

A Local Law Amending Chapter 80
Of The Village Code With Respect
To Vehicles On The Ocean Beach

Section 1. Background and purpose.

Although the owners of oceanfront parcels in the Town of Southampton (including parcels situate within the Village of Southampton and parcels situate outside of the Village of Southampton) own fee title to the high water mark of the Atlantic Ocean, the portion of such oceanfront parcels situate between the high water mark of the Atlantic Ocean and the southerly crest of the dunes (such portion being commonly referred to as the ocean beach) is subject to an easement in favor of the inhabitants of the Town of Southampton. Inhabitants of the Town of Southampton have used the ocean beach for centuries. Inhabitants of the Town of Southampton have utilized vehicles on the ocean beach for centuries. Inhabitants of the Town of Southampton have utilized motor vehicles on the ocean beach for decades.

§45-b of the State Navigation Law expressly grants to villages the power to regulate use of ocean beaches. §80-1 of the Village Code contains various regulations with respect to use of the ocean beach. §80-1D contains regulations with respect to driving, operating or parking motor vehicles on the ocean beach. This local law involves the portion of the ocean beach described in §80-1D(4).

At the time of enactment of §80-1D(4), the Suffolk County Tax Map showed the County park as being located entirely west of the westerly boundary line of the Village. However, pursuant to a subsequent remapping, the Suffolk County Tax Map shows part of the County park as being located within the Village. Thus Section 3 of this local law would amend the westerly line of the described portion of the ocean beach so as to be the easterly line of the County park (the easterly line of the parcel designated on the Suffolk County Tax Map as 904-21-1-15).

The easterly line of the described portion of the ocean beach is the easterly line of Road F. The Village of Southampton is the owner of the two oceanfront parcels immediately to the east of Road F (the parcel designated on the Suffolk County Tax Map as 904-21-1-9.4, which adjoins the easterly line of Road F, and the parcel designated on the Suffolk County Tax Map as 904-21-1-9.12, which adjoins the easterly line of tax map lot 9.4). Section 2 of this local law would amend the easterly line of the described portion of the ocean beach so as to be the easterly line of tax map lot 9.12 and thus include the portion of the ocean beach on said oceanfront parcels owned by the Village within the described portion of the ocean beach.

Section 4 of this local law would limit the number of vehicles parked in the described portion of the ocean beach at any time between the designated hours.

This local law is designed and intended to mitigate the impact of inhabitants of the Town of Southampton utilizing motor vehicles on the ocean beach under the easement in favor of such

inhabitants. The Village Board of Trustees finds and determines that this local law will not have a significant adverse impact on the environment.

Section 2. §80-1D(4) is hereby amended by deleting the clause “on the east by the easterly line of Road F projected southerly to the water of the Atlantic Ocean” and by inserting the clause “on the east by the easterly line of the parcel designated on the Suffolk County Tax Map as 904-21-1-9.12 (said parcel being owned by the Village of Southampton)” in place of said deleted clause.

Section 3. §80-1D(4) is hereby amended by deleting the clause “on the west by the westerly boundary line of the Village of Southampton” and by inserting the clause “on the west by the easterly line of the parcel designated on the Suffolk County Tax Map as 904-21-1-15 (said parcel being owned by the County of Suffolk)” in place of said deleted clause.

Section 4. §80-1D(4) is hereby amended by adding the following provision at the end thereof, to wit:

The number of vehicles parked in said portion of the ocean beach at any time between said hours shall not exceed 175 vehicles.

Section 5. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

Local Law No. of 2016

A Local Law Amending Chapter 86
Of The Village Code With Respect
To Permit Parking

Section 1. §86-15 is hereby amended by deleting the existing provisions under §86-15 and by adding the following provisions as subsection A and subsection B under §86-15:

A. During the period from the Saturday before Memorial Day through September 15 in each year, no person shall park or stand any motor vehicle in or upon the Beach Road parking area described in §86-14A unless there shall be displayed on said motor vehicle a valid permit issued pursuant to §86-7 of this chapter, the intent being that only such persons as have a permit to use the municipal bathing facility and parking area shall be permitted to use said Beach Road parking area.

B. During the period from the Saturday before Memorial Day through September 15 in each year, no person shall park or stand any motor vehicle in or upon the heliport parking area described in §86-14B unless there shall be displayed on said motor vehicle a valid permit issued pursuant to §86-7 of this chapter or a valid permit issued pursuant to §80-1D(2) of chapter 80 to drive or operate said motor vehicle on the ocean beach.

Section 2. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.