



Government & Education | Economics & Public Finance | Health & Human Services | Nonprofits & Communities

Village of South Nyack:

Potential Impacts of Village Dissolution

Question and Answer Session

Prepared by Paul Bishop and David Riley

Agenda

- Introductions
- Plan for Evening
- Answers to Questions in Advance
- Questions from Attendees

Setting the Stage

- Residents are being asked to vote on a concept
- We will never be able to answer all your questions with satisfactory explanations tonight
- Our report is designed to provide conservative estimates of savings and reasonable assumptions of what the services will be
- We can not predict the future
- Our mandate was to look at impacts on services and finances.
- We lack the mandate, expertise or the time to delve into the potential social impacts of the recent sale of Nyack College campus

What happens next if we vote to dissolve?

- The VILLAGE must create a plan, but should coordinate with the TOWN
- The village remains in operation until the day it winds down
- Responsible for all current services and activities
- Often a sunset period is established for some services - for example court jurisdiction or planning board responsibilities can shift ahead of actual closure date

Timeline of Planning Process

- If Referendum to Dissolve the Village Passes
 1. 30 days to meet and discuss planning process
 2. 180 days to prepare and approve a plan (draft)
 3. 5 days to publish the plan
 4. 35 to 90 days to hold hearings
 5. 60 days to amend the plan which can go into effect in as few as 45 days- but usually timed with a fiscal year
 6. 25% of voters can sign a petition to force the plan to a vote in a (10-30-60 to 90 day) timeframe. A failure of the plan to pass in referendum stops the process.

What must the plan cover?

- Continuation of Services
- Transfer or Elimination of Employees
- The future of Assets and Liabilities
- Disposition of Laws and Ordinances
- Estimated Cost of Dissolution
- Effective Date
- Public Hearing(s) on the Plan

Unknowns to be covered in the plan

- Post employment benefits
- Specific transfers of positions
- How assets will be distributed
 - Police assets will be split between Grand View and South Nyack
- Which laws might be immediately enacted or changed
- WE CAN NOT ANSWER QUESTIONS ON WHAT WILL DEFINITELY HAPPEN, only provide a range of possibilities

Who else has dissolved?

- South Nyack would be one of the largest to dissolve
 - Mastic Beach (14K) and Seneca Falls (6K) were larger
- Most others were under a thousand residents
 - Van Etten
 - Macedon
 - Cherry Creek
 - Forestville
 - Prospect
 - Lyons
 - Port Henry
 - Harrisville
 - Salem

Who thought about it and didn't dissolve?

- Brockport
- Cazenovia (Consolidation)
- Medina
- Massena
- Sherman
- Johnson City
- New Paltz
- Speculator and more
- Many of those reports are available at this website maintained by the state –
- https://www.dos.ny.gov/lg/lge/Case_Studies.html#dissolutionsandconsolidation

Planning and Zoning

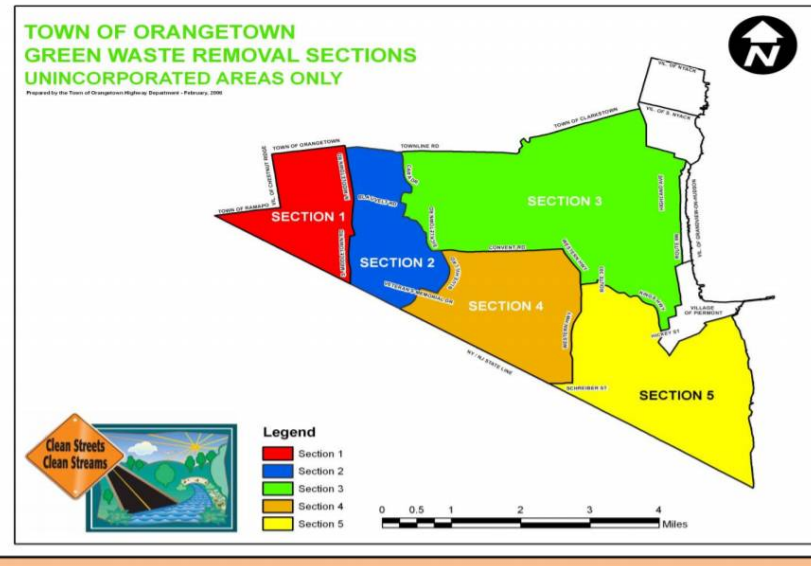
- Village and Town have separate zoning laws
- If Village dissolves, its Planning Board and ZBA are disbanded
- The Town can:
 - Do nothing and allow Village zoning to remain as is;
 - Adopt Village zoning as is or with minor updates;
 - Adopt more extensive changes or new zoning.
- Similarities: Multiple residential districts with different levels of density; focuses on single-family homes
- Differences: Uses w/in districts, lot sizes, commercial

Planning and Zoning

- Districts bordering S. Nyack: R-80, R-40, R-22, RG
- Precedent for differences in zoning in hamlets:
 - Sparkill Overlay District in Orangetown
- One area that may need attention:
 - Village zoning allows option for “private educational campus” by special permit, but does not define the term
- Other points of comparison:
 - Village has no comp plan; Town beginning work on a new one
 - Village adopted its zoning in 2005; Town adopted updates from 2011-2018, more to come
 - Village Planning Board and ZBA: 5 members, 2 alternates
 - Town Planning Board: 7 members, 1 alternate
 - Town ZBA: 5 members, 1 alternate

Differences in Leaf and Yard waste Pick Up

- First, Orangetown is considering changing their leaf pick up going forward because of budget reductions
- Currently, Town is divided into zones and each zone is picked up on a rotation for green waste and leafs



Refuse in Orangetown

- Currently, the monthly fee for refuse pickup service is \$30.00 plus tax, per household, billed to and paid directly to the Sanitation Carter by the homeowner and/or tenant.
- The monthly fee covers a pickup of two (2) cans, twice per week and a pickup of four (4) bulk items, once per month.
- Senior Citizens are entitled to a 10% discount as long as no one in the home is under the age of 62.
- Last increase was in 2019 from \$27.00 to the current cost

What is the CETC and how will it be used?

- Citizen’s Empowerment Tax Credit is an incentive addition to state aid to the surviving municipality.
- Equal to 15% of total property tax levies or \$1 million, whichever is less.

| | |
|--|---------------|
| 2020 Tax Levies | |
| Village General Fund | \$ 2,867,600 |
| A Fund | \$ 3,098,300 |
| D fund (town wide) | \$ 4,504,705 |
| B Fund (police) | \$ 27,162,439 |
| B Fund (other than police) | \$ 1,909,317 |
| D Fund (part town) | \$ 5,286,355 |
| Total Taxes Levied by Orangetown and South Nyack | \$ 44,828,716 |
| Caluclated CETC 15% | \$ 6,724,307 |
| Maximum CETC allowed by statute | \$ 1,000,000 |
| 70% of the CETC must be used to reduce taxes | |

Recent Rate Trend

| Budget Year | Levy | TAV | Rate - Per Thousand | |
|-------------|--------------|----------------|---------------------|------|
| 20-21 | \$ 2,867,600 | \$ 162,172,829 | \$17.68 | 6.2% |
| 19-20 | \$ 2,701,381 | \$ 162,172,829 | \$16.65 | 3.1% |
| 18-19 | \$ 2,608,608 | \$ 161,539,174 | \$16.1485 | 2.1% |
| 17-18 | \$ 2,557,459 | \$ 161,639,781 | \$15.822 | |

Next Steps

- Dissolution Vote on December 17th from noon to 9 pm at Living Christ Church, 151 S. Broadway, South Nyack, N.Y.
 - Absentee ballot applications are available on the Village website
- If Vote is to Dissolve, then Village Board must begin the planning process
- If Vote is to Remain, then dissolution cannot be considered by the Village for 4 years

Questions

- Visit the website
 - www.cgr.org/southnyack
- Email the team
 - Paul Bishop
 - pbishop@cgr.org
 - David Riley
 - driley@cgr.org