

RESOLUTION NO. 651-2021, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND ISSUING AN ORDER IN RELATION TO THE ESTABLISHMENT OF SUFFOLK COUNTY SEWER DISTRICT NO. 27 – FORGE RIVER (CP 8134)

WHEREAS, pursuant to Section 256 of Article 5-A of the NEW YORK COUNTY LAW, and Resolution No. 907-2018 approved by this Legislature, signed by the County Executive, and adopted by referendum of the resident electors, it was found and determined that it was in the best interest to establish Suffolk County Sewer District No. 27 – Forge River (the “District”) to enable connection of the properties located in the hamlets of Mastic and Shirley that are within the boundaries of the district to a centralized sewage treatment plant and other ancillary facilities that are to be constructed and installed (the “Project”) as set forth in the August 2018 map, plan, report and recommendations and part of the Suffolk County Coastal Resiliency Initiative (“SCCRI”) to reduce the nitrogen loads to the surface waters of the south shore through the implantation of sewerage projects; and

WHEREAS, since the adoption of Resolution No. 907-2018 and prior to the submission of an application to the New York State Comptroller for his/her approval of the establishment of the District, the estimated cost of the Project has substantially increased, due to the rising costs of construction in large part as a direct result of the COVID19 pandemic, however the County wishes to proceed with the Project using American Rescue Plan funds which have been allocated to Suffolk County due to the devastating effects of the COVID19 pandemic, so as not to cause any additional financial impact to the rate payers within the District’s boundaries and such funds may be used for infrastructure including sewer projects; and

WHEREAS, the Department of Public Works, on behalf of the Sewer Agency, has amended the August 2018 report, which is dated June 2021, to reflect the increase in the estimated cost of the Project and has submitted a copy to this Legislature; and

WHEREAS, the total cost of the proposed Project is now estimated to be \$224,000,000, up from \$191,300,000, with over \$216,000,000 of the Project being funded through the SCCRI Project by the applicable Federal and State Agencies, \$7,700,000 being financed and paid for solely by the rate payers within the District on a benefit basis, as was originally approved under Resolution No. 907-2018, but with all increased costs for the Project being paid for with American Rescue Plan funding allocated to Suffolk County by the U.S. Treasury Department and with no additional cost to the rate payers within the proposed District; and

WHEREAS, the total estimated cost to rate payers within the proposed District, including the costs for the proposed Project and the operation and maintenance expenses is estimated to be at a rate of \$470 per year for each District SFE (single family equivalent calculated by using the mode water flow value within the proposed district as the basis of cost), or typical property, and the charge for the typical non-residential parcel will be calculated based on the units of SFE assigned to the parcel as determined by actual water usage; and

WHEREAS, Suffolk County performed a coordinated SEQRA review with the Governor's Office of Storm Recovery ("GOSR"), that as lead agency for the Project and the County as an involved agency, and GOSR classified the Project as a Type I Action under SEQRA and issued a Finding Statement dated July 13, 2018, which was adopted by Suffolk County via Resolution No. 906-2018 with a determination that no further action was needed pursuant to Title 6 of New York Code of Rules and Regulations (NYCRR) 617.6(b)(3)(iii) and therefore, SEQRA is complete; and

WHEREAS, pursuant to Suffolk County Resolution No. 579-2021 and NEW YORK COUNTY LAW Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the proposed project and establishment of Suffolk County Sewer District No. 27 – Forge River to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Hauppauge, New York in said County on July 27, 2021 at 2:00 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map, plans, and report including recommendations and estimate of costs for the proposed project and establishment of Suffolk County Sewer District No. 27 – Forge River, as well as evidence given at the public hearing held on July 27, 2021; and

NOW, THEREFORE, be it and it hereby is

1st **RESOLVED**, by the County Legislature of the County of Suffolk, New York, pursuant to NEW YORK COUNTY LAW Section 256, as follows:

Section 1. Upon evidence presented at the public hearing and after due consideration of the map, plans, and report including recommendations and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit "A", the Legislature of the County of Suffolk, New York, hereby finds and determines as follows:

- a. The establishment of a sewer district to be known as Suffolk County Sewer District No. 27 – Forge River (the "District") and the proposed project including the construction of a centralized sewage treatment plant, force mains, laterals, individual connections and grinder pump stations, and the abandonment of existing on-site systems on each serviced property, and other ancillary sewerage facilities are necessary and desirable for the purpose of providing sewage treatment to previously un-sewered areas and provide a favorable ecological impact to the County; and
- b. The proposed project and the facilities to be constructed within the boundaries of the District are satisfactory, sufficient, adequate and appropriate; and
- c. The Commissioner of the Suffolk County Department of Public Works is named the Administrative Head of the District; and
- d. The Administrative Head of the District is authorized and empowered to acquire property and property interests in the name of the District that is necessary and proper for the establishment and operation of the District, including the acquisition

from the Town of Brookhaven of the site upon which the centralized treatment plant will be constructed, as set forth in more detail in the report; and

- e. All the property and property owners within the proposed District are benefitted by the establishment of the District; and
- f. All of the property and property owners that will be benefitted by the establishment of the District are located within the boundaries of the District; and
- g. The establishment of the District and the construction of the facilities therein are in the public interest and the cost thereof will not constitute an undue burden on the properties within the District.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid map, plans, and report including recommendations and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit 'A', it is hereby found and determined that the total cost for the proposed project for the establishment of Suffolk County Sewer District No. 27 – Forge River (the "District") shall be set at a maximum of \$224,000,000, with a total cost to rate payers at \$7,700,000, which shall be financed using serial bonds to be paid by the rate payers located within the boundaries of the District.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid map, plans, and report including recommendations and estimate of costs, the rate payers within the District will be charged on a benefit basis for the debt service of the planning, engineering and design costs not covered by grant funding through the SCCRI Project or through the American Rescue Plan, plus a user charge for operation and maintenance costs, as described and set forth in the map, plans, and report including recommendations and estimate of costs, the combined total of all such charges is expected to be \$470 per year for each District SFE (single family equivalent calculated by using the mode water value within the District as the basis of cost), otherwise, a typical property. The charge for the typical non-residential parcel will be calculated based on the units of SFE assigned to the parcel a determined by actual water usage. Debt service of future improvement projects, if any, will be charged on a benefit basis in a manner consistent with the repayment of the costs for the establishment of the District.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid map, plans, and report including recommendations and estimate of costs, it is further found and determined that it is in the public interest to proceed with the establishment of the District and the proposed project and expend a maximum amount of \$224,000,000, as set forth in such map, plans, and report including recommendations and estimate of costs.

and be it further

2nd **RESOLVED**, IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk as follows:

Section 1. The proposed project which shall include the establishment of Suffolk County Sewer District No. 27 – Forge River, and such improvements as more particularly described in the map, plans, and report including recommendations and estimate of costs attached as Exhibit 'A', are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, and subject to the application to the office of the New York State Comptroller in accordance with section 258 of the NEW YORK COUNTY LAW, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 27 – Forge River, are hereby authorized and directed to carry out the improvements necessary for the establishment of the District as more particularly described in the map, plans, and report including recommendations and estimate of costs attached as Exhibit ‘A’.

Section 3. It is proposed that Suffolk County Sewer District No. 27 – Forge River shall comprise an area situated in the hamlets of Mastic and Shirley, in the Town of Brookhaven, county of Suffolk and state of New York more specifically located as follows:

ALL those certain plots, pieces or parcels of land situate, lying, and being at Shirley, in the Town of Brookhaven, County of Suffolk and State of New York, being bounded and described as follows:

Beginning at a point that is the intersection of the approximate centerline of Montauk Highway w the extension of the westerly boundary of tax parcel 0200-850.00-05.00-027.001 as shown on the Suffolk County Tax Map, and running thence the following courses and distances:

1. In an easterly direction along the approximate centerline of Montauk Highway to a point formed by the intersection of the approximate centerline of Montauk Highway with the approximate centerline of Candido Avenue;

2. Thence in a northerly direction along the approximate centerline of Candido Avenue to a point formed by the intersection of the approximate centerline of Candido Avenue with the extended northerly property line of tax parcel 0200-850.00-03.00-024.001 as shown on the Suffolk County Tax Map;

3. Thence in an easterly, southerly and easterly direction

a) across Candido Avenue to the northwesterly corner of tax parcel 0200-850.00-03.00-024.001;

b) along the northerly, easterly and northerly boundaries of tax parcel 0200-850.00-03.00-024.001 to the westerly line of Auburn Avenue;

c) across Auburn Avenue to the northwesterly corner of tax parcel 0200-850.00-04.00-006.000;

d) along the northerly and easterly boundary of tax parcel 0200-850.00-04.00-006.000 to the northwesterly corner of tax parcel 0200-850.00-04.00-013.000;

e) along the northerly boundaries of tax parcels 0200-850.00-04.00-013.000 and 0200-850.00-04.00-012.000 to the westerly line of Revilo Avenue;

f) across Revilo Avenue to the northwesterly corner of tax parcel 0200-850.00-04.00-019.000;

g) easterly across the northerly boundary of tax parcel 0200-850.00-04.00-019.000 to the westerly line of Camp Upton Road;

h) easterly across Camp Upton Road to the northwesterly corner of tax parcel 0200-851.00-02.00-002.002;

i) Easterly across the northerly lines of tax parcels 0200-851.00-02.00-002.002 and 200-851.00-02.00-002.004 to a point formed by the northeasterly corner of tax parcel 0200-851.00-02.00-002.004 and the westerly boundary of William Floyd Parkway;

4. Thence in a southeasterly direction across William Floyd Parkway to the northwesterly corner of tax parcel 0200-851.00-02.00-025.003 and running

along the northerly, westerly, northerly and easterly boundaries of said tax parcel 0200-851.00-02.00-025.003 to the point formed by the southeasterly corner of said tax parcel and the westerly boundary of Grand Avenue;

5. Thence in an easterly direction across Grand Avenue and running along the northerly boundaries of tax parcels:

- a) 0200-851.00-03.00-027.000;
- b) 0200-851.00-03.00-032.001;
- c) 0200-851.00-03.00-033.000 to the westerly side of tax parcel 0200-851.00-03.00-050.002;

6. Thence along the westerly, northerly, westerly, northerly and easterly lines of tax parcel 0200-851.00-03.00-050.002 to the northwesterly corner of tax parcel 0200-851.00-03.00-056.000;

7. Thence in an easterly direction

- a) along the northerly line of tax parcel 0200-851.00-03.00-056.000 to the westerly line of Park Avenue;
- b) across Park Avenue to the northwesterly corner of tax parcel 0200-852.00-01.00-002.000;
- c) across the northerly line of tax parcel 0200-852.00-01.00-002.000 to the westerly line of tax parcel 0200-852.00-01.00-003.000;
- d) along the westerly, northerly and easterly lines of tax parcel 0200-852.00-01.00-003.000 to the northwesterly corner of tax parcel 0200-852.00-01.00-005.000;
- e) along the northerly line of tax parcel 0200-852.00-01.00-005.000 to the westerly line of George Drive;
- f) across George Drive to the northwesterly corner of tax parcel 0200-852.00-01.00-008.000;
- g) along the northerly and easterly lines of tax parcel 0200-852.00-01.00-008.000 to the northwesterly corner of tax parcel 0200-852.00-01.00-009.000;
- h) along the northerly line of tax parcel 0200-852.00-01.00-009.000 to the westerly line of Paul Drive;
- i) across Paul Drive to the northwesterly corner of tax parcel 0200-852.00-01.00-015.000;
- j) along the northerly line of tax parcel 0200-852.00-01.00-015.000 to the westerly line of tax parcel 0200-8520.00-01.00-016.000;
- k) along the westerly and northerly lines of tax parcel 0200-852.00-01.00-016.000 to the westerly line of Terry Drive;
- l) across Terry Drive to the northwesterly corner of tax parcel 0200-852.00-01.00-018.000;
- m) along the northerly and easterly lines of tax parcel 0200-852.00-01.00-0018.000 to the northwesterly corner of tax parcel 0200-852.00-01.00-019.00;
- n) along the northerly line of tax parcel 0200-852.00-01.00-019.00 to the westerly line of Bonny Drive;
- o) across Bonny Drive to the northwesterly corner of tax parcel 0200-852.00-01.00-020.00;
- p) along the northerly lines of tax parcels 0200-852.00-01.00-0020.00 and 0200-852.00-01.00-021.00 to the westerly side of Dressel Drive;
- q) across Dressel Drive to the northwesterly corner of tax parcel 0200-823.00-05.00-025.000;
- r) along the northerly lines of tax parcels 0200-823.00-05.00-025.000

and 0200-823.00-05.00-026.000 to the westerly line of Gorbes Drive;

8. thence in a southerly direction

- a) to the centerline intersection of Gorbes Drive and Hoover Court;
- b) thence easterly along the centerline of Hoover Court and along the centerline of Smith Street to the centerline intersection of Smith Street and Lambert Avenue;
- c) northerly along the centerline of Lambert Avenue to its intersection with the extended northerly boundary of tax parcel 0200-823.00-10.00-004.002;

9. Thence easterly

- a) across Lambert Avenue to the northwest corner of said tax parcel 0200-823.00-10.00-004.002;
- b) thence in an easterly direction along the northerly boundaries of tax parcels 0200-823.00-10.00-004.002 and 0200-823.00-10.00-004.003 to the westerly line of Oakland Avenue;

10. Thence in a southerly and easterly direction across Oakland Avenue to the northwest corner of tax parcel 0200-823.00-10.00-009.000;

- a) along the northerly line of tax parcel 0200-823.00-10.00-009.000 to the westerly line of tax parcel 0200-823.00-10.00-020.000;
- b) along the westerly and northerly lines of tax parcel 0200-823.00-10.00-020.000 to the westerly line of 0200-823.00-10.00-021.001;
- c) along the westerly, northerly and easterly lines of tax parcel 0200-823.00-10.00-021.001 to the northwesterly corner of tax parcel 0200-824.00-02.00-028.000;
- d) along the northerly line of tax parcel 0200-824.00-02.00-028.000 to the westerly line of tax parcel 0200-824.00-02.00-025.000;
- e) northerly along the westerly line of tax parcel 0200-824.00-02.00-025.000 to the southerly line of First Place;
- f) continuing northerly along the extended westerly line of tax parcel 0200-824.00-02.00-025.000 to the centerline of First Place;
- g) easterly along the centerline of First Place to the centerline intersection of First Place and Fulton Avenue;
- h) southerly along the centerline of Fulton Avenue to the intersection of the centerline of Fulton Avenue with the extended northerly boundary of tax parcel 0200-824.00-03.00-018.000;

11. Thence in an easterly direction

- a) across Fulton Avenue to the northwesterly boundary of tax parcel 0200-824.00-03.00-018.000;
- b) along the northerly boundary of tax parcel 0200-824.00-03.00-018.000 to the westerly boundary of tax parcel 0200-824.00-03.00-019.000;
- c) along the westerly and northerly boundaries of tax parcel 0200-824.00-03.00-019.000 and the northerly boundary of tax parcel 0200-824.00-03.00-020.000 to the westerly line of Midland Avenue;

12. Thence in a easterly direction

- a) across Midland Avenue to the southwesterly corner of tax parcel 0200-824.00-03.00-056.003;
- b) along the southerly boundary of tax parcel 0200-824.00-03.00-056.003 to the northwesterly corner of tax parcel 0200-824.00-03.00-055.005;
- c) along the northerly line of tax parcel 0200-824.00-03.00-055.005 to the westerly line of Vernon Avenue;
- d) across Vernon Avenue to the northwesterly corner of tax parcel 0200-

824.00-04.00-027.001;

e) along the northerly line of tax parcel 0200-824.00-04.00-027.001 to the westerly line of Stuyvesant Avenue;

April 18, 2018 Page 4 of 14

f) across Stuyvesant Avenue to the northwesterly corner of tax parcel 0200-824.00-04.00-028.000;

g) easterly across the northerly boundary of tax parcel 0200-824.00-04.00-028.000 to the westerly boundary of tax parcel 0200-824.00-04.00-070.001;

h) along the westerly and northerly boundaries of tax parcel 0200-824.00-04.00-070.001 to the westerly boundary of Broadway;

i) southeasterly across Broadway to the northwesterly corner of tax parcel 0200-824.00-05.00-014.000;

j) along the northerly line of tax parcel 0200-824.00-05.00-014.000 to the southwest corner of parcel 0200-824.00-05.00-017.000;

13. Thence in a northerly direction running along the westerly lines of tax parcels:

a) 0200-824.00-05.00-017.000;

b) 0200-824.00-05.00-018.000;

c) 0200-824.00-05.00-019.000;

d) 0200-824.00-05.00-020.000;

e) 0200-824.00-05.00-021.002;

f) 0200-824.00-05.00-021.001;

g) 0200-824.00-05.00-022.000;

h) 0200-824.00-05.00-023.000;

i) 0200-824.00-05.00-024.000;

j) 0200-824.00-05.00-025.000 to the southerly line of State Street;

14. Thence in a northerly direction

a) across State Street to the southwest corner of tax parcel 0200-824.00-05.00-026.000;

b) Continuing northerly along the westerly boundaries of tax parcels

c) 0200-824.00-05.00-026.000;

d) 0200-824.00-05.00-027.000;

e) 0200-824.00-05.00-028.000;

f) 0200-824.00-05.00-029.000;

g) 0200-824.00-05.00-031.000;

h) 0200-787.00-04.00-014.000;

i) 0200-787.00-04.00-036.000 to the southerly line of Holly Street;

15. Thence in a northerly direction

a) across Holly Street to the southwest corner of tax parcel 0200-787.00-04.00-076.000;

b) along the westerly line of tax parcel 0200-787.00-04.00-076.000 to the southerly line of tax parcel 0200-787.00-04.00-075.001;

c) Along the southerly, westerly, northerly, and westerly lines of tax parcel 0200-787.00-04.00-075.001 to the southwest corner of tax parcel 0200-787.00-04.00-073.000;

d) continuing in a northerly direction along the westerly lines of tax parcels:

e) 0200-787.00-04.00-073.000;

f) 0200-787.00-04.00-072.000;

g) 0200-787.00-04.00-071.000;

h) 0200-787.00-04.00-070.000;

- i) 0200-787.00-04.00-069.000 to the southerly line of McDonough Street;
- 16. Thence in a northerly direction
 - a) Across McDonough Street to the southwesterly corner of tax parcel 0200-787.00-03.00-007.002;
 - b) Along the westerly line of tax parcel 0200-787.00-03.00-007.001 to the southerly boundary of tax parcel 0200-787.00-03.00-008.001;
 - c) Along the southerly, westerly, northerly boundaries of tax parcel 0200-787.00-03.00-008.001 to the westerly line of Washington Avenue;
- 17. Thence in an easterly direction
 - a) Across Washington Avenue to the northwesterly corner of tax parcel 0200-787.00-03.00-070.007;
 - b) Along the northerly and easterly lines of tax parcel 0200-787.00-03.00-070.007 to the northwest corner of tax parcel 0200-787.00-05.00-022.000;
- 18. Thence in an easterly direction
 - a) along the northerly boundary of tax parcel 0200-787.00-05.00-022.000 to the westerly line of Dana Avenue;
 - b) Across Dana Avenue to the northwest corner of tax parcel 0200-787.00-05.00-025.001;
 - c) easterly along the northerly boundaries of tax parcels 0200-787.00-05.00-025.001 and 0200-787.00-05.00-051.002 to the westerly line of Montgomery Avenue;
 - d) across Montgomery Avenue to the northwesterly corner of tax parcel 0200-787.00-06.00-002.001;
 - e) easterly along the northerly boundaries of tax parcels 0200-787.00-06.00-002.001 and 0200-787.00-06.00-028.001 to the westerly line of Franklin Avenue;
 - f) across Franklin Avenue to the northwesterly corner of tax parcel 0200-787.00-06.00-030.001;
 - g) easterly along the northerly boundary of tax parcel 0200-787.00-06.00-030.001 to the northeasterly corner of said tax parcel 0200-787.00-06.00-030.001;
- 19. Thence in a southerly direction along the easterly boundaries of the following tax parcels:
 - a) 0200-787.00-06.00-030.002;
 - b) 0200-787.00-06.00-031.000;
 - c) 0200-787.00-06.00-032.000;
 - d) 0200-787.00-06.00-033.000;
 - e) 0200-787.00-06.00-034.000;
 - f) 0200-787.00-06.00-035.000;
 - g) 0200-787.00-06.00-036.000;
 - h) 0200-787.00-06.00-037.000;
 - i) 0200-787.00-06.00-038.001;
 - j) 0200-787.00-06.00-038.002;
 - k) 0200-787.00-06.00-040.001;
 - l) 0200-787.00-06.00-041.002;
 - m) 0200-787.00-06.00-041.001;
 - n) 0200-787.00-06.00-042.002;
 - o) 0200-787.00-06.00-043.002;
 - p) 0200-787.00-06.00-048.001;
 - q) 0200-787.00-06.00-044.000;
 - r) 0200-824.00-06.00-065.000;
 - s) 0200-824.00-06.00-066.000;
 - t) 0200-824.00-06.00-068.001;
 - u) 0200-824.00-06.00-069.000;
 - v) 0200-824.00-06.00-070.000;
 - w) 0200-824.00-06.00-071.000;

- x) 0200-824.00-06.00-072.000;
- y) 0200-824.00-06.00-073.000 to the northeast corner of tax parcel 0200-824.00-06.00-074.000;
- 20. Thence in an easterly direction
 - a) across tax parcel 0200-787.00-07.00-021.000 to the northwest corner of tax parcel 0200-824.00-07.00-008.000;
 - b) easterly along the northerly boundary of 0200-824.00-07.00-008.000 to the westerly line of Lafayette Avenue;
 - c) Across Lafayette Avenue to the northwesterly corner of tax parcel 0200-824.00-07.00-024.000;
 - d) along the northerly line of tax parcel 0200-824.00-07.00-024.000 to the northeast corner of said parcel;
- 21. Thence in a southerly direction along the easterly boundaries of tax parcels:
 - a) 0200-824.00-07.00-024.000;
 - b) 0200-824.00-07.00-023.000;
 - c) 0200-824.00-07.00-022.000;
 - d) 0200-824.00-07.00-021.000;
 - e) 0200-824.00-07.00-020.000 to the northerly boundary of tax parcel 0200-824.00-07.00-019.000;
 - f) Easterly along the northerly boundary of said tax parcels 0200-824.00-07.00-019.000 and 0200-824.00-07.00-044.000 to the westerly line of Rutland Road;
 - g) Across Rutland Road to the northwest corner of tax parcel 0200-824.00-07.00-044.000;
- 22. Thence in an easterly direction
 - a) across Rutland Road to the northeast corner of tax parcel 0200-824.00-07.00-044.000;
 - b) along the northerly boundary of tax parcel 0200-824.00-07.00-044.000 to the westerly boundary of tax parcel 0200-825.00-01.00-015.002;
 - c) thence northerly, easterly, and southerly along the boundary of tax parcel 0200-825.00-01.00-015.002 to the northeast corner of tax parcel 0200-825.00-01.00-016.000
 - d) thence along the easterly and southerly boundaries of tax parcel 0200-825.00-01.00-016.000 to the southwest corner of said tax parcel 0200-825.00-01.00-016.000;
- 23. Thence in a southeasterly direction
 - a) across Henry Street to the northeasterly corner of tax parcel 0200-825.00-01.00-018.000;
 - b) southerly along the easterly boundary of tax parcels 0200-825.00-01.00-018.000 and 0200-825.00-01.00-019.000 to the northerly line of Montauk Highway;
- 24. Thence in a southerly direction
 - a) across Montauk Highway to the northeast corner of tax parcel 0200-825.00-03.00-001.001;
 - b) along the northeasterly boundary and easterly boundary of tax parcel 0200-825.00-03.00-001.001 to the northeast corner of tax parcel 0200-853.00-10.00-002.000;
 - c) thence in a southerly and westerly direction along the easterly and southerly boundaries of tax parcel 0200-853.00-10.00-002.000 to a point formed by the southerly boundary of said tax parcel and the northeasterly corner of tax parcel 0200-854.00-01.00-013.000;
 - d) Thence in a southeasterly direction along the easterly boundary of tax parcel 0200-854.00-01.00-013.000 to the northerly line of Mastic Boulevard;
- 25. Thence in a southeasterly direction
 - a) across the east end of Mastic Boulevard to the northeast corner of tax parcel 0200-854.00-01.00-014.000;
 - b) along the easterly boundary of tax parcel 0200-854.00-01.00-014.000 to the northerly line of the Long Island Railroad - Montauk Branch;
 - c) across the Long Island Railroad – Montauk Branch to the northeasterly corner of tax parcel 0200-854.00-01.00-044.000;

d) along the easterly boundary of said tax parcel 0200-854.00-01.00-044.000 to the northerly line of Patchogue Avenue;

26. Thence in a southeasterly direction

a) to the approximate centerline intersection of Patchogue Avenue and Riviera Drive;

b) along the centerline of Riviera Drive in a southerly and westerly direction as it bends and curves to a point formed by the intersection of said centerline and the approximate centerline of Poospatuck Lane;

c) in a southerly direction along the approximate centerline of Poospatuck Lane to a point formed by the intersection of said centerline and the extension of the northerly boundary of tax parcel 0200-882.00-08.00-001.000;

27. Thence in an easterly direction

a) Across Poospatuck Lane to the northwest corner of tax parcel 0200-882.00-08.00-001.000;

b) along the approximate southerly shoreline of Second Neck Creek as it bends and curves to the approximate westerly shoreline of Forge River;

c) along the westerly shoreline of Forge River as it bends and curves to a point formed by said shoreline and the southeasterly corner of tax parcel 0200-910.00-04.00-022.000;

d) westerly along the southerly boundary of tax parcel 0200-910.00-04.00-022.000 to the easterly line of Overlook Drive;

e) point formed by the southeasterly corner of tax parcel 0200-910.00-03.00-058.000 and the westerly boundary of Overlook Drive;

f) Westerly across Overlook Drive to the southeast corner of tax parcel 0200-910.00-03.00-058.000;

28. Thence in a westerly direction along the southerly boundaries of the following tax parcels:

a) 0200-910.00-03.00-058.000;

b) 0200-910.00-03.00-062.000;

c) 0200-910.00-03.00-057.000;

d) 0200-910.00-03.00-056.000;

e) 0200-910.00-03.00-055.000;

f) 0200-910.00-03.00-054.000;

g) 0200-910.00-03.00-053.002;

h) 0200-910.00-03.00-053.001;

i) 0200-910.00-03.00-052.000;

j) 0200-910.00-03.00-051.000;

k) 0200-910.00-03.00-050.000;

l) 0200-910.00-03.00-049.000;

m) 0200-910.00-03.00-048.000;

n) 0200-910.00-03.00-047.000

o) 0200-910.00-03.00-046.000;

p) 0200-910.00-03.00-045.000;

q) 0200-910.00-03.00-044.002;

r) 0200-910.00-03.00-059.000;

s) 0200-910.00-03.00-060.000;

t) 0200-910.00-03.00-041.000;

u) 0200-909.00-08.00-046.000;

v) 0200-909.00-08.00-047.000;

w) 0200-909.00-03.00-049.002;

x) 0200-909.00-08.00-050.000;

y) 0200-909.00-08.00-051.000;

z) 0200-909.00-08.00-052.000 to the northeast corner of tax parcel 0200-909.00-08.00-054.000;

29. Thence in a southerly direction along the easterly boundaries of tax parcels:

a) 0200-909.00-08.00-054.000;

- b) 0200-909.00-08.00-055.000;
- c) 0200-939.00-02.00-024.000;
- d) 0200-939.00-02.00-025.000;
- e) 0200-939.00-02.00-026.001;
- f) 0200-939.00-02.00-026.002;
- g) 0200-939.00-02.00-027.000;
- h) 0200-939.00-03.00-026.000 to a point formed by the southeasterly corner of tax parcel 0200-939.00-03.00-026.000;

30. Thence in a westerly direction along the southerly boundaries of tax parcels:

- a) 0200-939.00-03.00-026.000;
- b) 0200-939.00-03.00-025.000;
- c) 0200-939.00-03.00-024.000;
- d) 0200-939.00-03.00-023.003;
- e) 0200-939.00-03.00-023.005;
- f) 0200-939.00-03.00-023.004;
- g) 0200-939.00-03.00-023.002;
- h) 0200-939.00-03.00-022.002;
- i) 0200-939.00-03.00-022.001;
- j) 0200-939.00-03.00-021.000;
- k) 0200-939.00-03.00-020.000;
- l) 0200-939.00-03.00-019.000;
- m) 0200-939.00-03.00-018.000;
- n) 0200-939.00-03.00-017.000;
- o) 0200-939.00-03.00-016.000;
- p) 0200-939.00-03.00-015.000;
- q) 0200-939.00-03.00-014.001;
- r) 0200-939.00-03.00-012.000;
- s) 0200-939.00-03.00-011.000;
- t) 0200-939.00-03.00-065.000;
- u) 0200-939.00-03.00-010.000;
- v) 0200-939.00-03.00-009.000;
- w) 0200-939.00-03.00-008.000;
- x) 0200-939.00-03.00-007.001;
- y) 0200-939.00-03.00-005.001;
- z) 0200-939.00-03.00-003.000;
- aa) 0200-939.00-03.00-002.000;
- bb) 0200-939.00-03.00-001.000 to the easterly line of Mastic Road;

31. Thence in a northerly direction

- a) across Mastic Road to the southeast corner of tax parcel 0200-939.00-01.00-013.002;
- b) along the southerly and westerly boundaries of tax parcel 0200-939.00-01.00-013.002 to the southerly boundary of tax parcel 0200-939.00-01.00-025.000;
- c) along the southerly boundary of tax parcel 0200-939.00-01.00-025.000 to the westerly boundary of said tax parcel 0200-939.00-01.00-025.000;

32. Thence in a northerly direction along the westerly boundaries of the following tax parcels:

- a) 0200-939.00-01.00-025.000;
- b) 0200-939.00-01.00-011.000;
- c) 0200-939.00-01.00-010.001;
- d) 0200-939.00-01.00-010.002;
- e) 0200-909.00-05.00-020.001;
- f) 0200-909.00-05.00-020.002;
- g) 0200-909.00-05.00-019.000;

- h) 0200-909.00-05.00-036.000;
 - i) 0200-909.00-05.00-018.000;
 - j) 0200-909.00-05.00-017.000;
 - k) 0200-909.00-05.00-016.004;
 - l) 0200-909.00-05.00-016.003;
 - m) 0200-909.00-05.00-016.006 to the southerly line of Pawnee Avenue;
33. Thence in a northerly direction
- a) across Pawnee Avenue to the southwest corner of tax parcel 0200-909.00-01.00-041.000;
 - b) thence in a northerly, westerly, and northerly direction along the westerly boundaries of tax parcels:
 - c) 0200-909.00-01.00-041.000;
 - d) 0200-909.00-01.00-011.000;
 - e) 0200-909.00-01.00-012.000;
 - f) 0200-909.00-01.00-013.000;
 - g) 0200-909.00-01.00-042.000;
 - h) 0200-909.00-01.00-014.000;
 - i) 0200-909.00-01.00-015.000;
 - j) 0200-909.00-01.00-043.000;
 - k) 0200-909.00-01.00-016.001;
 - l) 0200-909.00-01.00-016.002;
 - m) 0200-909.00-01.00-017.000;
 - n) 0200-909.00-01.00-018.000;
 - o) 0200-909.00-01.00-019.000;
 - p) 0200-909.00-01.00-020.000;
 - q) 0200-882.00-04.00-026.003;
 - r) 0200-882.00-04.00-026.001;
 - s) 0200-882.00-04.00-026.002 to the southerly line of Somerset Avenue;
34. Thence in a northerly direction
- a) across Somerset Avenue to the southwest corner of tax parcel 0200-882.00-04.00-023.000;
 - b) thence in a northerly, westerly, northerly, easterly, and northerly direction along the westerly boundaries of tax parcels:
 - c) 0200-882.00-04.00-023.000;
 - d) 0200-882.00-04.00-022.000;
 - e) 0200-882.00-04.00-003.000;
 - f) 0200-882.00-04.00-002.000 to the southerly line of Shinnecock Avenue;
35. Thence in a northeasterly direction
- a) Across Shinnecock Avenue to the centerline intersection of Shinnecock Avenue and Cumberland Street;
 - b) Northerly along the centerline of Cumberland Street to the intersection of the centerline of Cumberland Street with the extended southerly boundary of tax parcel 0200-852.00-08.00-043.000;
 - c) Westerly across Cumberland Street to the southwest corner of tax parcel 0200-852.00-08.00-043.000;
 - d) Along the southerly and westerly boundaries of tax parcel 0200-852.00-08.00-043.000 to the southerly line of Patchogue Avenue;
 - e) Across Patchogue Avenue to the southwest corner of tax parcel 0200-852.00-08.00-042.000;
 - f) Along the westerly boundaries of tax parcels 0200-852.00-08.00-042.000 and 0200-852.00-08.00-041.000 to the southerly line of the Long Island Rail Road – Montauk Branch;
36. Thence in a northeasterly direction
- a) across the Long Island Railroad – Montauk Branch to the southwest corner of tax parcel 0200-852.00-08.00-076.001

b) along the westerly boundary of tax parcel 0200-852.00-08.00-076.001 to the southerly line of Mastic Boulevard;

37. Thence in a northwesterly direction

a) across Mastic Boulevard to the southwesterly boundary of tax parcel 0200-852.00-06.00-062.000;

b) along the westerly lines of tax parcels 0200-852.00-06.00-062.000 and 0200-852.00-06.00-059.000 to the southerly line of Wood Avenue;

c) Across Wood Avenue to the southwest corner of tax parcel 0200-852.00-06.00-038.000;

d) Along the westerly boundaries of tax parcels 0200-852.00-06.00-038.000 and 0200-852.00-06.00-033.000 to the southerly line of Bedford Avenue;

e) Across Bedford Avenue to the southwest corner of tax parcel 0200-852.00-06.00-016.000;

f) Along the westerly boundaries of tax parcels 0200-852.00-06.00-016.000 and 0200-852.00-06.00-010.000 to the southerly line of Clinton Avenue;

g) Across Clinton Avenue to the southwest corner of tax parcel 0200-852.00-05.00-041.000;

h) Along the westerly boundary of tax parcel 0200-852.00-05.00-041.000 to the southeast corner of tax parcel 0200-852.00-05.00-022.000;

38. Thence in a westerly direction along the southerly lines of tax parcels:

a) 0200-852.00-05.00-022.000;

b) 0200-852.00-05.00-023.000;

c) 0200-852.00-05.00-025.001;

d) 0200-852.00-05.00-026.000;

e) 0200-852.00-05.00-027.000;

f) 0200-852.00-05.00-028.000;

g) 0200-852.00-05.00-029.000;

h) 0200-852.00-05.00-030.000;

i) 0200-852.00-05.00-031.000 to the easterly line of Hawthorne Street;

39. Thence in a northwesterly direction

a) Across Hawthorne Street to the southeast corner of tax parcel 0200-852.00-04.00-022.001;

b) Along the southerly and westerly boundaries of tax parcel 0200-852.00-04.00-022.001 and the southerly boundary of tax parcel 0200-852.00-04.00-017.000 to the easterly line of Lefferts Place;

40. Thence in a southwesterly direction

a) across Lefferts Place to the southeast corner of tax parcel 0200-852.00-04.00-016.000;

b) along the southerly boundaries of tax parcels 0200-852.00-04.00-016.000, 0200-852.00-04.00-015.000 and 0200-852.00-04.00-007.000 to the easterly line of Cedar Place;

c) along the easterly line of Cedar Place to the intersection of the easterly line of Cedar Place with the northerly line of Clinton Avenue;

41. Thence in a southerly direction

a) Across Clinton Avenue to the northeasterly corner of tax parcel 0200-852.00-04.00-038.004;

b) Along the easterly line of tax parcel 0200-852.00-04.00-038.004 to the southeast boundary of said tax parcel 0200-852.00-04.00-038.004;

c) Along the southerly boundaries of tax parcels 0200-852.00-04.00-038.004, 0200-852.00-04.00-034.000, and 0200-852.00-04.00-035.000 to the easterly side of Madison Street;

42. Thence in a westerly direction

a) across Madison Street to the southeast corner of tax parcel 0200-852.00-03.00-015.000 and running along the southerly boundaries of the following tax parcels:

b) 0200-852.00-03.00-015.000;

c) 0200-852.00-03.00-017.001;

d) 0200-852.00-03.00-018.000;

e) 0200-852.00-03.00-019.000;

- f) Along the southerly and westerly boundaries of tax parcel 0200-852.00-03.00-020.000 to the southerly line of Clinton Avenue;
 - g) Westerly along the southerly line of Clinton Avenue to the intersection of the southerly line of Clinton Avenue with the easterly line of Monroe Street;
43. Thence in a westerly direction
- a) across Monroe Street to the southeasterly corner of tax parcel 0200-852.00-02.00-010.000 and along the southerly boundaries of the following tax parcels:
 - b) 0200-852.00-02.00-010.000;
 - c) 0200-852.00-02.00-011.000;
 - d) 0200-852.00-02.00-012.000;
 - e) 0200-852.00-02.00-013.000;
 - f) 0200-852.00-02.00-014.000;
 - g) 0200-852.00-02.00-015.000;
 - h) 0200-852.00-02.00-016.000;
 - i) 0200-852.00-02.00-017.000;
 - j) 0200-852.00-02.00-018.000;
 - k) 0200-852.00-02.00-019.000 to the easterly line of Van Buren Street;
44. Thence in a westerly direction
- a) across Van Buren Street to the southeast corner of tax parcel 0200-851.00-06.00-013.000;
 - b) Along the southerly lines of tax parcels 0200-851.00-06.00-013.000, 0200-851.00-06.00-007.001, 0200-851.00-06.00-004.002, and 0200-851.00-06.00-042.000 to the easterly line of Garden Place;
45. Thence in a southwesterly direction
- a) across Garden Place to the southeast corner of tax parcel 0200-851.00-05.00-032.001;
 - b) along the southerly boundaries of tax parcels 0200-851.00-05.00-032.001 and 0200-851.00-05.00-019.000 to the easterly line of Versa Place;
46. Thence in a southwesterly direction
- a) across Versa Place to the southeast corner of tax parcel 0200-851.00-05.00-011.000;
 - b) along the southerly and westerly boundaries of said tax parcel 0200-851.00-05.00-011.000 to the southerly boundary of tax parcel 0200-851.00-05.00-014.001;
 - c) westerly along the southerly boundaries of tax parcels 0200-851.00-05.00-014.001, 0200-851.00-05.00-002.000 and 0200-851.00-05.00-001.000 to the easterly line of Ormond Place;
47. Thence in a westerly direction
- a) across Ormond Place to the southeast corner of tax parcel 0200-851.00-04.00-030.001;
 - b) along the southerly boundaries of tax parcels 0200-851.00-04.00-030.001 and 0200-851.00-04.00-029.000 to the northeast corner of tax parcel 0200-851.00-04.00-026.000;
 - c) southerly along the easterly boundaries of tax parcels 0200-851.00-04.00-026.000, 0200-851.00-04.00-025.000 and 0200-851.00-04.00-024.000 to the southeasterly corner of tax parcel 0200-851.00-04.00-024.000;
 - d) westerly along the southerly boundary of tax parcel 0200-851.00-04.00-024.000 to the northeast corner of tax parcel 0200-851.00-04.00-022.000;
 - e) southerly along the easterly boundary of tax parcel 0200-851.00-04.00-022.000 to the northerly line of Mastic Boulevard East;
48. Thence in a southwesterly direction
- a) across Mastic Boulevard East to the northeasterly corner of tax parcel 0200-880.00-02.00-002.002;
 - b) southerly along the easterly boundary of said tax parcel 0200-880.00-02.00-002.002 to the northerly line of the Long Island Railroad –Montauk Branch;
 - c) southeasterly across the Long Island Railroad – Montauk Branch right-of-way to the northeast corner of tax parcel 0200-880.00-02.00-015.000;

- d) southerly along the easterly boundary of tax parcel 0200-880.00-02.00-015.000 to the northerly line of Northern Boulevard;
 - e) across Northern Boulevard to the northeast corner of tax parcel 0200-880.00-05.00-003.000 and the southerly boundary of Northern Boulevard;
 - 49. Thence southerly along the curved easterly boundaries of the following tax parcels:
 - a) 0200-880.00-05.00-003.000;
 - b) 0200-880.00-05.00-004.000;
 - c) 0200-880.00-05.00-026.004;
 - d) 0200-880.00-05.00-007.000;
 - e) 0200-880.00-05.00-008.000 to the northeasterly line of Floyd Road;
 - 50. Thence northwesterly
 - a) across Floyd Road to the approximate centerline intersection of Floyd Road and Surrey Circle;
 - b) westerly and northerly along the approximate centerline of Surrey Circle to the approximate centerline intersection of Surrey Circle and the Long Island Railroad – Montauk Branch right-of-way;
 - c) westerly along the approximate centerline of the Long Island Railroad – Montauk Branch to a point formed by the intersection of said railroad centerline and the extended westerly boundary of tax parcel 0200-879.00-03.00-038.000;
 - 51. Thence northerly
 - a) across the railroad right-of-way to the southwest corner of tax parcel 0200-879.00-03.00-038.000;
 - b) along the westerly boundary of tax parcel 0200-879.00-03.00-038.000 to the southerly line of Mastic Boulevard West;
 - 52. Thence in a northwesterly direction
 - a) across Mastic Boulevard West to the southwest corner of tax parcel 0200-879.00-02.00-011.002;
 - b) northerly along the westerly boundary of tax parcel 0200-879.00-02.00-011.002 to its intersection with the southerly line of tax parcel 0200-879.00-02.00-012.000;
 - c) along the southerly and westerly boundaries of tax parcel 0200-879.00-02.00-012.000 to the southwest corner of tax parcel 0200-850.00-06.00-022.000;
 - d) northerly along the westerly boundaries of tax parcels 0200-850.00-06.00-022.000 and 0200-850.00-06.00-021.000 to the southeast corner of tax parcel 0200-850.00-06.00-011.000;
 - e) along the southerly boundary of tax parcel 0200-850.00-06.00-011.000 to the easterly line of Plymouth Place;
 - 53. Thence in a westerly direction
 - a) across Plymouth Place to the southeast corner of tax parcel 0200-850.00-06.00-010.000;
 - b) along the southerly boundaries of tax parcels 0200-850.00-06.00-010.000 and 0200-879.00-02.00-001.000 to the easterly line of Ashley Place;
 - 54. Thence in a southwesterly direction
 - a) across Ashley Place to the southeast corner of tax parcel 0200-879.00-01.00-038.001;
 - b) in a westerly and northerly direction along said tax parcel 0200-879.00-01.00-038.001 and along the westerly line of tax parcel 0200-850.00-05.00-027.001 to the southerly line of Montauk Highway;
 - c) across Montauk Highway to the point or place of beginning.
- All as shown on a map entitled “Map of Proposed Sewer District in the Vicinity of the Forge River, Mastic/Shirley, Town of Brookhaven” dated 04/11/2018, by Gayron de Bruin Land Surveying and Engineering, PC.

Section 4. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order, and separately filed with the New York State Department of Audit and Control in accordance with the provisions of NEW YORK COUNTY LAW Section 259.

and be it further

3rd **RESOLVED**, that this Resolution shall not take effect until at least forty-five (45) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Suffolk voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against such Resolution in conformity with the provisions of Sections 101 and 257 of the NEW YORK COUNTY LAW and upon filing in the Office of the Secretary of State; 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 Title 6 NYCRR Part 617.5(c)(26), (27) and (33) as the proposal involves the adoption of regulations, policies, procedures and local legislative decisions in connection with routine or continuing agency administration and management.

DATED: July 27, 2021

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: August 9, 2021