

Village of Croton on Hudson, NY  
County of Westchester/State of New York

**VIOLATION APPEARANCE TICKET**

Defendant Name: Mark Franzoso

Address: \_\_\_\_\_

Telephone #: \_\_\_\_\_

(Home)

(Cell)

You are hereby notified that you are charged with violating the Law/Ordinance of the Village of Croton on Hudson indicated below. A conviction on this charge could result in a maximum fine not to exceed \$ 250.00 per tree as per 208-25A.

Name of Law: Chapter 208 TREES of the Village Code

Article: ARTICLE II Tree Preservation Section: 208-16A(2)

Adopted: 3/20/2006 by Local Law No. 6-2006

or about

In that on the 16 day of August at approx 12 o'clock in the afternoon, or recently before at # 32 (location) Piney Point Avenue, defendant did have their contractor remove one tree on a slope of over 20% that were not authorized to be removed by the Planning Board

I hereby affirm the above to be true to the best of my knowledge.

  
(Signature)

9/27/19

You are hereby directed to appear in the Village Court on the 23rd of October, 2019 at 10:45 o'clock (am/pm) at 1 Van Wyck Street, Croton-on-Hudson, NY

YOUR FAILURE TO APPEAR COULD RESULT IN A WARRANT BEING ISSUED FOR YOUR ARREST. NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES, PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO APPEAR IN COURT AS SET FORTH ON THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION? ☐ YES ☐ NO

Receipt Acknowledged: \_\_\_\_\_

(Defendant)

(Date)

**ACCUSATORY INSTRUMENT**

The People of the State of New York

☒ Information

Vs.

☐ Misdemeanor/Complaint

Mark Franzoso

☐ Felony ☐ Complaint  
(check one)

(Defendant)

Daniel O'Connor, P.E., Village Engineer

residing at \_\_\_\_\_

Municipal Building, 1 Van Wyck Street, Croton-on-Hudson,  
NY 10520

by this instrument makes written accusation as follows:

That Mark Franzoso on or about the 16th day ofAugust, 2019, at about approx 12 (~~am~~/pm) o'clock in the Village of Croton on Hudson, County of  
Westchester, NEW YORKRemoval of one tree on 32 Piney Point Avenue not authorized to be removed in  
violation of Chapter 208 (Tree Preservation) of the Village Code

Did commit the offense of \_\_\_\_\_

a ☐ Misdemeanor ☒ Violation ☐ Felony in violation of Section 208-16A(2) of the  
Chapter 208, Trees, Article II Tree  
Preservation Law of the ~~State of New York~~, in that (s) he did at the aforesaid time and place\*  
Village of Croton-on-Hudson**Count one:**

The facts upon which is instrument is based are as follows:

Mark Franzoso having received approval from the Planning Board and a building permit to start the construction of a single-family house at 32 Piney Point Avenue did commence construction of the single-family house and associated site improvements. The minor site plan approval from the Planning Board also included approval to remove certain trees under Chapter 208 of the Village Code.

An inspection on September 4, 2019 showed that one trees to be saved was removed without approval from the Planning Board. The defendant did remove one tree not authorized to be removed in violation of Chapter 208, Tree Preservation, the Code of the Village of Croton-on-Hudson.

Be dealt with pursuant to law

It is a crime, punishable as a Class A Misdemeanor under the laws of the State of New York, for a person, in and by a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

**\*\*Affirmed under penalty of perjury this**  
15th day of October, 2019

Daniel O'Connor, P.E.  (Complainant)

An appearance ticket has been issued on: September 27, 2019  
By Daniel O'Connor, P.E.  
Mark Franzoso, directed the said  
23rd day of October, 2019 to appear before this court on the  
\_\_\_\_\_ and bail in the amount of  
\_\_\_\_\_ has been posted with

*(Complete above only if ticket has been issued)*

STATE OF NEW YORK  
WESTCHESTER COUNTY  
VILLAGE OF CROTON-ON-HUDSON  
VILLAGE COURT

The People of the State of New York  
Against

**Mark Franzoso**

## ACCUSATORY INSTRUMENT

Filed this 15th day of  
October, 2019

Justice

Village of Croton on Hudson, NY  
County of Westchester/State of New York

**VIOLATION APPEARANCE TICKET**

Defendant Name: Mark Franzoso

Address: \_\_\_\_\_

Telephone #: \_\_\_\_\_

(Home)

(Cell)

You are hereby notified that you are charged with violating the Law/Ordinance of the Village of Croton on Hudson indicated below. A conviction on this charge could result in a maximum fine not to exceed \$ 250.00 per tree as per 208-25A.

Name of Law: Chapter 208 TREES of the Village Code

Article: ARTICLE II Tree Preservation Section: 208-16A(1)

Adopted: 3/20/2006 by Local Law No. 6-2006

or about

In that on the 1 day of August at approx 12 o'clock in the afternoon, or recently before at # - (location) Nordica Drive ((tax #79.13-4-64)), defendant did have their contractor remove two trees on a vacant lot (no address #) which trees were eight inches or more diameter at breast height without a tree removal permit being issued

I hereby affirm the above to be true to the best of my knowledge.

 8/27/19

(Signature)

You are hereby directed to appear in the Village Court on the 23rd of October, 2019 at 10:45 o'clock (~~am~~/pm) at 1 Van Wyck Street, Croton-on-Hudson, NY

YOUR FAILURE TO APPEAR COULD RESULT IN A WARRANT BEING ISSUED FOR YOUR ARREST. NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES, PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO APPEAR IN COURT AS SET FORTH ON THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION? ☐ YES ☐ NO

Receipt Acknowledged: \_\_\_\_\_

(Defendant)

(Date)

**ACCUSATORY INSTRUMENT**

The People of the State of New York

☒ Information

Vs.

☐ Misdemeanor/Complaint

Mark Franzoso

☐ Felony ☐ Complaint  
(check one)

(Defendant)

Daniel O'Connor, P.E., Village Engineer

residing at \_\_\_\_\_

Municipal Building, 1 Van Wyck Street, Croton-on-Hudson,  
NY 10520

by this instrument makes written accusation as follows:

That Mark Franzoso on or about the 1st day ofAugust, 2019, at about approx 12 (~~am~~/pm) o'clock in the Village of Croton on Hudson, County of  
Westchester, NEW YORK Removal of two trees on Nordica Drive vacant lot (tax #79.13-4-64) not  
authorized to be removed in violation of Chapter 208 (Tree Preservation) of the  
Did commit the offense of Village Codea ☐ Misdemeanor ☒ Violation ☐ Felony in violation of Section 208-16A(1) of the  
Chapter 208, Trees, Article II Tree  
Preservation Law of the ~~State of New York~~, in that (s) he did at the aforesaid time and place\*  
Village of Croton-on-Hudson**Count one:**

The facts upon which is instrument is based are as follows:

Mark Franzoso was issued a tree removal permit to remove certain trees on a vacant lot on Nordica Drive (tax #79.13-4-64).

An inspection on September 4, 2019 or there about showed that two additional trees were removed without a tree removal permit being issued. The defendant did remove two trees not authorized to be removed in violation of Chapter 208, Tree Preservation, the Code of the Village of Croton-on-Hudson.

Be dealt with pursuant to law

It is a crime, punishable as a Class A Misdemeanor under the laws of the State of New York, for a person, in and by a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

Daniel O'Connor, P.E.  (Complainant)

An appearance ticket has been issued on on: September 27, 2019  
By Daniel O'Connor, P.E.  
Mark Franzoso, directed the said  
23rd day of October, 2019 to appear before this court on the  
\_\_\_\_\_ and bail in the amount of \_\_\_\_\_  
\_\_\_\_\_ has been posted with \_\_\_\_\_

(Complete above only if ticket has been issued)

STATE OF NEW YORK  
WESTCHESTER COUNTY  
VILLAGE OF CROTON-ON-HUDSON  
VILLAGE COURT

**The People of the State of New York**  
**Against**  
**Mark Franzoso**

## ACCUSATORY INSTRUMENT

Filed this 15th day of October, 2019

Justice

Village of Croton on Hudson, NY  
County of Westchester/State of New York

**VIOLATION APPEARANCE TICKET**

Defendant Name: Mark Franzoso

Address: \_\_\_\_\_

Telephone #: \_\_\_\_\_  
(Home) (Cell)

You are hereby notified that you are charged with violating the Law/Ordinance of the Village of Croton on Hudson indicated below. A conviction on this charge could result in a maximum fine not to exceed \$ 250.00

Name of Law: Chapter 230 Zoning of the Village Code

Article: ARTICLE XV Administration and Enforcement Section: 230-174(A)

Adopted: 6/11/79 by Local Law No. 6-1979

or about

In that on the 3 day of September at approx 12 o'clock in the afternoon, or recently before at # 32 (location) Piney Point Avenue, defendant did have their contractor work outside the limit of disturbance on the site plans approved by the Planning Board

I hereby affirm the above to be true to the best of my knowledge.

 9/27/15  
(Signature)

You are hereby directed to appear in the Village Court on the 23th of October, 2019 at 10:45 o'clock (~~am~~/pm) at 1 Van Wyck Street, Croton-on-Hudson, NY

YOUR FAILURE TO APPEAR COULD RESULT IN A WARRANT BEING ISSUED FOR YOUR ARREST. NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES, PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO APPEAR IN COURT AS SET FORTH ON THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION? ☐ YES ☐ NO

Receipt Acknowledged: \_\_\_\_\_  
(Defendant) (Date)

**ACCUSATORY INSTRUMENT**

The People of the State of New York

☒ Information

Vs.

☐ Misdemeanor/Complaint

Mark Franzoso

☐ Felony ☐ Complaint  
(check one)

(Defendant)

Daniel O'Connor, P.E., Village Engineer

residing at \_\_\_\_\_

Municipal Building, 1 Van Wyck Street, Croton-on-Hudson,  
NY 10520

by this instrument makes written accusation as follows:

That Mark Franzoso on or about the 3rd day ofSeptember, 2019, at about approx 12 (~~am~~/pm) o'clock in the Village of Croton on Hudson, County of  
Westchester, NEW YORKWorking outside the limit of disturbance established by the Planning Board when  
the board issued Minor Site Plan Approval, said limit being shown on the  
Did commit the offense of approved site plansa ☐ Misdemeanor ☒ Violation ☐ Felony in violation of Section 230-174(A) of theChapter 230, Zoning \_\_\_\_\_ Law of the ~~State of New York~~, in that (s) he did at the aforesaid time and place\*  
Village of Croton-on-Hudson**Count one:**

The facts upon which is instrument is based are as follows:

Mark Franzoso having received approval from the Planning Board and a building permit to start the construction of a single-family house at 32 Piney Point Avenue did commence construction of the single-family house and associated site improvements. The approval from the Planning Board included a limit of disturbance on the site plans. The limit of disturbance was established to limit disturbance of steep slopes to an amount below the threshold in the Village's Steep Slope Protection Law which if exceeded required the issuance of a Steep Slope Permit by the Planning Board. An inspection on September 4, 2019 showed that areas of steep slope outside of the approved limit of disturbance was disturbed resulting in the total steep slope disturbance exceeding the threshold that requires the issuance of a steep slope permit. The defendant did disturb additional areas of steep slope outside the approved limit of disturbance without a steep slope permit in violation of section 230-174(A) of Chapter 230, Zoning, of the Code of the Village of Croton-on-Hudson.

Mark Franzoso

WHEREFORE, Complainant prays that \_\_\_\_\_

Be dealt with pursuant to law

**Verification By Subscription And Notice  
Under Penal Law Section 210.45**

It is a crime, punishable as a Class A Misdemeanor under the laws of the State of New York, for a person, in and by a written instrument, to knowingly make a false statement, or to make a statement which such person does not believe to be true.

**\*\*Affirmed under penalty of perjury this**  
15th day of October, 2019

Daniel O'Connor, P.E.  (Complainant)

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\_\_\_\_\_ and bail in the amount of  
\_\_\_\_\_ has been posted with  
\_\_\_\_\_

(Complete above only if ticket has been issued)

STATE OF NEW YORK  
WESTCHESTER COUNTY  
VILLAGE OF CROTON-ON-HUDSON  
VILLAGE COURT

The People of the State of New York  
Against  
Mark Franzoso

ACCUSATORY INSTRUMENT

Filed this 15th day of  
October, 2019

Justice