

**STRICKEN AS OF END OF YEAR**

Intro. Res. No. 1912-2013  
Introduced by Legislator Browning

Laid on Table 11/6/2013

**RESOLUTION NO. -2013, AUTHORIZING APPRAISAL  
OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER  
PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO.  
24-2007, BAYVIEW DRIVE, MENNUTI PROPERTY - TOWN OF  
BROOKHAVEN (SCTM NO. 0209-037.00-01.00-021.000)**

**WHEREAS**, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of open space in accordance with specific criteria set forth therein; and

**WHEREAS**, the parcel(s) listed in Exhibit "A" of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

**WHEREAS**, the parcel(s) listed in Exhibit "A" of this resolution lies within the floodplain that was damaged by Superstorm Sandy and, therefore, the County may be eligible to receive federal and/or state funding to aid in the acquisition of this parcel; and

**WHEREAS**, the County should proceed with an appraisal and other preliminary planning steps in anticipation of receiving federal and/or state funding for the acquisition; and

**WHEREAS**, Resolution No. 265-2013 established a new three-step land acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

**1st RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

**2nd RESOLVED**, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a federal and/or state reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

**3rd RESOLVED**, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a federal and/or state reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

**4th 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:

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
1	District      0209 Section      037.00 Block        01.00 Lot            021.000	.23	Dominic Mennuti Ninety Four Associates, Inc. 863 Montauk Highway Shirley, NY 11967

**EXHIBIT "A"**