

**Waterfront Advisory Committee  
January 30, 2014**

Present: Charlie Kane, Chairman  
Ann Gallelli  
Bruce Kauderer  
Stuart Greenbaum  
Andrew Levitt

Also present: Daniel O'Connor, Village Engineer  
Karen Jescavage-Bernard, President of Arboretum  
Marc Cheshire, Vice President of Arboretum

1. Charlie Kane called the meeting to order at 7:30 p.m.
2. *Referral from Village Board regarding draft lease agreement for Croton Arboretum and Sanctuary, Inc. ("Arboretum")--preliminary consistency review*

The WAC members reviewed the Coastal Assessment Form, dated January 18, 2014 and the Short Environmental Assessment Form, dated January 18, 2014, and found no changes needed to be made.

The members reviewed the LWRP policies and found the following policies to be applicable and consistent:

*Policy 7: Significant coastal fish and wildlife habitats will be protected, preserved, and where practical, restored so as to maintain their viability as habitats.*

Ms. Gallelli noted that this policy applies to the draft arboretum lease agreement because the arboretum is located in the village and the entire village is located in the designated coastal zone.

The renewal of the lease is consistent with this policy since fish and wildlife habitats will be protected and preserved by the Arboretum's maintenance of the property on behalf of the Village.

*Policy 9: Expand recreational use of fish and wildlife resources in coastal areas by increasing access to existing resources, supplementing existing stocks, and developing new resources. Such efforts shall be made in a manner which ensures the protection of renewable fish and wildlife resources and considers other activities dependent on them.*

The committee members agreed that this policy applies to the renewal of the Arboretum lease agreement because the Arboretum maintains existing trails and boardwalk and can expand these existing trails. The lease agreement is consistent with this policy since the Arboretum's

continued maintenance of the conservation area would ensure the protection of and continued public access to these resources.

*Policy 9B: Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society Sanctuaries, on other public or private lands within the Village, where wildlife habitats are located. Encourage the recreational use of areas where such resources are found, as well as the protection of such resources.*

This policy applies to the Arboretum lease agreement because the Arboretum is public land. The lease agreement is consistent with this policy because the Arboretum, on behalf of the village, encourages passive recreation use by providing hiking trails and boardwalk through the Arboretum.

*Policy 19: Protect, maintain, and increase the level and types of access to public water-related recreation resources and facilities so that these resources and facilities may be fully utilized in accordance with reasonably anticipated public recreation needs and the protection of history and natural resources. In providing such access, priority will be given to public beaches, boating facilities, fish areas and waterfront parks.*

This policy is relevant in that the Arboretum is public land in the coastal zone of the village and on which there are streams and water-related wildlife. The lease agreement is consistent with this policy because the lease agreement enables the Arboretum to protect, maintain and increase access to streams and natural resources through its walking trails and thereby encourages passive recreational use.

*Policy 23: Protect, enhance and restore structures, districts, areas of sites that are of significance in the history, architecture, archaeology or culture of the state, its communities or the nation.*

The committee members noted that this policy applies to the lease agreement because the Arboretum has significance to the community in that it has been existence for twenty years. The renewal of the lease agreement is consistent with this policy because the Arboretum is located in an archaeological sensitive area. Ms. Bernard and Mr. Cheshire explained that the wetlands previously had been a pond and there have been Native American artifacts unearthed.

*Policy 25: Protect, restore or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area.*

*Policy 25A: Protect local scenic resources by preventing: (i) the irreversible modification of geologic forms, the destruction or removal of vegetation or wetlands, the destruction, or removal of structures, whenever the geologic forms, vegetation or structures are significant to the scenic quality of an identified resources; (ii) the addition of structures which because of siting scale will reduce identified views or which because of scale, form or materials will diminish the scenic*

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*quality of an identified resource.*

Chairman Kane pointed out that Policy 25 is applicable to the proposed action because the Arboretum is located in the area of Lounsbury Hill, an area that, as stated in the LWRP, III, p. 37, "should be considered significant." The proposed action is consistent with these policies because the arboretum contributes to the overall scenic quality of the coastal zone area.

With respect to policy 25A, the WAC members noted that part (i) was most relevant because the vegetation and the identified resources of hiking trails, wetlands, and wildlife, would be protected by the renewal of the lease agreement and the Arboretum would continue to maintain the site as a conservation area.

Mr. Kauderer made a motion to approve the minutes of November 13, 2014, seconded by Mr. Greenbaum, and carried by a vote of 4-0 (Mr. Levitt abstained).

The meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Ronnie L. Rose  
Secretary to the WAC