CITY OF BEACON

One Municipal Plaza

Beacon, New York 12508

Mayor Randy Casale
Councilman Lee Kyriacou, At Large
Councilman George Mansfield, At Large
Councilwoman Peggy Ross, Ward 1
Councilman Omar Harper, Ward 2
Councilwoman Pam Wetherbee, Ward 3
Councilman Ali Muhammad, Ward 4
City Administrator Anthony Ruggiero

April 3, 2017
City Council Agenda

Call to Order

Pledge of Allegiance

Roll Call:

Public Comment:

Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight. Please sign in at the podium. This segment will last no longer than thirty minutes, with speakers recognized in the order they appear on the sign-in sheet. A second public comment opportunity will be provided later in the meeting for those who do not get to speak during this first segment.

Public Hearings:

- Proposed Local Law Regarding an Alternate Grievance Day
- Proposed Local Law Regarding Public Trail Regulations
- Proposed Local Law Regarding Affordable Workforce Housing

Reports:

- Council Member Ali Muhammad
- Council Member Omar Harper
- Council Member Lee Kyriacou
- Council Member George Mansfield
- Council Member Pam Wetherbee
- Council Member Peggy Ross
- City Administrator, Anthony Ruggiero
- County Legislators
- Mayor Randy Casale

Local Laws and Resolutions:

1. Resolution Adopting a Local Law Concerning Tax Assessment Grievance Day in the City of Beacon
2. Resolution to Adopt a Local Law Amending the Code of the City of Beacon by the Creation of Chapter 170 entitled Public Trail Regulations
3. Resolution Adopting a Negative Declaration on the City of Beacon Comprehensive Plan and Amendments to the City Zoning Code and Zoning Map Under the State Environmental Quality Review Act
4. Resolution Adopting the City of Beacon Comprehensive Plan
5. Resolution Adopting the Local Law to Enact the Zoning Amendments to the CIty's Zoning Code and Zoning Map
6. Resolution to Schedule a Public Hearing for April 17 to Receive Comments on the 2017 Capital Plan
7. A Resolution Declaring the City of Beacon a Welcoming and Inclusive City

2nd Opportunity for Public Comments:

Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight. This segment will last no longer than thirty minutes. Those who spoke at the first public comment segment are not permitted to speak again.

Adjournment:

Draft: 3/10/17

LOCAL LAW NO. ____ OF 2017

CITY COUNCIL
CITY OF BEACON

PROPOSED LOCAL LAW AMENDING
CHAPTER 199 OF THE CODE OF THE CITY OF BEACON

A LOCAL LAW to create Chapter 199, Article XI, Section 55 concerning Alternative Grievance Day.

A LOCAL LAW to create Chapter 199, Article XI, Section 55 concerning the Grievance Day on which the Board of Assessment Review shall hear complaints relating to real property tax assessments.

BE IT ENACTED by the City Council of the City of Beacon as follows:

Section 1. Chapter 199, Article XI of the Code of the City of Beacon entitled "Grievance Day" is hereby added as follows:

§ 199-55 **Grievance Day for Complaints in Relation to Assessments.**

The fourth Wednesday of May shall be the date for the annual meeting of the Board of Assessment Review to hear complaints in relation to assessments, pursuant to New York Real Property Tax Law Section 512.

Section 2. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, the Chapter 199 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 3. Numbering for Codification

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this

Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this

Local Law; that the word "Local Law" shall be changed to "Chapter," "Section" or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 4. Severability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Office of the Secretary of State.

Local Law No. _____of 2017			**Date: April 3, 2017**				
□ □Amendments						**□ 2/3 Required**	
□ □Not on roll call.			**□ On roll call**			**□ 3/4 Required**	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pam Wetherbee					
		Peggy Ross					
		Mayor Randy Casale					
		Motion Carried					

Draft: 4/3/17

LOCAL LAW NO. ____ OF 2017

CITY COUNCIL
CITY OF BEACON

LOCAL LAW ADOPTING CHAPTER 170 OF THE CODE OF THE CITY OF BEACON

A LOCAL LAW to adopt Chapter 170 of the Code of the City of Beacon regarding Public Trail Regulations.

BE IT ENACTED by the City Council of the City of Beacon as follows:

Section 1. Chapter 170 of the City Code, entitled "Public Trail Regulations," is hereby established as follows:

§170-1. Purpose. The purpose of this chapter is to provide rules and regulations for the use of public trailways in the City of Beacon, including the Fishkill Creek Greenway and Heritage Trail ("FCGHT") extending from the Beacon Metro-North train station to the Town of Fishkill. The FCGHT and other public trails traverse public and private lands and the City finds that it is important to establish a uniform set of rules and regulations governing the use of such public trails for the protection of those using the trails as well as the private landowners whose property abuts a trail or includes a trail pursuant to an easement held by the City. In holding such easements and in establishing public trails, the City and the Grantors of the easements expressly rely upon the protection against liability contained in Section 9-103 of the New York State General Obligations Law, as the same may be amended from time to time. For such purposes, the City and Grantors of the easements, and their agents and invitees, are deemed "occupants" of the easement areas. The Council finds it appropriate for the protection of the public safety and welfare to enact legislation to establish rules and regulations for the public trails. Certain activities should be prohibited on public trails to protect the public safety and to assure eligibility for participation in the Hudson River Valley Greenway Trail Insurance program by Grantors of the easements, if desired. It is also appropriate that regulations applicable to the various trails in the City be suited to the unique characteristics of each particular trail.

§170-2. Applicability. This chapter shall apply to all public trails within the City of Beacon. Supplemental regulations applying to particular trails shall apply to the trails specified.

§170-3. Definitions. For the purpose of this chapter, the terms used herein are defined as follows:

TRAIL – All walkways and paths, not including sidewalks as defined in New York State Vehicle and Traffic Law, Title 1, Article 1, Section 14 and regulated in the City of Beacon under Chapter 191, which are owned by the City of Beacon, or over which the City holds an easement, and which are part of the City's system of parks, or part of an organized system of trails, and which are open to the public for stated uses subject to City regulation, including, without limitation, the Fishkill Creek Greenway and Heritage Trail ("FCGHT), and other trails which may be added to the City's Trail system in the future. A trail may be comprised of wood chips, boardwalk, stone dust, asphalt or concrete pavement or similar materials.

PERSON – Any individual, firm, partnership, corporation or association of persons, and the singular number shall include the plural.

§170-4. Rules and regulations applicable to all City Trails.

The following rules apply to the use of all City Trails. Supplemental rules may be established for particular trails, which are set forth in subsequent sections.

A. Trails shall be open from sunrise to sunset and shall not be used by the public outside those time limits. In addition, the Police Chief, City Administrator or Highway Superintendent is authorized to close all or a portion of any Trail to the public for such a duration of time as warranted for the general safety and welfare of the public, such restrictions on use to be posted on the City website, with notice to be posted at trail heads to the extent practicable under the circumstances.
B. In view of the natural and open character of Trails, and the changing character of the natural environment, the City can make no representation that any Trail is safely passable at all times when the Trail is open. All users of any Trail shall approach such Trail with caution and use it prudently and safely at the trail users own risk, in light of seasonal, weather, and other natural conditions. The City shall not be responsible for clearing snow, ice or floodwaters from the Trail.
C. Persons shall keep to the right on all Trails, with passing on the left. Pedestrians shall be deemed to have the right-of-way, and all other users, including any permitted non-motorized bikers or cross country skiers, shall yield to pedestrians. All persons on trails shall yield to slower users. Joggers and runners shall yield to hikers and walkers.
D. Where a trail does not have a separate lane for bicycle use, the City shall have the authority to limit use of bicycles on certain designated segments of any trail, to be marked by signage, based on all relevant conditions, including nature of the surface, slopes, potential interference with pedestrians and hikers or other users of the trail.
E. Where bicycle usage is permitted on a trail segment, the City shall have authority to limit the permitted speed of bicycles.
F. Persons shall stay on the marked trails and within the designated public use areas.

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G. All users of the Trail shall use the Trail safely and in accordance with the laws and ordinances of the City of Beacon and without creating a nuisance and with common courtesy to all others on the Trail.
H. Littering is prohibited and all persons shall carry out their trash from all Trails and properly dispose of the trash in suitable containers.
I. Pets shall be leashed at all times and persons accompanying the pet shall collect and carry out and properly dispose of the pet's waste.
J. No person shall damage any Trail, or any building, structure, fence, picnic facility, or other improvement or amenity on or near a Trail.
K. Without limiting the generality of the foregoing rules, or the applicability of any general law or regulation, the following activities are strictly prohibited on any Trail within the City system:
    (1) Overnight parking in parking areas serving the Trail, including parking outside the hours from sunrise to sunset, except as otherwise permitted by the City Code.
    (2) Use of motorized vehicles, including but not limited to, snowmobiles, motorcycles, motorbikes, motor-powered dirt bikes, motor-powered ATVs (All Terrain Vehicles) and all other motorized bicycles
    (3) Downhill skiing, tobogganing, sledding, or snowboarding. Cross-country skiing may be permitted by the City on designated trails, or sections thereof, found to have sufficient width for cross-country skiing without interfering with pedestrian and hiker activity on the trail.
    (4) Competitive racing, except for designated special races or events which have been permitted in advance by the City.
    (5) Skateboarding
    (6) Roller skating
    (7) Dumping or littering
    (8) Smoking
    (9) Use of alcohol or controlled substances
    (10) Playing radios or other sound-transmitting devices
    (11) Damaging or removing plant or wildlife
    (12) Feeding wildlife
    (13) Fishing may be prohibited on certain trails, as per posted signage.
    (14) Camping
    (15) Campfires or barbequing
    (16) Swimming, diving, public bathing or sunbathing
    (17) Hunting or discharging of firearms
    (18) Any act, amusement or practice, whether listed specifically above or not, by which others on a Trail could be endangered, or which could reasonably interfere with the use of the Trail by others for recreational purposes, including, without limitation, blocking the trail, or interfering with passage of others.

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§170-5. Rules applicable to the Fishkill Creek Greenway Heritage Trail (FCGHT)

A. Findings. The Fishkill Creek Greenway Heritage Trail (FCGHT or the "Trail") is a Trail for passive, non-motorized, pedestrian recreation in the form of walking, hiking, and visual enjoyment of the Fishkill Creek Corridor. The FCGHT Master Plan acknowledges that: "The FCGHT has been placed to fit within the existing landscape conditions with a light footprint and is intended to be active and serve uses in all four seasons. The trail has been designed to accommodate foot traffic primarily, although some sections may accommodate other uses. With the efforts of the Beacon Loop Trail, a concurrent project for the development of a city-wide pedestrian and bicycle trail, the FCGHT intends to serve a more passive purpose." The FCGHT consists largely of easements over private property. The FCGHT is, in many cases, located in close proximity to residential dwellings and private property which is not subject to an easement allowing public access. The Trail itself is composed of varying materials and is not conducive to running or bicycling. The Trail covers long distances in remote locations which cannot be maintained to assure immediate removal of snow and ice. For all these reasons, it is appropriate that additional restrictions be imposed on the nature of the public use of the FCGHT Trail.

B. In view of the natural and open character of FCGHT, and the changing character of the natural environment, neither the City nor the private property owners whose property is subject to a FCGHT easement can make any representation that any portion of the Trail is safely passable at all times when the Trail is open. All users of any Trail shall approach such Trail with caution and use it prudently and safely at the trail users own risk, in light of seasonal, weather, and other natural conditions. The City and private property owners whose property is subject to a FCGHT easement are not obligated to clear snow and ice from the Trail. The FCGHT shall be closed during snow and ice storms.

C. Access to the FCGHT does not constitute permission to enter onto private property adjoining the Trail. Entry on private property adjoining the Trail is subject to prosecution as Trespass under the New York State Penal Law, in addition to constituting a violation of this section.

D. Without limiting the generality of the regulations in Section 170-4, the following additional activities are prohibited on the FCGHT:

(1) Riding bicycles, except in segments of the trail which have been specifically designated by the City as appropriate for joint use by bicycles and pedestrians, and signed for such dual use.

(2) Cross-country skiing, except as permitted by easement and authorized by the City pursuant to Section 170-4.K(3).

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170-6 Penalties for offenses.

If any person violates the provisions of this chapter or engages in conduct in violation of this chapter, that person shall be subject to the penalties set forth at Section 1-3 of the City Code. Liability under this section shall be in addition to liability under the provisions of the New York State Penal Law, including but not limited to Penal Law section 145 (Criminal Mischief), Penal Law Section 150 (Arson), Penal Law Section 240 (Offenses Against Public Order). Violations of the Penal Law shall be punishable as either a misdemeanor or felony as described under Penal Law section 55 (Classification and Designation of Offenses.

§170-7. Enforcement.

The provisions of this chapter can be enforced by the City of Beacon Police Department and any other police officer or peace officer or other person who can lawfully make an arrest.

Section 2. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, the Chapter 190 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 3. Numbering for Codification

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word "Local Law" shall be changed to "Chapter," "Section" or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 4. Severability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

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Section 5. This local law shall become effective immediately upon filing with the Office of the Secretary of State.

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Draft: 4/3/17

DRAFT LOCAL LAW NO. ____ OF 2016

CITY COUNCIL
CITY OF BEACON

PROPOSED LOCAL LAW AMENDING
CHAPTER 223 OF THE CODE OF THE CITY OF BEACON

A LOCAL LAW to amend Chapter 223 concerning Affordable Workforce Housing.

A LOCAL LAW to amend Chapter 223 of the Code of the City of Beacon concerning Affordable Workforce Housing.

BE IT ENACTED by the City Council of the City of Beacon as follows:

Section 1. Chapter 223, Section 63 of the Code of the City of Beacon entitled "Definitions" is hereby amended to revise the following definitions:

BELOW-MARKET-RATE (BMR) UNIT

A new or rehabilitated housing unit which is restricted as to sale or rent to remain affordable to a BMR Unit Eligible Household, as defined below~~., by generally not exceeding 30% of the maximum aggregate gross income of the household for the actual size of the household that will occupy such unit. Said housing~~ BMR rental unit must be the primary residence of the household and shall not be sublet without the consent of the City Council or its designee. BMR For-Sale units must be the primary residence of the household at the time of sale and shall at no time be sublet without the consent of the City Council or its designee.

BMR UNIT ELIGIBLE HOUSEHOLD

Rental Units: A household whose aggregate gross annual income, including the total of all current annual income of members residing in the household from any source whatsoever at the time of application (excluding the earnings of working household members of 21 years of age or younger who are full-time students), does not exceed ~~100~~ 90% of the Dutchess County area median annual income for ~~its~~ the actual size of the household ~~size~~ [based on the United States Census and as updated by the Department of Housing and Urban

Development (HUD)], and which household can afford the maximum rent specified in § 223-41.10F(1). ~~or sales price specified in § 223-41.10E of this chapter~~

For-Sale Units: A household whose aggregate gross annual income, including the total of all current annual income of members residing in the household from any source whatsoever at the time of application (excluding the earnings of working household members of 21 years of age or younger who are full-time students), does not exceed 100% of the Dutchess County area median annual income for the actual size of the household [based on the United States Census and as updated by the Department of Housing and Urban Development (HUD)], and which household can afford the maximum sales price as specified in § 223-41.10F(2). In addition, the net assets of the household at the time prior to purchase may not exceed 75% of the purchase price of the unit, except where such households rely, due to age or disability, on the assets in lieu of income. Evidence of disability shall be the receipt of Social Security Disability Insurance (SSDI) payments. In addition, the net assets of the household at the time prior to purchase ~~or lease~~ may not exceed 75% of the purchase price of the unit, except where such households rely, due to age or disability, on the assets in lieu of income. Evidence of disability shall be the receipt of Social Security Disability Insurance (SSDI) payments.

~~For example, for the year 2010, limitations are as follows:~~

~~**Persons in Household**~~	~~**1**~~	~~**2**~~	~~**3**~~	~~**4**~~	~~**5**~~	~~**6**~~
~~Maximum eligible income (100% of median)~~	~~$58,400~~	~~$66,800~~	~~$75,100~~	~~$83,400~~	~~$90,100~~	~~$96,800~~
~~Maximum housing cost (30% of gross income)~~						
~~Annually~~	~~$17,520~~	~~$20,040~~	~~$22,530~~	~~$25,020~~	~~$26,030~~	~~$29,040~~
~~Monthly~~	~~$1,460~~	~~$1,670~~	~~$1,878~~	~~$2,085~~	~~$2,253~~	~~$2,420~~

~~Eligible unit types~~	~~Studio or 1 BDR~~	~~1 BDR or 2 BDR~~	~~2 BDR or 3 BDR~~	~~2 BDR, 3 BDR or 4 BDR~~	~~3 BDR or 4 BDR~~	~~3 BDR or 4 BDR~~

All projects approved by the Planning Board prior to the effective date of this law (to be inserted), may continue to set a monthly rent, including utilities for BMR units, not to exceed 30% of 100% of the Dutchess County area median annual income for the actual size of the household [based on the United Stated Census and as updated by the Department of Housing and Urban Development (HUD].

Section 2. Chapter 223, Article IVB of the Code of the City of Beacon entitled "Affordable Workforce Housing" is hereby amended as follows:

§ 223-41.8 **Findings.**

The City Council of the City of Beacon acknowledges the high cost of housing compared to average earnings in the City and County, and this trend has grown more noticeable as land and housing values have increased in recent years. Maintaining and ensuring a balanced mix of housing types and sizes that are affordable to a range of incomes is essential to ensuring the long-term health of the community. Such balanced housing stock enables a variety of residents to live and work in the City, maintain family ties, and participate in community services, such as emergency services. Balanced housing is also essential to attracting and maintaining an adequate workforce, a healthy business environment, and a balanced tax base that supports local services and the quality of life. ~~It is therefore important for the City to maintain a mix of housing choices and to require the creation of new or rehabilitated below-market-rate (BMR) units in future renovation and development~~. The primary purpose of this Article is to allow the City to maintain an appropriate mix of housing choices by creating a required number of quality new or rehabilitated below-market-rate (BMR) units in future renovation and development.

§ 223-41.9 **Provision of BMR units; ~~payment in lieu thereof~~.**

To achieve the purposes above, the approval authority shall require that 10% of all projects containing 10 ~~20~~ or more apartment dwellings and/or attached dwellings (townhouses) as defined in §223-63 of this chapter, shall be comprised of below-market-rate units as defined and regulated in this article. Any fraction at or above 0.5 shall be rounded up to the nearest whole number, and any fraction below 0.5 shall be rounded down. ~~Notwithstanding the requirement immediately above, the City Council, at its discretion, may allow the applicant to make a payment to the City in lieu of the provision of some or all of the required BMR units, in an amount determined by the City Council to be the value of the waived BMR units; said payment shall be made into a trust fund dedicated to the provision of affordable-workforce~~

~~housing in the City.~~ Subject to the Planning Board's approval, Developer may provide BMR units mixed throughout the same building(s). Units designated as BMR units must remain affordable for a minimum of 50 years from date of initial certificate of occupancy for rental properties and from date of original sale for owner-occupied units.

§ 223-41.10 **Below-market-rate units.**

A. Finishes, amenities, size, distribution and mix. BMR units shall have exterior finishes comparable to the market-rate units within the development. Interior finishes and amenities for the BMR units shall be comparable to the market-rate units within the development, subject to approval by the Planning Board. ~~BMR shall be reasonably distributed throughout the project and t~~ The timing of the construction of the BMR units shall be in conjunction with the construction of the market rate units in the project. Further, the BMR units shall be provided in a mix of unit types in the same proportion as all other units in the development unless a different proportion is approved by the Planning Board as being better related to the housing needs, current or projected, of the City of Beacon.

B. Minimum gross floor area.

(1) The size of the BMR multifamily units may be smaller than the market rate units, but notwithstanding other provisions of this chapter, the minimum gross floor area per dwelling unit shall not be less than the following:

(a) Studio/efficiency unit: 350 square feet.
(b) One-bedroom unit: 600 square feet.
(c) Two-bedroom unit: 800 square feet.
(d) Three-bedroom unit: 1,000 square feet.
(e) Four-bedroom unit: 1,200 square feet

(2) An Applicant may seek approval from the Planning Board to construct units smaller than the minimum gross floor area set forth above, only if the Applicant constructs more units than it is required to construct pursuant to this Chapter.

C. Occupancy standards. The minimum and maximum occupancy of a BMR unit shall be as follows:

Number of Bedrooms	**Minimum Number of Persons**	**Maximum Number of Persons**
Studio/ efficiency	1	~~1~~ 2
1	1	~~2~~ 3
2	2	4
3	3	6

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Number of Bedrooms	Minimum Number of Persons	Maximum Number of Persons
4	4	8

D. For townhouse developments containing BMR units, frontage, building size and lot size may be reduced by up to 25% for the BMR units.

E. BMR unit eligible household. Households must meet the criteria established in § **223-63** of this chapter, within the definition of "BMR unit eligible household." Rental households shall be required to requalify with respect to said criteria on an annual basis.

F. Maximum rent and sales price.

(1) Rental Units: The monthly rent including utilities for BMR units shall not exceed 30% of the ~~maximum~~ figure that represents 70% of the Dutchess County's current area median income. ~~maximum aggregate gross monthly income of an eligible household as defined in § **223-63**, under "BMR unit eligible household," for the actual size of the household that will occupy such unit as set forth in Subsection **C** above.~~

(2) For-Sale Units: The maximum gross sales price for a BMR unit shall not exceed ~~the maximum household expense of~~ 30% of the figure that represents 80% of the Dutchess County's current area median income. ~~aggregate gross monthly income of an eligible household as defined in § **223-63** for the actual size of the household that will occupy such unit as set forth in Subsection **C** above, relating to the.~~ This figure will be based on the sum of principal, interest, taxes, and insurance, based on industry-standard mortgage underwriting guidelines for a thirty-year fixed rate mortgage, prevailing interest rates, and a down payment of 5%.

(3) All projects approved by the Planning Board prior to the effective date of this law (to be inserted), may continue to set a monthly rent including utilities for BMR units not to exceed 30% of 100% of the Dutchess County area median annual income for the household size that will occupy such unit as set forth in Subsection C income for its household size [based on the United Stated Census and as updated by the Department of Housing and Urban Development (HUD]. In the event the Owner of the BMR units demonstrates to the satisfaction of the City Administrator or its designee that after a good faith effort it is not able to rent a BMR unit pursuant to this subsection (2), it may instead comply with subsection (1) above.

G. Categories of priority in descending order of priority.

Households applying for BMR units shall be selected on the basis of the following categories of priority:

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(1) Priority for rental units shall be established for all eligible households as defined in § 223-63, whose aggregate gross annual income is between 70%-75% of the Dutchess County area median annual income.

(2) Priority for all for-sale units shall be established for all eligible households as defined in § 223-63, whose aggregate gross annual income is between 80%-85% of the Dutchess County area median annual income.

(3) Volunteer emergency responders for the City of Beacon who have served at least five years.

(4) City of Beacon municipal employees.

(5) Employees of the Beacon School District

(6) All other residents of the City of Beacon.

~~(7) Employees of the Beacon School District.~~

~~(8)~~ Other persons employed in the City of Beacon.~~The following relatives of residents of the City of Beacon: father, mother, son, daughter, brother, sister, grandparent, grandchild, father-in-law or mother-in-law.~~

~~(9) Other residents of Dutchess County.~~

~~(10) Other persons employed in Dutchess County.~~

(11) All others.

~~(1) Within each of the above categories, the following special groups shall receive priority in the following order:~~

~~(a) Households whose head of household or spouse is 62 years of age or older.~~

~~(b) First-time homebuyers.~~

~~(c) Households whose head of household or spouse is 30 years of age or younger.~~

~~(d) Civil servants.~~

H. The deed, certificate of occupancy and/or rental agreement, as appropriate, for each BMR dwelling unit shall contain language, satisfactory to the City Attorney in form and substance, which states that the subject dwelling is a below-market-rate unit as defined in § 223-41.10(F)(1) § ~~**223-63**~~ of the Code of the City of Beacon, New York, and is subject to all restrictions and limitations as set forth therein.

I. Resale. In the case of owner-occupied BMR units, the title to said property shall be restricted so that in the event of any resale by the homeowner or any successor, the resale price shall not exceed the maximum sales price for said unit, as determined in Subsection F ~~E~~, plus the depreciated value of capital improvements based on their estimated life for up to 5% of the price of the unit. Units designated as BMR units must remain affordable for a minimum of 50 years from date of original sale for owner-occupied units.

J. Lease of a BMR unit.

(1) Individual BMR unit owners may lease their units to BMR eligible unit households, as defined in § 223-63, for a period not exceeding two years, with the consent of the City Administrator or its designee~~Council or its designee, for employment, health or other good reason as determined by the Council. Notwithstanding the sentence above, this time frame may be extended by the Council or its designee for good cause shown~~.

(2) Applicants for rental BMR units, if eligible and if selected for occupancy, may sign a lease for a term of no more than two years. As long as a resident remains eligible and has complied with the terms of the lease, said resident shall be offered renewal leases for a term of no more than two years each. Renewal of a lease shall be subject to the conditions of federal, state or county provisions that may be imposed by the terms of the original development funding agreements for the development or to the provisions of other applicable local law.

(3) If a resident's annual gross income should subsequently exceed the maximum income then allowable, said resident may complete their current lease term and shall be offered a market-rate housing unit in the development at the termination of such lease term. If no such dwelling unit shall be available at said time, the resident may be allowed to sign one additional one-year lease for BMR unit they occupy but shall not be offered a renewal of the lease beyond that expiration of said term. Tenants, who again become eligible for a BMR unit during the one-year term, shall be eligible for a renewal of their lease term.

K. Implementing regulations. The City Council may, by resolution, adopt specific regulations to foster the efficient and equitable implementation of this chapter.

L. Administration. The City Council shall be responsible for administering these regulations and may designate a board, commission or other organization to monitor compliance.

M. Developer Incentives. For every two BMR units provided as part of the overall development, the developer shall have the right to ~~two~~ one additional market rate unit above the maximum number otherwise permitted under applicable provisions of this Chapter. The Planning Board may grant up to 10 additional units. District building height requirements must be maintained, but the Planning Board may modify lot area per unit, setbacks, building coverage, number of units per building, and parking requirements to accommodate the bonus unit or units.

N. Waiver. Upon request of an application before the Planning Board, the City Council may modify or waive specific provisions of this Article, if it finds that the proposal meets the primary purpose of Section 223-41.8 and the project will result in more BMR units than is required pursuant to this Chapter.

Section 3. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, the Chapter 223 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 4. Numbering for Codification

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this

Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this

Local Law; that the word "Local Law" shall be changed to "Chapter," "Section" or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 5. Severability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 6. Effective Date

This local law shall take effect immediately upon filing with the Office of the Secretary of State.

City of Beacon Council Agenda
4/3/2017

Title:

Resolution Adopting a Local Law Concerning Tax Assessment Grievance Day in the City of Beacon

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. to adopt LL alt grievance day	Resolution

CITY OF BEACON
CITY COUNCIL

RESOLUTION NO._____ OF 2017

RESOLUTION ADOPTING THE LOCAL LAW AMENDING THE CITY CODE BY THE CREATION OF CHAPTER 199, ARTICLE XI, SECTION 55 ENTITLED ALTERNATIVE GRIEVANCE DAY

BE IT RESOLVED, that the City Council of the City of Beacon hereby adopts the local law creating Chapter 199, Article XI, Section 55 entitled Alternative Grievance Day.

Resolution No. _____of 2017			**Date: April 3, 2017**				
□□Amendments						**□ 2/3 Required**	
□□Not on roll call.			**□ On roll call**			**□ 3/4 Required**	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

City of Beacon Council Agenda
4/3/2017

Title:

Resolution to Adopt a Local Law Amending the Code of the City of Beacon by the Creation of Chapter 170 entitled Public Trail Regulations

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. adopt LL Public Trail Regs	Resolution

CITY OF BEACON
CITY COUNCIL

RESOLUTION NO._____ OF 2017

RESOLUTION ADOPTING A LOCAL LAW ESTABLISHING CHAPTER 170 OF THE CODE OF THE CITY OF BEACON ENTITLED PUBLIC TRAIL REGULATIONS

BE IT RESOLVED, that the City Council of the City of Beacon hereby adopts the local law establishing Chapter 170 of the Code of the City of Beacon entitled Public Trail Regulations.

Resolution No. _____of 2017			**Date: April 3, 2017**				
□□Amendments						**□ 2/3 Required**	
□□Not on roll call.			**□ On roll call**			**□ 3/4 Required**	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

City of Beacon Council Agenda
4/3/2017

Title:

Resolution Adopting a Negative Declaration on the City of Beacon Comprehensive Plan and Amendments to the City Zoning Code and Zoning Map Under the State Environmental Quality Review Act

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Adopting the Neg Dec for the Comp Plan	Resolution
CP EAF	EAF
CP EAF Pt. 3	EAF

CITY OF BEACON

CITY COUNCIL

RESOLUTION NO. _____ OF 2017

RESOLUTION ADOPTING A NEGATIVE DECLARATION ON THE CITY OF BEACON COMPREHENSIVE PLAN AND AMENDMENTS TO THE CITY ZONING CODE AND ZONING MAP UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, the Beacon Comprehensive Plan Advisory Committee has submitted a draft Comprehensive Plan to the Beacon City Council; and

WHEREAS, said Comprehensive Plan has been prepared in accordance with NYS City General Law and provides a guide for land use and development decisions, the adoption of municipal regulations and the investment of public funds for infrastructure; and

WHEREAS, in furtherance of the Comprehensive Plan goals and objectives, the City's planning consultants, BFJ Planning, prepared a series of proposed zoning code and map amendments, compiled as Local Law __ of 2017, and said amendments, together with the Comprehensive Plan, comprise the "Proposed Action"; and

WHEREAS, the adoption of a Comprehensive Plan is classified as a Type I action under Part 617 of the State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the City Council directed its planning consultants, BFJ Planning, to complete an Environmental Assessment Form ("EAF") for the Proposed Action, pursuant to SEQR, and said EAF was submitted to the City Council dated December 27, 2016; and

WHEREAS, the City Council, by a resolution dated January 3, 2017, declared itself Lead Agency for this action and authorized the circulation of the Full EAF and draft Comprehensive Plan and draft local law with proposed zoning code and map amendments to the City of Beacon Planning Board, adjacent municipalities and the Dutchess County Department of Planning; and

WHEREAS, the City Council is in receipt of responses from the City of Beacon Planning Board and Dutchess County Department of Planning, both dated February 17, 2017; and

WHEREAS, the City Council held a public hearing on the Comprehensive Plan and local law with proposed zoning code and map amendments on February 6 and 21, 2017, at which time all those wishing to be heard were given an opportunity to be heard; and

WHEREAS, the City Council has considered written and verbal comments presented during the public hearing, comments from community groups and governmental boards, committees and agencies, comments from City staff and consultants, and all other information submitted to the City Council during its review of the draft Comprehensive Plan and draft local law; and

WHEREAS, the City Council has reviewed the information contained in the Full EAF, including Part 3 which provides a reasoned elaboration for the City Council's determination herein.

NOW, THEREFORE, BE IT RESOLVED, that the Beacon City Council hereby adopts the attached Negative Declaration with respect to the Proposed Action, and issues a finding that, based upon

DRAFT

the information contained in the full EAF, and all other information contained in the record before the City Council, the Proposed Action will not have any significant adverse impacts on the environment, no environmental impact statement (EIS) needs to be prepared and the SEQRA process is complete.

This resolution shall take effect immediately.

Upon Motion of Councilmember _____, and seconded by

Councilmember_____, this Resolution was approved by the following vote:

Randy Casale, Mayor ____
Peggy Ross, Ward One____
Omar Harper, Ward Two____
Pam Wetherbee, Ward Three___
Ali T. Muhammad, Ward Four____
George Mansfield, Ward Five____
Lee Kyriacou, Ward Six____

DRAFT

City of Beacon
Environmental Assessment Form (EAF)

PART 1 & 2

January 3, 2017

BFJ Planning

City of Beacon
Environmental Assessment Form (EAF)

PART I & 2

January 3, 2017

Proposed Action:

Adoption of the City of Beacon Comprehensive Plan Update and Revisions to its Waterfront Park (WP), Waterfront Development (WD) and Linkage Zones.

Lead Agency:

City Council of the City of Beacon
1 Municipal Plaza, Suite 1
Beacon, New York 12508

Prepared by:

BFJ Planning
115 Fifth Avenue
New York, NY 10003

BFJ Planning

PREFACE

This document contains both Part 1 and Part 2 of the Environmental Assessment Form (EAF) required by the State Environmental Quality Review Act (SEQRA). The forms are meant to assist the City Council of Beacon to assess the environmental impacts of adapting both the Proposed Update to its 2007 Comprehensive Plan and to remapping and revising the Waterfront Park (WP) Zone and the Waterfront Development (WD) Zone as well as making text changes to the existing Linkage Zone.

Please note that the State Part 1 form is written for project specific developments and not for an area wide rezoning or a City wide plan. As a result, the Part 1 form directs the applicant not to fill out sections D (Project Details) and Section E (Site and Setting of Proposed Action).

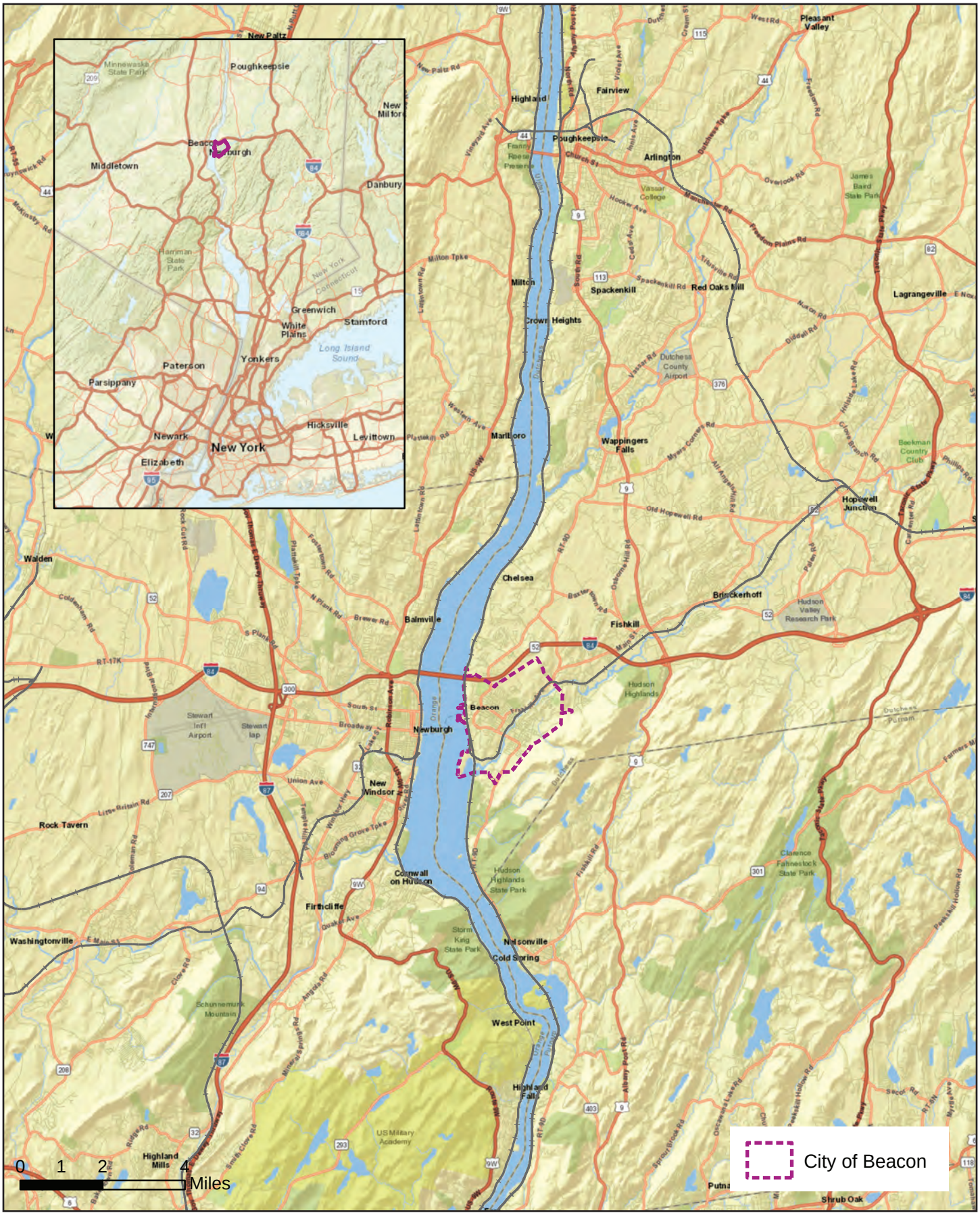

FIGURE 1-1: REGIONAL LOCATION MAP

BFJ Planning

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: Update of Beacon Comprehensive Plan and Zoning Map/Text Changes		
Project Location (describe, and attach a general location map): City of Beacon, Dutchess County, New York		
Brief Description of Proposed Action (include purpose or need): This action is an update of the existing Comprehensive Plan for the City of Beacon. It has a particular focus on the waterfront area and the train station area. Corresponding zoning map and text changes for the waterfront park and development districts are proposed to better preserve the waterfront, and preserve views consistent with the adopted Waterfront Revitalization Plan (LWRP). Some minor text changes are also proposed for the Linkage Zone. The waterfront park zone is now expanded for the waterfront area west of the Metro North Railroad tracks. This waterfront development zone covering part of the railroad parking lot is reduced in height and in land area.		
Name of Applicant/Sponsor: Anthony Ruggiero, City Administrator	Telephone: 845-838-5009 E-Mail: aruggiero@cityofbeacon.org	
Address: City Hall, One Municipal Plaza		
City/PO: Beacon	State: New York	Zip Code: 12508
Project Contact (if not same as sponsor; give name and title/role): (Same as above)	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, or Village Board of Trustees ☑Yes ☐No		
b. City, Town or Village Planning Board or Commission ☐Yes ☑No	Planning Board referral only.	
c. City Council, Town or Village Zoning Board of Appeals ☐Yes ☑No		
d. Other local agencies ☐Yes ☑No		
e. County agencies ☐Yes ☑No	239 M Review only.	
f. Regional agencies ☐Yes ☑No		
g. State agencies ☐Yes ☑No		
h. Federal agencies ☐Yes ☑No		

i. Coastal Resources.
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☑Yes ☐No
If Yes,
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☑Yes ☐No
iii. Is the project site within a Coastal Erosion Hazard Area? ☑Yes ☐No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☑Yes ☐No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☐Yes ☐No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐Yes ☐No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☐Yes ☐No
If Yes, identify the plan(s):

_____
_____
_____

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☐No
If Yes, identify the plan(s):

_____
_____
_____

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☐ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?

_____
_____

b. Is the use permitted or allowed by a special or conditional use permit? ☐ Yes ☐ No

c. Is a zoning change requested as part of the proposed action? ☐ Yes ☐ No
If Yes,
i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? _____

b. What police or other public protection forces serve the project site?

_____

c. Which fire protection and emergency medical services serve the project site?

_____

d. What parks serve the project site?

_____
_____

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

_____

b. a. Total acreage of the site of the proposed action? _____ acres
b. Total acreage to be physically disturbed? _____ acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☐ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☐ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

_____

ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will proposed action be constructed in multiple phases? ☐ Yes ☐ No
i. If No, anticipated period of construction: _____ months
ii. If Yes:

- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

_____
_____

f. Does the project include new residential uses? ☐Yes ☐No

If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? ☐Yes ☐No

If Yes,

i. Total number of structures _____

ii. Dimensions (in feet) of largest proposed structure: _____height; _____width; and _____ length

iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☐Yes ☐No

If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: ☐ Ground water ☐ Surface water streams ☐Other specify:

_____

iii. If other than water, identify the type of impounded/contained liquids and their source.

_____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):

_____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) ☐Yes ☐No

If Yes:

i .What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.

_____

_____

i*v.* Will there be onsite dewatering or processing of excavated materials? ☐Yes ☐No

If yes, describe. _____

_____

v. What is the total area to be dredged or excavated? _____acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? ☐Yes ☐No

ix. Summarize site reclamation goals and plan: _____

_____

_____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐Yes ☐No

If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

_____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

_____

_____

_____

_____

iii. Will proposed action cause or result in disturbance to bottom sediments? ☐ Yes ☐ No

If Yes, describe: _____

iv. Will proposed action cause or result in the destruction or removal of aquatic vegetation? ☐ Yes ☐ No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____

_____

- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

_____

c. Will the proposed action use, or create a new demand for water? ☐ Yes ☐ No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐ Yes ☐ No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No
- Do existing lines serve the project site? ☐ Yes ☐ No

iii. Will line extension within an existing district be necessary to supply the project? ☐ Yes ☐ No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

_____

- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐ Yes ☐ No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

_____

vi. If water supply will be from wells (public or private), maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☐ Yes ☐ No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

_____

_____

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐ Yes ☐ No

If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No

- Do existing sewer lines serve the project site? ☐Yes ☐No
- Will line extension within an existing district be necessary to serve the project? ☐Yes ☐No

  If Yes:
  - Describe extensions or capacity expansions proposed to serve this project: _____

_____

_____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐Yes ☐No

If Yes:
- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):

_____

_____

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

_____

_____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☐Yes ☐No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or _____ acres (impervious surface)

_____ Square feet or _____ acres (parcel size)

ii. Describe types of new point sources. _____

_____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

_____

_____

- If to surface waters, identify receiving water bodies or wetlands: _____

_____

_____

- Will stormwater runoff flow to adjacent properties? ☐Yes ☐No

iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☐Yes ☐No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☐Yes ☐No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

_____

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

_____

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

_____

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐Yes ☐No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐Yes ☐No

ii. In addition to emissions as calculated in the application, the project will generate:
- _____Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☐No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

_____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☐Yes ☐No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):

_____

_____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐Yes ☐No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐Weekend

☐ Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of semi-trailer truck trips/day: _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? ☐Yes ☐No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe:

_____

_____

_____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☐No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☐No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☐No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☐Yes ☐No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

_____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):

_____

iii. Will the proposed action require a new, or an upgrade to, an existing substation? ☐Yes ☐No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: _____
- Saturday: _____
- Sunday: _____
- Holidays: _____

ii. During Operations:

- Monday - Friday: _____
- Saturday: _____
- Sunday: _____
- Holidays: _____

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☐ Yes ☐ No

If yes:

i. Provide details including sources, time of day and duration:

_____

_____

ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen? ☐ Yes ☐ No

Describe: _____

_____

n.. Will the proposed action have outdoor lighting? ☐ Yes ☐ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

_____

_____

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☐ Yes ☐ No

Describe: _____

_____

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☐ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

_____

_____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☐ No

If Yes:

i. Product(s) to be stored _____

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally describe proposed storage facilities: _____

_____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☐ No

If Yes:

i. Describe proposed treatment(s):

_____

_____

_____

_____

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☐ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: _____

  _____
- Operation: _____

  _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: _____

  _____
- Operation: _____

  _____

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☐ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☐ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

_____

_____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

_____

_____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

_____

_____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

_____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

_____

_____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☐ Commercial ☐ Residential (suburban) ☐ Rural (non-farm)

☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe:

_____

_____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces			
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____ _____			

c. Is the project site presently used by members of the community for public recreation? ☐Yes ☐No

i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☐Yes ☐No

If Yes,

i. Identify Facilities:

_____

_____

e. Does the project site contain an existing dam? ☐Yes ☐No

If Yes:

i. Dimensions of the dam and impoundment:

- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____

iii. Provide date and summarize results of last inspection:

_____

_____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐Yes ☐No

If Yes:

i. Has the facility been formally closed? ☐Yes ☐ No

- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

_____

_____

iii. Describe any development constraints due to the prior solid waste activities: _____

_____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐Yes ☐No

If Yes:

i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

_____

_____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐Yes ☐ No

If Yes:

i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐Yes ☐No

☐ Yes – Spills Incidents database Provide DEC ID number(s): _____

☐ Yes – Environmental Site Remediation database Provide DEC ID number(s): _____

☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures:_____

_____

_____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐Yes ☐No

If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

_____

_____

v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☐ No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No
- Explain: _____

_____

_____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ feet

b. Are there bedrock outcroppings on the project site? ☐ Yes ☐ No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____%

c. Predominant soil type(s) present on project site: _____ _____%
_____ _____%
_____ _____%

d. What is the average depth to the water table on the project site? Average: _____ feet

e. Drainage status of project site soils: ☐ Well Drained: _____% of site
☐ Moderately Well Drained: _____% of site
☐ Poorly Drained _____% of site

f. Approximate proportion of proposed action site with slopes: ☐ 0-10%: _____% of site
☐ 10-15%: _____% of site
☐ 15% or greater: _____% of site

g. Are there any unique geologic features on the project site? ☐ Yes ☐ No
If Yes, describe: _____

_____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☐ Yes ☐ No

ii. Do any wetlands or other waterbodies adjoin the project site? ☐ Yes ☐ No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☐ Yes ☐ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☐ No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

_____

i. Is the project site in a designated Floodway? ☐ Yes ☐ No

j. Is the project site in the 100 year Floodplain? ☐ Yes ☐ No

k. Is the project site in the 500 year Floodplain? ☐ Yes ☐ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☐ Yes ☐ No
If Yes:

i. Name of aquifer: _____

m. Identify the predominant wildlife species that occupy or use the project site: _____

_____ _____ _____

_____ _____ _____

n. Does the project site contain a designated significant natural community? ☐ Yes ☐ No

If Yes:

i. Describe the habitat/community (composition, function, and basis for designation): _____

_____

ii. Source(s) of description or evaluation: _____

iii. Extent of community/habitat:

- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐ Yes ☐ No

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐ Yes ☐ No

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐ Yes ☐ No

If yes, give a brief description of how the proposed action may affect that use: _____

_____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐ Yes ☐ No

If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? ☐ Yes ☐ No

i. If Yes: acreage(s) on project site? _____

ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐ Yes ☐ No

If Yes:

i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature

ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

_____

_____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐ Yes ☐ No

If Yes:

i. CEA name: _____

ii. Basis for designation: _____

iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places? ☐ Yes ☐ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based:

_____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☐ Yes ☐ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☐ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☐ Yes ☐ No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☐ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name City of Beacon Date 1/3/17

Signature _____ Title Village Administrator

PRINT FORM

Environmental Assessment Form
Part II

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "**Yes"** to a numbered question, please complete all the questions that follow in that section.
- If you answer "**No"** to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1)
If "Yes", answer questions a - j. If "No", move on to Section 2.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	☐	☐
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	☐	☐
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	☐	☐
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	☐	☐
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	☐	☐
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	☐	☐
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	☐	☐
h. Other impacts: _____ _____		☐	☐

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)

☑ NO ☐ YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____ _____	E2g	☐	☐
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	☐	☐
c. Other impacts: _____ _____		☐	☐

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)

☑ NO ☐ YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	☐	☐
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	☐	☐
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	☐	☐
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	☐	☐
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	☐	☐
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	☐	☐
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	☐	☐
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	☐	☐
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	☐	☐
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	☐	☐
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	☐	☐

l. Other impacts: _____ _____		□	□

4. Impact on groundwater

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	□	□
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	□	□
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	□	□
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	□	□
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	□	□
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	□	□
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	□	□
h. Other impacts: _____ _____		□	□

5. Impact on Flooding

The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) ☐ NO ☑ YES

If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	☐	☐
b. The proposed action may result in development within a 100 year floodplain.	E2j	☐	☐
c. The proposed action may result in development within a 500 year floodplain.	E2k	☐	☐
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	☐	☐
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	☐	☐
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	☐	☐

g. Other impacts: Proposed Plan and subsequent zoning will significantly reduce development in the 100 year flood plan. _____		☑	☐

6. Impacts on Air

The proposed action may include a state regulated air emission source. ☑ NO ☐ YES
(See Part 1. D.2.f., D,2,h, D.2.g)
If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO_2)	D2g	☐	☐
ii. More than 3.5 tons/year of nitrous oxide (N_2O)	D2g	☐	☐
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	☐	☐
iv. More than .045 tons/year of sulfur hexafluoride (SF_6)	D2g	☐	☐
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	☐	☐
vi. 43 tons/year or more of methane	D2h	☐	☐
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	☐	☐
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	☐	☐
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	☐	☐
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	☐	☐
f. Other impacts: _____ _____		☐	☐

7. Impact on Plants and Animals

The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) ☑ NO ☐ YES
If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	☐	☐
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	☐	☐
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	☐	☐
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	☐	☐

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	□	□
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	□	□
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	□	□
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____ _____	E1b	□	□
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	□	□
j. Other impacts: _____ _____		□	□

8. Impact on Agricultural Resources

The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	**No, or small impact may occur**	**Moderate to large impact may occur**
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	□	□
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, Elb	□	□
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	□	□
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	□	□
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	El a, E1b	□	□
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	□	□
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	□	□
h. Other impacts: _____		□	□

9. Impact on Aesthetic Resources

The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) ☐ NO ☑ YES

If "Yes", answer questions a - g. If "No", go to Section 10.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	☐	☐
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	☐	☐
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	☐ ☐	☐ ☐
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	☐ ☐	☐ ☐
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	☐	☐
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile ½ -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	☐	☐
g. Other impacts: The proposed Plan and zoning will enhance views of the Hudson River.		☑	☐

10. Impact on Historic and Archeological Resources

The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) ☐ NO ☑ YES

If "Yes", answer questions a - e. If "No", go to Section 11.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	☑	☐
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	☑	☐
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	☑	☐

d. Other impacts: _____ _____		☑	☐
e. If any of the above (a-d) are answered "Yes", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	☑	☐
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	☑	☐
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	☑	☐

11. Impact on Open Space and Recreation

The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan.
(See Part 1. C.2.c, E.1.c., E.2.q.)
If "Yes", answer questions a - e. If "No", go to Section 12.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	□	□
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	□	□
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	□	□
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	□	□
e. Other impacts: _____ _____		□	□

12. Impact on Critical Environmental Areas

The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d)
If "Yes", answer questions a - c. If "No", go to Section 13.

☐ NO ☑ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	☑	☐
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	☑	☐
c. Other impacts: The proposed plan and subsequent zoning will better protect the Hudson River. _____		☑	☐

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems. ☐ NO ☑ YES
(See Part 1. D.2.j)
If "Yes", answer questions a - g. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	☑	☐
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	☑	☐
c. The proposed action will degrade existing transit access.	D2j	☑	☐
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	☑	☐
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	☑	☐
f. Other impacts: _____ _____		☐	☐

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy. ☑ NO ☐ YES
(See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	☐	☐
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	☐	☐
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	☐	☐
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	☐	☐
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting. ☑ NO ☐ YES
(See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	☐	☐
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	☐	☐
c. The proposed action may result in routine odors for more than one hour per day.	D2o	☐	☐

d. The proposed action may result in light shining onto adjoining properties.	D2n	☐	☐
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	☐	☐
f. Other impacts: _____ _____		☐	☐

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) ☑ NO ☐ YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No,or small impact may cccur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	☐	☐
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	☐	☐
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	☐	☐
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	☐	☐
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	☐	☐
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	☐	☐
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	☐	☐
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	☐	☐
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	☐	☐
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	☐	☐
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	☐	☐
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	☐	☐
m. Other impacts: _____ _____			

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans. ☐ NO ☑ YES
(See Part 1. C.1, C.2. and C.3.)
If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	☑	☐
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	☑	☐
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	☑	☐
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	☑	☐
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, Elb	☑	☐
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	☑	☐
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	☑	☐
h. Other: The proposed Plan and subsequent zoning will reduce development potential on the River front compared to the existing Plan and Zoning.		☑	☐

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character. ☑ NO ☐ YES
(See Part 1. C.2, C.3, D.2, E.3)
If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	☐	☐
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	☐	☐
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	☐	☐
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	☐	☐
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	☐	☐
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	☐	☐
g. Other impacts: _____		☐	☐

PRINT FULL FORM

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:
To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

The City of Beacon proposes to adopt an update to its comprehensive plan along with corresponding zoning changes. These actions will not have any significant adverse impacts on the environment. No impacts were identified in Part 2 with any moderate to large impacts.

The zoning map and text changes for the Waterfront Park (WP) and Waterfront Development (WD) districts are proposed to better preserve the waterfront, and preserve views consistent with the adopted Waterfront Revitalization Plan (LWRP).

All of the land west of the Metro North Railroad tracks, which is largely zoned WD currently, is proposed to be zoned for WP. The text of the WP zone is also being amended to ensure that this zone along the Hudson River, and largely within the 100-year flood plain, will be primarily limited to park and recreation uses. These two actions of remapping and of text changes will effectively prohibit past development proposals that suggested a convention center and hotel.

The WD zone, which will allow residential and commercial development, is limited to two areas on the Metro North property east of the train station. The height and density of these buildings are less than what was proposed in the City's previous Comprehensive Plan (2007). The WD text also slightly reduces parking requirements consistent with a transit oriented development (TOD). Some minor text changes are also proposed for the Linkage Zone, which are not anticipated to have adverse impacts.

The result of these changes is expected to be beneficial to the environment. The long term effect should moderate and lessen impacts on traffic, views and public services, and reduce the danger to life and property from potential flooding. The proposed actions reflect the input of the Comprehensive Plan Committee over a year-long period, as well as the general public through two public workshops.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☑ Type 1 ☐ Unlisted

Identify portions of EAF completed for this Project: ☑ Part 1 ☑ Part 2 ☑ Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

_____

_____

_____

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the _____ as lead agency that:

☑ A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

☐ B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

_____

_____

_____

_____

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

☐ C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Update of Beacon Comprehensive Plan and Zoning Map/Text Changes

Name of Lead Agency: City Council, City of Beacon

Name of Responsible Officer in Lead Agency: Randy Casale, Mayor

Title of Responsible Officer: Mayor, City of Beacon

Signature of Responsible Officer in Lead Agency: Date:

Signature of Preparer (if different from Responsible Officer) BFJ Planning Date:

For Further Information:

Contact Person: Anthony Ruggiero, City Administrator

Address: City Hall, One Municipal Plaza, Beacon, New York 12508

Telephone Number: 845-838-5009

E-mail: aruggiero@cityofbeacon.org

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)
Other involved agencies (if any)
Applicant (if any)
Environmental Notice Bulletin: http://www.dec.ny.gov/enb/enb.html

City of Beacon Council Agenda
4/3/2017

Title:

Resolution Adopting the City of Beacon Comprehensive Plan

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Adopting Comprehensive Plan	Resolution
Comp Plan Part 1	Backup Material
Comp Plan Part 2	Backup Material
Comp Plan Part 3	Backup Material

CITY OF BEACON

CITY COUNCIL

RESOLUTION NO. _____ OF 2017

RESOLUTION ADOPTING THE CITY OF BEACON COMPREHENSIVE PLAN

WHEREAS, the Beacon City Council is responsible for the preparation and adoption of the City of Beacon Comprehensive Plan ("Comprehensive Plan") pursuant to Section 28-a of the New York State General City Law; and

WHEREAS, on March 7, 2016, the City Council appointed various City officials and community members to serve on a Comprehensive Plan Committee to spearhead the preparation of a draft Comprehensive Plan for consideration by the City Council; and

WHEREAS, the Comprehensive Plan Committee conducted two public workshops, on September 22, 2016, and November 17, 2016, at which there was a full opportunity for citizen participation in the preparation of the draft Comprehensive Plan; and

WHEREAS, said Comprehensive Plan has been prepared in accordance with NYS General City Law and provides a guide for land use and development decisions, the adoption of municipal regulations and the investment of public funds for infrastructure; and

WHEREAS, the adoption of a Comprehensive Plan is classified as a Type I action under Part 617 of the State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the City Council directed BFJ Planning to complete an Environmental Assessment Form ("EAF") for the Comprehensive Plan ("Proposed Action") pursuant to SEQR, and said EAF was submitted to the City Council dated December 27, 2016; and

WHEREAS, the City Council, by a resolution dated January 3, 2017, declared itself Lead Agency for this action and authorized the circulation of the Full EAF and draft Comprehensive Plan and draft local law with proposed zoning code and map amendments to the City of Beacon Planning Board, adjacent municipalities and the Dutchess County Department of Planning, in accordance with Sections 239-l, 239-m and 239-n of the New York State General Municipal Law; and

WHEREAS, the City Council is in receipt of responses from the City of Beacon Planning Board and Dutchess County Department of Planning, both dated February 17, 2017; and

WHEREAS, the City Council held a public hearing on the Comprehensive Plan and local law with proposed zoning code and map amendments on February 6 and 21, 2017, at which time all those wishing to be heard were given an opportunity to be heard; and

WHEREAS, the City Council adopted a Negative Declaration on April 3, 2017, with respect to the Proposed Action, and found that, based upon the information contained in the full EAF and all other information contained in the record before the City Council, the Proposed Action will not have any significant adverse impacts on the environment, no environmental impact statement (EIS) needs to be prepared and the SEQRA process is complete.

DRAFT

NOW, THEREFORE, BE IT RESOLVED, that the Beacon City Council hereby adopts the proposed City of Beacon Comprehensive Plan, as revised dated March 27, 2017.

BE IT FURTHER RESOLVED, that the City Council hereby directs that a copy of the Comprehensive Plan shall be filed with the Office of the City Clerk and with the Office of the Dutchess County Department of Planning.

This resolution shall take effect immediately.

Upon Motion of Councilmember_____, and seconded by

Councilmember_____, this Resolution was approved by the following vote:

Randy Casale, Mayor
Peggy Ross, Ward One___
Omar Harper, Ward Two___
Pam Wetherbee, Ward Three__
Ali T. Muhammad, Ward Four___
George Mansfield, Ward Five___
Lee Kyriacou, Ward Six___

DRAFT

City of Beacon
Comprehensive Plan Update

March 29, 2017

BFJ Planning

City of Beacon
Comprehensive Plan Update

March 29, 2017

Prepared on behalf of:

City Council of the City of Beacon
1 Municipal Plaza, Suite 1
Beacon, New York 12508

Prepared by:

BFJ Planning
115 Fifth Avenue
New York, NY 10003

With assistance from:
Urbanomics
115 Fifth Avenue
New York, NY 10003

BFJ Planning

Acknowledgements

City of Beacon City Council

Randy Casale, Mayor
Peggy Ross, Ward One
Omar Harper, Ward Two
Pam Wetherbee, Ward Three
Ali T. Muhammad, Ward Four
George Mansfield, At Large
Lee Kyriacou, At Large

Comprehensive Plan Committee

Peggy Ross, Co-Chair
Sara Pasti, Co-Chair
Shanna Abeles
David Burke
Randy Casale
Garrett Duquesne
Lisa Gallina
John Gilvey
John Gunn
Robyn Hollander
Tony Lassiter
Bob McAlpine
Dan McElduff
Michael O'Harron
Greg Sylvester
Anthony Ruggiero

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Anthony Ruggiero, City Administrator
Etha Grogan, Assistant to Administrator
Lt. Timothy Dexter, Building Inspector
John Clarke, Planner/Urban Designer
Mark Price, Recreation Director
Anthony Thomaselli, Highway Superintendent
Ed Balicki, Water and Wastewater Superintendent

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John Douglas

Urbanomics

Regina Armstrong
Peter Furst

Special thanks to Frederick Clark Associates, author of the 2007 Comprehensive Plan, for use of maps and graphics.

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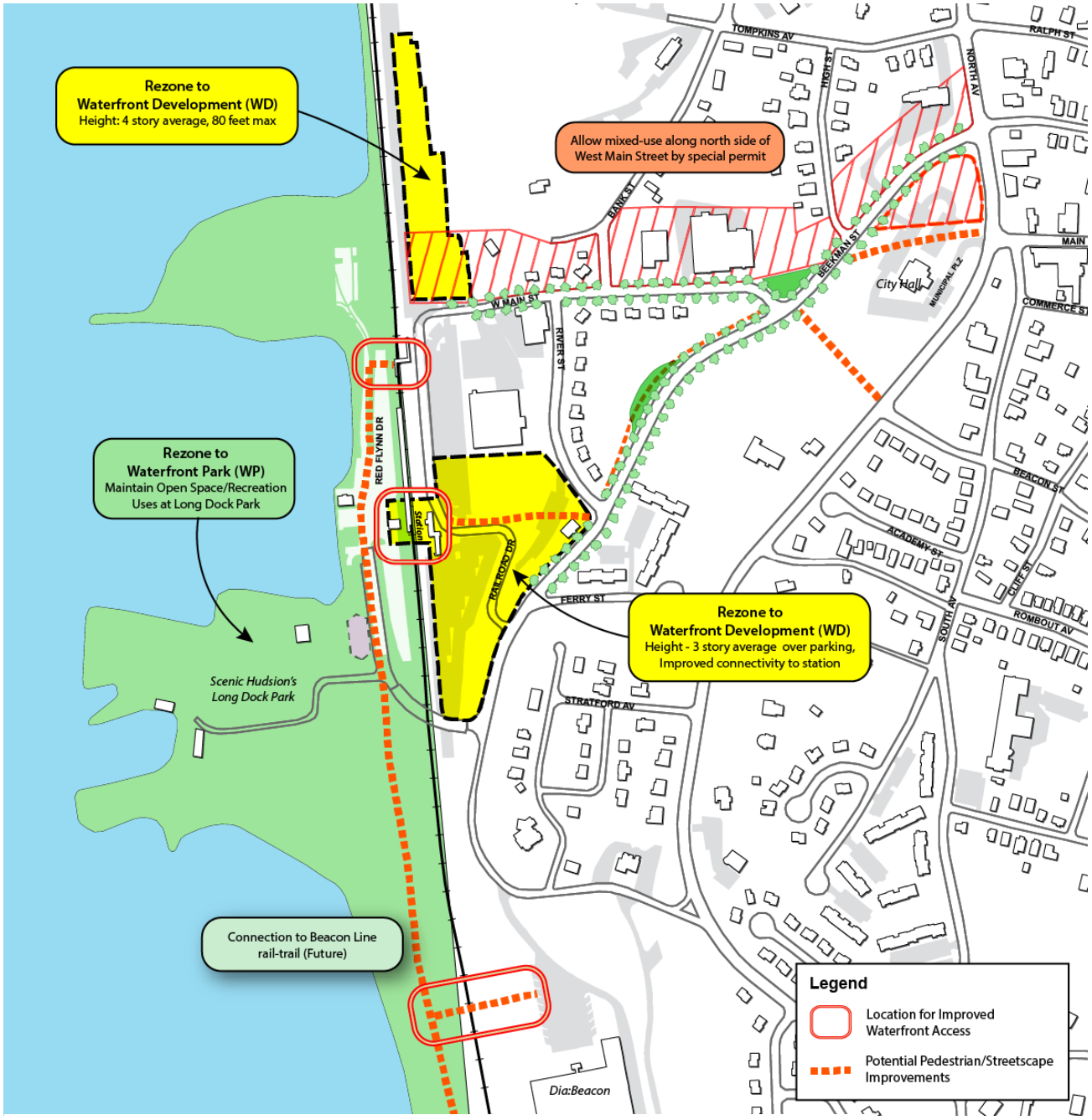
Executive Summary

The City's 2017 Comprehensive Plan Update (2017 Plan) reflects land use, demographic and socioeconomic changes that have taken place since the prior plan was adopted in 2007. It also incorporates policies developed for other planning efforts (such as the City's Local Waterfront Revitalization Program (LWRP)), as well as feedback from City staff, civic representatives, residents and other key stakeholders. The 2017 Plan's updated recommendations address environmental protection, economic development, affordable housing and improved community services and facilities.

The primary focus area for the 2017 Plan is the waterfront and train station area (see Section 10). The vision for this area is to create a destination that serves as a "gateway" to Beacon, to reclaim the riverfront and to link that riverfront to downtown Beacon. Given the desire to create land use synergies with the resources present at the station area, this plan proposes zoning changes to allow for sufficient density to support a transit oriented community focused toward residents, workers and visitors who seek the convenience of transportation facilities in a walkable community framework. Building heights are limited along the waterfront and train station area to protect established upland views. The guidelines in Section 10 establish a basic framework for buildings with siting, massing, scale, materials and street rhythm that are compatible with the neighborhood context. The guidelines also consider elements such as public open space, transportation access and how buildings relate to each other.

It is recommended that the City rezone all of the area west of the train station and railroad tracks to Waterfront Park (WP). This would prohibit past plans for a convention center and hotel. This recommendation is consistent with the City's LWRP, which gives preference to water dependent and water enhanced uses within the waterfront area. It is also consistent with sustainable practice by minimizing development within the 100-year floodplain.

The changes proposed in the 2017 Plan consist primarily of restricting development along the waterfront. Development between the railroad tracks and the upland area on Metro-North property would be reduced in height and density from what was proposed in the previous Comprehensive Plan. This is intended to preserve upland views of the Hudson River and reduce traffic impacts. No additional commuter parking is proposed in the current plan, which will also reduce traffic impacts over what was proposed previously.



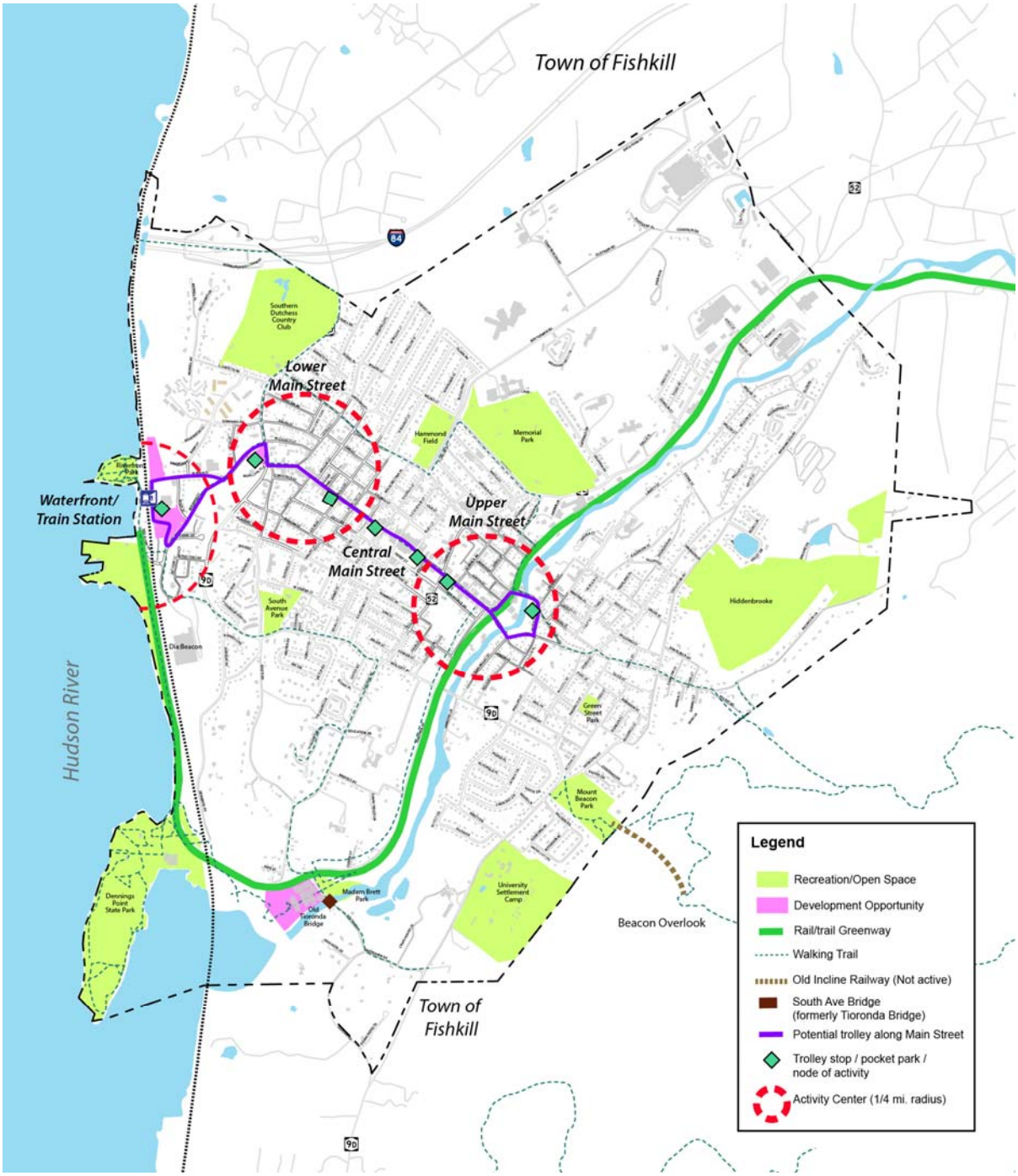
Recommendations for waterfront/train station area (see Section 10)

Most of the land uses proposed elsewhere represent the preservation and continuation of existing land uses, including established residential neighborhoods near Main Street, low-density residential areas in the south and east, and a mixture of business on ground floors and residential uses on upper floors on Main Street. The following zoning recommendations are items the City can pursue as it moves forward with implementation of the overall Comprehensive Plan. These items are summarized in Section 12.

- Rezone Scenic Hudson's Long Dock Property from Waterfront Development to Waterfront Park.
- Rezone two (2) areas in MTA Parking Lot to Waterfront Development (WD)
    - Allow 4 stories over parking on northern site
    - Allow 3 stories over parking on southern site
- Allow retail by special permit on north side of West Main Street in Linkage District
- Extend Central Main Street (CMS) regulations to upper (east end) and lower (west end) Main Street
- Extend CMS regulations to Route 52 between Main Street and Verplanck Avenue
- Rezone various areas along the Fishkill Creek to reflect adjacent zoning and existing land use.

One of the main goals for the 2017 Plan is to improve connections between Main Street, the waterfront/station area, and Dia:Beacon. Some of the recommendations that address this include:

- Improve streetscape between Main Street and train station (along Beekman Street and West Main Street);
- Improve connections across train tracks to waterfront area;
- Support rubber wheeled trolley service connecting Main Street to waterfront/train station area;
- Encourage infill development along Main Street as well as pocket parks at identified nodes of activity; and
- Support development of Beacon Line as a ped-bike path with potential for future commuter service (i.e. light rail).



Potential Main Street/Train Station Loop with stops at activity centers (see Section 6)

Section 1: Introduction

The Beacon Comprehensive Plan is a dynamic document that reflects the hopes and expectations of the people of Beacon, with specific objectives and recommendations about how to guide growth so as to preserve important environmental and historic resources and improve the quality of life of the residents, workers, and visitors in the community. The Plan should change as the existing conditions and the goals and objectives of the community change.

The New York State Legislature, in City Law Section 28-a, finds that "[a]mong the most important powers and duties granted by the legislature to a city government is the authority and responsibility to undertake city comprehensive planning and to regulate land use for the purpose of protecting the public health, safety, and general welfare of its citizens." While a comprehensive plan is not in itself a law or a regulation, it sets the stage for laws and regulations affecting a City's development by examining current conditions, existing regulations, and recommending regulatory changes. It helps to ensure that land use controls are based upon a factual understanding of a community's needs.

In 2007, the City adopted a Comprehensive Plan which included specific objectives and recommendations about how to guide growth in Beacon. The Plan represented a product of time and effort by City officials and residents. The 2007 plan had a special focus on opportunities for commercial and residential development along Main Street's Central Business District, industrial sites along Fishkill Creek, and the waterfront/train station area. The 2007 Plan was prepared for the City by Frederick P. Clark Associates.

The purpose of this plan is to review and update the existing 2007 Plan to reflect changes that have taken place since the original plan was developed. This includes updated policies that address environmental protection, economic development, affordable housing and improved community services and facilities. The 2017 Plan includes a new section which relates to use of the waterfront and train station area (Section 10). This planning effort was led by a Comprehensive Plan Steering Committee which is comprised of City staff, civic representatives and other key stakeholders.

1.1. Regional Location

The City of Beacon is located in the Hudson River Valley 60 miles north of New York City in the south-west corner of Dutchess County. The City of Beacon is connected to the region by I-84, which runs north of the city and across the Hudson River on the Newburgh-Beacon Bridge (see Figure 1-1). The Interstate provides connections to Taconic State Parkway, New York State Thruway, and Stewart International Airport. The airport is located 5 miles away and can be reached by a 10-minute bus ride from the Beacon Train Station.

Beacon has a number of arterial roads that accommodate thru-traffic and offer access to major development centers (see Figure 1-2). These include NY Route 9D, which runs south from the intersection with I-84, through Beacon toward Putnam County and NY Route 52.

Metro-North Railroad provides a commuter service between Beacon and New York City along the Hudson Line. The line also continues north to Poughkeepsie and this service is also utilized by commuters. The ferry service between Newburgh and Beacon has been restored to provide an alternative connection for Orange County commuters to Metro-North. A municipal bus service is provided by Dutchess County Public Transit, which also provides commuter and weekend services. On the weekend, the Putnam County Trolley provides shuttle service between Cold Spring and Beacon including stops at Mount Beacon, Main Street, the Metro-North Train Station and Dia:Beacon.

Beacon's Main Street is more than one mile long and its character changes along the corridor. It consists of three sections: 1) lower Main Street, which is the west end between Route 9D and Digger Phelps Court; 2) central Main Street which continues east to Route 52 (Fishkill Avenue); and 3) upper Main Street which is the west end from Route 52 to East Main Street at the Fishkill Creek.

There are several designated pedestrian trails within the city. These are part of a regional network of recreational paths and greenways such as the Fjord Trail. Other recreational opportunities include river-related activities and hiking on Mount Beacon and Denning's Point State Park.

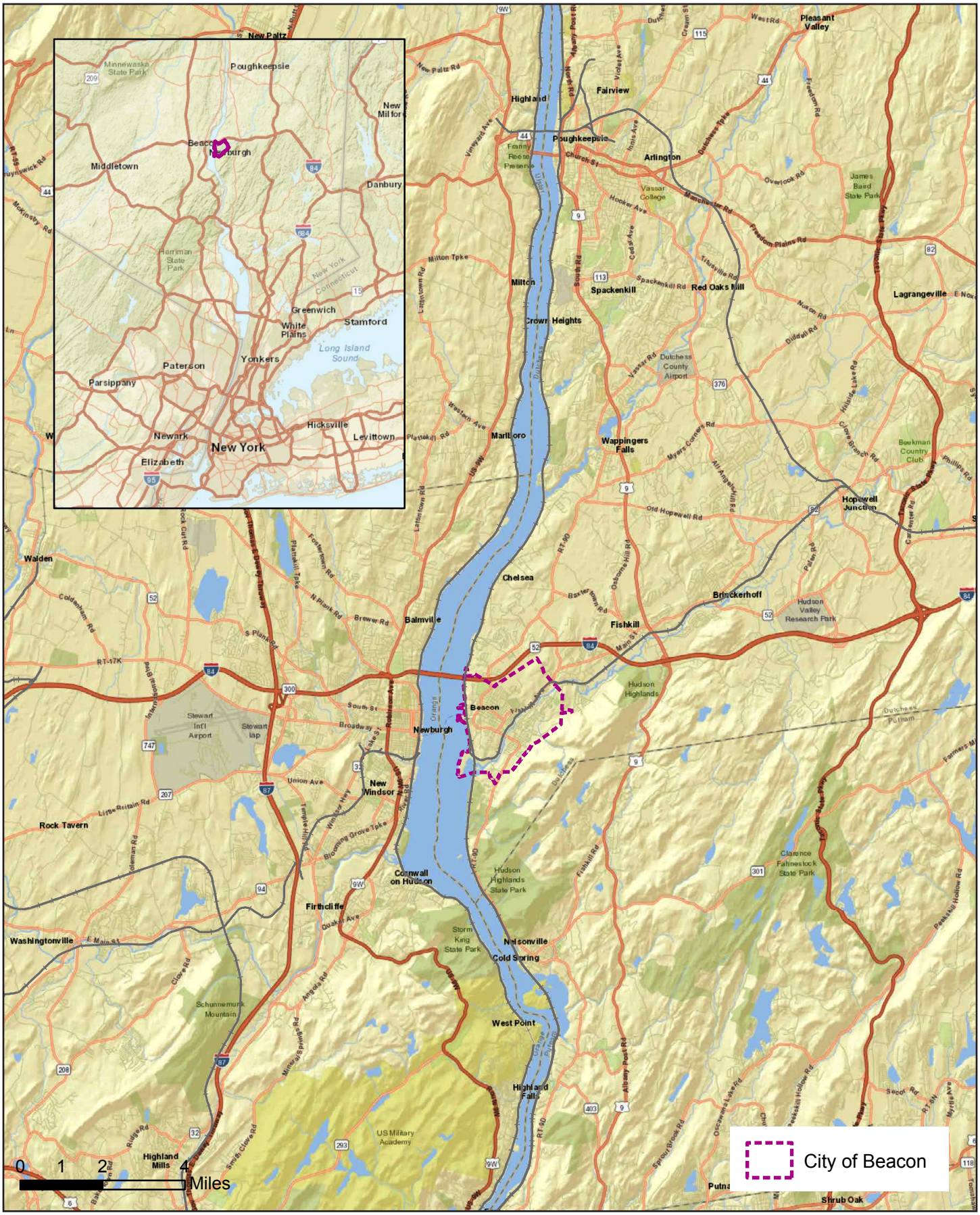


FIGURE 1-1: REGIONAL LOCATION MAP

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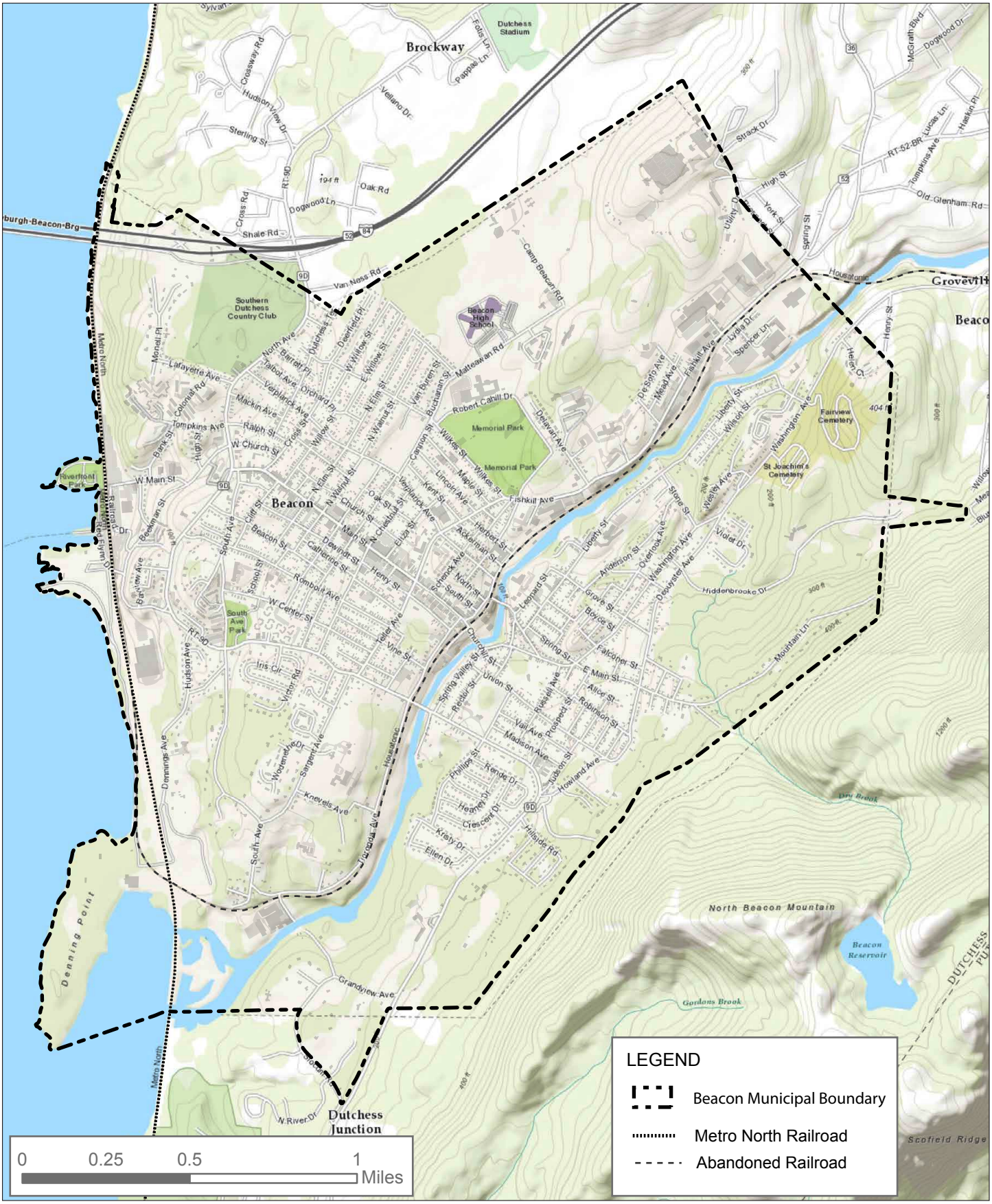

FIGURE 1-2: STUDY AREA

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1.2. Prior Planning Efforts

In 2007, the City adopted a Comprehensive Plan to address existing conditions and needs and to guide land development throughout the City. The Comprehensive Plan represents not only a product of much time and effort, but also the beginning of a process which involves changing existing conditions, regulations, and procedures in the City.

Numerous strategic plans and studies focusing on specific topics or areas of the City have also been prepared since the 2007 Plan, including an update to the City's 1992 Local Waterfront Revitalization Program (LWRP), traffic calming studies, zoning studies, open space inventories, environmental conservation plans, and water capacity and stormwater management studies. The 2017 Plan includes recommendations and policies from these prior planning efforts to ensure consistency including:

- City of Beacon Comprehensive Plan, City of Beacon (2007)
- Beacon Transportation Linkages Program, City of Beacon (2008)
- Harbor Management Plan, City of Beacon (2012)
- University Settlement Camp Master Plan, City of Beacon (2009)
- Waterfront Redevelopment Traffic Management Study, City of Beacon (2009)
- City of Beacon LWRP, City of Beacon (2012)
- Fishkill Creek Greenway & Heritage Trail Master Plan, City of Beacon (2013)
- Reservoir Safe Yield Analysis and Groundwater Supply, City Of Beacon (2014)
- Beacon Center City Parking Analysis, Dutchess County Department of Planning and Development and City of Beacon (2014)
- Annual Water Quality Report, City of Beacon (2015)
- Complete Streets Guidelines (2016)

Potential development around the Beacon Train station has been the focus of past planning efforts. The development concept considered by the City involves "transit-oriented development" (or TOD) which is a combination of compact residential, retail and office uses within a short walk of transit. A TOD concept was proposed by in the 2007 Comprehensive Plan; however Metro-North and the City were unable to come to terms on the appropriate density of the project and the mix of uses that are compatible with existing Main Street businesses. Section 10 addresses the waterfront and train station area, which is a focus area for the 2017 Comprehensive Plan update.

The City has taken steps to ensure that new development in the city is balanced in size and type and is affordable to a range of incomes. In 2010, the zoning code was amended to include a provision requiring that projects with 20 or more units contain at least 10% below-market rate units. A Senior

Affordable Housing Overlay District was also established in 2012 to create affordable housing opportunities for seniors and to provide for the adaptive reuse of older buildings.

In December 2016, the City adopted a Complete Streets Policy, to encourage the development of streets that provide safe, comfortable and convenient access for all modes, including pedestrians, bicyclists, motorists and transit riders.

REGIONAL PLANNING EFFORTS

This plan recognizes that the City of Beacon is one of several municipalities guiding development in southwest Dutchess County. Indeed, the City has participated in two rounds of inter-municipal planning and cooperation with neighboring communities, once in 1962, and again in 1973.

This Plan is in harmony with the Third Regional Plan for the New York-New Jersey-Connecticut Metropolitan Area, produced by the Regional Plan Association for the New York Metropolitan Area in 1996. The Third Regional Plan concentrates on five campaigns: Greensward, Centers, Mobility, Workforce, and Governance. This Plan contributes actively towards enhancing the city as a regional center, and proposes local improvements in public transportation and economic development. This Plan also contributes locally to the Greensward campaign through recognizing the Hudson Highlands as a valuable ecological area to be protected.

The 1987 Dutchess County Plan, *Directions*, places Beacon in the regional context as a small city, second to Poughkeepsie, and the focus of southwestern Dutchess County. The Plan calls for inter-municipal cooperation regarding sewer and water utilities, and envisions Beacon's municipal sewage treatment plant as eventually expanding to serve the Village of Fishkill and large portions of the Towns of Fishkill, East Fishkill and Wappinger. In terms of land use, the Plan recommends the following, which still remain as priorities for the City:

1. Protection of residential areas from incompatible development.
2. Renovation of the railroad station and the immediate vicinity.
3. Redevelopment and protection of the riverfront area.
4. Continued revitalization and strengthening of the downtown area.
5. Adoption and enforcement of strict standards for site and architectural design and building construction.
6. Expansion of the economic base.

Dutchess County's *Greenway Connections* document, dated March 2000, is in many respects a plan. The "Settlement Patterns" on page 24 recommends close-knit and compact centers that support central utilities and have a mixture of uses within a five- to 10-minute walk of surrounding

residential areas, all features of Beacon today. Beacon is also included in a list of communities that could benefit from transit-oriented infill development around the train station. Greenway Guides organized around the theme "Strengthening Centers" are all relevant to Beacon's current condition and future development. The City has joined the Greenway Compact, which provides grant opportunities and planning, environmental, and other benefits to the City.

The City of Beacon seeks to work closely with neighboring municipalities, particularly the Town of Fishkill, the Village of Fishkill, adjacent fire districts, and other neighboring communities where appropriate to improve the following:

I. Proactive and coordinated planning and development, following Greenway principles, with particular focus on areas near the municipal borders and transportation corridors along Route 9D and Route 52, including mutual code amendments to require notice to the City or the Town, as appropriate, regarding development at a scale beyond certain thresholds within these transportation corridors and near municipal borders;

II. Environmental protection and enhancement, including:
   - A. Protection of water quality near surface waters and aquifers
   - B. Preservation of the entirety of Mount Beacon and nearby open space
   - C. Protection of viewsheds, in particular views of the Hudson River, Mount Beacon and Fishkill Creek
   - D. Greenway corridors along the Hudson River and Fishkill Creek and trails between the City and Mount Beacon

III. Consolidation and/or sharing of municipal services (or at least active coordination) to achieve tax savings and/or service improvements, including:
   - A. Water, sewer, roads and other infrastructure
   - B. Emergency and public safety services
   - C. Recycling and trash
   - D. Recreational opportunities, both active and passive, and cultural programs
   - E. Administrative and other areas

IV. Annexation and/or swapping of lands, so as to best serve residents and preserve core elements of both the City of Beacon and the Town of Fishkill, including:
   - A. Portion of Hudson River fronting the City of Beacon
   - B. Portion of Mount Beacon facing the City of Beacon
   - C. Van Ness Avenue & I-84 environs
   - D. Dutchess Junction (accessible through the City of Beacon)

CITIZEN-BASED PLANNING PROCESS

This 2017 Comprehensive Plan Update is heavily based on the work and public outreach involved with the 2007 Comprehensive Plan. Public outreach for the 2007 Plan included four public visioning workshops held at various locations throughout the city in an effort to solicit the diverse views of City residents. The effort also included a 22-question survey sent to every household in the City, which asked residents to prioritize planning issues, identify potential recreational and cultural facilities to improve quality of life, and to identify strengths and weaknesses of the City.

Citizen participation was an important component of this planning process to test whether the goals from the 2007 plan are still valid, gain input on issues and opportunities that should be addressed, and to develop and test ideas related to the waterfront and train station area. The planning process included two public workshop, summaries of which can be found in the Appendix. Both workshops had a turnout of more than 100 participants, who were encouraged to provide feedback on issues and opportunities and voice any concerns, comments, or recommendations related to the Comprehensive Plan. Stakeholders were also encouraged to provide feedback on comment cards handed out at the public meeting or by email. The meetings were also taped and broadcast on the City's website.

The consultant team, led by BFJ Planning, met regularly with the Steering Committee and representatives from the City to gather feedback and ensure that the developed recommendations are supported to the maximum extent possible by residents, property owners and the City. This effort was also coordinated with key stakeholders to solicit feedback and gather information on existing conditions, planned projects and proposed recommendations. Documents relevant to the update (with Spanish translations), meeting updates and videos of the public meetings were posted on the City's website (cityofbeacon.org).

Public Workshop #1
September 22, 2016
~150 Participants

Public Workshop #2
November 17, 2016
~100 Participants

1.3. Comprehensive Plan Goals and Objectives

This Plan takes a comprehensive look at the range of factors that will affect future growth in Beacon, which are grouped into the following topic areas:

- Land Use and Zoning (Section 2)
- Population and Residential Development (Section 3)
- Commercial, Office and Industrial Development (Section 4)
- Water Supply, Wastewater and Stormwater Management (Section 5)
- Transportation (Section 6)
- Environmental Features (Section 7)
- Historic Resources (Section 8)
- Recreation and Community Facilities (Section 9)
- Waterfront and Train Station Area (Section 10)
- Land Use Plan (Section 11)
- Implementation Plan (Section 12)

For each of these topic areas, the Comprehensive Plan provides a complete picture of current conditions, issues and opportunities in the area, and identifies specific objectives and recommendations to accomplish the desired changes. The outcomes incorporate best practices for land-use planning, environmental constraints, fiscal realities and the limitations of the City's existing and anticipated future infrastructure system.

Section 11 includes the Future Land Use Plan which geographically illustrates general future land uses based on the policies stated in the Master Plan. While the Future Land Use Plan recognizes existing land use patterns and environmental constraints, it also considers potential future development, infrastructure improvements and economic trends.

Section 12 identifies specific measures to achieve the recommendations made in this Plan. The chapter explains how community members and public leaders can make use of this Plan, which represents a compilation of the best information available to date on how the City can guide growth in a way that is most beneficial to community members and to the environment as a whole.

A brief synopsis of the highest priority goals are listed below. These goals are generally consistent with those presented in the 2007 Plan. Each chapter provides updated objectives and recommendations that correspond to the stated goals.

2017 COMPREHENSIVE PLAN GOALS

Land Use (Section 2.0)

- Maintain the character of established neighborhoods, protect and preserve sensitive ecological areas and encourage the development of the Central Business District, the Waterfront/Train Station area and underutilized industrial sites along Fishkill Creek.

Population and Residential Development (Section 3.0):

The City, through its zoning and other policies should:

- Strive to maintain a variety of housing opportunities that are accessible to a wide variety of income levels;
- Preserve the existing density and settlement pattern of established neighborhoods;
- Encourage housing development at relatively greater densities within and adjacent to the central business district and the Waterfront/Train Station area;
- Encourage residential development of vacant and underutilized former industrial sites;
- Encourage redevelopment of vacant and underutilized industrial sites;
- Ensure continued racial, ethnic, age and economic diversity of the population through encouraging a wide range of housing choices.

Commercial, Office and Industrial Development (Section 4.0):

- Encourage a vibrant business community in harmony with existing commercial and industrial areas throughout the community. Employ all available mechanisms to meet the City's objectives for economic development.

Transportation (Section 5.0):

- Develop an integrated and efficient transportation system consistent with City land use patterns and objectives and the regional transportation plan to assure the effective and economic movement of people and goods within and through Beacon, including public transportation, pedestrian and bicycle systems.

Water Supply and Sewage Treatment Goals (Section 6.0):

- Maintain and improve City utilities, emphasizing environmental protection, health and safety. Work cooperatively with area municipalities to maintain and improve water and sewer utilities. Comply with the State's Stormwater Management Program.

Environmental Resource Goals (Section 7.0):

- Preserve environmentally significant features and create an open space system of sufficient size to reserve adequate areas for the protection of water related resources, wildlife, and land forms of particular environmental value. The rare assets of the City, such as the Hudson River and Fishkill Creek, should be protected, as should the Hudson Highlands on the slopes of Mount Beacon.
- Encourage high environmental standards for development and infrastructure, develop sources of renewable energy and improve the environmental performance of City-owned property.

Historic Resources (Section 8.0)

- Encourage the preservation of historically and culturally significant buildings, landscapes, and neighborhoods.

Recreation and Community Facilities (Section 9.0):

- Provide c~~C~~ommunity services for all age groups should be provided consistent with the economic growth of the City and its available resources. Encourage ~~R~~regional facilities ~~should be encouraged~~ to locate in the City.
- Develop a recreational open space system of sufficient size and locational qualities to meet the complete range of recreational needs for the people.

Waterfront and Train Station Area (Section 10.0):

- Support sustainable development that will enhance the City while providing an improved connection to the train station (see Section 10 for additional goals and recommendations).

Public Awareness and Participation

- Continue meaningful public participation in local decision making through broad dissemination of clear and pertinent information.
- Support constructive citizen participation and involvement in the planning and implementation process and foster leadership for all groups. The City should be an open and welcoming place for people of diverse backgrounds, experiences and perspectives. Diversity is central to our civic strength. We strive to support all members of our community against intolerance and discrimination.

Section 2: Land Use and Zoning

2.1. Existing Land Use

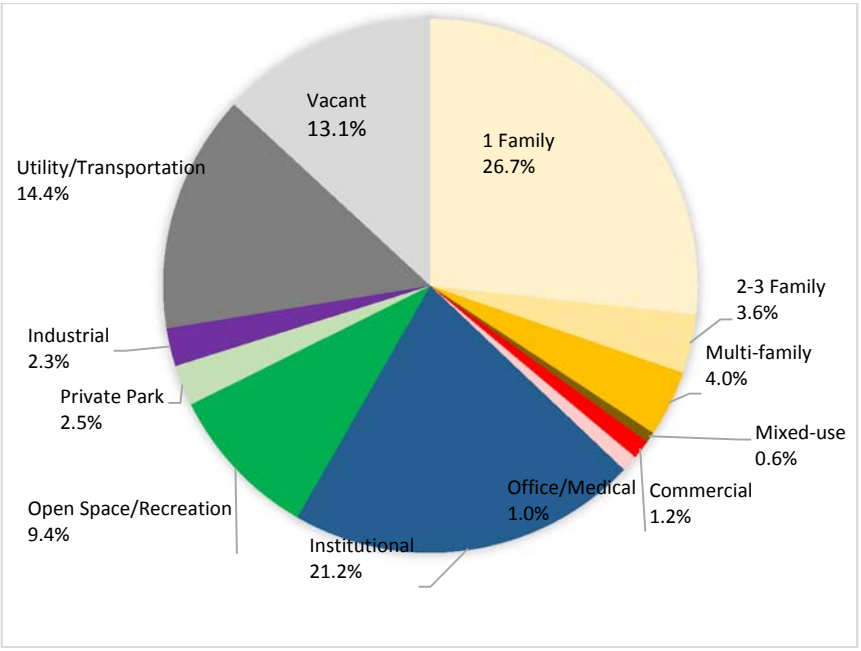
This chapter focuses on the existing types, amounts and locations of land uses in the City of Beacon. The Existing Land Use Map (Figure 2-1), shows the existing land uses, including the locations and concentrations of land use activities throughout the City.

Land use data were obtained from the Dutchess County Office of Real Property Tax. This information was analyzed, supplemented and updated through field checks and review of the aerial photography by the City's planning consultants and City staff. Field checks were made to verify recent land use changes. In addition, drafts of the land use maps were coordinated with, and reviewed by City staff.

A summary of current land uses, acreages and percentage of the total land area for each category in the City of Beacon are identified in Table 2-1, below.

Table 2-1: Beacon Land Uses

	Acres
1 Family	830.9
2-3 Family	110.6
Multi-family	124.9
Mixed-use	19.6
Commercial	36.3
Office/Medical	31.0
Institutional	658.9
Open Space/Recrea-tion	291.5
Private Park	76.9
Industrial	71.8
Utility/Transportation	449.0
Vacant/Underwater	407.8
Total	*3109.1*



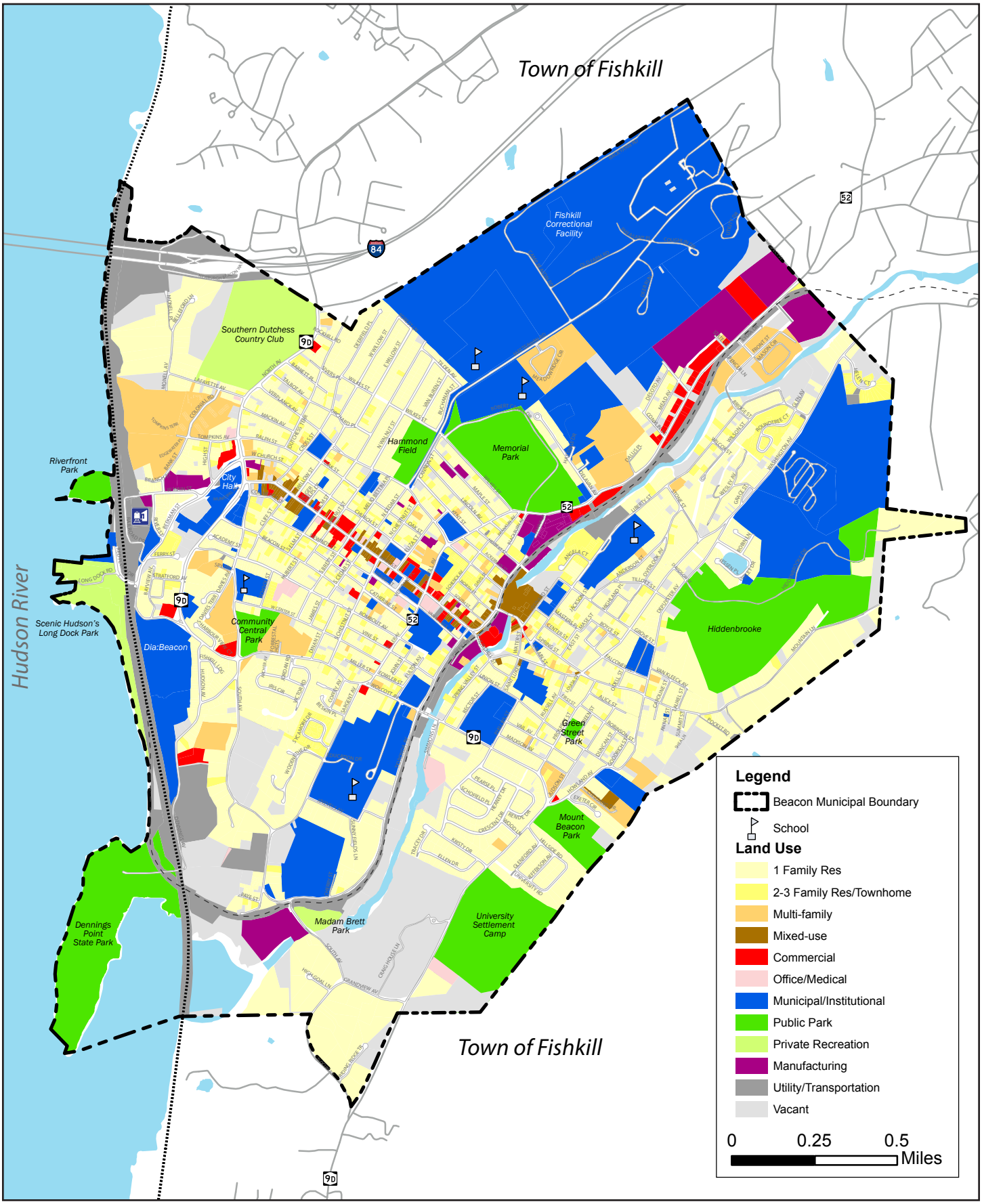


FIGURE 2-1: LAND USE

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Residential

The residential land uses have been classified as single-family residential, two- and three-family residential, and multi-family residential. Residential land uses comprised approximately 36% of the City.

Single-Family Residential

The Single-Family Residential category consists of detached, single-family dwelling units that are constructed to accommodate year-round residences. This category contains the largest land use category in the City, comprising approximately 27% of the area in the City.

The *Existing Land Use* map shows the distribution of single-family residential housing throughout the City. As can be seen in the figure, the vast majority of single-family residences are currently located within one-half of a mile from Main Street, with areas to the northeast and southwest settled at lower densities. The relative density of single-family development can be surmised from a review of the *Existing Land Use* map - the smaller the lot size, the more single-family residences there are in a given area.

2-3 Family Residential

The 2-3 Family Residential land use category consists of lands occupied by either: two-family residences, three-family residences, or lands that contain multiple residences (e.g., two single-family residences on one lot). Two-family residences are scattered among the single-family residences, clustered most densely between Verplanck Avenue north of Main Street and Rombout Avenue south of Main Street. Three-family residences are clustered in the area around the east end of Main Street. Approximately 4% of the City was occupied by such land uses in 2017.

Multi-Family Residential

The Multi-Family Residential Development category includes structures that have been built or converted into four or more dwelling units, and the various multi-family developments in the City. These residences are generally distributed near Route 9D on the western side of the city (often a consequence of urban renewal) and along former State property along Matteawan Road~~among large parcels on North and South Avenues (Route 9D)~~. Nursing homes are also included in the multi-family category. Multi-Family developments comprise approximately 4% of the City.

Commercial

Retail / Service

The Retail/Service land use category includes a variety of uses, including: retail stores and shopping centers; restaurants; motor vehicle sales, hotels, automobile services and gas stations; and such commercial uses. As shown on the Existing Land Use map, the majority of the commercial development is concentrated along the Main Street corridor, with a smaller cluster on Fishkill Avenue (Route 52). Such uses comprise 36 acres, approximately 1.2% of the City.

Office/Professional

This category includes professional offices, medical offices and banks. Such uses comprise 31 acres, approximately 1% of the total land area in the City. Office uses are generally located on Main Street.

Mixed Use

The Mixed Use land use category includes developments that contain a mixture of uses such as retail/service and multi-family residential on a single parcel of land. Such uses occur together on parcels that total approximately 0.6% of the total land area of the City. Mixed-use buildings are generally located along Main Street.

Industrial

The Industrial land use category consists of manufacturing, storage, warehouse and distribution facilities located within the City. This land use category comprises 72 acres, 2.3% of the land area City. Industrial uses are found on Main Street west of City Hall and on Fishkill Avenue. Some properties formerly designated as industrial, notably along Fishkill Creek, have been redeveloped for other uses (i.e. apartment buildings) and are no longer shown as industrial.

Public Uses

Institutional

The Institutional category includes schools and other educational facilities, hospitals and other health facilities, religious facilities, cemeteries, police and fire protection facilities. These uses comprise almost one quarter of the total land area in the City. While these land uses are distributed fairly evenly throughout the City, there are a few significant uses including the Fishkill Correctional Facility in the northern portion of the City and Dia:Beacon museum south of the train station.

Public Recreation/Open Space

The Public Recreation/Open Space category includes active State and local parks and community recreational areas such as playing fields and courts. These community uses comprise 291 acres of the total land area in the City, or 9.4%. University Settlement Camp, Memorial Park, Riverfront Park and Denning's Point State Park are the largest. The South Avenue Park and Green Street Park are smaller, more centrally located community parks. The Hiddenbrooke Property in the northeast portion of the City is another passive open space owned by the City.

Private Recreation/Open Space

Private recreation includes golf courses and private parks, and specifically includes Southern Dutchess Country Club near I-84, , Scenic Hudson's Long Dock Park and Madam Brett Park. Approximately 77 acres (2.5%) of the City constitutes this land use category.

Utilities

Roads and utilities comprise approximately 449 acres of the City. This includes paved roadways, the Metro-North Railroad right-of-way along the Hudson River and the railroad right-of-way along Fishkill Creek, the sewage transfer center, the closed landfill site, the land south of I-84 owned by the New York State Bridge Authority and a number of other smaller publicly owned utility sites throughout the City.

Vacant Land

This category includes the vacant parcels in the City which are not in use or without permanent improvements. Approximately 13% of the total land area in the City fits into the Vacant land use category. As shown on the Existing land Use map, there are only a few large vacant properties located throughout the City. Specifically, the majority of the vacant land consists of the following properties: land surrounding the Fairview Cemetery, a couple lots south of City Hall, land south of Dia:Beacon, land south of the closed landfill and adjacent to a vacant industrial site, and the Craig House site in the southern part of the City.

LAND USE CHANGES

Dutchess County has experienced rapid population growth over the last five decades, with approximately 100,000 additional residents in the County since 1960. Most of the development associated with this population increase has occurred in the southwest portion of the County surrounding Beacon, while the City itself has maintained a relatively constant population. Suburban growth surpassed the rate of growth in Beacon because the structure of the regional economy shifted from agriculture and mills on relatively small parcels in the 19th and early 20th centuries to an integrated metropolitan economy with industries and large employers located throughout the suburban periphery, where land costs were lower, power was no longer concentrated around sources of hydropower, and transportation was more convenient. Regional commercial centers are generally outside of the City in areas where auto-oriented transportation is more convenient and larger lots allow for large parking areas.

The following items highlight the major changes in development the City has experienced since 1960:

- Urban Renewal: In the mid-1960s, the City experienced a period of "urban renewal" where large swaths of residential housing were town down, the Route 9D arterial was built and Main Street was truncated several blocks from the Hudson River.
- Developed Land: In 1960, 68% of the land area of the City was developed (991 acres were undeveloped); in 2017 87% of the City was developed (408 acres were undeveloped). Recreation areas were included in a different category and not counted as undeveloped land.
- Residential Land: Acreage used for residences (only) more than doubled in this time period, rising from 407 acres (13% of City land) to 1,066 acres (34% of City land).
- Industry: Lands used for industrial purposes have decreased from 159 acres in 1960 to 72 in 2017.
- Recreation: Recreation (public and private) and open space lands comprise almost 400 acres, or 12% of the City. This use has significantly increased since 1970, which had 170 acres, or 5% of the city.
- Commercial Land: Use of commercial land (includes retail, service, office, and mixed use) has slightly increased between 1960 and 2017.

Some of the major land use changes since the prior plan in 2007 include:

- Some properties formerly designated as industrial, notably along Fishkill Creek, have been redeveloped for as multi-family or mixed-use buildings.
- The creation of Scenic Hudson Long Dock Park.
- The creation of two form-based zoning districts, the Linkage (L) District and the Central Main Street (CMS) District.
-

2.2. Existing Zoning

The City's zoning regulations are major influences on development patterns, along with subdivision regulations, the street network and environmental features. Existing land uses by and large conform to the City's zoning map, shown in Figure 2-1 and Figure 2-2. Zoning is the primary land use control device available to the City. Under the current regulations, Beacon has 30 zoning districts, with 15 residential zones, five commercial zones (business and office), two industrial zones, three waterfront districts, two form based districts, and three overlay zones. Table II-2 below contains a summary of the existing zoning in the City of Beacon and the amount and percent of land area associated with each zoning district.

Residential

Single Family Housing

Beacon has six single-family residential zoning districts: R1-120, R1-80, R1-40, R1-20, R1-7.5, R1-5. The districts range in density, as shown in Figure 2-1, permitting homes built on 1/8th acre lots (R1-5) to homes on 3-acre lots (RA-120). In addition to single-family homes, these districts permit religious institutions, schools, libraries, parks, municipal buildings, etc.

Designed Residence District

Beacon has seven Designed Residence zoning designations: RD-7.5, RD-6, RD-5, RD-4, RD-3, RD-1.8, and RD-1.7. The purpose of the Designed Residence districts is to allow a variety of different uses, such as single-, two- and multi-family units, senior housing and conservation and open space. Certain provisions are provided to the Planning Board to assure that the designated common areas for open space are well-designed and will be maintained for the intended purposes.

Multi-family Residence Districts

The City has two multi-family residence districts: RMF-1.5 and RMF-.8. These districts are not mapped for any locations in the City, however, RMF-1.5 residential densities are allowed in mixed use buildings in the CB district.

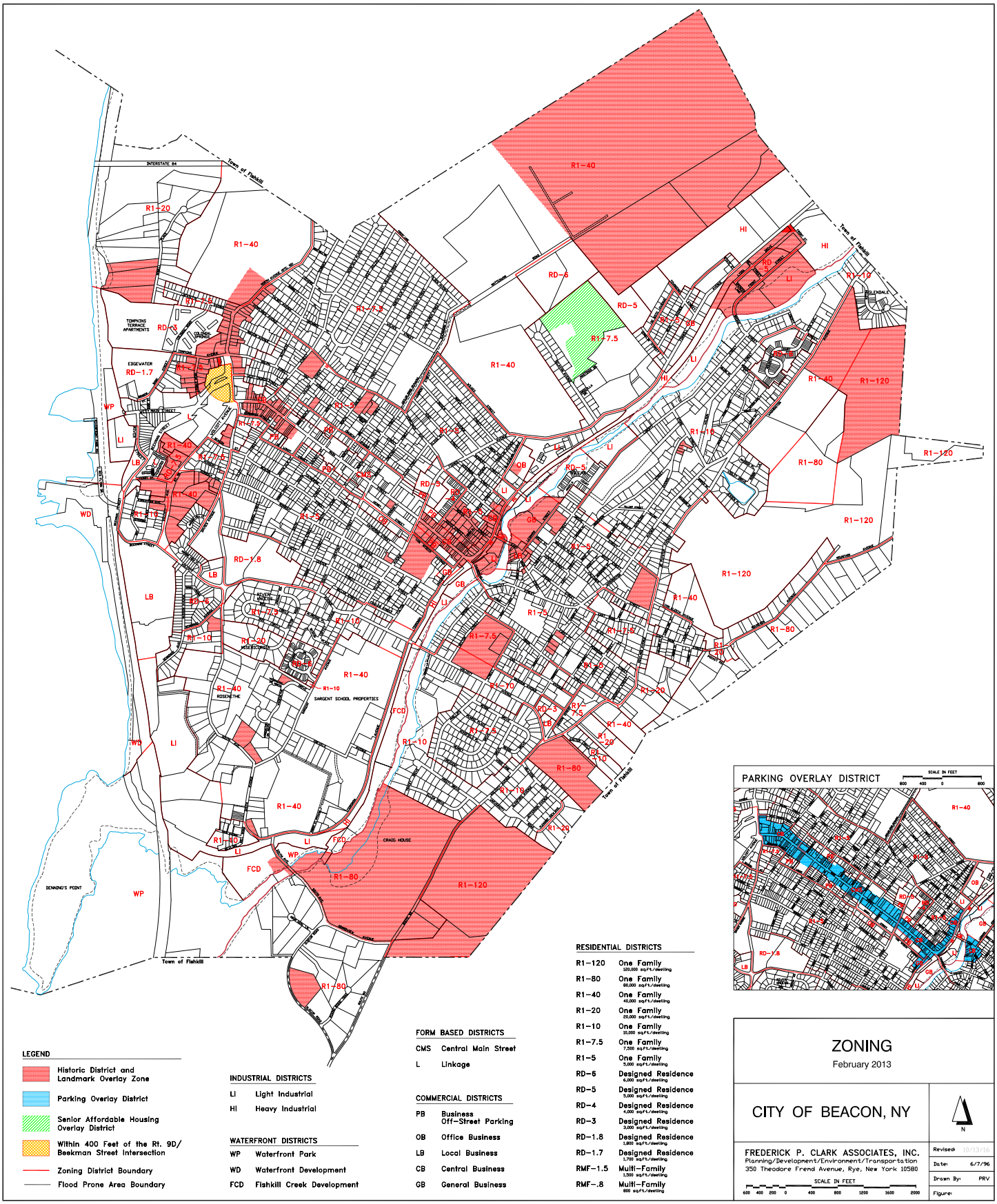

FIGURE 2-2: ZONING MAP

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Table 2-2: Residential Districts

District	Permitted Lot Size	Maximum Height
Single Family Districts		
R1-120	120,000 sq. ft.	2.5 stories, 35 feet
R1-80	80,000 sq. ft.	2.5 stories, 35 feet
R1-40	40,000 sq. ft.	2.5 stories, 35 feet
R1-20	20,000 sq. ft.	2.5 stories, 35 feet
R1-10	10,000 sq. ft.	2.5 stories, 35 feet
R1-7.5	7,500 sq. ft.	2.5 stories, 35 feet
R1-5	5,000 sq. ft.	2.5 stories, 35 feet
Designed Residence District		
RD-7.5	7,500 sq. ft. per dwelling; minimum lot size 2 acres;	3 stories, 35 feet
RD-6	6,000 sq. ft. per dwelling; minimum lot size 5 acres;	2.5 stories, 35 feet
RD-5	5,000 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	3 stories, 35 feet
RD-4	4,000 sq. ft. per dwelling; minimum lot size 2 acres;	2.5 stories, 35 feet
RD-3	3,000 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	2.5 stories, 35 feet
RD-1.8	1,800 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	10 stories, 100 feet
RD-1.71	1,700 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	4.5 stories, 55 feet
Multi-family Residence District		
RMF-1.5	1,500 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	13 stories, 135 feet
RMF-.8	800 sq. ft. per dwelling; minimum lot size 5,000 sq. ft.	13 stories, 135 feet

Commercial

PB Business Off-Street Parking District (PB)

The purpose of this district is to allow for parking lots (by special permit), specifically in areas behind buildings that front on Main Street. In addition to allowing off-street parking for commercial uses on Main Street, the district permits residential uses from the least restrictive adjoining residential district.

OB Office Business District (OB)

This district permits office buildings and off-street parking areas. Restaurants, auto-repair shops and artist studios are allowed by special permit. Uses in the least restrictive adjoining residential district are also allowed. The maximum building height is 35 feet with a floor-area-ratio of 1.0.

[1] Added in 2010

LB Local Business District (LB)

The LB District allows uses permitted in the OB District along with retail stores and gallery/museums. Gas stations, bars, and artist live/work spaces are allowed by special permit. The maximum building height is 35 feet with a floor-area-ratio of 2.0.

CB Central Business District (CB)

The CB District is found along lower Main Street and upper Main Street. The CB District allows uses permitted in the LB District. Residential uses with densities permitted in RMF-1.5 are allowed on upper floors of buildings located on Main Street. The district also allows for a range of commercial uses including theaters, hotels, commercial recreation, colleges and instructional schools. The maximum building height is 35 feet with a floor-area-ratio of 2.0.

GB General Business District (GB)

The GB district allows uses permitted in the CB District in addition to wholesale commercial uses, workshops, and automotive commercial uses subject to special permit. The maximum building height is 35 feet with a floor-area-ratio of 2.0.

Industrial

LI Light Industrial District.

Allows for uses permitted in the CB District (not including residential uses) and workshops, industrial uses using electric power only, and offices. Auto related uses, adult uses, artist live/work spaces and wholesale storage (excluding junkyards) are allowed by special permit. The maximum building height is 35 feet with a floor-area-ratio of 2.0.

HI Heavy Industrial District

The HI District allows for uses permitted in the GB and LI districts and other non-residential uses deemed appropriate by the Board of Appeals.

Form-Based Districts

Beacon adopted two form-based districts in 2013, which have regulations intended to foster predictable built results and a high-quality public realm by using physical form (rather than separation of uses) as the organizing principle. The codes address the relationship between building facades and the public realm, the form and mass of buildings in relation to one another, and the scale and types of streets and blocks. Diagrams are provided to illustrate the appropriate form and scale of desired development. The

guidelines also provide for a simplified and streamlined review process that facilitates redevelopment in accordance with the provisions and the intent of the Comprehensive Plan

CMS Central Main Street District (added in 2013)

The purpose of this district is to "increase the vitality, attractiveness, and marketability of Main Street and the Central Business District by providing more flexibility of land use while maintaining and enhancing urban form as recommended in the City's Comprehensive Plan." Provisions in the code are intended to promote a vibrant public realm with a mix of uses. Residences are allowed on upper floors.

L Linkage District (added in 2013)

The Linkage District was created to implement the general intent of the Linkages Plan developed by the City. Regulations encourage residential development to help support Main Street businesses and to "create a vibrant, economically successful, walkable, and environmentally sustainable connection between Beacon's Central Business District and the train station and riverfront." The district allows residential uses excepting single family units, hotels/inns, artist studios and parks. Retail is allowed by special permit provided the use is less than 5,000 square feet and it is within 400 feet of the Route 9D-Beekman Street intersection. Office and manufacturing uses less than 25,000 square feet near the same intersection are also allowed by special permit.

Waterfront Districts

The three districts promote positive development and revitalization of waterfront areas in a manner consistent with the City's LWRP. The districts permit types and intensities of uses compatible with each districts' waterfront location as well as surrounding land uses. Regulations promote the protection of natural resources at the water's edge, while providing for development commensurate with the public services and facilities in the area.

WP Waterfront Park Zone (WP)

The WP Zone includes the publicly owned lands of Denning's Point and Riverfront Park. Provisions in the district ensure that proposed uses of these areas in the district remain primarily open space uses. The WP Zone allows for park and other recreational facilities that are related to the waterfront (i.e. swimming, fishing, boating and wildlife viewing).

WD Waterfront Development Zone (WD)

The WD Zone includes the privately owned property of the Long Dock Peninsula. The purpose of this district is to "stimulate the revitalization of the City and its waterfront by establishing a well-designed central focus for the City's waterfront area." Regulations encourage a comprehensively planned development at and around the Long Dock Peninsula that will have a high standard of site planning and

architectural design. A high priority is placed on increasing public access to the waterfront. The district allows for land uses consistent with the City's LWRP, including multi-family residential and waterfront commercial uses. All projects would include a waterfront development concept plan which shows the designation of land uses for the development of the Peninsula.

FCD Fishkill Creek Development District (added in 2010)

This district encourages the development/redevelopment of underutilized industrial properties along the Fishkill Creek with a mix of residential and nonresidential uses. The development of greenways for public recreation are encouraged along the Hudson River and Fishkill Creek as well as linkages to trails towards the Hudson Highlands and the slopes of Mount Beacon. Principal uses include apartments and multi-family dwellings, artist live/work spaces, inns, spas, restaurants, small business offices, galleries, community facility buildings, and light industrial uses. A Fishkill Creek development may be a single use, or a mixed use which incorporates various permitted land use elements as part of a comprehensive development plan.

Other Zones

Historic District and Landmark Overlay Zone (HDLO)

HDLO encourages "the protection, enhancement, perpetuation and use of buildings and structures and appurtenant vistas having special historical or aesthetic value which represent or reflect elements of the City's cultural, social, economic, political and architectural history." Exterior alteration of landmarks or properties within the district must obtain a certificate of appropriateness from the Planning Board or a certificate of economic hardship from the Zoning Board. This is not needed for interior alterations, or to architectural features not visible from a public street.

Senior Affordable Housing Overlay (SAHO) District

The SAHO District promotes affordable housing opportunities for seniors through the adaptive reuse of buildings more than 50 years old. A senior affordable housing project may consist of affordable studio/efficiencies, one-bedroom and two-bedroom dwelling units. There only area designated as SAHO is Saint Francis Hospital on Hastings Drive in the northeast portion of the City.

2.3. Land Use and Zoning Goals and Recommendations

GOAL:

Maintain the character of established neighborhoods, protect and preserve sensitive ecological areas and encourage the development of the Central Business District, the Waterfront/Train Station area and underutilized industrial sites along Fishkill Creek.

OBJECTIVES AND RECOMMENDATIONS:

A. Compatible Land Uses and Densities

Land should be distributed in a compatible arrangement so that conflicts between various uses and intensities are avoided and so that harmonious land uses are encouraged to locate near each other.

Regulations:

2.1 Regulate house size in relation to lot size promote housing at a scale that is contextual with established neighborhoods.

2.2 Discourage land subdivisions that will create lots with out-of-scale housing development. Encourage or require clustered housing wherever lots are 20,000 square feet in area or greater.

B. Focus Growth in the Central Business District

Encourage growth in and around the Central Business District, rather than spreading out along Route 9D and Route 52. Focus areas for greater densities should be within the City's central commercial core and the waterfront/train station area.

2.3 In portions of the R1-5 area closest to Main Street, consider reducing setback requirements to allow slightly larger footprints of homes on small lots (generally 50-feet by 100 feet). Current setback requirements limit the footprint of homes, effectively limiting density in an area where there is an important community interest in increasing density.

2.4 Additional recommendations for Main Street are provided in Chapter 4.

C. *Encourage Development of Activity Centers along Main Street*

Work with local business associations to encourage the development of different activity centers along Main Street. Each activity center should feature public open spaces (i.e. a pocket park) and should be served by public transportation.

2.5 Prepare an urban design plan concurrently with zoning amendments for Main Street to coordinate redevelopment and the location of new outdoor public spaces in the central business district.

2.6 Encourage public/private partnerships for the development of both public and private, interior and exterior spaces along Main Street.

2.7 Encourage trolley service along Main Street with stops at activity nodes (see Section 4.2)

D. *Neighborhood Stores*

Maintain and support local shopping areas that serve everyday needs or a distinct market niche. These shopping areas should remain at a small scale so as not to detract from the major commercial centers, and with a design that is harmonious within the neighborhood context.

2.8 Maintain LB (Local Business) Districts as presently indicated; evaluate the costs and benefits of any other isolated local businesses that may be pre-existing non-conforming uses in residential or other zones, and rezone accordingly.

2.9 Consider limiting the square footage of all non-residential uses in the LB District.

2.10 Neighborhood stores should have appropriate design that is harmonious within the existing built fabric.

E. *Waterfront/Train Station Area*

Encourage appropriate development which will improve conceptual and physical connections between Main Street and the waterfront/train station area.

R*ecommendations for the Waterfront and Train Station Area are provided in Chapter 10.*

F. *Brownfield Redevelopment*

Encourage the remediation and development of underutilized former industrial sites which may be polluted, and the adaptive reuse of existing buildings.

2.11 Change the zoning for former industrial sites along Fishkill Creek to allow for residential development or a mix of uses as specified in the Future Land Use Plan.

G. Regulation of Development

All development should be of high architectural quality and should be related to the scale and pattern of the existing built environment. The City shall maintain strong enforcement of building codes and improve regulatory standards for architectural design. The City shall also encourage high environmental standards for construction of new buildings and retrofitting of existing buildings.

2.12 The current standard of "not too similar, not too dissimilar" is not adequate. Revise Chapter 86 of City Code to establish clear, more objective standards which relate to the Secretary of the Interior's standards for Rehabilitation (which are the basis for tax credits). These include the following excerpt from Standard #3, "each new property shall be recognized as a physical record of its own time, place and use." New construction should respect its neighbors with regards to setback, orientation, scale, and proportion; massing, height, details and rhythm, however new and innovative design shall be encouraged when said design respects the aforementioned principles. These guidelines have been established in the CMS and L zoning districts. Detailed and descriptive guidelines shall be developed for Main Street, where more similarity is important, and made available through a publicly accessible format via the Beacon city website, the Planning Board, and/or a Building Department handout, resulting in more predictable and efficient applications.

2.13 Amend the Code to specify that applications involving only changes of use from a more intense use of land to an equal or less intense use of land should be reviewed by the Building Department when proposed in particular areas, such as in the Central Business District. Alternatively, the City could amend the Code so that applications meeting criteria such as described above could be processed by the Planning Board without holding a public hearing.

H. Implement land use regulations that promote sustainability.

2.14 Encourage new development to adhere to LEED and LEED Equivalency standards.

2.15 Increase permeable surfaces through green infrastructure projects (e.g. green roofs, rain gardens, permeable pavers, and bioswales).

2.16 Reduce stormwater run-off from all municipal owned grounds and structures.
Review floodplain development regulations in light of sea level rise projections.

Section 3: Population and Residential Development

The homes of Beacon, whether single-family or multi-family, renter- or owner-occupied, provide the social and physical context for daily living, and the foundations for the City's economy. This chapter provides an analysis of the state of residential development in the City, and goals, objectives, and recommendations for preservation and development. Also, by examining the population of Beacon, this chapter involves not just an accounting of the total number of people living in the City, but also an analysis of the demographics of the City, including the numbers of people in different age groups, racial and ethnic groups, and economic groups. The analysis of demographic trends helps us understand where the City has been and where it is going.

3.1. Demographic Conditions and Trends

The City's population has remained relatively stable over the past eight decades, while rural communities in Dutchess County grew rapidly following the 1950s, and the population of nearby cities fell dramatically for several decades, rebounding somewhat in the past two decades. The City's current population of 14,347 is slightly more than its 1950 population of 14,012. Beacon's population has been increasing slowly but steadily since 1980. As seen in Table 3-1, the City's population increased by 10.9 percent from 1980 to its population of 14,347 in 2015. This growth rate outpaced some of its neighbors, including the City of Poughkeepsie (+2.1%) but has been slower than growth in the City of Newburgh (+20.7%).

Table 3-1: Population of the City of Beacon & Surrounding Communities, 1980 to 2015

Year	City of Beacon	City of Newburgh	City of Poughkeepsie	Town of Wappinger	Town of Fishkill
Population Count					
1980	12,937	23,438	29,757	26,776	15,506
1990	13,243	26,454	28,844	26,008	17,655
2000	~~14,810~~13,808	28,259	29,871	26,274	19,256
2010	14,599	28,866	31,045	27,048	23,049
2015	14,347	28,290	30,371	N/A	N/A
Percent Change					
1980-1990	+2.4%	+12.9%	-3.1%	-2.9%	+13.9%
1990-2000	+~~11.8%~~4.3	+6.8%	+3.6%	+1.0%	+9.1%
2000-2010	+~~-1.4~~5.7%	+2.1%	+3.9%	+2.9%	+19.7%
2010-2015	-1.7%	-2.0%	-2.2%	N/A	N/A
1980-2015	+10.9%	+20.7%	+2.1%	N/A	N/A

Source: US Census Bureau, Decennial Censuses & 2015 Annual Resident Population Estimate.

The population data does not account for recent development in the City, which includes approximately 500 units built in 2016 and 500 units planned for 2017. This growth will be shown in 2020 Census data. Population forecasts provided by ESRI[2] show that Beacon will continue attract new residents in the near future. It is anticipated that over the period from 2010 to 2021, Beacon will add 1,455 residents, a gain of 10 percent. As seen in Table 3-2 the projected population growth is larger than those of its neighbors.

Table 3-2: Population of the City of Beacon & Surrounding Communities, 2010-2021

Year	City of Beacon	City of Newburgh	City of Poughkeepsie	Town of Wappinger	Town of Fishkill
2010 (historic)	14,599	28,866	31,045	27,048	23,049
2021 (forecasted)	16,054	30,473	31,964	28,265	23,600
Change, 2010-2021	+10.0%	+5.6%	+3.0%	+4.5%	+2.4%

Source: US Census Bureau, 2010 Decennial Census & ESRI Population Forecasts, 2021.

Age

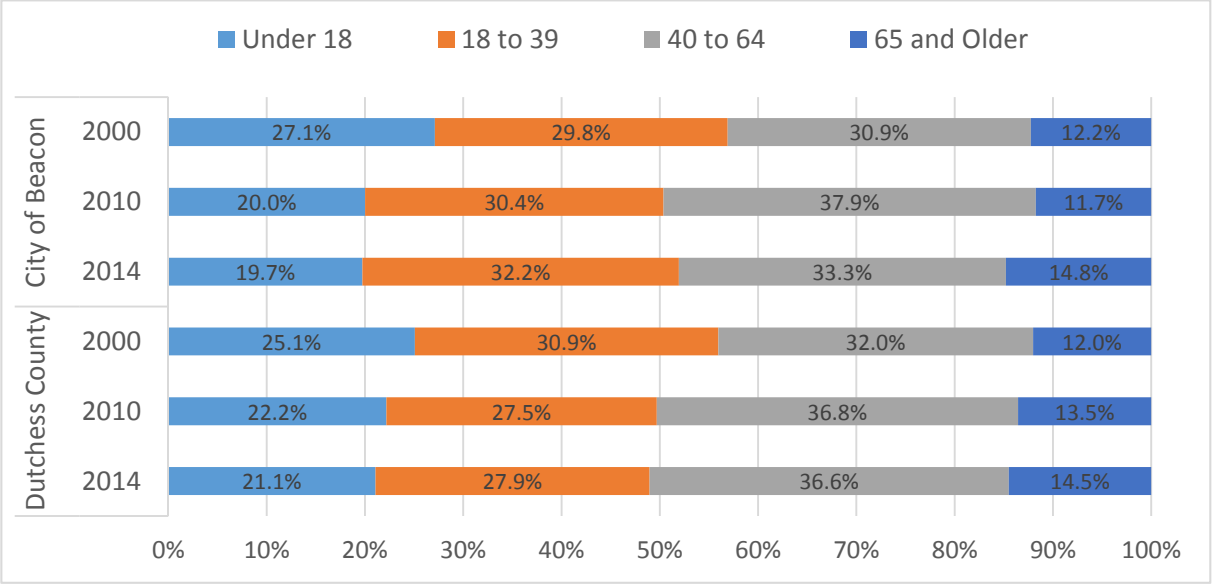
Like the rest of the County and the State, Beacon has seen increases in the size of its senior population. Between 2000 and 2014 the median age of Beacon residents increased by 2.3 years from 36.4 to 38.7. Beacon residents remain slightly younger than Dutchess County residents as a whole, which had a median age of 40.8 in 2014. The share of seniors aged 65 or older increased in both the City of Beacon and Dutchess County, from one-in-eight to one-in-seven residents.

As seen in Chart 3-1, the population of residents under the age of 18 has fallen in the past five years. Roughly one-fifth of both residents in the County and in Beacon were under age 18 in 2014, down from more than a quarter in 2000. The share of the supportive or working age population (aged 18-64) in Beacon climbed almost 5 percentage points to 65.5 percent of the population. In terms of economic and fiscal health, this type of growth ensures a large labor force capable of paying local taxes and improvements in public services.

Decennial Census data and ESRI population forecasts (see Chart 3-2) suggest that Beacon will continue its recent trend of attracting early stage families and young adults aged 18 to 39 in addition to empty nesters and seniors aged 55 and older through the next five years. The share of youth under age 18 and the population aged 40 to 54 are both expected to decrease. The declining population under 18 means that there will be fewer school children and less pressure to expand school facilities.

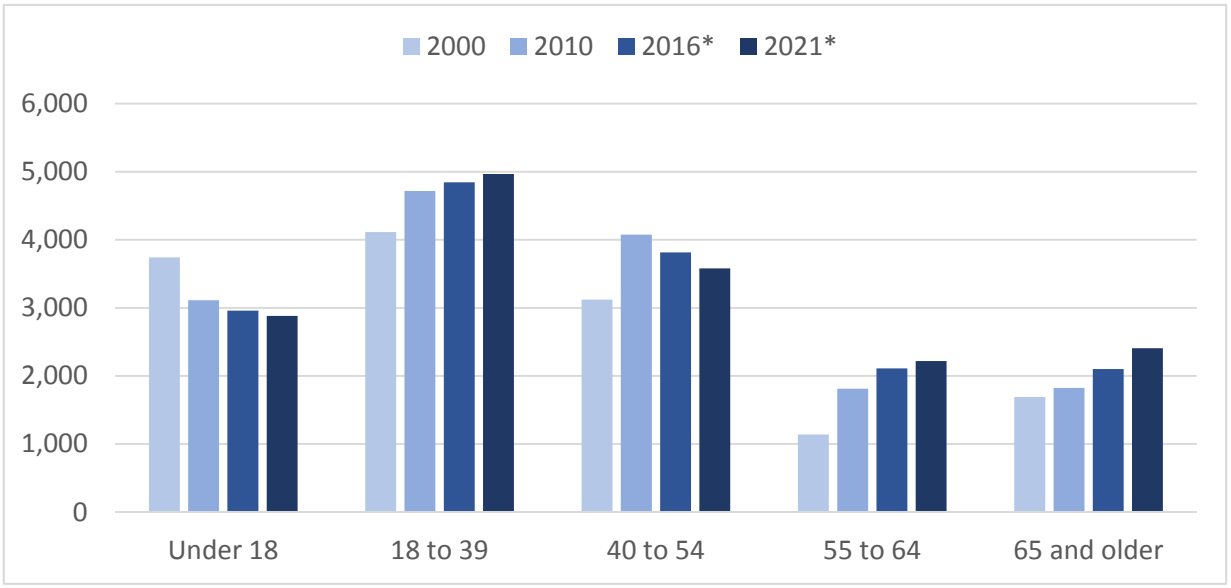
[2] ESRI population forecasts are prepared for household and group quarters populations using the 2010 Decennial Census as a base year with annual updates informed by county-to-county migration data from the IRS, building permits and housing starts, plus residential postal delivery counts. Additional data inputs on household change are obtained from Experian and Metrostudy, a Hanley Wood company, in addition to several ancillary sources.

Chart 3-1: Population by Age Cohort, 2000-2014



Source: US Census Bureau, Decennial Censuses & ACS 2010-2014 5-Year Estimate.

Chart 3-2: Historic and Forecasted Population by Age Cohort, City of Beacon, 2000 to 2021



Note: (*) ESRI Population Projections

Source: US Census Bureau, 2000 & 2010 Decennial Censuses, ESRI 2016 & 2021 Population Projections

Race-Ethnicity

The demography of the City has changed over the years, and Beacon has become more ethnically and culturally diverse. In 2014 the City of Beacon was more diverse than Dutchess County; just over half of the population identifies as White non-Hispanic (56.9%) compared to 73.5 percent of Dutchess County residents overall. As shown in Table 3-3, Hispanics are the most prevalent minority group at 20.2 percent of the total population in Beacon, followed by Black or African American Non-Hispanic residents at 17.3 percent.

Table 3-3: Population by Mutually Exclusive Race-Ethnicity, City of Beacon, 2000 to 2014

	Count			Change	
	2000	2010*	2014	2000-2010	2010-2014
Total population	13,808	14,599	14,437	+12.6%	-7.1%
White, non-Hispanic	8,377	7,828~~8,333~~	8,211	-0.5%	-1.5%
Black or African American, non-Hispanic	2,556	3,036~~3,232~~	2,494	+26.4%	-22.8%
Asian/Other, non-Hispanic	232	333~~355~~	312	+53.0%	-12.1%
Two or more races, non-Hispanic	309	378~~402~~	499	+30.1%	+24.1%
Hispanic or Latino	2,334	3,024~~3,219~~	2,921	+37.9%	-9.3%

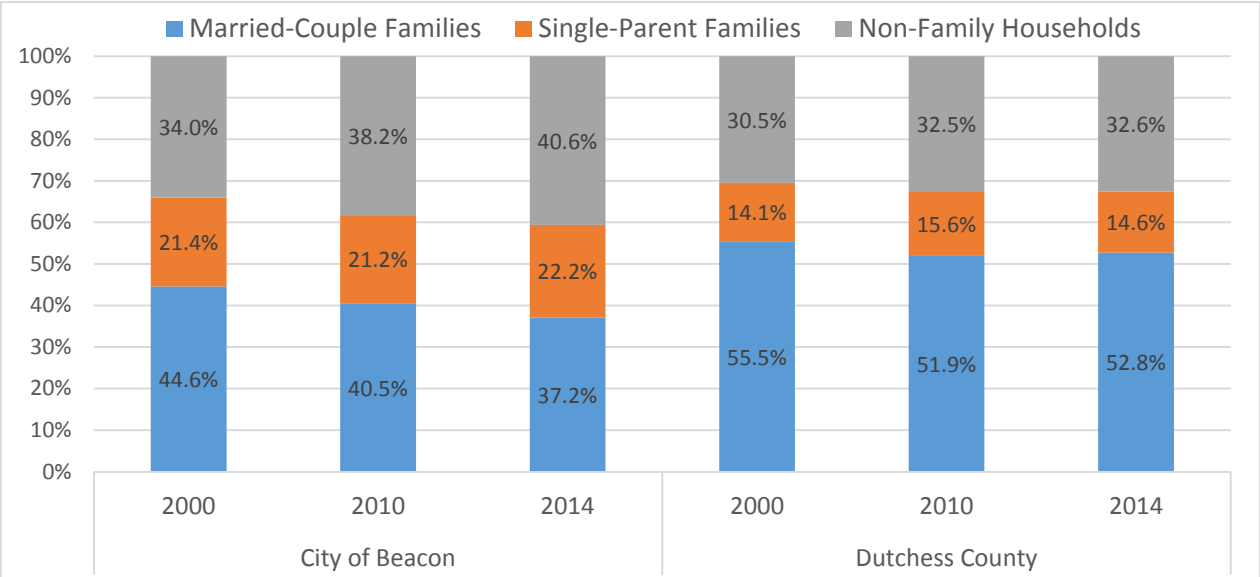
Note: (*) Race and ethnicity population estimated for 2010 by Urbanomics based on the 2010 Decennial Census and following population count revision released by the US Census Bureau on 10/22/2012.

Source: US Census Bureau, 2000-2010 Decennial Censuses & ACS 2010-2014 5-Year Estimate.

Household Formation

The number of households in Beacon has increased approximately seven percent from 2000 to 2014, which is comparable to household gains for Dutchess County. Much of this growth in the City can be attributed to increased non-family households, including people who live alone or who share their residence with unrelated individuals. Over the 15-year period, these types of households increased in number by 27.8 percent while traditional married-couple families have decreased by 10.7 percent. Single-parent households increased by just over 10 percent. The share of Beacon households with children has dropped from 38.0 to 29.1 percent from 2000 to 2014, mirroring a similar decline in the County. If these trends continue over the long-term, demand for housing will expand even if the population decreases.

Chart 3-3: Distribution of Households by Type, 2010-2014



Source: US Census Bureau, 2000-2010 Decennial Censuses & ACS 2010-2014 5-Year Estimate.

Educational Attainment

As the City of Beacon's economy has increasingly diversified beyond manufacturing and embraced the creative economy, the share of highly educated residents has proliferated. Since 2000, the City of Beacon has experienced a steady gain in the number of residents aged 25 or older with a college degree or higher. At the same time, the number of residents with less than a high school diploma has fallen sharply. As a share of the population aged 25 or older, residents with four years of college or more increased from 18.8 percent in 2000 to 30.5 percent in 2014 while those without a high school diploma fell from 22.4 percent to 12.1 percent.

Labor Force Participation

According to the US Census Bureau, from 2000 to the 5 year period from 2010 to 2014[3], Beacon's labor force expanded by 1,208 workers, an increase of 18.7 percent. Relatively speaking, this gain was larger than that experienced at the County level and was largely driven by an influx of minorities and millennials seeking employment. As job growth failed to keep up with population growth, the unemployment rate rose during this period from 5.7 percent in 2000 up to 11.5 percent in 2014. The labor force participation rate peaked in 2010 at 65.3 percent then edged down to 63.0 percent in 2014.

[3] The Census Bureau's American Community Survey trends are drawn from estimates over two 5-year periods, 2006 to 2010 and 2010 to 2014, showing the change in economic conditions prior to and following the 2007-2009 recession.

Household Income

Beacon experienced declines in the number of households at both the upper and lower tiers of the income spectrum from 2006 to 2014,[4] a sign that wealth has increased primarily among upper middle-class households.[5] The drop among those middle-class households earning $50,000 to $99,999 (Shown in Table 3-4) suggests that middle income households may have found themselves priced out of a once highly affordable city as housing prices have surpassed gains in income.

Table 3-4: Households by Annual Household Income, City of Beacon & Dutchess County, 2010-2014

	2010		2014		Change, 2010-2014	
	Dutchess County	City of Beacon	Dutchess County	City of Beacon	Dutchess County	City of Beacon
Total households	106,952	5,789	106,898	5,452	-0.1%	-5.8%
Less than $50,000	37,605	2,541	36,668	2,374	-2.5%	-6.6%
$50,000 to $99,999	36,298	1,896	34,107	1,584	-6.0%	-16.5%
$100,000 to $149,999	19,512	922	19,655	1,042	+0.7%	+13.0%
$150,000 to $199,999	7,737	222	9,040	345	+16.8%	+55.4%
$200,000 or more	5,800	208	7,428	107	+28.1%	-48.6%

Source: US Census Bureau, ACS 2006-2010 and 2010-2014 5-Year Estimates.

From 1999 to 2014, the City of Beacon and Dutchess County's median household income climbed by 39.9 percent and 36.5 percent, respectively (see Table 3-5). This does not consider the effects of inflation over time. In both areas, the adjusted median household income failed to keep up to pace with inflation, decreasing by 1.5 and 3.9 percent respectively.[6]

Table 3-5: Median Household Income (Unadjusted), 1999-2014

	Median Income			Percent Change	
	1999	2010	2014	2000-2010	2010-2014
City of Beacon	$ 45,236	$ 60,987	$ 63,284	+34.8%	+3.8%
Dutchess County	$ 53,086	$ 69,838	$ 72,471	+31.6%	+3.8%

Source: US Census Bureau, 2000 SF3, ACS 2006-2010 & 2010-2014 5-Year Estimates.

[4] The Census Bureau's American Community Survey trends are drawn from estimates over two 5-year periods, 2006 to 2010 and 2010 to 2014, showing the change in economic conditions prior to and following the 2007-2009 recession.

[5] It should be noted that the Census Bureau measurement of money income does not reflect income-producing investments such as stocks, bonds, or income from rental property which could substantially elevate the upper income bracket affluence.

[6] According to the Bureau of Labor Statistics, annual inflation in the New York area, measured as the monthly price of urban food and services, rose 42 percent over the period from 1999 to 2014.

3.2. Housing Conditions and Trends

Housing Supply

The City of Beacon has experienced a steady gain in housing development since 2000 (see Table 3-6), adding 456 units from 2000 to 2014 (+8.4%). Dutchess County added 12,745 units over that period, a gain of 12 percent.

According to the Census Bureau's Building Permit Survey, Beacon's Buildings Department issued 434 building permits for new units from 2000 to 2015 of which just over half (53.5%) were issued for single-family homes. Multifamily housing accounted for the remainder of building permits including four permits for buildings with 3-4 units and 198 permits for buildings with 5+ units.

Table 3-6: Housing Supply

	Count			Percent Change	
	2000	2010	2014	2000-2010	2010-2014
City of Beacon	5,406	5,715	5,862	+5.7%	+2.6%
Dutchess County	106,103	118,638	118,848	+11.8%	+0.2%

Source: US Census Bureau, 2000-2010 Decennial Censuses & ACS 2010-2014 5-Year Estimate.

Vacancies and Tenure

According to the US Census Bureau's American Community Survey, rental vacancy rates fell from 7.4 percent to 5.5 percent from 2010 to 2014, a sign that rental markets are strengthening with moderate growth in rents. ~~rental markets are somewhat weak with little growth in rents~~. These rates were slightly less than the County as a whole. Since 2000, the homeowner vacancy rate in Beacon has remained very low, falling below 1 percent in 2014, a sign that homeowner turnover is minimal and homeowner values are rising sharply. Census data show that from 2000 to 2014, there was absolute and relative growth in renter households as well as reductions in the number of homeowner households in the City. If current trends continue, rental households will likely become the majority over the next decade.

Units in Structure

Regionally, single-family housing remains the dominant form of residential development, though in the last few years, it has become slightly less common as multi-family housing construction has increased. In Beacon, since 2000 the share of single-family homes has dropped by approximately 4 percent (to 55.7 percent) while the share of multi-family units increased by 4 percent (to 44.2 percent). In Dutchess County, the share of single family housing units saw a minimal decline of just a single percentage point. In terms of actual units, single-family homes in Beacon increased by 42 units (+1.3%) as multi-family housing expanded by 422 units (+19.4%). Despite a gain in multi-family housing, the City of Beacon has

largely maintained its small city character, largely due to the expansion of moderate-density residential buildings.

Housing Costs

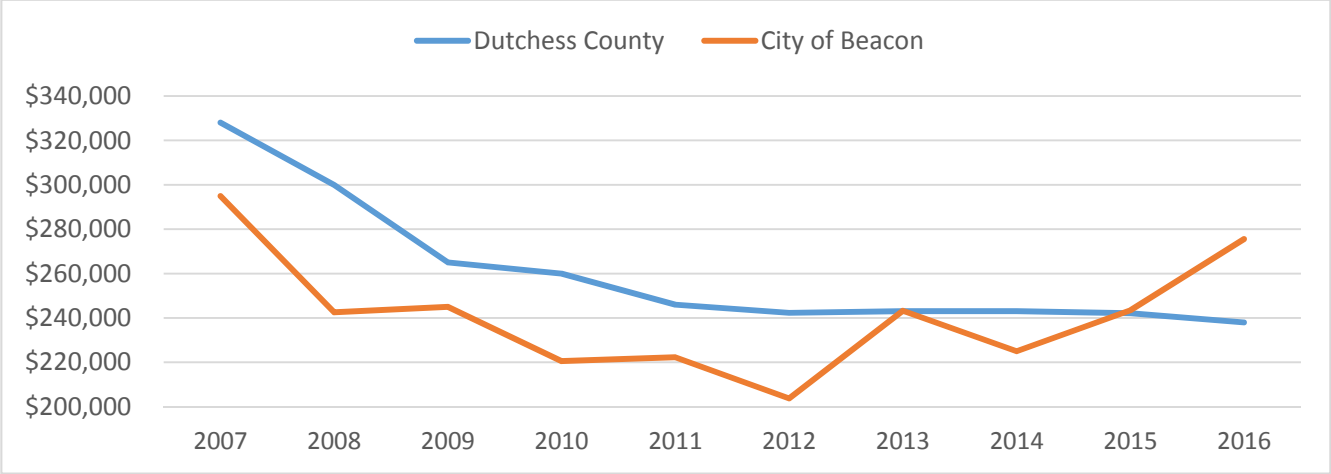
Housing costs in both Beacon and Dutchess County far exceeded the 42 percent rise in national inflation (or national average consumer price index for urban consumers) over the period from 1999 to 2014. Among renter households, the median cost of housing, including both rent and utilities, increased by roughly 60 percent in both the City and the County, an 18 percent rise beyond inflation. For homeowners, those with a mortgage saw housing costs rise by 62.8 percent in the County and 76.8 percent in Beacon while those without mortgages saw housing costs increase by 83.3 percent in Dutchess County and 81.2 percent, nearly double the rise in inflation. By 2014, housing costs in Beacon had risen to levels close but slightly less than those in Dutchess County. Median monthly rental payments reached $1,061 in Beacon compared with $1,124 in the County while monthly housing costs for mortgage holders reached $2,109 in Beacon, $167 less than those housing costs in the County.

According to Houlihan Lawrence, a leading realty services firm in the region, median single family home sales prices in the City of Beacon have been on the rise from a 10-year low in 2012 of $203,723 (see Chart 3-4) while home sales in Dutchess County have steadily declined since 2007. The City has historically maintained lower housing prices than the County, but that trend started to change in 2013 when median home sales were equal in both areas. By 2016, Beacon had a higher median sales price than the County for the first time since 2007 ($275,525 in Beacon compared with $238,000 in Dutchess County). While neither the City of Beacon nor the County have fully recovered from the recession of 2007-2009, single-family housing prices in Beacon remain just 6.6 percent below 2007 levels, while prices in the County are down 27.4 percent.

Affordability

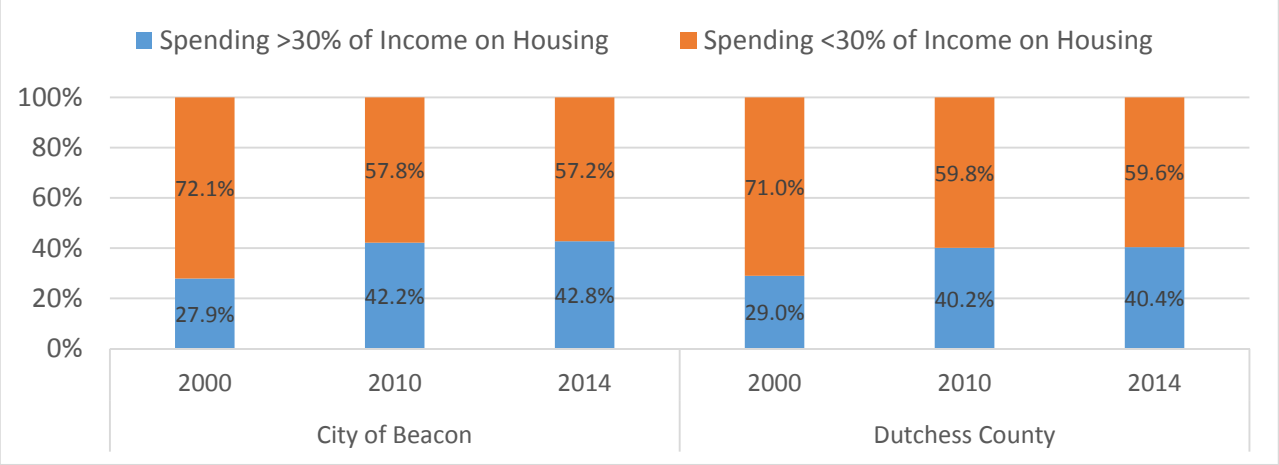
While the national economy has greatly improved since the financial crisis of 2007-2008, housing affordability continues to be a major cause for concern in the region. In both the City of Beacon and the County, the share of households that spend more than 30 percent of their income on costs, such as mortgage or rent payments and utility bills, an indicator of housing cost burdened households, has remained largely unchanged over the period from 2010 to 2014 (see Chart 3-5). The share of cost burdened households remains high, accounting for 42.8 percent of Beacon households in 2014, up from 27.9 percent in 2000. This trend was also seen in Dutchess County, signifying that the regional supply of affordable housing remains low and largely unchanged in recent years. The long-term growth in housing-cost burdened households is likely a result of reduced household income due to changes in the regional economy.

Chart 3-4: Median Single Family Home Sales Price, 2007-2016



Source: Houlihan Lawrence and MHMLS, 2016.

Chart 3-5: Housing Cost Affordability, 2000-2014



Source: US Census Bureau, 2000 SF3, ACS 2006-2010 & 2010-2014 5-Year Estimates.

3.3. Population and Residential Development Goals and Recommendations

This sections provides goals, objectives and recommendations for preservation and development of residential housing. These goals were informed not only by an analysis of the state of housing, but through public outreach and discussion of issues and needs. A public survey completed for the 2007 Plan showed that Beacon residents favor single-family homes on mid-sized lots, as well as homes for seniors and homes for low- and moderate-income residents. Many people participating in the visioning workshops for the 2007 Plan valued Beacon's diverse population, including cultural, racial, and economic diversity. Both newcomers and long-term residents stressed the importance of the affordability of housing in Beacon as a factor for choosing to live in the City. Participants expressed a desire for affordable housing with high standards of architectural quality, for both single-family and multi-family types of housing. Many felt that there should be a City-wide housing policy encouraging or requiring affordable/workforce housing in all areas of the City.

Workshop participants felt that new single-family housing in the City has been too large and out of scale with the character of the adjacent areas and the City as a whole. Many agreed that housing density on and near Main Street should be increased, particularly in the area between Elm and Teller; participants felt that more people living in the vicinity of Main Street would help ensure the economic vitality of Main Street. Some participants also wanted to see denser residential development around the train station. Finally, some workshop participants expressed a belief that there continued to be an unmet demand for artist live/work space.

Part of the 2017 Comprehensive Plan Update included a public workshop that asked participants to reflect on goals adopted in the 2007 Comprehensive Plan. Participants strongly agreed with promoting housing that maintains the scale and pattern of the existing built environment with high architectural qualities. Participants were also supportive of the idea of developing an urban design plan for Beacon's waterfront and the area around the train station. Participants also supported developing housing affordable to residents who were raised in Beacon and ensuring affordability for the growing artist community in the City.

The Plan's recommendations, listed below, will guide future development in areas that can feasibly accommodate residential growth, while preserving natural, historic and cultural resources. They will help meet the demand of alternative housing options for Beacon's growing workforce and senior populations and protect existing housing stock, helping to preserve the City's quality of life and character.

GOALS:

The City, through its zoning and other policies should:

1. **Strive to maintain a variety of housing opportunities that are accessible to a wide variety of income levels;**
2. **Preserve the existing density and settlement pattern of established neighborhoods;**
3. **Encourage housing development at relatively greater densities within and adjacent to the central business district and the Waterfront/Train Station area;**
4. **Encourage residential development of vacant and underutilized former industrial sites; and**
5. **Ensure continued racial, ethnic, age and economic diversity of the population through encouraging a wide range of housing choices.**

OBJECTIVES AND RECOMMENDATIONS:

A. Variety of Housing and Diverse Income Levels

Housing should be provided across a wide range of size, type and character, and should be provided for all income levels.

3.1 Ensure that City taxing methods do not unduly burden existing moderate-income homeowners and those on fixed incomes. The City should periodically compare taxes for a sample of properties with incomes in various brackets. If taxes are found to be unduly burdensome, the City should focus on alternative sources of tax revenue, such as expanding the base of commercial properties, or other revenue-generating sources.

3.2 Encourage the provision of work/live housing to support the bourgeoning artist and craftsman community in the City.

3.3 Study where to encourage or require a percentage of privately constructed affordable/workforce housing as a portion of market-rate development. Zoning regulations should be adjusted according to the capacities of the market to produce such housing, as well as the infrastructure capacities of the city and consideration of neighborhood character.

3.4 Provide incentives, such as increased density, for including affordable housing as defined in residential development projects. All affordable housing units so constructed should be consistent with the exterior architectural quality of market-rate housing in the same development, and may be smaller in size, so long as they are similar in exterior appearance to market rate housing. The City currently requires 10% workforce housing in developments with 20 or more units. The City is also in the process of developing new recommendations and regulations that support affordable housing.

B. Senior Housing

Encourage the development of age-restricted housing, senior housing and assisted living facilities to meet the needs of the City's senior population.

3.5 Actively encourage housing types frequently preferred by seniors, such as flats and townhomes with master bedrooms on the same floor as kitchens, dining areas, and living rooms.

3.6 Encourage senior housing in locations near transit.

Section 4: Commercial, Office and Industrial Development

This section looks at the location and type of retail, office, and industrial development and other activities. Existing economic conditions, such as employment trends and labor resources, as well as growth trends and regional context are also covered.

The traditional settlement pattern of the City naturally focuses transportation, social activity and economic activity along the spine of Main Street, and as such, it is the most important civic space in the City. Economic development is important to the continued revitalization of Main Street, for the development of good jobs, for the production of a satisfactory variety of goods and services, and for a strong tax base that can reduce pressure on residential property taxes.

The key areas that drive economic activity in the City include Main Street, which is made up of different segments with very different characteristics (e.g., the East, Central and West Main Street); the City's natural resources, including the waterfront and Mount Beacon which provide tourism opportunities; the concentration of industrial buildings along Fishkill Creek, many of which are potentially suitable for restoration or redevelopment; Dia:Beacon and other cultural assets that have positioned Beacon as a major regional tourist destination and a center for the arts and industry; and Beacon's transportation assets, including the Metro-North station. Not to be lost is the positive impact that the schools, libraries and various non-profit partners play in Beacon's resurgence. All of these elements are significant factors in the future economic development and health of the City of Beacon.

4.1. Local Business Trends

Establishment Trends

According to the US Census Bureau's Economic Survey, Beacon added 40 additional firms (20% increase) over the period from 2007 to 2012 as revenues expanded from $210.5 million to $236.6 million. All of the sectors aside from the Real Estate sector expanded, with the largest gains in retail, manufacturing; information; administration, support, waste management and remediation services.

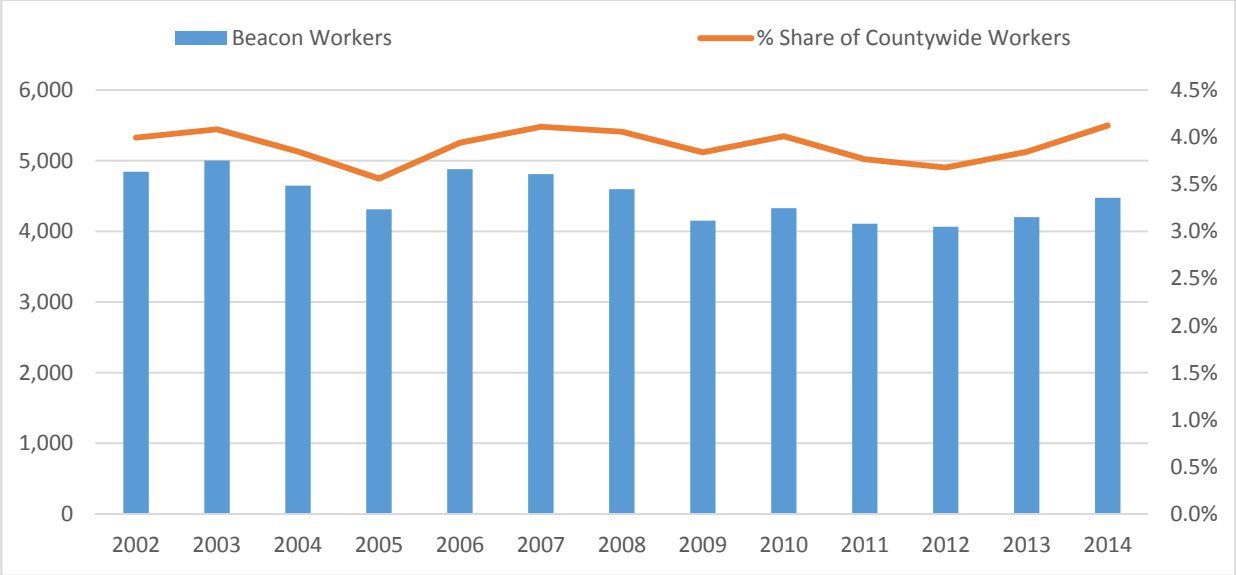
Employment Trends

Over the period from 2002 to 2014, the number of jobs within the City of Beacon hovered around 4,000 to 5,000 in total, falling from 4,845 to 4,151 from 2002 to 2009, then increasing to 4,475 by 2014 (see Chart 13). Since 2007, the City of Beacon lost 7 percent of its jobs (-335), slightly less than the relative

rate of job losses in Dutchess County (-7.3%). Beacon experienced major job losses in 2003 and 2004, unaffected by Countywide trends, and saw employment levels reach a 12 year low in 2012 followed by moderate growth from 2012 to 2014(+10.1%).

During the recent recovery from 2012 to 2014, job gains were highest among higher-income workers. Over this period, job gains among workers 25 years or older were highest among those with 1-4 years of college (43.6%) followed by workers with a Bachelor's degree or higher education (25.7%) with less than a high school education (16.2%) and those with a high school education (14.5%). These demographic trends among recent hires suggest that that the City of Beacon's employment base is becoming increasingly both higher educated and better paid, all signs that the City is becoming more oriented toward a service economy.

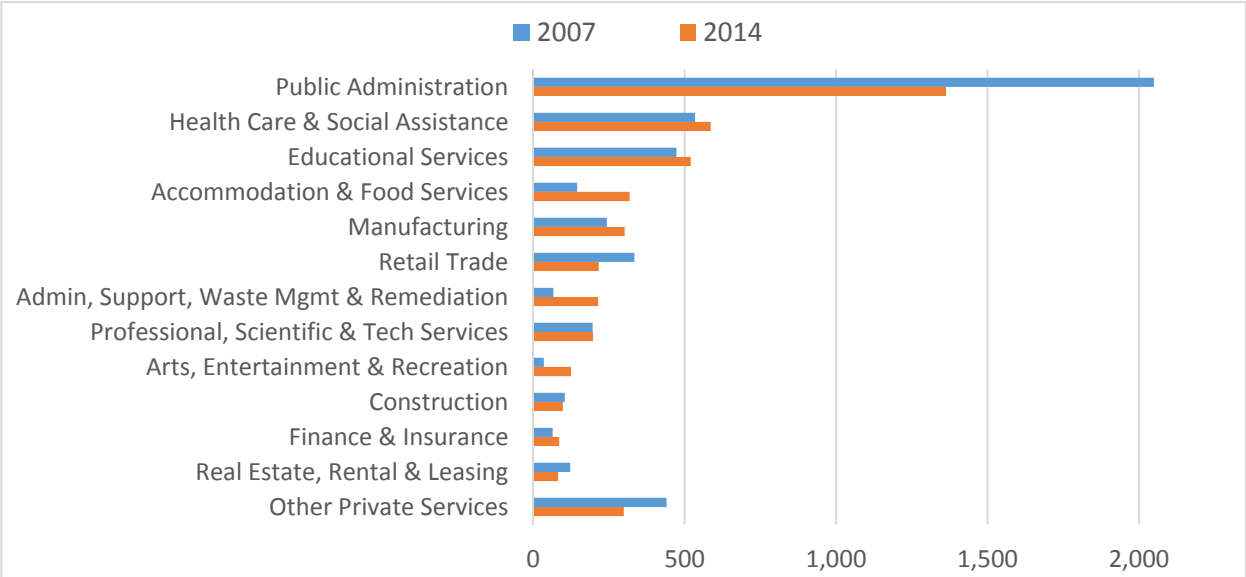
Chart 4-1: City of Beacon Workers and Share of Countywide Workers, 2002-2014



Source: US Census Bureau, LEHD Program & QCEW.

In 2014, Public Administration remained the largest industry sector in the City with 1,363 jobs, though the industry lost 686 workers from 2007 to 2014 (see Chart 14), mirroring a trend among government agencies across the nation in response to a reduced tax base following the 2007-2009 recession. Aside from Retail and Construction which also both suffered job losses, eight of the City's 10 largest industry sectors all experienced job gains.

Chart 4-2: City of Beacon Workers by Industry Sector, 2007 & 2014



Source: US Census Bureau, LEHD Program & QCEW.

Retail Trends

According to the Census Bureau's Economic Census (see Table 8), the City of Beacon saw growth in the retail sector from 2007 to 2012, with the addition of three establishments, growth in revenues from $128,623,000 to $144,552,000 and employment increasing from 246 to 250 workers.[7] Estimates of the retail sector by ESRI and InfoGroup provide a more up-to-date and detailed view of the industry. These estimates show that the retail sector is diverse including a broad selection of convenience and luxury goods.

[7] Given the small size of the economy, data for several retail subsectors were withheld due to privacy concerns.

Table 4-1: City of Beacon Estimated Retail & Food Establishments, 2016

	Firms	
	Count	Percent
Total	149	100.0%
Food Services & Drinking Places	52	34.9%
Retail Trade	97	65.1%
Motor Vehicle & Parts Dealers	9	6.0%
Furniture & Home Furnishings Stores	4	2.7%
Electronics & Appliance Stores	7	4.7%
Building Material & Garden Equipment & Supplies Dealers	1	0.7%
Food & Beverage Stores	15	10.1%
Health & Personal Care Stores	11	7.4%
Gasoline Stations	4	2.7%
Clothing & Clothing Accessories Stores	11	7.4%
Sport Goods, Hobby, Book, & Music Stores	5	3.4%
General Merchandise Stores	4	2.7%
Miscellaneous Store Retailers	24	16.1%
Nonstore Retailers	2	1.3%

Source: ESRI & InfoGroup, 2016

Gaps Analysis of Retail and Restaurant Activity

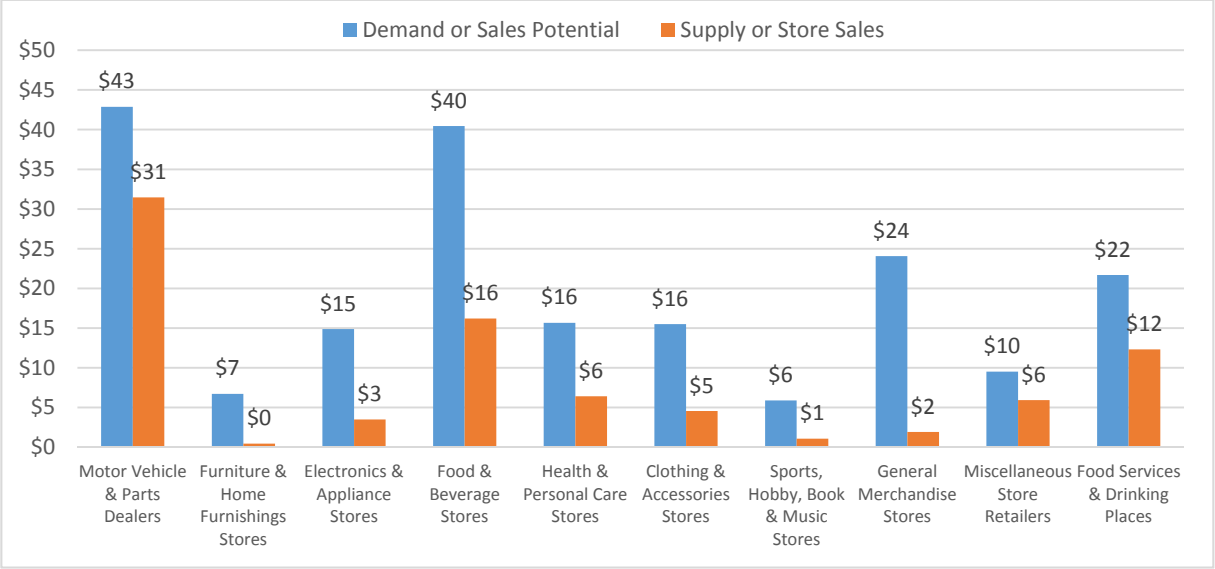
The total value of Retail Trade and Food Services sales in the City of Beacon was estimated at $90.1 million in 2016.[8] The demand, or retail sales potential estimated by the market size and disposable income of the resident community was $223.2 million. Therefore, the local supply or retail sales falls short of demand or retail sales potential by $133.0 million. This deficit suggests that the volume of retail and restaurant activity in the City is less than half that of local demand. Since this analysis does not account for demand from non-residents including visitors to Dia:Beacon and Mt. Beacon, actual demand is likely far greater, especially among restaurants and drinking places.

As the City's retail sector is concentrated along Main Street in the form of traditional storefronts, much of Beacon's retail sector is structured to serve the local community. At the same time, Dia:Beacon, the nation's largest contemporary arts museum, has been largely responsible for the City's transformation as a top destination for the arts in the Hudson Valley with 105,000 annual visitors in 2015. The weekenders and tourists that are drawn both to Dia and Mt. Beacon (roughly 30,000 visitors annually) as well as the city's transplant population of musicians, writers, artists, and art-enthusiasts strongly support the city's large concentration of art galleries, cafes and restaurants.

[8] Source: ESRI Retail MarketPlace Profile & InfoGroup, 2016

Just two store types exceed local demand in Beacon: Alcoholic Drinking Places as well as Beer, Wine and Liquor Stores. Together, sales at these establishments exceeded local demand by $493,500 or 13.8 percent, likely the result of both regional tourism and weekend visitors from surrounding communities. All other store types have unmet demand. It is likely that this demand is being met in neighboring towns with shopping centers along high traffic roads where accessibility is strong such as in the Town of Fishkill at the Dutchess Mall (580,000 SF), Hudson Valley Towne Center (100,000 SF), Fishkill Plaza (126,000 SF) and in the City of Newburgh at the Mid Valley Mall (244,400 SF), The LOOP-Hudson Valley (650,000 SF), Newburgh Plaza (248,000 SF), and Newburgh Mall (380,000 SF).

Chart 4-3: City of Beacon Estimated Retail Demand & Sales, 2016 ($1,000,000s)



Note: Building Materials, Gasoline, and Nonstore Retailers were excluded because they are not urban retail uses
Source: ESRI & InfoGroup, 2016

Trends in the composition of retailers and revenues suggest that Main Street has become reenergized in recent years. A count of new retailers by Urbanomics found 14 clothing retailers, with all but one opening since 2007, and 15 art galleries including seven that have opened since 2007. As sales potential has increased, older general merchandise retailers have been replaced by niche retailers that offer unique high-quality products that command greater sales prices. Main Street continues to be dominated by small independent business owners, but as sales potential increases, higher rents may follow.

Retail Trends

According to asking prices provided by LoopNet and Gate House Realty in September 2016, there were just four retail properties for rent, all located on Main Street. Asking rents ranging from $16 to $35 per square foot on an annual basis with an average rate of $27. Average retail rates were nearly 70 percent higher than those in Dutchess County at $18 per square foot. Three retail properties for sale were all located beyond Main Street and ranged in price from $82 to $317 per square foot with an average price of $183 per square foot.

Little new retail space has been constructed in recent years, while older industrial buildings are increasingly being converted for retail use. One East Main Street, a former industrial building, is currently being converted into a mixed-use property with five retail spaces totaling 5,500 square feet, and 426 Main Street is being converted into a hotel with a roof-top restaurant.

Office Trends

Table 10 provides an overview of the range of service sector industries. The largest sector (by number of workers) is professional, scientific and technical services (23.4% of office workers), followed by Real Estate, Rental and Leasing (19.9% of office workers), Administrative, Support, Waste Management and Remediation Services (13.5% of office workers).

The City has seen little office development in recent years, while live/work units have become increasingly popular for artists and home business use. Notable projects include The Lofts at Beacon (114 live/work units under construction) and The Lofts at Beacon Falls (5 live/work units completed in 2010).

Table 4-2: Estimated Office Industries & Workers, City of Beacon, 2016

	Firms		Workers	
	Count	**Percent**	**Count**	**Percent**
Total	181	100.0%	704	100.0%
Information	12	6.6%	78	11.1%
Finance & Insurance	31	17.1%	85	12.1%
Central Bank/Credit Intermediation & Related Activities	27	14.9%	59	8.4%
Securities, Commodity Contracts & Other Financial Investments	2	1.1%	7	1.0%
Insurance Carriers & Related Activities; Funds, Trusts & Other Financial Vehicles	2	1.1%	19	2.7%
Real Estate, Rental & Leasing	28	15.5%	140	19.9%
Professional, Scientific & Tech Services	48	26.5%	165	23.4%
Legal Services	16	8.8%	56	8.0%
Administrative, Support, Waste Mgmt & Remediation Services	15	8.3%	95	13.5%

Source: ESRI & InfoGroup, 2016

Industrial Trends

Over the period from 2007 to 2012, the US Census Bureau reported that the City of Beacon increased its number of manufacturing firms from 16 to 18 firms. However, numerous industrial properties in the City have been recently converted into other uses, and there have not been any new industrial construction projects recently, a sign that industrial rates will continue to climb as supply is reduced and demand remains strong.

MAIN STREET BUSINESS DISTRICT

The Central Business District, which runs the length of Main Street, consists of approximately 30 acres and 185 properties, including 157 lots with buildings covering an area of approximately 11 acres, with a total floor area of approximately 890,000 square feet. The upper and lower areas of Main street are zoned CB, which have a maximum floor area ratio (FAR) of 2.0 and a limit of building height to three stories. The central area is zoned CMS which has a maximum building height of four stories (five on north side with a special permit), and no maximum FAR. Even with the considerable development potential, there has been a relatively small amount of new construction, indicating that this area has not been viewed as sufficiently profitable and/or that the development review process has not been viewed as sufficiently predictable by owners and potential developers.

Although there has been little new construction of retail, office or mixed-use buildings on Main Street in the past 10 years, there has been much investment in the renovation of existing structures. According to the City Building Department, one new building has been constructed (The Inn and Spa at Beacon at 151 Main) and two more have been approved since 2007. There were 30 significant building permits issued between 2007 and 2016 for Main Street properties, all of which were renovations ranging from several thousand dollars of work to approximately one million dollars invested. The Building Department estimates that more than half of the buildings on Main Street have been renovated within the last decade. This level of investment in improvements of real property on Main Street exceeds that of the past several decades. Currently, there are no buildings on Main Street that are vacant; however there may be a few storefronts that are currently not occupied.

4.2. Goals and Recommendations

Public outreach conducted for the 2007 Plan affirmed that the primary economic development goal was to preserve and enhance Main Street vitality. Participants in the workshops stated that they were generally proud of Main Street as the civic heart of the city, noting the walkable scale of the city, and the prevalence of locally-owned shops and restaurants in the historic buildings on both ends of Main Street. Workshop participants expressed a desire for a greater variety of goods and services on Main Street, including a high-quality supermarket, a butcher, baker, hotel and theatre. Increasing job opportunities and the availability of retail goods and services was the second-highest ranking issue. Improving access to parking, traffic circulation, public transportation and sidewalks were also ranked as a third priority.

Beacon residents want to encourage the development of a balanced local economy that provides good jobs, not just goods and services for residents and weekend visitors. Workshop participants commented that encouraging more businesses in the City could reduce the municipal tax burden on residences.

While Main Street is viewed as an important asset of the City, many residents expressed the need to improve the "transition area" between Teller and Digger Phelps Street. This area lacks the density and architectural features of the more historic sections of Main Street to the east and west. The 2007 Plan stated that many residents felt the City should encourage the development of more residences on Main Street, particularly in the transition area, which would help provide a larger local market for businesses. Participants also expressed interest in the creation of a community center and one or more centrally-located parks in the transition area.

The 2007 Plan also cited the lack of a strong connection between Main Street and Dia:Beacon and the train station. Workshop participants recommended several methods of improving connections between these areas, which included more bus routes and/or a trolley, improving signage and kiosks, promoting walking tours of the City, encouraging residential development along Beekman Street to provide for a more attractive and interesting streetscape, and encouraging the installation of public art on Main Street.

Participants felt that the business district on Route 52 served the needs of larger businesses requiring large buildings and on-site parking. Suggestions for this area included improving the streetscape and landscaping, and encouraging the development of a movie theater, office supply store, garden supply store, supermarket, large office buildings and education centers.

Community feedback from the 2017 Comprehensive Planning process echoed many of the ideas expressed by the Public for the 2007 Plan. Participants in the first public workshop gave support to encouraging commercial growth along the waterfront that is not in competition with Main Street. Participants also desired better public transit, pedestrian, and biking options that connect the waterfront, main street, Dia:Beacon, and the open space network.

The decade-long revitalization of Main Street has encouraged residents and weekend visitors to rediscover the goods and services available in the civic heart of the City. However, Main Street lacks a strong connection to Dia:Beacon and the train station, and the section of Main Street between Digger Phelps and Teller is considered by many residents to be economically and aesthetically weak. The Main Street business district needs an increased residential population in the area near Main Street in order to support a larger market necessary for long-term economic viability. There appears to be available parking in the Main Street area during weekday business hours, and traffic congestion is minimal. There are opportunities for redevelopment of underutilized industrial sites, and for streetscape and landscaping improvements to the Route 52 business district. If the City is able to address these issues and opportunities in a timely and effective manner, there is considerable potential for the kind of economic developed envisioned by the citizens of Beacon.

One way to improve access and movement for residents and visitors along Main Street and to and from the train station and waterfront is a rubber-wheeled trolley. This service has been previously attempted in Beacon but failed for lack of ridership. However, much has changed since these previous efforts. Beacon has grown and with the establishment of Dia:Beacon and renewed economic life and stability on Main Street, it is an idea that remains relevant and viable.

If service were to be reestablished, it should be provided at low-cost or be free to riders. This suggests that the City should seek outside funding and private partners to supplement costs. This model of sponsorship has established and been successful in other locations in New York and nationwide.

For a trolley to be successful, riders need predictability in both the trolley's route and schedule of service. An idea to help ensure this was mentioned in the 2007 Comprehensive Plan and has been updated for this Plan. It involves creating designated stops along Main Street to connect the activity centers to the east and west as well as strengthen Main Street's center section by providing improved access (see Figure 4-1). Other key stops for the trolley would include far eastern locations of Main Street, City Hall, the train station and Dia:Beacon.

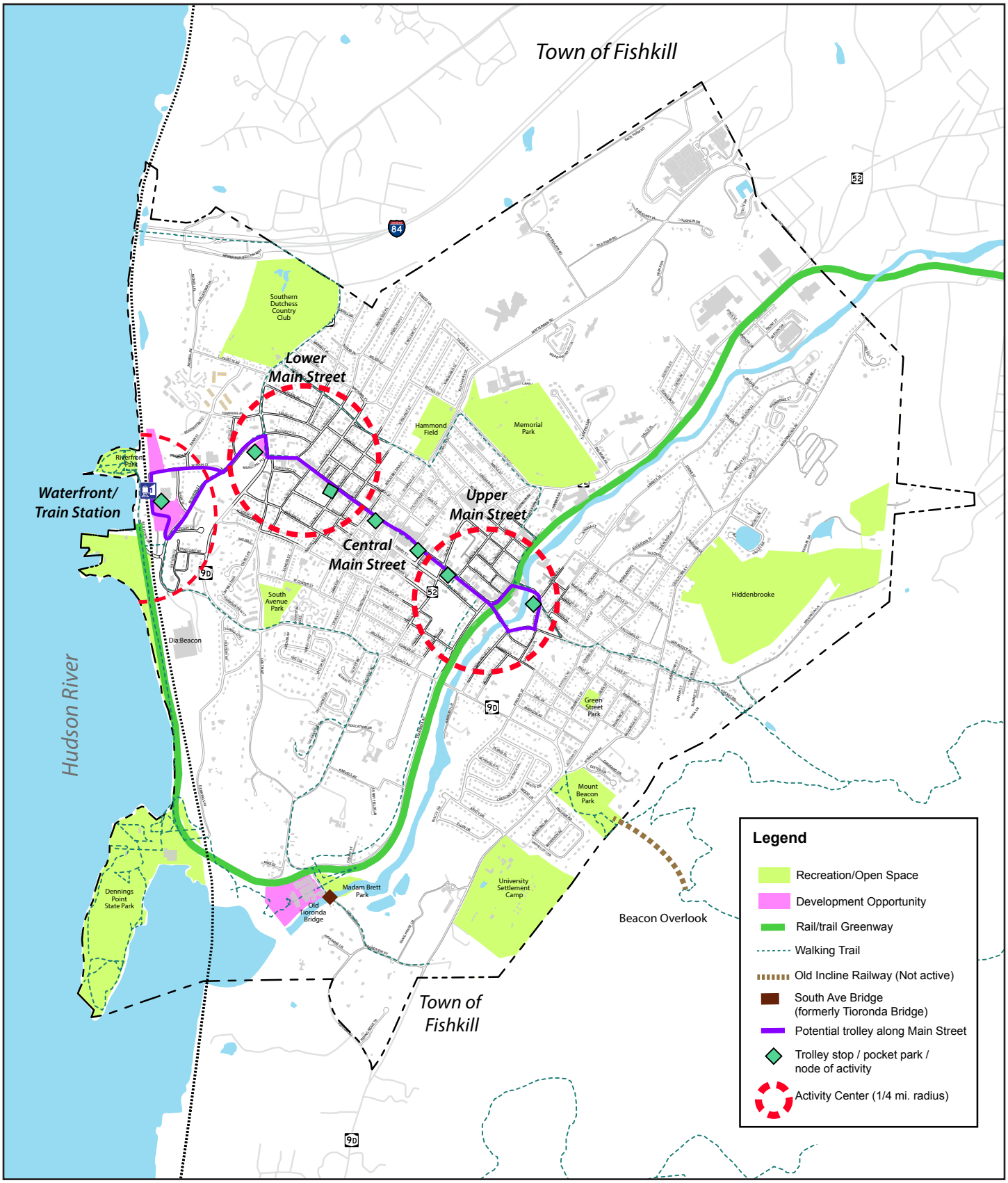


FIGURE 4-1: ACTIVITY CENTERS AND POTENTIAL MAIN STREET TROLLEY

BFJ Planning

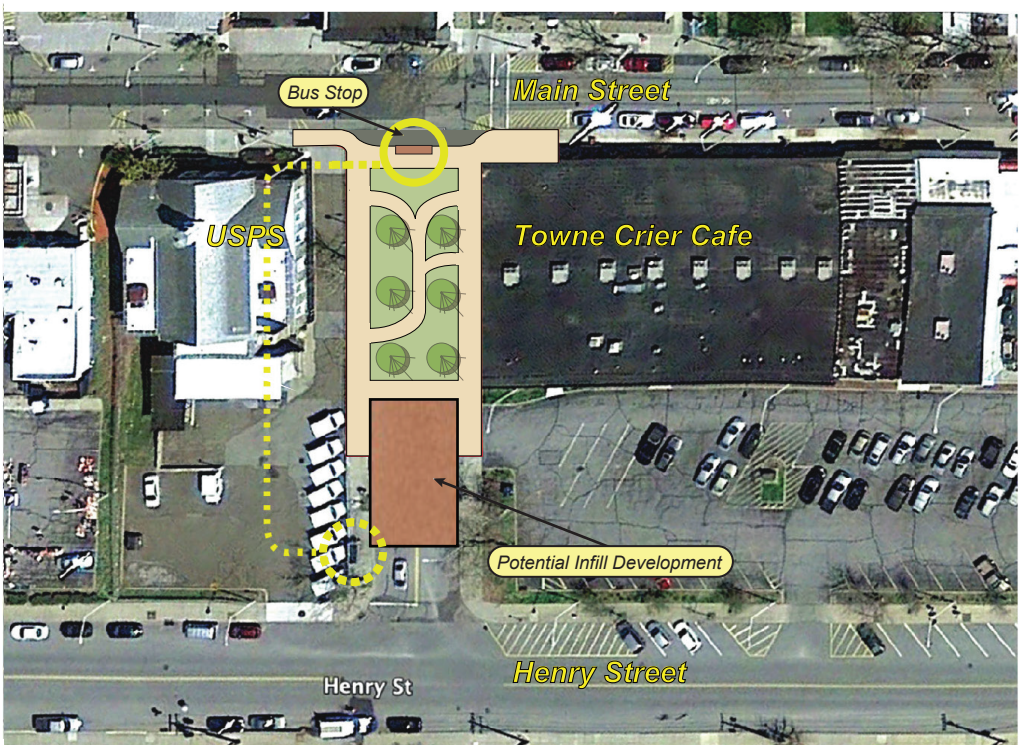
Main Street is ~~approximately two miles~~more than one mile long, and a trolley running on a predictable schedule with designated stops that are more than a sign on a pole, but are pleasant places to sit, stay and wait for a ride, would help improve trolley ridership. Therefore, in certain locations, stops could be established and made identifiable with designated green spaces (or pocket parks). These could be developed in conjunction with private mixed-use development investment, coordinated by the City. For example, as shown in Figure 6-1, the Dutchess County Center parking lot could be improved substantially by reconfiguring the parking thus providing area for a new infill building and a small green as a resting place along Main Street. This could be designed to accommodate a pull-in lane for the trolley to accept passengers without obstructing traffic flow along Main Street. Of note is that the sketch plan for this improvement results in no loss of parking for the County Center.

Another opportunity to create a pocket park/trolley stop could be at Veterans' Place. Here Veterans' Place could be closed between Main Street and Henry Street, and a small pocket park with a trolley pull-in lane could be accommodated. The County bus stop could be relocated to Main Street, placing it in a more accessible location, and the pull-in lane could accommodate the bus as well as the trolley.

Any effort to create a successful trolley should include a great signage program to clearly identify stops, route and schedule. Such signage, if done well, would be aesthetically pleasing and contribute positively to Main Street's identity and sense of place.

Dutchess County Center

Source: John Clarke



Park and Potential Infill Development at Veterans Place

Source: John Clarke, BFJ Planning

Figure 4-2: Potential Main Street Nodes of Activity

GOAL:

Encourage a vibrant business community in harmony with existing commercial and industrial areas throughout the community. Employ all available mechanisms to meet the City's objectives for economic development.

OBJECTIVES AND RECOMMENDATIONS:

A. Main Street

Encourage the growth of commercial services, offices and governmental services in the Beacon central business district to help improve the quantity and quality of available services and make the area more retail- and consumer-friendly. Encourage the development and redevelopment of mixed use structures which have been an important economic driver fueling the City's resurgence. All development should be of high architectural quality and should be related to the scale and pattern of the existing built environment. Restoration of historic properties on Main Street should be encouraged to occur in a timely fashion. Renovation and redevelopment of properties between Digger Phelps Street and Teller Avenue, in the central portion of Main Street, should be encouraged through incentives. New structures should be located on the front of the lot along the sidewalk, except in locations designated otherwise by the City.

See Section 5 for additional recommendations.

4.1 Develop a Main Street Corridor Plan to address the urban design of the corridor, identification of activity centers, future parking improvements, public transportation improvements and outdoor public spaces.

4.2 Provide density bonuses in areas between Digger Phelps and Teller on Main Street and around the waterfront/train station area when amenities such as affordable housing, structured parking and shared parking facilities are provided.

4.3 Establish a Main Street Improvement Tax Zone between Teller and Digger Phelps. Provide property tax incentives such as discounting property taxes on improvements for approved projects in historic districts for 10 years (Section 199-10 of City Code). Development qualifying for the incentive may include the replacement of existing non-historic buildings with new buildings or the improvement of specifically identified buildings, based on certain conditions such as increasing density, building height and achieving architectural standards established for the Tax Zone.

4.4 Encourage the improvement of the streetscape along Main Street, such as encouraging businesses and owners to provide high quality landscaping, signage and facade treatments. The City should also explore funding opportunities for street improvements, including street trees, street benches, sheltered bus stops, bicycle racks, restrooms, information kiosks and public art displays. Existing street trees should be protected and maintained under the direction of a certified arborist.

4.5 Encourage the infill development of sites along Main Street to create new public spaces/pocket parks. Areas discussed in Section 4.2 include the Dutchess County Building and Veterans Place.

4.6 Change the zoning of areas on East and West Main Street to reflect density allowed in Central Main Street district.

4.7 Extend Central Main Street District north along Route 9D to Verplanck Avenue.

B. Artist Community

Cultivate the growing artist community so that it remains a part of the economic vitality of the City.

4.8 Encourage local and regional economic development organizations to study and provide direction regarding potential institutions or other strategies to attract and retain artists, art-related entrepreneurs, and potential consumers of their products and services.

4.9 Encourage creation of artist live/work spaces. Study the effect of Section 223-24.3 on the development of these spaces, and consider revising procedures which currently require the renewal of the special permit for artist live work space every two years. The City should consider the alternative of requiring renewal upon change of ownership or tenancy.

4.10 Support and nurture existing organizations that promote the development of Beacon's artist community.

C. Route 52

Maintain existing retail and service mix in the Route 52 business district while improving the character of the area through pedestrian amenities such as sidewalks and street trees, and improved architectural design.

4.11 Require property owners in this business district to provide sidewalks, street trees, and improved architectural design during site plan review.

4.12 Explore funding opportunities, including public and private grants, to provide streetscape amenities in this area, including sidewalks, street trees, street benches, sheltered bus stops, bicycle racks and information kiosks.

D. Waterfront/Train Station Area

Encourage commercial development in a mixed-use environment within designated areas with attention to architectural design and pedestrian amenities. Newly proposed retail and services should be related to their unique location near the waterfront and should not unduly compete with existing commercial areas in the central business district of Main Street.

See Section 10 for recommendations.

E. Neighborhood Stores

Local shopping areas should be encouraged, but at a small enough scale not to detract from or compete unduly with the Main Street commercial district.

See Section 2 for recommendations.

F. Vacant Industrial Sites

Encourage the environmental cleanup and redevelopment of the unused or underutilized industrial sites along Fishkill Creek for new light industrial, commercial, or residential uses, as appropriate. New uses proposed for the vacant sites away from Main Street should not conflict or compete unduly with existing uses in the City.

Zoning and Regulatory Changes:

4.13 Consider increasing the allowable density in areas within or adjacent to the Central Business District and around the Waterfront/Train Station area in cases where estimated environmental cleanup costs make cleanup and development not economically feasible.

4.14 Continue to limit review of the proposed redevelopment of contaminated sites to those aspects not already reviewed by the State Department of Environmental Conservation (DEC).

4.15 Develop an effective regulation or other intervention that will encourage redevelopment while protecting core historical aspects where feasible.

Inventory and Analysis:

4.16 Analyze the future marketable uses of underutilized former industrial sites.

G. Business Development and Employment Opportunities

Encourage variety in the opportunities for employment within the community and ease of movement and freedom of access to surrounding employment centers.

Outreach, Marketing and Coordination:

4.17 Designate a staff person or consultant to represent economic development interests on behalf of the City government to promote the City to potential new businesses and to help sustain and improve existing businesses throughout the City.

4.18 Work with existing businesses and organizations to identify businesses or institutions that would complement the City's market and location. Potential institutions identified during the visioning workshops included a 'Beacon Culinary Center' similar to 'Food Works' in Poughkeepsie, a 'School of the Arts', and a multimedia performance space/theatre.

4.19 Cooperate with local and regional economic development organizations to promote the development of new and small businesses in specific areas or within specific buildings, such as redeveloped industrial sites.

4.20 Work with civic organizations and local and regional economic development organizations to recruit and support new businesses and/or non-profit organizations to fulfill the targeted businesses the city has identified. Encourage the development of additional grocery stores, a theater for film and/or performance, tourist lodging and restaurants. Encourage other specific businesses to promote a useful mix of businesses and services as community needs change.

Inventory and Analysis:

4.21 Conduct an inventory of occupied versus unoccupied building space that is available for business uses. For unoccupied space, determine whether renovation or redevelopment is appropriate or feasible. City planners should provide updated lists of suitable, unoccupied sites to existing organizations such as the Dutchess County Chamber of Commerce, Beacon Economic Development Task Force (BEDTF), Beacon

Arts Community Association (BACA) (now BeaconArts) and others on a regular basis so that these sites can be more fully utilized.

H. Tourism

Encourage local regional residents and tourists to visit the City, highlighting the historic, cultural and recreational opportunities of the City. Beacon has enormous potential for ecotourism and the city should capitalize on this to improve the local economy.

4.22 Attract train station commuters to Main Street through coordinated campaigns involving discounts for commuters and business hours tailored to meet commuters' needs.

4.23 Provide information and maps about City tourist destinations and Main Street parking areas at principal tourist centers in the City, including Dia:Beacon, the train station, Main Street, the Beacon Institute for Rivers and Estuaries, and the Incline Railway (when complete).

4.24 Work with neighboring municipalities and business and tourism associations and the State and County to attract regional visitors and tourists to Beacon and to encourage area residents to visit Beacon.

4.25 Encourage local residents to support local businesses through 'buy local' campaigns.

4.26 Support the Beacon Historical Society in its efforts to improve and expand historical exhibits and displays.

4.27 Beacon's "Gateways" are entry points where aesthetic and wayfinding opportunities to City business districts and other major destinations are crucial. Explore potential Gateway land use controls and design standards for gateway locations. Additionally, explore additional signage opportunities on I-84 in the vicinity of the Newburgh-Beacon Bridge approaches.

4.28 Improve wayfinding and pedestrian connections (sidewalks, trails, public transit) between important destinations

4.29 Support improvements to protect and enhance natural areas along the waterfront to encourage ecotourism

I. Transportation on Main Street

Encourage an integrated and efficient transportation system to assure the effective and economic movement of people and goods within and through Beacon, specifically along Main Street.

Additional transportation recommendations are provided in Chapter 6.

4.30 Monitor traffic on Main Street and make improvements such as turning lanes and improving alternate routes as necessary to facilitate traffic flow so that traffic does not detract from the quality of life in Beacon.

4.31 Monitor parking needs, utilize parking management strategies and expand parking supply as necessary.

4.32 Work with the Dutchess County to identify new bus routes to Main Street, and to identify opportunities to increase the frequency of bus service along Main Street.

4.33 Work with the County to fund a free or low-cost trolley to stop between frequent intervals along Main Street and the train/ferry station.

J. Regional Cooperation

Promote regional cooperation in economic development planning.

4.34 Cooperate with neighboring municipalities, neighboring business organizations and Chambers of Commerce, the Dutchess County Planning Department and the Dutchess County Economic Development Corporation to identify unique strengths and niches for each community and capitalize on these areas.

Section 5: Water Supply and Sewage Treatment

Water supply and sewage treatment infrastructure represents large investments of public resources in construction, operation, and maintenance. Beacon has a well-developed system that provides service to every corner of the city, as well as to some neighboring areas. The City has improved its access to greater amounts of drinking water resources, and has invested in water treatment and sewage treatment facilities capable of handling much larger volumes than presently exist.

The 2006 Public Opinion Survey asked how important residents felt it was to improve drainage infrastructure, and whether it was important enough to be addressed with tax dollars. During the June 2006 visioning workshops, some participants expressed a concern about the potential impact of residential or commercial development on existing water and sewer infrastructure. Participants suggested that a water and sewer infrastructure plan and capital budget should be prepared to assess the capacities of the existing systems relative to potential new development.

Community feedback from the 2017 Comprehensive Planning process was similar to the feedback from 2006. Participants were supportive of developing a comprehensive water and sewer plan.

5.1. Water Systems: Existing Conditions

Beacon owns and operates its water supply, transmission and distribution system which serves the entire City. The system also serves several households in the Town of Fishkill: in the Glenham, Dutchess Stadium area north of the City and west of Route 9D, and in the Dutchess Junction area to the south of the City. The Fishkill Correctional Facility, with over 4,000 inmates, uses approximately one-third of the City's water supply, and is the single largest water user.

The City's water supply has improved over the past three decades. Water supply is measured by a standard of 'safe water yield,' which is the amount of water that would be available at a time of severe drought. The City's estimated safe water yield currently exceeds demand by approximately 1.0 mgd (million gallons per day), which means that the City has an abundance of drinking water on tap, even at the end of a long drought. The supply is estimated to be 3.74 mgd, while the current average day water demand is approximately 2.8 mgd. Please refer to the table below for a summary of the City's water supply and water demand information.

The water district's primary storage system is contained in three surface sources: Cargill, Mt. Beacon, and Melzingah reservoirs. The City is also served by ground water sources: City of Beacon wells 1 & 2 and Village of Fishkill well 8. Each water source is used at different rates depending on the condition and demand for water. The water filtration facility is located at 470 Liberty Street. The capacity at the water treatment plant is 4 million gallons per day, and the average flow of water is approximately 2.8 million gallons per day.[9]

Table 5-1: Summary of City of Beacon Safe Yield

Water Supply Sources	Safe Yield (Millions of Gallons per Day)
Combined City Reservoirs	1 mgd
City of Beacon Wells	1.54 mgd
Fishkill Wells	1.2 mgd
Total	3.74 mgd

Source: City of Beacon Reservoir Safe Yield Analysis and Groundwater Supply (2014)

[9] Reported by Ed Balicki, Water and Wastewater Superintendent, City of Beacon

Beacon Water Supply and Demand Summary			
	1974	**2006**	**2020**
Storage (units = million gallons)			
Melzingah Reservoir	58	58	58
Mt. Beacon Reservoir	125	125	125
Cargill Reservoir	158	158	158
Water tanks	two @ 0.5 mg ; one @ 1.0 mg	one @ 0.5 mg; three @ 1.0 mg	one @ 0.5 mg; three @ 1.0 mg
Flows (units = million gallons per day)			
Wells (safe yield)	one 0.7 mgd	two w/ combined total of 1.54 mgd; one 1.2 mgd	two w/ combined total of 1.54 mgd; one 1.2 mgd
Combined 3 Reservoirs (safe yield)	0.71	0.77	0.77
TOTAL capacity (safe yield)	1.4	3.45	3.45
Water leased to Town of Fishkill	0	-0.18	up to -0.5
TOTAL demand by City of Beacon	-2.0	-2.4	-3.0
Water Supply Status	risk of shortage	reliable supply	at capacity

The Beacon City Water District has two wells to the north of the City. These two wells have the capacity to deliver a safe yield of 1.54 mgd. The City also uses a well in the Village of Fishkill, which provides 1.2 mgd safe yield. The City also has a contract to sell up to 0.5 mgd directly to the Town of Fishkill. Currently, approximately 0.28 mgd is actually utilized by the Town of Fishkill. The City built a water treatment plant in 1990 near the point at which the Fishkill Creek enters the City. The plant has a current capacity to treat up to 4.0 mgd, and was designed so that it could be expanded to treat up to 6.0 mgd.

The table above is based on a 1992 report from an engineering firm, O'Brien and Gere. The report assumed a 25 percent increase in water usage between 1992 and 2020, which would result in a demand of 3.0 mgd. The analysis presented below is based on a demographic analysis of the City's previous and potential future population growth, and instead uses an assumption of a 5 percent population growth rate per decade. The City declined slightly by 1.4% between 2000 and 2010 but grew by 11.8% between 1990 and 2000. Therefore, a 5 percent growth rate per decade is a conservative assumption.

The City is also in the process of developing another well at the existing Water Treatment Plant property pat 460 Liberty Street. This location was identified as a target parcel for drilling because the underlying

bedrock geology appears favorable to produce high-yielding wells. The City has hired Leggette, Brashears & Graham, Inc. to oversee the supply test well and planning for the site. Assuming the wells are successful, engineering design plans and specification will be prepared and submitted to the DCDOH and New York State Department of Health (NYSDOH) for approval to connect the new wells to the water system.

In 2013, The County of Dutchess Department of Health (DCDOH) conducted an inspection of the Town of Fishkill's Rombout Community Public Water Supply. DCDOH notified the Town that their 400,000 gallon (0.4 MG) water storage tank in the low-pressure portion of the system is not effective and needs to be replaced by a new elevated water storage tank or a formal agreement for water storage established with the City of Beacon. DCDOH stated that currently, the City of Beacon is supplying the treated water storage needs for the City as well as the area served by the Town of Fishkill's 400,000 gallon storage tank.

In September 2015, O'Brien & Gere was retained by the City to identify the surplus (or deficit) in treated water storage in the City's water system by comparing the volume of storage recommended to meet the City's needs with the volume of treated water storage available in the City's water system. The analysis concluded that the City of Beacon currently has an adequate capacity to meet the recommended water storage needs in the Rombout water system after the existing 0.4 MG tank in the Rombout water system is taken out-of-service. It is recommended that the City develop a formal agreement with the Town of Fishkill to supply their water supply needs.

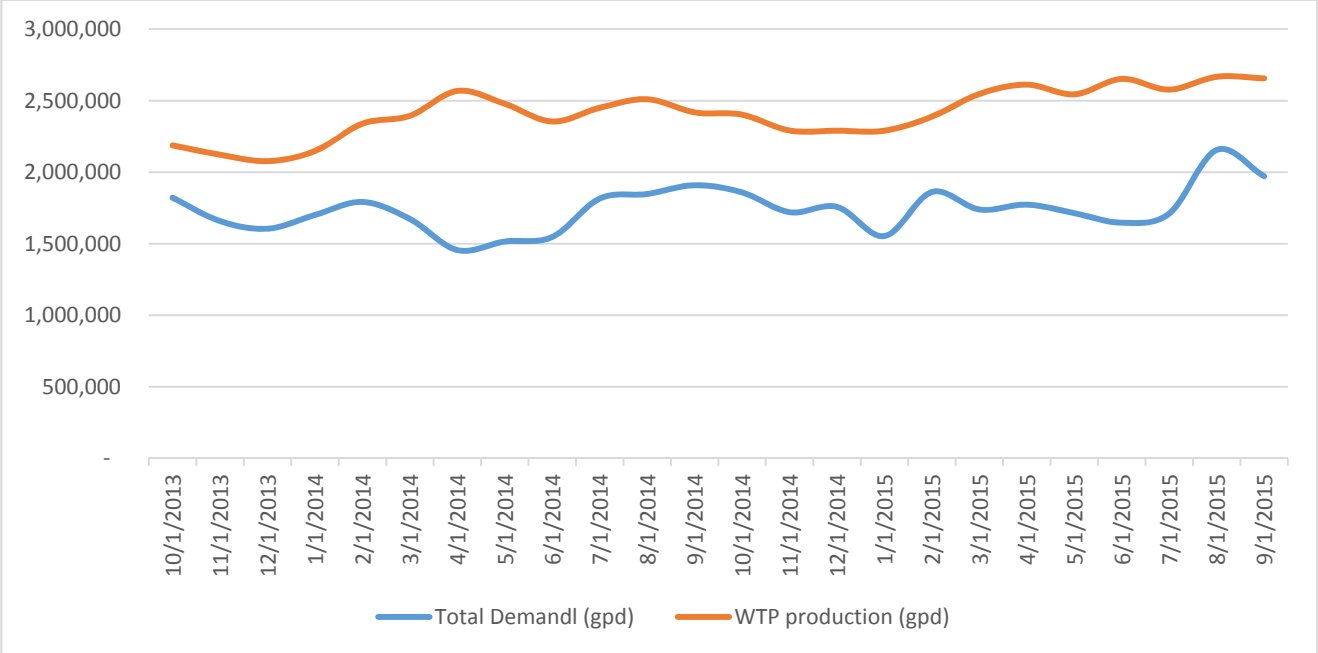
The primary water supply issues have more to do with maintaining Beacon's aging infrastructure, rather than having enough supply for existing and new development. The distribution network system for the Beacon Water District consists primarily of 8", 10" and 12" feeder mains. One concern with the distribution system is that a small percentage of the distribution system consists of asbestos-based pipes installed from the late 1940s to the late 1950s. These pipes should continue to be replaced whenever roads are upgraded throughout the City.

5.2. Sewage Treatment System: Existing Conditions

The City of Beacon has a public sewerage system that serves most of the City. The City's sewage treatment plant was built in 1963 and upgraded in 1972. The plant has a design flow of 6 mgd and a present usage of 3.0 to 3.5 mgd, which includes approximately 1.0 mgd pumped into the City's system from the Town of Fishkill.

Existing data and City staff have indicated that the plant has sufficient capacity to handle sewage flow from the entire drainage basin area for the foreseeable future. While the City's treatment plant is more than adequate to handle *sewage* volume, during rainstorms or other weather events that increase water flow within the drainage basin, the treatment plant receives up to 10 or more mgd of sewage and stormwater, or 4.0 mgd more than its effective capacity. Over the past ten years, the City has made a significant capital investment to investigate and remediate inflow and infiltration of groundwater and stormwater into the sanitary sewer system. Technologies used to detect problem areas have included smoke testing, video cameras, and sewer flow meters.

Figure 5-1: WWTP Water Demand and Production



5.3. Water Supply and Sewage Treatment Goals and Recommendations

GOAL:

Maintain and improve City utilities, emphasizing environmental protection, health and safety. Work cooperatively with area municipalities to maintain and improve water and sewer utilities. Comply with the State's Stormwater Management Program.

OBJECTIVES AND RECOMMENDATIONS:

A. Identify Issues and Maintain Sewer and Stormwater Systems

Continue to detect issues, repair and upgrade sewer and stormwater infrastructure.

Programs, Research and Funding:

5.1 As a MS4 Community, the City should educate property owners and construction contractors about the detrimental cumulative effect of connecting sump pumps and other drainage systems to the sewer system (which is illegal), and about the applicable regulations, funding, and infrastructure alternatives.

5.2 Research and apply for additional sources of funding, including non-profit grants and state and federal funding to support the City's ongoing efforts to remove Inflow and Inltration (I & I) from the sewage system.

5.3 The City should develop a program including regulation, funding and outreach to specific areas or types of property owners and education to address stormwater connections to sewer lines on private property.

5.4 Explore opportunities to cooperate with neighboring municipalities to improve sewage treatment systems within the drainage basin.

5.5 Explore opportunities to cooperate with state and federal agencies to improve sewage treatment systems within the drainage basin.

5.6 Encourage stormwater management, such as pervious paving, in areas of the City where there is heightened concern about stormwater treatment.

Inventory and Analysis:

5.7 The City should identify areas not served by stormwater lines and investigate appropriate means for property owners to treat storm water.

B. New development and redevelopment.

Ensure that as a part of the development review process, new development minimizes stormwater impacts.

5.8 Encourage or require low-impact development techniques to minimize stormwater impacts of new development.

5.9 Encourage or require conservation subdivisions, which result in less impervious surfaces than conventional subdivisions due to shorter road and driveway lengths.

5.10 Create incentives for minimizing stormwater impact for new development. (See also Objectives F and G in the Environmental Features Chapter).

C. Asbestos Main Replacements

Replace asbestos-based water mains whenever road construction provides an opportunity.

5.11 Continue to inventory possible locations of asbestos-based water mains.

5.12 Based on anticipated road construction schedules, density of residential population and other relevant factors, establish a non-binding schedule of replacement for asbestos-based water mains identified in the inventory.

5.13 Seek additional funding from non-profit, state, and federal sources for replacement of water mains and/or other mitigation measures.

D. Water Supply Improvements

Continue to improve water mains for domestic water and firefighting purposes. Preserve the quality of the water supplied.

5.14 Based on the density of residential population, the degree of deficiency in volume and/or pressure, anticipated road construction schedules, and other relevant factors, establish a non-binding schedule of replacement for all under-sized water mains identified in the inventory. (See also Objective F of the Environmental Features Chapter.)

5.15 Encourage the use of water-efficient fixtures in existing buildings and new construction.

5.16 Continue to improve water supply infrastructure with smart technology (i.e. automatic leak detection).

E. Plan for Improvements

Develop a sewer and water infrastructure plan, which should be linked with a capital budget.

5.17 The plan should identify existing conditions within the system and existing needs.

5.18 Based on current and proposed land uses and zoning, and based on anticipated rates of development, the plan should estimate future needs for 5, 10, 15, and 20 years into the future.

5.19 Based on the previous two steps identified above, the plan should identify proposed infrastructure improvements at specified times and identify funding sources within the context of a City-wide capital budget.

5.20 Explore establishing development fees for projects outside of the city using sewer and water infrastructure.

F. Public Outreach

5.21 Raise public awareness with flyers, training and workshops to educate the public on water conservation and reuse.

5.22 Educate homeowners and responsible City agencies about alternative stormwater management and drainage systems, including improvements such as rain barrels and roof downspout disconnects where feasible.

Section 6: Transportation

6.1. Existing Transportation Network

The transportation system connects residences with work, shopping, recreational and community facilities. In Beacon, as in the rest of Dutchess County, the primary element of the transportation system is the road network. Other elements of the transportation system include the sidewalk and trail network, the network of bicycle paths and lanes, the Metro-North rail system, regional and inter-city bus service, waterborne transportation, and the regional airport in Newburgh.

The public outreach done in 2006 suggests that Beacon residents value the ability to walk safely and conveniently throughout the City. Residents felt that daily needs were generally within either walking distance or a short drive. Many participants felt that the City should improve public transportation to Main Street, and along the length of Main Street, with a trolley or shuttle. Other suggested general city-wide improvements were more sidewalks, improved lighting, more bicycle paths and clear signage indicating bicycle routes.

The community feedback during the Comprehensive Plan Update prioritized developing stronger public transit options between major commercial attractions (Main Street, the waterfront, and Dia:Beacon). Participants were also interested in developing opportunities to easily walk or bike to local natural areas.

Regional Context

The City of Beacon is connected to the region by I-84 which provides connections to the Newburgh-Beacon Bridge, the Taconic State Parkway, New York State Thruway, and Stewart International Airport. Figure 6-1 illustrators the functional classification of roadways in Beacon.

Beacon has several arterial roads that can accommodate thru-traffic and link Beacon to regional economic centers. NY Route 9D connects to I-84, runs through Beacon's downtown to Putnam County. NY Route 52 runs through Beacon and connects to major retail destinations in the area.

The City is also served by several public transit options. Metro-North Rail provides connection to Beacon via the Hudson Line. The Hudson Line connects to Poughkeepsie to the north and New York City to the south. Ferry service connects Beacon to Newburgh via the Hudson River. The City is also served by the Dutchess County Public Transit. Stewart Airport is located 5 miles away and is accessible via bus from the Beacon Train Station.

Interstate

I-84 is a four-lane highway that traverses the northern portion of the City of Beacon. Exit 11,the closest exit to the City, is the last exit before the Newburgh-Beacon Bridge. I-84 provides connections to New York communities west of the Hudson River, Pennsylvania, and Connecticut to the east.

Principal Arterials

Route 9D (North and Wolcott Avenues) is a two to three-lane arterial road that traverses the length of the City, crossing into Beacon north near I-84, then curving east toward Mount Beacon before turning south toward Cold Spring.

Minor Arterials

Route 52 (Fishkill Avenue and Teller Avenue) is a two-lane arterial road that serves as the northeast gateway into Beacon and runs south along the abandoned railroad line adjacent to Fishkill Creek before turning west at Memorial Park and meeting Route 9D at Wolcott Avenue.

South Avenue is a two-lane arterial road that begins at Main Street in the Central Business District and ceases its designation as a minor arterial at the intersection of Wolcott Avenue (Route 9D).

Traffic Volumes

New York State Department of Transportation releases Average Annual Daily Trip (AADT) data which provides estimates for the average daily traffic volumes on different route segments at a particular count station location. Figure 6-1 illustrates the AADT data for roadways in the City of Beacon. Arterial roadways in Beacon, those urban roads that are able to accommodate high volumes of traffic, are indeed servicing the majority of traffic volume in the City of Beacon. The highest traffic volumes are along I-84 where an estimated 67,696 vehicles utilize the Newburgh-Beacon Bridge on a daily basis. New York State Route 9D carries the second heaviest amount of traffic where an estimate 23,021 cars utilize this roadway. State Highway 52 is the other major arterial roadway in Beacon, and it is estimated to handle 10,054 vehicles per day.

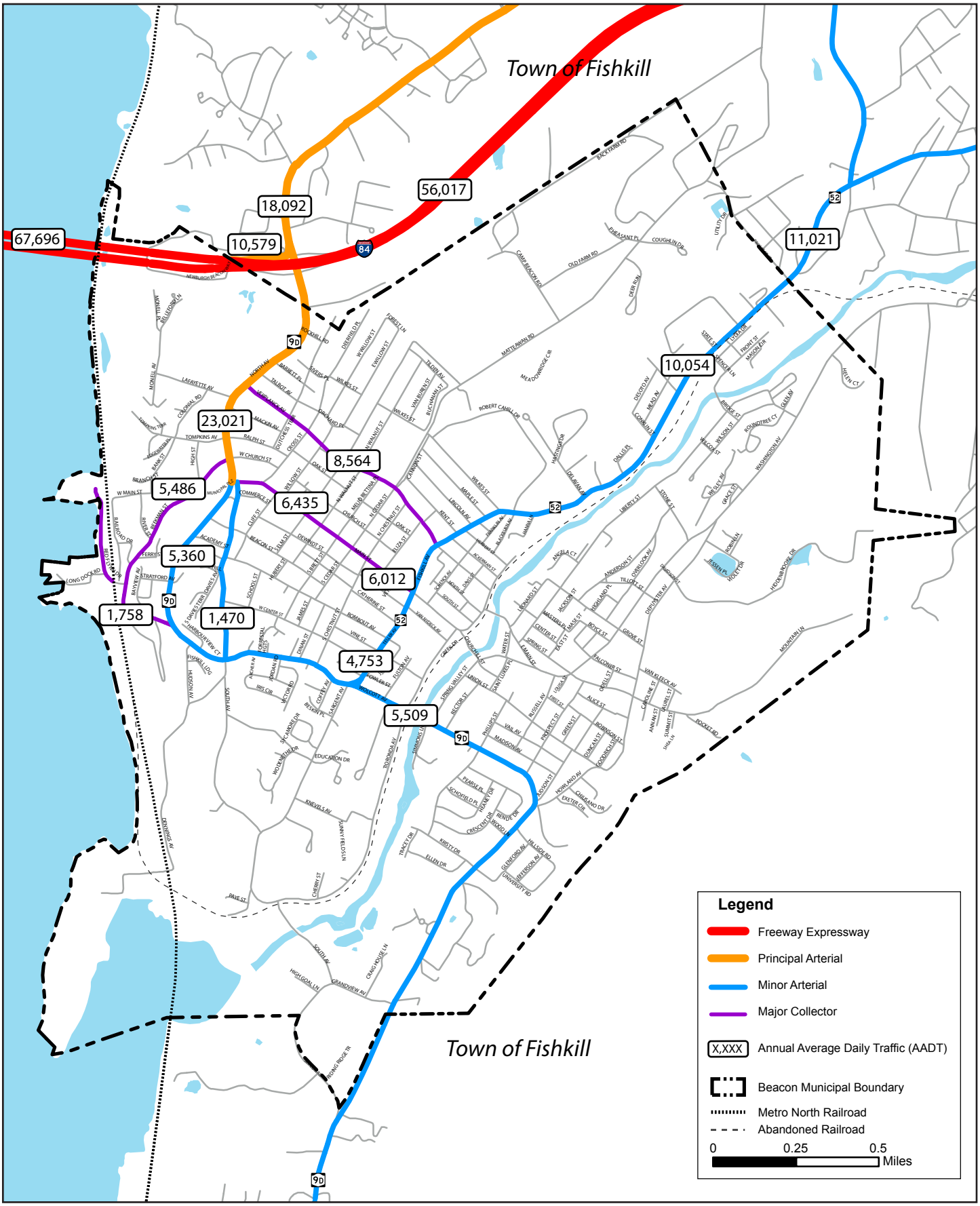


FIGURE 6-1: ROADWAY CLASSIFICATION AND TRAFFIC VOLUMES

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The 2009 Frederick P. Clark Associates study also provided a Level of Service (LOS) of service analysis for major intersections in the downtown and waterfront areas. LOS is determined by the average delay per vehicle during a peak 15-minute period during a peak 1-hour period. Table 6-1 provides the classification of level of service for signalized and unsignalized intersections. Table 6-2 provides the results of the LOS analysis for downtown Beacon.

Table 6-1: Level of Service for Signalized and Unsignalized Intersections

	Control Delay (Seconds per Vehicle)	
Level of Service	**Signalized Intersection**	**Unsignalized Intersection**
A	≤ 10.0	≤ 10.0
B	10.1 to 20.0	10.1 to 15.0
C	20.1 to 35.0	15.1 to 25.0
D	35.1 to 55.0	25.1 to 35.0
E	55.1 to 80.0	35.1 to 50.0
F	More than 80.0	More than 50.0

Table 6-2: Level of Service

Intersection	Control Type	Lane Group/ Movement		2008 Existing Conditions		
				Week-day Morning	Weekday After-noon	Saturday Mid-day
Route 9D at -84 West-bound On-Off Ramps	Traffic Signal	Overall		A	B	B
Route 9D at I-84 East-bound On-Off Ramps	Traffic Signal	Overall		B	B	B
Route 9D at Verplanck Avenue	Traffic Signal	Overall		B	C	B
Route 9D at Beekman Street (North)/West Church Street	Traffic Signal	Overall		B	C	B
Route 9D at Main Street (Route 52)/Municipal Plaza	Traffic Signal	Overall		A	A	A
Route 9D at South Avenue	Traffic Signal	Overall		B	B	B
Main Street (Route 52) at South Avenue	Unsignalized	WB	LT	A	A	A
		NB	LR	B	B	B
Route 9D at Beekman Street (South)	Unsignalized	EB	LR	B	B	B
		NB	L	A	A	A
Beekman Street at Flynn Drive	Unsignalized	EB	LR	A	B	A
		NB	LT	A	A	A
Beekman Street at Railroad Drive	Unsignalized	EB	LR	A	B	A
		NB	LT	A	A	A
Beekman Street at West Main Street	Unsignalized	EB	LT	A	A	A
		SB	LR	B	B	B

The 2009 study found that the key signalized intersections along Route 9D and Main Street are currently operating at acceptable Levels of Service during peak traffic hours. Traffic volumes were also expanded to reflect a 2027 design year with the anticipation of development and redevelopment over a 20-year period. The analysis was conducted under the assumption that several significant development proposals in the waterfront area would be completed, but many of those proposals are no longer under consideration by the City Council.

Three development proposals were considered in the analysis, including: the Metro-North TOD, the Long Dock Development and the Edgewater developments. The full (Phase 2) Metro-North proposal would total 617 residential units and 114,000 square feet of mixed-use commercial space, as well as a total of 400 commuter parking spaces. The Long Dock development included a 166-room hotel, 12,339-square-foot Sport Center, 8,514-square-foot Quality Restaurant, 8,902-square-foot high turnover restaurant, 1,004 square feet of retail space and a 22,600-square-foot area for public amenities. The Edgewater development comprised 236 dwelling units.

As discussed in Section 10, the future land use plan is significantly scaled back from what was included in the 2009 study: the Long Dock development will remain open space; there will be no additional commuter parking spaces at the Metro-North lot; and the development proposed for the train station is significantly scaled back in density. Therefore, traffic impacts would be significantly less than what was studied in 2009.

Even with the proposed development, the 2009 study found that all but one of the intersections will continue to operate at acceptable levels. The intersection at Route 9D and Beekman/West Church Streets would have significantly worse delays, especially during peak traffic volumes in the evening. Main Street intersections would continue to operate at acceptable levels but with greater delays during peak periods.

The City will need to conduct further traffic/roadway analysis in the future as plans evolve in relation to the development of specific areas in the waterfront/train station area.

Parking

The City of Beacon is well-served by current public and private parking facilities. Figure 6-2 illustrates existing parking facilities and on-street parking in the downtown area. In 2014, the Dutchess County Department of Planning and Development inventoried existing public parking facilities and current utilization rates. The Center City area parking capacity for on-street parking and parking lots is provided in Table 6-3. Utilization rates of parking in the Center City area are provided in Table 6-4. The data collected in 2014 suggests there is still ample parking capacity in the downtown area for future growth.

Table 6-3: Center City Parking Capacity[10]

Type	Number of Spaces
On-Street (Main Street)	326
On-Street (other than Main Street)	778
On-Street Total	**1,104**
Private Lots	316
Municipal Lots	478
Parking Lot Total	794
Study Area Total	**1,898**

Table 6-4: Utilization Rates for Center City[11]

Time Period of Count	In Parking Lots	On-Street
Weekday morning	53%	38%
Weekday afternoon	59%	47%
Weekday evening	31%	40%
Saturday morning	43%	43%
Saturday Afternoon	43%	44%
Saturday evening	38%	40%

[10] Dutchess County Department of Planning and Development, "Beacon Center City Parking Analysis," November 2014
[11] Dutchess County Department of Planning and Development, "Beacon Center City Parking Analysis," November 2014

FIGURE 6-2: DOWNTOWN PARKING INVENTORY

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Public Transit

The City of Beacon is connected to the region by several public transit options, including Metro-North Railroad, Dutchess County Public Transit and the Newburgh/Beacon ferry service. On the weekend, the Putnam County Trolley provides shuttle service between Cold Spring and Beacon. Current levels of service of each public transit option is provided in the section below.

Rail

The Metro-North rail service between Beacon and New York City operates seven days a week. Trains depart approximately every 20 minutes during weekday and weekend peak morning and afternoon hours. During the weekend, the service runs every hour. This train service is heavily utilized, both during the week and on the weekend. The service from Beacon to Poughkeepsie is also well utilized by commuters. Table 6-5 provides ridership data for 2015 at the Beacon Station and surrounding train stations. Further information on ridership and issues and opportunities pertaining to the train station area, will be discussed in Section 10: Waterfront and Train Station Area.

Table 6-5: 2015 Metro-North Railroad Inbound Passenger Counts

	Weekday	Weekday	**Total**			**Total**
Location	AM Peak	Off-Peak	**Weekday**	Saturday	Sunday	**Weekend**
Beacon	1,711	658	**2,369**	1,651	1,217	**2,868**
New Hamburg	824	213	**1,037**	562	426	**988**
Poughkeepsie	824	860	**1,684**	1,773	1,415	**3,188**

Bus

There are seven Dutchess County Public Transit buses, four of which converge at Main Street in Beacon. Two of these buses connect the downtown to the train station. The RailLink line runs every Monday through Friday during peak hours in the morning and afternoon. The Route G Bus line operates Monday through Saturday during the afternoon and runs every 60 minutes until 6PM. Route G connects the Beacon Train Station with Dia:Beacon and Main Street. The RailLink operates as a commuter shuttle to the Beacon Train Stations during morning and afternoon peak hours. The RailLink connects to the Intermodal Center on 9D where a free Park and Ride lot is located for patrons of the train station. The Leprechaun bus service provides commuters a connection between Newburgh, Stewart International Airport and Beacon Station. The service operates every 30 minutes during peak AM and PM hours on weekdays.

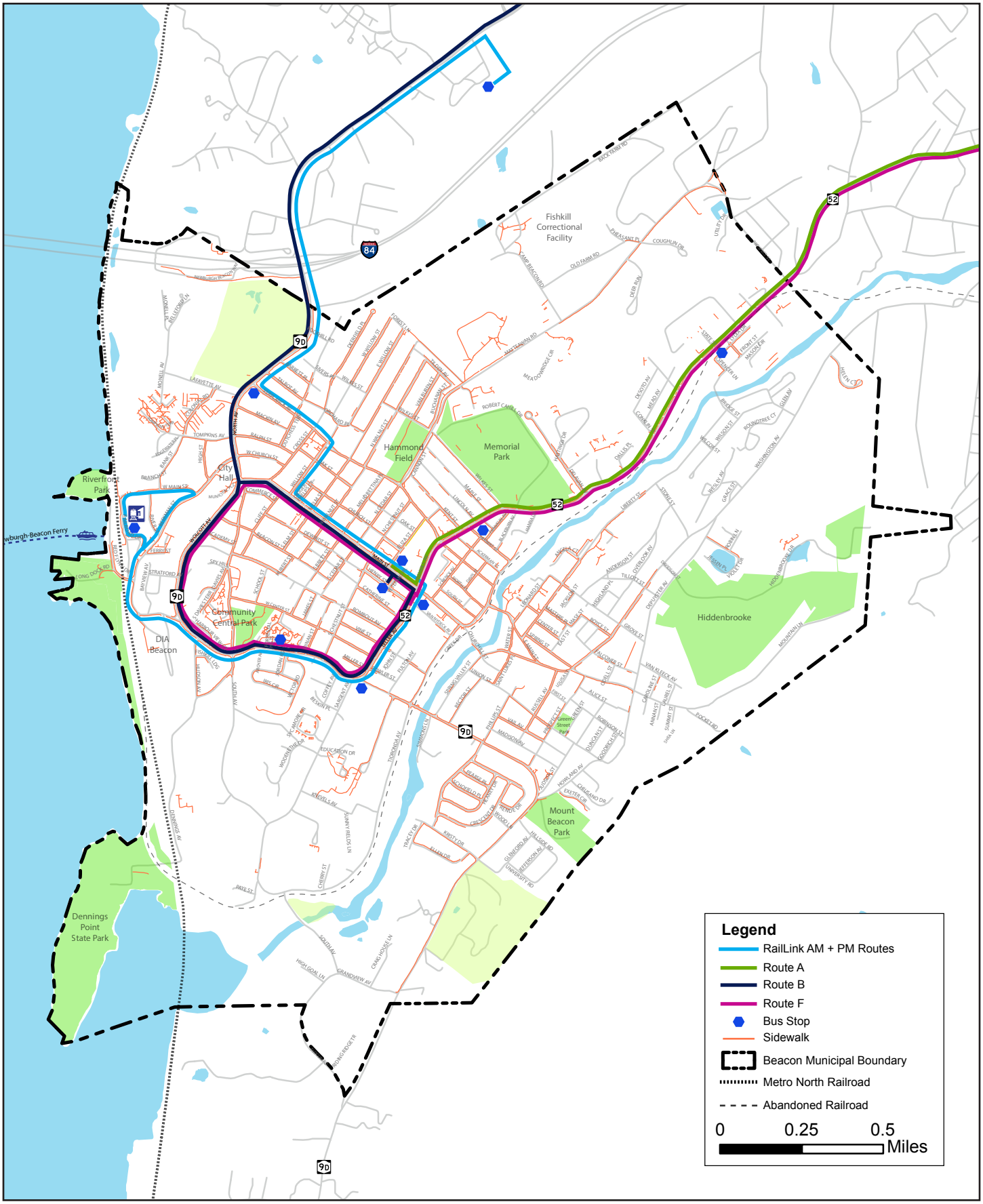

FIGURE 6-3: SIDEWALKS AND PUBLIC TRANSPORTATION

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On the weekend, the Putnam County Trolley provides shuttle service between Cold Spring and Beacon including stops at Mount Beacon, Main Street, the Metro-North Train Station and Dia:Beacon. The trolleys provide pickups hourly between noon and 6PM.

Ferry

The Newburgh-Beacon ferry carries passengers across the Hudson River between the two cities in just 10 minutes. The service runs on weekdays and is primarily a transportation service for commuters from the west side of the river, wishing to take the Metro-North Hudson Line to New York City. Six ferries operate in the morning between the hours of 5 AM and 8 AM, and eight ferries run in the evening between the hours of 5 PM and 9 PM.

Bicycle and Pedestrian Circulation

Main Street, the major commercial hub for Beacon, features pedestrian amenities including continuous sidewalks and tree plantings on both sides of the street. Sidewalks and trails are shown in Figure 6-3. Citywide, there are important gaps in the sidewalk network, particularly in proximity to schools and parks. Two examples include Blackburn Avenue, which leads to Memorial Park, and Sargent Avenue from Route 9D to Wodenethe/Education Drive which leads to Sargent School/soccer fields. Both streets have a lot of pedestrian activity and apparent space for a sidewalk on one side. While sidewalks are not necessary for all streets, the City should consider locations where development of these facilities is needed.

There is a lack of street furniture that would enhance the pedestrian experience. Portions of Main Street lack visual or commercial amenities, and there is a lack of connectivity between the east and west ends of Main Street. Main Street attracts a large amount of pedestrian activity on Saturday afternoons due to the cultural activities and the historic atmosphere along the commercial corridor. Accessing Main Street from other areas in Beacon by foot or bicycle is a challenge due to the steep slopes that surround the area.

There are no dedicated bicycle lanes on Main Street and bicyclists share the road with other vehicles. While more bicycle facilities have been placed since the prior plan, residents expressed the need for additional racks in the downtown and secure and covered parking at the station.

Walk Bike Dutchess

In 2014, the Poughkeepsie-Dutchess County Transportation Council (PDCTC) developed Walk Bike Dutchess. The pedestrian and bicycle Plan provides policy and design guidance to municipalities and other agencies, to help improve conditions for walking and bicycling. It also provides design guidelines for walking and bicycling facilities and recommends education, encouragement, enforcement and

evaluation programs to improve safety and promote walking and bicycling. The Plan identified the following needs in Beacon:

- Improve the safety of walking and bicycling on Main Street– reduce the danger of bicyclists being hit by car doors, and increase driver yielding to people at crosswalks.
- Create a walking and bicycling connection between the Beacon waterfront, Madam Brett Park, and Main Street.
- Create consistent wide shoulders on Route 9D.
- Implement the Beacon Loop Trail and Hudson Highlands Fjord Trail (a path from Beacon to the Putnam County line, ultimately linking to Cold Spring).
- Implement the Fishkill Creek Greenway & Heritage Trail.
- Provide bicycle parking at public buildings, commercial destinations, and provide bike lockers at train stations.
- Upgrade traffic signals to respond to bicycles.
- Educate people about how to safely share the road when driving, walking and bicycling.

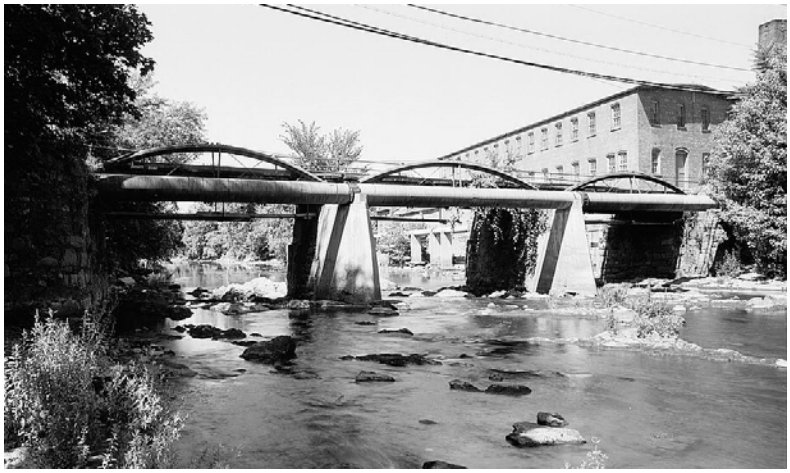
Figure 6-4: Walk Bike Dutchess

Bridges

There are limited locations to cross the Fishkill Creek. Currently there are bridges located at Route 9D (Wolcott Ave), Churchill Street and East Main Street. The City is looking to re-establish a connection across the Creek at South Avenue (at the Madam Brett Park and Trail) with a new multi-use bridge. The former Tioronda Bridge on South Avenue, a unique bow truss bridge (pictured below) was dismantled several years ago due to structural and safety issues. Currently a utility bridge, which carries water and sewer lines, occupies the bridge site.

The multi-use bridge proposed by the City would provide direct pedestrian and bicycle access to the Hudson River waterfront, Denning's Point State Park, Mount Beacon, Hudson Highlands Trail system and the Fishkill Creek Greenway which also provides access to the central business district. The bridge would also provide access for vehicles between South Avenue/Tioronda Avenue and Route 9D. The City is in the process of developing survey, engineering, design and construction documents for the South Avenue Bridge. Funding for this project is through a New York State CFA grant the City was awarded, which came as a result of recommendations made in the City's Local Waterfront Revitalization Program.

With regard to the design of the bridge, the City has established a Project Advisory Committee to work with the chosen consultant team during the design process. The City has information of previous planning and design information of the existing utility bridge for use in the design of the new bridge.



Historic image of Tioronda Bridge

There is another abandoned bridge across the Fishkill Creek at Liberty Street and Bridge Street. The City should consider redeveloping the bridge as a pedestrian/bike path and connecting it to the network of paths in the area. This will require cooperation with the private property owner on the north side of the Creek and proactive community planning to ensure its preservation and integration.

6.2. Transportation Goals and Recommendations

GOAL:

Develop an integrated and efficient transportation system consistent with City land use patterns and objectives and the regional transportation plan to assure the effective and economic movement of people and goods within and through Beacon, including public transportation, pedestrian and bicycle systems.

OBJECTIVES AND RECOMMENDATIONS:

A. Traffic Management

Improve road intersections as needed to maintain an acceptable level of service for vehicles and high levels of pedestrian safety.

6.1 Monitor the level of service of intersections on Main Street and feeder streets. Traffic should be managed so as not to detract from pedestrian uses of Main Street.

6.2 Coordinate development at the train station with traffic improvements such as signal timing, turning lanes, right on red, and improving alternate routes as necessary to facilitate traffic flow so that traffic does not detract from the quality of life in Beacon. Where turning lanes are added, streets may need to be widened slightly to accommodate right-turn movements.

6.3 Continue to monitor the traffic flow at the intersection at Route 9D and Beekman Street/West Church Street and adjust signal timing if necessary.

6.4 Develop long-term plans for improvement of Route 9D between Beekman Street and the intersection with I-84 to handle increased traffic capacity. Long-term plans for this corridor should include an analysis of potential improvements to the configuration of the interstate interchange. The City should participate with other stakeholders in planning and advocating for improvements in this area.

6.5 Consider the installation of traffic calming features, such as raised crosswalks, on major roads and collector roads, including Beekman Street and West Main Street.

6.6 Improve access and capacity to the Waterfront/Train Station area. This may be achieved through additional turning lanes, improvements to intersections on Route 9D, potential new roads, and improved public transportation (as recommended in the Transportation Linkages Plan).

6.7 Establish and enforce truck routes that protect residential districts. Coordinate with the Town of Fishkill and the County as necessary.

6.8 Plan for improved road access to former Beacon Correctional Facility that is a potential economic development site as well location of the City's new highway facility.

~~6.7~~6.9 Plan for improved road and pedestrian access across entire Fishkill Creek Development District.

B. Public Transportation

Improve public transportation service, particularly the connection along in the City's business district to the intermodal train/bus/ferry station and Waterfront/Train Station area and to Dia:Beacon.

~~6.8~~6.10 *County Bus Service.* Work closely with the County to identify new bus routes and opportunities to increase the frequency of bus service. Bus service should be improved by expanding the transit network throughout the City, more effectively linking the City to the rest of southern Dutchess County. In addition, bus links should target:

- Main Street
- the Waterfront/Train Station area
- service to the prison for employee commuting

~~6.9~~6.11 *Trolley.* Work with Dutchess County to establish funding mechanisms that would enable a free or low-cost trolley to be available at frequent intervals between points along Main Street and the train/bus/ferry station (see Section 4.2).

~~6.10~~6.12 *Rail Spur Line.* Explore the potential feasibility of establishing passenger service from the Beacon Train Station at the waterfront to the east end of Main Street via the Fishkill Creek railroad, using vehicles that can travel on both rail and road.

~~6.11~~6.13 *Long Distance Transit Improvements.* Actively seek an advisory role in planning long distance transportation improvements with federal and state organizations. The potential local traffic impact of such improvements should be considered. Such planning may involve transit links to Stewart airport, future Metro-North service, and Amtrak service. In addition, the City should encourage Metro-North to consider

the feasibility of an additional station in the vicinity to reduce traffic impacts in Beacon.

6.126.14 *Ferry and Satellite Commuter Parking.* Advocate for improvements to encourage greater use of the Newburgh-Beacon Ferry and the ~~of the~~ underutilized~~existing~~ Dutchess Intermodal Center~~ to increase utilization of the facility~~. Improvements may include physical site improvements and improved incentives, such as tickets inclusive of bus and parking services at discounted rates.

C. *Pedestrian Facilities*

Ensure that gaps in the sidewalk network are filled, particularly in proximity to schools, parks and other activity centers.

6.136.15 Develop a list of priority locations for sidewalks, with a plan for implementation.

6.146.16 Develop pocket parks/plaza space along Main Street in connection with infill development (see Section 4.2)

6.156.17 Implement complete street improvements along Main Street to improve accessibility for all users of all ages and abilities.

D. *Parking*

Monitor parking needs, utilize parking management strategies and expand parking supply as necessary, specifically in the area around Main Street.

Regulations:

6.166.18 Delete Section 223-26.B, which exempts structures and land uses in existence on April 20, 1964. This section dates from 1977 and is no longer applicable.

Inventory and Analysis:

6.176.19 Identify areas of high parking demand and limited parking supply and institute parking management programs such as metered parking and limited time parking to maximize community benefits.

6.186.20 Identify areas where additional parking is needed and where appropriate properties are available for sale and purchase properties for the development of municipal parking.

Development of Parking Facilities:

~~6.19~~6.21 Seek public parking easements on privately owned parking facilities as a method of ensuring adequate public parking supply.

~~6.20~~6.22 Parking lots adjacent to Main Street should generally be designed with an entrance on Main Street or on a side street and all exits on the parallel street behind Main Street.

~~6.21~~6.23 Encourage and facilitate the use of parking areas used only during weekday business hours for other uses. Improve public information to residents and tourists about the availability of these parking areas.

~~6.22~~6.24 Explore the creation of a Parking Improvement District with bonding authority to oversee parking area construction and maintenance.

~~6.23~~6.25 Structured parking should be allowed only in locations where its visual impact is relatively small. For instance, structured parking should not be allowed to front directly on Main Street, and should be appropriately screened from view by existing or proposed buildings and/or by vegetation. Suitable sites may be identified in advance by the City to facilitate appropriate development.

E. Bikeways

Develop a bikeway system connecting greenways, community facilities, recreation areas, schools and Main Street.

~~6.24~~6.26 Incorporate Route 9D improvements consistent with the Hudson Highlands Fjord Trail Master Plan (2015).

~~6.25~~6.27 Determine the feasibility of using the easement area of the railroad tracks along Fishkill Creek for a bicycle and pedestrian path; develop path with financial assistance from the State and other sources.

~~6.26~~6.28 Consider developing bike lanes or adding sharrow markings on the following roads:

- Route 9D from I-84 to South Avenue
- South Avenue from Route 9D to Tioronda Bridge to Grandview Avenue to Route 9D
- Beekman Street
- Teller Avenue
- Fishkill Avenue
- Verplanck Avenue

- Tioraonda Avenue (or along rail spur line if feasible)

6.276.29 Require bike parking to be provided on site in new large scale developments.

F. Street Connectivity

Improve street connectivity of local roads and collector roads.

6.286.30 Proposed collector roads are featured on the Proposed Land Use Map, including extensions of Church Street to allow for a more convenient alternative route to Main Street and a modification to the alignment of Howland Avenue.

6.296.31 Continue to provide local street connectivity as land in outlying areas is subdivided for residential development.

6.306.32 Re-build the Tiorcanda Bridge (aka South Avenue Bridge) as a multi-use bridge to connect South Avenue to Route 9D and provide direct access to the Hudson River waterfront, Denning's Point State Park, Mount Beacon, Hudson Highlands Trail system and the Fishkill Creek Greenway.

Section 7: Environmental Features

All of the activities and investments that take place in the City are closely related to Beacon's natural resources. The City's natural resources include the land itself as a surface for buildings and roads, the soils of the land, the water underground and above ground, and the plants and animals that inhabit the landscape. The City's transportation systems, economy, development patterns and potential development are all influenced by the natural features of the City. In addition, the City has an interest in preserving important natural features, for practical reasons, for aesthetic reasons, and for the sake of preserving biodiversity in the region.

The City is an urban center within the metropolitan New York region because of its proximity to the Hudson River. Although the river no longer serves as a primary mode of transportation, the plains and gradual hills of the river valley still contain most of the transportation routes and population centers in the area. The City's drinking water comes from bedrock aquifers through two approximately 200-foot-deep wells north of the City, from a subsurface soil and gravel aquifer well in the Village of Fishkill, and from surface water collected in three reservoirs to the south and east of the City. The relatively flat terrace between Fishkill Creek and the banks above the Hudson River provided suitable conditions for construction, and most of the structures of the City are located in this area.

The 2006 Public Opinion Survey showed that there is a broad consensus among City residents that environmental issues are important. The visioning workshops conducted in June 2006 included frequent references by participants to the importance of the natural environment for the participants. Beacon's location at the junction of two vast natural resources, the Hudson Highlands and the Hudson River, creates a strong sense of place and provides an abundance of outdoor recreation opportunities. Many workshop participants wanted the City to add to its current open space holdings. Community feedback from the 2017 Update to the Comprehensive Plan also strongly supported sustainability initiatives, open space preservation, and maintaining the water quality in local waterways.

Sustainability

In the years since the 2007 Comprehensive Plan, interest in sustainability planning has taken center stage in Beacon, as it has across the region and the world. This reflects a number of factors, including more development pressure on a diminishing supply of land; greater awareness of the environmental impacts of human activities; and broader issues such as water quality, flood impacts and global warming. Many of these issues were raised during the public outreach for the 2017 Comprehensive Plan Update. Sustainability concepts such as renewable energy, public transit, resource conservation and water quality were all identified as important focus areas for the Comprehensive Plan.

Although associated most closely with the environment, sustainability is a far broader concept. As defined by the American Planning Association, sustainable development "maintains or enhances economic opportunity and community well-being while protecting and restoring the natural environment upon which people and economies depend." Sustainability should be achieved with an integrated approach to planning for land use, transportation, the environment, housing, economic development and infrastructure.

The strategies in the recommendation portion of this chapter (Section 7.2) include additions to those presented in the 2007 Plan, including:

- Land use regulations that promote sustainable new development.
- Upgrades to improve resilience and efficiency of City-owned facilities and infrastructure. Improvements underway include the conversion of all street lights in the city to LED (by April 2017). The City is also working with BQ Energy to construct and install a solar farm on the former landfill south of the sanitation facility.
- Policy recommendations that encourage economic growth and improvements in ways consistent with sustainable development. A green economy promotes a triple bottom line: sustaining and advancing economic, environmental and social well-being.
- Community engagement strategies to educate the public about programs and other efforts to promote sustainability.

Another change in the City since the prior plan is the creation of a Conservation Advisory Committee (CAC). The CAC is charged with advising the Planning Board and the City Council on matters affecting the preservation, development and use of the natural and man-made features in the City. The Committee advises on major environmental threats and maintains an inventory of natural resources and an index of all open spaces. The Committee consists of nine members appointed for a two-year term. Meetings are held on the fourth Thursday of each month at City Hall.

7.1. Environmental Conditions

Approximately 13 percent of the City, consisting of about 377 acres, is currently undeveloped land. An additional 298 acres are designated as parkland, representing about 10.5 percent of City lands. Also, approximately 30 acres of wetlands are protected as habitat through NYSDEC regulations (the only wetland protected by the DEC is at the mouth of Fishkill Creek), and approximately 72 acres of wetlands are protected through Army Corps of Engineers regulations.

The City of Beacon has a dynamic topography and a variety of important natural resources. The main topographic features of the City are the relatively flat area between the Hudson River and the northwest side of Fishkill Creek, the steep slopes near the Hudson River, the steep slopes adjacent to Fishkill Creek, and the slopes to the southeast toward Mount Beacon. The central area of Beacon is characterized by a mixture of large flat areas and low undulating hills, typically rising up to 50 feet above the surrounding land surface. Elevations range from 510 feet on the slopes of Mount Beacon to near sea level along the Hudson River.

The higher elevations on the southeast side of the City offer scenic views, and include significant areas of steep slopes. These slopes are important elements within the City viewshed; the grades of the slopes also pose severe constraints to development. Steep slopes account for approximately 290 acres of land in Beacon, which is approximately 9 percent of the City's land area. Approximately 30 of these steep slope acres are considered very steep, being over 25 percent slope. Although the upper slopes and the summit and ridgeline of Mount Beacon lie within the Town of Fishkill, the City has a significant interest in advocating for the continued protection of the scenic qualities of the undeveloped forested slopes of this area.

The City of Beacon contains habitat for a wide variety of plant and animal species. Primary locations include the areas along the banks and within the Fishkill Creek, the areas along the banks of the Hudson River, and the slopes of Mount Beacon. Continued efforts are required to protect local plants and animals and their habitats, and to diminish the presence of invasive species in order to encourage biological diversity.

Environmental Constraints

Topography and Steep Slopes

The City of Beacon is characterized by an irregular pattern of hills and valleys ranging from near sea level along the Hudson River to 510 feet along the eastern border of the City. Figure 7-1 shows steep slopes in the City. The slope of an area refers to its degree of steepness and is expressed as a percentage of incline from the horizon. The use of land with slopes up to 15% for development purposes usually does not require any special treatment for slopes other than normal erosion control methods. Slopes of 15% and over are generally classified as steep for land use purposes, because they often have the potential for erosion, runoff and access problems. Development on slopes from 15 to 25% requires closer control and possibly special design consideration. Slopes over 25% usually present significant restrictions to development; these areas must be closely monitored to avoid serious detrimental environmental impacts if development is considered.

Wetlands

The City of Beacon contains both freshwater and tidal wetlands (see Figure 7-1). These resources have been identified by NYSDEC, and National Wetlands Inventory (NWI), prepared by the United States Fish and Wildlife Service (USFWS).

Wetlands within the City are protected at the state or federal level, or some combination of each. Pursuant to the Freshwater Wetlands Act, the NYSDEC regulates wetlands that are at least 12.4 acres or, if smaller, have unusual local importance. The NYSDEC also regulates a 100-foot buffer surrounding these protected wetlands. The U.S. Army Corps of Engineers also protects wetlands under Section 404 of the Clean Water Act, irrespective of size.

Drainage Basins and Surface Water Resources

The City falls within one major drainage basin known as the Hudson-Wappinger River Basin, as designated by the NYSDEC. Fishkill Creek is the main stream that flows in a northeast to southwesterly direction through the City of Beacon toward the Hudson River which forms the western boundary of the City. A portion of the headwaters of Dry Brook are located within the eastern portion of the City, before flowing south to Beacon Reservoir in the Town of Fishkill. The City's drainage basins can be further subdivided into two sub-basins: Fishkill Creek, which contains the stream by the same name as well as Dry Brook, and Hudson River, which contains all lands northeast of the Fishkill Creek where surface water flows directly toward the Hudson River.

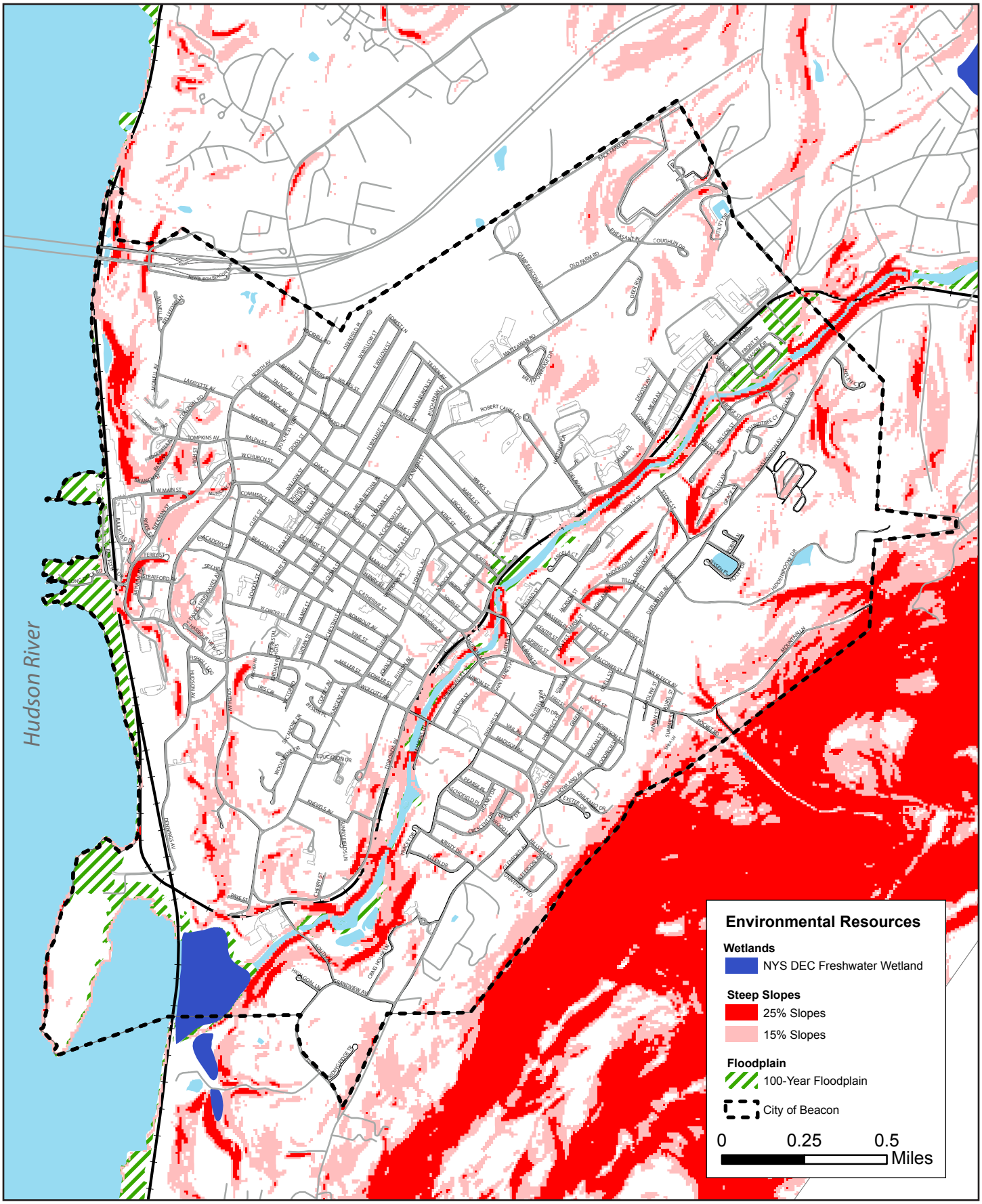


FIGURE 7-1: ENVIRONMENTAL RESOURCES

Floodplains

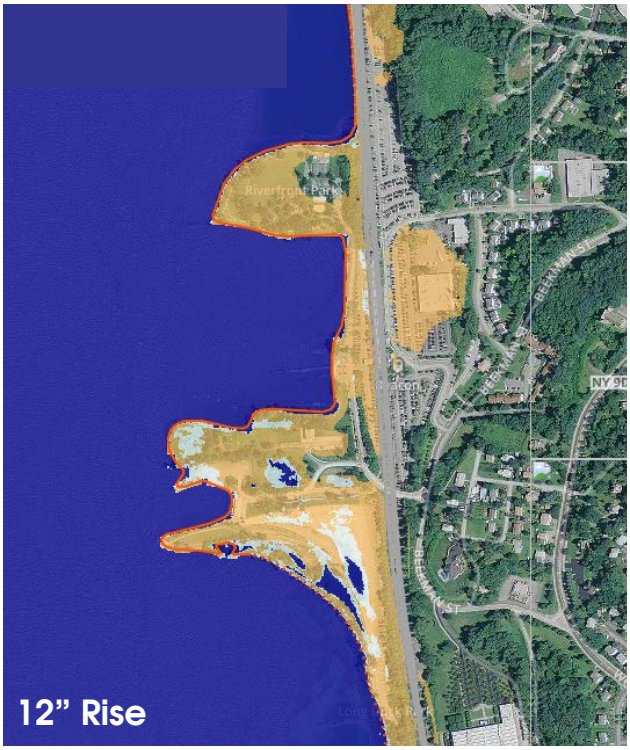
A "100-year floodplain" describes an area subject to a 1% probability of a certain size flood occurring in any given year. Since floodplains can be mapped, the boundary of the 100-year flood is commonly used in floodplain mitigation programs to identify areas where the risk of flooding is significant. In reviewing floodplains maps, however, it is important to note that the locations of floodplain boundaries are not static. Floodplain filling, changes in the amount of impervious land cover, and other activities that alter the drainage characteristics of a watershed can affect the shape and size of floodplains within that watershed.

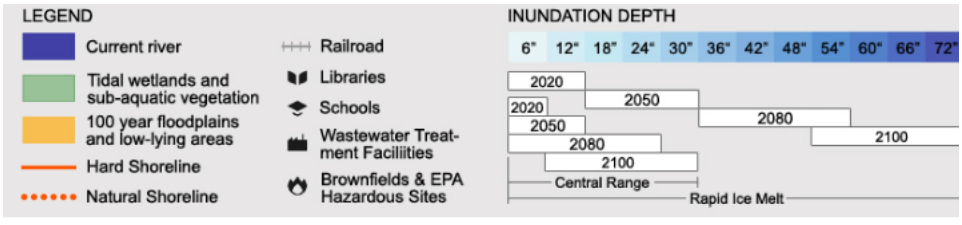
The 100-year flood plains, as mapped by the Federal Emergency Management Administration (FEMA), within the City are shown. The FEMA 100-year floodplains in Beacon are generally located along Fishkill Creek and the Hudson River and some low-lying areas throughout the City. Property owners can review more detailed FEMA maps to determine if their property is located within a floodplain boundary.

Climate Change

In the 2012 *State of the Environment*, Dutchess County's Environmental Management Council (EMC) reported that residents could expect increasing number of extremely hot summer days and a decrease in the overall number of cold winter days due to changes in the Earth's climate. Over the last 70 years in Poughkeepsie the average number of days per year with at least 2-inches of rain has increased from 1 to 2.5. The EMC noted that Dutchess County residents can expect the average annual precipitation rate to increase 5% by 2020 and 10% by 2050.

Around the globe and along the Hudson River, sea level is rising due to global warming, which is in turn primarily a result of emissions from the burning of fossil fuels and other human activities. Beacon, being a waterfront community, must be especially aware of the risks associated with climate change. Projections for future sea level rise in Beacon are shown in Figure 7-2. This graphic, provided through Scenic Hudson's Sea Level Rise (SLR) Mapper, combines data and analysis from NYSDEC, U.S. EPA, U.S. Census Bureau, Dr. Roger Flood (SUNY Stony Brook) and FEMA.





Source: Scenic Hudson: Sea Level Rise (SLR) Mapper. Mapper combines data and analysis from NYS DEC, US EPA, US Census Bureau, Dr. Roger Flood (SUNY Stony Brook) and FEMA

Figure 7-2: Sea Level Rise Projections

Other Significant Environmental Features

Fishkill Creek Estuary and Marsh

Fishkill Creek runs along the length of the City of Beacon along Route 52, east of the downtown area, finally turning east to empty into the Hudson River south of Denning's Point. Fishkill Creek has been designated by the NYS Secretary of State as a Fish and Wildlife Habitat of Statewide Significance under the New York State Coastal Management Program. It is one of the major tributaries that empties into the lower portion of the Hudson River estuary. Due to the diverse ecological communities, and the lack of significant human disturbance to that ecology, the Creek provides an important habitable area for fish and wildlife species. The Rare or Threatened species in Beacon are listed in below:

Table 7-1: Rare and Threatened Species in Beacon

Species	Scientific Name	Status
Beggar Tick	*Bidens hyperborea*	Rare
Smooth Bur-Marigold	*Bidens laevis*	Rare
Heartleaf plantain	*Plantago cordata*	Rare
Bald Eagle	*Haliaeetus leucocephalus*	Threatened

Parks and Trails

As discussed in Section 9, there are many parks and open space resources that serve as valuable environmental features for the community. There are four parks along the Hudson River Waterfront. Denning's Point State Park is home to Beacon Institute's Center for Environmental Innovation and Education (CEIE). CEIE is also a public visitor's center for Denning's Point State Park, and is located near the entrance to the Denning's Point State Park's public walking trail.

Scenic Hudson's Long Dock Park is a waterfront park that promotes themes of recovery, remediation, reuse, and re-engagement. The park transformed a man-made peninsula from a degraded, post-industrial relic to a major waterfront public and environmental asset. Pete and Toshi Seeger Riverfront Park, situated on another peninsula, provides recreation and picnic areas with expansive views of the river.

Madam Brett Park, along Fishkill Creek, provides a place for visitors to explore the ecology of a vital Hudson River tributary and the tidal wetland at its mouth. Fishkill Marsh supports an extraordinary variety of wildlife. It furnishes a home for amphibians and aquatic mammals, including muskrats; serves

as a hunting ground for ospreys, bald eagles and other raptors; and is a stopover for migratory birds. A boardwalk and observation platforms afford up-close discoveries of these and other creatures.[12]

Scenic Views

In 2012, the City of Beacon adopted its Local Waterfront Revitalization Program (LWRP). This planning process, sponsored by New York State Department of State (DOS), is intended to coordinate local and State actions needed to achieve the community's goals for its waterfront. During that planning process, the City identified specific views from different vantage points that have been deemed significant and should be protected from encroachment by development. The protected viewsheds are listed below and are explained in Policy 25 of the LWRP. These viewsheds shall remain protected in order for a project to be determined by the Planning Board to be consistent with the LWRP. A map of these views is provided in Figure 7-3.

1. Main Street & Route 9D
2. Beacon Street & Route 9D
3. Rombout Avenue & Route 9D
4. Wolcott Avenue and Route 9D
5. South Avenue & Route 9D
6. Denning's Avenue at South Avenue
7. Sargent Avenue at St. Lawrence Seminary
8. South Avenue west of Denning's Avenue
9. Paye Avenue
10. River Street and Beekman Street
11. Southwest view from Wolcott Avenue 200' west of Bayview Avenue
12. West view from Wolcott Avenue 200' west of Bayview Avenue
13. Northwest view from Wolcott Avenue 200' west of Bayview Avenue.

[12] http://www.scenichudson.org/parks/madambrettpark

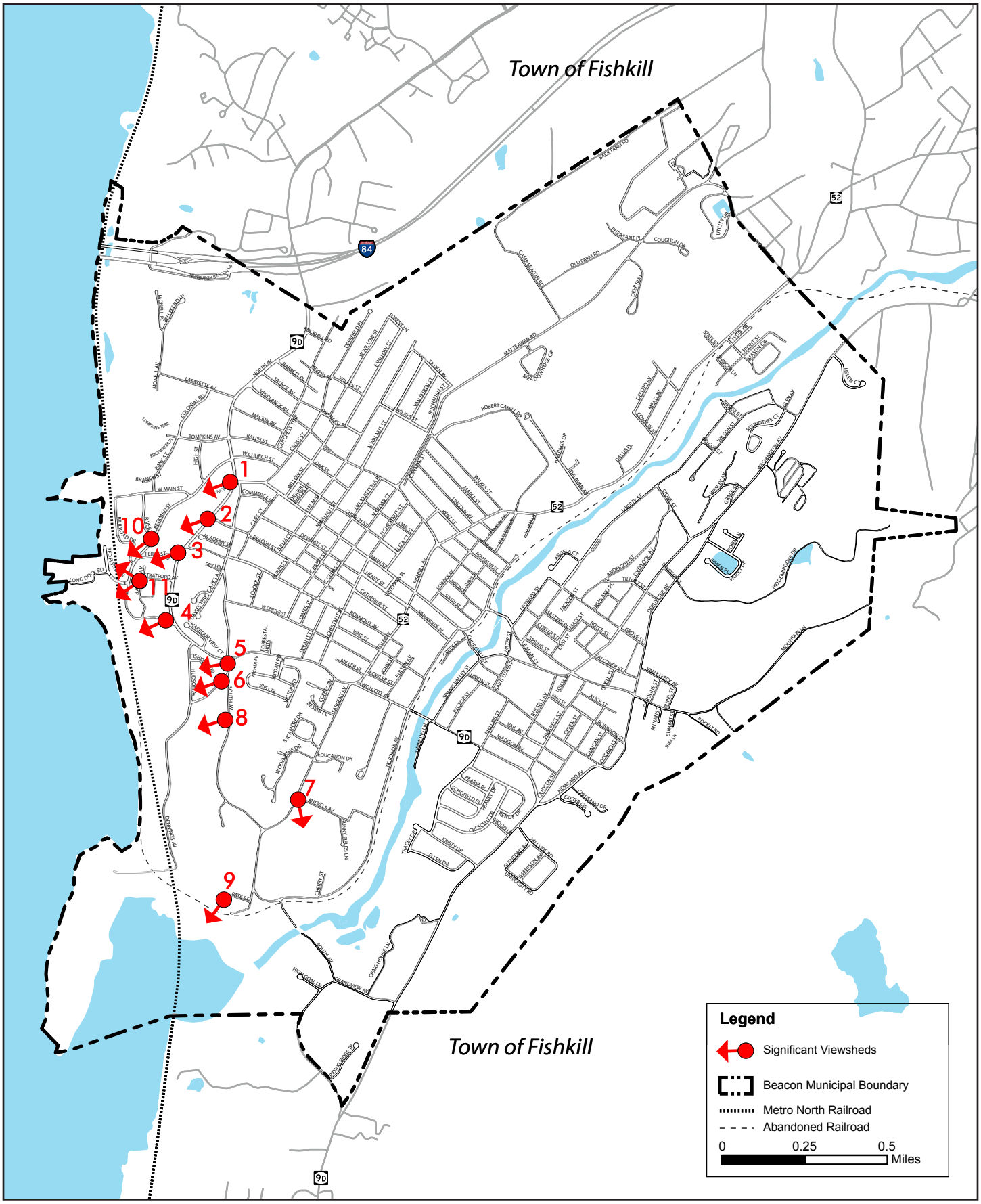


FIGURE 7-4: SIGNIFICANT VIEWS

BFJ Planning

Environmental Issues

In 2012, the Dutchess County Environmental Management Council (EMC) published a report titled *Dutchess County, State of the Environment*, which provides recommendations to protect land and water and ensure the continued availability of the resources that are critical for the continued sustainability of human habitation in the County. The report's primary concern is with the protection of water resources, including streams, groundwater, wetlands, lakes and ponds. Second on the list of concerns is land preservation and land management. A summary of the issues the county faces and recommendations to address these challenges is listed below:

Dutchess County, State of the Environment: Recommendations

- **Climate Change**: Integrate climate change information (e.g., increased floods, increased droughts and increased summertime heat) into planning efforts to reduce risks and adapt to the changing climate.
- **Air and Precipitation Quality**: Continue to develop and implement plans to reduce ozone by reducing its precursors (VOC and NOx); control the sources of PM2.5, e.g., vehicular travel and smoke.
- **Water Quality and Quantity**: Protect water quality, especially groundwater, by taking steps to improve the efficiency of road salt, ensure adequate maintenance of septic systems and wastewater treatment, and reduce agricultural runoff. Protect water quantity by protecting floodplains and wetlands, which act as buffers during floods and reduce impervious surfaces, which greatly enhance floods.
- **Municipal Solid Waste and Recycling**: Increase the recycling rate by increasing public education and improving ease of access to recycling facilities. The City has increased its recycling pickup to weekly service, which has increased steadily and reduced the City's municipal waste tonnage.
- **Hazardous Waste Sites:** Remain aware of superfund sites and their status (these sites are under regulation of state and federal agencies); and report any spills or suspected hazardous waste sites to the NYS DEC immediately.
- **Biological Resources, Including Wildlife and Rare and Endangered Species**: Protect key habitats via careful planning; utilize experts at local colleges and research institutions to make informed decisions about preserving biodiversity resources; collaborate with land use planners and conservation groups to improve effectiveness of biodiversity conservation.
- **Land Use Change**: Maintain large tracts of un-fragmented forest to reduce susceptibility to pests, pathogens and invasive species and to ensure biodiversity; reduce impervious surface

development using green infrastructure practices. Focus new development in existing or emerging centers to reduce overall run-off and to protect natural and agricultural green spaces.

- I**nvasive Species**: Continue to educate the public about the presence and threat of invasive and exotic species and continue diligent efforts such as preventing firewood transport to prevent the spread of invasive species into and throughout the county. Pressure the federal government to reduce the careless movement and introduction of demonstrated and potentially invasive species.
- **Lyme Disease and Other Infectious Diseases**: Maintain large tracts of un-fragmented forests to ensure biodiversity and reduce the prevalence of Lyme disease. Continue education of the public about avoiding ticks and other disease carrying organisms and health care professionals about the symptoms and treatment of Lyme disease and other vector-borne diseases.

7.2. Environmental Features Goals and Recommendations

The City of Beacon has a wealth of natural resources that not only contribute to its scenic beauty and visual appeal, but are important to the health, safety, and general welfare of its residents, business owners, and visitors. The City must assure the protection of its sensitive environmental features, particularly the protection of surface and groundwater quality, wetlands, steep slopes, trees, rivers and tributaries, as well as ensuring smart growth for future development and redevelopment.

ENVIRONMENTAL FEATURES GOALS

1. **Preserve environmentally significant features and create an open space system of sufficient size to reserve adequate areas for the protection of water related resources, wildlife, and land forms of particular environmental value. The rare assets of the City, such as the Hudson River and Fishkill Creek should be protected, as should the Hudson Highlands on the slopes of Mount Beacon.**
2. **Encourage high environmental standards for development and infrastructure, develop sources of renewable energy and improve the environmental performance of City-owned property.**

OBJECTIVES AND RECOMMENDATIONS:

Sustainability

Land use and Development: Implement land use regulations that promote sustainability.

7.1 Incorporate sustainable practices into future open space planning efforts.

7.2 Preserve Beacon's remaining natural habitats through land use controls.

7.3 Green Building: Encourage new development to adhere to LEED and LEED Equivalency standards.

7.4 Increase permeable surfaces through green infrastructure projects (e.g. green roofs, rain gardens, permeable pavers, and bioswales).

7.5 Create incentives for green infrastructure within sub-watersheds draining to the Fishkill Creek, Hudson River, and other environmentally sensitive areas.

Community Facilities and Infrastructure: Work with local utilities to improve resilience.

7.6 Ensure capital improvements use best practices to improve the ecological health of Fishkill Creek and the Hudson River.

7.7 The most current climate science should be considered when siting, designing, developing, or renovating municipal infrastructure to mitigate the effects of sea level rise and storm surge.

7.8 Review floodplain development regulations in light of sea level rise projections.

7.9 Reduce stormwater run-off from all municipal owned grounds and structures.

7.10 Encourage backyard composting.

7.11 Reduce waste and increase municipal recycling rates.

7.12 Promote Local Renewable Energy Generation.

7.13 Explore opportunities for renewable energy production on publicly-owned sites and infrastructure.

7.14 Identify opportunities for the use of district energy systems/community energy districts in zoning districts where appropriate.

7.15 Expand supply of electronic vehicle charging stations and alternative fueling stations.

7.16 Develop a "Green Fleet" program that reduces carbon emissions from the City's inventory of vehicles.

Green economy: Encourage economic growth and improvements in ways consistent with sustainable development. A green economy promotes a triple bottom line: sustaining and advancing economic, environmental and social well-being.

7.17 Support the growth of green businesses

7.18 Support/encourage the training and preparation of under-skilled or under-employed residents for jobs in the new green economy.

B. Land Capabilities

Ensure that development density is reasonably related to land capabilities, with lower densities maintained on lands least able to support intensive uses due to natural features such as steep slopes, soil types, and wetlands.

7.19 Amend the zoning and subdivision design chapters of City Code to ensure that smart growth and conservation design principles are incorporated into subdivisions and site plans.

7.20 Ensure that design plans presented to Planning Board catalog areas of impervious surface before and after proposed development.

C. Land Manipulation

Discourage development which involves significant land manipulation that destroys natural topographic features and creates potential for drainage, erosion and other environmental problems. Prohibit such land manipulation in low-density areas as designated in the Land Use Plan.

7.21 Review and revise City regulations protecting steep slopes, wetlands and other significant natural features in accordance with this objective.

D. Open Space Corridors.

Establish and preserve open space corridors along Fishkill Creek and the Hudson River, and seek open space linkages to the large areas of open space in the Hudson Highlands on the slopes of Mount Beacon.

7.22 Where reasonably feasible, preserve and create natural habitat in the following corridors with a width of up to 500 feet:

- Hudson River shoreline area;
- Fishkill Creek (the corridor shall be more precisely defined in the Fishkill Creek Corridor Plan);
- Dry Brook and an unnamed tributary joining Dry Brook from the east at a point south of Jessen Place;
- Between the mouth of Fishkill Creek and the Hudson Highlands (slopes of Mount Beacon) through two large properties east of the mouth of Fishkill Creek; and
- Between lands now or formerly known as the Fairview Cemetery and Fishkill Creek.

7.23 Actively pursue easements for passive recreation and/or public acquisition of land for properties in proposed open space corridors. Passive recreation corridors should be integrated with existing and proposed Fishkill Creek trails (see Recreation and Community Facilities Chapter). The Planning Board should request such easements where properties that could contribute to an open space corridor are seeking Planning Board approval. The City may contact property owners directly to achieve the above objective within the context of an Open Space Plan.

7.24 Areas established for open space within any future subdivisions should be designed to connect with off-site natural, undeveloped areas to form continuous open space corridors.

7.25 Study and document through maps and other means the migration of existing wildlife and the locations of all important wildlife corridors in the City.

Section 8: Historic Resources

Historic buildings, sites and neighborhoods make up the core of a community's character and identity. Such historic resources can serve its residents not only with a link to the past but as a model for the future. Beacon is rich in its historic heritage. Heroes from America's past, including Washington, Hamilton, Adams and Roosevelt, have been in Beacon and have gazed out upon its magnificent vistas. Crisscrossing this city are more than a dozen nationally recognized places of historic interest, including houses, churches and distinctive buildings designed by such renowned architects as Calvert Vaux, Frederick Withers and Richard Morris Hunt. Scores of other recognized historic sites of nearly equal charm and value are interspersed throughout the city. From mountain to river, from the East End of Main Street to the stately Victorian homes on the Hudson bluffs, one can discover homes and neighborhoods largely unchanged from the late 19th century.

The seat of legacy for Beacon is the Madam Brett Homestead. Built in 1709 by the city's founders, Roger and Catheryna Brett, the homestead is the oldest home in Dutchess County and the first example of Beacon's commitment to historic preservation. Saved from the wrecking ball in 1954 by public subscription, the Madam Brett house is now a museum operated by the Melzingah Chapter of the Daughters of the American Revolution. Some 50 years later, with a groundswell of local public support for the preservation movement, Beacon earned national recognition for its renaissance after being named in 2005 a *Preserve America Community*. With this designation comes an obligation to meet the higher standard this prestigious award demands. Hereafter, the city must move forward after first looking backward, with historic preservation a guiding principle.

The history of the city goes back to a time before recorded history, when the Melzingah, a tribe of Native Americans, are believed to have lived in the area prior to Dutch settlement. Colonial history in the area begins with Francis Rombout and Gulian Verplanck, who were granted the Rombout Patent in 1683, which stretched from today's Beacon to the Town of Poughkeepsie. Rombout's daughter Catheryna Rombout Brett became the first year-round colonial settler in the region. In contrast to some of the neighboring large landowners, the Rombout-Brett family tended to sell land to settlers in the area, instead of retaining land ownership and charging rent. This approach developed a broad base of stakeholders and a culture of civic participation.

Change came rapidly to the Hudson River Valley. By the mid-1700s, Fishkill Landing was a thriving commercial port. The village of Matteawan, which grew up around mills that were sited to take advantage of the water power of Fishkill Creek, became a prominent local hub of industry by the mid-1800s. The two villages merged in 1913 to form the City of Beacon, and the extent of their development is evident today in the two- and three- story brick buildings lining each end of Main Street.

The 2006 Public Opinion Survey showed that historic preservation is important to City residents. The visioning workshops held in June 2006 by the Comprehensive Plan Committee revealed that Beacon residents feel that they have a high quality of life, and a distinctive sense of place was often cited as a principal contributing factor to this quality of life. Beacon's well-maintained stock of historic buildings and landmarks contributes significantly to this sense of place. When residents were asked what makes them proud of Beacon, in addition to the natural beauty and cultural assets of the City, residents frequently referred to the many historic assets of the city, such as the Tioronda Bridge, the Incline Railway, the Madam Brett Homestead, and the historic buildings on Main Street.

Community feedback from the 2017 Update to the Comprehensive Plan also showed strong support for the Beacon Historical Society and preserving the history of the City of Beacon. Participants also showed support for providing incentives for the preservation of historic and older homes in the City.

8.1. Existing Historic Resources

Currently, there are ~~14~~ 13 properties listed on the State and National Register of Historic Places. These are shown in Figure 8-1 and listed below:

	Resource	**Address**
1	Eustatia	12 Monell Place
2	Bogardus-DeWindt House	16 Tompkins Avenue
3	Lower Main Street Historic District	142-192 & 131-221 Main Street
4	U.S. Post Office	369 Main Street
5	Dia:Beacon (former National Biscuit Company Carton Making and Printing Plant)	3 Beekman Street
6	Brett, Madam Catheryna, Homestead	50 Van Nydeck Avenue
7	Howland Cultural Center	447 Main Street
8	Beacon Engine Company No.1 Firehouse	57 East Main Street
9	Mt. Beacon Incline Railway and Power House	Howland Avenue and Wolcott Street
10	Peter C. DuBois House	36 Slocum Road
1~~2~~1	Reformed Dutch Church of Fishkill Landing	1113 Wolcott Avenue
12~~3~~	St. Luke's Episcopal Church Complex	850 Wolcott Avenue
13~~4~~	Trinity Methodist Church	8 Mattie Cooper Square

Note: According to the NY State Historic Preservation Office (SHPO), the Tioranda Bridge is no longer listed on the State and National Register of Historic Places.

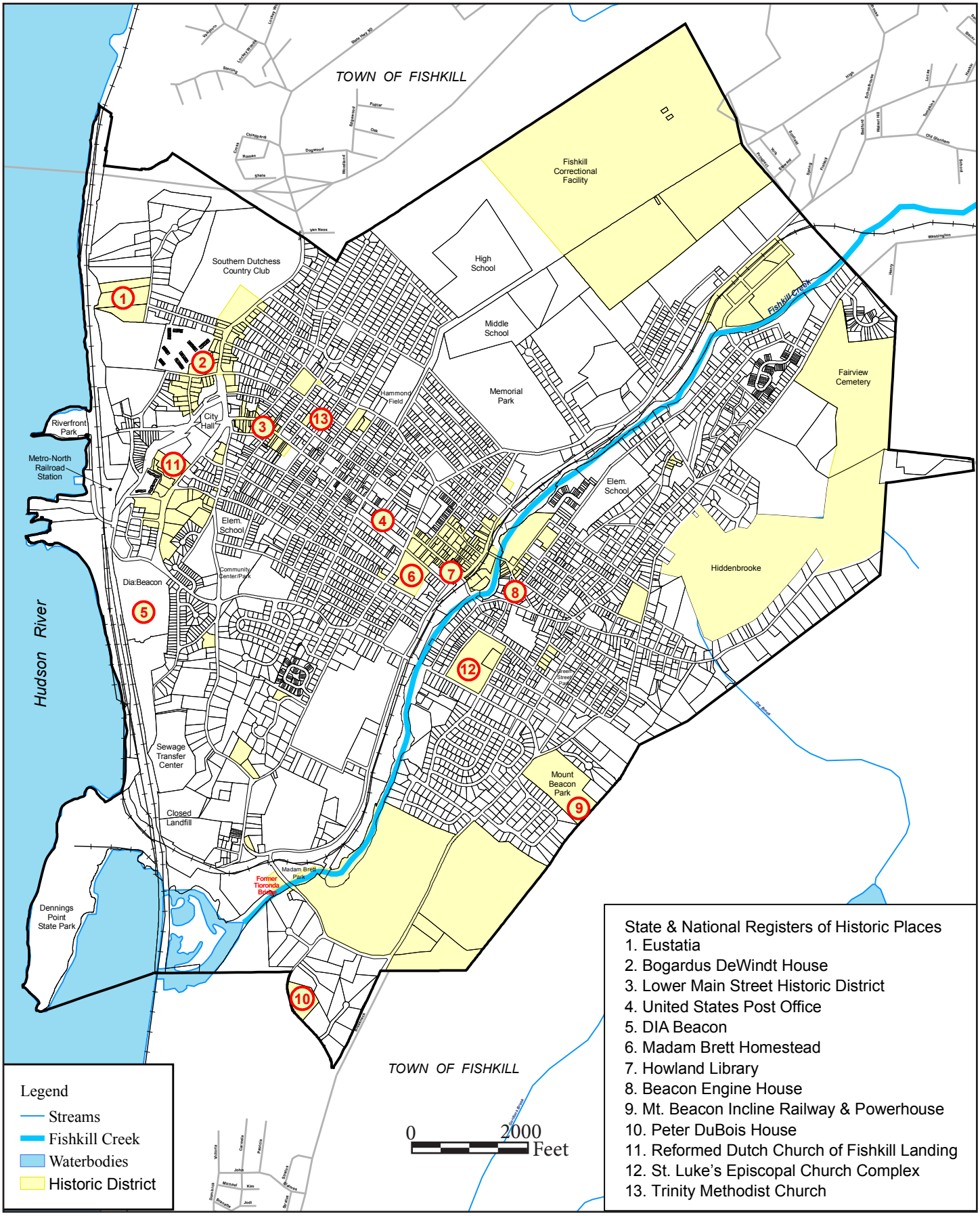


FIGURE 8-1: HISTORIC RESOURCES

Source: Frederick P. Clark Associates, Inc.

According to the New York Office of Parks, Recreation, and Historic Preservation, many additional properties and areas in Beacon are eligible for listing on the State and National Registers. These include the main building of the Craig House property, the upper Main Street area (for which the City is in the process of applying for designation), and 35 additional properties that were proposed for the State and National Registers in the 1980s. The City has a number of historic districts (i.e. Upper Main Street, Groveville Mill, Tomkins/High Streets and Spy Hill), as seen in Figure 8-1. Properties in those districts have a higher eligibility priority for being listed on the register. A list of eligible properties based on the 1980s proposal is included below:

Table 8-1: Historic Resources (Properties Proposed for Register Listings)

St. Andrew's Episcopal Church	24 Fishkill Avenue
123 South Avenue	27 Liberty Street
40 North Street	20 South Avenue
48 North Street	19 Kent Street
17 Church Street	5 Willow Street
62 Fishkill Avenue	45 Ferry Street
246 Fishkill Avenue	18 Oak Street
33 Davis Street	63 Tioronda Avenue
34-36 Spring Valley Street	86 Sargent Avenue
Hudson Fulton Monument	575 Wolcott Avenue
Christie House	21 Kent Street
Tioronda/Craig House	75 Grove Street
62 Rombout Street	Zion Methodist-Episcopal Church ~~St. John the Evangelist Catholic Church~~
29 Russell Street	Beacon Salvage
7 Center Street	Wodenethe Gatehouse I
22 South Avenue	Wodenethe Gatehouse II
88 Sargent Avenue	8 Dutchess Terrace
31 North Avenue	St. John the Evangelist Catholic Church
~~31 North Avenue~~	

According to the U.S. Census[13], approximately 36 percent of the housing units of the City were built in 1939 or earlier. While not all of these 2,133 homes and apartments are likely to be historically significant, the City has a large stock of housing with historic potential.

There are approximately 280 properties currently protected by the City's Historic District and Landmark Overlay Zone, which was expanded in May of 2006 through a revision to the City Code. The overlay

[13] U.S. Census Bureau, American Community Survey, 5-year Estimates, 2010-2014

zone currently protects a total of approximately 597 acres of land in the City, which is approximately 20 percent of the City's total land area. The City of Beacon adopted a local law regulating development within the newly created Historic District and Landmark Overlay Zone in 1991. The law, which became Chapter 134 of City Code, was amended in 1999 to add five properties, and again in May of 2006 to add approximately 20 more areas. The Historic Preservation Chapter of the Code requires that all proposed exterior alterations within the overlay zone must receive a certificate of appropriateness from the Planning Board. The certificate is granted based on the historic or architectural value of the structure and the compatibility of the proposed exterior alterations within the district. As an incentive to assist property owners with the proper maintenance of these historic properties, properties within the overlay zone may, by special permit, be allowed to operate business uses, such as antique shops or artisans' studios, restaurants, bed-and-breakfast establishments, professional offices, or residential uses including up to four apartments in the building. This is currently available to all properties within the overlay zone, regardless of the underlying zoning. As noted above, this section of the Code also allows an exemption from an increase in property taxes for ten years if property improvements are done according to the regulations of the Historic Preservation Chapter.

In addition to the many individual properties with historic value in the city, the overlay zone protects a number of areas comprised of many structures and properties which have been identified as having historic value. These areas include:

- The area around the Craig House and University Settlement at the southern gateway of the City on Wolcott Avenue;
- Upper Main Street from Teller to East Main Street and Leonard Street;
- South and North Streets, which are residential areas just north of Main Street;
- Lower Main Street between Wolcott and Willow on the north side, and between Wolcott and Elm on the south (this area is also on the State and National Register);
- A neighborhood between Rombout Avenue and Beekman Street overlooking the waterfront;
- A collection of Victorian homes along Tompkins Avenue, High Street, and a portion of North Avenue;
- The buildings and grounds of the former Matteawan State Hospital; and
- The collection of mill housing and mill buildings on and around Front Street near the City's northern border with the Town of Fishkill.

The Beacon Historical Society has been actively documenting the City's past and advocating for the preservation of its unique historic landmarks. The Society created a self-guided tour in 1992, called "Discover Beacon" which describes the historical significance of 36 sites in the City. Their offices recently moved to South Avenue, in a space formerly the rectory of St. Andrew's Episcopal Church. With

more than 2,000 square feet, the office is nearly 10 times larger than its previous space, allowing the society to host its own exhibits and add a research library and storage space.

8.2. Historic Resources Goal and Recommendations

HISTORIC RESOURCE GOAL:

Encourage the preservation of historically and culturally significant buildings, landscapes, and neighborhoods.

OBJECTIVES AND RECOMMENDATIONS:

A. Continue to provide incentives for the preservation of historic and older buildings

The Code currently provides two incentives to property owners in historic districts, as discussed above. The first incentive is that properties within the overlay zone may, by special permit, be allowed to operate business uses or multifamily uses that would not ordinarily be permitted in the underlying zone. Another incentive is an exemption from an increase in property taxes if property improvements are done according to the regulations of the Historic Preservation Chapter.

Regulations:

8.1 Develop an effective regulation or other intervention that will encourage rapid redevelopment while protecting core historical aspects where feasible.

8.2 Revise Section 5 of Chapter 134 to provide clear standards for applicants and for the review process. The standards should explicitly account for variations in the overall historic value and potential architectural quality of the restored building.

8.3 For commercial and industrial properties with the Historic Overlay Zone – many of which for decades have been derelict and in need of major renovation and environmental clean-up – develop an effective regulation that will encourage the rapid redevelopment of such properties while protecting their core historical aspects where feasible.

8.4 Revise the historic preservation regulations to allow a limited range of special permit uses depending on the underlying zoning of the area. Currently, the special uses listed

in the Historic Preservation Chapter are theoretically allowed in any zone. The Historic Preservation Chapter does require that any proposed uses be "compatible with the neighborhood," but the City should tailor what types of special permit uses would be acceptable in which underlying zones.

Funding Opportunities:

8.5 Consider providing public funding sources and/or tax incentives for property owners to assist with the maintenance of properties in historic districts. Public sources include city, county, state, and federal sources. The City should explore non-profit or private funding sources as well. The City should develop a program whereby property owners apply for funding and their requests are evaluated based on need, merit, and available funds. Projects accepting such funding would need to perform the work according to an established timeline and at standards acceptable for work on historic properties.

8.6 Explore the feasibility of establishing a fund whereby fines for violations of historic preservation regulations and/or real estate transfer taxes help fund maintenance of historic properties and/or other historic preservation activities. Seek grants to fund this research, and include the Beacon Historical Society in the research work and/or oversight of the work.

Other:

8.7 Research and identify potential disincentives for property owners and the City of Beacon to participate in historic programs or designations and remove disincentives to the extent possible. Seek grants to fund this research.

8.8 Provide brochures and internet-based information for owners of property within the Historic Overlay District.

B. Revise and update Historic District regulations and State and National designations.

Regulations:

8.9 Revise historic preservation regulations to refine and clarify the principles regarding the regulation of the character of new construction in historic districts. New construction should generally not imitate or try to duplicate an historic building, but should be compatible with its surroundings as related to; footprint (site and setting), roofline, building envelope (size, scale and mass), exterior material usage, and window and door proportion. The criterion guiding these

principles should be itemized in a thorough breakdown of each item in a publicly accessible format, resulting in more predictable and efficient applications.

8.10 Revise historic preservation regulations to include landscapes and address the need to protect historic landscapes.

8.11 Develop an effective regulation that will enforce minimum standards of maintenance for historic buildings and potentially historic buildings in order to prevent 'demolition by neglect.'

Inventory and Analysis:

8.12 Compare (and update periodically) existing catalogues of historic resources in the City with the current list of City properties within the Historic District and Landmark Overlay Zone; identify properties that should be included within the overlay zone. In particular, the City should consider which properties in the Fishkill Creek corridor should be protected within the Historic Overlay Zone. Seek grants to fund this work, and include the Beacon Historical Society in the work and/or oversight of the work.

8.13 Periodically compare existing catalogues of historic resources in the City (particularly those already within the City's Historic Overlay Zone) with properties listed on the State and National Registers of Historic Places; identify properties that should be included within the State and National Registers. Seek grants to fund this work, and include the Beacon Historical Society in the work and/or oversight of the work.

8.14 Compare the City's existing historic preservation ordinance with the model historic preservation ordinance of the Certified Local Government (CLG) program of the New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP). If the City's ordinance is within the parameters of the model ordinance, the City should apply for acceptance to the Certified Local Government (CLG) program, which is a federal program administered through the New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP). Certification through the CLG program would provide a direct link to state and federal preservation programs, including a range of municipal support programs and government grants. Currently, approximately $100,000 is available annually for historic preservation activities of local governments, and only 50 communities in New York State are certified.

8.15 Maintain and improve the City's inventory of historic trees.

Other:

8.16 Develop an expedited review process for emergency alterations related to lead abatement where the property is occupied and one or more of the residents has elevated levels of lead present in the blood.

8.17 Consider the creation of a Historic Building Committee to work with the Beacon Historical Society on building preservation research and advocacy.

C. Preserve historic properties owned by the City and support the work of the Beacon Historical Society.

8.18 Assist the Historical Society in its efforts to establish a suitable space for the preservation and display of historic artifacts.

Section 9: Recreation and Community Facilities

The quality of recreational and other community facilities available in Beacon contributes significantly to the quality of life in the community. For recreation, Beacon has a mix of large and small parks, with a range of active and passive recreational opportunities. As stated in the 2007 Plan, Beacon residents are proud of the high school, and are generally satisfied with the education provided by the school district. Cultural institutions, with Dia:Beacon as the most prominent, further enrich the community. The City has many opportunities for further development of the range of its facilities, including the Fishkill Creek corridor for trails or jitney service and the restoration and reuse of the Incline Railway.

The Public Opinion Survey from the 2007 Plan showed that Beacon residents agree on the importance of public safety and emergency preparedness and a medical facility with emergency services located in the City. Parks and recreation opportunities are also important to residents. The survey showed that there is substantial support for a new youth/community center, and for the continued support of arts and culture in the city, particularly through meeting a widely perceived need for a movie theater and a performance theater. A theater is currently under construction at the old theater site on Main Street.

Potential new pedestrian access to the Fishkill Creek, Hudson River, Mt. Beacon and/or other open space also received high marks among the survey. Common themes were to add more or improved parks, a swimming pool, a youth center, a senior center, bike paths, and a marina/waterfront facilities. Boating and marina facilities were also supported by respondents.

The visioning workshops conducted by the Comprehensive Plan Committee and its consultants in June 2006 showed that Beacon residents enjoy and value the parks, trails, and various cultural facilities and events in the City, and have a lot of enthusiasm for potential improvements, including expanded recreational use of the Fishkill Creek corridor and restoration of the Incline Railway. Many workshop participants would also like to see a Community Center on Main Street with expanded youth programs and senior programs, and an emergency services facility or a hospital in the City.

Workshop participants expressed a strong appreciation for the nature trails, hiking opportunities, and parks in and around the City. The smaller ‘pocket parks’ and neighborhood parks were valued for the good opportunities they provide for community interaction. Some suggestions regarding City parks were to install more amenities in the existing parks, such as benches; acquire or preserve open space in such a way that it maximizes opportunities to link recreation sites, including pocket parks, passive and active recreation areas with each other; and create a new park, or town square, in the central portion of Main Street. Also, citizens involved in the ongoing planning process have suggested that there is a need for more active recreational areas for City residents.

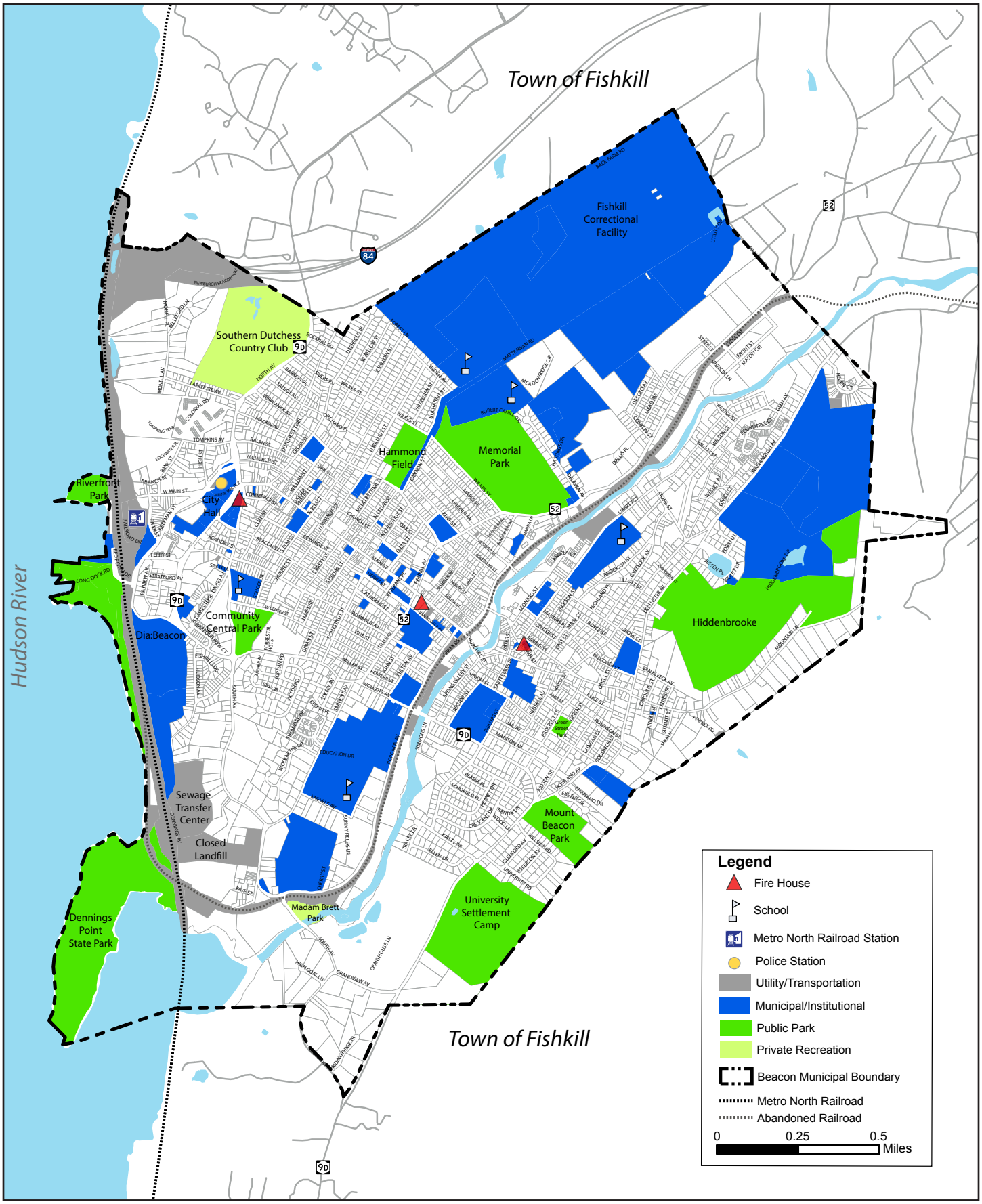


FIGURE 9-1: COMMUNITY FACILITIES

CITY OF BEACON COMPREHENSIVE PLAN UPDATE *Source: Frederick P. Clark Associates, Inc.*

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Participants wished to see improved bicycle paths and improved signage indicating bike routes, the improvement and extension of the Fishkill Creek trail (some suggested San Antonio's Riverwalk could be an appropriate model for portions of the trail). Participants discussed the importance of using the tracks along Fishkill Creek as either a walking and bicycle trail, a route for a steam engine-driven excursion train, or a route for a jitney service that can travel on both rails and road. This rail line was seen as an opportunity to connect Denning's Point to the central part of Beacon.

Dia:Beacon was seen as an important institution in the community, along with the Madam Brett Homestead and Park, the Sloop Club and the Howland Cultural Center. There was a general consensus on the desirability of restoring the Mount Beacon Incline Railway, so that it could be used again as a destination for visitors and a place for environmental education.

Theater and performance spaces were seen as a desirable addition to the City of Beacon. The arts community's arts events and festivals that take place in the City over the course of the year were important to the community. Residents expressed a desire for the City to foster the sense of community that makes Beacon special by encouraging block parties and other similar social opportunities at a small scale throughout the city.

Other facilities that workshop participants desired included a hospital or health care facility and power plants for alternative energy sources, such as a Fishkill Creek hydroelectric power station, wind or solar power generation facilities. Many residents were in favor of creating a Community Center on Main Street for both youth and seniors. Residents identified the need for programs for teenagers at the community center. In addition, the Beacon Community Resource Center on 23 West Center Street is not in the kind of central location favored by workshop participants. The former municipal building County office building across from Citizens Bank on Main Street may be a potential site for the new Community Center.

Residents suggested the City work to improve dissemination of information to the public. Participants also suggested improvements for the police department, including better communication, more foot or bike patrols on Main Street, and more attention to youth issues in the city.

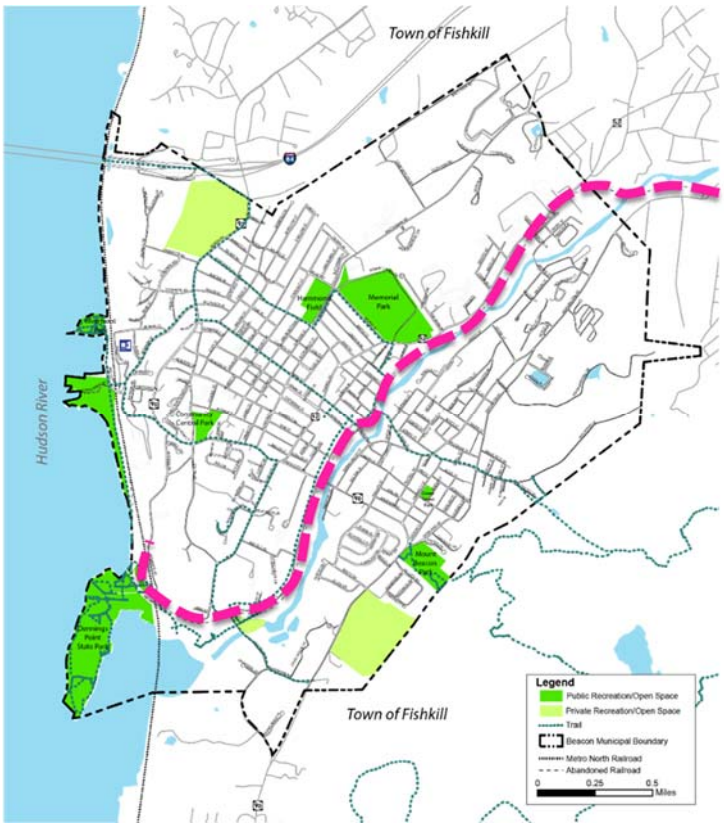
Recreation Study

In addition to the information presented herein, the City is currently undertaking a Recreation Study. The purpose of the study is to evaluate the City's existing conditions of parks and open space. It will also evaluate the allocation of recreational fees associated with new development, given Beacon's current recreational needs and anticipated population growth. Recommendations will address identified deficiencies, including areas where the acquisition of land or creation of new facilities would enhance existing recreational sites, create a network of recreational sites and open spaces via improved connections, or provide new facilities to areas of the City that are currently underserved. Rough cost estimates will be developed for implementation of the recommended improvements. The 'Town of East

Fishkill Recreation Study', conducted by BFJ Planning (May 1999) will serve as a case study reference for the City of Beacon Recreation Study.

Development of Metro-North's Beacon Line

Metro-North Railroad's Beacon Line is a non-active line which provides an east-west connection to the railroad's Hudson Line, Harlem Line, and the Danbury Branch of the New Haven Line. In October 2016, the Metropolitan Transportation Authority (MTA) and Metro-North Railroad issued a Request for Expressions of Interest" ("RFEI") for the development of the abandoned Line, which includes 27.6 miles of track running from Beacon to the Dutchess-Putnam county line. The unused line begins at the Metro-North Line then parallels Fishkill Creek and continues through the Town of Fishkill at Route 9. The trail offers scenic views of the Creek, the Hudson Highlands and Mount Beacon.



Beacon Line Route

The City is working with Dutchess County and the Town of Fishkill to develop the railroad right-of-way as a rail trail, maintaining the potential future use for light-rail passenger service should the need arise. The rail trail could connect with the Dutchess Rail Trail that runs from Hopewell Junction to the Walkway Over the Hudson in Poughkeepsie, and also to Brewster, Nyack and the Westchester County rail trail system.

Developing the rail for recreational (biking and hiking) purposes could be a large driver of tourists to Beacon. Beacon is one of the only locations along the rail trail that can be directly accessed from Metro-North. This would also help to generate revenue for Metro-North through increased ridership, without the entity's need to maintain new rails, bridges and trains.

9.1. Recreation

PARKS AND OPEN SPACE

Approximately 11 percent of the City's land area, or 335 acres, is devoted to publicly accessible active and passive recreational uses. The amount of land in the City devoted to recreational uses has increased steadily over the past 45 years. Figure 9-2 shows park and open space resources in the City.

The City of Beacon has numerous recreation opportunities that are managed by the Recreation Department, advised by the Recreation Committee. The Recreation Department has offices at the Recreation Center located on West Center Street. The City employs three staff year-round, two full-time and one part-time, to manage Recreation Department activities. Recreation programming includes three after-school programs, summer sports programs and camp, seasonal adult fitness programs and cultural and holiday programming. The Recreation Department is responsible for special uses of all city parks as well as operating the community pool and programs in the summer months. These programs are available to Beacon residents, and to all schoolchildren in the Beacon City School District (which includes portions of the Town of Fishkill and the Town of Wappinger).

Table 9-1: Inventory of Recreation Areas

Park	Land Area	Percent of Recreational
Hiddenbrooke Property	103.3	30.82%
Denning's Point	64.23	19.16%
University Settlement Camp	51.25	15.29%
Memorial Park	49.23	14.69%
Long Dock Park	23.29	6.95%
Mount Beacon Park*	15.2	4.53%
Hammond Park	8.92	2.66%
South Avenue Park	6.74	2.01%
Riverfront Park	5.97	1.78%
Madam Brett Park*	5.65	1.69%
Green Street Park	1.42	0.42%
Total	**335.2**	**100%**

** Private park; Scenic Hudson is responsible for maintenance*

The City of Beacon Department of Public Works maintains all City-owned parks, including Memorial Park on Wilkes Street, South Avenue Park on South Avenue, Riverfront Park on Red Flynn Drive, and Flannery Park on Green Street. The City's park system includes four softball and three baseball fields, one football field, one soccer field, two tennis courts, four basketball courts and four playgrounds. The City also maintains four picnic pavilions, walking paths, and a public pool. The Department marks fields for all recreation programs. The City also has three privately owned parks: the Madam Brett Homestead, Scenic Hudson's Long Dock Park and Mount Beacon Park.

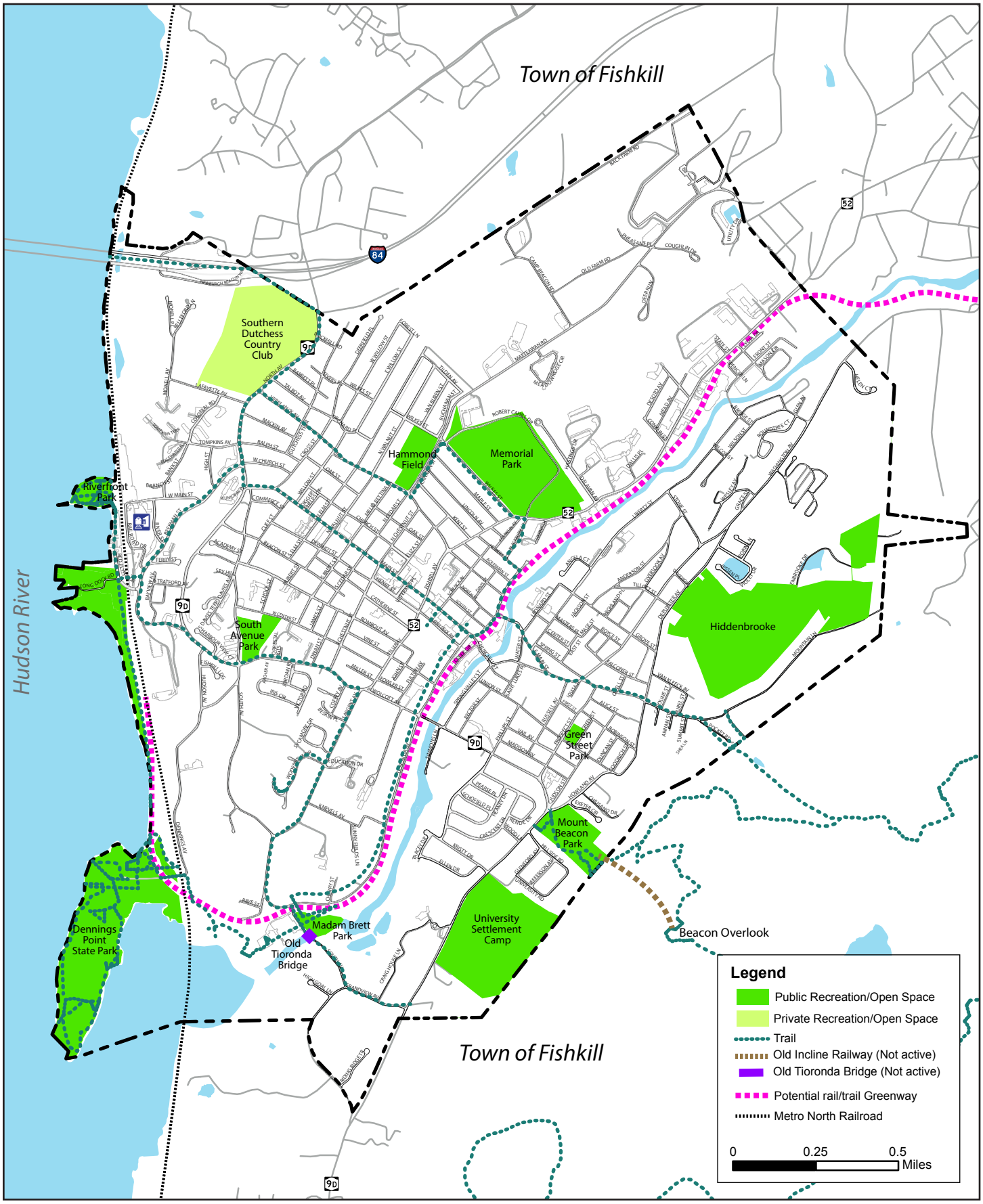


FIGURE 9-2: OPEN SPACE AND RECREATION

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Pete and Toshi Seeger Riverfront Park

Pete and Toshi Seeger Riverfront Park, a 10 acre park located on Red Flynn Drive, on a peninsula jutting out into the Hudson River, is a very active recreational facility which hosts numerous events during the summer months. Pedestrian links from the waterfront to the Main Street corridor and downtown business area are not strong. The visual and physical barrier resulting from the change in elevation from the water to Main Street has been highlighted previously. The underpass from the waterfront to the train station provides a pedestrian way for walkers, but the vast parking lots at the train station further erode the relationship between the two areas.

Memorial Park

Memorial Park located in the center of the city, adjacent to Rombout Middle School and serves as the city's "Central Park." It is the city's primary park and many civic events are hosted there.

Mount Beacon

From 1902 to 1975, The Mount Beacon Incline Railway was one of the steepest incline railways in existence (a 65 percent grade). It took an estimated 3 million people up to the 1,540-foot summit of Mount Beacon, until fire and vandalism destroyed the incline railway.

In order to bring Beacon's unprecedented renaissance full circle, an effort has been underway since 1996 to restore the Mount Beacon Incline Railway by a local grassroots organization. This one-time unique experience brought thousands of visitors to Beacon to ride the steepest incline railway in the world. At the top was the Beacon Crest Hotel and a dance hall, which treated visitors to spectacular views of the Hudson River. For many years the Incline Railway was Beacon's primary tourist attraction and a constant source of enjoyment for local residents (read more at www.inclinerailway.org).

Today there are trails that lead to the summit of Mount Beacon and along the Fishkill Ridge, providing spectacular views. Scenic Hudson estimates that Mount Beacon Park receives approximately 750 visitors per month during the six warm-weather months of the year and approximately 250 visitors per month during the six cold-weather months of the year. During summertime, an average of 20 visitors enter the park on weekdays, with this number increasing to an average of 60 visitors per day at weekends. Parking at the Mount Beacon trailhead is reportedly an issue during peak periods. The City should consider extending the walking trail from Mount Beacon Park to the Settlement Camp with a trailhead and parking lot. This parking lot would also serve increased use of the camp over time.

Long Dock Park

Scenic Hudson's Long Dock Park is a 15-acre open space situated on the Hudson River in close proximity to the train station. Long Dock once contained a rail ferry terminal, warehouses and other buildings. More recently, it was home to an oil terminal, salt-storage facility and junkyard. Scenic Hudson has cleaned up the area to create a riverfront destination with a kayak pavilion and beach for launching boats, rehabilitated wetlands and meadows that attract wildlife. While the park is private, it is generally open to the public. The park's restored, historic Red Barn, now Scenic Hudson's River Center, hosts arts and environmental-education activities and is home to the American Center for Folk Music. Scenic Hudson has plans to expand the park to include a plaza, boardwalk, walking path, seating pavilions and a new parking area. An area has also been designated for food trucks to operate on-site. Figure 9-3 shows a site plan with Scenic Hudson's proposed changes at Long Dock Park.

Figure 9-3: Proposed Site Plan for Long Dock Park (2016)

Source: Scenic Hudson

Madam Brett Park

Scenic Hudson also acquired 12-acres of land along the Fishkill Creek, from the old Madam Brett's Mill to the confluence with the Hudson River, and named it "Madam Brett Park." The area presently provides access to the Fishkill Creek and to limited hiking trails.

Hiddenbrooke Property

In 2015, the City, in partnership with Dutchess County, purchased the 103.3 acre Hiddenbrooke property to permanently preserve the area as open space. To purchase the property, the City contributed $1.1 million and the County contributed $550,000 through its Partnership for Manageable Growth Open Space and Farmland Protection Matching Grant Program. Other funding included $350,000 from the New York State Environmental Protection Fund and $250,000 from the Archdiocese of New York.

Denning's Point Park

Denning's Point Park, which is part of Hudson Highlands State Park, is home to both a park and the Center for Environmental Innovation and Education (CEIE), part of the Beacon Institute for Rivers and Estuaries. The Center restored one of the abandoned buildings, from the old Denning's Point Brickworks factory, which is now used as both the visitors' center and for educational programs, events, and environmental workshops. Other remnants of the site's industrial past remain present on the site. The park has accessible walking and biking paths which feature the rich cultural and archaeological history.

University Settlement Camp

In 2007, the City of Beacon signed an agreement with the State of New York to take responsibility for the operation and maintenance of the 100-acre University Settlement Camp property as a resource for recreation, education and conservation purposes. The property was established as the University Settlement Camp in 1910 as a residential camp facility that served as an outdoor recreational opportunity for New York City youth. The property was sold to the New York State Department of Parks and Recreation in 2007. The City of Beacon was later arranged to manage and maintain the property.

There are a number of historic wooden structures on the property, many of which have fallen into disrepair largely due to varying types and qualities of foundations (e.g. concrete pylons versus stacked stones) and the infiltration of moisture; however several of these buildings have been maintained by the City of Beacon for adaptive reuse (e.g. art and nature education, music/theater and flexible event spaces. The City of Beacon Recreation Department also plans to construct an indoor artificial rock climbing gym inside one of the buildings as well. The creation of a "Friends Of" group dedicated to the preservation and continued use of the property is currently being planned.

Other programming for the USC includes film festivals and community gardening on a volunteer basis. The park also includes a popular Frisbee golf course that draws visitors from nearby states year-round.

The swimming pool is another considerable asset to University Settlement Camp, which attracted 11,000 visitors last summer 2016. The City of Beacon Recreation Department plans to add concession stands to generate revenue that could be allocated toward further improvements, such as new restrooms, changing rooms, and ping pong tables.

As discussed above, the city should consider extending the walking trail from Mount Beacon Park to the Settlement Camp with a trailhead and parking lot. This parking lot would also serve increased use of the camp over time.

TRAILS

Hudson Highland Fjord Trail

Scenic Hudson has led a cross-jurisdictional effort to develop a 9-mile non-motorized shared-use trail connecting the Village of Cold Spring and the City of Beacon via the Hudson Highlands State Park Preserve. The project also proposes roadway improvements along Route 9D that encourage bicycling and pedestrian activity. A draft Master Plan for the Hudson Highlands Fjord Trail has been developed and is illustrated in Figure 9-4. The project is subject to environmental review before implementation.

Fishkill Creek Greenway & Heritage Trail (FCGHT)

In 2003, the City, in cooperation with a Greenway Trail committee, developed a master plan for the FCGHT (Figure 9-5). The proposed trail connects the Beacon Metro-North train station to the town of Fishkill through the City of Beacon. The purpose of the trail is to reconnect residents and visitors to this critical natural resource. The trail is part of a larger open space vision for the greater Hudson River Valley trail network that encourages positive engagement with the natural and historical landscape. The FCGHT Plan proposes a location for the path, trail heads, points-of-interest, and many other interesting details that would make this trail a unique feature of Beacon.

Replacement of Tioronda Bridge (South Avenue Bridge)

As discussed in the Transportation Chapter, the City is in the design phase of a project to reconstruct the Tioronda Bridge at South Avenue. The bridge would be a multi-use bridge for pedestrians, bicyclists, and vehicles. The former Tioronda Bridge on South Avenue was dismantled several years ago due to structural and safety issues. Currently a utility bridge, which carries water and sewer lines, occupies the bridge site.

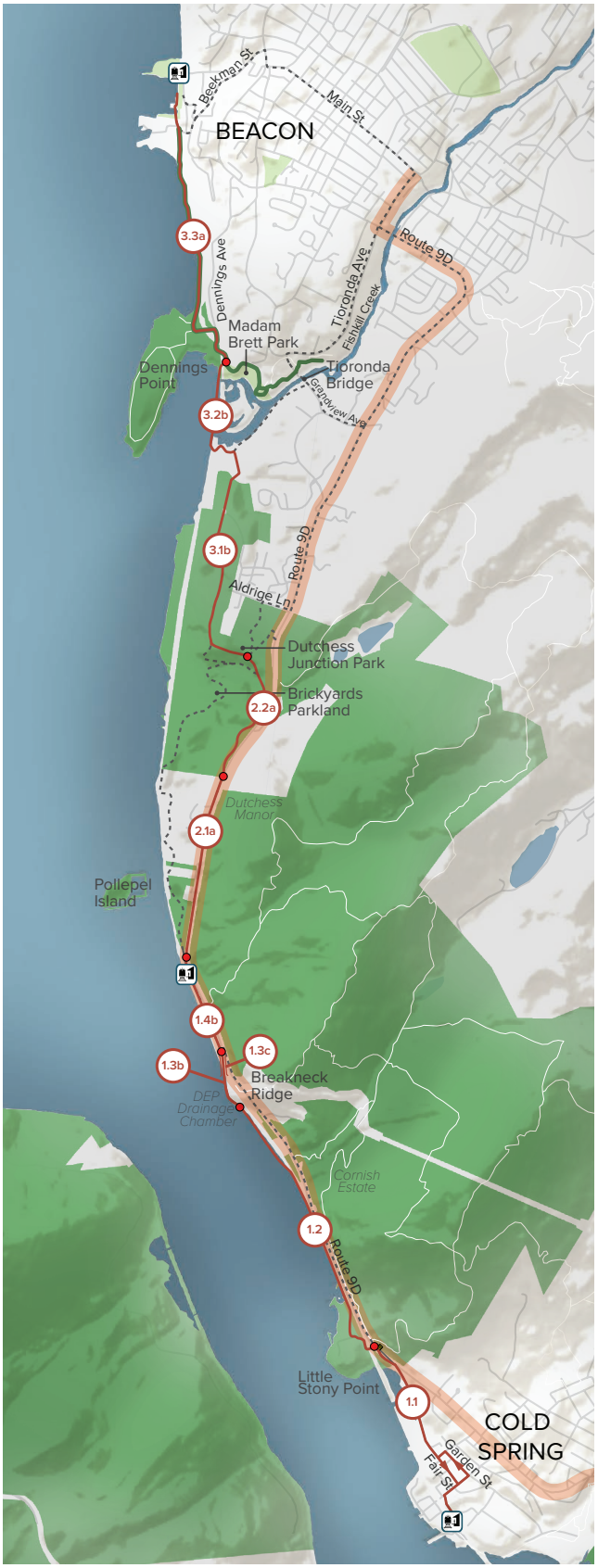
The multi-use bridge proposed by the City would provide direct access to the Hudson River waterfront, Denning's Point State Park, Madam Brett Park and Trail, Mount Beacon, Hudson Highlands Trail system and the Fishkill Creek Greenway which also provides access to the central business district. The City is

in the process of developing survey, engineering, design and construction documents for the South Avenue Bridge. The City has information of previous planning and design information of the existing utility bridge for use in the design of the new bridge.

Potential Beacon Line Rail-to-Trail

As discussed earlier in this chapter, the City has expressed interest in developing the non-active Beacon Line into a rail-to-trail corridor with the potential for future commuter service. The unused line begins at the Metro-North Line then parallels Fishkill Creek and continues through the Town of Fishkill at Route 9. The trail offers scenic views of the Creek, the Hudson Highlands and Mount Beacon.

HUDSON HIGHLANDS FJORD TRAIL
MASTER PLAN



Routes considered

Preferred route

Change in route segment

Parkway traffic calming: shoulder bicycle lanes (5'), coordinated banners/gateway/wayfinding signage

3.3a Existing trail network
Route trail along existing paths

3.2b MNR Causeway
Multi-use trail over the existing, unused MNR causeway

3.1b Brickyards Parkland
Multi-use trail through wooded area to the Fishkill Creek

2.2a Brickyard Parkland to Dutchess Junction Park (eastern upland route)
Multi-use trail at grade passing over two streams on bridges, benched into slopes or on structure over extremely steep grades

2.1a Breakneck Ridge Station to Brickyard Parkland
Buffer-separated multi-use trail along west side of Route 9D, requires new roadway alignment

1.4b Breakneck Connector (2014 CFA application)
Multi-use trail partly on structure and partly at grade

1.3c Bike-Ped bridge over railroad tracks
ADA compliant crossing over the railroad tracks

1.3b Breakneck Headlands/Shoreline
Multi-use path at grade; scramble and/or stair connection to Breakneck Ridge trail

1.2 Shoreline between Little Stony Point and Breakneck Ridge
Multi-use path along river's edge including at-grade asphalt path and structures over water

1.1 Cold Spring Station to Little Stony Point
Shared lane markings, sidewalks, signage; Multi-use path at grade in Litle Stony Point

For planning purposes
Concepts not based on survey

RBA

FIGURE 9-4: HUDSON HIGHLANDS FJORD TRAIL MASTER PLAN

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FIGURE 9-5: FISHKILL CREEK GREENWAY & HERITAGE TRAIL (FCGHT)

Source: Fishkill Creek Greenway and Heritage Trail Master Plan

9.2. Community Facilities

EDUCATION

Educational land uses consist of approximately 106 acres and nine properties. The Beacon City School District (BCSD) includes all of the area of the City of Beacon, plus a portion of the Town of Fishkill in the area north of the City. The BCSD is one of the 13 school districts that are affiliated with the Dutchess County Board of Cooperative Extension Services (BOCES), a government-funded agency that provides local school districts with a variety of educational services for adults and children. The district has one high school, one middle school, and four elementary schools: J.V. Forrestal, Sargent, South Avenue, and Glenham (which is located outside of the City of Beacon). The district offers bus transportation for students who reside more than 1.5 miles from school. The locations of the schools are shown on the map, Community Facilities. According to records maintained by the school district, 3,476 students were enrolled in public schools in the district in 2003-2004. Between 2005 and 2015, school enrollment has decreased, from 3,601 to 2,994 students. In addition to the six schools that are part of the school district, the City of Beacon also has one private school, the Oasis Christian School.

Public Schools

Beacon High School

Beacon High School is a secondary grade organization that houses students in grades 9 through 12. It is located at 101 Matteawan Road in Beacon. 924 students were enrolled in the school in 2014-2015 school year.

Rombout Middle School

Rombout Middle School is a middle grade organization and houses students in grades 6 to 8. It is located at 84 Matteawan Road in Beacon. 695 students were enrolled in the school in the 2014-2015 school year.

J.V. Forrestal School

J.V. Forrestal School is an elementary grade organization and houses students in grades PK to 5. It is located at 125 Liberty Street in Beacon. 281 students were enrolled in the 2014-2015 school year.

Sargent School

Sargent School is an elementary grade organization and houses students in grades K to 5. It is located at 60 South Avenue in Beacon. 381 students were enrolled in this school in the 2014-2015 school year.

South Avenue School

South Avenue School is an elementary grade organization and houses students in grades K to 5. It is located at 29 Education Drive in Beacon. 364 students were enrolled in this school for the 2014-2015 school year.

EMERGENCY AND PROTECTION SERVICES

The City's Police Department, located at 1 Municipal Center in Beacon, has 35 full-time police officers and four civilian clerical staff. The department handles approximately 14,000 calls for service a year. The Police Department is divided into three divisions: Patrol Division, Detective and Juvenile.

Patrol Division

The Patrol Division is the uniform division that is responsible for responding to any calls for service of crimes in progress 24-hours a day. The Patrol Division also has a K-9 Unit.

Detective Division

The Detective Division is responsible for case preparation and criminal prosecution and receives all felony investigations that are reported. The units is also responsible for all adult narcotic investigations.

Juvenile Division

The Juvenile Division is responsible for all juvenile crimes (crimes committed by people under the age of 16 years old), crimes against juveniles, all reported sex crimes and all child protective cases reported.

Fire Department

Established in 1913, the City of Beacon's Fire Department is a combination volunteer and career fire department that provides fire and rescue services with a staff of roughly 26 volunteer firefighters, 12 full-time career firefighters, a career chief, and a career lieutenant. The department operates out of three fire houses that house six fire-fighting apparatus, with over 1,600 calls a year, while boasting the County's fastest response time.

The Fire Department operates out of three stations:

- **Station 1 (Beacon Engine Co.):** Beacon Engine Company runs out of its historic 1889 station house and is located at 57 East Main Street in the City of Beacon.
- **Station 2 (Lewis Tompkins Hose Co.)**: Lewis Tompkins Hose Company operates out of the city's newest 1982 station which is located at 1 South Avenue in the City of Beacon.
- **Fire Headquarters (Mase Hook and Ladder Co.):** Mase Hook and Ladder Company has a large three-story 1911 station house which is located at 425 Main Street in the City of Beacon.

In 2014, the City of Beacon commissioned an implementation plan that optimizes fire service, developed by System Planning Corporation that recommends consolidating the fire department operations to one ~~new~~ single station location.[14] In 2015, a resolution by the City Council was passed to establish a committee to identify properties for a single consolidated firehouse.

The City of Beacon Fire Department is part of Battalion 7 of the Dutchess County Emergency Response Unit. The City of Beacon Fire Department provides fire prevention duties and Fire Police Unit.

Fire Police Unit

The Beacon Fire-Police Unit is a six-person unit that is known as the "Fire Police Unit of the Fire Department." This unit serves as many of the same functions as police officers at fires and other emergency scenes. These Fire Police officers are volunteers that assist with traffic and crowd control.

Fire Investigation

All fires and explosions within the City of Beacon shall be investigated as determined by the Incident Commander. The City of Beacon Fire Department will utilize the Dutchess County Fire Investigation Team to determine the cause of any fire or explosion at the Incident Commander's discretion.

Fire Prevention Division

The fire chief is responsible for implementing the Department's various fire prevention events. The fire prevention and safety presentations are conducted at day cares and schools. The presentations are conducted by fire personnel at the firehouses and at requested sites.

[14] City of Beacon, "Develop an Implementation Plan to Consolidate Beacon's Three Firehouses," TriData, 2014.

EMERGENCY SERVICES

In addition to its "traditional" firefighting duties, the City of Beacon Fire Department responds with at least one Emergency Medical Technician (EMT) to all life-threatening medical calls within the city with the local ambulance providers, Beacon Volunteer Ambulance and Mobile Life Support Services. The Fire Department is also trained and capable of commanding a wide variety of emergency situations including auto accidents, hazardous materials incidents or natural disasters.

Volunteer Ambulance Corps

The Beacon Volunteer Ambulance Corps, with its headquarters located at 1 Arquilla Drive, runs a fleet of three modern, fully equipped, New York State Certified ambulances, a Basic Life Support First Response vehicle and a Mass Casualty Incident Trailer. The BVAC responds to approximately 2,500 calls per year, which makes it one of the busiest volunteer services in the county.

HEALTH SERVICES

Hospitals

The City of Beacon currently has no facility for emergency health services or a hospital. Beacon residents in need of emergency medical services generally travel to Vassar Hospital in Poughkeepsie or St. Luke's Cornwall Hospital in Newburgh.

Nursing Homes

The City has one nursing home for those individuals who are in need of skilled nursing care or supervision on a 24 hour per day basis. Wingate at St. Francis, located at 10 Hastings Drive, is a for-profit organization that has 160 certified beds and houses 149 residents.

Adult Care Facilities

The City also has one adult care facility, Hedgewood Home (200 beds), at 355 Fishkill Avenue. Adult Care Facilities are one of the two types of adult homes recognized by the New York State. These facilities are licensed by the New York State Department of Social Services and are monitored locally by the Dutchess County Department of Social Services.

CULTURAL FACILITIES AND PROGRAMS

The **Beacon Recreation Center** is located at 23 West Center Street. The Center provides a range of on-site and off-site programs for youth and adults.

There are number of private organizations, including businesses and non-profit institutions, which contribute significant resources to the cultural life of the community. Most prominent among these is the **Dia:Beacon**, located at 3 Beekman Street, which houses the Dia Art Foundation's renowned collection, comprising art from 1960s to the present, in a nearly 300,000 square-foot art museum (a historic printing factory). What follows is a brief inventory of some of the other major cultural institutions of the City.

The **Beacon Institute for Rivers and Estuaries** has an office located at 199 Main Street. The Institute's mission is to create a global center for interdisciplinary research, policy-making and education regarding rivers, estuaries and their connection with society. The Institute has an education center and research facility on Denning's Point. In 2011, the Beacon Institute for Rivers and Estuaries entered into a strategic alliance with Clarkson University and is now a subsidiary of Clarkson.

The **Howland Cultural Center** is located at 477 Main Street in Beacon. The center promotes the arts and serves the community by welcoming groups to use the Center for their special events, i.e.: meetings, recitals, rehearsals, fundraisers, etc. The Howland Cultural Center building was listed on the National Register of Historic places in 1976.

The **Howland Public Library** is located at 313 Main Street. In 2015, the library hosted 120,000 visitors and has a circulation of 99,273 items. The library hosts a wide-variety of public events and workshops for all ages.

The **Madam Brett Homestead**, located at 50 Van Nydeck Avenue, is an important historic site that is open to the public on the second Saturday of the month April through December. The building has 17 furnished rooms, as well as period gardens. The house was built in 1709 and is the oldest home in Dutchess County.

CITY GOVERNMENT FACILITIES

The Municipal Building, also known as 'City Hall,' is located at 1 Municipal Plaza, the western terminus of Main Street. The building houses the City's administrative offices, the police department, and offers a large meeting room for City Council and other public meetings.

9.3. Recreation and Community Facilities Goal and Recommendations

GOAL:

Community services for all age groups should be provided consistent with the economic growth of the City and its available resources. Regional facilities should be encouraged to locate in the City. Develop a recreational open space system of sufficient size and locational qualities to meet the complete range of recreational needs for the people.

OBJECTIVES AND RECOMMENDATIONS:

A. Accessible Locations

Adequate recreational facilities of various types should be provided throughout the City in accessible locations. Special attention should be given to small local parks, in locations within one-quarter of a mile from residential areas.

9.1 Identify residential areas of the City which are farthest from existing parks, and assess the amount and quality of facilities within parks in terms of existing intensities of use and levels of maintenance, as well as distance from residential areas. Improve existing parks and identify potential locations for new parklands, particularly small parks, within the context of a capital budget.

9.2 Create opportunities for public input, including surveys and/or public meetings, regarding public needs and desires for recreational facilities. An opportunity for public input should be provided on an annual basis.

9.3 Continue to identify and upgrade facilities to meet ADA (Americans with Disabilities Act) standards.

9.4 Develop a maintenance and management plan for all existing and proposed recreation areas and facilities.

B. Active Recreation

Provide new playing fields and programs to satisfy increased demand for active recreation.

9.5 Inventory existing active recreational facilities and programs, including patterns of use.

9.6 The City should study potential new alternative sites for active recreational facilities and potential new programs, prioritize among the sites and programs identified, identify funding sources for acquisition or lease, construction and/or program implementation, and develop new sites and programs to accommodate local demand.

9.7 The City should explore opportunities to cooperate and work in partnership with neighboring municipalities to satisfy the short- and long-term needs of Beacon and area residents. Grants are available to support inter-municipal cooperation procedures.

C. Plan for Future Needs

Anticipate future needs and provide appropriate locations for facilities, services and programs.

9.8 Develop an Open Space Plan that studies and prioritizes properties important to the City for passive recreation and conservation purposes, to be preserved through purchase of development rights or through direct acquisition of property.

9.9 Project future recreational needs based on proposed land use and zoning and recent demographic trends as detailed in this Plan.

9.10 Plan for expanded senior programs and facilities to accommodate the growing senior population and help residents age in place.

D. Maximize existing facilities

Maximize community use of existing facilities through scheduling, increased staffing and volunteer participation.

9.11 The Recreation Department should seek to coordinate the schedules of the multiple users of the existing recreation areas to the maximum benefit and utility.

9.12 Volunteer assistance in program development and delivery, and in park maintenance, should be encouraged and facilitated by the Recreation Department. Provide training to all program staff and volunteers to achieve a level of professionalism that reflects an understanding of non-discrimination and conflict resolution.

E. Greenways

Continue to develop Greenways along the Hudson River and Fishkill Creek for public recreation, and provide linkages to trails towards the Hudson Highlands and the slopes of Mount Beacon. Improve boat access to Fishkill Creek and the Hudson River. Determine the future use of the railroad tracks along Fishkill Creek for vehicles capable of utilizing the tracks or for a bicycle and pedestrian path, and implement the decision.

9.13 Continue to develop a continuous Fishkill Creek Trail. Work with property owners in the corridor to secure trail easements as appropriate. The City should acquire property as needed along the corridor to achieve a continuous trail, and/or construct sections of the trail as a boardwalk over the creek, if necessary. Coordinate with neighboring municipalities to enhance access and linkages to and provide for continuation of the trail.

9.14 Extend/link the walking trail from Mount Beacon Park to the University Settlement Camp. Develop a trailhead and parking lot at the camp that provides access to both sites.

F. Open Space Plan

Develop an Open Space Plan that studies and prioritizes properties important to the City for passive recreation and conservation purposes, to be preserved through either purchase of development rights or through direct acquisition of property.

9.15 The Recreation Committee will develop this plan.

G. Arts and Culture

The City of Beacon recognizes the tremendous role that arts and culture has played in drawing both new residents and tourism to Beacon, as well as enriching the lives of much of the community for almost 15 years. In order to preserve and strengthen the arts in Beacon, the City will engage and work with BeaconArts and other leadership to develop a cultural comprehensive plan for Beacon that will address issues such as affordable housing for artists of all disciplines; affordable studio and gallery space; development of live/work space; potential sites for performing arts and film centers or venues in existing, new, or re-purposed structures; funding for the arts through incentivized partnerships with developers and/or a commitment to fund the arts through a percent-for-art program; the potential for a certified "cultural district" in the city of Beacon; as well as other issues which have been identified by the City and BeaconArts through public forums and surveys of the arts community.

9.16 Encourage the establishment, development, continued growth and health of publicly and privately funded non-profit facilities and programs which enhance the cultural and artistic development of the City.

9.17 Encourage private persons and representatives of private institutions to meet on an occasional or regular basis, in formal and informal settings to encourage cooperation between organizations for the purpose of enhancing the cultural and artistic development of the City. The City should work in partnership with such organizations on initiatives including planning, zoning, and funding.

9.18 Support the Historical Society's efforts to improve and expand historical exhibits and displays (see also Objective H, Tourism, in the Commercial, Office and Industrial Development chapter, and the objectives of the Historic Resources chapter).

H. Incline Railway

Encourage the restoration and reuse of the Mount Beacon Incline Railway.

9.19 Support the Mount Beacon Incline Railway Restoration Society as they raise funds, explore the feasibility of alternatives, develop plans and begin implementation of the restoration and reuse of the railway.

I. Police Department

Improve community relations with the Police Department and increase the Department's effectiveness.

9.20 Mandate education, training and professional certification programs and opportunities for Police Department employees.

9.21 Continue to actively pursue diversity in the Police Department.

9.22 Actively recruit staff so that the Department reaches desired force levels and maximizes coverage of the City.

9.23 Actively pursue an increased presence on Main Street, including more officers on foot patrol.

J. Fire Department and Emergency Services

Maintain a high level of emergency response preparedness and emergency service.

9.24 The City should explore regional solutions to providing effective fire-fighting coverage and other emergency services.

9.25 The City should find a suitable location to consolidate fire department operations to one single station.

9.26 Take measures to increase volunteer recruitment and to retain volunteer members.

9.27 Study firefighting and other emergency service needs and take action to ensure that emergency response preparedness is adequate.

Section 10: Waterfront and Train Station Area

10.1. Introduction

The train station and waterfront area has long been seen by local, county and regional planners as an opportunity for growth that will enhance the quality of life, improve the transportation network, and contribute to the economic health of Beacon and the surrounding region. Connecting the waterfront with Main Street has always presented a challenge for the city due to the steep slope and walking distances between these areas. There is considerable potential to encourage development that will help to create an easily accessible and attractive connection between these two areas, as well as linking the major attractions located around these centers by suitable modes of transport. The area offers many advantages for successful marketing and economic development as it is unique in its access to both the waterfront and the Metro-North Railroad. The 2007 Comprehensive Plan recognized that supporting development at the station has the potential to:

- Directly reconnect Beacon to its riverfront with improved access over the railroad;
- Create new public places with great river views;
- Make riverfront parks more accessible, active and secure;
- Reinforce public transit with more riders; and
- Support businesses with new residents and visitors.

The vision presented in this Plan for development at the station is to create a destination that serves as a "gateway" to Beacon, to reclaim the riverfront and to link that riverfront to downtown Beacon. This chapter presents recommendations for sustainable development that will enhance the City while providing an improved connection to the train station. The recommendations build on prior planning efforts by the City, County, MTA and others. The following objectives were used as guidelines for recommendations:

- Connect the surrounding area to the station and waterfront area by creating an environment that accommodates the automobile and also improves access for pedestrians, bicyclists, and users of all abilities and ages.
- Focus development in areas that will create a gateway/improved entrance to the station and preserve or improve public views of the water.
- Utilize development to improve the station area with shared capital investment by the MTA (such as improved station access and linkages, expanded train passenger platforms, improved access to those platforms, and improved integration of the station and the ferry).
- Support activities on the waterfront that preserve or enhance its character as a public open space.
- Orient buildings toward the streets and accommodate parking needs.
- Favor land-uses that support compact, mixed-use environments.
- Provide an opportunity for mixed-income/mixed-use development that provides affordable workforce housing.
- Encourage the highest quality of urban and architectural design, and provide the best and most attractive mix of development for housing and commercial uses in an environmentally friendly and responsible manner.
- Prioritize parking west of the station for the use of residents and visitors using the waterfront park and recreation areas.

LAND USES

The Waterfront Land Use Map (Figure 10-1) identifies the various uses and ownership around the station. MTA/Metro North controls the parking lots, the train station, railroad right of way, the MTA maintenance shed at the center of the site (within the former Dorel Hat Factory), and the MTA Police Station. The adjacent area to the east is largely single- and multi-family residential with some commercial uses located along West Main Street.

On the waterside portion of the station, there are two parks, Pete and Toshi Seeger Riverfront Park and Scenic Hudson's Long Dock Park. Pedestrian access to the parks are provided via the underpass at Beacon Station or along Long Dock Road. Long Dock Park is a riverfront destination featuring a kayak pavilion and beach for launching boats, rehabilitated wetlands and meadows that attract wildlife. The park's restored, historic Red Barn, now Scenic Hudson's River Center, hosts arts and environmental-education activities and is home to the American Center for Folk Music.[15] Pete and Toshi Seeger Riverfront Park features a playground, basketball courts, volleyball courts, places to picnic and expansive views. Walking paths connect the waterfront's myriad amenities. The one-mile Klara Sauer Trail spans the waterfront from the Beacon Train Station to Denning's Point State Park.

There is a ferry terminal adjacent to the station which largely serves commuters to the station from Newburgh and Orange County. The ferry connection between Beacon and Newburgh was reactivated in October 2005, after 42 years of non-operation. Approximately 1,340 rail commuter parking spaces are available at the Station. Parking is nearing capacity. The majority of the parking is on the eastern side of the tracks.

The station area is primarily accessed by two roads, West Main Street and Beekman Street. Route 9D collects traffic from Beekman Street. The key intersections along Route 9D include Beekman Street, Main Street, and the I-84 north in Fishkill. The only vehicular access to the waterfront side of the tracks is at Beekman Street North.

[15] http://www.scenichudson.org/parks/longdockpark

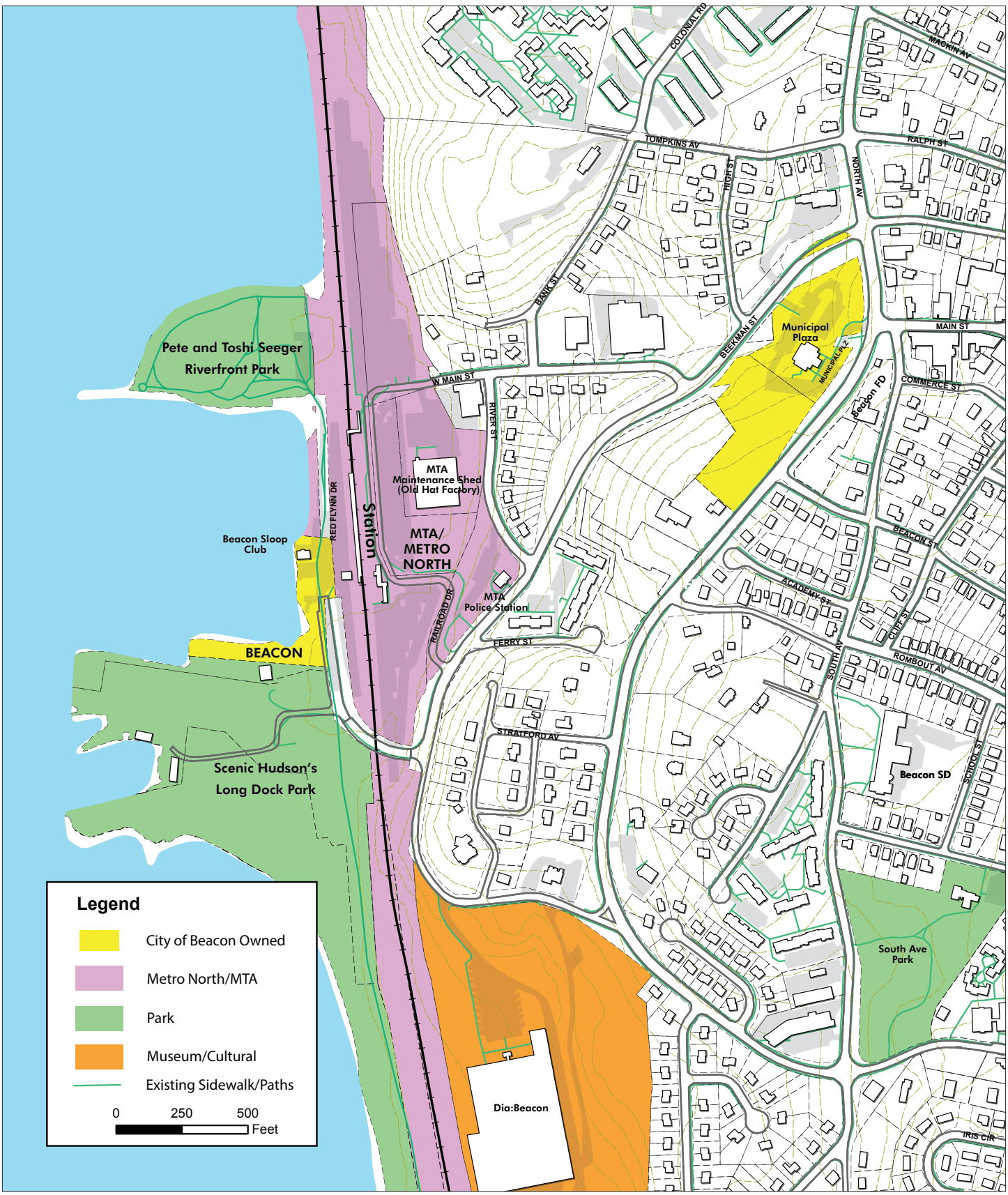

FIGURE 10-1: WATERFRONT AREA-OWNERSHIP

CITY OF BEACON COMPREHENSIVE PLAN UPDATE

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PLANNING HISTORY

In the past 10 years, several studies and plans developed by the City of Beacon, Dutchess County, Metro-North and others have been made for properties adjacent to the Beacon Train Station, both on the waterfront and on the landward side of the tracks. The 2007 Plan included recommendations for both the train station area and the "linkage" area between the station and Main Street. The intent of the recommendations was to promote appropriately scaled redevelopment that would help to link these areas together. The Plan recommended the development of attractive mixed-use development with market-rate housing at the train station to establish a well-designed central focus for the City's waterfront area. This development could be leveraged to achieve multi-modal transportation related improvements such as enhanced station access and linkages, expanded train passenger platforms, improved access to those platforms, and improved integration of the station and the ferry.

In keeping with the 2007 Comprehensive Plan recommendations, the City adopted the Linkage Zoning District, to promote residential development that reinforces connections between the Main Street and waterfront area. Mixed-use development was allowed adjacent to the intersection of Route 9D and Beekman Street to create a more inviting and active pedestrian gateway between the Linkage District and Main Street.

In October 2007, the MTA issued a Request for Expression of Interest (RFEI), titled "Be in Beacon," that invited developers to submit development plans for the 18-acre site adjacent to the station. While a few plans were developed for the site, none came to fruition. Among concerns raised by this process was the cost of providing additional Metro-North parking. This led to developers requesting building heights in the six- to seven-story range, which was perceived as negatively impacting waterfront views and creating severe traffic impacts on Route 9D. The failure of the development process has helped the City to understand the major considerations for development in this area, as expressed by the development community and Beacon residents. Concerns expressed by the public during prior planning efforts, as well as public outreach for the 2017 Comprehensive Plan update, are incorporated into the section below.

WATERFRONT/TRAIN STATION PLANNING: ISSUES AND OPPORTUNITIES

This section provides an overview of the waterfront/station area issues and opportunities as expressed by the public during the outreach process, the steering committee, City staff and other stakeholders. Understanding these issues sets the context for the foundation of recommendations for proposed zoning changes and other items. Waterfront/train station recommendations are illustrated in Figure 10-2 and Figure 10-3.

Station Area Development

One of the largest obstacles to development at the train station proved to be MTA's past requirement that proposals include 400 additional commuter parking spots. The need for a parking structure to accommodate the additional parking would significantly impact a project's financial feasibility. In order to incorporate additional parking, a more substantial development program would be needed, one that proved to be out of scale with the surrounding neighborhood and that would block views from upland areas. Maintaining the established view corridors from upland was a priority expressed by many residents.

Traffic to the station is an issue during the peak commuting hours. Many residents expressed concern that the additional commuter parking would exacerbate congestion. Additionally, residents were concerned that the commuter parking would not contribute to the economic life of Beacon, as regional commuters typically do not visit Main Street. For these concerns, it is important that no additional commuter parking be located at the Beacon Station.

As stated above, there is concern that development at the station will exacerbate traffic issues. From a traffic perspective, modest and targeted development at the station will not have a large impact on congestion, because residents could either walk to the station or drive in the opposite direction of commuter traffic to the station. Much of the traffic generated by the commercial uses would occur during the day or weekends when commuting traffic is at a minimum. Traffic impacts should be studied for any proposed development to ensure that roadways operate at acceptable levels of service during peak periods. This also assumes that no additional MTA parking is provided.

Maintaining established view corridors from upland is also a priority expressed by residents. The design of development and landscaped areas should be respectful of these views both from upland and also of the City from the Hudson River.

For any development to occur on Metro-North property, there would be an open, public and competitive procurement process. This does not preclude City participation in review and consultation.

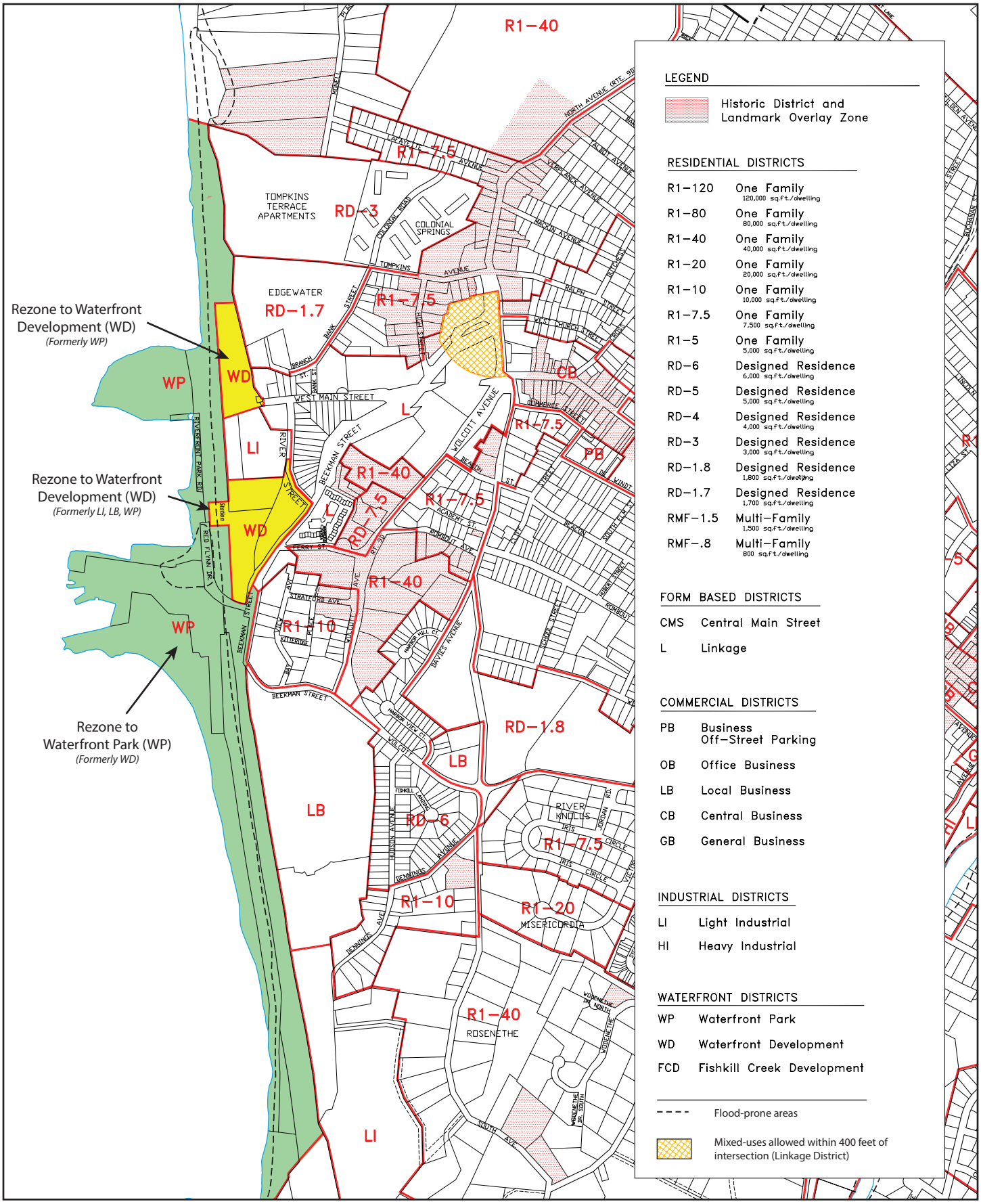

FIGURE 10-2: WATERFRONT AREA-ZONING

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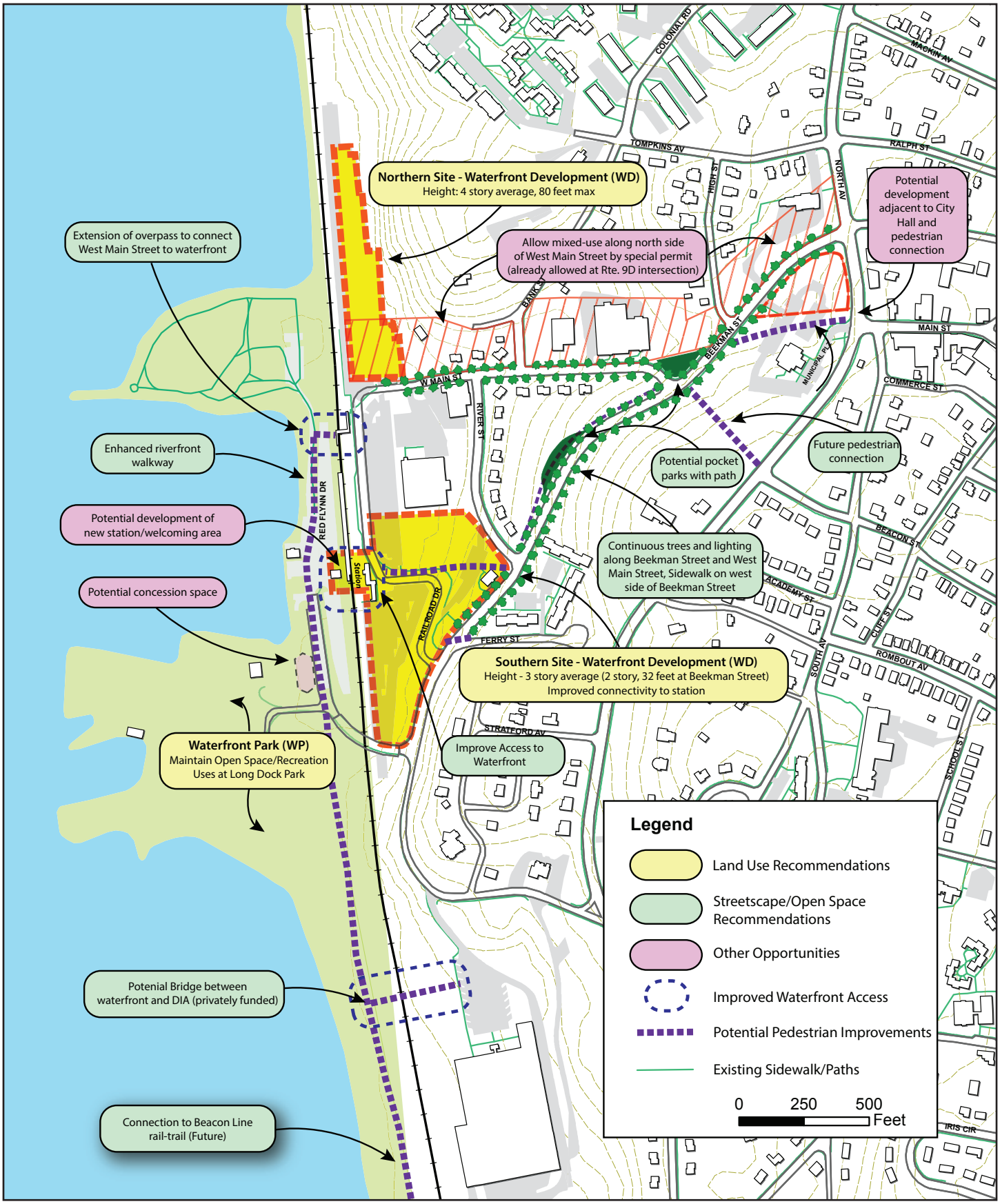

FIGURE 10-3: WATERFRONT AREA: STREETSCAPE RECOMMENDATIONS

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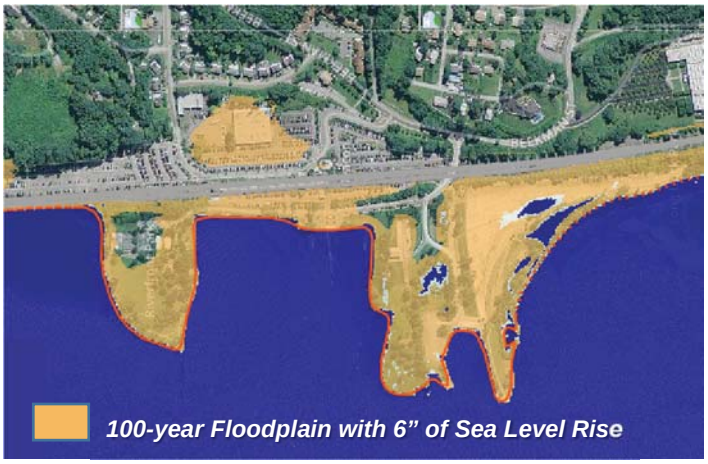
Waterfront Development

There is some concern about waterfront development given the unique natural environment of the Hudson River. While Scenic Hudson's Long Dock Park is currently used for recreation, it is zoned for Waterfront Development, which allows for a wide range of residential and commercial uses. A prior proposal for Long Dock Park included a development with a hotel, conference center, restaurant and retail area. The project was abandoned after the economic downturn in 2008 and the severe flooding caused by Hurricane Sandy. Scenic Hudson's current plans are to keep the Park as an area for passive recreation and enjoyment, with some space allotted for food trucks. There has been discussion about allowing another small café-type use that is complementary to the waterfront setting.

It is recommended that the City rezone all of the area west of the train station to Waterfront Park (WP). This would prohibit past plans for a convention center and hotel. This recommendation is consistent with the City's LWRP, which gives preference to water-dependent and water-enhanced uses within the waterfront area. It is also consistent with minimizing any development within the 100-year floodplain.



Source: Scenic Hudson: Sea Level Rise (SLR) Mapper. Mapper combines data and analysis from NYS DEC, USEPA, US Census, SUNY Stony Brook and FEMA

Impact on Main Street

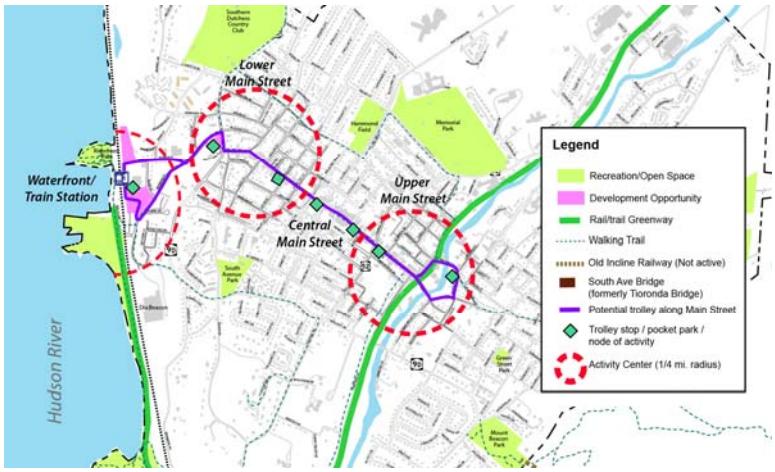
Some early plans for the station area site included a substantial amount of ground-floor commercial space. Many residents felt that this would compete with, rather than complement, Main Street. Since the 2007 Comprehensive Plan, Main Street has experienced substantial growth, partially due to the addition of Dia:Beacon, and is in a more economically stable place than it was 10 years ago. However, it remains important that station area retail be closely linked to the needs of adjacent residents and commuters so as to not unduly compete with Main Street. Any station area commercial use should be limited to retail, personal services and restaurant space. Retail should also be allowed by special permit on West Main Street in order to create a more active and walkable connection to Main Street.

Pedestrian, Bicycle and Trolley Connectivity

As mentioned previously, the city has been challenged in connecting the train station with Main Street, due to the steep slope and walking distances between these areas. There are a number of streetscape improvements that can be made along Beekman Street and West Main Street to improve the network for pedestrian mobility. A well-designed streetscape can help protect pedestrians, reduce glare and soften the built environment, making the walk from Main Street to the station more enjoyable. Figure 10-3 shows pedestrian routes for access to the waterfront that should be improved, such as from Route 9D and Beacon Street to Beekman and West Main, and from Route 9D and Rombout to Ferry Street.

Streetscape improvements along Beekman Street and West Main Street could include new buildings to create activity and security, wider and improved sidewalks, pedestrian-scaled lighting, benches, continuous tree plantings on both sides of the street and landscaping. These amenities would be supported by other improvements in the area, including better linkages to and from existing buildings and improved signage and wayfinding. These amenities contribute to a sense of community by creating an inviting atmosphere that encourages public use and enjoyment.

Another possible way to link Main Street and the waterfront is a rubber-wheeled trolley. This service is discussed in the Transportation chapter (Section 6). Past attempts at this failed for lack of ridership. However, as new development occurs, the City should seek to find funding sources and private partners for a possible future effort to reestablish this service.



Potential Main Street/Train Station Loop with stops at activity centers (see Chapter 6)

As discussed in the Transportation Section, the City is also exploring the feasibility of developing a greenway rail-to-trail on the unused railroad spur of the Beacon Line. The City is also exploring the possibility of establishing passenger service on the railroad in addition to the pedestrian and bicycle path.

The city owns a strip of land on the north side of Beekman Street between West Main and River Street which could be used to provide a wider sidewalk and a small park/rest area. There is also space for a pocket park at West Main Street and Beekman Street. While pedestrians often cut through the property to walk to Main Street, there is no designated off-street path.

Improvements at both of the parks could include adult fitness and circuit training facilities, a desire expressed by residents in the public outreach process.

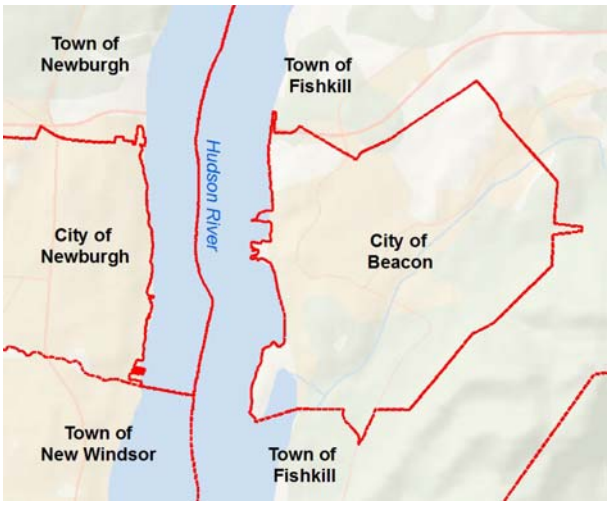
A large part of the disconnect between Main Street and the waterfront was created by the restructuring of streets during urban renewal in the 1960s. One way to improve the pedestrian connection between Beekman Street and Main Street would be for the City to develop the northern end of Municipal Plaza. A grand staircase down the slope could be a prominent feature of the design. The slope of the connection is too steep for a road.

Many residents cited the need for improved access to the waterfront (over the tracks). A first major step for improvement is to work with Metro-North to replace the current underpass at the station with an overpass. The overpass would respond to future sea level rise projections and the imminent expansion of the 100-year floodplain. The current underpass has a risk of inundation during storm events. The second overpass near the end of West Main Street already exists; however it only provides access to the existing station platform. It should be extended to the other side of the tracks. A third possible overpass that has been mentioned is one from Dia:Beacon over the tracks to connect to Long Dock Park and the potential Beacon Line trail. This overpass would need a future private or public-private funding effort.

The City should also consider improving bicycle facilities at destinations along the waterfront/train station, Main Street, schools, and the parks around the City. Parking at the station should be in secure bicycle lockers (or similar protected parking) that is covered and well lit.

Waterfront Jurisdiction

While the City of Beacon has jurisdiction over its waterfront on the landward side, the adjacent property in the harbor is within the boundaries of the Town of Fishkill. Some residents recommended that the City look into the possibility of annexing these adjacent underwater lands (to the midpoint of the Hudson River) from the Town of Fishkill so that Beacon has jurisdiction over its own waterfront. The City should consider this suggestion in future plans for the waterfront.



Municipal Jurisdictions along Hudson River

10.2. Guidelines for Train Station Development

The following guidelines establish a basic framework for new development at the train station. The guidelines will allow the City to promote buildings with siting, massing, scale, materials and street rhythm that are compatible with the neighborhood context. The guidelines also consider elements such as public open space, transportation access and how buildings relate to each other.

Scenic Hudson's Long Dock Park Site and Adjacent Municipally-owned Parcel

As discussed previously, development along the waterfront should be limited to water-dependent and water-enhanced uses. The City may consider allowing a small-scale restaurant or another retail use that is harmonious with the publicly accessible and natural environment. Presently, there is no place to buy refreshments near the parks and waterfront. Food trucks are planned by Scenic Hudson for the coming (2017) season to meet resident demand/interest in having food there. Many residents have also expressed interest in a permanent snack bar or cafe as part of a harbor master's house or similar water-oriented establishment. The City owns an L-shaped waterfront property adjacent to Long Dock Park. This location has been discussed as a potential location for a small café or welcome center; however the location and design of any buildings along the waterfront should consider the existing floodplain and projected sea level rise. If any development were to occur, the City should encourage the inclusion of a public bathroom which is privately maintained.

Waterfront Development – North Site (see Figure 10-4)

This 4-acre site currently serves as a MTA commuter lot with roughly 466 spaces. Any new development would accommodate existing MTA commuter parking in an enclosed parking structure. The area is situated between the MTA railroad line and a steep cliff to the east that reaches elevations above 90 feet. Therefore, development in the area can be accommodated without significantly impacting view corridors from the upland areas. As shown in Figure 10-4, the cliff is higher toward the northern part of the site as compared to the southern area. Potential development should respond to the topography and "step down" the closer buildings are to West Main Street. Guidelines for development are shown in Figure 10-4. Generally, buildings would be limited to an average of 4 stories (over parking) with a maximum average height of 75 feet in the northernmost portion (Area A). The average maximum heights would step down to the south, with an average maximum height limited to 45 feet at West Main Street.

The frontage along West Main Street should allow for ground-floor commercial uses by special permit. The construction of any parking structures to accommodate development in the area and/or commuter parking should be phased at the same time as the construction of other

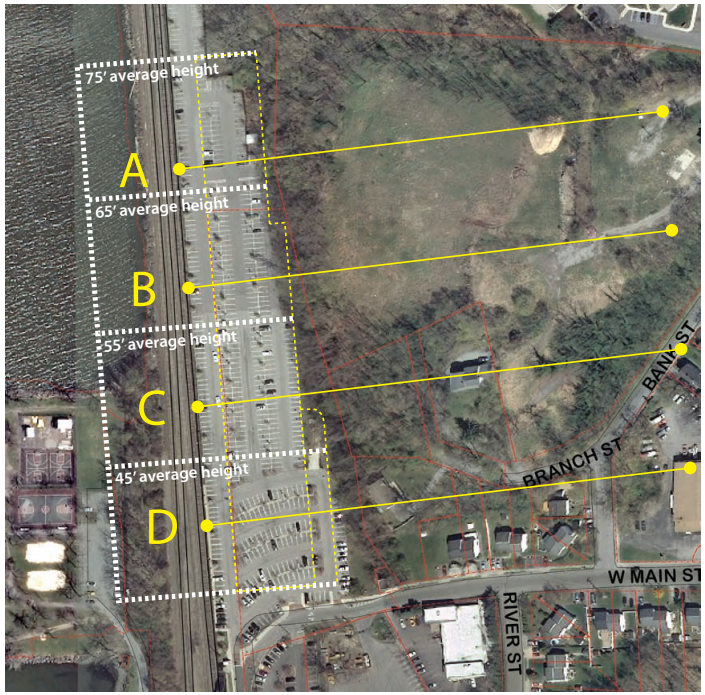
structures so that the parking structures are integrated into the development and the potential visual impact of the parking structures is reduced. Parking garages should be screened, preferably with "green screening" techniques, so as to minimize visual impacts from the waterfront, Hudson River, and MTA station and parking areas.

Waterfront Development – South Site (See Figure 10-5)

This site currently has a two-story Metro-North Police Station at Beekman Street and a commuter lot adjacent to the train station. There is a significant elevation difference between the station and Beekman Street to the train station. Development should improve this gateway through a building design that has a platform that steps or slopes downward from Beekman Street. This platform over the depression in topography could provide direct public access to a station entrance that bridges the tracks. It should also be designed to provide a station square and a publicly accessible promenade along the length of the development facing the river. While accommodating a moderate amount of development (about half of that proposed in 2007), this project should be designed for public access and enjoyment. Parking (including the existing MTA parking) could be accommodated in a structure below the platform. The development should be respectful of view corridors from Beekman Street. As shown in Figure 10-5, heights would be limited to an average of 3 stories (over parking), and a maximum total height limit of an average of 70 feet over parking. At Beekman Street, heights would be limited to 2 stories and 32 feet, a height approximately equal to the existing MTA Police Station.

Waterfront Development North (Metro North Parking Area)

"Green Screen" base of building to cover and enhance parking levels



Profile Section Cuts & Building Height Areas

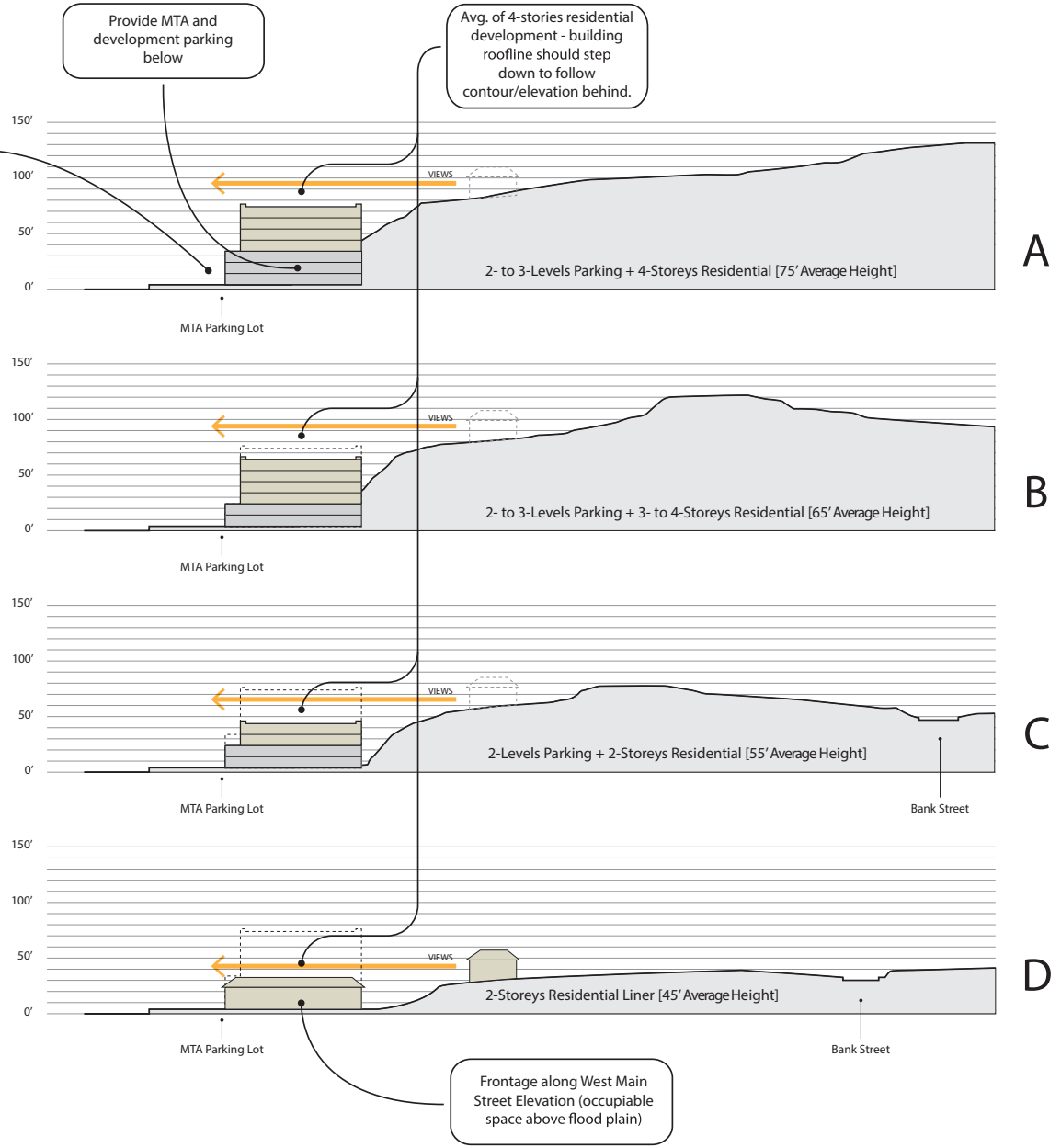


Figure 10-4: Waterfront/Station Area Development Profile (North Site)

Light Industrial Area

The area between the two proposed WD sites is currently zoned for Light Industry (LI). This site contains MTA's commuter parking lot and maintenance shed (within the former Dorel Hat Factory). The LI zone has a comparable building height and bulk regulations to the adjacent WD district to the south. The LI zone allows for a number of uses which are considered desirable along the waterfront, including offices and work-live housing. All allowed light industrial uses are required to be in fully enclosed buildings.

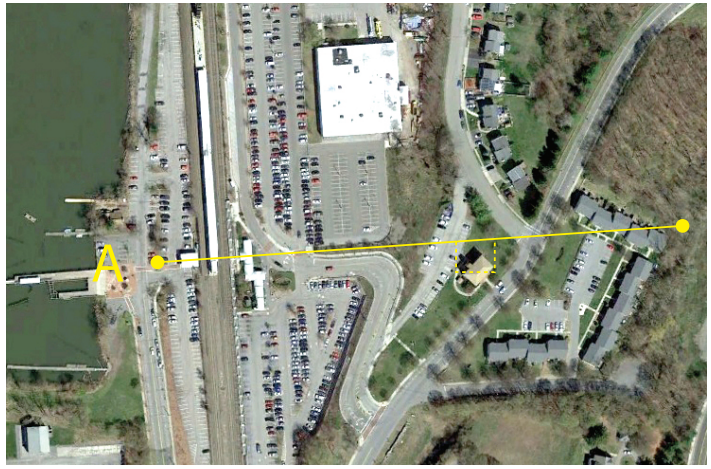
For the area between the two WD sites, it is recommended that the City either (1) retain the existing LI district or (2) rezone the area to LB. Both districts allow office uses which are important to the tax base of the City and provide an important source of employment for residents. The two zones also allow startup incubator space and artist live/work space, two uses that were supported by the public for the station area.

The areas and bulk requirements of both the LI and LB zones are less than the WD zone. The allowable height for both is 35 feet compared to 70-75 feet in the WD. This keeps a lower scale between the two main housing sites of WD development. This will break up the massing of residential and allow more light and air into the metro north parking areas. It will also ensure that the density of development at the station will remain significantly below the level proposed in the previous Comprehensive Plan. There was near unanimous support for this concept at both workshops and both sessions of the public hearing.

If LI is retained, the district should be modified at the station area (within 1,000 feet of the station platform) to remove uses that are discordant with the adjacent WD and WP Districts. This would include the removal of auto body shops, repair shops, and adult uses as permitted uses. Such uses would continue to be allowed in LI Districts elsewhere in Beacon. If the City wishes to rezone the area to LB, retail adjacent to the station (1,000 feet of platform) should be limited to accessory uses so that stores and shops do not compete with other retail areas including Main Street. It may be preferable to pursue the LB zoning so that the entire station area reflects new zoning that encourages a wide range of mixed-uses that are compatible with one another. The LB zone also signals that industry is not seen as the future of the waterfront.

In the future, the City may wish to revisit the zoning in this area to tailor the zoning and guidelines to the station area context. Any redevelopment in the area should consider future flood risks as it is shown to be in the 100-year floodplain given 6 inches of sea-level rise. This possibility is predicted within the next 20-30 years.

Waterfront Development South (Metro North Parking Area)



Profile Section Cuts

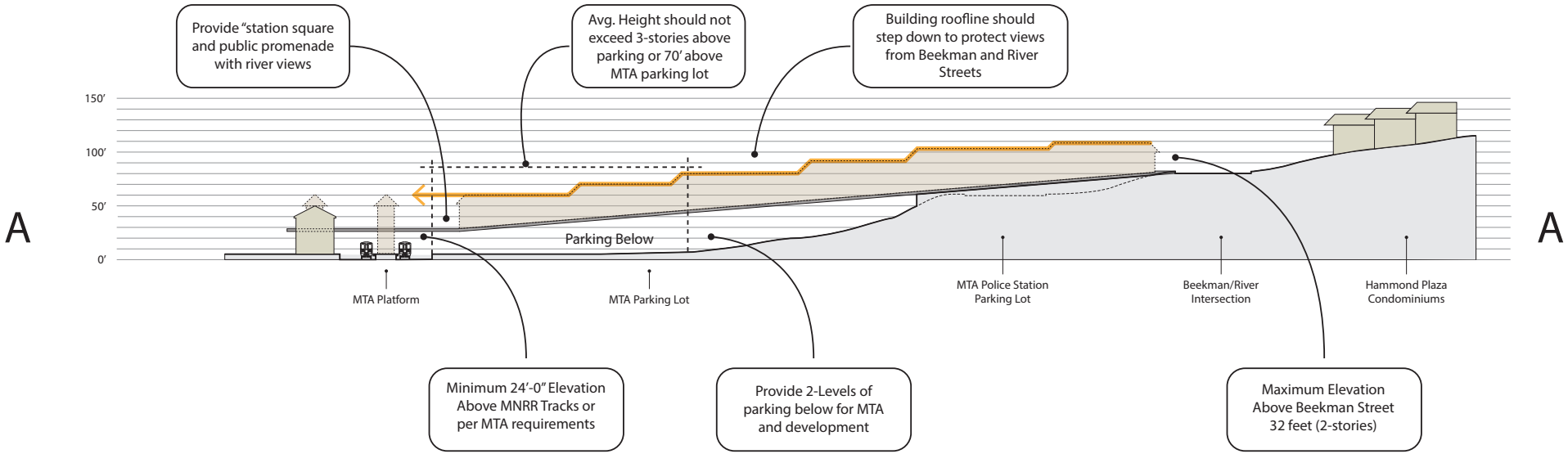


FIGURE 10-5: WATERFRONT/STATION AREA DEVELOPMENT PROFILE (SOUTH SITE)

Streetscape and Architectural Design Principles

The principles below should be used to guide future development (both site planning and architectural design) so that it enhances the character of the waterfront/train station area and improves the quality of life for residents.

- Respect the scale and character of the surrounding residential neighborhoods, including view corridors established in the LWRP;
- Enhance the pedestrian environment with improved streetscape design, an attractive and safe pedestrian network and amenities such as public open space at the entrance to the station;
- Provide open spaces, parking areas, pedestrian walks, signs, lighting, landscaping and utilities that are well related to the site and arranged to achieve a safe, efficient and contextually sensitive development;
- Show a high inter-connectivity between proposed uses and adjacent areas;
- Incorporate safety infrastructure including pedestrian scale lighting, appropriate landscaping, ground floor activity that provides eyes on the street, etc.;
- Promote buildings sustainable in their design, construction, operation and maintenance (e.g., LEED silver equivalent certification);
- Use architectural elements to provide visual interest, reduce the apparent scale of the development and promote integration of the various design elements in the project; and
- Building design should present a compatible appearance in terms of architectural style.

Transportation

Congestion to and from the station during peak hours remains a major consideration. As discussed above, the development proposed in this Plan is approximately half as much as that proposed in 2007. To make station area development work, the City promotes the following policies to reduce the parking needs and peak traffic flow problems from the trains to I-84 by significantly decreasing the number of drive-alone commuters and by more than replacing park-and-ride numbers with walk-and-ride residents and other alternative ways to the Station.

- Raise permit parking fees to encourage carpooling, the ferry from Newburgh, walking and biking;
- Create a program to incentivize carpooling to the Station and other means of shared travel;
- Offer a shuttle bus service every 10-15 minutes between the station and Main Street;
- Provide on-site zip cars for visitors and nearby residents;
- Focus station area development on uses that have low weekday parking requirements and off-peak commuting times;
- Ensure that the station and surrounding development is friendly to pedestrians and bicyclists,
- Work with NYSDOT and the Town of Fishkill to improve the I-84/Route 9D intersection;
- Require lower parking standards for new development at the station;
- Offer discounted transit passes from developers to new no-car residents; and
- Consider replacing commuter parking in the 80-90% range.

Some of these policies will require cooperation with Metro-North, an agency that has the explicit policy of increasing ridership on its lines. This objective can be realized in three ways: (1) increasing commuter parking, (2) improving connections to other transportation services (i.e. bus and ferry), and (3) transit-oriented development. The recommendations in this Plan focus on increasing ridership through compact pedestrian friendly development within walking distance of the station. The new housing proposed in the station area will increase ridership without the need for additional commuter parking.

Section 11: Future Land Use Plan

11.1. Future Land Use Plan

This chapter summarizes some of the objectives and recommendations of the preceding chapters as they relate to the City's oversight of the use of land. The Future Land Use Plan (Figure 11-1) geographically illustrates general future land uses based on the policies stated in the Comprehensive Plan. While the Future Land Use Plan recognizes existing land use patterns and environmental constraints, it also considers potential future development, infrastructure improvements and economic trends. The Future Land Use Plan maintains many of the City's existing land uses. However, there are areas where land use designations are either obsolete or do not represent the highest and best use for an area; in these areas a new land use designation is proposed. The highest and best use for each area is based on the policy recommendations of the Comprehensive Plan. Where proposed future land uses shown on the Future Land Use Plan are inconsistent with existing zoning, zoning changes are necessary in order to implement the future land use recommendations contained in this Plan. Such zoning changes are the next step in the City's efforts to implement the Comprehensive Plan and should commence when this Plan is formally adopted by the City Council.

Most of the proposed land uses described in the Proposed Land Use Plan Map represent the preservation and continuation of existing land uses, including established residential neighborhoods near Main Street, low-density residential areas in the south and east, and a mixture of business on ground floors and residential uses on upper floors on Main Street. The changes proposed in this Plan consist primarily of restricting development near the waterfront. Development between the railroad tracks and the upland area on Metro-North property would be reduced in height and density from the previous Comprehensive Plan.

The plan for future land use in the City of Beacon is depicted in the Proposed Land Use Plan Map, and is further explained in this section.

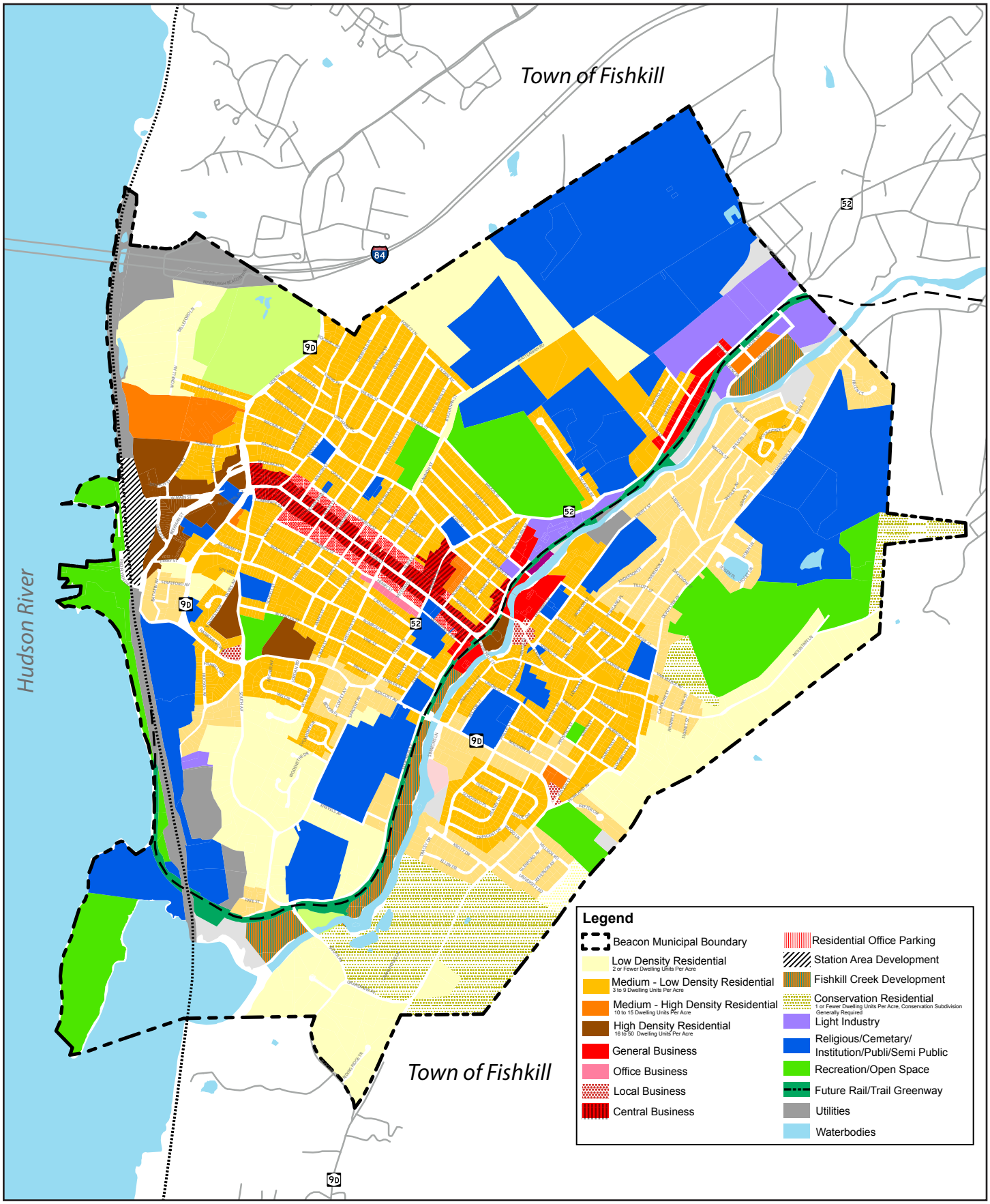


FIGURE 11-1: FUTURE LAND USE MAP

BFJ Planning

The purpose, definition and location of each land use category are described below.

Conservation Residential

This category calls for 1 or fewer dwellings per acre, with conservation subdivisions generally required of any future subdivisions to protect environmental qualities such as steep slopes, wetlands, scenic qualities, and ecological habitats.

Recommendation

All large undeveloped lots east of Wolcott Avenue, Howland, DePuyster and Washington Avenues should be zoned for the lowest residential densities in the City in order to protect the steep slopes and other environmental features of these areas. The City should require any development in these areas to be developed as a conservation subdivision to further minimize environmental impacts. In the event that a conservation subdivision would not benefit the City, the Planning Board should be required to seek approval from the City Council for not requiring a conservation subdivision.

Residential – Low Density

This category calls for 2 or fewer dwellings per acre in locations where environmental constraints, scenic qualities, or distances from the City center make this low-density settlement pattern preferable. Low-density residential areas are intended to help preserve open space, and conservation subdivisions should be encouraged so as to focus housing units on lands most suitable, and to protect lands of greatest scenic and ecological value. Finally, these low-density residential areas are intended to limit traffic burdens on local streets. This type of residential density corresponds with the R1-20, R1-40, R1-80, and R1-120 Zoning Districts.

The category includes areas north of LaFayette Avenue, south of Misercordia and the Sargent School, and lands south and east of the Craig House property, north of the high school, and relatively small, developed large lots south-east of Howland, DePuyster, and Washington Avenues.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Residential – Medium-Low Density

This category includes properties between 3 to and 9 dwellings per acre, which generally corresponds with the R1-10, R1-5 and R1-7.5 Zoning Districts. Densities of 3 to 5 dwellings per

acres are generally found east of Fishkill Creek near Wolcott Avenue, or between Washington Avenue and Liberty Street. Densities of 5 to 8 dwellings per acre are generally found in neighborhoods north, south, and east of Main Street.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Residential – Medium-High Density

This category calls for 10 to 15 dwelling units per acre, which corresponds to areas in the City such as the townhouses on Schenck Avenue in the RD-4 Zoning District and the Tompkins Terrace Apartments and the Colonial Springs developments south of the golf course and north of the train station in the RD-3 Zoning District.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Residential – High Density

This category calls for 16 to 50 dwelling units per acre, which involves housing types such as apartment buildings and condominiums. Developed areas representing housing densities of this type are the Central Business District, which allows up to 29 dwelling units per acre, and the Forrestal Heights and Davies Terrace neighborhoods, which are in the RD-1.8 Zoning District (which allows 24 dwelling units per acre), and a redevelopment of an industrial site at one East Main Street. Properties in the Linkage Zone are also categorized as high density residential. The district allows 2-4 floor apartment buildings. The Linkage District does not regulate development through density limits. The code provides form-based design criteria that encourage buildings that increase the "vitality, attractiveness and marketability of the part of the City lying between Main Street and the Metro North Train Station."

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Station Area Development

This category of land use recognizes the special character of the Waterfront/Train Station area, with its access to transportation modes, proximity to downtown, and adjacency to recreational and cultural opportunities. Given the desire to create land use synergies with the resources present at the station area, this zone should allow for sufficient density to support a transit oriented community focused toward residents, workers and visitors that seek the convenience of transportation facilities in a walkable community framework. This zone, effectively a combination of the proposed high-density residential district and local business district, would have a maximum height of 3 stories of residential (not including parking) at the entrance to the station at Beekman Street and an average of 4 stories (not including parking) on the north end of the area. These guidelines which are discussed further in Section 10, respond to the topography of the site relative to the adjacent surroundings and the desire to maintain waterfront views from important public viewsheds (identified in the LWRP).

The commercial land use component of the proposed TOD zone should be developed in a mixed-use context, with the bottom story available for commercial uses. Planned commercial uses should be pedestrian-oriented and assist in building a walkable street and overall connection along Beekman Street to downtown Beacon. Proposed retail and service uses should be related to their unique location near the waterfront and should not unduly compete with existing commercial areas in the central business district of Main Street. Office uses, in particular, should be encouraged within the mixed-use context of this area, and need not be related to the unique location at the waterfront.

Recommendation

The following zoning changes should be considered for land in the waterfront/station area, as described in Section 10.2.

- Rezone all areas west of the railroad tracks from Waterfront Development (WD) to Waterfront Park (WP), except for a small area of the train station to remain WD.
- Rezone the WP zone east of the railroad tracks and north of West Main Street to WD.
- Rezone the current Local Business (LB) zone (Metro-North Police Station) to WD. ~~Rezone~~ Either restrict uses in the Light Industry (LI) zone or rezone to LB (with retail as an accessory use). ~~south of the hat factory to WD (to extend east-west from the police station to the train station).~~
- Control height in the WD by text and cross sections (as shown in Section 10.2).
- Expand area where retail, personal services or restaurants are allowed by special permit to include north side of West Main Street. This area is currently in the Linkage District.

- Interest is gallery and exhibition space and other uses allowed in the current CMS district have been expressed by a prospective applicant for the north side of West Main Street. The Council may wish to consider such uses in the future.

Fishkill Creek Development

This category includes properties in the Fishkill Creek Development (FCD) District, which was designed to encourage the redevelopment of underutilized industrial properties along the Fishkill Creek in a manner that provides a mix of residential and non-residential uses. Properties in this category are generally more remote from the Central Business District than other underutilized industrial sites, and are not as well suited to continued industrial development as properties on the north end of the Fishkill Creek corridor.

Recommendation

There are a number of narrow parcels along the Fishkill Creek that should be rezoned from Heavy Industrial (HI) to FCD. These parcels are shown in Figure 12-1.

The Craig House property (aka the Tioronda Estate) is at 64+ acres the largest single parcel of privately owned land within the City of Beacon. There may also be an opportunity for a trailway along the Creek. The City may wish to rezone the portion of this property that has frontage along Fishkill Creek from R1-80 to FCD. However, further study would be needed to determine the specific area for any zoning change.

Office Business

Land uses allowed within the Office Business Zoning District include residential uses (at the standard of adjoining residential districts), restaurants, offices, parking, auto repair, and artist studios. The intention of this land use category is to encourage non-retail commercial uses with relatively low impacts clustered in particular areas, such as along Henry Street.

Recommendation

Change the characteristics of the zoning district to allow medium-high residential density (RD-3), instead of the least restrictive adjoining residential district. Remove restaurants from the principal permitted uses in the Office Business District. Auto-related uses should not be permitted in the Office Business land use category.

Local Business

This use is intended to allow local business uses serving neighborhood convenience needs at locations outside of the Central Business District. The Land Use Plan would continue existing uses and Local Business Zoning at the following four intersections:

- Howland & Wolcott Avenues
- East Main & Leonard Streets
- South & Wolcott Avenues
- Beekman & River Streets

Although the Dia:Beacon is also in the Local Business Zoning District, and is proposed to remain so, it is identified on the Land Use Plan Map as Institutional.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Central Business

The purpose of this category is to allow for the continued commercial vitality and mixed uses of area along Main Street, which is the Central Business District in the City. This area corresponds with the Central Business Zoning District. In 2013, the City Council rezoned a large portion of downtown into the Central Main Street (CMS) District. This area is identified as Central Main Street II. The CMS encourages infill development by raising development potential and lowering parking requirements.

Recommendation

The Plan supports the extension of the urban form of Main Street to Route 52 between Main Street and Verplanck Avenue. It is recommended that this stretch be rezoned to CMS. It is also recommended that the CMS district be extended to the upper and lower sections of Main Street that are currently zoned CB. With this change, the entirety of Main Street would have the same zoning district. The City may wish to rename the CMS district to represent that the zone covers the entire corridor and not just the central area. When extending CMS standards to the existing CB district, heights of Historic Overlay Zone parcels should be limited to what is currently allowed.

As noted in Chapter 3 and 9, the Main Street corridor should be planned in greater detail, with an overall strategy of identifying activity centers based on the types of activities that have developed in each area, identifying the types of activities to be encouraged in each center, the major amenities serving each center (such as small parks, parking facilities), and illustrations of the activity centers with sketch plans.

Gas stations are no longer a permitted use within the CB and CMS Districts. Gas stations should be encouraged to relocate to other locations outside of the Main Street area. Pre-existing non-

conforming gas stations seeking building permits or other such approvals should be required to comply with architectural and design standards established specifically for gas stations.

Residential/Office/Parking

The purpose of this district is primarily to allow parking as a principal use on a lot in order to support the development of the Central Business District. The district is located to the north and south of the Central Business District, extending from the District boundary to Church Street on the north and DeWindt Street on the south.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

General Business

The General Business category occurs between Conklin Street and State Street on Fishkill Avenue. The General Business District allows a broad range business uses, including residential uses.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Light Industry

Industrial areas are generally found on scattered sites along the Fishkill Creek, most commonly on the west side of the Creek. There is a light industrial area adjacent to the train station, which is the location of MTA's commuter parking lot and maintenance shed (within the former Dorel Hat Factory). Two large underutilized properties between Fishkill Avenue and Fishkill Creek on the north end of the City are available for future industrial uses. Although the City has lost many industrial businesses in the past, the remaining industries are important to the tax base of the City, and they provide an important source of employment for many residents.

Recommendations

The Plan proposes to revise the regulation of industrial areas so that all active industrial sites will be within a Light Industrial Zoning District tailored to fit the operational criteria of these existing businesses. It is recommended that the light industrial zone adjacent to the train station allow uses that are not discordant with the adjacent land uses proposed for the station area (WD District). This area should not allow auto body shops, repair shops, or adult uses. Alternatively,

the City may consider rezoning the station area LI zone to LB, with the provision that retail be limited to accessory uses within 1,000 feet of the station platform so that stores and shops do not compete with other retail areas including Main Street.

The Heavy Industrial Zoning District should be eliminated.

The Beacon Terminal site and the property between the Sargent School and the Fishkill Creek should be changed to a zoning district corresponding to the Fishkill Creek Development area described above. The site south of Churchill Street and another site west of Leonard Street should be changed to the General Business Zoning District. These parcels are identified in Section 12.

The City should consider providing density bonuses to encourage the adaptive reuse of former underutilized industrial buildings.

Institution

The institutional category includes existing institutional facilities such as City owned facilities (i.e. school grounds, City fire stations, and City Hall), Dia:Beacon, the Fishkill Correctional Facility, religious and cultural institutions.

Recommendation

No changes from the previous Plan or from existing zoning are proposed for this land use category.

Utilities

This category includes lands used by the City, Metro-North, and others to provide water, sewer, transportation, and other services.

Recommendation

The Plan shows the potential for development of a greenway rail-to-trail on the unutilized railroad spur of the Beacon Line. This corridor has been changed from utility to recreation in the Future Land Use Plan. The City should also explore the feasibility of establishing passenger service via light rail on the railroad in addition to the pedestrian and bicycle path.

Recreation/Open Space

This category includes areas of the City intended to remain green space, to continue recreational uses and to preserve important environmental or scenic features. This category includes public and privately owned lands that are used for active and passive recreational purposes.

This category has been expanded to include the waterfront lands along the Hudson including Scenic Hudson's Long Dock Park.

Recommendation

This category has been expanded to include the waterfront lands along the Hudson including Scenic Hudson's Long Dock Park. It also includes the Beacon Line railroad right-of-way for future development of a greenway rail-to-trail route.

There are two pocket parks proposed for Main Street, as identified in Section 9. One potential location is at Veterans Place, and the other is at the Dutchess County offices at South Elm Street. The exact location of these parks will be determined by circumstances as they arise and future study. The provision of outdoor public space in the Main Street corridor should be coordinated with a detailed urban design plan for Main Street. The Main Street plan may involve multiple small parks or squares.

Some lands identified as Recreation/Open Space are privately owned. These lands, in particular the Southern Dutchess Country Club, should be maintained as Recreation/Open Space if possible. If this is not possible, these lands should be limited to the lowest residential densities in the City and conservation subdivisions should be generally required, as described in the Conservation Residential category, in order to preserve neighborhood character in the vicinity of these sites.

Future areas for open space preservation will be identified in an Open Space Plan.

Stream/Wetland Preservation

This category includes areas along the Fishkill Creek. The purpose of this category is to emphasize the objective of protecting this natural corridor for flora and fauna, for passive recreation for people, and for water quality purposes. Development within this area should minimize impact to the functional needs of the flora and fauna in this environment and should allow for the creation of a linear parkway along the Creek.

Section 12: Zoning and Implementation Plan

12.1. Zoning Recommendations

Based on the recommended land uses described above, this section provides a list of zoning recommendations that the City can pursue as it moves forward with implementation of the overall Comprehensive Plan. Upon adoption of this Plan, the City Council would be empowered to undertake specific zoning amendments to the City's Zoning Code in support of the land uses described in this Future Land Use Plan. Amendments to the Zoning Code would include site specific changes to the City's Official Zoning Map and corresponding text changes to the Zoning Code. The courts of the State of New York have consistently upheld the principle that "zoning should be based on a well-reasoned plan." Any future zoning amendments undertaken in support of this Plan are subject to the requirements of and compliance with the State Environmental Quality Review Act [6 NYCRR Part 617 (SEQR)].

Description of Proposed Zoning Recommendations

A series of zoning map and text amendments are needed to implement the land use proposals outlined in the Future Land Use Map. Depending on available funding for undertaking amendments to the Zoning Code and Zoning Map, the proposed zoning amendments could be undertaken in a series of steps or as one comprehensive set of text and map changes. The following presents a discussion of recommended zoning changes needed in order to implement the future land uses described in Section 11.1. A list of zoning recommendations is included in Table 12-1 and Figure 12 1.

Table 12-1: Proposed Zoning Changes

Area ID	Description	Existing Zoning	Proposed Zoning
1a	Rezone Long Dock Park to WP (see Section 10.0)	WD	WP
2a/2b	Rezone 2 areas adjacent to station to WD (see Section 10.0)	WP, LB, LI	WD
3	Rezone Route 52 @ Main Street to CMS	RD-5, PB	CMS
4a/4b	Rezone Upper Main Street and Lower Main Street to CMS	CB	CMS
5	Rezone Groville Mills Property to FCD	LI	FCD
6	Rezone former DPW garage	LI	FCD
7	Rezone HI parcel to GB	HI	GB
8	Rezone HI parcel along Creek to FCD	HI	FCD
9	LI to LB or restrict uses in LI	LI	LB or modified LI

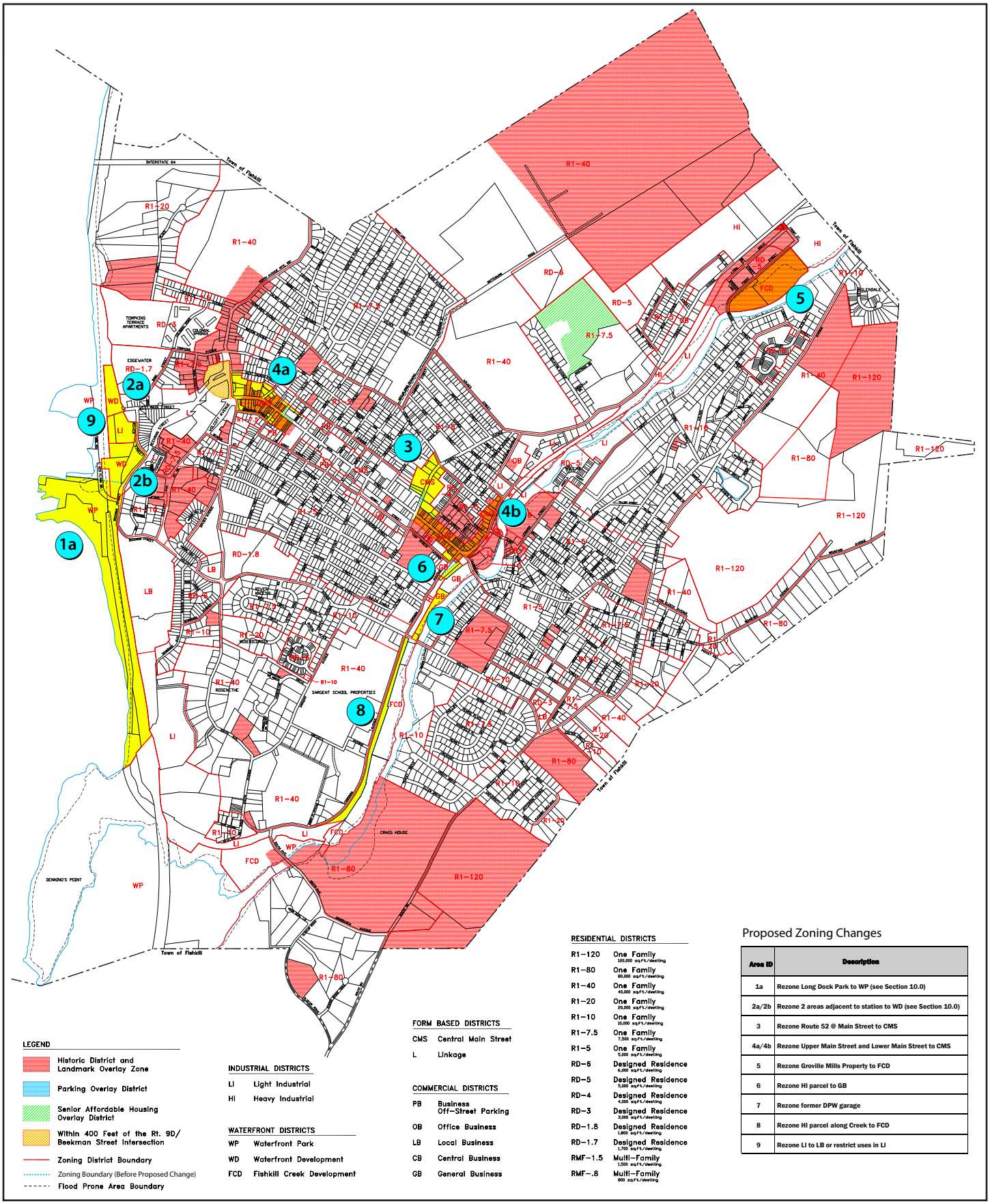


Figure 12-1: Proposed Zoning Changes

BFJ Planning

Architectural Standards

The Planning Board is charged with reviewing applications for site plan approval, special use permits and subdivisions in accordance with the City Code. The Planning Board also serves as the architectural review board.

The Planning Board recommends that the City review and update its architectural review standards set forth in the City Code to provide more specificity. The City should also review standards specified for zones where development is most likely to occur, including the FCD and CMS zones.

Next Steps

The Comprehensive Plan represents not only a product of much time and effort, but also the beginning of a process which involves changing existing conditions, regulations, and procedures in the City. Some of these changes will require further, more detailed studies and plans, including the following:

1. Open Space Plan (identifying valuable natural resource areas; analysis of areas and protection, acquisition, and public use alternatives; prioritization of work);
2. Main Street Plan (urban design of the area including identification activity centers and future outdoor public spaces on Main Street); and
3. Fishkill Creek Corridor Plan (conservation, redevelopment, and Beacon Line rail/trail).

Sustained public involvement is necessary to bring the items in this plan to fruition. The following are implementation strategies that the Comprehensive Plan Committee recommends following completion and adoption of this Plan:

1. Distribute copies of the Plan to all City Council members and staff.
2. Place copies of the Comprehensive Plan and the City Code on the City website.
3. Ensure that copies of the Comprehensive Plan document are available at every City Council meeting for easy reference.
4. The City Code is an important tool for the implementation of this Plan. The Code should be reviewed and revised to enact the objectives of this Plan within a reasonable amount of time. The first priority is to adapt the changes in the Waterfront Park (WP) and the Waterfront District (WD) zones.

5. Develop a policy that all memos, reports, studies and resolutions affecting capital and planning decisions include reference to applicable Comprehensive Plan objectives and recommendations.
6. Any City agency responsible for reviewing and approving development proposals should reference the plan as policy guidance during the review process.
7. Schedule a review of the priority list/matrix with an annual report on status of implementation projects and progress. The review/report could be made part of a report to City Council to show progress and to reinforce the public's interest and awareness of the role and importance of the Comprehensive Plan.
8. Schedule a review of the Comprehensive Plan at least once every ten years. A 10-year plan can incorporate housing and demographic data from U.S. Census Bureau reports.
9. Review municipal planning considerations involving regional cooperation with nearby municipalities (particularly the Town of Fishkill) on an annual basis.

Appendix: Public Workshop Summaries

- ***Public Workshop #1 Meeting Summary (September 22, 2016)***
- ***Public Workshop #2 Meeting Summary (November 17, 2016)***

City of Beacon Council Agenda
4/3/2017

Title:

Resolution Adopting the Local Law to Enact the Zoning Amendments to the CIty's Zoning Code and Zoning Map

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. to adopt LL re Zoning	Resolution
LL Zoning	Local Law

CITY OF BEACON

CITY COUNCIL

RESOLUTION NO. _____ 2017

RESOLUTION ADOPTING LOCAL LAW ____ ENACTING AMENDMENTS TO THE CITY'S ZONING CODE AND ZONING MAP

WHEREAS, the Beacon City Council is responsible for the preparation and adoption of the City of Beacon Comprehensive Plan ("Comprehensive Plan") pursuant to Section 28-a of the New York State General City Law; and

WHEREAS, said Comprehensive Plan has been prepared in accordance with NYS General City Law and provides a guide for land use and development decisions, the adoption of municipal regulations and the investment of public funds for infrastructure; and

WHEREAS, in furtherance of the Comprehensive Plan goals and objectives, the City's planning consultants, BFJ Planning, prepared a series of proposed zoning code and map amendments, compiled as Local Law __ of 2017, and said amendments, together with the Comprehensive Plan, comprise the "Proposed Action"; and

WHEREAS, the adoption of a Comprehensive Plan is classified as a Type I action under Part 617 of the State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the City Council directed BFJ Planning to complete an Environmental Assessment Form ("EAF") for the Proposed Action, pursuant to SEQR, and said EAF was submitted to the City Council dated December 27, 2016; and

WHEREAS, the City Council, by a resolution dated January 3, 2017, declared itself Lead Agency for this action and authorized the circulation of the Full EAF and draft Comprehensive Plan and draft local law with proposed zoning code and map amendments to the City of Beacon Planning Board, adjacent municipalities and the Dutchess County Department of Planning, in accordance with Sections 239-l, 239-m and 239-n of the New York State General Municipal Law; and

WHEREAS, the City Council is in receipt of responses from the City of Beacon Planning Board and Dutchess County Department of Planning, both dated February 17, 2017; and

WHEREAS, the City Council held a public hearing on the Comprehensive Plan and local law with proposed zoning code and map amendments on February 6 and 21, 2017, at which time all those wishing to be heard were given an opportunity to be heard; and

WHEREAS, the City Council adopted a Negative Declaration on April 3, 2017, with respect to the Proposed Action, and found that, based upon the information contained in the full EAF and all other information contained in the record before the City Council, the Proposed Action will not have any significant adverse impacts on the environment, no environmental impact statement (EIS) needs to be prepared and the SEQRA process is complete; and

WHEREAS, on April __, 2017, the City Council adopted the proposed City of Beacon Comprehensive Plan, as revised March 27, 2017.

DRAFT

NOW, THEREFORE, BE IT RESOLVED, that the Beacon City Council hereby adopts the proposed Local Law __ enacting certain amendments to the Zoning Code and Map, which amendments are consistent with the City of Beacon Comprehensive Plan.

This resolution shall take effect immediately.

Upon Motion of Councilmember _____, and seconded by

Councilmember_____, this Resolution was approved by the following vote:

Randy Casale, Mayor ____
Peggy Ross, Ward One____
Omar Harper, Ward Two____
Pam Wetherbee, Ward Three___
Ali T. Muhammad, Ward Four____
George Mansfield, Ward Five____
Lee Kyriacou, Ward Six____

DRAFT

Draft: 3-21-17

LOCAL LAW NO. ____ OF 2017

CITY COUNCIL
CITY OF BEACON

LOCAL LAW ENACTING ZONING REVISIONS TO IMPLEMENT RECOMMENDATIONS OF THE COMPREHENSIVE PLAN

BE IT ENACTED by the City Council of the City of Beacon as follows:

SECTION 1. TITLE

This local law shall be entitled, "A Local Law Enacting Zoning Revisions to Implement Recommendations of the Comprehensive Plan."

SECTION 2. INTENT AND PURPOSE

The City Council believes that it is reasonable and appropriate to enact certain revisions to the Waterfront Park (WP), Waterfront Development (WD), Linkage (L) and Light Industrial (LI) districts, and a rezoning of certain areas along the waterfront into either the WP or WD district, so as to conform to the City's Comprehensive Plan and recent amendments made thereto, for the reasons stated in said amendments. This local law is determined to be an exercise of the police powers of the City to protect the public health, safety and welfare of its residents.

SECTION 3. ZONING TEXT AMENDMENTS

1. Section 223-41.1 of the Zoning Law shall be amended to read as follows:

(B) To accomplish these purposes, this article creates two new waterfront zones. The first zone, called the Waterfront Park (WP) Zone, includes the publicly-owned lands of Dennings Point and Riverfront Park and the privately owned property of the Long Dock Peninsula, as more particularly shown on the Zoning Map which is made a part of this chapter. This Zone contains provisions which are compatible with the present and proposed continued uses of these areas, which are primarily open space uses. The second zone, called the Waterfront Development (WD) Zone, includes ~~the privately~~publicly -owned lands in the vicinity of the Beacon Train Station~~property of the Long Dock Peninsula~~, as more particularly shown on the Zoning Map which is made a part of this chapter. This

Zone contains provisions which permit development and revitalization of this riverfront area in a manner compatible with the City's Local Waterfront Revitalization Plan and the Comprehensive Plan.

2. Section 223-41.3 of the Zoning Law shall be amended to read as follows:

B. Permitted principal uses. Permitted principal uses shall be as follows:

~~(5) Scientific and educational activities which require or are enhanced by a location on coastal waters, including museums, construction of historic boat replicas, or other rive-related educational facilities.~~

~~(6) Piers, docks, marinas and boat launching facilities.~~

~~(7) Charter boat businesses.~~

C. Special permit uses. The following uses require a special permit from the City Council, pursuant to the provisions set forth in Subsection F:

(1) Food trucks and temporary food stands.

(2) Restaurants not exceeding 2, 500 square feet. The Planning Board may grant up to 4,000 square feet if the applicant provides public restrooms on the first floor of the building, accessible from the interior as well as exterior of the building, and if the Planning Board determines that the larger scale of the building is appropriate to its surroundings.

(3) Inns or bed and breakfasts not exceeding 6,000 square feet.

(4) Marine-related) retail establishments not exceeding 2,500 square feet.

(5) Scientific and educational activities which require or are enhanced by a location on coastal waters, including museums, construction of historic boat replicas, or other river-related educational facilities.

(6) Piers, docks, marinas and boat launching facilities.

(7) Charter boat businesses.

D~~C~~. Permitted accessory uses. Permitted accessory uses shall be as follows:

(1) Uses customarily incidental to permitted uses and support facilities necessary to serve permitted uses.

(2) Public festivals, street fairs, craft and art fairs and concerts. (Requires prior approval from City Council under § 23-7 of the City Code).

(3) Boat service, storage and repair facilities, including the sale and storage of boat fuel, lubricants, parts, accessories, ice and bait.

(4) Lighthouses or other navigational aids.

3. Sections 223-41.3(C) through 223-41.3(I) of the Zoning Law shall be respectively re-lettered to Sections (D) through (J)

4. Section 223-41.4 of the Zoning Law shall be amended to read as follows:

A. Purpose. The purposes of this section shall be as follows:

(2) To provide for land uses consistent with the Beacon Local Waterfront Revitalization Plan and Comprehensive Plan, including residential and waterfront commercial uses, to serve as a catalyst for the economic and physical revitalization of the entire waterfront area.

B. Permitted principal uses. Permitted principal uses shall be as follows:

(1) Any principal use permitted in the WP Zone~~, as regulated therein~~.

(2) Residential multifamily and/or attached dwelling units.~~Waterfront development. (NOTE: Requires a special permit by the City Council, under the procedures set forth in Subsection F.) A waterfront development is a mixed use which incorporates various permitted land-use elements as part of a comprehensive plan. These elements may include:~~

~~(a) Marina uses; marine-related retail and service businesses, including boat and marine engine sale and rental.~~

~~(b) Enclosed dry rack storage for boats.~~

~~(c) Residential multifamily and/or townhouse dwellings.~~

~~(d) Retail shops, designed to serve the needs of pedestrian and marine visitors to the riverfront, such as marine supplies; ice cream or gourmet shops; art, craft, gift or antique shops; and similar uses as determined by resolution of the City Council.~~

~~(e) Convenience retail and personal service shops designed to serve the needs of area residents and commuters, such as convenience grocery stores or delicatessens; pharmaceuticals; audio/video, newspaper, tobacco, candy and sundries; barber/beauty shops; and retail cleaners, and similar uses as determined by resolution of the City Council.~~

~~(f) Restaurants.~~

~~(g) Inns, hotels, boatels, conference centers, fitness centers, spas and day-care centers.~~

~~(h) Public or semipublic uses; live theaters, concert halls or meeting rooms suitable for social, civic, cultural or education activities.~~

~~(i) Art, craft or fine arts galleries.~~

~~(j) Professional or small business offices in mixed-use buildings, and not to exceed 20% of the total floor area in mixed-use buildings.~~

~~(k) Professional, small business and service facilities in the lower floors of multistory residential buildings.~~

~~(l) Charter boat businesses.~~

~~(m) Fishing pier.~~

~~(n) Artist live/work spaces.~~

~~(o) Other uses similar to the above uses as determined by resolution of the City Council.~~

(3) Convenience retail and personal service shops designed to serve the needs of area residents and commuters.

(4) Restaurants bars or brew pubs.

(5) Inns, hotels, fitness centers, spas and day care centers. otels.

(6) Art, craft or fine arts galleries.

(7) Professional or small business offices in mixed-use buildings, and not to exceed 40% of the total floor area in mixed-use buildings. The Planning Board may limit the extent of office uses on the first floor, depending on the building location within the overall development.

(8) Professional, small business and service facilities in the lower floors of multistory residential buildings.

(9) Artist live/work spaces.

(10) Public square, plaza, promenade or pocket park.

C. Special permit uses. The following uses require a special permit from the Planning Board, pursuant to the provisions set forth in Subsection F:

(1) Public or semipublic uses; live theaters, concert halls, museums or meeting rooms suitable for social, civic, cultural or education activities.

(2) Conference centers.

(3) Other uses similar to the above uses as determined by resolution of the City Council.

D~~C~~. Permitted accessory uses. Permitted accessory uses shall be as follows:

(1) Public festivals, street fairs, craft and art fairs and concerts. (Requires prior approval from City Council under § 23-7 of the City Code.) ~~Any principal use permitted in the WP Zone as regulated therein.~~

(3) Public garages and off-street parking~~Boat service, storage and repair facilities, including the sale and storage of boat fuel, lubricants, parts, accessories, ice and bait~~.

(5) Rooftop gardens, greenhouses and solar collectors~~Lighthouse or other navigational aids~~.

E~~D~~. Procedure for review of waterfront development proposals.

(1) Each waterfront development project shall require:

(a) Special permit approval by the Planning Board~~City Council~~, and

(b) Site plan approval by the Planning Board.

(2) The Planning Board~~City Council~~'s review of a special permit application for a waterfront development project or projects shall also include review of a waterfront development concept plan, which contains a proposed designation of the appropriate land uses, or a range of land uses, for the overall development of

the site~~Long Dock Peninsula~~. The purpose of this review is to assure that the site~~Long Dock Peninsula~~ will be developed in accordance with an overall comprehensive plan, even though the total waterfront development may consist of several separate waterfront development projects, which might be constructed at different times.

~~(3) The Planning Board may commence its review of a site plan for one or more waterfront development projects as soon as an application for such waterfront development project special permit has been submitted to the City Council, and such reviews may proceed simultaneously. However, no final approval of a site plan for any waterfront development project shall precede the issuance of a special permit for such waterfront development project by the City Council.~~

F~~E~~. Application fees. Applications to the ~~City Council or~~ Planning Board as provided herein shall be accompanied by the appropriate fees which may be set from time to time by the City Council for such applications. If such fees are not sufficient to defray the costs of review, the applicant shall also be required to pay such additional fees as may be necessary for the reasonable expenses of technical assistance to the City in reviewing the technical aspects of the application.

G~~F~~. Procedure for special permit and waterfront development concept plan review.

(1) Application. The application for a waterfront development special permit for one or more waterfront development projects shall be submitted to the Planning Board~~City Council~~. The application shall consist of narrative text, drawings and/or illustrations describing the proposed waterfront development project and concept plan. Drawings shall be submitted approximately to scale, but need not be to the precision of a finished engineering drawing, or a final site plan. The application shall include the following:

(g) Waterfront development concept plan showing the relation of the proposed uses to existing and proposed uses adjacent to the site~~, particularly those on the City-owned land on the northern shore of Long Dock, and any other lands on the Long Dock Peninsula that are not part of the application. If no such uses have been proposed, the applicant shall discuss potential uses for such other parcels~~.

(k) Such additional information as the Planning Board~~City Council~~ may deem necessary in order to properly evaluate the application.

(2) Planning Board~~City Council~~ review of special permit and waterfront development concept plan application.

(a) Environmental compliance.

[2] Upon receipt of an application for a special permit and waterfront development concept plan, the Planning Board~~City Council~~ shall commence a coordinated review under SEQR and institute lead agency procedures after identifying all involved and interested agencies, as provided by law.

~~(b) City Council referrals.~~

~~[1] The City Council shall refer the application for a special permit and waterfront development concept plan approval to the Planning Board for a report and recommendation. The Planning Board shall review all documents and materials relating to the application and shall render a report to the City Council and may make any advisory recommendations it deems appropriate. Where the City Council is serving as the lead agency under SEQR, and the Planning Board is an involved or interested agency, then this referral may be coordinated with the comment period under SEQR. The report of the Planning Board shall be due on the date set for receipt of written comments on the DEIS or a date 45 days from the referral by the City Council, whichever is greater.~~

~~[2] Other referrals. The City Council shall comply with the applicable provisions of General Municipal Law §§ 239-l and 239-m. Where the City Council is serving as lead agency under SEQR, it shall also circulate the DEIS and FEIS as provided by law. In addition to any referrals required by law, the City Council may refer the application to any other City board, department, official, consultant or professional it deems appropriate.~~

~~(c) City Council public hearing. The City Council shall hold a public hearing, with the same notice required by law for zoning amendments, on the application for a special permit and waterfront development concept plan approval. Where the City Council is serving as lead agency under SEQR, and determines to hold a SEQR hearing, the SEQR hearing shall be conducted jointly with this public hearing, if practicable.~~

~~(3) City Council decision on special permit and waterfront development concept plan.~~

~~(a) The City Council shall render a decision on the application for waterfront development concept plan approval and for a special permit and after it has held the required public hearing herein, completed the SEQR process and made the requisite SEQR findings, and made the consistency determination as required under the City's Local Waterfront Consistency Law.~~

~~(b) Concept plan approval. Prior to granting any special permit for a waterfront development project, the City Council shall review a waterfront development concept plan, which contains a proposed designation of appropriate land uses, or~~

~~a range of land uses, for the overall development of the Long Dock Peninsula. The City Council shall approve the concept plan upon a finding that it:~~

~~[1] Will fulfill the purposes of the Waterfront Development Zone.~~

~~[2] Will be in harmony with the appropriate and orderly development of the City's waterfront area.~~

(bc) Special permit approval. The Planning Board~~City Council~~ may authorize the issuance of a special permit for a waterfront development project, provided that it shall find that the following conditions and standards have been met:

(cd) Conditions. In approving any waterfront development concept plan and special permit, the Planning Board~~City Council~~ may attach such conditions, safeguards and mitigation measures as it deems necessary or appropriate to assure continual conformance to all applicable standards and requirements and to fulfill the intent and purposes of this law.

(4) Time periods for development pursuant to special permit. At the time of approving a special permit, the Planning Board~~City Council~~ may set forth the time period in which construction is to begin and be completed. The Planning Board~~City Council~~ may, in its discretion, extend any time period it has previously set where it finds that changing market conditions or other circumstances have acted to prevent the timely commencement or completion of work, and that the developer has proceeded with reasonable diligence in an effort to assure completion of the work within the permitted time period. The extension of these time periods shall not require the holding of a new public hearing.

(5) Revisions to waterfront development special permit. After approval of a waterfront park special permit, any proposed revisions in the approved special permit shall be submitted to the Planning Board~~City Council~~ or its designee. The Planning Board~~City Council~~, in its discretion, shall determine the appropriate procedures for consideration of the proposed revisions, and whether such revision is material enough to require further environmental analysis, further project review and/or a further hearing, as it may deem appropriate.

(6) Processing of phases comprised of Waterfront Park District uses. Notwithstanding other provisions of the waterfront development review and approval process, where a waterfront development project includes a phase (or phases) comprised solely of uses permitted in the Waterfront Park District, the Planning Board~~City Council~~ may process and grant special permit approval to said phase(s) in advance of the complete processing of the overall project so long as the SEQR process has been complied with in accordance with the provisions of § 223-41.4F(2)(a)[5] herein; said phase is an integral part of an

appropriate waterfront development concept plan, as determined by the Planning BoardCity Council; and the overall review and approval process for waterfront development special permits as outlined herein, including all referrals and hearings, has been complied with for said phase(s). After the granting of special permit approval, said phase(s) may proceed to the Planning Board for site development plan review and approval for said phase(s) in accordance with Subsection HG immediately below.

HG. Site development plan review. After approval of the waterfront development special permit by the City Council, the Planning Board may grant site plan approval to a waterfront development project.

(1) Application for site plan approval. The application for site development plan approval shall contain all the material set forth in § 223-25B of this Zoning Ordinance. In addition, the applicant shall submit the following:

(d) Information to establish the relationship of the proposed project to later elements of the development of the siteLong Dock, including any other adjacent and nearby lands that are not part of the applicant's planned waterfront development projects.

(2) Planning Board review of site plan.

(a) The Planning Board shall conduct a detailed review of the adequacy, location, arrangement, design and appearance of each aspect of the proposed development. While the scope of the Planning Board's review of the site plan will generally relate to the waterfront project at issue, the Planning Board shall have the authority to assure that aspects of the overall development of the siteLong Dock (e.g. stormwater management, domestic water and fire protection, sanitary sewer, all utilities, streets, etc.) shall be adequate to suit the purposes and needs of the entire peninsula, as it is finally developed.

(c) The proposed site development plan shall be in general conformance with the waterfront development concept plan. While the waterfront development concept plan approval will approve a general layout on the siteLong Dock, the individual site plans for particular waterfront development projects will provide detailed building envelopes, elevations and site design details regarding proposals for various projects within the site. The Planning Board may exercise its discretion in allowing minor variations from the waterfront development concept plan so long as the site plan is, in the Planning Board's judgment, generally in keeping with the waterfront development concept plan approved by the City Council. In no case, however, shall the Planning Board have the authority to approve a total number of dwelling units or total density in the waterfront development which exceeds the number approved as part of the special permit and waterfront

development concept plan. Nor shall the Planning Board have the authority to approve the total square footage of nonresidential space above that approved in the special permitby the City Council. Any such expansions would require approval by the City Council.

7. Sections 223-41.4(C) through 223-41.4(I) of the Zoning Law shall be respectively re-lettered to Sections (D) through (J).

8. Section 223-41.4 (J)(1) through J(11) (formerly 223-41.4 (I)) of the Zoning Law shall be replaced with the following:

J. Development standards for Waterfront Development district. It is essential that development in this district meet the following development standards:

(1) Comprehensive design. The WD Zone allows for flexibility of design to encourage innovative site planning and creative use of the two areas specified: north area and south area. While the WD north area is expected to contain residential development, the southern portion of the district is expected to contain various elements of mixed-use development (e.g. residential, commercial, retail, cultural, etc.). Each area must be planned with a comprehensive plan for ingress, egress, circulation and utility service. The architectural styles of various buildings must be compatible within each portion of the WD district and must attain high standards of design.

(2) Relationship to river and MNRR station. All elements of a project within the WD Zone shall also be sensitive to the site's relationship to the river and the MNRR station, and shall be designed accordingly.

(3) Provision of view corridors. The sites shall be developed in such a way as to preserve important public views from upland locations as specified but not limited to view corridors identified in the Local Waterfront Revitalization Program (LWRP). For the WD north area, building rooflines should step down, from north to south, to follow contour and elevation of the topography directly to the east of the development site. For the WD south area, building roofline should step down, from east to west, to protect views from Beekman and River Streets to maximum extent practicable. No building shall be taller than 32 feet above grade at the curb line of Beekman Street.

(4) Architectural design standards

(a) The various elements of any project shall be integrated by cohesive architectural treatment and compatible design.

(b) Buildings shall be designed in consideration of appearance from all vantage points.

(c) Architectural elements shall be used to provide visual interest, reduce apparent scale of the development and promote integration of the various design elements in the project.

(d) Groups of related buildings shall be designed to present a compatible appearance in terms of architectural style. Compatible appearance should seek to achieve un-excessive difference rather than identical similarity.

(e) Building lines shall be varied to the extent practicable in order to provide an interesting interplay of buildings and open spaces.

(f) Appurtenances on buildings and auxiliary structures, such as mechanical equipment or water towers, parking facilities, or storage buildings, shall receive architectural treatment and screening consistent with that of principal buildings.

(g) Parking decks should be screened from public view to maximum extent practicable, preferably with “green screen” techniques.

(h) Buildings should have a top-floor cornice feature and first-floor architectural articulation, such as a storefront with a secondary cornice or an architecturally emphasized entrance doorway, to accent the central body of the building.

(i) Wherever practicable, buildings should employ texture or additional detailing to accentuate the base of buildings and provide human scale.

(j) Architectural features and windows should be continued on all sides of the building that are clearly visible from a street or public parking area, avoiding any blank walls, except in cases of existing walls or potential common property walls. Larger buildings shall incorporate significant breaks in the facades and rooflines at intervals of no more than 35 feet.

(k) Primary individual window proportions shall be greater in height than in width. Mirrored, reflective, or tinted glass, all-glass walls, and exterior roll-down security gates shall not be permitted. Any shutters shall match the size of the window opening, appear functional, and be attached to the window frame.

(l) Building elements that provide additional architectural interest, such as balconies, bay windows, open porches, and cornices, may encroach up to four feet beyond the front lot line if the bottom of the encroaching building elements is at least 12 feet above grade.

(m) Metal, glass or canvas-type awnings and canopies or projecting signs are encouraged and may encroach up to six feet for awnings and three feet for signs into the front setback and over the sidewalk above seven feet. Vinyl awnings are discouraged unless the applicant can demonstrate to the Planning Board's satisfaction that the finish and design of such awning are of high quality, aesthetically pleasing and meet the intended standards of the district, as determined by said Board.

(n) Buildings shall have a front entrance door facing the primary street and connected to the sidewalk. Front entrance doors for commercial buildings and retail storefronts shall be active and provide main access during business hours.

(o) Commercial buildings shall have at least 70 percent glass on the first-floor facades, located between two feet and 10 feet above the sidewalk. Residential buildings shall have at least 30 percent glass on the first-floor facades.

(p) Finish building materials should be wood, brick, traditional cement-based stucco, stone or fiber-cement siding or other material deemed acceptable by the Planning Board. Vinyl, aluminum or sheet metal siding or sheet trim, exposed concrete blocks or concrete walls, plywood or other similar prefabricated panels, unpainted or unstained lumber, synthetic stone or brick, or synthetic stucco, exterior insulation and finishing system (EIFS), or direct-applied finish system (DAFS), and chain link fencing shall not be permitted.

(5) Energy efficiency. The plan for development of any project shall be designed and arranged in such a way as to promote energy efficiency to the maximum extent practicable for all buildings. All buildings should meet or exceed LEED Silver rating or equivalency.

(6) Landscaping, screening and buffering.

(a) All sidewalks, open spaces, parking areas and service areas shall be landscaped and/or paved in a manner that will harmonize with proposed buildings. Materials for paving, walls, fences, curbs, benches, etc., will be attractive, durable, easily maintained and compatible with the exterior materials of adjacent buildings.

(b) The Planning Board may require buffer landscaping, fencing or screening to separate land uses, and to screen utility buildings, refuse collection areas, cooling systems and other similar installations and features.

(c) All plants, trees and shrubs shall be installed in accordance with a planting schedule provided by the developer and approved by the Planning Board. Landscape materials selected shall be appropriate to the growing conditions of the shoreline environment and this climatic zone.

(7) Lighting. Streets, drives, walks and other outdoor areas shall be properly lighted to promote safety and encourage pedestrian use. All exterior lighting for the project shall be directed downward or otherwise appropriately shielded and designed to minimize excessive light. It shall have an attractive appearance compatible with the overall project design and waterfront character. Lighting type, number and locations shall be subject to Planning Board review and approval as part of the site plan review.

(b) Lighting fixtures shall be a maximum of 15 feet in height, except pole lights in rear parking lots shall be a maximum of 20 feet high. Lighting shall be energy efficient, have full spectrum color quality, and shall prevent any lighting above 60 watts that directly projects above the horizontal level into the night sky.

(8) Signage.

(a) All signs shall be planned and designed in accordance with an overall comprehensive signage plan, which shall be subject to Planning Board review and approval as part of site plan review.

(b) All signs shall be of a size and scale as determined appropriate by the Planning Board to accomplish their intended purpose.

(9) Vehicular circulation system and traffic access. The rights-of-way and pavement widths for all internal streets, drives, walks or other access ways for vehicles and/or pedestrians shall be determined on the basis of sound current planning and engineering standards, which shall accommodate projected demand but minimize impervious surface to the maximum extent possible.

(10) Public access. While development in WD north area is expected to be primarily residential, development in WD south area is expected to accommodate public access to the MNRR station and Beacon waterfront. This will require certain private elements for the security and benefit of its residents and property owners. A clear boundary should be maintained between publicly accessible and private space. Development that provides access to the MNRR train station (i.e. the WD south area) public pedestrian access should be created in a manner which:

(a) Enhances existing public access opportunities to the riverfront, in furtherance of the City's Comprehensive Plan and LWRP and the state's coastal policies.

(b) Coordinates such public access with existing or anticipated opportunities for public access to the MNRR and Beacon waterfront west of the railroad tracks.

(c) Provides a public promenade along length of development facing the river.

9. Section 223-41.4 (J)(11) (formerly 223-41.4 (I)(12)) of the Zoning Law shall be amended to read as follows:

(1112) Off-street parking and loading.

(b) Parking requirements.

[1] Multifamily dwelling: one space per unit ~~plus ¼ space per bedroom~~.

~~[2] Marina: ½ space per slip or dry rack storage unit.~~

[23] Retail or service business: one space for each 333~~200~~ square feet of gross floor, excluding basement storage utility areas.

[34] Restaurant: one space for each two patron seats or one space for each 300~~100~~ square feet of gross floor area, excluding kitchen and storage areas.

[45] Office for business or professional use: one space for each 350~~250~~ square feet of gross floor area.

[67] Hotel: 0.75~~one~~ space for each hotel guest room.

(e) Alternative methods of meeting off-street parking requirements.

[2] Planning Board authority. The Planning Board shall be authorized to reduce parking requirements for a given use, based upon a finding that any portion of the off-street parking requirements of a waterfront development have been satisfied when the applicant establishes to the Board's satisfaction that alternative parking solutions are appropriate and will provide adequate parking for the WD site. If an applicant wishes to use alternative parking methods, he must submit a complete analysis to the Board for review. This analysis must include estimates of peak parking demands for different land uses for different hours of the day and days of the week. It should also define strategies intended to incorporate alternative parking methods and the advantages of such strategies.

[3] Alternative parking methods. Alternative parking methods include the following, and such other methods as the Planning Board deems appropriate, or any combination thereof:

[a] Parking shared among various use elements within the waterfront development. The Planning Board's acceptance of such an alternative parking method shall be based on a professional parking study of the proposed use and the surrounding

area that demonstrates that a different amount of parking would be appropriate for the use in its particular location and/or that existing and/or proposed off-site parking is sufficient.

10. Sections 223-41.4(J)(11)(B)[3] through [7] of the Zoning Law shall be respectively re-lettered to Sections [2] through [6].

11. Section 223-41.7 of the Zoning Law shall be replaced with the following:

A. Minimum site size: 5 acres.

B. Maximum height.

(1) Area north of West Main Street (see illustration): Average of four (4) stories of residential/mixed use over parking. Height may not exceed average of 75 feet from average ground level of the existing Metro-North parking.

(2) Area south of Light Industry (LI) zone (see illustration): Average of three (3) stories of residential/mixed use over parking. Height may not exceed average of 32 feet at Beekman Street, nor more than average of 70 feet above the average ground level of the existing Metro-North parking.

(3) The illustrations of height attached in this Subsection shall not be exceeded so that the public views to the east are adequately protected.

C. Maximum floor area ratio (excluding parking).

(1) Area north of West Main Street: 3.0.

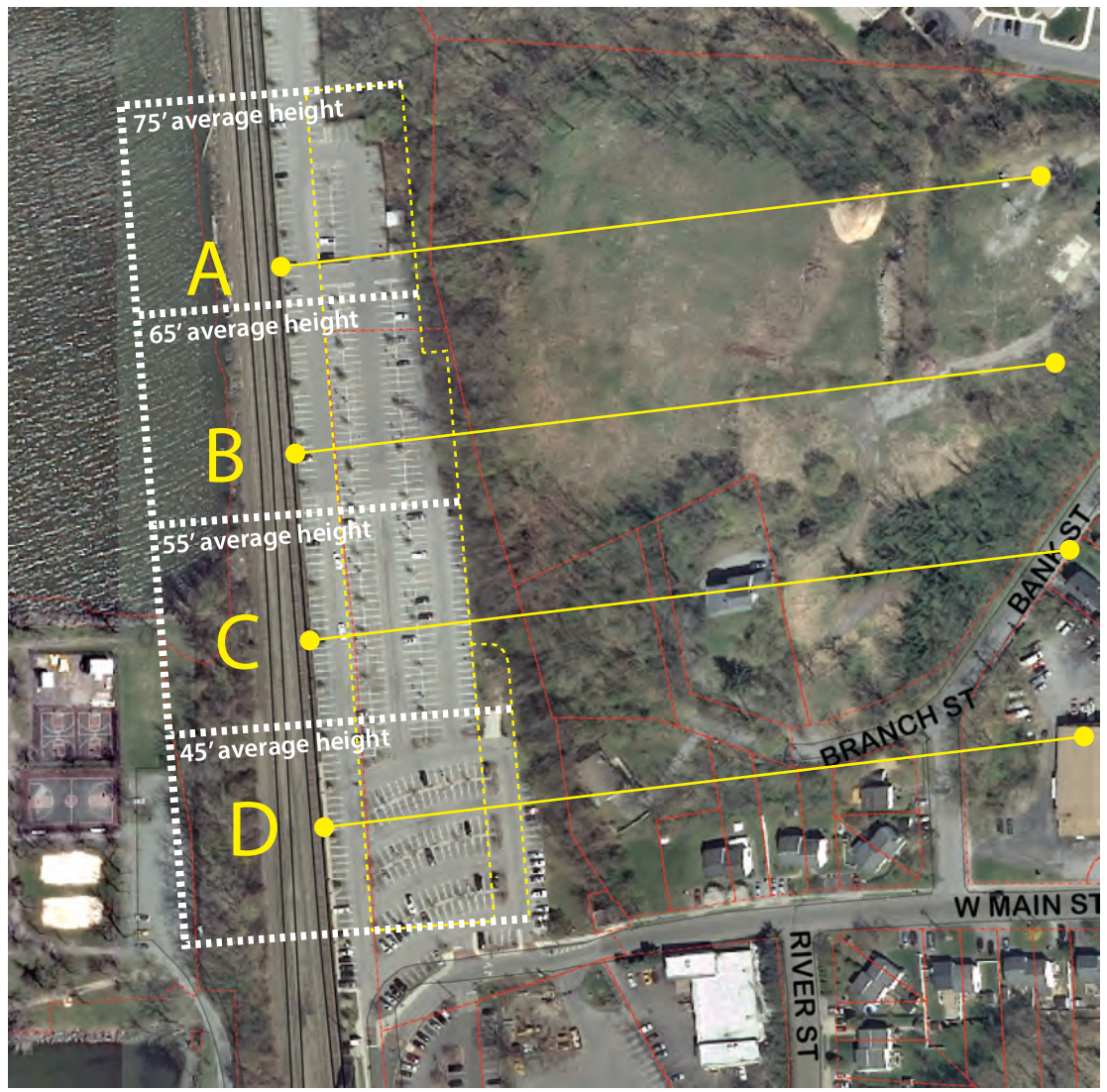
(2) Area south of Light Industry (LI) zone: 2.0.

D. Minimum open space: 15% of the site area, 10% of which must be publicly accessible.

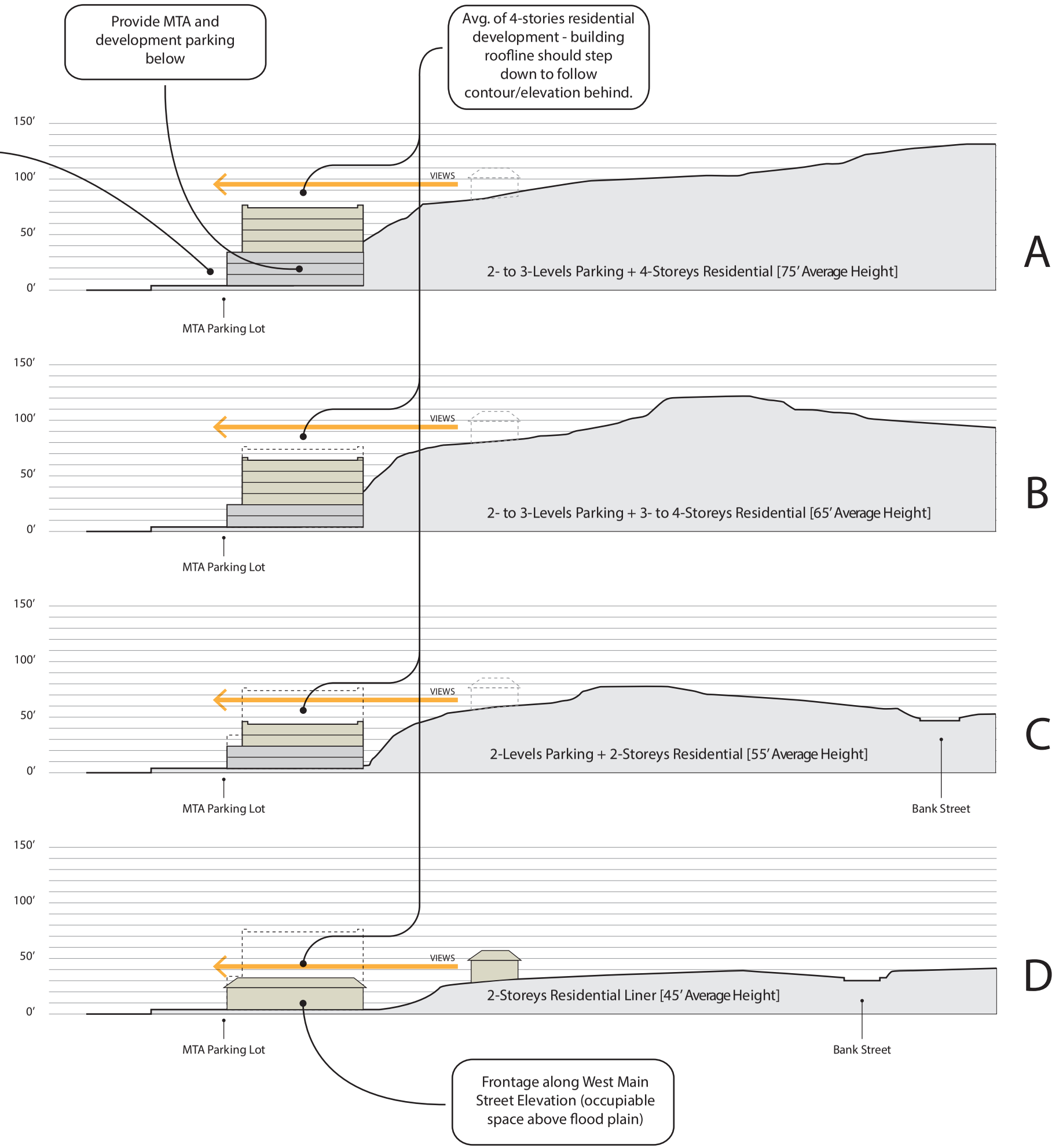
Waterfront Development North

Metro North Parking Area

"Green Screen" base of building to cover and enhance parking levels

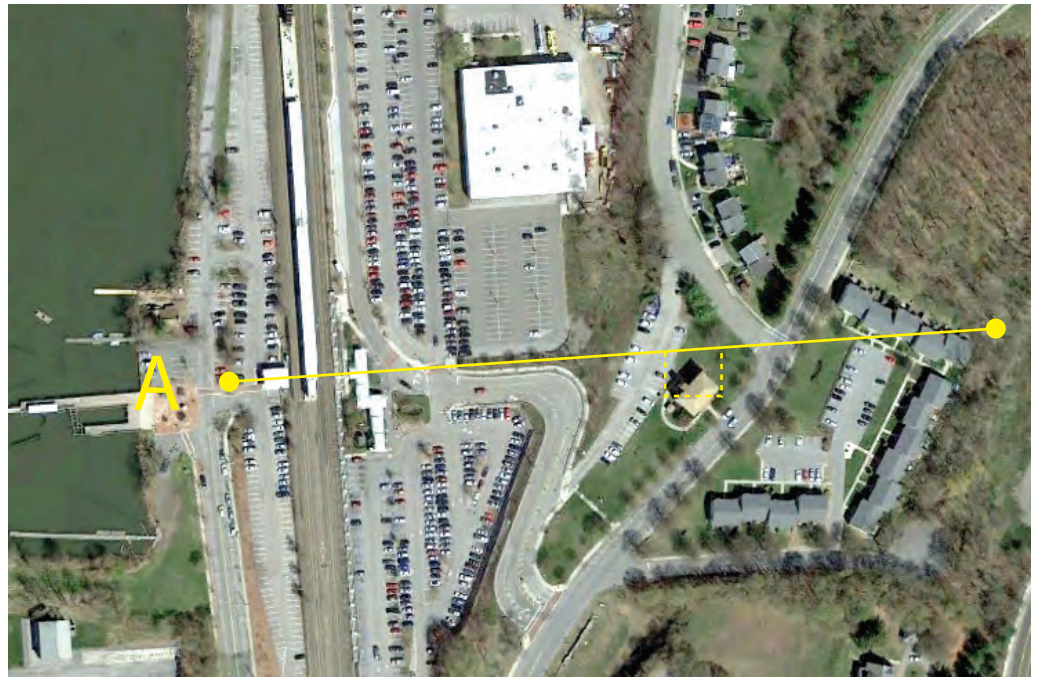


Profile Section Cuts & Building Height Areas

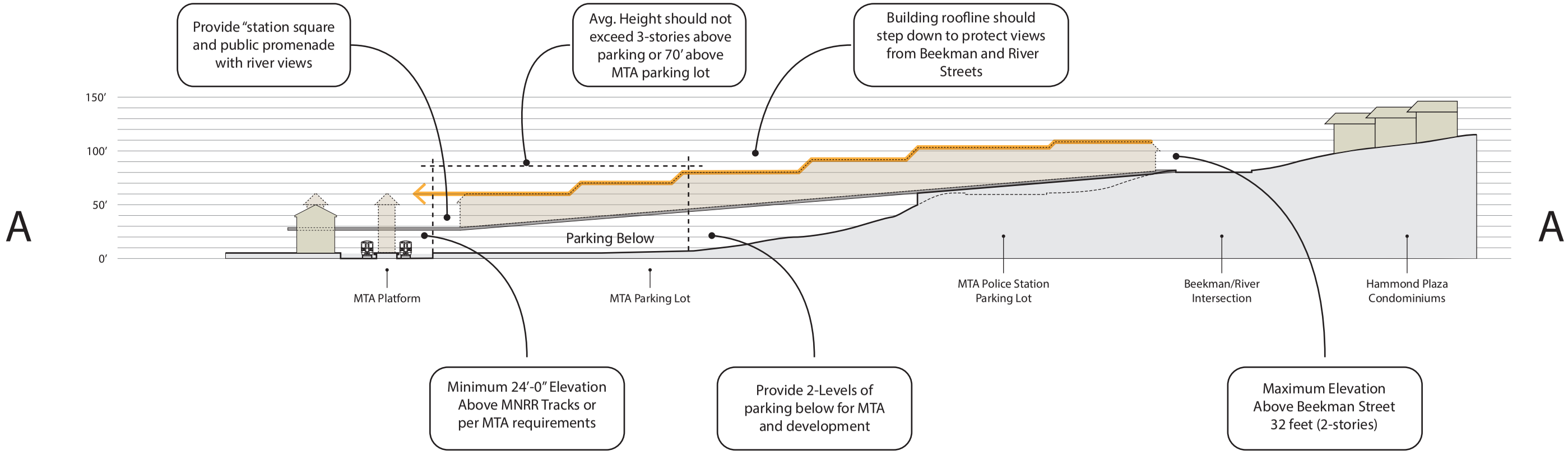


Waterfront Development South

Metro North Station Area



Profile Section Cuts



12. Section 223-41.20 of the Zoning Law shall be amended to delete Figure 20-1 (Linkage Zone Map) and to read as follows:

The provisions of this article apply to the area shown as the Linkage District (L) on the City of Beacon Zoning Map~~, a portion of which is annexed hereto to amend said Zoning Map~~. All new uses of land and structures shall comply with this article. Existing nonconforming uses may continue as provided in § 223-10, Nonconforming uses and structures, except as may be otherwise provided in this article. Conforming residential uses existing on the effective date of this article shall be bound by the zoning of the subject property immediately prior to the enactment of the Linkage District. Any existing conforming building that is destroyed by fire or casualty to an extent of more than 50% may be rebuilt on the same footprint and with the same dimensions and may be extended at the same height along its frontage. Any existing building that does not satisfy the minimum building height requirements in the district may continue and may be expanded at the same height, provided that it is in conformity with all other dimensional requirements in the district. In case of any conflict between this article and other provisions of this Zoning Chapter, this article shall control. In order to encourage mixed uses, more than one permitted use shall be allowed on any lot or parcel, subject to all approval criteria contained herein.

13. Section 223-41.21 of the Zoning Law shall be amended to read as follows:

B. Uses by special permit.

(1). The following uses are allowed in existing buildings as permitted uses. For newly constructed buildings, the following uses are allowed by special permit from the Planning Board, upon a finding that the proposed use is consistent with the City of Beacon Comprehensive Plan, will enhance the architectural character of the street, and will contribute to creating a more urban, pedestrian-friendly quality in the L District, and that the conditions and standards in § 223-18B(1)(a) through (d) have been met:

(a) Retail, personal services business or restaurant, coffee house or other establishment that serves food, with or without alcoholic beverages, provided that:

[2] The use is within 400 feet of the Route 9D-Beekman Street intersection, as identified on the Zoning Map, or located along the north side of West Main Street between Beekman Street and River Street; and

D. Dimensional regulations. All new construction or enlargement of existing structures in the L District shall be subject to the following minimum and maximum dimensional regulations:

(5) Building height: minimum two stories, average maximum four stories and 48 feet, as determined from the average street front level. Stories built below the grade of the street front shall not be counted toward building height. The second story of a two-story building shall be built in a manner that allows actual occupancy for one or more permitted uses and does not create the mere appearance of a second story. For any building over three stories, a stepback of at least 15 feet behind the facade shall be required above the third story. Chimneys, vent pipes, mechanical systems, elevator shafts, antennas, wireless communications facilities, roof gardens and fences, greenhouses, solar collectors, wind energy systems, and other rooftop accessory structures may project up to 15 feet above the maximum height. With the exception of roof gardens and solar collectors, such projections may occupy no more than 20% of the roof area and must be set back at least 15 feet from the front edge of the roof.

F. Parking location and quantity.

(2) The minimum quantity of required on-site parking spaces shall be as follows:

(d) Other uses: as listed in Section 223.26 of this chapterdetermined by the Planning Board in the course of site plan review.

(3) The quantity of required on-site parking in Subsection F(2) above may be modified by the Planning Board, in its discretion, based upon information submitted by the applicant or otherwise made available to the Planning Board in the public record, demonstrating one or more of the following:

(c) That the applicant has provided sufficient bicycle parking to reduce anticipated vehicular travel demand, as supported by a professional parking study.

(4) For small preexisting lots where the provision of on-site parking is infeasible, the Planning Board may waive up to 50%all of the parking requirements, provided that the total floor area of the building is no greater than 3,000 square feet. The Planning Board may grant additional parking waivers, at its discretion, subject to an in-lieu payment of $10,000 per parking space.

H. Site plan review/special permit procedures and criteria.

(2) For projects with over 20,00010,000 square feet in building footprint area, or projects that require a special permit, the applicant shall follow the procedures in §§ 223-18 and 223-25, except that the Planning Board shall take the place of the City Council in § 223-18. Such applications shall comply with those sections to the extent that such sections do not contain standards that conflict with this article. In case of a conflict, this article shall control.

~~L. Linkage plan. This sketch plan provides one possible set of design solutions, which was included in the 2007 Comprehensive Plan Appendix as an illustration of planning principles for the Linkage District.~~

~~Figure 21-21: Connecting Beacon's Main Street with the Hudson River and Railroad Station~~

SECTION 4. REZONING

The zoning of the parcels listed below is hereby changed from the Existing Zoning District to the New Zoning District as shown in the table:

Tax Parcel Number	Subject Property Address	Owner's Name and Address	Existing Zoning District	New Zoning District
5954-32-481840	8 Long Dock Rd.	Scenic Hudson 1 Civic Center Plaza, Suite 200 Poughkeepsie, NY 12601	Waterfront Development	Waterfront Park
5954-32-490828	23 Long Dock Rd.	Scenic Hudson 1 Civic Center Plaza, Suite 200 Poughkeepsie, NY 12601	Waterfront Development	Waterfront Park
5954-41-537725	Long Dock Rd.	Scenic Hudson 1 Civic Center Plaza, Suite 200 Poughkeepsie, NY 12601	Waterfront Development	Waterfront Park
5954-00-472672	Dennings Ave. Rear	Scenic Hudson 1 Civic Center Plaza, Suite 200 Poughkeepsie, NY 12601	Waterfront Development	Waterfront Park
5954-25-549980	Railroad Dr.	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Park	Waterfront Development
Portion of 5954-33-549777	33 Railroad Dr.	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Development	Waterfront Park
Portion of 5954-25-554890	West Main St.	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Park	Waterfront Development
5954-33-594862	11 Beekman St.	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	LB	Waterfront Development
5954-25-583911	1 West Main St.	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Park	Waterfront Development
5954-49-574583	Conrail Tracks and River	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Development	Waterfront Park
5954-57-586430	Dennings Ave. Rear	MTA Metro North Railroad 347 Madison Ave. New York, NY 10017	Waterfront Development	Waterfront Park
5954-57-587478	Dennings Ave. Rear	City of Beacon 1 Municipal Plaza Beacon, NY 12508	Waterfront Development	Waterfront Park

SECTION 5. ZONING MAP

The Zoning Map of the City of Beacon is hereby amended to show the changes specified in Section 4 above. A map showing the proposed rezonings entitled “Zoning Map Proposal” dated January 13, 2017 is attached hereto as Exhibit "A."

SECTION 6. NUMBERING FOR CODIFICATION

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the City of Beacon; that the sections and sub-sections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

SECTION 7. RATIFICATION, READOPTION AND CONFIRMATION

Except as specifically modified by the amendments contained herein, the Code of the City of Beacon as adopted and amended from time to time thereafter is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

SECTION 8. SEPARABILITY

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity, or unconstitutionality, or inapplicability, shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their application to other persons or circumstances. It is hereby declared to be the legislative intent of the City Council of the City of Beacon that this Local Law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part thereof is held inapplicable had been specifically exempt therefrom.

SECTION 9. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by the Municipal Home Rule Law.

Dated: _____, 2017

Attachment: Exhibit “A”

City of Beacon Council Agenda
4/3/2017

Title:

Resolution to Schedule a Public Hearing for April 17 to Receive Comments on the 2017 Capital Plan

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Set PH Capital Plan	Resolution
Capital Plan	Backup Material

CITY OF BEACON

CITY COUNCIL

RESOLUTION NO. _____ OF 2017

A RESOLUTION TO SCHEDULE A PUBLIC HEARING FOR APRIL 17, 2017 TO RECEIVE COMMENT CONCERNING THE 2017 CAPITAL PLAN

NOW, THEREFORE, BE IT RESOLVED that the Beacon City Council hereby schedules a public hearing for April 17, 2017 at 7 p.m. at City Hall, One Municipal Plaza, Beacon, New York 12508 to receive public comment concerning the proposed 2017 Capital Plan.

Resolution No. 36 of 2017		**Date: April 3, 2017**					
□ □Amendments					**□ 2/3 Required**		
□ □Not on roll call.			**□ On roll call**			**□ 3/4 Required**	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pam Wetherbee					
		Peggy Ross					
		Mayor Randy Casale					
		Motion Carried					

2017 PROPOSED NEW PROJECTS	FUNDING SOURCES										
	TOTAL	GENERAL	GENERAL	WATER	WATER	SEWER	SEWER		OTHER	REC	TOTAL
	COST	FUND BALANCE	FUND DEBT	FUND BALANCE	FUND DEBT	FUND BALANCE	FUND DEBT	CDBG	GRANTS	TRUST	COST
PUBLIC BUILDINGS											
Design and Construction Documents of New Firehouse	575,000	325,000							250,000		575,000
Tompkins Hose Boiler	35,000	35,000									35,000
Municipal Building Access Control System	52,722	52,722									52,722
Memorial Building Exterior Painting	32,520	32,520									32,520
Municipal Center Exterior Signage System	13,000	13,000									13,000
Municipal Center Landscaping and Exterior Work	30,000	30,000									30,000
PARK											-
South Avenue Fence and Retaining Wall	37,000	37,000									37,000
Memorial - basketball court resurfacing	40,000	40,000									40,000
Riverfront Park 20x30 Pavilion & Pad	30,000	30,000									30,000
USC 20x30 Pavilion & Pad	30,000	30,000									30,000
USC Pool Building	350,000	350,000									350,000
HIGHWAY EQUIPMENT											-
Animal Warden Van	25,000	25,000									25,000
Replace 2003 #031 1-ton dump truck w/ plow	59,000	-							59,000		59,000
Replace 2003 #030 1-ton dump truck w/ plow	59,000	-							59,000		59,000
Replace 2002 #032 Pick up truck w/ lift gate & extended cab	50,000	50,000									50,000
Replace 1993 #932 dump plow sander	275,000	175,000							100,000		275,000
ROAD RECONSTRUCTION											-
Phillips Street (9D to Kristy), Engineering	79,250	79,250									79,250
Kristy Drive (Drainage - Slip Line) Engineering	15,000	15,000									15,000
Kristy Drive (Drainage - Slip Line), Construction	335,000	335,000									335,000
Bridge St. Bridge Structural Engineering Report	9,270	1,854							7,416		9,270
SIDEWALKS											-
South Avenue (Commerce to Rombout), replacement, both sides - Survey & Engineering	37,600	-							37,600		37,600
POLICE											-
Downtown Cameras	65,000	65,000									65,000
WATER DEPARTMENT											-
Phillips Street (Wolcott to Kristy) Survey, Engineering	17,300			17,300							17,300
Cherry Street Surveying, Engineering	7,500			7,500							7,500
Upgrade "SCADA" system & Telemetry	325,000			325,000							325,000
Rehab Fairview Tank - Surveying & Engineering	65,000			65,000							65,000
6 kw Light Tower Generator Trailer Mounted	9,000			9,000							9,000
Tow Behind Air Compressor	25,000			25,000							25,000
Replace 2006 Van #066	50,000			50,000							50,000
SEWER DEPARTMENT											-
Lakeside unit overhaul	225,000					225,000					225,000
New Odor Control for Belt Press Room/Remove Odorox	200,000					200,000					200,000
Chlorine Contact Basin and Dechlorination Engineering	50,000					50,000					50,000
Lower Main Pump Station (pump, electrical, generator, roof)	200,000					200,000					200,000
Phillips St., Engineering	12,000					12,000					12,000
South Interceptor (behind ARF) Survey & Engineering	67,000					67,000					67,000
South Interceptor (behind ARF) Survey & Engineering	625,920					625,920					625,920
North Interceptor Replacement - Behind DIA to STP	76,770					76,770					76,770
I & I Improvements	900,000						900,000				900,000
TOTALS	**5,089,852**	**1,721,346**	**-**	**498,800**	**-**	**1,456,690**	**900,000**	**-**	**513,016**	**-**	**5,089,852**

DRAFT DRAFT DRAFT

City of Beacon Council Agenda
4/3/2017

Title:

A Resolution Declaring the City of Beacon a Welcoming and Inclusive City

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Welcoming and Inclusive	Resolution

A RESOLUTION DECLARING THE CITY OF BEACON A WELCOMING AND INCLUSIVE CITY

Whereas, communities are made safer for all its residents when every resident – regardless of race, religion, gender preference, national origin, nationality, preferred language, age, disability, education or socio-economic status – feels comfortable and safe contacting, seeking help from, and cooperating with local police and other municipal employees and officials, and

Whereas, the City of Beacon Police Department already has strong policies in place that are designed and intended to encourage all residents to feel comfortable and safe contacting local police, and

Whereas, the City of Beacon wishes to clarify and extend such policies to apply to all city employees and officials, and to communicate such policies broadly to the entire community in order to further encourage stronger and more effective communication and cooperation between residents and municipal employees and officials,

Therefore, be it resolved, that the City of Beacon promulgates to all city employees and officials the following policies regarding treatment of all individuals who come in contact with the city.

1. Citizenship Status. City employees and officials shall not:

(a) Stop, question, interrogate, investigate or arrest an individual based solely on (i) actual or suspected immigration or citizenship status, or (ii) a "civil immigration warrant," administrative warrant, or an immigration detainer in the individual's name, including those identified in the National Crime Information Center database;

(b) Inquire about the immigration status of an individual, including a crime victim, a witness, or a person who calls or approaches the police seeking assistance, unless necessary to investigate criminal activity by that individual; or

(c) Perform the functions of a federal immigration officer or otherwise engage in the enforcement of federal immigration law, whether pursuant to 8 U.S.C §1357(g) or any other law, regulation or policy.

2. Detainer Requests. City employees and officials shall decline to respond affirmatively to a "civil immigration detainer" or similar request, unless (a) the request is accompanied by a judicial warrant, or (b) the police chief has determined there is probable cause to believe that the individual either (i) has illegally re-entered the country after a previous removal and has been convicted of a New York Penal Law Class A felony or Class B violent felony (or of an equivalent federal crime or crime under the law of another state); or (ii) has or is engaged in terrorist activity.

3. Information Requests. Subject to the ability of supervisory police officials to exercise their sound judgment as necessary to protect public safety, all City employees and officials shall:

(a) Decline to respond affirmatively to requests from the U.S. Immigration and Customs Enforcement ("ICE") or Customs and Border Protection ("CBP") for non-public information about an individual unless the request is accompanied by a judicial warrant or has a legitimate law enforcement purpose exclusive of the enforcement of immigration laws; EXCEPT that nothing in

this resolution prohibits city police from (i) sending to or receiving from any local, state, or federal agency as per 8 U.S.C. § 1373 information regarding an individual's country of citizenship or a statement of the individual's immigration status, or (ii) disclosing information about an individual's criminal arrests or convictions, or juvenile arrests, delinquency or youthful offender adjudications, where disclosure is otherwise permitted by state law or required pursuant to subpoena or court order;

(b) Limit the information collected from individuals concerning immigration or citizenship status to that necessary to perform agency duties and shall prohibit the use or disclosure of such information in any manner that violates federal, state, or local law; and

(c) Inform the City Administrator of any requests for information received from ICE or CBP.

4. Custodial Interviews. Subject to the ability of supervisory police officials to exercise their sound judgment as necessary to protect public safety, all City employees and officials shall decline to provide ICE or CBP with access to an individual in City custody to question or interview such individual if the sole purpose of such requested access is enforcement of federal immigration law.

5. Detainees. City employees and officials shall:

(a) Not delay bail, or the release from custody upon posting of bail, for an individual solely because of (i) immigration or citizenship status, (ii) a civil immigration warrant, or (iii) a request for the purpose of immigration enforcement; and

(b) Treat all individuals in the city's custody under the same booking, processing, release and transfer practices of the city, regardless of actual or suspected citizenship or immigration status.

6. Local Resources. City employees and officials shall not use city funds, facilities, property, equipment, or personnel to investigate, enforce or otherwise assist any federal program requiring registration of individuals on the basis of race, gender, sexual orientation, religion, ethnicity or national origin, including but not limited to ICE's 287(g) program.

7. Nondiscrimination. City employees and officials shall not inquire about or request proof of immigration status or citizenship when providing services or benefits, except where their receipt is contingent upon immigration or citizenship status, or where inquiries are otherwise lawfully required by federal, state, or local laws.

8. Complaints. Any person who wishes to file a complaint regarding the potential violation of this policy may do so in writing to the Beacon Human Relations Commission, which will be held in confidence pursuant to its publicly stated policies, or to the Police Chief or Mayor.

9. U-Visas. City employees and officials shall encourage the adoption of clear and transparent protocols for the certification of U-Visas for undocumented immigrant community members who have been victims of a serious crime and have cooperated in the investigation of the crime.

Be it further resolved, that this resolution shall be prominently posted on the City's website and workplace locations, and disseminated to local press and community groups of all types, including where relevant in commonly used languages other than English if this can be done at minimal cost, in order to more broadly communicate the city's policies to encourage stronger and more effective

communication and cooperation between residents and municipal employees and officials, and in addition, sent to local elected representatives, neighboring county and municipal governments to encourage them to do the same.

Resolution No. _____of 2017			**Date: ___April 3, 2017_____**				
□ □Amendments						**□ 2/3 Required**	
□ □Not on roll call.			**□ On roll call**			**□ 3/4 Required**	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					