



Regular Meeting of May 18, 2020

1:00 PM

Monday, May 18, 2020

1:00 PM

Town Hall - Town Board Room

I. Call to Order

1:00 PM Meeting called to order on May 18, 2020 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY. *(Via Videoconference)*

II. Pledge of Allegiance

III. Roll Call

Attendee Name	Present	Absent	Late	Arrived
President Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Secretary Treasurer Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Trustee Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

IV. Next Trustee Meeting

Combined Regular Meeting/Work Session – 6/1/20 at 1:00 p.m. *(5/27/20 Work Session Cancelled)*

V. Communications ***Letters***

Village of Sag Harbor ZBA - Notice of Public Hearing on 5/19/20 at 5:30 p.m. (via videoconference) re: the Application of Landau and Wilson, 44 John Street, Sag Harbor, New York for the construction of a swimming pool variance, etc.

VI. Discussions

1. Discussion with Dr. Christopher Gobler regarding Bi-Valve Populations in Sagg Pond (Welker)
2. Discussion with Mary Ann Eddy, Chairwoman, Sag Harbor Harbor Committee regarding Sag Harbor Water Quality monitoring (Welker)

VII. Public Hearings

1. **Public Hearing Regarding Steven Malkenson, 72 Far Pond Road, Shinnecock Hills, New York (SCTM No. 0900-272-1-21.5) Body of Water: Shinnecock Bay**

Adjourned 11/18/2019 1:00 PM, 1/27/2020 1:00 PM, 3/16/2020 1:00 PM, 4/13/2020 1:00 PM, 4/20/2020 1:00 PM

✓ Vote Record - Motion					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. Public Portion

IX. Applications for Permits

Board of Trustees hereby waive a public hearing on the following applications because it has been determined that the following projects do not raise a significant degree of public interest or public input is not needed to aid in the decision making process

Eric Shultz

Trustees Resolution 2020-87

Category: General Permit - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders
Applicant: Agena Rigdon, DKR Shores Inc, P.O. Box 488, Hampton Bays, New York 11960

Application of Stuart Moskowitz, 26 Ring Neck Road, Remsenburg, New York (SCTM No. 0900-381-03-44) Body of Water: Speonk River Off Moriches Bay

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **STUART MOSKOWITZ** to reconstruct 660’ of Navy bulkhead in place of existing/same height; to truck in approximately 75 C.Y. clean fill from upland source; to reconstruct in place 546 S.F. untreated walk/decking; to comply a 10’ vegetative/non-turf buffer upon completion of bulkhead reconstruction; all material to be untreated for the premises located at **26 Ring Neck Road, Remsenburg, New York (SCTM No. 0900-381-03-44)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-87						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Ann Welker

Trustees Resolution 2020-88

Category: General Permit - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders
Applicant: Surfside Environmental Planning, Inc., Daphne Vaughn, P.O. Box 2902, Southampton, New York 11969

Renewal Application (First) of Second Story LLC, Permit No. GP000065, 2 Sea Gull Hill Road, Village of North Haven, New York (SCTM No. 0901-6-1-15) Body of Water: Poles Creek

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL PERMIT (FIRST) OF SECOND STORY LLC, PERMIT NO. GP000065** originally issued on April 23, 2019 and subsequently modified on November 20, 2019 for the construction of a 4' X 77' fixed dock supported by eighteen (18) 4" pilings; a 4' X 6' ramp attached on the landward end of aforesaid dock; a 6' X 6' fixed platform supported by four (4) 4" pilings leading to 4' X 3' steps to grade for shoreline access attached on the seaward end; all portions of the structure proposed over vegetated wetlands will be elevated to 48" above MHW to the bottom of the stringers; all planking will be comprised of 60% open-grate decking material; all timber/wood to be used will be untreated tropical hardwood; and all fasteners are to be hot-dipped and galvanized for the premises located at **2 Sea Gull Hill Road, Village of North Haven, New York (SCTM No. 0901-6-1-15)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Village Code of the Village of North Haven.

✓ Vote Record - Trustees 2020-TRUS-88						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-89

Category: General Permit - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders
Applicant: Costello Marine Contracting Corp., Jane P. Costello, P.O. Box 2124, Greenport, New York 11944

Renewal Application (First) of 326 Cobb Road LLC, Permit No. GP000073, 326 Cobb Road, Water Mill, New York (SCTM No. 0900-114-2-34.4) Body of Water: Mill Creek

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL PERMIT (FIRST) OF 326 COBB ROAD LLC, PERMIT NO. GP000073** originally issued on May 9, 2019 for the construction of a 4' x 20' extension to offshore end of existing fixed dock; the installation of a 3' x 16' seasonal aluminum ramp onto a 6' x 20' seasonal floating dock secured by two (2) 4" x 4" anchoring posts for the premises located at **326 Cobb Road, Water Mill, New York (SCTM No. 0900-114-2-34.4)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-89						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-90

Category: General Permit - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders
Applicant: Susanna Herrmann, En-Consultants, 1319 North Sea Road, Southampton, NY 11968

Application of RH & AP LLC, 60 Cobb Isle Road, Water Mill, New York (SCTM No. 0900-160-3-15) Body of Water: Meyers Creek

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **RH & AP LLC** to construct a 4' x 8' catwalk with 60% open decking, supported by 6" support piles; a 3' x 12' seasonal ramp; a 6' x 20' seasonal float supported by (2) 8" diameter piles and a kayak rack consisting of (2) 6" x 6" timber arms; all wood to be non-treated; all as shown on a plan by En-Consultants dated March 10, 2020 for the premises located at **60 Cobb Isle Road, Water Mill, New York (SCTM No. 0900-160-3-15)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-90						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed	Eric Shultz	<input type="checkbox"/>				
<input type="checkbox"/> Reschedule	Ann Welker	<input type="checkbox"/>				
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>				
<input type="checkbox"/> Acknowledged Signature	William Pell IV	<input type="checkbox"/>				
<input type="checkbox"/> Adopted as Amended	Scott M. Horowitz	<input type="checkbox"/>				
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

Edward J. Warner Jr.

Trustees Resolution 2020-91

Category: Bulkhead
Sponsors: Edward J. Warner, Jr.
Department: Trustees
Applicant: L.K. McLean Associates, P.C. 437 South Country Road, Brookhaven NY 11719

Application of Town of Southampton, 333 Beach Road, Hampton Bays, New York (SCTM No. 0900-364-1-2) Body of Water: Shinnecock Bay

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **TOWN OF SOUTHAMPTON**. This project includes the replacement of the entire bulkhead and other improvements to the Shinnecock Commercial Fishing Dock located in Hampton Bays in the Town of Southampton. The facility is critical to the Commercial Fishing Industry as it provides docking for approximately 18 large vessels.

It is proposed to remove the existing timber bulkhead in its entirety and construct a new

146 feet long composite bulkhead along the west side of the pier, a 216 feet long composite bulkhead along the east side and a 27 feet long epoxy coated cantilevered steel bulkhead directly south of the pier. The existing bulkhead is deteriorated and in need of replacement. Additionally, due to "prop wash" from the fishing vessels, some of the sheets require longer lengths in deeper areas of the marina. The proposed bulkhead will consist of three different sections, as explained in the following table:

Bulkhead section	Section Length	Sheet Material	Sheeting Height (Ft)
A-A	253.3	UC-50 composite	26
B-B	26.52	PZ35 A572 Grade 50	35
C-C	107.59	UC-50 composite	32

(See General Plan for section locations)

The existing bulkhead will be removed and legally disposed of at an NYSDEC approved upland source. The top of the new bulkhead is proposed to be installed at elevation 6.20± NAVD88, which is the elevation of the existing bulkhead. The face of the proposed UC-50 composite sheeting (section A-A and C-C) will match the face of existing bulkhead (in-place replacement). The new bulkhead will also include 8"x8" greenheart wales, 3"x8" greenheart rear wale, 3"x10" greenheart top cap and 26' long galvanized steel tie rods. New 10" (2) 25 feet long Greenheart fender piles (52) will be installed seaward of the new bulkhead. The existing concrete deadman anchorage system will be re-located where shown on the plan. Greenheart pin piles (10' long) will be added to the anchor system at 6' on center. Additionally, 6' long Linerite fender board system will be added to the fender piles, at locations where shown on the plan to protect the piles from boat impacts.

The proposed bulkhead at the pier (section B-B) consists of epoxy coated steel sheeting and it will be installed directly behind the existing timber sheeting, matching the existing elevation of the decking. It will also include 8"x8" greenheart wales, 3"x8" greenheart rear wale and 3"x10" greenheart top cap. The existing timber wale and tie rod will be removed for the proposed sheeting installation.

It is proposed to replace lost soil landward of the bulkhead with select fill from an approved upland source. As a result of the proposed bulkhead work and upgrades to the anchorage system, an area of approximately 9,353 SF of full depth pavement restoration has been included in the plans.

Other improvements within the scope of the project include:

- Two aluminum marine ladders are proposed to be installed atop the bulkhead to provide emergency and maintenance access to the seaward area.
- Replacing 11 power pedestals and corresponding utilities for each boat slip,
- Replacing the existing meter bank and upgrade it to an 800 AMP service,
- Clean and re-grading the existing recharge basin located on the east side of the property.
- Installation of a 6' tall chain link fence around the recharge basin perimeter (560 LF).

This project approximately 4,815 SF at the Shinnecock Commercial Fishing Dock to provide adequate depth for navigation. Approximately 215 CY of material will be excavated and dried on adjacent land where shown on the plan. All debris and dry spoil from the site shall be removed and legally disposed on an approved NYSDEC upland disposal area. A clam shell bucket shall be used on either a barge mounted crane and/or land mounted crane to perform the dredging/excavation operation.

A turbidity curtain will be installed, to enclose the dredging area shown on the plan.

for the premises located at **333 Beach Road, Hampton Bays, New York (SCTM No. 0900-364-1-2)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-91						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
		Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2020-92

Category: General Permit - Trustees
Sponsors: Edward J. Warner, Jr.
Department: Trustees of the Freeholders
Applicant: Peconic Environmental Associates, Inc., 21 South Main Street, Southampton, New York 11968

Application of Shinnecock Fish Packers, Inc., 361 Beach Road, Hampton Bays, New York (SCTM No. 900-364-1-3) Body of Water: Shinnecock Bay

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **SHINNECOCK FISH PACKERS, INC.** for the replacement of the existing deteriorating timber and steel bulkhead with approximately 442 linear feet of steel bulkhead at the same height as the existing bulkhead; and no treated materials will be used or re-used; work previously authorized by Permit No. BLK00137 issued May 18, 2018 for the premises located at **361 Beach Road, Hampton Bays, New York (SCTM No. 0900-364-1-3)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-92						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-93

Category: General Permit - Trustees
Sponsors: Edward J. Warner, Jr.
Department: Trustees of the Freeholders
Applicant: Land Use Ecological Services, Inc., Lauren Sidor, 570 Expressway Drive South, Suite 2F, Medford, New York 11763

Application of John Kean, 111 Little Neck Road, Southampton, New York (SCTM No. 0900-272-2-22) Body of Water: Middle Pond

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **JOHN KEAN** for the removal of existing stairs and construction of a 4’ X 55’ fiberglass grating (60% open) fixed pier; a 3’ X 20’ aluminum gangway; a 6’ X 20’ seasonal float (chocked 18” above mud bottom), and five (5) 8” diameter timber mooring piles; the fixed pier also to be supported by 8” diameter timber piles and 3’ X 10’ cross bracing; additionally, 34 to install new beach access stairs on either side of the proposed dock for the premises located at **111 Little Neck Road, Southampton, New York (SCTM No. 0900-272-2-22)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Only boats no more than 18ft. in length overall may be docked at this structure.

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-93						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

William Pell IV

Trustees Resolution 2020-94

Category: General Permit - Trustees
Sponsors: William Pell IV
Department: Trustees of the Freeholders
Applicant: Surfside Environmental Planning, 225 Montauk Highway, Suite 220, Moriches, NY 11955

Application of John A Healey III, 539 Noyack Road, North Sea, New York (SCTM No. 0900-59-3-25) Body of Water: North Sea Harbor

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **JOHN A HEALEY III** for the replacement of 140 linear feet of existing timber bulkhead with new bulkhead that is approximately a maximum of 18" higher than existing with two (2) 10' returns to meet the existing wood retaining wall, using 8" x 20" greenheart deadmen, and 3/4" x 12' galvanized tie rods placed 6' on center; all wood to be untreated, fasteners, to be hot dipped galvanized; to backfill behind the bulkhead with sand and plant the area with Cape American Beach Grass (*Ammophila breviligulata*) plugs at 12-inches on center; bulkhead sheathing to be installed with vibration and wire-backed slit fence to be installed on East/West side of adjacent *S. alterniflora* during construction for the premises located at **539 Noyack Road, North Sea, New York (SCTM No. 0900-59-3-25)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-94						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed						
<input type="checkbox"/> Reschedule						
<input type="checkbox"/> Adjourned						
<input type="checkbox"/> Acknowledged Signature						
<input type="checkbox"/> Adopted as Amended						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						
	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Scott M. Horowitz

Trustees Resolution 2020-95

Category: General Permit - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders
Applicant: DKR Shores, Inc., Agena Rigdon, P.O. Box 488, Hampton Bays, New York 11946

Modification (First) of Permit No. GP000118 of The Wayne C. Waltzer Revocable Trust, 3 Duckwood Court, Hampton Bays, New York (SCTM No. 0900-172-1-14)

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **MODIFICATION (FIRST) OF THE WAYNE C. WALTZER REVOCABLE TRUST, PERMIT NO. GP000118** to modify the proposed 4' X 4' walkway landward extension to approved dock elevated 4' above grade (thru flow) decking; 4' X 4' steps or ramp at landward terminus; walk shall follow grade to allow access over the intertidal and high marsh area and be supported by 4' X 4' posts; and all material to be untreated for the premises located at **3 Duckwood Court, Hampton Bays, New York (SCTM No. 0900-172-1-14)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-95						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed	Eric Shultz	<input type="checkbox"/>				
<input type="checkbox"/> Reschedule	Ann Welker	<input type="checkbox"/>				
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>				
<input type="checkbox"/> Acknowledged Signature	William Pell IV	<input type="checkbox"/>				
<input type="checkbox"/> Adopted as Amended	Scott M. Horowitz	<input type="checkbox"/>				
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

Trustees Resolution 2020-96

Category: Bulkhead
Sponsors: Scott Horowitz
Department: Trustees
Applicant: Shoreline Bulkheading Inc., 10 Dawnwood Drive, Manorville, New York 11949

Application of Shinnecock Shores Association, South End of Marlin Road, East Quogue, New York (SCTM No. 0900-365-1-1) Body of Water: Shinnecock Bay

WHEREAS, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **SHINNECOCK SHORES ASSOCIATION** to remove and replace existing 34' groin wall in same location and same height. All timber to be greenheart tropical timbers. Sheathing to be C-Loc 9900; and all timbers to be non-treated for the premises located at **South End of Marlin Road, East Quogue, New York (SCTM No. 0900-365-1-1)**; and be it

FURTHER RESOLVED, the following conditions shall apply:

Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.

✓ Vote Record - Trustees 2020-TRUS-96						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

X. Resolutions

Trustees Resolution 2020-97

Category: Resolutions
Sponsors: Eric Shultz
Department: Trustees of the Freeholders

Authorize the Further Extension of Expiration Dates for all Trustee Permits and Licenses until June 15, 2020 Effective Immediately

WHEREAS, due to circumstances prompted by the State of Emergency declaration that was put in place by New York State related to the COVID-19 pandemic, it has become necessary to drastically reduce employee staffing and limit public access to Town facilities; and

WHEREAS, on March 23, 2020 the Trustees adopted Resolution No. 2020-71 authorizing the extension of expiration dates for all Trustee Permits and Licenses for a period of sixty (60) days until May 23, 2020; now, therefore be it

RESOLVED, that the expiration date for all permits and all licenses issued by the Southampton Town Trustees are further extended until June 15, 2020 effective this date; and be it

FURTHER RESOLVED, that Lake Agawam Daily Parking Permits will not be issued until further notice; and be it

FURTHER RESOLVED, that in accordance with the recent Executive Orders signed by Governor Cuomo, only essential services are being provided by the Town of Southampton at this time. Accordingly, the Town will respond to requests for documents under the Freedom of Information Law when the imposed operating restrictions are lifted.

✓ Vote Record - Trustees 2020-TRUS-97						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-98

Category: Budget & Finance - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders

Warrant #9 of 2020 - Trustees

RESOLVED, per the recommendation and reviewed by the Town Comptroller, the following vendor payment warrant dated be approved in the amount of:

Warrant #9 \$7,122.23

BE IT FURTHER RESOLVED, the Town Comptroller is directed to approve and execute all bank wire transfers required to fund payments associated with Warrant #9 of 2020.

✓ Vote Record - Trustees 2020-TRUS-98						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Reschedule	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Acknowledged Signature	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

Trustees Resolution 2020-99

Category: Resolutions
Sponsors: Eric Shultz
Department: Central Purchasing and Contracts Compliance

Authorize Expenditure for Stocking of Ponds and Lakes with Rainbow Trout

WHEREAS, the Trustees require stocking of Rainbow Trout at various Ponds and Lakes; and

WHEREAS, quotes have been obtained by the Trustees for the stocking of Rainbow Trout; and

WHEREAS, the quotes were reviewed by the Trustees and the Purchasing Agent, and it was determined that Cold Spring Harbor Fish Hatchery & Aquarium is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, the Trustees and the Purchasing Agent recommend awarding the stocking of Rainbow Trout at various Ponds and Lakes to Cold Spring Harbor Fish Hatchery & Aquarium at a cost of \$3.30 per Rainbow Trout; and

WHEREAS, Board of Trustees Resolution 2020-TRUS-7, requires an authorizing resolution for any expenditure in excess of \$1,000; now therefore be it

RESOLVED, the Trustees authorize payment to Cold Spring Harbor Fish Hatchery & Aquarium and that the source of funding shall be Board of Trustees - Stocking Fish G/L# SN-99-8790-00-6456-0000 in an amount not to exceed \$3,200.00.

✓ Vote Record - Trustees 2020-TRUS-99						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-100

Category: Agreements, Contracts, Leases - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders

Authorize Trustees of the Freeholders and Commonalty of the Town of Southampton President to Sign Cooperative Agreement with the Village of Sag Harbor and the Board of Trustees for the Construction and Maintenance of a Rain Garden at Round Pond

WHEREAS, the Town of Southampton ("Town") is the owner of one part of a certain land known and designated as Middle Line Highway between Suffolk Street and Round Pond; and

WHEREAS, the Village of Sag Harbor is the owner of one part of a certain land known and designated as Middle Line Highway between Suffolk Street and Round Pond; and

WHEREAS, Board of Trustees of the Freeholders and Commonalty of the Town of Southampton ("Trustees") are the owner of a bulkhead lying at the end of Middle Line Highway and Round Pond (hereinafter, "Bulkhead"); and

WHEREAS, pursuant to the New York State General Municipal Law, § 119-o, the Town of Southampton, the Village of Sag Harbor and the Trustees are authorized to enter into cooperative agreements for the performance of their respective functions, powers and duties or for the provision of services; and

WHEREAS, Round Pond is a local regulated fresh water wetland used by the local community for fishing, kayaking and enhances the natural beauty of the surrounding area; and

WHEREAS, the Trustees stock Round Pond with fish on a seasonal basis; and

WHEREAS, the Bulkhead has been continuing to deteriorate causing stormwater to travel from a large watershed into Round Pond; and

WHEREAS, all parties desire to remove the deteriorating Bulkhead and approximately 150 feet of the paved area leading to it and to stabilize the shoreline by creating a natural habitat by installing native plantings of trees, shrubs and perennials that will re-establish a natural shoreline and reduce contaminants in the storm water by way of a rain garden; and

WHEREAS, the rain garden shall be constructed under the direction of the Town and all costs shall be paid through the Community Preservation Fund Water Quality Improvement Grant; now therefore be it

RESOLVED, that the Trustees of the Freeholders and Commonalty of the Town of Southampton

hereby authorizes the President to Sign a Cooperative Agreement with the Village of Sag Harbor and the Town of Southampton for the Construction and Maintenance of a Rain Garden at Round Pond.

✓ Vote Record - Trustees 2020-TRUS-100						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-101

Category: Budget & Finance - Trustees
Sponsors: Ann E. Welker
Department: Trustees of the Freeholders

Authorize Purchase of Chains for Buoys

WHEREAS, the Board of Trustees require chains for buoys; and

WHEREAS, the Board of Trustees have obtained a quote for chain from Campbell - Republic Crane & Hoist Corp; and

WHEREAS, the Board of Trustees Resolution 2020-7, requires an authorizing resolution for any expenditure in excess of \$1,000; now therefore be it

RESOLVED, the Trustees authorize payment to Campbell - Republic Crane & Hoist Corp. and that the source of funding shall be G/L# SN-99-8790-00-6480-0000 in amounts not to exceed \$2,500.00.

✓ Vote Record - Trustees 2020-TRUS-101						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-102

Category: Budget & Finance - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders

Authorize Payment of Services to Printing House Press

WHEREAS, the Board of Trustees required specialized binding and printing for their Appellate Division briefs in the matter of *Brookhaven Baymen's Association, Inc. v. The Town of Southampton*; and

WHEREAS, Special Counsel Joseph Lombardo retained these Appellate Division Printing Services from Printing House Press; and

WHEREAS, Board of Trustees Resolution 2020-7, requires an authorizing resolution for any expenditure in excess of \$1,000; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes the payment of Appellate Division binding and printing services to Printing House Press; and be it

FURTHER RESOLVED, that the source of funding shall be Board of Trustees Legal Fees G/L# SN-99-8790-00-6430-0000 in an amount not to exceed \$1,246.90.

✓ Vote Record - Trustees 2020-TRUS-102						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2020-103

Category: Public Hearings - Trustees
Sponsors: William Pell IV
Department: Trustees of the Freeholders

Notice of Public Hearing to Consider Amending Article V §42 (Use of Trustee Docks and Basins; Commercial Fishing Basin at Road H.) of The Rules and Regulations for the Management and Products of the Waters of the Town of Southampton In Order To Exempt the Trustee-Owned Wooley Pond Dock from Requirements of Article V §42(B), and Designate it as a Trustee Residential Docking Facility, to Change the Timeframe Required for Dock Permit Display, and to Remove Old Fort Pond as a Boat Slip Location that Requires Seasonal Tie-Off Poles

BE IT HEREBY RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby directs that a public hearing shall be held on **Monday, June 1, 2020 at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against an amendment to the Rules and Regulations of for the Management and Products of the Waters of the Town of Southampton amending Article V § 42(B) and Article V §42(E)(1), exempting Trustee-owned Wooley Pond Dock, North Sea from the requirements set forth in Article V § 42(B), and designating the same as a residential docking facility pursuant to Article V §42(E)(1) for the upcoming 2020 season; Amending Article V §42(E)(2)(J) to change the timeframe for required permit display from "April 15 – November 30" to "April 15 to November 15" so the timeframe shall be consistent with the timeframe for yearly slip rentals; Amending Article V §42(E)(2)(K) removing Old Fort Pond as a seasonal slip rental location requiring seasonal tie-off poles as the same have been deemed no longer necessary at as per the Bay Constable. **BE IT ENACTED** by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton as follows:

A RESOLUTION amending Article V § 42(B) and Article V §42(E)(1), exempting Trustee-owned Wooley Pond Dock, North Sea from the requirements set forth in Article V § 42(B), and

designating the same as a residential docking facility pursuant to Article V §42(E)(1) for the upcoming 2020 season; Amending Article V §42(E)(2)(J) to change the timeframe for required permit display from "April 15 – November 30" to "April 15 to November 15" so that the timeframe shall be consistent with the timeframe for yearly slip rentals; Amending Article V §42(E)(2)(K) removing Old Fort Pond as a seasonal slip rental location requiring seasonal tie-off poles as the same have been deemed no longer necessary at as per the Bay Constable.

BE IT ENACTED by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton as follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desire to exempt Trustee-owned Wooley Pond Dock, North Sea from the requirements set forth in Article V § 42(B), and designating the same as a residential docking facility pursuant to Article V §42(E)(1) for the upcoming 2020 season; change the timeframe for required permit display from "April 15 – November 30" to "April 15 to November 15" so the timeframe shall be consistent with the timeframe for yearly slip rentals and bring uniformity and consistency to Chapter A340 Article V § 42 of the town code; and removing Old Fort Pond as a seasonal slip rental location requiring seasonal tie-off poles as the same have been deemed no longer necessary at as per the Bay Constable, in an effort to reduce unnecessary expenditure and resources while expanding service.

SECTION 2. - Amendment.

Article V of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by deleting the stricken words and adding the underlined words as follows:

ARTICLE V

Use of Trustee docks and basins; commercial fishing basin at Road H.

§ 42 Use of Trustee docks and basins; commercial fishing basin at Road H.

B. No person shall dock, tie up, moor or anchor any boat or floating structure to or within 50 feet of any dock owned, controlled or operated by the Trustees, for a period longer than two hours in any twenty-four-hour period, except for the purpose of making emergency repairs to machinery, or hull, for the purpose of rendering such boat or structure seaworthy, in order to permit the same to proceed to a place of permanent repairs. The docking period allowed for such emergency repairs shall not exceed five days. Notwithstanding the foregoing, nothing in this Subsection **B** shall apply to the following areas:

- (1) Bay Avenue basin, Eastport.
- (2) Baycrest Avenue dock, Westhampton.
- (3) Old Fort Pond dock in Shinnecock Hills.
- (4) Speonk-Shore Road basin, Remsenburg.
- (5) Trustees commercial fishing basin at Road H, Hampton Bays.
- (6) Wooley Pond dock in North Sea.

E. Trustee docking facilities; applicability; rules.

(1) Trustee residential docking facilities:

- (a) Eastport dock and basin at Bay Avenue, Eastport;

- (b) Baycrest Avenue dock and canal at Baycrest Avenue, Westhampton;
- (c) Old Fort Pond dock, Little Neck Road, Shinnecock Hills; and
- (d) Speonk Shore boat basin, Shore Road, Remsenburg.
- (e) Wooley Pond dock in North Sea.

(2) The following rules shall apply to the Trustee residential docking facilities:

(j) During the period from April 15 through ~~November 30~~ November 15 the owner of every vessel moored, anchored or tied up at any of these facilities must have received a permit from the Trustees and prominently display the sticker issued by the Trustees at or behind the New York State registration numbers on the left side of the vessel's hull. Said sticker shall be issued by the Trustees upon receiving full payment for slip/location rentals.

(k) In the case of the Eastport Dock and Basin, and ~~Old Fort Pond Dock~~, seasonal (April through November) slips/locations will only be available after the tie-off poles have solidly set as determined by the Bay Constable each spring. The Trustees will make every attempt to have these tie-off poles in place prior to April 15 of each year. The Bay Constable may order the owner or person in charge of any vessel or other floating device moored, anchored or tied up during the off-season (December 1 through April 14) to remove it at any time prior to April 14 to allow Trustee personnel space and time to install seasonal tie-off poles. The owner or person in charge of said vessel or other floating device shall be allowed no more than three days from the time of said order to comply with same.

Section 3. - Authority.

The Trustees are authorized to establish and promulgate rules and regulations for the management and products of the waters of the Town of Southampton pursuant to the Dongan Patent of 1686 and subsequent Acts of the New York Legislature including, Chapter 255 of the Laws of 1818, Chapter 283 of the Laws of 1831.

Section 4. - Severability.

If any section or sub-section, paragraph, clause, phrase or provision of this regulation shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this regulation as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

Section 5. - Effective Date.

This regulation shall take effect upon passing by a majority vote of the Trustees;

AND BE IT RESOLVED, that the following Notice of Public Hearing shall be immediately submitted for publication in the official newspaper(s) of the Trustees and to post the same on the official Trustees signboard:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Trustees of the Town of Southampton on **June 1, 2020 at 1:00 p.m.** at the Southampton Town Hall, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against an amendment to the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton amending Article V § 42 of the rules and regulations for the management and products of the waters of the town of Southampton exempting Trustee-owned Wooley Pond Dock, North Sea from the requirements set forth in Article V § 42(B), and designating the same

as a residential docking facility pursuant to Article V §42(E)(1) for the upcoming 2020 season, changing the timeframe for required permit display, and removing Old Fort Pond as a seasonal slip rental location requiring seasonal tie-off poles.

Summary of Proposed Amendments

The proposed Amendment to Article V §42(B) and Article V §42(E)(1) would exempt Trustee-owned Wooley Pond Dock, North Sea from the requirements set forth in Article V § 42(B), and designating the same as a residential docking facility pursuant to Article V §42(E)(1) for the upcoming 2020 season.

The proposed Amendment to Article V §42(E)(2)(J) would change the timeframe for required permit display so that the timeframe shall be consistent with the timeframe for yearly slip rentals, clarifying the rule which the Trustees believe is in the interest of the Town’s inhabitants.

The proposed Amendment to Article V §42(E)(2)(J) would remove Old Fort Pond as a seasonal slip rental location requiring seasonal tie-off poles, while expanding service” at said location, which the Trustees believe is in the interest of the Town’s inhabitants.

BY ORDER OF THE BOARD OF
TRUSTEES OF THE FREEHOLDERS AND
COMMONALTY OF THE TOWN OF SOUTHAMPTON
SOUTHAMPTON, NEW YORK
ERIC SHULTZ, PRESIDENT

✓ Vote Record - Trustees 2020-TRUS-103						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			Yes/Aye	No/Nay	Abstain	Absent
		Eric Shultz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

XI. Work Session Applications to be Reviewed

Shultz: Darelyn Olsen (Jameson Partners LLC) 40 Griffing Avenue, Westhampton Beach (Cole Environmental) A H
 11 Reynolds Drive LLC, 11 Reynolds Drive, Westhampton Beach (Land Use Ecological) A H
 Steven Wax, 38 Basket Neck Lane, Remsenburg (First Coastal) A H
 Robert M. Crowe, 18 Pleasant Avenue, Westhampton, New York (En-Consultants) A H

Welker: 188 Redwood LLC (**Modification**), 188 Redwood Road, Sag Harbor (Costello Marine Contracting) A H
 Fabienne Terwinghe (**Modification**), 57 Harbor Drive, Noyac (Costello Marine Contracting) A H
 George J. Bertero Jr., 46 Bay View Drive East, Noyac (First Coastal) A H
 William Hale/Lamb Family Trust, 67 Pine Neck Avenue, Noyac (Suffolk Environmental) A H

Warner: Kunz Family Limited Partnership, 4 Mill Pond Road, Hampton Bays (Owner) A H
 Charles W. Seaman, 27B Gardners Lane, Hampton Bays (Owner) A H
 Lawrence K. Benson, 47A Lynn Avenue, Hampton Bays (Kevin Springer) A H

Horowitz: DLC Revocable Trust (Audrey Weinberg), 27 Bay Road, Village of Quogue (Land Use Ecological) A H
 Peter Castro, 8 Marlin Road, East Quogue (Kristin Trovitch) A H
 Margaret & Carl Hiltveit, 23 Leaward Lane, Village of Quogue (DKR Shores) A H

Key: A = Advance to Resolution
 H = Hold until Next Work Session

XII. Various Trustees Discussions

XIII. Closing