

AGENDA FOR THE REGULAR MEETING TO BE HELD BY THE BOARD OF TRUSTEES
ON FRIDAY, JULY 19, 2024

PRESENT:

OTHERS PRESENT:

The Pledge of Allegiance.

Approval of Minutes of Regular Meeting held on June 21, 2024 and Minutes of Organizational Meeting held on July 1, 2024.

Motion By: Seconded:

Approval of Abstract of Audited Vouchers Schedule 07-24, \$362,284.17 and Treasurer's Report for the Month ending June 30, 2024:

\$ 3,702,473.50	General Account
\$ 8,557,356.37	General Investment
\$ 1,312,630.69	Capital Reserve
\$ 500,000.00	Compensating Balance
\$ 3,270,041.63	Class General Account
<u>\$ 21,229.40</u>	Scrub Oak Renovation Bond Proceeds
\$17,363,731.59	Total 6/30/24

Motion By: Seconded:

Clerk's report for June 2024 False Burglar and Fire Alarms:

Burglar Billed: \$400; Burglar Collected: \$375
Fire Billed: \$1,150; Fire Collected: \$800

Departmental Monthly Reports:

Fire Department
Building Department
Police Department

Resolution to approve the reduction of the Quogue Village Beach permit fees to half price (from \$120.00 to \$60.00 for residents and from \$350.00 to \$175.00 for seasonal renters), effective August 1, 2024.

Motion By: Seconded:

Resolution to approve the following refunds for overpayment of 2024-2025 Village Taxes:

Regina Morellino	1-1-17.5	\$2,413.88
Corelogic	2-1-60	\$78.04
Corelogic	3-2-1.4	\$1,817.00
Corelogic	3-2-31.6	\$3,562.38
Corelogic	3-3-86.040	\$3,886.87
Corelogic	3-4-85.3	\$1,598.39
Mark Friedman	3-6-11	\$200.00
Corelogic	4-3-3.18	\$6,710.58
Corelogic	4-3-14.3	\$2,414.71
Corelogic	4-3-14.6	\$2,486.54
Thomas Dooley	12-1-15	\$6,105.70
Corelogic	16-1-1	\$629.06

Motion By: Seconded:

Resolution to increase the A8710100 Quantuck Bay FLUPSY & Oyster Relay Planting 2024-2025 budget in an amount not to exceed \$177,150 which reflects the anticipated grant funding from the Town of Southampton Community Preservation Fund.

Motion By: Seconded:

Resolution to increase purchase order 17468 Clean Air Co. in the amount of \$93.50 for additional cost of hose repair.

Motion By: Seconded:

Resolution to approve a payment of \$53.25 from H4200200 Road Improvements to The Raynor Group.

Motion By: Seconded:

Resolution to retroactively approve a Special Event Permit application from Dan Pulick for a party at the Village Beach held on July 16, 2024 from 6 PM until 10 PM.

Motion By: Seconded:

Resolution to approve a Special Event Permit application from Mary Kelly for a party to be held at the Village Beach on July 25, 2024 from 6 PM until 9 PM.

Motion By: Seconded:

Resolution to approve a Special Event Permit application from Kurt and Denise Roland for a party to be held at the Village Beach on July 28, 2024 from 6 PM until 9 PM.

Motion By: Seconded:

Resolution to approve a refund of \$600 to Patrizia Salvatore due to the cancellation of a special event and bonfire.

Motion By: Seconded:

Resolution to authorize the Mayor to sign and execute an application to refile for the NYS Department of Environmental Conservation Beach Scraping permit.

Motion By: Seconded:

Resolution to approve the minutes of the bid opening in accordance with RFP for refuse removal services for the term of August 1, 2024 to July 31, 2025 and August 1, 2025 to July 31, 2026.

Motion By: Seconded:

Resolution to accept the proposal from Winter Brothers Hauling of Long Island for refuse removal services for the term of August 1, 2024 to July 31, 2025 and August 1, 2025 to July 31, 2026.

Motion By: Seconded:

Resolution to approve an application to install a walkway and kayak rack at 36 Second Neck Lane.

Motion By: Seconded:

Resolution to approve a Special Exception application for maintenance dredging at 83 and 87 Dune Road.

Motion By: Seconded:

**RESOLUTION TO SCHEDULE A PUBLIC HEARING ON A LOCAL LAW
AMENDING §174-42.**

RESOLVED, that the Board of Trustees of the Village of Quogue hereby directs that a public hearing shall be held on **Friday, August 16, 2024 at 4:00 p.m.** prevailing time, at the Village Hall, Jessup Avenue, Quogue, New York, to hear any and all persons either for or against a local law entitled: "A Local Law amending §174-42 (Schedule VIII - Stop Intersections) of the Village Vehicle and Traffic law to add stop signs at the intersection of Midhampton Avenue and Box Tree Road and the intersection of Jessup Avenue and Scrub Oak Road."

Attached as Exhibit A

AND BE IT FURTHER RESOLVED, that the Village Clerk is hereby authorized and directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Board of Trustees of the Village of Quogue hereby directs that a public hearing shall be held on **Friday, August 16, 2024 at 4:00 p.m.** prevailing time, at the Village Hall, Jessup Avenue, Quogue, New York, to hear any and all persons either for or against a local law entitled: “A Local Law amending §174-42 (Schedule VIII - Stop Intersections) of the Village Vehicle and Traffic law to add stop signs at the intersection of Midhampton Avenue and Box Tree Road and the intersection of Jessup Avenue and Scrub Oak Road.”

Pursuant to §103-a of the New York State Public Officer’s Law and Local Law No. 3 of 2022, the meeting of the Board of Trustees and aforementioned public hearing will be held in person, or it may be held as a hybrid meeting in a combination of both in-person and videoconference (i.e. ZOOM). Notice whether the meeting will be held as a hybrid meeting and the access requirements of such remote meeting platform may be obtained from the Village Clerk.

Copies of the proposed law are on file in the Village Hall and may be reviewed during normal business hours.

**BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF QUOGUE
AIMEE BUHL, VILLAGE CLERK**

Motion By: Seconded:

Public Hearing

Public hearing regarding “A Local Law amending §196-15 I. to change the maximum amount of natural vegetation clearance allowed on light industrial parcels within the Compatible Growth Area of the Central Pine Barrens from 65% to 60% and adding a new §196-13 J. to ensure development and clearing in the Residence A-9 District conforms to the Central Pine Barrens Comprehensive Land Use Plan as introduced at the Board of Trustees meeting held on Friday, June 21, 2024 at 4:00 PM.

Resolution to close the public hearing:

Motion By: Seconded:

WHEREAS, the Board of Trustees of the Village of Quogue have proposed a local law amending §196-15 I. to change the maximum amount of natural vegetation clearance allowed on light industrial parcels within the Compatible Growth Area of the Central Pine Barrens from 65%

to 60% and adding a new §196-13 J. to ensure development and clearing in the Residence A-9 District conforms to the Central Pine Barrens Comprehensive Land Use Plan; and

WHEREAS, a public hearing was held on July 19, 2024; and

WHEREAS, by letter dated July 16, 2024, the Suffolk County Planning Commission considered the proposed local law to be a matter for local determination; and

NOW, THEREFORE, BE IT RESOLVED, that Local Law No. ___ of 2024 is hereby adopted as attached as Exhibit B.

AND BE IT FURTHER RESOLVED, the Village Clerk is directed to forward a copy of this resolution to the Suffolk County Planning Commission and to the Planning Board and Zoning Board of Appeals of the Village of Quogue.

AND BE IT FURTHER RESOLVED, that the Village Clerk is hereby authorized and directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after public hearing was held on July 19, 2024, the Board of Trustees of the Village of Quogue at their meeting of July 19, 2024 adopted "Local Law No. ___ of 2024 amending §196-15 I. to change the maximum amount of natural vegetation clearance allowed on light industrial parcels within the Compatible Growth Area of the Central Pine Barrens from 65% to 60% and adding a new §196-13 J. to ensure development and clearing in the Residence A-9 District conforms to the Central Pine Barrens Comprehensive Land Use Plan." Copies of the adopted law are on file in the Village Hall and may be reviewed during normal business hours."

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF QUOGUE
AIMEE BUHL, VILLAGE CLERK

Adoption roll call:

Mayor Treuhold:

Trustee Cardo:

Trustee Necarsulmer:

Trustee Beatty

Trustee Mullen

Meeting Adjourned: _____ P.M.

Exhibit A

LOCAL LAW NO. ____ OF 2024

A LOCAL LAW amending §174-42 (Schedule VIII - Stop Intersections) of the Village Vehicle and Traffic law to add stop signs at the intersection of Midhampton Avenue and Box Tree Road and the intersection of Jessup Avenue and Scrub Oak Road.

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

SECTION 1. Amendment. Section §174-42 (Schedule VIII: Stop Intersections) of the Village Vehicle and Traffic Law is amended by deleting strikethrough words and adding underlined words in alphabetical order in the schedule as follows:

§174-42. Schedule VIII: Stop Intersections.

In accordance with the provisions of §174-11, the following described intersections are hereby designated as stop intersections, and stop sign shall be installed as follows:

Stop Sign on	Direction of Travel	At Intersection of
<u>Jessup Lane Avenue</u>	South	Scrub Oak Road
<u>Jessup Avenue</u>	<u>North</u>	<u>Scrub Oak Road</u>
<u>Midhampton Avenue</u>	<u>North</u>	<u>Box Tree Road</u>
<u>Midhampton Avenue</u>	<u>South</u>	<u>Box Tree Road</u>

SECTION 2. Authority. The proposed local law is enacted pursuant to §1603 and §1682 of the NYS Vehicle and Traffic Law and the Municipal Home Rule Law §10(1)(ii)(a)(5) and §10(2).

SECTION 3. 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 4. Effective Date. This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

Exhibit B

LOCAL LAW NO. ____ OF 2024

A LOCAL LAW amending §196-15 I. to change the maximum amount of natural vegetation clearance allowed on light industrial parcels within the Compatible Growth Area of the Central Pine Barrens from 65% to 60% and adding a new §196-13 J. to ensure development and clearing in the Residence A-9 District conforms to the Central Pine Barrens Comprehensive Land Use Plan.

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

SECTION 1. Legislative Intent. On April 19, 2023, the Central Pine Barrens Joint Planning & Policy Commission adopted amendments to the Central Pine Barrens Comprehensive Land Use Plan (“CLUP”). These amendments changed, among other things, the maximum amount clearance of natural vegetation on a light industrial parcel in the Compatible Growth Area (“CGA”) from 65% to 60%. Article 57 of the New York State Environmental Conservation Law requires that each municipality with lands in the Central Pine Barrens must adopt laws and regulations to be consistent with the CLUP. The Village Board, by Local Law 1 of 1996, adopted Section §196-15 I. to ensure compliance with the CLUP. Section 196-15 I. includes clearance standards for the light industrial parcels located within the CGA of the Central Pine Barrens within the Village boundaries. It is the intent of this local law to change the maximum amount of clearance of natural vegetation on light industrial parcels in the CGA in the Village from 65% to 60% to ensure consistency with the CLUP.

Additionally, the parcels in the Residence A-9 District north of LIRR are located in the CGA but are either owned by the Village of Quogue (i.e. Quogue Wildlife Refuge) or are parcels in the subdivision map of Wildlife Associates that extend partially out of the Village into the unincorporated area of the Town of Southampton. The lots in the subdivision map of Wildlife Associates are encumbered with a covenant restricting the clearance of natural vegetation to 35% of the lot area, which is more restrictive than the CLUP standards. Additionally, since the lots are split between the Village and the Town, the regulation and oversight of the development of all but one of the lots in the subdivision map has been with the Town of Southampton. Nonetheless, to ensure compliance with the CLUP is the intent of this local law to add a new §196-13 J. that will ensure that any development in said Residence A-9 District north of the LIRR is subject to the clearing and other development standards as set forth in the CLUP.

SECTION 2. Amendment. Section 196-15 I. of the Village Code is amended to delete strikethrough words and add underlined words as follows:

I. In the Light Industry LI-1 and LI-2 Districts, clearance of natural vegetation and establishment of fertilizer-dependent vegetation shall be limited in accordance with and shall comply with the following:

(1) For the purposes of these provisions, clearing is defined as the removal of any portion of the natural vegetation found on a site, exclusive of any vegetation associated with active agricultural or horticultural activity or formalized landscape and turf areas.

(2) Clearance of natural vegetation shall not exceed ~~65~~ 60% of the total area of the site.

(3) The calculation of the amount of site clearance shall include site areas proposed to be cleared and site areas previously cleared. The site areas proposed to be cleared combined with the site areas previously cleared shall not exceed ~~65~~ 60% of the total area of the site.

(4) Development plans shall delineate the site areas with existing natural vegetation and the limits of the proposed clearance. Development plans shall contain calculations with respect to site areas previously cleared and site areas proposed to be cleared.

(5) Where applicable, development design shall support preservation of natural vegetation in large unbroken blocks that allow contiguous open spaces to be established when adjacent sites are developed. Where applicable, development design shall be configured in such a way as to prioritize the preservation of native pine barrens vegetation.

(6) No more than 15% of an entire development project site shall be established in fertilizer-dependent vegetation including formalized turf areas. Generally, nonnative species require fertilization; therefore, planting of such nonnative species shall be limited to the maximum extent practicable.

(7) The portion of the Village now situate in the Light Industry LI-1 and LI-2 Districts is situate in the compatible growth area defined in Subsection 12 of §57-0107 of the State Environmental Conservation Law. The purpose of the foregoing provisions is to incorporate in the Village Zoning Code applicable land use standards contained in the Central Pine Barrens Comprehensive Land Use Plan adopted pursuant to §57-0121 of the State Environmental Conservation Law; the applicable standards are contained in Volume I, Chapter 5, of said Plan.

(8) In the event that any portion of the Light Industry LI-1 and/or LI-2 Districts is hereafter rezoned so as to be placed in another zoning district under the Village Zoning Code, notwithstanding such rezoning, all of the foregoing provisions shall continue to be applicable to the rezoned site or sites, except as otherwise hereinafter provided. If the rezoned site or sites are placed in a residential district under the Village Zoning Code, the ~~65~~ 60% figure set forth in Subsection I(2) and (3) above shall be deemed to be modified so as to incorporate the applicable percentage figure contained in the clearance standard table (Figure 5-1) under §5.3.3.6 of said Central Pine Barrens Comprehensive Land Use

Plan; as so modified, all of the foregoing provisions shall continue to be applicable to the rezoned site or sites.

SECTION 3. Amendment. Section 196-13 of the Village Code is amended to add a new subsection J as underlined words as follows:

J. In the Residence A-9 District located north of the LIRR, clearance of natural vegetation and establishment of fertilizer-dependent vegetation shall be limited in accordance with and shall comply with the following:

(1) For the purposes of these provisions, clearing is defined as the removal of any portion of the natural vegetation found on a site, exclusive of any vegetation associated with active agricultural or horticultural activity or formalized landscape and turf areas.

(2) Clearance of natural vegetation shall not exceed the percentages of the total area of the site as set forth in Figure 5-1 of the Comprehensive Land Use Plan adopted pursuant to §57-0121 of the State Environmental Conservation Law; the applicable standards are contained in Volume I, Chapter 5, of said Plan under §5.3.3.6.1 thereof.

(3) The calculation of the amount of site clearance shall include site areas proposed to be cleared and site areas previously cleared.

(4) Development plans shall delineate the site areas with existing natural vegetation and the limits of the proposed clearance. Development plans shall contain calculations with respect to site areas previously cleared and site areas proposed to be cleared.

(5) Where applicable, development design shall support preservation of natural vegetation in large unbroken blocks that allow contiguous open spaces to be established when adjacent sites are developed. Where applicable, development design shall be configured in such a way as to prioritize the preservation of native pine barrens vegetation.

(6) No more than 15% of an entire development project site shall be established in fertilizer-dependent vegetation including formalized turf areas. Generally, nonnative species require fertilization; therefore, planting of such nonnative species shall be limited to the maximum extent practicable.

(7) The portion of the Village now situate in the Residence A-9 District located north of the LIRR is situate in the compatible growth area defined in Subsection 12 of §57-0107 of the State Environmental Conservation Law. The purpose of the foregoing provisions is to incorporate in the Village Zoning Code applicable land use standards contained in the Central Pine Barrens Comprehensive Land Use Plan adopted pursuant to §57-0121 of the State Environmental Conservation Law; the applicable standards are contained in Volume I, Chapter 5, of said Plan.

SECTION 4. AUTHORITY. The proposed local law is enacted pursuant to Village Law §7-712, Article 57 of the Environmental Conservation Law, and Municipal Home Rule Law §§10(1)(i), 10(1)(ii)(a)(11), 10(1)(ii)(a)(12), and 10(2).

SECTION 5. 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 6. EFFECTIVE DATE. This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.