

**Commission Meeting of June 4, 1997
Riverhead Town Nutrition Center**

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

**Resolution on the Core Preservation Area Hardship
Application of Theodore Martz**

Property located south side of Mill Road, east of Halsey Manor Road, Manorville, Town of Brookhaven

SCTM # 200-355-2-15.1

Whereas, on April 21, 1997, Theodore Martz, through his agent Salvatore Malguarnera, filed with the Commission, a request for a core preservation area hardship exemption to construct one single family dwelling and associated sanitary system on a lot containing 18, 428 square feet, and,

Whereas, a public hearing on the core preservation hardship request was held by the Commission on May 14, 1997 and a transcript was thereafter made available to the Commission, and,

Whereas, the Commission has considered all materials submitted in connection with the application, now, therefore, be it

Resolved, pursuant to the New York State Environmental Quality Review Act ("SEQRA") Part 617.5, the Commission hereby determines that the application is a Type II action, now therefore be it,

Resolved, that the Commission hereby determines that the application, as submitted does meet all of the requirements for extraordinary hardship pursuant to New York State Environmental Conservation Law 57-0121 (10)(a) and (c) and be it further

Resolved, that the application for a core preservation area hardship exemption is granted subject to the following condition:

- clearing of native vegetation shall not exceed 20% of the total lot area.

Record of Motion:

Motion by Mr. Girandola

Seconded by Mr. Cowen

Yea Votes:

Unanimous