

RESOLUTION NO. 1022-2012 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 23 - COVENTRY MANOR (INFRASTRUCTURE IMPROVEMENTS) (CP 8149)

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 replacement in new concrete tank at the Suffolk County Sewer District No. 23 - Coventry Manor wastewater treatment facility, in relation to; and

WHEREAS, pursuant to Introductory Resolution No. 1787-2012, 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 such things as process replacement in new concrete tanks at the Suffolk County Sewer District No. 23 - Coventry Manor 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 wastewater treatment facility which includes such things as process replacement in new concrete tanks at Suffolk County Sewer District No. 23 – Coventry Manor, 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 \$2.0 million on the increase and improvement to the wastewater treatment facility which includes such things as process replacement in new concrete tanks at Suffolk County Sewer District No. 23 – Coventry Manor.

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 which includes such things as process replacement of new concrete tanks at Suffolk County Sewer District No. 23 – Coventry

Manor at a cost of \$2.0 million which represents the aforementioned project which will be attributable to the increase and improvement to the wastewater treatment facility which includes such things as process replacement of new concrete tanks. 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. 23 – Coventry Manor project is approximately \$2.0 million. The existing district is billed on as a benefit district. It is proposed that the project will be implemented during 2012. Based on the project schedule, the maximum debt payment will be during 2014 at a value of \$158,400. Financing is at 4% over 20 years for serial bonds. This unsubsidized increased rate amounts to a value per typical property of approximately \$594 per year. This figure was developed using the adopted 2012 rate projected to 2014 along with the mode value of a typical property within the district. There will be no fiscal impact to the benefited properties, since pursuant to the Suffolk County Assessment Stabilization Reserve Fund, all residents of sewer districts experience a 3% annual increase regardless of any improvement performed with the annual typical property increase averaging \$13.98 per year for 2013 and 2014.

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. 23 – Coventry Manor will be benefited by such increase and improvement of facilities and that no benefited property has been excluded;

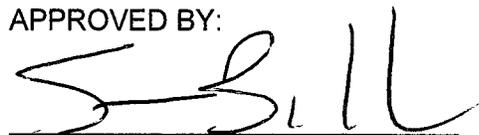
and be it further

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.

Clerk of the Legislature

Intro. Res. 1968

Res. No. 1002

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	18				
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					

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

Roll Call Voice Vote

Tim Laube

Tim Laube, Clerk of the Legislature