

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

March 19, 2009

RECEIVED
2009 MAR 19 P 11:38
SUFFOLK COUNTY, N.Y.
LEGISLATIVE
HARRISBURG

Presiding Officer William J. Lindsay and
Members of the Suffolk County Legislature
William H. Rogers Legislative Building
725 Veterans Memorial Highway
Smithtown, New York 11787

**RE: RESOLUTION 143 -2009 (I.R. 1104); AUTHORIZING THE DEPARTMENT OF
PARKS, RECREATION, AND CONSERVATION TO PLAN AND DESIGN A DOG
PARK AT SOUTHAVEN COUNTY PARK**

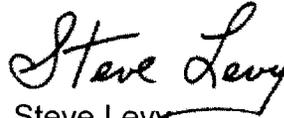
Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **Resolution No. 143 -2009 (I.R. 1004); "AUTHORIZING THE DEPARTMENT OF PARKS, RECREATION, AND CONSERVATION TO PLAN AND DESIGN A DOG PARK AT SOUTHAVEN COUNTY PARK"** vetoed in its entirety. I have been an ardent, vocal and strong supporter of dog parks in Suffolk County. In fact, I have endorsed and led their establishment in several county parks. Under my direction the Parks Department is aggressively identifying additional sites suitable for this purpose. However, we must ensure that the needs of all park users are respected and balanced and that the safety of non dog owners is also ensured. With this in mind, Southaven Park may be a less appropriate location for a dog park than nearby alternatives.

The Parks Trustees voted this resolution down by a vote of 7-1-1 at their meeting today. They noted that "there is a need by [Parks] Operations to utilize Southaven County Park for other park uses and cannot afford to lose the location for a dog park." They also specifically cited that "it is the desire of the Park Board of Trustees to have the Commissioner of Parks, Recreation and Conservation determine suitable locations for dog parks in Suffolk County in accordance with Legislative Resolution No. 461-2007 and".

In order to be responsive to the needs of dog owners in Suffolk County it is expected that new natural borders dog parks will be created in southeastern and central Brookhaven this year as pilot programs. In addition, another site near Southaven Park is also being pursued, one that will be far less expensive and still meet the needs of this important constituency.

Sincerely,

A handwritten signature in black ink that reads "Steve Levy". The signature is written in a cursive style with a horizontal line underlining the name.

Steve Levy
County Executive of Suffolk County

SL:IR

cc: All Suffolk County Legislators
Tim Laube, Clerk of the Legislature
Christine Malafi, Esq., Suffolk County Attorney
Lynne A. Bizzarro, Esq., Chief Deputy County Attorney
James A. Morgo, Chief Deputy County Executive
Frederick B. Pollert, Deputy County Executive for Finance and Management
Jeffrey W. Szabo, Deputy County Executive and Chief of Staff
Ben Zwirn, Deputy County Executive
Connie Corso, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

RESOLUTION NO. 01-2009 RENDERING AN OPINION FROM THE SUFFOLK COUNTY DEPARTMENT OF PARKS, RECREATION AND CONSERVATION BOARD OF TRUSTEES REGARDING THEIR DISAPPROVAL OF SUFFOLK COUNTY LEGISLATIVE INTRODUCTORY RESOLUTION 1104-2009.

WHEREAS, Trustee Walters proposed a Trustees resolution based on Suffolk County Introductory Legislative Resolution No. 1104-2009 to prepare the plan, design and construction of a dog park at Southaven County Park in the Town of Brookhaven and

WHEREAS, it is the desire of the Park Board of Trustees to have the Commissioner of Parks, Recreation and Conservation determine suitable locations for dog parks in Suffolk County in accordance with Legislative Resolution No. 461-2007 and

WHEREAS, the Park Board of Trustees support the opinion of Park Operations who have determined that there is a need by operations to utilize Southaven County Park for other park uses and cannot afford to lose the location for a dog park and

NOW, THEREFORE, be it

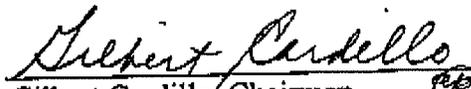
RESOLVED, that the Board of Trustees of the Suffolk County Department of Parks, Recreation and Conservation does not approve of the implementation of I.R. 1104-2009.

Approved: 7

Disapproved: 1

Abstained: 1

APPROVED BY:


Gilbert Cardillo, Chairman

Dated: March 19, 2009

**RESOLUTION NO. 143 -2009, AUTHORIZING THE
DEPARTMENT OF PARKS, RECREATION, AND
CONSERVATION TO PLAN AND DESIGN A DOG PARK AT
SOUTHAVEN COUNTY PARK**

WHEREAS, Resolution No. 566-1998 authorized the Commissioner of the County Department of Parks, Recreation and Conservation to construct dog runs for the use of families with pet dogs within West Hills County Park and dog runs for the use of families in such other separate County facilities as deemed appropriate; and

WHEREAS, dog runs and/or dog parks have since been established at West Hills County Park in Huntington, Blydenburgh County Park in Smithtown, and on the grounds of Coindre Hall in the Town of Huntington; and

WHEREAS, Resolution No. 461-2007 directed the Department of Parks, Recreation and Conservation to identify locations at five (5) County properties that could be used as dog parks; and

WHEREAS, a plan for the construction of a dog park at Southaven County Park in the Town of Brookhaven should be prepared; and

WHEREAS, the vacant equestrian stables and the adjacent overflow parking area within Southaven County Park would be an ideal location for this dog park; and

WHEREAS, the State of New York has expressed an interest in contributing to the funding of the construction of a dog park at Southaven County Park; now, therefore be it

1st RESOLVED, that the Commissioner of the County Department of Parks, Recreation, and Conservation is hereby authorized, empowered, and directed, pursuant to §C28-4(A) of the SUFFOLK COUNTY CHARTER, to prepare the plan and design for the construction of a dog park at the vacant equestrian stables at Southaven County Park in the Town of Brookhaven; and be it further

2nd RESOLVED, that the Commissioner of the Department of Parks, Recreation and Conservation shall submit the construction plan and design, together with a cost estimate for the project to the County Executive and all members of the County Legislature within 30 days of the effective date of this resolution; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (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, and 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 resolution.

DATED: MARCH 3 2009

APPROVED BY:

VETOED

County Executive of Suffolk County

Date: 3-19-09

Intro. Res. 1104 Res. No. 143

March 3, 2009

Motion:

Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

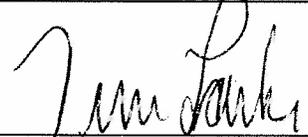
Second:

Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE			/		
2	Jay H. SCHNEIDERMAN	/				
3	Kate M. BROWNING	/				
4	Brian BEEDENBENDER	/				
6	Daniel P. LOSQUADRO	/				
7	Jack EDDINGTON	/				
9	Ricardo MONTANO		/			
10	Cameron ALDEN			/		
11	Thomas F. BARRAGA		/			
12	John M. KENNEDY, JR.	/				
13	Lynne C. NOWICK			/		
14	Wayne R. HORSLEY	/				
15	DuWayne GREGORY	/				
16	Steven H. STERN	/				
17	Lou D'AMARO	/				
18	Jon COOPER	/				
5	Vivian VILORIA-FISHER, D.P.O.	/				
8	William J. LINDSAY, P.O.	/				
Totals		13	2	3	—	

MOTION
<input checked="" type="checkbox"/> Approve
Table: _____
Send To Committee
Table Subject To Call
Lay On The Table
Discharge
Take Out of Order
Reconsider
Waive Rule _____
Override Veto
Close
Recess
APPROVED <input checked="" type="checkbox"/> FAILED _____
No Motion _____ No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED


 Tim Laube, Clerk of the Legislature

Roll Call Voice Vote _____