

Intro. Res. No. 1731-2016
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 7/26/2016

**RESOLUTION NO. -2016, RETURNING TO THE COUNTY A
PARCEL OF LAND PREVIOUSLY TRANSFERRED PURSUANT
TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE
TOWN OF BROOKHAVEN**

WHEREAS, Suffolk County Administrative Code § A36-2 (B) sets forth the criteria for New York State General Municipal Law § 72-h transfers for Affordable Housing and that pursuant to § A36-2 (B) (2) (a) (1) (d) and § A36-2 (B) (2) (a) (2) (d) construction must be completed and occupancy established within three years of the date of the transfer; and

WHEREAS, Suffolk County Administrative Code § A36-2 (B) allows for an extension of time for construction and occupancy where the three year period is exhausted; said extension shall not exceed two two-year extensions unless approved by duly enacted resolution; and

WHEREAS, the County of Suffolk transferred one (1) parcel of property, identified in Schedule "A" annexed hereto, to the Town of Brookhaven for affordable housing development and occupancy; and

WHEREAS, all time periods for construction and occupancy under § A36-2 (B) have expired; and

WHEREAS, occasionally conditions beyond reasonable control arise preventing the development of affordable housing; and

WHEREAS, the Town of Brookhaven wishes to return the parcel identified in Schedule "A" to the County; now, therefore be it

1st **RESOLVED**, the Director of Real Estate is hereby authorized and empowered to take such actions as are necessary to return ownership of the parcels identified in Schedule "A" to the County; and be it further

2nd **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5 (c) (20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) 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. The Suffolk County Council on Environmental Quality is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

Schedule A	
0200 64100 0300 002000	Colin Drive, Shirley