

Intro. Res. No. 1047-2017
Introduced by Legislators Krupski and Browning

Laid on Table 2/7/2017

**RESOLUTION NO. 194 -2017, ADOPTING LOCAL LAW
NO. -2017, A LOCAL LAW PROHIBITING BILLBOARDS ON
COUNTY ROADWAYS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 7, 2017, a proposed local law entitled, "**A LOCAL LAW PROHIBITING BILLBOARDS ON COUNTY ROADWAYS**"; now, therefore be it

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

LOCAL LAW NO. -2017, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW PROHIBITING BILLBOARDS ON COUNTY ROADWAYS

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 billboards are common along many major roadways throughout the County.

This Legislature finds that billboards can be distracting to drivers navigating roads, limit sight lines and contribute to accidents.

This Legislature determines that billboards are also unappealing on an aesthetic level, detracting from the surrounding natural environment. This is particularly true for rural and suburban areas which seek to retain the character of their community.

This Legislature concludes that the County should prohibit billboards along County roadways to enhance the appearance of the community and reduce distractions for drivers.

Therefore, the purpose of this law is to prohibit the placement of billboards on County road rights-of-way.

Section 2. Definitions.

As used in this law, the following term shall have the meaning indicated:

"Billboard" – Any freestanding commercial sign located on a plot or parcel other than where the advertised business is conducted; also known as an off-site or non-accessary billboard.

Section 3. Prohibitions.

The Department of Public Works shall not permit billboards to be constructed on County owned rights-of-way adjacent to County roads.

Section 4. Applicability.

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

Section 5. 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 6. 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 7. Effective Date.

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

DATED: March 28, 2017 **NOT ADOPTED**