

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 4-2022

WHEREAS, pursuant to Nassau County Administrative Code Section 11-8.0, the NASSAU COUNTY PLANNING COMMISSION (the "COMMISSION") issues the following recommendation to the NASSAU COUNTY LEGISLATURE (the "LEGISLATURE") and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to grant a permanent easement on the following County-owned property to the Town of Oyster Bay, more particularly described as:

NCPC-OSPAC FILE # 4-2022 Section: 47, Block: E, Lot(s): 749D & 749E
S/O Old Country Rd., Old Bethpage, Town of Oyster Bay

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE ("OSPAC"), the proposal to grant a permanent easement on the above-referenced real property to the Town of Oyster Bay; and

WHEREAS, the COMMISSION held a public hearing on October 27, 2022, in accordance with N.Y. Public Officers Law and the Nassau County Administrative Code § 11-8(b), notice of which was sent to Nassau County Legislator Arnold W. Drucker and Town of Oyster Bay Supervisor Joseph S. Saladino, as well as to all surrounding property owners within a 150 ft. radius, regarding this proposal; and

WHEREAS, OSPAC passed a verbal resolution at its November 16, 2022 meeting to approve the permanent easement on the property described in NCPC-OSPAC File # 4-2022 to the Town of Oyster Bay; and

WHEREAS, in accordance with Section 1611 of the Nassau County Charter and acting in an advisory capacity to the LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act ("SEQRA") and the COMMISSION has conducted such environmental review; and

NOW THEREFORE BE IT RESOLVED that, based upon review of the environmental documents and supporting documentation, the COMMISSION recommends that the LEGISLATURE classify the proposed action regarding NCPC-OSPAC File # 4-2022 as Unlisted and determine that it will not have a significant adverse impact on the environment; and be it further

RESOLVED, that the COMMISSION hereby recommends that the LEGISLATURE complete the review of the proposed action under SEQRA by classifying the action as Unlisted and issuing a **NEGATIVE DECLARATION**; and be it further

RESOLVED, that the COMMISSION hereby recommends that the LEGISLATURE approve the proposal to grant a permanent easement on the subject property to the Town of Oyster Bay.

The foregoing resolution was offered:

The resolution herein was, in accordance with all applicable law, duly considered, moved, and adopted by the following vote:

Leonard Shapiro, <i>Chair</i>	AYE
Jeffrey Greenfield, <i>Vice-Chair</i>	EXCUSED
Neal Lewis, <i>3rd Vice-Chair</i>	AYE
Ronald J. Ellerbe	AYE
Murray Forman	AYE
Denise Gold	EXCUSED
Khandan Kalaty	AYE
Reid Sakowich	EXCUSED
Lisa Warren	AYE

The Chair declared the resolution duly adopted.

OSPAC File # 4-2022

Adopted: November 17, 2022

This resolution may be modified to allow for the correction of any mathematical, typographical and/or clerical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the Nassau County Planning Commission if said resolution is approved and adopted by the affirmative vote of a majority of said Nassau County Planning Commission.

