

TOWN OF RIVERHEAD
SPECIAL TOWN BOARD MEETING
SEPTEMBER 12, 2002

- Res. #958** **Authorizing the Supervisor to Terminate the Lease for East Creek Marina**
- Res. #959** **Support for Calverton Lateral (Alternate Route) for Island East Pipeline Project**
- Res. #960** **Authorizes the Supervisor to Execute an Agreement with Dvirka and Bartilucci for Review of FEIS for Crown Sanitation**

September 12, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 958

**AUTHORIZING THE SUPERVISOR TO TERMINATE
THE LEASE FOR EAST CREEK MARINA**

Councilman Densieski offered the following resolution, was seconded by Councilman Lull.

WHEREAS, the Town has entered into a certain agreement dated May 27, 1982 leasing the Town's Marina located at East Creek in Jamesport to Lighthouse Marina of Jamesport, Inc. which lease was assigned to Richard Smith and Maureen Smith on April 21, 1989; and

WHEREAS, the Town Board of the Town of Riverhead has determined that the agreement has been breached by the assignees,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby determines to terminate the lease immediately, dated May 27, 1982, as assigned; and it is further

RESOLVED, that the Town Supervisor is hereby authorized to execute on behalf of the Town any and all documents necessary to terminate the Agreement and to commence litigation if necessary against the assignees, to collect monies due the Town and to otherwise enforce the Town's rights and remedies arising in connections with the assignees' default; and it is further

RESOLVED, that the Town Board hereby authorizes the firm of Smith, Finkelstein, Lundberg, Isler & Yakaboski, L.L.P. as Special Counsel in connection with the termination of the Agreement and litigation, if any, resulting there from; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Smith, Finkelstein, Lundberg, Isler & Yakaboski, L.L.P., P.O. Box 389, Riverhead, NY 11901; John Hansen-Accounting Department; Dawn C. Thomas, Esq.

THE VOTE

Densieski Yes No Blass Yes
 Densieski Yes No Lull Yes
 Kozakiewi Yes

THE RESOLUTION

September 12, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 959

Support For
Calverton Lateral (Alternate Route)
For Island East Pipeline Project
(FERC Docket No. CP1-384-000)

Councilwoman Sanders offered the following
resolution, which was seconded by Councilwoman Blass

WHEREAS, Algonquin Gas Transmission Company and Islander East Pipeline Company L.L.C. have proposed the construction and operation of an interstate natural gas pipeline and associated aboveground facilities, known as the *Islander East Pipeline*; and

WHEREAS, the *Islander East Pipeline* is expected to hook up to an upgraded Algonquin Mainline in North Haven, Connecticut, and will travel south through Branford, Connecticut, under the Long Island Sound to the former Shoreham Nuclear Plant facility, now owned by the Long Island Power Authority, and will continue south along William Floyd Parkway to the Long Island Expressway, west to Medford; and

WHEREAS, the *Islander East Pipeline* has also proposed the construction and operation of a Calverton Lateral to provide natural gas to Enterprise Park at Calverton (the former Grumman site) to service a natural gas-fired electric facility; and

WHEREAS, the Federal Energy Regulatory Commission (FERC) is recommending that its preferred route for *Islander East Pipeline's* Calverton Lateral travel along State Route 25 from the William Floyd Parkway; and

WHEREAS, in an effort to avoid crossing through Central Pine Barrens Core Area, new and proposed subdivisions, and impacting local businesses, *Islander East* is proposing to run its Calverton Lateral (Alternate Route) just north of State Route 25A, starting at William Floyd Parkway, running 1.7 miles east along the Long Island Power Authority's easement corridor to North Country Road, turning south and crossing over State Route 25A to follow along the west side of North Country Road just north of State Route 25 (Old Country Road) into the Enterprise Park at Calverton.

WHEREAS, it is the opinion of this Town Board that clearing of 1.1 miles of forest area by this project under the proposed Calverton Lateral (Alternate Route) along State Route 25A is less invasive than FERC's proposed route along State Route 25 which would require clearing 26.9 miles of forested area; and

WHEREAS, the Supervisor represents the Town of Riverhead as a Commissioner on the *New York State Central Pine Barrens Joint Planning and Policy Commission* and, as such, it is inconsistent to even consider FERC's preferred route along State Route 25.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead does hereby implore the Federal Energy Regulatory Commission to seriously reconsider its position and support the recommendation of its own staff as contained in the DEIS for the proposed Calverton Lateral to Enterprise Park as a more environmentally sensible choice; and

BE IT FURTHER, RESOLVED, that the Town Board of the Town of Riverhead does hereby support the *Islander East Calverton Lateral (Alternate Route)* which stipulates that the proposed *Islander East Pipeline Calverton Lateral (Alternate Route)* will run just north of State Route 25A, starting at William Floyd Parkway, running 1.7 miles east along the Long Island Power Authority's easement corridor to the west side of North Country Road, turning south and crossing over State Route 25A to follow along the west side of North Country Road to just north of State Route 25 (Old Country Road) and turning directly south into the Enterprise Park at Calverton.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Magalie R. Salas, Secretary, Federal Regulatory Energy Commission, Public Reference and Files Maintenance Branch, 888 First Street, NE, Room 2A, Washington, DC 20426; the New York State Central Pine Barrens Joint Planning and Policy Commission P.O. Box 587, 3525 Sunrise Highway,

Second Floor, Great River, NY 11739-0587; Long Island Pine Barrens
Society, P.O. Box 429, Manorville, NY 11949-9801

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

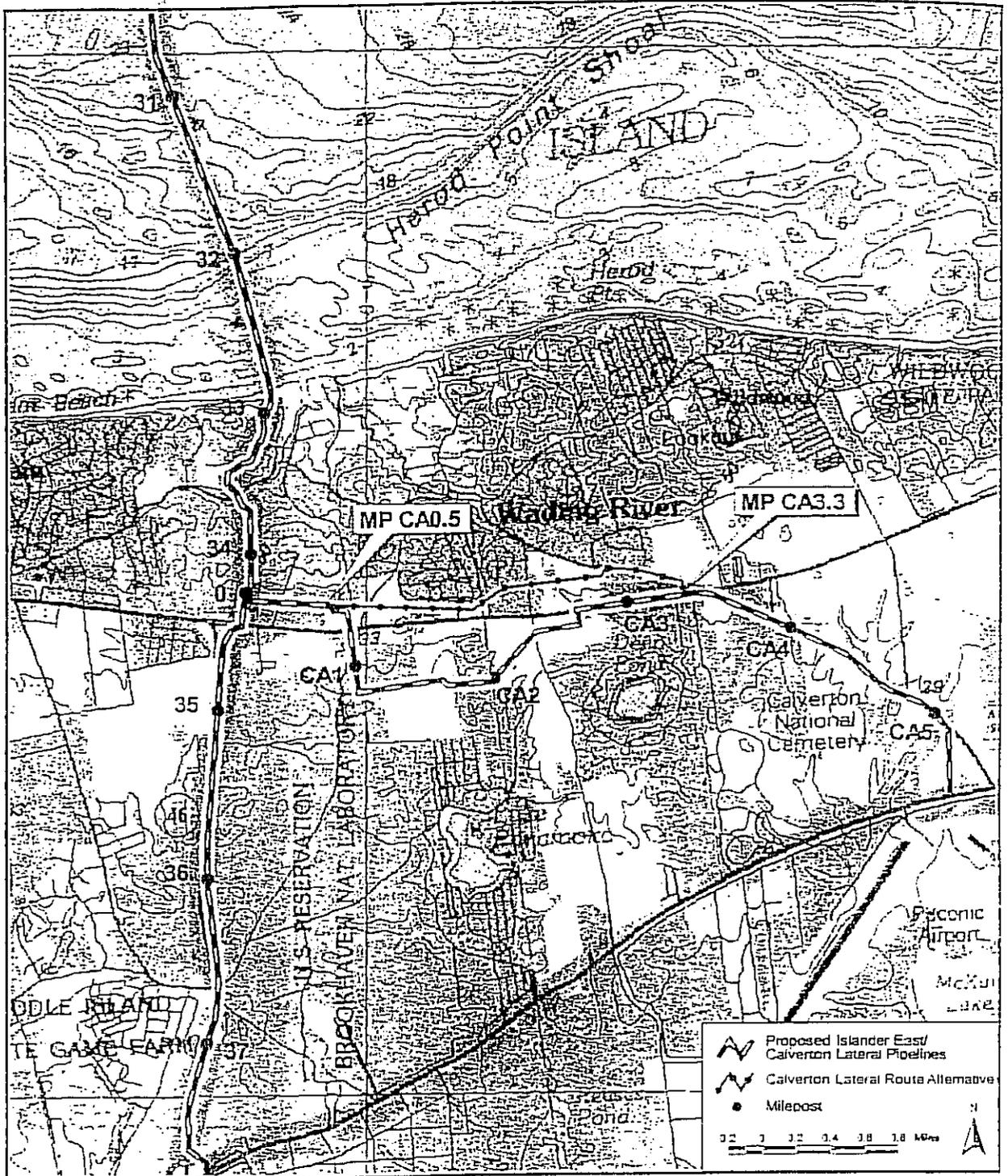


Figure 4.3.7-1
Islander East Pipeline Project
Calverton Lateral Route Alternative

William Floyd Parkway
Islander East Calverton Lateral (Alternate Route)
FERC Proposal along State Route 25

09/12/02

Adopted

TOWN OF RIVERHEAD

Resolution # 960

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH DVIRKA AND BARTILUCCI FOR REVIEW OF FEIS FOR CROWN SANITATION

Councilman Densieski offered the following resolution, was seconded by

Councilwoman Sanders :

WHEREAS, The Town Board of the Town of Riverhead is presently conducting SEQRA review with respect to the application for Crown Sanitation for a change of zone and special permit to expand its recycling facility, and

WHEREAS, Dvirka and Bartilucci, Consulting Engineers have submitted a proposal to provide their professional services in connection with the necessary review of the FEIS for the subject application,

NOW, THEREFORE, be it hereby

RESOLVED that the Town Board authorizes the Supervisor to execute an agreement between Dvirka and Bartilucci as set forth in the attached letter proposal, and be it further

RESOLVED, that the fee for the work to be provided shall not exceed \$1,250.00 without the prior authorization of this Board, and be it further,

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Dvirka and Bartilucci, 330 Crossways Park Drive, Woodbury, New York 11797-2015, the Town Attorney and the Office of Accounting.

THE VOTE
Alderman Yes ___ No ___
Councilman Yes ___ No ___
Councilwoman Yes ___ No ___
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED