

MEETING OF MAY 23, 2016
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON

Present: Francis Bock, Trustee Clerk
Pat Mansir, Deputy Clerk
Bill Taylor, Deputy Clerk
Tyler Armstrong
Timothy Bock
Brian Byrnes
Diane McNally

Not Present: James Grimes

Also Present: Richard Whalen, Trustee Attorney
Lori Miller-Carr, Trustee Secretary
Christopher Walsh, Star Reporter
Michael Wright, Independent Reporter
Sara Davison
George Eldi
Penny Helm
Billy Mack
Kevin McAllister
Susan Winkler

The meeting was opened by the Clerk at approximately 6:30 p.m. with the Pledge of Allegiance.

Sara Davison told the Board two potential operators of the aquatic weed harvester started training sessions today and will continue throughout the week and possibly into next week. Any debris harvested will be taken to the town composting facility. Concern was expressed about the harvester disturbing the water bottom. Ms. Davison assured the Board the water bottom is off limits.

Penny Helm was present regarding Maidstone Channel Side Beach. She expressed concern about the number of 4-wheel drive vehicles accessing the beach at the southern entrance and felt it has become a safety hazard for those with young families who frequent the beach. She remembered that a small split rail fence had been installed (on the east side) prior the dredging in 2009 (for pedestrians) but it was taken down; and now, it is being used as an additional vehicle access. She suggested the Board consider reinstalling it. The Clerk will obtain an aerial photograph to determine if a fence was there in the past.

5/23/16

Susan Winkler told the Board she felt it is very confusing that the rules and regulations are not the same at all beaches and there should be one set of rules and regulations. She wants to be able to enjoy the peace and quiet at the beach and doesn't feel it is a place for vehicles or dogs. The Board advised Ms. Winkler the Town Code was drafted to include as many user groups as possible in order to be fair to all and if any one group is abusing their privilege to use the beach, the Police Department should be contacted.

Kevin McAllister of Defend H2O told the Board that County Executive Steven Bellone announced an initiative to provide funding of water quality restoration (in particular, wastewater systems) and it will come to a referendum in 2017. A watershed analysis will be done by CDM (a consultant firm) of residential areas; and it is hoped there will be a transition to eliminate grandfathering at commercial sites.

The application of Further Lane Homeowners Dune and Wildlife Conservation for installation of a shoreline fence at 266 Further Lane was discussed. Billy Mack of First Coastal Corporation will submit a map indicating the exact location of the fence.

A motion was made by Ms. McNally to approve the application of 101 LPL, LLC for placement of 340 feet of shoreline fencing at the seaward toe of the dune as per Town Code Chapter 255-4-70 with the standard conditions. This motion was seconded by Ms. Mansir and unanimously approved.

Billy Mack will obtain documentation from the Nature Conservancy authorizing installation of a shoreline fence by LFX Group, LLC on a parcel owned by the Conservancy.

A motion was made to approve the application of Michael Kennedy for sand placement, but the application was previously approved on April 11, 2016.

An as-built survey was received from First Coastal Corporation for the Mechanic/Levine bluff restoration project at 44 Hedges Banks Road. The Three Mile Harbor Committee will inspect to determine if the project was completed according to the conditions of the Trustee permit.

The Trustees to review amendments to Chapter 255 to simplify and streamline installation and maintenance of shoreline fencing as drafted by Mr. Whalen.

The Napeague Harbor Committee to review the following applications submitted by Robin Weingast: a) placement of 55 linear feet of sand bags (in the event of an emergency); and b) placement of 80 cubic yards of sand along escarped tie line on Lot 54N at Lazy Point.

Ms. Mansir met with a marine engineer concerning the replacement of the ramps at the end of Alewife Road and Lazy Point. The engineer will submit estimates to the Trustees for these proposed projects.

5/23/16

No updates have been received on additional installation of piping plover fencing.

The Clerk will contact the agent to determine the status of the Lebowitz dock located adjacent to 103 Isle of Wight Road.

Ms. Mansir reported Accabonac Harbor has been placed on the dredge priority list of Suffolk County Department of Public Works and a depth study is in process.

The Clemente bluff restoration project was briefly discussed. Ms. McNally recommended a buffer on the top of the bluff and removal of the current irrigation system. Mr. Grimes will give a report at the meeting of June 13th.

Ms. McNally reported the Rysam Fund Scholarship recipient was chosen by the Board and East Hampton High School was notified. A certificate will be presented to the recipient at the awards ceremony on June 2nd. The recipient's medium will be placed on the Trustees website.

Mr. Drew reported that further information is needed for the following phragmite control applications: a) Chauncey Close and MMR Real Estate Holdings, LLC; b) One Association Road (MyWifeReallyLikesIt); c) The Creeks and d) Klein. The Georgica Committee has been in contact with the agents for each applicant and advised them what is required.

As-built surveys have been received for The Pond House and 85 West End Road (Rayner). The Beaches Committee will inspect the properties in order to determine if the projects were completed according to the conditions of the Trustee permit.

Mr. Drew reported Dr. Gobler will do water samplings of Wainscott Pond as part of the Trustees water quality monitoring program. Dr. Gobler has permission from the homeowners to access the Pond.

The Board discussed the proposed opening of Georgica Pond and the plover fence which was installed on the east side of the Pond which prevented the planned opening. Ms. McNally felt the piping plover monitoring process should be revised and suggested a Section 10 permit might be needed as they have to consider the health of the Pond.

Ms. Mansir is in the process of obtaining three estimates for the excavation of Fresh Pond inlet. A motion was made by Ms. McNally to authorize the Clerk to accept lowest bid received for the excavation of Fresh Pond inlet. This motion was seconded by Ms. Mansir and unanimously approved.

Ms. McNally was in the area of Devon Yacht Club and noticed a skidsteer on beach, in dune area, pushing sand into water. She contacted Natural Resources and the Harbormaster; and a violation was issued.

5/23/16

A letter was received from Janice Elze concerning duck blinds which still remain in Napeague Harbor and were to be removed by April 1st. At the meeting of May 9th, Mr. Grimes reported he inspected the blinds and will have them removed. Ms. McNally advised the Board that the Harbor Management Committee felt staked blinds should not be permitted in Napeague Harbor, only boat or float blinds.

Mr. Armstrong reported the new contract with Hamptons Web Design has been signed and an upgrade in is process.

Mr. Grimes to report on inspection of East Hampton Marina piling replacement project at the meeting of June 13th.

Ms. McNally reported the Harbor Management Committee recommended the Trustees consider installation of a dingy dock at the Head of Three Mile Harbor. The Clerk felt there is no need for a dingy dock as Three Mile Harbor Marina is in charge of the transient moorings and should provide dockage. The Harbor Management Committee is looking for new members. The Board felt the Committee should be limited to five members.

Mr. Armstrong advised the Trustees that the Nature Preserve Committee discussed invasive plants, in particular the Japanese Barberry bush that harbors ticks; mice carry ticks and hide in the bush, which ticks thrive on. He felt this is the reason native plants should be encouraged as much as possible.

Mr. Armstrong reported Suffolk County Vector Control has been doing surveys to determine areas that should be sprayed. He reminded the public that a no spray registry is available and can be accessed through Suffolk County Government website.

A motion was made by Ms. McNally to approve payment of the following bills: a) North Fork Water Supply- \$94.38 and Staples- \$62.90. This motion was seconded by Mr. Drew and unanimously approved.

The approval of the March 28, 2016 minutes was tabled for further review by the Records Committee. Mr. Taylor spoke with Carole Brennan, Town Clerk concerning the process by which the Town Board handles their minutes. She advised him the Town Board is not required to approve their minutes and she utilizes a software program entitled Minute Trak to record the minutes. This program is also utilized by other town departments. It was agreed Mr. Whalen will look into this matter and report back to the Board.

Mr. Byrnes felt some of the signs at the beach road ends not only need to be replaced but should also be installed to one side of the road end, not in the middle. It was agreed to contact Councilman Van Scoyoc regarding this matter.

Mr. Whalen advised the Board that the Napeague Beach trial begins on Thursday, June 6th at the Riverhead Supreme Court at 9:30 a.m.

5/23/16

The Clerk acknowledged correspondence received which did not require any response from the Trustees.

Mr. Armstrong expressed appreciation to South Fork Natural History Museum (SOFO) and Bay Kitchen Bar for the reception held on Saturday, May 14th in support of the East Hampton Shellfish Education & Enhancement Directive (EHSEED).

The meeting was adjourned at approximately 8:50 p.m. by the Clerk.

5/23/16