

**RESOLUTION NO. 1078 -2015, APPROVING FERRY LICENSE
FOR BEACHCOMBER FREIGHT SERVICE, LLC D/B/A
COASTLINE FREIGHT**

WHEREAS, Beachcomber Freight Service, LLC d/b/a Coastline Freight has applied to the Suffolk County Legislature, by a Petition dated and verified May 19, 2015, pursuant to Article 8 of the Navigation Law and Section 71 of the Transportation Corporations Law of the State of New York and Chapter 455 of the SUFFOLK COUNTY CODE, for the approval of a freight ferry license and franchise for service between ferry terminals located at Sayville, New York and the Fire Island communities of Fire Island Pines, Cherry Grove, Davis Park and Water Island; and

WHEREAS, said Petition was accompanied by the Consents in writing specified by Section 110 and the Navigation Law; and

WHEREAS, Beachcomber Freight Service, LLC d/b/a Coastline Freight has heretofore filed with the Clerk of the Suffolk County Legislature its undertaking with a surety all pursuant to Article 8 of the Navigation Law; now, therefore be it

1st **RESOLVED**, that

- 1) The Petition of Beachcomber Freight Service, LLC d/b/a Coastline Freight dated and verified May 19, 2015 and attached hereto as Exhibit "A" is approved, subject to the petitioner filing an undertaking with the Clerk of the Suffolk County Legislature in the sum of \$10,000 and other conditions set forth herein;
- 2) A ferry license and franchise be and the same hereby is granted to Beachcomber Freight Service, LLC d/b/a Coastline Freight of Sayville, New York to operate a public ferry service over and upon the waters of the Great South Bay for service between Sayville, New York on the mainland of Long Island and the Fire Island Communities of Fire Island Pines, Cherry Grove, Davis Park and Water Island, all within the County of Suffolk, in accordance with the schedule attached hereto as Exhibit "B", commencing on the date of approval hereof up to and including September 1, 2020;
- 3) The license and franchise to operate between Sayville, New York and Davis Park is hereby conditioned on the petitioner submitting to the Clerk of the County Legislature a board resolution or other document from the Town of Brookhaven establishing that the Town of Brookhaven authorizes and approves Beachcomber Freight Service, LLC d/b/a Coastline Freight docking at, and providing freight service, to the community of Davis Park;
- 4) This ferry license and franchise is granted subject to all existing laws, rules and regulations of all federal, state, County and municipal governments and agencies having jurisdiction thereover;
- 5) The rates to be charged for freight transportation pursuant to his license and

franchise shall not exceed the rates authorized for Beachcomber Freight Service, LLC d/b/a Coastline Freight by the Suffolk County Legislature pursuant to Article 8 of the Navigation Law, Section 71 of the Transportation Corporations Law, Section 131-g of the Highway Law and Chapter 455 of the SUFFOLK COUNTY CODE; and

- 6) Said rates and schedules shall be posted at each entrance of the ferry pursuant to Section 113 of the Navigation Law of the State of New York and Section 72 of the Transportation Corporations Law.

DATED: December 15, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 18, 2015

EXHIBIT "A"

-----X

IN THE MATTER OF THE APPLICATION

OF

BEACHCOMBER FREIGHT SERVICE, LLC

PETITION TO LICENSE

pursuant to Article 8 of the Navigation Law and Section 71 of the Transportation Corporations Law of the State of New York and Local Law No. 7-1982 of Suffolk County for a license to operate a ferry service for the purpose of transporting freight for hire over and upon the waters of the Great South Bay, Suffolk County, New York

-----X

TO THE LEGISLATURE OF THE COUNTY OF SUFFOLK

The petition of Beachcomber Freight Service, LLC d/b/a Coastline Freight respectfully shows:

1. Petitioner has been organized for the general purposes of carrying freight, baggage and all other merchandise and transportable matter for hire over and upon the waters of the Great South Bay, for cross bay service between ferry terminals located at Sayville, New York and the Fire Island communities of Fire Island Pines, Cherry Grove, Davis Park and Water Island all of which lie within the County of Suffolk.
2. Petitioner hereby requests that the Legislature of the County of Suffolk grant Petitioner a ferry license and franchise for the service requested herein in the usual form commencing on the date of approval and ending December 15, 2020.
3. Petitioner is a ferry corporation organized under the Transportation Corporations Law of the State of New York with its principal office at 68 River Road, Sayville, New York.
4. Petitioner proposes to provide service between which the ferry service operations are to be conducted as follows:

(a) From a dock located on the east side of River Road in the Hamlet of Sayville, Town of Islip, County of Suffolk, State of New York, to Fire Island Pines in the Town of Brookhaven, County of Suffolk, State of New York, and return;

(b) From a dock located on the east side of River Road in the Hamlet of Sayville, Town of Islip, County of Suffolk, State of New York, to Cherry Grove in the Town of Brookhaven, County of Suffolk, State of New York, and return;

(c) From a dock located on the east side of River Road in the Hamlet of Sayville, Town of Islip, County of Suffolk, State of New York, to Davis Park in the Town of Brookhaven, County of Suffolk, State of New York, and return; and

(d) From a dock located on the east side of River Road in the Hamlet of Sayville, Town of Islip, County of Suffolk, State of New York, to Water Island in the Town of Brookhaven, County of Suffolk, State of New York, and return.

5. Petitioner confirms that the vessel to be employed by the Petitioner in the performance of said ferry service will be kept in the County of Suffolk.

6. The vessel intended to be used by Petitioner in the performance of said ferry service is known as the M/V Provider, O.N. 1190836, 14 gross tons, freight only.

7. The names of the owners of real estate through which that part of the highway adjoining the ferry shall run are as follows:

<u>LANDING FACILITY</u>	<u>OWNER</u>
Fire Island Pines	Fire Island Pines Property Owners' Association, Inc.
Cherry Grove	Town of Brookhaven, New York
Davis Park	Town of Brookhaven, New York
Water Island	Water Island Association, Inc.

whose consents in writing will be filed with the Clerk of the Legislature of the County of Suffolk on or prior to the public hearing hereon.

8. Petitioner proposes to charge the freight tariff rates annexed hereto as Exhibit "A," and Petitioner is simultaneously applying to the Legislature of the County of Suffolk for the establishment of such rates pursuant to Section 131(g) of the Highway Law of the State of New York and Local Law No. 7-1982 of Suffolk County.

9. Petitioner will provide such service upon a regular schedule substantially similar to the service shown on the ferry schedules annexed hereto as Exhibit "B."

10. Petitioner will file with the Clerk of the Legislature of the County of Suffolk the undertaking required of it by the Legislature of the County of Suffolk pursuant to Section 111 of the Navigation Law, which undertaking will be in full force and effect prior to the issuance of the license and franchise.

11. The rates for the ferry service and the schedules for freight will be posted at each entrance to the ferry as required under Section 113 of the Navigation Law.

WHEREFORE, Petitioner requests that the Legislature of the County of Suffolk approve Petitioner's application, approve the undertaking as aforesaid, and grant Petitioner a ferry license and franchise for the service requested herein in the usual form commencing on the date of approval and ending December 15, 2020.

DATED: Sayville, New York
May __, 2015

BEACHCOMBER FREIGHT SERVICE, LLC
68 River Road
Sayville, New York 11782
(631) 537-1997

EXHIBIT "B"

SPRING - SUMMER SCHEDULE (April 1 - August 31)

DAY	LEAVE	ARRIVE	ARRIVE
Monday	Sayville 11:30 a.m.	Grove 12:30 p.m.	Pines 2:30 p.m.
Tuesday	Sayville 8:00 a.m. 11:30 a.m. *5:00 p.m.	Pines 9:00 a.m. 12:30 p.m. 6:00 p.m.	Grove ----- 2:30 p.m. -----
Wednesday	Sayville 8:00 a.m. 11:30 a.m. *5:00 p.m.	Pines 9:00 a.m. 12:30 p.m. 6:00 p.m.	Grove ----- 2:30 p.m. -----
Thursday	Sayville 8:00 a.m. 11:30 a.m. *5:00 p.m.	Grove 9:00 a.m. 12:30 p.m. -----	Pines ----- 2:30 p.m. 6:00 p.m.
Friday	Sayville 8:00 a.m. 11:30 a.m. *5:00 p.m.	Pines 9:00 a.m. 12:30 p.m. 6:00 p.m.	Grove ----- 2:30 p.m. -----
Saturday	Sayville *8:00 a.m. 11:30 a.m.	Pines 9:00 a.m. 12:30 p.m.	Grove ----- 2:30 p.m.

*These boats run April 1 to July 30 on a demand basis only.

Arrival times may vary due to weather and volume, please call or check for updates.
Schedule subject to change without notice.