

Board of Trustees
Village of Tarrytown
Regular Meeting No. 13
August 15, 2016
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees: Butler, Hoyt, McGee, McGovern and Zollo;
Village Administrator Blau; Village Treasurer Hart; Village Attorney Zalantis and Village Clerk
Booth

ABSENT: Trustee Brown

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF TARRYTOWN IN
OPPOSITION TO PROPOSED RULE 2016-13701

Trustee Hoyt moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 6-0

WHEREAS, the Coast Guard is considering establishing new anchorage grounds in the Hudson River from Yonkers to Kingston have proposed a rule establishing such new anchorage grounds; and

WHEREAS, there are three proposed anchorage grounds in the Hudson River adjacent to the Hudson River shoreline in Westchester County and Rockland County and those locations are known as Yonkers Extension, Montrose Point and Tompkins Cove; and

WHEREAS, Scenic Hudson and Riverkeeper, as well as many municipalities have voiced their concern and opposition to the establishing new anchorage grounds; and

WHEREAS, the only notification that has been provided by the Coast Guard regarding the proposed anchorage grounds is through the publication in the Federal Register allowing a 35 day comment period; and

WHEREAS, the Village, in collaboration with other funding agencies, including the New York State Department of State, the New York State Office of Parks, Recreation and

Historic Preservation, the US Department of Agriculture National Resources and Conservation Service, Westchester County and Scenic Hudson have invested considerable funds to create new parks along the Hudson River to increase public access, both direct and visual, as well as provide for expanded recreational opportunities for residents and non-residents alike and the anchorages will impact upon Hudson River views throughout the riverfront, including light pollution from the anchored ships and barges; and

WHEREAS, in addition to the riverfront improvements constructed by the Village and its funding partners, there has been significant private residential development on the Tarrytown riverfront; and

WHEREAS, the proposed anchorage site abuts the main shipping channel of the river, which will increase congestion on the river and may lead to collisions; and

WHEREAS, recreational boaters will be required bypass the anchorages which may create a safety issue for such recreational boaters; and

WHEREAS, large anchoring equipment used by commercial vessels disturb bottom sediment and can damage wildlife habitat, including those of endangered species that live in and about the river; and

WHEREAS, the anchoring of ships and barges pose health, safety and welfare concerns from possible oil and fuel spills, as well as homeland security issues along the riverfronts; and

WHEREAS, the Board of Trustees accepted the Local Waterfront Revitalization Program document for the Village of Tarrytown, by resolution adopted on August 17, 2015, and submitted the document to the New York State Department of State for review, comment and approval and that accepted document includes the Federal Coastal Zone Management Act (CZMA) requirements; and

WHEREAS, one of the requirements of the CZMA mandates that each Federal agency activity within or outside the coastal zone that affects any; and or water use or natural resource of the coastal zone shall be carried out in a manner which is consistent, to the maximum extent as practicable, with the enforceable policies of approved LWRP's Procedures for LWRP consistency review and determination of direct actions and permit/license actions of federal agencies are coordinated by the New York Department of State (DOS); and

WHEREAS, that consistency analysis has not been completed for the anchorage grounds; and

WHEREAS, the foregoing impacts of the new anchorage grounds have not been adequately studied, including the identification of all impacts from the proposed anchorage grounds.

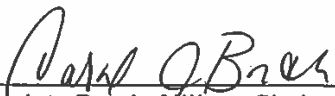
NOW THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown notes that proposed rule 2016-13701 was not promulgated in accordance with proper Federal, State and Local regulations and is therefore should be considered null and void; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby register its opposition to proposed rule USCG 2016-13701 and urge its disapproval; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown urge residents to voice their concerns on the proposed new anchorage locations identified as USCG-2016-0132 at <http://www.regulations.gov> by September 7, 2016.

BE IT FURTHER RESOLVED that this resolution be distributed to Senator Charles Schumer, Senator Kristen Gillebrand, Congressperson Nita Lowey, Congressperson Eliot Engel, Governor Andrew Cuomo, Secretary of State Rossana Rosado, Senator Andrea Stewart-Cousins and Assemblyperson Thomas Abinanti.

I, Carol A. Booth, the undersigned Village Clerk, do hereby certify that the above is a true and correct excerpt of the minutes of the August 15, 2016 of the Board of Trustees Organizational Meeting.



Carol A. Booth, Village Clerk
Dated: August 17, 2016

Official Seal