

Introduced by Presiding Officer, on request of the County Executive and Legislator D'Amaro

RESOLUTION NO. 247 -2012, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND MELVILLE PLAZA - 610 BROADHOLLOW ROAD (HU-1631)

WHEREAS, Melville Plaza - 610 Broadhollow Road is outside the boundary of Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, Melville Plaza - 610 Broadhollow Road has petitioned and requested the Administrative Head of the District for permission to discharge Five Thousand Seven Hundred Sixty-Nine gallons per day (5,769 GPD); and

WHEREAS, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity (Five Thousand Seven Hundred Sixty-Nine gallons per day) (5,769 GPD) in excess of its own needs; and

WHEREAS, the connection is subject to the approved by the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, the proposed flow has received the approval of the Suffolk County Sewer Agency (Resolution No. 20-2011) with a connection fee of \$30.00 per gallon per day of sewage capacity; for a total connection fee of \$173,070.00, for the said Five thousand Seven Hundred Sixty-Nine gallons per day (5,769 GPD) of capacity to the district; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 3 – Southwest and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; now, therefore be it

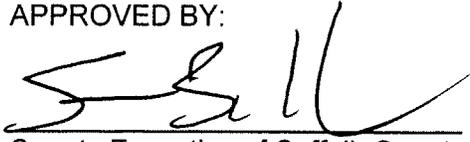
1st **RESOLVED**, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action; and be it further

2nd **RESOLVED**, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the developer upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 3 – Southwest and that they be required to post a surety bond or bonds and deposit cash or securities with the County Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts; and be it further

3rd **RESOLVED**, that the County Department of Public Works is hereby authorized, empowered, and directed to take such action as may be necessary, pursuant to section C8-2(L&M) of the Suffolk County Charter.

DATED: **MAR 27 2012**

APPROVED BY:



County Executive of Suffolk County

Date: 4/9/12

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 27, 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

Clerk of the Legislature

Intro. Res.

1240

Res. No.

247

March 27, 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	16	—		2	

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 _____

Roll Call _____ Voice Vote

Tim Laube

Tim Laube, Clerk of the Legislature