

VILLAGE OF EAST HAMPTON BOARD OF TRUSTEES  
VIDEO CONFERENCE MEETING HELD ON  
NOVEMBER 19, 2021 MEETING, AT 11:00 A.M.

*Pursuant to Laws of the State of New York (COVID19 Pandemic) meeting was held via video conference online and published by Local TV, Inc. (Channel 20/22 LTV – public access) Call in was available.*

**Present:** Jerry Larsen, Mayor  
Chris Minardi, Deputy Mayor  
Arthur Graham, Trustee  
Sandra Melendez, Trustee  
Marcos Baladrón, Administrator  
Vincent Messina, Village Attorney  
Michael Bouker, Deputy Superintendent of Public Works  
Billy Hajek, Planner  
Michael Tracey, Police Chief  
Ken Collum, Code Enforcement Officer  
Tom Preiato, Building Inspector  
H. King, Historic Site Manager  
Drew Smith, Chief Lifeguard  
Kurt Miller, Bencor  
Tim Babcock, on behalf of Catherine Babcock  
Jody Gambino, LTV Moderator  
June Lester, Deputy Clerk/Administrative Assistant

**Absent:** Rosemary Brown, Trustee

Mayor Larsen: All right, good morning, everyone. Welcome to East Hampton Village board meeting. Today is November 19th, 2021, 11:00 in the morning and we are going to start our meeting but first, we're going to do a pledge of allegiance. If Everyone would stand, Kenny.

**Pledge of Allegiance**

Fire Marshal Collum: I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

**Veterans Day**

Mayor Larsen: Thanks, Kenny. So I have a couple of announcements I just want to go over before we get into our presentations, before we get into our meeting. I just wanted to thank everybody who came out and supported the veterans over the Veterans weekend and Veterans Day. We had actually two parades. One was on the 11th, which was a small parade that went from basically London Jewelers to the Windmill. And then on Saturday the 13th we had another one and it was a little bit larger. And we're talking with the veterans now and we think we're going to combine the two parades and make one parade. And it'll be on the actual Veterans Day moving forward but that's still in the works but really nice turnout, both days were beautiful. And it was really nice to see everybody out supporting and cheering on the vets. So we're going to continue that tradition. We're just going to figure out how exactly we're going to do it so we don't have to have two parades. So, that was that.

**Santa Parade**

Mayor Larsen: I want to announce that we're having our... The Santa Parade will be on December 4th, which is Saturday. I think it's starting at 11:00 this year. So hopefully everybody can come out and join us for that. We're also doing a holiday toy drive and food drive and we're asking people to bring unwrapped toys to Village Hall and drop them off. This is in an effort to help the Kiwanis Club and Toys for Tots. And we're also doing a food drive which we will then distribute the food to the food pantries. So anybody who has food or toys they'd like to drop off you can do it at Village Hall.

**Food Pantry Pie Drive**

Mayor Larsen: The last thing I have is I'd like to thank Sandra. Again, this year she's organized the pie drive with the food pantries. They're making over 300 pies which they started, I think, yesterday, Sandra why don't you talk a little bit about it?

Trustee Melendez: Yes, we're happy to be able to give to our community. We are doing 300 pies. We're

giving pies to the East Hampton Food Pantry, Springs and the senior citizen this year. So we are really happy to be able to give some to the people that need. A lot of people don't think about it but there is a lot of food insecurity, especially with this pandemic. And we're telling people to please give. We have it in Village Hall. We can give for the pantries and it's a good time to be nice to others.

Mayor Larsen: That's great. Why don't you just announce who's on your pie baking? Give them a little credit for putting in all this hard work.

Trustee Melendez: The crew is Jenny Baladrón, Lisa, your wife of course. Who else? Carol Hayes and Trish Erickson. Who else? I forgot someone else. Not sure-

Mayor Larsen: Well, I heard Brad Billet was there yesterday making pies.

Trustee Melendez: Oh, Brad was there. Yeah, that's true. And I'm forgetting her name but she knows, Susan, and I'm forgetting Dominique. I think it was her name. I'm sorry. Forgot her name. So-

Mayor Larsen: I'm sorry to put you on the spot there Sandra.

Trustee Melendez: You did.

Mayor Larsen: Thanks to the whole team for doing that. It's really nice that we can give back to the community and do such a nice thing. That's a lot of pies by the way so thanks again. All right, so we're going to jump right into the presentations. I'm going to call on Hugh to give us a presentation about Jud Banister, who's a former mayor of the Village of East Hampton. And again, this is in accordance with my plan to honor each of the past mayors by dedicating the street that they lived on and when they served as mayor for the village.

#### **Cooper Lane - Honorary Street Dedication to Mayor Judson Banister (Mayor 1936 – 1954)**

Historic Site Manager King: Okay. The first information I had was given to me by Carol and Steve Rideout. Carol is the niece of Judson Banister. The first East Hampton steam laundry was built by Jud and his brother in 1904 on Cedar Street. They separated as business partners and the laundry burned. And in 1912 Jud built his second one on Race Lane in 1912. That one burned too. And then he built a brick one much still standing on Race Lane in 1913, running it for 41 years until he sold it to his nephew in 1954. And you know where the Laundry Restaurant was, well, that's where the laundry was. That's why it was called The Laundry. And during the 1938 hurricane, the laundry's delivery wagon was used to take Dominic Grace, severely injured when his garage collapsed to the Southampton Hospital. Jud was a senior member of the Masons and was mayor during World War II. They supported Christmas events for children with Jud playing Santa Claus several years. He served as president of the New York Conference of Mayors from 1950 to '51. In retirement he served as finance chairman for the construction of a new building of the First Methodist Church. Now while he was mayor, he was the longest serving mayor at the time from 1936 to 1954. He served both as the chief of the fire department and the mayor. He was the mayor during The Depression, the hurricane of '38, and World War II. Main Beach was purchased while he was mayor. He had the Hook Mill restored. The triangle of land at Baiting Hollow and Montauk Highway was purchased and later became Banister Park. The area that became the nature trail was preserved under his leadership. Wedgwood plates were purchased to be sold at Home Sweet Home. Colored lights were hung on Main Street for Christmas. Sidewalks were constructed of brick in the historic district. The North End Cemetery was taken care of by the Village. The Village was debt free during his leadership and Fritz Leddy was appointed police chief. So this is the information we have of Jud Banister and I will be delivering this again tomorrow at the corner of McGuirk and Cooper Lane, right, Mr. Mayor?

Mayor Larsen: Yes, sir. So, we're going to meet there at 2:00 and family's going to meet us and you can deliver this to them then. And we also have a proclamation for them as well. So June, if you could read that proclamation.

Deputy Clerk Lester: Sure. "In recognition of Judson Banister, whereas the Board of Trustees of the Incorporated Village of East Hampton would like to recognize Judson Banister for his honorable service to the Village of East Hampton as mayor from 1936 to 1954. Whereas, the mayor of the Village of East Hampton, Judson Banister made an important and lasting contribution to the Village and represents a key part of its history, this honorary designation pays tribute to Judson Banister for his 18 years of service to the Village as mayor. Now, therefore I, Mayor Larsen, mayor of the Village of East Hampton on behalf of the Board of Trustees and the residence of the incorporated Village of East Hampton do hereby proclaim that Cooper Lane shall bare the honorary name, Honorable Judson Banister."

Mayor Larsen: Terrific. Thank you. Are you all wrapped up, Hugh?

Historic Site Manager King: Yeah, what I just read you, June made up a nice folder and we're going to put that in the folder and give that to them too.

Mayor Larsen: Yes. I have one on my desk as well.

Historic Site Manager King: Okay, all right.

Mayor Larsen: All right, thank you very much.

Historic Site Manager King: See you tomorrow.

### **Katie Babcock – Georgica Beach Building**

Mayor Larsen: Next up, we are going to be talking about Katie Babcock and I'm going to ask the chief to speak about Katie. And then we also have Tim Babcock on the line here. Once the chief's done maybe he can tell us a little bit about Katie and then I have a little story as well. So go ahead, chief.

Police Chief Tracey: Yes. Thank you Mr. Mayor. We are talking about Catherine Katie Babcock today and we're putting forward the idea and the proclamation to dedicate the Georgica Coast Guard beach building in her name. As many of you know, Katie was a long serving East Hampton Village Beach Manager, inspirational leader and as well spend a great deal of time as a crossing guard for the East Hampton Village PD many years ago. But she served us well and the members of the community and were very proud of her service and wanted to take the time to recognize her efforts on behalf of the community and thank her and her family for being there for the community all these years. And we have Tim Babcock, Katie's son here with us and he had a couple of things to add. And Tim, if you would.

Mr. Babcock: Good morning everybody. Thanks Chris, I really do appreciate it. And Mayor Larsen and the Board, on behalf of our family, I really do appreciate this honor for my mother. She's going to be tickled-pink. Anyway, Catherine Babcock, Catherine Bardis - she lived almost her entire life on Fredericka Lane on the east side of the village. She attended East Hampton High School and graduated in 1941. She married my father Lyman Babcock from Sag Harbor and brought up four children. Many of you know, Lyman Babcock, Encie Peters, myself and Amy Sullivan. Actually, Amy and Encie still live on the compound on Fredericka Lane. Anyway, so she also has 10 grandchildren and 17 great grandchildren.

Mayor Larsen: Wow.

Mr. Babcock: Yes. Anyway, so she started working for the Village in the early 1960, I think it was '61 as a school crossing guard in front of the brand new John Marshall School. She was the first female crossing guard. She worked on her post on Church Street until the mid-eighties. While she was there. She welcomed many students, families and school personnel. All the children call her Kate, everyone calls her Kate. Over the many years she formed... Many former students fondly remember her and her stories. Kate got to know most, all those regular students that crossed every day. And in their typical fashion, she noticed this one girl was missing for a couple of days. So when she finally comes back to school my mother inquired why she was absent. She said, "Oh, I had a terrible disease. I had diarrhea." These are the stories our mom would tell about the kids. And more than one occasion, Fred Williams, who was the undertaker at the time, would stop his hearse in front of her, take out his tape measure and measure her up. He was a character anyway. Whoa! Losing this one, falling apart here. And another assignment that she had, was providing security for the football games on Herrick Park. She was always there for all the games, especially when Lyman and I played. And then she also was... Did matron duty for both the village and the town. So whenever the phone rang after 10:00 at night, especially around the full moons we never answered. Dennis or one of the other cops would say, "Hey, Kate, we got a hot one here for you." Anyway, so her favorite job though was Main Beach. She started there as a traffic control officer during the summers and during busy times it was a really challenge to keep everybody moving and happy. You never know what or who you were going to encounter. One particular story she tells about this group of young men who were always up, up to 15 minutes zone and always had an issue about moving along, come to find out it was the Lovin' Spoonful. So anyway, she loved working on the beach and with all those different types of experience, a host of others, she met a lot of famous people, regular people and she treated everybody the same. No matter who you are, you got the same treatment. And while she was there at the beach she employed a lot of locals as beach boys, lifeguards and parking attendants. As Chris will tell you, people will tell you that she ran a very tight ship and her famous saying was, "Not on my beach." And at one point she had a difficulty finding lifeguards. Many as you know, the Atlantic Surf on Long Island is very challenging especially for lifeguards. So was challenge to get lifeguards. So she contacted the head of the accounting lifeguard department, Joe Dooley, and challenged him to hold lifeguard tests at Main Beach. He relented after many times and the many future lifeguards were developed as results of that agreement. The rest of this history and led to a lifelong friendship between Mr. Dooley and my mother. Main Beach had become a very popular place and

a busy spot for residents. Like I said many famous people would show up there and whatnot. One of the main reasons is she kept that beach clean. She'd have the beach boys and the lifeguards out there raking all the time. She'd even send the beach boys to some of the other beaches and made sure they were kept clean. And it was during this time, I do believe, my mother actually said that, "We need another beach open with lifeguards." And opened up Georgica. So I do believe my mother was the one who actually started opening up Georgica and putting lifeguards down there. The other thing that she did working with Pat McCrory, she implemented the beach sticker system. The one that's still deployed today. She went on to manage the beach for about 13, very successful years, serving both effective administrator and ambassador to the village. She retired from Main Beach in 1979 and yet continued to serve the village in her other capacities. In total my mother has got 25 years of dedicated service to the village. So again, on behalf of the family and my mother I really do appreciate what the board is doing. I think it's a wonderful thing. Thank you all.

Mayor Larsen: Well, thanks Tim. I have to say, Dave Driscoll was actually the one who approached me on it, but I think Chief Tracy even approached me before that. And it's an honor to do something like this for your mom. My earliest memories of her, I think I was like seven or eight years old, I used to live on the corner of Buell Lane and Church Street and I would walk to school and of course that's where her station was. So I would see her every single morning. So that's my memory as her. And then I think when you were mentioning matron duty, I think we used her, Chief? If I'm remembering correctly, even when we were there I think she was working as a matron a little bit. Is that possible?

Police Chief Tracey: I remember her as a matron and a crossing guard. The only thing I don't remember is if you were you and I were employed at the time. That's fuzzy for me at my age.

Mayor Larsen: Yeah. Well, Tim was like the mid-eighties. Would she still have been doing matron duty?

Mr. Babcock: That was towards the end of her doing matron duty. Yes. But still she was still active. Yeah.

Historic Site Manager King: May I say something, Mr. Mayor?

Mayor Larsen: Of course, Hugh.

Historic Site Manager King: Yeah. Well, when you do the dedication down at the Georgica Building, Tim should do the talk there. Not me. That was wonderful. Can he-

Mr. Babcock: Thank you. I appreciate that. Put me on the spot again.

Historic Site Manager King: Yeah. Couldn't he do it.

Mayor Larsen: Of course he could. I thought maybe you might have some-

Historic Site Manager King: I'll look up [inaudible/crosstalk] but the main speaker should be him if you [inaudible/crosstalk]. I'll be there but okay?

Mayor Larsen: That's fine. That's great. All right. Well, Tim, before you sign off we do have a proclamation. I'm going to ask June to read, June.

Deputy Clerk Lester: Okay. "In recognition of Catherine Katie Babcock, whereas the Board of Trustees of the Incorporated Village of East Hampton would like to recognize Catherine Katie Babcock for her dedication as beach manager from 1967 to 1979, and her years as crossing guard, traffic control officer, matron, and whereas Katie Babcock is remembered fondly as beach manager for her fierce dedication to the protection of the beaches and the phrase, "Not on my beach." Now, therefore I, Mayor Larsen, mayor of the Village of East Hampton on behalf of the board of trustees and the residents of the incorporated Village of East Hampton in gratitude of her devotion as beach manager and in honor of her recent one hundredth birthday, hereby dedicate the Georgica Beach Building to her, commemorated with a 10 by 10 Bronze plaque to be affixed to the building."

Mayor Larsen: Terrific. Thank you June. So Tim as soon as that plaque, which was just displayed on the screen, as soon as that is in, we will arrange with you and your family to do the presentation at the beach.  
Mr. Babcock: Look forward to it, mayor. Thank you for very much.

Mayor Larsen: That'll be great. Thanks for coming on. We appreciate it. Say hi to everyone and I look forward to doing this.

Mr. Babcock: Yes. All right.

**Bencor**

Mayor Larsen: Thanks again. Thanks chief. All right, next up, we have Kurt Miller. Who's going to explain to a short presentation on this new program that we're instituting called Bencor.

Mr. Miller: Morning. Thank you Mayor.

Mayor Larsen: Thank you.

Mr. Miller: So, I'm going to give a very brief overview of what a special pay plan is because this is a concept that will benefit not only the employees of the Village of East Hampton but also the village itself. Special pay plans are for accumulated sick and vacation pay. The way that the village handles that today is a check is just paid out to the individual who is retiring. The problem with that is when that's paid out when somebody is retiring, they're getting fully taxed on it at the moment that they are also retiring. A lot of employees don't want to take that money as they're retiring. So they instead want to be able to defer that. We've developed this special pay plan which is a mandatory program that has the contributions of the accumulated sick or vacation pay paid into a retirement account in that employee's name. What is the benefit of that? Number one, they get to do defer the state and federal income tax until they want to use the money. Number two, because it's a mandatory program. The employee doesn't ever have to pay social security or Medicare tax on it. It is deemed to be an employer contribution and therefore is not subject to the social security and Medicare tax, which can add up to as much as 7.65% on that money. Because the employee doesn't have to pay the social security or Medicare, the village also saves that amount of money, that 7.65% because they don't have to put in the match. So it's a win-win for both the employee and the village. The program doesn't cost the village anything, it doesn't cost the anything. The program is put in place. It looks just like a 401k or a 457 plan. There are a host of different investment options that they can choose to have the money invested in, that is purely at their discretion and how they want to invest it. But again, it's a program that benefits both the village and the employee. So, we have done this in a number of other towns and villages around Long Island, including Smithtown, the town of East Hampton, the town of Southampton. Sands Point, Northport. Our largest client on the island is actually Suffolk County. The county has done this now for about five years. And just to put it in perspective, the county saves about half a million dollars a year from the contributions going into this. Clearly the savings for the village are not going to be at that level because your payouts aren't that high, and you don't have as many employees as the county, but it's still a savings to the village at no cost to you. So, I thank you for your time. Mayor, I'm happy to take any questions if you have any or...

Mayor Larsen: No, it seems pretty straightforward. Does anybody have questions? Anybody on the board?

Trustee Graham: Yeah. I just want to know we are not required to fund this until the employee separates, correct?

Mr. Miller: That is exactly correct. Really, it doesn't change your funding at all because you would have been paying out that amount to that employee when they retired anyway. So now instead of it going straight as a check where you are going to have the social security and labor burden on that, now it's going to be a contribution into the retirement plan for them and you save that money.

Trustee Graham: Sounds like a no brainer to me.

Mr. Miller: We hear that a lot.

Mayor Larsen: Any other questions before we... Nope. Kurt, I appreciate you coming on.

Mr. Miller: Thank you, Mayor. Appreciate it.

Mayor Larsen: All right. Next up. I have Brad Billet, who's the President of the East Hampton Village Foundation and also my very good friend. Welcome Brad.

**Brad Billet, East Hampton Village Foundation – Herrick Park Phase I Donation**

Mr. Billet: Hi. How are you mayor?

Mayor Larsen: Good. How you doing?

Mr. Billet: I'm doing fine. I am here for a very nice purpose to give you a check for \$206,540 for Phase One of Herrick Park. I'm going to back up a little bit so you can see the check, that's it. And we would ask from

the Foundation that you accept this on behalf of the Foundation for the first phase in the engineering of Herrick Park.

Mayor Larsen: That's terrific. Like Kurt just said, that seems like a no brainer. So we're going to thank you for all that hard work.

Mr. Billet: Thank you.

Mayor Larsen: And like we said, that'll go towards phase one and we're looking forward to hopefully starting that project very soon.

Mr. Billet: Great. Look forward to it. And I'm here for any questions if anyone has any.

Mayor Larsen: Anybody you have any questions from the board?

Trustee Graham: Yeah. I'd like to ask Brad, thank you very much for the \$200,000. It is going to a good cause. How much has the Foundation raised in total so far?

Mr. Billet: We have raised for phase one and this is including pledges of about 1.2 million. We have not gotten that in yet in. And then for phase two, we have a pledge for half a million. So a total is approximately about 1.7 million. Part of that, we are waiting for a large portion of that, that we should receive before December 31st, but it has been pledged to us.

Trustee Graham: Great. That's wonderful. Thank you.

Mr. Billet: Thank you.

Mayor Larsen: Thank Brad. Anyone else have questions? Brad, please stay on though, in case there's any public comment?

Mr. Billet: Sure. I would be happy to do that.

Mayor Larsen: Okay great.

Deputy Mayor Minardi: I'd just like to say thank you to Brad as well. Brad, job well done. This is wonderful news for the village. Thank you.

Mr. Billet: Thank you, Chris.

Mayor Larsen: All right. That concludes our presentations. I am going to ask June to do a roll call of the board. June.

**Roll Call**

Deputy Clerk Lester: Sorry about that. Mayor Larsen.

Deputy Clerk Lester: Deputy Mayor Chris Minardi.

Deputy Clerk Lester: Trustee Arthur Graham.

Deputy Clerk Lester: Trustee Rose Brown.

Deputy Clerk Lester: Trustee Sandra Melendez.

Deputy Clerk Lester: Administrator Marco Baladrón.

Deputy Clerk Lester: Village Attorney Vincent Messina.

Mayor Larsen: Present.

Deputy Mayor Minardi: Present.

Trustee Graham: Present.

(Absent)

Trustee Melendez: Present.

Administrator Baladrón: Present.

Village Attorney Messina: Present. I am overrated.

Deputy Clerk Lester: Thank you.

Mayor Larsen: All right. Thanks everybody. So we're going to start with public hearings. The first public hearing was held open from October 15th. So June, if you could read that.

1<sup>st</sup> Public Hearing – Introductory #24 – 2021

(copy of notice as published in the East Hampton Star is inserted at end of minutes)

INTRODUCTORY NO. 24 - 2021  
LOCAL LAW NO. \_\_\_\_, 2021

“A Local Law amending Village of East Hampton Code §278-3 Zoning; Area, setback and height regulations; regarding cellars.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I. Legislative Intent. The Board of Trustees of the Village of East Hampton has received numerous requests from the public with respect to the dimensional limitations currently in effect with respect to the size of cellars of single-family residences. The Board finds and determines that the present limitations on cellars may be relaxed if appropriate limitations are in place which would mitigate any potential adverse impacts, and that the Code should be amended to reflect same.

SECTION II. AMENDMENT. Deletions are struck-thru. Additions are in **bold and underlined**. The provisions of the Village of East Hampton Code §278-3 are hereby amended as follows:

§278-3. Zoning; Area, setback and height regulations:

A. Area, setback and height requirements.

(11) Single-family residence district design standards.

(a) ~~No part of a cellar shall extend beyond the exterior wall of the first story of the building in which it is located.~~ **The total area of any cellar extending beyond the exterior wall of the first story of the building in which it is located shall not exceed twenty-five (25%) percent of the gross floor area of the structure. That portion of the cellar which extends beyond the exterior wall of the first story of the building in which it is located shall count toward coverage limits.**

(b) No cellar shall extend more than ~~12~~ **15** feet below natural grade.

(c) There shall be at least one common entrance on the ground floor, through which every room, other than a utility room, shall be readily accessible by passage through the interior of a single-family residence. **The setback of any part of a cellar shall be the same as the structure under which it is located.**

Deputy Clerk Lester: Introductory # 24-2021. A proposed amendment to code chapter 278-3; Zoning; Areas set back and height regulations, regarding cellars. Section One; legislative intent. The Board of Trustees of the village of East Hampton has received numerous requests from the public with respect to the dimensional limitations currently in effect with respect to the size of sellers of single-family residences. The board finds and determines that the present limitations on sellers may be relaxed if appropriate limitations are in place, which would mitigate any potential adverse impacts and the coach should be amended to reflect the same.

Mayor Larsen: All right. Does any board members have any questions? Comments?

Trustee Graham: Yeah, I do Mr. Mayor. We had said before that you had originally proposed 25% of the footprint of the house. I notice here in the code now it says 25% of the GFA. That seems to be excessive.

Mayor Larsen: I'm going to let Billy talk about that or Vinnie or Tom. Whoever wants to speak up on this.

Building Inspector Preiato: Thank you mayor and board members. I believe we wanted to just clarify that it was the gross floor area of the first floor. Billy, correct?

Village Planner Hajek: Yes. I believe you're correct. I believe it's the first floor footprint. Gross floor area, first floor footprint.

Village Attorney Messina: That is correct.

Mayor Larsen: Okay. Does that answer your question Tiger?

Trustee Graham: Yeah, it answers my question, but we need to change the language. Because it says, gross

floor area of the structure. So we just changed structure to first floor and we should be good.

Village Attorney Messina: Okay. Consider it done. It should have been done already and if it wasn't, I'll take responsibility for that, but we will... That's how it will appear in the final version.

Mayor Larsen: Okay. Any other comments, questions?

Deputy Mayor Minardi: I'd like to add a couple things. I do support this code change. One thing I'd like everyone to realize is that all of our neighboring hamlets allow this. This is not something new. Also, this was allowed in East Hampton Village up until somewhere around the 2017 range. I might be a little wrong on that. Billy or Tom might be able to correct me, but again, this is in my opinion, a very minimal rollback. So we don't further restrict our residents and what they can't do on their property. In my experience on the zoning board, and the planning board, I have not seen very many of these applications in the past, when we allowed them or we didn't allow them. I don't believe this is a big change, I really don't. And if some people do, I think I'd be more than happy to sit down and explain exactly my reasoning again. But in my opinion, this is an unnecessary code that we have. And it's again, further restricting our residents. Again, none of our neighboring hamlets have this rule or this code. And there's a reason for that. Again, North Haven, East Hampton, Sag Harbor, Southampton, all the villages don't have this. And I don't think we need to have this either. I also believe that the properties coverage and their setbacks, they do need to be conformed by. So, there's a way to limit this. Or there is a way to keep this in a normal and a small aspect of our zoning where it can't get out of control because the property owners would still have to abide by their setbacks, by their coverage and all the other things that our code has. So, those are the reasons why I'm in favor of this.

Mayor Larsen: Terrific. And the other thing that we're striking from the version of the law, is that will not count towards coverage.

Trustee Graham: I'm sorry Mayor, can you say that again?

Mayor Larsen: The underground structure will not count towards coverage. So the piece that sticks out from the first floor footprint, as long as it remains underground, will not count towards coverage.

Trustee Graham: What if they have a patio on top of it?

Deputy Mayor Minardi: That would count as coverage.

Trustee Graham: So it's a grassy area. It would not count as coverage.

Mayor Larsen: Correct?

Deputy Mayor Minardi: Anything that is above the ground counts as coverage, as it does now. So if it's an egress or a window well, or a whatever, it counts as coverage that doesn't change. This is just strictly underground, you can't see it. It does not protrude upwards if I'm correct.

Trustee Graham: Well again, that's not what it says in the code as written, in the proposed code.

Mayor Larsen: No, that's why I'm bringing it up Tiger. We're going to strike that out.

Trustee Graham: Why don't we count his coverage?

Deputy Mayor Minardi: Why would it count as coverage if it doesn't cover anything?

Trustee Graham: Because it exists. I mean, that [inaudible/crosstalk]

Deputy Mayor Minardi: It is underground.

Trustee Graham: ... why it was listed in there in the first place. So I know that some people complained about it, and this is not a hill that I'm going to even fight on, much less die on.

Deputy Mayor Minardi: I don't know why it was ever considered to be counted as coverage. I mean, I believe coverage counts on things that are above ground, like they do now. Like they would if someone had a window well, or an egress or whatever would compliment basement. And again, in my opinion, if someone wanted a larger basement and they had an egress or a window well, that would have to count as coverage because it's above ground, it's visible and it takes up space on your property. So, I feel comfortable with the checks and balances of this code. Because if it protrudes out into the earth that you



can see it, it counts as coverage. And if it doesn't, then it doesn't. And it can only be 20... What is it? 25% of the footprint of the first floor. So I think, you're... I want to call it the worst case scenario would be is that, someone has a room that sticks out underground, under a property that doesn't have any windows or doesn't have any outdoor egress, which means it couldn't be a bedroom. And it would be a storage room, I guess, of a utility room, a storage room, a place for people to put something that they wanted to take out of their basement to make room for something else. Am I right Billy and Tom? Correct me if I'm wrong, you guys are the zoning board experts.

Village Planner Hajek: I can speak to why it was... The reason it was included originally the first draft was because the definition of structure is anything on the ground or below ground. So, that was the reason for specifically including it in coverage. Now there a very compelling point to make that if it's covered by grass, then it shouldn't be... It doesn't contribute to your coverage. Same as a septic system, we don't count septic systems or leaching pools as part of coverage. So it's along the same lines for exempting it.

Deputy Mayor Minardi: Perfect.

Trustee Graham: This is going to be an amended to strike that last line.

Mayor Larsen: Yes. And does anybody else have anything? Otherwise, I'm going to go to the phones and see if anybody is on the line to talk about this hearing.

LTV Moderator Gambino: We have no callers on the line right now.

Mayor Larsen: All right. June, what do we have? Do we have any emails in reference to this?

Deputy Clerk Lester: I have an email from Ann Roberts received November 6<sup>th</sup>: "June, perhaps there can be some tweaking, but I'm not in favor of either of the proposed laws, basement expansion and window wells. They erode existing village planning and will hasten the ongoing change in the character of the village respectfully, Anne Roberts."

Mayor Larsen: I'm sorry to interrupt you. All I need to know is who it is and if they're in favor or against it.

Deputy Clerk Lester: Sorry. Okay. One from Anne Roberts and one objecting from Coco Shean.

Mayor Larsen: All right. And there's nobody on the line, Jody?

LTV Moderator Gambino: There's no one on the line.

Mayor Larsen: Vinny, quick question. Are we okay to close hearing with those minor changes?

Village Attorney Messina: Yes, we are.

Mayor Larsen: All right. So can I get a motion?

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: All right. Passed and carried, hearings closed. All right. Next one June.

2<sup>nd</sup> Public Hearing – Introductory #25 – 2021

(copy of notice as published in the East Hampton Star is inserted at end of minutes)

INTRODUCTORY NO. 25 - 2021

LOCAL LAW NO. \_\_\_, 2021

“A Local Law amending Village of East Hampton Code §278-3.A.(4) (b) Zoning; Area, setback and height regulations; regarding window wells.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I. Legislative Intent. As a result of the modification of limitations on cellars of single-family residential uses, other provisions of the Code of the Village of East Hampton must be modified to accommodate potential designs of such uses. Accordingly, the Board of Trustees of the Village of East Hampton does determine that the amendment set forth herein is an appropriate accommodation.

SECTION II. AMENDMENT. Additions are in **bold and underlined**. The provisions of the Village of East Hampton Code §278-3.A (4) (b) are hereby are amended as follows:

§278-3. Zoning; Area, setback and height regulations.

A. Area, setback and coverage requirements.

(4) Principal building side and rear yard setbacks. These restrictions apply to all principal buildings on lots located in residential districts regardless of the use of the structures thereon and to all lots used solely for residential purposes regardless of the classification of the underlying zoning district unless otherwise exempt pursuant to subsection A(4)(b) below. Accessory dwelling units permitted pursuant to §278-2 B.(7)(d) shall comply with principal building side and rear yard setback requirements.

\*\*\*\*\*

(a) Except as hereinafter provided, no principal building shall extend within the following distances of any side yard or rear yard property line. Setbacks are according to the actual lot size within the following ranges:

Lot Size (square feet)	Distance (feet)
Less than 10,000	20
10,000 or greater but less than 20,000	22
20,000 or greater but less than 30,000	24
30,000 or greater but less than 40,000	26
40,000 or greater but less than 80,000	34
80,000 or greater but less than 160,000	50
160,000 or greater	55

(b) Notwithstanding the table above, the following structures attached or connected to a single-family residence or multifamily residence shall comply with accessory structure side and rear yard setback requirements: cellar stairwells not exceeding five-foot width and eighteen-foot length, chimneys not exceeding two-foot width and four-foot length, bulkhead enclosures not exceeding eight-foot length and five-foot width, **window wells eight (8') feet or less from the wall of a foundation**, window wells not exceeding four-foot width and four-foot length, stoops not exceeding six-foot width and three-foot length. Building roof eaves may penetrate the above-described setbacks by no more than 24 inches.

Deputy Clerk Lester: Introductory # 25-2021. Proposed amendment to code chapter 278-3.A.(4) (B) Zoning; area setback and height regulations, regarding the window wells. Section one, legislative intent. As a result of the modification of limitations on sellers of single-family residential uses. Other provisions of the code of the Village of East Hampton must be modified to accommodate potential designs of such uses. Accordingly, the board of trustees of the Village of East Hampton does determine that the amendment set forth hearing is an appropriate accommodation.

Mayor Larsen: All right. This hearing was held open since our October 15th. So, does the board have any comments?

Trustee Graham: The only question I have is, the window wells have to be within eight feet of the basic footprint of the house. Is that how it reads.

Mayor Larsen: Billy?

Village Planner Hajek: Correct. Yeah, they can protrude no further than eight feet. So, within eight feet.

Trustee Graham: All right. That's in total or just any part of it needs to be within eight feet?

Village Planner Hajek: No, I would say in total. I think the way it's intended is to be in total.

Trustee Graham: Okay.

Deputy Mayor Minardi: I agree.

Mayor Larsen: Anyone else? How about callers, Jody?

LTV Moderator Gambino: There are still no callers on the line.

Mayor Larsen: All right. Can I get a motion to close the hearing?

Trustee Melendez: So moved.

Deputy mayor Minardi: Second.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: All in favor. Okay. Hearing is closed.

**3<sup>rd</sup> Public Hearing – Introductory #28 – 2021**

*(copy of notice as published in the East Hampton Star is inserted at end of minutes)*

**INTRODUCTORY # 28-2021**

**LOCAL LAW NO. /2021**

A Local Law to opt out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Village of East Hampton.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

**Chapter 96**

**CANNABIS**

§ 96-1. Legislative Intent

It is the intent of this local law to opt the Village of East Hampton out of hosting retail cannabis dispensaries and/or on-site cannabis consumption establishments within its boundaries.

§ 96-2. Authority

This local law is adopted pursuant to Cannabis Law 13-1, which expressly authorizes cities and villages to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within their boundaries.

§ 96-3. Local Cannabis Retail Dispensary and/or On-Site Consumption Opt-Out.

The Board of Trustees of the Village of East Hampton hereby opts-out of licensing and establishing cannabis retail dispensaries and/or cannabis on-site consumption establishments within its boundaries.

§ 96-4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

§ 96-5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to Cannabis Law 13 1, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.

Deputy Clerk Lester: Introductory# 28-2021. A proposed local law to opt out of licensing and establishing retail cannabis dispensaries, and or onsite cannabis consumption establishments within the Village of East Hampton.

Mayor Larsen: Comments? Callers, Jody?

LTV Moderator Gambino: There are no callers on the line.

Mayor Larsen: All right. Can I get a motion to close.

Deputy Mayor Minardi: So moved.

Trustee Graham: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Okay. Hearing is closed, next.

**4<sup>th</sup> Public Hearing – Introductory #29 – 2021**

*(copy of notice as published in the East Hampton Star is inserted at end of minutes)*

**INTRODUCTORY NO. 29 - 2021**  
**LOCAL LAW NO. \_\_\_\_, 2021**

“A Local Law amending Village of East Hampton Code §278-6 (Zoning; Parking Requirements) regarding parking requirements for residential uses”.

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

SECTION I. Legislative Intent. The Board of Trustees of the Village of East Hampton seeks to mitigate any potential increase in on street parking in residential areas. One method of addressing this concern is to require sufficient off street parking spaces. This local law seeks to impose off street parking requirements for all one and two family residences.

SECTION II. AMENDMENT. Additions are in **bold**. The provisions of the Village of East Hampton Code §278-3 are hereby are amended as follows:

§278-6. Zoning; Parking Requirements:

**E. The schedule of off-street parking space requirements for residential uses shall be as follows:**

<u>Use</u>	<u>Number of Spaces Required</u>
<b>One-family and two-family dwelling</b>	<b>2 per dwelling unit, plus 1 per bedroom over 3</b>

Deputy Clerk Lester: Introductory #29-2021, a proposed code amendment to chapter 278; zoning, concerning residential overnight parking legislative intent. The board of trustees of the Village of East Hampton seeks to mitigate any potential increase in on street parking in residential areas. One method of addressing this concern is to require sufficient off-street parking spaces. This local law seeks to impose off-street parking requirements for all one and two-family residences.

Mayor Larsen: Comments?

Trustee Graham: The only question I would have, this obviously doesn't apply to existing parking as it exists currently. So if somebody only has one parking space on their property we're not going to make them put another one in.

Village Attorney Messina: No, but it makes them akin to a legal nonconforming use essentially, right?

Trustee Graham: Right. Now if someone were to undertake an expansion of a nonconforming existing house then they would have to bring that into conformity in the future?

Village Attorney Messina: It would depend, I guess, on the size of the expansion. I leave that to Tom's interpretation but essentially if it's the minimus no I don't think that's the intent. But if you were to double the size of your dwelling then sure. Tom are you in agreement with that?

Trustee Graham: [inaudible/crosstalk], adding one bedroom.

Village Attorney Messina: Again, it depends on the overall size of the structure and the size of the improvement and the relationship between the two. I think that's the fairest way to say it.

Building Inspector Preiato: Tiger, obviously I think we would look to wherever possible pick up, off street parking. If the site is redeveloped that is [inaudible] to get a vehicle off the street.

Trustee Graham: Yeah. I don't want to make it a hardship on people as it exists now.

Building Inspector Preiato: Understood. But if someone were to oftentimes develop the property I'll say excessively or utilize coverage that could theoretically be used for parking where it's not counted, parking is not counted in a residential driveway, we would just have to take it on a case by case basis.

Trustee Graham: I think discretion to the building department is probably all we need to do here.

Building Inspector Preiato: Thank you.

Mayor Larsen: I have a question for Billy or Tom, if we pass this and then somebody doesn't have the right number of parking spaces and they come back for a building permit to do something on their property. How is this going to affect them?

Village Planner Hajek: In my opinion I would say it only matters if they're adding bedrooms and if they're adding bedrooms over three. I think if somebody had an existing dwelling that was four bedrooms and they were renovating it and it was going to stay as four bedrooms, to me it doesn't affect their parking at all. If they have three bedrooms and they look to add one, I think it would be reasonable to say that they have to add an additional parking space above whatever it is they currently have. That's how I would think the ...

Building Inspector Preiato: And I would agree as well.

Village Planner Hajek: It's all about bedroom count and whether [inaudible].

Mayor Larsen: Right. But if somebody right now has two parking spots and they currently have four bedrooms, so they're nonconforming now because we would have this new law that would require one additional parking spot I believe. So they wouldn't be forced then to let's say they wanted to add onto the back of the house put a laundry room.

Village Planner Hajek: No, if they're not adding bedrooms, I don't think that's the trigger. I think to me the trigger is, I'll defer to Tom but I think the trigger is really adding bedrooms.

Building Inspector Preiato: Most definitely. I mean, that would be it.

Village Attorney Messina: So again, it would be subject to Tom's interpretation. The one thing I would point out however is that it would lead to more paved surfaces inevitably on residential parcels where you would have to add the parking spots. So that's a consideration for the board as well. Less grass, less landscaping, more pavement.

Mayor Larsen: Yeah. Okay. Does anybody have anything else?

LTV Moderator Gambino: We have one caller on the line Mr. Mayor.

Mayor Larsen: All right. Could you put them through.

LTV Moderator Gambino: Yes. Caller-

Caller #1/D. Ganz: Hello, My name's David Ganz. Hello. I have one question regarding this new code is if I have three bedrooms and I have two parking spaces and I have a guest visiting me. I have two cars on also. So the person who parks on my street is illegally parking. Is that correct?

Mayor Larsen: Well, this law is... Technically yes. Because of a different section of law though David. This particular law it's more of a zoning issue, where we're trying to see if we need to have people when they build their homes to make sure they have enough parking on their property for the number of bedrooms they have. So it's two separate issues. We have a law that's in place that's not very good and we're going to working on that that already restricts parking overnight between 1:00 and 6:00 AM for more than an hour on any street in the village. I think that's more what you're talking about.

Caller #1/D. Ganz: I believe it's 2:00 AM to 6:00 AM. Right.

Mayor Larsen: Whatever. So that's probably more of what you're talking about. It really is not relevant to this hearing.

Caller #1/D. Ganz: All right. And I just wanted to make sure because it seems as though that if you have three bedrooms you can not... Now if I was to put a car on... To accommodate a third car, I'd also be losing grass. And isn't there a certain percentage of the lot has to be clear from, let's say, box and car and the likes, there'll be the footprint of the house, does that become part of the footprint by expanding the driveway?

Mayor Larsen: I'm going to defer to Billy on that or Tom.

Village Planner Hajek: So, coverage specifically exempts driveways on residential property. The village encourages people to create adequate parking spaces so they don't penalize the parking area as coverage.

Deputy Mayor Minardi: I'm sorry. I think David to answer your question is that you are okay the way you are now. However, if you were to add a bedroom then you're going to have to add a parking spot. And parking spots don't count as coverage. So you would be let's just say required to add a parking spot and allowed to do so.

Village Attorney Messina: Deputy Mayor you would also, again, if you converted within an existing structure a room previously used for another purpose into a bedroom that would also trigger the parking requirement. So that your footprint doesn't even change and you might still have to add an additional spot.

Caller #1/D. Ganz: Thank you for the clarification.

Mayor Larsen: Thanks for calling in. Is there anybody else on the line, Jody?

LTV Moderator Gambino: There are no additional callers on the line.

Mayor Larsen: So is there any other comments? I'm not in favor of this. We already looked at the parking situations and we do not have a parking issue and I'm not in favor of creating more parking on properties and losing lawns and things like that. So for those reasons I'm not in favor of this. But that's my opinion and I'll express it during the vote. If nobody else has any comments, I'm looking for a motion to close.

Trustee Graham: So moved.

Mayor Larsen: I'll second it. All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Okay. Hearing is closed. Our final hearing June.

5<sup>th</sup> Public Hearing – Introductory #30 – 2021*(copy of notice as published in the East Hampton Star is inserted at end of minutes)***INTRODUCTORY # 30-2021****LOCAL LAW NO. /2021**

“A Local Law amending Village of East Hampton Code Chapter 35; Officers and Employees to provide updated residency requirements when hiring individuals to fulfill competitive classifications”

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

**CHAPTER 35  
OFFICERS AND EMPLOYEES**

**SECTION I. Legislative Intent.**

The Village of East Hampton seeks to attract and retain the best and brightest individuals to be employed by the Village. The Board of Trustees of the Village of East Hampton believes that one way to accomplish this responsibility is to fulfill competitive classifications by first appointing residents of the Town of East Hampton.

**SECTION II. Amendment.**

The provisions of Chapter 35 of the Code of the Village of East Hampton are hereby amended as follows (struck -thru material is to be deleted, added material is underlined & highlighted):

Chapter 35; Officers and Employees; Article I; Residency Requirement

§ 35-1 New employees; exception.

- A. As a qualification for employment, in addition to any other qualifications imposed by statute, all full-time employees, except police and local officers, shall be full-time residents of the County of Suffolk, State of New York for a period of no less than one year prior to application for employment and throughout their employment.
- B. The Incorporated Village of East Hampton, when hiring individuals to fulfill competitive classifications, in accordance with 23, Subdivision 4-a, of the Civil Service Law, will first appoint residents of the Town of East Hampton for all or any of its competitive classifications. Each person who is hired for a non- competitive classification shall be a resident of the Town of East Hampton for sixty (60) days prior to the issuance of the civil service list for said position and upon the commencement date of his or her employment. Thereafter, subsequent to the expiration of any probationary period, the individual hired may reside anywhere in the County of Suffolk.
- C. B. Notwithstanding the foregoing residency requirement, the Village Administrator, Highway Superintendent, Code Enforcement Supervisor, Public Safety Dispatcher III, and department heads shall be full-time residents of the Town of East Hampton throughout their employment.

Deputy Clerk Lester: Introductory #30-2021, a proposed amendment to code chapter 35; officers and Employees, to provide updated residency requirements when hiring individuals to fulfill competitive classifications. Section one: legislative intent, the Village of East Hampton seeks to attract and retain the best and brightest individuals to be employed by the village. The board of trustees of the Village of East Hampton believes that one way to accomplish this responsibility is to fill competitive classifications by first appointing residents of the town of East Hampton.

Mayor Larsen: Anybody have comments? I have one but does anybody have anything? I believe the only reason that we had to update this, if I'm correct. It is because of the 60 days to 90 days.

Village Attorney Messina: Correct.

Mayor Larsen: Correct. That was at a recommendation of civil service, so that's the reason for the update.

Mayor Larsen: Okay. Any callers, Jody?

LTV Moderator Gambino: There are no new callers on the line.

Mayor Larsen: All right if there's no comments then we will look for a motion to close the hearing.  
Trustee Melendez: So moved.  
Trustee Graham: Seconded.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: All right. Hearing is closed Jody still no callers, correct?

LTV Moderator Gambino: Correct.

Mayor Larsen: All right. So we're going to move right into our resolutions, June.

**Resolutions/Motions**

**#1**

Deputy Clerk Lester: Approve claim vouchers for the month of November.  
Trustee Melendez: I'll move.  
Deputy Mayor Minardi: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#2**

Deputy Clerk Lester: Approve warrants as listed. General Fund #16, #19, #20. Guarantees #17, LOSAP #18 and Capital #21.  
Trustee Melendez: I'll move.  
Deputy Mayor Minardi: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#3**

Deputy Clerk Lester: Approve budget transfer schedule #2, reference #2, dated November 8th, 2021.  
Trustee Melendez: I'll move.  
Deputy Mayor Minardi: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#4**

Deputy Clerk Lester: Approve departmental reports.  
Trustee Melendez: So I'll move.  
Deputy Mayor Minardi: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#5**

Deputy Clerk Lester: Approve minutes from meetings held on April 1st and 16th, May 6th and 21st, June 3<sup>rd</sup> and 18<sup>th</sup> and July 1<sup>st</sup> of 2021.  
Trustee Melendez: I'll move.  
Deputy Mayor Minardi: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#6**

Deputy Clerk Lester: Adopt negative SEQRA declarations for Introductorics #24, 25 and 29 of 2021.  
Deputy Mayor Minardi: I'll move.  
Trustee Melendez: Second.  
Mayor Larsen: All in favor.  
Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.



**#7**

Deputy Clerk Lester: Adopt Introductory #24-2021 as Local Law # 28 of 2021 amending code §278-3; Zoning; area setback and height regulations regarding sellers.

Trustee Melendez: I'll move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#8**

Deputy Clerk Lester: Adopt Introductory #25-2021 as Local Law #29-2021 amending code §278-3; Zoning; Area, Setbacks and Height Regulations, regarding window wells.

Deputy Mayor Minardi: So moved.

Trustee Melendez: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#9**

Deputy Clerk Lester: Adopt Introductory #28-2021 as Local Law #30-2021, hereby adopting legislation to opt-out of licensing and establishing cannabis dispensaries and or onsite cannabis consumption establishments within the Village of East Hampton. This local law is subject to a 30-day permissive referendum.

Trustee Melendez: I'll move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#10**

Deputy Clerk Lester: Adopt Introductory #29-2021 as Local Law 31-2021, amending code §278-6, Zoning; Parking Requirements, regarding parking requirements for residential uses.

Trustee Graham: So moved.

Trustee Melendez: Second.

Mayor Larsen: Okay. I am voting no.

Trustee Graham: I am voting yes.

Trustee Melendez: I'm voting no.

Deputy Mayor Minardi: I am voting no.

Trustee Brown: Absent

Mayor Larsen: All right that has been defeated.

**#11**

Deputy Clerk Lester: Adopt Introductory #30-2021 as Local Law #31-2021, amending code chapter 35; Officers and Employees; to provide updated residency requirements.

Trustee Melendez: So move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#12**

Deputy Clerk Lester: Adopt Resolution #73-2021 to approve \$2,158,506 payment constituting the Village's retirement contribution for the fiscal year 2021 to 2022. Employee retirement system would be \$923,561. Police and fire would be \$1,234,945.

Trustee Graham: I'll move.

Trustee Melendez: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried.

**#13**

Deputy Clerk Lester: Adopt Resolution #74-2021 to employ Brendan Reagan as a part-time Dept. of Public Works laborer at his current rate of \$42 hourly effective retroactively to September 20, 2021.

Trustee Melendez: I'll move.

Trustee Graham: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried.

**#14**

Deputy Clerk Lester: Adopt Resolution #75-2021 to accept Wes Robertson as a new member of the Fire Department Company #1.

Trustee Melendez: So move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Welcome aboard Wes.

**#15**

Deputy Clerk Lester: Adopt Resolution #76-2021 to approve the \$47,428.60 purchase of one 2022 Ford expedition XL for Police Lieutenant Erickson.

Trustee Melendez: I'll move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Trustee Graham: Is this vehicle currently available?

Administrator Baladrón: No. It's actually going to take about nine months. We normally get Tahoes, but apparently, they dropped their municipal leasing availability for the next year. So we had to switch over to the explorers or expeditions even to get this vehicle. And I think, it's about nine months out.

Trustee Graham: Okay.

Mayor Larsen: June.

**#16**

Deputy Clerk Lester: Adopt Resolution #7 –

Mayor Larsen: I'm sorry to interrupt. Did we vote on the... We did, right?

Deputy Mayor Minardi: We did.

Trustee Graham: Yeah.

Trustee Melendez: Yes.

Mayor Larsen: Okay. Sorry. I got distracted.

Deputy Clerk Lester: #16. Adopt Resolution #77-2021 to approve the purchase of nine trucks as listed in the November 2nd memo from the Department of Public Works, at the total cost of \$916,916.31.

Trustee Melendez: I'll move.

Administrator Baladrón: The Board will remember that this is actually Dave Collins presented this twice. I just wanted to make sure we thought that maybe there was going to be another addition, but we're all good with that. That should be upgrade all the heavy truck equipment.

Mayor Larsen: That's great. Motion.

Trustee Graham: I'll second.

Mayor Larsen: All right. All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried.

Trustee Graham: Are these trucks also, are they available or are they on a delayed delivery too, Marcos?

Administrator Baladrón: No, they're on a delayed delivery. Everything is delayed obviously. But if you can remember last October, the vote for the garbage truck, I'm happy to report that that should be arriving within a couple of weeks.

Mayor Larsen: That's terrific. I just want to thank Dave. He has a lot of very old vehicles down at highway and he's done a really terrific job to make them all look like a fleet. And actually it looks pretty cool with it's a bunch of old trucks but they're all brand new paint jobs. My point is he's done a really great job for the village with the mess that he was handed.

Trustee Graham: And the current DPW color scheme for our trucks is what?

Mayor Larsen: Green.

Trustee Graham: Green?

Mayor Larsen: Yeah. Just like his dad had.

DPW Superintendent Collins: And a couple of the pickup trucks on this new proposal will be white because they're not available any other way. But we're going to make them look like the rest of the fleet. So, with the lettering. So everything will be consistent and brand recognition for the village.

Mayor Larsen: Dave, you're doing a great job for us, so I just wanted to thank you.

DPW Superintendent Collins: Thank you mayor. I appreciate it. And I appreciate the support you've given us. It goes a long way. Thank you.

Mayor Larsen: Thanks. Go ahead, June.

**#17**

Deputy Clerk Lester: Adopt Resolution #78-2021 to approve the creation of the Village of East Hampton Historic Preservation Committee.

Trustee Melendez: So move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: This is an idea that was presented to me from the Village Preservation Society. And basically we're going to appoint a committee that will review applications at the board's request for projects that occur in our historic districts. So that'll be a welcomed input that they'll have and I think it's a great idea. And we're going to move forward with it.

Trustee Graham: Right. Mr. Mayor, one clarification I would like to see is that in the document that was distributed to us laying out what this committee does, it often just refers to the board of trustees as Village Board. Since there are other village boards I think that the language where it says Village Board and meaning to reference the trustees should say Village Board of Trustees.

Village Attorney Messina: Yeah. So if I could speak to that, Mr. Mayor, I think if you like, Trustee Graham, you and I can sit down and go over it. I think more often than not it refers to any particular board which may request or require the services of the committee. But if you'd like I'll sit down with you and go over it and we'll make that clarification where appropriate.

Trustee Graham: Okay. That's fine.

Mayor Larsen: Great. All right. June.

**#18**

Deputy Clerk Lester: Adopt Resolution #79-2021, to accept and acknowledge the gift of a new 2020 Polaris ATV from East End Ocean Rescue and Jim Minardi.

Trustee Melendez: So moved.

Deputy Clerk Melendez: Second.

Mayor Larsen: All in favor.

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried.

Mayor Larsen: I want to thank Jim Minardi, which obviously is Chris's brother. He's done a great job for the beaches, for the ocean, for the village, for the public. You can go on and on. He's just a terrific guy and really works hard. And it was really nice when he's donating this vehicle to us. So thank you, Jimmy. I know you're listening.

Deputy Mayor Minardi: I'd just like to say one quick thing, and I know Drew is on the call, he might be able to explain this vehicle better than me. However, this is a very important vehicle that we've never had. Anyway, Drew's on. Drew, if you could just give us a quick review of exactly how important and how excited you are for this Polaris.

Asst. Beach Manager/Chief Lifeguard Smith: Yeah. This new vehicle is an upgrade of that blue one, the side-by-side we used last year. It'll have the addition of the possibility to add a stretcher or a Stokes basket backboard to the back. It has AC heat so we can run it earlier and later into the season. Four wheel drive. I believe there's a winch on the front. There is an emergency alert system in terms of lights and PA system, which the other unit didn't have. So it allows the public to know we're responding to something where it's

time sensitive versus just driving back and forth, bringing in equipment from beach to beach. So, overall it's a phenomenal asset for the village beaches. I'm very thankful that Jimmy was able to donate it through East End Ocean Rescue. So overall we're excited to have it.

Mayor Larsen: That's great. Thanks Drew. If anybody's wondering who Drew is, just stand by for the next two resolutions.

**#19**

Deputy Clerk Lester: Adopt Resolution #80-2021, to create the position of full-time beach manager.

Trustee Melendez: So moved.

Trustee Graham: Seconded.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried.

**#20**

Deputy Clerk Lester: Adopt Resolution #81-2021, to appoint Drew Smith to the position of full-time Beach Manager and Chief Lifeguard and annual salary of \$75,000 effective December 1, 2021.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Welcome aboard Drew.

Beach Manager/Chief Lifeguard Smith: Thank you very much.

**#21**

Deputy Clerk Lester: Adopt Resolution #82-2021 to create the position of Auto Mechanic III.

Trustee Melendez: So moved.

Trustee Graham: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried.

**#22**

Deputy Clerk Lester: Adopt Resolution #83-2021 to appoint David. H. Jaycox to the position of full-time Auto Mechanic III at Central Garage at an annual salary of \$90,000 effective January 1, 2022.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Welcome aboard Jake. I'm sorry.

**#23**

Deputy Clerk Lester: Adopt Resolution #84-2021 to approve an agreement with Electrify America for the vehicle charging stations in the Osborne Lot.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. I just want to thank Marcos for a terrific job. Why don't you tell us a little about that negotiation?

Village Administrator Baladrón: Well, we needed to complete with the Tesla lot that we had approved, I believe in April. We needed to get this done with a company that would offer just EV charging. So Electrify America... I actually want to give credit to Tim Hill who's on this call. He really negotiated pretty much everything. But the village got a good deal because of Tim. So I want to thank him.

Village Attorney Messina: Don't sell yourself short there, Mr. Baladrón. You end up creating a revenue source for the village and you stuck to your guns on that. And that was to the village's benefit.

Village Administrator Baladrón: Vincent, you know I hate taking a compliment.

Trustee Graham: One thing I'd like to clarify on this is that on the first page and on page 13 there are references to the town not the village.

Village Attorney Messina: Those have since been corrected.

Trustee Graham: Okay.

Village Attorney Messina: Thank you.

Mayor Larsen: Right. Okay. June, back to you.

**#24**

Deputy Clerk Lester: Adopt Resolution #85-2021 to approve an agreement with Outdoor Lighting Prospectives to install outdoor lighting at the windmills at the cost of \$10,800.

Trustee Melendez: I'm so excited about this. So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Trustee Graham: This is up-lighting on the windmills.

Mayor Larsen: Hold on one second. Passed and carried. Go ahead Tiger.

Village Administrator Baladrón: Yes, this is Tiger. This actually really came in response to the Centennial celebrations. The committee came up with an idea to just light the windmills that day and people really took to it. They liked it. And this will give us the ability on days where we put the flags out, if we want to do red, white and blue or just keep it white lights. Or just whatever days the board decides it gives us the ability to do that.

Trustee Graham: Because we do have language someplace in the code, I'm not sure where, that up-lighting is not up to code. So, I think that we probably ought to look to see where that is and make an exception to that.

Village Administrator Baladrón: Right. And it would be just onto the building itself. We're going to be looking at how they install it.

Mayor Larsen: Terrific. June.

**#25**

Deputy Clerk Lester: Adopt Resolution #86-2021 to accept the donation of \$206,540 from the East Hampton Village Foundation.

Trustee Graham: So moved.

Trustee Melendez: Second

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Thank you again, Brad. Next June.

**#26**

Deputy Clerk Lester: Adopt Resolution #85, sorry #87-2021 to approve the \$206,540 proposal received from the villages consulting engineer, Cashin Associates, to provide engineering documents through bid phase services as outlined in the proposal dated November 2, 2021.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Well, we had it for a few minutes, right? Easy come, easy go.

**#27**

Deputy Clerk Lester: Adopt Resolution #88-2021 to approve the Wallace Museum and Art Fund Inc, a New York 501(c)(3) organization to operate at the Gardiner Cottage Gallery and Museum at 36 James Lane.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. This is actually a very exciting thing I think we're doing here. So we're going to be able to keep our museum open all the time. We're not going to have to pay the maintenance on the building and we don't have to pay any employee to operate it. So, this is a very smart idea I believe. And also Terry has been doing this for over a year for free for us. And he's really turned that museum into a popular destination, if you will. And he's also holding local art shows there from local artists and it's really been well-received. He had over... I think the one weekend he did it, had over 300 people attend the art opening for local artists. And he's just doing a great job. And I think this is going... It saves money for the taxpayers and it gets our museum open all the time. So very happy about this. Thanks everybody.

#28

Deputy Clerk Lester: Adopt Resolution #89-2021 to approve the \$695,000 purchase from Firematic Supply of one Pierce... I'm sorry, one new Pierce Fire Apparatus Mobile Command vehicle equipped with a Freightliner M2-106 cab & chassis for the police department as per the October 20th, 2021 proposal.

Trustee Melendez: So moved.

Trustee Graham: Seconded.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Chief, just talk about this because this is going to go a long way to help us serve our outside obligations, correct? Outside contractual obligations.

Police Chief Tracey: Exactly. This vehicle is actually a communications and command vehicle. It will serve all the fire and EMS districts on the east and southeast end of Long Island. As everyone knows, we dispatch fire and ambulance EMS for the entire 911 district, which is basically everything from Bridgehampton to Montauk, Springs and again East Hampton and the Northwest Fire Protection District. That previously included Bridgehampton. They have subscribed to another area, but still it is within our 911 district. The vehicle has multiple radio systems inside it. It is able to serve as a backup dispatch vehicle for the entire region, our small region. In that should a fire department or EMS area have a system collapse whereby their repeater tower, their antenna, their ability to communicate in the field fails that vehicle can be brought to the scene as it is several times a year to Montauk, for example, because of their proximity and so forth. And we're actually able to dispatch fire and ambulance from that vehicle. And it is unlike any other vehicle in the county. So, that is one unique aspect of it. It helps our feeder districts that we support in case of emergency. Obviously it's a stand-alone backup functioning for the 911 system should that fail or go down. It's a redundant system, but it is one that is very much needed and it's good to have. It serves the entire area. There is no backup to it. So for example, with a fire vehicle, you have a similar fire vehicle nearby within a couple of miles. This vehicle has no backup to it. So it's unique. It is much needed. As you know we're using that ex Frito-Lay van now that we joked about in the summer. They are expensive, but they're well worth the investment and it will serve us well. And we appreciate the support.

Mayor Larsen: Thanks chief. And I think it's important that the public is aware of this. I have this conversation with people all the time and they don't know that the village is actually the 911 center for the entire township. And that we then dispatch all of the fire and EMS from Montauk to Sag Harbor, including Springs and Amagansett. And that we answer all the 911 phone calls for everyone. They come to our dispatch first. And then if it's basically not a life-threatening thing we transfer it to the town police. If it's just a police involved thing that doesn't fall within East Hampton Village or Sag Harbor Village. Because we dispatch their police department as well. So many years ago Bridgehampton was one of our contractual districts. Obviously, the village charges all of these outside departments to pay in for their dispatching services. So these departments have options though. They could go to the county and the county will dispatch them for free, but they don't really get any services other than the call-out. They don't get any help with finding the locations or anything like that. We have a very sophisticated system in dispatch that really has all the house numbers and there's landmarks. And it's a very comprehensive system that helps our EMS and fire and police get to where they need to go. You wouldn't get that from a county service because they're not familiar with the area. So, several years ago Bridgehampton left us because they've got a better price from Southampton village to dispatch. So there is some competition out there and I believe that we provide a better service than any other dispatching center. And this will add to that service. This is something that... Mike jokes about the van that we have, but that van was created years ago and Mike was the guy who donated the van. And then we piece-mealed it and put it together with some crafty employees we had. Dave Griffins was one of them, did all the woodwork in the van. Ron Labrozzi did all the radio work. And we put this thing together. And now it's one of the... It doesn't look like much, but the equipment inside that, like the chief is saying, can dispatch while they're driving if they had to. So we've used it several times. During hurricanes we've deployed it to Montauk. And I think it was during Irene or Sandy, I'm not sure which one, I can't remember now, but they lost police and fire communications from East Hampton to Montauk. So our van was able to be out there and actually picked up and was able to do the dispatching for fire and police out there. So, this goes a long way to keep us in the market, keep us competitive. And by far we have better service. So hopefully Bridgehampton you're always welcome back. So, come on back. You might not get that low rate anymore, but come on back. Thanks chief.

Trustee Graham: Is this also a year out delivery?

Police Chief Tracey: I would say at least a year. At least a year.

Trustee Graham: Well, better to get it before.

Police Chief Tracey: Right.

Mayor Larsen: All right. June.

**#29**

Adopt Resolution #90-2021 to appoint Barbara Layton, Antonio Bertello, Patrick Bistran, Rick Slater, Gary Walecko and John Pizzo as directors of the East Hampton Village Foundation effective immediately.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent  
Mayor Larsen: Passed and carried. I want to thank all of them for taking on this obligation. We started out with this concept and then we brought Brad in. And Brad and Marcos working together created this foundation. Brad then wrote the by-laws. Then we appointed two co-chairs, one was Carrie Doyle and the other was John McGuirk. And now that we have really started doing some serious fundraising and we're moving forward with our proposals, the by-laws allow me to appoint, I think, a total of nine to this board. And then the board basically goes off on their own now and they can increase the board as they wish. So, I want to thank all of them for coming on. They're a bunch of great people in our community and support everything we're doing. So thank you.

**#30**

Deputy Clerk Lester: Approve lease agreement at the cost of \$1,325 per month with Pitney Bowes for a new postage machine, folding machine and color printer with supplies and maintenance included.

Trustee Melendez: Moved.

Deputy Mayor Minardi: Seconded.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. Yeah, that's getting quite the workout. I think Lorraine is on it every day. So thanks for passing that. Next.

**#31**

Deputy Clerk Lester: Adopt Resolution #91-2021 to approve the implementation of the BENCOR Special Pay Plan for all eligible village employees.

Trustee Graham: I'll move.

Deputy Mayor Minardi: Second.

Mayor Larsen: All in favor?

Deputy Mayor Minardi: Aye. Trustee Melendez: Aye. Trustee Graham: Aye. Trustee Brown: Absent

Mayor Larsen: Passed and carried. That is all I have on my agenda. Are we missing any add-ons or anything? That's it?

Village Administrator: No, that's it. And I think we're not doing executive session.

Mayor Larsen: Right. Executive session is not necessary. Do we have any callers, Jody?

LTV Moderator Gambino: There are no callers on the line.

Mayor Larsen: All right. Then I will look for a motion to close.

Trustee Melendez: So moved.

Deputy Mayor Minardi: Second.

Mayor Larsen: And before we go just want to say Happy Thanksgiving to everybody. Enjoy your holiday. Meeting is closed. Thank you.

Meeting was adjourned at 12:18 p.m.

INTRODUCTORY # 24-2021

**NOTICE OF PUBLIC HEARING**  
**NOTICE IS HEREBY GIVEN** THAT the Board of Trustees of the Village of East Hampton held a public hearing on November 19, 2021 (held open from October 13, 2021), at 11:00 a.m. at which time all persons interested will be heard with respect to a Local Law amending Village of East Hampton Code §278-3 (Zoning; Area, setback and height regulations) regarding cellars. The public hearing will be held via video conferencing and published by Local TV, Inc. (Channel 20/22 LTV - public access) Call in will be available. Public may submit comment by e-mail to: jlester@easthamptonvillage.org, fax: 631-324-4189 or mail: Board of Trustees, Village of East Hampton, 86 Main Street, East Hampton, NY 11937.

INTRODUCTORY NO. 24 - 2021  
 LOCAL LAW NO. \_\_\_\_\_  
 2021

"A Local Law amending Village of East Hampton Code §278-3 Zoning; Area, setback and height regulations; regarding cellars.  
**BE IT ENACTED** by the Board of Trustees of the Village of East Hampton as follows:  
**SECTION I. Legislative Intent** The Board of Trustees of the Village of East Hampton has received numerous requests from the public with respect to the dimensional limitations currently in effect with respect to the size of cellars of single-family residences. The Board finds and determines that the present limitations on cellars may be relaxed if appropriate limitations are in place which would mitigate any potential adverse impacts, and that the Code should be amended to reflect same.  
**SECTION II. AMENDMENT.** Deletions are struck thru. Additions are in bold and underlined. The provisions of the Village of East Hampton Code §278-3 are hereby amended as follows:

§278-3. Zoning; Area, setback and height regulations:  
 A. Area, setback and height requirements.  
 (1) Single-family residence ~~district~~ design standards.  
 (a) ~~No part of a cellar shall extend beyond the exterior wall of the first story of the building in which it is located. The total area of any cellar extending beyond the exterior wall of the first story of the building in which it is located shall not exceed twenty-five (25%) percent of the gross floor area of the structure. That portion of the cellar which extends beyond the exterior wall of the first story of the building in which it is located shall count toward coverage limits.~~  
 (b) No cellar shall extend more than ~~±~~ 15 feet below natural grade.  
 (c) There shall be at least one common entrance on the ground floor, through which every room, other than a utility room, shall be readily accessible by passage through the interior of a single-family residence.

~~The setback of any part of a cellar shall be the same as the structure under which it is located.~~  
**SECTION II. 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 provision so adjudged to be invalid or unconstitutional.  
**SECTION III. EFFECTIVE DATE**  
 This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.  
 Dated: October 28, 2021  
 BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON  
 By: Pamela J. Bennett,  
 Village Clerk  
 17-2

INTRODUCTORY # 25-2021

**NOTICE OF PUBLIC HEARING**  
**NOTICE IS HEREBY GIVEN** THAT the Board of Trustees of the Village of East Hampton will hold a public hearing on November 19, 2021, (held open from October 19, 2021) at 11:00 a.m. via video-conferencing at which time all persons interested will be heard with respect to a Local Law amending Village of East Hampton Code §278-3 (Zoning; Area, setback and height regulations) regarding window wells. The public hearing will be published by Local TV, Inc. (Channel 20/22 LTV - public access) Call in will be available. Public may submit comment by e-mail to: , fax: 631-324-4189 or mail: Board of Trustees, Village of East Hampton, 86 Main Street, East Hampton, NY 11937.  
 INTRODUCTORY NO. 25 - 2021  
 LOCAL LAW NO. \_\_\_\_\_  
 2021

"A Local Law amending Village of East Hampton Code §278-3.A.(4) (b) Zoning; Area, setback and height regulations; regarding window wells.  
**BE IT ENACTED** by the Board of Trustees of the Village of East Hampton as follows:  
**SECTION I. Legislative**

**Intent.** As a result of the modification of limitations on cellars of single-family residential uses, other provisions of the Code of the Village of East Hampton must be modified to accommodate potential designs of such uses. Accordingly, the Board of Trustees of the Village of East Hampton does determine that the amendment set forth herein is an appropriate accommodation.  
**SECTION II. AMENDMENT.** Additions are in bold and underlined. The provisions of the Village of East Hampton Code §278-3.A (4) (b) are hereby amended as follows:  
 §278-3. Zoning; Area, setback and height regulations.  
 A. Area, setback and coverage requirements.  
 (4) Principal building side and rear yard setbacks. These restrictions apply to all principal buildings on lots located in residential districts regardless of the use of the structures thereon and to all lots used solely for residential purposes regardless of the classification of the underlying zoning district unless otherwise exempt pursuant to Subsection below. Accessory dwelling units permitted pursuant to §

pal building side and rear yard setback requirements.  
 \*\*\*\*\*  
 Except as hereinafter provided, no principal building shall extend within the following distances of any side yard or rear yard property line. Setbacks are according to the actual lot size within the following ranges:  

Lot size (square feet)	Distance (feet)
Less than 10,000	20
10,000 or greater but less than 20,000	22
20,000 or greater but less than 30,000	24
30,000 or greater but less than 40,000	26
40,000 or greater but less than 80,000	34
80,000 or greater but less than 160,000	50
160,000 or greater	55

 (b) Notwithstanding the table above, the following structures attached or connected to a single-family residence or multi-family residence shall comply with accessory structure side and rear yard setback requirements: cellar stairwells not exceeding five-foot width and eighteen-foot length, chimneys not exceeding two-foot width

and four-foot length, bulkhead enclosures not exceeding eight-foot length and five-foot width, window wells eight (8') feet or less from the wall of a foundation, window wells not exceeding four-foot width and four-foot length, stoops not exceeding six-foot width and three-foot length. Building roof eaves may penetrate the above-described setbacks by no more than 24 inches.  
**SECTION II. 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 provision so adjudged to be invalid or unconstitutional.  
**SECTION III. EFFECTIVE DATE**  
 This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.  
 Dated: October 28, 2021  
 BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON  
 By: Pamela J. Bennett,  
 Village Clerk  
 17-2



**INTRODUCTORY # 28-2021**

**NOTICE OF PUBLIC HEARING**  
**NOTICE IS HEREBY GIVEN THAT** the Board of Trustees of the Village of East Hampton will hold a public hearing on the 19<sup>th</sup> day of November, 2021 at 11:00 a.m., via video conferencing, at which time all interested persons will be heard with respect to a Local Law creating Code Chapter 96; Cannabis, to opt out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Village of East Hampton.”  
 The hearing will be held and published live by Local TV, Inc. (Channel 20/22 LTV – public access) Call in will be available. Public may also submit comment by e-mail to: , fax: 631-324-4189 or mail: Board of Trustees, Village of East Hampton, 86 Main Street, East Hampton, NY 11937.

**INTRODUCTORY # 28-2021**  
**LOCAL LAW NO. /2021**  
 A Local Law to opt out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Village of East Hampton.  
**BE IT ENACTED** by the Board of Trustees of the Village of East Hampton as follows:  
**Chapter 96**  
**CANNABIS**  
 § 96-1. Legislative Intent  
 It is the intent of this local law to opt the Village of East Hampton out of hosting retail cannabis dispensaries and/or on-site cannabis consumption establishments within its boundaries.  
 § 96-2. Authority  
 This local law is adopted pursuant to Cannabis Law 13-1, which expressly authorizes cities and villages to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consump-

tion establishments to locate and operate within their boundaries.  
 § 96-3. Local Cannabis Retail Dispensary and/or On-Site Consumption Opt-Out.  
 The Board of Trustees of the Village of East Hampton hereby opts-out of licensing and establishing cannabis retail dispensaries and/or cannabis on-site consumption establishments within its boundaries.  
 § 96-4. Severability  
 If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person,

individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.  
 § 96-5. Effective date  
 This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to Cannabis Law 13 1, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.  
 Dated: October 15, 2021  
**BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON**  
 By: Pamela J. Bennett,  
 Village Clerk  
 17-2

**INTRODUCTORY # 29-2021**

**NOTICE OF PUBLIC HEARING**  
**NOTICE IS HEREBY GIVEN THAT** the Board of Trustees of the Village of East Hampton will hold a public hearing on November 19, 2021, at 11:00 a.m. via video-conferencing at which time all persons interested will be heard with respect to a Local Law amending Village of East Hampton Code §278-6 (Zoning; Parking Requirements) regarding parking requirements for residential uses. The hearing will be held and published live by Local TV, Inc. (Channel 20/22 LTV – public access) Call in will be available. Public may also submit comment by e-mail to: , fax: 631-324-4189 or mail: Board of Trustees, Village of East Hampton, 86 Main Street, East Hampton, NY 11937.

**INTRODUCTORY NO. 29 - 2021**  
**LOCAL LAW NO. \_\_\_\_\_, 2021**  
 “A Local Law amending Village of East Hampton Code §278-6 (Zoning; Parking Requirements) regarding parking requirements for residential uses”.  
**BE IT ENACTED** by the Board of Trustees of the Village of East Hampton as follows:  
**SECTION I. Legislative Intent.** The Board of Trustees of the Village of East Hampton seeks to mitigate any potential increase in on street parking in residential areas. One method of addressing this concern is to require sufficient off street parking spaces. This local law seeks to impose off street parking requirements for all one and two family residences.

**SECTION II. AMENDMENT.** Additions are in bold. The provisions of the Village of East Hampton Code §278-3 are hereby amended as follows:  
 §278-6. Zoning; Parking Requirements:  
**E. The schedule of off-street parking space requirements for residential uses shall be as follows:**  

Use	Number of Spaces Required
One-family and two-family dwelling	2 per dwelling unit, plus 1 per bedroom over 3

**SECTION II. 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 provision so adjudged to be invalid or unconstitutional.  
**SECTION III. EFFECTIVE DATE**  
 This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.  
 Dated: November 19, 2021  
**BY ORDER OF THE BOARD OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON**  
 By: Pamela J. Bennett,  
 Village Clerk  
 17-2

INTRODUCTORY # 30-2021

NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Village of East Hampton will hold a public hearing on the 19<sup>th</sup> day of November, 2021 at 11:00 a.m., via video conferencing, at which time all interested persons will be heard with respect to a Local Law amending Code Chapter 35; Officers and Employees.

The hearing will be held and published live by Local TV, Inc. (Channel 20/22 LTV - public access) Call in will be available. Public may also submit comment by e-mail to: , fax: 631-324-4189 or mail: Board of Trustees, Village of East Hampton, 86 Main Street, East Hampton, NY 11937.

INTRODUCTORY # 30-2021 LOCAL LAW NO. /2021

"A Local Law amending Village of East Hampton Code Chapter 35; Officers and Employees to provide updated residency requirements when hiring individuals to fulfill competitive classifications"

BE IT ENACTED by the Board of Trustees of the Village of East Hampton as follows:

Chapter 35 OFFICERS AND EMPLOYEES SECTION I. Legislative Intent.

The Village of East Hampton seeks to attract and retain the best and brightest individuals to be employed by the Village. The Board of Trustees of the Village of East Hampton believes that one way to accomplish this responsibility is to fulfill competitive classifications by first appointing residents of the Town of East Hampton.

SECTION II. Amendment.

The provisions of Chapter 35 of the Code of the Village of East Hampton are hereby amended as follows (struck thru material is to be deleted, added material is underlined & highlighted):

Chapter 35 Officers and Employees Article I

Residency Requirement § 35-1 New employees; exception.

A. As a qualification for employment, in addition to any other qualifications imposed by statute, all full-time employees, except police and local officers, shall be full-time residents of the County of Suffolk, State of New

York for a period of no less than one year prior to application for employment and throughout their employment.

B. The Incorporated Village of East Hampton, when hiring individuals to fulfill competitive classifications, in accordance with 23, Subdivision 4-a, of the Civil Service Law, will first appoint residents of the Town of East Hampton for all or any of its competitive classifications. Each person who is hired for a non-competitive classification shall be a resident of the Town of East Hampton for sixty (60) days prior to the issuance of the civil service list for said position and upon the commencement date of his or her employment. Thereafter, subsequent to the expiration of any probationary period, the individual hired may reside anywhere in the County of Suffolk.

C. B. Notwithstanding the foregoing residency requirement, the Village Administrator, Highway Superintendent, Code Enforcement Supervisor, Public Safety Dispatcher III, and department heads shall be full-time residents of the Town of East Hampton throughout their employment.

SECTION III. 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 provision so adjudged to be invalid or unconstitutional.

SECTION IV. EFFECTIVE DATE

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

Dated: October 15, 2021 BY ORDER OF THE BOARD

OF TRUSTEES OF THE VILLAGE OF EAST HAMPTON

By: Pamela J. Bennett, Village Clerk 17-2

**MONTHLY DEPARTMENTAL REPORTS**

**TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES**  
**FROM: MICHAEL J. TRACEY, CHIEF OF POLICE**  
**SUBJECT: POLICE ACTIVITY REPORT**

**UNIFORM DIVISION ACTIVITY REPORT FOR OCTOBER 2021**

*(Codes 030 - 693)*

- 20 Aided Cases
- 50 Alarms Answered by the Patrols
- 4 Arrests Made by the Department  
*( [ 0 ] Driving While Intoxicated and/or Impaired Arrests Included in Above Total)*
- 17 Assists to Disabled Motorists  
 Beach Patrol – 5 hour  
 Building Check – 64 hours
- 0 Child Safety Seat Inspections  
 Door Checks – 61 hours
- 8 Doors Found Open by the Patrols
- 2 Escorts
- 0 Fingerprinting  
 Foot Patrol – 75 hours
- 28 Motor Vehicle Accidents
- 138 Traffic Summonses Issued  
*( 37 Speeding Summonses Issued )*
- 2 Village Code Summonses Issued  
*( 0 Animal on Beach Summonses Issued )*  
*( 0 Sign Summonses Issued )*
- 342 Village Parking Summonses Issued

**DETECTIVE ACTIVITY:**

<b><u>Complaints Investigated</u></b>	Active Cases:	16
	Closed Cases:	4
<b><u>Paperwork for Court</u></b>	Arrest Warrant:	0
	Bench Warrant:	0
	Criminal Summons:	0
	Seal Orders:	0
	Supporting Deposition Requests:	1

**GASOLINE CONSUMPTION - POLICE VEHICLES**

*October Gasoline Report not received at time report was submitted.*

**PERSONNEL**

**Overtime:**

Non-Grant - Arrests, Cases, Shift Coverage <i>(Codes 161 - 181):</i>	36 Eight-Hour Shifts
Non-Grant - Foot Patrol, Street Crime, Other <i>(Codes 188 - 190):</i>	1.5 Eight-Hour Shifts
Grants - STOP-DWI, Speed, Seatbelt <i>(Codes 185 - 187):</i>	0 Eight-Hour Shifts

**Time Off:**

Holidays, Personal, PBA Days, Vacation, Injured on Duty, Sick Time, DE Days, Compensatory Time, XDO, Funeral Days <i>(Codes 202 - 401):</i>	80.6 Eight-Hour Shifts
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Respectfully submitted,  
**MICHAEL J. TRACEY**  
 Chief of Police

**TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES**  
**FROM: MICHAEL J. TRACEY, CHIEF OF POLICE**  
**SUBJECT: DISPATCH ACTIVITY REPORT**

**DISPATCH ACTIVITY REPORT FOR OCTOBER 2021**

82 Calls Dispatched for East Hampton Fire Department  
*East Hampton Village – 26*  
*Water District – 37*  
*NW Protection District - 18*  
*Mutual Aid - 1*

102 Calls Dispatched for East Hampton Ambulance Association  
*East Hampton Village – 24*  
*Water District – 52*  
*NW Protection District - 21*  
*Mutual Aid - 5*

80 Calls Dispatched for East Hampton First Responder  
*East Hampton Village – 18*  
*Water District – 42*  
*NW Protection District - 20*  
*Mutual Aid – 0*

903 Calls Dispatched for East Hampton Village Police Department  
 917 Calls Dispatched for East Hampton Town Police Department  
 316 Calls Dispatched for Sag Harbor Village Police Department  
 31 Calls Dispatched for Amagansett Fire Department  
 52 Calls Dispatched for Amagansett Ambulance  
 34 Calls Dispatched for Montauk Fire Department  
 58 Calls Dispatched for Montauk Ambulance  
 44 Calls Dispatched for Sag Harbor Fire Department  
 63 Calls Dispatched for Sag Harbor Ambulance  
 31 Calls Dispatched for Springs Fire Department  
 58 Calls Dispatched for Springs Ambulance  
 0 Calls Dispatched for Town Haz-Mat Team  
 0 Calls Dispatched for Ocean Rescue Team  
 22 Miscellaneous FD Events ♦  
*East Hampton – 9*  
*Amagansett – 1*  
*Montauk – 6*  
*Sag Harbor – 6*  
*Springs – 0*

44 Miscellaneous EMS Events \*  
*East Hampton – 13*  
*Amagansett – 5*  
*Montauk - 9*  
*Sag Harbor – 7*  
*Springs - 10*

1,105 911 Calls Received  
 3,454 7-Digit Telephone Calls Received / Placed  
 87 Walk-In Complaints / Information

*\*Miscellaneous Events: Units in and out of service;  
 General Fire/EMS Info; Alarms cancelled before  
 dispatched; Test Calls*

**PERSONNEL:**

**Overtime:**

Shift Coverage (Codes 653-672): 25 Eight-Hour Shift/s

Training Hours (Code 615-616): 0 Eight-Hour Shift/s

**Time Off:**

Holidays, Personal, Union Days, Vacation, Sick Time, Compensatory Time (Codes 624-651):

78.25 Eight-Hour Shift/s

Respectfully submitted,  
**MICHAEL J. TRACEY**  
 Chief of Police

VILLAGE OF EAST HAMPTON  
DEPARTMENT OF PUBLIC WORKS

MONTHLY REPORT NOVEMBER 2021 MEETING

FALL DAILY ROUTINE:

- Trash collection and policing of public areas and road shoulders
- Sidewalks blown Thursdays weather permitting
- Street sweeping
- Privy
- Saturday trashing
- Sunday trashing whole crew ended 10/10 2 personnel in to check hot spots
- Leaf program started 10/10, 1 Vac in service only

SHADE TREES:

- Tree bags removed
- Ground pruning

BUSINESS DISTRICT:

- Tree enclosures in progress part time Masons (east side Main completed )
- Movie Theater sidewalk improvement completed 2 tree enclosure & brick work
- Reset brick work (trip Hazards)
- Weeding
- Crosswalk lighting upgrade proposals (engineer / consultants) in progress.

ROAD SURFACE:

- Pot Hole Patrol
- Further Ln Project completed (contractor)
- Bid accepted Storm drain cleaning
- Bid accepted crack sealing/ thermal repair / seal coating


MISCELLANEOUS:

- Mowing road shoulders
- Replace repair signage
- Town pond pump repair in progress
- Street lighting repairs (contractor)
- Nor'easter clean up
- Set up Halloween festival

Road Opening Permits issued prior month: 11 132 YTD  
 Denied prior month: 0

Solid waste collected in prior month: *\*Town Sanitation report for May incomplete YTD totals not accurate.*

Trash	16.39 (Wednesday's are based on average daily totals)	YTD	482.67 Tons *
Brush / Wood	17.4 (does not include disposal at private facilities)	YTD	444.41 Tons*
Other Debris	4.8 tons	YTD	40.25 Tons*

  
 \_\_\_\_\_  
 David Collins Superintendent

BUILDING DEPARTMENT/CODE ENFORCEMENT


To: Mayor Larsen and The Village Board of Trustees  
 From: Tom Preiato, Building Inspector  
 CC: Marcos Baladron, Village Administrator  
 Chief Tracey, EHVPD  
 Lieutenant Erickson, EHVPD  
 Date: November 1, 2021  
 Re: Monthly Report for OCTOBER 2021

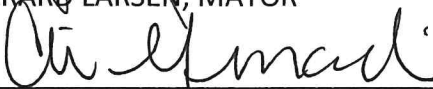
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Building Permits Issued (incl. 6 additional work):	14
Demolition Permits:	1
Limited Work Permits:	1
SWPPP (Storm Water Prevention)	0
Signs:	3
Yard Sales:	1
Inspections Performed:	97
Certificate of Occupancies/ Compliance:	7
Updated Certificate of Occupancies:	6
Notice of Violations:	10
Stop Work Orders:	1

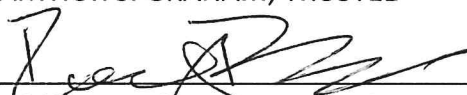
(APPROVED BY BOARD OF TRUSTEES JANUARY 21, 2021)

  
 PAMELA J. BENNETT, VILLAGE CLERK

  
 GERARD LARSEN, MAYOR

  
 CHRISTOPHER MINARDI, DEPUTY MAYOR

  
 ARTHUR S. GRAHAM, TRUSTEE

  
 ROSEMARY G. BROWN, TRUSTEE

  
 SANDRA MELENDEZ, TRUSTEE