

**PROPOSED RESOLUTION NO. 158-2020**

**A RESOLUTION AMENDING THE BOUNDARY DESCRIPTION OF THE  
COLLECTION AND DISPOSAL ZONE OF ASSESSMENT TO INCLUDE REAL  
PROPERTY IN THE VILLAGE OF LAWRENCE**

WHEREAS, the State enacted Chapter 685 of the Laws of 2003 (“Chapter 685”), creating the Nassau County Sewer and Storm Water Resources District (the “District”) of Nassau County (the “County”) as a new single County-wide district; and

WHEREAS, upon enactment of Chapter 685, zones of assessment replaced each of the prior County collection and disposal districts to allocate financing costs and costs of the sewer and storm water resources facilities among the zones of assessment, with the initial zones of assessment substantially mirroring those of the related prior districts; and

WHEREAS, this Legislature by Resolution 59-A-2004 adopted the boundary description of the initial zones of assessment; and

WHEREAS, pursuant to Chapter 685, the District consists of (i) one zone of assessment for areas of the District receiving storm water resources services, (ii) one zone of assessment for areas of the District receiving sewage collection and disposal services (the “Collection and Disposal ZOA”) and (iii) one zone of assessment for areas of the District receiving sewage disposal, but not sewage collection services; and

WHEREAS, the County and the Village of Lawrence (“Village”) entered into an intermunicipal agreement for the consolidation of sewer treatment resources and services dated as of January 16, 2008 (the “Original IMA”), which the parties amended as of July 1, 2009 (“Amendment No. 1”, and together with the Original IMA as amended, the “IMA”) and

WHEREAS, the County and the Village entered into a settlement agreement (the “Settlement Agreement”) to resolve certain disputes in connection with the IMA. Pursuant to the Settlement Agreement, the parties entered into Amendment No. 2 to the IMA to provide for the consolidation of real property within the Village into the Collection and Disposal ZOA in the District as of January 1, 2021; and

WHEREAS, Chapter 685 further provides that this Legislature, by resolution, after holding a public hearing thereon upon notice published at least once in the official newspapers of the County at least ten but not more than twenty days before the day set forth for the hearing, may change either the allocation of the costs among such zones of assessment or the boundaries of such zones of assessment; and

WHEREAS, such hearing having been held in accordance with such notice; and

WHEREAS, a boundary description of the Collection and Disposal ZOA amended to include real property in the Village has been prepared and is on file with the Clerk of the Legislature; now, therefore,

BE IT RESOLVED the amended boundary of the Collection and Disposal ZOA as contained in such description on file with the Clerk of the Legislature is hereby adopted and effective as of January 1, 2021; and be it further

RESOLVED that is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County that amending the boundary of a zone of assessment is a Type II Action within the meaning of Section 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

