

March 14, 2017

RESOLUTION

**SETTING A PUBLIC HEARING ON A LOCAL LAW AMENDING
CHAPTER 250 OF THE VILLAGE CODE REGARDING COMMERCIAL
STORAGE, POSSESSION AND DISPLAY OF FIREARMS, AMMUNITION AND
EXPLOSIVES**

VILLAGE OF RYE BROOK BOARD OF TRUSTEES

WHEREAS, the Village of Rye Brook Board of Trustees desires to make certain modifications to Chapter 250 of the Village Code to regulate the commercial storage, possession and display of firearms, ammunition and explosives; and

WHEREAS, a proposed local law was introduced on December 13, 2016 to amend Chapters 250 of the Code of the Village of Rye Brook to implement the purpose set forth above; and

WHEREAS, the proposed action is an Unlisted Action pursuant to the New York State Environmental Quality Review Act (SEQRA).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Rye Brook shall hold a public hearing on April 25, 2017 at 7:30 p.m. at Village Hall, 938 King Street, Rye Brook, New York, to consider the proposed local law.

LOCAL LAW NO. ____ OF 2017

VILLAGE BOARD OF TRUSTEES
VILLAGE OF RYE BROOK

LOCAL LAW AMENDING CHAPTER 250
OF THE CODE OF THE VILLAGE OF RYE BROOK

A LOCAL LAW to amend Chapter 250 of the Code of the Village of Rye Brook concerning Commercial Storage, Possession and Display of Firearms, Ammunition and Explosives.

BE IT ENACTED by the Village Board of Trustees of the Village of Rye Brook as follows:

Section 1. Purpose and intent. The Village Board of Trustees finds that it is necessary to regulate the commercial storage, possession and display of firearms, ammunition and explosives pursuant to §139-d of the General Municipal Law in order to provide for the public health, safety and welfare of all persons in the Village of Rye Brook. The Board of Trustees finds that the location of such activities close to religious and educational uses is not compatible with such uses and can pose a danger to residents through fire or explosion or as a result of burglaries at such locations. The Board of Trustees intends to regulate the location of such activities and place additional regulations upon those activities to assure the activities are conducted in a safe manner. The regulations found herein shall be in addition to Federal and State laws and regulations.

Section 2. The definition of “Home Occupation” as set forth at Chapter 250, Section 2 of the Code of the Village of Rye Brook entitled “Definitions,” is hereby amended as follows:

Any commercial use customarily conducted entirely within a dwelling and carried on by the residents thereof who are personally present during substantially all of the operations of the home occupation and no more than two nonresident employees, subject to the regulations of § 250-38, which use is clearly incidental and secondary to the use of the dwelling for dwelling purposes and does not change the character thereof.

The conducting of a hospital, barbershop, beauty parlor, coffee house, tearoom, rooming house, tourist home, animal hospital, the commercial storage, possession and display of firearms, ammunition and explosives, or any similar use shall not be deemed to be a home occupation.

Section 3. Chapter 250, Section 31, Subsection A, Item 2 of the Code of the Village of Rye Brook is hereby amended as follows:

A store for the sale of goods at retail or performance of customary personal services or services clearly incidental to retail sales, but no fabrication, manufacturing, converting, altering, finishing or assembly, except incidental to such retail sale on the premises. Customary personal services shall include uses such as, but not limited to, barbershops, hair and nail salons, shoe repair shops, and other similar services related to the body or physical appearance of a person. A store for the sale of goods at retail shall not include the commercial storage, possession and display of firearms, ammunition and explosives.

Section 4. Chapter 250, Section 6, Subsection H of the Code of the Village of Rye Brook is hereby amended to add a new item (6) entitled “Commercial Storage, possession and display of firearms, ammunition and explosives” as follows:

§ 250-6H. Special Permits

...

(6) Commercial storage, possession and display of firearms, ammunition and explosives.

(a) Location.

[1] The commercial storage, possession and display of firearms, ammunition and explosives shall be located in a shopping center and shall not be located within 500 feet of any public or private school, nursery school, day-care center, playground, church, synagogue or other house of worship or in any portion of a building or structure that faces or fronts on a public street. Such distance shall be measured from the nearest point of the portion of the building or structure used for commercial storage, possession and display of firearms, ammunition and explosives to the nearest point of the lot line of the property with a public or private school, nursery school, day-care center, playground, church, synagogue or other house of worship.

(b) Storage

- [1] All ammunition and explosives shall be stored in compliance with 9 NYCRR 1176 et seq. and 12 NYCRR 39 et seq. Further, all ammunition when being displayed shall be kept in a locked case or behind the counter on an area not accessible to the public.
- [2] Storage of firearms when open for business.
 - [a] No firearms shall be stored, exhibited or displayed in windows of the premises.
 - [b] Firearms storage or inventory areas shall be physically separated from counter and display areas and access to these areas shall be carefully controlled.
 - [c] All firearm display cases shall be kept locked and secured at all times and not readily accessible to the public. All keys to such display cases shall not leave the control of authorized personnel.
 - [d] Trigger locks which disable firearms and prevent them from functioning must be locked to each firearm at all times, or the firearms must be secured in a locked case or be otherwise locked, or the firearms must be dispensed in an area behind the counter that is not accessible to the public. These requirements shall not apply to a firearm being shown to a customer, being repaired, or otherwise being worked on.
- [3] Storage of firearms when not open for business. When not open for business, all firearms shall be stored in accordance with one of the following:
 - [a] All firearms shall be stored in a locked fireproof safe or vault located in the business premises;
 - [b] All firearms must be secured by a hardened steel rod or cable and shall be secured with a hardened steel lock that has a shackle. The lock and shackle shall be protected or shielded from the use of a bolt cutter and the rod or cable shall be anchored in a manner that prevents the ready removal of the firearms from the premises; or
 - [c] All firearms shall be secured in a manner that prevents the ready removal of the firearms from the premises, as approved by the Chief of Police and the Chief of the Fire Department.

[4] The regulations provided for herein shall not apply to the personal possession, use or ownership of firearms or ammunition thereof.

(c) Commercial sale of firearms, ammunition and explosives.

[1] Ammunition shall only be sold to persons possessing a valid New York State firearms license, when a license is required for the type of firearm for which the ammunition is used. When purchasing any other type of ammunition, where a firearms license would not be required for the type of ammunition being purchased, a New York State driver's license shall be required, or if the purchaser is not a resident of New York, a valid identification document issued by the purchaser's state or country of residence containing a photograph of the transferee. A record shall be kept by the dealer of each sale of ammunition which shall show the type, caliber and quantity of ammunition sold, the name and address of the person receiving the same, the caliber, make, model, manufacturer's name and serial number of the firearm for which the purchaser is purchasing ammunition, the date and time of the transaction, and the identifying number of the firearms or driver's license. Such record shall be maintained for 10 years and shall be made available to the state and local enforcement agencies upon request.

[2] Every person engaged in the retail business of selling firearms shall post a notice in the place where such firearms are displayed or delivered to the purchaser conspicuously stating, in no smaller than 24 point type and on no smaller than 8 ½ x 11 paper, stating in bold print the following warning:

**WARNING: RESPONSIBLE FIREARM STORAGE IS THE LAW
IN NEW YORK STATE. FIREARMS MUST BE STORED IN A
SAFE OR OTHER SECURE CONTAINER WHICH, WHEN
LOCKED, IS INCAPABLE OF BEING OPENED WITHOUT THE
KEY, COMBINATION OR OTHER UNLOCKING MECHANISM
AND IS CAPABLE OF PREVENTING AN UNAUTHORIZED
PERSON FROM OBTAINING ACCESS TO AND POSSESSION
OF THE DEVICE APPROPRIATE TO THAT FIREARM.
LEAVING FIREARMS ACCESSIBLE TO A CHILD OR
UNATHORIZED PERSON MAY SUBJECT YOU TO
IMPRISONMENT, FINE, OR BOTH. YOU MAY ALSO FACE
ADDITIONAL CRIMINAL PENALTIES IF THE FIREARM IS
USED BY ANOTHER NEGLIGENTLY AND CIVIL LIABILITY.**

(d) Report of theft or loss to Police Department. Any theft or loss of ammunition or firearms from a storage vault, safe storage depository, or otherwise shall be reported immediately to the Police Department of the Village of Rye Brook.

(e) Security, reporting and inspection.

[1] Security for the premises must include the maintenance of an alarm system and surveillance cameras, as well as the requirements for the safe storage of fire arms set forth in Section 250-6H(6) both when the premises is open and closed for business.

[2] No person ineligible to purchase or possess firearms based on age or other applicable governmental criteria under federal or New York State law shall be allowed to enter the premises for any purpose.

[3] The operator of such a premises shall be required to maintain and submit a report to local law enforcement detailing his, her or its inventory every six (6) months.

[4] Local law enforcement officials shall be authorized to inspect the premises, records, inventory and documents for compliance with local and state laws during normal business hours no more than twice in a six (6) month period.

Section 5. Chapter 250, Section 31, Subsection C of the Code of the Village of Rye Brook is hereby amended as follows:

§ 250-31 C1-P Planned Neighborhood Retail District.

...

C. Uses permitted at discretion of Village Board {pursuant to the procedure specified in Article IV, § 250-6H(1)}:

(1) The same as in the R-25 District.

(2) Commercial storage, possession and display of firearms, ammunition and explosives, subject to the standards set forth in Article IV, § 250-6H(6).

Section 6. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, Chapter 250 of the Code of the Village of Rye Brook is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 7. Numbering for Codification

It is the intention of the Village of Rye Brook and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Village of Rye Brook; 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.

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 8. 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 9. Effective Date

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

February 23, 2017 APPROVED 6-0

RESOLUTION

**AUTHORIZING SUBMISSION OF A REPORT AND RECOMMENDATION TO
THE RYE BROOK BOARD OF TRUSTEES ON A LOCAL LAW REGARDING
COMMERCIAL STORAGE AND DISPLAY OF FIREARMS, AMMUNITION
AND EXPLOSIVES**

BE IT RESOLVED, that the Rye Brook Planning Board hereby submits the attached Report and Recommendation to the Rye Brook Board of Trustees on the proposed local law regarding commercial storage and display of firearms, ammunition, and explosives.

BE IT FURTHER RESOLVED, that the Rye Brook Planning Board hereby authorizes the Chairman, in consultation with the Village Attorney, to finalize the written Report and Recommendation to be consistent with the discussions of the Planning Board regarding the local law.

On motion by Ms. Schoen, seconded by Mr. Morlino, Mr. Michal Nowak, Superintendent of Public Works/Village Engineer, called the roll:

APPROVING THE REFERRAL RESOLUTION:

Ayes: ACCURSO, GOODMAN, GRZAN, MORLINO, SCHOEN, TARTAGLIA

Nays:

Abstain:

Excused: RICHMAN

REPORT AND RECOMMENDATION FROM THE RYE BROOK PLANNING BOARD TO THE RYE BROOK BOARD OF TRUSTEES ON A LOCAL LAW COMMERCIAL STORAGE AND DISPLAY OF FIREARMS, AMMUNITION AND EXPLOSIVES

I. OVERVIEW

The Rye Brook Board of Trustees is considering a local law which would amend Chapter 250 of the Village Zoning Code regarding Commercial Storage and Display of Firearms, Ammunition and Explosives. The proposed local law would add provisions regulating Commercial Storage and Display of Firearms, Ammunition and Explosives (“gun shops”) in the Zoning Code to permit gun shops by special permit approved by the Village Board subject to certain standards and requirements. In the current Zoning Code, gun shops are not specifically regulated and could be classified as a retail use which would be permitted in any district that permits retail uses (i.e., C1, C1-P, OB-S). The proposed local law regulates the location of gun shops and places additional restrictions upon such activities. Under the proposed local law, gun shops may only be located in shopping centers in the C1-P and OB-S Districts at least 400 or 500 feet away from educational and religious uses and will be subject to special permit approval from the Board of Trustees. On December 13, 2016, the Board of Trustees referred the local law to the Planning Board for consideration and a report and recommendation thereon pursuant to Section 250-14.B. of the Village Code.

For the purposes of this Report and Recommendation, the Planning Board takes no position on policy or legal issues concerning the proposed local law. The Planning Board’s comments and recommendations are specifically and narrowly limited to planning and zoning considerations arising from the proposed local law. The decision as to whether the proposed local law is appropriate for the Village from a policy perspective is within the legislative discretion of the Board of Trustees.

II. DISCUSSION

The Planning Board discussed the local law at its January 12, 2017 and February 23, 2017 meetings, during which Village consultants and staff also provided input. The Planning Board provided the following comments on the proposed local law:

- After consultation with Village staff the Planning Board learned that under the current code, gun shops can locate in any district that permits retail uses. It is the Planning Board's understanding that the Board of Trustees introduced this local law as a proactive measure to regulate locations of gun shops in the Village.
- Instead of regulating where gun shops may not be located, the local law should identify specific locations where such shops would be permitted, such as the rear/south side of the Rye Ridge Shopping Center which is one of the furthest locations from the school and has limited visibility. However, if a distance requirement is included in the local law, gun shops shall not be located within 500 feet of any public or private school, nursery school, day-care center, playground, church, synagogue or other house of worship. This distance recommendation is based on the Planning Board's review of the graphic attached to this Report and Recommendation. Since a distance of 500 feet would permit a gun shop to locate in a tenant space at the front of Rye Ridge Plaza, facing Bowman Avenue in or around the location of the existing grocery store, as well as tenant spaces in Rye Ridge South which front directly on South Ridge Street, the local law should also include a prohibition against gun shops locating in areas that front or face a public street. These prohibitions would preclude gun shops from locating in areas most visible to children and teens that frequent the Village's shopping centers, as well as those walking or driving on Bowman Avenue and South Ridge Street.
- Alternatively, the proposed local law should remove the requirement for gun shops to be located in shopping centers because Rye Brook's shopping centers are routinely frequented by children and teens. Instead the proposed local law should allow gun shops in the C1 District and impose additional display restrictions so they are not easily identifiable as gun shops to those walking or driving on South Ridge Street.
- If gun shops are permitted in shopping centers with a distance requirement, the proposed local law should not allow gun shops in the OB-S District. Any reasonable distance requirement adopted by the Board of Trustees, paired with the requirement that gun shops be located in shopping centers, effectively eliminates all possible locations for gun shops in the OB-S District because Washington Plaza, the only shopping center in the OB-S District, is directly adjacent to Garibaldi Park which contains a playground.

Therefore, gun shops should be eliminated as a special permit use in the OB-S District.

- Consideration should be given to whether the list of “sensitive locations” (i.e. public or private schools, nursery schools, day-care centers, playgrounds, churches, synagogues or other houses of worship) should include residences.

Accordingly, the Planning Board has identified the following options for the Board of Trustees to consider in revising the local law:

Option 1

- Eliminate the distance requirement and instead identify specific locations in a shopping center where gun shops may be located, such as the lower level of the rear/south side of Rye Ridge Shopping Center which faces Rye Ridge South.

Option 2

- If a distance requirement is included, prohibit gun shops within 500 feet of any public or private school, nursery school, day-care center, playground, church, synagogue or other house of worship, and add a prohibition against guns shops locating in portions of a building that face or front on a public street.
- Remove commercial storage and display of firearms, ammunition and explosives as a permitted use subject to special permit in the OB-S District.

Option 3

- Eliminate gun shops as a special permit use in shopping centers and instead allow them in the C1 District (subject to special permit approval by the Board of Trustees) with more stringent display restrictions.

In addition, the Board of Trustees should consider amending the local law to clarify that gun shops will not be considered a retail use under the Zoning Code. Without this clarification, an applicant may argue that notwithstanding its classification as “commercial storage and display of firearms, ammunition and explosives” permitted by special permit, their proposed gun shop can also be classified as a retail use which is a permitted principal use in the C1-P and C-1 Districts under the existing provisions of the Zoning Code. Clarification that “commercial storage and display of firearms, ammunition and explosives” will not be considered a retail use under the Zoning Code,

can be accomplished by revising Section 250-31.A(2) of the Zoning Code, which describes retail uses permitted the C1-P , C-1 and OB-S Districts, as follows:

A store for the sale of goods at retail or performance of customary personal services or services clearly incidental to retail sales, but no fabrication, manufacturing, converting, altering, finishing or assembly, except incidental to such retail sale on the premises. Customary personal services shall include uses such as, but not limited to, barbershops, hair and nail salons, shoe repair shops, and other similar services related to the body or physical appearance of a person. A store for the sale of goods at retail shall not include the commercial storage and display of firearms, ammunition and explosives.

III. CONCLUSION AND RECOMMENDATION

Based on the foregoing, the Planning Board recommends revisions to the proposed local law to conform to one of the three options set forth above.

Dated: Rye Brook, New York
February 23, 2017

On motion by Ms. Schoen, seconded by Mr. Morlino, Mr. Michal Nowak, Superintendent of Public Works/Village Engineer, called the roll:

APPROVED AT THE FEBRUARY 23, 2017 MEETING OF THE RYE BROOK
PLANNING BOARD BY A VOTE OF 6-0.

ACCEPTING THE REPORT AND RECOMMENDATION:

Ayes: ACCURSO, GOODMAN, GRZAN, MORLINO, SCHOEN, TARTAGLIA
Nays:
Abstain:
Excused: RICHMAN

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. 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.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

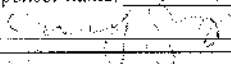
Part 1 - Project and Sponsor Information			
Village of Rye Brook			
Name of Action or Project: Local Law Amending the Village Code Regarding Commercial Storage, Possession and Display of Firearms, Ammunition and Explosives			
Project Location (describe, and attach a location map): C1-P Planned Neighborhood Retail District of the Village of Rye Brook			
Brief Description of Proposed Action: Adoption of a local law to allow the commercial storage, possession and display of firearms, ammunition and explosives as a use permitted in limited areas of the C1-P Planned Neighborhood Retail District of the Village of Rye Brook subject to the issuance of a Special Permit by the Board of Trustees. The local law limits the location of such use to shopping centers with the C1-P District and prohibits their location within 500 feet of certain sensitive uses such as schools, playgrounds and houses of worship. It further prohibits such uses from locating in a portion of the shopping center that fronts or faces a public street. The local law also amends the description of retail and personal service uses in the C1-P district to specifically omit the commercial storage, possession and display of firearms, ammunition and explosives within that use category. Lastly, the local law omits commercial storage, possession and display of firearms, ammunition and explosives as a use eligible for a home occupation permit.			
Name of Applicant or Sponsor: Village of Rye Brook Board of Trustees		Telephone: 914-939 1121 E-Mail: cbradbury@ryebrook.org	
Address: 938 King Street			
City/PO: Rye Brook		State: New York	Zip Code: 10573
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input type="checkbox"/>
3.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			
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	N/A <input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO <input type="checkbox"/>	YES <input type="checkbox"/>
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation service(s) available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?		NO <input type="checkbox"/>	YES <input type="checkbox"/>
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?		NO <input type="checkbox"/>	YES <input type="checkbox"/>
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?		NO <input type="checkbox"/>	YES <input type="checkbox"/>
16. Is the project site located in the 100 year flood plain?		NO <input type="checkbox"/>	YES <input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: <input type="checkbox"/> NO <input type="checkbox"/> YES _____		NO <input type="checkbox"/>	YES <input type="checkbox"/>

<p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?</p> <p>If Yes, explain purpose and size: _____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe: _____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe: _____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Village of Rye Brook Board of Trustees Date: March 10, 2017

Signature:  Keane & Beane, P.C., as Village Attorney

PRINT FORM

VILLAGE OF RYE BROOK
938 King Street
Rye Brook, New York 10573
(914) 939-1121

Narrative of Purpose for Legislative Enactment of

“Local Law to Amend Chapter 250 Regarding the Commercial Storage, Possession, Display and Sale of Firearms, Ammunition and Explosives”

Short Environmental Assessment Form – Question #1

The Village of Rye Brook Board of Trustees is considering the enactment of a local law regulating the commercial storage, possession and display of firearms, ammunition and explosives pursuant to §139-d of the General Municipal Law in order to provide for the public health, safety and welfare of all persons in the Village of Rye Brook. The location of such activities close to religious and educational uses is not compatible with such uses and can pose a danger to residents through fire or explosion or as a result of burglaries at such locations. The Board of Trustees intends to regulate the location of such activities and place additional regulations upon those activities to assure the activities are conducted in a safe manner. The regulations found herein shall be in addition to Federal and State laws and regulations.

The enactment of this local law which will allow the commercial storage, possession and display of firearms, ammunition and explosives in areas in which retail is already a permitted use, is not expected to have any significant adverse impact on environmental resources within the Village of Rye Brook.