

**STRICKEN AS OF END OF YEAR**

Intro. Res. No. 1890-2013  
Introduced by Legislator Kennedy

Laid on Table 11/6/2013

**RESOLUTION NO. -2013, AMENDING THE 2013  
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING  
FUNDS IN CONNECTION WITH STORMWATER SYSTEM  
DISCHARGE REMEDIATION AND STREAM WATER SILT  
REMOVAL AND REMEDIATION AT THE NISSEQUOGUE  
TRIBUTARY HEADWATERS NORTH FROM CR 76, TOWNLINE  
ROAD, TO MILLER'S POND, SMITHTOWN (CP 8710)**

**WHEREAS**, various studies and evaluations have been performed concerning the elevated groundwater table and chronic flooding occurring along the Nissequogue Tributary Headwaters, including a three-volume report produced through Capital Project 5013 in 1979; and

**WHEREAS**, these conditions are exacerbated during times of heavy rainfall; and

**WHEREAS**, sufficient funds are not included in the 2013 Capital Budget and Program to cover the cost of this necessary project, and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$250,000 in Suffolk County Serial Bonds; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2013 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-two (62) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

**2<sup>nd</sup>** **RESOLVED**, that the 2013 Capital Budget and Program be and is hereby amended as follows:

Project No.: 1755

Project Title: Infrastructure Improvements for Traffic and Public Safety and Public Health

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2013 Capital Budget &amp; Program</u>	<u>Revised 2013 Capital Budget &amp; Program</u>
3. Construction	<u>\$600,000</u>	<u>\$850,000B</u>	<u>\$600,000B</u>
TOTAL	\$600,000	\$850,000	\$600,000

Project No.: 8710

Project Title: Water Quality Protection - Nissequogue Tributary Headwaters  
North from CR 76, Townline Road,  
to Miller's Pond, Smithtown

	Total Est'd <u>Cost</u>	Current 2013 Capital Budget & <u>Program</u>	Revised 2013 Capital Budget & <u>Program</u>
3. Construction	\$1,187,500	\$0	\$250,000B
TOTAL	\$1,650,000	\$0	\$250,000

and be it further

**3<sup>rd</sup>** **RESOLVED**, that the proceeds of \$250,000 in Suffolk County Serial Bonds be and hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8710.326 (Fund 001-Debt Service)	Nissequogue Tributary Headwaters North from CR 76, Townline Road, to Miller's Pond, Smithtown	\$250,000

and be it further

**4<sup>th</sup>** **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, 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 (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: