

Minutes of the meeting and Public Hearing of the Board of Trustees of the Incorporated Village of Hewlett Neck held on Monday, January 28, 2019 at 7:00 p.m. at Village Hall, 30 Piermont Avenue, Hewlett, New York.

1. Calling the meeting to order:

Mayor Epstein called the meeting to order at 7:00 p.m.

2. Roll call:

Present	Mayor	Ross Epstein-
	Deputy Mayor	Steve Hochberg
	Trustee	Trustee Aron Schnell
	Trustee	Brett Cooper
	Trustee	Michael Levine- 8:03pm
	Village Attorney	Brian Stolar, Esq.
	Village Clerk	Michelle Blandino
	Treasurer	Schlomo Cohen

3. Notice of Meeting–Nassau Herald:

Clerk Blandino reported that notice of this evening's public hearing and meeting was mailed to the Nassau Herald and was posted on the bulletin board outside Village Hall and in the lobby of Village Hall.

4. Minutes –December 17, 2018 meeting minutes

On motion by Mayor Epstein seconded by Deputy Mayor Hochberg, the Board voted unanimously to dispense with the reading of the minutes of the December 17, 2018 Board as the Clerk has previously mailed such minutes to the Board and they are hereby approved.

5. A. Continuation of Public Hearing Application of Crown Castle NG East LLC, 16-16 Whitestone Expressway, Whitestone, NY for a special use permit pursuant to Village Code Chapter 192, to install a telecommunication facility in the right-of-way proximate to the southeast corner of Smith Lane and Hewlett neck Road, at 153 Hewlett Neck Road

On motion by Mayor Epstein, seconded by Deputy Mayor Hochberg, and unanimously carried the public hearing was postponed until March 5, 2019 at 8:00 PM

6. Proposed Local Law HN 1809- A local law to amend the Code of the Village of Hewlett Neck in relation to delineating yards on a corner lot

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: None
- E. Close hearing –On motion by Mayor Epstein, seconded by Deputy Mayor Hochberg and unanimously approved, the Board voted to close the public hearing, determine that it is the lead agency, that the proposed local law is an Unlisted Action under SEQRA and adopt the following resolution:

RESOLVED, that the Board hereby finds and concludes that \

- (a) Proposed Local Law 1809 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 Board adopts Proposed Local Law 1809, as Local Law HN 1901 of 2019 and directs the Village Clerk to file Local Law HN 01 of 2019 with the New York Secretary of State and take all actions required by law.

7. Public Hearing for Proposed Local Law HN 1812- A local law to amend the Code of the Village of Hewlett Neck by repealing area regulations relating to deck, structures and accessory uses that extend less than three feet above grade

- 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: None
- E. Close hearing –On motion by Mayor Epstein, seconded by Deputy Mayor Hochberg and unanimously approved, the Board voted to close the public hearing, determine that it is the lead agency, that the proposed local law is an Unlisted Action under SEQRA and adopt the following resolution:

RESOLVED, that the Board hereby finds and concludes that

(a) Proposed Local Law 1812 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 Board adopts Proposed Local Law 1812, as Local Law HN 1901 of 2019 and directs the Village Clerk to file Local Law HN-02 of 2019 with the New York Secretary of State and take all actions required by law.

8. Correspondence:

- A. Email received on 8/20/18 from Tamara Edelstein who resides at 104 Harold Road, requesting to leave her car in street and to be exempt from receiving summonses due to medical conditions

The Board directed Clerk Blandino to contact Mrs., Edelstein to see if there is access to her home through the attached garage and report back to the board at the next meeting.

- B. Letter received 1/4/19 from Mr Blinder who resides at 285 Dolphin Drive Regarding the abandoned septic tank on his property that has water expelling From it

Mayor Epstein updated the Board

- C. Telephone call received on 1/25/19 from Mr Kalish who resides on Dolphin Drive, concerned about the flooding on his property

The Mayor advised Mr. Kalish that the Board will look into the possible causes of the flooding and invited Mr. Kalish to attend the next Board meeting on March 5, 2019

- D. Email received 1/25/19 from Mark Rand who resides at 925 smith Lane concerned about the curbside and backyard flooding

The Mayor advised Mr. Rand that the Board will look into the possible causes of the flooding and invited Mr. Rand to attend the next Board meeting on March 5, 2019

- E. Email from Mrs Lehman a resident at 125 Hewlett Neck Road concerned about the ponding of water at roadside in front of her home

The Mayor and Board discussed the ponding of water in front of 125 Hewlett Neck Road

9 Renewal of Building Inspector Agreement:

On motion by Mayor Epstein, seconded by Trustee Schnell the Board voted unanimously to renew the Building Inspector Agreement with William Dougherty to run from 12/15/18 to 12/15/19.

10. Community Rising Update:

Mayor Epstein gave an update to the Board

11. Reports:

A. Public Safety – December 2018

1. Police Activity Report

December	Arrests	0
	Crime Reports	0

B. Treasurer's Report – December

Clerk Blandino summarized the Treasurer's Report

Cash status December, 2018

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

As of 12/1/18

\$567,617.53

Plus Receipts

___ Real Property Tax Items	1,519.17	
Non Property Taxes	395.81	
Departmental Income	550.00	
Licenses and Permits	6,000.00	
Miscellaneous	7.97	
State Aid	4,478.02	

12,950.97

\$580,568.50

Less Disbursements

General Government Support	9,849.72	
Judicial	250.00	
Public Safety	1,250.00	
Transportation	1,347.76	
Home and Community Services	19,301.00	
Employee Benefit	<u>392.27</u>	

32,390.75

548,177.75

Proof Bank Balances:

Capital One – Regular	4,275.36
Capital One – Payroll	10,962.98
Capital One – Money Market	<u>532,939.41</u>
	548,177.75

1. Audit of Claims

On motion by Mayor Epstein, seconded by Trustee Schnell and unanimously approved, the Village Clerk was directed to pay the general fund claims in the amount of \$70,414.47 as set forth in abstract #650.

A. Roads – Road Commissioner Ziarno– No report

12. New Business: None

13. Next Meeting: March 5, 2019 at 8:00 PM

14. Adjournment:

As there was no further business the meeting was adjourned at 8:25 p.m.

Village Clerk
Michelle Blandino