

STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
[HTTPS://DOS.NY.GOV](https://dos.ny.gov)

KATHY HOCHUL
GOVERNOR

ROBERT J. RODRIGUEZ
SECRETARY OF STATE

RECEIVED
VILLAGE OF BELLPORT

2022 APR 18 P 1:55

April 13, 2022

Katie Mehrkens
Village of Bellport Deputy Clerk
29 Bellport Lane
Bellport NY 11713

RE: Village of Bellport, Local Law 5 2022, filed on April 7 2022

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**

VILLAGE OF BELLPORT

Local Law No. 5 of the year 2022

**A local law be it enacted by the: Board of Trustees of the Village of BELLPORT
as follows:**

PURPOSE

**ANNEXATION OF UNINHABITED TERRITORY KNOWN AS HO HUM BEACH
INTO THE VILLAGE OF BELLPORT PURSUANT TO GENERAL MUNICIPAL
LAW SECTION 706(1)**

Section 1. Legislative Intent. The Village of Bellport owns a parcel of land situated on Fire Island known as Ho Hum Beach. The Incorporated Village of Bellport is desirous of annexing a certain uninhabited parcel of land in the Village of Bellport known as Ho Hum Beach and described as follows:

ALL that certain plot, piece or parcel of land, with the buildings thereon erected, situate, lying and being at Great South Beach, Town of Brookhaven, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a concrete monument at the westerly line of the premises herein being described, which monument is located five hundred eighty eight feet and 94/100 (588.94) feet from the United States Coast and Geodetic Station "Por" when measured along a line having a bearing of North 60° 48' 50" East (which station "Por" is a concrete monument set under the steel flag pole at the Bellport Coast Guard Station); running thence North 04° 55' 38" West through five locust posts fourteen hundred forty one and 30/100 (1441.30) feet to the shoreline of Great South Bay as of October 1957; thence along said shoreline the following four courses and distances:

- 1) South 64° 22' 34" East, two hundred fifty four and 61/100 (254.61) feet;
- 2) South 01° 42' 35" West, one hundred thirty four and 06/100 (134.06) feet;
- 3) South 62° 44' 10" East, one hundred thirty nine and 50/100 (139.50) feet;

North 84° 17' 55" East, one hundred sixty and 01/100 (160.01) feet to the Westerly line of subdivision map "Map of Section No. 1, Property of Bay to Ocean Realty Co., Inc.", thence South 04° 55' 38" East and along said line through five locust posts twelve hundred eighty eight and 50/100 (1288.50) feet to the mean high water mark of the Atlantic Ocean; thence along same a tie line course and distance of South 66° 12' 39" West, five hundred and four and 96/100 (504.96) feet; and running thence North 04° 55' 38" West through two locust posts three hundred forty four and 84/100 (344.84) feet to the concrete monument at the point or place of beginning.

Section 2. The Village of Bellport has completed the process of following the procedure set forth in General Municipal Law Section 717 by having a survey made of Ho Hum Beach, the boundaries were marked with monuments, a map having been made of the

Village including Ho Hum Beach, a partial map having been made of the Town of Brookhaven to show the exclusion of Ho Hum Beach from the Town and copies of said maps were filed with the Brookhaven Town Clerk on September 23, 2019, the Suffolk County Clerk on September 23, 2019 and with the Secretary of State on September 23, 2019.

Section 3. Severability. If any clause, sentence, paragraph, section, article, chapter or part of this local shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article, chapter or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 4. Pursuant to General Municipal Law Section 706(1), the Town of Brookhaven passed by a concurring vote of a majority of its members Resolution No. 2018-0715 consenting to the annexation of the above described parcel known as Ho Hum Beach into the Village of Bellport and the Village Board of Trustees of the Incorporated Village of Bellport passed Resolution No. 66-2018 by a concurring vote of a majority of its members on September 24, 2018 annexed the above described parcel known as Ho Hum Beach into the jurisdictional territory of the Village of Bellport.

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

Dated: 4/4, 2022
John Kocay
Bellport Village Clerk
Bellport, NY

I hereby certify that the local law annexed hereto, designated as Local Law No. 5 of 2022 of the Incorporated Village of Bellport was duly passed by the Village Board on September 24, 2018 in accordance with applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the matter indicated in paragraph 1 above.



John Kocay, Bellport Village Clerk

Dated: 4/4, 2022

(seal)


(Certification to be executed by Village Attorney or other authorized Attorney of Locality.)

STATE OF NEW YORK)

) ss:

COUNTY OF SUFFOLK)

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



David J. Moran, Village Attorney

Dated: 4/4, 2022