Intro. Res. No. 2093-2011
Introduced by Legislator Gregory

Laid on Table 12/6/2011

RESOLUTION NO. 1117 -2011, DIRECTING THE PLANNING DEPARTMENT TO STUDY THE CREATION OF A SUFFOLK COUNTY LAND BANK

WHEREAS, the County of Suffolk forecloses on real properties that are delinquent in the payment of taxes pursuant to the Suffolk County Tax Act; and

WHEREAS, New York State recently enacted legislation allowing foreclosing governing units to form non-profit land banks pursuant to the Not-For-Profit Corporation Law; and

WHEREAS, land banks formed pursuant to the State law are not-for-profit corporations with independent boards that have the power to acquire and dispose of real property for the benefit of the public; and

WHEREAS, property owned by a land bank may be disposed of for a variety of purposes, including, but not limited to: providing public space; affordable housing; retail, commercial or industrial activities and revitalization; and wildlife conservation; and

WHEREAS, Suffolk County should examine this new program to determine if the establishment of a land bank would be beneficial to the residents of the County; and

WHEREAS, the Planning Department has the expertise necessary to provide a full analysis of the new State law and determine the benefits and drawbacks associated with creating a County land bank; now, therefore be it

1st **RESOLVED**, that the Planning Department is hereby authorized, empowered and directed to perform a complete review and report of the new State law authorizing the creation of land banks, as codified in Article 16 of the New York Not-For-Profit Corporation Law; and

2nd **RESOLVED**, that the report shall include an examination of the State-authorized land bank's structure and function, as well as the potential benefits and costs associated with the County establishing same; and be it further

3rd **RESOLVED**, that the Planning Department shall deliver a copy of their report to the County Executive and to each member of the County Legislature within one hundred eighty (180) days of the effective date of this resolution; and be it further

4th **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: DEC 2 0 2011

APPROVED BY:

County Executive of Suffolk County

Date: DEC 2 7 2011

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY

This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on December 20, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res. 2043 Res. No. 1117 December 20, 2011

Motion:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Viloria-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	Thomas MURATORE	✓				
6	Sarah S. ANKER	✓				
7	Jack EDDINGTON	✓				
9	Ricardo MONTANO	✓				
10	Thomas CILMI	✓				
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	17	—	—	1	—

MOTION

X 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 X FAILED ___
No Motion ___ No Second ___

RESOLUTION DECLARED

X ADOPTED
___ NOT ADOPTED

Roll Call ___ Voice Vote X

Tim Laube

Tim Laube, Clerk of the Legislature