

**RESOLUTION NO. 262-2011, ADOPTING AN ORDER
EXTENDING THE BOUNDARIES OF SEWER DISTRICT NO. 18
- HAUPPAUGE INDUSTRIAL (CP 8126)**

WHEREAS, pursuant to Resolution No. 1010-2005, which was adopted by the Legislature of Suffolk County on September 27, 2005 and signed by the County Executive on September 30, 2005, and Resolution No. 378-2008, adopted on May 13, 2008, and approved by the County Executive on May 16, 2006, the Suffolk County Legislature, upon evidence given at public hearings and upon maps and plans filed with the County Legislature, found and determined that it was in the public interest to increase and improve the facilities of Suffolk County Sewer District No. 18 - Hauppauge Industrial and to extend the boundaries of such district; and

WHEREAS, the New York State Comptroller has made an order, in duplicate, dated August 6, 2008, granting permission for the extension of Suffolk County Sewer District No. 18 - Hauppauge Industrial, one copy of which has been duly filed in the Office of the Clerk of this Legislature; and

WHEREAS, it is now desired to adopt an order pursuant to New York County Law §§ 259 and 274 extending said County Sewer District; now, therefore be it

IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk, New York, as follows:

1st RESOLVED, Sewer District No. 18 in the County of Suffolk, New York, known as Suffolk County Sewer District No. 18 - Hauppauge Industrial, is hereby extended in accordance with the aforesaid order of the State Comptroller. Said District extension shall comprise the area in said County consisting of parts of the Town of Smithtown more particularly bounded and described as follows:

Beginning at a point on the northerly line of Vanderbilt Motor Parkway said point being 30.00 feet westerly of an arc having a Radius of 40.00 feet and Length of 62.83 feet which connects the northerly line of Vanderbilt Motor Parkway with the westerly line of Kennedy Drive;

RUNNING THENCE South 84 degrees 52 minutes 36 seconds West for a distance of 965.75 feet to a point;

RUNNING THENCE South 89 degrees 53 minutes 16 seconds West for a distance of 42.68 feet to a point;

RUNNING THENCE South 84 degrees 27 minutes 36 seconds West for a distance of 824.02 feet to a point;

RUNNING THENCE South 83 degrees 20 minutes 16 seconds West for a distance of 183.37 feet to a point;

RUNNING THENCE South 83 degrees 22 minutes 37 seconds West for a distance of 1101.79 feet to a point;

RUNNING THENCE South 84 degrees 04 minutes 48 seconds West for a distance of 1236.94 feet to a point;

RUNNING THENCE South 83 degrees 48 minutes 09 seconds West for a distance of 1301.75 feet to a point;

RUNNING THENCE South 83 degrees 31 minutes 18 seconds West for a distance of 1029.09 feet to a point;
RUNNING THENCE South 84 degrees 15 minutes 00 seconds West for a distance of 317.04 feet to a point;
RUNNING THENCE South 84 degrees 21 minutes 39 seconds West for a distance of 858.90 feet to a point;
RUNNING THENCE South 83 degrees 40 minutes 06 seconds West for a distance of 400.16 feet to a point;
RUNNING THENCE South 83 degrees 40 minutes 45 seconds West for a distance of 481.01 feet to a point;
RUNNING THENCE South 83 degrees 03 minutes 58 seconds West for a distance of 407.79 feet to a point;
RUNNING THENCE South 84 degrees 04 minutes 09 seconds West for a distance of 210.14 feet to a point;
RUNNING THENCE South 84 degrees 05 minutes 48 seconds West for a distance of 400.14 feet to a point;
RUNNING THENCE South 89 degrees 53 minutes 18 seconds West for a distance of 28.94 feet to a point;
RUNNING THENCE South 84 degrees 30 minutes 06 seconds West for a distance of 37.44 feet to an arc which bears to the right having a Radius of 1500.00 feet;
RUNNING THENCE along the arc which bears to the right having a Radius of 1500.00 feet and a chord of North 77 degrees 43 minutes 11 seconds West 880.30 feet, a distance of 893.45 feet to a point;
RUNNING THENCE North 03 degrees 20 minutes 40 seconds East for a distance of 596.71 feet to a point;
RUNNING THENCE North 02 degrees 53 minutes 50 seconds East for a distance of 37.85 feet to a point;
RUNNING THENCE North 02 degrees 49 minutes 35 seconds East for a distance of 828.90 feet to a point;
RUNNING THENCE North 06 degrees 43 minutes 53 seconds East for a distance of 1052.39 feet to a point;
RUNNING THENCE North 87 degrees 09 minutes 44 seconds West for a distance of 50.12 feet to a point;
RUNNING THENCE North 02 degrees 33 minutes 28 seconds East for a distance of 461.63 feet to a point;
RUNNING THENCE North 76 degrees 26 minutes 24 seconds West for a distance of 218.18 feet to a point;
RUNNING THENCE North 03 degrees 11 minutes 38 seconds West for a distance of 436.09 feet to a point;
RUNNING THENCE North 84 degrees 30 minutes 56 seconds East for a distance of 79.34 feet to a point;
RUNNING THENCE North 02 degrees 10 minutes 34 seconds East for a distance of 49.91 feet to a point;
RUNNING THENCE North 05 degrees 33 minutes 57 seconds West for a distance of 210.00 feet to a point;
RUNNING THENCE North 45 degrees 13 minutes 59 seconds West for a distance of 287.38 feet to a point;
RUNNING THENCE North 83 degrees 28 minutes 20 seconds West for a distance of 77.00 feet to a point;
RUNNING THENCE North 00 degrees 00 minutes 32 seconds West for a distance of 55.35 feet to a point;

RUNNING THENCE South 85 degrees 51 minutes 58 seconds East for a distance of 759.00 feet to an arc which bears to the left having a Radius of 3626.04 feet;
RUNNING THENCE along the arc which bears to the left having a Radius of 3626.04 feet and a chord North 87 degrees 14 minutes 56 seconds East, 869.33 feet, a distance of 871.43 feet to an arc which bears to the left having a Radius of 1981.86 feet;
RUNNING THENCE along the arc which bears to the left having a Radius of 1981.86 feet and a chord of North 68 degrees 07 minutes 25 seconds East, 840.38 feet, a distance of 846.81 feet to a point;
RUNNING THENCE South 34 degrees 03 minutes 02 seconds East for a distance of 93.90 feet to a point;
RUNNING THENCE North 38 degrees 41 minutes 59 seconds East for a distance of 382.97 feet to an arc which bears to the left having a Radius of 3054.95 feet;
RUNNING THENCE along the arc which bears to the left having a Radius of 3054.95 feet and a chord of North 43 degrees 39 minutes 08 seconds East, 566.76 feet, a distance of 567.58 feet to a point;
RUNNING THENCE North 38 degrees 16 minutes 14 seconds East for a distance of 1392.42 feet to an arc which bears to the right having a Radius of 1837.86 feet;
RUNNING THENCE along the arc which bears to the right having a Radius of 1837.86 feet and a chord of North 76 degrees 32 minutes 29 seconds East, 1531.21 feet, a distance of 1579.36 feet to a point;
RUNNING THENCE South 76 degrees 00 minutes 39 seconds East for a distance of 161.23 feet to a point;
RUNNING THENCE South 76 degrees 54 minutes 28 seconds East for a distance of 796.42 feet to a point;
RUNNING THENCE South 76 degrees 31 minutes 30 seconds East for a distance of 218.72 feet to an arc which bears to the left having a Radius of 2363.83 feet;
RUNNING THENCE along the arc which bears to the left having a Radius of 2363.83 feet and a chord of South 79 degrees 09 minutes 55 seconds East, 217.76 feet, a distance of 217.84 feet to a point;
RUNNING THENCE South 76 degrees 22 minutes 35 seconds East for a distance of 411.16 feet to a point;
RUNNING THENCE North 76 degrees 33 minutes 05 seconds East for a distance of 300.17 feet to a point;
RUNNING THENCE North 68 degrees 28 minutes 45 seconds East for a distance of 251.49 feet to a point;
RUNNING THENCE North 82 degrees 12 minutes 35 seconds East for a distance of 351.67 feet to a point;
RUNNING THENCE North 87 degrees 03 minutes 55 seconds East for a distance of 232.34 feet to a point;
RUNNING THENCE South 03 degrees 25 minutes 55 seconds East for a distance of 367.98 feet to a point;
RUNNING THENCE South 12 degrees 40 minutes 51 seconds East for a distance of 1145.02 feet to a point;
RUNNING THENCE South 80 degrees 28 minutes 54 seconds East for a distance of 296.25 feet to a point;
RUNNING THENCE South 80 degrees 30 minutes 44 seconds East for a distance of 1021.42 feet to a point;
RUNNING THENCE South 81 degrees 28 minutes 24 seconds East for a distance of 252.16 feet to a point;
RUNNING THENCE South 82 degrees 00 minutes 04 seconds East for a distance of 1412.33 feet to a point;

RUNNING THENCE South 80 degrees 22 minutes 44 seconds East for a distance of 672.24 feet to a point;
RUNNING THENCE South 67 degrees 14 minutes 47 seconds East for a distance of 64.62 feet to a point;
RUNNING THENCE South 80 degrees 29 minutes 04 seconds East for a distance of 197.25 feet to a point;
RUNNING THENCE South 82 degrees 10 minutes 04 seconds East for a distance of 304.50 feet to a point;
RUNNING THENCE South 77 degrees 33 minutes 04 seconds East for a distance of 132.45 feet to a point;
RUNNING THENCE South 79 degrees 42 minutes 54 seconds East for a distance of 137.37 feet to a point;
RUNNING THENCE South 10 degrees 08 minutes 16 seconds West for a distance of 90.14 feet to a point;
RUNNING THENCE South 04 degrees 51 minutes 06 seconds West for a distance of 55.80 feet to a point;
RUNNING THENCE South 00 degrees 28 minutes 26 seconds West for a distance of 111.28 feet to a point;
RUNNING THENCE South 10 degrees 14 minutes 36 seconds West for a distance of 61.61 feet to a point;
RUNNING THENCE South 03 degrees 17 minutes 54 seconds East for a distance of 150.27 feet to a point;
RUNNING THENCE South 02 degrees 59 minutes 06 seconds West for a distance of 173.80 feet to a point;
RUNNING THENCE South 03 degrees 37 minutes 36 seconds West for a distance of 721.31 feet to a point;
RUNNING THENCE South 03 degrees 04 minutes 56 seconds West for a distance of 165.70 feet to a point;
RUNNING THENCE South 00 degrees 07 minutes 04 seconds East for a distance of 213.78 feet to a point;
RUNNING THENCE South 03 degrees 48 minutes 06 seconds West for a distance of 402.02 feet to a point;
RUNNING THENCE South 00 degrees 59 minutes 36 seconds West for a distance of 101.55 feet to a point;
RUNNING THENCE South 03 degrees 22 minutes 06 seconds West for a distance of 662.37 feet to a point;
RUNNING THENCE South 83 degrees 12 minutes 13 seconds West for a distance of 409.18 feet to a point;
RUNNING THENCE South 82 degrees 48 minutes 46 seconds West for a distance of 278.91 feet to a point;
RUNNING THENCE South 82 degrees 45 minutes 48 seconds West for a distance of 435.92 feet to a point;
RUNNING THENCE South 82 degrees 52 minutes 58 seconds West for a distance of 827.95 feet to the point and place of BEGINNING;

and be it further

2nd **RESOLVED**, the Commissioner of the Suffolk County Department of Public Works is hereby designated, appointed and shall act as the Administrative Head of the extension of Suffolk County Sewer District No. 18- Hauppauge Industrial; and be it further

3rd **RESOLVED**, the Clerk of the Legislature is hereby authorized and directed to cause a certified copy of this order to be recorded in the Office of the Clerk of the County of Suffolk, New York, in accordance with the provisions of New York County Law § 259; and be it further

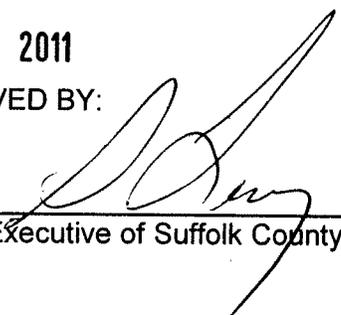
4th **RESOLVED**, this order shall take effect immediately; and be it further

5th **RESOLVED**, 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:

MAR 22 2011

APPROVED BY:



County Executive of Suffolk County

Date:

APR 05 2011

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.

1187

Res. No.

262

March 22, 2011

Motion:

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

Co-Sponsors:

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

Second:

Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vilorio-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 | | | | | | |
| 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 | 17 | | | | |

| MOTION | |
|--|-----------------|
| <input checked="" type="checkbox"/> 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 <input checked="" type="checkbox"/> | FAILED _____ |
| No Motion _____ | No Second _____ |

| RESOLUTION DECLARED |
|---|
| <input checked="" type="checkbox"/> ADOPTED |
| NOT ADOPTED _____ |

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote