

The Special Meeting of the Board of Trustees was held on March 22, 2016 at the Bayville Intermediate School, 50 Mountain Avenue, Bayville, New York 11709 at 7:30 PM.

Present were:	Trustee Fay	Village Clerk-Treasurer
	Trustee Pinkerton	Maria Alfano-Hardy
	Trustee Russo	Secretary to Board
	Trustee Charon	Nikki Paris
	Trustee Taylor	Village Attorney
	Trustee Valsecchi	Keith Corbett
	Mayor Rupp	

Trustee Pinkerton moved BE IT RESOLVED to approve the February 22, 2016 request from Roman Catholic Church of St. Gertrude to hold their Sunrise Service at West Harbor Beach, Easter Sunday, March 27, 2016 at 6:00AM.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-21

Trustee Pinkerton moved BE IT RESOLVED that the Board of Trustees certifies that they have reviewed and approved the 2015 Program Application Narrative for Youth Bureau Funding Youth and Recreational Services.

Seconded by: Trustee Fay

Poll of the Board: Trustee Fay, aye, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-22

Maximilian A. Stach, AICP from Turner Miller Group, a sub-contractor for H2M, started the meeting with a presentation for the residents explaining the areas the proposed local laws will affect. The Mayor reported that 106 e-mails were submitted in support of a Seaside Inn.

PUBLIC HEARING

7:45PM

PROPOSED LOCAL LAW 2016-1

NOTICE OF PUBLIC HEARING INCORPORATED VILLAGE OF BAYVILLE

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Incorporated Village of Bayville will hold a public hearing commencing at 7:45 PM on Tuesday, March 22, 2016 at the Bayville Intermediate School, 50 Mountain Avenue, Bayville, New York 11709 with respect to the matter summarized below:

Proposed Local Law 2016-1, a local law to add the definition of the term "Seaside Inn" to Section 80-3 of the Village Code of the Incorporated Village of Bayville as a commercial establishment, managed by the property owner, where overnight lodging is provided to temporary lodgers in one or more guest units, for compensation, for no more than thirty (30) consecutive calendar days. Seaside Inns have common sitting and dining areas and may have a restaurant in the principal building which may be open to the general public. Seaside Inns may have limited accessory recreation facilities, such as a swimming pool. Seaside Inns may also be used for social events or gatherings, such as weddings. Seaside Inns must have a minimum of four (4) units but cannot exceed thirty (30) units.

The purpose of the proposed local law is to add the definition of a "Seaside Inn" to Section 80-3 of the Village Code of the Incorporated Village of Bayville.

Persons who may suffer from a disability, which would prevent them from participating in said hearing, should notify Maria Alfano-Hardy, Village Clerk-Treasurer, at (516) 628-1439 in sufficient time to permit such arrangements to be made to enable such persons to participate in said hearing.

By Order of the Board of Trustees
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer
Dated: March 4, 2016

The following people spoke before the Board:

Al Cafora
Rory Cohen
George Jehn
Rena Bologna
Bea Rupp
Ed Orski
Ron Ruel
Peter Bianco
Rita de Rose
Vince Cicero
Wayne Gaddy
Judith Sniffen
William Charon
Christopher Pflaumer
Marc Friedman
Frank Bates
Carla Panetta
Jim Alessi
Lisa Maloney
Robert DeNatale
Michelle Principe
Doug Watson
Cliff Cotten
Lissa Harris
Jeff Davis
John Mangelli
Victoria Siegel
Andrew DeNatale
Annette Rostad

Trustee Russo moved:

WHEREAS, the Board of Trustees for the Village of Bayville ("Village Board") is considering amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District (the "Project"); and

WHEREAS, the contiguousness of the Business District to the Town of Oyster Bay's Charles E. Ransom Park lowers the thresholds of Type I actions specified in Section 617.4 of the State Environmental Quality Review Act ("SEQR") regulations (6 NYCRR Part 617); and

WHEREAS, the adoption of changes in the allowable uses within any zoning district, affecting 25 or more acres of the district is a Type 1 action specified by SEQR; and

WHEREAS, the Village Board although having determined that there are no other agencies identified as being potentially involved, nevertheless on January 19, 2016 circulated a Notice of Intent to Declare Lead Agency Status to Nassau County Planning Commission, New York State Department of Environmental Conservation ("NYSDEC"), Nassau County Health Department, Nassau County Department of Public Works, Nassau County Police - Precinct 2, Locust Valley Central School District, Bayville Fire Company No. 1, Village of Bayville Board of Trustees, Village of Bayville Planning Board, Village of Bayville Zoning Board of Appeals, and the Village of Bayville Building Department along with the Environmental Assessment Form (EAF) Part 1, and a location map; and

WHEREAS, the Village Board has allowed the agencies the requisite minimum 30-day time period to comment on the lead agency request; and

WHEREAS, the Village Board is not in receipt of any letter or notice from any agency disputing said lead agency request.

NOW, THEREFORE BE IT RESOLVED, that the Village Board declares itself Lead Agency for the SEQRA review of the action identified above.

Seconded by: Trustee Pinkerton

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-23

Trustee Russo moved:

WHEREAS, the Village Board of Trustees ("Village Board") has caused to be prepared amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District (the "action"); and

WHEREAS, the Village Board has determined that the proposed action is subject to review under the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Village Board determined that the proposed action is a Type 1 Action in accordance with the regulations implementing SEQRA; and

WHEREAS, the Village Board prepared and reviewed a full Environmental Assessment Form, Part 1, which form was circulated to various interested agencies for comment. The Village Board is the only involved agency in this action; and

WHEREAS, subsequent to said circulation, a full Environmental Assessment Form, Part 2, was prepared and reviewed by the Village Board along with the criteria contained in 6 NYCRR 617.7 (c) in order for the Board to determine whether the proposed action had the potential to result in any significant adverse impact to the environment and based on said review the Village Board retained Turner Miller Group, NY and H2M Architects and Engineers to assess potential impacts in an Environmental Assessment Form Part 3; and

WHEREAS, the Part 3 prepared by the Village's Planning and Traffic Engineering consultants has been reviewed, found to take the requisite hard look at potential traffic impacts, and it has been determined that the proposed zoning amendments will not result in significant adverse traffic impacts based on the traffic and that existing permitted uses within the Business Zoning District already generate higher volumes of peak hour traffic than the proposed Seaside Inn uses.

NOW, THEREFORE BE IT RESOLVED, that based on its review of the proposed action, i.e., amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District, the Village Board hereby determines that the proposed action will not result in any significant adverse impact on the environment.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Village Board hereby adopts a Negative Declaration pursuant to the regulations implementing the New York State Environmental Quality Review Act.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-24

Trustee Pinkerton moved BE IT RESOLVED to close the hearing at 9:25PM.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, aye, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-25

Trustee Russo moved BE IT RESOLVED to adopt proposed Local Law 2016-1 as Local Law No. 1 of the Year 2016 a local law to add the definition of the term "Seaside Inn" to Section 80-3 of the Village Code of the Incorporated Village of Bayville as a commercial establishment, managed by the property owner, where overnight lodging is provided to temporary lodgers in one or more guest units, for compensation, for no more than thirty (30) consecutive calendar days.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-26

**NOTICE OF PUBLIC HEARING
INCORPORATED VILLAGE OF BAYVILLE**

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Incorporated Village of Bayville will hold a public hearing commencing at 7:55 PM on Tuesday, March 22, 2016 at the Bayville Intermediate School, 50 Mountain Avenue, Bayville, New York 11709 with respect to the matter summarized below:

Proposed Local Law 2016-2, a local law to amend Chapter 80: Zoning Section 80-45 (A) Use regulations to add "Seaside Inn" as a permitted use in the Business District.

The purpose of the proposed local law is to add "Seaside Inn" to the list of permitted uses as set forth in Section 80-45 (A) of the Village Code of the Incorporated Village of Bayville.

Persons who may suffer from a disability, which would prevent them from participating in said hearing, should notify Maria Alfano-Hardy, Village Clerk-Treasurer, at (516) 628-1439 in sufficient time to permit such arrangements to be made to enable such persons to participate in said hearing.

By Order of the Board of Trustees
Incorporated Village of Bayville

Maria Alfano-Hardy
Village Clerk-Treasurer

Dated: March 4, 2016

For the record the hearing started at 9:26PM.

The following people spoke before the Board:

Rena Bologna
Rita de Rose
Vince Ciccerio
Michelle Principe
William Charon
Frank Bates
Carla Panetta
Jim Alessi
Lisa Maloney
Cliff Cotten
Annette Rostad
Michelle Principe
Steve Cantone
Judith Sniffen

Trustee Russo moved:

WHEREAS, the Board of Trustees for the Village of Bayville ("Village Board") is considering amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District (the "Project"); and

WHEREAS, the contiguousness of the Business District to the Town of Oyster Bay's Charles E. Ransom Park lowers the thresholds of Type I actions specified in Section 617.4 of the State Environmental Quality Review Act ("SEQR") regulations (6 NYCRR Part 617); and

WHEREAS, the adoption of changes in the allowable uses within any zoning district, affecting 25 or more acres of the district is a Type 1 action specified by SEQRA; and

WHEREAS, the Village Board although having determined that there are no other agencies identified as being potentially involved, nevertheless on January 19, 2016 circulated a Notice of Intent to Declare Lead Agency Status to Nassau County Planning Commission, New York State Department of Environmental Conservation ("NYSDEC"), Nassau County Health Department, Nassau County Department of Public Works, Nassau County Police - Precinct 2, Locust Valley Central School District, Bayville Fire Company No. 1, Village of Bayville Board of Trustees, Village of Bayville Planning Board, Village of Bayville Zoning Board of Appeals, and the Village of Bayville Building Department along with the Environmental Assessment Form (EAF) Part 1, and a location map; and

WHEREAS, the Village Board has allowed the agencies the requisite minimum 30-day time period to comment on the lead agency request; and

WHEREAS, the Village Board is not in receipt of any letter or notice from any agency disputing said lead agency request.

NOW, THEREFORE BE IT RESOLVED, that the Village Board declares itself Lead Agency for the SEQRA review of the action identified above.

Seconded by: Trustee Pinkerton

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-27

Trustee Russo moved:

WHEREAS, the Village Board of Trustees ("Village Board") has caused to be prepared amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District (the "action"); and

WHEREAS, the Village Board has determined that the proposed action is subject to review under the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Village Board determined that the proposed action is a Type 1 Action in accordance with the regulations implementing SEQRA; and

WHEREAS, the Village Board prepared and reviewed a full Environmental Assessment Form, Part 1, which form was circulated to various interested agencies for comment. The Village Board is the only involved agency in this action; and

WHEREAS, subsequent to said circulation, a full Environmental Assessment Form, Part 2, was prepared and reviewed by the Village Board along with the criteria contained in 6 NYCRR 617.7 (c) in order for the Board to determine whether the proposed action had the potential to result in any significant adverse impact to the environment and based on said review the Village Board retained Turner Miller Group, NY and H2M Architects and Engineers to assess potential impacts in an Environmental Assessment Form Part 3; and

WHEREAS, the Part 3 prepared by the Village's Planning and Traffic Engineering consultants has been reviewed, found to take the requisite hard look at potential traffic impacts, and it has been determined that the proposed zoning amendments will not result in significant adverse traffic impacts based on the traffic and that existing permitted uses within the Business Zoning District already generate higher volumes of peak hour traffic than the proposed Seaside Inn uses.

NOW, THEREFORE BE IT RESOLVED, that based on its review of the proposed action, i.e., amendments to the Zoning Local Law of the Village of Bayville defining "Seaside Inns" and allowing them as a permitted use in the Business District, the Village

Board hereby determines that the proposed action will not result in any significant adverse impact on the environment.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Village Board hereby adopts a Negative Declaration pursuant to the regulations implementing the New York State Environmental Quality Review Act.

Seconded by: Trustee Pinkerton

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-28

Trustee Pinkerton moved BE IT RESOLVED to close the Public Hearing at 9:55PM.

Seconded by: Trustee

Poll of the Board: Trustee Fay, aye, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-29

Trustee Russo moved BE IT RESOLVED to adopt proposed Local Law 2016-2 as Local Law No. 2 of the Year 2016 a local law to amend Chapter 80: Zoning Section 80-45 (A) Use regulations to add "Seaside Inn" as a permitted use in the Business District.

Seconded by: Trustee Pinkerton

Poll of the Board: Trustee Fay, nay, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, nay, Mayor Rupp, aye

RESOLUTION 2016-30

Trustee Pinkerton moved BE IT RESOLVED to close the Special Meeting at 10:00PM.

Seconded by: Trustee Charon

Poll of the Board: Trustee Fay, aye, Trustee Pinkerton, aye, Trustee Russo, aye, Trustee Charon, aye, Trustee Taylor, aye, Trustee Valsecchi, aye, Mayor Rupp, aye

RESOLUTION 2016-31

Respectfully submitted,

Maria Alfano-Hardy
Village Clerk Treasurer