

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF THOMASTON**

August 12, 2024

The Board of Trustees met on Monday, August 12, 2024 at the Village Hall, 100 East Shore Road, Great Neck, New York at 7:30 p.m.

Present: Mayor Steven Weinberg, Deputy Mayor Burton S. Weston, and Trustee Jay Chagrin

Excused: Trustee Aaron Halpern, Trustee Nancy Sherman

The Mayor opened the meeting at 7:34 p.m.

Approval of Minutes

RESOLUTION 24-82

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that the minutes of the Board of Trustees meetings held on July 8, 2024 and July 25, 2024 are hereby approved and accepted as presented.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

Public Hearing on Bill T2024B

At 7:35 pm the Mayor opened the public hearing on Bill T2024B, a local law to amend the Code of the Village of Thomaston, in relation to building permits.

There being no comments from the public and the Board, the following resolution was adopted:

RESOLUTION 24-83

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that the public hearing on Bill T2024B is hereby closed.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

The Mayor announced that the Board did not have the final text of this proposed legislation for the ten day period required by the Municipal Home Rule Law, but that the substance of the present version has no material changes from the prior text circulated to the Board. The Mayor certified that there was a need to adopt the legislation without the requisite waiting period.

RESOLUTION 24-84

Upon motion of Trustee Chagrin, seconded by Deputy Mayor Weston, and unanimously approved, the following resolution was adopted:

RESOLVED, that Bill T2024B is adopted as Local Law 1-2024, effective immediately upon filing with the Secretary of State as required pursuant to the Municipal Home Rule Law.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

Public Hearing on T2024C

At 7:37 p.m. the Mayor opened the public hearing on Bill T2024C, a local law to amend the Code of the Village of Thomaston, in relation to erosion and sediment control and storm water management.

There being no comments from the public and the Board, the following resolution was adopted:

RESOLUTION 24-85

Upon motion of Trustee Chagrin, seconded by Deputy Mayor Weston, and unanimously approved, the following resolution was adopted:

RESOLVED, that the public hearing on Bill T2024C is hereby closed.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

The Mayor announced that the Board did not have the final text of this proposed legislation for the ten day period required by the Municipal Home Rule Law, but that the substance of the present version has no material changes from the prior text circulated to the Board. The Mayor certified that there was a need to adopt the legislation without the requisite waiting period.

RESOLUTION 24-86

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that Bill T2024C is adopted as Local Law 2-2024, effective immediately upon filing with the Secretary of State as required pursuant to the Municipal Home Rule Law.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

Public Hearing on T2024D

At 7:39 p.m. the Mayor opened the public hearing on Bill T2024D, a local law to amend the Code of the Village of Thomaston, in relation to Illicit Discharges, Activities and connections to Storm Sewer System.

There being no comments from the public and the Board, the following resolution was adopted:

RESOLUTION 24-87

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that the public hearing on Bill T2024D is hereby closed.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

The Mayor announced that the Board did not have the final text of this proposed legislation for the ten day period required by the Municipal Home Rule Law, but that the substance of the present version has no material changes from the prior text circulated to the Board. The Mayor certified that there was a need to adopt the legislation without the requisite waiting period.

RESOLUTION 24-88

Upon motion of Trustee Chagrin, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that Bill T2024D is adopted as Local Law 3-2024, effective immediately upon filing with the Secretary of State as required pursuant to the Municipal Home Rule Law.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

New Business

John and Faye Trane, residents at 91 Grace Avenue, requested a refund for a building permit to legalize and maintain a rear addition, which does not have a certificate of completion. The original building permit was issued in 2004. Mr. Trane stated that the work had been completed at that time but he was unaware that he had to submit a survey, electrical inspection certificate and obtain a certificate of completion. Mr. Trane filed a new building permit to legalize and maintain the rear addition on July 10, 2024 and paid a fee of \$3,130. Mr. Trane felt that the fee was unjust and asked the Board to refund the permit fee of \$3,130. The Board of Trustees took no action.

The Mayor informed the Board that he received petitions, one signed by three residents and one signed by five resident, concerning the parking regulations on Susquehanna Avenue.

The Mayor informed the Board that he received a letter of complaint from a resident of 250 Schenck Avenue questioning whether the work to be performed requires a building permit. The Mayor will review the basis for the Building Official's decision regarding this matter.

Deposit Refunds

RESOLUTION 24-89

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved, the following resolution was adopted:

RESOLVED, that the Board of Trustees has audited the claims for refunds of deposits, in the aggregate amount of \$5,025.00 (as itemized on the Abstract of Refunds) dated Monday, August 12, 2024), and hereby approves payment from the General Fund.

A copy of the approved refund list is attached to these minutes.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

Vouchers

RESOLUTION 24-90

Upon motion of Deputy Mayor Weston, seconded by Trustee Chagrin, and unanimously approved the following resolution was adopted

RESOLVED, that the Board of Trustees has audited the claims, in the aggregate amount of \$63,497.42 (as itemized on the Abstract of Vouchers dated Monday, August 12, 2024), and hereby approves payment from the General Fund.

A copy of the approved voucher list is attached to these minutes.

The vote on this resolution was:	Mayor Weinberg:	Aye	Deputy Mayor Weston:	Aye
	Trustee Chagrin:	Aye	Trustee Halpern:	Excused
	Trustee Sherman:	Excused		

ADJOURNMENT

At 8:34 p.m., there being no further business, a motion to adjourn was made by Deputy Mayor Weston, seconded by Trustee Chagrin, and approved unanimously.

Respectfully Submitted,

Denise M. Knowland
Village Administrator

	VILLAGE OF THOMASTON						
	AUDITED REFUNDS						
	June 9 through August 12, 2024						
	Type		Date		Num	Name	Amount
	Check		07/08/2024		1036	ANDEER VALLEY VIEW 23 LLC Street Opening Permit 23 Valley View Road	VOID WRONG PAYEE -5000.00
	Check		07/29/2024		1038	ANDEER 23 VALLEY LLC Street Opening Permit 23 Valley View Road	-5,000.00
	Check		08/12/2024			CHERYL SNEAG Refund for Tree Permit Paid for two trees to be removed Only removed one tree was removed	-25.00
	TOTAL						-5,025.00

	VILLAGE OF THOMASTON						
	AUDITED VOUCHERS						
	July 26 through August 12, 2024						
	Type	Date	Num	Name	Amount		
	Check	07/29/2024	ET	FRANCOTYP-POSTALIA, INC.	-200.00		
	Check	07/31/2024	4977	MICHAEL F. MCNERNEY ARCHITECT PLLC	-2,902.50		
	Check	08/02/2024	4980	OPTIMUM	-13.00		
	Check	08/02/2024	4981	VERIZON	-123.65		
	Check	08/02/2024	4982	VERIZON WIRELESS	-62.52		
	Check	08/07/2024	4983	PSEGLI	-261.85		
	Check	08/07/2024	4984	PSEGLI	-11.77		
	Check	08/07/2024	4985	MANHASSET-LAKEVILLE WATER DISTRICT	-34.55		
	Check	08/12/2024	4986	NCVOA	-100.00		
	Check	08/12/2024	4987	CHRISTA FLASH	-502.60		
	Check	08/12/2024	4988	COSTELLO'S ACE HARDWARE	-297.79		
	Check	08/12/2024	4989	ANTON MEDIA GROUP	-93.60		
	Check	08/12/2024	4990	LOOKS GREAT SERVICES INC	-4,075.00		
	Check	08/12/2024	4991	JORDAN ASSOCIATES	-258.00		
	Check	08/12/2024	4992	GENERAL WELDING SUPPLY CORP	-8.00		
	Check	08/12/2024	4993	WEX BANK	-616.77		
	Check	08/12/2024	4994	BUSINESS CARD	-933.36		
	Check	08/12/2024	4995	BUSINESS CARD	-2.99		
	Check	08/12/2024	4996	FINE DETAILING	-200.00		
	Check	08/12/2024	4997	TOWN OF NORTH HEMPSTEAD-SWMA	-2,140.99		
	Check	08/12/2024	4998	MEADOW CARTING CORP	-	36,455.00	
	Check	08/12/2024	4999	HOME DEPOT CREDIT SERVICES	-42.86		
	Check	08/12/2024	5000	NYS EMPLOYEES' HEALTH INSURANCE	-	11,672.46	
	Check	08/12/2024	5001	MEYER, SUOZZI, ENGLISH & KLEIN, P.C.	-2,315.25		
	Check	08/12/2024	5002	SANTELLI & SONS, INC.	-33.00		
	Check	08/12/2024	5003	AGAS MFG INC	-34.00		
	Check	08/12/2024	5006	STAPLES CONTRACT & COMMERCIAL	-105.91		
	Check	08/12/2024	5007	CRONIN, HARRIS & ASSOCIATES, P.C.	-2,700.00		
	Check	08/12/2024	5008	CRONIN, HARRIS & ASSOCIATES, P.C.	-6,000.00		
					-		
					72,197.42		
					-		
	TOTAL				72,197.42		

Bill T 2024B

A local law to amend the Code of the Village of Thomaston, in relation to building permits.

Section one. Section 91-11(A) of the Code of the Village of Thomaston is hereby amended, to read as follows:

“A. A building permit shall be effective to authorize the commencement and continuation of substantial work in accordance with the application, plans and specifications upon which it is based. Such substantial work shall commence within three (3) months after issuance of such permit. A building permit for demolition or construction of a new residential structure or for demolition, alteration or reconstruction of more than fifty (50%) per cent of an existing residential structure, shall expire eighteen (18) months after issuance. Any other residential building permit shall expire one (1) year after issuance. Any non-residential building permit shall expire two (2) years after issuance.

- (1) Construction pursuant to a building permit shall continue actively until completion. A failure to continue such construction on an active basis for more than thirty (30) days shall constitute an abandonment of the permit, unless the permit is continued by written order of the Building Inspector.
- (2) For good cause, the Building Inspector may extend a permit for demolition or construction of a new residential structure, or for alteration or reconstruction of more than fifty (50%) per cent of a residential structure, for six (6) months. No more than one extension of such permit may be granted, and the permit shall expire at the end of such extension. The term of any other permit for residential construction may be extended by the Building Inspector, for good cause, for no more than two (2) periods of six (6) months each, and shall expire at the end of the second extension. For good cause, the Building Inspector may extend a permit for non-residential construction for one period of six (6) months and shall expire at the end of such extension and may not be extended. Upon the expiration of any permit, or any authorized extension, no further extension may be granted except as provided in this paragraph, and further construction shall require a new permit (including payment of the fee for a new permit). Any extension of a building permit pursuant to this section shall require payment of a fee as determined from time to time by resolution of the Board of Trustees.
- (3) Any building permit issued and in good standing at the effective date of this law shall remain valid for its existing term. Such permit, may be extended twice by the Building Inspector for two six (6) month periods, after which such permit may not be extended and shall expire.”

Section two. This law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.

Bill T2024 C

A local law to amend the Code of the Village of Thomaston in relation to erosion and sediment control and stormwater management.

Section one. Section 85-2 of the Code of the Village of Thomaston is hereby amended to read as follows:

- “A. Meet the requirements of minimum measures 4 and 5 of the SPDES general permit for stormwater discharges from municipal separate stormwater sewer systems (MS4s), Permit No. GP-0-24-001 or as amended or revised;”
- “B. Require land development activities to conform to the substantive requirements of the New York State Department of Environmental Conservation State Pollutant Discharge Elimination System (SPDES) general permit for construction activities GP-0-15-001 or as amended or revised;”

Section two. Section 85-5 of the Code of the Village of Thomaston is hereby amended to read as follows:

- “B. Upon approval by the Board, engage the services of a registered professional engineer to review the plans, specifications and related documents at a cost not to exceed the fee schedule established by said governing board, or”

Section three. Section 85-9 of the Code of the Village of Thomaston is hereby amended to read as follows:

“SPDES GENERAL PERMIT FOR CONSTRUCTION ACTIVITIES GP-0-15-001 - A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to Developers of construction activities to regulate disturbance of one or more acres of land.”

“SPDES GENERAL PERMIT FOR STORMWATER DISCHARGES FROM MUNICIPAL SEPARATE STORMWATER SEWER SYSTEMS GP-0-24-001- A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to municipalities to regulate discharges from municipal separate storm sewers for compliance with EPA-established water quality standards and/or to specify stormwater control standards.”

Section four. Section 85-10 of the Code of the Village of Thomaston is hereby amended to read as follows:

“(From: New York State Stormwater Management Design Manual, January 2015 Version, Table 3.3)”

Section five. If any clause, sentence, paragraph, section, article, or part of this local law shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate any other part of this local law, or the remainder thereof, but shall be

confined in its operation to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section six. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.

Bill T2024 D

A local law to amend the code in relation to Illicit Discharges, Activities and connections to Storm Sewer System.

Section one. Section 118-1 A of the Code of the Village of Thomaston is hereby amended to read as follows:

“A. To meet the requirements of the SPDES general permit for stormwater discharges from MS4s, Permit No. GP-0-24-001 or as amended or revised;

Section two. Section 118-2 of the Village of Thomaston is hereby amended to read as follows:

“CONSTRUCTION ACTIVITY - Activities requiring authorization under the SPDES permit for stormwater discharges from construction activity, GP-0-15-001, as amended or revised. These activities include construction projects resulting in land disturbance of one or more acres. Such activities include but are not limited to clearing and grubbing, grading, excavating, and demolition.”

“INDUSTRIAL ACTIVITY - Activity requiring the SPDES permit for discharges from industrial activities except construction, NY-2A, as amended or revised.”

Section three. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.