

NOTICE OF PUBLIC HEARING

NOTIC IS HEREBY GIVEN THAT the Board of Trustees of the Village of East Hampton will hold a public hearing on the 19th day of April at 11:00 a.m. at LTV Studios, 75 Industrial Road, Wainscott, New York, at which time all persons interested will be heard with respect to Introductory #10-2024, a proposed "Local Law amending Village of East Hampton Code Chapter 278-7 Board of Appeals; variances; special permits; fees.

INTRODUCTORY NO. 10-2024 LOCAL LAW NO. 9 - 2024

A Local Law amending Village of East Hampton Code Chapter 278-7 Board of Appeals; variances; special permits; fees.

BE IT ENACTED by the Board of Trustees of the Villag of East Hampton as follows:

SECTION I. Chapter 278 of the Code of the Village of East Hampton is hereby amended as follows (underlined and bold material is to be added; struck-thru material is to be deleted):

SECTION II. Chapter 278. § 278-7 Board of Appeals; variances; special permits; fees. [1]

- A. Board continued. The Board of Appeals created by the Board of Trustees, adopted on May 19, 1925, and in continuous existence since that time, is hereby continued. [Amended 10-2-1991 by L.L. No. 9-1991]
- (1) The Village Board of Trustees, at any time after the effective date hereof, may appoint to the Zoning Board of Appeals two alternate members.
 - (2) Role of alternate members. Alternate members shall, if appointed, serve in place of any member of the Zoning Board of Appeals who is absent or unable to attend a public hearing of the Zoning Board of Appeals. In the event that one of the alternate members does serve in place of a Board member, said alternate Board member shall serve in place of that Board member for the duration of the application (i.e., from the initial hearing of the concerned application to the ultimate decision and any rehearing thereof), and said alternate Board member shall ultimately cast one vote in connection with that application.
 - (3) Terms of members. The current members of the Zoning Board of Appeals and their terms of office shall continue as heretofore established. In addition, if, after the effective date of this chapter, the Village Board of Trustees shall at any time appoint the two alternate members authorized hereunder, one shall serve for a term of two years, and one shall serve for a term of three years. Upon expiration of the terms of all present members and the terms of the two additional members authorized to be appointed hereby, all terms shall be of five years' duration.

(4) Other. The method of appointment, terms of office and tenure of members shall be as prescribed by § 7-712 of the Village Law, unless and until this section shall have been amended pursuant to the authority of the Village Board of Trustees under the Municipal Home Rule Law.

(5) Each Board member and alternate Board member shall be permitted two unexcused absences per year of their appointment (each of said two absences to be approved by the Chairperson of the Board) from public hearings of the Zoning Board of Appeals.

[1] *Editor's Note: On March 16, 2007, the Board of Trustees adopted a resolution requiring New York State mandated annual training for all Planning Board, Design Review Board, and Zoning Board of Appeals members. The resolution is on file in the office of the Village Clerk and available for public inspection during regular office hours.*

SECTION III. SEVERABILITY.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgement made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION IV. EFFECTIVE DATE

A. Effective Date

(1) This Local Law shall take effect 180 days after it becomes law.

Dated: April 1, 2024

By Order of the
BOARD OF TRUSTEES
Inc. Village of East Hampton
GABRIELLE MCKAY
Deputy Village Clerk