

**RESOLUTION NO. 1090-2009, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 - SELDEN WITH THE OWNER OF SAMANTHA DRIVE SUBDIVISION (BR-1568)**

**WHEREAS**, Samantha Drive Subdivision is located outside the boundary of Suffolk County Sewer District No. 11 - Selden; and

**WHEREAS**, the owner of Samantha Drive Subdivision has petitioned and requested the Administrative Head of the District for permission to connect into the sanitary sewers of the Sewer District No. 11 - Selden; and

**WHEREAS**, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity available in excess of its own needs; and

**WHEREAS**, the connection is subject to the approval of the New York State Department of Environmental Conservation (NYSDEC); and

**WHEREAS**, it will be financially beneficial to Suffolk County Sewer District No. 11 - Selden and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; and

**WHEREAS**, such connection has been approved by the Suffolk County Sewer Agency, Resolution No. 34-2009; and

**WHEREAS**, Samantha Drive Subdivision, will pay \$7.06 per gallon per day (\$4,236.00) of the connection fee to the District 11 Venture as part of the agreement for expanding the District and the balance of the \$15.00 connection fee (\$7.94) per gallon per day (\$4,764.00) to the District; and

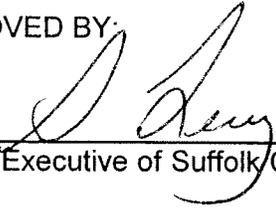
**WHEREAS**, the Suffolk County Sewer Agency has determined that pursuant to Section 617.5 (c), (11), & (20), of the SEQRA regulations, this project is listed as a Type II Action, and requires no further action; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that pursuant to Section 617.5(c), (11), and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action; and be it further

**2<sup>nd</sup>** **RESOLVED**, that the Administrative Head of the District be and he hereby is authorized, directed and empowered to enter into contracts and agreements with the developer upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 11 - Selden and that they be required to post a surety bond or bonds and deposit cash or securities with the County Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts.

DATED: DEC 1 2009

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: 12-15-09

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on December 1, 2009 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

A handwritten signature in cursive script, reading "Tim Laube".

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Clerk of the Legislature

Intro. Res. 1981 Res. No. 1090

December 1, 2009

**Motion:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

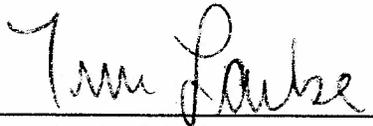
**Second:**

Romaine, Schneiderman, Browning, Beedenbender, Losquadro  
 Eddington, Montano, Alden, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	1				
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Brian BEEDENBENDER					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Cameron ALDEN					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	18				

MOTION
<input checked="" type="checkbox"/> Approve
Table: _____
Send To Committee
Table Subject To Call
Lay On The Table
Discharge
Take Out of Order
Reconsider
Waive Rule _____
Override Veto
Close
Recess
APPROVED <input checked="" type="checkbox"/> FAILED _____
No Motion _____ No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED

  
 Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote