

**RESOLUTION NO. -2016, MAKING A SEQRA
POSITIVE DECLARATION IN CONNECTION WITH THE
SUFFOLK COUNTY WASTEWATER MANAGEMENT
PROGRAM FOR THE MITIGATION OF NITROGEN IMPACTS
FROM WASTEWATER SOURCES**

WHEREAS, the New York State Department of Environmental Conservation ("NYSDEC") and the Long Island Regional Planning Council, in consultation and in partnership with numerous local governments and interested organizations on Long Island, are embarking on development of the Long Island Nitrogen Action Plan ("LINAP")

WHEREAS, the NYSDEC has awarded Suffolk County 50% State grant funds under the Suffolk County Septic/Cesspool Upgrade Program Enterprise ("SCUPE") to be implemented by the Suffolk County Department of Health Services, Division of Environmental Quality ("SCDHS DEQ") to support LINAP initiatives; and

WHEREAS, the Suffolk County SCUPE funds were accepted and appropriated under Resolution No. 280-2016 and will be used to address nitrogen and pathogen loadings from sanitary wastewater or other sources for the restoration and protection of Suffolk County's water; and

WHEREAS, the Suffolk County SCUPE funds include funding for the preparation of a Suffolk County Subwatersheds Wastewater Plan ("SWP") and Generic Environmental Impact Statement ("GEIS") which are to be completed as early action elements of the LINAP; and

WHEREAS, the SWP and GEIS are being developed to guide policymakers in the development of a Suffolk County Wastewater Management Program to mitigate nitrogen pollution emanating from wastewater sources; and

WHEREAS, the Proposed Action for the GEIS is described in Attachment I attached hereto and is subject to further refinement during public scoping; and

WHEREAS, the SCDHS DEQ has referred the project Environmental Assessment Form to the Suffolk County Council on Environmental Quality for recommendations; and

WHEREAS, Section 450 of the Suffolk County Code requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; now, therefore be it

1st RESOLVED, that the County of Suffolk shall be the SEQRA lead agency; and be it further

2nd RESOLVED, that this Legislature hereby determines that the proposed action "Suffolk County Wastewater Management Program for the Mitigation of Nitrogen Impacts from Wastewater Sources," constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617.4(b)(6)(i) and Chapter 450 of the Suffolk County Code because the proposed action could result in the physical alteration of greater than 10 acres; and be it further

3rd **RESOLVED**, that this Legislature hereby determines that the implementation of this action may have a significant impact on the environment as identified within SEQRA, because it will exceed the criteria set forth in Title 6 NYCRR Part 617.7(c)(1)(vii)(viii)(ix); and be it further

4th **RESOLVED**, that the Legislature and the County Executive adopt a SEQRA determination of significance (positive declaration) requiring the preparation of a Draft Generic Environmental Impact Statement ("DGEIS") which will analyze all of the short term, long term, and cumulative effects that will result of the proposed action; and be it further

5th **RESOLVED**, that the County of Suffolk conduct a public scoping process on the DGEIS; and be it further

6th **RESOLVED**, that this positive declaration has been prepared in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law; and be it further

7th **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the CEQ and the initiating unit; and be it further

8th **RESOLVED**, that in accordance with Section C-1-4(A)(1)(d) of the Suffolk County Charter and Section 450-5(C)(4) of the Suffolk County Code, the CEQ is hereby directed to prepare and circulate a SEQRA Notice of Determination in accordance with this Resolution and file it pursuant to title 6 NYCRR Part 617.12.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

s:\res\ls-wastewater-management-program

1855

Intro. Res. No. -2016
Introduced by Legislator Browning

Laid on Table 9/7/16

**RESOLUTION NO. -2016, DEVELOPING A
COMPREHENSIVE RENEWABLE ENERGY CONSTRUCTION
PLAN FOR SUFFOLK COUNTY**

WHEREAS, renewable energy is a growing economic engine on Long Island, with growing interest in residential and commercial solar and renewable energy installations; and

WHEREAS, the County of Suffolk entered into agreements for the installation of solar panels on County parking lots and building rooftops by private vendors; and

WHEREAS, solar companies have expressed an interest in installing large arrays of panels on a variety of publicly and privately owned land throughout the County, with varying receptions in local communities; and

WHEREAS, Suffolk County does not have a comprehensive plan for renewable energy development that balances the demand for development of renewable energy against the destruction of high quality natural areas such as forests, woodlands, and fields and the desire of communities to protect the environment and its quality of life; and

WHEREAS, a comprehensive renewable energy development plan that considers both public and private properties - including rooftops, parking lots, brownfields, rights-of-way, and other already developed places - would be helpful in targeting development towards the most appropriate parcels and usages; and

WHEREAS, any comprehensive renewable energy plan should seek to maximize community ownership of renewable energy, retain profits within the local economy and consider matters of environmental justice; and

WHEREAS, a task force should be convened to assist with the development of the plan and recommend ways to incentivize renewable energy development on private lands identified as suitable for this purpose; now, therefore be it

1st RESOLVED, that the Division of Planning in the Department of Economic Development and Planning is hereby authorized, empowered and directed to conduct a survey of all available public and privately held land in the County to develop a list of parcels that would be suitable for renewable energy production; and be it further

2nd RESOLVED, that a comprehensive Renewable Energy Task Force ("Task Force") is hereby created to aid the County in developing a sustainable renewable energy program to implement on a County-wide basis; and be it further

3rd RESOLVED, that the Task Force shall be comprised of the following seventeen (17) members;

- 1) the County Executive, or his or her designee;
- 2) the Presiding Officer of the County Legislature, or his or her designee;

- 3) the Chairperson of the Environment, Planning and Agriculture Committee of the County Legislature, or his or her designee;
- 4) the Chairperson of the Public Works, Transportation and Energy Committee of the County Legislature, or his or her designee;
- 5) a representative of the Legislative Budget Review Office;
- 6) the Director of the Division of Planning in the Department of Economic Development and Planning, or his or her designee;
- 7) the Commissioner of the Department of Public Works, or his or her designee;
- 8) a representative of PSEG LI;
- 9) a representative of LIPA;
- 10) a representative of the Suffolk County Supervisors Association;
- 11) a representative of the Solar Research Center at Brookhaven National Laboratory;
- 12) a representative of the solar industry with experience in large scale projects, to be selected by the County Legislature;
- 13) a representative of the solar industry with experience in small scale projects, to be selected by the County Legislature;
- 14) one member of the environmental community, with a focus on open space preservation, to be selected by the County Legislature;
- 15) one member of the environmental community with a focus on environmental issues, to be selected by the County Legislature;
- 16) a member of the energy activism community, to be selected by the County Legislature; and
- 17) a member of the renewable energy community, to be selected by the County Legislature;

and be it further

4th **RESOLVED**, that the Task Force shall hold its first meeting no later than thirty days after the oaths of office of all members have been filed, which meeting shall be convened to select a chairperson, a vice chairperson and a secretary; and be it further

5th **RESOLVED**, that members of the Task Force shall serve with no compensation and at the pleasure of their respective appointing authorities; and be it further

6th **RESOLVED**, that the Task Force shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least three (3) members of the Task Force. Written notice of the time and place of such special meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

7th **RESOLVED**, that nine (9) members of the Task Force shall constitute a quorum to transact the business of the Task Force at both regular and special meetings; and be it further

8th **RESOLVED**, that clerical services involving the month-to-month operation of this Task Force, as well as supplies and postage as necessary, will be provided by the staff of the County Department of Economic Development and Planning; and be it further

9th **RESOLVED**, that the Task Force may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary; and be it further

10th **RESOLVED**, that the Task Force may delegate to any member of the Task Force the power and authority to conduct such hearings and meetings; and be it further

11th **RESOLVED**, that the Task Force shall cooperate with the Legislative Committees of the County Legislature and make available to each Committee's use, upon request, any records and other data it may accumulate or obtain; and be it further

12th **RESOLVED**, that the Task Force shall examine the maps prepared by the Division of Planning and evaluate the capability for increased renewable energy sources on Long Island, the challenges associated with advancing renewable energy and possible solutions to same; and be it further

13th **RESOLVED**, that the Task Force may seek the assistance and input of technical staff from any County department, as needed; and be it further

14th **RESOLVED**, that the Task Force shall issue a written report after a comprehensive study and analysis of the issues which shall include the Task Force's findings and determinations and propose an action plan to encourage increased installation of renewable energy on appropriate parcels throughout Suffolk County; and be it further

15th **RESOLVED**, that this Task Force shall submit a written report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and the County Executive no later than one hundred eighty (180) days from the administration of the oaths of office to all members for consideration, review and appropriate action, if necessary, by the entire County Legislature; and be it further

16th **RESOLVED**, that the Task Force shall expire, and the terms of office of its members terminate, one (1) year from the effective date of this Resolution, at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

17th **RESOLVED**, that this study shall not be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

18th **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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-renewable-energy-construction-plan

1856

Intro. Res. No. - 2016
Introduced by Legislator McCaffrey

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING COMPTROLLER
TO FILL VACANT POSITION (ACCOUNT CLERK TYPIST,
POSITION CONTROL NUMBER 01-1315-0300-0560)**

WHEREAS, Local Law No. 15-2011 established a new process for filling vacant positions of employment in departments headed by County-wide elected officials; and

WHEREAS, the Comptroller wishes to fill a vacant position within his department, Account Clerk Typist; and

WHEREAS, the Comptroller's office states that there are adequate appropriations in the operating budget to fill said vacancy; and

WHEREAS, the County Executive has issued a declaration that this vacant position should not be filled; and

WHEREAS, pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, the Legislature may reject the County Executive's declaration and authorize the appointing authority to fill a vacancy; and

WHEREAS, there are adequate appropriations in the operating budget to fill the vacant position within the Comptroller's office; and

WHEREAS, the Comptroller needs to fill the subject position in order to meet the responsibilities of his office; now, therefore be it

1st RESOLVED, that pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, this Legislature hereby rejects the County Executive's declaration as it applies to:

Position Control Number
01-1315-0300-0560

Title
Account Clerk Typist
(Grade 11, Step S)

and be it further

2nd RESOLVED, that this Legislature further authorizes the Comptroller to fill this vacant Account Clerk Typist position; and be it further

3rd 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.

1857

Intro. Res. No. - 2016
Introduced by Legislator McCaffrey

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING COMPTROLLER
TO FILL VACANT POSITION (SENIOR ACCOUNT CLERK,
POSITION CONTROL NUMBER 01-1315-0500-0635)**

WHEREAS, Local Law No. 15-2011 established a new process for filling vacant positions of employment in departments headed by County-wide elected officials; and

WHEREAS, the Comptroller wishes to fill a vacant position within his department, Senior Account Clerk; and

WHEREAS, the Comptroller's office states that there are adequate appropriations in the operating budget to fill said vacancy; and

WHEREAS, the County Executive has issued a declaration that this vacant position should not be filled; and

WHEREAS, pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, the Legislature may reject the County Executive's declaration and authorize the appointing authority to fill a vacancy; and

WHEREAS, there are adequate appropriations in the operating budget to fill the vacant position within the Comptroller's office; and

WHEREAS, the Comptroller needs to fill the subject position in order to meet the responsibilities of his office; now, therefore be it

1st RESOLVED, that pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, this Legislature hereby rejects the County Executive's declaration as it applies to:

Position Control Number
01-1315-0500-0635

Title
Senior Account Clerk
(Grade 14, Step 4)

and be it further

2nd RESOLVED, that this Legislature further authorizes the Comptroller to fill this vacant Senior Account Clerk position; and be it further

3rd 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\reslr-Comptroller - Senior Account Clerk

1858

Intro. Res. No. - 2016
Introduced by Legislator McCaffrey

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING COMPTROLLER
TO FILL VACANT POSITION (ACCOUNT CLERK, POSITION
CONTROL NUMBER 01-1315-0500-0651)**

WHEREAS, Local Law No. 15-2011 established a new process for filling vacant positions of employment in departments headed by County-wide elected officials; and

WHEREAS, the Comptroller wishes to fill a vacant position within his department, Account Clerk; and

WHEREAS, the Comptroller's office states that there are adequate appropriations in the operating budget to fill said vacancy; and

WHEREAS, the County Executive has issued a declaration that this vacant position should not be filled; and

WHEREAS, pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, the Legislature may reject the County Executive's declaration and authorize the appointing authority to fill a vacancy; and

WHEREAS, there are adequate appropriations in the operating budget to fill the vacant position within the Comptroller's office; and

WHEREAS, the Comptroller needs to fill the subject position in order to meet the responsibilities of his office; now, therefore be it

1st RESOLVED, that pursuant to § C4-33(B) of the SUFFOLK COUNTY CHARTER, this Legislature hereby rejects the County Executive's declaration as it applies to:

Position Control Number
01-1315-0500-0651

Title
Account Clerk
(Grade 11, Step S)

and be it further

2nd RESOLVED, that this Legislature further authorizes the Comptroller to fill this vacant Account Clerk position; and be it further

3rd 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.

1859

Intro. Res. No. -2016

Laid on Table 9/7/16

Introduced by Presiding Officer on request of the County Executive

RESOLUTION NO. -2016, AUTHORIZING THE REPLACEMENT OF THE EASTERN BOAT PUMPOUT STATION AT THE COUNTY'S SHINNECOCK MARINA, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has requested funding that will enable the Suffolk County Department of Parks, Recreation and Conservation to replace the Eastern Boat Pump-out Station, one of two such stations, at the Shinnecock Marina; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Replacement of the Eastern Boat Pump-out Station at the Shinnecock Marina as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, the Shinnecock Marina is located on the northern end and east side of Shinnecock Canal, and services both the Shinnecock Bay and Great Peconic Bay areas; and

WHEREAS, both the South Shore Estuary Reserve, of which the Shinnecock Bay is a component, and the Peconic Estuary containing the Great Peconic Bay have been designated as "No Discharge Zones" by the New York State Department of Environmental Conservation and the EPA; and

WHEREAS, the "No Discharge Zone" designation make it illegal for boats to discharge on-board sewage into the designated waterbody, therefore requiring boaters to dispose of their sewage at pump-out facilities; and

WHEREAS, the discharge of sewage from recreational boats may contain chemicals toxic to marine life such as chlorine, formaldehyde, ammonium, and zinc compounds that are used to disinfect, deodorize or breakdown waste; and

WHEREAS, the discharge of sewage from recreational boats can contribute to the growth of bacteria and other pathogens to the water that spread disease and contaminate shellfish beds; and

WHEREAS, the discharge of sewage from recreational boats contributes to the bacterial decomposition of the organic waste, which can increase the biochemical oxygen demand, which can deplete dissolved oxygen levels and result in serious consequences to fish and other aquatic flora and fauna; and

WHEREAS, the Shinnecock Marina Pump-out Stations accept waste from recreational boaters utilizing Peconic and Shinnecock Bays; and

WHEREAS, the Shinnecock Marina Pump-out Stations routinely receive waste from the Town of Southampton pump-out boats; and

WHEREAS, it is crucial to have two operational pump-out systems at the Shinnecock Marina to handle the volume required; and

WHEREAS, it is crucial to have the capacity required at the Shinnecock Marina to provide reliable and adequate service to the boating public; and

WHEREAS, having suitable pump-out systems at the Shinnecock Marina will protect the water quality of our bays; and

WHEREAS, the purpose of the project is to replace the Eastern Boat Pump-out Station at the County's Shinnecock Marina; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$17,340 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to pay \$17,340 from previously appropriated funds in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project, and be it further

5th RESOLVED, that the Suffolk County Legislature, having conducted a review and being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this proposed action constitutes a Type II action, in accordance with the provisions of 6 NYCRR §617.5 (C) 2 and 27, therefore the SEQRA review is complete and no further action needs to be taken, and be it further

6th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1859
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2016, AUTHORIZING THE REPLACEMENT OF THE EASTERN BOAT PUMPOUT STATION AT THE COUNTY'S SHINNECOCK MARINA, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1859

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$3,682	\$0.01	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$3,682	\$0.01	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1859

Term of Bonds: 5
Amount to Bond: \$17,340

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$3,330.36	\$351.14	\$3,681.50	\$3,681.50
6/1/2019	2.000%	\$3,397.80	\$141.85	\$3,539.65	\$3,681.50
6/1/2020	2.000%	\$3,466.61	\$107.44	\$3,574.05	\$3,681.50
6/1/2021	2.000%	\$3,536.81	\$72.35	\$3,609.15	\$3,681.50
6/1/2022	2.125%	\$3,608.43	\$36.54	\$3,644.96	\$3,681.50
6/1/2023		\$17,340.00	\$1,067.48	\$18,407.48	\$18,407.48
6/1/2024					
6/1/2025					
6/1/2026					
6/1/2027					
6/1/2028					
6/1/2029					
6/1/2030					
6/1/2031					
6/1/2032					
6/1/2033					
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1859

GENERAL FUND

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1859

GENERAL FUND

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK



1859

STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 15, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

AUTHORIZING THE REPLACEMENT OF THE EASTERN BOAT
PUMPOUT STATION AT THE COUNTY'S SHINNECOCK MARINA,
USING THE NEW ENHANCED SUFFOLK COUNTY WATER
QUALITY PROTECTION PROGRAM FUNDS

There are sufficient funds included in the CP 8733.310 for this project. The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the Suffolk County Department of Parks, Recreation and Conservation to replace the Eastern Boat Pump-out Station, one of two such stations, at the Shinnecock Marina as an appropriate use of the New Enhanced Suffolk County Water Quality Protection Program funds in the amount of \$17,340.

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Theresa Ward
Acting Commissioner
Department of Economic Development and Planning

TW:mm
Enc.

1859

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
Department of Economic Development and Planning
H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
Frank Castelli
853-5943

Suggestion Involves:

- Technical Amendment New Program
 Grant Award Contract (New ___ Rev. ___)
 Other – The New Enhanced Water Quality Protection Program Fund (CP 8733.310)

Summary of Problem: Providing adequate pump-out facilities at the Shinnecock Marina is essential to ensure compliance with the mandates of the No Discharge Zone designation for the surrounding surface waters. Raw or poorly treated sewage from recreational boaters contributes to the overall pollution problems of Long Island's waterbodies, especially in shallow water and areas that don't have significant flushing such as the harbors, coves, and marinas.

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.

1859

**2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT**

Title of Resolution: AUTHORIZING THE REPLACEMENT OF THE EASTERN BOAT PUMPOUT STATION AT THE COUNTY'S SHINNECOCK MARINA, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

To facilitate the Department of Parks replacement of the Eastern Boat Pump-out Station at the County's Shinnecock Marina.

SUMMARY OF SPECIFIC PROVISIONS:

This Resolution authorizes the County Comptroller to reserve and to pay \$17,340, from the appropriated fund in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program, for the purpose of replacing the Eastern Boat Pump-out Station at the County's Shinnecock Marina.

JUSTIFICATION:

The funding for replacement of the Eastern Boat Pump-out Station at the County's Shinnecock Marina was recommended at the August 11, 2016 meeting, of the Suffolk County Water Quality Review Committee pursuant to Article XII of the Suffolk County Charter, has recommended funding the Replacement of the Eastern Boat Pump-out Station at the Shinnecock Marina as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds. It was deemed by the Committee to be a prudent and beneficial use of the New Enhanced Suffolk County Water Quality Protection Program funds. The Shinnecock Marina Pump-out Stations accept waste from recreational boaters utilizing Peconic and Shinnecock Bays; as well as receive waste from the Town of Southampton pump-out boats. It is crucial to have two operational pump-out systems at the Shinnecock Marina to handle the volume required and to provide reliable and adequate service to the boating public having suitable pump-out systems at the Shinnecock Marina is cost-effective and will protect the water quality of our bays.

FISCAL IMPLICATIONS

None to the General Fund. All funding for this project will come from the New Enhanced Suffolk County Water Quality Protection Program funding.

1860

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

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING THE
CONSTRUCTION OF THE CLEAN LAKES IN PATCHOGUE
PROJECT, USING THE NEW ENHANCED SUFFOLK COUNTY
WATER QUALITY PROTECTION PROGRAM FUNDS**

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, Suffolk County Legislator Robert Calarco has requested funding that will enable Saint Joseph's College (SJC) to implement the Clean Lakes in Patchogue project; and

WHEREAS, the Village of Patchogue will work with the SJC and the Town of Brookhaven in order to implement the Clean Lakes in Patchogue project; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Clean Lakes in Patchogue Project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, Patchogue Lake is a 50.4 acre lake located in Patchogue on the South Shore of Long Island; and

WHEREAS, Patchogue Lake is part of the South Shore Estuary Reserve and the Great South Bay (GSB) Watershed; and

WHEREAS, the water quality of Patchogue Lake is "stressed; and

WHEREAS, the purpose of the project is to restore Patchogue Lake in Patchogue; and

WHEREAS, Suffolk County will partner with SJC, the Village of Patchogue and the Town of Brookhaven in order to install an aeration system in the lake; and

WHEREAS, this project will enhance the habitat of aquatic life, improve the water quality of the lake itself, Patchogue River and the GSB; and

WHEREAS, that the Village of Patchogue, conducted an uncoordinated environmental review in accordance with the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art 8, and found that the proposed action constitutes an Unlisted Action and determined that the action will not have a significant adverse impact on the environment; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$49,781 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to reserve and to pay \$49,781 from the appropriated fund in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality

Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art. 8, and Chapter 450 of the Suffolk County Code, has reviewed and agrees with the Village of Patchogue's SEQRA determination and hereby determines that this resolution constitutes an Unlisted Action, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code and further determines that the implementation of this action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 N.Y.C.R.R. § 617.7, which sets forth thresholds for determining significant adverse impacts on the environment, as demonstrated in the Environmental Assessment Form;
2. The proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;
3. All necessary permits/approvals will be obtained from all applicable state, county, town and village regulatory agencies prior to the commencement of project construction;
4. The project includes detailed environmental monitoring and analysis to evaluate the effectiveness of the project and insure that the project is having the intended effect of improving the overall water quality of Patchogue Lake;

; and be it further

6th RESOLVED, that this Legislature hereby adopts a determination of non-significance (negative declaration) and directs, in accordance with Section 450-5(C)(4) of the Suffolk County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

7th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1860

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2016, AUTHORIZING THE CONSTRUCTION OF THE CLEAN LAKES IN PATCHOGUE PROJECT, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1860

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$10,569	\$0.02	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$10,569	\$0.02	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1860

Term of Bonds: 5
Amount to Bond: \$49,781

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$9,561.06	\$1,008.07 \$407.23	\$10,569.12 \$407.23	\$10,569.12
6/1/2019	2.000%	\$9,754.67	\$407.23 \$308.46	\$10,161.89 \$308.46	\$10,569.12
6/1/2020	2.000%	\$9,952.20	\$308.46 \$207.69	\$10,260.66 \$207.69	\$10,569.12
6/1/2021	2.000%	\$10,153.73	\$207.69 \$104.89	\$10,361.43 \$104.89	\$10,569.12
6/1/2022	2.125%	\$10,359.34	\$104.89	\$10,464.23	\$10,569.12
6/1/2023		\$49,781.00	\$3,064.61	\$52,845.61	\$52,845.61
6/1/2024					
6/1/2025					
6/1/2026					
6/1/2027					
6/1/2028					
6/1/2029					
6/1/2030					
6/1/2031					
6/1/2032					
6/1/2033					
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1860

GENERAL FUND

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

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**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1860

GENERAL FUND

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
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- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1860

**REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE**

County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
Department of Economic Development and Planning
H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
Frank Castelli
853-5943

Suggestion Involves:

- Technical Amendment New Program
 Grant Award Contract (New ___ Rev. ___)
 Other – Water Quality Protection and Restoration Program

Summary of Problem: The water quality of Patchogue Lake is stressed and Suffolk County will partner with Saint Joseph's College, the Village of Patchogue and the Town of Brookhaven in order to install an aeration system in Patchogue Lake.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.

2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

1860

Title of Resolution: AUTHORIZING THE CONSTRUCTION OF THE CLEAN LAKES IN PATCHOGUE PROJECT, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

To appropriate enhanced water quality funds from CP 8733.310 for use with the remediation of Patchogue Lake in Patchogue.

SUMMARY OF SPECIFIC PROVISIONS:

Patchogue Lake is suffering from multiple water pollution stresses, including low oxygen levels, especially during the summer months. The installation of a new aeration system will improve oxygen levels in the lake and will enhance the various habitats of this lake.

JUSTIFICATION:

The funding for the Clean Lakes in Patchogue project was recommended at the August 11, 2016 meeting of the WQPRP Review Committee. It was deemed by the Committee to be a prudent and beneficial use of the enhanced water quality funding. Implementing the new aeration system in Patchogue Lake will improve the water quality and overall habitat of the lake.

FISCAL IMPLICATIONS

Funding has been appropriated pursuant to Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, that created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA.



1860

MAYOR
PAUL V. PONTIERI, JR.
DEPUTY MAYOR
JOHN A. KRIEGER
VILLAGE CLERK
PATRICIA M. SEAL

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

INCORPORATED VILLAGE OF PATCHOGUE

RESOLUTION #124-2016

DESIGNATING THE BOARD OF TRUSTEES AS THE LEAD AGENCY PURSUANT TO SEQRA FOR THE PURPOSE OF INSTALLING AERATORS IN PATCHOGUE LAKE

The Board of Trustees of the Incorporated Village of Patchogue, duly convened, does hereby declare as follows:

WHEREAS, the Board is considering the installation of aerators within an area of less than one acre within Patchogue Lake for the purpose of improving water quality (hereinafter the "Proposed Action"); and

WHEREAS, pursuant to 6 NYCRR §§617.4 and 617.5, the Board of Trustees reviewed the Proposed Action and preliminarily determined that same is an Unlisted action; and

WHEREAS, pursuant to 6 NYCRR Part 617, coordinated review of an Unlisted action is optional, and was not undertaken by the Board of Trustees;

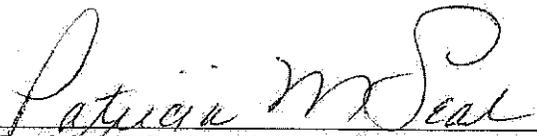
NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Board of Trustees hereby designates itself as lead agency pursuant to the implementing regulations of the State Environmental Quality Review Act, specifically 6 NYCRR §617.6(b)(4), with respect to the Proposed Action, as described above;

THAT, this Resolution shall take effect immediately.

<u>Aye</u>	<u>Nay</u>		<u>Aye</u>	<u>Nay</u>	
		ABSENT Mayor Pontieri	X	___	Trustee Brinkman
X	___	Trustee Felice	ABSENT		Trustee Krieger
X	___	Trustee Keyes	X	___	Trustee Ferb
X	___	Trustee Devlin			

Dated: June 27, 2016


Patricia M. Seal, Village Clerk



1860

MAYOR
PAUL V. PONTIERI, JR.
DEPUTY MAYOR
JOHN A. KRIEGER
VILLAGE CLERK
PATRICIA M. SEAL

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

INCORPORATED
VILLAGE OF PATCHOGUE

RESOLUTION #125-2016

**ADOPTING A NEGATIVE DECLARATION PURSUANT TO SEQRA FOR THE
INSTALLATION OF AERATORS AT PATCHOGUE LAKE**

The Board of Trustees of the Incorporated Village of Patchogue, duly convened, do hereby declare as follows:

WHEREAS, the Board is considering the installation of aerators within an area of less than one acre within Patchogue Lake for the purpose of improving water quality (hereinafter the "Proposed Action"); and

WHEREAS, the proposed action is more particularly described in the attached Environmental Assessment Form; and

WHEREAS, the Board of Trustees declared itself, by Resolution, the lead agency for the proposed action, pursuant to the implementing regulations of the State Environmental Quality Review Act, specifically 6 NYCRR §617.6(b)(4); and

WHEREAS, the Board of Trustees, as lead agency, has caused to be prepared the attached Short Environmental Assessment Form (EAF) to evaluate potential significant adverse environmental impacts associated with the proposed action, and has reviewed the aforesaid Short EAF and agrees with the contents thereof;

NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Board of Trustees, as lead agency for the action contemplated herein, after review of the proposed action and 6 NYCRR Part 617, hereby determines that the above-described project is an Unlisted action; and

THAT, based upon the information contained in the Short EAF and other relevant information before the Board of Trustees, the Board of Trustees, as lead agency for the action contemplated herein, and after due deliberation, review and analysis, hereby determines that the proposed action will not result in significant adverse impacts to the environment, and hereby adopts a Negative Declaration for the proposed action.

THAT, this Resolution shall take effect immediately.

1860

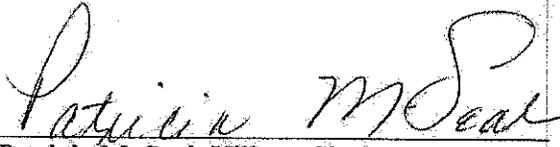
Aye Nay

ABSENT Mayor Pontieri
X ___ Trustee Felice
X ___ Trustee Keyes
X ___ Trustee Devlin

Aye Nay

X ___ Trustee Brinkman
ABSENT Trustee Krieger
X ___ Trustee Ferb

Dated: June 27, 2016



Patricia M. Seal, Village Clerk



1860

MAYOR
PAUL V. PONTIERI, JR.

DEPUTY MAYOR
JOHN A. KRIEGER

VILLAGE CLERK
PATRICIA M. SEAL

INCORPORATED
VILLAGE OF PATCHOGUE

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

RESOLUTION #126-2016

APPROVING THE CLEAN LAKES IN PATCHOGUE PROGRAM

The Board of Trustees of the Incorporated Village of Patchogue, duly convened, do hereby declare as follows:

WHEREAS, the Board is considering the installation of aerators within Patchogue Lake for the purpose of improving water quality through increased water current and oxygenation and is further considering other water quality improvement projects as part of the Clean Lakes in Patchogue Program (the "Proposed Project"); and

NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Mayor is authorized to take all necessary steps to carry out the Proposed Project, including the expenditure of \$10,944.61 in in-kind services for (CLIP) and the submission of a grant application to the Suffolk County Water Quality Protection and Restoration Program; and

THAT, this Resolution shall take effect immediately.

<u>Aye</u>	<u>Nay</u>		<u>Aye</u>	<u>Nay</u>	
ABSENT		Mayor Pontieri	X	___	Trustee Brinkman
X	___	Trustee Felice	ABSENT		Trustee Krieger
X	___	Trustee Keyes	X	___	Trustee Ferb
X	___	Trustee Devlin			

Dated: June 27, 2016

Patricia M. Seal
Patricia M. Seal, Village Clerk

COUNTY OF SUFFOLK



1860

STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 12, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

**AUTHORIZING THE CONSTRUCTION OF THE CLEAN LAKES IN PATCHOGUE PROJECT,
USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM
FUNDS**

The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the Clean Lakes in Patchogue project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiative funds in the amount of \$49,780.83

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Theresa Ward
Acting Commissioner
Department of Economic Development and Planning

TW:fc
Enc.

1861

Intro. Res. No. -2016

Laid on Table

9/7/16

Introduced by Presiding Officer on request of the County Executive

RESOLUTION NO. -2016, AUTHORIZING THE RECONSTRUCTION OF THE RIVERSIDE ROUNDABOUT, RIVERHEAD, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, there are sufficient funds within the reserved fund balance of CP 8733.310 for the purpose of Water Quality Protection and Restoration Projects; and

WHEREAS, Resolution 498-2016 appropriates funds in connection with the reconstruction of Riverside Traffic Circle into Capital Program 5557.310, in the amount of \$4,000,000; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has requested funding that will enable the Suffolk County Department of Public Works (SCDPW) to implement the Reconstruction of the Riverside Roundabout project, located in Riverhead at the Intersection of CR 63, CR 104, CR 94, and NYS Route 24; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Reconstruction of the Riverside Roundabout as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, the purpose of the project is to reconstruct the Riverside Roundabout in order to reduce nutrient and pathogen loading to the Peconic River through the use of a variety of stormwater management practices (SMP) accepted for use in the NYSDEC Stormwater Management Design Manual; and

WHEREAS, The existing Riverside Roundabout was initially constructed between 1937 and 1947, and the existing storm sewer system discharges directly to the Peconic River, designated by the NYSDEC as scenic and recreational due to the outstanding scenic, ecological, recreational, and scientific value; and

WHEREAS, Suffolk County Department of Public Works conducted a study in 2011 on the alternatives for the reconstruction of the Riverside Roundabout, from which SCDPW has selected a preferred alternative which involves reconstructing the existing traffic circle into a modern roundabout which includes the design of an entirely new storm sewer system using modern stormwater management practices that would reduce loading of pollutants of concern such as phosphorus, nitrogen, sediment and pathogens to the Peconic River; and

WHEREAS, Resolution 498-2016 appropriates funds into Capital Project 5557.310 in the amount of \$4,000,000 for the reconstruction of Riverside Roundabout, and as the reconstruction of the Riverside Roundabout estimate for the project has been developed and progressed, it has become apparent that the original allocation is less than what will be needed to complete the stormwater component of this project; and

WHEREAS, this project will complement the protection and management of the Peconic River and Estuary; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, that this Legislature hereby determines that the Proposed Improvements to County Road 94 Roundabout, Town of Southampton and Town of Riverhead constitutes an Unlisted Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code, and the proposed project will not have significant adverse impacts on the environment for the following reasons (Adopted via SEQRA Resolution 926-2015):

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;

- 3) the proposed action will include pedestrian crosswalk signage and appropriate, dark skies compliant, crosswalk lighting;
- 4) the Suffolk County Department of Public Works will insure that the project's stormwater infrastructure receives routine maintenance;
- 5) the Suffolk County Department of Public Works will continue to coordinate with the Town of Riverhead on stormwater and traffic issues north of the proposed roundabout on Peconic Avenue and in connecting downtown Riverhead; and
- 6) the proposed improvements to the County Road 94 roundabout will reduce existing traffic congestion during the morning and evening rush hours and improve vehicular and pedestrian safety; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$250,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to pay \$250,000, from the previously appropriated funds in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project, and be it further

5th 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) (18), (20), (21), 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; and be it further

6th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby

authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

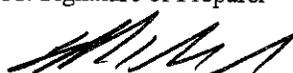
DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1861
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2016, AUTHORIZING THE RECONSTRUCTION OF THE RIVERSIDE ROUNDABOUT, RIVERHEAD, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1861

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$19,715	\$0.04	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$19,715	\$0.04	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

18761

Term of Bonds: 15
Amount to Bond: \$250,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$14,272.36	\$5,442.71	\$19,715.07	\$19,715.07
			\$2,565.99	\$2,565.99	
6/1/2019	2.000%	\$14,583.08	\$2,565.99	\$17,149.07	\$19,715.07
			\$2,407.25	\$2,407.25	
6/1/2020	2.000%	\$14,900.56	\$2,407.25	\$17,307.81	\$19,715.07
			\$2,245.05	\$2,245.05	
6/1/2021	2.000%	\$15,224.96	\$2,245.05	\$17,470.01	\$19,715.07
			\$2,079.32	\$2,079.32	
6/1/2022	2.125%	\$15,556.42	\$2,079.32	\$17,635.74	\$19,715.07
			\$1,909.98	\$1,909.98	
6/1/2023	2.125%	\$15,895.10	\$1,909.98	\$17,805.08	\$19,715.07
			\$1,736.96	\$1,736.96	
6/1/2024	2.125%	\$16,241.15	\$1,736.96	\$17,978.11	\$19,715.07
			\$1,560.17	\$1,560.17	
6/1/2025	2.125%	\$16,594.73	\$1,560.17	\$18,154.90	\$19,715.07
			\$1,379.53	\$1,379.53	
6/1/2026	2.250%	\$16,956.01	\$1,379.53	\$18,335.54	\$19,715.07
			\$1,194.95	\$1,194.95	
6/1/2027	2.375%	\$17,325.16	\$1,194.95	\$18,520.11	\$19,715.07
			\$1,006.36	\$1,006.36	
6/1/2028	2.500%	\$17,702.34	\$1,006.36	\$18,708.70	\$19,715.07
			\$813.66	\$813.66	
6/1/2029	2.500%	\$18,087.74	\$813.66	\$18,901.40	\$19,715.07
			\$616.77	\$616.77	
6/1/2030	2.500%	\$18,481.52	\$616.77	\$19,098.29	\$19,715.07
			\$415.59	\$415.59	
6/1/2031	2.625%	\$18,883.88	\$415.59	\$19,299.47	\$19,715.07
			\$210.03	\$210.03	
6/1/2032	2.625%	\$19,295.00	\$210.03	\$19,505.03	\$19,715.07
6/1/2033		\$250,000.00	\$45,725.98	\$295,725.98	\$295,725.98
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1861

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1861

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1861

RESOLUTION NO. 926 -2015, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED IMPROVEMENTS TO COUNTY ROAD 94 ROUNDABOUT, CAPITAL PROJECT 5557.110 AND 301.124/127, TOWN OF SOUTHAMPTON AND TOWN OF RIVERHEAD

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Improvements to County Road 94 Roundabout, Capital Project 5557.110 and 301.124/127, Town of Southampton and Town of Riverhead", pursuant to Local Law No. 22-1985, the proposed action will reconstruct the existing single-lane traffic circle where Nugent Drive (CR 94), Lake Avenue (CR 63), Riverleigh Avenue (CR 104), Flanders Road (NYS 24) and Peconic Avenue converge into a two lane modern roundabout; and

WHEREAS, the proposed action also includes pedestrian safety improvements and water quality improvements provided via a new stormwater system comprised of raingardens, underground retention structures, catch basins and a stormwater treatment unit; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and a presentation was made by a representative from Nelson, Pope & Voorhis, LLC, and subsequently sent out to all concerned parties; and

WHEREAS, at its October 21, 2015 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an Unlisted Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated October 26, 2015 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Improvements to County Road 94 Roundabout, Capital Project 5557.110 and 301.124/127, Town of Southampton and Town of Riverhead constitutes an Unlisted Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code, and the proposed project will not have significant adverse impacts on the environment for the following reasons:

1861

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;
- 3) the proposed action will include pedestrian crosswalk signage and appropriate, dark skies compliant, crosswalk lighting;
- 4) the Suffolk County Department of Public Works will insure that the project's stormwater infrastructure receives routine maintenance;
- 5) the Suffolk County Department of Public Works will continue to coordinate with the Town of Riverhead on stormwater and traffic issues north of the proposed roundabout on Peconic Avenue and in connecting downtown Riverhead; and
- 6) the proposed improvements to the County Road 94 roundabout will reduce existing traffic congestion during the morning and evening rush hours and improve vehicular and pedestrian safety;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: November 17, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 2, 2015

COUNTY OF SUFFOLK



1861

STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 15, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

AUTHORIZING THE RECONSTRUCTION OF THE RIVERSIDE
ROUNDBOUT, RIVERHEAD, USING THE NEW ENHANCED
SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM
FUNDS

The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the Reconstruction of the Riverside Roundabout as an appropriate use of New Enhanced Suffolk County Water Quality Protection Program funds in the amount of \$250,000

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Theresa Ward
Acting Commissioner
Department of Economic Development and Planning

TW:cs
Enc.

1861

**2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT**

Title of Resolution: AUTHORIZING THE RECONSTRUCTION OF THE RIVERSIDE ROUNDABOUT, RIVERHEAD, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

To authorize using funds from the new enhanced Suffolk County Water Quality Protection Program for the reconstruction of the Riverside roundabout in Riverhead.

SUMMARY OF SPECIFIC PROVISIONS:

Suffolk County Department of Public Works will reconstruct the Riverside traffic circle, roundabout, located in Riverhead at the Intersection of CR 63, CR 104, CR 94, and NYS Route 24, in order to reduce nutrient and pathogen loading to the Peconic River through the use of a variety of stormwater management practices (SMP) accepted for use in the NYSDEC Stormwater Management Design Manual

JUSTIFICATION:

The existing roundabout, traffic circle, in Riverside was initially constructed between 1937 and 1947 and the storm sewer system was installed as a means to convey water off the roadway as quickly as possible with little regard impacts to receiving waters. This existing storm sewer system discharges directly to the Peconic River, designated by the NYSDEC as scenic and recreational due to the outstanding scenic, ecological, recreational, and scientific value.

FISCAL IMPLICATIONS

None to the General Fund. Funding will come from the new enhanced Suffolk County Water Quality Protection Program.

1861

**REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk**

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
 Department of Economic Development and Planning
 H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
 Frank Castelli
 853-5943

Suggestion Involves:

- | | |
|---|--|
| <input type="checkbox"/> Technical Amendment | <input type="checkbox"/> New Program |
| <input type="checkbox"/> Grant Award | <input type="checkbox"/> Contract (New ___ Rev. ___) |
| <input checked="" type="checkbox"/> Other – Water Quality Protection and Restoration Program (Fund 477) | |

Summary of Problem: the existing roundabout, traffic circle, in Riverside was initially constructed between 1937 and 1947 and the storm sewer system was installed as a means to convey water off the roadway as quickly as possible with little regard impacts to receiving waters. This existing storm sewer system discharges directly to the Peconic River, designated by the NYSDEC as scenic and recreational due to the outstanding scenic, ecological, recreational, and scientific value

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.

1862

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

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING THE MUD CREEK
MITIGATION STORMWATER IMPROVEMENTS AND STREAM
RESTORATION, TOWN OF BROOKHAVEN, USING THE NEW
ENHANCED SUFFOLK COUNTY WATER QUALITY
PROTECTION PROGRAM FUNDS (CP 8733)**

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, Suffolk County Department of Economic Development and Planning has requested funding that will enable the Town of Brookhaven to implement the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project, at Gazzola Drive; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, the existing Gazzola Drive culvert is an undersized and clogged 16" steel pipe, limiting the flow of water during both normal and high flow conditions, trapping

sediments up stream of the road, and disrupting movement of fish, aquatic organisms and wildlife; and

WHEREAS, the northern portions of Mud Creek and associated wetlands are severely degraded due to the historic duck farming operations that created artificial barriers and altered stream corridors, as well as the freshwater wetland, and upland habitats; woodlands were converted into pens and open feedlots; streambeds were altered to create swim pond areas for duck use, and waste disposal lagoons; and

WHEREAS, stormwater from roadways, paved surfaces, and residential neighborhoods discharges to Mud Creek at Gazzola Drive, a public road that bisects the former duck farm property, and contributes to the degraded water quality conditions of the creek; and

WHEREAS, the purpose of this project is to replace the existing culvert at Gazzola Drive by an eco-friendly arch culvert to contain runoff and to increase flow capacity during flood events, aid in the movement of groundwater flow during average flow periods, improve passage for aquatic organisms and wildlife, and to address nutrient pollution and low dissolved oxygen impacts to the northern portions due to urban stormwater runoff headwaters of Mud Creek, a tributary to Patchogue Bay and a pathogen impaired waterbody; and

WHEREAS, the Mud Creek Watershed Aquatic Ecosystem Restoration Feasibility Study has been completed under CP 8710.110, and includes final engineering plans, specifications, and all necessary permits, and requisite bid documents for the Gazzola Drive work; and

WHEREAS, the Town of Brookhaven has committed by Town Resolution No. 2016-0531, adopted at the Town Board meeting on June 30, 2016 to accept the grant from the County of Suffolk for this project and to enter into an inter-municipal agreement with the County of Suffolk for this project; and

WHEREAS, the Town of Brookhaven has committed by Existing 2016 Capital act # H5010-3769-6SW05, to provide matching project funds of \$269,500 or one half the cost of the project, whichever is less; and

WHEREAS, the New York State Department of Environmental Conservation and U.S. Army Corps of Engineers, New York District, have approved the final engineering plans and have issued all required regulatory permits for the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project; and

WHEREAS, this project will complement the protection and management of the entire Mud Creek Watershed north of Montauk Highway; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, that the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project, is part of the Suffolk County Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven, and that under the State Environmental Quality Review Act ("SEQRA") Environmental Conservation Law Article 8, finds

and reiterates, as documented in Suffolk County Resolution 675-2015, that this proposed action constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code and the proposed project will not have significant adverse impacts on the environment for the following reasons:

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;
- 3) a plan will be developed to provide the greatest possible protection to the on-site turtles during the site restoration work and said plan will be communicated to all project construction contractors; and
- 4) all necessary permits/approvals will be obtained from the New York State Department of Environmental Conservation prior to the commencement of site restoration; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$194,900 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to pay \$194,900, from previously appropriated funds in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project, and be it further

5th 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) (18), (20), (21), 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; and be it further

6th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1862
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2016, AUTHORIZING THE MUD CREEK MITIGATION STORMWATER IMPROVEMENTS AND STREAM RESTORATION, TOWN OF BROOKHAVEN, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIIA.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1862

GENERAL FUND

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$15,370	\$0.03	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$15,370	\$0.03	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1862

Term of Bonds: 15
Amount to Bond: \$194,900

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$11,126.73	\$4,243.14 \$2,000.45	\$15,369.86 \$2,000.45	\$15,369.86
6/1/2019	2.000%	\$11,368.97	\$2,000.45 \$1,876.69	\$13,369.42 \$1,876.69	\$15,369.86
6/1/2020	2.000%	\$11,616.48	\$1,876.69 \$1,750.24	\$13,493.17 \$1,750.24	\$15,369.86
6/1/2021	2.000%	\$11,869.38	\$1,750.24 \$1,621.04	\$13,619.62 \$1,621.04	\$15,369.86
6/1/2022	2.125%	\$12,127.79	\$1,621.04 \$1,489.02	\$13,748.83 \$1,489.02	\$15,369.86
6/1/2023	2.125%	\$12,391.82	\$1,489.02 \$1,354.13	\$13,880.84 \$1,354.13	\$15,369.86
6/1/2024	2.125%	\$12,661.60	\$1,354.13 \$1,216.31	\$14,015.73 \$1,216.31	\$15,369.86
6/1/2025	2.125%	\$12,937.25	\$1,216.31 \$1,075.48	\$14,153.56 \$1,075.48	\$15,369.86
6/1/2026	2.250%	\$13,218.91	\$1,075.48 \$931.59	\$14,294.39 \$931.59	\$15,369.86
6/1/2027	2.375%	\$13,506.69	\$931.59 \$784.56	\$14,438.28 \$784.56	\$15,369.86
6/1/2028	2.500%	\$13,800.75	\$784.56 \$634.33	\$14,585.30 \$634.33	\$15,369.86
6/1/2029	2.500%	\$14,101.20	\$634.33 \$480.84	\$14,735.53 \$480.84	\$15,369.86
6/1/2030	2.500%	\$14,408.19	\$480.84 \$324.00	\$14,889.03 \$324.00	\$15,369.86
6/1/2031	2.625%	\$14,721.87	\$324.00 \$163.74	\$15,045.87 \$163.74	\$15,369.86
6/1/2032	2.625%	\$15,042.38	\$163.74	\$15,206.12	\$15,369.86
6/1/2033		\$194,900.00	\$35,647.97	\$230,547.97	\$230,547.97
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1862

GENERAL FUND

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1862

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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Laid on Table 7/28/2015

RESOLUTION NO. 675-2015, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED MUD CREEK WATERSHED AQUATIC ECOSYSTEM RESTORATION PROJECT, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven", pursuant to Local Law No. 22-1985, which project involves the restoration of the terrestrial and aquatic habitats of the former Gallo duck farm on a 39.6 acre site located in Mud Creek County Park; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Economic Development and a presentation was made by a representative from Land Use Ecological Services and subsequently sent out to all concerned parties; and

WHEREAS, at its June 17, 2015 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Economic Development and Planning; and

WHEREAS, the CEQ recommended that the above activity be considered a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated June 26, 2015 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code and the proposed project will not have significant adverse impacts on the environment for the following reasons:

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;

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- 3) a plan will be developed to provide the greatest possible protection to the on-site turtles during the site restoration work and said plan will be communicated to all project construction contractors; and
- 4) all necessary permits/approvals will be obtained from the New York State Department of Environmental Conservation prior to the commencement of site restoration;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: September 9, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: September 16, 2015

Resolution Submission Form

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MEETING OF: JUNE 30, 2016

RESOLUTION NO. 2016-0531

MOVED BY COUNCILMEMBER: NEIL FOLEY

REVISION JUNE 27, 2016 11:39 AM

SHORT TITLE: AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO EXECUTE A GRANT APPLICATION TO THE SUFFOLK COUNTY WATER QUALITY PROTECTION AND RESTORATION PROGRAM & LAND STEWARDSHIP INITIATIVES FOR RESTORATION OF MUD CREEK, EAST PATCHOGUE

DEPARTMENT: FINANCE

REASON: To authorize the Supervisor/Deputy Supervisor to execute the above Grant Application for funding to assist in the cost of restoring Mud Creek, East Patchogue, New York.

Financial Impact:

Total Grant Expenditures - \$464,400; Total Expected County Aid Revenue - \$194,900 Town Match \$269,500 to be funded through: H5010-3769-6SW05

SEQRA REQUIRED:

PERMISSIVE REFERENDUM:

Present	Absent		Motion	Aye	No	Abstain	Not Voting
		Councilmember Cartright					
		Councilmember Bonner					
		Councilmember LaValle					
		Councilmember Loguercio	2				
		Councilmember Foley	1				
		Councilmember Panico					
		Supervisor Romaine					

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ADOPTED
BY THE BROOKHAVEN TOWN BOARD

RESOLUTION NO. 2016-0531
MEETING: JUNE 30, 2016

AUTHORIZING THE
SUPERVISOR/DEPUTY SUPERVISOR
TO EXECUTE A GRANT APPLICATION
TO THE SUFFOLK COUNTY WATER
QUALITY PROTECTION AND
RESTORATION PROGRAM & LAND
STEWARDSHIP INITIATIVES FOR
RESTORATION OF MUD CREEK, EAST
PATCHOGUE

WHEREAS, the Town of Brookhaven is desirous of submitting a grant application to the County of Suffolk for the Suffolk County Water Quality Protection and Restoration Program (SCWQPRP) and Land Stewardship Initiatives for the purpose of funding to assist in the cost of restoring Mud Creek, located adjacent to and including areas of Gazzola Drive, East Patchogue, New York; and

WHEREAS, under the grant requirements, the Town of Brookhaven is required to incur the total cost of the Project in the amount of \$464,400.00, and thereafter seek reimbursement under the grant award for expenditures in the amount of \$194,900.00, thereby resulting in an \$269,500.00 net cost to the Town to be funded by the Capital Budget H5010-3769-6SW05; and

WHEREAS, the proposed grant application has been reviewed by the Grants Committee and the Grants Committee has voted to recommend that the Town pursue such opportunity.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Brookhaven that the Supervisor/Deputy Supervisor is hereby authorized to execute and submit the grant application and any other required documentation to the County of Suffolk for the Suffolk County Suffolk County Water Quality Protection and

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Restoration Program (SCWQPRP) and Land Stewardship Initiatives for the purpose of funding to assist in the cost of restoring Mud Creek, located adjacent to and including areas fo Gazzola Drive, East Patchogue, New York; and be it further

RESOLVED that the Supervisor/Deputy Supervisor is further authorized and directed to execute any and all contracts and documentation necessary and required by the County of Suffolk in order to effectuate said grants, the terms and conditions of which shall be subject to review and approval by the Town Attorney's Office; and be it further

RESOLVED that the Commissioner of Finance is hereby authorized, empowered and directed to take all actions necessary and appropriate to effectuate the terms of this Resolution; and be it further

RESOLVED that the Town Board, as Lead Agency, has determined that pursuant to 6NYCRR Part 617 the proposed action is deemed to be a Type II Action.

RIGHT TO KNOW ACT
ALL INFORMATION REQUESTED
HEREIN IS BEING PROVIDED
TO YOU BY THE TOWN OF
PATCHOQUE, NEW YORK
DATE: 08/14/2018
BY: TOWN CLERK
100 N. MAIN ST.
PATCHOQUE, NY 11756
PHONE: 516-466-1234
FAX: 516-466-1235
WWW.PATCHOQUE.NY.GOV

COUNTY OF SUFFOLK



1862

STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 15, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

AUTHORIZING THE MUD CREEK MITIGATION STORMWATER
IMPROVEMENTS AND STREAM RESTORATION, TOWN OF
BROOKHAVEN, USING THE NEW ENHANCED SUFFOLK COUNTY
WATER QUALITY PROTECTION PROGRAM FUNDS

The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project as an appropriate use of New Enhanced Suffolk County Water Quality Protection Program funds in the amount of \$194,900.

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Theresa Ward
Acting Commissioner
Department of Economic Development and Planning

TW:cs
Enc.

2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

1862 ✓

Title of Resolution: AUTHORIZING THE MUD CREEK MITIGATION STORMWATER IMPROVEMENTS AND STREAM RESTORATION, TOWN OF BROOKHAVEN, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

This resolution authorizes use of the New Enhanced Suffolk County Water Quality Protection Program (525- CAP-8733.310) Funds for the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project, at Gazzola Drive, Town of Brookhaven, for a total of \$194,900.

SUMMARY OF SPECIFIC PROVISIONS:

The Town of Brookhaven has provided input and guidance into the final restoration plan for the former Gallo duck farm property; and has agreed to make the recommended stormwater and culvert improvements along Gazzola Drive. The County has provided the Town with fully engineered plans, all necessary permits, and requisite bid documents for the Gazzola Drive work. Improvements will include the installation of catch basins and construction of a vegetated bio-swale. This project will restore freshwater stream and floodplain forest habitat for fish and wildlife, aid in habitat restoration for a unique population of brook trout, remove organic sediments and nutrients from the degraded floodplain, and reduce stormwater impact by infiltrating stormwater to the ground and the floodplain wetlands rather than direct discharges into the stream channel

JUSTIFICATION:

the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds.

FISCAL IMPLICATIONS

None to the General Fund. All funding will come from the Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection.

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**REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk**

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
 Department of Economic Development and Planning
 H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
 Frank Castelli
 853-5943

Suggestion Involves:

- | | |
|---|--|
| <input type="checkbox"/> Technical Amendment | <input type="checkbox"/> New Program |
| <input type="checkbox"/> Grant Award | <input type="checkbox"/> Contract (New ___ Rev. ___) |
| <input checked="" type="checkbox"/> Other – Water Quality Protection and Restoration Program (Fund 477) | |

Summary of Problem:

The northern portions of Mud Creek and associated wetlands are severely degraded due to the historic duck farming operations that created artificial barriers and altered stream corridors. The Gazzola Drive culvert is an undersized and clogged 16" steel pipe, limiting the flow of water, trapping sediments up stream of the road, and disrupting movement of fish, aquatic organisms and wildlife. Stormwater from roadways, paved surfaces, and residential neighborhoods discharges to Mud Creek at Gazzola Drive, and contributes to the degraded water quality conditions of the creek. Improvements will include the installation of catch basins and construction of a vegetated bio-swale. This project will restore freshwater stream and floodplain forest habitat for fish and wildlife, aid in habitat restoration for a unique population of brook trout, remove organic sediments and nutrients from the degraded floodplain, and reduce stormwater impact by infiltrating stormwater to the ground and the floodplain wetlands rather than direct discharges into the stream channel

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

1863

Intro. Res. No. -2016

Laid on Table

9/7/16

Introduced by Presiding Officer on request of the County Executive

**RESOLUTION NO. -2016, AUTHORIZING THE
CONSTRUCTION OF A STORMWATER MITIGATION PROJECT
AT LITTLE CREEK, VILLAGE OF PATCHOGUE, USING THE
NEW ENHANCED SUFFOLK COUNTY WATER QUALITY
PROTECTION PROGRAM FUNDS**

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, the Village of Patchogue by Resolution #123-2016 committed to providing matching funds for this project in the required minimum of 50% of the total project cost; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Village of Patchogue has requested funding that will enable them to construct a stormwater mitigation project at Little Creek; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the stormwater mitigation project at Little Creek, Village of Patchogue; and

WHEREAS, Little Creek is fed by groundwater and surface flows from the surrounding low lying residential areas as well as stormwater discharges from Village, Town, and County roads; and

WHEREAS, Little Creek is a tributary to Patchogue Bay and ultimately to the Great South Bay. These three waterbodies are described in the NYS Priority Waterbody List (PWL) with possible pollutant sources listed as urban/storm runoff and on-site septics. The Great South Bay is listed on the NYSDEC Section 303(d) list as a Class SA waterbody with nitrogen as the primary pollutant of concern; and

WHEREAS, currently Little Creek consists of a system of a check valve vault and three 30" high density polyethylene (HDPE) drainage pipes which serve as three separate outfalls; and

WHEREAS, the existing HDPE pipes pose an additional problem for natural flow into Patchogue Bay as these three large pipes are improperly pitched resulting in increased flooding upstream in the surrounding areas; and

WHEREAS, flooding washes sediment, debris, and pollutants into Little Creek, leading to surface and groundwater flooding in the basements of adjacent residential homes; and

WHEREAS, when the water table rises, residential septic systems fail resulting in raw, untreated wastes and their associated nutrients (nitrogen and phosphorus) and bacterial pathogens being discharged directly into the groundwater; and

WHEREAS, nitrogen pollution from septic systems and cesspools into Long Island's surface and groundwater is a significant issue that the County is working to remediate; and

WHEREAS, the purpose of the project is to reconstruct the drainage system at the south end of Little Creek to improve drainage capacity; and

WHEREAS, a decrease in flooding and water table elevations will result in a reduced incidence of septic failure and reduced frequency of homeowners pumping water from their basements which will lead to a reduction in accidental discharge of household chemicals; and

WHEREAS, the increase in effective drainage pipe capacity will render Little Creek more tidally influenced; and

WHEREAS, this project will improve water quality in Little Creek, Patchogue Bay, and Great South Bay by preventing an estimated two tons of nitrogen from entering these estuaries each year; and

WHEREAS, a reduction in nitrogen entering these estuaries could lead to a reduction in harmful algal blooms; and

WHEREAS, improved water quality will lead to an increased number of habitats for species of Diadromous fish which has many indirect ecological benefits; and

WHEREAS, that the Village of Patchogue, conducted an uncoordinated environmental review in accordance with the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art 8, and found that the proposed action constitutes an Unlisted Action and determined that the action will not have a significant adverse impact on the environment; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$250,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, that the County Comptroller is hereby authorized to reserve and to pay \$250,000, from the appropriated fund in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project, and be it further

4th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art. 8, and Chapter 450 of the Suffolk County Code, has reviewed and agrees with the Village of Patchogue's SEQRA determination and hereby determines that this resolution constitutes an Unlisted Action, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code and further determines that the implementation of this action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 N.Y.C.R.R. § 617.7, which sets forth thresholds for determining significant adverse impacts on the environment, as demonstrated in the Environmental Assessment Form;
2. The proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;

3. All necessary permits/approvals will be obtained from all applicable state, county, town and village regulatory agencies prior to the commencement of project construction;
4. The proposed project will improve drainage capacity at the south end of Little Creek and help reduce the potential for flooding and septic system failures adjacent to the Creek which will improve the water quality of Little Creek, Patchogue Bay and the Great South Bay;

; and be it further

5th RESOLVED, that this Legislature hereby adopts a determination of non-significance (negative declaration) and directs, in accordance with Section 450-5(C)(4) of the Suffolk County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

6th RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

7th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1803

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation RESOLUTION NO. -2016, AUTHORIZING THE CONSTRUCTION OF A STORMWATER MITIGATION PROJECT AT LITTLE CREEK, VILLAGE OF PATCHOGUE, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u> County </u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIII.A.		
9. Timing of Impact IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer Nicholas Paglia Principal Budget Examiner	11. Signature of Preparer 	12. Date August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1863

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$19,715	\$0.04	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$19,715	\$0.04	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1863

Term of Bonds: 15
Amount to Bond: \$250,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$14,272.36	\$5,442.71 \$2,565.99	\$19,715.07 \$2,565.99	\$19,715.07
6/1/2019	2.000%	\$14,583.08	\$2,565.99 \$2,407.25	\$17,149.07 \$2,407.25	\$19,715.07
6/1/2020	2.000%	\$14,900.56	\$2,407.25 \$2,245.05	\$17,307.81 \$2,245.05	\$19,715.07
6/1/2021	2.000%	\$15,224.96	\$2,245.05 \$2,079.32	\$17,470.01 \$2,079.32	\$19,715.07
6/1/2022	2.125%	\$15,556.42	\$2,079.32 \$1,909.98	\$17,635.74 \$1,909.98	\$19,715.07
6/1/2023	2.125%	\$15,895.10	\$1,909.98 \$1,736.96	\$17,805.08 \$1,736.96	\$19,715.07
6/1/2024	2.125%	\$16,241.15	\$1,736.96 \$1,560.17	\$17,978.11 \$1,560.17	\$19,715.07
6/1/2025	2.125%	\$16,594.73	\$1,560.17 \$1,379.53	\$18,154.90 \$1,379.53	\$19,715.07
6/1/2026	2.250%	\$16,956.01	\$1,379.53 \$1,194.95	\$18,335.54 \$1,194.95	\$19,715.07
6/1/2027	2.375%	\$17,325.16	\$1,194.95 \$1,006.36	\$18,520.11 \$1,006.36	\$19,715.07
6/1/2028	2.500%	\$17,702.34	\$1,006.36 \$813.66	\$18,708.70 \$813.66	\$19,715.07
6/1/2029	2.500%	\$18,087.74	\$813.66 \$616.77	\$18,901.40 \$616.77	\$19,715.07
6/1/2030	2.500%	\$18,481.52	\$616.77 \$415.59	\$19,098.29 \$415.59	\$19,715.07
6/1/2031	2.625%	\$18,883.88	\$415.59 \$210.03	\$19,299.47 \$210.03	\$19,715.07
6/1/2032	2.625%	\$19,295.00	\$210.03	\$19,505.03	\$19,715.07
6/1/2033		\$250,000.00	\$45,725.98	\$295,725.98	\$295,725.98
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1863

GENERAL FUND

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1863

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.



1863

MAYOR
PAUL V. PONTIERI, JR.
DEPUTY MAYOR
JOHN A. KRIEGER
VILLAGE CLERK
PATRICIA M. SEAL

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

VILLAGE OF PATCHOGUE

RESOLUTION #123-2016

A RESOLUTION SUPPORTING SUBMISSION OF GRANT APPLICATION TO THE SUFFOLK COUNTY WATER QUALITY PROTECTION AND RESTORATION PROGRAM

The BOARD OF TRUSTEES of the Incorporated Village of Patchogue, duly convened in REGULAR session, does hereby resolve as follows:

WHEREAS, the Enhanced Suffolk County Water Quality Protection and Restoration Program (WQPRP) provides grant funding on a competitive basis for water quality projects as defined in Local Law 31-2014; and

WHEREAS, the Village of Patchogue has an interest in improving and protecting water quality in the various water bodies of the Village, including but not limited to Little Creek and the Great South Bay; and

WHEREAS, the Village of Patchogue intends to submit a proposal to the Suffolk County WQPRP Review Committee, which has established a deadline of July 1, 2016 for proposals; and

WHEREAS, the proposed project will provide for development of drainage improvements at the south end of Little Creek designed to reduce the incidence and severity of localized groundwater and surface flooding and thereby mitigate related water quality impacts; and

WHEREAS, the Suffolk County WQPRP program provides grant funding up to a \$250,000 maximum in support of selected projects; and

NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Village Board of the Village of Patchogue hereby states its support of the Little Creek Stormwater Mitigation project; and

1863

THAT, the Village will support the required minimum 50% matching funds toward the total project cost supported by the Suffolk County WQPRP, should the project receive funding approval from the County; and

THAT, the that Village Board authorizes the Mayor or his designee to sign any and all necessary documents pertaining to the project, including but not limited to an intermunicipal agreement, subject to review and approval of the Village Attorney, to participate in the above referenced program.

THAT, this Resolution shall take effect immediately.

Aye Nay

X ___ Mayor Pontieri

X ___ Trustee Felice

X ___ Trustee Keyes

X ___ Trustee Devlin

Aye Nay

X ___ Trustee Brinkman

X ___ Trustee Krieger

X ___ Trustee Ferb

Dated: June 21, 2016


Patricia M. Seal - Village Clerk



1863

MAYOR
PAUL V. PONTIERI, JR.
DEPUTY MAYOR
JOHN A. KRIEGER
VILLAGE CLERK
PATRICIA M. SEAL

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

INCORPORATED VILLAGE OF PATCHOGUE

RESOLUTION 129-2016

DESIGNATING THE BOARD OF TRUSTEES AS THE LEAD AGENCY PURSUANT TO SEQRA FOR THE LITTLE CREEK STORMWATER MITIGATION PROJECT

The Board of Trustees of the Incorporated Village of Patchogue, duly convened, does hereby declare as follows:

WHEREAS, the Board is considering participation in the Little Creek Stormwater Mitigation project which will provide for development of drainage improvements at the south end of Little Creek designed to reduce the incidence and severity of localized groundwater and surface flooding and thereby mitigate related water quality impacts (hereinafter the "Proposed Action"); and

WHEREAS, pursuant to 6 NYCRR §§617.4 and 617.5, the Board of Trustees reviewed the Proposed Action and preliminarily determined that same is an Unlisted action; and

WHEREAS, pursuant to 6 NYCRR Part 617, coordinated review of an Unlisted action is optional, and was not undertaken by the Board of Trustees;

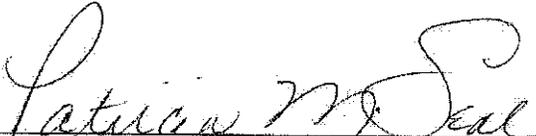
NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Board of Trustees hereby designates itself as lead agency pursuant to the implementing regulations of the State Environmental Quality Review Act, specifically 6 NYCRR §617.6(b)(4), with respect to the Proposed Action, as described above;

THAT, this Resolution shall take effect immediately.

<u>Aye</u>	<u>Nay</u>		<u>Aye</u>	<u>Nay</u>	
X	___	Mayor Pontieri	X	___	Trustee Brinkman
X	___	Trustee Felice	X	___	Trustee Krieger
X	___	Trustee Keyes	X	___	Trustee Ferb
ABSENT		Trustee Devlin			

Dated: July 11, 2016


Patricia M. Seal - Village Clerk



1863

MAYOR
PAUL V. PONTIERI, JR.
DEPUTY MAYOR
JOHN A. KRIEGER
VILLAGE CLERK
PATRICIA M. SEAL

TRUSTEES
SUSAN BRINKMAN
LORI B. DEVLIN
SALVATORE P. FELICE
THOMAS E. FERB
JOSEPH E. KEYES, JR.

INCORPORATED
VILLAGE OF PATCHOGUE

RESOLUTION 130-2016

**ADOPTING A NEGATIVE DECLARATION PURSUANT TO SEQRA FOR THE
LITTLE CREEK STORMWATER MITIGATION PROJECT**

The Board of Trustees of the Incorporated Village of Patchogue, duly convened, do hereby declare as follows:

WHEREAS, the Board is considering participation in the Little Creek Stormwater Mitigation project which will provide for development of drainage improvements at the south end of Little Creek designed to reduce the incidence and severity of localized groundwater and surface flooding and thereby mitigate related water quality impacts (hereinafter the "Proposed Action"); and

WHEREAS, the proposed action is more particularly described in the attached Environmental Assessment Form; and

WHEREAS, the Board of Trustees declared itself, by Resolution, the lead agency for the proposed action, pursuant to the implementing regulations of the State Environmental Quality Review Act, specifically 6 NYCRR §617.6(b)(4); and

WHEREAS, the Board of Trustees, as lead agency, has caused to be prepared the attached Short Environmental Assessment Form (EAF) to evaluate potential significant adverse environmental impacts associated with the proposed action, and has reviewed the aforesaid Short EAF and agrees with the contents thereof;

NOW THEREFORE, be it **RESOLVED** by the Board of Trustees:

THAT, the Board of Trustees, as lead agency for the action contemplated herein, after review of the proposed action and 6 NYCRR Part 617, hereby determines that the above-described project is an Unlisted action; and

THAT, based upon the information contained in the Short EAF and other relevant information before the Board of Trustees, the Board of Trustees, as lead agency for the action contemplated herein, and after due deliberation, review and analysis, hereby determines that the proposed action will not result in significant adverse impacts to the environment, and hereby adopts a Negative Declaration for the proposed action.

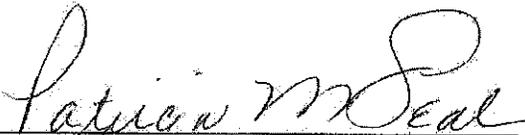
THAT, this Resolution shall take effect immediately.

1863

<u>Aye</u>	<u>Nay</u>	
X	___	Mayor Pontieri
X	___	Trustee Felice
X	___	Trustee Keyes
ABSENT		Trustee Devlin

<u>Aye</u>	<u>Nay</u>	
X	___	Trustee Brinkman
X	___	Trustee Krieger
X	___	Trustee Ferb

Dated: July 11, 2016



Patricia M. Seal - Village Clerk

COUNTY OF SUFFOLK



1863

STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 15, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

AUTHORIZING THE CONSTRUCTION OF A STORMWATER
MITIGATION PROJECT AT LITTLE CREEK, VILLAGE OF
PATCHOGUE, USING THE NEW ENHANCED SUFFOLK COUNTY
WATER QUALITY PROTECTION PROGRAM FUNDS

The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the stormwater mitigation project at Little Creek within the Village of Patchogue as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiative funds in the amount of \$250,000.

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Theresa Ward
Acting Commissioner
Department of Economic Development and Planning

TW:ej
Enc.

**2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT**

1863

Title of Resolution: AUTHORIZING THE CONSTRUCTION OF A STORMWATER MITIGATION PROJECT AT LITTLE CREEK, VILLAGE OF PATCHOGUE, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

To construct a stormwater mitigation project at Little Creek, Village of Patchogue.

SUMMARY OF SPECIFIC PROVISIONS:

Little Creek is a tributary to Patchogue Bay and ultimately to the Great South Bay. These three waterbodies are described in the NYS Priority Waterbody List (PWL) with possible pollutant sources listed as urban/storm runoff and on-site septs. The Great South Bay is listed on the NYSDEC Section 303(d) list as a Class SA waterbody with nitrogen as the primary pollutant of concern.

Currently Little Creek consists of a system of a check valve vault and three 30" high density polyethylene (HDPE) drainage pipes which serve as three separate outfalls. The existing HDPE pipes pose an additional problem for natural flow into Patchogue Bay as these three large pipes are improperly pitched resulting in increased flooding upstream in the surrounding areas.

Flooding washes sediment, debris, and pollutants into Little Creek, leading to surface and groundwater flooding in the basements of adjacent residential homes. When the water table rises, residential septic systems fail resulting in raw, untreated wastes and their associated nutrients (nitrogen and phosphorus) and bacterial pathogens being discharged directly into the groundwater.

Nitrogen pollution from septic systems and cesspools into Long Island's surface and ground water is a significant issue that the County is working to remediate.

The purpose of the project is to reconstruct the drainage system at the south end of Little Creek to improve drainage capacity.

JUSTIFICATION:

The funding for the construction a stormwater mitigation project at Little Creek, Village of Patchogue was recommended at the August 11, 2016 meeting of the WQPRP Review Committee. It was deemed by the Committee to be a prudent and beneficial use of the new Enhanced Suffolk County Water Quality Protection Program funds.

FISCAL IMPLICATIONS

Funding has been appropriated pursuant to Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, that created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA.

1864
Intro. Res. No. -2016
Introduced by Presiding Officer on request of the County Executive

Laid on Table 9/7/16

**RESOLUTION NO. -2016, AUTHORIZING THE
CONSTRUCTION OF THE MUD CREEK WATERSHED
AQUATIC ECOSYSTEM RESTORATION PROJECT AT MUD
CREEK COUNTY PARK, TOWN OF BROOKHAVEN, USING
THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY
PROTECTION PROGRAM FUNDS (CP 8733)**

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has requested funding that will enable the Suffolk County Department of Parks, Recreation and Conservation to implement the Mud Creek Watershed Aquatic Ecosystem Restoration Project at Mud Creek County Park; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Mud Creek Watershed Aquatic Ecosystem Restoration Project at Mud Creek County Park as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, the purpose of the project is to restore wetland and terrestrial habitats that were extensively degraded by the operation of a former duck farm on a 45-acre site in East Patchogue; and

WHEREAS, the former duck farm operations significantly altered the riparian (stream floodplain) corridor of the East Branch of Mud Creek, as well as the freshwater wetland, and upland habitats; woodlands were converted into pens and open feedlots; streambeds were altered to create swim pond areas for duck use, and waste disposal lagoons; and

WHEREAS, remnants of the former duck farm still exist today, and the site contains dilapidated and burned out buildings and sheds; piles of debris/waste; old equipment and machinery; duck pen fencing; pump houses and piping; waste disposal lagoons; Phragmites dominated stream bed; stagnant ponds with low flow; and earthen berms/dams; and

WHEREAS, the Mud Creek Watershed Aquatic Ecosystem Restoration Feasibility Study has been completed under CP 8710.110, and includes final engineering plans and specifications for the removal of all dilapidated structures and debris; creation of a new coastal plain stream; removal of accumulated organic sediments; restoration of upland forest habitats; invasive species removal; construction of stormwater drainage improvements; and the provision of recreational and educational amenities for park visitors; and

WHEREAS, the New York State Department of Environmental Conservation and U.S. Army Corps of Engineers, New York District, have approved the final engineering plans and have issued all required regulatory permits for the construction of the entire restoration project; and

WHEREAS, this project will complement the protection and management of the entire Mud Creek Watershed north of Montauk Highway; and

WHEREAS, the requested funding will be used to construct the restoration project; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, that the Mud Creek Mitigation Stormwater Improvements and Stream Restoration Project, is part of the Suffolk County Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven, and that under the State Environmental Quality Review Act ("SEQRA") Environmental Conservation Law Article 8, finds and reiterates, as documented in Suffolk County Resolution 675-2015, that this proposed action constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code and the proposed project will not have significant adverse impacts on the environment for the following reasons:

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;

- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;
- 3) a plan will be developed to provide the greatest possible protection to the on-site turtles during the site restoration work and said plan will be communicated to all project construction contractors; and
- 4) all necessary permits/approvals will be obtained from the New York State Department of Environmental Conservation prior to the commencement of site restoration; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$1,506,149 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to pay \$1,506,149, from previously appropriated funds in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project, and be it further

5th 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) (18), (20), (21), 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; and be it further

6th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

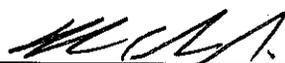
DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval

1864
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation		
<p>RESOLUTION NO. -2016, AUTHORIZING THE CONSTRUCTION OF THE MUD CREEK WATERSHED AQUATIC ECOSYSTEM RESTORATION PROJECT AT MUD CREEK COUNTY PARK, TOWN OF BROOKHAVEN, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)</p>		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<div style="border: 1px solid black; border-radius: 50%; width: 40px; height: 40px; margin: 0 auto; display: flex; align-items: center; justify-content: center;"> <p>County</p> </div>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XI.A.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1864

GENERAL FUND

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$118,775	\$0.22	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$118,775	\$0.22	\$0.002

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1864

Term of Bonds: 15
Amount to Bond: \$1,506,149

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$85,985.18	\$32,790.12	\$118,775.30	\$118,775.30
			\$15,459.07	\$15,459.07	
6/1/2019	2.000%	\$87,857.15	\$15,459.07	\$103,316.23	\$118,775.30
			\$14,502.71	\$14,502.71	
6/1/2020	2.000%	\$89,769.88	\$14,502.71	\$104,272.59	\$118,775.30
			\$13,525.53	\$13,525.53	
6/1/2021	2.000%	\$91,724.24	\$13,525.53	\$105,249.77	\$118,775.30
			\$12,527.07	\$12,527.07	
6/1/2022	2.125%	\$93,721.15	\$12,527.07	\$106,248.23	\$118,775.30
			\$11,506.88	\$11,506.88	
6/1/2023	2.125%	\$95,761.54	\$11,506.88	\$107,268.42	\$118,775.30
			\$10,464.48	\$10,464.48	
6/1/2024	2.125%	\$97,846.35	\$10,464.48	\$108,310.83	\$118,775.30
			\$9,399.38	\$9,399.38	
6/1/2025	2.125%	\$99,976.55	\$9,399.38	\$109,375.92	\$118,775.30
			\$8,311.09	\$8,311.09	
6/1/2026	2.250%	\$102,153.12	\$8,311.09	\$110,464.21	\$118,775.30
			\$7,199.11	\$7,199.11	
6/1/2027	2.375%	\$104,377.08	\$7,199.11	\$111,576.19	\$118,775.30
			\$6,062.92	\$6,062.92	
6/1/2028	2.500%	\$106,649.45	\$6,062.92	\$112,712.38	\$118,775.30
			\$4,902.00	\$4,902.00	
6/1/2029	2.500%	\$108,971.30	\$4,902.00	\$113,873.30	\$118,775.30
			\$3,715.80	\$3,715.80	
6/1/2030	2.500%	\$111,343.70	\$3,715.80	\$115,059.50	\$118,775.30
			\$2,503.78	\$2,503.78	
6/1/2031	2.625%	\$113,767.74	\$2,503.78	\$116,271.52	\$118,775.30
			\$1,265.37	\$1,265.37	
6/1/2032	2.625%	\$116,244.56	\$1,265.37	\$117,509.93	\$118,775.30
6/1/2033		\$1,506,149.00	\$275,480.53	\$1,781,629.53	\$1,781,629.53
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1864

GENERAL FUND

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1864

GENERAL FUND

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1864

RESOLUTION NO. 675-2015, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED MUD CREEK WATERSHED AQUATIC ECOSYSTEM RESTORATION PROJECT, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven", pursuant to Local Law No. 22-1985, which project involves the restoration of the terrestrial and aquatic habitats of the former Gallo duck farm on a 39.6 acre site located in Mud Creek County Park; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Economic Development and a presentation was made by a representative from Land Use Ecological Services and subsequently sent out to all concerned parties; and

WHEREAS, at its June 17, 2015 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Economic Development and Planning; and

WHEREAS, the CEQ recommended that the above activity be considered a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated June 26, 2015 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Mud Creek Watershed Aquatic Ecosystem Restoration Project, Town of Brookhaven constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code and the proposed project will not have significant adverse impacts on the environment for the following reasons:

- 1) the proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;

1864

- 3) a plan will be developed to provide the greatest possible protection to the on-site turtles during the site restoration work and said plan will be communicated to all project construction contractors; and
- 4) all necessary permits/approvals will be obtained from the New York State Department of Environmental Conservation prior to the commencement of site restoration;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: September 9, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: September 16, 2015

1864

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
 Department of Economic Development and Planning
 H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
 DeWitt Davies
 853-4865

Suggestion Involves:

- Technical Amendment
- Grant Award
- Other – Enhanced Suffolk County Water Quality Protection and Restoration Program (CP 8733.310)
- New Program
- Contract (New ___ Rev. ___)

Summary of Problem:

The purpose of the project is to restore wetland and terrestrial habitats that were extensively degraded by the operation of a former duck farm on a 45-acre site in East Patchogue that is now Mud Creek County Park.

The former duck farm operations significantly altered the riparian (stream floodplain) corridor of the East Branch of Mud Creek, as well as the freshwater wetland, and upland habitats; woodlands were converted into pens and open feedlots; streambeds were altered to create swim pond areas for duck use, and waste disposal lagoons.

Remnants of the former duck farm still exist today, and the site contains dilapidated and burned out buildings and sheds; piles of debris/waste; old equipment and machinery; duck pen fencing; pump houses and piping; waste disposal lagoons; Phragmites dominated steam bed; stagnant ponds with low flow; and earthen berms/dams. The requested funding will enable the Suffolk County Department of Parks, Recreation and Conservation to construct the Mud Creek Watershed Aquatic Ecosystem Restoration Project at Mud Creek County Park, which includes the removal of existing buildings with asbestos and disposal of non-hazardous debris from the project area; habitat restoration activities, and the provision of park access facilities.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

**2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT**

1864

TITLE OF BILL: Authorizing the Construction of the Mud Creek Watershed Aquatic Ecosystem Restoration Project at Mud Creek County Park, Town of Brookhaven, using the New Enhanced Suffolk County Water Quality Protection Program Funds.

PURPOSE OR GENERAL IDEA OF BILL: To remediate and restore aquatic and terrestrial habitats in Mud Creek County Park, and provide public access facilities.

SUMMARY OF SPECIFIC PROVISIONS: The Mud Creek Watershed Aquatic Ecosystem Restoration Project is a shovel ready project; final engineering design plans and specifications have been prepared, and required Army Corps of Engineers and NYS Dept. of Environmental Conservation construction permits have been issued. The project's primary focus is the restoration of fish and wildlife habitat within the riparian (stream floodplain) corridor of the East Branch of Mud Creek, including freshwater wetland and upland habitats that were extensively degraded by the operation of the former Gallo Duck Farm. The proposed aquatic habitat restoration work is focused on a 45.8 acre site located in Mud Creek Suffolk County Park at the headwaters of Mud Creek, which is an important tributary to Great South Bay in East Patchogue, NY.

The Mud Creek Watershed Aquatic Ecosystem Restoration Project addresses the following objectives: 1) remove dilapidated structures, abandoned equipment, and debris; 2) restore coastal plain stream and riparian habitat destroyed by historic duck farm operations; 3) provide high quality aquatic habitat for native brook trout; 4) establish diverse riparian and upland habitats for native plants and wildlife; and 5) provide safe public access to an improved park for passive recreational use that also offers educational opportunities for students in the South Country and Patchogue-Medford School Districts. Specific permitted restoration actions to occur in Mud Creek County Park under this project include:

- Removal of all dilapidated buildings, debris, and abandoned equipment;
- Removal of 16,000 cubic yards (cy) of accumulated organic sediments and invasive plant rhizomes from the floodplain area;
- Creation of 2,300 linear feet (lf) of new coastal plain stream;
- Restoration of 6.4 acres of floodplain with forested wetlands and 14.4 acres of oak forests and meadows;
- Installation of stormwater management structures at Gazzola Drive and Montauk Highway;
- Installation of an ecologically-friendly culvert at Gazzola Drive;
- Construction of new driveway, parking facility, and 650 lf of ADA compliant trail and timber boardwalk; and
- Construction of 1.3 miles of nature trail, elevated timber boardwalks, interpretive signage, and benches.

JUSTIFICATION: The floodplain and freshwater stream restoration actions and Stormwater Best Management Practices undertaken in this project will improve water quality in Mud Creek. The *Phragmites* marsh and eutrophic pond sediments on the site contain an estimated 6.2 tons of nitrogen (N). The removal of these sediments will reduce the N concentration found in stream water discharge, and the subsequent creation of a high biomass ecosystem (forested wetland)

1864

will result in greater uptake and sequestration of carbon and nitrogen found in groundwater recharging the stream, as compared to that occurring now in the existing (mostly marsh) ecosystem. Given the above, the project will contribute to the improvement of surface water quality downstream in Mud Creek, Robinson Pond and the Great South Bay, which will advance Suffolk County's Reclaim Our Water initiative and contribute to achieving the recommendations of the South Shore Estuary Reserve Program.

When this project is completed, hazardous conditions at the site will no longer pose a liability threat to the County; stream channel hydraulic connections will be restored to support expansion of the heritage brook trout population in the East Branch of Mud Creek; native vegetation plantings will enhance wetland and upland habitats and increase biodiversity; and a community park with trails meandering through open space and improved freshwater habitats will be established for the public to enjoy and learn about our natural resources and the legacy of Long Island duck farming.

Final engineering designs and specifications for the full project have been prepared. The total estimated construction cost of this project is \$3,828,126^{(a)(b)}. The funding requested in this bill - \$1,506,149 - will be supplemented by anticipated grant funds in the amount of \$2,262,910 from NYS Empire State Development (WQIP Program - 2016); and use of the remaining funds in CP # 8710.110 - \$59,067.

Footnotes

(a) The Suffolk County Executive Office has approved the project utilizing the option of on-site disposal of floodplain sediments. The cost associated with this option is included in the total project cost estimate.

(b) It is noted that the Town of Brookhaven has supported the completion of this restoration project, and has committed funding for the construction of certain drainage improvements along Gazzola Drive as designed and permitted under this County project. The cost of this work is not included in the total project cost indicated above.

FISCAL IMPLICATIONS: None

COUNTY OF SUFFOLK



1864

OFFICE OF THE COUNTY EXECUTIVE

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Theresa Ward
Acting Commissioner

Department of
Economic Development and Planning

August 16, 2016

Jon Schneider, Deputy County Executive
Office of the County Executive
H. Lee Dennison Bldg. – 12th Floor
100 Veterans Memorial Hwy.
Hauppauge, New York 11788

Re: **Reso - EDP - Construction of the Mud Creek Watershed Aquatic Ecosystem
Restoration Project**

Dear Mr. Schneider:

Attached for your review and consideration is a proposed Introductory Resolution (revised) that would authorize the construction of the Mud Creek Watershed Aquatic Ecosystem Restoration Project at Mud Creek County Park, Town of Brookhaven.

The Suffolk County Water Quality Review Committee at its August 11, 2016 meeting recommended the funding of the Mud Creek Watershed Aquatic Ecosystem Restoration Project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Enhanced Water Quality funds.

Please contact me, if you require any additional information.

Sincerely,

Louis Bekofsky
Deputy Commissioner

Enclosures

cc: Katie Horst, Director, Intergovernmental Relations
Theresa Ward, Acting Commissioner, EDP
Sarah Lansdale, Director of Planning, EDP
DeWitt S. Davies, Chief Environmental Analyst, EDP
Frank Castelli, Environmental Projects Coordinator, EDP
Susan Filipowich, Environmental Planner, EDP
CE Reso Review (electronic copy)

1865
Intro. Res. No. -2016
Introduced by Presiding Officer on request of the County Executive

Laid on Table

9/7/16

RESOLUTION NO. -2016, AUTHORIZING THE LAKE AGAWAM STORMWATER REMEDIATION PHASE IV PROJECT WITHIN THE VILLAGE OF SOUTHAMPTON, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

WHEREAS, Local Law 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA; and

WHEREAS, Local Law 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 adopted capital budget contains three water quality protection 2014 referendum capital projects totaling \$29.4 million: CP 8732 for land purchases (\$20.0 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, this capital project provides \$4.7 million in serial bond funding to be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has requested funding that will enable the Village of Southampton to implement the Lake Agawam Stormwater Remediation Phase IV Project; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the Lake Agawam Stormwater Remediation Phase IV Project as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship funds; and

WHEREAS, the purpose of the project is to provide stormwater remediation and improve water quality in the Lake Agawam watershed; and

WHEREAS, the two roadways to receive improvements are Culver Street and Ox Pasture Road, both located on the west side of Lake Agawam. Both roadways are particularly steep and change in elevation by 20ft over relatively short distances creating high speeds and volumes of stormwater draining directly into Lake Agawam without treatment of infiltration; and

WHEREAS, the proposed project involves watershed analysis, design, and construction of stormwater improvements for Culver Street and Ox Pasture Road; and

WHEREAS, watershed analysis and conceptual design tasks are complete. The remaining tasks are final design, bidding, and construction; and

WHEREAS, Lake Agawam is a 303(d) impaired water body. This stormwater remediation project is estimated to reduce nitrogen input by 57.6%, reduce phosphorus input by 59.5%, and reduce sediment input by 74.8%; and

WHEREAS, the proposed improvements are identified in the Lake Agawam Comprehensive Management Plan (CMP); and

WHEREAS, The Lake Agawam Stormwater Remediation Phase I Project was completely funded by the Village of Southampton; the Phase II and Phase III projects were funded through the Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiative; and

WHEREAS, the requested funding will be used to implement Phase IV of the overall Lake Agawam Stormwater Remediation Project; and

WHEREAS, the Village of Southampton has committed by resolution at the June 24th, 2016 Village Board Meeting, to enter into an inter-municipal agreement with the County of Suffolk for this project and to commit to a match of the lesser of \$131,830 or one half the total cost of the project; and

WHEREAS, that the Village of Southampton, conducted an uncoordinated environmental review in accordance with the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art 8, and found that the proposed action constitutes an Unlisted Action and determined that the action will not have a significant adverse impact on the environment; and

WHEREAS, the project will be initiated within one year of the date of adoption of this Resolution; and

WHEREAS, the project will be completed within three years of the date of adoption of this Resolution; and

WHEREAS, the seventh Whereas in Resolution 437-2016 was stated in anticipation of corresponding Bond Resolution 438-2016 being adopted; and

WHEREAS, the seventh Whereas in Resolution 437-2016 needs to be stricken as a result of Bond Resolution 438-2016 not being adopted; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$131,830 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-nine (69), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, pursuant to the new Article XIIA of the Suffolk County Charter, CP 8733.310 funding shall be used for water quality protection and restoration program and land stewardship initiatives projects as set forth in Section C12-2(B) of the Suffolk County Charter, exclusive of Suffolk County personnel costs; and be it further

3rd RESOLVED, Resolution 437-2016 is hereby amended to strike the seventh Whereas paragraph therein; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to reserve and to pay \$131,830, from the appropriated fund in capital project 525-CAP-8733.310 for the New Enhanced Suffolk County Water Quality Protection Program – 2014 Referendum, Water Quality Projects component, Section C12-2(B) of the Suffolk County Charter, for this water quality restoration project; and be it further

5th RESOLVED, that the Village of Southampton will contribute a project match of \$131,830 or one half the total cost of the project, whichever is less; and be it further

6th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (SEQRA), N.Y. Env'tl. Conserv. Law Art. 8, and Chapter 450 of the Suffolk County Code, has reviewed and agrees with the Village of Southampton's SEQRA determination and hereby determines that this resolution constitutes an Unlisted Action, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code and further determines that the implementation of this action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 N.Y.C.R.R. § 617.7, which sets forth thresholds for determining significant adverse impacts on the environment, as demonstrated in the Environmental Assessment Form;
2. The proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;
3. All necessary permits/approvals will be obtained from all applicable state, county, town and village regulatory agencies prior to the commencement of project construction;
4. The proposed action will improve stormwater management for Ox Pasture Road and Culver Street which will improve the water quality of Lake Agawam by reducing road runoff to the Lake;
5. The drainage systems are proposed to be installed within the Village road right of ways and will not result in a change to impervious cover;

; and be it further

7th RESOLVED, that this Legislature hereby adopts a determination of non-significance (negative declaration) and directs, in accordance with Section 450-5(C)(4) of the

Suffolk County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

8th RESOLVED, that the County Executive or designee, and the Department of Economic Development and Planning, with the approval of the County Attorney, are hereby authorized and empowered to take such actions and execute such documents as may be necessary or desirable, consistent with the purposes and intent of the foregoing resolution.

DATED:

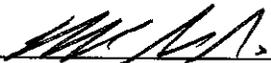
APPROVED BY:

County Executive of Suffolk County

Date of Approval

1865

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation		
RESOLUTION NO. -2016, AUTHORIZING THE LAKE AGAWAM STORMWATER REMEDIATION PHASE IV PROJECT WITHIN THE VILLAGE OF SOUTHAMPTON, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)		
3. Purpose of Proposed Legislation		
See above.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SCHEDULE		
8. Proposed Source of Funding		
SUFFOLK COUNTY SERIAL BONDS PER LOCAL LAW 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA.		
9. Timing of Impact		
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2016 DATA.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Principal Budget Examiner		August 25, 2016

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2018 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1865

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$10,396	\$0.02	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2018 PROPERTY TAX LEVY	2018 COST TO AVG TAXPAYER	2018 FV TAX RATE PER \$1000
TOTAL	\$10,396	\$0.02	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County

General Obligation Serial Bonds
Level Debt

1865

Term of Bonds: 15
Amount to Bond: \$131,830

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
6/1/2017					
6/1/2018	2.000%	\$7,526.10	\$2,870.05	\$10,396.15	\$10,396.15
6/1/2019	2.000%	\$7,689.95	\$1,353.10	\$1,353.10	\$10,396.15
6/1/2020	2.000%	\$7,857.37	\$1,269.39	\$1,269.39	\$10,396.15
6/1/2021	2.000%	\$8,028.43	\$1,183.86	\$1,183.86	\$10,396.15
6/1/2022	2.125%	\$8,203.21	\$1,096.47	\$1,096.47	\$10,396.15
6/1/2023	2.125%	\$8,381.80	\$1,007.17	\$1,007.17	\$10,396.15
6/1/2024	2.125%	\$8,564.28	\$915.93	\$915.93	\$10,396.15
6/1/2025	2.125%	\$8,750.73	\$822.71	\$822.71	\$10,396.15
6/1/2026	2.250%	\$8,941.24	\$727.45	\$727.45	\$10,396.15
6/1/2027	2.375%	\$9,135.90	\$630.12	\$630.12	\$10,396.15
6/1/2028	2.500%	\$9,334.80	\$530.67	\$530.67	\$10,396.15
6/1/2029	2.500%	\$9,538.02	\$429.06	\$429.06	\$10,396.15
6/1/2030	2.500%	\$9,745.68	\$325.24	\$325.24	\$10,396.15
6/1/2031	2.625%	\$9,957.85	\$219.15	\$219.15	\$10,396.15
6/1/2032	2.625%	\$10,174.64	\$110.76	\$110.76	\$10,396.15
6/1/2033		\$131,830.00	\$24,112.22	\$155,942.22	\$155,942.22
6/1/2034					
6/1/2035					

**FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1865

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2017 PROPERTY TAX LEVY	2017 COST TO AVG TAXPAYER	2017 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law <u> 1865 </u>		
3. Title of Proposed Legislation: AUTHORIZING THE LAKE AGAWAM STORMWATER REMEDIATION PHASE IV PROJECT WITHIN THE VILLAGE OF SOUTHAMPTON, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ NO <u> X </u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A		
8. Proposed Source of Funding This resolution transfers \$131,830 from the Enhanced Suffolk County Water Quality Protection Program to a Capital Project Fund for the Lake Agawam Stormwater Remediation Phase IV Project.		
9. Timing of Impact N/A		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Sarah Lansdale Director Planning and Environment Division		8-17-16

**FINANCIAL IMPACT
2016 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

1865

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2016 PROPERTY TAX LEVY	2016 COST TO AVG TAXPAYER	2016 FV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2015.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.
- 3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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**REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE**

County of Suffolk

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail.
- (3) Attach all pertinent backup material.

Submitting Department
 Department of Economic Development and Planning
 H Lee Dennison Bldg., 2nd Floor, Hauppauge

Department Contact Person:
 Frank Castelli
 853-5943

Suggestion Involves:

- Technical Amendment
- Grant Award
- Other -- Enhanced Suffolk County Water Quality Protection Program
- New Program
- Contract (New ___ Rev. ___)

Summary of Problem:

Lake Agawam is a 303(d) impaired water body. This stormwater remediation project will install leaching basin structures along Culver Street and Ox Pasture Road to store and treat stormwater. The project is estimated to reduce nitrogen input by 57.6%, reduce phosphorus input by 59.5%, and reduce sediment input by 74.8%.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.

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617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: <i>Agawam Lake Stormwater Improvements</i>			
Project Location (describe, and attach a location map): <i>W/S/O Agawam Lake, south of the intersection of Hill Street and Jobs Lane along Culver Street and Ox Pasture Road.</i>			
Brief Description of Proposed Action: <i>The Village of Southampton is proposing a stormwater improvement project to reduce runoff to Lake Agawam. The project includes the installation of a series of leaching pools along Culver St. (total storage volume of 6,100 cubic feet) and Ox Pasture Road (total storage volume of 3,800 cubic feet). The drainage systems are proposed to be installed within the road right of ways and would not result in a change to impervious cover.</i>			
Name of Applicant or Sponsor: <i>Village of Southampton, Gary Goleski</i>		Telephone: <i>631 283 4269</i>	
		E-Mail: <i>sdpw@southamptonvillage.org</i>	
Address: <i>23 Main Street</i>			
City/PO: <i>Southampton</i>		State: <i>NY</i>	Zip Code: <i>11968</i>
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO YES
			✓
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO YES
<i>Village Building/ Roadway Permit and Village Wetlands/ Coastal Permit.</i>			✓
3.a. Total acreage of the site of the proposed action?		<i>0.196</i> acres	
b. Total acreage to be physically disturbed?		<i>0.196</i> acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		<i>0.196*</i> acres *All work witin Village road right of way.	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	NO	YES
_____	✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO	YES
_____	✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO	YES
_____	✓	
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor name: <u>Carrie O'Farrell, Nelson Pope & Voorhis</u> Date: _____		
Signature: <u>[Signature]</u>		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	

1865	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action is the installation of a drainage improvement project to collect and recharge stormwater runoff which currently flows into Lake Agawam. The project is designed to be an improvement to existing conditions, and will occur within the existing road right of way. No significant adverse impacts are anticipated.

<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.	
<input checked="" type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.	
<u>VILLAGE OF SOUTHAMPTON</u> Name of Lead Agency	<u>8-11-18</u> Date
<u>STEPHEN FURBER</u> Print or Type Name of Responsible Officer in Lead Agency	<u>VILLAGE ADMINISTRATION</u> Title of Responsible Officer
 Signature of Responsible Officer in Lead Agency	 Signature of Preparer (if different from Responsible Officer)



Village of Southampton

23 MAIN STREET
SOUTHAMPTON, NEW YORK 11968-4899
Website: www.southamptonvillage.org
Email: info@southamptonvillage.org

1865

VILLAGE ADMINISTRATOR
STEPHEN FUNSCH
VILLAGE ATTORNEY
RICHARD E. DEPETRIS
BUILDING INSPECTOR
JONATHAN B. FOSTER

MAYOR
MARK EPLEY
TRUSTEES
WILLIAM J. HATTRICK JR.
MICHAEL G. IRVING
NANCY C. MCGANN
RICHARD W. YASTRZEMSKI

August 11, 2016

I, Stephen Funsch, the duly qualified and acting Village Administrator of the Village of Southampton, New York, a municipality in New York, do hereby certify that the following resolution was adopted at a regular meeting of the Board of Trustees held on August 11, 2016 and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

WHEREAS, the Board of Trustees, in performing the lead agency function for uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Quality Review Act (SEQRA), has reviewed the provisions of SEQRA as related to the proposed action which involves the installation of a series of leaching pools within existing road right of ways along Culver Street (total storage volume of 6,100 cubic feet) and Ox Pasture Road (total storage volume of 3,800 cubic feet); and

WHEREAS, the Board of Trustees has conducted a review of the information contained in the SEQRA documentation consisting of a Short Environmental Assessment Form, Conceptual Site and other information in the record with respect to the Project; and

WHEREAS, the potential impacts and the magnitude and importance of potential impacts and benefits have been considered and a Negative Determination was recommended as the proposed project will not have a significant adverse environmental impact requiring the preparation of a Draft Environmental Impact Statement ("DEIS"); and



Village of Southampton

23 MAIN STREET
SOUTHAMPTON, NEW YORK 11968-4899
Website: www.southamptonvillage.org
Email: info@southamptonvillage.org

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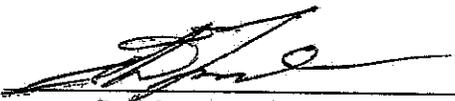
VILLAGE ADMINISTRATOR
STEPHEN FUNSCH
VILLAGE ATTORNEY
RICHARD E. DEPETRIS
BUILDING INSPECTOR
JONATHAN B. FOSTER

MAYOR
MARK EPLEY
TRUSTEES
WILLIAM J. HATRICK JR.
MICHAEL G. IRVING
NANCY C. MCGANN
RICHARD W. YASTRZEMSKI

WHEREAS, the Board of Trustees hereby determines that the proposed action is desirable and in the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby declares itself lead agency and adopts the annexed Part 2 and 3 of the EAF as the SEQRA Negative Declaration pursuant to the State Environmental Quality Review Act.

On the motion of Mayor Epley and seconded by Trustee McGann, the above resolution was unanimously approved.



Stephen E. Funsch
Village Administrator
Incorporated Village of Southampton

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WHEREAS, the Enhanced Suffolk County Water Quality Protection and Restoration Program (WQPRP) provides grant funding on a competitive basis for water quality projects as defined in Local Law 31-2014; and

WHEREAS, the Village of Southampton has an interest in improving and protecting water quality in the various water bodies of the Village, including but not limited to Lake Agawam; and

WHEREAS, the Village of Southampton intends to submit a proposal to the Suffolk County WQPRP Review Committee, which has established a deadline of July 1, 2016 for proposals; and

WHEREAS, the proposed project will provide for design and development of drainage structures in the vicinity of Agawam Lake to capture stormwater; and

WHEREAS, the proposed project is supported by the Lake Agawam Comprehensive Management Plan; and

WHEREAS, the Suffolk County WQPRP program provides grant funding up to a \$250,000 maximum in support of selected projects; and

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Southampton hereby states its support of the Agawam Lake Stormwater Remediation project; and be it further

RESOLVED that the Village will support the required minimum 50% matching funds toward the total project cost supported by the Suffolk County WQPRP, should the project receive funding approval from the County; and be it further

RESOLVED, that the Village Board authorizes the Mayor or his designee to sign any and all necessary documents pertaining to the project, including but not limited to an intermunicipal agreement, subject to review and approval of the Village Attorney, to participate in the above referenced program.

On the motion of Trustee Hattrick and seconded by Trustee McGann, the above resolution was unanimously approved.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Southampton this 24th day of June, 2016.



Stephen E. Funsch
Village Administrator
Incorporated Village of Southampton

COUNTY OF SUFFOLK



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STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT
AND PLANNING

THERESA WARD
ACTING COMMISSIONER

August 17, 2016

Mr. Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Floor
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Enclosed for your consideration and submission is the proposed resolution pursuant to:

AUTHORIZING THE LAKE AGAWAM STORMWATER
REMEDATION PHASE IV PROJECT WITHIN THE VILLAGE OF
SOUTHAMPTON, USING THE NEW ENHANCED SUFFOLK
COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

There are sufficient funds included in the Enhanced Suffolk County Water Quality Protection Program for this project. The Suffolk County Water Quality Review Committee, at its August 11, 2016 meeting, approved funding for the Lake Agawam Stormwater Remediation Phase IV Project as an appropriate use of Enhanced Suffolk County Water Quality Protection Program funds in the amount of \$131,830.

After your examination, please place this on the Legislative Agenda. If you have any questions or concerns, please contact me.

Sincerely,

Sarah Lansdale, Director
Planning and Environment

SL:jm

Enc.

cc: Teresa Ward
Louis Bekofsky

LOCATION
H. LEE DENNISON BLDG. - 11th FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

PHONE (631) 853-4800
FAX (631) 853-4767

2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

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Title of Resolution: AUTHORIZING THE LAKE AGAWAM STORMWATER REMEDIATION PHASE IV PROJECT WITHIN THE VILLAGE OF SOUTHAMPTON, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS

PURPOSE OR GENERAL IDEA OF BILL:

To transfer funds from Enhanced Suffolk County Water Quality Protection Program to a Capital Projects budget line for use by the Village of Southampton for the Lake Agawam Stormwater Remediation Phase IV Project.

SUMMARY OF SPECIFIC PROVISIONS:

Lake Agawam is a 303(d) impaired water body. This stormwater remediation project will install leaching basin structures along Culver Street and Ox Pasture Road to store and treat stormwater. The project is estimated to reduce nitrogen input by 57.6%, reduce phosphorus input by 59.5%, and reduce sediment input by 74.8%.

JUSTIFICATION:

The funding for the Lake Agawam Stormwater Remediation Phase IV Project was recommended at the August 11, 2015 meeting of the WQPRP Review Committee. It was deemed by the Committee to be a prudent and beneficial use of the Enhanced Suffolk County Water Quality Protection Program funds. Implementing stormwater improvements within the Lake Agawam Watershed is a recommendation of the Lake Agawam Comprehensive Management Plan (CMP) and is a cost-effective management approach to protect water quality in Suffolk County.

FISCAL IMPLICATIONS

None to the General Fund. All funding will come from the Enhanced Suffolk County Water Quality Protection Program for water quality projects.

RESOLUTION NO. -2016

RESOLUTION AMENDING BOND RESOLUTION NO. 710-2016, ADOPTED ON JULY 26, 2016, RELATING TO THE AUTHORIZATION OF THE ISSUANCE OF \$150,000 BONDS TO FINANCE A PORTION OF THE PLANNING AND SURVEYING COSTS ASSOCIATED WITH THE PORT JEFFERSON-WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH (CP 5903.112 PIN 075816)

Recitals

WHEREAS, pursuant to Bond Resolution No. 710-2016, adopted on July 26, 2016, the County Legislature authorized the issuance of bonds in the principal amount of \$150,000 to finance a portion of the planning costs associated with the contemplated Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path, including engineering services; and

WHEREAS, the plan of finance contained in Section 1 of Bond Resolution No. 710-2016 incorrectly refers to Resolution 738-2014 as having previously authorized bonds for such project, which authorization was actually made by Bond Resolution No. 739-2014; and

WHEREAS, a technical correction to Bond Resolution No. 710-2016 is therefore required so as to change the prior Bond Resolution number referred to therein from 738-2014 to 739-2014.

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The plan of finance contained in Section 1 of Bond Resolution No. 710-2016 is hereby amended to read as follows:

The plan of financing includes (a) the issuance of \$680,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 739-2014 as amended by Resolution number 57-2015; (b) the issuance of \$150,000 bonds or bond anticipation notes authorized pursuant to this resolution; and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Except as specifically amended herein, all provisions of the Bond Resolution No. 710-2016 shall remain in in full force and affect.

Section 3. This resolution shall take effect immediately upon approval by the County Executive.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

The adoption of the foregoing resolution was seconded by Legislator

_____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

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Intro. Res. No. 1742A-2016

BOND RESOLUTION NO. 710-2016

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$150,000 BONDS TO FINANCE A PORTION OF THE PLANNING AND SURVEYING COSTS ASSOCIATED WITH THE PORT JEFFERSON-WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH (CP 5903.112 PIN 075816)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$150,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a portion of the planning costs associated with the contemplated Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path, including engineering services, as authorized in the 2016 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$830,000. The plan of financing includes (a) the issuance of \$680,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 738-2014 as amended by Resolution No. 57-2015; (b) the issuance of \$150,000 bonds or bond anticipation notes authorized pursuant to this resolution; and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable. It is expected that Federal aid available from the Federal Highway Administration (FHWA) in the amount of \$150,000 (100%) shall be received to pay the cost of the project and such aid is authorized to be expended for such purpose. The County must initially fund the entire cost of the project and expects to be reimbursed, in full, from such Federal aid. The County Comptroller shall be limited to the issuance of bond anticipation notes for the Federal share.

Section 2. The period of probable usefulness applicable to the objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 (2nd) of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County. The

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faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

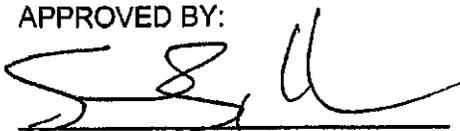
Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: July 26, 2016

APPROVED BY:



County Executive of Suffolk County

Date:

AUG 0 1 2016

1806

I.R. P.M. / B.A. / C.B.A.: 1742A

Res. No. 710

July 26, 2016

Motion:
 Krupski, Fleming, Browning, Muratore, Hahn
 Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy
 Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

Co-Sponsors:
 Krupski, Fleming, Browning, Muratore, Hahn
 Anker, Calarco, Lindsey, Martinez, Cilmi, Barraga, Kennedy
 Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

Second:
 Krupski, Fleming, Browning, Muratore, Hahn
 Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy
 Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Albert J. KRUPSKI	/				/
2	Bridget FLEMING	/				/
3	Kate M. BROWNING	/				
4	Thomas MURATORE	/				
5	Kara HAHN	/				
6	Sarah S. ANKER	/				
8	William J. LINDSAY, III	/				
9	Monica R. MARTINEZ	/				
10	Thomas CILMI	/				
11	Thomas F. BARRAGA	/				
12	Leslie KENNEDY		/			
13	Rob TROTTA		/			
14	Kevin J. MCCAFFREY	/				
16	Steven H. STERN	/				
17	Lou D'AMARO				/	
18	William SPENCER	/				
7	Rob CALARCO, D.P.O.	/				
15	DuWayne GREGORY, P.O.	/				
	Totals	14	2	-	2	-

MOTION

Take Out of Order

Approve

Table: _____

Table Subject To Call

Extend Public Portion

Close Public Portion

Reconsider

Close Public Hearing

Recess Public Hearing

Send To Committee

Waive Rule

Recommit

Override Veto

Lay On The Table

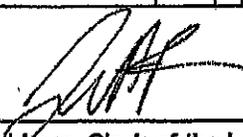
APPROVED FAILED

No Motion No Second

FINAL ACTION

ADOPTED

NOT ADOPTED


 Jason Richberg, Clerk of the Legislature

Roll Call Voice Vote

1867

Intro. Res. No. -2016
Introduced by Legislator Fleming

Laid on Table 9/7/16

**RESOLUTION NO. -2016, REQUIRING THE
DEPARTMENT OF PUBLIC WORKS TO PROVIDE
NOTICE OF CERTAIN CAPITAL PROJECTS TO TOWN
AND VILLAGES**

WHEREAS, the Suffolk County Department of Public Works oversees and manages the County's program of capital improvements; and

WHEREAS, in several recent instances, capital improvements completed along County roadways have been met with strong objections from residents, civic organizations and elected officials; and

WHEREAS, in 2014 the County installed steel guardrails along Long Beach Road near Sag Harbor; residents of the area and their elected representatives immediately complained that the guardrails marred scenic ocean views, harmed the aesthetic value of a scenic vista that is strongly appreciated by residents and tourists alike, and increased safety concerns for pedestrians and bicyclists; and

WHEREAS, the County is now planning with local State, Town and Village officials to replace the steel guardrails, incurring costs to the County and New York State in doing so; and

WHEREAS, it seems likely that this unfortunate occurrence could have been avoided if officials in Sag Harbor and Southampton Town had been made aware of the County's plans; and

WHEREAS, town and village officials are alert to the sensibilities and concerns of their constituents and their input may help improve the County's approach to certain projects and foster stronger community support for these improvements, while improving community confidence in the proper functioning of their government; now, therefore, be it

1st RESOLVED, that the Department of Public Works is hereby authorized, empowered and directed to provide written notice to any town or village government that will be impacted by a County capital project occurring within their jurisdiction; and be it further

2nd RESOLVED, that the Department will provide notice to towns and villages of road construction/improvement projects, including those that call for the installation of curbing, sidewalks and/or guardrails; drainage and culvert projects; dredging projects; bulkheading and fencing projects; and be it further

3rd RESOLVED, that the Department of Public Works will provide the notice called for in this resolution to the chief executive officer and the commissioner of public works of each affected town or village and said notice will be given at least 90 days prior to work beginning on the project; and be it further

4th RESOLVED, that the Department of Public Works will share planning documents for such capital projects upon the request of a town or village officials; and be it further

5th **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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-dpw notify towns villages capital projects

1873

Intro. Res. No. -2016
Introduced by Legislator Browning

Laid on Table 9/7/2016

**RESOLUTION NO. -2016, AMENDING THE 2016
OPERATING BUDGET TO PROVIDE FUNDING FOR THE
WILLIAM FLOYD COMMUNITY SUMMIT**

WHEREAS, the William Floyd Community Summit works to encourage participation in community affairs and improve the quality of life for residents of Mastic, Mastic Beach, Moriches and Shirley; and

WHEREAS, it is the desire of the Suffolk County Legislature to provide funding to support the William Floyd Community Summit; and

WHEREAS, the Suffolk County Legislature wishes to amend the 2016 Operating Budget to transfer funds from Companion Star to the William Floyd Community Summit; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2016 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations:

APPROPRIATIONS:

FROM:

<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>ACTIVITY NAME</u>	<u>AMOUNT</u>
192	EDP	6414	JWH1	4980	Companion Star	(\$5,000)

TO:

<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>ACTIVITY NAME</u>	<u>AMOUNT</u>
192	EDP	6414	XXXX	4980	William Floyd Community Summit	+\$5,000

and be it further

2nd RESOLVED, that the County Executive's Budget Office be and hereby is authorized to assign an activity (pseudo) code for the William Floyd Community Summit; and be it further

3rd RESOLVED, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding the William Floyd Community Summit.

DATED:

1874

Intro. Res. No. -2016

Laid on Table 9/7/2016

Introduced by Presiding Officer, on request of County Executive

**RESOLUTION NO. -2016 TO APPOINT
MEMBER OF THE SUFFOLK COUNTY
PLANNING COMMISSION
(JOHN A. CONDZELLA)**

WHEREAS, Section 14-2(A) of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member from each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large: and

WHEREAS, the term of office for Suffolk County Planning Commission member, Carl Gabrielsen, representing the Town of Riverhead, expired on December 31, 2014 (Resolution # 305-2011); and Carl Gabrielsen, currently in holdover status, will vacate his position on or about September 30, 2016, as representative for the Town of Riverhead; and

WHEREAS, Steven Bellone, the County Executive of Suffolk, has appointed John A. Condzella, currently residing in Wading River, New York 11792, as a member of the County Planning Commission representing the Town of Riverhead, now, therefore be it

1st RESOLVED, that John A. Condzella, currently residing in Wading River, NY 11792, is hereby appointed as a member of the Suffolk County Planning Commission representing the Town of Riverhead for the remainder of the vacated term, said term to expire December 31, 2016, pursuant to Section 14-2(A) of the SUFFOLK COUNTY CHARTER.

2nd 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) 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:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1874

COUNTY OF SUFFOLK



Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Department of
Economic Development and Planning

Theresa Ward
Acting Commissioner

Division of Planning
and Environment

September 7, 2016

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Reso-EDP-Appointing John A. Condzella (Planning Commission)

Dear Mr. Schneider:

Enclosed herewith for your approval is original copy of the proposed resolution with documentation pursuant to:

TO APPOINT MEMBER OF SUFFOLK COUNTY PLANNING COMMISSION
(JOHN A. CONDZELLA)

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Sarah Lansdale
Director of Planning

Enclosures
Resolution

1875

Intro. Res. No. -2016
Introduced by Legislator Hahn

Laid on Table 9/17/16

RESOLUTION NO. - 2016, ADOPTING LOCAL LAW NO. -2016, A LOCAL LAW TO IMPROVE THE COUNTY ALARM PERMITTING PROCESS

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2016, a proposed local law entitled, "**A LOCAL LAW TO IMPROVE THE COUNTY ALARM PERMITTING PROCESS**"; now, therefore, be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. -2016, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO IMPROVE THE COUNTY ALARM PERMITTING PROCESS

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Local Law No. 42-2015 established a requirement that homeowners and businesses in the Suffolk County Police District obtain a permit from the Police Department to operate their alarm systems.

This Legislature also finds that Local Law No. 42-2015, codified at Chapter 290, Article II of the SUFFOLK COUNTY CODE, sought to reduce the incidence of false alarms by establishing a progressive fee schedule for false alarms at homes and businesses.

This Legislature further finds that the public safety goals underlying the legislation can be achieved with a reduced fee schedule.

Therefore, the purpose of this law is to replace and improve the County's alarm permit procedure and false alarm fees.

Section 2. Repeal and Replace.

Article II of Chapter 290 of the SUFFOLK COUNTY CODE is hereby repealed and replaced with a new Article II to read as follows:

ARTICLE II: PERMITS

§ 290-6. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ALARM OWNER

Any person, corporation, company, partnership or joint venture who or which owns, leases, rents, or uses an alarm system or makes an alarm system available for use by his/her or its agents, employees, representatives, tenants or family. An alarm owner shall not include any governmental entity.

ALARM COMPANY

Any person, corporation, company, partnership or joint venture engaged in selling, leasing, installing, servicing or monitoring alarm systems that is licensed in accordance with New York State law.

ALARM SYSTEM

Any device, system or instrument, whether known as a burglary, robbery or intrusion alarm, direct-dial telephone device, audible or silent or by any other name, which is designed or maintained or intended to detect an unauthorized entry into any building, structure, facility, or any designated portion thereof, or designed to signal the commission of an unlawful act or any other emergency, regardless of whether or not such device is connected to any telephone line that is dialed upon its activation. This definition shall not include any device installed by a telephone company to protect telephone company systems which might be damaged or disrupted by the use of an alarm system.

COMMISSIONER

The Commissioner of the Suffolk County Police Department.

DEPARTMENT

The Suffolk County Police Department.

FALSE ALARM

An alarm signal to the Department activated by causes or events other than the commission or attempted commission of an unlawful act or emergency which the alarm system is designed to detect. This shall include, but not be limited to, mechanical failure, accidental tripping, misoperation, malfunction, misuse or neglect of the alarm system, but shall not include alarms caused by earthquakes, high winds, verifiable utility failures or external causes beyond the control of the alarm owner or alarms caused by smoke, fire or carbon monoxide or alarms caused by smoke, fire or carbon monoxide.

NON-RESIDENTIAL BUILDING

Any improved property consisting of a building or structure that is not a residential building.

RESIDENTIAL BUILDING

Any improved property consisting of a building or structure designed and occupied exclusively for residential purposes by not more than two families.

POLICE DISTRICT

The geographical area under the jurisdiction of the Suffolk County Police Department, as defined in Article XIII of the Suffolk County Charter.

§ 290-7. Requirements for permit/transferability.

- A. No alarm owner shall operate an alarm system within the Suffolk County Police District without first obtaining a permit for such alarm system from the Department. All permits issued by the Department shall be issued a unique permit number.
- B. It shall be the duty of the alarm owner to obtain an application for a permit from the Department prior to operation. Such application shall be submitted in a form, manner, and containing such information as is required by the Department, including, but not limited to, whether the property is a residential building or a nonresidential building, along with the nonrefundable permit fee.
- C. Upon receipt of a permit number from the Department, an alarm owner shall provide such permit number to an alarm company, if any.
- D. A permit for an alarm system issued to an alarm owner may not be transferred to another alarm user or transferred to any other residential building or nonresidential building owned, leased, rented, used or available for use of the permitted alarm owner.

§ 290-8. Registration fee.

- A. No permit, or any renewal thereof, shall be issued by the Department until payment is received from the alarm owner.
- B. All permits issued by the Department shall expire two years from the date of issuance and are required to be renewed on a biennial basis. The Department shall notify an alarm owner electronically or in writing 60 days in advance of a renewal; however, it shall be the duty of the alarm owner to submit a renewal application prior to the expiration date of any permit issued by the Department. Such renewal application shall contain such information as is required by the Department.
- C. The registration fee for an alarm system permit shall be \$50 for a residential building and \$100 for a nonresidential building.
- D. Failure of an alarm owner to pay a renewal fee prior to the date of expiration of a permit shall result in a late fee in the amount of \$10, in addition to the amount of the renewal fee. In the event an alarm owner fails to pay the renewal fee within 30 days of expiration, the permit shall be deemed expired and the alarm owner shall be required to obtain a new permit in accordance with this article. An alarm owner who has allowed his/her permit to expire and receives a notification of a false alarm without obtaining a new permit shall be subject to the false alarm fees set forth in **§ 290-9B** below.
- E. The biennial renewal fee shall be \$50 for a residential building and \$100 for a nonresidential building. The biennial renewal fee for residential buildings owned by registrants who are 70 years of age or over shall be \$25.

§ 290-9. False Alarm Fees.

- A. A permitted alarm owner shall be subject to warnings and fees for false alarm notifications issued by the Department for each occurrence of a false alarm occurring within any one year of the anniversary date of the issuance of the permit, in accordance with the following graduated schedule:

Residential Building

- 1st false alarm – written warning only
- 2nd false alarm – written warning only
- 3rd false alarm - \$100
- 4th false alarm - \$100
- 5th false alarm - \$100
- 6th false alarm - \$250
- 7th false alarm - \$300
- 8th false alarm - \$350
- 9th false alarm - \$400
- 10th and subsequent false alarms - \$500

Nonresidential Building

- 1st false alarm – written warning only
- 2nd false alarm – written warning only
- 3rd false alarm - \$100
- 4th false alarm - \$150
- 5th false alarm - \$200
- 6th false alarm - \$250
- 7th false alarm - \$300
- 8th false alarm - \$350
- 9th false alarm - \$400
- 10th and subsequent false alarms - \$500

- B. An alarm owner that has failed to procure a permit from the Department as required by § 290-8 above shall be subject to fees different from a permitted alarm owner for false alarm notifications issued by the Department occurring within 12 consecutive months calculated from the date of the first instance of a false alarm occurrence, in accordance with the following graduated schedule:

Residential Building

- 1st false alarm - \$100
- 2nd false alarm - \$100
- 3rd false alarm - \$150
- 4th false alarm - \$200
- 5th false alarm - \$200
- 6th false alarm - \$300
- 7th false alarm - \$300
- 8th false alarm - \$400
- 9th false alarm - \$450
- 10th and subsequent false alarms - \$500

Nonresidential Building

- 1st false alarm - \$100
- 2nd false alarm - \$100
- 3rd false alarm - \$200
- 4th false alarm - \$200
- 5th false alarm - \$200
- 6th false alarm - \$300
- 7th false alarm - \$300
- 8th false alarm - \$400
- 9th false alarm - \$450
- 10th and subsequent false alarms - \$500

- C. More than one false alarm within 24 hours shall be counted as one occurrence.
- D. An alarm owner shall be given written notice by the Department of any fees chargeable by the Department for false alarms under this section. An alarm owner shall pay all demanded fees within 30 calendar days of the date of the notice unless an alarm owner requests an appeal in accordance with § 290-10 below. Failure of an alarm owner to pay a false alarm fee when due shall result in a late fee in the amount of \$25 and \$50 for amounts due and owing past 60 days.

§ 290-10. Appeals.

Any person or entity that receives a notice of false alarm fees or any other fines or fees due under this article may appeal such fines or fees by filing a notice of appeal in such form as provided by the Department, with the Commissioner, within 30 days of receipt of the notice. The Commissioner shall make a determination on the appeal within 60 days of receipt. All final written determinations of the Commissioner shall be appealable in accordance with Article 78 of the New York Civil Practice Law and Rules.

§ 290-11. Rules and Regulations.

The Commissioner shall have the power to promulgate, amend and/or repeal rules and regulations not inconsistent with the provisions of this Article as may be necessary with respect to the form and content of applications alarm system permits, appeals processes, for the reception thereof, and other matters incidental or necessary to carry out the proper administration and enforcement of this Article. The rules and regulations shall include a written protocol for police officers responding to false alarms, including a check list of the actions a police officer must complete before leaving the scene of a false alarm. A copy of all rules and regulations promulgated and any amendments thereto shall be filed in the office of the Clerk of the County Legislature.

§ 290-12. Confidentiality of Records.

Any and all records prepared, created, and maintained by the Department in connection with this Article shall be kept confidential and exempt from disclosure in accordance with and under the provisions of the NEW YORK PUBLIC OFFICERS LAW.

Section 3. Applicability.

The provisions of the new Article II of Chapter 290 of the SUFFOLK COUNTY CODE set forth in this law shall apply immediately as of the effective date of this law.

Section 4. Transition to new fee schedule.

Permits issued to alarm owners prior to the effective date of this law shall expire two years from the date of their issuance.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. SEQRA Determination.

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), (21), and/or (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. 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 law.

Section 7. Effective Date.

This law shall take effect on January 1, 2017.

[] Brackets denote deletion of existing language
___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l-improve alarm permitting

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
email: george.nolan@suffolkcountyny.gov



WILLIAM H. ROGERS BUILDING
P.O. BOX 6100
HAUPPAUGE, NY 11788-0099
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: September 7, 2016

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2016

TITLE: I.R. NO. -2016; A LOCAL LAW TO IMPROVE THE COUNTY ALARM PERMITTING PROCESS

SPONSOR: LEGISLATOR HAHN

DATE OF RECEIPT BY COUNSEL: 9/7/2016 PUBLIC HEARING: 10/5/2016

DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED:

Article II of Chapter 290 of the SUFFOLK COUNTY CODE establishes permit and false alarm fees for residential and nonresidential building alarm systems. This local law would repeal and replace Article II with a new alarm permitting process and false alarm fee structure.

This law would make registration for alarms biennial, with a fee of \$50 for residential buildings and \$100 for nonresidential buildings. A reduced fee of \$25 is also established for residential building systems registered to individuals aged 70 or over.

There is an escalating system of fees for false alarms with the first two events receiving written warning only. Alarm owners who fail to register are subject to a higher escalating system of fees for false alarms with no written warning. The fee structure for false alarms in this law is more gradual than the current fee structure for both registered and unregistered alarm systems. Multiple false alarms within a twenty four hour period shall continue be counted as one occurrence.

This law will also require the Police Commissioner to establish a written protocol for police officers who respond to false alarms, including a check list of actions that must be completed before leaving the scene which has generated a false alarm.

This law will take effect on January 1, 2017. For alarm systems registered prior to the effective date of this law, their registration will be extended to two years from the date of the initial registration.

GEORGE NOLAN
Counsel to the Legislature

GN: