

**RESOLUTION NO. 457 -2014, AUTHORIZING USE OF
CEDAR BEACH COUNTY PARK BY EVENT POWER FOR ITS
MIGHTY NORTH FORK TRIATHLON FUNDRAISER**

WHEREAS, an unincorporated entity known as "Event Power" hosts the Mighty North Fork Triathlon events which are sanctioned by USA Triathlon, Inc., a nonprofit corporation having its principal place of business in Colorado Springs, CO; and

WHEREAS, Event Power would like to use Cedar Beach County Park in Southold for the purpose of hosting their Mighty North Fork Triathlon fundraiser; and

WHEREAS, the Mighty North Fork Triathlon is scheduled to be held on Sunday, July 13, 2014, from 4:00 a.m. to 12:00 p.m.; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured has been provided by USA Triathlon, Inc.; now, therefore be it

1st **RESOLVED**, that the use of Cedar Beach County Park by Event Power for the purpose of hosting a fundraiser on Sunday, July 13, 2014, from 4:00 a.m. to 12:00 p.m., is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page by the County of Suffolk from USA Triathlon, Inc. and the payment of the One Thousand Dollars (\$1000.00) event fee, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd **RESOLVED**, that before this event shall be permitted to occur, Event Power must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(B) of the Suffolk County Code; and be it further

3rd **RESOLVED**, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the fundraiser at Cedar Beach County Park by Event Power; and be it further

4th **RESOLVED**, that Event Power shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and

management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED: June 3, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: June 18, 2014