

In the Matter of Application

Of

Frederick A. Jawitz, Acting Commissioner of Buildings
Of the Town of Hempstead

Against

Rakhmin Khaimov
266 Randall Avenue
Lawrence, New York 11559

The petition of Frederick A. Jawitz, Acting Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section **40**, Block **20** and lot number (s) **35-36**, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on **February 7, 2023**.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Acting Commissioner of Buildings forthwith **DEMOLISH AND REMOVE THE OPEN FOUNDATION AND DETACHED GARAGE, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: LOCATED ON THE NORTH SIDE OF RANDALL AVENUE, 80 FEET EAST OF WASHINGTON PLACE, LAWRENCE, N.Y. 11559, A/K/A 266 RANDALL AVENUE, LAWRENCE, TOWN OF HEMPSTEAD IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.**

Item # 1

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DEMOLITION AND REMOVAL OF THE OPEN FOUNDATION AND DETACHED GARAGE AND DEBRIS FROM PREMISE: SAID PREMISE LOCATED ON THE NORTH SIDE OF RANDALL AVENUE, 80 FEET EAST OF WASHINGTON PLACE. SECTION 40, BLOCK 20 AND LOT(S) 35-36, AKA 266 RANDALL AVENUE, LAWRENCE, TOWN OF HEMPSTEAD, NEW YORK.

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the open foundation with detached garage, located on the North side of Randall Avenue, 80 feet East of Washington Place, Section 40, Block 20 and Lot (s) 35-36, A/K/A 266 Randall Avenue, Lawrence, Town of Hempstead, New York is hereby deemed to be unsafe; and

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

In the Matter of Application

Of

Frederick A. Jawitz, Acting Commissioner of Buildings
Of the Town of Hempstead

Against

**JSU Properties LLC
538 West Walnut Street
Long Beach, New York 11561**

The petition of Frederick A. Jawitz, Acting Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section **43**, Block **220** and lot number (s) **147**, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on **February 7, 2023**.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Acting Commissioner of Buildings forthwith **DEMOLISH AND REMOVE THE TWO STORY HIGH RANCH WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR ATTACHED GARAGE, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: LOCATED ON THE NORTH SIDE OF MOREA STREET, 100 FEET WEST OF WEIDNER AVENUE, OCEANSIDE, N.Y. 11572, A/K/A 450 MOREA STREET, OCEANSIDE, TOWN OF HEMPSTEAD IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.**

Item # 2

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DEMOLITION AND REMOVAL OF THE TWO STORY HIGH RANCH WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR ATTACHED GARAGE AND DEBRIS FROM PREMISE: SAID PREMISE LOCATED ON THE NORTH SIDE OF MOREA STREET, 100 FEET WEST OF WEIDNER AVENUE. SECTION 43, BLOCK 220 AND LOT(S) 147, AKA 450 MOREA STREET, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the two story high ranch wood frame one family with two car attached garage, located on the North side of Morea Street, 100 feet West of Weidner Avenue, Section 43, Block 220 and Lot (s) 147, A/K/A 450 Morea Street, Oceanside, Town of Hempstead, New York is hereby deemed to be unsafe; and

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

In the Matter of Application

Of

Frederick A. Jawitz, Acting Commissioner of Buildings
Of the Town of Hempstead

Against

Emilia Sharfranski
3254 Judith Lane
Oceanside, New York 11572

The petition of Frederick A. Jawitz, Acting Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 54, Block 527 and lot number (s) 20, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on **February 7, 2023**.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Acting Commissioner of Buildings forthwith **DEMOLISH AND REMOVE THE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR ATTACHED GARAGE, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: LOCATED ON THE WEST SIDE OF JUDITH LANE, 423 FEET EAST OF PENNY LANE, OCEANSIDE, N.Y. 11572, A/K/A 3254 JUDITH LANE, OCEANSIDE, TOWN OF HEMPSTEAD IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.**

Item # 3

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DEMOLITION AND REMOVAL OF THE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR ATTACHED GARAGE AND DEBRIS FROM PREMISE: SAID PREMISE LOCATED ON THE WEST SIDE OF JUDITH LANE, 423 FEET EAST OF PENNY LANE. SECTION 54, BLOCK 527 AND LOT(S) 20, AKA 3254 JUDITH LANE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the two story wood frame one family with two car attached garage, located on the West side of Judith Lane, 423 feet East of Penny Lane, Section 54, Block 527 and Lot (s) 20, A/K/A 3254 Judith Lane, Oceanside, Town of Hempstead, New York is hereby deemed to be unsafe; and

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 7th day of February, 2023, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE "REGULATIONS AND RESTRICTIONS" to limit parking at

WOODMERE
Section 202-17

EDWARD AVENUE (TH 611/22) West Side -
NO PARKING SATURDAYS & HOLIDAYS -
starting at a point 50 feet south of the
south curbline of Peninsula Boulevard,
south to a point 30 feet north of the
north curbline of Emerson Street.

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

WOODMERE
Section 202-17

EDWARD AVENUE (TH 418/99) West Side -
NO PARKING SATURDAYS & HOLIDAYS -
starting at a point 30 feet south of the
south curbline of Peninsula Boulevard,
south to a point 30 feet north of the
north curbline of Emerson Street.
(Adopted 5/23/99)

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

Dated: January 24, 2023
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 # 30840

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 five of two thousand twenty three is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following location:

WOODMERE
Section 202-17

EDWARD AVENUE (TH 611/22) West Side -
NO PARKING SATURDAYS & HOLIDAYS -
starting at a point 50 feet south of the
south curbline of Peninsula Boulevard,
south to a point 30 feet north of the north
curbline of Emerson Street.

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 five of two thousand twenty three is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following location:

WOODMERE
Section 202-17

EDWARD AVENUE (TH 418/99) West Side -
NO PARKING SATURDAYS & HOLIDAYS -
starting at a point 30 feet south of the
south curbline of Peninsula Boulevard,
south to a point 30 feet north of the
north curbline of Emerson Street.
(Adopted 5/23/99)

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 7th day of February, 2023, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

- BALDWIN HARRISON AVENUE (TH 591/22) East Side - NO PARKING ANYTIME - starting at a point 30 feet south opposite the south west curbline of Bixby Drive south, then south for a distance of 102 feet.
- BELLEROSE TERRACE SUPERIOR ROAD (TH 603/22) North Side - NO STOPPING HERE TO CORNER - starting from the west curbline of Colonial Road, west for a distance of 35 feet.
- SUPERIOR ROAD (TH 603/22) South Side - NO STOPPING ANYTIME - starting at a point 15 feet west opposite the north west curbline of Colonial Road, west for a distance of 21 feet.
- FRANKLIN SQUARE SHERWOOD AVENUE (TH 605/22) East Side - NO PARKING ANYTIME - starting at a point 20 feet south of the south curbline of Hempstead Turnpike, south for a distance of 110 feet.
- SHERWOOD AVENUE (TH 605/22) West Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Hempstead Turnpike, south for a distance of 35 feet.
- SHERWOOD AVENUE (TH 605/22) West Side - NO PARKING ANYTIME - starting at a point 35 feet south of the south curbline of Hempstead Turnpike, south for a distance of 80 feet.
- GOLDENROD AVENUE (TH 582/22) West Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 40 feet.
- GOLDENROD AVENUE (TH 582/22) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 40 feet.

Item # 5

Case # 30841

WASHINGTON STREET (TH 582/22) South Side - NO STOPPING HERE TO CORNER - starting from the west curbline of Goldenrod Avenue, west for a distance of 25 feet.

POPPY AVENUE (TH 582/22) East Side - NO STOPPING HERE TO CORNER - starting from the north curbline of Washington Avenue, north for a distance of 25 feet.

(NR) ISLAND PARK

NEW YORK AVENUE (TH 606/22) West Side - NO PARKING ANYTIME - starting at a point 180 feet south of the south curbline of Saratoga Blvd., south for a distance of 22 feet then east for a distance of 26 feet.

MERRICK

MEADOWBROOK ROAD (TH 269/22) West Side - NO STOPPING ANYTIME - starting at a point 40 feet north of the north curbline of Bridge Street, north for a distance of 20 feet.

WANTAGH

WANDER LANE (TH 575/22) North Side - NO STOPPING ANYTIME - starting at a point 150 feet south west of the south curbline of Wisteria Lane, then west for a distance of 63 feet.

WANTAGH AVENUE (TH 604/22) East Side - NO STOPPING HERE TO CORNER - starting from the north curbline of Edgerton Avenue, north for a distance of 72 feet.

WEST HEMPSTEAD

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO STOPPING HERE TO CORNER - starting - from the south curbline of Hempstead Avenue, south for a distance of 40 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO STOPPING ANYTIME - starting from a point 40 feet south of the south curbline of Hempstead Gardens Drive, south for a distance of 280 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO PARKING ANYTIME - starting at a point 320 feet south of the south curbline of Hempstead Avenue, south for a distance of 362 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO STOPPING ANYTIME - starting at a point 361 feet opposite the north curbline of Chestnut Street, then north, then east, then north to a point 682 feet south of the south curbline of Hempstead Avenue.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO PARKING ANYTIME - starting at a point 27 feet opposite the north of the north curbline of Chestnut Street, north for a distance of 334 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO STOPPING ANYTIME - starting at a point 105 feet opposite the south curblines of Lincoln Avenue, then north to the south curblines of Chestnut Street.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO PARKING ANYTIME - starting at the south curblines of Cedar Street, south to the north curblines of Maple Street.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO STOPPING ANYTIME - starting at a point 361 feet north of the north curblines of Cedar Street, north for a distance of 184 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) South Side - NO STOPPING ANYTIME - starting at a point 906 north of the north curblines of Cedar Street, east for a distance of 114 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO PARKING ANYTIME - starting at a point 666 feet south of the south curblines of Hempstead Avenue, south then west for a distance of 207 feet.

CHESTNUT STREET (TH 593/22) North Side - NO STOPPING HERE TO CORNER - starting at the west curblines of Woodfield Road, west for a distance of 40 feet.

CHESTNUT STREET (TH 593/22) South Side - NO STOPPING HERE TO CORNER - starting at the west curblines of Woodfield Road, west for a distance of 35 feet.

WOODMERE

HARTWELL PLACE (TH 595/22) East Side - NO PARKING ANYTIME - starting at a point 2 feet north of a point opposite the north curblines of Cedar Lane then south for a distance of 64 feet.

EDWARD AVENUE (TH 611/22) West Side - NO STOPPING HERE TO CORNER - starting from the south curblines of Peninsula Boulevard, south for a distance of 50 feet.

EDWARD AVENUE (TH 611/22) East Side - NO STOPPING HERE TO CORNER - starting from the south curblines of Peninsula Boulevard, south for a distance of 50 feet.

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

BALDWIN

HARRISON AVENUE - East Side - NO PARKING - starting at a point 91 feet south of a point opposite the south curbline of Bixby drive (southern section) south for a distance of 42 feet.
(Adopted 11/13/51)

FRANKLIN SQUARE

GOLDENROD AVENUE (TH 55/84) West Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 25 feet.
(Adopted 7/24/84)

GOLDENROD AVENUE (TH 55/84) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 25 feet.
(Adopted 7/24/84)

WEST HEMPSTEAD

HEMPSTEAD GARDENS DRIVE (TH 514/78) West Side - NO STOPPING ANYTIME - starting from the south curbline of Hempstead Avenue, south for a distance of 314 feet.
(Adopted 1/16/79)

HEMPSTEAD GARDENS DRIVE - West Side - NO PARKING ANYTIME - Starting at the south curbline of Hempstead Avenue, south for a distance of 740 feet.
(Adopted 1/5/65)

HEMPSTEAD GARDENS DRIVE (TH 21/05) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Cedar Street, north for a distance of 1050 feet.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE (TH 21/05) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Cedar Street, south to a point opposite the south curbline of Maple Street.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE (TH 469/03) West Side - NO STOPPING ANYTIME - starting at a point 10 feet south of the south curbline of Lincoln Avenue, south for a distance of 124 feet.
(Adopted 12/2/03)

HEMPSTEAD GARDENS DRIVE (TH 281/07) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Chestnut Street, south to a point opposite the south curbline of Lincoln Avenue.
(Adopted 2/5/08)

HEMPSTEAD GARDENS DRIVE - East Side - NO PARKING - starting at the south curbline of Cedar Street, south to the north curbline of Maple Street.
(Adopted 11/17/64)

HEMPSTEAD GARDENS DRIVE (TH 21/05) East Side-
NO STOPPING ANYTIME - starting at a point
424 feet north of the north curblineline of Cedar
Street, north for a distance of 114 feet.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE - East Side - NO
STOPPING - starting at a point 300 feet north
of the north curblineline of Cedar Street, north
for a distance of 272.
(Adopted 12/10/63)

HEMPSTEAD GARDENS DRIVE (TH 212/06) South
Side - NO STOPPING ANYTIME - starting at a
point 884 feet north of the north curblineline of
Cedar Street, east for a distance of
124 feet.
(Adopted 9/5/06)

HEMPSTEAD GARDENS DRIVE - South Side -
NO PARKING ANYTIME - starting at a point 768
feet south of the south curblineline of Hempstead
Avenue, then south west for distance of 96
feet.
(Adopted 9/24/63)

CHESTNUT STREET (TH 277/84) North Side - NO
STOPPING HERE TO CORNER - starting at the
west curblineline of Woodfield Road, west for a
distance of 20 feet.
(Adopted 10/16/84)

CHESTNUT STREET (TH 277/84) South Side - NO
STOPPING HERE TO CORNER - starting at the
west curblineline of Woodfield Road, west for a
distance of 20 feet.
(Adopted 10/16/84)

WOODMERE

HARTWELL PLACE (TH 759/69) East Side - NO
PARKING ANYTIME - starting at a point
opposite a point 2 feet north of the north
curblineline of Cedar Lane, south for a distance
of 20 feet.
(Adopted 5/5/70)

EDWARD AVENUE (TH 418/99) West Side - NO
STOPPING HERE TO CORNER - starting at the
south curblineline of Peninsula Boulevard, south
for a distance of 30 feet.
(Adopted 5/23/00)

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

Dated: January 24, 2023
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 six of two thousand twenty three is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

- BALDWIN HARRISON AVENUE (TH 591/22) East Side -
NO PARKING ANYTIME - starting at a point
30 feet south opposite the south west
curbline of Bixby Drive south, then south
for a distance of 102 feet.
- BELLEROSE TERRACE SUPERIOR ROAD (TH 603/22) North Side -
NO STOPPING HERE TO CORNER - starting from
the west curbline of Colonial Road, west
for a distance of 35 feet.
- SUPERIOR ROAD (TH 603/22) South Side -
NO STOPPING ANYTIME - starting at a point
15 feet west opposite the north west
curbline of Colonial Road, west for a
distance of 21 feet.
- FRANKLIN SQUARE SHERWOOD AVENUE (TH 605/22) East Side -
NO PARKING ANYTIME - starting at a point
20 feet south of the south curbline of
Hempstead Turnpike, south for a distance
of 110 feet.
- SHERWOOD AVENUE (TH 605/22) West Side -
NO STOPPING HERE TO CORNER - starting from
the south curbline of Hempstead Turnpike,
south for a distance of 35 feet.
- SHERWOOD AVENUE (TH 605/22) West Side -
NO PARKING ANYTIME - starting at a point
35 feet south of the south curbline of
Hempstead Turnpike, south for a distance
of 80 feet.
- GOLDENROD AVENUE (TH 582/22) West Side -
NO STOPPING HERE TO CORNER - starting from
the south curbline of Washington Street,
south for a distance of 40 feet.
- GOLDENROD AVENUE (TH 582/22) East Side -
NO STOPPING HERE TO CORNER - starting from
the south curbline of Washington Street,
south for a distance of 40 feet.

WASHINGTON STREET (TH 582/22) South Side-
NO STOPPING HERE TO CORNER - starting
from the west curblineline of Goldenrod
Avenue, west for a distance of 25 feet.

POPPY AVENUE (TH 582/22) East Side - NO
STOPPING HERE TO CORNER - starting from
the north curblineline of Washington Avenue,
north for a distance of 25 feet.

(NR) ISLAND PARK NEW YORK AVENUE (TH 606/22) West Side -
NO PARKING ANYTIME - starting at a point
180 feet south of the south curblineline of
Saratoga Blvd., south for a distance of
22 feet then east for a distance of
26 feet.

MERRICK MEADOWBROOK ROAD (TH 269/22) West Side -
NO STOPPING ANYTIME - starting at a point
40 feet north of the north curblineline of
Bridge Street, north for a distance of
20 feet.

WANTAGH WANDER LANE (TH 575/22) North Side -
NO STOPPING ANYTIME - starting at a point
150 feet south west of the south curblineline
of Wisteria Lane, then west for a
distance of 63 feet.

WANTAGH AVENUE (TH 604/22) East Side -
NO STOPPING HERE TO CORNER - starting
from the north curblineline of Edgerton
Avenue, north for a distance of 72 feet.

WEST HEMPSTEAD HEMPSTEAD GARDENS DRIVE (TH 580/22) West
Side - NO STOPPING HERE TO CORNER -
starting - from the south curblineline of
Hempstead Avenue, south for a distance of
40 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West
Side - NO STOPPING ANYTIME - starting
from a point 40 feet south of the south
curblineline of Hempstead Gardens Drive,
south for a distance of 280 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West
Side - NO PARKING ANYTIME - starting at a
point 320 feet south of the south
curblineline of Hempstead Avenue, south for a
distance of 362 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West
Side - NO STOPPING ANYTIME - starting at
a point 361 feet opposite the north
curblineline of Chestnut Street, then north,
then east, then north to a point 682 feet
south of the south curblineline of Hempstead
Avenue.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West
Side - NO PARKING ANYTIME - starting at a
point 27 feet opposite the north of the
north curblineline of Chestnut Street, north
for a distance of 334 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) West Side - NO STOPPING ANYTIME - starting at a point 105 feet opposite the south curblines of Lincoln Avenue, then north to the south curblines of Chestnut Street.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO PARKING ANYTIME - starting at the south curblines of Cedar Street, south to the north curblines of Maple Street.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO STOPPING ANYTIME - starting at a point 361 feet north of the north curblines of Cedar Street, north for a distance of 184 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) South Side - NO STOPPING ANYTIME - starting at a point 906 north of the north curblines of Cedar Street, east for a distance of 114 feet.

HEMPSTEAD GARDENS DRIVE (TH 580/22) East Side - NO PARKING ANYTIME - starting at a point 666 feet south of the south curblines of Hempstead Avenue, south then west for a distance of 207 feet.

CHESTNUT STREET (TH 593/22) North Side - NO STOPPING HERE TO CORNER - starting at the west curblines of Woodfield Road, west for a distance of 40 feet.

CHESTNUT STREET (TH 593/22) South Side - NO STOPPING HERE TO CORNER - starting at the west curblines of Woodfield Road, west for a distance of 35 feet.

WOODMERE

HARTWELL PLACE (TH 595/22) East Side - NO PARKING ANYTIME - starting at a point 2 feet north of a point opposite the north curblines of Cedar Lane then south for a distance of 64 feet.

EDWARD AVENUE (TH 611/22) West Side - NO STOPPING HERE TO CORNER - starting from the south curblines of Peninsula Boulevard, south for a distance of 50 feet.

EDWARD AVENUE (TH 611/22) East Side - NO STOPPING HERE TO CORNER - starting from the south curblines of Peninsula Boulevard, south for a distance of 50 feet.

Section 2. Section two hundred two dashes 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 six of two thousand twenty three is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

BALDWIN HARRISON AVENUE - East Side - NO PARKING - starting at a point 91 feet south of a point opposite the south curbline of Bixby drive (southern section) south for a distance of 42 feet.
(Adopted 11/13/51)

FRANKLIN SQUARE GOLDENROD AVENUE (TH 55/84) West Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 25 feet.
(Adopted 7/24/84)

GOLDENROD AVENUE (TH 55/84) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Washington Street, south for a distance of 25 feet.
(Adopted 7/24/84)

WEST HEMPSTEAD HEMPSTEAD GARDENS DRIVE (TH 514/78) West Side - NO STOPPING ANYTIME - starting from the south curbline of Hempstead Avenue, south for a distance of 314 feet.
(Adopted 1/16/79)

HEMPSTEAD GARDENS DRIVE - West Side - NO PARKING ANYTIME - Starting at the south curbline of Hempstead Avenue, south for a distance of 740 feet.
(Adopted 1/5/65)

HEMPSTEAD GARDENS DRIVE (TH 21/05) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Cedar Street, north for a distance of 1050 feet.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE (TH 21/05) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Cedar Street, south to a point opposite the south curbline of Maple Street.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE (TH 469/03) West Side - NO STOPPING ANYTIME - starting at a point 10 feet south of the south curbline of Lincoln Avenue, south for a distance of 124 feet.
(Adopted 12/2/03)

HEMPSTEAD GARDENS DRIVE (TH 281/07) West Side - NO STOPPING ANYTIME - starting at a point opposite the south curbline of Chestnut Street, south to a point opposite the south curbline of Lincoln Avenue.
(Adopted 2/5/08)

HEMPSTEAD GARDENS DRIVE - East Side - NO PARKING - starting at the south curbline of Cedar Street, south to the north curbline of Maple Street.
(Adopted 11/17/64)

HEMPSTEAD GARDENS DRIVE (TH 21/05) East Side - NO STOPPING ANYTIME - starting at a point 424 feet north of the north curbline of Cedar Street, north for a distance of 114 feet.
(Adopted 4/5/05)

HEMPSTEAD GARDENS DRIVE - East Side - NO STOPPING - starting at a point 300 feet north of the north curbline of Cedar Street, north for a distance of 272.
(Adopted 12/10/63)

HEMPSTEAD GARDENS DRIVE (TH 212/06) South Side - NO STOPPING ANYTIME - starting at a point 884 feet north of the north curbline of Cedar Street, east for a distance of 124 feet.
(Adopted 9/5/06)

HEMPSTEAD GARDENS DRIVE - South Side - NO PARKING ANYTIME - starting at a point 768 feet south of the south curbline of Hemsptead Avenue, then south west for distance of 96 feet.
(Adopted 9/24/63)

CHESTNUT STREET (TH 277/84) North Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Woodfield Road, west for a distance of 20 feet.
(Adopted 10/16/84)

CHESTNUT STREET (TH 277/84) South Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Woodfield Road, west for a distance of 20 feet.
(Adopted 10/16/84)

WOODMERE

HARTWELL PLACE (TH 759/69) East Side - NO PARKING ANYTIME - starting at a point opposite a point 2 feet north of the north curbline of Cedar Lane, south for a distance of 20 feet.
(Adopted 5/5/70)

EDWARD AVENUE (TH 418/99) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Peninsula Boulevard, south for a distance of 30 feet.
(Adopted 5/23/00)

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 7th day of February, 2023, 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:

- LEVITTOWN COACHMAN LANE (TH 590/22) - STOP - All traffic traveling southbound on Poet Lane shall come to a full stop.
- POET LANE (TH 590/22) - STOP - All traffic traveling eastbound on Coachman Lane shall come to a full stop.
- COPPERSMITH ROAD (TH 602/22) - STOP - All traffic traveling westbound on Coachman Lane shall come to a full stop.
- (NR) LYNBROOK WHITEHALL STREET (TH 597/22) - STOP - All traffic traveling southbound on Hudson Court shall come to a full stop.
- SEAFORD REDWOOD PATH (TH 581/22) - STOP - All traffic traveling westbound on Oakwood Lane shall come to a full stop.
- (NR) VALLEY STREAM HIGBIE STREET (TH 588/22) - STOP -All traffic traveling southbound on north Grove Street shall come to a full stop.
- HIGBIE STREET (TH 588/22) - STOP -All traffic traveling northbound on north Grove 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: January 24, 2023
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item #

6

Case #

30842

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

LEVITTOWN

COACHMAN LANE (TH 590/22) - STOP - All traffic traveling southbound on Poet Lane shall come to a full stop.

POET LANE (TH 590/22) - STOP - All traffic traveling eastbound on Coachman Lane shall come to a full stop.

COPPERSMITH ROAD (TH 602/22) - STOP - All traffic traveling westbound on Coachman Lane shall come to a full stop.

(NR) LYNBROOK

WHITEHALL STREET (TH 597/22) - STOP - All traffic traveling southbound on Hudson Court shall come to a full stop.

SEAFORD

REDWOOD PATH (TH 581/22) - STOP - All traffic traveling westbound on Oakwood Lane shall come to a full stop.

(NR) VALLEY STREAM

HIGBIE STREET (TH 588/22) - STOP -All traffic traveling southbound on north Grove Street shall come to a full stop.

HIGBIE STREET (TH 588/22) - STOP -All traffic traveling northbound on north Grove Street shall come to a full stop.

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

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

Dated: January 24, 2023
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 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 eight of two thousand twenty three is hereby amended by including therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

FRANKLIN SQUARE WASHINGTON STREET (TH 582/22) South Side - NO STOPPING 8 AM TO 4 PM SCHOOL DAYS - starting from the west curbline of Daffodil Avenue, east to a point 25 feet west of the west curbline of Goldenrod Avenue.

GOLDENROD AVENUE (TH 582/22) East Side - NO STOPPING 8 AM TO 4 PM SCHOOL DAYS - starting at a point 25 feet north of the north curbline of Washington Street, north for a distance of 38 feet.

GOLDENROD AVENUE (TH 582/22) West Side - NO STOPPING 8 AM TO 4 PM SCHOOL DAYS - starting at a point 25 feet north of the north curbline of Washington Street, north for a distance of 68 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 eight of two thousand twenty three is hereby amended by repealing therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

FRANKLIN SQUARE WASHINGTON STREET - South Side - NO STOPPING 8 AM TO 4 PM SCHOOL DAYS - starting at the east curbline of Daffodil Avenue, east to the west curbline of Goldenrod Avenue. (Adopted 3/13/62)

WANTAGH SAND HILL ROAD - North Side - NO STOPPING BETWEEN SIGNS 8 AM TO 4PM SCHOOL DAYS - starting at a point opposite the east curbline of Wayside Lane, west for a distance of 70 feet. (Adopted 11/24/59)

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 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 7th day of February, 2023, 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 location:

WANTAGH WANTAGH AVENUE (TH 76/79) East Side -
NO STOPPING BUS STOP - starting at the
north curbline of Edgerton Avenue, north
for a distance of 60 feet.
(Adopted 4/24/79)

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

Dated: January 24, 2023
Hempstead, New York

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Item #

8

Case #

18920

ROOSEVELT

EAST CENTENNIAL AVENUE - north side, starting at a point 272 feet east of the east curblineline of Babylon Turnpike, east for a distance of 20 feet.
(TH-608/22)

WILLIAM STREET - north side, starting at a point 185 feet west of the west curblineline of Rose Avenue, west for a distance of 20 feet.
(TH-592/22)

UNIONDALE

NEWPORT ROAD - east side, starting at a point 450 feet north of the north curblineline of Braxton Street, north for a distance of 20 feet.
(TH-586/22)

WEST HEMPSTEAD

BALDWIN DRIVE - south side, starting at a point 40 feet east of the east curblineline of Dogwood Avenue, east for a distance of 22 feet.
(TH-594/22)

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

ELMONT

LITCHFIELD AVENUE - east side, starting at a point 103 feet south of the south curblineline of Bruce Street, south for a distance of 20 feet.
(TH-194/20 - 9/22/20) (TH-131(B)/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:

Item # 9

Case # 21527

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 7th day of February, 2023, at 10:30 o'clock in the forenoon of that day, to consider the adoption of a resolution setting aside certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

BELLMORE

FARMERS AVENUE - west side, starting at a point 258 feet south of the south curblines of Merrick Road, south for a distance of 20 feet.
(TH-579/22)

INWOOD

MAPLE ROAD - north side, starting at a point 16 feet east of east curblines of Elm Road, east for a distance of 20 feet.
(TH-576/22)

OCEANSIDE

CORNWELL PLACE - east side, starting at a point 112 feet north of the north curblines of Foxhurst Road, north for a distance of 20 feet.
(TH-599/22)

ROOSEVELT

EAST CENTENNIAL AVENUE - north side, starting at a point 272 feet east of the east curblines of Babylon Turnpike, east for a distance of 20 feet.
(TH-608/22)

WILLIAM STREET - north side, starting at a point 185 feet west of the west curblines of Rose Avenue, west for a distance of 20 feet.
(TH-592/22)

UNIONDALE

NEWPORT ROAD - east side, starting
at a point 450 feet north of the north
curbline of Braxton Street, north for
a distance of 20 feet.
(TH-586/22)

WEST HEMPSTEAD

BALDWIN DRIVE - south side, starting
at a point 40 feet east of the east
curbline of Dogwood Avenue, east for a
distance of 22 feet.
(TH-594/22)

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

ELMONT

LITCHFIELD AVENUE - east side, starting
at a point 103 feet south of the south
curbline of Bruce Street, south for
a distance of 20 feet.
(TH-194/20 - 9/22/20) (TH-131(B)/22)

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

Dated: Hempstead, New York
January 24, 2023.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on February 7, 2023 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of MACKLEX LLC for a permit to include the property within the "GSS" District, for Site Plan Approval to develop a gasoline fueling station and convenience store, install two storage tanks, each with a capacity of 12,000 gallons and variances from the provisions of the GSS District on the n/w/c of Jerusalem Ave. & Uniondale Ave. in UNIONDALE, New York:

A parcel located on the n/w/intersection of Jerusalem Ave. and Uniondale Ave. w/frontage on Jerusalem Ave. of 74.68' & Uniondale Ave. of 177.52' situated in Uniondale, New York, 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: January 24, 2023
Hempstead, N.Y.

Item #

10

Case #

1433

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 Tuesday, the 7th day of February, 2023, at 10:30am in the forenoon of that day, to consider the redistricting of the Town of Hempstead's councilmanic districts, as required by federal and state law, to be codified as an amendment of Chapter 7A of the Hempstead Town Code.

The proposed amendment of Chapter 7A of the Hempstead Town Code, along with digital representations of the proposed district boundaries, shall be available on the Town of Hempstead's website, hempsteadny.gov, at least seven (7) days prior to the public hearing.

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

Dated: Hempstead, New York
January 24, 2023

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Item # 11

Case # 26947

Case No.

Resolution No.

Adopted:

Councilmember moved the following resolution's adoption:

**RESOLUTION CLASSIFYING THE
APPLICATION OF PGD BALDWIN
COMMONS LLC C/O PARK GROVE
DEVELOPMENT LLC AS AN UNLISTED
ACTION, DECLARING LEAD AGENCY, AND
ISSUING A NEGATIVE DECLARATION
UNDER SEQRA**

WHEREAS, PGD Baldwin Commons LLC c/o Park Grove Development LLC ("Baldwin Commons") applied to construct a four (4)-story, multi-family residential structure comprised of 33 affordable workforce housing dwelling units, ground floor amenity space, and at-grade parking within the Town's B-MX District (the "Project"). The parcel is located at 785 Merrick Road on the north side of Merrick Road bounded by Merrick Road to the South; approximately 256 feet east of Gale Avenue and bounded by a driveway entrance to a Town surface parking lot to the east and northeast. The parcel is known as Section 54, Block 103, Lot 154 on the Nassau County Land and Tax Map; and

WHEREAS, the Town Board prepared a Generic Environmental Impact Statement for the Baldwin Mixed-Use Zoning Overlay District (GEIS) and adopted a Findings Statement therefor, and the redevelopment of the aforesaid Baldwin Commons property was addressed in the aforesaid GEIS and Findings Statement; and

WHEREAS, Baldwin Commons submitted a consistency report for the Project last dated December 2022, pursuant to the Baldwin Mixed-Use Zoning Overlay District ("B-MX") Findings Statement; and

WHEREAS, VHB, the Town's planning and environmental consultant for the Project, reviewed Baldwin Common's consistency assessment and advised that there were issues that required further environmental review pursuant to 6 NYCRR §617.10(d) thereby requiring the Applicant to submit a Full Environmental Assessment Form; and

WHEREAS, the Town Board circulated on December 20, 2022 the Project's building permit application, site plan, and Full Environmental Assessment Form to potentially involved and/or interested agencies, including the New York State Department of Transportation, New York State Office of Parks, Recreation and Historic Preservation, New York State (Long Island) Regional Economic Development Council, the Metropolitan Transportation Authority/Long Island Railroad, the Nassau County Planning Commission, Nassau County Department of Public Works, Nassau County Department of Health, Nassau County Fire Marshal, Town of Hempstead Sanitary District No. 2, Baldwin Fire District, Baldwin Union Free School District, PSEG-Long Island, and National Grid, pursuant to the New York State Environmental Quality Review Act and concomitant regulations ("SEQRA"); and

WHEREAS, the Town Board reviewed 6 NYCRR § 617.4 and 617.5 and found the action to be Unlisted, and the Town Board undertook coordinated review with the aforesaid agencies; and

WHEREAS, no involved agency objected to the Town Board serving as lead agency for this proposed action; and

WHEREAS, VHB issued a Project Consistency Analysis last dated January 23, 2023, concluding the proposed action is generally consistent with the aforesaid GEIS and Findings Statement and the issues that were not addressed therein were addressed in the Full Environmental Assessment Form and other materials submitted by Baldwin Common to the Town Board; now, therefore, be it,

Item #

12

Case #

30784

Page 1 of 2

RESOLVED, the Town Board hereby declares itself Lead Agency, classifies Baldwin Commons as an Unlisted action, and issues the annexed negative declaration pursuant to SEQRA.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION GRANTING THE
APPLICATION OF PGD BALDWIN
COMMONS LLC C/O PARK GROVE
DEVELOPMENT LLC IN THE BALDWIN
MIXED-USED ZONING OVERLAY
DISTRICT (B-MX) OF THE BUILDING ZONE
ORDINANCE**

WHEREAS, PGD Baldwin Commons LLC c/o Park Grove Development LLC (“Baldwin Commons”) applied to construct a four-story, multi-family residential structure comprised of 33 affordable workforce housing dwelling units, ground floor amenity space, and at-grade parking within the Town’s B-MX District (the “Project”). The parcel is located at 785 Merrick Road on the north side of Merrick Road bounded by Merrick Road to the South; approximately 256 feet east of Gale Avenue and bounded by a driveway entrance to a Town surface parking lot to the east and northeast. The parcel is known as Section 54, Block 103, Lot 154 on the Nassau County Land and Tax Map; and

WHEREAS, the Town Board on December 6, 2022 called for a public hearing on the Project;

WHEREAS, the Baldwin Design Review Board reviewed the Project against the Baldwin Mixed-Use Design Guidelines and issued a written report dated December 29, 2022 to the Town Board pursuant to BZO 431.2(B);

WHEREAS, this Board heard Baldwin Commons’ application for the Project on January 10, 2023;

WHEREAS, this Board considered the testimony of Baldwin Commons’ representatives and various residents of the Town of Hempstead concerning the Project;

WHEREAS, this Board considered all expert reports, correspondence and exhibits presented by Applicant’s counsel and experts which are made part of the record;

WHEREAS, this Board followed certain criteria when determining whether to grant an incentive bonus as outlined in Article XLII Section 431.1.E of the B-MX District and evaluated the adequacy of the proposed benefits to be accepted in exchange for the requested incentives by reviewing the following items provided by applicant: (1) a description of the proposed amenities outlining the benefits that will accrue to the community; (2) the economic value of the proposed amenities to the Town as compared with the economic value of the proposed incentives to the applicant; (3) the demonstration that there are adequate sewer, water, energy, transportation and parking, fire protection facilities serving or proximate to the proposed development to handle the additional demands the incentive and amenity may place on such facilities beyond the demand that would otherwise occur with as-of-right development; and (4) the explanation as to the way in which the amenity will implement physical, social or cultural goals as set forth in the code;

WHEREAS, this Board, in accordance with Article XLII Section 431.2C(2)b of the BMX District, has taken into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by considering the following factors: (1) whether an undesirable change will be created by the granting of the variance; (2) whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than a variance; (3) whether the requested variance is substantial; (4) whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district; and (5) whether the alleged difficulty is self-created; now, therefore, be it,

Item # 13

Case # 30784
Page 1 of 3

RESOLVED, the Project is GRANTED, and shall substantially conform to the site plan prepared by Cameron Engineering & Associates, LLP dated 8/19/21, last revised 10/28/21, and the concept perspective prepared by BHC Architects, dated 8/26/21. The requested density variance (22 permitted) is granted at no more than 33 units (27 one-bedroom units, 6 two-bedroom units), of which 5 one-bedroom units and 2 two-bedroom units shall be priced at fifty percent (50%) of area median income (AMI) as defined by HUD guidelines, and 22 one-bedroom units and 4 two-bedroom units shall be priced at sixty percent (60%) of the area median income (AMI) as defined by HUD guidelines; and be it further,

RESOLVED, the Project will not be a detriment to the health, safety and welfare of the community, and will not cause an undesirable change in the area; and be it further,

RESOLVED, the Project's floor area ratio is GRANTED at 1.5, which includes a .5 floor area ratio zoning incentive in accord with Building Zone Ordinance §431.1(C); and be it further,

RESOLVED, the Project's parking adjustment/incentive shall be GRANTED as applicant shall provide 33 off-street parking spaces in accord with Building Zone Ordinance §431.1(C) and §431.2(C)(2)(b). In accordance with §430 the required minimum accessory off-street parking spaces for this project are 46 spaces. §431.1D provides for the award of zoning incentives in the form of parking adjustments in exchange for one or more of the community benefits or amenities outlined in 431.1B. In calculating the maximum allowable parking incentive for this project, the applicant would be required to provide a minimum of 31 parking spaces. The applicant is providing 33 parking spaces for this project which would be an excess of 32 parking spaces; and be it further,

RESOLVED, the rear yard landscape buffer shall be setback at the requested 4.93 feet; and be it further,

RESOLVED, pursuant to BZO §431.1 and in exchange for the requested bonus incentives, the Project shall include a 1,200 square-foot pocket park with frontage on Merrick Road consisting of a passive park for both the general public and residents/guests of the proposed building; public art installation outside the public park that will be prominently visible to the entire Baldwin community; and streetscape improvements, including decorative street lighting fixtures, decorative pavement treatments (including pervious pavers), and lush landscaping; and be it further,

RESOLVED, the applicant will provide the design/mitigation measures stated in VHB's Consistency Analysis dated January 23, 2023 allow an interior noise level of 45 dB to be achieved; and be it further,

RESOLVED, the applicant shall submit a letter of water availability from the water purveyor at the appropriate time during the application review process, and documentation of consultation with the Nassau County Fire Marshal at the appropriate time during the application review process; and be it further,

RESOLVED, the Project shall include a \$100,000.00 cash payment for "open space, parks, or other specific physical, social, or cultural amenities ... which provide a benefit to the residents of the community," as authorized and in accord with BZO 431.1(B)(1). The Town Comptroller is authorized to accept receipt and deposit this amount into the appropriate account; and be it further,

RESOLVED, this approval is subject to this Board accepting, by resolution, a declaration of covenants and restrictions, executed by the owner of the parcel, outlining the conditions of this grant. Those conditions shall be enforceable by the Town of Hempstead, including the Town's right to revoke this approval for failure to abide by the conditions. The declaration of covenants and restrictions must be filed against the parcels subject to this approval, all within 12 months of this approval, or the approval is null and void.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE SOUTHWEST CORNER OF GRAND AVENUE AND SLOWE AVENUE. SEC 36, BLOCK 409, AND LOT (S) 599, A/K/A 1740 GRAND AVENUE, 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 1740 Grand Avenue, 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 November 16, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one hundred and sixty-three (163) square feet of windows boarded and install one (1) chain and lock, located at 1740 Grand Avenue, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,014.59, the cost associated with the emergency services provided at 1740 Grand Avenue, Baldwin, 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 \$2,514.59 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 # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY MASONRY FRAME COMMERCIAL BUILDING, LOCATED ON THE WEST SIDE OF GRAND AVENUE, 231 FEET NORTH OF MERRICK ROAD. SEC 54, BLOCK 103, AND LOT (S) 337-338, A/K/A 2418-2420 GRAND AVENUE, 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 2418-2420 Grand Avenue, 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 6, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have fifty-nine (59) square feet of exterior holes boarded, located at 2418-2420 Grand Avenue, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$526.87, the cost associated with the emergency services provided at 2418-2420 Grand Avenue, Baldwin, 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 \$1,026.87 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

14

Case #

0542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY RAISED RANCH WOOD FRAME ONE FAMILY DWELLING WITH BASEMENT GARAGE, LOCATED ON THE NORTH SIDE OF VAN BUREN PLACE, 220 FEET EAST OF EASTERN PARKWAY. SEC 54, BLOCK 358, AND LOT (S) 786, A/K/A 1111 VAN BUREN PLACE, 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 1111 Van Buren Place, 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 November 1, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to provide and install two (2) lock and hasps, located at 1111 Van Buren Place, Baldwin;

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 1111 Van Buren Place, 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 \$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 # 14
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 TREE, LOCATED ON THE PREMISES IMPROVED WITH A TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF FOWLER STREET, 538 FEET WEST OF BELLMORE AVENUE. SEC 56, BLOCK 117, AND LOT (S) 553, A/K/A 2346 FOWLER STREET, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the exterior property area located at 2346 Fowler Street, Bellmore; and

WHEREAS, said inspection disclosed that contrary to NYS §302.1 of the New York State Property Maintenance Code and Chapter 90-1 of the Code of the Town of Hempstead regulations, an unsafe dead tree upon an abandoned building; 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 Long Island Tree & Landscape Service Inc., PO Box 1531, Seaford, New York 11783, 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 824-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed Long Island Tree & Landscape Service Inc., for emergency removal of one (1) tree, located at 2346 Fowler Street, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$3,245.00, the cost associated with the emergency services provided at 2346 Fowler Street, 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 \$3,495.00 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 # 14
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 WEST SIDE OF SOUTH ST. MARKS AVENUE, 150 FEET SOUTH OF MERRICK ROAD. SEC 63, BLOCK 262, AND LOT (S) 17, A/K/A 2442 SOUTH ST. MARKS AVENUE, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2442 South St. Marks Avenue, Bellmore; 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 16, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have seventy-three (73) square feet of windows boarded and provide and install ten (10) lock and hasps, located at 2442 South St. Marks Avenue, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,620.89 the cost associated with the emergency services provided at 2442 South St. Marks Avenue, 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 \$1,870.89 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 # 14

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 SOUTH SIDE OF TYLER AVENUE, 244 FEET WEST OF HOOVER PLACE. SEC 50, BLOCK 519, AND LOT (S) 13, A/K/A 1460 TYLER AVENUE, EAST MEADOW, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1460 Tyler Avenue, East Meadow; 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 4, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have seventy four (74) square feet of garage door and exterior holes boarded, located at 1460 Tyler Avenue, East Meadow;

WHEREAS, on November 16, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to clean up and remove brick and debris, located at 1460 Tyler Avenue, East Meadow;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$663.82, the cost associated with the emergency services provided at 1460 Tyler Avenue, 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 \$913.82 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 #

14

Case #

6842

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTHEAST CORNER OF CROWN AVENUE AND HANCOCK STREET. SEC 32, BLOCK 305, AND LOT (S) 102, A/K/A 94 CROWN AVENUE, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 94 Crown Avenue, Elmont, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 12, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to remove loose gutters and antenna, located at 94 Crown Avenue, Elmont;

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 94 Crown Avenue, Elmont, 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 # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE NORTHWEST CORNER OF FREEMAN AVENUE AND WAGNER STREET. SEC 37, BLOCK 378, AND LOT (S) 348, A/K/A 140 FREEMAN AVENUE, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 140 Freeman Avenue, Elmont, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use four (4) man hours for general clean up, have one hundred and twenty (120) feet of tarping installed and have sixty four (64) square feet of windows and exterior framed out and boarded, located at 140 Freeman Avenue, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,253.52, the cost associated with the emergency services provided at 140 Freeman Avenue, Elmont, 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 \$1,503.52 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

14

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 MIXED USE COMMERCIAL BUILDING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE SOUTH SIDE OF HEMPSTEAD TURNPIKE, 36 FEET WEST OF EVANS AVENUE. SEC 32, BLOCK 563, AND LOT (S) 22-25, A/K/A 1315 HEMPSTEAD TURNPIKE, ELMONT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1315 Hempstead Turnpike, Elmont, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 1, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use two (2) man hours for general clean up, install one (1) chain and lock and provide and install three (3) lock and hasps, located at 1315 Hempstead Turnpike, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$405.00, the cost associated with the emergency services provided at 1315 Hempstead Turnpike, Elmont, 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 \$905.00 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 #

14

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 TREE, LOCATED ON THE PREMISES IMPROVED WITH A ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF 2ND AVENUE, 40 FEET EAST OF 2ND STREET. SEC 35, BLOCK 170, AND LOT (S) 3-4, A/K/A 975 2ND AVENUE, FRANKLIN SQUARE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the exterior property area located at 975 2nd Avenue, Franklin Square; and

WHEREAS, said inspection disclosed that contrary to NYS §302.1 of the New York State Property Maintenance Code and Chapter 90-1 of the Code of the Town of Hempstead regulations, an unsafe dead tree upon an abandoned building; 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 Long Island Tree & Landscape Service Inc., PO Box 1531, Seaford, New York 11783, 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 824-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed Long Island Tree & Landscape Service Inc., for emergency removal of three (3) trees, located at 975 2nd Avenue, Franklin Square;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$6,075.00, the cost associated with the emergency services provided at 975 2nd Avenue, Franklin Square, 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 \$6,325.00 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 #

Case #

14

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 BASEMENT GARAGE, LOCATED ON THE NORTH SIDE OF DAVIS AVENUE, 307 FEET EAST OF SHERIDAN BOULEVARD. SEC 40, BLOCK 124, AND LOT (S) 126 & 326, A/K/A 46 DAVIS 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 46 Davis 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 November 2, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to install two (2) lock and hasps, located at 46 Davis 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 46 Davis 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 # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE EAST SIDE OF EAST AVENUE, 349 FEET SOUTH OF MEYER AVENUE. SEC 40, BLOCK 3, AND LOT (S) 107-108, A/K/A 37 EAST AVENUE, LAWRENCE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 37 East Avenue, Lawrence; 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 23, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use one (1) man hour for general clean up, have thirty-eight (38) square feet of doors boarded and provide and install two (2) lock and hasps, located at 37 East Avenue, Lawrence;

WHEREAS, on November 28, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have two hundred and nineteen (219) square feet of door stoop boarded, located at 37 East Avenue, Lawrence;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,847.39, the cost associated with the emergency services provided at 37 East Avenue, Lawrence, 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 \$2,097.39 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 # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE EAST SIDE OF RETURN LANE, 143 FEET SOUTH OF RED MAPLE DRIVE NORTH. SEC 51, BLOCK 397, AND LOT (S) 26, A/K/A 7 RETURN LANE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

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

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

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

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

WHEREAS, the services of 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 16, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have forty-seven (47) square feet of doors boarded, located at 7 Return Lane, Levittown;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$419.71, the cost associated with the emergency services provided at 7 Return Lane, Levittown, 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 \$669.71 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 #

14

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF CARROLL AVENUE, 100 FEET EAST OF STATE STREET. SEC 55, BLOCK 81, AND LOT (S) 364-365, A/K/A 1765 CARROLL AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1765 Carroll Avenue, 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 November 10, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) sliding door secured with stud and provide and install one (1) lock and hasp, located at 1765 Carroll Avenue, Merrick;

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 1765 Carroll Avenue, 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 \$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 # 14
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 EAST SIDE OF MEADOWBROOK ROAD, 600 FEET SOUTH OF CAMP AVENUE. SEC 55, BLOCK 41, AND LOT (S) 420, A/K/A 1685 MEADOWBROOK 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 1685 Meadowbrook 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 November 18, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) window cleaned out and boarded, located at 1685 Meadowbrook Road, Merrick;

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 1685 Meadowbrook 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 \$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 # 19

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 SOUTHWEST CORNER OF MERRICK AVENUE AMD GARFIELD STREET. SEC 55, BLOCK 54, AND LOT (S) 27, A/K/A 1750 MERRICK AVENUE, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1750 Merrick Avenue, 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 November 2, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to provide and install six (6) lock and hasps, located at 1750 Merrick Avenue, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$450.00, the cost associated with the emergency services provided at 1750 Merrick Avenue, 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 \$950.00 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 # 14

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, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE WEST SIDE OF PERTH COURT, 83 FEET NORTH OF CREST ROAD. SEC 50, BLOCK 280, AND LOT (S) 13, A/K/A 3 PERTH COURT, 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 3 Perth Court, Merrick, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 2, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have thirty two (32) square feet of windows boarded, provide and install two (2) lock and hasps and install one (1) lock and chain, located at 3 Perth Court, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$601.76, the cost associated with the emergency services provided at 3 Perth Court, 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 \$851.76 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

14

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE EAST SIDE OF BELT STREET, 84 FEET NORTH OF BELTAGH AVENUE. SEC 56, BLOCK 260, AND LOT (S) 23-25, A/K/A 7 BELT STREET, NORTH 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 7 Belt Street, North Bellmore, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 9, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one hundred and forty four (144) square feet of windows boarded, located at 7 Belt Street, North Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,717.92, the cost associated with the emergency services provided at 7 Belt Street, North 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 \$1,967.92 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 # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, DETERMINED TO BE UNFIT FOR HUMAN OCCUPANCY, LOCATED ON THE EAST SIDE OF BELT STREET, 84 FEET NORTH OF BELTAGH AVENUE. SEC 56, BLOCK 260, AND LOT (S) 23-25, A/K/A 7 BELT STREET, NORTH 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 7 Belt Street, North Bellmore, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 19, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one (1) window cleaned out and bolt boarded and one (1) basement window bolt boarded, located at 7 Belt Street, North Bellmore;

WHEREAS, on December 3, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have ten (10) square feet of windows HUD boarded, four (4) square feet of windows boarded and fifty-eight (58) square feet of garage door boarded, located at 7 Belt Street, North Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$765.96, the cost associated with the emergency services provided at 7 Belt Street, North 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 \$1,015.96 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 #

14

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 NORTH SIDE OF CLEVELAND AVENUE, 196 FEET EAST OF TERRELL AVENUE. SEC 38, BLOCK 396, AND LOT (S) 44, A/K/A 2938 CLEVELAND AVENUE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2938 Cleveland Avenue, 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 November 1, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to use three (3) man hours for general clean up, have ten (10) square feet of windows boarded, forty (40) square feet of doors boarded and provide and install six (6) lock and hasps, located at 2938 Cleveland Avenue, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,091.50, the cost associated with the emergency services provided at 2938 Cleveland Avenue, Oceanside, 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 \$1,341.50 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 # 14

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 November 7, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to paint over graffiti, located at 2962 Long Beach Road, Oceanside;

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 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 \$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 #

14

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 HIGH RANCH WOOD FRAME ONE FAMILY DWELLING WITH TWO CAR BASEMENT GARAGE AND SEMI INGROUND SWIMMING POOL, LOCATED ON THE EAST SIDE OF OCEAN HARBOR DRIVE, 301 FEET SOUTH OF BAMBRICK STREET. SEC 43, BLOCK 223, AND LOT (S) 126, A/K/A 3347 OCEAN HARBOR DRIVE, 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 3347 Ocean Harbor Drive, Oceanside, Town of Hempstead, New York; and

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

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

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

WHEREAS, the services of 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 2, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have two hundred and twenty four (224) square feet framed out and boarded around porch, use fifteen (15) man hours for general clean up, have forty eight (48) cubic yards of fill compacted, haul away three (3) yards of debris and remove one (1) twelve foot by twenty foot (12' x 20') semi inground swimming pool, located at 3347 Ocean Harbor Drive, Oceanside;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$5,612.32, the cost associated with the emergency services provided at 3347 Ocean Harbor Drive, Oceanside, 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 \$5,862.32 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 14

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF EAST RAYMOND AVENUE, 204 FEET NORTH OF NASSAU ROAD. SEC 55, BLOCK 440, AND LOT (S) 164, A/K/A 30 EAST RAYMOND AVENUE, ROOSEVELT, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 30 East Raymond Avenue, Roosevelt; 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 4, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to install one (1) twelve foot (12') double gate with lock and chain and install two hundred (200) linear feet of chain link fence, located at 30 East Raymond Avenue, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$4,275.00, the cost associated with the emergency services provided at 30 East Raymond Avenue, Roosevelt, 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 \$4,525.00 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 # 14
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 TREE, LOCATED ON THE PREMISES IMPROVED WITH A TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF HILAIRE WAY, 516 FEET EAST OF SEAFORD AVENUE. SEC 57, BLOCK 252, AND LOT (S) 10, A/K/A 3680 HILAIRE WAY, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the exterior property area located at 3680 Hilaire Way, Seaford; and

WHEREAS, said inspection disclosed that contrary to NYS §302.1 of the New York State Property Maintenance Code and Chapter 90-1 of the Code of the Town of Hempstead regulations, an unsafe dead tree upon an abandoned building; 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 Long Island Tree & Landscape Service Inc., PO Box 1531, Seaford, New York 11783, 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 824-2022; and

WHEREAS, the Commissioner of the Department of Buildings directed Long Island Tree & Landscape Service Inc., for emergency removal of four (4) trees, located at 3680 Hilaire Way, Seaford;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$9,100.00, the cost associated with the emergency services provided at 3680 Hilaire Way, Seaford, 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 \$9,350.00 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 #

14

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 NORTH SIDE OF FRONT STREET, 56 FEET WEST OF BEDFORD AVENUE. SEC 34, BLOCK 523, AND LOT (S) 806, A/K/A 867 FRONT STREET, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 867 Front Street, 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 November 21, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have one hundred and sixty five (165) square feet of windows boarded, provide and install two (2) lock and hasps and use two (2) man hours for general clean up, located at 867 Front Street, Uniondale;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$2,228.45, the cost associated with the emergency services provided at 867 Front Street, 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 \$2,478.45 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 # 14

Case # 6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE DECLARATION OF AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER AND AUTHORIZING SPECIAL ASSESSMENT IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE WEST SIDE OF FOSTER LANE, 340 FEET NORTH OF HEARTH LANE. SEC 45, BLOCK 407, AND LOT (S) 9, A/K/A 36 FOSTER 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 36 Foster 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 November 4, 2022, the Commissioner of the Department of Buildings directed Cipco Boarding Co., to have eight hundred and seventy-two (872) square feet of doors boarded, eighty seven square feet of garage door boarded, provide and install two (2) lock and hasps and use four (4) man hours for general clean up, located at 36 Foster Lane, Westbury;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$8,672.87, the cost associated with the emergency services provided at 36 Foster 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 \$8,922.87 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 14

Case # 6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF FOWLER STREET, 538 FEET WEST OF BELLMORE AVENUE. SEC 56, BLOCK 117, AND LOT (S) 553, A/K/A 2346 FOWLER STREET, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 2346 Fowler Street, Bellmore, 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 894-2022; 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 2346 Fowler Street, Bellmore; and

WHEREAS, on November 17, 2022, 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 2346 Fowler Street, 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 \$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 #

15

Date

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF SPERRY STREET WEST, 160 FEET WEST OF WEST BOULEVARD. SECTION 42, BLOCK 38 AND LOT(S) 110 & 210, AKA 5 SPERRY STREET WEST, EAST ROCKAWAY, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 5 Sperry Street West, East Rockaway, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 522-2022 adopted April 26, 2022; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 26-2020; and

WHEREAS, on October 27, 2022, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and visual inspection during asbestos abatement, located at 5 Sperry Street West, East Rockaway;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$870.00, the cost associated with the emergency services provided at 5 Sperry Street West, East Rockaway, 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 \$1,120.00 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 #

15

Date

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTHWEST CORNER OF CLOVER LANE AND HEATHER LANE. SEC 37, BLOCK 203, AND LOT (S) 21, A/K/A 37 CLOVER LANE, LEVITTOWN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 37 Clover Lane, Levittown, 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 894-2022; 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 37 Clover Lane, Levittown; and

WHEREAS, on November 17, 2022, 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 37 Clover Lane, Levittown, 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 #

15

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT IN RELATION TO THE DEMOLITION AND REMOVAL OF A ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, AND REMOVAL OF ALL LITTER AND DEBRIS FROM SAID PREMISE LOCATED ON THE NORTH SIDE OF SUNNYBROOK DRIVE, 216 FEET EAST OF WEST SUNNYBROOK DRIVE. SECTION 54, BLOCK 498 AND LOT(S) 12, AKA 511 SUNNYBROOK DRIVE, 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 demolish and remove the unsafe structure located at 511 Sunnybrook Drive, Oceanside, Town of Hempstead, New York; and

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

WHEREAS, the Commissioner of the Department of Buildings deemed the unsafe 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, the Commissioner of the Department of Buildings directed B & A Commercial Inc., to demolish and remove an unsafe one story wood frame one family dwelling with detached garage, located at 511 Sunnybrook Drive, Oceanside; and

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 511 Sunnybrook Drive, Oceanside, 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 \$25,750.00 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 #

15

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF HILAIRE WAY, 516 FEET EAST OF SEAFORD AVENUE. SEC 57, BLOCK 252, AND LOT (S) 10, A/K/A 3680 HILAIRE WAY, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 3680 Hilaire Way, Seaford, 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 894-2022; 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 3680 Hilaire Way, Seaford; and

WHEREAS, on November 17, 2022, 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 3680 Hilaire Way, Seaford, 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 #

15

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PERMISSION GRANTED TO THE GIRL SCOUTS OF NASSAU COUNTY, INC. TO USE TOWN OF HEMPSTEAD PARKING FIELD BA-13, BALDWIN, NEW YORK FOR THE PURPOSE OF HOLDING AN EVENT FOR DISTRIBUTION OF COOKIES ON FEBRUARY 5, 2023.

WHEREAS, the Girl Scouts of Nassau County, Inc. c/o Tricia Keskinen, Baldwin, New York 11510 had requested to use Town of Hempstead Parking Field BA-13, Baldwin, New York for the purpose of holding an event for distribution of cookies on February 5, 2023; 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 Girl Scouts of Nassau County, Inc., c/o Tricia Keskinen Baldwin, New York 11510 to use Town of Hempstead Parking Field BA-13, Baldwin, New York for the purpose of holding an event for distribution of cookies on February 5, 2023 is hereby ratified and confirmed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

16

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LIONS CLUB OF THE BELLMORES TO USE TOWN OF HEMPSTEAD PARKING FIELD B-2, BELLMORE, NEW YORK FOR THE PURPOSE OF HOLDING A CRAFT FAIR APRIL 2, APRIL 23, MAY 7, MAY 21, JUNE 4, JUNE 18, JULY 2, JULY 16, JULY 30, AUGUST 13, AUGUST 27, SEPTEMBER 3, SEPTEMBER 17, OCTOBER 8, OCTOBER 22, OCTOBER 29, AND NOVEMBER 19, 2023.

WHEREAS, the Lions Club of the Bellmores, Inc., P.O. Box 1159, Bellmore, New York 11710-3561 Attention: Nina Lanci, Treasurer and Chairman, has requested to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding a Craft Fair on April 2, April 23, May 7, May 21, June 4, June 18, July 2, July 16, July 30, August 13, August 27, September 3, September 17, October 8, October 22, October 29, and November 19, 2023 (the "Fair"); and

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

RESOLVED, that permission is hereby granted to the Lions Club of the Bellmores, Inc., P.O. Box 1159, Bellmore, New York 11710-3561 Attention: Nina Lanci, Treasurer and Chairman, to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding the Fair on April 2, April 23, May 7, May 21, June 4, June 18, July 2, July 16, July 30, August 13, August 27, September 3, September 17, October 8, October 22, October 29, and November 19, 2023; and be it further

RESOLVED, that in conducting said activity the Lions Club of the Bellmores, Inc. 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 # 16

Case # 20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO CONGREGATION BETH OHR, BELLMORE, NEW YORK TO USE TOWN OF HEMPSTEAD PARKING FIELD B-2, BELMORE, NEW YORK FOR THE PURPOSE OF HOLDING A CRAFT FAIR ON APRIL 16, APRIL 30, MAY 14, MAY 28, JUNE 11, JUNE 25, JULY 9, JULY 23, AUGUST 6, AUGUST 20, SEPTEMBER 10, OCTOBER 1, OCTOBER 15, NOVEMBER 5, NOVEMBER 12, AND NOVEMBER 26, 2023.

WHEREAS, Congregation Beth Ohr, c/o Bruce Nelson, President, 2550 South Centre Avenue, Bellmore, New York 11710 has requested to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding a Craft Fair on April 16, April 30, May 14, May 28, June 11, June 25, July 9, July 23, August 6, August 20, September 10, October 1, October 15, November 5, November 12, and November 26, 2023 (the "Fair "); 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 Congregation Beth Ohr, c/o Bruce Nelson, President, 2550 South Centre Avenue, Bellmore, New York 11710 to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding the Fair on April 16, April 30, May 14, May 28, June 11, June 25, July 9, July 23, August 6, August 20, September 10, October 1, October 15, November 5, November 12, and November 26, 2023; and be it further

RESOLVED, that in conducting said activity Congregation Beth Ohr 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 #

16

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LEVITTOWN CHAMBER OF COMMERCE TO USE TOWN OF HEMPSTEAD PARKING FIELD L-2, LEVITTOWN, NEW YORK FOR THE PURPOSE OF HOLDING A FESTIVAL MAY 25 THROUGH MAY 29, 2023.

WHEREAS, the Levittown Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 has requested to use Town of Hempstead Parking Field L-2, Levittown, New York for the purpose of holding a Festival May 25 through May 29, 2023 (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 Levittown Chamber of Commerce, c/o RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, New York 11554 to use Town of Hempstead Parking Field L-2, Levittown, New York for the purpose of holding a Festival and be it further

RESOLVED, that in conducting this activity, the Levittown Chamber of Commerce 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 8:00 p.m. on May 24, 2023 and removed by 6:00 a.m. on May 30, 2023.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 16
20915

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION PURSUANT TO PRIVATE HOUSING FINANCE LAW §125 APPROVING AN APPLICATION TO THE COUNTY OF NASSAU FOR A TWENTY-FIVE (25) YEAR EXTENSION OF TAX EXEMPTION FOR PROPERTY WITHIN THE "GOLDEN AGE" RESIDENCE DISTRICT (GA) OWNED BY THE VICTORIAN HOMES AT MERRICK REDEVELOPMENT COMPANY OWNERS CORP.

WHEREAS, the Victorian Homes at Merrick Redevelopment Company Owners Corp. ("Victorian Homes") has been duly organized as a mutual redevelopment company pursuant to Article 5 of the Private Housing Finance Law (PHFL) for the purposes of acquiring and operating a senior citizen moderate income cooperative housing project generally located on the south side of Jerusalem Avenue, west of North Drive, all being in Merrick, New York, which site is currently designated on the Nassau County Land and Tax Map as Section 55, Block 521, Lot 25; and

WHEREAS, on April 27, 1999 by Resolution No. 364-1999 this Town Board, after a public hearing, rezoned the Project Property to "Golden Age GA District" and pursuant to Resolution No. 417-1999 a Declaration of Restrictive Covenants were duly filed in the office of the Clerk of Nassau County at Deed Liber 11066 page 123 on June 16, 1999; and

WHEREAS, pursuant to Resolution No. 573-2001 adopted June 5, 2001, the Town Board approved the Project Plans and the Project Property's entitlement to the tax exemption as provided in PHFL § 125 for twenty-five (25) years, which Project Property is currently designated on the Nassau County Land and Tax Map as Section 55, Block 521, Lot 25; and

WHEREAS, PHFL § 125.1(a) provides that said tax exemption may be extended for an additional twenty-five (25) years as set forth in PHFL § 125; and

WHEREAS, the Board of Victorian Homes will apply to the County of Nassau for said twenty-five (25) year extension; and

WHEREAS, the Town Board has determined that Victorian Homes is operating in accordance with Article 5 of the Public Housing Law and recommends that the application be

Item # 17
Page 1 of 2
Case # 25963

granted and that the tax exemption be properly extended for the additional twenty-five (25) years as provided in PHFL § 125; and

WHEREAS, it is in the public interest that the extension of Victorian Homes' tax exemption be granted and that the Town of Hempstead declare its support for such application,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes and approves the application of the Victorian Homes at Merrick Redevelopment Company Owners Corp. to Nassau County for the extension of the twenty-five (25) year tax exemption for Victorian Homes for an additional twenty-five (25) years under PHFL § 125; and it is further

RESOLVED, that the Town Comptroller is authorized to execute any papers and documentation required to formally extend the said tax exemption for said additional twenty-five (25) years; and it is further

RESOLVED, that the Supervisor be and is hereby authorized to approve the application for the extension of the twenty-five (25) year tax exemption and to notify the Assessor of the County of Nassau and such other officials of the County of Nassau as may be required of the Town's support to extend the twenty-five (25) year tax exemption in accordance with PHFL § 125 and to take such other action as is appropriate to formally extend the twenty-five (25) year exemption pursuant to PHFL § 125 for the Project Property.

The foregoing Resolution was seconded by _____ and adopted by the Town Board.

AYES:

NOES:

CASE NO.

RESOLUTION NO.:

Adopted:

Council
moved for its adoption:

offered the following resolution and

RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE DECLARATION AND DETERMINATION OF NON-SIGNIFICANCE IN CONNECTION WITH AN APPLICATION FOR SITE PLAN APPROVAL FOR A PARCEL OF LAND LOCATED IN VALLEY STREAM, COUNTY OF NASSAU, STATE OF NEW YORK.

WHEREAS, the applicant, Thomas Galligan, has submitted to the Town of Hempstead an application for site plan approval for a 1.31 acre parcel of land located at 2034 Green Acres Mall, Valley Stream, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow for the construction of a BJ's Gasoline Station in association with an existing BJ's Wholesale facility located within the Green Acres Mall Facility in Valley Stream, New York; and

WHEREAS, the applicant has submitted to the Town of Hempstead an Environmental Assessment Form (E.A.F.); and

WHEREAS, said E.A.F. has been reviewed by the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead and his staff and the significance of all environmental considerations, including those enumerated in 6NYCRR part 617.7c, have been thoroughly evaluated to ascertain whether adverse environmental impacts will result; and

WHEREAS, the proposed action is an Unlisted Action as defined in 6NYCRR Part 617; and

WHEREAS, upon completion of said review, the Commissioner of Conservation and Waterways has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Commissioner considers the project to be an Unlisted Action and will not have a significant effect on the environment for the following reasons:

The Proposed Action will not result in any significant physical alterations to the site.

The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area.

The Proposed Action will not have a significant adverse environmental impact on any unique or unusual land forms.

The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.

The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.

The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.

The Proposed Action will not have a significant adverse environmental impact on or alter drainage flow or patterns, or surface water runoff.

Item # 18

Case # 30849

The Proposed Action will not have a significant adverse environmental impact on air quality.

The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.

The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.

The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.

The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric or paleontological importance.

The Proposed Action will not have a significant adverse environmental impact on the quantity or quality of existing or future open spaces or recreational opportunities.

The Proposed Action will not have any significant adverse environmental impact on existing transportation systems.

The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.

The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.

The Proposed Action will not have a significant adverse environmental impact on the public health and safety.

The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board is "Lead Agency" for the proposed site plan approval for said parcel of land located in Valley Stream, New York; and

BE IT FURTHER

RESOLVED, that the proposed action is an Unlisted Action pursuant to Part 617.6 and will not have a significant adverse impact on the environment; and BE IT FURTHER

RESOLVED, that the Town Board hereby declares that a Declaration of Non-Significance in connection with the proposed site plan approval is consistent with considerations of public interest; and BE IT FURTHER

RESOLVED, that the S.E.Q.R. process has been satisfied and completed with the completion of the above-mentioned review and duly approved Negative Declaration.

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 APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY BOHLER ENGINEERING ON BEHALF OF VALLEY STREAM GREEN ACRES, LLC IN CONNECTION WITH BUILDING APPLICATION # 20-11114 FOR THE CONSTRUCTION OF A GASOLINE SERVICE STATION FOR BJ'S GAS; INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE N/E/C OF GREEN ACRES ROAD WEST AND GREEN ACRES ROAD SOUTH, VALLEY STREAM, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Bohler Engineering, on behalf of Valley Stream Green Acres, LLC has submitted an application bearing # 20-11114, for the construction of a gasoline service station for BJ's Gas; including associated site improvements, located on the N/E/C of Green Acres Road West and Green Acres Road South, Valley Stream, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a Site Plan, dated August 31, 2020, last revised April 25, 2022 and bearing the seal of Joseph A. Deal, P.E., License # 087122, University of the State of New York, which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305 to be shown; and

WHEREAS, said site plan has been approved as submitted by the Commissioner of the Highway Department, the Town Engineer and the Commissioner of the Department of Buildings; and

WHEREAS, the Town Board, after giving due consideration to those matters required to be considered by them pursuant to the provisions of the aforesaid Section 305, finds it in the public interest that the site shown be developed and improved in accordance with the site plan as submitted subject to the conditions thereon noted;

NOW THEREFORE, BE IT

RESOLVED, that the overall site development plan submitted by Bohler Engineering, on behalf of Valley Stream Green Acres, LLC entitled Site Plan, dated August 31, 2020, last revised April 25, 2022 and bearing the seal of Joseph A. Deal, P.E., License # 087122, University of the State of New York, in connection with building application # 20-11114, for the construction of a gasoline service station for BJ's Gas; including associated site improvements, located on the N/E/C of Green Acres Road West and Green Acres Road South, Valley Stream, Town of Hempstead, New York, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

19

Case #

30849

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE USE OF THE PREMISES BY THE TOWN OF HEMPSTEAD OF A PORTION OF THE KNIGHTS OF COLUMBUS BLDG, LOCATED AT 2985 KENNETH PLACE, OCEANSIDE, NY 11572 FROM 3481 ASSOCIATES, INC., FOR USE BY THE OCEANSIDE SENIOR CITIZENS CLUB.

WHEREAS, Chapter 679 of the 1972 laws of the State of New York amending Article 19-J of the Executive Law, Office for the Aging, permits municipalities to establish a recreation program for the elderly, and

WHEREAS, this Town Board deems it to be in the public interest to rent premises in the Oceanside area of the Town of Hempstead to be used for recreational purposes by the Oceanside Senior Citizens; and

WHEREAS, 3481 Associates, Inc., has agreed to rent to the Town Of Hempstead a portion of the Knights of Columbus Building, located at 2985 Kenneth Place, Oceanside, NY, to be used for recreation purposes by the Oceanside Senior Citizens Club, on Tuesday, for five-hour sessions at Two Hundred Thirty Dollars (\$230.00) per session, for fifty-one(51) sessions totaling \$11,730.00 for the period January 1, 2023 to December 31, 2023;

WHEREAS, this Town Board deems the rent for the use of said premises to be fair and reasonable;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she hereby is authorized and directed to enter into an agreement in writing with 3481 Associates Inc., of 2985 Kenneth Place, Oceanside, NY, wherein the Town of Hempstead will rent from 3481 Associates, Inc., a portion of the Knight of Columbus Building, located at 2985 Kenneth Place, Oceanside, NY, to be used for recreational purposes by the Oceanside Senior Citizens Club on Tuesday, for five-hour sessions at Two Hundred Thirty Dollars (230.00) per session, for fifty-one(51) sessions totaling \$11,730.00 for the period January 1, 2023 to December 31, 2023; with payment being made only when building is used; and

BE IT FURTHER

RESOLVED, that payment for said rental shall be made monthly in arrears from the Department of Senior Enrichment; Code No. 010-0004-67720-4120, Rents & Space Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 20
Case # 13705

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING THE PROPOSAL OF THE NEW YORK STATE INDUSTRIES FOR THE DISABLED (NYSID) FOR THE YEARLY REQUIREMENTS FOR DOCUMENT SHREDDING PROGRAM

WHEREAS, §162 of the New York State Finance Law established the "Preferred Source Program" to advance the special social and economic goals of certain organizations servicing certain constituent populations, such as workers with disabilities and provide them an opportunity to provide goods and services to New York State agencies, political subdivisions, and public benefit corporations without the requirement for competitive bidding; and

WHEREAS, the Town of Hempstead is bound to utilize the process set forth in §162 of the New York State Finance Law; and

WHEREAS, NYSID facilitated a proposal from its membership organization Proshred/NYC for \$750.00 per each truck (average is 5 trucks per program) utilized at each of the six (6) programs to be held during the 2023 calendar year; and

WHEREAS, the proposal falls within the parameters established by law; and

WHEREAS, it is in the public interest to accept the proposal of Proshred/NYC Corp. as a membership agency of NYSID for the Yearly Requirements for Document Shredding Program;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner, be and is hereby authorized to accept the proposal of NYSID, 352 Seventh Avenue, Suite 201, New York, NY 10001 and its' member agency, Proshred/NYC Corp., 396 Brown Court, P.O Box 402, Oceanside, New York 11572 for the Yearly Requirements for Document Shredding Program; and

BE IT FURTHER

RESOLVED, that all monies due and owing in connection with this contract shall be paid out of Refuse Disposal District Other Disposal Fees Account #301-0006-03010-4590.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 21

Case # 17083

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AWARDING PURCHASE CONTRACT #01 – 2023 FOR THE YEARLY REQUIREMENTS FOR TOWN OF HEMPSTEAD STOP THROWING OUT POLLUTANTS (S.T.O.P.) PROGRAM 2023

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of Sanitation, advertised for the Yearly Requirements for Town of Hempstead Stop Throwing Out Pollutants (S.T.O.P.) Program 2023, and

WHEREAS, said bids were received and opened on December 22, 2022, with the following results:

<u>Name and Address of Bidder</u>	<u>Bid Proposal Amount</u>
Radiac Research Corp. 261 Kent Avenue Brooklyn, New York 11249	Unit Price: \$ 46,870.00 \$ 468,700.00 (10 programs)
MXI Environmental Services LLC 26319 Old Trail Road Abingdon, Virginia 24210	Unit Price \$ 64,999.00 \$ 649,990.00 (10 programs)

WHEREAS, it has been determined that the lowest responsible bidder is Radiac Research Corp., 261 Kent Avenue, Brooklyn, New York 11249; and

WHEREAS, the initial term of the award shall be for one (1) year with ten (10) events to be held between March, 2023 and December, 2023; and

WHEREAS, the Town of Hempstead at its sole option may offer to extend this contract for two (2) additional years in one (1) year increments upon the same terms and conditions and Radiac Research Corp. shall have the right to reject the extension if done so in accordance with the terms of the contract; and

WHEREAS, the Commissioner of Sanitation recommends said bid is in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, Purchase Contract #01 – 2023 for the Yearly Requirements for Town of Hempstead Stop Throwing Out Pollutants (S.T.O.P.) Program 2023 be hereby awarded to Radiac Research Corp., 261 Kent Avenue, Brooklyn, New York 11249; and BE IT FURTHER

RESOLVED, that all monies due and owing in connection with this contract shall be paid out of Refuse Disposal District Other Disposal Fees Account #301-0006-03010-4590.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()
* * * * *

Item # 22

Case # 17083

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE TOWN OF HEMPSTEAD DEPARTMENT OF WATER TO EXECUTE A SOFTWARE SUPPORT AND SERVICES CONTRACT WITH EMERSON PROCESS MANAGEMENT POWER & WATER SOLUTIONS, INC. FOR THE DEPARTMENT OF WATER'S SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) AND SECURITY SYSTEM.

WHEREAS, the Town of Hempstead Department of Water is now using a SCADA and Security System designed and implemented by Emerson Process Management Power & Water Solutions, Inc.; and

WHEREAS, this SCADA and Security System monitors and controls the Department's Water System; and

WHEREAS, Emerson Process Management Power & Water Solutions, Inc. in a proposal dated November 23, 2022 has offered to provide Software Support Services for the Department's SCADA and Security System for a yearly charge of \$18,225.30 for the period January 1, 2023 through December 31, 2023; and

WHEREAS, Emerson Process Management Power & Water Solutions, Inc. in their proposal has also agreed to provide Open Enterprise and ControlWave Application/Support Services at a standard time rate of \$187.00 per hour, an overtime rate of \$280.00 per hour and a Sunday & Holiday rate of \$374.00 per hour. Travel time will be charged additionally at an hourly rate of \$139.00 and mileage at a rate of \$0.625 per mile. Expenses will be charged at cost plus 10%; and

WHEREAS, the Commissioner of the Town of Hempstead Department of Water deems said proposal to be fair and reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Town of Hempstead Department of Water hereby is authorized to execute a Software Support and Services Contract with Emerson Process Management Power & Water Solutions, Inc., 200 Beta Drive, Pittsburgh, PA 15238, dated November 23, 2022, and to make payment of \$18,225.30 for the period January 1, 2023 through December 31, 2023 from Department of Water Account 500-006-8310-4030, Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item #

23

Case #

22356

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING THE PROPOSAL OF H2M ARCHITECTS AND ENGINEERS AS CONSULTING ARCHITECTS AND ENGINEERS FOR POST-CLOSURE GROUNDWATER, SURFACE WATER AND LANDFILL GAS MONITORING SERVICES FOR THE MERRICK AND OCEANSIDE LANDFILL FACILITIES

WHEREAS, H2M currently performs post closure groundwater and surface water monitoring services and landfill gas monitoring at the Department of Sanitation's Oceanside and Merrick facilities; and

WHEREAS, H2M has been performing these services for the Department for at least a decade; and

WHEREAS, H2M is duly qualified to perform said work and has proposed to perform same; and

WHEREAS, H2M has submitted a proposal for post-closure monitoring services for the Oceanside facility for the period January 2023 to December 2023 for a cost of \$40,600.00; and

WHEREAS, H2M has submitted a proposal for post-closure monitoring services for the Merrick facility for the period January 2023 to December 2023 for a cost of \$26,500.00; and

WHEREAS, upon recommendation of the Commissioner, the Town Board deems it to be in the best interest of the Town to accept the two proposals for post-closure monitoring services at the Oceanside and Merrick facilities for the period January 2023 to December 2023 and authorize funding in the total amount of \$67,100.00.

NOW, THEREFORE, BE IT

RESOLVED, that the two proposals for post-closure monitoring services at the Oceanside and Merrick facilities for the period January 2023 to December 2023 are hereby accepted ; and BE IT FURTHER

RESOLVED that funding in the total amount of \$67,100.00 for these two proposals is hereby authorized; and BE IT FURTHER

RESOLVED, that all payments concerning such services are not to exceed sixty seven thousand one hundred (\$67,100.00) for this resolution and said payments are to be made and paid out of Refuse Disposal Engineers & Architects Account #301-0006-03010-4157.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 24

Case # 26420

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND AFFIRMING THE PRIOR EXECUTION OF A "CLIENT AUTHORIZATION" WITH VHB ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTURE AND GEOLOGY P.C. ("VHB")

WHEREAS, the Department of Parks and Recreation ("Department") has been tasked with facilitating the removal of certain dunes located on the Town's Atlantic Beach property (the "Atlantic Beach Dune Removal Project"); and

WHEREAS, pursuant to resolution No. 1064-1022 duly adopted September 20, 2022, this Town Board ratified and affirmed the Department's prior execution of an initial "Client Authorization" form authorizing VHB to assist it in the preparation of required permit applications, facilitating the communication between the Department and relevant regulatory agencies and preparing analyses related to the Atlantic Beach Dune Removal Project, with an initial consulting budget of \$13,000.00; and

WHEREAS, in the course of the ongoing permitting process, the New York State Department of Environmental Conservation ("DEC") recently and unexpectedly requested the Town to submit an additional engineering plan detailing the spreading of the subject sand dune piles to other areas of the Town's Atlantic Beach property, which has necessitated the Department authorizing VHB to prepare the DEC required plans at an additional charge to the Town by VHB not to exceed \$3,500.00; and

WHEREAS, the Commissioner of the Department ("Commissioner") hereby respectfully requests that this Town Board: (i) ratify and affirm the Commissioner's prior execution of an Atlantic Beach Dune Removal Project related third "Client Authorization" form enabling VHB to generate the aforementioned DEC requested engineering plan; and (ii) authorize the Town Comptroller to make related payments to VHB in amounts not to exceed \$3,500.00; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to ratify and affirm the Commissioner's prior execution of the aforementioned third VHB "Client Authorization" form and to authorize the Town Comptroller to make payments not exceeding \$3,500.00 in connection therewith.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner's prior execution of the above referenced third VHB "Client Authorization" form be and hereby is ratified and affirmed"; and

BE IT FURTHER

RESOLVED, that the Town Comptroller, be and hereby is authorized to make payments to VHB from time-to-time in conjunction with the Atlantic Beach Dune Removal Project pursuant to the aforementioned third VHB Client Authorization form in a total amount not exceeding \$3,500.00 and to charge said fees to Parks & Recreation Atlantic Beach Park District Capital Outlay Account #402-0007-04020-3010.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 25

Case # 28537

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE RENTING BY THE TOWN OF HEMPSTEAD OF CERTAIN PARTS OF PREMISES LOCATED AT 233 WOODLAWN ROAD, IN WEST HEMPSTEAD FROM THE CATHEDRAL POST 1087 AMERICAN LEGION, IN WEST HEMPSTEAD NEW YORK FOR USE BY THE WEST HEMPSTEAD SENIOR CITIZENS CLUB.

WHEREAS, Chapter 679 of the 1972 Laws of the State of New York, amending Article 19-J of the Executive Law, Office for the Aging, permits municipalities to establish a recreation program for the elderly; and

WHEREAS, this Town Board deems it to be in the public interest to rent premises in West Hempstead area of the Town Of Hempstead to be used for recreational purposes by the West Hempstead Senior Citizens Club; and

WHEREAS, Cathedral Post 1087 American Legion, has agreed to rent to the Town of Hempstead certain parts of the premises located at 233 Woodlawn Road, West Hempstead, NY, to be used for recreational purposes by the West Hempstead Senior Citizens Club, on Thursdays and Fridays during the months of January, February, March, April, May, June, September, October, November and December at the rate of \$320.00 (Three Hundred Twenty Dollars) per month, when the facility is used, during the period January 1, 2023 through December 31, 2023.

WHEREAS, this Town Board deems the rent for the use of said premises to be fair and reasonable;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she hereby is authorized and directed to enter into an agreement in writing with Cathedral Post 1087 American Legion for certain parts of the premises located at 233 Woodlawn Road, West Hempstead, NY, to be used for recreational purposes by the West Hempstead Senior Citizens Club on Thursdays and Fridays during the months of January, February, March, April, May, June, September, October, November and December at the rate of \$320.00 (Three Hundred Twenty Dollars) per month, when the facility is used, during the period January 1, 2023 through December 31, 2023.

BE IT FURTHER

RESOLVED, that payment not to exceed \$3,200.00 (Three Thousand Two Hundred Dollars) for the period including January 1, 2023 through December 31, 2023 shall be made monthly in arrears when facility is used and upon presentation of valid claim form. Such funds to be paid from the Department of Senior Enrichment Code No. 010-0004-67720-4120, Rents & Space Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: Item # 26

NOES: Case # 26131

Case No:

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A
DONATION IN THE AMOUNT OF \$7,680.24
FROM COLUMBIA PICTURES INDUSTRIES, INC.

WHEREAS, Columbia Pictures Industries, Inc., with offices at 70-60 83rd Street, Glendale, New York 11385 ("Columbia") recently sought and received permission from the Department of Conservation and Waterways (the "Department") to provide technical staff for the purpose of monitoring threatened and endangered species and coastal erosion hazard area regulations for a film shoot project (the "Services"); and

WHEREAS, Columbia agreed to reimburse the Town for the Services in the amount of \$7,680.24 (the "Donation"); and

WHEREAS, the Commissioner of the Department recommends this Board accept the Donation for the Services, and designate the Donation be reserved for equipment and supplies necessary for the Town's threatened and endangered species protection program; and

NOW, THEREFORE, BE IT

RESOLVED, the Donation from Columbia for the Services is accepted, and the Donation shall be reserved for equipment and supplies necessary for the Town's threatened and endangered species program; and be it further

RESOLVED, the Town Comptroller shall deposit the Donation into the Gifts and Donation Account Code 010-006-8730-2705.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

27

Case #

21943

Page 1 of 1

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER 904-2009 TO RETAIN THE SERVICES OF JEFF WILSON TO PERFORM FREELANCE PHOTOGRAPHY WORK FOR THE DEPARTMENT OF GENERAL SERVICES, PHOTO DEPARTMENT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, this Town Board did adopt Resolution Number 904-2009 retaining the services of Jeff Wilson, a freelance photographer, to work for the Department of General Services, Photo Department, Town of Hempstead, Nassau County, New York; and

WHEREAS, it has become necessary to amend Town Board Resolution 904-2009 for payments made to Jeff Wilson; and

WHEREAS, the fee for the afore mentioned shall be amended as follows:

\$75.00 per shoot up to one hour (same location). Over one hour, additional fee of the portion of hour at \$75.00 per hour rate; and

NOW, THEREFORE, BE IT

RESOLVED, that Resolution Number 904-2009 be amended as stated above and all other aspects remain in full force and effect with payments for the above to be made from Department of General Services Account Number 010-0001-14900-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

28

Case #

21536

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER 902-2009
TO RETAIN THE SERVICES OF CHUCK MARCY PHOTOGRAPHY
TO PERFORM FREELANCE PHOTOGRAPHY WORK FOR THE
DEPARTMENT OF GENERAL SERVICES, PHOTO DEPARTMENT,
TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, this Town Board did adopt Resolution Number 902-2009 retaining the services of Chuck Marcy Photography, a freelance photographer, to work for the Department of General Services, Photo Department, Town of Hempstead, Nassau County, New York; and

WHEREAS, it has become necessary to amend Town Board Resolution 902-2009 for payments made to Chuck Marcy Photography; and

WHEREAS, the fee for the afore mentioned shall be amended as follows:

\$75.00 per shoot up to one hour (same location). Over one hour, additional fee of the portion of hour at \$75.00 per hour rate; and

NOW, THEREFORE, BE IT

RESOLVED, that Resolution Number 902-2009 be amended as stated above and all other aspects remain in full force and effect with payments for the above to be made from Department of General Services Account Number 010-0001-14900-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 29

Case # 21536

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER 1299-2016
TO RETAIN THE SERVICES OF DONOVAN BERTHOUD TO
PERFORM FREELANCE PHOTOGRAPHY WORK FOR THE
DEPARTMENT OF GENERAL SERVICES, PHOTO DEPARTMENT,
TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, this Town Board did adopt Resolution Number 1299-2016 retaining the services of Donovan Berthoud, a freelance photographer, to work for the Department of General Services, Photo Department, Town of Hempstead, Nassau County, New York; and

WHEREAS, it has become necessary to amend Town Board Resolution 1299-2016 for payments made to Donovan Berthoud; and

WHEREAS, the fee for the afore mentioned shall be amended as follows:

\$75.00 per shoot up to one hour (same location). Over one hour, additional fee of the portion of hour at \$75.00 per hour rate; and

NOW, THEREFORE, BE IT

RESOLVED, that Resolution Number 1299-2016 be amended as stated above and all other aspects remain in full force and effect with payments for the above to be made from Department of General Services Account Number 010-0001-14900-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 30

Case # 21536

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER 903-2009
TO RETAIN THE SERVICES OF DAWN HERLIHY REILLY
TO PERFORM FREELANCE PHOTOGRAPHY WORK FOR THE
DEPARTMENT OF GENERAL SERVICES, PHOTO DEPARTMENT,
TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, this Town Board did adopt Resolution Number 903-2009 retaining the services of Dawn Herlihy Reilly, a freelance photographer, to work for the Department of General Services, Photo Department, Town of Hempstead, Nassau County, New York; and

WHEREAS, it has become necessary to amend Town Board Resolution 903-2009 for payments made to Dawn Herlihy Reilly; and

WHEREAS, the fee for the afore mentioned shall be amended as follows:

\$75.00 per shoot up to one hour (same location). Over one hour, additional fee of the portion of hour at \$75.00 per hour rate; and

NOW, THEREFORE, BE IT

RESOLVED, that Resolution Number 903-2009 be amended as stated above and all other aspects remain in full force and effect with payments for the above to be made from Department of General Services Account Number 010-0001-14900-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 31

Case # 21536

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF SENIOR ENRICHMENT TO PURCHASE TICKETS FOR RECREATIONAL SPORTS GAMES AND OTHER ACTIVITIES FOR THE SENIORS OF THE TOWN OF HEMPSTEAD

WHEREAS, Chapter 675 of the laws of 1972 of the State of New York, amending Article 19-J of the Executive Law, Office for the Aging, permits municipalities to establish a recreation program for the elderly; and;

WHEREAS, the Town Board did establish a recreation Program for the elderly in the Town of Hempstead by Resolution 2750-1967, and did by Town Board Resolution continue said recreational program for the elderly during the year 2022.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Hempstead does hereby continue the program for the elderly; and

BE IT FURTHER RESOLVED, that the Commissioner of the Department of Senior Enrichment, is authorized to purchase tickets for sports games or other activities for the use by the seniors of the Town of Hempstead for the period from January 1, 2023 to December 31, 2023; and

BE IT FURTHER RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she is hereby authorized and directed to make payment upon receipt of proper claim vouchers after receipt of tickets, and, payment is to be charged against the Department of Senior Enrichment Code 010-0004-67720-4151 Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 33
13441

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND AFFIRMING THE EXECUTION OF A RENEWAL LEASE AGREEMENT WITH THE ANCHOR PROGRAM FUND, INC.

WHEREAS, the Anchor Program Fund, Inc. ("APF") is an independent non-profit 501 (c) (3) organization that works closely with the Town's widely acclaimed Camp ANCHOR program which provides recreational and other services for special needs children and adults; and

WHEREAS, as a result of its year-round fund-raising activities and grants that it secures, APF has for many years made generous donations which have significantly enhanced the Camp ANCHOR program; and

WHEREAS, in 2017, the Town entered into a 5-year Lease Agreement with APF pursuant to which the Town made an office within Camp ANCHOR's Malone -Mulhall Recreation Center available for use by APF's bookkeeper; and

WHEREAS, said 2017 Lease Agreement expired by its terms during 2022 and the Commissioner of the Parks and Recreation Department ("Commissioner") recently executed a Renewal Lease Agreement with APF on the same terms and conditions as the original 2017 Lease Agreement; and

WHEREAS, the Commissioner respectfully recommends to this Town Board that it ratify and affirm his execution of said Renewal Lease Agreement with APF for a second 5-year term; and

WHEREAS, this Town Board finds that it would be in the Town's best interest to ratify and affirm the aforementioned Renewal Lease Agreement with APF.

NOW, THEREFORE, BE IT

RESOLVED, that the subject Renewal Lease Agreement between the Town and APF be and is hereby ratified and affirmed, including, without limitation, the Commissioner's prior execution thereof.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 34

Case # 16531

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF A SURFING INSTRUCTIONAL PROGRAM AGREEMENT WITH SKUDIN SURF, INC.

WHEREAS, the Town desires to enter into an Agreement with a qualified surfing instruction organization to manage and operate a weekly Surfing Instructional Program for the benefit of children grades K-12, to be held at the Town's Lido Beach facility during the summer months of 2023; and

WHEREAS, Skudin Surf, Inc., with offices at 1 Riverside Blvd., Long Beach, NY 11561, a locally based and widely acclaimed, nationally accredited and experienced surfing instruction company which has operated surfing programs on Long Island for the past sixteen (16) summers, desires to implement, manage and operate the 2023 Town Surfing Instructional Program along with paying the Town an associated fee of \$15,000.00; and

WHEREAS, the Commissioner of the Department of Parks and Recreation ("Commissioner") hereby informs this Town Board that Skudin Surf has, for a number of years, successfully collaborated with the Tommy Brull Foundation and the Town's Camp ANCHOR program to provide surfing activities for the special needs participants of Camp ANCHOR; and

WHEREAS, the Commissioner believes Skudin Surf to be a highly qualified and reputable surfing instruction company and furthermore, based on the Parks Department's extremely positive experience with Skudin Surf in connection with the aforementioned Camp ANCHOR surfing program, hereby respectfully seeks the requisite authority from this Town Board to execute a Surfing Instructional Program Agreement with Skudin Surf for the 2023 summer season with the possibility of up to four (4) one (1) year extensions thereof; and

WHEREAS, this Town Board finds that it is in the best interest of the Town to enter into the subject Surfing Instructional Program Agreement.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Parks and Recreation be and hereby is duly authorized to execute the aforementioned Surfing Instructional Program Agreement.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 35

no # 16531

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO.427-2022 TO AUTHORIZE THE ACCEPTANCE OF AN ADDITIONAL SPONSORSHIP FEE IN SUPPORT OF THE TOWN'S 2022 SUMMER CONCERT SERIES

WHEREAS, this Town Board duly adopted Resolution No. 427-2022 on March 22, 2022, which authorized the Town's acceptance of certain specified corporate sponsorship fees to assist in subsidizing the funding the Town's 2022 Summer Concert Series; and

WHEREAS, Fidelis Care ("Fidelis"), a long time summer concert series sponsor made due inquiry with the Department of Parks and Recreation ("Department") about becoming a corporate sponsor of the 2022 Summer Concert Series in or about June of 2022; and

WHEREAS, Fidelis executed a Department sponsorship commitment package for the aforementioned 2022 Summer Concert Series on June 20, 2022, in the amount of \$2,500.00, but did not tender its related Sponsorship Fee Check (#0000103741) from its parent company, Centene Management Company, LLC ("Centene") until on or about January 03, 2023, as result of delays attributable to incorporating the Town into Centene's relevant computer database as an approved vendor; and

WHEREAS, in view of the foregoing, the Commissioner of the Department hereby respectfully recommends to this Town Board that Resolution No. 427-2022 be amended for the limited purpose of adding Fidelis as corporate sponsor of the 2022 Summer Concert Series and authorizing the acceptance of its recently tendered \$2,500.00 Sponsorship Fee Check; and

WHEREAS, this Town Board hereby finds that it would be in the Town's best interest to amend Resolution No. 427-2022 for the limited purpose of including Fidelis as corporate sponsor of the 2022 Summer Concert Series and in connection therewith, authorizing the Town's acceptance of the aforementioned Fidelis \$2,500.00 Sponsorship Fee.

NOW, THEREFORE, BE IT

RESOLVED, that Resolution No. 427-2022 be and hereby is amended for the limited purpose of adding Fidelis as a corporate sponsor of the 2022 Summer Concert Series and authorizing the acceptance of its \$2,500.00 Sponsorship Fee in conjunction therewith and that for all other purposes, Resolution No. 427-2022 shall remain otherwise unchanged and in full force and effect; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to allocate said Fidelis Sponsorship Fee to Parks and Recreation Account number 400-007-7110-2705.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 36

Case # 29910

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION AMENDING TBR #220-2022 IN SO FAR AS TO
AUTHORIZE ADDITIONAL OFFICE 365 LICENSING BY DELL,
INC. UNDER A NEW YORK STATE PIGGYBACK CONTRACT.**

WHEREAS, the Town of Hempstead has a three (3) year agreement with Dell, Inc., One Dell Way, Round Rock, TX 78682 ("Dell") under TBR # 220-2022 adopted February 15, 2022 for Office 365 licensing (the "Original Agreement"); and

WHEREAS, the Commissioner of the Town's Department of Information & Technology (the "Department") advised this Board that additional Office 365 licensing (the "Additional Services") is required to be in compliance with Microsoft, the owner of Office 365; and

WHEREAS, pursuant to the Town of Hempstead Procurement Policy and Procedures, Commissioner recommends this Board authorize an amendment to the Original Agreement in so far as to authorize the Additional Services by Dell pursuant to New York State Contract PS68202's piggyback provision;

NOW, THEREFORE, BE IT

RESOLVED, the Original Agreement with Dell as authorized by TBR #220-2022 is amended in so far as to authorize the Additional Services pursuant to New York State Contract PS68202's piggyback provision, and the Commissioner of the Department is authorized to execute an amendment to the Original Agreement, and any documents necessary, to effectuate the Additional Services by Dell; and be it further,

RESOLVED, the Comptroller is authorized and directed to make three (3) yearly payments from account 010-001-16800-4151 in an amount not to exceed three hundred and twenty thousand dollars (\$320,000.00).

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

37

Case #

14301

CASE NO.

RESOLUTION NO.

Adopted:

adoption: Councilmember move the following resolution's

RESOLUTION DECLARING CERTAIN EQUIPMENT IN THE
DEPARTMENT OF INFORMATION AND TECHNOLOGY OBSOLETE
AND AUTHORIZING DISPOSAL THEREOF.

WHEREAS, the Commissioner of Information and Technology (the
"Commissioner") advised this Board that certain equipment used by the Department and
listed on the attached Schedule A (the "Equipment") are no longer serviceable for their
original purposes, obsolete, and of little value due to the removal of hard drives and
degaussing for security reasons, and recommends this Board declare the Equipment
obsolete and authorize their disposal;

NOW, THEREFORE, BE IT

RESOLVED, the Equipment is declared obsolete in its primary function,
and the Commissioner is authorized to dispose of the Equipment.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

38

Case #

14301

CASE NO.

RESOLUTION NO.

Adopted:

Council Member
and moved its adoption as follows:

offered the following resolution

RESOLUTION AUTHORIZING ADDITIONAL FUNCTIONALITY
OF CASHIERING SOFTWARE AND PAYMENT POSTING
SUBSCRIPTION SERVICE WITH RP SOLUTIONS, INC.
CURRENTLY IN USE IN THE OFFICE OF THE RECEIVER OF
TAXES

WHEREAS, the Town of Hempstead Receiver of Taxes, under Town Board Resolution No. 748-2020 entered into a software subscription and maintenance contract with RPSolutions, Inc. located at 99 Eastlake Road, Ithaca, New York, 14850, for an upgrade to its proprietary software solution related to the processing of tax payments; and

WHEREAS, said Town Board Resolution 748-2020 was renewed under Town Board Resolution 1421-2021 and amended under Town Board Resolution 55-2022; and

WHEREAS, additional functionality and programing is needed to allow for electronic deposits of cashier window transactions as well as tax payment transactions at satellite locations which will provide for more secure deposits without the need for a courier to an official town depository of tax office funds; and

WHEREAS, the cost for the additional functionality and programing is \$828.00; and

WHEREAS, RP Solutions, Inc. is the sole source provider for the support, service, software upgrades and expansion of the existing TPS Payment Processing Solution; now therefore, be it

RESOLVED, that cost of \$828.00 is approved and shall be charged to the Receiver of Taxes fees and services account no. 010-001-1330-4151; and be it further

RESOLVED, in all other respects Resolutions No. 748-2020, 1421-2021 and 55-2022 shall remain in full force and effect.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 39

Case # 2964

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, 2023 and ending on December 31, 2023 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 #

211

Case #

6473

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

**RESOLUTION AUTHORIZING A RENEWAL
OF A PUBLIC INFORMATION SERVICES
AGREEMENT WITH ZE CREATIVE
COMMUNICATIONS**

WHEREAS, this Board authorized an agreement (the "Agreement") for public information services ("the Services") with ZE Creative Communications, 5 Bond Street, Great Neck, New York 11021 ("ZE") which expired on December 21, 2022 under TBR #956-2022; and

WHEREAS, the Director of Communications recommends this Board authorize a renewal of the Agreement with ZE until December 21, 2023 (the "Renewal"); and

NOW, THEREFORE, BE IT

RESOLVED, the Renewal to the Agreement for the Services with ZE is authorized, and the Director of Communications is authorized to execute any documents necessary to effectuate the Renewal; and be it further,

RESOLVED, payment for costs and fees associated with the Agreement is authorized from account number 010-0012-90000-4790.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

42

Page 1 of 1

Doc #

6473

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE REIMBURSEMENT OF NECESSARY EXPENSES FOR THE 2022 KWANZAA CELEBRATION.

WHEREAS, each year members of the Community make donations to provide funding for the annual Kwanzaa Celebration at Town Hall. In order to provide food and necessities for the celebration, costs were incurred totaling \$ 945.03. The following are to be reimbursed and paid from the Trust and Agency Account for Kwanzaa donations:

Wings & Things	\$ 63.44
Teresa Adams	22.98
Terri Banks	91.85
Olita Wingate	55.98
D. Shelley Brazley	710.78
Total	\$ 945.03

NOW, THEREFORE, BE IT

RESOLVED, the Comptroller is authorized and directed to utilize available funding in the Trust and Agency Kwanzaa Account to pay for the necessary expenses for the Kwanzaa Celebration.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

43

Case #

6473

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE RATIFICATION AND AFFIRMATION OF TWO AGREEMENTS FOR THE RENTAL OF A 12'x 60' OFFICE TRAILER AND A 8'x 24' OFFICE TRAILER WITH CASSONE LEASING INC.

WHEREAS, the Town of Hempstead's Lido Golf Course is currently undergoing certain renovations; and

WHEREAS, due to the renovations at Lido Golf Course, the Lido Golf Course administrative staff and the Lido Golf Pro Shop need temporary office space; and

WHEREAS, Cassone Leasing Inc. ("Cassone"), with offices at 1900 Lakeland Ave, Ronkonkoma, NY 11779, is in the business of supplying office and storage containers for commercial use; and

WHEREAS, to address this need for temporary office space at Lido Golf Course, the Department of Parks & Recreation ("Department") contacted several office trailer leasing companies and requested quotes; however, the only such leasing company to respond was Cassone; and

WHEREAS, the Department subsequently retained the services of Cassone to supply the following two sized office trailers, each for an initial term of twelve (12) months: (i) a 12' x 60' office trailer to accommodate the Lido Golf Course Administrative Staff, at the cost of \$550.00 per month, plus certain additional charges for delivery, pick up and installation totaling \$3,128.00, and (ii) a 8'x24' office trailer to accommodate the Lido Golf Course Pro Shop, at a cost of \$235.00 per month plus certain additional charges for delivery, pick up and installation totaling \$1,288.00; and

WHEREAS, the Commissioner of the Department hereby confirms that Cassone has satisfactorily worked with the Town previously supplying office trailers for recent Summer Concerts, and additionally respectfully recommends that this Town Board ratify and affirm the previously executed Rental Agreements with Cassone; and

WHEREAS, this Town Board finds that it would be in the Town's best interest to ratify and affirm the aforementioned office trailer Rental Agreements with Cassone in order to provide temporary office space for Lido Golf Course staff and the Lido Golf Course Pro Shop while the aforementioned renovations are being made.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby ratifies and affirms each of the aforementioned previously executed Rental Agreements with Cassone Leasing dated January 17, 2023, pursuant to which Cassone will provide office trailer rental equipment at the Town's Lido Golf Course during the ongoing renovations at Lido Golf Course; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and hereby is authorized to make payments under the aforementioned Rental Agreements with Cassone Leasing Inc., from Parks and Recreation Account number #400-007-7110-4130.

The foregoing Resolution was adopted upon roll call as follows:

AYES:

Item #

44

NOES:

Case #

19741

Case No.

Resolution No.

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION AUTHORIZING A LICENSE AGREEMENT FOR THE OPERATION OF THE GUY LOMBARDO MARINA, FREEPORT, NEW YORK

WHEREAS, the Town owns and operates the Guy Lombardo Marina located at 898 Guy Lombardo Avenue, Freeport, New York (the "Marina") which location is adjacent to the boundaries of the Incorporated Village of Freeport (the "Village"); and

WHEREAS, the Village requests a license agreement (the "License Agreement") by which the Village can operate the Marina, make certain capital improvements to the Marina, and be responsible for all Marina operating expenses, repairs and ongoing maintenance costs, in exchange for retaining the Marina's revenues; and

WHEREAS, the Town requires the Village to continue allowing all Town residents the same access to the Marina during the Village's operation of the Marina, and the License Agreement be wholly revocable by the Town, and the Village agrees to both as set forth in the License Agreement; and

WHEREAS, the Commissioner of Conservation and Waterways, after review with the Town Attorney, recommends this Board authorize the License Agreement with Village;

NOW, THEREFORE, BE IT

RESOLVED, the License Agreement is authorized, and the Commissioner of Conservation and Waterways is authorized to execute the License Agreement and any other documents necessary to effectuate the License Agreement.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 45
Case # 30852 Page 1 of 1

CASE NO.

RESOLUTION NO.

Adopted:

Councilmember
resolution's adoption:

moved the following

RESOLUTION AUTHORIZING THE LEGAL SERVICES
OF STEVEN M. LESTER FOR THE TOWN BOARD
COUNCILMANIC DISTRICT- MINORITY.

WHEREAS, it is necessary to retain counsel for legal services, consultation and advice to the Town Board Councilmanic District - Minority for the period of January 1, 2023 until December 31, 2023 (the "Services"); and

WHEREAS, Steven M. Lester is qualified to provide the Services as outlined in the attached Consulting Agreement; and

NOW, THEREFORE, BE IT

RESOLVED, the Consulting Agreement for the Services with Steven M. Lester is authorized, and the Town Attorney is authorized to execute the Consulting Agreement and any other documents necessary to effectuate the Services; and be it further,

RESOLVED, payment for the Services shall be paid from Town Board Councilmatic Minority District Account #010-0001-10170-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

4/6

Case #

Page 1 of 4

26174

TOWN OF HEMPSTEAD

By _____
Town Attorney

STEVEN M. LESTER

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

On this day of , 2023, before me personally came JOHN MACCARONE, to me known, who being duly sworn did depose and say that he is the Town Attorney of the Town of Hempstead, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said corporation; and that he signed his name hereto by like order.

Notary Public

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

On this day of , 2023, before me personally appeared STEVEN LESTER, to me known, and know to me to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same.

Notary Public

Case No.

Resolution No.

Adopted:

Councilmember

moved following resolution's adoption:

**RESOLUTION AMENDING RESOLUTIONS
##791-2019, 417-2021, & 73-2022 TO AUTHORIZE
AMENDMENT #3 TO A SUBCONTRACT
AGREEMENT WITH HOFSTRA UNIVERSITY TO
PROVIDE RESEARCH SERVICES RELATED TO A
LONG ISLAND REGIONAL PLANNING COUNCIL
GRANT FOR A PROJECT TO CONTINUE BAY
STUDY MONITORING OF HEMPSTEAD BAY**

WHEREAS, the Long Island Regional Planning Council ("LIRPC") authorized an extension of its consulting service agreement with Hofstra University ("Hofstra") for the continuation of Bay Study Monitoring within Hempstead Bay until 9/30/2023; and

WHEREAS, LIRPC confirmed to Hofstra their intention to continue funding the Hempstead Bay Water Quality Monitoring Program in future years; and

WHEREAS, this Board authorized a Subcontract Agreement (the "Agreement") between Hofstra and the Town for sample collection and analysis to continue the Hempstead Bay Study program covering the period from February 15, 2019 through September 30, 2022 under TBR #791-2019, as well as Amendment #1 to the Agreement by TBR #417-2021, and Amendment #2 to the Agreement by TBR #73-2022; and

WHEREAS, Hofstra proposed Amendment #3 to the Agreement, to wit: the new target for collection of water samples would be a minimum of 39 locations instead of 26, chosen in consultation with Hofstra PI (Steve Raciti), and sampling occurring monthly from October 1, 2022 to September 30, 2023 (Article 1 and Exhibit A of Amendment #3); the period of performance would be 2/15/19 through 9/30/23 (Article II of Amendment #3); and Hofstra's reimbursement for the Town's actual costs would not exceed \$76,972 (Article III of Amendment #3); and

WHEREAS, the Commissioner of Conservation and Waterways (the "Commissioner") finds Amendment #3 to the Agreement necessary for the management of the Town wetlands, and recommends this Board approve same;

NOW, THEREFORE, BE IT

RESOLVED, Amendment #3 to the Agreement between Hofstra and the Town is authorized and approved; and be it further,

RESOLVED, the Commissioner of Conservation and Waterways is authorized to execute Amendment #3 and any other documents necessary to effectuate Amendment #3; and be it further,

RESOLVED, TBR ##791-2019, 417-2021 & 73-2022 are amended only as provided herein.

The foregoing resolution was seconded by Councilmember

and adopted upon roll call as follows:

AYES:

NOES:

Item # 49

Case # 28476

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION AMENDING RESOLUTION NUMBER 1428-2021
AUTHORIZING THE EMPLOYMENT OF WALDEN
ENVIRONMENTAL ENGINEERING, PLLC AS CONSULTING
ARCHITECTS AND ENGINEERS.

WHEREAS, this Town Board did adopt Resolution Number 1428-2021 which authorized the employment of Walden Environmental Engineering, PLLC having its principal offices located at 16 Spring Street, Oyster Bay, New York 11771 as consulting engineers in matters relating to surveying, mapping services, inspections, architectural and design work for multiple locations, as well as a variety of other related engineering topics and this necessitates an increase in the sum authorized to be expended; and

WHEREAS, the employment of Walden Environmental Engineering, PLLC is pursuant to an agreement with the Town of Hempstead which is continuing and has not expired; and

WHEREAS, Walden Environmental Engineering, PLLC is duly qualified to perform said work and has proposed to perform same; and

WHEREAS, it appears to be in the public interest to provide for the further engineering services and representation of all matters handled by Walden Environmental Engineering, PLLC and to authorize adequate funding to pay for such services;

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is authorized to make all payments concerning such services which are not to exceed One Hundred Twenty Five Thousand Dollars (\$125,000.00) for this resolution and Seven Hundred Twenty Five Thousand Dollars (\$725,000.00) in total, and said payments to be paid from Capital Projects.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 48

Case # 25232

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO THE AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND THE COUNTY OF NASSAU FOR MONITORING PIPING PLOVER NESTING AREAS AT NICKERSON BEACH PARK, LIDO BEACH, NY.

WHEREAS, Eugene Nickerson Beach Park ("Nickerson") in Lido Beach, New York is owned and operated by the County of Nassau (the "County"); and

WHEREAS, this Board authorized a Municipal Cooperation Agreement (the "Agreement") under TBR #448-2017 with the County whereby the County paid for the Town's monitoring of piping plover nesting areas at Nickerson (the "Services") because the Town's Department of Conservation and Waterways (the "Department") has trained and experienced staff for those Services, and subsequently authorized Amendment No. 1 to the Agreement under TBR #1082-2022 which, *inter alia*, extended the Agreement for the Services to December 31, 2022; and

WHEREAS, the County requests "Amendment No. 2" to the Agreement which will, *inter alia*, extend the Agreement to December 31, 2023; and

WHEREAS, the Commissioner of the Department of Conservation & Waterways recommends this Board authorize "Amendment No. 2";

NOW, THEREFORE, BE IT

RESOLVED, Amendment No. 2 to the Agreement with the County for the Services is authorized and approved, and the Commissioner is authorized to execute the Amendment and any other documents necessary to effect Amendment No. 2.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

Item # 49
Case # 23476 Page 1 of 1

AMENDMENT NO. 2 TO AGREEMENT BETWEEN THE COUNTY OF NASSAU, NEW YORK AND THE TOWN OF HEMPSTEAD, NEW YORK IN RELATION TO INTERMUNICIPAL COOPERATION

THIS AMENDMENT, dated as of the date this amendment is executed by the County Executive (together with the schedules, appendices, attachments and exhibits, if any, this "Amendment"), is entered into by and between (i) Nassau County, a municipal corporation having its principal office at One West Street, Mineola, New York 11501 (the "County"), acting on behalf of the Nassau County Department of Parks, Recreation and Museums, having its principal office at Administration Building, Eisenhower Park, East Meadow, New York 11554 (the "Department"), and Town of Hempstead, a municipal corporation having offices at 1401 Lido Blvd., Pt. Lookout, NY 11569.

WITNESSETH:

WHEREAS, pursuant to County Agreement between the County and Town of Hempstead, executed on behalf of the County on July 20, 2017, (the "Original Agreement"), Town of Hempstead performs certain activities for the County in connection with real estate maintenance services for the County in respect to habitat management of the piping plover.

WHEREAS, the Original Agreement provided for a term commencing on January 1, 2015 (the "Commencement Date") and shall terminate upon the (7) year anniversary of the Commencement Date with the County authorized to renew the Original Agreement under the same terms and conditions for two additional one year period in the County's sole discretion; and

WHEREAS, the parties desire to exercise the last one year renewal option;

NOW, THEREFORE, in consideration of the premises and mutual covenants contained in this Agreement, the parties agree as follows:

1. Defined Terms. All capitalized terms used herein but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Agreement.

2. Term. The Term is hereby renewed for one (1) year period from 1/1/2023 to 12/31/2023. Payment Term is hereby amended as follows:

Amount of Consideration. The amount to be paid to the Town as full consideration for the Town's services under this Agreement shall be Twelve Thousand Dollars (\$12,000.00) for the year 2023. The fees shall be paid as follows: fifty percent of the fee shall be paid by June 1st and the remaining fifty percent shall be paid at the conclusion of the services.

3. Compliance With Laws. Section 7 of the Original Agreement is hereby amended by adding the following subsections:

(d) Prohibition of Gifts. In accordance with County Executive Order 2-2018, the Contractor shall not offer, give, or agree to give anything of value to any

County employee, agent, consultant, construction manager, or other person or firm representing the County (a "County Representative"), including members of a County Representative's immediate family, in connection with the performance by such County Representative of duties involving transactions with the Contractor on behalf of the County, whether such duties are related to this Agreement or any other County contract or matter. As used herein, "anything of value" shall include, but not be limited to, meals, holiday gifts, holiday baskets, gift cards, tickets to golf outings, tickets to sporting events, currency of any kind, or any other gifts, gratuities, favorable opportunities or preferences. For purposes of this subsection, an immediate family member shall include a spouse, child, parent, or sibling. The Contractor shall include the provisions of this subsection in each subcontract entered into under this Agreement.

(e) Disclosure of Conflicts of Interest. In accordance with County Executive Order 2-2018, the Contractor has disclosed as part of its response to the County's Business History Form, or other disclosure form(s), any and all instances where the Contractor employs any spouse, child, or parent of a County employee of the agency or department that contracted or procured the goods and/or services described under this Agreement. The Contractor shall have a continuing obligation, as circumstances arise, to update this disclosure throughout the term of this Agreement.

(f) Vendor Code of Ethics. By executing this Agreement, the Licensee hereby certifies and covenants that:

- (i) The Licensee has been provided a copy of the Nassau County Vendor Code of Ethics issued on June 5, 2019, as may be amended from time to time (the "Vendor Code of Ethics"), and will comply with all of its provisions;
- (ii) All of the Licensee's Participating Employees, as such term is defined in the Vendor Code of Ethics (the "Participating Employees"), have been provided a copy of the Vendor Code of Ethics prior to their participation in the underlying procurement;
- (iii) All Participating Employees have completed the acknowledgment required by the Vendor Code of Ethics;
- (iv) The Licensee will retain all of the signed Participating Employee acknowledgements for the period it is required to retain other records pertinent to performance under this Agreement;
- (v) The Licensee will continue to distribute the Vendor Code of Ethics, obtain signed Participating Employee acknowledgments as new Participating Employees are added or changed during the term of this Agreement, and retain such signed acknowledgments for the period the Licensee is required to retain other records pertinent to performance under this Agreement; and

- (vi) The Licensee has obtained the certifications required by the Vendor Code of Ethics from any subcontractors or other lower tier participants who have participated in procurements for work performed under this Agreement.

4. Except as expressly amended hereby, the Agreement and the Stipulation, and all rights and obligations of the County and Licensee thereunder, shall remain in full force and effect. This Amendment shall not, except as expressly provided herein, constitute a waiver, amendment or modification of, or consent under, any other term or condition in the Stipulation or the Agreement, and the parties hereto expressly reaffirm all of their respective obligations under the Stipulation and the Agreement, as amended hereby.

5. This Amendment shall be governed by the laws of the State of New York (regardless of the laws that might otherwise govern under applicable principles of conflicts of law) as to all matters, including, but not limited to, matters of validity, construction, effect, performance and remedies.

6. This Amendment may be executed in counterparts, each of which shall be deemed an original, but both of which together shall constitute one and the same instrument.

{REMAINDER OF PAGE INTENTIONALLY LEFT BLANK}

IN WITNESS WHEREOF, the Contractor and the County have executed this Agreement as of the date first above written.

TOWN OF HEMPSTEAD

By: _____
Name:
Title: Commissioner
Date: _____

COUNTY OF NASSAU

By: _____
Name:
Title: Deputy County Executive
Date: _____

PLEASE EXECUTE IN BLUE INK

ADOPTED:

Councilmember moved the following resolution's adoption

RESOLUTION AUTHORIZING REIMBURSEMENT OF NECESSARY AND REASONABLE TRAVEL AND MEALS EXPENSES FOR DOOR EMPLOYEES AND CONTRACTED STAFF TO ATTEND THE 2023 YOUTH PRACTITIONERS' FORUM.

WHEREAS, the Town of Hempstead Department of Occupational Resources ("DOOR") recommends its employee, Elizabeth Ajasin (the "Employee"), and contracted staff Myesha Arvon, Maria Lombardi, and Nene Alameda (the "Contracted Staff"), attend the 2023 Youth Practitioners' Forum (the "Forum") from March 14, 2023 through March 16, 2023 at the Holiday Inn located at 232 Broadway, Saratoga Springs, NY 12866 and hosted by the New York Association for Training and Employment Professionals ("NYATEP"); and

WHEREAS, DOOR recommends this Board authorize reimbursing the Employee's and Contracted Staff's reasonable and necessary travel expenses, including gas mileage, for a total amount not to exceed \$1,400.00, and reimbursing the Employee's and Contracted Staff's meals for a total amount not to exceed \$225.00, for attending NYATEP's Forum (the "Reimbursements");

NOW, THEREFORE, BE IT

RESOLVED, the Reimbursements for the Employee and Contracted Staff to attend the NYATEP Forum are authorized upon production of proper invoices or receipts, and such Reimbursements shall be charged against the DOOR Expenses Account No. #608-0004-06080-8400-000608.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

CASE NO.

RESOLUTION NO.

ADOPTED:

Councilmember moved the following resolution's adoption:

RESOLUTION AUTHORIZING A RENEWAL OF A SERVICE MAINTENANCE AGREEMENT WITH S3 LLC TO MAINTAIN A XEROX COLOR COPY MACHINE MODEL XC-C70

WHEREAS, this Board authorized a service maintenance agreement (the "Original Agreement") with S3 LLC, 516 Cherry Lane, Floral Park, New York ("S3") under TBR #420-2022 for a Xerox Color Copy Machine Model XC-C70 serial #E2B666690 (the "Machine") used in the Department of Buildings pursuant to New York State Contract #PT66616's 'piggyback' provision; and

WHEREAS, the Acting Commissioner of the Department recommends this Board authorize a renewal to the Original Agreement with S3 to service, repair and maintain the Machine, including all necessary parts, supplies and labor at a monthly charge of \$460.50 (Four Hundred Sixty Dollars and 50/100) which is invoiced on a quarterly basis for a total of \$5,526.00 (Five Thousand Five Hundred Twenty Six Dollars) effective 1/1/23 -12/31/23, pursuant to the same New York State Contract #PT66616's 'piggyback' provision (the "Renewal");

NOW THEREFORE, BE IT

RESOLVED, the Renewal to the Original Agreement with S3 is authorized, and the Acting Commissioner of the Department is authorized to execute an agreement and any other documents necessary to effectuate the Renewal; and be it further

RESOLVED, that payments for said maintenance service contract shall be charged against the maintenance of equipment account #030-002-3620-4030 of the Department of Buildings.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 51
Case # 9740

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO. 822-2022 – RENEWING THE CONTRACT FOR 2021 FURNISHING, PLANTING AND MAINTAINING TREES AND SHRUBS ALONG STREETS, PARKING FIELDS AND OTHER LOCATIONS IN THE UNINCORPORATED AREAS OF THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, PW#11-21

WHEREAS, pursuant to Resolution 822-2022, duly adopted by the Town Board on June 28, 2022, the Town renewed the agreement (the "Original Agreement") with Louis Barbato Landscaping, Inc. for Furnishing, Planting and Maintaining Trees and Shrubs Along Streets, Parking Fields And Other Locations In The Unincorporated Areas Of The Town Of Hempstead, Nassau County, New York, PW#11-21 (the "Project") in the amount of \$53,920.00; and

WHEREAS, an Amendment is necessary to increase the Contract Amount by \$3,600.00 for the replanting of areas impacted by roadway and drainage improvement projects; and

WHEREAS, the Commissioner has recommended that the Town Board amend the Resolution to authorize the Amendment to the Original Agreement; and

WHEREAS, upon the recommendation of the Commissioner, this Board finds it to be in the best interest of the Town to amend the Resolution to authorize the Amendment to the Original Agreement;

NOW THEREFORE, BE IT

RESOLVED, that the amendment be and hereby is authorized; and be it further

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

RESOLVED, the Comptroller be and hereby is authorized and directed to pay the cost of the Amendment, not to exceed \$3,600.00, with payments to be made from the Town Highway Capital Improvement Fund, Account No. 9578-503-9578-5010. The total final contract amount shall not exceed \$57,520.00.

AYES:

NOES:

Item # 52
Case # 7727

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

and moved its adoption as follows:

RESOLUTION ACCEPTING A LICENSE AGREEMENT WITH AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS (ASCAP) TO COMPLY WITH THE COPYRIGHT LAWS COVERING ALL DEPARTMENTS IN THE TOWN OF HEMPSTEAD FOR PLAYING MUSIC TO THE PUBLIC FOR A PERIOD OF ONE YEAR, FROM JANUARY 1, 2023 THROUGH DECEMBER 31, 2023.

WHEREAS, American Society of Composers, Authors and Publishers (ASCAP), P.O. Box 331608-7515, Nashville, TN 37203, has submitted a License Agreement to comply with the Federal Copyright Laws and an accompanying invoice in the amount of Seven Thousand Three Hundred Eighty Four Dollars (\$7,384.00) for the calendar year 2023; said License Agreement is on file in the Office of the Town Clerk in the Town of Hempstead; and

WHEREAS, the said License Agreement with ASCAP is found to be in the public interest and the rate of the aforesaid License Agreement for calendar year 2023 is deemed to be fair and responsible; and,

NOW, THEREFORE, BE IT

RESOLVED, that the proposed License Agreement with ASCAP covering all departments in the Town of Hempstead for calendar year 2023 be accepted; and BE IT FURTHER

RESOLVED, that the Town Comptroller be and is hereby authorized to make payment to ASCAP in the amount of Seven Thousand Three Hundred Eighty Four Dollars (\$7,384.00) for the calendar year 2023 from the General Fund Undistributed Fees & Services Account Number 010-0012-90000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

53

Case #

27265

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved

its adoption:

RESOLUTION GRANTING THE APPLICATION OF LIBERTY BLASTING GROUP LLC, TO USE EXPLOSIVES FOR DESLAGGING BOILERS, CONDUCTED BY NORTH AMERICAN INDUSTRIAL SERVICES, INC. AT COVANTA, 600 MERCHANTS CONCOURSE, WESTBURY, NEW YORK FOR THE TIME PERIOD FEBRUARY 7, 2023-DECEMBER 31, 2023.

WHEREAS, Liberty Blasting Group LLC, of Saratoga Springs, New York, filed an application with the Town Clerk of the Town of Hempstead, to use explosives during the deslagging of the interior boiler at Covanta, conducted by Liberty Blasting Group LLC, Saratoga Springs, NY, held in Westbury, New York, February 7, 2023-December 31, 2023.

WHEREAS the Public Safety Bureau of the Nassau County Police Department has made an inspection to determine compliance with the provisions of the Explosives Ordinance of the Town of Hempstead and has given its approval;

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid application of Liberty Blasting Group LLC be and the same is hereby GRANTED, subject to all the provisions of the Explosives Ordinance of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 54
24402

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved

its adoption:

RESOLUTION GRANTING THE APPLICATION OF NAES NORTHEAST, LLC, TO USE EXPLOSIVES FOR DESLAGGING BOILERS, CONDUCTED BY NORTH AMERICAN INDUSTRIAL SERVICES, INC. AT COVANTA, 600 MERCHANTS CONCOURSE, WESTBURY, NEW YORK FOR THE TIME PERIOD FEBRUARY 7, 2023-DECEMBER 31, 2023.

WHEREAS, NAES Northeast LLC, of Ballston Spa, New York, filed an application with the Town Clerk of the Town of Hempstead, to use explosives during the deslagging of the interior boiler at Covanta, conducted by North American Industrial Services, Ballston Spa, NY, held in Westbury, New York, February 7, 2023-December 31, 2023.

WHEREAS the Public Safety Bureau of the Nassau County Police Department has made an inspection to determine compliance with the provisions of the Explosives Ordinance of the Town of Hempstead and has given its approval;

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid application of NAES Northeast, LLC be and the same is hereby GRANTED, subject to all the provisions of the Explosives Ordinance of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 55

Case # 24402

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved

its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE GRANTING OF THE APPLICATION OF SCOTT HOPKINS TO DISPLAY FIREWORKS CONDUCTED BY CELEBRATION FIREWORKS, INC. HELD AT GUY LOMBARDO MARINA, FREEPORT, NEW YORK ON JANUARY 13, 2023.

WHEREAS, Scott Hopkins of Pennsylvania, filed an application with the Town Clerk of the Town of Hempstead, to display fireworks conducted by Celebration Fireworks, Inc., 7911 Seventh Street, St. Slatington, PA, held in Freeport, New York, on January 13, 2023.

WHEREAS, the Public Safety Bureau of the Nassau County Police Department has made an inspection to determine compliance with the provisions of the Explosives Ordinance of the Town of Hempstead and has given its approval;

NOW, THEREFORE, BE IT

RESOLVED, that the GRANTING of the aforesaid application of The Town of Hempstead be and the same is hereby RATIFIED AND CONFIRMED, subject to all the provisions of the Explosives Ordinance of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

56

Case #

30745

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following and moved for
its adoption:

RESOLUTION GRANTING THE APPLICATION OF BROOKLYN SCHUETZEN CORPS
TO CONDUCTED AN INDOOR FIRING RANGE AT PLATTDUETSCHER PARK, FRANKLIN
SQUARE, NEW YORK, FOR THE PERIOD FEBRUARY 7, 2023-DECEMBER 31, 2023.

WHEREAS, Brooklyn Schuetzen Corps of Franklin Square, New York,
has Filed an application with the Town Clerk of the Town of Hempstead, to conduct an indoor firing
range at Plattduetsche Park, 1332 Hempstead Turnpike, Franklin Square, New York for the period of
February 7, 2023—December 31, 2023

WHEREAS, the Public Safety Bureau of the Nassau County Police Department
has made an inspection to determine compliance with the provisions of the Explosives
Ordinance of the Town of Hempstead and has given its approval;

NOW, THEREFORE, BE IT

RESOLVED, that the application of Brooklyn Schuetzen Corps be,
be and the same is hereby GRANTED, subject to all the provisions of the Explosives Ordinance
of the Town of Hempstead

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 57

Case # 511

Case No.

Resolution No.

Adopted:

Councilmember moved the following resolution's adoption:

**RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE
DECLARATION AND DETERMINATION OF NON-
SIGNIFICANCE IN CONNECTION WITH AN
APPLICATION FOR SITE PLAN APPROVAL FOR A
PARCEL OF LAND LOCATED IN ISLAND PARK,
COUNTY OF NASSAU, STATE OF NEW YORK.**

WHEREAS, the applicant, Kevin Maher, on behalf of Bruce Digiovanni, has submitted to the Town of Hempstead an application for site plan approval for a 1.03 acre parcel of land located at 4200 Industrial Place, Island Park, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow the development of the site with a 40 megawatt/80 megawatt hour Battery Storage Facility which will connect to LIPA's transmission systems to provide electric during peak power demand periods; and

WHEREAS, the applicant has submitted to the Town of Hempstead an Environmental Assessment Form (E.A.F.); and

WHEREAS, said E.A.F. has been reviewed by the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead and his staff and the significance of all environmental considerations, including those enumerated in 6 NYCRR part 617.7c, have been thoroughly evaluated to ascertain whether adverse environmental impacts will result; and

WHEREAS, the proposed action is an Unlisted Action as defined in 6 NYCRR Part 617; and

WHEREAS, upon completion of said review, the Commissioner of Conservation and Waterways has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Town Attorney considers the project to be an Unlisted Action and will not have a significant effect on the environment for the following reasons:

The Proposed Action will not result in any significant physical alterations to the site.

The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area.

The Proposed Action will not have a significant adverse environmental impact on any unique or unusual landforms.

The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.

The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.

The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.

The Proposed Action will not have a significant adverse environmental impact on or alter drainage flow or patterns, or surface water runoff.

The Proposed Action will not have a significant adverse environmental impact on air quality.

Item # 58

Page 1 of 2

Case # 30853

The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.

The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.

The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.

The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric, or paleontological importance.

The Proposed Action will not have a significant adverse environmental impact on the quantity or quality of existing or future open spaces or recreational opportunities.

The Proposed Action will not have any significant adverse environmental impact on existing transportation systems.

The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.

The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.

The Proposed Action will not have a significant adverse environmental impact on the public health and safety.

The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board is "Lead Agency" for the proposed for site plan approval for said parcel of land located in Island Park, New York; and be it further

RESOLVED, that the proposed action is an Unlisted Action pursuant to Part 617.6 and will not have a significant adverse impact on the environment; and be it further

RESOLVED, that the Town Board hereby declares that a Declaration of Non-Significance in connection with the proposed site plan approval is consistent with considerations of public interest; and be it further

RESOLVED, that the S.E.Q.R. process has been satisfied and completed with the completion of the above-mentioned review and duly approved Negative Declaration.

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 APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY KEVIN MAHER ON BEHALF OF BRUCE DIGIOVANNI IN CONNECTION WITH BUILDING APPLICATION # 22-1211 FOR THE DEVELOPMENT OF A BATTERY ENERGY STORAGE SYSTEM; INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE WEST SIDE OF INDUSTRIAL PLACE AND 1,420' NORTH OF SAGAMORE ROAD, ISLAND PARK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Kevin Maher, on behalf of Bruce Digiovanni has submitted an application bearing # 22-1211, for the development of a battery energy storage system; including associated site improvements, located on the West side of Industrial Place and 1,420' North of Sagamore Road, Island Park, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a Site Plan, dated April 18, 2022 and bearing the seal of William Michael Clark, P.E., License # 099144, University of the State of New York, which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305 to be shown; and

WHEREAS, said site plan has been approved as submitted by the Commissioner of the Highway Department, the Town Engineer and the Commissioner of the Department of Buildings; and

WHEREAS, the Town Board, after giving due consideration to those matters required to be considered by them pursuant to the provisions of the aforesaid Section 305, finds it in the public interest that the site shown be developed and improved in accordance with the site plan as submitted subject to the conditions thereon noted;

NOW THEREFORE, BE IT

RESOLVED, that the overall site development plan submitted by Kevin Maher, on behalf of Bruce Digiovanni entitled Site Plan, dated April 18, 2022 and bearing the seal of William Michael Clark, P.E., License # 099144, University of the State of New York, in connection with building application # 22-1211, for the development of a battery energy storage system; including associated site improvements, located on the West side of Industrial Place and 1,420' North of Sagamore Road, Island Park, Town of Hempstead, New York, be and the same is hereby approved.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

Item # 59
Case # 30853

CASE NO.:

RESOLUTION NO.:

Adopted:

Council
moved for its adoption:

offered the following resolution and

RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE DECLARATION
AND DETERMINATION OF NON-SIGNIFICANCE IN CONNECTION
WITH AN APPLICATION FOR SITE PLAN APPROVAL FOR A
PARCEL OF LAND LOCATED IN INWOOD, COUNTY OF NASSAU,
STATE OF NEW YORK.

WHEREAS, the applicant, Center Point Inwood, LLC, has submitted to the Town of Hempstead an application for site plan approval for a 10.4 acre parcel of land located at 65 Rason Road, Inwood, New York; and

WHEREAS, the purpose of the proposed site plan approval is to allow for the redevelopment of a former Sanitary Wastewater Facility with a new 138,245 square foot warehouse building with automobile, van and truck parking. Parking would consist of 124 deck spaces and 54 surface parking area. The site was previously a Nassau County Sewage Treatment Plant; and

WHEREAS, the applicant has submitted to the Town of Hempstead an Environmental Assessment Form (E.A.F.); and

WHEREAS, said E.A.F. has been reviewed by the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead and his staff and the significance of all environmental considerations, including those enumerated in 6NYCRR part 617.7c, have been thoroughly evaluated to ascertain whether adverse environmental impacts will result; and

WHEREAS, the proposed action is an Unlisted Action as defined in 6NYCRR Part 617; and

WHEREAS, upon completion of said review, the Commissioner of Conservation and Waterways has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Commissioner of Conservation and Waterways considers the project to be an Unlisted Action and will not have a significant effect on the environment for the following reasons:

The Proposed Action will not result in any significant physical alterations to the site.

The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area.

The Proposed Action will not have a significant adverse environmental impact on any unique or unusual land forms.

The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.

The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.

The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.

The Proposed Action will not have a significant adverse environmental impact on or alter drainage flow or patterns, or surface water runoff.

mm # 60

re # 30504

The Proposed Action will not have a significant adverse environmental impact on air quality.

The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.

The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.

The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.

The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric or paleontological importance.

The Proposed Action will not have a significant adverse environmental impact on the quantity or quality of existing or future open spaces or recreational opportunities.

The Proposed Action will not have any significant adverse environmental impact on existing transportation systems.

The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.

The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.

The Proposed Action will not have a significant adverse environmental impact on the public health and safety.

The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board is "Lead Agency" for the proposed for site plan approval for said parcel of land located in Inwood, New York; and

BE IT FURTHER

RESOLVED, that the proposed action is an Unlisted Action pursuant to Part 617.6 and will not have a significant adverse impact on the environment; and BE IT FURTHER

RESOLVED, that the Town Board hereby declares that a Declaration of Non-Significance in connection with the proposed site plan approval is consistent with considerations of public interest; and BE IT FURTHER

RESOLVED, that the S.E.Q.R. process has been satisfied and completed with the completion of the above-mentioned review and duly approved Negative Declaration.

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 APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY TIM ZHANG ON BEHALF OF CENTERPOINT INWOOD, LLC IN CONNECTION WITH BUILDING APPLICATION # 22-6677 FOR THE CONSTRUCTION OF A ONE STORY WAREHOUSE BUILDING INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE EAST SIDE OF RASON ROAD AND 463.83' SOUTH-EAST OF JOHNSON ROAD, INWOOD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Tim Zhang, on behalf of Centerpoint Inwood, LLC has submitted an application bearing # 22-6677, for the construction of a one story warehouse building including associated site improvements located on the East side of Rason Road and 463.83' South-East of Johnson Road, Inwood, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a Site Plan, dated May 31, 2022, last revised October 03, 2022 and bearing the seal of Kelly C. Esch, P.E., License # 101772, University of the State of New York, which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305 to be shown; and

WHEREAS, said site plan has been approved as submitted by the Commissioner of the Highway Department, the Town Engineer and the Commissioner of the Department of Buildings; and

WHEREAS, the Town Board, after giving due consideration to those matters required to be considered by them pursuant to the provisions of the aforesaid Section 305, finds it in the public interest that the site shown be developed and improved in accordance with the site plan as submitted subject to the conditions thereon noted;

NOW THEREFORE, BE IT

RESOLVED, that the overall site development plan submitted by Tim Zhang on behalf of Centerpoint Inwood, LLC entitled Site Plan, dated May 31, 2022, last revised October 03, 2022 and bearing the seal of Kelly C. Esch, P.E., License # 101772, University of the State of New York, in connection with building application # 22-6677, for the construction of a one story warehouse building including associated site improvements located on the East side of Rason Road and 463.83' South-East of Johnson Road, Inwood, Town of Hempstead, New York, be and the same is hereby approved.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

m # 61
30504

CASE No.

RESOLUTION NO.

Adopted:

Councilmember

moved the following resolution's adoption:

RESOLUTION RATIFYING AND CONFIRMING THE
ATTENDANCE OF THREE EMPLOYEES OF THE
DEPARTMENT OF CONSERVATION AND WATERWAYS
AT THE CORNELL COOPERATIVE EXTENSION OF
NASSAU COUNTY'S URBAN FORESTRY ACADEMY

WHEREAS, Cornell Cooperative Extension of Nassau County ("Cornell") offered an Urban Forestry Academy ("UFA") for municipal employees, focused on tree biology, benefits of trees, native trees of Long Island, tree stewardship, and tree risks and hazards; and

WHEREAS, Benjamin Cruz, Robert Longiaru, and Christopher Smith (the "Employees") of the Department of Conservation and Waterways (the "Department"), attended Cornell UFA to further achieve the Town's goals of native plantings and resilient tree selection; and

WHEREAS, the registration cost for Cornell's UFA was offered at a reduced rate of \$125.00 (one hundred twenty-five dollars) per municipal employee; and

WHEREAS, the Commissioner of the Department recommends this Board ratify and confirm the Employees attendance at Cornell UFA and reimburse the Employees for their registration costs;

NOW, THEREFORE, BE IT

RESOLVED, the attendance of the Employees of the Department at Cornell UFA is ratified and confirmed, and their registration costs of an amount not to exceed \$125.00 per employee, for a total of \$375.00, shall be reimbursed to the Employees and charged against and paid from the Department of Conservation and Waterways expense account No. 010-006-8730-4040 (Office Expense).

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

Item #

62

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10714

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK (THE "TOWN"), ADOPTED FEBRUARY __, 2023, AUTHORIZING THE FINANCING OF THE PAYMENT OF A SETTLED CLAIM BY THE TOWN IN THE FOLLOWING MATTER: *CARLOS A. MORALES v. G.J. FAMIGLIETTI and TOWN OF HEMPSTEAD and GLENN L. RING* (INDEX NO. 600868/2019, SUPREME COURT, NASSAU COUNTY), STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$90,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$90,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION.

The following resolution was offered by _____, who moved its adoption, seconded by _____, to wit:

THE TOWN BOARD OF THE TOWN OF HEMPSTEAD (THE "TOWN"), IN THE COUNTY OF NASSAU, STATE OF NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. Pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Town Board hereby determines that the object or purpose for which the bonds are herein authorized is a Type II Action, and that no further action is required to satisfy the requirements of SEQRA.

Section 2. The Town is hereby authorized to finance the costs associated with the payment of the following settled claim: *CARLOS A. MORALES v. G.J. FAMIGLIETTI and TOWN OF HEMPSTEAD and GLENN L. RING* (INDEX NO. 600868/2019, SUPREME COURT, NASSAU COUNTY) (the "Purpose"). The estimated maximum cost of said Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$90,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$90,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on all taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same become due and payable.

Section 3. Serial bonds of the Town in the principal amount not to exceed \$90,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- (a) The Purpose is an object or purpose described in subdivision 33 of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is five (5) years; provided, however, that in the event the total amount of such settled claim and any other similar claim

Item # 63

judgments or awards falling due in a single fiscal year shall exceed one per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be ten (10) years; and provided further that in the event such settled claim and any other similar claims, judgments or awards falling due in a single fiscal year shall exceed two per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be fifteen (15) years.

- (b) The proceeds of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized.
- (c) This resolution shall constitute the declaration of the Town's "official intent" to reimburse expenditures authorized by Section 2 with proceeds of the bonds authorized by this resolution, or bond anticipation notes issued in anticipation of the sale of said bonds, as required by United States Treasury Regulation Section 1.150-2.
- (d) The maximum maturity of the bonds authorized by this resolution will not exceed five (5) years. It is hereby further determined that the foregoing is not an assessable improvement.

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds as the same respectively become due and payable and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of said bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and any notes in anticipation thereof due and payable in such year. There shall annually be levied on all the taxable real property in the Town a tax sufficient to pay the principal of and interest on such bonds and any notes in anticipation thereof as the same become due and payable.

Section 6. Subject to the provisions of this resolution and subject to the provisions of the Law, the powers and duties of the Town Board relative to authorizing the issuance and sale of any notes in anticipation of the sale of the bonds herein authorized, including renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

Section 7. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or

proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The foregoing resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "Long Island Business News", a newspaper having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Donald X. Clavin, Jr.	voting	_____
Councilwoman Dorothy L. Goosby	voting	_____
Council[man/woman] _____	voting	_____
Councilman Dennis Dunne, Sr.	voting	_____
Councilman Thomas E. Muscarella	voting	_____
Councilman Christopher Carini	voting	_____
Councilwoman Melissa Miller	voting	_____

The resolution was declared adopted.

AYES: _____ ()

NAYS: _____ ()

I, KATE MURRAY, Town Clerk of the Town of Hempstead, in the County of Nassau, State of New York (the "Town"), HEREBY CERTIFY that this is a true, complete and correct copy of the original bond resolution duly adopted by the Town Board of the Town at a meeting thereof held on the date set forth herein, and at which a quorum was present and acting throughout.

(SEAL)

Kate Murray, Town Clerk
Town of Hempstead

Approved as to:
Form and Content

By _____ Date 11/20/23

J. J. ...
TOWN CLERK 11/20/23

APPROVED AS TO FORM
Charles O. Heine
SENIOR DEPUTY TOWN ATTORNEY
DATE 11/20/2023

M. J. ...
MICHAEL J. ...
COMPTROLLER
SUDDEN ...

LEGAL NOTICE
(ESTOPPEL)

NOTICE IS HEREBY GIVEN that (i) the Town Board of the Town of Hempstead, in the County of Nassau, State of New York (the "Town"), at a meeting held on February __, 2023, duly adopted the resolution, a summary of which is published herewith, which is not subject to a permissive referendum as provided in Article 7 of the Town Law of the State of New York and Local Finance Law Section 35.00(b)(4), and (ii) the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting the validity of such resolution is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

The Town Clerk of the Town of Hempstead, New York

BOND RESOLUTION OF THE TOWN OF
HEMPSTEAD, NEW YORK (THE "TOWN"),
ADOPTED FEBRUARY __, 2023,
AUTHORIZING THE FINANCING OF THE
PAYMENT OF A SETTLED CLAIM BY THE
TOWN IN THE FOLLOWING MATTER:
CARLOS A. MORALES v. G.J. FAMIGLIETTI and
TOWN OF HEMPSTEAD and GLENN L. RING
(INDEX NO. 600868/2019, SUPREME COURT,
NASSAU COUNTY), STATING THE
ESTIMATED MAXIMUM COST THEREOF IS
\$90,000, APPROPRIATING SAID AMOUNT
FOR SUCH PURPOSE AND AUTHORIZING
THE ISSUANCE OF \$90,000 SERIAL BONDS
OF THE TOWN TO FINANCE SAID
APPROPRIATION.

Period of probable usefulness: Five (5) years; provided, however, that in the event the total amount of such settled claim and any other similar claims, judgments or awards falling due and being paid in a single fiscal year shall exceed one per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be ten (10) years; and provided further that in the event such settled claim and any other similar claims, judgments or awards falling due and being paid in a single fiscal year shall exceed two per centum of the average assessed valuation of real property in the Town, the applicable period of probable usefulness shall be fifteen (15) years. The proposed maturity of the bonds authorized by the foregoing resolution will not exceed (5) years.

Class of objects or purposes: The costs associated with the payment of the following settled claim: *CARLOS A. MORALES v.*

*G.J. FAMIGLIETTI and TOWN OF
HEMPSTEAD and GLENN L. RING
(INDEX NO. 600868/2019,
SUPREME COURT, NASSAU
COUNTY).*

Amount of obligations to be issued: \$90,000 serial bonds.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the Office of the Clerk of the Town of Hempstead, at Town Hall, 1 Washington Street, Hempstead, New York.

Dated: February __, 2023
Hempstead, New York

ESTOPPEL CERTIFICATE OF THE TOWN CLERK

I, KATE MURRAY, Town Clerk of the Town of Hempstead, in the County of Nassau, State of New York (the "Town"), HEREBY CERTIFY as follows:

That a resolution of the Town Board of said Town entitled:

"BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK (THE "TOWN"), ADOPTED FEBRUARY __, 2023, AUTHORIZING THE FINANCING OF THE PAYMENT OF A SETTLED CLAIM BY THE TOWN IN THE FOLLOWING MATTER: *CARLOS A. MORALES v. G.J. FAMIGLIETTI and TOWN OF HEMPSTEAD and GLENN L. RING* (INDEX NO. 600868/2019, SUPREME COURT, NASSAU COUNTY), STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$90,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$90,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION"

was adopted on February __, 2023, and such resolution contained an estoppel clause as permitted by Section 80.00 of the Local Finance Law of the State of New York (the "Law") and that a notice setting forth the information required by Section 81.00 of the Law together with a summary of such resolution was published as required by law.

To the best of my knowledge, no action, suit or proceeding contesting the validity of the obligations authorized by such resolution was commenced within twenty (20) days from the date of publication of such resolution and notice, or at any other time since said publication.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this ____ day of February, 2023.

Kate Murray, Town Clerk
Town Of Hempstead

Resolution – Amending Resolution No.103 -2023 Re: Various offices,
position & occupations in the Town Government of the Town of
Hempstead.

Item # 65

Case # 7

ADOPTED:

Councilmember 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, Councilmember has introduced a proposed local law known as Intro. No. 10-2023, 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 February 28th, 2023, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 10-2023, 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 # 66
Case # 30850

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 28th day of February, 2023, 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 "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT LUDLAM AVENUE (TH 607/22) North Side -
NO STOPPING HERE TO CORNER - starting
from the west curbline of Fieldmere
Street, west for a distance of 40 feet.

 LUDLAM AVENUE (TH 607/22) North Side -
NO STOPPING HERE TO CORNER - starting
from the east curbline of Fieldmere
Street, east for a distance of 40 feet.

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 4/23) West Side -
NO PARKING ANYTIME - starting at a
point 50 feet north of the north curbline
of Rosedale Road, north following the
curve for a distance of 200 feet.

 HEATHERFIELD ROAD (TH 4/23) East Side -
NO STOPPING ANYTIME - starting at a
point 50 feet north of the north curbline
of Rosedale Road, north following the
curve for a distance of 133 feet.

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

EAST MEADOW MAY LANE (TH 114/06) East Side -
NO PARKING ANYTIME - starting at a
point 134 feet north of the north
curbline of Kalda Lane, north for
a distance of 35 feet.
(Adopted 4/18/06)

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 646/68) West
Side - NO PARKING ANYTIME - starting
at the north curbline of Rosedale
Road, north then northwesterly for a
distance of 236 feet.
(Adopted 4/22/69)

 HEATHERFIELD ROAD (TH 53/76) East
Side - NO STOPPING ANYTIME - starting
at the north curbline of Rosedale
Road, north then northwesterly for a
distance of 180 feet.
(Adopted 4/27/76)

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

Dated: February 7, 2023
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 ten of two thousand twenty three is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the west curblin e of Fieldmere Street, west for a distance of 40 feet.

LUDLAM AVENUE (TH 607/22) North Side - NO STOPPING HERE TO CORNER - starting from the east curblin e of Fieldmere Street, east for a distance of 40 feet.

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 4/23)West Side - NO PARKING ANYTIME - starting at a point 50 feet north of the north curblin e of Rosedale Road, north following the curve for a distance of 200 feet.

HEATHERFIELD ROAD (TH 4/23)East Side - NO STOPPING ANYTIME - starting at a point 50 feet north of the north curblin e of Rosedale Road, north following the curve for a distance of 133 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 ten of two thousand twenty three is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

EAST MEADOW MAY LANE (TH 114/06) East Side - NO PARKING ANYTIME - staring at a point 134 feet north of the north curblin e of Kalda Lane, north for a distance of 35 feet. (Adopted 4/18/06)

(NR) VALLEY STREAM HEATHERFIELD ROAD (TH 646/68)West Side - NO PARKING ANYTIME - starting at the north curblin e of Rosedale Road, north then northwesterly for a distance of 236 feet. (Adopted 4/22/69)

HEATHERFIELD ROAD (TH 53/76) East
Side - NO STOPPING ANYTIME - starting
at the north curbline of Rosedale
Road, north then northwesterly for a
distance of 180 feet.
(Adopted 4/27/76)

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

CASE NO. 30851

RESOLUTION NO.

ADOPTED:

Councilmember 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 AND REPEAL "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, Councilmember has introduced a proposed local law known as Intro. No. 11-2023, Print No. 1 to amend the said Section 197-5 of the Code of the Town of Hempstead to include and repeal "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 February 28th, 2023, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 11-2023, Print No. 1, to amend Section 197-5 of the Code of the Town of Hempstead to include and repeal "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 #

67

Case #

30851

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 28th day of February, 2023, 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:

INWOOD

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling southbound
on Cedar Road shall come to a full
stop.

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling northbound
on Cedar Road shall come to a full
stop.

ALSO, to REPEAL from Section 197-5 "ARTERIAL STOPS" at the following locations:

ELMONT

DUTCH BROADWAY (TH 503/16) - STOP -
All traffic traveling northbound on
Glafil Street shall come to a full
stop.
(Adopted 1/24/17)

DUTCH BROADWAY (TH 463/16) - STOP -
All traffic traveling southbound on
Diamond Street, shall come to a full
stop.
(Adopted 11/29/16)

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

Dated: February 7, 2023
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 and repeal "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 eleven of two thousand twenty three is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

INWOOD

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling southbound on Cedar Road shall come to a full stop.

MAPLE ROAD (TH 14/23) - STOP -
All traffic traveling northbound on Cedar Road shall come to a full stop.

Section 2. 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 eleven of two thousand twenty three is hereby amended by repealing therein "ARTERIAL STOPS" at the following locations:

ELMONT

DUTCH BROADWAY (TH 503/16) - STOP -
All traffic traveling northbound on Glafil Street shall come to a full stop.
(Adopted 1/24/17)

DUTCH BROADWAY (TH 463/16) - STOP -
All traffic traveling southbound on Diamond Street, shall come to a full stop.
(Adopted 11/29/16)

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 the Municipal Home Rule 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, Hempstead, New York, on the 28th day of February, 2023, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Chapter 190 of the Code of the Town of Hempstead by the insertion of a location into Section 190-4, subdivision "A", in relation to a 20 mph school speed limit, 7 AM to 6 PM, school days, as follows:

"A" - 20 mph school speed limit
7 AM to 6 PM school days

NORTH WOODMERE, Rosedale Road - between
Heatherfield Road and Lawrence Court.
(TH-5/23)

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

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

Dated: Hempstead, New York
February 7, 2023.

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 one hundred ninety of the code of the town of Hempstead by the insertion of a location into section one hundred ninety dash four, subdivision "A", in relation to a 20 mph school speed limit, 7 AM to 6 PM school days.

Be it enacted by the town board of the town of Hempstead as follows:

Section 1. Section one hundred ninety dash four of the code of the town of Hempstead as constituted by local law number one of nineteen hundred, sixty-nine, hereby is amended by the addition of a location into subdivision "A" thereof, to read as follows:

"A" - 20 mph school speed limit
7 AM to 6 PM school days

NORTH WOODMERE, Rosedale Road - between
Heatherfield Road and Lawrence Court.
(TH-5/23)

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

Adopted:

Councilmember _____ offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND SECTION ONE HUNDRED NINETY-TWO DASH ONE OF THE CODE OF THE TOWN OF HEMPSTEAD, BY THE ADDITION OF A LOCATION INTO SUBDIVISION "DD" THEREOF, IN RELATION TO GROSS WEIGHT RESTRICTIONS UPON COMMERCIAL VEHICLES USING CERTAIN TOWN HIGHWAYS IN WOODMERE.

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, as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the addition of a location into subdivision "DD", in relation to gross weight restrictions upon commercial vehicles using certain town highways in Woodmere; and

WHEREAS, Councilmember _____ has introduced a local law known as Intro. No.13-2023, Print No. 1, as aforesaid;

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 28th day of February, 2023, at 7:00 o'clock in the evening of that day at which time all interested persons shall be heard on the enactment of a local law known as Intro. No. 13-2023, Print No. 1, to amend Section 192-1 of the Code of the Town of Hempstead by the addition of a location into subdivision "DD" in relation to gross weight restrictions upon commercial vehicles using certain town highways in Woodmere; 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 by them for that purpose in the Town Hall once, pursuant to Section 4-1 of Chapter 4 of the Code of the Town of Hempstead entitled, "Local Laws: Adoption" prior to the date of said hearing.

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

AYES:

NOES:

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NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Town Hall Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 28th day of February, 2023, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the insertion of a location into subdivision "W" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"DD" - WOODMERE

BROWER AVENUE - between East
Broadway and Singleton Avenue.
(TH-10/23)

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

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

Dated: Hempstead, New York
February 7, 2023.

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-two dash one of the code of the town of Hempstead by the addition of a location into subdivision "DD" in relation to gross weight restrictions upon commercial vehicles using certain town highways in Woodmere.

Be it enacted by the town board of the town of Hempstead as follows:

Section 1. Section one hundred ninety-two dash one of the code of the town of Hempstead as constituted by local law number one of nineteen hundred sixty-nine, shall be amended by the addition of a location into subdivision "DD" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"DD" - WOODMERE

BROWER AVENUE - between East Broadway
and Singleton Avenue.
(TH-10/23)

§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 28th day of February, 2023, at
7:00 o'clock in the evening 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:

BALDWIN

KINGS PARKWAY - south side, starting
at a point 37 feet west of the west
curbline of Elmwood Street, west for a
distance of 20 feet.
(TH-9/23)

ELMONT

ADAMS STREET - north side, starting
at a point 222 feet west of the west
curbline of Raff Avenue, west for a
distance of 20 feet.
(TH-11/23)

FRANKLIN SQUARE

PARK LANE NORTH - north side,
starting at a point 89 feet west
of a point opposite the west curbline
of Ascan Road, west for a distance of
20 feet.
(TH-13/23)

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INWOOD

WANSERS AVENUE - south side, starting at a point 294 feet east of the east of the east curblineline of Jeanette Avenue, east for a distance of 20 feet.
(TH-598/22)

ROOSEVELT

GRENADA AVENUE - north side, starting at a point 208 feet east the east curblineline of Enness Street, east for a distance of 20 feet.
(TH-6/23)

WEST HEMPSTEAD

MADISON AVENUE - east side, starting at a point 235 feet north of the north curblineline of McKinley Street, north for a distance of 20 feet.
(TH-8/23)

; 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 28th day of February, 2023, 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:

BALDWIN

KINGS PARKWAY - south side, starting at a point 37 feet west of the west curbline of Elmwood Street, west for a distance of 20 feet.
(TH-9/23)

ELMONT

ADAMS STREET - north side, starting at a point 222 feet west of the west curbline of Raff Avenue, west for a distance of 20 feet.
(TH-11/23)

FRANKLIN SQUARE

PARK LANE NORTH - north side, starting at a point 89 feet west of a point opposite the west curbline of Ascan Road, west for a distance of 20 feet.
(TH-13/23)

INWOOD

WANSERS AVENUE - south side, starting at a point 294 feet east of the east of the east curbline of Jeanette Avenue, east for a distance of 20 feet.
(TH-598/22)

ROOSEVELT

GRENADA AVENUE - north side, starting
at a point 208 feet east the east curbline
of Enness Street, east for a distance of
20 feet.
(TH-6/23)

WEST HEMPSTEAD

MADISON AVENUE - east side, starting
at a point 235 feet north of the north
curbline of McKinley Street, north for a
distance of 20 feet.
(TH-8/23)

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

Dated: Hempstead, New York
February 7, 2023

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Adopted:

Councilmember moved the following resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED AMENDMENT OF ARTICLE XXXIV OF THE BUILDING ZONE ORDINANCE, IN RELATION TO FLOOD HAZARD ZONES.

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 amendment of Article XXXIV of the Building Zone Ordinance, in relation to flood hazard zones;

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 28th day of February, 2023 at 7:00 o'clock in the evening of that day, at which time all persons interested shall be heard on the proposed amendment of Article XXXIV of the Building Zone Ordinance, in relation to flood hazard zones, such that it shall state as follows:

Article XXXIV

Flood Hazard Zones

§ 348 Findings; purpose.

- A. Findings. The Town Board of the Town of Hempstead finds that the potential and/or actual damages from flooding and erosion may be a problem to the residents of the Town of Hempstead and that such damages may include destruction or loss of private and public housing, damage to public facilities, both publicly and privately owned, and injury to and loss of human life. In order to minimize the threat of such damages and to achieve the purposes and objectives hereinafter set forth, this article is adopted.
B. Statement of purpose. It is the purpose of this article to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:
(1) Regulate uses which are dangerous to health, safety and property due to water or erosion hazards or which result in damaging increases in erosion or in flood heights or velocities;
(2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
(3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of floodwaters;
(4) Control filling, grading, dredging and other development which may increase erosion or flood damages;

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- (5) Regulate the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards to other lands; and
- (6) Qualify for and maintain participation in the National Flood Insurance Program.

C. Objectives. The objectives of this article are:

- (1) To protect human life and health;
- (2) To minimize expenditure of public money for costly flood control projects;
- (3) To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) To minimize prolonged business interruptions;
- (5) To minimize damage to public facilities and utilities, such as water and gas mains, electric, telephone, sewer lines, streets and bridges, located in areas of special flood hazard;
- (6) To help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- (7) To provide that developers are notified that property is in an area of special flood hazard; and
- (8) To ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

§ 349 **Definitions.**

A. Unless specifically defined below, words or phrases used in this article shall be interpreted so as to give them the meaning they have in common usage and to give this article its most reasonable application.

B. As used in this article, the following terms shall have the meanings indicated:

ACCESSORY STRUCTURE

A structure used solely for parking (two-car detached garages or smaller) or limited storage, represent a minimal investment of not more than 10-percent of the value of the primary structure, and may not be used for human habitation.

APPEAL

A request for a review of the local administrator's interpretation of any provision of this article or a request for a variance.

AREA OF SHALLOW FLOODING

A designated AO, AH or VO Zone on a community's Flood Insurance Rate Map (FIRM) with a one-percent or greater annual chance of flooding to an average annual depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD

The land in the floodplain within a community subject to a one-percent or greater chance of flooding in any given year. This area may be designated as Zone A, AE, AH, A0, A1-A30, A99, V, VO, VE, or V1-V30. It is also commonly referred to as the base floodplain or 100-year floodplain. For purposes of this article, the term "special flood hazard area" (SFHA) is synonymous in meaning with the phrase "area of special flood hazard."

BASE FLOOD

The flood having a one-percent chance of being equaled or exceeded in any given year.

BASEMENT

That portion of a building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL

A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or the supporting foundation system.

BUILDING

See "structure."

CELLAR

Has the same meaning as "Basement."

COASTAL A ZONE

Area within a SFHA landward of a V1-V30, VE, or V zone or landward of an open coast without mapped coastal high hazard areas. In a coastal A zone, the principal source of flood must be astronomical tides, storm surges, seiches or tsunamis, not riverine flooding. During the base flood conditions, the potential for breaking wave height shall be greater than or equal to 1 ½ feet (457 mm). The inland limit of coastal A zone is (a) the Limit of Moderate Wave Action if delineated on a FIRM, or (b) designated by the authority having jurisdiction.

COASTAL HIGH-HAZARD AREA

An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high-velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone V1-V30, VE, VO or V.

CRAWL SPACE

An enclosed area beneath the lowest elevated floor, 18 inches or more in height, which is used to service the underside of the lowest elevated floor. The elevation of the floor of this enclosed area, which may be of soil, gravel, concrete or other material, must be equal to or above the lowest adjacent exterior grade. The enclosed crawl space area shall be properly vented to allow for the equalization of hydrostatic forces, which would be experienced during periods of flooding.

CUMULATIVE SUBSTANTIAL IMPROVEMENT

Any reconstruction, rehabilitation, addition, or other improvement of a structure that equals or exceeds 50 percent of the market value of the structure at the time of the improvement or repair when counted cumulatively for 5 years.

DEVELOPMENT

Any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, paving, excavation or drilling operations or storage of equipment or materials.

ELEVATED BUILDING

A nonbasement building built, in the case of a building in Zone A1-A30, AE, A, A99, AO, AH, B, C, X, or D, to have the top of the elevated floor or, in the case of a building in Zone V1-30, VE, or V, to have the bottom of the lowest horizontal structure member of the elevated floor, elevated above the ground level by means of pilings, columns (posts and piers), or shear walls parallel to the flow of the water; and adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the base flood. In the case of Zone A1-A30, AE, A, A99, AO, AH, B, C, X, or D, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwaters. In the case of Zone V1-V30, VE, or V, "elevated building" also includes a building otherwise meeting the definition of "elevated building," even though the lower area is enclosed by means of breakaway walls that meet the federal standards.

FEDERAL EMERGENCY MANAGEMENT AGENCY

The federal agency that administers the National Flood Insurance Program.

FLOOD BOUNDARY AND FLOODWAY MAP (FBFM)

An official map of the community published by the Federal Emergency Management Agency as part of a riverine community's Flood insurance study. The FBFM delineates a regulatory floodway along watercourses studied in detail in the flood insurance study.

FLOOD ELEVATION STUDY

An examination, evaluation and determination of the flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

FLOOD HAZARD BOUNDARY MAP (FHBM)

An official map of a community, issued by the Federal Emergency Management Agency, where the boundaries of the areas of special flood hazard have been designated as Zone A but no flood elevations are provided.

FLOOD INSURANCE RATE MAP (FIRM)

An official map of a community on which the Federal Emergency Management Agency has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY

See "flood elevation study."

FLOOD or FLOODING

- (1) A general and temporary condition of partial or complete inundation of normally dry land areas from:
 - (a) The overflow of inland or tidal waters;
 - (b) The unusual and rapid accumulation or runoff of surface waters from any source.
- (2) The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in Subsection (1)(a) of this definition.

FLOODPLAIN OR FLOOD-PRONE AREA

Any land area susceptible to being inundated by water from any source. (See the definition of "flooding.")

FLOODPROOFING

Any combination of structural and nonstructural additions, changes, or adjustments to structures, which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY

Has the same meaning as "regulatory floodway."

FUNCTIONALLY DEPENDENT USE

A use which cannot perform its intended purpose unless it is located or carried out in close proximity to water, such as a docking or port facility necessary for the loading and unloading of cargo or passengers, shipbuilding, and ship repair facilities. The term does not include long-term storage, manufacturing, sales, or service facilities.

HIGHEST ADJACENT GRADE

The highest natural elevation of the ground surface, prior to construction, next to the proposed walls of a structure.

HISTORIC STRUCTURE

Any structure that is:

- (1) Listed individually in the National Register of Historic Places (a listing maintained by the Department of the Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- (2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

- (3) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or
- (4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (a) By an approved state program as determined by the Secretary of the Interior; or
 - (b) Directly by the Secretary of the Interior in states without approved programs.

LIMIT OF MODERATE WAVE ACTION (LiMWA)

The line shown on FIRMs to indicate the inland limit of the 1 ½ foot (457 mm) breaking wave height during the base flood.

LOCAL ADMINISTRATOR

The person appointed by the community to administer and implement this article by granting or denying development permits in accordance with its provisions. This person is often the Building Inspector, Code Enforcement Officer, or employee of an engineering department.

LOWEST FLOOR

The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access, or storage in an area other than a basement area, is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable nonelevation design requirements of this article.

MANUFACTURED HOME

A structure, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. The term does not include a recreational vehicle.

MANUFACTURED HOME PARK OR SUBDIVISION

A parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MEAN SEA LEVEL

For purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929, the North American Vertical Datum of 1988 (NAVD 88), or other datum to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

MOBILE HOME

Has the same meaning as "manufactured home."

NEW CONSTRUCTION

Structures for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by the community and includes any subsequent improvements to such structure.

ONE HUNDRED YEAR FLOOD OR 100-YEAR FLOOD

Has the same meaning as "base flood."

PRIMARY FRONTAL DUNE

A continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves during major coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from a relatively steep slope to a relatively mild slope.

PRINCIPALLY ABOVE GROUND

That at least 51% of the actual cash value of the structure, excluding land value, is above ground.

RECREATIONAL VEHICLE

A vehicle which is:

- (1) Built on a single chassis;
- (2) Four hundred square feet or less when measured at the largest horizontal projections;
- (3) Designed to be self-propelled or permanently towable by a light-duty truck; and
- (4) Not designed primarily for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

REGULATORY FLOODWAY

The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height as determined by the Federal Emergency Management Agency in a Flood insurance study or by other agencies as provided in § 351E(2) of this article.

SAND DUNES

Naturally occurring accumulations of sand in ridges or mounds landward of the beach.

START OF CONSTRUCTION

The date of permit issuance for new construction and substantial improvements to existing structures, provided that actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement is within 180 days after the date of issuance. The actual start of construction means the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of a slab or footings, installation of pilings or construction of columns. Permanent construction does not include land preparation (such as clearing, excavation, grading, or filling), or the installation of streets or walkways, or excavation for a basement, footings, piers or foundations, or the erection of temporary forms, or the installation of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main building. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE

A walled and roofed building, including a gas or liquid storage tank that is principally above ground, as well as a manufactured home.

SUBSTANTIAL DAMAGE

Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50% of the market value of the structure before the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two separate occasions during a 5-year period for which the cost of repairs at the time of such flood event, on the average, equals or exceeds *25 percent of the market value of the structure before the damage occurred.*

SUBSTANTIAL IMPROVEMENT

Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure before the start of construction of the improvement. Substantial improvement also means "cumulative substantial improvement." The term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions; or
- (2) Any alteration of an historic structure, provided that the alteration will not preclude the structure's continued designation as an historic structure.

VARIANCE

A grant of relief from the requirements of this article, which permits construction or use in a manner that would otherwise be prohibited by this article.

VIOLATION

The failure of a structure or other development to be fully compliant with the community's floodplain management regulations.

§ 350 General provisions.

A. Applicability. This article shall apply to all areas of special flood hazard within the jurisdiction of the Town of Hempstead, Nassau County.

B. Basis for establishing the areas of special flood hazard.

(1) The areas of special flood hazard for the Town of Hempstead, Community No. 360467, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

(a) Flood Insurance Rate Map Panel Nos. 36059C0140G, 36059C0145G, 36059C0194G, 36059C0205G, 36059C0210G, 36059C0211G, 36059C0212G, 36059C0213G, 36059C0214H, 36059C0216G, 36059C0217G, 36059C0218G, 36059C0219G, 36059C0226G, 36059C0227G, 36059C0228G, 36059C0229G, 36059C0235G, 36059C0236G, 36059C0237G, 36059C0238G, 36059C0239G, 36059C0241G, 36059C0242G, 36059C0243G, 36059C0244G, 36059C0251G, 36059C0253G, 36059C0261G, 36059C0263G, 36059C0282G, 36059C0284G, 36059C0292G, 36059C0301G, 36059C0302G, 36059C0303G, 36059C0304G, 36059C0306G, 36059C0307G, 36059C0308G, 36059C0309G, 36059C0311G, 36059C0312G, 36059C0316G, 36059C0317G, 36059C0326G, 36059C0327G, 36059C0328G, 36059C0329G, 36059C0331G, 36059C0332G, 36059C0333G, 36059C0334G, 36059C0336G, 36059C0337G, 36059C0338G, 36059C0339G, 36059C0341G, 36059C0342G, 36059C0343G, 36059C0351G, 36059C0353G, 36059C0354G, 36059C0361G, and 36059C0362G, whose effective date is September 11, 2009, and any subsequent revisions to these map panels that do not affect areas under our community's jurisdiction.

(b) A scientific and engineering report entitled "Flood Insurance Study, Nassau County, New York, All Jurisdictions" dated September 11, 2009.

(c) Letter of Map Revision (LOMR), Case No.: 12-02-1677P, effective July 16, 2013, revising FIRM panels: 36059C0194G, 36059C0211G, 36059C0212G, 36059C0213G, 36059C0214H, 36059C0218G, 36059C0282G, and 36059C0301G; dated September 11, 2009.

(d) Letter of Map Revision (LOMR), Case No.: 19-02-0570P, effective February 15, 2019, revising FIRM panels: 36059C0238G, 36059C0239G, 36059C0243G, 36059C0244G, 36059C0263G, 36059C0326G, 36059C0327G, 36059C0328G, 36059C0329G, 36059C0331G, 36059C0332G, 36059C0333G, 36059C0334G, and 36059C0351G; dated September 11, 2009.

(e) Letter of Map Revision (LOMR), Case No.: 21-02-0901P, effective April 5, 2023, revising FIRM panels: 36059C0308G and 36059C0309G, dated September 11, 2009.

(2) The above documents are hereby adopted and declared to be a part of this article.

(3) The flood insurance study and/or maps are on file at: the Department of Engineering, 350 Front Street, Hempstead, 11550.

C. Interpretation and conflict with other laws.

(1) This article includes all revisions to the National Flood Insurance Program through October 27, 1997, and shall supersede all previous laws adopted for the purpose of flood damage prevention.

(2) In their interpretation and application, the provisions of this article shall be held to be minimum requirements, adopted for the promotion of the public health, safety, and welfare. Whenever the requirements of this article are at variance with the requirements of any other

lawfully adopted rules, regulations, or ordinances, the most restrictive, or that imposing the higher standards, shall govern.

- D. Severability. The invalidity of any section or provision of this article shall not invalidate any other section or provision thereof.
- E. Penalties for noncompliance. No structure in an area of special flood hazard shall hereafter be constructed, located, extended, converted, or altered and no land shall be excavated or filled without full compliance with the terms of this article and any other applicable regulations. Any infraction of the provisions of this article by failure to comply with any of its requirements, including infractions of conditions and safeguards established in connection with conditions of the permit, shall constitute a violation. Any person who violates this article or fails to comply with any of its requirements shall, upon conviction thereof, be fined no more than \$250 or imprisoned for not more than 15 days, or both. Each day of noncompliance shall be considered a separate offense. Nothing herein contained shall prevent the Town of Hempstead from taking such other lawful action as necessary to prevent or remedy an infraction. Any structure found not compliant with the requirements of this article for which the developer and/or owner has not applied for and received an approved variance under § 353 will be declared noncompliant, and notification will be sent to the Federal Emergency Management Agency.
- F. Warning and disclaimer of liability. The degree of flood protection required by this article is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This article does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This article shall not create liability on the part of the Town of Hempstead, any officer or employee thereof, or the Federal Emergency Management Agency for any flood damages that result from reliance on this article or any administrative decision lawfully made there under.

§ 351 Administration.

- A. Designation of the local administrator. The Commissioner of the Building Department is hereby appointed local administrator to administer and implement this article by granting or denying floodplain development permits in accordance with its provisions.
- B. Floodplain development permit.
 - (1) Purpose. A floodplain development permit is hereby established for all construction and other development to be undertaken in areas of special flood hazard in this community for the purpose of protecting its citizens from increased flood hazards and ensuring that new development is constructed in a manner that minimizes its exposure to flooding. It shall be unlawful to undertake any development in an area of special flood hazard, as shown on the Flood Insurance Rate Map enumerated in § 350B, without a valid floodplain development permit. Application for a permit shall be made on forms furnished by the local administrator and may include, but shall not be limited to, plans, in duplicate, drawn to scale and showing the nature, location, dimensions and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities, and the location of the foregoing.
- C. Fees. All applications for a floodplain development permit shall be accompanied by an application fee of \$100. In addition, the applicant shall be responsible for reimbursing the Town of Hempstead for any additional costs necessary for review, inspection, and approval of this project. The local administrator may require a deposit of no more than \$500 to cover these additional costs.
- D. Application for a permit. The applicant shall provide the following information as appropriate. Additional information may be required on the permit application form.
 - (1) The proposed elevation, in relation to mean sea level, of the lowest floor (including basement or cellar) of any new or substantially improved structure to be located in Zone A1-A30, AE or AH, or Zone A if base flood elevation data is available. Upon completion of the

lowest floor, the permittee shall submit to the local administrator the as-built elevation, certified by a licensed professional engineer or surveyor.

- (2) The proposed elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor (excluding pilings and columns) of any new or substantially improved structure to be located in Zone V1-V30 or VE, or Zone V if base flood elevation data is available. Upon completion of the lowest floor, the permittee shall submit to the local administrator the as-built elevation, certified by a licensed professional engineer or surveyor.
 - (3) The proposed elevation, in relation to mean sea level, to which any new or substantially improved nonresidential structure will be floodproofed. Upon completion of the floodproofed portion of the structure, the permittee shall submit to the local administrator the as-built floodproofed elevation, certified by a professional engineer or surveyor.
 - (4) A certificate from a licensed professional engineer or architect that any utility floodproofing will meet the criteria in § 352B(3), Utilities.
 - (5) A certificate from a licensed professional engineer or architect that any nonresidential floodproofed structure will meet the floodproofing criteria in § 352E, Nonresidential structures (except coastal high-hazard areas).
 - (6) A description of the extent to which any watercourse will be altered or relocated as a result of proposed development. Computations by a licensed professional engineer must be submitted that demonstrate that the altered or relocated segment will provide equal or greater conveyance than the original stream segment. The applicant must submit any maps, computations or other material required by the Federal Emergency Management Agency (FEMA) to revise the documents enumerated in § 350B, when notified by the local administrator, and must pay any fees or other costs assessed by FEMA for this purpose. The applicant must also provide assurances that the conveyance capacity of the altered or relocated stream segment will be maintained.
 - (7) A technical analysis, by a licensed professional engineer, if required by the local administrator, which shows whether proposed development to be located in an area of special flood hazard may result in physical damage to any other property.
 - (8) In Zone A, when no base flood elevation data is available from other sources, base flood elevation data shall be provided by the permit applicant for subdivision proposals and other proposed developments (including proposals for manufactured home and recreational vehicle parks and subdivisions) that are greater than either 50 lots or five acres.
 - (9) In Zones V1-V30 and VE, and also Zone V if base flood elevation data is available, designs and specifications, certified by a licensed professional engineer or architect, for any breakaway walls in a proposed structure with design strengths in excess of 20 pounds per square foot.
 - (10) In Zones V1-V30 and VE, and also Zone V if base flood elevation data is available, for all new and substantial improvements to structures, floodplain development permit applications shall be accompanied by design plans and specifications, prepared in sufficient detail to enable independent review of the foundation support and connection components. Said plans and specifications shall be developed or reviewed by a licensed professional engineer or architect and shall be accompanied by a statement, bearing the signature of the architect or engineer, certifying that the design and methods of construction to be used are in accordance with accepted standards of practice and with all applicable provisions of this article.
- E. Duties and responsibilities of the local administrator. Duties of the local administrator shall include but not be limited to the following:
- (1) Permit application review: The local administrator shall conduct the following permit application review before issuing a floodplain development permit:

- (a) Review all applications for completeness, particularly with the requirements of § 351D, Application for permit, and for compliance with the provisions and standards of this article.
 - (b) Review subdivision and other proposed new development, including manufactured home parks, to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is located in an area of special flood hazard, all new construction and substantial improvements shall meet the applicable standards of § 352, Construction standards, and, in particular, § 352A(2), Subdivision proposals.
 - (c) Determine whether any proposed development in an area of special flood hazard may result in physical damage to any other property (e.g., stream bank erosion and increased flood velocities). The local administrator may require the applicant to submit additional technical analyses and data necessary to complete the determination. If the proposed development may result in physical damage to any other property or fails to meet the requirements of § 352, Construction standards, no permit shall be issued. The applicant may revise the application to include measures that mitigate or eliminate the adverse effects and resubmit the application.
 - (d) Determine that all necessary permits have been received from those governmental agencies from which approval is required by state or federal law.
- (2) Use of other flood data:
- (a) When the Federal Emergency Management Agency has designated areas of special flood hazard on the community's Flood Insurance Rate Map (FIRM) but has neither produced water surface elevation data (these areas are designated Zone A or V on the FIRM) nor identified a floodway, the local administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source, including data developed pursuant to § 351D(8), as criteria for requiring that new construction, substantial improvements or other proposed development meets the requirements of this article.
 - (b) When base flood elevation data is not available, the local administrator may use flood information from any other authoritative source, such as historical data, to establish flood elevations within the areas of special flood hazard, for the purposes of this article.
- (3) Alteration of watercourses:
- (a) Notification to adjacent communities and the New York State Department of Environmental Conservation prior to permitting any alteration or relocation of a watercourse, and submittal of evidence of such notification to the Regional Administrator, Region II, Federal Emergency Management Agency.
 - (b) Determine that the permit holder has provided for maintenance within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.
- (4) Construction stage:
- (a) In Zones A1-A30, AE and AH, and also Zone A if base flood elevation data is available, upon placement of the lowest floor or completion of floodproofing of a new or substantially improved structure, obtain from the permit holder a certification of the as-built elevation of the lowest floor or floodproofed elevation, in relation to mean sea level. The certificate shall be prepared by or under the direct supervision of a licensed land surveyor or professional engineer and certified by same. For manufactured homes, the permit holder shall submit the certificate of elevation upon placement of the structure on the site. A certificate of elevation must also be submitted for a recreational vehicle if it remains on a site for 180 consecutive days or longer (unless it is fully licensed and ready for highway use).
 - (b) In Zones V1-V30 and VE, and also Zone V if base flood elevation data is available, upon placement of the lowest floor of a new or substantially improved structure, the permit holder shall submit to the local administrator a certificate of elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor (excluding

pilings and columns). The certificate shall be prepared by or under the direct supervision of a licensed land surveyor or professional engineer and certified by same. For manufactured homes, the permit holder shall submit the certificate of elevation upon placement of the structure on the site. An elevation certificate must also be submitted for a recreational vehicle if it remains on a site 180 consecutive days or longer (unless it is fully licensed and ready for highway use).

- (c) Any further work undertaken prior to submission and approval of the certification shall be at the permit holder's risk. The local administrator shall review all data submitted. Deficiencies detected shall be cause to issue a stop-work order for the project unless immediately corrected.
- (5) Inspections: The local administrator and/or the developer's engineer or architect shall make periodic inspections at appropriate times throughout the period of construction in order to monitor compliance with permit conditions and enable said inspector to certify, if requested, that the development is in compliance with the requirements of the floodplain development permit and/or any variance provisions.
- (6) Stop-work orders:
 - (a) The local administrator shall issue, or cause to be issued, a stop-work order for any floodplain development found ongoing without a development permit. Disregard of a stop-work order shall subject the violator to the penalties described in § 350E of this article.
 - (b) The local administrator shall issue, or cause to be issued, a stop-work order for any floodplain development found noncompliant with the provisions of this article and/or the conditions of the development permit. Disregard of a stop-work order shall subject the violator to the penalties described in § 350E of this article.
- (7) Certificate of compliance.
 - (a) In areas of special flood hazard, as determined by documents enumerated in § 350B, it shall be unlawful to occupy or to permit the use or occupancy of any building or premises, or both, or part thereof hereafter created, erected, changed, converted or wholly or partly altered or enlarged in its use or structure until a certificate of compliance has been issued by the local administrator stating that the building or land conforms to the requirements of this article.
 - (b) A certificate of compliance shall be issued by the local administrator upon satisfactory completion of all development in areas of special flood hazard.
 - (c) Issuance of the certificate shall be based upon the inspections conducted as prescribed in § 351E(5), Inspections, and/or any certified elevations, hydraulic data, floodproofing, anchoring requirements or encroachment analyses which may have been required as a condition of the approved permit.
- (8) Information to be retained. The local administrator shall retain, and make available for inspection, copies of the following:
 - (a) Floodplain development permits and certificates of compliance;
 - (b) Certifications of as-built lowest floor elevations of structures, required pursuant to § 351E(4)(a) and (b), and whether or not the structures contain a basement;
 - (c) Floodproofing certificates required pursuant to § 351E(4)(a), and whether or not the structures contain a basement;
 - (d) Variances issued pursuant to § 353, Variance procedures; and
 - (e) Notices required under § 351E(3), Alteration of watercourses.
 - (6) Base flood elevations developed pursuant to § 351(D)(7) and supporting technical analysis.

§ 352 Construction standards.

A. General standards. The following standards apply to new development, including new and substantially improved structures, in the areas of special flood hazard shown on the Flood Insurance Rate Map designated in § 350B.

(1) Coastal high-hazard areas. The following requirements apply within Zones V1-V30, VE and V:

(a) All new construction, including manufactured homes and recreational vehicles on site 180 days or longer and not fully licensed for highway use, shall be located landward of the reach of high tide.

(b) The use of fill for structural support of buildings, manufactured homes or recreational vehicles on site 180 days or longer is prohibited.

(c) Man-made alteration of sand dunes, which would increase potential flood damage, is prohibited.

(2) Subdivision and development proposals. The following standards apply to all new subdivision proposals and other proposed development in areas of special flood hazard (including proposals for manufactured home and recreational vehicle parks and subdivisions):

(a) Proposals shall be consistent with the need to minimize flood damage.

(b) Public utilities and facilities such as sewer, gas, electrical and water systems shall be located and constructed so as to minimize flood damage; and

(c) Adequate drainage shall be provided to reduce exposure to flood damage.

(d) Proposed development shall not result in physical damage to any other property (e.g., stream bank erosion or increased flood velocities). If requested by the Local Administrator, the applicant shall provide a technical analysis, by a licensed professional engineer, demonstrating that this condition has been met.

(e) Proposed development shall be designed, located, and constructed so as to offer the minimum resistance to the flow of water and shall be designed to have a minimum effect upon the height of flood water.

(f) Any equipment or materials located in a special flood hazard area shall be elevated, anchored, and floodproofed as necessary to prevent flotation, flood damage, and the release of hazardous substances.

(g) No alteration or relocation of a watercourse shall be permitted unless:

i. a technical evaluation by a licensed professional engineer demonstrates that the altered or relocated segment will provide conveyance equal to or greater than that of the original stream segment and will not result in physical damage to any other property;

ii. if warranted, a conditional revision of the Flood Insurance Rate Map is obtained from the Federal Emergency Management Agency, with the applicant providing the necessary data, analyses, and mapping and reimbursing the Town of Hempstead for all fees and other costs in relation to the application; and

iii. the applicant provides assurance that maintenance will be provided so that the flood carrying capacity of the altered or relocated portion of the watercourse will not be diminished.

(3) Encroachments.

(a) Within Zones A1-A30 and AE, on streams without a regulatory floodway, no new construction, substantial improvements or other development (including fill) shall be permitted unless:

[1] The applicant demonstrates that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any location; or

[2] The Town of Hempstead agrees to apply to the Federal Emergency Management Agency (FEMA) for a conditional FIRM revision, FEMA approval is received and the applicant provides all necessary data, analyses and mapping and reimburses the Town of Hempstead for all fees and other costs in relation to the application. The applicant must also provide all data, analyses and mapping and reimburse the Town of Hempstead for all costs related to the final map revision.

(b) On streams with a regulatory floodway, as shown on the Flood Boundary and Floodway Map or the Flood Insurance Rate Map adopted in § 350B, no new construction, substantial improvements or other development in the floodway (including fill) shall be permitted unless:

[1] A technical evaluation by a licensed professional engineer shows that such an encroachment shall not result in any increase in flood levels during occurrence of the base flood; or

[2] The Town of Hempstead agrees to apply to the Federal Emergency Management Agency (FEMA) for a conditional FIRM and floodway revision, FEMA approval is received and the applicant provides all necessary data, analyses and mapping and reimburses the Town of Hempstead for all fees and other costs in relation to the application. The applicant must also provide all data, analyses and mapping and reimburse the Town of Hempstead for all costs related to the final map revisions.

(c) In a Special Flood Hazard Area (SFHA), if any development is found to increase or decrease base flood elevations, the Town of Hempstead shall as soon as practicable, but not later than six months after the date such information becomes available, notify FEMA and the New York State Department of Environmental Conservation of the changes by submitting technical or scientific data in accordance with standard engineering practice.

B. Standards for all structures. The following standards apply to new development, including new and substantially improved structures, in the areas of special flood hazard shown on the Flood Insurance Rate Map designated in § 350B.

(1) Anchoring. New structures and substantial improvement to structures in areas of special flood hazard shall be anchored to prevent flotation, collapse, or lateral movement during the base flood. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

(2) Construction materials and methods.

(a) New construction and substantial improvements to structures shall be constructed with materials and utility equipment resistant to flood damage.

(b) New construction and substantial improvements to structures shall be constructed using methods and practices that minimize flood damage.

(c) Enclosed areas.

- [1] For enclosed areas below the lowest floor of a structure within Zone A1-A30, AE or AH, and also Zone A if base flood elevation data is available, new and substantially improved structures shall have fully enclosed areas below the lowest floor, that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding, designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a licensed professional engineer or architect or meet or exceed the following minimum criteria:
 - [a] A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding; and
 - [b] The bottom of all such openings no higher than one foot above the lowest adjacent finished grade.
 - [c] Openings not less than three inches in any direction.
- [2] Openings may be equipped with louvers, valves, screens or other coverings or devices, provided they permit the automatic entry and exit of floodwaters.
- [3] Enclosed areas subgrade on all sides are considered basements and are not permitted.
- (d) Within Zones V1-V30 and VE, and also within Zone V if base flood elevation data is available, new construction and substantial improvements shall have the space below the lowest floor either free from obstruction or constructed with nonsupporting breakaway walls, open wood lattice-work or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. The enclosed space below the lowest floor shall be used only for parking vehicles, building access or storage. Use of this space for human habitation is expressly prohibited. The construction of stairs, stairwells and elevator shafts are subject to the design requirements for breakaway walls.
- (3) Utilities.
 - (a) New and replacement electrical equipment, heating, ventilating, air conditioning, plumbing connections, and other service equipment shall be located at least two feet above the base flood elevation or shall be designed to prevent water from entering and accumulating within the components during a flood and to resist hydrostatic and hydrodynamic loads and stresses. Electrical wiring and outlets, switches, junction boxes and panels shall be elevated or designed to prevent water from entering and accumulating within the components unless they conform to the appropriate provisions of the electrical part of the Building Code of New York State or the Residential Code of New York State for location of such items in wet locations;
 - (b) New and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
 - (c) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters. Sanitary sewer and storm drainage systems for buildings that have openings below the base flood elevation shall be provided with automatic backflow valves or other automatic backflow devices that are installed in each discharge line passing through a building's exterior wall; and
 - (d) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.
- (4) STORAGE TANKS**
 - (a) Underground tanks shall be anchored to prevent flotation, collapse and lateral movement during conditions of the base flood.

- (b) Above-ground tanks shall be:
 - i. anchored to prevent floatation, collapse or lateral movement during conditions of the base flood or;
 - ii. installed at or above the base flood elevation as shown on the Flood Insurance Rate Map enumerated in Section 3.2 plus two feet.

- C. Residential structures (except coastal high-hazard areas).
 - (1) Elevation. The following standards apply to new and substantially improved residential structures located in areas of special flood hazard, in addition to the requirements in § 352A(2), Subdivision proposals, and § 352A(3), Encroachments, and § 352B, Standards for all structures.
 - (a) Within Zones A1-A30, AE and AH, and also Zone A if base flood elevation data is available, new construction and substantial improvements shall have the lowest floor (including basement) elevated to or above two feet above the base flood elevation.
 - (b) Within Zone A, when no base flood elevation data are available, a base flood elevation shall be determined by either:
 - i. Obtain and reasonably use data available from a federal, state, or other source plus two feet of freeboard, or,
 - ii. Determine the base flood elevation in accordance with accepted hydrologic and hydraulic engineering practice, plus two feet of freeboard. Determinations shall be undertaken by a registered design professional who shall document that the technical methods used reflect currently accepted engineering practice. Studies, analyses, and computations shall be submitted in sufficient detail to allow thorough review and approval.
 - (c) Within Zone AO, new and substantially improved structures shall have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as two feet above the depth number specified in feet on the community's Flood Insurance Rate Map enumerated in § 350B (at least two feet if no depth number is specified).
 - (d) Within Zones AH and AO, adequate drainage paths are required to guide floodwaters around and away from proposed structures on slopes.

- D. Residential structures (coastal high-hazard areas). The following standards, in addition to the standards in § 352A(1), Coastal high-hazard areas, and § 352A(2), Subdivision proposals, and § 352B, Standards for all structures, apply to new and substantially improved residential structures located in areas of special flood hazard shown as Zone V1-V30, VE or V on the community's Flood Insurance Rate Map designated in § 350B.
 - (1) Elevation. New construction and substantial improvements shall be elevated on pilings, columns or shear walls such that the bottom of the lowest horizontal structural member supporting the lowest elevated floor (excluding columns, piles, diagonal bracing attached to the piles or columns, grade beams, pile caps and other members designed to either withstand storm action or break away without imparting damaging loads to the structure) is elevated to or above two feet above base flood elevation so as not to impede the flow of water.
 - (2) Determination of loading forces. Structural design shall consider the effects of wind and water loads acting simultaneously during the base flood on all building components.
 - (a) The structural design shall be adequate to resist water forces that would occur during the base flood. Horizontal water loads considered shall include inertial and drag forces of waves, current drag forces, and impact forces from waterborne storm debris. Dynamic uplift

loads shall also be considered if bulkheads, walls, or other natural or man-made flow obstructions could cause wave runup beyond the elevation of the base flood.

- (b) Buildings shall be designed and constructed to resist the forces due to wind pressure. Wind forces on the superstructure include windward and leeward forces on vertical walls, uplift on the roof, internal forces when openings allow wind to enter the house, and upward force on the underside of the house when it is exposed. In the design, the wind should be assumed to blow potentially from any lateral direction relative to the house.
- (c) Wind loading values used shall be those required by the Building Code.
- (3) Foundation standards.
 - (a) The pilings or column foundation and structure attached thereto shall be adequately anchored to resist flotation, collapse or lateral movement due to the effects of wind and water pressures acting simultaneously on all building components. Foundations must be designed to transfer safely to the underlying soil all loads due to wind, water, dead load, live load and other loads (including uplift due to wind and water).
 - (b) Spread footings and fill material shall not be used for structural support of a new building or substantial improvement of an existing structure.
- (4) Pile foundation design.
 - (a) The design ratio of pile spacing to pile diameter shall not be less than 8:1 for individual piles. (This shall not apply to pile clusters located below the design grade.) The maximum center-to-center spacing of wood piles shall not be more than 12 feet on center under load-bearing sills, beams, or girders.
 - (b) Pilings shall have adequate soil penetration (bearing capacity) to resist the combined wave and wind loads (lateral and uplift) associated with the base flood acting simultaneously with typical structure (live and dead) loads and shall include consideration of decreased resistance capacity caused by erosion of soil strata surrounding the piles. The minimum penetration for foundation piles is to an elevation of 5 feet below mean sea level (msl) datum if the BFE (base flood elevation) is +10 msl or less or shall be at least 10 feet below msl if the BFE is greater than +10 msl.
 - (c) Pile foundation analysis shall also include consideration of piles in column action from the bottom of the structure to the stable soil elevation of the site. Pilings may be horizontally or diagonally braced to withstand wind and water forces.
 - (d) The minimum acceptable sizes for timber piles are a tip diameter of eight inches for round timber piles and eight inches by eight inches for square timber piles. All wood piles must be treated in accordance with requirements of EPEE-C3 to minimize decay and damage from fungus.
 - (e) Reinforced concrete piles shall be cast of concrete having a 28-day ultimate compressive strength of not less than 5,000 pounds per square inch and shall be reinforced with a minimum of four longitudinal steel bars having a combined area of not less than 1% nor more than 4% of the gross concrete area. Reinforcing for precast piles shall have a concrete cover of not less than 1 1/4 inches for No. 5 bars and smaller and not less than 1 1/2 inches for No. 6 through No. 11 bars. Reinforcement for piles cast in the field shall have a concrete cover of not less than two inches.
 - (f) Piles shall be driven by means of a pile driver or drop hammer, jetted or augered into place.
 - (g) Additional support for piles in the form of bracing may include lateral or diagonal bracing between piles.
 - (h) When necessary, piles shall be braced at the ground line in both directions by a wood timber grade beam or a reinforced concrete grade beam. These at-grade supports should be securely attached to the piles to provide support even if scoured from beneath.

- (i) Diagonal bracing between piles, consisting of two-inch by eight-inch (minimum) members bolted to the piles, shall be limited in location to below the lowest supporting structural member and above the stable soil elevation and shall be aligned in the vertical plane along pile rows perpendicular to the shoreline. Galvanized-steel rods (minimum diameter 1/2 inch) or cable-type bracing is permitted in any plane.
 - (j) Knee braces, which stiffen both the upper portion of a pile and the beam-to-pile connection, may be used along pile rows perpendicular and parallel to the shoreline. Knee braces shall be two-by-eight lumber bolted to the sides of the pile/beam, or four-by-four or larger braces framed into the pile/beam. Bolting shall consist of two 5/8-inch galvanized-steel bolts (each end) for two-by-eight members, or one 5/8-inch lag bolt (each end) for square members. Knee braces shall not extend more than three feet below the elevation of the base flood.
- (5) Column foundation design.
- (a) Masonry piers or poured-in-place concrete piers shall be internally reinforced to resist vertical and lateral loads and shall be connected with a movement-resisting connection to a pile cap or pile shaft.
- (6) Connectors and fasteners.
- (a) Galvanized metal connectors, wood connectors, or bolts of size and number adequate for the calculated loads must be used to connect adjoining components of a structure.
 - (b) Toe nailing as a principal method of connection is not permitted.
 - (c) All metal connectors and fasteners used in exposed locations shall be steel, hot-dipped galvanized after fabrication. Connectors in protected interior locations shall be fabricated from galvanized sheet.
- (7) Beam-to-pile connections.
- (a) The primary floor beams or girders shall span the supports in the direction parallel to the flow of potential floodwater and wave action and shall be fastened to the columns or pilings by bolting, with or without cover plates. Concrete members shall be connected by reinforcement, if cast in place, or, if precast, shall be securely connected by bolting and welding. If sills, beams, or girders are attached to wood piling at a notch, a minimum of two 5/8-inch galvanized-steel bolts or two hot-dipped galvanized straps 3/16 inch by four inches by 18 inches each bolted with two 1/2-inch lag bolts per beam member shall be used. Notching of pile tops shall be the minimum sufficient to provide ledge support for beam members without unduly weakening pile connections. Piling shall not be notched so that the cross section is reduced below 50%.
- (8) Floor and deck connections.
- (a) Wood two-inch by four-inch (minimum) connectors or metal joist anchors shall be used to tie floor joists to floor beams/girders. These should be installed on alternate floor joists, at a minimum. Cross bridging of all floor joists shall be provided. Such cross bridging may be one-inch by three-inch members, placed eight feet on center, maximum, or solid bridging of same depth as joist at same spacing.
 - (b) Plywood should be used for subflooring and attic flooring to provide good torsional resistance in the horizontal plane of the structure. The plywood should not be less than 3/4 inch in total thickness and should be exterior grade and fastened to beams or joists with 8d annular or spiral-thread galvanized nails. Such fastening shall be supplemented by the application of waterproof industrial adhesive applied to all bearing surfaces.
- (9) Exterior wall connections.
- (a) All bottom plates shall have any required breaks under a wall stud or an anchor bolt. Approved anchors will be used to secure rafters or joists and top and bottom plates to studs in exterior and bearing walls to form a continuous tie. Continuous 15/32-inch or thicker

plywood sheathing, overlapping the top wall plate and continuing down to the sill, beam, or girder, may be used to provide the continuous tie. If the sheets of plywood are not vertically continuous, then two-by-four nailer blocking shall be provided at all horizontal joints. In lieu of the plywood, galvanized-steel rods of 1/2-inch diameter or galvanized-steel straps not less than one inch wide by 1/16 inch thick may be used to connect from the top wall plate to the sill, beam, or girder. Washers with a minimum diameter of three inches shall be used at each end of the 1/2-inch-round rods. These anchors shall be installed no more than two feet from each corner rod, no more than four feet on center.

(10) Ceiling joist/rafter connections.

- (a) All ceiling joists or rafters shall be installed in such a manner that the joists provide a continuous tie across the rafters. Ceiling joists and rafters shall be securely fastened at their intersections. A metal or wood connector shall be used at alternate ceiling joist/rafter connections to the wall top plate.
- (b) Gable roofs shall be additionally stabilized by installing two-by-four blocking on two-foot centers between the rafters at each gable end. Blocking shall be installed a minimum of eight feet toward the house interior from each gable end.

(11) Projecting members.

- (a) All cantilevers and other projecting members must be adequately supported and braced to withstand wind and water uplift forces. Roof eave overhangs shall be limited to a maximum of two feet and joist overhangs to a maximum of one foot.
- (b) Larger overhangs and porches will be permitted if designed or reviewed and certified by a registered professional engineer or architect.

(12) Roof sheathing.

- (a) Plywood, or other wood material, when used as roof sheathing, shall not be less than 15/32 inch in thickness and shall be of exterior sheathing grade or equivalent. All attaching devices for sheathing and roof coverings shall be galvanized or shall be of other suitable corrosion-resistant material.
- (b) All corners, gable ends, and roof overhangs exceeding six inches shall be reinforced by the application of waterproof industrial adhesive applied to all bearing surfaces of any plywood sheet used in the sheathing of such corner, gable end, or roof overhang.
- (c) In addition, roofs should be sloped as steeply as practicable to reduce uplift pressures, and special care should be used in securing ridges, hips, valleys, eaves, vents, chimneys, and other points of discontinuity in the roofing surface.

(13) Protection of openings.

- (a) All exterior glass panels, windows, and doors shall be designed, detailed, and constructed to withstand loads due to the design wind speed of 75 miles per hour. Connections for these elements must be designed to transfer safely the design loads to the supporting structure. Panel widths of multiple-panel sliding glass doors shall not exceed three feet.

(14) Breakaway wall design standards.

- (a) The breakaway wall shall have a design safe loading resistance of not less than 10 and not more than 20 pounds per square foot, with the criterion that the safety of the overall structure at the point of wall failure be confirmed using established procedures. Grade beams shall be installed in both directions for all piles considered to carry the breakaway wall load. Knee braces are required for front row piles that support breakaway walls.
- (b) Use of breakaway wall strengths in excess of 20 pounds per square foot shall not be permitted unless a registered professional engineer or architect has developed or reviewed the structural design and specifications for the building foundation and breakaway wall

components and certifies that the breakaway walls will fail under water loads less than those that would occur during the base flood and the elevated portion of the building and supporting foundation system will not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and nonstructural). Water loading values used shall be those associated with the base flood. Wind loading values shall be those required by the Building Code.

- E. Nonresidential structures (except coastal high-hazard areas). The following standards apply to new and substantially improved commercial, industrial and other nonresidential structures located in areas of special flood hazard, in addition to the requirements in § 352A (2), Subdivision proposals, and § 352A(3), Encroachments, and § 352B, Standards for all structures.
- (1) Within Zones A1-A30, AE and AH, and also Zone A if base flood elevation data is available, new construction and substantial improvements of any nonresidential structure, together with attendant utility and sanitary facilities, shall either:
 - (a) Have the lowest floor, including basement or cellar, elevated to or above two feet above the base flood elevation; or
 - (b) Be floodproofed so that the structure is watertight below two feet above the base flood elevation, with walls substantially impermeable to the passage of water. All structural components located below the base flood elevation must be capable of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy.
 - (2) Within Zone AO, new construction and substantial improvements of nonresidential structures shall:
 - (a) Have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as two feet above the depth number specified in feet on the community's FIRM (at least three feet if no depth number is specified); or
 - (b) Together with attendant utility and sanitary facilities, be completely floodproofed to that level to meet the floodproofing standard specified in § 352E(1)(b).
 - (3) If the structure is to be floodproofed, a licensed professional engineer or architect shall develop and/or review structural design, specifications, and plans for construction. A floodproofing certificate or other certification shall be provided to the local administrator that certifies the design and methods of construction are in accordance with accepted standards of practice for meeting the provisions of § 352-E(1)(b), including the specific elevation (in relation to mean sea level) to which the structure is to be floodproofed.
 - (4) Within Zones AH and AO, adequate drainage paths are required to guide floodwaters around and away from proposed structures on slopes.
 - (5) Within Zone A, when no base flood elevation data is available, the lowest floor (including basement) shall be elevated at least three feet above the highest adjacent grade.
- F. Nonresidential structures (coastal high-hazard areas).
- (1) In Zones V1-V30 and VE, and Zone V if base flood elevation data is available, new construction and substantial improvements of any nonresidential structure, together with attendant utility and sanitary facilities, shall have the bottom of the lowest member of the lowest floor elevated to or above two feet above the base flood elevation. Floodproofing of structures is not an allowable alternative to elevating the lowest floor to two feet above the base flood elevation in Zones V1-V30, VE and V.
- G. Manufactured homes and recreational vehicles. The following standards, in addition to the standards in § 352A, General standards, and § 352B, Standards for all structures, apply, as indicated, in areas of special flood hazard to manufactured homes and to recreational vehicles which are located in areas of special flood hazard.

- (1) Recreational vehicles.
 - (a) Recreational vehicles placed on sites within Zones A1-A30, AE, AH, V1-V30, V, and VE shall either:
 - [1] Be on site fewer than 180 consecutive days;
 - [2] Be fully licensed and ready for highway use; or
 - [3] Meet the requirements for manufactured homes in § 352G(2), (3) and (4).
 - (b) A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect-type utilities and security devices and has no permanently attached additions.
- (2) A manufactured home that is placed or substantially improved in Zones A1-A30, AE, AH, V1-V30, V, and VE shall be elevated on a permanent foundation such that the lowest floor is elevated to or above two feet above the base flood elevation and is securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement. Elevation on piers consisting of dry stacked blocks is prohibited.
- (3) Within Zone A or V, when no base flood elevation data is available, new and substantially improved manufactured homes shall be elevated to meet the requirements of § 352 C(1)(b) and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse or lateral movement. Elevation on piers consisting of dry stacked blocks is prohibited.
- (4) Within Zone AO, the floor shall be elevated above the highest adjacent grade at least as high as the depth number specified on the Flood Insurance Rate Map enumerated in § 350B plus one foot of freeboard (at least two feet if no depth number is specified). Elevation on piers consisting of dry stacked blocks is prohibited.

H. ACCESSORY STRUCTURES INCLUDING DETACHED GARAGES

Applies to new and substantially improved accessory structures, including detached garages, in the areas of special flood hazard shown on the Flood Insurance Rate Map designated in § 350(B).

- (1) The accessory structure must meet the definition of structure, for floodplain management purposes, provided in 44 CFR § 59.1, where walled and roofed shall be interpreted as having two outside rigid walls and a fully secured roof.
- (2) The accessory structure should be small, as defined by the community and approved by FEMA, and represent a minimal investment. Accessory structures of any size may be considered for a variance; however, FEMA considers accessory structures that meet the following criteria to be small and therefore not necessarily in need of a variance, if the community chooses to allow it:
 - a. Located in an A Zone (A, AE, A1-A30, AR, A99) and less than or equal to the size of a one-story, two-car garage.
 - b. Located in a V Zone (V, VE, V1-V30) and less than or equal to 100 square feet.
- (3) Accessory structures must meet the standards of Section § 352 B(1), ANCHORING,
- (4) The portions of the accessory structure located below BFE plus two feet of freeboard must be constructed with flood-resistant materials.
- (5) Mechanical and utility equipment for the accessory structure must be elevated or dry floodproofed to or above BFE plus two feet of freeboard.
- (6) The accessory structure must comply with the floodway encroachment provisions of the NFIP.

- (7) The accessory structure must be wet floodproofed to protect the structure from hydrostatic pressure. The design must meet the NFIP design and performance standards for openings per 44 CFR § 60.3(c)(5) and must allow for the automatic entry and exit of floodwaters without manual operation or the presence of a person (or persons).
 - (8) Within Zones V1-V30, VE, and V, unelevated accessory buildings must be unfinished inside, constructed with flood-resistant materials, and used only for storage. When an accessory building is placed in these zones, the design professional must determine the effect that debris from the accessory building will have on nearby buildings. If the accessory building is large enough that its failure could create damaging debris or divert flood flows, it must be elevated above the base flood elevation plus two feet.
- I. Notwithstanding any provision of this ordinance or any other applicable provision of the law to the contrary, no building permit shall be denied for violation of any height or story requirement set forth in this ordinance, provided that there shall be no greater than three stories and that the Commissioner of Buildings determines that: **[Effective 11-14-2016]**
- (1) The building permit application seeks permission for construction at an existing residential dwelling or new residential dwelling located within a special flood hazard area; and
 - (2) The waiver of the violation of the height or story restriction is necessary in order to comply with the elevation standards and requirements of the Federal Emergency Management Agency (FEMA) in the administration of the National Flood Insurance Program (NFIP); and
 - (3) The proposed height is no greater than 30 feet above the applicable base flood elevation plus the required freeboard as stated in the New York State Uniform Fire Prevention and Building Code.
 - (4) That all space located below the first level of habitable space remains solely for the use of parking and limited storage as defined by the Federal Emergency Management Agency (FEMA); and
 - (5) That there shall be no more than two (2) stories of habitable living space.

§ 353 Variance procedure.

A. Appeals Board.

- (1) The Board of Appeals as established by the Town of Hempstead shall hear and decide appeals and requests for variances from the requirements of this article.
- (2) The Board of Appeals shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the local administrator in the enforcement or administration of this article.
- (3) Those aggrieved by the decision of the Board of Appeals may appeal such decision to the Supreme Court pursuant to Article 78 of the Civil Practice Law and Rules.
- (4) In passing upon such applications, the Board of Appeals shall consider all technical evaluations, all relevant factors, standards specified in other sections of this article, and:
 - (a) The danger that materials may be swept onto other lands to the injury of others;
 - (b) The danger to life and property due to flooding or erosion damage;
 - (c) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - (d) The importance of the services provided by the proposed facility to the community;

- (e) The necessity to the facility of a waterfront location, where applicable;
 - (f) The availability of alternative locations for the proposed use, which are not subject to flooding or erosion damage;
 - (g) The compatibility of the proposed use with existing and anticipated development;
 - (h) The relationship of the proposed use to the Comprehensive Plan and floodplain management program of that area;
 - (i) The safety of access to the property in times of flood for ordinary and emergency vehicles;
 - (j) The costs to local governments and the dangers associated with conducting search-and-rescue operations during periods of flooding;
 - (k) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site; and
 - (l) The costs of providing governmental services during and after flood conditions, including search-and-rescue operations, maintenance and repair of public utilities and facilities, such as sewer, gas, electrical, and water systems and streets and bridges.
- (5) Upon consideration of the factors of § 353A(4) and the purposes of this article, the Board of Appeals may attach such conditions to the granting of variances as it deems necessary to further the purposes of this article.
- (6) The local administrator shall maintain the records of all appeal actions, including technical information, and shall report any variances to the Federal Emergency Management Agency upon request.

B. Conditions for variances.

- (1) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood elevation, provided that the items in § 353A(4)(a) through (l) have been fully considered. As the lot size increases beyond the 1/2 acre, the technical justification required for issuing the variance increases.
- (2) Variances may be issued for the repair or rehabilitation of historic structures upon determination that:
 - (a) The proposed repair or rehabilitation will not preclude the structure's continued designation as an historic structure; and
 - (b) The variance is the minimum necessary to preserve the historic character and design of the structure.
- (3) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use, provided that:
 - (a) The criteria of Subsections **B(1), (4), (5) and (6)** of this section are met; and
 - (b) The structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threat to public safety.
- (4) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- (5) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

- (6) Variances shall only be issued upon receiving written justification of:
- (a) A showing of good and sufficient cause;
 - (b) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
 - (c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety or extraordinary public expense, create nuisances, cause fraud on or victimization of the public or conflict with existing local laws or ordinances.
- (7) Any applicant to whom a variance is granted for a building with the lowest floor below the base flood elevation shall be given written notice over the signature of a community official that the cost of flood insurance will be commensurate with the increased risk resulting from lowest floor elevation.

* * *

; and,

BE IT FURTHER

RESOLVED, the Town Clerk be and she hereby is directed to publish notice 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 the 28th day of February, 2023 at 7:00 o'clock in the evening of that day, to consider the proposed amendment of Article XXXIV of the Building Zone Ordinance, in relation to flood hazard zones. 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, and available at hempsteadny.gov, where it 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

February 7, 2023

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: NON COMPETITIVE PROMOTION FOR
KEVIN ALMIRALL, CIVIL ENGINEER V,
IN THE DEPARTMENT OF ENGINEERING.

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

WHEREAS, Kevin Almirall is terminated from his position as
provisional Civil Engineer V, in the Department of Engineering, NOW, BE IT

RESOLVED, that Kevin Almirall be and hereby is promoted,
to Civil Engineer V, per Section 52.7 of the Civil Service Law, Grade 29, Step 13 (N), Non
Competitive, Salary Schedule D, with no change in salary, in the Department of Engineering, by
the Commissioner of the Department of Engineering and ratified by the Town Board of the Town
of Hempstead, effective February 8, 2023.

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 MATTHEW ARCESE, AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

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

RESOLVED, that Matthew Arcese be and hereby is appointed
Equipment Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the
Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway
and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of
pre-employment criteria, effective February 8, 2023 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 ARCURI, AS
PARK CREW CHIEF, IN THE DEPARTMENT OF
PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Anthony Arcuri, now serving as Groundskeeper III, in the Department of Parks and Recreation, be and hereby is appointed Park Crew Chief, Non Competitive, Ungraded, at an annual salary of \$111,600, 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 effective February 8, 2023, 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 NICHOLAS BAZAREWSKI,
AS EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Nicholas Bazarewski be and hereby is appointed Equipment Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead subject to satisfactory completion of pre-employment criteria effective February 8, 2023 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 GABRIEL CALOIA, AS
LABOR CREW CHIEF II, IN THE DEPARTMENT
OF PARKS AND RECREATION.

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

RESOLVED, that Gabriel Caloia, now serving as Labor Crew Chief I, in the Department of Parks and Recreation, be and hereby is appointed Labor Crew Chief II, Non Competitive, Grade 15, Step 12 (M), Salary Schedule D, \$98,406, 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 effective February 8, 2023, 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 FELICE CARUCCI AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Felice Carucci be and hereby is appointed Laborer I,
Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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, effective February 8, 2023 and BE IT

FURTHER RESOLVED, that subject appointment is probationary
for twenty-six weeks and should candidate prove unsatisfactory during this period, said
appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR AMANDA
COSENZA, OFFICE SERVICES ASSISTANT, IN
THE DEPARTMENT OF PARKS AND
RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Amanda Cosenza, Office Services Assistant, in the Department of Parks and Recreation, be and hereby is increased to Grade 12, Step 8 (I), Salary Schedule D, \$75,625, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR ANGELO
D'ALESSANDRO, EQUIPMENT OPERATOR
II, IN THE DEPARTMENT OF HIGHWAY
BUDGET CODE 5110.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Angelo D'Alessandro, Equipment Operator II, in the Department of Highway, Budget Code 5110, be and hereby is increased to Grade 12, Step 3 (D), Salary Schedule D, \$58,209, by the Commissioner of the Department of Highway, and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF PATRICK DENICOLA, AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Patrick Denicola be and hereby is appointed
Equipment Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the
Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway
and ratified by the Town Board of the Town of Hempstead subject to satisfactory completion of
pre-employment criteria effective February 8, 2023 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 DEBORAH FAAS, AS
MESSENGER, IN THE DEPARTMENT OF
PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Deborah Faas, now serving as Clerk Laborer, in the Department of Parks and Recreation, be and hereby is appointed Messenger, Non Competitive, Ungraded, at an annual salary of \$86,213, 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 effective February 8, 2023, 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 FALCO, AS
GROUNDSKEEPER III, IN THE DEPARTMENT
OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Anthony Falco, now serving as Labor Crew Chief II, in the Department of Parks and Recreation, be and hereby is appointed Groundskeeper III, Non Competitive, Grade 17, Step 12 (M), Salary Schedule D, \$104,409, 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 effective February 8, 2023, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JENA HANSON,
RECEPTIONIST (POOL), IN THE
DEPARTMENT OF GENERAL SERVICES,
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jena Hanson, Receptionist (Pool), in the Department of General Services, Administration, be and hereby is increased to Grade 9, Step 7 (H), Salary Schedule D, \$63,425, by the Commissioner of the Department of General Services, and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF BRIAN HAUBERT AS
CLERK LABORER, IN THE DEPARTMENT OF
BUILDINGS.

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

RESOLVED, that Brian Haubert, now serving as Office Aide, in the Department of Buildings, be and hereby is appointed Clerk Laborer, Non Competitive, Grade 9, Step 4 (E), Salary Schedule D, \$56,303, in the Department of Buildings, by the Acting Commissioner of the Department of Buildings and ratified by the Town Board of the Town of Hempstead effective February 8, 2023, 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 LORENZO INGARGIOLA
AS LABOR CREW CHIEF I, IN THE
DEPARTMENT OF GENERAL SERVICES,
ANIMAL SHELTER AND CONTROL DIVISION.

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

RESOLVED, that Lorenzo Ingargiola, now serving as Laborer II, in the Department of General Services, Animal Shelter and Control Division, be and hereby is appointed Labor Crew Chief I, Non Competitive, Grade 13, Step 9 (J), Salary Schedule D, \$81,130, 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 February 8, 2023, 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 JAKE KOLANSKY, AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

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

RESOLVED, that Jake Kolansky, now serving as Laborer II, in the
Department of Highway, Budget Code 5110, be and hereby is appointed Equipment Operator I, Non
Competitive, with no change in salary, in the Department of Highway, Budget Code 5110, by the
Commissioner of the Department of Highway and ratified by the Town Board of the Town of
Hempstead effective February 1, 2023, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be
terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF CHRISTOPHER KOSOWSKI
AS LABOR CREW CHIEF I, IN THE
DEPARTMENT OF CONSERVATION AND
WATERWAYS.

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

RESOLVED, that Christopher Kosowski, now serving as Laborer I, in the Department of Conservation and Waterways, be and hereby is appointed Labor Crew Chief I, Non Competitive, Grade 13, Step 6 (G), Salary Schedule D, \$67,201, in the Department of Conservation and Waterways, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective February 8, 2023, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR ROBERT
KOSOWSKI, DEPUTY TOWN ATTORNEY, IN
THE OFFICE OF THE TOWN ATTORNEY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Robert Kosowski, Deputy Town Attorney, in the Office of the Town Attorney, be and hereby is increased to \$83,280, Ungraded, by the Town Attorney and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: LEAVE OF ABSENCE FROM THE TITLE PARK SUPERVISOR III; AND APPOINTMENT OF DANIEL LANG AS GENERAL PARK CREW CHIEF, IN THE DEPARTMENT OF PARKS AND RECREATION.

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

RESOLVED, that Daniel Lang, Park Supervisor III, in the Department of Parks and Recreation, be and hereby is granted a one year leave of absence from his permanent position as Park Supervisor III, for a period of not more than one year beginning February 8, 2023 and BE IT

FURTHER RESOLVED, THAT Daniel Lang be and hereby is appointed General Park Crew Chief, Non Competitive, Ungraded, at an annual salary of \$146,113, 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 effective February 8, 2023, 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: REINSTATEMENT OF THOMAS LANG,
AS LABORER I, IN THE DEPARTMENT OF
PARKS AND RECREATION.

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

RESOLVED, that Thomas Lang be and hereby is reinstated as
Laborer I, Labor Class, Grade 9, Step 3 (D), \$53,625, in the Department of Parks and Recreation, by the
Commissioner of the Department of Parks and Recreation, with the approval of the Town of Hempstead
Civil Service Commission and ratified by the Town Board of the Town of Hempstead effective
February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF PETER MARTINI, AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

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

RESOLVED, that Peter Martini be and hereby is appointed
Equipment Operator I, Non Competitive, Grade 11, Start Step (A), Salary Schedule E, \$48,168, in the
Department of Highway, Budget Code 5110, by the Commissioner of the Department of Highway
and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of
pre-employment criteria, effective February 8, 2023 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 EUGENE MCCARRICK
AS MAINTENANCE ELECTRICIAN, IN THE
DEPARTMENT OF PARKS AND RECREATION.

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

RESOLVED, that Eugene McCarrick be and hereby is appointed Maintenance Electrician, Non Competitive, Grade 12, Start Step (A), Salary Schedule E, \$49,581, 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 February 20, 2023, 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 BRENDAN MCMANAMY,
AS GROUNDSKEEPER I, IN THE
DEPARTMENT OF PARKS AND RECREATION.

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

RESOLVED, that Brendan McManamy, now serving as Laborer II, in the Department of Parks and Recreation, be and hereby is appointed Groundskeeper I, Labor Class, Grade 13, Step 8 (I), Salary Schedule D, \$77,784, 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 effective February 8, 2023, 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: PROVISIONAL PROMOTION FOR LUCI
MINEO TO CLERK IV, IN THE OFFICE OF
THE TOWN ATTORNEY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Luci Mineo, now serving as Clerk III,
Competitive, Permanent, in the Office of the Town Attorney, be and hereby is provisionally
promoted to Clerk IV, Competitive, Provisional, Grade 17, Step 11 (L), Salary Schedule D,
\$99,001, by the Town Attorney and ratified by the Town Board of the Town of Hempstead
effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF GINAMARIE MOSSA AS
CLERK LABORER, IN THE DEPARTMENT OF
PARKS AND RECREATION.

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

RESOLVED, that Ginamarie Mossa be and hereby is appointed Clerk Laborer,
Non Competitive, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 February 8, 2023 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 GIOVANNA PANZA AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Giovanna Panza be and hereby is appointed Laborer I,
Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 February 8, 2023 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 VICTORIA PISCIONE AS
CLERK III, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5010, 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 Victoria Piscione has passed the examination for the position of Clerk III, Civil Service List No. 75-794, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Victoria Piscione, now serving as Clerk II, Competitive, Permanent, in the Department of Highway, Budget Code 5010, be and hereby is appointed Clerk III, Competitive, Permanent, Grade 13, Step 7 (H), Salary Schedule D, \$70,822, from the civil service list, by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead effective February 8, 2023 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 JAKE RAGONA AS
LABORER I, IN THE DEPARTMENT OF PARKS
AND RECREATION.

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

RESOLVED, that Jake Ragona be and hereby is appointed Laborer I,
Labor Class, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 February 8, 2023 and BE IT

FURTHER RESOLVED, that subject appointment is probationary
for twenty-six weeks and should candidate prove unsatisfactory during this period, said
appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JOHN
REINHARDT III, COMMISSIONER,
DEPARTMENT OF WATER IN THE
DEPARTMENT OF WATER.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for John Reinhardt, III, Commissioner,
Department of Water, be and hereby is increased to \$161,153, Ungraded, by the Supervisor of
the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective
February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ANTHONY RODRIGUEZ AS DEPUTY COMMISSIONER, DEPARTMENT OF INFORMATION AND TECHNOLOGY, IN THE DEPARTMENT OF INFORMATION AND TECHNOLOGY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Anthony Rodriguez, now serving as Programmer Trainee, in the Department of Information and Technology, be and hereby is appointed Deputy Commissioner, Department of Information and Technology, Exempt, Ungraded, at an annual salary of \$123,300, in the Department of Information and Technology, by the Commissioner of the Department of Information and Technology, and ratified by the Town Board of the Town of Hempstead effective February 8, 2023, 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 DANIEL RUNG, AS
EQUIPMENT OPERATOR I, IN THE
DEPARTMENT OF HIGHWAY, BUDGET CODE
5110.

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

RESOLVED, that Daniel Rung, now serving as Laborer II, in the
Department of Highway, Budget Code 5110, be and hereby is appointed Equipment Operator I, Non
Competitive, with no change in salary, in the Department of Highway, Budget Code 5110, by the
Commissioner of the Department of Highway and ratified by the Town Board of the Town of
Hempstead effective January 30, 2023, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be
terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR MICHAEL
RUSSO, ASSISTANT DIRECTOR OF
COMMUNICATIONS, IN THE DEPARTMENT
OF GENERAL SERVICES,
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Michael Russo, Assistant Director of Communications, in the Department of General Services, Administration, be and hereby is increased to \$92,198, Ungraded, by the Commissioner of the Department of General Services, and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: PROVISIONAL PROMOTION FOR BRETT SEFCHEK, SANITATION SUPERVISOR, IN THE DEPARTMENT OF SANITATION.

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

RESOLVED, that Brett Sefchek, now serving as Assistant Sanitation Supervisor, Competitive, Permanent, in the Department of Sanitation, be and hereby is provisionally promoted to Sanitation Supervisor, Competitive, Provisional, Grade 23, Step 12 (M), Salary Schedule D, \$132,026, in the Department of Sanitation, by the Commissioner of the Department of Sanitation and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF SARA SORANNO AS
CLERK LABORER, IN THE DEPARTMENT OF
PARKS AND RECREATION.

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

RESOLVED, that Sara Soranno be and hereby is appointed Clerk Laborer,
Non Competitive, Grade 9, Start Step (A), Salary Schedule E, \$45,458, 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 February 8, 2023 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 MARGHERITA VITALE AS
TAX CLERK III, IN THE OFFICE OF THE
RECEIVER OF TAXES, 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 Margherita Vitale has passed the examination for the position of Tax Clerk III, Civil Service List No. 76-942, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Margherita Vitale, now serving as Tax Clerk II, Competitive, Permanent, in the Office of the Receiver of Taxes, be and hereby is appointed Tax Clerk III, Competitive, Permanent, Grade 18, Step 12 (M), Salary Schedule D, \$107,409, from the civil service list, by the Receiver of Taxes and ratified by the Town Board of the Town of Hempstead effective February 8, 2023 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JESSICA ZINN,
CLERK LABORER, IN THE DEPARTMENT OF
PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jessica Zinn, Clerk Laborer, in the Department of Parks and Recreation, be and hereby is increased to Grade 9, Step 4 (E), Salary Schedule D, \$56,303, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective February 8, 2023.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION
NO. 1488/146-2022, FREDRIC WEST, IN THE
DEPARTMENT OF BUILDINGS.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS Resolution No. 1488/146-2022 contains a misspelling of an
employees first name, NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read "FREDRIC",
wherever the name is stated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION
NO. 1488/84-2022, NICHOLAS MARTELLI, IN
THE DEPARTMENT OF GENERAL SERVICES.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS Resolution No. 1488/84-2022 cites an incorrect appointing
Commissioner, NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read “by the Commissioner of the
Department of General Services”

AYES:

NOES:

2/7/2023

In addition, there are (6) Six Resolutions for various types of Leaves of Absence.