

The Regular meeting of the Board of Trustees was held on Thursday, October 13, 2016 at the Lawrence Village Hall, 196 Central Avenue, Lawrence, New York 11559.

Those members present were: Mayor Alex H. Edelman
Deputy Mayor Michael A. Fragin
Trustee Daniel J. Goldstein
Trustee Uri Kaufman
Trustee Syma F. Diamond

Also present were: Ronald Goldman, Village Administrator
Gerry Castro, Deputy Village Administrator
Lina Fusco, Deputy Village Treasurer
Village Attorney, Kenneth Gray Esq.
Alison Cohen, Secretary to the BOT

WORK SESSION - Mayor Edelman called the work session to order at 6:30 p.m.

No Board action was taken.

PUBLIC HEARING

Board Action: Deputy Mayor Fragin moved the approval of the Resolution to amend Chapter 212 of the Village Code concerning Code Zoning changes (SEQRA Negative Declaration and Reasoned Elaboration attached hereto as Exhibit "A"). Trustee Goldstein seconded the motion. All in favor.

Board Action: At 8:20 p.m., Trustee Goldstein moved to open the Public Hearing to consider proposed Local Law #2 of 2016 regarding Amendments to the Village of Lawrence (VOL) Zoning Code, Chapter 212. Mayor Edelman seconded the motion. All in favor.

Village Administrator Goldman verified that there was proof of posting, attached hereto as Exhibit "B".

Deputy Mayor Fragin commended Mayor Edelman for addressing this issue, which has been under discussion for quite some time/a few years. This was able to be moved forward with the assistance of Mr. Richard Bienenfeld (a Lawrence native), various architects and several others. This collaboration will hopefully represent a significant improvement for the residents and the work of the Board of Zoning Appeals.

Mayor Edelman introduced and thanked Mr. Lloyd Keilson, Chairman of the Board of Zoning Appeals, who was in the audience; for his impetus, efforts and input. Mr. Lloyd Keilson thanked Mayor Edelman for moving this item forward, which has been a long time coming; which will help greatly reduce the number of variances required, and thus, be a tremendous help to the Board of Zoning Appeals.

The Mayor asked if there were any further comments. Upon hearing no further comments:

Board Action: Trustee Kaufman moved to continue the Public Hearing to consider proposed Local Law #2 of 2016 regarding Amendments to the Village of Lawrence (VOL) Zoning Code, Chapter 212, to the November 10, 2016 BOT meeting. Trustee Diamond seconded the motion. All in favor.

REGULAR MEETING - Mayor Edelman called the regular meeting to order.

Approval of minutes: BOT September 8, 2016

Board Action: Deputy Mayor Fragin moved the approval of the September 8, 2016 BOT meeting minutes. Trustee Goldstein seconded the motion. All in favor.

GOOD & WELFARE

1. Mayor Edelman announced that on the new Village of Lawrence website, there will be an area to enter the Village's residents contact information, i.e., name, address, home and mobile telephone number(s), e-mail address, etc.; in order for the Village to contact them in case of imminent weather threats or any emergency conditions. The Mayor stressed the urgency of this matter and stated that it was very important that the Village be able to reach residents in emergencies, especially with the winter season coming. Mayor Edelman added that in addition to the Village website, the Village will be sending out, with the Village tax reminders, a sheet of paper requesting each resident's contact information as well; especially e-mail addresses; to be returned to Village Hall. The Mayor reiterated how important this matter is, in order to reach the residents in case of any emergency.
2. Mayor Edelman raised the issue of lawn signs and posters in the Village. The Mayor advised that signs placed on Village property are in violation of Village Ordinance and will be removed. In addition, he stated that certain signage on private property, per Village Ordinance, require permits or else fines will be issued.
3. Mayor Edelman announced that the Village recently trimmed/pruned about 70 trees throughout the Village to allow better illumination from the street lights. The Mayor added that there are a couple of "sample lights" on Lawrence Avenue, in

an effort to provide better lighting in the Village. He invited all to come and see them.

4. Mayor Edelman stated that the Village has reached out to the Peninsula Public Library to show that the Village and Board support the Library in its efforts to relocate to Zion Memorial Park, and would give whatever assistance they require in order to move forward with this endeavor.
5. Deputy Mayor Fragin raised the issue of the new light configuration at the corner of Central Avenue and Rockaway Turnpike, with the left turn signal and the 45 – 60 second wait time. He stated that Nassau County needs to stop “studying it” and needs to fix it, because it is causing major traffic issues. Mayor Edelman responded that the Deputy Mayor raised an important issue that the Village has been trying to mitigate for quite some time. The Mayor stated that about six to eight weeks ago, he, Village Administrator Goldman and Deputy Village Clerk Gerry Castro met with the Chief Traffic Engineer/Advisor of Nassau County, Aryeh Lemberger to assess the situation. The conclusion was that not much can be done other than eliminating six or seven parking spots on Central Avenue in order to be able to make the left hand turn and split the right hand turn off to the right. Village Administrator Goldman added that the County is studying the hours when it’s busiest, so as to not eliminate the parking spaces along the storefronts permanently, but only during specific times.
6. Mr. Preston Douglas and Ms. Joan Lepelstat introduced themselves as Co-Presidents of the Library Association, which is being “revamped”. Ms. Lepelstat indicated that the Library Board wished to be in attendance but were unable due to various prior commitments and travel plans. Having spoken to the Peninsula Public Library (PPL) Board, Ms. Lepelstat went on to say that they are extremely enthusiastic about moving forward with the project of relocating the Library to Zion Memorial Park; and are willing to work out any issues that may “be out there” with the Village. Ms. Lepelstat stated that she believes that the Library Board will be in touch with the Village “shortly”. Ms. Lepelstat added that she and Mr. Douglas are in the process of re-forming the Library Foundation; who stand ready to assist the Village and Library Board in any way they can, and very much appreciate this. “It’s a long time in coming.” Mayor Edelman added that it is a wonderful project that needs to be moved forward. Deputy Mayor Fragin stated that the Village “needs details”.
7. Mr. Norman Pinn of 54 Sealy Drive raised a traffic issue concerning lack of visibility exiting Sealy Drive onto Broadway, which curves there and makes it a safety concern. Mayor Edelman responded that the situation was reviewed that morning, in response to Mr. Pinn’s e-mail, and it was decided that the “No Parking” signage would need to be moved at least twenty (20) feet (four or five car lengths) further back on the street. Mayor Edelman thanked Mr. Pinn for his suggestion and stated that it would be taken care of within the next couple of weeks.
8. Ms. Kevelson, of 21 Causeway, thanked the Mayor and Board for placing the Village’s speed radar trailer on her street, Causeway, for approximately a week.

Mayor Edelman explained that the speed radar trailer would be moved every week to different locations in the Village, as warranted.

9. Ms. Kevelson, of 21 Causeway, stated that the house across the street from her on Causeway was demolished, and she never received a letter from the Village saying that this was going to happen, which is required being within/around 300 feet of a property zoning issue. In addition, some of the other neighbors did not receive a letter as well. Mayor Edelman conferred with Deputy Clerk Gerry Castro, and confirmed that these letters did go out and the matter would be looked into.
10. Ms. Sharon Douglas, President of the Lawrence Association, congratulated the Mayor and Board for all the wonderful work they've done since they took office, approximately three months ago. Even though the Association has not been "up and running" they have been attuned to the tree trimming, street lighting, attention to the facilities at the LY&CC and street signage. All these items have been noted and appreciated. The Lawrence Association supports all the endeavors of the library and looks forward to the library working together with the Village, as well as the support of the Lawrence Association. Ms. Douglas added that they look forward to great things happening, and noted that there were four (4) former Presidents (of the Lawrence Association) in the room: Ms. Jacqueline Handel, Ms. Rochelle Kevelson, Village Administrator Ronald Goldman and presently, Ms. Douglas, herself. She thanked all. Mayor Edelman responded in kind and thanked Ms. Douglas for all her efforts.

NEW BUSINESS

Item 1 – Approve Abstracts #'s

General Fund	#805, 806, 807, 808, 809, 810
Recreation Fund	#224, 226, 226, 227, 228
Sewer Fund	#
Trust Fund	#
Payroll	#090916, 092316, 100716

Board Action: Trustee Goldstein moved the approval of General Fund Abstracts #805, #806, #807, #808, 809 and #810. Trustee Kaufman seconded the motion. All in favor.

Board Action: Trustee Goldstein moved the approval of Recreation Fund Abstracts #224, #225, #226, #227 and #228. Trustee Diamond seconded the motion. All in favor.

Board Action: Deputy Mayor Fragin moved the approval of Payroll Abstracts #090916, #092316 and #100716. Trustee Goldstein seconded the motion. All in favor.

Item 2 – Appointments 2016 – 2017

Mayor Edelman introduced Mr. George Mallis, read Mr. Mallis' resume and stated that it was his pleasure to appoint Mr. Mallis as the Village of Lawrence Historian. The Mayor thanked Mr. Mallis, on behalf of himself and the Board for his acceptance of this position and willingness to serve the Village.

Board Action: Mayor Edelman appointed Mr. George Mallis as the Village of Lawrence Historian.

Item 3 - Approve Resolution for Building Department proposed fee changes

Village Attorney Kenneth Gray, Esq. indicated that the Mayor and Board have had an opportunity to review the proposed Building Department fee changes. Discussion ensued in this regard.

This item was tabled until the November 10, 2016 BOT meeting.

Item 4 – Set Public Hearing for Local Law #3 of 2016 regarding the illumination of house numbers for all residences and businesses

Board Action: Trustee Diamond moved the approval to set a Public Hearing for Local Law #3 of 2016 regarding the illumination of house numbers for all residences and businesses for the November 10, 2016 BOT meeting. Trustee Goldstein seconded the motion. All in favor.

Item 5 – Approve salary increase for selected employees

Board Action: Mayor Edelman moved the approval of the following salary increases for these selected employees:

- 1) Monique Sandorfi in Village Hall: a \$1,200.00 increase from \$31,493.00 to \$32,693.00, and
- 2) Attilio Cassetta at the Highway Department/DPW: changing from a part-time employee to a full-time employee (replacing a retiring full-time employee) at a salary of \$25,000.00.

Trustee Goldstein seconded the motion. All in favor.

Item 6 – Approve LY&CC golf course netting, poles purchase and installation

Board Action: Deputy Mayor Fragin moved the approval of the lowest responsible proposal(s) for the LY&CC golf course netting, poles purchase from Christensen Net Works and installation by Bancker Electric, in the amount of \$43,355.10. Trustee Goldstein seconded the motion. All in favor.

Item 7 – Approve Resolution settling the Cristo & Mezza v. VOL Litigation

Village Attorney Kenneth Gray, Esq. explained that Mayor Edelman's active participation in negotiations to settle the Cristo & Mezza v. VOL case stemming from the Village's termination of a license agreement related to catering facilities at the Lawrence Yacht & Country Club resulted in a total settlement of \$175,000 of which \$100,000 will be paid by Tokio Marine HCC Insurance and \$75,000 will be paid by the Village; versus a demand by the plaintiff of \$1,100,000;

Board Action: Trustee Goldstein moved to approve the following Resolution: WHEREAS, the Incorporated Village of Lawrence (the "Village") and Frank Cristo and Mezza On the Green, Inc., ("Cristo & Mezza") are parties to a lawsuit pending in New York Supreme Court, Nassau County, bearing index number 601348-2013; and

WHEREAS, Mayor Alex H. Edelman has requested authority to settle said litigation pursuant to a stipulation of settlement to be approved of by counsel providing Cristo & Mezza with payment in the amount of \$175,000 of which \$100,000 will be paid by Tokio Marine HCC Insurance and \$75,000 of which will be paid by the Village of Lawrence in settlement of claim; now, therefore, it is

Resolved that the Mayor be, and hereby is, authorized to execute the aforementioned settlement agreement, together with such other terms and conditions as described therein

Deputy Mayor Fragin seconded the motion. All in favor.

Item 8 – Approval of new Village street signs

Board Action: Deputy Mayor Fragin moved the approval to table this item. Trustee Kaufman seconded the motion. All in favor.

Item 9 – Approval of LY&CC tennis court night lighting purchase and installation

Village Attorney Kenneth Gray, Esq. explained that the Village had gone out to bid for this item, which resulted in a rejected bid of \$137,000.00. Trustee Goldstein added that subsequently, in an effort to reduce the cost, the Village received bids from various vendors, to purchase and install the lights and poles, including the underground piping and wiring. Trustee Goldstein thanked Deputy Village Clerk Gerry Castro for his diligent work in this endeavor, and obtaining substantial savings in this regard.

Board Action: Mayor Edelman moved the approval of hiring Rizza and Sons, with the lowest responsible proposal, to purchase and install the LY&CC tennis court night lighting; including purchasing the lights and poles, doing the trenching for (and including the installation of) the underground cables, piping and wiring; in the amount of \$50,000.00. Trustee Goldstein seconded the motion. All in favor.

Item #10 – Approve Park Commission recommendations:

- a) Marina water service installation (\$1,800.00 – TNT Plumbing)
- b) Marina electric service installation (\$4,300.00 – Mittman Electric)

c) Marina storage lockers (fishing gear & boating equipment at a cost of \$5,388.00 – Man Products)

Mayor Edelman and LY&CC General Manager Leo McMahon explained these items and the recommendations. Discussion ensued in this regard.

Board Action: Trustee Kaufman moved the approval of the above Park Commission recommendations: a) TNT Plumbing to install Marina water service at a cost of \$1,800.00; b) Mittman Electric to install Marina electric service at a cost of \$4,300.00; and, the purchase of 12 storage lockers to be installed at the Marina at a cost of \$5,388.00 (to be rented out, initially at a cost of \$200.00 per locker). Trustee Goldstein seconded the motion. All in favor.

d) Refund request(s)

LY&CC General Manager Leo McMahon described the circumstances regarding Ms. Sarah Weinreb's refund request, pertaining to her son's Bar Mitzvah at the LY&CC on September 6, 2016; when the air conditioner in the main ballroom was not working, causing great discomfort and the early dissolution of the party. Discussion ensued in this regard.

Board Action: Trustee Kaufman moved the approval of refunding Ms. Sarah Weinreb \$3,600.00, in accordance with the recommendation of the Park Commission. Deputy Mayor Fragin seconded the motion. All in favor.

Item #11 - Approve Resolution to raise the VOL depreciation value from \$1,000.00 to \$10,000.00

Board Action: Mayor Edelman moved the approval of the below Resolution:

**RESOLUTION
ESTABLISHING A MINIMUM VALUE FOR CAPITAL ASSETS OF THE VILLAGE**

WHEREAS, the Board of Trustees of the Incorporated Village of Lawrence is authorized to establish a minimum value for classification of assets as "capital assets" of the Village; and

WHEREAS, the Village's auditor has recommended that the Board of Trustees raise the threshold for classification of village assets as capital assets from its current level of \$1,000 to \$10,000;

NOW THEREFORE, BE IT RESOLVED, that no tangible or intangible asset of the Village valued at less than \$10,000 shall be declared as a capital asset of the Village.

WHEREUPON, on motion by Mayor Edelman, seconded by Trustee Kaufman, the foregoing resolution was adopted by an affirmative vote of 5 to 0 of the Board of Trustees taken at its meeting on October 13, 2016.

Mayor Alex H. Edelman
Michael A. Fragin
Syma F. Diamond
Uri Kaufman
Daniel J. Goldstein

Per the above: Trustee Kaufman seconded the motion. All in favor.

Item #12 - Approve Resolution to affirm revised VOL Investment Policy

Board Action: Mayor Edelman moved the approval of the Resolution, below, to affirm the revised Village of Lawrence Investment Policy, attached hereto as "Exhibit C".

**RESOLUTION
AMENDING THE VILLAGE OF LAWRENCE INVESTMENT POLICY**

WHEREAS, the Board of Trustees of the Incorporated Village of Lawrence has authority to adopt and amend, by resolution, a comprehensive investment policy for the Village pursuant to the powers granted to it under Section 39 of the General Municipal Law; and

WHEREAS, on August 10, 2016, the Board of Trustees ratified the Village's existing Investment Policy; and

WHEREAS, the Board of Trustees now wishes to amend Section X of the Investment Policy, entitled "Permitted Investments", to include new language concerning the Village's use of Certificates of Deposit and Savings/Demand Deposit Accounts for investment purposes;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby adopts and enacts the amended Investment Policy annexed hereto, which amended Investment Policy hereby supersedes and terminates all versions previously adopted.

WHEREUPON, on motion by Mayor Edelman, seconded by Deputy Mayor Fragin, the foregoing resolution was adopted by an affirmative vote of 5 to 0 of the Board of Trustees taken at its meeting on October 13, 2016.

Mayor Alex H. Edelman
Michael A. Fragin
Syma F. Diamond
Uri Kaufman
Daniel J. Goldstein

Deputy Mayor Fragin seconded the motion. All in favor.

Item #13 - Approve purchase of new pick-up truck for VOL DPW

Mayor Edelman explained that the Village is replacing a 1996 pick-up truck with 75,000 miles on it, (which is barely functional); via New York State Contract ("piggy-back bid"), at a cost of \$43,052.75. This new truck needs to be ordered before the impending winter weather, due to the two to three month wait-time for delivery once it is ordered.

Board Action: Mayor Edelman moved the approval of the purchase of a new 2017 Chevrolet Silverado 2500 pick-up truck (regular cab with an eight foot bed and plow), for the Village Department of Public Works/Highway Department; at a cost of \$43,052.75. Trustee Kaufman seconded the motion. All in favor.

Item #14 - Board of Building Design Appeal – 6 Chestney Road

Village Attorney Kenneth Gray, Esq. explained that Village residents Jonathan and Beth Bennett, of 6 Chestney Road, had filed a Building Permit Application to do some work on their house, including putting in a circular driveway, which went before the Board of Building Design which denied the request. The owners, Jonathan and Beth Bennett then appealed the decision by the Village Board of Building Design to the Village of Lawrence Board of Trustees. Mr. and Mrs. Bennett were present at the October 13th BOT meeting to be heard. The hearing went from 9:20 p.m. to 10:15 p.m., as follows:

Village Attorney Kenneth Gray, Esq. marked/placed the following documents into the record (most of which are attached hereto as Exhibit "D"):

- a) A statement of purpose concerning guidelines that the Board of Building Design appeal maintains;
- b) A copy of Chapter 12, which is the Board of Building Design Code, which is in the Village Code;
- c) The Bennett's entire file and Building Permit Application;
- d) The summary of minutes from the Board of Building Design meeting of September 12, 2016, denying the application and suggesting an egress; which he read aloud.
- e) A letter from the Board of Building Design to the Bennett's dated September 14, 2016 (denying the application and suggesting a change in the application to construct a turn-around in the driveway to allow vehicles to exit head on).
- f) Mr. and Mrs. Bennett filed appeal dated September 9, 2016, asking that the matter be appealed to the Board of Trustees of the Village of Lawrence.
- g) Another document dated September 28, 2016, which was an e-mail memo from Board of Building Design Chairman, Benjamin Sporn, on behalf of the Board of Building Design, explaining their rationale as to why they denied the Bennett's request.

Jonathan and Beth Bennett presented their appeal/case. In addition, photographs and letters of support were submitted for the record on their behalf (which were placed in their file). Board of Building Design Chairman Sporn and member Barry Pomerantz

spoke on behalf of the Board regarding their decision. Discussion ensued in this regard.

Deputy Mayor Fragin and Mayor Edelman thanked and commended Chairman Sporn and Mr. Pomerantz for their years of volunteer service to the Village.

Mayor Edelman said that the matter would be taken under advisement.

Board Action: No Board action was taken. The hearing was closed at 10:15 p.m. and the decision was reserved until the next BOT meeting on November 10, 2016; when a decision will be rendered.

Item #15 - Approve Increase in Parking Permit Fees

This item was tabled.

There being no further business, on motion by Mayor Edelman, seconded by Trustee Goldstein and unanimously approved the meeting was adjourned at 10:15 p.m.

This is to certify that I, Ronald Goldman, read the preceding minutes, and they are in all respects a full and correct record of such proceedings.



Ronald Goldman, Administrator,
Clerk/Treasurer

EXHIBIT A

SEQRA NEGATIVE DECLARATION AND REASONED ELABORATION

PROPOSED LOCAL LAW TO AMEND CHAPTER 212 OF THE VILLAGE CODE CONCERNING ZONING

WHEREAS, the Board of Trustees ("Board") of the Village of Lawrence is considering a local law to amend Chapter 212 of the Village Code concerning various zoning regulations in the residential districts as they relate to height, setback encroachments, permitted lot coverage, permitted surface coverage, habitable space, parking courts, covered porches, patios and other area restrictions; and

WHEREAS, the Board of Trustees has declared adoption of the proposed local law to be an Unlisted Action for purposes of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Board of Trustees, being the only agency with authority to undertake, fund or approve the local law, has declared itself Lead Agency for purposes of SEQRA; and

WHEREAS, the Board of Trustees, as Lead Agency, has prepared and discussed a Short Environmental Assessment Form, Parts 1, 2 and 3; and

WHEREAS, adoption of the proposed local law will not itself result in any environmental impacts because the law would not authorize any particular land use project anywhere in the Village, and any environmental impacts of such use on any particular site are required to be the subject of appropriate study on a site specific basis at the time any application is made to the Board of Trustees or other Village agency for permission for such use on a specific site;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby finds and concludes that:

(a) the Board is the Lead Agency with respect to the proposed local law to amend Chapter 185 of the Village Code;

(b) the proposed local law is an Unlisted Action, as defined in the State Environmental Quality Review Act and its implementing regulations (SEQRA);

(c) the Board has considered the following factors, and makes 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; and

(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; and it is further

RESOLVED, that adoption of the proposed local law would not have a significant adverse environmental impact; and it is further

RESOLVED, that no further environmental review is required with respect to adoption of the proposed local law; and it is further

RESOLVED, that the Mayor, or his designee, is authorized to execute on behalf of the Village Board of Trustees the Short Environmental Assessment Form Negative Declaration, and such other documents as may be necessary for compliance with legal requirements pursuant to SEQRA and the General Municipal Law; and it is further

RESOLVED, that the Village Clerk shall take such steps as are required by law to transmit to the Nassau County Planning Commission a full statement of the proposed local law.

EXHIBIT B

**INCORPORATED
VILLAGE OF LAWRENCE**

MAYOR
ALEX H. EDELMAN

DEPUTY MAYOR
MICHAEL A. FRAGIN

TRUSTEES
DANIEL J. GOLDSTEIN
URI KAUFMAN
SYMA F. DIAMOND



VILLAGE ADMINISTRATOR
RONALD GOLDMAN

DEPUTY VILLAGE ADMINISTRATOR
GERRY CASTRO

VILLAGE ATTORNEY
PETER BEE

LEGAL NOTICE

PLEASE BE ADVISED that the Board of Trustees of the Incorporated Village of Lawrence shall hold a public hearing on October 13, 2016 at 8:00 p.m., at Lawrence Village Hall, 196 Central Avenue, Lawrence, New York, to consider a Local Law amending Chapter 212 of the Village Code, concerning various Zoning regulations in the Residential Districts as they relate to height, setback encroachments, permitted lot coverage, permitted surface coverage, habitable space, parking courts, covered porches, patios and other use and area restrictions, as more fully set forth in the proposed Local Law No. 2 of 2016, available for inspection in the Village Offices..

All relevant documents are available for public inspection at the Village Administrator's office at 196 Central Avenue, Lawrence, New York, between 8:30 am and 4:00 pm, Monday through Friday, except legal holidays.

All interested persons will have an opportunity to be heard at the public hearings.

The Village complies with the Americans With Disabilities Act. Disabled persons with special needs should contact the Village Clerk's office at 516-239-4600 at least three business days prior to the hearing, so that reasonable efforts may be made to accommodate such needs.

Dated: September 30, 2016

**BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF LAWRENCE**

**Ronald Goldman, Village Administrator
Village of Lawrence**

PUBLIC & LEGAL NOTICES

LEGAL NOTICE

PLEASE BE ADVISED that the Board of Trustees of the Incorporated Village of Lawrence shall hold a public hearing on October 13, 2016 at 8:00 p.m., at Lawrence Village Hall, 196 Central Avenue, Lawrence, New York, to consider a Local Law amending Chapter 212 of the Village Code, concerning various Zoning regulations in the Residential Districts as they relate to height, setback encroachments, permitted lot coverage, permitted surface coverage, habitable space, parking courts, covered porches, patios and other use and area restrictions, as more fully set forth in the proposed Local Law No. 2 of 2016, available for inspection in the Village Offices. All relevant documents are available for public inspection at the Village Administrator's office at 196 Central Avenue, Lawrence, New York, between 8:30 am and 4:00 pm, Monday through Friday, except legal holidays. All interested persons will have an opportunity to be heard at the public hearings. The Village complies with the Americans With Disabilities Act. Disabled persons with special needs should contact the Village Clerk's office at 516-239-4600 at least three business days prior to the hearing, so that reasonable efforts may be made to accommodate such needs.

Dated: September 30, 2016
BY ORDER OF THE BOARD
OF TRUSTEES OF THE VIL-
LAGE OF LAWRENCE
Ronald Goldman, Village
Administrator
Village of Lawrence
866980

October 6, 2016 - MASSAU HERALD

EXHIBIT C
INVESTMENT POLICY
FOR VILLAGE OF LAWRENCE

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order,

- to conform with all applicable federal, state and other legal requirements (legal);
- to adequately safeguard principal (safety);
- to provide sufficient liquidity to meet all operating requirements (liquidity); and
- to obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Clerk Treasurer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Village of Lawrence to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the Village of Lawrence to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the Village of Lawrence for all moneys collected by any officer or employee of the government to transfer those funds to the (chief fiscal officer) within 2 days of deposit, or within the time period specified in law, whichever is shorter.

The Clerk Treasurer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of monies up to the maximum amounts are:

<u>Depository Name</u>	<u>Maximum Amount</u>
TD Bank	6,000,000
Capital One	6,000,000
Flushing	6,000,000
Citibank	6,000,000
Community National Bank	6,000,000

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, §10, all deposits of Village of Lawrence, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML §10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims - paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

BOT
Resolution
4/8/2010

4. In addition to the deposit of eligible securities, the officers making a deposit may, in the case of an irrevocable letter of credit issued in favor of the local government by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, accept such letter of credit payable to such local government as security for the payment of one-hundred percent (100%) of the aggregate amount of public deposits from such officers and the agreed upon interest, if any.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by depository or third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Village of Lawrence or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, §11, the Village of Lawrence authorizes the Clerk Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;
- Certificates of deposit obtained through a depository institution that has a main office or a branch office in this state and that contractually agrees to place the funds in federally insured depository institutions through the Certificate of Deposit Account Registry Service (CDARS);
- Savings and/or demand deposit accounts placed through a depository institution that has a main branch office in this state that contractually agrees to place funds in federally insured depository institutions through the Insured Cash Sweeps (ICS) service;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;

- Obligations of the State of New York;
- Obligations issued pursuant to LFL §24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the Village of Lawrence.
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorizes such investments.
- Certificates of Participation (COPs) issued pursuant to GML §109-b.
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML §§6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m or 6-n.

All investment obligations shall be payable or redeemable at the option of the Village of Lawrence within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Village of Lawrence within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The Village of Lawrence shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the Village of Lawrence. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Clerk Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS

The Clerk Treasurer is authorized to contract for the purchase of investments:

- Directly, including through a repurchase agreement, from an authorized trading partner.
- By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
- By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Village of Lawrence by the bank or trust company. Any obligation held

in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, §10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodial shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

(Re-approved BOT mtg. July 11, 2013)

(Village Policies Reaffirmed @ 9/11/14 BOT Mtg.)

(Village Policies Reaffirmed @ 8/10/16 BOT Mtg.)

(Village Policies Reaffirmed as amended @ 10/13/16 BOT Mtg.)

APPENDIX A

SCHEDULE OF ELIGIBLE SECURITIES

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
- (ix) Any mortgage related securities as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.
- (x) Commercial paper and bankers' acceptances issued by a bank, other than the Bank, rated in the highest short term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.
- (xi) Zero coupon obligations of the United States government marketed as "Treasury strips".

Revised 2/5/2010

Revised 4/8/2010

EXHIBIT D

VILLAGE OF LAWRENCE
196 CENTRAL AVENUE
LAWRENCE, NY 11559
516-239-4600 Fax: 516-239-7039

MEMO

DATE: July 31, 2009
TO: Mayor Simon Felder
Board of Trustees
FROM: Daniel J. Herron, Acting Village Administrator
CC: Ronald Goldman, Village Attorney
Re: Requirement for Circular Driveway – Agenda Item E

Below are the guidelines for circular driveway requirements:

The minimum width of a property shall be sixty-five (65') feet.

All new curbs must be set back from side property lines a minimum of five (5') feet.

The furthest point of the street side edge of the arc of a circular driveway must be no closer than fifteen (15') feet to the house side edge of the sidewalk. In the case where no sidewalk exists, the distance shall be twenty three (23') feet to the edge of the street. No portion of a circular driveway except that area accessing the street may encroach in this setback.

All arc radii must be consistent throughout the circular driveway.

The minimum width of a driveway is ten (10') feet.

The area between any circular driveway and the sidewalk or street must be landscaped.

Code

Index

Chapter 12: **Building Design, Board of**

[HISTORY: Adopted by the Board of Trustees of the Village of Lawrence as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Board of Appeals — See Ch. 6.

Building construction — See Ch. 70.

Subdivision of land — See Ch. 182.

Zoning — See Ch. 212.

Policy.

Article I Board Established

§ 12-1 ***Policy.***

§ 12-2 ***Continuation; membership; residency of members.***

§ 12-3 ***Acting Chairman; Secretary.***

§ 12-4 ***Meetings and records; rules of procedure at meetings.***

§ 12-5 ***Referrals.***

§ 12-6 ***Consideration of applications; manner of disapproval and approval.***

§ 12-7 ***Issuance of building permits.***

§ 12-8 ***Appeals.***

§ 12-9 ***Powers to be exercised.***

Article II Alternate Members

§ 12-10 **Purpose.**

§ 12-11 **Appointment; term.**

§ 12-12 **Designation; powers and duties.**

§ 12-13 **Applicability of state law.**

Article I: **Board Established**

[Adopted 1-14-1998 by L.L. No. 1-1998^[1]

^[1]

Editor's Note: This local law also superseded former Ch. 12, Board of Building Design, adopted 4-13-1988 by L.L. No. 2-1988.

§ 12-1 **Policy.**

A.

The Board of Trustees finds that excessive similarity or general inappropriateness of design in the exterior appearance of residential and/or commercial buildings erected in a respective district adversely affects the desirability of the immediate area and neighboring areas for residential and/or commercial purposes and by so doing impairs the benefits for residential and/or commercial purposes and by so doing impairs the benefits of occupancy of existing residential and/or commercial property in such areas, impairs the stability and value of both improved and unimproved real property in such areas, prevents the most appropriate development of such areas, produces degeneration of residential and/or commercial property in such areas with attendant deterioration of conditions affecting the health, safety and welfare of the inhabitants thereof and destroys a proper relationship between the table value of real property in such areas and the cost of municipal services provided therefor.

B.

It is the purpose of Chapter 6, Appeals, Board of, this article and Chapter 212, Zoning, to prevent these and other harmful effects of such exterior appearances of buildings erected in residential and/or commercial neighborhoods and thus to promote and protect the health, safety and general welfare of the community.

C.

It is the further purpose of this article to preserve and promote the character and appearances and conserve the property values of the Village, the attractiveness of whose residential and business areas is the economic mainstay of the community, by providing procedures for a review of structures henceforth erected, reconstructed or altered in the Village and thereby:

(1)

To encourage good quality of exterior building design and appearances and to relate such design and appearances to the sites and surroundings of the structure.

(2)

To permit originality and resourcefulness in building design and appearance which are appropriate to the sites and surroundings.

(3)

To prevent such designs and appearances as are unnecessarily offensive to visual sensibilities.

§ 12-2 *Continuation; membership; residency of members.*

The Board of Building Design heretofore established is hereby continued.

A.

It shall consist of five members who will serve without compensation.

B.

All members of said Board shall be residents of the Village of Lawrence throughout their terms of office.

C.

The members of said Board and the Chairman thereof shall be appointed by the Mayor with the consent of the Board of Trustees.

D.

The members of the Board of Building Design shall serve for terms of one year.

E.

A vacancy shall be filled for the unexpired term of any member whose place has become vacant.

§ 12-3 *Acting Chairman; Secretary.*

Such Board of Building Design shall appoint from its members an Acting Chairman, who shall act during the absence or incapacity of the Chairman. The Board shall also appoint a Secretary, who need not be a member of the Board and may be compensated.

§ 12-4 *Meetings and records; rules of procedure at meetings.*

A.

A majority of said Board shall constitute a quorum.

B.

(Reserved)[1]

[1]

Editor's Note: Former Subsection B, which stated that meetings of the Board not be public unless the Board so determined, was repealed 3-31-2009 by L.L. No. 4-2009.

C.

Notice of meetings shall be given by the Secretary in the same manner as provided by the Village Law for meetings of the Board of Trustees.

D.

Minutes of all meetings and proceedings of the Board shall be taken and recorded by the Secretary. Such minutes need not be verbatim but shall state the substance of the proceedings.

E.

In case of the absence of the Secretary at any meeting, the Board may appoint a Secretary pro tem, who shall take and record the minutes of the meeting for which he was appointed.

F.

The Minute Book shall be kept on file in the Village office of the Village of Lawrence and shall be open to public inspection during regular business hours.

G.

The Board may adopt rules of procedure which shall include, but are not limited to, the frequency and time of meetings and rules of attendance.

H.

The Chairman (or Acting Chairman) may administer oaths and compel the attendance of witnesses.

§ 12-5 ***Referrals.***

A.

The Board of Building Design shall review and advise on all applications for building permits referred to it by the Building Inspector, including but not limited to:

(1)

New construction of any kind.

(2)

Any exterior addition or alteration to preexisting buildings/structures or accessory buildings.

(3)

Swimming pools, decks, recreational structures.

(4)

New fences (including replacements).

(5)

Air conditioners.

(6)

Curb cuts.

(7)

Other matters referred by the Planning Board or Zoning Board of Appeals.

(8)

Any plans or proposals which, in the opinion of the Building Inspector, violate the spirit and intent of this article.

B.

Applications must be accompanied by plans showing all elevations of new structures and all affected elevations in the case of additions or alterations. When required by the Building Inspector or by the Board of Building Design, a site plan shall be submitted showing both existing and proposed contours at one-foot intervals, all existing trees with a trunk diameter of three inches or more and whether such trees shall remain or be removed and/or other topographical features.

§ 12-6 *Consideration of applications; manner of disapproval and approval.*

A.

Upon receipt of such application, the Chairman or Secretary shall, pursuant to rules to be established as per § 12-4G, arrange for a meeting of said Board, as soon thereafter as convenient, to consider such application, and the Secretary shall give notice of such meeting in the manner hereinbefore provided.

B.

Approval of any building permit referred to the Board shall be by a vote of a majority of at least a quorum of members of the Board of Building Design.

C.

In considering an application for a permit, the Board shall take into account natural features of the site and surroundings, exterior design and appearances of existing structures and the character of the Village and its peculiar suitability for particular purposes, with a view to conserving the values of property and encouraging the most appropriate use of land.

D.

The Board may approve any application referred to it upon finding that the building or structure for which the permit was requested, if erected or altered in accordance with the submitted plan, would be in harmony with the purpose of this article, would not be visually offensive or inappropriate by reason of poor quality of exterior design, excessive similarity or striking visual discord in relation to the sites or surroundings, would not mar the appearance of the area, would not impair the use, enjoyment and desirability or reduce the values of properties in the area,

would not be detrimental to the character of the neighborhood, would not prevent the most appropriate development and utilization of the site or of adjacent lands and would not adversely affect the functioning, economic stability, prosperity, health, safety and general welfare of the entire community.

E.

In approving any application, the Board may impose appropriate conditions and safeguards designed to prevent the harmful effects set forth in § 12-1.

F.

The Board may disapprove any application for a permit, provided that the Board has afforded the applicant an opportunity to confer upon suggestions for change of the plan, and provided that the Board finds and states that the structure for which the permit was requested would, if erected as indicated, provoke one or more of the harmful effects set forth in § 12-1 and thus be detrimental to the character, property values or development of the surrounding property or of the Village as a whole by reason of:

(1)

Excessive similarity to any other structure or structures located or proposed to be located on the same street or corner thereof and within 500 feet of the site of the structure for which a building permit is requested, in respect to one or more of the following features of exterior design and appearance:

(a)

Substantially identical facade.

(b)

Substantially identical size and arrangement of either doors, windows, porticoes, porches or garages or other openings or breaks or extensions in the facade, including reverse arrangements.

(c)

Other substantially identical features, such as but not limited to setbacks from street lines, heights, widths and lengths of elements of the building design and exterior materials and treatments.

(2)

Striking dissimilarity, visual discord or inappropriateness with respect to other structures located or proposed to be located on the same street or a corner thereof and within 150 feet of the site of the structures for which a building permit is requested, in respect to one or more of the following features of exterior design and appearance:

(a)

Facade.

(b)

Size and arrangement of doors, windows, porticoes, porches or garages or other openings, breaks or extensions in the facade.

(c)

Other significant design features, such as but not limited to heights, widths and lengths of elements of design, exterior materials and treatments, roof structures, exposed mechanical equipment, service and storage areas, retaining walls, landscaping, signs, light posts, parking areas and fences and service and loading areas.

(3)

Visual offensiveness or other poor qualities of exterior design, including, with respect to signs and awnings, considerations of the harmony or discord of colors, or incompatibility of the proposed structure with the terrain on which it is to be located, including but not limited to excessive divergences of the height or levels of any part of the structure from the grade of the terrain.

G.

The Board may disapprove any application where the provisions of § 12-5B have not been complied with.

H.

In disapproving any application for a building permit, the Board of Building Design may specify modifications in the design of the building which the Board finds will, in the opinion of the Board, be adequate to render the same acceptable.

I.

Such disapproval shall be given within 30 days after the date when such application was submitted by the Building Inspector to the Board of Building Design, and, if such disapproval is not given within said period of time, the application shall be deemed approved unless the applicant shall have agreed to an extension of time or shall have agreed to provide additional data, information or plans.

§ 12-7 Issuance of building permits.

The Building Inspector shall not issue or approve the issuance of a building permit upon such application until after the expiration of said period of 30 days, unless such application has been approved by the Board of Building Design, and shall not approve the issuance of any building permit for which the application has been disapproved by said Board, unless the plans for such building have been amended to include the modifications in design that the Board may have specified as adequate to render such design acceptable.

§ 12-8 Appeals.

Any applicant aggrieved by the action of the Board of Building Design in disapproving a building permit application, and by the Building Inspector in denying such permit because of such disapproval, may request the Board to make formal findings of fact. In the event of such a

request, the Board shall make such findings of fact within 15 days after the request is filed in the office of the Village Clerk, shall thereafter provide the applicant with an opportunity to answer the findings by the submission of formal proof and shall reconsider the application on the basis of such answer. If the application is disapproved after such reconsideration, the applicant may appeal the decision of the Board of Building Design to the Board of Trustees within 15 days after such determination, and the Board of Trustees may reverse, modify or affirm the action of the Board of Building Design and, upon such appeal, may exercise all of the powers herein conferred upon the Board of Building Design.

§ 12-9 Powers to be exercised.

The powers intended to be exercised under this article are those conferred upon the Board of Trustees by § 4-412 and Article 7 of the Village Law and by any other statute which may be applicable.

Article II: Alternate Members

[Adopted 9-10-2003 by L.L. No. 7-2003]

§ 12-10 Purpose.

The Lawrence Village Board of Trustees hereby enacts this article to provide a process for appointing alternate members of the Board of Building Design. These individuals would serve when members are absent or unable to participate on an application or matter before the Board.

§ 12-11 Appointment; term.

Alternate members of the Board of Building Design shall be appointed by the Village Board of Trustees for a term of one year.

§ 12-12 Designation; powers and duties.

The Chairperson of the Board of Building Design may designate an alternate to substitute for a member when such member is unable to participate on an application or matter before the Board. When so designated, the alternate member shall possess all the powers and responsibilities of such member of the Board. Such designation shall be entered into the minutes of the initial Board of Building Design meeting at which the substitution is made.

§ 12-13 Applicability of state law.

All provisions of state law relating to Board of Building Design member eligibility, vacancy in office, removal, compatibility of office and service on other boards, as well as any provision of a local ordinance, shall also apply to alternate members.

A Regular meeting of the Board of Building Design of the Incorporated Village of Lawrence was held on Monday September 12, 2016 at the Lawrence Village Hall 196 Central Avenue, Lawrence New York 11559

Those members present were Acting Chairperson Benjamin Sporn
 Member Eva Staiman
 Member Barry Pomerantz
 Member Seth Ottensoser

Those members absent were: Barbara Kupferstein

Also present were: Leo Romanelli of the Building Department. Chairman Sporn called to order the regular meeting of the Board of Building Design at 7:05 P.M. The meeting agenda included five new applications and one decision rendering. Chairman Sporn stated that the applications would be reviewed by the order from the agenda.

The following applications were reviewed and approved:

Kahn	20 Muriel Ave	Black Iron gate with fake grass inserts for driveway. Motion was made by Mr. Sporn to approve the application as submitted. Mrs. Staiman Aye, Mr. Pomerantz Aye and Mr. Ottensoser Aye.
Mitgang	62 Margaret Ave	Second Story Addition and Deck. Vinyl siding for second story addition and a wood composite deck. Motion Made by Mr. Sporn to approve application as submitted. Mrs. Staiman Aye, Mr. Pomerantz Aye and Mr. Ottensoser Aye.
Futersak	30 Rosalind Place	Two story side addition on south side of the house. Stucco on the second floor addition and brick on the first floor addition to match the existing house. Board of Zoning Appeals approved. Motion Made by Mr. Sporn to approve application as submitted. Mrs. Staiman Aye, Mr. Pomerantz Aye and Mr. Ottensoser Aye.
Bernstein	120 Hards Lane	Enclose existing front porch and matching existing cedar shakes and stucco. Motion Made by Mrs. Staiman to approve application as submitted. Mr. Sporn Aye, Mr. Pomerantz Aye and Mr. Ottensoser Aye.

The following applications were reviewed and approved with conditions:

Tessier	201 Harborview South	New house with attached 1 car garage. Motion made by Mrs. Staiman to approve application as submitted with the following conditions: First condition as shown on sheet A-6, modify the 3 rd floor window on the west side so that it is not visible from the front of the house. Second condition as shown on sheet A-4 continue the front stucco wall up another (5) five feet and then begin curved roof.
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The following application was reviewed and denied:

Bennett	6 Chestney Road	Circular driveway. Motion made by Mr. Sporn to deny the application as submitted. Mrs. Staiman Aye, Mr. Pomerantz Aye, Mr. Ottensoser Aye. The Board recommended to make a turnaround in driveway to facilitate safer egress.
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There being no further business the meeting was adjourned at 8:00 P.M.
This is to certify that I, Leo Romanelli, of the Building Department
have read the foregoing minutes and the same are in all respects a full and
correct record of such meeting.

14

INCORPORATED VILLAGE OF LAWRENCE

MAYOR
ALEX H. EDELMAN

DEPUTY MAYOR
MICHAEL A. FRAGIN

TRUSTEES
DANIEL J. GOLDSTEIN
URI KAUFMAN
SYMA F. DIAMOND



VILLAGE ADMINISTRATOR
RONALD GOLDMAN

DEPUTY VILLAGE ADMINISTRATOR
GERRY CASTRO

VILLAGE ATTORNEY
PETER BEE

September 14, 2016

Mr. & Mrs. Bennett
6 Chestney Road
Lawrence, NY 11559

Re: Circular Driveway
6 Chestney Road
Sec:41 Blk: 100 Lot: 205

Dear Mr. & Mrs. Bennett,

Please be advised that the Village of Lawrence Board of Building Design has reviewed and denied your request for a circular driveway.


The Board has made the following recommendations:

-Construct a turnaround in your driveway to allow vehicles to exit head out.

If you wish to change your application, please submit revised plans to the Building Department.

Should you have any questions contact this office.

Respectfully,


Gerald Castro
Deputy Village Administrator

Gc/dg

Cc: PE
700 Lakeland Ave Suite 2E
Bohemia, NY 11716

ITEM #14

September 19, 2016

Gerald Castro
Incorporated Village of Lawrence
196 Central Ave
Lawrence NY 11559

RE: Circular Driveway
6 Chestney Road

Dear Gerald:

As the Village of Lawrence Board of Building Design has denied my request for a circular driveway, I would like to appeal to the Board of Trustees as per the zoning code.

Please contact me with next steps.

Thank you.

A handwritten signature in black ink, appearing to read 'Jonathan Bennett', with a stylized flourish extending to the right.

Jonathan Bennett

September 28, 2016

To: The Honorable Mayor and Deputy Mayor of Lawrence
The Board of Trustee
Board of Building Design

Re: Bennett – 6 Chestney Road – Circular Driveway Request
Board of Trustees Meeting - October 13, 2016 at 8:00 PM

The Bennett Circular Driveway raises a seminal issue of the look and feel of our village going forward. Will Lawrence have a countrified look with grassy areas in front of homes or will the distance between the sidewalk and the next twenty or twenty five feet be upwards of 50% paving with cars possibly parked in front of houses.

In 2001, our zoning laws were changed to specifically include front yard paving as part of building coverage to address the front yard paving look.

Many villages have considered whether circular driveways are appropriate. Circular driveways change the look of a village by adding front yard paving which diminishes the grassy area and rural look of homes. Often cars are parked on a circular driveway in front of homes.

A brief survey in 2009 of other villages reveals the following:

Roslyn Estates prohibits any new circular driveways – older ones are grandfathered

Village of Stewart Manor prohibits any new circular driveways – older ones are grandfathered

Lake Success may permit a circular driveways with a minimum frontage of 120 feet

Plandome prohibits circular driveway

Greenport allows one curb cut and has not approved a circular driveway in many years.

Summary

This is a high profile case and may open the floodgates to circular driveways.

The past is the past. We assure you that the cold record of a circular driveway having been agreed to does not elucidate the circumstances that the Board believed justified the circular driveway at the time.

We have a guideline that we apply when considering approval of a circular driveway. The guideline provides for a property no less than 68 feet wide and a distance from the curb to the closest part of the house no less than 50 feet. Applying the guideline often involves residents arguing that they come close to meeting the guideline and requesting an exception.

The distance from the curb to the closest part of the Bennett house is 36 feet and falls far short of meeting the guideline. Please note that a circular driveway requires a second curb cut which removes on street parking. We offered a compromise of a turn around which was not accepted.

We suggest that going forward the Trustees consider prohibiting all circular driveways, as a way of preserving the look of the village and avoiding all future controversy.

Another approach is to adopt the guideline or a variation as a zoning requirement. This may help preserve the rural look of our Village and move exceptions to more rigorous review.

If the Trustees permit this circular driveway, it will be viewed as the poster child for circular driveways in the future.

We look forward to the guidance of the Trustees.

Benjamin T. Sporn
For the Board of Building Design