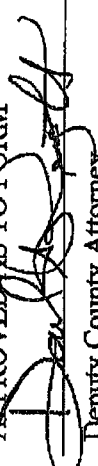


ORDINANCE NO. 87-2015

AN ORDINANCE TO CREATE A LAND BANK IN NASSAU COUNTY.

APPROVED AS TO FORM  
  
Deputy County Attorney

Passed by Nassau County Legislature  
on 7-13-15  
votes for 7; votes against 0; abstained 0; recused : 0  
Became an ordinance on 7-14-15  
With the approval of the County Executive

WHEREAS, this Legislature determines that vacant, abandoned and tax-delinquent properties are costly and present a danger to the health and safety of local residents and further, they reduce surrounding property values, spread blight and create havens for crime resulting in costs and loss of revenues to local government and discourage further investment; and

WHEREAS, the need exists to strengthen and revitalize Nassau County by solving the problems of vacant, abandoned and tax-delinquent property in a coordinated manner and to foster the development of such property to mitigate costs, increase property values and promote economic growth; and

WHEREAS, in July 2011, the Governor of the State of New York signed into law the, Chapter 257 of the Laws of 2011, permitting certain municipalities to create New York State Land Banks upon approval by the New York State Empire State Development Corporation; and

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WHEREAS, Article 16 of the New York State Not-for-Profit Corporation Law (the "Land Bank Act") empowers the County Legislature of Nassau County to authorize the creation of a Land Bank in Nassau County; now, therefore,

BE IT ORDAINED BY THE COUNTY LEGISLATURE OF NASSAU COUNTY,

Section 1. The County Legislature of Nassau County hereby authorizes, empowers and directs Nassau County to take all steps necessary to create and cause the incorporation of not-for-profit Nassau County Land Bank Corporation pursuant to the Land Bank Act. The New York State Land Bank for Nassau County shall be named the "Nassau County Land Bank Corporation."

Section 2. The purpose of Nassau County Land Bank Corporation is to direct funds to positive purposes that have the effect of decreasing the numbers of vacant, abandoned and tax-delinquent properties, revitalizing Nassau County communities and increasing the tax rolls to the benefit of all its citizens.

Section 3. Board of Directors.

(a) The initial Board of Directors (the "Board") of the Corporation shall consist of seven members as follows:

- i. Edward H. Ward, Deputy County Executive
- ii. Francis X. Maroney, Esq.
- iii. Patrick Kiernan, Special Assistant to the Clerk of the Legislature
- iv. Laura Curran, Legislator
- v. Siela A. Bynoe, Legislator
- vi. Christopher Leimone, Deputy County Attorney

vii. John Sarcone, Director of the Office of Housing and Community Development

(b) The members of the Board shall serve initial staggered terms varying from one to three years with three year terms thereafter and shall be appointed as follows:

- i. One Director shall be appointed by the County Executive. This shall initially be a three year term and will be filled by Edward H. Ward.
- ii. One Director shall be appointed by the County Executive upon the recommendation of the Presiding Officer. This shall initially be a one year term and will be filled by Francis X. Maroney.
- iii. One Director shall be appointed by the County Executive upon the recommendation of the Presiding Officer. This shall initially be a one year term and will be filled by Patrick Kiernan.
- iv. One Director shall be appointed by the County Executive upon the recommendation of the Minority Leader. This shall initially be a one year term and will be filled by Laura Curran.
- v. One Director shall be appointed by the County Executive upon the recommendation of the Minority Leader. This shall initially be a one year term and will be filled by Siela A. Bynoe.
- vi. One Director shall be the County Attorney or his or her designee. This shall initially be a three year term and will be filled by Christopher Leimone.
- vii. One Director shall be the Director of the Office of Housing and Community Development or his or her designee. This shall initially be two year term and will be filled by John Sarcone.

Section 3. Articles of Incorporation. The Certificate of Incorporation of the Nassau County Land Bank Corporation shall be filed, in substantially the same form as attached hereto, with the New York State Department of State upon approval by the New York State Empire State Development Corporation of the application of the Nassau County Land Bank Corporation pursuant to the Land Bank Act.

Section 4. Severability. If any part of or provision of this Ordinance or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Ordinance, or the application thereof to either persons or circumstances.

Section 5. SEQRA Determination. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is an "Unlisted" Action within the meaning of 6 N.Y.C.R.R. Part 617, and has directed the preparation of an Environmental Assessment Form, and based on the information in the Environmental Assessment Form and the criteria in Section 617.7 of 6 N.Y.C.R.R. Part 617 has determined in accordance with the mandates of SEQRA that this proposed local law will not have a significant impact on the environment, and no further review is required.

Section 6. This ordinance shall take effect immediately.

**APPROVED**  
  
**County Executive**

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July 14, 2015