

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
APRIL 2, 2024

1. Resolution Appointing a Hearing Officer for the City of Long Beach.
2. Resolution Appointing a Hearing Officer for the City of Long Beach.
3. Resolution Authorizing the City Manager to Purchase Various T-Shirts and Athletic Apparel with Imprints from the Lowest Responsible Bidders.
4. Resolution Authorizing Settlement of Certiorari Proceedings.
5. Resolution Authorizing the City Manager to Execute an Assignment Agreement.
6. Resolution Adopting a Title VI Policy.
7. Resolution Appointing a Member to the Board of Ethics of the City of Long Beach.
8. Resolution Authorizing the City Manager to Enter into an Agreement to Furnish and Install an Air Compressor System.
9. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Appendix A – Zoning.
10. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Zoning Board of Appeals.
11. Approval of Minutes of Prior Meeting of March 19, 2024.

April 2, 2024

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Appointing a Hearing Officer for the City of Long Beach.

WHEREAS, after due advertising therefore, pursuant to City of Long Beach Request for Quotation-Hearing Officer-117, published on December 7, 2023, quotations have been received in the Office of the City Purchasing Agent for Hearing Officers to assist in presiding over Krimstock, Vehicle Booting/Immobilization and Vehicle Towing hearings, at a cost of \$150 per hearing; and

WHEREAS, it has been determined that Request for Quotation respondent Theresa Williams, Esq. possesses adequate qualifications to be appointed a Hearing Officer to preside over the aforementioned hearings, and the City desires to appoint Theresa Williams, Esq. as a Hearing Officer;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Long Beach, New York and City Manager of the City of Long Beach, New York hereby appoints Theresa Williams, Esq., as a Hearing Officer, in accordance with City of Long Beach Request for Quotation-Hearing Officer-117 and pursuant to Chapter 15, Article VI of the Code of Ordinances of the City of Long Beach.

April 2, 2024

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Appointing a Hearing Officer for the City of Long Beach.

WHEREAS, after due advertising therefore, pursuant to City of Long Beach Request for Quotation-Hearing Officer-117, published on December 7, 2023, quotations have been received in the Office of the City Purchasing Agent for Hearing Officers to assist in presiding over Krimstock, Vehicle Booting/Immobilization and Vehicle Towing hearings, at a cost of \$150 per hearing; and

WHEREAS, it has been determined that Request for Quotation respondent Ona Erike, Esq. possesses adequate qualifications to be appointed a Hearing Officer to preside over the aforementioned hearings, and the City desires to appoint Ona Erike, Esq. as a Hearing Officer;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Long Beach, New York and City Manager of the City of Long Beach, New York hereby appoints Ona Erike, Esq., as a Hearing Officer, in accordance with City of Long Beach Request for Quotation-Hearing Officer-117 and pursuant to Chapter 15, Article VI of the Code of Ordinances of the City of Long Beach.

April 2, 2024

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase Various
T-Shirts and Athletic Apparel with Imprints from the Lowest
Responsible Bidders.

WHEREAS, after due advertising therefore, bids were received in the Office of the City Purchasing on Thursday, February 15, 2024 at 11:00 a.m. for the purchase of various t-shirts and athletic apparel with imprints for multiple Departments, as per specifications on file in the Office of the City Purchasing Agent and the named firms listed in Exhibit "A" annexed hereto were the lowest responsible bidders in each instance;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and is hereby authorized to purchase from the lowest responsible bidders in accordance with specifications on file in the Office of the City Purchasing Agent, on an "as needed" basis for a period of one-year, various t-shirts and athletic apparel with imprints at various prices according to sizes and artwork, as per bid, pursuant to the chart contained in Exhibit "A" annexed hereto. Funds are available now and will be available in fiscal year 2024-2025 in Account Nos. A7140.54410 (Recreation-Supplies & Materials); A7310.54410 (Youth & Family Services-Supplies & Materials); A7186.54419 (Lifeguards-Uniforms); A7185.54410 (Junior Lifeguards-Supplies & Materials); and A1982.54405 (Perpetual Inventory & Control).

2024 T-SHIRT BID AWARD

CLB077-2024
(Res #of 3/7/2023)

Item	Description	Approx. Quantity	Youth	Adult Small-XL	Adult 2XL-3XL	Youth	Adult Small-XL	Adult 2XL-3XL	Awarded Vendor
1a	100 % Cotton White Tank Top a. One (1) color - front & back b. Two (2) color - front & back	200	\$5.43	\$6.44	\$8.73				Bordova Innovations 915 East Elizabeth Avenue Linden, NJ 07036
			\$5.75	\$6.76	\$9.05				
1b	100 % Cotton Colored Tank Top a. One (1) color front & back b. Two (2) color front & back c. One (1) color front & back w/different numbers on each	1500	\$6.09	\$6.36	\$9.17	\$6.09	\$6.36	\$9.17	Bordova Innovations 915 East Elizabeth Avenue Linden, NJ 07036
			\$6.41	\$6.68	\$9.40	\$6.41	\$6.68		
			\$6.09	\$6.36	\$9.17	\$6.09	\$6.36		
2a	100 % Cotton White Short Sleeve T-Shirts a. One (1) color - front & back b. Two (2) color - front & back	500	\$4.50 \$5.50	\$4.50 \$5.50	\$6.50 \$7.50				EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552

2024 T-SHIRT BID AWARD

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(Res #of 3/7/2023)

2b	100% Cotton Colored Short Sleeve T-Shirts	1500	a. One (1) color front only	\$5.63	\$5.85	\$8.69	\$5.63	\$5.85	\$8.69	Bordova Innovations 915 East Elizabeth Avenue Linden, NJ 07036
			b. One (1) color front & back	\$5.63	\$5.85	\$8.69	\$5.63	\$5.85	\$8.69	
			c. Two (2) color front & back	\$5.95	\$6.17	\$9.01	\$5.95	\$6.17	\$9.01	
			d. One (1) color front & back w/different numbers on each	\$5.63	\$5.85	\$8.69	\$5.63	\$5.85	\$8.69	
			e. One (1) color front & back w/different numbers & different sponsor's name on back	\$5.63	\$5.85	\$8.69	\$5.63	\$5.85	\$8.69	
3a	100% Cotton White Long Sleeve T-Shirts	250	a. One (1) color – front & back	\$7.59	\$7.65	\$8.54				Bordova Innovations 915 East Elizabeth Avenue Linden, NJ 07036
			b. Two (2) color front & back	\$7.91	\$7.97	\$8.86				
3b	100% Cotton Colored Long Sleeve T-Shirts	1000	a. One (1) color – front & back	\$7.99	\$7.99	\$8.50	\$7.99	\$7.99	\$8.50	Triangle Sports, Inc.

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	b. Two (2) color- front & back	\$8.50	\$8.50	\$8.99	\$8.50	\$8.50	\$8.50	\$8.99		209 S. 9 th Avenue
	c. One (1) color front & back w/different numbers on each	\$8.50	\$8.50	\$8.99	\$8.50	\$8.50	\$8.50	\$8.99		La Puente, CA 91746

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4	Athletic Knit H6000 "or equal" Practice Hockey Jerseys One (1) color front & back w/different numbers on each	200	12.50	12.50						Triangle Sports, Inc. 209 S. 9th Avenue La Puente, CA 91746
5	Yupoong 1501 Knit cap "or equal" One (1) color embroidery	100	\$6.99							The Ink Stitch Club 39 Jeffy Lane Hicksville, NY 11801
6	Yupoong 6677 Flexfit Pro Style "or equal" baseball cap a. One (1) color embroidery b. Two (2) color embroidery	400								The Ink Stitch Club 39 Jeffy Lane Hicksville, NY 11801
7	Charles River #9904 Pack-N-Go Pullover "or equal" One (1) color embroidery front	25		\$28.95	\$30.95					EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
8	Tote Bag 13" x 13" One (1) Color	800	\$2.48							BSN Sports

2024 T-SHIRT BID AWARD

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	Imprint front																	501 N. Tanque Verde Loop Rd. Tucson, AZ 85748
9	Yellow short sleeve T-Shirts Fruit of the Loom Best "or equal" One (1) color back only (Red)	450		\$3.75	\$3.75	\$3.75												EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
10	Gildan Dry Blend Adult Jersey Sport Shirt #8800 "or equal" One (1) color front only (Red)	220			\$9.50	\$11.50												EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
11	Gildan 6.1 oz. "or equal" Short Sleeve T- Shirt Color: Navy w/2 color imprint on left chest & 2 color imprint on full back (oversized) Optional: Small American Flag with	230			\$6.90	\$8.90												EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552

2024 T-SHIRT BID AWARD

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	date on Left Upper Sleeve																		
12	Gildan 6.1 oz. "or equal" Long Sleeve T-Shirt Color: Navy w/2 color imprint on left chest and 2 color imprint on full back (oversized) Optional: Small American Flag with date on Left Upper Sleeve	230		\$9.50	\$10.00														Triangle Sports, Inc. 209 S. 9th Avenue La Puente, CA 91746
13	Softie #M-037 Low-Rise Women's Shorts "or equal" Color varies with one (1) color imprint on left leg	140		\$6.94															EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
14	Liberty Bags #8882 Large Drawstring Backpack "or equal". One (1) color with one (1) color imprint on OVERSIZED FULL FRONT	210	ONE SIZE	\$6.50															EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552

2024 T-SHIRT BID AWARD

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15	Port & Company PC78H "or equal" Hooded Sweatshirt Color: Varies with one (1) color imprint on full front (oversized) <i>Optional:</i> Small American Flag with date on Left Upper Sleeve	175		\$14.90	\$17.50								EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
16	Port & Company PC78P "or equal" Core Fleece Adult Pocketed Sweatpants Color: varies with one (1) color imprint on left leg	230		\$12.90	\$14.90								EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552
17	Charles River #9199 "or equal" "New Englander Rain Jacket" Color: Navy w/one (1) color imprint on left chest and one (1) color imprint on full back <i>Optional:</i> Small American Flag with date on Left Upper Sleeve	30		\$39.00	\$41.00								EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552

2024 T-SHIRT BID AWARD

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18	Charles River #9198 "or equal" "New Englander Pants" Color: Navy w/one (1) color imprint on left leg	30		\$27.85	\$29.35													BSN Sports 501 N. Tanque Verde Loop Rd. Tucson, AZ 85748
19	Watermen Maverick Swim Suit "or equal" Color: Varies with 1-color imprint of Long Beach Lifeguard Patrol Logo on left leg	135		\$22.50	\$28.50													Digital Dash Creative LLC 1019 Main Street, #1049 Bridgeport, CT 06604
20	Original Lifeguard Aloha Stretch Short "or equal" Color: Red with 1- color imprint of Long Beach Lifeguard Patrol Logo on left leg	48		\$24.00														Original Watermen, Inc. 8645 Kiowea Road Kenkaha, HA 96752
21	Burnside Men's Solid Board Shorts #B9301 "or equal" Color: Varies with 1-color imprint of Long Beach Patrol Logo on lower left leg	125		\$17.25	\$17.50													Digital Dash Creative LLC 1019 Main Street, #1049

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											Bridgeport, CT 06604
22	Jolyn Ryan Swim Top "or equal" Color: varies with 1- color imprint of Long Beach Patrol Logo on front center of top	50		\$25.00							Original Watermen, Inc. 8645 Kiowa Road Kenkaha, HA 96752
23	Jolyn Midl Bikini Bottoms "or equal" Color: varies	50		\$15.00							Original Watermen, Inc. 8645 Kiowa Road Kenkaha, HA 96752
24	Team 365 Men's Zone Performance Hoodie #TT41 "or equal" Color: varies with 1-color oversized imprint of Long Beach Patrol Logo on front center	175		\$14.50	\$17.40						Digital Dash Creative LLC 1019 Main Street, #1049 Bridgeport, CT 06604
25	Yupoong Classics Retro Trucker Cap #6606 "or equal" Color: varies with Long Beach Lifeguard Logo embroidered on front in white and gold	200		\$8.79							The Ink Stitch Club 39 Jeffrey Lane Hicksville, NY 11801

2024 T-SHIRT BID AWARD

CLB077-2024

(Res #of 3/7/2023)

26	FeatherLite #0469 "or equal" Color varies with two (2) color embroidery on FRONT LEFT CHEST Option 1: 1-color embroidery on FRONT RIGHT CHEST Option 2: 1-color oversized ink print on FULL BACK	70																	Digital Dash Creative LLC 1019 Main Street, #1049 Bridgeport, CT 06604
27	FeatherLite #0569 "or equal" One color with two (2) color embroidery on FRONT LEFT CHEST Option 1: 1-color embroidery on FRONT RIGHT CHEST Option 2: 1-color oversized ink print on FULL BACK	10																	Digital Dash Creative LLC 1019 Main Street, #1049 Bridgeport, CT 06604
28	Port Authority #K110LS Dry Zone * UV Micro-Mesh Long Sleeve Polo "or equal" Color varies with two (2) color embroidery on FRONT LEFT	10																	Bordova Innovations

2024 T-SHIRT BID AWARD

**CLB077-2024
(Res #of 3/7/2023)**

	CHEST Option 1: 1-color embroidery on FRONT RIGHT CHEST Option 2: 1-color oversized ink print on FULL BACK			\$16.69	\$18.19					915 East Elizabeth Avenue Linden, NJ 07036
29	Charles River #9501 "Adirondack Fleece Pullover" "or equal". Anti-pill Loftex fleece, unlined; stand-up collar with black accent; black zippers; elasticized cuffs; open hem with shock cord drawstring; zippered pockets. One (1) color embroidery front Two (2) color embroidery front	8		\$29.90 \$31.90	\$31.90 \$33.90					EZ Corporate Clothing 180 Hempstead Turnpike West Hempstead, NY 11552

April 2, 2024

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Settlement of Certiorari Proceedings.

WHEREAS, Long Beach Commons LLC, represented by Certilman Balin Adler & Hyman, LLP, 90 Merrick Avenue, 9th Floor, East Meadow, New York 11554, has commenced an action in the Supreme Court of New York, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 109, Lot(s) 21-26 on the Land and Tax Map of the County of Nassau, and also known as 151-161 East Park Avenue, Long Beach, New York for the fiscal years of 2020/21 through 2023/24; and

WHEREAS, the Tax Assessor and Corporation Counsel for the City of Long Beach have reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a refund of \$29,283, to be made in lump sum, and a reduction of the assessed valuation from \$70,000 to \$60,000 on condition that no grievance and/or petition be filed for the tax years 2024/25, 2025/26 and 2026/27; and

WHEREAS, the Board of Assessors of the City of Long Beach has determined that the settlement, without further litigation, is in the best interests of the City of Long Beach;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with Long Beach Commons LLC settling the certiorari proceedings covering fiscal years 2020/21 through 2023/24 for a refund of \$29,283.00, to be made in lump sum, and a reduction of the assessed valuation from \$70,000 to \$60,000 on condition that no grievance and/or petition be filed for the tax years 2024/25, 2025/26 and 2026/27. Funds are available in Account No. A1930.54403 (Judgments and Claims).

April 2, 2024

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Execute
an Assignment Agreement.

WHEREAS, on or about April 30, 2021, the City entered into an agreement with US eDirect, 99 Powerhouse Road, Suite 207, Roslyn Heights, New York 11577, to provide the City with an electronic beach pass solution; and

WHEREAS, US eDirect desires to assign its benefits and obligations under the aforementioned agreement to Direct Technology Holding Inc. d/b/a Yodel Pass, 515 Madison Avenue, Suite 8146, New York, New York 10022, who desires to receive the benefits and obligations under the aforementioned agreement;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and is hereby authorized to enter into an agreement to assign the benefits and obligations of US eDirect, 99 Powerhouse Road, Suite 207, Roslyn Heights, New York 11577 under the agreement with the City of Long Beach entered into on or about April 30, 2021 to Direct Technology Holding Inc. d/b/a Yodel Pass, 515 Madison Avenue, Suite 8146, New York, New York 10022.

April 2, 2024

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Adopting a Title VI Policy.

WHEREAS, it is the desire of the City Council to adopt an updated formal Title VI Policy, presently on file in the office of the City Clerk;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the updated Title VI Policy of the City of Long Beach, presently on file in the office of the City Clerk, is hereby adopted.

April 2, 2024

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Appointing a Member to the Board
of Ethics of the City of Long Beach.

WHEREAS, pursuant to Article 2, Section 18 of the Charter of the City of Long Beach, a Board of Ethics consisting of five (5) appointed members is appointed by the City Council; and

WHEREAS, the City Council desires to appoint a member to the Board of Ethics of the City of Long Beach; and

WHEREAS, said newly appointed member of the Board of Ethics shall serve at the pleasure of the City Council; shall reside in the City of Long Beach; and shall serve without compensation; and

WHEREAS, the Board shall render advisory opinions with respect to Article 18 of the General Municipal Law and the City's Code of Ethics and all requests for opinions must be submitted to the Board in writing;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that Lisa Spar is hereby appointed as a member of the Board of Ethics of the City of Long Beach.

April 2, 2024

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter Into
an Agreement to Furnish and Install an Air Compressor
System.

WHEREAS, after due advertisement therefore, two (2) bids were received in the Office of the City Purchasing Agent on March 14, 2024 at 11:00 a.m. to furnish and install an air compressor system for the Fire Department as per specifications on file in the Office of the City Purchasing Agent; and

WHEREAS, AAA Emergency Supply Co., Inc., 6335 North Broadway, White Plains, New York 10603 was the lowest responsible bidder for the purchase and installation of an air compressor system as per specifications on file, for a cost of \$79,991.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to enter into an agreement to furnish and install an air compressor system from AAA Emergency Supply Co., Inc., 6335 North Broadway, White Plains, New York 10603 as per specifications on file in the Office of the City Purchasing Agent, for a cost of \$79,991.00. Funds are available in Account No. S9928.54513 (PF&I- Fire Station Upgrades).

April 2, 2024

Item No. 9
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Appendix A – Zoning.

WHEREAS, there has been presented to this Council the following proposed
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE
CITY OF LONG BEACH RE: APPENDIX A – ZONING.”
(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New
York, on April 16, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: APPENDIX A – ZONING.

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

Sec.1. Appendix A of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby added to and amended to read as follows:

“APPENDIX A ZONING

...

Sec. 9-104. Definitions.

...

Lot, depth of: The average distance from the **property line abutting the street line** to the rear lot line, measured in the average general direction of the sidelines of the lot.

Lot, rear line: The lot line opposite the **property line abutting the street line**, or in the case of a corner lot, the lot line elected by the owner, provided that it be indicated on the plans filed with the building commissioner as provided hereafter.

...

Stepback: For any multiple dwelling or mixed use development building proposed within twenty (20) feet of the property line **abutting the street** ~~along the street line~~ in the Residence-Business A District, the fourth story and all stories above must be set back a minimum of fifteen (15) feet from the front of the building along the street frontage, as recommended by the Commissioner of Buildings and approved by the City Council.

...

Sec. 9-105. Residence A District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.1. Residence B District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.2. Residence C District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.3. Residence D District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least fifteen

(15) feet back ~~of street line~~ **from the property line abutting the street.** In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

Sec. 9-105.4. Residence DD District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street.** In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street than three (3) feet one (1) foot. In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the property line abutting the street than three (3) feet.**

...

(m) Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:

(1) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street.** In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street than one (1) foot.**

...

Sec. 9-105.5. Residence E District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street.** In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street than three (3) feet one (1) foot. In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the property line abutting the street than three (3) feet.**

...

(o) Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:

(1) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street.** In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street than one (1) foot.**

...

Sec. 9-105.6. Residence EE District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least five

(5) feet back ~~of street line~~ **from the property line abutting the street.** In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.7. Residence F District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street.** In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.8. Residence FF District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least five (5) feet back ~~of street line~~ **from the property line abutting the street.** In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.11. Residence J District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street.** In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.12. Residence K District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street,** or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.13. Residence L District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street,** or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, a front yard shall be required on each street on which the lot abuts. In the event the property line abuts on the Ocean Beach Park and a street, or is a through lot abutting two (2) streets, a front yard shall be required on each. Front yards shall be defined as those yards abutting the Ocean Beach Park, Shore Road, and Broadway.

...

Sec. 9-105.14. Residence-Business A District.

...

(d) *Step back.* For any multiple dwelling or mixed use development building proposed within twenty (20) feet ~~of the property line along the street line~~ **from the property line abutting the street, the fourth story and all stories above fronting the street line property line abutting the street or a public sidewalk,** inclusive of stories utilized for parking, must be set back a minimum fifteen (15) feet from the front of the building.

...

(g) *Front yard.* There shall be a front yard the depth of which shall be at least ten (10) feet from the ~~street line~~ **property line abutting the street** or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. In the event the property line abuts on the Ocean Beach Park and a street, or is a through lot abutting two (2) streets, a front yard shall be required on each. Front yards shall be defined as those yards abutting the Ocean Beach Park, Shore Road, and Broadway. As to multiple dwelling or mixed use developments located adjacent to Ocean Beach Park, if significant portions of the lot area, as recommended by the Commissioner of Buildings and determined by the City Council of the City of Long Beach, are used to provide "public areas," adjacent to, and at or above the existing Boardwalk level: the required front yard, where the property fronts Ocean Beach Park, may be reduced to zero (0) feet. For purposes of this provision, public areas shall be defined as parks, plazas, playgrounds, walkways, and other recreational areas and open spaces; significant view-sheds; and other features where the public is directly or indirectly drawn to visit or permitted to congregate within the mixed use development. In accordance with the requirements of the Community Benefit Bonus Program, front yards may be reduced, as recommended by the Commissioner of Buildings and approved by the City Council, based upon consideration of compatibility of adjacent buildings and structures, current setbacks of existing buildings in the area, vehicle and pedestrian access, visual access, lighting, drainage and utilities, public safety, whether reduced setbacks would fulfill the intent and purpose of this article.
..."

Section 2. This Ordinance shall take effect immediately

April 2, 2024

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Zoning Board of Appeals.

WHEREAS, there has been presented to this Council the following proposed
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: ZONING BOARD OF
APPEALS.”

(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New
York, on April 16, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: ZONING BOARD OF
APPEALS.

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

Sec.1. Chapter 20, Article II, Section 20-18 of the Code of Ordinances of the City of Long Beach, shall be and the same is hereby amended to read as follows:

“Sec. 20-18. Application fees.

There shall be a fee payable upon the filing of an application pursuant to this article, as follows:

Appeal from an Administrative Decision/Subdivision	\$300.00
Conditional/Temporary Variance, including Renewal . .	\$300.00
Special exception	\$180.00
Variance--Residential Renovation.	\$300.00
Variance-New One Family	\$650.00
Variance-New Two Family	\$900.00
Variance--Commercial	\$300.00
Variance-New Commercial	\$1,500.00
Variance-Commercial Alteration	\$1,000.00
Variance-New Multiple Dwelling	\$2,000.00
Variance--Off-street parking only	\$300.00
Variance-Fences	\$300.00
Variance-Cellular Sites	\$1,000.00
Temporary permit	\$300.00
Key Map Service	\$400.00

Sec. 2. This Ordinance shall take effect immediately.