

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 AND FINAL AGENDA AVAILABLE: <http://town.huntington.ny.us>

PRESENT:

Supervisor	Frank P. Petrone
Councilwoman	Susan A. Berland
Councilman	Mark A. Cuthbertson
Councilwoman	Glenda A. Jackson
Councilman	Mark Mayoka
Town Clerk	Jo-Ann Raia
Town Attorney	John J. Leo

**AGENDA FOR TOWN BOARD MEETING DATED OCTOBER 5, 2010**

**BOARD OF TRUSTEES' MEETING FOLLOWING**

Opened: 6:32 P.M. Closed: 6:39 P.M.

**6:00P.M. – TOWN HALL**

Opened: 6:10 P.M. Recessed: 6:32 P.M. Resumed 6:39 P.M. Recessed: 7:17 P.M.  
Resumed: 7:26 P.M. Closed: 7:58 P.M.

(Resolutions #2010-482 to 2010-509)

**HEARINGS:**

**ACTION**

1. Discussion re: Preliminary Annual Operating Budget for the fiscal year beginning January 1, 2011.  
(2010-M-30)
2. Discussion re: Preliminary Capital Budget for the fiscal year beginning January 1, 2011.  
(2010-M-31)
3. Consider adopting Local Law Introductory No. 23-2010 amending the Uniform Traffic Code of the Town of Huntington, Chapter 4 (Parking Fields) §4-3 (Town Parking Fields). **(Re: Resident Commuter Parking Permits)**  
(Local Law Intro No. 23-2010)
4. Consider adopting Local Law Introductory No. 24-2010 amending the Code of the Town of Huntington, so as to add Chapter 108 (Film Permits).  
(Local Law Intro No. 24-2010)

**DECISION RESERVED**

**DECISION RESERVED**

**DECISION RESERVED**

**DECISION RESERVED**

**HEARINGS (Continued):**

**ACTION**

5. Consider adopting Local Law Introductory No. 25-2010 amending the Code of the Town of Huntington, Chapter 111 (Fire Prevention).

**(Re: Display Fireworks)**

(Local Law Intro No. 25-2010)

**DECISION RESERVED**

6. Consider adopting Local Law Introductory No. 26-2010 amending the Code of the Town of Huntington Chapter A202 (Subdivision Regulations and Site Improvement Specifications), A202 Attachment 3, Schedule C (Miscellaneous Fees and Charges) Section B (Miscellaneous Services) so as to add GIS User Fees.

(Local Law Intro No. 26-2010)

**DECISION RESERVED**

7. Consider adopting Assessment Roll for the Huntington Sewer District. (2010-M-32)

**HEARING CONCLUDED**

8. Consider adopting Assessment Roll for the Centerport Sewer District (2010-M-33)

**HEARING CONCLUDED**

9. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J Re: Sprucetree Lane - No Parking Restriction.

(2010-TC-20-Ch. 3)

**DECISION RESERVED**

10. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article II, Section 2-3, Schedule C. Re: Vanderbilt Parkway - Prohibited Turns.

(2010-TC-21-Ch. 2)

**DECISION RESERVED**

11. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article V, § 2-10, Schedule I Re: Woodhull Road - School Speed Limits.

(2010-TC-22-Ch. 2)

**DECISION RESERVED**

12. Consider amending the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, § 3-3, Schedule J. Re: Broadway-Greenlawn Road - No Parking Restriction.

(2010-TC-23-Ch. 3)

**DECISION RESERVED**

**BOARD OF TRUSTEES' HEARING:**

1. Consider a variance of the Marine Conservation Law - Chapter 137. Applicant: John Palmieri, NSEW Consultants Location: 265 Little Neck Rd., Centerport, New York. (SCTM #0400-049.00-01.00-013.000)

**(Re: Carillo)**

(2010-BT15-Ch. 137)

**DECISION RESERVED**

**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**

- 2010-482. AUTHORIZE** the Supervisor to execute an amendment to the contract for Cornell Cooperative Extension of Suffolk County to implement a Coliform Bacteriological Impact Analysis at MS4 locations discharging stormwater runoff to Cold Spring, Huntington, Centerport, and Northport Harbors by extending the contract termination date.  
**(Extended to June 13, 2011)** GJ SB 5
- 2010-483. AUTHORIZE** the Supervisor to execute an extension to the contract with eRevival LLC. For the processing, recycling, disposal and marketing of residential post consumer electronics.  
**(Extended period one year commencing 12/16/2010)** SB GJ  
MC 5
- 2010-484. AUTHORIZE** the Supervisor to execute an extension to the contract with Omni Recycling of Westbury, Inc. for the processing, recycling, and marketing of commingled discrete post consumer paper products.  
**(Extended period one year commencing 11/1/2010)** MC  
SB GJ 5
- 2010-485. AUTHORIZE** the Supervisor to execute an extension to the contract with Omni Recycling of Babylon, Inc. for the processing and recycling of residential yardwaste materials.  
**(Extended period one year commencing 1/1/2011)** SB  
GJ FP 5
- 2010-486. AUTHORIZE** the execution of an extension to the contract with Hinck Electrical Contractor, Inc. for the Wastewater Treatment Facility instrumentation and control maintenance for Town of Huntington Sewer District Facilities. **(Extended period one year commencing 1/1/2011)** MC GJ SB 4-AYES  
1-NO  
(MM)
- 2010-487. AUTHORIZE** the Town of Huntington to sponsor a children’s Halloween Parade on Sunday, October 31, 2010. **(Time: 11:30 AM – 12:30 PM)** MC FP  
SB GJ 5
- 2010-488. AUTHORIZE** the Comptroller to amend the 2010 Operating Budget for the Town of Huntington and its Special District – Highway Office.  
**(Re: Snow removal material)** GJ FP 5
- 2010-489. AUTHORIZE** the Comptroller to appropriate fund balance for the purpose of funding the Service Award Program for active volunteer members of the Huntington Community First Aid Squad. SB GJ 5

<b>2010-490.</b>	<b>AUTHORIZE</b> the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended neighborhood enhancement (1000 New York Avenue).	<b>FP</b> <b>GJ</b> <u><b>SB</b></u>	<b>MC</b>	<b>4-AYES</b> <b>1-NO</b> <u><b>(MM)</b></u>
<b>2010-491.</b>	<b>AUTHORIZE</b> the Comptroller to appropriate monies from the Environmental Open Space and Park Improvement Fund for recommended park improvements (Village Green Park). <b>(Re: Kwanzan cherry trees)</b>	<b>MC</b>	<b>FP</b> <b>GJ</b> <u><b>SB</b></u>	<u><b>5</b></u>
<b>2010-492.</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: Rose Khan, 25 Calvert Avenue, Commack, SCTM# 0400-220.00-01.00-015.000, Chapters 87, 133, 156; Ramesh Pawa, 199 Seaman Neck Road, Dix Hills, SCTM# 0400-278.00-02.00-044.000, Chapter 156; Gina Insigne, 11 Woodland Lane, Huntington, SCTM# 0400-037.00-02.00-075.003, Chapter 156)</b>	<u><b>SB</b></u>	<u><b>GJ</b></u>	<u><b>5</b></u>
<b>2010-493.</b>	<b>EXTEND</b> the time to make a determination regarding the adoption of Local Law Introductory No. 5-2010, considering Zone Change application #2008-ZM-372, Hilltop Homes, to change the Zoning from C-6 General Business and R-80 Residence District to R-3M Garden Apartment Special District for the property located on the southeast corner of East Main Street and Centershore Road, Centerport. <b>(SCTM# 0400-079-03-001) ( Time extended to January 8, 2011)</b>	<b>MC</b>	<b>FP</b>	<b>4-AYES</b> <b>1-NO</b> <u><b>(SB)</b></u>
<b>2010-494.</b>	<b>ENACTMENT: APPROVE</b> the issuance of a Certificate of Approval for an Historic Building, Site or Landmark Re: 135 West Gate Drive – Otto H. Kahn Estate (Oheka), Town Designated. <b>(Applicant: Kahn Property Owner, LLC, Gary Melius) (SCTM# 0400-188.00-01.00-025.001)</b>	<u><b>GJ</b></u>	<u><b>MC</b></u>	<u><b>5</b></u>
<b>2010-495.</b>	<b>ENACTMENT: ADOPT</b> Local Law Introductory No. 21-2010 to establish term limits for the Huntington Town Supervisor, Huntington Town Council, Huntington Receiver of Taxes, Huntington Town Clerk and Huntington Highway Superintendent.			<b>2-AYES</b> <b>(MM)</b> <b>(FP)</b> <b>3-NOES</b> <b>(MC)</b> <b>(SB)</b> <u><b>(GJ)</b></u>
	<b>RESOLUTION DEFEATED</b>	<u><b>MM</b></u>	<u><b>FP</b></u>	<u><b>(GJ)</b></u>
<b>2010-496.</b>	<b>ENACTMENT: ADOPT</b> Local Law Introductory No. 22-2010 amending the Code of the Town of Huntington, Chapter 120 (Harbors and Waterways).	<u><b>SB</b></u>	<u><b>GJ</b></u>	<u><b>5</b></u>
<b>2010-497.</b>	<b>ENACTMENT: APPROVE</b> the issuance of a Certificate of Approval in an Historic District Re: 6 Portland Place-Cold Spring Harbor Historic			

	District. (Applicant: Donna Cammarota) (SCTM# 0400-63.00-03.00-008.000)	<u>FP</u>	<u>MC</u>	<u>5</u>
2010-498.	ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Delete: Snyder Street, Bus Stop.	<u>GJ</u>	<u>SB</u>	<u>5</u>
2010-499.	ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Snyder Street – Stop Signs.	<u>GJ</u>	<u>FP</u>	<u>5</u>
2010-500.	ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 2, Article IV, §2-7, Schedule G. Re: Arlington Street – Stop Signs.	<u>GJ</u>	<u>FP</u>	<u>5</u>
2010-501.	ENACTMENT: AMEND the Uniform Traffic Code of the Town of Huntington, Chapter 3, Article II, §3-3, Schedule J. Re: Jackson Avenue, No Parking Restriction.	<u>FP</u>	<u>SB</u> <u>GJ</u>	<u>5</u>
2010-502.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM To consider adopting Local Law Introductory No. 27 – 2010 amending the Code of the Town of Huntington, Chapter 78 (Animals). (Re: Dog License Legislation)	<u>GJ</u>	<u>FP</u>	<u>5</u>
2010-503.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM To consider adopting Local Law Introductory No. 28 – 2010 amending the Code of the Town of Huntington, Chapter 159 (Recreational Facilities), Article II (Use Regulations and Restrictions).	<u>GJ</u>	<u>FP</u>	<u>5</u>
2010-504.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM To consider issuing a Certificate of Approval in an Historic District Re: 28 East Carver Street, Huntington – Old Huntington Village Historic District. (Applicant: Paul Ehrlich) (SCTM# 0400-096.00-01.00-022.000)	<u>FP</u>	<u>GJ</u>	<u>5</u>
2010-505.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM To consider issuing a Certificate of Approval in an Historic District Re: 45 East Main Street, Huntington – Old Huntington Green Historic District. (Applicant: Paul Homer) (SCTM# 0400-074.00-03.00-031.007)	<u>SB</u>	<u>GJ</u>	<u>5</u>
2010-506.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM To consider issuing a Certificate of Approval in an Historic District Re: 84 Main Street – Cold Spring Harbor Historic District. (Applicant: Tom Hogan, Cold Spring Harbor Realty LLC) (SCTM# 0400-063.00-03.00-026.000)	<u>SB</u>	<u>GJ</u>	<u>5</u>
2010-507.	SCHEDULE A PUBLIC HEARING: November 4, 2010 at 7:00 PM			

To consider issuing a Certificate of Approval in an Historic District Re:  
445 Main Street – Cold Spring Harbor Historic District.

**(Applicant: Peter Como) (SCTM# 0400-017.00-02.00-029.000)**      **GJ**      **SB**      **5**

**2010-508. GRANT** permission to the Cold Spring Harbor main Street Association to sponsor the Fourth Annual "HOWL-WEEN" canine costume parade and sidewalk sale event, October 23, 2010. **(Time: 1:00 PM to 5:00 PM)**      **FP**      **MM**  
**(Raindate: October 24, 2010; 1:00 PM to 5:00 PM)**      **GJ**      **SB**      **5**

**2010-509. AUTHORIZE** an extension of time to pay taxes for those persons granted a senior citizen tax exemption and enhanced star exemption pursuant to Chapter 178 of the Code of the Town of Huntington.      **FP**      **GJ**  
**(Extension until June 7, 2011)**      **SB**      **MM**      **5**

**INFORMATIONAL SHEET FOR TOWN BOARD MEETING**

**DATED: OCTOBER 5, 2010**

**COMMUNICATION**

**ACTION**

1. Letters received Certified Mail – Applying for Liquor Licenses:  
From: Michael Lessing for Coindre Hall; From: Henry Warokomski for AFT Restaurant Inc. d/b/a to be determined;  
  
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: Charles Feinbloom for Homewood Suites Hotel – Melville;  
  
Supervisor  
Town Board  
Town Attorney  
Public Safety  
Fire Inspector  
Engineering Services  
Planning & Environment  
cc: Sewage Treatment Facility
3. Letter received from William Bernhard, Interim Assistant Superintendent for Cold Spring Harbor Central School District, with a copy of the official budget for 2010-2011 school year.  
  
Supervisor  
Town Board  
Town Attorney  
cc: Comptroller
4. Email received from Sabrina Hicks expressing her opposition to Avalon Bay.
5. Emails received from Alise Guarnaschelli expressing her opposition to Avalon Bay.
6. Email received from Stephen Summers expressing his opposition to Avalon Bay.
7. Email received from Robert/Diana Piccola expressing their opposition to Avalon Bay.  
  
(#4-#8)  
Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
8. Email received from Beth Reichert expressing her thanks to Supervisor Petrone and Glenda Jackson for their support of Avalon Bay.
9. Email received from Rich McGrath regarding ZBA hearing on 9/23/2010 item #19968 re: 111 West 10<sup>th</sup> Street, Huntington Station. Writer is requesting that the board deny Ms. Burbuz's request to convert a single family home into a legal multi-family home, including an accessory apartment. Writer indicates that the woman does not live at this residence and her request should be denied.  
  
Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment

10. Email received from Alicia Brown, Legislative Aide for Suffolk County regarding September 16, 2010 resolutions: #894-2010 amending the 2010 Capital Budget and Program and appropriating funds in connection with the county share for the acquisition of properties for the reconstruction of CR 3 Pinelawn Road, Towns of Huntington and Babylon. # 895-2010 bond resolution of the County of Suffolk, New York, authorizing the issuance of \$600,000 bonds to finance the cost of the acquisition of properties for the reconstruction of CR3 Pinelawn Road, Towns of Huntington and Babylon.

Supervisor  
Town Board  
Town Attorney  
Highway  
Engineering Services  
cc: Planning & Environment
11. Letter hand delivered from Nancy McFadzen, Secretary of the Commack Fire District regarding the proposed budget for 2011 and notice of hearing.

Supervisor  
Town Board  
Town Attorney  
Comptroller  
cc: Fire Prevention
12. Letter received from Lorraine Santoianni advising that as of 11-24-2010 she is resigning from the Planning Board due to retirement.

Supervisor  
Town Board  
Town Attorney  
cc: Planning Board
13. Proposed 2011 Budget for the Melville Fire District was hand delivered.

Supervisor  
Town Board  
Town Attorney  
Comptroller  
cc: Fire Prevention
14. Letter from Todd Cohen, Secretary of the Dix Hills Fire District, hand delivered regarding the proposed budget for 2011 and the estimate of fund balances. Letter indicates that the budget hearing will be held on October 19. Notice of Public Hearing was included.

Supervisor  
Town Board  
Town Attorney  
Comptroller  
cc: Fire Prevention
15. Letter from Joyce Logan, Deputy Treasurer of the Huntington Fire District, with a copy of the proposed budget and a Notice of Public Hearing which will be held on October 19, 2010 at 8:00 PM.

Supervisor  
Town Board  
Town Attorney  
Comptroller  
cc: Fire Prevention
16. Letter from Leigh Ann Varese, District Secretary Treasurer of Centerport Fire District, with a copy of the proposed budget and a copy of the Notice of Public Hearing to be held on October 19, 2010 at 7:00 PM.

Supervisor  
Town Board  
Town Attorney  
Comptroller  
cc: Fire Prevention

17. Public Notice received from Richard Marino, Chairman of the Board of Zoning Appeals for the Village of Laurel Hollow, regarding the following hearings to be held on October 12, 2010 at 7:00 PM at Village Hall: 1) 1454 Ridge Road – appeal/application to maintain a bath/beach house, shed and wooden decks 2) 4 Timber Ridge Drive – appeal/application to construct a patio with a basketball hoop 3) 195 Laurel Lane – appeal/application to maintain a rear deck and shed 4) 1362 Ridge Road – appeal/application to convert a veranda to a covered porch 5) 1 Glen Lane – appeal/application to install a pool, deck, spa, sports court, garage, cabana 6) 1 Glen Lane – application to disturb a slope.
- Supervisor  
Town Board  
Town Attorney  
Engineering Services  
cc: Planning & Environment
18. Sworn affidavit received from Todd Cohen, District Secretary for the Dix Hills Fire District, regarding the September 28, 2010 special election authorizing the sale of a fire truck. Vote was: Yes 29 No 0
- Supervisor  
Town Board  
Town Attorney  
cc: Comptroller
19. Public Notice received from Karen Navin, Village Clerk for Laurel Hollow, regarding a Public hearing to take place on October 14, 2010 at 7:30 PM at Village Hall with respect to an application submitted by Murphy and Lynch/Laura Page, for a permit required to construct two homes when this will encroach into the 100' required setback from a wetland. Property located at 428 Harbor Road.
- Supervisor  
Town Attorney  
Town Board  
Engineering Services  
cc: Planning & Environment
20. Email received from The Cold Spring Harbor Fire District regarding a posting of the Public Hearing to be held on October 19, 2010 at 7:00 PM at the Firehouse. Also attached was a copy of the proposed 2011 budget.
- Supervisor  
Town Attorney  
Town Board  
Comptroller  
cc: Fire Prevention
21. Letter received from Susan Racine, Secretary/Treasurer of the East Northport Fire District, with a copy of the proposed budget and a copy of legal notice for the
- Supervisor  
Town Attorney  
Town Board  
Comptroller  
cc: Fire Prevention
22. Letter received from Kristi Cartolano, Secretary for the Eaton's Neck Fire District, with a copy of the proposed budget for 2011 and a copy of the legal notice for the budget hearing.
- Supervisor  
Town Attorney  
Town Board  
Comptroller  
cc: Fire Prevention