

**Village of Westhampton Beach
Board of Trustees Meeting
Thursday October 7, 2021 at 5:00 p.m.**

PLEDGE OF ALLEGIANCE

PUBLIC HEARING:

Special Exception Application-Outdoor Tables, Haskell's Seafood

Special Exception Application-Outdoor Tables, LT Burger, West

Cannabis Legislation - Dispensaries and Cafes

RESOLUTIONS:

Appoint Police Chief

Accept minutes Board of Trustees Meetings

Accept Departmental Monthly Reports

Approve Warrant for October 2021

Authorize Renewal of HVAC Annual Service Agreement

Accept Proposal-Mulco Inc.

Authorize Use of Village Property-Greater WH Chamber of Commerce

Authorize Use of Village Property-Live Your Cor, Beach Cleanup

Appoint Part Time Justice Court Clerk

Refer Special Exception Application for LT Burger Outdoor Music to Planning Board

Authorize Purchase of Equipment for Public Works Department

Authorize Purchase of Equipment for Public Works Department

Adoption of the Village's Business District Comprehensive Plan

Adopt LL # 5 - Amend Chapter 197 Zoning, Attachment 1

Accept Dedication of Humphrey Street Cul-De-Sac

Authorize Release of Humphrey Street Performance Bond

Adopt a Moratorium on Current Tent Provisions in the Village Code

Approve Special Exception Application-Flora, Outdoor Seating

Schedule a Public Hearing for Local Law Creation-"No Smoking Ban"

RESOLUTIONS TO FOLLOW FROM VILLAGE ATTORNEYS

PUBLIC COMMENT

ADJOURN

**Village of Westhampton Beach
Board of Trustees Meeting
Thursday October 7, 2021 at 5:00 p.m.**

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS:

Special Exception Application-Outdoor Tables, Haskell's Seafood

WHEREAS, Haskell's Seafood, 77A Main Street has applied for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Code of the Village of Westhampton Beach, to allow the placement of three (3) 4-seat tables with attached benches, and eight (8) 2-seat cafe tables at the premises; and

WHEREAS, the applicant submitted a sketch plan of the location, and photographs of the design, of the proposed tables and chairs (hereinafter, the "Outdoor Tables and Chairs Plan"); and

WHEREAS, the application was referred to the Village Planning Board on July 14, 2021, and by memorandum dated August 27, 2021, stated that it has no objection to the application provided that certain conditions are met; and

WHEREAS, a public hearing was held on the application on October 7, 2021, pursuant to section 196-3(D) of the Village Code; and

WHEREAS, it appears from the sketch plan and Planning Board report that the application satisfies the conditions of section 196-2(B) of the Village Code; now therefore,

BE IT RESOLVED that the application for an Outdoor Tables and Chairs permit pursuant to Section 192-2 of the Village Code is granted to allow the placement of three (3) 4-seat tables with attached benches, and eight (8) 2-seat cafe tables in accordance with the Outdoor Tables and Chairs Plan, subject to the conditions set forth in section 192-2(B) of the Village Code and the following:

- I. No substantial deviation from the Outdoor Tables and Chairs Plan shall be allowed without further approval of the Board of Trustees;
- II. This permit shall be in effect until November 15, 2021 pursuant to section 196-2(B) (10) of the Village Code, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 196-4 of the Village Code for future outdoor tables and chairs in subsequent seasons.

Special Exception Application-Outdoor Tables, LT Burger, West

WHEREAS, LT Burger, West, 1115 Main Street has applied for an Outdoor Tables and Chairs permit pursuant to Section 196-2 of the Code of the Village of Westhampton Beach, to allow the placement of four (4) tables with attach benches at the premises; and

WHEREAS, the applicant submitted a sketch plan of the location, and photographs of the design, of the proposed tables and chairs (hereinafter, the "Outdoor Tables and Chairs Plan"); and

WHEREAS, the application was referred to the Village Planning Board on July 20, 2021, and by memorandum dated August 19, 2021, stated that it has no objection to the application provided that certain conditions are met; and

WHEREAS, a public hearing was held on the application on October 7, 2021, pursuant to section 196-3(D) of the Village Code; and

WHEREAS, it appears from the sketch plan and Planning Board report that the application satisfies the conditions of section 196-2(B) of the Village Code; now therefore,

BE IT RESOLVED that the application for an Outdoor Tables and Chairs permit pursuant to Section 192-2 of the Village Code is granted to allow the placement of four (4) tables with attached benches in accordance with the Outdoor Tables and Chairs Plan, subject to the conditions set forth in section 192-2(B) of the Village Code and the following:

- I. No substantial deviation from the Outdoor Tables and Chairs Plan shall be allowed without further approval of the Board of Trustees;
- II. This permit shall be in effect until November 15, 2021 pursuant to section 196-2(B) (10) of the Village Code, unless previously revoked, and the applicant shall be required to follow the renewal provisions set forth in section 196-4 of the Village Code for future outdoor tables and chairs in subsequent seasons.

RESOLUTIONS:

Appoint Police Chief

RESOLVED, that Steven J. Mcmanus is hereby appointed to the position of Police Chief effective October 7, 2021 in accordance with Suffolk County Department of Civil Service rules and procedures from Certified Eligibles List # 21SR428.

Accept Minutes of Board of Trustees Meetings

RESOLVED, that the minutes of the Board of Trustees Meeting of September 2, 2021 and Special Meeting of September 22, 2021 are hereby accepted.

Accept Monthly Reports from Departments

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

Approve Warrant for October 2021

RESOLVED, that the warrant for October 2021 in the amount of \$xxx,xxx.xx for the General Fund and \$xxx,xxx.xx for the Capital Fund is hereby approved.

Authorize Renewal of HVAC Annual Service Agreement

RESOLVED, that the annual renewal of labor and inspection service agreement for October 1, 2021 to September 30, 2022 with Dynaire Service Corp. for the Village Hall HVAC system at a cost of \$8,000.00 is hereby renewed.

Accept Proposal-Mulco Inc.

RESOLVED, that the Board of Trustees hereby accepts the proposal from Mulco Inc. in the amount of \$13,400.00 for the Boiler Replacement project in the DPW vehicle maintenance building to be taken from G/L account code A5110.403 Highway Barn.

Approve Use of Village Property-Greater Westhampton Chamber of Commerce

RESOLVED, that the Greater Westhampton Chamber of Commerce is hereby authorized to have closed and use Main Street from Library Avenue to Moniebogue Lane on Sunday October 10, 2021 from 10:00 a.m. to 5:00 p.m. with set-up starting at 9:00 a.m. for the Annual Harvest Festival and signs as per the "Sign Guidelines established by the Village Board of Trustees.

Approve Use of Village Property-Live Your Cor

RESOLVED, that Jack Clark as applicant for Live Your Cor is hereby authorized to use the Village Marina on Monday October 11, 2021 from 10:00 a.m. to 8:00 p.m. with set-up starting at 8:00 a.m. for a beach clean-up and charity reception and signs as per the "Sign Guidelines established by the Village Board of Trustees.

Appoint Part Time Justice Court Clerk

RESOLVED, that Kristen Gionta is hereby appointed as a part time Justice Court Clerk at a rate of \$22.00 per hour not to exceed 17.50 hours per week in the Justice Court effective October 19, 2021 to be funded from G/L account A1110.102 Court Clerk P/S.

Refer Special Exception Application for LT Burger Outdoor Music to Planning Board

RESOLVED, that the Special Exception Application submitted by LT Burger, West for Outdoor Music, located at 115 Main Street and identified by Suffolk County Tax Map # 905-11-2-22 is hereby referred to the Village Planning Board for review.

Authorize Purchase of Equipment for Public Works Department

RESOLVED, that the Board of Trustees approved the purchase of various new radio equipment including license and installation from Suffolk County BOCES Contract in an amount not to exceed \$19,000.00 on April 14, 2021 and,

WHEREAS, there is a need for 2 additional radios and associated equipment in the amount of \$1,269.00;

NOW THEREFOR BE IT, RESOLVED that the Board of Trustees hereby approves the purchase of the additional radios and equipment to be taken from G/L account A5110.2 DPW Equipment.

Authorize Purchase of Equipment for Public Works Department

RESOLVED, that the Board of Trustees hereby approves the purchase of 1 EQ276517 20" Floorcare Biz X20B Floor Scrubbing machine in an amount not to exceed \$2,870.00 to be taken from G/L account A5110.2 DPW Equipment.

PUBLIC COMMENT

ADJOURN

DATED: October 7, 2021

**Elizabeth Lindtvit
Village Clerk-Treasurer**