

Central Pine Barrens Joint Planning and Policy Commission

Robert J. Gaffney, *Chairman*
John LaMura, *Vice Chairman*
~~Ulric S. Haynes, *Member*~~
Joseph F. Janoski, *Member*
Fred W. Thiele, Jr., *Member*

P.O. Box 587
3525 Sunrise Highway, 2nd Floor
Great River, New York 11739

Session of December 12, 1994

Brookhaven Town Hall

Present: Mr. Cowen (for Commissioner Haynes) Ms. Filmanski (for Commissioner Janoski), Mr. Gatta (for Commissioner Gaffney), Ms. Swick and Ms. Wiplush (for Commissioner LaMura), Commissioner Thiele.

Resolution on the Core Preservation Area Hardship Application of Janet DeMauro Sally Lane, Ridge Town of Brookhaven SCTM# 200-382-3-13

Whereas, Janet DeMauro has filed with the Central Pine Barrens Joint Planning and Policy Commission an application for a core preservation area hardship exemption permit for construction of a single family residence with associated sanitary system, private well and driveway on the above referenced lot, and

Whereas, wetlands on the subject lot required the applicant to apply to the Town Board of the Town of Brookhaven's Division of Environmental Protection for a Wetlands Permit ("Wetlands Permit"), and

Whereas, on, or about August 8, 1994 DeMauro, by her agent, Manzi Construction, Inc., filed with the Town of Brookhaven a Full Environmental Assessment Form pursuant to Article 8 of the New York Environmental Conservation Law as part of the application for a Wetlands Permit, and

Whereas, on, or about September 26, 1994 the Town Board of the Town of Brookhaven, pursuant to the State Environmental Quality Review Act ("SEQRA") Part 617.6, coordinated lead agency review, and

Whereas, by letter dated October 13, 1994 the Pine Barrens Commission advised the Town Board of the Town of Brookhaven that it did not object to the Town Boards' Lead Agency status, and

Whereas, on, or about October 28, 1994 the Town of Brookhaven issued draft Wetlands Permit #PP- 576-94 containing certain conditions relating to the proposed development, and

Whereas, on, or about November 1, 1994, the Town Board of the Town of Brookhaven issued a Determination of Non-Significance for the project, and

Whereas, a public hearing on the core preservation hardship application was held by the Commission on November 30, 1994, 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 for an extraordinary hardship pursuant to New York Environmental Conservation Law Section 57-0121(10)(a), and be it further

Resolved, that the requested core preservation area hardship exemption permit is hereby granted subject to any conditions which may be imposed by the Town Board of the Town Of Brookhaven, including those contained in Draft Wetlands Permit #PP- 576-94, to be issued as Wetlands Permit #PP- 976-95.

Record of Motion:

Motion by Mr. Cowen
Seconded by Mr. Gatta

Yea Votes:

Mr. Cowen
Ms. Filmanski
Mr. Gatta
Ms. Swick
Commissioner Thiele

Nay Votes:

None