



**May 24, 2018 at 7:00 PM
Mayor and Board of Trustees – Regular Meeting
Third Street Firehouse
Greenport, NY 11944**

236 Third Street
Greenport NY
11944

Tel: (631)477-0248
Fax: (631)477-1877

MAYOR

GEORGE W. HUBBARD, JR.
EXT. 215

TRUSTEES

JACK MARTILOTTA
DEPUTY MAYOR

MARY BESS PHILLIPS

DOUGLAS W. ROBERTS

JULIA ROBINS

VILLAGE

ADMINISTRATOR
PAUL J. PALLAS, P.E.
EXT. 219

CLERK

SYLVIA PIRILLO, RMC
EXT. 206

TREASURER

ROBERT BRANDT
EXT. 217

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

- o Robert J. Becton (Becker)
- o Paul Kulsziski
- o Arthur A. Levin
- o David Vazquez

ANNOUNCEMENTS

- Tickets are still available for the Miniature Railroad Fundraising Concert on May 27th, from 7:30 – 9:30 p.m. in the Greenport School Auditorium.
- The Village Offices will be closed on May 28th in honor of Memorial Day.
- The Annual MS4 Final Report is expected to be available tomorrow, and will be posted to the website upon receipt.

LIQUOR LICENSE APPLICATIONS

- New application from Christoph Mueller or corporation to be formed, for the location at 45 Front Street
- Class change application from Baywater Group, Inc for the location at 37 Front Street, Unit 5

PUBLIC HEARINGS

- Proposed amendment to Chapter 132 (Vehicles and Traffic) of the Village of Greenport Code to add two handicapped parking spaces on Manor Place, by the Holy Trinity Church at 768 Main Street
- Proposed amendment to Chapter 132 (Vehicles and Traffic) of the Village of Greenport Code to add a stop sign southbound on Fifth Street at Johnson Place and to add a stop sign southbound on Sixth Street at Johnson Place

PUBLIC TO ADDRESS THE BOARD

REGULAR AGENDA

May 17, 2018

LOCAL LAW NO. OF THE YEAR 2018

AMENDING SECTION 132-57 OF THE GREENPORT VILLAGE CODE
TO CREATE TWO (2) ADDITIONAL HANDICAP PARKING SPACES AT
MANOR PLACE ON THE SIDE OF THE HOLY TRINITY CHURCH

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 Section 132-57
- 3.0 Severability
- 1.1 Title.

This Local Law shall be entitled “Local Law of 2018 Amending Section 132-57 of the Greenport Village Code to Add Two (2) Additional Handicap Parking Spaces at Manor Place on the side of 768 Main Street - the Holy Trinity Church”.

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 2018, 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 (2) additional handicap parking space to address the needs of the residents of the Village.

2.0 General Provisions.

2.1 The language of Section 132-57 of the Greenport Village Code regarding Handicap parking at Manor Place on the side of 768 Main Street - the Holy Trinity Church shall be amended to read as follows:

| Name of Street | Number of Spaces | Location |
|----------------|------------------|--|
| Manor Place | 2 | On the side of 768 Main Street - the Holy Trinity Church |

3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.

May 17, 2018

LOCAL LAW NO. OF THE YEAR 2018

AMENDING SECTION 132-43 (SCHEDULE V) OF THE GREENPORT
VILLAGE CODE

TO CREATE ADDITIONAL STOP INTERSECTIONS

ON FIFTH AND SIXTH STREETS

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 Section 132-43

3.0 Severability

1.1 Title.

This Local Law shall be entitled “Local Law of 2018 Amending Section
132-57 of the Greenport Village Code to Add Additional Stop Intersections at Fifth and
Sixth Streets”.

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 2018, 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 an additional handicap parking space to address the needs of the residents of the Village.

2.0 General Provisions.

2.1 The language of Section 132-43 (Schedule V) Stop Intersections of the Greenport Village Code shall be amended to add the following:

| Stop Sign on | Direction of Travel | At the Intersection of |
|--------------|---------------------|------------------------|
| Fifth Street | South | Johnson Place |
| Sixth Street | South | Johnson Place |

3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.

CALL TO ORDER

RESOLUTIONS

RESOLUTION # 05-2018-1

RESOLUTION adopting the May, 2018 agenda as printed.

RESOLUTION # 05-2018-2

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

RESOLUTION # 05-2018-3

RESOLUTION ratifying the following resolution previously approved by the Board of Trustees at the Trustees' work session meeting held on May 17, 2018:

RESOLUTION authorizing the issuance of a check made payable to Paul Pallas as Village Administrator, in the amount of \$ 1,112.50 to be used to set up the required cash drawers/banks for the operation of the Village of Greenport Marina.

RESOLUTION # 05-2018-4

RESOLUTION ratifying the following resolution previously approved by the Board of Trustees at the Trustees' work session meeting held on May 17, 2018:

RESOLUTION approving, and authorizing Mayor Hubbard to sign, the Option to Lease Additional Acreage at the Hawkeye Energy Greenport Site Agreement, granting Hawkeye Energy Greenport an option for a term of 36 months to lease an additional 1.75 acres of property adjacent to the current Hawkeye site on Moores Lane, for consideration of \$500 per month, commencing June 1, 2018; subject to agreement between the Village of Greenport and Hawkeye, whereby Hawkeye will also be responsible for, or contribute towards, the reconstruction of the building to be demolished.

VILLAGE ADMINISTRATOR

RESOLUTION # 05-2018-5

RESOLUTION approving the attached Agreement between the Village of Greenport and the Men's Softball League, for the use of the Moore's Lane ball field, and authorizing Mayor Hubbard to sign the agreement between the Village of Greenport and the Men's Softball League.

RESOLUTION # 05-2018-6

RESOLUTION ratifying the hiring of Shane Zimmer, Sarah Meisner, Brendan Walker, and Brian Ciampa as seasonal part-time Park Attendants at the Village of Greenport Mitchell Park Marina at a pay rate of \$11.00 per hour, effective May 15, 2018.

RESOLUTION # 05-2018-7

RESOLUTION hiring Jenna Loper as a part-time, seasonal Camp Counselor at a pay rate of \$ 11.00 per hour, effective June 12, 2018.

RESOLUTION # 05-2018-8

RESOLUTION approving the purchase of the property at 415 Sixth (6th) Street, SCTM # 1001-6-5-7 for municipal use purposes by the Village of Greenport, from John Dinizio and Paul Dinizio, in the amount of \$ 500,000 total, and authorizing Mayor Hubbard to sign the contract of Sale for 415 Sixth Street, Greenport, New York, 11944.

VILLAGE TREASURER**RESOLUTION # 05-2018-9**

RESOLUTION authorizing Treasurer Brandt to perform attached Budget Amendment #3806, to fund the Fifth Street road end drainage project, and the rebuilding of Fifth Street sidewalks and curbs, and directing that Budget Amendment #3806 be included as part of the formal meeting minutes of the May 24, 2018 regular meeting of the Board of Trustees.

RESOLUTION # 05-2018-10

RESOLUTION authorizing Treasurer Brandt to perform attached Budget Amendment #3807, to fund emergency repairs to the Wiggins Street culvert, and directing that Budget Amendment #3807 be included as part of the formal meeting minutes of the May 24, 2018 regular meeting of the Board of Trustees.

RESOLUTION # 05-2018-11

RESOLUTION authorizing Treasurer Brandt to perform attached Budget Transfer #3808, to fund the purchase of ten (10) new air-packs and twenty (20) new face masks for the Village of Greenport Fire Department, and directing that Budget Amendment #3808 be included as part of the formal meeting minutes of the May 24, 2018 regular meeting of the Board of Trustees.

RESOLUTION # 05-2018-12

RESOLUTION authorizing Treasurer Brandt to perform attached Budget Amendment #3809, to fund the repair of the fencing at the Moore's Lane ball field, and directing that Budget Amendment #3809 be included as part of the formal meeting minutes of the May 24, 2018 regular meeting of the Board of Trustees.

RESOLUTION # 05-2018-13

RESOLUTION authorizing Treasurer Brandt to terminate the following Certificate of Deposit accounts currently earning 0.10 % and 0.15% interest, and to invest the corresponding funds from the following Certificate of Deposit accounts in money market accounts currently earning 0.30% interest:

A.0201.100 - Greenhill Cemetery
F.0201.000 – Water Fund CD, and
G.0201.000 – NYS DEC Consent.

RESOLUTION # 05-2018-14

RESOLUTION approving the attached SEQRA resolution regarding the bond resolution dated May 24, 2018 for the acquisition of a.189 acre lot at 415 Sixth Street, Greenport, New York, 11944.

RESOLUTION # 05-2018-15

RESOLUTION approving the attached bond resolution dated May 24, 2018 provided by Norton Rose Fulbright, in the amount of \$ 500,000 for the acquisition of a.189 acre lot at 415 Sixth Street, Greenport, New York, 11944.

RESOLUTION # 05-2018-16

RESOLUTION approving the attached SEQRA resolution regarding the bond resolution dated May 24, 2018 for the partial reconstruction and improvement of buildings at 415 Sixth Street, Greenport, New York, 11944.

RESOLUTION # 05-2018-17

RESOLUTION approving the attached bond resolution dated May 24, 2018 provided by Norton Rose Fulbright, in the amount of \$ 150,000 for the partial reconstruction and improvement of buildings at 415 Sixth Street, Greenport, New York, 11944.

VILLAGE CLERK**RESOLUTION # 05-2018-18**

RESOLUTION adopting the attached SEQRA resolution regarding the proposed local law of 2018 amending Chapter 65 of the Village of Greenport Code (Vehicles and Traffic); adopting lead agency status, determining the adoption of the local law amending Chapter 65 to be an Unlisted Action, determining that the adoption of the local law will not have a significant negative impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA.

RESOLUTION # 05-2018-19

RESOLUTION adopting Local Law # _____ of 2018, amending Village of Greenport Code Chapter 65 (Fire Prevention and Building Construction) to create regulations that incorporate the inspections required by New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, with a review of compliance with the Greenport Village Code, and site plan review within the Village of Greenport.

RESOLUTION # 05-2018-20

RESOLUTION adopting the attached SEQRA resolution regarding the proposed local law of 2018 amending Chapter 44 of the Village of Greenport Code (Vehicles and Traffic); adopting lead agency status, determining the adoption of the local law amending Chapter 44 to be an Unlisted Action, determining that the adoption of the local law will not have a significant negative impact on one or more aspects of the environment and adopting a negative declaration for purposes of SEQRA.

RESOLUTION # 05-2018-21

RESOLUTION adopting Local Law # _____ of 2018, amending Village of Greenport Code Chapter 44 (Assemblies, Mass Public) to amend and update the regulations regarding mass public assemblies and other places licensed or permitted for public occupancy in the Village of Greenport.

RESOLUTION # 05-2018-22

RESOLUTION declaring as surplus, and no longer needed for municipal purposes, one (1) Pitney Bowes, Digital Mailing System model number DM500 DEB0-0016521 and one (1) Burroughs / Pitney Bowes Signature System, model T-2620-00103.

RESOLUTION # 05-2018-23

RESOLUTION ratifying the hiring of Peter W. Harris as the seasonal part-time Bay Constable at an hourly pay rate of \$ 20.00; effective May 18, 2018.

RESOLUTION # 05-2018-24

RESOLUTION accepting the notice of retirement from Park Attendant III Donna Angevine, effective May 15, 2018.

RESOLUTION # 05-2018-25

RESOLUTION accepting the resignation of Andrea Taglieri as a Code Enforcement Officer for the Village of Greenport, effective May 8, 2018.

RESOLUTION # 05-2018-26

RESOLUTION authorizing Clerk Pirillo and Treasurer Brandt to attend the NYSGFOA Long Island Summer Training Seminar on July 11, 2018 at The Atlantis Banquet Center in Riverhead, New York at a cost of \$ 85 per person for the seminar plus all applicable mileage reimbursements, to be expensed from the corresponding account numbers.

RESOLUTION # 05-2018-27

RESOLUTION approving the Public Assembly Permit Application of the Friends of Mitchell Park to use a portion of Mitchell Park from 4:00 p.m. through 6:00 p.m. on September 8, 2018 for dance performances of salsa, flamenco and tango dances, with a dance workshop to follow the performances.

RESOLUTION # 05-2018-28

RESOLUTION approving the Public Assembly Permit Application of the Friends of Mitchell Park to use a portion of Mitchell Park from 2:00 p.m. through 6:00 p.m. on October 7, 2018 for a Fall Folk Music Festival.

VILLAGE ATTORNEY**RESOLUTION # 05-2018-29**

RESOLUTION authorizing the retainer by the Village of Greenport for the services of a mediator regarding the matter of the Village of Greenport vs. Genesys Engineering.

VOUCHER SUMMARY**RESOLUTION # 05-2018-30**

RESOLUTION approving all checks per the Voucher Summary Report dated May 18, 2018 the total amount of \$ 372,074.53 consisting of:

- o All regular checks in the amount of \$ 343,665.63, and
- o All prepaid checks (including wire transfers) in the amount of \$ 28,408.90.

**Proposed Option to Lease Additional Acreage at
Hawkeye Energy Greenport Site
Term Sheet**

May 9, 2018

Hawkeye Energy Greenport, LLC (HEG) proposes an option agreement with the Village of Greenport (VOG) to amend the existing Greenport Facility lease to add additional acreage to support the development of an additional electric unit (Lease Amendment).

Following is a summary of the terms HEG proposes for the option agreement.

Option Term Sheet

Scope of Option: HEG or its assignee would hold an option to lease approximately 1.75 acres (to be delineated) adjacent to and due east of the existing HEG site.

Term of Option: 36 months; option agreement may be terminated by HEG upon 30 days' notice.

Consideration for Option: \$500 per month commencing [June 1, 2018].

Condition Precedent/SEQRA: VOG's entry into the option agreement would not be subject to SEQRA review, as it would be a Type II action under 6 NYCRR 617.5(c)(21). However, any required SEQRA review would need to be completed before VOG could approve execution of the Lease Amendment.

Permits: HEG would secure necessary approvals and agreements for its prospective electric project.

Access: During the option term, HEG would have temporary access and use of the additional acreage to support its development of the project and pursuit of permits and agreements for the new unit (e.g., for surveys and geotechnical and environmental investigations).

Due Diligence: During the option term, if project development is undertaken, HEG would investigate potential environmental conditions in the area of any land that may be added to the lease and in and around the VOG equipment storage structure (discussed below). HEG and VOG would coordinate on the scope of investigations and potential actions if environmental conditions are discovered.

Amended Lease Terms: The option agreement would append the proposed terms of the Lease Amendment, which would apply to the entire HEG Site, as outlined below:

- Subject to review and discussion between HEG and VOG regarding specific terms, the amended lease would follow the form of the existing lease for the HEG Site.

**Proposed Option to Lease Additional Acreage at
Hawkeye Energy Greenport Site
Term Sheet**

May 9, 2018

- HEG would lease approximately 1.75 acres to develop its additional electric project. The option would include a figure showing a preliminary delineation of the additional acreage to be leased.
- The term of the lease, as amended, would allow for an extended term of up to 15 years with three 5-year optional term extensions.
- **Rent:** Rent payments are already linked to the capacity (in megawatts) of the electric units on the site. Consequently, rent would automatically increase with the addition of a new unit. The Lease Amendment would retain this rent structure for the benefit of VOG, and provide clarity by linking the effective rental increase to the new unit's commissioning.
- **Taxes:** Taxes on the expanded HEG site would be based on the assessed value of the expanded HEG facility.
- At no cost to VOG, HEG would demolish the existing VOG equipment storage structure adjacent to the site (but VOG will indemnify HEG against environmental risks as outlined above).
- **Environmental Conditions:** VOG would indemnify HEG with respect to any conditions that exist on the additional acreage and VOG equipment storage structure areas on or before the date the amended lease is executed.

LICENSE AGREEMENT

THIS AGREEMENT made and entered into as of _____, 2018, between the Village of Greenport (hereinafter referred to as the "Village"), a municipal corporation organized and existing under the laws of the State of New York and maintaining an office at 236 Third Street, Greenport, New York and the Greenport Men's Softball League, c/o Warren Bundarchuck, with an address of _____, with regard to use of the Greenport Village softball field, Moore's Lane.

WITNESSETH, that the Village and the Greenport Men's Softball League, in consideration of the consideration of the promises and mutual covenants and agreements contained herein, do hereby mutually agree as follows:

1. Village of Greenport hereby grants a License to the Men's Softball League for the use of the softball field located on the Village recreational grounds on Moores Lane, Greenport to hold softball games of the Greenport Men's Softball League.
2. The Greenport Men's Softball League, c/o Warren Bundarchuck shall pay the Village of Greenport \$25 for each game or practice that is held at the field, and the Greenport Men's Softball League also agrees to be responsible for and shall pay, upon presentation, the cost of the electricity used at the field.'
3. The Greenport Men's Softball League will provide the Village with a certificate of insurance of a liability policy of at least \$500,000, naming the Village of Greenport as additional insured, prior to the first use of the field in 2018.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed the day and year first above written.

THE VILLAGE OF GREENPORT

By: _____

Greenport Men's Softball League

State of New York)
)ss.:
County of Suffolk)

On the ____ day of _____ in the year ____ before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the instrument within and acknowledged to me that he executed the same in his capacity, and that by his signatures on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

State of New York)
)ss.:
County of Suffolk)

On the ____ day of _____ in the year ____ before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the instrument within and acknowledged to me that he executed the same in his capacity, and that by his signatures on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

VILLAGE OF GREENPORT

Budget Adjustment Form

| | | | | | | | |
|--------------|--|-------------|------------|-------------|------------|-----------------------|------------|
| Year: | 2018 | Period: | 5 | Trans Type: | B2 - Amend | Status: | Batch |
| Trans No: | 3806 | Trans Date: | 05/08/2018 | User Ref: | ROBERT | | |
| Requested: | P. PALLAS | Approved: | | Created by: | ROBERT | | 05/08/2018 |
| Description: | TO APPROPRIATE RESERVES TO FUND THE FIFTH STREET ROAD END DRAINAGE PROJECT AND THE REBUILDING OF SIDEWALKS AND CURBS ON FIFTH STREET | | | | | Account # Order: | No |
| | | | | | | Print Parent Account: | No |

| Account No. | Account Description | Amount |
|----------------------|---------------------------|---------------------|
| A.5990 | APPROPRIATED FUND BALANCE | 275,000.00 |
| A.8843.900 | TRANSFER TO CAPITAL.. | 275,000.00 |
| H.2816.500 | TRANSFER FROM GENERAL.. | 275,000.00 |
| H.5110.200 | ROAD CONSTRUCTION.. | 275,000.00 |
| Total Amount: | | 1,100,000.00 |

VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2018 Period: 5 Trans Type: B2 - Amend Status: Batch
 Trans No: 3807 Trans Date: 05/09/2018 User Ref: ROBERT
 Requested: P. PALLAS Approved: Created by: ROBERT 05/09/2018
 Description: TO APPROPRIATE RESERVES FOR THE EMERGENCY REPAIR OF THE WIGGINS STREET CULVERT Account # Order: No
 Print Parent Account: No

| Account No. | Account Description | Amount |
|----------------------|---------------------------|-------------------|
| A.5990 | APPROPRIATED FUND BALANCE | 30,000.00 |
| A.8843.900 | TRANSFER TO CAPITAL.. | 30,000.00 |
| H.2816.500 | TRANSFER FROM GENERAL.. | 30,000.00 |
| H.5110.200 | ROAD CONSTRUCTION.. | 30,000.00 |
| Total Amount: | | <u>120,000.00</u> |

VILLAGE OF GREENPORT

Budget Adjustment Form

Year: 2018 Period: 5 Trans Type: B2 - Amend Status: Batch
 Trans No: 3809 Trans Date: 05/11/2018 User Ref: ROBERT
 Requested: P, PALLAS Approved: Created by: ROBERT 05/10/2018
 Description: TO APPROPRIATE RESERVES FOR THE REPAIR OF MOORES LANE BALLFIELD FENCING
 Account # Order: No
 Print Parent Account: No

| Account No. | Account Description | Amount |
|----------------------|---------------------------|------------------|
| A.5990 | APPROPRIATED FUND BALANCE | 7,900.00 |
| A.8843.900 | TRANSFER TO CAPITAL.. | 7,900.00 |
| H.2816.500 | TRANSFER FROM GENERAL.. | 7,900.00 |
| H.7111.293 | PARK IMPROVEMENTS.. | 7,900.00 |
| Total Amount: | | 31,600.00 |

BOARD OF TRUSTEES
VILLAGE OF GREENPORT
RESOLUTION REGARDING SEQRA
ADOPTION OF A BOND RESOLUTION
FOR THE ACQUISITION OF THE LAND LOCATED
AT 415 SIXTH STREET

WHEREAS the Board of Trustees of the Village of Greenport is considering for adoption a bond resolution in the amount of \$500,000 for the acquisition of the land located at 415 Sixth Street, Greenport; and

WHEREAS the Board of Trustees has reviewed the proposed bond resolution and accompanying materials with respect to the required SEQRA review with respect to the adoption of the bond resolution; it is therefore

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to the consideration and adoption of the proposed bond resolution; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed bond resolution is an unlisted action for purposes of SEQRA; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed bond resolution:

- Will not create a material conflict with an adopted land use plan or zoning regulations; and
- Will not result in a change in the use or intensity of the use of land; and
- Will not impair the character or quality of the existing community; and
- Will not have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area; and

Will not result in an adverse change in the existing level of traffic or affect existing

infrastructure for mass transit, biking, or walkways; and

Will not cause an increase in the use of energy or fails to incorporate reasonably available energy a conservation or renewable energy alternatives; and

Will not impact existing public or private water supplies; and

Will not impact existing public or private wastewater treatment facilities; and

Will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources; and

Will no result in an adverse change to natural resources such as wetlands, waterbodies, groundwater, air quality, flora and fauna; and

Will not result in an increase in the potential for erosion, flooding or drainage problems; and

Will not create a hazard to environmental resources or human health; and that it is therefore

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

Upon motion of Trustee _____ seconded by Trustee _____,

In Favor _____

Against: _____

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

NEGATIVE DECLARATION REGARDING SEQRA
FOR A BOND RESOLUTION
TO ACQUIRE REAL PROPERTY AT 415 SIXTH STREET

NEGATIVE DECLARATION FOR PURPOSES OF ARTICLE 8 OF THE
ENVIRONMENTAL CONSERVATION LAW

ACTION:

Adoption of a bond resolution in the amount of \$500,000 for the acquisition of the land at 415 Sixth Street, Greenport.

NAME AND ADDRESS OF LEAD AGENCY:

Greenport Village Board of Trustees, 236 Third Street, Greenport, New York 11944.

NAME AND ADDRESS OF CONTACT FOR FURTHER INFORMATION:

Paul J. Pallas, P. E., Village Administrator, 236 Third Street, Greenport, New York 11944.

SEQRA CLASSIFICATION:

Unlisted

DESCRIPTION OF THE NATURE, EXTENT AND LOCATION OF THE ACTION:

Adoption of a bond resolution in the amount of \$500,000 for the acquisition of the land at 415 Sixth Street, Greenport.

REASONING SUPPORTING THE DETERMINATION

The Board of Trustees has determined that there is no aspect of the environment for which there will be any potential for a significant negative impact.

Agency Use Only [If applicable]

Project:

Date:

***Short Environmental Assessment Form
Part 3 Determination of Significance***

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Board of Trustees, Village of Greenport

May 21, 2018

Name of Lead Agency

Date

Paul J. Pallas, P. E.

Village Administrator

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Agency Use Only [If applicable]

Project:

Date:

*Short Environmental Assessment Form
Part 2 - Impact Assessment*

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|--|-------------------------------------|------------------------------------|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Will the proposed action impair the character or quality of the existing community? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Will the proposed action create a hazard to environmental resources or human health? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

| | | |
|--|----|-----|
| <p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?</p> <p>If Yes, explain purpose and size: _____</p> <p>_____</p> <p>_____</p> | NO | YES |
| <p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p> | NO | YES |
| <p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p> | NO | YES |
| <p>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor name: <u>Boart of Trustees</u> Date: <u>May 21, 2018</u></p> <p>Signature: _____</p> | | |

Short Environmental Assessment Form

Part I - Project Information

Instructions for Completing

Part I - Project Information. The applicant or project sponsor is responsible for the completion of Part I. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part I based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part I. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part I - Project and Sponsor Information | | | |
|--|--|--------------|---------------------------------|
| Name of Action or Project: Village of Greenport Bond Resolution purchase of land at 415 Sixth Street | | | |
| Project Location (describe, and attach a location map): 415 Sixth Street, Greenport | | | |
| Brief Description of Proposed Action: Adoption of a bond resolution of \$500,000 for the purchase of the land located at 415 Sixth Street, Greenport | | | |
| Name of Applicant or Sponsor: Board of Trustees Village of Greenport | | Telephone: | |
| | | E-Mail: | |
| Address: 236 Third Street, | | | |
| City/PO: Greenport, | | State: NY | Zip Code: 11946 |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | | NO <input type="checkbox"/> |
| | | | YES <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: | | | NO <input type="checkbox"/> |
| | | | YES <input type="checkbox"/> |
| 3.a. Total acreage of the site of the proposed action? | | .189 acres | |
| b. Total acreage to be physically disturbed? | | .10 acres | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | | 0 acres | |
| 4. Check all land uses that occur on, adjoining and near the proposed action. | | | |
| <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) | | | |
| <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ | | | |
| <input type="checkbox"/> Parkland | | | |

Project:

Date:

*Short Environmental Assessment Form
Part 2 - Impact Assessment*

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|--|-------------------------------------|------------------------------------|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Will the proposed action impair the character or quality of the existing community? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Will the proposed action impact existing: | | |
| a. public / private water supplies? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. public / private wastewater treatment utilities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Will the proposed action create a hazard to environmental resources or human health? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Agency Use Only [If applicable]

Project: _____
Date: _____

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

| | |
|---|--|
| <input type="checkbox"/> | Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required. |
| <input checked="" type="checkbox"/> | Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts. |
| Board of Trustees, Village of Greenport Name of Lead Agency | May 21, 2018 Date |
| Paul J. Pallas, P. E. Print or Type Name of Responsible Officer in Lead Agency | Village Administrator Title of Responsible Officer |
| Signature of Responsible Officer in Lead Agency | Signature of Preparer (if different from Responsible Officer) |

PRINT FORM

At a regular meeting of the Board of Trustees of the Village of Greenport, Suffolk County, New York, held at the Village Hall, in Greenport, New York, in said Village, on May __, 2018, at _____ o'clock _____ M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Trustee _____, who moved its adoption, seconded by Trustee _____, to-wit:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A 0.189 ACRE LOT AT 415 SIXTH STREET IN THE VILLAGE OF GREENPORT, AT AN ESTIMATED MAXIMUM COST OF \$375,000, TOGETHER WITH THE EXISTING BUILDINGS THEREON, AT AN ESTIMATED MAXIMUM COST OF \$125,000, FOR A TOTAL MAXIMUM ESTIMATED COST OF \$500,000, IN AND FOR SAID VILLAGE.

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Greenport, Suffolk County, New York, as follows:

Section 1. For paying the cost of the acquisition of a 0.189 acre lot at 415 Sixth Street in the Village of Greenport, at an estimated maximum cost of \$375,000, which is a specific object or purpose, together with the existing buildings thereon, at an estimated maximum cost of \$125,000, which is a class of objects or purposes, for a total maximum estimated cost of \$500,000, in and for Village of Greenport, Suffolk County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued \$500,000 bonds of said Village pursuant to the provisions of the Local Finance Law.

Section 2. The estimated maximum cost of the aforesaid objects or purposes is hereby determined to be \$500,000, and the plan for the financing thereof is by the issuance of \$500,000 bonds of said Village authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness for the acquisition of the 0.189 acre lot is thirty years pursuant to subdivision twenty-one, and the period of

probable usefulness for the acquisition of the buildings thereon is fifteen years pursuant to subdivision eleven of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Village of Greenport, Suffolk County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Village of Greenport, Suffolk County, New York, by the manual or facsimile signature of the Village Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Village Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of said Village; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of the Village Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the Village), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Village Treasurer. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary form in _____, the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law and Article 9 of the Village Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Village of Greenport, Suffolk County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of
Trustees of said Village, including the resolution contained therein, held on May __, 2018, with the
original thereof on file in my office, and that the same is a true and correct transcript therefrom and
of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspapers and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

| <u>Designated Location(s) of Posted Notices</u> | <u>Date of Posting</u> |
|---|------------------------|
|---|------------------------|

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Village on May _____, 2018.

Village Clerk

(CORPORATE
SEAL)

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Board of Trustees of Village of Greenport, Suffolk County, New York, at a meeting held on May 17, 2018, duly adopted the resolution summarized below, subject to a permissive referendum.

The resolution provides that the faith and credit of the Village of Greenport, Suffolk County, New York, are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY 17, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A 0.189 ACRE LOT AT 415 SIXTH STREET IN THE VILLAGE OF GREENPORT, AT AN ESTIMATED MAXIMUM COST OF \$375,000, TOGETHER WITH THE EXISTING BUILDINGS THEREON, AT AN ESTIMATED MAXIMUM COST OF \$125,000, FOR A TOTAL MAXIMUM ESTIMATED COST OF \$500,000, IN AND FOR SAID VILLAGE.

The period of probable usefulness for the acquisition of the 0.189 acre lot is thirty years pursuant to subdivision twenty-one, and the period of probable usefulness for the acquisition of the buildings thereon is fifteen years pursuant to subdivision eleven of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
 _____, 2018

Village Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Village of Greenport, Suffolk County, New York, DEPOSE AND SAY:

That on _____, 2018, I caused to be posted a summary Notice of Adoption of A bond resolution adopted May __, 2018, at the following six (6) conspicuous public places in said Village:

A true, correct and complete copy of such summary Notice of Adoption, in the exact form in which the same was actually posted, is set forth below:

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Board of Trustees of Village of Greenport, Suffolk County, New York, at a meeting held on May __, 2018, duly adopted the resolution summarized below, subject to a permissive referendum.

The resolution provides that the faith and credit of the Village of Greenport, Suffolk County, New York, are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY --, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A 0.189 ACRE LOT AT 415 SIXTH STREET IN THE VILLAGE OF GREENPORT, AT AN ESTIMATED MAXIMUM COST OF \$375,000, TOGETHER WITH THE EXISTING BUILDINGS THEREON, AT AN ESTIMATED MAXIMUM COST OF \$125,000, FOR A TOTAL MAXIMUM ESTIMATED COST OF \$500,000, IN AND FOR SAID VILLAGE.

The period of probable usefulness for the acquisition of the 0.189 acre lot is thirty years pursuant to subdivision twenty-one, and the period of probable usefulness for the acquisition of the buildings thereon is fifteen years pursuant to subdivision eleven of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
_____, 2018

Village Clerk

Sworn to before me on
_____, 2018.

Notary Public

LEGAL NOTICE OF ESTOPPEL

NOTICE IS HEREBY GIVEN that the resolution, a summary of which is published herewith, has been adopted by the Board of Trustees of the Village of Greenport, Suffolk County, New York, on May __, 2018, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Village is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

A summary of the aforesaid resolution is set forth below. The resolution provides as follows: that the faith and credit of the Village of Greenport, Suffolk County, New York (the "Village"), are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF A 0.189 ACRE LOT AT 415 SIXTH STREET IN THE VILLAGE OF GREENPORT, AT AN ESTIMATED MAXIMUM COST OF \$375,000, TOGETHER WITH THE EXISTING BUILDINGS THEREON, AT AN ESTIMATED MAXIMUM COST OF \$125,000, FOR A TOTAL MAXIMUM ESTIMATED COST OF \$500,000, IN AND FOR SAID VILLAGE.

The period of probable usefulness for the acquisition of the 0.189 acre lot is thirty years pursuant to subdivision twenty-one, and the period of probable usefulness for the acquisition of the buildings thereon is fifteen years pursuant to subdivision eleven of paragraph a of Section 11.00 of the Local Finance Law..

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
 _____, 2018

Village Clerk

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

RESOLUTION REGARDING SEQRA
ADOPTION OF A BOND RESOLUTION
FOR THE ACQUISITION OF THE PARTIAL RECONSTRUCTION
AND IMPROVEMENT OF THE BUILDINGS AT 415 SIXTH STREET

WHEREAS the Board of Trustees of the Village of Greenport is considering for adoption a bond resolution in the amount of \$150,000 for the partial reconstruction and improvement of buildings located at 415 Sixth Street, Greenport; and

WHEREAS the Board of Trustees has reviewed the proposed bond resolution and accompanying materials with respect to the required SEQRA review with respect to the adoption of the bond resolution; it is therefore

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with respect to the consideration and adoption of the proposed bond resolution; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed bond resolution is an unlisted action for purposes of SEQRA; and it is further

RESOLVED that the Board of Trustees hereby determines that the adoption of the proposed bond resolution:

- Will not create a material conflict with an adopted land use plan or zoning regulations; and
- Will not result in a change in the use or intensity of the use of land; and
- Will not impair the character or quality of the existing community; and
- Will not have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area; and

Will not result in an adverse change in the existing level of traffic or affect existing

infrastructure for mass transit, biking, or walkways; and

Will not cause an increase in the use of energy or fails to incorporate reasonably available energy a conservation or renewable energy alternatives; and

Will not impact existing public or private water supplies; and

Will not impact existing public or private wastewater treatment facilities; and

Will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources; and

Will no result in an adverse change to natural resources such as wetlands, waterbodies, groundwater, air quality, flora and fauna; and

Will not result in an increase in the potential for erosion, flooding or drainage problems; and

Will not create a hazard to environmental resources or human health; and that it is therefore

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

Upon motion of Trustee _____ seconded by Trustee _____,

In Favor _____

Against: _____

BOARD OF TRUSTEES
VILLAGE OF GREENPORT
NEGATIVE DECLARATION REGARDING SEQRA
FOR A BOND RESOLUTION
FOR PARTIAL RECONSTRUCTION OF BUILDINGS AT 415 SIXTH STREET
NEGATIVE DECLARATION FOR PURPOSES OF ARTICLE 8 OF THE
ENVIRONMENTAL CONSERVATION LAW

ACTION:

Adoption of a bond resolution in the amount of \$150,000 for the partial reconstruction of the buildings located at 415 Sixth Street, Greenport.

NAME AND ADDRESS OF LEAD AGENCY:

Greenport Village Board of Trustees, 236 Third Street, Greenport, New York 11944.

NAME AND ADDRESS OF CONTACT FOR FURTHER INFORMATION:

Paul J. Pallas, P. E., Village Administrator, 236 Third Street, Greenport, New York 11944.

SEQRA CLASSIFICATION:

Unlisted

DESCRIPTION OF THE NATURE, EXTENT AND LOCATION OF THE ACTION:

Adoption of a bond resolution in the amount of \$150,000 for the partial reconstruction of the buildings at 415 Sixth Street, Greenport.

REASONING SUPPORTING THE DETERMINATION

The Board of Trustees has determined that there is no aspect of the environment for which there will be any potential for a significant negative impact.

Short Environmental Assessment Form

Part I - Project Information

Instructions for Completing

Part I - Project Information. The applicant or project sponsor is responsible for the completion of Part I. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part I based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part I. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part I - Project and Sponsor Information | | | | |
|--|--|-----------------------|---|---------------------------------|
| Name of Action or Project: Village of Greenport Bond Resolution partial reconstruction of buildings at 415 Sixth Street | | | | |
| Project Location (describe, and attach a location map): 415 Sixth Street, Greenport | | | | |
| Brief Description of Proposed Action: Adoption of a bond resolution of \$150,000 for the partial reconstruction of the buildings located at 415 Sixth Street, Greenport | | | | |
| Name of Applicant or Sponsor: Board of Trustees Village of Greenport | | Telephone: E-Mail: | | |
| Address: 236 Third Street, | | | | |
| City/PO: Greenport, | | State: NY | Zip Code: 11946 | |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | | NO <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: | | | NO <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| 3.a. Total acreage of the site of the proposed action? | | .189 acres | | |
| b. Total acreage to be physically disturbed? | | .10 acres | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | | 0 acres | | |
| 4. Check all land uses that occur on, adjoining and near the proposed action. | | | | |
| <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland | | | | |

| | | | |
|---|-------------------------------------|-------------------------------------|--------------------------|
| 5. Is the proposed action, a. A permitted use under the zoning regulations? | NO | YES | N/A |
| | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Consistent with the adopted comprehensive plan? | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Is the proposed action consistent with the predominant character of the existing built or natural landscape? | NO | YES | |
| | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____ | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 8. a. Will the proposed action result in a substantial increase in traffic above present levels? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Are public transportation service(s) available at or near the site of the proposed action? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ | NO | YES | |
| | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Is the proposed action located in an archeological sensitive area? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban | | | |
| 15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 16. Is the project site located in the 100 year flood plain? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ | | | |
| | | | |

| | | |
|--|-------------------------------------|--------------------------|
| <p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____</p> | NO | YES |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____</p> | NO | YES |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____</p> | NO | YES |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <p>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> | | |
| <p>Applicant/sponsor name: <u>Boart of Trustees</u></p> | <p>Date: <u>May 21, 2018</u></p> | |
| <p>Signature: _____</p> | | |

At a regular meeting of the Board of Trustees of the Village of Greenport, Suffolk County, New York, held at the Village Hall, in Greenport, New York, in said Village, on May __, 2018, at _____ o'clock _____M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Trustee _____, who moved its adoption, seconded by Trustee _____, to-wit:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PARTIAL RECONSTRUCTION AND IMPROVEMENT OF VILLAGE-OWNED BUILDINGS AT 415 SIXTH STREET, IN AND FOR SAID VILLAGE.

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Greenport, Suffolk County, New York, as follows:

Section 1. For paying the cost of the partial reconstruction and improvement of Village-owned buildings at 415 Sixth Street, in and for Village of Greenport, Suffolk County, New York, including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued \$150,000 bonds of said Village pursuant to the provisions of the Local Finance Law.

Section 2. The estimated maximum cost of the aforesaid class of objects or purposes is hereby determined to be \$150,000, and the plan for the financing thereof is by the issuance of \$150,000 bonds of said Village authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years pursuant to subdivision twelve of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village

Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Village of Greenport, Suffolk County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Village of Greenport, Suffolk County, New York, by the manual or facsimile signature of the Village Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Village Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of said Village; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of

the Village Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the Village), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Village Treasurer. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in summary form in _____, the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 36.00 of the Local Finance Law and Article 9 of the Village Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * *

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Village of Greenport, Suffolk County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of
Trustees of said Village, including the resolution contained therein, held on May __, 2018, with the
original thereof on file in my office, and that the same is a true and correct transcript therefrom and
of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
notice of the time and place of said meeting to be given to the following newspapers and/or other
news media as follows:

Newspaper and/or Other News Media

Date Given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Village on May ____, 2018.

Village Clerk

(CORPORATE
SEAL)

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Board of Trustees of Village of Greenport, Suffolk County, New York, at a meeting held on May __, 2018, duly adopted the resolution summarized below, subject to a permissive referendum.

The resolution provides that the faith and credit of the Village of Greenport, Suffolk County, New York, are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PARTIAL RECONSTRUCTION AND IMPROVEMENT OF VILLAGE-OWNED BUILDINGS AT 415 SIXTH STREET, IN AND FOR SAID VILLAGE.

The period of probable usefulness of the aforesaid class of objects or purposes is ten years pursuant to subdivision twelve of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
 _____, 2018

Village Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Village of Greenport, Suffolk County, New York, DEPOSE AND SAY:

That on _____, 2018, I caused to be posted a summary Notice of Adoption of A bond resolution adopted May __, 2018, at the following six (6) conspicuous public places in said Village:

A true, correct and complete copy of such summary Notice of Adoption, in the exact form in which the same was actually posted, is set forth below:

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Board of Trustees of Village of Greenport, Suffolk County, New York, at a meeting held on May __, 2018, duly adopted the resolution summarized below, subject to a permissive referendum.

The resolution provides that the faith and credit of the Village of Greenport, Suffolk County, New York, are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PARTIAL RECONSTRUCTION AND IMPROVEMENT OF VILLAGE-OWNED BUILDINGS AT 415 SIXTH STREET, IN AND FOR SAID VILLAGE.

The period of probable usefulness of the aforesaid class of objects or purposes is ten years pursuant to subdivision twelve of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
_____, 2018

Village Clerk

Sworn to before me on
_____, 2018.

Notary Public

LEGAL NOTICE OF ESTOPPEL

NOTICE IS HEREBY GIVEN that the resolution, a summary of which is published herewith, has been adopted by the Board of Trustees of the Village of Greenport, Suffolk County, New York, on May __, 2018, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Village is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

A summary of the aforesaid resolution is set forth below. The resolution provides as follows: that the faith and credit of the Village of Greenport, Suffolk County, New York (the "Village"), are irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable; that an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year; that the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds authorized by such resolution, including renewals of such notes, is delegated to the Village Treasurer; that all other matters, except as provided in such resolution, relating to the bonds authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed in such resolution and the manner of the execution of the same and also including the consolidation with other issues, and the authority to issue such obligations on the basis of substantially level or declining annual debt service, is delegated to and shall be determined by the Village Treasurer; and that this LEGAL NOTICE shall be published.

A summary of the bond resolution follow:

BOND RESOLUTION DATED MAY __, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE VILLAGE OF GREENPORT, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PARTIAL RECONSTRUCTION AND IMPROVEMENT OF VILLAGE-OWNED BUILDINGS AT 415 SIXTH STREET, IN AND FOR SAID VILLAGE.

The period of probable usefulness of the aforesaid class of objects or purposes is ten years pursuant to subdivision twelve of paragraph a of Section 11.00 of the Local Finance Law.

THE FULL TEXT OF THIS BOND RESOLUTION IS AVAILABLE FOR PUBLIC INSPECTION AT THE OFFICE OF THE VILLAGE CLERK LOCATED AT 236 THIRD STREET, GREENPORT, NEW YORK, DURING NORMAL BUSINESS HOURS.

Dated: Greenport, New York
_____, 2018

Village Clerk

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

NEGATIVE DECLARATION REGARDING SEQRA
FOR THE ADOPTION OF A LOCAL LAW OF 2018
CREATING SECTIONS 65-8, 9, AND 10 OF THE GREENPORT VILLAGE CODE
REGARDING FIRE MARSHAL INSPECTIONS FOR CHANGES OF USE IN
NONRESIDENTIAL PREMISES

NEGATIVE DECLARATION FOR PURPOSES OF ARTICLE 8 OF THE
ENVIRONMENTAL CONSERVATION LAW

ACTION:

Adoption of a local law of 2018 Creating Sections 65-8, 9, and 10 of the Greenport Village Code Regarding Fire Marshal Inspections for Changes of Use in Nonresidential Premises.

NAME AND ADDRESS OF LEAD AGENCY:

Village of Greenport, 236 Third Street, Greenport, New York 11944

NAME AND ADDRESS OF CONTACT FOR FURTHER INFORMATION:

Sylvia Pirillo, Village Clerk, 236 Third Street, Greenport, New York 11944

SEQRA CLASSIFICATION:

Unlisted

DESCRIPTION OF THE NATURE, EXTENT AND LOCATION OF THE ACTION:

Adoption of a local law of 2018 creating Sections 65-8, 9, and 10 of the Greenport Village Code Regarding Fire Marshal inspections for changes of use in nonresidential premises.

REASONING SUPPORTING THE DETERMINATION

The Board of Trustees determined that there is no aspect of the environment for which there will be any potential for a significant negative impact.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part 1 - Project and Sponsor Information | | | | |
|--|--|-----------------------|--------------------------------|--|
| Name of Action or Project: Adoption of a local law of 2018 amending Sections 65-8, 9 and 10 of the Greenport Village Code Regarding Fire Marshal Inspections | | | | |
| Project Location (describe, and attach a location map): Village of Greenport | | | | |
| Brief Description of Proposed Action: Adoption by the Board of Trustees of a local law of 2018 amending Sections 65-8, 9, and 10 of the Greenport Village Code regarding Fire Marshal Inspections for Changes of Use in Nonresidential Premises. | | | | |
| Name of Applicant or Sponsor: Village of Greenport Board of Trustees | | Telephone: E-Mail: | | |
| Address: 236 Third Street, Greenport, New York 11944 | | | | |
| City/PO: | | State: | Zip Code: | |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | | NO <input type="checkbox"/> | YES <input checked="" type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: | | | NO <input type="checkbox"/> | YES <input type="checkbox"/> |
| 3.a. Total acreage of the site of the proposed action? | | _____ n/a acres | | |
| b. Total acreage to be physically disturbed? | | _____ n/a acres | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | | _____ n/a acres | | |
| 4. Check all land uses that occur on, adjoining and near the proposed action. | | | | |
| <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) | | | | |
| <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ | | | | |
| <input type="checkbox"/> Parkland | | | | |

| | | |
|--|---|--|
| <p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____</p> | <p>NO</p> <p><input type="checkbox"/></p> | <p>YES</p> <p><input type="checkbox"/></p> |
| <p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____</p> | <p>NO</p> <p><input type="checkbox"/></p> | <p>YES</p> <p><input type="checkbox"/></p> |
| <p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____</p> | <p>NO</p> <p><input type="checkbox"/></p> | <p>YES</p> <p><input type="checkbox"/></p> |
| <p>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor name: <u>Village of Greenport</u> Date: <u>May 18, 2018</u></p> <p>Signature: _____</p> | | |

Project:

Date:

***Short Environmental Assessment Form
Part 2 - Impact Assessment***

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|--|---|--|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Will the proposed action impair the character or quality of the existing community? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Will the proposed action impact existing: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| a. public / private water supplies? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. public / private wastewater treatment utilities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Will the proposed action create a hazard to environmental resources or human health? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Board of Trustees Village of Greenport

May 18, 2018

Name of Lead Agency

Date

Paul J. Pallas, P. E.

Village Administrator

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

BOARD OF TRUSTEES - VILLAGE OF GREENPORT
SEQRA RESOLUTION REGARDING THE AMENDMENT OF CHAPTER 65
(FIRE PREVENTION AND BUILDING CONSTRUCTION)
OF THE VILLAGE OF GREENPORT CODE

WHEREAS THE Village of Greenport intends to amend Chapter 65 (Fire Prevention and Building Construction), of the Village of Greenport Code to create regulations that incorporate the inspections required by New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, with a review of compliance with the Greenport Village Code, and site plan review; and

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Village of Greenport with respect to the amendment of Chapter 65 (Fire Prevention and Building Construction) and completed a short form EAF for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the amendment of Chapter 65 (Fire Prevention and Building Construction), of the Village of Greenport Code to create regulations that incorporate the inspections required by New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, with a review of compliance with the Greenport Village Code, and site plan review; and it is further

RESOLVED that the Board of Trustees hereby determines that the amendment of Chapter 65 (Fire Prevention and Building Construction) of the Village of Greenport Code to create regulations that incorporate the inspections required by New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, with a review of compliance with the Greenport Village Code, and site plan review; it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines

that the amendment of Chapter 65 (Fire Prevention and Building Construction) to create regulations that incorporate the inspections required by New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, with a review of compliance with the Greenport Village Code, and site plan review is an Unlisted Action for purposes of SEQRA;

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 two ore more related actions each of which is not significant but when reviewed together are significant.

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

Upon motion by Trustee _____ / seconded by Trustee _____
this resolution is carried as follows:
Dated: May 2, 2018

Draft: December 20, 2017

LOCAL LAW NO. OF THE YEAR 2018
A LOCAL LAW CREATING SECTIONS 65-8, 9 AND 10
OF THE GREENPORT VILLAGE CODE
REGARDING FIRE MARSHAL INSPECTIONS FOR CHANGES OF USE
IN NONRESIDENTIAL PREMISES

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 65-8 of the Greenport Village Code.

2.2 Creation of Section 65-9 of the Greenport Village Code.

2.3 Creation of Section 65-10 of the Greenport Village Code

3.0 Severability

1.1 Title.

This Local Law shall be entitled "Local Law of 2018 Creating Sections 65-8, 65-9 of
the Greenport Village Code Regarding Fire Marshal Inspections for Changes of Use in
Nonresidential Premises" .

1.2. Enactment.

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

December 20, 2017

of New York, the Incorporated Village of Greenport, County of Suffolk and State of New York, hereby enacts by this Local Law of 2018, 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 regulations that incorporate the inspections that are required by the New York State Uniform Fire Prevention and Building Code for commercial spaces, places of public assembly, and premises with a change in use or occupancy, and for the review of compliance with the Greenport Village Code, and for site plan review.

2.0 General Provisions.

2.1 Section 65-8 of the Greenport Village Code shall hereby be created to read as follows:

“Section 65-8. Annual Inspections.

Each retail and commercial space, and each premises with a space used for public assembly shall be inspected by the Greenport Village Fire Marshal for compliance with the New York State Uniform Fire Prevention and Building Code and Greenport Village Code at least once per calendar year in addition to any other inspection provided by law or hereunder. The Board of Trustees may set by resolution a form and application and a fee for this inspection.

2.2 Section 65-9 of the Greenport Village Code shall hereby be created to read as

December 20, 2017

follows:

65-9. Inspection on Change of Use and Occupancy or Tenancy.

A. In addition to any other inspection provided hereunder or by law, each retail and commercial space, and each premises with a space used for public assembly shall be inspected by the Greenport Village Fire Marshal for compliance with the New York State Uniform Fire Prevention and Building Code and Greenport Village Code prior to any change in use, occupancy or tenancy and as follows;

(1). In the event that the change of use, occupancy or tenancy creates, changes, or continues a conditional use, or requires a building or other permit under the New York State Uniform Fire Prevention and Building Code or Greenport Village Code then the Fire Marshal shall refer the application to the Building Inspector and the Planning Board pursuant to Section 150-29 of the Greenport Village Code for conditional uses and Section 150-30 for all uses, and an application for a review by the Planning Board shall be required; and

(2). In the event that the change of use, occupancy or tenancy does not create, change, or continue a conditional use and does not require a building or other permit under the New York State Uniform Fire Prevention and Building Code or the Greenport Village Code, then the Fire Marshal shall approve the use on a form to be created by the Village and refer that approval to the Village Building Department.

(3) Change in occupancy or use shall include any change in configuration of a premises, and any change or alteration in the primary use or addition or removal of a secondary or accessory use.

B. In the event that the inspection to be performed by the Fire Marshal shall be of a

December 20, 2017

premises which includes a place of public assembly or a premises or use where an RPZ valve is required, then the Fire Marshall inspection shall include an inspection of the certification of the sprinkler system or the system, and the determination of the existence or operation of an RPZ valve.

2.3 Section 65-10 of the Greenport Village Code is hereby created as follows;

Section 65-10 Penalties

The failure to obtain or to permit the inspection required by this Chapter or for the owner or tenant of a premises to open or operate a business without the required inspection or approval shall be punishable by a fine in the amount of \$250. Each and every day that the violation shall exist shall be a separate violation punishable as a separate offense of this Chapter with a separate fine.

BOARD OF TRUSTEES

VILLAGE OF GREENPORT

NEGATIVE DECLARATION REGARDING SEQRA
FOR THE ADOPTION OF A LOCAL LAW OF 2018
AMENDING CHAPTER 44 OF THE GREENPORT VILLAGE CODE
PUBLIC ASSEMBLIES AND OCCUPANCY

NEGATIVE DECLARATION FOR PURPOSES OF ARTICLE 8 OF THE
ENVIRONMENTAL CONSERVATION LAW

ACTION:

Adoption of a local law of 2018 Amending Chapter 44 of the Greenport Village Code Public Assemblies and Occupancy.

NAME AND ADDRESS OF LEAD AGENCY:

Village of Greenport, 236 Third Street, Greenport, New York 11944

NAME AND ADDRESS OF CONTACT FOR FURTHER INFORMATION:

Sylvia Pirillo, Village Clerk, 236 Third Street, Greenport, New York 11944

SEQRA CLASSIFICATION:

Unlisted

DESCRIPTION OF THE NATURE, EXTENT AND LOCATION OF THE ACTION:

Adoption of a local law of 2018 amending the existing Chapter 44 Public Assemblies and Occupancy.

REASONING SUPPORTING THE DETERMINATION

The Board of Trustees determined that there is no aspect of the environment for which there will be any potential for a significant negative impact.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part 1 - Project and Sponsor Information | | | | |
|--|--|-----------------------|--------------------------------|---------------------------------|
| Name of Action or Project: Adoption of a local law of 2018 amending Chapter 44 of the Greenport Village Code Public Assemblies and Occupancy | | | | |
| Project Location (describe, and attach a location map): Village of Greenport | | | | |
| Brief Description of Proposed Action: Adoption by the Board of Trustees of a local law of 2018 amending Chapter 44 of the Greenport Village Code Public Assemblies and Occupancies. | | | | |
| Name of Applicant or Sponsor: Village of Greenport Board of Trustees | | Telephone: E-Mail: | | |
| Address: 236 Third Street, Greenport, New York 11944 | | | | |
| City/PO: | | State: | Zip Code: | |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | | NO <input type="checkbox"/> | YES <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: | | | NO <input type="checkbox"/> | YES <input type="checkbox"/> |
| 3.a. Total acreage of the site of the proposed action? | | _____ n/a acres | | |
| b. Total acreage to be physically disturbed? | | _____ n/a acres | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | | _____ n/a acres | | |
| 4. Check all land uses that occur on, adjoining and near the proposed action. | | | | |
| <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) | | | | |
| <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ | | | | |
| <input type="checkbox"/> Parkland | | | | |

| | | |
|---|---|--|
| <p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____</p> | <p>NO <input type="checkbox"/></p> | <p>YES <input type="checkbox"/></p> |
| <p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____</p> | <p>NO <input type="checkbox"/></p> | <p>YES <input type="checkbox"/></p> |
| <p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____</p> | <p>NO <input type="checkbox"/></p> | <p>YES <input type="checkbox"/></p> |
| <p>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor name: <u>Village of Greenport</u> Date: <u>May 18, 2018</u></p> <p>Signature: _____</p> | | |

Project:

Date:

**Short Environmental Assessment Form
Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|--|-------------------------------------|------------------------------------|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Will the proposed action impair the character or quality of the existing community? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Will the proposed action impact existing: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| a. public / private water supplies? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. public / private wastewater treatment utilities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Will the proposed action create a hazard to environmental resources or human health? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Project:

Date:

**Short Environmental Assessment Form
Part 3 Determination of Significance**

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

| | |
|---|--|
| <input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required. | |
| <input checked="" type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts. | |
| Board of Trustees Village of Greenport Name of Lead Agency | May 18, 2018 Date |
| Paul J. Pallas, P. E. Print or Type Name of Responsible Officer in Lead Agency | Village Administrator Title of Responsible Officer |
| _____ Signature of Responsible Officer in Lead Agency | _____ Signature of Preparer (if different from Responsible Officer) |

PRINT FORM

BOARD OF TRUSTEES - VILLAGE OF GREENPORT

SEQRA RESOLUTION REGARDING THE AMENDMENT OF CHAPTER 44
(ASSEMBLIES, MASS PUBLIC)
OF THE VILLAGE OF GREENPORT CODE

WHEREAS THE Village of Greenport intends to amend Chapter 44 (Assemblies, Mass Public) of the Village of Greenport Code to amend and update the regulations of the Village of Greenport regarding mass public assemblies and other places licensed or permitted for public occupancy; and

WHEREAS the Board of Trustees of the Village of Greenport has duly considered the obligations of the Village of Greenport with respect to the amendment of Chapter 44 (Assemblies, Mass Public) and completed a short form EAF for purposes of SEQRA, it is therefore;

RESOLVED that the Board of Trustees adopts Lead Agency status for purposes of SEQRA with regard to the amendment of Chapter 44 (Assemblies, Mass Public) of the Village of Greenport Code to amend and update the regulations of the Village of Greenport regarding mass public assemblies and other places licensed or permitted for public occupancy; and it is further

RESOLVED that the Board of Trustees hereby determines that the amendment of Chapter 44 (Assemblies, Mass Public) to amend and update the regulations of the Village of Greenport regarding mass public assemblies and other places licensed or permitted for public occupancy; it is further;

RESOLVED that the Board of Trustees of the Village of Greenport hereby determines that the amendment of Chapter 44 (Assemblies, Mass Public) to amend and update the regulations of the Village of Greenport regarding mass public assemblies and other places licensed or permitted for public occupancy is an Unlisted Action for purposes of SEQRA;

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 two ore more related actions each of which is not significant but when reviewed together are significant.

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

Upon motion by Trustee / seconded by Trustee

this resolution is carried as follows:

Dated: May 2, 2018

May 17, 2018

LOCAL LAW NO. OF THE YEAR 2018
A LOCAL LAW AMENDING CHAPTER 44
OF THE GREENPORT VILLAGE CODE
PUBLIC ASSEMBLIES AND OCCUPANCY

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 Chapter 44, Assemblies, Mass, Public.

3.0 Severability.

1.1 Title.

This Local Law shall be entitled "Local Law of 2018 Amending Chapter 44;
Assemblies, Mass, Public, 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 2018, a Local Law of the Village of
Greenport.

1.3. Effective Date.

May 18, 2018

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 and update the regulations of the Village of Greenport regarding mass public assemblies and other places licensed or permitted for public occupancy.

2.0 General Provisions.

2.1 Chapter 44 of the Greenport Village Code, is hereby amended to read as follows:

“Chapter 44: Public Assembly and Occupancy

§ 44-1 Intent.

§ 44-2 Special permit required.

§ 44-3 Application procedure; review; bond required.

§ 44-4 Concurrent remedies.

§ 44-5 Supplementary provisions.

§ 44-6 Penalties for offenses.

§ 44-1 Intent.

The Board of Trustees of the Village of Greenport, being concerned for the health, safety and welfare of the residents of the Village of Greenport and the public that otherwise are within the jurisdiction of the Village of Greenport, and being cognizant of the difficulties in the concentration and gatherings of persons in public places and also in private and commercial places of public occupancy; has enacted this Chapter.

May 18, 2018

§ 44-2 Special permit required for mass public assembly and temporary change of use of and occupancy for places of public occupancy.

A. Mass Assembly Permit (Board of Trustees)- No person, group of persons, partnership, association or corporation, or any combination thereof, shall maintain, conduct, promote or operate on any public lands or public property any use thereof for the purposes of mass public gatherings or assemblies, except pursuant to a special permit issued by the Board of Trustees of the Village of Greenport as hereinafter provided.

B. No person shall authorize or engage in any parade or exhibition upon any street or public grounds in the Village without first having obtained a permit from the Village Board of Trustees and approval of the Town of Southold Police Department, if such approval is required.

C. Temporary Change of Use or Occupancy Permit (Fire Marshal)- No owner, lessee, licensee or other person, partnership, association or corporation having any right to or interest in any real property within the jurisdiction of the Village of Greenport shall license, rent, lease, or otherwise permit the use of such real property or any part thereof for a use, level or classification of occupancy other than that for which the premises was approved by the Village, except pursuant to a special permit issued by the Village Fire Marshal as hereinafter provided. The Fire Marshall may issue up to six special permits per premises per calendar year, and each special permit shall specify the permitted use and occupancy and the duration thereof, and any conditions or limitations of the permit.

§ 44-3 Application procedure; review; bond required.

A. Application procedure.

(1) The applicant shall file a verified application with the Village Clerk of the Village of Greenport at least 60 days prior to the date or dates upon which such event is to take place and

May 18, 2018

not later than March 15, of the same year of the use to request the use of Mitchell Park.

(2) The application shall state:

(a) Description of the event and location or premises where event is requested to be located.

(b) The number of persons expected to attend such event and the location thereof.

(c) The date or dates thereof.

(d) The duration of the event.

(e) The means of accommodating the said persons as to:

[1] Food, if food service is part of the event.

[2] Shelter (if overnight stay is requested).

[3] Facilities for toilet and other personal sanitary needs for men and women.

[4] Emergency first aid.

[5] Parking of cars, showing the means of ingress, egress and parking areas for gatherings of 100 or more persons.

[6] Provision for public safety, guards or special police assisting in the control of traffic and the supervision of those persons attending the event, for outdoor events

C. The Board of Trustees, for a permit for a public assembly permit, and the Village of Greenport Fire Marshal, for a temporary change of the use and occupancy of a premises for a use that is otherwise legal of the premises involved, after considering the application and after due investigation and inspection, and after considering the facts and circumstances in the premises, may issue a special permit upon such terms and conditions as the Board of Trustees and/or the Fire Marshal deems necessary and proper to ensure the public health, safety and welfare.

May 18, 2018

§ 44-4 Concurrent remedies.

Nothing contained herein shall be deemed or construed so as to prevent the enforcement of any other remedy at law, concurrent or otherwise, available to the Board of Trustees or other law enforcement authority to avoid or prevent any violation or attempted violation of this chapter, such as but not limited to an injunction or restraining order.

§ 44-5 Supplementary provisions.

This Chapter is in addition to any other law, ordinance or regulation affecting the subject matter herein and is not in limitation thereof.

§ 44-6 Penalties for offenses.

Any person, group of persons, partnership, association or corporation, individually or collectively, who shall violate or aid in, take part in or assist in the violation of this Chapter shall be subject to a maximum fine of \$250 for a first offense, a maximum fine of \$1,000 for a second offense within one year of the first offense, and a maximum fine of \$2,500 for a third or subsequent offense within one year of the first offense.