

RESOLUTION OF THE NYACK VILLAGE BOARD

A Regular Meeting of the Nyack Village Board convened October 26, 2017, at 7:00 p.m.

The following resolution was duly offered and seconded, to wit:

Resolution No. 2017-80

**RESOLUTION OF THE NYACK VILLAGE BOARD TO AUTHORIZE A
LICENSE AGREEMENT WITH A PROPERTY OWNER AT
6 SECOND AVE., NYACK, NY 10960**

WHEREAS, Nyack homeowners residing at 6 Second Avenue in the Village (David and Phyllis Sirois, the “homeowners”) have requested permission to construct a parking area on their property from the Nyack Planning Board, and

WHEREAS, a portion of the proposed construction encroaches on to the Gedney Street right-of-way, and

WHEREAS, the Planning Board has requested that the homeowners get permission from Village Board to construct any portion of their parking area in the public right-of-way.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NYACK VILLAGE BOARD AS FOLLOWS:

That the Nyack Village Board hereby directs the Village Attorney to draft a revocable license agreement for the Mayor’s signature, providing;

1. Permission for the homeowners to construct a portion of their parking area in the public right-of-way.
2. Holding the Village harmless from any damages resulting from the work, and in the event someone gets injured on the portion of the construction located within the right-of-way.
3. A specific acknowledgement that the permission is revocable, and that the improvements in the right-of-way will be removed at the homeowners expense in the event that the Village seeks to widen the roadway or make any other use of the right-of-way at any time in the future.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Laird-White	[]	[]	[]	[]
Trustee Parker	[]	[]	[]	[]
Trustee Lightfoot-Cooper	[]	[]	[]	[]
Trustee Reichlin-Melnick	[]	[]	[]	[]

Trustee Lorenzini [] [] [] []

Mary E. White, Village Clerk