

**Village of Westhampton Beach
Board of Trustees Work Session
Wednesday, February 20, 2019 at 5 p.m.**

DISCUSSION TOPICS

1. Revised Outdoor Dining, Tables, Chairs and Benches Revised Law
2. Use of Village Property Applications:
 - a) St. Pat's Parade Committee-Carnival & Beer Garden
 - b) East End Little League-Great Lawn
3. Outdoor Dining & Tables/Chairs Renewal Applications:
 - a) Beach Bakery
 - b) Goldberg's
 - c) Hampton Coffee
 - d) Sydney's Taylor Made Cuisine
 - e) Tonino's Pizza
 - f) Whitney's Deli
4. Outdoor Music Renewal Applications:
 - a) Beach Bakery
 - b) Tonino's Pizza
 - c) Starr Boggs
5. Outdoor Sales/Display Renewal Application-John's Pools
6. Peddler Permit - Parade
7. Peddling and Solicitation Law Revisions
8. False Alarm Fee Billing

EXECUTIVE SESSION

**Village of Westhampton Beach
Board of Trustees Special Meeting
Wednesday, February 20, 2019 at 5 p.m.**

RESOLUTIONS:

Adopting Local Law # 2 of 2019

WHEREAS, the Board of Trustees, as the legislative body of the Village of Westhampton Beach, is empowered to enact local laws pursuant to the provisions of Article 9 of the New York State Constitution, the Village Law, and the Municipal Home Rule Law; and

WHEREAS, a proposed Local Law has been prepared to amend Chapter 196 of the Village Code entitled "Outdoor Dining, Outdoor Tables, Chairs and Benches and Music" to give the Board of Trustees the authority to extend the period of time for outdoor dining and the placement of tables, chairs, benches, and equipment used outside for dining purposes to a ten-month period, under certain conditions; and

WHEREAS, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Board of Trustees for seven calendar days, exclusive of Sunday; and

WHEREAS, the action is classified as Type II under the State Environmental Quality Review Act ("SEQRA") under 6 NYCRR §617.5(c) (12) & (33) and, therefore, no further SEQRA review is required; and

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 7th day of February, 2019, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public during regular business hours in the Office of the Village Clerk; and

WHEREAS, the Board of Trustees has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on February 7, 2019, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

NOW, THEREFORE, be it RESOLVED: That that the Board of Trustees of the Village of Westhampton Beach hereby enacts and adopts Local Law # 2 of 2019, a local law amending Chapter 196-1(B)(10) and 196-2(B)(10) of the Village Code giving the Board of Trustees the authority to extend the period of time for outdoor dining and the placement of tables, chairs, benches, and equipment used outside for dining purposes to a ten-month period, under certain conditions, and

The Board of Trustees of the Village of Westhampton Beach authorizes the Mayor to sign the local law annexed; and hereby authorizes the Village Clerk to certify the local law annexed as a true and correct enactment adopted by this Board and to forward it in proper form to the Secretary of State.

Approve Use of Village Property-East End Little League

RESOLVED, that East End Little League is hereby authorized to use the Great Lawn from March 1, 2019 through July 1, 2019, Monday through Friday from 4 p.m. to 8 p.m. for games and practices.

Approve Use of Village Property-St. Patrick's Day Parade

RESOLVED, that the Westhampton Beach St. Patrick's Day Parade Committee is hereby authorized to conduct the Annual St. Patrick's Day Parade on Mill Road to Main Street and carnival on the Great Lawn, subject to weather and Great Lawn conditions on Saturday, March 9, 2019 from 12:00 p.m. to 5:00 p.m. and subject to receipt of insurance requirement.

Authorize One Day Peddling Permit

WHEREAS, Leonard Goldberg has applied for a one-day Peddling Permit to sell novelties during the St. Patrick's Day Parade on Saturday March 9, 2019 pursuant to §128-3 of the Village Code; and

WHEREAS, the Police department has reviewed and investigated the applicant and found no criminal history pursuant to §128-4; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes a One-day Peddling Permit to Leonard Goldberg effective March 9, 2019 and is subject to the requested documentation being supplied and all other conditions in Chapter 128-10 and 128-11 of the Village codes.

Authorize 2019 Renewal of Sydney's Taylor Made Cuisine Outdoor Dining Permit

WHEREAS, Sydney's Taylor Made Cuisine has applied to renew the Outdoor Tables, Chairs and Benches Permit for 2019 to place (3) tables and (12) chairs on the front porch pursuant to §196-2 of the Village Code; and

WHEREAS, there were no incidents or reports filed with the Police Department concerning said use; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes the placement of three tables and twelve chairs to be placed on the west side of the building as shown on the submitted plan approved on June 27, 2014 and subject to the same set of conditions and plan attached to the 2019 application.

Approve 2019 Renewal Sydney's Taylor Made Cuisine-Additional Outdoor Seating

WHEREAS, Sydney's Taylor Made Cuisine has applied to renew the Outdoor Tables, Chairs and Benches Permit for 2019 for additional outdoor seating of (6) Adirondack chairs around a self-contained fire pit pursuant to the provisions of Chapter 196 of the Zoning Code of the Village of Westhampton Beach located at 32 Mill Road, Westhampton Beach, SCTM # 905-12-4-50.

WHEREAS, there were no incidents or reports filed with the Police Department concerning said use; now therefore be it

RESOLVED, that the Board of Trustees hereby authorizes the renewal of the special exception permit for 2019 subject to the set of conditions below:

1. Location of (6) Adirondack chairs and fire pit shall be placed as per the attached plan on the 2019 application.
2. The fire pit shall conform to section 307 of the NS Fire Code.
3. The applicant shall apply for and obtain an approved Fire Prevention permit from the Village of Westhampton Beach Fire Marshal.

Schedule Public Hearing Amending Chapter 128 of the Village Code

RESOLVED, that the Clerk-Treasurer is hereby directed to publish and post a Notice of Public Hearing to be held on Thursday, March 7, 2019 at 5:00 p.m. at the Village Hall for Amending Chapter 128 "Peddling and Soliciting" of the Village Code".

EXECUTIVE SESSION