



236 THIRD STREET  
GREENPORT, NY  
11944

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villageofgreenport.org

**MAYOR**  
KEVIN STUESSI  
EXT 215

**TRUSTEES**  
MARY BESS PHILLIPS  
DEPUTY MAYOR

PATRICK BRENNAN

LILY DOUGHERTY-  
JOHNSON

JULIA ROBINS

**TREASURER**  
ADAM BRAUTIGAM  
EXT 217

**VILLAGE CLERK**  
CANDACE HALL  
EXT 214

August 22, 2024 at 6:00 PM  
Mayor and Board of Trustees – Regular Meeting  
Third Street Firehouse  
Greenport, NY 11944

**MOTION TO OPEN THE REGULAR SESSION MEETING**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Reginald Frederick Tuthill  
Geraldine Hulse

**ANNOUNCEMENTS**

Village Hall will be closed on Monday, September 2, 2024 in observance of Labor Day.

**PUBLIC HEARING**

Motion to open public hearing:

Public hearing regarding the proposed local law creating Chapter 89, entitled "Loitering and Obscene Public Conduct", of the Code of the Village of Greenport.

**PUBLIC TO ADDRESS THE BOARD**

**RESOLUTIONS****RESOLUTION # 08-2024-01**

RESOLUTION adopting the August, 2024 agenda as printed.

**RESOLUTION # 08-2024-02**

RESOLUTION accepting the monthly reports of the Greenport Fire Department, Village Administration, Village Treasurer, Village Clerk, Village Attorney, Mayor and Board of Trustees.

**FIRE DEPARTMENT****RESOLUTION # 08-2024-03**

RESOLUTION approving the application for membership of Bryce Reed to GFD Juniors of the Greenport Fire Department, as approved by the Village of Greenport Fire Department Board of Wardens on July 16, 2024.

**RESOLUTION # 08-2024-04**

RESOLUTION approving the application for membership of Anne Susan Kostal to Rescue Squad of the Greenport Fire Department, as approved by the Village of Greenport Fire Department Board of Wardens on July 16, 2024.

**RESOLUTION # 08-2024-05**

RESOLUTION approving the "New Truck Wetdown" celebration event at the Village of Greenport Fire Department Third Street Station from 1:00 pm to 5:00pm on October 6, 2024, and further approving the closing of Third Street from Center to South Streets, subject to Fire Department Board of Wardens approval.

**VILLAGE TREASURER****RESOLUTION # 08-2024-06**

RESOLUTION authorizing Treasurer Brautigam to perform attached budget Amendment #6193, to appropriate Light fund reserves to fund the cleanup of grounds and removal of weather station at the Power Plant, and directing that Budget amendment #6193 be included as part of the formal meeting minutes of the August 29th Regular Meeting of the Board of Trustees.

**RESOLUTION # 08-2024-07**

RESOLUTION to appoint Jake Campo as Village Deputy Treasurer, and authorizing an initial wage of \$70,000, effective August 23rd, 2024, and providing all benefits pursuant to the Village Standard Management Contract passed July 28, 2008.

**VILLAGE CLERK****RESOLUTION # 08-2024-08**

RESOLUTION authorizing the Village of Greenport to conduct a lottery to award a maximum of fifteen (15) deer hunting permits, by bow and arrow only, as per New York State hunting regulations, in the designated zones of Moore's Woods. Lottery submissions will be accepted at Village Hall from September 1, 2024 through September 20, 2024. Hunting season begins October 1, 2024 through January 31, 2025, and further approving any and all revised Village of Greenport rules overall for the Deer Management Program.

**RESOLUTION # 08-2024-09**

RESOLUTION approving the contract between the Nao Trinidad and the Village of Greenport for the provision of a berth at the Railroad Dock from September 3, 2024, through September 9, 2024, to include the provision of public visitation and public sails as detailed on the agreement; and authorizing Mayor Stuessi to sign the Agreement.

**RESOLUTION # 08-2024-10**

RESOLUTION ratifying the hiring of Cayden James Wills as a Lifeguard at Fifth Street Beach, at a pay rate of \$25.00 per hour, effective, July 20, 2024.

**RESOLUTION # 08-2024-11**

RESOLUTION ratifying the hiring of Aulis Siane Carr-Smith as a Lifeguard at Fifth Street Beach, at a pay rate of \$25.00 per hour, effective, July 20, 2024.

**RESOLUTION # 08-2024-12**

RESOLUTION ratifying the hiring of Marcus Edward Kruszkeski as a part-time Recreation Aid to work at the Village of Greenport Carousel, at a pay rate of \$16.00 per hour, effective July 25, 2024.

**RESOLUTION # 08-2024-13**

RESOLUTION ratifying the hiring of Nathan Demetrius Djokic as a part-time Recreation Aid to work at the Village of Greenport Mini Railroad, at a pay rate of \$16.00 per hour, effective, August 4, 2024.

**RESOLUTION # 08-2024-14**

RESOLUTION ratifying the hiring of Joseph Schoenstein as a dockhand at the Mitchell Park Marina, at a pay rate of \$16.00 per hour, effective, July 19, 2024.

**RESOLUTION # 08-2024-15**

RESOLUTION approving Public assembly application received from Eagle Hose and Relief Hose for a Car Show Fundraiser to be held on October 13, 2024 from 9:00am – 2:00pm on Moore’s Lane at the Polo Grounds.

**RESOLUTION # 08-2024-16**

RESOLUTION approving Public assembly application received from St Agnes RCC to host an International Festival of Different Cultures and parade on September 15, 2024 beginning at noon. The parade route is as follows: begin on Broad Street to Main Street to Front Street and continue to 6th Street ending at St Agnes RCC.

**RESOLUTION # 08-2024-17**

RESOLUTION approving Public Assembly Permit Application submitted by Richard Vandenburg on behalf of The Greenport Harbor Brewing Company to close to vehicular traffic, and utilize, Carpenter Street from Bay Avenue to East Front Street, for the annual Oyster Festival, from 1:00 p.m. through 6:00 p.m. on October 13, 2024.

**RESOLUTION # 08-2024-18**

RESOLUTION authorizing the suspension of the open container law of the Village of Greenport, per Section 35-3B and 35-3C of the Greenport Village Code, within the Festival parameters of the Greenport Harbor Brewing Company annual Oyster Festival, from 1:00 p.m. through 6:00 p.m. on October 13, 2024.

**RESOLUTION # 08-2024-19**

RESOLUTION approving the Public Assembly Permit Application submitted by the East End Seaport Museum for the use of Mitchell Park, from 10:00 a.m. through 4:00 p.m. on October 13, 2024 for the Porsche Club of America Exhibition for total of 40 cars.

**MAYOR****RESOLUTION # 08-2024-20**

RESOLUTION hiring George J. Pfriender as a part-time Building Inspector, at a pay rate of \$\_\_\_\_\_ per hour, effective August 22, 2024.

**RESOLUTION # 08-2024-21**

WHEREAS, the Village seeks grant opportunities for various Village projects, and WHEREAS, the Village does not have the staff to adequately perform grant writing services, coordinate grant contract execution, administer grant services and perform other tasks as may be required to administer or obtain grants ("Grant Services"), and WHEREAS, the Village has utilized the services of McBride Consulting and Business Development Group pursuant to an agreement running from April 1, 2024 through July 1, 2024, and WHEREAS, the agreement with McBride has expired and the village is desirous of renewing the agreement. NOW, THEREFORE BE IT RESOLVED that the Board hereby authorizes the Mayor to execute a professional services agreement with McBride for Grant Services at a cost of \$6,500.00 per month, for a term of July 1, 2024 to March 31, 2025 with an option to terminate the agreement on 30 days notice, and BE IT FURTHER RESOLVED that the agreement shall be subject to review and approval as to form by the Village Attorney.

**RESOLUTION # 08-2024-22**

RESOLUTION adopting and authorizing Mayor Stuessi to execute the documents mentioned in the attached combined SEQRA and approval resolution regarding the Village of Greenport Board of Trustees obtained property by eminent domain and pursuant to a settlement and Court order agreed to reconvey a 5 foot by 121 foot strip of the property as part of the eminent domain proceeding to the private owner of the property from which the Village had obtained the property of 408 and 412 Third Street; adopting lead agency status, determining that the reconveyance is Unlisted Action for purposes of SEQRA that will not have a significant negative impact on one or more aspects of the environment, and adopting a negative declaration for purposes of SEQRA.

**RESOLUTION # 08-2024-23**

WHEREAS, the Village has received inquiries about purchasing Village-owned property, and WHEREAS, an appraisal of the property is required to determine the fair market value of the property, and NOW, THEREFORE BE IT RESOLVED, that the Board authorizes the Village Treasurer to pay not more than \$1,500.00 for an appraisal of the Village-owned property being considered for sale by the Village.

**RESOLUTION # 08-2024-24**

RESOLUTION authorizing conditional approval replacing the existing brick walkway with a new brick walkway with funds from the Stirling Historical Society subject to the design approval by the Village of Greenport Historical Preservation Commission.

**RESOLUTION # 08-2024-25**

Resolution to appoint Josh Sommer, of Aldo's as the Mayoral appointment to the Village of Greenport Business Improvement District for the remaining term to expire April 7, 2025.

**RESOLUTION # 08-2024-26**

WHEREAS, the Board of Trustees has been considering the adoption of a local law that creates Chapter 89 of the Code of the Village of Greenport, to no person shall loiter in any way upon any street or in any public place in the Village of Greenport, WHEREAS, the law is not a zoning law subject to referral to the Suffolk County Planning Commission, and WHEREAS, the Board has determined that the proposed law is an Unlisted action under the State Environmental Quality Review Act and will not result in a significant adverse environmental impact, and WHEREAS, the Board held published and posted legal notice of a scheduled public hearing on the proposed law, and WHEREAS, the Board held a public hearing on the proposed local law on August 22, 2024, and NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Greenport hereby adopts the proposed law of Chapter 89 as Local Law 10 of 2024, a local law creating Chapter 89 of the Code of the Village of Greenport, to no person shall loiter in any way upon any street or in any public place in the Village of Greenport identified in the proposal local law, and BE IT FURTHER RESOLVED, that the Board directs the Village Clerk to file the law with the New York Secretary of State and take other actions as may be required upon adoption of a local law.

**TRUSTEES****RESOLUTION # 08-2024-27**

Resolution to re-appoint Jack Reardon, as a member of the Village of Greenport Zoning Board of Appeals for the remainder of a term to expire April 5, 2029.

**VOUCHER SUMMARY**

**RESOLUTION # 08-2024-28**

RESOLUTION amending previous resolution #07-2024-25, to increase the Voucher Summary Report for July, Fiscal Year 2025 by \$27,541.36 consisting of:

- Increase all regular checks in the amount of \$26,022.22
  - o Increase all prepaid checks (including wire transfers) in the amount of \$1,519.14

**RESOLUTION # 08-2024-29**

RESOLUTION approving all checks per the Voucher Summary Report for Fiscal Year 2024 dated August 21, 2024 in the total amount of \$9,840.32 consisting of:

- All regular checks in the amount of \$9,840.32 and
  - o All prepaid checks (including wire transfers) in the amount of \$0.00.

**RESOLUTION # 08-2024-30**

RESOLUTION approving all checks per the Voucher Summary Report for Fiscal Year 2025 dated in the August 21, 2024 total amount of \$1,261,775.44 consisting of:

- All regular checks in the amount of \$1,020,697.37 and
  - o All prepaid checks (including wire transfers) in the amount of \$241,078.07.

# VILLAGE OF GREENPORT

## Budget Adjustment Form

Year: 2025 Period: 8 Trans Type: B2 - Amend Status: Batch  
 Trans No: 6193 Trans Date: 08/08/2024 User Ref: ADAM  
 Requested: D. JACOBS Approved: Created by: ADAM 08/08/2024  
 Description: TO FUND THE CLEANUP OF GROUNDS AND REMOVAL OF OLD WEATHER STATION Account # Order: No  
 Print Parent Account: No

Account No.	Account Description	Amount
E.0787	REPAIRS TO GENERAL PROPERTY	18,950.00
E.5990	APPROPRIATED FUND BALANCE	18,950.00
<b>Total Amount:</b>		<u>37,900.00</u>



## SHIP VISITATION AGREEMENT

AGREEMENT dated \_\_\_\_\_ BETWEEN the VILLAGE OF GREENPORT (“Village”), 236 Third Street, Greenport, New York 11944, and THE NAO VICTORIA FOUNDATION (“Foundation”), Paseo Alcalde Marqués del Contadero, edif. 1 41001, Seville (jointly with the Village the “Parties”) regarding the NAO TRINIDAD (“Ship”) for the stay by the SHIP at the Village of Greenport Marina as further detailed in this Agreement.

1. Ship shall arrive at the Village on **September 3, 2024** and shall depart on **September 9, 2024**.
  - a. In lieu of payment for dockage, **NAO TRINIDAD** will offer FREE school visits (200 kids per day) during our stay between the hours of 10:00am – 4:00pm.
    - i. Ship will be open to paying Visitors with the following fees:
      - Adults: \$15.00
      - Kids: \$ 5.00
      - Kids under 5 years old are free
  - b. The Foundation shall provide the following Ship schedule, subject to changes by mutual agreement of the Parties, in writing:

Arriving on Tuesday, September 3, 2024, in the evening or Wednesday, September 4, 2024.

Opening from Thursday, September 5, 2024 through Sunday, September 8, 2024  
From 10AM to 8PM.

Departing on Monday, September 9, 2024 in the morning.
2. The Berth: Upon Ship’s arrival in the Greenport Harbor, the Village shall provide berthing at the Village of Greenport Railroad Dock.
3. Public Visitation and Sailing: The Foundation will provide supervised on-board public sales, touring and visitation according to the schedule in this Agreement, weather permitting.
4. Foundation will provide and maintain Ship, properly crewed and equipped as required by marine authorities, in sound structural and operational condition, in the Greenport Harbor at a Berth to be designated by the Village.
5. Foundation shall name and provide contact information for a Ship. Representative to be the communication and contact person with the Village at all times during the Ship’s stay in the Village, and if it is a different person, the name and contact information of the senior officer or representative of the Ship and Foundation while the Ship is at Greenport. The Village will name and provide contact information for Village representatives during the stay.
6. For any private functions hosted on board Ship, the Foundation shall be responsible for cleanup and trash removal, ensure host liquor liability insurance coverage, and holds the Village harmless from loss or damage occasioned by its employees, agents, or guests.

7. The Village will provide during the stay:
  - a. normal waste trash removal, excluding hazardous or environmentally unsafe products for foreign and domestic garbage upon arrival and at regularly scheduled intervals throughout the stay provided that Ship staff shall be responsible for removing its waste from Ship and placing it in a designated container;
  - b. if available at the berth, access to 208-volt, 30 amp, 2 pole connection; and
  - c. potable water.
8. The Foundation acknowledges and agrees that the Ship Captain has complete and unfettered authority for the health and safety of the crew and safety of the Ship. Should he/she decide, in his/her professional opinion, that for any reason of safety to either the crew of the Ship and/or guests (including but not limited to bad weather) that the above mentioned dates and times cannot be complied with, or that a technical or mechanical problem (or a combination of any of the above) causes the inability to comply with the agreed upon dates and times, then the Foundation has a right to cancel all or part of the stay (or reschedule by mutual written agreement). Ship Captain and Foundation shall be responsible for and shall maintain the security and safety of the Ship and its crew.
9. The Ship must be registered, equipped, insured and maintained as may be required by law.
10. Foundation must have and maintain property (\$500,000), liability (\$1,000,000/\$2,000,000) and hull insurance (\$500,000) at all times during the stay, naming the Village of Greenport as additional insured, and provide proof thereof to the Village of Greenport.
11. The Village assumes no liability and shall not have any liability for the safety of the crew or The Ship or any fire, theft, vandalism, or damage.
12. The Foundation and the Ship agree to indemnify, hold harmless and defend the Village of Greenport and its officers and employees from any liability related to damage to the Ship or claims made against the Village of Greenport or its officers or employees relating to or arising from the stay or the activities of the Foundation or Ship. The Foundation and Ship agree to waive all rights of subrogation against the Village. The Village assumes no responsibility for damage or loss to the Ship or Ship personnel whether caused by severe storm, flood, fire, hail, frost, ice, lightning, tornado, wind, water, explosion, theft, malicious mischief, or other hazard or casualty. In the event of a severe storm or flood, the Foundation is solely responsible to take all emergency measures possible, the Village does not assume any responsibility for said protection and/or damage to the Ship.
13. No services such as mechanical, wood or fiberglass repair or replacement, canvas repair work may take place while the Ship is berthed at the marina.
14. The Village may designate marina quiet hours and other policies and rules.

15. Swimming, diving or fishing from the dock or Ship shall not be permitted at any time while the Ship is at the dock or marina. Children under twelve years of age that board the ship must wear a Coast Guard approved PFD while not berthed.
16. Any dispute arising from this Agreement shall be subject to the laws of the State of New York, and venue for any litigation shall be in a court of competent jurisdiction in Suffolk County, New York.

**VILLAGE OF GREENPORT**

**THE NAO VICTORIA FOUNDATION**

BY: \_\_\_\_\_

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

Negative Declaration Pursuant to  
New York State Environmental Quality Review Act

WHEREAS, the New York State Environmental Conservation Law and the regulations of the Department of Environmental Conservation as contained in 6 NYCRR Part 617 require review of the possible environmental consequences of various actions under consideration by the Board of Trustees, and

WHEREAS, the Board of Trustees had obtained property by eminent domain and pursuant to a settlement and Court order agreed to reconvey a 5 foot wide strip of the property as part of the eminent domain proceeding to the private owner of the property from which the Village had obtained the property, and

WHEREAS, the Suffolk County Department of Health Services (DHS) has advised that the transfer included a lot line modification (the 5 foot strip), which required an application to the DHS, and no such application was submitted in 1983, and

WHEREAS, the Board now proposes to confirm such transfer and authorize the execution of documents necessary to memorialize the transfer, including the submission of a joint application to DHS to seek approval for a lot line modification of a 5 foot by 121 foot strip, as shown in a deed recorded with the Suffolk County Clerk at Liber 10811, page 556 and as also shown on a Site Plan entitled "Lot Line Change – 408 & 410 3<sup>rd</sup> Street – Greenport, NY", prepared by Sherman Engineering & Consulting P.A., dated 5.8.23, last revised 7.2.24 as being part of premises designated as Block 1001, Section 4, Block 2, Lot 4.6 on the Suffolk County Land and Tax Map, and authorize the Mayor to execute a joint application providing for the confirmation of the transfer of the 5 foot by 121 foot strip; and

WHEREAS, the Board of Trustees has considered the nature and impact of the proposed action; and

WHEREAS, the Board of Trustees has reviewed a Short Environmental Assessment Form prepared with respect to the proposed law,

NOW, THEREFORE, IT IS

RESOLVED, that the Board hereby finds and concludes that the Board of Trustees is the Lead Agency with respect to environmental impact review of the aforesaid action as defined in the State Environmental Quality Review Act and its regulations (SEQRA), and

- A. the proposed action is an Unlisted Action under SEQRA;
- B. the Board has thoroughly reviewed the proposed action;
- C. the Board also has considered the following factors and made the following conclusions in respect to its review of the environmental impacts of the proposed action:

- i. the proposed action would not result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
- ii. the proposed action would not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;
- iii. the proposed action would not impair the environmental characteristics of any Critical Environmental Area;
- iv. the proposed action would not conflict with the community's current plans or goals as official approved or adopted;
- v. the proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
- vi. the proposed action would not result in a major change in the use of either the quantity or type of energy;
- vii. the proposed action would not create a hazard to human health;
- viii. the proposed action would not create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- ix. the proposed action would not encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
- x. the proposed action would not create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
- xi. the proposed action would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
- xii. the proposed action would not result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- xiii. the proposed action would enhance the protection of the environment in the Village, in that it would preserve and maintain the existing character of the Village;

and D. the proposed action would not have a significant adverse environmental impact;

and E. no further environmental review is required with respect to the proposed action,

F. BE IT FURTHER RESOLVED, that the Mayor is authorized to execute a joint application to the DHS for approval of the lot line modification.

Negative Declaration Pursuant to  
New York State Environmental Quality Review Act

WHEREAS, the New York State Environmental Conservation Law and the regulations of the Department of Environmental Conservation as contained in 6 NYCRR Part 617 require review of the possible environmental consequences of various actions under consideration by the Board of Trustees, and

WHEREAS, the Board of Trustees is considering the adoption of Local Law 10 of 2024, a proposed local law providing for no person shall loiter in any way upon any street or in any public place in the Village of Greenport; and

WHEREAS, the Board of Trustees has considered the nature and impact of the proposed action; and

WHEREAS, the Board of Trustees has reviewed a Short Environmental Assessment Form prepared with respect to the proposed law,

NOW, THEREFORE, IT IS

RESOLVED, that the Board hereby finds and concludes that the Board of Trustees is the Lead Agency with respect to environmental impact review of Local Law 10 of 2024 (to be adopted as Local Law 10 of 2024) as defined in the State Environmental Quality Review Act and its regulations (SEQRA), and

- A. the proposed adoption of proposed local law 10 of 2024 is an Unlisted Action under SEQRA;
- B. the Board has considered the adoption to proposed local law of 2024, a local law prohibiting loitering in public places;
- C. the Board has thoroughly reviewed the Short Environmental Assessment Form and the supplemental description of the proposed action;
- D. the Board also has considered the following factors and made the following conclusions in respect to its review of the environmental impacts of the proposed action:
  - i. the proposed action would not result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
  - ii. the proposed action would not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;

- iii. the proposed action would not impair the environmental characteristics of any Critical Environmental Area;
  - iv. the proposed action would not conflict with the community's current plans or goals as official approved or adopted;
  - v. the proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
  - vi. the proposed action would not result in a major change in the use of either the quantity or type of energy;
  - vii. the proposed action would not create a hazard to human health;
  - viii. the proposed action would not create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
  - ix. the proposed action would not encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
  - x. the proposed action would not create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
  - xi. the proposed action would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
  - xii. the proposed action would not result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
  - xiii. the proposed action would enhance the protection of the environment in the Village, in that it would preserve and maintain the existing character of the Village;
- E. the proposed action would not have a significant adverse environmental impact;
- F. no further environmental review is required with respect to the proposed action,  
and
- G. the Mayor, or his designee, is authorized to execute the Short EAF in a manner consistent with the foregoing findings concluding that the proposed action will not result in a significant adverse environmental impact.



PROPOSED LOCAL LAW

Chapter 89  
LOITERING AND OBSCENE PUBLIC CONDUCT

- § 89-1. Loitering prohibited.
- § 89-2. Definitions.
- § 89-3. Public urination prohibited.
- § 89-4. Public defecation prohibited.
- § 89-5. Penalties for offenses.

§ 89-1. Loitering prohibited.

No person shall loiter in any way upon any street or in any public place in the Village of Greenport.

§ 89-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

LOITERING — Encompasses one or more of the following acts:

- A. Obstructing, molesting or interfering with any person lawfully upon the street, sidewalk, park or other public place.
- B. Remaining in a public place for the purpose of annoying or harassing any person lawfully upon any street, sidewalk, park or other public place.

PUBLIC PLACE — Any place to which the public is invited, including the quasi-public area in front of or adjacent to or within any store, shop, restaurant, bar, luncheonette or other place of business, and also any parking lots or other private or public property not owned by or under the dominion of the person charged with a violation of this chapter.

§ 89-3. Public urination prohibited.

No person shall urinate in any public place, other than within restroom facilities, or in public view within the Village of Greenport.

§ 89-4. Public defecation prohibited.

No person shall defecate in any public place, other than within restroom facilities, or in public view within the Village of Greenport.

§ 89-5. Penalties for offenses.

- A. Any person who shall violate § 89-1 of this chapter shall be guilty of a violation and be subject to a fine of not more than \$250 and/or a period of incarceration not to exceed 15 days.
- B. A violation of § 89-3 or 89-4 of this chapter shall be guilty of a violation and be subject to a fine of not less than \$250 nor more than \$1,000 and/or a period of incarceration not to exceed 15 days.