

**RESOLUTION NO. 128-2012, AUTHORIZING A TWO-YEAR  
EXTENSION FOR THE DEVELOPMENT OF ELEVEN PARCELS  
OF LAND TRANSFERRED PURSUANT TO THE 72-H  
AFFORDABLE HOUSING PROGRAM TO THE TOWN OF  
BABYLON**

**WHEREAS**, Suffolk County Administrative Code § A36-2 (B) sets forth the criteria for New York State General Municipal Law § 72-h transfers for Affordable Housing and that pursuant to § A36-2 (B) (2) (a) (1) (d) and § A36-2 (B) (2) (a) (2) (d) construction must be completed and occupancy established within three years of the date of the transfer; and

**WHEREAS**, Suffolk County Administrative Code § A36-2 (B) allows for an extension of time for construction and occupancy where the three-year period is exhausted; said extension shall not exceed two two-year extensions unless approved by duly enacted resolution; and

**WHEREAS**, the County of Suffolk transferred eleven (11) parcels of property, identified in Schedule "A," annexed hereto, to the Town of Babylon for affordable housing development and occupancy; and

**WHEREAS**, all time periods for construction and occupancy under § A36-2 (B) have expired; and

**WHEREAS**, a legislative resolution is necessary in order to further extend the construction and occupancy time for the parcels; and

**WHEREAS**, the Suffolk County Department of Planning and its Division of Economic Development and Workforce Housing has worked diligently with the Town of Babylon preparing a viable plan to develop, as affordable housing, the parcels described on Schedule "A"; and

**WHEREAS**, the Town of Babylon and the County of Suffolk are seeking to continue working together to develop affordable housing on these parcels which will benefit the residents of the County; now, therefore be it

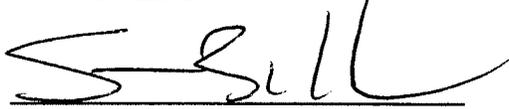
**1<sup>st</sup>** **RESOLVED**, that the Director of the Department of Planning and the Director of Affordable Housing, are hereby authorized and empowered to extend the time for construction of and occupancy of the parcels identified in Schedule "A" for two-years, effective as of the date this Resolution is approved, and to take such other actions as are necessary or desirable to effectuate the purposes and intent of the resolutions contained herein; and be it further

**2<sup>nd</sup>** **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5 (c) (20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) 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. The Suffolk County Council on

Environmental Quality is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED: **MAR 13 2012**

APPROVED BY:



County Executive of Suffolk County

Date: 3-27-2012

## Schedule A

<b>DSBL</b>	<b>Street Address</b>
0100-014.00-03.00-067.000	1716 Straight Path, Wyandanch
0100-040.00-01.00-041.000	54 North 15 <sup>th</sup> Street, Wyandanch
0100-057.00-02.00-048.000	32 Deer Street, Wyandanch
0100-057.00-02.00-071.000	87 Commonwealth, Wyandanch
0100-057.00-02.00-072000	89 Commonwealth, Wyandanch
0100-058.00-01.00-060.000	2 Irving Avenue, Wyandanch
0100-080.00-03.00-010.000	38 Davidson Street, Wyandanch
0100-083.00-02.00-007.000	9 Cedar Street, Wyandanch
0100-083.00-02.00-008.000	11 Cedar Street, Wyandanch
0100-083.00-02.00-029.000	17 Hickory Street, Wyandanch
0100-205.00-03.00-101.000	380 Atlantic Street, N. Lindenhurst

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 13, 2012 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*

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Clerk of the Legislature

Intro. Res. 1138

Res. No. 128

March 13, 2012

**Motion:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Co-Sponsors:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Second:**  
 Romaine, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, 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*

Roll Call \_\_\_ Voice Vote

Tim Laube, Clerk of the Legislature