

APPENDIX A

RESOLUTIONS ACCEPTING THE DRAFT GEIS AND SCHEDULING PUBLIC HEARINGS ON THE DRAFT GEIS AND THE CHANGE OF ZONE APPLICATION

Brookhaven Town Board

April 12, 2011

ADOPTED
BY THE BROOKHAVEN TOWN BOARD

RESOLUTION NO. 2011-368
MEETING: April 12, 2011

ACCEPTANCE OF THE DRAFT
GENERIC ENVIRONMENTAL IMPACT
STATEMENT (DGEIS) FOR THE
MEADOWS AT YAPHANK, LLC (A/K/A
AVR REALTY) AND SETTING A
PUBLIC HEARING ON THE DGEIS

WHEREAS, The Meadows at Yaphank LLC (a/k/a AVR Realty) has filed an application for a change of zone from J Business 2 and L Industrial 1 to Planned Development District (PDD) on property located on the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE) in the hamlet of Yaphank, further identified as SCTM Nos. 0200-552.00-01.00-001.003 and 0200-584.00-02.00-001.003; and

WHEREAS, a scoping hearing was conducted on or about September 2, 2010; and

WHEREAS, in connection with said application, a Draft Generic Environmental Impact Statement (DGEIS) has been prepared;

WHEREAS, a public hearing is required pursuant to 6 NYCRR Part 617.9;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Brookhaven that the DGEIS is hereby deemed to be satisfactory with respect to its scope and content; and be it further

RESOLVED that the DEIS is hereby accepted by the Town Board; and be it further

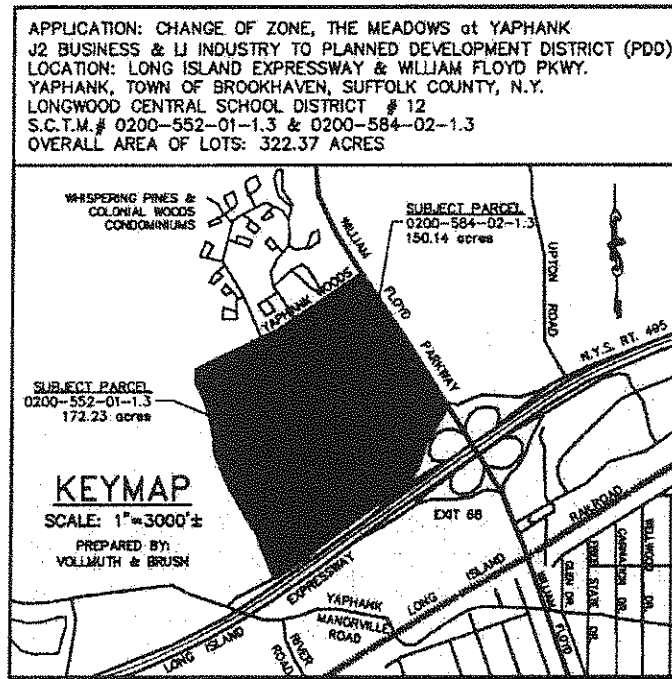
RESOLVED, that a public hearing shall be held in conformance with 6 NYCRR Part 617.9 for the DGEIS on May 10, 2011; and be it further

RESOLVED that the Town Clerk of the Town of Brookhaven is hereby authorized and directed to publish the notice of the time and place of such hearing at least fourteen (14) days in advance of such time in the LONG ISLAND ADVANCE newspaper, which has general circulation in said Town.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that pursuant to Section 64 of Town Law and 6 NYCRR Part 617.9, a public hearing will be held by the Town Board of the Town of Brookhaven at the Town Board Auditorium at One Independence Hill, Second Floor, Farmingville, New York, on **May 10, 2011**, at 6:30 P.M. to solicit public and agency comments on the Draft Generic Environmental Impact Statement with regard to the change of zone application by The Meadows at Yaphank, LLC (a/k/a AVR Realty) on property located on the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE) in the hamlet of Yaphank, further identified as SCTM Nos. 0200-552.00-01.00-001.003 and 0200-584.00-02.00-001.003.

At said public hearing, any persons interested shall be given the opportunity to be heard.



Dated: April 14, 2011
Farmingville, New York

Patricia A. Eddington
Brookhaven Town Clerk

**STATE ENVIRONMENTAL QUALITY REVIEW
COMPLETION OF DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT
AND
NOTICE OF PUBLIC HEARING**

LEAD AGENCY: Town Board of the Town of Brookhaven
One Independence Hill
Farmingville, NY 11738

APPLICANT: Rose-Breslin, LLC, and Dorade, LLC
One Executive Boulevard
Yonkers, NY 10701
Contact: Tom Perna, Senior Vice-President

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review) of the Environmental Conservation Law.

TITLE OF ACTION: Acceptance of the SEQR Draft Generic Environmental Impact Statement (DGEIS) and to set a combined public hearing for the SEQR DGEIS and Town Board Change of Zone Public Hearing for The Meadows at Yaphank (aka AVR Realty) – Log #: 2010-11-CZ.

SEQR STATUS: Type I

DESCRIPTION OF PROPOSED ACTION: The applicant seeks a change of zone from L Industrial-1 and J Business-2 on 322.37 acres of an overall 333.46-acre combined project site located at the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE), in Yaphank, to Planned Development District (PDD). The application includes an 11±-acre site occupied by the existing Dorade Sewage Treatment Plant (STP), which is currently in operation and serving projects in the area including the Suffolk County Sewer District (SCSD #8) and the Whispering Pines/Colonial Woods condominiums. A change of zone is not needed or requested for the STP parcel.

LOCATION: The project site is located at the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE), in the hamlet of Yaphank. The site can be more particularly described as SCTM No. 0200 55200 0100 001003 and 0200 58400 0200 001003 (322.37 acres, total).

A Draft Generic Environmental Impact Statement (DGEIS) (Revised April 2011) has been completed and accepted for the proposed action described above. A public hearing on the DGEIS will be held on **May 10, 2011 at 6:30 PM in the Brookhaven Town Auditorium, 2nd Floor, located at One Independence Hill, Farmingville, NY 11738.** Comments are requested and will be accepted by the contact person or the Town Clerks Office until the close of business on May 21, 2011.

POTENTIAL ENVIRONMENTAL IMPACTS: A Draft Generic Environmental Impact Statement (DGEIS) has been prepared to examine the potential environmental impacts of the proposed change of zone. The environmental parameters addressed in the DGEIS include: Land use, zoning, topography, open space, endangered species, geology and geohydrology, surface waters and wetlands, natural resources, economic conditions, community services and facilities,

roads and traffic, air quality and noise, community character, archeological and historical resources, energy resources, cumulative impacts and alternatives.

A limited number of copies of the DGEIS (Revised April 2011) may be obtained from:

CONTACT PERSON: Jeffrey Kassner, Director, Division of Environmental Protection
ADDRESS: One Independence Hill, Farmingville, NY 11738
PHONE NO.: 631-451-6455
EMAIL: jkassner@brookhaven.org

A copy of the DGEIS may be viewed at:

Office of the Brookhaven Town Clerk and the
Town of Brookhaven Division of Environmental Protection
One Independence Hill
Farmingville, NY 11738

The Longwood Public Library
800 Middle Country Road
Middle Island, NY 11953

A copy of the DGEIS will be posted on the Town of Brookhaven website at:
<http://www.brookhaven.org>

COPIES OF THIS NOTICE SENT TO:

Applicant

Environmental Notice Bulletin

Kimberly Kennedy, Assistant to General Counsel, Suffolk County Water Authority
Andrew P. Freleng, Chief Planner, Suffolk County Department of Planning
Kimberly Shaw, Senior Environmental Analyst, Suffolk County Dept. of Health Services
Mark Carrara, Deputy Permit Administrator, NYS Dept. of Environmental Conservation
Sheref Fathi, Regional Environmental Manager, NYS Dept. of Transportation
Julie Hargrave, Environmental Planner, Central Pine Barrens Joint Planning and Policy Commission
Daniel P. Mackey, Historic Preservation Program Analyst - Archaeology, NYS Historic Preservation Field Services Bureau (NYSOPRHP # 10PR03630)
Richard Amper, Long Island Pine Barrens Society
Charles J. Voorhis, CEP, AICP, Nelson, Pope & Voorhis
Brian Ferruggiari, AVR Realty
David Sloane, Certilman, Balin, Adler & Hyman
Jeffrey Vollmuth, P.E. Vollmuth & Brush
Kim A. Gennaro, AICP, VHB Engineering, Surveying and Landscape Architecture, P.C.

Town of Brookhaven:

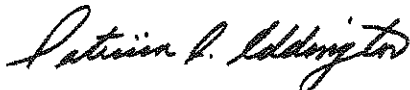
Patricia A. Eddington, LCSW, Town Clerk and Registrar
Councilperson Connie Kepert – Council District 4
Vincent E. Pascale, Chairperson, Planning Board
Tullio Bertoli, Commissioner, PELM
Lynn Weyant, Director, Division of Traffic Safety, PELM
Jeffrey Kassner, Director, Division of Environmental Protection, PELM

Chip F. Wiebelt, Senior Site Plan Reviewer, Planning Division, PELM
Beth Anne Reilly, Esq., Assistant Town Attorney, Law Department

THIS DETERMINATION IS NOT COMPLETE UNTIL AUTHORIZED AS FOLLOWS:

ADOPTED BY RESOLUTION ON: APRIL 12, 2011

Patricia A. Eddington, LCSW, Town Clerk and Registrar:



RESOLUTION NO. 2011-367
MEETING: April 12, 2011

ADOPTED
BY THE BROOKHAVEN TOWN BOARD

SETTING A PUBLIC HEARING TO CONSIDER THE APPLICATION OF THE MEADOWS AT YAPHANK, LLC (A/K/A AVR REALTY) FOR A CHANGE OF ZONE FROM J BUSINESS 2 AND L INDUSTRIAL 1 TO A PLANNED DEVELOPMENT DISTRICT (PDD) ON PROPERTY LOCATED IN YAPHANK

WHEREAS, an application was filed by The Meadows at Yaphank, LLC (a/k/a AVR Realty) for a change of zone from J Business 2 and L Industrial 1 to a Planned Development District (PDD) on property located on the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE) in the hamlet of Yaphank, further identified as SCTM Nos. 0200-552.00-01.00-001.003 and 0200-584.00-02.00-001.003;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Brookhaven as follows:

That in accordance with the provisions of Sections 264 and 265 of the Town Law, a public hearing will be held by the Town Board of the Town of Brookhaven at the Town Board Auditorium at One Independence Hill, Second Floor, Farmingville, New York, on May 10, 2011, at 6:30 p.m. to consider the application of the Meadows at Yaphank, LLC (a/k/a AVR Realty) for a change of zone from J Business 2 and L Industrial 1 to a Planned Development District (PDD) on property located on the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE) in the hamlet of Yaphank, further identified as SCTM Nos. 0200-552.00-01.00-001.003 and 0200-584.00-02.00-001.003; and be it further

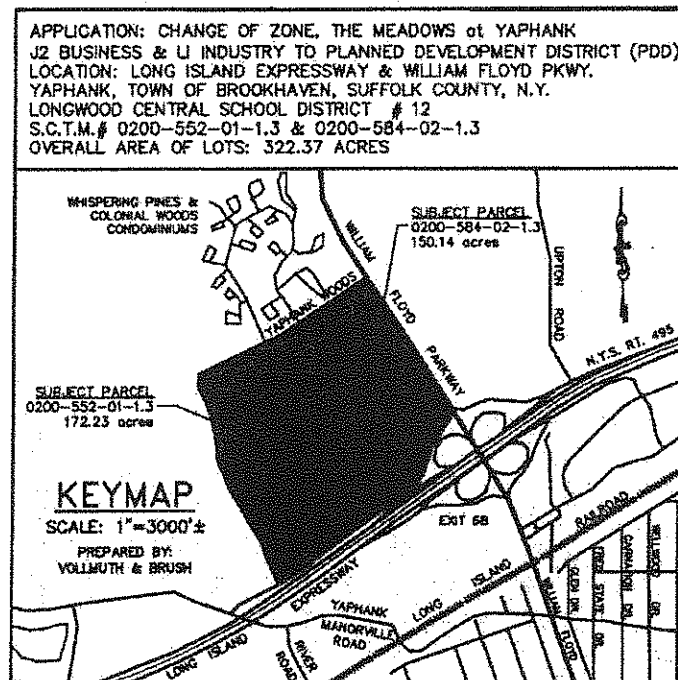
RESOLVED that the Town Clerk of the Town of Brookhaven is hereby authorized and directed to publish the notice of the time and place of such hearing at least ten (10) days in advance of such time in the Long Island Advance newspaper, which has general circulation in said Town.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that pursuant to Sections 264 and 265 of Town Law, a public hearing will be held by the Town Board of the Town of Brookhaven at the Town Board Auditorium at One Independence Hill, Second Floor, Farmingville, New York, on **May 10, 2011**, at 6:30 p.m. to consider the application of The Meadows at Yaphank, LLC (AVR Realty) for a change of zone from J Business 2 and L Industrial 1 to a Planned Development District (PDD) on property located on the northwestern corner of the interchange of William Floyd Parkway and the Long Island Expressway (LIE) in the hamlet of Yaphank, further identified as SCTM Nos. 0200-552.00-01.00-001.003 and 0200-584.00-02.00-001.003.

A more detailed diagram of the subject property is on file at the office of the Town Clerk and may be examined during regular office hours by any interested person.

At said public hearing, any persons interested shall be given the opportunity to be heard.



Dated: April 14, 2011
Farmingville, New York

Patricia A. Eddington
Brookhaven Town Clerk