

**TOWN OF ORANGETOWN  
SPECIAL TOWN BOARD MEETING  
TUESDAY, JUNE 23, 2015**

The Town Board entered this Special Town Board Meeting at 8:00 p.m. Supervisor Stewart presided and Charlotte Madigan, Town Clerk, called the Roll:

Councilman Denis Troy  
Councilman Thomas Diviny  
Councilman Thomas Morr  
Councilman Paul Valentine

Also present: Charlotte Madigan, Town Clerk  
John Edwards, Town Attorney  
Robert Magrino, Deputy Town Attorney

The Town Board led the Pledge of Allegiance to the Flag.

**RESOLUTION NO. 316**

**LEAD AGENCY / AMENDING THE  
TOWN CODE / PROHIBITED USES**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Morr and was unanimously adopted:

WHEREAS, the Town Board has under consideration a proposed Local Law that would amend the Town Code of the Town of Orangetown, Chapter 43, § 4.4 of the Town Code, entitled “Prohibited uses”, to add “solvents and similar such materials, including benzene, toluene, xylene”, to the § 4.41 listing of prohibited manufacturing uses which involve the primary production of such items from raw materials, and, in addition, also prohibit waste gasification as a process Town-wide under § 4.42; and

WHEREAS, on or about May 12, 2005, the Town Board resolved to circulate amongst various potential involved and interested agencies notice of its intention to assume lead agency status for the purpose of the environmental review of the above referenced action; and

WHEREAS, the Town Board being the only involved agency, and no interested agency having expressed any objection to the Town Board assuming such role, the Town Board may properly assume such role; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares itself to be lead agency for the purpose of the environmental review of the proposed law;

Ayes: Supervisor Stewart  
Councilpersons Morr, Troy, Diviny, Valentine

Noes: None

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**RESOLUTION NO. 317**

**SEQRA/NEGATIVE DECLARATION  
AMENDING THE TOWN CODE  
PROHIBITED USES**

Councilman Troy offered the following resolution, which was seconded by Supervisor Stewart and was unanimously adopted:

RESOLVED, that the Town Board, acting in the capacity of lead agency for environmental review, after taking a “hard look” at all of the potential environmental impacts that might result from the proposed action, has concluded that there will be no significant environmental impacts or effects caused or occasioned by the changes to the Town Code contemplated by the proposed law, and adopts the Negative Declaration annexed hereto (Exhibit

**RESOLUTION NO. 317 - Continued**

06-E-15), and authorizes the Town Supervisor or his designated agent to execute the Environmental Assessment Form and to take such other and further steps as may be necessary to discharge the Town Board’s responsibilities as Lead Agency.

Ayes: Councilperson Troy, Supervisor Stewart  
Councilpersons Diviny, Morr, Valentine

Noes: None

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**RESOLUTION NO. 318**

**ENTER EXECUTIVE SESSION /ARTICLE 78  
ANELLOTECH**

In attendance, at this Executive Session, were Supervisor Stewart, Councilpersons Troy, Diviny, Morr, and Valentine, John Edwards, and Robert Magrino.

Councilman Troy offered the following resolution, which was seconded by Councilman Valentine and was unanimously adopted:

RESOLVED, at 8:05 p.m., the Town Board entered Executive Session to discuss litigation regarding Article 78 involving Anellotech.

Ayes: Councilpersons Troy, Valentine, Diviny, Morr  
Supervisor Stewart

Noes: None

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**RESOLUTION NO. 319**

**RE-ENTERED SPECIAL TOWN BOARD  
MEETING**

Supervisor Stewart offered the following resolution, which was seconded by Councilman Morr and was unanimously adopted:

RESOLVED, at 9:05 p.m., the Town Board re-entered the Special Town Board Meeting.

Ayes: Supervisor Stewart  
Councilpersons Morr, Troy, Diviny, Valentine

Noes: None

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**RESOLUTION NO. 320**

**ADJOURNED**

Councilman Troy offered the following resolution, which was seconded by Councilman Diviny and on a roll call was adopted:

RESOLVED, at 9:10 p.m., the Town Board adjourned.

Ayes: Councilpersons Troy, Diviny, Morr, Valentine  
Noes: Supervisor Stewart

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**Charlotte Madigan, Town Clerk**