

**NOTICE OF ADOPTION OF A RESOLUTION BY THE TOWN BOARD OF THE  
TOWN OF WARWICK SUBJECT TO PERMISSIVE REFERENDUM**

**NOTICE IS HEREBY GIVEN** that, at a regular meeting held on the 26<sup>th</sup> day of April, 2018, the Town Board of the Town of Warwick, New York (the "Town") duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Town Law Article 7:

- a) the Town was presented with proposed Lease Agreement from Homeland Towers, LLC ("Lessee") to lease five thousand six hundred twenty-five (5,625) square feet of real property owned by the Town, said property being designated on the Town of Warwick Tax Maps as Section 46 Block 1 Lot 39.2 (the "Property"), for the purpose of the construction, operation, maintenance, repair and/or replacement of related facilities, towers, buildings, antennas, equipment, and related activities for the transmission and reception of radio communication signals;
- b) the base rent for the Property shall be monthly "Rent" an amount equal to Two Thousand and 00/100 Dollars (\$2000.00) (the "Minimum Rent") or (b) Thirty Percent (35%) (the "Percentage Rent") of Gross Income (as defined below) derived by LESSEE from its subtenants, licensees and customers using the Telecommunications Facilities on the Leased Premises, whichever is greater; the initial term thereof being 10 years with nine (9) five-year extensions;
- c) the Town Board determines that the project is an unlisted action pursuant to Part 617 of the regulations implementing SEQR and that the Town Board shall act as Lead Agency for the required environmental review;
- d) The Town Board determines that the Lease Agreement and that the construction and operation of the Telecommunications and related facilities will have no significant adverse impacts on the environment and issues a negative declaration for the proposed project.

**PLEASE TAKE FURTHER NOTICE** that the Resolution was adopted subject to permissive referendum pursuant to Section 64 and Section 90 of the Town Law. The Resolution shall take effect and the Town Supervisor will execute the contemplated lease with Lessee unless a petition calling for a referendum on the lease of the Property is filed with the Town Clerk pursuant to Section 91 of the Town Law within thirty (30) days of adoption of the Resolution.

**PLEASE TAKE FURTHER NOTICE** that the full text of the Resolution is on file in the Office of the Town Clerk and may be examined during regular business hours.

Dated: Warwick, New York  
May 2, 2018

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Eileen Astorino, Town Clerk  
Town of Warwick

This notice is being posted and published in the same manner as a notice of a special election within ten days after the adoption of the resolution.