

WITHDRAWN AS OF 1/17/2013

Intro. Res. No. 1802-2012
Introduced by Legislator Cilmi

Laid on Table 8/7/2012

**RESOLUTION NO. -2013, ELIMINATING IMPACT
ASSESSMENT FEE**

WHEREAS, the Suffolk County Department of Public Works typically issues work permits when a new development or redevelopment occurs adjacent to a County roadway; and

WHEREAS, the Department of Public Works often imposes an "impact assessment fee" on property owners/developers before they issue a work permit, for the ostensible purpose of offsetting costs incurred by the County to accommodate the development; and

WHEREAS, the Department of Public Works will sometimes require property owners/developers to provide for improvements to public infrastructure, such as traffic signals and crosswalks, before they issue a work permit, for the ostensible purpose of offsetting costs incurred by the County to accommodate the development; and

WHEREAS, such improvements are often required in anticipation of some future level of success which may or may not materialize; and

WHEREAS, the costs associated with such requirements can be significant and may, in fact, limit the potential success of such a project by draining working capital; and

WHEREAS, in some cases these costs may result in the abandonment of or eventual failure of needed development projects; and

WHEREAS, these policies directly and indirectly lead to the loss of current and future jobs; and

WHEREAS, economic development and job creation is a key priority of this Legislature, it is necessary to remove such impediments to stimulate growth and redevelopment, create jobs and improve Suffolk County's economy; and

WHEREAS, reasonable public infrastructure improvements to County roads should be the responsibility of Suffolk County; now, therefore be it

1st RESOLVED, that the Department of Public Works impact assessment fee is hereby terminated; and be it further

2nd RESOLVED, that paragraph (F) of §948-14 of the Suffolk County Code is hereby repealed, inclusive of the note immediately following the fee schedule; and be it further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:

APPROVED BY:

County Executive of Suffolk County

Date: