

**RESOLUTION NO. 600 -2020, ADOPTING LOCAL
LAW NO. 37 -2020, A LOCAL LAW TO AMEND RESOLUTION
NO. 421-2020 AND CLARIFY ITS CONSTRUCTION WITH
OTHER LAWS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on June 23, 2020, a proposed local law entitled, "**A LOCAL LAW TO AMEND RESOLUTION NO. 421-2020 AND CLARIFY ITS CONSTRUCTION WITH OTHER LAWS**"; now, therefore be it

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

LOCAL LAW NO. 37 -2020, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO AMEND RESOLUTION NO. 421-2020 AND
CLARIFY ITS CONSTRUCTION WITH OTHER LAWS**

**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 Resolution No. 421-2020 was adopted by the Legislature on June 9, 2020.

This Legislature also finds and determines that Resolution No. 421-2020 amended Article II of Chapter 523 of the SUFFOLK COUNTY CODE to provide organizations which receive funding from the County's hotel and motel tax the flexibility to utilize their funds for operating expenses in the year 2020.

This Legislature further finds and determines that § 189-41(c) of the SUFFOLK COUNTY CODE limits administrative expenses to 20% of the agency's total expenses in a given fiscal year.

This Legislature determines that contract agencies utilizing hotel and motel tax funding for operating expenses as provided for in Resolution No. 421-2020 may be considered an administrative expense that would be limited to 20% of total expenses of the contract agency as set forth in § 189-41(c).

This Legislature also finds that in order for Resolution No. 421-2020 to operate as planned, the 20% administrative expense limitation as it relates to the use of hotel and motel tax funding should be eliminated for the year 2020.

Therefore, the purpose of this law is to amend Resolution No. 421-2020 to clarify that the requirements set forth in § 189-41(c) of the SUFFOLK COUNTY CODE shall not apply to funds provided pursuant to that law.

Section 2. Amendments.

Resolution No. 421-2020 is hereby amended as follows:

Section 4. Construction with Other Laws.

The requirements set forth in § 189-41(c) of the SUFFOLK COUNTY CODE shall not apply to organizations receiving funding pursuant to this law for the year 2020.

Section [4] 5. Severability.

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Section [5] 6. SEQRA Determination.

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Section [6] 7. Effective Date.

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Section 3. Applicability.

This law shall apply to all actions relating to Resolution No. 421-2020 occurring on or after 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)(26), (27) and (33) 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 in that the action constitutes routine or continuing administration and management not including new programs or major reordering of priorities that may affect the environment. 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 its filing in the Office of the Secretary of State.

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

DATED: September 9, 2020

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: September 24, 2020

After a public hearing duly held on September 21, 2020
Filed with the Secretary of State on October 7, 2020