

RESOLUTION NO. 204 -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 (BOOM DEVELOPMENT CORPORATION PROPERTY - TOWN OF RIVERHEAD)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of open space in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit "A" of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1)(i) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such land as a hamlet park; now, therefore, be it

1st RESOLVED, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 14.8 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER for use as a hamlet green, hamlet park, pocket parks, active parkland, active recreation, historic and/or cultural park; and be it further

2nd RESOLVED, that the parcel(s) listed in Exhibit "A" meet the criteria required by the Suffolk County Drinking Water Protection Program; and be it further

3rd RESOLVED, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition Management, Department of Environment and Energy, and/or her designee is hereby authorized, empowered, and directed, pursuant to Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcel(s) in accordance with Resolution No. 423-1988; and be it further

4th RESOLVED, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and be it further

5th RESOLVED, that the cost of such surveys, title searches, audits, maps and/or appraisals, if any, shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

6th RESOLVED, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is

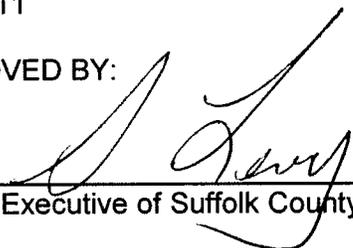
hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

7th **RESOLVED**, that the County of Suffolk may reimburse any municipality, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel(s); and be it further

8th **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: March 22, 2011

APPROVED BY:



County Executive of Suffolk County

Date:

APR 07 2011

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
1	District 0600 Section 017.00 Block 01.00 Lot 001.001	14.8	Boom Development Corporation c/o Edward Broidy 45 Broidy Lane Southampton, NY 11968

EXHIBIT "A"



TOWN OF RIVERHEAD

Sean M. Walter, Supervisor

200 Howell Avenue, Riverhead, NY 11901 www.Riverheadli.com Tel: (631) 727-3200 / Fax: (631) 727-6712

Tara McLaughlin, Chief of Staff
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Ext. 252

Jill Lewis, Deputy Supervisor
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Ext. 655

Carol Sciafani, Legislative Secretary
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Ext. 654

March 14, 2011

Hon. Edward P. Romaine, Legislator
Suffolk County Legislature
423 Griffing Avenue - Suite 2
Riverhead, NY 11901

Re: Preservation of Sound Avenue Historic and Scenic Rural Corridor
Property Description: SCTM# 0600-17.00-1.00-001.001

Dear Legislator Romaine,

I, on behalf of the Town of Riverhead, write this letter to express my gratitude for your commitment to the preservation goals for Suffolk County, most notably, Riverhead and the east end of Long Island.

As you know, since the mid-20th century, Suffolk County has experienced rapid growth highlighting the need to protect our groundwater, air quality, farming and the rural character of the east end of Long Island.

As you are also aware, there is pressure for commercial development on a parcel of property located on Sound Avenue and described as SCTM# 0600-17.00-1.00-001.001 which lies within the New York State recognized and designated historic and scenic corridor of Sound Avenue in the Town of Riverhead. The open space along this historic rural corridor has become part of the heritage of Suffolk County and preservation of the property described above will assist the County and Town goal's toward maintaining the special ambiance provided by this historic rural corridor. This rural corridor, laced with open space, old country farmhouses and farm fields, is integral to the County's east end rural landscape and our tourism industry.

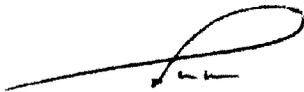
The benefits of the preservation of open space recited by the Town and County serve to improve the quality of life of our residents, protects our natural resources, including ground water, air and soils, and add to the local economy.

1199-2010

Finally, the Town of Riverhead supports and applauds the County's continued efforts to preserve open space and farmland in the Town of Riverhead, and, faced with the realization that the Town has limited funds to contribute or partner on the acquisition of parcels must rely on and urge the County to continue its efforts to acquire open space parcels to protect our scenic and natural resources, provide for passive and active recreational uses and preserve farmland, all to benefit the citizens of Suffolk County.

Sincerely yours,

TOWN OF RIVERHEAD

A handwritten signature in black ink, appearing to read "Sean M. Walter". The signature is fluid and cursive, with a large loop at the end.

Sean M. Walter
Supervisor

SMW:cas

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 March 22,2011 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.

Tim Laube

Clerk of the Legislature

Intro. Res.

1991-10

Res. No.

204

March 22, 2011

Motion:

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

Co-Sponsors:

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

Second:

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

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	1				
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6						
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	1				
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.	1				
8	William J. LINDSAY, P.O.	1				
	Totals	16	1			

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

Roll Call _____ Voice Vote