

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

RESOLUTION NO. 135 -2019, AUTHORIZING APPRAISAL OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 – SWAN RIVER ADDITION (SCTM NO. 0200-925.00-06.00-002.000 AND 0200-925.00-06.00-018.001) – TOWN OF BROOKHAVEN

WHEREAS, Local Law No. 24-2007, "A Charter Law Extending and Accelerating the Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection," authorizes the use of 31.10 per cent of sales and compensating use tax proceeds generated each year for Specific Environmental Protection including acquisition of open space; environmentally sensitive lands; farmland development rights; hamlet parks; active recreational parks; or historic/cultural parks, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, the parcel(s) listed in Exhibit "A" of this resolution meets the criteria for acquisition under the Drinking Water Protection Program under section C12-2(A)(1)(a) and (b); and

WHEREAS, the County should proceed with an appraisal and other preliminary planning steps; 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(s) shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER, as a 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**, that 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 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/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, 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: March 5, 2019

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: March 8, 2019

EXHIBIT A

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER:</u>
No. 01	District 0200 Section 925.00 Block 06.00 Lot 002.000	0.39± acres	Niosi, Ziropiannis, et al 309 Barton Street Patchogue, New York 11772
No. 02	District 0200 Section 925.00 Block 06.00 Lot 018.001	11.2± acres	Niosi, Ziropiannis, et al 309 Barton Street Patchogue, New York 11772
		Total acreage:	11.59± acres