

Bedford Hills, New York  
July 14, 2009

A public hearing was held by the Town Board of the Town of Bedford on July 14, 2009 at the Town Offices, 321 Bedford Road, Bedford Hills, New York to consider Local Law #6-2009, Amendment to Chapter 125 – Zoning – of the Code of the Town of Bedford for Central Business (CB), Roadside Business (RB) and Light Industrial (LI) districts. The meeting was called to order at 8:36 P.M. by Supervisor Roberts.

<b>Present:</b>	Lee V. A. Roberts	:Supervisor
	Peter Chryssos	:Councilman
	Francis Corcoran	:Councilman
	David Gabrielson	:Councilman
	Chris Burdick	:Councilman
	Lisbeth Fumagalli	:Town Clerk
	Joel H. Sachs	:Town Attorney
	Nancy Tagliafierro	:Town Attorney
	Jeffrey Osterman	:Director of Planning

And sixty (60) residents/observers.

Proof of publication was presented and ordered filed. The public notice was published in the Bedford Pound Ridge Record Review on July 3, 2009.

Mr. Osterman reviewed the proposed change to the zoning map, enacting the change in zoning from Central Business (CB) to Roadside Business (RB) designation along Route 117 south of Bedford Hills toward the Mount Kisco boundary and pointing out that the drive through uses currently along that road would be permitted.

John Marwell, attorney representing the Arrowood property requested that this parcel in Katonah receive this zoning designation change.

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

WHEREAS, the Town Board has reviewed a Full Environmental Assessment Form in conjunction with proposed Local Law #6-2009; and

WHEREAS, since the Town Board is the only governmental agency with authority to approve the zoning map amendments as set forth in proposed Local Law #6-2009;

NOW, THEREFORE, BE IT RESOLVED that pursuant to New York State Environmental Quality Review Act

- (a) the Town Board of the Town of Bedford hereby declares itself Lead Agency in conjunction with the proposed action,
- (b) the Town Board hereby declares that proposed Local Law #6-2009 is a Type I action and
- (c) the Town Board hereby issues a Negative Declaration in conjunction with the proposed action.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

WHEREAS, the Town Board has proposed a zoning map change to change the zoning designation of certain properties within Bedford Hills from the CB zoning district to the RB zoning district; and

WHEREAS, such proposed amendments have been referred to the Town of Bedford Planning Board and the Westchester County Department of Planning for reports and recommendations; and

WHEREAS, the Town Board has received written and oral comments on the proposed zoning text changes; and

WHEREAS, the Town Board has reviewed a Full Environmental Assessment Form under SEQRA; and

WHEREAS, the Town Board has declared itself Lead Agency with regard to the proposed action; and

WHEREAS, the Town Board has determined that this is a Type I action; and

WHEREAS, the Town Board has determined to issue a Negative Declaration in regard to the proposed zoning map amendment; and

WHEREAS, after reviewing all the materials received by the Town Board and hearing public comment;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Bedford hereby adopts Local Law #6-2009 which consists of changes in the Zoning Map from the CB to the RB Zoning Districts as indicated in the Proposed Local Law and on the attached map,

LOCAL LAW NO. 6 - 2009 TO AMEND CHAPTER 125 OF THE TOWN CODE

BE IT RESOLVED, that the Town of Bedford Amends Chapter 125 of the Code of the Town of Bedford regarding Zoning as follows:

**BE IT ENACTED** by the Town Board of the Town of Bedford as follows:

Section 1. Pursuant to Section 125-5 of the Code of the Town of Bedford regarding Zoning, the Zoning Map of the Town of Bedford is amended to change the zoning designation of certain parcels abutting Route 117 in Bedford Hills by changing the zoning designation of such parcels or portions thereof from the CB zoning designation to the RB zoning designation as follows:

Section-Block-Lot		
71.12-2-31	71.12-2-27	71.12-2-14
72.5-1-32	72.5-1-5	72.5-1-29
71.12-2-32	71.12-2-26	71.8-2-29
72.5-1-33	72.5-1-2	71.12-2-29
71.12-2-33	71.12-2-41	71-12-2-42
71.12-2-21	71.8-2-28	71.12-3-13
71.12-2-34	71.12-2-20	71.12-2-12
72.5-1-20	60.17-2-2	71.12-2-5
71.12-2-35	72.12-2-18	71-12-2-4
71.8-2-27	72.12-2-16	72.5-1-23
72.5-1-39	71.8-2-31	72.5-1-7
72.5-1-39.1	72.5-1-27	72.5-1-25
72.5-1-41	71.8-2-30	71.8-2-20
71.8-2-41	71.12-2-13	71.8-2-31
71.12-2-43	71.12-2-12	72.5-1-8
72.5-1-50	71.8-2-22	72.5-1-9
71.12-2-1	71.12-2-2	72.5-1-51
71.8-2-21	71.8-2-19	71.8-2-20
72.5-1-3	71.12-2-36	72.5-1-40

71.12-2-3	71.8-2-40	71.8-2-39
71.12-2-19	71.12-2-17	71.8-2-30
72.5-1-4	72.5-1-22	72.5-1-10
72.5-1-6		

Section 2. This Local Law shall become effective upon filing with the Office of the Secretary of State.

[ - - - - - ] – deleted material

**Bold - added material**

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the hearing to consider Local Law #6-2009, Amendment to Chapter 125 – Zoning – of the Code of the Town of Bedford for Central Business (CB), Roadside Business (RB) and Light Industrial (LI) districts be closed.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board shall discuss a matter of personnel in an executive session to be conducted following the close of the hearing.

The Town Board adjourned to executive session at 8:45 pm.

The meeting was reconvened at 9:30 pm to vote upon the following:

On a motion by Mr. Corcoran, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

WHEREAS, Jeffrey Dickan joined the Bedford Police Department on January 1, 1983 and has been promoted through the ranks to his current position of Detective Sergeant; and

WHEREAS, as a result of the retirement of Lieutenant John Corbett a vacancy exists for a lieutenant;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby promote Jeffrey Dickan, to the position of Lieutenant in the Bedford Town Police, effective July 15, 2009.

The meeting adjourned at 9:40 pm.

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Lisbeth Fumagalli, Town Clerk