

**Village of Westhampton Beach
Board of Trustees Meeting
Thursday, September 2, 2021 at 5 p.m.**

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS: CONTINUED FROM AUGUST 5, 2021

Draft Updated Comprehensive Business Districts Master Plan

Proposed Code Amendments- Uses in the B2/B3 per Comprehensive Plan Update

Proposed Zoning Map Amendment - East side of Potunk Lane

Cannabis Legislation - Dispensaries and Cafes

RESOLUTIONS:

1. Accept minutes of Board of Trustees Meetings
2. Accept Departmental Monthly Reports
3. Approve Warrant for September 2021
4. Appoint 2021 Seasonal Beach Personnel
5. Approve Use of Village Property-Greater Westhampton Chamber of Commerce
6. Approve Use of Village Property-Greater Westhampton Chamber of Commerce
7. Approve Use of Village Property-Westhampton Beach Fire Department
8. Approve Use of Village Property – The Hampton Synagogue
9. Authorize Mayor to Sign SRO Agreement
10. Authorize Village Attorneys for Article 78
11. Authorize Transcription Services for Article 78
12. Schedule Public Hearing-Special Exception Application
13. Schedule Public Hearing-Special Exception Application
14. Authorize SEQRA Determination
15. Authorize Employees to Attend Marine Patrol Vessel Operator Course
16. Authorize Employees to Attend Marine Law Enforcement Training Program
17. Authorize Clerk to Publish and Post Notice-LL to Prohibit Cannabis

PUBLIC COMMENT

**Village of Westhampton Beach
Board of Trustees Meeting
Thursday, September 2, 2021 at 5 p.m.**

PLEDGE OF ALLEGIANCE

RESOLUTIONS:

1. Accept minutes of Board of Trustees Meeting

RESOLVED, that the minutes of the Board of Trustees Meeting of August 5, 2021 are hereby accepted.

2. Accept Departmental reports

RESOLVED, that the Police Department's, Building Inspector's and Justice Court reports for August 2021, and Treasurer's Report for July 2021 are hereby accepted.

3. Approve Warrant for September 2021

RESOLVED, that the warrant for September 2021 in the amount of \$101,067.60 for the General Fund and \$1,469,465.10 for the Capital Fund is hereby approved.

4. Appoint 2021 Seasonal Beach Personnel

RESOLVED, that Reese King is hereby appointed to the positions of Food Service Worker at an hourly rate of \$12.50 effective August 15, 2021.

5. Approve Use of Village Property-Greater Westhampton Chamber of Commerce

RESOLVED, that the Greater Westhampton Chamber of Commerce is hereby authorized to use the Village Green on Sunday October 10, 2021 from 10:00 a.m. to 6:00 p.m. and Monday October 11, 2021 from 10:00 a.m. to 5:00 p.m. with a set up date of Saturday October 9, 2021 for the Gordon Werner Art Show with the following sign: 1 6ft vinyl banner placed at the corner of Main Street and Mill Road.

6. Approve Use of Village Property-Greater Westhampton Chamber of Commerce

RESOLVED, that the Board of Trustees hereby authorizes the Greater Westhampton Chamber of Commerce to use the Village sidewalks on Saturday September 25th and Sunday September 26th and October 9th, 10th & 11th from 10:00 am to 5:00 pm for the annual sidewalk sales sponsored by the Chamber of Commerce; 1 panel of sidewalks must remain clear for pedestrians.

7. Approve Use of Village Property-Westhampton Beach Fire Department

RESOLVED, that the Westhampton Beach Fire Department is hereby authorized to use Rogers Beach Pavilion on Saturday September 11, 2021 from Noon to 4:00 p.m. for the annual membership barbeque.

8. Approve Use of Village Property – The Hampton Synagogue

RESOLVED, that The Hampton Synagogue is hereby authorized to use the Village Marina on Tuesday September 7, 2021 from 4:00 pm to 7:00 pm for a "Tashlich Religious Ceremony".

9. Authorize Mayor to Sign SRO Agreement

RESOLVED, that the Board of Trustees hereby authorize the mayor to sign the School Resource Officer Agreement for the 2021-2022 school year with the Westhampton Beach School District.

10. Authorize Village Attorneys for Article 78

RESOLVED that the Village Attorneys, Esseks, Hefter, Angel, Di Talia & Pasca, LLP, are hereby authorized to represent the Village's Zoning Board of Appeals and Brad Hammond in the CPLR Article 78 proceeding entitled "Pamela Franklin Porges, MFP 448 LLC and Andrew Price v. Zoning Board of Appeals of the Village of Westhampton Beach, Brad Hammond as Chief Building Inspector of the Village of Westhampton Beach and Jodi Scherl" brought in New York State Supreme Court under Index Number 615527/2021, at the hourly municipal rate schedule for special services set forth in the Village Attorneys' retainer letter dated August 14, 2014.

11. Authorize Transcription Services for Article 78

RESOLVED, that the Board of Trustees hereby authorize Maeghan Mackie to transcribe the necessary information in regard to the "Pamela Franklin Porges, MFP 448 LLC and Andrew Price v. Zoning Board of Appeals of the Village of Westhampton Beach, Brad Hammond as Chief Building Inspector of the Village of Westhampton Beach and Jodi Scherl" brought in New York State Supreme Court under Index Number 615527/2021, at the standard rate of \$6.25 per page outside of her normal work day to be funded from A1420.401 Litigation.

12. Schedule Public Hearing-Special Exception Application, Haskells Seafood

RESOLVED, that the Village Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday October 7, 2021 at 5:00 p.m. at the Village Hall for a Special Exception Application filed by Haskells Seafood for Outdoor Tables, Chairs and Benches for property located at 77A Main Street Westhampton Beach.

13. Schedule Public Hearing-Special Exception Application, Caffeine Cafe

RESOLVED, that the Village Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday October 7, 2021 at 5:00 p.m. at the Village Hall for a Special Exception Application filed by SKL Realty for Outdoor Tables, Chairs and Benches for property located at 115 Main Street Westhampton Beach.

14. Authorize SEQRA Determination Business Districts Planning Study Update

WHEREAS, the Board of Trustees of the Village of Westhampton Beach has conducted a study of the B-1, B-2 and B-3 Business Districts; and

WHEREAS, the Board engaged the services of Nelson, Pope & Voorhees to prepare a study; and

WHEREAS, Nelson, Pope & Voorhees prepared a study entitled "2017 Village of Westhampton Beach Business Districts Planning Study"; and

WHEREAS, the aforesaid Planning Study was updated in August 2021; and

WHEREAS, after the preparation and review of the Long Environmental Assessment Form ("LEAF") Parts 1, 2, 3 and Part 3 Attachment, as prescribed by 6 NYCRR Part 617, State Environmental Quality Review Act ("SEQRA") for the subject Type 1 Action, the Village Board of Trustees have considered the magnitude and importance of each potential impact; and

WHEREAS, the LEAF Parts 1, 2, 3 and Part 3 Attachment discussed and recommended certain Code amendments to the Business Districts, which have been considered by the Board of Trustees; and

WHEREAS, an uncoordinated review was conducted, pursuant to SEQRA on the subject Type 1 action, as there are no other involved agencies associated with the subject action; and

WHEREAS, the Village Trustees find that there are no moderate to large impacts identified in the LEAF Part 2, 3 and Part 3 Attachment and, therefore, there are no significant adverse impacts associated with adoption of the proposed local law.

NOW, THEREFORE, be it resolved, pursuant to SEQRA, 6 NYCRR Part 617, the Village Board of Trustees hereby adopts a Negative Declaration (Determination of Non-Significance) for the Village of Westhampton Beach Business Districts Planning Study Update and the proposed Code amendments for the Business Districts, and authorizes the Mayor of the Incorporated Village of Westhampton Beach to complete and sign the LEAF Part 3 indicating that the proposed action will not result in any significant impacts and issue the notice required pursuant to said Part 617.

15. Authorize Employees to Attend Marine Patrol Vessel Operator Course

RESOLVED, that Nicholas Tyson and Steven McManus are hereby authorized to attend the NYS Parks Marine Patrol Vessel Operator Course in Lake George from September 27, 2021 to October 1, 2021; lodging and meals are provided at no cost, travel expenses of \$500.00 to include gas and tolls from G/L account code A3120.415 Training.

16. Authorize Employees to Attend Marine Law Enforcement Training Program

RESOLVED, that Nicholas Tyson and Steven McManus are hereby authorized to attend the NYS Parks Marine Law Enforcement Training Program in Lake George from October 4, 2021 to October 8, 2021; lodging and meals are provided at no cost, travel expenses of \$500.00 to include gas and tolls from G/L account code A3120.415 Training.

17. Authorize Village Clerk to Publish and Post a Public Notice to consider a Local Law to Prohibit Cannabis Dispensaries and on-site Cannabis Consumption Establishments in the Village of Westhampton Beach

RESOLVED, the Village Clerk is hereby authorized to publish and post a notice of public hearing to be held on Thursday October 7, 2021 at 5:00 p.m. at Village Hall to consider a local law to prohibit the establishment of retail cannabis dispensaries and on-site cannabis consumption establishments in the Village of Westhampton Beach.

PUBLIC COMMENT