

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 198 -2010, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT DAYSTAR COMMUNITY DEVELOPMENT CORP. (SCTM NO. 0600-084.00-04.00-038.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 084.00, Block 04.00, Lot 038.000, and acquired by tax deed on July 15, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 16, 2009, in Liber 12593, at Page 706, and otherwise known and designated by the Town of Riverhead, Suffolk County Tax Map Number District 0600, Section 084.00, Block 04.00 and Lot 038.000; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on July 15, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 16, 2009 in Liber 12593 at Page 706.

**WHEREAS**, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, DAYSTAR COMMUNITY DEVELOPMENT CORP. has made application of said above described parcel and DAYSTAR COMMUNITY DEVELOPMENT CORP. has paid the application fee and has paid \$437.79, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

**1<sup>st</sup>** **RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**2<sup>nd</sup>** **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to DAYSTAR COMMUNITY DEVELOPMENT CORP., 722 Deer Park Road, Dix Hills, NY 11746, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 23, 2010

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: March 29, 2010