

RESOLUTION NO. 1019 -2012 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE, IMPROVEMENT AND EXTENSION OF FACILITIES FOR SEWER DISTRICT NO. 18 - HAUPPAUGE INDUSTRIAL (CP 8126)

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, improvement and expansion of facilities for said district. The district had been extended as of August 6, 2008. The project includes improvements to such things as sewers, treatment plant and pumping stations for the Suffolk County Sewer District No. 18 - Hauppauge Industrial; and

WHEREAS, pursuant to Introductory Resolution No. 1794-2012, 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, improvement and expansion to the wastewater treatment facility, sewers and pumping stations of the Suffolk County Sewer District No. 18 - Hauppauge Industrial 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, improvement and expansion to the wastewater treatment facility, sewers and pumping stations at Suffolk County Sewer District No. 18 - Hauppauge Industrial, 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 an additional \$8.7 million bringing the total project cost to \$79 million on the increase, improvement and expansion to the sewers, treatment and pumping stations at Suffolk County Sewer District No. 18 - Hauppauge Industrial;

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, improvement and expansion to the sewers, treatment and pumping stations at Suffolk County Sewer District No. 18 - Hauppauge Industrial at an additional cost of \$8.7 million bringing the total cost to \$79 million which represents the aforementioned project which will be attributable to the increase, improvement and expansion to the wastewater treatment facility which includes sewers and pumping stations. 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, improvement and expansion to Suffolk County Sewer District No. 18 – Hauppauge Industrial project is approximately \$79 million. The public hearing report incorporates a map indicating the boundaries of the sewer district. The existing district is billed based on water consumption, \$14.75 per 1,000 gallons during 2012 (for example, a consumption of 1,000 gallons per day is a base bill of \$5,384 per year). This bill includes debt service and operation and maintenance costs. Pursuant to the requirements of participation in the Suffolk County Assessment Stabilization Reserve Fund, which was established by Suffolk County Charter, bills are increased by 3% per year in order for the participating districts to be eligible to access the Reserve Fund. Funding from the Suffolk County Assessment Stabilization Reserve Fund then permits these participating districts to stabilize annual costs. The existing district parcels have experienced the 3% increase for approximately the last thirteen (13) years with the typical parcels bill being \$9,482 during 2012. The cost to the typical parcel is reached by determining the mode annual parcel cost. The 2013 rate would be \$15.19 per 1,000 gallons and would result in an increase from 2012 to approximately \$9,766 for the typical parcel, as described above. The project schedule provides that construction is underway and will be completed by 2014. All parcels in the district will pay on a benefit (water consumption) basis.

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. 18 - Hauppauge Industrial will be benefited by such increase, improvement and expansion of facilities and that no benefited property has been excluded and as certified by the Board of Elections, there are no registered voters within the district boundaries;

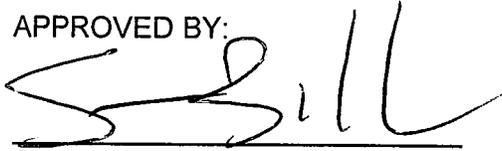
and be it further

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:

A handwritten signature in black ink, appearing to read "Bill", written over a horizontal line.

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.

A handwritten signature in cursive script that reads "Tim Laube".

Clerk of the Legislature

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
<input checked="" type="checkbox"/> Approve
Table: _____
<input type="checkbox"/> Send To Committee
<input type="checkbox"/> Table Subject To Call
<input type="checkbox"/> Lay On The Table
<input type="checkbox"/> Discharge
<input type="checkbox"/> Take Out of Order
<input type="checkbox"/> Reconsider
<input type="checkbox"/> Waive Rule
<input type="checkbox"/> Override Veto
<input type="checkbox"/> Close
<input type="checkbox"/> Recess
APPROVED <input checked="" type="checkbox"/> FAILED _____
No Motion _____ No Second _____

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

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote