

**Commission Meeting of September 13, 2000**

**Brookhaven Town Offices, Bldg 4, Medford, NY**

Present: Mr. Cowen (for New York State), Mr. Proios (for Suffolk County), Mr. MacLellan (for Riverhead)  
Mr. Girandola (for Brookhaven), Mr. Shea (for Southampton)

**Resolution on the Core Preservation Area Hardship  
Application of Andrew and Carolyn Malenda  
Property located on the west side of Halsey Manor Road, north of  
CR 111, Manorville, Town of Brookhaven  
Tax Map Number 200-462-4-11**

**Whereas**, on July 24, 2000, Andrew Malenda filed with the Commission, a request for a core preservation area hardship exemption to construct one single family dwelling on a 2.7 acre lot, in an A2 residential zoning district and,

**Whereas**, a public hearing on the core preservation hardship request was held by the Commission on August 23, 2000 and,

**Whereas**, 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 the application, as submitted does not meet the requirement 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 denied.

**Record of Motion:**

Motion by Mr. Cowen  
Seconded by Mr. Shea

**Vote:** 4:0 in favor of denying exemption  
1 Abstention (Mr. Proios)