

**RESOLUTION TO SCHEDULE PUBLIC HEARING ON A LOCAL LAW AMENDING LOCAL LAW NO. 6 OF 2002 PROHIBITING HUNTING AND TRAPPING TO PERMIT HUNTING OF DEER PURSUANT TO A NYSDEC DEER DAMAGE PERMIT (NUISANCE PERMIT).**

RESOLVED, that the Board of Trustees of the Village of Dering Harbor hereby directs that a public hearing shall be held on **October 13, 2018 at 9:00 a.m.** prevailing time, at the Dering Harbor Village Hall, Locust Point Road, Dering Harbor, New York, to hear any and all persons either for or against the following local law entitled: “Local Law amending Local Law No. 6 of 2002 prohibiting hunting and trapping to permit hunting of deer pursuant to a NYSDEC Deer Damage Permit (nuisance permit).”

**LOCAL LAW NO. \_\_\_\_ OF 2018**

A LOCAL LAW amending Local Law No. 6 of 2002 prohibiting hunting and trapping to permit hunting of deer pursuant to a NYSDEC Deer Damage Permit (nuisance permit).”

BE IT ENACTED by the Board of Trustees of the Village of Dering Harbor as follows:

**Section 1. Legislative Intent.** For the purpose of protecting the safety and well-being of the residents of the Village of Dering Harbor, Local Law No. 6 of 2002 prohibited all hunting and trapping of all types in the Village of Dering Harbor. The Village, like other communities on Shelter Island and Long Island, has encountered an overabundance of deer causing increasing problems with both the forest ecology and impacts on human activities, including deer-vehicle collisions, crop and plant damage, and tick borne diseases. The NYSDEC regulates deer hunting in New York State and requires all hunters to have landowners consent and sets forth limitations with respect to discharge of weapons within proximity to residences. The NYSDEC has adopted a Community Deer Management Guide, 2018 providing guidance with respect to deer management, including the identification of controlled hunts through its Deer Management Assistance Program and Deer Damage Permits. It is the intent and purpose of this Local Law to allow limited deer hunting in the Village on properties exceeding five (5) acres in area where the landowner has obtained a NYSDEC Deer Damage Permit (“Nuisance Program”).

**Section 2. Amendment.** Section 2.1 (Hunting and Trapping Prohibited) of Local Law No. 6 of 2002 is hereby amended by deleting strikethrough words and adding underlined words as follows:

2.1 Hunting and Trapping Prohibited. Hunting and trapping of all types is hereby prohibited with the Village of Dering Harbor, except on properties exceeding five (5) acres in area where the landowner has obtained a NYSDEC Deer Damage Permit (“Nuisance Program”).

**Section 3. Authority.** The proposed local law is enacted pursuant to Village Law §4-412 and Municipal Home Rule Law §§10(1)(i), 10(1)(ii)(a)(11), 10(1)(ii)(a)(12), and 10(1)(ii)(e) (3).

**Section 4. Severability.** If any section or subsection, paragraph, clause, phrase, or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole, or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

**Section 5. Effective Date.** This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Village Clerk is hereby authorized and directed to publish the following Notice of Public Hearing:

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that the Board of Trustees of the Village of Dering Harbor hereby directs that a public hearing shall be held on **Saturday, October 13, 2018 at 9:00 a.m.** prevailing time, at the Dering Harbor Village Hall, Locust Point Road, Dering Harbor, New York, to hear any and all persons either for or against a local law entitled: “Local Law amending Local Law No. 6 of 2002 prohibiting hunting and trapping to permit hunting of deer pursuant to a NYSDEC Deer Damage Permit (nuisance permit).”

Copies of the proposed law, sponsored by the entire Board of Trustees, are on file in the Village Hall, Tuesday, from 9:00 a.m. to 12:00 noon and Thursday 9:00 a.m. to 12:00 noon, or by appointment, and on the Village’s website.

**BY ORDER OF THE BOARD OF TRUSTEES  
VILLAGE OF DERING HARBOR, NEW YORK**