



## Regular Meeting of July 8, 2020 1:00 PM

Wednesday, July 8, 2020

1:00 PM

Remote Locations

### **I. Call to Order**

1:00 PM Meeting called to order on July 8, 2020 at Remote Locations, to be conducted via teleconferencing, Southampton, NY.

### **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**

Work Session: July 29, 2020 at 3:00 p.m.

Regular Meeting: August 3, 2020 at 1:00 p.m.

### **V. Public Hearings**

- Public Hearing Regarding the Application of DOCVOSCI, LLC, 315 Royal Avenue, Flanders, New York (SCTM No. 0900-123-01-67.6)**

Adjourned 11/4/2019 1:00 PM, 11/18/2019 1:00 PM, 1/27/2020 1:00 PM, 3/23/2020 1:00 PM, 5/4/2020 1:00 PM, 6/15/2020 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"/>

### **VI. Public Portion**

### **VII. 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 2020-139**

**Category:** General Permit - Trustees  
**Sponsors:** Eric Shultz  
**Department:** Trustees of the Freeholders  
**Applicant:** Cole Environmental Services, Chris Cole, 425 Montauk Highway, East Quogue, NY 11942

**Application of Darelyn Olsen, 40 Griffing Avenue, Village of Westhampton Beach, New York (SCTM No. 0905-13-4- 7) Body of Water: Dug Canal, Aspatuck 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 **DARELYN OLSEN** to replace existing elevated wood walk with 4’ wide pervious ground-level walk to dock; proposed stairs to grade; proposed 4’ x 29’ elevated walk (top decking to be open grate and 4’ above wetlands grade; a 6’ x 12’ fixed pier 2” higher than spring high water; to be open grate 10’ from property line; proposed four (4) boat lift piles; a 10’ non-fertilized native vegetated buffer to be landward of MHW; bamboo and invasive vegetation to be removed as indicated; and replant with indigenous species for the premises located at **40 Griffing Avenue, Village of Westhampton Beach, New York (SCTM No. 0905-13-4-7)**; 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 Westhampton Beach.**

✓ Vote Record - Trustees 2020-TRUS-139						
<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 2020-140**

**Category:** General Permit - Trustees  
**Sponsors:** Eric Shultz  
**Department:** Trustees of the Freeholders  
**Applicant:** Land Use Ecological Services, Inc., Dan Hall, 570 Expressway Drive South, Suite 2F, Medford, New York 11763

**Application of Alvi and Brenda Abuaf, 16 Fanning Drive, Westhampton Beach, New York (SCTM No. 0905-15-2-7) Body of Water: Moneybogue 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 **ALVI AND BRENDA ABUAF** for the construction of a 4' X 110' natural woodchip path; a 4' X 160' open grate catwalk (walkway) supported by 4" X 4" posts and elevated 2' over grade; a 4' X 58' open grate catwalk (dock) supported by fourteen (14) 8" diameter piles and elevated 4' over MHW; a 3' X 15' ramp (seasonal) is proposed leading to a 6' X 20' float (seasonal) supported by four (4) 12" piles and chocked 24" above grade; all timber will be non-chemically treated; refer to project plans for proposed configuration for the premises located at **16 Fanning Drive, Westhampton Beach, New York (SCTM No. 0905-15-2-7)**; 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 Westhampton Beach.**

✓ Vote Record - Trustees 2020-TRUS-140						
<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 2020-141**

**Category:** General Permit - Trustees  
**Sponsors:** William Pell IV  
**Department:** Trustees of the Freeholders  
**Applicant:** Inter-Science Research Assc., Inc., Brant Reiner, 36 Nugent Street, Southampton, NY 11968

**Application of John Stauffer, 44 Sandgate Lane, Southampton, New York (SCTM No. 0900-155-2-24) Body of Water: Cold Spring 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 STAUFFER** for the proposed replacement of approximately 220 linear feet of bulkhead (with untreated materials) for continued protection of subject property, replacement of (2) 3' x 5' staircases (for pass/repass), and replacement of 3' x 30' fixed pier catwalk with wooden

decking extending from bulkhead to 3' x 14' ramp down to a 3' x 13' low profile catwalk (with open grate decking) to 3' x 12' ramp to 6' x 20' floating dock for residential recreation and fishing uses; the catwalks and ramps will have rope handrails; the floating dock shall be anchored by (2) 6" pilings; the bulkhead, platform, ramp and floating dock will be constructed of untreated materials; per Trustees request, there will be a 10' buffer planted with native grasses along the landward side of bulkhead for the premises located at **44 Sandgate Lane, Southampton, New York (SCTM No. 0900-155-2-24)**; 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-141					
		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 2020-142**

**Category:** General Permit - Trustees  
**Sponsors:** William Pell IV  
**Department:** Trustees of the Freeholders  
**Applicant:** Inter-Science Research Associates, Inc., Brant Reiner, 36 Nugent Street, Southampton, NY 11968

**Application of Noah Sapir, 1770 North Sea Road, Southampton, New York (SCTM No. 0900-76-1-10.1) 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 **NOAH SAPIR** for the replacement of approximately 195 linear feet of bulkhead (with untreated materials) for continued protection of subject property, and replacement of the existing 4' x 6' platform, 4' x 14' ramp and 6' x 20' floating dock; the floating dock will continue to be anchored by two (2) 4" x 6" pilings; the bulkhead, platform, ramp and floating dock will be constructed of untreated materials for the premises located at **1770 North Sea Road, Southampton, New York (SCTM No. 0900-76-1-10.1)**; 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-142						
<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			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	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 2020-143

**Category:** General Permit - Trustees  
**Sponsors:** Scott Horowitz  
**Department:** Trustees of the Freeholders  
**Applicant:** Owner

**Application of Bradley's Fishing Station LLC, 43 Canoe Place Road, Hampton Bays, New York (SCTM No. 0900-266- 4-9) 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 **BRADLEY'S FISHING STATION LLC** to replace 112' x 7' x 6" deck, in-kind, in-place with non-treated wood, in existing location, all Blue Book compliant for the premises located at **43 Canoe Place Road, Hampton Bays, New York (SCTM No. 0900-266-4-9)**; 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-143						
<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			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	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 2020-144

**Category:** General Permit - Trustees  
**Sponsors:** Scott Horowitz  
**Department:** Trustees of the Freeholders  
**Applicant:** Land Use Ecological Services, Inc., Charles Bowman, 570 Expressway Drive South, Suite 2F, Medford, NY 11763

**Application of Whitehall Capital Investors PE, LLC, 58 Sunset Avenue, East Quogue, New York (SCTM No. 0900-372-1-10.3) Body of Water: Shinnecock Bay and Phillips 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 **WHITEHALL CAPITAL INVESTORS PE, LLC** for the construction of:

Applicant proposes to undertake a Conservation Management Plan which will include the following activities along the shoreline:

- Intertidal Marsh Plantings (6,430 s.f.): *Spartina alterniflora*, 2" plugs, 18" o.c.
- High Marsh Diversity Plantings (4,200 s.f.): HM Areas void of vegetation to be planted with *Distichlis spicata*, 2" plugs, 18" o.c.
- Salt Shrub Diversity Plantings (1,000 s.f.): (2) rows of *Iva frutescens*, #1 container planted 8' o.c. at the seaward toe of existing salt shrubs (20 shrubs)
- Upland Diversity Plantings (26,500 s.f.): Plant *Morella pensylvanica* and *Prunus maritima*, #1 container, 8' o.c. in select locations (100 shrubs)
- Existing Rock and Slope Maintenance: Hand grade eroded areas landward of top of existing rock. Plant *Panicum virgatum*, 2" plugs, 12" o.c. in bare areas above rock
- Proposed Low-Profile Boulder Sill (90 l.f., 360 s.f.)(Bay side): Two rows of staggered boulders (800-1,200 lb. stone, 30 cyds.) on geotextile fabric to fill gap in existing boulders
- Proposed Low Sill Boulders (Phillips Creek): Proposed 800-1,200 lb. boulders (40 c.yds.) to be placed on geotextile fabric for erosion control. Boulders to be placed in 10 foot section spaced 10 feet apart. Total length of boulders, 250 feet over 500 l.f. of shoreline.

*Boulders:*

Fill placement in vegetated tidal wetlands (IM) or unvegetated tidal wetlands (SM) is presumptively incompatible under Part 661 (Tidal Wetlands Land Use Regulations). In this case, the proposed boulders placed in coastal shoals or at the seaward edge of existing intertidal marsh habitats are consistent with the preservation, protection, and enhancement of present and potential values of tidal wetlands for the following reasons:

- There are no existing stands of intertidal vegetation at the locations of the proposed boulders. Accordingly, no existing ecological values of vegetated tidal wetlands will be lost due to the proposed project.
- The proposed low-profile sill will serve to reduce wave energy along the shoreline and trap sediments in order to allow vegetated tidal wetlands to establish along the shoreline of Phillips Creek and within the 90 lf gap on the Shinnecock Bay shoreline. The placement of shoreline stone and associated restoration in the late 1990s under previous environmental permits contributed to the preservation and enhancement of the tidal wetland communities on the Shinnecock Bay shoreline. This project aims to replicate the ecological enhancements observed on the Shinnecock Bay shoreline on the

Phillips Creek shoreline by enabling additional vegetated tidal wetlands to establish landward of the proposed boulder sill.

- Low-profile boulder sills are listed as a potential technique for managing coastal erosion and establishing tidal wetlands habitats on shorelines in NYSDEC’s Living Shoreline Techniques in the Marine District of New York State (2017).
- The size of the boulders (800-1000 lbs) and maximum elevation is consistent with the existing boulders on the Shinnecock Bay shoreline and, therefore, reasonable in scope and consistent with the character of the adjacent shoreline. The near absence of tidal marsh communities on the Phillips Creek shoreline indicates that the wave energy is too great for establishment of plant communities. Therefore, the proposed low-profile boulder sill is necessary to establish wetland vegetation on the Phillips Creek shoreline and to realize the ecological benefits associated with tidal wetlands.
- Appropriate shoreline zones will be planted with native tidal wetland vegetation to accelerate the establishment of wetland communities and mitigate the temporary disturbance during construction.
- 10-ft wide gaps shall be placed within the boulder sill for every 10 lf of sill in order to maintain access to the intertidal zone for fish and invertebrates (including maintain shoreline access for horseshoe crab nesting) and maintain water circulation across the boulders.
- The proposed boulders are low-profile and located landward of mean low water and, therefore, do not pose a hazard to navigation or public safety. The proposed boulders do not serve as a barrier or hazard to pedestrian travel along the beach, as adequate space is present landward of the boulders to maintain beach access.

For the premises located at **58 Sunset Avenue, East Quogue, New York (SCTM No. 0900-372-1-10.3)**; 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-144						
<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 2020-145**

**Category:** General Permit - Trustees  
**Sponsors:** Scott Horowitz  
**Department:** Trustees of the Freeholders  
**Applicant:** Land Use Ecological Services, Inc., Charles Bowman, 570 Expressway Drive South, Suite 2F, Medford, NY 11763

**Application of Sunset 60, LLC, 60 Sunset Avenue, East Quogue, New York (SCTM No. 0900-372-1-10.4) 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 **SUNSET 60, LLC** for the construction of:

Applicant proposes to undertake a Conservation Management Plan which will include the following activities along the shoreline:

- High Marsh Diversity Plantings (700 s.f.): HM Areas void of vegetation to be planted with *Distichlis spicata*, 2" plugs, 18" o.c.
- Salt Shrub Diversity Plantings (250 s.f.): (2) rows of *Iva frutescens*, #1 container planted 8' o.c. at the seaward toe of existing salt shrubs (20 shrubs)
- Existing Rock and Slope Maintenance: Hand grade eroded areas landward of top of existing rock. Plant *Panicum virgatum*, 2" plugs, 12" o.c. in bare areas above rock
- Proposed Low-Profile Boulder Sill (Bay side)(35 l.f., 140 s.f.): Two rows of staggered boulders (800-1,200 lb. stone, 30 cyds.) on geotextile fabric to fill gap in existing boulders

*Boulders:*

Fill placement in vegetated tidal wetlands (IM) or unvegetated tidal wetlands (SM) is presumptively incompatible under Part 661 (Tidal Wetlands Land Use Regulations). In this case, the proposed boulders placed in coastal shoals or at the seaward edge of existing intertidal marsh habitats are consistent with the preservation, protection, and enhancement of present and potential values of tidal wetlands for the following reasons:

- There are no existing stands of intertidal vegetation at the locations of the proposed boulders. Accordingly, no existing ecological values of vegetated tidal wetlands will be lost due to the proposed project.
- The proposed low-profile sill will serve to reduce wave energy along the shoreline and trap sediments in order to allow vegetated tidal wetlands to establish along the shoreline. The placement of shoreline stone and associated restoration in the late 1990s under previous environmental permits contributed to the preservation and enhancement of the tidal wetland communities on the Shinnecock Bay shoreline. This project aims to replicate the ecological enhancements observed on the Shinnecock Bay shoreline by enabling additional vegetated tidal wetlands to establish landward of the proposed boulder sill.
- Low-profile boulder sills are listed as a potential technique for managing coastal erosion and establishing tidal wetlands habitats on shorelines in NYSDEC's Living Shoreline Techniques in the Marine District of New York State (2017).
- The size of the boulders (800-1000 lbs.) and maximum elevation is consistent with the existing boulders on the Shinnecock Bay shoreline and, therefore, reasonable in scope and consistent with the character of the adjacent shoreline.
- Appropriate shoreline zones will be planted with native tidal wetland vegetation to accelerate the establishment of wetland communities and mitigate the temporary disturbance during construction.

- 10-ft wide gaps shall be placed within the boulder sill for every 10 lf of sill in order to maintain access to the intertidal zone for fish and invertebrates (including maintain shoreline access for horseshoe crab nesting) and maintain water circulation across the boulders.
- The proposed boulders are low-profile and located landward of mean low water and, therefore, do not pose a hazard to navigation or public safety. The proposed boulders do not serve as a barrier or hazard to pedestrian travel along the beach, as adequate space is present landward of the boulders to maintain beach access.

For the premises located at **60 Sunset Avenue, East Quogue, New York (SCTM No. 0900-372-1-10.4)**; 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-145						
		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						

## VIII. Resolutions

### Trustees Resolution 2020-136

**Category:** Agreements, Contracts, Leases - Trustees  
**Sponsors:** Ann E. Welker  
**Department:** Trustees of the Freeholders

#### Authorize Contribution to Sag Harbor Water Quality Initiative

History:  
 06/15/20 Trustees of the Freeholders TABLED Next: 07/08/20

WHEREAS, the Southampton Town Trustees are the owners of the underwater lands in the Southampton Town portion of the Village of Sag Harbor; and

WHEREAS, the health of these waters, including the products of the waters and other aquatic flora and fauna, is of the utmost importance to the Trustees, residents, and baymen; and

WHEREAS, it is in the best interest of the residents of the Town of Southampton to determine the presence of contaminants in the waters of Sag Harbor that could harm the health of both residents and marine life; and

WHEREAS Village of Sag Harbor has agreed to participate in the water quality monitoring program proposed by Dr. Gobler of Stony Brook University to the Sag Harbor Harbor

Committee; and

WHEREAS, the East Hampton Town Trustees, the Southampton Town Board, and the Southampton Town Trustees have agreed to contribute funds for this water quality project; and

WHEREAS, the Southampton Town Trustees have pledged \$2,000 towards this program; and

WHEREAS, for the sole purpose of adhering to the SUNY Research Foundation’s funding requirements, the East Hampton Town Trustees have agreed to pool these funds of the various entities that are contributing funds in escrow and pay Dr. Gobler with a check; and

NOW THEREFORE BE IT RESOLVED, that the Southampton Town Trustees authorize payment in the amount of \$2,000 to the East Hampton Town Trustees; and

BE IT FURTHER RESOLVED, that the President is authorized to execute an agreement appointing the East Hampton Town Trustees as the escrow agent for the Trustee’s contribution for this project.

✓ Vote Record - Trustees 2020-TRUS-136						
<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 2020-146**

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

**Authorize President to Sign Letter of Permission for Solterix Corporation to Install CATV Conduit on behalf of AlticeUSA in the Trustees' Easement Area located on 1281 Noyac Path, Water Mill, New York**

**RESOLVED**, that the Board of Trustees hereby authorizes the President to sign a letter of permission to Solterix Corporation on behalf of AlticeUSA to install CATV Conduit in the Trustees’ Easement Area starting at the intersection of Noyac Path and Old Sag Harbor Road, heading north for 650 feet on both sides of the road (dig site location: 1281 Noyac Path). Solterix Corporation has provided the Board of Trustees with a Certificate of Insurance in the amount of \$1,000,000 naming the Board of Trustees as an additional insured. Solterix Corporation will also provide the Board of Trustees with a date of commencement and date of completion regarding the above-referenced work.

✓ Vote Record - Trustees 2020-TRUS-146						
<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			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	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 2020-147

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

#### Warrant #12 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 #12 \$7,142.58

**BE IT FURTHER RESOLVED**, the Town Comptroller is directed to approve and execute all bank wire transfers required to fund payments associated with Warrant #12 of 2020.

✓ Vote Record - Trustees 2020-TRUS-147						
<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			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	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 2020-148

**Category:** Public Hearings - Trustees  
**Sponsors:** Ann E. Welker  
**Department:** Trustees of the Freeholders

#### Notice of Public Hearing on the Modification Application of 188 Redwood LLC., Permit No. GP-00116, 188 Redwood Rd, Village of Sag Harbor, New York (SCTM No. 0903-1-2-6) Body of Water: Sag Harbor Cove

**WHEREAS**, the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton have received the Modification Permit Application of **188 REDWOOD, LLC** for the premises located at 188 Redwood Road, Sag Harbor, New York (SCTM No. 0903-1-2-6) to Modify Permit No. GP-00116 to allow a 24' extension in lieu of the approved 16' extension to the existing south side of the bulkhead return; and

**WHEREAS**, the Board of Trustees have determined that the proposed project raises a significant degree of public interest and public input can aid in the decision making process; now therefore, be it

**RESOLVED**, that the following Notice of Public Hearing is authorized for publication in the official newspaper of the Trustees and to post the same on the Trustees' signboard:

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that the Trustees of the Freeholders and Commonalty of the Town of Southampton will hold a public hearing on **August 3, 2020 at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons for or against the Modification Permit Application of **188 REDWOOD, LLC** for the premises located at 188 Redwood Road, Village of Sag Harbor, New York (SCTM No. 0903-1-2-6) to Modify Permit No. GP-00116 to allow a 24' extension in lieu of the approved 16' extension to the existing south side of the bulkhead return will have an impact on the rights and resources of the Freeholders and Commonalty of the Town of Southampton and the impacts of such application on the protection of the environment and conservation of natural resources; and be it

**FURTHER RESOLVED**, that the Board of Trustees hereby directs that the applicant give notice of the public hearing in accordance with § 47(J) of the Rules and Regulations for Management and Products of Town Waters.

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

✓ Vote Record - Trustees 2020-TRUS-148							
<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"/>					
	Ann Welker	<input type="checkbox"/>					
	Edward J. Warner Jr.	<input type="checkbox"/>					
	William Pell IV	<input type="checkbox"/>					
	Scott M. Horowitz	<input type="checkbox"/>					

**IX. Work Session Applications to be Reviewed**

- Welker:** Robert Cummings, 250 Jobs Lane, Bridgehampton (Inter-Science Research) A H
- Warner:** Canal Properties LLC (*Modif/Renewal*), 5 North Road, Hampton Bays (Nelson, Pope) A H  
 2 Peconic Crescent LLC (*Modif/Renewal*), 2 Peconic Crescent, H. Bays (DKR Shores) A H  
 Karen Davidson, 4 Cedar Drive, Hampton Bays (JMO Environmental/Glenn Just) A H

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

**X. Closing**