



City of Kingston Laws and Rules Committee
Meeting Agenda
Wednesday, March 20, 2019
6:30 PM

NEW BUSINESS

SEQR for Kingston Waterfront Trail
[20190313140421.pdf](#)

1 OLD BUSINESS

1.a. 537 Rezoning
[20190319100601.pdf](#)

Laws and Rules Committee Agenda Item Report

Meeting Date: March 20, 2019

Submitted by: Dee Sills

Submitting Department: Grants Management

Item Type: Proposed Resolution

Agenda Section:

Subject:

SEQR for Kingston Waterfront Trail

Suggested Action:

Attachments:

[20190313140421.pdf](#)

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(X)

CITY OF KINGSTON
Office of Grants Management
grants@kingston-ny.gov

Kristen E. Wilson, Director



Steven T. Noble, Mayor

March 1, 2019

Honorable James L. Noble, Jr.
President/Alderman-at-Large
Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: SEQR Unlisted Action Determination of Negative Declaration for the Kingston Waterfront Empire State Trail Improvement Project

Dear President Noble,

The Office of Grants Management has worked with the Engineering and Planning Departments to complete the short environmental assessment form (EAF) for the Kingston Waterfront Empire State Trail Improvement Project, and the project meets the criteria for an Unlisted Action. As the project is an Unlisted Action, it is not necessary to designate a Lead Agency.

I am requesting placement on the agenda of the appropriate committee in March to recommend the adoption of a resolution determining a negative declaration for the project.

Attached to this communication you will find a draft resolution.

Thank you for your consideration.

Sincerely,

Kristen E. Wilson
Director

RESOLUTION ____ OF 2019

RESOLUTION OF THE CITY OF KINGSTON COMMON COUNCIL ISSUING A NEGATIVE DECLARATION IN CONNECTION WITH THE KINGSTON WATERFRONT EMPIRE STATE TRAIL IMPROVEMENT PROJECT IN THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQR) PROCESS PURSUANT TO 6 NYCRR PART 617

Sponsored By: _____ Committee: Aldermen _____

WHEREAS, the Kingston Waterfront Empire State Trail Improvement Project was initiated in 2017 with funding awarded from the NYS Office of Parks, Recreation, and Historic Preservation Recreational Trails Program to improve the Hudson Landing Promenade Project ; and

WHEREAS, the Kingston Waterfront Empire State Trail Improvement Project will improve the access and safety for pedestrians and bicyclists traveling north on the Empire State Trail from Kingston Point Park; and

WHEREAS, the Kingston Point Rail Trail Project meets the criteria as an Unlisted Action under SEQR 6NYCRR Part 617, and it is not necessary for a Lead Agency to be designated; and

WHEREAS, the City of Kingston has completed the Short Environmental Assessment Form for the Kingston Waterfront Empire State Trail Improvement Project; and

WHEREAS, no potentially significant adverse environmental impacts have been identified in the Short Environmental Assessment Form; and

WHEREAS, the City of Kingston has reviewed all supporting plans and documents prepare by the City and its consultants and found that the project would not have a significant impact on the environment.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION-1. That pursuant to 6 NYCRR Part 617, the City of Kingston Common Council hereby determines that this action is an Unlisted Action under SEQR, will have no potentially significant adverse environmental impacts and hereby renders a negative declaration in connection with this action pursuant

SECTION-2. That this resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2019

Elisa Tinti, City Clerk

Approved by the Mayor this ____ day of _____, 2019

Steven T. Noble, Mayor

Adopted by Council on _____, 2019

Laws and Rules Committee Agenda Item Report

Meeting Date: March 20, 2019

Submitted by: Dee Sills

Submitting Department: Corporation Counsel

Item Type: Informational Purposes

Agenda Section:

Subject:

537 Rezoning

Suggested Action:

Attachments:

[20190319100601.pdf](#)

REFERRAL RESPONSE



ULSTER COUNTY PLANNING BOARD

General Municipal Law of New York State

Article 12B

Sections 239-1 and 239-m

Referral Number

2019034

Municipality Kingston City
Referring Agency Local Governing Body
Type of Referral Zoning Map Amendment

Local File Number

Name of Applicant Michael Ferraro
Name of Project 537 Broadway
Project Location 537 Broadway
Description Petition to re-zone a property from M1 to C2

UCPB Decision

Advisory Comments

See Attachments



Referral Officer

Representing the Ulster County Planning Board

Date Received 2/25/2019
Date Reviewed 3/6/2019
Form Date 3/7/2019
Status Reviewed

Ulster County Planning Board



Dennis Doyle, Director

RECOMMENDATION

Elisa Tinti, City Clerk
City of Kingston
420 Broadway
Kingston, N.Y. 12401

REFERRAL NO: 2019-034
DATE REVIEWED: 3/6/2019

Re: 537 Broadway – Zoning Map Amendment

Summary

The City has received a petition to re-zone a single parcel from M-1 to C-2 zoning to allow for the continuation of the existing Kingston Model Railroad Club. The applicant has indicated that they will then subdivide the Model Railroad Club portion of the property to its own separate parcel.

The following materials were received for review:

- UCPB Referral Form
- Short EAF part one
- Resolution 11 of 2019 – Scheduling of Public Hearing
- Kingston Zoning Amendment Applications Information Sheet
- Zoning Amendment Application
- Laws & Rules Committee Report

Recommendations

Zoning

While the property in question is adjacent to the C-2 zone, the existing C-2 is located across the CSX right-of-way, as well as across from it on Broadway, and is therefore somewhat isolated despite its apparent adjacency. The neighboring parcel (YMCA, River Radiology, etc.) is still zoned M-1 despite not being utilized as industrial sites.

Advisory Comment

Rather than re-zone a parcel for a single user, it is recommended that the entire M-1 zone in this area be revaluated and re-zoned to more properly reflect the actual types of uses that are occurring in this vicinity.

Reviewing Officer

Robert A. Leibowitz, AICP
Principal Planner

FINAL ACTION REPORT FORM

Per GML 239-m and -n FINAL ACTION REPORTS ARE REQUIRED TO BE SUBMITTED WITHIN THIRTY DAYS AFTER FILING

Complete the local agency final action box, add the local file number, include any required submittals, and sign the form



Name of Project: 537 Broadway

Referral Number: 2019034

UCPB Decision: Advisory Comments

Local Agency Final Action:

☐ Approve ☐ Disapprove

Member Vote: Yes: ☐ No: ☐

- ☐ County Planning Board Decision - Reviewed no County Impact
- ☐ Concurs with County Planning Board Modifications or Disapproval
- ☐ Contrary to County Planning Board Modifications or Disapproval (see required submittals if checked)

☐ Required Submittals Attached

☐ Resolution Attached

Local Officer: _____

Date: _____

Required Submittals:

Within thirty days after final action, the referring body must file a report of the final action it has taken with the UCPB. A referring body that acts contrary to a recommendation of modifications or disapproval of a proposed action shall set forth the reasons for the contrary action in such report attached to this form.

Local File Number: _____

Municipality: Kingston City

Referring Agency: Local Governing Body

Type of Referral: Zoning Map Amendment

Name of Applicant: Michael Ferraro

Project Location: 537 Broadway

Description: Petition to re-zone a property from M1 to C2

~ For Ulster County Planning Board Use Only ~

Local Board Decision:

Original Date Received: 2/25/2019

Original Review Date: 3/6/2019

Final Action Date Received:

Status: Reviewed

Return Form to:

Referral Officer
Ulster County Planning Board
Box 1800 Kingston, N.Y. 12402

Need Help? Telephone: 340-3340

Form Revised 09/26/2000 UCPB

UCPB Date Stamp

CITY OF KINGSTON

Kingston Planning

planning@kingston-ny.gov



Suzanne Cahill, Planning Director

Steven T. Noble, Mayor

January 28, 2019

Ald. At Large James Noble
Kingston City Hall – 420 Broadway
Kingston, New York 12401

Re: #537 Broadway : RECOMMENDATION to the Common Council on rezoning of 537 Broadway from M-1 (Light Manufacturing) to C-2 (Central Commercial). SBL 56.25-5.100. Ward 5. Eleven Main Group LLC; owner.

Dear President Noble:

This is to advise that at the regular meeting of the Kingston Planning Board held on January 22, 2019, the Kingston Planning Board voted unanimously to recommend that the Common Council amend the official zoning map to include 537 Broadway in the C-2 (Central Commercial).

In deliberating their decision, the Planning Board reviewed the existing zoning map, the existing surrounding uses and also the zoning ordinance for allowed uses to determine if the proposed change was consistent and compatible with the character of the neighborhood. In part, this recommendation is based on the surrounding zoning which has C-2 abutting, would allow for both the existing commercial laundry business and the history of the operation of the Model Railroad Club, and no significant impacts were identified.

Sincerely,

Suzanne Cahill

CC: S. Noble, Mayor
Daniel Gartenstein, Assistant Corp. Counsel
Dep. Chief T. Tiano, Building Safety Division
S. Knox, Assist. Building Inspector
W. Platte, Planning Board Chairman