

# Village of Croton-on-Hudson

## COASTAL ASSESSMENT FORM

### A. INSTRUCTIONS (Please print or type all answers)

1. Applicants, or in the case of direct actions (city, town, village) agencies, shall complete this CAF for proposed actions which are subject to the consistency review law. This assessment is intended to supplement other information used by a (city, town, village) agency in making a determination of consistency.

2. Before answering the questions in Section C, the preparer of this form should review the policies and explanations of policy contained in the Local Waterfront Revitalization Program (LWRP), a copy of which is on file in the (city, town, village) clerk's office. A proposed action should be evaluated as to its significant beneficial and adverse effects upon the coastal area.

3. If any question in Section C on this form is answered "yes", then the proposed action may affect the achievement of the LWRP policy standards and conditions contained in the consistency review law. Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that it is consistent to the maximum extent practicable with the LWRP policy standards and conditions. If an action cannot be certified as consistent with the LWRP policy standards and conditions, it shall not be undertaken.

### B. DESCRIPTION OF SITE AND PROPOSED ACTION:

1. Type of (city, town, village) agency action (check appropriate response):

a) Directly undertaken (e.g. capital construction, planning activity, agency

regulation, land transaction) Land Acquisition

b) Financial assistance (e.g. grant, loan, subsidy) \_\_\_\_\_

c) Permit, approval, license, certification \_\_\_\_\_

d) Agency undertaking action Village of Croton on Hudson

2. Describe nature and extent of action: Acceptance of a gift of real property located at 1300 Albany Post Road in accordance with the terms described in the attached Term Sheet.

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\_\_\_\_\_

3. Location of actions: 1300 Albany Post Road, Croton on Hudson

(street or site description)

4. Size of site: 15.69 acres

5. Present land use: residential

6. Present zoning classification: RA-40

7. List and describe any unique or unusual land forms within or contiguous to the project site (i.e. bluffs, dunes, swales, ground depressions, other geological formations):

Bluff overlooking Hudson River and some rock outcroppings

8. Percent of site which contains slopes of 15% or greater: 50

9. List and describe streams, lakes, ponds or wetlands existing within or contiguous to the project area. Give name and size of each if available:

a) Name: 2 intermittent streams and one pond

b) Size (in acres): Pond size 0.12 acres or 5,200 sq ft

10. If an application for the proposed action has been filed with the (city, town, village) agency, the following information shall be provided:

a) Name of applicant: N/A

b) Mailing address: N/A

c) Telephone number: (area code) (\_\_\_\_\_) \_\_\_\_\_

d) Application number, if any: N/A

11. Will the action be directly undertaken, require funding or approval by a state or federal agency? NO X YES \_\_\_\_\_

If yes, which state or federal agency? \_\_\_\_\_

**C. COASTAL ASSESSMENT:**

(Check either "yes" or "no" for each of the following questions)

	<u>YES</u>	<u>NO</u>
1. Will the proposed action be located in, or contiguous to, or have a potentially adverse effect upon any of the resource areas identified on the coastal area map:	_____	_____ X
a) Significant fish or wildlife habitats?	_____	_____ X
b) Scenic resources of local or statewide significance?	_____	_____ X
c) Important agricultural lands?	_____	_____ X
d) Natural protective features in an erosion hazard area?	_____	_____ X

If the answer to any question above is "yes", please explain in Section D any measures which will be undertaken to mitigate any adverse effects.

	<u>YES</u>	<u>NO</u>
2. Will the proposed action have a significant effect upon:		
a) Commercial or recreational use of fish and wildlife resources?	_____	X _____
b) Scenic quality of the coastal environment?	_____	X _____
c) Development of future or existing water dependent uses?	_____	X _____
d) Operation of the State's major ports?	_____	X _____
e) Land or water uses within a small harbor area?	_____	X _____
f) Stability of the shoreline?	_____	X _____
g) Surface or groundwater quality?	_____	X _____
h) Existing or potential public recreation opportunities?	X _____	_____
i) Structures, sites or districts of historic, archeological or cultural significance to the (city, town, village), State or nation?	_____	X _____
3. Will the proposed action involve or result in any of the following:		
a) Physical alteration of land along the shoreline, land under water or coastal waters?	_____	X _____
b) Physical alteration of two (2) acres or more of land located elsewhere in the coastal area?	_____	X _____
c) Expansion of existing public services or infrastructure in undeveloped or low density areas of the coastal area?	_____	X _____
d) Energy facility not subject to Article VII or VIII of the Public Service Law?	_____	X _____
e) Mining, excavation, filling or dredging in coastal waters?	_____	X _____
f) Reduction of existing or potential public access to or along the shore?	_____	X _____
g) Sale or change in use of publicly-owned lands located on shoreline or under water?	_____	X _____
h) Development within a designated flood or erosion hazard area?	_____	X _____
i) Development on a beach, dune, barrier island or other natural feature that provides protection against flooding or erosion?	_____	X _____
j) Construction or reconstruction of erosion protective structures?	_____	X _____
k) Diminished surface or groundwater quality?	_____	X _____
l) Removal of ground cover from the site?	_____	X _____

4. Project

a) If project is to be located adjacent to shore: N/A Property Not Adjacent to shore

	<u>YES</u>	<u>NO</u>
1. Will water-related recreation be provided?	_____	_____
2. Will public access to the foreshore be provided?	_____	_____
3. Does the project require a waterfront site?	_____	_____
4. Does it supplant a recreational or maritime use?	_____	_____
5. Do essential public services and facilities presently exist at or near the site?	_____	_____
6. Is it located in a flood prone area?	_____	_____
7. Is it located in an area of high erosion?	_____	_____
b) If the project site is publicly owned:		
1. Will the project protect, maintain and/or increase the level and types of public access to water-related recreation resources and facilities?	_____	_____
2. If located in the foreshore, will access to those and adjacent lands be provided?	_____	N/A
3. Will it involve the siting and construction of major energy facilities?	_____	X
4. Will it involve the discharge of effluent from major steam electric generating and industrial facilities into coastal facilities?	_____	X
c) Is the project site presently used by the community neighborhood an open space or recreation area?	_____	X
d) Does the present site offer or include scenic views or vistas known to be important to the community?	X	_____
e) Is the project site presently used for commercial fishing or fish processing?	_____	X
f) Will the surface area of any waterways or wetland area be increased or decreased by the proposals?	_____	X
g) Does any mature forest (over 100 years old) or other locally important vegetation exist on this site which will be removed by the project?	_____	X
h) Will the project involve any waste discharges into coastal waters?	_____	X
i) Does the project involve surface or subsurface liquid waste disposal?	_____	X
j) Does the project involve transport, storage, treatment or disposal of solid waste or hazardous materials?	_____	X

	<u>YES</u>	<u>NO</u>
k) Does the project involve shipment or storage of petroleum products?	_____	_____ X
l) Does the project involve discharge of toxic hazardous substances or other pollutants into coastal waters?	_____	_____ X
m) Does the project involve or change existing ice management practices?	_____	_____ X
n) Will the project affect any area designated as a tidal or freshwater wetland?	_____	_____ X
o) Will the project alter drainage flow, patterns or surface water runoff on or from the site?	_____	_____ X
p) Will best management practices be utilized to control storm water runoff into coastal waters?	_____	_____ NA (no construction proposed)
q) Will the project utilize or affect the quality or quantity of sole source or surface water supplies?	_____	_____ X
r) Will the project cause emissions which exceed federal or state air quality standards or generate significant amounts of nitrates or sulfates?	_____	_____ X

**D. REMARKS OR ADDITIONAL INFORMATION.**

For questions answered “yes” in Section C, explain methods you will undertake to reduce adverse effects. Review the LWRP to see if the project is consistent with each policy. List policies the project is not consistent with and explain all mitigating actions.

(Add any additional sheets necessary to complete this form)

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See attached

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**E. SUBMISSION REQUIREMENTS.**

The final version of this form shall be sent to the Department of State (*New York State Dept. of State, Coastal Management Program, 162 Washington Avenue, Albany, NY 12231*) if any question in Section C is answered “yes” and either of the following conditions is met.

- Section B.1 (a) or B.1 (b) is checked **OR**
- Section B.1 (c) and B.11 is answered “yes”

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If assistance or further information is needed to complete this form, please contact the Village Engineer at (914) 271-4783.

Preparer’s Name: Janine King

Title: Assistant Village Manager

Agency: Village of Croton on Hudson

Telephone No.: ( 914 ) 271-4848 E-mail: jking@crotononhudson-ny.gov

Date: August 2013

D. Remarks and additional information.

2H. The entire Village is located in the designated coastal zone of the village. The acceptance of the gift of property has the potential of increasing open space and passive recreational uses in the Village. The initial use of the property would involve the creation and use of trails on the southern wooded portion of the property which contains intermittent streams and occasional use of other portions of the property for educational and Village sponsored events. The increase of passive recreational activities is considered a beneficial effect and not an adverse effect and is consistent with certain LWRP policies as outlined below:

4B(1) The proposed action will increase access to a woodland habitat with intermittent streams, a landscaped pond and scenic views of the Hudson River.

4D The property provides scenic views and vistas of the Hudson River which are important to the community. (See attached Photos)

## VILLAGE OF CROTON-ON-HUDSON COASTAL POLICIES

### DEVELOPMENT POLICIES

**POLICY 1: RESTORE, REVITALIZE, AND REDEVELOP DETERIORATED AND UNDERUTILIZED WATERFRONT AREAS FOR COMMERCIAL, INDUSTRIAL, CULTURAL, RECREATIONAL AND OTHER COMPATABLE USES.**

Not applicable

**POLICY 2: FACILITATE THE SITING OF WATER DEPENDENT USES AND FACILITIES ON OR ADJACENT TO COASTAL WATERS.**

Not applicable

**POLICY 3: THE STATE COASTAL POLICY REGARDING THE DEVELOPMENT OF MAJOR PORTS IS NOT APPLICABLE TO CROTON.**

Not applicable.

**POLICY 4: THE STATE COASTAL POLICY REGARDING THE STRENGTHENING OF SMALL HARBORS IS NOT APPLICABLE TO CROTON.**

Not applicable.

**POLICY 5: ENCOURAGE THE LOCATION OF DEVELOPMENT IN AREAS WHERE PUBLIC SERVICES AND FACILITIES ESSENTIAL TO SUCH DEVELOPMENT ARE ADEQUATE, EXCEPT WHEN SUCH DEVELOPMENT HAS SPECIAL FUNCTIONAL**

REQUIREMENTS OR OTHER CHARACTERISTICS WHICH NECESSITATE ITS LOCATION IN OTHER COASTAL AREAS.

Not applicable

POLICY 6: EXPEDITE PERMIT PROCEDURES IN ORDER TO FACILITATE THE SITING OF DEVELOPMENT ACTIVITIES AT SUITABLE LOCATIONS.

Not applicable.

#### FISH AND WILDLIFE POLICIES

POLICY 7: SIGNIFICANT COASTAL FISH AND WILDLIFE HABITATS WILL BE PROTECTED, PRESERVED, AND, WHERE PRACTICAL, RESTORED SO AS TO MAINTAIN THEIR VIABILITY AS HABITATS.

Not applicable

POLICY 8: PROTECT FISH AND WILDLIFE RESOURCES IN THE COASTAL AREA FROM THE INTRODUCTION OF HAZARDOUS WASTES AND OTHER POLLUTANTS WHICH BIO-ACCUMULATE IN THE FOOD CHAIN OR WHICH CAUSE SIGNIFICANT SUBLETHAL OR LETHAL EFFECT ON THOSE RESOURCES.

Not applicable.

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 AMANNER WHICH ENSURES THE PROTECTION OF RENEWABLE FISH AND WILDLIFE RESOURCES AND CONSIDERS OTHER ACTIVITIES DEPENDENT ON THEM.

#### Policy 9B

“Encourage passive recreational enjoyment of the wildlife on public lands in the Village where wildlife habitats are located.”

The acceptance of the gift of land will increase recreational enjoyment of the wildlife on this property. Therefore the proposed action is consistent with this policy.

POLICY 10: FURTHER DEVELOP COMMERCIAL FINFISH, SHELLFISH AND CRUSTACEAN RESOURCES IN THE COASTAL AREA BY ENCOURAGING THE CONSTRUCTION OF NEW OR IMPROVEMENT OF EXISTING ON-SHORE COMMERCIAL FISHING FACILITIES, INCREASING MARKETING OF THE STATE'S SEAFOOD PRODUCTS, MAINTAINING ADEQUATE STOCKS, AND EXPANDING AQUACULTURE FACILITIES. 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.

Not applicable.

#### FLOODING AND EROSION POLICIES

POLICY 11: BUILDINGS AND OTHER STRUCTURES WILL BE SITED IN THE COASTAL AREA SO AS TO MINIMIZE DAMAGE TO PROPERTY AND THE ENDANGERING OF HUMAN LIVES CAUSED BY FLOODING AND EROSION.

There are no new structures proposed.

POLICY 12: ACTIVITIES OR DEVELOPMENT IN THE COASTAL AREA WILL BE UNDERTAKEN SO AS TO MINIMIZE DAMAGE TO NATURAL RESOURCES AND PROPERTY FROM FLOODING AND EROSION BY PROTECTING NATURAL PROTECTIVE FEATURES INCLUDING BEACHES, DUNES, BARRIER ISLANDS AND BLUFFS. PRIMARY DUNES WILL BE PROTECTED FROM ALL ENCROACHMENTS THAT COULD IMPAIR THEIR NATURAL PROTECTIVE CAPACITY.

Not applicable.

POLICY 13: THE CONSTRUCTION OR RECONSTRUCTION OF EROSION PROTECTION STRUCTURES SHALL BE UNDERTAKEN ONLY IF THEY HAVE A REASONABLE PROBABILITY OF CONTROLLING EROSION FOR AT LEAST THIRTY YEARS AS DEMONSTRATED IN DESIGN AND CONSTRUCTION STANDARDS AND/OR ASSURED MAINTENANCE OR REPLACEMENT PROGRAMS.

Not applicable.

POLICY 14: ACTIVITIES AND DEVELOPMENT, INCLUDING THE CONSTRUCTION OR RECONSTRUCTION OF EROSION PROTECTION STRUCTURES, SHALL BE UNDERTAKEN SO THAT THERE WILL BE NO MEASURABLE INCREASE IN EROSION OR FLOODING AT THE SITE OF SUCH ACTIVITIES OR DEVELOPMENT, OR AT OTHER LOCATIONS.

Not applicable.

POLICY 15: MINING, EXCAVATION OR DREDGING IN COASTAL WATERS SHALL NOT SIGNIFICANTLY INTERFERE WITH THE NATURAL COASTAL PROCESSES WHICH SUPPLY BEACH MATERIALS TO LAND ADJACENT TO SUCH WATERS AND SHALL BE UNDERTAKEN IN A MANNER WHICH WILL NOT CAUSE AN INCREASE IN EROSION OF SUCH LAND.

Not applicable.

POLICY 16: PUBLIC FUNDS SHALL ONLY BE USED FOR EROSION PROTECTIVE STRUCTURES WHERE NECESSARY TO PROTECT HUMAN LIFE, AND NEW DEVELOPMENT WHICH REQUIRES A LOCATION WITHIN OR ADJACENT TO AN EROSION HAZARD AREA TO BE ABLE TO FUNCTION, OR EXISTING DEVELOPMENT; AND ONLY WHERE THE PUBLIC BENEFITS OUTWEIGH THE LONG TERM MONETARY AND OTHER COSTS INCLUDING THE POTENTIAL FOR INCREASING EROSION AND ADVERSE EFFECTS ON NATURAL PROTECTIVE FEATURES.

Not applicable.

POLICY 17: WHENEVER POSSIBLE, USE NON-STRUCTURAL MEASURES TO MINIMIZE DAMAGE TO NATURAL RESOURCES AND PROPERTY FROM FLOODING AND EROSION. SUCH MEASURES SHALL INCLUDE: (i) THE SETBACK OF BUILDINGS AND STRUCTURES; (ii) THE PLANTING OF VEGETATION AND THE INSTALLATION OF SAND FENCING AND DRAINING; (iii) THE RE-SHAPING OF BLUFFS; AND (iv) THE FLOOD-PROOFING OF BUILDINGS OR THEIR ELEVATION ABOVE THE BASE FLOOD LEVEL.

Not applicable.

POLICY 18: TO SAFEGUARD THE VITAL ECONOMIC, SOCIAL AND ENVIRONMENTAL INTERESTS OF THE STATE AND OF ITS CITIZENS, PROPOSED MAJOR ACTIONS IN THE COASTAL AREA MUST GIVE FULL CONSIDERATION TO THOSE INTERESTS, AND TO THE SAFEGUARDS WHICH THE STATE HAS ESTABLISHED TO PROTECT VALUABLE COASTAL RESOURCE AREAS.

The proposed action will allow public recreational use of the site and is therefore consistent with this policy.

#### PUBLIC ACCESS POLICIES

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 HISTORIC AND NATURAL RESOURCES. IN PROVIDING SUCH ACCESS, PRIORITY WILL BE GIVEN TO PUBLIC BEACHES, BOATING FACILITIES, FISHING AREAS AND WATERFRONT PARKS.

Although this property is not adjacent to the Hudson River, it provides panoramic views of the Hudson River and scenic vistas. Croton residents will potentially be able to access this site for passive recreational use. Therefore, the proposed action is consistent with this policy.

POLICY 20: ACCESS TO THE PUBLICLY-OWNED FORESHORE AND TO LANDS IMMEDIATELY ADJACENT TO THE FORESHORE OR THE WATER'S EDGE THAT ARE

PUBLICLY-OWNED SHALL BE PROVIDED AND IT SHOULD BE PROVIDED IN A MANNER COMPATIBLE WITH ADJOINING USES. SUCH LANDS SHALL BE RETAINED IN PUBLIC OWNERSHIP.

Not applicable

#### RECREATION POLICIES

POLICY 21: WATER DEPENDENT AND WATER ENHANCED RECREATION WILL BE ENCOURAGED AND FACILITATED, AND WILL BE GIVEN PRIORITY OVER NON-WATER RELATED USES ALONGTHE COAST, PROVIDED IT IS CONSISTENT WITH THE PRESERVATION AND ENHANCEMENT OF OTHER COASTAL RESOURCES AND TAKES INTO ACCOUNT DEMAND FOR SUCH FACILITIES. IN FACILITATING SUCH ACTIVITIES, PRIORITY SHALL BE GIVEN TO AREAS WHERE ACCESS TO THE RECREATION OPPORTUNITIES OF THE COAST CAN BE PROVIDED BY NEW OR EXISTING PUBLIC TRANSPORTATION SERVICES AND TO THOSE AREAS WHERE THE USE OF THE SHORE IS SEVERELY RESTRICTED BY EXISTING DEVELOPMENT.

Not applicable

POLICY 22: DEVELOPMENT WHEN LOCATED ADJACENT TO THE SHORE WILL PROVIDE FOR WATER-RELATED RECREATION, AS A MULTIPLE USE, WHENEVER SUCH RECREATIONAL USE IS APPROPRIATE IN LIGHT OF REASONABLY ANTICIPATED DEMAND FOR SUCH ACTIVITIES AND THE PRIMARY PURPOSE OF THE DEVELOPMENT.

Not applicable

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.

Not applicable.

POLICY 24: PREVENT IMPAIRMENT OF SCENIC RESOURCES OF STATE WIDE SIGNIFICANCE AS IDENTIFIED ON THE COASTAL AREA MAP. IMPAIRMENT SHALL INCLUDE: (i) THE IRREVERSIBLE MODIFICATION OF GEOLOGIC FORMS, THE DESTRUCTION OR REMOVAL OF VEGETATION, THE DESTRUCTION, OR REMOVAL OF STRUCTURES, WHENEVER THE GEOLOGIC FORMS, VEGETATION OR STRUCTURES ARE SIGNIFICANT TO THE SCENIC QUALITY OF AN IDENTIFIED RESOURCE; AND (ii) THE ADDITION OF STRUCTURES WHICH BECAUSE OF SITING OR SCALE WILL REDUCE IDENTIFIED VIEWS OR WHICH BECAUSE OF SCALE, FORM, OR MATERIALS WILL DIMINISH THE SCENIC QUALITY OF AN IDENTIFIED RESOURCE.

Not applicable.

POLICY 25: PROTECT, RESTORE OR ENHANCE NATURAL AND MANMADE RESOURCES WHICH ARE NOT IDENTIFIED AS BEING OF STATE WIDE SIGNIFICANCE, BUT WHICH CONTRIBUTE TO THE OVERALL SCENIC QUALITY OF THE COASTAL AREA.

The proposed action will protect the scenic views from this property and allow for public access to this property which is consistent with this policy.

POLICY 26: THE STATE COASTAL POLICY REGARDING THE PROTECTION OF AGRICULTURAL LANDS IS NOT APPLICABLE TO CROTON.

Not applicable.

POLICY 27: DECISIONS ON THE SITING AND CONSTRUCTION OF MAJOR ENERGY FACILITIES IN THE COASTAL AREA WILL BE BASED ON PUBLIC ENERGY NEEDS, COMPATIBILITY OF SUCH FACILITIES WITH THE ENVIRONMENT, AND THE FACILITY'S NEED FOR A SHOREFRONT LOCATION.

Not applicable.

POLICY 28: ICE MANAGEMENT PRACTICES SHALL NOT DAMAGE SIGNIFICANT FISH AND WILDLIFE AND THEIR HABITATS, INCREASE SHORELINE EROSION OR FLOODING, OR INTERFERE WITH THE PRODUCTION OF HYDROELECTRIC POWER.

Not applicable.

POLICY 29: THE STATE COASTAL POLICY REGARDING THE DEVELOPMENT OF ENERGY RESOURCES IS NOT APPLICABLE TO CROTON.

Not applicable.

#### WATER AND AIR RESOURCES POLICIES

POLICY 30: MUNICIPAL, INDUSTRIAL, AND COMMERCIAL DISCHARGE OF POLLUTANTS, INCLUDING BUT NOT LIMITED TO, TOXIC AND HAZARDOUS SUBSTANCES, INTO COASTAL WATERS WILL CONFORM TO STATE AND NATIONAL WATER QUALITY STANDARDS.

Not applicable

POLICY 31: STATE COASTAL AREA POLICIES AND PURPOSES OF APPROVED LOCAL WATERFRONT REVITALIZATION PROGRAMS WILL BE CONSIDERED WHILE REVIEWING COASTAL WATER CLASSIFICATIONS AND WHILE MODIFYING WATER QUALITY STANDARDS; HOWEVER, THOSE WATERS ALREADY

OVERBURDENED WITH CONTAMINANTS WILL BE RECOGNIZED AS BEING A DEVELOPMENT CONSTRAINT.

Not applicable

POLICY 32: ENCOURAGE THE USE OF ALTERNATIVE OR INNOVATIVE SANITARY WASTE SYSTEMS IN SMALL COMMUNITIES WHERE THE COSTS OF CONVENTIONAL FACILITIES ARE UNREASONABLY HIGH, GIVEN THE SIZE OF THE EXISTING TAX BASE OF THESE COMMUNITIES.

The existing individual wastewater treatment system will be maintained. Therefore the proposed action is consistent with this policy.

POLICY 33: BEST MANAGEMENT PRACTICES WILL BE USED TO ENSURE THE CONTROL OF STORMWATER RUNOFF AND COMBINED SEWER OVERFLOWS DRAINING INTO COASTAL WATERS.

Not applicable.

POLICY 34: DISCHARGE OF WASTE INTO COASTAL WATERS FROM VESSELS WILL BE LIMITED SO AS TO PROTECT SIGNIFICANT FISH AND WILDLIFE HABITATS, RECREATIONAL AREAS AND WATER SUPPLY AREAS.

Not applicable

POLICY 35: DREDGING AND DREDGE SPOIL DISPOSAL IN COASTAL WATERS WILL BE UNDERTAKEN IN A MANNER THAT MEETS EXISTING STATE DREDGING PERMIT REQUIREMENTS, AND PROTECTS SIGNIFICANT FISH AND WILDLIFE HABITATS, SCENIC RESOURCES, NATURAL PROTECTIVE FEATURES, IMPORTANT AGRICULTURAL LANDS, AND WETLANDS.

Not applicable

POLICY 36: ACTIVITIES RELATED TO THE SHIPMENT AND STORAGE OF PETROLEUM AND OTHER HAZARDOUS MATERIALS WILL BE CONDUCTED IN A MANNER THAT WILL PREVENT OR AT LEAST MINIMIZE SPILLS INTO COASTAL WATERS; ALL PRACTICABLE EFFORTS WILL BE UNDERTAKEN TO EXPEDITE THE CLEANUP OF SUCH DISCHARGES; AND RESTITUTION FOR DAMAGES WILL BE REQUIRED WHEN THESE SPILLS OCCUR.

Not applicable

POLICY 37: BEST MANAGEMENT PRACTICES WILL BE UTILIZED TO MINIMIZE THE NON-POINT DISCHARGE OF EXCESS NUTRIENTS, ORGANICS AND ERODED SOILS INTO COASTAL WATERS.

Not applicable

POLICY 38: THE QUALITY AND QUANTITY OF SURFACE WATER AND GROUND WATER SUPPLIES, WILL BE CONSERVED AND PROTECTED, PARTICULARLY WHERE SUCH WATERS CONSTITUTE THE PRIMARY OR SOLE SOURCE OF WATER SUPPLY.

Not applicable

POLICY 39: THE TRANSPORT, STORAGE, TREATMENT AND DISPOSAL OF SOLID WASTES, PARTICULARLY HAZARDOUS WASTES, WITHIN COASTAL AREAS WILL BE CONDUCTED IN SUCH A MANNER SO AS TO PROTECT GROUNDWATER AND SURFACE WATER SUPPLIES, SIGNIFICANT FISH AND WILDLIFE HABITATS, RECREATION AREAS, IMPORTANT AGRICULTURAL LANDS AND SCENIC RESOURCES.

Not applicable.

POLICY 40: EFFLUENT DISCHARGED FROM MAJOR STEAM ELECTRIC GENERATING AND INDUSTRIAL FACILITIES INTO COASTAL WATERS WILL NOT BE UNDULY INJURIOUS TO FISH AND WILDLIFE AND SHALL CONFORM TO STATE WATER QUALITY STANDARDS.

Not applicable.

POLICY 41: LAND USE OR DEVELOPMENT IN THE COASTAL AREA WILL NOT CAUSE NATIONAL OR STATE AIR QUALITY STANDARDS TO BE VIOLATED.

Not applicable.

P

POLICY 42: COASTAL MANAGEMENT POLICIES WILL BE CONSIDERED IF THE STATE RECLASSIFIES LAND AREAS PURSUANT TO THE PREVENTION OF SIGNIFICANT DETERIORATION REGULATIONS OF THE FEDERAL CLEAN AIR ACT.

Not applicable.

POLICY 43: LAND USE OR DEVELOPMENT IN THE COASTAL AREA MUST NOT CAUSE THE GENERATION OF SIGNIFICANT AMOUNTS OF THE ACID RAIN PRECURSORS: NITRATES AND SULFATES.

Not applicable.

WETLANDS POLICY

POLICY 44: PRESERVE AND PROTECT TIDAL AND FRESHWATER WETLANDS AND PRESERVE THE BENEFITS DERIVED FROM THESE AREAS

Not applicable

1300 Albany Post Road - CAF Attachment



Image 1: View Hudson River looking south just west of house.



Image 2: View of landscaped pond looking northwest

1300 Albany Post Road - CAF Attachment



Image 3: View of landscaped pond looking west towards Hudson River



Image 4: View of woodlands on southern portion of property



Image 5: View of house looking south, Hudson River in background

**TERM SHEET REGARDING GIFT OF GOUVEIA PROPERTY AND TRUST FUND  
TO THE VILLAGE OF CROTON-ON-HUDSON, NEW YORK**

I. GIFT OF PROPERTY

Mrs. Gouveia proposes to make a gift of her property at 1300 Albany Post Road to the Village. The property is approximately sixteen acres, it is improved with a one family residence and several out buildings. She also proposes a gift to the Village of a one million dollar trust fund for the support and maintenance of the property.

II. DETAILS AND CONDITIONS OF GIFT

A. IMMEDIATE USE OF PROPERTY

1. Mrs. Gouveia's gift would be subject to her right to occupy the house on the property until she is deceased or decides to vacate the property. The Village, however, would be permitted to occupy and use the property immediately. The initial use of the property would involve the creation and use of trails through the southerly portion of the property, and occasional use of other portions of the property for educational purposes and Village sponsored events, sensitive to Mrs. Gouveia's privacy when she is present on the property.

B. USE OF PROPERTY OVER TIME

1. Village use of property would be for park, recreation and educational (PRE) type uses. Examples are trail system, picnicking, music events and exhibits, environmental education, senior citizen and other club meetings. These are examples. Generally, uses would be ones that would benefit from the scenic views, natural light and serene atmosphere of the property.

2. The property would not be permitted to be developed for housing, commercial or other such Non-PRE uses.

3. It is anticipated that over time the trail system would be extended from the southern portion of the property to other parts of the property.

C. NAMING

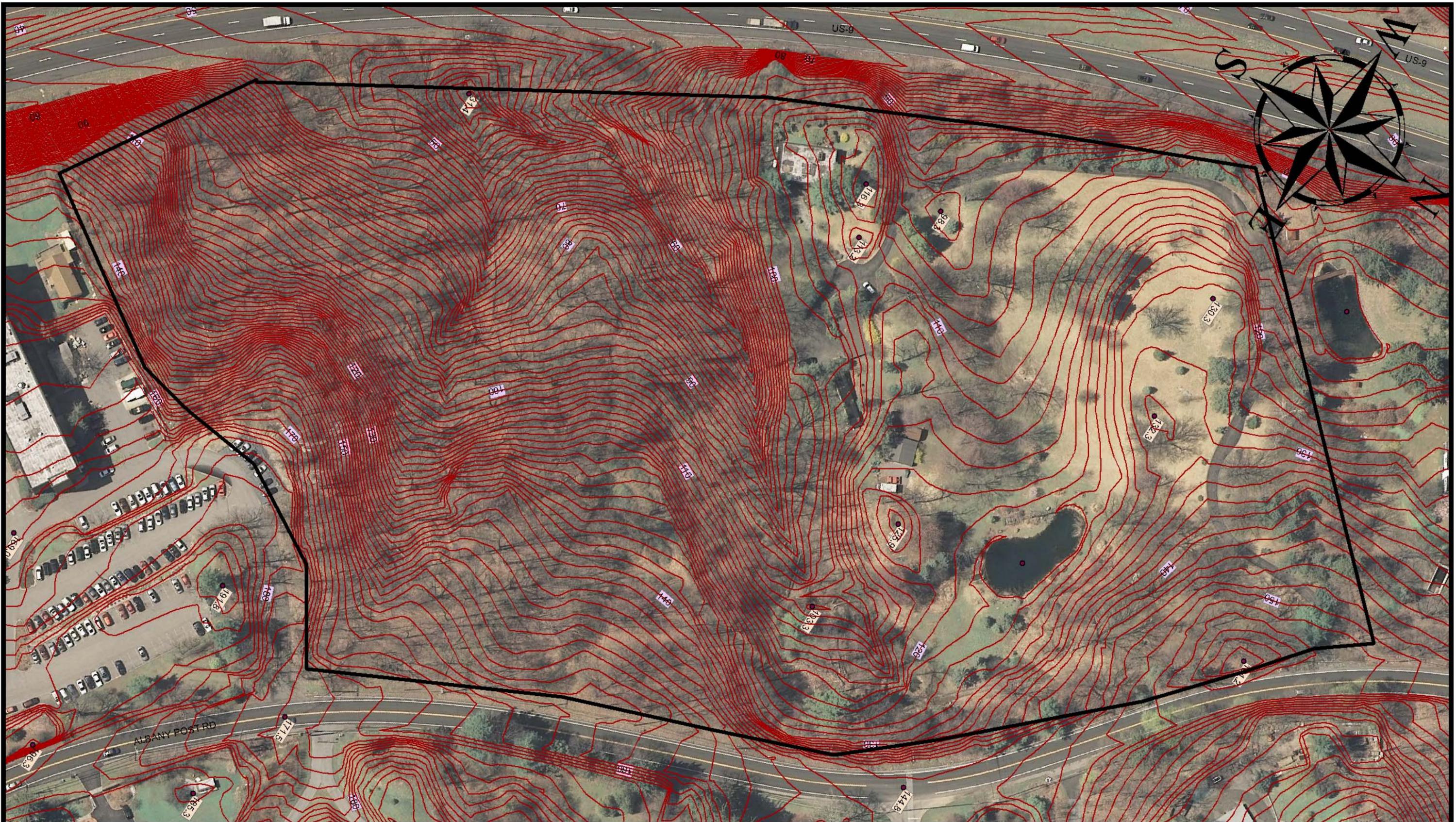
1. The property would be named by the Village using the names of John and Laurel Gouveia. In the future, signage with John and Laurel Gouveia's names would be placed at the entrance to the property and at the house. The signage will acknowledge that the property was donated by John and Laurel Gouveia. The signs would be a monument type sign with a brass plaque for the name and signage. Mrs. Gouveia would also like to add a couple of sentences to the signage and wishes to decide on the sign's content during her lifetime. She is willing to substantially contribute to the cost of the signage.

D. FINANCIAL

1. The property will be tax exempt municipal property.
2. Mrs. Gouveia will continue to maintain the property to the extent that she has in the past for as long as she makes use of the property for occupancy purposes.
3. Simultaneously with her transfer of the property to the Village, Mrs. Gouveia will establish a non-revocable one million dollar trust with the Village as beneficiary for the maintenance and support of the property at her death or until she no longer occupies the property. For as long as Mrs. Gouveia makes use of the property for occupancy purposes and contributes to its maintenance, all of the income from the trust will be paid to her, and she will pay any income tax thereon. The "mix" of trust assets will be mutually agreed upon between the Village and Mrs. Gouveia with the advice of each party's financial advisor(s).

E. ADDITIONAL TERMS AND CONDITIONS

1. The Village may only transfer the property to a not-for-profit organization who would be subject to the same use provisions as described above. The Village may also partner with such an organization in connection with the property. In such event, the property would continue to have the Gouveia name and signage described above.
2. When Mrs. Gouveia ceases using the house it will be delivered to the Village vacant and broom clean.
3. The Village will have a right to further inspect the premises at reasonable times after reasonable notice prior to making a final decision regarding this offer.



**Laurel Gouveia Property  
1300 Albany Post Road (15.63 Acs.)**

