

**RESOLUTION NO. 1123-2021, ADOPTING LOCAL LAW
NO. 2-2022, A LOCAL LAW TO AMEND THE COUNTY'S LIGHT
POLLUTION LAW**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on October 5, 2021, a proposed local law entitled, "**A LOCAL LAW TO AMEND THE COUNTY'S LIGHT POLLUTION LAW**"; now, therefore be it

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

LOCAL LAW NO. 2-2022, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO AMEND THE COUNTY'S LIGHT POLLUTION
LAW**

**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 149 of the SUFFOLK COUNTY CODE was enacted to require that any new or replacement outdoor lighting fixtures purchased and installed by the County, on County-owned facilities, are designed to reduce light pollution.

This Legislature also finds and determines that light fixtures should be no brighter than necessary, with the amount of light limited to the least amount needed and a preference toward warmer colored lights so as to reduce light pollution.

This Legislature further finds and determines that due to advances in lighting technology, fixtures with a lower correlated color temperature have become readily available.

Therefore, the purpose of this law is to reduce the maximum allowable correlated color temperature of any lamps purchased and installed by the County, on County-owned facilities, from 3000 Kelvin to 2200 Kelvin.

Section 2. Amendments.

Chapter 149 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 149. Light Pollution

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§ 149-3. Requirements.

- A. When purchasing new or replacement lighting, all County departments shall include a specification in a solicitation for the purchase of any permanent outdoor luminaire that requires the provider to offer for sale to the County of Suffolk only luminaires that 1) are fully shielded and 2) use lamps with a correlated color temperature no higher than 3500 Kelvin for all lamps purchased through December 31, 2015, with all lamps purchased [thereafter] on or before July 27, 2022 having a correlated color temperature no higher than 3000, and any lamp purchased subsequently having a correlated color temperature no higher than [3000] 2200 Kelvin. All outdoor luminaires in all County facilities shall be replaced in accordance with this section. All new outdoor luminaires shall be installed in accordance with this section.

- B. Any replacement lamps for luminaires purchased by a County department pursuant to Subsection A of this section shall have a correlated color temperature no higher than 3500 Kelvin for replacement lamps purchased on or before December 31, 2015, with any subsequent replacement lamp purchased on or before July 27, 2022 having a correlated color temperature no higher than 3000, and any lamp purchased thereafter having a correlated color temperature no higher than [3000] 2200 Kelvin.

Section 3. Applicability.

This law shall apply to all actions occurring on or after the effective date of this law. These requirements shall not apply to any project for the installation or replacement of permanent outdoor luminaries which have already received final design approval prior to the effective date of this act.

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: December 21, 2021

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: January 5, 2022

After a public hearing duly held on January 4, 2022
Filed with the Secretary of State on January 21, 2022