

**RESOLUTION NO. 219 -2010, ACCEPTING THE DONATION OF CERTAIN LANDS NOW OWNED BY DARCY GAZZA AND TRANSFER SUCH LANDS TO THE SUFFOLK COUNTY DEPARTMENT OF PARKS, RECREATION AND CONSERVATION FOR WETLAND PROTECTION PURPOSES (SCTM NO. 0200-982.90-08.00-010.000)**

**WHEREAS**, Darcy Gazza is the owner of an environmentally sensitive property with no site or building improvements thereon located in the hamlet of East Patchogue, Town of Brookhaven; and

**WHEREAS**, said property, totaling 0.41 acres, is currently in a natural state, within the Hedges Creek County Wetlands Area (BR10); and

**WHEREAS**, the Suffolk County Department of Planning recommends that the County acquire this property for wetland protection purposes; and

**WHEREAS**, Darcy Gazza has offered to donate this property at no cost to the County of Suffolk for wetland protection purposes; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the County of Suffolk hereby approves the donation of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as December 1, 2007, Open Space component, at no cost to the County; and hereby authorizes, if necessary, any possible additional expenses associated with this donation; which shall include but not be limited to the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

<b><u>PARCEL:</u></b>	<b><u>SUFFOLK COUNTY TAX MAP NUMBER:</u></b>	<b><u>ACRES:</u></b>	<b><u>REPUTED OWNER AND ADDRESS:</u></b>
No. 1	District 0200 Section 982.90 Block 08.00 Lot 10.000	0.41±	Darcy Gazza 77 Ivy Way P.O. Box 1361 Port Washington, NY 11050

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, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to accept this donation of parcel (s) listed herein above from the reputed owner, and to pay such additional expenses as may be necessary and appropriate to consummate such donation, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as December 1, 2007, Open Space component; and be it further

**3<sup>rd</sup>**           **RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay such additional expenses as may be necessary and appropriate to consummate such donation, the funding for which shall be provided from previously appropriated funds in Capital Project 525-CAP-8712.210, for the New Suffolk County Drinking Water Protection Program, effective as December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

**4<sup>th</sup>**           **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

**5<sup>th</sup>**           **RESOLVED**, that the subject parcel(s) shall be transferred to the Suffolk County Department of Parks, Recreation and Conservation as part of the Hedges Creek County Wetlands Area (BR10) for wetland protection/passive recreational purposes; and be it further

**6<sup>th</sup>**           **RESOLVED**, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8 and Chapter 279 of the Suffolk County Code, hereby finds and determines that this law constitutes a Type II action, pursuant to Title 6 of the New York Code of Rules and Regulations ("NYCRR") Part 617.5 9 (c) (20) and (21). Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: March 23, 2010

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: March 29, 2010