

**RESOLUTION NO. 1020-2012 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT TO THE WASTEWATER TREATMENT FACILITIES FOR SEWER DISTRICT NO. 14 - PARKLAND (CP 8128)**

**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 such as sludge thickening at the Suffolk County Sewer District No. 14 - Parkland wastewater treatment facility, in relation to; and

**WHEREAS**, pursuant to Introductory Resolution No. 1793-2012, 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 wastewater treatment facility sludge thickening at the Suffolk County Sewer District No. 14 - Parkland wastewater treatment facility submitted and evidence given at the public hearing held on October 9, 2012; now, therefore be it

**1<sup>st</sup> 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 wastewater treatment facility sludge thickening at Suffolk County Sewer District No. 14 - Parkland, 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 \$1.0 million on the increase and improvement to the wastewater treatment facility sludge thickening at Suffolk County Sewer District No. 14 - Parkland.

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 wastewater treatment facility sludge thickening at Suffolk County Sewer District No. 14 - Parkland at a cost of \$1.0 million which represents the aforementioned project which will be attributable to the increase and improvement to the wastewater treatment facility such as sludge thickening. 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 the Suffolk County Sewer District No. 14 - Parkland project is approximately \$1.0 million. The existing district is billed based on the classification of unit, either home, condominium or water consumption for commercial use. During 2012, homes were billed at \$332/unit and condominium at \$269/unit. 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 the 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 with the typical property being billed \$332 during 2012. The cost to the typical parcel is reached by determining the mode annual parcel cost when each individual residential parcel cost is listed in increasing value. The maximum payment year is 2014 and the rate would be \$342/unit and \$277/unit for the homes and condominium, respectively, and would result in an increase from 2012 of approximately \$10.00 and \$8.10 respectively for the typical parcel, as described above. The project schedule provides that construction will be initiated during 2012 and all parcels in the existing district will continue to pay on a benefit basis. The estimated expense of said increase and improvements will be approximately \$1,000,000. All property and property owners are benefited and are included in the district and the project is in the public interest.

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. 14 - Parkland will be benefited by such increase and improvement of facilities and that no benefited property has been excluded;

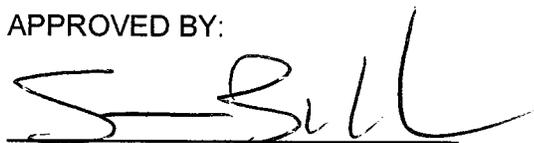
and be it further

**2<sup>nd</sup>** **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

**3<sup>rd</sup>** **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*

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Clerk of the Legislature

Intro. Res. 1966

Res. No. 1070

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	8				

**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*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote