

Intro. Res. No. 2140-2009  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 12/1/2009

**RESOLUTION NO. 1245 -2009, AUTHORIZING EXECUTION  
OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF  
SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST  
WITH THE OWNER OF 110 SAND COMPANY (HU-1040)**

**WHEREAS**, 110 Sand Company is located outside the boundary of Suffolk County Sewer District No. 3 - Southwest; and

**WHEREAS**, by Resolution No. 628-2008, 110 Sand Company had previously petitioned and requested the Administrative Head of the District for permission to connect into the sanitary sewers of the Sewer District No. 3; and had been approved to discharge 100,000 gallons per day; and

**WHEREAS**, it is now requesting to increase the daily discharge by 80,000 gallons per day for a total discharge of 180,000 gallons per day; and

**WHEREAS**, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity 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**, the proposed connection has received the approval of the Suffolk County Sewer Agency (Resolution Nos. 7-2009 and 33-2009) with a connection fee of \$30.00 per gallon per day of sewage capacity; with a daily flow of 80,000 gallons, for an additional connection fee of \$2,400,000; and

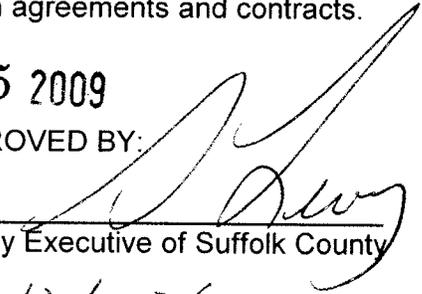
**WHEREAS**, it will be financially beneficial to Suffolk County Sewer District No. 3 and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, pursuant to Section 617.9 of the SEQRA regulations, a Negative Declaration has been issued by the Lead Agency; 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. 3 - Southwest 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 15 2009**

APPROVED BY:

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

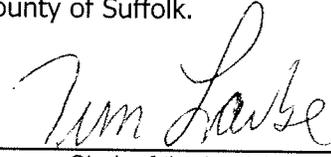
Date: 12/23/09

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 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.*

  
Clerk of the Legislature

Intro. Res.

2140

Res. No.

1245

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
NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

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