

**RESOLUTION NO. 1083 -2014, ADOPTING LOCAL LAW
NO. 7-2015, A CHARTER LAW TO STRENGTHEN THE
COUNTY'S WATER QUALITY PROTECTION PROGRAM**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on November 5, 2014 a proposed local law entitled, "**A CHARTER LAW TO STRENGTHEN THE COUNTY'S WATER QUALITY PROTECTION PROGRAM;**" now, therefore be it

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

LOCAL LAW NO. 7 -2015, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW TO STRENGTHEN THE COUNTY'S WATER
QUALITY PROTECTION PROGRAM**

**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 11.75% of the total revenues generated annually under the Suffolk County Drinking Water Protection Program is allocated to water quality protection and land stewardship initiatives.

This Legislature also finds that increasingly, these "Fund 477" monies are used to pay employee salaries in the Department of Public Works, the Health Department and the Department of Parks, Recreation and Conservation.

This Legislature also determines that the County of Suffolk receives Federal and State reimbursement for some of the positions that are funded from 477 but these monies do not go to that fund but, rather, are deposited in the general fund.

This Legislature finds that Federal and State reimbursements received for positions funded by Fund 477 would more properly be paid to that fund to enhance the County's water quality protection efforts.

Therefore, the purpose of this law is to amend Article IV of the SUFFOLK COUNTY CHARTER to require that Federal and State Aid received by the County for positions paid for by the water quality fund are directed into Fund 477.

Section 2. Amendment.

Section C4-6 of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

§ C4-6. Submission of proposed budget by County Executive.

* * * *

- K. The proposed expense budget for any fiscal year shall include, as an appendix, a listing of all positions of employment that are funded with revenues generated by the Water Quality Protection and Restoration Program and Land Stewardship Initiatives, pursuant to § C12-2B of the Suffolk County Charter. Such listing shall describe the duties of each position of employment so funded and the percentage of each such employee's work schedule that will be dedicated to duly approved water quality protection and restoration projects and land stewardship initiatives. All Federal and State Aid reimbursements received by the County for these positions during the fiscal year shall be deposited in the Suffolk County Environmental Program Trust Fund to be used for Water Quality Protection and Restoration Program and Land Stewardship Initiatives.

Section 3. Applicability.

This law shall apply to actions occurring on or after its effective date.

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 will take effect on January 1, 2016.

___ Underlining denotes addition of new language.

DATED: December 2, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 30, 2014

After a public hearing duly held on December 15, 2014
Filed with the Secretary of State on January 27, 2015