

MINUTES FOR THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, HELD ON FRIDAY, MAY 19, 2017.

PRESENT: Mayor Peter Sartorius, Trustees Randy Cardo, Jeanette Obser, Kimberley Payne and Ted Necarsulmer, Village Attorney Rick DePetris and Village Clerk Aimee Buhl

OTHERS PRESENT: Police Chief Robert Coughlan, Wyck Coddington, Dick Gardner, Frances Ryan, Ann Janis, Kittric Motz and Eileen Duffy and Amanda Bernocco of the Southampton Press

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Minutes of Regular Meeting held on April 21, 2017 were approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, the Abstract of Audited Vouchers Schedule 05-16, \$289,260.00 and Treasurer's Report for the Month ending April 30, 2017 were approved.

\$ 273,849.09	Checking Account
\$6,519,360.95	Investments
<u>\$ 503,164.38</u>	Capital Reserve
\$7,300,909.26	Total General Fund 4/30/17

The Clerk gave the report for April 2017 False Fire and Burglar Alarms:

Burglar Billed: \$475; Burglar Collected: \$150
Fire Billed: \$0; Fire Collected: \$0

Ted Necarsulmer gave the April Fire Department report. Chief Coughlan gave the April Police Department report. Building Inspector William Nowak was absent from the meeting.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a special meeting of the Board of Trustees is scheduled to be held on Tuesday, May 31, 2017 at 10:00 a.m. and the annual organizational meeting is scheduled to be held on Monday, July 3, 2017 at 10:00 a.m.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an expenditure of \$534 from T93J Jobson Beautification for the purchase of flowers is approved.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the following budget transfers are approved:

From A1990400 Special Items/Contingent to A7110443 Parks/Improvements & Maintenance \$1,000
From A1990400 Special Items/Contingent to A7180443 Beach/Improvements & Maintenance \$1,000
From A1990400 Special Items/Contingent to A8020446 Planning/Engineer –Contractual Services \$1,000
From A3120412 Police Supplies-Auto Maintenance to A3120415 Police/Navy Equip. & Maintenance \$3,500
From A312022a Police Special Equipment Other to A3120425 Police/Gasoline \$3,500
From A3120100 Police Personnel Services to A3120150 Police Overtime \$8,000
From A3120170 Police Longevity to A312019a Police Vacation Buybacks \$1,000
From A1325190a Clerk Vacation Buybacks to A1325140 Clerk Salaries \$1,000

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an increase to A3120448 Suffolk County D.A. Grant in the amount of \$16,263 for anticipated funding from Suffolk County D.A.'s Office for grant to purchase a palm print device is approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, the Mayor is authorized to execute the Quogue Chamber Music, Inc. license agreement for use of the community hall on June 17, 2017 and September 9, 2017.

Upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, a Memorandum of Agreement with the Village of Westhampton Beach relating to mutual emergency use of police headquarters facilities is approved and the Mayor is authorized to sign the agreement.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the engagement letter of Satty Levine & Ciacco., CPA's, P.C. for the audit of the Village's financial statements for the year ended May 31, 2017 is approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the engagement letter of Satty Levine & Ciacco., CPA's, P.C. for the audit of the Justice Court's financial statements for the year ended May 31, 2017 is approved.

Upon motion made by Kimberley Payne, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a Special Event Permit application for a party at the Village Beach on June 23, 2017 from 5 P.M. until 10 P.M. is approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the contract with Johnson Electrical Construction Corp. for Traffic Signal Maintenance effective June 1, 2017 to May 31, 2018 in the amount of \$325 per month is renewed.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, purchase order 14990 DPM Group Inc. is increased in the amount of \$40.00 for additional tax bill printing expenses.

Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the introduction of "Local Law No. ____ of 2017 amending Chapter 196 (Zoning) of the Village Code" and the scheduling of a public hearing to be held on Friday, June 16, 2017 at 4:00 p.m. are approved.

Local Law No. _____ of 2017

A Local Law Amending Chapter 196
(Zoning) Of The Village Code
In Relation To Storage Containers

Section 1. Chapter 196, Article IV of the Quogue Village Code shall be amended by adding a new § 196-21.3, which shall read in its entirety as follows:

§ 196-21.3 Temporary Storage Containers.

A temporary storage container may be maintained on a lot for a period not exceeding 45 days during the course of repair or renovation of preexisting improvements on such lot that entails removal of their contents or for another purpose approved by the Zoning Administrator, provided that:

(1) The size of such container shall not exceed eight feet by 16 feet.

(2) Such container shall be maintained at a location on such lot which provides a setback of at least 25 feet from the front lot line or, if less, as far from the front lot line as is practicable..

Section 2. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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Upon motion made by Mayor Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the introduction of “Local Law No. ____ of 2017 amending Chapter 196 (Zoning) of the Village Code” in relation to accessory structures in residential districts and the scheduling of a public hearing to be held on Friday, June 16, 2017 at 4:00 p.m. are approved.

Local Law No. _____ of 2017

A Local Law Amending Chapter 196
(Zoning) Of The Village Code
In Relation To Accessory Structures in Residential Districts

Section 1. §196-2B is hereby amended by deleting the definitions of “Living Quarters Space” and “One – Family Main Residence Dwelling” in their entirety and by adding the following three definitions, each of which shall be inserted so as to appear in correct alphabetical order:

HOME OFFICE

An office in a one-family dwelling or, when expressly permitted by this chapter, a building accessory to a one-family dwelling, used exclusively by the occupants of such dwelling for purposes that do not involve customers, clients, patients, or vendors coming to the premises, do not involve on-site advertising, do not involve any employees on the premises other than such occupants, and do not involve on-site distribution or storage of inventory.

LIVING QUARTERS

Space used or useable for eating, cooking, sleeping or other living activities typically conducted in a living room, den or similar space in a residence, sink, toilet and bath facilities, and associated hallways, stairways and other connecting areas.

ONE-FAMILY DWELLING

A single building having living quarters used exclusively for residential purposes by a single family, as herein defined. A one-family dwelling may have a home office. A one-family dwelling may have only one kitchen and no other room with cooking facilities. When parts of a structure are connected by a breezeway or similar area, such parts shall be considered a single building only if the breezeway or similar area is roofed and fully enclosed on the sides and its width is at least one-half of its length.

Section 2. §196-13A shall be amended as follows:

- (a) By deleting the words “main residence” in paragraph (1).
- (b) By modifying paragraph (6) so that subparagraphs (a) through (c) thereof read in their entirety as set forth below and by adding a new subparagraph (d) also set forth below:

“(a) Such garage may be either a detached garage or a garage attached to the principal building.

“(b) If such garage is a detached garage or does not meet all the criteria in (c) below), such garage shall not exceed 10 feet in height if it has a flat or shed roof and shall not exceed 20 feet in height if it has a pitched roof. Any second story constructed over such garage may be used only for storage and, if such garage is accessory to a one-family dwelling and provided all requirements applicable to habitable space in the New York State Code are met, a single-room home office or a single fitness and exercise room for the personal use of the occupants of such single family dwelling. A garage may have a sink and a toilet on the first floor only but no other use as living quarters except as expressly permitted by this paragraph.

“(c) If such garage is attached to a one-family dwelling and part of a single building, such garage may have a second story used for living quarters (other than cooking) provided all of the following provisions are complied with:

[1] Such garage shall be attached on at least one wall to heated living quarters.

[2] There shall be no exterior access to the second story over the garage.

[3] Main access to the second story over the garage shall be by way of interior access designed and located so as to be an integral part of the living quarters space in the dwelling. A secondary access may be provided from inside the garage.

[4] Such main access to the second story over the garage may be by way of access from second-floor living quarters space over the main part of the dwelling or by way of a stairway from first-floor living quarters space to the second story over the garage.

“(d) No garage shall have an overall ground area exceeding 1,200 square feet or have more than three vehicle bays with an exterior garage door.”

Section 3. §196-13B shall be amended as follows:

- (a) By deleting the words “main residence” in its introductory language.
- (b) By adding the words “or storage shed” immediately after “toolhouse” in subparagraph (1) and by adding the following sentence at the end of such subparagraph: “A toolhouse or storage shed shall not have any contiguous roofed area, shall not be connected to any other structure, and shall not contain any living quarters.”
- (c) By adding the following sentence at the end of subparagraph (2): “A greenhouse shall not have any contiguous roofed area, shall not be connected to any other structure, and shall not contain any living quarters.”
- (d) By deleting all the language after “area” in subparagraph (4) and by adding in place thereof the following:

“in all Residence Districts other than the A-8 Residence District and not exceeding 500 square feet in floor area in the A-8 Residence District, not exceeding 16’ in height, and containing not more than one room other than a bathroom, and without heat, air conditioning, cooking or sleeping facilities. Such a pool house may have a contiguous roofed or covered area open on at least three sides having a ground area not exceeding the maximum permitted floor area of the pool house.”

- (e) By adding a comma followed by the words “pickle ball court” immediately after “tennis court” in subparagraph (5).
- (f) By adding after the word “area” in subparagraph (8) the following: “in the A-8 Residence District or 250 square feet in floor area in all other Residence Districts.”
- (g) By adding after “pergola” in subparagraph (9) the following: “the length or width of which does not exceed 50 feet.”
- (h) By adding after subparagraph (11) the following new subparagraphs numbered (12) through (17) and renumbering the existing subparagraph (12) as subparagraph (18):

“(12) Unroofed decks, patios, terraces, walkways and steps with associated railings and walls that comply with Section 196-13F.

“(13) Outdoor fireplaces, kitchens and barbecues and associated chimneys not exceeding 10 feet in height.

“(14) Outdoor private bocce court or outdoor private sport court having a playing surface that does not exceed 1,500 square feet. Such courts shall be flush to the ground.

“(15) Children’s play equipment, including but not limited to a swing set, a jungle gym and a tree house. A tree house shall not exceed 8 feet in length or width or 6 feet in height, and other play equipment shall not exceed 16 feet in length or width or 12 feet in height.

“(16) Generator for the furnishing of emergency power, mechanical pool equipment, HVAC equipment, solar panels, fuel tanks and other reasonably necessary mechanical equipment.

“(17) Artificial ponds and associated equipment provided that they are located in such a manner that equipment is not audible beyond any property line.”

Section 4. §196-13D is hereby amended by deleting all of the existing text thereof and substituting in its place the word “Reserved.”

Section 5. §196-13F is hereby amended (a) in the first sentence by adding a comma and the word “walkways” after “terraces” and the words “and associated railings and walls” after the word “steps” and (b) by adding the following three sentences to the end thereof:

“A walkway to a body of water need not comply with the setback requirement applicable to such body of water. Elevated walkways to a body of water shall be constructed in a manner designed to minimize adverse visual impact. In order to minimize such impact, the Board of Trustees may from time to time by resolution establish and amend written design specifications applicable to such elevated walkways.”

Section 6. §196-13H is hereby amended so as to read in its entirety as follows:

“An accessory building shall not contain or be used as living quarters except to the limited extent expressly permitted in Section 196-13A(6) pertaining to garages and except to the limited extent expressly permitted in Section 196-13B(4) pertaining to pool houses.”

Section 7. §196-13K shall be amended (a) by adding after the word “court” in the first sentence a comma followed by the words “paddle tennis court or pickle ball court” and (b) by deleting the word “tennis” each of the two times it is used in the second sentence.

Section 8. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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Dick Gardner, Kittric Motz and Ann Janis posed questions to the board regarding the proposed new law changes. These questions were deferred until the public hearing.

With no other business to discuss and upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, the meeting was adjourned at 4:45 p.m.

Aimee Buhl, Village Clerk