RESOLUTION AUTHORIZING THE ADOPTION BY THE TOWN OF CLINTON, NEW YORK OF LOCAL LAW NO. __ OF 2025 entitled

"Conference Center, Hotel and Motel Moratorium"

WHEREAS, on July 8, 2025 a resolution was duly adopted by the Town Board of the Town of Clinton, New York authorizing a public hearing to be held by the Town Board on August 12, 2028, at 6:25 p.m. at the Clinton Town Hall at 1215 Centre Rd, Rhinebeck (Town of Clinton), New York, to hear all interested parties on a proposed Local Law entitled "Conference Center, Hotel and Motel Moratorium"; and
WHEREAS, notice of the public hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of said Town, on the day of, 2025; and
WHEREAS , the public hearing was duly held on the 12 th day of August 2025, at 6:25 p.m. at the Clinton Town Hall at 1215 Centre Rd, Rhinebeck (Town of Clinton), New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and
WHEREAS, the Town Board having determined that all parties entitled to notice have been duly given notice thereof; and
WHEREAS , pursuant to Section 239-nn of the N.Y. General Municipal Law the Town Clerks' of surrounding towns were duly notified of the August 12, 2025 public hearing; and
WHEREAS , pursuant to Section 239-m of the N.Y. General Municipal Law the Dutchess County Department of Planning and Development has reviewed and approved the proposed Local Law; and
WHEREAS , pursuant to 6 NYCRR Part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) the Town Board hereby determines that adoption of this proposed Local Law is a Type II action which would not have a significant effect upon the environment; and
WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law.
Now On Motion of, duly seconded by,
Now, Therefore Be It Resolved, that the Town Board hereby adopts said Local Law No of 2025, entitled "Conference Center, Hotel and Motel Moratorium" a copy of which is attached hereto and made a part of this resolution; and

Be It Further Resolved, that the Town Clerk be and she hereby is directed to enter this Local Law in the minutes of this meeting and give due notice of the adoption of this Local Law to the Secretary of the State of New York.

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Michael Whitton Councilman Eliot Werner Councilman Charles Dykas Councilwoman Katherine Mustello Councilwoman Marion Auspitz	VOTING VOTING VOTING VOTING	
DATED: Clinton, New York August 12, 2025		
	Carol Mackin, Town Clerk	

Local Law No. __ of 2025 entitled:

"Conference Center, Hotel and Motel Moratorium"

BE IT ENACTED BY, the Town Board of the Town of Clinton as follows:

Section 1. PURPOSE

The Town Board of the Town of Clinton (the "Town Board") has determined that the potential increase in the number of Conference Centers, Hotels and Motels is of concern. In particular, gatherings at such facilities and land uses can have a deleterious effect on the rural character of and quality of life in residential and non-residential neighborhoods. Presently the Town of Clinton (the "Town") regulates Conference Centers in Chapter 250 § 45 of the Town of Clinton Town Code (the "Town Code"), Hotels and Motels in Chapter 250 § 58 and in the Schedule of Use Regulations annexed to Chapter 250 of the Town Code, which permits or prohibits these uses based on Zoning District. The Town Board has determined that these provisions of the Town Code, as well as others relating to these uses, likely require revisions.

Ill-planned development of Conference Centers, Hotels and Motels may significantly reduce the desirability of residential and non-residential areas, increase the flow of traffic on Town roadways, and adversely affect open space lands. Decisive measures are needed to protect the quality of the Town's neighborhoods, open space, and infrastructure while planning appropriately for Conference Centers, Hotels and Motels.

The Town's existing procedures and laws should have the practical effect of ensuring that new development and redevelopment are in accordance with the Town's planning objectives. The practical reality, however, is that Conference Centers, Hotels and Motels are not currently regulated in a manner necessary to protect the rural character of and quality of life in the Town's residential and non-residential areas. The Town Board therefore finds it necessary to impose a temporary moratorium on the processing and granting of approvals and permits for Conference Centers, Hotels and Motels for applications submitted on or after the effective date of this Local Law. This action is necessary in order to protect the public health, safety, and welfare of Town residents.

Section 2. AUTHORITY

This moratorium is enacted by the Town Board of the Town of Clinton pursuant to its authority to adopt Local Laws under the New York State Constitution Article IX and N.Y. Municipal Home Rule Law §10.

Section 3. ENACTMENT OF TEMPORARY MORATORIUM

For a period of six (6) months following the effective date of this Local Law, after which date this Local Law shall lapse and be without further force and effect, and subject to any other Local Law adopted by the Town Board during the six (6) month period:

 The Town Board, the Planning Board, the Zoning Board of Appeals, and the Building Department shall not accept for review, hold a hearing, make any decision, or grant any approval or permit in regard to any application for a Conference Center, Hotel or Motel that is submitted on or after the effective date of this Local Law. An application shall be deemed submitted as of the date it is accepted for filing and the required application fee is paid in full. Any statutory and municipally enacted time periods for processing and making decisions on such applications or permits and all aspects of approvals are suspended and stayed while this Local Law is in effect. The Town Board, the Planning Board, the Zoning Board of Appeals, and the Building Department may continue to review, hold a hearing, make any decision, or grant any approval or permit in regard to any application that was submitted prior to the effective date of this law. Notwithstanding the above, the Zoning Board of Appeals may review applications or render determinations regarding matters which were submitted to the Planning Board prior to the effective date of this Local Law.

2) For the purpose of this Section, the terms Town Board, Planning Board, Zoning Board of Appeals, and Building Department shall be interpreted to include all Departments, employees, and consultants of the Town involved in the review of applications as cited in the preceding Paragraph 1.

Section 5. CONFLICT WITH STATE STATUTES AND AUTHORITY TO SUPERSEDE

To the extent that any provisions of this Local Law are in conflict with or are construed as inconsistent with the provision of the N.Y. Town Law this Local Law supersedes, amends, and takes precedence over the N.Y. Town Law pursuant to the Town's municipal home rule powers, pursuant to N.Y. Municipal Home Rule Law § 10(1)(ii)(d)(3); § 10(1)(ii)(a)(14) and § 22 to supersede any inconsistent authority.

This Local Law supersedes any inconsistent provisions of the N.Y. Town Law Article 16 and Chapter 250 of the Town Code which require any board, agency, or department of the Town to act upon, hold hearings on, and make decisions concerning approvals and permits for Conference Centers, Hotels or Motels within specified time periods. This Local Law suspends and stays the running of time periods for processing, holding hearings on, making decisions, and taking action on such applications provided for in those laws.

This Local Law supersedes any inconsistent provisions of N.Y. Town Law §§§§ 267, 267-a, 267-b and 267-c, and Article VII, § 250-98 of the Town Code relating to the authority to grant variances, waivers or other relief from the Town Code.

This Local Law supersedes any inconsistent provisions of N.Y. Town Law § 274-a and Article VII, § 250-95 and § 250-96 of the Town Code which requires that the Planning Board process, review, hold hearings on, and act upon such applications for site plans within specified time periods.

This Local Law suspends and stays the running of time periods for processing, review, holding hearings on, making decisions, and taking action on such applications provided for in those laws and is intended to supersede and said inconsistent authority.

Section 6. APPEAL PROCEDURES

- a. The Town Board shall have the authority to vary or waive the application of any provision of this Local Law, in its legislative discretion, upon its determination that such variance or waiver is required to alleviate an unnecessary hardship affecting a parcel of property. To grant such a request, the Town Board must find that a variance or waiver will not adversely affect the purpose of the local law or the health, safety, or welfare of the Town. The Town Board shall take into account the existing land use in the immediate vicinity of the subject property and the impact of the variance or waiver on open space and recreational areas, neighborhood and community character, and natural resources of the Town. The application must comply with all other applicable provisions of the Town Code.
- b. Any application for a variance or waiver shall be filed with the Town Clerk and shall include a fee of two hundred fifty (\$250.00) dollars for the processing of such application, along with copies of such plat or plan showing all required improvements in accordance with the procedures of the Town Code.
- c. All applications for a variance or waiver of this Local Law shall, within five (5) days of receipt by the Town Board, be referred to the Zoning Board of Appeals. The Zoning Board of Appeals shall have forty-five (45) days following receipt of the application to make a recommendation to approve, modify, or disapprove a variance or waiver of this Local Law. The failure of the Zoning Board of Appeals to issue a recommendation within 45 days following receipt of the application shall be deemed a recommendation to approve said application. The Zoning Board of Appeals recommendation shall be transmitted to the Town Board, which may conduct a public hearing and make a final decision on the application, with or without conditions.

Section 7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudicated by any court of competent jurisdiction to be invalid, the judgment shall not affect the validity of this law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 8. EFFECTIVE DATE

Upon the filing of this Local Law with the Secretary of State this Local Law shall take effect as of July 1, 2025.

RESOLUTION OF INTRODUCTION

Local Law No. _____ of 2025

The following proposed local law, to be known as Local Law No. ______ of 2025 of the Town of Clinton, entitled "Local Law Amending Town Code Chapter 210 (Taxation) Regarding the Deduction Unreimbursed Medical Expenses", a copy of which is attached hereto and made part hereof, is hereby introduced.

WHEREAS, the Town Board of the Town of Clinton (the "Town Board") has determined that amending Chapter 210 (Taxation) of the Town Code to allow an applicant for the Senior Citizens Exemption to deduct from their income certain unreimbursed medical expenses is necessary and in the best interest of the Town to protect the health, safety and welfare of its' citizens; and

WHEREAS, the action to adopt this proposed Local Law is a Type II Action under the New York State Environmental Quality Review Act regulations for which no environmental review is required.

WHEREAS, this proposed Local Law is adopted pursuant to Municipal Home Rule Law § 10 and Real Property Tax Law § 467; and

BE IT FURTHER RESOLVED, that a public hearing be held in relation to the proposed Local Law as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Town Hall on September 9, 2025, at 6:25 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town by the Town Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

Town of Clinton

Town Board

Notice of Public Hearing

PLEASE TAKE NOTICE that the Town of Clinton will hold a Public Hearing on Tuesday, September 9, 2025 at the Town of Clinton Town Hall, 1215 Centre Rd, Rhinebeck (Town of Clinton), New York at 6:15 p.m. Prevailing Time, or as soon thereafter as the matter is reached on the agenda, concerning proposed Local Law No. __ of 2025, entitled, "Local Law Amending Town Code Chapter 210 (Taxation) Regarding the Deduction Unreimbursed Medical Expenses" pursuant to Article 16 of the N. Y. Town Law.

This Local Law will take effect immediately upon filing with the Secretary of State. Complete copies of the proposed Local Law are available at the Town of Clinton Clerk's Office for inspection during regular business hours.

All interested persons and citizens shall have an opportunity to be heard on said proposals at the date, time and place aforesaid.

Dated: August 12, 2025	By order of the Town of Clinton
	Carol Mackin, Town Clerk
Motion:	
Second:	
Roll Call Vote:	
Michael Whitton, Supervisor	
Eliot Werner, Councilperson	
Katherine Mustello, Councilperson	
Charles Dykas, Councilperson	
Marion Auspitz, Councilperson	

Local Law No. __ of 2025, entitled:

"Local Law Amending Town Code Chapter 210 (Taxation) Regarding the Deduction Unreimbursed Medical Expenses"

BE IT ENACTED BY, the Town Board of the Town of Clinton as follows:

1. Section 10 of Chapter 210 (Taxation) of the Town Code is hereby amended by adding a new Sub-Section (D) which shall read as follows:

§ 210-9. Application for exemption; notification.

- D. The income considered by the Assessor when determination qualification for the exemption shall be determined by deducting from an applicant's annual income, see § 210-9 (B) above, the amount of unreimbursed medical expenses and prescription drug expenses or amounts unpaid for by insurance of medical and prescription drug expenses pursuant to § 467 of the Real Property Tax Laws of the State of New York. Applicant(s) must provide the Assessor with adequate proof of the payment of said expenses, this may include but is not limited to receipts, statements and/or tax documents.
- 2. The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of this Local Law, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase of this Local Law, which shall remain in full force and effect.
- 3. This Local Law is adopted pursuant to the New York State Constitution, New York Municipal Home Rule Law § 10, and New York Real Property Tax Law § 467 to advance and protect the health, safety, and welfare of the Town.
- 4. To the extent that any provision of this Local Law is inconsistent with Town Law §§ 263, 274-a, 274-b or any other provision of Article 16 of the Town Law, the provisions of this Local Law are expressly intended to and do hereby supersede any such inconsistent provisions under the Town's municipal home rule powers, pursuant to Municipal Home Rule Law §10(1)(ii)(d)(3); §10(1)(ii)(a)(14) and §22 to supersede any inconsistent authority.

Town of Clinton

Resolution No. of 2025

Title: Support of the Justice Court Assistance Program

WHEREAS, the State of New York Unified Court System solicits applications from local governments under the Justice Court Assistance Program to assist local Justice Departments with funding; and

WHEREAS, this funding available under the State of New York Unified Court System would facilitate local efforts to upgrade the Town of Clinton's Justice Department;

NOW, THEREFORE BE IT RESOLVED that the Board of the Town of Clinton authorizes the Clinton Town Court to apply for a JCAP grant in the 2025-26 grant cycle up to \$30,000.00.

Dated: August 12, 2025

Carol-Jean Mackin,

Carl Judhiki

Town of Clinton Town Clerk

FIREWORKS DISPLAY PERMIT

Town, Village or City of Clinton Ref. NY State Penal Law, Article 405.00

Application date: 3/28/2025

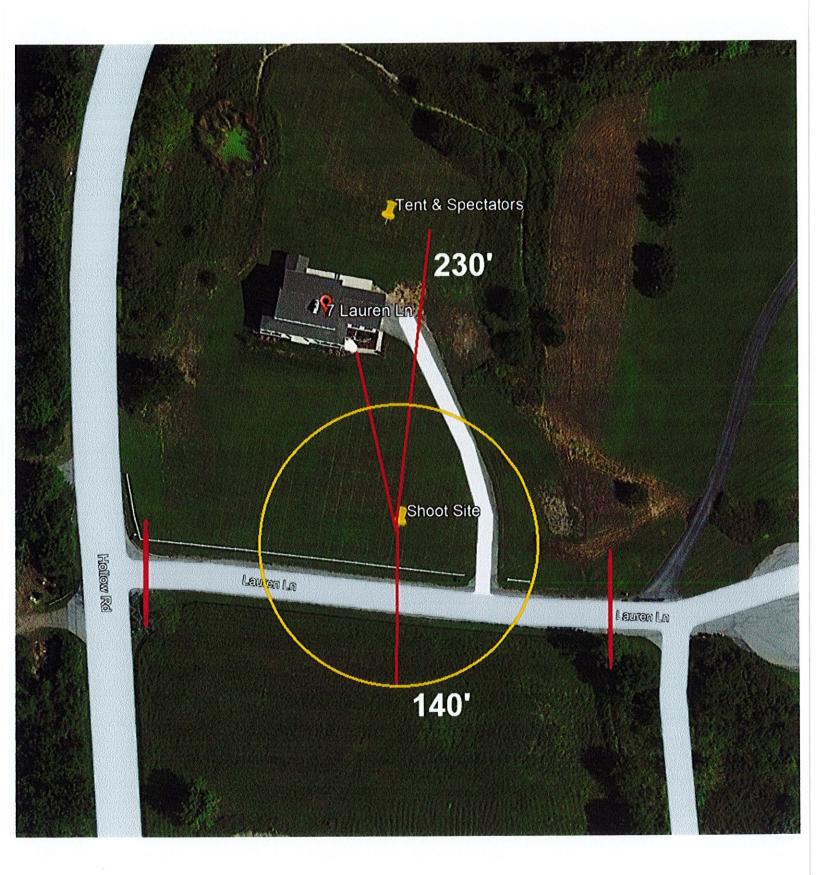
(A) Sponsor of the show Legion Fireworks Co., Inc Name: Address: 10 Legion Lane Wappingers Falls, NY 12590 Contact Person: Roberta Theiss Phone: (845) 831 - 8328 **Display Company** Legion Fireworks Co., Inc Company Name: _ As a condition of granting the permit, the town requires an adequate bond or indemnity insurance policy, of which coverage may not be less than \$ 1 million for the payment of damages to any people or property resulting from the fireworks display. The town will ensure that the terms of the bond or indemnity insurance policy covers and its officers and employees from any liability. Address: 10 Legion Lane Wappingers Falls, NY 12590 Roberta Theiss (845) 831 - 8328 Contact Person: 11/30/2025 D-2310 NYS Dept. of Labor Explosives License# Operator - Name of the certifies pyrotechnician who will be in charge of the display **Expires** Certificate # Name 10/27 Chris Walsh PR - 85 Authorized Assistants: Names of the individuals, who are authorized by the operator to work on the show, identified either by their certificate number and expiration date, if they are certified, or by their age and phone number, if they are not certified. Expires/Phone Certificate #/Age Name (845) 464 - 5101 35 Deanna Theiss (Continue in a separate sheet, if necessary) (B) Display Date/Time: 8/31/25 Approx 9pm Expected Duration: Milea Vineyard 450 Hollow Road Staatsburg, NY 12580 (C) Display Location: (20) 1.4g consumer product cakes.

(D) Display Content: __

(E) How will fireworks be stored prior to display	In a NYS Licensed Magazine at Legion Fireworks Wappingers Falls, NY 12590
(F) Rain Date for display:	In a NYS Licensed Magazine at Legion
(G) If rained out how will fireworks be stored:	Fireworks Wappingers Falls, NY 12590

- (H) For outdoor displays not before a proximate audience, attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of and distance to: all buildings, highways, lines of communications, location of the audience, trees, overhead obstructions or other structures or devices that could be affected by the display or fallout from it.
- (I) Proof of Insurance or Bond (Minimum One Million Dollars). Please attach a copy of the policy certificate or other proof of Insurance Bond.
- (J) For Indoor displays, in addition to the information provided above, include a written plan for how you intend to use the pyrotechnics as required by the New York State Penal Law 405.10. That plan shall be submitted at least five days prior to the performance and include:
 - In addition to the State Licenses and Certificates already included in this application, proof of Federal ATF Licenses if required,
 - o Proof of experience of the pyrotechnician in charge,
 - o Proof of experience with the types of devices being used and a description of duties of any authorized assistants,
 - Point of assembly of the pyrotechnic devices,
 - o Manner and place of storage of the pyrotechnic materials and devices,
 - o Material safety Data Sheets (MSDS) for the pyrotechnic materials to be used,
 - Certification that set, scenery and rigging materials are inherently flameretardant or have been treated to achieve flame retardancy,
 - For indoor displays attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of, and distance to the audience, the location of sprinklers and the fallout radius for each pyrotechnic device used,
 - A copy of the approved permit and plan shall be kept on the site and available for the review,
 - Any significant changes to the plan shall be approved prior to the performance.
- (K) I attest that the information contained in this permit application is accurate, true and complete to the best of my knowledge, and I understand that the false statements made in this permit application are subject to the application versions of the NYS Penal Law.

Roberta & Theris 3/28/25
Signature of Applicant Date



RESOLUTION of 2025

At a meeting of the Town of Clinton Town Board duly held at the Town Hall, Centre Road in the Town of Clinton on the day of August, 2025. Upon the calling of the roll by the Town Clerk the following members were:
Present:

The following resolution was offered for adoption by was seconded by

Absent:

which resolution

RESOLUTION REGARDING HOMETOWN HEROS BANNER PROGRAM

WHEREAS, by Resolution No. 16 of 2024 the Town Board authorized the Hometown Heros Banner Program to honor the military service of Town of Clinton armed forces veterans and their family members;

WHEREAS, by Resolution No. 16 of 2024 the Town Board also established the Hometown Heros Committee to develop a Policy and implement the Hometown Heros Banner Program;

WHEREAS, the Town Board desires to protect the images and likenesses contained on the banners used as part of said program; and

WHEREAS, the Town Board further desires to confirm that said program is an official program of the Town of Clinton administered by the Town Board and the Hometown Heros Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Hometown Heros Banner Program shall now be known as the "Town of Clinton Hometown Heros Banners Program";

BE IT FURTHER RESOLVED, that all banners, images and likenesses used as part of the Town of Clinton Hometown Heros Banner Program are for the sole use of the Town of Clinton and are the property of the Town of Clinton;

BE IT FURTHER RESOLVED, that all information gathered by the Town of Clinton and/or the Hometown Heros Committee is considered personal and confidential

and shall not be released except to the extent required by the New York State Freedom of Information Law (FOIL);

BE IT FURTHER RESOLVED, names, images and likenesses gathered for the Town of Clinton Hometown Heros Banner Program shall not be used for any other purposes, including by third party groups or organizations, without the express written consent of the Town Supervisor or the Chairperson of the Hometown Heros Committee; and

BE IT FURTHER RESOLVED, that the Town Supervisor and the Chairperson of the Hometown Heros Committee are authorized, directed and empowered to take all actions necessary to implement and enforce the provisions of this Resolution.

The vote having been taken upon such resolution the result was as follows:

Supervisor Michael Whitton	VOTING	
Councilman Eliot Werner	VOTING	
Councilman Katherine Mustello	VOTING	
Councilman Charles Dykas	VOTING	
Councilwoman Marion Auspitz	VOTING	

There being a majority of the Town Board voting to approve the resolution, the resolution was declared by the Town Supervisor to have been adopted.

IN WITNESS WHEREOF, I affix the seal of the Town of Clinton as the Clerk thereof, day of August, 2025.

TOWN OF CLINTON, NEW YORK

Town Clerk:		
	Carol Mackin	



DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS

626 Dutchess Turnpike, Poughkeepsie, NY 12603

CHANGE ORDER

Date:	August 4, 2025				
1.	Contract Number:	23-0520-9/24-PW	_	Change Order Number:	23-0520-9/24-PW-A3
2.	County Attorney Number:	18396	_	Contractor:	
				Town of Clinton 1215 Centre Road Rhinebeck, NY 12572	
3.	Project:				
	Intermunicipal Agreement for Snow	Removal and Ice Co	ontrol Se	ervices	
4.	Reason for Change:				
	To extend as per Section "II" entitle \$5,900.00 per mile for the total mile				year term at the rate of
5.	Term Change as Follows:				
	a. Original Term:		From:	October 1, 2023 to	September 30, 2024
	b. Change Order 1 Term Extension	:	From:	October 1, 2024 to	September 30, 2025
	c. Change Order 2 Term Extension	:	From:	October 1, 2025 to	September 30,2026
6.	a. Original Amount of Contract				\$ 92,008.00
	b. Total Amount of Any Previously	Authorized Changes	:		\$ 96,937.00
	c. Total Amount of Contract Author	rized to Date:			\$ 188,945.00
	d. Amount of this Change Order:				\$ 96,937.00
	e. Total Contract Amount:				\$ 285,882.00
APPR	OVED/ACCEPTED (Please Sign B	elow)			
7.	For Contractor - By:	Principal and a second	en e	Date	
8.	For County Project Manager - By:			<u>D</u> ate	
9.	For Dept. of Public Works - By:		Ersterlied enterpressure	Date	
10.	For County Attorney - By:	-		Date	
11	For County of Dutchoos - By			Data	

PUBLIC WORKS & CAPITAL PROJECTS

RESOLUTION NO. 2017200

RE: AUTHORIZATION TO ENTER INTO INTERMUNICIPAL AGREEMENTS FOR SNOW AND ICE CONTROL SERVICES BY THE LOCAL MUNICIPALITIES

Legislators PULVER and BORCHERT offer the following and move its adoption:

WHEREAS, Article 6, Section 135-a of the New York State Highway law provides authorization for the County to empower the Commissioner of Public Works to enter into agreements with various municipalities for the purpose of removing snow from County roads or for sanding or otherwise treating them for the purpose of removing the danger of snow and ice, and

WHEREAS, the Commissioner of Public Works, in his capacity as the County Superintendent of Highways, has determined that it is in the best interest of the County, and the safety and transportation needs of residents and users of the highways in outlying areas of the County, to enter into agreements with various municipalities for the assistance of snow and ice removal from County roads, and

WHEREAS, a copy of the proposed Intermunicipal Agreement for Snow Removal and Ice Control Services is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is authorized to execute Intermunicipal Agreements for Snow and Ice Control Services with various municipalities in substantially the same form as annexed hereto.

CA-121-17 09/06/17

CAB/AMS/kvb/G-1462-O

Fiscal Impact: See attached statement.

APPROVED

MARCUS J. MOLINARO

COUNTY EXECUTIVE

STATE OF NEW YORK

COUNTY OF DUTCHESS

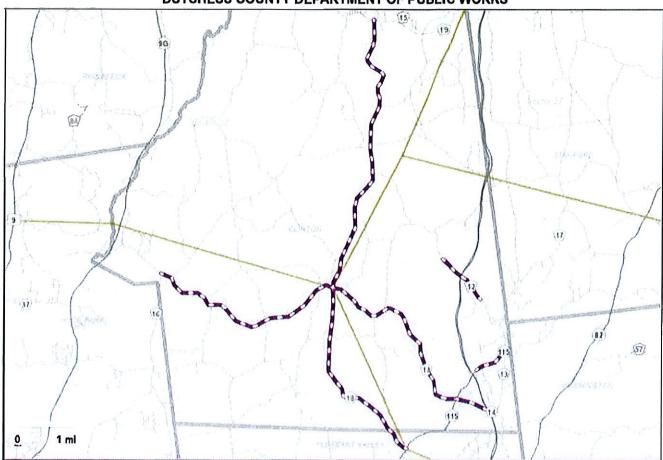
This is to certify that I, the undersigned Clark of the Legislature of the County of Dutchess have corrected the foregoing resolution with the original resolution now on file in the office of said clark, and which was adopted by said Legislature on the 10th day of October 2017, and that the same is a true and correct tanscript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 10th day of October 2017.

CARCOLYN MARROTE COLON OF THE LEGISLATOR

EXHIBIT C3

DUTCHESS COUNTY DEPARTMENT OF PUBLIC WORKS



TOWN OF CLINTON

TOWN	OF CLINTON	miles	
18	Centre Rd	4.72	
18	Clinton Hollow Rd	3.22	
14	Hollow Rd	3.40	
14	Hollow Rd (CR 18 East)	3.65	
17	Salt Point TRNPK	0.55	
12	Schultzville Rd	0.89	
		16.43	

Total Mileage: 16.43