

September 18, 2018

A Public Hearing for the Board of Trustees regarding Proposed Local Law No. 02 of 2018 was held on the above date at 8:00 pm.

Present were Mayor Dominick A. Longobardi, Trustees Kevin M. Fitzgerald, Lynn Pombonyo, Archie T. Cheng and Frank J. Chiara, Village Administrator Gerard M. Bambrick, Village Clerk Susan E. Walsh, Superintendent of Public Works and Building Department Stephen Siwinski, Deputy Superintendent of Public Works Kevin Ginnane, Police Commissioner Stephen McAllister, Sergeant Will Doherty, Police Officer John Groshans, 4th Assistant Fire Chief Jep Dodson and Village Attorney John E. Ryan

Purpose: To consider the enactment of a local law known as Local Law No. 02 of 2018, entitled: "A local law amending the Village Code regarding the location of 'Hookah Bars' and 'Vape Shops' within the Incorporated Village of Floral Park".

Sergeant Will Doherty and Police Officer John Groshans made a presentation about the dangers of vape shops and hookah bars.

Trustee Fitzgerald offered Resolution No. 2018-177 adopting on Local Law 02 of 2018 and to close the public hearing.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

The hearing was closed at 8:35 pm.

A copy of the transcript and a copy of the legal notice of public hearing is attached and made a part of these minutes.

Susan E. Walsh
Village Clerk

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M I N U T E S
OF THE MEETING
OF THE
PUBLIC HEARING
INCORPORATED VILLAGE OF FLORAL PARK
September 18, 2018
8:00 p.m.

P R E S E N T:

- | | |
|----------------------|----------------------|
| DOMINICK LONGOBARDI, | MAYOR |
| KEVIN M. FITZGERALD, | DEPUTY MAYOR/TRUSTEE |
| ARCHIE T. CHENG, | TRUSTEE |
| DR. LYNN POMBONYO, | TRUSTEE |
| FRANK J. CHIARA, | TRUSTEE |

ALSO PRESENT:

- JOHN RYAN, ESQ. Village Attorney
- GERARD M. BAMBRICK, Village Administrator
- SUSAN E. WALSH, Village Clerk
- STEPHEN SIWINSKI, Supt. Public Works & Bldgs.
- STEPHEN MCALLISTER, Police Commissioner

Catherine P. Murphy
Court Reporter

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1 MAYOR LONGOBARDI: Welcome everybody.

2 Please stand and join us in the Pledge of
3 Allegiance.

4 (Pledge of Allegiance said.)

5 MAYOR LONGOBARDI: Thank you all. Again,
6 good evening and welcome. Tonight, we'll have
7 our regular Board meeting but before that, we
8 will have a public hearing regarding a Local
9 Law for vape shops and hookah bars. We're
10 going to go through the regular process. We
11 are going to have a brief presentation by our
12 School Resource Officers during this public
13 hearing. And then at that point, we, the Board
14 will give its comments, as well as any of the
15 public, their comments as well.

16 At this point, what we will do is open
17 that and I will ask Miss Walsh to please read
18 the notice.

19 VILLAGE CLERK: Thank you, Mayor
20 Longobardi. Notice of Public Hearing of the
21 Incorporated Village of Floral Park. Proposed
22 Local Law number 2 of 2018.

23 Please Take Notice that pursuant to
24 Article 9 of the New York State Constitution,
25 the provisions of the Code of the Village of

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1 Floral Park and the Municipal Home Rule Law of
2 the State of New York, a public hearing will be
3 held in the Incorporated Village of Floral park
4 at Village Hall, One Floral Boulevard, Floral
5 Park, New York on September 18, 2018 at 8:00
6 p.m. to consider the enactment of a local law
7 entitled: "A Local Law amending the Village
8 Code regarding the location of hookah bars and
9 vape shops within the Village.

10 This local law shall take effect
11 immediately upon its filing with the Secretary
12 of State. By Order of the Board of Trustees.
13 Incorporated Village of Floral Park, New York.
14 Susan E. Walsh, Village Clerk, dated
15 September 12, 2018.

16 And this legal notice has been published
17 in the official paper of the Incorporated
18 Village of Floral Park, New York and posted
19 according to law and sent to the Nassau County
20 Planning Commission.

21 MAYOR LONGOBARDI: Okay. Thank you,
22 Miss Walsh. I would like to announce that the
23 Board had previously adopted a negative
24 declaration, meaning that the proposed local
25 law has no significant impact upon the

1 environment.

2 I would also like, at this time, for the
3 purpose in consideration of this law. The
4 purposes and consideration. In the execution
5 of this section, it is recognized there are
6 some uses that are entitled to a certain degree
7 of constitutional protection. Nevertheless,
8 such uses, due to their very nature, have
9 serious, objectionable characteristics. The
10 objectionable characteristics of these uses are
11 further heightened by their concentration in
12 any area, thereby having deleterious affects on
13 adjacent areas. Special regulation of these
14 uses is necessary to insure that these adverse
15 effects will not contribute to the leading or
16 downgrading of the surrounding neighborhoods or
17 land uses.

18 It is further declared that the location
19 of these uses in regards to areas where our
20 youth may regularly assemble and the general
21 atmosphere encompassing them is of grave
22 concern to the Incorporated Village of Floral
23 Park. These special regulations are itemized
24 in this section to accomplish primary purposes
25 of preventing the concentration of these uses

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1 in any one area and restricting their
2 accessibility to minors.

3 Ladies and gentlemen, the use of vaping
4 and establishment of hookah bars is of great
5 concern to the Village. We are, I think I know
6 I speak for myself, that I do not want these in
7 our community. We don't know the effects. We
8 don't know what can happen if any one is using
9 these type of product. That is my opinion. I
10 want to make that very clear. It is my
11 opinion.

12 However, our school resource officers,
13 John Groshans and William Doherty have done a
14 fantastic job of educating our youth in regards
15 to the use of vaping products and such other
16 types of products. I would now invite them to
17 give a presentation that they give on the
18 health effects that they have and the use of
19 what can happen in regards to the use of these
20 items. So, if you could, John, if you could
21 join us. Do you need us to move?

22 SERGEANT DOHERTY: Good evening,
23 Mr. Mayor, Members of the Board.

24 (Whereupon, William Doherty and John
25 Groshans were sworn in.)

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1 SERGEANT DOHERTY: First name William,
2 last name Doherty, D-O-H-E-R-T-Y.

3 OFFICER GROSHANS: First name John, last
4 name Groshans, G-R-O-S-H-A-N-S.

5 MAYOR LONGOBARDI: Gentlemen, please.

6 SERGEANT DOHERTY: Good evening, Mr. Mayor
7 and Members of the Board. Thank you for having
8 us. For those of you who don't know me, my
9 name is William Doherty, one of the Sergeants
10 with the Police Department.

11 One of the things that Officer Groshans
12 and I do frequently do are collaborate to bring
13 educational programs to state holders in the
14 Village like schools and community groups,
15 community coalitions, businesses, charitable
16 organizations. One of the things that we've
17 researched over the years is the use of vaping
18 and hookah bars. So, I will speak very briefly
19 about hookah bars, that's H-O-O-K-A-H, not the
20 other similar sounding word and John will speak
21 about vaping.

22 Hookahs are, they basically look like big,
23 elaborate bottles. They heat water with
24 charcoal as a heating element which sends a
25 flavored vape through a long tube which people

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1 suck on. Starting with Persia and India a very
2 long time ago. Typically they will have some
3 type of flavoring, like cappuccino, grape or
4 cherry, strawberry, mint, watermelon. Whatever
5 the vape flavor is that you feel like trying
6 for the evening. People will sit in groups in
7 hookah bars and socialize and smoke. That's
8 one of the reasons why proponents of it will
9 frequently compare it to a coffee house. But
10 for the reasons I will tell you in a few
11 minutes, you really can't compare hookah
12 smoking or vaping to having a cup of coffee in
13 Starbucks.

14 So, some of the problematic health affects
15 that relate to using hookahs comes from
16 research by the World Health Organization,
17 Centers for Disease Control and a very long
18 standing period use study in the United
19 Kingdom. So when these heating elements of
20 charcoal to heat up the liquid which vapes
21 through the tube into a mouthpiece that gets
22 sucked on, we'll start with the sucking on the
23 mouthpiece. It is shared by the people in the
24 group. You can imagine some of the health
25 risks of sharing a mouthpiece, right? We don't

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1 know necessarily what your friends oral hygiene
2 is like. Some of the metals, the heavy metals
3 that you suck in are like nickel claviun, lead,
4 uranium and a couple of others I can't
5 pronounce, copper, chromium. It is a veritable
6 periodic table of elements you're sucking into
7 your mouth. There's no good reason to do this.

8 The CDC tells us that the smoke you inhale
9 is sometimes 100 to 200 times as much smoke as
10 you would get from a cigarette. That's not
11 something your body needs to ingest. You get
12 more tar and nicotine through the hookah smoke
13 than you do from a cigarette. An hour of
14 hookah smoking is like smoking a pack of
15 cigarettes. So for those of you that smoke
16 cigarettes, we certainly mean no offense, but
17 it is not something we want our young people in
18 the Village to be attracted to. And why is
19 that a concern? We know that one in six kids,
20 a study from 2010, said one in six girls try it
21 before they got stop it in a year and one in
22 five boys. 22 percent of college kids were
23 known to try it in the same study through this
24 British Health Organization.

25 It is also ingests -- causes you to ingest

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1 carbon monoxide when you suck in the smoke. So
2 we all know this as first responders, this is a
3 terrible thing. It can cause esophageal
4 cancer. It can cause oral cancers. It can
5 cause lung cancer. It can cause stomach
6 cancer. It can cause other types of cancers.
7 It can cause a decrease in fertility for
8 females that smoke it. It can cause secondhand
9 smoke problems with the people who are hanging
10 out in the hookah lounge that aren't even
11 vaping themselves.

12 So while we're not certainly taking a
13 stance on the law, all we can do is who
14 educators who are charged with talking to
15 groups who worry about the community, kids,
16 young adults, adults, that there's really no
17 benefit to have hookah lounges easily
18 accessible to our community.

19 With that, a very similar vain is vaping
20 and I will turn it over to my constant
21 collaborator, Officer Groshans.

22 OFFICER GROSHANS: Thank you. My name is
23 John Groshans. I'm a school resource officer
24 who talks to our schools. Tonight before we
25 came here, Suffolk County made an arrest

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1 tonight, 21 different vape shops were raided to
2 see if they would sell to people under 21. You
3 have to be 21 in Nassau County, Suffolk County
4 and New York City to buy the VDCs and the JUUL.
5 They made 22 arrests.

6 More concerning to me, if you look at the
7 News 12 story tonight, look at the video. It's
8 going to pan to the store front. It is going
9 to say hookah, vapes, kratom. Kratom we talked
10 about last night. Kratom is a health drug that
11 acts just like an opioid. It has the same
12 affects on the brain as an opioid. You can
13 overdose on it like an opioid. It is sold on
14 the open markets and you can go buy it in a
15 vape shop.

16 As far as the vapes, the FDA just came
17 out, said it's a valid epidemic for our young
18 teens. It is being marketed to our young
19 teens. If you look at the flavoring, if you
20 look at what the packaging is, it is not for
21 us. It looks like Dunkin Donuts, Nilla Wafers,
22 the sour candies, Twizzlers. That's not
23 marketing towards us. That's marketing towards
24 our kids. Their marketing budgets are going up
25 roughly 1200 percent every year and it is our

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1 kids who are seeing this.

2 There are vaping logs on how to vape.
3 What they're going to tell them is things
4 called frokus. That's how you measure your
5 vape, how you suck it in. There's actually a
6 video teaching them how to do it. And it's
7 going to tell them how to buy it. You can buy
8 it on-line to get around the 21 year old age
9 group.

10 The other thing with the vapes, our
11 schools are having a horrible problem with it.
12 It is all over the place. In our local
13 schools, it is an automatic suspension when
14 they get caught with it and there's a good
15 reason for that because they're putting other
16 things in the vapes.

17 Let's start out with what it was first.
18 It was the e-cigarettes, then moved to a vape.
19 Why vape? Because all of sudden they can
20 accessorize it. They can make it their own for
21 the first time ever. They can add and take
22 things away from it so it became theirs. And
23 now we have a thing called a JUUL, J-U-U-L.
24 Each one contains a dose of nicotine. It
25 varies how much. The JUUL, by far, is one of

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1 the highest doses of nicotine we've seen yet.
2 It is so high in fact that the European Union
3 has outlawed JUUL it there. You're not allowed
4 to sell it. England just passed a law where
5 you won't be able to sell it now.

6 These are the three types of devices
7 they're using. They need a heating element.
8 It has to be heated up by a battery or
9 something to get that hit. The JUUL looks like
10 a flash drive. So, it can be in a kids
11 computer in school. To the teacher, it just
12 looks like they're a charging a flash drive and
13 using it. They're heating it up and getting
14 their JUUL ready. The JUUL comes in three
15 packs now. You can get them on-line and have
16 them sent to your house. The campus safety
17 magazine that I get sent to me was not about
18 drugs. It was all about vaping and the vaping
19 problems they're having on campus. It is
20 becoming a nationwide and for the FDA to say it
21 is an epidemic, well, it is an epidemic.

22 The other thing you can do with these
23 vapes, you can smoke marijuana through them.
24 The difference is part of the marijuana process
25 they get this oil, they hide it. They're going

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1 to call it a dab. They can put the dab into
2 their vape, their JUUL and it heats to a very
3 high temperature. The difference is this dab
4 is almost 90 percent THC as opposed to 15 to 20
5 percent in a joint. They're almost getting a
6 full joint every time they take a one hit from
7 the JUUL or this vape. And last night I
8 learned for the first time they're now putting
9 the benzodiazepine, diazepam, benzos into the
10 vapes also and smoking them. So what is that,
11 your Valium, your Xanax, which also are huge
12 drugs on college campuses especially. It is
13 not heroin and cocaine they're seeing. It is
14 Ritalin and Adderall, that they call the focus
15 drugs, the study drugs to stay awake and then
16 it's the Xanax or the Valiums to go to sleep at
17 night. Now they're putting that in the vapes.
18 That's something new. That's something we have
19 to figure out what to do.

20 If you see the News 12 story tonight,
21 you're gonna see, it's going to say hookah,
22 vape shops, kratom. They all go together.
23 They're all going to go hand-in-hand. It is
24 legal to sell. There's nothing the police can
25 do about stopping to selling in a store, should

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1 it open.

2 SERGEANT DOHERTY: John, also mention
3 popcorn lung, exploding lung.

4 OFFICER GROSHANS: The popcorn lung, they
5 found in popcorn factories, there's a chemical
6 in the vape called Diazolin. It's actually
7 called popcorn lung cancer. Why did they come
8 up with the name? One of the ingredients used
9 in a popcorn factory. They found that the
10 workers were getting cancer from being exposed
11 to it, long time, strong doses. Well that's
12 exactly what they're getting in the vapes.

13 What I forgot to mention on one of the
14 vape blogs teaching them how to vape, it will
15 tell them nicotine is not proven to be
16 3addictive. The next slide they show the kids
17 is an actual ad for a vape nicotine. This
18 product contains nicotine and nicotine is
19 addictive. So just because it is on the You
20 Tube blog doesn't mean it is true. That's
21 where the kids are getting the information
22 from. It is trying to defeat some of the bad
23 information in there to make good decisions.

24 SERGEANT DOHERTY: The explosions.

25 OFFICER GROSHANS: Thanks. Some of the

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1 other things I show, is vaping safe? One of
2 the first things I will show a high school
3 student is that he blew his upper lip off
4 because it exploded in his mouth. I have
5 another young man who ended up in intensive
6 care as the vapes exploded while it was in his
7 throat. A house that was set on fire because a
8 young man blew up in his house as he was
9 smoking it inside the house and it was set on
10 fire.

11 MAYOR LONGOBARDI: Okay.

12 OFFICER GROSHANS: Thank you.

13 TRUSTEE POMBONYO: Thank you.

14 MAYOR LONGOBARDI: Thank you very much.

15 More importantly, I thank you for what you do
16 for our young people in the community to try to
17 get them to understand. I don't want to say
18 how horrible, but let's face it, it is horrible
19 these things can happen to you. So, thank you
20 for everything you do. Thank you for being
21 here with us tonight.

22 OFFICER GROSHANS: Thank you for the
23 invitation. Thank you.

24 MAYOR LONGOBARDI: At this time, if you
25 wouldn't mind staying --

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1 OFFICER GROSHANS: I want to make sure it
2 is okay.

3 MAYOR LONGOBARDI: -- in case anybody does
4 have any questions. At this time, I would like
5 to ask our Board Members if they have any
6 statements in regards to or anything they would
7 like to say in regards to these? I will start
8 with our Deputy Mayor, Kevin Fitzgerald.

9 TRUSTEE FITZGERALD: Just one quick
10 statement with regards to something that
11 Officer Groshans mentioned. Last week, the FDA
12 Commissioner, Scott Gottlieb, came out with a
13 FDA statement on new steps they will use to
14 address the epidemic of youth and e-cigarette
15 use. Just one quick quote. Of course the FDA
16 has good reason to believe that this is nothing
17 sort of an epidemic proportion of growth. It
18 goes on to say the FDA won't tolerate a whole
19 generation of young people becoming addicted to
20 nicotine as a tradeoff for enabling adults to
21 have unfettered access to these same products.
22 I just want to state that for the record.

23 MAYOR LONGOBARDI: Thank you. We will
24 provide you with a copy of the statement. Dr.
25 Lynn Pombonyo.

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1 TRUSTEE POMBONYO: First of all, I would
2 like to thank Sergeant Doherty and Officer
3 Groshans for, I guess as far as I know, about
4 ten years of work that is gradually increased
5 to all of our schools, educating our students,
6 our staff as well as our community, as well as
7 about a host of social issues which as time has
8 gone on, seems to get more serious and more
9 serious leading up to the point where we are
10 now. They have become regional, probably
11 statewide, even beyond that, experts in
12 substance abuse issues and working with our
13 students to identify ahead of time high risk
14 areas and high risk issues and high risk
15 students to hopefully reach them early and
16 prevent tragedies from happening in substance
17 abuse and what I hear on the school and what I
18 see, they're very, very successful. So thank
19 you for coming tonight and sharing your wisdom.

20 As the Mayor said, this is a really
21 serious issue for us. Having to deal -- I
22 imagine this is the last board meeting here,
23 having to deal with what -- having to locate
24 something over to be in a position to select a
25 location for something that is somewhat

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1 reprehensible and dangerous. Above all, we
2 talked about the quality of life in terms of
3 helping safety, bring even more important than
4 that with especially these issues of concern.
5 Our goal is to limit it as much as we possibly
6 can the possibility of these types of
7 establishments opening successfully in our
8 Village. We certainly live in the area and put
9 restrictions on it.

10 From my perspective, most importantly, be
11 assured that any applicant who approaches our
12 Village about opening an establishment like
13 this is subjected to a very rigorous guidelines
14 including to have to come before the Board of
15 Trustees in public meetings and address the
16 Board about their intentions and applications
17 and more importantly, listen to our response,
18 as well as responses of those in the public
19 which thus far has been very strong. We will
20 entertain an application to hear so. There's a
21 very strong, negative reaction from both the
22 Trustees and those in the audience. I'm not
23 sure what successfully lead them to withdraw
24 their application, but that was the outcome.

25 So, we certainly set a good example how to

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1 handle it as the issue becomes more serious and
2 the publicity becomes more serious and our
3 Village takes this on our initiative just as
4 the grassroots committee to address it, we will
5 see very strong, public negative reaction to
6 the possibility of one of them opening here.

7 I have been in communication with
8 Mrs. Laura Ferone, President of the Floral Park
9 Board of Education and Dr. Michael Antonio,
10 Superintendent of Schools. They are both aware
11 of the approach we are taking in coming to a
12 means of dealing with this, which will give us
13 the greatest chance of being successful in
14 dealing with the legal obligations of having
15 these establishments in the community. Tonight
16 we expect to be announcing other public
17 meetings in the near future and each step as we
18 take it, we expect will be short term in nature
19 but designed to get us to where we want to go.

20 MAYOR LONGOBARDI: Thank you very much. I
21 want to thank Dr. Lynn because a couple of
22 years ago when she was the liaison to the
23 Building Department, a lot of this began and
24 she did a lot of research and a lot of work to
25 get us where we are today. Along, of course,

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1 with our Building Superintendent Steve
2 Siwinski, along with John Ryan our Village
3 Attorney and Village Staff. It is not
4 something taken very lightly by any means and a
5 lot of effort goes into that we do the best
6 thing that we possibly can to insure the health
7 and safety of the people in the community.

8 With that, I also turn to Archie Cheng for
9 his comments.

10 TRUSTEE CHENG: I suppose there's not one
11 Board Member up here or the Mayor who would
12 rather not just ban this entirely. There is no
13 doubt that that will probably be the best thing
14 we can do to forestall any opening of any kind
15 of establishment like this where our children
16 could go to obtain the materials we're talking
17 about.

18 We are of the opinion though that we have
19 to look at the constitutional issues that are
20 raised. So therefore, a limitation in area we
21 feel is warranted at this time. It is an area
22 I don't think will be attractive for the
23 promotion of these products and even if we
24 weren't to be challenged, we hope that in the
25 coming years with the good work that our

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1 officers are doing and Elaine Latari starting
2 up a grassroots type of program to give more
3 education to our program, but this is a prudent
4 step. And that will be my comment.

5 MAYOR LONGOBARDI: Thank you.

6 TRUSTEE CHIARA: I would like also to
7 express my strong objection to having this
8 establishment here in the Village. My concern
9 always is for the safety and health of
10 residents especially for the children and our
11 work together with the fellow Board Members to
12 make sure they don't get here.

13 MAYOR LONGOBARDI: Okay. Thank you. I
14 would like to say this. This law was
15 established in an area within the B3 zone that
16 would allow the application and allow the
17 possibility of a hookah bar to be established
18 there or vape shop to be established as a
19 business. Again, we have constitutional issues
20 with regards to that.

21 What we have done in looking at this is we
22 have looked at putting it in the B3 business
23 zone which also has an adult zone division in
24 it. The ability to establish anything in that
25 adult zone, given all different kinds of, for

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1 lack of a better term, hoops that you would
2 have to jump to get through to get there,
3 anything from the possibility of a hookah bar,
4 it will require special use permit from the
5 Village Board and also requires things like
6 permission from your neighbors to have it
7 there. It also establishes how far it has to
8 be away from schools and public zones where our
9 children are.

10 At this point, we would like to get this
11 law on the books so that we can eliminate the
12 possibility of any of these shops opening up on
13 Tulip Avenue, Covert Avenue, Jericho Turnpike,
14 out in the public areas where our stronger
15 business districts are where everybody is in
16 everyday, to make sure that we keep it as
17 strict as we possibly can at this moment. And
18 I say that because as it was pointed out
19 tonight by someone else when we were talking,
20 it's a fluent situation. Vape, the effects of
21 vaping, the effects of all of this changes on a
22 daily basis. The information that we get
23 changes on a daily basis about the health
24 effects and safety effects of these items. It
25 is extremely -- it is an extreme situation that

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1 we will monitor very closely. I don't think I
2 have to explain to you how closely we do
3 monitor it. You have all seen and many have
4 seen and I again, I want to point out Elaine
5 Latari sitting here because she has started a
6 grassroots organization that many of the people
7 here attended, the meeting to make sure that
8 effects of all of this and the health and
9 safety of our community from all kinds of
10 issues, including these things, are well known
11 and start to -- we are happy to work with her
12 in that.

13 We do not want this, like I said. I'm
14 speaking for myself and Archie said, we do not
15 want this in our community. The reality of
16 what we have to do by law is here. So what we
17 are going to do is take these steps tonight, we
18 hope. We are going to listen to you now as
19 well, but we hope to take the steps tonight and
20 then in the future, as soon as tomorrow, keep
21 monitoring and make moves to make other steps.
22 Any chance we can to tighten it and bring it
23 tighter and bring it tighter to eventually
24 eliminate it, we will work towards that.
25 That's exactly what we want to do and that's

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1 what we want to look for.

2 So, at this point, I just want to open it
3 up to the public and all of you here tonight if
4 you have any statement in regards to this.

5 Elaine, please. Thank you.

6 (Whereupon, Elaine Latari was sworn in.)

7 MS. LATARI: Elaine Latari. I live at 290
8 Plainfield Avenue and I am the organizer of
9 what our Mayor said was a grassroots committee.
10 The grassroots committee exists to protect the
11 health and safety of everyone in the community,
12 but especially children. We work in
13 conjunction with the police force. We try to
14 augment what they do. We try to educate the
15 public about the dangers of various things like
16 this.

17 I would like one question, please. Do I
18 have to apply for a permit to demonstrate?
19 Because if something opens up, we will
20 demonstrate against it. I am so much against
21 it, you have no idea.

22 MAYOR LONGOBARDI: I think you will have
23 plenty of time to state that opinion. Plenty
24 of opportunities to put that in.

25 MS. LATARI: The hours people have put in.

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1 MR. RYAN: I don't think you have to apply
2 for a permit.

3 MS. LATARI: Okay. That's great.
4 Otherwise, I will be arrested.

5 MR. RYAN: I don't think so.

6 MS. LATARI: I don't think I'd do well in
7 jail. I don't look good in stripes. But we
8 are very much against it and I might add just
9 to confirm what our gentlemen said, which
10 everybody believes anyway, I went to seminar
11 with a renowned neuroscientist Friday at the
12 Nassau Bar Association. He said very much what
13 they said. The heavy metal, the popcorn lung,
14 this stuff is worse than cigarettes. It is
15 really terrible.

16 So, I just want to go on record and I want
17 to thank everybody who has supported us. Thank
18 you very much and continue to do so, please,
19 because it is all for the good -- we do support
20 families, as well, but mostly this is geared
21 towards the youth. Thank you. Thank you for
22 my time.

23 MAYOR LONGOBARDI: Thank you. Anybody
24 else who would like to be heard on this?
25 Nadia, please.

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1 (Whereupon, Nadia Ortiz was sworn in.)

2 MS. ORTIZ: Nadia Ortiz, 64 Orchid. Just
3 two questions. One, how does this affect the
4 vaping law? It is a vaping. How does it
5 effect products being sold at Raindeu? When
6 the big delivery truck --

7 MAYOR LONGOBARDI: Again, this is for the
8 establishment.

9 MS. ORTIZ: Okay.

10 MAYOR LONGOBARDI: This is for the
11 establishment of a shop, stand alone shop. We
12 can't stop them.

13 MS. ORTIZ: I just wanted clarification on
14 that. The other thing --

15 MAYOR LONGOBARDI: If I may, Nadia. I
16 don't mean to interrupt you but I'm seriously
17 hoping that the federal laws can, state laws to
18 come out will help in that situation.

19 MS. ORTIZ: Found a developing thing in
20 front of my house -- the other thing was, it
21 was about establishment. Yes, the definitions.
22 Under the current law, the codes, there are
23 definition massage parlors. Is this becoming a
24 definition under that?

25 MR. RYAN: Yes.

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1 MS. ORTIZ: Is that what is happening?

2 MR. RYAN: Yes.

3 MS. ORTIZ: It is not there's now. That's
4 what it is?

5 MR. RYAN: Yes.

6 MS. ORTIZ: 200 feet from residents, that
7 all that applies?

8 MR. RYAN: All of that applies.

9 MS. ORTIZ: Thank you.

10 MAYOR LONGOBARDI: Thank you for your
11 comments. Anybody else who wishes to be heard
12 on this? Okay.

13 If not, as we have said, this law is the
14 first step in what we hope to be a progressive
15 situation to eventually control and eliminate
16 the use of this or the establishment of these
17 types of facilities within our community.

18 So, I what ask right now is a motion to
19 close the public hearing and adopt the Local
20 Law.

21 TRUSTEE FITZGERALD: So moved.

22 TRUSTEE CHENG: Second.

23 MAYOR LONGOBARDI: Miss Walsh, will you
24 please poll the Board.

25 VILLAGE CLERK: Trustee Cheng?

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1 TRUSTEE CHENG: Aye.

2 VILLAGE CLERK: Trustee Fitzgerald?

3 TRUSTEE FITZGERALD: Aye.

4 VILLAGE CLERK: Trustee Pombonyo?

5 TRUSTEE POMBONYO: Aye. And I want to
6 reiterate our intention that this is a
7 temporary first step to a longer, more
8 effective solution.

9 VILLAGE CLERK: Trustee Chiara?

10 TRUSTEE CHIARA: Aye.

11 VILLAGE CLERK: Mayor Longobardi?

12 MAYOR LONGOBARDI: Aye. With great thanks
13 to our Police Officer John Groshans and
14 Sergeant William Doherty and to all of the
15 staff who lead the work and put this together
16 and to all of you for your comments again.
17 Thank you.

18
19 Certified to be a true and
20 accurate transcript of the proceedings.
21

22
23 CATHERINE P. MURPHY
24 Court Reporter
25

LEGAL NOTICE

**NOTICE OF PUBLIC
HEARING OF THE INC. VIL-
LAGE OF FLORAL PARK
PROPOSED LOCAL
LAW NO. 2 OF 2018**

PLEASE TAKE NOTICE
that pursuant to Article 9 of
the New York State Constitu-
tion, the provisions of the
Code of the Village of Floral
Park and the Municipal
Home Rule Law of the State
of New York, a public hear-
ing will be held in the Incor-
porated Village of Floral Park
at the Village Hall, One Flo-
ral Boulevard, Floral Park,
New York on September 18,
2018 at 8:00 pm, to consider
the enactment of a local law
entitled: "A Local Law
amending the Village Code
regarding the location of
'Hookah Bars' and 'Vape
Shops' within the Village.

This local law shall take
effect immediately upon its
filing with the Secretary of
State.

**BY ORDER OF THE
BOARD OF TRUSTEES
INC. VILLAGE OF FLORAL
PARK, NEW YORK
SUSAN E. WALSH
VILLAGE CLERK
September 12, 2018**