

Minutes of the public meeting of the Board of Trustees of the Incorporated Village of Hewlett Neck held on Monday, November 20, 2023, at 5:00 PM. At Village Hall, 30 Piermont Avenue, Hewlett NY 11557

1. Calling the meeting to order:

Mayor Epstein called the meeting to order at 5:05 p.m.

2. <u>Roll call:</u>	Mayor	Ross Epstein
	Deputy Mayor	Aron Schnell
	Trustee	Moshe Blinder
	Trustee	Isaac Showman- Arrived 5:15 PM
	Village Clerk/Treasurer	Michelle Blandino
	Village Attorney	Brian Stolar, Esq
	Building Inspector	Dennis Fromigia- Via Zoom

Excused Trustee Michael Levine

3. Notice of Meeting–Nassau Herald:

Clerk Blandino reported that notice of this evening’s public meeting was sent to the Nassau Herald, posted on website, and posted on the bulletin board outside Village Hall.

4. Minutes –Minutes for October 23, 2023 and Special Meeting November 8, 2023

On motion by Mayor Epstein, seconded by Deputy Mayor Schnell and approved unanimously by those present, the Board dispensed with the reading of the minutes of October 23, 2023 and Special Meeting Minutes of November 8, 2023 as the Clerk had previously mailed such minutes and they are hereby approved.

5. Public Hearing for Application received from Isaac Showman who resides at 280 Dolphin Drive, requesting a grade change

Trustee Showman did not participate as a Board member in the application. On motion by Mayor Epstein, seconded by Deputy Mayor Schnell and adopted 3 votes in favor, and Trustee Showman not participating, the Board adopted the following resolution:

WHEREAS, the Board held a public hearing on the application for Isaac Showman, 280 Dolphin Drive, Hewlett Neck, for a permit pursuant to Village Code §195-57(B), to permit an increase in the topography of one (1) foot or more in the height or elevation of the land on the premises in connection with the grading of the property, which increase in height or elevation constitutes a substantial change in topography, and

WHEREAS, the Board received a November 10, 2023 written memorandum from Nelson + Pope recommending certain changes to the proposed topography change (the “N+P Conditions”), and

WHEREAS, the applicant agreed to comply with the N+P Conditions,  
NOW, THEREFORE, be it resolved

1. That the Board hereby finds and concludes that the Board of Trustees is the Lead Agency with respect to environmental impact review of the permit application as defined in the State Environmental Quality Review Act and its regulations (SEQRA), and
  - a. the proposed topography change is an Unlisted Action under SEQRA;
  - b. the Board has considered the topography change;
  - c. the Board also has considered the following factors and made the following conclusions in respect to its review of the environmental impacts of the proposed action:
    - i. the proposed action would not 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. the proposed action would 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 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. the proposed action would not impair the environmental characteristics of any Critical Environmental Area;
    - iv. the proposed action would not conflict with the community’s current plans or goals as official approved or adopted;
    - v. the proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
    - vi. the proposed action would not result in a major change in the use of either the quantity or type of energy;
    - vii. the proposed action would not create a hazard to human health;
    - viii. the proposed action would not 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. the proposed action would not 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. the proposed action would not 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. the proposed action would not create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
  - xii. the proposed action would not 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;
  - xiii. the proposed action would enhance the protection of the environment in the Village, in that it would preserve and maintain the existing character of the Village;
- d. the proposed action would not have a significant adverse environmental impact; and
  - e. no further environmental review is required with respect to the proposed action,
2. That the Board approves the substantial change in topography, subject to the following conditions:
- a. Except as modified herein, the applicant shall perform the site improvements and the topography changes as indicated in the Project Plant Landscape Design last revised 10/5/23;
  - b. Applicant shall minimize the proposed grades toward the adjoining properties to reduce surface runoff velocities, and such minimization shall be indicated in a revised plan, subject to approval by the Building Department and Nelson + Pope;
  - c. Applicant shall comply with all other conditions in the N+P memorandum, and the changes required by those conditions shall be shown in a revised plan, subject to approval by the Building Department and Nelson + Pope in accordance with the conditions.

6. Email received on 10/23/2023 from Isaac Showman , owner of 280 Dolphin Drive Seeking relief for the extension on Permit# HN 2021025

On motion by Mayor Epstein, seconded by Deputy Mayor Schnell and unanimously approved, with Trustee Isaac recusing himself from the vote, the Board approved the request for relief for Permit #HN 2021025 for a fee of \$10,802.30 for permit to run from 9/22/2023 to 3/22/2024 with the condition that if not complete by 3/22/2024, Mr. Showman will have to renew the permit for an additional 6 months at a fee of \$10,802.30.

7. Speed Hump Discussion Continued (roughly \$5500 in Asphalt, removable \$3,000)

Tabled pending further discussion with emergency agencies and the Village Engineer

8. Representation letter received from Satty Levine & Ciacco CPA in connection with audit for year end 05/31/2023 and approval of draft financial statement

On motion made by Mayor Epstein, seconded by Deputy Mayor Schnell and unanimously approved the Board approved Satty Levine & Ciacco CPA, as Village auditors for the year ending May 31, 2023, 2023, in accordance with their written proposal dated November 13, 2023, and approved draft audit submitted by Satty, Levine & Ciacco, to be filed as required by law.

9. Security Patrol Discussion Continued

On motion by Mayor Epstein, seconded by Trustee Showman and unanimously carried, the Board voted to increase security patrol from 20 hours per week to 25 hours per week and authorized the Mayor to sign an agreement with MCS Consultants Inc. providing for the additional hours

10. Fly Trap Update

The Clerk updated the Board

11. Code Violations- (special events, parking, landscapers working on weekends)

Tabled

12. Reports:

A. Public Safety –October 2023

1. Police Activity Report

October	Arrests	0
	Criminal Mischief	1
	Movers	0
	Parkers	0
	Aided Cases	0

B. Treasurer's Report – October 2023

Cash status October 2023

Bank balances Reg., Pay., M.M.

As of 10/1/2023

\$957,904.35

Plus Receipts

Departmental Income	2,775.00
Use of Money & Property	196.24
Licenses and Permits	22,899.25
Fines and Forfeitures	295.00
Miscellaneous	6,300.00

32,645.49  
\$990,369.84

Less Disbursements

General Government Support	28,431.46
Judicial	935.00
Public Safety	6,966.75
Transportation	391.56
Home and Community	978.09
Employee Benefits	2,594.04

-40,296.90  
950,072.94  
7500.00  
957,572.94

Trust Account Road Deposit 7500.00

Proof Bank Balances:

Flag Star Regular	36,106.52
Flag Star Money Market	764,825.84
Flag Star Payroll	9,140.58
Flag Star- Trust Account	<u>147,500.00</u>
	957,572.94

1. Audit of Claims

The Board discussed the claims. The Village Treasurer confirmed that the items in abstract #693 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 Deputy Mayor Schnell, seconded by Mayor Epstein and adopted unanimously, the Board authorized and directed the Village Clerk/Treasurer to pay the general fund claims in the total sum of \$49,391.76 set forth in abstract #693 (copy of the abstract is on file in the Village office).

13. New Business:

None

14. Next Meeting: -- January 29, 2023 at 5:00PM

15. Adjournment:

As there was no further business the meeting was adjourned 5:45 P.M.

Village Clerk  
Michelle Blandino