



MEETING OF OCTOBER 22, 2018
OF THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF EAST HAMPTON

Present: Francis J. Bock, Trustee Clerk
Bill Taylor, Deputy Clerk
Rick Drew, Deputy Clerk
John Aldred
Brian Byrnes
Dell Cullum
Jim Grimes
Susan McGraw Keber
Susan Vorpahl

Also Present: Christopher Carillo, Trustee Attorney
Arlene Tesar, Trustee Secretary
Dan Malone
Charles Bowman
Elizabeth Halliday
Billy Mack
Mike Mahoney

The meeting was opened with the pledge of allegiance at approximately 6:30 p.m.

A roll call was taken. All Trustees were present.

Dan Malone of Melrose Contracting, addressed the Board regarding the application of Michael Leeds, owner of 98 Squaw Road's request for seawall repair. The Board asked Mr. Malone to bring back a proposal agreeing to access the repair work from the upland side not the beach. The Trustees also said that they wanted the whole seawall repaired with the same dimensions, so the section in the proposal where the seawall sloped up to reach the same height as the adjacent bulkhead would need to be removed from the plan.

Chuck Bowman of Land Use, addressed the Board regarding the property of Skylight East LLC at 94 Apaquogue Road. A motion was made by Jim Grimes to approve the application of Skylight East, LLC, owner of 94 Apaquogue Road for phragmites excavation, shoreline restoration and buffer management; subject to an as built survey being submitted to the Trustees upon completion of the project and all the language in the East Hampton Village

permit being adhered to. This permit will expire November 30, 2019. The motion was seconded by Susan McGraw Keber and unanimously approved.

Chuck Bowman of Land Use, addressed the Board regarding the application of My Wife Really Likes It, LLC, for phragmite removal. A motion was made by Jim Grimes to approve the application of My Wife Really Likes It, LLC, regarding the property at One Association Road for phragmite removal with standard conditions. The permit will be valid until November 30, 2019. The motion was seconded by Bill Taylor and unanimously approved.

Elizabeth Halliday of Amagansett, addressed the Board voicing her support of the Deepwater South Fork Wind Farm. She said, we have a front row seat to the birth of a new industry in our country (wind power).

Billy Mack of First Coastal, addressed the Board regarding the application of Eleanora Kennedy for dune restoration. A motion was made by Brian Byrnes to approve the application of Eleanora Kennedy owner of 40 Association Road for dune restoration. The motion was seconded by Jim Grimes and unanimously approved.

Billy Mack of First Coastal, asked the Trustees to renew the dune restoration permit for 199 Lily Pond Lane. A motion was made by Jim Grimes to renew Trustee permit B #3-17 issued to 199 Lily Pond Lane, LLC with all the same terms and conditions. The motion was seconded by Dell Cullum and unanimously approved.

Susan Vorpahl has researched the file on 153 Mulford Road and she has many issues with the house and property. She did not find a permit for the placement of sandbags, yet the remnants of the bags have been found on the property. She also found a survey in the file that did not have the surveyor's stamp and red mark. Billy Mack said that he believed the previous owners name was Patrick Cooke. Ms. Vorpahl asked for more time to further research any other issues with the property. Billy Mack of First Coastal, has an application before the Trustees on this property, to construct a rock revetment.

Mike Mahoney a resident of Wainscott, voiced to the Board his opposition, regarding the South Fork export cable. He is opposed to the cable making its landfall at Beach Lane in Wainscott. Mr. Mahoney, together with his neighbors, have organized and submitted a signed petition to the Trustees.

A letter was received from Ronald Milone, owner of 28 Oyster Shores Road, asking permission to install a floating dock in front of his home. No new docks have been allowed in this part of Three Mile Harbor, since a resolution was passed by the Trustees in 1987, banning them. The Trustees agreed to send a letter to Mr. Milone, notifying him that the current board wants to uphold the Trustees 1987 resolution and are denying him permission to install a floating dock in front of his house.

Francis Bock reported that the Georgica gut was opened this morning. Jim Grimes said the opening went very smoothly.

A motion was made by Bill Taylor to get a new estimate for drone work to be done by Saskas Surveying at Georgica Pond. If the estimate is within 10% of last year's estimate the Trustees will go forward with the job. The motion was seconded by Susan McGraw Keber and unanimously approved.

Susan McGraw Keber reported that the ZBA hearing of Sameh Iskander's property at 98 Runnymede Drive has been postponed to October 30th 2018.

Susan McGraw Keber reported that the ZBA hearing of Adam Young at 19 Bay Inlet Road has been postponed to October 30th 2018.

Susan McGraw Keber and John Aldred set up a Trustee Table at the East Hampton Fall Festival at Herrick Park on Sunday October 21, 2018. Ms. McGraw Keber thanked the Chamber of Commerce for hosting the event. She also thanked "Barley" John Dunne of the East Hampton Shellfish Hatchery for bringing educational material and his interactive display to the Fair. Gina Bradley of Paddle Diva donated a free Paddle Board lesson to the Trustees which was raffled off to benefit the Captain Rysam scholarship fund. The raffle winner was drawn at the meeting and Gabby Jacome was the winner. Balloon Fish t-shirts were available for purchase, as were the Largest Clam Contest t-shirts. 100% of the purchase price went directly into the Captain Rysam Scholarship fund, which is awarded annually to an East Hampton High School Student.

The application of 25 Cove Hollow Farm Road to construct an access walkway to Georgica Pond from Inter-Science Research Associates was tabled to the next meeting.

Laurie Wiltshire of LPS notified the Trustees that she has received the DEC permit for the property owned by Floken, Inc. located at 17 Georgica Association Road. Ms. Wiltshire is amending the application to the Trustees with the addition of coir logs for shoreline protection. She will re-present to the Board when the amended plans are completed.

Dell Cullum said that a Lazy Point resident contacted him saying there were fishnets on the beach that appeared to be abandoned. Bill Taylor said that if they move or remove the nets, there is a good chance a fisherman will come around looking for them. The Trustees will look into whose nets they are and if they should be removed from the beach.

A response was received from Jennifer Runyon regarding the Trustees' letter requesting the correction of the boundary line where Gardiner's Bay meets Napeague Bay. She has forwarded it to the appropriate committees. The New York State names committee and NOAA will have an opportunity to review the Trustees position; then a final decision will be reached by the U.S. Board on Geographic Names.

A motion was made by Rick Drew to authorize the Trustee Attorney to send a letter recommending a new protocol be put into place by the Town of East Hampton for notifying the Trustees regarding all matters and applications submitted to the Town which are on or adjacent to Trustee owned property or infringe on Trustee owned property; including Trustee roads, upland and bottomland properties. The motion was seconded by Susan McGraw Keber and unanimously approved.

Chris Carillo reported the owners of 136 Merchants Path, have hired Rick Whalen to represent them, in response to the letter the Trustees sent asking them to remove their fencing, from the Trustee owned road. Mr. Carillo also informed the Trustees that the owners of 146 Merchants Path, have not yet responded to the letter the Trustees sent them in

September. Mr. Carillo will send out a second, more strongly worded letter, to the owners of 146 Merchants Path asking them to remove their fencing from the Trustee Road.

Rick Drew spoke to Mr. Zucker, who owns a home off Trustee owned Edwards Hole Road. Mr. Zucker would like the Trustees to grade the road twice a year, as there are many potholes on it. Mr. Drew offered to meet with Mr. Zucker and his neighbors with the Trustee Roads Committee. Trustee easements normally contain language which states the Trustees are not responsible for maintenance or repairs of their roads.

A motion was made by Brian Byrnes to close out Trustees permit T #4-17 issued to Richard Williams, for bulkhead repair at 3 & 5 Outlook Drive, as all conditions of the permit have been met. The motion was seconded by John Aldred and unanimously approved.

A motion was made by Jim Grimes to pay the following bills: a) East Hampton Star - \$37.86; b) Staples – \$363.16. The motion was seconded by Rick Drew and unanimously approved.

Brian Byrnes said the minutes of October 12, 2018 were not ready and would be voted on at the next meeting.

A motion was made by Brian Byrnes to renew the Certificate of Deposit for the account ended in 0232. The motion was seconded by Susan McGraw Keber and unanimously approved.

John Aldred asked the bay men, what area's that are currently closed to shell fishing by the DEC, they would like to see re-opened to shell fishing, as part of the DEC's Conditional Shellfish Harvesting Program.

According to John Aldred, some of the bay men said trying to get Oyster Pond in Montauk to let to the Long Island Sound would be a good idea. The pond has not let in many months and has remained fresh for longer than it traditionally has, eliminating some harvesting opportunities, It was suggested a letter be written to the State Park asking if they would consider breaching the berm keeping the pond from letting.

John Aldred has been approached by some of the bay men about designating or opening an area for the powering of soft clams. Mr. Aldred said he would look into why some of the previous Trustees were not in favor of it. Many of the bay men earn their livelihood shell fishing and fishing; this would allow them to harvest soft clams in area's they can't reach with traditional methods.

A motion was made by Rick Drew to close the meeting at approximately 9:08 pm. The motion was seconded by Susan McGraw Keber and unanimously approved.