

S. 4799--B

A. 7002--B

2015-2016 Regular Sessions

S E N A T E - A S S E M B L Y

April 17, 2015

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to grant authority to the village of Sag Harbor, county of Suffolk to regulate certain described waters bounding said village pursuant to the navigation law

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Notwithstanding any provision of law to the contrary,
2 except when prohibited by reason of the laws of the United States or
3 section 130 of the town law, the village of Sag Harbor, county of
4 Suffolk is hereby granted jurisdiction to: (a) regulate beaches pursuant
5 to section 45-b of the navigation law; (b) establish a vessel regulation
6 zone pursuant to section 46 of the navigation law; (c) regulate vessels
7 pursuant to section 46-a of the navigation law; and (d) establish a
8 vessel no discharge zone, including the regulation of grey water
9 discharges, pursuant to subdivision 10 of section 33-c of the navigation
10 law, in the waters within or bounding the village described as follows:
11 Beginning at the end north end of the breakwater N 4100.540/W 07217.682
12 thence north easterly to a point marked by navigation buoy #1 at N

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 4100.703/W 7217.538, continuing north easterly to a point marked by
2 navigation buoy #11 at N 4100.850/W 7217.372, thence easterly to a point
3 marked by navigation buoy #9A at N 4100.816/W 7217.114, thence easterly
4 to a point marked by navigation buoy #9 at N 4100.831/W 7216.571, said
5 buoy coordinates marking the south side of the navigation channel,
6 thence to a point at Barcelona Point at N 4100.739/W 7200.885 and from
7 that point thence along the shoreline, following the Sag Harbor Village
8 boundary east to the point of land closest to the Village of North
9 Haven, and from that point due east to the Sag Harbor and North Haven
10 Village Navigation Law boundary line, equidistant in the water between
11 the two Villages, thence northwards from that point, following said
12 jurisdictional boundary and its direction, to the place of beginning.
13 The village shall possess such jurisdiction, notwithstanding that a part
14 of such waters may be more than fifteen hundred feet from shore.

15 S 2. This act shall not impair any rights which the trustees of the
16 freeholders and commonality of the town of East Hampton may possess now
17 or in the future, whether of ownership or management, concerning bottom-
18 lands within the area described in section one of this act. To the
19 extent said expanded area lies within the boundaries of the town of East
20 Hampton, and outside of the village of Sag Harbor's jurisdiction prior
21 to this act, any regulations which the village shall enact regarding
22 said area shall be uniform as between residents of the village and resi-
23 dents of the town of East Hampton.

24 S 3. Severability. The provisions of this act shall be severable and
25 if any portion thereof or the applicability thereof to any person or
26 circumstances shall be held invalid, the remainder of this act and the
27 application thereof shall not be affected thereby.

28 S 4. This act shall take effect immediately.