

Introduced by Presiding Officer, on request of the County Executive and Legislator Anker

RESOLUTION NO. 280 -2017, AUTHORIZING THE EXTENSION OF THE EXISTING AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 – SELDEN AND AVALON PINES AND 18 HOLE GOLF COURSE (BR-1130)

WHEREAS, Avalon Pines and 18 Hole Golf Course is the existing residential subdivision consisting of 450 garden apartments and 18 hole golf course with clubhouse and restaurant located in Coram, New York and connected to Suffolk County Sewer District No. 11 – Selden as an out-of-district contractee; and

WHEREAS, Avalon Pines and 18 Hole Golf Course currently has a Sewer Agency agreement dated September 2001 and expiring on December 31, 2021; and

WHEREAS, the aforementioned agreement allocated One Hundred Thirty-Three Thousand Four Hundred Seventy-Five gallons per day (133,475 GPD) of capacity to Avalon Pines and 18 Hole Golf Course and the connection fees for that capacity were paid in full; and

WHEREAS, Avalon Pines and 18 Hole Golf Course is in the process of selling the said property to the new owner; and

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

WHEREAS, Avalon Pines and 18 Hole Golf Course has petitioned and requested the Administrative Head of the District for the extension of the aforementioned Connection Agreement and received the approval of the Suffolk County Sewer Agency (Resolution No. 3-2017) authorizing the said extension for a standard 25-year term; and

WHEREAS, the extension of the Connection Agreement is subject to the approval of the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, EXECUTION OF AGREEMENT pursuant to Title 6 NYCRR Part 617.5(C) (11) and (20), this project involves the extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 11 – Selden and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the extension of the Connection Agreement to be approved; now, therefore be it

1st **RESOLVED**, that pursuant to Section 617.5(C) (11) and (20), of the SEQRA regulations, the SEQRA requirements for this project have been met, and require no further action; and 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 owner for Avalon Pines and 18 Hole Golf Course 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. 11 – Selden and that they be required to post a surety bond or bonds and deposit cash or securities with the County Comptroller in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts; and be it further

3rd **RESOLVED**, that the Suffolk County Department of Public Works is hereby authorized, empowered, and directed to take such action as may be Necessary, pursuant to section C8-2(L&M) of the Suffolk County Charter.

DATED: April 25, 2017

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: May 2, 2017