

RESOLUTION NO. 86 -2014, AUTHORIZING APPRAISAL OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007, DITTMER PROPERTY – TOWN OF BROOKHAVEN (SCTM NOs. 0209-027.00-08.00-032.000, 0209-036.00-03.00-036.000 AND 0209-027.00-05.00-025.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of open space in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution lies within the floodplain that was damaged by Superstorm Sandy and, therefore, the County may be eligible to receive federal and/or state funding to aid in the acquisition of this parcel; and

WHEREAS, the County should proceed with an appraisal and other preliminary planning steps in anticipation of, but not contingent upon, receiving federal and/or state funding for the acquisition; and

WHEREAS, Resolution No. 265-2013 established a new three-step land acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

1st **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

2nd **RESOLVED**, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

3rd **RESOLVED**, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcels(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

4th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the

NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 4, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: March 20, 2014

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
1	District 0209 Section 027.00 Block 08.00 Lot 032.000	0.14	Richard Dittmer 139 W. Main Street Bay Shore, NY 11706
2	District: 0209 Section 036.00 Block 03.00 Lot 036.000	0.23	Richard C. Dittmer 52 Sunset Road Bay Shore, NY 11706
3	District 0209 Section 027.00 Block 05.00 Lot 025.000	0.23	Ida Hardekopf 52 Sunset Road Bay Shore, NY 11706
	TOTAL ACREAGE	0.6	

EXHIBIT "A"