

**RESOLUTION NO. 332 -2010, TO AMEND THE REQUIRED  
CONCENTRATION OF BIO-DIESEL FUEL TO BE USED IN THE  
SUFFOLK COUNTY FLEET**

**WHEREAS**, Resolution No. 1286-2004 instituted a pilot program for the use of bio-diesel fuel in the Suffolk County fleet exclusively at the Bergen Point yard; and

**WHEREAS**, Resolution No. 555-2007 required the use of bio-diesel fuel in the Suffolk County fleet and the systematic conversion of the Suffolk County diesel fueled vehicle fleet to B20 fuel operation; and

**WHEREAS**, in January 2010 the Federal government ended a five cent (\$.05) per gallon credit for the use of bio-diesel fuel, thus increasing the County's operating costs; and

**WHEREAS**, other technologies such as compressed natural gas (CNG), diesel-electric hybrids, and ultra-clean diesel engines have vastly improved and substantially reduced in cost of the past several years; and

**WHEREAS**, many major engine manufacturers have lowered the percentage of bio-diesel allowed to be used under the terms of their warranties from 20% (B20) to 5% (B5); and

**WHEREAS**, it is fiscally prudent to use B5 diesel fuel in the Suffolk County fleet; now, therefore be it

**1st RESOLVED**, that the Commissioner of the Suffolk County Department of Public Works is hereby authorized, empowered, and directed, pursuant to Section C8-2(W) of the SUFFOLK COUNTY CHARTER, to utilize bio-diesel fuel in concentrations no higher than 5% (B5) in the Suffolk County diesel fueled fleet; and be it further

**2nd RESOLVED**, that the Commissioner of the Suffolk County Department of Public Works is further authorized, empowered, and directed to continue analyzing all alternative fuel options and to encourage and implement their use wherever practicable; and be it further

**3rd RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: April 27, 2010

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: May 11, 2010