

PUBLIC NOTICE OF ADOPTION OF LOCAL LAW

PLEASE TAKE NOTICE THAT the following is a true copy of Local Law Number 6-2009 of the County of Suffolk, which was duly passed by the County Legislature on March 3, 2009, by Resolution No.154-2009, returned signed by the County Executive on April 2, 2009, and filed with the Secretary of State on April 23, 2009.

RESOLUTION NO. 154 -2009, ADOPTING LOCAL LAW NO. 6 -2009, A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLERS AND BABIES ACT

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on January 5, 2009, a proposed local law entitled, "**A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLERS AND BABIES ACT**;" now, therefore be it

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

LOCAL LAW NO. 6 -2009, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLER AND BABIES ACT

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Bisphenol A ("BPA") is a chemical commonly contained in polycarbonate plastics, including baby bottles and cups designed for use by young children and epoxy resins used to line the interior of commonly used food and beverage cans.

This Legislature also finds that studies have shown that BPA is a synthetic estrogen which disrupts healthy human development and can lead to such complications as an altered immune system, hyperactivity, reproductive health problems, increased risk of breast and prostate cancer, obesity, and diabetes.

This Legislature further finds and determines that BPA is released into food and beverages in food and drink containers manufactured with the chemical when those containers are warmed.

This Legislature also finds that BPA has been shown to pose a significant health risk to infants and young children as this age group has been found to have the highest levels of BPA exposure.

This Legislature further finds and determines that several states and the federal government have started considering a ban on BPA in food and beverage containers and other products that are intended for use by children.

This Legislature finds that Suffolk County is committed to protecting the public health and welfare of our County's infants and young children, whose growing bodies are vulnerable to the health hazards caused by BPA.

Therefore, the purpose of this local law is to protect infants and young children from the harmful health effects of BPA.

Section 2. Definitions.

As used in this law, the following terms shall have the meanings indicated:

- A) "CHILDREN'S BEVERAGE CONTAINER" shall mean any bottle, cup, cup lid, straw or other container intended to be used by children under the age of three (3) years old for the consumption of liquids.
- B) "BPA" shall mean Bisphenol A.
- C) "PERSON" shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity of business of any kind.

Section 3. Prohibitions.

No person shall sell or offer for sale children's beverage containers that contain BPA within the County of Suffolk.

Section 4. Enforcement.

This law shall be enforced by the Suffolk County Department of Health Services in accordance with the provisions of Article II, §§ 760-202 through 760-220, of the Suffolk County Sanitary Code.

Section 5. Authority to Promulgate Rules and Regulations.

The Commissioner of the Suffolk County Department of Health Services is hereby authorized and empowered to promulgate such rules and regulations as he or she deems necessary to implement this law.

Section 6. Penalties.

Any person who knowingly violates the provisions of this law shall be subject to a civil penalty of five hundred dollars (\$500) for an initial violation of the law and a penalty of one thousand dollars (\$1,000) for each subsequent violation.

Section 7. Applicability.

This law shall apply to any and all actions occurring on or after the effective date of this law.

Section 8. 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 9. 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 10. Effective Date.

This law shall take effect on the ninetieth (90th) day immediately subsequent to filing in the Office of the Secretary of State.

BY ORDER OF THE SUFFOLK COUNTY LEGISLATURE
Tim Laube, Clerk

PUBLIC NOTICE OF ADOPTION OF LOCAL LAW

PLEASE TAKE NOTICE THAT the following is a true copy of Local Law Number 7-2009 of the County of Suffolk, which was duly passed by the County Legislature on March 24, 2009, by Resolution No.243-2009, returned signed by the County Executive on April 6, 2009, and filed with the Secretary of State on April 23, 2009.

**RESOLUTION NO. 243 -2009, ADOPTING LOCAL
LAW NO. 7 -2009, A LOCAL LAW AMENDING
RESOLUTION NO. 154-2009, A LOCAL LAW
ESTABLISHING THE TOXIN FREE TODDLERS AND
BABIES ACT**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on March 24, 2009, a proposed local law entitled, " **A LOCAL LAW AMENDING RESOLUTION NO. 154-2009, A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLERS AND BABIES ACT;**" now, therefore be it

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

LOCAL LAW NO. 7 -2009, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW AMENDING RESOLUTION NO. 154-2009, A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLERS AND BABIES ACT

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Resolution No. 154-2009 banned the sale of children's beverage containers that contain the chemical Bisphenol A ("BPA") in Suffolk County.

This Legislature further finds and determines that this law needs to be amended to clarify the scope of the law's prohibition.

Therefore, the purpose of this law is to amend Resolution No. 154-2009 to clarify that the law applies to the sale of unfilled containers that contain BPA.

Section 2. Amendments.

- I. Section 1 of Resolution No. 154-2009 is hereby repealed in its entirety and replaced with the following:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Bisphenol A ("BPA") is a chemical commonly contained in polycarbonate plastics, including baby bottles and cups designed for use by young children.

This Legislature also finds that some studies may suggest that BPA is a synthetic estrogen which may disrupt healthy human development and that studies have suggested a possible link between BPA and an altered immune system, hyperactivity, reproductive health problems, increased risk of breast and prostate cancer, obesity, and diabetes.

This Legislature further finds and determines that some amounts of BPA may be released into beverages from containers under certain conditions.

This Legislature expresses concern about exposure to BPA to infants and young children.

This Legislature further finds and determines that several states and federal legislators have started considering a ban or phase out of BPA in beverage containers designed for use by young children.

This Legislature finds that Suffolk County is committed to protecting the public health and welfare of our County's infants and young children who may be vulnerable to the potential health hazards caused by BPA.

Therefore, the purpose of this local law is to reduce the exposure of infants and young children to BPA.

II. Section 2 of Resolution No. 154-2009 is hereby amended as follows:

Section 2. Definitions.

As used in this law, the following terms shall have the meanings indicated:

- A) "CHILDREN'S BEVERAGE CONTAINER" shall mean any unfilled bottle, cup, cup lid, straw or other container intended to be used by children under the age of three (3) years old for the consumption of liquids.

Section 3. Applicability.

This amendment provided for this law shall take effective immediately.

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 its filing in the Office of the Secretary of State.

BY ORDER OF THE SUFFOLK COUNTY LEGISLATURE
Tim Laube, Clerk

PUBLIC NOTICE OF ADOPTION OF LOCAL LAW

PLEASE TAKE NOTICE THAT the following is a true copy of Local Law Number 8-2009 of the County of Suffolk, which was duly passed by the County Legislature on March 24, 2009, by Resolution No.234-2009, returned signed by the County Executive on April 7, 2009, and filed with the Secretary of State on April 23, 2009.

**RESOLUTION NO. 234 -2009, ADOPTING LOCAL
LAW NO. 8 -2009, A LOCAL LAW TO PROMOTE
CORPORATE SPONSORSHIP OR SALE OF NAMING
RIGHTS OF SUITABLE COUNTY FACILITIES, PARKS,
OR ROADS**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on December 16, 2008 a proposed local law entitled “**A LOCAL LAW TO PROMOTE CORPORATE SPONSORSHIP OR SALE OF NAMING RIGHTS OF SUITABLE COUNTY FACILITIES, PARKS, OR ROADS;**” 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 in form as follows:

LOCAL LAW NO. 8 -2009, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO PROMOTE CORPORATE
SPONSORSHIP OR SALE OF NAMING RIGHTS OF
SUITABLE COUNTY FACILITIES, PARKS, OR ROADS**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the taxpayers of the County of Suffolk fund County government operations and capital projects through the payment of sales and property taxes.

This Legislature hereby finds and determines that other sources of revenue are necessary, and it would be in the best interest of Suffolk's taxpayers, to help ease the tax burden on County residents, and to help enhance revenues to Suffolk's general fund.

This Legislature hereby finds and determines that Suffolk has recently experienced budget shortfalls due to a weak economy, requiring budget adjustment measures, and therefore must actively pursue other sources of revenue that do not adversely affect County taxpayers.

This Legislature hereby finds and determines that the Suffolk County Department of Parks, Recreation and Conservation manages thousands of acres of active and passive parkland that require substantial revenues from the County operating budget to manage, maintain, and police.

This Legislature hereby finds and determines that corporate sponsorship of suitable facilities or areas within County parkland, or the naming of such suitable facilities or areas, in exchange for monetary consideration would provide additional revenues for parkland protection, management, and maintenance, would help provide funding for needed services, and would provide taxpayer relief.

Therefore, the purposes of this law are to: (i) amend Chapter 674 of the Suffolk County Code to provide a procedure for corporate sponsorship of suitable facilities or areas within County active or passive parkland, and/or the naming of such suitable facilities or areas, in exchange for monetary consideration, including the review of such corporate sponsorship or naming by the Suffolk County Review Committee for County Sitings of Memorials and Symbols and Naming of County Facilities, Parks, and Roads, and the Board of Trustees of Parks, Recreation and Conservation prior to legislative consideration; (ii) to direct the Commissioner of the Department of Parks, Recreation and Conservation to create, maintain and update a listing of all facilities or areas within County active or passive parkland suitable for corporate sponsorship or naming in exchange for monetary consideration; and (iii) to direct the Commissioner of the Department of Parks, Recreation and Conservation to create and implement a promotion program for sponsorship and naming opportunities.

Section 2. Amendments.

Chapter 674 of the SUFFOLK COUNTY CODE is hereby amended as follows:

CHAPTER 674, MEMORIALS AND SYMBOLS, SITING OF; NAMING OF COUNTY FACILITIES, PARKS AND ROADS

§ 674-2. Committee responsibilities

- A. The Committee shall review all requests for the proposed placement, siting and installation of memorials and/or symbols on County-owned or County-leased property[,]; [or] the naming of any County facility, park, or road, for no consideration, or in exchange for monetary consideration; or corporate sponsorship of any County facility, park, or road, for no consideration, or in exchange for monetary consideration, according to the criteria set forth herein prior to the granting of any approval of any such request, and shall issue a written recommendation to the Ways and Means Committee of the County Legislature, or any successor committee thereto, and to the County Executive, no later than 90 days subsequent to the receipt of such request, said recommendation to be in writing and to include a brief listing of the findings and determinations on which the recommendation is based.
- B. The Committee shall consider the following criteria when reviewing a request to name or rename a County facility, park, or road for no consideration:
- (1) If the facility is to be named after a deceased individual, the individual should have been deceased for at least six months prior to the naming of the facility, the individual should have provided outstanding service to the County of Suffolk over a period of years, and special consideration should be given if the individual's death was related to service to the County;
 - (2) If the facility is to be named after a living individual, that individual should have provided outstanding service to the County of Suffolk over a period of years and the individual should be at least 65 years of age;
 - (3) If the facility is to be named after a group/organization, then the group/organization should have contributed at least 50% to the development costs or maintenance costs of the facility, and should agree to pay the cost of installing a plaque or other form of dedication of the facility;
 - (4) A relationship should exist between the individual or group/organization being considered and the location and/or type of facility being named; and
 - (5) A proliferation of names for different parts of the same facility should be avoided and the same name should not be applied to any other County facility.
- C. The Committee shall consider the following criteria when reviewing a request to name or rename a County facility or area within County active or passive parkland in exchange for monetary consideration:
- (1) All relevant terms of the proposed agreement to name the facility or area, including the time period of the proposed agreement and the estimated revenue to the County that will be generated by the

proposed agreement; the proposed or present use of the facility or area; the proposed name to be displayed; the conceptual connection, if any, between the facility or area to be named and the proposed name; and how the name will be displayed;

- (2) The community standing, reputation and character of the person or entity for whom the facility or area is to be named, and the accomplishments of such person or entity; and
- (3) The willingness of the applicant to pay the costs of producing and installing a plaque or other form of signage.

D. The Committee shall consider the following criteria when reviewing a request for corporate sponsorship of a County facility or area within County active or passive parkland in exchange for monetary consideration:

- (1) All relevant terms of the proposed agreement for corporate sponsorship, including the time period of the proposed agreement and the estimated revenue to the County that will be generated by the proposed agreement; the proposed or present use of the facility or area; the proposed name, if any, to be displayed; and the conceptual connection, if any, between the facility or area to be sponsored and the proposed corporate sponsor;
- (2) The community standing, reputation and character of the proposed corporate sponsor and the accomplishments of such sponsor; and
- (3) The extent of the proposed corporate sponsor's willingness to contribute to the development costs and/or maintenance costs of the facility or area to be sponsored and the willingness of the proposed sponsor to pay the cost of producing and installing a plaque or other form of signage to communicate to the public said sponsorship.

[C]E. The Committee shall not review proposals for the naming or renaming of County roads in honor of deceased veterans who perished in war zones as set forth in Resolution No. 786-2006.

F. In addition to the review herein required by the Committee, the Board of Trustees of Parks, Recreation and Conservation shall also review all requests to name or rename a County facility or area within County active or passive parkland in exchange for monetary consideration pursuant to the criteria set forth in Section C above, and shall also review all requests for corporate sponsorship of a County facility or area within County active or passive parkland in exchange for monetary consideration pursuant to the criteria set forth in Section D above.

* * * *

Section 3. Park Area/Site Listings and Promotions.

The Commissioner of the Department of Parks, Recreation and Conservation shall: (i) create and maintain a listing of all facilities or areas within County active or passive parkland suitable for corporate sponsorship or naming in exchange for monetary consideration. Such listing shall include, without limitation, the identification of specific areas acceptable and appropriate for the placement of signage or other identifying materials, as determined by the Board of Trustees of Parks, Recreation and Conservation, and the recommended monetary consideration for such corporate sponsorship or naming, as determined by the Board of Trustees of Parks, Recreation and Conservation; (ii) update such listing from time to time, but not less than annually; and (iii) annually present such listing to the members of the Parks and Recreation Committee of the Legislature (or any successor committee thereof). The Commissioner of the Department of Parks, Recreation and Conservation, or his or her designee shall: (i) design and implement a promotion program for sponsorship and naming opportunities; and (ii) annually present the results of such promotion program to the Parks and Recreation Committee of the Legislature (or any successor committee thereof).

Section 4. Revenue.

All revenue derived from approved requests to name or rename a County facility or area within County active or passive parkland, and all revenue derived from approved requests for corporate sponsorship of a County facility or area within County active or passive parkland shall be expended solely for the benefit of such facility or area from which such revenue is derived; provided, however, that any revenue determined by the Commissioner of Parks, Recreation and Conservation to be in excess of the necessary revenues required for the development, improvement or maintenance of such facility or area from which such revenue is derived, may be expended for the benefit of other County facilities or areas located within County active or passive parkland, such to the approval of the Suffolk County Legislature.

Section 5. Standard Agreement.

The Suffolk County Department of Law shall draft and revise from time to time, as may be necessary, for use by the Suffolk County Department of Parks, Recreation and Conservation, a standard form of contract or agreement for approved requests to name or rename a County facility or area within County active or passive parkland, and for approved requests for corporate sponsorship of a County facility or area within County active or passive parkland; provided, however, any and all such contracts or agreements shall be subject to the review of the Department of Law as to form and content, prior to its execution by the County of Suffolk, and the review and approval of the Suffolk County Legislature.

Section 6. Applicability.

This law shall apply to actions occurring on or after the effective date of this law.

Section 7. 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 8. 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 9. Effective Date.

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

BY ORDER OF THE SUFFOLK COUNTY LEGISLATURE
Tim Laube, Clerk

PUBLIC NOTICE OF ADOPTION OF LOCAL LAW

PLEASE TAKE NOTICE THAT the following is a true copy of Local Law Number 9-2009 of the County of Suffolk, which was duly passed by the County Legislature on March 24, 2009, by Resolution No.178-2009, returned signed by the County Executive on April 7, 2009, and filed with the Secretary of State on April 23, 2009.

RESOLUTION NO. 178 -2009, ADOPTING LOCAL LAW NO. 9 -2009, A LOCAL LAW TO AMEND LOCAL LAW NO. 1-2000 TO INCREASE CIVIL PENALTIES FOR ACTS OF BIAS IN SUFFOLK COUNTY ("MARCELO LUCERO'S LAW")

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 3, 2009, a proposed local law entitled, "**A LOCAL LAW TO AMEND LOCAL LAW NO. 1-2000 TO INCREASE CIVIL PENALTIES FOR ACTS OF BIAS IN SUFFOLK COUNTY ("MARCELO LUCERO'S LAW")**"; now, therefore be it

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

LOCAL LAW NO. 9 -2009, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO AMEND LOCAL NO. LAW 1-2000 TO INCREASE CIVIL PENALTIES FOR ACTS OF BIAS IN SUFFOLK COUNTY (“MARCELO LUCERO’S LAW”)

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Local Law No. 1-2000 was enacted to impose civil penalties against persons who commit acts of bias based on an individual’s race, color, gender, religion, national origin, age, ancestry, sexual orientation, disability, handicap or health-related condition that are committed in Suffolk County.

This Legislature also finds and determines that the purpose of this law was to deter the commission of acts of bias and protect the public health and safety of the residents of Suffolk County.

This Legislature further finds that recent events in Suffolk County, brought to light by the tragic murder of Marcelo Lucero, have shown that the acts of bias that Local Law No. 1-2000 sought to eradicate are still occurring and with alarming consequences.

This Legislature also determines that the Suffolk County Police Department is currently investigating thirteen (13) bias related crimes that have been brought to their attention in recent months.

This Legislature finds that the civil penalties established in Local Law No. 1-2000 are insufficient to provide the deterrent effect sought by the enactment of this law.

This Legislature determines that increasing the civil penalties that can be levied for committing acts of bias will send a clear, strong message that such hateful and outrageous behavior will not be tolerated in Suffolk County.

Therefore, the purpose of this law is to amend Local Law No. 1-2000 to increase the civil penalties for the intentional commission of acts of bias in Suffolk County.

Section 2. Amendments.

Section 4 of Local Law No. 1-2000 is hereby amended as follows:

Section 4. Civil Penalties

- A) Any person who intentionally violates any provision of this law shall be liable for a civil penalty of [one thousand dollars

(\$1,000)] five thousand dollars (\$5,000) for a first offense; [two thousand dollars (\$2,000)] ten thousand dollars (\$10,000) for a second offense, and [five thousand dollars (\$5,000)] twenty thousand dollars (\$20,000) for a third offense. In addition, any person who intentionally violates any provision of this law shall, in the discretion of the Court, also be subject to a requirement to participate in Diversity Training conducted by or through the Suffolk County Human Rights Commission, on such terms and conditions as may be imposed by the Court.

- B) Civil penalties collected under this article shall be deposited with the Suffolk County Human Rights Commission to be used to fund the Junior Human Rights Day Program (“Day Program”), with the balance of the funds to be deposited in the General Fund.
- C) Any civil penalty may only be assessed by the Court following a hearing and opportunity for an alleged violator to be heard and upon clear and convincing evidence that the alleged violation occurred.

Section 3. Applicability.

This law shall apply to all acts 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 its filing in the Office of the Secretary of State.

BY ORDER OF THE SUFFOLK COUNTY LEGISLATURE
Tim Laube, Clerk

Suffolk County Department of Public Works

NOTICE TO BIDDERS

LETTING NO. 20-09.5.21

Sealed bids will be received by Suffolk County Department of Public Works, 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980 until 11:00 a.m., prevailing time, May 21, 2009 at which time they will be publicly opened and read for the purchase of the following from the lowest responsible bidders. Awards will be made to the lowest responsible bidder in conjunction with Section A4-14 of Suffolk County Administrative Code establishing a local preference program for Suffolk County vendors/contractors. This preference program allows the County the option of awarding contracts to bidders other than the lowest responsible bidder provided such other bidder is located and doing business in Suffolk or Nassau County and whose bid is not more than 10% higher than that of the otherwise lowest bidder. The County reserves the right to reject any and all bids.

DUMP TRUCK AND TRAILER COVERS

The above items must conform to the specifications of the Suffolk County Department of Public Works, which together with the Itemized Bidding List may be picked up at Suffolk County Department of Public Works at 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980.

Gilbert Anderson , P.E.
Commissioner of Public Works
Suffolk County, New York

NOTICE TO BIDDERS

LETTING NO. 21-09.5.28

Sealed bids will be received by Suffolk County Department of Public Works, 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980 until 11:00 a.m., prevailing time, May 28, 2009 at which time they will be publicly opened and read for the purchase of the following from the lowest responsible bidders. Awards will be made to the lowest responsible bidder in conjunction with Section A4-14 of Suffolk County Administrative Code establishing a local preference program for Suffolk County vendors/contractors. This preference program allows the County the option of awarding contracts to bidders other than the lowest responsible bidder provided such other bidder is located and doing business in Suffolk or Nassau County and whose bid is not more than 10% higher than that of the otherwise lowest bidder. The County reserves the right to reject any and all bids.

FREIGHTLINER PARTS AND REPAIRS FOR MEDIUM & HEAVY DUTY VEHICLES

The above items must conform to the specifications of the Suffolk County Department of Public Works, which together with the Itemized Bidding List may be picked up at Suffolk County Department of Public Works at 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980.

Gilbert Anderson , P.E.
Commissioner of Public Works
Suffolk County, New York