

**PROPOSED ORDINANCE NO. 10-2012**

**MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A FIRST AMENDMENT TO LEASE AGREEMENT, BETWEEN THE COUNTY OF NASSAU, AS TENANT, AND THE APPLIED SCIENCE CENTER OF INNOVATION AND EXCELLENCE IN HOMELAND SECURITY RESEARCH FOUNDATION CORPORATION, AS LANDLORD, IN CONNECTION WITH THE LEASE OF SPACE IN A BUILDING LOCATED AT 510 GRUMMAN ROAD WEST, BETHPAGE, TOWN OF OYSTER BAY, COUNTY OF NASSAU, STATE OF NEW YORK, AND TO EXECUTE ANY OTHER ANCILLARY DOCUMENTS TO CARRY OUT THE PURPOSES OF SUCH AMENDMENT.**

WHEREAS, the Applied Science Center of Innovation and Excellence in Homeland Security Research Foundation Corporation (the "Landlord") leases to the County of Nassau (the "County") space the above-described building (hereinafter, the "Premises") pursuant to a Lease Agreement originally made between the County and the Landlord as of August 10, 2010 (the "Lease");

WHEREAS, County has requested that the Landlord amend the Lease to enable County to lease additional space in the Premises;

WHEREAS, Landlord has executed First Amendment to Lease Agreement (the "Amendment") to effectuate such amendment, a copy of which is on file with the Clerk of the Nassau County Legislature; and

WHEREAS, the Office of Real Estate Services has reviewed the proposed action, namely the making of such amendment, and has completed and reviewed the Environmental Assessment Form ("EAF") attached hereto as Appendix A for the proposed action and recommends that the Nassau county Legislature determine that the proposed action is an "Unlisted Action" pursuant to SEQRA and that the Nassau County Legislature determine that the proposed action will have no significant environmental impact and does not require further environmental review.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

SECTION 1. That the County Executive be and he is hereby authorized to execute on behalf of the County of Nassau, the Amendment, subject to all the terms and conditions as contained in said Amendment.

SECTION 2. That the County Executive is hereby authorized to execute any and all ancillary documents necessary to carry out the purposes of the Amendment.

SECTION 3. That it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the proposed action has been determined not to have a significant effect on the environment and that no further review is required for the reasons set forth in the attached Determination of Non-Significance.

SECTION 5. That this Resolution shall take effect immediately.