

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
JULY 17, 2018

PUBLIC HEARING: Local Law Amending the Charter of the City of Long Beach Re: Cold War Veterans.

PUBLIC HEARING: For the purpose of providing all stakeholders with significant social, economic and environmental interests an adequate opportunity to publicly present their views on an application for a special noise variance submitted by Great Lakes Dredge & Dock Company, LLC for the Long Beach Contract 2 for Beach Nourishment and Crossover Construction.

1. Local Law Amending the Charter of the City of Long Beach Re: Cold War Veterans.
2. Resolution Granting a Special Noise Variance to Great Lakes Dredge & Dock Company, LLC.

July 17, 2018

Item No. 1
Local Law No.

The following Local Law was moved by
and seconded by :

Introductory No. 353
Introduced by:

CITY OF LONG BEACH

CHAPTER III LAWS OF 2018

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF
LONG BEACH RE: COLD WAR VETERANS.

BE IT ENACTED, by the City Council of the City of Long Beach, New York as follows:

Sec. 1. Article 6, Section 104-e of the Charter of the City of Long Beach, New York as set forth in Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 104-e. Exemptions for persons who rendered active military service to the United States during the Cold War.

1. Pursuant to the provisions of Section 458-b of the Real Property Tax Law of the State of New York, as amended and as therein provided, adopted herein, real property owned by persons, **including real property owned by a cooperative corporation**, who rendered active military service to the United States during the Cold War (any person who served on active duty for a period of more than three hundred sixty-five days in the United States Armed Forces during the period from September 2, 1945 to December 26, 1991, and was discharged or released therefrom under honorable conditions) shall be exempt from taxation to the extent of 10 percent of the assessed value of such property provided however that such exemption shall not exceed four thousand dollars (\$4,000.00) or the product of four thousand dollars (\$4,000.00) multiplied by the latest class rates, whichever is less.
2. Additional exemption. In addition to the exemption provided by subdivision 1., where the Cold War veteran received a compensation rating from the United States department of defense because of a service connected disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold War veteran disability rating; provided, however, that such exemption shall not exceed twenty thousand dollars (\$20,000.00), or the product of twenty thousand dollars (\$20,000.00) multiplied by the latest class ration, whichever is less.

3. **Limitation.**
 - (1) The exemption from taxation provided by this section shall not be applicable to taxes levied for school purposes or special district, advoleram taxes.
 - (2) If a Cold War veteran receives the exemption under New York State Real Property Tax Law section 458 or 458-a, the Cold War veteran shall not be eligible to receive the exemption under this section.
 - (3) **The exemptions authorized by this section shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners.**
4. Application for exemption shall be made by the owner, or all of the owners of the property on a form prescribed by the City's Department of Assessment. The owner or owners shall file the completed form in the City Assessor's Office on or before the first appropriated taxable status date. Any applicant convicted of willfully making any false statement in the application for such exemption shall be subject to the penalties prescribed in the penal law.”

Sec. 2. This Local Law shall take effect immediately.

July 17, 2018

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting a Special Noise Variance to Great Lakes
Dredge & Dock Company, LLC.

WHEREAS, Great Lakes Dredge & Dock Company, LLC, 2122 York Road, Oak Brook, Illinois 60623 is under contract with the US Army Corps of Engineers for the Long Beach Contract 2 for Beach Nourishment and Crossover Construction; and

WHEREAS, Great Lakes Dredge & Dock Company, LLC applied for a special noise variance to allow for the dredging of sand using a Hydraulic Dredge which will then be pumped through a 30” diameter pipeline directly to the beach, along with the operation of bulldozers, to operate 24 hours per day/seven days a week; and

WHEREAS, a Public Hearing was held before the City Council on the 17th day of July, 2018 at which time all stakeholders with significant social, economic and environmental interests were given an adequate opportunity to publicly present their views on said special noise variance application; and

WHEREAS, in determining whether to grant or deny this application, the City Council has taken into consideration the requests of the applicant and the community, and the health, safety and welfare of all persons affected;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that upon review of the special noise variance application submitted by Great Lakes Dredge & Dock Company, LLC for the Long Beach Contract 2 for Beach Nourishment and Crossover Construction, it has been determined that due to the time sensitive nature of this project and the expediency to complete this project to minimize the disruption on the beach, a special noise variance shall be granted allowing Great Lakes Dredge & Dock Company, LLC to conduct the beachfill operations 24 hours a day, seven days per week, starting on July 18, 2018 and lasting through the completion of the project, and beginning on New York Avenue initially, then moving west, within the boundaries of the City of Long Beach.