

**The Board of Trustees of the Village of Westhampton Beach held a Special Meeting on Wednesday, May 18, 2011 at 7:00 p.m. in the Municipal Building, 165 Mill Road, Westhampton Beach**

**PRESENT: Mayor Conrad Teller  
Deputy Mayor Toni Jo Birk  
Trustee Leola "Sue" Farrell  
Trustee Joan Levan  
Trustee Hank Tucker**

**Clerk-Treasurer Rebecca Molinaro**

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Meeting called to order at 8:01 p.m.

Mayor Teller opened the meeting with the Pledge of Allegiance.

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**Authorize Renewal of Beach Bakery 2011 Outdoor Dining Permit**

Motion by Trustee Tucker:

WHEREAS, Beach Bakery has requested a permit for outdoor dining pursuant to the provisions of Section 196-1 of the Code, and

WHEREAS, this Board granted Beach Bakery a permit for outdoor dining in 2010 which was subject to Beach Bakery filing an application with the Building Department to clear all of the outstanding violations on the property, and

WHEREAS, there are still outstanding violations on the property, and

WHEREAS, Beach Bakery has filed an application with the Planning Board for site plan approval which if approved by the Planning Board and the work is undertaken and completed pursuant to said approval all of the outstanding violations would be corrected.

**NOW BE IT RESOLVED AS FOLLOWS:**

That the Board of Trustees hereby authorizes and grants to Beach Bakery a permit for outdoor dining, subject to all of the conditions set forth in Section 196-1 of the Code together with the following conditions:

1. All of the tables and chairs shall be located on the private property of Beach Bakery and tables and chairs shall not be permitted to extend onto the Village sidewalk and shall not interfere with pedestrian traffic using the Village sidewalk.
2. This permit is further subject to and conditioned upon Beach Bakery proceeding with its application before the Planning Board for site plan approval and if that application is withdrawn during the period this permit is in effect, this permit shall automatically be revoked.
3. It shall be a condition to the submission and acceptance of an application for a permit for outdoor dining and the issuance of a permit in the year 2012 that site plan approval has been obtained from the Planning Board and a building permit has been issued for the work authorized in the site plan by May 1, 2012. If no building permit has been issued, the application for outdoor dining shall be denied unless, Beach Bakery shall after hearing before this Board, establish upon good cause the reason why the building permit has not been issued.

Seconded by Deputy Mayor Birk and unanimously approved 4 Aye, 0 Nay

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**Authorize Renewal of Beach Bakery 2011 Outdoor Music Permit**

Motion by Deputy Mayor Birk:

WHEREAS, Beach Bakery has requested a permit for outdoor music pursuant to the provisions of Section 196-2 of the Code, and

WHEREAS, this Board granted Beach Bakery a permit for outdoor music in 2010 which was subject to Beach Bakery filing an application with the Building Department to clear all of the outstanding violations on the property, and

WHEREAS, there are still outstanding violations on the property, and

WHEREAS, Beach Bakery has filed an application with the Planning Board for site plan approval which if approved by the Planning Board and the work is undertaken and completed pursuant to said approval all of the outstanding violations would be corrected.

NOW BE IT RESOLVED AS FOLLOWS:

That the Board of Trustees hereby authorizes and grants to Beach Bakery a permit for outdoor dining, subject to all of the conditions set forth in Section 196-1 of the Code together with the following conditions:

1. It shall be the obligation of Beach Bakery that the public sidewalk not be obstructed and that no structures shall be placed on Main Street, preventing the use of any parking spaces in front of Beach Bakery.
2. There shall be no advertising of any type, with respect to any musician, musicians or artists performing on the property of Beach Bakery.
3. This permit is further subject to and conditioned upon Beach Bakery proceeding with its application before the Planning Board for site plan approval and if that application is withdrawn during the period this permit is in effect, this permit shall automatically be revoked.
4. It shall be a condition to the submission and acceptance of an application for a permit for outdoor music and the issuance of a permit in the year 2012 that site plan approval has been obtained from the Planning Board and a building permit has been issued for the work authorized in the site plan by May 1, 2012. If no building permit has been issued, the application for outdoor music shall be denied unless, Beach Bakery shall after hearing before this Board, establish upon good cause the reason why the building permit has not been issued.

Seconded by Trustee Farrell and unanimously approved. 4 Aye, 0 Nay

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#### **Appoint Seasonal Beach Personnel**

Motion by Trustee Farrell:

RESOLVED, that Jacqueline Saccente is hereby appointed part-time Beach Attendant to be paid \$9.00/hour and Brian Naughton is hereby appointed Assistant Beach Manager to be paid \$16.00/hour not to exceed 40 hours/week for the 2011 summer season.

Seconded by Trustee Levan and unanimously approved. 4 Aye, 0 Nay

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Deputy Mayor Birk made a motion to add-on a resolution. Seconded by Trustee Farrell.

#### **Authorize Purchase of Kayak Storage**

RESOLVED, that the Board of Trustees hereby authorizes the purchase of two (2) kayak storage racks from Great Northern Docks, each to store six (6) kayaks apiece, to be paid from the Village Park Fund.

Seconded by Trustee Farrell and unanimously approved. 4 Aye, 0 Nay

Deputy Mayor Birk made a motion to close the Special Meeting. Seconded by Trustee Farrell and unanimously approved. 4 Aye, 0 Nay

Meeting adjourned at 8:07 p.m.

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Respectfully submitted,

Rebecca Molinaro  
Village Clerk-Treasurer