

**RESOLUTION NO. 809 -2010, AUTHORIZING THE
TRANSFER OF CERTAIN PROPERTIES TO SUFFOLK
COUNTY DEPARTMENT OF PARKS, RECREATION AND
CONSERVATION**

WHEREAS, the COUNTY OF SUFFOLK is the owner of certain real property, surplus to its needs, described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, these parcels, as shown on aforesaid Exhibit "A" have been identified by the Suffolk County Planning Department and Suffolk County Department of Parks, Recreation and Conservation and Division of Real Property Acquisition and Management as containing or are directly adjacent stream corridor systems and their associated tidal and/or freshwater wetlands as well as under water lands; or are adjacent or associated with presently existing Suffolk County Parkland/Nature Preserve; and

WHEREAS, as a result thereof the jurisdiction of said parcels should be transferred to the Suffolk County Department of Parks, Recreation and Conservation in order to become part of said Suffolk County Parkland; and

WHEREAS, if it is found that such properties shown on Exhibit "A", once transferred or dedicated, have created a landlocked parcel or parcels, or denied access to such parcel or parcels, such portion of the dedication was inadvertent, and it is the intention of the Suffolk County Legislature not to dedicate such land to Suffolk County Parks system and/or Nature Preserve as may be required to maintain access and to prevent said properties from being either landlocked or having access denied thereto; and

WHEREAS, it is not the intention of the Suffolk County Legislature to grant rights to adjacent property owners that did not exist at the time of this dedication; and

WHEREAS, Section 406, Real Property Law provides that municipal real property held on public use shall be free of taxation; now, therefore be it

1st **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, be authorized to transfer to the Suffolk County Department of Parks, Recreation and Conservation, PO Box 144, Montauk Highway, Sayville, New York, 11796 the interest of Suffolk County in the above described properties for the above stated reasons and purpose; and be it further

2nd **RESOLVED**, that in the event that it is determined that an abutting property becomes landlocked, or access is denied thereto, such occurrence was not the intention of this dedication, and the Suffolk County Legislature shall provide such easements and/or rights-of-way as it deems just and proper to effectuate the intent of this resolution, without the necessity of a mandatory referendum, solely by a duly adopted resolution by a majority of its members; and be it further

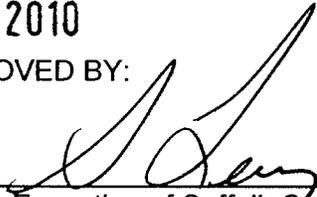
3rd **RESOLVED**, that said parce(s) are held in public use and free of taxation under Section 406 (1) New York Real Property Tax Law and the assessor of the Town of Babylon, Brookhaven, Islip, Riverhead, Southampton and Southold and all other assessors having

jurisdiction thereof, be and they hereby are directed to mark the assessment rolls of their jurisdiction to show that said property is owned by the County of Suffolk and is exempt from taxation and exempt from special ad valorem levies and special assessments to the extent permitted by law, and further that the Clerk of the Legislature shall transmit a copy of this resolution to the aforesated assessors for this purpose; and be it further

4th **RESOLVED**, that the designation of such property to the Suffolk County Department of Parks, Recreation and Conservation is a Type II action under the provisions of Title 6 NYCRR Part 617.5 (c) (20), routine or continuing agency administration, with no further environmental review necessary.

DATED: **AUG 17 2010**

APPROVED BY:



County Executive of Suffolk County

Date: 8/26/10

Pine Barrens Core

dsbl	pm_lib	pm_page	deed_date	Acreage	RATIONAL
0200 40600 0200 007000	12520	725	04-Sep-07	0.06	Smith Road County Park [CORE]
0200 49900 0200 010010	12520	725	04-Sep-07	2.10	Warbler Woods County Park [CORE]
0200 50300 0400 009000	12520	725	04-Sep-07	0.23	Warbler Woods County Park [CORE]
0200 50300 0400 029000	12520	725	04-Sep-07	0.05	Warbler Woods County Park [CORE]
0200 51100 0100 014000	12520	725	04-Sep-07	3.93	Manorville Pine Barrens [CORE]
0200 51100 0100 015000	12520	725	04-Sep-07	0.60	Manorville Pine Barrens [CORE]
0200 51100 0100 016000	12520	725	04-Sep-07	0.50	Manorville Pine Barrens [CORE]
0900 16100 0200 030000	12517	588	10-Aug-07	0.17	Suffolk Hills County Park [CORE]
0900 18300 0200 009000	12517	588	10-Aug-07	0.46	Flanders County Nature Preserve [CORE]
0900 20300 0100 002000	12517	588	10-Aug-07	0.23	Maple Swamp County Park [CORE]
0900 20300 0100 020000	12517	588	10-Aug-07	0.31	Maple Swamp County Park [CORE]
0900 21200 0200 015000	12517	588	10-Aug-07	0.06	United Artist County Park [CORE]
0900 21200 0200 021000	12517	588	10-Aug-07	0.06	United Artist County Park [CORE]
0900 21200 0500 00800	12517	588	10-Aug-07	0.06	United Artist County Park [CORE]
0900 21503 0100 017000	12517	588	10-Aug-07	0.92	Hampton Hills County Nature Preserve [CORE]
0900 22000 0100 029000	12517	588	10-Aug-07	0.09	East Quogue County Watershed [CORE]
0900 22000 0100 032000	12517	588	10-Aug-07	0.09	East Quogue County Watershed [CORE]
0900 24000 0100 031000	12517	588	10-Aug-07	0.14	Hampton Hills County Nature Preserve [CORE]
0900 24200 0400 023000	12517	588	10-Aug-07	0.09	Dwarf Pine Plains County Nature Preserve [CORE]
0900 24800 0100 127000	12517	588	10-Aug-07	1.15	Old Quogue Road County Nature Preserve [CORE]
0900 24800 0100 128001	12517	588	10-Aug-07	0.05	Old Quogue Road County Nature Preserve [CORE]
0900 24800 0100 128002	12517	588	10-Aug-07	1.10	Old Quogue Road County Nature Preserve [CORE]

Pine Barrens Core

0900 27700 0700 019000	12517	588	10-Aug-07	0.23	Dwarf Pine Plains County Nature Preserve [CORE]
0900 28000 0200 050000	12517	588	10-Aug-07	0.05	Dwarf Pine Plains County Nature Preserve [CORE]
0900 28200 0200 043000	12285	585	13-Nov-03	0.09	Dwarf Pine Plains County Nature Preserve [CORE]
0900 30700 0100 034000	12085	885	21-Nov-00	10.00	Dwarf Pine Plains County Nature Preserve [CORE]
0900 30700 0200 023000	12517	588	10-Aug-07	0.14	Dwarf Pine Plains County Nature Preserve [CORE]
0900 33400 0300 004000	12517	588	10-Aug-07	0.09	Dwarf Pine Plains County Nature Preserve [CORE]
0900 33500 0100 013000	12517	588	10-Aug-07	0.09	Dwarf Pine Plains County Nature Preserve [CORE]

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 August 17, 2010 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.

A handwritten signature in cursive script that reads "Tim Laube".

Clerk of the Legislature

Intro. Res. 1733 Res. No. 809

August 17, 2010

Motion:
 Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
 Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
 Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Viloria-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	Thomas MURATORE					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
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

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 FAILED ___

No Motion ___ No Second ___

RESOLUTION DECLARED

ADOPTED

___ NOT ADOPTED

Tim Laube

 Tim Laube, Clerk of the Legislature

Roll Call ___ Voice Vote