

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING
AGENDA**



October 24, 2019

7:00 PM

PUBLIC HEARINGS:

1. A PUBLIC HEARING TO CONSIDER THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD TOGETHER WITH THE BUDGETS FOR ALL SPECIAL IMPROVEMENT DISTRICTS AND THE ASSESSMENT ROLLS OF THE BELGRAVE WATER POLLUTION CONTROL DISTRICT, GREAT NECK WATER POLLUTION CONTROL DISTRICT AND THE PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT FOR THE YEAR 2020.

2. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

Synopsis: The proposed local law will amend Chapter 70 of the Town Code to change the notice requirements for Board of Zoning Appeals applications, site plan applications, and change of zone applications, which have been adjourned with or without a date certain. The proposed changes will require both applicants and the Town to fulfill additional notice requirements, including but not limited to a requirement that all applicants to the Board of Zoning Appeals post a notice of a scheduled hearing at the site that is the subject of the application.

Continued to November 19, 2019

3. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING "PARKS ORDINANCE NO. 2 OF 2019" RELATIVE TO PARKS AND RECREATION FACILITIES IN THE TOWN OF NORTH HEMPSTEAD.

Synopsis: The proposed amendment would prohibit dogs in parks during events in which fireworks are used.

RESOLUTIONS:

4. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 4A OF THE TOWN CODE ENTITLED "BALLOONS."

Synopsis: The adoption of this local law would prohibit the intentional release of balloons in the Town in order to reduce the negative impact that

balloons have on the environment. Tentative hearing date is November 19, 2019.

5. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD.

Synopsis: The adoption of this local law would establish provisions governing parking in the Town Hall parking lot in Manhasset and would allow for public parking during specified hours on Saturdays and Sundays. Tentative hearing date is November 19, 2019.

6. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD.

Synopsis: The adoption of this local law would prohibit the covering or coating of automobile license plates in any manner that conceals or obscures such plates or would distort a recorded or photographic image of the plate. Tentative hearing date is November 19, 2019.

7. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ARMSTRONG ROAD IN GARDEN CITY PARK, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop northbound and southbound on Armstrong Road, at its intersection with Jackson Avenue, in Garden City Park. Tentative hearing date is November 19, 2019.

8. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING NORTH BAYLES PARKING FIELD (AREA #2) IN PORT WASHINGTON, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop eastbound at the northernmost driveway of North Bayles Parking Field (Area #2), at its intersection with North Bayles Avenue, and a Full Stop eastbound at the southernmost driveway of North Bayles Parking Field (Area #2), at its intersection with North Bayles Avenue, in Port Washington. Tentative hearing date is November 19, 2019.

9. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SHORE ROAD PARKING FIELD (AREA #6) IN PORT WASHINGTON, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop eastbound on Shore Road Parking Field (Area #6) Driveway Egress, at its intersection with Shore Road, and a Full Stop northbound on Shore Road Parking Field (Area #6) Parcel A, at its intersection with Shore Road Parking Field (Area #6) Driveway Egress, in Port Washington. Tentative hearing date is November 19, 2019.

10. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ALLENWOOD ROAD IN GREAT NECK, NEW YORK.

Synopsis: The adoption of this ordinance will establish a "Do Not Block The Box" restriction on the south side of Allenwood Road, west of

Plymouth Road in Great Neck. Tentative hearing date is November 19, 2019.

11. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING BARWICK STREET IN FLORAL PARK CENTRE, NEW YORK.

Synopsis: The adoption of this ordinance will establish a "No Left Turn" restriction from Kiddie Academy Egress Driveway, onto Barwick Street, north of Jericho Turnpike. Tentative hearing date is November 19, 2019.

12. A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.
13. A RESOLUTION AUTHORIZING SUPPLEMENTAL BUDGET APPROPRIATIONS PURSUANT TO TOWN LAW SECTION 112.
14. A RESOLUTION AUTHORIZING THE AWARD OF A REQUEST FOR PROPOSALS FOR ENVIRONMENTAL PLANNING SERVICES FOR THE NEW CASSEL COMMUNITY-WIDE BROWNFIELDS ASSESSMENT PROJECT (TNH225-2019).
15. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CARGILL FOR MAINTENANCE OF THE ACCUBRINE AUTOMATED BRINE MAKER.
16. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BREAKWATER MARINE CONSTRUCTION, INC. FOR THE REMOVAL OF A DOCK AND GANGWAY AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.
17. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL-COUNTY AMUSEMENTS FOR CARNIVAL STYLE GAMES AT THE TOWN'S 2019 SPOOKY WALK AT CLARK BOTANIC GARDENS, ALBERTSON.
18. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH E.J. WARD INC. FOR SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT FOR THE TOWN'S FUEL MANAGEMENT SYSTEM.
19. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GTECHNA FOR SOFTWARE UPGRADES ALLOWING PARKING TICKET IMAGE EXPORTING.
20. A RESOLUTION AUTHORIZING THE EXECUTION AN AGREEMENT WITH VEHICLE TRACKING SOLUTIONS, LLC FOR GPS MONITORING OF TOWN-OWNED VEHICLES.
21. A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH VARIOUS VILLAGES FOR THE RETENTION OF COUNSEL

TO INITIATE LEGAL ACTION AGAINST THE FEDERAL AVIATION
ADMINISTRATION.

22. A RESOLUTION AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH THE NASSAU COUNTY SOIL AND WATER CONSERVATION DISTRICT.
23. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KAREN HARRY D/B/A KS CREATIONS FOR QUILT-MAKING SERVICES.
24. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE LAW OFFICES OF MARK A. CUTHBERTSON FOR LEGAL SERVICES.
25. A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND BANCKER CONSTRUCTION CORP. FOR DRAINAGE IMPROVEMENTS AT HUTCHINSON COURT, GREAT NECK.
26. A RESOLUTION AUTHORIZING PAYMENT TO POSILICO-CIVIL FOR EMERGENCY DRAINAGE REPAIRS AT I U WILLETS ROAD IN ALBERTSON.
27. A RESOLUTION AMENDING RESOLUTION NO. 464-2019, ADOPTED SEPTEMBER 25, 2019, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH TGI OFFICE AUTOMATION FOR ADDITIONAL COPIERS AT VARIOUS TOWN LOCATIONS.
28. A RESOLUTION AMENDING RESOLUTION NO. 442-2018, ADOPTED SEPTEMBER 27, 2018, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ARCHANGEL MICHAEL GREEK ORTHODOX CHURCH OF NORTH HEMPSTEAD, INC. RELATING TO THE PROPOSED SALE OF A PARCEL OF REAL PROPERTY KNOWN AND DESIGNATED AS SECTION 6, BLOCK 53, PART OF LOT 1072 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AND FURTHER AUTHORIZING THE TAKING OF RELATED ACTION.
29. A RESOLUTION AUTHORIZING THE TOWN TO WAIVE ALL ADOPTION FEES AT THE TOWN OF NORTH HEMPSTEAD ANIMAL SHELTER FOR VETERANS.
30. A RESOLUTION AUTHORIZING THE TOWN BOARD TO SUSPEND ALL PARKING METER REGULATIONS IN THE PORT WASHINGTON PUBLIC PARKING DISTRICT ON NOVEMBER 30, 2019 TO SUPPORT SMALL BUSINESS SATURDAY.
31. A RESOLUTION AUTHORIZING THE TOWN CLERK TO TRANSMIT TO THE NASSAU COUNTY LEGISLATURE AND THE BOARD OF ASSESSMENT OF THE COUNTY OF NASSAU THE LISTS OF UNPAID WATER RENTS FILED BY SPECIAL DISTRICTS IN THE TOWN OF NORTH HEMPSTEAD FOR THE PURPOSE OF HAVING SAME LEVIED AGAINST THE PROPERTY LIABLE.
32. A RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.

33. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

ADDED STARTERS:

34. A RESOLUTION AUTHORIZING PUBLIC PARKING IN THE TOWN HALL PARKING LOT IN MANHASSET ON SPECIFIED DAYS.

PROPOSED RESOLUTION

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

RESOLUTION NO. -2019

A PUBLIC HEARING TO CONSIDER THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD TOGETHER WITH THE BUDGETS FOR ALL SPECIAL IMPROVEMENT DISTRICTS AND THE ASSESSMENT ROLLS OF THE BELGRAVE WATER POLLUTION CONTROL DISTRICT, GREAT NECK WATER POLLUTION CONTROL DISTRICT AND THE PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT FOR THE YEAR 2020.

NO RESOLUTION.

PROPOSED RESOLUTION

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

RESOLUTION NO. -2019

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend Chapter 70 of the Town Code entitled "Zoning" in order to amend the notice requirements for Board of Zoning Appeals applications, site plan applications, and change of zone applications, which have been adjourned with or without a date certain (the "Action"); and

WHEREAS, the proposed changes will require both applicants and the Town to fulfill additional notice requirements, including but not limited to a requirement that all applicants to the Board of Zoning Appeals post a notice of a scheduled hearing at the site that is the subject of the application; and

WHEREAS, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

WHEREAS, due notice has been heretofore given of a public hearing to be held on the 24th day of October 2019, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, pursuant to General Municipal Law § 239-m, the Nassau County Planning Commission (the "Commission") was furnished with copies of the site plan and the Short Environmental Assessment Form (the "SEAF"); and

WHEREAS, by letter dated October 24, 2019, the Nassau County Planning Commission recommended local determination; and

WHEREAS, the Town Board has carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on October 24, 2019, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for the implementation of the New York State Environmental Quality Review Act as set forth in Section 617.6 of Title 6, Part 617 of the Official Compilation of Codes, Rules and Regulations of the State of New York (the “SEQRA Regulations”); and

WHEREAS, this Board, through action of the Town Department of Planning and Environmental Protection (the “Planning Department”) pursuant to Town Codes § 20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA Regulations; and

WHEREAS, the Board has reviewed the determination of the Planning Department, dated October 24, 2019, and the Negative Declaration indicating that the Action constitutes an “unlisted action” pursuant to Section 617.2(ak) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form (the “SEAF”) Parts 1 and 2 (the “Determinations and Negative Declaration”) for the reasons stated in the SEAF; and

WHEREAS, the Board wishes to conclude that the action constitutes an “unlisted action” pursuant to Section 617.2(ak) of the SEQRA Regulations and that it will not result in any significant adverse impacts on the environment; and

WHEREAS, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the “Secretary of State”).

NOW, THEREFORE, BE IT

RESOLVED that the Town Board declares itself “lead agency” under the SEQRA Regulations for the Action; and be it further

RESOLVED that this Board hereby adopts the Planning Department’s Determinations and Negative Declaration, finding that the Action is an “unlisted action” which will not result in any significant adverse impact on the environment, based upon the analysis set forth in the SEAF; and be it further

RESOLVED that this Board hereby authorizes the Planning Department to prepare, file and distribute such documents as may be required pursuant to Section 617.12 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulation; and be it further

RESOLVED that Local Law No. of 2019 be and it hereby is adopted, which Local Law reads as follows:

TOWN OF NORTH HEMPSTEAD

**LOCAL LAW NO. __ OF 2019
A LOCAL LAW AMENDING CHAPTER 70 OF
THE TOWN CODE ENTITLED “ZONING”**

Section 1. Legislative Intent.

The Town Board finds that Chapter 70 of the Town Code lacks comprehensive and consistent regulations regarding notice requirement for adjourned site plan applications, Board of Zoning and Appeals applications, and change of zone applications. This results in individuals who could be

potentially impacted by such applications being unaware of the new hearing dates. Accordingly, the Town Board finds it in the best interests of the Town and its residents to amend Chapter 70 of the Town Code to provide for new notice requirements for these applications which have been adjourned.

Section 2.

Section 70-219 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:

For purposes of this section, "site" shall be defined as any lot or two or more contiguous lots or tracts of land owned and recorded as the property of the same person or entity, or controlled by the same person or entity, and being used or developed as one parcel or project, whether in one or more phases or under one or more building permits. For purposes of this section, unless otherwise specified, "residence district" shall include Residence Open Space, Residence AAA, Residence AA, Residence A, Residence B, Residence C, Residence D, Multiple Residence, Public Housing, Golden Age, Senior Residence District and the Planned Waterfront Residential Community Districts.

A. When site plan review required; procedure. No permit shall be issued for a site greater than 25,000 square feet in any zone other than Residence Open Space, Residence AAA, Residence AA, Residence A, Residence B, Residence C, Residence D, or Hospital District until a site plan, as specified in this section, has been approved by the Town Board, if any one or more of the following criteria are met:

[Amended 5-29-2007 by L.L. No. 5-2007; 10-16-2007 by L.L. No. 9-2007]

(1) The site upon which the work is proposed involves one or more of the following:

(a) The construction of a new building or structure or addition to an existing structure of greater than 750 square feet of floor area.

(b) The change in use of an existing building or buildings on a site in a manner which will:

[1] Increase the number of required off-street parking spaces for the site pursuant to § **70-103** of this chapter by more than 33%; or

[2] Add at least 10,000 square feet of retail; or

[3] Add at least 10,000 square feet of public assembly use at the site.

(c) The alteration of an existing single retail use greater than 20,000 square feet at the site so as to create three or more retail or public assembly uses.

(d) The alteration of an existing single retail space greater than 20,000 square feet to permit shared occupancy by more than two tenants.

(e) A change in access to the site or a change in the circulation within the site which affects at least 20% of the paved area.

(2) Where a permit application is subject to site plan review, the Commissioner of Buildings shall advise the applicant. Unless otherwise waived by the Commissioner of Buildings, the applicant shall obtain all necessary approvals from other boards or commissions prior to site plan submission.

Thereafter an application for site plan review, in accordance with the requirements of this section as set forth hereafter, shall be submitted to the Building Department. Before the application is referred to the Town Board, the Commissioner of Buildings shall also refer the application and plans submitted to the Commissioner of Planning and Economic Development, who shall review the plans and provide any recommendations or comments to the Town Board. Following receipt of the reports from the Commissioner of Buildings and the Commissioner of Planning and Economic Development, the Town Board shall schedule a public hearing for site plan review. The Commissioner of Planning and Economic Development shall notify the applicant of the date for the public hearing at which the Town Board will consider the site plan application, and the applicant shall provide notice of such hearing in accordance with Subsection **F**.

B. Town Board decision.

(1) Approval. Upon approval of the site plan, the Town Board shall direct the Commissioner of Planning and Economic Development to stamp and sign three sets of drawings which shall be distributed as follows: one set each to the Commissioner of Buildings and the applicant, and one set to remain with the Planning Department.

(2) Approval with modifications. The Town Board may conditionally approve the final site plan. A copy of the written statement containing the modifications required by the conditional approval will be prepared by the Commissioner of Planning and Economic Development and sent to the applicant. After adequate demonstration to the Commissioner of Planning and Economic Development that all conditions have been met and modifications, if any, to the site plan have been made, the Commissioner of Planning and Economic Development shall endorse his/her approval on a copy of the site plan and shall provide the applicant and the Town Board with a written statement of approval. Three sets of documents shall be distributed as in § **70-219B(1)** above.

[Amended 5-29-2007 by L.L. No. 5-2007]

(3) Disapproval. Upon disapproval of the site plan, the decision of the Town Board shall be filed with the Commissioner of Buildings, along with the Town Board's reasons for disapproval.

C. Fees and costs. Fees for site plan review shall be set according to the amounts indicated in the Town of North Hempstead Fee Schedule.

[Amended 4-11-2006 by L.L. No. 5-2006; 5-29-2007 by L.L. No. 5-2007]

D. Submission requirements and standards. The applicant shall prepare and submit plans and documentation to the Building Department for review and approval at a public hearing by the Town Board. All plans and accompanying documents shall be prepared by the appropriate professional(s) licensed in the State of New York and shall be prepared at a scale sufficient to clearly present the required information for review. The application shall include two complete sets of plans and documents for initial review, and supplemental sets as requested by the Planning and/or Building Department. Upon request by the Planning Department, the applicant shall submit additional full-size and reduced-size sets of documents prior to the public hearing. Unless otherwise waived or modified by both the Commissioner of Buildings and the Commissioner of Planning and Economic Development, each submission shall include, but not be limited to, the following general considerations and format:

[Amended 11-15-2005 by L.L. No. 11-2005; 5-29-2007 by L.L. No. 5-2007]

(1) A title page which shall include the following:

(a) A key map at a minimum scale of one inch equals 1,000 feet, showing clearly and accurately the location of the property in relation to the neighboring streets and the location of the nearest bus routes and bus stops, if applicable.

(b) A zoning/site data analysis in a format acceptable to the Commissioner of Buildings. This analysis shall include zoning district information; permitted and proposed data for all zoning criteria, including, but not limited to, floor areas by use, lot coverage, building height, parking; and the quantities of pervious and impervious surfaces. All zoning calculations shall be based on gross floor area as required in this chapter.

(c) Names of the appropriate water and sewer districts.

(d) The name and address of the applicant, and the name and address of the owner of the site, if different from the applicant. If the applicant or owner is a corporation or partnership, the names of all principals shall be included.

(e) The name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans.

(f) An area map of the subject site and all properties within a radius of 300 feet of any contiguous property owned by the applicant. The area map shall include all proposed principal and accessory buildings, the names of abutting property owners, as well as section, block, and lot information for all properties within the three-hundred-foot radius.

(g) The name of all abutting streets and whether said streets are Town, county or state highways.

- (h)** A list of drawings included in the submission set, with the original drawing dates and all revision numbers and dates indicated.
- (2)** A site plan, fully dimensioned, which shall include the following:
- (a)** Location, arrangement, design and general site compatibility of all buildings, structures, equipment, landscaping, signs, and lighting.
 - (b)** All proposed parking and loading facilities, circulation aisles servicing those facilities, and all pavement markings.
 - (c)** If the site has or is proposed to have vehicular access to or from an adjoining property, plans of such adjoining property, including, but not limited to, uses, building footprints, parking, site circulation, and pavement markings.
 - (d)** Adjacent roadways indicating traffic flow directions and showing vehicular access and circulation to and from the site, including intersections, road widths, pavement surfaces, dividers, traffic controls, and street lighting.
 - (e)** Right-of-way improvements or road widening in conformance with the requirements of the Superintendent of Highways, and to provide a minimum of 60 feet of right-of-way in industrial areas. Any road surfacing required by the widening of existing pavement shall be equal to or better than the existing pavement and shall meet all specifications of the Highway Department which pertain to the area.
 - (f)** Arrangement of pedestrian traffic access and circulation, including, but not limited to, walkway structures, control of intersections with vehicular traffic, handicapped accessibility, and overall pedestrian convenience and safety.
 - (g)** Location of, and type of equipment provided for adequate storage and disposal of garbage and refuse.
- (3)** Floor plans, which shall include the following: floor plans of each level, including, but not limited to, basements, cellars, mezzanines and attics, and labeling of all interior spaces with their uses.
- (4)** Building elevations and section, which shall include the following:
- (a)** Existing and proposed grades in Nassau County Vertical Datum.
 - (b)** Finished floor elevations for each level.
 - (c)** Building height elevation(s).
 - (d)** Building/site section(s) as required by the Commissioner of Buildings or Commissioner of Planning and Economic Development to adequately analyze the site development.
 - (e)** Proposed finish materials for all exterior surfaces.
 - (f)** Sketches to scale, indicating the design, color and material of signs, accompanied by a brief narrative explaining the lighting mechanism.
- (5)** Building perspective(s), which shall include the following:
- (a)** The main building as viewed from all public rights-of-way.
 - (b)** The main building as viewed on approach from within the site if substantially different from the above view(s).
 - (c)** Any other proposed structures as required by the Commissioner of Buildings or Commissioner of Planning and Economic Development to adequately analyze the site development.
- (6)** Landscape plan, which shall include the following:
- (a)** All existing and proposed landscaping, specifying the type, size and location of trees, shrubs, and other landscaping materials. Tree size shall include diameter at four feet six inches above grade as well as height of the tree.
 - (b)** All fencing, specifying style, material, and height.
 - (c)** All lawn irrigation, specifying the water utilization in gallons per minute. Sprinkler heads or plumbing systems shall not be installed, maintained or allowed to encroach upon any public rights-of-way.

(d) All retaining walls, which shall require a building permit, and must be designed by a qualified professional licensed to practice in the State of New York. Retaining walls shall conform to the requirements of § 70-202.1.

(e) When a planted buffer is required as a screen for adjacent properties, it shall consist of a ten-foot-wide strip planted with coniferous material six feet tall on seven-foot centers in the case of a single row. When a double row is required, the planting strip shall be 20 feet wide planted with staggered rows of coniferous material six feet tall. Plantings shall be of sufficient quality and quantity to provide a pleasing appearance and shall include the maximum retention of existing vegetation. All required buffers shall be maintained, and replacement vegetation shall be planted as required to maintain the required screening in perpetuity.

(f) Curbs, sidewalks and street trees in accordance with the specifications of the Highway Department of the Town of North Hempstead, and subject to the approval of the Superintendent of Highways. Curbs, sidewalks or trees may be deleted if, in the opinion of the Town Board, they would be deemed unnecessary or inappropriate.

(7) Drainage and sediment/erosion control plan(s), which shall include the following:

(a) Existing/proposed grades, by contours and spot elevations (in Nassau County Vertical Datum), in sufficient numbers to adequately depict how the land will drain.

(b) Schematic drawing of the roofs of all proposed buildings and equipment, showing the drainage system and direction of water flow.

(c) Limits and runoff direction for each drainage area, in plan view.

(d) The location, size and type of drainage facilities, with top and invert elevations.

(e) Table showing that the stormwater and drainage system, as designed by a licensed professional, adequate to dispose of a minimum five-inch rainfall. The drainage system shall comply with the minimum standards of the Nassau County Department of Public Works rules and regulations governing approval for erection of buildings on county highways.

(f) Location of on-site water supply and sewage disposal facilities and their connections.

(g) The depth and limits of all cuts and fills.

(h) The footprint and first-floor elevation of all structures.

(i) Drainage on existing roads as required by the Commissioner of Public Works. Any proposed structures or improvements made upon the right-of-way must receive the approval of the Superintendent of Highways.

(j) Methods and materials to be used to address erosion and sediment and slope stabilization both during and after construction, in plan and narrative form.

(8) Lighting plan, which shall include the following:

(a) The location of all proposed lighting fixtures, height of standards and the intensity and type of fixture, located and designed so as not to have an adverse effect on surrounding property.

(b) Illumination levels for the entire site, not exceeding 0.5 footcandle at the property line, except as otherwise approved by the Town Board.

(c) Catalog cut or picture of the light fixture and the manufacturer's specification sheet.

(9) Reports and documentation, including, but not limited to, the following:

(a) A full environmental assessment form in the format required by the State Environmental Quality Review Act.

(b) Traffic analysis, including capacity and level-of-service for the nearest signalized intersections.

(c) Water and sewer availability letters.

(d) Copies of any restrictive covenants existing on any portion of the site.

(e) Copies of all variances granted for the site.

(f) Copies of access permit application and curb cut approvals from the appropriate jurisdiction(s).

(g) Existing conditions survey.

(h) Photographs of all properties abutting the parcel and across from the parcel within 300 feet.

(10) Where applicable, a statement setting forth whether the proposed use conforms to, or deviates from, a community visioning or vision plan which has been adopted by the Town Board as a

planning document for the Town. In the event that the proposed use deviates from such plan, the statement shall set forth how it deviates and the reasons why it should be approved despite this deviation.

E. Review standards. All site plan applications shall be reviewed for the following standards:

(1) Overall impact on the neighborhood, including compatibility of design considerations and adequacy of screening from residential properties.

(2) Adequacy of the design to avoid a negative impact on the health, safety, or general welfare of the public.

(3) Adequacy of the plan to mitigate the impact of traffic on surrounding streets caused by the proposed development and other known projects in accordance with standard review practices.

[Amended 5-29-2007 by L.L. No. 5-2007]

(4) Adequacy of drainage system to contain stormwater on site.

(5) Unless waived by the Superintendent of Highways, curb cuts shall conform to the following standards:

(a) Curb cuts on all business or industrial properties shall have a minimum length of 12 feet and a maximum length of 36 feet.

(b) Curb cuts on all business or industrial properties shall be a minimum of 15 feet from any property line and 25 feet from a corner.

(c) Curb cuts on all business or industrial properties shall have a minimum distance of 40 feet between curb cuts per site.

(d) The maximum number of curb cuts on all business or industrial properties shall be two on any street, per site.

(e) The Superintendent of Highways shall have the right to delete or relocate curb cuts if, in his opinion, the proposed location of curb cuts would create a hazardous condition.

[Amended 5-29-2007 by L.L. No. 5-2007]

(6) Compliance with a community visioning or vision plan which has been adopted by the Town Board as a planning document for the Town.

[Added 11-15-2005 by L.L. No. 11-2005; amended 5-29-2007 by L.L. No. 5-2007]

F. Notice.

(1) The Town Clerk shall publish notice of the public hearing for site plan review in the local newspapers at least 10 days before the date the site plan is to be reviewed by the Town Board. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

[a] Where a site plan application is adjourned after notice in accordance with section 70-219(F)(1), the Town Clerk shall re-publish notice of the new hearing date in the local newspapers at least 10 days before the new date the site plan is to be reviewed by the Town Board. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

[Amended 5-29-2007 by L.L. No. 5-2007]

(2) Before the site plan application will be heard by the Town Board, the applicant must provide notice of the site plan hearing to property owners within a radius of 300 feet of the site, in the manner provided for in § 70-240 of this chapter for special permit applications and must file an affidavit as to the mailing of such notices as required by that section.

[a] Where a site plan application is adjourned after notice in accordance with section 70-219(F)(2), the applicant must re-notice the new hearing date, via first class mail, to property owners within a radius of 300 feet of the site, and must file an affidavit as to the mailing of such notices not less than 10 nor more than 20 days before the new date set for a hearing upon the site plan application.

(3) Sign notice requirements for site plan applications.

(a) Sign notice shall be given by the property owner of the subject property by posting a sign stating the time, date and place of the public hearing to be held by the Town Board on the property which is the subject of an application for site plan review.

[Amended 5-29-2007 by L.L. No. 5-2007]

(b) The sign shall be posted at least 10 days prior to the date of the public hearing to be held by the Town Board.

(c) The sign shall be visible from adjacent rights-of-way, including waterways.

(d) If the subject property is on more than one right-of-way, a sign shall be posted facing each right-of-way.

(e) If the sign is destroyed or removed from the property, the owner of the subject property shall be responsible for replacing it.

[Amended 5-29-2007 by L.L. No. 5-2007]

(f) Five days prior to the public hearing, the owner of the subject property shall execute and submit to the Department of Planning an affidavit of proof of the posting of the public notice sign(s) according to this section. If the owner of the subject property fails to submit the affidavit, the public hearing will be postponed until after the affidavit has been supplied.

[Amended 5-29-2007 by L.L. No. 5-2007^[1]]

[1] Editor's Note: This local law also repealed Subsection F(3)(g) and (h), which immediately followed this subsection.

G. No certificate of occupancy shall be issued until all site work authorized or required by the Town Board is completed and approved by the Commissioner of Buildings and any conditions imposed by the Town Board are complied with.

H. In cases where site plan review by the Town Board is required by Subsection **A** of this section and there has been an approved site plan within the prior five years, the following items shall be submitted to the Commissioner of Buildings:

(1) A signed and stamped copy of the original site plan which was previously heard and approved by the Town Board and a plan depicting the proposed changes to the original site plan.

(2) All principal and accessory buildings proposed by the applicant and all adjoining property within a radius of 300 feet from the boundary lines of the site.

(3) A perspective drawing of all proposed altered structures, including front and side elevations and the roof treatment.

(4) Plans and specifications, including the name of the professional engineer, land surveyor, architect or land planner who has prepared the documents.

(5) Fees for site plan review as set forth in § **70-219G**.

(6) New or revised full environmental assessment form and traffic analysis as required by the Commissioner of Planning and Economic Development.

[Amended 5-29-2007 by L.L. No. 5-2007]

(7) New or revised zoning data analysis as required by the Commissioner of Buildings.

I. Minor modifications to an approved site plan not involving any additional structures which will not cause any material change to the overall layout, appearance or impact of a site and will not violate any specific condition imposed by the Town Board shall not require further Town Board approval if approved by both the Commissioner of Buildings and the Commissioner of Planning and Economic Development.

[Amended 5-29-2007 by L.L. No. 5-2007]

Section 3.

Section 70-227 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:

A. The Board of Zoning and Appeals shall establish rules as to the manner of filing appeals or applications for permits or variances in specific cases and may amend these rules as needed. Copies

of the procedures and requirements for the filing of applications shall be maintained by the Board and shall be made available to the public.

B. Fees and costs. Fees for all matters to be heard by the Board of Zoning and Appeals shall be set according to the amounts indicated in the Town of North Hempstead Fee Schedule.

C. Submission requirements.

(1) All applications to the Board of Zoning and Appeals shall be accompanied by the notice of disapproval issued by the Building Department, an application form with related attachments and five copies each of the following:

(a) For applications for new one- and two-family residential structures:

[1] Title page, which shall include the following:

[a] Key map showing clearly and accurately the location of the property in relation to the neighboring streets;

[b] Zoning/Site data analysis which shall include zoning district; permitted and proposed data for all zoning criteria, including, but not limited to, floor areas, lot coverage, building height, and a depiction of the required sky exposure plane;

[c] Name and address of the applicant, and the name and address of the owner of the site, if different from the applicant;

[d] Name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans;

[e] Area map of the subject property and all properties within a radius of 300 feet of any contiguous property owned by the applicant. The area map must be accurately drawn to scale and shall include the names of property owners, as well as section, block, and lot information for all properties within the three-hundred-foot radius;

[2] Survey of existing conditions, prepared by a New York State licensed land surveyor at a scale of one inch equals 40 feet or larger, showing at a minimum:

[a] The locations of all existing buildings, driveways, patios, fences and accessory structures;

[b] The locations of property lines with bearings and distances clearly marked;

[c] The locations of all monuments, stakes or other permanent boundary markers;

[d] Underground and overhead utilities;

[e] The locations of all easements, if applicable;

[3] Proposed site or plot plan, showing the location of all proposed buildings, accessory structures, driveways or other paved areas;

[4] Floor plans, fully dimensioned, of each level, which shall include, but not be limited to, basements, cellars, mezzanines and attics, and labeling of all interior spaces with their uses;

[5] Building elevations and section, which shall include the following:

[a] Existing and proposed grades in Nassau County Vertical Datum;

[b] Finished floor elevations for each level;

[c] Building height elevation(s);

[d] Building/site section(s);

[e] Proposed finish materials for all exterior surfaces;

[6] Short environmental assessment form;

[7] Disclosure affidavit from applicant;

(b) For additions or alterations of one- and two-family residential structures or construction of fences, sheds or other accessory structures:

[1] Title page, which shall include the following:

[a] Key map showing clearly and accurately the location of the property in relation to the neighboring streets;

[b] Zoning/Site data analysis which shall include zoning district; permitted and proposed data for all zoning criteria, including, but not limited to, floor areas, lot coverage, building height, and a depiction of the required sky exposure plane;

- [c]** Name and address of the applicant, and the name and address of the owner of the site, if different from the applicant;
- [d]** Name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans.
- [2]** Survey or plot plan of existing conditions, prepared by a New York State licensed land surveyor at a scale of one inch equals 40 feet or larger, showing at a minimum the locations of all existing buildings, driveways, patios, fences and accessory structures;
- [3]** Proposed site plan, showing the location of all proposed buildings, fences, accessory structures, driveways or other paved areas;
- [4]** Floor plans, fully dimensioned, of each level, which shall include, but not be limited to, basements, cellars, mezzanines and attics, and labeling of all interior spaces with their uses;
- [5]** Building elevations, if applicable, which shall include the following:
 - [a]** Existing and proposed grades;
 - [b]** Finished floor elevations for each level;
 - [c]** Building height elevation(s);
 - [d]** Proposed finish materials for all exterior surfaces.
- [6]** Details or specifications of any fencing material, if applicable.
- (c)** For applications for new multiple residence, commercial or other nonresidential structures:
 - [1]** Title page, which shall include the following:
 - [a]** Key map showing clearly and accurately the location of the property in relation to the neighboring streets;
 - [b]** Zoning/Site data analysis which shall include zoning district information; permitted and proposed data for all zoning criteria, including, but not limited to, floor areas by use, lot coverage, building height, parking; and the quantities of pervious and impervious surfaces. All zoning calculations shall be based on gross floor area as required in this chapter;
 - [c]** Names of the appropriate water and sewer districts;
 - [d]** Name and address of the applicant, and the name and address of the owner of the site, if different from the applicant. If the applicant or owner is a corporation or partnership, the names of all principals shall be included;
 - [e]** Name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans;
 - [f]** Area map of the subject site and all properties within a radius of 300 feet of any contiguous property owned by the applicant. The area map must be accurately drawn to scale and shall include all proposed principal and accessory buildings, the names of abutting property owners, as well as section, block, and lot information for all properties within the three-hundred-foot radius.
 - [2]** Survey of existing conditions, prepared by a New York State licensed land surveyor at a scale of one inch equals 40 feet or larger, showing at a minimum:
 - [a]** The locations of all existing buildings, driveways, patios, fences and accessory structures;
 - [b]** The locations of property lines, with bearings and distances clearly marked;
 - [c]** The locations of all monuments, stakes or other permanent boundary markers;
 - [d]** Underground and overhead utilities;
 - [e]** The locations of all easements, if applicable.
 - [3]** Schematic site plan, which shall include the following:
 - [a]** Location and arrangement of all buildings and structures;
 - [b]** All proposed parking and loading facilities, access aisles, and all pavement markings, fully dimensioned;
 - [c]** Adjacent roadways indicating traffic flow directions and showing vehicular access and circulation to and from the site, including intersections, road widths, pavement surfaces, dividers, traffic controls, and street lighting;
 - [d]** Any proposed right-of-way improvements or road widening;

[e] ~~[Arrangement]~~ **Arrangement** of pedestrian traffic access and circulation, including, but not limited to, walkway structures, and handicapped accessibility;

[f] Location and type of equipment provided for storage and disposal of garbage and refuse; if the application is for a restaurant, delicatessen, retail grocery or other food-related use, the plan must show the location of the required interior refrigerated refuse locker.

[4] Floor plans, fully dimensioned, of each level, which shall include, but not be limited to, basements, cellars, lobbies, mezzanines and attics, and labeling of all interior spaces with their uses; seating diagrams and emergency egress plans are required for all places of public assembly;

[5] Building elevations and sections, which shall include the following:

[a] Existing and proposed grades in Nassau County Vertical Datum;

[b] Finished floor elevations for each level;

[c] Building height elevation(s);

[d] Building/Site section(s) as required to adequately analyze the site development;

[e] Proposed finish materials for all exterior surfaces;

[f] Scale drawings indicating the design, color and material of all signs, accompanied by an explanation of the lighting mechanism.

[6] Perspective drawing(s) of all principal buildings;

[7] Schematic landscape, grading, drainage and lighting plans;

[8] Full environmental assessment form in the format required by the State Environmental Quality Review Act;

[9] Traffic analysis, including capacity and level-of-service for the nearest signalized intersection(s);

[10] Disclosure affidavit from applicant.

(d) For additions or alterations of multiple residence, commercial or other nonresidential structures or variances for nonresidential uses:

[1] Title page, which shall include the following:

[a] Key map showing clearly and accurately the location of the property in relation to the neighboring streets;

[b] Zoning/site data analysis which shall include zoning district information; permitted and proposed data for all zoning criteria, including, but not limited to, floor areas by use, lot coverage, building height, parking; and the quantities of pervious and impervious surfaces. All zoning calculations shall be based on gross floor area as required in this chapter;

[c] Names of the appropriate water and sewer districts;

[d] Name and address of the applicant, and the name and address of the owner of the site, if different from the applicant. If the applicant or owner is a corporation or partnership, the names of all principals shall be included;

[e] Name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans;

[f] Area map of the subject site and all properties within a radius of 300 feet of any contiguous property owned by the applicant. The area map must be accurately drawn to scale and shall include the names of property owners, as well as section, block, and lot information for all properties within the three-hundred-foot radius.

[2] Survey of existing conditions showing, at a minimum, the locations of all existing buildings, parking areas and access points;

[3] Schematic site plan, which shall include the following:

[a] Location and arrangement of all buildings and structures;

[b] All proposed parking and loading facilities, access aisles, and all pavement markings, fully dimensioned;

[c] Location and width of landscaped buffers, if applicable;

[d] Location and type of equipment provided for storage and disposal of garbage and refuse; if the application is for a restaurant, delicatessen, retail grocery or other food-related use, the plan must show the location of the required interior refrigerated refuse locker.

[4] Floor plans, fully dimensioned, of each level, which shall include, but not be limited to, basements, cellars, lobbies, and mezzanines, and labeling of all interior spaces with their uses; seating diagrams and emergency egress plans are required for all places of public assembly;

[5] Building elevations and sections, which shall include the following:

[a] Finished floor elevations for each level;

[b] Building height elevation(s);

[c] Proposed finish materials for all exterior surfaces;

[d] Scale drawings indicating the design, color and material of all signs, accompanied by an explanation of the lighting mechanism;

[6] Schematic landscape, grading, drainage and lighting plans, if applicable;

[7] Short environmental assessment form;

[8] Disclosure affidavit from applicant.

(2) All plans and accompanying documents shall be prepared by the appropriate professional(s) licensed in the State of New York and shall be prepared at a scale sufficient to clearly present the required information for review.

D. Hearing notice requirements.

(1) The Secretary to the Board of Zoning and Appeals shall publish notice of the public hearing for a variance, appeal for determination or conditional use permit in the local newspapers at least 10 days before the hearing date. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

(a) Where an application for a variance, appeal for determination, or conditional use permit is adjourned after notice in accordance with section 70-227(D)(1), the Secretary to the Board of Zoning and Appeals shall re-publish notice of the new hearing date in the local newspapers at least 10 days before the hearing date. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

(2) Before the application will be heard, the applicant must provide notice of the hearing to property owners within a radius of 300 feet of the site, in the manner provided herein, and must file an affidavit as to the mailing of such notices in accordance with this section with the Secretary to the Board of Zoning and Appeals not less than five days before the hearing. Not less than 10 nor more than 20 days before the hearing, the applicant shall send, by first-class mail and by registered or certified mail, a notice to each affected owner identifying the subject property, stating the nature of the application and the date, time and place for the hearing. For applications for additions and alterations to one- or two-family residential structures, notice may be provided to only the adjoining property owners.

(a) Where an application for a variance, appeal for determination or conditional use permit is adjourned after notice in accordance with section 70-227(D)(2), the applicant must re-notice the new hearing date to property owners within a radius of 300 feet of the site, in the manner provided herein, and must file an affidavit as to the mailing of such notices in accordance with this sub-section with the Secretary to the Board of Zoning and Appeals not less than five days before the hearing. Not less than 10 nor more than 20 days before the hearing, the applicant shall send, via first-class mail a notice to each affected owner identifying the subject property, stating the nature of the application and the date, time and place for the hearing. For applications and additions and alterations to one- or two-family residential structures, notice may be provided to only the adjoining property owners.

[Amended 1-29-2019 by L.L. No. 3-2019]

(3) **Sign notice requirements for Board of Zoning and Appeal applications.**

- (a) Sign notice shall be given by the property owner of the subject property by posting a sign stating the time, date and place of the public hearing to be held by the Board of Zoning and Appeals on the property which is the subject of an application for site plan review.**
 - (b) The sign shall be posted at least 10 days prior to the date of the public hearing to be held by the Town Board.**
 - (c) The sign shall be visible from adjacent rights-of-way, including waterways.**
 - (d) If the subject property is on more than one right-of-way, a sign shall be posted facing each right-of-way.**
 - (e) If the sign is destroyed or removed from the property, the owner of the subject property shall be responsible for replacing it.**
 - (f) Five days prior to the public hearing, the owner of the subject property shall execute and submit to the Department of Planning an affidavit of proof of the posting of the public notice sign(s) according to this section. If the owner of the subject property fails to submit the affidavit, the public hearing will be postponed until after the affidavit has been supplied.**
- Section 4.**

Section 70-238 of the Town Code of the Town of North Hempstead is hereby amended to read as follows:

A. Whenever an owner or owners of real property in any district or whenever the owners of more than 50% of the frontage in any district or part thereof affected by a proposed change of the ordinance or change of the Zoning Map shall present to the Town Board a petition duly signed and acknowledged, requesting an amendment, supplement, change, modification or repeal of the regulations prescribed for or of the Zoning Map including such district or part thereof, it shall be the duty of the Town Board to hold a public hearing thereon and cause notice thereof to be given in the manner prescribed in § **70-238A(1)** through **A(3)**. The aforesaid petition shall be accompanied by 10 copies of Items 1 through 4 below, to be filed in the Building Department, Permit Division:

(1) A title page, which shall include the following:

- (a)** Key map at a minimum scale of one inch equals 1,000 feet, showing clearly and accurately the location of the property in relation to the neighboring streets;
- (b)** Zoning/Site data analysis clearly identifying any items in which the proposed development plan will not conform to the standards of the proposed zoning designation;
- (c)** Names of the appropriate water, sewer and school districts;
- (d)** Name and address of the applicant, and the name and address of the owner of the site, if different from the applicant. If the applicant or owner is a corporation or partnership, the names of all principals shall be included;
- (e)** Name(s) and contact information of the professional engineer, land surveyor, architect, landscape architect and/or land planner involved in preparing the plans;
- (f)** Area map of the subject site and all properties within a radius of 300 feet of any contiguous property owned by the applicant. The area map shall include all proposed principal and accessory buildings, the names of abutting property owners, as well as section, block, and lot information for all properties within the three-hundred-foot radius;
- (g)** Names of all abutting streets and whether said streets are Town, county or state highways;

(2) Survey of existing conditions, prepared by a New York State licensed land surveyor at a scale of one inch equals 40 feet or larger, showing at a minimum:

- (a)** The locations of all existing buildings, driveways, patios, fences and accessory structures;
 - (b)** The locations of property lines with bearings and distances clearly marked;
 - (c)** The locations of all monuments, stakes or other permanent boundary markers;
 - (d)** Underground and overhead utilities;
 - (e)** The locations of all easements, if applicable;
- (3)** A schematic site plan which shall include the following:

- (a) Location and arrangement of all principal buildings and structures;
- (b) Location of proposed parking and loading facilities, access points and circulation aisles;
- (c) Preliminary landscaping plan showing the locations and widths of all vegetated buffers;
- (d) Any proposed right-of-way improvements or road widening;
- (4) Building elevations and perspective drawings;
- (5) Reports and documentation, including, but not limited to, the following:
 - (a) Boundary description of the property to be rezoned;
 - (b) Affidavit of ownership or notarized owner's authorization form;
 - (c) Full environmental assessment form;
 - (d) Traffic analysis, including capacity and level-of-service for the nearest signalized intersections;
 - (e) Water and sewer availability letters;
 - (f) Copies of any restrictive covenants existing on any portion of the site;
 - (g) Photographs of all properties abutting the parcel and across from the parcel within 300 feet;
- (6) A Phase I environmental audit prepared in accordance with the American Society of Testing and Materials (ASTM) standard practice for environmental site assessments for commercial real estate (ASTM E 1527, 2000) shall be required for all petitions to rezone commercial and industrial zoned and/or used properties to a residential use.

B. Hearing notice requirements.

(1) The Town Clerk shall publish notice of the public hearing for a change of zone in the local newspaper(s) of record at least 10 days before the hearing date. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

(a) Where a change of zone application is adjourned after notice in accordance with section 70-238(B)(1), the Town Clerk shall re-publish notice of the new hearing date in the local newspaper(s) of record at least 10 days before the hearing date. The notice shall identify the property affected by stating the section, block, lot and street address and shall also state the date, time and place of the hearing.

(2) Before the application will be heard, the applicant must provide notice of the hearing to property owners within a radius of 300 feet of the site, in the manner provided herein, and must file an affidavit as to the mailing of such notices with the Town Attorney not less than seven days before the hearing. Not less than 10 days nor more than 20 days before the hearing, the applicant shall send, by registered or certified mail, a notice to each affected owner identifying the subject property, the proposed zoning designation and the date, time and place for the hearing.

(a) Where a change of zone application is adjourned after notice in accordance with section 70-238(B)(2), the applicant must provide notice of the new hearing date to property owners within a radius of 300 feet of the site, in the manner provided herein, and must file an affidavit as to the mailing of such notices with the Town Attorney not less than seven days before the hearing. Not less than 10 days nor more than 20 days before the hearing, the applicant shall send, via first class mail, a notice to each affected owner identifying the subject property, the proposed zoning designation and the date, time and place for the hearing.

(3) Sign notice requirements for rezoning applications:

- (a) Sign notice shall be given by the property owner of the subject property by posting a sign stating the time, date and place of the public hearing;
- (b) The sign shall be posted at least 10 days prior to the date of the public hearing;
- (c) The sign shall be visible from adjacent rights-of-way, including waterways;
- (d) If the subject property is on more than one right-of-way, a sign shall be posted facing each right-of-way;
- (e) If a sign is destroyed or removed from the property, the owner of the subject property shall be responsible for replacing it;

(f) Five days prior to the public hearing, the owner of the subject property shall execute and submit to the Town Attorney an affidavit of proof of the posting of the public notice sign(s) according to this section. If the owner of the subject property fails to submit the affidavit, the public hearing will be postponed until after the affidavit has been supplied;

C. Fees and costs. Fees for a proposed rezoning of property shall be as stated in Article **XXIII**, § 70-221.

D. No area of the Town shall henceforth be rezoned as Industrial B unless the Town Board shall make a specific finding that Industrial B zoning, to the exclusion of all other available zoning, is the only zoning which will enable the owner to realize a reasonable economic return on the property. Absent such a finding, all applications for Industrial B zoning shall be denied.

E. No area of the Town shall henceforth be rezoned as Golden Age Residence District unless the Town Board shall make a specific finding that Golden Age Residence zoning, to the exclusion of all other available zoning, is the only zoning which will enable the owner to realize a reasonable economic return on the property. Absent such a finding, all applications for Golden Age Residence zoning shall be denied.

Section 6. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this article or in its application to the person or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. Effective Date.

This Local Law shall take effect upon filing with the Secretary of State.

RESOLVED that the Town Clerk be an hereby is authorized and directed, in the manner required by law, to file a copy of the Local Law with the Secretary of State, and to publish a notice of adoption of the Local Law, which notice shall be in substantially the following form:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on October 24, 2019 at the Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. __ of 2019 was adopted. The Local Law amends Chapter 70 of the Town Code entitled "Zoning" to amend the notice requirements for Board of Zoning Appeals applications, site plan applications, and change of zone application, which have been adjourned with or without a date certain, which will require both applicants and the Town to fulfill additional notice requirements, including but not limited to a requirement that all applicants to the Board of Zoning Appeals post a notice of a scheduled hearing at the site that is the subject of the application

Dated: Manhasset, New York

October 24, 2019

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Town Clerk Planning Building

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 507 - 2019

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING ‘PARKS ORDINANCE NO. 2 OF 2019’ RELATIVE TO PARKS AND RECREATION FACILITIES IN THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, pursuant to Section 130 of the New York Town Law, and Sections 39-13(B) and 39-24 of the Code of the Town of North Hempstead, the Commissioner of the Department of Parks and Recreation (“the Commissioner”) is authorized to adopt rules and regulations governing the use and operation of all parks and town docks, subject to approval by the Town Board; and

WHEREAS, due notice has been given of a public hearing to be held on the 24th day of October, 2019, to amend “Parks Ordinance No. 2 of 2019”, in order to provide the Commissioner with additional rule making authority to prohibit the presence of dogs in parks during events in which fireworks are scheduled to be used; and

WHEREAS, the Town Board carefully considered the proposed ordinance, conducted the public hearing on October 24, 2019 with respect to the proposed ordinance, and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, this Board deems it in the public interest to adopt the proposed ordinance, to be effective immediately upon adoption.

NOW, THEREFORE, BE IT

RESOLVED that the ordinance be and it hereby is adopted by the Town Board, as more particularly described in the notice hereinafter set forth; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish notice of the adoption thereof as required by law, which notice shall be in substantially the following form:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that the Town Board of the Town of North Hempstead at a regular public meeting of the Board held on the 24th day of October, 2019, at Town Hall, 220 Plandome Road, Manhasset, New York, duly adopted a Town Park Ordinance of the Town of North Hempstead.

PLEASE TAKE FURTHER NOTICE that the Town Park Ordinance as adopted reads as follows:

TOWN PARK ORDINANCE OF THE TOWN OF NORTH HEMPSTEAD

Section 1. The Town Board of the Town of North Hempstead, County of Nassau, State of New York, pursuant to Section 39-13(B) and 39-24 of the Code of the Town of North Hempstead, hereby enacts the following ordinance to be known and cited as “Town Park Ordinance No. 3 of 2019” of the Town of North Hempstead.

Section 2. Legislative Intent.

Pursuant to Section 39-13(B) and 39-24 of the Town Code, the Town Board has authorized the Commissioner of the Department of Parks and Recreation to establish rules, subject to Town Board approval, regulating the presence of dogs in Town parks, Town gardens and Town docks.

Pursuant to this authorization, the Commissioner has established rules permitting the presence of leashed dogs in designated areas of North Hempstead Beach Park, Mary Jane Davies Green, Michael J. Tully Park and Gerry Pond Park. This ordinance provides the Commissioner with additional rule making authority to prohibit the presence of dogs in those parks during events in which fireworks are scheduled to be used.

Section 3. Definitions.

(a) The term “Parks and Recreation Facilities” shall be deemed to include all Parks, Gardens and the Town Dock, as defined in Section 39-2 of the Code of the Town of North Hempstead.

(b) The term “Handler” shall mean any person who owns, has custody of, or is responsible for a dog.

Section 4. Authorization; Signs. The Commissioner of Parks is hereby authorized to designate certain areas of North Hempstead Beach Park, Mary Jane Davies Green, Michael J. Tully Park and Gerry Pond Park to allow the presence of dogs. In implementing and carrying out the provisions of this ordinance, the Commissioner is authorized to install any signs necessary to comply with the provisions of this ordinance.

Section 5. Dogs in Town Parks. The following rules govern the handling of dogs in the areas within North Hempstead Beach Park, Mary Jane Davies Green, Michael J. Tully Park and Gerry Pond Park that have been designated by the Commissioner of the Department of Parks and Recreation to allow the presence of dogs:

(A) No handler may bring more than three (3) dogs into the park at one time.

(B) Handlers must be sixteen (16) years of age or older.

(C) No female dog in heat, nor any sick dog, may be brought into the park.

(D) Only dogs four months or older are allowed. All dogs must be licensed, currently vaccinated and wearing license and vaccination tags as required by the Town Code.

(E) All dogs must be leashed at all times.

(F) Handlers must promptly remove and dispose of any fecal matter left behind by that handler's dog or dogs.

(G) Handlers must restrict excessive barking by that handler's dog or dogs.

(H) Handlers are responsible for any damage to the park caused by that handler's dog or dogs.

(I) Dogs are not allowed in parks other than those designated by the Commissioner or in areas of those parks that are not designated by the Commissioner as allowing the presence of dogs.

(J) Dogs are not permitted in a park during any event in which fireworks are scheduled to be used.

Section 6. Authority to Remove. The Commissioner or his/her designee is hereby authorized to order any handler who violates the provisions of this ordinance to remove his/her dog or dogs from the Parks and Recreation Facility. A handlers' failure to promptly remove the dog or dogs from the Parks and Recreation Facility after being ordered to do so by authorized Parks Department personnel shall constitute a violation of this ordinance.

Section 7. Penalties for Offenses. In accordance with Section 39-39 of the Code of the Town of North Hempstead, any person or persons, association or corporation committing an offense against this ordinance is guilty of a violation punishable by a fine not to exceed \$250 or imprisonment for a period not to exceed 15 days for each such offense, or by both such fine and imprisonment.

Section 8. Commissioner's Report. At least once per year, the Commissioner of Parks shall present a report to the Town Board on the effectiveness of the program concerning the presence of dogs in Town Parks.

Section 9. Repeal of previous ordinance. Town Park Ordinance No. 2 of 2019 is hereby repealed and replaced with the provisions of Town Park Ordinance No. 3 of 2019.

Section 10. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

Section 11. When Effective. This ordinance shall take effect immediately.

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Parks and Recreation Public Safety/Animal Shelter

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 508 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 4A OF THE TOWN CODE ENTITLED "BALLOONS."

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead (the "Town") is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law establishing Chapter 4A of the Town Code entitled "Balloons" which would prohibit the intentional release of balloons within the Town in order to reduce the negative impact on the environment.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 19th day of November, 2019, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law establishing Chapter 4A of the Town Code entitled "Balloons" which would prohibit the intentional release of balloons within the Town in order to reduce the negative impact on the environment; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 19th day of November, 2019, at 7:00 P.M., to consider the adoption of a Local Law establishing Chapter 4A of the Town Code entitled "Balloons" which would prohibit the intentional release of balloons within the Town in order to reduce the negative impact on the environment.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York

October 24, 2019

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Town Clerk

PROPOSED RESOLUTION

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRIKE

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD.

NO RESOLUTION.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 509 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD.

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code and/or Uniform Traffic Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending the Uniform Traffic Code to prohibit the covering or coating of automobile license plates in any manner that conceals or obscures such plates or would distort a recorded or photographic image of the plate.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 19th day of November, 2019, at 7:00 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending the Uniform Traffic Code to prohibit the covering or coating of automobile license plates in any manner that conceals or obscures such plates or would distort a recorded or photographic image of the plate; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 19th day of November, 2019, at 7:00 P.M., to consider the adoption of a Local Law amending the Uniform Traffic Code to prohibit the covering or coating of automobile license plates in any manner that conceals or obscures such plates or would distort a recorded or photographic image of the plate.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be posted on the Town's website and be on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

Dated: Manhasset, New York

October 24, 2019

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Town Clerk Planning Buildings

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 510 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ARMSTRONG ROAD IN GARDEN CITY PARK, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Armstrong Road, Garden City Park, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 19th day of November, 2019, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. **ARMSTRONG ROAD – JACKSON AVENUE - FULL STOP**

All traffic northbound on Armstrong Road shall come to a Full Stop at its intersection with Jackson Avenue.

2. **ARMSTRONG ROAD – JACKSON AVENUE – FULL STOP**

All traffic southbound on Armstrong Road shall come to a Full Stop at its intersection with Jackson Avenue.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: October 24, 2019

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Public Safety Comptroller Traffic Safety

Councilperson De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 511 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING NORTH BAYLES PARKING FIELD (AREA #2) IN PORT WASHINGTON, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting North Bayles Parking Field (Area #2), Port Washington, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 19th day of November, 2019, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. NORTH BAYLES PARKING FIELD (Area #2) – NORTH BAYLES AVENUE – FULL STOP – All traffic egressing the southernmost driveway of North Bayles Parking Field (Area #2) eastbound, shall come to a Full Stop at its intersection with North Bayles Avenue (opposite the Port Washington Diner Parking Lot Egress).
2. NORTH BAYLES PARKING FIELD (Area #2) – NORTH BAYLES AVENUE – FULL STOP – All traffic egressing the northernmost driveway of North Bayles Parking Field (Area #2) eastbound, shall come to a Full Stop at its intersection with North Bayles Avenue.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: October 24, 2019
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Public Safety Comptroller Traffic Safety

Councilperson De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 512 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING SHORE ROAD PARKING FIELD (AREA #6) IN PORT WASHINGTON, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Barwick Street, Floral Park Centre, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 19th day of November, 2019, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. **BARWICK STREET – EAST SIDE – NO LEFT TURN**

All traffic exiting eastbound from Kiddie Academy Egress Driveway, located approximately 140 feet north of the north curblines of Jericho Turnpike, shall be prohibited from making a Left Turn onto Barwick Street, northbound.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: October 24, 2019
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Public Safety Comptroller Traffic Safety

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 513 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ALLENWOOD ROAD IN GREAT NECK, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Allenwood Road, Great Neck, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 19th day of November, 2019, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. **ALLENWOOD ROAD – SOUTH SIDE – DO NOT BLOCK THE BOX -**
All traffic eastbound on Allenwood Road shall not enter the grid and block the ingress and egress driveway of the property located at 132 Allenwood Road, approximately 20 feet west, of the point opposite the west curbline of Plymouth Road.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: October 24, 2019
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Public Safety Comptroller Traffic Safety

Councilperson Seeman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 514 - 2019

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING BARWICK STREET IN FLORAL PARK CENTRE, NEW YORK.

WHEREAS, a recommendation has been made for the adoption of an ordinance affecting Barwick Street, Floral Park Centre, New York

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by the Town Board of the Town of North Hempstead on the 19th day of November, 2019, at 7:00 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

PROPOSAL:

ADOPT:

1. **BARWICK STREET – EAST SIDE – NO LEFT TURN**

All traffic exiting eastbound from Kiddie Academy Egress Driveway, located approximately 140 feet north of the north curblines of Jericho Turnpike, shall be prohibited from making a Left Turn onto Barwick Street, northbound.

RESOLVED that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

RESOLVED that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: October 24, 2019
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Public Safety Comptroller Traffic Safety

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 515 - 2019

A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT GIFTS TO THE TOWN PURSUANT TO TOWN LAW SECTION 64.

WHEREAS, gifts to the Town for the 5th Regional Aging in Place Conference have been generously given as follows: (1) \$500.00 from Ear Works Audiology, P.C. and (2) \$250.00 from Wendy H. Weiss on behalf of Tech Time; and

WHEREAS, gifts for the Town's Howl-O-Ween event have been generously given as follows: (1) \$25.00 from Allstate of Floral Park and (2) \$100.00 from Hicks Nurseries in the form of a credit for the purchase of supplies; and

WHEREAS, this Board wishes to accept the Gifts described in this Resolution (the "Gifts") in accordance with Town Law Section 64.

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the Gifts.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller Town Clerk

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 516 - 2019

**A RESOLUTION AUTHORIZING SUPPLEMENTAL BUDGET APPROPRIATIONS
PURSUANT TO TOWN LAW SECTION 112.**

WHEREAS, pursuant to Town Law § 112, the Town Board (“the Board”) of the Town of North Hempstead (“the Town”) has the authority to make supplemental appropriations under certain circumstances; and

WHEREAS, the office of the Comptroller has requested that the Town Board authorize supplemental appropriations in year 2019 (the “Supplemental Appropriations”) as follows:

(1) \$750.00 to be recorded in revenue line A.2705 with offsetting expense to be recorded to expense code A.34.6773.4903, to be used towards the 2019 5th Regional Aging in Place Conference and Expo;

(2) \$25.00 to be recorded in revenue line A.2089 with offsetting expense to be recorded to expense code A.02.7310.4890, to be used towards “Howl-O-Ween” event;

(3) \$16,938.00 to be recorded in revenue line DA.2680 with an offsetting expense to be recorded to expense code DA.07.5221.4740 in settlement of a claim by the Town Attorney’s Office;

(4) \$4,767.00 to be recorded in revenue line A.2001 with the corresponding increase to be recorded to expense code A.05.7111.4930, for East End Volleyball’s contractual services provided during the Summer of 2019;

(5) \$5,000 to be recorded in revenue line A.2001 with the corresponding increase to be recorded to expense code A.05.7111.4930, for Mad Science’s contractual services for the 2019 summer program;

(6) \$6,593.22 to be recorded in revenue line A.2801 with the corresponding increase to be recorded to expense code A.05.7020.4660 for clothing ordered for Clinton G. Martin Park;

(7) \$1,102.88 to be recorded in revenue line A.2801 with the corresponding offsetting increase to be recorded to expense code A.05.7020.4660 for clothing ordered for Harbor Hills Park; and

WHEREAS, the Board wishes to authorize the Supplemental Appropriations.

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby authorizes the Supplemental Appropriations in year 2019 as requested by the Comptroller; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to undertake the Supplemental Appropriations.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller Town Clerk

Councilperson Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 517 - 2019

A RESOLUTION AUTHORIZING THE AWARD OF A REQUEST FOR PROPOSALS FOR ENVIRONMENTAL PLANNING SERVICES FOR THE NEW CASSEL COMMUNITY-WIDE BROWNFIELDS ASSESSMENT PROJECT (TNH225-2019).

WHEREAS, the Town of North Hempstead (the “Town”) requires environmental planning services for the New CasSEL Community-Wide Brownfields Assessment Project (the “Services”); and

WHEREAS, the Director of Purchasing (the “Director”) has issued a Request for Proposals (the “RFP”) for the Services, in accordance with the Town’s Procurement Policy; and

WHEREAS, after reviewing and scoring the proposals submitted in response to the RFP, a Town review committee has recommended that the Town enter into a professional service agreements with AKRF, Inc., 1695 Church Street, Holbrook, NY 11741 to provide the Services in consideration of an amount not to exceed Two Hundred Ninety-Five Thousand and 00/100 Dollars (\$295,000.00) (the “Award”); and

WHEREAS, the costs of the Services will be covered entirely by grant monies received by the Town; and

WHEREAS, this Board wishes to authorize the Award.

NOW, THEREFORE, BE IT

RESOLVED that the Award is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the agreements reflecting the Award (the “Agreements”) on behalf of the Town, which Agreements shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreements, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be, and hereby is, authorized and directed to pay the costs of the Agreements upon receipt of a duly executed Agreements and certified claims therefor.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller Purchasing

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 518 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CARGILL FOR MAINTENANCE OF THE ACCUBRINE AUTOMATED BRINE MAKER.

WHEREAS, the Department of Highways requires repair and maintenance for the Accubrine Automated Brine Maker (the “Services”); and

WHEREAS, the Director of Purchasing (the “Director”) has requested that the Town Board authorize the Town enter into an Agreement with Cargill Incorporated, 24950 Country Club Blvd., Suite 450, North Olmstead, OH 44070 (“the Contractor”) to perform the Services in consideration of an amount not to exceed Five Thousand and 00/100 Dollars (\$5,000.00) (the “Agreement”); and

WHEREAS, this Board wishes to authorize the execution of the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and hereby is authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Admin Services Comptroller Purchasing

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 519 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BREAKWATER MARINE CONSTRUCTION, INC. FOR THE REMOVAL OF A DOCK AND GANGWAY AT NORTH HEMPSTEAD BEACH PARK, PORT WASHINGTON.

WHEREAS, the Town requires the removal of a dock and gangway at North Hempstead Beach Park, Port Washington (the “Services”); and

WHEREAS, the Director of Purchasing (the “Director”) has quotes for the Services, in accordance with the Town’s Procurement Policy; and

WHEREAS, Breakwater Marine Construction, Inc., 92 A Lexington Avenue, Oyster Bay, NY 11771 (the “Contractor”) submitted the lowest quote, proposing to perform the Services for a sum not to exceed Three Thousand Nine Hundred and 00/100 Dollars (\$3,900.00) Dollars (the “Contract Amount”); and

WHEREAS, the Director has requested that the Board authorize the Town to enter into an Agreement with the Contractor to perform the Services for the Contract Amount (the “Agreement”); and

WHEREAS, this Board wishes to authorize the execution of the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and hereby is authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Admin Services Comptroller

Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 520 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ALL-COUNTY AMUSEMENTS FOR CARNIVAL STYLE GAMES AT THE TOWN'S 2019 SPOOKY WALK AT CLARK BOTANIC GARDENS, ALBERTSON.

WHEREAS, the Department of Parks and Recreations (the "Department") was asked by All-County Amusements (the "Licensee") to permit the operation of carnival style games and concessions at Clark Botanic Gardens in Albertson, New York during the Town's Spooky Walk and Not-So-Spooky Walk on October 25, 2019 through October 27, 2019 (the "Activities"); and

WHEREAS, the Commissioner of the Department (the "Commissioner") recommended that the Town enter into an agreement with the Licensee to permit the Activities in consideration of payment to the Town of the sum of Three Thousand Three Hundred and 00/100 Dollars (\$3,300.00) (the "Agreement"); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 521 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH E.J. WARD INC. FOR SOFTWARE MAINTENANCE AND TECHNICAL SUPPORT FOR THE TOWN'S FUEL MANAGEMENT SYSTEM.

WHEREAS, the Department of Information Technology and Telecommunications (the "Department") requires software maintenance and technical support for the Town's Fuel Management System, including the purchase of non-covered parts when required (the "Services"); and

WHEREAS, the Commissioner of the Department (the "Commissioner") has recommended that the Town enter into an agreement with E.J. Ward, Inc. to provide the Services for a term commencing on November 1, 2019 and terminating on October 31, 2020 in consideration of an amount not to exceed Eleven Thousand Four Hundred Forty-Five and 00/100 Dollars (\$11,445.00), plus the cost of non-covered parts (the "Agreement"); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller DOITT

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 522 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GTECHNA FOR SOFTWARE UPGRADES ALLOWING PARKING TICKET IMAGE EXPORTING.

WHEREAS, the Department of Information Technology and Telecommunications(the “Department”) requires software upgrades to the Town’s ticketing software to allow for exporting images to Nassau County Enforcement Departments (the “Services”); and

WHEREAS, the Director of Purchasing has recommended that the Town enter into an agreement with GTechna US Corporation, 2429 Military Rd., Suite 3, Niagara Falls, NY 14304, to provide the Services in consideration of an amount not to exceed One Thousand and 00/100 Dollars (\$1,000.00) (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 523 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION AN AGREEMENT WITH VEHICLE TRACKING SOLUTIONS, LLC FOR GPS MONITORING OF TOWN-OWNED VEHICLES.

WHEREAS, the Town requires GPS monitoring for Town-owned vehicles (the “Services”);
and

WHEREAS, the Commissioner of the Department of Information Technology and Telecommunications (the “Commissioner”) has recommended that the Town enter into an agreement with Vehicle Tracking Solutions, LLC, 152 Veterans Memorial Highway, Commack, New York, 11725 (the “Contractor”) to provide the Services for a term commencing October 4, 2019 and ending October 3, 2022 in consideration of a monitoring rate of Eighteen and 50/100 Dollars (\$18.50) per vehicle per month, except that seasonal marine vehicles will not be billed during the period November through March (the “Agreement”); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED, that the board hereby authorizes the Agreement; and be further

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Agreement, all as more particularly set forth in a copy of the Agreement, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller DOITT

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 524 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH VARIOUS VILLAGES FOR THE RETENTION OF COUNSEL TO INITIATE LEGAL ACTION AGAINST THE FEDERAL AVIATION ADMINISTRATION.

WHEREAS, the constant onslaught of low flying planes arriving at and departing from local airports has been identified to be a significant impediment to the quality of life of residents of the Town of North Hempstead (the “Town”) and local villages (the “Villages”); and

WHEREAS, despite repeated outreach to the Federal Aviation Administration (the “FAA”) for help alleviating the issue of low flying planes over the Town, the FAA has failed to take action to provide any measure of relief from the constant stream of low flying commercial airliners impacting the quality of life and health of the residents of the Town and Villages; and

WHEREAS, after extensive discussions between the Town and the Villages, the Town desires to enter into an inter-municipal agreement with the Villages in order to jointly retain legal counsel (the “Agreement”) for the purpose of initiating legal action against the FAA (the “Services”).

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 525 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH THE NASSAU COUNTY SOIL AND WATER CONSERVATION DISTRICT.

WHEREAS, the Nassau County Soil and Water Conservation District (the “District”) has requested that the Town enter into a license agreement (the “Agreement”) permitting the District to access Town-owned property located on Mill Pond in Port Washington, New York, known and designated as Section 5, Block 2, Lot 20 on the Land and Tax Map of Nassau County (the “Premises”) for the purpose of enabling Solitude Lake Management, 2844 Crusader Circle, Suite 450, Virginia Beach, VA 23453, the District’s contractor, to perform removal of invasive species within a portion of the Premises on a date to be determined by the Town and the District; and

WHEREAS, the Department of Planning and Environmental Conservation (the “Department”) has recommended that the Town be authorized to enter into the Agreement; and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Town to execute the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Planning

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 506 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH KAREN HARRY D/B/A KS CREATIONS FOR QUILT-MAKING SERVICES.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) is committed to the documentation and preservation of stories related to the African American struggle to gain equal rights as citizens in the 20th Century; and

WHEREAS, the Town desires to produce three quilts that commemorate the Town of North Hempstead’s Civil Rights Historical Initiative (the “Services”); and

WHEREAS, the Director of Purchasing has recommended that the Town enter into an agreement with Karen Harry d/b/a KS Creations to design and produce the three quilts for a total amount not to exceed Two Thousand and 00/100 Dollars (\$2,000.00) (the “Agreement”); and

WHEREAS, the Town will utilize grant monies received from the National Parks Service’s African American Civil Rights Grants Program to pay for the Services; and

WHEREAS, this Board wishes to authorize the Town to execute the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute any and all agreements necessary to effectuate the Town’s commissioning of the quilts on behalf of the Town, copies of which will be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and is hereby authorized and directed to negotiate and supervise the execution of the agreements; and be it further

RESOLVED, that the Office of the Comptroller be and hereby is authorized and directed to pay the costs of the agreements upon receipt of executed agreements and certified claims therefor.

Dated: New Hyde Park, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller Purchasing

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 526 - 2019

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE LAW OFFICES OF MARK A. CUTHBERTSON FOR LEGAL SERVICES.

WHEREAS, the Office of the Town Attorney requires a firm to provide legal services with regard to real estate matters (the “Services”); and

WHEREAS, the Town Attorney has recommended that the Town enter into an agreement with the Law Offices of Mark A. Cuthbertson, 434 New York Avenue, Huntington, New York 11743 (“Counsel”) to provide the Services in consideration of an amount not to exceed Fifteen Thousand and 00/100 Dollars (\$15,000.00) payable at the rate of Two Hundred and 00/100 Dollars (\$200.00) an hour for partners, One Hundred Seventy-Five and 00/100 Dollars (\$175.00) an hour for associates and One Hundred Twenty-Five and 00/100 Dollars (\$125.00) an hour for paralegals (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interests of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: Councilperson De Giorgio

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 527 - 2019

A RESOLUTION AUTHORIZING THE USE OF AN AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND BANCKER CONSTRUCTION CORP. FOR DRAINAGE IMPROVEMENTS AT HUTCHINSON COURT, GREAT NECK.

WHEREAS, the Town of North Hempstead requires a contractor to make drainage improvements at Hutchinson Court in Great Neck (the “Project”); and

WHEREAS, the County of Suffolk awarded contract #15-16.8.25A entitled “Installation and Repair of Sewer Systems and Appurtenances” (the “Agreement”) to Bancker Construction Corp., 218 Blydenburgh Road P.O. Box 970, Islandia, New York 11749-0970 (the “Contractor”); and

WHEREAS, under New York General Municipal Law §103(16), the Town is authorized to contract for services through the County of Suffolk; and

WHEREAS, the Board wishes to authorize the use of the Agreement for its duration, inclusive of any extensions, for the Project for a contract amount not to exceed One Hundred and Eighty Thousand and 00/100 Dollars (\$180,000.00).

NOW, THEREFORE, BE IT

RESOLVED that the use of the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute any documentation and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the documentation, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the Agreement and certified claims therefore.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller Purchasing

Councilperson Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 528 - 2019

A RESOLUTION AUTHORIZING PAYMENT TO POSILICO-CIVIL FOR EMERGENCY DRAINAGE REPAIRS AT I U WILLETS ROAD IN ALBERTSON.

WHEREAS, the Department of Public Works (the “Department”) required emergency drainage repairs at I U Willets Road in Albertson (the “Services”); and

WHEREAS, the Department retained Posillico-Civil, Inc., 1750 New Highway Farmingdale, NY 11735 (the “Contractor”) to provide the Services; and

WHEREAS, it has been recommended that the Town Board ratify the Department’s actions in using the Contractor to provide the Services and to further authorize payment for the Services for an amount not to exceed Seventeen Thousand Five Hundred Thirty-Five and 83/100 Dollars (\$17,535.83); and

WHEREAS, this Board finds it to be in the best interest of the Town to ratify the actions of the Department and authorize the Payment.

NOW, THEREFORE, BE IT

RESOLVED that the actions of the Department in using the Contractor to provide the Services be and hereby are ratified; and be it further

RESOLVED that the Payment be and is hereby authorized; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 529 - 2019

A RESOLUTION AMENDING RESOLUTION NO. 464-2019, ADOPTED SEPTEMBER 25, 2019, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH TGI OFFICE AUTOMATION FOR ADDITIONAL COPIERS AT VARIOUS TOWN LOCATIONS.

WHEREAS, pursuant to Resolution No. 464-2019, duly adopted on September 25, 2019, the Town Board authorized an amendment to an agreement with TGI Office Automation, 1860 Walt Whitman Road, Melville, NY 11474 (the “Contractor”) to provide copier leases, repairs and maintenance to include the lease of additional copiers for various departments as listed in an accompanying exhibit (the “Resolution”); and

WHEREAS, the Exhibit attached to the Resolution inadvertently omitted an additional copier that required replacement; and

WHEREAS, the Director of Purchasing (the “Director”) has requested that the Resolution be amended to include the additional copier inadvertently omitted from the Exhibit, as set forth on Exhibit A attached hereto (the “Amendment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 530 - 2019

A RESOLUTION AMENDING RESOLUTION NO. 442-2018, ADOPTED SEPTEMBER 27, 2018, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ARCHANGEL MICHAEL GREEK ORTHODOX CHURCH OF NORTH HEMPSTEAD, INC. RELATING TO THE PROPOSED SALE OF A PARCEL OF REAL PROPERTY KNOWN AND DESIGNATED AS SECTION 6, BLOCK 53, PART OF LOT 1072 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AND FURTHER AUTHORIZING THE TAKING OF RELATED ACTION.

WHEREAS, pursuant to Resolution No. 442-2018, duly adopted on September 27, 2018, the Town Board authorized an agreement with Archangel Michael Greek Orthodox Church of North Hempstead, Inc. (the “Church”) for the sale to the Church of real property known and designated as Section 6, Block 53, Part of Lot 1072 on the Land and Tax Map of the County of Nassau and located on Fairway Drive in Port Washington (the “Premises”) in consideration of a price of One Million Five Hundred Fifty-One Thousand Seven Hundred and 00/100 Dollars (\$1,551,700.00) plus additional conditions as set forth in the resolution (the “Resolution”); and

WHEREAS, the Town Attorney has requested that the Resolution be amended to provide for a closing credit to the Church in the amount of Twenty-Two Thousand and 00/100 (\$22,000.00) for the demolition and removal of an existing structure on the Premises (the “Amendment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Resolution be and hereby is amended to reflect the Amendment.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: Councilperson De Giorgio

Absent: Councilperson Ferrara

cc: Town Attorney Purchasing

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 531 - 2019

A RESOLUTION AUTHORIZING THE TOWN TO WAIVE ALL ADOPTION FEES AT THE TOWN OF NORTH HEMPSTEAD ANIMAL SHELTER FOR VETERANS.

WHEREAS, the Town of North Hempstead (the “Town”) respects the sacrifices Veterans have made in service to the United States of America and desires to improve the lives of Veterans in every way; and

WHEREAS, the Town operates the Town of North Hempstead Animal Shelter (the “Animal Shelter”) from which animals may be adopted for a fee; and

WHEREAS, recognizing the benefits the care and companionship of a pet can provide to Veterans, the Town desires to waive adoption fees at the Animal Shelter for Veterans; and

WHEREAS, this Board finds it in the best interests of the Town to waive all adoption fees at the Animal Shelter for Veterans.

NOW, THEREFORE BE IT

RESOLVED that all adoption fees at the Animal Shelter heretofore adopted by this Board are hereby waived for Veterans.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney, Comptroller

Councilperson De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 532 - 2019

A RESOLUTION AUTHORIZING THE TOWN BOARD TO SUSPEND ALL PARKING METER REGULATIONS IN THE PORT WASHINGTON PUBLIC PARKING DISTRICT ON NOVEMBER 30, 2019 TO SUPPORT SMALL BUSINESS SATURDAY.

WHEREAS, the Town of North Hempstead recognizes the importance of local businesses as essential to a thriving and vibrant community and desires to support local merchants and the contributions they make to the Town; and

WHEREAS, the Town Board, acting in its capacity as the Board of Commissioners of the Port Washington Public Parking District (the "District"), finds it in the best interests of the Town to suspend the Town of North Hempstead Uniform Traffic Code as such code relates to metered parking in the District on November 30, 2019 in support of Small Business Saturday.

NOW, THEREFORE, BE IT

RESOLVED that the parking meter regulations contained in the Town of North Hempstead Uniform Traffic Code as such code relates to metered parking in the District are hereby suspended on November 30, 2019 in support of Small Business Saturday.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: Councilperson De Giorgio

Absent: Councilperson Ferrara

cc: Town Attorney Town Clerk PWPPD

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 533 - 2019

A RESOLUTION AUTHORIZING THE TOWN CLERK TO TRANSMIT TO THE NASSAU COUNTY LEGISLATURE AND THE BOARD OF ASSESSMENT OF THE COUNTY OF NASSAU THE LISTS OF UNPAID WATER RENTS FILED BY SPECIAL DISTRICTS IN THE TOWN OF NORTH HEMPSTEAD FOR THE PURPOSE OF HAVING SAME LEVIED AGAINST THE PROPERTY LIABLE.

WHEREAS, the Board of Commissioners of certain water districts of the Town of North Hempstead have, pursuant to Section 215 of the Town Law, as amended, filed with the Town Board statements showing unpaid water rents and requesting the Town Board to submit such statements to the Nassau County Legislature at their next meeting in order that the unpaid sums may be levied against the property where the water was used.

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is hereby authorized and directed to forward to the Nassau County Legislature and the Department of Assessment of the County of Nassau copies of the annexed statements of the following water districts filed in the Town Clerk's Office showing unpaid water rents for the purpose of having same levied against the property liable:

Albertson Water District	\$ 53,098.94
Carle Place Water District	\$ 11,565.07
Garden City Park Water District	\$ 81,857.30
Glenwood Water District	\$ 5,641.39
Manhasset-Lakeville Water District	\$ 215,083.90
Port Washington Water District	\$ 128,952.99
Roslyn Water District	\$ 80,827.20
Westbury Water District	\$ 197,745.72

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney, Comptroller, NC Legislature, NC Dept. of Assessment

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 534 - 2019

A RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.

WHEREAS, the Town Attorney has requested the approval of the Town Board for the settlement and payment of claims as more particularly described herein below, for the reasons set forth in a memorandum to the Board on file in the Office of the Town Attorney; and

WHEREAS, the Board deems it to be in the best interests of the Town to approve the request of the Town Attorney.

NOW, THEREFORE, BE IT

RESOLVED that the settlement and payment of the following claims, in the amount set forth herein, be and the same are approved by this Board in all respects:

<u>Claimant</u>	<u>File No.</u>	<u>Amount</u>
Robin Brandvein v. ToNH	TI-16-0101	\$8,500.00

; and be it further

RESOLVED that the Office of the Comptroller be and hereby is authorized and directed to pay the amount set forth above upon receipt of a properly executed and certified claim therefor.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 535 - 2019

A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

WHEREAS, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in a memorandum on file in the Office of the Commissioner of Human Resources; and

WHEREAS, the Board believes it is in the best interests of the Town to approve the request.

NOW, THEREFORE, BE IT

RESOLVED that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL

SEE EXHIBIT A ATTACHED

; and be it further

RESOLVED that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

RESOLVED that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

RESOLVED that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

RESOLVED that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

RESOLVED that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated: Manhasset, New York

October 24, 2019

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: Councilperson De Giorgio

Absent: Councilperson Ferrara



HUMAN RESOURCES DEPARTMENT

Please prepare a resolution effectuating the following appointments and/or changes for the 10/24/19 Town Board Meeting

From: Bob Weitzner-Commissioner of Human Resources

To: Supervisor Judi Bosworth

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK & CIVIL SERVICE APPROVAL. ALL CHANGES WILL TAKE PLACE NO EARLIER THAN THE PAY PERIOD BEGINNING 11/02/19.

UNLESS OTHERWISE NOTED. **ALL SEASONAL EMPLOYMENT COMMENCES 05/01/2019 AND ENDS 09/30/2019.**

*****An X in the Relationship Disclosure Form ("RDF") column signifies that the prospective hire has completed and filed the RDF with the HR department.**

Type	RDF SIGNED	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
PT w/Location Change		From	935000	Parks & Rec/MartinReid	A.05.7111.1200	Laurence Quinn	PT	Lifeguard 4	\$22.00/hr		
	X	To	930000	Parks & Rec/Tully	A.05.7181.1200						
PT w/Location Change		From	981000	Parks & Rec/HarborHills	SP.152.1200	Jesse Madden	PT	Laborer 1	\$13.25/hr		11/1/2019
	X	To	935000	Parks & Rec/Fuschillo	A.05.7111.1200						
Seasonal to PT w/Loc Chg		From	882000	Parks & Rec/CGM	SP.154.1200	Kendall Krasinski	Seasonal	Attendant	\$12.00/hr		
	X	To	930000	Parks & Rec/ Tully	A.05.7181.1200		PT				
Title, Grade, Step & Salary Change		From						Tax Cashier 1 (prov)	\$50,796 ann/\$1973.70 bi/wk	Gr 13/St 1.0	
		To	125600	Receiver of Taxes	A.09.1330.1000	Orfelina Miranda	FT	Sr. Citizen Program Dev Aide	\$41,612 ann/\$20.01/hr	Gr 6/St 1.0	
New Hire		From									
		To	311000	Highway	DA.07.5117.1000	Patrick Woods	FT	Laborer 1	\$44,842 ann/\$21.56/hr	Gr 9/St 1.0	
New Hire		From									
		To	127100	Supervisor	A.10.1220.1000	Marlena Zayas	FT	Adm Asst to Supervisor	\$58,000 ann/\$2230.77 bi/wk		
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		To									

Councilperson Lurvey offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 536 - 2019

A RESOLUTION AUTHORIZING PUBLIC PARKING IN THE TOWN HALL PARKING LOT IN MANHASSET ON SPECIFIED DAYS.

WHEREAS, Chapter 57 of the Town Code (the “Code”) of the Town of North Hempstead entitled “Town Facilities” provides for the Town Board to designate areas for the parking, standing or stopping of vehicles on town property; and

WHEREAS, the Town Board finds it in the best interests of the Town, beginning on November 30, 2019, to allow public parking in the Town Hall parking lot (the “Town Hall Lot”) on Andrew Street to the rear of Town Hall located at 220 Plandome Road on Saturdays between the hours of 7:00 A.M. and midnight and Sundays between the hours of 7:00 A.M. and midnight, with the exception of ten spaces which shall be designated exclusively for parking by Town employees; and

WHEREAS, the Commissioner of Administrative Services may suspend public parking in the Town Hall Lot for weather events or such other circumstances as, in his or her discretion, warrant the suspension of public parking; and

WHEREAS, nothing contained in this resolution shall affect any other provision of Chapter 57 of the Code.

NOW, THEREFORE, BE IT

RESOLVED that, beginning on November 30, 2019, public parking is permitted in the Town Hall Lot on Saturdays between the hours of 7:00 A.M. and midnight and Sundays between the hours of 7:00 A.M. and midnight, with the exception of ten spaces which shall be designated exclusively for parking by Town employees; and be it further

RESOLVED that the Commissioner of Administrative Services may suspend public parking in the Town Hall Lot for weather events or such other circumstances as, in his or her discretion, warrant the suspension of public parking; and be it further

RESOLVED that nothing contained in this resolution shall affect any other provision of Chapter 57 of the Code.

Dated: Manhasset, New York

October 24, 2019

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson De Giorgio, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

Absent: Councilperson Ferrara