



ZONING BOARD OF APPEALS

55 MAIN STREET, POST OFFICE BOX 660
SAG HARBOR, NEW YORK 11963
631-725-0224

TO: PROSPECTIVE APPLICANTS

FROM: CHAIRPERSON, ZONING BOARD OF APPEALS

RE: Instructions and guidelines for preparation and submittal of applications to the Zoning Board of Appeal

All applicants must first apply to the Building Department for a building permit. Building permit applications must be sufficiently complete for the building inspector to make a determination as to what variances are required. If the permit is refused, a written referral to the Zoning Board of Appeals will be drafted by the Building Inspector. No application for a variance will be entertained by the Zoning Board of Appeals without a written referral from the Building Inspector.

After the application has been reviewed and deemed complete it will be scheduled for a public hearing on the next available meeting date. There are no deadlines. Applications are reviewed in the order they are received. Although every effort is made to expedite each application, there is no specific time limit in which to review applications.

Applicants should review the agenda one week prior to the meeting. Agenda are available on the Village website or in person from the Building Department. Alternatively, applicants may contact the Building Department at 631-725-0224 to ascertain the presence and location of their application on the agenda.

The filing fee for a single family residence fa \$250.00. The filing fee for all other applications fa \$350.00. The filing fee must accompany the application.

The Board may require the payment of out-of-pocket expenses incurred by the Village in studies/and or by retainer of advisor that are over and above application fee. To collect such additional fee, the Board will provide the applicant with written notice of its intent to conduct such studies by the Village consultant/expert advisors related to the hearing.

Applicants must submit one original and ten copies of the complete application packet. Each packet must be ASSEMBLED by the applicant and include one of

each of the documents enumerated below. The Building Department will not assemble packets, make copies or fold plans. Please denote which application contains the original documents.

Each Zoning Board of Appeals packet must include:

- a. A completely filled out and notarized application form. The specific nature of the request should be clearly explained, including the specific section(s) of the code from which relief is requested. Please note that the zoning code is now found in chapter 300, not chapter 55.
- b. A completed and notarized application for a building permit.
- c. A complete set of drawings at 1/8" scale.
- d. A survey.
- e. A deed, lease or Certificate of Occupancy in the name of the Applicant
- f. A completed and notarized consent for inspection.
- g. A completed and notarized authorization form (if represented by an agent).
- h. A completed Coastal Assessment Form
- i. A completed Short Environmental Assessment Form

In addition to the above, the applicant must submit an original and two copies of the following:

- a. Complete set of drawings at 1/4" scale
- b. Completed and Notarized Disclosure Affidavit

Requests for relief from lot coverage requirements, required setbacks or the pyramid law should contain the proper (§300-4.3 for coverage and setback relief in the R-20 district; §300-9.3 for pyramid relief) in the AREA VARIANCE portion of the application. Applicants for these types of variances should furthermore address the five questions found in paragraph 6 of the application.

If the application is for relief from required structure setbacks or lot coverage, the applicant must furnish an original and two copies of a certified abstract of single and separate ownership. The search must go back prior to November 17, 1971. Title reports from property closings generally do not provide the required information. Reports are furnished to the Village Attorney for review prior to placing an application on the agenda. **Single and separate reports must be furnished with the initial application,** please retain the application until the single and separate search has been obtained.

If the application is for relief from the PYRAMID LAW, the plans must clearly indicate the existing structure, including the degree of EXISTING non-conformance and the amount of additional PROPOSED non-conformance.

A calculations in cubic feet shall be provided for each existing and proposed building on the subject premises and a calculation in cubic feet as to those parts of each Existing and proposed building which exceed the Pyramid Law, including the Percentage of the total volume of the buildings that exceed the Pyramid law.

Elevations shall show those areas of existing and proposed buildings that intrude into the pyramid. Pyramid lines shall be drawn on all planes. Pursuant to resolution by the Board,

applicants MUST COLOR CODE ELEVATIONS OF THE STRUCTURE IN QUESTION AS FOLLOWS:

- A. THE EXISTING STRUCTURE SHALL BE COLORED GREEN.
- B. THE PORTION OF THE PROPOSED IMPROVEMENT THAT DOES NOT REQUIRE A VARIANCE SHALL BE YELLOW.
- C. THE PORTION OF THE PROPOSED IMPROVEMENT THAT REQUIRES A VARIANCE SHALL BE COLORED RED.

If the application is for a road frontage variance, include ten copies of a tax map depicting the subject parcel and the proposed access leading all the way to its connection with a public road.

If the application is for variances required to subdivide property, include ten copies of a tax map showing the subject property and the surrounding area.

If the application is subject to Suffolk County Health Department ("SCHD") approval, a copy of the SCHD submission must be included. Projects that require SCHD approval include, but are not limited to, those projects where the home is being demolished, and; where the bedroom count is being increased, and; where sanitary service is being added to an existing accessory structure, and; where the sanitary system must be relocated to accommodate an addition or accessory structure. Contact the Building Department for referral guidelines.

If the applicant is represented by an agent, a notarized original and two copies of a letter authorizing the agent to act on behalf of the applicant must be submitted. In the case of an attorney acting as agent for the applicant, this Board will accept a notarized affidavit by the attorney attesting to the fact.

For commercial uses, include a site plan of the proposed project that includes parking, vehicular access and elevation sketches of the proposed structures demonstrating compliance with §300-9.6, if applicable.

Some applications may require a landscaping plan.

Surveys shall be current and guaranteed. If proposed construction involved, the surveyor should depict the proposed construction on the survey. All **surveys** must be less than one year old and contain:

- a. Setbacks of all structures depicted on the survey
- b. dimensions of all structures depicted on the survey
- c. lot coverage of the existing principal structure and proposed principal structure
- d. lot coverage of all structures on the parcel

In summary:

The applicant must provide the specific applicable sections of the Village Code and clear, specific descriptions of the request.

The applicant must explain why the request is necessary.

The application must contain sufficient information to demonstrate that any request for a variance meets the applicable tests for a use variance or area variance. These tests are listed on the application form

Certain types of applications necessitate inclusion of particular types of information, such as a single and separate abstract.

The submittal of an accurate, thorough application with all necessary information is prerequisite to the scheduling of a public hearing. An incomplete application will only delay the processing cycle.

Following a review of the Environmental Assessment Form Part 1, if required, a determination will be made as to whether an Environmental Assessment Form Part II evaluation will be required. If an EAF part II is needed it will be prepared by the Village Consultant and no public hearing will be scheduled until after it has been Completed and provided to this Board. If an Environmental Impact Statement is determined to be necessary, no public hearing will be scheduled until it has been satisfactorily prepared and submitted by the applicant to this Board.

DATED: 01/2017

INTERPRETATION OF Section _____ is
requested to determine whether:

USE VARIANCE OF Section _____ is
requested in order to:

AREA VARIANCE OF Section _____ is
requested in order to

5. If this is an application for a USE VARIANCE, please answer how the request satisfies the following requirements of the Zoning Law:
 - a. Under applicable Zoning regulation the applicant is deprived of all economic use or benefit from the property in question, which deprivation must be established by competent financial evidence.
 - b. That the alleged hardship relating to the property in question is unique, and does not apply to a substantial portion of the district or neighborhood.
 - c. That the request use variance, if granted, **will** not alter the essential character of the neighborhood.
 - d. That the alleged hardship has not been self-created.

6. If this is an application for an AREA VARIANCE, please answer how the request satisfies the following requirements of the Zoning Law:
 - a. Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance.
 - b. Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than an area variance.
 - c. Whether the requested area variance is substantial.
 - d. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.
 - e. Whether the alleged difficulty was self-created; which consideration shall be relevant to the decision of the board or appeals, but shall not necessarily preclude the granting of the area variance.

7. A plot plan of the premises shall accompany this application and shall include the following details: (Any other pertinent information the applicant feels is important should be submitted.)
 - a. Property line, give length to nearest foot.
 - b. North direction arrow
 - c. Size of lot in acres or square feet
 - d. Indicate scale of survey sketch

- e. Location of building on property and distance to property lines.
- f. Floor plan of house showing room use.
- g. Door and window locations
- h. Cesspools, septic tank, and Wellpoint
- i. Driveways, note if dirt, asphalt or concrete
- j. Any unusual planting of trees.
- k. Fencing
- l. Accessory buildings on property.
- m. Patios, decks, swimming pools and tennis courts
- n. Proposed building additions in dashed lines
- o. Proposed property divisions in dashed lines.
- p. Location of buildings on adjacent property.
- q. Distance of buildings on adjacent property from applicant's property lines.
- r. Elevation views of unusual buildings.

NOTE: If this application is submitted by an agent, a letter of authority from owner must accompany the application.

STATE OF NEW YORK) SS:
 COUNTY OF SUFFOLK)

_____ being duly sworn deposes and says he/she is the owner or agent for the owner of the property above described. That all statements made in this application are true to the best of his/her knowledge and belief, except as to the matters therein stated to be alleged on information and belief and as to the matters, he/she believes the same to be true.

Sworn to before me this

_____ day of _____ 20__

 (Notary Public)



**VILLAGE OF SAG HARBOR
BUILDING DEPARTMENT**
55 MAIN ST., PO BOX 660
SAG HARBOR, N.Y. 11963
631-725-0224
631-725-4852 FAX
BUILDINGDEPT@SAGHARBOR.NY.GOV

RECEIVED	_____
PERMIT No.	_____
PERMIT FEE	_____
FEE PAID	_____
FEE DUE	_____
DATE ISSUED	____/____/____

BUILDING PERMIT APPLICATION

*** ALL QUESTIONS MUST BE ANSWERED ***

THIS IS A(N): NEW PERMIT AMENDMENT TO AN EXISTING PERMIT No. _____

TAX MAP NUMBER: _____ - _____ - _____ - _____ PROPERTY LOCATION: _____
DISTRICT SECTION BLOCK LOT LEGAL STREET ADDRESS AND NUMBER

PROPERTY OWNER: _____ APPLICANT: _____

MAILING ADDRESS: _____ MAILING ADDRESS: _____

PHONE: _____ PHONE: _____

EMAIL _____

APPLICANT IS: OWNER LESSEE AGENT ARCHITECT BUILDER OTHER: _____

IF OWNER OR APPLICANT IS A CORPORATION or LLC, FURNISH NAMES OF MANAGING OFFICERS or MEMBERS:

CORPORATE/LLC PROPERTY OWNER NAME

CORPORATE/LLC APPLICANT NAME

NAME: _____

NAME: _____

ADDRESS: _____

ADDRESS: _____

CONTRACTOR RESPONSIBLE FOR CONSTRUCTION:

NAME: _____

CONTRACTORS LICENSE NO: _____

PHONE: _____

ISSUED BY: SOUTHAMPTON EAST HAMPTON SUFFOLK

E-MAIL: _____

THIS PERMIT IS TO: BUILD A NEW STRUCTURE

MAKE CHANGES TO AN EXISTING STRUCTURE

THIS PERMIT IS FOR: PROPOSED WORK

WORK ALREADY PERFORMED

WHAT IS THE ESTIMATED COST OF CONSTRUCTION? \$ _____ (COST DOES NOT AFFECT THE PERMIT FEE)

CURRENT No. OF BEDROOMS: _____

PROPOSED No. OF BEDROOMS: _____

CURRENT No. OF FULL BATHROOMS: _____

PROPOSED No. OF FULL BATHROOMS: _____

CURRENT No. OF HALF BATHROOMS: _____

PROPOSED No. OF HALF BATHROOMS: _____

IS THIS PARCEL IN THE HISTORIC DISTRICT OR DESIGNATED AS A LANDMARK? YES NO

FLOOD ZONE: X V AE N/A

ZONING DISTRICT: R-20 VB WF OD RM

IS THIS PARCEL IN THE TIDAL OVERLAY DISTRICT? YES NO

Briefly describe the scope of the project: _____

STATE OF NEW YORK } ss.:

COUNTY OF _____ }

_____ being duly sworn deposes and says that he/she is the owner or agent for the owner and is duly authorized to make and file this application; that all statements contained in this application are true to the best of his/her knowledge and belief, and that the work will be performed in the manner set forth in the application and in the plans and specifications filed therewith.

SIGNATURE OF APPLICANT

Sworn to before me this _____ day of _____ 20____

Notary Public _____ County

APPROVED: _____
Thomas Preiato BUILDING INSPECTOR



INC. VILLAGE OF SAG HARBOR

55 MAIN ST. • PO BOX 660
SAG HARBOR, NY 11963
(631) 725-0222

**COASTAL ASSESSMENT FORM
CHAPTER 275: WATERFRONT CONSISTENCY REVIEW**

NAME OF PROPOSED ACTION:

SUFFOLK COUNTY TAX MAP NUMBER(S):

_____ - _____ - _____ - _____

STREET ADDRESS OF PROPOSED ACTION:

_____ - _____ - _____ - _____

_____ - _____ - _____ - _____

INSTRUCTIONS

1. Applicants—or in the case of direct actions, Village agencies—shall complete this Coastal Assessment Form (CAF) for proposed actions which are subject to Chapter 275 of the Village Code, entitled Waterfront Consistency Review. This assessment is intended to supplement other information used by a Village agency in making a determination of consistency.
2. Before answering the questions in Section C, the preparer of this form should review the policies contained within the Local Waterfront Revitalization Program (LWRP) and their explanations. A copy of the LWRP is on file in the Village Clerk’s office and on the Village’s website. A proposed action should be evaluated as to whether it will have any significant beneficial and adverse effects upon the coastal area.
3. If any question in Section C of this form is answered “YES,” then the proposed action may affect the achievement of the LWRP policy standards and conditions contained in Chapter 275, Waterfront Consistency Review of the Village Code (the “Waterfront Consistency Review Law”). Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that it is consistent to the maximum extent practicable with the LWRP policy standards and conditions. If an action cannot be certified as consistent with the LWRP policy standards and conditions, it shall not be undertaken.

A. CONTACT INFORMATION *(Please print or type answers)*

Applicant: _____

Mailing Address: _____

Telephone Number: () _____

Owner *(if not the applicant)*: _____

Mailing Address: _____

Telephone Number: () _____

Attorney *(if applicable)*: _____

Mailing Address: _____

Telephone Number: () _____

**INCORPORATED VILLAGE OF SAG HARBOR
COASTAL ASSESSMENT FORM**

B. DESCRIPTION OF PROPOSED ACTION AND PROJECT SITE

1. Type of Village Agency Action (*check appropriate response*):

Directly undertaken (e.g., capital construction, planning activity, agency regulation, land transaction).

Financial assistance (e.g., grant, loan, subsidy).

Permit, approval, license, certification.

2. If an application for the proposed action has been filed with another agency, provide the Application Number; the Approval/Filing Date; and the Contact Person. Please be sure that all approvals are consistent with the action seeking approval from the Village of Sag Harbor.

(a) NYS Dept. of Environmental Conservation _____

(b) NYS Dept. of State _____

(c) US Army Corps of Engineers _____

(d) Southampton Town Trustees _____

(e) Other _____

(f) *Please provide copies of all approvals and approved/submitted plans with this Coastal Assessment Form. Any documents that are attached should be indicated in Section E.*

3. To your knowledge, has this project site every been granted approval by any Village Agency for any other project? Yes No Not Applicable

(a) *If "Yes," please indicate the agency, type of approval, date of approval and name of previous applicant/owner in Section E or on a separate sheet. If "Not Applicable," please indicate why in Section E or on a separate sheet.*

4. Describe Nature and Extent of Proposed Action (indicate any proposed structures, including sanitary systems, drywells, swimming pools, patios, driveways, decks, etc.):

5. Location of Proposed Action: _____

6. Total Size of Project Site

(a) Acres: _____

(b) Square Feet: _____

**INCORPORATED VILLAGE OF SAG HARBOR
COASTAL ASSESSMENT FORM**

7. Land Use:
 (a) Existing: _____
 (b) Proposed: _____
8. Existing Zoning District: _____
9. FEMA Flood Zone: _____
10. Describe any unique or unusual landforms on or around the project site (e.g., bluffs, dunes, swales, ground depressions, other geological formations):
11. Approximate Depth to Groundwater: _____ ft.
12. Percentage of site which contains slopes of 15% or greater: _____ %
13. If there are any wetlands or bodies of water (e.g., stream, lake, pond, bay, harbor, etc.) located contiguous with, adjacent to, or entirely within the project site, please indicate the following:
 (a) Name of Water Body (if applicable): _____
 (b) Area of Wetlands or Water on Project Site: _____ sq. ft.
14. How much natural vegetation, if any, will be removed from the project site? _____ sq. ft.

C. COASTAL ASSESSMENT

INSTRUCTIONS FOR COASTAL ASSESSMENT

If the answer to any questions within this Section C is “YES,” please provide either further explanation in Section D or attach a separate sheet with the explanation. If a separate sheet is attached, please indicate this in Section D. The question number should be referenced within each explanation that is provided—e.g., Question 1(a).

Please note that answering “NO” to every question will not exclude the proposed action from the Waterfront Consistency Review Process.

- | | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| 1. Will the proposed action be located in, or contiguous to, or have a potential <u>adverse effect</u> upon any of the resource areas identified on the coastal map: | | |
| (a) Significant fish or wildlife habitats? | _____ | _____ |
| (b) Scenic resources of local or statewide significance? | _____ | _____ |
| (c) Natural protective features in an erosion hazard area? | _____ | _____ |

**INCORPORATED VILLAGE OF SAG HARBOR
COASTAL ASSESSMENT FORM**

YES **NO**

2. Will the proposed action have a significant effect upon:
- (a) Commercial or recreational use of fish and wildlife resources?..... _____
 - (b) Scenic quality of the coastal environment? _____
 - (c) Development of future or existing water-dependent uses?..... _____
 - (d) Land or water uses along the shoreline or within 1,500 feet of the shoreline? _____
 - (e) Stability of the shoreline? _____
 - (f) Surface or groundwater quality?..... _____
 - (g) Existing or potential public recreation opportunities? _____
 - (h) Structures, sites or districts of historic, archaeological or cultural significance to the village, town, county, state or nation?..... _____

YES **NO**

3. Will the proposed action involve or result in any of the following:
- (a) Physical alteration of land along the shoreline, underwater lands, or coastal waters?..... _____
 - (b) Physical alteration of an area of land located elsewhere in the Waterfront Revitalization Area? _____
 - (c) Expansion of existing public services or infrastructure in undeveloped or low density areas of the coastal area? _____
 - (d) Energy facility not subject to Article VII or VIII of the Public Service Law? _____
 - (e) Mining, excavation, filling or dredging in coastal waters?..... _____
 - (f) Reduction of existing or potential public access to or along the shore? _____
 - (g) Sale or change-in-use of publicly owned lands located on the shoreline or underwater? _____
 - (h) Development within a designated flood or erosion hazard area? _____
 - (i) Development on a beach, dune, barrier island or other natural feature that provides protection against flooding or erosion?..... _____
 - (j) Construction or reconstruction of erosion protective structures? _____
 - (k) Diminished surface or groundwater quality? _____
 - (l) Removal of ground cover from the site?..... _____

**INCORPORATED VILLAGE OF SAG HARBOR
COASTAL ASSESSMENT FORM**

	<u>YES</u>	<u>NO</u>	<u>N/A</u>
4. If the project site is publicly owned and located adjacent to the shore, answer the questions below. <i>If not, continue to Question 5.</i>			
(a) Will the project protect, maintain and/or increase the level and types of public access to water-related recreation resources and facilities?	_____	_____	_____
(b) If located in the foreshore, will access to those and adjacent lands be provided?	_____	_____	_____
	<u>YES</u>	<u>NO</u>	
5. If the proposed action is located adjacent to shore, answer the questions below. <i>If not, continue to Question 6.</i>			
(a) Will water-related recreation be provided?.....	_____	_____	
(b) Will public access to the foreshore be provided?	_____	_____	
(c) Does the project require a waterfront site?	_____	_____	
(d) Will it supplant a recreational or maritime use?	_____	_____	
(e) Do essential public services and facilities presently exist at or near the site?.....	_____	_____	
(f) Is it located in an area of high erosion?	_____	_____	
	<u>YES</u>	<u>NO</u>	
6. If the project site is publicly owned, answer the questions below. <i>If not, continue to Question 7.</i>			
(a) Will it involve the siting and construction of any major energy facilities?	_____	_____	
(b) Will it involve the discharge of effluents from major stream electric generating and industrial facilities into coastal facilities?	_____	_____	
	<u>YES</u>	<u>NO</u>	
7. Is the project site presently used by the community neighborhood as an open space or recreation area?	_____	_____	
8. Does the present site offer or include scenic views or vistas known to be important to the community?	_____	_____	
9. Is the project site used for commercial fishing or fish processing?	_____	_____	

**INCORPORATED VILLAGE OF SAG HARBOR
COASTAL ASSESSMENT FORM**

	<u>YES</u>	<u>NO</u>
10. Will the surface area of any waterways or wetland areas be increased or decreased by the proposal?	_____	_____
(a) Increased by: _____ square feet		
(b) Decreased by: _____ square feet		
11. Do any mature forest (over 100 years old) or other locally important vegetation existing on this site which will be removed by the project? ..	_____	_____
12. Does any locally important vegetation existing on this site which will be removed by the project?	_____	_____
13. Will the project involve any waste discharges into coastal waters including, but not limited to, stormwater runoff?	_____	_____
14. Does the project involve surface or subsurface liquid waste disposal (e.g., sanitary/septic waste, stormwater runoff, etc.)?	_____	_____
15. Does the project involve transport, storage, treatment or disposal of solid waste or hazardous materials?	_____	_____
16. Does the project involve shipment or storage of petroleum products?....	_____	_____
17. Does the project involve discharge of toxins, hazardous substances or other pollutants into coastal waters?.....	_____	_____
18. Does the project involve or change existing ice management practices?	_____	_____
19. Will the project alter drainage flow, patterns or surface water runoff on or from the site?	_____	_____
20. Will best management practices be utilized to control stormwater runoff into coastal waters?	_____	_____
21. Will the project utilize or affect the quality or quantity of sole source or surface water supplies?	_____	_____
22. Will the project cause emissions which exceed federal or state air quality standards or generate significant amounts of nitrates or sulfates into the atmosphere?	_____	_____

D. REMARKS OR ADDITIONAL INFORMATION

(Please list any and all additional sheets that are to be used to complete/supplement this form.)



MESSAGE TO THE APPLICANT:

The section that follows will be used by the Harbor Committee to determine whether the project is consistent with the Village of Sag Harbor Local Waterfront Revitalization Program (LWRP). The policies listed in this section are fully described in Section III of the LWRP.

– FOR USE BY SAG HARBOR VILLAGE HARBOR COMMITTEE –

E. LWRP CONSISTENCY REVIEW CHECKLIST

“The policies for the Village of Sag Harbor’s local waterfront revitalization area are based on the economic, environmental and cultural characteristics of the Village’s waterfront area. The policies reflect existing laws and authority regarding development and environmental protection throughout the Village’s local waterfront area. The application of these policies will guide an appropriate balance between economic development, preservation and restoration to promote beneficial use of, and prevent adverse effects on, the Village’s coastal resources. No policy should be viewed as of being more significant than any other.” *(Excerpt from introduction of Section III of the LWRP, entitled “Waterfront Revitalization Program Polices.”)*

Is the Project Consistent?
YES NO N/A

Policy 1: (III-3)

Foster a pattern of development in the Village of Sag Harbor that makes beneficial use of its coastal location, enhances community character, preserves open space, makes efficient use of existing infrastructure, and minimizes adverse effects of development.

Sub-Policy 1.1: (III-4)

Sustain the pattern of existing land use which defines Sag Harbor as a historic port.

Sub-Policy 1.2: (III-7)

Protect and enhance residential areas.

Sub-Policy 1.3: (III-7)

Maintain and enhance natural areas, open space, and recreational lands.

Sub-Policy 1.4: (III-8)

Ensure that development and uses make beneficial use of Sag Harbor’s coastal location.

Sub-Policy 1.5: (III-8)

Minimize adverse impacts of new development and redevelopment.

	<p>Is the Project Consistent?</p> <p><u>YES</u> <u>NO</u> <u>N/A</u></p>
<p><u>Policy 2:</u> (III-8) Sustain the Village of Sag Harbor as a center of maritime activity and suitable location for water-dependent uses.</p> <p><u>Sub-Policy 2.1:</u> (III-9) Protect existing water-dependent uses.</p> <p><u>Sub-Policy 2.2:</u> (III-9) Allow for new commercial and recreational water-dependent uses in the <i>Waterfront Functional Area</i>, consistent with local zoning. [See Sub-Policy 1.1]</p> <p><u>Sub-Policy 2.3:</u> (III-9) Ensure that development and uses make beneficial use of Sag Harbor’s coastal location.</p> <p><u>Sub-Policy 2.4:</u> (III-9) Provide sufficient infrastructure for water-dependent uses.</p> <p><u>Sub-Policy 2.5:</u> (III-9) Promote efficient harbor operation.</p> <p><u>Sub-Policy 2.6:</u> (III-10) Participate in regional inter modal transportation activities that enhance maritime character and provide an alternative transportation method.</p>	
<p><u>Policy 3:</u> (III-10) Promote sustainable use of living marine resources in Sag Harbor.</p> <p><u>Sub-Policy 3.1:</u> (III-10) Ensure the long-term maintenance and health of living marine resources.</p> <p><u>Sub-Policy 3.2:</u> (III-11) Provide for commercial and recreational use of finfish, shellfish, crustaceans, and marine plants.</p> <p><u>Sub-Policy 3.3:</u> (III-11) Promote recreational use of marine resources.</p>	
<p><u>Policy 4:</u> (III-11) Minimize loss of life, structures, and natural resources from flooding and erosion.</p> <p><u>Sub-Policy 4.1:</u> (III-12) Minimize losses of human life and structures from flooding hazards and erosion.</p>	

	<p>Is the Project Consistent?</p> <p><u>YES</u> <u>NO</u> <u>N/A</u></p>
<p><u>Sub-Policy 4.2:</u> (III-12) Preserve and restore natural protective features.</p> <p><u>Sub-Policy 4.3:</u> (III-12) Protect public lands and public trust lands and use of these lands when undertaking all erosion or flood control projects.</p> <p><u>Sub-Policy 4.4:</u> (III-13) Manage navigation infrastructure to limit adverse impacts on coastal processes.</p> <p><u>Sub-Policy 4.5:</u> (III-13) Ensure that expenditure of public funds for flooding and erosion control projects results in a public benefit.</p> <p><u>Sub-Policy 4.6:</u> (III-13) Consider a sea level rise in the siting and design of projects involving substantial public expenditure.</p>	
<p><u>Policy 5:</u> (III-13) Protect and improve water quality and supply in waters of the Village of Sag Harbor.</p> <p><u>Sub-Policy 5.1:</u> (III-14) Prohibit direct or indirect discharges which would cause or contribute to contravention of water quality standards.</p> <p><u>Sub-Policy 5.2:</u> (III-15) Minimize nonpoint pollution of coastal waters and manage activities causing nonpoint pollution.</p> <p><u>Sub-Policy 5.3:</u> (III-17) Protect and enhance water quality of coastal waters.</p> <p><u>Sub-Policy 5.4:</u> (III-17) Protect and conserve the quality of potable water.</p>	
<p><u>Policy 6:</u> (III-18) Protect and restore the quality and function of the Village of Sag Harbor ecosystem.</p> <p><u>Sub-Policy 6.1:</u> (III-18) Protect and restore ecological quality throughout Sag Harbor.</p> <p><u>Sub-Policy 6.2:</u> (III-19) Development within or near the Sag Harbor and Northwest Harbor Significant Coastal Fish and Wildlife Habitat shall be sited so as not to impair the viability of the habitat.</p> <p><u>Sub-Policy 6.3:</u> (III-21) Protect and restore tidal wetlands.</p>	

	<p>Is the Project Consistent?</p> <p><u>YES</u> <u>NO</u> <u>N/A</u></p>
<p><u>Policy 7:</u> (III-23) Provide for public access to and recreation opportunities on waters, public lands, and public resources of the Village of Sag Harbor Local Waterfront Revitalization Area.</p> <p><u>Sub-Policy 7.1:</u> (III-24) Promote appropriate and adequate physical public access and recreation through the Village of Sag Harbor coastal area.</p> <p><u>Sub-Policy 7.2:</u> (III-24) Provide physical linkages between public parks, open spaces, public trust lands, and nearshore surface waters.</p> <p><u>Sub-Policy 7.3:</u> (III-25) Provide public visual access to coastal lands and waters or open space at all sites where physically practical.</p> <p><u>Sub-Policy 7.4:</u> (III-25) Preserve the public interest in and use of lands and waters held in public trust by New York State, Suffolk County and the Towns of East Hampton and Southampton.</p> <p><u>Sub-Policy 7.5:</u> (III-26) Assure public access to public trust lands and navigable waters.</p> <p><u>Sub-Policy 7.6:</u> (III-26) Provide access and recreation which are compatible with natural resource values.</p>	
<p><u>Policy 8:</u> (III-26) Preserve resources in the Village of Sag Harbor.</p> <p><u>Sub-Policy 8.1:</u> (III-27) Maximize preservation and retention of historic resources.</p> <p><u>Sub-Policy 8.2:</u> (III-28) Protect and preserve archaeological resources.</p> <p><u>Sub-Policy 8.3:</u> (III-29) Protect and enhance resources that are significant to the coastal culture of Sag Harbor & the Peconic Bay Area.</p>	
<p><u>Policy 9:</u> (III-29) Enhance visual quality and protect scenic resources in the Village of Sag Harbor.</p> <p><u>Sub-Policy 9.1:</u> (III-30) Protect and improve visual quality in the Village of Sag Harbor.</p>	

	<p>Is the Project Consistent?</p> <p><u>YES</u> <u>NO</u> <u>N/A</u></p>
<p><u>Policy 10:</u> (III-31) Protect and improve air quality in Long Island.</p> <p><u>Sub-Policy 10.1:</u> (III-31) Control or abate existing and prevent new air pollution.</p> <p><u>Sub-Policy 10.2:</u> (III-31) Limit discharges of atmospheric radioactive material to a level that is as low as practicable.</p> <p><u>Sub-Policy 10.3:</u> (III-31) Limit sources of atmospheric deposition of pollutants to the Long Island Sound and Peconic Bays, particularly from nitrogen sources.</p>	
<p><u>Policy 11:</u> (III-31) Minimize environmental degradation in the Long Island Coastal area from solid waste and hazardous substances and wastes.</p> <p><u>Sub-Policy 11.1:</u> (III-31) Manage solid waste to protect public health and control pollution.</p> <p><u>Sub-Policy 11.2:</u> (III-31) Manage hazardous wastes to protect public health and control pollution.</p> <p><u>Sub-Policy 11.3:</u> (III-31) Protect the environment from degradation due to toxic pollutants and substances hazardous to the environment and public health.</p> <p><u>Sub-Policy 11.4:</u> (III-31) Prevent and remediate discharge of petroleum products.</p> <p><u>Sub-Policy 11.5:</u> (III-31) Transport solid waste and hazardous substances and waste in a manner which protects the safety, well-being, and general welfare of the public; the environmental resources of the State; and the continued use of transportation facilities.</p> <p><u>Sub-Policy 11.6:</u> (III-31) Site solid and hazardous waste facilities to avoid potential degradation of coastal resources.</p>	

(b) The shareholders, partners or members of the landowner corporation, partnership or limited company are (if applicable)

(1) _____ (3) _____
(2) _____ (4) _____

3. (a) the contract vendee's name and address are (if applicable):

(b) The shareholders, partners or members of the contract vendee corporation, partnership or limited company are (if applicable):

(1) _____ (3) _____
(2) _____ (4) _____

4. Does any officer or employee of the Village of Sag Harbor have an interest in the applicant or in the landowner or in the contract vendee?

_____ Yes _____ No

If yes, state the name and residence of such officer or employee and the nature and extent of such interest.

For the purpose of this disclosure, an officer or employee of the Village of Sag Harbor shall be deemed to have an interest in the applicant or in the landowner or in the contract vendee when he, his spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:

(a) is the applicant or landowner or contract vendee, or

(b) is an officer, director, partner, member or employee of the applicant or landowner or contract vendee, or

(c) legally or beneficially owns or controls stock of a corporate applicant or landowner or contract vendee, or is a partner or member of a partnership or limited liability company applicant or landowner or contract vendee; or

(d) is a party to an agreement with such an applicant or landowner or contract vendee, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application.

A person who knowingly and intentionally fails to make such disclosure shall be guilty of a misdemeanor as provided in General Municipal Law §809.

5. Does any officer or employee of the Town of Southampton and/or East Hampton, County of Suffolk or State of New York have an interest in the applicant or in the landowner or in the contract vendee?

_____ Yes _____ No

If yes, state the name and residence of such officer or employee, the name of such governmental entity (Town, County, and State) and the nature and extent of such interest. _____

For the purpose of this disclosure, an officer or employee of the Town of Southampton and/or East Hampton shall be deemed to have an interest in the applicant or in the landowner or in the contract vendee when he, his spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:

(a) is the applicant or landowner or contract vendee; or

(b) is an officer, director, partner, member or employee of the applicant or landowner or contract vendee; or

(c) legally or beneficially owns or controls stock of a corporate partnership or limited liability company applicant or landowner or contract vendee; or

(d) Is a party to an agreement with such an applicant or landowner or contract vendee expresses or implied, whereby he may receive any contingent upon the favorable approval of such application.

A person who knowingly and intentionally fails to make such disclosure shall be guilty of a misdemeanor as provided in General Municipal Law §809

Applicants Signature

State of New York)

) ss:

County of _____)

On the _____ day of _____ in the year _____ before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

(Notary Public)