

PROPOSED ORDINANCE NO. 2- 2012

AN ORDINANCE AMENDING PRIOR LEGISLATION ESTABLISHING RULES AND REGULATIONS FOR THE USE OF PARKING ON, AND TRAFFIC IN AND THROUGH, COUNTY OWNED PROPERTY, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT.

APPROVED AS TO FORM

Deputy County Attorney

WHEREAS, the County Legislature had previously adopted Ordinance 372-1991 establishing rules and regulations regarding parking on, and traffic in and through, County owned property; and

WHEREAS, the change in economic realities in the almost twenty years since this since this legislation was enacted requires that the penalties for violating this ordinance must be updated; NOW, THEREFORE,

BE IT ORDAINED by the County Legislature of the County of Nassau as follows:

§1. Section 7 of Ordinance 372-1991 is hereby amended to read as follows:

Section 7. Penalties. The violation of any provision of this ordinance shall constitute a traffic infraction and shall be punishable by a fine of not exceeding four hundred fifty dollars or by imprisonment not exceeding thirty days or by both such fine and imprisonment. Fines

shall be imposed as follows: a fine not exceeding one hundred fifty dollars for a first conviction in an eighteen month period; a fine not exceeding three hundred dollars for a second conviction within an 18 month period; and a fine not exceeding four hundred and fifty dollars for a third conviction within an 18 month period.

§2. 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 Ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 3. This ordinance shall take effect immediately upon its adoption.