

Intro. Res. No. 1413-2015
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 5/12/2015

**RESOLUTION NO. 493 -2015, AUTHORIZING USE OF
CUPSOGUE BEACH COUNTY PARK FOR PARKING BY
THE BARRIER BEACH PRESERVATION ASSOCIATION
FOR ITS OYSTER FLING FUNDRAISER**

WHEREAS, Barrier Beach Preservation Association is a 501(c)(3) private, nonprofit organization having its principal business address at 906 Dune Road, Westhampton Dunes, New York; and

WHEREAS, Barrier Beach Preservation Association would like to use Cupsogue Beach County Park in Westhampton Beach for parking for its Oyster Fling Fundraiser; and

WHEREAS, the Oyster Fling Fundraiser is scheduled to be held on Saturday, June 27, 2015; and

WHEREAS, a Certificate of Insurance naming Suffolk County as an additional insured has been provided by Barrier Beach Preservation Association; now, therefore, be it

1st **RESOLVED**, that the use of Cupsogue Beach County Park by Barrier Beach Preservation Association for the purpose of hosting a fundraiser on Saturday, June 27, 2015, 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 Barrier Beach Preservation Association and the payment of the One Hundred Dollar (\$100.00) event fee, and the issuance of a permit by the Commissioner of Parks, Recreation and Conservation pursuant to section 378-7B(c) of the Suffolk County Code, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

2nd **RESOLVED**, that before this event shall be permitted to occur, the Barrier Beach Preservation Association 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 Cupsogue Beach County Park by Barrier Beach Preservation Association; and be it further

4th **RESOLVED**, that the Barrier Beach Preservation Association 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 2, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: June 17, 2015