



✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**2. Notice of Public Hearing regarding permit application for Lake Agawam Algae Harvesting permit  
Lake Agawam, Village of Southampton, NY (SCTM 904-15-2-22.2)**

✓ Vote Record - Motion						
<input type="checkbox"/> Adjourned <input type="checkbox"/> Closed			Yes/Aye	No/Nay	Abstain	Absent
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## **X. Public Portion**

### **XI. Applications for Permits**

*\*\*Board of Trustees hereby waive a public hearing on the following applications because it has been determined that the following projects do not raise a significant degree of public interest or public input is not needed to aid in the decision making process\*\**

#### **Scott M. Horowitz**

##### **Trustees Resolution 2022-202**

**Category:** General Permit - Trustees

**Sponsors:** Scott Horowitz

**Department:** Trustees of the Freeholders

**Applicant:** First Coastal, Kelly Hoffmann, PO Box 1212, Westhampton Beach, New York 11978

**Renewal Application (Final) of Permit No. GP000038 of Jeffery 2018 Family Trust, 37 Second Neck Lane, Quogue, New York (SCTM No. 0902-006-02-2.86) Body of Water: Penniman Creek (Shinnecock Bay)**

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL PERMIT (FINAL) OF JEFFERY 2018 FAMILY TRUST, PERMIT NO. GP000038** for the construction of a 4' X 75' dock of entirely untreated wood; elevation of catwalk with open grate decking three (3) feet above grade; a ladder at the seaward end of the dock; and no ramp or float are proposed for the premises located at **37 Second Neck Lane, Quogue, New York (SCTM No. 0902-006-02-2.86)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Village Code of the Village of Quogue.**

✓ Vote Record - Trustees 2022-TRUS-202						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-203**

**Category:** Catwalk  
**Sponsors:** Scott Horowitz  
**Department:** Trustees of the Freeholders  
**Applicant:** First Coastal Corp., P.O. Box 1212, Westhampton Beach, New York 11978  
**Renewal Application (Final) of Quantuck Beach Club, Inc., GP000011, 42 Dune Road, Westhampton Beach, New York (SCTM No. 0905-22-1-12.1) Body of Water: Quantuck Bay**

**WHEREAS,** the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED,** that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL APPLICATION (FINAL) OF QUANTUCK BEACH CLUB, INC., GP000011, 42 DUNE ROAD, WESTHAMPTON BEACH, NEW YORK OF QUANTUCK BEACH CLUB, INC.** to construct a new 4' X 50' catwalk with steps at the landward and seaward ends; the catwalk to be 26" maximum above mean high water; open grate decking to be used for the catwalk; the steps at the seaward end of the dock to include a handrail; the seaward-most two (2) sections of dock (approximately 20') to be seasonally removed; no treated wood to be used; and the remains of the existing timber bulkhead (approximately 70') to be removed at the location of the proposed dock for the premises located at **42 Dune Road, Westhampton Beach, New York (SCTM No. 0905-22-1-12.1)**; and be it

**FURTHER RESOLVED,** the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ Vote Record - Trustees 2022-TRUS-203						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**William Pell IV**

**Trustees Resolution 2022-204**

**Category:** General Permit - Trustees  
**Sponsors:** William Pell IV  
**Department:** Trustees of the Freeholders  
**Applicant:** Cole Environmental Services, 425 Montauk Highway, East Quogue, NY 11942  
**Application of Stephen Medici, 2 Landsend Lane, Southampton, NY (SCTM No. 0900-15600-0100-001000) Body of Water: Cold Spring Pond**

**WHEREAS,** the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED,** that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **Stephen Medici** for the construction of 301’ of existing bulkhead to be replaced in-place with navy style bulkhead to elevation 4.85, which is the highest point of the existing bulkhead. Proposed grade to be 4” below top of the bulkhead. Proposed 3’ x 10’ ramp and 6’ x 20’ seasonal floating dock. Existing 2.5’ wide boardwalk to be replaced in-place. Non fertilizer dependent buffer to be installed landward of bulkhead. Wetlands Conservation permit in process for upland work for the premises located at **2 Landsend Lane, East Quogue, NY (SCTM No. 0900-15600-0100-001000);** and be it

**FURTHER RESOLVED,** the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ Vote Record - Trustees 2022-TRUS-204						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
		Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

**Trustees Resolution 2022-205**

**Category:** General Permit - Trustees  
**Sponsors:** William Pell IV  
**Department:** Trustees of the Freeholders  
**Applicant:** L.K. McLean Associates, P.C., 437 South Country Road, Brookhaven, NY 11719

**Renewal Application of Town of Southampton, Noyack Road, North Sea, NY 11968 (SCTM 900-60-3-1) Body of Water: North Sea Harbor (Alewife Creek)**

**WHEREAS,** the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED,** that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL PERMIT OF TOWN OF SOUTHAMPTON** for: This project has been funded by the Climate Smart Community Grant Program (Contract #DEC01-C00786-335000), Title 15 of the

Environmental Protection Fund through the New York State Department of Environmental Conservation. The proposed project site is located along Noyack Road in North Sea, New York. The main purpose of the project is to improve the ecosystem and fisheries of Alewife Creek and North Sea Harbor, which contains State-designated Significant Coastal Fish and Wildlife Habitats. This goal will be attained by improving fish passage for primary target species including Alewife and American Eel. Additionally, this project will provide stormwater quality improvements. The existing creek is currently conveyed from one side of the roadway to the other via a deteriorated 36" diameter RCP. The existing pipe is steep which results in high velocities and is elevated above the low tide elevation which decreases the period of time when fish are able to move through the culvert. The downstream culvert invert is approximately 3.5" above MLW and the upstream pipe invert is approximately 19.32" above MLW. The tide plays a major role in fish passage at this location due to the higher invert elevations of the culvert and the low base flow through the culvert. The existing culvert and roadway where the proposed work is to be performed is owned and maintained by the Town of Southampton. It is proposed to install a new 4x6 concrete box culvert directly to the east of the existing 36" diameter RCP. The new culvert has been sized appropriately to generate suitable flow rates for Alewife during their spawning period, provide the same capacity as the existing culvert and is large enough so that river otter and other terrestrial animals can pass through. To provide an adequate substrate for fish passage, the new culvert will be filled with approximately 12" of stone. The stone has been sized to withstand the maximum velocities within the culvert. Approximately 13 CY of stone will be placed within the culvert, all of which is below MHW. The invert of the top of stone at the downstream end of the culvert will be elevation -0.88 which is approximately 2" lower than the existing culvert's invert. The invert of the top of stone at the upstream end of the culvert will be elevation -0.40 which is approximately 12" below the existing pipe invert. These lower inverts will drastically increase the period of time in which Alewife are able to migrate through the new culvert. During installation of the new culvert, flows from the creek will continue to flow through the existing 36" culvert. Upon completion of the new culvert installation, the existing 36" culvert will be abandoned in place. This will be accomplished by filling the existing culvert with a flowable mixture of sand, cement, fly ash, and water with a 28 day compressive strength of 50 to 100 psi in accordance with NYSDOT Item 555.10000006. Approximately 20 CY of material will be placed within the existing culvert pipe. The existing stream bed on the upstream side of the new culvert will be slightly higher than the stone within the new culvert. Therefore, it is proposed to install a 34' long rock ramp between the existing channel and the new culvert. This ramp has been engineered to control the grade and provides the geometry required to maintain a minimum depth of flow during all flow events. The stone proposed to create the rock ramp has been sized in accordance with NYSDOT GDP-10, Bank and Channel Protective Lining Design Procedures. Approximately 17 CY of stone will be placed within the stream bed, all of which is below MHW. To install the new concrete culvert, portions of the existing concrete headwall will need to be removed and replaced. The limits of the new concrete headwall are shown on the plan. The headwall will be increased on all four sides with steel sheeting. It is required to expand the length of the culvert to mitigate erosion that is occurring at all four points where it terminates. It is proposed to install approximately (45 linear feet) of new epoxy coated steel sheeting. Existing stormwater runoff currently flows untreated and directly into Alewife Creek on the upstream (south) side of the roadway and directly into North Sea Harbor on the downstream (north) side of the roadway. It is proposed to construct infiltration basins on the north and south sides of the roadways, install a 4' diameter leaching basin and perforated pipe encased in stone and geotextile filter fabric. These improvements provide the maximum storage possible given the sites physical limitations. These limitations include an underground water main, underground communications and a high groundwater table. The total combined storage of the proposed improvements is 1,645 CF. The proposed infiltration basin will be graded such that runoff exceeding the proposed improvements will overflow into the Town owned wooded area on the south side of the roadway. This area will act as a natural buffer before the stormwater runoff eventually reaches Alewife Creek. Additional site improvements include cleaning the existing

drainage structures and piping on the west side of the culvert and installing a new timber guide rail on the north and south sides of the roadway. A silt fence will be installed around the perimeter of the project site. A temporary cofferdam consisting of steel sheeting will be installed on the upstream and downstream sides of the project as required. Dewatering this area for the installation of the new culvert and headwall will be performed using a mucksucker pump and therefore a Long Island Well Permit will not be required. Water pumped from the project site will be diverted into sedimentation basins as shown on Miscellaneous Details -3. Temporary inlet protection will be installed at all existing catch basins within the project limits along Noyack Road (three total). To protect the spawning run of Alewife and the inland migration of American eel, all activities involving the disturbance of the bed or banks of Alewife Creek, the placement of fill in the stream or any other activity which will increase the turbidity in the waterway are prohibited between the dates March 1 and May 31, inclusive of any calendar year. All requirements of the NYSDEC, ACOE, DOS and Town of Southampton permits will be adhered to for the premises located at **Noyack Road, North Sea, NY 11968 (SCTM 900-60-3-1)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ <b>Vote Record - Trustees 2022-TRUS-205</b>						
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Reschedule	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Acknowledged Signature	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

**Edward J. Warner Jr.**

**Trustees Resolution 2022-103**

**Category:** General Permit - Trustees

**Sponsors:** Edward J. Warner, Jr.

**Department:** Trustees of the Freeholders

**Applicant:** Nelson Pope & Voorhis, Brant Reiner, 70 Maxess Road, Melville, NY

**Application of 7 Bayberry LLC, 7 Bayberry Cove Ln, Shinnecock Hills, NY (SCTM No. 900-272-1-38.4) Body of Water: Middle Pond & Honey Pot Pond**

History:

04/04/22	Trustees of the Freeholders	TABLED	Next: 04/18/22
04/18/22	Trustees of the Freeholders	TABLED	Next: 05/02/22
05/02/22	Trustees of the Freeholders	TABLED	Next: 06/06/22
06/06/22	Trustees of the Freeholders	TABLED	Next: 07/11/22
07/11/22	Trustees of the Freeholders	TABLED	Next: 08/01/22

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **7 BAYBERRY, LLC** for the proposed in-place replacement of approximately 185 linear feet of bulkhead (with untreated materials) and installation of other shoreline stabilization for

continued protection of the common driveway and bridge. Vinyl sheathing will be used to replace existing timber bulkhead. 8" face piles will replace existing face piles. Approximately 4-5 rows of coir logs will be placed on south terminus of the east and west bulkheads south of the bridge and planted with native seaside vegetation. No fill is required for this project for the premises located at **7 Bayberry Cove Lane, Shinnecock Hills, NY (SCTM No. 900-272-1-38.4)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ <b>Vote Record - Trustees 2022-TRUS-103</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted					
<input type="checkbox"/> Tabled					
<input type="checkbox"/> No Action					
<input type="checkbox"/> Closed					
<input type="checkbox"/> Reschedule					
<input type="checkbox"/> Adjourned					
<input type="checkbox"/> Acknowledged Signature					
<input type="checkbox"/> Adopted as Amended					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-182**

**Category:** General Permit - Trustees

**Sponsors:** Edward J. Warner, Jr.

**Department:** Trustees of the Freeholders

**Applicant:** Enviropermits Inc. 441 Johnson Path, Bohemia, NY 11716

**Application of Lighthouse Rd Realty, LLC 11A Lighthouse Rd, Hampton Bays, NY (SCTM No.900-347-01-20.002) Body of Water: Shinnecock Bay**

History:

07/11/22 Trustees of the Freeholders TABLED

Next: 08/01/22

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **LIGHTHOUSE ROAD REALTY, LLC** for the construction of 4' x 12' ramp, 4' x 90' grated vinyl pier and a safety ladder. Replace in place an existing 100' bulkhead with a 100' navy GS 9000 vinyl bulkhead elevated 12" (2) 8' returns and (2) bulkhead/beach staircase. Install a 5' x 100' boardwalk landward of the bulkhead. Place 5 cu. yards of clean fill landward of the bulkhead. All lumber to be 100% greenheart. Remaining bulkhead to be removed as shown. 40' replacement groin to be reduced to 10 feet with pass and re-pass stairs for the premises located at **11A Lighthouse Road, Hampton Bays, NY (SCTM No. 0900-347-01-20.002)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ Vote Record - Trustees 2022-TRUS-182						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-206****Category:** General Permit - Trustees**Sponsors:** Edward J. Warner, Jr.**Department:** Trustees of the Freeholders**Applicant:** DKR Shores Inc, PO Box 488, Hampton Bays, NY 11946**Application of Jason Dorf, 15 Carmel Rd, Hampton Bays, NY (SCTM No. 0990-299-1-16) Body of Water: Shinnecock Bay**

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the Permit of **JASON DORF** for the construction of 4' x 116' fixed dock extending 100' into Shinnecock Bay, thru flow decking/open grate shall be used. Dock shall be supported by 9" butt end pilings with ice breaker piles. To install a 4' x 8' beach access steps at seaward terminus and seasonal ladder or steps at seaward terminus. All material to be untreated/Blue Book compliant for the premises located at **15 Carmel Road, Hampton Bays, NY (SCTM No. 0900-299-1-16)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ Vote Record - Trustees 2022-TRUS-206						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Ann Welker****Trustees Resolution 2022-207****Category:** General Permit - Trustees**Sponsors:** Ann E. Welker**Department:** Trustees of the Freeholders**Applicant:** En Consultants, Susanna Herrmann, 1319 North Sea Road, Southampton, New York 11968



**RENEWAL PERMIT (FIRST) of James and Nevitt Jenkins, 9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64) Body of Water: Calf Creek**

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**WHEREAS**, on May 3, 2021 Trustee Resolution No. 2021-105 authorized the President and the Secretary/Treasurer to sign the **RENEWAL PERMIT (FIRST) of JAMES AND NEVITT JENKINS** to reconstruct the existing 4' X 51' wood catwalk; and 4' X 12' ramp with non-treated wood and open grate decking; existing 5' X 16' float to be replaced with a 6' X 20' float; four (4) 8" diameter piles are proposed to support the float; a new open frame kayak rack is proposed to be made of non-treated wood; all as shown on a plan by En-Consultants dated April 14, 2021 for the premises located at **9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64)**; and be it

**RESOLVED**, that Trustee Resolution No. 2021-105 is hereby amended as follows:

To reconstruct existing 4' X 51' wood catwalk; and 4' X 12' ramp with non-treated wood and open-grate decking; existing 5' X 16' float to be replaced with a 6' X 20' float; four (4) 8" diameter piles are proposed to support the float; a new open frame kayak rack is proposed to be made of non-treated wood; all as shown on a plan by En Consultants dated April 14, 2021 for the premises located at **9 Brennans Moor, Water Mill, New York (SCTM No. 0900-103-1-64)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ Vote Record - Trustees 2022-TRUS-207						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopted						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> No Action						
<input type="checkbox"/> Closed	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Reschedule	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adjourned	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Acknowledged Signature	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Adopted as Amended	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						

**Trustees Resolution 2022-208**

**Category:** General Permit - Trustees

**Sponsors:** Ann E. Welker

**Department:** Trustees of the Freeholders

**Applicant:** Inter-Science Research Associates, Inc., James L. Walker, 36 Nugent Street, Southampton, NY 11968

**Renewal Application (First) of Robert Cummings, 250 Jobs Lane, Bridgehampton, New York (SCTM No. 0900-134-1-43.2) Body of Water: Swan Creek**

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL**

**PERMIT (FIRST) of Robert Cummings, PERMIT No. GP000211** for Common Reed management including selective cutting utilizing Town of Southampton protocol for three year project; Common Reed will be initially cut to grade and all thatch raked out of wetlands to expose soils for the premises located at **250 Jobs Lane, Bridgehampton, New York (SCTM No. 0900-134-1-43.2)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Town Code of the Town of Southampton.**

✓ <b>Vote Record - Trustees 2022-TRUS-208</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted					
<input type="checkbox"/> Tabled					
<input type="checkbox"/> No Action					
<input type="checkbox"/> Closed					
<input type="checkbox"/> Reschedule					
<input type="checkbox"/> Adjourned					
<input type="checkbox"/> Acknowledged Signature					
<input type="checkbox"/> Adopted as Amended					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-209**

**Category:** General Permit - Trustees

**Sponsors:** Ann E. Welker

**Department:** Trustees of the Freeholders

**Applicant:** First Coastal Corp., Andrew Baird, P.O. Box 1212, Westhampton Beach, New York 11978

**Renewal Application of 14 Cove LLC, 14 Cove Road, Village of Sag Harbor, New York (SCTM No. 0903-13-24) Body of Water: Upper Sag Harbor Cove**

**WHEREAS**, the Board of Trustees finds that the subject project is a Type II Action pursuant to 6 NYCRR Part 617 and no further environmental review is required under the State Environmental Quality Review Act; now therefore be it

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton hereby authorizes the President and Secretary-Treasurer to sign the **RENEWAL PERMIT OF 14 COVE LLC** to construct a 4' X 27' catwalk; a 3' X 12' ramp; a 6' X 20' float with two (2) 8" diameter float-securing piles and two (2) 8" mooring piles; no treated wood to be used; open grate material to be used for catwalk decking; and untreated wood only to be used for the premises located at **14 Cove Road, Village of Sag Harbor, New York (SCTM No. 0903-1-3-24)**; and be it

**FURTHER RESOLVED**, the following conditions shall apply:

**Subject to and conditioned upon Permittee receiving any and all approvals required pursuant to the Village Code of the Village of Sag Harbor.**

✓ Vote Record - Trustees 2022-TRUS-209						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

## ***William Parash***

### ***XII. Resolutions***

#### **Trustees Resolution 2022-210**

**Category:** Resolutions

**Sponsors:** Ann E. Welker

**Department:** Trustees of the Freeholders

**Applicant:**

**Resolution Authorizing the President to Sign a Letter of Authorization Granting Permission to Deploy Spat-On-Shell Oysters with Cornell Cooperative Extension of Suffolk County (CCE) Marine Program**

**RESOLVED**, that the Board of Trustees hereby authorizes the President to sign a letter of authorization with Cornell Cooperative Extension of Suffolk County (CCE) Marine Program granting permission to deploy spat-on-shell oysters.

✓ Vote Record - Trustees 2022-TRUS-210						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

#### **Trustees Resolution 2022-211**

**Category:** Purchasing - Trustees

**Sponsors:** Scott Horowitz

**Department:** Trustees of the Freeholders

**Applicant:**

**Recall and Rescind Board of Trustees Resolution 2022-191**

**RESOLVED**, that the Board of Trustees Resolution 2022-191 is hereby recalled and rescinded due to the fact that it was prepared in error.

✓ <b>Vote Record - Trustees 2022-TRUS-211</b>						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-212****Category:** Purchasing - Trustees**Sponsors:** William Pell IV**Department:** Trustees of the Freeholders**Applicant:****Recall and Rescind Board of Trustees Resolution 2022-193**

RESOLVED, that the Board of Trustees Resolution 2022-193 is hereby recalled and rescinded due to the fact that it was prepared in error.

✓ <b>Vote Record - Trustees 2022-TRUS-212</b>						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-213****Category:** Budget & Finance - Trustees**Sponsors:** William Pell IV**Department:** Trustees of the Freeholders**Applicant:****Authorize Expenditure for the Town of Southampton**

**WHEREAS**, Board of Trustees Resolution 2022-02, requires an authorizing resolution for any expenditure in excess of \$1,000; and

**WHEREAS**, the Village of Southampton contributed \$9,850 to the Threatened and Endangered Species program; and

**WHEREAS**, Trustees of the Freeholders and Commonality of the Town of Southampton agreed to reimburse Town of Southampton for additional part-time salaries and benefits for the Piping Plover Program; and

**RESOLVED**, the Board of Trustees hereby amends the 2022 Adopted Budget as follows:  
 Increase Trustees of FC Mis. Revenue – GL# SN-99-8790-00-2770-0000 - \$ 9,850.00  
 Increase Trustees of FC Other – GL # SN-99-8790-00-6420-0000 - \$ 9,850.00; and be it further

**RESOLVED**, the Board of Trustees authorize payment to the Town of Southampton in the amount of \$9,850 for funding the Threatened and Endangered Species program; and be it further

**RESOLVED**, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

✓ <b>Vote Record - Trustees 2022-TRUS-213</b>						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Trustees Resolution 2022-214

**Category:** Budget & Finance - Trustees

**Sponsors:** William Pell IV

**Department:** Trustees of the Freeholders

**Applicant:**

### Warrant #11 of 2022 - Trustees

**RESOLVED**, per the recommendation and reviewed by the Town Comptroller, the following vendor payment Warrant #11 be approved in the amount of: \$7,526.65

Warrant #11 \$7,526.65

**One (1) manual check was issued in the amount of \$844.64 payable to:**

**1. Dime Community Bank Credit Card: \$844.64**

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the following invoices be approved for payment:

<b>DATE</b>	<b>METHOD</b>	<b>VENDOR</b>	<b>AMOUNT</b>
08/01/2022	CHECK	Call-A-Head	\$50.00
08/01/2022	CHECK	Fisher Signs & Shirts, LLC	\$90.00
08/01/2022	CHECK	Inter-Science	\$914.50
08/01/2022	CHECK	Lighthouse Marine Distributors	\$361.67
08/01/2022	CHECK	NYS Dept of Environmental Cons	\$200.00
08/01/2022	CHECK	Port Lumber Corp	\$733.25
08/01/2022	CHECK	Walsh Marine Products, Inc.	4,770.00
08/01/2022	CHECK	WB Mason Company, Inc	407.23
		CHECKS TOTAL:	\$7,526.65

**NOW THEREFORE BE IT FURTHER RESOLVED**, the Town Comptroller is directed to approve and execute all bank wire transfers required to fund payments associated with Warrant #11 of 2022.

✓ Vote Record - Trustees 2022-TRUS-214						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Trustees Resolution 2022-215**

**Category:** Public Hearings - Trustees

**Sponsors:** William Pell IV

**Department:** Trustees of the Freeholders

**Applicant:**

**Notice of Public Hearing on amendment of Rules and Regulations for Management and Products of Town Waters (“Blue Book”) considering amending The Management and Products of the Waters of the Town of Southampton Article IX Section 60**

**Penalties and Violations**

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton directs that a public hearing shall be held on Monday, August 15, 2022 at 1:00 p.m., in the meeting room in Town Hall, 116 Hampton Road, Southampton, to hear any and all persons either for or against proposed amendment of Blue Book (A340) Article IX Section 60, as follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desires to update the Rules and Regulations for Management and Products of Town Waters (a/k/a “Blue Book) Article IX Section 60 to provide for recoupment of attorney fees and disbursements on cases that require a civil action in a court to enforce the provisions of the Blue Book (A340) if the action is successful.

SECTION 2. - Amendment.

Article IX Section 60 of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by adding the underlined words as follows:

**§60. Penalties for offenses.**

A. Any person who shall violate any of the provisions of these regulations shall be liable to a penalty of \$250, to be recovered in a civil action; and each and every violation of said provisions shall constitute a separate violation for which a separate penalty of \$250 may be recovered in the same action. Nothing herein contained shall prevent, impair or deny the maintenance of any action or proceeding to compel compliance with, or restrain by injunction any violation of the rules and regulations in a court of competent jurisdiction.

B. Any person or entity being sued in any court of competent jurisdiction for the purpose of compelling compliance shall also be liable to the Trustees of the Freeholders and Commonalty of the Town of Southampton for payment of reasonable attorney fees and disbursements that were spent on the Board’s behalf to secure that compliance.

Section 3. - Authority.

The Trustees are authorized to establish and promulgate rules and regulations for the management and products of the waters of the Town of Southampton pursuant to the Dongan Patent of 1686 and subsequent Acts of the New York Legislature including, Chapter 255 of the Laws of 1818, Chapter 283 of the Laws of 1831.

Section 4. - Severability.

If any section or sub-section, paragraph, clause, phrase or provision of this regulation shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this regulation as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

Section 5. - Effective Date.

This change shall take effect immediately upon the adoption of the Amendment by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton.

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Southampton on Monday, August 15, 2022 at 1:00 p.m., in the meeting room of Town Hall, 116 Hampton Road, Southampton to hear any and all persons either for or against proposed amendment of Blue Book (A340) Article IX Section 60 Penalties and Violations.

**Summary of the Proposed Rule**

Enforcement actions to obtain compliance with Trustee Regulations requires that a civil action be filed in a court of competent jurisdiction to obtain a judgment ordering the person sued to bring the property or situation into compliance with the Blue Book. In order to prosecute the action, an attorney is retained to conduct the litigation at an agreed upon hourly rate, as well as requiring the payment of various associated costs of litigation.

It is the purpose of this amendment to require that the Trustees obtain attorney fees as part of the damages awarded by the court as part of its judgment.

Copies of the proposed amendment to the Blue Book, sponsored by Trustee Bill Pell, is available in the Trustees' Office, Monday through Friday, from 8:30am to 4:00pm.

BY ORDER OF THE BOARD OF TRUSTEES  
OF THE FREEHOLDERS AND COMMONALTY  
OF THE TOWN OF SOUTHAMPTON, NEW YORK  
SCOTT M. HOROWITZ, PRESIDENT

✓ Vote Record - Trustees 2022-TRUS-215						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn		Yes/Aye	No/Nay	Abstain	Absent	
	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Trustees Resolution 2022-216

**Category:** Public Hearings - Trustees

**Sponsors:** Scott Horowitz

**Department:** Trustees of the Freeholders

**Applicant:**

**Notice of Public Hearing on amendment of Rules and Regulations for Management and Products of Town Waters ("Blue Book") considering amending The Management and Products of the Waters of the Town of Southampton Article I Section 1**

#### Definitions

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton directs that a public hearing shall be held on Monday, August 15, 2022 at 1:00 p.m., in the meeting room in Town Hall, 116 Hampton Road, Southampton, to hear any and all persons either for or against proposed amendments of Blue Book (A340) Article I Section 1 and Article VII Section 47 as follows:

#### SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desires to update the Rules and Regulations for Management and Products of Town Waters (a/k/a "Blue Book) Article I Section 1 to define the term "Dock" as well as Article VII Section 47 to require that design drawings submitted with permit applications contain a stamp affixed to them that belongs to a design professional licensed by the State of New York.

#### SECTION 2. - Amendment.

Article I Section 1 of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by adding the underlined words as follows:

##### §1. Definitions.

**COMMERCIAL USER**— Any person whose business involves the use of Trustees' ramps (i.e., boatyard, dock builders, dredging). Nothing in this definition shall be deemed to include commercial baymen.

**DOCK**— Any structure floating or fixed (i.e., catwalk or fixed walkway) that is erected for the purpose of securing a vessel to it.

**DUCK BLIND**— Any structure or device whether it be affixed, floating, portable or otherwise, constructed or used for the purposes of hunting waterfowl.

Article VII Section 47 F (1) (a) [2] of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by deleting the matter stricken through and adding the underlined words as follows:



F. In conjunction with the application.

(1) In conjunction with the application for work, the Trustees require the following for all new work, reconstruction and replacement of existing structures:

(a) Two copies of the following:

- [1] Property survey, done by a New York State licensed surveyor, and updated no more than one year prior to the application date. The survey submitted must bear the original seal of the licensed surveyor or engineer.
- [2] Drawings/plans must be drawn to scale, separate or on survey, and must bear the original stamp or seal of a New York State Licensed engineer design professional (engineer or architect).
- [3] Photographs of the site and proposed work area must be included.
- [4] Copies of any covenants or restrictions on the property, if applicable must also be submitted with the application.
- [5] An electrical permit from the Town of Southampton Building Department, if applicable.

### **Section 3. - Authority.**

The Trustees are authorized to establish and promulgate rules and regulations for the management and products of the waters of the Town of Southampton pursuant to the Dongan Patent of 1686 and subsequent Acts of the New York Legislature including, Chapter 255 of the Laws of 1818, Chapter 283 of the Laws of 1831.

### **Section 4. - Severability.**

If any section or sub-section, paragraph, clause, phrase or provision of this regulation shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this regulation as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

### **Section 5. - Effective Date.**

This change shall take effect immediately upon the adoption of the Amendment by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton.

### **NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that a public hearing will be held by the Trustees of the Freeholders and Commonalty of the Town of Southampton on Monday, August 15, 2022 at 1:00 p.m., in the meeting room of Town Hall, 116 Hampton Road, Southampton to hear any and all persons either for or against proposed amendment of Blue Book (A340) Article I Section 1 Definitions, as well as Article VII Section 47.

### **Summary of the Proposed Rule**

The proposed amendments to the Blue Book will provide a definition of structures that are considered docks by the Trustees, as well as expand the category of licensed design professional who may submit detailed plans to the Trustees for proposed construction projects.

Copies of the proposed amendment to the Blue Book, sponsored by Trustee Scott M. Horowitz is available in the Trustees' Office, Monday through Friday, from 8:30am to 4:00pm.

BY ORDER OF THE BOARD OF TRUSTEES  
OF THE FREEHOLDERS AND COMMONALTY  
OF THE TOWN OF SOUTHAMPTON, NEW YORK  
SCOTT M. HOROWITZ, PRESIDENT

✓ <b>Vote Record - Trustees 2022-TRUS-216</b>					
		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Adopted	Scott M. Horowitz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	William Pell IV	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> No Action	Edward J. Warner Jr.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Closed	Ann Welker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Reschedule	William Parash	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adjourned					
<input type="checkbox"/> Acknowledged Signature					
<input type="checkbox"/> Adopted as Amended					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Withdrawn					

**Trustees Resolution 2022-217**

**Category:** Public Hearings - Trustees  
**Sponsors:** Scott Horowitz  
**Department:** Trustees of the Freeholders  
**Applicant:**

**Notice of Public Hearing on amendment of Rules and Regulations for Management and Products of Town Waters ("Blue Book") considering amending The Management and Products of the Waters of the Town of Southampton Article VII Section 47 Permits Required**

**RESOLVED**, that the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton directs that a public hearing shall be held on Monday, August 15, 2022 at 1:00 p.m., in the meeting room in Town Hall, 116 Hampton Road, Southampton, to hear any and all persons either for or against proposed amendments of Blue Book (A340) Article I Section 1 and Article VII Section 47 as follows:

**SECTION 1. - Legislative Intent.**

The Board of Trustees for the Town of Southampton desires to update the Rules and Regulations for Management and Products of Town Waters (a/k/a "Blue Book") Article I Section 1 to define the term "Dock" as well as Article VII Section 47 to require that design drawings submitted with permit applications contain a stamp affixed to them that belongs to a design professional licensed by the State of New York.

**SECTION 2. - Amendment.**

Article I Section 1 of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by adding the underlined words as follows:

**§1. Definitions.**

COMMERCIAL USER— Any person whose business involves the use of Trustees' ramps (i.e.,

boatyard, dock builders, dredging). Nothing in this definition shall be deemed to include commercial baymen.

DOCK— Any structure floating or fixed (i.e., catwalk or fixed walkway) that is erected for the purpose of securing a vessel to it.

DUCK BLIND— Any structure or device whether it be affixed, floating, portable or otherwise, constructed or used for the purposes of hunting waterfowl.

Article VII Section 47 F (1) (a) [2] of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by deleting the matter stricken through and adding the underlined words as follows:

F. In conjunction with the application.

(1) In conjunction with the application for work, the Trustees require the following for all new work, reconstruction and replacement of existing structures:

(a) Two copies of the following:

- [1] Property survey, done by a New York State licensed surveyor, and updated no more than one year prior to the application date. The survey submitted must bear the original seal of the licensed surveyor or engineer.
- [2] Drawings/plans must be drawn to scale, separate or on survey, and must bear the original stamp or seal of a New York State Licensed ~~engineer~~ design professional (engineer or architect).
- [3] Photographs of the site and proposed work area must be included.
- [4] Copies of any covenants or restrictions on the property, if applicable must also be submitted with the application.
- [5] An electrical permit from the Town of Southampton Building Department, if applicable.

### **Section 3. - Authority.**

The Trustees are authorized to establish and promulgate rules and regulations for the management and products of the waters of the Town of Southampton pursuant to the Dongan Patent of 1686 and subsequent Acts of the New York Legislature including, Chapter 255 of the Laws of 1818, Chapter 283 of the Laws of 1831.

### **Section 4. - Severability.**

If any section or sub-section, paragraph, clause, phrase or provision of this regulation shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this regulation as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

### **Section 5. - Effective Date.**

This change shall take effect immediately upon the adoption of the Amendment by the Board of

Trustees of the Freeholders and Commonalty of the Town of Southampton.

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that a public hearing will be held by the Trustees of the Freeholders and Commonalty of the Town of Southampton on Monday, August 15, 2022 at 1:00 p.m., in the meeting room of Town Hall, 116 Hampton Road, Southampton to hear any and all persons either for or against proposed amendment of Blue Book (A340) Article I Section 1 Definitions, as well as Article VII Section 47.

Summary of the Proposed Rule

The proposed amendments to the Blue Book will provide a definition of structures that are considered docks by the Trustees, as well as expand the category of licensed design professional who may submit detailed plans to the Trustees for proposed construction projects.

Copies of the proposed amendment to the Blue Book, sponsored by Trustee Scott M. Horowitz is available in the Trustees’ Office, Monday through Friday, from 8:30am to 4:00pm.

BY ORDER OF THE BOARD OF TRUSTEES  
OF THE FREEHOLDERS AND COMMONALTY  
OF THE TOWN OF SOUTHAMPTON, NEW YORK  
SCOTT M. HOROWITZ, PRESIDENT

<b>✓ Vote Record - Trustees 2022-TRUS-217</b>						
<input type="checkbox"/> Adopted <input type="checkbox"/> Tabled <input type="checkbox"/> No Action <input type="checkbox"/> Closed <input type="checkbox"/> Reschedule <input type="checkbox"/> Adjourned <input type="checkbox"/> Acknowledged Signature <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Withdrawn			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
	Scott M. Horowitz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Pell IV		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Edward J. Warner Jr.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ann Welker		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	William Parash		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- XIII. Trustee Discussion Regarding Various Items***
- XIV. Executive Session – Litigation***
- XV. Closing***