

RESOLUTION NO. 483 -2019, AUTHORIZING LICENSING AGREEMENT FOR BEAUTIFICATION PURPOSES IN DOWNTOWN BAY SHORE AND TRANSFERRING RELATED PARCEL

WHEREAS, The Legislature, in Resolution No. 1145-2000, authorized a license agreement with the Chamber of Commerce of Greater Bay Shore for the purpose of beautifying approximately 1/3 of an acre of vacant land located in downtown Bay Shore known as Suffolk County Tax Map Nos. 0500-419.00-03.00-070.000 and 074.002; and

WHEREAS, the Chamber of Commerce of Greater Bay Shore has improved the County-owned parcel by planting grass and flowers; and

WHEREAS, the Bay Shore Beautification Society, P.O. Box 698. Bay Shore, New York, 11706, assumed responsibility for the continuing maintenance of this parcel in 2004 in Resolution No. 1696-2004; and

WHEREAS, the term of that agreement was for a period of ten (10) years with the option for two (2) additional five (5) year terms; and

WHEREAS, the extensions on the existing agreement were never exercised, but the organization has continued to maintain the County owned parcel by planting grass, flowers and creating a community garden with benches and other amenities to allow for greater community enjoyment of the parcel; and

WHEREAS, the Bay Shore Beautification Society would like to sign a new contract with the County exercising both 5 year extensions and continue to ensure the beautification and maintenance of this parcel through 2026; and

WHEREAS, it is in the best interests of the County and its residents to permit the extension of this contract; and

WHEREAS, the parcel currently maintained by the Bay Shore Beautification Society is presently held by the Division of Real Property Acquisition and Management; and

WHEREAS, the parcel would be more appropriate in the Department of Public Works to ensure oversight of the contract terms; now, therefore be it

1st RESOLVED, that the County Executive, or his or her designee, is hereby authorized to execute a contract extension for the beautification in downtown Bay Shore of parcels of land known as Suffolk County Tax Map Nos. 0500-419.00-03.00-070.000 and 074.002 with the Bay Shore Beautification Society, for the purpose of maintaining and beautifying this parcel, which agreement shall contain such terms and conditions as are stated in this Resolution and such additional terms and conditions as are acceptable to the County Attorney; and be it further

2nd **RESOLVED**, that the Director of Real Estate is hereby authorized to transfer to the Suffolk County Department of Public Works, 355 Yaphank Avenue, Yaphank, New York, the interest of Suffolk County in the parcels known as Suffolk County Tax Map Nos. 0500-419.00-03.00-070.000 and 074.002; and be it further

3rd **RESOLVED**, that said parcels are held in public use and free of taxation under Section 406(1) of New York Real Property Tax Law and the Assessor of the Town of Islip, and all other Assessors having jurisdiction thereof, be and they are hereby directed to mark the assessment rolls of their jurisdiction to show that said property is owned by the County of Suffolk and is exempt from taxation and exempt from special ad valorem levies and special assessments to the extent permitted by law, and further that the Clerk of the Legislature shall transmit a copy of this resolution to the aforesated Assessors for that purpose; 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 and the dedication of such property to the Suffolk County Department of public Works constitutes a Type II action pursuant to Section 617.5(c)(26) 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 routine or continuing administration and management not including new programs or major reordering of priorities that may affect the environment, 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: May 14, 2019

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: May 28, 2019