

**RESOLUTION NO. 827 -2013, ADOPTING LOCAL LAW  
NO. 39 -2013, A LOCAL LAW TO IMPROVE UNIFORM  
DRINKING WATER DISTRIBUTION SYSTEM STANDARDS IN  
SUFFOLK COUNTY**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on July 30, 2013, a proposed local law entitled, "**A LOCAL LAW TO IMPROVE UNIFORM DRINKING WATER DISTRIBUTION SYSTEM STANDARDS IN SUFFOLK COUNTY**"; now, therefore be it

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

**LOCAL LAW NO. 39 -2013, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO IMPROVE UNIFORM DRINKING WATER  
DISTRIBUTION SYSTEM STANDARDS IN SUFFOLK COUNTY**

**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 Chapter 840 of the SUFFOLK COUNTY CODE provides drinking water distribution systems standards for residential developments in Suffolk County.

This Legislature also finds and determines that Chapter 840 requires that all new residential developments with at least one detached single-family residence have individual water meters for each unit in the development.

This Legislature further finds and determines that requiring every unit in a new residential development to have an individual water meter adds significant cost to the construction of such developments.

This Legislature finds that individual and master water meters each provide adequate water quality protection, and developers of residential communities which include detached single-family homes should have the option to install either individual water meters or a single master meter.

Therefore, the purpose of this law is to amend Chapter 840 of the SUFFOLK COUNTY CODE to repeal the County's individual meter requirement for new residential developments.

**Section 2. Amendments.**

I. Chapter 840 of the SUFFOLK COUNTY CODE is hereby amended as follows:

## Chapter 840. WATER

### Article II. Drinking Water Distribution Systems.

\* \* \* \*

#### **[§840-7 - Individual meters required.**

No residential housing development consisting of two or more private dwellings, and condominium development containing single-family detached residences, which for the purposes of this section shall mean a building consisting solely of one dwelling unit that is not attached to any other residential unit or building, shall be permitted to be constructed in Suffolk County unless each residence is serviced by an individual water meter.]

#### **§840-[8] 7. Specifications for multiple dwellings.**

\* \* \* \*

#### **§840-[9] 8. When effective.**

\* \* \* \*

II. The sections of Article III of Chapter 840 shall be renumbered in accordance with the renumbering of the sections of Article II of said Chapter.

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

This law shall apply to all actions occurring on or after the effective date of this law; however, the terms of this law shall not be deemed to apply to any application for approval of a residential housing development or condominium development which is submitted to the Suffolk County Department of Health Services prior to 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 in the Office of the Secretary of State.

[ ] Brackets denote deletion of existing language  
\_\_\_ Underlining denotes addition of new language

DATED: October 8, 2013

APPROVED BY:

/s/ Dennis M. Cohen  
Chief Deputy County Executive of Suffolk County

Date: November 6, 2013

After a public hearing duly held on October 23, 2013  
Filed with the Secretary of State on November 22, 2013