

SECTION VII: CONSULTATION WITH OTHER AFFECTED FEDERAL, STATE AND LOCAL AGENCIES

During the course of preparation of the LWRP the Town of Smithtown identified and consulted with Federal, State, and local Agencies which conduct programs which are likely to affect implementation of the LWRP. Some agencies were contacted directly by the Town as the program progressed, and some agencies were contacted by the Department of State during the SEQRA review process.

In December 1984 the Town sent correspondence to civic organizations and public agencies notifying them of a public meeting concerning the LWRP. In January 1985 the Town's Local Waterfront Advisory Committee conducted a public meeting to discuss the LWRP with affected agencies. The agencies identified by the Town included the NYSDOT, NYSDEC, NYSOMH, NYSOPRHP, Long Island Rail Road, Long Island Regional Planning Board, Suffolk County Department of Parks and Recreation, and Suffolk County Department of Public Works. In June 1985 the Town circulated parts 1-3 of the LWRP to these agencies for comment.

In February 1986 the Town consulted with NYSOPRHP (Office of Parks, Recreation and Historic Preservation) and requested input from NYSOPHP in implementing the acquisition project identified in part V of the program, NYSOPRHP initiated acquisition, however, the status of the program is not known at the present time.

In April 1986 the Town Circulated parts 1-5 of the LWRP to the affected agencies. In April 1987 the Town Board issued a SEQRA Positive Declaration with regard to the LWRP. The NYS Department of State distributed copies of the Draft Environmental Impact Statement and the Draft LWRP to federal and State as well as other agencies identified by the Town. On May 12, 1987 the Town Board conducted a public hearing pursuant to SEQRA, and public input was obtained. Two of the three speakers at the hearing represented the incorporated villages of Nissequoque and Head of the Harbor. Comments from federal and State agencies was solicited and received by the Department of State. The Town gave consideration to all comments and responded appropriate by revising the draft LWRP and by responding to comments in the FEIS.

In February 1988 the Town attended a scoping session for the development of a master plan for Caleb Smith State Park. At the request of those conducting the session the Town's representative explained some of the details of the LWRP. The Town requested that NYSOPRHP take into consideration the policies and standards of the Town's LWRP.

1. Coordinating with Affected Agencies and Resolving Conflicts

To date, the Town of Smithtown has not had any notification of conflicts with affected agencies except for the Villages of Head of the Harbor and Nissequogue. The conflict revolves around the intensity of uses in Stony Brook Harbor. The Town desires to increase the berthing capacity of boats; the villages are attempting to restrict boating in the Harbor, particularly in the southern end. Representatives of the Town Planning Department met with contact persons for the Villages in the early part of 1985. Subsequently the Town met with contact persons and other representatives of the Villages to work out differences regarding the boating problem. The Town agreed to limit the number of moorings in return for the Villages' approval to increase the number of slips.

If any other conflicts develop, the Town will meet with the Villages. It is not anticipated that the Town will have conflicts with the adjoining Towns. It is possible that the Town may have conflicts with State agencies such as the Department of Transportation.

2. Documenting Consultation Activities

The Town maintains LWRP correspondence files documenting consultation activities. A summary of consultation activities is as follows:

December 26, 1984	Letter sent to Civic Organizations informing them of a proposed meeting to discuss the LWRP.
December 26, 1984	Letter sent to all interested agencies regarding a proposed meeting concerning the LWRP.
January 14, 1985	Letter received from DOT regarding the outcome of the January 10 meeting on the LWRP.
February 27, 1985	Letter received from Villages of the Head of the Harbor and Nissequogue regarding the Joint Committee on Coastal Management Planning.
June 3, 1985	Letter sent to Civic Organizations regarding LWRP.
June 3, 1985	Letter sent to interested agencies containing a copy of Parts I-III of the LWRP.
June 3, 1985	Letter sent to the Departments of Parks, Engineering, Highway, DEP, Traffic, and Building along with a copy of Parts I-III of the LWRP.
June 7, 1985	Letter sent to Suffolk County Legislature's Office regarding the progress of the LWRP.

March 19, 1986 Letter sent to Joint Committee on Coastal Management Planning, Villages of Head of the Harbor and Nissequogue.

April 18, 1986 Letter sent to Civic Organizations concerning Parts I-V of the LWRP.

April 21, 1986 Letter sent to Joint Committee on Coastal Management Planning, Villages of Head of the Harbor and Nissequogue regarding the LWRP.

A. Town of Smithtown Community and Government Participation

1. The Town Board appointed an eight member Local Waterfront Advisory Committee representing various civic associations and community groups. The Committee took an active role in the preparation of the LWRP.
2. The Town has compiled an inventory of all public agencies that are affected by actions in the waterfront area. The Town encouraged agencies to review and comment on the LWRP as it progressed by forwarding the LWRP drafts to the agencies.
3. The Town encouraged the participation of the general public and community groups in the development of the program through newspaper circulations and public meetings of the Local Waterfront Advisory Committee. The Town Board conducted public meetings to solicit further citizen comments.

B. Local Commitment and Preparation of Final Local Waterfront Revitalization Plan

In achieving local commitment to the Local Waterfront Revitalization Program (LWRP), Smithtown followed the procedure in the original outline for Task 8 of the LWRP.

The following steps were taken by Smithtown to prepare the Final LWRP and Final Environmental Impact Statement.

1. Solicited comments and held a public hearing on the Draft LWRP and Draft Environmental Impact Statement (EIS).
2. Adopted revisions to local ordinances regarding waterfront development.
3. Adopted a LWRP Consistency Law to assure consistency of all State, Federal and Local actions with Smithtown's Local Waterfront Revitalization Program.
4. Prepared a Final EIS and prepared and adopted a final LWRP.
5. Prepared a practical schedule for implementation of public improvements based on priority and availability of outside funds and participation of private developers.
6. Accepted the FEIS and issued a SEQR Notice of Completion of the FEIS pursuant to SEQR.
7. Adopted the Final Local Waterfront Revitalization Program pursuant to Article 42 of the NYS Executive Law (Waterfront Revitalization of Coastal Areas and Inland Waterways Act.)