

RESOLUTION NO. 59 -2010, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED DEPARTMENT OF PUBLIC WORKS SEWER DISTRICT NO. 3 – SOUTHWEST-BERGEN POINT WASTEWATER TREATMENT PLANT EXPANSION, CP 8183, TOWN OF BABYLON

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Department of Public Works Sewer District No. 3 – Southwest-Bergen Point Wastewater Treatment Plant Expansion, CP 8183, Town of Babylon", pursuant to Section 6 of Local Law No. 22-1985 which project involves the design of 10 MGD Plant Expansion within the existing plant. The recommended improvements are:

Two (2) new 30 mgd variable speed drive raw wastewater pumps;
Two (2) new 20 mgd variable speed drive raw wastewater pumps;
Two (2) new 10 mgd variable speed raw wastewater pumps;
Four (4) new primary settling tanks and associated systems;
Four (4) new primary sludge pumps;
Two (2) new scum ejectors;
Four (4) new aeration tanks and associated systems;
Three (3) new aeration blowers and associated systems;
Two (2) new Waste Activated Sludge (WAS) pumps;
Three (3) new Return Activated Sludge (RAS) pumps;
One (1) new Secondary Clarifier and associated systems; and
One (1) new Final Effluent Pump (included under the Outfall Replacement contract);
Miscellaneous auxiliary improvements; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and a presentation was made by representatives from CDM/DBA Joint Venture and subsequently sent out to all concerned parties; and

WHEREAS, at its January 20, 2010 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated January 20, 2010 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Department of Public Works Sewer District No. 3 - Southwest-Bergen Point Wastewater Treatment Plant Expansion, CP 8183, Town of Babylon constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which 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, as demonstrated in the Environmental Assessment Form;
- 2) The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and the Suffolk County Code;
- 3) The parcel does not appear to suffer from any severe environmental development constraints (limiting soil properties; no high groundwater and no unmanageable slopes); and
- 4) All necessary NYSDEC permits will be obtained;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 2, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 12, 2010