

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 1111 -2014, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND ISSUING AN ORDER IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 10 – STONY BROOK (CP 8175)**

**WHEREAS**, pursuant to New York County Law Section 268, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, maps, plans, recommendations and cost estimates pertaining to increases and improvements to facilities at Suffolk County Sewer District No. 10 – Stony Brook; and

**WHEREAS**, such maps, plans, recommendations and cost estimates addressed increases and improvements related to wastewater sewer collection facilities at Suffolk County Sewer District No. 10, including sewers, force main and pump station repair and/or rehabilitation; and

**WHEREAS**, these maps, plans, recommendations and cost estimates accompanied Suffolk County Resolution No. 852-2014 and are attached to this Resolution and Order as Exhibit “A”; and

**WHEREAS**, the total estimated cost for the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook is \$250,000 and will be financed using Suffolk County assessment stabilization reserve funds (ASRF); and

**WHEREAS**, pursuant to Suffolk County Resolution No. 852-2014 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding such increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

**WHEREAS**, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Hauppauge, New York in said County on November 18, 2014 at 2:30 p.m., Prevailing Time; and

**WHEREAS**, the Legislature of the County of Suffolk has duly considered the map, plan, recommendations, and estimate of cost for the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook, as well as evidence given at the public hearing held on November 18, 2014; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, by the Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit “A”, it is hereby found and determined that the total cost for the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook shall be set at a maximum of \$250,000 and shall be financed using Suffolk County ASRF funds, and, as such, there will be no fiscal impact

caused to the benefited properties in said District as a result of the increases and improvements.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs, it is hereby found and determined that the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook, as set forth in such maps, plans, reports, recommendations and estimate of costs, are necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the attached maps, plans, reports, recommendations, and cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of \$250,000 on the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook as set forth in such maps, plans, reports, recommendations and estimate of costs.

**2<sup>nd</sup>** **RESOLVED**, IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk as follows:

Section 1. That the increases and improvements to Suffolk County Sewer District No. 10 – Stony Brook, as more particularly described in the maps, plans, reports, recommendations, and estimate of costs attached as Exhibit “A”, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 10 – Stony Brook are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the maps, plans, reports, recommendations and estimate of costs attached as Exhibit “A”.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Section 259.

**3<sup>rd</sup>** **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 Title 6 NYCRR Part 617.5 (c)(20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management.

**4<sup>th</sup>** **RESOLVED**, that this resolution shall take effect immediately.

DATED: November 18, 2014

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: November 26, 2014