

PUBLIC HEARING

April 25, 2018

At 8:37 p.m. Supervisor Schiliro stated that a Public Hearing would be held in accordance with the Public Notice that follows:

NOTICE IS HEREBY GIVEN THAT the North Castle Town Board will hold a Public Hearing on April 25, 2018, at 7:30 PM, or as soon thereafter, at Town Hall, 15 Bedford Road, Armonk, NY 10504, to consider a Local Law to amend Section 355-24(12)(d) of the Town of North Castle Zoning Code to remove the Middle Income Unit Eligibility Priority List.

The proposed local law is available in the Town Clerk's office during regular business hours and on the Town website. ALL PERSONS HAVING AN INTEREST IN THE MATTER ARE INVITED TO ATTEND AND BE HEARD.

By Order of the Town Board
Alison Simon, Town Clerk

Dated: April 6, 2018
Armonk, NY

The Public Notice was marked Exhibit "A" for the record.

The Affidavit of Posting calling the Public Hearing was marked Exhibit "B" for the record.

The Affidavit of Publication from The Journal News calling the Public Hearing was marked Exhibit "C" for the record.

Letter from Director of Planning, Adam Kaufman, to the Town Board, dated January 24, 2018; letter from Mr. Kaufman to the Town Board, dated March 27, 2018, regarding a positive recommendation from the Planning Board were marked Exhibit "D" for the record.

Full Environmental Assessment Form, Parts 1 and 2, were marked Exhibit "E" for the record.

Letter from Westchester County Planning Board, dated March 9, 2018, stating they are supportive of the proposed amendment was marked Exhibit "F" for the record.

The Town Clerk noted there was a Negative Declaration for consideration.

The Town Clerk noted there was a proposed Local Law for consideration.

Town Attorney Roland Baroni explained that the proposed local law will eliminate the Middle Income Unit Eligibility Priority List from the North Castle Town Code. The Town Attorney has brought to the Town's attention the existence of antidiscrimination lawsuits in Westchester County municipalities regarding the resident preference provisions in their Middle Income Unit laws. Enacting this law is an effort to prevent future potential litigation against the Town of North Castle. As a result of the adoption of the legislation, MIU units would be awarded via a lottery drawing in the same manner as Affirmatively Furthering Fair Housing (AFFH) units in Westchester County.

After all persons were heard who desired to be heard, Councilman D'Angelo moved, seconded by Councilman Reiter, that the Public Hearing be closed at 8:40 p.m.

The roll call vote was as follows:

Ayes: Councilmen D'Angelo, DiGiacinto, Reiter, Berra, Supervisor Schiliro

Noes: None

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, 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 D'Angelo, DiGiacinto, Reiter, Berra, Supervisor Schiliro

Noes: None

Town Board Minutes
April 25, 2018

Councilman D'Angelo moved, seconded by Councilman Reiter, the adoption of Local Law 3 of 2018 to amend Section 355-24(12)(d) of the Town of North Castle Zoning Code to remove the Middle Income Unit Eligibility Priority List. The Local Law follows at the end of these minutes.

The roll call vote was as follows:

Ayes: Councilmen D'Angelo, DiGiacinto, Reiter, Berra, Supervisor Schiliro

Noes: None

Alison Simon, Town Clerk

Dated: May 4, 2018

TOWN OF NORTH CASTLE

**Local Law No. 3 for the Year 2018
Adopted April 25, 2108**

A Local Law to amend Section 355-24(12)(d) of the Town of North Castle Zoning Code to remove the Middle Income Unit Eligibility Priority List.

Section 1. Amend Section 355-24(12)(d) as follows:

(d) Unit sales; residency requirement.

[1] Candidates for the purchase of an MIU shall be selected by lottery from a pool of applicants submitted to the North Castle Housing Board.