

**RESOLUTIONS AND LEGAL NOTICES OF HEARING LISTED ON THE PRELIMINARY AGENDA ARE AVAILABLE AT THE TOWN CLERK'S OFFICE ONE DAY PRIOR TO THE TOWN BOARD MEETING.**

**IF YOU ATTEND THE TOWN BOARD MEETING AND WISH TO READ ANY LEGAL NOTICE OF PUBLIC HEARING OR RESOLUTION SCHEDULED, PLEASE SEE THE WHITE BINDER LOCATED ON THE TABLE TO THE RIGHT OF THE DAIS NEXT TO THE TOWN CLERK. IF YOU HAVE ANY FURTHER QUESTIONS PLEASE SEE TOWN CLERK JO-ANN RAIA.**

**PRELIMINARY/ADOPTED AGENDA AND ADOPTED RESOLUTIONS ARE AVAILABLE AT:**  
<http://town.huntington.ny.us>

**PRESENT:**

<b>Supervisor</b>	<b>Frank P. Petrone</b>
<b>Councilwoman</b>	<b>Susan A. Berland</b>
<b>Councilman</b>	<b>Mark A. Cuthbertson</b>
<b>Councilwoman</b>	<b>Glenda A. Jackson</b>
<b>Councilman</b>	<b>Mark Mayoka</b>
<b>Deputy Town Clerk</b>	<b>Luann Eldridge</b>
<b>Town Attorney</b>	<b>John J. Leo</b>

**AGENDA FOR TOWN BOARD MEETING DATED MAY 3, 2011**

**BOARD OF TRUSTEES' MEETING FOLLOWING**

Opened: 3:34 P.M. Closed: 3:35 P.M.

**2:00P.M. – TOWN HALL**

Opened: 2:10 P.M. Recessed: 2:56 P.M. Resumed: 3:05 P.M. Closed: 3:34 P.M.

(Resolutions #2011-212 to 2011-244)

**HEARINGS:**

**ACTION**

1. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Huntington School District, School Speed Limits.  
(2011-TC-10-Ch. 2)

**DECISION RESERVED**

2. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Northport-East Northport School District, School Speed Limits.  
(2011-TC-11-Ch. 2)

**DECISION RESERVED**

3. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Harborfields School District, School Speed Limits.  
(2011-TC-12-Ch. 2)

**DECISION RESERVED**

4. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Half Hollow Hills School District, School Speed Limits.  
(2011-TC-13-Ch. 2)

**DECISION RESERVED**

**HEARINGS (Continued):**

**ACTION**

5. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Boulevard Avenue, Parking Restrictions.

(2011-TC-14-Ch. 3)

**DECISION RESERVED**

6. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Woodlee Road - Stop Signs.

(2011-TC-15-Ch. 2)

**DECISION RESERVED**

7. Consider the increase and improvement of facilities of the Consolidated Refuse District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of the acquisition of vehicles at the estimated maximum cost of \$400,000.

(2011-M-19)

**DECISION RESERVED**

8. Consider the increase and improvement of facilities of the Huntington Sewer District, in the Town of Huntington, in the County of Suffolk, New York, pursuant to Section 202-B of the Town Law, consisting of various improvements at the estimated maximum cost of \$550,000.

(2011-M-20)

**DECISION RESERVED**

9. Consider adopting Local Law Introductory No. 9-2011, amending Local Law 2-2011 so as to extend a moratorium on public hearings, approvals, grants and conditional use permits by the Zoning Board of Appeals for wireless transmission facilities.

(Local Law Introductory No. 9-2011)

**ENACTMENT #2011-235**

10. Consider adopting Local Law Introductory No. 10-2011, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article I (General Provisions) and Article XI (Conditional Uses; Supplementary Regulations) (Re: Wireless Telecommunication Facilities).

(Local Law Introductory No. 10-2011)

**DECISION RESERVED**

**AGENDA FOR TOWN BOARD  
MEETING DATED: MAY 3, 2011**

**RESOLUTIONS:**

**OFF. SEC. VOTE**

**ABBREVIATIONS FOR PURPOSE OF AGENDA:**

**Supervisor Frank P. Petrone - FP  
Councilwoman Susan A. Berland - SB  
Councilman Mark A. Cuthbertson - MC  
Councilwoman Glenda A. Jackson - GJ  
Councilman Mark Mayoka - MM**

- |                  |  |                  |                  |  |
|------------------|--|------------------|------------------|--|
| <b>2011-212.</b> | <b>AUTHORIZE</b> the Supervisor to execute an agreement with the Incorporated Village of Northport for the purpose of receiving funds to provide youth services.   | <b>SB</b>        |                  |  |
|                  |  | <b><u>GJ</u></b> | <b><u>FP</u></b> | <b><u>5</u></b>                        |
| <b>2011-213.</b> | <b>AUTHORIZE</b> the Supervisor to execute a requirements contract with Industrial Refrigeration, Inc. for the maintenance of the ice rink refrigeration system at the Town of Huntington Dix Hills Park Facility. <b>(Term: Three years)</b>  |                  |                  | <b>4-AYES<br/>1-NO<br/><u>(MM)</u></b> |
|                  |  | <b><u>SB</u></b> | <b><u>GJ</u></b> | <b><u>(MM)</u></b>                     |
| <b>2011-214.</b> | <b>AUTHORIZE</b> the Supervisor to execute an extension to the requirements contract for the Summer Food Service Program for project P.L.A.Y. and St. John’s Camp with Whitsons Food Service (Bronx) Corp. <b>(Term: One year)</b>   |                  |                  | <b><u>5</u></b>                        |
|                  |  | <b><u>GJ</u></b> | <b><u>MC</u></b> | <b><u>5</u></b>                        |
| <b>2011-215.</b> | <b>AUTHORIZE</b> the Supervisor to execute a requirements contract with Spectraserv, Inc. for the removal and or disposal of dewatered or liquid sludge, emulsified grease, grit and screenings from the Huntington Sewage Treatment Plant. <b>(Term: Two years)</b>   | <b>MC</b>        | <b>SB</b>        |  |
|                  |  | <b><u>GJ</u></b> | <b><u>FP</u></b> | <b><u>5</u></b>                        |
| <b>2011-216.</b> | <b>AUTHORIZE</b> the Supervisor to execute a license agreement with the Art League of Long Island for use of Heckscher Park for their annual Art in the Park Fine Art and Crafts Festival on June 4, 2011 and June 5, 2011. <b>(Time: 8:00 AM – 5:00 PM)</b>   | <b>FP</b>        | <b>MM</b>        |  |
|                  |  | <b><u>GJ</u></b> | <b><u>SB</u></b> | <b><u>5</u></b>                        |
| <b>2011-217.</b> | <b>AUTHORIZE</b> the Supervisor to execute a license agreement with the Huntington Township Chamber of Commerce for the use of Crabmeadow Beach for its “Networking Luau” event on July 27, 2011 and further authorizing the Supervisor to execute a New York State Liquor Authority Special Event Permit. <b>(Time: 5:00 PM – 10:30 PM)</b>   | <b>FP</b>        | <b>MM</b>        |  |
|                  |  | <b><u>GJ</u></b> | <b><u>SB</u></b> | <b><u>5</u></b>                        |
| <b>2011-218.</b> | <b>AUTHORIZE</b> the Correction of Code Violations at various locations pursuant to the Code of the Town of Huntington and/or the Uniform Codes of the State of New York. <b>(Re: Theresa Lilly/Kathryn M. Dassau, 81 7<sup>th</sup> Avenue N, Huntington Station, SCTM# 0400-142.00-01.00-102.001, Chapter 87; Homeselect Settlement Solutions, Inc., 140 East 3<sup>rd</sup> Street, Huntington Station, SCTM# 0400-147.00-05.00-071.000, Chapter 191)</b> |                  |                  | <b><u>5</u></b>                        |
|                  |  | <b><u>SB</u></b> | <b><u>GJ</u></b> | <b><u>5</u></b>                        |

**AGENDA FOR TOWN BOARD  
MEETING DATED: MAY 3, 2011**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2011-219.</b> AUTHORIZE the Comptroller to amend the 2011 Operating Budget for the Town of Huntington and its special districts-various departments.	<u><b>FP</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<b>2011-220.</b> AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended park improvements (Woodbine Marina). <b>(Re: Department of Engineering Services)</b>	<u><b>SB</b></u> <u><b>GJ</b></u>	<u><b>MM</b></u>	<u><b>5</b></u>
<b>2011-221.</b> AUTHORIZE the Comptroller to appropriate funds from the Parks & Recreation Capital Improvement Reserve for the purpose of funding the replacement of motors-Department of Maritime Services. <b>(Subject to Permissive Referendum)</b>	<u><b>SB</b></u> <u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-222.</b> AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended park improvements (Depot Road Park) nunc pro tunc and directing the Director of Planning and Environment to seek and maintain Tree City USA designation. <b>(Re: Department of General Services)</b>	<u><b>MC</b></u>	<u><b>MM</b></u> <u><b>GJ</b></u> <u><b>SB</b></u>	<u><b>5</b></u>
<b>2011-223.</b> AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement fund for recommended neighborhood enhancement (Larkfield Road Streetscaping). <b>(Re: Department of Engineering Services)</b>	<u><b>SB</b></u> <u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-224.</b> AUTHORIZE the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended neighborhood enhancement (Route 110) nunc pro tunc. <b>(Re: Department of General Services)</b>	<u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-225.</b> APPROVE the length of Service Award Program (LOSAP) service credits for the Huntington Community First Aid Squad.	<u><b>MM</b></u> <u><b>SB</b></u> <u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-226.</b> APPROVE the length of Service Award Program (LOSAP) service credits for the Commack Volunteer Ambulance Corps.	<u><b>MM</b></u> <u><b>SB</b></u> <u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-227.</b> ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Elwood School District, School Speed Limits.	<u><b>GJ</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<b>2011-228.</b> ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Commack School District, School Speed Limits.	<u><b>FP</b></u> <u><b>GJ</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MAY 3, 2011**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2011-229.</b> ENACTMENT: <b>AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, §2-10, Schedule I. Re: Cold Spring Harbor School District, School Speed Limits.	<u><b>MM</b></u>	<u><b>MC</b></u> <u><b>GJ</b></u>	<u><b>5</b></u>
<b>2011-230.</b> ENACTMENT: <b>AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article III, §2-4, Schedule D. Re: Fort Hill Road (East Fork) – One-Way Streets.	<u><b>GJ</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011-231.</b> ENACTMENT: <b>AMEND</b> the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: West Neck Road, No Standing Restriction.	<u><b>GJ</b></u>	<u><b>MM</b></u>	<u><b>5</b></u>
<b>2011-232.</b> ENACTMENT: <b>ADOPT</b> Local Law Introductory Number 6-2011 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article VI (Administration and Enforcement).	<u><b>FP</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<b>2011-233.</b> ENACTMENT: <b>ADOPT</b> Local Law Introductory Number 7-2011 amending the Code of the Town of Huntington, Chapter 124 (Housing Standards and Property Maintenance Requirements).	<u><b>MC</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<b>2011- 234.</b> ENACTMENT: <b>ADOPT</b> Local Law Introductory Number 5-2011 considering Zone Change Application No. 2011-ZM-385 of the Huntington Community Development Agency, to change the Zoning from I-5 General Industry District to R-5 Residence District for the properties located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, and relieving the Community Development Agency from certain requirements of the Town of Huntington Zoning Code. <b>(SCTM# 0400-140-03-(072, 073, 108 and 109.003) and an additional parcel with no tax map number that was formerly located at the intersection of Lowndes Avenue and Railroad Street)</b>	<u><b>FP</b></u> <u><b>GJ</b></u>	<u><b>MC</b></u>	<b>4-AYES</b> <b>1-NO</b> <u><b>(MM)</b></u>
<b>2011-235.</b> ENACTMENT: <b>ADOPT</b> Local Law Introductory Number 9-2011 amending Local Law No. 2-2011 so as to extend a moratorium on public hearings, approvals, grants and conditional use permits by the Zoning Board of Appeals for wireless transmission facilities. <b>(Time extended to June 6, 2011)</b>	<u><b>GJ</b></u>	<u><b>SB</b></u>	<u><b>5</b></u>
<b>2011-236.</b> SCHEDULE A PUBLIC HEARING: <b>June 6, 2011 at 7:00 PM</b> To consider adopting Local Law Introductory No. 11 – 2011 amending the Code of the Town of Huntington, Chapter 156 (Property Maintenance; Nuisances), to add Article VI (Blighted Property) §156-60.	<u><b>SB</b></u>	<u><b>MM</b></u>	<u><b>5</b></u>

**AGENDA FOR TOWN BOARD  
MEETING DATED: MAY 3, 2011**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<b>2011-237. SCHEDULE A PUBLIC HEARING: May 16, 2011 at 6:30 PM</b> To consider adopting Local Law Introductory Number 12 – 2011 amending the code of the Town of Huntington, Chapter 198 (Zoning) Article I (General Provisions) and Article IV (Commercial Districts).	<b>MC</b> <b>SB</b> <b><u>GJ</u></b>	<b>FP</b> <b><u>MM</u></b>	<b><u>5</u></b>
<b>2011-238. SCHEDULE A PUBLIC HEARING: May 16, 2011 at 6:30 PM</b> To consider the application of T-Mobile Northeast, L.L.C. to be exempted from the provisions of Local Law No. 2–2011 and any extension to the 90-Day Moratorium in order to locate a wireless communication antenna at 9 Crosby Place, Cold Spring Harbor.	<b><u>GJ</u></b>	<b><u>MC</u></b>	<b>4-AYES</b> <b>1-NO</b> <b><u>(SB)</u></b>
<b>2011-239. SCHEDULE A PUBLIC HEARING: June 6, 2011 at 7:00 PM</b> To consider acquiring Huntington property (Carpenter Farm). <b>(Re: 55 Old Field Lane, Huntington) (SCTM # 0400-080-02-022.000)</b>	<b><u>MC</u></b>	<b><u>GJ</u></b>	<b><u>5</u></b>
<b>2011-240. SCHEDULE A PUBLIC HEARING: June 6, 2011 at 7:00 PM</b> To consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: West Twenty-Second Street, No Stopping Restriction.	<b><u>GJ</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2011-241. SCHEDULE A PUBLIC HEARING: June 6, 2011 at 7:00 PM</b> To consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: West Farm Drive – Stop Signs.	<b><u>SB</u></b>	<b><u>FP</u></b>	<b><u>5</u></b>
<b>2011-242. REMOVED FROM THE AGENDA AT WORKSHOP.</b>			
<b>2011-243. REMOVED FROM THE AGENDA AT WORKSHOP.</b>			
<b>2011-244. REMOVED FROM THE AGENDA AT WORKSHOP.</b>			

**AGENDA FOR BOARD OF TRUSTEES'  
MEETING DATED: MAY 3, 2011**

<b>RESOLUTIONS:</b>	<b>OFF.</b>	<b>SEC.</b>	<b>VOTE</b>
<p><b>2011-BT19. ENACTMENT: APPROVE</b> the issuance of a Special Use Permit under Chapter 137 (Marine Conservation). Applicant: Cramer Consulting Group on behalf of Celeste Morin Location: 45 Prospect Rd., Centerport, N.Y. 11721 S.C.T.M. #0400-045.00-01.00-022.000.</p>	<u><b>SB</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>
<p><b>2011-BT20. ENACTMENT: APPROVE</b> the execution of a License Agreement pursuant to the Marine Conservation Law, Town Code Chapter 137. Applicant: Cramer Consulting Group on behalf of Celeste Morin Location: 45 Prospect Rd., Centerport, N.Y. 11721 S.C.T.M. #0400-045.00-01.00-022.000.</p>	<u><b>SB</b></u>	<u><b>FP</b></u>	<u><b>5</b></u>

**INFORMATIONAL SHEET FOR TOWN BOARD MEETING  
DATED: MAY 3, 2011**

**COMMUNICATION**

**ACTION**

1. Letters received Certified Mail – Applying for Liquor Licenses:  
From: Christopher Lee for Huntington Social (330 New York Avenue, Huntington); From: Thomas Evers for Teal Inc. (1801 Jericho Tpke, Huntington);  

Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
  
2. Letters received Certified Mail – Renewal for Liquor Licenses:  
From: Celestino Marin for El Ranchito; From: Benson Lum for Jade Palace Restaurant; From: Ping Zhu for Tokyo Sushi of Suffolk County Corp.; From: Joseph Greco for My Three Sons, Inc.; From: Maria Bautista for Melissa Tavern; From: Fabio Marchado for Café Buenos Aires LLC; From: Anthony C. Annunziato, Jr. for Catfish Annie's; from Anthony Scotto, for Melville Steakhouse LLC d/b/a at Blackstone Steakhouse; From: Sebastian Angelis for A Little Bit Of Italy, Inc. d/b/a Mascali;  

Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
  
3. Letter received from Roberta Spinnell in support of Kensington Estates.  

Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
  
4. A. Letter received from Andrew Freleng, Chief Planner for Suffolk County, regarding Town of Huntington Zone Change Application #2011-ZM-385. The letter indicates that it is a matter of local determination. The following comments were made: 1. A reduction in lot yield may alleviate the need for variances from the Town of Huntington Zoning Laws. 2. Driveways of adjacent dwellings should share common access points or common drives to reduce traffic safety issues. 3. Changes of Zone for affordable housing should be tied to a town-wide housing plan .  
B. Letter received from Sarah Lansdale, Director of Planning for Suffolk County regarding Town of Huntington Zone Change Application #2011-ZM-385. The letter was specifically written to clarify the issues in a prior letter sent to us dated April 12, 2011 (see #4.A above). To quote from the letter, regarding comment #1 (see above), "While the magnitude of zoning relief necessitated in connection with an application such as this warrants careful scrutiny, we also recognize that the development of workforce and affordable housing initiatives often requires an increase in development density in order to maintain the project within affordable program guidelines." Again, quoting from the letter, regarding comment #3 (see above), "This comment is consistent with both fair housing policies and Suffolk County Planning Commission Guidelines. It in no way represents a determination that the change of zone in question results in such an impact but merely a reflection of the need to maintain clear policies in order to avoid same."  

Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment

5. Notices received from Lynn Pincomb, Village Administrator for the Huntington Bay, Zoning Board of Appeals regarding two hearings to be held on April 21, 2011 at 7:30 PM at the Halesite Fire House re: a) Property located at 90 Crescent Beach Drive – legalize the replacement of a demolished cabana, legalize the construction of a new detached two story two car garage, a concrete pad and open porch also included are other entities built without a permit. b) Property located on Crescent Beach Drive – construct a new dwelling on an undeveloped lot and legalize a timber retaining wall and two concrete block retaining walls. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
6. Letter received from Gayle Snyder, Chairperson of the Cold Spring Hills Civic Association, requesting that Jo-Ann Raia, Town Clerk, distribute the Cold Spring Hills Newsletter. Supervisor  
Town Board  
Town Attorney  
cc: Highway
7. A. Letter hand delivered received regarding alleged violations of the Code of the Town of Huntington at 114 Eaton's Neck Road, Northport. Supervisor  
Town Board  
B. Faxed letter received regarding the following concerns at property located at 114 Eaton's Neck: 1. The patio has very high wall and is on property line Town Attorney  
Public Safety  
2. The outdoor fireplace seems like a fire hazard 3. The drainage pipes - Zoning Board  
the water runs down to writers property. Fire Inspector  
Engineering Services  
cc: Planning & Environment
8. Letters received from Lucia Dubicki and Barbara/David Schweller in support of the Kensington Estates project. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
9. Letter from Suffolk County Planning regarding: Huntington Town Board Resolution #2011-206—extend Moratorium on public hearings, approvals, grants and conditional use permits by Zoning Board of Appeals for wireless transmission facilities and Huntington Town Board Resolution #2011-207-amendment to Chapter 198 (Zoning), Article I (General Provisions) and Article XI (Conditional Uses; Supplementary Regulations) re: Wireless Transmission facilities. The Commission considers the aforementioned to be a matter of local determination which should not be construed as either an approval or disapproval. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
10. Letters received from Snyder & Snyder, LLP representing T-Mobile Northeast LLC requesting waiver from Moratorium on public hearings, approvals, grants and conditional use permits by Zoning Board of Appeals for wireless transmission facilities and opposing the proposed extension of the Moratorium on Wireless Communication Facilities for proposed wireless facility at 9 Crosby Place, Cold Spring Harbor, NY. Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment

2011- 212

**RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE INCORPORATED VILLAGE OF NORTHPORT FOR THE PURPOSE OF RECEIVING FUNDS TO PROVIDE YOUTH SERVICES**

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN BERLAND**  
**COUNCILWOMAN JACKSON**

And seconded by: **SUPERVISOR PETRONE**

WHEREAS, the Town of Huntington Youth Bureau provides services to at-risk youth in the Incorporated Village of Northport through the Town's Youth Directions and Alternatives Youth Agency; and

WHEREAS, these services promote positive youth, family and community development with an emphasis on hard to reach youth through hands-on outreach methods; and

WHEREAS, the Incorporated Village of Northport has expressed its desire for the Huntington Youth Bureau through Youth Directions and Alternatives Youth Agency, to continue to provide these important and beneficial services to youth and families of the Village; and

WHEREAS, the execution of an agreement for the provision of youth services is not an action as defined by 6NYCRR 617.2(b), and therefore no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an agreement with the Incorporated Village of Northport, 224 Main Street, Northport, NY, for the provision of youth services for an amount not to exceed the sum of SEVEN HUNDRED FIFTY AND NO/100 (\$750.00) DOLLARS to be recorded in Operating Budget Item A3833 and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Mark A. Cuthbertson	AYE
Councilwoman Glenda Jackson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2011-213

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT WITH INDUSTRIAL REFRIGERATION, INC. FOR THE MAINTENANCE OF THE ICE RINK REFRIGERATION SYSTEM AT THE TOWN OF HUNTINGTON DIX HILLS PARK FACILITY.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **COUNCILWOMAN JACKSON**

WHEREAS, it is the intent of this contract to provide preventive maintenance services and repair maintenance services to the ice rink refrigeration system at the Town of Huntington Dix Hills Ice Rink facility. The work to be performed under the specifications shall consist of furnishing all material, labor, supervision, tools, supplies and other expense related work necessary to provide full maintenance services, and repairs of every description including inspections, adjustments, tests and replacement of parts specified for all equipment covered under this contract; and

WHEREAS, sealed bids were received on April 14, 2011, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the maintenance of the ice rink refrigeration system at the Town of Huntington Dix Hills Park Facility, Bid No. TOH 11-04R-029 and the same were opened publicly and read aloud; and

WHEREAS, Industrial Refrigeration, Inc., 146 Remington Blvd., Ronkonkoma, New York 11779 is the low bidder; and

WHEREAS, the maintenance of the ice rink refrigeration system at the Town of Huntington Dix Hills Park Facility is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(1), and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Industrial Refrigeration, Inc. for the maintenance of the ice rink refrigeration system at the Town of Huntington Dix Hills Park Facility. The contract period shall be effective for a three (3) year term commencing upon execution of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for one (1) additional two (2) year period under the same prices, terms and conditions, to be charged to A7116.4510, and upon such other terms and conditions as may be acceptable to the Town Attorney.

2011- 213

VOTE:            AYES: 4        NOES: 1        ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Mark A. Cuthbertson	AYE
Councilwoman Glenda A. Jackson	AYE
Councilman Mark Mayoka	NO

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-214

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION TO THE REQUIREMENTS CONTRACT FOR THE SUMMER FOOD SERVICE PROGRAM FOR PROJECT P.L.A.Y. AND ST. JOHN'S CAMP WITH WHITSONS FOOD SERVICE (BRONX) CORP.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, the Town of Huntington, through the New York State Department of Education, will provide a summer food service program for children who meet the family income criteria as set by the United States Department of Agriculture (USDA); and

WHEREAS, Town Board Resolution 2010-292 authorized the execution of a contract with Whitsons Food Service (Bronx) Corp. for a summer food service program for project P.L.A.Y. and St. John's Camp, Bid No. TOH 10-05R-046; and

WHEREAS, said requirements contract provides for three (3) additional one (1) year extensions with no increase in the bid price or change in the terms and conditions; and

WHEREAS, Whitsons Food Service Corp., 1800 Motor Parkway, Islandia, New York 11749 has requested the one (1) year extension; and

WHEREAS, the authorization to extend a contract is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Supervisor to execute an extension to the requirements contract, and any documents in connection and related therewith, with Whitsons Food Service (Bronx) Corp. for the Summer Food Service Program for Project P.L.A.Y. and St. John's Camp. The extension period shall be effective for one (1) year commencing on June 29, 2011 to be charged A7140.4550, and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-215

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A REQUIREMENTS CONTRACT WITH SPECTRASERV, INC. FOR THE REMOVAL AND OR DISPOSAL OF DEWATERED OR LIQUID SLUDGE, EMULSIFIED GREASE, GRIT AND SCREENINGS FROM THE HUNTINGTON SEWAGE TREATMENT PLANT.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILMAN CUTHBERTSON**  
**COUNCILWOMAN JACKSON**  
and seconded by: **COUNCILWOMAN BERLAND, SUPERVISOR PETRONE**

WHEREAS, it is the intent of this procurement to provide for the satisfactory removal and/or disposal of anaerobically digested and dewatered sewage sludge and emulsified grease, grit and screenings from the Huntington Sewer District's Sewage Treatment Plant located at Creek Road, Halesite, New York to an approved disposal facility and/or transfer station; and

WHEREAS, in January 2011 the Town entered into an Inter Municipal Agreement with the Town of Brookhaven for the disposal of dewatered sludge from the Huntington Sewage Treatment Plant. On March 29, 2011 the Town received a letter from the Commissioner of Waste Management for the Town of Brookhaven indicating that they will no longer be permitted to accept sludge. The NYSDEC has modified their operating permit and removed sludge as an acceptable material. This unexpected occurrence has forced the Town to solicit bids for the removal and or disposal of dewatered sludge; and

WHEREAS, sealed bids were received on April 28, 2011, by the Town of Huntington Director of Purchasing, 100 Main Street, Huntington, New York, for the removal and or disposal of dewatered or liquid sludge, emulsified grease, grit, screenings from the Huntington Sewage treatment plant, Bid No. TOH 11-04R-035 and the same were opened publicly and read aloud; and

WHEREAS, Spectraserv, Inc., 75 Jacobus Avenue, South Kearny, New Jersey 07032 is the low bidder; and

WHEREAS, the removal and or disposal of dewatered or liquid sludge, emulsified grease, grit, and screenings from the Huntington Sewage treatment plant is a Type II action pursuant to 6 N.Y.C.R.R. Section 617.5(c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

2011-215

HEREBY AUTHORIZES the Supervisor to execute a requirements contract, and any documents in connection and related therewith, with Spectraserv, Inc. for the removal and/ or disposal of dewatered or liquid sludge, emulsified grease, grit, and screenings from the Huntington Sewage treatment plant. The contract period shall be effective for a two (2) year term commencing upon execution of the contract and upon mutual agreement of the vendor and the Town, the contract may be extended for two (2) additional one (1) year periods under the same prices, terms and conditions, to be charged to Operating Budgets SS1 8131.4990 and SS3 8133.4990 and upon such other terms and conditions as may be acceptable to the Town Attorney.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE ART LEAGUE OF LONG ISLAND FOR USE OF HECKSCHER PARK FOR THEIR ANNUAL ART IN THE PARK FINE ART AND CRAFTS FESTIVAL EVENT ON JUNE 4, 2011 AND JUNE 5, 2011.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: Supervisor Petrone **COUNCILWOMAN JACKSON**

And seconded by: **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND**

WHEREAS, the Art League of Long Island has requested permission to utilize Heckscher Park for their Annual Art in the Park Fine Art and Crafts Festival fundraising event on June 4, 2011 and June 5, 2011 from 8:00 a.m. until 5:00 p.m.; and

WHEREAS, the Art League of Long Island event is held to help raise funds for their agency and to promote the works of their artists and art school; and

WHEREAS, the execution of this license agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (15) and therefore, no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

THE TOWN BOARD, hereby authorizes the Supervisor to execute a License Agreement with the Art League of Long Island for the use of Heckscher Park for their Annual Art in the Park Fine Art and Crafts Festival" on Saturday, June 4 and Sunday, June 5 from 8:00 a.m. until 5:00 p.m. to hold a festival with craft and food vendors.

BE IT FURTHER RESOLVED, that said authorization is subject to compliance with the following terms and conditions:

1. That the Art League of Long Island shall coordinate the activities and secure all necessary approvals from the Town Department of Parks and Recreation, the Huntington Town Clerk's Office, the Town Department of General Services, the Town Bureau of Fire Prevention, the Town Department of Public Safety/Code Enforcement and any other Town agency having jurisdiction; and
2. That the Art League of Long Island will be permitted to begin setting up for the event from 10:00 a.m. to 5:00 p.m. on Friday, June 3, 2011.
3. That the Art League of Huntington shall execute a License Agreement, which shall contain provisions indemnifying and holding the Town of Huntington harmless from and against any and all claims for personal injury and/or property damage, including death and attorney fees arising from or as a result of the festival; and

4. That all necessary approvals and/or permits for the activities of the Art League of Long Island, and any vendor and/or entity providing services for said event, shall be secured from all local, county, state and federal agencies having jurisdiction and provided to the Town of Huntington Department of Parks and Recreation no later than 15 days prior to the event, including, but not limited to the Suffolk County Department of Health Services; and
5. The Art League is required to post a refundable \$1,000.00 performance bond in the form of cash or certified check made payable to the Department of Parks and Recreation upon submission of application, which is held to cover any required restoration work. The Art League of Long Island shall be responsible for restoring Heckscher Park to its pre-festival condition. They shall accompany the Director of the Town of Huntington Department of General Services or his designee on an inspection of the park prior to and following the festival. The Director of General Services will notify the Art League of any restoration work required to be undertaken by the Art League. Said restoration work shall be completed within 10 days from the close of the event, or as otherwise agreed upon between the Art League and the Town at the time of inspection. Any and all direct and indirect costs associated with such restoration work shall be the sole responsibility of the Art League; and
6. All costs incurred by the Town of Huntington for labor and services in connection with security to be provided by the Town shall be reimbursed by the Art League of Long Island; and
7. That the Art League of Long Island shall provide insurance coverage for property damage, personal injury, breach of agreement/contract and lost profit naming the Town of Huntington, its officers and employees as additional insured by endorsement. The insurance must be unrestricted and primary coverage. The Art League of Long Island shall be required to sign a license agreement, which includes the procurement of insurance and a hold harmless and indemnity provisions to defend the Town in any personal injury, property damage, breach of contract, violation of civil rights and discrimination suite or claim in a form and on terms acceptable to the Town Attorney; and
8. The failure to procure insurance in accordance with the requirements of the above and the terms and conditions of an insurance procurement agreement acceptable to Town Attorney will constitute a breach of any agreement with the Town for use and operation at the premises and the entities may be held liable for such breach and will be held responsible for costs, expenses and attorney fees; and
9. The Art League of Long Island shall provide insurance coverage for the event with minimum policy limits of \$2,000,000.00 per occurrence for bodily injury, including death, and \$2,000,000.00 for property damage. The Art League of Long Island shall furnish to the Town of Huntington Attorney's Office a Certificate of

Insurance evidencing the aforesaid insurance requirements no later than two weeks prior to the event. Said Certificate shall: (a) name the Town of Huntington as additional insured by endorsement (b) provide for the Town as Certificate Holder; and (c) further provide that the Certificate Holder shall be notified thirty (30) days prior to any cancellation, non-renewal or material change in the policy; and

10. Such other terms and conditions deemed necessary or advisable by the Town Attorney.

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED ADOPTED

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE HUNTINGTON TOWNSHIP CHAMBER OF COMMERCE FOR THE USE OF CRABMEADOW BEACH FOR ITS "NETWORKING LUAU" EVENT ON JULY 27, 2011 AND FURTHER AUTHORIZING THE SUPERVISOR TO EXECUTE A NEW YORK STATE LIQUOR AUTHORITY SPECIAL EVENT PERMIT.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: Supervisor Petrone **COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND**

WHEREAS, the Huntington Township Chamber of Commerce serves as a progressive and dynamic business organization, which nurtures and promotes the Huntington business community; and

WHEREAS, the Huntington Township Chamber of Commerce has requested permission to utilize Crabmeadow Beach for a "Networking Luau" fundraising event on Wednesday, July 27, 2011 from 5:00 p.m. to 10:30 p.m. for the purpose of supporting ongoing Chamber programs and providing its membership with a unique networking experience; and

WHEREAS, the execution of this license agreement is a Type II action pursuant to 6 N.Y.C.R.R. §617.5 (c) (15) and therefore, no further SEQRA review is required.

NOW, THEREFORE BE IT RESOLVED

THE TOWN BOARD, hereby authorizes the Supervisor to execute a License Agreement with the Huntington Township Chamber of Commerce for the use of Crabmeadow Beach for its "Networking Luau" on Wednesday, July 27, 2011 from 5:00 p.m. until 10:30 p.m. subject to compliance with the following terms and conditions:

1. That the Huntington Township Chamber of Commerce shall coordinate the activities and secure all necessary approvals from the Town Department of Parks and Recreation, the Town Department of General Services, the Town Department of Maritime Services, the Office of the Town Clerk, the Town Department of Public Safety/Code Enforcement and any other Town agency having jurisdiction; and
2. That the Huntington Township Chamber of Commerce executes a License Agreement, which shall contain provisions indemnifying and holding the Town of Huntington harmless from and against any and all claims for personal injury and/or property damage, including death, arising from or as a result of the networking event; and

3. That the Huntington Township Chamber of Commerce provides insurance coverage for the event with minimum policy limits of \$1,000,000.00 per occurrence and \$2,000,000.00 in the aggregate for bodily injury, including death, and \$1,000,000.00 for property damage. Prior to the execution of the Agreement, the Huntington Township Chamber of Commerce shall furnish to the Town of Huntington Attorney's Office a Certificate of Insurance evidencing the aforesaid insurance requirements. Said Certificate shall: 1) name the Town of Huntington as additional insured; 2) provide for the Town as Certificate Holder; and 3) further provide that the Certificate Holder shall be notified thirty (30) days prior to any cancellation, non-renewal or material change of action; and
4. The Chamber shall obtain all necessary permits and licenses required to provide beer and/or wine in the picnic area only in Crabmeadow Beach, and shall present same to the Department of Parks & Recreation prior to the event. Such area shall be self-contained and subject to strict rules and regulations. The Chamber shall defend, indemnify and hold the Town, its agents, servants and/or employees harmless from and against all claims, including defense costs, reasonable attorney fee, liability arising out of or in connection with the aforesaid serving of beer and/or wine, and/or the failure to obtain said proper permits; and
5. That all necessary approvals and/or permits for the activities of the Huntington Township Chamber of Commerce, and any vendor and/or entity providing services for said event, shall be secured from all local, county, state and federal agencies having jurisdiction and provided to the Town Attorney's Office no later than two (2) weeks prior to the event; and
6. That all costs incurred for labor, services, and materials in connection with or resulting from said event shall be the sole responsibility of the Huntington Township Chamber of Commerce, including, but not limited to, the timely removal of all equipment, apparatus and debris; and
7. Upon such other terms and conditions deemed necessary or advisable by the Town Attorney; and

FURTHER AUTHORIZES the Supervisor to execute a New York State Liquor Authority Special Event Permit Application (Temporary Beer and Wine Permit) for the applicant, Huntington Township Chamber of Commerce.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011- 218

RESOLUTION AUTHORIZING THE CORRECTION OF CODE VIOLATIONS AT VARIOUS LOCATIONS PURSUANT TO THE CODE OF THE TOWN OF HUNTINGTON AND/OR THE UNIFORM CODES OF THE STATE OF NEW YORK

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN BERLAND**

And seconded by: **COUNCILWOMAN JACKSON**

WHEREAS, violations of the Code of the Town of Huntington and/or the Uniform Codes of the State of New York exist at the locations set forth in Schedule "A", attached hereto and made part of this Resolution, which constitute an attractive nuisance, negatively affect the aesthetic appearance of our neighborhoods, and jeopardize the health and safety of residents in close proximity to these properties; and

WHEREAS, the owner(s) of properties listed in Schedule "A" have failed and/or refused to bring their properties into compliance after a Notice of Violation has been issued by the Department of Public Safety; and

WHEREAS, the correction of code violations by the Town of Huntington is a Type II action pursuant to 6 N.Y.C.R.R. 617.5 c. (33) and, therefore, no further SEQRA review is required.

NOW, THEREFORE, THE TOWN BOARD

HEREBY DIRECTS the Town Attorney to provide each property owner listed in Schedule "A" with a copy of this Resolution, and notice that such violation must be rectified to the satisfaction of the Town within ten (10) days of mailing of the Notice, and upon the failure to remedy the same on a timely basis, the Town shall take all steps necessary to rectify the hazard or nuisance at the property owner's expense; and

HEREBY AUTHORIZES, the Director of the Department of General Services and other Town departments having jurisdiction, to take all actions necessary to correct the violations on these properties upon the failure of the owners to do so, and charge all costs incurred by the Town against the owners of the properties in the same manner and at the same time as real property taxes in accordance with the applicable provisions of the Code of the Town of Huntington or other applicable law.

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-218

**Schedule A**

Chapter 87, Section 81A of the Code of the Town of Huntington  
Authorizing the Securing of a Fence Around a Pool

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
81 7 <sup>th</sup> Ave., N Huntington Sta., NY 11746	0400-142.00-01.00-102.001	Theresa Lilly Kathryn M. Dassau	04/25/2011	N/A

Chapter 191, Section 4K of the Code of the Town of Huntington  
Authorizing the Securing of a Structure

<u>PROPERTY ADDRESS</u>	<u>SCTM#</u>	<u>OWNER</u>	<u>NOV</u>	<u>MAILING ADDRESS</u>
140 East 3 <sup>rd</sup> St. Huntington Sta., NY 11746	0400-147.00-05.00-071.000	*Homeselect Settlement Solutions, Inc.	04/15/2011	1 First Coreloge Way West Lake, TX 76262

\*Different Owner Name

RESOLUTION AUTHORIZING THE COMPTROLLER TO AMEND THE 2011 OPERATING BUDGET FOR THE TOWN OF HUNTINGTON AND ITS SPECIAL DISTRICTS – VARIOUS DEPARTMENTS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **SUPERVISOR PETRONE**

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS, pursuant to Town Board Resolution 2008-569 each position listed below has been evaluated and deemed to be necessary for the continuation of essential Town services and for the safety and welfare of the community; and

WHEREAS, in order to be in compliance with a recent arbitration decision the Town must create and abolish certain positions within the General Services Department; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it and one such power and duty is to approve all budgetary amendments; and

WHEREAS, amending the 2011 Budget is not an action pursuant to SEQRA as defined by 6 N.Y.C.R.R. §617.5 (c)(20) and therefore no further SEQRA review is required.

NOW, THEREFORE

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to make the following budgetary amendments to the 2011 Operating Budget as follows:

Create the following positions:

A-1621-1100	Laborer	\$25,677
A-5630-1100	Auto Mechanic I	\$24,224

Reinstate the following position:

SL-5182-1100	Maintenance Mechanic III	\$35,600
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Abolish the following positions:

A-1621-1100	Automotive Equipment Operator	(\$41,636)
A-5630-1100	Auto Mechanic III	(\$48,571)

Adjust the following position:

A-8790-1100	Sr. Clerk Typist	\$11,194
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Adjust the following Appropriations:

A-1990-1100	Contingency	\$29,112
SL-1990-1100	Contingency	(\$35,600)

VOTE:        AYES: 5    NOES: 0    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED PARK IMPROVEMENTS (WOODBINE MARINA)

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by **COUNCILWOMAN BERLAND**  
**COUNCILWOMAN JACKSON**

and seconded by **COUNCILMAN MAYOKA**

WHEREAS, Resolution No. 1998-858 was adopted at a special meeting of the Town Board on November 20, 1998; and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, for which \$5 million was to be used for park improvements, and

WHEREAS, Resolution No. 2003-569 was adopted at a meeting of the Town Board on August 27, 2003 and said resolution authorized the issuance of \$30,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$7 million was to be used for park improvements, and

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$5 million was to be used for park improvements, and

WHEREAS, the EOSPA Committee reviewed and voted to support a park improvement nomination from the Director of Maritime Services at its meeting of April 12, 2011 to fund design for reconstruction of Woodbine Marina in Northport, in an amount not to exceed \$90,000, and the Town Board has scheduled public hearings to consider bonding funding toward future reconstruction of the marina that will be based on the design, and

WHEREAS, the Department of Maritime Services has prepared a short Environmental Assessment Form (EAF) for the proposed unlisted action to facilitate completion of the necessary SEQRA evaluation prior to the Town Board authorizing any action;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board finds, on review of the short form EAF, there shall be no significant adverse impacts associated with design and reconstruction of Woodbine Marina and hereby issues a Negative Declaration pursuant to SEQRA, and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the park improvement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

**DEPARTMENT OF ENGINEERING SERVICES**

*Woodbine Marina, not to exceed \$90,000*

Design reconstruction of marina

AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

VOTE:            AYES: 5    NOES: 0    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-221

RESOLUTION AUTHORIZING THE COMPTROLLER TO APPROPRIATE FUNDS FROM THE PARKS & RECREATION CAPITAL IMPROVEMENT RESERVE FOR THE PURPOSE OF FUNDING THE REPLACEMENT OF MOTORS - DEPARTMENT OF MARITIME SERVICES

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by **COUNCILWOMAN BERLAND**  
**COUNCILWOMAN JACKSON**

and seconded by **SUPERVISOR PETRONE**

WHEREAS, the Town Board has appropriated funds to be set aside for the purpose of funding future capital projects in a Parks and Recreation Capital Improvement Reserve Fund, General Reserve Fund and the Technology Reserve Fund in accordance with Section 6-c of General Municipal Law and can be used to fund; and

WHEREAS, the Town Board wishes to appropriate funds for projects approved in the 2011 capital budget from Reserve Fund accounts in lieu of bonding, which saves the taxpayers of the Town of Huntington the cost of additional debt service payments for principal and interest; and

WHEREAS, three outboard motors for the patrol and pump out boats are not functioning and must be replaced; and

WHEREAS, under Section 51 of Town Law, the Town Board of a suburban town shall be the appropriating governing body of said town and shall have and exercise all power and duties as are conferred or imposed upon it; and

WHEREAS, this resolution is adopted subject to permissive referendum as set forth in Town Law Section 90 and shall take effect thirty (30) days after its adoption or, if a referendum is held, upon the affirmative vote of a majority of the qualified electors of the issuer voting on the referendum; and

WHEREAS, the funding the replacement of motors in lieu of bonding is a Type II action pursuant to 6 N.Y.C.R.R. 617.5(c)(25) and therefore no further SEQRA review is required;

NOW THEREFORE,

THE TOWN BOARD

HEREBY AUTHORIZES the Comptroller to appropriate funds from the Parks & Recreation Capital Improvement Reserve for the purpose of funding the replacement of

2011-221

motors in lieu of bonding for the Department of Maritime Services and amend the Capital Budget as follows:

<u>Capital Projects to be Amended</u>	<u>Original Budget</u>	<u>Increase (Decrease)</u>	<u>New Budget</u>
Replacement of Motors	15,000	27,000	42,000
Improvements to South Dock	90,000	(54,366)	35,634

Reserve to be adjusted

A-0878 Parks & Recreation Capital Improvement Reserve \$12,366

Increase the following appropriation

MS3997-2500-RS711 Purchase and Repairs of boats \$42,000  
MS5720-2103-RS703 Improvements to South Dock (54,366)

FURTHER BE IT RESOLVED THAT the Town Clerk is hereby authorized and directed to, within ten (10) days after the adoption of this resolution, cause this resolution to be (a) published in the official newspapers of the Issuer, and (b) posted on the sign board of the Town maintained pursuant to the Town Law, together with a notice of adoption thereof.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone **AYE**  
Councilwoman Susan A. Berland **AYE**  
Councilman Mark A. Cuthbertson **AYE**  
Councilwoman Glenda A. Jackson **AYE**  
Councilman Mark Mayoka **AYE**

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED PARK IMPROVEMENTS (DEPOT ROAD PARK) NUNC PRO TUNC AND DIRECTING THE DIRECTOR OF PLANNING AND ENVIRONMENT TO SEEK AND MAINTAIN TREE CITY USA DESIGNATION

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: Councilman Cuthbertson

and seconded by: **COUNCILMAN MAYOKA, COUNCILWOMAN JACKSON, COUNCILWOMAN BERLAND**

WHEREAS, Resolution No. 1998-858 was adopted at a special meeting of the Town Board on November 20, 1998; and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, for which \$5 million was to be used for park improvements, and

WHEREAS, Resolution No. 2003-569 was adopted at a meeting of the Town Board on August 27, 2003 and said resolution authorized the issuance of \$30,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$7 million was to be used for park improvements, and

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$5 million was to be used for park improvements, and

WHEREAS, the Town of Huntington Horizons 2020 Comprehensive Plan supports tree planting and encourages the Town to seek Tree City USA designation from the program sponsored by the Arbor Day Foundation, USDA Forest Service, and National Association of State Foresters, which is dependent on annual Arbor Day observance, and the Town Board authorized a grant request on March 8, 2011 to create and conduct a tree registry, inventory, and planting location evaluation for Town parks, and

WHEREAS, the Town will sponsor an Arbor Day recognition event at Depot Road Park in Huntington Station on May 6, 2011, and

WHEREAS, the EOSPA Committee reviewed and voted to support a park improvement nomination from the Director of Parks and Recreation at its meeting of April 12, 2011 to purchase and plant up to ten new trees to enhance Depot Road Park for an Arbor Day celebration, using a Town requirements contract, in an amount not to exceed \$3,000, and tree planting is classified Type II pursuant to 6 NYCRR 617.5(c) (14);

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds nunc pro tunc on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the park improvement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

**DEPARTMENT OF GENERAL SERVICES**

*Depot Road Park, not to exceed \$3,000*

Purchase and plant up to 10 trees under the supervision of a certified arborist, and purchase and install additional landscaping with tree and plant species to be determined in consultation with the Department of Planning and Environment

AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board,

AND BE IT FURTHER

RESOLVED, that the Director of Planning and Environment is hereby directed to submit an application to the National Arbor Day Foundation Tree City USA Program to re-establish Huntington as a Tree City in 2012 and, upon such approval, to coordinate annual observance activities to maintain such official Tree City USA recognition, consistent with policy recommendations contained in the Horizons 2020 Comprehensive Plan.

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED NEIGHBORHOOD ENHANCEMENT (LARKFIELD ROAD STREETSCAPING)

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by **COUNCILWOMAN BERLAND**  
**COUNCILWOMAN JACKSON**  
and seconded by **SUPERVISOR PETRONE**

WHEREAS, Resolution No. 2003-569 was adopted at a meeting of the Town Board on August 27, 2003 and said resolution authorized the issuance of \$30,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$3 million was to be used for neighborhood enhancement projects, and

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$4 million was to be used for neighborhood enhancement projects, and

WHEREAS, the EOSPA Committee reviewed a neighborhood enhancement nomination from the East Northport Chamber of Commerce to provide funding to extend the Larkfield Road streetscaping program for which the Town Board allocated \$200,000 in EOSPA funding by resolution of January 10, 2006 for Phase II, and voted at its meeting on April 12, 2011 to recommend an amount not to exceed \$300,000 with funding from the EOSPA Program toward Phase III of the project between Fourth Avenue and Clay Pitts Road, and

WHEREAS, the proposed improvement program is classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(2) as it involves rehabilitation of an existing facility (Larkfield Road Corridor); thus, no further review is required pursuant to SEQRA;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the neighborhood enhancement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

**DEPARTMENT OF ENGINEERING SERVICES**

*Larkfield Road, East Northport, not to exceed \$300,000*

Addition of a full complement of streetscape improvements, including sidewalk pavers, lighting, bicycle racks and handicapped ramp improvements from Fourth Avenue south to Clay Pitts Road

AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

VOTE:            AYES: 5      NOES: 0      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION AUTHORIZING COMPTROLLER TO APPROPRIATE MONIES FROM THE ENVIRONMENTAL OPEN SPACE AND PARK IMPROVEMENT FUND FOR RECOMMENDED NEIGHBORHOOD ENHANCEMENT (ROUTE 110) NUNC PRO TUNC

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, Resolution No. 2003-569 was adopted at a meeting of the Town Board on August 27, 2003 and said resolution authorized the issuance of \$30,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$3 million was to be used for neighborhood enhancement projects, and

WHEREAS, Resolution No. 2008-481 was adopted at a meeting of the Town Board on August 26, 2008 and said resolution authorized the issuance of \$15,000,000 serial bonds of the Town of Huntington for the Environmental Open Space and Park Improvement Fund, subject to mandatory referendum that was supported by Huntington voters, for which \$4 million was to be used for neighborhood enhancement projects, and

WHEREAS, the EOSPA Committee reviewed a neighborhood enhancement nomination from the Director of General Services to provide funding to install a new flagpole at a highly visible Town property located at the intersection of NYS Route 110 and Spring Street in Huntington Station to replace the existing damaged pole, and voted at its meeting on April 12, 2011 to recommend an amount not to exceed \$3,000 with funding from the EOSPA Program, and

WHEREAS, the proposed project is classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(2) as it involves rehabilitation of an existing facility; thus, no further review is required pursuant to SEQRA;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds on an as-needed basis to be transferred from A-0870 Open Space Land and Park Improvements Reserve Fund, nunc pro tunc, in addition to funding that may have already been authorized for these projects, and charged to the appropriate capital budget account for the neighborhood enhancement recommended by the EOSPA Committee as listed below for implementation by the identified department/entity:

2011-224

**DEPARTMENT OF GENERAL SERVICES**

*Town property, n/w/c Route 110 and Spring Street, not to exceed \$3,000*

Purchase and install a new flagpole

AND BE IT FURTHER

RESOLVED, that should additional funding be necessary to implement the above-listed project approved by the Town Board, including design and engineering of the specific improvements that may need to be contracted to outside consulting professionals, the EOSPA Committee may recommend additional funding to the Town Board.

VOTE:            AYES: 5        NOES: 0        ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-225

RESOLUTION APPROVING THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) SERVICE CREDITS FOR THE HUNTINGTON COMMUNITY FIRST AID SQUAD

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND  
COUNCILWOMAN JACKSON**

and seconded by **SUPERVISOR PETRONE**

WHEREAS, the Town Board of the Town of Huntington are the Commissioners of the Huntington Community Ambulance District; and contracts with the Huntington Community First Aid Squad for the provision of ambulance services; and

WHEREAS, the residents of the Huntington Community Ambulance District have previously approved by referendum the establishment of a Length of Service Awards Program (LOSAP), a pension-like program intended to help recruit and retain volunteer ambulance squad members, based upon the number of years they serve; and

WHEREAS, the Town Board is the sponsor of the LOSAP program and in accordance with General Municipal Law Section 219-m, the governing board of the sponsor, is required to approve the 2010 Service Credits earned by volunteers participating in the program; and

WHEREAS, the Town Board's approval of a list of individuals for participation in the 2010 Length of Service Awards Program for the Huntington Community First Aid Squad is not an action pursuant to 6 N.Y.C.R.R. §617.2(b) and therefore, no further SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY APPROVES, pursuant to the requirements of the Length of Service Award Program, the list of individuals submitted by the Huntington Community First Aid Squad for participation in the 2010 Length of Service Awards Program and further certifies the Service Credits earned by those individuals participating in the Length of Service Awards Program pursuant to Schedule "A" attached hereto and made a part of this resolution.

VOTE:            AYES: 5        NOES: 0        ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
1	Aiman	Taha	S.	0	2	<u>50</u>	N/A
2	Alicea	Erica		0	2	<u>50</u>	N/A
3	Amaya	Vanessa		0	3	<u>50</u>	N/A
4	Anastos	Melissa		0	0	<u>26</u>	
5	Angevine	Gina	R.	0	7	<u>50</u>	N/A
6	Arcali	Jenna	M.	0	0	<u>50</u>	
7	Atkin	Todd	B.	0	10	<u>50</u>	N/A
8	Autz	Eric	A.	1	13	<u>50</u>	N/A
9	Axelrod	Alyssa	J.	0	6	<u>50</u>	N/A
10	Ball, Jr.	Andrew	J.	5	14	<u>50</u>	N/A
11	Barker	Michael		3	14	<u>50</u>	N/A
12	Barker	Nancy	N.	0	12	<u>50</u>	N/A
13	Barkocy	James	J.	5	14	<u>50</u>	N/A
14	Barreau	Fritz		0	8	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
15	Bartolomeo	Dale	J.	0	0	<u>50</u>	---
16	Bartolomeo	Luke		0	2	<u>50</u>	N/A
17	Bennett	Lori	M.	0	0	<u>50</u>	---
18	Biagi	Suzette	M.	0	1	<u>50</u>	N/A
19	Bielanski	Scott	E.	0	5	<u>50</u>	N/A
20	Biersack	Paul	K.	0	9	<u>50</u>	N/A <sup>10</sup>
21	Bilgen	Ozlem		0	2	<u>31</u>	N/A
22	Billia	Edward	W.	2	5	<u>23</u>	N/A
23	Billups	William	M.	5	11	<u>50</u>	N/A
24	Blackburn	Karen	L.	0	10	<u>50</u>	N/A
25	Blackwell	Christine	F.	5	13	<u>50</u>	N/A
26	Blower	Bruce	G.	5	3	<u>0</u>	N/A
27	Boehm	Jeremiah	P.	0	2	<u>50</u>	N/A
28	Bonessi	Kathi	P.	0	13	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
29	Booth	Lenise	D.	0	1	<u>50</u>	N/A
30	Brady	Shadon	A.	0	5	<u>15</u>	N/A
31	Brenner	Jeffrey	S.	0	5	<u>50</u>	N/A
32	Brenner	Kevin	M.	0	9	<u>50</u>	N/A
33	Brenner	Mark	W.	5	14	<u>50</u>	N/A
34	Brenner	Martha		5	14	<u>50</u>	N/A
35	Brenner	Mary	S.	5	5	<u>50</u>	N/A
36	Brenner	Pamela	A.	0	4	<u>50</u>	N/A
37	Brumm	Patricia	E.	0	5	<u>50</u>	N/A
38	Burke	Sheryl	E.	5	12	<u>42</u>	N/A
39	Burns	Eileen	B.	5	14	<u>50</u>	N/A
40	Cairl	Cynthia		5	14	<u>50</u>	N/A
41	Canty	Brian	A.	5	14	<u>50</u>	N/A
42	Cappola	Mark	J.	0	7	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
43	Cappola	Matthew	J.	0	6	<u>49</u>	N/A
44	Caracciolo	Stephanie	L.	0	3	<u>50</u>	N/A
45	Carney	James		0	0	<u>0</u>	
46	Castillo	Kathleen	A.	0	0	<u>50</u>	
47	Cheang	Terrence		0	0	<u>40</u>	
48	Connors III	John	J.	0	0	<u>50</u>	
49	Cornelius	Margaret		5	5	<u>50</u>	N/A
50	Cortes	Israel		0	3	<u>50</u>	N/A
51	Costello	Joseph	V.	0	6	<u>0</u>	N/A
52	Courtemanche	Nancy	J.	0	10	<u>50</u>	N/A
53	Coyle	Margaret	A.	0	1	<u>50</u>	N/A
54	Cruz	Javier	A.	0	8	<u>50</u>	N/A
55	Cruz	Krystal	E.	0	2	<u>50</u>	N/A
56	Cullen-Kutcher	Sharyn	L.	5	14	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1.

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
57	Cunningham	Joanne		0	5	<u>50</u>	N/A
58	Curry	Thomas	F.	5	13	<u>50</u>	N/A
59	D'Andrea, Sr.	Joseph	J.	5	2	<u>0</u>	N/A
60	Daniel	Ruthnie		0	0	<u>39</u>	
61	D'Antonio	Thomas		0	9	<u>50</u>	N/A
62	Davis	Keith	C.	0	2	<u>50</u>	N/A
63	Davis	Megan	M.	0	5	<u>50</u>	N/A
64	Decker	Gilda	R.	0	8	<u>50</u>	N/A
65	DeFriest	Kevin	R.	0	0	<u>50</u>	
66	Delva	Audin		0	3	<u>50</u>	N/A
67	Denimarck	Joseph	M.	3	13	<u>50</u>	N/A
68	DeWan	Mary	R.	5	11	<u>50</u>	N/A
69	Diaz	Jessica	Z.	0	0	<u>19</u>	
70	Dolgin	Katherine		0	1	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
71	Donegan	Ann	V.	5	14	<u>50</u>	N/A
72	Dovi	Adriana	R.	0	5	<u>50</u>	N/A <sup>9</sup>
73	Ebert	Tim	M.	0	3	<u>50</u>	N/A
74	Elliot	Clara	S.	5	5	<u>50</u>	N/A
75	Evers	Christopher	B.	0	2	<u>50</u>	N/A
76	Farrell	Sean		0	0	<u>0</u>	—
77	Fernandez	Richard	P.	0	2	<u>50</u>	N/A
78	Fischer	Christopher	J.	0	10	<u>50</u>	N/A
79	Fischer	Seth	I.	0	0	<u>50</u>	—
80	Fitts	Brendan	J.	0	3	<u>41</u>	N/A
81	Flores	Juan	P.	0	0	<u>50</u>	—
82	Flores	Melissa	A.	0	2	<u>50</u>	N/A
83	Forney	Craig	J.	0	0	<u>20</u>	—
84	Franz	Robert	J.	5	14	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

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### SCHEDULE A

#### 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
85	Frisenda	Joseph	F.	0	4	<u>50</u>	N/A
86	Fusaro	Christopher	F.	0	3	<u>50</u>	N/A
87	Gabriel	Anne	M.	0	12	<u>50</u>	N/A
88	Gabriel	Carmela	M.	0	5	<u>50</u>	N/A
89	Gabriel	Rodriguens		0	2	<u>49</u>	N/A
90	Gander	Joseph	J.	0	4	<u>50</u>	N/A
91	Garcia	John	P.	0	4	<u>41</u>	N/A
92	Gearey	Kathleen	M.	5	14	<u>50</u>	N/A
93	Giacomini	Jerry	L.	5	5	<u>50</u>	N/A
94	Gibbs	Tyler		0	1	<u>50</u>	N/A
95	Gierbolini	Richard		0	5	<u>50</u>	N/A
96	Glister	Gail	E.	5	14	<u>50</u>	N/A
97	Golinsky	Andrea	L.	5	12	<u>50</u>	N/A
98	Gomez	Oscar		0	5	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
99	Gomez	Reina		0	4	<u>50</u>	N/A
100	Grant	Joseph	B.	0	0	<u>50</u>	---
101	Griesel-Eckhardt	Nancy		0	3	<u>50</u>	N/A
102	Grimadeau	Claudy		0	4	<u>50</u>	N/A
103	Grimadeau	Venel		0	0	<u>46</u>	---
104	Guadagnin	Linda	M.	0	4	<u>50</u>	N/A
105	Guariglia	Frank	J.	0	5	<u>50</u>	N/A
106	Gurtowski	Donna	M.	0	3	<u>50</u>	N/A
107	Guterman	Susan	M.	0	0	<u>50</u>	---
108	Hafner	Bruce	R.	0	4	<u>50</u>	N/A
109	Hanson	James	H.	0	0	<u>50</u>	---
110	Harrigan	James	M.	0	4	<u>50</u>	N/A
111	Harvey	Dillon	T.	0	1	<u>50</u>	N/A
112	Hayes	Kathleen	A.	5	14	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
113	Hazelton	Luminita		0	1	<u>50</u>	N/A
114	Heavey	Dominic	C.	0	10	<u>50</u>	N/A
115	Heinisch	Thomas	J.	0	5	<u>39</u>	N/A
116	Hernandez	Melissa		0	0	<u>50</u>	_____
117	Hershkowitz	Annette	N.	0	9	<u>50</u>	N/A
118	Hershkowitz	Bernard		0	5	<u>50</u>	N/A
119	Hirasawa	Tomoko		0	5	<u>50</u>	N/A
120	Hoffmann	Laurie	A.	0	1	<u>50</u>	N/A
121	Hogan	Judith		3	10	<u>50</u>	N/A
122	Hogan, Jr.	Howard	T.	3	14	<u>50</u>	N/A 10/
123	Ingwersen	James		0	6	<u>50</u>	N/A
124	Ishikawa	Kazuo		0	0	<u>50</u>	_____
125	Jazombek	Frances	J.	5	5	<u>0</u>	N/A
126	Jean-Baptiste	Bency		0	0	<u>50</u>	_____

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
127	Jurgraw	Michael		0	0	<u>50</u>	
128	Kalodukas	Angelina		0	6	<u>50</u>	N/A
129	Kavanagh	Jody		0	12	<u>50</u>	N/A
130	Kelly	Daniel	W.	0	6	<u>50</u>	N/A
131	Kelly	Paul	F.	5	13	<u>50</u>	N/A
132	Khanna	Nimka		0	3	<u>50</u>	N/A
133	Kleinkopf	Robert	W.	5	9	<u>0</u>	N/A
134	Kolpon	Marc	S.	0	4	<u>0</u>	N/A
135	Korets	Jonathan	R.	0	2	<u>50</u>	N/A
136	Kraese	Mary Beth		4	14	<u>50</u>	N/A
137	Kutcher-Weinhofer	Dina	S.	0	9	<u>13</u>	N/A
138	Laas	Lehti	A.	0	12	<u>50</u>	N/A
139	Ladd	Jennifer	A.	0	1	<u>50</u>	N/A
140	Lapidus	Harvey	W.	0	4	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
141	LaSorsa	Jane	E.	5	5	<u>0</u>	N/A
142	Lau	Allison	A.	0	2	<u>50</u>	N/A
143	Lee	Heawon		0	0	<u>0</u>	
144	Lemp	Thomas		0	10	<u>50</u>	N/A
145	Leonard	Kathleen	A.	4	14	<u>50</u>	N/A
146	Lindsay	Arlene	R.	0	7	<u>50</u>	N/A
147	Loewenthal	Howard		0	1	<u>50</u>	N/A
148	Long	Aaron		0	0	<u>13</u>	
149	Loysch	Robert	W.	5	14	<u>50</u>	N/A
150	Lupo	James		0	11	<u>50</u>	N/A
151	Magerle	Heidie	M.	0	4	<u>50</u>	N/A
152	Maier	John	P.	3	14	<u>3</u>	N/A
153	Maldonado	Beatris		0	0	<u>50</u>	
154	Mallilo	Christopher		0	1	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
155	Mallilo	James		0	9	<u>50</u>	N/A
156	Maloney	Ann	D.	0	12	<u>50</u>	N/A
157	Maltese	Donna	M.	0	4	<u>50</u>	N/A
158	Maltese	Vincent		0	0	<u>50</u>	—
159	Manning	Kenneth		0	1	<u>50</u>	N/A
160	Manning	Susan	E.	5	14	<u>50</u>	N/A
161	Maresco	Karen	L.	0	8	<u>50</u>	N/A
162	Marinello	Michael	F.	0	7	<u>40</u>	N/A
163	Martin	Karen		0	5	<u>50</u>	N/A
164	Martin	Susan	P.	0	8	<u>50</u>	N/A
165	Martin	William	J.	0	5	<u>50</u>	N/A
166	Masten	Caroline	V.	0	1	<u>50</u>	N/A
167	Mastroianni	Ona		0	8	<u>50</u>	N/A
168	Mastropietro	Donna		5	12	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
169	McCann	Kevin	R.	0	4	<u>50</u>	N/A
170	McIndoo	Todd		0	0	<u>40</u>	___
171	Menditto	Nicole	E.	0	0	<u>50</u>	___
172	Meridini	Jason		0	0	<u>22</u>	___
173	Meyer	Meagan	J.	0	1	<u>50</u>	N/A
174	Milione	Danielle		0	1	<u>50</u>	N/A
175	Miller	Michele	M.	0	7	<u>50</u>	N/A
176	Milliken	Brian	E.	0	7	<u>50</u>	N/A
177	Milo	Michael	M.	5	14	<u>0</u>	N/A
178	Mirabelli	Stefanie	A.	0	3	<u>50</u>	N/A
179	Mohr	David		5	14	<u>50</u>	N/A
180	Mohr	Elizabeth	D.	0	0	<u>50</u>	___
181	Mohr	Lisa	D.	5	4	<u>30</u>	N/A
182	Moreno	Monique		0	8	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
183	Mori	Paul	Q.	0	12	<u>50</u>	N/A
184	Mueller	Crystal	R.	0	5	<u>50</u>	N/A
185	Mulchandani	Monica		0	4	<u>50</u>	N/A
186	Nakelski	Peter		5	7	<u>50</u>	N/A
187	Nappi	Joseph		5	9	<u>50</u>	N/A
188	Nathan	Paul	B.	0	1	<u>50</u>	N/A
189	Neumann	Ferd	H.	5	7	<u>50</u>	N/A
190	Newman	Spencer	J.	0	7	<u>50</u>	N/A
191	Newton	Shirley		5	4	<u>0</u>	N/A
192	Niceforo	Carolyn		0	2	<u>50</u>	N/A <sup>4</sup>
193	O'Brien	Hugh	S.	4	14	<u>50</u>	N/A
194	O'Leary	Thomas	M.	0	3	<u>50</u>	N/A
195	ONEILL	Jeffrey	C.	0	0	<u>50</u>	_____
196	Orlando	Philip	M.	5	14	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
197	Orr	Casey	E.	0	0	<u>50</u>	___
198	Orr	Gregory	J.	0	10	<u>50</u>	N/A
199	Ortiz	Vanessa	I.	0	0	<u>35</u>	___
200	Ostaseski	James		0	0	<u>40</u>	___
201	Otto	Susanna		5	14	<u>50</u>	N/A
202	Pagan	Tamah	L.	0	0	<u>23</u>	___
203	Palmato	Anthony	A.	0	0	<u>43</u>	___
204	Palmieri	John	R.	5	14	<u>50</u>	N/A
205	Paul	Joel		0	7	<u>50</u>	N/A
206	Pollard	Raymond	J.	0	4	<u>50</u>	N/A
207	Poole	Bernard	F.	4	14	<u>50</u>	N/A
208	Principato	Christine		0	0	<u>50</u>	___
209	Quigley	Timothy	C.	0	1	<u>50</u>	N/A
210	Quinn	Brian	P.	0	1	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
211	Rahimi	Zebulnessa	M.	0	3	<u>50</u>	N/A
212	Reciniello	Patricia	A.	5	13	<u>50</u>	N/A
213	Reciniello	Vito	L.	5	4	<u>17</u>	N/A
214	Reim	Karen	L.	5	9	<u>50</u>	N/A
215	Renderos	Cecilia		0	2	<u>50</u>	N/A
216	Rittenhouse	Paul	P.	0	4	<u>50</u>	N/A
217	Rivadeneira	Fernando		0	10	<u>50</u>	N/A 16
218	Roach	Sheryl	I.	0	1	<u>50</u>	N/A
219	Romano	Salvatore		0	12	<u>50</u>	N/A
220	Romano	Thomas	C.	0	11	<u>50</u>	N/A
221	Roulo	Donald	J.	0	9	<u>50</u>	N/A 6
222	Rubel	Janet		0	8	<u>50</u>	N/A
223	Rubenstein	Keith	L.	0	4	<u>50</u>	N/A
224	Rudden	Kyle	P.	0	0	<u>50</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
225	Rudilosso	Deborah	A.	0	8	<u>50</u>	N/A
226	Rudolph	Richard	G.	0	7	<u>50</u>	N/A
227	Russo	Alison		3	13	<u>50</u>	N/A
228	Ryan	Samantha	L.	0	6	<u>50</u>	N/A
229	Saget	Bedel		0	3	<u>50</u>	N/A
230	Salajka	Patricia	D.	0	4	<u>50</u>	N/A
231	Salcedo	Orlando	F.	0	10	<u>42</u>	N/A
232	Sanchez	Melvin		0	0	<u>0</u>	_____
233	Scalzetti	Mindy	E.	0	1	<u>50</u>	N/A
234	Schaffert	Emily	A.	0	1	<u>50</u>	N/A
235	Schiavone	Cathryn	E.	0	0	<u>41</u>	_____
236	Schlieben	Carmen	A.	0	10	<u>50</u>	N/A
237	Schmidt	Philip	G.	5	7	<u>45</u>	N/A
238	Schmierer	Eric	B.	1	11	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
239	Schramm	Carl	T.	0	10	<u>50</u>	N/A
240	Schramm	Mary Ann		5	14	<u>50</u>	N/A
241	Schwartz	Ann	T.	0	0	<u>41</u>	
242	Scott	Laurence		0	9	<u>50</u>	N/A
243	Seibel	Susan	J.	5	1	<u>50</u>	N/A
244	Seyfried	Joseph	R.	0	4	<u>0</u>	N/A
245	Sholes	Tina	M.	0	1	<u>50</u>	N/A
246	Signorelli	Norma		5	5	<u>50</u>	N/A
247	Signorelli	Salvatore		5	5	<u>50</u>	N/A
248	Sisinni	Mary	M.	0	11	<u>50</u>	N/A
249	Sisinni	Matthew	T.	0	10	<u>50</u>	N/A
250	Skirbe	Paul	J.	0	2	<u>42</u>	N/A
251	Smiles	Robin	J.	0	13	<u>50</u>	N/A
252	Smith	Donna		0	3	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
253	Smith	Elizabeth		0	12	<u>50</u>	N/A
254	Smith	Michael	J.	0	2	<u>21</u>	N/A
255	Sprague-Wong	Karen	M.	0	11	<u>50</u>	N/A
256	Staszak	Sarah	A.	5	8	<u>50</u>	N/A
257	Stenson	Elizabeth		5	11	<u>50</u>	N/A
258	Stein	Richard	F.	0	0	<u>50</u>	5
259	Stern	Golan	G.	0	0	<u>50</u>	
260	Stiles	Christy	M.	0	9	<u>50</u>	N/A
261	Stone	Casey	I.	0	12	<u>43</u>	N/A
262	Stone	Jonathan	P.	0	8	<u>50</u>	N/A
263	Stone	Lorrie		0	4	<u>50</u>	N/A
264	Stone	Richard		0	4	<u>50</u>	N/A
265	Suarez	Carlos	W.	0	6	<u>50</u>	N/A
266	Szigethy	Alphonse	J.	5	9	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
267	Tanko	Diane	M.	0	1	<u>50</u>	N/A
268	Taylor	Ashley	J.	0	2	<u>50</u>	N/A 21
269	Tedone	Christine	A.	5	13	<u>50</u>	N/A
270	Tekverk	Paul	E.	0	3	<u>50</u>	N/A
271	Terenzi	Paul		0	7	<u>50</u>	N/A
272	Terenzi	Paul	M.	0	0	<u>23</u>	_____
273	Tesoriero	Claire	M.	5	14	<u>39</u>	N/A
274	Tetrault	Keith		0	9	<u>50</u>	N/A
275	Thomas	Joseph		0	0	<u>39</u>	_____
276	Treulich	Laura	L.	5	14	<u>50</u>	N/A
277	Tufo	Patricia	A.	0	1	<u>50</u>	N/A
278	Uliano	Maria		0	4	<u>0</u>	N/A
279	Umberto	Maureen	E.	0	8	<u>5</u>	N/A
280	Urquhart	Ashley	L.	0	0	<u>50</u>	_____

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1).

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
281	Valle	Matthew	P.	0	1	<u>50</u>	N/A
282	Vangroski III	Dennis		0	0	<u>50</u>	___
283	Vargas	Anel		0	0	<u>50</u>	___
284	Vasquez	Gerardo	A.	0	4	<u>45</u>	N/A
285	Vasta	Francine	L.	0	0	<u>49</u>	___
286	Vetter	Kurt	W.	0	4	<u>50</u>	N/A
287	Vogel	Joanne		4	14	<u>50</u>	N/A
288	Walters	Bazeel		0	5	<u>50</u>	N/A
289	Warburgh	Michael	W.	0	0	<u>14</u>	___
290	Weinberg	Diana		5	5	<u>0</u>	N/A
291	Weinhofer	Ronald	J.	0	12	<u>1</u>	N/A <sup>25</sup>
292	Whitcomb	Christopher	J.	0	2	<u>14</u>	N/A
293	White	Tiffany	C.	0	1	<u>50</u>	N/A
294	Winter	Christopher	P.	2	13	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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SCHEDULE A

2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
295	Winter	Mary	A.	5	13	<u>50</u>	N/A
296	Winter	Roger	W.	5	13	<u>50</u>	N/A
297	Wissner	Leslie	J.	0	0	<u>50</u>	_____
298	Witkowski	Alexander	J.	0	2	<u>50</u>	N/A
299	Woznick	Mary Jane		5	5	<u>50</u>	N/A
300	Zapata	Janet	L.	0	2	<u>50</u>	N/A
301	Zunno	Rachel		0	3	<u>11</u>	N/A
302	Barker	Nicholas	D.	0	5	<u>0</u>	N/A
303	Bernardo	Lori	J.	0	9	<u>0</u>	N/A
304	Bielanski	Brian	C.	0	6	<u>0</u>	N/A
305	Calby	Lynn	M.	5	3	<u>0</u>	N/A
306	Cass	James	T.	4	5	<u>0</u>	N/A
307	Chermak	Melissa	E.	0	6	<u>0</u>	N/A
308	Chiquitucto	Roy	S.	0	7	<u>0</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
309	Condreras	Susan	M.	3	6	<u>0</u>	N/A
310	Conover	Mary	J.	0	7	<u>0</u>	N/A
311	Conover	Reeve	M.	0	7	<u>0</u>	N/A
312	Cosel-Pieper	Barry		5	6	<u>0</u>	N/A
313	Cosel-Pieper	Donna		5	5	<u>0</u>	N/A
314	Davidson	Kimberly	R.	0	6	<u>0</u>	N/A
315	DeDora	Susan		5	4	<u>0</u>	N/A
316	Donadio	Joseph		5	3	<u>0</u>	N/A
317	Frederick	Mark		5	2	<u>0</u>	N/A
318	Gale	Lauren	K.	0	5	<u>0</u>	N/A
319	Greene	Joseph		0	5	<u>0</u>	N/A
320	Greene	Martha	L.	5	10	<u>0</u>	N/A
321	Hynes	Richard	J.	0	5	<u>0</u>	N/A
322	Italiano	Jack		4	8	<u>0</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
323	Lesser	Robert	H.	0	5	<u>0</u>	N/A
324	Litwack	Bruce		5	8	<u>0</u>	N/A
325	McAlpin	Conrad		5	5	<u>0</u>	N/A
326	McDonough	Emma		5	6	<u>0</u>	N/A
327	Meyers	Jamie	R.	0	6	<u>0</u>	N/A
328	Mirabella	Albert		5	10	<u>0</u>	N/A
329	Mirabella	Joanne		5	10	<u>0</u>	N/A
330	Morrison	Laurie		0	6	<u>0</u>	N/A
331	Negron	William	J.	0	5	<u>0</u>	N/A
332	O'Shaughnessy	Brian	G.	4	11	<u>0</u>	N/A
333	Price	Elizabeth	A.	1	4	<u>0</u>	N/A
334	Probst	Lauren	S.	0	5	<u>0</u>	N/A
335	Reilly	Elizabeth		3	3	<u>0</u>	N/A
336	Ross	Stephanie	N.	0	5	<u>0</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Huntington Community First Aid Squad, Inc.

#	Last Name	First Name	MI	Prior Service Credit (Buyback)	Service Credit 1996-2009	2010 Points Earned	Buyback Earned During 2010
337	Rubin	Helen	M.	0	8	<u>0</u>	N/A
338	Rubin	Michael	G.	4	10	<u>0</u>	N/A
339	Scarabino	Robert	E.	5	7	<u>0</u>	N/A
340	Seaman	Keith	S.	0	6	<u>0</u>	N/A
341	Silverman	Andrew	M.	5	11	<u>0</u>	N/A
342	Tomko	Adam	S.	0	6	<u>0</u>	N/A
343	Trainor	Donna		5	12	<u>0</u>	N/A
344	Wandt	Adam	S.	0	7	<u>0</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program (1/1/



2011-226

RESOLUTION APPROVING THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP) SERVICE CREDITS FOR THE COMMACK VOLUNTEER AMBULANCE CORPS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by **COUNCILMAN MAYOKA, COUNCILWOMAN BERLAND, COUNCILWOMAN JACKSON** and seconded by **SUPERVISOR PETRONE**

WHEREAS, the Town Board of the Town of Huntington are the Commissioners of the Commack Ambulance District and contracts with the Commack Volunteer Ambulance Corp. for the provision of ambulance services; and

WHEREAS, the residents of the Commack Ambulance District have previously approved by referendum, the establishment of a Length of Service Awards Program (LOSAP), a pension-like program intended to help recruit and retain volunteer ambulance squad members, based upon the number of years they serve; and

WHEREAS, the Town Board is the sponsor of the LOSAP program and in accordance with General Municipal Law Section 219-m, the governing board of the sponsor, is required to approve the 2010 Service Credits earned by volunteers participating in the program; and

WHEREAS, the Town Board's approval of a list of individuals for participation in the 2010 Length of Service Awards Program for the Commack Volunteer Ambulance Corps is not an action pursuant to 6 N.Y.C.R.R. §617.2(b) and therefore, no further SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY APPROVES, pursuant to the requirements of the Length of Service Award Program, the list of individuals submitted by the Commack Volunteer Ambulance Corps for participation in the 2010 Length of Service Awards Program and further certifies the Service Credits earned by those individuals participating in the Length of Service Awards Program pursuant to Schedule "A" attached hereto and made a part of this resolution.

VOTE:           AYES: 5   NOES: 0   ABSTENTIONS: 0  
Supervisor Frank P. Petrone           **AYE**  
Councilwoman Susan A. Berland       **AYE**  
Councilman Mark A. Cuthbertson       **AYE**  
Councilwoman Glenda A. Jackson      **AYE**  
Councilman Mark Mayoka               **AYE**

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-226

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
1	Accardi	Joseph	F.	8/14/1956	5	1	<u>17</u>	N/A
2	Acebedo	Diana		3/10/1993	0	0	<u>49</u>	N/A
* Not eligible to earn points because under age 18 as of 12/31/2010 *								
3	Albanese	Matthew		11/21/1985	0	0	<u>2</u>	—
4	Alexander	Danielle		11/22/1984	0	2	<u>30</u>	N/A
5	Alexander	Morag	E.	8/29/1958	0	7	<u>50</u>	N/A
6	Aronson	Marjorie		6/15/1949	5	8	<u>84</u>	N/A
7	Baer	Jon	R.	12/23/1978	4	3	<u>2</u>	N/A
8	Bender	Emily		3/24/1993	0	0	<u>71</u>	N/A
* Not eligible to earn points because under age 18 as of 12/31/2010 *								
9	Beroza	Michelle		12/25/1948	0	0	<u>5</u>	—
10	Bialek	Nathaniel		6/25/1973	0	1	<u>0</u>	N/A
11	Blaustein	Brian		<u>12/14/65</u>	0	0	<u>5</u>	—
12	Bloch	Jeff		6/24/1969	0	3	<u>51</u>	N/A
13	Bosinius	Bruce		1/13/1941	0	0	<u>1</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
14	Bosinius	Jillian		4/2/1977	2	8	<u>40</u>	N/A
15	Bresalier	Scott		_____	0	0	<u>0</u>	_____
16	Buccellato	Vito		_____	0	0	<u>0</u>	_____
17	Burke	Kathleen	A.	11/1/1970	5	7	<u>67</u>	N/A
18	Burke	Steve		12/25/1987	0	0	<u>0</u>	0
19	Calabro	Alex	R.	3/13/1991	0	1	<u>79</u>	N/A
20	Carr	Debra	J.	11/29/1966	1	8	<u>84</u>	N/A
21	Carroll	Philip		7/24/1987	0	3	<u>10</u>	N/A
22	Caruso	Adele		12/21/1939	0	0	<u>1</u>	_____
23	Cassutti-Bialek	Erica		9/16/1978	0	5	<u>20</u>	N/A
24	Cavalieri	Robert	G.	4/21/1958	5	6	<u>77</u>	N/A
25	Ciaccio	Christopher	T.	11/17/1989	0	3	<u>77</u>	N/A
26	Colella	Geraldine		<u>9/24/1957</u>	0	0	<u>1</u>	_____

Note: Buyback is Service Credit earned prior to the Effective Date of the Program.

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
27	Coppola	Stan		7/1/1969	1	1	<u>6</u>	N/A
28	Costello	Patrick		2/21/1986	0	0	<u>11</u>	—
29	Cotter	Rebecca		5/4/1992	0	0	<u>4</u>	N/A
30	Cotter	Renee		6/18/1990	0	2	<u>11</u>	N/A
31	Daly	Patrick		10/31/1992	0	0	<u>56</u>	N/A
32	Daniele	Stephanie	M.	10/30/1963	0	2	<u>8</u>	N/A
33	Davis	Keith		4/5/1986	0	0	<u>0</u>	—
34	Deturris	Anthony	J.	12/19/1989	0	1	<u>77</u>	N/A
35	DiBono	Rob		—	0	0	<u>4</u>	—
36	Dobbins	Thomas		10/7/1992	0	0	<u>43</u>	N/A
37	D'Orso	Lauren	A.	7/4/1980	3	3	<u>6</u>	N/A
38	Dowd, Jr.	Francis	H.	6/9/1948	0	4	<u>76</u>	N/A
39	Fargnoli	Jeanette		<u>1/21/1956</u>	0	0	<u>20</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
40	Fargnoli	Michael		9/10/1958	0	0	<u>27</u>	—
41	Fargnoli	Michelle		8/30/1989	0	3	<u>66</u>	N/A
42	Floresta	Brian		1/29/1986	0	1	<u>3</u>	N/A
43	Garside	James	S.	4/21/1969	5	8	<u>66</u>	N/A
44	Germinario	Nick		2/18/1953	0	5	<u>48</u>	N/A
45	Godfrey	Rem		8/22/1974	5	6	<u>12</u>	N/A
46	Goldstein	Jeffrey		12/17/1961	5	7	<u>50</u>	N/A
47	Gottfried	Daniel	B.	1/17/1983	0	7	<u>22</u>	N/A
48	Groveman	Alan	B.	6/30/1951	0	6	<u>87</u>	N/A
49	Groveman	Lynne		4/22/1952	0	1	<u>73</u>	N/A
50	Groveman	Matthew	J.	6/13/1981	0	4	<u>18</u>	N/A
51	Guttenberg	Michael		2/3/1967	0	0	<u>0</u>	—
52	Hauk	Jennifer		4/10/1991	0	0	<u>19</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
53	Hauk	Jennifer		4/10/1991	0	0	<u>*-7</u>	<u>dup</u>
54	Hauk	Maryann		10/7/1935	0	0	<u>3</u>	—
55	Hertz	Barbra		2/17/1952	5	7	<u>0</u>	N/A
56	Hoddinott	Michael		10/30/1985	0	4	<u>89</u>	N/A
57	Keegan	Daniel		8/13/1987	0	2	<u>0</u>	N/A
58	Kolb	Donna	M.	10/30/1964	5	8	<u>61</u>	N/A
59	Kolb	Jennifer		10/19/1991	0	0	<u>38</u>	—
60	Kury	Matt		1/21/1989	0	0	<u>0</u>	—
61	Kurz	Frank		3/22/1934	1	3	<u>47</u>	N/A
62	Lapidus	Harvey		8/10/1954	0	6	<u>41</u>	N/A
63	Lasher	Christine		8/31/1957	0	6	<u>58</u>	N/A
64	Levine	Erica		8/9/1974	0	0	<u>0</u>	—
65	Levine	Michael		2/5/1943	0	5	<u>61</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
66	Liberti	Elaine		6/12/1958	1	8	<u>60</u>	N/A
67	Liberti	Timothy		8/3/1991	0	1	<u>13</u>	N/A
68	Lisoski	Josef		5/12/1988	0	2	<u>29</u>	N/A
69	Lowenberg	Thomas	C.	5/3/1958	5	8	<u>0</u>	N/A
70	Luterek	Jadwiga		2/28/1956	0	0	<u>0</u>	—
71	Luterek	Mark		3/24/1954	0	0	<u>2</u>	—
72	Lynch	Kerriane		11/4/1987	0	1	<u>34</u>	N/A
73	Marinaccio	Alicia		1/29/1990	0	0	<u>51</u>	0
74	McPartlan	Donna	L.	9/11/1947	0	7	<u>60</u>	N/A
75	Medwig	William	J.	4/25/1940	0	3	<u>72</u>	N/A
76	Mezzapesa	Eva		7/8/1937	0	0	<u>4</u>	—
77	Miller-Fassula	Karen	M.	10/2/1976	0	3	<u>0</u>	N/A
78	Miniutti	Gregory	C.	8/4/1967	5	8	<u>105</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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SCHEDULE A

2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
79	Moks	Karen	E.	7/31/1963	5	8	<u>79</u>	N/A
80	Moller	Bert		8/16/1932	0	1	<u>18</u>	N/A
81	Morano, II	Frank		11/7/1991	0	1	<u>55</u>	N/A
82	Murphy	Patrick		_____	0	0	<u>0</u>	___
83	Napoli	Anthony		7/24/1983	0	0	<u>3</u>	___
84	Napoli	Josephine		3/16/1933	0	0	<u>3</u>	___
85	Nordstrom	Edward	H.	8/7/1968	5	8	<u>51</u>	N/A
86	Nuccio	Christopher	M.	8/8/1972	5	2	<u>8</u>	N/A
87	Nuccio	Margaret	A.	8/13/1976	2	3	<u>7</u>	N/A
88	Orlando	Kiara Marie		1/6/1990	0	0	<u>36</u>	___
89	Pacheco	Ernie		7/13/1990	0	0	<u>31</u>	___
90	Palmato	Albert		8/29/1952	0	0	<u>51</u>	___
91	Palmato	Thomas		11/12/1990	0	2	<u>50</u>	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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SCHEDULE A

2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
92	Polina	Jody		5/4/1937	0	0	<u>2</u>	—
93	Proser	Scott		12/14/1988	0	0	<u>68</u>	—
94	Raffe	Richard		7/12/1934	0	0	<u>4</u>	—
95	Raffe	Thelma		5/2/1934	0	0	<u>2</u> <sup>1</sup>	—
96	Ritter	Daniel		8/2/1991	0	1	<u>41</u>	N/A
97	Ritter	Gary		5/10/1963	0	3	<u>107</u>	N/A
98	Rosenberg	Evan		12/17/1976	5	6	<u>53</u>	N/A 6
99	Ryan	Corinne		6/27/1980	3	1	<u>8</u>	N/A
100	Sampson	Kate		10/29/1984	0	2	<u>3</u>	N/A
101	Savasta	Jeffrey	G.	8/7/1957	0	6	<u>58</u>	N/A
102	Schaffer	John	E.	2/16/1937	0	0	<u>5</u>	—
103	Schaffer	Ronalee	E.	6/18/1944	1	8	<u>67</u>	N/A
104	Scheuerer	Donna	M.	6/21/1948	0	0	<u>5</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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**SCHEDULE A**

**2010 VOLUNTEER AMBULANCE WORKER SERVICE**

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
105	Schieber	Nicole		8/2/1985	0	1	<u>51</u>	N/A
106	Schombs	Steven	P.	10/20/1970	0	2	<u>34</u>	N/A
107	Schwalbe	Jenna	A.	2/3/1986	0	5	<u>105</u>	N/A
108	Schwalbe, III	Charles	W.	3/18/1982	1	8	<u>99</u>	N/A
109	Sciandra	Victoria		3/24/1989	0	0	<u>0</u>	—
110	Sepp	Lynn	N.	11/14/1979	4	1	<u>18</u>	N/A
111	Soria	James	J.	6/24/1948	5	8	<u>54</u>	N/A
112	Soria	Matthew		8/14/1976	0	5	<u>0</u>	N/A
113	Spencer	Robert	J.	1/27/1989	0	2	<u>50</u>	N/A
114	Stevko	Matthew	J.	8/25/1990	0	1	<u>46</u>	N/A
115	Stubing	Henry	A.	11/22/1964	0	6	<u>54</u>	N/A
116	Stubing	Terri	L.	10/13/1970	5	8	<u>35</u>	N/A
117	Stuyvesant	Peter		6/8/1984	0	0	<u>39</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program.

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
118	Swastek	Nicole	J.	7/17/1984	0	2	<u>23</u>	N/A
119	Tsay	Natasha		6/24/1992	0	0	<u>4</u>	N/A
120	Turnbull	Thomas	G.	2/2/1971	5	2	<u>0</u>	N/A
121	Vetri	Deanna	M.	1/6/1988	0	3	<u>15</u>	N/A
122	Vollers	Joseph		11/28/1988	0	1	<u>40</u>	N/A
123	Weisberg	Robert	G.	2/9/1968	0	4	<u>72</u>	N/A
124	Weiselberg	Norman		1/2/1947	5	4	<u>0</u>	N/A
125	Wichtendahl	Nancy		6/24/1964	0	1	<u>40</u>	N/A
126	Wroblecki	Christopher		1/12/1970	0	0	<u>36</u>	—
127	Yonelunas	Michael		12/14/1986	0	0	<u>36</u>	—
128	Zeikowitz	Steven		3/7/1968	0	2	<u>55</u>	N/A
129	<u>MURPHY</u>	<u>JENNIFER</u>	—	<u>7/29/94</u>	0	0	<u>14</u>	—
130	<u>BIELLI</u>	<u>DAVID</u>	—	<u>11/15/1977</u>	0	0	<u>34</u>	—

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
131	<u>BARBIEL</u>	<u>LUKE</u>		<u>2/27/1979</u>	0	0	<u>52</u>	
132	<u>ERTAP</u>	<u>SUZANNE</u>		<u>10/26/1933</u>	0	0	<u>8</u>	
133	<u>FELPO</u>	<u>LORIANNE</u>		<u>7/9/1959</u>	0	0	<u>65</u>	
134	<u>FRIEDMAN</u>	<u>FRIEDLA</u>		<u>9/6/1952</u>	0	0	<u>16</u>	
135	<u>GOLDMAN</u>	<u>JASON</u>		<u>11/3/1981</u>	0	0	<u>77</u>	
136	<u>HEERMAN</u>	<u>STEPHEN</u>		<u>4/8/1941</u>	0	0	<u>70</u>	
137	<u>LARSON</u>	<u>DEAN</u>		<u>4/18/1932</u>	0	0	<u>44</u>	
138	<u>LENN</u>	<u>CAITLIN</u>		<u>5/16/1982</u>	0	0	<u>5</u>	
139	<u>LEWIS</u>	<u>DIANE KAYE</u>		<u>3/19/1940</u>	0	0	<u>17</u>	
140	<u>MANDEL</u>	<u>MARK</u>		<u>6/27/1952</u>	0	0	<u>36</u>	
141	<u>MASCOLO</u>	<u>SARA</u>		<u>3/20/1950</u>	0	0	<u>23</u>	
142	<u>NESSHA</u>	<u>JULIAN</u>		<u>3/27/1959</u>	0	0	<u>9</u>	
143	<u>NOEL</u>	<u>MICHAEL</u>		<u>9/2/1982</u>	0	0	<u>0</u>	

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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SCHEDULE A

2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
144	RAYBOLD	CORBIN		11/12/1974	0	0	64	
145	LYAN	IRONS		9/7/1975	0	0	24	
146	SLATT	FRANZONI		12/21/1975	0	0	33	
147	SEWELL	LAHMAN		11/18/1975	0	0	40	
148	SILKO	CORCORAN		4/14/1977	0	0	11	
149					0	0		
150					0	0		
151					0	0		
152					0	0		
153					0	0		
154					0	0		
155					0	0		
156					0	0		

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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### SCHEDULE A

#### 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
157	Caruso	Joseph	A.	9/21/1921	5	1	N/A	N/A
* Note: Not eligible to earn points, please update address or notify of death only *								
158	Collins	Christopher		7/5/1965	5	1	___	N/A
159	Croner	Charles	H.	8/19/1953	5	5	___	N/A
160	Haase	Traci	G.	7/28/1977	5	1	___	N/A
161	Haase	Troy	O.	2/14/1973	5	1	___	N/A
162	Harnos	Frank		1/6/1942	5	1	N/A	N/A
* Note: Not eligible to earn points, please update address or notify of death only *								
163	Kelly	Michael	S.	12/17/1979	4	2	___	N/A
164	Kennedy	William		1/2/1955	5	1	___	N/A
165	Loughran	Thomas	B.	10/15/1978	4	5	___	N/A
166	Martin	Timothy		5/16/1979	4	1	___	N/A
167	Mayer	Elisabeth	M.	12/6/1934	5	1	N/A	N/A
* Note: Not eligible to earn points, please update address or notify of death only *								
168	Meyer	Charles	J.	1/22/1973	5	6	___	N/A
169	O'Brien	Richard	F.	5/19/1940	5	5	N/A	N/A
* Note: Not eligible to earn points, please update address or notify of death only *								

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

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## SCHEDULE A

## 2010 VOLUNTEER AMBULANCE WORKER SERVICE

Commack Volunteer Ambulance Corps.

#	Last Name	First Name	M.I.	Date of Birth mm/dd/yy	Prior Service Credit (Buyback)	Service Credit 2002-2009	2010 Points Earned	Buyback Earned During 2010
170	Orr-Fahey	Deborah	M.	4/12/1966	5	6	___	N/A
171	Palmato	Anthony		7/21/1978	5	4	___	N/A
172	Petersen	William	F.	12/3/1946	3	3	___	N/A
173	Pfarr	Rosemarie		7/18/1964	4	2	<u>1</u>	N/A
174	Seymour	Susan		3/12/1971	5	2	___	N/A
175	Squittierra	Gerard	A.	4/5/1958	5	1	___	N/A
176	Tirrell	Richard	H.	3/30/1940	0	5	N/A	N/A
* Note: Not eligible to earn points, please update address or notify of death only *								
177	Willens	Matthew	S.	4/16/1979	4	5	___	N/A

Note: Buyback is Service Credit earned prior to the Effective Date of the Program

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE V, §2-10, SCHEDULE I.  
RE: ELWOOD SCHOOL DISTRICT, SCHOOL SPEED LIMITS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN CUTHBERTSON**

THE TOWN BOARD having held a public hearing on the 12<sup>th</sup> day of April, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article V, Speed Restrictions; §2-10, School Speed Limits; Schedule I.

	<u>NAME OF STREET</u>	<u>SPEED LIMIT</u> (miles per hour)	<u>LOCATION</u>
ADD:	Elwood Road (ENP)	30	From 130 feet south of Cedar Road to 760 feet north of Cedar Road
ADD:	Kenneth Avenue (ENP)	15	From 760 feet south of Eileen Lane to 250 feet north of Montana Street
ADD:	Cuba Hill Road (ENP)	15	From 25 feet east of Newfoundland Avenue to 200 feet west of Kenneth Avenue
ADD:	Harley Avenue (ENP)	20	From Harwick Street to 110 feet west of Corbitt Street

2011-227

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark L. Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE V, §2-10, SCHEDULE I.  
RE: COMMACK SCHOOL DISTRICT, SCHOOL SPEED LIMITS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **SUPERVISOR PETRONE**  
**COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN CUTHBERTSON**

THE TOWN BOARD having held a public hearing on the 12<sup>th</sup> day of April, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article V, Speed Restrictions; §2-10, School Speed Limits; Schedule I.

	<u>NAME OF STREET</u>	<u>SPEED LIMIT</u> <u>(miles per hour)</u>	<u>LOCATION</u>
ADD:	Burr Road (CMK)	20	From Romany Way to Manning Drive
ADD:	Cedar Road (CMK)	15	From 45 feet east of Ketay Drive South to 670 feet west of Field Daisy Lane
ADD:	Townline Road (CMK)	20	From 230 feet south of Scholar Lane to 190 feet south of Cedar Road
ADD:	Townline Road (CMK)	20	From Longbow Lane to Cornflower Lane
ADD:	Vanderbilt Parkway (DXL)	20	From 180 feet west of Hearthstone Drive to 290 feet west of McLane Drive
ADD:	McCulloch Drive (DXL)	15	From 460 feet north of Dexter Place to 435 feet south of Dexter Place
ADD:	Calvert Avenue (CMK)	15	From 60 feet north of Sheldon Place to terminus

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark L. Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-229

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE V, §2-10, SCHEDULE I.

RE: COLD SPRING HARBOR SCHOOL DISTRICT, SCHOOL SPEED LIMITS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILMAN MAYOKA**

and seconded by: **COUNCILMAN GUTHBERTSON, COUNCILWOMAN JACKSON**

THE TOWN BOARD having held a public hearing on the 12<sup>th</sup> day of April, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article V, Speed Restrictions; §2-10, School Speed Limits; Schedule I.

	<u>NAME OF STREET</u>	<u>SPEED LIMIT</u> (miles per hour)	<u>LOCATION</u>
ADD:	Goose Hill Road (CSH)	20	Beginning at Pond Field Court and extending north for 325 feet

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark L. Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-230

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE III, §2-4, SCHEDULE D.  
RE: FORT HILL ROAD (EAST FORK) – ONE-WAY STREETS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **SUPERVISOR PETRONE**

THE TOWN BOARD having held a public hearing on the 12th day of April, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 2, Traffic Regulations; Article III, One-Way Streets; §2-4, Directional Restrictions; Schedule D, as follows:

	<u>NAME OF STREET</u>	<u>DIRECTION</u>	<u>HOURS/DAYS</u>	<u>LIMITS</u>
ADD:	Fort Hill Road (east fork) (HLS)	NORTH	-----	From Maple Hill Road to Fort Hill Road

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-231

ENACTMENT: AMEND THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.  
RE: WEST NECK ROAD, NO STANDING RESTRICTION

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN MAYOKA**

THE TOWN BOARD having held a public hearing on the 12th day of April, 2011, to consider amending the Uniform Traffic Code of the Town of Huntington, and due deliberation having been had,

HEREBY AMENDS

the Uniform Traffic Code of the Town of Huntington, Chapter 3, Parking Regulations; Article II, Parking, Standing, and Stopping Restrictions; §3-3, Designation of Areas and Restrictions; Schedule J.

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
DELETE:	West Neck Road/East From Main St. (Rt. 25A) to 75 ft. north of Gerard St. (HUN)	No Standing	-----
ADD:	West Neck Road/East From Main St. (Rt. 25A) to 155 ft. north of Gerard St. (HUN)	No Standing	-----

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011- 232

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 6-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 87 (BUILDING CONSTRUCTION), ARTICLE III (BUILDING PERMITS) AND ARTICLE VI (ADMINISTRATION AND ENFORCEMENT)

Resolution for Town Board Meeting dated: May 3, 2011

The following resolution was offered by: **SUPERVISOR PETRONE**

and seconded by: **COUNCILMAN CUTHBERTSON**

THE TOWN BOARD having held a public hearing on the 12<sup>th</sup> day of April, 2011 at 7:00 p.m. to consider adopting Local Law Introductory No. 6-2011, amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article VI (Administration and Enforcement), and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 6-2011 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), Article III (Building Permits) and Article VI (Administration and Enforcement); as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 16 -2011  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 87 (BUILDING CONSTRUCTION),  
ARTICLE III (BUILDING PERMITS) AND  
ARTICLE VI (ADMINISTRATION AND ENFORCEMENT)

Section 1. Amendment to Chapter 87 (Building Construction) of the Code of the Town of Huntington, Article III (Building Permits) and Article VI (Administration and Enforcement); as follows:

CHAPTER 87  
(BUILDING CONSTRUCTION)

\* \* \*

ARTICLE III  
BUILDING PERMITS

\* \* \*

§ 87-23. Application fees.

Chapter 87.fees.2011 TN/

2011- 232

\* \* \*  
E. Fixed fees. The following fees are not subject to the minimum fee or based upon the estimated costs of construction.

(1) Residential uses:

\* \* \*  
(d) One hundred (\$100) dollars for:

\* \* \*  
[7] Registration of each mobile home being used as a temporary residence.

\* \* \*  
ARTICLE VI  
ADMINISTRATION AND ENFORCEMENT

\* \* \*  
§87-45. Penalties for offenses.

\* \* \*  
A. Any person or business entity who commits or permits any acts in violation of a provision of this chapter or other applicable provision of the state code shall be deemed to have committed an offense and shall upon conviction thereof, be subject to a fine or penalty of not less than two hundred fifty (\$250) dollars and not more than five thousand (\$5,000) dollars for a conviction of a first offense; upon the conviction of a second offense, where the offense occurred within two (2) years of the commission of the first offense, a fine or penalty of not less than one thousand (\$1,000) dollars and not more than ten thousand (\$10,000) dollars; and a conviction of a third or subsequent offense, where the offense occurred within five (5) years of the commission of the first offense, shall be deemed a misdemeanor punishable by a fine or penalty of not less than one thousand five hundred (\$1,500) dollars and not more than fifteen thousand (\$15,000) dollars or by imprisonment not exceeding six (6) months, or by both such fine and imprisonment. Each day or part thereof such violation continues or is permitted to exist shall constitute a separate offense punishable in like manner. Written notice of a violation is not a prerequisite for the imposition of such fine, penalty and/or punishment unless the subject of the prosecution is the noncompliance with such notice.

\* \* \*  
Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be



ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 7-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 124 (HOUSING STANDARDS AND PROPERTY MAINTENANCE REQUIREMENTS)

Resolution for Town Board Meeting dated: May 3, 2011

The following resolution was offered by: COUNCILMAN CUTHBERTSON

and seconded by: SUPERVISOR PETRONE

THE TOWN BOARD having held a public hearing on the 12<sup>th</sup> day of April, 2011 at 7:00 p.m. to consider adopting Local Law Introductory No. 7-2011, amending the Code of the Town of Huntington, Chapter 124 (Housing Standards and Property Maintenance Requirements), and due deliberation having been had,

HEREBY ADOPTS

Local Law Introductory No. 7-2011 amending the Code of the Town of Huntington, Chapter 124 (Housing Standards and Property Maintenance Requirements); as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 17 -2011  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 124 (HOUSING STANDARDS AND PROPERTY MAINTENANCE REQUIREMENTS)

Section 1. Amendment to Chapter 124 (Housing Standards and Property Maintenance Requirements) of the Code of the Town of Huntington; as follows:

CHAPTER 124  
HOUSING STANDARDS AND  
PROPERTY MAINTENANCE REQUIREMENTS

ARTICLE I  
GENERAL PROVISIONS

ARTICLE I  
GENERAL PROVISIONS

\* \* \*

§124-03. Definitions. As used in this chapter, the following words shall have the meanings indicated:

\* \* \*

DWELLING UNIT - A single unit providing complete, independent living facilities for one or more persons, including [permanent] provisions for living, sleeping, eating, cooking, food preparation and/or sanitation.

\* \* \*

MOBILE HOME – A portable structure whether or not designed to be transported on its own wheels, which is used, designed to be used, or capable of being used as a detached single-family residence containing sleeping accommodations; toilet; tub or shower; food preparation facilities or equipment; and/or plumbing and electrical connection for attachment to outside systems.

\* \* \*

ARTICLE II  
EXTERIOR PROPERTY AREAS

§124-09. Responsibility.

The owner, person-in-charge and/or occupant of property shall maintain the exterior areas of the property in compliance with the standards established in this article. The failure, neglect or refusal to comply with any one of the standards in this article shall be deemed a violation of this chapter.

[§124-09.] §124-10. Exterior areas.

\* \* \*

[§124-10. (Reserved).]

\* \* \*

ARTICLE III  
BUILDINGS AND STRUCTURES

§124-13. Responsibility.

The owner, person-in-charge and/or occupant of a structure shall maintain the exterior and interior of the structure in compliance with the standards established in this article. The failure, neglect or refusal to comply with any one of the standards in this article shall be deemed a violation of this chapter.

[§124-13.] §124-14. Exterior.

\* \* \*

[§124-14.] §124-15. Interior.

\* \* \*

[§124-15. (Reserved).]

§124-16. (Reserved).

[§124-17.] [(Reserved).]

ARTICLE IV  
HANDRAILS AND GUARDRAILS

§124-17. Responsibility.

The owner, person-in-charge and/or occupant of a structure shall maintain the exterior and interior of the structure in compliance with the standards established in this article. The failure, neglect or refusal to comply with any one of the standards in this article shall be deemed a violation of this chapter.

§124-18. Staircases.

(A) Every exterior and interior flight of stairs having more than four risers shall have a handrail on one side of the stair, [, and every]

(B) Every open portion of a stair, landing, balcony, porch, deck, ramp or other walking surface which is more than 30 inches (762 mm) above the floor or grade below shall have guards, except that guards shall not be required when exempted by the Building Code of the State of New York [State Uniform Building Code.]

(C) Handrails shall not be less than 30 inches (762 mm) high or more than 42 inches (1067 mm) high measured vertically above the nosing of the tread or above the finished floor of the landing or walking surfaces.

(D) Guards shall not be less than 30 inches (762 mm) high above the floor of the landing, balcony, porch, deck, or ramp or other walking surface.

ARTICLE V  
RUBBISH AND GARBAGE

§124-19. Accumulation of rubbish or garbage. All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage. An owner, person-in-charge and/or occupant of a structure who fails, neglects or refuses to comply with the provisions of this section shall be deemed in violation of this chapter.

§124-20. Dry vegetation, combustible waste and refuse. Combustible waste, refuse and large quantities of dry vegetation which by reason of their proximity to buildings or structures would constitute a fire hazard or contribute to the spread of fire shall be

removed. An owner, person-in-charge and/or occupant of a structure who fails, neglects or refuses to comply with the provisions of this section shall be deemed in violation of this chapter.

§124-21. Disposal of rubbish. An owner, person-in-charge and/or occupant of a structure who fails, neglects or refuses to comply with the provisions of this section shall be deemed in violation of this chapter.

\* \* \*

ARTICLE VI  
EXTERMINATION

§124-22. Responsibility.

The owner, person-in-charge and/or occupant of a structure, as the case may be, shall maintain the exterior and interior of the structure in compliance with the standards established in this article. The failure, neglect or refusal to comply with any one of the standards in this article shall be deemed a violation of this chapter.

[§124-22.] §124-23. Infestation. All structures shall be kept free from insect and rodent infestation. All structures in which insects or rodents are found shall be promptly exterminated by approved processes that will not be injurious to human health. After extermination, proper precautions shall be taken to prevent re-infestation.

\* \* \*

[§124-23.] [(Reserved).]

\* \* \*

ARTICLE VII  
LIGHT, VENTILATION AND OCCUPANCY LIMITATIONS

§124-26. General provisions.

(A) Applicability. The provisions of this [chapter] article shall govern the minimum conditions and standards for light, ventilation and space for occupying a structure.

(B) Responsibility.

(1) The owner or person-in-charge of the structure shall provide and maintain light, ventilation and space conditions in compliance with the requirements of this article. The failure, neglect or refusal to maintain any one of the minimum conditions or standards set forth in this article shall be deemed a violation of this chapter.

(2) It shall be unlawful [A person shall not] to occupy as an owner-occupant, or to permit another person to occupy[,] any [premises that do] structure which does not comply with the provisions of this article.

\* \* \*

§124-28. Ventilation.

\* \* \*

(C) Cooking facilities. Cooking shall not be permitted in any rooming unit or dormitory unit, and a cooking facility or appliance shall not be permitted to be present in a rooming unit or dormitory unit. [Devices such as coffeepots and microwave ovens shall not be considered cooking appliances.]

\* \* \*

ARTICLE VIII  
PLUMBING FACILITIES AND FIXTURE REQUIREMENTS

§124-32. Responsibility.

(A) Any [The] owner or person-in-charge of [the] a structure who fails, refuses, or neglects to [shall] provide and maintain such plumbing facilities, [and plumbing] installations, systems and fixtures in compliance with [these] the requirements of this article shall be deemed to be in violation of this chapter.

(B) It shall be unlawful [A person shall not] to occupy as an owner-occupant or to permit another person to occupy any structure or property which does not comply with the requirements of this [chapter] article.

\* \* \*

ARTICLE IX  
MECHANICAL AND ELECTRICAL REQUIREMENTS

§124-41. [Requirements.] Responsibility.

(A) Any owner or person-in-charge of a structure [The owner of the structure shall] who fails, refuses, or neglects to provide and maintain mechanical and electrical facilities and equipment in compliance with [these requirements] the provisions of this article shall be deemed to be in violation of this chapter.

(B) It shall be unlawful to [A person shall not] occupy as an owner-occupant or to permit another person to occupy any [premises] structure which does not comply with the requirements of this [chapter] article.

§124-42. Heating facilities.

[(A)] [Facilities required. Heating facilities shall be provided in structures as required by this section.]

[(B)] (A) Residential occupancies. \* \* \*

[Exception: Owner-occupied, one-family dwellings.]

[(C)] (B) Heat supply.

\* \* \*

[(D)](C) [Occupiable work] Work spaces.

- (1) Indoor [occupiable] work spaces shall be supplied with heat during the period from September 15<sup>th</sup> to May 31<sup>st</sup> to maintain a temperature of not less than 65°F (18°C) during the period the spaces are occupied.

\* \* \*

[(E)] (D) [Occupiable public] Public spaces. \* \* \*

[(F)] (E) Room temperature measurement. \* \* \*

\* \* \*

§124-47. Carbon Monoxide Detectors.

[Carbon monoxide detectors shall comply with the Fire Code of New York State]

(A) Carbon monoxide detectors shall be installed and maintained in all residential or residentially-used dwelling units. The failure, neglect or refusal to install and/or maintain such detector shall be deemed a violation of this chapter.

(B) Carbon monoxide detectors shall be installed and maintained within each dwelling unit, and/or on each floor of a building or structure in the immediate vicinity of bedrooms, and/or the vicinity of each room used for sleeping purposes, and/or each floor where a carbon monoxide source is located. The failure, neglect or refusal to install and/or maintain such detectors shall be deemed a violation of this chapter.

(C) It shall be unlawful for an owner, occupant, or person-in-charge of property to fail, refuse or neglect to maintain carbon monoxide detectors in an operative condition at all times.

\* \* \*

ARTICLE X  
FIRE PROTECTION SYSTEM

§124-50. Smoke alarms. [Single or multiple-station smoke alarms shall be installed and maintained in all residential or residentially-used dwellings regardless of occupant load at all of the following locations. Single or multiple-station smoke alarms shall be installed in other structures in accordance with the Fire Code of New York State.]

[(A)] [On the ceiling or wall outside of each separate sleeping area in the immediate vicinity of bedrooms.]

[(B)] [In each room used for sleeping purposes.]

[(C)] [In each story within a dwelling unit, including basements and cellars but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level, provided that the lower level is less than one full story below the upper level.]

(A) Single or multiple-station smoke alarms shall be installed and maintained in all residential or residentially-used dwelling units regardless of occupant load. Any owner or person-in-charge of a dwelling unit who fails, neglects or refuses to install and maintain such smoke alarms shall be deemed in violation of this chapter.

(B) Smoke alarms shall be installed and maintained on the ceiling or wall outside of each separate sleeping area in the immediate vicinity of bedrooms; and/or in each room used for sleeping purposes; and/or on each floor within a dwelling unit, including basements and cellars but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level, provided that the lower level is less than one full story below the upper level. Any owner or person-in-charge of a dwelling unit who fails, neglects or refuses to install and maintain such smoke alarms shall be deemed in violation of this chapter.

(C) It shall be unlawful for an owner, occupant, or person-in-charge of property to fail, refuse or neglect to maintain smoke alarms in an operative condition at all times.

§124-51. Power source.

(A) In all residential or residentially-used dwellings, single-station smoke alarms shall receive their primary power from the building wiring, provided that such wiring is served from a commercial source and shall be equipped with a battery backup. Smoke alarms shall emit a signal when the batteries are low. Wiring shall be permanent and without a disconnecting switch other than as required for over-current protection. It shall be unlawful for an owner or person-in-charge of property to fail, refuse or neglect to provide or maintain smoke alarms which do not meet the requirements of this article.

\* \* \*  
ARTICLE XI  
STRUCTURES UNFIT FOR HUMAN OCCUPANCY OR HABITATION

§124-54. Responsibility. [No person shall] It shall be unlawful to occupy, lease, sublease, rent or hire, or permit another to lease, sublease, rent or hire to another person(s) any structure, building, dwelling, dwelling unit, rooming house, or rooming unit when such structure, building, or dwelling is unfit for human occupancy or habitation, or is unlawful.

\* \* \*

§124- 55. Designation of unfit structures and dwelling units.

Any structure, building, equipment, dwelling, dwelling unit, rooming house, or rooming unit may be condemned if, in the opinion of the code officer, it is unfit for human habitation or occupancy, and may be placarded if any one or more of the following conditions exist:

\* \* \*

[(F)] [(Reserved)]

[(G)](F) unfit for habitation or occupancy due to prolonged lack of maintenance or owner failure,

[(H)](G) any other condition which, in the opinion of the code officer, is dangerous or jeopardizes the health, welfare and safety of the general public or occupants.

\* \* \*

§124-57. Notice of intent.

(A) Written notice shall be served by the code officer upon the property owner, his agent, the occupant(s) or person-in-charge of the property, or any person having a vested or contingent interest in the property as shown on the most current assessment roll of the Town Assessor or records maintained by the Receiver of Taxes, directing the removal, remediation or abatement of the unsafe, unsanitary or hazardous condition by the date specified on the notice, and in the discretion of the code officer, notice that the occupants shall be removed and/or all entrances securely barricaded to prevent re-entry. Upon good cause shown to the satisfaction of the code officer, the period for compliance may be extended where remedial measures have been started and the delay is not under the control of or due to the actions of the person to whom the notice has been issued.

(B) Contents of notice. The notice of intent [to vacate] shall contain the following:

\* \* \*

(6) A statement that in the event of the failure or refusal of the person to whom the notice is issued to bring the property into compliance by the date on the notice or approved date of extension, a fact-finding hearing

will be held on the date, time and place specified in the notice before the Town Board or an Administrative Hearing Officer to determine whether the report of the code officer should be sustained, modified or withdrawn, and whether [the building, structure, equipment, dwelling, dwelling unit, rooming house or rooming unit should be placarded and] an order to vacate should be issued.

- (7) A statement that in the event of the failure to remedy the condition [and] and/or remove the occupants, or appear for a fact-finding hearing, the notice shall automatically become a final order and [the unit or structure will be placarded and/or] the occupants ordered off the property.

\* \* \*

§124-58. Final order. The notice of intent [to vacate] shall automatically become a final order if there is no compliance and there has been no appearance before the Town Board or at the administrative hearing by the person to whom a notice has been issued. The resulting order[, when issued,] shall be served in the same manner as the original notice.

§124-59. Administrative Hearing. [(A)] An administrative hearing may be held by the Huntington Town Board or a duly appointed Administrative Hearing Officer, at the option of the Town. Hearings may be adjourned only upon good cause shown.

[(B)] [Any hearing held pursuant to this article shall comply with the procedural and notice requirements of §191-09(A) or (B), and shall be conducted in accordance with §191-09(C) of the town code.]

(A) Town Board Action. The Town Board may consider the report and accept or reject, in whole or in part, the findings and recommendations of the code officer with or without conditions as it deems advisable. The Town Board shall render its findings and determination no later than the next regularly scheduled Town Board meeting following the public hearing and may make a determination on the same day as the hearing. Upon a finding that the building, structure, equipment, dwelling, dwelling unit, rooming house or rooming unit is or may become dangerous or unsafe for human habitation or occupancy, or is a hazard to the public safety or to property, or is an unlawful building or structure, the Town Board may condemn the structure and direct the owner, his agent, the occupant(s) or person-in-charge of the property, or any person having a vested or contingent interest in the property to vacate the occupants, if warranted by the circumstances, within the time specified in the findings until the hazardous or unsafe condition is rectified as directed, and upon the failure, neglect or refusal of such person(s) to comply, the Board may authorize the code officer to re-placard the building, structure, unit or equipment, order all occupants to vacate the premises, if warranted, and charge all costs incurred by the Town as set forth in this chapter. A copy of the Town Board resolution shall be mailed by the Town Attorney to the person(s) named in the original notice by regular mail and by registered or

certified mail, return receipt requested. The decision of the Town Board shall be filed with the Huntington Town Clerk and shall be final.

(B) Administrative Hearing Officer. The Hearing Officer may consider the evidence and submit his or her findings and recommendations to the Code Officer for ultimate determination. A copy of the Hearing Officer's report shall be filed with the Town Clerk and served in the same manner as the Notice, except that no posting shall be required if service is by regular, registered or certified mail. Such mailing shall include a statement that the recipient has five (5) days from receipt of the report to submit to the Director his written objections to the report. The Director shall consider the written objections and the Hearing Officer's report, and may adopt or reject, in whole or in part any portion thereof as he or she deems advisable or necessary under the circumstances. Upon a finding that the building, structure, equipment, installation, dwelling, dwelling unit, rooming house or rooming unit is or may become dangerous or unsafe for human habitation or occupancy, or is a hazard to the public safety or to property, or is an unlawful building or structure, the Code Officer may condemn the structure and direct the owner, his agent, the occupant(s) or person-in-charge of the property, or any person having a vested or contingent interest in the property to vacate the occupants, if warranted by the circumstances, within the time specified until the hazardous or unsafe condition is rectified as directed, and upon the failure, neglect or refusal of such person(s) to comply, the Code Officer may authorize the building, structure, unit or equipment re-placarded, order all occupants to vacate the premises, if warranted, and charge all costs incurred by the Town as set forth in this chapter. The Code Officer's determination shall be final, and shall be filed in the Office of the Huntington Town Clerk and mailed to the person(s) to whom the original notice was served by regular mail and by registered or certified mail, return receipt requested.

[(C)] [Upon a finding that the building, structure, equipment, dwelling, dwelling unit, rooming house or rooming unit is or may become dangerous or unsafe for human habitation or occupancy, or is a hazard to the public safety or to property, or is an unlawful building or structure, the Board or Hearing Officer may condemn the structure and direct the owner, his agent, the occupant(s) or person-in-charge of the property, or any person having a vested or contingent interest in the property to vacate the occupants, if warranted by the circumstances, within the time specified in the findings until the hazardous or unsafe condition is rectified as directed, and upon the failure, neglect or refusal of such person(s) to comply, the Town Board or Hearing Officer may authorize the code officer to placard the building, structure, or equipment, order all occupants to vacate the premises, if warranted, and charge all costs incurred by the Town as set forth in this chapter.]

(C) Conduct of hearings. At the fact-finding hearing the person to whom a notice has been issued shall be entitled to be represented by legal counsel and provided with an opportunity to be heard. He may present the testimony of witnesses, experts and other

evidence in his own behalf as he deems necessary and relevant to the subject matter of the hearing. All hearings shall be recorded.

§124-60. Action upon noncompliance. [(A)]Upon the failure, neglect or refusal of the owner, his agent, occupant, person-in-charge of the property, or person or business entity having a vested or contingent interest in the property to remove, remedy or abate the unsafe, unsanitary, or dangerous condition by the time specified, or to vacate the premises if directed; or if the Notice of Intent or final order [mailing] is returned by the Post Office as undeliverable [because of the inability to make delivery] for any reason, as long as it was properly addressed, the code officer may [shall placard] re-placard the building structure, equipment, installation [dwelling], dwelling unit, rooming house or rooming unit and [order the occupants to vacate the premises by the time directed] take such action as is necessary to enforce the final order.

\* \* \*

§124-62. Placement of placard.

[(A)] Whenever, in the judgement of the code officer, a structure, building, equipment or unit is unsafe or hazardous to life or property or has been condemned as unsafe, a placard [shall] may be posted in a conspicuous place in or about the structure, building, dwelling or unit, and if the notice pertains to equipment, it shall also be posted on the [condemned] equipment.

§124-63. Placard; prohibited acts.

\* \* \*

(B) Occupancy or use. It shall be unlawful to [No person shall] occupy any land, building, structure, or dwelling that has been placarded, [and no person shall] or to operate or use placarded equipment except by written authorization of the code officer, or by the owner, person-in-charge or other authorized person to repair, remedy or abate the condition.

(C) Tampering and removal. It shall be unlawful to [No person shall] deface or remove any placard posted. Placards may be removed whenever the defect or condition has been eliminated to the satisfaction of the code officer.

\* \* \*

ARTICLE XII  
TEMPORARY RESIDENCES

§124-68. Mobile homes prohibited. It shall be unlawful to locate, use or maintain a mobile home as a temporary residence on residentially-zoned or residentially-utilized property except as permitted in this article.

§124-69. Temporary residences.

(1) As long as no hazard or nuisance is created, the owner or person-in-charge of property used as a one or two family home may place no more than one (1) mobile home in the case of a one-family, and no more than two (2) mobile homes in a two-family, on the same lot as the main building for use as temporary residences, if the main building on the lot is uninhabitable in the judgment of the Director of Engineering Services and has been placarded due to fire or other casualty rendering it uninhabitable. The main dwelling must have been lawfully in use and must have been residentially occupied as a one or two family home immediately before becoming uninhabitable. In a two-family home, only one of the two dwelling units must have been residentially occupied immediately prior to the casualty. In such case only one (1) mobile home will be permitted on the lot. For the purpose of this section only, main buildings containing accessory apartments for which accessory apartment permits are current and valid shall be treated the same as legal two-family homes.

(2) Burden of proof. The owner or person-in-charge of the property shall bear the burden of establishing the loss or casualty and occupancy of the building to the satisfaction of the Director of Engineering Services.

§124-70. Registration required.

The owner or person-in-charge of property shall register a mobile home being used as a temporary residence with the Director of Engineering Services within ten (10) days of locating the mobile home on the lot. Failure to register the mobile home shall be deemed a violation of this chapter.

§124-71. Prohibitions.

(A) It shall be unlawful to keep, use or maintain a mobile home as a temporary residence for more than one hundred and eighty (180) days without the prior approval of the Director of Engineering Services.

(B) A mobile home may remain beyond 180 days upon good cause shown if, in the judgement of the Director, work has been started and the delay, if any, is not under the control of or due to the actions of the property owner, person-in-charge of or having an interest in the property.

§124-72. Conditions of placement.

The Director of Engineering Services may condition or restrict the placement, location and maintenance of temporary residences as is necessary or advisable to safeguard life or property in the judgment of the Director. The Director shall consider the intended use of the mobile home, the function or use of the area within the lot where placement is requested, [and] the impact if any on public health and safety, and other reasonable factors warranted by the circumstances.

§124-73. Standards. Any mobile home used as a temporary residence shall be located and maintained so that it can be occupied safely without endangering life or property, or the public health and welfare, and shall comply with the following standards. The Director of Engineering Services may modify or waive a standard, in whole or in part, or condition the location and placement of a mobile home on compliance with other requirements, as in the judgement of the Director is necessary to maintain safety or alleviate a possible hazard. Failure to comply with any one of the following requirements shall be deemed a violation of this Chapter.

- (A) HUD Certification. A valid manufacturer's label shall be permanently affixed to the unit.
- (B) Snow Load Certification. The mobile home shall be certified to sustain the appropriate snow load for the region.
- (C) Location. A mobile home used as temporary residence shall be placed as close to the existing sanitary waste facilities as possible, but in no event shall it be located within ten (10) feet of the main residence or within six (6) feet of an accessory building or structure. A mobile home shall not be located or maintained on any sidewalk, street, roadway or public-right-of-way.
- (D) Installation and maintenance. Mobile homes used as temporary residences shall be located, installed and maintained in accordance with the Residence Code of the State of New York and the National Fire Association Standard 501.
- (E) Anchoring. The temporary residence shall be anchored to the ground in accordance with manufacturer's specifications and in conformance with state, county and local standards.
- (F) Landing and stairs. Landings, stairs and railings shall be installed and securely fastened at all exterior doors and shall comply with all federal, state, and local requirements.
- (G) Electrical. The electrical connection shall comply with all state, county and local, codes and regulations.
- (H) Water. The water connection shall be made using piping approved by all state, county and local codes and regulations for drinking water and shall be protected from physical damage and freezing.
- (I) Waste. The sanitary waste system shall be connected to the existing sanitary system located on the property in compliance with all applicable laws, rules and regulations. The piping shall be so braced and supported to prevent sagging and shall be protected from physical damage and freezing.

(J) Good repair. Mobile homes used as temporary residences shall be kept in good repair and shall be safe for habitation.

(K) Any other condition or restriction established by the Director of Engineering Services.

§124-74. (Reserved).

§124-75. Removed of hazard or nuisance.

Any mobile home placed, located or maintained on a sidewalk, street, roadway or public right-of-way shall be deemed abandoned and a nuisance and hazard to the general public, and the code officer shall be authorized to impound such units with or without notice to the owner or person-in-charge of the property, who shall be liable to the town for the costs of disconnecting and removing the mobile home, transportation, storage at a cost of fifty (\$50) dollars a day or part thereof, and other direct and incidental expenses, including an administrative fee equal to twenty-five (25%) percent of the total cost of the removal process. Said administrative fee is intended to reimburse the Town for the time expended by its employees in disconnecting and removing the mobile home, transportation, storage, notifying the appropriate party, certifying the amounts due to the Town and taking other action in furtherance of this section.

§124-76. Removal of mobile home.

(A) Mobile homes used a temporary residences shall be removed no later than ten (10) days of the issuance of a certificate of completion, certificate of occupancy or other final approval evidencing that the repair or replacement work resulting from the casualty has been completed to state and local standards, and the main building is habitable. Failure to remove the mobile home shall be deemed a violation of this chapter.

(B) In the judgment of the Director of Engineering Services, the owner or person-in-charge of property may retain a mobile home on the lot beyond ten (10) days, if actions to remove the mobile home have been started and the delay, if any, is not under the control of or due to the conduct of the property owner, person-in-charge of or having an interest in the property.

(C) No mobile home shall be in place for a period of time greater than approved by the Director of Engineering Services. Any mobile home not so removed shall be deemed to be in violation of this chapter and shall be removed by the town, upon reasonable notice, and the costs of disconnecting and removing the mobile home from the property, transportation, storage at a cost of fifty (\$50) a day or part thereof, and other direct and incidental expenses, including an administrative fee equal to twenty-five (25%) percent of the total cost of the removal process shall be borne by the owner or person-in-charge of the property. Said administrative fee is intended to reimburse the Town for the time expended by its employees in disconnecting and removing the mobile home.

transportation, storage, notifying the appropriate party, certifying the amounts due to the Town and taking other actions in furtherance of this chapter.

§124-77. Revocation.

Permission to place a mobile home for use as a temporary residence may be revoked by the Director of Engineering Services and upon reasonable notice, the mobile home removed from the lot, transported and stored at the direction of the Director at the sole cost and expense of the owner or person-in-charge of the property, under the following circumstances:

(A) If it is found by the code officer that work has not commenced after a reasonable period of time or has been started but unreasonably delayed, due in whole or in part to the actions of the property owner, person-in-charge of or having an interest in the property;  
or

(B) One or more of the conditions or restrictions established for the placement of a mobile home have been violated by the property owner or person-in-charge of the property, or there has been a violation of any provision of this chapter.

§124-78. Removal after revocation. Any person who fails, neglects or refuses to remove a mobile home after permission has been revoked shall be deemed to be in violation of this chapter.

§124-79. through §124-80. (Reserved).

ARTICLE [XII] XIII  
ADMINISTRATION AND ENFORCEMENT

[§124-68.] §124-81. Penalties for offenses.

\* \* \*

(B) A person or business entity who commits or causes another to commit any act in violation of §124-70 shall be deemed to have committed an offense against this Chapter, and shall upon conviction thereof, be subject to a fine or penalty of not less than two hundred and fifty (\$250) dollars and not more than five hundred (\$500) dollars. Each day, or part thereof, such violation continues or is permitted to exist following notification by the Town, or service of a notice of violation, or summons shall constitute a separate offense, punishable in like manner.

[(B)] (C) \* \* \*

[(C)] (D) \* \* \*

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of the State of New York.

ADDITIONS ARE INDICATED BY UNDERLINE  
\*\*\* INDICATES NO CHANGE TO PRESENT TEXT  
DELETIONS ARE INDICATED BY [BRACKETS]

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Mark A. Cuthbertson	AYE
Councilwoman Glenda A. Jackson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DULY ADOPTED.

2011-234

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 5-2011 CONSIDERING ZONE CHANGE APPLICATION NO. 2011-ZM-385 OF THE HUNTINGTON COMMUNITY DEVELOPMENT AGENCY, TO CHANGE THE ZONING FROM I-5 GENERAL INDUSTRY DISTRICT TO R-5 RESIDENCE DISTRICT FOR THE PROPERTIES LOCATED ON THE WEST SIDE OF LOWNDES AVENUE, BETWEEN RAILROAD STREET AND COLUMBIA STREET, HUNTINGTON STATION, AND RELIEVING THE COMMUNITY DEVELOPMENT AGENCY FROM CERTAIN REQUIREMENTS OF THE TOWN OF HUNTINGTON ZONING CODE.

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: Supervisor Petrone  
**COUNCILWOMAN JACKSON**

and seconded by **COUNCILMAN CUTHBERTSON**

WHEREAS, the Huntington Community Development Agency, with principal offices at 100 Main Street, Huntington, New York 11743, as property owner, has submitted application #2011-ZM-385 for a change of zone from I-5 General Industry District to R-5 Residence District for certain properties located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, designated as 0400-140-03-(072, 073, 108 & 109.003) on the Suffolk County Tax Map, and an additional parcel with no tax map number that was formerly located at the intersection of Lowndes Avenue and Railroad Street, identified in Schedule "B" of Town Board resolution 2010-611; and

WHEREAS, said application was forwarded to the Planning Board by the Town Board for study and recommendation under the applicable provisions of Huntington Town Code §198-127, and pursuant to the New York State Environmental Conservation Law, Article 8, State Environmental Quality Review Act (SEQRA), 6 NYCRR Part 617; and

WHEREAS, the applicant has submitted an Environmental Assessment Form (EAF), Part I in connection with the application, and the Department of Planning and Environment has reviewed the information provided with the EAF, Part I, has duly classified the action Unlisted in accordance with the provisions of 6 NYCRR 617, SEQRA, on behalf of the Town Board, and has coordinated the action which has established the Town Board as Lead Agency and has prepared an EAF Parts II and III which analyzes the planning and zoning issues relative to the subject application as well as consistency with the Town of Huntington Comprehensive Plan and evaluates potential project impacts in accordance with the SEQRA regulations; and

WHEREAS, by resolution dated March 23, 2011 the Planning Board strongly recommended to the Town Board that the Town Board schedule a public hearing on the application, issue a Negative Declaration under SEQRA, and approve the application subject to the following conditions:

- (1) All lots shall remain subject to the Town's affordable housing regulations in perpetuity; and
- (2) All houses shall be connected to the public sewer system; and

WHEREAS, the Town Board having considered the court's ruling in County of Monroe v. City of Rochester, 72 N.Y.2d 338 (1988), and other decisional law on the issue of "balancing the public interest" as the standard to be applied prior to granting any waiver of the Town's zoning requirements;

NOW THEREFORE BE IT

RESOLVED, upon due deliberation of the completed Environmental Assessment Form on file in the offices of the Town Clerk and the Department of Planning and Environment, the Town Board finds that this Unlisted action will not have a significant effect upon the environment because the rezoning action will incorporate measures, provided for in present town standards and regulations, to effectively mitigate potential impacts; and further finds that the proposed action to rezone the subject property is consistent with the Town of Huntington Comprehensive Plan and with long term planning policies and goals and is unlikely to pose significant adverse environmental impacts; and additionally finds that the subdivision resulting therefrom may require its own determination of significance, following SEQRA assessment of the specific project's environmental consequences, the Town Board hereby:

- (1) Issues a Negative Declaration based on the reasons outlined in the EAF, Parts II and III, and the conditions attached to this enactment; and
- (2) Finds that the requirements for a SEQRA review have been met; and

BE IT FURTHER RESOLVED, that the Town Board, having held a public hearing on the 12th day of April, 2011, to consider exempting the Huntington Community Development Agency from the parking requirements and certain other zoning regulations of the Town Code as more fully identified in Schedule "A", annexed hereto and made a part of this resolution, and to consider adopting Local Law Introductory Number 5-2011 amending the "Amended Zoning Map of the Town of Huntington", as referenced in Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), §198-7 of the Huntington Town Code, thereby rezoning from I-5 General Industry District to R-5 Residence District certain properties designated on the Suffolk County Tax Map by Nos. 0400-140-03-(072, 073, 108 & 109.003), and an additional parcel with no tax map number that was formerly located at the intersection of Lowndes Avenue and Railroad Street, identified in Schedule "B" of Town Board resolution 2010-611, and due deliberation having been had

HEREBY EXEMPTS the Huntington Community Development Agency from the "owner-occupied" requirement in §198-134(A)(1) of the Town Code, and payment of the application and annual permit fees on the same basis as allowed for not-for-profits under the

Take Back the Blocks Program in Huntington Town Code §198-146(A)(1), except that upon the sale of the properties by the CDA to the new owners such new owners shall comply with all of the provisions of the Accessory Apartment Law including the requirement that the residences be owner-occupied, except as set forth in §198-146(A)(2) and except as otherwise exempted in this resolution; and

HEREBY EXEMPTS the properties included in this application from the parking requirements; the three-year certificate of occupancy requirement; and half-mile 10% saturation requirements set forth in Huntington Town Code §198-134(A)(5, 7 and 8) and certain dimensional requirements in Huntington Town Code Chapter 198, Articles III and XX, more particularly described in Schedule "A" annexed hereto and made a part of this resolution; and

HEREBY APPROVES the change of zone as set forth below, except that this Local Law shall not be filed with the Secretary of State by the Huntington Town Clerk or be deemed effective against the subject property until the Covenants and Restrictions identified in this Resolution are approved by the Town Attorney as to form and content, and the applicant provides proper proof of filing with the Suffolk County Clerk to the Department of Planning and Environment, Town Attorney, and Town Clerk; and

FURTHER RESOLVES that no subdivision shall be approved by the Planning Board or signed by the Director of Planning unless the plan is in full compliance with the requirements of this Resolution, the Covenants and Restrictions, and any applicable condition, restriction, or limitation established by the Planning Board during subdivision review; and

HEREBY ADOPTS

Local Law Introductory No. 5-2011, amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts, Map, General Regulations), as follows on the terms and conditions as set forth herein.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW NO. \_\_\_\_\_ - 2011  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)  
SECTION 7 (ZONING MAP)

Section 1. The Code of the Town of Huntington, Chapter 198 (Zoning), Article II (Zoning Districts; Map; General Regulations), Section 7 (Zoning Map) is conditionally amended as follows:

CHAPTER 198 (ZONING)  
ARTICLE II (ZONING DISTRICTS; MAP; GENERAL REGULATIONS)

\* \* \*

§ 198-7 Zoning Map

The boundaries of the districts enumerated in §198-6 of this Chapter are hereby established as shown on the map designated as the "Amended Building Zone Map of the Town of Huntington." The said map, together with all notations, references and every other detail shown thereon shall be as much a part of this chapter as if the map and every other detail shown thereon was fully described therein. Section 198-55 contains symbols on the map for the aforesaid districts.

The premises located on the west side of Lowndes Avenue, between Railroad Street and Columbia Street, Huntington Station, containing 0.97 acres, and designated as 0400-140-03-(072, 073, 108 & 109.003) on the Suffolk County Tax Map, and an additional parcel with no tax map number that was formerly located at the intersection of Lowndes Avenue and Railroad Street, identified in Schedule "B" of Town Board resolution 2010-611; all collectively described as:

BEGINNING at a POINT at the intersection of the south side of Columbia Street with the west side of Lowndes Avenue,

THENCE from said POINT OF BEGINNING South 10 degrees 31 minutes 28 seconds East, 63.33 feet,

THENCE southerly along the arc of a curve bearing left, having a radius of 66 feet and a length of 44.19 feet,

THENCE South 48 degrees 53 minutes 13 seconds East, 51.32 feet,

THENCE southerly along the arc of a curve bearing right, having a radius of 20 feet and a length of 30.83 feet,

THENCE southerly along the arc of a curve bearing right, having a radius of 200 feet and a length of 51.56 feet,

THENCE South 54 degrees 12 minutes 0 seconds West, 150.00 feet,

THENCE North 10 degrees 31 minutes 28 seconds West, 114.05 feet,

THENCE South 79 degrees 28 minutes 32 seconds West, 50.00 feet,

THENCE North 10 degrees 31 minutes 28 seconds West, 150.00 feet,

THENCE North 79 degrees 28 minutes 32 seconds East, 185.64 feet to the POINT

OF BEGINNING.

Such change of zone shall be specifically conditioned upon the filing by the applicant of the following Covenants and Restrictions, to run with the land, in a form acceptable to the Town Attorney. Such deed and Covenants and Restrictions shall be filed at the applicant's own cost and expense in the Office of the Suffolk County Clerk.

- (1) All properties sold, resold, purchased or leased shall be owner-occupied single-family homes, each having one accessory apartment, and shall remain subject to the provisions of the Town's Affordable Housing Law under §198-13(I) or successor law, in all respects and in perpetuity. All properties shall be monitored for compliance by the Community Development Agency as specified in §198-13(I); and
- (2) All accessory apartments shall remain subject to the Town's Affordable Housing and Accessory Apartment Laws in all respects and in perpetuity, except for the exemptions allowed pursuant to the Town Code §198-146(1 & 2) regarding fees and §198-134(A) (5, 7 and 8) regarding saturation levels, parking and the existence of a certificate of occupancy for three years; and
- (3) All houses shall be connected to the public sewer system in accordance with sewer district regulations and the Code of the Town of Huntington; and
- (4) Conditions of the change of zone set forth in §198-13(I)(3) shall be specifically set forth in the Covenants and Restrictions to be executed and filed by the applicant.

\* \* \*

Section 2. Severability.

If any clause, paragraph, subdivision, section or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not effect, impair, or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid part therein.

Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

\* \* \*INDICATES NO CHANGE IN PRESENT TEXT  
ADDITIONS ARE INDICATED BY UNDERLINE.  
DELETIONS ARE INDICATED BY [BRACKETS].

2011-234

VOTE: AYES: 4 NOES: 1 ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>NO</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-234

SCHEDULE A

Lot Number	Lot Area	Lot Frontage	Lot Width	Section of Zoning Code		Lot Area for Accessory Apt.	Lot Frontage for Accessory Apt.
				198-19(D)	198-19(D)		
1			46.41			5000	46.41
2			46.41			5000	46.41
3			46.41			5000	46.41
4	4780		46.41		13	4780	46.41
5				11		7440	
6		38.4	38.4	10		5000	38.4
7	4737		43			4737	43.61
8					18	5418	
Code Minimum	5000	40	50	13	20	7500	50

\*All numbers are in linear feet, except for area measurements, which are in square feet

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NUMBER 9-2011 AMENDING LOCAL LAW NO. 2-2011 SO AS TO EXTEND A MORATORIUM ON PUBLIC HEARINGS, APPROVALS, GRANTS AND CONDITIONAL USE PERMITS BY THE ZONING BOARD OF APPEALS FOR WIRELESS TRANSMISSION FACILITIES

Resolution for Town Board Meeting dated: May 3, 2011

The following resolution was offered by: Councilwoman Jackson

And seconded by: **COUNCILWOMAN BERLAND**

THE TOWN BOARD, having held a public hearing on the 3<sup>rd</sup> day of May, 2011 at 2:00 p.m. to consider adopting Local Law Introductory No. 9-2011, amending Local Law Number 2-2011 so as to extend a Moratorium on public hearings, approvals, grants and conditional use permits by the Zoning Board of Appeals for wireless transmission facilities from May 8, 2011 to June 6, 2011; and due deliberation having been had,

NOW THEREFORE, THE TOWN BOARD

HEREBY ADOPTS Local Law Introductory No. 9-2011, as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

LOCAL LAW NO. 18 - 2011  
AMENDING LOCAL LAW NO. 2-2011 SO AS TO EXTEND A  
MORATORIUM ON PUBLIC HEARINGS, APPROVALS, GRANTS AND  
CONDITIONAL USE PERMITS BY THE ZONING BOARD OF APPEALS  
FOR WIRELESS TRANSMISSION FACILITIES

Section 1. Amendment to Local Law No. 2-2011 so as to extend a ninety (90) day moratorium on public hearings, approvals, grants and/or conditional use permits by the Zoning Board of Appeals regarding wireless transmission facilities currently required to obtain a conditional use permit from the Zoning Board of Appeals as provided for in §198-68 (A)(6) of the zoning code is in the public interest.

Section 2. Legislative Intent, Purpose and Findings:

- (1) The Code of the Town of Huntington has not been comprehensively updated since 1998 with respect to the regulation of wireless transmission facilities which refers to antennas, beacons, towers and accessory facilities as defined in §198-68 (A)(6)(b) of the zoning code of the Town of Huntington.
- (2) The wireless communications industry is characterized by the rapid development of new technologies that in many instances may result in community impacts as they are installed at various locations throughout the Town; furthermore, there have been numerous court decisions interpreting the extent of permissible local regulation of wireless transmission facilities.

- (3) It has become necessary to update Chapter 198, Section 198-68(A)(6) to ensure that the Code of the Town of Huntington regulates wireless transmission facilities and related improvements to the fullest extent permitted by applicable Federal and/ or State laws, and court decisions interpreting said laws, for purposes of preserving and enhancing the safety and welfare of the residents of the Town of Huntington and the public in general. The code amendments to be considered include but are not limited to the proof necessary to establish compliance with the federal RF emission limit, whether on-site testing of RF emissions should be required, and whether a gap in service requires location at a particular site; what standard of proof should apply to determine whether a gap in service exists and/or whether a particular location is necessary to satisfy a gap in service; what constitutes a gap in service; and to review alternative code language to mitigate the aesthetic impacts and whether particular types of structures such as lattice towers can be prohibited, and in otherwise considering amendments to the code that will comply with all applicable federal and state law.

Section 3. Declaration of Moratorium. A [ninety (90) day] moratorium on public hearings, approvals, grants and conditional use permits by the Zoning Board of Appeals for the construction or installation of wireless transmission facilities which are defined as antennas, beacons, towers and accessory facilities in §198-68 (A)(6)(b) of the zoning code of the Town of Huntington in order to provide the Town sufficient time to review the existing code and implement new regulations is hereby declared up to and including June 6, 2011. This declaration applies only to wireless transmission facilities that are required to obtain a conditional use permit from the Zoning Board of Appeals pursuant to Chapter 198, Section 198-68 (A)(6) of the Town Code.

Section 4. Hardship Application. Any person or entity aggrieved by this moratorium may apply to the Town Board for relief from the moratorium based upon a hardship. Applications for such relief shall be made in writing to the Town Clerk and shall specify the basis for the claimed hardship; supply all supporting documentation and proof; and pay an application fee of \$150. The Board shall grant a hardship application only if it is established that the hardship is not self-created; that tangible and identifiable loss will occur if applicant is required to wait until the expiration of this moratorium before a hearing is held and/or a decision is rendered by the Zoning Board of Appeals, or that an emergency situation exists involving an imminent threat to public health and safety. The need for prompt application to provide or maintain emergency protection services shall be sufficient to establish entitlement to a hardship exemption.

Section 5. This moratorium does not apply to publicly owned properties. However, those applications will be required to undergo review by the Department of Engineering Services for compliance with requirements for a building permit before permission to proceed will be granted.

Section 6. Severability. If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent

jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

Section 7. Effective Date. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

ADDITIONS ARE INDICATED BY UNDERLINE.  
DELETIONS ARE INDICATED BY [BRACKETS].  
\* \* \* INDICATES NO CHANGE TO PRESENT TEXT.

VOTE:                      AYES: 5      NOES: 0      ABSENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NO. 11-2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 156 (PROPERTY MAINTENANCE ; NUISANCES) , TO ADD ARTICLE VI (BLIGHTED PROPERTY) § 156-60

Resolution for Town Board Meeting Dated: May 3, 2011

The following Resolution was offered by: Councilwoman Berland

and seconded by: **COUNCILMAN MAYOKA**

WHEREAS, the Town of Huntington wishes to schedule a Public Hearing to consider amending Chapter 156 of the Code of the Town of Huntington which sets forth provisions affecting Property Maintenance and Nuisances for structures and properties within the Town; and

WHEREAS, the Town Board is cognizant of the numerous problems associated with the presence of blighted properties within the Town; and

WHEREAS, insuring that there are code provisions which are responsive to conditions of blight is necessary to avert a threat to the public health, safety, quality of life, and property values; and

WHEREAS, the Town Board is desirous of enacting a section of the Code to authorize procedures and actions to be taken to eliminate conditions of blight and prolonged and prolific property maintenance neglect; and

WHEREAS, in order to protect the health, safety and welfare of its residents, the Town exercises its authority under Town Law § 130 (3-a)(5)(11)(15) and (16) and Municipal Home Rule Law §10(1)(ii)(a)(11) and (12) in enacting amendments to the Code that require owners of property to maintain minimum maintenance standards and to encourage and promote property improvements to eliminate blight; and

WHEREAS, scheduling a public hearing to consider amending the Code of the Town of Huntington to create a section setting forth procedures and actions to be taken to eliminate conditions of blight is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(20) and (27) and therefore no further SEQRA review of the scheduling of a public hearing is required.

NOW THEREFORE THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the **6th** day of **June**, 2011 at **7:00p.m.** at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. **11**-2011, Amending the Code of the Town of Huntington, Chapter 156 (Property Maintenance; Nuisances), to add Article VI (Blighted Property) § 156-60 as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW INTRODUCTORY NUMBER 11 -2011  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 156  
(PROPERTY MAINTENANCE ; NUISANCES) , TO ADD ARTICLE VI (BLIGHTED  
PROPERTY)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 156 (Property Maintenance ; Nuisances) , to add Article VI (Blighted Property) as follows:

CHAPTER 156  
PROPERTY MAINTENANCE; NUISANCES

\* \* \*

ARTICLE V  
OTHER CONDITIONS AND NUISANCES

\* \* \*

ARTICLE VI  
BLIGHTED PROPERTY

§156-60. Legislative Intent.

It is the intention of the Huntington Town Board to protect the public health, safety and welfare by authorizing the establishment of procedures to identify, abate and eliminate the presence of blight upon properties throughout the Town.

§156-61: Scope; Applicability

A Scope. The provisions of this chapter shall apply to all properties in the unincorporated portions of the Town of Huntington, residential, commercial and otherwise, and constitute the requirements and standards for such property.

B. Applicability. The provisions of this chapter shall be deemed to supplement applicable state and local laws, ordinances, codes and regulations. Nothing in this chapter shall be deemed to abolish, impair, supersede or replace existing remedies of the Town, county or state or existing requirements of any other provision of local laws or ordinances of the Town or county or state laws and regulations. In case of conflict between any provisions of this chapter and any applicable state or local law, ordinance, code or regulation, the more restrictive or stringent provision or requirement shall prevail.

156-62. Blighted Property Designation.

Blighted Property - The following conditions shall be factors in evaluating whether or not a property is designated as a Blighted Property:

- A. A determination by the Director of Planning and Environment and/or an official of the Department of Public Safety and Code Enforcement that the property is in a condition which poses a serious threat to the safety, health, and or general welfare of the community. (50 points)
- B. The owner of the property has been issued Summonses and/or has been prosecuted for violation(s) of the Code of the Town of Huntington, and such violations have not been corrected.(50 points)
- C. The property has attracted or been an instrument of illegal, noxious or deleterious activity as defined in Chapter 50 Public Nuisances and/or in common law. (50 points)
- D. A determination has been made by the Fire Marshall that the conditions upon the property constitute a fire hazard. (50 points)
- E. The property is creating a substantial interference with the lawful use and /or enjoyment of other space within a structure/building or within the surrounding neighborhood. (50 points)
- F. The property is determined to be unmaintained by a Town Code Enforcement Officer/official based upon evidence of the persistent and continued existence of the following deleterious conditions:
  1. Boarded windows, doors, entryways or exits. (5 points)
  2. Broken or unsecured windows. (10 points)
  3. Broken or unsecured doors, entryways or exits. (10 points)
  4. Excessive litter or debris. (10 points)
  5. Overgrown grass at least ten (10) inches or higher or other overgrown vegetation or shrubbery. (10 points)
  6. More than one unregistered motor vehicle. (10 points) (see §156-39 (b) )
  7. Broken, unsecured or in disrepair:
    - (a) Roof (10 points)
    - (b) Gutters (5 points)
    - (c) Siding/shingles (10 points)
    - (d) Chimney (10 points)
    - (e) Shutters (5 points)
    - (f) Accessory structures including but not limited to: decks, sheds, porches, pools, pool houses or cabanas, garages, carports, storage units, front and rear porches, outside statuary, fish ponds. (15 points)

8. Storage of junk vehicles. (15 points)
9. Damaged, unsightly, unsecured or unpermitted signage or awnings. (15 points)
10. Presence of graffiti. (10 points)
11. Broken, unsecured or in disrepair fencing. (10 points)
12. Broken, unsecured or in disrepair outdoor lighting fixtures.(5 points)
13. Broken, exposed or hazardously utilized electrical wires, electrical equipment or extension cords. (15 points)
14. Unfinished construction. (20 points)
15. Damaged, dead or fallen trees or limbs. (10 points)
16. Evidence of fire damage to the property which has not been repaired or restored. (10 points)
17. Peeling or deteriorated paint. (5 points)
18. Presence of stagnant water. ( 10 points)
19. Open or unsecured wells, cesspools or cisterns. (10 points)
20. Presence of vermin, rodent harborage and infestation. (30 points)
21. Presence of any violation identified within this Chapter. (20 points)
22. Presence within/upon an outdoor area of the improper storage of:
  - (a) Refrigerator, washing machine, sink, stove, heater, boiler, tank, other household appliances, boxes or indoor furniture for a period in excess of seventy-two(72) consecutive hours. (10 points)
  - (b) Lumber, construction materials, dirt, debris, trash, garbage or uncovered refuse cans, accumulated refuse or garbage in covered refuse cans which is not timely or properly disposed of . (10 points)

#### Outdoor Storage Exemptions.

- (1) Machinery installed within the rear setback areas for household or recreational use.
- (2) The presence of refuse or trash cans, recycling bins or other debris which has been secured, placed or stored in compliance with this code .

156- 63 Definitions. For purposes of this article the following words shall have the following meanings:

Blighted Property - an improved or vacant property which meets or exceeds a point value of one hundred (100) points as set forth within this article.

Blighted Property Inventory List- A list containing properties within the Town which possess an accumulation of blight conditions equaling or exceeding a point value of one hundred (100) points.

Code Enforcement Official – shall mean an official charged with the enforcement and/or administration of this article.

Defacement – shall mean any mark on the face or surface of, disfigurement, injury, damage or alteration to the appearance of the property without the express permission of the owner or person or entity in control thereof.

Dilapidated –shall mean extreme disrepair such that a structure or dwelling unit or commercial space is unfit or unsafe for habitation or occupancy.

Graffiti- shall mean any inscription, mark or design which has been written, etched, scratched , painted or drawn or otherwise visible upon a premises.

Junked Vehicle- shall mean an unregistered motor vehicle not suitable for operation.

Legal Occupancy- shall mean occupancy that exists by virtue of fee ownership, a bonafide lease agreement, a rent receipt or, if necessary, a utility statement, and which occupancy is in compliance with federal, state local laws, local zoning, local housing, and all other pertinent rules, regulations and codes.

Neighborhood- shall mean an area of the Town of Huntington defined by its residents and its distinctive characteristics.

Registration Fees- An annual fee imposed upon properties which are listed on the Blighted Property Inventory List.

Restoration Agreement- shall mean a legal and binding agreement between the Town and a given property owner, wherein said property owner proposes to complete specific repairs and/or improvements in order to resolve conditions existing on his or her property as identified by a Code Enforcement Official in accordance with the definition of “Blighted Property.” Such repairs and/or improvements shall be outlined on an explicitly fixed timeline and as such will be offered a full exemption from the annual registration fee outlined in 166-64 (D). The Director of the Department of Planning and Environment shall have the authority, on behalf of the Town , to execute such Restoration Agreement.

Vacant- shall mean a period of sixty (60) days or longer during which a building or structure of part thereof, or land is not legally occupied.

Vacant parcel- shall mean a parcel of land with no structure(s) thereon.

Unit- shall mean any space within a building that is or can be rented by or to a single person or entity forhis/her/its sole use and is intended to be a single and distinct space.

156-64 Creation or Maintenance of the Blighted Property Prohibited

No owner, agent, tenant, business entity, voluntary association, nonprofit organization, or person in control of real property located within the Town of Huntington shall allow, create, maintain or cause to be created or maintained, any blighted property.

#### 156-65 Enforcement

A. The Department of Public Safety, Code Enforcement shall be charged with reviewing complaints and conducting investigations in order to determine if blight exists at the subject property.

B. Once a property has been determined to be blighted, Code Enforcement shall prepare and send out notification letters to each property owner. Such notice shall be served by personal service upon the owner or person in charge of the affected building or structure; or if no such person can be reasonably found, by mailing said owner such notice by means of certified mail, return receipt requested, to the last known address as shown by the records of the Town Assessor; and by securely affixing a copy of such notice upon the door of the affected building or structure.

C. Notice Contents.

(1) The notice must contain a statement of the date(s) upon which an inspection was conducted on the property to determine blight, the address of the blighted property, the specific nature of the blight, a copy of this local law, the "point rating" review of the premises, the required annual registration fees and the property's placement on the Blighted Property Inventory List. Said notice shall further notify the owner that if no reasonable proof is offered establishing the property does not constitute a Blighted Property, said annual registration fee shall be added to the property tax bill for the premises after thirty (30) days of receipt of said notice.

(2) Any notice to qualifying property owners must also contain an offer of the opportunity to enter into a Restoration Agreement with the Town.

D. Registration Fees- After thirty days from the date of notice absent proof to the contrary the following registration fees shall be imposed:

(1) A registration fee of five thousand (\$5,000.00) dollars shall be added to the tax bill for any commercial building or property;

(2) A registration fee of two thousand five (\$2,500.00) dollars shall be added to the tax bill for any residential building or property.

E. Any surplus administrative, mitigation or registration costs imposed by the Town shall be used to create a beautification fund, with the intent of financing the Town's revitalization and anti-blight efforts.

156- 66 Restoration Agreement:

A. Property Owner Qualifications. In order to qualify to enter into a Restoration Agreement , the property owner must:

(1) Possess or have applied for a valid Certificate of Occupancy or Letter in Lieu as issued by the Town for the subject premises; and

(2) Have no other outstanding violations or complaints on file with Code Enforcement.

(B) Restoration Agreement Contents. All Restoration Agreements shall include a definite plan for the resolution of any conditions existing on the blighted premises/corresponding property as identified by a Code Enforcement Official in accordance with the definition of Blighted Property defined herein.

(C) Such repairs and/or improvements shall be outlined on an explicitly fixed timeline.

(D) Registration Fee Exemption. In consideration for entering into a Restoration Agreement with the Town, the property owner will be offered a full exemption from the annual registration fee(s).

(E) Penalties for Non Compliance with Restoration Agreement Terms. Any property owner who does not complete the repairs and/or improvements outlined in a Restoration Agreement within the established timeline will be subject to the actions described in 156-68.

156-67 Incentives

Any entity and/or individual that purchases a property registered on the Town's Blighted Property Inventory List may be offered certain incentives from the Town.

A. All incentives are at the discretion of the Director of the Department of Planning and Environment. The "rating" of the purchased property, the location of the purchased property, the degree of repair and development necessary, and the impact of the proposed project on the Town's economy, are factors to be considered in the grant of an exemption.

B. Incentives may include, but are not limited to, twenty-five (25%) percent reduction of certain permit and/or application fees to be collected by the Planning and Engineering Departments and/or an acceleration of the processing of certain permits as issued by the Planning and Engineering Departments.

C. Applicants must demonstrate the ability to pay for their proposed projects either through commitment letters for loans obtained from a commercial lender of their selection or through the availability of developer funds.

D. The environmental condition of the project site(s) and the applicant's liability and other insurance coverage must be considered by the Town before the approval of any incentives.

E. The timeframe applies to the time within which a property owner/developer submits an application with the Town of Huntington Department of Planning and Environment or Engineering.

(1) Application is defined as any building permit application, or an application to initiate an administrative process within the Department of Planning and Environment and Engineering which would enable the submission of a Building Permit application (such administrative processes include but are not limited to the Change of Zone process, application for a variance from the Zoning Board of Appeals, and/or Site Plan Review).

#### 156-68 Action by Town Board for Failure to Comply or Abate Violations

A. Failure to comply with a Restoration Agreement. Whenever the owners of a property shall fail to comply with an executed Restoration Agreement, the Town Board may authorize the work to be done and shall provide for the cost thereof to be paid from general Town funds as directed by resolution of the Town Board, pursuant to the authority provided under §64 and §130 of the Town law. Additionally, failure to comply with an executed Restoration Agreement shall result in the placement, or retention of the property on the Blighted Property Inventory List and the imposition of the corresponding annual registration fees applicable for each year that the offending conditions exist or remain.

B. Authority to abate in the absence of a Restoration Agreement. In the event that an owner and/or occupant of such land or premises shall fail to abate any violation as described in the definition of "Blighted Property" contained herein, the Town Board, after consideration at a public hearing, may declare said premises to be a nuisance and thereafter, the Town Board shall have the authority to enter onto such premises where such violation exists, to remedy such violation and to charge the cost or expense of such remediation against the owner and establish a lien in the manner provided herein.

C. Assessment of costs and expenses, liens. All costs and expenses incurred by the Town in connection with the abatement of a violation of this chapter shall be provided to the Town Board by the Department of Planning and Environment and/or Engineering. The total costs and expenses shall then be determined by the Town Board and shall be reported to the Assessor of the Town as the amount to be assessed against the property, and the expense so assessed shall constitute a lien and charge on the premises on which it is levied until paid or otherwise satisfied or discharged.

#### Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of Secretary of State of the State of New York.

ADDITIONS ARE INDICATED BY UNDERLINE  
DELETIONS ARE INDICATED BY [BRACKETS]  
\* \* \* INDICATES NO CHANGE IN PRESENT TEXT

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ADOPTING LOCAL LAW INTRODUCTORY NUMBER 12 - 2011 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 198 (ZONING), ARTICLE I (GENERAL PROVISIONS) AND ARTICLE IV (COMMERCIAL DISTRICTS).

Resolution for Town Board Meeting dated: May 3, 2011

The following resolution was offered by **COUNCILMAN CUTHBERTSON**  
**COUNCILWOMAN BERLAND, COUNCILWOMAN JACKSON**

and seconded by: **SUPERVISOR PETRONE**  
**COUNCILMAN MAYOKA**

WHEREAS, retail establishments that may be defined as Convenience Markets based on their customer base, product mix and size of space devoted to this use have higher volumes of traffic per square foot relative to retail supermarkets and require a greater number of parking spaces to adequately serve their customers; and

WHEREAS, Convenience Markets require sufficient lot areas to provide adequate off-street loading areas for delivery trucks and tractor trailers that do not conflict with the customer vehicular and pedestrian circulation on site; and

WHEREAS, Convenience Markets operating during late evening and early morning hours result in unacceptable levels of noise and activity that will detract from the quality of life for residents living in neighborhoods in close proximity to such uses; and

WHEREAS, Convenience Markets in the Town of Huntington have been found to not have sufficient lot area to adequately provide off-street loading areas for delivery trucks, which are increasingly in the form of 18-wheel tractor trailers, and they do not provide sufficient customer parking resulting in nearby residential streets being utilized for off-street loading areas and parking, thereby detracting from the residential quality of life in adjacent neighborhoods, and

WHEREAS, increased traffic on properties with insufficient areas to accommodate Convenience Markets also result in traffic circulation issues that create safety concerns for pedestrians shopping in local business districts, and

WHEREAS, the Town Board must act to protect the quality of life in residential areas impacted by the establishment of Convenience Markets by regulating such uses as Conditional Uses in specified commercial districts with appropriate conditions to foster sound planning principles and protect residential areas; and

WHEREAS, this action is classified Type I pursuant to SEQRA 617.4(b)(2) as it involves the adoption of changes in the allowable uses within commercial zoning districts, affecting 25 or more acres of the district;

NOW THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES a public hearing for the 16th day of May, 2011 at 6:30 P.M. at Town Hall, 100 Main Street Huntington, New York, to consider adopting Local Law Introductory Number 12 - 2011 amending the Code of the Town of Huntington, Chapter 198 (Zoning), Article I (General Provisions) and Article IV (Commercial Districts), as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

LOCAL LAW INTRODUCTORY NO. **12** -2011  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 198 (ZONING)  
ARTICLE I (GENERAL PROVISIONS) AND  
ARTICLE IV (COMMERCIAL DISTRICTS)

Section 1. Amendment to Chapter 198 (Zoning), Article I (General Provisions) and Article IV (Commercial Districts) of the Code of the Town of Huntington.

CHAPTER 198 (ZONING)  
ARTICLE I (GENERAL PROVISIONS)

\* \* \*  
§198-2. Definitions and word usage.

\* \* \*  
B. Definitions. For the purpose of this chapter, the following terms and phrases shall have the meanings indicated:

\* \* \*  
Convenience Market – A retail establishment which sells food and beverages, prepackaged or packaged within the establishment, and in a ready to consume state which may also sell newspapers, magazines and/or other sundries of a convenience nature.

\* \* \*  
Hamlet Center – An area mapped and identified as a hamlet center in the Horizons 2020 Comprehensive Plan.

\* \* \*  
Shopping Center – A property containing a building occupied by three (3) or more commercial tenants that utilize a shared parking lot.

\* \* \*

ARTICLE IV (COMMERCIAL DISTRICTS)

\* \* \*

§198-25. C-4 Neighborhood Business District.

The regulations set forth in this section or set forth elsewhere and referring to this section are intended to provide for convenience-type retail and service outlets designed principally for residential neighborhood service.

A. Use regulations. In the C-4 Neighborhood Business District, a building or premises shall be used only for the following purposes:

\* \* \*

- (11) Convenience Markets in shopping centers, and in hamlet centers where no parking is provided on site.

\* \* \*

§198-26. C-5 Planned Shopping Center District

The regulations set forth in this section or set forth elsewhere and referring to this section are established to provide for retail shopping facilities composed principally of groups of retail and service establishments of integrated design, intended to serve community-wide or regional needs as well as those of local neighborhoods.

A. Use regulations. In the C-5 Planned Shopping Center District, a building or premises shall be used only for the following purposes:

\* \* \*

- (14) Convenience Markets in shopping centers, and in hamlet centers where no parking is provided on site.

\* \* \*

E. Supplementary use regulations and conditionally permitted uses. See Article XI. In addition, the following may be allowed subject to the issuance of a special use permit by the Zoning Board of Appeals pursuant to §198-66.

- (1) Freestanding Convenience Markets provided that:
  - (a) A Convenience Market use in a freestanding building shall have a minimum lot area of 25,000 square feet.
  - (b) No portion of the commercial use, including the building, parking lot, utilities, and dumpsters shall be located within twenty-five (25) feet of adjacent residentially used or zoned parcels if the convenience market use is operating between the hours of 11:00 PM and 6:00 AM. A landscape buffer with a minimum width of ten (10) feet and a double row of evergreen trees shall be planted in accordance with Town standards to

reduce noise and visual impacts to adjacent residences, unless existing vegetation is determined to be more suitable for that purpose.

- (c) One off-street truck loading space with a minimum width of twelve (12) feet and a minimum length of forty (40) feet shall be required. Aisles and turning areas shall provide good internal traffic circulation.
- (d) Outdoor sales, storage and display of goods, including vending machines, shall be specifically prohibited.
- (e) A maximum of twenty-five (25) percent of the required parking may be modified pursuant to §198-43.

\* \* \*

#### §198-27. C-6 General Business District

- A. Use regulations. In the C-6 General Business District, a building or premises shall be used only for the following purposes:

\* \* \*

- (24) Convenience Markets in shopping centers, and in hamlet centers where no parking is provided on site.

\* \* \*

- C. Conditional uses. The following conditional uses shall be allowed, subject to the issuance of a special use permit by the Zoning Board pursuant to 198-66:

\* \* \*

- (11) Freestanding Convenience Markets provided that:

- (a) A Convenience Market use in a freestanding building shall have a minimum lot area of 25,000 square feet.
- (b) No portion of the commercial use, including the building, parking lot, utilities, and dumpsters shall be located within twenty-five (25) feet of adjacent residentially used or zoned parcels if the convenience market use is operating between the hours of 11:00 PM and 6:00 AM. A landscape buffer with a minimum width of ten (10) feet and a double row of evergreen trees shall be planted in accordance with Town standards to reduce noise and visual impacts to adjacent residences, unless existing vegetation is determined to be more suitable for that purpose.
- (c) One off-street truck loading space with a minimum width of twelve (12) feet and a minimum length of forty (40) feet shall be required. Aisles and turning areas shall provide good internal traffic circulation.
- (d) Outdoor sales, storage and display of goods, including vending machines, shall be specifically prohibited.
- (e) A maximum of twenty-five (25) percent of the required parking may be modified pursuant to §198-43.

\* \* \*

§ 198-27.1. C-6 Huntington Station Overlay District.

Purpose. The purpose of adopting this overlay zone is to create a business district that will accommodate neighborhood shopping, encourage job creation, allow for a community where people can easily walk to acquire the day to day needs, and yield ratables commensurate with the uses permitted.

- A. Use regulations. Unless otherwise specifically prohibited, the as-of-right uses provided in the C-6 General Business District shall be permitted in the C-6 Huntington Station Overlay District, subject to any restrictions and limitations contained in this section. In the event the provisions of § 198-27 conflict with the provisions of this section, this section shall be controlling. In addition to such permitted uses, a building, structure or premises in the C-6 Huntington Station Overlay District may be used for the following purposes:

- \* \* \*
- (18) Convenience Markets in shopping centers, and in hamlet centers where no parking is provided on site.

- \* \* \*
- C. Conditional uses. Unless otherwise specifically prohibited, the conditionally permitted uses provided in the C-6 General Business District shall be conditionally permitted in the C-6 Huntington Station Overlay District, subject to any restrictions or limitations contained in this section. In the event the provisions of § 198-27 conflict with the provisions of this section, this section shall be controlling. In addition to such conditional uses, the following conditionally permitted uses shall be permitted subject to the issuance of a special use permit. In no event shall a special use permit be issued or approved if any one of the conditions for the stated use is not met.

- \* \* \*
- (7) Freestanding Convenience Markets provided that:
- (a) A Convenience Market use in a freestanding building shall have a minimum lot area of 25,000 square feet.
- (b) No portion of the commercial use, including the building, parking lot, utilities, and dumpsters shall be located within twenty-five (25) feet of adjacent residentially used or zoned parcels if the convenience market use is operating between the hours of 11:00 PM and 6:00 AM. A landscape buffer with a minimum width of ten (10) feet and a double row of evergreen trees shall be planted in accordance with Town standards to reduce noise and visual impacts to adjacent residences, unless existing vegetation is determined to be more suitable for that purpose.
- (c) One off-street truck loading space with a minimum width of twelve (12) feet and a minimum length of forty (40) feet shall be required. Aisles and turning areas shall provide good internal traffic circulation.

- (d) Outdoor sales, storage and display of goods, including vending machines, shall be specifically prohibited.
- (e) A maximum of twenty-five (25) percent of the required parking may be modified pursuant to §198-43.

\* \* \*

§ 198-28. C-7 Minor Commercial Corridor District.

A. Permitted Uses. The following uses are permitted in the zoning district unless otherwise limited or prohibited in this Chapter:

- (12) Convenience Markets in shopping centers, and in hamlet centers where no parking is provided on site.

\* \* \*

ARTICLE IV (OFF-STREET PARKING)

\* \* \*

§198-47 Table of Minimum Spaces Required

Use or Use Category	Basic Unit of Measurement	Additional or Alternative Requirement
---------------------	---------------------------	---------------------------------------

<u>Convenience Market</u>	<u>1 per 150 square feet of gross floor area</u>	*
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\* \* \*

Section 2. Severability.

If any clause, paragraph, subdivision, section or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not effect, impair, or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid part therein.

Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

\*\*\*INDICATES NO CHANGE IN PRESENT TEXT  
 ADDITIONS ARE INDICATED BY UNDERLINE.  
 DELETIONS ARE INDICATED BY [BRACKETS].

2011-237.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011 - 238

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER THE APPLICATION OF T-MOBILE NORTHEAST, L.L.C. TO BE EXEMPTED FROM THE PROVISIONS OF LOCAL LAW NO. 2-2011 AND ANY EXTENSION TO THE 90-DAY MORATORIUM IN ORDER TO LOCATE A WIRELESS COMMUNICATION ANTENNA AT 9 CROSBY PLACE, COLD SPRING HARBOR

Resolution for Town Board Meeting dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **COUNCILMAN CUTHBERTSON**

WHEREAS on February 1, 2011 by Resolution No. 2011-63, the Town Board adopted Local Law No. 2-2011 establishing a ninety (90) day moratorium on public hearings, and the issuance of approvals, grants and conditional use permits by the Zoning Board of Appeals for wireless transmission facilities; and

WHEREAS, the moratorium was established to protect the interests of the public while the Town Board adopted standards, guidelines and amendments to the code which are consistent with existing federal and state laws, rules and regulations; and

WHEREAS, T-Mobile Northeast, L.L.C. has filed a hardship application pursuant to Section 4 of Local Law 2-2011 to be exempted from the provisions of the 90-day moratorium, or any contemplated extension of the moratorium, so as to proceed with a pending application to locate an antenna on an existing tower at 9 Crosby Place, Cold Spring Harbor, New York; and

WHEREAS, scheduling a public hearing to consider an exemption to a Local Law is a Type II action pursuant to 6 N.Y.C.R.R. §617.5(c)(30) of the SEQRA regulations, and therefore no further SEQRA review is required.

NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby schedules a public hearing for the 16<sup>th</sup> day of May, 2011 at 6:30 p.m., at Town Hall, 100 Main Street, Huntington, New York, to consider adopting Local Law Introductory No. 13 -2011, amending Local Law Number 2-2011, and any extension to an existing moratorium on public hearings, approvals, grants and conditional use permits by the Zoning Board of Appeals for wireless transmission facilities, so as to exempt an application by T-Mobile Northeast, L.L.C. to locate an antenna on an existing tower at 9 Crosby Place, Cold Spring Harbor, New York; as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON, AS FOLLOWS:

2011 - 238

LOCAL LAW INTRODUCTORY NO. 13 - 2011  
AMENDING LOCAL LAW NO. 2-2011 SO AS TO EXEMPT  
AN APPLICATION FOR WIRELESS TRANSMISSION FACILITIES  
AT 9 CROSBY PLACE, COLD SPRING HARBOR, NEW YORK

Section 1. Amendment to Local Law No. 2-2011 so as to exempt an application by T-Mobile to locate an antenna on an existing tower at 9 Crosby Place, Cold Spring Harbor, New York.

\* \* \*

Section 5. This moratorium does not apply to publicly owned properties and the application of T-Mobile to locate an antenna on an existing tower at 9 Crosby Place, Cold Spring Harbor, New York. However, those applications will be required to undergo review by the Department of Engineering Services for compliance with requirements for a building permit before permission to proceed will be granted.

Section 6. Severability. If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

Section 7. Effective Date. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

ADDITIONS ARE INDICATED BY UNDERLINE.

DELETIONS ARE INDICATED BY [BRACKETS].

\*\*\* INDICATES NO CHANGE TO PRESENT TEXT.

VOTE:                      AYES: 4      NOES: 1      ABSENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>NO</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ACQUIRING HUNTINGTON PROPERTY (CARPENTER FARM)

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by Councilman Cuthbertson

and seconded by **COUNCILWOMAN JACKSON**

WHEREAS, on November 3, 1998 the voters of the Town of Huntington approved the establishment of the \$15 million Environmental Open Space and Park Fund; on November 4, 2003 Huntington voters extended the program by an additional \$30 million; and on November 4, 2008 voters extended the initial \$15 million program by an overwhelming 75% margin, and

WHEREAS, the Environmental Open Space and Park Fund Review Advisory (EOSPA) Committee

- received a nomination for a 12-acre site, identified as SCTM 0400-080-02-022.000, located at 55 Old Field Lane in Huntington;
- conducted a field investigation, subsequent to which all site improvements have been removed;
- received indication from representatives of the owner of the property, Estate of Walter Carpenter, that there is a potentially willing seller; and
- recommended that the Town Board pursue acquisition for passive parks uses, potentially including hiking and nature observation, environmental education, and community gardening; and

WHEREAS, the Town Board wishes to proceed with acquisition for this specific real property as recommended by the EOSPA Committee; and

WHEREAS, prior to acquiring an interest in the property, a public hearing is required to be held pursuant to General Municipal Law §247, and

WHEREAS, the Town Board wishes to proceed with acquisition of this specific real property as recommended by the EOSPA Committee as a cooperative project with Suffolk County, and

WHEREAS, prior to acquiring an interest in the property, a public hearing is required to be held pursuant to General Municipal Law §247, and

WHEREAS, it is anticipated that matching cooperative governmental funding will be availed through a Suffolk County land protection program to assist the Town of Huntington in securing ownership rights for this land, and the Town Board assured Town residents prior to the votes on the EOSPA referenda that every effort would be made to leverage local funding, and

WHEREAS, this action is classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(21) as it involves conducting studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not

commit the agency to commence, engage in or approve such action and a SEQRA review will be completed by the Town Board prior to any authorization related to this project;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby schedules a public hearing pursuant to General Municipal Law §247.2 for the 6th day of June, 2011 at 7:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York to consider acquiring the identified Carpenter Farm Property as passive parkland; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Town Attorney and Special EOWA Committee Counsel to take the necessary actions to obtain an appraisal and, upon receipt of appraisal, to facilitate negotiation of a contract to purchase the property identified above; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds from Budget Item PL7197-2109 as necessary for the appraisal, and

BE IT FURTHER

RESOLVED, that the Town Board recommends this open space acquisition to the Director of the Suffolk County Planning Department and Suffolk County Legislature for consideration as a partnership project under a program for which it may qualify with an offer of a portion of matching capital to be provided by the Huntington Environmental Open Space and Park Fund, and

BE IT FURTHER

RESOLVED, that the Town Board directs the Town Clerk to forward a copy of this resolution with a letter to the Suffolk County Planning Director, Presiding Officer of the Suffolk County Legislature and to the County legislators that represent the Town of Huntington, urging support of the proposed cooperative open space initiative to secure the identified Carpenter Farm Property.

VOTE:            AYES: 5        NOES: 0        ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

2011-240

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 3, ARTICLE II, §3-3, SCHEDULE J.

RE: WEST TWENTY-SECOND STREET, NO STOPPING RESTRICTION

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN JACKSON**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, amendments to the Uniform Traffic Code of the Town of Huntington regarding parking restrictions are classified as Type II actions pursuant to SEQRA, 6 N.Y.C.R.R. §617.5 (c)16(c)(20) and (c)27, and therefore, no further SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the **6th** day of, **June** 2011, at **7p.m.** at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, as follows:

Under Chapter 3, Parking Regulations; Article II, Parking, Standing and Stopping Regulations; §3-3, Designation of Areas and Restrictions; Schedule J.

	<u>NAME OF STREET/SIDE LOCATION</u>	<u>REGULATION</u>	<u>HOURS/DAYS</u>
ADD:	West Twenty-Second Street/South From Farragut Pl, east for 100 ft. (HUN)	No Stopping	-----

VOTE:            AYES: 5            NOES: 0            ABSTENTIONS: 0

Supervisor Frank P. Petrone            **AYE**

Councilwoman Susan A. Berland            **AYE**

Councilman Mark A. Cuthbertson            **AYE**

Councilwoman Glenda A. Jackson            **AYE**

Councilman Mark Mayoka            **AYE**

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED

2011-241

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF HUNTINGTON, CHAPTER 2, ARTICLE IV, §2-7, SCHEDULE G.

RE: WEST FARM DRIVE – STOP SIGNS

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by: **COUNCILWOMAN BERLAND**

and seconded by: **SUPERVISOR PETRONE**

WHEREAS, an amendment to the Uniform Traffic Code of the Town of Huntington regarding stop signs is a TYPE II action pursuant to SEQRA, 6 N.Y.C.R.R. §617.5 (c)(16) (c)20 and (c)27, and therefore, no further SEQRA review is required.

NOW THEREFORE

THE TOWN BOARD

HEREBY SCHEDULES A PUBLIC HEARING for the **6th** day of **June** 2011, at **7:00**p.m. at Town Hall, 100 Main Street, Huntington, New York, to consider amending the Uniform Traffic Code of the Town of Huntington, as follows:

Under Chapter 2, Traffic Regulations; Article IV, Stop and Yield Intersections, §2-7, Stop and Yield Intersections Designated; Schedule G.

	<u>SIGN ON</u>	<u>SIGN</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF:</u>
DELETE:	West Farm Drive (MVL)	STOP	WEST	Bagatelle Road

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

Supervisor Frank P. Petrone	<b>AYE</b>
Councilwoman Susan A. Berland	<b>AYE</b>
Councilman Mark A. Cuthbertson	<b>AYE</b>
Councilwoman Glenda A. Jackson	<b>AYE</b>
Councilman Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ENACTMENT: APPROVE THE ISSUANCE OF A SPECIAL USE PERMIT UNDER CHAPTER 137 (MARINE CONSERVATION)

APPLICANT: CRAMER CONSULTING GROUP ON BEHALF OF CELESTE MORIN

LOCATION: 45 PROSPECT RD., CENTERPORT, N.Y. 11721

S.C.T.M. #0400-045.00-01.00-022.000

Resolution for Board of Trustees Meeting Dated: May 3, 2011

The following resolution was offered by: **TRUSTEE BERLAND**

and seconded by: **PRESIDENT PETRONE**

WHEREAS, pursuant to Chapter 137, the Marine Conservation Law of the Town of Huntington, an application for a variance to § 137-26.A [1] has been submitted by:

Cramer Consulting Group

On behalf of

Celeste Morin

45 Prospect Rd.

Centerport, N.Y. 11721

to repair and stabilize existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/ breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. # 0400-045.00-01.00-022.000; and

WHEREAS, this action is classified as an unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town Board has been established as lead agency for this action; and

WHEREAS, upon review of the Environmental Assessment Form, submitted by the applicant, and by the SEQRA review prepared by the Town Department of Maritime Services, it has been determined that no potentially adverse environmental impacts are posed by the pending action, providing the conditions requested by the Department of Maritime Services are adhered to.

NOW, THEREFORE

THE BOARD OF TRUSTEES, having held a public hearing on the 12<sup>th</sup> day of April 2011, to consider the issuance of a special use permit to Celeste Morin to repair and stabilize existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/ breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. # 0400-045.00-01.00-022.000, and due deliberation being had;

HEREBY RESOLVES, that based upon the review of the Environmental Assessment Form (EAF), submitted by the applicant, and the SEQRA review prepared by the Town Department of Maritime Services, the issuance of the permit does not pose a significant adverse environmental impact, provided that the conditions requested by the Department of

Maritime Services are adhered to, and hereby issues a negative declaration; and

HEREBY APPROVES the issuance of a Special Use Permit under Chapter 137 of the Code of the Town of Huntington, to Celeste Morin to repair and stabilize existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. #0400-045.00-01.00-022.000 subject to the following conditions:

- 1) Applicant must notify the Dept. of Engineering Services, Dept. Of Maritime Services and the Harbor Master's office 48 hours prior to the commencement of any construction/demolition activities. Notification shall be in writing to each department at 100 Main St., Town Hall, Huntington, N.Y. 11743 and separate facsimile transmissions at (631) 351-3373, (631) 351-3132 and (631) 425-0621
- 2) All work on the seaward side of the wall must be completed during periods of low tide to eliminate any potential for turbidity to impact the waterway.
- 3) Arrangements must be made through the Dept. of Maritime Services to open the tidal-gate at Centerport Harbor during the weekdays only, for the benefit of the subject project.
- 4) All construction equipment, vehicles and materials shall access the project site via the applicant's own property. No construction equipment, vehicles or material deliveries shall transverse adjacent properties nor access the beach/shoreline via Town of Huntington Park lands.
- 5) All activities must be conducted in conformance with the approved New York State DEC Tidal Wetlands Permit and associated approved plans.
- 6) The applicant is responsible for obtaining and adhering to all necessary Federal, State and locale permits.
- 7) All construction equipment, vehicles and materials must be stored/operated upland of any tidal/inter-tidal wetlands areas
- 8) All necessary precautions shall be taken to preclude contamination of wetlands or waterways by construction debris, suspended solids, sediments, fuel, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with this project.
- 9) There will be no disturbance to the vegetated tidal wetlands or protected areas as a result of the proposed activity.

- 10) Upon the completion of the activity, all construction debris shall be removed from the site and property disposed of at a state approved disposal area.
- 11) All required Town of Huntington inspections are scheduled at appropriated intervals during the course of demolition/construction.
- 12) All fill shall be "clean" sand free of asphalt, concrete or any other construction debris.
- 13) The applicant, owner and their duly authorized representatives (such as contractors, sub-contractors and work-force) are required to adhere to the construction plans, methodology and/or terms/conditions approved by the Town of Huntington, Dept. of Engineering Services, Dept. Of Maritime Services and the Town Attorney's Office. Any modification or deviation from the approved plans, methodology and/or terms/conditions as included in the issued permit must be approved by the Town of Huntington prior to the commencement of activities.
- 14) Upon completion of the project the applicant must notify the Dept. of Engineering Services and the Dept. Of Maritime Services in writing to each department at 100 Main St., Town Hall, Huntington, N.Y. 11743

VOTE:                    AYES: 5                    NOES: 0                    ABSTENTIONS: 0

President Frank P. Petrone	<b>AYE</b>
Trustee Susan A. Berland	<b>AYE</b>
Trustee Mark A. Cuthbertson	<b>AYE</b>
Trustee Glenda A. Jackson	<b>AYE</b>
Trustee Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

ENACTMENT: APPROVE THE EXECUTION OF A LICENSE AGREEMENT PURSUANT TO THE MARINE CONSERVATION LAW, TOWN CODE CHAPTER 137,

APPLICANT: CRAMER CONSULTING GROUP ON BEHALF OF CELESTE MORIN

LOCATION: 45 PROSPECT RD., CENTERPORT, N.Y. 11721

S.C.T.M. # 0400-045.00-01.00-022.000

Resolution for Board of Trustees Meeting Dated: May 3, 2011

The following resolution was offered by: **TRUSTEE BERLAND**

and seconded by: **PRESIDENT PETRONE**

WHEREAS, pursuant to Chapter 137, the Marine Conservation Law of the Town of Huntington, an application for a special use permit has been submitted by

Cramer Consulting Group

On behalf of

Celeste Morin

45 Prospect Rd.

Centerport, N.Y. 11721

to repair and stabilize existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/ breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. # 0400-045.00-01.00-022.000; and

WHEREAS, a license agreement for the repair and stabilization of an existing seawall built on Town of Huntington and privately owned land is necessary; and

WHEREAS, this action is classified as an unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town Board has been established as lead agency for this action; and

WHEREAS, upon review of the Environmental Assessment Form, submitted by the applicant, and by the SEQRA review prepared by the Town Department of Maritime Services, it has been determined that no potentially adverse environmental impacts are posed by the pending action, providing the conditions requested by the Department of Maritime Services are adhered to.

NOW, THEREFORE

THE BOARD OF TRUSTEES, having held a public hearing on the 12th day of April 2011, to consider the matter of the execution of a license agreement pursuant to the Marine Conservation Law Chapter 137 for the repair and stabilize of an existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/ breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. # 0400-045.00-01.00-022.000; and due deliberation being had;

HEREBY RESOLVES, that based upon the review of the Environmental Assessment Form (EAF), submitted by the applicant, and the SEQRA review prepared by the Town Department of Maritime Services, the issuance of the permit does not pose a significant adverse environmental impact, provided that the conditions requested by the Department of Maritime Services are adhered to, and hereby issues a negative declaration; and

HEREBY GRANTS the execution of a license agreement to Celeste Morin to repair and stabilize existing seawall; install tie rods/earth anchors, under-pin existing shallow footing, patch and fill all cracks/ breaches in existing concrete seawall at 45 Prospect Rd., Centerport, N.Y. 11721, S.C.T.M. #0400-045.00-01.00-022.000 on such terms and conditions as may be acceptable to the Town Attorney's Office

VOTE:                      AYES: 5                      NOES: 0                      ABSTENTIONS: 0

President Frank P. Petrone	<b>AYE</b>
Trustee Susan A. Berland	<b>AYE</b>
Trustee Mark A. Cuthbertson	<b>AYE</b>
Trustee Glenda A. Jackson	<b>AYE</b>
Trustee Mark Mayoka	<b>AYE</b>

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.