

VILLAGE OF EAST HAMPTON BOARD OF TRUSTEES
Emergency Services Building, 1 Cedar Street, East Hampton, NY
January 20, 2023 MEETING
(Revised 1.19.23)

OPEN TO THE PUBLIC

PLEDGE OF ALLEGIANCE:

MAYOR'S ANNOUNCEMENTS:

ROLL CALL:

PRESENTATIONS: Hugh King

BOARD DISCUSSION: Resident Survey Results

PUBLIC HEARING: Introductory #5-2022, a proposed local law amending language for Playing Courts, Ch. 278 (2 of 2)
Introductory #6-2022, a proposed local law amending 25 MPH speed limit on all Village roads,
Ch. 267 (2 of 2)
Introductory #7-2022, a proposed local law amending the designation of Mill Road as a one-way street
and Stop Streets at Mill Road and James Lane, Ch. 267 (1 of 2)

PUBLIC COMMENT:

MOTIONS/RESOLUTIONS:

Resolution #323-2023; Approve claim vouchers for the month of December.

| | | | | |
|------------------------------|-----------------------------|-----|------------|-------------------------|
| Resolution #324-2023; | Approve Warrants as listed: | #28 | 12/31/2022 | GUARANTEES-DEC'22 |
| | | #29 | 12/31/2022 | GEN FUND #2-DEC'22 |
| | | #30 | 12/31/2022 | LOSAP-DEC'22 |
| | | #31 | 1/20/2023 | GEN FUND #1-JAN'23 |
| | | #32 | 1/20/2023 | GEN FUND-WARRANT-JAN'23 |
| | | #33 | 1/20/2023 | CAPITAL FUND-JAN'23 |

Resolution #325-2023; Approve Budget Transfer Schedule #3, Reference #3, dated January 2023.

Resolution #326-2023; Approve minutes from meeting held December 16th, 2022.

Resolution #327-2023; Approve departmental reports.

Resolution #328-2023; Approve Clean Harbors Environmental Services, Inc. service agreement in the amount of \$29,036.13.

Resolution #329-2023; To clarify Resolution #304-2022, adopted 12/16/2022 to approve the \$750.00 fee for Non-Resident Beach Parking Permits as per section 267-5.C. for the 2023 season, with an effective date of February 1, 2023.

- Resolution #330-2023;** Approve Skinnon and Faber, Certified Public Accountants, P.C. for accounting services covering the reporting year ending July 31, 2023, fees not to exceed \$28,300.00.
- Resolution #331-2023;** Approve Suffolk County Water Authority new service account application and installation for the Dominy Shop Museum totaling \$18,700.00.
- Resolution #332-2023;** Authorize extension of license for East Hampton Union Free School District to utilize the Town – Village Joint Fueling Facility temporarily until installation of the Districts tank(s) have been completed, per East Hampton Town Board Resolution # 2023-131.
- Resolution #333-2023;** Acknowledge receipt of one (1) Wheeleez PWC trailer and two (2) Surf Rescue Boards valued at \$4,584.96, donated by Hamptons Lifeguard Association to be used on Village beaches. Printer (*as per Jan. 10th memo from D. Smith*).
- Resolution #334-2023;** Deem surplus, of no value and approve the disposal of the following items: one (1) Dell USB Keyboard, one (1) computer screen and one (1) set of computer speakers (*as per Dec. 28th memo from H. King*).
- Resolution #335-2023;** Deem surplus, of no value and approve the disposal of one (1) HP Color LaserJet Printer (*as per Jan. 5th memo from M. Tracey*).
- Resolution #336-2023;** Approve the \$13,885.96 payout to June Lester (retiring 1.27.23) to be paid from EBLR for unused vacation time, accumulated time and pro-rated longevity.
- Resolution #337-2023;** Approve the \$33,915.77 payout to Fred Verity (retiring 1.31.23) to be paid from EBLR for unused vacation time, accumulated time and pro-rated longevity.
- Resolution #338-2023;** Adopt LOCAL LAW NO. ONE of 2023 Introductory #6-2022, amending Ch. 267, 25 MPH speed limit on all Village roads.
- Resolution #339-2023;** Adopt LOCAL LAW NO. TWO of 2023 Introductory #5-2022, amending Ch. 278, pickleball courts and tennis courts.
- Executive Session :** Legal
Real Estate
Personnel

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 16th day of December at 11:00 a.m. at the Emergency Services Building, One Cedar Street, East Hampton, New York, at which time all persons interested will be heard with respect to "A Local Law amending Section 278-1 (Definitions; non-conforming buildings) and Section 278-3 (area, setback and height regulations of the Zoning Code with respect to pickleball courts and tennis courts."

**INTRODUCTORY # 05-2022
LOCAL LAW NO. __/2023**

A Local Law amending Section 278-1 (Definitions; nonconforming buildings) and Section 278-3(area, setback and height regulations) of the Zoning Code with respect to pickleball courts and tennis courts.

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

SECTION I. Legislative Purpose and Intent. The game Pickleball is growing in popularity and the sounds generated by playing the game are well documented. The noise generated by the game has the potential to create a nuisance to Village residents and the Village Board of Trustees seeks to update the zoning code to impose certain requirements that will help mitigate the potential adverse impacts that can be caused by the sports of Pickleball. Given the fact that a Tennis Court can be easily retrofitted to play the game of Pickleball, the zoning code must also address the conversion of Tennis Courts into Pickleball courts.

SECTION 11. Chapter 278 of the Code of the Village of East Hampton is hereby amended as follows (bold and underlined material is to be added; struck-thru material is to be deleted):

§278-1. Definitions; nonconforming buildings.

A. Definitions. For the purpose of this chapter, certain words and term shall have the following meanings:

* * * * *

PLAYING COURT:

A structure, or part thereof, which is designed or used for playing sports and consists of a playing surface of 375 square feet or more. All associated netting, fencing, backstops and other improvements shall be considered part of the playing court. Tennis courts, basketball courts, handball courts, racquetball courts, volleyball courts, ice rinks, pickleball courts, and other similar facilities shall be deemed included in this definition.

TENNIS COURT: A structure whole or partially outdoors consisting of a playing area of whatever composition used to engage in the game of tennis. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of tennis balls shall be part of a tennis court.

PICKLEBALL COURT: A structure wholly or partially outdoors consisting of a playing area of whatever composition used to engage in the game of pickleball. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of play balls shall be part of a pickleball court.

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

A. Area, setback and coverage requirements.

(17) Tennis Court and Pickleball Courts on Residential Property.

- (a) Tennis Courts and pickleball courts are only permitted on lots containing a minimum area of 60,000 square feet.**
- (b) Tennis Courts and pickleball courts shall be constructed at least four feet below grade when measured from the lowest adjacent natural grade.**
- (c) Pickleball courts shall be surrounded on three sides by a six-foot soundattenuation wall, placed no further than 10 feet from the edge of the court, constructed of a minimum of 3/4-inch solid boards, and with the middle section of the wall on the court side closest to the nearest adjoining property line, or at the discretion of the building inspector, a similar product with at least the same dbA noise-reduction impact may be used in lieu of solid fencing provided height from the court surface is at least six feet and the AcoustiFence covers three sides.**
- (d) The conversion of an existing tennis court to a pickleball court shall be permitted provided the tennis court complies with Subsections (b) and (c) above.**

(18) Lighting.

- (a) No playing court on residential property shall contain lighting or illuminations.**

~~C. Lighting. There shall be no lighting of private tennis courts or private basketball courts within the residential areas of the Village.~~

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:

BY ORDER OF THE BOARD OF
TRUSTEES OF THE VILLAGE OF
EAST HAMPTON
By: Pamela J. Bennett
Village Clerk

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 16th day of December, 2022, at 11:00 a.m. at the Emergency Services Building, One Cedar St., East Hampton, New York, at which time all persons interested will be heard with respect to "A Local Law amending 267-1.A., Vehicle and Traffic; Speed Limits, to set a speed limit of 25 miles per hour on village roadways".

**INTRODUCTORY # 06-2022
LOCAL LAW NO. __ -2023**

A Local Law amending Chapter 267 (Vehicles and Traffic) to set a speed limit of 25 miles per hour on all public roadways in the village, with the exceptions listed in § 267-1.A.

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

SECTION I. Chapter 267-1 of the Code of the Village of East Hampton is hereby amended as follows (underlined material is to be added, struck-thru material is to be deleted):

§267-1. Speed limits.

A.

No person shall operate a motor vehicle or motorcycle on any public highway within the corporate limits of the Village of East Hampton (with the exception of the territory on Montauk Highway which, as posted, varies from 50 to 40 to 30 in various locations, and the public highways listed in § 267-1. ~~B C, D, E and F~~, which ~~as are~~ posted, varies 20 to 15 ~~25~~-miles per hour) at a rate of speed in excess of ~~30~~ 25 miles per hour.

~~B. No person shall operate a motor vehicle or motorcycle on a public highway within the corporate limits of the Village of East Hampton listed below at a rate of speed in excess of 25 miles per hour:~~

- ~~(1) Toilsome Lane.~~
- ~~(2) Gingerbread Lane.~~
- ~~(3) Cooper Lane.~~
- ~~(4) Lumber Lane.~~
- ~~(5) Race Lane.~~
- ~~(6) Egypt Lane.~~
- ~~(7) Fithian Lane.~~
- ~~(8) Huntting Lane.~~
- ~~(9) Davids Lane.~~
- ~~(10) Pondview Lane.~~
- ~~(11) Dunemere Lane.~~
- ~~(12) Further Lane.~~
- ~~(13) Newtown Lane.~~
- ~~(14) Railroad Avenue.~~
- ~~(15) Georgica Road.~~
- ~~(16) Lily Pond Lane.~~
- ~~(17) Cross Highway.~~
- ~~(18) Church Lane.~~
- ~~(19) James Lane.~~
- ~~(20) Apaquogue Road.~~
- ~~(21) Ocean Avenue.~~
- ~~(22) Baiting Hollow Road.~~
- ~~(23) Amy's Lane.~~
- ~~(24) Hither Lane.~~
- ~~(25) Dayton Lane.~~
- ~~(26) LaForest Lane.~~

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 18, 2022

BY ORDER OF THE BOARD OF
TRUSTEES OF THE VILLAGE OF
EAST HAMPTON
By: Marcos Baladrón
Village Administrator

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Inc. Village of East Hampton will hold a public hearing on Friday, the 20th day of January, 2023, at 11:00 a.m. at the Emergency Services Building, One Cedar St, East Hampton, NY, at which time all interested persons will be heard with respect to a "Local Law amending the Code of the Village of East Hampton, § 267-8 (Vehicles & Traffic; One-way streets and driveways) to designate Mill Road as a one-way street from James Lane in a westerly direction only to Route 27, and §267-9 (Vehicles & Traffic; Stop Streets) to remove stops on James Lane at the intersection with Mill Road.

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

SECTION II. The provisions of §267-8 and §267-9 of the Code of the Village of East Hampton are hereby amended as follows (deleted material is struck-thru, added material is underlined & in bold:

INTRODUCTORY NO. 07-2022
LOCAL LAW NO. ____, 2023

§ 267-8. One-way streets and driveways.

A. One-way streets and driveways designated.

(10) Mill Road is hereby designated as a one-way street, and no person shall operate a motor or motorcycle or any other vehicle upon said Mill Road except in the direction westerly from James Lane to Route 27/Montauk Highway.

§ 267-9 Stop Streets.

Unless otherwise directed by a peace officer or signal, all vehicles shall come to a full stop when entering the street listed in Column No.1 from any of the streets listed in Column No.2.

Column No.1

Column No.2

Mill Road

James Lane (traveling north and south)

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: _____

By Order of the
BOARD OF TRUSTEES
Inc. Village of East Hampton
MARCOS BALADRÓN
Village Administrator

RESOLUTION # ~~324~~ - 2022

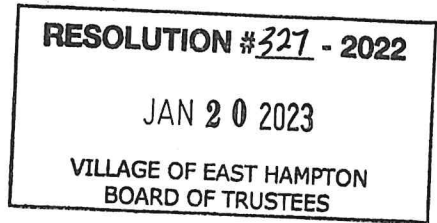
JAN 20 2023

1/20/2023

**WARRANTS TO BE APPROVED BY B.O.T. 1/20/2023 VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

| WARRANT # | DATE | FUND |
|------------------|-------------|-------------------------|
| #28 | 12/31/2022 | GUARANTEES-DEC'22 |
| #29 | 12/31/2022 | GEN FUND #2-DEC'22 |
| #30 | 12/31/2022 | LOSAP-DEC'22 |
| #31 | 1/20/2023 | GEN FUND #1-JAN'23 |
| #32 | 1/20/2023 | GEN FUND-WARRANT-JAN'23 |
| #33 | 1/20/2023 | CAPITAL FUND-JAN'23 |

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



DISPATCH ACTIVITY REPORT FOR DECEMBER 2022

- 69 Calls Dispatched for East Hampton Fire Department
 - East Hampton Village – 25*
 - Water District – 24*
 - NW Protection District - 19*
 - Mutual Aid - 1*
- 99 Calls Dispatched for East Hampton Ambulance Association
 - East Hampton Village – 25*
 - Water District – 44*
 - NW Protection District - 22*
 - Mutual Aid - 8*
- 91 Calls Dispatched for East Hampton First Responder
 - East Hampton Village – 23*
 - Water District – 43*
 - NW Protection District - 22*
 - Mutual Aid – 03*
- 723 Calls Dispatched for East Hampton Village Police Department
- 700 Calls Dispatched for East Hampton Town Police Department
- 318 Calls Dispatched for Sag Harbor Village Police Department
- 23 Calls Dispatched for Amagansett Fire Department
- 26 Calls Dispatched for Amagansett Ambulance
- 31 Calls Dispatched for Montauk Fire Department
- 41 Calls Dispatched for Montauk Ambulance
- 58 Calls Dispatched for Sag Harbor Fire Department
- 78 Calls Dispatched for Sag Harbor Ambulance
- 26 Calls Dispatched for Springs Fire Department
- 32 Calls Dispatched for Springs Ambulance
- 0 Calls Dispatched for Town Haz-Mat Team
- 0 Calls Dispatched for Ocean Rescue Team
- 20 Miscellaneous FD Events *
 - East Hampton – 13*
 - Amagansett – 3*
 - Montauk – 0*
 - Sag Harbor – 4*
 - Springs – 0*
- 35 Miscellaneous EMS Events *
 - East Hampton – 9*
 - Amagansett – 5*
 - Montauk - 8*
 - Sag Harbor – 10*
 - Springs - 3*
- 735 911 Calls Received
- 2,950 7-Digit Telephone Calls Received / Placed
- 113 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): 15.75 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): 76 Eight-Hour Shift/s

Respectfully submitted,
MICHAEL J. TRACEY
Chief of Police

TO: EAST HAMPTON VILLAGE BOARD OF

TRUSTEES

FROM: MICHAEL J. TRACEY, CHIEF OF POLICE

SUBJECT: POLICE ACTIVITY REPORT

UNIFORM DIVISION ACTIVITY REPORT FOR DECEMBER 2022

(Codes 030 -693)

16 Aided Cases
56 Alarms Answered by the Patrols
2 Arrests Made by the Department
([0] Driving While Intoxicated and/or Impaired Arrests Included in Above Total)
12 Assists to Disabled Motorists
Beach Patrol – 0 hours
Building Check – 62 hours
0 Child Safety Seat Inspections
Door Checks – 62 hours
11 Doors Found Open by the Patrols
1 Escorts
0 Fingerprinting
Foot Patrol – 5 hours
31 Motor Vehicle Accidents
179 Traffic Summonses Issued
(51 Speeding Summonses Issued)
0 Village Code Summonses Issued
(0 Animal on Beach Summonses Issued)
(0 Sign Summonses Issued)
135 Village Parking Summonses Issued

Complaints Investigated:

Cases Received: 8
Cases Closed: 2

Paperwork Received from Court:

Arrest Warrant: 0
Bench Warrant: 0
Criminal Summons: 0
Seal Orders: 0
Supporting Deposition Requests: 0

MONTHLY GASOLINE USEAGE

November Gasoline Total – 1,839.61 Gallons
December Gasoline total not received at time report submitted.

PERSONNEL

Total Hours of Overtime Worked:

Non-Grant - Arrests, Cases, Shift Coverage *(Codes 161 - 181):* 32 Eight-Hour Shifts
Non-Grant - Foot Patrol, Street Crime, Other *(Codes 188 - 190):* 0 Eight-Hour Shifts
Grants - STOP-DWI, Speed, Seatbelt *(Codes 185 - 187):* 0 Eight-Hour Shifts

Total Hours of Time Taken Off:

Holidays, Personal, PBA Days, Vacation, Injured on Duty, Sick Time, DE Days, Compensatory Time, XDO, Funeral Days *(Codes 202 - 401):* 119 Eight-Hour Shifts

Respectfully submitted,
MICHAEL J. TRACEY
Chief of Police

172 Accabonac Road
East Hampton, NY 11937



631-324-0641 • Fax 631-324-0566
www.easthamptonvillage.org

VILLAGE OF EAST HAMPTON DEPARTMENT OF PUBLIC WORKS

MONTHLY REPORT JANUARY 2023 MEETING

WINTER DAILY ROUTINE:

- Trash collection 3 days a week M,W,F
- Policing of public areas and road shoulders
- Sidewalks blown Thursdays weather permitting
- Saturday trashing

SHADE TREES: 3 employees assigned

Pruning hazards
Darby Ln cut back
Line of site issue 117 Egypt Ln

BUSINESS DISTRICT:

- Holiday decorations installed
- Outages corrected daily

ROAD SURFACE:

- Sweeping
- Sign straightening / replacement
- Parking regulation signs installed Dayton
- Storm Drain Cleaning (contractor)

MISCELLANEOUS:

- Dayton Property clean up
- Storage project in progress
- Arborvitae removal Herrick Park (Contractor)
- Leaf program concluded December 9, 2022
- Storage area project in progress

Road Opening Permits issued prior month: 1 153YTD

Denied prior month: 0

Violation Found 0

Solid waste collected in December:

| | | |
|--------------|--|------------|
| Trash | 8.9 tons (Wednesdays are based on average daily totals) | 208.10 YTD |
| Brush / Wood | 33.94 tons (does not include disposal at private facilities) | 208.81 YTD |
| Other Debris | 4.11 tons | 31.23 YTD |

Fuel Usage November 573.64 gals gas 759.72 gals diesel

172 Accabonac Road
East Hampton, NY 11937



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VILLAGE OF EAST HAMPTON DEPARTMENT OF PUBLIC WORKS

Estimated totals 2022

Part time masons concluded 2022 season November 17 with 520.5 hrs ea.

22 Cu yards misc. concrete footings etc.

1,074 Sq feet concrete sidewalk replaced

2,295 Sq feet brick sidewalk reset

2,008 Sq feet brick side rebuilt (James Ln)

583 Sq feet new brick sidewalk

36 Lf Curb repaired

1 culvert wall installed

192 concrete blocks installed

12 tree enclosures rebuilt (2 new)

5 new street tree locations added to Business District

448.14 Tons solid waste handled

7.3 Tons scrap metal recycled

4,400 Sq yards road pavement including milling and tack coat

9641 Sq Feet permanent pavement patch

3 Casting adjustments

64,259 Sq feet seal coat lot 1 Main beach

6,120 Lf crack seal

90,167 Lf Line striping contractor

25,000 Lf Line striping DPW

Road opening permits issued 153

1,155 cu yds leaves (Leaf loader loads counted only)

6 New trucks received (adding 3 additional plows & 1 salter)

2 new landscape trailers

David Collins Superintendent



VILLAGE OF EAST HAMPTON Central Garage

Monthly report for December 2022

Vehicle maintenance for DPW:

1. Prep machines needed for daily use.
2. Service and winterize both Toro mowers
3. Repaired rear ramp on mow trailer, installed new roll up spring assembly and painted floor.
4. #2- Truck to transmission shop for shifting repair, picked up when complete.
5. #18- Sweeper repair of floor looking glass and replaced suction head rubbers.
6. #16- Volvo loader, repaired two hydraulic leaks.
7. #47- Giant vac, replaced blown clutch assembly and replaced broken boom control and wire.
8. #52- Ventrac, Full service for winter use, check fluids, change filters, installed broom, installed cab, installed sidewalk salter.
9. Decommissioned three old trucks that were put out to auction and sold.
10. Accept delivery of three new Ford F550's plow trucks.
11. #202- Install new comm radio, insurance, registration, and plate. Install new body lights and wiring.
12. #203- Install new comm radio, insurance, registration, and plate. Install new safety chains for salt body and weld in new retaining system to utilize body tailgate latch system.
13. #204- Install new comm radio, insurance, registration, and plate. Install old salt spreader into body, install new safety chains, weld in new retaining system to utilize tailgate latch system.
14. Winter prep shop, remove all machine implements and put in storage container. Get out sidewalk plows and prep for winter use. Repaired walk behind snow blower.

Vehicle maintenance for Beaches:

1. Take both jet skis to Wainscott for indoor heated storage.
2. Red UTV- Repaired flat tire on front left.

Vehicle maintenance for FD:

1. Performed all weekly truck checks.
2. Service and repair chain saw for 9-1-1, 9-1-2, and 9-1-4.
3. 9-1-5 Remediate old foam and fill with new foam.
4. 9-1-11 Full service, lube, check all fluids, change all filters, service generator, repaired head lights, power washed radiator, remediate old foam and fill with new foam.
5. 9-1-13 Repaired flat tire on rear axle and freed up stuck water drain valves.
6. 9-1-40 NYS inspection.

Vehicle maintenance for PD:

1. 417- Took truck to Safelite for rear window repair.
2. CRU1- FDull service, lube, check fluids, check brakes, replaced all tires.
3. CRU2- Replaced bad battery.
4. TCO3- Computer scan, found bad O2 sensor and an EVAP valve, replaced both

172 Accabonac Road
East Hampton, NY 11937



631-324-0641 ext. #730
Fax 631-324-0566
www.easthamptonvillage.org

VILLAGE OF EAST HAMPTON

Central Garage

Vehicle maintenance for EMS:

1. Perform all weekly checks.
2. 9-1-80 Replaced tires with new.
3. #102 Full service, lube, check fluids, rotate tires and NYS inspection.



BUILDING DEPARTMENT/CODE ENFORCEMENT

To: Mayor Larsen and The Village Board of Trustees

From: Tom Preiato, Principal Building Inspector *TMP*

CC: Marcos Baladron, Village Administrator

Chief Tracey, Lt. Erickson, EHVPD

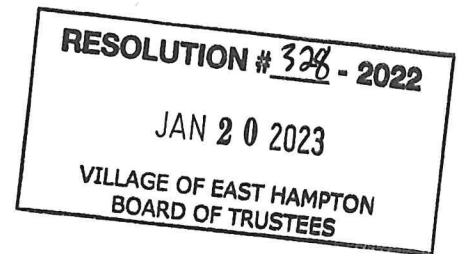
Date: December 29, 2022

Re: Monthly Report for DECEMBER 2022

| | |
|--|-----|
| Building Permits Issued (incl. 4 additional work): | 11 |
| Demolition Permits: | 1 |
| Limited Work Permits: | 1 |
| Signs: | 2 |
| Storm Water (SWPPP) | 1 |
| Garage/Yard Sale: | 1 |
| Coastal Erosion Hazard Area (CEHA) | 2 |
| | |
| Inspections Performed: | 109 |
| Certificate of Occupancies/ Compliance: | 9 |
| Updated Certificate of Occupancies: | 5 |
| Notice of Violations: | 5 |
| Stop Work Orders: | 2 |



Clean Harbors Environmental Services, Inc.
42 Longwater Dr
Norwell MA 02061
www.cleanharbors.com



December 22, 2022

Attn: Ms. Dominique Cummings
East Hampton Village
86 Main Street
East Hampton, NY 11937

Quote #4198341

Dear Ms. Cummings:

Thank you for considering Clean Harbors Environmental Services, Inc. (Clean Harbors) for your waste management needs. We are pleased to provide you with pricing for the following waste streams. This quotation is based upon the information that you have provided.

We offer our clients a broad spectrum of environmental services and the ability to dispose of hazardous material at or through a Clean Harbors' owned and operated facility. In addition to managing your waste streams, a Clean Harbors' professional can assist you with:

- Waste Transportation & Disposal
- Laboratory Chemical Packing
- Field Services
- 24-Hour Environmental Emergency Response
- Industrial Services
- InSite Services

Clean Harbors has the appropriate permits and licenses for the acceptance and disposal of the waste streams identified within this quotation.

We look forward to servicing your environmental needs. If you have any questions or need further assistance, you may reach us at the number below.

Sincerely,

Central Customer Service
Phone: 877-333-4244
Fax: 781-792-1010
wastepickup@cleanharbors.com



DISPOSAL

| Profile/ Waste Code | Waste Description | UOM | Price |
|---------------------|---|------------------|------------|
| CH2526403 | AFFF & RINSATE | 55 gallon drum | \$348.00 |
| CH2526403 | AFFF & RINSATE | 5 gallon pail | \$104.00 |
| CH2526403 | AFFF & RINSATE | tote tank < 300g | \$1,740.00 |
| CH2526404 | CHEMGUARD 6% AFFF | pounds | *\$4.50 |
| CH2526407 | FLUOROFIGHTER | pounds | *\$3.00 |
| CH2526408 | UNIVERSAL GOLD 1% 3% ALCOHOL RESISTANT AQUEOUS | pounds | *\$3.00 |

*The following minimum price(s) will apply:

| Profile/Waste Code | UOM | Minimum Price |
|--------------------|----------------|---------------|
| CH2526404 | 55 gallon drum | \$1,575.00 |
| CH2526407 | 55 gallon drum | \$1,050.00 |
| CH2526408 | 55 gallon drum | \$1,050.00 |

TRANSPORTATION

| Dispatch Location | Price | UOM |
|-------------------------|----------|----------------|
| Southern North T&D (NJ) | *\$52.00 | 55 gallon drum |

*Minimum charge \$511.00 per trip.

A demurrage charge of \$115.00 per hour will apply as follows:

| Number of Containers | Allowable Loading Time |
|----------------------|------------------------|
| 1 to 10 | 0.5 hour(s) |
| 11 to 15 | 0.75 hour(s) |
| 16 to 25 | 1 hour(s) |
| 26 to 35 | 1.25 hour(s) |
| 36 to 40 | 1.5 hour(s) |
| 41 to 45 | 1.5 hour(s) |
| 46 to 50 | 1.75 hour(s) |
| 51 to 80 | 2 hour(s) |

GENERAL CONDITIONS

- 1.Except where superseded by an existing services agreement the following terms and conditions apply to this quoted business.
- 2.Prices firm for 30 days.
- 3.Terms: Net 15 Days
- 4.Interest will be charged at 1.5% per month or the maximum allowed by law for all past due amounts.



DISPOSAL

| Profile/ Waste Code | Waste Description | Qty | UOM | Price | Total |
|---------------------|---------------------------------------|------|------------------|----------|--------------------|
| A22K | LOW BTU ORGANIC LIQUID | 4 | tote tank < 300g | \$940.00 | \$3,760.00 |
| B40R | SPECIAL HANDLING HALOGENATED ORGANICS | 4950 | pounds | \$3.50 | \$17,325.00 |
| CNO | NON HAZARDOUS SOLID | 1 | 55 gallon drum | \$89.00 | \$89.00 |
| D23I | EMPTY DRUMS FOR INCINERATION | 9 | 5 gallon pail | \$60.00 | \$540.00 |
| Total | | | | | \$21,714.00 |

*The following minimum price(s) will apply:

| Profile/Waste Code | UOM | Minimum Price |
|--------------------|----------------|---------------|
| B40R | 55 gallon drum | \$1,225.00 |

TRANSPORTATION

| Dispatch Location | Qty | Price | UOM | Total |
|-------------------|-----|---------|-----------|------------|
| Newark | 30 | \$52.00 | container | \$1,560.00 |

*Minimum charge \$511.00 per trip.

A demurrage charge of \$115.00 per hour will apply as follows:

| Number of Containers | Allowable Loading Time |
|----------------------|------------------------|
| 1 to 10 | 0.5 hour(s) |
| 11 to 15 | 0.75 hour(s) |
| 16 to 25 | 1 hour(s) |
| 26 to 35 | 1.25 hour(s) |
| 36 to 40 | 1.5 hour(s) |
| 41 to 45 | 1.5 hour(s) |
| 46 to 50 | 1.75 hour(s) |
| 51 to 80 | 2 hour(s) |

| | |
|--|--------------------|
| ESTIMATED E-MANIFEST FEE (quantity 3) | \$60.00 |
| ESTIMATED RECOVERY FEE | \$5,702.13 |
| QUOTE TOTAL ESTIMATE | \$29,036.13 |

GENERAL CONDITIONS

- 1.Except where superseded by an existing services agreement the following terms and conditions apply to this quoted business.
- 2.Prices firm for 30 days.



GENERAL CONDITIONS

5. Local, state and federal fees/taxes applying to the generating location/receiving facilities are not included in disposal pricing and will be added to each invoice as applicable.
6. Materials subject to additional charges if they do not conform to the listed specifications.
7. All drums for disposal must be in D.O.T. approved containers and in good condition.
8. All containers must be marked with Clean Harbors' profile number.
9. Clean Harbors will provide a manifest and necessary labels for transportation with a charge of \$1.25 per label.
10. Electronically submitted profiles will be approved at no charge. Paper profiles will be charged at \$75.00 each.
11. Clean Harbors supports many invoice delivery options (E-mail, Electronic Invoicing, EDI, Etc.). Pricing is based on Clean Harbors' standard invoice delivery method of E-mail. If another delivery method is required there could be an additional service fee per invoice. Any alternate delivery methods must be reviewed and approved by Clean Harbors prior to acceptance and implementation.
12. Compressed gas cylinders requiring special handling due to inoperable valves will be assessed an additional charge of \$400.00 per cylinder. Cylinders larger than medium size will be quoted case by case. This charge may be sent as supplemental invoice.
13. A variable Recovery Fee (that fluctuates with the DOE national average diesel price), currently at 23.5%, will be applied to the total invoice. For more information regarding our recovery fee calculation please go to: www.cleanharbors.com/contact-us/customer-resources.
14. Transportation rates are based on milkrun pickups. Additional costs may be incurred for out of milkrun service.
15. Pickups that require same day or next day service may be subject to additional charges.
16. Pickups cancelled within 72 hours of scheduling will be subject to cancellation charges.
17. Transportation charges to the final disposal facility will be charged in addition to local transportation to our truck to truck hub/local facility and will vary with logistics and routing.
18. Out of Service (OSD) for PCB incinerables should be clearly identified in Section 14 of the manifest. Prices for these items are only effective if received within 6 months of the OSD.
19. Standard disposal conversions (excluding minimums) apply to containers other than 5 gallon drums: 6-20g 60%, 21-30g 75%, 31-55g 100%, 56-85g 145%, FBIN 350%, TOT2(<300gal TOTE) 500%, TOTE 630%.
20. In the event that legal or other action is required to collect unpaid invoice balances, Customer agrees to pay all costs of collection, including reasonable attorneys' fees, and agrees to the jurisdiction of the Commonwealth of Massachusetts.
21. The USEPA implemented the E-manifest system in June 2018 and charges the receiving TSDF a fee per manifest that is subject to change at USEPA's discretion. Clean Harbors currently charges \$20 per manifest to cover this cost on every invoice. This charge is subject to change if USEPA applies increased charges in the future.
22. Unless specifically noted, these rates are not valid where Prevailing Wages and / or certified payroll apply. Any Prevailing Wage rates will be quoted on a case-by-case basis.



WASTE CLASSIFICATIONS SPECIFICATIONS

| Waste Code | Description |
|------------|--|
| CH2526403 | AFFF & RINSATE DRUM SPECIFICATIONS: pH 2-14, no D002 Acids allowed Ammonia less than 10 percent Source of PCB <50 ppm Heating value less than 5000 BTUs per pound Less than 5 percent organic halogens Less than 5 percent Sulfur Viscosity less than 150 centipoise Must not set-up in water or with organic solvents Less than one inch of solids in the drum No pesticides PRIMARY DISPOSAL METHOD: DESTRUCTION INCINERATION |
| CH2526404 | CHEMGUARD 6% AFFF May require special handling Source of PCB Less than 50 ppm Halogens or Sulfur greater than 5 percent May include material with boiling points less than 120F Liquid, sludge and viscous materials Must not set-up with water or with organic solvents PRIMARY DISPOSAL METHOD: DESTRUCTION INCINERATION |
| CH2526407 | FLUOROFIGHTER May require special handling Source of PCB Less than 50 ppm Halogens or Sulfur greater than 5 percent May include material with boiling points less than 120F Liquid, sludge and viscous materials Must not set-up with water or with organic solvents PRIMARY DISPOSAL METHOD: DESTRUCTION INCINERATION |
| CH2526408 | UNIVERSAL GOLD 1% 3% ALCOHOL RESISTANT AQUEOUS May require special handling Source of PCB Less than 50 ppm Halogens or Sulfur greater than 5 percent May include material with boiling points less than 120F Liquid, sludge and viscous materials Must not set-up with water or with organic solvents PRIMARY DISPOSAL METHOD: DESTRUCTION INCINERATION |



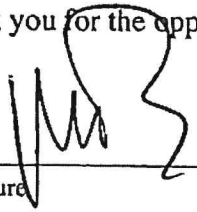
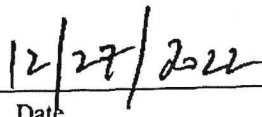
December 22, 2022
Clean Harbors Quote #4198341

Page 5 of 5

ACKNOWLEDGEMENT

Your signature below indicates your acceptance of the pricing and terms detailed in the quote above.

Thank you for the opportunity to be of service.

 _____  _____
Signature PO# Date

Antonia Baladon, Administration
Print Name

Quote # 4198341

JAN 20 2023

VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**SKINNON and FABER**
Certified Public Accountants, P.C.

December 21, 2022

The Mayor and Village Trustees
The Incorporated Village of East Hampton
86 Main Street
East Hampton, New York 11937

This letter is to confirm our understanding of the terms and objectives of our engagement and the nature and limitations of the services to be provided to the Incorporated Village of East Hampton.

Our engagement is to provide the Village with various accounting services for the period specified below. Specifically:

- Review the Village's books and records to ensure that they are maintained on a timely basis.
- Review the bank reconciliations and assist with their preparation, as needed.
- Review and propose adjusting journal entries, as needed.
- Assist the Treasurer and Administrator during the annual budget process.
- Review and assist with budget transfers.
- Review and assist with schedules needed for the annual audit.
- Review and assist with collateral reconciliations.
- Review and assist in adjusting the books to provide a working trial balance to the external auditor for use in preparing the annual financial statements.
- Prepare and transmit the NYS annual update document (AUD).
- Communicate with the Village Mayor, Board of Trustees, and Administrator regarding financial matters as needed.

The accounting services will cover the reporting year ending July 31, 2023.

Our engagement will be conducted in accordance with Statement on Standards for Consulting Services No. 1 issued by the Management Consulting Services Executive Committee of the AICPA and comply with the AICPA's Code of Professional Conduct, including the ethical principles of integrity, objectivity, professional competence, and due care when performing professional services. This engagement is limited to the period and services indicated above. We will not provide an audit in accordance with auditing standards generally accepted in the United States of America. We will not provide a compilation or review in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. This engagement cannot be relied upon to disclose errors, fraud or illegal acts. However, we will inform the appropriate level of management of any material errors and any evidence or information that comes to our attention during the performance of our accounting services that fraud may have occurred. In addition, we will inform you of any evidence or information that comes to my attention during the performance of my services regarding illegal acts that may have occurred, unless they are clearly inconsequential. We have no responsibility to identify and communicate deficiencies in your internal control as part of this engagement; however, opportunities for improvements to operating efficiency and internal controls that are noted during the above listed procedures will be communicated to management.



America Counts on CPAs

3690 Expressway Drive South
Islandia, NY 11749Phone: (631) 851-1201
Fax: (631) 851-1206
Email: info@sfhcpa.com
Website: www.sfhcpa.com

Management Responsibilities

You are responsible for the safeguarding of assets and the proper recording of transactions in the accounting system. You are responsible for assuming all management decisions and responsibilities, and for designating an individual who possesses suitable skill, knowledge and experience to oversee our bookkeeping and accounting services. In addition, you are responsible for evaluating the adequacy and results of the services we performed and accepting responsibility for the results of such services.

Other Relevant Information

Frank J. Faber, CPA is responsible for supervising the engagement.

The fee for these accounting services is estimated not to exceed \$28,300.

The time estimate is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the work performed. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs. Our invoices for these fees will be rendered each month as work progresses and are payable within 30 days.

Our invoices will be based upon our standard hourly rates as follows:

| | |
|------------------|----------------|
| Partner | \$300 per hour |
| Manager | \$185 per hour |
| Senior | \$140 per hour |
| Staff Accountant | \$ 90 per hour |

We appreciate the opportunity to be of service to you and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let me know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to me.

Very truly yours,

Skinnon and Faber, CPAs, P.C.

SKINNON AND FABER, CPAs, P.C.

Response:

This letter correctly sets forth the understanding of the Incorporated Village of East Hampton.

Signature: *[Signature]* Marcos Baldon

Title: Administrator

Date: 1/20/2023

SUFFOLK COUNTY WATER AUTHORITY
NEW SERVICE DEPARTMENT
PO BOX 38, OAKDALE NY 11769
PHONE 563-5669, FAX 589-5273

RESOLUTION # 331 - 2022

JAN 20 2023

VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES

January 9, 2023

PREMISE: 73 N Main St, East Hampton

BP: 2000248224

Please be advised:

Effective June 1, 2023, our fees may be increasing. To "lock in" the current pricing your job must be released by May 31, 2023.

For your job to be released you must complete the checklist below.

Due to supply chain complications, we are experiencing delays in completing new connections.

IMPORTANT INSTALLATION INFORMATION

As of December 1, 2019, all services are required to meet the attached specifications. Please review these carefully, as all criteria must be met for the field inspection to pass.

Before your application for new service can be released to our construction department, it will be necessary for you to complete / submit the following:

1. Please complete the enclosed application card and return so the account may be established.
2. Fees:

| | |
|-------------------------|--------------------|
| 1" Domestic Tap & Vault | \$ 4,000.00 |
| 1" Deposit | \$ 100.00 |
| 4" Fireline Tap | \$14,400.00* |
| 4" Deposit | \$ 200.00 |
| TOTAL DUE | \$18,700.00 |

*This tap fee includes a 10% courtesy discount for running the services in the same trench.
3. Inspection request – Inspections must be scheduled in advance. We do not accept inspection requests (for the next day) after 2:30 pm.
4. Backflow approval – Please contact the Cross Connection Department at 563-0266 with any questions regarding your application or to schedule a backflow device inspection.
5. Customer Service Line Measurement Form (Form #215) – Must be completed by whoever installs the service (either the owner or a licensed plumber is acceptable) once your service line is installed.
6. Service Line Certification – Must be completed by whoever installs the service (either the owner or a licensed plumber is acceptable) once your service line is installed.

Please mail all information to the above address. If you have any questions, please contact:

Barbara Yatauro (631) 563-5669 or via email barbara.yatauro@scwa.com

Latosha Moseley-Ortiz (631) 563-5641 or via email Latosha.moseley-ortiz@scwa.com

86 Main Street
East Hampton, New York 11937-2730

JERRY LARSEN, Mayor



Phone 631.324.4150
Fax 631.324.4189
www.easthamptonvillage.org

VILLAGE OF EAST HAMPTON

Office of
BOARD OF TRUSTEES

RESOLUTION # 332 - 2022

JAN 20 2023

**VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

RESOLUTION # 332 - 2023

**AUTHORIZATION EXTENSION OF LICENSE FOR
EAST HAMPTON SCHOOL DISTRICT TO UTILIZE JOINT FUELING FACILITY**

WHEREAS, in 2013 the Town Board of the Town of East Hampton and the Village of East Hampton entered into an Inter-Municipal Agreement for the construction of a joint fueling facility at Springs-Fireplace Road, East Hampton, and pursuant to a subsequent agreement, agreed upon the apportionment of operations and maintenance costs for the facility between the Town and the Village; and

WHEREAS, the East Hampton Union Free School District (EHUFSD/School District) requested in early 2022 to utilize the facility for fueling its vehicles until such time as installation of their own tank(s) have been completed, and the Town and Village consented to the same; and

WHEREAS, the EHUFSD has requested an extension to their license and the Town and Village are agreeable to the same, upon the same terms and conditions approved by Town Resolution 2022-557 and Village Resolution #82-2022, and; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the East Hampton Union Free School District to utilize the Joint Fueling Facility upon the terms and conditions set forth herein, subject to typical requirements for insurance naming the Town and Village as additional insureds; and be it further

RESOLVED that the Town Supervisor is authorized to enter into an extension agreement with the School District, subject to the approval of the Village of East Hampton, to allow use of the Joint Fueling Facility upon terms as set forth herein.

Adopted: January 20, 2023

By Order of the
BOARD OF TRUSTEES
Inc. Village of East Hampton
Marcos Baladrón
Village Administrator



East Hampton Town Board

159 Pantigo Road
East Hampton, NY 11937

Carole Brennan
Town Clerk

www.ehamptonny.gov

ADOPTED

Meeting: 01/10/23 11:00 AM

DOC ID: 28789

RESOLUTION 2023-131

Authorization Extension of License for East Hampton School District to Utilize Joint Fueling Facility

WHEREAS, in 2013 the Town Board of the Town of East Hampton and the Village of East Hampton entered into an Inter-Municipal Agreement for the construction of a joint fueling facility at Springs-Fireplace Road, East Hampton, and pursuant to a subsequent agreement, agreed upon the apportionment of operations and maintenance costs for the facility between the Town and the Village; and

WHEREAS, the East Hampton Union Free School District (EHUFSD/School District) requested in early 2022 to utilize the facility for fueling its vehicles until such time as installation of their own tank(s) have been completed, and the Town and Village consented to the same; and

WHEREAS, the EHUFSD has requested an extension to their license and the Town and Village are agreeable to the same, upon the same terms and conditions approved by Resolution 2022-557; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the East Hampton Union Free School District to utilize the Joint Fueling Facility upon the terms and conditions set forth herein, subject to typical requirements for insurance naming the Town and Village as additional insureds; and be it further

RESOLVED that the Town Supervisor is authorized to enter into an extension agreement with the School District, subject to the approval of the Village of East Hampton, to allow use of the Joint Fueling Facility upon terms as set forth herein.

| | |
|------------------|---|
| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Peter Van Scoyoc, Supervisor |
| SECONDER: | Sylvia Overby, Councilmember |
| AYES: | Burke-Gonzalez, Lys, Overby, Rogers, Van Scoyoc |

104 Ocean Ave
East Hampton NY, 11937



www.eastrhamptonvillage.org

In Season: 631.324.0074

RESOLUTION # 333 - 2022

JAN 20 2023

**VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

To:

Marcos Baladron

Village Administrator

86 Main Street

East Hampton NY, 11937

Date: 01/10/2023

HAMPTON LIFEGUARD ASSOCIATION DONATION TO BEACHES

I am writing this memo requesting the Village accept the donation of **(1) Wheeleez PWC trailer \$2,009.96** and **(2) Surf Rescue Boards \$2,575.00** from Hampton Lifeguard Association. The two pieces of equipment were donated by HLA to be used during daily operation of the Village Lifeguards on Village of East Hampton beaches.

The two items were received and assembled and checked for any damage on 1/10/23. The total cost of both items is **\$4,584.96**. Both sets of equipment will be a tremendous asset to the Village of East Hampton.

Respectfully,

Drew Smith

Beach Manager/Chief Lifeguard

104 Ocean Ave

East Hampton NY, 11937

86 Main Street
East Hampton, New York 11937-2730

JERRY LARSEN, Mayor



VILLAGE OF EAST HAMPTON

Office of

HISTORIC SITE MANAGER

Phone 631.324.4150
Fax 631.324.4189
www.easthamptonvillage.org

RESOLUTION # 334 - 2022

JAN 20 2023

**VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

TO: Board of Trustees
DATE: December 28, 2022
RE: Surplus Equipment

I request the below listed outdated computer equipment be deemed surplus, of no value and approved for disposal at the January 20, 2023 meeting of the Board of Trustees:

- (1) Dell USB Keyboard CNODJ331-7616 76LOOMR
- (1) Computer Screen HPSB800GI17-4790
- (1) Speaker sets CNOCJ3783717476B021P

Thank you.

Hugh R. King
Historic Site Manager



**EAST HAMPTON VILLAGE
POLICE DEPARTMENT**

One Cedar Street
East Hampton, NY 11937
Phone: (631)324-0777 * Fax: (631)324-0702

Michael J. Tracey, Chief of Police



RESOLUTION # 335 - 2022

JAN 20 2023

**VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

SUBJECT: Surplus Property – Communications
DATE: January 5, 2023
FROM: Michael J. Tracey, Chief of Police
TO: Marcos Baladron, Village Administrator

A handwritten signature in black ink, appearing to be "MJT", located to the right of the "FROM:" line.

I would like to have the following item declared surplus property. It has no value as it is broken and beyond repair.

HP Color LaserJet Printer - EHV ID # 2277

cc: Mayor Larsen

NOTICE OF ENACTMENT
LOCAL LAW NO. of 2023

NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Inc. Village of East Hampton, on January 20, 2023, adopted Introductory # 6 of 2022 as LOCAL LAW TWO of 2023, hereby amending code section 267-1.A., Vehicle and Traffic; Speed Limits, to set a speed limit of 25 miles per hour on village roadways".

RESOLUTION # ~~338~~ - 2022

LOCAL LAW NO. -2023
(INTRO. # 06-2022)

JAN 20 2023

VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES

A Local Law amending Chapter 267 (Vehicles and Traffic) to set a speed limit of 25 miles per hour on all public roadways in the village, with the exceptions listed in § 267-1.A.

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

SECTION I. Chapter 267-1 of the Code of the Village of East Hampton is hereby amended as follows:

§267-1. Speed limits.

A.

No person shall operate a motor vehicle or motorcycle on any public highway within the corporate limits of the Village of East Hampton (with the exception of the territory on Montauk Highway which, as posted, varies from 50 to 40 to 30 in various locations, and the public highways listed in § 267-1. C, D, E and F, which as posted, varies 20 to 15 miles per hour) at a rate of speed in excess of 25 miles per hour.

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: January 20, 2023

BY ORDER OF THE BOARD OF
TRUSTEES OF THE VILLAGE OF
EAST HAMPTON
By: Marcos Baladrón
Village Administrator

RESOLUTION # 339 - 2022

JAN 20 2023

**VILLAGE OF EAST HAMPTON
BOARD OF TRUSTEES**

**NOTICE OF ENACTMENT
LOCAL LAW NO. of 2023**

NOTICE IS HEREBY GIVEN THAT the Board of Trustees of the Inc. Village of East Hampton, on January 20, 2023, adopted Introductory # 5 of 2022 as LOCAL LAW ONE of 2023, hereby amending code section 278-1 (Definitions; non-conforming buildings) and Section 278-3 (area, setback and height regulations of the Zoning Code with respect to pickleball courts and tennis courts.”

**LOCAL LAW NO. – 2023
(INTRO. # 05-2022)**

A Local Law amending Section 278-1 (Definitions; nonconforming buildings) and Section 278-3(area, setback and height regulations) of the Zoning Code with respect to pickleball courts and tennis courts.

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

SECTION I. Legislative Purpose and Intent. The game Pickleball is growing in popularity and the sounds generated by playing the game are well documented. The noise generated by the game has the potential to create a nuisance to Village residents and the Village Board of Trustees seeks to update the zoning code to impose certain requirements that will help mitigate the potential adverse impacts that can be caused by the sports of Pickleball. Given the fact that a Tennis Court can be easily retrofitted to play the game of Pickleball, the zoning code must also address the conversion of Tennis Courts into Pickleball courts.

SECTION 11. Chapter 278 of the Code of the Village of East Hampton is hereby amended as follows:

§278-1. Definitions; nonconforming buildings.

A. Definitions. For the purpose of this chapter, certain words and term shall have the following meanings:

* * * * *

PLAYING COURT:

A structure, or part thereof, which is designed or used for playing sports and consists of a playing surface of 375 square feet or more. All associated netting, fencing, backstops and other improvements shall be considered part of the playing court. Tennis courts, basketball courts, handball courts, racquetball courts, volleyball courts, ice rinks, pickleball courts, and other similar facilities shall be deemed included in this definition.

TENNIS COURT: A structure whole or partially outdoors consisting of a playing area of whatever composition used to engage in the game of tennis. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of tennis balls shall be part of a tennis court.

PICKLEBALL COURT: A structure wholly or partially outdoors consisting of a playing area of whatever composition used to engage in the game of pickleball. A backstop, if constructed, consisting of netting, fencing or similar material and designed to prevent the passage of play balls shall be part of a pickleball court.

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

A. Area, setback and coverage requirements.

(17) Tennis Court and Pickleball Courts on Residential Property.

- (a) Tennis Courts and pickleball courts are only permitted on lots containing a minimum area of 60,000 square feet.
- (b) Tennis Courts and pickleball courts shall be constructed at least four feet below grade when measured from the lowest adjacent natural grade.
- (c) Pickleball courts shall be surrounded on three sides by a six-foot soundattenuation wall, placed no further than 10 feet from the edge of the court, constructed of a minimum of 3/4-inch solid boards, and with the middle section of the wall on the court side closest to the nearest adjoining property line, or at the discretion of the building inspector, a similar product with at least the same dbA noise-reduction impact may be used in lieu of solid fencing provided height from the court surface is at least six feet and the AcoustiFence covers three sides.
- (d) The conversion of an existing tennis court to a pickleball court shall be permitted provided the tennis court complies with Subsections (b) and (c) above.

(18) Lighting.

- (a) No playing court on residential property shall contain lighting or illuminations.

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: January 20, 2023

BY ORDER OF THE BOARD OF
TRUSTEES OF THE VILLAGE OF
EAST HAMPTON
By: Pamela J. Bennett
Village Clerk