

**BOARD OF TRUSTEES
VILLAGE OF GREENPORT
NOTICE OF PUBLIC HEARING ON A PROPOSED LOCAL LAW OF 2019
AMENDING CHAPTER 142
(WETLANDS, FLOODPLAINS AND DRAINAGE)
OF THE VILLAGE OF GREENPORT CODE**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Greenport will conduct a Public Hearing on Thursday, June 27, 2019 at 7:00 p.m. at the Third Street Fire Station, Third and South Streets, Greenport, New York, 11944 regarding a proposed local law of 2019 amending Chapter 142 (Wetlands, Floodplains and Drainage), of the Village of Greenport Code.

The purpose of the proposed local law is to update the regulations contained in Chapter 142 regarding wetlands permit applications in the Village of Greenport.

The title of the local law is "Local Law of 2019 – A Local Law amending Chapter 142 (Wetlands, Floodplains and Drainage) of the Village of Greenport Code.

Any interested party will be heard at the public hearing.

BY ORDER OF THE VILLAGE OF GREENPORT BOARD OF TRUSTEES
Sylvia Lazzari Pirillo, RMC
Village Clerk

1x: 6/13/2019
2 Copies of Affidavit Required

May 9, 2019

LOCAL LAW NO. OF THE YEAR 2019
A LOCAL LAW AMENDING CHAPTER 142 WETLANDS,
FLOODPLAINS AND DRAINAGE
OF THE GREENPORT VILLAGE CODE

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INCORPORATED
VILLAGE OF GREENPORT AS FOLLOWS:

Section 1.0 Enactment, Effective Date,
Purpose and Definitions.

1.1. Title of Local Law

1.2. Enactment.

1.3. Effective Date.

1.4. Purpose and Intent of Local Law.

2.0. General Provisions

2.1. Deletion of §142-6(B)(3).

2.2. Creation of §142-6(B)(4).

2.3. Amendment to §142-6(D).

2.4. Amendment to § 142-7.

2.5. Creation of §142-8(G).

2.6. Deletion of §142-9(A).

2.7. Amendment to §142-9(B).

2.8. Amendment to §142-9(D)

2.9. Deletion of §142-9(E)

3.0 Severability.

1.1 Title.

This Local Law shall be entitled “Local Law of 2019 Amending Chapter 142 Wetlands Floodplains and Drainage”

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New York, the Incorporated Village of Greenport, County of Suffolk and State of New York, hereby enacts by this Local Law of 2019, a Local Law of the Village of Greenport.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Greenport.

1.4. Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to update the regulations contained in Chapter 142 regarding wetlands permit applications in the Village of Greenport.

2.0. General Provisions.

2.1. Deletion of §142-6B3.

§142-6B3 of the Greenport Village Code is hereby deleted.

2.2. Amendment to §142-6(B)(4).

§142-6(B)(4) is hereby created to read as follows:

(4) Copies of all applications made to any other agencies and any correspondence to or from those agencies and any approvals or denials from those agencies.

2.3. Amendment to §142-6(D).

§142-6(D) is hereby amended to read as follows:

All applications for wetlands permits, filed subdivision maps or any development within the watercourses, coastal wetlands, tidal marshes, floodplain lands, natural drainage systems, freshwater wetlands, watersheds and water recharge areas shall be reviewed by the Village Conservation Advisory Council. The Council shall file its report with the Village Board as provided in § 142-8B below.

2.4. Amendment to § 142-7.

The term “New docks and floats (per linear foot) \$ 5” in § 142-7 shall be amended to read:

“New bulkheads, docks and floats (per linear foot) \$ 5”

2.5. Creation of §142-8(G).

There shall be a new §142-8(G) created to read as follows:

The term of a permit granted by the Board of Trustees shall not be longer than two years and shall be no longer than the term of any permit issued by another agency.

2.6. Deletion of §142-9(A).

§142-9(A) is deleted and reserved for future use.

2.7. Amendment to §142-9(B).

§142-9(B) is hereby amended to read as follows:

Prior to the issuance of an approved permit the applicant shall provide proof to the Village that the applicant has workmens compensation insurance and Public Liability insurance in the amount of \$1,000,000 per occurrence and \$2,000,000 in the annual aggregate, and property damage insurance in the amount of \$500,000 which insurance shall name the Village of Greenport as additional insured while the permit is outstanding and which insurance shall be in effect during the term of the permit. The applicant shall provide proof of the insurance and the renewal of the insurance in the form of a binder. The applicant shall also provide an original policy naming the

Village of Greenport as additional insured if requested by the Village.

2.8. Amendment to §142-9(D)

§142-9(D) is hereby amended to read as follows:

D. In the case of removal, deposition or placement of structures and other operations or uses permitted within the watercourses, coastal wetlands, tidal marshes, floodplain lands, freshwater wetlands, watersheds, water recharge areas or any natural drainage systems, the Village Board shall reserve the right to require a permit or license for that activity, use or operation, including the right to require payments to the Village in an amount and in such manner as the Village Board shall direct.

2.9. Deletion of §142-9(E)

§142-9E is hereby deleted from the Greenport Village Code.

3.0. Severability

In the event that one or more sections of this law shall be deemed to be void or invalid, the remaining sections of this law shall remain in full force and effect.