

**RESOLUTION NO. 1257 -2009, APPROPRIATING FUNDS
IN CONNECTION WITH THE BROWNFIELDS PROGRAM,
FORMER BELLPORT GAS STATION SITE (CP 8223)**

WHEREAS, the Commissioner of Health Services has requested funds for the Brownfields Program; and

WHEREAS, these funds will be used to investigate contamination and remediate County-owned sites returning them to productive use; and

WHEREAS, remediation in the form of construction and site improvements for an estimated cost of \$57,000 is needed for the former Bellport Gas Station site in the Town of Brookhaven; and

WHEREAS, there are sufficient funds within the 2009 Adopted Capital Budget and Program to cover the cost of said request under Capital Program Number 8223; and

WHEREAS, this project will be conducted under the New York State Department of Environmental Conservation Brownfields Voluntary Cleanup Program; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$57,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 278 of the Suffolk County Code, hereby finds and determines that Resolution No. 888-2008 made a determination that the project is an unlisted action that will not have significant adverse impact on the environment pursuant to the provisions of Title 6 NYCRR, Part 617; this legislation further finds and determines that implementation of this project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR, which sets forth thresholds for determining significant effect on the environment;
- 2.) The project entails investigation and remediation of the site in accordance with NYSDEC Brownfield programs;
- 3.) All toxic and hazardous materials remediated will be disposed of in accordance with State and Federal regulations;
- 4.) The action only involves clean up of the site and no new development is proposed; and
- 5.) The project will result in beneficial environmental impacts;

and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-six (66) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 and as amended by Resolution No. 461-2006; and be it further

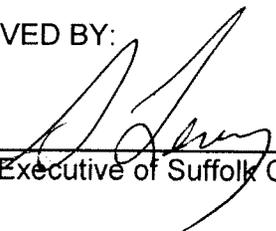
3rd **RESOLVED**, that the County Department of Health Services is hereby authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as may be deemed necessary relating to the investigation and remediation of the former Bellport Gas Station site; and be it further

4th **RESOLVED**, that the proceeds of \$57,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project Number</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8223.313 (Fund 001-Debt Service)	40	Brownfields Program (Bellport Gas Station site)	\$55,000
525-CAP-8223.411 (Fund 001-Debt Service)	40	Brownfields Program (Bellport Gas Station site)	\$ 2,000

DATED: **DEC 15 2009**

APPROVED BY:



County Executive of Suffolk County

Date:

DEC 23 2009

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 15, 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 that reads "Tim Laube".

Clerk of the Legislature

Intro. Res. 2094 Res. No. 1257

December 15, 2009

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

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

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

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
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
<input type="checkbox"/> NOT ADOPTED

Tim Laube
 Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote