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In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings  
Of the Town of Hempstead

Against

**LJMJT Inc.**  
**45 Beverly Place**  
**Massapequa, New York 11758**

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 35, Block 423 and lot number (s) 453-455, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on **May 9, 2017**.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith **DEMOLISH AND REMOVE THE ABANDONED FOUNDATION, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: LOCATED NORTH SIDE OF LINCOLN AVENUE, 230 FEET EAST OF JENNINGS AVENUE, WEST HEMPSTEAD, N.Y. 11552, A/K/A 601 LINCOLN AVENUE, WEST HEMPSTEAD, TOWN OF HEMPSTEAD IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.**

Case #0542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DEMOLITION AND REMOVAL OF THE ABANDONED FOUNDATION AND DEBRIS FROM PREMISE: SAID PREMISE LOCATED ON THE NORTH SIDE OF LINCOLN AVENUE, 230 FEET EAST OF JENNINGS AVENUE, SECTION 35, BLOCK 423, AND LOT(S) 453-455, AKA 601 LINCOLN AVENUE, WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," all parties in interest were advised of the existing condition of the structures located on the said captioned premises and;

WHEREAS, all of the said parties have had an opportunity to be heard before this Town Board; and

WHEREAS, the Town Board deems it to be in the public interest to complete the above captioned project;

NOW, THEREFORE, BE IT

RESOLVED, that the abandoned foundation located on the North side of Lincoln Avenue, 230 feet east of Jennings Avenue, Section 35, Block 423 and Lot (s) 453-455, A/K/A 601 Lincoln Avenue, West Hempstead, Town of Hempstead, New York is hereby deemed to be unsafe; and

RESOLVED, that the Commissioner of the Department of Buildings of the Town of Hempstead be and he hereby is authorized and directed to initiate the above captioned project located on said premise.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 9<sup>th</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

- |             |   |
|-------------|---|
| EAST MEADOW | ABERDEEN STREET (TH 113/17) South Side - NO STOPPING ANYTIME - starting at a point 252 feet east of the east curbline of McKinley Avenue, east for a distance of 25 feet.       |
| OCEANSIDE   | EVERGREEN AVENUE (TH 82/17) West Side - NO PARKING ANYTIME - starting at a point 128 feet north of the north curbline of Atlantic Avenue, then north for a distance of 73 feet. |
| SEAFORD     | WASHINGTON AVENUE (TH 111/17) East Side - NO STOPPING ANYTIME - starting at the north curbline of Merrick Road, north for a distance of 140 feet.                               |

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: April 25, 2017  
Hempstead, New York

ANTHONY J. SANTINO  
Supervisor

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad  
Town Clerk

Case No. 29680

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 9<sup>th</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 197-13 of the code of the Town of Hempstead to INCLUDE "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following location:

LIDO BEACH

BLACKHEATH ROAD (TH 108/17) East Side - NO PARKING 8 AM - 4 PM SCHOOL DAYS - starting at the south curbline of Park Drive, south for a distance of 83 feet.

ALSO, to REPEAL from Section 197-13 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following location.

WOODMERE

IRVING PLACE (TH 088/06) West Side - NO PARKING 7 A.M. TO 9 P.M., 2 P.M. TO 4 P.M. MONDAY THRU FRIDAY, SCHOOL BUS ONLY - starting at a point 110 feet north of the north curbline of Central Avenue, north for a distance of 302 feet. (Adopted 6/6/06)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: April 25, 2017  
Hempstead, New York

ANTHONY J. SANTINO  
Supervisor

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

Nasrin Ahmad  
Town Clerk

Case No. 29681



NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Town Hall Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 9<sup>th</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the insertion of a location into subdivision "II" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"II" - ROCKVILLE CENTRE

PERSHING BOULEVARD - between Langdon  
Boulevard to Woodfield Road.  
(TH-412/16)

The proposed local law is on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where same may be inspected during office hours.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York  
April 25, 2017

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

ANTHONY J. SANTINO  
Supervisor

NASRIN G. AHMAD  
Town Clerk

*Case No. 19829*

**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that pursuant to Section 202-48 of the code of the Town of Hempstead entitled, "Handicapped Parking On Public Streets," a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 9<sup>th</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day, to consider the adoption of a resolution setting aside certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

BELLMORE

OAK STREET - south side, starting at a point 248 feet west of a point opp the west curblineline of Oak Court, west for a distance of 20 feet.  
(TH-073/17)

FRANKLIN SQUARE

CARUKIN STREET - south side, starting at a point 240 feet west of the west curblineline of Scherer Boulevard, west for 20 feet.  
(TH-078/17)

JEFFERSON STREET - west side, starting at a point 166 feet south of the south curblineline of Naple Avenue, south for 20 feet.  
(TH-069/17)

and on the repeal of the following locations previously set aside as parking spaces for physically handicapped persons:

ELMONT

ATHERTON AVENUE - north side, starting at a point 90 feet west of the west curblineline of Rockmart Avenue, west for a distance of 20 feet.  
(TH-169/96 - 9/10/96) (TH-071/17)

case no. 21527

FRANKLIN SQUARE

GOLDENROD AVENUE - west side, starting  
at a point 250 feet south of the south  
curbline of Wilson Street, south for  
20 feet.

(TH-176/16 - 8/02/16) (TH-068/17)

ALL PERSONS INTERESTED shall have an opportunity to be  
heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York  
April 25, 2017

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

ANTHONY J. SANTINO  
Supervisor

NASRIN G. AHMAD  
Town Clerk

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a Public Hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on May 9, 2017 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of 38 LINCOLN OWNERS CORP. for Special Exception (Public Garage) to construct an addition to the existing garage building in order to maintain an automotive and auto body repair use on the premises as well as used automotive sales business, no work on vehicles will be performed outside of the garage on the following described premises situated in Oceanside, New York:

A rectangular shaped parcel of property having a lot area of 14,084.63' & improved with a one-story brick & concrete garage building, maintains 116.50' of frontage along the northerly line of Atlantic Ave. approx. 121' deep from Atlantic Ave. situated in Oceanside, Town of Hempstead, County of Nassau, New York.

Maps pertaining to said proposal is on file with the application above mentioned in the Office of the undersigned and may be viewed during office hours.

All persons interested in the subject matter will be given an opportunity to be heard at the time and place above designated.

BY ORDER OF THE TOWN BOARD, TOWN OF HEMPSTEAD, N.Y.

ANTHONY J. SANTINO  
Supervisor

NASRIN G. AHMAD  
Town Clerk

Dated: April 25, 2017  
Hempstead, N.Y.

Case # 29682

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING  
OF THE APPLICATION OF THE EAST MEADOW  
BASEBALL/SOFTBALL ASSOCIATION FOR A PARADE PERMIT  
FOR A PARADE HELD IN EAST MEADOW, NEW YORK, ON  
APRIL 22, 2017.

WHEREAS, Stephen Lasal of East Meadow, New York, Commissioner of  
the East Meadow Baseball/Softball Association, New York has filed an application  
with the Town Clerk of the Town of Hempstead, for a Parade Permit for a Parade  
held in East Meadow, New York, on April 22, 2017 from 10:00 AM to 11:30 AM  
and

WHEREAS, the said application meets the requirements of section 117-3 of  
the Hempstead Town Code ("the Code") and has been positively reviewed by the  
Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the  
application appears to meet the requirements of section 117-4 of the Code, entitled  
*Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Stephen  
Lasal, Commissioner of the East Meadow Baseball/Softball Association, be and the  
same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of  
Chapter 117 entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

Case #

1  
25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING  
OF THE APPLICATION OF THE GARDEN CITY SOUTH LITTLE  
LEAGUE FOR A PARADE PERMIT FOR A PARADE HELD IN  
FRANKLIN SQUARE, NEW YORK, ON APRIL 22, 2017.

WHEREAS, Dianne Schnoor of Garden City S, New York, Recording  
Secretary of the Garden City South Little League, New York has filed an  
application with the Town Clerk of the Town of Hempstead, for a Parade Permit  
for a Parade held in Franklin Square, New York, on April 22, 2017 from 12:00  
PM to 1:00 PM and

WHEREAS, the said application meets the requirements of section 117-3 of  
the Hempstead Town Code ("the Code") and has been positively reviewed by the  
Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the  
application appears to meet the requirements of section 117-4 of the Code, entitled  
*Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Dianne  
Schnoor, Recording Secretary of the Garden City South Little League, be and the  
same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of  
Chapter 117 entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #             
Case # 25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING  
OF THE APPLICATION OF THE ISLAND TREES BASEBALL FOR A  
PARADE PERMIT FOR A PARADE HELD IN LEVITTOWN, NEW  
YORK, ON APRIL 22, 2017.

WHEREAS, Kevin Cuningham of Levittown, New York, President of the  
Island Trees Baseball, New York has filed an application with the Town Clerk of  
the Town of Hempstead, for a Parade Permit for a Parade held in Levittown, New  
York, on April 22, 2017 from 10:00 AM to 10:30 AM and

WHEREAS, the said application meets the requirements of section 117-3 of  
the Hempstead Town Code ("the Code") and has been positively reviewed by the  
Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the  
application appears to meet the requirements of section 117-4 of the Code, entitled  
*Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Kevin  
Cuningham, President of the Island Trees Baseball, be and the same is hereby  
RATIFIED AND CONFIRMED, subject to all the provisions of Chapter 117  
entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

1

Case #

25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved

its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING OF THE APPLICATION OF THE NORTH BELLMORE NORTH MERRICK LITTLE LEAGUE FOR A PARADE PERMIT FOR A PARADE HELD IN NORTH BELLMORE, NEW YORK, ON APRIL 22, 2017.

WHEREAS, Richard Brauner of N Bellmore, New York, Board Member of the North Bellmore North Merrick Little League, New York has filed an application with the Town Clerk of the Town of Hempstead, for a Parade Permit for a Parade held in North Bellmore, New York, on April 22, 2017 from 9:00 AM to 9:50 AM and

WHEREAS, the said application meets the requirements of section 117-3 of the Hempstead Town Code ('the Code') and has been positively reviewed by the Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the application appears to meet the requirements of section 117-4 of the Code, entitled *Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Richard Brauner, Board Member of the North Bellmore North Merrick Little League, be and the same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of Chapter 117 entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

1

Case #

25843



CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING  
OF THE APPLICATION OF THE UNIONDALE ALL STARS LITTLE  
LEAGUE FOR A PARADE PERMIT FOR A PARADE HELD IN  
UNIONDALE, NEW YORK, ON APRIL 22, 2017.

WHEREAS, Ronnie Williams of Hempstead, New York, League President  
of the Uniondale All Stars Little League, New York has filed an application with  
the Town Clerk of the Town of Hempstead, for a Parade Permit for a Parade held  
in Uniondale, New York, on April 22, 2017 from 10:00 AM to 11:30 AM and

WHEREAS, the said application meets the requirements of section 117-3 of  
the Hempstead Town Code ("the Code") and has been positively reviewed by the  
Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the  
application appears to meet the requirements of section 117-4 of the Code, entitled  
*Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of Ronnie  
Williams, League President of the Uniondale All Stars Little League, be and the  
same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of  
Chapter 117 entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

1

Case #

25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved

its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING OF THE APPLICATION OF THE WEST HEMPSTEAD LITTLE LEAGUE FOR A PARADE PERMIT FOR A PARADE HELD IN W HEMPSTEAD, NEW YORK, ON APRIL 22, 2017.

WHEREAS, George Digiovani of W Hempstead, New York, President of the West Hempstead Little League, New York has filed an application with the Town Clerk of the Town of Hempstead, for a Parade Permit for a Parade held in W Hempstead, New York, on April 22, 2017 from 10:00 AM to 11:30 AM and

WHEREAS, the said application meets the requirements of section 117-3 of the Hempstead Town Code ("the Code") and has been positively reviewed by the Nassau County Police Department; and

WHEREAS, the Town Clerk has advised the Town Board that the application appears to meet the requirements of section 117-4 of the Code, entitled *Standards for Issuance*;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of George Digiovani, President of the West Hempstead Little League, be and the same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of Chapter 117 entitled Parades, Code of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

1

Case #

25843

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LEVITTOWN CHAMBER OF COMMERCE TO USE TOWN OF HEMPSTEAD PARKING FIELD L-2, LEVITTOWN, NEW YORK FOR THE PURPOSE OF HOLDING A SPECIAL EVENT ON MAY 25 TO MAY 29, 2017.

WHEREAS, the Levittown Chamber of Commerce, c/o RMB Drafting Services, 308 East Meadow Avenue, East Meadow, New York 11554 Attention: Richard M. Bivone, President has requested to use Town of Hempstead Parking Field L-2, Levittown, New York for the purpose of holding a Special Event May 25 to May 29, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Levittown Chamber of Commerce, c/o RMB Drafting Services, 308 East Meadow Avenue, East Meadow, New York 11554 Attention: Richard M. Bivone, President to use Town of Hempstead Parking Field L-2, Levittown, New York for the purpose of holding a Special Event May 25 to May 29, 2017; and

BE IT FURTHER, RESOLVED, that the grant of permission herein is SUBJECT TO AND CONDITIONED UPON the applicant's compliance with chapter 105-3 of the Hempstead Town Code (including, if amusement rides are to be used at the Special Event, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance); and

BE IT FURTHER, RESOLVED, that failure of the applicant herein to comply with chapter 105-3 of the Hempstead Town Code (and, if amusement rides are to be used at the Special Event, of the Board of Zoning Appeals to issue any required special permit prior to the date of the Special Event approved herein) shall render this approval NULL AND VOID; and

Item # 2

Case # 20915

BE IT FURTHER RESOLVED, that SUBJECT TO the issuance of the special permit required above, amusement rides will be set up after 8:00 p.m. on May 24, 2017 and removed by 6:00 a.m. on May 30, 2017 and that in conducting said activity the Levittown Chamber of Commerce shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE FREEPORT MERRICK ROTARY TO USE TOWN OF HEMPSTEAD PARKING FIELD M-5, MERRICK, NEW YORK FOR THE PURPOSE OF HOLDING A SPECIAL EVENT MAY 25 THROUGH MAY 29, 2017.

WHEREAS, the Freeport Merrick Rotary, 2356 Pershing Blvd., Baldwin, New York 11510 Attention: Sam Iandiorio has requested to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding a Special Event May 25 through May 29, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Freeport Merrick Rotary, 2356 Pershing Blvd., Baldwin, New York 11510 Attention: Sam Iandiorio for the purpose of holding a Special Event May 25 through May 29, 2017; and

BE IT FURTHER, RESOLVED, that the grant of permission herein is SUBJECT TO AND CONDITIONED UPON the applicant's compliance with chapter 105-3 of the Hempstead Town Code (including, if amusement rides are to be used at the Special Event, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance); and

BE IT FURTHER, RESOLVED, that failure of the applicant herein to comply with chapter 105-3 of the Hempstead Town Code (and, if amusement rides are to be used at the Special Event, of the Board of Zoning Appeals to issue any required special permit prior to the date of the Special Event approved herein) shall render this approval NULL AND VOID; and

BE IT FURTHER RESOLVED, that SUBJECT TO the issuance of the special permit required above, amusement rides will be set up after 7:00 p.m. on May 24, 2017 and removed by 6:00 a.m. on May 30, 2017 and that in conducting said activity the Freeport Merrick Rotary shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

2

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE MERRICK CHAMBER OF COMMERCE TO USE TOWN OF HEMPSTEAD PARKING FIELD M-5, MERRICK, NEW YORK FOR THE PURPOSE OF HOLDING THE ANNUAL FALL FESTIVAL SEPTEMBER 8 THROUGH SEPTEMBER 10, 2017.

WHEREAS, the Merrick Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 Attention: Richard M. Bivone, President has requested to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding the Annual Fall Festival September 8 through September 10, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Merrick Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 Attention: Richard M. Bivone, President to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding the Annual Fall Festival September 8 through September 10, 2017; and

BE IT FURTHER, RESOLVED, that the grant of permission herein is SUBJECT TO AND CONDITIONED UPON the applicant's compliance with chapter 105-3 of the Hempstead Town Code (including, if amusement rides are to be used at the Special Event, the additional procedure described in section 105-3(D) of said code and the issuance, by the Board of Zoning Appeals, of the special permit described in section 272(F)(2) of the Hempstead Town Building Zone Ordinance); and

BE IT FURTHER, RESOLVED, that failure of the applicant herein to comply with chapter 105-3 of the Hempstead Town Code (and, if amusement rides are to be used at the Special Event, of the Board of Zoning Appeals to issue any required special permit prior to the date of the Special Event approved herein) shall render this approval NULL AND VOID; and

BE IT FURTHER RESOLVED, that SUBJECT TO the issuance of the special permit required above, amusement rides will be set up after 7:00 p.m. on September 6, 2017 and removed by 6:00 a.m. on September 11, 2017 and that in conducting said activity the Merrick Chamber of Commerce shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 2

Case # 20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE MEMORIAL PRESBYTERIAN CHURCH TO USE TOWN OF HEMPSTEAD PARKING FIELD R-1, ROOSEVELT, NEW YORK FOR THE PURPOSE OF HOLDING A SPECIAL EVENT JUNE 3, 2017.

WHEREAS, the Memorial Presbyterian Church, 189 Babylon Turnpike, Roosevelt, New York 11575 Attention: Andrea Morgan-Eason, Ph.D., Roosevelt Site Coordinator has requested to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding a Special Event June 3, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Memorial Presbyterian Church, 189 Babylon Turnpike, Roosevelt, New York 11575 Attention: Andrea Morgan-Eason, Ph.D., Roosevelt Site Coordinator to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding a Special Event June 3, 2017; and

BE IT FURTHER

RESOLVED, that in conducting said activity the Memorial Presbyterian Church shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

2

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO KEVAN M. ABRAHAMS, MINORITY LEADER, NASSAU COUNTY LEGISLATURE, TO USE TOWN OF HEMPSTEAD PARKING FIELD R-1, ROOSEVELT, NEW YORK FOR THE PURPOSE OF HOLDING A SPECIAL EVENT ON JULY 8, 2017.

WHEREAS, Kevan M. Abrahams, Minority Leader, Nassau County Legislature, 1550 Franklin Avenue, Mineola, New York 11501 requests permission to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding a Special Event on July 8, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to Kevan M. Abrahams, Minority Leader, Nassau County Legislature, 1550 Franklin Avenue, Mineola, New York 11501 to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding a Special Event on July 8, 2017; and

BE IT FURTHER

RESOLVED, that in conducting said activity, Kevan M. Abrahams, Minority Leader, Nassau County Legislature, shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

2

Case #

20915



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE PERFECTING FAITH CHURCH TO USE TOWN OF HEMPSTEAD PARKING FIELD R-1, ROOSEVELT, NEW YORK FOR THE PURPOSE OF HOLDING AN EVENT ON JULY 2, 9, 16, 23, 30, AUGUST 6, 13, 20, 27, & SEPTEMBER 3, 2017.

WHEREAS, the Perfecting Faith Church, 311 North Main Street, Freeport, New York 11520 Attention: Rachel Hoosendove-Coleman, Church Administrator, has requested to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding an event on July 2, 9, 16, 23, 30, August 6, 13, 20, 27, & September 3, 2017; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Perfecting Faith Church, 311 North Main Street, Freeport, New York 11520 Attention: Rachel Hoosendove-Coleman, Church Administrator to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding an event on July 2, 9, 16, 23, 30, August 6, 13, 20, 27, & September 3, 2017; and

BE IT FURTHER

RESOLVED, that in conducting said activity the Perfecting Faith Church shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 2

Case # 20915

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE AND INGROUND SWIMMING POOL, LOCATED ON THE SOUTH SIDE OF ELIZABETH STREET, 85 FEET WEST OF EASTERN BOULEVARD. SEC 54, BLOCK 372, AND LOT (S) 243, A/K/A 1130 ELIZABETH STREET, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1130 Elizabeth Street, Baldwin, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps and have one (1) seventy eight inch by one hundred thirty one inch (78" x 131") gate boarded with one half inch (1/2") four (4) ply plywood, located at 1130 Elizabeth Street, Baldwin;

WHEREAS, on September 23, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have four (4) workers take two (2) days using eight (8) hours per day of general labor hours, have twenty (20) yards of garbage removed from inside the inground swimming pool, have twenty four (24) yards of pool debris including liner, coping, steel walls, braces and concrete removed and fill and compact the inground swimming pool hole, located at 1130 Elizabeth Street, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$7,151.07, the cost associated with the emergency services provided at 1130 Elizabeth Street, Baldwin, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$7,251.07 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE SOUTHEAST CORNER OF HOLLY STREET AND STANTON AVENUE. SEC 36, BLOCK 435, AND LOT (S) 710 & 712, A/K/A 1669 HOLLY STREET, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1669 Holly Street, Baldwin, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 8, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 1669 Holly Street, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 1669 Holly Street, Baldwin, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES: 3

Item # 6542

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE PRINCE STREET, 246 FEET NORTH OF BARTH DRIVE. SEC 36, BLOCK 319, AND LOT (S) 142-143, A/K/A 1504 PRINCE STREET, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1504 Prince Street, Baldwin, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 12, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) thirty two inch by forty eight inch (32" x 48") windows boarded with one half inch (1/2") four (4) ply plywood and open one (1) three foot by seven foot (3' x 7') door and re-secure for inspector, located at 1504 Prince Street, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 1504 Prince Street, Baldwin, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #  
NOES:

Case #

3

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTHWEST CORNER OF BELTAGH AVENUE AND HENRY STREET. SEC 56, BLOCK 403, AND LOT (S) 183, A/K/A 2854 BELTAGH AVENUE, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2854 Beltagh Avenue, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on July 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty five inch by forty inch (35" x 40") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty six inch (39" x 86") door secured with one half inch (1/2") four (4) ply plywood, one (1) forty two inch by seventy nine inch (42" x 79") door secured with one half inch (1/2") four (4) ply plywood, install one (1) lock on bilco door and have four (4) window braces using two inch by four inch (2" x 4") to secure window closed and to prevent from opening window up and down, located at 2854 Beltagh Avenue, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$224.36, the cost associated with the emergency services provided at 2854 Beltagh Avenue, Bellmore, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$324.36 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF COLUMBUS AVENUE, 107 FEET EAST OF ARMAND STREET. SEC 51, BLOCK 523, AND LOT (S) 41, A/K/A 2500 COLUMBUS AVENUE, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2500 Columbus Avenue, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 5, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) seventy one inch by eighty two inch (71" x 82") door secured with one half inch (1/2") four (4) ply plywood, located at 2500 Columbus Avenue, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2500 Columbus Avenue, Bellmore, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES:

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTHWEST CORNER OF GEORGE ROAD AND SAW MILL ROAD. SEC 56, BLOCK 215, AND LOT (S) 147, A/K/A 1258 GEORGE ROAD, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1258 George Road, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 4, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) two foot by two foot (2' x 2') hole on top of door boarded with one half inch (1/2") four (4) ply plywood, located at 1258 George Road, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 1258 George Road, Bellmore, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE AND ABOVE GROUND SWIMMING POOL, LOCATED ON THE EAST SIDE OF LEGION STREET, 122 FEET SOUTH OF MALIBU ROAD. SEC 63, BLOCK 288, AND LOT (S) 17, A/K/A 2096 LEGION STREET, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2096 Legion Street, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have water pumped out of one (1) sixteen foot by thirty two foot (16' x 32') above ground swimming pool with three feet (3') of water, located at 2096 Legion Street, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2096 Legion Street, Bellmore, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE SOUTH SIDE OF MERRICK ROAD, 118 FEET WEST OF LEFFERTS PLACE. SEC 63, BLOCK 198, AND LOT (S) 58-59, A/K/A 2446-2450 MERRICK ROAD, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2446-2450 Merrick Road, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 11, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty eight inch by ninety six inch (48" x 96") exterior hole boarded with one half inch (1/2") four (4) ply plywood, located at 2446-2450 Merrick Road, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2446-2450 Merrick Road, Bellmore, New York

WHEREAS, an additional charge of \$200.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$380.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE, LOCATED ON THE EAST SIDE OF SURF DRIVE, 265 FEET NORTH OF SHORE ROAD. SEC 63, BLOCK 286, AND LOT (S) 7, A/K/A 2418 SURF DRIVE, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2418 Surf Drive, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 9, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 2418 Surf Drive, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2418 Surf Drive, Bellmore, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE NORTH SIDE OF 5TH STREET, 101 FEET EAST OF FRONT STREET. SEC 50, BLOCK 216, AND LOT (S) 73, A/K/A 2101 5TH STREET, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2101 5th Street, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 25, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty eight inch by eighty two inch (38" x 82") door secured with one half inch (1/2") four (4) ply plywood, located at 2101 5th Street, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2101 5th Street, East Meadow, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE NORTHWEST CORNER OF GLENMORE AVENUE AND ST. JOHNS PLACE. SEC 50, BLOCK 250, AND LOT (S) 279-282, A/K/A 1819 GLENMORE AVENUE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1819 Glenmore Avenue, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 2, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install one (1) lock and hasp, have six feet (6') of six foot (6') high fence re-secured where needed to poles with wire ties and re-secure one (1) fence with four foot by four foot (4' x 4') board, located at 1819 Glenmore Avenue, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 1819 Glenmore Avenue, East Meadow, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES: 3

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE SOUTH SIDE OF HEMPSTEAD TURNPIKE, 80 FEET WEST OF 2<sup>ND</sup> STREET. SEC 50, BLOCK 202, AND LOT (S) 34, A/K/A 2160 HEMPSTAD TURNPIKE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2160 Hempstead Turnpike, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have eight (8) forty one inch by sixty four inch (41" x 64") windows boarded with one half inch (1/2") four (4) ply plywood, three (3) thirty six inch by sixty eight inch (36" x 68") windows boarded with one half inch (1/2") four (4) ply plywood, four (4) twenty three inch by sixty five inch (23" x 65") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) sixty inch by eighty nine inch (60" x 89") window boarded with one half inch (1/2") four (4) ply plywood and two (2) thirty nine inch by eighty five inch (39" x 85") doors secured with one half inch (1/2") four (4) ply plywood, located at 2160 Hempstead Turnpike, East Meadow;

WHEREAS, on September 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) sixty inch by eighty nine inch (60" x 89") window boarded with one half inch (1/2") four (4) ply plywood, three (3) fifty nine inch by sixty four inch (59" x 64") windows boarded with one half inch (1/2") four (4) ply plywood, five (5) thirty two inch by forty four inch (32" x 44") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, four (4) twenty three inch by sixty five inch (23" x 65") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) sixty inch by eighty nine inch (60" x 89") HUD style window boarded with one half inch (1/2") four (4) ply plywood and one (1) thirty six inch by sixty eight inch (36" x 68") HUD style window boarded with one half inch (1/2") four (4) ply plywood, located at 2160 Hempstead Turnpike, East Meadow;

WHEREAS, on October 11, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) forty four inch by sixty eight inch (44" x 68") windows boarded with one half inch (1/2") four (4) ply plywood and one (1) thirty nine inch by eighty four inch (39" x 84") reverse double sided HUD style door boarded with one half inch (1/2") four (4) ply plywood using two (2) boards with one (1) on each side of the door, located at 2160 Hempstead Turnpike, East Meadow;

WHEREAS, on October 19, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) four foot by eight foot (4' x 8') windows boarded with one half inch (1/2") four (4) ply plywood and two (2) thirty nine inch by eighty four inch (39" x 84") reverse HUD style doors boarded with one half inch (1/2") four (4) ply plywood using two (2) sheets of plywood using one (1) on each side of the door, located at 2160 Hempstead Turnpike, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,867.17, the cost associated with the emergency services provided at 2160 Hempstead Turnpike, East Meadow, New York

WHEREAS, an additional charge of \$200.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$3,067.17 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #

3

NOES:

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE NORTH SIDE OF NORTH JERUSALEM AVENUE, 375 FEET WEST OF SHAKESPEARE PLACE. SEC 50, BLOCK 439, AND LOT (S) 9, A/K/A 1989 NORTH JERUSALEM AVENUE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1989 North Jerusalem Avenue, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) eighty four inch by ninety six inch (84" x 96") doors secured with one half inch (1/2") four (4) ply plywood, two (2) twenty inch by fifty inch (20" x 50") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty inch by thirty five inch (20" x 35") window boarded with one half inch (1/2") four (4) ply plywood, one (1) forty five inch by fifty three inch (45" x 53") window boarded with one half inch (1/2") four (4) ply plywood, three (3) thirty three inch by fifty two inch (33" x 52") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by eighty four inch (36" x 84") door secured with one half inch (1/2") four (4) ply plywood, one (1) fifteen inch by twenty eight inch (15" x 28") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty five inch by thirty seven inch (25" x 37") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty inch by thirty four inch (30" x 34") window boarded with one half inch (1/2") four (4) ply plywood and install two (2) lock and hasps, located at 1989 North Jerusalem Avenue, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$849.53, the cost associated with the emergency services provided at 1989 North Jerusalem Avenue, East Meadow, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$949.53 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES:

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTHEAST CORNER OF PROSPECT AVENUE AND 7<sup>TH</sup> STREET. SEC 50, BLOCK 242, AND LOT (S) 63, A/K/A 2020 PROSPECT AVENUE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2020 Prospect Avenue, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 12, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have four (4) twenty six inch by forty eight inch (26" x 48") windows boarded with one half inch (1/2") four (4) ply plywood, four (4) thirty eight inch by forty eight inch (38" x 48") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by forty four inch (28" x 44") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty eight inch by forty one inch (38" x 41") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty four inch by twenty four inch (24" x 24") window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty six inch by sixty two inch (56" x 62") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty three inch (39" x 83") door secured with one half inch (1/2") four (4) ply plywood, one (1) eighty three inch by ninety six inch (83" x 96") garage door framed with two inch by four inch by eight foot (2" x 4" x 8') and boarded with one half inch (1/2") four (4) ply plywood and have one (1) sixty seven inch by eighty two inch (67" x 82") sliding glass door secured with one half inch (1/2") four (4) ply plywood, located at 2020 Prospect Avenue, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$804.38, the cost associated with the emergency services provided at 2020 Prospect Avenue, East Meadow, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$904.38 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES: 3

Item # 6542

Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTHEAST CORNER OF SHERMAN AVENUE AND NIRA AVENUE. SEC 51, BLOCK 28, AND LOT (S) 333, A/K/A 623 SHERMAN AVENUE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 623 Sherman Avenue, East Meadow, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty seven inch by eighty five inch (37" x 85") door secured with one half inch (1/2") four (4) ply plywood, located at 623 Sherman Avenue, East Meadow;

WHEREAS, on December 23, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twenty four inch by thirty six inch (24" x 36") window boarded with one half inch (1/2") four (4) ply plywood, located at 623 Sherman Avenue, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$360.00, the cost associated with the emergency services provided at 623 Sherman Avenue, East Meadow, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$460.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES

Item #

3

Case #

6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY SPLIT LEVEL WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE SOUTH SIDE OF ARDEN ROAD, 125 FEET EAST OF SEAWANE ROAD. SEC 42, BLOCK 66, AND LOT (S) 47-49, A/K/A 31 ARDEN ROAD, EAST ROCKAWAY, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 31 Arden Road, East Rockaway, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 28, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty one inch by eighty four inch (31" x 84") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty four inch by eighty eight inch (34" x 88") door secured with one half inch (1/2") four (4) ply plywood, and one (1) thirty seven inch by eighty three inch (37" x 83") door secured with one half inch (1/2") four (4) ply plywood, located at 31 Arden Road, East Rockaway;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$192.62, the cost associated with the emergency services provided at 31 Arden Road, East Rockaway, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$292.62 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

0542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTH SIDE OF HUDSON STREET EAST, 54 FEET EAST OF EAST BOULEVARD. SEC 42, BLOCK 32, AND LOT (S) 27, A/K/A 1 HUDSON STREET EAST, EAST ROCKAWAY, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1 Hudson Street East, East Rockaway, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) nine inch by twenty two inch (9" x 22") exterior hole in shed boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty five inch by seventy two inch (55" x 72") shed door secured with one half inch (1/2") four (4) ply plywood and one (1) thirty five inch by seventy nine inch (35" x 79") door secured with one half inch (1/2") four (4) ply plywood, located at 1 Hudson Street East, East Rockaway;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 1 Hudson Street East, East Rockaway, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES: 3  
Item #

Case # 0542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE SOUTH SIDE OF NORTH BOUELVARD, 60 FEET EAST OF EAST AVENUE. SEC 42, BLOCK 24, AND LOT (S) 7, A/K/A 3 NORTH BOULEVARD, EAST ROCKAWAY, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3 North Boulevard, East Rockaway, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 16, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) eight foot by eight foot (8' x 8') garage door framed with two inch by four inch by eight foot (2" x 4" x 8') and boarded with one half inch (1/2") four (4) ply plywood, located at 3 North Boulevard, East Rockaway;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$214.40, the cost associated with the emergency services provided at 3 North Boulevard, East Rockaway, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$314.40 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3  
Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF GOTHAM AVENUE, 110 FEET SOUTH OF MURRAY HILL STREET. SEC 32, BLOCK 427, AND LOT (S) 162, A/K/A 253 GOTHAM AVENUE, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 253 Gotham Avenue, Elmont, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 5, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) locks, located at 253 Gotham Avenue, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 253 Gotham Avenue, Elmont, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE WEST SIDE OF MIRIAM PARKWAY, 37 FEET SOUTH OF EMPIRE STREET. SEC 32, BLOCK 662, AND LOT (S) 26, A/K/A 52 MIRIAM PARKWAY, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 52 Miriam Parkway, Elmont, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 28, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty eight inch by eighty four inch (38" x 84") HUD style door boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by eighty two inch (36" x 82") door secured with one half inch (1/2") four (4) ply plywood and three (3) twenty three inch by forty seven inch (23" x 47") windows boarded with one half inch (1/2") four (4) ply plywood, located at 52 Miriam Parkway, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$244.08, the cost associated with the emergency services provided at 52 Miriam Parkway, Elmont, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$344.08 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE EAST SIDE OF CLEVELAND STREET, 270 FEET SOUTH OF FENWORTH BOULEVARD. SEC 35, BLOCK 122, AND LOT (S) 120, A/K/A 223 CLEVELAND STREET, FRANKLIN SQUARE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 223 Cleveland Street, Franklin Square, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have six (6) thirty eight inch by fifty six inch (38" x 56") windows boarded with one half inch (1/2") four (4) ply plywood, four (4) thirty three inch by fifty six inch (33" x 56") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by fifty seven inch (39" x 57") window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty two inch by seventy one inch (52" x 71") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty seven inch by thirty nine inch (27" x 39") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty four inch by fifty seven inch (34" x 57") window boarded with one half inch (1/2") four (4) ply plywood, install three (3) lock and hasps and have one (1) forty five inch by ninety inch (45" x 90") door secured with one half inch (1/2") four (4) ply plywood, located at 223 Cleveland Street, Franklin Square;

WHEREAS, on January 11, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 223 Cleveland Street, Franklin Square;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,131.94, the cost associated with the emergency services provided at 223 Cleveland Street, Franklin Square, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,231.94 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE NORTH SIDE OF FORTE BOULEVARD, 168 FEET WEST OF DOGWOOD AVENUE. SEC 35, BLOCK 562, AND LOT (S) 14, A/K/A 660 FORTE BOULEVARD, FRANKLIN SQUARE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 660 Forte Boulevard, Franklin Square, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty three inch by eighty eight inch (43" x 88") door secured with one half inch (1/2") four (4) ply plywood and one (1) thirty eight inch by eighty three inch (38" x 83") door secured with one half inch (1/2") four (4) ply plywood, located at 660 Forte Boulevard, Franklin Square;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 660 Forte Boulevard, Franklin Square, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: Item # 3

NOES: Case # 0542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTHEAST CORNER OF DONAHUE AVENUE AND SOLOMAN AVENUE. SEC 40, BLOCK 124, AND LOT (S) 38, A/K/A 7 DONAHUE AVENUE, INWOOD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 7 Donahue Avenue, Inwood, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 29, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have three (3) twenty nine inch by thirty six inch (29" x 36") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) forty inch by eighty three inch (40" x 83") HUD style door boarded with one half inch (1/2") four (4) ply plywood, one (1) forty three inch by sixty two inch (43" x 62") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by forty inch (28" x 40") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty eight inch by seventy eight inch (58" x 78") HUD style window boarded with one half inch (1/2") four (4) ply plywood, four (4) forty inch by fifty six inch (40" x 56") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) forty inch by eighty six inch (40" x 86") HUD style door boarded with one half inch (1/2") four (4) ply plywood, two (2) twenty eight inch by fifty five inch (28" x 55") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty one inch by fifty five inch (51" x 55") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty nine inch by forty one inch (29" x 41") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty four inch by forty four inch (34" x 44") HUD style window boarded with one half inch (1/2") four (4) ply plywood and four (4) twenty four inch by forty eight inch (24" x 48") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, located at 7 Donahue Avenue, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,314.52, the cost associated with the emergency services provided at 7 Donahue Avenue, Inwood, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,414.52 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: 3  
Item # \_\_\_\_\_  
NOES: \_\_\_\_\_  
Case # 0542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY MASONRY FRAME MIXED USE COMMERCIAL BUILDING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF AUSTIN BOULEVARD, 740 FEET NORTH OF CALIFORNIA PLACE. SEC 43, BLOCK 53, AND LOT (S) 43-44, A/K/A 4420 AUSTIN BOULEVARD, ISLAND PARK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 4420 Austin Boulevard, Island Park, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 5, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install one (1) lock and hasp, located at 4420 Austin Boulevard, Island Park;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 4420 Austin Boulevard, Island Park, New York

WHEREAS, an additional charge of \$200.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$380.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE WEST SIDE OF MASSACHUSETTS AVENUE, 140 FEET NORTH OF SARATOGA BOULEVARD. SEC 43, BLOCK 70, AND LOT (S) 65-67, A/K/A 4074 MASSACHUSETTS AVENUE, ISLAND PARK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 4074 Massachusetts Avenue, Island Park, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 16, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) locks and demolish one (1) overhang on house equaling three (3) yards of debris, located at 4074 Massachusetts Avenue, Island Park;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$252.00, the cost associated with the emergency services provided at 4074 Massachusetts Avenue, Island Park, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$352.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES: \_\_\_\_\_  
Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTHWEST CORNER OF BAYVIEW AVENUE AND EAST AVENUE. SEC 40, BLOCK 2, AND LOT (S) 208, A/K/A 13 BAYVIEW AVENUE, LAWRENCE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 13 Bayview Avenue, Lawrence, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) seventeen inch by forty eight inch (17" x 48") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) eighteen inch by forty eight inch (18" x 48") window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifteen inch by thirty inch (15" x 30") window boarded with one half inch (1/2") four (4) ply plywood and one thirty nine inch by sixty five inch (39" x 65") crawl space boarded, located at 13 Bayview Avenue, Lawrence;

WHEREAS, on November 29, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) seventy two inch by ninety six inch (72" x 96") door secured with one half inch (1/2") four (4) ply plywood, located at 13 Bayview Avenue, Lawrence;

WHEREAS, on November 30, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) sixty four inch by seventy inch (64" x 70") windows boarded with one half inch (1/2") four (4) ply plywood, two (2) seventy inch by eighty six inch (70" x 86") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) forty inch by ninety six inch (40" x 96") door secured with one half inch (1/2") four (4) ply plywood, one (1) twenty two inch by thirty three inch (22" x 33") window boarded with one half inch (1/2") four (4) ply plywood and one (1) twelve inch by ninety six inch (12" x 96") roof hole boarded with one half inch (1/2") four (4) ply plywood, located at 13 Bayview Avenue, Lawrence;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$953.72, the cost associated with the emergency services provided at 13 Bayview Avenue, Lawrence, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,053.72 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: Item # 3  
NOES: 6542  
Case # \_\_\_\_\_

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE WEST SIDE OF WEST AVENUE, 212 FEET SOUTH OF MEYER AVENUE. SEC 40, BLOCK 2, AND LOT (S) 26-27, A/K/A 25 WEST AVENUE, LAWRENCE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 25 West Avenue, Lawrence, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 25 West Avenue, Lawrence;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 25 West Avenue, Lawrence, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE EAST SIDE OF BARBARA LANE, 115 FEET NORTH OF ROXBURY LANE. SEC 51, BLOCK 265, AND LOT (S) 9, A/K/A 175 BARBARA LANE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 175 Barbara Lane, Levittown, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 21, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty one inch by eighty two inch (31" x 82") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by eighty two inch (36" x 82") door secured with one half inch (1/2") four (4) ply plywood and one (1) forty inch by eighty three inch (40" x 83") door secured with one half inch (1/2") four (4) ply plywood, located at 175 Barbara Lane, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$195.87, the cost associated with the emergency services provided at 175 Barbara Lane, Levittown, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$295.87 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: 3  
Item # \_\_\_\_\_  
NOES: \_\_\_\_\_  
Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF BUCKET LANE, 236 FEET EAST OF GRASSY LANE. SEC 45, BLOCK 228, AND LOT (S) 4, A/K/A 119 BUCKET LANE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 119 Bucket Lane, Levittown, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 11, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 119 Bucket Lane, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 119 Bucket Lane, Levittown, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

0542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE EAST SIDE OF HARVEST LANE, 475 FEET SOUTH OF ANVIL LANE. SEC 51, BLOCK 123, AND LOT (S) 37, A/K/A 93 HARVEST LANE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 93 Harvest Lane, Levittown, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 12, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty six inch by forty one inch (36" x 41") window boarded with one half inch (1/2") four (4) ply plywood, located at 93 Harvest Lane, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 93 Harvest Lane, Levittown, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE WEST SIDE OF JERUSALEM AVENUE, 70 FEET NORTH OF CORNCRIB LANE. SEC 45, BLOCK 170, AND LOT (S) 26, A/K/A 110 JERUSALEM AVENUE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 110 Jerusalem Avenue, Levittown, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) three foot by seven foot (3' x 7') door secured with one half inch (1/2") four (4) ply plywood, located at 110 Jerusalem Avenue, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 110 Jerusalem Avenue, Levittown, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case #

Item # 3  
Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE EAST SIDE OF SPRINGTIME LANE EAST, 217 FEET NORTHEAST OF SHELL LANE. SEC 51, BLOCK 379, AND LOT (S) 10, A/K/A 27 SPRINGTIME LANE EAST, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 27 Springtime Lane East, Levittown, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 26, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install one (1) lock and hasp on the garage door, located at 27 Springtime Lane East, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 27 Springtime Lane East, Levittown, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #  
NOES:

Case #

3

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTHEAST CORNER OF ABBOT AVENUE AND BANGS AVENUE. SEC 56, BLOCK 130, AND LOT (S) 102-104, A/K/A 2071 ABBOT AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2071 Abbot Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3 of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 15, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty six inch by forty inch (36" x 40") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty four inch by forty three inch (34" x 43") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty three inch by thirty four inch (23" x 34") window boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty four inch by forty four inch (34" x 44") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty six inch by forty inch (26" x 40") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty five inch by forty one inch (35" x 41") window boarded with one half inch (1/2") four (4) ply plywood, three (3) thirty five inch by forty four inch (35" x 44") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty two inch by seventy four inch (32" x 74") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty two inch by ninety six inch (32" x 96") window boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty five inch by forty inch (35" x 40") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by forty one inch (39" x 41") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by thirty nine inch (28" x 39") window boarded with one half inch (1/2") four (4) ply

Item # 3

Case # 6542

plywood, one (1) twenty eight inch by thirty two inch (28" x 32") window boarded with one half inch (1/2") four (4) ply plywood, one (1) sixteen inch by thirty four inch (16" x 34") window boarded with one half inch (1/2") four (4) ply plywood, one (1) forty four inch by forty eight inch (44" x 48") bilco door secured with one half inch (1/2") four (4) ply plywood, one (1) forty inch by eighty two inch (40" x 82") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty four inch by eighty five inch (34" x 85") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty five inch by eighty inch (35" x 80") door secured with one half inch (1/2") four (4) ply plywood, have two (2) workers on site for five (5) hours working and helping and have two (2) workers on site for two and one half (2 ½) hours supervising and helping getting supplies and additional equipment, located at 2071 Abbot Avenue, Merrick;

WHEREAS, on September 16, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to open one (1) door and re-secure for inspector for neighbor to pick up home owners oxygen breathing machine, located at 2071 Abbot Avenue, Merrick;

WHEREAS, on September 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to open one (1) door for inspector for homeowner to get belongings and re-secure, located at 2071 Abbot Avenue, Merrick;

WHEREAS, on October 3, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to open two (2) doors and have two (2) new thirty four inch by eighty two inch (34" x 82") HUD style barricade door walls built with two inch by four inch by seven foot (2" x 4" x 7') studs and boarded with one half inch (1/2") four (4) ply plywood, located at 2071 Abbot Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,186.04, the cost associated with the emergency services provided at 2071 Abbot Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$2,286.04 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE EAST SIDE OF BEACH DRIVE, 630 FEET SOUTH OF BERNARD STREET. SEC 62, BLOCK 8, AND LOT (S) 55-56, A/K/A 115 BEACH DRIVE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 115 Beach Drive, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 29, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty eight inch by eighty one inch (38" x 81") door secured with one half inch (1/2") four (4) ply plywood, located at 115 Beach Drive, Merrick;

WHEREAS, on December 6, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) seventy six inch by eighty four inch (76" x 84") sliding glass door secured with one half inch (1/2") four (4) ply plywood, two (2) twelve inch by thirty inch (12" x 30") windows boarded with one half inch (1/2") four (4) ply plywood and install two (2) lock and hasps, located at 115 Beach Drive, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$481.86, the cost associated with the emergency services provided at 115 Beach Drive, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$581.86 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

0542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE NORTHWEST CORNER OF HEWLETT AVENUE AND KIRKWOOD AVENUE. SEC 56, BLOCK 175, AND LOT (S) 133, A/K/A 2370 HEWLETT AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2370 Hewlett Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 23, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to take down and remove broken gutter from dwelling, located at 2370 Hewlett Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2370 Hewlett Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE WEST SIDE OF HEWLETT AVENUE, 1433 FEET SOUTH OF BAYBERRY AVENUE. SEC 63, BLOCK 322, AND LOT (S) 15, A/K/A 3288 HEWLETT AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3288 Hewlett Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 31, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty eight inch by seventy inch (48" x 70") window boarded with one half inch (1/2") four (4) ply plywood, one (1) eight foot by twenty one foot (8' x 21') high hole framed and boarded with one half inch (1/2") four (4) ply plywood, one (1) eight foot by eleven foot (8' x 11') high hole framed and boarded with one half inch (1/2") four (4) ply plywood, one (1) ten foot by eighteen and one half foot (10' x 18 1/2') high hole framed and boarded with one half inch (1/2") four (4) ply plywood, one (1) four foot by ten foot (4' x 10') exterior hole boarded with one half inch (1/2") four (4) ply plywood, one (1) four foot by twelve foot (4' x 12') exterior hole boarded with one half inch (1/2") four (4) ply plywood, have twenty four feet by twenty four feet (24' x 24') of scaffolding taken down and stacked using three (3) workers taking three (3) hours each, have twenty four feet (24') of six foot (6') high fence installed with one and five eighth inch (1 5/8") poles and number nine (9) gauge wire top and bottom and install two (2) lock and hasps, located at 3288 Hewlett Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$3,506.19, the cost associated with the emergency services provided at 3288 Hewlett Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$3,606.19 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #

NOES:

Case #

3

6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF MAEDER AVENUE, 450 FEET SOUTH OF HENRY STREET. SEC 55, BLOCK 9, AND LOT (S) 672-673, A/K/A 1598 MAEDER AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1598 Maeder Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 8, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twenty eight inch by forty inch (28" x 40") window boarded with one half inch (1/2") four (4) ply plywood, one (1) sixteen inch by thirty two inch (16" x 32") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by eighty two inch (36" x 82") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty nine inch (39" x 89") door secured with one half inch (1/2") four (4) ply plywood, install one (1) lock and hasp, have two (2) workers waiting one (1) hour for A.S.P.C. to remove animals and have one (1) worker waiting one (1) hour waiting for A.S.P.C. to remove animals, located at 1598 Maeder Avenue, Merrick;

WHEREAS, on September 9, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) three foot by seven foot (3' x 7') door re-secured with one half inch (1/2") four (4) ply plywood, located at 1598 Maeder Avenue, Merrick;

WHEREAS, on September 10, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) four foot by eight foot (4' x 8') window boarded with one half inch (1/2") four (4) ply plywood, two (2) seventeen inch by thirty two inch (17" x 32") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty six inch by fifty inch (26" x 50") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by forty three inch (28" x 43") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by fifty four inch (36" x 54") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by fifty three inch (36" x 53") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) forty eight inch by eighty three inch (48" x 83") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty three inch (39" x 83") HUD style door boarded with one half inch (1/2") four (4) ply plywood and install one (1) lock and hasp, located at 1598 Maeder Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,128.47, the cost associated with the emergency services provided at 1598 Maeder Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,228.47 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

Item #

3

AYES:

Case #

6542

NOES:

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF MAEDER AVENUE, 240 FEET NORTH OF CAMP AVENUE. SEC 55, BLOCK 9, AND LOT (S) 686-687, A/K/A 1632 MAEDER AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1632 Maeder Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 8, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) two foot by three foot (2' x 3') windows boarded with one half inch (1/2") four (4) ply plywood, one (1) four foot by four foot (4' x 4') window boarded with one half inch (1/2") four (4) ply plywood, eight (8) twenty nine inch by forty inch (29" x 40") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by thirty nine inch (36" x 39") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty three inch by thirty six inch (33" x 36") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty three inch by eighty two inch (33" x 82") HUD style door boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by seventy nine inch (36" x 79") HUD style door boarded with one half inch (1/2") four (4) ply plywood, one (1) seventy two inch by eighty eight inch (72" x 88") sliding glass door secured with one half inch (1/2") four (4) ply plywood and install one (1) lock and hasp, located at 1632 Maeder Avenue, Merrick;

WHEREAS, on September 9, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) reverse HUD style door removed and install one (1) door with lock and hasp, located at 1632 Maeder Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,063.10, the cost associated with the emergency services provided at 1632 Maeder Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,163.10 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES:

Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE AND ABOVE GROUND SWIMMING POOL, LOCATED ON THE WEST SIDE OF MERRICK AVENUE, 420 FEET SOUTH OF OLD MILL ROAD. SEC 55, BLOCK 1, AND LOT (S) 64, A/K/A 1402 MERRICK AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1402 Merrick Avenue, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 6, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty nine inch by eighty five inch (39" x 85") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty five inch by eighty nine inch (35" x 89") door secured with one half inch (1/2") four (4) ply plywood and one (1) thirty six inch by eighty inch (36" x 80") door secured with one half inch (1/2") four (4) ply plywood, located at 1402 Merrick Avenue, Merrick;

WHEREAS, on October 5, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have five (5) seventeen inch by thirty four inch (17" x 34") windows boarded with one half inch (1/2") four (4) ply plywood, four (4) two foot by four foot (2' x 4') HUD style windows boarded with one half inch (1/2") four (4) ply plywood, two (2) twenty four inch by thirty five inch (24" x 35") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty three inch by thirty six inch (33" x 36") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, four (4) twenty inch by forty eight inch (20" x 48") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, two (2) twenty eight inch by forty one inch (28" x 41") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) three foot by four foot (3' x 4') HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by thirty six inch (28" x 36") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by seventy nine inch (36" x 79") HUD style door boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty eight inch by eighty two inch (38" x 82") HUD style doors boarded with one half inch (1/2") four (4) ply plywood, install three (3) lock and hasps and have one (1) eighteen foot (18') round above ground pool dismantled and removed, located at 1402 Merrick Avenue, Merrick;

WHEREAS, on December 27, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to open and re-secure one (1) door for the tenant to get the cat out, located at 1402 Merrick Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,679.19, the cost associated with the emergency services provided at 1402 Merrick Avenue, Merrick, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,779.19 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #

3

NOES:

Case #

0542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE EAST SIDE OF 4<sup>TH</sup> STREET, 168 FEET SOUTH OF WAUKENA AVENUE. SEC 43, BLOCK 355, AND LOT (S) 41, A/K/A 3357 4<sup>TH</sup> STREET, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3357 4<sup>th</sup> Street, Oceanside, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 12, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install four (4) lock and hasps and have one (1) twelve inch by forty eight inch (12" x 48") exterior hole boarded, located at 3357 4<sup>th</sup> Street, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$300.80, the cost associated with the emergency services provided at 3357 4<sup>th</sup> Street, Oceanside, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$400.80 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

0542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY MASONRY FRAME RELIGIOUS USE BUILDING, LOCATED ON THE NORTH SIDE OF ANCHOR AVENUE, 300 FEET WEST OF LONG BEACH ROAD. SEC 43, BLOCK 376, AND LOT (S) 105, 204-205, A/K/A 50 ANCHOR AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 50 Anchor Avenue, Oceanside, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty five inch by fifty nine inch (35" x 59") window boarded with one half inch (1/2") four (4) ply plywood, located at 50 Anchor Avenue, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 50 Anchor Avenue, Oceanside, New York

WHEREAS, an additional charge of \$200.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$380.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH OF FAIRVIEW AVENUE, 329 FEET WEST OF OCEANSIDE ROAD. SEC 38, BLOCK 364, AND LOT (S) 244-245, A/K/A 126 FAIRVIEW AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 126 Fairview Avenue, Oceanside, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 28, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty inch by eighty five inch (40" x 85") door secured with one half inch (1/2") four (4) ply plywood and one (1) thirty two inch by eighty four inch (32" x 84") door secured with one half inch (1/2") four (4) ply plywood, located at 126 Fairview Avenue, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 126 Fairview Avenue, Oceanside, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE WEST SIDE OF CHARLES STREET, 202 FEET NORTH OF DEBEVOISE AVENUE. SEC 55, BLOCK 422, AND LOT (S) 171, A/K/A 23 CHARLES STREET, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 23 Charles Street, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 8, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty six inch by eighty two inch (36" x 82") HUD style barricade door wall built with two inch by four inch by seven foot (2" x 4" x 7') studs and boarded with one half inch (1/2") four (4) ply plywood, located at 23 Charles Street, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 23 Charles Street, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES:

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTH SIDE OF DAWES AVENUE, 212 FEET EAST OF NASSAU ROAD. SEC 55, BLOCK 336, AND LOT (S) 14-15, A/K/A 39 DAWES AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 39 Dawes Avenue, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 28, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to open and re-secure one (1) door for the inspector and tenant for the tenant to get mattress and belongings out, located at 39 Dawes Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 39 Dawes Avenue, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY SPLIT LEVEL WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR BASEMENT GARAGE, LOCATED ON THE NORTHWEST SIDE OF EAST PENNYWOOD AVENUE, 202 FEET NORTH OF MEYER STREET. SEC 55, BLOCK 557, AND LOT (S) 32, A/K/A 209 EAST PENNYWOOD AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 209 East Pennywood Avenue, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 6, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty inch by eighty three inch (40" x 83") HUD style barricade door wall built with two inch by four inch by seven foot (2" x 4" x 7') studs and boarded with one half inch (1/2") four (4) ply plywood, located at 209 East Pennywood Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 209 East Pennywood Avenue, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: #

3

NOES: Case #

0542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTH SIDE OF FREDERICK AVENUE, 63 FEET WEST OF SCHERER PLACE. SEC 55, BLOCK 476, AND LOT (S) 8, A/K/A 9 FREDERICK AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 9 Frederick Avenue, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 31, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have six (6) thirty four inch by fifty three inch (34" x 53") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty seven inch by thirty eight inch (27" x 38") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty five inch by fifty two inch (35" x 52") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty one inch by thirty nine inch (31" x 39") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty two inch (39" x 82") HUD style door boarded with one half inch (1/2") four (4) ply plywood and one (1) thirty four inch by eighty seven inch (34" x 87") HUD style door boarded with one half inch (1/2") four (4) ply plywood, located at 9 Frederick Avenue, Roosevelt;

WHEREAS, on November 2, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) eighty inch by ninety six inch (80" x 96") garage door framed with two inch by four inch by eight foot (2" x 4" x 8') and boarded with one half inch (1/2") four (4) ply plywood and two (2) thirty four inch by fifty two inch (34" x 52") HUD style windows boarded with one half inch (1/2") four (4) ply plywood, located at 9 Frederick Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$997.29, the cost associated with the emergency services provided at 9 Frederick Avenue, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,097.29 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: Item # 3

NOES: Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF IRVING PLACE, 100 FEET WEST OF IRVING PLACE. SEC 55, BLOCK 300, AND LOT (S) 193, A/K/A 14 IRVING PLACE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 14 Irving Place, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 29, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) four foot by eighty two inch (4' x 82") HUD style barricade door wall built with two inch by four inch by seven foot (2" x 4" x 7') studs and boarded with one half inch (1/2") four (4) ply plywood, located at 14 Irving Place, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 14 Irving Place, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:  
Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF MADISON AVENUE, 220 FEET EAST OF ST. FRANCIS AVENUE. SEC 55, BLOCK 286, AND LOT (S) 1484-1485, A/K/A 60 MADISON AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 60 Madison Avenue, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 12, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) fifteen inch by thirty four inch (15" x 34") window boarded with one half inch (1/2") four (4) ply plywood, one (1) eighteen inch by twenty five inch (18" x 25") window boarded with one half inch (1/2") four (4) ply plywood and one (1) thirty six inch by forty five inch (36" x 45") window boarded with one half inch (1/2") four (4) ply plywood, located at 60 Madison Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 60 Madison Avenue, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES#

3

NOES:  
Case#

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF MANSFIELD AVENUE, 51 FEET WEST OF ROSE AVENUE. SEC 55, BLOCK 559, AND LOT (S) 48, A/K/A 68 MANSFIELD AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 68 Mansfield Avenue, Roosevelt, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 19, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twenty inch by thirty three inch (20" x 33") window boarded with one half inch (1/2") four (4) ply plywood, located at 68 Mansfield Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 68 Mansfield Avenue, Roosevelt, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF ANNE DRIVE, 90 FEET WEST OF PAUL STREET. SEC 52, BLOCK 341, AND LOT (S) 2, A/K/A 3980 ANNE DRIVE, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3980 Anne Drive, Seaford, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have three (3) eight inch by twenty four inch (8" x 24") soffet bowets boarded, located at 3980 Anne Drive, Seaford;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 3980 Anne Drive, Seaford, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF DITMAS AVENUE, 121 FEET SOUTH OF COLERIDGE ROAD. SEC 50, BLOCK 452, AND LOT (S) 4, A/K/A 932 DITMAS AVENUE, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 932 Ditmas Avenue, Uniondale, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, have one (1) thirteen inch by thirty two inch (13" x 32") window boarded with one half inch (1/2") four (4) ply plywood and one (1) forty four inch by eighty four inch (44" x 84") door secured with one half inch (1/2") four (4) ply plywood, located at 932 Ditmas Avenue, Uniondale;

WHEREAS, on October 18, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) thirty five inch by forty eight inch (35" x 48") windows boarded with one half inch (1/2") four (4) ply plywood, two (2) four foot by four foot (4' x 4') windows boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty six inch by fifty three inch (36" x 53") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by fifty six inch (28" x 56") window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty two inch by sixty nine inch (52" x 69") window boarded with one half inch (1/2") four (4) ply plywood and one (1) seventy eight inch by eighty four inch (78" x 84") sliding glass door secured with one half inch (1/2") four (4) ply plywood, located at 932 Ditmas Avenue, Uniondale;

WHEREAS, on October 19, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) sliding glass door secured with one half inch (1/2") four (4) ply plywood, located at 932 Ditmas Avenue, Uniondale;

WHEREAS, on October 24, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) thirty six inch by fifty four inch (36" x 54") HUD style window boarded with one half inch (1/2") four (4) ply plywood, located at 932 Ditmas Avenue, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$971.84, the cost associated with the emergency services provided at 932 Ditmas Avenue, Uniondale, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,071.84 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3

NOES:

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE NORTH SIDE OF MIDWOOD STREET, 110 FEET EAST OF UNIONDALE AVENUE. SEC 50, BLOCK D02, AND LOT (S) 3, A/K/A 683 MIDWOOD STREET, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 683 Midwood Street, Uniondale, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 27, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) forty inch by eighty seven inch (40" x 87") door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty three inch by eighty three inch (33" x 83") door secured with one half inch (1/2") four (4) ply plywood and one (1) thirty six inch by eighty five inch (36" x 85") door secured with one half inch (1/2") four (4) ply plywood, located at 683 Midwood Street, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$206.20, the cost associated with the emergency services provided at 683 Midwood Street, Uniondale, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$306.20 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 3  
NOES:

Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY SPLIT LEVEL WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE, LOCATED ON THE SOUTH SIDE OF NORTHGATE COURT, 284 FEET WEST OF NORTHGATE COURT. SEC 55, BLOCK 532, AND LOT (S) 23, A/K/A 1078 NORTHGATE COURT, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1078 Northgate Court, Uniondale, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have two (2) forty inch by forty four inch (40" x 44") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by eighty two inch (36" x 82") door secured with one half inch (1/2") four (4) ply plywood, one (1) six foot by seven foot (6' x 7') sliding door secured with one half inch (1/2") four (4) ply plywood, one (1) thirty six inch by thirty eight inch (36" x 38") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty four inch by twenty four inch (24" x 24") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty eight inch by forty inch (28" x 40") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty four inch by one hundred sixteen inch (54" x 116") HUD style window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty nine inch by eighty two inch (39" x 82") reverse HUD style door boarded with one half inch (1/2") four (4) ply plywood, one (1) twelve foot by twelve foot (12' x 12') shed dismantled and removed and have six (6) yards of clean-up of fire and debris content, located at 1078 Northgate Court, Uniondale;

WHEREAS, on November 29, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) seventy one inch by eighty two inch (71" x 82") door secured with one half inch (1/2") four (4) ply plywood and one (1) forty inch by eighty four inch (40" x 84") door secured with one half inch (1/2") four (4) ply plywood, located at 1078 Northgate Court, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,235.76, the cost associated with the emergency services provided at 1078 Northgate Court, Uniondale, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,335.76 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: Item # 3

NOES: Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE EAST SIDE OF NORTHGATE DRIVE, 230 FEET SOUTH OF JERUSALEM AVENUE. SEC 55, BLOCK 532, AND LOT (S) 16, A/K/A 852 NORTHGATE DRIVE, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 852 Northgate Drive, Uniondale, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 6, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have three (3) twenty six inch by forty inch (26" x 40") windows boarded with one half inch (1/2") four (4) ply plywood, three (3) thirty four inch by fifty two inch (34" x 52") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) fifty inch by one hundred eleven inch (50" x 111") window boarded with one half inch (1/2") four (4) ply plywood, one (1) twenty five inch by seventy seven inch (25" x 77") window boarded with one half inch (1/2") four (4) ply plywood, two (2) thirty four inch by eighty two inch (34" x 82") doors secured with one half inch (1/2") four (4) ply plywood, install two (2) lock and hasps and install one (1) lock and chain, located at 852 Northgate Drive, Uniondale;

WHEREAS, on October 12, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twenty three inch by thirty five inch (23" x 35") window boarded with one half inch (1/2") four (4) ply plywood, located at 852 Northgate Drive, Uniondale;

WHEREAS, on November 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twenty one inch by thirty four inch (21" x 34") window boarded with one half inch (1/2") four (4) ply plywood, located at 852 Northgate Drive, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,051.21, the cost associated with the emergency services provided at 852 Northgate Drive, Uniondale, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,151.21 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES: 3  
Item # \_\_\_\_\_  
NOES: \_\_\_\_\_  
Case # 6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF RUXTON PLACE, 100 FEET NORTH OF BRAXTON STREET. SEC 50, BLOCK 19, AND LOT (S) 242-245, A/K/A 194 RUXTON PLACE, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 194 Ruxton Place, Uniondale, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was deemed to be unfit for human occupancy in Accordance with §101.2.7.4.3. of the New York Property Maintenance Code; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on September 16, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have three (3) eighteen inch by thirty one inch (18" x 31") windows boarded with one half inch (1/2") four (4) ply plywood, one (1) sixteen inch by thirty one inch (16" x 31") window boarded with one half inch (1/2") four (4) ply plywood, one (1) thirty three inch by eighty one inch (33" x 81") door secured with one half inch (1/2") four (4) ply plywood and install two (2) lock and hasps, located at 194 Ruxton Place, Uniondale;

WHEREAS, on January 2, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) three foot by seven foot (3' x 7') door secured with one half inch (1/2") four (4) ply plywood, located at 194 Ruxton Place, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$431.62, the cost associated with the emergency services provided at 194 Ruxton Place, Uniondale, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$531.62 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

3

Item #  
NOES:

Case #

0542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE WEST SIDE OF BEVERLY ROAD, 237 FEET SOUTH OF MERRICK ROAD. SEC 63, BLOCK 195, AND LOT (S) 163-164, A/K/A 8 BEVERLY ROAD, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 8 Beverly Road, Wantagh, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 15, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install one (1) lock and hasps, located at 8 Beverly Road, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 8 Beverly Road, Wantagh, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES: 3  
Item #

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE AND SEMI-INGROUND SWIMMING POOL, LOCATED ON THE SOUTH SIDE OF CORNELIUS AVENUE, 96 FEET EAST OF VALENTINE PLACE. SEC 56, BLOCK 411, AND LOT (S) 408, A/K/A 1728 CORNELIUS AVENUE, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1728 Cornelius Avenue, Wantagh, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on December 22, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have four (4) workers taking two (2) days using eight (8) hours per day of general labor hours, rip and remove twenty eight (28) yards of existing trees and shrubs, rip and remove twenty two (22) yards of decking around semi-inground pool and debris, rip and remove ten (10) yards of existing semi-inground swimming pool and use fifty (50) yards to fill and compact swimming pool hole, located at 1728 Cornelius Avenue, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$6,404.00, the cost associated with the emergency services provided at 1728 Cornelius Avenue, Wantagh, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$6,504.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #  
NOES:

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE EAST SIDE OF DISC LANE, 504 FEET SOUTH OF DUCKPOND DRIVE NORTH. SEC 51, BLOCK 424, AND LOT (S) 33, A/K/A 25 DISC LANE, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 25 Disc Lane, Wantagh, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 4, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) nineteen inch by thirty inch (19" x 30") air conditioning hole boarded with one half inch (1/2") four (4) ply plywood, located at 25 Disc Lane, Wantagh;

WHEREAS, on December 31, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) seventy one inch by eighty two inch (71" x 82") door secured with one half inch (1/2") four (4) ply plywood and one (1) forty inch by eighty four inch (40" x 84") door secured with one half inch (1/2") four (4) ply plywood, located at 25 Disc Lane, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$384.04, the cost associated with the emergency services provided at 25 Disc Lane, Wantagh, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$484.04 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NO item #

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF DUCKPOND DRIVE NORTH, 2069 FEET WEST OF DRAGON LANE. SEC 51, BLOCK 425, AND LOT (S) 6, A/K/A 154 DUCKPOND DRIVE NORTH, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 154 Duckpond Drive North, Wantagh, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on January 27, 2017, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install two (2) lock and hasps, located at 154 Duckpond Drive North, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 154 Duckpond Drive North, Wantagh, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE WEST SIDE OF RIVERSIDE DRIVE, 699 FEET SOUTH OF BELLAIRE STREET. SEC 63, BLOCK 192, AND LOT (S) 972-973, A/K/A 2590 RIVERSIDE DRIVE, WANTAGH, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2590 Riverside Drive, Wantagh, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on November 23, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install one (1) lock and hasp, located at 2590 Riverside Drive, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 2590 Riverside Drive, Wantagh, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

3

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE AND ABOVE GROUND SWIMMING POOL, LOCATED ON THE EAST SIDE OF SYCAMORE STREET, 103 FEET SOUTH OF HEMPSTEAD AVENUE. SEC 35, BLOCK 383, AND LOT (S) 378, A/K/A 213 SYCAMORE STREET, WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 213 Sycamore Street, West Hempstead, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 240-2015; and

WHEREAS, on October 17, 2016, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to have one (1) twelve foot by twenty four foot (12' x 24') above ground swimming pool dismantled and removed, located at 213 Sycamore Street, West Hempstead;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$180.00, the cost associated with the emergency services provided at 213 Sycamore Street, West Hempstead, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$280.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

AYES: 3

NOES:

Case # 6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE WEST SIDE OF CAMERON STREET, 302 FEET SOUTH OF E STREET. SEC 32, BLOCK 546, AND LOT(S) 119, A/K/A 544 CAMERON STREET, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 544 Cameron Street, Elmont, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 1772-2016 adopted November 29, 2016; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on January 5, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 544 Cameron Street, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,870.00, the cost associated with the emergency services provided at 544 Cameron Street, Elmont, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,970.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

4

Case #

6542



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE WEST SIDE OF NEPTUNE AVENUE, 591 FEET NORTH OF WAUKENA AVENUE. SEC 54, BLOCK 410, AND LOT(S) 66, A/K/A 3258 NEPTUNE AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 3258 Neptune Avenue, Oceanside, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 1774-2016 adopted November 29, 2016; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on January 4, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 3258 Neptune Avenue, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,440.00, the cost associated with the emergency services provided at 3258 Neptune Avenue, Oceanside, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,540.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

4

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO THE DEMOLITION AND REMOVAL OF AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE WEST SIDE OF NEPTUNE AVENUE, 591 FEET NORTH OF WAUKENA AVENUE. SEC 54, BLOCK 410, AND LOT (S) 66, A/K/A 3258 NEPTUNE AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 3258 Neptune Avenue, Oceanside, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 1774-2016 adopted November 29, 2016; and

WHEREAS, the services of Unitech Services Group, Inc at 241-4 North Fehr Way in Bay Shore, New York, 11706, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 897-2015; and

WHEREAS, the Commissioner of the Department of Buildings directed Unitech Services Group, Inc. to perform an asbestos abatement on the unsafe structure, located at 3258 Neptune Avenue, Oceanside; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$15,060.00, the cost associated with the emergency services provided at 3258 Neptune Avenue, Oceanside, New York

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$15,160.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 4

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE FOUNDATION, LOCATED ON THE NORTH SIDE OF LINCOLN AVENUE, 230 FEET EAST OF JENNINGS AVENUE. SEC 35, BLOCK 423, AND LOT(S) 453-455, A/K/A 601 LINCOLN AVENUE, WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 601 Lincoln Avenue, West Hempstead, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate structural surveying of the premises and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of H2M Architects & Engineers, 538 Broad Hollow Road, Melville, New York, providing architectural and engineering work in connection with Chapter 90, as authorized by the Commissioner of the Department of Buildings, were approved by the Town Board under Resolution Number 448-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed the firm to provide professional architectural and engineering services for a site survey and report, regarding 601 Lincoln Avenue, West Hempstead; and

WHEREAS, on December 6, 2016, H2M Architects & Engineers performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$336.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$336.00, the cost associated with such services provided regarding 601 Lincoln Avenue, West Hempstead, New York.

WHEREAS, an additional charge of \$100.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this Resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$436.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

4

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AWARDED FORMAL BID NO. 6-2017 FOR THE DEMOLITION AND REMOVAL OF A ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE AND REMOVAL OF ALL LITTER AND DEBRIS FROM PREMISES, SAID PREMISES IS LOCATED ON THE NORTH SIDE OF HOFFMAN AVENUE, 40 FEET EAST OF 5<sup>TH</sup> STREET, SECTION 32, BLOCK 411 AND LOT (S) 2, A/K/A 2282 HOFFMAN AVENUE, ELMONT, TOWN OF HEMPSTEAD, NEW YORK, APPROVED BY TOWN BOARD RESOLUTION NO 116-2017, ADOPTED FEBRUARY 7, 2017, AUTHORIZING THE DEMOLITION AND REMOVAL OF A ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE AND REMOVAL OF ALL LITTER AND DEBRIS FROM THE SITE.

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of the Building Department, advertised a public bid for the demolition and removal of unsafe structures located at 2282 Hoffman Avenue, Elmont, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures"; and

WHEREAS, the following bids were received on April 5, 2017, and referred to the Building Department for review:

<u>No.</u>	<u>Name &amp; Address of Bidder</u>	<u>Bid Proposal Amount</u>
1.	B & A Commercial, Inc. 70 New Street Oceanside, New York 11572	\$66,019.00
2.	Russo Development Enterprises, Inc. 67 East Avenue Lawrence, New York 11559	\$117,777.00

WHEREAS, The Commissioner of the Building Department recommends said bid B & A Commercial, Inc., 70 New Street, Oceanside New York 11572, as in the best interest of the Town of Hempstead and;

WHEREAS, B & A Commercial, Inc., 70 New Street, Oceanside New York 11572, was selected on April 26, 2017.

NOW THEREFORE, BE IT

RESOLVED, that Formal Bid #6-2017 for the demolition and removal of the one and one half story wood frame one family dwelling with attached garage and removal of all litter and debris from premises, located on the North side of Hoffman Avenue, 40 feet East of 5<sup>th</sup> Street, Sec. 32, Block 411 and Lot(s) 2, A/K/A 2282 Hoffman Avenue, Elmont, Town of Hempstead, is hereby awarded to B & A Commercial, Inc., 70 New Street, Oceanside New York 11572 with payments to be made from Building Department Account #030-002-3620-4300, Unsafe Buildings.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

5

Case #

6542

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION ACCEPTING SPONSORSHIP  
FROM VARIOUS INSTITUTIONS FOR SUPPORT  
OF SENIOR CITIZENS' PROGRAMS OF THE  
DEPARTMENT OF SENIOR ENRICHMENT.

WHEREAS, the Town Of Hempstead provides educational,  
social, recreational, and cultural programs to the elderly within  
the Township: and

WHEREAS, the continuation and conduct of said senior  
citizens' programs is in the public interest; and

WHEREAS, various institutions have offered to make  
contributions for the purpose of funding said programs in the  
amount as follows:

EMPIRE BLUECROSS BLUESHIELD	
AMERIGROUP CORPORATION	\$ 300.00
FIDELIS CARE NEW YORK	\$ 300.00
HUMANA	\$ 500.00
CARECONNECT INSURANCE COMPANY, INC.	
NORTHSHORE-LIJ HEALTH PLAN, INC.	
NORTHWELL HEALTH	\$ 500.00

and, WHEREAS, pursuant to Section 64 (8) of the Town Law of the  
State of New York, the Town Board deems it to be in the public  
interest to accept the above-mentioned donations; and

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized  
and directed to accept funds donated by the afore-mentioned  
institutions in the amount listed above, to be deposited into the  
Code 010-004-6772-2705, Town General Fund Gifts and Donations  
Revenue Account.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item # 6  
Case # 13441

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution and moved its adoption.

RESOLUTION DECLARING INVENTORY EQUIPMENT  
OF THE DEPARTMENT OF OCCUPATIONAL RESOURCES,  
TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK,  
OBSOLETE AND AUTHORIZING THE DISPOSAL THEREOF.

WHEREAS, the Commissioner of the Department of Occupational Resources has advised this Board that certain inventory of equipment should be declared obsolete and disposed of, as such equipment is no longer economically serviceable for its original purpose; and

WHEREAS, the Commissioner of the Department of Occupational Resources further advises this Board that she believes that this inventory of equipment has no value either as equipment to be used for other purposes or as salvage, and has indicated that the following equipment has been so judged:

	<u>Item</u>	<u>Serial #</u>
4	Hewlett Packard LaserJet 400 Printers	USMB02208 USBNK44053 USMB022608 USMB022269
1	Hewlett Packard DeskJet 600	US5CVJC05H
1	Hewlett Packard 5 Printer	H7F227809
1	Hewlett Packard 4 Printer	JPGK131784
12	Hewlett Packard 1100 Printers	USLF103286 USLE104504 USLD105157 USLE0855301 USLD086155 USLE085272 USLE085277 USLF083856 USDLD086151 USLF103239 USLE085274 USLG083309
7	Dell Optiplex750 Computers	FX8MJFL 47X45H1 36X45H1 B5X45H1 HV025K1 5X025K1 SW025K1
1	Dell Poweredge 1800 Server	D34 GV91
2	Meco Folding Chairs	--
3	Jasper Desk Chairs	--
2	Sharp Calculators	QS-Z770A QD017973
1	3M Overhead Projector	2D017953
4	Meco Typing Tables	--
1	Panasonic AG550 TV/VCR	J9AA20196

Item # 7  
Case # 28620

	<u>Item</u>	<u>Serial #</u>
1	Parker Computer Table	-
17	Dell Optiplex 380 Computers	7HF25L1 FDJ4JM1 FDJ6LMI FDK1LM1 FDKOLMI FDJ3LM1 FDJMKM1 34XTHD1 5Y8MJF1 1X025K1 JV025K1 CH25L1 FW025K1 7HF25L1 4HF25L1 CW025K1 3X025K1

NOW THEREFORE, BE IT

RESOLVED, that the above described inventory of equipment is hereby declared obsolete in its primary function in the Department of Occupational Resources and should be disposed of.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

**RESOLUTION ACCEPTING BID AND AWARDING  
THE CONTRACT FOR THE NEW BALL FIELD LIGHTING  
AT CHERRY VALLEY PARK,  
GARDEN CITY, NY, PW #8-16**

WHEREAS, the Commissioner of General Services, on behalf of the Department of Parks and Recreation, advertised for bids for the New Ball Field Lighting at Cherry Valley Park, Garden City, NY, PW #8-16; and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on March 24<sup>th</sup>, 2017 at 11 o'clock in the forenoon; and

WHEREAS, the following bids were received and referred to the Commissioner of the Department of Parks and Recreation for examination and report:

<u>Contractors</u>	<u>Total Bid</u>
Anker's Electric Service, Inc. 10 South 5 <sup>th</sup> Street, PO Box 378 Locust Valley, NY 11560	\$193,074.00
Welsbach Electric 300 New Town Road Plainview, NY 11803	\$224,400.00
Palace Electric 3558 Park Ave. Wantagh, NY 11793	\$241,000.00

and

WHEREAS, the Commissioner of the Department of Parks and Recreation has reported that the lowest bid was received from Anker's Electric Service, Inc., 10 South 5<sup>th</sup> Street, Po Box 378, Locust Valley, NY 11803, in the sum of \$193,074.00 and has recommended acceptance of said bid to the Town Board and it appears that said bidder is duly qualified:

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Anker's Electric Service, Inc. in connection with the New Ball Field lighting at Cherry Valley Park, Garden City, NY, in the amount of \$193,074.00 be accepted subject to the execution of a contract by it; and

BE IT FURTHER

RESOLVED, that upon execution of the contract by the successful bidder and the submission of the required performance bond and insurance and the approval thereof by the Town Attorney, the Commissioner of the Department of Parks and Recreation be and hereby is authorized to execute the said contract on behalf of the Town of Hempstead, and

Item #           9          

Case #           16905



BE IT FURTHER

RESOLVED, that the bidder's performance bond and insurance when approved by the Town Attorney as to form, be filed in the Town Clerk's office with the contract; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to make payments under the contract executed by the successful bidder from account numbers as follows:

\$100,000.00 from account number 404-007-0404-3010; and  
\$93,074.00 from account number 8601-509-8601-5010

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF INFORMATION AND TECHNOLOGY TO ENTER INTO AN AGREEMENT WITH S3 LLC FOR MAINTENANCE ON ONE XEROX WORK CENTRE MODEL 7845PT2 PRINTER USED IN TOWN BOARD.

WHEREAS, S3 LLC, 516 Cherry Lane, Floral Park, NY 11001, has submitted a proposal for maintenance for one Xerox Work Centre Model 7845PT2 printer to the Information & Technology Department; and

WHEREAS, the terms of the agreement will cover one Xerox Work Centre Model 7845PT2 printer for a fee of \$266.00 per month for a total of \$3,192.00 for a one year period beginning July 1, 2016 and ending on June 30, 2017; and

WHEREAS, the Commissioner of Information & Technology Department deems the agreement to be in the best interest of the Town Of Hempstead and to be fair and reasonable; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Information and Technology be hereby is authorized to accept the aforesaid proposal submitted by S3 LLC, 516 Cherry Lane Floral Park, NY 10001 for a fee for \$266.00 per month for a one year period from the Information & Technology account 010-001-1680-4030 for the total amount of \$3,192.00

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

9

Case #

29339

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following

resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF INFORMATION AND TECHNOLOGY TO ACCEPT A MAINTENANCE PROPOSAL WITH CINCINNATI TIME RECORDER, INC. FOR ATTENDANCE ENTERPRISE FOR A TWO YEAR PERIOD OF MAINTENANCE.

WHEREAS, the Commissioner of Information and Technology requested a quote for maintenance for Attendance Enterprise for a period of two years, beginning on July, 1, 2016 and ending on June 30, 2018; and

WHEREAS, Cincinnati Time Recorder, Inc. is an exclusive InfroTronics distributor for Attendance Enterprise; and

WHEREAS, the terms of this proposal will cover the maintenance for Attendance Enterprise used throughout the Town Of Hempstead, and

WHEREAS, the Commissioner of the Information and Technology Department deems the proposal to be in the best interest of the Town of Hempstead and to be fair and reasonable; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Information and Technology be hereby is authorized to accept the aforesaid proposal submitted by Cincinnati Time Recorder, Inc., 907 Broadway, New York, NY 10010 and to make one payment from the Department of Information and Technology account 010-001-1680-4030 in the amount of \$40,638.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

10

Case #

14301

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved  
its adoption.

RESOLUTION AUTHORIZING ACCEPTANCE OF A  
PROPOSAL FROM JIVASOFT CORPORATION FOR A  
SUPPORT AND UPGRADE SUBSCRIPTION FOR THE  
DEPARTMENT OF PUBLIC SAFETY ON DUTY SCHEDULING  
SOFTWARE.

WHEREAS, the Town of Hempstead Department of Public Safety has  
purchased and installed On Duty Scheduling Software on Department of  
Public Safety computer workstations, and

WHEREAS, Jivasoft Corporation offers a Support and Upgrade  
Subscription for 20% of the original purchase price of the software per year  
for the Department of Public Safety's On Duty Scheduling Software for the  
period of one (1) year from May 10, 2017 to May 9, 2018. Coverage will  
include technical support and upgrades; and the one (1) year fee for this  
Support and Upgrade Subscription is \$900.00; and

WHEREAS, the Commissioner of the Department of Public Safety  
deems such agreement reasonable and in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Safety be and hereby is  
authorized to accept the aforesaid proposal submitted by Jivasoft  
Corporation, P. O. Box 780632, San Antonio, Texas, 78278, and to make  
payment from the Department of Public Safety Maintenance of Equipment  
Account 010-002-3120-4030 in the amount of \$900.00 for the renewal period.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 11

Case # 13671

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption.

RESOLUTION AUTHORIZING ACCEPTANCE OF A PROPOSAL FROM TIBURON, INC., A TRITECH SOFTWARE SYSTEMS COMPANY, TO PROVIDE A SOFTWARE SUPPORT AND MAINTENANCE CONTRACT FOR THE DEPARTMENT'S REPORT MANAGEMENT SYSTEM.

WHEREAS, the Town of Hempstead Department of Public Safety has instituted a Report Management System for recording and managing all Department reports and related photos and documents, and

WHEREAS, Tiburon Inc., a Tritech Software Systems Company, in a proposal has offered to provide a Software Support and Maintenance Contract for the Department of Public Safety's Report Management System for the period of one (1) year from May 1, 2017 through April 30, 2018; and the fee for this Support and Maintenance Contract is \$17,365; and

WHEREAS, the Commissioner of the Department of Public Safety deems such agreement reasonable and in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Safety be and hereby is authorized to accept the aforesaid proposal submitted by Tiburon Inc., 9477 Waples Street, Suite 100, San Diego, California, 92121 and to make payment from the Department of Public Safety Maintenance of Equipment Account 010-002-3120-4030 in the amount of \$17,365.00 for the renewal period.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

13671

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING ACCEPTANCE OF  
PURCHASE CONTRACT#: 32-2017-YEARLY REQUIREMENTS FOR:  
EXTERMINATING SERVICES**

WHEREAS, the Director of Finance, Office of the Comptroller, on behalf of various Town Departments and installations advertised for the yearly requirements for: Exterminating Services, and

WHEREAS, said bids were received from the following vendors:

- a) Extermitech Pest Control co., Inc., 33 East Main Street, East Islip, N.Y. 11730
- b) Flash Exterminating, Inc., 164 Maujer Street, Brooklyn, N.Y. 11206
- c) A-Expert Extermination Co., 1782 Coney Island Avenue, Brooklyn, N.Y. 11230,

and

WHEREAS, said bid responses were received and opened on Wednesday, April 5, 2017 revealing the following information:

**EXTERMINATING SERVICES**

GROUP I	EXTERMITECH	FLASH	A. EXPERT
<b>PARKS &amp; RECREATION (AS NEED BASIS)</b>			
ALL PARK LOCATION BUILDINGS	\$ 45.00	\$ 90.00	\$ 195.00
<b>COST FOR ADDITIONAL SERVICES</b>			
RAT BAIT BOX & MONITORING	\$ 16.00	\$ 20.00	\$ 10.00
RABAIT RAT BAIT BOX	\$ 7.00	\$ 10.00	\$ 3.00
REMOVAL OF BEE HIVE	\$ 80.00	\$ 90.00	\$ 65.00
REMOVAL OF WASP HIVE	\$ 80.00	\$ 90.00	\$ 65.00
REMOVAL OF HORNET NEST	\$ 80.00	\$ 90.00	\$ 65.00
<b>COST PER SERVICE</b>			
PLANNING & ECONOMIC DEVELOPMENT	\$ 25.00	\$ 80.00	\$ 150.00
WATER DEPT. (LIDO PLANT)	\$ 15.50	\$ 80.00	\$ 150.00
WATER DEPT. (EM ADMIN. BLDG.)	\$ 15.50	\$ 80.00	\$ 150.00
WATER DEPT. (EM OP. & MAINT. BLDG.)	\$ 15.50	\$ 80.00	\$ 150.00
WATER DEPT. (LIDO COTTAGE)	\$ 15.50	\$ 80.00	\$ 150.00
HIGHWAY DEPT. (ROOSEVELT)	\$ 14.00	\$ 80.00	\$ 150.00
HIGHWAY DEPT. (FRANKLIN SQ.)	\$ 14.00	\$ 80.00	\$ 150.00
INWOOD GARAGE	\$ 14.00	\$ 80.00	\$ 150.00
CONS. & WATER (INWOOD MARINA)	\$ 14.00	\$ 80.00	\$ 150.00
CONS. & WATER (EAST MARINA & ADMIN.)	\$ 90.00	\$ 80.00	\$ 150.00
CONS. & WATER (FREEPORT MAINT. BLDG.)	\$ 14.00	\$ 80.00	\$ 150.00
CONS. & WATER (WEST MARINA)	\$ 90.00	\$ 80.00	\$ 150.00
<b>GRAND TOTAL</b>	<b>\$ 645.00</b>	<b>\$ 1,150.00</b>	<b>2,353.00</b>

Item # 13  
Case # 14672

	EXTERMITECH	FLASH	A. EXPERT
<b>COST FOR ADDITIONAL SERVICES</b>			
RAT BAIT BOX & MONITORING	\$ 16.00	\$ 20.00	\$ 10.00
RABAIT RAT BAIT BOX	\$ 7.00	\$ 10.00	\$ 3.00
REMOVAL OF BEE HIVE	\$ 80.00	\$ 90.00	\$ 65.00
REMOVAL OF WASP HIVE	\$ 80.00	\$ 90.00	\$ 65.00
REMOVAL OF HORNET NEST	\$ 80.00	\$ 90.00	\$ 65.00
<b>TERMS:</b>		10%	

NOW, THEREFORE, BE IT

RESOLVED, That Purchase Contract #: 32-2017, for the Yearly Requirements For: Exterminating Services, be and is hereby awarded to: Extermitech Pest Control co., Inc., 33 East Main Street, East Islip, N.Y. 11730,

And, BE IT FURTHER

RESOLVED, that payments due and owing in conjunction with the services provided under this contract be made and paid out of the appropriate accounts of those departments receiving those services provided.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \*

Adopted:

offered the following resolution and moved for its adoption as follows:

RESOLUTION ACCEPTING A SERVICE AGREEMENT FROM FULL SPECTRUM CONTRACTING INC., FOR THE MAINTENANCE OF THREE POOLS - NEWBRIDGE ROAD POOL, OCEANSIDE POOL, AND VETERANS MEMORIAL POOL, FROM APRIL 1, 2017 THROUGH OCTOBER 1, 2017.

WHEREAS, Full Spectrum Contracting Inc., 90 High Street, Huntington NY, 11743, has submitted an agreement for the service of DDE Filtration Systems for three pools in the Department of Parks and Recreation; and

WHEREAS, this service is necessary for the operation of these pools during the summer season; and

WHEREAS, Full Spectrum Contracting Inc will be responsible for such services as follows:

- Start up & check all DDE systems prior to season start
- Archive & reinitialize software before season start up
- Test remote field sensors
- Install new sonic heads as necessary
- Check al sonic tubes, replace as necessary
- Replace printer ribbons if needed
- Remote supervision of pools on a daily basis
- 24 hour/7 days a week pager trouble notification monitoring
- Testing UPS batteries, replace as necessary
- Shutdown & mothball of DDE systems at seasons end

WHEREAS, the cost of said Service Agreement is \$8796.00 from April 1, 2017 through October 1, 2017.

All parts & materials will be charged separately at cost + 10%. A maximum cost per site per year will be \$4,000.00 if needed.

NOW, THEREFORE, BE IT

RESOLVED, that the service contract submitted by Full Spectrum Contracting, Inc. for the service of DDE Filtration Systems at Newbridge, Oceanside, and Veterans Memorial Pools be accepted; and

BE IT FURTHER

RESOLVED, that the Commissioner of the department of Parks & Recreation be and is hereby authorized to accept such agreement and that the services be charged against Parks and Recreation Code 400-007-7110- 4720 - Pool Maintenance - amount not to exceed \$20,796.00 from April 1, 2017 through October 1, 2017.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 14

Case # 24883



CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING ACCEPTANCE OF AN EXTENDED WARRANTY & SUPPORT AGREEMENT FROM KEYPER SYSTEMS FOR THE DEPARTMENT OF WATER'S KEYPER KEY CONTROL SYSTEM.**

WHEREAS, the Town of Hempstead Department of Water is now using a Keyper Key Control System for Vehicle Asset Management designed and implemented by Keyper Systems; and

WHEREAS, Keyper Systems has offered to provide extended warranty & support as stated in their agreement for the Department's Keyper Key Control System at a charge of \$899.00 for a period of 12 months commencing upon adoption; and

WHEREAS, the Commissioner of the Department of Water deems such an agreement reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Water hereby is authorized on behalf of the Department of Water to enter into an agreement for extended warranty & support for the Department of Water's Keyper Key Control System submitted by Keyper Systems, 5679 Harrisburg Industrial Park Dr., Harrisburg, NC 28075, and to make payment of \$899.00 from Department of Water account 500-006-8310-4030, Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item # 15

Case # 22356

# KEYper Systems: Extended Warranty & Support | 2017

KEYper Systems: Americas Premier Key Management Systems is known for providing the best Customer Care and Support in the industry. Listed below are three package offerings to choose from that will help our Customer Care team better take care of your organization and your equipment.

## Extended Warranty & Support Agreement Packages

### Standard Support Package\*

- Telephone Support
- Web Based Support
- Software Updates for Current Version
- 2 Online Training Sessions

### Premier Warranty Package\*

- Standard Package
- System Hardware
  - o Excludes the following
    - Apple iPad
    - Dell PC's, IEI Touch PC's, Elo Touchscreens, Tangent PC's
    - Zebra Printers & Datamax Printers
- Outbound & Inbound Shipping and Handling Charges (Ground Shipping Only)

### Premier Plus Warranty Package\*

- Premier Package
- System Hardware
  - o Excludes the following
    - Apple iPad
    - Tangent PC's
- Outbound & Inbound Shipping and Handling Charges (Express Shipping)

### Non-Warranty Rates

- Technical Support \$125.00/hr (1 hour Minimum)
- Replacement Parts charges quoted on as needed basis

**APPROVED**  
By [Signature] Date 4/20/17  
**KEVIN R. CONROY, CPA**  
**TOWN COMPTROLLER**

Standard Package Cost	Premier Package Cost	Premier Plus Package
\$ 499	\$ 899	\$ 1499

Package Selection ( Check One )     Standard     Premier     Premier Plus     Declined

Company Name Town of Hempstead

Print Name John L. Reinhardt    Position Commissioner

Signature \_\_\_\_\_    Date April 14, 2017

- Does Not include onsite service visits
- Does Not include costs incurred from 3<sup>rd</sup> party DMS providers
- Does Not include Hardware Updates if needed
- Apple iPad compliant w/ GML 103 services accessed directly through Apple.
- Defective Parts must be returned for evaluation
- Prices are compliant w/ TOH Guidelines
- Does not include Windows XP computer not subject to GML or Guidelines

[Signature]  
Director of Purchasing

**APPROVED AS TO CONTENT**

[Signature]  
**COMMISSIONER**  
**WATER DEPARTMENT**  
DATE 4/17/17

**APPROVED AS TO FORM**  
[Signature]  
**SENIOR DEPUTY TOWN ATTORNEY**  
DATE 4/18/17

**WARNING: Tampering with the KEYper® Systems Electronic Key System will void all warranties. Modifications to the original product will shift all liability away from KEYper® Systems to the owner/operator**

Subject to the terms and conditions contained in this Agreement, KEYper® Systems agrees to provide Customer the enclosed Extended Warranty & Support Agreement. This agreement is non-transferable and specifically for the KEYper® Key Control System at the location set forth below:

Standard Maintenance Services do not include (i) maintenance or support of hardware not delivered by KEYper® Systems, such as, but not limited to; computers, printers, etc., (ii) re-training or on-site support, (iii) maintenance of the PC hardware, or (iv) hardware modifications or upgrades. See Section 3 of the terms and conditions for information about other available on-site support and training.

## TERMS AND CONDITIONS

**1. Scope of Agreement:** During the terms of this agreement, KEYper® Systems agrees to provide standard depot maintenance service as described in "Additional Services" below for those components listed in this Agreement and such Additional Services described in Section 3 below as ordered by Customer.

**2. Standard Depot Maintenance:** The standard depot maintenance, shall be provided as follows:

- a. Customer shall initially contact the KEYper® Systems support desk.
- b. Providing customer is in good credit standing, if the problem is not fixed or otherwise resolved via telephone or internet (eBlvd), KEYper® Systems will promptly ship to Customer a replacement for the defective component. Such replacement shipment will be accompanied with a prepaid return shipping label, the defective component must be returned to KEYper Systems for evaluation within 15 working days of receipt of the replacement shipment. **Exception- Should KEYper® Systems determine that the returned part(s) failure is due to visible signs of damage - KEYper® Systems will not issue credit.**

**3. Warranty Term:** The term of the extended warranty shall be for 12 months beginning once payment is received.

## ADDITIONAL SERVICES AVAILABLE

**1.a. On-Site Support.** KEYper® Systems, upon request from Customer, will provide Customer a quotation for On-Site Support, at a mutually agreed time. Customer agrees to pay KEYper® Systems at KEYper Systems' standard rates therefore all costs associated with the provision of on-site support, including charges for (i) KEYper® Systems' personnel, (ii) charges for travel, lodging and miscellaneous expenses, and (iii) any taxes applicable thereto by signing and returning said quote.

**b. Training.** Upon request from Customer, KEYper Systems will provide Training at a mutually agreed time at the office of KEYper Systems, unless KEYper Systems agrees to conduct the Training elsewhere. Customer agrees to pay KEYper Systems all costs associated with this Training, including (i) charges for KEYper® Systems personnel, which may include a surcharge for training conducted at Customer's location, (ii) charges for travel, lodging and

miscellaneous expenses, and (iii) any taxes applicable thereto by signing and returning said quote.

## 2. Fees and Charges.

**a. Warranty & Support Fees.** All fees and taxes are due and payable from the customer to KEYper Systems for the entire term of the agreement even should customer discontinue support services prior to the end of the term of this agreement. The term of this agreement shall be for the term indicated in this agreement from the date when the existing warranty has expired. Following the expiration of the original term, Customer shall be granted the option to purchase an Extension Term. If the agreement lapses for any length of time, purchase of an Extension Term is subject to the terms of subsection 2 (b) regarding Warranty Lapse.

**b. Warranty Lapse.** Customer understands that if Customer lets their warranty lapse and then wishes to resume a warranty & support agreement, such resumption is dependent upon the System passing inspection by KEYper Systems. Systems that have been expired for more than 90 Days are subject to a reactivation fee of \$250.00 Per System.

## 3. Obligations of Customer

**a. Customer Contact.** Customer shall notify KEYper Systems of Customer's designated Key System Administrator and an Alternate Contact. To the maximum extent practicable, Customer's communications with KEYper Systems will be through the Customer's Key System Administrator.

**b. Installation.** Customer agrees to promptly install all corrections of substantial defects, minor bug fixes and updates, including any enhancements, for the System in accordance with the instructions and in order of receipt from KEYper systems.

**c. Facility and Personnel Access.** Customer agrees to grant KEYper Systems access to Customer's facilities and personnel concerned with the operation of the System to enable KEYper® Systems to provide services.

**d. No Modification of System.** Customer agrees not to relocate the System or any part of the System, modify, enhance or otherwise alter the System, unless and only to the extent specifically authorized by KEYper Systems. This includes, but is not limited to, the installation or operation of any software not directly tied to the use or maintenance of the KEYper Systems software, or the reconfiguration of the operating system software.

**e. Error Documentation.** Upon detection of any error in the System, Customer, as requested by KEYper Systems, agrees to provide KEYper Systems a listing of output and any other data, including databases and backup systems, that KEYper Systems reasonably may request in order to reproduce operating conditions similar to those present when the error occurred.

**f. Internet Connection.** In order to facilitate web based remote software support, Customer must provide an "always on" or "broadband" Internet connection to the System. In the event the connection is removed or otherwise non-functional, KEYper Systems is limited in its obligations to telephonic software support.

**g. Web Surfing.** The Key system controller (PC) is not to be used for web surfing, or any purpose other than key control. Additional cost will be incurred if the cause for failure is related to such unauthorized use.

**h. System Hardware.** Customer acknowledges and assumes responsibility to replace hardware should System Upgrade warrant updating hardware in compliance with system requirements for new upgraded software.

#### 4. Ownership

Customer acknowledges that KEYper Systems owns all propriety rights, including patent, patent pending, copyright, trade secret and other proprietary rights, in and to the System and any correction, bug fixes, features, enhancements, updates or other modifications, including custom modifications, to the System.

#### 5. Termination

KEYper Systems shall have the right to terminate this agreement and all services provided pursuant to this Agreement if Customer or its employees or agents violate any provision of this Agreement and Customer fails to cure such violation within five (5) days after receipt of written notice from KEYper Systems.

#### 6. General Provisions

**a. Notices.** All notices under this Agreement are to be sent by registered mail to the address of such party set forth on the first page of this Agreement or to any other addresses the parties may designate.

**b. Assignment.** Customer will not assign or sublicense, in whole or in part, any of its rights or obligations under this Agreement without the prior written consent of KEYper Systems, which consent shall not be unreasonably withheld. KEYper Systems has the right to assign its rights under this contract without consent of the customer.

**c. Waiver.** The waiver or failure of KEYper Systems to exercise in any respect any right provided for in this Agreement shall not be deemed a waiver of any further right under this Agreement. If any provision of this Agreement is invalid, illegal or unenforceable under any applicable statute or rule of law, it is to that extent to be deemed omitted. The remainder of the Agreement shall be valid and enforceable to the maximum extent possible.

**d. Governing Law.** This Agreement is to be construed in accordance with the law of the State of North Carolina.

**e. Arbitration.** The parties shall settle any controversy arising out of this Agreement by arbitration in Cabarrus

County, state of North Carolina, in accordance with the rules of the American Arbitration Association. The parties shall agree upon a single arbitrator or, if the parties cannot agree upon an arbitrator within thirty (30) days, then the parties agree that a single arbitrator shall be appointed by the American Arbitration Association. The arbitrator may award attorney's fees and cost as part of the award. The award of the arbitrator shall be binding and may be entered as a judgment in any court of competent jurisdiction.

**f. Limitations.** No arbitration or other action under this Agreement, unless involving death or personal injury, may be brought by either party against the other more than one (1) year after the cause of action arises. Neither party shall be liable to the other for lost profits or indirect, special or consequential damages arising g.out of this Agreement, even if the party has been notified of the possibility of such damages. Under no circumstances will liability exceed the amounts paid by Customer to KEYper Systems under this Agreement.

**h. Complete Agreement; Amendment.** This Agreement is the entire understanding of the parties with respect to the subject matter of this Agreement. Any amendment to this Agreement must be in writing and signed by both parties. This Agreement is a fully integrated written instrument, which contains all of the terms of the Agreement between the Customer and KEYper Systems. This Agreement shall not be amended except in writing signed by Customer and KEYper Systems.

Case No.

Resolution No.

Adopted:

Offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND THE TOWNHOUSE APARTMENTS AT LIDO CONDOMINIUMS IN WHICH THE TOWN OF HEMPSTEAD WILL PROVIDE BEACH CLEANING SERVICES.

WHEREAS, the Town of Hempstead presently owns and maintains the strips of beachfront both to the west and east of the Townhouse property; and

WHEREAS, by adding the Townhouse beachfront to the daily cleaning schedule it would enhance the ability of the Department of Parks & Recreation to perform it's cleaning process through an uninterrupted mechanized operation; and

WHEREAS, the Townhouse has agreed to reimburse the Town of Hempstead at a rate of \$120.00 per day for each day of service, which represents the estimated cost of one operator and use of machinery for approximately one hour and a half, and

WHEREAS, the Townhouse Apartments at Lido Condominiums, has it's offices located at 750 - 112C Lido Blvd., Lido Beach, N.Y.; and

NOW, THEREFORE, BE IT

RESOLVED, that the Agreement between the Town of Hempstead and the Townhouse Apartments at Lido Condominiums is hereby authorized, and

BE IT FURTHER RESOLVED, that the Commissioner of the Department of Parks & Recreation be and is hereby authorized to execute the Agreement, and to deposit the revenue in the Department of Parks and Recreation account # 400-007-7110-2089.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

16

Case #

28705

## Memorandum of Agreement For Beach Cleaning Services supplied by the Town to The Townhouses at Lido

It is the intent of the Town of Hempstead, and its Department of Parks and Recreation, located at 200 N. Franklin Street, Hempstead, N.Y., 11550, (hereafter referred to as Town) to enter into an Agreement with the Townhouses at Lido (hereafter referred to as Townhouse) in which the Town of Hempstead Parks Department personnel will provide the necessary manpower and machinery to clean, that portion of the Townhouse property from the water line to the mean high tide mark.

The Town will provide these services for a fee of \$120.00 per day (based upon an estimated 1.5 hours of service) for approximately 106 days. The Town will provide said services during the period commencing Saturday, May 27th, 2017 and ending Monday, September 4th, 2017.

### Article One: Purpose & Term

Upon request from the President of the Board of managers for the Townhouses, the Town has agreed to provide the necessary manpower and machinery (when available) to clean that area of the Townhouse property, which is located between the water's edge and the mean high tide watermark for a fee. The Town has arrived at this decision because it has been determined that to afford such a service minimally impacts the operations of the Town.

In addition, the Town is presently cleaning both to the east and west of said property, and transverses said property on a regular basis. It was also determined that by cleaning this new section of beach that the Town will receive a benefit from a consistent and fluid cleaning process when operating its machinery.

The Commissioner of the Department of Parks & Recreation on an annual basis may extend this Agreement. Said extensions may incorporate modifications to this Agreement as deemed necessary by the Commissioner and agreed to by the Townhouse Board.

### Article Two: Services

The Town will provide on a daily basis, during the contract period, a tractor equipped with an operator that will tow a Barber Surf Rake. Said configuration will make as many passes as deemed necessary (to be completed in -a 1 to 2 hour period) by the operator and or the Town's Regional Supervisor for the beaches to provide a clean beach that is to the extent reasonably practical, consistent with the beaches both to the east and west of the Townhouse.

During any period that the Town's equipment may be inoperable, or at a time when the Town's personnel are unable to perform the above described service the Town will send in vehicles and alternate personnel to perform minimal hand cleaning. Said hand cleaning shall consist of the assigned personnel selecting and removing either by hand or rake trash, debris, and

flotsam.

It is expressly understood that the Town reserves the right of refusal to provide services to the Townhouse during any period that the Town determines that it requires its resources be utilized for its primary objective of serving the general public.

**Article Three: Fees**

Townhouse agrees to pay all fees associated with this Agreement to the Town on a timely basis, with time being of the essence.

The Town will bill the Townhouse on a 30-day cycle the amount \$120.00 per day for each day of service rendered. The Department of Parks and Recreation Purchasing Personnel will formulate a bill upon review of a log that will be maintained by the Department's Regional Supervisor for the beaches.

Said log shall reflect accurately the date of service rendered, and the type (i.e., By tractor, operator, and Barber Surf rake or other). In the event the Town is unable to provide service for any given day for whatever reason that may arise (i.e. natural disaster, inadequate personnel, or lack of sufficient equipment), then the log shall reflect no service and the Townhouse will not be billed for that specific period.

**Article Five: Insurance and Indemnity**

- A. The Townhouse shall procure and maintain at its own expense and without expense to the Town for the full term of this Agreement, insurance for damages imposed by law, of the kinds and in amounts hereinafter provided, issued by insurance companies authorized to do such business in the State of New York, covering all operations under the Agreement naming the Town as named insured. Before the Town commences the work, the Townhouse shall furnish to the Town certified copies of the original policies and such numbers of certificates of insurance in form satisfactory to the Town showing that the Townhouse has complied with this section, which certificates shall provide that the policies shall not be changed or cancelled until thirty (30) days written notice has been given to the Town.
- B. Insurance provided shall include general liability and property damage insurance in the amounts, as follows: bodily injury liability coverage of \$1,000,000.00 for each occurrence and in the aggregate and property damage of \$500,000.00 for each occurrence.
- C. The Townhouse shall defend, indemnify and hold harmless, the Town, its agents, servants and employees from any and all damages or claims whatsoever, occasioned by or caused to any person, partnership, association or corporation, or occasioned by or caused to any property arising out the performance of this Agreement or from any defective condition of the

materials furnished or supplied under this Agreement, provided however, that such indemnification shall not extend to any liability resulting from the sole negligence of the Town.

## Article Six: Special Conditions

It is also expressly understood that at all times Town employees shall take direction from Town personnel only, and that Townhouse representatives and or agents shall not interfere with Town operations and execution of this agreement.

In the event there is a significant increase in the amount of trash, debris and flotsam that may accumulate in the area of service by the Town due to unusual weather conditions the Town reserves the right to either refuse service, evaluate and charge additional fees based on estimates of increased service time (Fee shall be adjusted in multiples of \$120.00, which will be based on the increased number of hours necessary to complete task), or negotiate an additional fee with the Townhouse Board.

Said negotiation must be completed prior to any additional service, and will be conducted by phone and fax. The Commissioner and or his designee shall be authorized to engage in said negotiations with the Townhouse President and or his/her designee.

This provision shall in no way obligate the Town to clean or remove any item, substance, article of debris, or flotsam that the Town deems objectionable. This includes any environmentally sensitive materials such as oil drums, medical waste, and the like.

## Article Six: Termination

Both the Town of Hempstead and the Townhouse reserves the right to terminate this agreement at any time with or without cause.

In the event the Town determines that it may become necessary to terminate this agreement it may do so by stopping service, and sending a registered letter of such a decision to Elizabeth Kelly, 750-112c Lido Blvd., Lido, N.Y., 11561.

In the event that the Townhouse wishes to terminate this agreement it must give the Town adequate notice to schedule such termination of services. Such notice must be in writing received in the Offices of the Commissioner, 200 North Franklin St., Hempstead, N.Y., 11550 at least five (5) days prior to the desired termination date.


## Article Seven: Miscellaneous

This Agreement sets forth the entire agreement and understanding of the parties hereto in respect of the subject matter contained herein and supersedes all prior agreements, promises, understandings, letter of intent, covenants, arrangements, communications, representations, or warranties, whether oral or written, by any party hereto or by any related or unrelated party. This agreement may not be modified or amended except in writing signed by the party or parties' agent whom enforcement is sought.



IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals the day and year first written above.

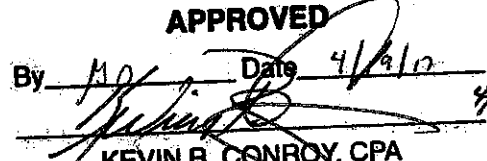
TOWNHOUSE AT LIDO

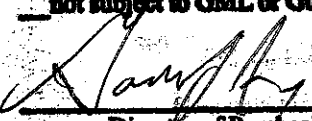
By   
Elizabeth Kelly,  
President

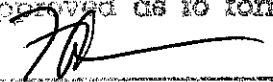
TOWN OF HEMPSTEAD

PARKS DEPARTMENT

By \_\_\_\_\_  
Michael J. Zappolo,  
Commissioner

**APPROVED**  
By  Date 4/19/17  
KEVIN R. CONROY, CPA  
TOWN COMPTRROLLER

compliant w/ GML 103  
 compliant w/ TOH Guidelines  
 not subject to GML or Guidelines  
  
Director of Purchasing

Approved as to form  
  
Deputy Town Attorney  
Dated 4/14/17

Case No.

Resolution No.

Adopted:

Offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND LIDO BEACH TOWERS CONDOMINIUM PURSUANT TO WHICH THE TOWN OF HEMPSTEAD WILL PROVIDE BEACH CLEANING SERVICES.

WHEREAS, the Town of Hempstead presently owns and maintains the strips of beachfront both to the west and east of the Lido Beach Towers property; and

WHEREAS, by adding the Lido Beach Towers beachfront to the cleaning schedule it would enhance the ability of the Department of Parks and Recreation to perform its cleaning process through an uninterrupted mechanized operation; and

WHEREAS, the Lido Beach Towers has agreed to reimburse the Town of Hempstead at a rate of \$120.00 per day for each day of service, which represents the estimated cost of one operator and use of machinery for approximately one hour and a half; and

WHEREAS, the Commissioner of the Department of Parks and Recreation, in consultation with the Town Attorney's office, prepared the terms of the proposed Agreement, subject to Town Board authorization and execution by the Commissioner; and

WHEREAS, the term of the proposed Agreement is to commence on May 27, 2017 and terminate on September 4, 2017.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Parks and Recreation be and he is hereby authorized to execute the Agreement with Lido Beach Towers Condominium for beach cleaning services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

16

Case #

28705

Memorandum of Agreement for Beach Cleaning Services  
supplied by the Town of Hempstead to the Lido Beach  
Towers Condominium

Agreement between the Town of Hempstead, acting through its Department of Parks and Recreation, located at 200 N. Franklin Street, Hempstead, N.Y., 11550, (hereafter collectively referred to as "Town") and the Board of Managers of the Lido Beach Towers Condominium as agent for and on behalf of all unit owners (hereinafter referred to as "Towers") under which the Town's Parks Department personnel will provide the necessary manpower and machinery to clean, on a daily basis, that portion of the Towers property from the water line to the mean high tide mark.

The Town will provide these services for a fee of \$120.00 per day (based upon an estimated 1.5 hours of service) for approximately 101 days. The Town will provide said services during the period contained between Saturday, May 27<sup>th</sup>, 2017 and Monday, September 4<sup>th</sup> 2017 both days included (the "Contract Period").

Article One: Purpose & Term

Upon request from the President of the Board of Managers for the Towers, the Town has agreed to provide the necessary manpower and machinery (when available) to clean that area of the Towers property, which is located between the water's edge and the mean high tide watermark for a fee. The Town has arrived at this decision because it has been determined that to afford such a service minimally impacts the operations of the Town since the Town is already cleaning its beach known as Town Park at Lido West which is located to the east of the Tower's Beach.

The term of this Agreement shall begin on Saturday, May 27<sup>th</sup>, 2017 and shall terminate on Monday September 4<sup>th</sup>, 2017.

The Commissioner on an annual basis may, in his or her sole discretion upon the request of the Towers, extend this Agreement for successive one (1) year terms not to exceed a total of five (5) years in the aggregate. Said extensions may incorporate modifications to this Agreement as deemed necessary by the Commissioner and agreed to by the Towers Board including, without limitation, to the amount of the daily fees charged.

Article Two: Services

The Town will provide on a daily basis, during the Contract Period referenced above, a tractor equipped with an operator that will tow a Barber Surf Rake. Said configuration will make as many passes as deemed necessary (to be completed in a 1 to 2 hour period) by the

operator and/or the Town's Regional Supervisor for the beaches to provide a clean beach that is, to the extent practically feasible under the circumstances, consistent with the beach to the east of the Towers' Beach.

During any period that the Town's equipment may be inoperable, or at a time when the Town's personnel are unable to perform the above described service the Town, in its sole discretion, may determine not to provide beach cleaning services to Towers.

Furthermore, it is expressly understood that the Town reserves the right of refusal to provide services to the Towers during any period that the Town determines that it requires its resources be utilized for its primary objective of serving the general public.

### Article Three: Fees

Towers agree to pay all fees associated with this Agreement to the Town on a timely basis, with time being of the essence.

The Town will bill the Towers on a 30-day cycle the amount \$120.00 per day for each day of service rendered. The Department of Parks and Recreation Purchasing Personnel will formulate a bill upon review of a log that will be maintained by the Department's Regional Supervisor for the beaches.

Said log shall reflect accurately the date of service rendered, and the type (i.e., by tractor, operator, and Barber Surf rake or other). In the event the Town is unable to provide service for any given day for whatever reason that may arise (i.e., natural disaster, inadequate personnel, or lack of sufficient equipment), then the log shall reflect no service and the basis for same and the Towers will not be billed for that specific period.

### Article Four: Insurance and Indemnity

- A. The Towers shall procure and maintain at its own expense and without expense to the Town for the full term of this Agreement, insurance for damages imposed by law, of the kinds and in amounts hereinafter provided, issued by insurance companies authorized to do such business in the State of New York, covering liabilities that may arise on the Towers property as outlined in the Agreement naming the Town as an "additional" insured. Before the Town commences the work, the Towers shall furnish to the Town with certificates of insurance in form satisfactory to the Town showing that the Towers has complied with this section, which certificates shall provide that the policies shall not be changed or cancelled until thirty (30) days written notice has been given to the Town.
- B. Insurance provided shall include general liability and property damage insurance in

Town of Hempstead and Lido Beach Towers Condominium  
Beach Cleaning Agreement

the amounts, as follows: bodily injury liability coverage of \$1,000,000.00 for each occurrence and in the aggregate and property damage of \$500,000.00 for each occurrence.

- C. To the fullest extent permitted by law, the Towers shall defend, indemnify and hold harmless, the Town, its agents, servants and employees from and against any and all liabilities, damages, claims, losses, costs, disbursements and expenses, including, but not limited to, reasonable attorneys' fees and expenses, of whatever kind and nature, occasioned by or caused to any person, partnership, association or corporation, or occasioned by or caused to any property directly or indirectly arising out the performance of this Agreement or from any defective condition of the materials furnished or supplied under this Agreement, except with respect to any liability arising out of or in connection with this Agreement caused by or resulting from the sole negligence of the Town.
- D. To the fullest extent permitted by law, the Town shall defend, indemnify and hold harmless, the Towers, its agents, servants and employees from and against any and all liabilities, damages, claims, losses, costs, disbursements and expenses, including but not limited to, reasonable attorneys' fees and expenses of whatever kind and nature arising out the performance under this Agreement or from any defective condition of the materials furnished or supplied by the Town under this Agreement except with respect to any liability arising out of or in connection with this Agreement caused by or resulting from the sole negligence of the Towers.
- E. The obligations contained in paragraphs C and D above shall not be construed to negate, abridge or otherwise reduce any other right or obligation of indemnity which would otherwise exist to any Party and shall survive expiration or termination of this Agreement.

### Article Five: Special Conditions

It is also expressly understood that at all times Town employees shall take direction from Town personnel only, and that Towers representatives and or agents shall not interfere with Town operations in conjunction with the Town's performance of this Agreement or otherwise.

In the event there is a significant increase in the amount of trash, debris and flotsam that may accumulate in the area of service by the Town due to unusual weather conditions the Town reserves the right to either refuse service, or evaluate and charge additional fees based on estimates of increased service time (Fee shall be adjusted in multiples of \$120.00, which will be based on the increased number of hours necessary to complete task), or negotiate an additional fee or service arrangement with the Towers Board.

Said negotiation must be completed prior to any additional service, and will be conducted by phone, fax, and/or email with a duly appointed person acting on behalf of each

Town of Hempstead and Lido Beach Towers Condominium  
Beach Cleaning Agreement

party. Such person shall be designated in writing by each party and no other party shall be authorized to negotiate on behalf of the parties except those noted. The Commissioner and/or his designee shall be initially authorized to engage in said negotiations with the Towers President and or his/her designee.

This provision shall in no way obligate the Town to clean or remove any item, substance, article of debris, or flotsam that the Town deems objectionable. This includes, without limitation, any environmentally sensitive materials such as oil drums, medical waste, and the like.

### Article Six: Termination

Both the Town of Hempstead and the Towers reserves the right to terminate this Agreement at any time with or without cause.

In the event the Town determines that it may become necessary to terminate this Agreement it may do so by stopping service, and sending a letter of such a decision to Ms. Shari Morse, Lido Towers Condominium, 2 Richmond Road, Lido Beach, N.Y. 11561 Such notice shall be provided, except in the event of emergency on not less than thirty (30) days' notice.

In the event that the Towers wish to terminate this Agreement it must give the Town adequate notice to schedule such termination of services. Such notice must be in writing received in the Offices of the Commissioner, 200 North Franklin St., Hempstead, N.Y., 11550 at least five (5) days prior to the desired termination date.

### Article Seven: Miscellaneous

- A. This Agreement may not be changed, modified or rescinded orally. Any change, modification or rescission shall be in writing, signed by the party against whom enforcement of any change, modification or rescission is sought.
- B. Any waiver of any of the provisions of this Agreement, or of any inaccuracy in or non-fulfillment of any of the representations, warranties, or obligations hereunder or contemplated hereby, shall not be effective unless made in writing signed by the party against whom the enforcement of any such waiver is sought. Any term or provision set forth in this Agreement may be waived at any time by the party entitled to the benefit thereof by a written instrument executed by such party. A waiver given in any case shall only apply with respect to that particular act or omission, and shall not be effective as to any further act or omissions, regardless of whether they be of the same or similar nature.
- C. This Agreement sets forth the entire agreement and understanding of the parties

Town of Hempstead and Lido Beach Towers Condominium  
Beach Cleaning Agreement

hereto in respect of the subject matter contained herein, and supersedes all prior agreements, promises, understandings, letters of intent, covenants, arrangements, communications, representations or warranties, whether oral or written, by any party hereto or by any related or unrelated third party.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals the day and year first written above.

Lido Beach Towers Condominium

By: Shari Morse  
Name: SHARI MORSE  
Title: GENERAL MANAGER

By: Nancy Gini  
LBT Board Member

Name: Nancy BERCOVICI

Approved:

Theresa E. Gaffney  
Theresa E. Gaffney  
Executive Assistant  
Dated: 3/8/17

Town of Hempstead

By: Michael J. Zappolo  
Michael J. Zappolo,  
Commissioner, Department of Parks and Recreation

compliant w/ GML 103  
 compliant w/ TOH Guidelines  
 not subject to GML or Guidelines  
John J. [Signature]  
Director of Purchasing

APPROVED  
By: [Signature] Date: 3/8/17  
3-10-17  
KEVIN R. CONROY, CPA  
TOWN COMPTROLLER

APPROVED AS TO FORM  
Charles O. Heine  
SENIOR DEPUTY TOWN ATTORNEY  
DATE 3/8/17

Adopted:

Council  
moved its adoption:

offered the following resolution and

RESOLUTION AMENDING CONTRACT AND AUTHORIZING FINAL PAYMENT TO LASER INDUSTRIES INC. FOR WORK REQUIRED IN THE COMPLETION OF THE CONTRACT FOR WATER DRAINAGE AND ROAD IMPROVEMENT HARDY LANE AND FRIENDS LANE AREA, WESTBURY WITHIN THE TOWN OF HEMPSTEAD, PW# 30-16

WHEREAS, Laser Industries Inc., 1775 Rt.25, Ridge, New York 11961, had been awarded a contract for the Water Drainage and Road Improvement Hardy Lane and Friends Lane, Westbury, within the Unincorporated Areas of The Town Of Hempstead; and

WHEREAS, it was determined during the course of construction that increases and decreases in quantities of certain contract items were necessary to satisfactorily complete the contract; and

WHEREAS, it was necessary for the Commissioner of Engineering to order the Contractor to effectuate such decreases and increases in certain of the contract items, at the unit or lump sum prices as noted as follows:

INCREASES IN CERTAIN CONTRACT ITEMS

<u>Item #</u>	<u>Quantity</u>		<u>Unit Price</u>
2X	24.80 CY	Unclassified Excavation @ .....	60.00 / CY
4SS	29 LF	Remove Existing Pipe @.....	30.00 / LF
7	158.40 CY	Prepare Fine Grade @.....	5.50 / CY
12HDPE-ST-18	19 LF	18" High Density Poly. Drain Pipe @.....	82.00 / LF
14X	2 EA	Connections to Existing Drain Fac.@.....	1,200.00 / EA
22CX-M-2	18.20 Tons	Dense Grade Base Course Asph @.....	125.00 / Tons
26C	213.50 LF	Cement Concrete Curb @.....	50.00 / LF
27	11 SF	Concrete Sidewalk @.....	15.00 / SF
28X	245 SF	Cement Concrete Driveway Aprons @.....	20.00 / SF
36E	3 Tons	Asphalt Concrete Type 1AC @.....	160.00 / Tons
200SS-2	79.30 SY	Restoration (Topsoil & Sod) @.....	10.00 / SY

DECREASES IN CERTAIN CONTRACT ITEMS

1A-SS	1 EA	Tree Removal 4"-12" Dia.....	150.00 / EA
1AX-SS	1 EA	Tree Removal 4"-12" Dia.....	150.00 / EA
1B-SS	1 EA	Tree Removal 12"-24" Dia.....	250.00 / EA
1BX-SS	1 EA	Tree Removal 12"-24" Dia.....	250.00 / EA
1C-SS	1 EA	Tree Removal 24"-36" Dia.....	350.00 / EA
1CX-SS	1 EA	Tree Removal 24"-36" Dia.....	350.00 / EA
1D-SS	1 EA	Tree Removal 36"& Over" Dia.....	450.00 / EA
1DX-SS	1 EA	Tree Removal 36" & Over" Dia.....	450.00 / EA
1G-SS	1 EA	Stump Removal @.....	100.00 / EA
2X-1	60 CY	Unclassified Excavation (Unsuit) @ ...	60.00 / CY
5C	60 CY	Selected Fill @.....	5.00 / CY
12HDPE-ST-24	5 LF	24" High Density Poly. Drain Pipe @.....	70.00 / LF
12HDPE-ST-36	24 LF	36" High Density Poly. Drain Pipe @.....	95.00 / LF
12HX	250 LF	Clean Existing Drain Facility @.....	8.00 / LF
15X	1 EA	Alter Ex. Catch Basin @.....	2000.00 / EA
16SS-1	1 EA	Change Elev.San.Sewer MH@.....	250.00 / EA
18SS-2	3 CF	Special Masonry Structures @.....	35.00 / CF
36DX	70.48 Tons	Temporary Asphalt Pavement @.....	90.00 / Tons
39SS-1	1 Ton	Dust Palliative (Calcium Chloride) @...	300.00 / Ton
39SS-2	1 Ton	Pavement Sweeping @.....	800.00 / Ton
40SS-1	10 Gal	Applying Bit Mat Paint & Seal @.....	50.00 / Gal

Item # 17

Case # 29524



58SS-1	9.50 LF	Saw Cut Existing Concrete @.....	7.00 / LF
58SS-2	55 LF	Saw Cut Existing Asphalt @ .....	3.00 / LF
63	1 LF	Adjust Ex San Sewer House Connect.@.....	155.00 / LF
200SS-1	5 SY	Restoration (Topsoil & Seed) @.....	8.00 / SY
361	3 EA	Adjust & Relocate of Sprinklers @.....	50.00 / EA
398	10 CY	Dense Graded Aggregate Base @.....	80.00 / CY

WHEREAS, it was deemed essential to the public interest and safety to maintain continuity in the construction progress of this contract; and

WHEREAS, the Commissioner of Engineering has advised the Town Board that the increases in certain contract items, less the decreases in certain contract items will result in an increase of \$3,770.50 in the contract price of the improvement;

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is authorized and directed to make payments to Laser Industries Inc. the total amended contract price of \$290,225.50 and to amend the contract to reflect the above described increases and decreases in certain contract items necessary for the proper completion of, Water Drainage and Road Improvement Hardy Lane and Friends Lane, Westbury, Town Of Hempstead which monies is to be paid out of Town Highway Capital Improvement funds.  
Account # 9554-503-9554-5010

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.:

RESOLUTION:

Adopted:

Council  
moved its adoption:

offered the following resolution and

RESOLUTION AUTHORIZING THE ASSIGNMENT OF BAY  
HOUSE LEASE IN ACCORDANCE WITH CHAPTER 164-4F  
OF THE TOWN CODE.

WHEREAS, Chapter 164 of the Code of the Town of Hempstead pertaining to  
Public Wetlands Preservation enabled the town to establish rules and regulation for Wetlands  
Management; and

WHEREAS, it has been demonstrated that the remaining bay houses may have  
significant historical and cultural value reflecting the Town's maritime history; and

WHEREAS, Chapter 164-4F the Town Code permits the assignment of bay house  
leases to family members or qualified caretakers; and

WHEREAS, appropriate documentation has been submitted to the Commissioner  
of the Department of Conservation and Waterways to transfer Lease No. 973 to John K. Remsen  
III; and

WHEREAS, it is in the best interest of the Town of Hempstead to enter into bay  
house Lease No. 973 with the family member John K. Remsen III for the period remaining on the  
current lease;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Conservation and  
Waterways is authorized to execute lease with family member John K. Remsen III for Bay House  
Lease No. 973.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

18

Case #

235

THIS AGREEMENT, between

TOWN OF HEMPSTEAD, a municipal corporation, with its principal offices at Hempstead Town Hall, Town Hall Plaza, Main Street, Hempstead, County of Nassau, New York, as Landlord,

And JOHN K. REMSEN III  
residing at 547 Starks Place, Baldwin, NY 11510

as Tenant

**WITNESSETH**

The landlord hereby leases to the Tenant the following premises:

Northeast Side of Smith Meadow and Long Creek

for the remainder of the term of twenty (20) years commencing from the 1st day of January, 2015 and to end on the 31st day of December 2034, to be used and occupied only for maintaining a bay house, upon the terms and conditions, covenants and reservations, and in accordance with the Town Code 164-4F and 168, as follows:

**Definition of Terms** - within the context of this lease the following terms shall have the following meanings:

**Default:** A failure to comply with a covenant(s) of this lease, which can be justified and therefore excused.

**Breach:** A deliberate or serious failure to comply with a covenant of this lease and for which there is no justification or excuse;

**Covenant:** The conditions set forth and agreed to in this lease.

**SECTION 1 - BREACH**

Covenants of this lease for which any violation thereof will constitute a breach - as defined above - and the consequences and procedures, if not otherwise defined in this section, are included herein:

A. That the Tenant shall pay the annual rent according to the following schedule:

- 1 - 5 years \$810.00
- 6 - 10 years \$860.00
- 11- 15 years \$910.00
- 16 - 20 years \$960.00

to be paid each year within thirty (30) days of notification that the rent is due to the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead.

B. That the Tenant shall not assign this agreement or sublease the premise or any part thereof; or accept compensation or a gratuity for the use of; or occupy or permit or suffer the same to be occupied for any purpose other than that expressly granted, under the penalty of damages and forfeiture, and in the event of a breach thereof, the term thereof shall immediately cease and terminate as if it were the expiration of the original term.

C. That all toilet waste disposal facilities which cannot be connected to a public sewer, shall empty into a watertight container and the contents disposed of in a manner acceptable to the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead.

D. The Landlord hereby reserves to the inhabitants of the Town of Hempstead the right to gun and fish in the creeks, and waters adjoining the above-described lands, together with the rights and privileges to said inhabitants to land with their boats and cross and recross over said lands, except where such property is occupied by improvements including walkways and docks and/or enclosed by the Tenant.

E. It is further understood and agreed that this lease is made upon the express condition that should the Landlord grant, convey, or releases to the Government of the United States, or the County of Nassau, or the State of New York, or itself, all or any portion of the within leased premises, that the rent shall be paid up to the time of such conveyance and release; then and from thenceforth, this lease shall terminate and come to an end, and the Tenant shall be entitled to receive a proportionate deduction for all rent paid beyond the time of such conveyance and release. It being understood that the Landlord must notify the Tenant of such intent, and no right of action for damages or otherwise shall accrue to the Tenant by reason of the termination of the lease as herein provided.

F. It is understood and agreed between the parties hereto that the Tenant will pay all taxes and assessments levied, or which may be hereafter levied, against the leased premises or any part thereof, within thirty (30) days after notification of the same become due and payable.

G. In the case of damage to a well-maintained bay house by natural or other unavoidable causes, and in absence of fraud, the premises can be rebuilt by the lessee under the following conditions:

(1) a notice of intent must be filed with the Commissioner within fifteen (15) days of the occurrence;

(2) the lessee must file for the necessary permits within sixty (60) days of the occurrence;

(3) once the permits are secured, the lessee has one year to rebuild a weather-tight exterior structure in kind, and in a manner acceptable to the Commissioner, as close to the original as practicable;

(4) if construction will not be completed as per (2), any request for an extension must be received by the Commissioner at least sixty (60) days before the one-year deadline. No extension will be granted without documented proof of a reasonable effort to complete, for example, at least one half structural completion, extreme hardship, etc.

(5) notwithstanding any foregoing conditions set forth in this paragraph, completion of the final plan must be completed within three (3) years of securing the permits. Thereafter, the project shall be considered abandoned and paragraph 1H will prevail.

#### H. CONSEQUENCES AND PROCEDURES

(1) that if the said building or structures erected thereon shall be deserted or become vacant during said term, or if any BREACH as specified herein be made in the performance of any of the terms, covenants or conditions herein contained, the Landlord's authorized agent or representative may reenter the said premises by force, summary proceedings, or otherwise, and remove all persons therefrom without being liable to prosecution thereof, and the Tenant hereby expressly waives the service(s) of any notice in writing of intention to reenter, and this lease shall be terminated and the term hereof shall expire, providing five (5) days' notice in writing of the Landlord's said intention is given by certified mail to the Tenant, addressed to the Tenant's address hereinabove set forth; and

(2) then it shall be lawful for the Landlord's authorized agent or representative to enter onto the said premises, and the same to have again, repossess and enjoy; and

(3) the Tenant herein warrants, covenants and represents that upon expiration or termination of this lease or any renewal thereof, to remove at his own cost and expense the buildings and improvements and other property from the leased premises. The Tenant herein further warrants, covenants and represents that if said buildings and improvements and other property are not removed within thirty (30) days after the service of a notice, personally or by mail, upon said Tenant, requesting the removal thereof, the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead may remove said buildings, improvements, and other property from the leased premises and the cost of such removal shall be charged against said Tenant; or the Town may use the property for its own purpose and the former lessee will have no claim against the Town for the unexpired portion of the lease or the value of the building, structures, or improvements.

## **SECTION II - DEFAULT**

Covenants of this lease for which any violation thereof will constitute a default - as defined above - and the consequences and procedures, if not otherwise defined in this section, are included herein:

A. That the Tenant shall not make any addition or alteration to the buildings or structures presently situate on said premises without approval of the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead.

B. That all buildings or structures and utilities situate on said leased premises shall be maintained in a condition acceptable to the Commissioner and subject to periodic inspections; all exterior structures shall be of natural and paintable material and, if painted, the colors shall be barn red, dark green or white, or other approved color only, and as often as required by the Landlord, and in a manner acceptable to the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead.

C. That the Tenant shall not collect and obstruct or encumber the premises by wood or rubbish of any sort on the uplands, nor obstruct or encumber or dispose of the same on the lands lying under water adjacent to the leased premises, and, further, that all rubbish, garbage and combustible waste shall be disposed of in a manner approved by the Commissioner of Conservation and Waterways of the Town of Hempstead.

D. That the Tenant shall prominently display on the house the lease number in contrasting colors at least four inches high and four inches wide, and in such an orientation which facilitates identification from the nearest navigable channel or waterway.

E. And it is mutually understood and agreed that this lease is made subject to the right of the Landlord to carry on its own operations for waterways and public land improvements, and shall be saved and held harmless from any damage or injury which may result therefrom effecting the said premises or to the lessee herein, except where such damage or injury is caused by the conduct of the Landlord's authorized agents or representatives.

F. The said Tenant agrees that the said Landlord and the Landlord's authorized agents or representatives shall have the right to enter onto and upon said premises, or any part thereof, at all reasonable hours for the purpose of examining the same.

G. Consequences and procedures: It shall be the responsibility of the Commissioner to give the Tenant notification in writing for the default. The Tenant shall have fifteen (15) days to contact the Commissioner to arrange a suitable agreement to correct the conditions specified in the notification, thereafter allowing at least ninety (90) days to make the necessary corrections, weather permitting. Failure to provide a good faith effort to correct those issues within the notification will be considered a breach and as such be subject to Section 1 above.

SECTION III - GENERAL

Covenants of this lease that are general information and procedures:

A. The Tenant agrees to indemnify and save harmless the Landlord from and against all claims, suits and damages, costs, losses and expenses in any matter arising out of the use of leased premises.

B. The Tenant or the Town, at the discretion of the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead, shall obtain comprehensive general liability insurance in the amount of one million dollars (\$1,000,000.00), naming the Town as the additional insured, in order to protect the Town from actions for damages sustained thereon. The insurance premium is an associated cost of the lease to be paid by the Tenant.

C. The failure of the Landlord to insist upon a strict performance of any of the terms, conditions and covenants herein, shall not be deemed a waiver of any rights or remedies that the Landlord may have, and shall not be deemed a waiver of any subsequent breach or default in the terms, conditions and covenants herein contained. This instrument may not be changed, modified, discharged or terminated orally.

D. The Landlord does not covenant that the Tenant on paying the rent and performing the covenants aforesaid, shall and may peaceably and quietly have, hold and enjoy the said leased premises for the term aforesaid.

E. It is understood and agreed that this agreement is subject to the provisions of Chapters 164-4F and 168 of the Code of the Town of Hempstead and it is further understood that the Landlord shall notify the Tenant in writing at least sixty (60) days in advance of any proposed changes to this agreement and/or to the provisions of Chapters 164-4F and 168 of the Code of the Town of Hempstead.

F. And it is further understood and agreed that the covenants, agreements and reservations contained within the agreement are binding on the parties hereto and their legal representatives.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written; the Landlord by the proper officers of the Town of Hempstead, and the Tenant in person.

TOWN OF HEMPSTEAD

By: Thomas E. Dolan  
Commissioner, Department of  
Conservation and Waterways

ATTEST:

John R. Remsen III 4/17/17

\_\_\_\_\_  
Town Clerk



Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF ENGINEERING TO SIGN THE 2016 – 2017 MS-4 ANNUAL STORMWATER REPORT

WHEREAS, pursuant to its SPDES General Permit No. GP-0-15-002, issued by the New York State Department of Environmental Conservation (DEC), the Town is required, on or before every June 1, to file an MS4 Annual Stormwater Report; and

WHEREAS, pursuant to regulations of the DEC, a draft of the said form is required to be available for public inspection prior to its finalization and filing; and

WHEREAS, Hempstead Town's 2016-2017 draft report was made available for review by the public in the office of the Department of Engineering on April 7, 2017; and

WHEREAS, the regulations of the DEC additionally require that members of the public be given an opportunity, at a duly noticed public hearing, to ask questions and make comments regarding the draft annual stormwater report; and

WHEREAS, such hearing was held with respect to the draft Town of Hempstead 2016-2017 MS-4 Annual Stormwater Report before the town's Storm Water Drainage Committee on Wednesday, April 26, 2017 in the Old Courthouse, Room 230, Old Town Hall, 350 Front Street, Town of Hempstead, New York at which time all parties wishing to be heard were afforded the opportunity to be heard; and

WHEREAS, by letter dated May 8, 2017, the Town Supervisor, as Chief Elected Official of the Town of Hempstead, signed a letter designating Douglas L. Tuman, P.E., Esq., Hempstead Town's Commissioner of Engineering, as Duly Authorized Representative for the purpose of certifying and signing the town's MS-4 Annual Stormwater Report; and

WHEREAS, the execution of the MS-4 Annual Stormwater Report by the Commissioner of the Department of Engineering is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Engineering be and hereby is authorized to execute the 2016-2017 MS-4 Annual Stormwater Report and deliver the same to the New York State Department of Environmental Conservation.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

19

Case #

18911



MS4 Annual Report Cover Page

MCC form for period ending March 9, 2017

This cover page must be completed by the report preparer. Joint reports require only one cover page.

SPDES ID: N Y R 2 0 A 3 9 0

Choose one:

This report is being submitted on behalf of an individual MS4.

Fill in SPDES ID in upper right hand corner.

Name of MS4

T O W N O F H E M P S T E A D

OR

This report is being submitted on behalf of a Single Entity

(Per Part II.E of GP-0-10-002)

Name of Single Entity

[Empty grid for Name of Single Entity]

OR

This is a joint report being submitted on behalf of a coalition.

Provide SPDES ID of each permitted MS4 included in this report. Use page 2 if needed.

Name of Coalition

[Empty grid for Name of Coalition]

SPDES ID: N Y R 2 0 A

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**MS4 Annual Report Cover Page**

MCC form for period ending March 9, 2017

Provide SPDES ID of each permitted MS4 included in this report.

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**MS4 Municipal Compliance Certification(MCC) Form**

MCC form for period ending March 9, 2 0 1 7

Name of MS4 TOWN OF HEMPSTEAD

SPDES ID  
N Y R 2 0 A 3 9 0

**Section 2 - Contact Information**

Important Instructions - Please Read

Contact information must be provided for each of the following positions as indicated below:

1. Principal Executive Officer, Chief Elected Official or other qualified individual (per GP-0-08-002 Part VI.J).
2. Duly Authorized Representative (Information for this contact must only be submitted if a Duly Authorized Representative is signing this form)
3. The Local Stormwater Public Contact (required per GP-0-08-002 Part VII.A.2.c & Part VIII.A.2.c).
4. The Stormwater Management Program (SWMP) Coordinator (Individual responsible for coordination/implementation of SWMP).
5. Report Preparer (Consultants may provide company name in the space provided).

A separate sheet must be submitted for each position listed above unless more than one position is filled by the same individual. If one individual fills multiple roles, provide the contact information once and check all positions that apply to that individual.

If a new Duly Authorized Representative is signing this report, their contact information must be provided and a signature authorization form, signed by the Principal Executive Officer or Chief Elected Official must be attached.

For each contact, select all that apply:

- Principal Executive Officer/Chief Elected Official
- Duly Authorized Representative
- Local Stormwater Public Contact
- Stormwater Management Program (SWMP) Coordinator
- Report Preparer

First Name: J A M E S      MI: J      Last Name: R E D D A N

Title: C I V I L   E N G I N E E R   I I

Address: 3 5 0   F R O N T   S T R E E T

City: H E M P S T E A D      State: N Y      Zip: 1 1 5 5 0 -

eMail: J A M E R E D @ T O H M A I L . O R G

Phone: ( 5 1 6 ) 8 1 2 - 3 4 8 8      County: N A S S A U

**MS4 Municipal Compliance Certification(MCC) Form**

MCC form for period ending March 9, 2017

Name of MS4 TOWN OF HEMPSTEAD

SPDES ID

N Y R 2 0 A 3 9 0

**Section 2 - Contact Information**

Important Instructions - Please Read

Contact information must be provided for *each* of the following positions as indicated below:

1. Principal Executive Officer, Chief Elected Official or other qualified individual (per GP-0-08-002 Part VI.J).
2. Duly Authorized Representative (Information for this contact must only be submitted if a Duly Authorized Representative is signing this form)
3. The Local Stormwater Public Contact (required per GP-0-08-002 Part VII.A.2.c & Part VIII.A.2.c).
4. The Stormwater Management Program (SWMP) Coordinator (Individual responsible for coordination/implementation of SWMP).
5. Report Preparer (Consultants may provide company name in the space provided).

A separate sheet must be submitted for each position listed above unless more than one position is filled by the same individual. If one individual fills multiple roles, provide the contact information once and check all positions that apply to that individual.

If a new Duly Authorized Representative is signing this report, their contact information must be provided and a signature authorization form, signed by the Principal Executive Officer or Chief Elected Official must be attached.

For each contact, select all that apply:

- Principal Executive Officer/Chief Elected Official
- Duly Authorized Representative
- Local Stormwater Public Contact
- Stormwater Management Program (SWMP) Coordinator
- Report Preparer

First Name  
D o u g l a s

MI  
L

Last Name  
T u m a n , P E , E S Q .

Title  
C o m m i s s i o n e r , D e p t o f E n g i n e e r i n g

Address  
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City  
H E M P S T E A D

State  
N Y

Zip  
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eMail  
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Phone  
( 5 1 6 ) 4 8 9 - 5 0 0 0

County  
N A S S A U

**MS4 Municipal Compliance Certification (MCC) Form**

MCC form for period ending March 9, 2017

Name of MS4

SPDES ID

**Section 3 - Partner Information**

Did your MS4 work with partners/coalition to complete some or all permit requirements during this reporting period?  Yes  No

If Yes, complete information below.

Submit a separate sheet for each partner. Information provided in other formats will not be accepted. If your MS4 cooperated with a coalition, submit one sheet with the name of the coalition. It is not necessary to include a separate sheet for each MS4 in the coalition.

If No, proceed to Section 4 - Certification Statement.

Partner/Coalition Name

Partner/Coalition Name (con't.)

SPDES Partner ID - If applicable

Address

City

State

Zip

-

eMail

Phone

(    )    -

Legally Binding Agreement in accordance

with GP-0-08-002 Part IV.G.?  Yes  No

What tasks/responsibilities are shared with this partner (e.g. MM1 School Programs or Multiple Tasks)?

- MM1
- MM2
- MM3
- MM4
- MM5
- MM6

Additional tasks/responsibilities

- Watershed Improvement Strategy Best Management Practices* required for MS4s in impaired watersheds included in GP-0-08-002 Part IX.

Perform cleanups in and around watershed areas, marshes and waterways. Also conduct public education forums.

**MS4 Municipal Compliance Certification(MCC) Form**

MCC form for period ending March 9, 2 0 1 7

Name of MS4: TOWN OF HEMPSTEADSANTINO

SPDES ID  
N Y R 2 0 A 3 9 0

**Section 4 - Certification Statement**

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

This form must be signed by either a principal executive officer or ranking elected official, or duly authorized representative of that person as described in GP-0-08-002 Part VI.J.

First Name: D O U G L A S MI: L Last Name: T U M A N

Title (Clearly print title of individual signing report): C O M M I S S I O N E R , D E P T O F E N G I N E E R I N G

Signature: [Empty box for signature]

Date: [Empty boxes for date]

Send completed form and any attachments to the DEC Central Office at:

MS4 Permit Coordinator  
Division of Water  
4th Floor  
625 Broadway  
Albany, New York 12233-3505





### MS4 Annual Report Form

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTAED																			
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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### Minimum Control Measure 1. Public Education and Outreach

The information in this section is being reported (check one):

- On behalf of an individual MS4
- On behalf of a coalition

How many MS4s contributed to this report? 

--	--	--

#### 1. Targeted Public Education and Outreach Best Management Practices

Check all topics that were included in Education and Outreach during this reporting period:

- Construction Sites
- General Stormwater Management Information
- Household Hazardous Waste Disposal
- Illicit Discharge Detection and Elimination
- Infrastructure Maintenance
- Smart Growth
- Storm Drain Marking
- Green Infrastructure/Better Site Design/Low Impact Development
- Other:
- Pesticide and Fertilizer Application
- Pet Waste Management
- Recycling
- Riparian Corridor Protection/Restoration
- Trash Management
- Vehicle Washing
- Water Conservation
- Wetland Protection
- None

M a r i n e r s

Other

#### 2. Specific audiences targeted during this reporting period:

- Public Employees     Contractors
- Residential             Developers
- Businesses              General Public
- Restaurants           Industries
- Other:                    Agricultural

Other

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 2 0 1 7

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

TOWN OF HEMPSTEAD

SPDES ID

N Y R 2 0 A 3 9 0

**3. What strategies did your MS4/Coalition use to achieve education and outreach goals during this reporting period? Check all that apply:**

- Construction Site Operators Trained # Trained
- Direct Mailings # Mailings 1 6 7 3 1
- Kiosks or Other Displays # Locations
- List-Serves # In List
- Mailing List # In List
- Newspaper Ads or Articles # Days Run 2
- Public Events/Presentations # Attendees 5 0 0
- School Program # Attendees
- TV Spot/Program # Days Run 1 2
- Printed Materials: Total # Distributed 1 6 7 3 1

Locations (e.g. libraries, town offices, kiosks)

T	o	w	n		O	f	f	i	c	e	s									
L	o	c	a	l		L	i	b	r	a	r	i	e	s						
M	o	b	i	l	e		T	o	w	n		H	a	l	l					

Other:

1	.	6	7	3		m	i	l	l	i	o	n		t	o	t	a	l	
---	---	---	---	---	--	---	---	---	---	---	---	---	--	---	---	---	---	---	--

Web Page: Provide specific web addresses - not home page. Continue on next page if additional space is needed.

URL

w	w	.	t	o	h	.	l	i	/	s	t	o	r	m	w	a	t	e	r	-	w	a	t	e	r	-	m	a	n	a
g	e	m	e	n	t																									

URL

w	w	.	t	o	h	.	l	i	/	o	p	e	r	a	t	i	o	n	-	s	p	l	a	s	h					



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTAED
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SPDES ID

N	Y	R	2	0	A	3	9	0
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**4. Evaluating Progress Toward Measurable Goals MCM 1**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

(ex.: samples/participants/events)

**D. Has your MS4 made progress toward this Measurable Goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 2017

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

TOWN OF HEMPSTEAD

SPDES ID

NYR 20A390

**2. URL(s) con't.:**

Please provide specific address(es) where notice(s) can be accessed - not home page.

URL

www.toh.li/content/rc/  
stormwater.html

URL

http://sproutvideo.com/video/709  
bdab11a9e3c0f8

URL

http://sproutvideo.com/videos/  
7c9bdbb01d1ce1c7f4

URL

www.toh.li/tourism/boating/  
pumpout-facilities-and-marine-  
towing

URL

www.toh.li/sanitation-department  
/rain-barrels-and-composters

URL

www.toh.li/files/pdfs/cs-  
sanitation-schedule-2016.pdf

URL

www.toh.li/files/pdfs/cs-  
sanitation-schedule-2017.pdf

### MS4 Annual Report Form

This report is being submitted for the reporting period ending March 9, 2017

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

SPDES ID

#### 2. URL(s) con't.:

Please provide specific address(es) where notices can be accessed - not home page.

URL

URL

URL

URL

URL

URL

URL

### MS4 Annual Report Form

This report is being submitted for the reporting period ending March 9, 2017

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition  SPDES ID

#### 3. Where can the public access copies of this annual report, Stormwater Management Program SWMP) Plan and submit comments on those documents?

Enter address/contact info and select radio button to indicate which document is available and whether comments may be submitted at that location. Submit additional pages as needed.

MS4/Coalition Office  Annual Report  SWMP Plan  Comments

Department

Address

City  
  Zip

Phone

Library  Annual Report  SWMP Plan  Comments

Address

City  
  Zip  
 -

Phone

Other  Annual Report  SWMP Plan  Comments

Address

City  
  Zip  
 -

Phone

Web Page URL:  Annual Report  SWMP Plan  Comments

Please provide specific address of page where report can be accessed - not home page.

eMail  Comments



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

T	O	W	N	O	F	H	E	M	P	S	T	E	A	D
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

 SPDES ID 

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

**4.a. If this report was made available on the internet, what date was it posted?**

Leave blank if this report was not posted on the internet.

0	6
---	---

 / 

0	1
---	---

 / 

2	0	1	7
---	---	---	---

**4.b. For how many days was/will this report be posted?**

3	6	5
---	---	---

If submitting a report for single MS4, answer 5.a.. If submitting a joint report, answer 5.b..

**5.a. Was an Annual Report public meeting held in this reporting period?**

Yes  No

If Yes, what was the date of the meeting?

0	4
---	---

 / 

2	6
---	---

 / 

2	0	1	7
---	---	---	---

If No, is one planned?

Yes  No

**5.b. Was an Annual Report public meeting held for all MS4s contributing to this report during this reporting period?**

Yes  No

If No, is one planned for each?

Yes  No

**6. Were comments received during this reporting period?**

Yes  No

If Yes, attach comments, responses and changes made to SWMP in response to comments to this report.

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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**7. Evaluating Progress Toward Measurable Goals MCM 2**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

(ex.: samples/participants/events)

**D. Has your MS4 made progress toward this measurable goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum





**MS4 Annual Report Form**

**This report is being submitted for the reporting period ending March 9,**

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID 

N	Y	R	2	0	A	3	9	0
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**8. URL(s) con't.:**

**Please provide specific address of page where map(s) can be accessed - not home page**

URL


URL


URL


URL


URL


**9. Has an IDDE law been adopted for each traditional MS4 and/or have IDDE procedures been approved for all non-traditional MS4s contributing to this report?**  Yes  No

**10. If Yes, has every traditional MS4 contributing to this report certified that this law is equivalent to the NYS Model IDDE Law?**  Yes  No  NT

**11. What percent of staff in relevant positions and departments has received IDDE training?**

		0
--	--	---

 %

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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**12. Evaluating Progress Toward Measurable Goals MCM 3**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

*(ex.: samples/participants/events)*

**D. Has your MS4 made progress toward this measurable goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

TOWN OF HEMPSTEAD

SPDES ID

N	Y	R	2	0	A	3	9	0
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**Minimum Control Measures 4 and 5.**  
**Construction Site and Post-Construction Control**

The information in this section is being reported (check one):

- On behalf of an individual MS4  
 On behalf of a coalition

How many MS4s contributed to this report? 

--	--	--

- 1a. Has each MS4 contributing to this report adopted a law, ordinance or other regulatory mechanism that provides equivalent protection to the NYS SPDES General Permit for Stormwater Discharges from Construction Activities?**  Yes  No
- 1b. Has each Town, City and/or Village contributing to this report documented that the law is equivalent to a NYSDEC Sample Local Law for Stormwater Management and Erosion and Sediment Control through either an attorney certification or using the NYSDEC Gap Analysis Workbook?**  Yes  No  NT

If Yes, Towns, Cities and Villages provide date of equivalent NYS Sample Local Law.

09/2004  03/2006  NT

- 2. Does your MS4/Coalition have a SWPPP review procedure in place?**  Yes  No
- 3. How many Construction Stormwater Pollution Prevention Plans (SWPPPs) have been reviewed in this reporting period?**

		4
--	--	---
- 4. Does your MS4/Coalition have a mechanism for receipt and consideration of public comments related to construction SWPPPs?**  Yes  No  NT
- If Yes, how many public comments were received during this reporting period? 

		0
--	--	---
- 5. Does your MS4/Coalition provide education and training for contractors about the local SWPPP process?**  Yes  No

**6. Identify which of the following types of enforcement actions you used during the reporting period for construction activities, indicate the number of actions, or note those for which you do not have authority:**

- Notices of Violation # 

--	--	--	--	--

 No Authority
- Stop Work Orders # 

--	--	--	--	--

 No Authority
- Criminal Actions # 

--	--	--	--	--

 No Authority
- Termination of Contracts # 

--	--	--	--	--

 No Authority
- Administrative Fines # 

--	--	--	--	--

 No Authority
- Civil Penalties # 

--	--	--	--	--

 No Authority
- Administrative Orders # 

--	--	--	--	--

 No Authority
- Enforcement Actions or Sanctions # 

--	--	--	--	--

 No Authority
- Other # 

--	--	--	--	--

 No Authority



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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**Minimum Control Measure 4. Construction Site Stormwater Runoff Control**

The information in this section is being reported (check one):

- On behalf of an individual MS4
- On behalf of a coalition

How many MS4s contributed to this report? 

--	--	--

1. How many construction projects have been authorized for disturbances of one acre or more during this reporting period? 

		2
--	--	---
  
  2. How many construction projects disturbing at least one acre were active in your jurisdiction during this reporting period? 

		2
--	--	---
  
  3. What percent of active construction sites were inspected during this reporting period?  NT 

1	0	0
---	---	---

 %
  
  4. What percent of active construction sites were inspected more than once?  NT 

1	0	0
---	---	---

 %
  
  5. Do all inspectors working on behalf of the MS4s contributing to this report use the NYS Construction Stormwater Inspection Manual?  Yes  No  NT
  
  6. Does your MS4/Coalition provide public access to Stormwater Pollution Prevention Plans (SWPPPs) of construction projects that are subject to MS4 review and approval?  Yes  No  NT
- If your MS4 is Non-Traditional, are SWPPPs of construction projects made available for public review?  Yes  No

If Yes, use the following page to identify location(s) where SWPPPs can be accessed.

### MS4 Annual Report Form

This report is being submitted for the reporting period ending March 9, 2017

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

TOWN OF HEMPSTEAD

SPDES ID

NYR 20A 390

**6. con't.:**

Submit additional pages as needed.

**MS4/Coalition Office**

Department

Department of Engineering

Address

350 Front Street

City

Hempstead

Zip

NY

11550 -

Phone

(516) 489 - 5000

**Library**

Address

City

Zip

-

Phone

( ) -

**Other**

Address

City

Zip

-

Phone

( ) -

**Web Page URL(s):** Please provide specific address where SWPPPs can be accessed - not home page.

URL

URL

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
-------------------

SPDES ID

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

**7. Evaluating Progress Toward Measurable Goals MCM 4**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

(ex.: samples/participants/events)

**D. Has your MS4 made progress toward this measurable goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition: 

TOWN OF HEMPSTEAD
-------------------

SPDES ID  

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

- 4a. Are the MS4s contributing to this report involved in a regional/watershed wide planning effort?  
 Yes  No
- 4b. Does the MS4 have a banking and credit system for stormwater management practices?  
 Yes  No
- 4c. Do the SWMP Plans for each MS4 contributing to this report include a protocol for evaluation and approval of banking and credit of alternative siting of a stormwater management practice?  
 Yes  No
- 4d. How many stormwater management practices have been implemented as part of this system in this reporting period?  

--	--	--
- 5. What percent of municipal officials/MS4 staff responsible for program implementation attended training on Low Impace Development (LID), Better Site Design (BSD) and other Green Infrastructure principles in this reporting period?  

		0
--	--	---

 %

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
-------------------

SPDES ID  

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

**6. Evaluating Progress Toward Measurable Goals MCM 5**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

(ex.: samples/participants/events)

**D. Has your MS4 made progress toward this measurable goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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**Minimum Control Measure 6. Stormwater Management for Municipal Operations**

The information in this section is being reported (check one):

- On behalf of an individual MS4
- On behalf of a coalition

How many MS4s contributed to this report? 

--	--	--

**1. Choose/list each municipal operation/facility that contributes or may potentially contribute Pollutants of Concern to the MS4 system. For each operation/facility indicate whether the operation/facility has been addressed in the MS4's/Coalition's Stormwater Management Program(SWMP) Plan and whether a self-assessment has been performed during the reporting period. A self-assessment is performed to: 1) determine the sources of pollutants potentially generated by the permittee's operations and facilities; 2) evaluate the effectiveness of existing programs and 3) identify the municipal operations and facilities that will be addressed by the pollution prevention and good housekeeping program, if it's not done already.**

<u>Operation/Activity/Facility</u>	<u>Self-Assessment Operation/Activity/Facility performed within the past 3 years?</u>			
	<u>Addressed in SWMP?</u>		<u>years?</u>	
	<input checked="" type="radio"/> Yes	<input type="radio"/> No	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Street Maintenance.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Bridge Maintenance.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Winter Road Maintenance.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Salt Storage.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Solid Waste Management.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
New Municipal Construction and Land Disturbance..	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Right of Way Maintenance.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Marine Operations.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Hydrologic Habitat Modification.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Parks and Open Space.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Municipal Building.....	<input checked="" type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
Stormwater System Maintenance.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Vehicle and Fleet Maintenance.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other.....	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition

TOWN OF HEMPSTEAD

SPDES ID

N	Y	R	2	0	A	3	9	0
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**2. Provide the following information about municipal operations good housekeeping programs:**

- Parking Lots Swept (Number of acres X Number of times swept) # Acres 

		8	0	9
--	--	---	---	---
- Streets Swept (Number of miles X Number of times swept) # Miles 

	1	1	5	0
--	---	---	---	---
- Catch Basins Inspected and Cleaned Where Necessary # 

		2	5	0
--	--	---	---	---
- Post Construction Control Stormwater Management Practices Inspected and Cleaned Where Necessary # 

--	--	--	--	--
- Phosphorus Applied In Chemical Fertilizer # Lbs. 

	1	6	0	0
--	---	---	---	---
- Nitrogen Applied In Chemical Fertilizer # Lbs. 

2	0	0	0	0
---	---	---	---	---
- Pesticide/Herbicide Applied # Acres 

					.	
--	--	--	--	--	---	--

  
 (Number of acres to which pesticide/herbicide was applied X Number of times applied to the nearest tenth.)

**3. How many stormwater management trainings have been provided to municipal employees during this reporting period?**

				0
--	--	--	--	---

**4. What was the date of the last training?**

0	4	/	0	7	/	2	0	1	0
---	---	---	---	---	---	---	---	---	---

**5. How many municipal employees have been trained in this reporting period?**

		0
--	--	---

**6. What percent of municipal employees in relevant positions and departments receive stormwater management training?**

		0	%
--	--	---	---



**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition: 

TOWN OF HEMPSTEAD
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SPDES ID  

N	Y	R	2	0	A	3	9	0
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**7. Evaluating Progress Toward Measurable Goals MCM 6**

Use this page to report on your progress and project plans toward achieving measurable goals identified in your Stormwater Management Program Plan (SWMPP), including requirements in Part III.C.1. Submit additional pages as needed.

**A. Briefly summarize the Measurable Goal identified in the SWMPP in this reporting period.**

See attached Addendum

**B. Briefly summarize the observations that indicated the overall effectiveness of this Measurable Goal.**

See attached Addendum

**C. How many times was this observation measured or evaluated in this reporting period?**

--	--	--	--

*(ex.: samples/participants/events)*

**D. Has your MS4 made progress toward this measurable goal during this reporting period?**

Yes  No

**E. Is your MS4 on schedule to meet the deadline set forth in the SWMPP?**

Yes  No

**F. Briefly summarize the stormwater activities planned to meet the goals of this MCM during the next reporting cycle (including an implementation schedule).**

See attached Addendum

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
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SPDES ID 

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

**Additional Watershed Improvement Strategy Best Management Practices**

The information in this section is being reported (check one):

- On behalf of an individual MS4
- On behalf of a coalition

How many MS4s contributed to this report? 

--	--	--

**MS4s must answer the questions or check NA as indicated in the table below.**

MS4 Description	Answer	Check NA	(POC)
<b>NYC EOH Watershed</b>			
Traditional Land Use	1,2,3,4,5,6,7a-d,8a,8b,9	10,11,12	Phosphorus
Traditional Non-Land Use	1,2,3,4,7a-d,8a,8b,9	5,10,11,12	Phosphorus
Non-Traditional	1,2,7a-d,8a,8b,9	3,4,5,10,11,12	Phosphorus
<b>Onondaga Lake Watershed</b>			
Traditional Land Use	1,6,7a-d,8a,9	2,3,4,5,8b,10,11,12	Phosphorus
Traditional Non-Land Use	1,6,7a-d,8a,9	2,3,4,5,8b,10,11,12	Phosphorus
Non-Traditional	1,6,7a-d,8a,9	2,3,4,5,8b,10,11,12	Phosphorus
<b>Greenwood Lake Watershed</b>			
Traditional Land Use	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
Traditional Non-Land Use	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
Non-Traditional	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
<b>Oyster Bay</b>			
Traditional Land Use	1,4,7a-d,9,10,11,12	2,3,5,6,8a,8b	Pathogens
Traditional Non-Land Use	1,4,7a-d,9,10,11,12	2,3,5,6,8a,8b	Pathogens
Non-Traditional	1,4,7a-d,9	2,3,4,5,8a,8b,10,11,12	Pathogens
<b>Peconic Estuary</b>			
Traditional Land Use	1,4,7a-d,8a,9,10,11,12	2,3,5,6,8b	Pathogens and Nitrogen
Traditional Non-Land Use	1,4,7a-d,8a,9,10,11,12	2,3,5,6,8b	Pathogens and Nitrogen
Non-Traditional	1,4,7a-d,8a,9	2,3,4,5,8b,10,11,12	Pathogens and Nitrogen
<b>Oscawana Lake Watershed</b>			
Traditional Land Use	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
Traditional Non-Land Use	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
Non-Traditional	1,4,6,7a-d,8a,9	2,3,5,8b,10,11,12	Phosphorus
<b>LI 27 Embayments</b>			
Traditional Land Use	1,2,3,4,7a-d,9,10,11,12	5,6,8a,8b	Pathogens
Traditional Non-Land Use	1,2,3,4,7a-d,9,10,11,12	5,6,8a,8b	Pathogens
Non-Traditional	1,2,3,4,7a-d,9	5,6,8a,8b,10,11,12	Pathogens

1. Does your MS4/Coalition have an education program addressing impacts of phosphorus/nitrogen/pathogens on waterbodies?  Yes  No  N/A

2. Has 100% of the MS4/Coalition conveyance system been mapped in GIS?  Yes  No  N/A

If N/A, go to question 3.

If No, estimate what percentage of the conveyance system has been mapped so far. 

--	--	--

 %

Estimate what percentage was mapped in this reporting period. 

--	--	--

 %

**MS4 Annual Report Form**

This report is being submitted for the reporting period ending March 9, 

2	0	1	7
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If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
-------------------

SPDES ID  

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

3. Does your MS4/Coalition have a Stormwater Conveyance System (infrastructure) Inspection and Maintenance Plan Program?  Yes  No  N/A

4. Estimate the percentage of on-site wastewater treatment systems that have been inspected and maintained or rehabilitated as necessary in this reporting period? 

--	--	--

 %

5. Has your MS4/Coalition developed a program that provides protection equivalent to the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activities (GP-0-08-001) to reduce pollutants in stormwater runoff from construction activities that disturb five thousand square feet or more?  Yes  No  N/A

6. Has your MS4/Coalition developed a program to address post-construction stormwater runoff from new development and redevelopment projects that disturb greater than or equal to one acre that provides equivalent protection to the NYS DEC SPDES General Permit for Stormwater Discharges from Construction Activities (GP-0-08-001), including the New York State Stormwater Design Manual Enhanced Phosphorus Removal Standards?  Yes  No  N/A

7a. Does your MS4/Coalition have a retrofitting program to reduce erosion or phosphorus/nitrogen/pathogen loading?  Yes  No  N/A

7b. How many projects have been sited in this reporting period? 

		0
--	--	---

7c. What percent of the projects included in 7b have been completed in this reporting period? 

--	--	--

 %

7d. What percent of projects planned in previous years have been completed? 

--	--	--

 %  
 No Projects Planned

8a. Has your MS4/Coalition developed and implemented a turf management practices and procedures policy that addresses proper fertilizer application on municipally owned lands?  Yes  No  N/A

8b. Has your MS4/Coalition developed and implemented a turf management practices and procedures policy that addresses proper disposal of grass clippings and leaves from municipally owned lands?  Yes  No  N/A

**MS4 Annual Report Form**

**This report is being submitted for the reporting period ending March 9,**

2	0	1	7
---	---	---	---

If submitting this form as part of a joint report on behalf of a coalition leave SPDES ID blank.

Name of MS4/Coalition 

TOWN OF HEMPSTEAD
-------------------

SPDES ID  

N	Y	R	2	0	A	3	9	0
---	---	---	---	---	---	---	---	---

**9. Has your MS4/Coalition developed and implemented a program of native planting?**  
 Yes  No  N/A

**10. Has your MS4/Coalition enacted a local law prohibiting pet waste on municipal properties and prohibiting goose feeding?**  
 Yes  No  N/A

**11. Does your MS4/Coalition have a pet waste bag program?**  
 Yes  No  N/A

**12. Does your MS4/Coalition have a program to manage goose populations?**  
 Yes  No  N/A

COUNCIL MEMBERS  
DOROTHY L. GOOSBY  
GARY A. HUDES  
EDWARD A. AMBROSINO  
BRUCE A. BLAKEMAN  
ERIN KING SWEENEY  
ANTHONY P. D'ESPOSITO  
  
NASRIN G. AHMAD  
TOWN CLERK  
  
DONALD X. CLAVIN, JR.  
RECEIVER OF TAXES

# TOWN OF HEMPSTEAD

1 Washington Street  
HEMPSTEAD, NY 11550-4037  
(516) 489-5000



ANTHONY J. SANTINO  
SUPERVISOR

## ADDENDUM

### MS-4 Annual Report 2016-2017 Town of Hempstead

#### Minimum Control Measure 1 (MCM 1) Public Education and Outreach

##### **Question 4A –MCM 1 - Summary of Measurable Goal**

The Town of Hempstead conducted various public events, programs and presentations.  
See attached below answer to question 4F.

##### **Question 4B –MCM 1 - Summary of the Observations**

Town held events, programs and presentations.  
See below answer following question 4F.

##### **Question 4F – MCM 1 - Stormwater Activities Planned**

Shrink-wrap recycling program for boaters, yearly activity, conducted every spring  
Community Clean up  
Annual storm drain brochure mailing  
Highway Sweeping Schedule and drainage information mailing  
Pet owner Guide to Pet Waste  
Quarterly water bill News & Notes inserts  
Monthly STOP (Stop Throwing Out Pollutants) letters  
E-Cycle mailing  
STOP brochure

**ENVIRONMENTAL LITERATURE 2016/2017**

<b><u>Month</u></b>	<b><u>Brochure</u></b>	<b><u>In Thousands</u></b>
March 2016	Sweeping Schedule Mailer	136.6
	STOP Letters for April Event in Long Beach	35.6
	Levittown Cleanup Event Postcard	13.5
	Government Works for You Newsletter	246.0
April 2016	STOP Letters for May Event in Bellmore	54.1
	Boat Shrink Wrap Recycling Letters	11.0
May 2016	STOP Letters for June Event in East Rockaway	48.3
	2016 Boating Brochure	
June 2016	STOP Letters for July Event in Levittown	49.5
July 2016	Government Works for You Newsletter	246.0
	STOP Letters for August Event in Hempstead	42.8
August 2016	STOP Letters for September Event in Valley Stream	87.6
September 2016	STOP Letters for October Event in Woodmere	55.0
October 2016	STOP Letters for November Event in Baldwin	23.7
November 2016	STOP Letters for December Event in East Meadow	31.4
December 2016	2017 Sanitation Schedule Mailing	100.0
February 2017	2017 S.T.O.P. Schedule Postcard	246.0
	2017 E-Cycling Schedule Postcards	246.0

**TOH VIDEO GALLERY**

**12/02/2016 – Covanta and Town of Hempstead “Double” Efforts to Remove Mercury from Waste Stream**

<https://toh.vids.io/videos/709bd1bf1d1fe7c0f8/12-02-2016-covanta-town-of-hempstead-double-efforts-to-remove-mercury-from-the-waste-stream>

**7/7/2016 – Santino and Special Needs Kids Announce Beach Recycling Program**

<https://toh.vids.io/videos/1c9bdfb11011efc494/07-07-2016-santino-and-special-needs-kids-announce-beach-recycling-program>

## **4/25/2016 - ToH Recycling and STOP Programs**

<https://toh.vids.io/videos/a49bdeb0191aedca2c/04-25-2016-toh-recycling-and-stop-programs>

### **TELEVISION 30-SECOND SPOT COMMERCIAL-**

**ToH Recycling and STOP Programs.** (Aired on Cablevision May 2, 2016 to May 29, 2016)

### **WEB ADDRESSES**

<http://www.toh.li/storm-water-management>

<http://www.toh.li/operation-splash>

[http://www.toh.li/files/pdfs/cn\\_stormwater.pdf](http://www.toh.li/files/pdfs/cn_stormwater.pdf)

<http://www.toh.li/marinas-and-fishing-piers>

<http://www.toh.li/tourism/boating/pumpout-facilities-and-marine-towing>

<http://www.toh.li/sanitation-department/collection-information>

<http://www.toh.li/sanitation-department/recycling-information>

<http://www.toh.li/sanitation-department/stop-throwing-out-pollutants>

<http://www.toh.li/sanitation-department/e-cycling>

[http://www.toh.li/files/pdfs/cs\\_sanitation-schedule-2017.pdf](http://www.toh.li/files/pdfs/cs_sanitation-schedule-2017.pdf)

<http://www.toh.li/sanitation-department/rain-barrels-and-composters>

### **EVENTS & INITIATIVES:**

#### **E-CYCLING PROGRAM EVENTS**

03/12/16- Levittown Town Parking Field L2

04/30/16 - Town Park Point Lookout

07/31/16 - Levittown Town Parking Field L2

10/23/16 - Town Park Point Lookout

#### **S.T.O.P. PROGRAM EVENTS**

03/19/16 – East Meadow

04/17/16 - Long Beach

05/14/16 - Bellmore

06/11/16 – Bay Park  
07/10/16 - Levittown  
08/14/16 - Hempstead  
09/17/16 – Valley Stream  
10/16/16 – North Woodmere  
11/19/16 - Baldwin  
12/04/16 – East Meadow

### **COMMUNITY EVENTS**

Levittown Community Clean-Up - 04/16/16

### **PRESS RELEASES-**

**04/22/2016** - Santino & Hempstead Town Observe Earth Day By Inviting Neighbors to Experience Parks & Touting Green Accomplishments

**07/07/2016** - Santino and Special Needs Kids Play Soda Bottle "Kan-Jam," Announce Beach Recycling Program, Proceeds to Benefit Camp ANCHOR

**07/07/2016-** Hempstead Town Sues Grumman, U.S. Navy, Others for Polluting Groundwater...Displays New Treatment Equipment

**12/02/2016-** Covanta & Town of Hempstead "Double" Efforts to Remove Mercury from the Waste Stream, Recycle Old Mercury Thermostat at Dec. 4th STOP event & Receive \$10 Gift Card

### **PRESS CONFERENCES-**

**07/07/2016-** Santino and Special Needs Kids Play Soda Bottle "Kan-Jam," Announce Beach Recycling Program, Proceeds to Benefit Camp ANCHOR

**07/07/2016-** Hempstead Town Sues Grumman, U.S. Navy, Others for Polluting Groundwater...Displays New Treatment Equipment

**12/02/2016-** Covanta & Hempstead Town "Double" Efforts to Remove Mercury From Waste Stream

### **REPORTING ENVIRONMENTAL COMPLAINTS**

Contact Supervisor Santino's Helpline at [www.toh.li/helpline](http://www.toh.li/helpline), call (516) 489-6000 or e-mail [asantino@tohmail.org](mailto:asantino@tohmail.org)

### **SOCIAL MEDIA**

**Facebook:** Town of Hempstead

**Twitter:** @HempsteadTown

**Instagram:** @hempstead\_town (Launched Jan 5, 2017)



**Minimum Control Measure 2 (MCM 2)**  
**Public Involvement/Participation**

**Question 7A – MCM 2 – *Summary of Measurable Goals***

Supervisor Anthony J. Santino's email is published and serves as an additional reporting mechanism for environmentally unsafe practices.

Our Community hot lines continue to include 24-hour public access to report environmentally unsafe practices.

The town continues to foster established relationships between business owners, community groups and SPLASH. SPLASH is a volunteer cleanup group.

**Question 7B – MCM 2 - *Observations of Measurable Goals***

SPLASH is a volunteer cleanup group.

The town Community Hot Line and supervisor's email provide 24-hour public access to report environmentally unsafe practices.

**Question 7F – MCM 2 – *Planned Activities***

Annual storm drain brochure mailing.

**Question 7F – MCM 2 (cont'd)**

Highway Sweeping Schedule and drainage information mailing

Pet owner Guide to Pet Waste

Quarterly water bill News & Notes inserts

Monthly STOP (Stop Throwing Out Pollutants) letters

E-Cycle mailing

STOP brochure

Additional Community Clean-up Events

"Save the Planet" coloring books for children

**Minimum Control Measure 3 (MCM 3)**  
**Illicit Discharge Detection and Elimination**

**Question 12A - MCM 3 - Measurable Goals SWPPP**

The town has established an inspection plan that calls for inspections of identified trouble/problematic areas. The town continues to foster its relationship with SPLASH, a volunteer organization that educates the public and enlists community members to participate in efforts to clean up the bay and low lying areas close or at the waterline. This partnership allows the town to expand both public involvement and public participation in identifying sources of pollution. Once identified this partnership helps with cleanup of the identified potential pollutants. Utilizing the Splash phone system

affords the town an expanded reach for community member involvement and expands the reach of the town's hotlines.

**Question 12B - MCM 3 - Observations Effectiveness of SWPPP**

Through the partnership with SPLASH, the town holds cleanup events for the public at large and conducts routine, usually daily, boat trips to the shoreline of remote areas to inspect for pollutants. If necessary the affected areas are then cleared of debris. Through the diligence of the town workforce and the help of the volunteer organization SPLASH the bays are cleaner.

**Question 12F - MCM 3 - Planned Storm water Activities**

The town continues retrofitting all its storm drains to include the proper filtration and separation of contaminant bodies. The Town of Hempstead will install more this coming year.

**Question 12F - MCM 3 (cont'd)**

Through the partnership with SPLASH the town has held cleanup events for the public at large and conducts routine boat trips to the shoreline of remote areas to inspect and if necessary clear and clean the affected areas. The town continues to expand relationship between SPALSH and itself to further both public awareness and public participation with both detecting and preventing and removing the source of any contaminant and its source.

**Minimum Control Measure 4 (MCM 4)**  
**Construction Stormwater Runoff Control**

**Question 7A– MCM 4 - Measurable goals**

All SWPPP's received were reviewed and all were returned with comments. All of the returns reflected the standards as outlined in the NYS Standards. The town returns all submitted SWPPP's within ten (10) business days of receipt and is available to engineers and designers for the latest websites and/or links so that they may comply with the standards. Contractors continue to be informed and updated by the Town as often as is necessary to maintain cogent plan implementation.

**Question 7B – MCM 4 - Observation of Measurable goals**

Developers are aware of the new requirements and have been filing SWPPP's with their Building Department submittals. The SWPPP's are forwarded through intra-departmental mail to the Dep't of Engineering for review, and ultimately either rejection with comments or approval of the pre-construction, construction and post-construction BMP's.

**Question 7F– MCM 4 -Planned goals for upcoming year**

The town through the Department of Engineering has implemented Erosion and Sediment Control Plans for properties over one acre.

**Minimum Control Measure- MCM 5**  
**Post-Construction Stormwater Management**

**Question 6A - MCM 5 – Post Construction measurable goals**

In combination with the public outreach program identified above the town continues to identify and inspect the known possible sources of illicit discharge.

The town actively seeks out any source of contamination within its control area.

The town inspects storm water sewers through the use of video cameras.

The town continues to sample wells on Town land with the contracted assistance of an environmental engineering firm.

The town also implemented a plan for the fertilization and maintenance of town owned facilities and lands.

**Question 6B – MCM 5 – Post Construction observations**

The town seeks out any source of contamination within its control area and through its practice of inspecting storm water systems through the use of video cameras we have been able to identify possible problem areas. We remediate the problem sections of pipe as a preventative measure. Wells on town land are sampled with the contracted assistance of an environmental engineering firm.

**Minimum Control Measure 6 (MCM 6)**  
**Stormwater Management for Municipal Operations**

**Question 6A – MCM 6 - Measurable goals**

The various departments within the town are responsible for the implementation of the municipal plan. The day-to-day responsibility for implementation of the municipal plan is delegated by the department to a supervisor of the particular affected operation/activity. The area supervisor is responsible to correct any known spill or possible contaminant as per the municipal plan. Any spill or contaminated area is evaluated and based on that information or observation the supervisor implements the necessary procedure to correct or mitigate the spill. All incidents are to be reported to the department head and then to the Department of Engineering.

**Question 6B – MCM 6 – Observation of Measurable goals**

The town continues to insert filters into existing storm basins and plans to continue the project until completed.

**Question 6F – MCM 6 –Planned Activities Measurable goals**

The Town of Hempstead will be conducting a departmental review of procedures and policies. The review includes but is not limited to storage and application of all fertilizers, storage of petroleum products, vehicles and associated debris, storage and retention of sand, salted sand, topsoil, mulch, grass clippings, leaves and other foliage, storage of chemicals for printing and reproduction. Once the review is completed the new plan will be distributed to the relevant department heads or their designated representative. xxx nothing follows.

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK, ADOPTED \_\_\_\_\_, 2017, AUTHORIZING THE FINANCING OF THE REPLACEMENT OF WATER METERS FOR THE FRANKLIN SQUARE WATER DISTRICT, STATING THE MAXIMUM COST THEREOF IS \$1,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,500,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

The following resolution was offered by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_ to wit:

WHEREAS, pursuant to a resolution duly adopted by the Town Board of the Town of Hempstead (the "Town") on April 4, 2017, the Town Board determined that the Purpose (as herein defined) is a "Type II Action" under the State Environmental Quality Review Act and therefore no further environmental review is required;

NOW THEREFORE THE TOWN BOARD OF THE TOWN OF HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

Section 1. The Town is hereby authorized to finance the replacement of water meters (the "Purpose") for the Franklin Square Water District. The estimated maximum cost of the Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,500,000 bonds of the Town to finance said appropriation and the levy and collection of taxes on the several lots and parcels of real property within the Franklin Square Water District to pay the principal of said bonds and the interest thereon as the same shall become due and payable. A public hearing relating to the Purpose was held by the Town Board of the Town on April 25, 2017 in accordance with Article 12 of the Town Law.

Section 2. Bonds of the Town in the principal amount of \$1,500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the Purpose for which said \$1,500,000 bonds authorized pursuant to this resolution are to be issued, within the limitations of subdivision 1 of paragraph a of Section 11.00 of the Law, is forty (40) years.
- (b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years. It is hereby further determined that the Purpose is an assessable improvement, the cost of which shall be assessed, levied and collected from the several lots and parcels of real property within the Franklin Square Water District in the same manner and at the same time as other Town charges.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 82.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be obligations of the Town, payable as to both principal and interest by taxes levied and collected from the several lots and parcels of real property within the Franklin Square Water District. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Item # \_\_\_\_\_

Case # \_\_\_\_\_

20

20233

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby directed to cause this bond resolution to be published, in full or in summary form, in "LONG ISLAND BUSINESS NEWS", a newspaper published in RONKONKOMA, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication, together with a Notice in substantially the form as prescribed by Section 81.00 of the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:  
NOES:

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

\_\_\_\_\_, SUPERVISOR  
ANTHONY J. SANTINO

\_\_\_\_\_  
DOROTHY L. GOOSBY

\_\_\_\_\_  
GARY HUDES

\_\_\_\_\_  
EDWARD A. AMBROSINO

\_\_\_\_\_  
BRUCE A. BLAKEMAN

\_\_\_\_\_  
ERIN KING SWEENEY

\_\_\_\_\_  
ANTHONY D'ESPOSITO

The resolution was thereupon declared duly adopted.

AYES:

NOES:

\* \* \* \* \*

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK, ADOPTED \_\_\_\_\_, 2017, AUTHORIZING THE FINANCING OF THE RECONSTRUCTION OF THE WATER SYSTEM OF THE WEST HEMPSTEAD-HEMPSTEAD GARDENS WATER DISTRICT, STATING THE MAXIMUM COST THEREOF IS \$8,400,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$8,400,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

The following resolution was offered by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_ to wit:

WHEREAS, pursuant to a resolution duly adopted by the Town Board of the Town of Hempstead (the "Town") on April 4, 2017, the Town Board determined that the Purpose (as herein defined) is a "Type II Action" under the State Environmental Quality Review Act and therefore no further environmental review is required;

NOW THEREFORE THE TOWN BOARD OF THE TOWN OF HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

Section 1. The Town is hereby authorized to finance the reconstruction of the water system of the West Hempstead-Hempstead Gardens Water District, including, but not limited to, the replacement of the 1.0 MG elevated storage tank, installation of a caustic tank at the 7<sup>th</sup> Street Facility, acquisition and installation of security video cameras and an alarm system upgrade, over coating of the 0.6 MG 7<sup>th</sup> Street elevated tank, repaving of Birch Street Plant Road and parking area, exterior upgrade of pump stations and Well No. 6 roof repairs (the "Purpose"). The estimated maximum cost of the Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$8,400,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$8,400,000 bonds of the Town to finance said appropriation and the levy and collection of taxes on the several lots and parcels of real property within the West Hempstead-Hempstead Gardens Water District to pay the principal of said bonds and the interest thereon as the same shall become due and payable. A public hearing relating to the Purpose was held by the Town Board of the Town on April 25, 2017 in accordance with Article 12 of the Town Law.

Section 2. Bonds of the Town in the principal amount of \$8,400,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the Purpose for which said \$8,400,000 bonds authorized pursuant to this resolution are to be issued, within the limitations of subdivision 1 of paragraph a of Section 11.00 of the Law, is forty (40) years.
- (b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years. It is hereby further determined that the Purpose is an assessable improvement, the cost of which shall be assessed, levied and collected from the several lots and parcels of real property within the West Hempstead-Hempstead Gardens Water District in the same manner and at the same time as other Town charges.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 82.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be obligations of the Town, payable as to both principal and interest by taxes levied and collected from the several lots and parcels of real property within the West

Item # 21

Case # 20233



Hempstead-Hempstead Gardens Water District. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby directed to cause this bond resolution to be published, in full or in summary form, in "LONG ISLAND BUSINESS NEWS", a newspaper published in RONKONKOMA, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication, together with a Notice in substantially the form as prescribed by Section 81.00 of the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:  
NOES:

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

\_\_\_\_\_, SUPERVISOR  
ANTHONY J. SANTINO

\_\_\_\_\_  
DOROTHY L. GOOSBY

\_\_\_\_\_  
GARY HUDES

\_\_\_\_\_  
EDWARD A. AMBROSINO

\_\_\_\_\_  
BRUCE A. BLAKEMAN

\_\_\_\_\_  
ERIN KING SWEENEY

\_\_\_\_\_  
ANTHONY D'ESPOSITO

The resolution was thereupon declared duly adopted.

AYES:  
NOES:

\* \* \* \* \*

CASE NO.:

RESOLUTION:

Adopted:

Council

offered the following resolution and moved for its adoption:

RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE DECLARATION AND DETERMINATION OF NON-SIGNIFICANCE IN CONNECTION WITH APPLICATIONS TO REZONE FROM "RESIDENCE B" TO "GOLDEN AGE" DISTRICT AND "RESIDENCE B" TO "RESIDENCE CA" TWO ADJOINING PARCELS OF LAND LOCATED IN UNIONDALE, NEW YORK.

WHEREAS, the applicant, ENGEL BURMAN AT UNIONDALE LLC, has submitted to the Town of Hempstead an application to rezone from "Residence B" to "Golden Age" District, an 8.16-acre parcel of land located in Uniondale approximately 875' north of Jerusalem Avenue and approximately 800' deep; and

WHEREAS, the purpose of the proposed rezoning from "Residence B" to "Golden Age" District is to allow for the construction of 198 age-restricted residential units with an associated clubhouse, pool and parking for 331 vehicles; and

WHEREAS, the applicant ENGEL BURMAN AT UNIONDALE LLC, has submitted a companion application to the Town of Hempstead to rezone from "Residence B" to "Residence CA", a 9.5-acre parcel of land in Uniondale approximately 238' east of Liberty Street with approximately 235' of frontage on Jerusalem Avenue and approximately 875' deep; and

WHEREAS, the purpose of the proposed rezoning from "Residence B" to "Residence CA" is to allow for the construction of 190 residential units with an associated recreation building, pool and volleyball court and parking for 508 vehicles; and

WHEREAS, in accordance with the requirements of State Environmental Quality Review (S.E.Q.R.), the applicant has completed and submitted to the Town of Hempstead a Full Environmental Assessment Form – Part 1 with Supplement (E.A.F.-Part 1) and Traffic Impact Study Report for the two above companion applications for rezoning (collectively the "Proposed Action"); and

WHEREAS, said E.A.F.-Part 1 and Traffic Impact Study Report, and other documents relevant to the Proposed Action have been reviewed by the Town Attorney and his staff, and the significance of all environmental considerations, including those enumerated in 6 NYCRR Part 617.7(c), have been thoroughly evaluated by means of the completion of a Full E.A.F.-Parts 2 and 3 to ascertain whether potentially significant adverse environmental impacts will result from the Proposed Action; and

WHEREAS, the Proposed Action is an "Unlisted Action" as defined in 6 NYCRR Part 617.2; and

WHEREAS, pursuant to 6 NYCRR Part 617.6, the Town Attorney has coordinated a review with other involved agencies, whereupon, as no other involved agencies expressed interest in serving as the lead agency under S.E.Q.R. for the Proposed Action within the specified 30-day coordination period, the Town Board assumed the role of lead agency; and

WHEREAS, upon completion of the coordinated review, the Town Attorney has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Town Attorney, considers the Proposed Action to be an "Unlisted Action" and will not have a significant effect on the environment for the following reasons, as described more fully in the Full E.A.F.-Parts 2 and 3:

The Proposed Action will not result in any significant physical alterations to the site.

The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area.

Item #

Case #'s

22  
29665 +  
29666

The Proposed Action will not have a significant adverse environmental impact on any unique or unusual land forms.

The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.

The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.

The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.

The Proposed Action will not have a significant adverse environmental impact on or alter drainage flow or patterns, or surface water runoff.

The Proposed Action will not have a significant adverse environmental impact on air quality.

The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.

The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.

The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.

The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric or paleontological importance.

The Proposed Action will not have a significant adverse environmental impact on the quality or quantity of existing or future open spaces or recreational opportunities.

The Proposed Action will not have a significant adverse environmental impact on existing transportation systems.

The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.

The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.

The Proposed Action will not have a significant adverse environmental impact on the public health and safety.

The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

NOW, THEREFORE, BE IT:

RESOLVED, that this Town Board is "Lead Agency" for the requested rezoning from "Residence B" to "Golden Age" District and "Residence B" to "Residence CA" for parcels of land located in Uniondale, New York; and BE IT FURTHER

RESOLVED, that the Proposed Action is an "Unlisted Action" pursuant to 6 NYCRR Part 617.6 and will not have a significant adverse effect on the environment; and BE IT FURTHER

RESOLVED, that the S.E.Q.R. process has been satisfied with the completion of the above mentioned review and approved Negative Declaration, which has been prepared in accordance with

Article 8 of the Environmental Conservation Law and the implementing regulations thereto at 6 NYCRR Part 617.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.:

RESOLUTION:

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT TO THE FREEPORT REVOLVER AND RIFLE ASSOCIATION FOR THE RENTAL OF THE RIFLE RANGE FOR THE SEMI-ANNUAL WEAPONS TRAINING OF THE BAY CONSTABLES.

WHEREAS, the Bay Constables rented the rifle range from the Freeport Revolver and Rifle Association, P.O. Box 404, Freeport, New York 11520, the amount of \$800.00 for their semi-annual weapons training; and

WHEREAS, the Commissioner of the Department of Conservation and Waterways has advised that said rental of the rifle range was necessary for the semi-annual weapons training of the Bay Constables, and the fee of \$800.00 is an appropriate and proper charge to the Department; and

NOW, THEREFORE, BE IT

RESOLVED, that the fee for the rental of the rifle range from Freeport Revolver and Rifle Association, P.O. Box 404, Freeport, New York 11520, in the amount of \$800.00, is hereby ratified and confirmed, said payment to be charged against the Department of Conservation and Waterways Code 010-006-8730-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

23

Case #

26511

CASE NO.:

RESOLUTION:

Adopted:

offered the following resolution and

moved its adoption:

**RESOLUTION AUTHORIZING PAYMENT TO STONE,  
MCELROY & ASSOCIATES FOR BAY CONSTABLE  
TRAINEE PRE-EMPLOYMENT EVALUATION**

WHEREAS, applicants for appointment to position of Bay Constable Trainee must demonstrate ability to act as peace officers by meeting the physical and medical requirements set forth by the Town of Hempstead Civil Service Commission requiring a psychological evaluation as job requirement; and

WHEREAS, the Commissioner of the Department of Conservation and Waterways has certified that the evaluation is necessary for Salvatore Mastracchio, before the performance of his official duties; and

WHEREAS, Stone, McElroy & Associates is qualified to perform such evaluations; and

WHEREAS, this Town Board concurs that this payment is justified in this instance;

NOW, THEREFORE, BE IT

RESOLVED, that payment for the Pre-Employment Evaluation performed on May 12, 2016 by Stone, McElroy, and Associates 4015 S. Cobb Drive #265, Smyrna, GA 30080 in the amount of \$375.00 shall be charged against the Fees and Services Account #010-006-8730-4151 of the Department of Conservation and Waterways.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

24

Case #

27737

CASE NO.

RESOLUTION NO.

Adopted:

\_\_\_\_\_ offered the following resolution and moved its adoption:

**RESOLUTION APPROVING AGREEMENT (the "CONTRACT") PURSUANT TO THE GENERAL MUNICIPAL LAW BY AND BETWEEN THE TOWN OF HEMPSTEAD (the "TOWN") AND ENGEL BURMAN BASSER-KAUFMAN ("EBBK") TO IMPLEMENT THE COMMUNITY DEVELOPMENT AND URBAN RENEWAL PLAN (the "PLAN") FOR CERTAIN REAL PROPERTY IN THE BALDWIN AREA IN THE TOWN OF HEMPSTEAD KNOWN AS THE GRAND AVENUE REDEVELOPMENT PLAN OR PROJECT**

**WHEREAS**, the Town Board of the Town of Hempstead (the "Town Board") is committed to taking those actions which will enhance the physical, economic and social health of the Town of Hempstead, and there exists in the Town of Hempstead certain areas in which actions might be taken to improve the physical, economic and social health of the Town as a whole; and

**WHEREAS**, pursuant to Section 504 of Article 15 of the General Municipal Law, the Town of Hempstead is authorized to plan and undertake urban renewal projects and has the powers necessary or convenient to carry out and effectuate such projects in furtherance of the purposes and provisions of the Urban Renewal Law; and

**WHEREAS**, in 2005 the Town of Hempstead Department of Planning and Economic Development ("Economic Development Agency" or "DPED") commissioned Saccardi & Schiff, Inc., Planning and Development Consultants, to prepare a study of the deteriorating conditions in the Grand Avenue Study Area of Baldwin, and Saccardi & Schiff made such a study and presented to the Economic Development Agency its findings and conclusions in December of 2005 – the "Blight Study for the Grand Avenue Study Area in Baldwin, Town of Hempstead" (the "Blight Study"); and

**WHEREAS**, by Resolution No. 251-2006, dated March 7, 2006, this Board created and defined the "Grand Avenue Study Area", adopted the Blight Study, finding and designating properties within the Grand Avenue Study Area as having characteristics identified in Article 15 of the General Municipal Law as those of a slum, blighted or deteriorating area, or of a substandard or unsanitary area, such as, but not limited to, substandard or deteriorating buildings and properties, as defined in Section 502(4) of Article 15 of the General Municipal Law and which tend to impair or arrest sound growth and development of the Town of Hempstead; and declared pursuant to § 504 of Article 15 of the General Municipal Law that the Grand Avenue Study Area, as defined, is appropriate for urban renewal as defined in Section 502(3) of Article 15 of the General Municipal Law, and for comprehensive redevelopment, and requested that the Economic Development Agency prepare a proposed Urban Renewal Plan (the "Urban Renewal Plan") for comprehensive redevelopment of the lands within the Baldwin Area (known as the "Grand Avenue Redevelopment Plan" or "Urban Renewal Area"); and

**WHEREAS**, following various public hearings, the redevelopment of the Grand Avenue Redevelopment Area was approved and then amended accordingly under Resolution No. 964-2006 (10/3/2006) and environmental studies were conducted and

Item # 25

Case # 18675



reviewed and a negative declaration under Resolution No. 1006-2007 (11/13/2007) issued and the Blight Study was amended under Resolution No. 688-2008 (May 6, 2008) and Resolution No. 996-2008 (May 20, 2008) and Resolution No. 832-2008 (July 8, 2008); and

**WHEREAS**, after duly issuing a Request for Proposals ("RFP"), a private developer was selected to implement the Grand Avenue Urban Renewal Plan; and

**WHEREAS**, said Urban Renewal Plan and Urban Renewal Study Area encompassed areas described in the North and South Segments as follows:

**North Segment:**

The north segment is generally located within the block north of Merrick Road, west of Grand Avenue, south of Prospect Street, and east of Gale Avenue. The North Segment of the Urban Renewal Area described with reference to the Nassau County Tax Map encompasses the following areas as described by tax lot:

54 (North Area)      103      p/o 6, 33, 37, 38, p/o 105, 107, p/o 108, p/o 109, p/o 110, p/o 111, 151, 152, 153, 154, 159, 207, 208, 209, 225, 308, 309, 310, 311, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 349, 350, 351

Which north segment of the proposed Urban Renewal Area includes only the eastern rear portions of five of these residential properties (Section 54; Block 103; Lots 6, 105, 108, 109, 110, and 111).

(Lots 33, 207, 208, 209, 308, 313-329 & 331 are Town of Hempstead public parking).

The north segment of the proposed expanded Urban Renewal Area specifically excludes:

- Three residential properties fronting Prospect Street (Section 54, Block 103; Lots 1, 2, and 3);
- The Baldwin Fire Department property at the northeast corner of Prospect Street and Grand Avenue (Section 54; Block 103; Lots 21, 122, and 330); and
- The portions of the residential properties fronting on, and east of, Gale Avenue (Section 54; Block 103; Lots 6, 12, 13, 105, 108, 109, 110, and 111).

**South Segment:**

This segment is located at the southwest corner of the intersection of Merrick Road, Grand Avenue, and Foxhurst Road (Section 54; Block 190; Lots 91, 94, 288, 289, 290, 523, and 542).

54 (South Area)      190      91, 94, 288, 289, 290, 523, 542

(Lot 542 was formerly lots 524, 525, 538, 539, and a portion of 500E); and

**WHEREAS**, because of economic conditions, the Grand Avenue Redevelopment Plan could not be implemented;

**WHEREAS**, in 2016, DPED recommended that it would be appropriate to re-initiate consideration of a Community Development and Urban Renewal Plan for the North and South Segments of the Grand Avenue Study Area; and

**WHEREAS**, on July 29, 2016, the Town of Hempstead Department of Planning and Economic Development ("DPED") issued a Request for Proposal ("RFP") for the redevelopment of the North and South Segments of the Grand Avenue Redevelopment Area; and

**WHEREAS**, on June 29, 2016, the Town of Hempstead Department of Planning and Economic Development received submissions by two (2) private developers setting forth their proposals to develop the Grand Avenue Urban Renewal Area and in particular a response from EBBK for the North Segment; and

**WHEREAS**, a selection committee was appointed by the Commissioner of the Town of Hempstead Department of Planning and Economic Development to review the two (2) responses, which culminated in a narrowing of the number of proposed developers to one (1); and

**WHEREAS**, after careful review of all proposals submitted and careful consideration of the manner in which the development of the of the Grand Avenue Urban Renewal Area was proposed, as well as the qualifications and the financial ability of the developers who submitted proposals, the Town of Hempstead DPED determined that Basser-Kaufman and The Engel Burman Group (EBBK) was the best qualified responsible developer and recommended that EBBK be selected as the designated developer of the Grand Avenue Urban Renewal Area pursuant to the North Segment of the Grand Avenue Urban Renewal Plan; and

**WHEREAS**, by Resolution No. 1356-2016 (September 6, 2016), the Town Board directed a public hearing to consider the selection of EBBK as the designated developer for the area known as the North Segment; and

**WHEREAS**, on September 20, 2016, pursuant to Section 507 of the General Municipal Law, a public hearing was held to provide for public comment on the proposed selection of EBBK as the designated developer for the North Segment of the Grand Avenue Urban Renewal Plan; and

**WHEREAS**, after such public hearing, on September 20, 2016, by Resolution No. 1369-2016, it was resolved that EBBK was found to be the best qualified responsible developer responding to the Town of Hempstead Department of Planning and Economic Development's Request for Proposals for the North Segment of the Grand Avenue Urban Renewal Area; and

**WHEREAS**, it was further resolved that the Town of Hempstead DPED was authorized to negotiate with EBBK, and to prepare an Agreement for the North Segment of the Grand Avenue Urban Renewal Area, Baldwin, New York, which agreement to be subject to the approval of this Board to be set forth in a Resolution approving and adopting such agreement; and

**WHEREAS**, EKKB and DPED have reached a proposed contract, which DPED has recommended be approved and executed by DPED and the Town to implement the Urban Renewal Plan in respect to the North Segment; and

**WHEREAS**, the Town Board having fully considered and reviewed the proposed contract and the recommendation of DPED,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the proposed contract is approved and the Commissioner of DPED be and is hereby authorized to execute the contract and to take such action as is appropriate to implement the terms of the contract and to accomplish the objectives of the Grand Avenue Urban Renewal Plan accordingly.

The foregoing resolution was adopted as roll call as follows:

AYES:

NOES:

THIS CONTRACT OF SALE (this "Agreement"), is made and entered into as of May \_\_\_\_, 2017, between the **TOWN OF HEMPSTEAD**, a municipal corporation of the State of New York, c/o Department of Planning and Economic Development, 200 North Franklin Street, Hempstead, New York 11550 (the "**Town**"), and **EB-BK LLC**, a New York limited liability company, having a place of business c/o at The Engel Burman Group, 67 Clinton Road, Garden City, New York 11530 ("**EBBK**").

**WITNESSETH:**

**WHEREAS**, at a public hearing on March 7, 2006, the Town Board of the Town of Hempstead (the "**Town Board**") designated certain portions of the unincorporated area of Baldwin at Grand Avenue and Merrick Road (the "**Grand Avenue Baldwin Area**") as blighted and suitable for redevelopment in accordance with Article 15 of the General Municipal Law, based upon a blight study, originally dated December 2005, as amended (the "**Blight Study**") prepared for the Town of Hempstead, Department of Planning and Economic Development ("**DPED**") by its consultants, Saccardi & Schiff, Inc.; and

**WHEREAS**, the Town Board adopted an Urban Renewal Plan (the "**Urban Renewal Plan**") for the Grand Avenue Baldwin Area; and

**WHEREAS**, in 2006, at the direction of the Town Board, the DPED proceeded to issue a Request for Qualifications or Proposals (the "**2006 RFP**") to obtain expressions of interest from prospective developers to achieve the objectives of the Urban Renewal Plan; and

**WHEREAS**, by reason of adverse economic conditions that affected the general economy and Long Island at that time, the 2006 RFP and the Urban Renewal Plan could not be implemented; and

**WHEREAS**, in 2016, VHB Engineering (successor to Saccardi and Schiff, Inc.) reviewed and ultimately updated the Urban Renewal Plan and confirmed that the same blighted conditions existed and that redevelopment of this area in Baldwin was warranted; and

**WHEREAS**, in 2016, DPED determined that the blight conditions had continued and it was feasible to proceed with an Urban Renewal Plan for the Grand Avenue Baldwin Area; and

**WHEREAS**, the Urban Renewal Plan involves the parcels of property described on the schedule of parcels and illustrations attached as Exhibit A, including, but not limited to, properties owned by Nassau County, the Town of Hempstead, the Town of Hempstead Baldwin Special Parking District (the "**Parking District**"), the Baldwin Fire District (the "**Fire District**"), and certain driveways located on the rear of contiguous private properties (the "**Approved Redevelopment Plan Area**") and the Town will support and undertake such appropriate legal

procedure to obtain conveyance of the Special District properties owned by or controlled by the Parking District, the Fire District and/or Nassau County, which Parcels are included in the Approved Redevelopment Plan Area; and

**WHEREAS**, on April 29, 2016, DPED prepared and caused to be duly published a new Request for Proposals (the "2016 RFP") from prospective developers; and

**WHEREAS**, on June 28, 2016, EBBK submitted a response to the 2016 RFP to implement the Urban Renewal Plan, which response included a conceptual site and development plan to provide a mix of retail and rental improvements (the "Redevelopment Project"), which Redevelopment Project covers the Approved Redevelopment Plan Area; and

**WHEREAS**, DPED, after reviewing the responses to the 2016 RFP, recommended to the Town Board that it approve EBBK as the designated Developer of the Urban Renewal Plan; and

**WHEREAS**, after due notice, on September 20, 2016 (Resolution No. 1369-2016), in accordance with New York General Municipal Law (GML), the Town Board, after due deliberation, passed a resolution authorizing DPED to negotiate an agreement to implement the Urban Renewal Plan for the Parcels (as hereinafter defined) with EBBK as the designated Developer; and

**WHEREAS**, EBBK and the Town desire to enter into this Agreement which contemplates that (A) certain parcels of land, including all improvements thereon, be acquired by EBBK or the Town of Hempstead Industrial Development Agency (the "IDA") from private entities inside the Approved Redevelopment Plan Area which, if necessary, be acquired by eminent domain and leased and/or re-conveyed to EBBK as per the agreement with the IDA (each, a "Private Parcel(s)" or "Parcel(s)" which is inside the Approved Redevelopment Plan Area), and further (B) the Town will convey such parcels which are owned by the Town, if any, in the Approved Redevelopment Plan Area; and (C) will support and undertake such appropriate legal procedure to obtain conveyance of the Special District properties owned by or controlled by the Parking District, the Fire District and/or Nassau County inside the Approved Redevelopment Plan Area which are specifically described in Schedule B attached hereto, and incorporated herein by reference ; and

**WHEREAS**, EBBK intends to apply to the IDA to acquire, if necessary, by eminent domain Private Parcels in the Approved Redevelopment Plan Area to receive certain economic benefits in the form of abatements of real estate taxes, mortgage taxes and sales taxes in connection with the Redevelopment Project (the "IDA Application") and for the issuance of certain bonds (the "IDA Bonds"), the approval of which by the IDA is a condition of this Agreement.

**NOW, THEREFORE**, the Town and EBBK covenant and agree as follows:

## Section 1. Definitions

As set forth in this Agreement, the following terms shall have the meaning set forth below:

(a) **"Acquisition Costs"** shall mean the aggregate amount paid for the Private Parcels acquired pursuant to the Urban Renewal Plan including, but not limited to, the Condemnation Costs (as hereinafter defined.).

(b) **"Advance Payments"** shall mean the amounts required to pay the Condemnees pursuant to the New York Eminent Domain Procedure Law ("EDPL") or as required by other similar applicable law.

(c) **"Appraised Value"** shall mean the appraised value of a Private Parcel, including the value of any fixtures therein or thereon, for which compensation is required under applicable law.

(d) **"Approvals"** shall mean any and all County, Town and other approvals, including but not limited to, site plan approval ("**Site Plan Approval**"), zoning approval ("**Zoning Approval**" or "**Rezoning Approval**"), IDA approval ("**IDA Approval**") and all building permits, necessary or desirable for EBBK to move forward with the construction of the improvements in connection with the Redevelopment Project.

(e) **"Approved Appraisals"** shall mean the appraisals prepared by one or more appraiser(s) which may be used in the Proceeding for the purposes of determining the offers or Advance Payments to be made to the holder of any right, title, interest, lien, charge or encumbrance in the Private Parcels subject to an acquisition or proposed acquisition made pursuant to EDPL Section 303, and all other payments due thereunder including, but not limited to, the amount of any severance, relocation, fixture and other payments. Such Approved Appraisals shall be updated or, if necessary, new appraisals obtained to reflect the Appraised Value as of a date as close as is feasible to the date title of the subject Parcel vests in the IDA. Such updated or new appraisals shall likewise constitute the Approved Appraisals for all purposes hereof and such updated or new appraisals shall be delivered to EBBK promptly upon receipt of same by the IDA.

(f) **"Award"** shall mean such amount as the Court may determine as the just compensation to which the owners and/or lessees of Private Parcels (or any part thereof) are entitled in any condemnation proceeding involving the Private Parcels.

(g) **"Closing Balance"** shall mean the payment due from EBBK at Closing (as hereinafter defined) for the Parcels in the Approved Plan Area.

(h) **"Closing Excess"** shall mean the amount of the Acquisition Costs which exceeds the Closing Balance that may become due by reason of Awards in Proceedings or negotiations to acquire the Private Parcels inside the Approved Redevelopment Plan Area.

(i) **"Condemnation Costs"** shall mean and be confined to the Parcels in the Approved Redevelopment Plan Area with respect to (A) the Award or Awards in connection with the condemnation of any Private Parcel; (B) any cost of acquiring a Private Parcel determined through settlement negotiations; (C) any interest on an Award to be due to any Condemnee in satisfaction of its claim for just compensation pursuant to the EDPL, including but not limited to any additional allowance awarded by the Court pursuant to EDPL Section 701, whether by determination by the Court (after exhaustion of all appeals); (D) legal costs in connection with any trial or negotiation in the proceeding pursuant to the EDPL to condemn any Private Parcel; (E) the costs of any appraisals or expert reports to be utilized for any trial to determine just compensation; (F) all legal fees and disbursements associated with litigating or settling or attempting to settle with any and all of the Condemnees and conducting the litigation trials, as well as well as the costs of removing occupants in any Private Parcel, through the exhaustion of all appeals incurred after the Effective Date (as hereinafter defined,) and (G) title and other purchase expenses of acquiring the Private Parcels.

(j) **"Court"** shall mean the Supreme Court of the State of New York (Nassau County) or any New York State Court having jurisdiction over the Proceeding.

(k) **"Effective Date"** shall mean the date on which the time EBBK's review of the Approved Appraisals and the due diligence period set forth in Section 3(b) has expired.

(l) **"Excluded Uses"** shall mean (i) "Big-Box Retail" (with Big-Box Retail for the purposes hereof being defined as a single use retail user occupying 50,000 square feet or more at the Redevelopment Project), (ii) OTB parlors, (iii) tattoo parlors, (iv) check cashing establishments, (v) laundromats, (vi) pawn shops, (vii) massage parlors; (viii) cabarets, nightclubs or bars, which exclusion shall not include full service restaurants, and (ix) 24 hour "convenience markets", as "convenience market" is defined in the Building Zone Ordinance of the Town of Hempstead ("Town Code").

(m) **"IDA Lease"** shall mean, collectively, the lease from EBBK to the IDA and the lease back from the IDA to EBBK in respect to the Parcels.

(n) **"Petition"** shall mean the condemnation petition to be filed by the IDA in the Proceeding and any amendments thereto or replacement thereof permitted.

(o) **"Preliminary Development Plan"** shall mean the development of a structure or structures containing no more than 65,000 square feet of retail improvements adjacent to Grand

Avenue, one hundred forty (140) units of rental housing, and up to 50 units of university-style housing or millennial-oriented housing, and which will not include any Excluded Uses.

(p) **"Proceeding"** shall mean the proceeding, including all appeals therefrom, to be instituted by the IDA pursuant to the EDPL by the filing of the Petition for the condemnation of the Private Parcels. The term "Proceeding" shall include any pre-vesting EDPL litigation; the acquisition of any Parcel pursuant to an offer under Section 303 of the EDPL and accepted under Section 304 of the EDPL as permitted hereunder; any valuation contests pursuant to Article 5 of the EDPL (or settlement thereof); any Proceeding pursuant to Section 405 of the EDPL regarding writs of assistance; and any proceedings under EDPL Article 7.

(q) **"Remediation Costs"** shall mean the costs to remediate or remove any contamination found on the Parcels in accordance with applicable environmental law, rules and regulations.

(r) **"Site Plan"** shall mean the site plan or revised site plan submitted by EBBK and approved by the Town in connection with the Redevelopment Project inside the Approved Redevelopment Plan Area.

(s) **"Town Resolution"** shall mean such resolution or resolutions adopted by the Town Board relating to this Agreement or the Urban Renewal Plan.

All other capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Agreement.

## **Section 2. Format of this Agreement**

The purpose of this Agreement is to implement the Urban Renewal Plan and to enable EBBK to accomplish this purpose by the acquisition of the Parcels inside the Approved Redevelopment Plan Area. The parties recognize that EBBK is making a substantial investment in accomplishing the construction of the Redevelopment Project in the Approved Redevelopment Plan Area and that EBBK will require and apply for various approvals from the IDA to feasibly proceed with the Redevelopment Project. Recognizing that both the Town and EBBK are committed to the Redevelopment Project and want to assure it can meet its objectives, this Agreement therefore provides for:

(a) A due diligence period in which EBBK may make such investigation of the Parcels to be acquired, including valuation of each Parcel, as it deems reasonably necessary.

(b) The Town supporting conveyance by Nassau County, the Parking District and/or Fire District to convey the Parcels inside the Approved Redevelopment Plan Area and undertaking such appropriate legal procedures to accomplish same.



(c) EBBK applying to the IDA for the IDA to acquire Parcels in the Approved Redevelopment Plan Area and, additionally, provided an acceptable PILOT and bonding resolution is issued for the Approved Redevelopment Plan Area.

(d) The IDA completing the Proceedings for the acquisition of the Private Parcels in the Approved Redevelopment Plan Area that EBBK does not otherwise acquire through Private Agreement (as hereinafter defined.)

(e) The IDA issuing tax-exempt or taxable bonds to pay for the Acquisition Costs which exceed the Closing Cap.

(f) Closing after the issuance of the Approvals.

### **Section 3. Pre-Condition/Due Diligence/Effective Date**

#### **(a) Initial Valuation and Undertakings**

(i) Within twenty (20) business days of the signing of this Agreement, the Town will retain a reputable appraisal firm experienced in preparing valuation of property in the Baldwin area, which appraisal firm shall be acceptable to EBBK. The appraisal firm shall be contracted to provide the Approved Appraisals of the Private Parcels, including the possible severance or consequential damages, if any, and to provide same within ninety (90) days of retention.

(ii) Prior to the end of the Appraisal Review Period (as hereinafter defined), the Town shall use all reasonable efforts to cause the Parking District, the Fire District and Nassau County to agree to convey at no cost the parcels each owns to the Purchaser at the Closing Date (as hereinafter defined.)

(iii) Prior to the end of the Appraisal Review Period, the Town shall use all reasonable efforts to cause the IDA to agree to exercise its right to inspect the Private Parcels as a prospective condemning authority.

(iv) In the event (x) the aggregate estimate of the Acquisition Costs exceeds \$15,000,000.00 or (y) the Town is unsuccessful in causing the relevant parties to take the contemplated actions in subsections (ii) and (iii) above, either the Town or EBBK may cancel this Agreement within fifteen (15) business days (the "Appraisal Review Period") from the date of receipt of the subject appraisals, and no party shall have any liability for any expenses or costs incurred to that date by the other party.

#### **(b) Due Diligence**

(i) Inspection. EBBK acknowledges that EBBK has relied and will rely on its own due diligence review in entering into this Agreement, including physical inspections of the Parcels as are inside the Approved Redevelopment Plan Area, and that the same is being purchased solely in reliance upon such due diligence review, and further acknowledges that, except as specifically set forth herein, no representations or warranties, expressed or implied, including any warranty of merchantability or fitness for any purpose, have been made or will be made by or on behalf of the Town with respect to the Parcels or the physical condition thereof. Without limiting the generality of the foregoing, in the event of any defect or deficiency in the Parcels, whether latent or patent, the Town will not have any responsibility or liability with respect thereto, nor any liability for incidental or consequential damages. Upon Closing, subject to the terms of this Agreement, EBBK will be deemed to have waived, released and discharged any claims it has, might have or may have against the Town with respect to the condition of the Parcels, either patent or latent, the actual or potential income or profits to be derived from the Parcels, the real estate taxes or assessment now or hereafter payable thereon, the Parcels' compliance with the Americans with Disabilities Act ("ADA") or any state or local accessibility standards, or with any environmental protection, pollution, subdivision or land use laws, rules, regulations or requirements, and any other state of facts which may exist with respect to the Parcels.

(ii) The Town shall make available to EBBK all documents relating to the Parcels in the Approved Redevelopment Plan Area; provided, however, that EBBK will have the right to conduct any boring, drilling or other invasive tests or procedures on or about the Parcels in accordance with the EDPL.

(iii) **"Due Diligence Expiration Date"** shall mean 5:00 p.m. (local time) on the date which shall be the one hundred twentieth (120<sup>th</sup>) day after the expiration of the Appraisal Review Period. Prior to the Due Diligence Expiration Date, EBBK will have the right to inspect and review all matters relating to the Parcels. The Town will cooperate with EBBK to provide, or cause to be provided, reasonable access to the Parcels for purposes of conducting due diligence.

(iv) In respect to the Parcels inside the Approved Redevelopment Plan Area, at any time prior to the Due Diligence Expiration Date, if EBBK, in its reasonable judgement, shall not be satisfied with the Urban Renewal Plan, the Parcels, the Redevelopment Project or any other matter which is the subject of this Agreement, EBBK may elect to terminate this Agreement by Notice (as hereinafter defined) to the Town, and neither party will have any further liability to the other hereunder (other than rights and obligations arising under this Agreement which by their terms are to survive such termination). Prior to the Due Diligence Expiration Date, the Town shall cooperate with EBBK or EBBK's agents in providing access to the Parcels, or cause to be provided reasonable access to the Parcels for purposes of conducting due diligence.

(c) Soil Tests/Contamination/Remediation

(i) If, at any time, prior to the Due Diligence Expiration Date, EBBK desires to conduct tests to ascertain any contamination on the Parcels or upon the soil to determine the existence of Hazardous Substances upon or under the Parcels, the Town shall cooperate with EBBK to obtain the soil samples to conduct such hazardous substances tests or conduct such other tests as are necessary to ascertain any contamination, at its sole cost and expense (and not subject to reimbursement by the Town in any event). EBBK will cause a reputable environmental consultant or engineer as is reasonably acceptable to the Town ("**Environmental Consultant**") to conduct such tests, perform such studies and make such calculations as may be necessary to determine the existence of Hazardous Substances upon or under the Parcels. If Hazardous Substances are present upon or under the Parcels, the Environmental Consultant shall determine the estimated cost of lawfully removing or mitigating such Hazardous Substances from the Parcels. EBBK will promptly provide the Town with a copy of the results of any such hazardous substances tests. If EBBK does not conduct such test and determine such removal or mitigating costs by the Due Diligence Expiration Date, and/or does not present the Town with a copy of the results of such tests and cost estimates, by the Due Diligence Expiration Date, EBBK will be deemed to have waived its right to terminate this Agreement as hereinafter set forth as a result of such test results and cost estimates.

(ii) If the tests are performed and presented to the Town in the time and manner required above and disclose the existence of Hazardous Substances or condition requiring remediation upon or under the Parcels, and EBBK does not cancel this Agreement in accordance with subsection (c)(iii) hereof, EBBK will, at EBBK's option, either (x) remove and dispose of the Hazardous Substances and conduct the necessary remediation from upon or under the Parcels, at EBBK's sole cost and expense, and in accordance with all applicable law, or (y) covenant and agree in a separate instrument executed at Closing between EBBK and the Town or the IDA as may be required that EBBK will legally remediate, mitigate and/or clean up, remove and dispose of the Hazardous Substances upon or under the Parcels. The cost of such remediation clean-up will be paid for by EBBK (without any reimbursement therefor from the Town).

(iii) If, prior to the Due Diligence Expiration Date, the Environmental Consultant estimates that the cost of all testing and removing or mitigating such Hazardous Substances equal or exceeds \$250,000, EBBK shall notify the Town of such estimate and whether it elects to terminate the Agreement. Upon such written notification of termination by EBBK, this Agreement will be deemed terminated, and thereafter neither party will have any rights against or liabilities to the other by reason of this Agreement.

(d) Effective Date If by the Due Diligence Termination Date, neither party terminates this Agreement in accordance with the provisions hereof, this Agreement shall be

deemed effective ("**Effective Date**") and the parties shall proceed to take such other actions as are required by this Agreement and set forth in the following section to implement the Urban Renewal Plan and the Redevelopment Project.

**Section 4. Preliminary Development Plan**

(a) Within one hundred fifty (150) days after the Effective Date, EBBK will submit to the Town, for the Town's approval, a Development Plan conforming to the Preliminary Development Plan, which may be amended from time to time (the "**Revised Development Plan**"). EBBK represents and warrants to the Town (with EBBK acknowledging that this representation and warranty is a material inducement to the Town entering into this Agreement, that all buildings and other improvements at the Parcels, once built, will comply with all then applicable federal, state, county and local law, including but not limited to, all then applicable zoning ordinances, variances, governmental regulations and restrictive covenants affecting the Parcels. Any material changes to the Revised Development Plan must be approved by the Town, which approval shall not be unreasonably withheld, delayed or conditioned, so long as the changes are materially consistent with the provisions of this Agreement. Without limiting the foregoing, any Development Plan will include, among other things, (i) site plans detailing the footprint of the building(s) to be constructed on the Parcels materially in accordance with the Preliminary Development Plan, parking areas, loading and unloading areas, landscaping and fencing, (ii) floor plans which indicate the intended use of spaces, and (iii) elevations showing external materials to be used for the construction of such building(s). Such submittals shall be in sufficient detail to permit (1) a determination of material compliance with the Response and the provisions of this Agreement, and (2) a detailed review and assessment of the quality of design and the character of the proposed construction. If any Revised Development Plan does not meet the Town's approval as aforesaid, EBBK shall amend and resubmit to the Town an amended Revised Development Plan until Town's approval, which approval shall not be unreasonably withheld, delayed or conditioned, is obtained. Any material changes to the Revised Development Plan proposed after receipt of such approval by the Town shall be similarly submitted for review and approved by the Town, which approval shall not be unreasonably withheld, delayed or conditioned. The covenants and warranty of EBBK to develop the Parcels in accordance with the Revised Development Plan and the provisions of this Section will survive the Closing (the "**Approved Project Plan**").

(b) Surrounding Parcels. Prior to and during the Proceedings, EBBK shall have the right to enter into private purchase agreements with any or all of the owners of the Parcels or any other property owners of the surrounding parcels ("**Surrounding Parcels**"), not part of the Parcels ("**Private Agreements**"). The Town recognizes that such Surrounding Parcels where EBBK enters into Private Agreements with Property Owners are entitled to become part of the application for a change of zoning or any other Approvals that EBBK may apply for in connection with the Redevelopment Project. The Town in reviewing these applications for Approvals shall grant any such applications for such Approvals provided they are consistent with

the Urban Renewal Plan. Notwithstanding the foregoing, the costs to acquire Surrounding Parcels shall not be included in the Acquisition Costs.

**Section 5. Obligations of EBBK Preliminary to Zoning**

(a) It is understood and agreed that the Town cannot take the necessary steps to rezone the Redevelopment Project consistent with the Plan of Development unless and until EBBK (i) first provides the Town with an acceptable Revised Development Plan; (ii) identifies the Private Parcels which EBBK wishes to acquire with Private Agreements; and (iii) identifies the Surrounding Parcels that EBBK may plan to acquire by Private Agreement for which it will require rezoning.

(b) In respect to Other Properties, the Town, in its sole discretion, may rezone such properties if it determines that it is in the public interest and will serve the purposes of the Project.

**Section 6. Zoning**

Within one hundred twenty (120) days of accepting the Revised Development Plan, the Town, on its own motion, shall take such action as is appropriate to zone or rezone the Parcels in the Redevelopment Project, and remove or modify any existing property covenants, so as to render the Redevelopment Project consistent with the Revised Development Plan over which the Town has control; it being recognized that modification or removal of any covenants concerning Special District and County Parcels is not within the control of the Town, but the Town shall use all reasonable efforts to obtain such modification and/or removal. The Zoning approval may provide for a Zoning Overlay District for the Redevelopment Project.

**Section 7. Agreement Down Payment and Escrow Provisions**

(a) Within ten (10) days of the Town's rezoning of the Redevelopment Project, EBBK shall make a Down Payment of One Hundred Thousand and 00/100 (\$100,000.00) Dollars (the "Down Payment") by check, subject to collection.

(b) The Down Payment will be paid to, and held in escrow by Berkman, Henoch, Peterson, Peddy & Fenchel, P.C. (the "Escrow Agent") in a special interest-bearing account or accounts to be held in a federally insured bank at a branch located in Nassau County upon the terms and conditions set forth in this Section.

(c) Upon the Closing, the Down Payment plus interest accrued thereon will be paid to the IDA. Upon the termination of this Agreement prior to Closing in accordance with the provisions hereof, the Down Payment shall be paid to EBBK. The party entitled to the Down Payment will be entitled to the interest earned thereon.

(d) The parties acknowledge that Escrow Agent is acting solely as a stakeholder at each party's request and consent and, for their convenience, the Escrow Agent will not be deemed to be the agent of either of the parties, and that Escrow Agent will not be liable to either of the parties for any act or omission on its part unless taken or suffered in bad faith, in willful disregard of this Agreement or involving gross negligence. The Town and EBBK will jointly and severally indemnify and hold Escrow Agent harmless from and against all costs, claims and expenses, including reasonable attorneys' fees, incurred in connection with the performance of Escrow Agent's duties hereunder, in the event a dispute arises, except with respect to actions or omissions taken or suffered by Escrow Agent in bad faith, in willful disregard of this Agreement or involving gross negligence on the part of Escrow Agent. This indemnity will survive Closing. EBBK acknowledges that Escrow Agent represents and will continue to represent the Town in this transaction.

(e) Escrow Agent will be entitled to rely upon any judgment, certificate, demand or other writing delivered to it hereunder without being required to determine the authenticity or the correctness of any facts stated therein, the propriety or validity thereof, or the jurisdiction of the Court issuing any such judgment. Escrow Agent may act in reliance upon any instrument or signature believed to be genuine or duly authorized, and advice of counsel in reference to matter or matters connected therewith.

(f) Any notice, demand or other communication to Escrow Agent will be sent in accordance with the provisions of this Agreement with respect to notice.

(g) The Escrow Agent agrees not to release the Down Payment to either party without having first given ten (10) days prior written notice to the other party of such pending release. If Escrow Agent receives written notice during said ten (10) day period that the other party objects to the release of the Down Payment, then Escrow Agent will not release the Down Payment and the dispute will be resolved as provided herein.

(h) If there is a dispute, the party to whom the Down Payment plus interest accrued thereon is finally awarded by a court of competent jurisdiction will be entitled to reimbursement for its reasonable legal fees and disbursements incurred in the Dispute and the other party pays all of Escrow Agent's costs.

(i) The parties acknowledge and understand that the entire Down Payment plus interest accrued thereon may not be protected by the Federal Deposit Insurance Corporation and/or any insurance offered by or through it, and agree that the Escrow Agent will have no liability for failure of the depository or depositories in which the Down Payment is deposited.

**Section 8. Pre-Condition to Closing/Application and Approval by IDA**

(a) Within sixty (60) days after the site plan and zoning Approvals, EBBK shall make application to the IDA to (1) acquire the Parcels, where necessary, by eminent domain; (2) issue or authorize such bonding required to pay the Condemnation and Acquisition Costs; and (3) grant a Payment in Lieu of Taxes for the Parcels in the Approved Redevelopment Plan Area.

(b) Closing is conditioned on the receipt by EBBK of all of the Approvals.

(c) The Town makes no representation or warranties that the IDA shall approve EBBK's application or any part thereof.

(d) Closing is further conditioned on the delivery to EBBK of the Private Parcels, vacant and free of tenancies, licenses and any other form of written or oral occupancy agreement.

(e) If EBBK fails to proceed with the IDA application, then, in that event, the Town may cancel this Agreement and retain the Down Payment.

(f) Closing is further conditioned on the Approvals by the County, Parking District and Fire District for the conveyance of such parcels as are necessary to implement the Approved Redevelopment Plan Area.

(g) Closing is further conditioned on the acquisition by the IDA of the Private Parcels and, in the event the acquisition was by eminent domain, the expiration of any appeal time or confirmation of the acquisition pursuant to EDPL § 207 or similar action challenging the Proceedings.

#### **Section 9. Closing Date**

(a) If, on the date set for the Closing, any of the conditions specified above required to be performed will not have been substantially fulfilled and cannot reasonably be addressed by adjustments or the holding of a reasonable escrow, then the IDA and the Town will have no obligation to transfer and convey, or cause to be conveyed, the Parcels to EBBK and EBBK will have no obligation to purchase the Parcels and neither party will have any rights against or liabilities to the other by reason of this Agreement. If the all the Closing conditions are not met, the Town will return the Down Payment plus accrued interest thereon to EBBK. Nevertheless, EBBK, without reduction of the Purchase Price or any credit or allowance against the same (except and specifically as provided herein) and without any liability on the part of the Town may, nevertheless, accept such condition or provision and close accordingly.

(b) The Closing will take place on no less than sixty (60) days' notice to EBBK, or at such time as may be set by the IDA, with time being of the essence against EBBK. The Closing will occur at such time and such location as may be acceptable to the Town, the IDA and EBBK.



**Section 10. Closing/Payment of Acquisition Costs**

At Closing, the Acquisition Costs shall be paid as follows:

(a) Closing Balance

(i) EBBK shall pay the Closing Balance. The Closing Balance is the Down Payment plus the Advance Payments, plus any and all other Condemnation Costs incurred by the IDA accruing for the Parcels in the Approved Redevelopment Plan Area through the date of Closing, to an aggregate maximum amount of Four Million & 00/100 (\$4,000,000.00) Dollars (the "Closing Cap") less the purchase price of Private Parcels acquired by EBBK by negotiation in the Approved Redevelopment Plan Area, and subject to the adjustments and prorations set forth in this Agreement.

(ii) In the event the Closing Balance is less than the Closing Cap, the remainder of the Closing Balance shall be paid as and when Determinations with the various Condemnees have been completed, and any other additional Condemnation Costs not yet incurred by the IDA at Closing or not readily ascertainable at Closing, but only to the extent the Acquisition Costs do not exceed the Closing Cap.

(b) Closing Excess

(i) The Closing Excess is the amount of Acquisition Costs exceeding the Closing Cap incurred by the IDA in acquiring the Parcels in the Approved Redevelopment Plan Area.

(ii) The Closing Excess will be funded with the proceeds from the issuance of Bonds by the IDA.

(iii) Such Bonds shall not be a general obligation of the Town and shall be secured by the Redevelopment Project in accordance with the terms of the IDA Approval and IDA Bond indenture.

**Section 11. Title; Permitted Encumbrances**

(a) The Parcels will be subject to ("Permitted Encumbrances"):

(i) Minor variations, if any, between the Parcels as shown on a Tax Map of Nassau County and an accurate survey of the Parcels;

(ii) Any state of facts an accurate survey of the Parcels would show, provided same does not make title unmarketable;



(iii) The covenants and restrictions contained in the leases or Deeds of the Parcels, provided same do not prohibit or materially interfere with the use of the Redevelopment Project as intended hereunder or materially increase EBBK's costs of development of the Redevelopment Project;

(iv) The Urban Renewal Plan, to the extent the Preliminary or Revised Plan of Development is in conflict with the Urban Renewal Plan, except that, in the Town's discretion, the Urban Renewal Plan may be modified or amended to conform with the Preliminary or Revised Plan of Development in such manner as is in conformity with applicable law;

(v) Any and all laws, statutes, ordinances, codes, regulations or requirements, including, without limitation, building, zoning and other land use restrictions, ordinances and regulations affecting the Redevelopment Project adopted by Nassau County or the Town or by any other governmental authority having jurisdiction thereof, and all amendments or additions thereto now, or which will at the time of Closing be, in force and effect except as otherwise provided in this Agreement, provided that same do not prohibit or substantially interfere with the use of the Redevelopment Project as intended hereunder; and

(vi) Real Estate taxes, including without limitation, those which are to become payable after the Closing, provided that apportionment is made as herein provided.

(b) EBBK will accept such title to the Parcels as First American Title Insurance Company of New York (the "Title Company") is willing to approve and insure at regular rates, subject only to the Permitted Encumbrances evidenced in a title report issued by the Title Company prior to Closing (the "Title Report").

#### **Section 12. Condition of the Parcels**

Subject to the terms and provisions hereof, EBBK acknowledges and agrees that EBBK will accept the condition of the Parcels "AS IS, WHERE IS, WITH ALL FAULTS." EBBK hereby acknowledges that it will not be entitled to, and does not and will not, rely on the Town or its agents as to (a) the quality, nature, adequacy or physical condition of the Parcels including, but not limited to, the structural elements, access, landscaping, parking facilities or the sewage or utility system, if any; (b) the quality, nature, adequacy or physical condition of soils or the existence of ground water at the Parcels; (c) the existence, quality, nature, adequacy or physical condition of the utilities serving the Parcels; (d) the development potential of the Parcels for any particular purpose; and (e) the zoning or other legal status of the Parcels, except that EBBK and Town agree that this Agreement will be subject to adoption, in all material respects, by the Town of the Zoning change consistent with the Redevelopment Project.

#### **Section 13. Lease/Deed Provisions**

The Lease and/or Deed provisions to be executed by EBBK and the IDA will contain provisions as follows:

(a) EBBK, its successors and assigns, covenants and agrees to comply with the terms of the Plan. The Redevelopment Project shall be developed so as to exclude, from the Closing until the expiration of five (5) years from completion of the construction of the Project, the Excluded Uses.

(b) EBBK, its successors and assigns, covenants and agrees to be bound by the following covenants, which will be binding for the benefit of the Town and enforceable by the Town against EBBK and its successors and assigns to the fullest extent permitted by law and equity:

(i) EBBK, its successors and assigns, including any lessees or operators or licensees of the Redevelopment Project, will comply with all applicable federal, state, and local laws in effect from time to time prohibiting discrimination or segregation by reason of age, race, creed, religion, sex, color, national origin, ancestry, sexual orientation or affectional preference, disability or marital status (collectively, "**Prohibited Distinctions**") in connection with the use of the Redevelopment Project or any improvements erected or to be erected thereon, or any part thereof, including but not limited to uses such as the sale, lease or occupancy of the Redevelopment Project or any improvements erected or to be erected thereon, or any part thereof. Without limiting the foregoing, EBBK, its successors, assigns and any lessees, operators or licensees of the Redevelopment Project will not make any agreement, lease, conveyance or other instrument whereby the sale, lease, or occupancy of the Redevelopment Project or any improvements erected or to be erected thereon, or any part thereof, is restricted upon the basis of any Prohibited Distinction.

(ii) EBBK, its successors and assigns, including any lessees, operators or licensees of the Redevelopment Project will include the covenants of clause (i) above in any agreement, lease, conveyance, or other instrument with respect to the sale, lease, or occupancy of the Parcels or any improvements erected or to be erected thereon, or any part thereof.

(c) Any tenant, subtenant, operator or licensee of the Redevelopment Project, or any part thereof, will be bound by the provisions of this Lease and Deed.

**Section 14. Documents To Be Delivered At Closing**

At or before the Closing, the following shall be delivered to EBBK or the IDA:

(a) Such instruments from the Town, the Parking District, the Fire District and/or Nassau County and from the IDA for those Parcels which it has acquired, together with all appropriate resolutions approving same;

(b) Such IDA documentation as is required by the IDA Approval and its acquisition of title and lease to EBBK.

(c) TP-584 form or forms duly executed by Town, a New York State Equalization Form (RP-5217) executed by the Town and, where required, the IDA and any other instruments, affidavits, or forms as required in connection with the Closing.

(d) Such affidavits as the Title Company may reasonably require in order to issue a title insurance policy subject to the Permitted Encumbrances.

(e) EBBK will pay the Closing Balance, and all other sums that EBBK is required to pay under this Agreement (other than the Down Payment) by direct order (or to the direct order of the party or parties designated by the Town or IDA as requested) by unendorsed certified or bank checks drawn on a bank that is a member of the New York Clearinghouse, or by wire transfer of immediately available federal funds, as directed in writing two (2) days prior to the Closing.

(f) If any check given as Closing Balance and delivered by EBBK is dishonored by the bank upon which it is drawn, for any reason other than a faulty endorsement by the Escrow Agent, and EBBK does not replace such check with a certified or official bank check within three (3) business days from its receipt of written notice of such dishonor sent by, or on behalf of the Town, the Town, in addition to any other rights and remedies that it may have (including, without limitation, an action to collect the proceeds of the dishonored check), may, at the Town's option, declare this Agreement to be of no force and effect whereupon the Town will be relieved and released from all obligations hereunder.

#### **Section 15. Transfer Taxes, Recording**

At Closing, unless this transaction is exempt therefrom, the Town will deliver a check or checks to the order of the appropriate recording officer of Nassau County for the New York Real Estate Transfer Taxes due under Section 31 of the Tax Law of the State of New York (the "RETT"). The checks in payment of the RETT must be certified or official bank checks if required by the taxing authority. EBBK will sign any such tax returns and cause the check or checks and the return or returns to be delivered to the appropriate officer promptly after the Closing.

#### **Section 16. Representations, Warranties and Covenants to EBBK**

(a) EBBK represents and warrants to that:

(i) EBBK, at the time of Closing will be a single purpose bankruptcy remote New York limited liability company managed by Jan Burman, Steven Krieger, Steven Kaufman and/or Marc Kemp; and

(ii) EBBK has all requisite power and authority to execute, deliver and perform this Agreement. Upon execution and delivery of this Agreement by the parties thereto, this Agreement will constitute a legal, valid, binding and enforceable obligation of EBBK.

(b) The Town represents and warrants to EBBK that:

(i) The Town is a New York municipal corporation duly formed, validly existing and in good standing under the laws of the State of New York and has full power and authority to conduct its business as presently conducted and to enter into this Agreement;

(ii) The party executing this Agreement on the Town's behalf is authorized to sign and bind the Town; and

(iii) The execution, delivery and performance of this Agreement does not and will not violate or conflict with any laws or governmental regulations or permits applicable to the Town.

**Section 17. Limitation on the Town's Liability**

(a) If the Town, the Parking District, the Fire District and/or the IDA is unable to convey, or cause to lease or convey, title to the Parcels in accordance with the provisions of this Agreement as herein provided for any reason, the IDA's and the Town's sole obligation and liability hereunder will be to cause the Escrow Agent to release the Down Payment with interest accrued thereon, and thereupon all rights and obligations hereunder, by either party against the other will cease and terminate, and this Agreement will be null and void and the lien, if any, of EBBK against the Parcels will wholly cease.

(b) EBBK waives any right it may have to bring an action against the Town, the IDA, the Parking District and the Fire District for damages, its remedies being limited to cancellation or specific performance. EBBK expressly waives the right to file a notice of pendency, or take any other action that would adversely affect the Town's ability to convey title to or cause the conveyance of any of the Parcels in the Approved Redevelopment Plan Area free and clear of any claim of EBBK, unless EBBK commences an action for specific performance.

**Section 18. Notices**

Unless a provision of this Agreement provided specifically for notice to be sent in a different manner, all notices under this Agreement must be given in writing and must be personally delivered with proper receipt therefor, or sent by one-day express delivery service from the United States Postal Service, Federal Express, or other reputable national overnight courier service, to the other party, with a copy to the attorney for such party as follows:

If to Town:                   Town of Hempstead  
                                  c/o Department of Planning and Economic Development  
                                  200 North Franklin Avenue  
                                  Hempstead, New York 11550  
                                  Attention: George L. Bakich, Commissioner

With another                 Town of Hempstead  
copy to:                   Office of the Supervisor  
                                  1 Washington Street  
                                  Hempstead, New York 11550  
                                  Attention: Counsel to Supervisor

With a copy to:             Berkman, Henoch, Peterson & Peddy P.C.  
                                  100 Garden City Plaza  
                                  Garden City, New York 11530  
                                  Attention: Saul Fenchel, Esq.

If to EBBK:                 EBBK  
                                  c/o The Engel Burman Group  
                                  67 Clinton Road  
                                  Garden City, New York 11530  
                                  Attention: Steven Krieger and Jan Burman

And

EBBK  
c/o Basser-Kaufman  
151 Irving Place  
Woodmere, New York 11598  
Attention: Marc Kemp

With a copy to:             Farrell Fritz, P.C.  
                                  1320 RXR Plaza  
                                  Uniondale, New York 11556-1320  
                                  Attention: Peter L. Curry, Esq.

If to  
Escrow Agent:

Berkman, Henoch, Peterson & Peddy, P.C.  
100 Garden City Plaza  
Garden City, New York 11530  
Attention: Saul Fenchel, Esq.

Notices will be deemed given upon receipt or first refusal thereof. Notices may be sent by the attorneys for the party sending such Notice with the same force and effect as if sent by the actual party. Any party may change its address for Notices by notice to the other party given in accordance with this Agreement.

**Section 19. Broker**

The Town and EBBK hereby represent and warrant to each other that no broker or agent brought about this sale. EBBK and the Town each agree to defend, indemnify and hold the other harmless and their respective officers, directors, members, principals, agents, representatives and employees from and against any obligation, liability, claim, demand, penalty, fine, damages, cost, expense and judgment incurred as a result of its breach of the foregoing representation. Each of the Town and EBBK may participate in the defense of any action or matter of a type described above, with an attorney chosen by the Town or EBBK. The provisions of this Section will survive the Closing.

**Section 20. No Assignment**

(a) EBBK's interest under this Agreement will not be assigned, nor will EBBK divest itself of any interest herein. Any attempted assignment in contravention of this paragraph will be void. Notwithstanding the foregoing, EBBK's interest may be assigned without the consent of the Town to an entity which is under the day-to-day management and control of any combination of Jan Burman, Steven Krieger, Steven Kaufman and/or Marc Kemp.

**Section 21. Provision to Preserve the Integrity of the Urban Renewal Plan**

In order to preserve the integrity of the Urban Renewal Plan, the Town of Hempstead Building Department will notify the DPED upon receipt of any applications for a permit for building construction or alteration, or for a certificate of occupancy for a structure or use within the Redevelopment Project. Pursuant to Section 503(h) of the General Municipal Law, for a period of three years from the approval of the Urban Renewal Plan by the Town Board, or of any amendments or modifications thereto, the Building Department shall not issue a building construction or alteration permit, or a certificate of occupancy for a structure or use within the Redevelopment Project, without having first obtained the consent of the DPED, unless the construction, alteration, or use is necessary for the immediate protection of public health and safety. DPED shall consent to the issuance of certificates and permits upon a determination that the proposed construction, alteration, or use is not inconsistent with the Plan or any amendments

or modifications thereto. DPED shall have the power to reject any proposals that are inconsistent with the Urban Renewal Plan in order to preserve the integrity of the Urban Renewal Plan.

**Section 22. Entire Agreement**

(a) This Agreement constitutes the full agreement between the parties with respect to transaction contemplated herein, and all prior understandings and agreements are merged into this Agreement. Neither this Agreement nor any provision hereof may be changed or cancelled except by agreement in writing signed by the party (acting by a duly authorized member or officer thereof) against whom any purported change is sought to be enforced. This Agreement will be deemed to have been jointly drafted by the attorneys for both parties and will be construed neither for nor against the Town or EBBK. References to "hereof", "hereunder", "hereby", "hereto", "hereinbelow", or "herein" set forth in this Agreement will refer to this entire Agreement and not to the section or subsection in which they appear unless there is no reasonable construction to that effect.

(b) This Agreement will be governed by, and construed in accordance with, the laws of the State of New York. If any provision of this Agreement is determined to be unenforceable or invalid, such invalidity or unenforceability will not affect the remaining provisions of this Agreement, as the provisions of this Agreement are intended to be and will be severable. It is the intention of the parties that if any provision of this Agreement is capable of two constructions, one of which would render the provision void and the other of which would render the provision valid, then the provision will have the meaning that renders it valid.

(c) The captions in this Agreement are inserted for convenience of reference only and in no way define, describe or limit the scope or intent of this Agreement or any of the provisions thereof.

(d) This Agreement will be binding upon and will inure to the benefit of the parties hereto and their respective successors and permitted assigns.

(e) The gender used in this Agreement will be deemed to refer to the masculine, feminine, or neuter gender, as the identity of the contracting parties may require. The singular will include the plural as the content may dictate.

(f) If there is any litigation between the parties arising out of the subject matter of this Agreement, including without limitation, any action premised upon a claimed breach of the terms, conditions or covenants of this Agreement, the prevailing party in such action will be entitled to recover, from the other party, all reasonable attorney's fees, court costs and disbursements incurred by the prevailing party.

(g) Any failure by a party to insist upon strict performance by the other of any of the provisions of this Agreement will not be deemed a waiver of any of the provisions hereof, irrespective of the number of violations or breaches which may occur, and notwithstanding any such failure, such party will have the right thereafter to insist upon strict performance by the other of any and all of the provisions of this Agreement to be performed by them.

(h) EBBK may not record this Agreement and any recordation or attempted recordation by EBBK hereof will be void and of no effect and will constitute a default by EBBK under this Agreement.

(i) This Agreement may be executed in multiple counterparts, each of which shall be deemed an original and all of which taken together shall constitute one and the same instrument. Delivery of an executed counterpart of this Agreement electronically in pdf format shall be effective as delivery of an original executed counterpart of this Agreement.

**Section 23. Binding Agreement/Counterparts**

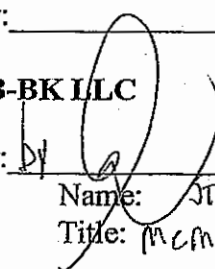
This Agreement may be executed in counterparts. This Agreement will not be or become binding upon EBBK and the Town to any extent or for any purpose unless and until it is executed by EBBK and the Town and a fully executed counterpart thereof is delivered to EBBK and Town respectively.

IN WITNESS WHEREOF, the parties have duly executed this Agreement as of the day and year first above written.

**THE TOWN OF HEMPSTEAD**

By: \_\_\_\_\_

**EB-BK LLC**

By:  \_\_\_\_\_

Name: Steven Kretz  
Title: member

**ESCROW AGENT:**

SOLELY FOR THE PURPOSES OF CONFIRMING THE PROVISIONS OF SECTION 7:

**BERKMAN, HENOCH, PETERSON, PEDDY & FENCHEL, P.C.**

By: \_\_\_\_\_, Esq., Shareholder





CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as

Follows:

RESOLUTION AUTHORIZING THE TOWN ATTORNEY  
TO EXECUTE A PERSONAL SERVICE CONTRACT  
WITH THE LAW FIRM OF BEE, READY, FISHBEIN,  
HATTER & DONOVAN, LLP, FOR LABOR CONSULTING  
SERVICES FOR THE YEAR 2017

WHEREAS, It is necessary to employ a labor consultant to provide advice with regard to employment practices and administration of labor contracts and to conduct labor negotiations and

WHEREAS, the law firm of Bee, Ready, Fishbein, Hatter & Donovan, LLP has an extensive background and experience in all phases of labor law, and is deemed to be highly qualified to act as labor consultant to the Town; and

WHEREAS, this Town Board deems it to be in the public interest to engage the law firm of Bee, Ready, Fishbein, Hatter & Donovan, LLP, for the purpose of rendering consultation and advice in the field of labor relations and contract negotiations for the year of 2017;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney, hereby is authorized to execute a contract for labor consulting services by and between the Town of Hempstead and the law firm of Bee, Ready, Fishbein, Hatter & Donovan, LLP, 170 Old Country Road, Suite 200, Mineola, New York, 11501, for the purpose of rendering consultation and assistance in the area of labor relations for the 2017 calendar year, and BE IT FURTHER

RESOLVED, that the Town Attorney, hereby is authorized to make payments in the amount of \$2,000.00 per month under the contract from Fee and Services Account, number 101 012 9000 4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

26

Case #

25523



NOW, THEREFORE, BE IT

RESOLVED, that a 90-day extension of the moratorium period is necessary to maintain the status quo while the Town shall properly conduct and complete it's study and enact new regulations in accordance with the legislative intent of section 302(R) as provided therein; and be it further

RESOLVED, that pursuant subsection 302(R)3 of Article XXXI of the Building Zone Ordinance, the moratorium is hereby extended for all purposes to include an additional 90 days immediately following the initial 180 day moratorium period; and be it further

RESOLVED that all parties receive notice of this resolution to the extent required by law.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution  
and moved its adoption as follows:

RESOLUTION AUTHORIZING THE DEPARTMENT OF BUILDINGS TO ISSUE A BUILDING PERMIT WITH A FEE "CAP" IN CONNECTION WITH BUILDING PERMIT APPLICATION NO. 201615937 AND ALL ASSOCIATED APPLICATIONS, OPEN PERMITS, CERTIFICATES AND BOARD OF ZONING APPEALS FEES, FOR HOFSTRA UNIVERSITY. FOR PROPOSED NEW SCHOOL OF BUSINESS AT PREMISES LOCATED AT 1000 FULTON AVENUE, UNIONDALE, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, the Hofstra University, has filed Building Permit Application No. 201615937 and all associated applications, open permits, certificates and board of zoning appeals fees with the Department of Buildings of the Town of Hempstead for proposed New School of Business at premises located at 1000 Fulton Avenue, Uniondale, Town of Hempstead Nassau County, New York; and

WHEREAS, the Hofstra University, has requested consideration for an exemption from payment of full fees in connection with Building Permit Application No. 201615937 and all associated applications, open permits, certificates and board of zoning appeals fees; and

WHEREAS, this Town Board deems it to be in the public interest for an exemption from payment of full fees in connection with Application No. 201615937 and all associated applications, open permits, certificates and board of zoning appeals fees;

NOW, THEREFORE, BE IT

RESOLVED, that a fee "cap" of \$93,750.00 is hereby fixed regarding Building Permit Application No. 201615937 and all associated applications, open permits, certificates and board of zoning appeals fees for proposed New School of Business at the premises located at 1000 Fulton Avenue, Uniondale, Nassau County, New York.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

28

Case #

10315

CASE NO.:

RESOLUTION NO.

Council  
resolution and moved for its adoption:

offered the following

RESOLUTION AUTHORIZING THE COMMISSIONER  
OF THE DEPARTMENT OF CONSERVATION AND  
WATERWAYS TO EXECUTE A BOUNDARY LINE  
AGREEMENT AFFECTING PROPERTY LOCATED AT  
ISLAND CREEK, SEAFORD, NEW YORK, SUBJECT TO  
A PERMISSIVE REFERENDUM.

WHEREAS, a dispute exists as to the precise location of the  
boundary line of lands belonging to WPI Ventures II, LLC, having a place of business at  
500 North Broadway, Suite 206, Jericho, New York, and lands of the Town of  
Hempstead; and

WHEREAS, the aforesaid WPI Ventures II LLC has submitted a  
boundary line agreement duly executed by it in settlement of the said dispute; and

WHEREAS, said boundary line agreement would fix the location  
of the title line of said lands of WPI Ventures II LLC and the Town of Hempstead along  
the bank of Island Creek, Seaford, Town of Hempstead, County of Nassau, New York;  
and

WHEREAS, in said boundary line agreement, the Town of  
Hempstead quitclaims to WPI Ventures II, LLC, its right, title and interest in and to any  
of the lands lying and being at Seaford, Town of Hempstead, County of Nassau, and State  
of New York, being a part of Island Creek, comprising of 218.108 square feet, described  
as follows:

DESCRIPTION: Section 63, Block 66, Lot 103

Parcel "B"

All that a certain plot, piece or parcel of land situate, lying and being at Seaford, Town of  
Hempstead, County of Nassau and State of New York, being on "Map of Seaford Harbor-  
Bay Section", filed August 4, 1927 as Map No. 886, Case No. 2526, bounded and  
described as follows:

BEGINNING at a point the following 2 courses and distances from the intersection of the  
easterly side of Harbor Lagoon with the southerly side of Ocean Avenue:

- 1) Easterly along the southerly side of Ocean Avenue, 925.77 feet;
- 2) South 35 degrees 19 minutes 20 seconds East, 145.90 feet to the above mentioned filed  
map line, the point or place of BEGINNING.

RUNNING thence Easterly along said map line, 12.95 feet;  
RUNNING thence South 36 degrees 21 minutes 30 seconds East, 18.67 feet;  
RUNNING thence South 54 degrees 44 minutes 37 seconds West, 12.93 feet;  
RUNNING thence North 35 degrees 19 minutes 20 seconds West, 15.64 feet  
to the point or place of the BEGINNING.

Item #

29

Case #

29690

WHEREAS, Oceans Cove, LLC as predecessor to WPI Ventures II LLC agreed to pay for said transaction at a rate of Fourteen Dollars and Sixty Cents (\$14.60) per square foot of land; and

WHEREAS, Oceans Cove, LLC, as predecessor to WPI Ventures II, LLC agreed to pay \$3,184.40 to the Town of Hempstead; and

WHEREAS, it appears that the establishment of the boundary line between the lands of WPI Ventures II, LLC the Town of Hempstead, and the fixing of the location of the title line of the shoreline at Island Creek;

NOW, THEREFORE, BE IT

RESOLVED, that the boundary line agreement as executed by WPI Ventures II, LLC be accepted by this Town Board, be and hereby is authorized to execute said boundary line agreement on behalf of the Town of Hempstead; and, BE IT FURTHER

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to record the said boundary line agreement, following its execution by the Commissioner of Conservation and Waterways, in the office of the Clerk of the County of Nassau, at the expense of WPI Ventures II, LLC; and, BE IT FURTHER

RESOLVED, that this resolution shall take effect thirty (30) days after its adoption unless within thirty (30) days after its adoption there shall be filed with the Town Clerk in accordance with Article 7 of the Town Law, a petition signed and acknowledged by the electors of the Town of the number required by law, protesting against this resolution and requesting that it be submitted to the electors of the Town, voting on a proposition for its approval at a referendum held in accordance with the said Town Law.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.:

RESOLUTION NO.

Council  
resolution and moved for its adoption:

offered the following

RESOLUTION AUTHORIZING THE COMMISSIONER  
OF THE DEPARTMENT OF CONSERVATION AND  
WATERWAYS TO EXECUTE A BOUNDARY LINE  
AGREEMENT AFFECTING PROPERTY LOCATED AT  
ISLAND CREEK, SEAFORD, NEW YORK, SUBJECT TO  
A PERMISSIVE REFERENDUM.

WHEREAS, a dispute exists as to the precise location of the  
boundary line of lands belonging to Preferred Gold Coast Properties, LLC, having a place  
of business at 17 Pinetree Lane, Old Westbury, New York, and lands of the Town of  
Hempstead; and

WHEREAS, the aforesaid Preferred Gold Coast Properties, LLC  
has submitted a boundary line agreement duly executed by it in settlement of the said  
dispute; and

WHEREAS, said boundary line agreement would fix the location  
of the title line of said lands of Preferred Gold Coast Properties, LLC and the Town of  
Hempstead along the bank of Island Creek, Seaford, Town of Hempstead, County of  
Nassau, New York; and

WHEREAS, in said boundary line agreement, the Town of  
Hempstead quitclaims to Preferred Gold Coast Properties, LLC, its right, title and interest  
in and to any of the lands lying and being at Seaford, Town of Hempstead, County of  
Nassau, and State of New York, being a part of Island Creek, comprising of 910.38  
square feet, described as follows:

DESCRIPTION: Section 63 Block 66 Lot 104

Parcel "B"

ALL that a certain plot, piece or parcel of land situate, lying and being at Seaford,  
Town of Hempstead, County of Nassau and State of New York, being on "Map of  
Seaford Harbor-Bay Section", filed August 4, 1927 as Map No. 886, Case No.  
2526, bounded and described as follows:

BEGINNING at a point the following 2 courses and distances from the intersection of  
the easterly side of Harbor Lagoon with the southerly side of Ocean Avenue:

- 1) Easterly along the southerly side of Ocean Avenue, 875.77 feet;
- 2) South 30 degrees 08 minutes 37 seconds East, 147.00 feet to the above mentioned filed  
map line, the point or place of BEGINNING.

RUNNING thence Easterly along said map line, 63.72 feet;  
RUNNING thence South 35 degrees 19 minutes 20 seconds East, 15.65 feet;  
RUNNING thence South 54 degrees 44 minutes 37 seconds West, 64.76 feet;  
RUNNING thence North 30 degrees 08 minutes 37 seconds West, 17.39 feet  
to the point or place of the BEGINNING.

Item #

30

Case #

29691



WHEREAS, Oceans Cove 2, LLC as predecessor to Preferred Gold Coast Properties, LLC agreed to pay for said transaction at a rate of Fourteen Dollars and Sixty Cents (\$14.60) per square foot of land; and

WHEREAS, Oceans Cove 2, LLC, as predecessor to Preferred Gold Coast Properties, LLC agreed to pay \$13,291.55 to the Town of Hempstead; and

WHEREAS, it appears that the establishment of the boundary line between the lands of Preferred Gold Coast Properties, LLC the Town of Hempstead, and the fixing of the location of the title line of the shoreline at Island Creek;

NOW, THEREFORE, BE IT

RESOLVED, that the boundary line agreement as executed by Preferred Gold Coast Properties, LLC be accepted by this Town Board, be and hereby is authorized to execute said boundary line agreement on behalf of the Town of Hempstead; and, BE IT FURTHER

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to record the said boundary line agreement, following its execution by the Commissioner of Conservation and Waterways, in the office of the Clerk of the County of Nassau, at the expense of Preferred Gold Coast Properties, LLC; and, BE IT FURTHER

RESOLVED, that this resolution shall take effect thirty (30) days after its adoption unless within thirty (30) days after its adoption there shall be filed with the Town Clerk in accordance with Article 7 of the Town Law, a petition signed and acknowledged by the electors of the Town of the number required by law, protesting against this resolution and requesting that it be submitted to the electors of the Town, voting on a proposition for its approval at a referendum held in accordance with the said Town Law.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Resolution – Amending Resolution No. 38–2017 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead

Item # 31  
Case # 7

CASE NO. 29687

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND CHAPTER 202 OF THE CODE OF THE TOWN OF HEMPSTEAD TO INCLUDE AND REPEAL "REGULATIONS AND RESTRICTIONS" TO LIMIT PARKING AT VARIOUS LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Chapter 202 of the Code of the Town of Hempstead entitled "REGULATIONS AND RESTRICTIONS"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 33-2017, Print No. 1 to amend the said Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on May 23, 2017, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 33-2017, Print No. 1, to amend Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

Item #

32

Case #

29687

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23<sup>rd</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BELLMORE Section 202-15	CENTRE AVENUE (TH 19/17) West Side - TWO HOUR PARKING 7 AM - 7 PM EXCEPT SUNDAYS & HOLIDAYS - starting at a point 30 feet south of the south curbline of Grand Avenue south for a distance of 74 feet.
EAST MEADOW Section 202-24	WALTER STREET (TH 115/17) North Side - NO PARKING 8 AM to 4 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - starting at the east curbline of Merrick Avenue east to the west curbline of Surrey Drive.
MERRICK Section 202-11	SENECA DRIVE NORTH (TH 120/17) South Side - FOUR HOUR PARKING 8 AM - 4 PM EXCEPT SATURDAYS, SUNDAYS and HOLIDAYS - starting at the east curbline of Seneca Drive West, east to the west curbline of Seneca Drive East.
OCEANSIDE Section 202-13	FAIRVIEW AVENUE (TH 430/16) South Side - NO STOPPING 8 AM - 6 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - starting at a point 188 feet east of the east curbline of Long Beach Road, east for a distance of 166 feet.  NEW STREET (TH 87/17) West Side - NO PARKING 8 PM - 3 AM - starting at a point 558 feet west of the west curbline of Access Road, south to the boundary line with the Incorporated Village of East Rockaway.

ALSO, to REPEAL from Chapter 202 "REGULATIONS & RESTRICTIONS" to limit parking at the following locations:

BELLMORE Section 202-15	CENTRE AVENUE (TH 140/72) West Side - TWO HOUR PARKING 7 AM - 7 PM EXCEPT SUNDAYS & HOLIDAYS - from the north curbline of New York Telephone Co. Driveway north to a point 50 feet south of the south curbline of Grand Avenue. (Adopted 8/29/72)  CENTRE AVENUE - West Side - NO PARKING 7 A.M. - 7 P.M. EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - from the south curb line of Grand Avenue, south for a distance of 50 feet. (Adopted 12/15/53)
EAST ATLANTIC BEACH Section 202-9	BAY STREET (TH 573/72) North Side - NO PARKING SUNDAYS MAY 15 <sup>th</sup> through SEPTEMBER 30 <sup>th</sup> - 7 AM to 11 PM - starting at a point opposite the west curbline of Malone Avenue, west for a distance of 60 feet. (Adopted 7/10/73)  BAY STREET (TH 352/74) North Side - NO PARKING SUNDAYS, MAY 15 <sup>th</sup> - SEPTEMBER 30 <sup>th</sup> 7 AM - 11 PM - starting from a point 726 feet west of the west curbline of Trenton Avenue, west to its termination. (Adopted 9/24/74)

BAY STREET (TH 573/72) North Side - NO PARKING  
MONDAYS, WEDNESDAYS & FRIDAYS - MAY 15<sup>th</sup> through  
SEPTEMBER 30<sup>th</sup> - starting at a point opposite the west curbline  
of Malone Avenue, west for a distance of 60 feet. (Adopted  
7/10/73)

BAY STREET (TH 352/74) North Side - NO PARKING  
MONDAYS, WEDNESDAYS & FRIDAYS MAY 15<sup>th</sup> -  
SEPTEMBER 30<sup>th</sup> - starting from a point 726 feet west of the west  
curbline of Trenton Avenue, west to its termination. (Adopted  
9/24/74)

BAY STREET (TH 388/66) South Side - NO PARKING  
SUNDAYS MAY 15<sup>th</sup> THROUGH SEPTEMBER 30<sup>th</sup> 7 AM to  
11 PM - starting at the west curbline of Mohawk Avenue, west to  
the east curbline of Malone Avenue. (Adopted 5/9/67)

BAY STREET (TH 352/74) South Side - NO PARKING  
TUESDAYS, THURSDAYS and SATURDAYS MAY 15<sup>th</sup>  
THROUGH SEPTEMBER 30<sup>th</sup> - from the west curbline of  
Mohawk Avenue, west to the east curbline of Malone Avenue.  
(Adopted 11/21/74)

INWOOD  
Section 202-21

PROSPECT STREET (TH 488/77) South Side - NO STOPPING  
7 PM to 7 AM, starting at a point 246 feet east of the east curbline  
of Alvin Place, east to the west curbline of Doughty Boulevard.  
(Adopted 1/3/78)

PROSPECT STREET (TH 745/63) North Side - NO STOPPING  
FROM 7 PM to 7 AM - starting at the west curbline of Doughty  
Boulevard, west for a distance of 450 feet. (Adopted 12/10/63)

MERRICK  
Section 202-11

SENECA DRIVE NORTH (TH 492/06) South Side - FOUR  
HOUR PARKING 8 AM - 6 PM EXCEPT SATURDAYS,  
SUNDAYS and HOLIDAYS - starting at the east curbline of  
Seneca Drive West, east to a point 106 feet west of the west  
curbline of Seneca Drive East. (Adopted 9/4/07)

OCEANSIDE  
Section 202-13

FAIRVIEW AVENUE (TH 430/16) South Side - NO STOPPING  
8 AM - 6 PM EXCEPT SATURDAYS, SUNDAYS &  
HOLIDAYS - starting at a point 148 feet east of the east curbline  
of Long Beach Road, east for a distance of 206 feet.  
(Adopted 11/29/16)

NEW STREET (TH 398/76) North Side - NO PARKING 8 PM -  
3 AM - from the west curbline of Access Road, west then  
southerly to the boundary line with the Incorporated Village of  
East Rockaway. (Adopted 10/19/76)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead,  
Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected  
during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said  
proposal at the time and place aforesaid.

Dated: May 9, 2017  
Hempstead, New York

ANTHONY J. SANTINO  
Supervisor

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad  
Town Clerk

## Town of Hempstead

A local law to amend Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Chapter last amended by local law number twenty-six of two thousand seventeen is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BELLMORE Section 202-15	CENTRE AVENUE (TH 19/17) West Side - TWO HOUR PARKING 7 AM - 7 PM EXCEPT SUNDAYS & HOLIDAYS - starting at a point 30 feet south of the south curblineline of Grand Avenue south for a distance of 74 feet.
EAST MEADOW Section 202-24	WALTER STREET (TH 115/17) North Side - NO PARKING 8 AM to 4 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - starting at the east curblineline of Merrick Avenue east to the west curblineline of Surrey Drive.
MERRICK Section 202-11	SENECA DRIVE NORTH (TH 120/17) South Side - FOUR HOUR PARKING 8 AM - 4 PM EXCEPT SATURDAYS, SUNDAYS and HOLIDAYS - starting at the east curblineline of Seneca Drive West, east to the west curblineline of Seneca Drive East.
OCEANSIDE Section 202-13	FAIRVIEW AVENUE (TH 430/16) South Side - NO STOPPING 8 AM - 6 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - starting at a point 188 feet east of the east curblineline of Long Beach Road, east for a distance of 166 feet.  NEW STREET (TH 87/17) West Side - NO PARKING 8 PM - 3 AM - starting at a point 558 feet west of the west curblineline of Access Road, south to the boundary line with the Incorporated Village of East Rockaway.

Section 2. Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Chapter last amended by local law number twenty-six of two thousand seventeen is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BELLMORE Section 202-15	CENTRE AVENUE (TH 140/72) West Side - TWO HOUR PARKING 7 AM - 7 PM EXCEPT SUNDAYS & HOLIDAYS - from the north curblineline of New York Telephone Co. Driveway north to a point 50 feet south of the south curblineline of Grand Avenue. (Adopted 8/29/72)  CENTRE AVENUE - West Side - NO PARKING 7 A.M. - 7 P.M. EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - from the south curb line of Grand Avenue, south for a distance of 50 feet. (Adopted 12/15/53)
EAST ATLANTIC BEACH Section 202-9	BAY STREET (TH 573/72) North Side - NO PARKING SUNDAYS MAY 15 <sup>th</sup> through SEPTEMBER 30 <sup>th</sup> - 7 AM to 11 PM - starting at a point opposite the west curblineline of Malone Avenue, west for a distance of 60 feet. (Adopted 7/10/73)

BAY STREET (TH 352/74) North Side - NO PARKING  
SUNDAYS, MAY 15<sup>th</sup> - SEPTEMBER 30<sup>th</sup> 7 AM - 11 PM -  
starting from a point 726 feet west of the west curblineline of Trenton  
Avenue, west to its termination. (Adopted 9/24/74)

BAY STREET (TH 573/72) North Side - NO PARKING  
MONDAYS, WEDNESDAYS & FRIDAYS - MAY 15<sup>th</sup> through  
SEPTEMBER 30<sup>th</sup> - starting at a point opposite the west curblineline  
of Malone Avenue, west for a distance of 60 feet. (Adopted  
7/10/73)

BAY STREET (TH 352/74) North Side - NO PARKING  
MONDAYS, WEDNESDAYS & FRIDAYS MAY 15<sup>th</sup> -  
SEPTEMBER 30<sup>th</sup> - starting from a point 726 feet west of the west  
curblineline of Trenton Avenue, west to its termination. (Adopted  
9/24/74)

BAY STREET (TH 388/66) South Side - NO PARKING  
SUNDAYS MAY 15<sup>th</sup> THROUGH SEPTEMBER 30<sup>th</sup> 7 AM to  
11 PM - starting at the west curblineline of Mohawk Avenue, west to  
the east curblineline of Malone Avenue. (Adopted 5/9/67)

BAY STREET (TH 352/74) South Side - NO PARKING  
TUESDAYS, THURSDAYS and SATURDAYS MAY 15<sup>th</sup>  
THROUGH SEPTEMBER 30<sup>th</sup> - from the west curblineline of  
Mohawk Avenue, west to the east curblineline of Malone Avenue.  
(Adopted 11/21/74)

INWOOD  
Section 202-21

PROSPECT STREET (TH 488/77) South Side - NO STOPPING  
7 PM to 7 AM, starting at a point 246 feet east of the east curblineline  
of Alvin Place, east to the west curblineline of Doughty Boulevard.  
(Adopted 1/3/78)

PROSPECT STREET (TH 745/63) North Side - NO STOPPING  
FROM 7 PM to 7 AM - starting at the west curblineline of Doughty  
Boulevard, west for a distance of 450 feet. (Adopted 12/10/63)

MERRICK  
Section 202-11

SENECA DRIVE NORTH (TH 492/06) South Side - FOUR  
HOUR PARKING 8 AM - 6 PM EXCEPT SATURDAYS,  
SUNDAYS and HOLIDAYS - starting at the east curblineline of  
Seneca Drive West, east to a point 106 feet west of the west  
curblineline of Seneca Drive East. (Adopted 9/4/07)

OCEANSIDE  
Section 202-13

FAIRVIEW AVENUE (TH 430/16) South Side - NO STOPPING  
8 AM - 6 PM EXCEPT SATURDAYS, SUNDAYS &  
HOLIDAYS - starting at a point 148 feet east of the east curblineline  
of Long Beach Road, east for a distance of 206 feet.  
(Adopted 11/29/16)

NEW STREET (TH 398/76) North Side - NO PARKING 8 PM -  
3 AM - from the west curblineline of Access Road, west then  
southerly to the boundary line with the Incorporated Village of  
East Rockaway. (Adopted 10/19/76)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 29688

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A  
PROPOSED LOCAL LAW TO AMEND SECTION  
202-1 OF THE CODE OF THE TOWN OF HEMPSTEAD  
TO INCLUDE AND REPEAL "PARKING OR STANDING  
PROHIBITIONS" AT VARIOUS LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 202-1 of the Code of the Town of Hempstead entitled "PARKING OR STANDING PROHIBITIONS"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 34-2017, Print No. 1 to amend the said Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on May 23, 2017, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 34-2017, Print No. 1, to amend Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

Item # 33

Case # 29688



**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23<sup>rd</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

**BELLMORE**

CENTRE AVENUE (TH 019/17) West Side - NO STOPPING ANYTIME - starting at a point 114 feet south of the south curblane of Grand Avenue, south to a point 49 feet north of a point opposite the north curblane of Pettit Avenue.

PETTIT AVENUE (TH 019/17) West Side - NO STOPPING HERE TO CORNER - starting at the south curblane of Grand Avenue, south for a distance of 30 feet.

**EAST MEADOW**

ROSLYN PLACE (TH 107/17) South Side - NO STOPPING HERE TO CORNER - starting at the west curblane of Roslyn Place, west for a distance of 35 feet.

**HEWLETT**

SHERIDAN AVENUE (TH 106/16) East Side - NO STOPPING ANYTIME - starting at a point 162 feet south of the south curblane of Broadway, south for a distance of 22 feet.

**INWOOD**

JEFFERSON STREET (TH 112/17) South Side - NO STOPPING HERE TO CORNER - starting at the east curblane of Madison Avenue, east for a distance of 25 feet.

MADISON AVENUE (TH 112/17) East Side - NO STOPPING HERE TO CORNER - starting at the north curblane of Jefferson Street, north for a distance of 25 feet.

MADISON AVENUE (TH 112/17) West Side - NO STOPPING HERE TO CORNER - starting at the south curblane of Jefferson Street, south for a distance of 25 feet.

PROSPECT STREET (TH 109/17) North Side - NO PARKING ANYTIME - starting at the west curblane of Doughty Boulevard, west to the east curblane of Alvin Place.

PROSPECT STREET (TH 109/17) South Side - NO PARKING ANYTIME - starting at the west curblane of Doughty Boulevard, west to a point 67 feet, east of the east curblane of Alvin Place.

ROGER AVENUE (TH 118/17) South Side - NO STOPPING ANYTIME - starting at the east curblane of Gates Avenue, east for a distance of 112 feet.

SMITH STREET (TH 112/17) East Side - NO STOPPING  
HERE TO CORNER - starting at the north curblineline of  
Jefferson Street, north for a distance of 25 feet.

OCEANSIDE

NEW STREET (TH 87/17) North Side - NO STOPPING  
ANYTIME - starting at the west curblineline of Access Road,  
west following the curve for a distance of 558 feet.

STEVENS STREET (TH 114/17) West Side - NO  
STOPPING ANYTIME - starting at a point 240 feet north of  
the north curblineline of Atlantic Avenue, north following the  
curve for a distance of 139 feet.

ALSO, to REPEAL from Section 202-1 "PARKING OR STANDING PROHIBITIONS"

at the following locations:

INWOOD

PROSPECT STREET (TH 488/77) South Side - NO  
STOPPING ANYTIME, starting at a point 66 feet east of the  
east curblineline of Alvin Place, East for a distance of 180 feet.  
(Adopted 1/9/78)

ROGER AVENUE (TH 17/73) South Side - NO STOPPING  
ANYTIME - starting at the east curblineline of Gates Avenue,  
east for a distance of 150 feet. (Adopted 4/3/73)

OCEANSIDE

STEVENS STREET (TH 435/73) North Side - NO  
STOPPING ANYTIME - starting at a point 58 feet west of a  
point opposite the west curblineline of Dilthy Street, west and  
then south for a distance of 174 feet. (Adopted 1/25/74)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead,  
Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be  
inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on  
said proposal at the time and place aforesaid.

Dated: May 9, 2017  
Hempstead, New York

ANTHONY J. SANTINO  
Supervisor

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad  
Town Clerk

## Town of Hempstead

A local law to amend Section two hundred two dash one of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section two hundred two dash one of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number twenty-seven of two thousand seventeen is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

- BELLMORE**
- CENTRE AVENUE (TH 019/17) West Side - NO STOPPING ANYTIME - starting at a point 114 feet south of the south curbline of Grand Avenue, south to a point 49 feet north of a point opposite the north curbline of Pettit Avenue.
- PETTIT AVENUE (TH 019/17) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Grand Avenue, south for a distance of 30 feet.
- EAST MEADOW**
- ROSLYN PLACE (TH 107/17) South Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Roslyn Place, west for a distance of 35 feet.
- HEWLETT**
- SHERIDAN AVENUE (TH 106/16) East Side - NO STOPPING ANYTIME - starting at a point 162 feet south of the south curbline of Broadway, south for a distance of 22 feet.
- INWOOD**
- JEFFERSON STREET (TH 112/17) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Madison Avenue, east for a distance of 25 feet.
- MADISON AVENUE (TH 112/17) East Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Jefferson Street, north for a distance of 25 feet.
- MADISON AVENUE (TH 112/17) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Jefferson Street, south for a distance of 25 feet.
- PROSPECT STREET (TH 109/17) North Side - NO PARKING ANYTIME - starting at the west curbline of Doughty Boulevard, west to the east curbline of Alvin Place.
- PROSPECT STREET (TH 109/17) South Side - NO PARKING ANYTIME - starting at the west curbline of Doughty Boulevard, west to a point 67 feet, east of the east curbline of Alvin Place.
- ROGER AVENUE (TH 118/17) South Side - NO STOPPING ANYTIME - starting at the east curbline of Gates Avenue, east for a distance of 112 feet.
- SMITH STREET (TH 112/17) East Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Jefferson Street, north for a distance of 25 feet.
- OCEANSIDE**
- NEW STREET (TH 87/17) North Side - NO STOPPING ANYTIME - starting at the west curbline of Access Road, west following the curve for a distance of 558 feet.

STEVENS STREET (TH 114/17) West Side - NO STOPPING ANYTIME - starting at a point 240 feet north of the north curbline of Atlantic Avenue, north following the curve for a distance of 139 feet.

Section 2. Section two hundred two dash one of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number twenty-seven of two thousand seventeen is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

INWOOD

PROSPECT STREET (TH 488/77) South Side - NO STOPPING ANYTIME, starting at a point 66 feet east of the east curbline of Alvin Place, East for a distance of 180 feet. (Adopted 1/9/78)

ROGER AVENUE (TH 17/73) South Side - NO STOPPING ANYTIME - starting at the east curbline of Gates Avenue, east for a distance of 150 feet. (Adopted 4/3/73)

OCEANSIDE

STEVENS STREET (TH 435/73) North Side - NO STOPPING ANYTIME - starting at a point 58 feet west of a point opposite the west curbline of Dilthy Street, west and then south for a distance of 174 feet. (Adopted 1/25/74)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A  
PROPOSED LOCAL LAW TO AMEND SECTION  
197-5 OF THE CODE OF THE TOWN OF HEMPSTEAD  
TO INCLUDE "ARTERIAL STOPS" AT VARIOUS  
LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 197-5 of the Code of the Town of Hempstead entitled "ARTERIAL STOPS"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 35-2017, Print No. 1 to amend the said Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on May 23, 2017, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 35-2017, Print No. 1, to amend Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

Item # 34

Case # 29689

**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23<sup>rd</sup> day of May, 2017, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 197-5 of the code of the Town of Hempstead to INCLUDE "ARTERIAL STOPS" at the following locations:

BELLMORE	PETTIT AVENUE (TH 019/17) STOP - All traffic traveling northbound of Centre Avenue shall come to a full stop.
	PETTIT AVENUE (TH 019/17) STOP - All traffic traveling southbound of Centre Avenue shall come to a full stop.
EAST MEADOW	ROSLYN PLACE (TH 107/17) STOP - all traffic traveling eastbound on Roslyn Place shall come to a full top.
LIDO BEACH	SHAREN DRIVE (TH 129/17) STOP - all traffic traveling eastbound on Channel Road shall come to a full stop.
WANTAGH	HANNINGTON AVENUE (TH 101/17) STOP - all traffic traveling eastbound on Ewell Avenue shall come to a full stop.
	HANNINGTON AVENUE (TH 101/17) STOP - all traffic traveling westbound on Ewell Avenue shall come to a full stop.
WEST HEMPSTEAD	COVENTRY ROAD NORTH (TH 94/17) STOP - all traffic approaching northbound on Glen Road shall come to a full stop.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: May 9, 2017  
Hempstead, New York

ANTHONY J. SANTINO  
Supervisor

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad  
Town Clerk

Town of Hempstead

A local law to amend Section one hundred ninety-seven dash five of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include "ARTERIAL STOPS" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section one hundred ninety-seven dash five of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number twenty-eight of two thousand seventeen is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

- |                |  |
|----------------|--|
| BELLMORE       | PETTIT AVENUE (TH 019/17) STOP - All traffic traveling northbound of Centre Avenue shall come to a full stop.    |
|                | PETTIT AVENUE (TH 019/17) STOP - All traffic traveling southbound of Centre Avenue shall come to a full stop.    |
| EAST MEADOW    | ROSLYN PLACE (TH 107/17) STOP - all traffic traveling eastbound on Roslyn Place shall come to a full top.        |
| LIDO BEACH     | SHAREN DRIVE (TH 129/17) STOP - all traffic traveling eastbound on Channel Road shall come to a full stop.       |
| WANTAGH        | HANNINGTON AVENUE (TH 101/17) STOP - all traffic traveling eastbound on Ewell Avenue shall come to a full stop.  |
|                | HANNINGTON AVENUE (TH 101/17) STOP - all traffic traveling westbound on Ewell Avenue shall come to a full stop.  |
| WEST HEMPSTEAD | COVENTRY ROAD NORTH (TH 94/17) STOP - all traffic approaching northbound on Glen Road shall come to a full stop. |

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE ADOPTION OF TOWN OF HEMPSTEAD PUBLIC PARKING FIELD MAPS SHOWING PARKING REGULATIONS AT CERTAIN PARKING FIELDS.

WHEREAS, pursuant to Section 80-4 of the Code of the Town of Hempstead, public hearings are held on the adoption of public parking field maps, indicating traffic and parking regulations thereon; and

WHEREAS, the Commissioner of General Services has submitted parking field maps for certain locations showing revisions of maps heretofore adopted with respect to said regulations;

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing will be held at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on the 23rd day of May, 2017, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the adoption of the following public parking field maps showing the repeal of fourteen (14) "No Stopping 11 PM - 6 AM" signs and the adoption of fourteen (14) "No Stopping 1 AM - 6 AM" signs (L-62B), the adoption of five (5) "12 Hour Parking 6AM - 1 AM" sign (L-62C), and the repeal of five (5) "No Stopping 11 PM - 6 AM" signs and the adoption of five (5) "No Stopping 1 AM - 6 AM" signs (L-62D&E) in parking field L-2, Levittown; all in accordance with Section 80-4 of the Code of the Town of Hempstead:

LEVITTOWN  
L-2

Hempstead Turnpike and Division Avenue  
Parking Field  
Levittown  
East End Turnpike  
Public Parking District  
(TH-119/17)

and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of said hearing by the publication thereof in Newsday, a newspaper having a general circulation in the Town of Hempstead, once pursuant to Section 4-1 of Chapter Four of the Code of the Town of Hempstead entitled, "Local Laws: Adoption" prior to the above specified date of said hearing.

The foregoing resolution was seconded by and adopted upon roll call as follows:

AYES  
NOES:

Item # 35

Case # 16214



**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that the Commissioner of General Services of the Town of Hempstead has prepared revised parking field maps for the following locations, which revisions consist of the adoption of the following public parking field maps showing the repeal of fourteen (14) "No Stopping 11 PM - 6 AM" signs and the adoption of fourteen (14) "No Stopping 1 AM - 6 AM" signs (L-62B), the adoption of five (5) "12 Hour Parking 6AM - 1 AM" sign (L-62C), and the repeal of five (5) "No Stopping 11 PM - 6 AM" signs and the adoption of five (5) "No Stopping 1 AM - 6 AM" signs (L-62D&E) in parking field L-2, Levittown; all in accordance and with Section 80-4 of the Code of the Town of Hempstead.

**PLEASE TAKE FURTHER NOTICE** that a public hearing will be held at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on the 23rd day of May, 2017, at 10:30 o'clock in the forenoon of that day, to consider the adoption of the following revised public parking field maps:

LEVITTOWN  
L-2

Hempstead Turnpike and Division Avenue  
Parking Field  
Levittown  
East End Turnpike  
Public Parking District  
(TH-119/17)

Copies of the proposed public parking field maps are on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York.

**ALL INTERESTED PERSONS** shall have an opportunity to be heard on said proposal at the time and place aforesaid.

**Dated:** Hempstead, New York  
May 9, 2017

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

NASRIN G. AHMAD  
Town Clerk

ANTHONY J. SANTINO  
Supervisor

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution  
and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE  
PROPOSED SALE BY GREATER ATLANTIC BEACH WATER  
RECLAMATION DISTRICT OF A CERTAIN 0.019 ACRE  
PARCEL OF VACANT REAL PROPERTY LOCATED AT SECTION  
58, BLOCK A, PART OF LOT 9, ATLANTIC BEACH, NY

WHEREAS, Greater Atlantic Beach Reclamation District,  
Atlantic Beach, New York proposes to sell a certain 0.019  
acre parcel of vacant real property, identified as section  
58, block 152, part of lot 9 on the Land and Tax Map of  
Nassau County; and

WHEREAS, the Town Board must hold a public hearing  
pursuant to Nassau County Civil Divisions Act 220.0.b, Town  
Law 198.12 and Town Law 215.8, to consider authorization of  
the said sale; and

WHEREAS, the Town Board held the public hearing on  
May 23, 2017, at which all interested parties were  
heard on the proposed authorization; and

WHEREAS, it is in the public interest to authorize the  
proposed sale:

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town  
Meeting Pavilion, Hempstead Town Hall, 1 Washington Street,  
Village and Town of Hempstead, New York, on the 23 day of  
May, 2017, at 10:30 o'clock in the forenoon of that  
day at which time all persons interested shall be heard on  
the proposed sale by Greater Atlantic Beach Water  
Reclamation District of a certain 0.019 acre parcel of  
vacant real property which it owns, identified as section  
58, block 152, part of lot 9 on the Land and Tax Map of  
Nassau County, pursuant to Nassau County Civil Divisions  
Act 220.0.b, Town Law 198.12 and Town Law 215.8, is hereby  
authorized; and

BE IT FURTHER

RESOLVED, that the Town Clerk be and she hereby is  
directed to publish notice thereof, at least once in the  
official newspaper of the Town not less than ten nor more  
than twenty days prior to the day specified for the  
hearing. The notice shall specify the time when and place  
where such hearing will be held, and shall describe the

Item #

36

Case #

28336

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Nassau County Civil Divisions Act 220.0.b, Town Law 198.12, and Town Law 215.8, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, on the 23rd day of May 2017, at 10:30 o'clock in the forenoon of that day, to consider the proposed sale by Greater Atlantic Beach Reclamation District of a certain 0.019 acre parcel of vacant real property which it owns, identified as section 58, block 152, part of lot 9 on the Land and Tax Map of Nassau County, for the consideration of \$10,000.00; and

A copy of the proposed sale documents is on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, where same may be inspected during office hours.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above-designated.

Dated: Hempstead, New York  
May 9, 2017.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

NASRIN G. AHMAD  
Town Clerk

ANTHONY J. SANTINO  
Supervisor

property proposed to be sold and the proposed terms of the sale.

The foregoing resolution was seconded by and adopted upon roll call as follows:

AYES:

NOES:

]

]

]



**NOTICE OF PUBLIC HEARING**

NOTICE HEREBY IS GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, in the Nathan L.H. Bennett Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on Tuesday, the 23rd day of May, 2017, at 10:30 o'clock in the forenoon of that day for the purpose of considering the petition of Mavis Tire Supply, LLC, for a Modification of a Declaration of Restrictive Covenants dated April 27, 1984 affecting the following described real property located at West Hempstead, Nassau County, Town of Hempstead, New York:

A parcel improved with a one story masonry building used as an automotive repair station situated at the northeast corner of Hempstead Turnpike and New York Avenue with a frontage on Hempstead Turnpike of 99.82 feet and frontage on New York Avenue of 166.73 feet. Known as and by 328 Hempstead Turnpike, West Hempstead, New York, Town of Hempstead, County of Nassau, New York.

Maps pertaining to said proposal is on file with the application in the office of the undersigned and may be viewed during office hours.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard at the time and place above designated.

Hempstead: Hempstead, New York  
May 9, 2017

BY ORDER OF THE TOWN BOARD  
TOWN OF HEMPSTEAD, NEW YORK

NASRIN G. AHMAD  
Town Clerk

ANTHONY J. SANTINO  
Supervisor

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING PUBLIC HEARING ON  
APPLICATION OF BOLLA EM REALTY, LLC FOR A  
VARIANCE FROM PROVISIONS OF "GSS" ORDINANCE AT  
ELMONT, NEW YORK

ADOPTED:

offered the following resolution and moved its  
adoption:

RESOLVED, that a public hearing be held on the 23rd day of May, 2017  
10:30 o'clock in the forenoon of that day, in the Town Meeting  
Pavilion, Hempstead Town Hall, 1 Washington Street,  
Hempstead, New York, to consider the application of  
BOLLA EM REALTY, LLC to operate a convenience store as well  
as area, sign and parking variance relief from the Gasoline  
Service Station District requirements regarding the  
property at 2115 Linden Blvd, situated in Elmont, New York,  
and BE IT

FURTHER RESOLVED, that the Town Clerk be and hereby is  
directed to publish notice thereof once at least ten (10)  
days prior to date of hearing in Long Island Business News.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item #

38

Case #

11075



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on May 23, 2017, 10:30 o'clock in the forenoon of that day for the purpose of considering the application of BOLLA EM REALTY, LLC to operate a convenience store as well as area, sign and parking variance relief from the Gasoline Service Station District requirements regarding the property at 2115 Linden Blvd, situated on the following described premises at ELMONT, New York:

An irregular shaped parcel on the s/e/c of Linden Blvd. & 240<sup>th</sup> St. & the s/w/c of Linden Blvd & Elmont Rd. w/frontage of 260.72' on Linden Blvd. & 136.62' on 240<sup>th</sup> St. and frontage of 123.99' on Elmont Rd. situated in Elmont, New York, Town of Hempstead, County of Nassau State of New York.

Maps pertaining to said proposal is on file with the application above mentioned in the Office of the undersigned and may be viewed during office hours.

All persons interested in the subject matter will be given an opportunity to be heard at the time and place above designated.

BY ORDER OF THE TOWN BOARD, TOWN OF HEMPSTEAD, NEW YORK.

ANTHONY J. SANTINO  
Supervisor

NASRIN G. AHMAD  
Town Clerk

Dated: May 9, 2017  
Hempstead, N.Y.



**NOTICE OF PUBLIC HEARING**

NOTICE HEREBY IS GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, in the Nathan L.H. Bennett Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on Tuesday, the 23rd day of May , 2017, at 10:30 o'clock in the forenoon of that day for the purpose of considering the petition of Bolla EM Realty, LLC, for a Modification of a Declaration of Restrictive Covenants recorded October 23, 1989 affecting the following described real property located at Oceanside, Nassau County, Town of Hempstead, New York:

The irregular shaped parcel located at the southeast corner of Linden Blvd. and 240<sup>th</sup> Street and southwest corner of Linden Boulevard and Elmont Road, with a frontage of 260.72 feet on Linden Blvd., a frontage of 136.62 feet on 240<sup>th</sup> Street and a frontage of 123.88 feet on Elmont Road, situated in Elmont, Town of Hempstead, Nassau County, New York.

Maps pertaining to said proposal is on file with the application in the office of the undersigned and may be viewed during office hours.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard at the time and place above designated.

Hempstead: Hempstead, New York  
Date: May 9, 2017

BY ORDER OF THE TOWN BOARD  
TOWN OF HEMPSTEAD, NEW YORK

NASRIN G. AHMAD  
Town Clerk

ANTHONY J. SANTINO  
Supervisor

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JOAN  
BONACASA, SENIOR CITIZENS' PROGRAM  
DEVELOPMENT AIDE, IN THE DEPARTMENT  
OF SENIOR ENRICHMENT.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Joan Bonacasa, Senior Citizens' Program Development Aide, in the Department of Senior Enrichment, be and hereby is increased to \$47,820, Ungraded, by the Deputy Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town of Hempstead effective May 10, 2017.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR HEATHER  
CROSLEY, DEPUTY TOWN ATTORNEY, IN THE  
OFFICE OF THE TOWN ATTORNEY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Heather Crosley, Deputy Town  
Attorney, in the Office of the Town Attorney, be and hereby is increased to \$67,500, Ungraded, by the  
Town Attorney and ratified by the Town Board of the Town of Hempstead effective May 10, 2017.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF JENNIFER FELDMAN AS  
CLERK LABORER, IN THE DEPARTMENT OF  
HUMAN RESOURCES.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Jennifer Feldman be and hereby is appointed Clerk Laborer, Non Competitive, Grade 9, Start Step (A), Salary Schedule D, \$40,974, in the Department of Human Resources, by the Director of the Department of Human Resources and ratified by the Town Board of the Town of Hempstead effective May 10, 2017 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF CHRISTOPHER FOLEY AS  
HIGHWAY MAINTENANCE CREW CHIEF, IN  
THE DEPARTMENT OF HIGHWAY.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Christopher Foley, now serving as Highway Road  
Repair Crew Chief, in the Department of Highway, be and hereby is appointed Highway Maintenance  
Crew Chief, Non Competitive, Grade 24, Step 8 (I), Salary Schedule C, \$108,356, in the Department of  
Highway, by the Commissioner of the Department of Highway and ratified by the Town Board of the  
Town of Hempstead effective May 10, 2017, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for  
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be  
terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR LEANORA  
KOEHLER, MESSENGER, IN THE  
DEPARTMENT OF GENERAL SERVICES,  
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Leanora Koehler, Messenger, in  
the Department of General Services, Administration, be and hereby is increased to \$56,327, Ungraded,  
by the Commissioner of the Department of General Services and ratified by the Town Board of the  
Town of Hempstead effective May 10, 2017.

AYES:

NOES:



RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF THOMAS MARRANO AS  
EQUIPMENT OPERATOR III, IN THE  
DEPARTMENT OF HIGHWAY.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Thomas Marrano, now serving as Equipment Operator II, in the Department of Highway, be and hereby is appointed Equipment Operator III, Non Competitive, Grade 14, Step 12 (M), Salary Schedule C, \$86,031, in the Department of Highway, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead effective May 10, 2017, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR DANA-LYNN  
MULLIGAN, CLERK LABORER, IN THE  
DEPARTMENT OF GENERAL SERVICES,  
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Dana-Lynn Mulligan, Clerk Laborer,  
in the Department of General Services, Administration, be and hereby is increased to Grade 9,  
Step 10 (K), Salary Schedule C, \$68,281, by the Commissioner of the Department of General Services  
and ratified by the Town Board of the Town of Hempstead effective May 10, 2017.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF RICHARD REGINA AS  
COUNSEL TO BOARD OF APPEALS, IN  
THE BOARD OF APPEALS.

On motion made by  
the following resolution was adopted upon roll call:

WHEREAS, Richard Regina has resigned his position as Secretary  
to Board of Appeals, in the Board of Appeals, NOW, BE IT

RESOLVED, that Richard Regina be and hereby is appointed  
Counsel to Board of Appeals, Exempt, Ungraded, at an annual salary of \$97,744, in the Board of  
Appeals, by the Chairman of the Board of Appeals and ratified by the Town Board of the Town of  
Hempstead effective May 10, 2017 and BE IT

FURTHER RESOLVED, that subject appointment is probationary  
for twenty-six weeks and should candidate prove unsatisfactory during this period, said  
appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF DEBRA STONE, OFFICE SERVICES ASSISTANT, FROM THE DEPARTMENT OF PARKS AND RECREATION TO THE DEPARTMENT OF SENIOR ENRICHMENT.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Debra Stone, Office Services Assistant, be and hereby is transferred from the Department of Parks and Recreation to the Department of Senior Enrichment, with no change in salary, by the Deputy Commissioner of Senior Enrichment and the Town of Hempstead Civil Service Commission and ratified by the Town Board of the Town of Hempstead effective April 26, 2017 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twelve weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR STEVEN WALZ,  
HIGHWAY GENERAL CREW CHIEF, IN THE  
DEPARTMENT OF HIGHWAY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Steven Walz, Highway General Crew Chief, in the Department of Highway, be and hereby is increased to \$94,205, Ungraded, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead effective May 10, 2017.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: ABOLISHMENT OF THE TITLE PUBLIC  
HEALTH AIDE, IN THE DEPARTMENT OF  
SANITATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the budget in the Department of Sanitation is amended to abolish the position of Public Health Aide, as requested by the Commissioner of the Department of Sanitation effective May 10, 2017.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 611/32-2017, DAVID VINES, IN THE  
DEPARTMENT OF ENGINEERING.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 611/32-2017 states an incorrect effective  
date NOW, THEREFORE, BE IT

RESOLVED, that the resolution should read "effective May 1, 2017"

AYES:

NOES: