

**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 5<sup>th</sup> day of April, 2022, at 7:00 o'clock in the evening 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 and REPEAL "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BALDWIN  
Section 202-5  
MERRICK ROAD (TH 478/21) South Side - ONE HOUR PARKING 10 AM - 10 PM EXCEPT SUNDAYS - starting at a point 15 feet east of the east curblineline of Lakeside Drive (Eastern portion) then east for a distance of 163 feet.

ALSO, to REPEAL from Chapter 202 "REGULATIONS AND RESTRICTIONS" to limit parking from the following locations:

BALDWIN  
Section 202-5  
MERRICK ROAD (TH 397/17) South Side - ONE HOUR PARKING 7 AM TO 10 PM EXCEPT SUNDAYS & HOLIDAYS - starting at a point 50 feet west of the west curblineline of Lakeside Dr. (East), then west for a distance of 191 feet.  
(Adopted 11/28/17)

MERRICK ROAD (TH 397/17) South Side - ONE HOUR PARKING 10 AM TO 10 PM EXCEPT SUNDAYS - starting at a point 15 feet east of the south curblineline of Lakeside Dr. (East), then for a distance of 169 feet. (Adopted 11/28/17)

(NR) ISLAND PARK  
Section 202-28  
ALABAMA AVENUE (TH 794/69) South Side - TWO HOUR PARKING 8 AM TO 5 PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 104 feet west of the west curblineline of Austin Boulevard west for a distance of 72 feet (Adopted 4/7/70)

WANTAGH  
Section 202-10  
MERRICK ROAD (TH 135/21) South Side - ONE HOUR PARKING - starting at a point 30 feet west of the west curblineline of Bayview Avenue west for a distance of 66 feet. (Adopted 12/7/21)

Item # 1

Case # 30640

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

Dated: March 22, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

## Town of Hempstead

A local law to amend Chapter two hundred and 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 and two 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 six of two thousand twenty two is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BALDWIN  
Section 202-5

MERRICK ROAD (TH 478/21) South Side – ONE HOUR PARKING 10 AM – 10 PM EXCEPT SUNDAYS – starting at a point 15 feet east of the east curbline of Lakeside Drive (Eastern portion) then east for a distance of 163 feet.

Section 2. Chapter two hundred and two 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 six of two thousand twenty two is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BALDWIN  
Section 202-5

MERRICK ROAD (TH 397/17) South Side – ONE HOUR PARKING 7 AM TO 10 PM EXCEPT SUNDAYS & HOLIDAYS – starting at a point 50 feet west of the west curbline of Lakeside Dr. (East) , then west for a distance of 191 feet. (Adopted 11/28/17)

MERRICK ROAD (TH 397/17) South Side – ONE HOUR PARKING 10 AM TO 10 PM EXCEPT SUNDAYS – starting at a point 15 feet east of the south curbline of Lakeside Dr. (East), then for a distance of 169 feet. (Adopted 11/28/17)

(NR) ISLAND PARK  
Section 202-28

ALABAMA AVENUE (TH 794/69) South Side – TWO HOUR PARKING 8 AM TO 5 PM EXCEPT SUNDAYS AND HOLIDAYS – starting at a point 104 feet west of the west curbline of Austin Boulevard west for a distance of 72 feet (Adopted 4/7/70)

WANTAGH  
Section 202-10

MERRICK ROAD (TH 135/21) South Side – ONE HOUR PARKING – starting at a point 30 feet west of the west curbline of Bayview Avenue west for a distance of 66 feet. (Adopted 12/7/21)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

**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 5<sup>th</sup> day of April, 2022, at 7:00 o'clock in the evening 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 and REPEAL "PARKING OR STANDING PROHIBITIONS" at the following locations:

- INWOOD WEST END AVENUE (TH 61/22) West Side -  
NO PARKING ANYTIME - starting at a  
point 115 feet south opposite the  
southeast curblines of Randall Avenue  
then south for a distance of 75 feet.
- WANTAGH MERRICK ROAD (TH 135/21) South Side -  
NO STOPPING ANYTIME - starting at a  
point 30 feet west of the west curblines  
of Bayview Avenue west for a distance  
of 66 feet.
- WEST HEMPSTEAD MAYFAIR AVENUE (TH 53/22) East Side -  
NO STOPPING ANYTIME - starting at a  
point 135 feet north of the north  
curblines of Hempstead Turnpike then  
north for a distance of 166 feet.

ALSO, to REPEAL from Section 202-1 "PARKING OR STANDING PROHIBITIONS" from the following locations:

- UNIONDALE CHESTER STREET (TH 315/87) East Side -  
NO STOPPING ANYTIME - starting at the  
south curblines of Front Street south  
for a distance of 69 feet.  
(Adopted 7/28/87)
- CHESTER STREET (TH 140/04) West Side -  
NO STOPPING ANYTIME - starting at the  
south curblines of Front Street south  
for a distance of 98 feet.  
(Adopted 7/13/04)

Item #

2

Case #

30641

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

Dated: March 22, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
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 seven of two thousand twenty two is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

INWOOD WEST END AVENUE (TH 61/22) West Side – NO PARKING ANYTIME – starting at a point 115 feet south opposite the southeast curbline of Randall Avenue then south for a distance of 75 feet.

WANTAGH MERRICK ROAD (TH 135/21) South Side – NO STOPPING ANYTIME – starting at a point 30 feet west of the west curbline of Bayview Avenue west for a distance of 66 feet.

WEST HEMPSTEAD MAYFAIR AVENUE (TH 53/22) East Side – NO STOPPING ANYTIME – starting at a point 135 feet north of the north curbline of Hempstead Turnpike then north for a distance of 166 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 seven of two thousand twenty two is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

UNIONDALE CHESTER STREET (TH 315/87) East Side – NO STOPPING ANYTIME – starting at the south curbline of Front Street south for a distance of 69 feet. (Adopted 7/28/87)

CHESTER STREET (TH 140/04) West Side – NO STOPPING ANYTIME – starting at the south curbline of Front Street south for a distance of 98 feet. (Adopted 7/13/04)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

**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 5<sup>th</sup> day of April, 2022, at 7:00 o'clock in the evening 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:

ROOSEVELT                      DENTON PLACE (TH 60/22) STOP - all traffic traveling eastbound on Valentine Street shall come to a full stop.

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

Dated: March 22, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

Item #

3

Case #

30642

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 eight of two thousand twenty two is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

ROOSEVELT

DENTON PLACE (TH 60/22) STOP – all traffic traveling eastbound on Valentine Street shall come to a full stop.

Section 2. This local law shall take effect immediately upon filing with the secretary of state.



**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 5<sup>th</sup> day of April, 2022, at 7:00 o'clock in the evening 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 and REPEAL "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

UNIONDALE                      GOODRICH STREET (TH 2/22) North Side - NO STOPPING 8 AM TO 4 PM SCHOOL DAYS - starting at a point 130 feet west of the west curbline of Chester Street west for a distance of 121 feet.

ALSO, to REPEAL from Section 197-13 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" from the following locations:

OCEANSIDE                      WEST CORTLAND AVENUE (TH 482/03) North Side - NO PARKING 8 A.M. - 9 A.M., 3 P.M. - 4 P.M. SCHOOL DAYS MONDAY THRU FRIDAY - from the west curbline of Yost Boulevard west for a distance of 110 feet. (Adopted 1/27/04)

UNIONDALE                      GOODRICH STREET (TH 172/92) North Side - NO STOPPING 8 A.M. TO 4 P.M. SCHOOL DAYS - starting 75 feet west of the west curbline of Chester Street west for a distance of 245 feet. (Adopted 1/12/93)

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

Dated: March 22, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

Item # 4

~~CASE~~ 30643

## Town of Hempstead

A local law to amend Section one hundred ninety seven dash thirteen 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 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" 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 thirteen 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 fifty one of two thousand twenty one is hereby amended by including therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

UNIONDALE

GOODRICH STREET (TH 2/22) North Side -- NO STOPPING 8 AM TO 4 PM SCHOOL DAYS -- starting at a point 130 feet west of the west curblin of Chester Street west for a distance of 121 feet.

Section 2. Section one hundred ninety seven dash thirteen 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 fifty one of two thousand twenty one is hereby amended by repealing therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

OCEANSIDE

WEST CORTLAND AVENUE (TH 482/03) North Side -- NO PARKING 8 A.M. -- 9 A.M., 3 P.M. -- 4 P.M. SCHOOL DAYS MONDAY THRU FRIDAY -- from the west curblin of Yost Boulevard west for a distance of 110 feet. (Adopted 1/27/04)

UNIONDALE

GOODRICH STREET (TH 172/92) North Side -- NO STOPPING 8 A.M. TO 4 P.M. SCHOOL DAYS -- starting 75 feet west of the west curblin of Chester Street west for a distance of 245 feet. (Adopted 1/12/93)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

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 5<sup>th</sup> day of April, 2022, at 7:00 o'clock in the evening 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

HILLSIDE AVENUE - west side, starting at a point 95 feet north of the north curblineline of Wilson Avenue, north for a distance of 20 feet.  
(TH-69/22)

INWOOD

JEFFERSON STREET - south side, starting at a point 253 feet east of the east curblineline of Doughty Boulevard, east for a distance of 20 feet.  
(TH-45/22)

ROOSEVELT

GRENADA AVENUE - north side, starting at a point 139 feet east of the east curblineline of Park Avenue, east for a distance of 20 feet.  
(TH-56/22)

UNIONDALE

MANOR PARKWAY - west side, starting at a point 50 feet north of the north curblineline of Merrillon Street, north for a distance of 20 feet.  
(TH-46/22)

CAMPUS STREET - west side, starting at a point 290 feet south of the south curblineline of Macon Place, south for a distance of 20 feet.  
(TH-66/22)

Item #

5

Case #

21527

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

BALDWIN

MERRICK ROAD - south side, starting at a point 61 feet east of the east curblineline of Lakeside Drive, east for a distance of 21 feet.  
(TH-478B/21)

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

Dated: March 22, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

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 Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on the 5th day of April, 2022, at 7:00 o'clock in the evening of that day, to consider the enactment of a local law to amend Chapter 55 of the Code of the Town of Hempstead, in relation to Cemeteries.

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

Dated: Hempstead, New York  
March 22, 2022

BY ORDER OF THE TOWN BOARD  
TOWN OF HEMPSTEAD, NEW YORK.

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

Item #

6

Case #

17145

Town of Hempstead

A local law to amend Chapter 55 of the Code of the Town of Hempstead, in relation to Cemeteries.

Introduced by: Councilwoman Goosby

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Chapter of the code of the town of Hempstead, as constituted by local law number thirty two of nineteen hundred eighty, hereby is amended such that Chapter 55 shall henceforth read as follows:

**CHAPTER 55: CEMETERIES**

**GENERAL PROVISIONS**

**§ 55-1 TITLE.**

This chapter shall be known and cited as the "Town Cemetery Ordinance".

**§ 55-2 APPLICABILITY OF THIS CHAPTER.**

(A) This chapter shall apply only to cemeteries owned, controlled or operated by the town.

(B) The provisions of this chapter shall apply to town officials or their agents or designees involved with the upgrading, maintenance, administration or care of a town cemetery.

(C) The provisions if this chapter shall not apply to police officers or firefighting officials or officers involved in carrying out their official duties.

**§ 55-3 DEFINITIONS AND WORD USAGE.**

(A) Definitions. The following definitions shall apply in the enforcement and interpretation of this chapter.

DIRECTOR - The person designated by the Commissioner of the Department of General Services of who is vested with the authority, direction and control over the operation of the Division of Cemeteries.

DISTRIBUTE - See definition of "heir at law."

DIVISION OF CEMETERIES - The Division of Cemeteries of the Department of General Services of the Town of Hempstead.

GRAVE - The conversion from a lot to an excavated place of burial.

GRAVE SECTION - The designated area on a lot which provides space for a grave.

HEIR AT LAW - A relative by blood or by marriage who is entitled to take or share in the estate of a

decedent under the New York State estates, powers and trust statutes governing descent and distribution.

INTERMENT - Burial or the act of depositing a dead body in the earth or family tomb or vault.

LOT - A parcel of land within a town-owned cemetery or burial ground which entitles the owner thereof to a burial place only, subject to the provisions of this chapter.

OWNER - The person or persons named in a deed to a cemetery lot or his or their heirs at law.

PERPETUAL CARE - The maintenance and general preservation of graves and lots to the end that they shall remain and be reasonably cared for as cemetery grounds forever.

RESIDENT - Includes any person domiciled in the Town of Hempstead or a person who pays taxes on real property situated within the Town of Hempstead.

TOWN - The Town of Hempstead.

(B) Word usage.

a. Where necessary, the singular shall include the plural and the plural shall include the singular.

b. The words "or" and "and," as used herein, may be construed interchangeably where such meaning is necessary to effectuate the purpose of this chapter.

#### **§ 55-4 CEMETERY LOTS, BURIAL SPACES AND LEASES.**

(A) A cemetery lot, or burial space, shall consist of a Deed of Conveyance for a land area or niche. No Deed of Conveyance will be issued until payment is made in full. The purchase of a Deed of Conveyance shall include perpetual care fee as set by the Commissioner of General Services.

(B) Cemetery lots in town-owned cemeteries are exclusively for residents of the town.

(C) Proof of residence in the town is required of all purchasers before a deed conveying a burial space will be issued.

(D) After purchase by and conveyance of a deed to a burial space to a legal resident, the purchaser thereof, his heirs or distributes will not be denied the right of burial in said space should the purchaser's legal residence change thereafter from that of the Town of Hempstead.

#### **§ 55-5 CONVEYANCE OF LOTS OR BURIAL SPACES.**

(A) Cemetery lots or burial spaces shall be conveyed only for the purpose of the burial of the purchaser, his or her heirs at law, parents, siblings or spouse.

(B) All purchases shall be recorded on a Deed of Conveyance issued by Division of Cemeteries. The Deed of Conveyance grants only the right of burial and does not convey any other right to the lot or burial space lease. The Town shall complete and, along, sign the form. The deed shall be subject to the rules and regulations set forth by the Division of Cemeteries from time to time.

(C) The final decision to sell or not to sell a plot shall rest with the Division of Cemeteries, at its discretion, pursuant to the rules and regulations in place at time of potential purchase.

**§ 55-6 BURIAL RIGHTS AND RESTRICTIONS.**

A. A body, or cremated remains, may be removed from its place of interment in one grave to another grave or lot in the cemetery where there has been an exchange or purchase for the disinterment and interment.

B. Prior to interment all caskets shall be contained within a vault or liner made of concrete or other material approved by the Division of Cemeteries, except that no vault/liner shall be required when the casket will be placed above an existing casket which is not enclosed within a vault/liner.

C. A purchaser may only bequeath or devise the burial rights of his/her plot to qualified heirs who have relationships to the purchaser-testator/testatrix by blood or marriage. If there is no will at the time of the purchaser's death, the laws of intestate distribution as stated in the New York State Estates, Powers and Trusts Law will govern. A lawful heir or distributee, as defined hereinabove, may assign his burial rights to his next of kin, and a joint owner may assign his burial rights to his joint tenants.

D. Where more than one person is legally entitled to the possession of a deed conveying burial rights to a grave or lot, they shall file a written designation with the Division of Cemeteries for the purpose of designating a responsible member of the family to retain ownership and control of said deed, and in the absence, failure or refusal to make such a designation, the Director shall be empowered to act on behalf of the person who otherwise would have such authority.

E. Where a grave or lot is devised and bequeathed by a will admitted to probate to a relation by blood or marriage, a certified copy of the will must be filed with the Division of Cemeteries.

F. In the absence of probate or where there is a probated will which does not dispose of a grave or lot, an affidavit of heirship will be required for filing with the Division of Cemeteries in a form approved by the Division and which states the names and addresses of all heirs and their relationship to the deceased owner of the grave or lot.

G. Upon entering the cemetery grounds, all funerals shall be under the supervision of the Director or designated representative.

H. After a casket/urn shall enter upon cemetery grounds, under no conditions shall it be permitted to be opened without written authority from the Director, after the consent of legal representatives of the deceased or pursuant to a court order by a court of competent jurisdiction, as the case may be.

I. The burial rights of any stepchildren and/or adopted children of the original plot owner or the lawful heir thereof in the subject plot shall be



governed by the provisions of New York State Estates, Powers and Trusts Law.

**§ 55-7 MONUMENTS AND MARKERS.**

Monuments and headstones shall be permitted in the cemetery, subject to the following regulations:

- (A) All monument bases (foundations) upon which any monument, marker or other approved memorial must be placed shall be constructed by the town.
  - a. Foundations shall be of sufficient depth to support the headstone as determined by the Division of Cemeteries
  - b. Costs are to be borne by the owner of the burial right, with payment in advance.
  - c. The town shall establish and maintain a foundation fee
- (B) The installation or removal of a monument, headstone or other memorial requires the written consent of the Division of Cemeteries.
- (C) Inscriptions shall be in English letters, except that foreign inscriptions may be added after approval is obtained upon application containing a translation of the foreign inscription into English.
- (D) No monument, headstone or other memorial shall be permitted to be installed unless any indebtedness against the lot or grave is satisfied and the lot or grave is under perpetual care.
- (E) The number, sizes and placement of monuments, headstones or other memorials shall be determined by rules established by the Division of Cemeteries to with the view of making all lots correspond with the uniform grade and aesthetics of the sections and of the surrounding land.
- (F) All monuments and markers must show lot and grave numbers on the lower left corner, in three-fourths-inch numbers, in a frosted panel.
- (G) Other than engravings on the monument, nothing extra shall be added or annexed to the monument, such as ceramic pictures or like memorabilia.

**§ 55-8 INTERMENT, DISINTERMENT AND REINTERMENT REGULATIONS.**

- (A) All interments shall be arranged with the Division of Cemeteries and performed by town employees or a contractor designated by the town.
- (B) Appropriate 36 hours' prior notice of interment shall be given to the Town in advance of any burial, to allow sufficient time for the for opening of the burial space.
- (C) The appropriate application for interment and appropriate identification of the person to be buried, when necessary, shall be presented to the Division of Cemeteries prior to interment. If a document has been lost or destroyed, the Division of Cemeteries shall be satisfied, from his or her records, that the person to be buried in the space is an authorized and appropriate one before starting any interment.

(D) All burials, except those of cremated remains, shall be within a standard vault made of materials as approved by the Division of Cemeteries.

(E) No burial shall take place unless the burial space fee, the fee for services required to open and close the grave, and all other fees have been paid in full to the town. Funeral directors as agents of the funeral home making arrangements for burials will be responsible for all financial interment charges if not paid by the owner or his or her agent.

(F) No burial spaces shall be opened or closed except under the direction and control of the Division of Cemeteries. This provision shall not apply to proceedings for the removal and reinterment of bodies and remains; as the matter is subject to the control of the local Health Department.

(G) The town assumes no responsibility for errors in opening graves when those errors are caused by others.

(H) No lot shall be used for any purpose other than burial of human remains.

#### **§ 55-9 CEMETERY MAINTENANCE AND CARE.**

(A) All improvement hereafter made shall be made with the view of making all lots correspond with the uniform grade of the surrounding land.

(B) No grading, leveling or excavating upon a burial space shall be allowed. Mounds that hinder the free use of lawnmower or other lawn-care device are prohibited. Surfaces other than earth or sod are prohibited; this includes stone, limestone, wood chips and the like.

(C) No lot or part thereof shall be enclosed by a fence, railing, coping, hedge, ditch, post and chain or other similar device.

(D) Only one shrub will be permitted on any one lot, with prior approval of type of shrub and location by the Division of Cemeteries. The Division of Cemeteries has the right to order the removal of any trees, plants and shrubs which are not planted in accordance with these provisions.

(E) Borders, hedges or any type of shrub or flowers around any grave or lot and the planting of ivy, barberry or rose bushes is strictly prohibited throughout the cemetery.

(F) The placing or installation of signs, boxes, shells, toys, metal designs, ornaments, chairs, settees, vases, wood or iron crosses and similar articles upon or within graves or lots is prohibited, and the Director may order the removal of any of said articles. Vigil lights are permitted, subject, however, to the owner's risk of damage or loss.

(G) Cut flowers may be placed on burial spaces at any time and the town shall remove same when they become unsightly. Plantings must be no more than 18 inches from the headstone.

(H) The Division of Cemeteries shall have the right and authority to remove and dispose of any and all growth, emblems, displays or containers therefore that

through decay, deterioration, damage or otherwise become unsightly, a source of litter, maintenance problem or are otherwise a violation of this section. This provision shall not apply to monuments or markers. Except where the violation or item must be immediately removed for necessary maintenance or to perform a burial.

(I) Cemetery care includes only seeding and top dressing; cutting and trimming grass, shrubs and trees; and general upkeep of the cemetery. Cemetery care does not include the maintenance of monuments, markers and other memorials.

(J) In Section 26-A of Greenfield Cemetery, no plantings or artificial flowers of any type are permitted. Only fresh cut flowers placed in a vase at ground level in back of the marker will be permitted. Glass containers and vigil lights will not be allowed, and, if found on graves contrary to these regulations, they will be removed immediately.

#### **§ 55-10 CHAPEL**

The Division of Cemeteries reserves the right to install a Committal Shelter for interment services in lieu of a grave side service and issue rules and fees for the use thereof.

#### **§ 55-11 REPURCHASE OF BURIAL SPACES.**

The Town may repurchase any burial space from the owner for the original price paid minus a 20% owner transfer fee upon written request of the owner or his or her legal heirs or representatives.

#### **§55-12 GENERAL REGULATIONS.**

(A) Use of profane or boisterous language is prohibited.

(B) Alcohol is not permitted in the cemetery.

(C) Animals, except leader dogs, are not permitted in the cemetery.

(D) Driving off the established roads is prohibited.

(E) No firearms are allowed in the cemetery, except in the case of military funerals or ceremonies performed by official veterans' organizations on federal holidays.

(F) No person shall injure, deface or destroy any burial space, marker monument, memorial, tree, shrub or other item in the cemetery.

(G) Use of recreational vehicles (ATVs) within the cemetery is prohibited.

(H) Picking of flowers or breaking or damaging trees, shrubs or plants.

(I) Soliciting business of any kind or soliciting contracts or orders for monuments, headstones or any other work.

(J) Signs, notices or advertisements of contractors, stonecutters, undertakers or others.

(K) Selling refreshments of any kind.

(L) Hours of interments shall be as follows:

a. Weekdays, Monday to Friday: 9:00 a.m. to 12:00 noon, and from 1:00 p.m. to 3:00 p.m.

b. Saturdays: 9:00 a.m. to 1:00 p.m.

c. Interment will not be made on Sunday unless the Director shall determine that it is necessary on a religious or emergency basis.

(M) Interments will not be conducted on Holidays in which the Town of Hempstead municipal offices are closed.

(N) Persons operating motor vehicles within the grounds of Greenfield Cemetery shall observe a fifteen-mile-per-hour maximum speed limit

(O) No truck, cart or other commercial vehicle shall be permitted within the grounds of the cemetery except when such vehicle is used in the conduct of official business with the Division of Cemeteries.

#### **§ 55-13 MAUSOLEUMS**

The erection of a mausoleum shall be subject to the following provisions:

A. Lots for mausoleums or underground vaults must be at least 1,000 square feet in area.

B. Plans and specifications for the erection of a mausoleum must first be submitted for approval by the Division of Cemeteries, as well as the site and grade of the lot on which the mausoleum is to be erected.

C. The mausoleum or underground vault shall not occupy more than 30% of the area of the lot.

D. No interments shall be permitted within the area of the lot not occupied by the mausoleums or underground vault.

E. Perpetual care of the lot to be occupied by the mausoleum or underground vault must be contracted for by the owner with the Director of the Division of Cemeteries.

F. A duplicate key to the door of the mausoleum or underground vault must be on deposit with the Division of Cemeteries.

#### **§ 55-14 GREENFIELD CEMETERY RECEIVING VAULT**

Greenfield Cemetery shall maintain a receiving vault for the repose of bodies, subject to the following regulations:

(A) The receiving vault is for temporary use only, and under no circumstances shall a body be considered as interred or buried by reason of repose therein.

(B) The receiving vault may be used by those who desire to make provisions for final interment, either in this cemetery or elsewhere, upon payment of the usual charges in advance, subject, however, to the rules of the Board of Health regarding public vaults.

(C) Before the vault is used, a responsible member of the family of the deceased must sign an affidavit stating the length of time the receiving vault will be used.

(D) The remains of any person who has died of an infectious and/or contagious disease shall not be allowed to be deposited in the receiving vault unless the body is placed in a metallic-lined box hermetically

sealed. This rule applies also if the body is to be kept longer than 10 days.

(E) The Division of Cemeteries reserves the right to refuse the depositing of bodies in the vault during the extreme warm weather or during the prevalence of epidemics.

(F) Upon failure to make suitable arrangements for the final disposition of the remains temporarily placed in the receiving vault within a reasonable time or upon failure to pay rental the cemetery may, in its discretion, remove the body and inter it, after first having mailed a registered letter to the last known person who made the placement, stating its intention of making said removal.

(G) The Division of Cemeteries reserves the right, without notice, to remove from its vault, at once, and inter any remains not in good state of preservation or when the condition of the body renders its interment necessary.

(H) The Division of Cemeteries reserves the right to exclude flowers from the receiving vault.

#### **§ 55-15 COLUMBARIUM RULES AND REGULATIONS**

(A) The Director of Cemeteries may promulgate rules related to the use and operation of the Columbarium, and may set and adjust any fees reasonably related to the use and operation thereof.

(B) The town is responsible for the reservation and maintenance of columbarium niches. The town will establish records regarding the columbarium. These records will include the names of those who have purchased a niche, copies of Columbarium Right Agreements, copies of Certificates of Cremation, and Columbarium Rules and Regulations.

(C) A columbarium niche is for the interment of human remains only. Deceased pets, valuables, flowers, mementoes, etc. will not be allowed in a niche.

(D) Niche openings can only be performed by town employees. Anyone, other than a town employee, who attempts to open a niche, will be prosecuted under applicable state and local laws.

(E) Any acts of vandalism will also be prosecuted under applicable state and local laws.

(F) The town will be responsible for repairs to the columbarium. The town will take all reasonable care to ensure the safety of interred remains. However, the town will not be held responsible for the loss or destruction of interred remains due to vandalism, acts of nature or any unforeseen circumstances.

#### **§ 55-16 INDEPENDENT CONTRACTORS; INSURANCE.**

A. Independent contractors who undertake various projects within cemeteries and burial grounds under the jurisdiction of the Town of Hempstead are hereby designated as either of the following two categories:

(1) Independent contractors who are engaged in projects under contract on behalf of the Town of Hempstead; or

(2) Independent contractors as, for example, monument setters and sandblasters who are engaged in projects on behalf of individuals, partnerships or corporations other than the Town of Hempstead.

B. Independent contractors in Subsection **A(1)** shall be subject to the following regulations and insurance coverage:

(1) Independent contractors, their agents or employees shall report to the Division of Cemeteries before work is instituted in order to obtain written authorization to work on any particular project and to verify the location of the job site.

(2) The independent contractor shall provide a certificate of insurance showing compliance with worker's compensation and disability insurance requirements, and, in case any work is sublet, the independent contractor shall require his subcontractor to provide the same protection to his employees. The independent contractor shall furnish the town with said certificates of insurance attesting to their being in full force and effect, with an insurance company approved by the town or licensed to do business in the State of New York.

(3) The independent contractor shall furnish the town with a certificate evidencing a public liability policy covering the independent contractor's own operations and those of his subcontractors, which policy shall include completed operations coverage, as well as contractual liability coverage, to insure the assumption of liability elsewhere set forth in the contract.

(4) The independent contractor shall furnish the town with a certificate evidencing automobile liability coverage in comprehensive form for owned, hired and nonowned automobiles for \$1,000,000 bodily injury for each person, and \$1,000,000 for each occurrence, and for property damage in the amount of \$500,000. All automobile coverage shall be in full force and effect, and notice of cancellation thereof, if any, must be mailed simultaneously to the town.

(5) The independent contractor shall furnish to the town an owner's protective liability policy in the name of the Town of Hempstead, which shall cover any liability of the town which may arise out of the operations of the independent contractor or any of his subcontractors. All liability insurance policies issued shall be in an amount not less than \$1,000,000 for bodily injuries, including death, to any one person, and subject to the same limit for each person, in an amount not less than \$1,000,000 on account of each occurrence; and for property damage in an amount not less than \$500,000 for each occurrence, and in an amount not less than \$1,000,000 on account of all occurrences. Said insurance policy shall be obtained by and at the sole expense of the independent contractor and shall provide that said policy shall not be in any manner whatsoever changed or canceled, unless not less than 10 days' prior

written notice shall be made to the Town of Hempstead without any exception to such notice requirement.

C. Independent contractors in Subsection **A(2)** shall be subject to the following regulations and insurance coverage:

(1) Independent contractors, their agents or employees shall report to the Division of Cemeteries before work is instituted in order to obtain written authorization to work on any particular project and to verify the location of the job site.

(2) The independent contractor shall provide a certificate of insurance showing compliance with worker's compensation and disability insurance requirements, and, in case any work is sublet, the independent contractor shall require the subcontractor to provide the same protection to his employees. The contractor shall furnish the town with said certificates of insurance attesting to their being in full force and effect, with an insurance company approved by the town or licensed to do business in the State of New York.

(3) The independent contractor shall furnish the town with a certificate evidencing automobile coverage in comprehensive form for owned, hired and non-owned automobiles for \$1,000,000 for bodily injury to each person, and \$1,000,000 for each occurrence, and for property damage in the amount of \$500,000. All automobile coverage shall be in full force and effect, and notice of cancellation thereof, if any, must be mailed simultaneously to the town.

(4) The independent contractor shall furnish the town with a certificate evidencing a public liability policy covering the independent contractor's own operations and those of his subcontractors in an amount of not less than \$100,000 for all damages arising out of bodily injury to one person and a limit of \$300,000 for each occurrence, and for property damage in an amount not less than \$50,000 for any occurrence and in an amount not less than \$100,000 on account of all occurrences. This liability coverage shall be in full force and effect, and notice of cancellation thereof, if any, must be mailed simultaneously to the town.

D. Independent contractors, their agents and employees are to abide by the same designated working hours as exist for employees of the Division of Cemeteries.

E. Labor shall be dispensed with when in conflict with the reverence expected during funeral services at the grave site.

F. Independent contractors shall reinstate the area of the work site, after the project is completed, in as nearly the same condition as it was before work was commenced on the project, so that no unkempt condition shall remain; accordingly, rubbish shall be removed and deposited in containers within the cemetery reserved for that purpose.

**§ 55-17 DUTIES OF DIRECTOR OF DIVISION OF CEMETERIES.**

The Director of the Division of Cemeteries shall have supervision of all matters, including personnel and maintenance of personnel records, maintenance of accounting and divisional records, including budget control and statistical analysis and overall direction and coordination of activities of the Division. The Director shall supervise the employees of the Division of Cemeteries both in the office and outside the office in the cemetery burial grounds.

**§55-18 NICHEs.**

(A) A single niche is 12"x12"x12".

(B) The urn must be of a material suitable for interment (no cardboard). The town shall have full authority to refuse to accept for interment any receptacle deemed unsuitable. Leaving the cremated remains in the urn sent by crematorium is allowed as long as it meets the above requirements.

**§ 55-19 NICHE PURCHASES.**

(A) Upon payment in full, a Columbarium Right Agreement will be given to the person or persons who purchased the rights to the niche (hereby known as the lessee(s)). This is their proof of payment and should be kept in a safe place that is known to family members or friends. The lessee(s) will receive a copy of the Columbarium Rules and Regulations.

(B) The holder of the Agreement acquires no property rights in the columbarium or any of its niches. Legal title to the columbarium and niches remains with the town at all times. The Agreement attests only to the right to inter cremated remains of the person(s) named on the Agreement in the specific niche, also stated on the Agreement, pursuant to the Columbarium Rules and Regulations, as amended from time to time. In the event of a discrepancy between the Agreement and the administrative records, the latter shall take preference.

(C) Columbarium Right Agreement for a niche can only be made through the town. A niche must be paid in full before interment. The town will buy back a niche from the owner for the original price minus a 20% ownership transfer fee paid upon written request of said owner or his/her legal heirs or representatives.

(D) A niche reservation cannot be transferred or sold.

**§ 55-20 INTERMENT**

(A) Interment arrangements must be made by the lessee or the lessee's family; this can be done through a funeral home or by contracting the town directly.

(B) A copy of the Certificate of Cremation must accompany the cremated remains. Any orders from the funeral home are considered orders from a family.

(C) Any funeral home costs are the responsibility of the lessee or the lessee's family. An opening and closing fee will be assessed at the time of the opening at the current rate.



**§ 55-21 ENGRAVING OF NICHE COVER**

(A) To maintain the columbarium in a uniform manner, the town will arrange for the engraving of the niche plaque and/or scroll. Only first and last name, date of birth, and death date will be allowed.

(B) Only one font scroll will be allowed on all niche plaques.

(C) An engraving fee will be assessed at the time of interment. Niche plaques are required to be engraved.

**§55-22 FLOWERS AND WREATHS**

No flower arrangements, plants, wreaths, toys, or mementoes will be allowed to be placed near the Columbarium at any time, except at the time of interment.

**§ 55-23 REMOVAL OF THE INTERRED CREMATED REMAINS**

(A) In the event that the columbarium requires repairs in order to maintain its integrity, the lessee(s) agrees to permit the temporary removal of any cremated remains until those repairs are completed. The cremated remains will be returned to the proper niche by the town.

(B) If cremated remains must be removed from the columbarium by the family or an authorized person, a written request must be made to the town. This request must explain the reason for the removal, who is making the request, their relationship to the deceased, the day and time requested for the removal, and who will take possession of the cremated remains. Additional information or documentation may be required.

(C) An opening and closing fee will be assessed at the time of the opening. The town will exercise reasonable care in making a removal, but it assumes no liability for damage to any urn in the process of making a removal.

(D) If a niche's cover has already been engraved, the cost of replacement cover is not the responsibility of the town. Replacement covers can be obtained from the town at the current established price.

**§ 55-24 PENALTIES FOR OFFENSES.**

Any person or persons, association or corporation committing an offense against any provision §§ of this chapter shall be guilty of a violation, and shall be subject to a fine of up to \$500 as may be determined by a court of jurisdiction

Section 2. This local law shall become effective immediately upon filing with the secretary of state.

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 April 5, 2022 at 7:00o'clock in the evening of that day for the purpose of considering the application of JANTON REALTY, INC. for a variance from the provisions of "GSS" Ordinance to add a canopy over existing pump island, convert service bays to convenience store and operate self-service on the s/e/c Smith Street & Hempstead Babylon Turnpike on the following described premises Merrick, New York:

An irregular parcel on the s/e/c of Smith Street and Hempstead Babylon Turnpike w/frontage on Smith Street of 98.46' and frontage of 115.01' on Hempstead-Babylon Turnpike having property depth of 55.51' situated in Merrick, 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.

DONALD X. CLAVIN JR.  
SUPERVISOR

KATE MURRAY  
TOWN CLERK

Dated: MARCH 22, 2022  
Hempstead, N.Y.

Item #

7

Case #

14625

**DECISION:  
GLOBAL  
MONTELLO  
GROUP  
CORP.  
ELMONT**

Item # 8

case# 16415

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION GRANTING THE APPLICATION OF THE NASSAU COUNTY PARKS CONSERVANCY FOR A PARADE PERMIT FOR A K-RUN TO BE HELD IN EAST MEADOW, NEW YORK, ON MAY 1, 2022.

WHEREAS, Corey Roberts of Baldwin, New York, Race Director for Nassau County Parks Conservancy, New York has filed an application with the Town Clerk of the Town of Hempstead, for a Parade Permit for a K-Run to be held in East Meadow, New York, on May 1, 2022 from 7:30 AM to 2:30 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 application of Corey Roberts, Race Director for The Nassau County Parks Conservancy, be and the same is hereby GRANTED, 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 #

9

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 FOR THE EAST ROCKAWAY EDUCATION  
FOUNDATION FOR A PARADE PERMIT FOR A K-RUN HELD IN  
EAST ROCKAWAY, NEW YORK, ON APRIL 2, 2022.

WHEREAS, Daniel Caracciolo of East Rockaway, New York, Director of  
The East Rockaway Education Foundation, New York has filed an application  
with the Town Clerk of the Town of Hempstead, for a Parade Permit for a K-Run  
to be held in East Rockaway, New York, on April 2, 2022 from 7:00 AM to  
10:00 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 Daniel  
Caracciolo, Director of the East Rockaway Education Foundation, 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 #

9

#

25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION GRANTING THE APPLICATION OF OUR LADY OF  
GOOD COUNSEL CHURCH FOR A PARADE PERMIT FOR A  
PARADE TO BE HELD IN INWOOD, NEW YORK, ON APRIL 15,  
2022.

WHEREAS, Lena Artusa of Hewlett, New York, Pastoral Assistant for Our  
Lady of Good Counsel Church, New York has filed an application with the Town  
Clerk of the Town of Hempstead, for a Parade Permit for a Parade to be held in  
Inwood, New York, on April 15, 2022 from 3:45 PM to 6:00 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 application of Lena Artusa, Pastoral Assistant for  
Our Lady of Good Counsel Church, be and the same is hereby GRANTED, 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 #

9

Case #

25843

CASE NO. 25843

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved  
its adoption:

RESOLUTION GRANTING THE APPLICATION OF W.T. CLARKE  
MS/HS FOR A PARADE PERMIT FOR A K-RUN TO BE HELD IN  
WESTBURY, NEW YORK, ON APRIL 9, 2022.

WHEREAS, Josh Friedman of Westbury, New York, Race Coordinator for  
W.T. Clarke MS/HS, New York has filed an application with the Town Clerk of  
the Town of Hempstead, for a Parade Permit for a K-Run to be held in Westbury,  
New York, on April 9, 2022 from 8:30 AM to 10:00 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 application of Josh Friedman, Race Coordinator for  
W.T. Clarke MS/HS, be and the same is hereby GRANTED, 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 #

9

Case #

25843

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 STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE WEST SIDE OF APPLE LANE, 297 FEET EAST OF CEDAR LANE. SEC 50, BLOCK 482, AND LOT (S) 25, A/K/A 1389 APPLE LANE, 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 unsafe structure located at 1389 Apple Lane, East Meadow, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 726-2019; 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 1389 Apple Lane, East Meadow; and

WHEREAS, on December 16, 2021, Cashin Associates, P.C., 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 \$1,037.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,037.50 the cost associated with such services provided regarding 1389 Apple Lane, East Meadow, New York.

WHEREAS, an additional charge of \$250.00 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 \$1,287.50 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 #

10

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 EAST SIDE OF DRIFTWOOD LANE, 129 FEET SOUTH OF MALIBU ROAD. SEC 63, BLOCK 303, AND LOT (S) 17, A/K/A 3059 DRIFTWOOD LANE, 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 3059 Driftwood Lane, 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on May 13, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) chimney removed, have one hundred and ninety (190) square feet of windows and exterior boarded and use eight (18) man hours for general clean up, located at 3059 Driftwood Lane, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,550.50, the cost associated with the emergency services provided at 3059 Driftwood Lane, Bellmore, New York

WHEREAS, an additional charge of \$250.00 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 \$2,800.50 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 #

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 EAST SIDE OF BRYANT AVENUE, 182 FEET SOUTH OF DRAKE STREET. SEC 51, BLOCK 459, AND LOT (S) 15, A/K/A 283 BRYANT AVENUE, BETHPAGE, 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 283 Bryant Avenue, Bethpage; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on October 22, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have thirty (30) cubic yards of debris hauled away, have thirty (30) cubic yards of fill compacted and use thirty two (32) man hours for general clean up, located at 283 Bryant Avenue, Bethpage;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$3,410.00, the cost associated with the emergency services provided at 283 Bryant Avenue, Bethpage, New York

WHEREAS, an additional charge of \$250.00 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 \$3,660.00 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 # 11

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 AND MASONRY FRAME MULTI-FAMILY BUILDING, LOCATED ON THE EAST SIDE OF SMITH STREET, 128 FEET NORTH OF JEFFERSON STREET. SEC 40, BLOCK 70, AND LOT (S) 6, A/K/A 16 SMITH STREET, 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 16 Smith Street, Inwood; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on November 24, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) basement window boarded and provide and install one (1) lock and hasp, located at 16 Smith Street, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$225.00, the cost associated with the emergency services provided at 16 Smith Street, Inwood, New York

WHEREAS, an additional charge of \$500.00 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 \$725.00 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 # 11  
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 NORTHWEST CORNER OF LAWRENCE AVENUE AND MOTT AVENUE. SEC 40, BLOCK 38, AND LOT (S) 278, A/K/A 127 LAWRENCE 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 127 Lawrence Avenue, Inwood; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on December 28, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have six (6) square feet of windows boarded, located at 127 Lawrence Avenue, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$225.00, the cost associated with the emergency services provided at 127 Lawrence Avenue, Inwood, New York

WHEREAS, an additional charge of \$250.00 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 \$475.00 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 # 11

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 BRICK FRAME COMMERCIAL BUILDING, LOCATED ON THE NORTH SIDE OF BAYVIEW AVENUE, 158 FEET EAST OF AVENUE A. SEC 40, BLOCK 157, AND LOT (S) 616, A/K/A 360 BAYVIEW 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 360 Bayview Avenue, Inwood; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on July 31, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use seven (7) man hours to take down cement structure, have one hundred and forty four (144) square feet of roof tarping installed, forty eight (48) square feet of roof and exterior boarded and provide and install one (1) chain and lock, located at 360 Bayview Avenue, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,351.64, the cost associated with the emergency services provided at 360 Bayview Avenue, Inwood, New York

WHEREAS, an additional charge of \$500.00 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 \$1,851.64 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 # 11

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 MULTI FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF BAYVIEW AVENUE, 118 FEET EAST OF AVENUE A. SEC 40, BLOCK 157, AND LOT (S) 615, A/K/A 366 BAYVIEW 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 366 Bayview Avenue, Inwood; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on July 29, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have sixteen (16) square feet of windows boarded and forty five (45) square feet of doors boarded, located at 366 Bayview Avenue, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$592.73, the cost associated with the emergency services provided at 366 Bayview Avenue, Inwood, New York

WHEREAS, an additional charge of \$500.00 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 \$1,092.73 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 # 11

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 UNSAFE TWO STORY WOOD FRAMED MULTI-FAMILY APARTMENT COMPLEX, LOCATED ON THE SOUTHWEST CORNER OF BAYVIEW AVENUE AND ST. GEORGE PLACE. SEC 40, BLOCK 57, AND LOT (S) 239, A/K/A 385 BAYVIEW 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 unsafe structure located at 385 Bayview Avenue, Inwood; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was unsafe; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on July 27, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., have twenty (20) braces installed on building ten (10), seventeen (17) braces installed on building nine (9), twelve (12) braces installed on building eight (8), eight (8) braces installed on building nine (9) fourteen (14) braces installed on building seven (7), fifteen (15) braces installed on building five (5), eight (8) braces installed on building four (4) and eight (8) braces installed on building (5), located at 385 Bayview Avenue, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$25,500.00, the cost associated with the emergency services provided at 385 Bayview Avenue, Inwood, New York

WHEREAS, an additional charge of \$500.00 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 \$26,000.00 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 # 11

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 COMMERCIAL BUILDING, LOCATED ON THE SOUTHWEST CORNER OF SUNRISE HIGHWAY AND LANDSDOWNE PLACE. SEC 55, BLOCK 145, AND LOT (S) 31-46, A/K/A 1833 SUNRISE HIGHWAY, 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 1833 Sunrise Highway, Merrick; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on October 26, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have two hundred and forty three (243) square feet of doors boarded, located at 1833 Sunrise Highway, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,440.99, the cost associated with the emergency services provided at 1833 Sunrise Highway, Merrick, New York

WHEREAS, an additional charge of \$500.00 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 \$1,940.99 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 # 11

Case # 6582



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 SOUTH SIDE OF CLUBHOUSE ROAD, 683 FEET NORTH OF LYNN COURT. SEC 62, BLOCK 216, AND LOT (S) 50, A/K/A 2982 CLUBHOUSE ROAD, 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 2982 Clubhouse Road, Merrick; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on August 21, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have two hundred and twenty four (224) square feet of windows boarded and install one (1) chain and lock, located at 2982 Clubhouse Road, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,742.32, the cost associated with the emergency services provided at 2982 Clubhouse Road, Merrick, New York

WHEREAS, an additional charge of \$250.00 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 \$2,992.32 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 # 11

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 NORTHWEST CORNER OF EMERSON AVENUE AND WESTERVELT AVENUE. SEC 36, BLOCK 378, AND LOT (S) 150-152 & 657, A/K/A 519 EMERSON AVENUE, NORTH 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 519 Emerson Avenue, North Baldwin; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on December 17, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one hundred and twelve (112) square feet of windows and exterior boarded, located at 519 Emerson Avenue, North Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,336.16, the cost associated with the emergency services provided at 519 Emerson Avenue, North Baldwin, New York

WHEREAS, an additional charge of \$250.00 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 \$1,586.16 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 # 11

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 SOUTHWEST CORNER OF LONG BEACH ROAD AND ATLANTIC AVENUE. SEC 43, BLOCK 124, AND LOT (S) 245, A/K/A 2962 LONG BEACH ROAD, 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 2962 Long Beach Road, Oceanside; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on April 20, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one hundred and forty seven (147) square feet of windows and exterior openings boarded, located at 2962 Long Beach Road, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,168.65, the cost associated with the emergency services provided at 2962 Long Beach Road, Oceanside, New York

WHEREAS, an additional charge of \$500.00 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 \$1,668.65 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 # 11

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 WEST SIDE OF PARK PLACE, 569 FEET NORTH OF PARK AVENUE. SEC 36, BLOCK 139, AND LOT (S) 15, A/K/A 804 PARK 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 804 Park Place, Uniondale; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on March 16, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to provide and install two (2) lock and hasps, located at 804 Park Place, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$225.00, the cost associated with the emergency services provided at 804 Park Place, Uniondale, New York

WHEREAS, an additional charge of \$250.00 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 \$475.00 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 # 11

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 BRICK AND MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE NORTHWEST CORNER OF WANTAGH AVENUE AND JERUSALEM AVENUE. SEC 51, BLOCK 416, AND LOT (S) 6-8, A/K/A 1184 WANTAGH 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 1184 Wantagh Avenue, Wantagh; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on December 8, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use two (2) man hours for general clean up and have two hundred and six (206) square feet of windows and exterior boarded, located at 1184 Wantagh Avenue, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,567.58, the cost associated with the emergency services provided at 1184 Wantagh Avenue, Wantagh, New York

WHEREAS, an additional charge of \$500.00 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 \$3,067.58 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 # 11

Page # 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 HIGH RANCH WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR BASEMENT GARAGE, LOCATED ON THE SOUTHEAST CORNER OF BAYPORT COURT AND BAYVIEW AVENUE. SEC 63, BLOCK 172, AND LOT (S) 1 & 2, A/K/A 3020 BAYPORT COURT, 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 3020 Bayport Court, Wantagh; 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 B & A Commercial Inc., at 70 New Street, Oceanside, New York, 11572, 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 858-2020; and

WHEREAS, on December 3, 2021, the Commissioner of the Department of Buildings directed B & A Commercial Inc., to remove two hundred and seventy five (275) gallons of fuel from oil tank and remove one (1) tank, located at 3020 Bayport Court, Wantagh;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$3,187.50, the cost associated with the emergency services provided at 3020 Bayport Court, Wantagh, New York

WHEREAS, an additional charge of \$250.00 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 \$3,437.50 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 # 11  
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 PALM LANE AND PAGE LANE. SEC 45, BLOCK 460, AND LOT (S) 14, A/K/A 68 PALM LANE, WESTBURY, 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 Palm Lane, Westbury; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on October 6, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have nineteen (19) linear feet of chain link fence installed, located at 68 Palm Lane, Westbury;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$380.00, the cost associated with the emergency services provided at 68 Palm Lane, Westbury, New York

WHEREAS, an additional charge of \$250.00 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 \$630.00 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 # 11

Case # 6582

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 BRICK AND MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE NORTHEAST CORNER OF WOODFIELD ROAD AND EAGLE AVENUE. SECTION 35, BLOCK 408 AND LOT(S) 34-38, AKA 667-681 WOODFIELD ROAD, 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 667-681 Woodfield Road, West Hempstead; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on December 15, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use twenty eight (28) man hours for general clean up, located at 667-681 Woodfield Road, West Hempstead;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,540.00, the cost associated with the emergency services provided at 667-681 Woodfield Road, West Hempstead, New York

WHEREAS, an additional charge of \$500.00 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 \$2,040.00 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 #

11

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 MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE NORTH SIDE OF FRANKLIN PLACE, 46 FEET WEST OF BROADWAY. SEC 39, BLOCK 212, AND LOT (S) 140, A/K/A 2 FRANKLIN PLACE, WOODMERE, 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 2 Franklin Place, Woodmere; 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 Cipco Boarding Co., 342 Atlantic Avenue, East Rockaway, New York 11572, 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 311-2020; and

WHEREAS, on November 17, 2021, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) window boarded and provide and install two (2) lock and hasps, located at 2 Franklin Place, Woodmere;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$225.00, the cost associated with the emergency services provided at 2 Franklin Place, Woodmere, New York

WHEREAS, an additional charge of \$500.00 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 \$725.00 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 # 11  
Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING TBR #858-2020 TO CORRECT A  
TYPOGRAPHICAL ERROR OF THE CONTRACT TERM

WHEREAS, TBR #858-2020, which awarded TOH Contract #44-2020 for Emergency Demolition of Unsafe Structures to B & A Commercial, Inc., 70 New Street, Oceanside, New York 11572, stated the contract term would be August 1, 2020 to July 31, 2021; and

WHEREAS, TBR #858-2020 should have stated the contract term is from August 1, 2020 to July 31, 2025;

NOW THEREFORE, BE IT

RESOLVED, TBR #858-2020 is amended only in so far as to correctly state the contract term of TOH Contract #44-2020 is from August 1, 2020 to July 31, 2025, and the Buildings Department and Comptroller's Office is authorized the execute any documents necessary to affect this correction.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 12

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE FREEPORT MERRICK ROTARY CLUB TO USE TOWN OF HEMPSTEAD PARKING FIELD M-5, MERRICK, NEW YORK FOR THE PURPOSE OF HOLDING A FESTIVAL MAY 26, 2022 THROUGH MAY 30, 2022.

WHEREAS, the Freeport Merrick Rotary Club, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 has requested to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding a Festival May 26, 2022 through May 30, 2022 (the "Festival"); and

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

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Freeport Merrick Rotary Club, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 to use Town of Hempstead Parking Field M-5, Merrick, New York for the purpose of holding a Festival and be it further

RESOLVED, that in conducting this activity, the Freeport Merrick Rotary Club shall comply with all the provisions of the Code of the Town of Hempstead (the "Town Code"); and be it further

RESOLVED, that the grant of permission herein is subject to and conditioned upon the applicant's compliance with all the provisions of the Town Code, (including if amusement rides are to be used at the Festival, 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 (the "Special Permit")); and be it further

RESOLVED, that failure of the applicant herein to comply with all the provisions of the Town Code, (including, if applicable, the failure to obtain the Special Permit in advance of the Festival, shall render this approval null and void; and be it further

RESOLVED, that subject to the issuance of the Special Permit, amusement rides will be set up after 7:00 p.m. on May 25, 2022 and removed by 6:00 a.m. on May 31, 2022.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

13

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE PERFECTING FAITH CHURCH, FREEPORT, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD R-1, ROOSEVELT, NEW YORK FOR THE PURPOSE OF HOLDING THE ANNUAL CHURCH WITHOUT WALLS ON JULY 3, JULY 10, JULY 17, JULY 24, JULY 31, AUGUST 7, AUGUST 14, AUGUST 21, AUGUST 28, AND SEPTEMBER 4, 2022.

WHEREAS, the Perfecting Faith Church, 311 North Main Street, Freeport, New York 11520 Attention: Valrie J. Thomas, Community Relations/Member Care Liaison has requested to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding the Annual Church Without Walls on July 3, July 10, July 17, July 24, July 31, August 7, August 14, August 21, August 28, and September 4, 2022; and

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

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Perfecting Faith Church, 311 North Main Street, Freeport, New York 11520 Attention: Valrie J. Thomas, Community Relations/Member Care Liaison, to use Town of Hempstead Parking Field R-1, Roosevelt, New York for the purpose of holding the Annual Church Without Walls and be it further

RESOLVED, that in conducting this 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 # 13

Case # 20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PERMISSION GRANTED TO THE WANTAGH CHAMBER OF COMMERCE, WANTAGH, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD WA-2, WANTAGH, NEW YORK FOR THE PURPOSE OF HOLDING A ST. PATRICK'S DAY EVENT ON MARCH 20, 2022.

WHEREAS, The Wantagh Chamber of Commerce, c/o Karen Lofgren, P.O. Box 660, Wantagh, New York 11793 had requested to use Town of Hempstead Parking Field WA-2, Wantagh, New York for the purpose of holding a St. Patrick's Day Event on March 20, 2022; and

WHEREAS, this Town Board deemed it to be in the public interest to have granted said permission.

NOW, THEREFORE, BE IT

RESOLVED, that permission granted to The Wantagh Chamber of Commerce, c/o Karen Lofgren, P.O. Box 660, Wantagh, New York 11793 to use Town of Hempstead Parking Field WA-2, Wantagh, New York for the purpose of holding a St. Patrick's Day Event on March 20, 2022 is hereby ratified and confirmed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

13

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LONG ISLAND BUICK CLUB, BOHEMIA, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD WA-9, WANTAGH, NEW YORK FOR THE PURPOSE OF HOLDING A CAR SHOW ON MAY 29, 2022 (RAINDATE JUNE 12, 2022).

WHEREAS, the Long Island Buick Club, c/o Martin Jablonsky, has requested permission to use Town of Hempstead Parking Field WA-9, Wantagh, New York for the purpose of holding a Car Show May 29, 2022 (Raindate June 12, 2022); and

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

NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the Long Island Buick Club, c/o Martin Jablonsky, to use Town of Hempstead Parking Field WA-9, Wantagh, New York for the purpose of holding the Car Show and be it further

RESOLVED, that in conducting said activity, the Long Island Buick Club 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 #

13

Case #

20915

CASE NO:

RESOLUTION NO:

ADOPTED:

Offered the following resolution and moved its adoption:

**RESOLUTION RATIFYING AND CONFIRMING AN AGREEMENT  
WITH CONNOISSEUR MEDIA FOR VARIOUS MEDIA OUTLET  
NOTICES AND ADVERTISEMENTS**

WHEREAS, Connoisseur Media, 234 Airport Plaza, STE 5, Farmingdale, NY, 11735, agreed to publish advertisements through radio in order to disseminate public information related to recreational and cultural events for town residents for the sum of \$35,000; and

WHEREAS, the Office of Communications and Public Affairs deems that it is in the public interest to host recreational events, cultural attractions and public service announcements for residents; and advertise through radio outlets in an effort to increase awareness;

WHEREAS, the Office of Communications wishes to avail itself of such media outlets for a term of one year beginning on January 1, 2022 and ending on December 31, 2022 and recommends accepting said proposal as in the best interest of the residents of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the acceptance of a pricing agreement offered by Connoisseur Media for a one year term is hereby ratified and confirmed: and

BE IT FURTHER,

RESOLVED, that the Town Comptroller is authorized and directed that monies due and owing the amount of \$35,0000 are to be paid out of the appropriate departmental accounts

The foregoing was adopted upon roll call as follows:

AYES:

NOES:

Item #

14

Case #

6473

TOWN OF HEMPSTEAD CMLI PLANET

DAYPART	LENGTH					
M-F	:60	6A-10A	\$240	\$175	\$50	\$185
M-F	:60	10A-3P	\$240	\$175	\$50	\$185
M-F	:60	3P-7P	\$240	\$175	\$50	\$185
M-F	:60	7P-9P	\$85	\$50		\$60
M-F	:60	9p-12A	\$50	\$30		\$40
SaSu	:60	6A-10A	\$100	\$75	\$50	\$85
SaSu	:60	10A-3P	\$100	\$75	\$50	\$85
SaSu	:60	3P-7P	\$100	\$75	\$50	\$85
SaSu	:60	7P-9P	\$60	\$40		\$50
SaSu	:60	9p-12A	\$45	\$30		\$35
SaSu	:60	6A-7P	\$100	\$75	\$50	\$85
M-F	:30	6A-10A	\$170	\$140	\$25	\$148
M-F	:30	10A-3P	\$170	\$140	\$25	\$148
M-F	:30	3P-7P	\$170	\$140	\$25	\$148
M-F	:30	7P-9P	\$60	\$45		\$50
M-F	:30	9P-12A	\$45	\$35		\$40
SaSu	:30	6A-10A	\$85	\$60	\$25	\$75
SaSu	:30	10A-3P	\$85	\$60	\$25	\$75
SaSu	:30	3P-7P	\$85	\$60	\$25	\$75
SaSu	:30	7P-9P	\$50	\$35		\$40
SaSu	:30	9P-12A	\$40	\$30		\$35
SaSu	:30	6A-7P	\$85	\$60	\$25	\$75
M-F	:15	6A-10A	\$95	\$75	\$20	\$85
M-F	:15	10A-3P	\$95	\$75	\$20	\$85
M-F	:15	3P-7P	\$95	\$75	\$20	\$85
M-F	:15	7P-9P	\$45	\$35		\$40
M-F	:15	9P-12A	\$35	\$25		\$30
SaSu	:15	6A-10A	\$75	\$50	\$20	\$65
SaSu	:15	10A-3P	\$75	\$50	\$20	\$65
SaSu	:15	3P-7P	\$75	\$50	\$20	\$65
SaSu	:15	7P-9P	\$45	\$30		\$35
SaSu	:15	9P-12A	\$35	\$20		\$25
SaSu	:15	6A-7P	\$95	\$75	\$20	\$85



TOWN OF HEMPSTEAD CMLI PLAN

WWSK

\$100

\$100

\$100

\$40

\$20

\$60

\$60

\$60

\$30

\$20

\$60

\$85

\$85

\$85

\$45

\$35

\$50

\$50

\$50

\$35

\$25

\$25

\$50

\$50

\$50

\$35

\$20

\$40

\$40

\$40

\$25

\$15

\$50

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERMUNICIPALITY AGREEMENT  
WITH NASSAU COUNTY PERTAINING TO THE PARKING OF AUXILIARY POLICE VEHICLES  
AT THE TOWN'S ECHO PARK POOL COMPLEX**

**WHEREAS**, the Nassau County Police Department ("NCPD") has requested that the Department of Parks and Recreation ("Department") make up to a maximum of six (6) parking spaces available to the NCPD's Fifth Precinct Auxiliary Police Unit ("AP Unit") within the Town's Echo Park Pool complex parking lot ("Parking Lot"); and

**WHEREAS**, the Commissioner of the Department ("Commissioner") has determined that there is more than ample parking space available in the Parking Lot to accommodate the aforementioned request of the NCPD without adversely impacting the capacity of the Parking Lot to satisfy the parking needs of residents utilizing the Echo Park facility; and

**WHEREAS**, this Town Board finds that it is in the public's best interest to accommodate the aforementioned request of the NCPD to have permission to park up to a maximum of six (6) AP Unit vehicles within the Town's Parking Lot situated at the Echo Park Pool facility.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Commissioner be and hereby is authorized to execute an Intermunicipality Agreement with Nassau County for the limited purpose of granting permission to the Nassau County Police Department to park up to a maximum of six (6) vehicles operated by its Fifth Precinct Auxiliary Police Unit the Town's Parking Lot situated at the Echo Park Pool complex during the term of said Agreement.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

15

Case #

22511

COPY

**THIS INTERMUNICIPAL AGREEMENT** ("Agreement") made as of the \_\_\_\_\_ day of \_\_\_\_\_, 2022 by and between the County of Nassau, a municipal corporation of the State of New York having its principal office at 1550 Franklin Avenue, Mineola, New York 11501 (hereinafter referred to as "County") acting for and on behalf of its Nassau County Police Department's Community Safety Unit/Auxiliary Police Section (hereinafter referred to as "Department") and the Town of Hempstead, a municipal corporation of the State of New York, having its principal office at Town Hall, Hempstead, New York, acting for and on behalf of its Department of Parks and Recreation (hereinafter referred to as "Town").

**WITNESSETH:**

WHEREAS, Town owns and operates a park, pool and fitness complex located at Nassau and Roosevelt Boulevards in West Hempstead known as Echo Park (hereinafter referred to as "Echo Park"); and

WHEREAS, the Department, on behalf of its Fifth Precinct Auxiliary Police Unit (the "AP Unit") has requested the Town to grant access to the Echo Park parking lot (the "Parking Lot") for the purpose of parking up to six (6) of the AP Unit's cars for an initial one year period commencing \_\_\_\_\_, 2022, and ending \_\_\_\_\_ 2023; and

WHEREAS, the Town desires to accommodate the Department's request to utilize the Parking Lot, and

WHEREAS, County and Town are permitted to enter into a Municipal Cooperation Agreement pursuant to both Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law.

NOW, THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

- TOWN hereby agrees to provide the AP Unit access to the Parking Lot for the purpose of parking up to a maximum of six (6) County vehicles in an area of the Parking Lot to be designated by the Town's Commissioner of the Department of Parks and Recreation in his/her sole discretion.
- DEPARTMENT agrees to have all AP Unit drivers who operate the County vehicles that will be parking in the Parking Lot comply with the terms of Nassau County's Motor Vehicle Risk Management Policy and Procedure ("Policy").
- The parties agree that each is, and at all times shall be deemed to be, an independent contractor and shall not, in any manner whatsoever, by its action and deeds commit the other to any obligation other than as provided herein, and neither party shall at any time or for any purpose be deemed to be an employee of the other. It is further understood and agreed that no agent servant, or employee of Town or County shall at any time or under any circumstances, be deemed to be an agent, servant, or employee of County or Town respectively.

Each party to this Agreement shall be solely responsible for and shall indemnify and hold harmless the other party, and their respective officers, employees, and agents (the "Indemnified Party" or "Indemnifying Party") from and against any and all liabilities, losses, costs, expenses (including, without limitation, reasonable attorneys' fees and disbursements and damages ("Losses"), including Losses in connection with any threatened investigation, litigation, or other proceedings or preparing a defense to or prosecuting the same directly arising out of the negligence or willful misconduct of the Indemnifying Party or its respective agents. The provisions of this Section shall survive the termination of this Agreement.

No party is in arrears to any other party to this Agreement upon any debt or contract and no party is in default as surety, contractor, or otherwise upon any obligation to another party, including any obligation to pay taxes to, or perform services for or on behalf of, another party.

- Compliance with Law (a) Generally- The parties shall comply with any and all applicable Federal, State and Local Laws including, but not limited to those relating to conflicts of interest, discrimination, and disclosure of information in connection with its performance under this Agreement.
- This Agreement shall be deemed effective as of \_\_\_\_\_, 2022 of each year and will terminate on \_\_\_\_\_, 2023 unless sooner terminated as provided for below.
- This Agreement may be terminated: (i) for any reason by either party upon thirty (30) days' written notice to the other party; (ii) for "Cause" by either party immediately upon the receipt by the other party of written notice of termination; (iii) upon mutual written Agreement of the County and the Town; or (iv) in accordance with any other provisions of this Agreement expressly addressing termination.
- As used in this Agreement the work "Cause" includes: (i) a breach of this Agreement; (ii) the failure to obtain and maintain in full force and effect all Approvals required for the services described in this Agreement to be legally and professionally rendered; and (iii) the termination or impending termination of federal or state funding for the services to be provided under this Agreement.
- In the event that any provisions of this Agreement shall be held to be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.
- Notwithstanding any other provision of this Agreement:
  - Approval and Execution: Neither the County nor the Town shall have any liability under this Agreement (including any extension or other modification of this Agreement) to any Persons unless (i) all County and Town approvals have been obtained, including approval by the County Legislature and the Town Board, and (ii) this Agreement has been executed by the County Executive (as defined in this Agreement) and the Town's Commissioner of the Department of Parks and Recreation.
- This Agreement may be signed in one or more counterparts (or with counterpart signature pages) which, taken together, shall constitute a fully executed Agreement and shall be considered a single document.
- This Agreement has been drafted by counsel for both parties, and accordingly, any ambiguities contained herein shall not be interpreted in favor of or against either party based upon a claim as to the party who drafted the language.
- This Agreement sets forth the entire agreement and the understanding of the parties 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.
- This Agreement may be modified or amended from time to time by agreement in writing, but no modification or amendment of this Agreement shall take effect until such modification or amendment has been memorialized in writing and has been duly executed by the parties.

- If any term or provision of this Agreement or the application thereof to any persons or circumstances shall, to any extent, be invalid or unenforceable, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this Agreement shall be valid and enforceable to the fullest extent allowed by law.
- All questions pertaining to the validity, construction, execution and performance of this Agreement shall be governed by and construed in accordance with the laws of the State of New York without giving effect to the conflicts or choice of law provisions thereof.

IN WITNESS WHEREOF, the Town of Hempstead has executed this Agreement the day and year first above written, and the County of Nassau has executed this Agreement on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**TOWN OF HEMPSTEAD**

**NASSAU COUNTY**

By: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_

By: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_

PLEASE EXECUTE IN BLUE INK

STATE OF NEW YORK )  
 ) ss:  
 COUNTY OF NASSAU )

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 2022 before me personally came \_\_\_\_\_ To me personally known, who, being duly sworn, did depose and say that he or she resides in the County of \_\_\_\_\_; that he or she is a Deputy County Executive of the County of Nassau, the municipal corporation described herein and which executed the above instrument; and that he or she signed his or her name thereto.

\_\_\_\_\_  
 NOTARY PUBLIC (stamp/seal)

STATE OF NEW YORK )  
 ) ss:  
 COUNTY OF NASSAU )

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 2022 before me personally came \_\_\_\_\_ To me personally known, who, being duly sworn, did depose and say that he or she resides in the County of \_\_\_\_\_; that he is the Commissioner of the Town's Parks and Recreation Department, the municipal corporation described herein and which executed the above instrument; and that he or she signed his or her name thereto.

\_\_\_\_\_  
 NOTARY PUBLIC (stamp/seal)

Case No.

Resolution No.

Adopted

offered the following resolution and moved its adoption as follows:

**RESOLUTION AUTHORIZING PAYMENTS TO RBJM THEATER CORP  
d/b/a BELLMORE PLAYHOUSE, WHICH IS HOSTING THE 2022  
ANCHOR PROGRAM MOVIE THEATER OUTINGS**

WHEREAS, the Town's ANCHOR Program has enjoyed a long-standing working relationship with the following local movie theater which has periodically hosted ANCHOR movie outings for approximately thirty (30) years and has been very accommodating to the large number of ANCHOR's special needs participants and staff:

RBJM Theater Corp  
d/b/a Bellmore Playhouse  
525 Bedford Ave, Bellmore, N.Y. 11710

and

WHEREAS, in order to ensure the timely payment of claims/invoices submitted by this movie theater during 2022, the Commissioner of the Department of Parks & Recreation recommends to this Town Board that it grant the Town's Comptroller the authority to make payments of movie theater claim/invoice payments for movie theater services that will be rendered to the ANCHOR Program outings during 2022 to RBJM Theater Corp d/b/a Bellmore Playhouse, 525 Bedford Ave, Bellmore, N.Y. 11710 in an aggregate amount not to exceed \$18,000.00;

NOW, THEREFORE BE IT

RESOLVED, that the Town Comptroller be and hereby is authorized to make claim/invoice payments for movie theater services that will be rendered to the ANCHOR Program during 2022 to RBJM Theater Corp d/b/a Bellmore Playhouse, 525 Bedford Ave, Bellmore, N.Y. 11710 ; said payments to be made from account #400-0007-71100-4151-Fees & Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 16

Case # 16531

CASE NO.

RESOLUTION NO.

ADOPTED:

Council(wo)man moved the following resolution's adoption:

RESOLUTION AMENDING RESOLUTIONS 246-2022 AUTHORIZING THE ACCEPTANCE AND APPROVAL OF A PROPOSAL FROM LORRAINE GREGORY COMMUNICATIONS

WHEREAS, the Director of Communications recommends the Town of Hempstead retain a public relations firm to assist in producing television public service announcements and other video projects that cannot either be created or completed in-house; and,

WHEREAS, the Director of Communications obtained a proposal ("Proposal") from Lorraine Gregory Communications, 95-A Executive Drive, Edgewood, NY 11717 ("Lorraine Gregory") pursuant to the Town's Procurement Policy and Procedures due to Lorraine Gregory's director of video services extensive prior experience with the Town; and,

WHEREAS, the Director of Communications has obtained an expanded proposal from Lorraine Gregory Communications in an amount not to exceed \$114,355.00 (one hundred fourteen thousand three hundred fifty-five dollars) and deems it to be in the best interest of the Town to amend resolution 246-2022

NOW, THEREFORE, BE IT

RESOLVED, the Town Board accepts and approves the amended Proposal from Lorraine Gregory Communications, 95-A Executive Drive, Edgewood, NY 11717, for an amount not to exceed \$114,355; and be it further,

RESOLVED, that Town Comptroller is authorized to pay for Lorraine Gregory's services from the General Fund Undistributed Fees & Services Account#: 010-0012-90000-4151.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

Item # 17  
Case # 30505

**GREG BLOWER**

**TOWN OF HEMPSTEAD**

*"Production of Public Service Announcements and other video and audio projects"*

Contract Proposal

**PRE-PRODUCTION:**

Meetings & Consultations	No Charge
Writer/Producer/Director for television (Script, Pre, Production, Post Production).	\$ 2,500./Ad
Writer/Producer/Director for radio (script, Post Production)	\$1,200.

**PRODUCTION: (RATES IN THIS SECTION ARE PER DAY)**

Cameraman	\$ 350.
Soundman	\$ 300.
Sound Equipment	\$ 150.
Wireless	\$ 50.
Production Assistant	\$ 200.
Camera Slider and Tracks	\$ 150.
Production Equipment (HD Camera, Tripod, Lights, etc).	\$ 250.
Other Production Crew	****see note

**POST-PRODUCTION:**

AVID Media Composer Digital Nonlinear Editing Including: Adobe After Effects, Titling Tool, AVID 3D F/X Box, Digital effects (included) Mastering to QuickTime files.	\$ 150. (Per Hour)
Video Graphics and Animation	\$ 150. (Per Hour)
Voice Over Recording Session	\$ 150. (Per Hour)
Voice Over Talent (up to 30 seconds)	\$ 250.
Voice Over Talent (up to 3 minutes)	\$ 450.
Stock Production Music (up to 30 seconds)	\$ 250. (per track)
Stock Production Music (up to 3 minutes)	\$ 450. (2 tracks)
Sound Effects	\$ @100. per
DVD copy	\$ @5.
Digital File	\$ @100.
Stock Footage	\$ **** see note

\*\*\*\*These items will be billed at current commercial rates, and subject to Town approval prior to engagement.

Note: This contract does not include any shipping, travel, tolls expenses, overtime or rush charges (if applicable).  
This contract was prepared on November 24, 2021, 2021. Any changes will void this estimate. Contract is good for 1 year.

LGC Federal I.D.# 11-3117706

95-A Executive Drive  
Edgewood, NY 11717  
631.694.1500  
lorrainegregory.com



Case No.

Resolution No.

Adopted:

Council(wo)man

moved following resolution's adoption

RESOLUTION ESTABLISHING THE 2022 LIST OF DESIGNATED NEWSPAPERS FOR PUBLICATION OF NOTICES, RESOLUTIONS, ORDINANCES AND/OR LOCAL LAWS BY THE TOWN OF HEMPSTEAD

WHEREAS, the Town Board must designate certain newspapers for the publication of notices, resolutions, or ordinances and local laws as may be required by law, or directed by this Board; and

WHEREAS, the Town Board is required to publish said notices, resolutions, ordinances and local laws, and wishes to do so as cost effectively as possible,

NOW THEREFORE, BE IT

RESOLVED, the Town of Hempstead is hereby authorized and directed to publish such notices, resolutions, ordinances and local laws as may be required by law or directed by the Board in the following newspapers:

- Baldwin Herald, 2 Endo Blvd., Garden City, NY 11530
- Bellmore Herald Life, 2 Endo Blvd., Garden City, NY 11530
- East Meadow Beacon, 5 Center Street, Hempstead, NY 11550
- East Meadow Herald, 2 Endo Blvd., Garden City, NY 11530
- Five Towns Jewish Home, PO Box 266, Lawrence, NY 11559
- Franklin Square/Elmont Herald, 2 Endo Blvd., Garden City, NY 11530
- Freeport Herald Leader, 2 Endo Blvd., Garden City, NY 11530
- Hempstead Beacon, 5 Center Street, Hempstead, NY 11550
- Nassau Observer, 132 East Second St., Mineola, NY 11501
- Bridge Tower Media, 2150 Smithtown Avenue, Suite 7 Ronkonkoma, NY 11779
- Long Beach Herald, 2 Endo Blvd., Garden City, NY 11530
- Lynbrook/East Rockaway Herald, 2 Endo Blvd., Garden City NY 11530
- Malverne/West Hempstead Herald, 2 Endo Blvd., Garden City, NY 11530
- Merrick Herald Life, 2 Endo Blvd., Garden City, NY 11530
- Mid Island Times, 821 Franklin Ave., Suite 208, Garden City, NY 11530
- Levittown Times, 821 Franklin Ave., Suite 208, Garden City NY 11530
- Nassau Herald, 2 Endo Blvd., Garden City, NY 11530
- Nassau Illustrated News, 132 East Second St., Mineola, NY 11501
- Newsday 239 Pinelawn Road, Melville, NY 11747
- Oceanside/Island Park Herald, 2 Endo Blvd., Garden City, NY 11530
- Rockville Centre Herald, 2 Endo Blvd., Garden City, NY 11530
- Seaford Herald Citizen, 2 Endo Blvd., Garden City, NY 11530
- South Shore Tribune, 4 California Place North, Island Park, NY 11558
- The Garden City News, 821 Franklin Avenue, Suite 208, Garden City, NY 11530
- The Jewish Star, 2 Endo Blvd., Garden City, NY 11530
- Uniondale Beacon, 5 Centre Street, Hempstead, NY 11550
- Valley Stream Herald, 2 Endo Blvd., Garden City, NY 11530
- Wantagh Herald Citizen, 2 Endo Blvd., Garden City, NY 11530
- West Hempstead Beacon, 5 Center Street, Hempstead, NY 11550
- 5 Towns Jewish Times, PO Box 690, Lawrence, NY 11559;

NOW, THEREFORE, BE IT

RESOLVED, the above Newspapers shall be the only newspapers utilized for these purposes by the Town of Hempstead, unless otherwise directed by the Town Board,

Item # 18

Case # 29454

AND BE IT FURTHER,

RESOLVED, the Comptroller is authorized to pay the cost of publishing such notices as described herein and such payments shall be charged against and paid from the appropriate departmental accounts.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

moved

its adoption:

offered the following resolution and

RESOLUTION AUTHORIZING SPONSORSHIP OF  
SOFTBALL TEAMS IN THE LONG ISLAND SENIOR  
SOFTBALL ASSOCIATION AND NEW YORK SENIOR  
SOFTBALL ASSOCIATION BY THE DEPARTMENT OF  
SENIOR ENRICHMENT.

WHEREAS, the Commissioner of the Department of Senior Enrichment recommends that this Town Board sponsor Senior Citizens softball teams for the year 2022 at a cost not to exceed Twenty Thousand Dollars (\$20,000.00); and

WHEREAS, this TOWN BOARD deems it to be in the public interest to sponsor such senior softball teams;

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she is hereby authorized to sponsor Senior Citizens softball teams of the Long Island Senior Softball Association for the year 2022 at a cost not to exceed Five Thousand Dollars (\$5,000.00) to Uniform Pros, Inc., 60 East Village Green, Levittown, NY 11756 for uniforms to be charged against 010-004-6772-4730; and Fifteen Thousand Dollars (\$15,000.00) for umpire fees to Nassau County A.S.A. Umpire Association, 143 Roxbury Avenue, Oakdale, NY 11769, attn: James Weilmann, Treasurer, to be charged against 010-004-6772-4790; the total amount not to exceed Twenty Thousand Dollars (\$20,000.00); and,

BE IT FURTHER

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she is hereby authorized and directed to make payments from the appropriate accounts of the Department of Senior Enrichment upon receipt of the proper vouchers therefore.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

19

Case #

13441

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD  
OF A PRICE INCREASE FOR TOH CONTRACT #: 40-2021 FOR  
YEARLY REQUIREMENTS FOR:

Swimming Pool Chemicals

WHEREAS, the Division of Purchasing solicited proposals for TOH  
Contract#: 40-2021, Yearly Requirements for: Swimming Pool Chemicals;

And

WHEREAS,

Twin County Pools

was the successful bidder and was awarded a contract for the above referenced  
services from 7/1/21 to 6/30/22 and;

WHEREAS, Twin County Pools is requesting a price increase which is deemed  
reasonable and due to increased costs and is in compliance with all policies of the Town;

And

WHEREAS, following an evaluation of the aforementioned contract it has been  
determined that a price increase of this contract as contemplated in the specifications of  
said bid solicitation is warranted for the period of 7/1/22 through 6/30/23; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards a nominal price increase of TOH  
Contract #: 40-2021 Yearly Requirements for: Swimming Pool Chemicals for a period  
from 7/1/22 through 6/30/23 to:

Twin County Pools, 797 Conklin St., Farmingdale, NY 11735

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make  
payment of the monies due and owing in conjunction with this contract for a period as  
delineated, out of the appropriate Town wide accounts.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 20

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING AN AMENDMENT  
TO CONTRACT #: 40-2021 FOR A NAME CHANGE AND EXTENSION  
FOR YEARLY REQUIREMENTS FOR: SWIMMING POOL CHEMICALS

WHEREAS,

Autochem d/b/a Tortorella Autochem, LLC, 296 W. Montauk Hwy., Hampton Bays, NY 11946

was the successful bidder and was awarded a contract for the above referenced services from 7/1/21 to 6/30/22; and

WHEREAS, Autochem went through a process for extension and whereby the company is now doing business as Tortorella Autochem, LLC; and

WHEREAS, during the term of the contract, Tortorella Autochem, LLC assumed all duties, obligations, rights and privileges associated with the above referenced contract requiring the continued service to the Town of Hempstead as delineated,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension of Contract #40-2021 and hereby amends the same to reflect the name change of Tortorella Autochem, LLC.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 21

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD  
OF A PRICE INCREASE OF TOH CONTRACT #: 35-2020 FOR  
YEARLY REQUIREMENTS FOR:

Printing of Recreational Brochures

WHEREAS, the Division of Purchasing solicited proposals for TOH  
Contract#: 35-2020, Yearly Requirements for: Printing of Recreational Brochures  
and;

WHEREAS,  
Tobay Printing Company

was the successful bidder and was awarded a contract for the above referenced  
services from 8/1/21 to 7/31/22 and;

WHEREAS, following an evaluation of the aforementioned contract it has been  
determined that a price increase of this contract as contemplated in the specifications of  
said bid solicitation is warranted for the period of 8/1/21 through 7/31/22 and;

WHEREAS, Tobay Printing Company is requesting a nominal Price Increase  
which is deemed reasonable and substantially due to provably increased costs and is in  
compliance with all policies of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards a nominal price increase of TOH  
Contract #: 35-2020 Yearly Requirements for: Printing of Recreational Brochures for a  
period from 8/1/21 through 7/31/22 to:

Tobay Printing Company, 1361 Marconi Blvd., Copiague, NY 11726

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make  
payment of the monies due and owing in conjunction with this contract for a period as  
delineated, out of the Appropriate Town Wide Accounts.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 22

Case # 29934

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD  
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #91-2020  
FOR YEARLY REQUIREMENTS FOR: Engine Oils & Lubricants

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH  
Contract#: 91-2020, Yearly Requirements for: Glass, Repair or Replace  
and;

WHEREAS,  
Lubenet, LLC

was the successful bidder and was awarded a contract for the above referenced  
services from 3/23/21 to 2/28/22 and;

WHEREAS, following an evaluation of the aforementioned contract it has been  
determined that an extension of this contract as contemplated in the specifications of said  
bid solicitation and contract extension is warranted for the period of 3/1/22 through  
2/28/23 and;

WHEREAS, the Town Board has determined that this extension can be granted  
under the terms and conditions set forth and is in compliance with all applicable laws,  
ordinances and policies of the Town;

WHEREAS, Lubenet, LLC is requesting a nominal Price Increase which is  
deemed reasonable and substantially due to provably increased costs and is in compliance  
with all policies of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and nominal price  
increase of TOH Contract #: 91-2020 Yearly Requirements for: Engine Oil & Lubricants  
for a period from 3/1/22 through 2/28/23 to:

Lubenet, LLC, 126 Scott Ave., Brooklyn, NY 11237

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make  
payment of the monies due and owing in conjunction with this contract for a period as  
delineated, out of the Appropriate Departmental Accounts.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 23

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD  
OF AN EXTENSION FOR TOH CONTRACT#: 18-2021  
FOR YEARLY REQUIREMENTS FOR: Trees, Shrubs, Flowers, Plants, etc.

And;

WHEREAS, the Division of Purchasing solicited proposals for TOH  
Contract#: 18-2021, Yearly Requirements for: Trees, Shrubs, Flowers, Plants, etc.  
and;

WHEREAS,  
The Garden Dept. Corp.

was the successful bidder and was awarded a contract for the above referenced  
services from 4/21/21 to 4/20/22 and;

WHEREAS, following an evaluation of the aforementioned contract it has been  
determined that an extension of this contract as contemplated in the specifications of said  
bid solicitation and contract extension is warranted for the period of 4/21/22 through  
4/20/23 and;

WHEREAS, the Town Board has determined that this extension can be granted  
under the terms and conditions set forth and is in compliance with all applicable laws,  
ordinances and policies of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and for TOH  
Contract #: 18-2021, Yearly Requirements for: Trees, Shrubs, Flowers, Plants, etc. for a  
period from 4/21/22 through 4/20/23 to:

The Garden Dept., Corp., 3672 Route 112, Coram, NY 11727

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make  
payment of the monies due and owing in conjunction with this contract for a period as  
delineated, out of the appropriate departmental Accounts.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 24

Case # 29734



Adopted

offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING ACCEPTANCE OF CONTRACT #3-2022 YEARLY REQUIREMENTS FOR LANDSCAPING AND MAINTENANCE AT THE TOWN'S 9/11 MEMORIAL, SURROUNDING PARKING LOT, AND VARIOUS PARKS DEPARTMENT LOCATIONS

WHEREAS, the Department of Purchasing, on behalf of the Department of Parks and Recreation, advertised for bids for yearly requirements for landscaping and maintenance at the Town's 9/11 Memorial, surrounding parking lot, and various Parks Department locations; and

WHEREAS, a total of three (3) bids were received in response to the advertisement for bids and referred to the Department of Parks and Recreation for examination and report:

Green Velvet Landscape Contracts, Inc.
31 Moffit Boulevard
Bayshore, N.Y. 11706

Table with 2 columns: Description of landscaping services and Price. Items include Spring Clean-Up, lawn cutting, fall cleanup, shrub pruning, weed control, fertilization, lime application, insecticide, fungicide, aeration, over seeding, and spray weed killer.

Michael Schmanksy
d/b/a Castle Landscaping
151 N. Millet Street
Dix Hills, N.Y. 11746

Table with 2 columns: Description of landscaping services and Price. Items include Spring Clean-Up, lawn cutting, fall cleanup, shrub pruning, weed control, fertilization, lime application, insecticide, fungicide, aeration, over seeding, and spray weed killer.

Handwritten number 25

Handwritten number 29734

Elegant Lawns & Landscaping, Inc.  
260 Doughty Blvd.  
Inwood, N.Y. 11096

Spring Clean-Up (late March-April)	\$ 5,000.00
Cutting of lawn area weekly throughout growing season, per visit	\$ 1,000.00
weekly per visit	\$ 1,500.00
Final Fall Cleanup (once late November – December)	\$ 5,000.00
Shrub, Pruning, Shearing	\$ 6,000.00
Weed preventative in beds	\$ 1,000.00
Pre-Emergent crabgrass control	\$ 500.00
Broadleaf weed control	\$ 500.00
Fertilization	\$ 350.00
Lime application: Spring/Fall	\$ 200.00
Insecticide	\$ 500.00
Fungicide	\$ 700.00
Aeration	\$ 800.00
Over Seeding	\$ 1,000.00
Spray Weed Killer	\$ 1,000.00

WHEREAS, the Commissioner of the Department of Parks and Recreation recommends acceptance of the bid submitted by Green Velvet Landscape Contracts, Inc., 31 Moffit Boulevard, Bayshore, N.Y. 11706 as being the overall lowest bidder and being duly qualified.

NOW, THEREFORE, BE IT

RESOLVED, that the bid from Green Velvet Landscape Contracts, Inc., 31 Moffit Boulevard, Bayshore, N.Y. 11706, be and is hereby accepted and approved; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and is hereby authorized to make associated payments to Green Velvet Landscape Contracts, Inc., 31 Moffit Boulevard, Bayshore, N.Y., 11706, from Parks and Recreation Code 400-0007-71100-4710 Maintenance Contracts

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 AWARD  
OF AN EXTENSION & PRICE INCREASE OF TOH CONTRACT #: 12-2021  
FOR YEARLY REQUIREMENTS FOR:

FENCE MATERIAL

WHEREAS, the Division of Purchasing solicited proposals for TOH  
Contract#: 12-2021, Yearly Requirements for: Fence Material  
and;

WHEREAS, Residential Fence Corp. was the successful bidder and was awarded a  
contract for the above referenced services from 3/26/21 to 2/28/22 and;

WHEREAS, following an evaluation of the aforementioned contract it has been  
determined that an extension of this contract as contemplated in the specifications of said  
bid solicitation and contract extension is warranted for the period of 3/1/22 through  
2/28/23 and;

WHEREAS, the Town Board has determined that this extension can be granted  
under the terms and conditions set forth and is in compliance with all applicable laws,  
ordinances and policies of the Town;

WHEREAS, Residential Fence Corp. is requesting a price increase which is  
deemed reasonable and substantial due to increased cost and is in compliance with all  
policies of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards an extension and nominal price  
increase of TOH Contract #: 12-2021, Yearly Requirements for: Fence Material increase  
for a period from 3/1/22 through 2/28/23 to Residential Fence Corp., 1775 Route 25,  
Ridge, NY 11961

And, be it further

RESOLVED, that the Comptroller is hereby authorized and directed to make  
payment of the monies due and owing in conjunction with this contract for a period as  
delineated, out of the appropriate departmental accounts.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\* \* \* \* \*

Item # 26

Case # 29734

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION AMENDING RESOLUTION AWARDDING  
THE CONTRACT FOR TOWN WIDE MAINTENANCE  
AND REPAIR OF HVAC SYSTEMS, EQUIPMENT AND  
ASSOCIATED AUTOMATIC TEMPERATURE CONTROLS,  
AS PER SPECIFICATIONS CONTRACT #25-2021.

WHEREAS, the Town Board on September 23, 2021 adopted Resolution No.1190-2021 awarding the contract to Commercial Instrumentation Services, 681 Grand Blvd., Suite #7, Deer Park, New York 11729 for Town wide maintenance and repair of HVAC systems, equipment and associated automatic temperature controls, as per specifications contract #25-2021; and

WHEREAS, it has become necessary to amend Resolution No.1190-2021 as follows:

Field Services Normal Work Hours Monday through Friday  
\$100.00/1st hour  
\$ 25.00/additional 1/4 hour

In Shop Services Normal Work Hours Monday through Friday  
\$100.00/1st hour  
\$ 25.00/additional 1/4 hour

Field Services during Overtime and Saturdays  
\$150.00/1st hour  
\$ 37.50/additional 1/4 hour

In Shop Services during overtime and Saturdays  
\$150.00/1st hour  
\$ 37.50/additional 1/4 hour

Field Services on Sundays and Holidays  
\$200.00/1st hour  
\$ 50.00/additional 1/4 hour

In Shop Services on Sundays and Holidays  
\$200.00/1st hour  
\$ 50.00/additional 1/4 hour

Parts:  
Manufacturers List Price (MLP) less 10%

Item # 27

Case # 8397

NOW, THEREFORE, BE IT

RESOLVED, that Resolution No. 1190-2021 is amended as stated above and all other aspects remain in full force and effect.

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 as follows:

RESOLUTION AUTHORIZING THE DEPARTMENT OF  
BUILDINGS TO ISSUE A BUILDING PERMIT WITH A  
FEE "CAP" IN CONNECTION WITH BUILDING PERMIT  
APPLICATION NO. 21-12987 and 21-12991 AND  
ALL ASSOCIATED APPLICATIONS, OPEN PERMITS,  
CERTIFICATES AND BOARD OF ZONING APPEALS  
FEES, FOR THE YESHIVA OF SOUTH SHORE FOR A  
FOUNDATION AND PROPOSED BUILDING FOR A BOYS  
ELEMENTARY SCHOOL AT THE PREMISES LOCATED AT  
1170 William Street, Hewlett, TOWN OF  
HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, the Yeshiva of South Shore has filed Building  
Permit Application No. 21-12987 and 21-12991 and all associated  
applications, open permits, certificates and board of zoning  
appeals fees with the Department of Buildings of the Town of  
Hempstead for a foundation and proposed building for a boys  
elementary school at the premises located at 1170 William Street,  
Hewlett, Nassau County, New York; and

WHEREAS, the Yeshiva of South Shore has requested  
consideration for an exemption from payment of full fees in  
connection with Building Permit Application No. 21-12987 and 21-  
12991 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. 21-12987 and 21-12991 and all associated  
applications, open permits, certificates and board of zoning  
appeals fees;

NOW, THEREFORE, BE IT

RESOLVED, that a fee "cap" of \$500.00 is hereby fixed  
regarding Building Permit Application No. 21-12987 and 21-12991  
and all associated applications, open permits, certificates and  
board of zoning appeals fees for a foundation and proposed  
building for a boys elementary school at the premises located at  
1170 William Street, Hewlett, Nassau County, New York.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item #

28

Case #

10315

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING THE PROPOSAL OF LIRO GIS AND SURVEY, INC.. FOR SUPPORT FOR THE CUSTOMER SERVICE AND ROUTE LOOK UP SYSTEM FOR THE TOWN OF HEMPSTEAD DEPARTMENT OF SANITATION

WHEREAS, LiRo GIS and Survey, Inc., 235 East Jericho Turnpike, Mineola, New York 11501 owns the software system which provides the Department of Sanitation with the ability to schedule Special Pick-Ups; and

WHEREAS, program requires maintenance and technical support; and

WHEREAS, LiRo GIS and Survey, P.C has submitted a proposal for the cost for maintenance and technical support for the period commencing upon award to December 31, 2022 for the following rates:

GIS Software Developer and Architect III:	\$216.22 per hour
GIS Analyst III	\$151.03 per hour
GIS Technician II	\$80.91 per hour

WHEREAS, the Commissioner of Sanitation recommends that it would be in the public interest and is in the best interests of the operation of the Town of Hempstead Department of Sanitation to accept this proposal;

WHEREAS, upon recommendation of the Commissioner the Town Board deems it to be in the public interest to accept this proposal;

NOW, THEREFORE, BE IT

RESOLVED, that the proposal of LiRo GIS and Survey, Inc., 235 East Jericho Turnpike, Mineola, New York 11501 for maintenance and technical support for period upon award to December 31, 2022 is hereby authorized and; BE IT FURTHER

RESOLVED, that the Comptroller is authorized to pay charges, after submittal of an invoice and claim form, for services performed, from the Department of Sanitation Fees & Services Operating Account Code #300-0006-81100-4151.

The foregoing was adopted upon roll call as follows:

AYES: ( )

NOES: ( )

\*\*\*\*\*

Item # 29  
Case # 9177

CASE NO.

RESOLUTION NO.

ADOPTED

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING BID AND AWARDDING CONTRACT FOR THE REHABILITATION OF IRON FILTER VESSELS & RELATED IMPROVEMENTS AND UPGRADES AT THE LIDO-POINT LOOKOUT MAIN PLANT, LIDO-POINT LOOKOUT WATER DISTRICT, TOWN OF HEMPSTEAD, NASSAU COUNTY NEW YORK PW#8-22

WHEREAS, the Commissioner of General Services advertised for bids for the Contract for the Rehabilitation of Iron Filter Vessels & Related Improvements and Upgrades at the Lido-Point Lookout Main Plant, Lido-Point Lookout Water District, Town of Hempstead, Nassau County, New York PW #8-22; 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, 2022, and

WHEREAS, the following bids were received and referred to the Department of Water for examination and report:

<u>Bidder</u>	<u>Total Comparison Bid Price</u>
Philip Ross Industries, Inc.	\$ 985,771.00
Atlantic Wells, Inc	\$ 1,283,000.00

, and

WHEREAS, after reviewing the bids submitted the Commissioner of the Department of Water reported that the lowest bid was received from Philip Ross Industries, Inc. and recommended acceptance of said bid with a total amount of all work not to exceed the amount of \$ 985,771.00 to the Town Board and it appears that said bidder is duly qualified;

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Philip Ross Industries, Inc. 88 Duryea Rd, Suite 204, Melville, New York 11747, for the Rehabilitation of Iron Filter Vessels & Related Improvements and Upgrades at the Lido-Point Lookout Main Plant, Lido-Point Lookout Water District, Town of Hempstead, Nassau County, New York PW #8-22, be accepted, commencing with the execution of the contract; and 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 Comptroller hereby is authorized and directed to make payments in accordance with the Contract executed by the successful bidder from the following accounts in the amounts shown; the Lido-Point Lookout Water District Acct nos. 8698-507-8698-5010 for an amount not to exceed \$800,000.00 (eight hundred thousand dollars) and 8658-507-8658-5010 for an amount not to exceed \$185,771.00 (one hundred eighty-five thousand seven hundred seventy-one dollars), total amount not to exceed \$985,771.00 (nine hundred eighty-five thousand seven hundred seventy-one dollars).

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 30

Case # 2375



CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE RENEWAL OF AN AGREEMENT WITH LANROVER NETWORK SERVICES, INC. TO MAINTAIN THE VOIP PHONES UNDER NEW YORK STATE CONTRACT PM21290.**

**WHEREAS**, the Town of Hempstead (the "Town") had an agreement with LANRover Network Services, Inc. 85 S Snedecor Ave., Bayport, NY 11705, for the maintenance of the VOIP Phones under New York State Contract PM21290 (the "Maintenance Agreement"); and

**WHEREAS**, the Maintenance Agreement will expire on May 31, 2022; and

**WHEREAS**, the Town requires the continued maintenance of the VOIP Phones (the "Services"); and

**WHEREAS**, the State of New York awarded a contract for the Services to LANRover Network Services, Inc.; and

**WHEREAS**, under New York General Municipal Law §103, the Town is authorized to contract for services through other municipalities; and

**WHEREAS**, this Board wishes to authorize the use of the agreement between the State of New York and LANRover Network Services, Inc. for the provision of the Services for the duration of the contract's term (the "Agreement").

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the renewal of the Maintenance Agreement under New York State Contract PM21290 is authorized; and be it further

**RESOLVED**, that the Town Board authorizes the Commissioner to execute a renewal to the Maintenance Agreement, and/or such other documents as may be required, with LANRover Network Services, Inc. 85 S Snedecor Ave., Bayport, NY 11705 to provide the Services; and be it further

**RESOLVED**, that the Comptroller is authorized and directed to make payment from the Department of Information and Technology account 010-001-1680-4030 in an amount not to exceed \$56,974.89.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

31

Case #

14301

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE RENEWAL OF CONTRACT WITH R AND S HOLDINGS AND MANAGEMENT LLC D/B/A T3 TECH FOR ONE YEAR OF MAINTENANCE FOR THE IBM MAINFRAME SERVER AND THE DISASTER RECOVERY BOX.**

**WHEREAS**, the Town of Hempstead (the "Town") has an agreement with , R and S Holdings and Management LLC ("T3 Tech"), 9887 4<sup>th</sup> Street North, Suite 315, St. Petersburg, FL 33702, for the maintenance of the IBM Mainframe Server in the Department of Information & Technology for a one year period (the "Maintenance Agreement"); and

**WHEREAS**, T3 Tech is a sole source provider for this maintenance; and

**WHEREAS**, the Town requires the continued maintenance of the IBM Mainframe Server starting on June 1, 2022 and ending on May 31, 2023 (the "Services"); and

**WHEREAS**, this Board wishes to authorize the use of the agreement between the Town and T3 Tech for the provision of the Services for the duration of the contract's term, including any future extensions (the "Agreement").

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the renewal of the Maintenance Agreement is authorized; and be it further

**RESOLVED**, that the Town Board authorizes the Commissioner to execute a renewal to the Maintenance Agreement, and/or such other documents as may be required, with , R and S Holdings and Management LLC ("T3 Tech"), 9887 4<sup>th</sup> Street North, Suite 315, St. Petersburg, FL 33702 to provide the Services; and be it further

**RESOLVED**, that the Comptroller is authorized and directed to make payment from the Department of Information and Technology account 010-001-1680-4030 in an amount not to exceed \$34,000.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

32

Case #

14301

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING A THIRD AMENDMENT  
FOR APPLICATION SUPPORT WITH CHERRY ROAD TECHNOLOGIES, INC. FOR THE  
TOWN'S ENTERPRISE RESOURCE PLANNING (ERP) SYSTEM**

WHEREAS, Resolution 817-2018 authorized the award of a contract to Cherry Road Technologies, Inc. 301 Gibraltar Drive, Suite 2C, Morris Plains, NJ, 07950 for the implementation of an Enterprise Resource Planning (ERP) System; and

WHEREAS, certain aspects of said system are completed and operating and require support from Cherry Road Technologies, Inc. regarding updates and changes needed by the Town for operating purposes; and

WHEREAS Resolution #1095-2020 authorized the first amendment to the agreement with Cherry Road Technologies, Inc. for support hours; and

WHEREAS, Resolution # 313-2021 authorized the second amendment to the agreement with Cherry Road Technologies, Inc. for support hours; and

WHEREAS, Cherry Road Technologies, Inc. has proposed a third round of support hours Application Support Amendment 3, to continue working with the Town regarding upgrades and changes to the Enterprise Resource Planning (ERP) System; and

WHEREAS the Commissioner of Information and Technology deems it is in the best interest of the Town to continue with eight hundred (800) support hours for a cost not to exceed One Hundred and Four Thousand Dollars ( \$104,000.00);

NOW, THEREFORE, BE IT

RESOLVED, the Town Board hereby authorizes the Commissioner of Information and Technology to execute the Application Support Amendment 3 to the Agreement with Cherry Road Technologies, Inc. for eight hundred (800) support hours; and

BE IT FURTHER,

RESOLVED, that the Town Comptroller is hereby authorized and directed to make payments to Cherry Road Technologies, Inc. in an amount not to exceed One Hundred and Four Thousand Dollars to be paid from account 010-0012-90000-4151 Undistributed Fees & Services

The forgoing was adopted upon roll call as follows:

AYES:

NOES:

Item #

33

Case #

14301

CASE NO.

RESOLUTION NO.

Adopted:

adoption:

Offered the following resolution and moved its

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO PAY  
ANNUAL INDIVIDUAL MEMBERSHIP DUES TO THE BUILDING INSPECTORS  
ASSOCIATION OF NASSAU COUNTY FOR ALL CODE ENFORCEMENT  
OFFICERS OF THE TOWN BUILDING DEPARTMENT

WHEREAS, New York State Department of State, requires a minimum of 24 hours of in-service training for Code Enforcement Officers, certified by New York State; and

WHEREAS, it continues to be in the best interest of the Town of Hempstead to sponsor the membership in Building Inspectors Association of Nassau County "B.I.A.N.C.O" for all Code Enforcement Officers of the Building Department. Such membership in B.I.A.N.C.O and attendance at the in-service training classes they provide in conformance with New York State Department of State mandates the Code Enforcement Officers to maintain their accreditation as required by state law; and

WHEREAS, the Commissioner of the Department of Buildings has requested payment for all Code Enforcement Officers of the Building Department be made for membership for the year May 1, 2022 to April 30, 2023 to B.I.A.N.C.O to facilitate compliance with said New York State Department of State education requirements; and

WHEREAS, the Town Board deems it in the best interest of the Town to pay the individual membership dues to B.I.A.N.C.O for all Code Enforcement Officers of the Town Building Department.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the payment of individual membership dues to the Building Inspectors Association of Nassau County for all Code Enforcement Officers of the Town Building Department; and be it further

RESOLVED, that the comptroller is hereby authorized and directed to pay individual memberships currently \$85.00 annually, at a total cost of \$4,080.00 for the department's current staff to be paid out of and charged against the department of buildings fees and services account 030-002-3620-4151 with payments made to Building Inspectors Association of Nassau County, 1 Washington Street, Hempstead, New York 11550.

The forgoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

Case #

34

3003

CASE No.

RESOLUTION NO.

Adopted:

Council(woman)  
its adoption:

offered the following resolution and moved

RESOLUTION AUTHORIZING THE EXECUTION OF  
CERTAIN DOCUMENTS RELATIVE TO A GRANT  
AWARD FOR TWO CHEVY BOLT PLUG-IN ELECTRIC  
VEHICLES.

WHEREAS, grant funding for the Chevy Bolt Plug-in Electric Vehicles is available through the New York State Department of Environmental Conservation, which grant funding must be applied for in accordance with certain policies and procedures established by New York State Department of Environmental Conservation; and

WHEREAS, it is the opinion of the Commissioner of Conservation & Waterways that pursuing such grant funding is in the best interest of the Town and its residents because the grant funding will facilitate the use of these two Zero Emissions Vehicles throughout the Town; and

WHEREAS, in order to apply for and to receive grant funding, documents including, without limitation, a grant application, grant agreement, and procurement plans must be executed by various Town employees

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby finds that the pursuit of the New York State Department of Environmental Conservation grant funding is a worthwhile endeavor that is in the best interest of the Town and its residents

and, BE IT FURTHER

RESOLVED, that the Commissioner of Conservation & Waterways, the Town Attorney, and the Town Comptroller are hereby authorized to execute any document necessary to apply for and receive the New York State Department of Environmental Conservation grant funding.

and, BE IT FURTHER

RESOLVED, that all encumbrances, appropriations, and expenditures of funds necessary to meet the terms and obligations of the grant are authorized.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

Item #

35

Case #

26493

CASE NO:

RESOLUTION NO:

ADOPTED:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE  
ATTENDANCE OF DAVID VINES, ENGINEERING HELPER  
IN THE DEPARTMENT OF ENGINEERING AT THE WARREN  
COUNTY SOIL AND WATER CONSERVATION DISTRICTS  
TRAINING CLASS

WHEREAS, a meeting of the Warren County Soil and Water Conservation District was held on December 14, 2021 via Zoom called "4-hour Erosion and Stormwater zoom training class"; and

WHEREAS, the Town Board deems it in the best interest of the Town Of Hempstead that David Vines attend said meeting.

NOW, THEREFORE, BE IT

RESOLVED, that the attendance of David Vines (Engineering Helper) at a meeting of the of the Warren County Soil and Water Conservation District held on December 14, 2021 via Zoom be and the same is hereby ratified and confirmed; and BE IT FURTHER

RESOLVED, that the actual and necessary expenses in connection with such attendance, be reimbursed in the amount not to exceed \$75.00 pursuant to the provisions of Section 77-b of the General Municipal Law, such expenses to be charged against and paid from the Department of Engineering Office Expense Account No. 010-0001-1440-4040.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

36

Case #

16113

Resolution – Amending Resolution No. 82 – 2022 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead

Item # 30  
Case # 7

CASE NO. 30661

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 & 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 & RESTRICTIONS" to limit parking at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 22-2022, Print No. 1 to amend the said Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS & 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 April 26, 2022 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. 22-2022, Print No. 1, to amend Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS & 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 #

38

Case #

30661



**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 26<sup>th</sup> day of April, 2022, 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 and REPEAL "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BALDWIN  
Section 202-5                      CLAY STREET (TH 112/22) North Side - NO PARKING ANYTIME EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS - starting at a point 123 feet west of the west curbline of Grand Boulevard then west for a distance of 59 feet.

MERRICK  
Section 202-11                      MERRICK AVENUE (TH 109/22) West Side - TWO HOUR PARKING 9 AM TO 5 PM EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at a point 153 feet south of the south curbline of Horatio Avenue south for a distance of 32 feet.

STUYVESANT AVENUE (TH 73/22) South Side - TWO HOUR PARKING 8 AM TO NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at the west curbline of Jefferson Street west for a distance of 50 feet.

WEST HEMPSTEAD  
Section 202-20                      CHESTNUT STREET (TH 118/22) North Side - NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting from the east curbline of Woodfield Road east to the west curbline of Mulberry Lane.

CHESTNUT STREET (TH 118/22) South Side - NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at a point 41 feet east of the east curbline of Woodfield Road then east for a distance of 148 feet.

CHESTNUT STREET (TH 118/22) South Side - NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at a point 11 feet west of the west curbline of Mulberry Lane then west for a distance of 397 feet.

ALSO, to REPEAL from Chapter 202 "REGULATIONS AND RESTRICTIONS" to limit parking from the following locations:

MERRICK Section 202-11	STUYVESANT AVENUE (TH 425/12) South Side - TWO HOUR PARKING 8 A.M. TO NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at the west curbline of Jefferson Street west for a distance of 97 feet. (Adopted 11/27/12)
WEST HEMPSTEAD Section 202-20	CHESTNUT STREET - North and South Sides - NO PARKING 7 A.M. TO 12 NOON EXCEPT SATURDAY, SUNDAY AND HOLIDAYS - between Railroad Avenue and Woodfield Avenue. (Adopted 4/22/52)

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

Dated: April 5, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

Town of Hempstead

A local law to amend Chapter two hundred and 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 and two 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 eleven of two thousand twenty two is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BALDWIN  
Section 202-5

CLAY STREET (TH 112/22) North Side – NO PARKING ANYTIME EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 123 feet west of the west curbline of Grand Boulevard then west for a distance of 59 feet.

MERRICK  
Section 202-11

MERRICK AVENUE (TH 109/22) West Side – TWO HOUR PARKING 9 AM TO 5 PM EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at a point 153 feet south of the south curbline of Horatio Avenue south for a distance of 32 feet.

STUYVESANT AVENUE (TH 73/22) South Side – TWO HOUR PARKING 8 AM TO NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at the west curbline of Jefferson Street west for a distance of 50 feet.

WEST HEMPSTEAD  
Section 202-20

CHESTNUT STREET (TH 118/22) North Side – NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting from the east curbline of Woodfield Road east to the west curbline of Mulberry Lane.

CHESTNUT STREET (TH 118/22) South Side – NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at a point 41 feet east of the east curbline of Woodfield Road then east for a distance of 148 feet.

CHESTNUT STREET (TH 118/22) South Side – NO PARKING 7 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at a point 11 feet west of the west curbline of Mulberry Lane then west for a distance of 397 feet.

Section 2. Chapter two hundred and two 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 eleven of two thousand twenty two is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

MERRICK  
Section 202-11

STUYVESANT AVENUE (TH 425/12) South Side – TWO HOUR PARKING 8 A.M. TO NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at the west curbline of Jefferson Street west for a distance of 97 feet. (Adopted 11/27/12)

WEST HEMPSTEAD  
Section 202-20

CHESTNUT STREET – North and South Sides – NO PARKING 7 A.M. TO 12 NOON EXCEPT SATURDAY, SUNDAY AND HOLIDAYS – between Railroad Avenue and Woodfield Avenue. (Adopted 4/22/52)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 30662

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  
PROHIBITONS" 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 PROHIBITONS" at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 23-2022, 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 April 26, 2022, 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. 23-2022, 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 #

39

Case #

30662

**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 26<sup>th</sup> day of April, 2022, 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 and REPEAL "PARKING OR STANDING PROHIBITIONS" at the following locations:

- ELMONT                    A STREET (TH 90/22) South Side - NO STOPPING ANYTIME - starting at a point 15 feet west of a point opposite the west curbline of Evans Avenue east then following the curve along Eureka Avenue for a distance of 125 feet.
- MERRICK                    MERRICK AVENUE (TH 109/22) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Horatio Avenue south for a distance of 30 feet.
- NORTH BALDWIN            BEECH STREET (TH 101/22) South Side - NO PARKING ANYTIME - starting at a point 14 feet east of the east curbline of Oakmere Drive then east for a distance of 100 feet.
- WEST HEMPSTEAD            CHESTNUT STREET (TH 118/22) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Woodfield Road east for a distance of 41 feet.

ALSO, to REPEAL from Section 202-1 "PARKING OR STANDING PROHIBITIONS" from the following locations:

- ELMONT                    A STREET (TH 558/71) South Side - NO STOPPING ANYTIME - starting at a point opposite a point 15 feet west of the west curbline of Evans Avenue east then south along Eureka Avenue for a distance of 160 feet. (Adopted 2/29/72)

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

Dated: April 5, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
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 twelve of two thousand twenty two is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT A STREET (TH 90/22) South Side – NO STOPPING ANYTIME – starting at a point 15 feet west of a point opposite the west curbline of Evans Avenue east then following the curve along Eureka Avenue for a distance of 125 feet.

MERRICK MERRICK AVENUE (TH 109/22) West Side – NO STOPPING HERE TO CORNER – starting at the south curbline of Horatio Avenue south for a distance of 30 feet.

NORTH BALDWIN BEECH STREET (TH 101/22) South Side – NO PARKING ANYTIME – starting at a point 14 feet east of the east curbline of Oakmere Drive then east for a distance of 100 feet.

WEST HEMPSTEAD CHESTNUT STREET (TH 118/22) South Side – NO STOPPING HERE TO CORNER – starting at the east curbline of Woodfield Road east for a distance of 41 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 twelve of two thousand twenty two is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT A STREET (TH 558/71) South Side – NO STOPPING ANYTIME – starting at a point opposite a point 15 feet west of the west curbline of Evans Avenue east then south along Eureka Avenue for a distance of 160 feet. (Adopted 2/29/72)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 30663

RESOLUTION NO.

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" at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 24-2022, 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 April 26, 2022, 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. 24-2022, 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 #

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Case #

30663



**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 26<sup>th</sup> day of April, 2022, 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:

- |                  |   |
|------------------|---|
| (NR) ISLAND PARK | SARATOGA BOULEVARD (TH 99/22) STOP - all traffic traveling southbound on New York Avenue shall come to a full stop. |
|                  | SARATOGA BOULEVARD (TH 99/22) STOP - all traffic traveling northbound on New York Avenue shall come to a full stop. |
| NORTH BELLMORE   | HARVEY DRIVE (TH 89/22) STOP - all traffic traveling northbound on Greta Place shall come to a full stop.           |
| NORTH MERRICK    | CLIFF ROAD (TH 103/22) STOP - all traffic traveling northbound on Ash Place shall come to a full stop.              |
| SEAFORD          | ARLINGTON DRIVE (TH 96/22) STOP - all traffic traveling eastbound on Berrywood Drive shall come to a full stop.     |

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

Dated: April 5, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
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 thirteen of two thousand twenty two is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

- (NR) ISLAND PARK SARATOGA BOULEVARD (TH 99/22) STOP – all traffic traveling southbound on New York Avenue shall come to a full stop.
- SARATOGA BOULEVARD (TH 99/22) STOP – all traffic traveling northbound on New York Avenue shall come to a full stop.
- NORTH BELLMORE HARVEY DRIVE (TH 89/22) STOP – all traffic traveling northbound on Greta Place shall come to a full stop.
- NORTH MERRICK CLIFF ROAD (TH 103/22) STOP – all traffic traveling northbound on Ash Place shall come to a full stop.
- SEAFORD ARLINGTON DRIVE (TH 96/22) STOP – all traffic traveling eastbound on Berrywood Drive shall come to a full stop.

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 18920

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND SECTION 202-52 OF THE CODE OF THE TOWN OF HEMPSTEAD TO REPEAL "BUS 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 202-52 of the Code of the Town of Hempstead entitled "BUS STOPS" at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 25-2022, Print No. 1 to amend the said Section 202-52 of the Code of the Town of Hempstead to repeal "BUS 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 April 26, 2022, 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. 25-2022, Print No. 1, to amend Section 202-52 of the Code of the Town of Hempstead to repeal "BUS 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 # 411

Case # 18920

**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 26<sup>th</sup> day of April 2022, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-52 of the code of the Town of Hempstead to REPEAL "BUS STOPS" at the following locations:

LEVITTOWN                    HILLTOP ROAD - East Side - NO STOPPING  
BUS STOP - from the north curbline of  
Blue Spruce Road north for a distance of  
80 feet. (Amended 5/24/60)

                                  HILLTOP ROAD - West Side - NO STOPPING  
BUS STOP - from the north curbline of  
Blue Spruce Road north for a distance of  
82 feet. (Amended 5/24/60)

MERRICK                    MERRICK AVENUE (TH 440/79) West Side -  
NO STOPPING BUS STOP - starting at the  
south curbline of Horatio Avenue south  
for a distance of 60 feet.  
(Adopted 3/11/80)

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

Dated: April 5, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

Town of Hempstead

A local law to amend Section two hundred two dash fifty two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to repeal "BUS STOPS" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section two hundred two dash fifty two 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 seventy five of two thousand twenty one is hereby amended by repealing therein "BUS STOPS" at the following locations:

LEVITTOWN

HILLTOP ROAD – East Side – NO STOPPING BUS STOP – from the north curblineline of Blue Spruce Road north for a distance of 80 feet. (Amended 5/24/60)

HILLTOP ROAD – West Side – NO STOPPING BUS STOP – from the north curblineline of Blue Spruce Road north for a distance of 82 feet. (Amended 5/24/60)

MERRICK

MERRICK AVENUE (TH 440/79) West Side – NO STOPPING BUS STOP – starting at the south curblineline of Horatio Avenue south for a distance of 60 feet. (Adopted 3/11/80)

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 FOR  
THE PURPOSE OF ESTABLISHING AND 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.

WHEREAS, pursuant to Section 202-48 of the Code of  
the Town of Hempstead, the Town Board may, from time to  
time, hold public hearings to establish and set aside  
public places, streets or portions of streets within the  
Town as parking spaces for the sole and exclusive use of  
holders of valid special parking permits issued by the  
County of Nassau to physically handicapped persons;

NOW, THEREFORE BE IT

RESOLVED, that a public hearing be held in the Town  
Meeting Pavilion, Hempstead Town Hall, Washington Street,  
Hempstead, New York, on the 26<sup>th</sup> day of April, 2022, at  
10:30 o'clock in the forenoon of that day, at which time  
all persons interested shall be heard on the establishment  
and setting aside of 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:

ELMONT

EUREKA AVENUE - west side, starting  
at a point 26 feet south of a point  
opposite the northeast curblineline of  
New York Avenue, south for a distance  
of 20 feet.  
(TH-90/22)

FRANKLIN SQUARE

MADISON STREET - east side, starting  
at a point 70 feet north of the north  
curblineline of Benris Avenue, north for  
a distance of 20 feet.  
(TH-117/22)

MERRICK

STUYVESANT AVENUE - south side,  
starting at a point 50 feet west of  
the west curblineline of Jefferson Street,  
west for a distance of 20 feet.  
(TH-73/22)

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UNIONDALE

GILROY AVENUE - east side, starting  
at a point 115 feet north of the north  
curbline of Lindy Place, north for a  
distance of 20 feet.

(TH-93/22)

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

OCEANSIDE

FIFTH STREET - east side, starting  
at a point 126 feet north of the north  
curbline of Cortland Avenue, north for  
for a distance of 18 feet.

(TH-106/22)

; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of  
such hearing by the publication thereof once in a  
newspaper having a general circulation in the Town  
of Hempstead, once at least ten days prior to the above-  
specified date of said hearing.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:

**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 26<sup>th</sup> day of April, 2022, 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:

**ELMONT**

EUREKA AVENUE - west side, starting at a point 26 feet south of a point opposite the northeast curblines of New York Avenue, south for a distance of 20 feet.  
(TH-90/22)

**FRANKLIN SQUARE**

MADISON STREET - east side, starting at a point 70 feet north of the north curblines of Benris Avenue, north for a distance of 20 feet.  
(TH-117/22)

**MERRICK**

STUYVESANT AVENUE - south side, starting at a point 50 feet west of the west curblines of Jefferson Street, west for a distance of 20 feet.  
(TH-73/22)

**UNIONDALE**

GILROY AVENUE - east side, starting at a point 115 feet north of the north curblines of Lindy Place, north for a distance of 20 feet.  
(TH-93/22)

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



OCEANSIDE

FIFTH STREET - east side, starting  
at a point 126 feet north of the north  
curbline of Cortland Avenue, north for  
for a distance of 18 feet.  
(TH-106/22)

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

Dated: April 5, 2022  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.  
Supervisor

KATE MURRAY  
Town Clerk

CASE NO.

RESOLUTION NO.

Adopted:

Council (wo)man moved the following resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED ADOPTION OF SECTION 108.17 OF ARTICLE XA OF THE BUILDING ZONE ORDINANCE, IN RELATION TO A TEMPORARY MORATORIUM ON THE ACCEPTANCE, REVIEW OR APPROVAL OF AN APPLICATION FOR A CHANGE OF ZONE TO THE CA-S RESIDENCE DISTRICT AND THE ACCEPTANCE, REVIEW OR APPROVAL OF APPLICATIONS FOR THE ISSUANCE OF APPROVALS AND/OR PERMITS FOR THE PARCELS OF PROPERTY IN THE CA-S RESIDENCE DISTRICT.

WHEREAS, the Town Board of the Town of Hempstead is empowered to amend the Building Zone Ordinance of the Town of Hempstead pursuant to Article 16 of the Town Law of the State of New York and Article XXVI of the Building Zone Ordinance of the Town of Hempstead, as amended; and

WHEREAS, it is in the public interest to consider the adoption of section 108.17 of article XA of the Building Zone Ordinance, in relation to a temporary moratorium on the acceptance, review or approval of an application for a change of zone to the CA-S residence district and the acceptance, review or approval of applications for the issuance of approvals and/or permits for the parcels of property in the CA-S residence district:

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 26th day of April, 2022 at 10:30 o'clock in the forenoon of that day at which time all persons interested shall be heard on the proposed adoption of section 108.17 of article XA of the Building Zone Ordinance, in relation to a temporary moratorium on the acceptance, review or approval of an application for a change of zone to the CA-S residence district and the acceptance, review or approval of applications for the issuance of approvals and/or permits for the parcels of property in the CA-S residence district:

Article XA, CA-S Residence Districts (CA-S)

\* \* \*

§ 108.17 Temporary Moratorium.

1. Purpose

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In 2008 the Town adopted Article XA of the Town of Hempstead Building Zone Ordinance (“BZO”) entitled “CA-S Residence Districts.” The stated purpose of the CA-S Residence District is “to solve a long-existing problematic use and at the same time provide higher density housing near a popular railroad station and bus route.” The CA-S Residence District is a floating zone and is required to be located; (1) adjacent to a railroad station or railroad tracks adjoining the platform of such railroad station, (2) along a county or state roadway, (3) along a bus route, and (4) a minimum of 200 feet away from any property situated within a residential zoning district. In addition, in order to grant a change of zone to CA-S Residence District, the Town Board must make a finding that the parcel under consideration is located in a blighted area which includes significant criminal activity and is in need of redevelopment and that the incentive to increase density is in the best interest of the community in order to encourage redevelopment and thereby eliminate such blighted use or improve such blighted area.

The CA-S Residence District allows for multiple-family dwellings as well as retail, restaurant and personal services as part as a multiple-family development. The zoning district provides for a building area of up to 60% of the lot area, and density of up to 55 families per acre.

The Town Board is aware that there are concerns that since the enactment of the resolution creating the CA-S Residence District, the requirements for the application of the CA-S Residence District have not been strictly applied, which has led to large developments that have not met the goals or requirements of the CA-S Residence District. There are also concerns that to allow the continued development of large high-density projects throughout the Town of Hempstead will result in significant negative environmental impacts on, among other things, community character and quality of life, public infrastructure, police, fire and other emergency services, traffic, and special districts, and will therefore represent a threat to public health, safety and welfare.

The Town Board wishes to be able to consider proposals regarding potential amendments and/or alternatives to the CA-S Residence District and the Town of Hempstead BZO to insure the health, safety and welfare of the residents of the Town of Hempstead.

Given the reasons and facts set forth above, and until the aforementioned process is completed, the Town Board finds it necessary to impose a moratorium as set forth below. This action is necessary in order to protect the character, public health, safety and welfare of the residents who reside within a CA-S Residence District and the surrounding area.

## 2. ENACTMENT OF A TEMPORARY MORATORIUM

Until one year from the effective date of this section, after which this section shall lapse and be without further force and effect and subject to any other section adopted by the Town Board during the one year period, there shall be no acceptance, review or approval of an application for a change of zone to the CA-S Residence District and no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the CA-S Residence District which seeks an approval, variance or building permit, pursuant to the provisions of the CA-S Residence District, except as set forth herein.

## 3. DEFINITION OF “CA-S RESIDENCE DISTRICT”

The CA-S Residence District is hereby defined as any parcel within the Town of Hempstead which has been for which an application for change of zone to the CA-S Residence District is pending as well as any parcel within the Town of Hempstead which has been granted a change of zone to the CA-S Residence District.

## 4. EXCLUSIONS

This section shall not apply:

- 1) to any person or entity who/which has, prior to the effective date of this section, obtained all permits required for construction of a building on any property located in the CA-S Residence District, including later applications to repair or alter, but not enlarge, any such building otherwise prohibited during the period of this temporary moratorium.

## 5. AUTHORITY TO SUPERCEDE

To the extent and degree any provisions of this section are construed as inconsistent with the provisions of Town Law sections 264, 265, 265-a, 267, 267-a, 267-b, 274-a, 274-b, and 276, this section is intended pursuant to Municipal Home Rule Law sections 10(1)(ii)(d)(3) and section 22 to supersede any said inconsistent authority.

## 6. VARIANCE TO THIS MORATORIUM

Any person or entity suffering unnecessary hardship as that term is used and construed in Town Law section 267-b (2)(b), by reason of the enactment and continuance of this moratorium may apply to the Town Board for a variance excepting the person's or entity's premises or a portion thereof from the temporary moratorium and allowing issuance of an approval or permit, provided that the application for an approval or permit was received prior to the effective date of this section.

Notwithstanding any other provision contained in the Town of Hempstead BZO, any application receiving a variance from this moratorium, shall also be required to receive site plan approval from the Town Board prior to the issuance of a building permit.

The Town Board shall not grant any variance from this moratorium or site plan approval until it has held a public hearing on the variance and site plan approval application.

## 7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this section shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not impair or invalidate the remainder of this section.

## 8. EFFECTIVE DATE

This section shall take effect ten (10) days after publication in accordance with New York State Town Law Article XVI.

; and BE IT FURTHER

RESOLVED, that the Town Clerk be and she hereby is directed to publish notice thereof once at least ten (10) days prior to the date set for the public hearing and give written notice to people entitled thereto according to law.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, 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 April 26, 2022 at 10:30 o'clock in the forenoon of that day to consider the adoption of section 108.17 of article XA of the Building Zone Ordinance, in relation to a temporary moratorium on the acceptance, review or approval of an application for a change of zone to the CA-S residence district and the acceptance, review or approval of applications for the issuance of approvals and/or permits for the parcels of property in the CA-S residence district. The proposed amendment 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

April 5, 2022

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

CASE NO.

RESOLUTION NO.

Adopted:

Council (wo)man moved the following resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED ADOPTION OF SECTION 431.3 OF ARTICLE XLII OF THE BUILDING ZONE ORDINANCE, IN RELATION TO A TEMPORARY MORATORIUM ON THE ISSUANCE OF APPROVALS AND/OR PERMITS FOR THE PARCELS OF PROPERTY IN THE BALDWIN MIXED USE ZONING OVERLAY DISTRICT.

WHEREAS, the Town Board of the Town of Hempstead is empowered to amend the Building Zone Ordinance of the Town of Hempstead pursuant to Article 16 of the Town Law of the State of New York and Article XXVI of the Building Zone Ordinance of the Town of Hempstead, as amended; and

WHEREAS, it is in the public interest to consider the adoption of section 431.3 of article XLII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Baldwin Mixed Use zoning overlay district:

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 26th day of April, 2022 at 10:30 o'clock in the forenoon of that day at which time all persons interested shall be heard on the proposed adoption of section 431.3 of article XLII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Baldwin Mixed Use zoning overlay district:

Article XLII, Baldwin Mixed-Use Zoning Overlay District (B-MX)

\* \* \*

§ 431.3 Temporary Moratorium.

Section 1. Purpose

In December, 2019 a Final Generic Environmental Impact Statement (FGEIS) for proposed amendments to the Town of Hempstead Building Zone Ordinance ("BZO") was accepted, which eventually led to the adoption of Article XLII of the Town of Hempstead BZO entitled "Baldwin Mixed-Use Overlay Zoning District ("B-MX"). The purpose of the B-MX Zoning Overlay District is to create a walkable, compact, transit oriented mixed-use downtown. The overlay district consists of about 87 acres containing approximately 185 individual tax lots.

Since the enactment of the resolution creating the B-MX Zoning Overlay District, concerns have been raised that the FGEIS did not take the requisite "hard look" at several potentially significant negative environmental impacts that could result from the development of multiple high-density mixed-use projects

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that are currently permissible under the B-MX Zoning District. Specifically, concerns have raised as to the potential negative impacts on infrastructure, transportation, public safety and Special Districts.

Similarly, concerns have been raised that the permitted uses, lot and bulk controls and off-street parking requirements of the B-MX Zoning Overlay District, coupled with an expedited review process and "development bonus" could lead to the approval of large high-density projects that have not undergone a proper approval process to prevent significant negative environmental impacts. As a result, potential projects under the current provisions of the B-MX Zoning Overlay District could have significant negative impacts on, among other things, community character and quality of life, public infrastructure, police, fire and other emergency services, traffic, and special districts, and therefore represent a threat to public health, safety and welfare.

The Town Board wishes to be able to contemplate proposals as well as recommendations to consider potential amendments and/or alternatives to the Baldwin Mixed-Use Zoning Overlay District and the Town of Hempstead BZO to insure the health, safety and welfare of the residents of the Town of Hempstead.

Given the reasons and facts set forth above, and until the aforementioned process is completed, the Town Board finds it necessary to impose a moratorium as set forth below. This action is necessary in order to protect the character, public health, safety and welfare of the residents who reside within of the Baldwin Mixed-Use Zoning Overlay District and the surrounding area.

## Section 2. ENACTMENT OF A TEMPORARY MORATORIUM

Until one year from the effective date of this section, after which this section shall lapse and be without further force and effect and subject to any other section adopted by the Town Board during the one year period, no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the Baldwin Mixed-Use Zoning Overlay District which seeks an approval, variance or building permit, pursuant to the provisions of the Baldwin Mixed-Use Zoning Overlay District, except as set forth herein.

## Section 3. DEFINITION OF "BALDWIN MIXED-USE ZONING OVERLAY DISTRICT"

The Baldwin Mixed-Use Zoning Overlay District is hereby defined as those areas identified as being in the Baldwin Mixed-Use Zoning Overlay District in a particular zoning map dated January 21, 2020, prepared by VHB Engineering, Surveying, Landscape Architecture and Geology, P.C., and entitled "Baldwin Mixed-Use Rezoning Map," as set forth in section 431 of the Town of Hempstead BZO.

## Section 4. EXCLUSIONS

This section shall not apply:

- 1) to any person or entity who/which has, prior to the effective date of this section, obtained all permits required for construction of a building on any property located in the Baldwin Mixed-Use Zoning Overlay District, including later applications to repair or alter, but not enlarge, any such building otherwise prohibited during the period of this temporary moratorium.
- 2) to any permit or application for property that is within the Baldwin Mixed-Use Zoning Overlay District but is seeking an approval pursuant to the provisions of an underlying zoning district.

## Section 5. AUTHORITY TO SUPERCEDE

To the extent and degree any provisions of this section are construed as inconsistent with the provisions of Town Law sections 264, 265, 265-a, 267, 267-a, 267-b, 274-a, 274-b, and 276, this section is intended pursuant to Municipal Home Rule Law sections 10(1)(ii)(d)(3) and section 22 to supersede any said inconsistent authority.

## Section 6. VARIANCE TO THIS MORATORIUM

Any person or entity suffering unnecessary hardship as that term is used and construed in Town Law section 267-b (2)(b), by reason of the enactment and continuance of this moratorium may apply to the Town Board for a variance excepting the person's or entity's premises or a portion thereof from the temporary moratorium and allowing issuance of an approval or permit, provided that the application for an approval or permit was received prior to the effective date of this section.

Notwithstanding any other provision contained in the Town of Hempstead BZO, any application receiving a variance from this moratorium, shall also be required to receive site plan approval from the Town Board prior to the issuance of a building permit.

The Town Board shall not grant any variance from this moratorium or site plan approval until it has held a public hearing on the variance and site plan approval application.

Section 7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this section shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not impair or invalidate the remainder of this section.

Section 8. EFFECTIVE DATE

This section shall take effect ten (10) days after publication in accordance with New York State Town Law Article XVI.

; and BE IT FURTHER

RESOLVED, that the Town Clerk be and she hereby is directed to publish notice thereof once at least ten (10) days prior to the date set for the public hearing and give written notice to people entitled thereto according to law.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:



NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, 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 April 26, 2022 at 10:30 o'clock in the forenoon of that day to consider the adoption of section 431.3 of article XLII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Baldwin Mixed Use zoning overlay district. The proposed amendment 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

April 5, 2022

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

CASE NO.

RESOLUTION NO.

Adopted:

\_\_\_\_\_ offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED ADOPTION OF SECTION 435 OF ARTICLE XLIII OF THE BUILDING ZONE ORDINANCE, IN RELATION TO A TEMPORARY MORATORIUM ON THE ISSUANCE OF APPROVALS AND/OR PERMITS FOR THE PARCELS OF PROPERTY IN NEIGHBORHOOD BUSINESS (NB) OVERLAY DISTRICT FOR NORTH LAWRENCE AND INWOOD.

WHEREAS, the Town Board of the Town of Hempstead is empowered to amend the Building Zone Ordinance of the Town of Hempstead pursuant to Article 16 of the Town Law of the State of New York and Article XXVI of the Building Zone Ordinance of the Town of Hempstead, as amended; and

WHEREAS, it is in the public interest to consider the adoption of section 435 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in Neighborhood Business (NB) overlay district for North Lawrence and Inwood:

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 26th day of April, 2022 at 10:30 o'clock in the forenoon of that day at which time all persons interested shall be heard on the proposed adoption of section 435 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in Neighborhood Business (NB) overlay district for North Lawrence and Inwood:

Article XLIII, Transit-Oriented Development and Related Districts for North Lawrence and Inwood

\* \* \*

§ 435 Temporary Moratorium.

1. Purpose

In December, 2019 the Town adopted Article XLIII of the Town of Hempstead Building Zone Ordinance ("BZO") entitled "Transit Oriented Development and Related Districts for North Lawrence and Inwood." In adopting Article XLIII, the Town recognized that the action was a "Type I" action under the State Environmental Quality Review Act ("SEQRA") but opted to proceed with an expanded environmental assessment as opposed to proceeding with the preparation of a more comprehensive Environmental Impact Statement. Ultimately, a negative declaration was adopted, as was Article XLIII of the Town of Hempstead Building Zone Ordinance. The adoption of Article XLIII created the "Transit Oriented Development (TOD) District for North Lawrence and Inwood" and two overlay districts; name

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Oriented Development (TOD) District for North Lawrence and Inwood” and two overlay districts; namely, the “Neighborhood (“NB”) Overlay District for North Lawrence and Inwood” and the “Residential Townhouse/Rowhouse (“TR”) Overlay District for North Lawrence and Inwood.”

The stated purpose of the NB Overlay District is “to meet the demand for mixed-use development incorporating housing and commercial uses in a walkable environment.” The NB Zoning Overlay District allows for buildings with various business uses on the ground floor and upper floors containing multiple-family dwellings. The NB Zoning Overlay District allows for up to 24 households per acre. In addition, the NB Zoning Overlay District provides an expedited review process by which applicants may submit their application to a Design Review Committee. The applicant is required to submit, among other things, conceptual, as opposed to fully engineered, site and landscape plans to the Design Review Committee. The Design Review Committee may then waive the site plan requirements of section 305 of the Town of Hempstead BZO, and allow the applicant to apply directly to the Building Department for a building permit.

Since the enactment of the resolution creating the NB Zoning Overlay District, concerns have been raised that the approval procedures for projects in the NB Zoning Overlay District do not represent best practices for ensuring that a “hard look” is taken at several potentially significant negative environmental impacts that could result from the development of multiple high-density mixed-use projects that are currently permissible under the NB Zoning Overlay District. Similarly, there are concerns that based on the expedited review process that limits public scrutiny, there will not be a proper examination of the cumulative effect that multiple projects are having or will have in the NB Zoning Overlay District.

Potential projects under the current provisions of the NB Zoning Overlay District could have significant negative impacts on, among other things, community character and quality of life, public infrastructure, police, fire and other emergency services, traffic, and special districts, and therefore represent a threat to public health, safety and welfare.

The Town Board wishes to be able to consider proposals regarding potential amendments and/or alternatives to the NB Zoning Overlay District and the Town of Hempstead BZO to insure the health, safety and welfare of the residents of the Town of Hempstead.

Given the reasons and facts set forth above, and until the aforementioned process is completed, the Town Board finds it necessary to impose a moratorium as set forth below. This action is necessary in order to protect the character, public health, safety and welfare of the residents who reside within of the NB Zoning Overlay District and the surrounding area.

## 2. ENACTMENT OF A TEMPORARY MORATORIUM

Until one year from the effective date of this section, after which this section shall lapse and be without further force and effect and subject to any other section adopted by the Town Board during the one year period, no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the NB Zoning Overlay District which seeks an approval, variance or building permit, pursuant to the provisions of the NB Zoning Overlay District, except as set forth herein.

## 3. DEFINITION OF “NEIGHBORHOOD BUSINESS (NB) OVERLAY DISTRICT”

The NB Zoning Overlay District is hereby defined as areas as set forth in section 433(C)(1) of the Town of Hempstead BZO.

## 4. EXCLUSIONS

This section shall not apply:

- 1) to any person or entity who/which has, prior to the effective date of this section, obtained all permits required for construction of a building on any property located in the NB Zoning Overlay District, including later applications to repair or alter, but not enlarge, any such building otherwise prohibited during the period of this temporary moratorium.
- 2) to any permit or application for property that is within the NB Zoning Overlay District but is seeking an approval pursuant to the provisions of an underlying zoning district.

#### 5. AUTHORITY TO SUPERCEDE

To the extent and degree any provisions of this section are construed as inconsistent with the provisions of Town Law sections 264, 265, 265-a, 267, 267-a, 267-b, 274-a, 274-b, and 276, this section is intended pursuant to Municipal Home Rule Law sections 10(1)(ii)(d)(3) and section 22 to supersede any said inconsistent authority.

#### 6. VARIANCE TO THIS MORATORIUM

Any person or entity suffering unnecessary hardship as that term is used and construed in Town Law section 267-b (2)(b), by reason of the enactment and continuance of this moratorium may apply to the Town Board for a variance excepting the person's or entity's premises or a portion thereof from the temporary moratorium and allowing issuance of an approval or permit, provided that the application for an approval or permit was received prior to the effective date of this section.

Notwithstanding any other provision contained in the Town of Hempstead BZO, any application receiving a variance from this moratorium, shall also be required to receive site plan approval from the Town Board prior to the issuance of a building permit.

The Town Board shall not grant any variance from this moratorium or site plan approval until it has held a public hearing on the variance and site plan approval application.

#### 7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this section shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not impair or invalidate the remainder of this section.

#### 8. EFFECTIVE DATE

This section shall take effect ten (10) days after publication in accordance with New York State Town Law Article XVI.

; and BE IT FURTHER

RESOLVED, that the Town Clerk be and she hereby is directed to publish notice thereof once at least ten (10) days prior to the date set for the public hearing and give written notice to people entitled thereto according to law.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, 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 April 26, 2022 at 10:30 o'clock in the forenoon of that day to consider the adoption of section 435 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in Neighborhood Business (NB) overlay district for North Lawrence and Inwood. The proposed amendment 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

April 5, 2022

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

CASE NO.

RESOLUTION NO.

Adopted:

Council (wo)man moved the following resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED ADOPTION OF SECTION 436 OF ARTICLE XLIII OF THE BUILDING ZONE ORDINANCE, IN RELATION TO A TEMPORARY MORATORIUM ON THE ISSUANCE OF APPROVALS AND/OR PERMITS FOR THE PARCELS OF PROPERTY IN THE TRANSIT-ORIENTED DEVELOPMENT DISTRICT FOR NORTH LAWRENCE AND INWOOD.

WHEREAS, the Town Board of the Town of Hempstead is empowered to amend the Building Zone Ordinance of the Town of Hempstead pursuant to Article 16 of the Town Law of the State of New York and Article XXVI of the Building Zone Ordinance of the Town of Hempstead, as amended; and

WHEREAS, it is in the public interest to consider the adoption of section 436 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Transit-Oriented Development District for North Lawrence And Inwood:

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 26th day of April, 2022 at 10:30 o'clock in the forenoon on that day at which time all persons interested shall be heard on the proposed adoption of section 436 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Transit-Oriented Development District for North Lawrence And Inwood:

Article XLIII, Transit-Oriented Development and Related Districts for North Lawrence and Inwood

\* \* \*

§ 436 Temporary Moratorium.

1. Purpose

In December, 2019 the Town adopted Article XLIII of the Town of Hempstead Building Zone Ordinance ("BZO") entitled "Transit Oriented Development and Related Districts for North Lawrence and Inwood." In adopting Article XLIII, the Town recognized that the action was a "Type I" action under the State Environmental Quality Review Act ("SEQRA") but opted to proceed with an expanded environmental assessment as opposed to proceeding with the preparation of a more comprehensive Environmental Impact Statement. Ultimately, a negative declaration was adopted, as was Article XLIII of the Town of Hempstead Building Zone Ordinance. The adoption of Article XLIII created the "Transit Oriented Development (TOD) District for North Lawrence and Inwood" ("the TOD District") and two

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overlay districts, namely the "Neighborhood ("NB") Overlay District for North Lawrence and Inwood" and the "Residential Townhouse/Rowhouse ("TR") Overlay District for North Lawrence and Inwood."

The stated purpose of the TOD District is "to meet the demand for a housing prototype for residents, located in close proximity to mass transportation such as the Long Island Rail Road (LIRR) train stations, and to create and sustain a vibrant, attractive and economically flourishing hamlet area." The TOD District is divided into 10 subdistricts, with 5 in North Lawrence and 5 in Inwood. The various subdistricts have various allowed ground floor permissible uses and prohibited uses and generally require that multi-family dwellings to be above the ground floor level. The TOD District allows for up to 60 households per acre and buildings up to 5 stories in height. In addition, the TOD District provides an expedited review process in which applicants may submit their application to a Design Review Committee. The applicant is required to submit, among other things, conceptual, as opposed to fully engineered, site and landscape plans to the Design Review Committee. The Design Review Committee may then waive the site plan requirements of section 305 of the Town of Hempstead BZO, and allow the applicant to apply directly to the Building Department for a building permit.

Since the enactment of the resolution creating the TOD District, concerns have been raised that the approval procedures for projects in the TOD District do not represent best practices for ensuring that a "hard look" is taken at several potentially significant negative environmental impacts that could result from the development of multiple high-density mixed-use projects that are currently permissible under the NB Zoning Overlay District. Similarly, there are concerns that based on the expedited review process, that does not provide for a meaningful level of public scrutiny, will not properly examine the cumulative effect that multiple projects are having or will have in the TOD District.

Potential projects under the current provisions of the TOD District could have significant negative impacts on, among other things, community character and quality of life, public infrastructure, police, fire and other emergency services, traffic, and special districts, and therefore represent a threat to public health, safety and welfare.

The Town Board wishes to be able to consider proposals regarding potential amendments and/or alternatives to the TOD District and the Town of Hempstead BZO to insure the health, safety and welfare of the residents of the Town of Hempstead.

Given the reasons and facts set forth above, and until the aforementioned process is completed, the Town Board finds it necessary to impose a moratorium as set forth below. This action is necessary in order to protect the character, public health, safety and welfare of the residents who reside within of the TOD District and the surrounding area.

## 2. ENACTMENT OF A TEMPORARY MORATORIUM

Until one year from the effective date of this section, after which this section shall lapse and be without further force and effect and subject to any other section adopted by the Town Board during the one year period, no agency, board, board officer or employee of the Town of Hempstead including but not limited to, the Town Board, the Zoning Board of Appeals, the Design Review Board, or the Building Inspector(s) issuing any approval or building permit pursuant to any provision of the Town of Hempstead BZO, shall accept any application, review any application, or issue, cause to be issued, or allow to be issued any approval, special exception, variance, site plan, or building permit, for any property within the TOD District which seeks an approval, variance or building permit, pursuant to the provisions of the TOD District, except as set forth herein.

3. DEFINITION OF "TRANSIT-ORIENTED DEVELOPMENT DISTRICT FOR NORTH LAWRENCE AND INWOOD"

The TOD District is hereby defined as areas as set forth in section 432(C) of the Town of Hempstead BZO.

4. EXCLUSIONS

This section shall not apply:

- 1) to any person or entity who/which has, prior to the effective date of this section, obtained all permits required for construction of a building on any property located in the TOD District, including later applications to repair or alter, but not enlarge, any such building otherwise prohibited during the period of this temporary moratorium.

5. AUTHORITY TO SUPERCEDE

To the extent and degree any provisions of this section are construed as inconsistent with the provisions of Town Law sections 264, 265, 265-a, 267, 267-a, 267-b, 274-a, 274-b, and 276, this section is intended pursuant to Municipal Home Rule Law sections 10(1)(ii)(d)(3) and section 22 to supersede any said inconsistent authority.

6. VARIANCE TO THIS MORATORIUM

Any person or entity suffering unnecessary hardship as that term is used and construed in Town Law section 267-b (2)(b), by reason of the enactment and continuance of this moratorium may apply to the Town Board for a variance excepting the person's or entity's premises or a portion thereof from the temporary moratorium and allowing issuance of an approval or permit, provided that the application for an approval or permit was received prior to the effective date of this section.

Notwithstanding any other provision contained in the Town of Hempstead BZO, any application receiving a variance from this moratorium, shall also be required to receive site plan approval from the Town Board prior to the issuance of a building permit.

The Town Board shall not grant any variance from this moratorium or site plan approval until it has held a public hearing on the variance and site plan approval application.

7. SEVERABILITY

If any clause, sentence, paragraph, section, or part of this section shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not impair or invalidate the remainder of this section.

8. EFFECTIVE DATE

This section shall take effect ten (10) days after publication in accordance with New York State Town Law Article XVI.

; and BE IT FURTHER

RESOLVED, that the Town Clerk be and she hereby is directed to publish notice thereof once at least ten (10) days prior to the date set for the public hearing and give written notice to people entitled thereto according to law.

The foregoing resolution was seconded by  
and adopted upon roll call as follows:

AYES:

NOES:



NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, 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 April 26, 2022 at 10:30 o'clock in the forenoon of that day, to consider the adoption of section 436 of article XLIII of the Building Zone Ordinance, in relation to a temporary moratorium on the issuance of approvals and/or permits for the parcels of property in the Transit-Oriented Development District for North Lawrence And Inwood. The proposed amendment 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

April 26, 2022

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ALEX BIZELIA  
AS LABORER I, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Alex Bizelia be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$44,134, in the Department of Parks and Recreation, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective April 11, 2022 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 KEITH FITZROY AS  
PUBLIC SAFETY OFFICER IV, IN THE  
DEPARTMENT OF PUBLIC SAFETY, FROM  
THE CIVIL SERVICE LIST.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Keith Fitzroy has passed the examination for the position of Public Safety Officer IV, Civil Service List No. 76-413, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Keith Fitzroy, now serving as Public Safety Officer III, Competitive, Permanent, in the Department of Public Safety, be and hereby is appointed Public Safety Officer IV, Competitive, Permanent, Grade 21, Step 11 (L), Salary Schedule D, \$111,247, from the civil service list, by the Commissioner of the Department of Public Safety and ratified by the Town Board of the Town of Hempstead effective March 21, 2022 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 THERESA KOHUTKA AS  
MESSENGER, IN THE DEPARTMENT OF  
GENERAL SERVICES, ANIMAL SHELTER AND  
CONTROL DIVISION.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Theresa Kohutka has resigned her position as Animal  
Control Officer, in the Department of General Services, Animal Shelter and Control Division, NOW, BE  
IT

RESOLVED, that Theresa Kohutka be and hereby is appointed  
Messenger, Non Competitive, Ungraded, with no change in salary, in the Department of General  
Services, Animal Shelter and Control Division, by the Commissioner of the Department of  
General Services and ratified by the Town Board of the Town of Hempstead effective April 6, 2022 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 DARYN MILLER AS  
GROUNDSKEEPER III, IN THE DEPARTMENT  
OF GENERAL SERVICES, BUILDINGS AND  
GROUNDS DIVISION.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Daryn Miller, now serving as Labor Crew Chief II, in the Department of General Services, Buildings and Grounds Division, be and hereby is appointed Groundskeeper III, Non Competitive, Grade 17, Step 12 (M), Salary Schedule D, \$101,368, in the Department of General Services, Buildings and Grounds Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective April 6, 2022, 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 ANTHONY STURCKEN AS  
PUBLIC SAFETY OFFICER IV, IN THE  
DEPARTMENT OF PUBLIC SAFETY, FROM  
THE CIVIL SERVICE LIST.

On motion made by  
the following resolution was adopted upon roll call:

WHEREAS, the Town of Hempstead Civil Service Commission has  
certified that Anthony Sturcken has passed the examination for the position of Public Safety Officer IV,  
Civil Service List No. 76-413, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Anthony Sturcken, now serving as Public Safety Officer III,  
Competitive, Permanent, in the Department of Public Safety, be and hereby is appointed Public Safety  
Officer IV, Competitive, Permanent, Grade 21, Step 11 (L), Salary Schedule D, \$111,247, from the civil  
service list, by the Commissioner of the Department of Public Safety and ratified by the Town Board of  
the Town of Hempstead effective March 21, 2022 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 TYRELLE WILLIAMS AS  
EQUIPMENT CREW CHIEF, IN THE  
DEPARTMENT OF GENERAL SERVICES,  
BUILDINGS AND GROUND DIVISION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Tyrelle Williams, now serving as Equipment Operator III, in the Department of General Services, Buildings and Grounds Division, be and hereby is appointed Equipment Crew Chief, Non Competitive, Ungraded, at an annual salary of \$98,205, in the Department of General Services, Buildings and Grounds Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective April 6, 2022, 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: CHANGE IN TITLE FROM COUNCILMAN TO  
COUNCILMEMBER, IN THE TOWN OF  
HEMPSTEAD.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the title of Councilman be and hereby is changed from Councilman to Councilmember for all current and future employees, in the Town of Hempstead, by the Supervisor of the Town of Hempstead and the Town of Hempstead Civil Service Commission, and ratified by the Town Board of the Town of Hempstead effective March 16, 2022.



4/5/2022

In addition there are (10) Ten Resolutions for various types of Leaves of Absence.