



236 Third Street
Greenport NY
11944

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MAYOR
DAVID NYCE
Ext. 215

TRUSTEES
GEORGE HUBBARD
JR.
DEPUTY MAYOR

DAVID MURRAY
MARY BESS PHILLIPS

JULIA ROBINS

VILLAGE
ADMINISTRATOR
PAUL J. PALLAS, P.E.
Ext. 219

CLERK
SYLVIA LAZZARI
PIRILLO, RMC
Ext. 206

TREASURER
ROBERT BRANDT
Ext. 217

February 23, 2015 at 6:00 PM

Third Street

Firehouse

Greenport, NY 11944

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

- Harry J. Baglivi
- Barbara O. Cameron
- Joan Gay Kent
- Carol E. Kirkpatrick Spooner

ANNOUNCEMENTS

- The Tree Committee is proud to announce that the Village of Greenport has received its 11th designation as a "Tree City"!

PUBLIC INTEREST

- The annual Village tax lien sale will be held on March 10th at 10 a.m. in Village Hall.

ELECTION 2015

- A Village election will be held on March 18, 2015 to fill the positions of Mayor and two Trustees.
- There will be two Village Voter Registration Days – March 5th from 8:30 a.m. – 5:00 p.m. and March 7th from 11:00 a.m. – 5:00 p.m.
- The Clerk's Office is accepting absentee ballot applications for the March 18, 2015 election. Kindly note that the applications are returnable to the Clerk's Office, and not the Board of Elections.

LIQUOR LICENSE APPLICATION

- Deep Water Bar and Grill, 47 Front Street

PUBLIC HEARINGS

- Brewer Yacht Yard Wetlands Permit Application
- Proposed Local Law regarding the creation of Chapter 63 – Filming – of the Village of Greenport Code

CONTINUATION OF PUBLIC COMMENT PERIOD

- Airbnb's and short-term rentals

PUBLIC TO ADDRESS THE BOARD

REGULAR AGENDA

CALL TO ORDER**RESOLUTIONS****RESOLUTION # 02-2015-1**

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

RESOLUTION # 02-2015-2

RESOLUTION adopting the February 2015 agenda as printed.

RESOLUTION # 02-2015-3

RESOLUTION ratifying the following two resolutions as approved by the Village of Greenport Board of Trustees at the work session meeting held on February 17, 2015; concerning the Sanitary Sewer Agreement between the Village of Greenport and Peconic Landing:

1. RESOLUTION adopting Lead Agency status for the Village of Greenport, typing the action as an unlisted action, and determining that the approval of the agreement will not have a significant negative impact on one or more aspects of the environment, and
2. RESOLUTION authorizing the execution of the agreement between Peconic Landing and the Village of Greenport for the sewer hookups, as per the agreement drawn up by the Village Attorney and Peconic Landing's Attorney.

FIRE DEPARTMENT**RESOLUTION # 02-2015-4**

RESOLUTION authorizing the Village of Greenport Fire Department to temporarily store a 40-foot container at the Village of Greenport property on Moore's Lane known as Malarkey lodge, with no charge to the Village.

VILLAGE ADMINISTRATOR**RESOLUTION # 02-2015-5**

RESOLUTION amending Resolution # 01-2015-5 as approved at the January 26, 2015 regular meeting of the Board of Trustees, to correct the effective date of the hourly rate increase for Adam Hubbard to be retroactive to January 28, 2015; instead of February 28, 2015.

RESOLUTION # 02-2015-6

RESOLUTION authorizing Village Administrator Pallas to attend the NYAPP Annual Lobby Day Event from February 25, 2015 through February 26, 2015. There is no cost for participation in this event. The lodging cost not to exceed \$200.00, and all corresponding meal and travel costs, will be expensed from account E.0784.000 (Regulatory Commission Expense).

TREASURER**RESOLUTION # 02-2015-7**

RESOLUTION authorizing Treasurer Brandt to execute the contractual agreement between Munistat Services Inc. and the Village of Greenport with respect to the Annual Information Statement as required by the U.S. Security and Exchange Commission.

VILLAGE CLERK**RESOLUTION # 02-2015-8**

RESOLUTION approving the Public Assembly Permit Application as submitted by Northeast Stage for the use of a portion of Mitchell Park for the annual "Shakespeare in the Park" performance beginning at 5 p.m. from August 7, 2015 through August 9, 2015; with set-up on August 4, 2015 and rehearsal on either August 5, 2015 or August 6, 2015.

RESOLUTION # 02-2015-9

RESOLUTION approving the Public Assembly Permit Application as submitted by the East End Seaport Museum for the use of various Village streets and facilities, including Mitchell Park, from 9:00 a.m. through 5:00 p.m. from September 25, 2015 through September 27, 2015 for the annual Maritime Festival.

RESOLUTION # 02-2015-10

RESOLUTION authorizing the suspension of the open container law of the Village of Greenport, per Sections 35-3B and 35-3C of the Greenport Village Code, for the Festival parameters of the East End Seaport Museum Maritime Festival, from 9:00 a.m. to 5:00 p.m. on September 26, 2015 and September 27, 2015; per the Public Assembly Permit Application as submitted.

RESOLUTION # 02-2015-11

RESOLUTION scheduling a public hearing for March 23, 2015 at 6:00 pm at the Third Street firehouse, and directing Clerk Pirillo to notice accordingly, the Wetlands Permit Application as submitted by En-Consultants on behalf of Oyster Point Condominium, 160 Fifth Street, Greenport, New York, 11944; to construct:

Approximately 339 linear feet of fiberglass jetty in place of existing timber jetty; construct approximately 106 linear feet of vinyl bulkhead in place of (and 6" higher than) existing timber bulkhead; construct approximately 264 linear feet of vinyl bulkhead within 18" of (and 6" higher than) existing timber bulkhead; and incidentally dredge specified area within 10' of bulkhead to a maximum depth of -4' MLLW, using approximately 15 cy of resultant sand/silt spoil as backfill together with any recovered material incidentally lost to basin sides (i.e., north and west sides) of jetty during jetty replacement and up to 100 cy of clean sand to be trucked in from an

approved upland source, all as depicted on the project plan prepared by En-Consultants, dated October 21, 2014.

RESOLUTION # 02-2015-12

RESOLUTION directing the Conservation Advisory Council to review the Wetlands Permit Application submitted by En-Consultants on behalf of Oyster Point Condominium, and to provide the corresponding report on same to the Village of Greenport Board of Trustees by March 9, 2015.

RESOLUTION # 02-2015-13

RESOLUTION approving the use of the Polo Grounds at Moores Lane from 4 p.m. through 10 p.m. on August 6, 2015 and August 7, 2015 for the annual Circus Fundraiser benefiting the Fire Safety and Fire Police divisions of the Greenport Fire Department.

BOARD OF TRUSTEES

RESOLUTION # 02-2015-15

RESOLUTION scheduling a public hearing for March 23, 2015 at 6:00 pm at the Third Street Firehouse, and directing Clerk Pirillo to notice accordingly, for proposed rules and regulations concerning Public Assembly Permits in Mitchell Park.

RESOLUTION # 02-2015-16

RESOLUTION approving the attendance of Trustee Robins at the NYAPP Annual Conference in Saratoga Springs, New York from April 7, 2015 through April 9, 2015; at a conference cost of \$225.00 and a room rate-inclusive of meals of \$375.00 total. The conference fee, lodging costs and all applicable travel costs are to be expensed from account E.0785.210 (Employee Training).

RESOLUTION # 02-2015-17

RESOLUTION adopting the attached SEQRA resolution adopting lead agency status and determining that the approval of the wetlands permit application of Brewer Yacht Yard at Greenport, Inc. 140 Manhasset Avenue, Greenport, New York, 11944 is an unlisted action for purposes of SEQRA, and further determining that the approval of the wetlands permit application will not have a significant negative impact on one or more aspects of the environment and adopting a conditional negative declaration for purposes of SEQRA, as stated in the attached SEQRA resolution.

RESOLUTION # 02-2015-18

RESOLUTION approving the Wetlands Permit Application as submitted by Brewer Yacht Yard of 140 Manhasset Avenue, Greenport, New York, 11944 for the replacement of +/- 205 linear feet of timber bulkhead with vinyl bulkhead raised +/- 18" to match the existing adjacent bulkhead grade, and to demolish the existing restroom building to facilitate bulkhead installation and re-construct with no change to floor area, with roof run-off to be diverted to the proposed drywell, and for the replacement of the existing 205 linear feet of the 3' - 8' fixed dock along the bulkhead in kind, and noting that all lumber will be untreated, per the public hearing as held on February 23, 2015. Approval of this Wetlands Permit Application is contingent upon the installation of a permanent pump-out station, in addition to the availability of a pump-out boat, per the recommendation of the Village of Greenport Conservation Advisory Council.

VOUCHER SUMMARY**RESOLUTION # 02-2015-19**

RESOLUTION approving all checks per the Voucher Summary Report dated February 20, 2015, in the total amount of \$ 476,980.22 consisting of:

- o All regular checks in the amount of \$ 379,174.89, and
- o All prepaid checks (including wire transfers) in the amount of \$ 97,805.33.

BOARD OF TRUSTEES
VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING WETLANDS PERMIT APPLICATION
OF BREWER YACHT YARD

WHEREAS an application for a wetlands permit approval was filed by Brewer Yacht Yard an application with the Board of Trustees of the Village of Greenport; and

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Village of Greenport with respect to the wetlands permit application and the Board of Trustees of the Village of Greenport with regard to SEQRA, and completed a short form EAF for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the consideration and approval of the wetlands permit application and it is further

RESOLVED that the Board of Trustees hereby determines that the approval of the wetlands permit application is an Unlisted Action for purposes of SEQRA; it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the approval of the wetlands permit application;

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; two or more related actions each of which is not significant but when reviewed together are significant; all of the above provided that certain conditions are met as follows:

The applicant must install a permanent pump-out station, in addition to the availability of a pump-out boat.

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

Upon motion by Trustee

Seconded by Trustee

this resolution is carried as follows:

Dated: February 23, 2015