

**RESOLUTION NO. 35 -2014, APPROPRIATING FUNDS IN CONNECTION WITH COUNTY SHARE FOR THE CREATION OF THE SHIRLEY/MASTIC SEWER DISTRICT, TOWN OF BROOKHAVEN (CP 8134)**

**WHEREAS**, a Feasibility Study, outlined in Resolution No. 825-2010, was to evaluate the feasibility of sewerage, i.e., to identify and assess the sanitary sewerage collection and treatment infrastructure required to provide sanitary wastewater treatment for the Mastic/Shirley study area; and

**WHEREAS**, the study's final report was completed in the fall of 2013; and

**WHEREAS**, the study concluded that sewerage is feasible and would greatly improve the health of the Forge River and economic development of the Mastic/Shirley business corridor; and

**WHEREAS**, the Forge River, located in the Town of Brookhaven on the South Shore of Long Island near the Village of Mastic Beach in Suffolk County, New York, has been classified by the NYSDEC as an impaired waterway; and

**WHEREAS**, the total nitrogen load from the study area to the Forge River watershed after sewerage of all three phases is complete and is estimated to be approximately 69 pounds per day, which is a reduction of 160 pounds of nitrogen per day from the existing 229 pounds per day that now enter the river from the currently unsewered study area; and

**WHEREAS**, the sewer study mirrors the same area targeted in the 2004 and supplemental 2009 Montauk Highway Corridor Study and Land Use Plan for Mastic and Shirley that was approved by the Town of Brookhaven to address land use, zoning and development patterns along Montauk Highway (County Route 80) between William Floyd Parkway and the Forge River (including limited areas north and south of the corridor) in the hamlets of Shirley and Mastic, New York; and

**WHEREAS**, one of the key goals of the Montauk Highway Corridor Study and Land Use Plan was to create a local sewage treatment plant capable of fulfilling the design flow of the Main Street Districts and the recommended development; and

**WHEREAS**, this funding would complete the design of the Mastic/Shirley sewer district, which would lead to the project being shovel ready; and

**WHEREAS**, an estimated \$1.2 million in State grant funding has been identified to help offset the costs of this project; and

**WHEREAS**, this Legislature, by resolution of even date herewith, has authorized the issuance of \$1,000,000 in Suffolk County Serial Bonds; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2012 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of Rank (67) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

**2<sup>nd</sup>** **RESOLVED**, that the proceeds of \$1,000,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project Number</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8134.110 (Fund 001-Debt Service)	50	County Share for the Creation of the Shirley/Mastic Sewer District, Town of Brookhaven	\$1,000,000

and be it further

**3<sup>rd</sup>** **RESOLVED**, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

**4<sup>th</sup>** **RESOLVED**, that 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 Section 617.5 (C) (18), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: February 11, 2014

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: February 27, 2014