

# **DIMINICH**

## **Baseline Documentation**

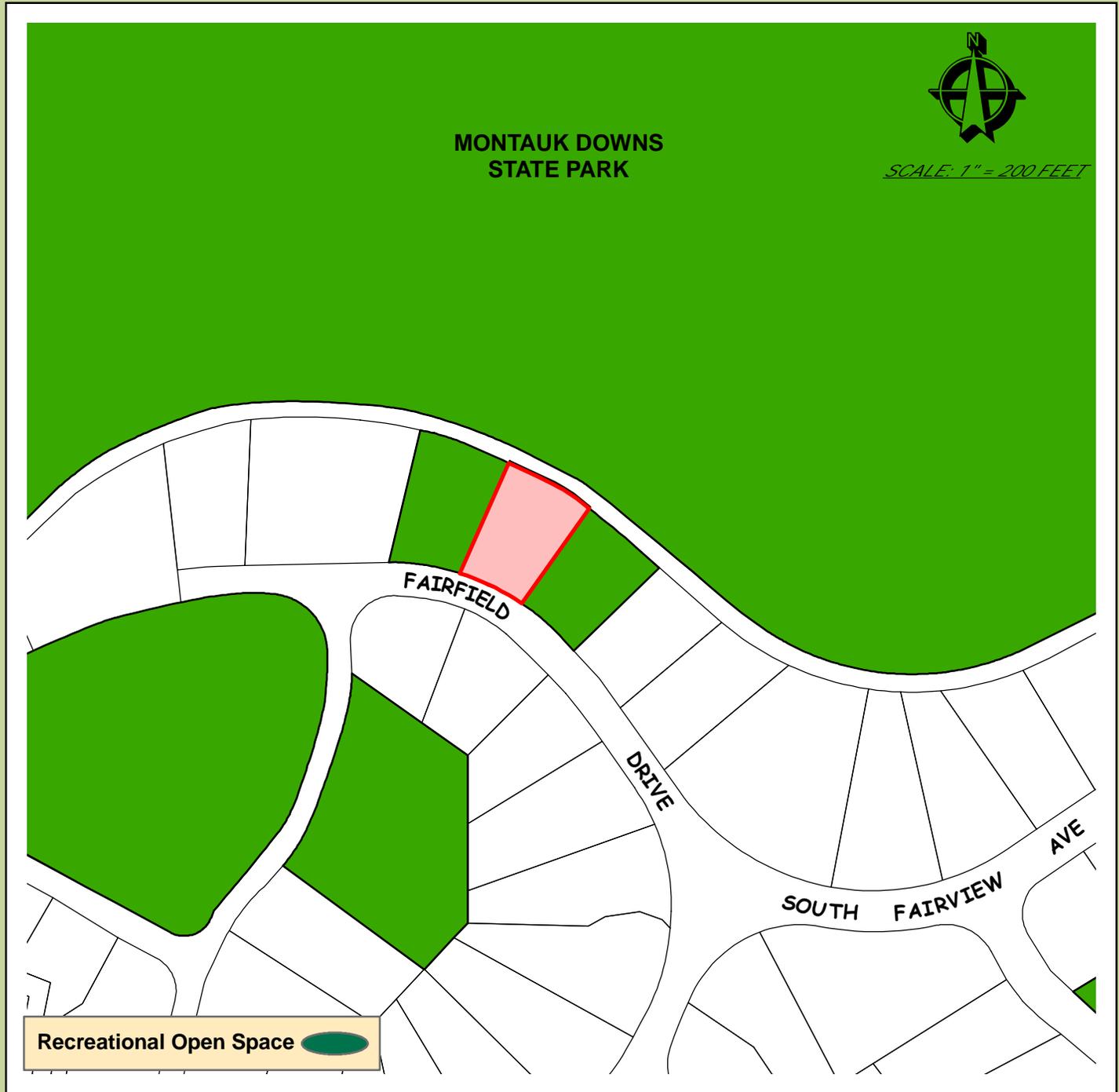


**Suffolk County Tax Map  
300-28-2-12  
24 Fairfield Drive  
Area .39 Acres  
Town of East Hampton  
New York**

**The East Hampton Town Code categorizes a Nature Preserve as any area of land or water owned by the Town which is formally dedicated to being maintained as nearly as possible in its natural condition. These lands are chosen for preservation based on the unique and valuable ecological assets situated within their boundaries. They are protected not only as a means to preserve the land in its natural state, but to create a multi-use recreational resource to be enjoyed by all.**

# NATURE PRESERVE

CARTOGRAPHY - RONN PIRRELLI - 01/10



Suffolk County Real Property Tax Service  
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Real Property Taxmap parcel linework used with permission of  
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Prepared by  
**THE TOWN OF EAST HAMPTON**  
Suffolk County, New York

**TOWN OF EAST HAMPTON**  
**SCTM # 300-028.000-0002-012.000**

**Diminich Property**  
**24 Fairfield Drive**

**0.39 Acres**

**Montauk School District**



(1501) AUTHORIZE ACQUISITION  
Property of Luciano and Gloria Diminich  
SCTM #300-28-2-12

The following resolution was offered by Councilman J. Potter, seconded by Councilwoman D. Weir, and adopted:

**WHEREAS**, pursuant to § 247 of the General Municipal Law of the State of New York, the Town Board held a public hearing on December 19, 2002 to consider the acquisition of approximately 0.39 acres of land located on 24 Fairfield Drive, Montauk, which land is identified on the Suffolk County Tax Map as SCTM #300-28-2-12; and

**WHEREAS**, the proposed purchase price for fee simple acquisition of the subject property is \$36,000.00, plus survey, title, prorated tax, and recording charges; and

**WHEREAS**, said property contains freshwater wetlands and is adjacent to Montauk Downs State Park; and

**WHEREAS**, the purpose of said acquisition is preservation of open space; and

**WHEREAS**, the acquisition of the subject property is classified as a Type II Action pursuant to the State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, the Town Board finds, pursuant to § 64-e (8) of the New York Town Law, that acquisition of the subject property by purchase is the best alternative, of all reasonable alternatives available to the Town, for protection of the community character of the Town of East Hampton, and that such acquisition would be in the best interests of the Town;

**NOW, THEREFORE, BE IT RESOLVED**, that the Supervisor is hereby authorized and directed to enter into a contract of sale with the record owner of the subject property, reputedly Luciano and Gloria Diminich, for the purpose of acquiring said property at a cost to the Town of East Hampton not to exceed \$36,000.00 plus reasonable survey, title, prorated tax, and recording charges; and be it further

**RESOLVED**, that pursuant to contract the Supervisor is authorized and directed to execute any documents and to pay any and all reasonable survey, title, prorated tax, and recording charges, as may be necessary to effect the transfer of title; and be it further

**RESOLVED**, the monies to be expended for purchase of the foregoing property shall be drawn from the Town of East Hampton Small Lots Budget Account; and be it further

**RESOLVED**, that copies of this resolution shall be forwarded to:

Deputy Town Attorney Richard E. Whalen;  
Town Budget Officer Len Bernard;  
Planning Department;  
Mr. Christopher Griffiths, The Nature Conservancy, P.O. Box 5125, East Hampton,  
New York 11937; and  
Nancy Marshall, Esq., Biondo & MacLachlan, LLP, P.O. Box 5030, Montauk,  
New York, 11937.

(1016) **ADOPT LOCAL LAW:**  
**ADD PROPERTIES TO TOWN NATURE PRESERVE**

The following resolution was offered by Councilperson Councilman J. Potter seconded by Councilwoman P. Mansir and adopted:

**WHEREAS**, a public hearing was held by the Town Board of the Town of East Hampton on **July 15, 2004** regarding a Local Law amending Chapter 182 ("East Hampton Town Nature Preserve") of the East Hampton Town Code in order to add additional lands to the register of properties dedicated to the Town Nature Preserve, all as more fully set forth in the text of the Local Law; and

**WHEREAS**, the Town Board has considered the comments of all persons regarding this Local Law, either as submitted in writing or as presented orally at the public hearing; and

**WHEREAS**, both the Town Nature Preserve Committee and the Town Planning Department have reviewed the properties proposed to be dedicated to the Town Nature Preserve, and both agencies recommend that the properties described in this Local Law be so dedicated; and

**WHEREAS**, the proposed dedication of the properties to the Nature Preserve is either not an action subject to review pursuant to SEQRA or, alternatively, is a Type II action pursuant to 6 NYCRR Part 617.5 (c) (20) and requires no further SEQRA review; and

**NOW, THEREFORE, BE IT RESOLVED**, that the said Local Law is hereby enacted to read as follows:

**LOCAL LAW NO19 OF 2003**  
**INTRODUCTORY NO 27 OF 2003**

A Local Law providing for the amendment of Chapter 182 ("East Hampton Town Nature Preserve") of the East Hampton Town Code in order to add additional properties to the register of lands dedicated to the Town Nature Preserve, as more fully set forth in the text of the Local Law, said Local Law to read as follows:

BE IT ENACTED by the Town Board of the Town of East Hampton as follows:

**SECTION I. - FINDINGS AND OBJECTIVES:**

This local law amends Chapter 182 of the Town Code to add additional properties to the Town Nature Preserve. The Register of Properties dedicated to the Nature Preserve will be amended to appear as shown in Section II below. The parcels proposed for dedication to the Nature Preserve consist of a diverse group of ecologically significant parcels containing wetlands, woodlands and waterfront parcels acquired by the Town for the purpose of open space preservation.

**SECTION II. - TOWN CODE AMENDED:**

Chapter 182 ("East Hampton Town Nature Preserve") of the East Hampton Town Code is hereby amended at Article IV, with respect to Table I, II, III, IV and V of the Register of Properties, said amended tables to include the following parcels by School District:

**[AMEND TABLE V – “PARCELS WITHIN MONTAUK SCHOOL DISTRICT” TO INCLUDE THE FOLLOWING PARCELS IN SEQUENTIAL FASHION]**

28-2-12	24 Fairfield Drive	0.38
28-8-11 & 12	5 South Front Street	1.0
28-9-10	6 South Forbes Street	0.46

**SECTION III. – SEVERABILITY:**

Should any part or provision of this Local Law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

**SECTION IV. – EFFECTIVE DATE:**

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

**AND BE IT FURTHER RESOLVED**, that the Town Clerk is directed to forward copies of this resolution to:

- Planning Director Marguerite Wolffsohn;
- Senior Planner Joanne Pahwul;
- Natural Resources Director Larry Penny;
- Town of East Hampton Nature Preserve Committee, George Larsen, Chair.

**DATED: July 15, 2004**

**BY ORDER OF THE TOWN BOARD  
TOWN OF EAST HAMPTON, NEW YORK  
FRED L. OVERTON, TOWN CLERK**

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<b>SUPERVISOR WILLIAM McGINTEE</b>	<b>VOTE</b>	<b>AYE</b>
<b>COUNCILWOMAN DEBRA FOSTER</b>	<b>VOTE</b>	<b>AYE</b>
<b>COUNCILMAN JOB POTTER</b>	<b>VOTE</b>	<b>AYE</b>
<b>COUNCILMAN PETE HAMMERLE</b>	<b>VOTE</b>	<b>AYE</b>
<b>COUNCILWOMAN PAT MANSIR</b>	<b>VOTE</b>	<b>AYE</b>

The resolution was declared duly adopted.