

**RESOLUTION NO. 629 -2015, ADOPTING LOCAL LAW
NO. 27 -2015, A LOCAL LAW TO CLARIFY THE PROCEDURES
FOR REVIEW OF APPLICATIONS FOR LICENSES AND
LEASES AT GABRESKI AIRPORT**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on June 2, 2015, a proposed local law entitled, "**A LOCAL LAW TO CLARIFY THE PROCEDURES FOR REVIEW OF APPLICATIONS FOR LICENSES AND LEASES AT GABRESKI**" now, therefore be it

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

LOCAL LAW NO. 27 -2015, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO CLARIFY THE PROCEDURES FOR
REVIEW OF APPLICATIONS FOR LICENSES AND LEASES AT
GABRESKI AIRPORT**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Local Law No. 24-2012 formally established and codified the Gabreski Airport Conservation and Assessment Committee ("Conservation and Assessment Committee"). This committee is authorized to review and make advisory recommendations regarding proposed licenses and leases at the airport.

This Legislature also finds and determines that Gabreski Airport is located within the area designated as the Central Pine Barrens by the 1993 New York State Pine Barrens Protection Act.

This Legislature also finds and determines that as a result of the ecologically sensitive location of the airport, the Gabreski Airport Community Advisory Board prepared the Gabreski Airport Proposed Land Use Plan, last dated March 15, 2007.

This Legislature also finds and determines that the Gabreski Airport Proposed Land Use Plan established areas within the airport that are available for future development and the areas that would remain in their natural state in accordance with the 1993 New York State Pine Barrens Protection Act.

This Legislature also finds and determines that it is necessary to amend the SUFFOLK COUNTY ADMINISTRATIVE CODE to ensure that the Airport Conservation and Assessment Committee continues to consider the Gabreski Airport Proposed Land Use Plan or any future revisions of such plan when it reviews proposed aviation development at the airport.

Therefore, the purpose of this law is to amend Article 34 of the SUFFOLK COUNTY ADMINISTRATIVE CODE to state expressly that the Conservation and Assessment Committee will consider the Gabreski Airport Proposed Land Use Plan when reviewing applications for licenses or leases at the airport.

Section 2. Amendments.

Section A34-2 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended as follows:

§ A34-2. Gabreski Airport Conservation and Assessment Committee

* * * *

C. The Department of Economic Development and Planning shall forward to the Committee all applications for leases, lease renewals, lease extensions, lease modifications, licenses, license renewals, license extensions and license modifications at Gabreski Airport, which have a term that exceeds 30 days' duration, for review by the Committee. The Committee will consider the Gabreski Airport Proposed Land Use Plan, or any successor plan, when reviewing applications. Upon completing its review of an application, the Committee shall make its findings and recommendations, which shall be advisory in nature.

Section 3. Applicability.

This law shall apply to actions 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 its filing in the Office of the Secretary of State.

___ Underlining denotes addition of new language

DATED: July 28, 2015

APPROVED BY:

/s/ Steve Bellone
County Executive of Suffolk County

Date: August 25, 2015

After a public hearing duly held on August 10, 2015
Filed with the Secretary of State on September 17, 2015