



Trustees - Regular Meeting of June 7, 2021 1:00 PM

Monday, June 7, 2021

1:00 PM

Remote Locations

I. Call to Order

1:00 PM Meeting called to order on June 7, 2021 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 Scott M. Horowitz	<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 Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

IV. Next Trustee Meeting

Work Session: June 21, 2021 at 9:30 a.m. (via videoconference)
Regular Meeting: June 21, 2021 at 1:00 p.m. (via videoconference)

V. Discussions

Discussion with Gregg Rivara, Aquaculture Specialist, Cornell Cooperative

VI. Public Hearings

- Public Hearing for 65 Cliff Drive LLC, 65 Cliff Drive, Noyac, New York (SCTM No. 0900-9-1-18.1) Body of Water: Dug Canal

Adjourned 4/19/2021 1:00 PM, 5/3/2021 1:00 PM, 5/17/2021 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"/>
	Scott M. Horowitz	<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"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. Public Hearing on Amendment Blue Book Art. VII Section 53 Pier Line in Designated Areas (F) Sag Harbor Cove

Adjourned 5/17/2021 1:00 PM

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<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"/>
	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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. Public Hearing on amendment of "Blue Book" A340 considering amending The Management and Products of the Waters of the Town of Southampton Article VIII section: 81 entitled, "Emergency permits; storm damage; ice damage."

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<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"/>
	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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. Public Hearing to consider amending The Management and Products of the Waters of the Town of Southampton Article VII section: § 47 "Permits required; application procedure; issuance; inspections." To Establish Requirement of Demolition Permit, and Amend Public Hearing Time Frame, and Procedural Requirement

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Eric Shultz		<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"/>
	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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VII. Public Portion

VIII. 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 2021-108

Category: General Permit - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders
Applicant: Shore Solutions, Inc., Donna Myers, 32 Lincoln Avenue, Massapequa, New York 11758

Application of 152 Dune Road Realty LLC, 152 Dune Road, Village of Westhampton Beach (SCTM No. 0905-20-1-25 and 26) Body of Water: Moneybogue Bay

History:
 05/17/21 Trustees of the Freeholders TABLED Next: 06/07/21

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 **152 DUNE ROAD REALTY LLC** to remove 114.7 feet of timber bulkhead and replace it with 114.7 linear feet of vinyl bulkhead in place with no increase in height of the bulkhead; to install one (1) 10’ return on the east side of property; to establish a 10’ wide Trustees sand buffer upland of bulkhead; to install 4’ wide X 6’ long steps off west side of pier and 3’ wide X 6’ long steps off east side of pier for safe access to water and as pass and re-pass steps; recovery dredge up to 5’ seaward of bulkhead removing 25 cubic yards of dredged material; truck in 10 cubic yards of clean sand; all dredged material and clean fill to be placed in 10’ buffer; and to remove two (2) 5’ sections of fence landward of bulkhead to allow pass and re-pass for the premises located at **152 Dune Road, Village of Westhampton Beach, New York (SCTM No. 0905-20-1-25 and 26)**; 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 2021-TRUS-108						
		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	Scott M. Horowitz	<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	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

Trustees Resolution 2021-127

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

**Application of The Lucille Bronson Irrevocable Trust (Charles Palumbo, Trustee), 442 Dune Road, Village of Westhampton Beach, New York (SCTM No. 0905-17-01-7.001)
Body of Water: Cold Spring Pond Inlet**

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 **THE LUCILLE BRONSON IRREVOCABLE TRUST (CHARLES PALUMBO, TRUSTEE)** to install a 4' X 35' elevated fixed dock with Thru Flow /open grate decking, supported by 8" pilings at 8' on center and icebreaker piles; to install a 3" X 12' seasonal ramp and 6' X 20' seasonal float secured with two (2) 9" butt end pilings; and all material to be untreated for the premises located at **442 Dune Road, Village of Westhampton Beach, New York (SCTM No. 0905-17-01-7.001)**; 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 2021-TRUS-127						
<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"/>
	Scott M. Horowitz	<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"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2021-128

Category: General Permit - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders
Applicant: Land Planning Services, Ltd., Laurie Wiltshire, P.O. Box 1313 East Hampton, New York 11937

Application of Joel and Jody Berger, 1 Tanners Neck Lane, Westhampton, New York (SCTM No. 0900-382-1-43) Body of Water: 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 **JOEL AND JODY BERGER** for the construction of a 4' X 61' fixed dock consisting of Greenheart posts and Thru-Flow decking; a 3' X 15' ramp (Thru Flow); and a 6' X 20' floating dock consisting of Greenheart piles, Doug Fir frame and blocks and Thru Flow decking for the premises located at **1 Tanners Neck Lane, Westhampton, New York (SCTM No. 0900-382-1-43)**; 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 2021-TRUS-128						
<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"/>
	Scott M. Horowitz	<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"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2021-129

Category: General Permit - Trustees
Sponsors: Eric Shultz
Department: Trustees of the Freeholders
Applicant: JMO Environmental Consulting, Glenn E. Just, P.O. Box 447, Quogue, New York 11959-0447

Application of Baymor Club Condominiums (Sam Rozzi, President), 274 Dune Road, Village of Westhampton Beach, New York (SCTM No. 0905-19.1-1-01) Body of Water: 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 **BAYMOR CLUB CONDOMINIUMS (SAM ROZZI, PRESIDENT)** to re-construct in place and 18" higher in elevation 491' of timber bulkhead, with Navy style bulkhead utilizing vinyl sheathing; to construct a 9' return at the eastern end and a 48' return at the western end; returns to be at the same elevation of the reconstructed bulkhead and backfill the structure with approximately 425 cubic yards of clean upland fill; backfill to be up to 12" above existing grade to prevent flooding; to construct a 4' X 485' timber boardwalk immediately landward of the reconstructed bulkhead; to install a 4' X 6.5' staircase on the seaward side of the reconstructed bulkhead for water access and install four (4) aluminum safety ladders on the seaward side of the reconstructed bulkhead; and to replant all filled and disturbed areas up to 20' landward of the reconstructed bulkhead with native salt tolerant plantings for the premises located at **274 Dune Road, Village of Westhampton Beach, New York (SCTM No. 0905-19.1-1-01)**; 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 2021-TRUS-129						
<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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Scott M. Horowitz

Trustees Resolution 2021-130

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

Application of Philippe Moggio, 5 Quogue Street, Village of Quogue, New York (SCTM No. 0902-7-1-1.2) Body of Water: Quantuck 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 **PHILIPPE MOGGIO** to install a 4' X 100' fixed dock seaward of the MHW line. Dock shall have thru flow/open grate decking and supported by 8"9" butt end pilings, shall have low profile rope railing, lighting at seaward end, all material shall be untreated. To install a seasonal 3' X 20' (optional/alum) ramp with railing, a 6' X 20' float secured by (2) 10" pilings. Float and ramp shall be removed seasonally and stored in an upland location for the premises located at **5 Quogue Street, Village of Quogue, New York (SCTM No. 0902-7-1-1.2)**; 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 Village Code of the Village of Quogue.

✓ Vote Record - Trustees 2021-TRUS-130						
<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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2021-131

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

Application of 2012 R. Cohen Irrevocable Residence Trust, 25 Leaward Lane, Village of Quogue, New York (SCTM No. 0902-11-3-31) Body of Water: Quogue Canal

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 **2012 R. COHEN IRREVOCABLE RESIDENCE TRUST** for in place reconstruction 228' bulkhead with vinyl sheet piling, same height. Step downs to remain. New 10' vinyl return on east. Reconstruct existing 741 square foot timber walks, re-install boat lift, non-turf 10' buffer beach grass at 12" o.c. in sand. All material to be untreated for the premises located at **25 Leaward Lane, Village of Quogue, New York (SCTM No. 0902-11-3-31)**; 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 Quogue.

✓ Vote Record - Trustees 2021-TRUS-131						
<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"/>
	Scott M. Horowitz	<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"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2021-132

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

Application of 15 Ogden Lane, LLC, 15 Ogden Lane, Village of Quogue, New York (SCTM No. 902-14-1-22) Body of Water: Ogden 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 **15 Ogden Lane, LLC** for the dock reconstruction/in place of existing 4' X 70' elevated catwalk, 3'

X 12' ramp and 6' X 20' float secured by (2) piles. A new 4' X 6' ramp or stair at landward terminus due to height elevation. Thru flow decking to be used. Catwalk to be raised to 4' over existing marsh. All untreated materials reference former Trustee Permit #5386 for the premises located at **15 Ogden Lane, Village of Quogue, New York (SCTM No. 0902-14-1-22)**; 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 Quogue.

✓ Vote Record - Trustees 2021-TRUS-132					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> No Action	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Closed	William Pell IV	<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					
<input type="checkbox"/> Acknowledged Signature					
<input type="checkbox"/> Adopted as Amended					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					

Trustees Resolution 2021-133

Category: General Permit - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders
Applicant: First Coastal Corp., Christen Chu, PO Box 1212, Westhampton Beach, NY 11978

Application of Susan Kurland, 23 Bayside Avenue, East Quogue, New York (SCTM No. 0900-373-2-28) 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 **SUSAN KURLAND** to remove existing concrete debris, wood debris, wire fence from shoreline and dispose of off-site; construct living shoreline rock revetment (approximately 165 square feet); cover with approximately 50 cubic yards clean, beach-compatible sand and plant with American beach grass 12" o.c.; plant beach landward of revetment up to existing veg. line (approximately 300 square feet) with American beach grass 12" o.c. for the premises located at **23 Bayside Avenue, East Quogue, New York (SCTM No. 900-373-2-28)**; 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 2021-TRUS-133						
<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"/>	
	Scott M. Horowitz	<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"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Edward J. Warner Jr.

Trustees Resolution 2021-134

Category: General Permit - Trustees
Sponsors: Edward J. Warner, Jr.
Department: Trustees of the Freeholders
Applicant: Surfside Environmental Planning, Inc., Daphne Vaughn, 225 Montauk Highway, Suite 220, Moriches, New York 11955

Application of John and Carol DiAndrea, 17 Canal Way, Hampton Bays, New York (SCTM No. 0900-322-2-5) Body of Water: Smiths 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 **JOHN AND CAROL DIANDREA** to remove/replace 327 linear feet of existing wooden bulkhead with vinyl bulkhead, elevated 12" higher to meet the southern bulkhead with a 10' return; to replace wood walk with 4' X 54" wood walk; a 6.5' X 3' fixed dock with handrails; a 2' X 30' ramp with handrails leading to 6' X 20' floating dock with 8" pilings all 60% open grate decking; dredging 10' seaward from bulkhead on lagoon/canal side of sedimentation from Smiths Creek; all wood timbers will be untreated and fasteners will be hot-dipped galvanized; disturbance area on west side to be backfilled with dredge spoil and beach grass and 10 foot area on north side to be backfilled with sand and stone as needed with a new 10' X 25' beach grass planting as shown on the attached plans last dated April 5, 2021 for the premises located at **17 Canal Way, Hampton Bays, New York (SCTM No. 0900-322-2-5)**; 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 2021-TRUS-134						
<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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2021-135

Category: General Permit - Trustees

Sponsors: Edward J. Warner, Jr.

Department: Trustees of the Freeholders

Applicant: DKR Shores, Inc., Agena Rigdon, P.O. Box 488, Hampton Bays, New York 11946

Application of Elyn Jacobs, 160 Cold Spring Point Road, Southampton (Pond Side), New York (SCTM No. 0900-155-01-02) Body of Water: Cold Spring Pond/Inlet

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 **ELYN JACOBS** to remove a 2.5' X 33' fixed dock, a 2' X 10' ramp and a 6' X 20' float; to reconstruct in place of existing a 4' X 33' fixed dock elevated 4' above grade/raise height 12"/Thru Flow open grate decking and ice breaker pilings at 8' on center; to install a 3' X 10' new ramp; to install a 6' X 20' float in a "T" configuration supported by two (2) 10" pilings; and all material to be untreated for the premises located at **(160 Cold Spring Point Road, Southampton (Pond Side), New York (SCTM No. 0900-155-01-02)**; 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 2021-TRUS-135						
<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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Ann Welker

Trustees Resolution 2021-136

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

Recall and Amend Trustees Resolution No. 2021-105, Application of James and Nevitt Jenkins, 9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64) Body of Water: Calf 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

WHEREAS, on May 3, 2021 Trustee Resolution No. 2021-105 authorized the President and the Secretary/Treasurer to sign the Permit of **JAMES AND NEVITT JENKINS** to reconstruct the existing 4' X 51' wood catwalk; and 4' X 12' ramp with non-treated wood and open grate decking; existing 5' X 16' float to be replaced with a 6' X 20' float; four (4) 8" diameter piles are proposed to support the float; a 6' bench is proposed on the float; a new open frame kayak rack is proposed to be made of non-treated wood; all as shown on a plan by En-Consultants dated January 13, 2021 for the premises located at **9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64)**; and be it

RESOLVED, that Trustee Resolution No. 2021-105 is hereby amended as follows:

To reconstruct existing 4' X 51' wood catwalk; and 4' X 12' ramp with non-treated wood and open-grate decking; existing 5' X 16' float to be replaced with a 6' X 20' float; four (4) 8" diameter piles are proposed to support the float; a new open frame kayak rack is proposed to be made of non-treated wood; all as shown on a plan by En Consultants dated April 14, 2021 for the premises located at **9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64)**; 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 2021-TRUS-136						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted	Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> No Action	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Closed	William Pell IV	<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						
<input type="checkbox"/> Acknowledged Signature						
<input type="checkbox"/> Adopted as Amended						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

IX. Resolutions

Trustees Resolution 2021-137

Category: Budget & Finance - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders

Warrant #10 of 2021 - Trustees

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

Warrant #10 \$12,551.51

BE IT FURTHER RESOLVED, the Town Comptroller is directed to approve and execute all bank wire transfers required to fund payments associated with Warrant #10 of 2021.

✓ Vote Record - Trustees 2021-TRUS-137					
		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	Scott M. Horowitz	<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	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					

Trustees Resolution 2021-138

Category: Resolutions
Sponsors: Scott Horowitz
Department: Central Purchasing and Contracts Compliance

Authorize Purchases from Mercury Marine for Mercury Marine Parts

WHEREAS, Mercury Marine holds a current Town of Southampton contract for Mercury Marine Parts, this contract remains in effect until December 31, 2021; and

WHEREAS, Board of Trustees Resolution 2021-TRUS-15, requires an authorizing resolution for any expenditure in excess of \$1,000; and

WHEREAS, funding for Mercury Marine Parts for the Trustees shall be various G/L accounts in amounts not to exceed individual budgets; now therefore, be it

RESOLVED, that the Trustees hereby authorizes the purchases of Mercury Marine Parts from Mercury Marine using the Town of Southampton contract in amounts not to exceed individual budgets for the year 2021.

✓ Vote Record - Trustees 2021-TRUS-138						
<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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2021-139

Category: Local Laws - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders

Notice of Adoption amending "Blue Book" A340 considering amending The Management and Products of the Waters of the Town of Southampton Article VIII section: 81 entitled, "Emergency permits; storm damage; ice damage."

WHEREAS, the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton is considering amending the Rules and Regulations of for the Management and Products of the Waters of the Town of Southampton Article VIII section: 81 entitled, "Emergency permits; storm damage; ice damage." in order to clarify the existing rule section to reflect that written permission of the Board is required for all repair work; and

WHEREAS, a public hearing was held on Monday June 7, 2021, at which time any and all persons either for or against the amendment were heard; now therefore be it

RESOLVED, that Article VIII section: 81 entitled, "Emergency permits; storm damage; ice damage." of the Rules and Regulations for Management and Products of the Waters of the Town of Southampton is hereby adopted as follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desire to clarify the existing rule section to reflect that written permission of the Board is required for all repair work.

SECTION 2. - Amendment.

Article VIII 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:

§ 81

Emergency permits; storm damage; ice damage.

A. The Board ~~should~~ shall consider a seven-day permit process (expedited) for the repair of dock facilities in kind and in place of a permitted structure. It will be at the Board's sole discretion and be regulated under site-specific conditions. Any additional proposed improvements will be considered a new application and be processed accordingly.

B. Minor repair work (under 10%) may be done without filing for a new permit, upon issuance of written permission by the Board.

C. Filing for repairs of storm-damaged structures.

(1) Dock/walkway/stair repair (permit issued prior to 2002):

- (a) A new permit is required.
- (b) Homeowner must submit the following:
 - [1] A new application (must be received within 90 days of the storm event);
 - [2] A copy of the old permit;
 - [3] Drawings, to scale;
 - [4] A recent survey.
- (c) Only untreated lumber is allowed to be used for any repairs or reconstruction (despite what the previous permit stated).
- (2) Dock/walkway/stair repair (permit issued after 2002):
 - (a) Docks will be allowed to be repaired without a new permit only if the homeowner submits a letter to the Board requesting permission to repair the existing structure.
 - (b) The Trustees will send a letter of permission to the homeowner allowing reconstruction to be done. A new permit will not be issued.
 - (c) Homeowner must submit the following:
 - [1] A letter requesting permission to repair the existing permitted dock (must be received within 90 days of the storm event);
 - [2] A copy of the old permit;
 - [3] Drawings, to scale;
 - [4] Photographs of the storm-damaged structure.
 - (d) Only untreated lumber is allowed to be used for any repairs or reconstruction (despite what the previous permit stated).
- (3) Bulkhead repair:
 - (a) A new permit is required.
 - (b) Homeowner must submit the following:
 - [1] A new application (must be received within 90 days of the storm event);
 - [2] Drawings, to scale;
 - [3] Photographs showing storm damage;
 - [4] Updated survey (unless survey is under 10 years old).
 - (c) All bulkhead repairs must have a valid active permit.
 - (d) Only untreated lumber is allowed to be used for any repairs or reconstruction (despite what the previous permit stated).

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 FURTHER RESOLVED, that the following Notice of Adoption is hereby authorized to be published:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that a public hearing was held by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton on Monday, June 7, 2021, and the Board of Trustees at its meeting of Monday June 7, 2021 adopted an amendment to the Rules and Regulations for Management and Products of the Waters of the Town of Southampton ("Blue Book"), Article VIII section: 81 entitled, "Emergency permits; storm damage; ice damage." in order to clarify the existing rule section to reflect that written permission of the Board is required for all repair work.

SUMMARY OF PROPOSED LAW

The Board of Trustees for the Town of Southampton desire to clarify the existing rule section to reflect that written permission of the Board is required for all repair work.

Copies of the amendment are on file in the Trustee's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

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

✓ Vote Record - Trustees 2021-TRUS-139						
		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"/>
<input type="checkbox"/> Reschedule	Scott M. Horowitz	<input type="checkbox"/>	<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"/>
<input type="checkbox"/> Acknowledged Signature	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

Trustees Resolution 2021-140

Category: Local Laws - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders

Notice of Adoption amending The Management and Products of the Waters of the Town of Southampton Article VII section: § 47 "Permits required; application procedure; issuance; inspections." to establish requirement of demolition permit, and amend public hearing time frame, and procedural requirements.

WHEREAS, the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton is considering amending the Rules and Regulations of for the Management and Products of the Waters of the Town of Southampton Article VII section: § 47 "Permits required; application procedure; issuance; inspections." to establish requirement of demolition permit, and amend public hearing time frame, and procedural requirements; and

WHEREAS, a public hearing was held on June 7, 2021, at which time any and all persons either for or against the amendment were heard; now therefore be it

RESOLVED, that Article VII section: § 47 "Permits required; application procedure; issuance;

inspections.” of the Rules and Regulations for Management and Products of the Waters of the Town of Southampton is hereby adopted as follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desire to establish the requirement of a demolition permit for property owners within Trustee jurisdiction who are looking to remove, demolish, or deconstruct Trustee permitted structures including docks, piles, tie-off poles, moorings, obstructions, bulkhead, jetties, retaining walls, groins, revetments, rip-raps, ramps, catwalks, walkways, stairs, sand fencing or other structures to do so, while being environmentally conscientious, maintaining public access to and from the shoreline, and maintain the character, aesthetic, and environmental integrity of waterfront communities. Additionally, the Board of Trustees for the Town of Southampton desire to amend public hearing time frame, and procedural requirements so that applicants for permits have a better sense what to anticipate from the public hearing process, and finite deadlines.

SECTION 2. - Amendment.

Article VII 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:

§ 47

Permits required; application procedure; issuance; inspections.

A. No person shall engage in any of the following activities in Town waters or the bottoms of the Town waters or the bay beach area or ocean beach area as defined herein unless authorized by a permit issued by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton:

(1) Clear, dig, dredge or in any way add to, alter or remove any material;

(2) Place or deposit or permit to be placed or deposited any debris, fill, sand, gravel, artificial beach nourishment or other material, including vegetation, rocks, sand fencing and rip-rap;

(3) Erect, construct, reconstruct, alter, enlarge, drive ~~or~~, place, remove, demolish, or deconstruct any structure, including a dock, pile, tie-off poles, moorings, or other obstruction, or bulkhead, jetty, retaining wall, groin, revetment, rip-rap, ramp, catwalk, walkway, stairs, sand fencing or any structure constructed for the purpose of providing access to and from the shoreline;

(4) Clear, dig, or dredge any channel or basin, or in any way alter any upland area to afford access to Town waters;

(5) Drain or discharge any pollutant or effluent, including solid and chemical wastes, sewage and swimming pool waters; or

(6) Construct, create, eliminate, enlarge or diminish in size any Town waters or any wetlands adjacent to and associated with Town waters.

B. Permits will be issued in duplicate, under the seal of this Board, and are good for a period of one year; said permit shall be made out to the owner of the property involved. The original shall be filed with the Clerk of the Board, and a copy shall be kept in the possession of the person in charge of the work at the site thereof, and such permit shall be displayed upon

demand. The Trustee permit shall be conspicuously posted, along with copies of the applicant's New York State Department of Environmental Conservation permit and United States Army Corps of Engineers permit, as applicable, at the job site and in a location visible from the nearest access road. In the event of any dispute arising, the form of the permit filed with the Clerk of the Board shall control.

C. Dredging permits will only be issued upon written application addressed to and filed with this Board, setting forth in detail the purpose for which a permit is desired, the exact location of the bottom or waters to be affected, and the maximum duration of the work; and if the permit is for digging, dredging, and removing the bottom of any waters for the purpose of making a fill, the application must state the maximum yardage to be taken.

D. All applications shall be signed by the owner of the property to be benefited, improved or in any manner served by the project in which a permit is sought, or by the person, firm or corporation by whom the work is to be performed acting as agent for the owner of the land.

E. Applications must be filled out completely and accurately.

F. 1(A). In conjunction with the application for work, the Trustees require the following for all new work, reconstruction and replacement of existing structures:

(1) Two copies of the following:

(a) Property survey, done by a New York State licensed surveyor, and updated no more than one year prior to the application date. The survey submitted must bear the original seal of the licensed surveyor or engineer.

(b) Drawings/plans must be drawn to scale, separate or on survey, and must bear the original stamp or seal of a New York State Licensed engineer.

(c) Photographs of the site and proposed work area must be included.

(d) Copies of any covenants or restrictions on the property, if applicable, must also be submitted with application.

(e) An electrical permit from the Town of Southampton Building Department, if applicable.

(2) An inspection/application fee, established by resolution duly adopted by the Board of Trustees, shall be charged on applications for permits, nonrefundable, with additional fees on docks, ramps, catwalks, tie-off poles, bulkheading, rip-rap, rock revetments, retaining walls, sand fencing, groins and dredging.

(3) Preconstruction fee. If any building or commencement of any construction activity is without the benefit of applicable permits, all fees associated with any building or construction activity shall be equal to double the otherwise applicable fee for all applications and permits as provided for herein.

F. 1(B) In conjunction with the application for removal/demolition/deconstruction of a structure (Herein after "Demolition permit"): including a dock, pile, tie-off poles, moorings, or other obstruction, or bulkhead, jetty, retaining wall, groin, revetment, rip-rap, ramp, catwalk, walkway, stairs, sand fencing or any structure constructed for the purpose of providing access to and from the shoreline, the Trustees require two (2) copies of the following:

(1) Completed demolition permit application form.

(2) Property survey, done by a New York State licensed surveyor, and updated no more than one year prior to the application date. The survey submitted must bear the original seal of the licensed surveyor or engineer.

(3) A description of the land and body of water upon which the proposed work is to be done.

(4) The full name and address of the owner(s) and of the applicant and the names and addresses of their responsible officers, if any of them are corporations.

(5) A brief description of the nature of the proposed work including but not limited to any implementation of erosion and sediment controls.

(6) A structural engineering report regarding the condition/integrity of all structures that are part of the demolition permit application.

(7) A statement of the use or occupancy of all parts of the land as commercial or residential

(8) A certified copy of the most recent deed recorded in the Suffolk County Clerk's office

(9) A hold harmless form duly executed in favor of the Board of Trustees. (The application and the hold harmless form shall be signed by all owners listed.)

(10) Color photographs of all structures that are part of the demolition permit application. The Trustees shall have 45 days from the date of receipt of a complete demolition permit application to render a report and/or recommendations.

G. Four one-year renewals of a permit issued for dredging, docks, bulkheading and channels provided, provided that there has been no change in the description of the work submitted with the existing permit which would warrant reconsideration of the permit or if any proposed modification in the description of work is less restrictive and will not result in any new adverse impact, will be approved by the Board for good cause, if applied for within three months of date of expiration of the original permit, upon payment of the application fee.

H. All work for which a permit is issued shall at all times be subject to inspection by this Board, or its designated agent, for a violation of any of the statements in the application therefor or any provision of the permit, or for any operation outside the limits shown on surveys accompanying the application, and said inspection is at all times reserved, whether or not set forth in express terms in any permit. The Board reserves the right to cancel any permit when it finds that it is in the public interest to do so. A copy of these rules shall form a part of every permit issued.

I. Lumber.

(1) All lumber used on Trustee-approved structures (e.g., for the construction of docks, bulkheads, pilings, sand fencing, etc.) must be untreated and may not contain any chemical wood preservatives.

(2) Areas outside Trustee jurisdiction, but still within the Town: There are several areas in the Town where bulkheads and docks are permitted but do not fall in the Trustee's jurisdiction (e.g., Noyack Bay, Little Peconic Bay, Great Peconic Bay, and Flanders Bay). A ban on treated lumber has been in effect since June 3, 2002, on materials used on any Trustee-permitted structures. No treated lumber may be used.

J. Procedure for evaluating permit applications for public hearings:

(1) The Board of Trustees may, in its discretion, require that a public hearing be held on applications where the proposed project raises a significant degree of public interest or where public input can aid in the decision-making process.

(2) The Board of Trustees shall give notice of a public hearing as follows:

(a) By requiring the applicant to erect a white sign or signs with black lettering, measuring not less than two feet long and one-foot wide, which shall be prominently displayed on the premises facing each public street on which the property abuts, giving notice of the date, time and place where the public hearing will be held. The sign shall not be set back more than 10 feet from the street line and shall not be less than two or more than six feet above the grade at the street line. The sign shall be made of durable material and shall be furnished by the Board of Trustees. It shall be displayed for a period of not less than 10 days immediately preceding the public hearing date. No additional posting shall be required for any adjournment date. The applicant shall file an affidavit that he or she has complied with the provisions of this section.

(b) By requiring the applicant to mail written notice of the date, time and place of the hearing, together with a copy of the application and survey submitted to the Board of Trustees, by certified mail, return receipt requested, to every property owner, as shown on the current Town of Southampton assessment rolls, of parcels abutting the property which is the subject of the application, proof of which shall be submitted to the Board of Trustees on or before the commencement of the public hearing in the form of an affidavit with postal receipts annexed thereto confirming mailing of said notices at least 10 days prior to the hearing date.

(c) Failure of the applicant to provide the Board of Trustees with the required proofs of notice shall require that the matter be adjourned and renoticed. After the second occurrence in which an applicant fails to provide the Board of Trustees with the required proofs of notice, an applicant shall bear all further costs of publishing associated with matters that must be renoticed.

(3) (a) The public hearing for a formal application shall be held no sooner than 15 days from the date an application is deemed complete, as evidenced by a "Notice of complete application".

(b) Within 45 days of the close of any public hearing, the Board of Trustees shall render a decision to approve, approve with modifications or special conditions, or deny the issuance of a permit for the proposed activity. The Board of Trustees shall also set the term of any permit issued pursuant to its decision.

(c) The Board of Trustees shall close the public hearing within 60 days of the hearing's opening, and within 180 days from the date an application is deemed complete, as evidenced by a "Notice of complete application" for a formal application, unless an extension is mutually agreed upon by the Board of Trustees and the applicant.

(4) The Board of Trustees, on its own motion, or at the request of the applicant, may modify or extend any of the aforementioned time periods for good cause.

(5) In evaluating applications for permits under this section, the Board of Trustees shall consider the potential impact upon the rights and resources of the Freeholders and Commonalty of the Town of Southampton, including whether the activity applied for will unreasonably interfere with the rights of the Freeholders and Commonalty to use their lands or to pass and repass along their rights-of-way. To the maximum extent practical, the protection

of the environment and conservation of natural resources shall be given appropriate weight with social and economic considerations. The Board may consider the objections, or lack thereof, of abutting landowners.

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 FURTHER RESOLVED, that the following Notice of Adoption is hereby authorized to be published:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that a public hearing was held by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton on June 7, 2021, and the Board of Trustees at its meeting of June 7, 2021, adopted an amendment to the Rules and Regulations for Management and Products of the Waters of the Town of Southampton ("Blue Book"), Article Article VII section: § 47 "Permits required; application procedure; issuance; inspections." to establish requirement of demolition permit, and amend public hearing time frame, and procedural requirements.

SUMMARY OF PROPOSED LAW

The Trustees seek to establish requirement of demolition permit, and amend public hearing time frame, and procedural requirements.

Copies of the amendment are on file in the Trustee's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

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

✓ Vote Record - Trustees 2021-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"/>
	Scott M. Horowitz		<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"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Trustees Resolution 2021-141

Category: Public Hearings - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders

Notice of Public Hearing to Consider Issuance of a Letter of Authorization Consenting to, and in Support of the Suffolk County Parks Woodhull Dam Fish Ladder Project

WHEREAS, The Board of Trustees of the Freeholders and Commonalty of the Town of Southampton ("Trustees") is the owner of Wildwood Lake, Riverside, New York; and

WHEREAS, pursuant to the New York State General Municipal Law, section 119-o, the Town of Southampton, and the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton 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, the Town Board of the Town of Southampton, by Town Board Resolution authorized and certified the CPF grant award in the amount of \$260.904.00 to the Suffolk County Parks Department for purposes of construction of a fish passage at Woodhull Dam, which abuts, and connects to the Trustee owned property Wildwood Lake, Riverside, NY; and

WHEREAS, Southampton Town adopted Local Law No. 15 of 2016 which authorized the use of a portion of the Community Preservation Fund (CPF), not to exceed 20%, for water quality improvement projects (WQIP) following the amendment of the enabling state law found at Town Law section 64-e; and

WHEREAS, specific types of projects eligible for funding are enumerated within Article VI (Chapter 140) of the Town Code of the Town of Southampton; and

WHEREAS, Water quality improvement projects require certification by the Town Board by resolution making certain specific findings pursuant to Town Code section 140-33; to this end the Town Board has considered the recommendations of the Water Quality Improvement Advisory Committee and finds that the funding of the projects enumerated herein are consistent with the following criteria:

1. The proposed water quality improvement projects are for the planning, design, or implementation of a capital project with a probable useful life of at least five (5) years, pursuant to the state local finance law;
2. The proposed water quality improvement projects are consistent with one or more regional water quality improvement plans;

3. Said projects advance measurable water quality improvement for the Peconic Bay Region;
4. Said projects comply with specific existing or proposed state or regional water quality standards or targets;
5. In the case of aquatic habitat restoration projects, said projects will promote aquatic habitat restoration; and

WHEREAS, The Board of Trustees has received a request for issuance of a letter of authorization signed by Suffolk County Parks Commissioner, Jason Smagin, and dated May 19, 2021; and

WHEREAS, Town Board Approved CPF Water Quality grant funding for the Woodhull Dam Fish Ladder Project shall be released in accordance to CPR Water Quality Guidelines by Southampton Town, upon issuance of a letter of authorization consenting to, and supporting the project, by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton.

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton directs that a public hearing shall be held on Monday, June 21, 2021 at 1:00 p.m., via videoconference, to hear any and all persons either for or against issuance of a letter of authorization by the Board of Trustees, consenting to and in support of the Suffolk County Parks Woodhull Dam Fish Ladder Project

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that a public hearing will be held by the Trustees Board on **Monday, June 21, 2021 at 1:00 p.m.**, via videoconference, to hear any and all persons either for or against issuance of a letter of authorization by the Board of Trustees, consenting to and in support of the Suffolk County Parks Woodhull Dam Fish Ladder Project.

FURTHER NOTICE, that due to public health and safety concerns related to COVID-19, the Trustees Board will not be meeting in-person. In accordance with the Governor's Executive Order No. 202.1 and its related extensions, the Trustees Board meeting will be held via videoconferencing, and a transcript will be provided at a later date. The public will have an opportunity to see and hear the meeting live, and to provide comments.

The public can watch the live meeting online from the Town of Southampton website on the Town Clerk's Meeting Portal, via YouTube, or through the Zoom App. If any interested members of the public would like to provide comments on the public hearing, comments can be called in during the meeting via telephone or the Zoom App. Comments can also be emailed up until one hour before the start of the meeting to the Town Clerk at townclerk@southamptontownny.gov <<mailto:townclerk@southamptontownny.gov>>. In addition, the record will remain open after the public hearing for the submission of written comments.

Please continue to check the Town Clerk's website and Meeting Portal as the hearing date approaches for further instructions on how to access the virtual meeting, and for any updated information.

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

✓ Vote Record - Trustees 2021-TRUS-141						
<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"/>
	Scott M. Horowitz	<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"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Trustees Resolution 2021-142

Category: Public Hearings - Trustees
Sponsors: Scott Horowitz
Department: Trustees of the Freeholders

Notice of Public Hearing on Amendment of "Blue Book" A340 considering amending The Management and Products of the Waters of the Town of Southampton Article VIII Section: 66 entitled, "Areas designated; restrictions."

RESOLVED, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton directs that a public hearing shall be held on **Monday, June 21, 2021 at 1:00 p.m.**, via videoconference, to hear any and all persons either for or against proposed amendment of "Blue Book" A340 Article VIII section: § 66 "Areas designated; restrictions." As follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desire to make Trustee seasonal parking permit season coincide with Southampton Town seasonal parking permit season.

SECTION 2. - Amendment.

Article VIII 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:

§ 66

Areas designated; restrictions.

A.

The following Southampton Town Trustees' roads shall be designated as parking-by-permit areas from ~~May 15 to September 15~~ April 1st to September 30th of each year. Said permit shall be issued by the Southampton Town Trustees for the following areas:

(1) East Quogue:

(a) Dolphin Lane.

(b) Triton Lane.

(2) Hampton Bays:

(a) Mermaid Lane.

(b) Roads D, H, I, J, K, and L.

(3) Noyac:

(a) Dock Road aka 53 Pine Neck Avenue (SCTM# 900-5-1-13.1) (Southampton Town Trustees' permits or stickers only).

(b) Pine Neck Avenue Traffic Circle (Circle Beach) aka 87 Pine Neck Avenue (SCTM# 900-4-4-

- 2).
(4) Water Mill:
(a) 475 Rose Hill Road.

B. A Trustees' road parking permit, any Trustees; resident sticker, or a Town of Southampton Parks and Recreation parking permit must be obtained prior to parking. Trustee-issued permits will be for freeholders, residents and taxpayers only.

C. Southampton Village: No parking in Lake Agawam Parking Lot without a Trustees' Lake Agawam parking sticker.

SECTION 3. Severability.

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

SECTION 4. - Effective Date.

This change shall take effect immediately upon the adoption of the Amendment by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton.

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that a public hearing will be held by the Trustees Board on **Monday, June 21, 2021 at 1:00 p.m.**, via videoconference, to hear any and all persons either for or against amendment of "Blue Book" A340 section: § 66 "Areas designated; restrictions."

FURTHER NOTICE, that due to public health and safety concerns related to COVID-19, the Trustees Board will not be meeting in-person. In accordance with the Governor's Executive Order No. 202.1 and its related extensions, the Trustees Board meeting will be held via videoconferencing, and a transcript will be provided at a later date. The public will have an opportunity to see and hear the meeting live, and to provide comments.

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Please continue to check the Town Clerk's website and Meeting Portal as the hearing date approaches for further instructions on how to access the virtual meeting, and for any updated information.

Summary of Proposed Rule

The Board of Trustees for the Town of Southampton desire to make Trustee seasonal parking permit season coincide with Southampton Town seasonal parking permit season.

Copies of the proposed rule amendment, sponsored by Trustee Scott Horowitz, is available in the Trustees Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

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

✓ Vote Record - Trustees 2021-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		Yes/Aye	No/Nay	Abstain	Absent
		Eric Shultz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

X. Closing