

**RESOLUTION NO. 137 -2015, ADOPTING LOCAL LAW
NO. 10 -2015, A LOCAL LAW AMENDING SECTION 232-2 OF
THE SUFFOLK COUNTY CODE REGARDING TAX NOTICES
AFTER RECORDING OF MORTGAGE SATISFACTIONS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on January 5, 2015, a proposed local law entitled, "**A LOCAL LAW AMENDING SECTION 232-2 OF THE SUFFOLK COUNTY CODE REGARDING TAX NOTICES AFTER RECORDING OF MORTGAGE SATISFACTIONS**"; and said local law in final form is the same as when presented and introduced; now, therefore be it

RESOLVED, that said local law be enacted as follows:

**LOCAL LAW NO. 10 -2015, SUFFOLK COUNTY, NEW YORK
A LOCAL LAW AMENDING SECTION 232-2 OF THE SUFFOLK
COUNTY CODE REGARDING TAX NOTICES AFTER
RECORDING OF MORTGAGE SATISFACTIONS**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF
SUFFOLK**, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds that Section 232-2 of the Suffolk County Code requires the Suffolk County Clerk to notify a property owner, upon the return of a satisfaction of mortgage to such property owner, as to the procedure and requirements for payment of real property taxes in Suffolk County after the payoff of a mortgage.

This Legislature further finds that in the event that electronic or other types of documents are recorded, the Office of the Suffolk County Clerk desires the ability to transmit the above notice, as appropriate, in suitable form.

Therefore, the purpose of this law is to amend Section 232-2 of the Suffolk County Code to continue requiring notice to a property owner of real property tax payment procedures and requirements upon filing of a mortgage satisfaction, but to permit flexibility in the type of notice sent.

Section 2. Amendment.

Section 232-2 of the Suffolk County Code is hereby amended as follows:

§ 232-2 Notification Requirement

The Suffolk County Clerk shall notify a property owner, [simultaneously with] upon the return of a satisfaction of mortgage to such owner, as to the procedure and requirements for the payment of real property taxes in Suffolk County after the payoff of a mortgage[, said notification to be in the form attached hereto as Exhibit A].

Section 3. Applicability.

This law shall apply to all instances where a satisfaction of mortgage is recorded in the Office of the Suffolk County Clerk on or after the effective date of this law.

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 279 of the Suffolk County Code, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(20) and (27), in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

Section 7. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

[] Brackets denote deletion of existing language.
___ Underlining denotes addition of new language.

DATED: March 3, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: March 23, 2015

After a public hearing duly held on March 16, 2015
Filed with the Secretary of State on April 17, 2015