



Office of the Town Clerk
James M. Wooten, Town Clerk

Registrar of Vital Statistics

Records Management Officer

Marriage Officer

August 8, 2024

General Code Publishers
781 Elmgrove Road
Rochester, NY 14624
Attn: Jan Medina

Dear Ms. Medina:

ENCLOSED HERewith please find the following resolution which was adopted by the Riverhead Town Board at a Regular Town Board meeting on August 6, 2024.

#18- Resolution # 707 – Adopted 8/06/2024
ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 ZONING AND LAND DEVELOPMENT, PART 1 GENERAL PROVISIONS, ARTICLE I TITLE, PURPOSE, DEFINITIONS AND INTERPRETATION, §301-3 (B) DEFINITIONS; WORD USAGE

Sincerely,

James M. Wooten
Town Clerk
JW:cd

08.06.2024

ADOPTED

TOWN OF RIVERHEAD

TB Resolution 2024-707

ADOPTS LOCAL LAW TO AMEND CHAPTER 301 ZONING AND LAND DEVELOPMENT, PART 1 GENERAL PROVISIONS, ARTICLE I TITLE, PURPOSE, DEFINITIONS AND INTERPRETATION, §301-3 (B) DEFINITIONS; WORD USAGE

Councilwoman Merrifield offered the following resolution,
which was seconded by Councilwoman Waski

WHEREAS, the Town Clerk was authorized to publish and post a public notice to consider a local law to Amend Chapter 301 Zoning and Land Development, Part 1 General Provisions, Article I Title, Purpose, Definitions and Interpretation, §301-3 (B) Definitions; Word Usage, of the Code of the Town of Riverhead ("Riverhead Town Code"); and

WHEREAS, a public hearing was held on the 2nd day of July 2024 at 2:00 o'clock p.m. at the Riverhead Town Hall, 4 W Second Street Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, by letter dated June 27, 2024 the Suffolk County Planning Commission (SCPC) provided the following comments concerning proposed local law:

"Pursuant to the requirements of Sections A 14-14 to A 14-25 of the Suffolk County Administrative Code, the above referenced application which has been submitted to the Suffolk County Planning Commission is considered to be a matter for local determination as there is no apparent significant county-wide or inter-community impact(s). A decision of local determination should not be construed as either an approval or disapproval;" and

WHEREAS, the Adoption of the subject Local law is an Unlisted Action pursuant to SEQRA, with coordinated review being optional and not recommended.

WHEREAS, Planning Department Staff, on behalf of the Riverhead Town Board has prepared part 1 the Short Environmental Assessment Form (SEAF) dated June 5, 2024 and part 2 and part 3 of the SEAF dated August 6, 2024; and

NOW, THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby classifies the Local Law to Amend Chapter 301 Zoning and Land Development, Part 1 General Provisions, Article I Title, Purpose, Definitions and Interpretation, §301-3 (B) Definitions; Word Usage, of the Code of the Town of Riverhead ("Riverhead Town Code") as an Unlisted Action pursuant to SEQRA, and assumes Lead Agency, without coordinated review; and be it further,

RESOLVED, that the Riverhead Town Board hereby issues a Negative Declaration pursuant to SEQRA, for the Local Law to Amend Chapter 301 Zoning and Land Development, Part 1 General Provisions, Article I Title, Purpose, Definitions and

Interpretation, §301-3 (B) Definitions; Word Usage, of the Code of the Town of Riverhead ("Riverhead Town Code") as the proposed action is not likely to result in any significant adverse environmental impacts; and be it further,

RESOLVED, that the local law to Amend Chapter 301 Zoning and Land Development, Part 1 General Provisions, Article I Title, Purpose, Definitions and Interpretation, §301-3 (B) Definitions; Word Usage, of the Code of the Town of Riverhead ("Riverhead Town Code") is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Department, the Office of the Town Attorney, the Building Department, Code Enforcement and the Fire Marshal's Office; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Denise Merrifield, Councilwoman
SECONDER:	Joann Waski, Councilwoman
AYES:	Hubbard, Rothwell, Kern, Merrifield, Waski

Article I Title, Purpose, Definition and Interpretation

§ 301-3 (B) Except as set fort in other articles of this chapter, as used in this chapter, certain terms and words are herewith defined as follows:

~unchanged paragraphs are omitted~

SATELLITE EARTH STATION

A station and/or facility located either on the Earth’s surface or within the major portion of the Earth’s atmosphere intended for communication with one or more stations of the same kind by means of one or more reflecting satellites or other extraterrestrial objects in space. A satellite earth station shall include any exterior equipment exceeding one meter in diameter or in width or in length used to receive direct broadcast satellite service, including but not limited to direct-to-home satellite service; to receive or transmit fixed wireless signals via satellite; to receive video-programming services via multipoint distribution services; multichannel multipoint distribution services; instructional television fixed services; and local multipoint distribution services; to receive or transmit fixed wireless signals other than via satellite; or to receive broadcast communications signals. Such term shall include any mount, mast, pole or other elevating device supporting the same.

Attachment: Amends 301-3 to include definition of Satellite Earth Stations_CLEAN COPY (2024-707 : Adopts Local Law to Amend Chapter 301-3

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead, adopted a local law to Amend Chapter 301 Zoning and Land Development, Part 1 General Provisions, Article I Title, Purpose, Definitions and Interpretation, §301-3 (B) Definitions; Word Usage. The intent of the proposed legislation is to include a definition for Satellite Earth Stations.

A copy of the entire text of the adopted local law and the provisions of the existing law to be amended may be reviewed at the Office of the Town Clerk, 4 W Second Street, Riverhead, New York 11901, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday and can be accessed on the Town of Riverhead website at: www.townofriverheadny.gov under the Agenda and Minutes for the August 6, 2024 Town Board Meeting.

Dated: Riverhead, New York
August 6, 2024

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
JAMES M. WOOTEN, TOWN CLERK**

Attachment: Notice of Adoption to Amend Chapter 301-5(B) to include Earth Stations (2024-707 : Adopts Local Law to Amend Chapter 301-3

Article I Title, Purpose, Definition and Interpretation

§ 301-3 (B) Except as set forth in other articles of this chapter, as used in this chapter, certain terms and words are herewith defined as follows:

~unchanged paragraphs are omitted~

SATELLITE EARTH STATION

A station and/or facility located either on the Earth's surface or within the major portion of the Earth's atmosphere intended for communication with one or more stations of the same kind by means of one or more reflecting satellites or other extraterrestrial objects in space. A satellite earth station shall include any exterior equipment exceeding one meter in diameter or in width or in length used to receive direct broadcast satellite service, including but not limited to direct-to-home satellite service; to receive or transmit fixed wireless signals via satellite; to receive video-programming services via multipoint distribution services; multichannel multipoint distribution services; instructional television fixed services; and local multipoint distribution services; to receive or transmit fixed wireless signals other than via satellite; or to receive broadcast communications signals. Such term shall include any mount, mast, pole or other elevating device supporting the same.