

Session of October 11, 1995

Brookhaven Town Offices

Present: Mr. Cowen (for New York State) Ms. Filmanski (for Riverhead), Mr. Proios and Mr. Dragotta (for Suffolk County), Mr. Girandola and Ms. Wiplush (for Brookhaven), Mr. Freleng (for Southampton).

**Resolution on the Compatible Growth Area
Application of Mavis Development Corp. Site Plan
Northeast corner of Currans Road and Middle Country Road, Middle Island, Town of Brookhaven
SCTM# 200-378-3-49**

Whereas, Mavis Development Corp., through their agent Jack Roseberry, R.A. of Hawkins, Webb Jaeger, Assoc., filed with the Commission an application for a site plan approval to construct a 3,822 square foot building for use as a service station and convenience store with four gas pumping islands and parking for 20 cars and,

Whereas, pursuant to the New York Environmental Conservation Law Section 57-0121(9), applicant has obtained all necessary local and state approvals prior to petitioning the Commission, and,

Whereas, on or about September 12, 1994, the Town of Brookhaven Planning Board, pursuant to Article 8 of the New York Environmental Conservation Law ("SEQRA"), declared itself Lead Agency, issued a Determination of Non-Significance and a conditional site plan approval for the project, and,

Whereas, on June 8, 1995, the Town Board of the Town of Brookhaven issued a special permit for the convenience store portion of the site plan, and,

Whereas, pursuant to a staff report issued on July 5, 1995, the Commission required the applicant to amend the site plan to be in conformance with the 15% limit on fertilized vegetation, and,

Whereas, a public hearing on the compatible growth area application was held by the Commission on July 9, 1995, and a transcript was thereafter made available to the Commission, and

Whereas, the Commission has considered the application and related documents, including the SEQRA materials, now therefore be it

Resolved, that the Commission determines that the application meets all requirements of the New York Environmental Conservation Law Section 57-0121(9), and

Resolved, that the project is consistent with the Commission's interim goals and standards as per the amended Site Plan prepared by Hawkins Webb Jaeger, Associates, P.C., last revised September 1995, and be it further

Resolved that the application is granted subject to the following condition:

1. That the applicant receive a revised approval from the Town of Brookhaven Planning Board and supply the Commission with a copy of same.

Record of Motion:

Motion by Mr. Cowen

Seconded by Mr. Girandola

Yea Votes:

Unanimous