



236 Third Street  
Greenport NY  
11944

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**MAYOR**  
**DAVID NYCE**  
Ext. 215

**TRUSTEES**  
GEORGE HUBBARD JR.  
DEPUTY MAYOR

DAVID MURRAY

MARY BESS PHILLIPS

JULIA ROBINS

**CLERK**  
SYLVIA LAZZARI PIRILLO,  
RMC  
Ext. 206

**TREASURER**  
CHARLENE KAGEL, CPA  
Ext. 217

**VILLAGE**  
**ADMINISTRATOR**  
DAVID ABATELLI  
Ext. 209

**UTILITIES DISTRICT**  
**SUPERINTENDENT**  
JOHN W. NAYLOR, JR., P.E.  
Ext. 202

*December 23, 2013 at 6:00 PM*  
*Board of Trustees - Regular Meeting*  
*Third Street*  
*Firehouse*  
*Greenport, NY 11944*

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

- o Shirley R. Weber
- o Joseph Bryan Curtin
- o Gerald Edward Masion

**ANNOUNCEMENTS**

- o Merry Christmas and Happy and Healthy New Year to all!
- o The winter season is upon us! Please be prepared to keep sidewalks clear during snow, remove vehicles from the street for proper plowing, and check in with your elderly neighbors and family members.

**PUBLIC INTEREST**

- o The Village Offices will be closed for the entire day on December 25<sup>th</sup>, 2013 and January 1<sup>st</sup>, 2014 and for the afternoons of December 24<sup>th</sup> and December 31<sup>st</sup>, 2013 in celebration of Christmas and the New Year.
- o The Village Offices will also be closed on January 20<sup>th</sup>, in observance of Martin Luther King, Jr. Day. Also, the work session for the month of January will be held on January 21<sup>st</sup>.

**LIQUOR LICENSE APPLICATIONS**

- o Vino n Vittles, Ltd. - 110 Front Street
- o Sakura - 240 Front Street
- o Rinoncito Hispano - Sterlington Commons, Unit # 7

**PUBLIC HEARINGS**

**PUBLIC TO ADDRESS THE BOARD**

**PRESENTATION** - None

**BOARD DISCUSSION** - None

**REGULAR AGENDA**

**RESOLUTIONS****RESOLUTION # 12-2013-1**

RESOLUTION adopting the December 2013 agenda as printed.

**RESOLUTION # 12-2013-2**

RESOLUTION accepting the monthly reports of the Greenport Fire Department, Village Clerk, Village Treasurer, Village Administrator, Director of Utilities, Village Attorney, Mayor and Board of Trustees.

**RESOLUTION # 12-2013-3**

RESOLUTION accepting the current Length of Service Award Program qualification parameters as adopted by Board of Wardens of the Greenport Fire Department for the 2013 year-end service award points.

**RESOLUTION # 12-2013-4**

RESOLUTION approving the application for membership to the Greenport Fire Department Standard Hose Company # 4 of Frederick B. Fall, as previously approved by the Board of Wardens Greenport Fire Department on December 18, 2013.

**RESOLUTION # 12-2013-5**

RESOLUTION approving the Public Assembly Permit Application as submitted by the Star Hose Company of the Greenport Fire Department, for the use of the Polo Grounds at Moore's Lane for the annual Carnival Fundraiser from 6 p.m. through 11 p.m. on May 22nd, 23rd, 24th, 25th and 26th, 2014.

**RESOLUTION # 12-2013-6**

RESOLUTION allowing the Greenport Fire Department to purchase an X-Series manual defibrillator from Zoll Medical Corporation, at the State contract price, of \$ 32,771.30, to be expensed from the Fire Department apparatus surplus line item.

**RESOLUTION # 12-2013-7**

RESOLUTION authorizing Treasurer Kagel to perform the attached budget adjustments.

**RESOLUTION # 12-2013-8**

RESOLUTION approving the Public Assembly Permit Application as submitted by the Northeast Stage, for the annual Shakespeare in the Park program, for the use of Mitchell Park for performances from 5 p.m. through 10 p.m. on July 25th, 26th, and 27th, 2014 and for rehearsals on July 22nd, 23rd, and 24th, 2014.

**RESOLUTION # 12-2013-9**

RESOLUTION scheduling a public hearing for January 27, 2014 at 6 p.m. at the Third Street Firehouse regarding a proposed local law creating section 39 -3 (H) of the Village of Greenport Code, "Animal Waste", and directing Clerk Pirillo to notice the public hearing accordingly.

**RESOLUTION # 12-2013-10**

RESOLUTION authorizing the hiring of a Village Administrator for the Village of Greenport, and authorizing Clerk Pirillo to notice the position for interested applicants accordingly.

**RESOLUTION # 12-2013-11**

RESOLUTION amending resolution # 11-2013-10 per the Village of Greenport Board of Trustees regular meeting as held on November 25, 2013; to reflect that satellite locations throughout the Village of Greenport, such as: the sewer plant, road barn, power plant, firehouses, Village Hall, and any other select Village locations, be included in the Request for Proposals for a camera-based video surveillance security system, and directing Clerk Pirillo to notice the request accordingly.

**RESOLUTION # 12-2013-12**

RESOLUTION accepting with regret the resignation of Nathan Phillips as an employee of the Village of Greenport, effective November 22, 2013.

**RESOLUTION # 12-2013-13**

RESOLUTION hiring Petros Panagopoulos as a full-time Laborer, effective December 24, 2013; at an hourly rate of \$ 14.00, including all applicable medical and other benefits, and subject to the requisite six-month probationary period.

**RESOLUTION # 12-2013-14**

RESOLUTION authorizing a Request for Proposals to solicit the services of an Engineering Firm, for the purpose of submitting applications and completing any corresponding requisite paperwork to the NYSEFC CWSRF for the Storm Mitigation Loan Program and directing Clerk Pirillo to notice the Request for Proposals accordingly.

**RESOLUTION # 12-2013-15**

RESOLUTION approving a settlement with the Town of Southold for claims for outstanding rent for the Scavenger Waste Treatment site in the amount of \$39,000.00

**RESOLUTION # 12-2013-16**

RESOLUTION approving an increase in the hourly pay rate, from \$8.25 to \$8.75 per hour, for Tristan Mangham (Park Attendant).

**RESOLUTION # 12-2013-17**

RESOLUTION hiring the following part-time, seasonal employees:

Eric Izzo (Skate Guard) at an hourly pay rate of \$8.00 per hour,  
Paige Conforte (Cashier) at an hourly rate of \$9.00 per hour and  
Kelly Hydell (Cashier) at an hourly pay rate of \$9.50 per hour.

**RESOLUTION # 12-2013-18**

RESOLUTION to initiate the 60 - day review period on the final draft document of the Local Waterfront Revitalization Program (LWRP) to begin on Thursday, January 16, 2014.

**RESOLUTION # 12-2013-19**

RESOLUTION adopting the attached SEQRA resolution regarding the proposed Local law of 2013 amending Chapter 142 ( Wetlands, Floodplains and Drainage) of the Village of Greenport Code - adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

**RESOLUTION # 12-2013-20**

RESOLUTION adopting the proposed Local Law of 2013 as attached amending Chapter 142 ( Wetlands, Floodplains, and Drainage) of the Village of Greenport Code.

**RESOLUTION # 12-2013-21**

RESOLUTION adopting the attached SEQRA resolution regarding the proposed Local law of 2013 amending Chapter 150 (Zoning) of the Village of Greenport Code amending the definition of family, adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

**RESOLUTION # 12-2013-22**

RESOLUTION adopting the proposed Local Law of 2013 as attached amending Chapter 150 of the Village of Greenport Code (Zoning) amending the definition of "family".

**RESOLUTION # 12-2013-23**

RESOLUTION adopting the attached SEQRA resolution regarding the proposed Local law of 2013 amending Chapter 150 of the Village of Greenport Code (Zoning) creating the position of two alternate members for the Zoning Board of Appeals and Planning Boards, adopting lead agency status, determining the adoption of the local law to be an unlisted action, determining that the adoption of the local law will not have a significant impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA, as stated in the attached resolution.

**RESOLUTION # 12-2013-24**

RESOLUTION adopting the proposed Local Law of 2013 as attached amending Chapter 150 (Zoning) of the Village of Greenport Code - to create the positions of two alternate members for the Zoning Board of Appeals and the Planning Boards.

**RESOLUTION # 12-2013-25**

RESOLUTION to approve the Wetlands Permit Application as submitted by Michael Osinski of 307 Flint Street, to build a dock 140 feet into Greenport Harbor with a 26 square foot work platform, and to make minor repairs on existing structures in Widows Hole, per the public hearing which was held on November 25, 2013 at 6:00 p.m. at the Third Street Firehouse.

**RESOLUTION # 12-2013-26**

RESOLUTION authorizing Mayor Nyce to sign the Requests for Work Authorization as submitted by Duncan, Weinberg, Genzer and Pembroke, P.C. regarding the New York Association of Public Power 2014-2015 Scope of Work.

**RESOLUTION # 12-2013-27**

RESOLUTION authorizing Mayor Nyce to sign the Memorandum of Agreement dated December 12, 2013 between the Village of Greenport and an employee.

**RESOLUTION # 12-2013-28**

RESOLUTION authorizing Mayor Nyce to sign and execute the First Amendment to the Agreement between Dvirka and Bartilucci Engineers and Architects, P.C., and the Village of Greenport, as requested by the New York State Environmental Facilities Corporation.

**RESOLUTION # 12-2013-29**

Resolution amending Resolution #1-2013-9 which determined that the application for EFC funding and completion of studies of the feasibility of an eastern extension and a western extension of the Greenport Village sewer district is an unlisted action for purposes of SEQRA and determining that the application for EFC funding and completion of studies of the feasibility of an eastern extension and western extension of the Greenport Village sewer district is a Type II action for purposes of SEQRA.

**RESOLUTION # 12-2013-30**

RESOLUTION appointing Chris Dowling as a member of the Village of Greenport Planning Board, to fill the unexpired term of Linnea Atkinson-Loveless, which ends on April 3, 2014.

**RESOLUTION # 12-2013-31**

RESOLUTION approving all checks per the Voucher Summary Report dated December 20, 2013 in the total amount of \$ 865,332.02 consisting of:

- o All regular checks in the amount of \$ 680,420.31, and
- o All prepaid checks (including wire transfers) in the amount of \$ 184,911.71.







December 23, 2013

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING ADOPTION OF A  
LOCAL LAW OF 2013 AMENDING CHAPTER 142  
WETLANDS OF THE GREENPORT VILLAGE CODE  
TO AMEND THE FEES FOR WETLAND PERMIT APPLICATIONS

WHEREAS a proposed Local Law of 2013 of the Village of Greenport amending Chapter 142 of the Greenport Village Code has been submitted for adoption by the Board of Trustees of the Village of Greenport, and;

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Board of Trustees of the Village of Greenport in its consideration and possible action on the proposed Local Law with regard to SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA, and it is further

RESOLVED that the Board of Trustees hereby determines that this adoption of the Local Law is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the adoption of the local law;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a

critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant and does not involve two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion of Trustee \_\_\_\_\_ seconded by Trustee \_\_\_\_\_,

The resolution is carried upon roll call as follows:

Trustee Hubbard	_____	Adopted _____, 2013
Trustee Murray	_____	_____
Trustee Phillips	_____	Sylvia Pirillo, Village Clerk
Trustee Robins	_____	Village Seal:
Mayor Nyce-	_____	

INCORPORATED VILLAGE OF GREENPORT

LOCAL LAW NO. OF THE YEAR 2013

A LOCAL LAW AMENDING SECTION 142-7 WETLAND PERMIT FEES AND  
SECTION A156-1 FEES OF THE GREENPORT VILLAGE CODE AMENDING

THE FEES FOR WETLANDS PERMIT APPLICATIONS

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE  
INCORPORATED VILLAGE OF GREENPORT AS FOLLOWS:

Section 1.0 Enactment, Effective Date,  
Purpose and Definitions.

- 1.1 Title of Local Law
- 1.2 Enactment.
- 1.3 Effective Date.
- 1.4 Purpose and Intent of Local Law.
- 2.0 General Provisions
- 2.1 Amendment to Sections 142-7
- 2.2 Amendment to Section A-156-1
- 3.0 Severability

1.1. Title.

This Local Law shall be entitled "Local Law of 2013 of the Village of Greenport, a  
Local Law Amending Section 142-7 and Section A156-1 of the Greenport Village Code  
Amending Fees for Wetlands Permit Applications".

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New

wetlands permit applications to read as follows:

Ch. 142            Permit fees, for dredging, bulkheading, dockbuilding,  
Wetlands,            filling in wetlands or any permit requiring Board of  
Floodplains and    Trustees' approval.  
Drainage

Application filing fee	\$ 350.00
New Docks and Floats per linear foot	\$ 5.00
As built fee	\$ 350.00
Dredging and Filling \$5.00 per cubic yard	

Applicant also responsible for all consulting and other fees incurred by the Village

### 3.0 Severability

In the event that any Section or portion of this local law shall be determined to be invalid the remaining sections or portions of this local law shall remain in full force and effect.

December 23, 2013

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING ADOPTION OF A  
LOCAL LAW OF 2013  
AMENDING CHAPTER 150 OF THE GREENPORT VILLAGE CODE  
AMENDING THE DEFINITION OF FAMILY

WHEREAS a proposed Local Law of 2013 of the Village of Greenport amending Chapter 150 of the Greenport Village Code with respect to the definition of Family has been submitted for adoption by the Board of Trustees of the Village of Greenport, and;

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Board of Trustees of the Village of Greenport in its consideration and possible action on the proposed Local Law with regard to SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA, and it is further

RESOLVED that the Board of Trustees hereby determines that this adoption of the Local Law is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the adoption of the local law;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on habitats, or other significant adverse impact on natural resources, impairment of a

critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant and does not involve two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion of Trustee \_\_\_\_\_ seconded by Trustee \_\_\_\_\_,

The resolution is carried upon roll call as follows:

Trustee Hubbard	_____	Adopted _____, 2013
Trustee Murray	_____	_____
Trustee Phillips	_____	Sylvia Pirillo, Village Clerk
Trustee Robins	_____	Village Seal:
Mayor Nyce-	_____	

INCORPORATED VILLAGE OF GREENPORT

LOCAL LAW NO. OF THE YEAR 2013

A LOCAL LAW AMENDING SECTION 150-2

OF THE GREENPORT VILLAGE CODE

DEFINITION OF FAMILY

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE  
INCORPORATED VILLAGE OF GREENPORT AS FOLLOWS:

Section 1.0 Enactment, Effective Date,  
Purpose and Definitions.

1.1 Title of Local Law

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent of Local Law.

2.0 General Provisions

2.1 Amendment of Section 150-2 of the Greenport Village Code

3.0 Severability

1.1. Title.

This Local Law shall be entitled "Local Law of 2013 of the Village of Greenport, a  
Local Law Amending the Definition of Family in Section 150-2 of the Greenport Village Code.

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New  
York, the Incorporated Village of Greenport, County of Suffolk and State of New York, hereby  
enacts by this Local Law of 2013, a Local Law of the Village of Greenport.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Greenport.

1.4 Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to amend the definition of Family in the Greenport Village Zoning Code, Chapter 150 of the Greenport Village Code, so that the definition of Family in the Greenport Village Zoning Code is the same as the definition of Family in the Greenport Rental Law.

2.0 General Provisions.

2.1 The definition of Family contained in Section 150-2 of the Greenport Village Code shall be amended to read as follows:

“FAMILY; Two or more persons that are related by blood, adoption, civil union or marriage, or up to five persons that are not related by blood, adoption, civil union or marriage, that are occupying one dwelling unit and living together as a family or the functional equivalent of a family. There shall be a presumption that more than five persons that are not related by blood, adoption, civil union or marriage occupying one dwelling unit are not a family, which presumption may be rebutted by proof presented to the Building Inspector of the Village of Greenport.”

3.0 Severability

In the event that any Section or portion of this local law shall be determined to be invalid the remaining sections or portions of this local law shall remain in full force and effect.



December 23, 2013

BOARD OF TRUSTEES  
VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING ADOPTION OF A  
LOCAL LAW OF 2013  
CREATING SECTION 150-45 OF THE GREENPORT VILLAGE CODE  
CREATING THE POSITIONS OF TWO ALTERNATE MEMBERS  
FOR THE ZONING BOARD OF APPEALS AND THE PLANNING BOARD

WHEREAS a proposed Local Law of 2013 of the Village of Greenport creating Section 150-45 of the Greenport Village Code has been submitted for adoption by the Board of Trustees of the Village of Greenport, and;

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Board of Trustees of the Village of Greenport in its consideration and possible action on the proposed Local Law with regard to SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA, and it is further

RESOLVED that the Board of Trustees hereby determines that this adoption of the Local Law is an Unlisted Action for purposes of SEQRA, and it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the adoption of the local law;

Will not have a significant negative impact on the environment in the action, and;

Will not result in a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems, and;

Will not result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species,

impacts on habitats, or other significant adverse impact on natural resources, impairment of a critical environmental area and;

Will not result in the creation of a material conflict with a community's current plans or goals, and;

Will not result in the creation of a hazard to human health, and;

Will not result in a substantial change in land use, and;

Will not encourage or attract an additional large number of people to a place for more than a few days, and;

Will not result in the creation of a material demand for other actions, and;

Will not result in changes in two or more elements of the environment, each of which is not significant but when reviewed together are significant and does not involve two or more related actions each of which is not significant but when reviewed together are significant, and that it is therefore;

RESOLVED that a Negative Declaration is hereby adopted for purposes of SEQRA.

Upon motion of Trustee \_\_\_\_\_ seconded by Trustee \_\_\_\_\_,

The resolution is carried upon roll call as follows:

Trustee Hubbard	_____	Adopted _____, 2013
Trustee Murray	_____	_____
Trustee Phillips	_____	Sylvia Pirillo, Village Clerk
Trustee Robins	_____	Village Seal:
Mayor Nyce-	_____	

INCORPORATED VILLAGE OF GREENPORT

LOCAL LAW NO. OF THE YEAR 2013

A LOCAL LAW CREATING SECTION 150-45

ALTERNATE MEMBERS FOR THE GREENPORT VILLAGE PLANNING BOARD

AND THE GREENPORT VILLAGE ZONING BOARD OF APPEALS

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE

INCORPORATED VILLAGE OF GREENPORT AS FOLLOWS:

Section 1.0 Enactment, Effective Date,  
Purpose and Definitions.

- 1.1 Title of Local Law
- 1.2 Enactment.
- 1.3 Effective Date.
- 1.4 Purpose and Intent of Local Law.
- 2.0 General Provisions
- 2.1 Creation of Section 150-45
- 3.0 Severability
- 1.1. Title.

This Local Law shall be entitled "Local Law of 2013 of the Village of Greenport, a  
Local Law Creating Section 150-45 Creating the position of Alternate Members for the  
Greenport Village Planning Board and the Greenport Village Zoning Board of Appeals.

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New  
York, the Incorporated Village of Greenport, County of Suffolk and State of New York, hereby

enacts by this Local Law of 2013, a Local Law of the Village of Greenport.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Greenport.

1.4 Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to create two alternate member positions for the Greenport Village Planning Board and the Greenport Village Zoning Board of Appeals.

2.0 General Provisions.

2.1 There shall be enacted a new Section 150-45 of the Greenport Village Code which shall read as follows:

“§ 150-45(A). Creation of Position.

There shall hereby be created the positions of alternate members of which there shall be two alternate members for both the Zoning Board of Appeals and the Village Planning Board of the Village of Greenport.

§ 150-45(B) Qualifications of Alternate Members.

The qualifications of an alternate member shall be the same as for any other member of the Board on which that alternate member is sitting.

§ 150-45(C). Duties and obligations.

The duties and obligations of an alternate member shall be the same as for every other member of the Board on which that alternate member is sitting, including but not limited to regular attendance at meetings of that Board.

§ 150-45(D). Term of the alternate members.

The term of the alternate members of the Zoning Board of Appeals and the term of the alternate members of the Planning Board shall be for five years. The initial appointments of alternate members to these Boards shall be of a term to end on the last day of an administrative year of the Village so as not to exceed the length of the respective term.

§ 150-45(E) Appointment of alternate members.

The alternate members shall be appointed by the Mayor of the Village of Greenport, and the appointment of an alternate member shall be approved by the Board of Trustees of the Village of Greenport.

§ 150-45(F) Participation by an alternate member.

Each of the alternate members may participate in the place of any member of the Board on which the alternate member has been appointed when the member of the Board is either not participating in an application due to a conflict of interest.

§ 26-12. Discretion of the Chairperson of the Board.

It shall be within the sole discretion of the Chairperson of the Board as to whether the alternate members to that Board shall participate and continue to participate in any particular application once a member of that Board has either indicated a conflict of interest.

3.0 Severability

In the event that any Section or portion of this local law shall be determined to be invalid the remaining sections or portions of this local law shall remain in full force and effect.