

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
OCT 30 2003
MISCELLANEOUS
& STATE RECORDS

~~XXXXXX~~

~~XXXX~~

Town

~~XXXXXX~~

of Riverhead

Local Law No. 20 of the year 2003

A local law Adopts an Amendment to Chapter 108 of the Town Code of the
(Insert Title)

Town of Riverhead Entitled "Economic Development Zone at

Calverton"

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~XXXXXX~~

~~City~~

Town

~~XXXXXX~~

of Riverhead

as follows:

SEE ATTACHED:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 20 of 2003 of the ~~(County)(City)(Town)(Village)~~ of Riverhead was duly passed by the Town Board on October 21, 2003, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

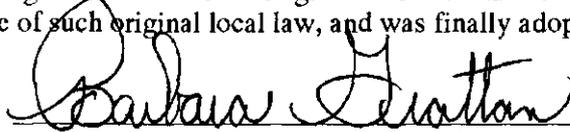
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____, above.



Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

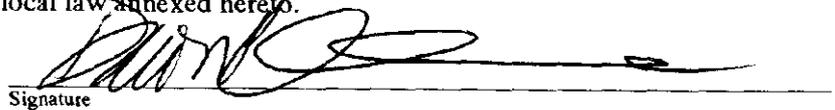
(Seal)

Date: October 27, 2003

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF Suffolk

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.


Signature

Town Attorney
Title

~~County~~
~~City~~ of Riverhead
~~Town~~
~~Village~~

Date: October 27, 2003

Local Law #20-2003

"Economic Development Zone at Calverton Site"ARTICLE XXXIX,
Economic Development Zone at Calverton Site [Adopted 9-29-1997 by
L.L. No. 12-1997]

§ 108-200. Purpose.

A. Cognizant of the existence within this state of certain areas characterized by persistent and pervasive poverty, high unemployment, limited job creation, dependence on public assistance income, dilapidated and abandoned industrial and commercial facilities and a shrinking tax base, the State Legislature has enacted a law known as the "New York Economic Development Zone Act."The purpose of this Act is to allow government to target for these areas extraordinary economic and human resource development programs in order to stimulate private investment, private business development and job creation. Under the Act, special incentives and assistance are available that will promote the development of new businesses, the expansion of existing businesses and the development of human resources within areas that are designated by the New York State Commissioner of Economic Development as an economic development zone.

B. In 1996, in response to military base closures and realignments and the loss of jobs at defense contractor facilities around the state, the Governor and the State Legislature amended the Economic Development Zone (EDZ) statute to allow for the designation of a new round of economic development zones. Specifically, Section 960(v) was amended to allow for the designation of not more than seven EDZ's "each of which shall contain a defense or military base or facility which has been designated for closure or realignment or a site currently or formerly owned or operated by either (1) United States military or (2) a defense contractor whose employment in New York State was adversely affected by a reduction in military spending."

C. This article is required to permit the Town of Riverhead, in cooperation with the County of Suffolk, to prepare and submit to the New York State Commissioner of Economic Development an application for designation of a portion of the Town of Riverhead as an economic development zone. It is the intent of this article to provide the incentive necessary to attract private business and industry to the proposed economic development zone, as further described hereinbelow and to maintain the connection between such growth and the human resources base of the community within said zone.

§ 108-201. Designation of economic development zone plan and boundaries.

NOTE: The former Naval Weapons Industrial Reserve Plant is hereafter referred to as "Calverton Site." The economic development zone plan as described in the town's application for designation will be implemented within the economic development zone which is wholly within the Calverton site. The economic development zone comprises 1,248 acres of the two-thousand-nine-hundred acre Calverton site pursuant to the following description:

A. Parcel A: beginning at a point located at the center line of the west runways' southerly end (previously known as "Runway 5/23") (UTM* 683907.74, 4530531.12), thence northwesterly 5,200' +/- along the center line of Outer Road stopping 200' short of the fence running parallel with New York State Route 25 (UTM 683744.76, 4532106.62), thence east northeast 4,630' +/- while remaining 200' parallel from the fence along New York State Route 25 (UTM 685058.71, 4532581.71), thence southeasterly 6,000' +/- parallel with and remaining 400' +/- west of the taxiway immediately west of the east runway (previously known as "Runway 14/32") (UTM 686736.39, 4531171.26), thence southwesterly 2,000' +/- (UTM 686305.84, 4530725.86). thence westerly 7,880' +/- to the point of origin. Total area equals 1,025 +/- acres.

B. Parcel B: beginning at a point 250' +/- southwest of the intersection of the property line at New York State Route 25 and the east side of Calverton Airport property (UTM 687121.60, 4532879.31), thence southeasterly 1,950' +/- parallel with the property line (687168.47, 4532275.21), thence generally southeast 300' +/- (UTM 687225.76, 4532233.54), thence easterly 140' +/- (UTM 687277.84, 4532236.15), thence southeastward 200' +/- (UTM 687285.65, 4532165.85), thence southwesterly 1,730' +/- to a point 860' +/- from Runway 14/32 on the east side of the airport (UTM 686944.25, 4531772.56), thence northwest 5,500' +/- parallel with Runway 14/32 on the east side of the airport (UTM 685771.35, 4532745.03), thence northeasterly 4,450' +/- remaining 200' +/- parallel with the south side of the fence along New York State Route 25 to the point of origin. Total area equals 223 +/- acres.

*NOTE: UTM -- Universal Transverse Mercator. A coordinate system defined by the transverse Mercator projection and a set of zones and offsets. The above UTM coordinates should not be used for precise surveying purposes.

Downtown Riverhead Properties:

Suffolk County Tax Map Nos.

District 0600

128-5-1	128-5-2	128-5-3	128-5-4	128-5-5
p/o 128-5-9.1	128-5-10	128-5-11	128-5-12	128-5-13
128-5-14	128-5-15	128-5-16	128-5-17	128-5-18
128-5-19	128-5-20	128-5-21	128-5-22	128-5-26
128-5-27	128-5-28	128-5-29	128-5-30	128-5-31
128-5-32	128-5-33	128-5-34	128-2-22.2	127-1-17
127-1-19	127-1-22.2	127-2-29	127-2-34	127-4-30
127-4-32.2	127-4-33	129-2-12	129-2-32	129-2-34.1
129-3-10	129-3-12	129-3-13	129-3-31	129-3-36
129-3-37	129-3-38	129-3-39	129-3-40	129-5-1
129-5-3.3	129-4-1	129-4-2	129-4-3	129-4-4
129-4-5.2	129-4-6.1	129-4-7	129-4-8	129-4-9
129-4-10.1	129-4-10.6	129-4-10.7	129-4-11	129-4-12
129-4-13.1	129-4-13.2	129-4-15	129-4-17	129-4-18.3
129-4-19.1	129-4-20	129-4-21.1	129-4-21.2	129-2-46.1
129-1-1	129-1-2.1	129-1-3.1	129-1-4	129-1-6
p/o 129-1-66.2	129-1-7	129-1-8.1	129-1-9	129-1-10
129-1-11	129-1-12	129-1-13	129-1-14	129-1-17
129-1-18	129-1-19	129-1-20	129-1-21	129-1-22
124-3-1	124-3-2	124-3-3	124-3-4	124-4-5
124-4-6	p/o 124-4-8.1	128-3-1	128-3-2	128-3-3
128-3-4	128-3-5	128-3-6	128-3-7	128-3-8
128-3-9	128-3-10	128-3-11	128-3-12.1	128-3-12.2
128-3-12.3	128-3-13	128-3-14	128-3-15	128-3-17.1
128-3-18	128-3-19	128-3-20	128-3-21	128-3-22
128-3-23	128-3-26	128-3-27	128-3-29	128-3-30
128-3-31	128-3-32	128-3-33	128-3-39	128-3-40
128-3-41	128-3-42	128-3-43	128-3-44	128-3-45
128-3-48	128-3-49	128-3-50	128-3-51	128-3-52
128-3-53	128-3-54	128-3-55	128-3-56	128-3-57
128-3-58	128-3-60	128-3-61.1	128-3-63	128-3-68.1
128-3-68.2	128-6-6	128-6-7	128-6-8	128-6-9
128-6-11	128-6-12.1	128-6-15	128-6-16	128-6-17
128-6-19.1	128-6-20	128-6-21	128-6-22	128-6-23
128-6-24	128-6-25	128-6-26	128-6-27	128-6-28
128-6-29	128-6-30	128-6-31	128-6-32	128-6-33

128-6-34	128-6-35	128-6-36	128-6-37.1	128-6-38
128-6-39	128-6-40	128-6-41	128-6-42	128-6-43
128-6-49.2	128-6-50.1	128-6-51	128-6-52.1	128-6-52.2
128-6-53	128-6-55	128-6-57.3	128-6-58.1	128-6-61.2
128-6-63.2	128-6-64	128-6-66.3	128-6-67	128-6-68
128-6-69	128-6-70	128-6-71	128-6-72.1	128-6-72.2
128-6-73.1	128-6-74	128-6-75	128-6-76.1	128-6-76.2
128-6-77	128-6-78	128-6-79	128-6-80	128-6-81
128-6-82	128-6-83	Property now known as Cedar Street		

Calverton Property:

Section A:

Beginning at the southeasterly corner thereof at the point of the intersection of Middle Country Road (NYS 25) and Wading River – Manorville Road proceeding easterly along Middle Country Road along the northern property line of EPCAL for a distance of approximately 5200 feet +/- . At said point proceed approximately 205 feet +/- in a southerly direction S 06° 20' 15" W to said point of beginning. At this point follow the next eleven (11) points: 1) N 70° 28' 19" E 714.85 feet; 2) N 68° 20' 30" E 442.45 feet; 3) N 64° 35' 30" E 341.24 feet; 4) N 62° 56' 21" E 537.40 feet; 5) N 67° 07' 40" E 243.88 feet; 6) N 71° 18' 19" E 549.27 feet; 7) N 70° 01' 00" E 258.25 feet; 8) N 74° 40' 19" E 1591.01 feet; 9) S 48° 58' 09" East 480.58 feet; 10) S 34° 21' 19" W 7463.33 feet; 11) N 06° 20' 15" W 4934.19 feet, to the point or place of beginning.

Section B:

Beginning at the southeasterly corner thereof at the point of the intersection of Middle Country Road (NYS 25) and Wading River – Manorville Road, proceed easterly along Middle Country Road along the northern property line of EPCAL for a distance of approximately 9711.4 feet +/- . At this point proceed S 48° 58' 09" E for 1368.27 feet +/- to said point of beginning. At this point follow the next fourteen (14) points: 1) S 48° 58' 09" E 1082.93 feet; 2) N 40° 20' 10" E 467.55 feet; 3) S 49° 39' 50" E 8453.30 feet; 4) S 69° 37' 16" W 318.93 feet; 5) N 89° 01' 31" W 1480.82 feet; 6) N 53° 05' 17" W 3080.34 feet; 7) N 90° 00' 00" W 1306.50 feet; 8) S 04° 00' 00" E 1316.73 feet; 9) S 85° 53' 15" W 2585.64 feet; 10) N 30° 00' 00" W 111.54 feet; 11) N 90° 00' 00" W 790.00 feet; 12) S 00° 00' 00" E 157.75 feet; 13) S 85° 53' 15" W 2661.59 feet; 14) N 34° 21' 19" E 7041.19 feet to the point or place of beginning.

Section C:

Beginning at the northwest corner of said property, District 0600 Section 97, Block 2, Lot 37 in the Town of Riverhead, proceed in a westerly direction along Middle Country Road (NYS 25) the northern property line

of Section 135, Block 1, Lot 7.4 for a distance of approximately 187.78 feet +/- . At this point proceed S 05° 43' 17" E for 199.59 feet +/- to said point of beginning. At this point follow the next twelve (12) points: 1) N 80° 10' 09" E 1177.20 feet; 2) N 88° 00' 13" E 2899.23 feet; 3) S 05° 43' 17" E 2160.62 feet; 4) N 86° 48' 00" E 323.30 feet; 5) S 06° 34' 40" E 302.85 feet; 6) S 90° 00' 00" 711.02 feet; 7) S 00° 00' 00" E 201.65 feet; 8) S 90° 00' 00" W 1567.84 feet; 9) N 13° 18' 00" W 2021.58; 10) S 88° 00' 13" W 682.39 feet; 11) S 80° 10' 09" W 1109.83 feet; 12) N 11° 00' 00" W 588.87 feet to the point or place of beginning.

Riverside Property

Suffolk County Tax Map Nos.
District 0900

118-2-3.1	118-2-4	118-2-5	118-2-6
118-2-7	118-2-29		

A portion of the following tax maps which represent the 7-acre building footprint:

118-2-9	118-2-15	118-2-18	118.01-1-2
118-2-13	118-2-16	118-2-20	
118-2-14	118-2-17	118-2-25	

Wyandanch Property

Suffolk County Tax Map Numbers
District 0100

040.00-01.00-059.001 01.00-060.000	040.00-01.00-059.002	040.00-
040.00-01.00-061.000 01.00-063.000	040.00-01.00-062.000	040.00-
040.00-01.00-064.000 01.00-099.000	040.00-01.00-098.000	040.00-
040.00-01.00-100.000 01.00-102.000	040.00-01.00-101.000	040.00-
040.00-01.00-103.000 01.00-105.000	040.00-01.00-104.000	040.00-
040.00-01.00-106.000 01.00-108.000	040.00-01.00-107.000	040.00-
040.00-01.00-110.001 03.00-065.000	040.00-02.00-011.000	056.00-
056.00-03.00-069.001 01.00-003.001	057.00-01.00-001.000	057.00-

057.00-01.00-004.000 01.00-011.000	057.00-01.00-005.000	057.00-
057.00-01.00-012.000 01.00-015.001	057.00-01.00-013.000	057.00-
057.00-01.00-016.000 01.00-018.000	057.00-01.00-017.000	057.00-
057.00-01.00-019.000 01.00-021.000	057.00-01.00-020.000	057.00-
057.00-01.00-022.000 01.00-024.000	057.00-01.00-023.000	057.00-
057.00-01.00-026.000 01.00-028.000	057.00-01.00-027.000	057.00-
057.00-01.00-029.000 01.00-031.000	057.00-01.00-030.000	057.00-
057.00-01.00-032.000 01.00-033.002	057.00-01.00-033.001	057.00-
057.00-01.00-034.000 01.00-036.000	057.00-01.00-035.000	057.00-
057.00-01.00-037.000 01.00-040.005	057.00-01.00-040.004	057.00-
057.00-01.00-041.000 01.00-043.000	057.00-01.00-042.000	057.00-
057.00-01.00-044.000 01.00-046.000	057.00-01.00-045.000	057.00-
057.00-02.00-001.000 02.00-003.000	057.00-02.00-002.000	057.00-
057.00-02.00-005.001 03.00-002.000	057.00-02.00-019.000	057.00-
057.00-03.00-003.000 03.00-005.001	057.00-03.00-004.000	057.00-
057.00-03.00-005.002 01.00-001.002	058.00-01.00-001.001	058.00-
058.00-01.00-002.000 01.00-004.000	058.00-01.00-003.000	058.00-
058.00-01.00-005.000 01.00-007.000	058.00-01.00-006.000	058.00-
058.00-01.00-021.000 01.00-023.000	058.00-01.00-022.000	058.00-
058.00-01.00-024.000 01.00-026.000	058.00-01.00-025.000	058.00-
058.00-01.00-027.000 01.00-063.000	058.00-01.00-062.000	058.00-
058.00-01.00-064.000 04.00-004.001	058.00-01.00-065.000	058.00-
058.00-04.00-005.000 04.00-008.002	058.00-04.00-006.000	058.00-

058.00-04.00-008.003 04.00-010.000	058.00-04.00-009.000	058.00-
058.00-04.00-011.000 04.00-013.000	058.00-04.00-012.000	058.00-
058.00-04.00-014.000 04.00-017.000	058.00-04.00-016.001	058.00-
058.00-04.00-018.000		

Gabreski Property:

Beginning at a point located at the intersection of Stewart Avenue and of Old Riverhead Road (UTM 698, 482.43, 4,523,825.82). Thence 392.74 feet in a general northeast direction along the east side of Old Riverhead Road to a point where the road curves to a northerly direction (UTM 698, 479.94, 4, 523,900.36). Thence 1,039.21 feet in a northerly direction along the east side of Old Riverhead Road (UTM 698, 461.21,4,524,258.81). Thence 383.94 feet east to the intersection of the airport's north service road (UTM 698, 575.58, 4, 524, 257.46). Thence 945.26 feet in a southeasterly direction along the south side of the north service road to the intersection of Rust Avenue (UTM 698, 796.17, 4, 524, 079.92). Thence 138.5 feet in a southwesterly direction along the west side of Rust Avenue (UTM 698, 784.06, 4, 524, 044.95). Thence 1,642.75 feet in a southerly direction along Rust Avenue to a point where it intersects Cook Avenue (UTM 698, 820.38, 4, 523, 540.56). Thence 1,241.41 feet in a westerly direction along the north side of Cook Avenue to the point of intersection with Old Riverhead Road (UTM 698, 459.91, 4, 523, 494.83). Thence 1,094.53 feet in a northeasterly direction along the east side of Old Riverhead Road to the point of origin.

§ 108-202. Designation and powers of Economic Development Zone Certifying Officer.

The Certifying Officer of the Economic Development Zone in the Town of Riverhead shall be the Town Attorney, with such powers as provided in the statute.

§ 108-203. Composition and powers of Economic Development Zone Administrative Board.

A. The Economic Development Zone Administrative Board shall be comprised of at least 11 members: the County Executive or his designee, the Supervisor of the Town of Riverhead, the Director of the Community Development Agency, the chair of the Riverhead Development Corporation, a representative of an educational institution, a zone resident, a representative of organized labor, a representative of a local financial institution, a representative of a community group, a representative of a local business and a representative of a local utility.

B. The local Economic Development Zone Administrative Board shall exercise all powers provided in the New York State Economic Development Zones Act.

§ 108-204. Real property tax exemption.

The provisions of Real Property Tax Law § 485-e are deemed incorporated herein and made applicable to this Economic Development Zone. Furthermore, the real property tax exemption under § 485-e of the Real Property Tax Law shall be for a term of 10 years, notwithstanding that the designation of the within economic development zone may expire prior to the end of such ten-year term.

§ 108-205. Severability.

Should any section, subsection, paragraph, sentence or phrase of this article be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of remaining portions of this article.

§ 108-206. When effective.

This article shall take effect on its adoption and upon the requisite filing in the Office of the Secretary of State.