

**TOWN OF KENT  
TOWN BOARD MEETING  
Tuesday, July 16, 2019**

**Executive Session** – 5:30 p.m.

To discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and the proposed acquisition, sale or lease of real property

**Workshop** –

1. Pledge of Allegiance
2. Library - submittal of library funding proposition to the Board of Elections
3. Building codes and septic inspections – Bill Walters, Building Inspector
4. Code enforcer – correct violations at TM#11.20-1-41, TM# 33.74-1-36, TM# 33.32-1-18, TM# 33.35-2-13, and TM# 22.58-1-35
5. Planning Board – bond return for TM# 33.18-1-13 and TM# 11.-2-44.2
6. Consolidated Funding Applications for Lake Carmel and Palmer Lake
7. Accept gift for tree planting initiative from Carmel Rotary
8. Announcements
9. Public Comment

**Meeting**

1. Roll Call
2. Vote on the following:
  - a. Contract to correct violations at TM#11.20-1-41, TM# 33.74-1-36, TM# 33.32-1-18, TM# 33.35-2-13, and TM# 22.58-1-35
  - b. Bond return for TM# 33.18-1-13 and TM# 11.-2-44.2
  - c. Authorize Supervisor to submit Consolidated Funding Applications
  - d. Gift for tree planting initiative
  - e. New member for Zoning Board of Appeals
3. Vouchers and Claims
4. Correspondence
5. Public comment

Yolanda "Lana" D. Cappelli, Town Clerk  
 Town Clerk's Office  
 Email: lcappelli@townofkentny.gov



Lauren Louderback, Deputy Town Clerk  
 Email: deputy1@townofkentny.go  
 Lucy Pirro, Deputy Town Clerk  
 Email: deputy2@townofkentny.go

25 Sybil's Crossing  
 Kent Lake, NY 10512  
 Tel. No: (845) 225-2067  
 Fax No: (845) 306-5282

June 27, 2019

Dear Supervisor Fleming and Members of the Town Board:

I am in receipt of a resolution by the Board of Trustees of the Kent Public Library, as well as a petition consisting of 112 pages and 981 signatures requesting that the following question be placed on the ballot to be voted on at the next general election:

**SHALL THE ANNUAL CONTRIBUTION OF THE TOWN OF KENT FOR THE OPERATING BUDGET OF THE KENT PUBLIC LIBRARY BE INCREASED BY THIRTY NINE THOUSAND FIVE HUNDRED THIRTY SIX DOLLARS (\$39,536) TO THE SUM OF FIVE HUNDRED SIXTY SIX THOUSAND SIX HUNDRED EIGHTY SIX DOLLARS (\$566,686) ANNUALLY?**

I have reviewed the Petition and verified 910 signatures as voters registered in the Town of Kent. I have also conferred with the Putnam County Board of Elections and been advised that ten percent of the votes cast for Governor by registered Kent voters at the last gubernatorial election equals 524 votes. Because the number of verified signatures on the Petition exceeds 524, I ask that the attached Resolution be placed on the Town Board Agenda for the July 2, 2019 meeting.

*Yolanda D. Cappelli*

Yolanda Cappelli, Town Clerk



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A RESOLUTION OF THE BOARD OF TRUSTEES  
OF THE KENT PUBLIC LIBRARY

A meeting of the Board of Trustees of the Kent Public Library was held at 7 p.m. on the 18th day of June 2019.

The following Trustees were present, constituting a quorum of the Board: Michael Mahoney, Irene Rohde, Florence Ratti, Thomas Maxson, Jessica McMath, Martha Collins, Michael McDermott, Otto Romanino, and Kathryn D'Angio,

The following motion was made, seconded and unanimously carried:

WHEREAS, there has been presented to the Board of Trustees of the Kent Public Library a petition signed by qualified voters of the Town of Kent in a number exceeding ten (10%) per centum of the total number of votes cast for Governor in the Town of Kent at the last gubernatorial election, asking that the following question be placed upon the ballot and voted on at the next general election of the Town of Kent:

SHALL THE ANNUAL CONTRIBUTION OF THE TOWN OF KENT FOR THE  
OPERATING BUDGET OF THE KENT PUBLIC LIBRARY BE INCREASED BY THIRTY  
NINE THOUSAND FIVE HUNDRED THIRTY SIX DOLLARS (\$39,536) TO THE SUM OF  
FIVE HUNDRED SIXTY SIX THOUSAND SIX HUNDRED EIGHTY SIX DOLLARS  
(\$566,686) ANNUALLY?

and

WHEREAS, the endorsement of this Board of Trustees of the Kent Public Library is required before such question may be placed upon the ballot


NOW, THEREFORE, BE IT RESOLVED, that this Board of Trustees hereby endorses the petition presented to it and directs that the following question be voted on at the next general election of the Town of Kent:

Certification of the Proposition by the Town Clerk to the Board of Elections is a "mandatory, nondiscretionary action." Id. at 806; see also Matter of Rose Memorial Library Association v. Skinner., Index No. 034595, Sup. Ct., Rockland County. (September 29, 2017, Eisenpress, J.) (directing the town clerk to certify and transmit the proposition contained in the petition filed with her to the Board of Elections for placement on the general election ballot). The Town Clerk is required to certify the Proposition to the Board of Elections no later than August 5, 2019. Election Law § 4-108(1)(b).

The Library indicated that one or more members of the Town Board suggested that the Town Board might increase its appropriation to the Library if the Library would withdraw the petitions. More than 900 Town voters have expressed their interest in having the Proposition on the ballot at the 2019 General Election, however, and the Library Board of Trustees has already endorsed the Proposition and transmitted it to the Town Clerk. Even if the Library Board of Trustees were able to ignore its own prior determinations, it would be ill-advised to disregard the will of so many voters who have expressed their support for the Library.

I hope the Town will move the Proposition forward without any further delay. Please contact me if you have any questions or concerns.

Very truly yours,



Ellen M. Bach

cc: Carol Donick



**William Walters**  
Building Inspector



Phone: (845) 306-5597  
Fax: (845) 225-5130

25 Sybil's Crossing  
Kent Lakes, NY 10512

Date:

Name:  
Address:  
Carmel, NY 10512

Periodic Inspection Report #:  
TM. #

Dear Property Owner:

Beginning May 1, 2011, owners of properties in the Town of Kent which rely upon septic tanks and sewage disposal systems are required to have an inspection performed on their septic tanks and sewage disposal systems once (1) every five (5) years. Your local septic company performs these inspections. Upon the completion of any inspection, the septage hauler furnishes a copy of the inspection report to the Town's Code Enforcement Officer, a copy to the Putnam County Health Department and a copy to you, the homeowner. Property owners are required to maintain a copy of the report for a minimum of six (6) years.

Failure to have your system inspected is a violation of the Town Code and may subject you to penalties.

Our records indicate that your last periodic inspection for your septic system has expired as of 1/19/2018.

Please arrange for an inspection of your system as soon as possible to avoid any violation and/or penalties.

Respectfully,

William Walters

**William Walters**  
Building Inspector



Phone: (845) 306-5597  
Fax: (845) 225-5130

25 Sybil's Crossing  
Kent Lakes, NY 10512

Date:

Name:  
Address:  
Carmel, NY 10512

The Town of Kent has found it necessary to require that property owners maintain their septic systems (also known as separate sewage disposal systems/on-site sanitary systems) properly to prevent possible hazards to public health, minimize potential failure and protect the water supplies in the Town of Kent.

The Town of Kent Code specifies in Section 60-3 that:

Beginning on May 1, 2011, the owner of any parcel located within the Town of Kent which relies upon a separate sewage disposal system/on-site sanitary system shall cause an inspection to be performed on said separate sewage disposal system/on-site sanitary system at a minimum frequency of once every five years.

Your local septic company performs these inspections. Upon the completion of any inspection, the septage hauler will furnish a copy of the inspection report to the Town's Code Enforcement Officer, a copy to the Putnam County Health Department and a copy to you, the homeowner. You are required to maintain a copy of the report for a minimum of six (6) years.

Failure to have your system inspected is a violation of the Town Code and may subject you to penalties.

If you have not had your septic system inspected in the last five (5) years, please do so to protect our water and to avoid penalties.

Respectfully,

  
William Walters



## **CODE ENFORCEMENT**

4

**OF THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512  
845-306-5598**

**July 15, 2019.**

**From: Zoning Enforcement Officer, Town of Kent:  
To: Supervisor Fleming, Town board members, Town of Kent:  
Subject: Violations requiring town corrective action:**

**Enclosed please find violations issued by the undersigned and bids for correction.  
Site owners have not responded to Notices of Violation.**

**Locations requiring correction and lowest bids for site:**

**58 Whangtown Road \$150.00  
8 Heathcote Road. \$130.00  
30 Craft Road \$150.00  
97 Clubhouse Drive \$150.00  
26 Geneva Drive \$175.00**

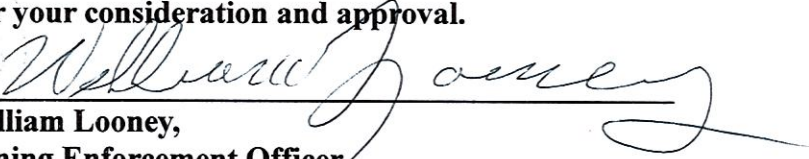
**Above stated bids were submitted by J.B. Affordable Care Inc.**

**Rohna Landscapping failed to submit a bid.**

**Dirt and Demo Inc. failed to submit a bid.**

**Notices of Violation and bids are enclosed.**

**For your consideration and approval.**

  
**William Looney,  
Zoning Enforcement Officer,  
Town of Kent.**

25 Sybil's Crossing  
Kent Lakes, NY 10512

# BIDDING PROPOSALS

**JAMES K BENNETT**  
**JB AFFORDABLE CARE**  
**3 MT. VIEW KNOLLS APTA**  
**FISHKILL, N.Y. 12524**

Claimant's  
Name And  
Address

Tax ID.#

PURCHASE  
ORDER NO.

DO NOT WRITE IN THIS BOX

DATE VOUCHER RECEIVED		
FUND - APPROPRIATION	AMOUNT	
TOTAL		
VENDOR'S REF. NO.		
ABSTRACT NO.		

DATES	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE		AMOUNT
07-15-19		58 WHANGTON RD. CUT AWAY BRUSH AND GRASS	\$150	00	
"		8 HEATHCOTE RD. "	\$ 130	00	
"		30 CRAFT RD. "	\$150		
"		97 CLUBHOUSE DR. "	\$150	00	
"		26 GENEVA DR. "	\$175	00	
			\$755	00	
		(SEE INSTRUCTIONS ON REVERSE SIDE)	TOTAL		





**CODE ENFORCEMENT  
OF  
THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512  
845-306-5598  
KENTCODES@GMAIL.COM  
ORDER TO REMEDY VIOLATION**

**Location:** 58 Whangtown Rd Kent, NY

**Map NO:** 11.20-1-41

**Date:** 6/24/2019

**TO:**

Marcial Martinez  
58 Whangtown Rd  
Kent Lakes, NY 10512

**PLEASE TAKE NOTICE: THERE EXISTS A VIOLATION OF:**

Town of Kent Municipal Code\Chapter 55 A Property Maintenance Code\Section 11 Subs B-1-  
B Nuisances

at premises hereinafter described in that:

**GRASS/BRUSH: OWNER/AGENT HAS FAILED TO MAINTAIN SITE FREE OF EXCESS  
WEED/GRASS/BRUSH GROWTH.**

**OWNER/AGENT MUST NOTIFY THIS OFFICE WITHIN TEN DAYS OF A PROPOSAL  
TO REMEDY THE AFOREMENTIONED VIOLATION. IF THE REMEDY IS NOT  
FORTHCOMING THE TOWN OF KENT WILL CONTRACT WITH A VENDOR TO  
CORRECT THE VIOLATION AND THE FEE CHARGED WILL BE CHARGED TO THE  
HOME OWNER OR THE TAX ASSESSMENT LEVIED ON THE SITE IF NOT PAID.**

**YOU ARE THEREFORE DIRECTED AND ORDERED to comply with the law and  
remedy the conditions above mentioned. Failure to remedy the conditions aforesaid and to  
comply with the law may constitute an offense punishable by fine or imprisonment or both.**

  
**WILLIAM LOONEY  
ZONING ENFORCEMENT OFFICER  
TOWN OF KENT**





06/24/2019





CODE ENFORCEMENT  
OF  
THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512  
845-306-5598  
KENTCODES@GMAIL.COM  
**ORDER TO REMEDY VIOLATION**

Location: 30 Craft Rd Kent, NY 10512

Map NO: 33.32-1-18

Date: 5/23/2019

**TO:**

PHH Mort Corp  
30 Craft Rd  
Kent, NY 10512

**PLEASE TAKE NOTICE: THERE EXISTS A VIOLATION OF:**

Town of Kent Municipal Code\Chapter 55 A Property Maintenance Code\Section 11 Subs B-1-B Nuisances

at premises hereinafter described in that:

GRASS/BRUSH: OWNER/AGENT HAS FAILED TO MAINTAIN SITE FREE OF EXCESS WEED/GRASS/BRUSH GROWTH.

OWNER/AGENT MUST NOTIFY THIS OFFICE WITHIN TEN DAYS OF A PROPOSAL TO REMEDY THE AFOREMENTIONED VIOLATION. IF THE REMEDY IS NOT FORTHCOMING THE TOWN OF KENT WILL CONTRACT WITH A VENDOR TO CORRECT THE VIOLATION AND THE FEE CHARGED WILL BE CHARGED TO THE HOME OWNER OR THE TAX ASSESSMENT LEVIED ON THE SITE IF NOT PAID.

YOU ARE THEREFORE DIRECTED AND ORDERED to comply with the law and remedy the conditions above mentioned. Failure to remedy the conditions aforesaid and to comply with the law may constitute an offense punishable by fine or imprisonment or both.

  
WILLIAM LOONEY  
ZONING ENFORCEMENT OFFICER  
TOWN OF KENT









**BUILDING INSPECTOR  
OF  
THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512  
845-306-5597**

## **ORDER TO REMEDY VIOLATION**

Robert Bisesto  
97 Clubhouse Dr  
Carmel, NY 10512

Tax Map #: 33.35-2-13

Date: June 20, 2019

Owner: Robert Bisesto  
97 Clubhouse Dr  
Kent, NY

Report # C-2019-0133

Complaint: Neighbor states building appears unsecured and vacant

Inspections related to this complaint found the following:

Found a vacant building with open windows and front door. Building not secured. High grass condition around entire building. Trash and rubbish found in driveway and back deck. Building checked with Kent PD and secured. No power found inside the building. Front deck has several unsecure floor board.

In violation of :

**New York State Property Maintenance Code\Section 304 - Exterior Structures\304.1 - General** which states The exterior of a structure shall be maintained in good repair, structurally sound and sanitary so as not to pose a threat to the public health, safety or welfare

**New York State Property Maintenance Code\Section 308 - Rubbish and Garbage\308.1 Accumulation** which states Exterior property and premises and the interior of every structure, shall be free from any accumulation of rubbish or garbage

**New York State Property Maintenance Code\Section 305 - Interior Structure\ 305.1- General** which states The interior of a structure and equipment shall be maintained in good repairs, structurally sound and in sanitary condition. Occupants shall keep that part of the structure that they occupy or control in a clean and sanitary condition. Every OWNER of a structure containing a rooming house, housekeeping unit, a hotel, dormitory, two(2) or more dwelling units or two(2) or more nonresidential occupancies, shall maintain, in a clean and sanitary condition, the shared or public areas of the structure and exterior property.

**New York State Property Maintenance Code\Section 302 - Exterior Property Area\302.4 - Weeds** which states Premises and exterior property shall be maintained free from weeds or plant growth in excess of 11 inches.

Noxious weeds shall be prohibited, weeds shall be define as all grasses, annual plants and vegetation, other than trees or shrubs provide; however this term shall not include cultivated flowers and gardens.

You are hereby directed and ordered to remedy the violations by: 7/20/2019

You are hereby directed and ordered to remedy the violations by: 7/22/2019

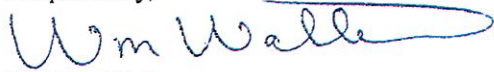
You are hereby directed and ordered to remedy the violations by: 7/22/2019

You are hereby directed and ordered to remedy the violations by: 7/22/2019

Failure to remedy the condition aforesaid and to comply with the applicable provisions of the law may constitute an offense punishable by fine or imprisonment or both.

If you have any further questions, please feel free to contact me at 845-225-3900.

Respectfully,

A handwritten signature in blue ink that reads "Wm Walters". The signature is fluid and cursive, with a long horizontal stroke at the end.

William Walters  
Building Inspector  
Town of Kent



07/02/2019











**CODE ENFORCEMENT  
OF  
THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512  
845-306-5598  
KENTCODES@GMAIL.COM  
ORDER TO REMEDY VIOLATION**

**Location:** 26 Geneva Dr Kent, NY 10512

**Map NO:** 22.58-1-35

**Date:** 6/5/2019

**TO:**

HSBC Bank, USA  
2929 Walden Ave  
Depew, NY 14043

**PLEASE TAKE NOTICE: THERE EXISTS A VIOLATION OF:**

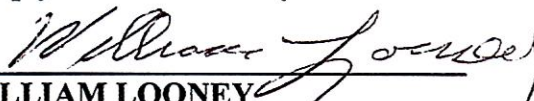
Town of Kent Municipal Code\Chapter 55 A Property Maintenance Code\Section 11 Subs B-1-B Nuisances

**at premises hereinafter described in that:**

**GRASS/BRUSH: OWNER/AGENT HAS FAILED TO MAINTAIN SITE FREE OF EXCESS WEED/GRASS/BRUSH GROWTH.**

**OWNER/AGENT MUST NOTIFY THIS OFFICE WITHIN TEN DAYS OF A PROPOSAL TO REMEDY THE AFOREMENTIONED VIOLATION. IF THE REMEDY IS NOT FORTHCOMING THE TOWN OF KENT WILL CONTRACT WITH A VENDOR TO CORRECT THE VIOLATION AND THE FEE CHARGED WILL BE CHARGED TO THE HOME OWNER OR THE TAX ASSESSMENT LEVIED ON THE SITE IF NOT PAID.**

**YOU ARE THEREFORE DIRECTED AND ORDERED to comply with the law and remedy the conditions above mentioned. Failure to remedy the conditions aforesaid and to comply with the law may constitute an offense punishable by fine or imprisonment or both.**

  
**WILLIAM LOONEY  
ZONING ENFORCEMENT OFFICER  
TOWN OF KENT**

**Tamara Harrison**

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**From:** Planning Kent  
**Sent:** Monday, July 15, 2019 12:31 PM  
**To:** Maureen Fleming  
**Cc:** Tamara Harrison; Accountant; Lana Cappelli; Chris Ruthven  
**Subject:** VeGa request to refund escrow for Wetland Delineation  
**Attachments:** VeGa Escrow return Jul 2019.pdf

Please find attached a Resolution passed at the July 11, 2019 meeting to return escrow in the amount of \$250.00 to the applicant. Please place this on the Town Board agenda.

Thanks very much.

Vera Patterson  
Planning Board Secretary  
25 Sybil's Crossing  
Kent, NY 10512  
845-225-7802 (P)  
845-306-5283 (F)  
[planningkent@townofkentny.gov](mailto:planningkent@townofkentny.gov)

RESOLUTION # 8

Year 2019

Date: July 11, 2019

From: The Kent Planning Board

To: The Kent Town Board:  
Maureen Fleming, Supervisor - w/Att Jaimie McGlasson  
Bill Huestis, Deputy Supervisor Chris Ruthven  
Paul Denbaum

CC: W. Walters, Building Inspector - w/Att T. Harrison - w/Att.  
L. Cappelli, Town Clerk - w/Att Finance Department - w/Att.

Re: **VeGa Gymnastics**  
**3 Day Road**  
**Carmel, NY 10512**

**Wetland Delineation for property located on Rte 52 – TM: 33.18-1-13**  
**Request to Return Review Fee/Wetland Delineation - \$ 250.00**

Resolved: On July 11, 2019 the Kent Planning Board reviewed material pertaining to the request noted above and agreed that it was appropriate to forward it to the Town Board for their action.

Mr. Tolmach asked for a motion to forward this recommendation to the Kent Town Board to take the above action. The motion was made by Simon Carey and seconded by Dennis Lowes. The roll call vote was as follows:

Phil Tolmach, Chairman	<u>Aye</u>	Nisim Sachakov	<u>Absent</u>
Simon Carey	<u>Aye</u>	Charles Sisto	<u>Asent</u>
Giancarlo Gattucci	<u>Aye</u>	Stephen Wilhelm	<u>Aye</u>
Dennis Lowes, Vice Chairman	<u>Aye</u>		

The motion carried.

The Planning Board respectfully asks that, if the Town Board is in agreement, they take the above actions pertaining to this matter.

The check should be sent to:

Krassimir Spassov  
VeGa Gymnastics  
3 Day Road  
Carmel, NY 10512

I, Vera Patterson, Planning Board Secretary of the town of Kent, County of Putnam, State of New York, do hereby certify that the foregoing is a true excerpt from the minutes of a meeting of the Planning Board of the Town of Kent held on July 11, 2019.

Dated: July 11, 2019

  
\_\_\_\_\_  
Vera Patterson  
Planning Board Secretary



## Cornerstone Associates

*Environmental Planning Consultants*  
1770 Central Street  
Yorktown Heights, NY 10598  
Phone: (914)-299-5293

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July 11, 2019

To: Planning Board

From: Bruce Barber  
Town of Kent Environmental Consultant

**Re: VeGa Gymnastics**  
361 Route 52  
Section 33.18 Block 1 Lot 18  
Town of Kent, New York

Dear Chairman Tolmach and Members of the Planning Board:

Please be advised that the following pertinent documents have been reviewed pursuant to the above referenced application:

- Letter executed by Krassimir Spassov dated May 20, 2019, 1 page.

**Request for Remaining Escrow to be released:**

On April 11, 2019, the above referenced party submitted \$500.00 in escrow in order to pay the cost of a wetland delineation verification requested to be conducted by this office.

The wetland verification was completed on the above referenced property on April 11, 2019. The invoice amount for the verification was \$250.00 and no further work has been requested. As a result, it is recommended that the Planning Board authorize the Town Board to release the remaining escrow funds in the amount of \$250.00.

Please do not hesitate to contact me should you have any questions.

Sincerely,

Bruce Barber, PWS, Certified Ecologist  
Town of Kent Environmental Consultant



## **Tamara Harrison**

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**From:** Planning Kent  
**Sent:** Monday, July 15, 2019 12:34 PM  
**To:** Maureen Fleming  
**Cc:** Tamara Harrison; Accountant; Lana Cappelli; Chris Ruthven  
**Subject:** P & G request to return erosion control bond  
**Attachments:** P & G Bond Return Jul 2019.pdf

Please find attached a Resolution passed at the July 11, 2019 meeting asking that an erosion control bond in the amount of \$5,100.00 be returned to the applicant. We would appreciate it very much if this could be put on the Town Board agenda.

Thanks very much.

Vera Patterson  
Planning Board Secretary  
25 Sybil's Crossing  
Kent, NY 10512  
845-225-7802 (P)  
845-306-5283 (F)  
[planningkent@townofkentny.gov](mailto:planningkent@townofkentny.gov)

RESOLUTION # 7  
Year 2019

Date: July 11, 2019

From: The Kent Planning Board

To: The Kent Town Board:  
Maureen Fleming, Supervisor - w/Att Jaimie McGlasson  
Bill Huestis, Deputy Supervisor Chris Ruthven  
Paul Denbaum

CC: W. Walters, Building Inspector - w/Att T. Harrison - w/Att.  
L. Cappelli, Town Clerk - w/Att Finance Department - w/Att.

Re: **Gale Epstein**  
**P & G Farms - TM: 11.-2-44.2**  
**Request to Return Erosion Control Performance Bond**  
**11 Riverside Dr. - 7FW**  
**New York, NY 10023**  
**Property located at:**  
**29 Schrade Rd.**  
**Kent, NY 10512 in the amount of \$5.100.00**

Resolved: On June 13, 2019 the Kent Planning Board reviewed material pertaining to the recommendation noted above and agreed that it was appropriate to forward it to the Town Board for their action.

Mr. Tolmach asked for a motion to forward this recommendation to the Kent Town Board to take the above action. The motion was made by Simon Carey and seconded by Giancarlo Gattucci. The roll call vote was as follows:

Phil Tolmach, Chairman	<u>Aye</u>	Nisim Sachakov	<u>Absent</u>
Simon Carey	<u>Aye</u>	Charles Sisto	<u>Asent</u>
Giancarlo Gattucci	<u>Aye</u>	Stephen Wilhelm	<u>Aye</u>
Dennis Lowes, Vice Chairman	<u>Aye</u>		

The motion carried.

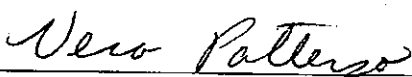
The Planning Board respectfully asks that, if the Town Board is in agreement, they take the above actions pertaining to this matter.

The check should be sent to:

**Gale Epstein**  
**11 11 Riverside Dr. - 7FW**  
**New York, NY 10023**

I, Vera Patterson, Planning Board Secretary of the town of Kent, County of Putnam, State of New York, do hereby certify that the foregoing is a true excerpt from the minutes of a meeting of the Planning Board of the Town of Kent held on July 11, 2019.

Dated: July 11, 2019

  
Vera Patterson  
Planning Board Secretary

# Memorandum

To: Planning Board  
Town of Kent

Attn: Philip Tolmach  
Chairman

From: Julie S. Mangarillo, P.E., CPESC

Subject: Erosion Control—  
Permit close-out

Date: May 30, 2019

Project: P and G Farms, 29 Schrade Rd  
TM #11.-2-44.2

The following is offered for consideration by the Planning Board:

**1. Stabilization Inspection:**

A stabilization inspection was conducted for this project on December 19, 2018 with Bruce Barber and Jamie LoGiudice of Inalte. Silt fence and other temporary erosion control measures had been removed.

The previously disturbed area is now considered fully stabilized in accordance with NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity Permit No. GP-0-15-002.

**2. Notice of Termination (NOT):**

Submitting the completed NOT (including completed MS4 sign-off on Page 2) to NYSDEC will close-out coverage under NYSDEC GP-0-15-002 and the Town of Kent Erosion Control Permit. Having the 'Qualified Professional' sign the Notice of Termination fulfills the requirement per Town of Kent Town Code, Chapter 66, §66-6.K(5) for a certification of completion of work.

A NYSDEC Notice of Termination (NOT) form was submitted by the applicant to the Town. The 'Qualified Professional' signed the NOT to fulfill the requirements of §66-6.K(5).

**3. Erosion Control Bond:**

Per Chapter 66, §66-7.A(2) regarding return of the erosion control bond: "The security shall remain in full force until the applicant and/or developer is released from liability by the Town, provided that such period shall not be less than two years from the date of final acceptance..."

The site achieved final stabilization as of the December 19, 2018 inspection. The two-year waiting period began on 12/19/2018.

For other single-family home projects, the Planning Board has reduced the two year waiting period for bond return. If the Planning Board is considering a bond reduction, our recommendation is for the erosion control bond be held for at least one year to ensure the vegetation survives at least one winter.

**4. Certificate of Occupancy**

At the time of the stabilization inspection in December 2018, the single family house and separate art studio had not been granted certificates of occupancy. Typically, the CO's have been granted prior to Notice of Termination sign off request. Since that time, the certificates of occupancy have been granted. The Building Inspector confirmed the area of disturbance was still vegetated.

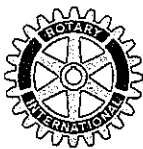
**5. Permit Close-out**

Based on the stabilization inspection in December 2018 and completion of the work since then, attached hereto is the fully executed Notice of Termination. As the vegetation (grass) survived the winter, we have no objection to the Planning Board reducing the two year waiting period for release of the \$5,100 erosion control bond.

Please let us know if you have any questions. Thank you.

  
Julie S. Mangarillo, P.E., CPESC

cc: Planning Board via email  
William Walters via email  
Bruce Barber via email  
17-261-999-152



# Carmel Rotary Club



P.O. Box 421 • Carmel, New York 10512

7

June 25, 2019

Bill Huestis  
189 Nichols Street  
Carmel, NY 10512

Dear Bill,

On behalf of the Carmel Rotary Club, it is my pleasure to present this donation in the amount of \$500 to the Kent Tree Restoration for your efforts in enhancing our community.

The 2019 Carmel Rotary Basketball Challenge was a great success. The event raised over \$60,000. Ninety percent of the funds collected have already been distributed to the 58 organizations designated by the Challenge participants. The Carmel Rotary Club is distributing the remaining unrestricted funds to selected charitable organizations in the community.

We are pleased to announce that your organization has been chosen by the Carmel Rotary Club as one of the recipients of these discretionary funds to continue your fine work.

We look forward to the Kent Tree Restoration participating in the 2020 Carmel Rotary Basketball Challenge.

Sincerely yours,

Scott Fisher  
President, Carmel Rotary