

**THE MINUTES  
FOR THE SEPTEMBER 4, 2018  
MEETING OF THE BOARD OF TRUSTEES  
OF THE INCORPORATED VILLAGE OF NORTHPORT  
REGULAR MEETING  
6:30 PM.**

**PRESENT:** Mayor McMullen, Trustees Kehoe, Maline, Milligan and Smith, Village Clerk Donna Koch, Village Administrator Tim Brojer, Village Attorney Stuart Besen, Village Treasurer Len Marchese, Police Chief Bill Ricca.

**ANNOUNCEMENTS:**

**PRESENTATIONS:**

**PUBLIC HEARINGS:**

**PLEASE TAKE NOTICE:** a public hearing of the Board of Trustees of the Village of Northport will be held on September 4, 2018 at 6:30 in the evening in the Northport Village Hall 224 Main Street to consider proposed local law "F" of 2018.

**PROPOSED LOCAL LAW "F" OF 2018  
A LOCAL LAW TO AMEND CHAPTER 239 "SEWERS" OF THE CODE OF THE  
VILLAGE OF NORTHPORT**

**Section 239-6. Connection to public sewer required**

A. The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes, situated in the Village of Northport and abutting on any street, alley or right of way in which there is now located or may in the future be located a public sanitary sewer of the Village of Northport, is hereby required at the expense of the property owner to install suitable sanitary facilities therein, and to connect such facilities directly with the proper public sewer system, in accordance with the provisions of this code, within one (1) year after publication of a notice by the Board of Trustees in the Official Newspaper of the Village of Northport to do so, provided that said public sewer is within one hundred (100) feet of the property line. **(Amended by L.L. 2018).**

**Section 239-8 Building sewer size, material, joints and installation.**

A. No building sewer shall be connected to the village or a private sewerage system unless it complies in all applicable respects with the following requirements as to size,

material of pipe and fittings, types of joints, and manner of installation. All components used in the sewage disposal system shall comply with the appropriate National Sanitation Foundation, the American Society of Testing and Materials, the American Association of Highway and Traffic Office, and/or the American Water

Works Association requirements. Concrete used in the construction of sewage disposal system components shall conform to ASTM - C33 and ASTM - C150 standards. Concrete reinforcement shall conform to ASTM - A185 and ASTM - A615 as applicable. All materials shall be identified as to manufacturer and have identification visible at the time of inspection.

## B. GRAVITY SEWER LINE REQUIREMENTS

(1) Gravity sewer lines and fittings shall meet or exceed ASTM standard D-3034 for PVC sewer pipe with a minimum SDR 35 rating, unless otherwise indicated.

(2) PVC pipe and fittings shall be provided with integral bells and spigots and rubber sealing rings. The sealing rings shall meet the requirements of ASTM standard F-477. All sewer lines shall be straight, and couplings shall be securely installed and be watertight.

(3) Cast iron or ductile iron may be used when meeting the following standards: Uncoated, extra-heavy, sound, cylindrical, smooth internally, free from cracks, sand holes or other defects and of uniform thickness; Four-inch inside diameter pipe shall have an average weight per laying length of five feet of 60 pounds for single-hub pipe and of 63 pounds for double-hub pipe.

(4) All gravity sewer lines shall have a minimum diameter of four (4) inches and be buried below grade.

(5) Where practical, gravity sewer lines shall not be installed in groundwater. For installations that are placed in groundwater, the sewer piping shall be constructed of pressure rated piping and tested to ensure tightness prior to operation.

Maximum permissible leak rate is ¼ inch in 8 hours.

### C. INTERNAL BUILDING PLUMBING

- (1) Internal building plumbing shall be designed in accordance with applicable building codes.
- (2) All individually owned buildings, residences, or premises shall be plumbed separately and serviced with an independent house connection to the exterior sanitary services.
  - (a) Except the use of common house connections shall be permitted provided that the internal plumbing is designed to accommodate multiple sewer connections in accordance with good engineering practice and applicable building codes. In addition, restrictive covenants shall be placed upon the property notifying the owner and/or homeowners association of their responsibility for the operation and maintenance of the internal sewer appurtenances; including, but not limited to, the repair, replacement, and cleaning of the internal piping within the structure.

### D. HOUSE CONNECTIONS

- (1) A house connection is defined as the portion of the gravity sewer line which extends from the face of the building to the sewage disposal or sewer system.
- (2) There shall be a minimum two-foot length of cast-iron/ductile iron sewer line extending through the foundation.
- (3) House connections shall have a minimum diameter of 4 inches, unless otherwise noted.
- (4) House connections serving two or more commercial or multiple residential units shall have a minimum diameter of 6 inches.

(5) House connections shall have a minimum pitch of ¼ inch per foot.

(6) Slip ring connectors of the proper type shall be used at the cast/ductile iron joint. If required, flexible PVC coupling with stainless steel bands may be used to connect cast/ductile iron pipe to PVC house Connections. The flexible coupling and bands shall conform to ASTM C1173. 4 inch by 4 inch flexible rubber couplings are not permitted. The Village of Northport Administrator must be consulted when attempting to couple to a pre-existing, non-conforming building house connection.

(7) All house connections shall be provided with a clean-out at the face of the building.

(a) House connections shall be straight. There shall be no bends in sewer lines to the septic tank or grease trap. If bends are unavoidable, then the following additional criteria shall apply:

(i) For bends greater than 10 feet from the building foundation as measured along the length of the sewer pipe, an approved manhole will be required where the pipe changes direction.

(ii) For bends within 10 feet of the building foundation measured along the length of the sewer pipe, no fittings greater than 45 degrees shall be installed. If a directional change greater than 45 degrees is required, a minimum of 5-foot length of pipe shall be installed between fittings. The maximum permitted change in alignment of the sewer line shall be 90 degrees as measured along the axis of the starting pipe.

(iii) Cleanouts are required at any bend within 10 feet from the building or every 75 feet along the length the house connection.

#### E. SEWER MAIN / LATERAL SEWER REQUIREMENTS

(1) Sewer main and lateral sewers shall have a uniform slope and be laid with a straight alignment, without bends. When required, approved manholes By the Northport Village Administrator with the written consultation of the Northport Village Engineer may be utilized where sewers change direction or slope.

(2) House or building sewers shall be connected to main or lateral sewers with approved wire fittings.

(3) Sewers shall be provided with manholes if required at intervals not to exceed 400 feet.

(4) Sewer main and lateral sewers shall have a minimum diameter of 8 inches, and shall have a minimum slope of 0.4%. 10-inch diameter sewers shall have a minimum slope of 0.28%.

(5) Sewer main and lateral sewers that have less than 2 foot of cover or are not placed on virgin soil shall be constructed of ductile iron pipe.

(6) Sewer main and lateral sewers that have between 2 foot and 4 foot of cover shall be constructed of DR18 or ductile iron pipe.

(7) Sewer main and lateral sewers that have over 4 foot of cover may utilize SDR35 pipe.

#### F. INSTALLATION/BACKFILLING REQUIREMENTS

(1) The width of trenches shall be adequate to allow sewer pipe to be laid and joined properly and to allow bedding and haunching to be placed and compacted to adequately support the pipe.

(2) The embedment material around the PVC pipe shall be installed in layers not exceeding six inches. The embedment material shall be Class I, Class II, or Class III. Class I material shall conform to the following standards: minimum particle size 3/4 inches, not less than 50% weight of material shall pass the

3/8-inch sieve. Class II material is defined as coarse sands and gravels with maximum particle size of 40 mm (1-1/2 inches), including variously graded sands and gravels containing small percentages of fines, generally granular and non-cohesive, either wet or dry. Unified Soil Classification types GW, CP, SW, SP are included in this Class. Class III material is defined as fine sand and clayey gravels, including fine sands, sand clay mixtures, and gravel - clay mixtures. All backfill material within one foot horizontally and one foot above the crown of the pipe shall be placed by hand and requires hand compaction.

(3) Each layer of Class II and Class III material shall be compacted to a minimum density of ninety-five (95) percent of maximum density of the soil as determined by the Standard Procter Test AASHTO designation T-99.

(4) For additional requirements concerning the installation of PVC Sewer pipe, refer to ASTM standard D-2321 "Underground Installation of Thermoplastic Pipe for Sewers and Other Gravity-Flow Applications.

#### G. INSPECTIONS AND TESTING

(1) No pipe or fitting shall be wholly or partially covered and no trench shall be wholly or partially filled until notice has been given to the Northport Village Administrator that the work is ready for inspection, such inspection has been made and the installation has been approved. No such notice shall be given sooner than two days prior to inspection, and no inspection shall be made later than 4:00 p.m. No inspection shall be made on Saturdays, Sundays or holidays except in the event of an emergency. In making an inspection, the Northport Village Administrator in consultation with the Village Engineer shall have the power to apply any reasonable test to the pipe or fittings. The owner or contractor doing the work shall furnish all necessary tools and labor for such inspection and test and shall remove any defective material and replace any work improperly done as the Sewer Inspector shall direct.

(2) Unless otherwise required by the provisions of § **256-19** of the Code of the Village of Northport relating to the backfilling of excavations in the areas of streets, highways or sidewalks in said village, trenches shall be backfilled and compacted to at least 12 inches above the top of piping and fittings with clean earth, sand or gravel, which shall not contain boulders, cinders, debris or other

substances which may cause voids, damage or break the piping or fittings, or cause corrosive action. Thereafter backfilling shall be completed up to grade and be properly compacted. Precautions shall be taken to assure proper compactness of backfill without damage to the piping or fittings.

(3) Deflection testing of every section of sewer main or lateral sewers, constructed of PVC, is required by the village. The total vertical wall deflection of the PVC pipe, as determined by testing not earlier than 30 days after placement and compaction of the final backfill, shall not exceed four (4) percent of the inside pipe diameter. The deflection shall be checked by manually pulling a "GO - NO GO" deflection testing mandrel through the pipe. The contractor shall conduct the tests under the observation of the Sewer Inspector.

(4) For projects that involve a sewage collection system, a licensed engineer / architect shall certify that all material, method of construction, installation, and testing of the sewer pipe meet the requirements of these standards as well as plans approved by the village.

#### H. SEPARATION OF SEWER AND WATER LINES

(1) Sewers shall be laid at least 10 feet horizontally from any existing or proposed water main or lateral. The distance shall be measured edge to edge.

(2) If owner is not able to maintain a horizontal separation of ten feet, the Village Administrator may allow a deviation on a case-by-case basis with consultation with the Village Engineer. Such deviation may allow for the installation of the sewer to be a minimum of 5 feet to a water main or lateral, provided that the bottom of water main or lateral is at least 18 inches above the top of the sewer line.

(3) If the 18 inch vertical separation cannot be obtained, the Village Administrator with consultation with the Village Engineer may allow a deviation on a case-by-case basis. Such deviation may allow for the installation of the sewer to be a minimum of 5 feet to a water main or lateral, provided that the bottom of the water main or lateral is at least 12 inches above the top of the sewer line and both are

constructed of pressure rated pipe.

(4) In the event that the water line must cross over the sewer line, the following conditions shall be met:

(i) sewer lines shall be laid below the water line and provide a separation of at least 18 inches between the bottom of the water line and the top of the sewer line; and

(ii) sewer line joints shall be at least 10 feet from the point of crossing; and

(iii) when owner is unable to obtain an 18-inch separation, both the water and sewer lines shall be constructed of pressure pipe and have a minimum separation of 12 inches between the bottom of the water line and the top of the sewer line.

(5) In the event that the sewer line must cross over the water line, the following conditions shall be met:

(i) adequate structural support shall be provided for the sewer to maintain line and grade; and

(ii) water line and sewer line joints shall be at least ten feet from the point of crossing; and

(iii) the entire length of sewer line between adjacent manholes or other sanitary structures shall be constructed of materials and joints that are equivalent to water main standards of construction; and

(iv) a vertical separation of at least 18 inches shall be provided between the bottom of the sewer line and the top of the water line. In the event that this distance cannot be maintained, the Village Administrator with consultation with the Village engineer may allow a deviation on a case-by- case basis. In no case shall the separation distance be less than 12 inches between the bottom of the sewer line and the top of the water line.

## I. SEPARATION OF SEWER AND DRAINAGE LINES

- (1) Sewers shall be laid at least 5 feet horizontally from any existing or proposed drainage line. The distance shall be measured edge to edge.
- (2) In the event that the drainage line must cross over the sewer line, the sewer line must be constructed of cast/ductile iron pipe unless a separation distance of 18 or more inches is maintained.
- (3) In the event that the sewer line must cross over the drainage line, the sewer line shall be constructed of cast/ductile iron pipe for a distance of 3 feet horizontally into virgin soil.
- (4) If perimeter roof drainage piping is installed near the face of the building, all house connections must be constructed of ductile iron pipe for 10 feet from the building.

#### J. BACKFILL AND FINAL GRADING

(1) The completed system shall be backfilled and covered with suitable soil following permission to do so by the Village Administrator. The property shall be graded to minimize surface drainage into the system. A maximum 5 percent slope downward shall be maintained for 20 feet horizontally from the nearest edge of the leaching portion of the structure(s) to the toe of the slope before tapering off to prevent seepage of the leachate through the slope. Dummy rings that are utilized to bring the system to grade shall be permitted to be placed at a lesser horizontal distance. Steep grades further than twenty feet from the leaching structures shall be stabilized pursuant to Northport Village Code

(2) In cases where the grading and slopes indicated above cannot be achieved, the utilization of retaining walls shall be required. In such cases, the retaining walls shall be designed by a licensed design professional in accordance with good engineering practice and applicable building codes. All retaining walls shall be shown as part of a grading and plot plan. Retaining walls designed to retain sewage are considered part of the sanitary system.

(3) If a retaining wall is required it shall be constructed to meet the following requirements:

(i) Retaining walls that are located within 20 feet of the sewage disposal system shall be constructed of reinforced concrete.

(ii) No part of the sewage disposal system shall be placed closer than 10-feet from a retaining wall.

(iii) If the leaching structures are located closer than 20 feet from the retaining wall, waterproofing will be required to prevent the seepage of leachate through the wall.

**(AMENDED L.L. 2018)**

#### **PUBLIC PARTICIPATION:**

#### **BOARD APPROVAL OF WARRANT:**

On the motion of Trustee Milligan and seconded by Trustee Kehoe the following bills were approved for payment.

**Fiscal Year 2018/2019 General Fund bills in the amount of \$118,854.91**

On the motion of Trustee Milligan and seconded by Trustee Smith the following bills were approved for payment.

**Fiscal Year 2018/2019 Sewer Fund bills in the amount of \$ 6,165.32**

On the motion of Trustee Smith and seconded by Trustee Milligan the following bills were approved for payment.

**Fiscal Year 2018/2019 Capital Fund bills in the amount of \$15,000.00**

On the motion of Trustee Kehoe and seconded by Trustee Smith the following bills were approved for payment.

**Fiscal Year 2018/2019 Trust Fund bills in the amount of \$ 1,175.00**

## **COMMISSIONER REPORTS:**

### **CHIEF OF POLICE REPORT:**

In August of 2018 the Northport Police Department responded to 486 calls for service, issued 201 summonses and made 14 arrests.

Two arrests were made for narcotics possession and three for marijuana possession.

An arrest was made for the intentional damage to a car in Parking Lot #1. The perpetrator was identified using the Village camera system.

Three Youths burglarized a boat tied up at the Village Dock on August 16 at about 3:45am. Officers responding to the call were able to apprehend the fleeing perpetrators.

Trustee Smith requested that the police department augment routine patrols at Scudder Beach because Beach Avenue residents had complained of youths hanging out in the beach possibly using drugs. The department added special patrols in addition to routine patrols to the beach. On August 15 officers arrested two 20-year-old males from Commack for marijuana possession. They were in a car at Scudder Beach with 3 other males. One of the of the occupants of the car who was not arrested was a 20-year-old Beach Avenue resident who invited his friends to the beach.

Sergeant Thomas Endee, Police Officer Michael Gigante and Police Officer Gregory Cerar were awarded Life Saving Medals. On August 29, 2018 they responded to a Main Street home and found a 41year old male unconscious, not breathing, gray in color and with no pulse. They started CPR on the victim. With the assistance of the Village Paramedic and other Northport Fire Department personnel the male eventually began breathing on his own and survived. The responding paramedic went out of his way to commend the work of the officers.

### **ADMINISTRATOR'S REPORT:**

### **TREASURER'S REPORT:**

### **NEW BUSINESS:**

- OLD BUSINESS:**
1. 20 James Street.
  2. Fire Alarms.

**CORRESPONDENCE:** Letter from April Beattie regarding request to hold “Walk for Freedom”. The Board approved this request.  
2. Thank you letter from Island Christine Church.

**REQUESTS:**

**RESOLUTIONS:**

On the motion of Trustee Milligan and seconded by Trustee Smith with Trustee Maline abstaining the following resolution was approved.

**RESOLUTION 2018 -141~ AUGUST 16, 2018 MINUTES**

**BE IT RESOLVED:** The minutes of the August 16<sup>th</sup>, 2018, meeting are hereby accepted.

On the motion of Trustee Milligan and seconded by Trustee Maline the following resolution was unanimously approved.

**RESOLUTION 2018 -142~ LOCAL LAW NO. 7 OF 2018**

**WHEREAS:** a public hearing of the Board of Trustees of the Village of Northport was held on September 4, 2018 at 6:30 in the evening in the Northport Village Hall 224 Main Street to consider local law No. 7 of 2018.

**LOCAL LAW No. 7 OF 2018  
A LOCAL LAW TO AMEND CHAPTER 239 “SEWERS” OF THE CODE OF THE  
VILLAGE OF NORTHPORT**

On the motion of Trustee Milligan and seconded by Trustee Smith the following resolution was unanimously approved.

**RESOLUTION 2018 -143~ PROPOSED LOCAL LAW “G” OF 2018**

**PLEASE TAKE NOTICE:** a public hearing of the Board of Trustees of the Village of Northport will be held on September 18, 2018 at 6:30 in the evening in the Northport Village Hall 224 Main Street to consider proposed local law “G” of 2018.

**PROPOSED LOCAL LAW “G” OF 2018  
A LOCAL LAW TO AMEND CHAPTER 282 “METERED SPACES” OF THE  
CODE OF THE VILLAGE OF NORTHPORT**

**Section 282-36. Meter spaces.**

- A. On streets so designated, the Police Department shall make parking spaces, on the curb or pavement, by appropriate means, and in each space, so marked shall erect or cause to be

erected a parking meter, which, upon the deposit of a coin or combination of coins of the United States indicated on the parking meter, shall entitle a vehicle operator to park his car for such limited time as is indicated on the parking meter, and which meter shall also indicate the time when such period has elapsed.

B. Persons with Disabilities. No fee shall be required to be deposited in a parking meter or pay station for the parking of any vehicle operated by a person with disabilities and bearing a distinctive number plate issued by the New York State Department of Motor Vehicles or Disabilities Parking Permit issued by a governmental body or an agent of the governmental body in accordance with Section 1203-1 of the New York State Vehicle and Traffic Law. No such permit shall entitle the vehicle to be parked longer than the time limit established for such space. (Amended L.L. 2018).

On the motion of Trustee Smith and seconded by Trustee Maline the following resolution was unanimously approved.

**RESOLUTION 2018 -144~ PROPOSED LOCAL LAW “H” OF 2018**

**PLEASE TAKE NOTICE:** a public hearing of the Board of Trustees of the Village of Northport will be held on September 18, 2018 at 6:30 in the evening in the Northport Village Hall 224 Main Street to consider proposed local law “H” of 2018.

**PROPOSED LOCAL LAW “H” OF 2018  
A LOCAL LAW TO AMEND CHAPTER 84 “ALARM SYSTEMS” OF THE CODE  
OF THE VILLAGE OF NORTHPORT**

**84-7 Avoidable alarms prohibited.**

Avoidable alarms as defined herein are prohibited.

**84-8. Penalties for Offenses.**

A. Avoidable alarms.

(1) Any owner, lessee, person or entity having control of property having an alarm system or fire alarm system shall pay to the Village of Northport a charge for each and every avoidable false alarm to which either the fire department, police department or a village official responds, as follows:

- (a). First and second false alarm occurring within the proceeding two year period; no charge, but documented by the issuance of a warning letter.
- (b). Third false alarm occurring within the proceeding two-year period: \$250.00
- (c). Fourth false alarm occurring with the preceding two-year period: \$500.00

- (d) Fifth false alarm occurring within the proceeding two-year period: \$1000.00
- (e) Sixth false alarm occurring within the proceeding 2-year period: \$1500.00
- (f) Seventh and each subsequent false alarm occurring within the proceeding two-year period: \$2000.00. (Amended by L.L. 2018).

(2) In addition to the foregoing, upon conviction for a seventh avoidable alarm in a calendar year, the applicable alarm permit shall be revoked and may only be reissued when and in the event that the person or entity responsible for the alarm system provides proof deemed satisfactory to the Village Administrator and Chief of Police of the Village of Northport that the causes of the avoidable alarms has or have been rectified and that the alarm system is now in proper working order.

(3) Civil penalty in lieu of fine.

A. Any owner, leasee, person or entity having control of property having an alarm or fire alarm system shall be subject to the Village of Northport for a civil penalty in lieu of a fine for each and every avoidable false alarm as follows:

- (a). First and second false alarm occurring within the proceeding two-year period; no charge, but documented by the issuance of a warning letter.
- (b) Third false alarm occurring within the proceeding two-year period: \$250.00
- (c) Fourth false alarm occurring with the preceding two-year period: \$500.00
- (d) Fifth false alarm occurring within the proceeding two-year period: \$1000.00
- (e) Sixth false alarm occurring within the proceeding 2-year period: \$1500.00
- (f) Seventh and each subsequent false alarm occurring within the proceeding two-year period: \$2000.00. (Amended by L.L. 2018).

B. The above charges shall be subject to be paid to the Village Treasurer, Failure to pay any such charge shall subject such owner leasee or user to a civil action where the Village shall be entitled to recover interest at the statutory rate for any amounts that remain unpaid for a period of 30 days or more plus reasonable attorney's fees incurred to bring such civil action.

C. Any person who owns, leases uses, controls, is responsible for or suffers the use of an alarm system required to but not having a permit issued pursuant to the terms hereof shall, upon conviction, be subject to a fine not less than \$250.00 nor more than \$500.00, imprisonment for a term not to exceed 15 days, or both for each offense. (Amended by L.L. 2018)

D. Any violation of any provision of this chapter not hereinabove provided for shall be subject of a fine not to exceed \$500,00, imprisonment for a term not to exceed 15 days, or both, for each offense. A separate offense shall be deemed committed for each day during which a violation occurs or is committed. (Amended by L.L. 2018).

The next regular meeting of the Board of Trustees will be on September 18<sup>th</sup>, 2018, at 6:30 P.M

**A RESOLUTION FOR AN EXECUTIVE SESSION:** if necessary, for personnel and/or litigation matters.

Respectfully submitted,

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Donna M. Koch, Village Clerk