Intro. Res. No. 1423-2011
Introduced by Presiding Officer

Laid on Table 5/10/2011

RESOLUTION NO. 436 -2011, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE REVIEW OF DGEIS COMMENTS AND PREPARATION OF A FGEIS ON THE PROPOSED DECLARATION AS SURPLUS AND SUBSEQUENT SALE OF 255± ACRES OF COUNTY-OWNED LAND IN YAPHANK FOR MIXED-USE DEVELOPMENT PURPOSES

WHEREAS, the Suffolk County Legislature approved Resolution No. 45-2010, which adopted a Positive Declaration requiring the preparation of a Draft Generic Environmental Impact Statement (DGEIS) for the Declaration as Surplus and Subsequent Sale of 255± Acres of County-Owned Land in Yaphank for Mixed-Use Development Purposes; and

WHEREAS, on March 16, 2010 the Suffolk County Department of Planning, in conjunction with the Suffolk County Council on Environmental Quality (CEQ) held a public scoping hearing concerning the DGEIS at which time written and oral comments from the public and various agencies were received; and

WHEREAS, at its September 15, 2010 meeting the Suffolk County Council on Environmental Quality reviewed a Draft Scope for the DGEIS together with the comments received and the responses to the comments and recommended that it be adopted by the Legislature; and

WHEREAS, the Suffolk County Legislature approved Resolution No. 1025-2010, which adopted the Final Scope for the DGEIS; and

WHEREAS, at its March 16, 2011 meeting, the Suffolk County Council on Environmental Quality approved as satisfactory the DGEIS and subsequently sent out copies of the document and Notices of Completion to the Legislators, County Executive, involved agencies and interested parties; and

WHEREAS, on March 23, 2011 a Notice of Completion/Hearing was published in the NYSDEC Environmental Notice Bulletin (ENB); and

WHEREAS, on April 12, 2011 the CEQ held a public hearing on the DGEIS at the Suffolk County Legislative Auditorium in Hauppauge with a public comment period extending to April 29, 2011; and

WHEREAS, at their May 18, 2011 meeting, the CEQ reviewed the transcript of the public hearing and all written and oral comments received on the DGEIS; and

WHEREAS, in the judgment of the CEQ, based on review of the written and oral comments presented and received, a quorum of the Council at their May 18, 2011 meeting found such comments to be substantive and therefore recommended to the Suffolk County Legislature and County Executive, pursuant to Chapter 279 of the Suffolk County Code, that a Final Generic Environmental Impact Statement be prepared on the Declaration as Surplus and Subsequent Sale of 255± Acres of County-Owned Land in Yaphank for Mixed-Use Development Purposes; now, therefore be it

1st **RESOLVED**, that the Suffolk County Council on Environmental Quality is hereby authorized, empowered and directed to prepare a Final Generic Environmental Impact Statement on the Declaration as Surplus and Subsequent Sale of 255± Acres of County-Owned Land in Yaphank for Mixed-Use Development Purposes; and

2nd **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit and with the CEQ; and be it further

3rd **RESOLVED**, that in accordance with Section C1-4(1)(d) of the Suffolk County Charter and Section 279-5(C)(4) of the Suffolk County Code, the CEQ is hereby directed to prepare and circulate all appropriate SEQRA notices and documents.

DATED: JUN 0 7 2011

APPROVED BY:

County Executive of Suffolk County

Date: JUN 1 7 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 June 7,2011 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. 1423 Res. No. 436 June 7, 2011

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

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

Second:
Romaine, Schneiderman, Browning, Muratore, Anker
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	Sarah S. ANKER		/			
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	13	4	-	1	-

MOTION
X 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 X FAILED ____
No Motion ___ No Second ___

RESOLUTION DECLARED
X ADOPTED
____ NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call ____ Voice Vote X