



Commission Meeting of March 15, 2006

Brookhaven Town Hall, Farmingville, NY

Present: Mr. Scully (New York State), Ms. Longo (Suffolk County), Mr. Turner (Brookhaven), Mr. Shea (for Southampton), Mr. Hanley (Riverhead)

Resolution on the Core Preservation Area Jurisdiction Determination

Application of American Physical Society

Property located on the west side of William Floyd Parkway (CR47), 1 Research Place, Ridge, Town of Brookhaven
Tax Map #: 0200-459.00-01.00-001.004

Whereas, on December 21, 2005, **the American Physical Society (APS) c/o Mark Beacon** corresponded with the Commission for a determination of jurisdiction concerning the removal of five (5) trees in order to permit emergency vehicle access, improve employee safety, and to protect APS services and assets.

Peter A. Scully
Chair

Whereas, after the January 18, 2006 Commission meeting the request was revised for a Core Preservation Area Hardship Application for the removal of six (6) trees rather than the original five (5) trees; and

Phillip J. Cardinale
Member

Whereas, a public hearing on the revised request was held by the Commission on March 15, 2006 with any interested party being given an opportunity to be heard; and

Brian X. Foley
Member

Whereas, at the public hearing the testimony of the applicant was received by the Commission and there was no public interest in the request; and

Patrick A. Heaney
Member

Whereas, the Commission has considered all materials on file regarding the subject property, including a site plan and digital photographs which indicated the trees to be removed; and

Steve A. Levy
Member

Whereas, the proposal, as a Type II action pursuant to Part 617.5(C)(6), is not subject to the New York State Environmental Quality Review Act; now therefore be it

Resolved, that the Commission hereby determines that the proposed action will not have any adverse environmental impacts; and be it further

Resolved, that the proposal is determined to be consistent with the goals and objectives of NYS ECL Article 57; and be it further

Resolved, that the Commission hereby determines that the proposal does not constitute development pursuant to Article 57-0107(13)(i) and therefore does not require a hardship permit.

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Record of Motion:

Determination of Non-jurisdiction:

Motion by: Mr. Turner
Seconded by: Mr. Hanley
Yea Votes: 5
Nay Votes: 0

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