

A **Regular Meeting** of the Board of Trustees of the Village of Port Washington North was held on Wednesday, **August 15, 2018** at 7:30pm at the Village Hall, 3 Pleasant Avenue, Port Washington, New York.

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| Present: | Mayor | - | Robert Weitzner |
| | Trustees | - | Steven Cohen |
| | | - | Matthew Kepke |
| | | - | Michael Malatino |
| | | - | Sherman Scheff |
| | Clerk | - | Palma Torrisi |
| | Attorney | - | Stuart Besen |
| | Court Reporter | - | Melinda Leon |

1. Public Hearings

A. Bill 1 of 2017 - Amending Economic Development B District Permitted Uses

Mayor Weitzner opened the public hearing, adjourned from July 18, 2018, to consider the adoption of Bill 1A of 2017, amending Economic Development B District permitted uses. A stenographic transcript of the hearing is on file with the Village Clerk. On motion of Trustee Cohen, seconded by Trustee Scheff, it was unanimously

RESOLVED that the public hearing to consider the adoption of Bill 1A of 2017, amending Economic Development B District permitted uses be and hereby is closed.

B. Kevin Yaraghi, 2 Channel Drive - Conditional Use Application

Mayor Weitzner opened the public hearing, duly adjourned from July 18, 2018, to consider the application of Kevin Yaraghi for a conditional use permit for an outdoor store including display patio at 2 Channel Drive (premises designated on the Nassau County Land & Tax Map as Section 4, Block 123, Lots 8 & 54 and Section 4, Block J, Lot 690). A stenographic transcript of the hearing is on file with the Village Clerk. All those present wishing to speak having been heard, the Mayor closed the public hearing. On motion of Trustee Kepke, seconded by Trustee Malatino, the following resolution was unanimously adopted:

WHEREAS, the Applicant and Owner of the premises Kevin Yaraghi requested from the Village of Port Washington North Board of Trustees a conditional use permit in order to display and sell household and outdoor furniture at the premises located at 2 Channel Drive, Port Washington, New York. More specifically designated on the Nassau County Land and Tax Map as Section 4, Block 123 Lots 8 & 54 and Section 4, Block J, Lot 690, which is in the Maritime District which does not permit the above requested use without a resolution by the Board of Trustees granting a Conditional use Permit.

WHEREAS, the applicant is requesting a conditional use permit to display and sell household furnishings outside on their patio. The Board of Trustees after reviewing the application and having heard the applicant finds that that the additional use in permitting applicant and owner to display and sell furniture outdoors is de minimis. Additionally, if the conditional use application is not granted the applicant would suffer undue hardship especially as compared to there being no impact to the surrounding neighborhood and community for said use.

WHEREAS, the applicant appeared before the Board of Trustees on July 18, 2018, and August 15, 2018, where the applicant and owner spoke in public with regard to their desire for a conditional use permit. The additional use they were seeking would not change or alter the exterior structure of the building and would not increase the amount of traffic and the granting of the conditional use permit would not interfere with the quiet enjoyment of the Village of Port Washington North.

WHEREAS, The Board of Trustees as lead agency for the action contemplated herein, after review of the proposed action 6 NYCRR Section 617.4 and 6 NYCRR Section 617.5, the Environmental Assessment Form and other relevant documents and testimony received, has determined that the above described project is an unlisted action and has determined that the

proposed action will not result in significant adverse impacts to the environment and previously adopted a Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Port Washington North hereby authorizes the applicant/owner to have a conditional use permit to display and sell household furniture outdoors upon the following conditions:

1. That the sale of household furnishing outside shall be under the same terms and conditions as they presently exist;

2. That the hours of operation to sell household furnishings outdoors shall be Monday to Friday from 9:00 a.m. to 6:00 p.m.; Saturday from 10:00 a.m. to 6:00 p.m. and Sunday from 11:00 a.m. to 6 p.m.

3. That this conditional use permit is subject to applicant and owner obtaining a parking variance before the Board of Zoning Appeals.

4. Applicant and owner is to appear before the Village of Port Washington North Board of Trustees one year from the date of this decision for continuation of the conditional use approval for the outdoor display and sale of household furniture.

Vote was recorded as follows: Trustee Cohen-aye, Trustee Kepke-aye, Trustee Scheff-aye, Mayor Weitzner-aye. Motion carried.

2. Clerk

On motion of Trustee Kepke, seconded by Trustee Malatino, it was unanimously RESOLVED that the reading of the minutes of the meeting of the Board of Trustees of June 20, 2018 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

3. Treasurer

A. On motion of Trustee Cohen, seconded by Trustee Scheff, it was unanimously RESOLVED that the reading of the Abstract of General Fund vouchers #200, totalling \$62,247.99, and Trust & Agency vouchers #146, totalling \$3,365.40, be waived and that it be and hereby are approved as presented by Treasurer Bella.

B. Trustee Scheff stated that he reviewed the bank statement reconciliations for June 2018.

4. Reports

A. Public Works

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the Public Works Department report for the month of July 2018 be and hereby is accepted as submitted by Superintendent Novinski.

B. Building Department

1. On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the Building Department reports of Superintendent Barbach and Inspector Lauria for the month of July 2018 be and hereby are accepted as submitted.

2. Sign Application- West Marine Pylon Sign at Soundview Marketplace

On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously RESOLVED that Sign Permit Application #2018-192, submitted on July 13, 2018 by Michael Bushman, for a 10-inch high by 5-foot 1-inch wide pylon sign insert for

West Marine, to be located at the main entrance to Soundview Marketplace on Shore Road (premises designated on the Nassau County Land & Tax Map as Section 4, Block 129, Lots 1, 10, 12 & 14C), be and hereby is approved.

C. Emergency Management & Traffic Safety

1. On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously RESOLVED that the July 2018 report of the Emergency Manager and Traffic Safety Commissioner be accepted as presented by Steven Kaplan.

2. On motion of Trustee Cohen, seconded by Trustee Scheff, it was unanimously RESOLVED that the Village hereby authorizes Anker's Electric Service Inc. to perform street lighting system repairs at the following locations:

9 Fishermans Drive, at a cost not to exceed \$3,944.00
25 Fishermans Drive, at a cost not to exceed \$3,944.00
1 to 3 Sandy Court, at a cost not to exceed \$2,785.00
35 to 39 Sandy Court, at a cost not to exceed \$3,445.00.

D. Beautification Commission

On motion of Trustee Cohen, seconded by Trustee Kepke, it was unanimously RESOLVED that the July 2018 report of the Beautification Commissioner be accepted as presented by Howard Roth.

E. Justice Court

The Board accepted the Justice Court report for the month of July 2018.

5. Business

A. Town of North Hempstead Intermunicipal Agreement for Fuel

On motion of Trustee Cohen, seconded by Trustee Kepke, it was unanimously RESOLVED that the Village of Port Washington North enter into an intermunicipal agreement with the Town of North Hempstead for the Village to fuel its vehicles at the Town Highway Facility located on West Shore Road in Port Washington, at a rate of one hundred percent (100%) of the actual cost incurred by the Town for the purchase of such fuel.

B. GIS Computer Engineering Support Services – H2M

On motion of Trustee Kepke, seconded by Trustee Malatino, it was unanimously RESOLVED that the Village hereby engages the engineering services of H2M for GIS support at a cost not to exceed \$5,000.00, and as more particularly set forth in a written proposal dated August 8, 2018.

C. Street Light Maintenance 2018/19 Contract

The Board directed Clerk Torrisi to solicit a minimum of three written price quotes for the Street Light Maintenance 2018-2019 contract, pursuant to the Village's purchasing policy for public works contracts.

6. Executive Session

On motion of Trustee Kepke, seconded by Trustee Cohen, it was unanimously RESOLVED that the regular meeting be adjourned and that the Board enter into executive session to discuss a personnel matter.

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the executive session be closed and the regular meeting reopened.

Mayor Weitzner stated that no business was conducted during the executive session.

On motion of Trustee Cohen, seconded by Trustee Scheff, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 9:30 p.m.

Palma Torrisi, Village Clerk

A **Special Meeting** of the Board of Trustees of the Village of Port Washington North was held on Thursday, **August 30, 2018** at 8:00pm at the Village Hall, 3 Pleasant Avenue, Port Washington, New York.

Present: Mayor - Robert Weitzner
Trustees - Matthew Kepke
- Sherman Scheff

Excused: Trustees Cohen & Malatino

On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously RESOLVED that the Village Clerk is hereby authorized to solicit a minimum of three written price quotes for the Street Light Maintenance 2018-2019 contract, pursuant to the Village's purchasing policy for public works contracts.

On motion of Trustee Kepke, seconded by Trustee Scheff, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 8:15 p.m.

Robert S. Weitzner, Acting Secretary

