



Department of State
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New York State
Department of State
**DIVISION OF CORPORATIONS,
STATE RECORDS AND
UNIFORM COMMERCIAL CODE**
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99 Washington Ave.
Albany, NY 12231-0001
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Local Law Filing

Pursuant to Municipal Home Rule Law §27

Local Law Number ascribed by the legislative body of the local government listed below:

14 of the year 20 25

Local Law Title:

A LOCAL LAW TO AMEND CHAPTER 227, WETLANDS, AND CHAPTER 230, ZONING, OF
THE CODE OF THE VILLAGE OF CROTON-ON-HUDSON IN RELATION TO PROVISIONS
REGARDING TREES

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one)

of Croton-on-Hudson as follows on the attached pages:
(Name of Local Government)

For Office Use Only

Department of State Local Law Index Number: _____ of the year 20 ____

(The local law number assigned by the Department of State for indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)

Local Law Filing

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto ascribed as local law number 14 of 2025 of the (County)(City)(Town)(Village) of Croton-on-Hudson was duly passed by the Village Board of Trustees on July 09 2025 in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____ in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____

(Name of Legislative Body)

(Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____ in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____ in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

Local Law Filing

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20 ____ of the City of _____ having submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20 ____ became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed thereto, ascribed as local law number _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 ____ pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county, considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in the paragraph _____ above.

Pauline DiSanto

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

July 10, 2025

(Date)

(Seal)

**VILLAGE OF CROTON-ON-HUDSON
BOARD OF TRUSTEES**

LOCAL LAW NO. 14 OF 2025

**A LOCAL LAW TO AMEND CHAPTER 227, WETLANDS, AND CHAPTER 230,
ZONING, OF THE CODE OF THE VILLAGE OF CROTON-ON-HUDSON IN
RELATION TO PROVISIONS REGARDING TREES**

Be it enacted by the Board of Trustees of the Village of Croton-on-Hudson as follows:

Section 1. Section 227-3, Definitions, of the Code of the Village of Croton-on-Hudson is hereby amended to add the below definitions as follows:

CLEAR-CUTTING - The removal of four (4) or more trees from a property without the benefit of a current and valid tree removal permit.

TREE - Any woody perennial plant of a species which grows at maturity to an overall height of 10 feet or more and has a main stem or trunk or multiple trunks at maturity which, in combination, normally attain a DBH of four inches or greater.

Section 2. Section 227-5, Regulated Activities, of the Code of the Village of Croton-on-Hudson is amended by adding a new subsection Q to read as follows:

Q. Removal of any tree that is four inches or more in DBH within a wetland, watercourse, or wetland/watercourse buffer as defined herein.

Section 3. Section 227-7, Permits, of the Code of the Village of Croton-on-Hudson is amended by adding a new subsection F.(2)(g) thereto to read as follows

(g) Removal of any tree that is four inches or more in DBH within a wetland, watercourse or wetland/watercourse buffer as described herein.

Section 4. Section 230-126.I of the Code of the Village of Croton-on-Hudson is hereby amended to read as follows:

I. Tree planting. Shade trees shall be planted on each side of each street, between the sidewalk and the property line, at maximum intervals of 50 feet, the species and location of which are to be approved by the Planning Board in consultation with the Superintendent of the Department of Public Works and pursuant to the guidelines of Chapter 208 of the Village Code. The maximum possible number of existing trees should be preserved.

Section 5. Severability.

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason,

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declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions thereof, which other portions shall continue in full effect.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

On motion of TRUSTEE SIMON, seconded by TRUSTEE NICHOLSON, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a 4-0 vote.

Resolution #176-2025

WHEREAS, the Village Board of Trustees has introduced Local Law Introductory No. 5 of 2025 to amend Chapter 227, Wetlands, and Chapter 230, Zoning, of the Village Code to update provisions related to trees; and

WHEREAS, on April 23, 2025, the Village Board of Trustees declared itself Lead Agency for SEQRA purposes; and

WHEREAS, on June 25, 2025, the Village Board of Trustees undertook the process and review described in detail in Parts 2 and 3 of the Short EAF “Determination of Significance” attached hereto; and

WHEREAS, the Village Board held a public hearing to consider Local Law Introductory No. 5 of 2025, which was opened and closed on June 25, 2025; and

WHEREAS, the Village Board has received a recommendation of consistency from the Waterfront Advisory Committee with the Village’s Local Waterfront Revitalization Program; and

WHEREAS, the Village Board must make its own determination of consistency with the LWRP policy standards and conditions; and

WHEREAS, on June 25, 2025, the Village Board reviewed the LWRP policy standards and conditions,

NOW THEREFORE, BE IT RESOLVED as follows:

The Village Board of Trustees makes the following findings regarding the applicability of the LWRP policies and the consistency of the Proposed Action with those policies and conditions of the LWRP which it found applicable:

Policy 7: Significant coastal fish and wildlife habitats will be protected, preserved, and, where practical, restored so as to maintain their viability as habitats.

Policy 7A: The quality of the Croton River and Bay Significant Coastal Fish and Wildlife Habitat and Haverstraw Bay Significant Fish and Wildlife Habitat shall be protected and improved for conservation, economic, aesthetic, recreational, and other public uses and values. Its resources shall be protected from the threat of pollution,

misuse, and mismanagement.

Policy 7B: Materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay Significant Fish and Wildlife Habitat and the Haverstraw Bay Significant Fish and Wildlife Habitat shall not be disposed of or allowed to drain in, or on land within, the area of influence in the significant fish and wildlife habitats.

Policy 7C: Storage of materials that can degrade water quality and degrade or destroy the ecological system of the Croton River and Bay Significant Fish and Wildlife Habitat or Haverstraw Bay Significant Fish and Wildlife Habitat shall not be permitted within the area of influence of the habitat unless best available technology is used to prevent adverse impacts to the habitat.

Policy 7D: Restoration of degraded ecological elements of the Croton River and Bay and Haverstraw Bay Significant Fish and Wildlife Habitats and shorelands shall be included in any programs for cleanup of any adjacent toxic and hazardous waste sites.

Policy 7F: Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity or impact other locations. Construction activity in the Croton River and Hudson River spawning areas shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.

Policy 7H: Habitat-related policies identified in the Indian Brook-Croton Gorge Watershed Conservation Action Plan will be considered in actions proposed for these areas.

Policy 9B: Encourage passive recreational enjoyment of the wildlife in the designated significant fish and wildlife habitats, on the Audubon Society sanctuaries, Jane Lytle Arboretum, Gouveia Park, and on other public or private lands within the Village where wildlife habitats are located, as well as the protection of such resources.

Policy 12: Activities or development in the coastal area will be undertaken so as to minimize damage to natural resources and property from flooding and erosion by protecting natural protective features including beaches, dunes, barrier islands and bluffs.

Policy 14: Activities and development, including the construction or reconstruction of erosion protection structures, shall be undertaken so that there will be no measurable increase in erosion or flooding at the site of such activities or development, or at other locations.

Policy 17A: Efforts to control erosion along the rivers and on the steep slopes inland shall be of a non-structural nature, wherever possible, to minimize the visual impact of structural measures.

Policy 19: Encourage the linkage of open space from upland areas to and along the Hudson and Croton Rivers in the form of a trail or walkway system.

Policy 23: Protect, enhance, and restore structures, districts, areas, or sites that are of significance in the history, architecture, archaeology or culture of the State, its communities, or the Nation.

Policy 25: Protect, restore, or enhance natural and man-made resources which are not identified as being of statewide significance, but which contribute to the overall scenic quality of the coastal area. (The following scenic areas were noted in the LWRP as having local and regional significance: (1) Distinctive and scenic views of Croton Point, (2) Views of the Hudson River from South Riverside Avenue and Route 9 corridor, and (3) Vegetated slopes and undisturbed ridgelines particularly those in the viewsheds in the Croton Gorge, River and Bay areas.)

Policy 25A: Establish and protect identified public viewsheds of the Hudson River, including but not limited to the public views of the Hudson River from the western shoreline of the Village, and of the Croton River and Gorge. (The following scenic areas were noted in the LWRP as having local and regional significance: (1) Distinctive and scenic views of Croton Point, (2) Views of the Hudson River from South Riverside Avenue and Route 9 corridor, and (3) Vegetated slopes and undisturbed ridgelines particularly those in the viewsheds in the Croton Gorge, River, and Bay areas.

Policy 37A: Control of the development of hilltops, and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction.

Policy 38: The quality and quantity of surface water supplies will be conserved and protected, particularly where such waters constitute the primary or sole source of water supply.

Policy 44: Preserve and protect tidal and freshwater wetlands and preserve the benefits derived from these areas.

Policy 44A: Wetlands, water bodies and watercourses shall be protected by preventing damage from erosion or situation, minimizing disturbance, preserving natural habitats and protecting against flood and pollution.

The remaining policies and conditions of the LWRP not specifically discussed above, were reviewed and found not to be applicable, and

BE IT FURTHER RESOLVED: that based upon the above, the Village Board of Trustees confirms its determination that the Proposed Action, the adoption of a local law to update provisions related to trees, complies with the policy standards and conditions set forth in the Village's LWRP, and

BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby issues and adopts the EAF Parts 2 and 3 Determination of Significance attached hereto and adopts a Negative Declaration in connection with this action, and

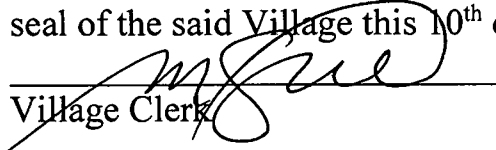
BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby adopts Local Law Introductory No. 5 of 2025 to amend Chapter 227, Wetlands, and Chapter 230, Zoning, of the Village Code to update provisions related to trees, which upon adoption becomes Local Law No. 14 of 2025.

Dated: July 9, 2025

State of New York)
 ss:
County of Westchester)

I, Pauline DiSanto, Clerk of the Village of Croton-on-Hudson, in the County of Westchester, State of New York, do hereby certify that the annexed resolution is a copy of an original on file in my office and has been duly adopted at a regular meeting of the Board of Trustees of said Village held on the 09 of July, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the said Village this 10th day of July, 2025.



Village Clerk

