

**Amendment to SLZ
January 7, 2021**

1. Throughout the document
The date of amendments needs to be revised to reflect the date of the 2021 Town meeting.
2. Page 4-3
Change section heading to 4.5 ~~Reserved~~ Availability.
3. Page 4-15
New paragraph (10) provides that “vegetation may be removed in excess of the standards in Section 15(P) of this ordinance in order to conduct shoreline stabilization of an eroding shoreline, provided that a permit is obtained from the Planning Board. Construction equipment must access the shoreline by barge when feasible as determined by the Planning Board.”

This paragraph provides two new decisions that would need to be made by the Planning Board. Note in DEP regulation says, “A permit pursuant to the Natural Resources Protection Act is required from DEP for Shoreline Stabilization activities” so it would appear that the Planning Board could not issue a permit which DEP did not approve.
4. Page 4-21
Paragraph (5) is amended to add a stipulation that livestock grazing associated with ongoing farm activities, and which are not in conformance with the setback provisions may continue, provided that such grazing is conducted in accordance with a Conservation Plan that has been filed with the Planning Board. Does not appear this carries a responsibility for the Planning Board to approve the conservation plan.
5. Page 4-22
O-1. Timber Harvesting - Repealed May 9, 2020
6. Page 4-38
Currently in section 4.16 A, the Planning Board or the Code Enforcement Officer is required to approve a site plan located within a shoreland zone if a series of stipulated standards, in addition to the standards set forth in Article 10 (Site Plan Review) are met. The amendment places this requirement solely on the Planning Board.
7. Page 4-41
The definition of Forested wetland is both deleted and added.
8. Page 4-42
The definition of hazard tree should be amended as provided in the attachment. This language reflects current DEP policy regarding what constitutes hazard trees on a bank.
9. Page 4-43
Highest Annual Tide (HAT) - DEP published highest annual tide for Long Island tide station(s) for the current year.

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**Proposed amendment
LIPB Proposed Revisions to
Article 4 Shoreland Zoning District Standards
Sec 4.17 Definitions**

Hazard tree – a tree with a structural defect, combination of defects, or disease resulting in a structural defect that under the normal range of environmental conditions at the site exhibit a high probability of failure and loss of a major structural component of the tree in a manner that will strike a target. A normal range of environmental conditions does not include meteorological anomalies, such as, but not limited to: hurricanes; hurricane-force winds; tornados; microbursts; or significant ice storm events. ~~Hazard trees also include trees that pose a serious and imminent risk to bank stability.~~ A target is the area where personal injury or property damage could occur if the tree or a portion of the tree falls. Targets include roads, driveways, parking areas, structures, campsites, and any other developed area where people frequently gather and linger. Hazard tree also includes trees that pose a serious and imminent risk to bank stability. A serious and imminent risk to bank stability includes a tree that has begun to topple which the CEO determines has a sufficient size root mass to destabilize the bank in a location that will lead to further destabilization or failure of the bank.