

**VILLAGE OF EAST HAMPTON BOARD OF TRUSTEES**  
**\*LTV Studios, 75 Industrial Road, Wainscott, NY 11975**  
**Friday, February 16, 2024, 11:00 A.M.**  
\* Please note location change

**AGENDA**

**PLEDGE OF ALLEGIANCE:**

**MAYOR'S ANNOUNCEMENTS:**

**ROLL CALL:**

**PRESENTATIONS:**

Hugh King  
Mary Mott / EMS Club  
Billy Hajek / Design Review Board Schedule  
Billy Hajek / Comprehensive Plan Update & RFP

**PUBLIC HEARING:**

**Introductory #1-2024**, a proposed local law amending Ch. 18. Code of Ethics; §18-2 Definitions (Municipal Officer or Employee)  
**Introductory #2-2024**, a proposed local law amending Ch. 77. Beaches; Article I. Beach Regulations; §77-4 (Prohibited conduct), §77-5 (Vehicles on the beach), §77-6 (Operating a vehicle while under the influence), §77-12 (Temporary closure), §77-14 (Locker permits).  
**Introductory #3-2024**, a proposed local law amending Ch. 267. Vehicles and Traffic; Article I. General Regulations; §267-5 (Beach parking), §267-7 (Parking time limited in designated locations).  
**Introductory #4-2024**, a proposed local law amending Ch. 278. Zoning; §278-1 (Definitions; nonconforming buildings) and §278-3 (Accessory building and structure design requirements and wetland setbacks), and §278-3 A (Wetland setbacks).  
**Introductory #5-2024**, a proposed local law amending Ch. 163. Freshwater Wetlands.  
**Introductory #6-2024**, a proposed local law amending Ch. 225. Property Maintenance and Nuisance Abatement; §225-2 (Exterior maintenance).  
**Introductory #7-2024**, a proposed local law amending Ch. 267, the designation of LaForest Lane as a one-way street – south.

**PUBLIC COMMENT:**

**MOTIONS/RESOLUTIONS:**

**Resolution #194-2024;** Approve claim vouchers for the month of January.

**Resolution #195-2024;** Approve Warrants as listed:

#35	01/31/2023	GUARANTEES-JAN'24
#36	01/31/2023	GEN FUND #2- JAN'24
#37	02/16/2024	GEN FUND #1-FEB'24
#38	02/16/2024	GEN FUND-WARRANT-FEB'24
#40	02/16/2024	CAPITAL FUND-FEB'24

**Resolution #196-2024;** Approve minutes from meetings held October 20<sup>th</sup>, November 17<sup>th</sup>, and December 7<sup>th</sup>, 2023.

**Resolution #197-2024;** Approve departmental reports.

- Resolution #198-2024;** Resolved the 2023-2024 Village Budget is hereby amended to increase estimated revenue and appropriations in the amount of \$375,361.35 for expenditures funded by the Employee Benefit Leave Reserve (EBLR) Fund.
- Resolution #199-2024;** Resolved the 2023-2024 Village Budget is hereby amended to increase appropriations from the Undesignated Fund Balance in the amount of \$74,233.60 for Herrick Park Basketball Courts.
- Resolution #200-2024;** Approve Change Order #3 for new gate on Muchmore Lane from LandTek in the amount of \$4,859.70.
- Resolution #201-2024;** Resolved the 2023-2024 Village Budget is hereby amended to increase appropriations from the Assigned Unappropriated Fund Balance in the amount of \$23,650 for expenditures related to the Reutershan Parking Lot.
- Resolution #202-2024;** Approve \$23,650 proposal from Saskas Surveying for Reutershan Parking Lot to be paid from the Assigned Unappropriated Fund Balance.
- Resolution #203-2024;** Approve Change Order #4 for irrigation drip zones at Muchmore Lane from LandTek in the amount of \$7,920.
- Resolution #204-2024;** Accept the East Hampton Village Foundation donation of \$30,151.95.
- Resolution #205-2024;** Approve agreement with Vickie Lawrence for financial consultant services, at an hourly rate of \$45.00 with a maximum of \$10,000 per year.
- Resolution #206-2024;** Approve \$8,000 quote from Century Direct for EMS recruitment mailer.
- Resolution #207-2024;** Deem as surplus and approve the sale (online by Auctions International) of assorted vehicles, equipment, parts and miscellaneous listed in David Collins February 12<sup>th</sup>, 2024 memo.
- Resolution #208-2024;** Deem as surplus property of assorted office equipment and miscellaneous listed in Acting Chief of Police Jeffrey Erickson's February 5<sup>th</sup>, 2024 memo.
- Resolution #209-2024;** Deem surplus and approve disposal of eight (8) impound vehicles listed in Acting Chief of Police Jeffrey Erickson's February 5<sup>th</sup>, 2024 memo.
- Resolution #210-2024;** Approve \$20,600.60 quote from Pavemaster for crack sealing and seal coating of the North Main Street lot, from budget line A511042 Road Materials (*per Feb. 5<sup>th</sup>, 2024 memo from D. Collins*).
- Resolution #211-2024;** Approve \$18,000 quote from South Fork Asphalt for three (3) speed humps along LaForest Lane, from East Hampton Town Contract (*per Feb. 6<sup>th</sup>, 2024 memo from D. Collins*).
- Resolution #212-2024;** Approve \$19,100 quote from L.K. McLean Associates, P.C. for Professional Engineering Services for a Traffic Safety Assessment at NYS Route 27 (Main Street) and Ocean Avenue (Woods Lane).
- Resolution #213-2024;** Approve appointment of Emily Daniell to the position of Assistant To The Mayor at a starting annual salary of \$55,000, effective February 16<sup>th</sup>, 2024.

- Resolution #214-2024;** Accept bid received from Residential Fences Corporation for new fence replacement at Millstone Park as per January 19<sup>th</sup> bid specifications.
- Resolution #215-2024;** Notice to Bidders for the lease of Sea Spray Cottage #1 with the bid specs available on February 16<sup>th</sup>, 2024 and the bid opening to be held March 5<sup>th</sup>, 2024 at 2:00 pm at Village Hall.
- Resolution #216-2024;** Notice for Request for Proposals for the Comprehensive Plan Update with a release date of February 20<sup>th</sup>, 2024 and a due date of March 22<sup>nd</sup>, 2024 at 2:00 pm at Village Hall.
- Resolution #217-2024** Notice for public hearing to be held on March 15<sup>th</sup>, 2024 at 11:00 a.m. 2023 at LTV Studios, 75 Industrial Road, Wainscott, for Introductory #8-2024, a proposed local law amending Ch. 219 Police, Article II Constables, §219-16 Waiver of qualification requirements.
- Resolution #218-2024** Notice for public hearing to be held on March 15<sup>th</sup>, 2024 at 11:00 a.m. 2023 at LTV Studios, 75 Industrial Road, Wainscott, for Introductory #9-2024, a proposed local law amending Ch. 231 authorizing Skip the Stuff enforcement for single use plastics (restrictions on providing eating utensils, condiment packets, napkins and extra eating containers).
- Resolution #219-2024** Approve change to Design Review Board meeting date which shall meet once a month on the third Tuesday at 9:00 a.m., effective immediately.
- Resolution #220-2024** Approve the following new volunteer members of the Department of Emergency Medical Service (EMS) effective retroactively to January 29<sup>th</sup>, 2024 (*as per February 7<sup>th</sup>, 2024 memo from M. Mott*).  
Karmen Chacho – Attendant  
Jordan Dias - Attendant  
Eric Frazier-Gordan - Attendant
- Resolution #221-2024** Approve new Student EMS Club volunteer members of the Department of Emergency Medical Service (EMS), as listed in Chief Mary Mott’s February 7<sup>th</sup>, 2024 memo.
- Resolution #222-2024** Accept retirement of Susan Steckowski as Principal Account Clerk with an effective retirement date of April 30<sup>th</sup>, 2024.
- Resolution #223-2024** Approve the attendance and reasonable and necessary expenses of three (3) police officers at the March 7, 2024 State Law Enforcement Accreditation Council meeting in Albany, NY (*per Feb. 14<sup>th</sup>, 2024 memo from Acting Chief J. Erickson*).
- EXECUTIVE SESSION:** Legal / 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A Local Law amending Chapter 18. Code of Ethics; §18-2 Definitions (Municipal Officer or Employee)."

### INTRODUCTORY NO. 1 - 2024 LOCAL LAW NO. \_\_ - 2024

A Local Law amending Chapter 18. Code of Ethics; §18-2 Definitions (Municipal Officer or Employee).

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

SECTION I. Legislative Purpose and Intent. To consider prospective amendments to § 18-2. to address the definitions specified therein.

SECTION II. Chapter 18 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):

#### § 18-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

#### **INTEREST**

A direct or indirect pecuniary or material benefit accruing to a municipal officer or employee as the result of a contract with the Village of East Hampton. For the purposes of this chapter a municipal officer or employee shall be deemed to have an interest in the contract of:

- A. His or her spouse, minor children and dependents, except a contract of employment with the Village of East Hampton;
- B. A firm, partnership or association of which such officer or employee is a member or employee;
- C. A corporation of which such officer or employee is an officer, director or employee; and
- D. A corporation, any stock of which is owned or controlled directly or indirectly by such officer or employee.

#### **MUNICIPAL OFFICER OR EMPLOYEE**

An officer or employee of the Village of East Hampton, whether paid or unpaid, including members of any administrative board, commission or other agency thereof. No person shall be deemed to be a municipal officer or employee solely by reason of being a volunteer fireman or ~~ambulance association volunteer~~, **a volunteer member of the Village of East Hampton Department of Emergency Medical Service (EMS)**, except a chief or assistant chief. **No person shall be deemed to be a municipal officer or employee solely by reason of being or having been an ambulance association volunteer.**

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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy Village Clerk

## NOTICE OF PUBLIC HEARING

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### **INTRODUCTORY NO. 2 -2024 LOCAL LAW NO. \_\_ - 2024**

A Local Law amending Ch. 77. Beaches; Article I. Beach Regulations; §77-4 (Prohibited conduct), §77-5 (Vehicles on the beach), §77-6 (Operating a vehicle while under the influence), §77-12 (Temporary closure), §77-14 (Locker permits).

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

SECTION I. Legislative Purpose and Intent. "Whereas the Village of East Hampton seeks to update, keep current and make accurate and clear the provision of the Village Code; and Whereas in furtherance of this goal provisions of the Code should be periodically reviewed and updated as needed; and Whereas in furtherance of this goal certain local laws require amendment to: remove extraneous references to camping on private property and public parks from the unrelated "Beach Regulation" section of the code; limit the use of private vehicles on beaches; conform the outdated Village Code references to permissible blood alcohol limits to the current State limits; conform the procedures for temporary closures of beaches for public safety purposes to those used by the Town; and add references to the Department of Emergency Services where needed."

SECTION II. Chapter 77 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):

#### § 77-4. Prohibited conduct.

- A. No person shall damage, deface, injure, remove, tamper with or destroy any sign, snow fencing, flagging or other property located on the beach.
- B. No person shall throw, break, cast, lay or deposit a glass bottle or pieces of crockery or glass or glassware, fish, garbage or refuse or any injurious substance of any kind or nature on any beach. All persons shall dispose of such substances as directed by law.
- C. No person shall throw, place or deposit fill, sand, gravel or any other materials, including but not limited to trees, shrubs or brush, on the beach unless properly authorized by the Trustees.
- D. No person shall erect, construct, reconstruct, enlarge or alter any structure, including but not limited to any groin, erosion control device, bulkhead, dock, pipe or other improvement whatsoever, in, on or under any beach or pond without having obtained any and all necessary permits and approvals, including those required by the Trustees.
- E. No person shall maintain a camp, trailer or other structure, whether temporary or permanent, on the beach.

- F. No person shall disturb or endanger any protected bird nesting area on the beach. As soon as the protected birds establish their annual nesting sites, the Trustees or their duly authorized agent or agents will cause each nesting site to be fenced, roped or flagged in a manner designed to alert the public that entry is prohibited. No person shall alter, move, remove or tamper with any fence, rope or flagging designating such areas. All such fencing shall be removed at the end of the nesting season.
- G. No person shall erect a fence, barricade or other impediment to vehicular and/or pedestrian traffic on the beach without the written consent of the Trustees.
- H. No person shall intentionally obstruct vehicular or pedestrian access to the beach.
- I. No person shall camp on the beaches. Specific exception may be granted by the Trustees to organizations such as Boy Scouts, Girl Scouts and other civic organizations, upon written request.
- ~~J. No person shall camp in the parks or on other public property in the Village of East Hampton. Specific exception may be granted by the East Hampton Village Board of Trustees to organizations such as Boy Scouts, Girl Scouts and other civic organizations, upon written request.~~
- ~~K. No person shall camp on private property without written permission from the owner and only in conformance with other applicable Village ordinances.~~
- L. No person shall intentionally engage in fighting or in violent, tumultuous or threatening behavior on the beach.
- M. No person shall ride, walk or otherwise allow or permit a horse, dog, cat or other animal to be in or upon a protected bird nesting area designated pursuant to § 77-4F at any time.
- N. Animals on the beach.
  - (1) No person shall ride, walk or otherwise allow or permit a dog, cat or other animal to be on or upon any beach from May 15 to September 15 of each year, between the hours of 9:00 a.m. and 6:00 p.m. At all other times during the period from May 15 to September 15 of each year, dogs must be manually restrained on a leash within areas that are within 300 feet of any road end along the Atlantic Ocean beaches.  
[Amended 5-17-2013 by L.L. No. 13-2013; 11-18-2016 by L.L. No. 13-2016]
  - (2) Any individual who permits a dog upon any beach shall maintain control over said dog at all times and shall take such action as may be necessary to clean up after such animal.
- O. No person shall make unreasonable noise on the beach or permit such noise from a radio, vehicle or other instrument under his or her control.
- P. No person shall disobey the lawful directives of a lifeguard employed by the Village of East Hampton for the health, safety and welfare of the public issued in the performance of his or her duties.
- Q. Beach fires.  
[Amended 12-15-2006 by L.L. No. 16-2006]
  - (1) No person shall start or maintain a beach fire less than 50 feet from any beach grass, vegetation, tent or fence or less than 100 feet from any building or permanent structure or less than 200 feet from any posted water-bird nesting colony.

- (2) No person shall maintain a fire that is greater at any time than two feet in any dimension.
- (3) All fires must be completely extinguished with as many buckets of water as is necessary. No person shall extinguish a fire or embers by covering them with sand.
- (4) No person shall leave a fire unattended. All fires shall be under constant watch.
- (5) No person shall maintain a beach fire unless a bucket of water is stationed within 10 feet of the fire.
- (6) No person shall kindle or maintain a fire if the prevailing wind velocity exceeds 15 miles per hour.
- (7) No person shall start or maintain a fire with any fuel other than firewood. The use of construction material as fuel is prohibited.
- (8) In addition to the penalties set forth in § 77-9 of this article, any duly constituted law enforcement officer as set forth in § 77-10 may require a beach fire to be extinguished when deemed dangerous due to wind conditions or size and may prohibit fires when unusually dry conditions exist or whenever other circumstances present an increased fire hazard. None of these provisions shall be construed as relieving any person who lights or maintains a fire from resulting damage to property or persons.
- (9) All fire debris, including logs and wood, shall be removed from the beach.  
[Added 1-15-2010 by L.L. No. 2-2010]
- (10) All fires must be contained in a metal container.  
[Added 1-15-2010 by L.L. No. 2-2010]
- (11) No beach fire shall be set, started, kindled or maintained prior to 6:00 p.m. and must be fully extinguished prior to 12:00 midnight.  
[Added 10-20-2017 by L.L. No. 19-2017]

R. Alcohol on the beach.  
[Added 4-16-2021 by L.L. No. 9-2021]

- (1) No person shall possess, consume, ingest, or take internally any alcoholic beverage, nor have in his possession any alcoholic beverage container which has been opened for the purpose of consuming the contents thereof, during the hours of lifeguard protection on the beach.
- (2) If there is no lifeguard stationed on the beach, then no person shall possess, consume, ingest, or take internally any alcoholic beverage, nor have in his possession any alcoholic beverage container which has been opened for the purpose of consuming the contents thereof, from 9:00 a.m. through 5:00 p.m. from May 15 to September 15 of any year.
- (3) At no time, without a special event permit specifically permitting such, shall any person possess on any beach an alcoholic beverage container which is capable of holding in excess of one gallon.

S. Alcohol, additional.  
[Added 4-16-2021 by L.L. No. 9-2021]

- (1) Except as hereinafter provided, no person under the age of 21 years shall possess any alcoholic beverage on any beach, with the intent to consume such beverage.



- (2) A person under the age of 21 years may possess any alcoholic beverage on any beach with intent to consume if the alcoholic beverage is given:
  - (a) To a person who is a student in a curriculum licensed or registered by the State Education Department and the student is required to taste or imbibe alcoholic beverages in courses which are a part of the required curriculum, provided such alcoholic beverages are used only for instructional purposes during class conducted pursuant to such curriculum; or
  - (b) To the person under 21 years of age by that person's parent or guardian.
- (3) Any person who unlawfully possesses an alcoholic beverage on any beach with intent to consume may be summoned before and examined by a court having jurisdiction of that charge; provided, however, that nothing contained herein shall authorize, or be construed to authorize, a peace officer as defined in Subdivision 33 of § 1.20 of the Criminal Procedure Law or a police officer as defined in Subdivision 34 of § 1.20 of such law to arrest a person who unlawfully possesses an alcoholic beverage with intent to consume. If a determination is made sustaining such charge, the court may impose a fine not exceeding \$50 and/or completion of an alcohol awareness program established pursuant to § 19.25 of the Mental Hygiene Law and/or an appropriate amount of community service not to exceed 30 hours.
- (4) No such determination shall operate as a disqualification of any such person subsequently to hold public office, public employment, or as a forfeiture of any right or privilege or to receive any license granted by public authority, and no such person shall be denominated a criminal by reason of such determination, nor shall such determination be deemed a conviction.
- (5) Whenever a peace officer, as defined in Subdivision 33 of § 1.20 of the Criminal Procedure Law, or police officer, as defined in Subdivision 34 of § 1.20 of the Criminal Procedure Law, shall observe a person under 21 years of age openly in possession of an alcoholic beverage, as defined in this chapter, on any beach, with the intent to consume such beverage in violation of this section, said officer may seize the beverage and shall deliver it to the custody of his or her department.
- (6) Any alcoholic beverage seized in violation of this section is hereby declared a nuisance. The official to whom the beverage has been delivered shall, no earlier than three days following the return date for initial appearance on the summons, dispose of or destroy the alcoholic beverage seized or cause it to be disposed of or destroyed. Any person claiming ownership of an alcoholic beverage seized under this section may, on the initial return date of the summons or earlier on five days' notice to the official or department in possession of the beverage, apply to the court for an order preventing the destruction or disposal of the alcoholic beverage seized and ordering the return of that beverage. The court may order the beverage returned if it is determined that return of the beverage would be in the interest of justice or that the beverage was improperly seized.

T. Smoking. No person shall smoke a cigarette, pipe, cigar or similar smoking substance or engage in any vaping activity at any beach pavilion, beach parking lot, on the beach within 300 feet of the beach road end, and/or within 20 feet of any other person on the beach.

[Added 4-16-2021 by L.L. No. 9-2021]

#### § 77-5. Vehicles on the beach.

A. Requirements.

(1) No person shall operate or park a vehicle on the beach from May 15 to and including September 15 in any year, between the hours of 9:00 a.m. to 6:00 p.m. Notwithstanding the above, individuals shall be permitted to drive a vehicle on the beach between the easterly side of the Two Mile Hollow parking area to the easterly boundary of the Village at all times, provided that they shall exercise due caution when traversing through said area and provided, further, that they are in compliance with all other requirements of this article.

[Amended 11-18-2016 by L.L. No. 14-2016]

(2) No person shall operate or park a vehicle on that portion of the beach between the Hook Pond Jetty on the east and the prolongation southerly on the westerly property line of the HiTide (known as SCTM#301-13-13-12) on the west, between the hours of 6:00 p.m. and 12:00 midnight on the night of the annual East Hampton Village Fire Department fireworks display. The provisions of this subsection shall not apply to vehicles whose occupants are engaged in commercial net fishing and vehicles whose occupants are actively engaged in the fireworks display.

[Amended 7-31-2019 by L.L. No. 10-2019]

(3) No person shall operate a vehicle on the beach unless said vehicle is registered and displays a valid vehicle registration license in compliance with the Vehicle and Traffic Law of the State of New York.

(4) No person shall operate a vehicle on the beach unless said vehicle is in compliance with the provisions of the Motor Vehicle Financial Security Act as contained in Article 6 of the Vehicle and Traffic Law, requiring liability insurance or other proof of financial security.

(5) No person shall operate a vehicle on the beach unless such vehicle has been issued and displays a valid and proper East Hampton town resident beach vehicle permit issued by the East Hampton Town Clerk. Resident permits shall be issued free of charge to all residents of the Town of East Hampton who shall submit proof of residency or property ownership within the town and a valid registration in the name of the resident or property owner. Permits shall be issued to nonresidents upon payment to the Town Clerk of a nonrefundable fee of \$200. Such nonresident permits shall expire on December 31 of each year. Disabled veterans and individuals possessing a valid mobility impaired license shall be entitled to a fifty-percent discount on the cost of the permit. The Town Clerk shall inspect all applications for permits and determine the validity of the qualifications presented in accordance with the provisions of this section. The permit shall be affixed to the rear of the vehicle in the location specified by the Town Clerk and shall be placed in such location in a manner which allows the permit to be clearly visible at all times when the vehicle is in motion.

[Amended 7-31-1998 by L.L. No. 12-1998]

(6) No person shall operate a vehicle on the beach unless such vehicle is equipped with a tow rope or chain, jack and spare tire.

B. Exemptions. Operators of the following vehicles shall be exempt from the provisions of § 77-5A(1) above, provided that they shall exercise due caution when traversing through restricted bathing areas:

(1) Vehicles whose occupants are actively engaged in traditional commercial net fishing.

~~(2) Vehicles displaying a handicapped parking permit being used by a handicapped person.~~

C. Nesting areas. No person shall operate a vehicle within or upon any protected bird nesting area designated as such by the Trustees or Village Board pursuant to § 77-4F hereof at any time. A violation of the provisions of this subsection shall be punishable by a fine of not less than \$250 nor more than \$1,000 or by imprisonment for up to 15 days, or both. Upon conviction of such violation, the permission to operate a

vehicle on the beach heretofore given said person by the Trustees is hereby revoked, automatically and without recourse, for a period of one year. In the event that the violator is also the owner of the vehicle in which the offense occurred, then, in such event, the permit issued to the violator for said vehicle shall be surrendered to the court and shall be subject to removal from the vehicle by a court officer or police officer if not voluntarily surrendered. A person who operates a vehicle on the beach at a time when his permission to do so has been revoked shall be subject to prosecution for criminal trespass, as well as other applicable statutes, under the Penal Law.

- D. Access. No person operating a vehicle shall take access to the beach other than from existing access points. No person operating a vehicle shall take access to the beach by climbing over any dune, bluff or vegetation.
- E. Regulations for beach use by vehicles.
- (1) All operators of vehicles traveling along the beach shall maintain a distance of no less than 50 feet seaward of the beach grass line, if possible.
  - (2) No person shall operate a vehicle over or upon any dune, bluff or vegetation.
  - (3) No person shall utilize a vehicle on the beach for the purpose of camping or sleeping.
  - (4) No person shall operate a vehicle on the beach during the period from one-half hour after sunset to one-half hour before sunrise and at such other times as visibility for a distance of 1,000 feet ahead of such vehicle is not clear, unless such vehicle displays at least two lighted headlights on the front and two lighted lamps on the rear.
  - (5) No persons shall operate a vehicle on the beach at a speed in excess of 15 miles per hour.
  - (6) No person shall operate a vehicle in a reckless manner that endangers the safety of other persons.
  - (7) Vehicles shall travel in a single line, except when necessary to pass. In the event that a vehicle operator(s) deems it necessary and safe to pass another vehicle, he or she shall do so in a manner so that not more than two vehicles, inclusive of the vehicle to be passed, are traveling beside each other in any one direction at any time.
  - (8) No operator of a vehicle shall have the right-of-way over any person on foot.
  - (9) No person shall abandon any vehicle on the beach. A vehicle left unattended for a period of 24 hours or more shall be deemed abandoned and may be removed to an impound area designated for the placement of the same by or at the direction of any officer authorized to enforce this article at the expense of the owner thereof. The Village Board and Trustees and said enforcement officer shall not be responsible for damage to any vehicle occasioned by such removal. Upon impounding an abandoned vehicle, the officer shall make an inquiry as to the owner of the vehicle and shall notify the owner, if known, that the vehicle has been impounded and that, if unclaimed, it will be sold at public auction not less than 10 days after the date such notice was given. The owner may reclaim the vehicle after proving ownership and paying an impound fee of \$200, plus the costs of removal, plus a storage fee of \$20 per day. If a vehicle remains unclaimed for a period of 10 days from the date notice is given to the owner or if the owner cannot be found or ascertained:
    - (a) A vehicle having a value of \$750 or less may be destroyed, junked or otherwise disposed of as the officer or the Trustees see fit.

- (b) A vehicle having a value in excess of \$750 shall be disposed of at a public auction to the highest bidder. The proceeds from the sale of such vehicle, less the impound fee, costs of removal, storage fee and costs of sale, shall be held by the Trustees, without interest, for the benefit of the owner of such vehicle for a period of one year. If not claimed within said one-year period, such proceeds shall be paid into the general fund of the Trustees.
- (10) Notwithstanding any provision herein contained to the contrary, no person shall operate a motorcycle, hovercraft, snowmobile, all-terrain vehicle or similar vehicle designed for off-road travel on the beach.
- (11) The provisions of this § 77-5 shall not apply to vehicles operated by the police, fire and rescue services, the dory rescue squad, East Hampton Town Bay Constable, an East Hampton Town Harbor Master, an East Hampton Town Dog Control Officer or other emergency vehicles while actually in the performance of their duties.

§ 77-6. Operating a vehicle while under the influence of alcohol or drugs prohibited.

A. Prohibited conduct.

- (1) No person shall operate a vehicle on the beach while such person's ability is impaired by the consumption of alcohol.
- (2) No person shall operate a vehicle on the beach while such person has ~~0.10~~ .08 of 1% or more by weight of alcohol in his or her blood as shown by chemical analysis of such person's blood, breath, urine or saliva, made pursuant to the provisions of § 1194 of the Vehicle and Traffic Law.
- (3) No person shall operate a motor vehicle on the beach while in an intoxicated condition.
- (4) No person shall operate a vehicle on the beach while his ability to operate such vehicle is impaired by the use of a drug, as defined in the Vehicle and Traffic Law.

B. Sanctions.

- (1) A violation of Subsection A(1) above shall be punishable by a fine of not less than \$100 nor more than \$250 or by imprisonment for up to 15 days, or both. Upon conviction of such violation, the violator's permission to operate a vehicle on the beach is hereby revoked, automatically and without recourse, for a period of one year.
- (2) A violation of Subsection A(2), (3) or (4) above shall be punishable by a fine of not less than \$250 nor more than \$500 or by imprisonment for up to 15 days, or both. Upon conviction of such violation, the violator's permission to operate a vehicle on the beach is hereby revoked, automatically and without recourse, for a period of two years.
- (3) A person who operates a vehicle in violation of any provision of Subsection A, after having been convicted of a violation of any provision of Subsection A within the preceding 10 years, shall be punished by a fine of not less than \$350 nor more than \$500 or by imprisonment for up to 15 days, or both. Upon conviction of such violation, the violator's permission to operate a vehicle on the beach is hereby revoked, automatically and without recourse, for a period of five years.

- (4) In addition to the penalties set forth herein in Subsection B(1), (2) and (3), in the event that the violator is also the owner of the vehicle in which the offense occurred, then, in such an event, the permit issued to the violator for said vehicle shall be surrendered to the court and shall be subject to removal from the vehicle by a court officer or police officer if not voluntarily surrendered.
- (5) No person shall operate a vehicle on the beach at a time when his or her permission to do so has been revoked. Violation of this provision shall be subject to a fine of not less than \$500 nor more than \$1,000 and imprisonment for a period of not more than 15 days, or both.

C. Chemical tests.

- (1) Any person who operates a vehicle on the beach shall be deemed to have given consent to a chemical test of one or more of the following: breath, blood, urine or saliva, for the purpose of determining the alcohol and/or drug content of the blood, provided that:
  - (a) Such test is administered by or at the direction of a police officer, with respect to a chemical test of breath, urine or saliva, or at the direction of a police officer, with respect to a chemical test of blood;
  - (b) The police officer has reasonable grounds, as such term is defined in § 1194 of the Vehicle and Traffic Law, to believe such person to have been operating in violation of any provision of § 77-6A of this article; and
  - (c) The test is administered within two hours after the person has been lawfully arrested for such violation, in accordance with the procedures set forth in § 1194 of the Vehicle and Traffic Law.
- (2) A person arrested for a violation of any provision of § 77-6A of this article shall be advised by the arresting officer that he or she may refuse to submit to the chemical test and that, as a result of such refusal, his or her permission to operate a vehicle on the beach will be revoked immediately and automatically for a period of two years.
- (3) If a person who has been lawfully arrested for a violation of any provision of § 77-6A of this article and who has received the warning provided in Subsection C(2) hereof shall refuse to submit to a chemical test, the permission to operate a vehicle on the beach heretofore given said person by the Trustees is hereby revoked, automatically and without recourse, for a period of two years, regardless of whether the person is convicted of a violation of any provision of Subsection A above, and shall not be restored thereafter without the written approval of the Trustees.
- (4) In addition to the penalties set forth herein in Subsection C(1), (2) and (3), in the event that the violator is also the owner of the vehicle in which the offense occurred, then, in such an event, the permit issued to the violator for said vehicle shall be surrendered to the court and shall be subject to removal from the vehicle by a court officer or police officer if not voluntarily surrendered.
- (5) Chemical test results shall be accorded the same treatment and effect as provided in § 1195 of the Vehicle and Traffic Law.

77-12. Temporary closure.

- A. The Trustees have the right to temporarily close or restrict any beach or portion thereof at any time if deemed appropriate and necessary. The Trustees shall advise the Village Board of their decision to order any closure in a manner deemed reasonable under the circumstances, but failure to do so shall not affect the validity of such closure or restriction.
- B. **The Village Board, at the request of the East Hampton Village Police Chief has the right to temporarily close or restrict any beach or portion thereof at any time if deemed appropriate and necessary for public safety purposes. The Village Board shall advise the Trustees of any such closure in a manner deemed reasonable under the circumstances, but failure to do so shall not affect the validity of such closure or restriction.**

§ 77-14. Locker permits.

A. Definitions. As used in this section, the following terms shall have the meanings indicated:

**NONRESIDENT**

Any individual who does not meet the definition of a resident.

**RESIDENT**

Any individual who:

[Amended 4-19-2002 by L.L. No. 10-2002]

- (1) Is registered to vote in Village elections; or
- (2) Owns property in the Village, including a shareholder in a housing cooperative located in the Village; or
- (3) Is a volunteer or exempt member of the East Hampton Fire Department or the **East Hampton Village Department of Emergency Medical Service (EMS), Ambulance Association serving the Village of East Hampton, or an ambulance association member who was exempt as of April 30, 2023.**

B. Permits for the use of the lockers located inside the Main Beach Pavilion shall be issued on a seasonal basis, as follows:

- (1) The Board of Trustees shall, by resolution, establish the fees to be charged for the use of the lockers, based on the respective size of the lockers.
- (2) Residents. Village residents who have had the use of a locker or a locker permit during the previous season shall be given first opportunity to obtain a permit for the same locker during the following season. In addition, the Village Clerk shall, on a continuing basis, maintain a list of Village residents who did not have the use of a locker during the previous season, but wish to obtain a locker permit for the following season. The list shall retain the order in which residents have signed up for a locker. Upon payment of the applicable fee and upon the submission of proof of Village residency, the Village Clerk shall issue a seasonal locker permit to those residents who had lockers the previous season, and then, on a first-come-first-served basis, to any Village resident desiring the use of a locker.

- (3) Nonresidents. The Village Clerk shall, on a continuing basis, maintain a list of nonresidents who wish to obtain a locker permit for the following season. If there are any vacant lockers remaining upon June 15 of each year, permits for those lockers will be issued to nonresidents based upon a lottery drawing.
- (4) One sticker only, entitling the vehicle to which the sticker is affixed to park in Lot #1, the lot immediately adjacent to the Main Beach Pavilion, shall be issued with each locker permit. Nonresident locker permit-holders shall pay the fee required under § 267-5C of this Code for the sticker. The sticker must be affixed to a vehicle which is owned or leased by the locker permit-holder or a resident of the same premises in which the permit-holder resides.
- (5) Locker permits and Lot #1 parking stickers are nontransferable and nonassignable.
- (6) The contents of all lockers must be removed no later than September 15 of each year.

### 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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A Local Law amending Ch. 267. Vehicles and Traffic; Article I. General Regulations; §267-5 (Beach parking), §267-7 (Parking time limited in designated locations)."

**INTRODUCTORY NO. 3 -2024**  
**LOCAL LAW NO. \_\_ - 2024**

A Local Law amending Ch. 267. Vehicles and Traffic; Article I. General Regulations; §267-5 (Beach parking), §267-7 (Parking time limited in designated locations)."

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

SECTION I. Legislative Purpose and Intent. Whereas the Village of East Hampton seeks to update, keep current and make accurate and clear the provision of the Village Code; and Whereas in furtherance of this goal provisions of the Code should be periodically reviewed and updated as needed; and Whereas in furtherance of this goal certain local laws require amendment to: update parking regulations at village lots including Lot 1 at Main Beach and the Lot attendant to Village Hall to promote access to parking; and add references to the Department of Emergency Services where needed.

SECTION II. Chapter 267 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):

§ 267-5. Beach parking.  
[Added 4-19-1968]

A. No person shall park a motor vehicle in any of the following locations:

- (1) On both sides of Two Mile Hollow Road, from the intersection of Further Lane and Two Mile Hollow Road in a southerly direction to the authorized-sticker parking area located at the southerly end of Two Mile Hollow Road, and on Two Mile Hollow Road where it adjoins and terminates at the beach of the Atlantic Ocean.
- (2) On both sides of Old Beach Lane, from the intersection of Further Lane and Old Beach Lane in a southerly direction to the authorized-sticker parking area located at the southerly end of Old Beach Lane, and on Old Beach Lane where it adjoins and terminates at the beach of the Atlantic Ocean.
- (3) On both sides of Highway Behind the Pond, from the authorized-sticker parking area 1,100 feet in a northerly direction, and on Highway Behind the Pond where it adjoins and terminates at the beach of the Atlantic Ocean.



- (4) On both sides of Apaquogue Road, from the authorized-sticker parking area in a northerly and northwesterly direction to the intersection of West End Road and Apaquogue Road, and on Apaquogue Road where it adjoins and terminates at the beach of the Atlantic Ocean.
- (5) On both sides of Lily Pond Lane, from the intersection of Apaquogue Road and Lily Pond Lane 300 feet in an easterly and northeasterly direction.

B. No person shall park, except with a permit visibly displayed on a motor vehicle, from May 15 to September 15 of each year, at the following locations as designated for parking purposes:  
[Amended 7-30-1971; 5-18-1979 by L.L. No. 16-1979; 2-15-2002 by L.L. No. 2-2002; 11-21-2008 by L.L. No. 12-2008]

- (1) Beginning at the westerly side of Two Mile Hollow Road where it adjoins and terminates at the beach of the Atlantic Ocean; running thence in a northerly direction along the westerly side of Two Mile Hollow Road 400 feet to a point; running thence in an easterly direction 200 feet to the easterly side of Two Mile Hollow Road; running thence in a southerly direction along the easterly side of Two Mile Hollow Road 400 feet; running thence in a westerly direction along the Atlantic Beach 200 feet to the point or place of beginning.
- (2) Beginning at the westerly side of Old Beach Lane where it adjoins and terminates at the beach of the Atlantic Ocean; running thence in a northerly direction along the westerly side of Old Beach Lane 200 feet to a point; running thence in an easterly direction to the easterly side of Old Beach Lane; running thence in a southerly direction along the easterly side of Old Beach Lane 200 feet; running thence in a westerly direction along the Atlantic Beach to the point or place of beginning.
- (3) Beginning at the westerly side of Highway Behind the Pond where it adjoins and terminates at the beach of the Atlantic Ocean; running thence in a northerly direction along the westerly side of Highway Behind the Pond 400 feet to a point; running thence in an easterly direction to the easterly side of Highway Behind the Pond; running thence in a southerly direction along the easterly side of Highway Behind the Pond 400 feet; running thence in a westerly direction along the Atlantic Beach to the point or place of beginning.
- (4) Beginning at the westerly side of Apaquogue Road where it adjoins and terminates at the beach of the Atlantic Ocean; running thence in a northerly direction along the westerly side of Apaquogue Road 300 feet to a point; running thence in an easterly direction to the easterly side of Apaquogue Road; running thence in a southerly direction along the easterly side of Apaquogue Road 300 feet; running thence in a westerly direction along the Atlantic Beach to the point or place of beginning.
- (5) From a point on the westerly side of Ocean Avenue, said point marking the division line between premises of Bayberry on the north and the Main Beach of the Incorporated Village of East Hampton on the south, and running thence southerly along said westerly side of Ocean Avenue, and including the parking area behind the Main Beach Pavilion, a distance of approximately 433 feet to the beach of the Atlantic Ocean, running thence easterly along said beach of the Atlantic Ocean a distance of approximately 108 feet to the easterly side of Ocean Avenue, running thence northerly along the easterly side of Ocean Avenue a distance of 796 feet to a point, and including the Village-owned parking lot adjoining the easterly side of said Ocean Avenue.
- (6) No person shall park in the parking area behind (adjacent to) the Main Beach Pavilion (sometimes referred to as "Lot No. 1") between the hours of 9:00 a.m. and 1:00 p.m. except with a parking permit issued pursuant to Chapter 77, Article II, visibly displayed on the motor vehicle. ~~Vehicles authorized to~~

~~utilize designated handicapped parking spaces and which have a resident permit, nonresident permit, or Lot 1 permit are exempt from this provision.~~

[Amended 5-21-2021 by L.L. No. 14-2021]

- (7) No person shall park in the parking area behind (adjacent to) the Main Beach Pavilion (sometimes referred to as "Lot No. 1") between the hours of 1:00 p.m. and 6:00 p.m. except with a parking permit issued pursuant to Chapter 77, Article II, or a resident parking permit issued pursuant to § 267-5C. ~~Vehicles authorized to utilize designated handicapped parking spaces and which have a resident permit, nonresident permit, or Lot 1 permit are exempt from this provision.~~

[Amended 5-21-2021 by L.L. No. 14-2021]

C. Parking permits.

[Amended 3-21-1969; 2-16-1979 by L.L. No. 1-1979; 3-16-1979 by L.L. No. 2-1979; 1-18-1980 by L.L. No. 1-1980; 7-31-1986 by L.L. No. 10-1986; 2-15-2002 by L.L. No. 2-2002; 11-18-2005 by L.L. No. 21-2005; 11-17-2006 by L.L. No. 13-2006; 1-2-2007 by L.L. No. 1-2007]

- (1) Parking permits at the rate of one per car, valid for one calendar year, shall be issued by the Village Clerk to residents owning or leasing a motor vehicle (including individuals who enjoy the exclusive use of one corporate or partnership vehicle) without charge, and to all others at a purchase price per calendar year which shall, from time to time, be fixed by resolution of the Board of Trustees. No individual shall, without an appropriate parking permit visibly displayed on and affixed to the rear driver's side window, park a motor vehicle in any of the above designated areas. All parking permits shall be nontransferable. The following individuals may qualify for resident beach parking permits upon submission of proof of resident status, as required below:

- (a) Individuals who own property in the Village and/or who are residential shareholders in a housing cooperative, or individuals related by blood or marriage to residential property owners. An affidavit signed and notarized by the residential property owner attesting to the relationship and attesting that the relative is currently residing at the property owner's Village residence is required.

[Amended 8-16-2013 by L.L. No. 18-2013; 11-18-2016 by L.L. No. 15-2016<sup>[1]</sup>]

[1] *Editor's Note: This local law also repealed former Subsection B, Domestic employees residing in the Village with property owners, and redesignated former Subsections C and D as B and C, respectively.*

- (b) Tenants renting a Village residential property on a year-round basis. Tenant must provide a year-round lease and any three of the following proofs of residency:

[1] Registration to vote in Village elections.

[2] Driver's license with address matching address of rental property on lease.

[3] Automobile registration with address matching address of rental property on lease.

[4] Utility bill (i.e., electric, telephone, cable, water company) with address matching address of rental property on lease.

[5] W-2 or income tax return with address matching address of rental property on lease.

- (c) Nonresident volunteer, active and exempt members of the East Hampton Fire Department and of the East Hampton Village Department of Emergency Medical Service (EMS), as well as Ambulance Association members who were exempt as of April 30, 2023, and lifeguards that are East Hampton Village Ocean Rescue members (limited to one resident parking permit for one family vehicle).

[Amended 1-15-2021 by L.L. No. 3-2021]

- (2) Any qualified individual owning or leasing a different motor vehicle during the season, in requesting the issuance of an additional or replacement nonresident permit or permits without charge, shall be entitled to same only upon the surrender of the scraped-off permit number or numbers from the permit for that different motor vehicle.
- (3) The number of annual full-season parking permits issued to individuals who do not qualify under Subsection C(1)(a) or (b) shall not exceed 3,100 permits per year, effective January 1, 2017.  
[Amended 11-16-2012 by L.L. No. 25-2012; 11-18-2016 by L.L. No. 15-2016; 4-16-2021 by L.L. No. 7-2021]
- (4) Half-season parking permits shall be issued rather than monthly parking permits to those individuals who do not qualify under Subsection C(1)(a) or (b) above. The number of half-season parking permits shall not exceed: 750 permits for the period of May 15 to and including July 31; and 750 permits for the period of August 1 to and including September 15, effective immediately. The half-season permit fee shall, from time to time, be fixed by resolution of the Board of Trustees.  
[Added 4-16-2021 by L.L. No. 7-2021; amended 4-28-2023 by L.L. No. 7-2023]

D. Limited daily parking available by fee for non-permit holders. Daily parking is available on a limited basis for individuals not possessing a beach parking permit at a daily fee which shall, from time to time, be fixed by resolution of the Board of Trustees. Daily parking is available at the following beaches:  
[Added 11-17-2006 by L.L. No. 14-2006; amended 5-20-2011 by L.L. No. 5-2011; 12-16-2011 by L.L. No. 10-2011; 11-16-2012 by L.L. No. 25-2012; 11-18-2016 by L.L. No. 15-2016; 4-16-2021 by L.L. No. 6-2021]

- (1) Main Beach; Village-owned parking lot adjoining the easterly side of Ocean Avenue.
- (2) Two Mile Hollow Beach parking lot.

§ 267-7. Parking time limited in designated locations.

[Amended 6-17-1955; 6-28-1963; 3-20-1964; 7-30-1971; 12-16-1977 by L.L. No. 18-1977; 4-20-1979 by L.L. No. 5-1979; 4-20-1979 by L.L. No. 6-1979; 4-20-1979 by L.L. No. 7-1979; 7-13-1984 by L.L. No. 18-1984; 11-15-1985 by L.L. No. 13-1985; 11-15-1985 by L.L. No. 21-1985; 7-31-1987 by L.L. No. 12-1987; 7-31-1987 by L.L. No. 13-1987; 10-18-1991 by L.L. No. 16-1991; 7-31-1992 by L.L. No. 14-1992; 3-19-1993 by L.L. No. 2-1993; 3-19-1993 by L.L. No. 3-1993; 3-19-1993 by L.L. No. 4-1993]

A. Except for designated handicapped parking spaces, which are governed by § 267-7B, the parking of vehicles in any of the following locations for longer than stated hereinafter is hereby prohibited. Where parking limits are applicable only between specified hours, unlimited parking is permitted at all other times, except as set forth in § 267-2 or elsewhere in this chapter. At the expiration of any timed parking listed herein, a parked vehicle must move a minimum of 20 feet in any direction in order to restart a new time period, except in any Village parking lot said vehicle must physically exit and reenter a lot to start a new parking period.  
[Amended 2-19-2016 by L.L. No. 1-2016; 2-19-2016 by L.L. No. 2-2016; 4-16-2021 by L.L. No. 6-2021]

(1) <sup>[1]</sup>On the westerly side of North Main Street for the distance between a point beginning 25 linear feet south of the intersection of North Main Street and Talmage Lane and continuing southerly for a distance of 100 linear feet to another point, between the hours of 7:30 a.m. and 7:30 p.m. for a period of time in excess of one hour.  
[Added 2-19-2016 by L.L. No. 2-2016]

*[1]Editor's Note: Original Subsection A(1), pertaining to parking on Main Street, was repealed 7-6-1995 by L.L. No. 22-1995.*

(2) On the north side of Newtown Lane, from its intersection with the westerly side of Main Street, running in a northwesterly direction to the intersection with easterly side of Osborne Lane, and on the south side of Newtown Lane, from its intersection with the westerly side of Main Street, running in a northwesterly direction to its intersection with the southerly side of Railroad Avenue 155 feet to the end of the existing gutter curbing, daily between the hours of 8:00 a.m. and 7:00 p.m. for a period of time in excess of one hour.

[Amended 10-15-1993 by L.L. No. 21-1993; 4-19-1996 by L.L. No. 10-1996; 2-19-1999 by L.L. No. 3-1999; 3-15-2002 by L.L. No. 8-2002; 2-20-2004 by L.L. No. 1-2004; 5-18-2007 by L.L. No. 4-2007; 1-15-2021 by L.L. No. 2-2021]

(3) On the northerly side of Fithian Lane, from the westerly corner of Bohack's building for a distance of 250 feet in an easterly direction for a period in excess of one hour.

(4) <sup>[2]</sup>At the Village-owned premises at 8 Osborne Lane for a period of time in excess of 23 hours, except for the five parking spaces (excludes the handicap space) closest to Osborne Lane on the southerly row of the parking lot, which between the hours of 8:00 a.m. and 6:00 p.m. for a period in excess of three hours.

[Added 12-21-2018 by L.L. No. 1-2019]

*[2]Editor's Note: Former Subsection A(4), regarding Ocean Avenue, was redesignated as Subsection A(26) 8-22-2008 by L.L. No. 8-2008.*

(5) No vehicle, truck or car shall be permitted to stand backed to the curb for the unloading or loading of merchandise except while actually being loaded or unloaded and except between the hours of 7:00 a.m. and 10:00 a.m. and then for no longer period than is required for such loading or unloading.

(6) On the northwesterly side of North Main Street between Talmage Lane and Cedar Street and on the southeasterly side of North Main Street from the boundary line between Residence District (Zone) C and the Commercial District (Zone) to the intersection of the southeasterly side of North Main Street and the westerly side of Cross Highway, between the hours of 7:30 a.m. and 7:30 p.m. for a period of time in excess of one hour.

(7) On the westerly side of James Lane beginning at a point 775 feet from the intersection of Mill Road running southerly for a distance of 410 feet for a period in excess of 30 minutes between the hours of 9:00 a.m. and 6:00 p.m. from May 15 to and including September 30.

[Amended 11-19-1999 by L.L. No. 13-1999; 1-15-2021 by L.L. No. 2-2021]

(8) On the easterly side of James Lane from the intersection of the northerly side of Maidstone Lane with the easterly side of James Lane northerly approximately 760 feet to the intersection of the easterly side of James Lane with the southerly side of Dunemere Lane for a period in excess of two hours, between the hours of 9:00 a.m. and 6:00 p.m.<sup>[3]</sup>

*[3]Editor's Note: Original Subsection A(9), which immediately followed this subsection and provided regulations for Railroad Avenue, was repealed 4-15-1994 by L.L. No. 12-1994. See now Art. V.*

(9) On the east side of Main Street beginning at a point 129 feet south from the southeasterly intersection of Davids Lane and Main Street southerly for a distance of 73 feet for a period in excess of one hour between the hours of 8:00 a.m. and 7:00 p.m. daily.<sup>[4]</sup>

[Added 7-6-1995 by L.L. No. 23-1995; amended 6-15-2001 by L.L. No. 8-2001; 3-15-2002 by L.L. No. 8-2002; 2-20-2004 by L.L. No. 1-2004; 5-18-2007 by L.L. No. 4-2007]

*[4]Editor's Note: Original Subsection A(10), which immediately followed this subsection and provided regulations for Railroad Avenue, was repealed 4-15-1994 by L.L. No. 13-1994. See now Art. V.*

(10) On the southerly side of Newtown Lane, from the intersection of the westerly side of the entrance to the Robert G. Reutershan Parking Lot with said southerly side of Newtown Lane, running thence westerly for a distance of 240 feet for a period in excess of one hour between the hours of 8:00 a.m. and 7:00 p.m. daily.  
[Added 6-15-2001 by L.L. No. 7-2001; amended 3-15-2002 by L.L. No. 8-2002; 2-20-2004 by L.L. No. 1-2004; 4-15-2005 by L.L. No. 9-2005; 5-18-2007 by L.L. No. 4-2007]

(11) On the north side of Newtown Lane between Sherrill Road and Conklin Terrace and from a point 20 feet west of Conklin Terrace westerly for a distance of 300 feet for a period in excess of two hours between the hours of 8:00 a.m. and 7:00 p.m.<sup>[5]</sup>  
[Added 8-15-2014 by L.L. No. 15-2014]  
**[5]Editor's Note: Original Subsection A(11), which provided regulations for Railroad Avenue, was repealed 4-15-1994 by L.L. No. 14-1994. See now Art. V.**

(12) On the easterly side of James Lane from the northeasterly corner of the Hedges Inn premises in a southwesterly direction approximately 355 feet to the intersection of the easterly side of James Lane and northeasterly side of Ocean Avenue for a period of time in excess of 15 minutes.

(13) On the westerly side of North Main Street, between the northerly side of the entrance of the Schenck Parking Lot and a point 700 feet northerly thereof as measured along said westerly side of North Main Street, daily between the hours of 8:00 a.m. and 7:00 p.m. for a period of time in excess of one hour.  
[Amended 4-19-1996 by L.L. No. 11-1996; 2-19-1999 by L.L. No. 3-1999; 3-15-2002 by L.L. No. 8-2002; 2-20-2004 by L.L. No. 1-2004; 5-18-2007 by L.L. No. 4-2007]

(14) (Reserved)<sup>[6]</sup>  
**[6]Editor's Note: Former Subsection A(14), which provided regulations for North Main Street, as amended, was repealed 9-15-2017 by L.L. No. 14-2017.**

(15) <sup>[7]</sup>On the north side of Davids Lane beginning at a point 410 feet east of the intersection of Main Street and Davids Lane and extending a distance of 1060 feet, and on the south side of Davids Lane beginning at a point 462 feet east of the intersection of Main Street and Davids Lane and extending a distance of 1026 feet, for a period of one hour between the hours of 9:00 a.m. and 6:00 p.m. Monday through Saturday and between the hours of 12:00 noon and 6:00 p.m. on Sunday.  
[Added 4-17-2009 by L.L. No. 6-2009]  
**[7]Editor's Note: Original Subsection A(15), which provided regulations for Railroad Avenue, was repealed 4-15-1994 by L.L. No. 15-1994. See now Art. V.**

(16) On both sides of Davids Lane beginning at a point 40 feet east of the intersection of Main Street and Davids Lane and extending a distance of 370 feet east on the north side, and extending a distance of 422 feet east on the south side, for a period of two hours between the hours of 9:00 a.m. and 6:00 p.m. Monday through Saturday and between the hours of 12:00 noon and 6:00 p.m. on Sunday.  
[Amended 4-17-2009 by L.L. No. 6-2009]

(17) In that portion of the Lumber Lane Parking Lot (sometimes referred to as Lot 1) lying southwesterly of Pleasant Lane, subject to the requirements of a parking fee as set forth in Article IX herein.  
[Amended 7-30-1993 by L.L. No. 12-1993]

(18) On the south side of Gay Lane beginning at the intersection of the southerly side of Montauk Highway (Route 27), and extending to the intersection of Egypt Lane and on the north side of Gay Lane beginning at the intersection of the southerly side of Montauk Highway (Route 27) easterly 242 feet for a period of time in excess of one hour between the hours of 10:00 a.m. and 5:00 p.m.  
[Added 6-18-1993 by L.L. No. 7-1993; amended 8-20-1993 by L.L. No. 15-1993; 6-15-2007 by L.L. No. 7-2007]

(19) In that portion of the Lumber Lane Parking Lot (sometimes referred to as Lot 2) lying southeasterly of Pleasant Lane for a period of time in excess of 24 hours.

[Added 7-30-1993 by L.L. No. 11-1993]

(20) On the south side of Gingerbread Lane Extension beginning at a point 20 feet west of The Learning Center driveway and extending to a point 240 feet west for a period of one hour between the hours of 9:00 a.m. and 6:00 p.m.

[Added 3-21-1997 by L.L. No. 3-1997]

(21) On the north side of Pantigo Road beginning at a point 60 feet east of the northeasterly intersection of Methodist Lane and Pantigo Road, easterly for a distance of 370 feet for a period of time in excess of two hours between the hours of 8:00 a.m. and 7:00 p.m.<sup>[8]</sup>

[Added 6-15-2012 by L.L. No. 15-2012]

*[8]Editor's Note: Original Subsection A(21), regarding Fithian Lane, added 11-19-1999 by L.L. No. 11-1999, was repealed 4-20-2000 by L.L. No. 4-2000.*

(22) On the north side of Gingerbread Lane Extension beginning at the intersection of Lumber Lane and Gingerbread Lane Extension and extending to a point 365 feet west for a period of two hours between the hours of 8:00 a.m. and 6:00 p.m.

[Added 12-17-1999 by L.L. No. 17-1999]

(23) On the east side of Park Place beginning at a point 210 feet from the intersection of Main Street and Park Place and extending north for a distance of 465 feet and on the north side of Park Place beginning at a point 180 feet from the intersection of Park Place and Newtown Lane extending east 265 feet for a period of time in excess of 30 minutes, during the period from May 15 to and including December 31.

[Added 5-1-2003 by L.L. No. 4-2003; 2-20-2004 by L.L. No. 1-2004]

(24) On the east side of Methodist Lane beginning at a point 30 feet from the intersection of Pantigo Road and extending north for a distance of 77 feet and beginning at a point 131 feet from the intersection of Methodist Lane and Pantigo Road for a distance of 335 feet for a period of time in excess of two hours between the hours of 8:00 a.m. and 7:00 p.m.

[Added 9-19-2003 by L.L. No. 11-2003; amended 6-15-2012 by L.L. No. 16-2012]

(25) On the westerly side of the Circle (south entrance), beginning on the westerly portion of The Circle that is 68 feet east of the intersection of Main Street and the Circle and running 120 feet east, for a period of time in excess of one hour.

[Added 7-30-2004 by L.L. No. 11-2004]

(26) On Ocean Avenue where it adjoins and terminates at the beach of the Atlantic Ocean (Main Beach), for a period in excess of 15 minutes.

[Amended 8-22-2008 by L.L. No. 8-2008]

(27) On Apaquogue Road/Lily Pond Lane Road where it adjoins and terminates at the beach of the Atlantic Ocean (Georgica Beach), for a period in excess of 15 minutes.

[Added 8-22-2008 by L.L. No. 8-2008]

(28) On Highway Behind the Pond where it adjoins and terminates at the beach of the Atlantic Ocean (Wiborg Beach), for a period in excess of 15 minutes.

[Added 8-22-2008 by L.L. No. 8-2008]

(29) On Old Beach Lane where it adjoins and terminates at the beach of the Atlantic Ocean (Egypt Beach), for a period in excess of 15 minutes.  
[Added 8-22-2008 by L.L. No. 8-2008]

(30) On Two Mile Hollow Road where it adjoins and terminates at the beach of the Atlantic Ocean (Two Mile Hollow Beach), for a period in excess of 15 minutes.  
[Added 8-22-2008 by L.L. No. 8-2008]

(31) On the south side of Pantigo Road beginning at a point 30 feet east from the intersection of Pantigo Road and Gay Lane and extending east for a distance of 150 feet for a period of time not in excess of 30 minutes between the hours of 9:00 a.m. and 7:00 p.m.  
[Added 6-15-2012 by L.L. No. 19-2012]

(32) At the Village-owned premises at 88 Newtown Lane between the hours of 8:00 a.m. and 6:00 p.m., Monday through and including Friday, shall be limited to those on official Village business, including Village of East Hampton employees.  
[Added 2-19-2016 by L.L. No. 1-2016; amended 11-15-2019 by L.L. No. 13-2019; 2-19-2021 by L.L. No. 5-2021]

(33) Robert G. Reutershan, Barnes Schenck, 66 Main Street and 73 North Main Street Parking Lots.  
[Added 4-15-2016 by L.L. No. 7-2016]

(a) In the Robert G. Reutershan Parking Lot and the Barnes Schenck Parking Lot, for a period of time in excess of three hours between the hours of 10:00 a.m. and 6:00 p.m. every day during the period from May 15 to and including December 31, subject to the requirements of a parking fee as set forth in Article XI herein, and for a period of time in excess of three hours on Fridays, Saturdays, federal holidays and only those Sundays that precede a Monday federal holiday during the period from January 1 to May 14. **Active** ~~volunteer~~ members of the East Hampton Fire Department, **active volunteer members of the East Hampton Village Department of Emergency Medical Service (EMS)**, ~~volunteer members of the East Hampton Village Ambulance Association~~ and **active** volunteer members of the East Hampton Volunteer Ocean Rescue who work in the central business district and who have applied to the Village Clerk for permits and obtained and place such permits on their cars shall be exempt from the provisions of this section.

(b) In the Barnes Schenck Parking Lot during the period from May 1 to and including December 31, parking in the five spaces beginning 21 feet east of the intersection of Barnes Lane and the entrance to the Schenck Parking Lot running for a distances of 45 feet along the southerly side of the parking lot shall be limited to not more than 30 minutes.

~~(c) The parking lot located at 66 Main Street, during the period from May 1 to and including December 31, between the hours of 8:00 a.m. and 6:00 p.m., for a period of time in excess of one hour. Employees at 66 Main Street who display a permit issued by the Village Clerk on their vehicles shall be exempt from the provisions of this section. The Village Clerk is authorized to issue not more than 15 such permits.~~

~~(d)~~(c) In the parking lot located at 73 North Main Street (SCTM No. 301-04-01-10.1) daily between the hours of 8:00 a.m. and 9:00 p.m. for a period of time in excess of two hours.<sup>[9]</sup> **Village Employees parking at the 73 North Main Street lot who display a permit issued by the Village Clerk on their vehicles shall be exempt from the provision of this section. The Village Clerk is authorized to issue not more than 15 such permits.**

*[9]Editor's Note: Former Subsection A(33)(d), regarding parking receipts, was repealed 12-18-2020 by L.L. No. 6-2020.*

(34) On the east side of Pleasant Lane for the distance between a point beginning 30 linear feet south of the curbline and Newtown Lane and continuing southerly for a distance of 76 linear feet to another point, between the hours of 8:00 a.m. and 7:00 p.m. for a period of time in excess of one hour.  
[Added 1-20-2017 by L.L. No. 1-2017]

(35) On the north side of Newtown Lane, from the intersection with the westerly side of Osborne Lane running in a northwesterly direction to land of the Long Island Railroad Company daily between the hours of 8:00 a.m. and 7:00 p.m. for a period of time in excess of two hours.  
[Added 1-15-2021 by L.L. No. 2-2021]

(36) Beginning from a point 137 feet south from the northwest corner of Lumber Lane at the intersection of Railroad Avenue running along the western side 360 feet south, subject to the requirements of a parking fee as set forth in Article IX herein.

(37) On the west side of Race Lane, from a point 195 feet south of the intersection of Railroad Avenue, to a point south 145 feet to the entrance of No. 31 Race Lane, daily between the hours of 9:00 a.m. to 6:00 p.m. for a period of time in excess of 30 minutes.  
[Added 1-21-2022 by L.L. No. 1-2022]

B. The parking of vehicles in any designated handicapped parking space in excess of three hours is hereby prohibited.  
[Amended 6-21-2002 by L.L. No. 13-2002; 2-20-2004 by L.L. No. 1-2004; 8-17-2007 by L.L. No. 17-2007]

C. Signs shall be erected and maintained in each of said blocks or locations designating the provisions of this section.

### 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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A proposed local law amending Ch. 278. Zoning; §278-1 (Definitions; nonconforming buildings) and §278-3 (Accessory building and structure design requirements and wetland setbacks), and §278-3 A (Wetland setbacks)."

### INTRODUCTORY NO. 4 -2024 LOCAL LAW NO. \_\_ - 2024

A Local Law amending Ch. 278. Zoning; §278-1 (Definitions; nonconforming buildings) and §278-3 (Accessory building and structure design requirements and wetland setbacks), and §278-3 A (Wetland setbacks)."

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

SECTION I. Board of Trustees seeks to update certain provisions in the zoning code to provide for greater clarity in applying the zoning regulations, revise the setback requirements on flag lots, and to permit recreation rooms within detached garages. As development projects become more elaborate and unique in design, the Village Board of Trustees finds that revisions to the definition of Coverage are required to provide for more clarity in the code to ensure the calculation is properly applied and that the proper amount of green space is provided on residential and non-residential properties. The current setback requirements for Flag Lots requires property owners to select a random property line as being designated a front yard whereas the purpose of a front yard setback requirement is to create a uniform appearance of buildings along streets. Since buildings on a flag lot do not directly abut a street, the Board of Trustees seeks to change the code to eliminate the front yard setback requirement. The Board of Trustees seeks to amend certain provisions of the Zoning Code to permit recreation rooms within detached garage buildings. Village residents have sought to allow spaces within detached garages to be used for recreational rooms and home office spaces, which demand has increased since the Covid-19 pandemic. These proposed code provisions will permit the use of some finished space within garages for said uses, while still maintaining the building's primary use as a garage for the storage of vehicles and home items, and imposes certain restrictions to ensure the finished spaces are not habitable and contain no sleeping quarters. The

SECTION II. 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 terms shall have the following meanings:

COVERAGE – ~~On~~ **On** all residential ~~districts~~ **properties**, that percentage of lot area covered by the ground floor area of all buildings **and roofed structures** sited thereon, together with all other structures. ~~On~~ **On** all other ~~districts~~ **properties**, that percentage of lot area covered by the ground floor of all buildings sited thereon, together with all other structures, including pavements and impermeable surfaces except for walkways located on the property which are available and open to the public and which connect public areas. **Buildings and roofed structures shall be measured to the furthest extent of the roof as projected downward to the ground, except that cornices, eaves, and gutters projecting not more than 24 inches from the exterior walls shall be excluded,**

LOT LINE, FRONT – A street right-of-way line at the front of a lot, ~~except that in the case of a flag-shaped lot, the front lot line shall be any one of the internal lines designated by the owner, which designation, once made, shall be permanent.~~ No lot shall have less than 20 feet on a public road or street, and at no point shall said lot be less than 20 feet in width.

YARD, SIDE – The area of any lot with a building which lies between the nearest portion of the building and the side lot line of the lot, extending through from the front yard, or from the front lot line where no front yard exists, to the rear yard or to the rear lot line where no rear yard exists. **Flat lots have side yards abutting each lot line.**

§ 278-3

D. Accessory building and structure design requirements.

**(1) The maximum gross floor area of all accessory buildings on a lot shall not exceed 2% of the lot area plus 200 square feet.**

~~(1) (2) No accessory building shall contain more than one room on any level or story or, except for a garage or an accessory building permitted pursuant to §278-2B(7)(d), §278-2B(7)(e) and (3) and (4) below. exceed 250 square feet in gross floor area.~~

**(3) No accessory building shall exceed 250 square feet of gross floor area except for a garage or an accessory building permitted pursuant to §278-2B(7)(d) and §278-2B(7)(e).**

~~(2)~~ **(4) Pool house design requirements:**

~~(a) A pool house or any portion of an accessory structure dedicated to such use shall not exceed 250 square feet of gross floor area.~~

~~(b)~~ **(a)** Interior plumbing fixtures shall be limited to a sink plus one powder room.

~~(c)~~ **(b)** Pool houses shall not contain indoor showers, **nor shall any pool house contain cooking or sleeping facilities.**

(d) All plumbing fixtures shall drain to a sanitary system in **an approved** conforming location.

~~(e) Pool houses shall not be insulated and/or heated, nor shall any pool house contain cooking or sleeping facilities.~~

~~(4)~~ **(3) Detached garage design requirements:**

**(a) No habitable space, toilet, shower or bathtub shall be permitted inside a garage on any level.**

**(b) No plumbing of any kind shall be permitted on the second floor over a garage.**

**(c) A garage shall be accessible by an improved driveway, designed and capable for use for the storage of motor vehicles owned and regularly used by or on behalf of the owner or tenant of the lot.**

~~(3)~~ **(4) Detached garage containing a pool house or recreation room design requirements:**

A ~~ground level pool house and a recreation room~~ may be attached to an existing or proposed garage or located within a preexisting accessory structure in excess of 250 square feet of gross floor area when the following criteria are met:

(a) ~~The preexisting accessory structure or the garage~~ **building shall** conform with the required setbacks of §278-3A(5)(c) and those of Chapter 101, Coastal Erosion Areas; Chapter 124, Preservation of Dunes; and Chapter 163, Freshwater Wetlands.

**(b) A pool house shall be located at ground level of the building and comply with the requirements of §278-3. D. 4.**

**(c) A recreation room shall be located on the second story of the building.**

**(d) Interior plumbing associated with a recreation room shall be limited to a sink plus one powder room.**

**(e) A recreation room shall not contain indoor showers, nor shall any recreation room contain cooking or sleeping facilities.**

~~(b) There is no proposed enlargement of the preexisting accessory structure, unless the preexisting accessory structure is used solely as a garage with or without storage areas.~~

~~(c)~~ **(f) The portion of the structure garage to be utilized as a pool house or recreation room is restricted to said use and there shall be no internal passages into the garage portion of building.**

~~(d)~~ **(g) The remaining portion of the preexisting accessory building is used as a garage portion of the building shall be restricted to use as defined in §278-1. or storage area and conforms with the building and fire codes. and shall be accessible by an improved driveway, designed and capable for use for the storage of motor vehicles owned and regularly used by or on behalf of the owner or tenant of the lot.**

~~(e)~~ **(h) The property owner shall file a declaration of compliance Covenants and Restrictions with this subsection and shall authorize an annual inspection by the Code Enforcement Officer on 24 hours' notice.**

~~(4) Garage design requirements:~~

~~(a) No habitable space, toilet, shower or bathtub shall be permitted inside a garage on any level.~~

~~(b) No plumbing of any kind shall be permitted on the second floor over a garage.~~

~~(c) A garage shall be accessible by an improved driveway, designed and capable for use for the storage of motor vehicles owned and regularly used by or on behalf of the owner or tenant of the lot.~~

~~(5) No pedestrian walkway, as defined in this chapter, shall be located within 10 feet of a swimming pool, nor shall it be designed or intended to be used as a patio, deck or similar accessory structure.~~

~~(6) No accessory building or accessory structure shall exceed 14 feet in height, except a garage, which shall not exceed the following height limitations or the height limitations under §278-3B(2), whichever is less.~~

~~(a) On lots of less than 10,000 square feet, a garage shall not exceed 16 feet in height.~~

~~(b) On lots greater than 10,000 square feet, but not more than 20,000 square feet, a garage shall not exceed 18 feet in height.~~

(c) On lots of more than 20,000 square feet, a garage shall not exceed 20 feet in height.

~~(7) The maximum gross floor area of all accessory buildings on a lot shall not exceed 2% of the lot area plus 200 square feet.~~

278-3 A.

(8) ~~Freshwater wetland~~ **Wetland** setbacks. Except for docks, none of the following structures or activities shall be located within the following distances of the landward edge of any ~~freshwater~~ wetland (See Chapter 163 of this Code for additional requirements):

Structure or Activity	Distance (feet)
Building	150
Septic or Discharge System	200
Clearing of land, landscaping or Fertilization	125

#### 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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A Local Law amending Ch. 163 Freshwater Wetlands."

### **INTRODUCTORY NO. 5 -2024**

### **LOCAL LAW NO. \_\_ - 2024**

A Local Law amending Ch. 163 Freshwater Wetlands

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

SECTION I. Legislative Purpose and Intent. The Board of Trustees seeks to modify Chapter 163 by adding a definition of Man-Made Wetland. The chapter contains references to the term "Man-Made Wetland" but contains no definition supporting those references. This code provision will add a definition of Man-Made Wetland.

SECTION II. Chapter 163 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):

Chapter 163. ~~Freshwater~~ Wetlands (Remove "Freshwater" from chapter title)

§ 163-2. Definitions. Add Definition of Man-made Wetland.

**MAN-MADE WETLAND OR POND– Artificial lined ponds of less than one acre in size which do not penetrate into the groundwater table.**

SETBACKS – Except for coastal erosion structures (sea walls, revetments, bulkheads, gabions) and docks, the nominal standard of 150 feet for setting back structures and buildings from the landward edge of any wetland, and 200 feet for setting back any septic ~~or discharge~~ system from the landward edge of any wetland, and 125 feet for setting back any clearing of land, landscaping and fertilizing from the landward edge of any wetland.

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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A proposed local law amending Ch. 225. Property Maintenance and Nuisance Abatement; §225-2 (Exterior maintenance)."

### INTRODUCTORY NO. 6 -2024 LOCAL LAW NO. \_\_ - 2024

A Local Law amending Ch. 225. Property Maintenance and Nuisance Abatement; §225-2 (Exterior maintenance)."

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

SECTION I. Legislative Purpose and Intent. To maintain stormwater runoff on subject properties.

SECTION II. Chapter 225 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):

#### § 225-2 Exterior maintenance

- A. Surface and subsurface water shall be drained to prevent damage to buildings and structures and to prevent development of stagnant waters. Gutters, culverts, catch basins, drain basins, drain inlets, screenwriter sewers and sanitary sewers or other satisfactory drainage systems shall be provided and utilized. In no case shall ~~the water from any rain leader~~ be allowed to flow ~~over the sidewalk of~~ **onto any** adjoining property **or street right-of-way**.

#### 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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy 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 16<sup>th</sup> day of February 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A Local Law amending Local Law amending the Code of the Village of East Hampton, § 267-8 (Vehicles & Traffic; One-way streets and driveways) to designate LaForest Lane as a one-way street-south."

**INTRODUCTORY NO. 7 -2024**  
**LOCAL LAW NO. \_\_ - 2024**

A Local Law amending § 267-8 (Vehicles & Traffic; One-way streets and driveways)

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

SECTION I. Chapter 267 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):

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

A. One-way streets and driveways designated.

**(11) LaForest Lane is hereby designated as a one-way street, and no person shall operate a motor or motorcycle or any other vehicle upon said LaForest Lane except in the direction 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: February 2, 2024

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy Village Clerk

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES



BUILDING DEPARTMENT/CODE ENFORCEMENT

To: Mayor Larsen and The Village Board of Trustees

From: Tom Preiato, Principal Building Inspector

CC: Marcos Baladron, Village Administrator

Chief Erickson, EHVPD

Date: February 01, 2024

Re: Monthly Report for JANUARY 2024

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Building Permits Issued (incl. 4 additional work):	19
Demolition Permits:	1
Coastal Erosion Hazard Area Permit:	0
Limited Work Permit (septic):	2
SWPPP (storm water runoff mitigation):	0
Inspections Performed:	105
Certificate of Occupancies/ Compliance:	10
Updated Certificate of Occupancies:	4
Notice of Violations:	11
Stop Work Orders:	0
Sign Permits:	0



**TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES**  
**FROM: CAPTAIN JEFFREY J. ERICKSON, ACTING CHIEF OF POLICE**  
**SUBJECT: POLICE ACTIVITY REPORT**

**UNIFORM DIVISION ACTIVITY REPORT FOR JANUARY 2024**

*(Codes 030 -693)*

19 Aided Cases  
62 Alarms Answered by the Patrols  
15 Arrests Made by the Department  
*( [ 1] Driving While Intoxicated and/or Impaired Arrests Included in Above Total)*  
11 Assists to Disabled Motorists  
Beach Patrol – 0 hours  
Building Check – 61 hours  
0 Child Safety Seat Inspections  
Door Checks – 63 hours  
0 Doors Found Open by the Patrols  
0 Escorts  
0 Fingerprinting  
Foot Patrol – 3 hours  
19 Motor Vehicle Accidents  
275 Traffic Summonses Issued  
*(68 Speeding Summonses Issued)*  
0 Village Code Summonses Issued  
*(0 Animal on Beach Summonses Issued)*  
*(0 Sign Summonses Issued)*  
114 Village Parking Summonses Issued

**Complaints Investigated:**

Cases Received: 17  
Cases Closed: 15

**Paperwork Received from Court:**

Arrest Warrant: 1  
Bench Warrant: 0  
Criminal Summons: 0  
Seal Orders: 0  
Supporting Deposition Requests: 0

**MONTHLY GASOLINE USAGE**

*January Gasoline Totals not available at time report submitted.*

**PERSONNEL**

**Total Hours of Overtime Worked:**

Non-Grant - Arrests, Cases, Shift Coverage *(Codes 161 - 181):* 22 Eight-Hour Shifts  
Non-Grant - Foot Patrol, Street Crime, Other *(Codes 188 - 190):* 1.25 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):* 76.5 Eight-Hour Shifts

Respectfully submitted,  
***Captain Jeffrey J. Erickson***  
*Acting Chief of Police*

**TO: EAST HAMPTON VILLAGE BOARD OF TRUSTEES**  
**FROM: CAPTAIN JEFFREY J. ERICKSON, ACTING CHIEF OF POLICE**  
**SUBJECT: DISPATCH ACTIVITY REPORT**

**DISPATCH ACTIVITY REPORT FOR JANUARY 2024**

69 Calls Dispatched for East Hampton Fire Department  
    *East Hampton Village – 36*  
    *Water District – 15*  
    *NW Protection District -18*  
    *Mutual Aid - 0*

96 Calls Dispatched for East Hampton Village EMS  
    *East Hampton Village – 26*  
    *Water District – 42*  
    *NW Protection District - 26*  
    *Mutual Aid - 3*

80 Calls Dispatched for East Hampton Village First Responder  
    *East Hampton Village – 23*  
    *Water District – 33*  
    *NW Protection District - 24*  
    *Mutual Aid – 0*

904 Calls Dispatched for East Hampton Village Police Department

223 Calls Dispatched for East Hampton Town Police Department

307 Calls Dispatched for Sag Harbor Village Police Department

15 Calls Dispatched for Amagansett Fire Department

30 Calls Dispatched for Amagansett Ambulance

17 Calls Dispatched for Montauk Fire Department

29 Calls Dispatched for Montauk Ambulance

42 Calls Dispatched for Sag Harbor Fire Department

51 Calls Dispatched for Sag Harbor Ambulance

14 Calls Dispatched for Springs Fire Department

45 Calls Dispatched for Springs Ambulance

0 Calls Dispatched for Town Haz-Mat Team

0 Calls Dispatched for Ocean Rescue Team

21 Miscellaneous FD Events \*  
    *East Hampton – 14*  
    *Amagansett – 2*  
    *Montauk – 3*  
    *Sag Harbor – 0*  
    *Springs – 2*

17 Miscellaneous EMS Events \*  
    *East Hampton – 6*  
    *Amagansett – 3*  
    *Montauk - 4*  
    *Sag Harbor – 4*  
    *Springs - 6*

568 911 Calls Received

2,487 7-Digit Telephone Calls Received / Placed

152 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): 38.25 Eight-Hour Shift/s  
Training Hours (Code 615-616): 4 Eight-Hour Shift/s

**Time Off:**

Holidays, Personal, Union Days, Vacation, Sick Time, Compensatory Time (Codes 624-651):  
58.75 Eight-Hour Shift/s

Respectfully submitted,  
*Captain Jeffrey J. Erickson*  
Acting Chief of Police



**VILLAGE OF EAST HAMPTON**  
**DEPARTMENT OF PUBLIC WORKS**

*MONTHLY REPORT FEBUARY 2024 MEETING*

**WINTER DAILY ROUTINE:**

- Trash collection 4 days a week
- Policing of public areas and road shoulders
- Sidewalks blown Thursdays weather permitting.
- Saturday litter patrol ½ crew alternating weekends 1.5hrs

**SHADE TREES:**

- Hazards addressed.

**BUSINESS DISTRICT:**

- Monitoring of contractors installing utilities and septic in Reutershan.

**ROAD SURFACE:**

- Sweeping twice weekly.
- Winter storm salting 1/ 7
- Winter storm salting roads and sidewalks 1/16 & 17

**MISCELLANEOUS:**

- Fencing removed Davids Ln Nature trail.
- Scrap aluminum recycled.
- Goal posts installed Herrick Park (contractor)
- Shop projects – Sign Loft / central garage reorganization
- MS4 Permit webinar and renewal in progress (Deputy)

**FACILITIES:**

- 101 Main heating plant repairs.
- ES building truss repairs in progress.
- No heat addressed sprinkler room Main Beach.
- New Electrician (contractor) addressing repairs & installations.
- Painting of ES Building Apparatus bays two days a week (Part time / Full time staff )

172 Accabonac Road  
East Hampton, NY 11937



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

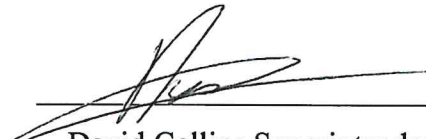
**VILLAGE OF EAST HAMPTON  
DEPARTMENT OF PUBLIC WORKS**

**Road Opening Permits issued prior month:** 10 10 YTD  
**Denied prior month:**  
**Violation Found**

**Solid waste collected in August:**

<b>Trash</b>	16.32 (Wednesdays are based on average daily totals)	16.32
<b>Brush / Wood</b>	7.53 (does not include disposal at private facilities)	7.53
<b>Other Debris</b>	0	0

**Fuel Totals for December:** 718.63 gals Gasoline 924.7 gals Diesel

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

November 2023 Monthly Report For Central Garage

	Oil Change/Service	Tire Repair	Chassis Repair	Drivetrain Repair	Electrical Repair	Cooling Repair	Road Service	NYS Inspect.
Police Dept.	2	1	1	3	3	0	0	0
Fire Dept.	0	0	0	0	6	0	0	1 register
Ambulance	0	0	0	0	0	0	0	0
DPW	4	5	10	5	9	1	0	0
Beaches	0	0	0	1	0	0	0	1 register
Code Enf.	0	0	0	0	0	0	0	3 register
Facilities	0	0	0	0	0	0	0	0
	Weekly Checks	Light Repair	Radio Repair	Trailer Repair	Body Repair	Metal Fab	Equip Refurb	Accidents
Police Dept.	NA	0	0	0	0	0	0	0
Fire Dept.	4	2	1	0	1	0	0	0
Ambulance	4	0	0	0	1	0	0	0
DPW	4	3	0	0	1	4	2	0
Beaches	Receive vehicle	0	0	0	1	0	0	0
Code Enf.	Receive vehicles	0	0	0	0	0	0	0
Facilities	NA	0	0	0	0	0	0	0

November 2023 Monthly Report For Central Garage

	Oil Change/Service	Tire Repair	Chassis Repair	Drivetrain Repair	Electrical Repair	Cooling Repair	Road Service	NYS Inspect.
Police Dept.	4	2	2	1	2	0	0	0
Fire Dept.	0	0	0	1	2	0	0	0
Ambulance	1	1	0	0	1	0	0	0
DPW	1	1	7	6	8	2	1	0
Beaches	0	0	0	0	0	0	0	0
Code Enf.	0	0	0	0	0	0	0	0
Facilities	1	0	0	0	0	0	0	0
	Weekly Checks	Light Repair	Radio Repair	Trailer Repair	Body Repair	Metal Fab	Equip Refurb	Accidents
Police Dept.	NA	1	0	0	2	0	0	0
Fire Dept.	4	2	2	0	0	0	0	0
Ambulance	4	0	0	0	0	0	0	0
DPW	2	3	0	0	1	2	2	0
Beaches	Commission 1	1	1	0	0	0	0	0
Code Enf.	Commission 3	0	0	0	0	0	0	0
Facilities	NA	0	0	0	0	0	0	0



***“Building Champions from the Ground Up”***

105 Sweeneydale Avenue, Bay Shore, NY 11706  
 Tel (631) 691-2381 • Fax (631) 598-8280  
 www.landtekgroup.com

**Proposed Change Order**

RESOLUTION # 200 - 2023 <sup>11</sup>

FEB 16 2024

**To:** East Hampton; Village of  
 Village of East Hampton  
 86 Main Street  
 East Hampton, NY 11937  
 Ph: 631-324-4150 Fax: 631-324-4189

**Number: 3**

**Date:** 01/05/2024

**Job:** 30-01673 EAST26- HerrickPark Basketball  
 Herrick Park Basketball Courts  
 67 Newtown Lane  
 East Hampton, NY 11937

VILLAGE OF EAST HAMPTON  
 BOARD OF TRUSTEES

**Description: New Cantilever and 12' Gate**

Furnish labor and material to supply new 4x10 cantilever and install the double gate supplied by Owner.

Description	Quantity	Unit Price	Price
<b>Town of Huntington - General Requirements Contract ES-2022-04/O-E</b>			
Item #555A - Concrete for Structures, Class A	1.50 cyd	\$550.00	\$825.00
Item #706D-06 - Furnish & Install a 12' W Double Leaf Gate on 6' H Vinyl Coated CLF	-1.00 ea	\$400.00	-\$400.00
Item #1000 - Additional Materials - Privacy Slats	1,377.00 ls+10%	\$1.10	\$1,514.70
Item #1002-01 - Miscellaneous Labor - Laborer	16.00 hr	\$115.00	\$1,840.00
Item #1002-02 - Miscellaneous Labor - Iron Worker	8.00 hr	\$135.00	\$1,080.00
		Subtotal:	\$4,859.70
		<b>Total:</b>	<b>\$4,859.70</b>

**Submitted by:** Wayne Hulse  
 LandTek Group, Inc.; The

**Approved by:** \_\_\_\_\_

**Print Name:** \_\_\_\_\_

**Date:** \_\_\_\_\_

Town of Huntington - General Construction Requirements Contract - ES 2022-04/O-E

ITEM NO.	DESCRIPTION OF ITEM	ESTIMATED QUANTITY	UNIT	UNIT PRICE BID DOLLARS	EXTENDED BID AMOUNT DOLLARS
555A	Concrete for Structures, Class A	1.5	CY	\$ 550.00	\$ 825.00
706D-06	Furnish and Install a 12' Wide Double Leaf Gate on 6' High Vinyl Coated CLF	-1	EA	\$ 400.00	\$ (400.00)
1000	Additional Material	1.1	LS + 10%	\$ 1,377.00	\$ 1,514.70
1002-01	Miscellaneous Labor - Laborer	16	HR	\$ 115.00	\$ 1,840.00
1002-02	Miscellaneous Labor - Iron Worker	8	HR	\$ 135.00	\$ 1,080.00
	<b>TOTAL:</b>				<b>\$ 4,859.70</b>



Saskas Surveying Company, P.C.  
124 Cedar Street  
East Hampton, NY 11937  
631-324-6917/ 631-329-4768 fax

# Invoice

Date	Invoice #
1/30/2024	46011

Bill To
Incorporated Village of East Hampton 86 Main Street East Hampton, NY 11937 SCTM # 301-3-4-33.2 & 301-4-5-5.2 (Reutershan Parking Lot)

RESOLUTION # 202 - 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

Description	Amount
Survey, Stake Property Corners and Map Property (1/18/24)	23,650.00
<b>Total</b>	<b>\$23,650.00</b>



**“Building Champions from the Ground Up”**

105 Sweeneydale Avenue, Bay Shore, NY 11706  
 Tel (631) 691-2381 • Fax (631) 598-8280  
 www.landtekgroup.com

**Proposed Change Order**

**RESOLUTION # 203 2024**

**To:** East Hampton; Village of  
 Village of East Hampton  
 86 Main Street  
 East Hampton, NY 11937  
 Ph: 631-324-4150 Fax: 631-324-4189

**Number: 04**

**Date:** 02/12/2024

**FEB 16 2024**

**Job:** 30-01673 EAST26- Herrick Park Basketball  
 Herrick Park Basketball Co  
 67 Newtown Lane  
 East Hampton, NY 11937

**VILLAGE OF EAST HAMPTON  
 BOARD OF TRUSTEES**

**Description: Irrigation Drip Zones at Muchmore Lane**

Furnish labor and material to install two (2) new drip zones for the transplanted shrubs and hedges. Connect new zones to existing controller and test to ensure proper operation.

Description	Quantity	Unit Price	Price
<b>Town of Huntington - General Requirements Contract ES-2022-04/O-E</b>			
Item #1000 - Additional Materials - Additional Irrigation Drip Lines	7,200.00 LS+10%	\$1.10	\$7,920.00
		Subtotal:	\$7,920.00
		<b>Total:</b>	<b>\$7,920.00</b>

**Submitted by:** Wayne Hulse  
 LandTek Group, Inc.; The

**Approved by:** \_\_\_\_\_  
**Print Name:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

Town of Huntington - General Construction Requirements Contract - ES 2022-04/O-E

ITEM NO.	DESCRIPTION OF ITEM	ESTIMATED QUANTITY	UNIT	UNIT PRICE BID DOLLARS	EXTENDED BID AMOUNT DOLLARS
1000	Additional Material - Irrigation Drip Zones	1.1	LS + 10%	\$ 7,200.00	\$ 7,920.00
<b>TOTAL:</b>					<b>\$ 7,920.00</b>



15 Enter Lane  
Islandia, NY 11749  
631.582.6900  
www.centurydirect.net

# **ESTIMATE**

Marcos Baladrón  
Inc. Village of East Hampton  
86 Main Street  
East Hampton, NY 11937

JOB# 186175  
DATE: 01/31/24  
MAIL DATE: TBD

## **Description**

8,000 - Print from supplied art, 6 x 11 postcard 4 colors, 2 sides 4/4  
6 x 11 on high bulk cover stock, coated 2 sides, C2S.

Convert (3) supplied files to compatible format.  
Process supplied list through CASS Certification and  
maximum postal discounts.

Direct address postcards and sort Presort First Class Mailing.

This price includes labor and postage.  
Tax is additional if applicable.

**RESOLUTION # 206-202<sup>4</sup>**

**FEB 16 2024**

**VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES**

**Total: \$8,000.00**

Thanks.

Submitted By: *Lawrence Korck*

Inc. Village of  
East Hampton DPW

## Memorandum

RESOLUTION # 207 - 2024

To: Marcos

FEB 16 2024

From: David Collins

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

Date: 02/12/2024

Re: Auction Items revised

---

Marcos,

I respectfully request the Board of Trustees approve the items listed below as surplus and of no value and authorize Auctions International to post them in an online auction.

2007 Honda Civic VIN# 2HGFG11877H566955 (IMPOUND)

4' X 16' Welding Bench

Asset #0062

OTC Stinger Wheel Dollys Model number 1580

Truck steps

Miller Welding TIG Foot control

Misc Electric over Hydraulic pumps

NAPA 10 drawer rolling tool chest

Asset# 0037/00275

Street Lighting Supplies (used streetlights)

Street Lighting Supplies **NOS** (misc.)

Street Lighting Supplies (Cobra Head type Lights)

Street Lighting Supplies (bulbs)

Stihl FS56RC string trimmer

Office Desk

Hamper

Waterloo rolling tool chest

ESP 31400-1-10-R inspection equipment and Laser Jet Pro M404dn printer

lateral file cabinet

Office Chairs

Floor Maintenance pads 17" model# 54276

## **Memorandum**

To: Marcos

From: David Collins

Date: 02/12/2024

Re: Auction Items revised

---

Cont.

Sony LCD digital Color TV KDL-26S3000

Marsh Model R 1" Stencil Machine

Red Haz con containers

Speedair WW294-6 SSN# D008497 60 gal 5hp 3 phase 16.5CFM Air Compressor

Misc lot of Electric over Hydraulic pumps

Myer Plow Parts NOS

Trailer tires used BF Goodrich 255/70R 22.5LRH



# EAST HAMPTON VILLAGE POLICE DEPARTMENT

One Cedar Street  
East Hampton, NY 11937  
Phone: (631)324-0777 \* Fax: (631)324-0702  
*Captain Jeffrey J. Erickson*  
*Acting Chief of Police*



RESOLUTION # 208 . 2024

FEB 16 2024

SUBJECT: **Surplus Property – Police**  
DATE: February 5, 2024  
FROM: Captain Jeffrey Erickson, Acting Chief of Police  
TO: Marcos Baladron, Village Administrator

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

I would like to have the following items declared surplus property.

Executive Desk with Right Turn	EHV ID # 830
2-Drawer Lateral File Cabinet	No ID #
HP LaserJet M608 Printer	EHV ID# 2450
HP LaserJet Enterprise M605dn Printer	EHV ID# 2245
HP LaserJet P3005dn Printer	No ID #
HP OfficeJet Pro 8630 Printer	No ID #
HP Compaq LA 1905wg LCD Monitor	EHV ID # 1506
HP Z640 Microsoft Windows Workstation	EHV ID # 2294

cc: Mayor Larsen



**EAST HAMPTON VILLAGE  
POLICE DEPARTMENT**

One Cedar Street  
East Hampton, NY 11937  
Phone: (631)324-0777 \* Fax: (631)324-0702  
*Captain Jeffrey J. Erickson  
Acting Chief of Police*



**SUBJECT: Surplus Property – Police**  
**DATE: February 5, 2024**  
**FROM: Captain Jeffrey Erickson, Acting Chief of Police**  
**TO: Marcos Baladron, Village Administrator**

*[Signature]*  
**RESOLUTION # 209 - 2024**

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

The vehicles listed below were impounded by the Police Department from December 2021 to August 2023. Certified / Return Receipt Letters were mailed out to each registered owner on two separate occasions, November 15, 2023 and December 8, 2023. As of this date, we have received no response from any of the registered owners. I would like to have the vehicles declared surplus property.

<u>Date Impounded</u>	<u>CC#</u>	<u>Vehicle Make / Model</u>
12/12/2021	CC2021-4654	2023 Saturn 200
04/29/2022	CC2022-1146	204 Cadillac
08/07/2022	CC2022-2768	1999 GMC Sierra
08/23/2022	CC2022-3094	1980 Honda Hawk
09/06/2022	CC2022-3375	2008 Kia Spectra
07/24/2023	CC2023-2711	2023 Flywind Joc-150
08/28/2023	CC2023-3362	2004 Honda Civic

cc: Mayor Larsen  
David Jaycox, Fleet Manager





**EAST HAMPTON VILLAGE  
POLICE DEPARTMENT**

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

*Captain Jeffrey J. Erickson  
Acting Chief of Police*



SUBJECT: **Surplus Property – Police**  
DATE: February 5, 2024  
FROM: Captain Jeffrey Erickson, Acting Chief of Police  
TO: Marcos Baladron, Village Administrator

A handwritten signature in black ink, appearing to be "JE", located to the right of the "FROM" field.

---

The vehicle listed below was impounded by the Police Department on August 20, 2023, in reference to an arrest (EHVPD CC2023-3217). In December 2023, the registered owner signed over the vehicle to the Village. I would like to have the vehicle declared surplus property.

2006 Mitsubishi Eclipse, VIN # 4A3AK24F86E038156

cc: Mayor Larsen  
David Jaycox, Fleet Manager

**Inc. Village of  
East Hampton DPW**

**Memorandum**

To: Marcos

From: David Collins

Date: 02/5/2024

Re: Accept Quote

---

RESOLUTION # 210 - 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

Marcos,

I respectfully request the Board of Trustees accept the attached \$20,600.60 quote from Pavemaster for crack sealing and seal coating of the North Main Street lot.

This item is based on the East Hampton Village contract for crack sealing and seal coating and is funded with budget line A511042 Road Materials.

Work will be scheduled concurrently with the fire house seal coating project in the spring previously approved by the board.



# PAVEMASTER

516 Pine Aire Drive  
Bay Shore, New York 11706  
Tel: (631) 595-9800 • Fax: (631) 595-9804  
www.pavemaster.com

# PROPOSAL

EAST HAMPTON VILLAGE  
86 MAIN STREET  
EAST HAMPTON, NY 11937

PHONE 631-324-4150 | MOBILE

JOB NAME / LOCATION  
RE: CEDAR

DATE 9/5/2023 | ATTN: DAVID

**We hereby submit specifications and estimates for:**

SCOPE OF WORK: SEALCOATING OF PARKING LOT  
COMPLETELY CLEAN AREA TO BE SEALED (AIR BROOM AND BLOW CLEAN)  
TREAT OIL SPOTS WITH OIL SPOT PRIMER - THIS WILL ALLOW ADHESION ON AFFECTED AREAS  
TWO COAT SPRAYED APPLICATION OR ONE COAT HAND APPLIED OF VELVETOP SLURRY ASPHALT EMULSION  
SEALER WITH 4LBS SAND ADDED PER GALLON FOR FILLER AND TRACTION. TARMAX (LIQUID RUBBER) IS  
ADDED FOR FLEXIBILITY AND DURABILITY

OPTION 1: LOT BEHIND FIRE HOUSE (GREEN AREA)  
APPROX: 37,540 SF AT \$0.34 PER SF

\$ 12,764.29

OPTION 2: LOT BEHIND POLICE (ORANGE AREA)  
APPROX: 23,015 SF AT \$0.34 PER SF

\$ 7,825.10

**We Propose** hereby to furnish material and labor - complete in accordance with the above specifications, for the sum of:

Payment to be made as follows: Above state price(s) plus sales tax if applicable.  
A 3.0% CREDIT CARD FEE WILL BE ADDED TO CREDIT CARD PAYMENTS

All material is guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Worker's Compensation insurance.

ACCEPTANCE OF PROPOSAL - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: \_\_\_\_\_

Authorized Signature: Ryan M. Platt  
Ryan M. Platt, Vice President

Note:  
This proposal may be withdrawn by us if not accepted within 30 days.

Print Name: \_\_\_\_\_

Signature: \_\_\_\_\_



# PAVEMASTER

516 Pine Aire Drive  
Bay Shore, New York 11706  
Tel: (631) 595-9800 • Fax: (631) 595-9804  
www.pavemaster.com

# PROPOSAL

EAST HAMPTON VILLAGE  
86 MAIN STREET  
EAST HAMPTON, NY 11937

PHONE 631-324-4150 | MOBILE

JOB NAME / LOCATION  
RE: CEDAR

DATE 9/5/2023 | ATTN: DAVID

**We hereby submit specifications and estimates for:**

SCOPE OF WORK: CRACKFILLING  
BLOW OUT CRACKS WITH AIR COMPRESSOR.  
CLEAN OUT GRASS, ETC. WITH WIRE WHEEL EDGERS.  
SEAL CRACKS USING HOT RUBBERIZED CRACKFILLER SPECIFICALLY DESIGNED FOR USE IN PARKING AREAS  
(SEALMASTER/CRACKMASTER PL100, FEDERAL SPEC ASTM 1190).  
CRACKS WILL BE FILLED BY MEANS OF OVER BANDING.  
ALLIGATED AREAS NOT INCLUDED.

OPTION 1: LOT BEHIND FIRE HOUSE (GREEN AREA)  
APPROX: 12,490 LF AT \$1.70 PER LF  
\$ 21,233.00

OPTION 2: LOT BEHIND POLICE (ORANGE AREA)  
APPROX: 7,515 LF AT \$1.70 PER LF  
\$ 12,775.50

- NOTES AND EXCLUSIONS:
- \* THIS PRICE REFLECTS PREVAILING WAGE WORK
  - \* THIS PRICE DOES NOT REFLECT ANY SALES TAX, IF APPLICABLE
  - \* THIS PRICE DOES NOT REFLECT ANY PERMITS IF REQUIRED
  - \* ALL WORK TO BE PERFORMED DURING NORMAL WEEKDAY BUSINESS HOURS
  - \* DUE TO THE VOLATILE MATERIALS MARKET, ALL MATERIAL PRICING IS CURRENTLY VALID FOR A PERIOD OF 30 DAYS
  - \* ALL WORK BASED ON (1) PHASE OR MOBILIZATION FOR EACH OPTION

**We Propose** hereby to furnish material and labor - complete in accordance with the above specifications, for the sum of: \$0.00

Payment to be made as follows: Above state price(s) plus sales tax if applicable.  
A 3.0% CREDIT CARD FEE WILL BE ADDED TO CREDIT CARD PAYMENTS

All material is guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Worker's Compensation insurance.

ACCEPTANCE OF PROPOSAL - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: \_\_\_\_\_

Authorized Signature: Ryan M. Platt  
Ryan M. Platt, Vice President

Note:  
This proposal may be withdrawn by us if not accepted within 30 days.

Print Name: \_\_\_\_\_

Signature: \_\_\_\_\_

**Inc. Village of  
East Hampton DPW**

**Memorandum**

To: Board of Trustees

From: David Collins

Date: 02/06/2024

Re: Accept Quote

RESOLUTION # 211 - 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

---

Marcos,

I respectfully request the Board of Trustees accept the attached \$18,000.00 quote for 3 speed humps for La Forest Ln.

Pricing passed on East Hampton Town contract for asphalt placed <250 tons.



**CONDITIONS**

1. Proposals containing per foot or yard price will be re-measured upon completion of work and billed accordingly.
2. Any alteration or deviation from the above specifications involving extra work or material will result in additional billing.
3. If SFA deems weather or conditions unsuitable for any work scheduled, we will require a written release to proceed.
4. We will not be held responsible for the elevation of drains, manholes, curbs or the work of others.
5. We will not be held responsible for settlement of sub-grade in areas disturbed by others.
6. We will not be held responsible for curbs or concrete aprons while crossing.
7. Sub-grade must be in balance and within plus or minus 1", soil must be stabilized and meet all requirements of municipal agencies involved.
8. Owner or his representative shall provide all permits necessary for our work and will arrange for all required inspections.
9. Above price is based upon entire job (grading and paving) being done concurrently. If done in phases, extra costs will be incurred.
10. We will not be held responsible for pooling of water if grade is less than 1%.
11. We will not be held responsible for any underground privately maintained utility systems unless location is noted prior to construction. We will not be held responsible for dog fences, even if marked.
12. We will not be held responsible for any underground gate loops or components. Correctly installed gate components should not be affected by our machinery unless they were not installed at the proper depth.

\*\*\*\*\*

**TERMS OF PAYMENT**

Payment balance due on completion of work, or on the last day of the month if work is still in progress, for the work performed. A FINANCE CHARGE OF 1 1/2% PER MONTH (THE CORRESPONDING ANNUAL PERCENTAGE RATE IS 18%) will be charged on unpaid balances on accounts over 15 days old. It is mutually agreed that if this account is past due and sent to an attorney for collection there shall be an attorney's fee of 25% of the amount due, in addition to the amount due, and the attorney's fees are agreed to be reasonable.

For your convenience, we accept Credit Card payments (<https://www.southforkasphalt.com/make-a-payment/>). We can also accept electronic check, please inquire.

\*\*\*\*\*

I certify that I am authorized by the contractor (or owner) to execute this agreement on behalf of said contractor (or owner) and my signature is your authorization to proceed as specified. The above price, specifications, and conditions are hereby accepted. This contract shall not bind SFA until the contract is delivered to SFA by the contract/owner and until the contractor/owner's deposit clears SFA's bank account.

\*\*\*\*\*

**TERMS:**

**DEPOSIT REQUIRED: 1/3 DOWN WITH SIGNED CONTRACT.  
1/3 PAYMENT DUE WHEN WORK BEGINS.  
BALANCE DUE UPON COMPLETION OF WORK.  
IF PAYING BY CREDIT CARD, PROGRESS PAYMENTS WILL BE CHARGED AUTOMATICALLY AS PER CONTRACT TERMS LISTED ABOVE.**

**PRICING EFFECTIVE FOR 30 DAYS FROM DATE OF PROPOSAL.  
JOB WILL BE RE-MEASURED UPON COMPLETION.**

**Contractor:** \_\_\_\_\_  
Perry DeLalio

**Client:** \_\_\_\_\_

**Signature Date:** \_\_\_\_\_  
01/15/2024

**Signature Date:** \_\_\_\_\_

**Email:** general@southforkasphalt.com





RAYMOND G. DIBIASE, P.E., PTOE, PTP, PRESIDENT and CEO  
ROBERT A. STEELE, P.E., EXECUTIVE VICE PRESIDENT  
JAMES L. DeKONING, P.E., VICE PRESIDENT

Associates

CHRISTOPHER F. DWYER  
STEVEN W. EISENBERG, P.E.  
ANDREW B. SPEISER  
MATTHEW C. JEDLIKA, LEED AP  
KEITH J. MASSERIA, P.E.  
VINCENT A. CORRADO, P.E.  
TAMARA L. STILLMAN, P.L.S.

February 7, 2024

Bill Hajek  
Village Planner  
Inc. Village of East Hampton  
88 Newtown Lane  
East Hampton, NY 11937

RESOLUTION # 212. 2024

FEB 16 2024

**VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES**

RE: Professional Engineering Services  
Traffic Safety Assessment  
NYS Route 27 (Main Street) / Ocean Avenue at NYS Route 27 (Woods Lane)  
East Hampton, NY

Dear Mr. Hajek:

In response to your request, we are pleased to submit this proposal to provide traffic-engineering services for the above noted project. It is our understanding that the due to numerous crashes at this intersection the Village wishes to conduct a traffic safety assessment at the signalized intersection of NYS Route 27 (Main Street) / Ocean Avenue at NYS Route 27 (Woods Lane). Recent traffic crashes from vehicles originating from Woods Lane and running off the road near The Hedges Inn on James Lane have prompted the need for a safety study with an eye toward determining the cause of such crashes, and toward the development of potential mitigation measures to protect the public from errant vehicles in the event of future crashes. The following sections provide our proposed scope of services and fee proposal.

**SCOPE OF SERVICE**

1. The scope and details of the project will be reviewed with the Village, to ensure that our understanding is complete and to adequately identify and evaluate traffic related issues regarding the proposed project.
2. Several visits to the site will be made during to observe the existing intersection configuration and to evaluate prevailing traffic operations on the adjacent roadway network. Any potential safety hazards or deficiencies will be identified.
3. Signing, pavement markings, and other traffic control will be reviewed for adequacy and conformance to applicable standards, including the Americans with Disabilities Act (ADA) and Manual on Uniform Traffic Control Devices (MUTCD).



4. LKMA staff will attend meetings with all relevant stakeholders including the Village of East Hampton, NYSDOT, local police, and representatives of The Hedges Inn. We assume that we will attend three (3) stakeholder meetings and one (1) Village work session to present our findings.
5. Any publicly available traffic volume data available from NYSDOT or SCDPW will be reviewed.
6. Automatic Traffic Recorders (ATRs) will be placed at two locations on Woods Lane (NYS 27) in order to determine the prevailing free-flow speeds of vehicles approaching the intersection. One location will be immediately following the existing rumble strips to determine vehicle speed entering the intersection and to assess the effectiveness of the rumble strips on slowing approaching traffic. The other location will be approximately 1,100 feet west of the intersection in order to determine vehicle speeds on Woods Lane (NYS 27) before traffic begins to slow down.
7. The data from the ATRs will be used to gather information about the nature of vehicle speeds on Woods Lane (NYS 27). The average speed, 85<sup>th</sup> percentile speed and pace speeds will be established and used to evaluate any safety issues with respect to approaching vehicle speeds.
8. Information on crashes in the immediate vicinity of the subject intersection from 2012 to present will be obtained from NYSDOT, and reviewed to identify potential patterns that may be contributing to the number of run off the road crashes described above. The crash data will be investigated with respect to time of day, light condition, Road Surface Condition, Weather condition and apparent factors. Any crash related patterns or recurring issues will be discussed.
9. Based on the above analysis of the study area, potential mitigation including the installation of roadside barriers will be investigated. Research will be conducted to determine the optimal solution that provides the appropriate level of safety while maintaining the Village of East Hampton's desired aesthetic. Any proposed mitigation will comply with AASHTO Roadside Design Guide, NYSDOT Highway Design Manual & any applicable local standards. It should be noted that in keeping with NYSDOT requirements a work permit to access NYS 27 would be required in order to install any potential improvements in NYSDOT Row-of-Way.
10. A memorandum providing the results of our assessment will be provided, setting forth our methodology and conclusions, and providing recommendations regarding any potential mitigation. The report will provide sketch drawings of potential mitigating measures, and a discussion of potential effectiveness.

Our lump sum fee to provide these services is \$19,100.00. In the event that significant issues not anticipated in this proposal arise during the course of the project, we will notify the Village immediately of any additional cost that might be associated with such effort before proceeding. In accordance with our longstanding policy with respect to municipal clients, no retainer is required. We will proceed with the effort upon receipt of your written approval, and / or purchase order in that regard. Invoices will be provided monthly, payable on a lump sum percent complete basis.

Thank you for the opportunity to once again be of service to the people of the Village of East Hampton. Project information, including the signed agreement, can be forwarded electronically to the email address below.



If you have any questions or need any further information, I can be reached at 631 286 8668 ext 272 or at [vcorrado@lkma.com](mailto:vcorrado@lkma.com).

Sincerely,

A handwritten signature in black ink, appearing to read 'V. Corrado'.

VINCENT A. CORRADO, PE  
Associate  
Louis K. McLean Associates, PC

CC: R. Steele, PE President, LKMA  
E. Richardson, LKMA Marketing Coordinator

## 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 15<sup>th</sup> day of March 2024 at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to "A Local Law amending Ch. 219 Police, Article II Constables, § 219-16 (Waiver of qualification requirements)."

### INTRODUCTORY NO. 8 -2024 LOCAL LAW NO. \_\_ - 2024

A Local Law amending Section 219-16 (Waiver of qualification requirements).

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

SECTION I. Legislative Purpose and Intent. To consider prospective amendments to section 219-16 to broaden the pool of qualified Constables.

SECTION II. Chapter 219 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):

§ 219-16. Waiver of any medical, psychological and physical qualification requirements.

**Constables are required to meet all training requirements set forth in New York State Criminal Procedure Law § 2.30. Where applicable and authorized. Any qualifying medical, psychological and physical** Qualifying evaluations may be waived for candidates with current or prior status in a peace or police officer title who are in possession of current New York State MPTC certification as a peace or police officer within the following guidelines:

A. Pursuant to § 2.30 of Criminal Procedure Law:

- (1) Separated for less than two years after having served for less than two consecutive years as a peace officer in New York State; or
- (2) Separated for less than four years after having served as a peace officer in New York State for more than two consecutive years; or

B. Pursuant to § 209-q1(b) of General Municipal Law:

- (1) Separated for less than two years after having served for less than two consecutive years as a police officer in New York State; or
- (2) Separated for less than four years after having served as a police officer in New York State for more than two consecutive years; or
- (3) Up to 10 years after separation with an approved police officer refresher course.

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  
GABRIELLE MCKAY  
Deputy 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 15<sup>th</sup> day of March at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to Introductory #9-2024, a proposed "Local Law amending Village of East Hampton Code Chapter 231, adding Single Use Plastics (restrictions on providing eating utensils, condiment packets, napkins and extra eating containers".

### INTRODUCTORY NO. 09-2024 LOCAL LAW NO. \_\_ - 2024

A Local Law amending Village of East Hampton Code Chapter 231, Single Use Plastics (restrictions on providing eating utensils, condiment packets, napkins and extra eating containers.

WHEREAS it is in the public interest to create and maintain a comprehensive code of local laws, ordinances, and other regulations by and for the Village of East Hampton, and

WHEREAS from time to time there is the need to amend the Village of East Hampton Code to provide clarifications, amendment, and additions thereto, and

NOW be it enacted by the Town Board of the Village of East Hampton as follows:

#### SECTION I. LEGISLATIVE PURPOSE AND INTENT

The protection of the local environment and natural resources is of great importance to the Village of East Hampton. Disposable plastic utensils, straws, napkins and packaging and the like, also known as, single-use accessories for food service are frequently provided to customers that do not require them, resulting in unnecessary waste that is costly for local government to manage and an unnecessary cost to food service operators. In addition, a great many of these single-use accessories are not recyclable. Thus, it is in the interest of the health, safety and welfare of those who live, work and do business the Village of East Hampton that the amount of litter on the public streets, parks, and in other public places be reduced and the amount of single-use accessory waste reduced.

#### SECTION II. AUTHORITY

This local law is authorized pursuant to New York State Village Law Section 4-413(1)(a) and/or New York State Municipal Home Rule Law Section 10(1)(i).

#### SECTION II. DEFINITIONS

For purposes of this section:

- a. Single-Use. The term "Single-Use" means designed to be used once and then discarded, and not designed for repeated use and sanitizing.
- b. Accessory. The term Single-Use "Accessory" for food means all types of single-use items provided alongside Prepared Food served in single-use plates, containers, or cups, including but not limited to Utensils, tongs, chopsticks, napkins, condiment cups and packages, straws, stirrers, splash sticks, cocktail sticks, and toothpicks, cup lids, cup sleeves, cup trays, and food trays designed for a single-use for Prepared Foods.
- c. Utensil. The term "Utensil" includes forks, spoons, knives, sporks, chopsticks, or other instruments used to serve food or to eat food.

- d. Condiment packet. The term “Condiment Packet” means an individual single-service container, sealed by the manufacturer, containing a sauce or other substance used to enhance the flavor of food, which may include, but need not be limited to, mustard, ketchup, mayonnaise, soy sauce, hot sauce or salad dressing.
- e. Eating container. The term “Eating Container” means a tool, receptacle or vessel used for holding food or beverage, including but not limited to, a plate, bowl, cup, or lid.
- f. Napkin. The term “Napkin” means a piece of cloth or paper used to wipe a person’s hands or face or protect garments while eating.
- g. Extra eating container. The term “Extra Eating Container” means an empty eating container that is not used to hold a customer’s food or beverage.
- h. Prepared Food. The term “Prepared Food” means food or beverages, which are serviced, packaged, cooked, chopped, sliced, mixed, brewed, frozen, squeezed, poured, or otherwise prepared (collectively “prepared”) for individual customers or consumers. Prepared Food does not include raw eggs or raw, butchered meats, fish, and/or poultry sold from a butcher case, a refrigerator case, or similar retail appliance.
- i. Food service establishment. The term “Food Service Establishment” means any establishment or vendor located within the Village of East Hampton which sells Prepared Food to be consumed on or off its premises.
- j. Take-away. The term “take-away” means food or beverage provided by a Food Service Establishment to be taken away or taken off the premises and consumed off the premises of such food service establishment.
- k. “Online Food Ordering Platform” means the digital technology provided on a website or mobile application through which a consumer can place an order for pick-up or delivery of Prepared Food. Such platforms include those operated directly by a Food Service Establishment, by companies that provide delivery of Prepared Food to consumers, and by online food ordering systems that connect consumers to Food Service Establishments directly.
- l. Third-party courier service. The term “Third-party Courier Service” means a service that: (i) facilitates the same-day delivery or same-day pickup of food, beverages, or other goods from a Food Service Establishment on behalf of such Food Service Establishment or a third-party food delivery service; (ii) is owned and operated by a person other than the person who owns such Food Service Establishment, and (iii) is not a third-party food delivery service.
- m. Third-party food delivery service. The term “Third-party Food Delivery Service” means any website, mobile application or other internet service that: (i) offers or arranges for the sale of food and beverages prepared by, and the same-day delivery or same-day pickup of food and beverages from, a Food Service Establishment; and (ii) that is owned and operated by a person other than the person who owns such Food Service Establishment.

#### SECTION IV. CUSTOMER OPT-IN FOR ACCESSORIES AND CONDIMENTS

- (a) No Food Service Establishment shall provide eating utensils, condiment packets, napkins, or extra eating containers to a take-away customer, whether directly to such customer or through a Third-Party Courier Service or Third-Party Food Delivery Service, unless such customer requests eating utensils, condiment packets, napkins, or extra eating containers. A Food Service Establishment maintaining a self-service station at which such items are offered shall not be a violation of this subdivision.
- (b) Third-party Food Delivery Services shall provide options to allow a customer to request eating utensils, condiment packets, napkins, and extra eating containers upon submission of an order, if such items are offered by the food service establishment fulfilling such order. Such options shall be prominently and conspicuously provided for all methods of ordering, including but not limited to phone, internet, or mobile phone application orders. The default selected option shall be that no eating utensils, condiment packets, napkins, or extra eating containers are requested.
- (c) No Third-party Courier Service or Third-party Food Delivery Service shall provide eating utensils, condiment packets, napkins, or extra eating containers to a customer, unless such eating utensils, condiment packets, napkins, or extra eating containers are requested by such customer, or such eating utensils, condiment packets, napkins or extra eating containers are in the food or beverage packaged by the food service establishment for delivery when such third-party courier service or third-party food delivery service picks up such food or beverage.
- (d) If a Food Service Establishment fills an order placed through a Third-Party Food Delivery Service, such Food Service Establishment may rely on the information provided by such Third-Party Food Delivery Service regarding whether the customer has requested eating utensils, condiment, packets, napkins, or extra eating containers. In any proceeding to collect a civil penalty pursuant to section 5 below, it shall be a complete defense for a Food Service Establishment to show that it relied on the information provided to it by the Third-Party Food Delivery Service regarding the customer's choice. A copy or screenshot of a communication by the Third-Party Food Delivery Service to the Food Service Establishment regarding the customer's choice shall constitute prima facie evidence that the Food Service Establishment relied on the information provided to it by the Third-Party Food Delivery Service.
- (e) Exception for delivery and take away orders. For delivery orders and take away orders, Food Service Establishments may choose to include specific accessories, such as cup lids, spill plugs and trays in order to prevent spills and deliver food and beverages safely.

#### SECTION V. ENFORCEMENT

- (a) The Village Building Department shall have the authority to enforce the provisions of this section.
- (b) Any Food Service Establishment, Third-Party Food Delivery Service, or Third-Party Courier Service that violates this section or any rule promulgated pursuant thereto shall first be issued a warning Notice of Non-Compliance and shall be given 60 days to correct the violation. Thereafter, the Building Inspector may issue a Notice of Violation and the violator may be liable for a civil penalty. Such penalties shall be in the amount of \$50 for the first violation, \$150 for the second violation committed on a different day within a period of 12 months, and \$250 for the third and each subsequent violation committed on different days within a period of 12 months, except the Building Department shall not issue a notice of violation, but shall issue a warning and provide information on the provisions of this section, for any violation that occurs before September 1, 2024.
- (c) No Food Service Establishment shall be liable for the failure of an Online Food Ordering Platform to comply with Section 4.

#### SECTION VI. EFFECTIVE DATE



A. Effective Date

(1) This Local Law shall take effect 180 days after it becomes law.

Dated:

By Order of the  
BOARD OF TRUSTEES  
Inc. Village of East Hampton  
GABRIELLE MCKAY  
Deputy Village Clerk



RESOLUTION # 220 - 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

## Dept. of Emergency Medical Service

*Office of the*  
**EMS Chief**

**TO:** East Hampton Village Board  
**FROM:** Chief Mary Mott  
**RE:** New Members  
**DATE:** February 7, 2024

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The following people have been approved as new members of the East Hampton Village EMS on January 29, 2024

Karmen Chacho- Attendant

Jordan Dias- Attendant

Eric Frazier-Gordan- Attendant

Thank you,

Mary Mott

Chief, EHV EMS



RESOLUTION # 221 - 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

## East Hampton Village Emergency Medical Service

TO: East Hampton Village Board  
FROM: Chief Mary Mott  
RE: New Student Membership  
East Hampton Village EMS Club  
DATE: February 7, 2024

The following East Hampton High School students have been active participants in the newly formed East Hampton Village EMS Club. They are currently training to become certified as American Heart Association Healthcare Provider CPR and First Aide providers. They will begin their training as attendants and as they receive more training and certifications will be certified first aiders.

Abigail Barrera  
Emeli Barrera  
Ximena Beckford  
Patrick Brabant  
Briana Chavez  
Jordan Dias  
Jake Espana  
Vanessa Salome Galindo  
Jocelyn Garcia  
Cynthia Guanga  
Kayla Guerrero  
Viviana Guerrero  
Gabriela Jacome  
Antonella Mejia  
Keifer Mitchell  
Nayla Morales  
Stefany Naula  
Zion Osei  
Rose Pillco  
Emily Quizhpi  
Samantha Stumpf  
Adriana Sagbay  
Wyatt Smith

My goals in developing this club will be to offer an entry level opportunity for the students to participate in a knowledge and skills based EMS training curriculum for students who might have a future desire to become an Emergency Medical Technician, Paramedic, or to go into another area of the medical field.

Thank you,

Mary Mott

Chief, EHV EMS



**EAST HAMPTON VILLAGE  
POLICE DEPARTMENT**

One Cedar Street  
East Hampton, NY 11937  
Phone: (631)324-0777 \* Fax: (631)324-0702  
*Captain Jeffrey J. Erickson  
Acting Chief of Police*



**SUBJECT: Overnight Travel**  
**DATE: February 14, 2024**  
**FROM: Captain Jeffrey Erickson, Acting Chief of Police**  
**TO: Marcos Baladron, Village Administrator**

RESOLUTION # 223 2024

FEB 16 2024

VILLAGE OF EAST HAMPTON  
BOARD OF TRUSTEES

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I respectfully request the Board approve the following:

For three (3) officers to attend the New York State Law Enforcement Accreditation Council meeting on March 7, 2024 at the Division of Criminal Justice Services, in Albany, New York. At the meeting, the East Hampton Village Police Department's application for reaccreditation will be accepted.

There is no fee to attend the meeting. The hotel accommodations for one night is \$342.00 plus expenses for travel and reasonable meals. These expenses are within my Training Budget (Account # A312046).

cc: Mayor Jerry Larsen