Intro. Res. No. 1964-2012 Laid on Table 10/9/2012
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 1018 -2012 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 7 - MEDFORD (WOODSIDE) (CP 8119)

WHEREAS, a map and plan together with an estimate of cost has been prepared and filed with the County Legislature resulting in a public hearing on October 9, 2012 in relation to the increase and improvement of facilities for said district which includes improvements to such things as process tanks and mechanical/electric systems at the Suffolk County Sewer District No. 7 - Medford (Woodside) Wastewater Treatment Plant; and

WHEREAS, pursuant to Introductory Resolution No. 1789-2012, the Clerk of the Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the official newspapers of the County, all in the manner and within the time provided by law and proof thereof has been presented to the County Legislature; and

WHEREAS, said public hearing was held in Riverhead, New York in said County on October 9, 2012 at 2:30 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map and plan and estimate of cost for the increase and improvement to the process tanks and mechanical/electric systems of the Suffolk County Sewer District No. 7 - Medford submitted and evidence given at the public hearing held on October 9, 2012; now, therefore be it

1st **RESOLVED**, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it is hereby found and determined that it is in the public interest to perform the increase and improvement to the process tanks and mechanical/electric systems at Suffolk County Sewer District No. 7 - Medford (Woodside Treatment Plant), that the proposed work is adequate and appropriate, and will not constitute an undue burden on the property which will bear the cost thereof;

Section 2. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, the Legislature further finds and determines that it is in the public interest to expend $3.15 million on the increase and improvement to the process tanks and mechanical/electric systems at Suffolk County Sewer District No. 7 - Medford (Woodside Treatment Plant).

Section 3. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, and recommendations, and data filed with the County Legislature, it further finds and determines that it is in the public interest to provide for the increase and improvement to the process tanks and mechanical/electric systems at Suffolk County Sewer District No. 7 – Medford (Woodside Treatment Plant) at a cost of $3.15 million which represents the aforementioned project which will be attributable to the increase and

improvement to the process tanks and mechanical/electric systems for the Woodside Wastewater Treatment Plant. The project elements are more fully described and defined in the aforementioned maps, plans, report and recommendations, substantially in accordance with the map and plan;

Section 4. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it further finds that the total cost for the increase and improvement to Suffolk County Sewer District No. 7 - Medford (Woodside Wastewater Treatment Plant) project is approximately $3.15 million. The existing district is billed on ad valorem basis. It is proposed that the project will be implemented during 2013. It is indicated in the map, plan, and report that the financial impact has been prepared considering the financial impact with and without the ASRF subsidy. That result in the cost to the typical property for the property owners of Sewer District No. 7 - Medford (Woodside Treatment Plant) without the ASRF is approximately $124.60 per year. There will, however, be no fiscal impact to the benefited properties, since pursuant to the Suffolk County Assessment Stabilization Reserve Fund, all residents of Sewer District No. 7 experience a 3% annual increase regardless of any improvements performed with the annual typical property increase being implemented for this district will result in an increase to the typical property of approximately $15.59 in the maximum repayment year of 2015;

Section 5. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it is found and determined that all property and property owners within the existing Suffolk County Sewer District No. 7 - Medford (Woodside Treatment Plant) will be benefited by such increase and improvement of facilities and that no benefited property has been excluded;

and be it further

2nd **RESOLVED**, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York State Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA, and be it further

3rd **RESOLVED**, that this resolution shall take effect immediately.

DATED: NOV 20 2012

APPROVED BY:

County Executive of Suffolk County

Date: 11/29/12

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 November 20,2012 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. 1964 Res. No. 1018 November 20, 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
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

Roll Call ___ Voice Vote X

Tim Laube

Tim Laube, Clerk of the Legislature