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Michele Gerardi

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2240
Intro. Res. No. -2010
Introduced by Legislator Romaine

Laid on Table 12/21/10

**RESOLUTION NO. -2010, TO IMPROVE THE CONDITION
OF COUNTY RENTAL PROPERTIES**

WHEREAS, Suffolk County rents out houses and buildings, including historic structures, located on County Park properties pursuant to Article II of Chapter 378 in the SUFFOLK COUNTY CODE; and

WHEREAS, Section 378-17 of the SUFFOLK COUNTY CODE requires the tenant to pay for any non-structural repairs and maintenance to their rental property; and

WHEREAS, the County is responsible for all structural repairs and maintenance of its rental properties; and

WHEREAS, many of these properties are in need of significant structural repairs; and

WHEREAS, Suffolk County should use the revenue generated from rent payments to fund structural repairs and maintenance of these properties; now, therefore be it

1st RESOLVED, that the Treasurer and Comptroller are hereby authorized, empowered and directed to establish a separate, dedicated Rental Property Maintenance Fund ("the Fund"); and be it further

2nd RESOLVED, that, after the effective date of this resolution, all rents received from the licensing or leasing of buildings owned by the County of Suffolk and managed by the Department of Parks, Recreation and Conservation shall be placed in the Fund; and be it further

3rd RESOLVED, that monies deposited in the Fund shall only be used to pay for structural maintenance and repairs of rental properties owned by Suffolk County and managed by the Department of Parks, Recreation and Conservation; and be it further

4th RESOLVED, that the Suffolk County Parks Trustees shall approve all disbursements from the Fund; and be it further

5th RESOLVED, that the Commissioner of the Department of Parks, Recreation and Conservation shall report to the County Legislature in June and December of each year, stating the amount of funds collected and how funds were expended, including details of which properties were improved; and be it further

6th 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-county rental properties

2241

Intro. Res. No. -2010
Introduced by Legislator Romaine

Laid on Table 12/21/10

RESOLUTION NO. -2010, DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO HOLD A PUBLIC HEARING ON ESTABLISHING A TRANSFER FARE FROM LONG ISLAND RAILROAD TRAINS TO COUNTY BUSES

WHEREAS, many County residents rely on public transportation daily to travel;
and

WHEREAS, some of these residents utilize both the Long Island Railroad and the Suffolk County bus system to get to their destinations each day; and

WHEREAS, persons traveling on County buses are only required to pay a twenty five cent (\$0.25) transfer fare when transferring from one bus to another; and

WHEREAS, persons who are traveling on a County bus after first using the Long Island Railroad should be eligible for the bus transfer fare as opposed to paying for a second full fare for public transit; and

WHEREAS, Suffolk County should explore the public's interest in implementing such a program; now, therefore be it

1st RESOLVED, that the Department of Public Works is hereby authorized, empowered and directed to hold a public hearing within ninety (90) days of the effective date of this resolution, seeking public input on establishing a program whereby passengers transferring from the Long Island Railroad to the County bus system are charged a transfer fare of twenty five cents (\$0.25) instead of a full bus fare; and be it further

2nd RESOLVED, that the Department of Public Works shall report the findings from said hearing to the Legislature within thirty (30) days of holding its hearing; 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

2242

Intro. Res. No. -2010
Introduced by Legislator Nowick

Laid on Table 12/21/10

**RESOLUTION NO. -2010, TO REAPPOINT MARIA
LORETA CELITAN AS A MEMBER OF THE SUFFOLK
COUNTY CITIZENS ADVISORY BOARD FOR THE
ARTS**

WHEREAS, the term of Maria Loreta Celitan, as a member of the Suffolk County Citizens Advisory Board for the Arts, expired as of November 1, 2004, and she has been in holdover status since then; now, therefore, be it

1st RESOLVED, that **Maria Loreta Celitan**, currently residing in Saint James, New York, is hereby reappointed as a member of the Suffolk County Citizens Advisory Board for the Arts, for a three year term of office to expire on November 1, 2013, pursuant to Section 68-3(C)(1) of the SUFFOLK COUNTY CODE; and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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 of Approval:

s:\res\reappoint-celitan-citizens-advisory-board-arts

MARIA LORETTA CELITAN

2242

Saint James, NY 11780

Current Employment:

Teaching Artist in Dance for the Tilles Center Institute of Aesthetic Education,
CW Post Campus, L.I.U.

Artistic Director, Choreographer & Principal Dancer with Sol y Sombra Spanish
Dance Company.

Faculty, SUNY Stony Brook Center for Dance, Movement & Somatic Learning.
Director of Community Outreach Program, Center for Dance, Movement &
Somatic Learning, SUNY Stony Brook

El Circulo de la Hispanidad, instructs classes in Flamenco.

Formal Education:

M.A. Comparative Religion; Fordham University, Bronx, NY
B.A. Art & Art History; SUNY at Stony Brook
8 credits in Art History; Southern Methodist University
for Summer Semester study at the Palace Museum, Taipei, China, and at
various museums and monasteries in Japan
Certificate in Gerontology; Long Island University

Honors & Awards:

Dean's Scholarship to Adelphi University.
New York State Regent's Scholarship.
B.A. with Honors from SUNY at Stony Brook.
Full Graduate Fellowship in Theology to Fordham University.

Education in Dance & Dance Related Fields:

Spanish Dance:

Studied Extensively in Spain with:

La Tati, Paco Romero, Paco Fernandez, Azorin, Jose Antonio, Pacita & Joaquin
Tomas, Tomas de Madrid, Antonia Martinez, Ciro, & Carmela Greco

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In New York with:

Jose Molina; Mariano Parro; Estrella Morena, Lius Montero & Mariquita Flores

Classical Ballet:

Dance Circle; NYC, NY

Eglevsky School of Ballet

Madame Darvarsh Ballet Studio; NYC, NY

Seiskaya Ballet School; St. James, NY

Near Eastern Dance:

Elena; NYC, NY

Bharatanatyam (Classical Indian Dance):

Indra Nila; NYC, NY

Creative Movement:

Cecily Dell; SUNY at Stony Brook

Jack Weiner; School for Creative Movement, NYC, NY; Teacher Training in

Creative Movement for Children, Certificate Awarded

Modern Dance: Graham Technique; SUNY at Stony Brook

Dance Therapy: Turtle Bay Music School; NYC, NY; Teacher Training, Certificate.

Hatha Yoga:

Holds Certification from the *Integral Yoga Institute* to teach **Beginner/Intermediate & Advanced Hatha Yoga & Pranayama** as well as certification in teaching **Cardiac Yoga**.

Certified Registered Yoga Teacher 500 hours with the Yoga Alliance

Lincoln Center Institute of Education,

Teaching Artist Training. Ongoing Periodic workshops and conferences.

Experience in Spanish Dance Performance:

Estrella Morena's Ballet de Madrid; Soloist & Company Member

Andrea Del Conte's American Spanish Dance Theater; Soloist & Company Member.

Jose Molina's Bailes Espanoles; Principal Dancer toured nationally & abroad.

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La Compania Folklorica Latina; Soloist- toured nationally
Sol y Sombra Spanish Dance Co.; Founder, Artistic Director & Principal Dancer.

Performance Highlights:

Carnegie Hall; United Nations, Lincoln Center Out of Doors, City Center, Applecore & Triplex Theaters, The Kravis Center for the Performing Arts, The Four Arts & Ponciana Theaters in Palm Beach, Washington D.C.'s Armory Arts Center, Channel 11 WBLX Special Feature, The Staller Center & Tilles Center as Guest Artist with the L.I. Symphony; The University of Georgia's Arts & Humanities Center and Jacob's Pillow.

Experience in Teaching Dance & Other Fields:

Graduate Teacher Assistant, Fordham University

Yoga Instructor:

Integral Yoga Institutes, NYC

Shape America Fitness Centers

Developed Yoga Classes for seniors through RSVP in various senior centers throughout Long Island.

Private Instruction and ongoing group classes

Spanish Dance & Flamenco Instruction:

Faculty member SUNY Stony Brook, Center for Dance, Movement & Somatic Learning 2003 - present

Teaching Artist in Dance for the Tilles Center, C.W. Post L.I.U. 2000-present

Adjunct Professor at Suffolk Community College 1992-2003.

Adjunct Professor Dowling College 2006 - present

Master Classes:-

University of Georgia's Department of Dance

C.W. Post College Department of Dance

Suffolk Community College's Theater Dept.

Seiskaya Ballet School

Brookhaven Dance Guild - Master Classes

El Circulo de La Hispanidad, Long Beach

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El Teatro Rodante, Brentwood
Ballet de Puerto Rico, NYC, NY
El Centro Latino, YDA of Huntington, Workshops for children
School Programs nation-wide for the National Theatre
Huntington School of Ballet
Frank Ohman's School of Ballet
Young Audiencies of NYC & New Jersey
Master Classes for the SCC Theater Department
Connecticut Regional Center of the Arts - Bridgeport University 19
Connecticut Ballet Theater
Variations, a Dancer's Studio

Maria Loreta Celitan is the Founder, Artistic Director & Principal Dancer with Sol y Sombra Spanish Dance Co.. She has been the subject of articles in both the N.Y. Times and Newsday and has been recently interviewed on National Public Radio. Ms. Celitan has sat on the Board of Directors for Newsday's Arts'90 & '91 program & Huntington's Multi-Cultural Center run by the Family Service League of Suffolk County. She is a program auditor for the New York State Council on the Arts and is presently on the board of directors for the NYSCA Task Force to develop dance on Long Island. Ms. teaches dance extensively throughout the tri-state area, most recently for the Regional Center for the Arts at Bridgeport University and as an Adjunct Professor at Suffolk Community College.

Under Ms. Celitan guidance, Sol y Sombra has been the recipient of numerous grants from the New York State Council on the Arts & both the Suffolk & Nassau Offices of Cultural Affairs. Since 1983, Sol y Sombra has worked as contract consultants with both the Nassau & Suffolk BOCES Arts & Humanities Programs and offers educational

2243

Intro. Res. No. -2010
Introduced by Legislator Horsley

Laid on Table 12/21/10

**RESOLUTION NO. -2010, BANNING THE INCINERATION
OF WASTE AT THE BERGEN POINT SEWAGE TREATMENT
PLANT**

WHEREAS, there are many ways to dispose of sewage sludge, including composting, aerobic and anaerobic digestion, and incineration; and

WHEREAS, Suffolk County continues to consider the best method for treating sewage sludge at Bergen Point Sewage Treatment Plant ("Bergen Point"); and

WHEREAS, Bergen Point is located in a densely populated area adjacent to a town park; and

WHEREAS, incineration will have negative effects on the ecosystem surrounding Bergen Point, as well as the greater environment; and

WHEREAS, incineration has been proven to cause or exacerbate asthma and poses additional public health concerns; and

WHEREAS, Suffolk County should not expose residents to the negative effects of incineration by using that method of sludge disposal at Bergen Point; now, therefore be it

1st RESOLVED, that the Department of Public Works shall not consider incineration as a method of sewage sludge disposal at the Bergen Point Sewage Treatment Plant; and be it further

2nd RESOLVED, effective immediately upon the adoption of this resolution, it shall be the policy of the County of Suffolk to bar the incineration of sewage sludge at the Bergen Point Sewage Treatment Plant; 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

UPDATED AS OF 12/16/2010

Intro. Res. No. 2244-2010
Introduced by Legislator Browning

Laid on Table 12/21/2010

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW
NO. -2010, A LOCAL LAW TO REGULATE THE OFF-
ROAD USE OF FOUR WHEEL DRIVE VEHICLES AND
MOTORCYCLES**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on _____, 2010, a proposed local law entitled, "**A LOCAL LAW TO REGULATE THE OFF-ROAD USE OF FOUR WHEEL DRIVE VEHICLES AND MOTORCYCLES**" now, therefore, be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO REGULATE THE OFF-ROAD USE OF FOUR
WHEEL DRIVE VEHICLES AND MOTORCYCLES**

**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 Suffolk County has an extraordinary amount of public property that has been preserved for park and environmental uses by the State, County and local governments.

This Legislature also finds and determines that, in the 1990s, all-terrain vehicles became a common hobby in Suffolk County, with many people taking these vehicles off-road through public and private property.

This Legislature further finds and determines that in the late 1990s and early part of this decade, Suffolk County passed laws regulating the use of all-terrain vehicles on public and private property in an effort to protect these lands.

This Legislature finds that protected areas of the Pine Barrens have recently sustained damaged from four wheel drive passenger vehicles and motorcycles driving off-road throughout the area.

This Legislature determines that these vehicles disturb soil, uncover underground power lines, and otherwise damage environmentally sensitive properties.

This Legislature also finds that Suffolk County should regulate the off-road use of four wheel drive vehicles and motorcycles to protect the public safety, environment, and general welfare of the County and its residents.

Therefore, the purpose of this law is to regulate the use of four wheel drive vehicles and motorcycles off public highways, prohibiting their use on public property and requiring written consent of private property owners prior to operating such vehicles off-road.

Section 2. Definitions.

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

“CRIME” shall mean a third conviction for a violation of this law after having been twice convicted of such violations within the previous five years.

“FOUR WHEEL DRIVE VEHICLE” shall mean any motor vehicle, as defined in § 125 of the New York State Vehicle and Traffic Law, which has four wheel or all wheel driving technology and is designed to be used both on and off public highways. This term shall not include any tractors, farm equipment or any vehicles used for law enforcement, fire, emergency or military purposes.

“MOTORCYCLE” shall mean any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground. This term shall not include tractors.

“OPERATE” shall mean to ride in, use or control the operation of a four wheel drive vehicle.

“OPERATOR” shall mean any person who operates or is in physical control of a four wheel drive vehicle.

“PERSON” shall mean a natural individual. This term shall not include a police officer, peace officer or member of the United States Armed Forces acting within the scope of his or her public employment or duties.

“PUBLIC HIGHWAY” shall mean any highway, road, alley, street, avenue, public place, public driveway or any other public way.

“SELL” shall mean to sell, exchange, give or dispose of to another, or to offer to agree to do the same for good and valuable consideration.

Section 3. Limitations on use.

- A. Public property. No person shall operate a four wheel drive vehicle or motorcycle off a public highway on public property in the County of Suffolk. This restriction shall not apply to persons who have a valid permit from the appropriate jurisdiction to engage in off-road driving.
- B. Private property. No person shall operate a four wheel drive vehicle or motorcycle off a public highway on private property in the County of Suffolk unless he or she has first obtained the express written consent of the property owner to operate the vehicle on the property. There shall be a rebuttable presumption that the operator of a four wheel drive vehicle or motorcycle off a public highway on private property in Suffolk County lacks the consent to operate the vehicle if the operator cannot produce written consent from the property owner.

Section 4. Penalties.

- A. A violation of Section 3(A) or (B) of this law shall be a criminal violation, the first conviction for which shall be punishable by a fine no less than two hundred fifty dollars (\$250.00) nor greater than five hundred dollars (\$500.00). A second conviction within five years of an initial violation shall be punishable by a fine not less than seven hundred fifty dollars (\$750.00) nor greater than one thousand five hundred dollars (\$1,500.00).
- B. Any third or subsequent violations of this law within a five year period shall constitute an unclassified misdemeanor and shall be punishable by a fine of up to five thousand dollars (\$5,000) and/or up to one year's imprisonment.
- C. The parent or legal guardian, other than a state or legal social services department foster parent having custody, of any unemancipated person under the age of 18 years found guilty of a violation of this law shall be responsible for the payment of the fine imposed by a court of competent jurisdiction for such violation. In no event shall it be a defense that the parent or legal guardian has exercised due diligent supervision over the activities of the person under the age of 18 years.
- D. The parent or legal guardian, other than a state or legal social services department foster parent having custody, of any unemancipated person under the age of 18 found guilty of a violation of this law shall be responsible for restitution for any damage caused to real property or improvements located thereon owned and/or operated by the County of Suffolk. In no event shall it be a defense that the parent or legal guardian has exercised due diligent supervision over the activities of the person under the age of 18 years.

Section 5. Impoundment, redemption, and forfeiture.

- A. Impoundment, redemption. In addition to the penalties set forth in Section 4 of this law, a police officer or peace officer may immediately impound a four wheel drive vehicle or motorcycle operated in violation of this law. Such impounded vehicle shall be stored by the pertinent police department or enforcement agency pending identification of the owner as registered with the New York State Department of Motor Vehicles. Such titled owner shall be sent notice of such impoundment at the address on file with the New York State Department of Motor Vehicles by certified mail within five days after the impoundment. The law enforcement agency shall not be responsible for any damages arising out of the provision of an erroneous name or address of such owner. The owner of the vehicle utilized in violation of this law may redeem the same upon satisfactory proof of ownership and payment of a redemption fee of five hundred dollars (\$500.00). Such impounded vehicle may only be released to the owner of the vehicle or to his or her agent as evidenced by a written, notarized agent agreement or duly executed power of attorney.
- B. Forfeiture. A civil action shall be commenced by the County Attorney, or his or her designee, against a criminal defendant to forfeit a seized four wheel drive vehicle or motorcycle if it can be demonstrated that the vehicle was seized in connection with the violation of this law by an individual who has been twice convicted of violating this law within the previous five-years, except that no vehicle shall be forfeited by reason of any act or omission established by the owner thereof to have been committed or omitted by

any person other than the owner while the subject property was unlawfully in the possession of a person other than the owner.

1. A civil action may also be commenced against a non-criminal defendant to forfeit a four wheel drive vehicle or motorcycle used in the violation of this law subject to the same exceptions contained in Subsections A and B of this section.
2. All actions commenced under this law shall be governed by the procedures enumerated in Article 13-A of the New York Civil Practice Laws and Rules, where not specifically outlined herein.
3. The seizing agency shall send notification of the seizure to all titled owners, registrants and lien holders on file with the Department of Motor Vehicles by certified mail, return receipt requested, within five business days after the seizure. Such notification shall inform the recipient that there is a right to an administrative preliminary hearing to determine whether probable cause exists to believe that the property was used in the violation of this law, and that any person or entity claiming an interest in the property may request a hearing within 15 days of the seizure. When desired, the request must be made in writing, by certified mail, return receipt requested, to the seizing agency at the address contained in the notification. The seizing agency shall schedule the hearing within 10 business days after the request is received or as soon as practicable thereafter.
4. When an administrative preliminary hearing is held, the administrative hearing officer shall review the documents supporting the seizure and any other relevant documents and take any testimony to determine whether there is probable cause to believe that the property was used, was attempted to be used, or was intended to be used in the violation of this law. If probable cause is established by the claimant, the hearing officer shall authorize the seizure and continued retention of the property by the seizing agency pending a judicial determination of the ancillary civil forfeiture action. The administrative hearing officer shall render a ruling within five business days after such hearing, with a copy of such ruling to be provided to all parties.
5. No four wheel drive vehicle or motorcycle shall be forfeited under this law to the extent of the interest of an owner or lienholder by reason of any act or omission established by that owner or lienholder to have been committed without the knowledge of that owner or lienholder. The owner or lienholder must have taken all prudent steps to prevent the illegal use of his or her property. Willful disregard by the owner or lienholder of the acts giving rise to the forfeiture shall not constitute a defense to such forfeiture.
6. Any action to forfeit a seized four wheel drive vehicle or motorcycle under this law shall be commenced within 120 days after the seizure, and said action shall be civil, remedial in nature, and shall not be deemed to be a penalty or criminal forfeiture for any purpose. An action under this law shall not be deemed a criminal proceeding of any type. The action shall be commenced in the manner prescribed by the New York Civil Practice Laws and Rules. Potential claimants to the seized asset shall be served with a summons and

notice or summons and verified complaint. No four wheel drive vehicle or motorcycle shall be forfeited without service of notice upon potential claimants to the seized vehicle and the opportunity for a hearing given prior to such forfeiture.

7. In order to establish its case in any action commenced under this law, the County shall demonstrate, by clear and convincing evidence, that the four wheel drive vehicle or motorcycle in question is subject to forfeiture at the time of commission of the crime which precipitated the seizure or the commencement of an action for the seizure of the property without regard to the final determination of any criminal action brought against the individual for such crime. The owner or lienholder of the vehicle shall then have the burden of providing a lack of knowledge or lack of consent on behalf of said owner or lienholder sufficient to constitute a defense to such forfeiture.
8. All four wheel drive vehicles and motorcycles seized pursuant to this law shall be subject to reasonable and customary towing and daily storage fees. Such fees shall be payable to the seizing agent prior to the release of said property.

Section 6. Disposition of forfeited four wheel drive vehicles.

- A. Whenever four wheel drive vehicles or motorcycles are forfeited under this law, the County Attorney, or his or her respective designee, may:
 1. Transfer the vehicle to any County agency, department or other political subdivision which demonstrates a need for the vehicle so that the vehicle may be put into official use by that agency, department or other political subdivision.
 2. Sell any forfeited vehicle which is not required to be destroyed by the law and which is not harmful to the public.
 3. Transfer the vehicle to any County-funded agency or organization demonstrating need for the vehicle so that the vehicle may be put into use by the funded agency or organization in the regular course of business of that funded agency or organization. Any such transfer of forfeited vehicles under this subsection may result in an in-kind deduction from those funds paid by the County to the specific agency or organization.
- B. Any funds generated by the sale of forfeited four wheel drive vehicles or motorcycles, minus the necessary expenses incurred in connection with the maintenance, storage and sale of the vehicles prior to disposition and the satisfaction of any valid liens on said vehicles, shall be distributed as follows:
 1. Twenty percent to the Office of the County Attorney to offset costs and expenses incurred in the investigation, preparation, and litigation of the forfeiture action, including that proportion of the salaries of the attorneys, clerical staff, and investigative personnel devoted thereto;

2. Ten percent to the Sheriff's Department to offset costs and expenses incurred in the service of process of the civil forfeiture actions, including that proportion of the salaries of the personnel devoted thereto;
3. Thirty percent shall be deposited into an asset forfeiture fund in a separate, non-lapsing law enforcement purposes subaccount of the seizing law enforcement agency; and
4. Forty percent shall be deposited into an asset forfeiture fund in a separate, non-lapsing law enforcement purposes subaccount of the Suffolk County Parks Department.

Section 7. Discretionary action.

- A. Nothing contained in this law shall require the County Attorney, or his or her respective designee, to commence a forfeiture action when, in his or her discretion, it is in the interests of justice not to commence such an action.
- B. Nothing contained in this law shall require a court to order forfeiture when it determines, in its discretion, that it is in the interests of justice not to do so.
- C. Any property so impounded after seizure shall remain in the custody of the seizing law enforcement agency, except pursuant to a certificate which orders the release of the property in the interest of justice or a showing of legal impediment and subject to the post-seizure retention hearing authorized under Section 5(B) of this law. In order to obtain such a certificate, a party alleging a legal interest in the property seized may commence a special proceeding, in the court in which the forfeiture action may be commenced, requesting the issue of such a certificate on notice to Suffolk County or by filing an appropriate motion after Suffolk County has commenced an action to forfeit the property. In either event, it shall be the obligation of Suffolk County to provide notice of the proceeding to any other parties known to Suffolk County at the time of the proceeding to have a legal interest in the property. The court shall render a ruling in such special proceeding or motion within five business days after such filing or hearing, whichever event occurs last.

Section 8. Applicability.

This law shall apply to all actions occurring on or after the effective date of this law.

Section 9. 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 10. 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 11. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

2244

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: 12/9/10
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. -2010; A LOCAL LAW TO REGULATE THE OFF-ROAD USE OF FOUR WHEEL DRIVE VEHICLES AND MOTORCYCLES

SPONSOR: LEGISLATOR BROWNING

DATE OF RECEIPT BY COUNSEL: 12/9/10 PUBLIC HEARING: _____

DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

Chapter 469 of the SUFFOLK COUNTY CODE limits the use of all-terrain vehicles on public and private property. This proposed local law would impose similar restrictions on the use of four wheel drive vehicles¹ and motorcycles².

Under this law, no person shall operate a four wheel drive vehicle or motorcycle off-road on public property without a valid permit. No person shall operate such vehicles off-road on private property without the express written consent of the property owner.

Violation of this law shall constitute a criminal act. A first violation of this law shall constitute a violation and be subject to a fine not less than two hundred fifty dollars (\$250.00) nor more than five hundred dollars (\$500.00). A second violation within five (5) years of the first shall be punishable by a fine not less than seven hundred fifty dollars (\$750.00), nor more than one thousand five hundred dollars (\$1,500.00). Any subsequent violations of this law within a five (5) year period shall constitute an unclassified misdemeanor, punishable by a fine of up to five thousand dollars (\$5,000.00) and/or up to one year's imprisonment.

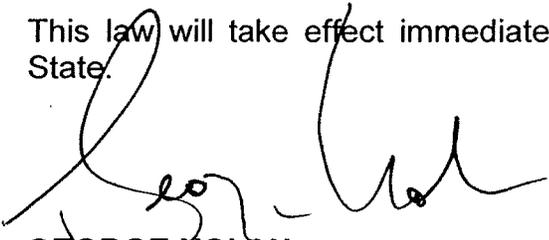
Additionally, law enforcement may impound any four wheel drive vehicle or motorcycle operating in violation of this law. Such impounded vehicles may be redeemed by the vehicle's owner for a fee of five hundred dollars (\$500.00).

¹ "Four wheel drive vehicle" is defined as "any motor vehicle, as defined in § 125 of the New York State Vehicle and Traffic Law, which has four wheel or all wheel driving technology and is designed to be used both on and off public highways. This term shall not include any tractors, farm equipment or any vehicles used for law enforcement, fire, emergency or military purposes."

² "Motorcycle" is defined as "any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground. This term shall not include tractors."

This law also authorizes the County Attorney to initiate a civil action seeking the forfeiture of a seized four wheel drive vehicle or motorcycle used as the instrumentality of a crime within one hundred twenty (120) days of the vehicle's seizure if it can be demonstrated that the vehicle was seized in connection with the criminal action of an individual who has been twice convicted of violating this law within the previous five (5) years. Any vehicles forfeited pursuant to this law shall be disposed of by the County Attorney either by transfer to a County agency department or political subdivision, sale of the vehicle, or transfer to a County-funded agency or organization demonstrating need for the vehicle to be used in the regular course of business. Funds generated from the sale of forfeited vehicles shall be distributed among the Office of the County Attorney, Sheriff's Department, an asset forfeiture fund for the seizing law enforcement agency, and an asset forfeiture fund for the Suffolk County Parks Department.

This law will take effect immediately upon its filing in the Office of the Secretary of State.

A handwritten signature in black ink, appearing to read "George Nolan", is written over the printed name and title below.

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-four wheel drive vehicles

Introductory Resolution No. 2245-10 Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
FLORENCE FAZIO
0908-007.00-01.00-034.000

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0908, Section 007.00, Block 01.00, Lot 034.000, and acquired by tax deed on May 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010, in Liber 12623, at Page 992, and otherwise known and designated by the Town of Southampton, as Lot No. 2 on a certain map entitled "Map of Windrift Estates" and filed in the Suffolk County Clerk's Office on 05/11/1977 as Map No. 6545; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on May 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010 in Liber 12623 at Page 992.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, FLORENCE FAZIO has made application of said above described parcel and FLORENCE FAZIO has paid the application fee and has paid \$25,384.01, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

1st - RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd - RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to FLORENCE FAZIO, 69 Old Barn Lane, Sagaponack NY 11962, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

2245

November 24, 2010

Tax Map No.: 0908-007.00-01.00-034.000

Name of Last Legal Fee Owner: FLORENCE FAZIO

TREASURER'S COMPUTATION..... \$22,384.01

Taxes.....2009/2010..... INCLUDED

License/Storage Fee..... \$3,000.00

Repairs..... OPEN

Miscellaneous Expenses..... OPEN

TOTAL..... \$25,384.01

Monies Received..... \$25,384.01

RESOLUTION AMOUNT..... \$25,384.01

APPROVED:

Karen A. Slater 12/1/10
Accounting
DB:lag

PREPARED BY:

Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

2245

1. Type of Legislation

Resolution X
Tax Map Number 0908-007.00-01.00-034.000

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X 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 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2010

10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop

Diane Bishop 11/24/10



Suffolk Co.

Joins Map 56

72°18'00"

W3

72°17'18"

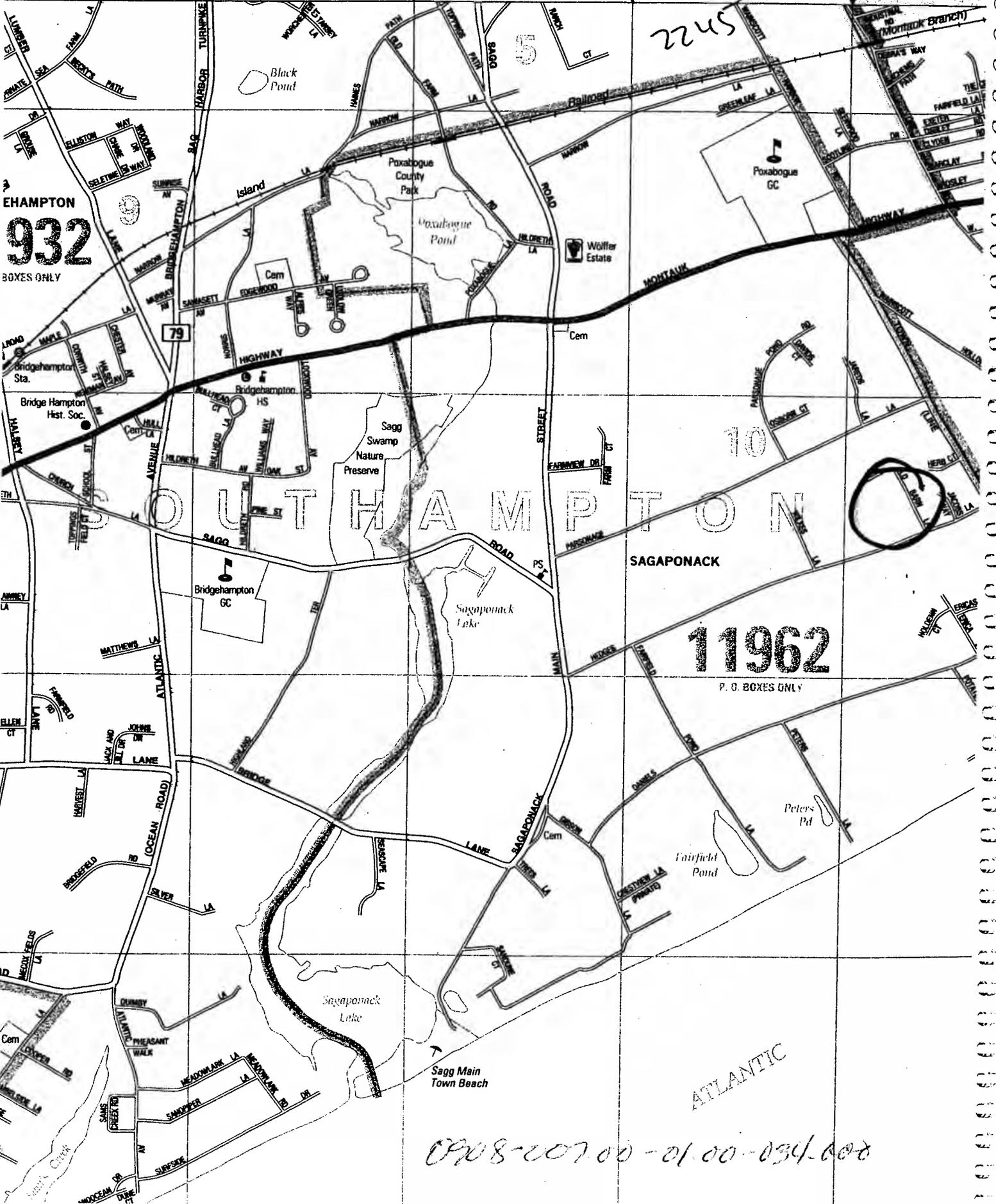
X3

72°16'30"

Y3

72°11'48"

Z3



BRIDGEHAMPTON

932

BOXES ONLY

2245

10

SOUTH HAMPTON

SAGAPONACK

11962

P. O. BOXES ONLY

ATLANTIC

0908-20700-01.00-034.000

Gen A1

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

DEC 02 2010

2245

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

December 1, 2010

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

Re: Tax Map No. 0908-007.00-01.00-034.000
FLORENCE FAZIO

Dear Mr. Crannell:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

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

Very truly yours,

Pamela J. Greene, Director
Director of Division of Real Property
Acquisition and Management

DB:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:

Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:

Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicko, Inventory

Introductory Resolution No. 2246-10

Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2010, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
RICHARD M. POITRAS AND PATRICIA L. POITRAS, his wife
(SCTM NO. 0100-206.00-02.00-039.000)**

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100 Section 206.00 Block 02.00 Lot 039.000 and acquired by Tax Deed on July 10, 2003 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on July 11, 2003 in Liber 12260 at CP 584 and described as follows, known and designated as Lot 13 in Block 10 on a certain map entitled "Map of Welwood- sheet 4", and filed in the Office of the Clerk of the County of Suffolk on October 5, 1870 as File No. 132 also known and designated as Lot 12 in Block 10 on a certain map entitled "Map of City of Breslau-sheet 4 and filed in the Office of the Clerk of the County of Suffolk on November 20, 1879 as File No. 155 ,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Richard M. Poitras and Patricia L. Poitras., has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$1,500.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at \$1,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$1,500.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1); and be it further,

2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

3rd RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Richard M. Poitras and Patricia L. Poitras, 37 44th Street, Lindenhurst, New York 11757.

DATED:

APPROVED BY

County Executive of Suffolk County

Date of Approval:

2246

**SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building
100 Veterans Memorial Highway - 2nd Floor
Post Office Box 6100
Hauppauge, New York 11788**

SUMMARY STATEMENT

DIRECT SALE:

Suffolk County Local Law No. 13-1976
Tax Map No. 0100-206.00-02.00-039.000

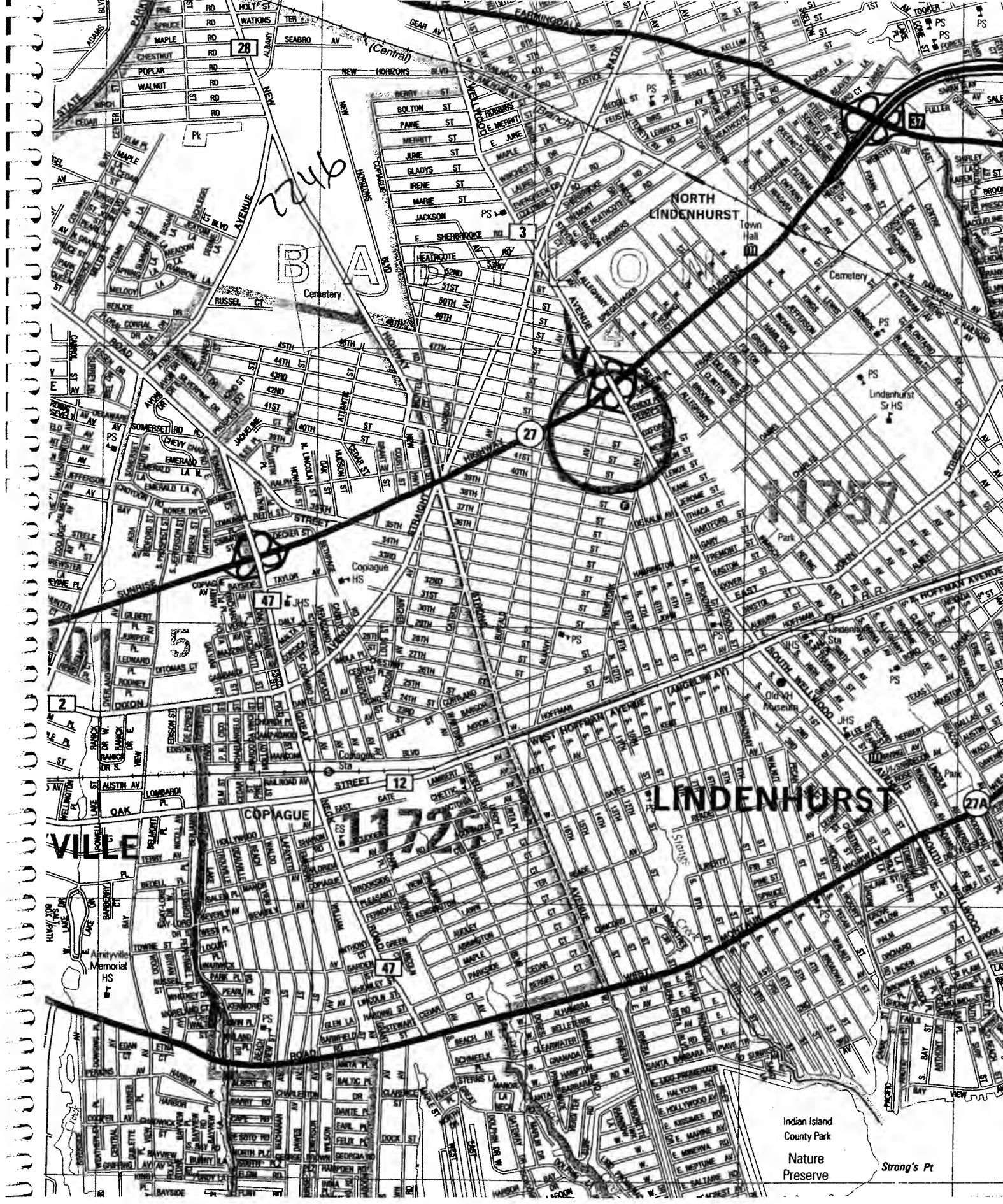
ADJOINING OWNER	BID	BID	BID
Richard M. Poitras and Patricia L. Poitras 37 44 th Street Lindenhurst, New York, 11757 0100-206.00-02.00-037.003	\$1,500.00		
George F. Bittner 33 44 th Street Lindenhurst, New York 11757 0100-206.00-02.00-036.000	\$0		
Maureen Murphy 170 43 rd Street Lindenhurst, New York 11757 0100-206.00-02.00-057.000	\$0		

SIZE OF PARCEL: 25' x 100'
APPRAISED VALUE: \$1,500.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971

2246





TM # 0100-206-00-02-00-039.000

2246

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

1. Type of Legislation

Resolution X Local Law X Charter Law _____

2. Title of Proposed Legislation

Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

3. Purpose of Proposed Legislation

Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?

X 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.
Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

Unknown

8. Proposed Source of Funding

None

9. Timing of Impact

2010

10. Name & Title of Preparer

Signature of Preparer

Date

R.J. Bhatt – LMS IV



12/1/10

Gen A2

COUNTY OF SUFFOLK



DEC 01 2010

2246

PAMELA J. GREENE
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 1, 2010

Ken Crannell
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0100-206.00-02.00-039.000

Dear Mr. Crannell:

Enclosed herewith are the original and one copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Pamela J. Greene
Director of the Division of Real Property
Acquisition and Management

PJG:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy to:

Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Thomas A. Isles, Director of Planning
CE Reso Review, via e-mail

Introductory Resolution No. 2247-10

Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2010, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
FRANK PERRI AND JENNIE PERRI, HIS WIFE
(SCTM NO. 0200-596.00-04.00-022.000)**

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200 Section 596.00 Block 04.00 Lot 022.000 and acquired by Tax Deed on July 21, 1997 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 6, 1997 in Liber 11844 at CP 842 and described as follows, known and designated as part of Lot 10 on a certain map entitled "Map of Ronkonkoma Homes company, Section 1", and filed in the Office of the Clerk of the County of Suffolk on December 19, 1925 as Map No. 220,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Frank Perri and Jennie Perri., has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$901.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at \$900.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$901.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1); and be it further,

2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

3rd RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Frank Perri and Jennie Perri, 46 Park Avenue, Lake Ronkonkoma, New York 11779.

DATED:

APPROVED BY

County Executive of Suffolk County

Date of Approval:

2247

**SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building
100 Veterans Memorial Highway - 2nd Floor
Post Office Box 6100
Hauppauge, New York 11788**

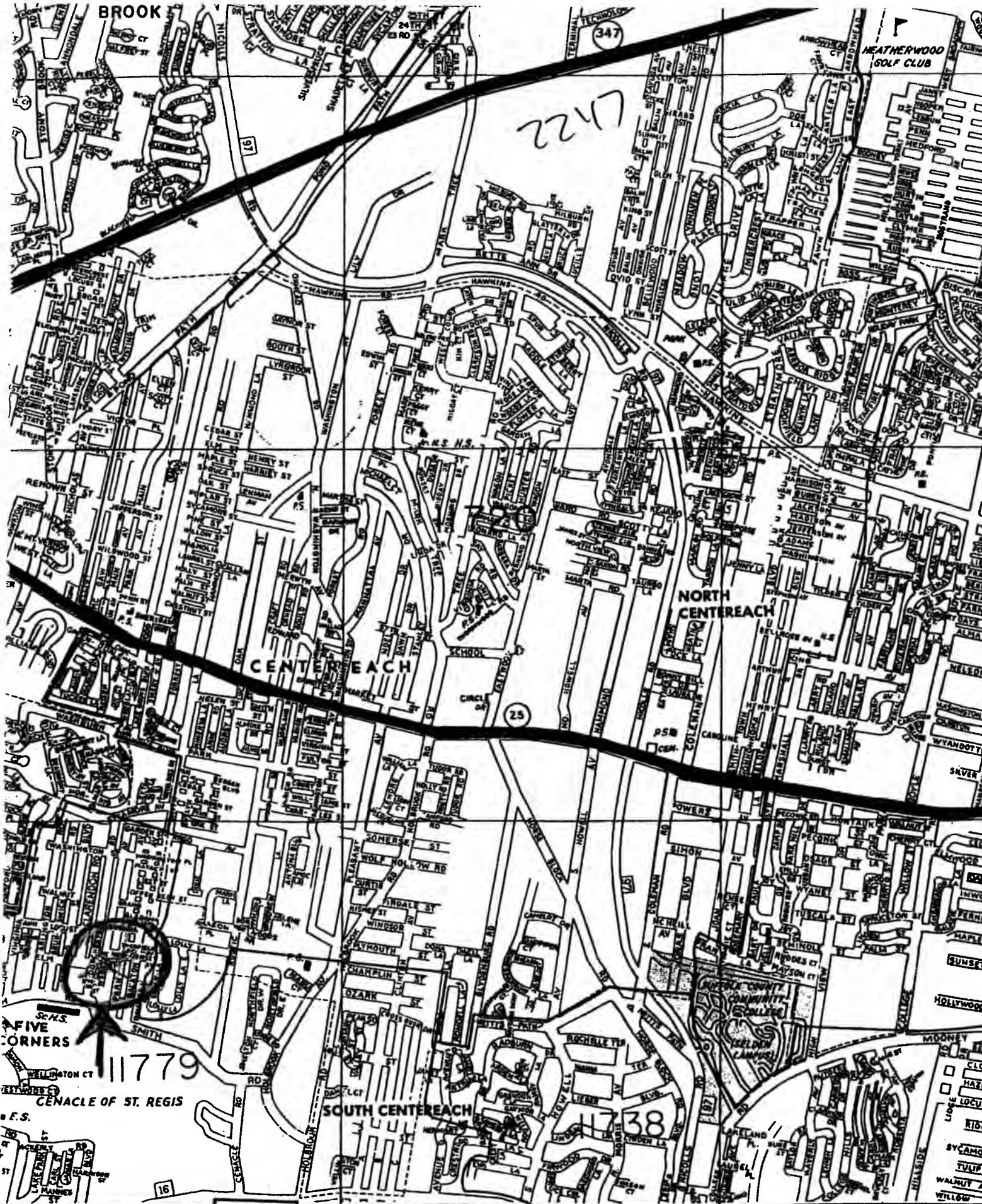
SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0200-596.00-04.00-022.000

ADJOINING OWNER	BID	BID	BID
Frank Perri and Jennie Perri 46 Park Avenue Lake Ronkonkoma, New York 11779 0200-596.00-04.00-023.000	\$901.00		
Erin Gavin 42 Elm Street Central Islip, New York 11722 0200-596.00-04.00-011.000	\$0		

SIZE OF PARCEL: 10' x 125'
APPRAISED VALUE: \$900.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971



BROOK

2217

NORTH CENTREACH

CENTREACH

SOUTH CENTREACH

11779

38

SC.N.S.
FIVE CORNERS
GENACLE OF ST. REGIS

15

16

17

TM# 0200-596.00-04.00-022.000

2247



2247

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law X Charter Law _____

2. Title of Proposed Legislation

Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

3. Purpose of Proposed Legislation

Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?

X 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.
Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
subdivision

Unknown

8. Proposed Source of Funding

None

9. Timing of Impact

2010

10. Name & Title of Preparer

Signature of Preparer

Date

R.J. Bhatt - LMS IV

Rj Bhatt

11/30/10

Gen d

COUNTY OF SUFFOLK



2247

DEC 01 2010

PAMELA J. GREENE
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

November 30, 2010

Ken Crannell
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0200-596.00-04.00-022.000

Dear Mr. Crannell:

Enclosed herewith are the original and one copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Pamela J. Greene
Director of the Division of Real Property
Acquisition and Management

PJG:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy to:

Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Thomas A. Isles, Director of Planning
CE Reso Review, via e-mail

Introductory Resolution No. 2248-10 Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY,
BY DANA S. EMERY, ADMINISTRATOR, AS TENANTS IN COMMON
0900-288.00-01.00-070.000**

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0900, Section 288.00, Block 01.00, Lot 070.000, and acquired by tax deed on May 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010, in Liber 12623, at Page 992, and otherwise known and designated by the Town of Southampton, as Suffolk County Tax Map Number District 0900, Section 288.00, Block 01.00, Lot 070.000; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on May 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010 in Liber 12623 at Page 992.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY, BY DANA S. EMERY, ADMINISTRATOR, AS TENANTS IN COMMON has made application of said above described parcel and MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY, BY DANA S. EMERY, ADMINISTRATOR, AS TENANTS IN COMMON has paid the application fee and has paid \$23,774.75, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

1st - RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd - RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY, BY DANA S. EMERY, ADMINISTRATOR, AS TENANTS IN COMMON, 45 Park Terrace West, Apt. 4G, New York, NY 10034, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

2248

November 22, 2010

Tax Map No.: 0900-288.00-01.00-070.000

Name of Last Legal Fee Owner: MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY, BY DANA S. EMERY, ADMINISTRATOR, AS TENANTS IN COMMON

TREASURER'S COMPUTATION..... \$23,774.75

Taxes.....2009/2010..... INCLUDED

License/Storage Fee..... OPEN

Repairs..... OPEN

Miscellaneous Expenses..... OPEN

TOTAL..... \$23,774.75

Monies Received..... \$23,774.75

RESOLUTION AMOUNT..... \$23,774.75

APPROVED:

Karen A. Slater 11/23/10
Accounting
DB:lag

PREPARED BY:

Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0900	288.00	01.00	070.000

2248

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	3097.69
2006/07	5135.31
2007/08	4942.57
2008/09	4554.03
2009/10	3736.80

TOTAL: 21466.40

B. INTEREST DUE	1176.21
C. TOTAL	22642.61
D. 5% LINE C	1132.13
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$23,774.75

01/23/11
Diane M. Stuke

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 26-Oct-10



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to
and including 04/24/11

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

2248

1. Type of Legislation

Resolution X
Tax Map Number 0900-288.00-01.00-070.000

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X 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 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

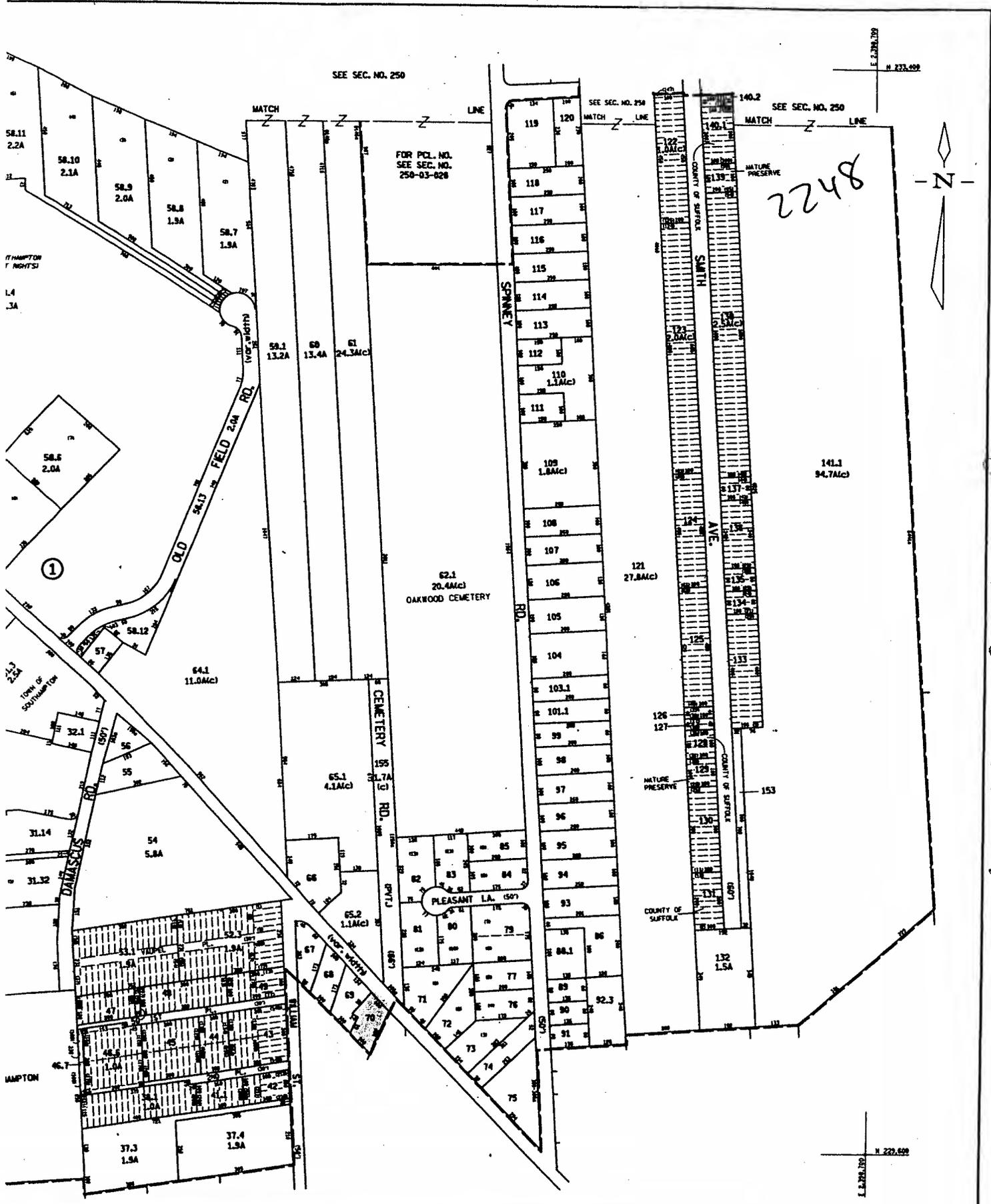
2010

10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop

Diane Bishop

11/22/10



1900-888. 00-01.00. 090.000

Gen A4

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

DEC 02 2010

2248

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

December 1, 2010

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

Re: Tax Map No. 0900-288.00-01.00-070.000
MARIEANNE GRAY AND THE ESTATE OF BEVERLY S. EMERY, BY DANA S.
EMERY, ADMINISTRATOR, AS TENANTS IN COMMON

Dear Mr. Crannell:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

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

Very truly yours,

Pamela J. Greene, Director
Director of Division of Real Property
Acquisition and Management

DB:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:

Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:

Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicko, Inventory

Introductory Resolution No. **2249-10** Laid on Table **12/21/10**

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND
CESAR ULLOA, AS TO A 1% INTEREST
0204-006.00-01.00-010.000**

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0204, Section 006.00, Block 01.00, Lot 010.000, and acquired by tax deed on October 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010, in Liber 12639 , at Page 481 , and otherwise known and designated by the Town of Brookhaven, as District 0204, Section 006.00, Block 01.00, Lot 010.000; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010 in Liber 12639 at Page 481.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND CESAR ULLOA, AS TO A 1% INTEREST have made application of said above described parcel and FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND CESAR ULLOA, AS TO A 1% INTEREST have paid the application fee and will be paying paid \$181.71, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

1st - RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd - RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND CESAR ULLOA, AS TO A 1% INTEREST, 118 Lakewood Street, Patchogue NY 11772, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

2249

December 01, 2010

Tax Map No.: 0204-006.00-01.00-010.000

Name of Last Legal Fee Owner: FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND CESAR ULLOA, AS TO A 1% INTEREST

TREASURER'S COMPUTATION.....	\$181.71
Taxes.....2009/2010.....	INCLUDED
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
<hr/>	
TOTAL.....	\$181.71
<hr/>	
Monies to be Received.....	\$181.71
<hr/>	
<u>RESOLUTION AMOUNT</u>	<u>\$181.71</u>
<hr/>	

APPROVED:

Karen Water 12/1/10
Accounting
DB:tag

PREPARED BY:

Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0204	006.00	01.00	010.000

2249

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	166.59
---------	--------

2006/07 THROUGH 2009/10 TOWN PROPERTY TAXES PAID BY MORTGAGE COMPANY
2005/06 THROUGH 2009/10 VILLAGE TAXES PAID BY MORTGAGE COMPANY

TOTAL: 166.59

B. INTEREST DUE	6.47
C. TOTAL	173.06
D. 5% LINE C	8.65
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	\$181.71
--------------	----------

CS
12/1/10

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 29-Nov-10



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to
and including 05/28/11

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution
Tax Map Number 0204-006.00-01.00-010.000

2249

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes 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 Other (Specify):	
<input type="radio"/> Library District	<input type="radio"/> Fire District	

6. If the answer to item 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2010

10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop

Diane Bishop 12/1/10

SEE GRID N 17
1 NY LEAF CT
2 HOLLY HILL CT
3 BURNERY RIDGE DR
4 MULBERRY CT
5 HYACINTH CT

SEE GRID N 17
1 GARDENIA CT
2 WILLOWBEND LA
3 GREENWATER CT
4 FOXGLOVE CT
5 SUNFLOWER CT

2249
PS

11763

24

2



Gen A5

DEC 02 2010

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

2249

PAMELA J. GREENE
DIVISION DIRECTOR

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

CARRIE MEEK-GALLAGHER
COMMISSIONER

December 1, 2010

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

Re: Tax Map No. 0204-006.00-01.00-010.000
FELIPE ORELLANA AND ROSA ORELLANA, AS TO A 99% INTEREST AND
CESAR ULLOA, AS TO A 1% INTEREST

Dear Mr. Crannell:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

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

Very truly yours,

Pamela J. Greene
Pamela J. Greene, Director
Director of Division of Real Property
Acquisition and Management

DB:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:

Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:

Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

53

Introductory Resolution No. 2250-10 Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
ESTATE OF GRASILDA M. ANGELO,
BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR
0200-700.00-02.00-006.000**

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 700.00, Block 02.00, Lot 006.000, and acquired by tax deed on October 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010, in Liber 12639, at Page 481, and otherwise known and designated by the Town of Brookhaven, as Lot 227 as shown on a certain map entitled, "Map of Eagle Estates, Section 4" filed in the Office of the Clerk of Suffolk County, on February 9, 1960 as Map No. 3119; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010 in Liber 12639 at Page 481.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, ESTATE OF GRASILDA M. ANGELO, BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR has made application of said above described parcel and ESTATE OF GRASILDA M. ANGELO, BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR has paid the application fee and will be paying \$26,066.40, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

1st - RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd - RESOLVED, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to ESTATE OF GRASILDA M. ANGELO, BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR, 766 Rogers Road, Bohemia, NY 11716, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

2250

November 19, 2010

Tax Map No.: 0200-700.00-02.00-006.000

Name of Last Legal Fee Owner: ESTATE OF GRASILDA M. ANGELO, BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR

TREASURER'S COMPUTATION..... \$26,066.40

Taxes.....2009/2010..... INCLUDED

License/Storage Fee..... OPEN

Repairs..... OPEN

Miscellaneous Expenses..... OPEN

TOTAL..... \$26,066.40

Monies Received to be received..... \$26,066.40

RESOLUTION AMOUNT..... \$26,066.40

APPROVED:

Karen Slater 11/22/10

Accounting
DB:lag

PREPARED BY:

Diane Bishop

Diane Bishop
Redemption Unit
(631)853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

2250

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0200	700.00	02.00	006.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	4500.15
2006/07	5192.30
2007/08	5123.10
2008/09	5054.24
2009/10	4112.53

TOTAL: 23982.32

B. INTEREST DUE	842.82
C. TOTAL	24825.14
D. 5% LINE C	1241.26
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$26,066.40

01/22/11

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 15-Nov-10



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 05/14/11

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-700.00-02.00-006.000

2250

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X 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 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2010

10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop

Diane Bishop

4/19/10

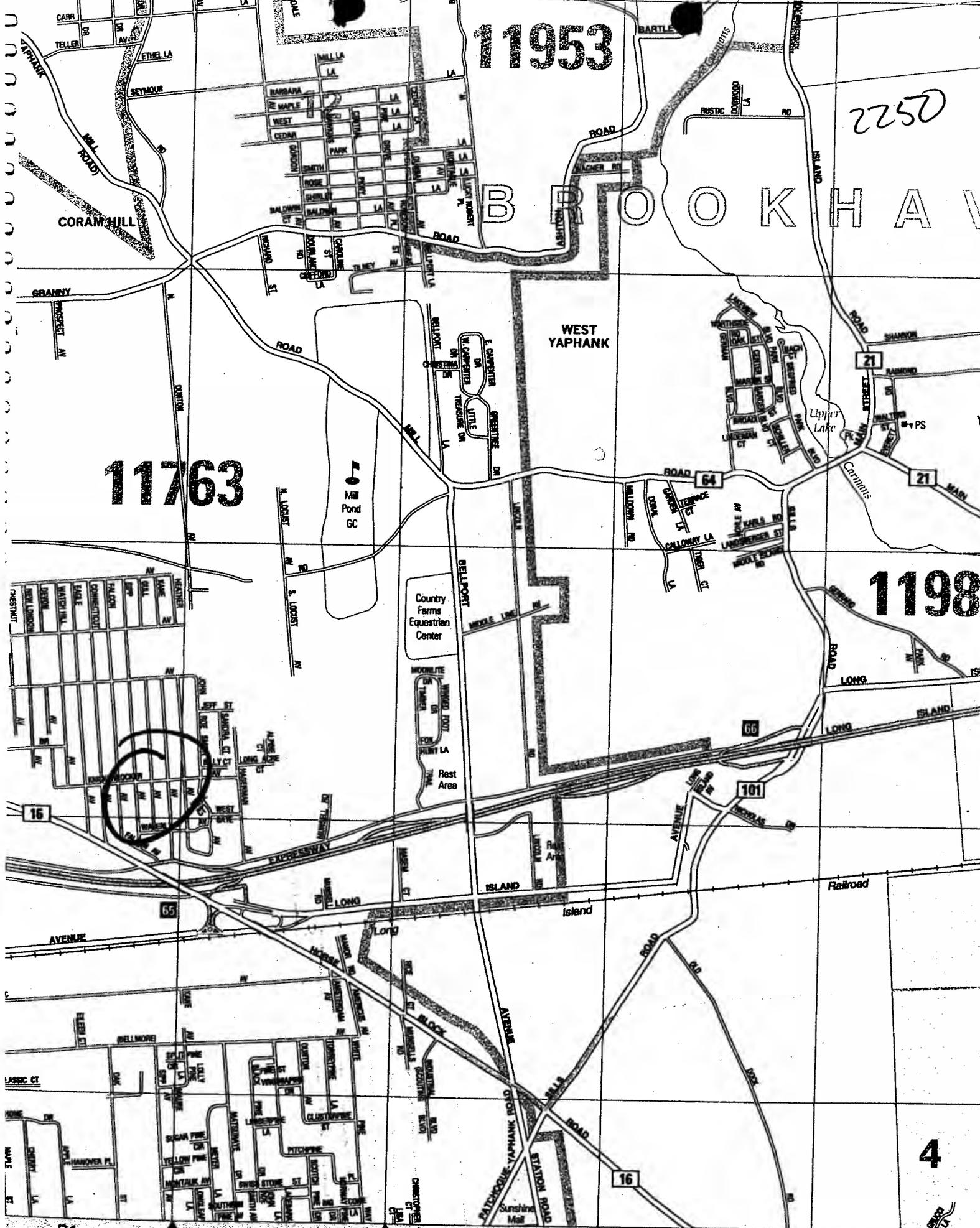
11953

2250

BROOKHAVEN

11763

1198



4

R1

S1

T1

U1

V1

Gen 01

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

2250

PAMELA J. GREENE
DIVISION DIRECTOR

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

CARRIE MEEK-GALLAGHER
COMMISSIONER

November 22, 2010

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

Re: Tax Map No. 0200-700.00-02.00-006.000
ESTATE OF GRASILDA M. ANGELO;
BY VERONICA ANGELO-HEIZMAN, AS ADMINISTRATOR

Dear Mr. Crannell:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

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

Very truly yours,

Carrie Meek-Gallagher
Carrie Meek-Gallagher, Commissioner
Department of Environment and Energy

DB:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:

Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:

Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

53

Introduced by the Presiding Officer at the Request of the County Executive

RESOLUTION NO. -2011, AMENDING THE 2011 OPERATING BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH BONDING A SETTLEMENT FOR ATTORNEY FEES FOR AN EMPLOYEE PRACTICES LIABILITY CASE

WHEREAS, a liability verdict was rendered against the County after a jury trial in an Employee Practices Liability case; and

WHEREAS, as a result of the liability verdict, a settlement was reached and approved by the Ways and Means Committee; and

WHEREAS, of the total settlement, the sum of One Hundred Twenty Five Thousand (\$125,000) Dollars represents the award for attorneys' fees; and

WHEREAS, the settlement is a mandated expense that must be paid by the County; and

WHEREAS, sufficient funds to satisfy the award of attorneys' fees in this Employee Practices Liability case is not available in the 2011 Operating Budget; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of One Hundred Twenty Five Thousand (\$125,000) Dollars in Suffolk County Serial Bonds to cover the cost of the above referenced settlement; now, therefore be it

1st RESOLVED, that a portion of this settlement in the amount of One Hundred Twenty Five Thousand (\$125,000) Dollars be bonded and paid under the authority of the Office of Risk Management, County Department of Civil Service, in conjunction with the County Department of Audit and Control and the County Executive's Budget Office; and be it further

2nd RESOLVED, that the proceeds of One Hundred Twenty Five Thousand (\$125,000) Dollars in Suffolk County Serial Bonds be and are hereby appropriated as follows:

REVENUES:

038-2780 Proceeds: Debt \$125,000

APPROPRIATIONS:

	Miscellaneous	
	Employee Practices Liability Insurance	
	038-MSC-1917	
	Mandated	
8505 – Settlements		\$125,000

DATED:

APPROVED BY:

County Executive of the County of Suffolk
Date of Approval:

Intro. Res. No. 2252-10

Laid on the Table

Gen 2
12/21/10

Introduced by the Presiding Officer at the Request of the County Executive

RESOLUTION NO. -2010, AMENDING THE 2010 OPERATING BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH BONDING A SETTLEMENT FOR AN AUTO LIABILITY CASE

WHEREAS, an Auto Liability case was approved for settlement by the Ways and Means Committee for a total amount of \$300,000; and

WHEREAS, the settlement is a mandated expense that must be paid by the County; and

WHEREAS, sufficient funds for Auto Liability settlements are not available in the 2010 Operating Budget; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of \$300,000 in Suffolk County Serial Bonds to cover the cost of said settlements; now, therefore be it

RESOLVED, that this settlement in the amount of \$300,000 be bonded and paid under the authority of the Office of Risk Management, County Department of Civil Services, in conjunction with the County Department of Audit and Control and the County Executive's Budget Office; and be it further

RESOLVED, that the proceeds of Three Hundred Thousand (\$300,000) Dollars in Suffolk County Serial Bonds be and are hereby appropriated as follows:

REVENUES:

038-2780 Proceeds: Debt \$300,000

APPROPRIATIONS:

	Miscellaneous	
	Auto Liability Insurance	
	038-MSC-1915	
	Mandated	
8505 - Settlements		\$300,000

DATED:

APPROVED BY:

County Executive of the County of Suffolk

Date of Approval:

Introductory Resolution No. 2253-10 Laid on Table 12/21/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
**NAZZARENA CONSOLE AND MICHAEL CONSOLE,
AS TENANTS BY THE ENTIRETY
0100-021.00-01.00-079.000**

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 021.00, Block 01.00, Lot 079.000, and acquired by tax deed on June 05, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 09, 2009, in Liber 12590, at Page 413, and otherwise known and designated by the Town of Babylon, as Lot 77 on a certain map entitled "Map of Babylon Farms", Section 3, filed in the Office of the Suffolk County Clerk on August 20, 1935 as Map No. 1191; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on June 05, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 09, 2009 in Liber 12590 at Page 413.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, NAZZARENA CONSOLE AND MICHAEL CONSOLE has made application of said above described parcel and NAZZARENA CONSOLE AND MICHAEL CONSOLE has paid the application fee and has paid \$79,559.35, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, and

1st - RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd - **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to NAZZARENA CONSOLE AND MICHAEL CONSOLE, 98 Oak Street, Deer Park NY 11729, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

2253

November 15, 2010

Tax Map No.: 0100-021.00-01.00-079.000

Name of Last Legal Fee Owner: NAZZARENA CONSOLE AND MICHAEL CONSOLE

TREASURER'S COMPUTATION..... \$79,559.35

Taxes.....2009/2010..... INCLUDED

License/Storage Fee..... OPEN

Repairs..... OPEN

Miscellaneous Expenses..... OPEN

TOTAL..... \$79,559.35

Monies Received..... \$79,559.35

RESOLUTION AMOUNT..... \$79,559.35

APPROVED:

Karen A. Slater 11/22/10
Accounting
LS:ag

PREPARED BY:

Lori Sklar
Lori Sklar
Redemption Unit
(631) 853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0100	021.00	01.00	079.000 <i>2253</i>

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	15336.76
2005/06	16047.60
2007/08	14761.07
2008/09	11387.85
2009/10	11504.23

2006/07 PROPERTY TAXES PAID BY SILK ABSTRACT COMPANY

TOTAL: 69037.51

B. INTEREST DUE	6733.30
C. TOTAL	75770.81
D. 5% LINE C	3788.54
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$79,559.35

11/22/10

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

15-Oct-10



Diane M. Stuke

Deputy County Treasurer

**Interest and penalty computed to
and including 04/13/11

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

2253

1. Type of Legislation

Resolution X
Tax Map Number 0100-021.00-01.00-079.000

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X 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 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2010

10. Typed Name & Title of Preparer Signature of Preparer Date

Lori Sklar

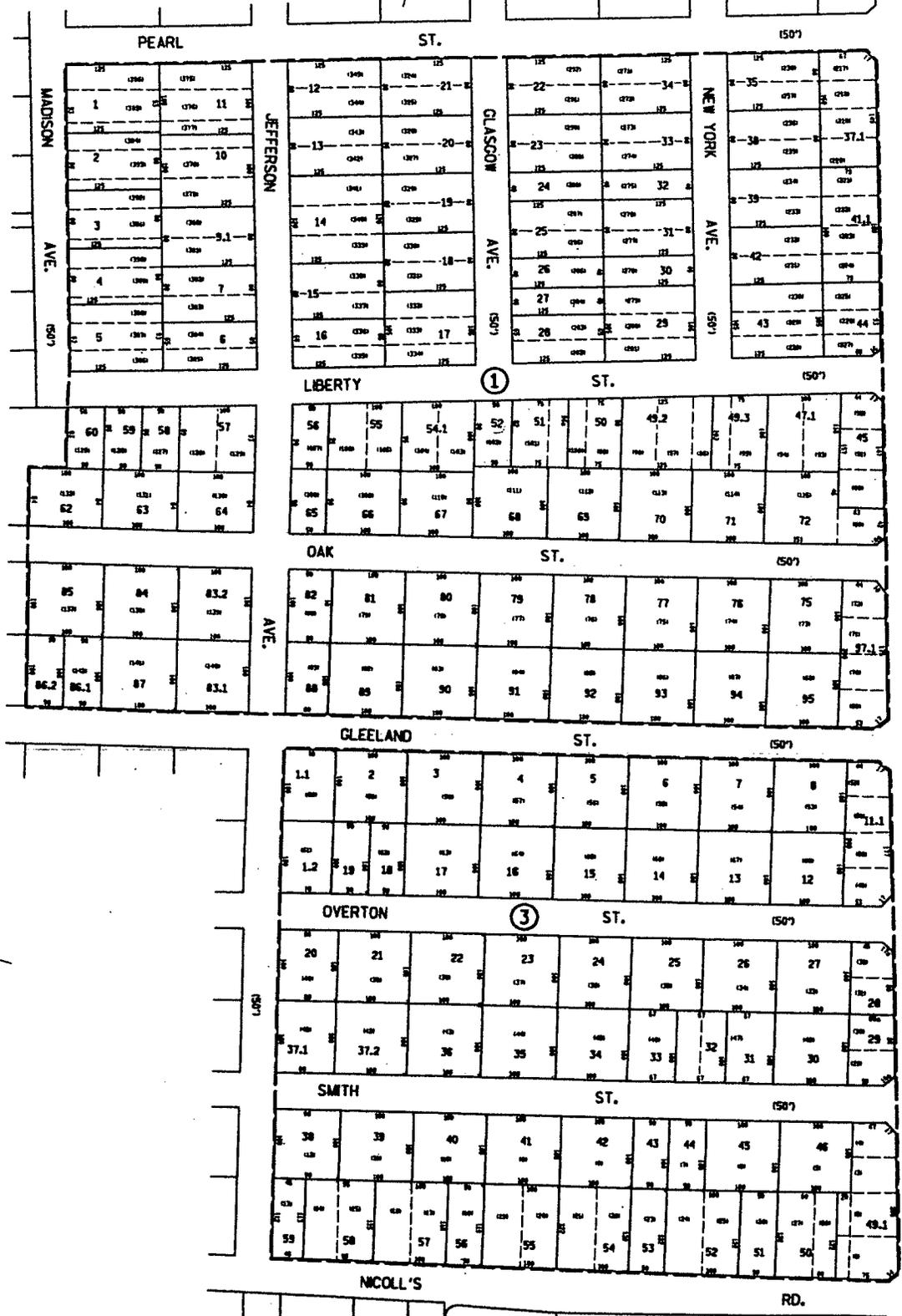
Lori Sklar

11/19/10

09-09-97
 11-10-97
 06-09-99
 10-07-99
 11-05-99
 10-20-00
 03-28-01
 01-15-03
 03-16-06

0100 021 01 079

2253



LEGEND	Property or 80 Line	-----	Subdivision Lot No.	123	Back Lot#	-----	School District Line	--- SCH ---	Hydrant District Line	--- H ---	UNLESS DRAWN WITHIN THE ARE SCHOOL 1 FIRE 14 LIGHT 55 PARK AMBULANCE
	Revised Common Form	----- Z -----	Subdivision Block/Map No.	(21)	Block No.	②	Fire District Line	--- F ---	Rehob District Line	--- R ---	
	Subdivision Lot Line	-----	Reed Division	or	County Line	-----	Peter District Line	--- P ---	Waterford District Line	--- WST ---	
	Street / Share	-----	Scold Division	or	Town Line	-----	Light District Line	--- L ---	Ambulance District Line	--- A ---	
	Parcel No.	23	Reed Area	12.1 A(8) Or 12.1A	Wedge Line	-----	Park District Line	--- P ---	Postover District Line	--- PO ---	
		Calculated Area	12.1 A(8)			Sewer District Line	--- S ---				

Revisions
 09-17-97
 08-07-98



14
13
12
11
10

Joins Map 4

HALF HOLLOW HILLS Park

1746

5

2

231

57

38

3

34

WHEASLEY HEIGHTS

WYANDANCH

PARKWAY STATE NEW

WYANDANCH AVENUE

Belmont

Picnic Area Lake

L.I.S.P.C. (Holtz) State

Park

WEST BABYLON

DEER PARK

Long

GRAND

CLARK

BEREN AV

LINDQUET LA

MANLEPS LA

RAIL FARM

ELMWOOD RD

TEL

WYANDANCH

1743

1704

2

Eldo Lake

North Babylon

North Babylon

North Babylon

North Babylon

North Babylon

North Babylon

7

CLARK

BEREN AV

LINDQUET LA

MANLEPS LA

RAIL FARM

ELMWOOD RD

TEL

WYANDANCH

7

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BEREN AV

LINDQUET LA

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Gen 34

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

2253

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

November 19, 2010

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

Re: Tax Map No. 0100-021.00-01.00-079.000
NAZZARENA CONSOLE AND MICHAEL CONSOLE

Dear Mr. Crannell:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

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

Very truly yours,

Carrie Meek Gallagher
Carrie-Meek Gallagher, Commissioner
Department of Environment and Energy

LS:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:

Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:

Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicko, Inventory

53

2254

Intro. Reso. No -2010 Laid on the Table
Introduced by the Presiding Officer on behalf of the County Executive

12/21/10

RESOLUTION NO. -2010, AUTHORIZING NOT-FOR-PROFIT AGENCIES TO UTILIZE FUNDING FOR EXTRA-CONTRACTUAL SOCIAL SERVICES DELIVERED TO THE COUNTY AND ITS RESIDENTS

WHEREAS, programs are contracted for by the County of Suffolk with not-for-profit agencies on behalf of third-party clients, which include, but are not limited to programs to provide social services; health or medical services; housing and shelter assistance services; legal services; employment assistance services; and/or vocational, educational or recreational programs; and

WHEREAS, the contracted programs run by these agencies will occasionally generate excess revenue due to fees, grants or revenue from sources other than the County; and

WHEREAS, currently such excess revenue is returned to the County, but it is in the best interests of the County in delivering social service programs that when an agency is able to deliver extra-contractual social services benefiting the County and its residents, the agency should be able to do so; and

WHEREAS, a contract amendment is necessary if a not-for-profit agency is to utilize funding to deliver extra-contractual social services benefiting the County and its residents; now therefore be it

1st RESOLVED, that the Suffolk County Budget Director is hereby granted the option to amend any contract with any not-for-profit social service agency, which agency reasonable demonstrates to the department of Suffolk County government administering the contract that excess revenue generated under any County funded contract was, or will be, utilized to deliver extra-contractual social series benefiting the County and its residents; and be it further

2nd RESOLVED, the County Comptroller is hereby authorized, directed and empowered to assist, as necessary, with the review of any requested contract amendment where excess County funding is being utilized to deliver extra-contractual services benefiting the County and its residents; and be it further

3rd RESOLVED, that all contract amendments shall be subject to the approval of the County Attorney; and be it further

4th RESOLVED, that this Resolution shall apply to all County contracts executed at any time after the first day of January, 2004 with any not-for-profit social service agency benefiting the County and its residents, and be it further

5th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that the adoption of this law is a Type II action pursuant to Title 6 NYCRR Section 617.5(c) (20) and (27) since it constitutes a local legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of

priorities that may affect the environment. As a Type II action, the Legislature has no further responsibilities under SEQRA.

Dated: _____, 2010

APPROVED BY:

County Executive of Suffolk County

Date: _____, 2010

2255

Intro. Res. No. -2010
Introduced by Legislator Cooper

Laid on Table 12/21/10

**RESOLUTION NO. -2010, APPOINTING DUNCAN W.
ARMSTRONG AS A MEMBER OF THE SUFFOLK COUNTY
VANDERBILT MUSEUM COMMISSION (TRUSTEE NO. 15)**

WHEREAS, the term of office of David Bottomley as a member of the Suffolk County Vanderbilt Museum Commission expires on December 28, 2010; now, therefore, be it

RESOLVED, that **Duncan W. Armstrong** of Huntington, New York, is hereby appointed as a member of the Suffolk County Vanderbilt Museum Commission effective December 29, 2010, as Trustee No. 15, for a term of office to expire December 28, 2014, said appointment having been made pursuant to the provisions of Section 184-7 of the SUFFOLK COUNTY CODE.

DATED:

EFFECTIVE PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER AND
RESOLUTION NO. 226-1987 (SECTION 793-5 OF THE SUFFFOLK COUNTY CODE)

s:\res\r-appt-vm-armstrong

2256

Intro. Res. No. -2010
Introduced by Legislator Vilorio-Fisher

Laid on Table 12/21/10

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW
NO. -2010, A CHARTER LAW TO ELIMINATE
REQUIREMENT FOR VERBATIM MINUTES**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2010 a proposed local law entitled, "**A CHARTER LAW TO ELIMINATE REQUIREMENT FOR VERBATIM MINUTES**"; now, therefore, be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW TO ELIMINATE REQUIREMENT FOR
VERBATIM MINUTES**

**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 the Council on Environmental Quality ("CEQ") is an advisory board that assists the County of Suffolk in implementing and complying with the State Environmental Quality Review Act ("SEQRA").

This Legislature finds that the County of Suffolk enacted a local law in 2002 requiring CEQ to maintain verbatim minutes of all its meetings.

This Legislature finds that it is not necessary under New York's Open Meetings Law for any public body to maintain verbatim minutes of their meetings.

This Legislature further finds that CEQ must hire a court reporting company to provide verbatim minutes of its meetings.

This Legislature further determines that there is no compelling rationale for CEQ to maintain verbatim minutes of its meetings.

This Legislature also finds that tax dollars can be saved by eliminating the unnecessary requirement that CEQ maintain verbatim minutes.

Therefore, the purpose of this law is to eliminate the requirement that CEQ maintain verbatim minutes of its meetings.

Section 2. Amendment.

Subsection (D) of Section C1-4 of the SUFFOLK COUNTY CHARTER and Local Law 11-2002 are hereby repealed in their entirety.

Section -3. Applicability.

This law shall apply to the meetings of the Council on Environmental Quality occurring on or after the effective date of this law.

Section 4 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 5. 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 6. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\cl-CEQ minutes

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)

2256

DATE: DECEMBER 16, 2010
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. 2256-2010; A CHARTER LAW TO ELIMINATE REQUIREMENT FOR VERBATIM MINUTES

SPONSOR: LEGISLATOR VILORIA-FISHER

DATE OF RECEIPT BY COUNSEL: 12/15/2010 PUBLIC HEARING: /2011

DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED:

This proposed charter law would eliminate the requirement that the Council on Environmental Quality maintain verbatim minutes of its meetings.

This law will take effect immediately upon its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-eliminate-minutes-requirement-ceq

2257

Intro. Res. No. -2010
Introduced by the Presiding Officer

Laid on Table 12/21/10

RESOLUTION NO. -2010, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED STORMWATER REMEDIATION TO THE YAPHANK LAKES AND CARMAN'S RIVER AT CR 21 MAIN STREET/YAPHANK MIDDLE ISLAND ROAD, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Stormwater Remediation to the Yaphank Lakes and Carman's River at CR 21 Main Street/Yaphank Middle Island Road, Town of Brookhaven", pursuant to Section 6 of Local Law No. 22-1985 which project involves upgrades to the existing roadway stormwater management system along the CR 21 corridor with the intention of improving water quality discharging to the Yaphank Lakes and Carman's River; 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 L.K. McLean Associates, P.C. and subsequently sent out to all concerned parties; and

WHEREAS, at its December 8, 2010 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 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated December 9, 2010 of said recommendations; and

WHEREAS, Section 279-5(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 Stormwater Remediation to the Yaphank Lakes and Carman's River at CR 21 Main Street/Yaphank Middle Island Road, Town of Brookhaven constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

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

- 3) The proposed action will ultimately improve stormwater quality discharge into the Yaphank Lakes and Carman's River; and
- 4) The proposed project will not adversely impact the integrity of the Yaphank Historic District;

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 279-5(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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\ls-yaphank-lakes-carmens-river

2758

Intro. Res. No. -2010
Introduced by Legislators Schneiderman

Laid on Table 12/21/10

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO.
-2010, A CHARTER LAW TO PROVIDE FOR FAIR AND
EQUITABLE DISTRIBUTION OF PUBLIC SAFETY SALES
AND COMPENSATING USE TAX REVENUES**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on _____, 2010, a proposed local law entitled, "A CHARTER LAW TO PROVIDE FOR FAIR AND EQUITABLE DISTRIBUTION OF PUBLIC SAFETY SALES AND COMPENSATING USE TAX REVENUES," and said local law in final form is the same as when presented and introduced; now, therefore, be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW TO PROVIDE FOR FAIR AND EQUITABLE
DISTRIBUTION OF PUBLIC SAFETY SALES AND
COMPENSATING USE TAX REVENUES**

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 the County of Suffolk is authorized to allocate between one-eighth and three-eighths of the revenue generated from the County additional 1% sales and compensating use tax for public safety purposes.

This Legislature also finds that because sales taxes are collected from all over Suffolk County, sales tax revenue generated for public safety purposes should be allocated equitably between the Suffolk County Police District and those towns and villages that maintain their own police forces.

This Legislature determines that Local Law 18-1998 attempted to establish an equitable formula distributing public safety sales tax revenues but, unfortunately, the formula was confusing and compliance with the law has been uneven, at best.

This Legislature also determines that it is necessary to update and clarify the County's formula for allocating public safety sales tax revenues.

Therefore, the purpose of this law is to amend the Suffolk County Charter to establish a fair, population-based formula that will ensure that public safety sales tax revenues are shared equitably between the Suffolk County Police District and the towns and villages lying outside the district.

Section 2. Amendments.

Article IV of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

**ARTICLE IV
County Budget and Capital Program**

* * * *

§ C4-6. Submission of proposed county budget by County Executive.

* * * *

- J. The proposed expense budget for any fiscal year shall include in the budget document required by Subsection A(2) of this section special payments to the following municipalities: the Towns of Riverhead, Southampton, Shelter Island, Southold and East Hampton and the Villages of Amityville, Ocean Beach, [Saitaire] Saltaire, Head of Harbor, Nissequogue, Asharoken, Huntington Bay, Lloyd Harbor, Northport, Westhampton Beach, Quogue, Sag Harbor, Southampton, [North Haven] and East Hampton, for public safety purposes from the county's general ~~[1/8]~~ 1/4 of 1% public safety sales and compensating use tax revenues for as long as such ~~[1/8]~~ 1/4 of 1% sales and compensating use tax revenue component, or any successor component thereto, is in effect in Suffolk County. [The special payments shall be based on the respective shares (measured as a percentage) that each municipality bears to all others in the adopted 1997 county operating budget and shall be adjusted upward or downward for years subsequent to fiscal year 1997 by taking into account any increases or decreases each year in the sales and compensating use tax revenues generated by the 1/8 of 1% sales and compensating use tax revenue component.] The special payments shall be computed by multiplying the amount allocated to the Police District Fund by a fraction equal to the total population residing within the aforesaid municipalities divided by the total population of the County. This amount shall then be divided among the municipalities based upon the respective percentage that the population of each municipality bears to all others as determined by the most recent published population survey as published by the Long Island Power Authority (LIPA) or any successor thereto.

* * * *

C4-10. Action by County Legislature on proposed budget.

* * * *

- K. The adopted expense budget for any fiscal year shall include special payments to the following municipalities: the Towns of Riverhead, Southampton, Shelter Island, Southold and East Hampton and the Villages of Amityville, Ocean Beach, Saltaire, Head of Harbor, Nissequogue, Asharoken, Huntington Bay, Lloyd Harbor, Northport, Westhampton Beach, Quogue, Sag Harbor, Southampton, and East Hampton, for public safety purposes from the county's general 1/4 of 1% public safety sales and compensating use tax revenues for as long as such 1/4 of 1% sales and compensating use tax revenue component, or any successor component thereto, is in effect in Suffolk County. The special payments shall be computed by multiplying the amount allocated to the Police District Fund by a fraction equal to the total population residing within the aforesaid municipalities divided by the total population of the County. This amount shall then be divided among the municipalities based upon the respective percentage that the population of each municipality bears to all others as determined by the most recent

published population survey as published by the Long Island Power Authority (LIPA) or any successor thereto.

* * * *

Section 3. Applicability.

This law shall apply to expense budgets proposed and adopted on or after the effective date of this law.

Section 4. 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 5. 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) 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 6. Effective Date.

This law shall not take effect until at least sixty (60) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Suffolk voting on a proposition for its approval if within sixty (60) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against this law in conformity with the provisions of Section 34(4) of the NEW YORK MUNICIPAL HOME RULE LAW and upon filing in the office of the Secretary of State.

[] Brackets denote deletion of existing language.

___ Underlining denotes addition of new language.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\cl-fair equitable sales tax - 2010

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

2258

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: DECEMBER 16, 2010
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. 2258-2010; A CHARTER LAW TO PROVIDE FOR FAIR AND EQUITABLE DISTRIBUTION OF PUBLIC SAFETY SALES AND COMPENSATING USE TAX REVENUES

SPONSOR: LEGISLATOR SCHNEIDERMAN

DATE OF RECEIPT BY COUNSEL: 12/15/2010 PUBLIC HEARING: /2011

DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED:

This proposed law would amend and clarify the County's charter provisions relating to the allocation of public safety revenues generated by the County's additional 1% sales tax for public safety purposes.¹

Specifically, this law would require that the towns and villages located outside the Suffolk County Police District receive a proportionate share of the public safety sales tax revenues, based on population.² The County Executive would be required to propose, and the Legislature would be required to adopt, an operating budget that provides for such payments.

This law is made subject to a permissive referendum.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-fair-equitable-sales-tax-2010

¹ Section 1262-j of NEW YORK TAX LAW authorizes the County to use between one-eighth and three-eighths of the revenue generated by the additional 1% sales and compensating use tax for public safety purposes.

² The payments to towns and villages will be calculated by multiplying the amount of sales tax revenues allocated to the Police District by a fraction equal to the population residing within these municipalities divided by the total population of Suffolk County. This amount will then be divided among the towns and villages based upon their respective populations.

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Intro. Res. No. - 2010

Laid on the Table

12/21/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, REQUESTING THE CONVEYANCE OF A PORTION OF A PARCEL OF REAL PROPERTY, HAVING A SUFFOLK COUNTY TAX MAP IDENTIFICATION NUMBER OF DISTRICT 0100 SECTION 045.00 BLOCK 01.00 LOT 008.000, FOR PUBLIC HIGHWAY PURPOSES AND REQUESTING APPROVAL FROM THE DEER PARK FIRE DISTRICT, SUFFOLK COUNTY, NEW YORK AND FROM THE STATE OF NEW YORK, OFFICE OF GENERAL SERVICES, FOR CONVEYANCE OF SAME, PURSUANT TO NEW YORK STATE PUBLIC LANDS LAW §34

WHEREAS, a certain parcel of real property presently owned by Deer Park Fire District #13, Town of Babylon, County of Suffolk, New York, and having a Suffolk County Tax Map Identification Number of District 0100 Section 045.00 Block 01.00 Lot 008.000, is situated within the geographical boundaries of the Deer Park Fire District #13, Town of Babylon, Suffolk County, New York"; and

WHEREAS, the County of Suffolk, New York is interested in acquiring a portion of said parcel of real property (hereinafter referred to as the "Subject Premises") for the purpose of using said portion for public highway purposes to improve CR 4, Commack Road (a copy of the proposed acquisition map and description being attached hereto as Exhibit "A"); and

WHEREAS, Deer Park Fire District #13 acquired the Subject Premises by Letters Patent from the State of New York dated November 25, 1992, which was recorded in the Office of the Suffolk County Clerk on March 24, 1994 at Deed Liber 11669 Cp. 921 (a copy of the Letters Patent being attached hereto as Exhibit "B"); and

WHEREAS, said Letters Patent specifically contains a covenant and reverter provision restricting the use of the Subject Premises for fire district purposes only; and

WHEREAS, the New York State Offices of General Services has indicated that it is willing to authorize the conveyance of the Subject Premises to the County of Suffolk for public highway purposes provided that the following procedure is followed:

- a. First: A resolution is approved by the Suffolk County Legislature requesting the within conveyance for public highway purposes One Dollar (to be waived);
- b. Second: The Board of Fire Commissioners of the Deer Park Fire District authorizes said conveyance by the passage of a resolution;
- c. Third: An Authorized party on behalf of The Board of Fire Commissioners of the Deer Park Fire District must execute a quitclaim deed, along with all attendant documents thereto, conveying the Subject Premises to the State of New York; and
- d. Fourth: The New York State Offices of General Services will convey the Subject Premises to the County of Suffolk by Letters Patent for the sum of One Dollar (to be waived); said Letters

Patent containing a covenant restricting the use of the Subject Premises for highway purposes only and subject to reverter in and to the State of New York;

now, therefore be it

1st RESOLVED, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR Part 617; and be it further

2nd RESOLVED, that the 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 of Title 6 NYCRR Part 617.7(c), which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and
2. The proposed action simply transfers ownership of the land for public highway improvement purposes, an eventual Type II action under SEQRA;

and be it further

3rd RESOLVED, that the County of Suffolk does hereby request the acquisition of that portion of the parcel having a Suffolk County Tax Map Identification Number of District 0100 Section 045.00 Block 01.00 Lot 008.000, more particularly described in Exhibit "A", attached hereto and requests that Deer Park Fire District #13, Town of Babylon, Suffolk County, New York and the State of New York, Office of General Services, approve conveyance of same pursuant to New York State Public Lands Law §34, for a consideration not to exceed One & 00/100 (\$1.00) Dollar (to be waived); and be it further

4th RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, or his duly appointed designee, be and hereby is authorized to execute and acknowledge all documents necessary to convey the Subject Premises described herein into the County of Suffolk.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:



2259

Sidney B. Bowne & Son, LLP
235 East Jericho Turnpike
PO Box 109
Mineola, NY 11501
Phone: 516-746-2350
Fax: 516-747-1396
www.bownegroup.com

DESCRIPTION OF REAL PROPERTY TO BE ACQUIRED BY THE COUNTY OF SUFFOLK FOR WIDENING COMMACK ROAD (COUNTY ROUTE No. 4)

DESIGNATED AS
SUFFOLK COUNTY LAND TAX MAP
DISTRICT 100, SECTION 45, BLOCK 1, PART OF LOT 8

All that certain plot, piece or parcel of land, situate, lying and being in the Town of Babylon, County of Suffolk and State of New York, said parcel being part of property described in deed liber 11669 page 921 and being more particularly bounded and described as follows:

BEGINNING at a point formed by the intersection of the easterly line of Commack Road (C.R. #4) with the northerly line of Nicholl's Road, said point being the point of beginning of property described in deed liber 11669 page 921. Said point of beginning has a New York State Plane Coordinate of North 220,118.43 East 1,175,239.34 referenced to the North American Datum of 1983.

Running thence North 00°14'46" West, along the easterly line of Commack Road, 570.00 feet;

Thence North 80°52'27" East 10.61 feet;

Thence South 00°41'43" East 543.37 feet, to the point of curvature of a tangent circular arc;

Thence southerly and easterly along the arc of a tangent circular curve to the left having a radius of 20.00 feet and arc distance of 35.74 feet, to a cusp on the northerly line of Nicoll's Road;

Thence South 76°54'24" West, tangent to the previous circular curve, along the northerly line of Nicoll's Road, 40.20 feet, to the POINT of BEGINNING

Containing within said bounds 7,381 Square Feet (0.169 Acres)

All bearings refer to the meridian of the North American Datum of 1983 New York State Plane Coordinate System which is rotated 0°31'54" clockwise from the meridian referred to in deed liber 11669 page 921

T:\Private Site\107\80520\Doc\ DESCRIPTION.doc

EXHIBIT "A"

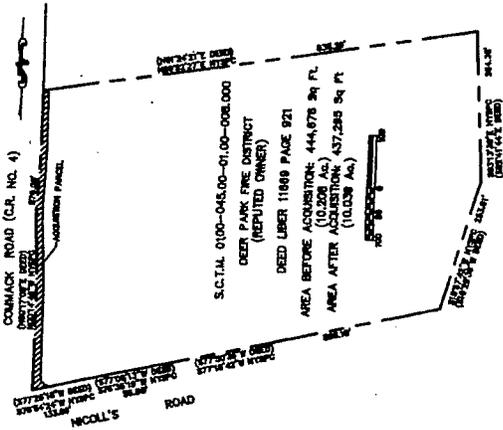
2259

COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS
VIRGINIA, AUSTIN, P.E., COMMISSIONER
VIRGINIA, AUSTIN, P.E., COMMISSIONER

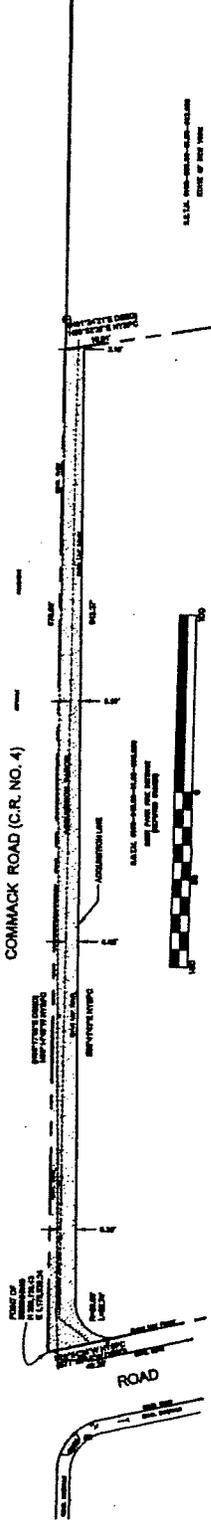


LOCATION MAP FOR SCALE

MAP SHOWING
PROPERTY TO BE ACQUIRED FROM
DEER PARK FIRE DISTRICT
FOR THE CONSTRUCTION OF
C.R. NO. 4
TOWN OF BABYLON, SUFFOLK COUNTY, N.Y.
TRADING AREA
7,381 SQUARE FEET
JUNE 2010
SCALE 1"=30'



COMMACK ROAD (C.R. NO. 4)



SYMBOL LEGEND

- VALLEY FILL
- ANY WIRE
- FENCE
- WATER TRAIL
- CURB DRIVE
- ONE WAY
- TELEPHONE SERVICE
- CABLE TELEVISION
- GAS
- WATER
- SEWER
- SLOTTED CURB/SLIP
- UNDEVELOPED
- OPEN LAND FENCE

NOTES:

1. THIS MAP IS A PRELIMINARY MAP AND THE BOUNDARIES SHOWN THEREON ARE NOT TO BE CONSIDERED AS A FINAL BOUNDARY MAP.
2. THE BOUNDARIES SHOWN ON THIS MAP ARE BASED ON THE RECORDS OF THE COUNTY OF SUFFOLK, NEW YORK.
3. THE BOUNDARIES SHOWN ON THIS MAP ARE BASED ON THE RECORDS OF THE COUNTY OF SUFFOLK, NEW YORK.

1. SUFFOLK COUNTY, NEW YORK
2. SUFFOLK COUNTY, NEW YORK
3. SUFFOLK COUNTY, NEW YORK
4. SUFFOLK COUNTY, NEW YORK
5. SUFFOLK COUNTY, NEW YORK
6. SUFFOLK COUNTY, NEW YORK
7. SUFFOLK COUNTY, NEW YORK
8. SUFFOLK COUNTY, NEW YORK
9. SUFFOLK COUNTY, NEW YORK
10. SUFFOLK COUNTY, NEW YORK

STATE & LOCALITY N.Y. N.Y. 11707

DESIGNED BY
CHECKED BY
DRAWN BY
DATE
SCALE
PROJECT NO.

MADE BY
DRAWN BY
CHECKED BY

NO.	DATE	DESCRIPTION

2259

THIS FORM MUST BE TYPED OR PRINTED IN BLACK INK ONLY PRIOR TO RECORDING OR FILING.

FOLK COUNTY CLERK		2	25204	3	RECORDED
116691921				MAR 24 4 23 PM '94	
if pages 6				TAXINE	
TORKENS				SUFFOLK COUNTY	
ic #					
d / Mortgage Instrument		Deed / Mortgage Tax Stamp		Recording / Filing Stamp	

F E E S

Filing Fee	15.00	Mortgage Amt.	_____
log	5.00	1. Basic Tax	_____
4	6.00	2. SONYMA	_____
08	_____	Sub Total	_____
17 (County)	5.00	3. Spec./Add.	_____
17 (State)	25.00	TOT. MTG. TAX	_____
S.A.	15.00	Dual Town ___ Dual County ___	_____
1. of Ed.	5.00	Held for Apportionment	_____
WH	_____	Transfer Tax	0.00
ical Copy	_____	Mansion Tax	_____
Copy	_____	The property covered by this mortgage	_____
(1 copy)	0.00	is or will be improved by a one or two	_____
(108)	0.00	family dwelling only.	_____
		YES ___ or NO ___	_____
		if NO, see appropriate tax clause on	_____
		page # _____ of this instrument.	_____

Sub Total 31.00

Sub Total 45.00

GRAND TOTAL 76.00



Real Property Tax Service Agency Verification				6.	Title Company Information
Dist	Section	Block	Lot		Fidelity National Title Insurance Co.
0/00	045.00	0/10	08.000		Company Name
					AC 8293
					Title Number

PAID BY: Cash ___ Check Charge ___

Payer same as R & R ___

WILLIAM F. CLARK, JR.,
ESQ.
112 MAPLE PLACE
PORT JEFFERSON, N.Y. 11777

Fidelity National Title Insurance Co.

RECORD & RETURN TO (ADDRESS)

Suffolk County Recording & Endorsement Page

This page forms part of the attached LETTERS PATENT made by:
(Deed, Mortgage, etc.)

PEOPLE OF THE
STATE OF NEW YORK
TO
R PARK FIRE
TRUST

The premises herein is situated in
SUFFOLK COUNTY, NEW YORK.
In the TOWN of SABYLOA
In the VILLAGE
or HAMLET of _____

EXHIBIT "13"

2259

**The People of the State of New York, by the Grace of God,
Free and Independent,**

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Know ye, That pursuant to Chapter 110 of the Laws of 1990 and Findings of the Commissioner of General Services in the Executive Department of the State of New York dated November 16, 1992, and in consideration of the mutual covenants and agreements as set forth in an agreement dated April 1, 1992 between The People of the State of New York, acting by the Commissioner of the Department of Environmental Conservation and Deer Park Fire District, a New York municipal corporation having its principal office at 25th Floor Corning Tower, Empire State Plaza, Albany NY, Deer Park Avenue and place of business at P.O. Box 293, Deer Park, New York 11729, we have granted and conveyed and by these presents do hereby grant and convey unto said DEER PARK FIRE DISTRICT, its successors and assigns forever, subject to the conditions hereinafter expressed, all the right, title and interest of The People of the State of New York in and to the following premises:

All that certain tract, piece or parcel of land, situate, lying, and being at Edgewood, Town of Babylon, County of Suffolk, State of New York, being more particularly bounded and described as follows:

Beginning at a point formed by the intersection of the easterly line of Comack Road (C.R. #4) with the northerly line of Nichols Road; running thence from said point of beginning, along the easterly line of Comack Road (C.R. #4), N. 00 degrees, 17 minutes, 08 seconds east 570.00 feet to a point; running thence through land of the State of New York the following three (3) courses and distances:

1. North 81 degrees, 24 minutes, 21 seconds east 835.26 feet;
2. South 02 degrees, 41 minutes, 44 seconds east 284.38 feet;
1. South 16 degrees, 29 minutes, 16 seconds west 253.61 feet to a point on the prolongation of the northerly line of Nichols Road; running thence along the prolongation of the northerly line of Nichols Road, and the northerly line of Nichols Road, through and along land of the New York State Department of Environmental Conservation the following three (3) courses and distances:
1. South 77 degrees, 50 minutes, 16 seconds west 598.16 feet;
2. South 77 degrees, 04 minutes, 13 seconds west 56.40 feet;
3. South 77 degrees, 26 minutes, 18 seconds west 133.06 feet to the point of beginning. Containing 10.21 acres.

This grant is made and accepted subject to the following conditions:

1. Said premises shall be used for fire district purposes only, and in the event that said premises shall not be used for such purposes, the title hereby conveyed shall revert to The People of the State of New York and the

2259

Attorney General may institute an action in the Supreme Court for a judgment declaring a reversion of such title in the State.

2. Deer Park Fire District shall complete and maintain the fence enclosing the perimeter of the lands conveyed herein.

Subject to any covenants, restrictions or easements affecting the above described premises.

Excepting and Reserving to ourselves all gold and silver mines and all uranium or other fissionable materials in the premises.

Together with all and singular, the rights, hereditaments and appurtenances to the same belonging or in any wise appertaining.

TO HAVE AND TO HOLD unto the said DEER PARK FIRE DISTRICT, its successors and assigns, subject to the conditions herein expressed.

[Faint, illegible text]

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IN WITNESS WHEREOF our Commissioner of General Services has executed these letters patent in our name this 16th day of November, 1992

THE PEOPLE OF THE STATE OF NEW YORK

By Robert B. Adam

COMMISSIONER OF GENERAL SERVICES

STATE OF NEW YORK

ss.:

DEPARTMENT OF STATE

I hereby certify that the Great Seal of the State of New York

was hereto affixed on the 25th day of

November, 1992
Nathan A. Hamm
Nathan A. Hamm, Special Deputy Secretary of State

Approved as to form this 2nd day of December, 1992

Approved this DEC 18 day of 1992

[Signature]
State Comptroller

By X. 194,368

ROBERT ABRAMS
Attorney General

By Henry J. Dato

Assistant Attorney General
Sub pen 92-67

360

SECRET

6522

116691921

The People of the State of New York
TO

DEER PARK FIDE DISTRICT

LETTERS PATENT

STATE OF NEW YORK
Department of State
December 23, 1992
Recorded in Book of Patents

No. 95 at page 358

Secretary of State
By *Jan Durfee*
Janice Durfee
Miscellaneous Records

STATE OF NEW YORK
OFFICE OF GENERAL SERVICES
ALBANY, NY 12242

William F. Glase, Jr. Esq
112 Maple Place
Port Jefferson, N.Y. 11777

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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

7259

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
<p>RESOLUTION NO. -2010, REQUESTING THE CONVEYANCE OF A PORTION OF A PARCEL OF REAL PROPERTY, HAVING A SUFFOLK COUNTY TAX MAP IDENTIFICATION NUMBER OF DISTRICT 0100 SECTION 045.00 BLOCK 01.00 LOT 008.000, FOR PUBLIC HIGHWAY PURPOSES AND REQUESTING APPROVAL FROM THE DEER PARK FIRE DISTRICT, SUFFOLK COUNTY, NEW YORK AND FROM THE STATE OF NEW YORK, OFFICE OF GENERAL SERVICES, FOR CONVEYANCE OF SAME, PURSUANT TO NEW YORK STATE PUBLIC LANDS LAW §34</p>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No <input checked="" type="checkbox"/>		
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: 20px; margin: 0 auto; display: flex; align-items: center; justify-content: center;"> <p style="margin: 0;">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		
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		
N/A		
9. Timing of Impact		
Upon resolution adoption		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		December 6th, 2010

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

2259

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV 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 TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

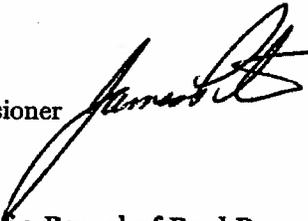
JAMES K. PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

2259

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

FROM: James K. Peterman, P.E., Chief Deputy Commissioner 

DATE: November 19, 2010

RE: **Requesting the Conveyance of a Portion of a Parcel of Real Property, Having a Suffolk County Tax Map Identification Number of District 0100 Section 045.00 Block 01.00 Lot 008.000, for Public Highway Purposes and Requesting Approval from the Deer Park Fire District, Suffolk County, New York and from the State of New York, Office of General Services, for Conveyance of Same, Pursuant to Section 34 of the New York State Public Lands Law**

Attached is a draft resolution and duplicate copy requesting the conveyance of a parcel of real property situated in the Town of Babylon, Suffolk County, New York, pursuant to Public Lands Law §34.

The purpose of this conveyance from the Deer Park Fire District to the County of Suffolk is for public highway purposes to improve CR 4, Commack Road, pursuant to NYS Public Lands Law §34.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-PLL 34 Conveyance from Deer Park FD.doc".

JKP/WH/td
attach.

cc: Chris Kent, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Principal Financial Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Chief Accountant
Linda Brandolf, CPA, Capital Accounting
Theresa D'Angelo, Principal Clerk
Michael Mulé, Senior Planner

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

2260

12/21/10

Intro Res. No. -2010 Laid on Table
Introduced by Presiding Officer Lindsay on request of the County Executive

RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF
AGREEMENT BY THE ADMINISTRATIVE HEAD OF
SUFFOLK COUNTY SEWER DISTRICT NO. 7 - TWELVE PINES, AND
INTERCOUNTY ASSOCIATES II, LLC (BR-1445)

WHEREAS, Intercounty Associates II, LLC is located outside the boundary of Suffolk County Sewer District No. 7 – Twelve Pines; and

WHEREAS, Intercounty Associates II, LLC is authorized to discharge Twelve Thousand Three Hundred Twenty gallons per day (12,320 GPD) to the Districts facilities, and

WHEREAS, Intercounty Associates II, LLC has petitioned and requested the Administrative Head of the District for permission to discharge an additional One Thousand Seven gallons per day (1,007 GPD), for a total discharge of Thirteen Thousand Three Hundred Twenty-Seven gallons per day (13,327 GPD), and

WHEREAS, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity in excess of its own needs; and

WHEREAS, the connection has been approved by the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, the proposed flow has received the approval of the Suffolk County Sewer Agency (Resolution 26-2010) with a connection fee rate of \$30.00 per gallon per day of sewage capacity; for a total connection fee of Thirty Thousand Two Hundred Ten Dollars (\$30,210.00); to the district; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 7 and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; now therefore be it

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action, now, therefore, be it further

2nd RESOLVED, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the developer upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 7 – Twelve Pines and that they be required to post a surety bond or bonds and deposit cash or securities with the County Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts.

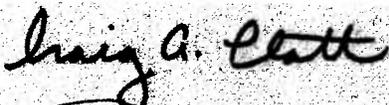
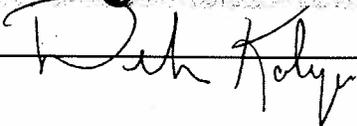
DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:

2260

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. -2010, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 7 - TWELVE PINES, AND INTERCOUNTY ASSOCIATES II, LLC (BR-1445)		
3. Purpose of Proposed Legislation To authorize the execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 7 – Twelve Pines and Intercounty Associates II, LLC (BR-1445), a firm seeking permission to discharge an additional 1,007 GPD.		
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)		
County	Town	Economic Impact
Village	School	District
Library	District	Fire District
		Other (Specify): SCSD #7 - Twelve Pines
6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact The connection fee of \$30.00 per gallon per day (Thirty Thousand Two Hundred Ten Dollars) (\$30,210.00) for this project will be paid to the District.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A		
8. Proposed Source of Funding N/A		
9. Timing of Impact N/A		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Craig A Platt Assistant Director of Sewer District Activation Debra Kaiyep Principal Financial Analyst	 	11/15/10 12/3/10

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2260

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV 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 TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

SUFFOLK COUNTY SEWER AGENCY 2260

RESOLUTION NO: 26 - 2010

AUTHORIZING AN INCREASE IN FLOW FROM INTERCOUNTY ASSOCIATES II, LLC (BR-1445) TO SUFFOLK COUNTY SEWER DISTRICT No. 7 – TWELVE PINES

WHEREAS, Intercounty Associates II, LLC is an existing building in Medford, New York, on property identified on the Suffolk County Tax Map as District 0200, Section 812.00, Block 03.00, Lots 005.012 and 005.013

WHEREAS, the Premises are not located within the boundaries of Suffolk County Sewer District No. 7 – Twelve Pines (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, Intercounty Associates II, LLC is authorized to discharge Twelve Thousand Three Hundred Twenty gallons per day (12,320 GPD) to the Districts facilities, and

WHEREAS, Intercounty Associates II, due to the proposed expansion of the warehouse space in the facility, will generate an additional sewage flow of One Thousand Seven gallons per day (1,007 GPD) (the "additional flow"), and bring the total authorized discharge to Thirteen Thousand Three Hundred Twenty-Seven gallons per day (13,327 GPD), and

WHEREAS, the owner of Intercounty Associates II, LLC has applied to this Agency for permission to connect the additional flow from Intercounty Associates II, LLC to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the additional flow which is expected to emanate from Intercounty Associates II, and

WHEREAS, the connection of the additional flow of Intercounty Associates II, LLC to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County,

WHEREAS, pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is listed as a Type II Action, and requires no further action, and

NOW, THEREFORE, IT IS

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action, now, therefore, be it further

2260

2nd RESOLVED, that Intercounty Associates II, LLC be permitted to connect to the sanitary sewerage facilities of the District, upon such terms and conditions as the Administrative Head of the District may impose, subject to the terms and conditions hereof, and it is further

3rd RESOLVED, that One Thousand Seven gallons per day (1,007 GPD), of additional capacity in the District's sewage treatment plant be allocated to Intercounty Associates II, and it is further

4th RESOLVED, that the connection authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

5th RESOLVED, that the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between the developer of Intercounty Associates II, the District, the Suffolk County Department of Public Works ("DPW"), the Suffolk County Department of Health Services, the County of Suffolk and this Agency, which agreement shall contain such terms and conditions as the Administrative Head of the District shall determine, and it is further

6th RESOLVED, that the connection fee to be paid for Intercounty Associates II, LLC shall be paid at the rate of \$30.00 per gallon of sewage per day for a total of Thirty Thousand Two Hundred Ten Dollars (\$30,210.00) and it is further

7th RESOLVED, that no Certificate of Occupancy shall be issued for any additional portion of Intercounty Associates II, LLC until the Connection Agreement has been completed and the connection fee paid, all to the satisfaction of DPW, and it is further

8th RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of Intercounty Associates II, LLC if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein (the Connection Agreement), in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting November 15, 2010)

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

2260

DEPARTMENT OF PUBLIC WORKS

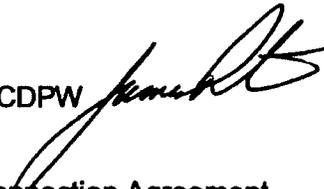
JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

To: Ken Crannell, Deputy County Executive

From: James Peterman, P.E., Chief Deputy Commissioner, SCDPW 

Date: November 15, 2010

Subject: Introductory Resolution Calling for Authorization of a Connection Agreement between Intercounty Associates II, LLC (BR-1445) and Suffolk County Sewer District No. 7 – Twelve Pines for One Thousand Seven gallons per day (1,007 GPD), of capacity.

Attached is a draft resolution filed as Reso-DPW-SA 26-2010 Intercounty Associates II, LLC (BR-1445) and appropriate forms with the backup filed as Backup-DPW-SA 26-2010 Intercounty Associates II, LLC (BR-1445) SCIN 175. This is a resolution authorizing the execution of a connection agreement by the Administrative Head of Suffolk County Sewer District No. 7 – Twelve Pines with Intercounty Associates II, LLC (BR-1445).

Project Facts:	
Type/Units:	Office and Warehouse space
Acreage:	29.5±
Flow:	1,007
Sewer District:	#7 – Twelve Pines
Groundwater Zone:	I
Legislative Districts:	3 rd

JP:JD:cap

- cc: Ed Dumas, Chief Deputy County Executive for Policy and Communications
- Gilbert Anderson, P.E. Commissioner, SCDPW
- John Donovan, P.E., SCDPW
- Ben Wright, P.E., SCDPW
- Elizabeth Duffy, SCDPW
- Kathy Laguardia, SCDPW
- Robert A Braun, Esq., SCDOL
- Debra Kolyer, County Executive's Office
- Brendan Chamberlain, Director of Intergovernmental Relations
- E-mail to CE Reso Review

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

2260

RESOLUTION SUBMITTAL SHEET

Capital Project	<u>NA</u> Legislative	Districts	<u>3rd</u>
Operating Fund	<u>NA</u> Federal	Aid %	<u>NA</u>
Other		State Aid %	<u>NA</u>

Give a complete description of why we are asking for reso; if aided, state status of aid

To authorize the execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 7 – Twelve Pines and Intercounty Associates II, LLC (BR-1445), a firm seeking permission to discharge an additional 1,007 GPD.

Previous resolution (list previous reso for the same work)

<u>Resolution</u>		
<u>Number</u>	<u>Purpose</u>	<u>Amount</u>

<u>Amounts being requested</u>		<u>Current</u>	<u>Funding</u>
Planning 0	_ Planning		<u>0</u>
Site 0	_ Site		<u>0</u>
Construction 0	_ Constructio	n	<u>0</u>
Land 0	_ Land		<u>0</u>
F&E 0	_ F&E		<u>0</u>

Project Status

Est. planning completion	<u>NA</u>	Design consultant
Est. construction start		Contractor
Est. construction completion		

State required offsets, their Legislative Districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue

Offset Leg. District Comments

2261

Intro. Res. No. -2010
Introduced by Presiding Officer Lindsay

Laid on Table 12/21/10

**RESOLUTION NO. -2010, APPROVING THE
APPOINTMENT OF A RELATIVE OF A COUNTY LEGISLATOR
IN THE SUFFOLK COUNTY BOARD OF ELECTIONS**

WHEREAS, §A6-3(B) of the SUFFOLK COUNTY ADMINISTRATIVE CODE requires legislative approval for the hiring or promotion of any relative of a County official to a position not being filled pursuant to Civil Service competitive examination; and

WHEREAS, Jacqueline Sterling Horsley, daughter of County Legislator Wayne Horsley, has been offered employment in the Suffolk County Board of Elections as an Assistant Election Clerk; now, therefore be it

1st RESOLVED, that the appointment of Jacqueline Sterling Horsley as an Assistant Election Clerk for the Suffolk County Board of Elections is hereby approved pursuant to §A6-3(B) of the SUFFOLK COUNTY ADMINISTRATIVE CODE; and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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: