

Minutes of the Regular meeting of the Board of Trustees and Appointed Officers of the Incorporated Village of Woodsburgh held on Monday, September 27, 2018 at 8:00 p.m. at Village Hall, 30 Piermont Avenue, Hewlett, New York.

1. Calling the Meeting to Order:

Mayor Israel called the meeting to order at 8:00 p.m.

2. Roll Call:

Present	Mayor	Lee Israel
	Deputy Mayor	Gary Goffner
	Trustee	Barry Platnick
	Trustee	Carl Cayne
	Village Clerk	Michelle Blandino
	Village Attorney	Brian Stolar, Esq.

Excused	Trustee	Jake Harman
	Treasurer	Alan Hirmes

3. Notice of Meeting– Nassau Herald:

Clerk Blandino reported that notice of this evening's meeting was posted in the Nassau Herald.

4. Minutes – August 27, 2018:

On motion by Trustee Cayne, seconded by Deputy Mayor Goffner and unanimously approved, the Board dispensed with the reading of the minutes of the August 27, 2018 meeting the Clerk had previously mailed such minutes and they are hereby approved.

5. Public Hearing Application of WFIT 127 LLC, 127 Willow Road, Woodsburgh, New York, for (a) site plan approval to permit site modifications, and (b) to amend (i) conditions of a previous subdivision approval and (ii) a Declaration of Covenants and Restrictions. Premises are also known as Section 41, Block 68, Lot 376 on the Nassau County Land and Tax Map.

A. Open Hearing: The Mayor opened the public hearing.

B. Notice of Hearing: Clerk Blandino reported that notice of this evening's public hearing appeared in the Nassau Herald and was posted on the bulletin board outside Village Hall and in the lobby of Village Hall

C. Affidavits: Clerk Blandino reported that notice of publication and posting was received.

D. Appearances: John Armentano, Esq. of Farrell Fritz, P.C., and Richard Gibney of Gibney Design Landscape Architecture

E. The Board closed the public hearing.

The Board discussed the WFIT 127 LLC application. On motion duly made by the Mayor, seconded by Deputy Mayor Goffner, and approved unanimously, the Board adopted the following resolution:

WHEREAS, WFIT 127 LLC has applied for site plan approval to permit site modifications, and to amend (a) conditions of a previous subdivision approval and (b) Declaration of Covenants and Restrictions, for property located at Section 41, Block 68, Lot 375 on the Nassau County Land and Tax Map, and

WHEREAS, the Board of Trustees, as the Planning Board for the Village of Woodsburgh (hereinafter referred to as the Planning Board) has considered the application; and

WHEREAS, the Board has reviewed the environmental impacts of the application; and

WHEREAS, the Board has referred the application to the Nassau County Planning Commission and received no response; and

WHEREAS, the Planning Board has given consideration to the said application, the requirements of law, and site plan elements identified in the April 23, 1990 resolution of the Board granting sketch plat approval for the premises,

NOW, THEREFORE, BE IT

RESOLVED, that the Board hereby finds and concludes that (a) the application for site plan approval is an Unlisted Action under the State Environmental Quality Review Act and its regulations;

(b) the Board is the lead agency with respect to environmental review of this proposed action;

(c) the Board has considered the following factors in respect to its review of the environmental impacts of the proposed action:

(i) whether the proposed action would result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;

(ii) whether the proposed action would 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 a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;

(iii) whether the proposed action would impair the environmental characteristics of any Critical Environmental Area;

(iv) whether the proposed action would conflict with the community's current plans or goals as official approved or adopted;

(v) whether the proposed action would impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;

(vi) whether the proposed action would result in a major change in the use of either the quantity or type of energy;

- (vii) whether the proposed action would create a hazard to human health;
  - (viii) whether the proposed action would create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
  - (ix) whether the proposed action would encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
  - (x) whether the proposed action would create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
  - (xi) whether the proposed action would create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
  - (xii) whether the proposed action would result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- (d) the proposed action, would not have a significant adverse environmental impact, as that impact is considered under SEQRA; and
- (e) no further environmental review is required with respect to the proposed action, and it is further

RESOLVED, that the Planning Board hereby grants site plan approval for the improvements depicted on the plans submitted with the application, titled "WFIT 127 LLC, 127 Willow Road, Woodsburgh, New York, for (a) site plan approval to permit site modifications ", prepared by Gibney Design Landscape Architect, dated June 5, 2018 , and it is further

RESOLVED, that the approval does not include a generator or air conditioning units, and that upon receipt of revised plans locating the generator and the air conditioning unit in a Zoning Code compliant location or in a location approved by the Zoning Board of Appeals, the Planning Board may consider a further approval of the location of the generator and/or air conditioning units without a further public hearing, and it is further

RESOLVED, that the drainage plans are subject to review by the Village Building Inspector to determine compliance with Village Building Department requirements, and if such review is to be performed by a consultant for a fee, the applicant shall pay the fee to the Village prior to the issuance of a building permit for any of the improvements approved herein, and it is further

RESOLVED, that, except as modified herein, the conditions of the April 23, 1990 approval, Covenants and Restrictions recorded on October 4, 1990 and the Grant of Easement recorded on October 4, 1990, shall continue to apply to the premises, and it is further

RESOLVED, that the Board will further consider the request to amend the Declaration of Covenants and Restrictions.

6. Proposal Local Law WDS 1805- local law to enact a temporary moratorium on the subdivision of property subject to the jurisdiction of the Village of Woodsburgh.

On motion by Mayor Israel, seconded by Trustee Cayne and unanimously approved, the Board adopted the following resolution:

WHEREAS, the Village Board of Trustees is considering the adoption of a proposed law to enact a temporary moratorium on the subdivision of property in the Village of Woodsburgh, in order to prevent any such development or uses from obtaining legal status before the Village can review relevant issues and adopt necessary amendments to existing zoning regulations; and

WHEREAS, a public hearing is required for the adoption of such proposed local law, and a legal notice is required to announce the subject, time and place of the public hearing,

IT IS HEREBY RESOLVED that the public hearing on proposed Local Law WDS 1805 is scheduled for October 29, 2018, at 8:00pm, and directs that the Village Clerk give notice of hearing as is required by law, and it is further

RESOLVED, that the Board of Trustees hereby determines that it is the Lead Agency for the review of the proposed law pursuant to the State Environmental Quality Review Act, and that the proposed local law is a Type II Action which requires no review pursuant to such Act.

7. Renewal of Village Insurance Policies and Crime Policy:

On motion by Trustee Platnick, seconded by Trustee Cayne and unanimously approved, the Board approved the renewal of the Village insurance policies and Crime Policies for 2018/2019 to Borg & Borg Insurance at a cost of \$19,004.00

8. Sexual Harassment Policy:

The Board reviewed the New York State model Sexual Harassment Policy and Complaint Form. On motion by Deputy Mayor Hochberg seconded by Trustee Cooper and unanimously approved, the Board hereby adopts the model New York State Sexual Harassment Policy and Complaint Form as the Village Sexual Harassment Policy and provides therein that any complaints, and subsequent allegation review, may be made to, and performed by, the Village Clerk or the Mayor. The policy is attached to these minutes, and the Village Clerk is directed to distribute the Policy and Form to all Village employees and officials.

9. Reports:

A. Treasurer's Report – Clerk Blandino

Cash Status –August 2018  
Bank Balances - Reg., Pay. M.M.,  
as of 8/1/18

720,749.33

Plus – Receipts:

	2654	
Real Property Tax Items		2,876.76
Non Property Taxes		8.66
Departmental Income	2,600.00	
Licenses and Permits	51,114.20	
Fine and Forfeitures	341.00	
Sale of Property/other Comp	1.00	
State Aide	2,694.82	
		<u>59,636.44</u>
		780,385.77
<u>Less - Disbursements:</u>		
General Gov't Support	18,360.00	
Public Safety	5,357.58	
Transportation	8,099.76	
Home & Community Services	1,201.69	
Employee Benefits	8,791.62	
		<u>-24,227.41</u>
		756,158.36
<u>Proof - Bank Balances:</u>		
Capital One - Pay		8,262.13
Capital One - Reg		63,880.91
Capital One - M.M.		<u>684,015.32</u>
		756,158.36

#### B. Audit of Claims

The Board discussed Abstract #666. After such discussion, and confirmation that the items in such abstract represented the purchase of goods and services actually received and/or performed and that each item contained in the abstract was for a proper Village purpose, on motion duly made by Trustee Cayne, seconded by Deputy Mayor Goffner, and adopted unanimously, the Board authorized and directed the Village Treasurer to pay the general fund claims in the total sum \$37,471.33 as set forth in abstract #666.

#### C. TVASNAC Report — No report

#### D. Public Safety -August 2018

##### 1. Police Report

August	Arrests:	0
	Movers	9
	Parkers:	1
	Crime	1

##### 2. Fire Report - August 2018- No Report

#### E Roads - Commissioner Tenenbaum- No Report

#### F. Building Permits

## 1. Permits Issued:

W2018030	National Grid	Street Opening
W2018031	815 Pond Lane	Driveway and Drywells
W2018032	160 Noye Lane	2 <sup>nd</sup> Story Addition & Alterations
W2018033	41 Wood Lane	Tag Sale

## 3. Certificates of Completion Issued:

4444	819 Broadway
4487	151 Woodmere Blvd
4523	837 Ivy Hill Road
W2018023	312 Ivy Hill Road
W2018028	832 Keene Lane

10. New Business: None
11. Next Meeting: October 29, 2018 at 8:00PM

Executive Session: At 8:30 p.m. on motion by Mayor Israel, seconded by Trustee Cayne and unanimously approved, the Board voted to convene in Executive Session to obtain legal advice from counsel.

At 8:45 p.m. the Board reconvened into regular session.

12. Adjournment:

As there was no further business the meeting was adjourned at 8:45 p.m.

Michelle Blandino  
Village Clerk