

RESOLUTION NO. 830 -2019, AMENDING RESOLUTION NO. 857-2016, AUTHORIZING THE CONSTRUCTION OF A STORMWATER MITIGATION PROJECT AT LITTLE CREEK, VILLAGE OF PATCHOGUE, USING THE NEW ENHANCED SUFFOLK COUNTY WATER QUALITY PROTECTION PROGRAM FUNDS (CP 8733)

WHEREAS, Local Law No. 31-2014, a Charter Law Amending the ¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XIA; and

WHEREAS, Local Law No. 31-2014 was approved at a referendum in November of 2014, by Suffolk County voters; and

WHEREAS, the 2016 Adopted Capital Budget contains three water quality protection 2014 Referendum Capital Projects totaling \$29.4 million: CP 8732 for land purchases (\$20 million), CP 8733 for water quality projects (\$4.7 million), CP 8734 for sewer improvement projects (\$4.7 million); and

WHEREAS, the Legislature has determined that the Drinking Water Protection Program is essential to the well-being of the County's drinking water supply, and it is in the best interest of the County's residents to preserve the sanctity of the Program and to secure significant environmental and public health benefits; and

WHEREAS, Resolution No. 437-2016 appropriated \$4.7 million in serial bond proceeds for water quality protection and restoration program and land stewardship initiatives projects as set forth in the Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Village of Patchogue by Resolution No. 123-2016 committed to providing matching funds for this project in the required minimum of 50% of the total project cost; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2016 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, funding is requested for this project through the New Enhanced Suffolk County Water Quality Protection Program; and

WHEREAS, the Village of Patchogue has requested funding that will enable them to construct a stormwater mitigation project at Little Creek; and

WHEREAS, the Suffolk County Water Quality Review Committee at its August 11, 2016 meeting, pursuant to Article XII of the Suffolk County Charter, has recommended funding the stormwater mitigation project at Little Creek, Village of Patchogue; and

WHEREAS, on June 26, 2019 the Village of Patchogue requested an extension on the deadline to complete this project; and

WHEREAS, the project has been delayed due to permitting processes as the Little Creek project is incorporated into a larger Shorefront Shoreline Resiliency Project that includes additional water quality improvement elements, and The Village of Patchogue will be submitting a permit application to the NYS Department of Environmental Conservation and the US Army Corps of Engineers by the end of August 2019; now, therefore be it

1st **RESOLVED**, that the 26th WHEREAS clause of adopted Resolution No. 857-2016 adopted on October 5, 2016 be amended as follows:

WHEREAS, the project will be completed [within three years of the date of adoption of this Resolution] by October 31, 2020; and

2nd **RESOLVED**, that this Legislature, being the lead agency under SEQRA, Environmental Conservation Law Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Section 617.5 (c) (24), (26), (27) and (33) of Title 6 of the 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.

[] Brackets denote deletion of existing language
___ Underlining denotes addition of new language

DATED: September 4, 2019

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: September 17, 2019