

# COUNTY OF SUFFOLK



STEVEN BELLONE  
SUFFOLK COUNTY EXECUTIVE

## DEPARTMENT OF PUBLIC WORKS

PHILIP A. BERDOLT  
DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.  
COMMISSIONER

DARNELL TYSON, P.E.  
DEPUTY COMMISSIONER

### MEMORANDUM

**TO:** Dennis Cohen, Chief Deputy County Executive, Honorable DuWayne Gregory, Presiding Officer of the Suffolk County Legislature, Honorable Legislators; Al Krupski, Chairman of the Public Works, Transportation, & Energy Committee, Louis D'Amaro, the Sewer Agency Legislator-At-Large; Schneiderman, Browning, Muratore, Hahn, Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy, Trotta, McCaffrey, Stern, Spencer; Michael Cavanagh, representing Presiding Officer Gregory; Walter Hilbert, P.E., Principal Public Health Engineer, representing the Commissioner of the Suffolk County Department of Health Services; Sarah Lansdale, AICP, Director, Suffolk County Planning Department; Lisa Broughton, representing County Executive Steven Bellone

**FROM:** Gilbert Anderson, P.E., Commissioner, SCDPW and Chairman, Suffolk County Sewer Agency *Darnell Tyson for Gil Anderson*

**DATE:** July 24, 2014

**SUBJECT:** Suffolk County Sewer Agency Meeting Minutes – July 14, 2014

Attached for your information please find a copy of the Minutes of the above referenced meeting.

GA/JD/cap – Attachments

cc: Jon Schneider, Deputy County Executive  
Philip A. Berdolt, Deputy Commissioner SCDPW  
Darnell Tyson, P.E., Deputy Commissioner SCDPW  
John Donovan, P.E., Chief Engineer, Division of Sanitation, SCDPW  
Janice McGovern, P.E., Principal Civil Engineer, Division of Sanitation, SCDPW  
Robert A. Braun, Esq., SC Department of Law  
Walter Dawydiak, P.E., SC Department of Health  
James Meyers, P.E. SC Department of Health  
Kathy Negri, SC Department of Health  
Catherine Stark, Aide to Legislator Al Krupski  
Ted Klein, SC Planning Department  
Tim Laube, Clerk of the SC Legislature  
Justin Littell, Aide to Legislator Louis D'Amaro  
Debbie Colonna, County Executive's Office  
William Spitz, NYSDEC  
Craig A. Platt, Secretary, SC Sewer Agency

*The Suffolk County Sewer Agency meets at 11:00 AM at the offices of the Suffolk County Department of Public Works - 335 Yaphank Avenue - Yaphank, NY*

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

# **Suffolk County Sewer Agency Meeting Minutes July 14, 2014**

The meeting was called to order at 11:09 AM by Commissioner Gilbert Anderson, P.E. In attendance were Legislator Al Krupski, Chairman of the Public Works, Transportation, & Energy Committee; Justin Littell, representing Legislator Lou D'Amaro, the Sewer Agency Legislator-At-Large; Lisa Broughton, representing County Executive Steven Bellone; Ted Klein, representing Sarah Lansdale, AICP, Director, Suffolk County Planning Department.

Also present were John Donovan, P.E., Chief Engineer, Division of Sanitation, SCDPW; Robert A. Braun, Esq., Suffolk County Department of Law; Catherine Stark, Aide to Legislator Krupski; and Craig A. Platt, Secretary, Suffolk County Sewer Agency.

(See the attached sign-in sheet for others in attendance.)

Commissioner Anderson welcomed attendees to the meeting of the Suffolk County Sewer Agency. A Roll Call was then taken.

I. **Roll Call** - (see above)

II. **Minutes of Previous Meeting**

Minutes from SCSA meeting of June 16, 2014, were discussed. A motion to accept the minutes as written was made by Commissioner Anderson; seconded by Ms. Broughton and approved unanimously.

III. **Public Portion** – There was no request to address the Agency:

IV. **Old Business** – N/A

V. **New Business**

John mentioned that this project is an existing garden apartment complex situated in North Babylon and that this application is for an eighth additional one year extension to complete the Connection Agreement to connect to Sewer District No. 3- Southwest, which continues to have the reserved capacity available.

Staff recommended granting the application for the extension of time to complete the Connection Agreement.

Commissioner Anderson asked if a project representative was present and Michael P. Chiarelli, P.E., mentioned he was and introduced Len Abrams. Mr. Chiarelli mentioned that the SCDHS has issued an Order on Consent and that the owners had until 2020 to;

- 1) Connect to the County sewer system (if available) as an in-district connectee,
- 2) Connect to the County sewer system as an out of district connectee, or
- 3) Upgrade the sewage treatment plant to current County standards.

Mr. Chiarelli, asked if it was possible to extend the Agency approval until 2020 and Commissioner Anderson, replied, no, Formal Approval is for one year. Commissioner Anderson added that there had been discussion on using State and/or Federal funds for the expansion of the (Southwest) District, which had to be completed by 2019. John added that there was not a definitive answer as to when or whether the expansion would occur. Mr. Chiarelli mentioned that in the (SCDHS) report, his client had until 2020 to comply. Mr. Littell added that there was a (County) capital project for the area in 2015. Commissioner Anderson reiterated that with the proposed funding, the construction had to be completed by 2019. Commissioner Anderson asked if there were any questions or comments; seeing none; Mr. Littell made a motion to approve the request; the motion was seconded by Legislator Krupski and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 25 -2014**

### **AUTHORIZING AN EXTENSION OF TIME FOR THE COMPLETION OF THE CONNECTION AGREEMENT BY SOMERSET WOODS, LLC (BA-1459) TO SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST**

WHEREAS, on August 21, 2006, this Agency adopted Resolution No. 25-2006, authorizing the connection of Somerset Woods, LLC to the Suffolk County Sewer District No. 3 - Southwest, and

WHEREAS, on July 17, 2007, this Agency adopted Resolution No. 13-2007, on July 21, 2008, adopted Resolution No. 16-2008, on August 17, 2009, adopted Resolution 31-2009, on August 16, 2010, adopted Resolution 17-2010, and on September 19, 2011, adopted Resolution 15-2011, on July 16, 2012, adopted Resolution 21-2012, and on July 15, 2013 adopted Resolution 21-2013, each extending the time a year for the completion of the Connection Agreement, and

WHEREAS, Resolution 21-2013, granted a one year time extension for completion of the Agreement, but the approval will expire on July 15, 2014, without the completion of the Agreement, and

WHEREAS, the owners have not moved forward with the negotiations of the agreement due to the possibility of the County installing sewer lines in the area in the near future, and

WHEREAS, the on-site sewage treatment plant is operating without issues, and

WHEREAS, the owners of Somerset Woods, LLC have requested an additional extension of the authorization granted in Resolution No. 25-2006,

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that Resolution No. 25-2006, adopted by this Agency on August 21, 2006 is hereby renewed, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer, if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein, in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting – July 14, 2014)

John mentioned that this project is a proposed Seventy-Eight (78) unit garden apartment subdivision situated in Coram and the subdivision is expected to generate Twenty-Three Thousand Four Hundred gallons per day (23,400 GPD), of wastewater. The developer requests Conceptual Certification for the connection to Sewer District No. 11 – Selden. The capacity is currently available in the District.

Staff recommended granting Conceptual Certification of the connection to the District.

Commissioner Anderson asked if a project representative was present and Jared Jones, P.E., mentioned he was and had nothing to add. It was asked if the capacity was available in the District; to which John replied, yes, the design of the STP was for  $2.3\pm$  MGD and the flow averaged  $1.6\pm$  MGD. Commissioner Anderson asked if there were any questions or comments; seeing none; made a motion to approve the request; the motion was seconded by Legislator Krupski and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 26 - 2014, GRANTING CONCEPTUAL CERTIFICATION FOR THE CONNECTION OF 1671 ROUTE 112 - CORAM – APARTMENTS (BR-1663) TO SUFFOLK SEWER DISTRICT NO. 11 – SELDEN**

WHEREAS, 1671 Route 112 - Coram – Apartments is a proposed Seventy-Eight (78) unit garden apartment subdivision situated in Coram, New York, on property identified on the Suffolk County Tax Map as District 02.00, Section 339.00, Block 01.00, Lot 040.002, and

WHEREAS, the sewage flow from 1671 Route 112 - Coram – Apartments is expected to be Twenty Three Thousand Four Hundred gallons per day (23,400 GPD), and

WHEREAS, 1671 Route 112 - Coram – Apartments is not located within the boundaries of Suffolk County Sewer District No. 11 – Selden (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, 1671 Route 112 - Coram – Apartments has applied to this Agency for permission to connect its Twenty Three Thousand Four Hundred gallons per day (23,400 GPD), of flow to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the proposed flow of Twenty Three Thousand Four Hundred gallons per day (23,400 GPD), which is expected to emanate from 1671 Route 112 - Coram – Apartments, and

WHEREAS, the connection of 1671 Route 112 - Coram – Apartments to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, inasmuch as the SEQRA process for the aforesaid connection has not been completed, this Agency cannot, at this time, approve the said connection, and

WHEREAS, in the interest of good planning, and in order to minimize potential hardship on applicants, it is the policy of this Agency, upon review of an application prior to the completion of the SEQRA process, to give applicants an indication of what method of wastewater disposal this Agency would like to see for a particular project, thereby giving applicants an indication of the action that this Agency might take if it were to pass upon the application at the time of such review, and

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that this Agency hereby grants "Conceptual Certification" to the proposed connection of 1671 Route 112 - Coram – Apartments to SCSD No. 11 – Selden, as aforesaid, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of 1671 Route 112 - Coram – Apartments, within two (2) years from the date of the adoption hereof if an application for Formal Approval in form and content satisfactory to the Chairman of this Agency, has not been submitted for consideration.

3<sup>rd</sup> RESOLVED, that

1. such conceptual certification is not, and is not to be construed as, final approval, which can only be granted by this Agency after the SEQRA process for the proposed connection has been completed;
2. the applicant shall return to this Agency for such final approval;
3. the granting of conceptual certification as set forth herein shall not be binding upon this Agency when final approval is sought; and
4. the granting of conceptual certification does not constitute a position by this Agency, favorable or otherwise, with respect to local land use, zoning and/or subdivision requirements.

(Suffolk County Sewer Agency Meeting July 14, 2014)

John mentioned that this project and the previous agenda item are on the same property and are a proposed fast food restaurant and retail subdivision. The subdivision is expected to generate Two Thousand Eight Hundred Fifty-Eight gallons per day (2,858 GPD), of wastewater and the developer requests Conceptual Certification for the connection to Sewer District No. 11 – Selden. The capacity is currently available in the District.

Staff recommended granting Conceptual Certification of the connection to the District.

Commissioner Anderson asked if a project representative was present and Jared Jones, P.E., mentioned he was and had nothing to add. It was asked what kind of fast food restaurant and Mr. Jones replied, McDonalds. Commissioner Anderson asked if there were any questions or comments; seeing none; made a motion to approve the request; the motion was seconded by Legislator Krupski and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 27 - 2014, GRANTING CONCEPTUAL CERTIFICATION FOR THE CONNECTION OF 1671 ROUTE 112 - CORAM – RETAIL (BR-1664) TO SUFFOLK SEWER DISTRICT NO. 11 – SELDEN**

WHEREAS, 1671 Route 112 - Coram – Retail is a proposed retail shopping center subdivision situated in Coram, New York, on property identified on the Suffolk County Tax Map as District 02.00, Section 339.00, Block 01.00, Lot 040.002, and

WHEREAS, the sewage flow from 1671 Route 112 - Coram – Retail is expected to be Two Thousand Eight Hundred Fifty-Eight gallons per day (2,858 GPD), and

WHEREAS, 1671 Route 112 - Coram – Retail is not located within the boundaries of Suffolk County Sewer District No. 11 – Selden (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, 1671 Route 112 - Coram – Retail has applied to this Agency for permission to connect its Two Thousand Eight Hundred Fifty-Eight gallons per day (2,858 GPD), of flow to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the proposed flow of Two Thousand Eight Hundred Fifty-Eight gallons per day (2,858 GPD), which is expected to emanate from 1671 Route 112 - Coram – Retail, and

WHEREAS, the connection of 1671 Route 112 - Coram – Retail to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, inasmuch as the SEQRA process for the aforesaid connection has not been completed, this Agency cannot, at this time, approve the said connection, and

WHEREAS, in the interest of good planning, and in order to minimize potential hardship on applicants, it is the policy of this Agency, upon review of an application prior to the completion of the SEQRA process, to give applicants an indication of what method of wastewater disposal this Agency would like to see for a particular project, thereby giving applicants an indication of the action that this Agency might take if it were to pass upon the application at the time of such review, and

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that this Agency hereby grants "Conceptual Certification" to the proposed connection of 1671 Route 112 - Coram – Retail to SCSD No. 11 – Selden, as aforesaid, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of 1671 Route 112 - Coram – Retail, within two (2) years from the date of the adoption hereof if an application for Formal Approval in form and content satisfactory to the Chairman of this Agency, has not been submitted for consideration.

3<sup>rd</sup> RESOLVED, that

1. such conceptual certification is not, and is not to be construed as, final approval, which can only be granted by this Agency after the SEQRA process for the proposed connection has been completed;
2. the applicant shall return to this Agency for such final approval;
3. the granting of conceptual certification as set forth herein shall not be binding upon this Agency when final approval is sought; and
4. the granting of conceptual certification does not constitute a position by this Agency, favorable or otherwise, with respect to local land use, zoning and/or subdivision requirements.

(Suffolk County Sewer Agency Meeting July 14, 2014)

John mentioned that this project is a proposed Two Hundred (200) unit garden apartment subdivision situated in East Setauket within proximity of SCSD #11 - Selden. The project is expected to generate Sixty Thousand gallons per day (60,000 GPD), of wastewater and the owner proposes to connect to the District. Capacity is currently available in the District.

Staff recommended granting Conceptual Certification of the connection to the District.

Commissioner Anderson asked if a project representative was present and Michael Marinis, P.E., mentioned he was and that an application for change of zone had been submitted to the Town of Brookhaven. Mr. Marinis added that the proposal was to connect with an approximately twenty-five hundred foot (2,500±) force main. Commissioner Anderson asked if any of the golf course would remain to which Mr. Marinis replied, a nine (9) hole course and a pitch and putt. Commissioner Anderson asked if there were any questions or comments; seeing none; made a motion to approve the request; the motion was seconded by Ms. Broughton and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 28 - 2014, GRANTING CONCEPTUAL CERTIFICATION FOR THE CONNECTION OF HEATHERWOOD GOLF (BR-1666) TO SUFFOLK SEWER DISTRICT NO. 11 – SELDEN**

WHEREAS, Heatherwood Golf is a proposed garden apartment subdivision situated in East Setauket, New York, on property identified on the Suffolk County Tax Map as District 02.00, Section 279.00, Block 03.00, Lot 001.000 and District 02.00, Section 279.00, Block 04.00, Lot 001.000, and

WHEREAS, the sewage flow from Heatherwood Golf is expected to be Sixty Thousand gallons per day (60,000 GPD), and

WHEREAS, Heatherwood Golf is not located within the boundaries of Suffolk County Sewer District No. 11 – Selden (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, Heatherwood Golf has applied to this Agency for permission to connect its Sixty Thousand gallons per day (60,000 GPD), of flow to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the proposed flow of Sixty Thousand gallons per day (60,000 GPD), which is expected to emanate from Heatherwood Golf, and

WHEREAS, the connection of Heatherwood Golf to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, inasmuch as the SEQRA process for the aforesaid connection has not been completed, this Agency cannot, at this time, approve the said connection, and

WHEREAS, in the interest of good planning, and in order to minimize potential hardship on applicants, it is the policy of this Agency, upon review of an application prior to the completion of the SEQRA process, to give applicants an indication of what method of wastewater disposal this Agency would like to see for a particular project, thereby giving applicants an indication of the action that this Agency might take if it were to pass upon the application at the time of such review, and

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that this Agency hereby grants "Conceptual Certification" to the proposed connection of Heatherwood Golf to SCSD No. 11 – Selden, as aforesaid, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of Heatherwood Golf, within two (2) years from the date of the adoption hereof if an application for Formal Approval in form and content satisfactory to the Chairman of this Agency, has not been submitted for consideration.

3<sup>rd</sup> RESOLVED, that

1. such conceptual certification is not, and is not to be construed as, final approval, which can only be granted by this Agency after the SEQRA process for the proposed connection has been completed;
2. the applicant shall return to this Agency for such final approval;
3. the granting of conceptual certification as set forth herein shall not be binding upon this Agency when final approval is sought; and
4. the granting of conceptual certification does not constitute a position by this Agency, favorable or otherwise, with respect to local land use, zoning and/or subdivision requirements.

(Suffolk County Sewer Agency Meeting July 14, 2014)

John mentioned that this project is a proposed One Hundred Eighteen (118) unit rental apartment subdivision situated on 8± acres located on the north side of Ruland Road just east of Maxess Road in Melville. This project was formerly known as The Sanctuary at Ruland Road. The estimated flow from this project is Twenty-Seven Thousand Seventy-Seven gallons per day (27,077 GPD), for which the developer requests to connect to SCSD No. 3 – Southwest. The District STP has sufficient treatment capacity in excess of the needs of the District and its contractees to accommodate the additional flow.

Staff recommended granting Conceptual Certification.

Commissioner Anderson asked if a project representative was present and Kathleen Deegan Dickson, Esq. mentioned she was and added that the project was one hundred percent (100%) affordable and issues had been resolved with the Town of Huntington and the lawsuit has been settled. Ms. Deegan Dickson added that Michael Marinis, P.E., the project engineer was in attendance and could answer questions. It was asked who would administer the affordable aspect as the requirement should meet County requirements. Additionally, it was mentioned that the affordable units were the units which were supposed to have been included in the Greens at Half Hollow. Commissioner Anderson asked if there were any additional questions or comments; seeing none; made a motion to approve the request; the motion was seconded by Ms. Broughton and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 29 - 2014, GRANTING CONCEPTUAL CERTIFICATION FOR THE CONNECTION OF RULAND KNOLLS (HU-1323) TO SUFFOLK SEWER DISTRICT NO. 3 – SOUTHWEST**

WHEREAS, Ruland Knolls is a proposed One Hundred Eighteen (118) unit garden apartment subdivision situated in Melville, New York, on property identified on the Suffolk County Tax Map as District 04.00, Section 267.00, Block 01.00, Lots 034.002, 034.003, 034.004, 062.000, and 063.000, and

WHEREAS, the sewage flow from Ruland Knolls is expected to be Twenty-Seven Thousand Seventy-Seven gallons per day (27,077 GPD), and

WHEREAS, Ruland Knolls is not located within the boundaries of Suffolk County Sewer District No. 3 – Southwest (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, Ruland Road, LLC has applied to this Agency for permission to connect its Twenty-Seven Thousand Seventy-Seven gallons per day (27,077 GPD) of flow to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the proposed flow of Twenty-Seven Thousand Seventy-Seven gallons per day (27,077 GPD), which is expected to emanate from Ruland Knolls, and

WHEREAS, the connection of Ruland Knolls to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, inasmuch as the SEQRA process for the aforesaid connection has not been completed, this Agency cannot, at this time, approve the said connection, and

WHEREAS, in the interest of good planning, and in order to minimize potential hardship on applicants, it is the policy of this Agency, upon review of an application prior to the completion of the SEQRA process, to give applicants an indication of what method of wastewater disposal this Agency would like to see for a particular project, thereby giving applicants an indication of the action that this Agency might take if it were to pass upon the application at the time of such review, and

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that this Agency hereby grants "Conceptual Certification" to the proposed connection of Ruland Knolls to SCSD No. 3 – Southwest, as aforesaid, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of Ruland Knolls, within two (2) years from the date of the adoption hereof if an application for Formal Approval in form and content satisfactory to the Chairman of this Agency, has not been submitted for consideration.

3<sup>rd</sup> RESOLVED, that

1. such conceptual certification is not, and is not to be construed as, final approval, which can only be granted by this Agency after the SEQRA process for the proposed connection has been completed;
2. the applicant shall return to this Agency for such final approval;
3. the granting of conceptual certification as set forth herein shall not be binding upon this Agency when final approval is sought; and
4. the granting of conceptual certification does not constitute a position by this Agency, favorable or otherwise, with respect to local land use, zoning and/or subdivision requirements.

(Suffolk County Sewer Agency Meeting July 14, 2014)

John mentioned that this project is a proposed retail shopping center and rental apartments situated in Coram. The proposed project was granted Conceptual Certification in 2012. The developer has since redesigned the proposed project and is now requesting Fourteen Thousand Four Hundred gallons per day (14,400 GPD), of wastewater and requests to amend the previously granted Conceptual Certification for the connection to the Sewer District No. 11 – Selden. The capacity continues to be available in the District.

Staff recommended granting Conceptual Certification of the connection.

Commissioner Anderson asked if a project representative was present and Steve Hayduk, P.E., mentioned he was; added that the narrative was correct and that he would answer any questions. Commissioner Anderson asked if there were any questions or comments; seeing none; made a motion to approve the request; the motion was seconded by Mr. Klein and approved unanimously.

# **SUFFOLK COUNTY SEWER AGENCY**

## **RESOLUTION NO. 30 - 2014, GRANTING AMENDED CONCEPTUAL CERTIFICATION FOR THE CONNECTION OF LYON RETAIL PROPERTIES (BR-1638) TO SUFFOLK SEWER DISTRICT NO. 11 – SELDEN**

WHEREAS, Lyon Retail Properties is a proposed Retail Shopping Center and Rental Apartment subdivision situated in Coram, New York, on property identified on the Suffolk County Tax Map as District 02.00, Section 449.00, Block 04.00, Lot 025.000, and

WHEREAS, this Agency granted Conceptual Certification to Lyon Retail Properties on June 18, 2012, (19-2012), and

WHEREAS, the developer due to a proposed redesign of the parcel requests to amend the previously granted Conceptual Certification, and

WHEREAS, due to said redesign, the sewage flow from Lyon Retail Properties is now expected to be Fourteen Thousand Four Hundred gallons per day (14,400 GPD), and

WHEREAS, Lyon Retail Properties is not located within the boundaries of Suffolk County Sewer District No. 11 – Selden (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, Lyon Retail Properties has applied to this Agency for permission to connect its Fourteen Thousand Four Hundred gallons per day (14,400 GPD), of flow to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the proposed flow of Fourteen Thousand Four Hundred gallons per day (14,400 GPD), which is expected to emanate from Lyon Retail Properties, and

WHEREAS, the connection of Lyon Retail Properties to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, inasmuch as the SEQRA process for the aforesaid connection has not been completed, this Agency cannot, at this time, approve the said connection, and

WHEREAS, in the interest of good planning, and in order to minimize potential hardship on applicants, it is the policy of this Agency, upon review of an application prior to the completion of the SEQRA process, to give applicants an indication of what method of wastewater disposal this Agency would like to see for a

particular project, thereby giving applicants an indication of the action that this Agency might take if it were to pass upon the application at the time of such review, and

WHEREAS, in furtherance of such policy, this Agency is desirous of giving Lyon Retail Properties an indication of the action that this Agency might take regarding the proposed connection if the SEQRA process had been completed and the stressing of the STP has determined the additional capacity is available this Agency were to pass upon the matter at this time,

NOW, THEREFORE, IT IS

1<sup>st</sup> RESOLVED, that this Agency hereby grants an amended "Conceptual Certification" to the proposed connection of Lyon Retail Properties to SCSD No. 11 – Selden, as aforesaid, and it is further

2<sup>nd</sup> RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of Lyon Retail Properties, within two (2) years from the date of the adoption hereof if an application for Formal Approval in form and content satisfactory to the Chairman of this Agency, has not been submitted for consideration.

3<sup>rd</sup> RESOLVED, that

1. such conceptual certification is not, and is not to be construed as, final approval, which can only be granted by this Agency after the SEQRA process for the proposed connection has been completed;
2. the applicant shall return to this Agency for such final approval;
3. the granting of conceptual certification as set forth herein shall not be binding upon this Agency when final approval is sought; and
4. the granting of conceptual certification does not constitute a position by his Agency, favorable or otherwise, with respect to local land use, zoning and/or subdivision requirements.

(Suffolk County Sewer Agency Meeting July 14, 2014)

### **ADDITIONAL DISCUSSION**

Discussion ensued as to approvals and locked in connection fee rates. Commissioner Anderson mentioned that it would be better if the discussion was held when all members were in attendance. Legislator Krupski requested that the connection fee rates be an item on the next Agency agenda.

Seeing no further business, Commissioner Anderson made a motion to adjourn the meeting. The motion was seconded by Ms. Broughton and approved unanimously at 11:31 AM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Platt", with a stylized flourish at the end.

Craig A Platt  
Secretary, SCSA

No.	Name	Firm/Company	Project	Email Address (copy of minutes)
1	MIKE CHIARELLI	CHIARELLI ENG	SUMMITT WOODS	MCCHIARELLI@MCENGINEER.COM
2	STEVE HAYDUK	HAYDUK ENGINEERS	LYON RETAIL PREP.	SHAYDUK@HAYDUKENGINEERS.COM
3	MIKE MAZURIS	BOHLETT, BOHLETT & ASSOCIATES	MAZURIS GOLF COURSE 23.	MAZURIS@BBVPC.COM
4	Jared Jones	Bohler Engineering	Minglewood - Retail/Resident	Jones@bohlereng.com
5	Kathleen Deegan Dickson	Forchell, Curto Deegan	Rudland Rd	KDickson@forchellilaw.com
6	Danielle Rizzo			DanielleRizzo@gmail.com
7	Michael Melnick	Truckee & Company	Pine Hill	Michael@MelnickCo.com
8	Douglas Forchell	Heatherwood	Heatherwood Golf	DForchell@heatherwood.com
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If you are not a project representative but would like to address the Sewer Agency, please fill out an index card.