

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a local law entitled "A LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE, MOTOR VEHICLE USE FEE" (I.R. No. 1923-2015) has been introduced in the Suffolk County Legislature.

This local law will increase the County's motor vehicle use fee.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing on this proposed local law in the Rose Y. Caracappa Auditorium of the Suffolk County Legislature, in the William H. Rogers Legislature Building, Hauppauge, New York, on the 17<sup>th</sup> day of November, 2015, at 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Jason Richberg  
Clerk of the County Legislature

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION  
OF INTRODUCTORY RESOLUTION NO. - 2015**

1923  
**WHEREAS, INTRODUCTORY RESOLUTION NO. - 2015**

**RESOLUTION NO. - 2015, ADOPTING LOCAL  
LAW NO. - 2015, A LOCAL LAW TO AMEND  
CHAPTER 603 OF THE SUFFOLK COUNTY CODE,  
MOTOR VEHICLE USE FEE**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY  
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, JONATHAN SCHNEIDER, DEPUTY SUFFOLK COUNTY  
EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND  
ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT  
THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF  
INTRODUCTORY RESOLUTION NO. - 2015, BECAUSE THE IMMEDIATE  
ADOPTION OF THIS RESOLUTION IS NECESSARY TO EFFECTUATE THE  
AMENDMENTS APPROVED BY THE SUFFOLK COUNTY LEGISLATURE TO  
THE 2016 OPERATING BUDGET.**

**IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND  
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS  
13<sup>th</sup> DAY OF NOVEMBER, 2015.**

  
\_\_\_\_\_  
**JONATHAN SCHNEIDER  
DEPUTY SUFFOLK COUNTY EXECUTIVE**

**RECEIVED  
2015 NOV 13 P 1:31  
COUNTY LEGISLATURE  
SUFFOLK COUNTY, N.Y.  
HAUPPAUGE**

1923

Intro. Res. No. \_\_\_\_-2015

Laid on Table

11/17/15

Introduced by Presiding Officer on request of the County Executive

**RESOLUTION NO. \_\_\_\_-2015, ADOPTING LOCAL LAW NO. \_\_\_\_-2015, A LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE, MOTOR VEHICLE USE FEE**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on \_\_\_\_\_, 2015, a proposed local law entitled, "**A LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE, MOTOR VEHICLE USE FEE;**" now, therefore be it

**RESOLVED**, that the said local law be enacted in form as follows:

**LOCAL LAW NO. \_\_\_\_-2015, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE, MOTOR VEHICLE USE FEE**

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

**Section 1. Legislative Intent,**

This Legislature finds and determines that pursuant to the authority originally granted via Chapter 68 of the Laws of New York 1991, Suffolk County adopted Local Law 33-1991, as amended by Local Law 21-2001, imposing a motor vehicle use fee in Suffolk County and authorizing the Commissioner of the New York State Department of Motor Vehicles to collect such fee on behalf of Suffolk County.

This Legislature further finds and determines that due to the fiscal difficulties of the County, there is a need to increase the motor vehicle use fee in Suffolk County and the New York State Legislature has authorized such an increase.

Therefore, the purpose of this law is to increase the motor vehicle use fee in Suffolk County.

**Section 2. Amendment.**

Section 603-2 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

**CHAPTER 603, MOTOR VEHICLE USE FEE**

\*\*\*\*

§ 603-2. Imposition of Use Fee.

- A. Pursuant to the Vehicle and Traffic Law and § 1201, Subdivision (e), and § 1202, Subdivision (c) **and (g)**, of the Tax Law, a special motor vehicle use fee on vehicle registrations is hereby imposed on motor vehicles registered within

Suffolk County. Such fee shall be charged in accordance with the following schedule:

- (1) A fee of \$15 per year for passenger motor vehicles of a type commonly used for noncommercial purposes, owned by residents of Suffolk County, and weighing 3,500 pounds or less.
- (2) A fee of \$[1]30 per year for passenger motor vehicles of a type commonly used for noncommercial purposes, owned by residents of Suffolk County, and weighing more than 3,500 pounds.
- (3) A fee of \$[1]30 per year for trucks, buses and other such commercial motor vehicles used principally in connection with business carried on within Suffolk County, except when owned and used in connection with the operation of a farm by the owner or tenant thereof.

B. The fee shall be paid for all registrations and renewals of registrations for which the registration fee is established in § 401, Subdivision (6)(a), (6)(d) or (7), of the Vehicle and Traffic Law.

\*\*\*\*

### **Section 3. Applicability.**

This law shall apply to all vehicle registrations occurring 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 State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

**Section 6. Effective Date.**

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

DATED:

APPROVED BY:

\_\_\_\_\_  
County Executive of Suffolk County

Date:

[ ] Brackets denote deletions.

\_\_\_ Underlining denotes additions.

OFFICE OF THE COUNTY LEGISLATURE  
COUNTY OF SUFFOLK

1923

GEORGE NOLAN  
COUNSEL TO THE LEGISLATURE  
email: george.nolan@suffolkcountyny.gov



WILLIAM H. ROGERS BUILDING  
P.O. BOX 6100  
HAUPPAUGE, NY 11788-0099  
(631) 853-5494 (PHONE)  
(631) 853-4415 (FAX)

DATE: November 13, 2015  
TO: CLERK OF THE COUNTY LEGISLATURE  
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

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PROPOSED LOCAL LAW YEAR 2015

TITLE: I.R. NO. -2015; LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE,  
MOTOR VEHICLE USE FEE

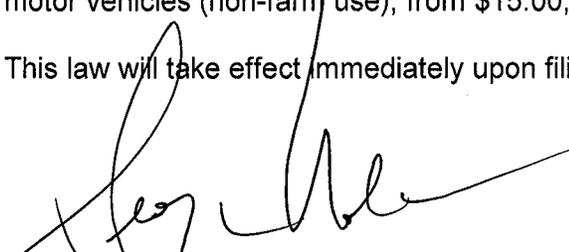
SPONSOR: PRESIDING OFFICER, ON REQUEST OF COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 11/13/2015 PUBLIC HEARING: 11/17/2015

DATE ADOPTED/NOT ADOPTED: \_\_\_\_\_ CERTIFIED COPY RECEIVED: \_\_\_\_\_

This proposed local law would increase the motor vehicle use fee in Suffolk County to the maximum permitted under Section 1201(e) of the NEW YORK VEHICLE AND TRAFFIC LAW, i.e., to \$15.00 for passenger vehicles weighing 3,500 pounds or less; \$30.00 for passenger vehicles weighing more than 3,500 pounds; and \$30.00 for trucks, buses, and other commercial motor vehicles (non-farm use), from \$15.00, \$30.00, and \$30.00 respectively.

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

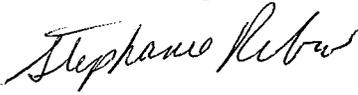
  
GEORGE NOLAN  
Counsel to the Legislature

GN:

s:\rule28\28-motor vehicle use fee

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

923

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
<b>RESOLUTION NO. -2015, ADOPTING A LOCAL LAW TO AMEND CHAPTER 603 OF THE SUFFOLK COUNTY CODE, MOTOR VEHICLE USE FEE</b>		
3. Purpose of Proposed Legislation		
This Local Law increases the fee paid for passenger motor vehicles weighing 3,500 pounds or less from \$5 per year to \$15 per year, and increases the fee paid for passenger motor vehicles weighing over 3,500 as well as trucks, buses and other commercial motor vehicles from \$10 per year to \$30 per year.		
4. Will the Proposed Legislation Have a Fiscal Impact?      Yes _____ No <input checked="" type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact?    (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The increase in revenue from this source is estimated to be about \$1,584,000 in 2015 and \$15 million in 2016.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The total revenue increase from 2015 through 2019 is estimated to be about \$60.16 million.		
8. Proposed Source of Funding		
Motor Vehicle Use Fee.		
9. Timing of Impact		
UPON FILING THE LAW IN THE OFFICE OF THE SECRETARY OF STATE		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Stephanie Rubino Chief Executive Analyst		11/2/15

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT  
2015 PROPERTY TAX LEVY  
COST TO THE AVERAGE TAXPAYER**

1923

**GENERAL FUND**

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 FEV TAX RATE PER \$1000
<b>TOTAL</b>	<b>\$0</b>	<b>\$0.00</b>	<b>\$0.000</b>

**POLICE DISTRICT AND DISTRICT COURT**

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 FEV TAX RATE PER \$1000
<b>TOTAL</b>	<b>\$0</b>	<b>\$0.00</b>	<b>\$0.000</b>

**COMBINED**

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 FEV TAX RATE PER \$1000
<b>TOTAL</b>	<b>\$0</b>	<b>\$0.00</b>	<b>\$0.000</b>

**NOTES:**

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK C REAL PROPERTY, 2014.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT ASSESSED VALUATION FOR 2014-2015.
- 3) SOURCE FOR EQUALIZATION RATES: 2014 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a local law entitled "A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES" (I.R. No. 1924-2015) has been introduced in the Suffolk County Legislature.

This local law authorizes an increase in the County's tax map verification fee from \$60.00 to \$200.00.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing on this proposed local law in the Rose Y. Caracappa Auditorium of the Suffolk County Legislature, in the William H. Rogers Legislature Building, Hauppauge, New York, on the 17<sup>th</sup> day of November, 2015, at 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Jason Richberg  
Clerk of the County Legislature

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION  
OF INTRODUCTORY RESOLUTION NO. - 2015**

1924  
**WHEREAS, INTRODUCTORY RESOLUTION NO. - 2015**

**RESOLUTION NO. - 2015, ADOPTING LOCAL  
LAW NO. - 2015, A LOCAL LAW TO INCREASE  
TAX MAP VERIFICATION FEES**

**WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY  
RESOLUTION BE CONSIDERED IMMEDIATELY,**

**NOW, I, JONATHAN SCHNEIDER, DEPUTY SUFFOLK COUNTY  
EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND  
ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT  
THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF  
INTRODUCTORY RESOLUTION NO. - 2015, BECAUSE THE IMMEDIATE  
ADOPTION OF THIS RESOLUTION IS NECESSARY TO EFFECTUATE THE  
AMENDMENTS APPROVED BY THE SUFFOLK COUNTY LEGISLATURE TO  
THE 2016 OPERATING BUDGET.**

**IN WITNESS THEREOF, I HAVE HERewith SET MY HAND AND  
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS  
13<sup>th</sup> DAY OF NOVEMBER, 2015.**

  
\_\_\_\_\_  
**JONATHAN SCHNEIDER  
DEPUTY SUFFOLK COUNTY EXECUTIVE**

**RECEIVED  
2015 NOV 13 P 1:31  
COUNTY LEGISLATURE  
SUFFOLK COUNTY, N.Y.  
HAUPPAUGE**

1924

Intro. Res. No. \_\_\_-2015

Laid on Table

11/17/15

Introduced by Presiding Officer on request of the County Executive

**RESOLUTION NO. -2015, ADOPTING LOCAL LAW NO. \_\_\_-2015, A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on \_\_\_\_\_, 2015, a proposed local law entitled, "**A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES;**" now, therefore be it

**RESOLVED**, that the said local law be enacted in form as follows:

**LOCAL LAW NO. \_\_\_-2015, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES**

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

**Section 1. Legislative Intent.**

This Legislature finds and determines that the 2016 Operating Budget includes revenue from increased tax map verification fees collected by the County Clerk on behalf of the Real Property Tax Service Agency.

Therefore, the purpose of this law is to increase tax map verification fees in Suffolk County to offset administrative expenses.

**Section 2. Amendments.**

Section A18-3 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended to read as follows:

**ARTICLE XVIII. COUNTY CLERK**

\*\*\*\*

§ A18-3. Verified identification numbers required on all instruments filed pertaining to title of land.

\*\*\*\*

G. The Director of the Real Property Tax Service Agency is entitled, for the verification of Tax Map numbers on instruments presented for recording or filing, to a fee of \$[60] 200 per parcel, payable to the County Clerk at the time of recording or filing.

\*\*\*\*

**Section 3. Applicability.**

This law shall apply to all instruments presented for recording or filing occurring 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 State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

**Section 6. Effective Date.**

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

DATED:

APPROVED BY:

\_\_\_\_\_  
County Executive of Suffolk County

Date:

[ ] Brackets denote deletions.

— Underlining denotes additions.

**OFFICE OF THE COUNTY LEGISLATURE**

COUNTY OF SUFFOLK

1924

**GEORGE NOLAN**  
COUNSEL TO THE LEGISLATURE  
email: george.nolan@suffolkcountyny.gov



WILLIAM H. ROGERS BUILDING  
P.O. Box 6100  
HAUPPAUGE, NY 11788-0099  
(631) 853-5494 (PHONE)  
(631) 853-4415 (FAX)

**DATE:** NOVEMBER 13, 2015

**TO:** CLERK OF THE COUNTY LEGISLATURE

**RE:** MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

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**PROPOSED LOCAL LAW YEAR 2015**

**TITLE:** I.R. NO. -2015; A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES

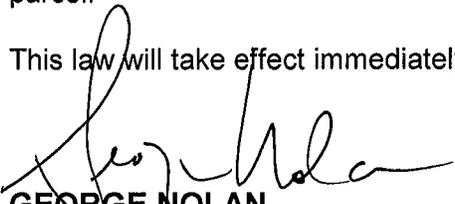
**SPONSOR:** PRESIDING OFFICER ON REQUEST OF THE COUNTY EXECUTIVE

**DATE OF RECEIPT BY COUNSEL:** 11/13/2015      **PUBLIC HEARING:** 11/17/2015

**DATE ADOPTED/NOT ADOPTED:** \_\_\_\_\_      **CERTIFIED COPY RECEIVED:** \_\_\_\_\_

In accordance with the 2016 Operating Budget, this proposed local law would amend § A18-3 of the SUFFOLK COUNTY ADMINISTRATIVE CODE to increase the fee the Real Property Tax Service Agency charges for the verification of tax map numbers from \$60.00 to \$200.00 for any parcel.

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

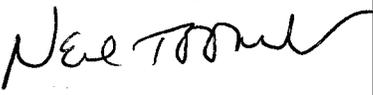
  
**GEORGE NOLAN**  
Counsel to the Legislature

**GN:js**

s:\rule28\28-increase-tax-map-verification-fee

1924

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <u>  X  </u> Local Law _____      Charter Law _____		
2. Title of Proposed Legislation  <b>RESOLUTION NO. _____, 2015 ADOPTING LOCAL LAW NO. _____, 2015, A LOCAL LAW TO INCREASE TAX MAP VERIFICATION FEES</b>		
3. Purpose of Proposed Legislation -Same as above.		
4. Will the Proposed Legislation Have a Fiscal Impact?      Yes <u>  X  </u> No		
5. If the answer to item 4 is "yes", on what will it impact?      (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact  INCREASING THE FEE FROM \$60 TO \$200 WILL GENERATE APPROXIMATELY \$1,000,000 IN ADDITIONAL REVENUE FOR FY 2015 AND WILL INCREASE REVENUE \$22,733,333 FOR FY 2016, BRINGING TOTAL REVENUE FOR 2016 TO \$35,333,333.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.  N/A		
8. Proposed Source of Funding FEES FOR VERIFICATION OF TAX NUMBERS ON INSTRUMENTS PRESENTED FOR RECORDING OR FILING.		
9. Timing of Impact  FY 2015		
10. Typed Name & Title of Preparer Neil Toomb Intergovernmental Relations Coordinator	11. Signature of Preparer 	12. Date: 11/2/15

FINANCIAL IMPACT  
 2015 PROPERTY TAX LEVY  
 COST TO THE AVERAGE TAXPAYER

1924

GENERAL FUND

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 AV TAX RATE PER \$100	2015 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 AV TAX RATE PER \$100	2015 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2015 PROPERTY TAX LEVY	2015 COST TO AVG TAXPAYER	2015 AV TAX RATE PER \$100	2015 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, 2014.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2014-2015.
- 3) SOURCE FOR EQUALIZATION RATES: 2014 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.