



236 THIRD STREET  
GREENPORT NY 11944

Tel: (631) 477-0248  
Fax: (631) 477-1877

**MAYOR**  
DAVID NYCE  
Ext. 215

**TRUSTEES**  
GEORGE HUBBARD, JR.  
DEPUTY MAYOR  
CHRIS KEMPNER  
DAVID MURRAY  
MARY BESS PHILLIPS

**CLERK**  
SYLVIA LAZZARI PIRILLO, RMC  
Ext. 206

**TREASURER**  
CHARLENE KAGEL, CPA  
Ext. 217

**VILLAGE ADMINISTRATOR**  
DAVID ABATELLI  
Ext. 209

**DIRECTOR OF UTILITIES**  
JOHN W. NAYLOR, JR., P.E.  
Ext. 202

*February 25, 2013 at 6 p.m.*  
*Board of Trustees - Regular Meeting*  
*Third Street Firehouse, Greenport, NY, 11944*

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

- o Robert X. Snider
- o Ella Frances Foster

**ANNOUNCEMENTS**

- o There will be two Village Voter Registration Days, on March 7<sup>th</sup> from 8:30 a.m. – 5 p.m. and on March 9<sup>th</sup> from 11 a.m. – 5 p.m.
- o The annual tax sale will be held on March 12<sup>th</sup> at 10 a.m. at Village Hall.
- o The upcoming Village election will be held on March 19, 2013.
- o Tall Ships Economic Impact Award

**PUBLIC INTEREST**

- o It is important to create a Fire Safety program for your family. Please be sure to check the batteries in your smoke and CO detectors.
- o Please be sure that your house is properly numbered outside, so that emergency personnel can easily locate your home, if needed.

**LIQUOR LICENSE APPLICATIONS**

- o Greenport Crab House at 300 Main Street

**PUBLIC HEARINGS**

- o Sub-Division and Merger of Land

**PRESENTATION**

**PUBLIC TO ADDRESS THE BOARD**

**REGULAR AGENDA**

**RESOLUTION # 2-2013-1**

RESOLUTION adopting the February, 2013 agenda as printed.

**RESOLUTION # 2-2013-2**

RESOLUTION ratifying the following, as approved at the February 19, 2013 work session meeting of the Board of Trustees:

- RESOLUTION ratifying the authorization for Mayor Nyce to sign the Inter Municipal Agreement between the Town of Southold and the Village of Greenport for Records Management and Coordinated Assessment Services, as it pertains to New York State Grant project number 0580101224 referring to the Municipality tracking program and Geographic Information Systems capabilities.
- RESOLUTION ratifying the authorization of the Town of Southold as lead agency and the Village of Greenport as participant, to execute a Local Government Records Management Information Fund Active Records Shared Services Grant Application for the 2013-2014 grant cycle, for an Enterprise Geographical System to the New York State Education Department, New York state Archives and Records Administration.
- RESOLUTION ratifying authorization for Clerk Pirillo to sign the LGRMIF Certification and Approval confirming that the portion of the application relating to the Village of Greenport for the LGRMIF grant as submitted by the Town of Southold is complete and accurate, to the best of the Clerk's knowledge.
- RESOLUTION ratifying authorization for Mayor Nyce to sign the LGRMIF Grant Shared Services Agreement Form, confirming that the Village of Greenport supports the application by the Town of Southold to participate in the LGRMIF grant as per the corresponding application by the Town of Southold.
- RESOLVED that pursuant to a communication received from the Mayor, the Board hereby schedules a legislative determination hearing for 6:30 p.m. on Wednesday, March 6, 2013; and be it further resolved that the Board directs that notice of this legislative determination hearing be immediately communicated to Lamb and Barnosky and CSEA Labor Relations Specialist Rachel Langert.

**RESOLUTION # 2-2013-3**

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

**RESOLUTION # 2-2013-4**

RESOLUTION approving the application for membership of Russell Ahlers to the Standard Hose Co # 4 of the Greenport Fire Department, as already approved by the Greenport Fire Department Board of Wardens on February 20, 2013.

**RESOLUTION # 2-2013-5**

RESOLUTION approving the application for membership of Christopher T. Hanold to the Star Hose Co # 3 of the Greenport Fire Department, as already approved by the Greenport Fire Department Board of Wardens on February 20, 2013.

**RESOLUTION # 2-2013-6**

RESOLUTION approving the Public Assembly Permit Application as submitted by Greenport Fire Department Safety Education for the use of the polo grounds at Moores Lane from 5 p.m. to 10 p.m. on July 24<sup>th</sup> and July 25<sup>th</sup>, 2013 for the annual Circus Fundraiser.

**RESOLUTION # 2-2013-7**

RESOLUTION approving the Public Assembly Permit Application as submitted by the Star Hose Company of the Greenport Fire Department for the use of the polo grounds at Moores Lane from 6 p.m. to 11 p.m. from May 23<sup>rd</sup> through May 27<sup>th</sup>, 2013 for the annual Carnival Fundraiser, and further approving the corresponding annual fireworks display on May 25<sup>th</sup>, 2013.

**RESOLUTION # 2-2013-8**

RESOLUTION accepting the report of the Greenport Fire Department for member year-end points for the calendar year 2012, for the Greenport Fire Department Length of Service Awards Program.

**RESOLUTION # 2-2013-9**

RESOLUTION authorizing Treasurer Kagel to perform the attached budget adjustment.

**RESOLUTION # 2-2013-10**

RESOLUTION directing Clerk Pirillo to notice the upcoming Fiscal Year 2013/2014 budget hearing, once the date, time and location are determined.

**RESOLUTION # 2-2013-11**

RESOLUTION declaring that the Board of Trustees of the Village of Greenport hereby adopts lead agency status for purposes of SEQRA with regard to actions regarding the Mitchell Park Marina Electrical Upgrade improvements, including the issuance of a bond, award of a grant and upgrading of the electrical system, determining that the project is an unlisted action for purposes of SEQRA, further determining that the action will not have a significant negative impact on one or more aspects of the environment, and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

**RESOLUTION # 2-2013-12**

RESOLUTION adopting the attached bond resolution authorizing the Village of Greenport to incur indebtedness in a maximum amount of \$400,000.00 for the Mitchell Park Marina Electrical Upgrade improvements, with the expectation that some of these costs will be paid via increased revenues.

**RESOLUTION # 2-2013-13**

RESOLUTION directing Village Clerk Pirillo to advertise the open employment position of full-time Laborer in the Road Department, at a pay rate of \$13.00 per hour.

**RESOLUTION # 2-2013-14**

RESOLUTION approving the Public Assembly Permit Application as submitted by Northeast Stage for the use of Mitchell Park from 6 p.m. – 10 p.m. on August 9th, 10th, and 11th, 2013 for the annual Shakespeare in the Park performances, and on August 6th, 7th, and 8th, 2013 for the corresponding rehearsals.

**RESOLUTION # 2-2013-15**

RESOLUTION allowing Clerk Pirillo and Deputy Clerk Odon to attend the "Voting Machine Training School" in Yaphank, New York on March 14, 2013, at no cost to the Village, with the exception of any applicable travel expenses.

**RESOLUTION # 2-2013-16**

RESOLUTION approving the removal of downed trees in Greenhill Cemetery at a projected cost of approximately \$2,500.00, to be expensed from Fund Balance, which is expected to be reimbursed from FEMA.

**RESOLUTION # 2-2013-17**

RESOLUTION authorizing Village Administrator Abatelli to solicit bids for sidewalk and curb repairs, and directing Village Clerk Pirillo to notice the bid accordingly.

**RESOLUTION # 2-2013-18**

RESOLUTION adopting the attached SEQRA resolution regarding the proposed Local law of 2013 amending Chapter 136 - Water - of the Greenport Village Code, adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

**RESOLUTION # 2-2013-19**

RESOLUTION adopting the proposed Local Law of 2013 as attached amending Chapter 136 – Water - of the Greenport Village Code, regarding Cross Connection and Backflow Prevention.

**RESOLUTION # 2-2013-20**

RESOLUTION adopting the proposed Local Law of 2013 as attached amending Chapter 132 - Vehicles and Traffic - of the Greenport Village Code to add sections 132-23A ( C ), 132-23B ( C ), and 132-37 ( C ) regarding Penalties for Non-Payment of Parking Fines.

**RESOLUTION # 2-2013-21**

RESOLUTION approving all checks per the Voucher Summary Report dated February 21, 2013; in the total amount of \$727,269.27 consisting of:

- All regular checks in the amount of \$347,529.35
- All prepaid checks in the amount of \$156,373.46, and
- All wire transfers in the amount of \$223,366.46

**RESOLUTION # 2-2013-22**

RESOLUTION adjourning the February, 2013 regular meeting of the Board of Trustees of the Village of Greenport.

# VILLAGE OF GREENPORT

## Budget Adjustment Form

Year:	2013	Period:	2	Trans Type:	B1 - Transfer	Status:	Batch	
Trans No:	710	Trans Date:	02/11/2013	User Ref:	ROBERT			
Requested:	W MANWARING	Approved:		Created by:	ROBERT		02/11/2013	
Description:							Account # Order:	No
						Print Parent Account:	No	

Account No.	Account Description	Amount
A.3410.450	FIRE.MISC EXPENSE..	-3,000.00
A.3410.412	FIRE.REPAIR & MAINT - BUILD..	3,000.00
<b>Total Amount:</b>		0.00

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING  
ADOPTION OF A LOCAL LAW OF 2013  
AMENDING CHAPTER 136 OF THE  
GREENPORT VILLAGE CODE WATER  
TO ADOPT REGULATIONS FOR CROSS CONNECTION AND  
BACKFLOW PREVENTION

WHEREAS the Board of Trustees of the Village of Greenport are considering a proposed local law of 2013 amending Chapter 136 Water of the Greenport Village Code to adopt regulations for Cross Connection and Backflow Prevention; and

WHEREAS the Board of Trustees of the Village of Greenport has reviewed the proposed local laws for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees hereby adopts Lead Agency status for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees hereby determines that this adoption of the local law is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees hereby determines that the adoption of the local law;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will 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 habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant or two or more related actions each of which is not significant but when reviewed together are significant, and;

Will not have a significant negative impact on the environment in the action, and hat it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion of \_\_\_\_\_ seconded by \_\_\_\_\_,

Who moved this Resolution to adoption. The resolution is carried upon roll call as follows:

Trustee Hubbard - \_\_\_\_\_

Trustee Kempner - \_\_\_\_\_

Trustee Murray \_\_\_\_\_

Trustee Phillips \_\_\_\_\_

Mayor Nyce: \_\_\_\_\_



February 13, 2013

LOCAL LAW NO. OF THE YEAR 2013  
A LOCAL LAW AMENDING CHAPTER 136 WATER OF THE  
GREENPORT VILLAGE CODE  
TO ADOPT REGULATIONS FOR CROSS CONNECTION AND  
BACKFLOW PREVENTION

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 Amendment of Chapter 136
- 3.0 Severability
- 1.1 Title.

This Local Law shall be entitled "Local Law of 2013 Amending Chapter 136,  
Water, of the Greenport Village Code to Codify Regulations for Cross Connection and  
Backflow Prevention.

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 2013, a Local Law of the Village of

February 13, 2013

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 ensure a safe water supply for the Village of Greenport, to codify regulations related to cross connection and backflow prevention, and to meet the requirements of the New York State Department of Health and the Suffolk County Department of Health Services.

2.0 General Provisions.

2.1 Chapter 136 of the Greenport Village Code, Water, is hereby amended to add the following sections.

“136-4 Cross Connection Control

136-4.1 Cross connection will be one of complete containment by having the customer install a backflow prevention device as determined by degree of hazard under the guidelines of New York State Sanitary Section 5-1.31 or as required by this Chapter.

136-4.2 All new commercial buildings and waterfront commercial docks supplying water to docking or mooring vessels will be required to install a reduced pressure zone (RPZ) device.

136-4.3 All new fire line services will require a backflow prevention device based upon the American Water Works Association (AWWA) Manual No. M-14 and the

February 13, 2013

New York State Department of Health Public Water Supply Guide for Cross-Connection Control dated January, 1981.

136-4.4. Retrofit commercial accounts will require the installation of either a reduced pressure zone assembly (RPZ) or double check valve (DCV), based upon degree of hazard determined by the Village of Greenport or a licensed design professional in coordination with the New York State Department of Health and the Suffolk County Department of Health Services.

136-4.5 Retrofit commercial accounts determined as hazardous by a Cross Connection survey will be required to have a dual check valve installed at the meter.

136-4.6 Residential accounts that are determined by the Village of Greenport to have a high degree of hazard will be required to install a RPZ device. Residential accounts with a high degree of hazard may include, but are not necessarily limited to, residential accounts with private well(s) connected to the house, with chemicals in the sprinkler systems, or with geo-thermal systems and waterfront docks and bulkheads supplying water to docking or mooring vessels, that are connected to the Greenport Village water system.

136-4.7 Residential accounts with new construction that have low or no degree of hazard will be required to have a dual check valve installed at the meter.

136-4.8 The Village of Greenport may permit domestic RPZ devices to be installed in a building provided the length of the service line run does not exceed 125'. Where it is not feasible to install the RPZ device inside the building, the RPZ device will be installed at or near the property line in a heated enclosure, or freeze proof, or above

February 13, 2013

ground vault. The owner must sign a letter of compliance attesting to the fact that no connections will be permitted between the meter and the RPZ.

136-4.9 Only devices deemed acceptable by the New York State Health Department will be acceptable. Plans and installations must conform to New York State Department of Health guidelines. Failed installation inspections that are required by this Chapter will necessitate a charge to be billed to the customer's water account based on the size of the service line as follows:

\$ 50 for up to and including 1.0''

\$ 75 for up to an including 1.5''

\$ 100 for up to an including 2.0 ''

\$ 125 for up to and including 2.5''

\$ 150 for up to and including 3.0 ''

\$ 200 for up to and including 4.0 ''

\$ 300 for up to and including 5.0''

136-4.10 Devices that are required by this Chapter are to be tested annually at the customer's expense. The results of the test in each case shall be forwarded to the Village of Greenport on New York State form 1013. All tests must be performed by a New York State Department of Health certified backflow prevention device tester. Should the customer not have the test performed and the results provided to the Village of Greenport within 60 days of the end of the customer's annual time period, the Village of Greenport on 30 days written notice to the customer and the customer's continued failure to comply for that 30 day period, will either test the device or issue the account to a third party tester to perform the test. In the event that the Village of Greenport or a

February 13, 2013

third party tester performs the test, the Village of Greenport shall then add a charge to the customer's account for the cost to the Village of Greenport in performing the test, or the applicable cost of the tester, plus an administrative charge of 25% of that cost.

136-4.11 Large primary RPZ devices shall be installed behind each master meter of new and existing master metered residential communities unless the customer provides a survey of their existing facility that is done by a professional licensed engineer or plumber to enable the Village of Greenport to detect areas that would require the installation of an RPZ/DCV device. In the event that the customer fails to provide such a survey, the Village of Greenport may at its option perform the survey or have a licensed professional engineer perform the survey, at the cost and expense of the customer. The purpose behind installing these smaller devices is two-fold, protecting the customer internally from these concerns, as well as not compromising fire protection. Smaller devices shall be installed at sewage treatment/lift stations, pool/clubhouses, commercial boiler feeds, cooling towers, maintenance buildings, slop sinks, as well as extensive irrigation systems. In the event that the Village of Greenport obtains the survey, a charge will be added to the customer's account for the actual cost of the survey plus an administrative fee of not less than twenty-five percent of that cost, which in no event will be less than five hundred dollars (\$500).

136-4.12 In the event that there are private hydrants on the site of a master metered residential community, the customer at the request of the Village shall sign a Hydrant Maintenance Agreement under which all hydrants are turned over to the Village of Greenport, to allow the Village to flow test and maintain the hydrants annually at the cost of the customer.

February 13, 2013

136-4.13 In the event that a customer that is a master metered residential community does not want to comply with this local law, a Primary RPZ installation will be required directly behind each master meter.

136-4.14 The installation of all devices required by this Chapter will be completed by a licensed plumber or other qualified contractor.

136-4.15 Cross Connection Control Fire Protection Systems shall be protected in accordance with the American Water Works Association (AWWA) Manual No. M-14 and the New York State Department of Health Public Water Supply Guide for Cross-Connection Control dated January, 1981.

136-4.16 Each customer is required to provide the Village of Greenport with the access that is necessary for the testing and inspection of the equipment.

136-4.17 Fines and Penalties.

A. The fine for the first violation of this Chapter or the first violation of this Chapter within a twelve month period shall be not more than \$250.

B. The fine for the second violation of this Chapter that is incurred within a twelve month period shall be not more than \$500.

C. The fine for the third violation of this Chapter that is incurred within a twelve month period shall be not more than \$1,000.

D. Each and every day that a violation exists shall constitute a separate violation of this Chapter.

E. The Village of Greenport may, at the election of the Board of Trustees, commence a civil proceeding including but not limited to an application for injunctive or other relief to, enjoin, stop or prevent a violation of this chapter. In the event that the

February 13, 2013

Village of Greenport should elect or should be required to commence a civil proceeding against an owner or tenant of the premises under this Chapter, the defendant or defendants in such case shall be liable to the Village of Greenport for all legal and other costs incurred, which shall be recoverable by the Village of Greenport as a money judgment in that proceeding or in another proceeding commenced by the Village of Greenport for that purpose. “

### 3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING  
BIDDING AND CONTRACT FOR ELECTRICAL  
UPGRADE OF MITCHELL PARK MARINA

WHEREAS the Board of Trustees of the Village of Greenport proposes to publish a public bid and then contract for an upgrade of the electrical system at Mitchell Park Marina; and

WHEREAS the Board of Trustees of the Village of Greenport has reviewed the bid documents, proposed contract and scope of the work to be done for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees hereby adopts Lead Agency status for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees hereby determines that this issuance of the bid documents, awarding and entering of a contract and completion of the electrical upgrade work at Mitchell Park Marina is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees hereby determines that the issuance of the bid documents, awarding and entering of a contract and completion of the electrical upgrade work at the Mitchell park Marina;;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will 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 habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant or two or more related actions each of which is not significant but when reviewed together are significant, and;

Will not have a significant negative impact on the environment in the action, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion of \_\_\_\_\_ seconded by \_\_\_\_\_,

Who moved this Resolution to adoption. The resolution is carried upon roll call as follows:

Trustee Hubbard - \_\_\_\_\_

Trustee Kempner - \_\_\_\_\_

Trustee Murray \_\_\_\_\_

Trustee Phillips \_\_\_\_\_

Mayor Nyce: \_\_\_\_\_

BOND RESOLUTION OF THE VILLAGE OF GREENPORT,  
NEW YORK, ADOPTED FEBRUARY 25, 2013,  
AUTHORIZING THE CONSTRUCTION OF ELECTRICAL  
UPGRADES AND IMPROVEMENTS AT THE MITCHELL  
PARK MARINA, STATING THE ESTIMATED MAXIMUM  
COST THEREOF IS \$400,000, APPROPRIATING SAID  
AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE  
ISSUANCE OF \$400,000 SERIAL BONDS OF SAID VILLAGE  
TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF GREENPORT, IN THE  
COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Greenport, in the County of Suffolk, New York (herein  
called the "Village"), is hereby authorized to construct electrical upgrades and improvements at  
the Mitchell Park marina. The estimated maximum cost thereof, including preliminary costs and  
costs incidental thereto and the financing thereof, is \$400,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of \$400,000 serial  
bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the  
taxable real property in the Village to pay the principal of said bonds and the interest thereon as  
the same shall become due and payable. It is expected that grant funds shall be received to pay a  
part of such cost. Any grant funds received from the State of New York or any other source are  
authorized to be used to pay all or part of the cost of the project described herein or to pay debt  
service on any bonds or notes issued pursuant to this resolution.

Section 2. Serial bonds of the Village in the principal amount of \$400,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said

bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Suffolk Times*," a newspaper having general circulation in the Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

January 13, 2013

LOCAL LAW NO. OF THE YEAR 2013  
AMENDING CHAPTER 132 OF THE GREENPORT VILLAGE CODE  
TO ADD SECTIONS 132-23A(C), 132-23B(C) AND 132-37C OF THE  
GREENPORT VILLAGE CODE  
REGARDING PENALTIES FOR NONPAYMENT OF PARKING FINES

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 Section 132-23A(C)
  - 2.2 Section 132-23B(C)
  - 2.3 Section 132-37C
- 3.0 Severability
- 1.1 Title.

This Local Law shall be entitled “Local Law of 2013 Amending Chapter 132 of the Greenport Village Code Fines for Parking to Create Sections 132-23A(C), 132-23B (C) and 132-27C of the Greenport Village Code Regarding Penalties for Nonpayment of Parking Fines.”

- 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 2013, 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 with in 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 provide efficient administration of parking offenses in the Village of Greenport.

2.0 General Provisions.

2.1 Section 132-23A(C) of the Greenport Village Code shall be created to read as follows:

“132-23A C.

1. In the event that the fine due for a violation of this Section 132-23A is not paid within 30 days of the date of the issuance of the ticket for the violation there shall be a fine of \$100 imposed on the original amount of the fine for the violation ticket.

2. In the event that the fine due for a violation of this Section 132-23A is not paid within 60 days of the date of the issuance of the ticket for the violation there shall be penalty of \$200 imposed on the original amount of the fine for the violation ticket.

3. In the event that the fine due for a violation of this Section 132-23A is not

paid within 90 days of the date of the issuance of the ticket for the violation there shall be a penalty of \$ 300 imposed on the original amount of the fine for the violation ticket.

2.2 Section 132-23B (C) of the Greenport Village Code shall be created to read as follows:

“132-23B (C).

1. In the event that the fine due for a violation of this Chapter is not paid within 30 days of the date of the issuance of the ticket for the violation there shall be a penalty of \$100 imposed on the original amount of the fine for the violation ticket.

2. In the event that the fine due for a violation of this Chapter is not paid within 60 days of the date of the issuance of the ticket for the violation there shall be penalty of \$200 imposed on the original amount of the fine for the violation ticket.

3. In the event that the fine due for a violation of this Chapter is not paid within 90 days of the date of the issuance of the ticket for the violation there shall be a penalty of \$300 imposed on the original amount of the fine for the violation ticket.

2.3 Section 132-37 (C) of the Greenport Village Code shall be created to read as follows

“132-37 C.

1. In the event that the fine due for a violation of this Chapter is not paid within 30 days of the date of the issuance of the ticket for the violation there shall be a penalty of \$50 imposed on the original amount of the fine for the violation ticket.

2. In the event that the fine due for a violation of this Chapter is not paid within 60 days of the date of the issuance of the ticket for the violation there shall be penalty of \$100 imposed on the original amount of the fine for the violation ticket.



3. In the event that the fine due for a violation of this Chapter is not paid within 90 days of the date of the issuance of the ticket for the violation there shall be a penalty of \$150 imposed on the original amount of the fine for the violation ticket.

### 3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.