

VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES AGENDA

MEETING DATE: APRIL 26, 2022

AGENDA ITEM SECTION: DISCUSSION AND RESOLUTION ITEMS AGENDA ITEM NO.: 4

AGENDA ITEM:

DISCUSSION OF WAIVER OF SITE PLAN FOR 86 MAIN STREET

RESOLUTION: CONSIDER A RESOLUTION AUTHORIZING A WAIVER OF SITE PLAN FOR 86 MAIN STREET

ITEM BACKUP DOCUMENTATION:

- 1. MEMORANDUM DATED APRIL 20, 2022 FROM LORI LEE DICKSON, ESQ./ATTORNEY FOR THE VILLAGE TO MAYOR AND TRUSTEES
- 2. DRAWINGS: REAR YARD ALTERATIONS AND EXTERIOR RENOVATION





711 Westchester Avenue, Suite 405 White Plains, NY 10604

TO:	Mayor and Trustees, Village of Dobbs Ferry
CC:	Dan Roemer, Melissa Ferraro, Dan Pozin, Valerie Monastra
FROM:	Lori Lee Dickson, Esq.
RE:	86 Main Street Site Plan Building Inspector Request for Waiver
DATE:	April 20, 2022

Building Inspector Dan Roemer informed us that property at 86 Main Street in the DB Zoning District was improved with retaining walls and backfill without his department's involvement. At this time, Mr. Roemer would like to ensure that the improvements were completed using appropriate design, including a compliant stormwater system. Technically, the review and "approval" of the improvements would require a site plan from the Board of Trustees because of "excavation or filling involving more than 300 cubic feet of earth" in a Downtown District. However, as you are aware the site plan approval process takes a minimum of 4-5 months which will significantly delay Mr. Roemer's ability to quickly assess the improvements for safety and storm water compliance and obtain any follow up actions by the property owner.

Fortunately, the Dobbs Ferry Code provides the Village with an opportunity to expedite this particular matter. <u>Section 300-52 (A)(2) provides that "The Planning Board and/or the Village</u> <u>Board of Trustees may waive the requirements of site plan review."</u> Upon recommendation and request by your Building Inspector, you may consider a resolution to waive the site plan review for this particular matter (based on the specific facts and circumstances) so that Mr. Roemer may proceed to obtain code compliance, assure safety and confirm adequacy of the storm water management. Use of escrow to be provided by the property owner will cover any necessary engineering, planning and legal referrals so that the Village won't be covering any consulting expenses associated with this expedited review.</u>

At the request of Mr. Roemer, I drafted a proposed Resolution for your consideration should you choose to proceed in this way.



