

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
September 10, 2007

Supervisor Berman called the meeting to order at 7:30 p.m. and the following persons were present:

Supervisor	Reese Berman
Councilmen	Rebecca A. Kittredge
	Gerald K. Geist
	William H. McClure
	William R. Weaver

Town Counsel	Roland A. Baroni
Town Clerk	Ann Leber

Councilman Kittredge moved, seconded by Councilman Weaver, approval of the minutes of the August 15, 2007 regular meeting.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

The minutes of the Public Hearing which commenced at 8:00 p.m. follow at the end of these minutes.

Supervisor Berman made the following announcements:

A 9/11 memorial service will be held tomorrow in Wampus Park to honor those who perished and the first responders.

The Planning Board will be holding a public hearing on October 1 at 7 p.m. at the Crittenden Middle School to discuss the Armonk Square site plan.

Residents will be receiving a Town newsletter early next week. A Green Page has been added to the Town website focusing on environmental and conservation news.

The Westchester County Clerk's Mobile Outreach Van will be stationed at the North Castle Community Center, Clove Road, on October 18 from 11 a.m. to 2 p.m.

Information about the STAR program is available on the What's New page of the Town's website.

ABC will be broadcasting its weather reports from Adopt-A-Dog on September 28 from 4:30 - 7:30 a.m.

Councilman Weaver said he will not be able to attend the September 26 Town Board meeting due to an out-of-town business meeting.

Councilman Kittredge thanked White Plains Mayor Joe Delfino for arranging for part of Old Orchard Road to be paved.

Supervisor Berman presented a plaque to Eagle Scout Christopher Ryan, who said his project entailed cleaning out a cluttered storage room at the library, installing and painting shelves, and reorganizing the supplies in the room.

Supervisor Berman then recognized Cub Scout leader Philip Eng from Cub Scout Den 7 Pack 94, who was present with the Scouts to present a check in the amount of \$600 to the Town to be used toward the purchase of new recycling containers for Main Street. The boys raised the funds by selling popcorn. Diane Roth, co-chair of the Armonk Hamlet Task Force, praised the boys for their Green initiative. She mentioned the new North Castle Beautification Foundation which plans to provide recycling pails for Town parks and bike racks for Main Street, among other projects. Each of the

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Scouts, Conor Ahern, Mathew Bacon, Timothy Eng, Robbie Haber, Zachary Knoop, Timothy Reiter, Tommy Roth and Scott Schur, spoke briefly about why it is important to recycle. Supervisor Berman thanked the Scouts for their generosity.

Supervisor Berman then announced the formation of the North Castle Global Warming Task Force and nominated the following residents to serve: Jon Mann as chairman, Lisa Friedlander and Bob Greene. Councilman Kittredge moved, seconded by Councilman Geist, approval of the appointments.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Chairman Mann read the Task Force's mission statement and shared some information as follows:

“To support, involve and inform our community regarding global warming; to acknowledge and learn from those already taking action; and to coordinate efforts to reduce our ‘carbon footprint,’ toward improving the health of our planet for future generations.

“This task force encourages town residents and businesses to share information about what you are doing to address global warming. If you have questions about global warming, we will work with you to find helpful answers. We welcome participation by people of all ages. If you would like to help in our work, please know that while it could certainly be helpful, no expertise or experience is necessary”.

“To share information, to ask a question, and/or to join us, please send a paragraph to the following email: dogoodprod@yahoo.com.”

Councilman Geist moved, seconded by Councilman Weaver, receipt of a Special Use Permit application from Alps Sauna and Spa to change the use of 15,000 square feet of office space to a day spa and the matter was referred to the Planning Board for its study and report.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

In connection with the Hergenhan Recreation Center, Councilman Geist moved, seconded by Councilman Weaver, authorization of change orders for Carey & Walsh in the amount of \$2,817, and SRI Fire Sprinkler Corp. in the amount of \$784, in connection with the Hergenhan Recreation Center; and approval of Payment 9 for Carey & Walsh in the amount of \$27,679.60, Payment No. 4 for SRI Fire Sprinkler Corp. in the amount of \$5,188, Payment 8 for Mezz Electric in the amount of \$17,772.50 and final Payment 7 to Carey & Walsh in the amount of \$4,616.10.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

In connection with the Windmill Farms water storage tank project and pursuant to letters from Stearns & Wheler, LLC, Councilman Geist moved, seconded by Councilman Kittredge, approval of Change Order 2 for Natgun Corporation to extend the completion date of the project; and authorization for Director of Finance Donovan to make Payment 4 to Natgun Corporation in the amount of \$206,377.83.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

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Noes: None.

Councilman Weaver moved, seconded by Councilman Kittredge, receipt of a copy of a letter from Stearns & Wheler to Westchester County Department of Health requesting written acceptance of the Windmill Farms water storage tank.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Kittredge moved, seconded by Councilman Weaver, receipt of a copy of a letter, read aloud by Town Clerk Leber, from the Office of the State Comptroller to Michael Fareri with regard to calculation and reporting of time worked for Town Board members.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Kittredge moved, seconded by Councilman Geist, a copy of a Letter to the Editor of The Journal News from Supervisor Berman with respect to calculating pension entitlement for elected officials. The letter was read aloud by Town Clerk Leber,

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Supervisor Berman then made the following statement on recording hours for New York State Retirement System:

“In my August 24th letter to the editor of the Journal News that was received tonight as part of the agenda, I stated that Councilman Gerry Geist and I would be going to Albany to meet with attorneys from the Association of Towns and representatives from the State Comptroller’s office to review how to record hours for retirement benefits for Town Board members and Judges.

“Councilman Geist and I did go to Albany on August 30th. Three attorneys from the Association of Towns and four representatives from the State Comptroller’s office met with us for an hour. We told them that we were there to comply with the requirements; but we needed clarification on some issues, and we had some specific questions about what could and could not be counted as Town-related activities for recording purposes. We now know exactly what needs to be recorded, and we will be using the time recording format that the Comptroller’s representatives recommended to us.

“It was confirmed at the meeting that, as I stated at the beginning of this year, on call time cannot be counted. Only time actually spent on Town matters should be recorded. We received helpful advice as to what can be included as time actually spent on Town matters. For example, preparation for and attendance at tomorrow evening’s 9/11 Memorial Service may be counted. The same is true for other events in which we participate as Town officials. Travel time on Town matters is also permissible.

“It was a cordial and productive meeting.”

Councilman Geist moved, seconded by Councilman Weaver, receipt of a memo from Director of Finance Donovan regarding retirement system cost. Town Clerk Leber read the memo aloud, an excerpt from which follows:

“Our retirement system cost is based on salaries paid to our employees and not on whether they are

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credited as full time or part time employees.”

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, receipt of a memo from Town Attorney Baroni with regard to Public Officers Law/FOIL Responsibilities. In his memo, Mr. Baroni explained that the Committee on Open Government “considers the definition of a “Record” to include information related to the town but which is kept or held on a town employee’s or elected or appointed town official’s personal computer or even those computers maintained by the town’s professional consultants. All such records are subject to the requirements of the Freedom of Information Law even though such records are not in the physical possession of the town or of its Information Officer, the Town Clerk.”

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Town Clerk Leber read aloud a letter from resident Deborah Sicuranzo regarding the Locks of Love program. Mrs. Sicuranzo’s teen-age daughter Nicole, who participated in the program, donated ten inches of her hair to be used to make a wig for a child with cancer. The Town Board commended Nicole

A letter from Virginia and Arthur Gressel in connection with parking and littering problems on Gressel Place was read aloud by Town Clerk Leber. In response to Mrs. Gressel’s request to resolve these issues, Supervisor Berman asked Lt. Peter Simonsen to investigate and report back to the Town Board before its September 26 meeting. She also requested that Director of Planning Adam Kaufman meet with Mrs. Gressel and Lt. Simonsen to discuss the matter.

Pursuant to a letter from Ronald and Deborah Tobias, Cobblers Lane, stating that contractors in the Sands Mill subdivision are violating the noise ordinance, Supervisor Berman advised Mr. Tobias that she had spoken with Chief Robert D’Angelo, and will do so again, about the Police Department’s being more conscientious about responding to Mr. Tobias’s complaints. Building Inspector Richard Fon said Pete Monteleone, the developer, claimed that a subcontractor is starting work before the permitted hours. Councilman Weaver suggested that the police monitor the area early in the morning for a week or so.

Councilman Geist moved, seconded by Councilman Weaver, receipt of a memo and mortgage tax update from Finance Director Donovan.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, receipt of a letter from Cablevision regarding the availability of TV Japan.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, receipt of a Cablevision franchise fee

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payment for the second half of the year ending June 30,2007, in the amount of \$59,641.00.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Weaver moved, seconded by Councilman Kittredge, receipt of a copy of a letter from the Hackley School commending the Armonk Fire Department for its immediate response and exceptional work with respect to a fire at the school on August 4.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Weaver moved, seconded by Councilman Geist, ratification of the request of the Armonk Fire Company to place a sign at the site of the “eagle” to publicize its Blood Drive on September 15, 2007.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, approval of the request to erect a sign beneath the “eagle” for the PTSA to publicize the Byram Hills Family Symposium on October 2 and for the Bobcat Boosters to promote Homecoming Events on September 28 - 29, 2007.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Pursuant to the recommendation of General Foreman Useted, Councilman Weaver moved, seconded by Councilman Geist, approval to issue licenses to collect and dispose of refuse in North Castle to Sani-Pro Disposal and Bria Carting.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Weaver moved, seconded by Councilman Geist, approval of the request of General Foreman Useted for the release of highway bonds to John Ettenson, Permit 423 and Jeffrey Klafter, Permit #519, in the amount of \$500; to AKR Excavating, Permit #462, in the amount of \$1,000; and to Verizon, Permit #553, in the amount of \$1,000 of the surety bond (50,000).

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, receipt of donations to Charles P. Michelman Fund; and to the North Castle Public Library and the Recreation and Parks Department from the Byram Hills Preschool Association.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

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Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, receipt of copies of letters from the Towns of Somers and Bedford to State Senator Vincent Leibell requesting his help in enacting legislation to provide reimbursement to municipalities that provide emergency ambulance and paramedic services on State highways. Town Clerk Leber will send a similar request to Senator Suzi Oppenheimer and Assemblyman Adam Bradley.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, receipt of a memo from Superintendent Futia informing the Board that, after the Custis Avenue water tank is repaired, he would like to commence surveying services for the Schrank property per the attached proposal from Ralph L. MacDonald Company in the amount of \$12,500. The study will compute easements and prepare metes and bounds descriptions as needed in legal documents for the conveyance of easement rights to the Town. Town Attorney Baroni concurred with Mr. Futia that the planned study would be necessary.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, that an e-mail from the Town of Pound Ridge with regard to the FAA's airspace redesign plan be received and referred to the Airport Advisory Committee for its study and report.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, receipt of a copy of a letter to LBG Engineering Services, P.C., from the Westchester County Department of Health and an Approval of Plans for Public Water Supply Improvement for well construction, Well No. 5, North Castle Water District No. 2.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Kittredge moved, seconded by Councilman Geist, receipt of a letter, read aloud by Town Clerk Leber, from Kerri Kazak, co-chair of the Citizens Campaign to Save Seven Springs, regarding the Trump Subdivision application for Seven Springs.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, receipt of Workers Compensation Reports for Gerardo DiFeo, Anthony Micelli and Gary Ristaino, Highway Department.

The roll call vote was as follows:

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Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Councilman Kittredge moved, seconded by Councilman Weaver, receipt and filing of the Town Clerk's report for the month of August.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Councilman Geist moved, seconded by Councilman Weaver, authorization for the Supervisor to sign Amendment No. 1 to the Inter-Municipal Agreement with Byram Hills Central School District to share a cable television channel provided by Cablevision. The amendment extends the term of the agreement for one additional year, September 1, 2007 - August 31, 2008.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Councilman Geist moved, seconded by Councilman Kittredge, acceptance of the proposal from Site Specialists Ltd. for new trash receptacles and dome tops for existing receptacles throughout Town in the amount of \$4,420.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Pursuant to the recommendation of Superintendent Barnard, Councilman Geist moved, seconded by Councilman Weaver, approval of the proposal from DeRosa Tennis, the lower bidder, in the amount of \$18,500 to repair and resurface tennis courts at Lombardi Park; and permission was given to utilize monies from the Recreation Subdivision account.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Pursuant to the request of Officer Kenneth Maurer, Councilman Geist moved, seconded by Councilman Weaver, that permission be granted to attend the annual NYSPIN Committee Meeting scheduled for November 1 and 2, 2007 in Albany, New York.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Councilman Weaver moved, seconded by Councilman Geist, the reappointment of Beth Pollack as a member of the Architectural Review Board for a three year term to expire on September 13, 2010.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.
Noes: None.

Councilman Weaver moved, seconded by Councilman Geist, the reappointment of Robert Tully as a member of the Board of Assessment Review for a five year term to expire on September 30, 2012.

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The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

With respect to a letter from North Castle Public Library Director M. Cristina Ansnes, Councilman Geist moved, seconded by Councilman Weaver, ratification of the probationary appointment of Edith Martimucci, Librarian II, effective August 20, 2007.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Pursuant to the recommendation of Town Attorney Baroni, Councilman Kittredge moved, seconded by Councilman McClure, that a public hearing be scheduled for September 26, 2007, to consider acceptance of an amended Conservation Easement for the Scott Harrison property in the Sands Mill subdivision. Mr. Baroni informed the Board that all affected property owners will have to sign off on the easement agreement.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Geist announced that he will be testifying before a panel studying the future of the New York State courts. Explaining that Gov. Spitzer is evaluating all facets of the Justice Court system in order to create uniform regulations and efficiency, Mr. Geist said that he is not in favor of court consolidation within a district court system. Stating that consolidation is not advantageous to residents, Councilman Geist reiterated that North Castle needs to preserve the local court system in place and work to make improvements.

Diane Fellicissimo, Washington Avenue, spoke at length about littering, parking, traffic, garbage, and dogs in her neighborhood.

Tony DeLuca, Tripp Lane, expressed his opinion about the negative effect of what he considers the anti-development stance of the Town Board.

Sue Shimer, Pond Lane, disagreeing with Mr. DeLuca, said that saving property to help preserve the future is, in her opinion, worth the extra tax dollars.

The Town Board audited and approved payment totaling \$980,651.58 as indicated on Warrant # 15.

After all persons were heard who desired to be heard, the Supervisor adjourned the meeting at 9:45 p.m. in memory of former Conservation Board member Dr. Robert C. Mellors; John Melkonian's father; and longtime resident Frieda Kalmbach.

Ann Leber, Town Clerk

Dated: September 19, 2007

Public Hearing

September 10, 2007

At 8:00 p.m. Supervisor Berman reconvened the Public Hearing which was adjourned from August 15, 2007 to consider a Local Law to amend Section 213-21 of the Town of North Castle Town Code to permit Day Spas as permitted principal use within the PLI Zoning District; to amend Section 213-45 to create an off-street parking requirement for Day Spas; and to amend Section 213-3 of the Town Code to create a new definition for Day Spas.

A negative declaration and proposed resolution we marked Exhibit "E" for the record.

Director of Planning Adam Kaufman explained that the law creates a new Town Board special use permit to allow day spas in the PLI zone district. Included in the proposed law is an off-street parking requirement, definition of a day spa, and various restrictions as part of the special use permit. Mr. Kaufman commented that the applicant will be before the Planning Board for amended site plan approval.

No other correspondence or comments were entered for the record.

After all persons were heard who desired to be heard, Councilman Kittredge moved, seconded by Councilman Weaver, that the Public Hearing be closed at 8:02 p.m.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Weaver moved, seconded by Councilman Kittredge, that based upon review of the Environmental Assessment Form and all other materials, it has been determined that there will be no significant adverse environmental impact and the Town Board hereby adopts a Negative Declaration.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Councilman Kittredge moved, seconded by Councilman Weaver, adoption of the resolution of approval and Local Law 18 of 2007 to amend Section 213-21 of the Town of North Castle Town Code to permit Day Spas as permitted principal use within the PLI Zoning District; to amend Section 213-45 to create an off-street parking requirement for Day Spas; and to amend Section 213-3 of the Town Code to create a new definition for Day Spas. The local law follows at the end of these minutes.

The roll call vote was as follows:

Ayes: Councilmen Kittredge, Geist, McClure, Weaver, Supervisor Berman.

Noes: None.

Ann Leber, Town Clerk

Dated: September 12, 2007

Note: Public Hearing: May 16, 2007 Adjourned to: July 25, 2007
Public Hearing Reconvened: July 25, 2007 Adjourned to: August 15, 2007
Public Hearing Reconvened: September 10, 2007
Decision: Adopted September 10, 2007.

A local law to amend Section 213-21 of the Town of North Castle Town Code to permit Day Spas as a permitted principal use within the PLI Zoning District; to amend Section 213-45 of the Town Code to create an off-street parking requirement for Day Spas; to amend Section 213-3 of the Town Code to create a new definition for Day Spas; and to create new Section 213-33T of the Town Code.

Be it enacted by the Town Board of the Town of North Castle as follows:

Section 1. Amend Section 213-21 of the Town of North Castle Town Code to add the following permitted principal use to the PLI Zoning Districts:

*Day Spas

Section 2. Add the following use and off-street parking requirement to Section 213-45A of the Town Code:

Day Spas	One (1) off-street parking space for each 200 square feet of gross floor area.
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Section 3. Add the following definition, in proper alphabetical order, to Section 213-3 of the Town Code:

DAY SPA -- A commercial establishment which employs professional licensed therapists whose services include massage and body or facial treatments. Private treatment rooms are provided for each client receiving a personal service. Massage treatments may include body packs and wraps, exfoliation, cellulite and heat treatments, electrolysis, body toning, waxing, aromatherapy, cleansing facials, electrical toning, and other similar treatments and services. Hydrotherapy and steam and sauna facilities, nutrition and weight management and exercise facilities and instruction may be provided in addition to the massage and therapeutic treatment services. ACCESSORY CAFEs providing service only for Day Spa customers and full service hair salons providing service only for Day Spa customers including make-up consultation and application, manicure and pedicure services as well as tanning stations may be provided as additional accessory services as determined appropriate by the Town.

Section 4. Add the following new section, in proper alphabetical order to Section 213-33 of the Town Code:

T. Day Spas. In zones where permitted, Day Spas shall be subject to the following

additional requirements:

- (1) Alcohol shall not be served within any Accessory Café within a Day Spa.
- (2) The hours of operation of any Accessory Café within a Day Spa shall be the same as the hours of operation of the Day Spa.
- (3) Special events such as birthday parties and other similar group events shall not be held within any Day Spa.
- (4) A Day Spa shall not have more than a total of six manicure/pedicure stations.
- (5) A Day Spa shall not have more than a total of four salon chairs.
- (6) All hair salon services shall be limited to a maximum of 15% of the gross floor area of the Day Spa as determined appropriate by the Town.

Section 5. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of North Castle, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

Section 6. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

Section 7. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

Dated: September 10, 2007

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