary.

I. TAXICAB HOLDING AREA

The posted, westernmost area of the resident commuter parking lot in Depot Plaza approximately opposite the railroad station..