

July 16, 2014 Minutes

August 20, 2014

**CEQ RESOLUTION NO. 38-2014, AUTHORIZING ADOPTION OF JULY 16, 2014
CEQ MINUTES**

WHEREAS, the Council on Environmental Quality has received and reviewed the July 16, 2014 meeting minutes; now, therefore, be it

1st RESOLVED, that a quorum of the Council on Environmental Quality, having heard and accepted all comments and necessary corrections hereby adopts the meeting minutes of July 16, 2014

DATED: 8/20/2014

PROJECT #: Adoption of Minutes
RESOLUTION #: 38-2014
DATE: August 20, 2014

RECORD OF CEQ RESOLUTION VOTES

<u>CEQ APPOINTED MEMBERS</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>NOT PRESENT</u>	<u>RECUSED</u>
James Bagg	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Eva Growney	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Thomas C. Gulbransen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hon. Kara Hahn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michael Kaufman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Daniel Pichney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria G. Russo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mary Ann Spencer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Larry Swanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CAC REPRESENTATIVES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Recommendation: Adoption of minutes

Motion: Mr. Gulbransen

Second: Mr. Pichney

Further information may be obtained by contacting:

Andrew P. Freleng, Chief Planner
Council on Environmental Quality
P.O. Box 6100
Hauppauge, New York 11788
Tel: (631) 853-5191

COUNTY OF SUFFOLK



STEVEN BELLONE
COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING
DIVISION OF PLANNING AND ENVIRONMENT
COUNCIL ON ENVIRONMENTAL QUALITY

Gloria Russo
Chairperson
CEQ

MEMORANDUM

TO: Honorable Steven Bellone, Suffolk County Executive
Honorable DuWayne Gregory, Presiding Officer

FROM: Gloria Russo, Chairperson

DATE: August 20, 2014

RE: CEQ Review of the Proposed Cedar Beach Creek Habitat Restoration Demonstration Project, Town of Southold

At its August 20, 2014 meeting, the CEQ reviewed the above referenced matter. Pursuant to Chapter 450 of the Suffolk County Code, and based on the information received, as well as that given in a presentation by Christopher Pickerell, Marine Program Director at Cornell University Cooperative Extension, the Council advises the Suffolk County Legislature and County Executive, in CEQ Resolution No. 39-2014, a copy of which is attached, that the proposed project be considered a Type I Action under SEQRA that will not have significant adverse impacts on the environment.

If the Legislature concurs with the Council on Environmental Quality's recommendation that the project will not have a significant adverse impact on the environment, the Presiding Officer should cause to be brought before the Legislature for a vote, a resolution determining that the proposed action is a Type I Action pursuant to SEQRA that will not have significant adverse impacts on the environment (negative declaration). However, if the Legislature has further environmental concerns regarding this project and needs additional information, the Presiding Officer should remand the case back to the initiating unit for the necessary changes to the project and EAF or submit a resolution authorizing the initiating unit to prepare a draft environmental impact statement (positive declaration).

Enclosed for your information is a copy of CEQ Resolution No. 39-2014 which sets forth the Council's recommendations.

cc: All Suffolk County Legislators
Tim Laube, Clerk of Legislature
George Nolan, Attorney for the Legislature
Sarah Lansdale, Director of Planning, Department of Economic Development and Planning
Andrew Freleng, Chief Planner, Department of Economic Development and Planning
Dennis Brown, Suffolk County Attorney

CEQ RESOLUTION NO. 39-2014, RECOMMENDATION CONCERNING A SEQRA CLASSIFICATION AND DETERMINATION FOR THE PURPOSES OF CHAPTER 450 OF THE SUFFOLK COUNTY CODE FOR THE PROPOSED CEDAR BEACH CREEK HABITAT RESTORATION DEMONSTRATION PROJECT, TOWN OF SOUTHOLD

WHEREAS, at its August 20, 2014 meeting, the Suffolk County Council on Environmental Quality (CEQ) reviewed the EAF and associated information submitted by Cornell Cooperative Extension of Suffolk County; and

WHEREAS, a presentation regarding the project was given at the meeting by Nick Gibbons, Principal Environmental Analyst, Suffolk County Department of Parks, Recreation and Conservation and Christopher Pickerell, Marine Program Director at Cornell University Cooperative Extension; and

WHEREAS, the project involves the restoration of 8 acres of lost salt marsh island habitat, the planting of submerged aquatic vegetation and the planting of oysters to create a diverse tidal marsh at Cedar Beach Creek County Park in the Town of Southold; and

WHEREAS, the marsh islands will be created using clean dredged material pumped from adjacent portions of Cedar Beach Creek; and

WHEREAS, Cornell Cooperative Extension of Suffolk County has received a grant from the United States Army Corps of Engineers (ACOE) to conduct this project and said grant requires the execution of a cooperative agreement between Cornell Cooperative Extension of Suffolk County, ACOE and Suffolk County; and

WHEREAS, said project is expected to serve as a demonstration project that can be used as a model for other sites in Suffolk County that have experienced marsh loss; now, therefore, be it

1st RESOLVED, that based on the information received and presented, a quorum of the CEQ hereby recommends to the Suffolk County Legislature and County Executive that the proposed activity be classified as a Type I Action under the provisions of Title 6 NYCRR Part 617.4(b)(10) and Chapter 450 of the Suffolk County Code in that the action involves the physical alteration of more than 2.5 acres of publically owned parkland; and, be it further

2nd RESOLVED, that based on the information received, a quorum of the CEQ recommends to the Suffolk County Legislature and County Executive, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code, that the proposed project will not have significant adverse impacts on the environment for the following reasons:

1. the proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
2. all necessary permits/approvals will be obtained from the Town of Southold, the New York State Department of Environmental Conservation, and the United States Army Corps of Engineers prior to commencement of marsh restoration;

3. the proposed action will result in the restoration of 8 acres of lost salt marsh habitat and will enhance the entire 65 acre marsh and beach complex at Cedar Beach Creek;

and, be it further

3rd RESOLVED, that it is the recommendation of the Council that the Legislature and County Executive adopt a SEQRA determination of non-significance (negative declaration).

DATED: 8/20/2014

PROJECT #: 32-2013
RESOLUTION #: 39-2014
DATE: August 20, 2014

RECORD OF CEQ RESOLUTION VOTES

<u>CEQ APPOINTED MEMBERS</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>NOT PRESENT</u>	<u>RECUSED</u>
James Bagg	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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CAC REPRESENTATIVES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Recommendation: Type I Action, Negative Declaration

Motion: Mr. Swanson

Second: Ms. Growney

Further information may be obtained by contacting:

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COUNCIL ON ENVIRONMENTAL QUALITY

Gloria Russo
Chairperson
CEQ

MEMORANDUM

TO: Honorable Steven Bellone, Suffolk County Executive
Honorable DuWayne Gregory, Presiding Officer

FROM: Gloria Russo, Chairperson

DATE: August 20, 2014

RE: CEQ Review of the Recommended SEQRA Classifications of Legislative Resolutions
Laid on the Table July 29, 2014

At its August 20, 2014 meeting, the CEQ reviewed the above referenced matter. Pursuant to Chapter 450 of the Suffolk County Code, and based on the information received, the Council recommends to the Suffolk County Legislature and County Executive in CEQ Resolution No. 40-2014, a copy of which is attached, that the enclosed list of legislative resolutions laid on the table July 29, 2014, be classified pursuant to SEQRA as so indicated in the left hand margin. The majority of the proposed resolutions are Type II actions pursuant to the appropriate section of Title 6 NYCRR Part 617.5, with no further environmental review necessary. Unlisted and Type I actions require that the initiating unit of County government prepare an Environmental Assessment Form (EAF) or other SEQRA documentation and submit it to the CEQ for further SEQRA review and recommendations.

Enclosed for your information is a copy of CEQ Resolution No. 40-2014 setting forth the Council's recommendations along with the associated list of legislative resolutions. If the Council can be of further help in this matter, please let us know.

Enc.

cc: All Suffolk County Legislators
Tim Laube, Clerk of Legislature
George Nolan, Attorney for the Legislature
Sarah Lansdale, Director of Planning, Department of Economic Development and Planning
Andrew Freleng, Chief Planner, Department of Economic Development and Planning
Dennis Brown, Suffolk County Attorney

Project # PLN-31-14

August 20, 2014

**CEQ RESOLUTION NO. 40-2014, RECOMMENDATION CONCERNING SEQRA
CLASSIFICATIONS OF LEGISLATIVE RESOLUTIONS LAID ON THE TABLE JULY 29, 2014
PURSUANT TO CHAPTER 450 OF THE SUFFOLK COUNTY CODE**

WHEREAS, the legislative packet regarding resolutions laid on the table July 29, 2014 has been received in the CEQ office; and

WHEREAS, staff has preliminarily reviewed the proposed resolutions and recommended SEQRA classifications; now, therefore, be it

1st RESOLVED, that in the judgment of the CEQ, based on the information received and presented, a quorum of the Council recommends to the Suffolk County Legislature and County Executive, pursuant to Chapter 450 of the Suffolk County Code, that the attached list of actions and projects be classified by the Legislature and County Executive pursuant to SEQRA as so indicated.

DATED: 8/20/2014

PROJECT #: PLN-31-2014
RESOLUTION #: 40-2014
DATE: August 20, 2014

RECORD OF CEQ RESOLUTION VOTES

<u>CEQ APPOINTED MEMBERS</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>NOT PRESENT</u>	<u>RECUSED</u>
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CAC REPRESENTATIVES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Motion: Legislator Hahn
Second: Mr. Swanson

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